

ORDINANCE NO. 628

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JEFFERSON, IOWA, 2017, TO ALLOW ZERO LOT LINE STRUCTURES

Be it enacted by the City Council of Jefferson, Iowa:

SECTION 1. Subsection Added. Section 165.26 of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is hereby amended by adding Subsection 10, which shall be as follows:

10. Zero Lot Line Structures. The purpose of this subsection is to allow for development of single-family and duplex dwellings on property with design standards prescribed to allow for zero lot line setbacks. This concept is intended to provide more usable yard area, maximize views, conserve energy, and provide development flexibility. Zero lot line development is intended to allow for alternate siting of single-family, duplex and townhouse dwellings on individual lots if the development standards of the residential zone can be met. The requirements of this chapter shall be considered as modifications to the zoning requirements relating only to setbacks. Any zero lot line development approval under this section shall be restricted to development as herein prescribed.

A. Zero lot line with existing subdivisions. Except as specifically provided otherwise, all requirements of plats on developed land within the City are unchanged, to include but not be limited to the application of all provisions of this title and the currently adopted International Residential Code adopted by the City.

B. Zero lot line with new subdivisions. A zero lot line development may be completed in conjunction with the subdivision of property through the subdivision process. Zero lot line applications in conjunction with plats by survey must be presented at a public hearing before approval may be granted.

C. Zero lot line design standards. Notwithstanding any other provision in the Code of Ordinances of the City of Jefferson and this title, a zero lot line development may be approved and thereafter developed in conformity with the following design standards:

- a. All dwellings constructed within the zero lot line development shall be so constructed as to share a common property line with an adjoining parcel or lot.
- b. All lots located within a zero lot line development shall be designated as having the following property lines:

- i. Front street property line, which shall be the property line adjacent to the street or public thoroughfare by which access is gained to the lot;
 - ii. Rear lot line, which shall be the lot line opposite the front street property line;
 - iii. Interior property line, which shall mean the lot line shared with the adjoining parcel or lots except for corner lots, where the side street property line shall be known as the side street property line;
 - iv. Common property line shall mean the property line on which the dwelling structure is located, and which is shared with an adjoining property owner;
 - v. The dwelling unit shall be placed upon only one interior property line with zero setbacks.
- c. No zero lot line shall be allowed for the yard adjacent to a public or private street.
- d. Each dwelling shall be located on its own individual platted lot. The plat shall indicate the zero lot line easements and restrictions appurtenant thereto. A construction maintenance agreement between the owners of the zero lot line lots shall be prepared at the expense of the property owners and recorded in the Greene County Recorder's Office. The agreement shall provide for a minimum five-foot reciprocal repair and maintenance easement extending in all directions from all zero setback walls. The purpose of the easement is for the maintenance and repair of the dwellings located on the zero lot line. The agreement shall address how maintenance and repairs are to be paid for, as well as how new construction shall be agreed to by the property owners. Restrictions shall be provided to limit changes of color, materials, and design of the dwelling as to be compatible with the attached unit.

SECTION 2. Subsection Added. Section 165.28 of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is hereby amended by adding Subsection 10, which shall be as follows:

10. Zero Lot Line Structures. The purpose of this subsection is to allow for development of single-family and duplex dwellings on property with design standards prescribed to allow for zero lot line setbacks. This concept is intended to provide more usable yard area,

maximize views, conserve energy, and provide development flexibility. Zero lot line development is intended to allow for alternate siting of single-family, duplex and townhouse dwellings on individual lots if the development standards of the residential zone can be met. The requirements of this chapter shall be considered as modifications to the zoning requirements relating only to setbacks. Any zero lot line development approval under this section shall be restricted to development as herein prescribed.

D. Zero lot line with existing subdivisions. Except as specifically provided otherwise, all requirements of plats on developed land within the City are unchanged, to include but not be limited to the application of all provisions of this title and the currently adopted International Residential Code adopted by the City.

E. Zero lot line with new subdivisions. A zero lot line development may be completed in conjunction with the subdivision of property through the subdivision process. Zero lot line applications in conjunction with plats by survey must be presented at a public hearing before approval may be granted.

F. Zero lot line design standards. Notwithstanding any other provision in the Code of Ordinances of the City of Jefferson and this title, a zero lot line development may be approved and thereafter developed in conformity with the following design standards:

- a. All dwellings constructed within the zero lot line development shall be so constructed as to share a common property line with an adjoining parcel or lot.
- b. All lots located within a zero lot line development shall be designated as having the following property lines:
 - i. Front street property line, which shall be the property line adjacent to the street or public thoroughfare by which access is gained to the lot;
 - ii. Rear lot line, which shall be the lot line opposite the front street property line;
 - iii. Interior property line, which shall mean the lot line shared with the adjoining parcel or lots except for corner lots, where the side street property line shall be known as the side street property line;
 - iv. Common property line shall mean the property line on which the dwelling structure is located, and which is shared with an adjoining property owner;
 - v. The dwelling unit shall be placed upon only one interior property line with zero setbacks.

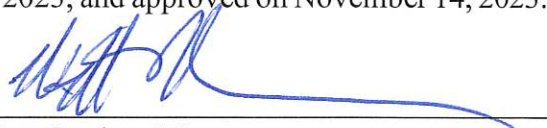
- c. No zero lot line shall be allowed for the yard adjacent to a public or private street.
- d. Each dwelling shall be located on its own individual platted lot. The plat shall indicate the zero lot line easements and restrictions appurtenant thereto. A construction maintenance agreement between the owners of the zero lot line lots shall be prepared at the expense of the property owners and recorded in the Greene County Recorder's Office. The agreement shall provide for a minimum five-foot reciprocal repair and maintenance easement extending in all directions from all zero setback walls. The purpose of the easement is for the maintenance and repair of the dwellings located on the zero lot line. The agreement shall address how maintenance and repairs are to be paid for, as well as how new construction shall be agreed to by the property owners. Restrictions shall be provided to limit changes of color, materials, and design of the dwelling as to be compatible with the attached unit.

SECTION 3. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. When effective. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Finally passed by the Council on November 14, 2023, and approved on November 14, 2023.



 Matt Gordon, Mayor

Attest:


 Roxanne Gorsuch, City Clerk

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I hereby certify that the foregoing ordinance was published in The Jefferson Herald on
November 23, 2023.



 Roxanne Gorsuch, City Clerk