ORDINANCE NO. ORD-25-08

First Reading: Public Hearing: March 17, 2025 April 21, 2025 Approved:April 21, 2025Published:May 1, 2025Effective:May 11, 2025

UNIFIED DEVELOPMENT CODE (GENERAL ENTERTAINMENT)

AN ORDINANCE TO AMEND SECTIONS 5.15 AND 5.16 OF CHAPTER 55 (UNIFIED DEVELOPMENT CODE) OF TITLE V OF THE CODE OF THE CITY OF ANN ARBOR

The City of Ann Arbor ordains:

<u>Section 1.</u> That Table 5.15-1 Primary Use Table in Section 5.15.1 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor be amended as follows:

See Table Notes (at bottom) for Important Information. Key: P = permitted | E =

USES (BY CATEGORY AND TYPE)			RESI DIS					М	IXE	D-U	SE I	Dist	FRIC	TS		SPE	CIA	LP	TIA URP CTS	OSE	1D	USE SPECIFIC STANDARDS
	AG	R1 (ALL)	R2A	R2B	R3	R_4 (ALL)	$\mathbf{R6}$	0	C1 (ALL)	D1	D_2	C2B	C3	TC1	R5	Р	Π	RE	ORL	M1 (ALL)	M2	
RESIDENTIAL																						5.16.1
HOUSEHOLD LIVING																						
Adult Foster Care		Р	Р	Р	Р	Р		Р	Р	Р	Р	Р	Р	Р			Р					
Dwelling, Assisted Living						Р		Р	Р	Р	Р	Р	Р	Р			Р					5.16.1B
Dwelling, Multi-Family						Р		Р	Р	Р	Р	Р	Р	Р			Р	Е				5.16.1A; 5.16.1D
Dwelling, Single-Family	Р	Р	Р	Р	Р	Р		Р	Р	Р	Р	Р	Р				Р					5.16.1A; 5.16.1C
Dwelling, Townhouse					Р	Р		Р	Р	Р	Р	Р	Р	Р			Р					5.16.1A
Dwelling, Two-Family			Р	Р	Р	Р		Р	Р	Р	Р	Р	Р				Р					5.16.1A
House Trailer/Mobile Home Park							Р															5.16.1A
GROUP LIVING				Ì															Ì			
Emergency Shelter						\mathbf{P}^{1}		Р	Р	Р	Р	Р	Р	Р								
Fraternities, Sororities, and Student Cooperative Housing				E		Е		Е	Р	Р	Р	Р	Р	Р								5.16.1A; 5.16.1E
Group Housing				Е		Е		Р	Р	Р	Р	Р	Р	Р								5.16.1A; 5.16.1F
Guest House						Р		Р	Р	Р	Р	Р	Р	Р								5.16.1A; 5.16.1G

¹ Except R4A. Emergency shelter use not permitted in R4A district.

See Table Notes (at bottom) for Important Information.

USES (BY CATEGORY AND TYPE)				DEN TRI			_	M	IXEI	D-U	SE I	Dist	RIC	TS	N	SPE	ESII CIA DIS	LΡ	URP	OSE		USE SPECIFIC STANDARDS
	AG	R1 (ALL)	R2A	R2B	R3	R4 (ALL)	$\mathbf{R6}$	0	C1 (ALL)	D1	D_2	C2B	C3	TC1	$\mathbf{R5}$	Р	PL	RE	ORL	M1 (ALL)	M2	
PUBLIC/ INSTITUTIONAL																						5.16.2
COMMUNITY AND CULTURAL																						
Cemetery	Р	1																				
Club Headquarters or Community Center				Е		Е		Р	Р	Р	Р	Р	Р	Р								5.16.2C
Conference Center										Е									Е			
Correctional Facility																	Р					
Museum, Art Gallery										Р	Р	Р	Р	Р			Р					
Funeral Services								Р	Р	Р	Р	Р	Р	Р						Р	Р	
Government Offices and Courts								Р	Р	Р	Р	Р	Р	Р			Р			Р		
Library		Р	Р	Р	Р	Р		Р	Р	Р	Р	Р	Р	Р			Р			Р		
Parks, Recreation, and Open Space																	Р					5.16.2G
Religious Assembly	Р	Е	Е	Е	Е	Е		Р	Р	Р	Р	Р	Р	Р						P^2		
DAY CARE																						
Adult Day Care Center		Е	Е	Е	Р	Р		Р	Р	Р	Р	Р	Р	Р					Е	Р	Р	5.16.2A
Child Care Center		Р	Р	Р	Р	Р		Р	Р	Р	Р	Р	Р	Р				Р	Р	Р	Р	5.16.2B
EDUCATIONAL																						
Institution of Higher Learning, Private		Е	Е	Е	Е	Е		Р	Р	Р	Р	Р	Р	Р						Р	Р	5.16.2E
Institution of Higher Learning, Public	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	
School, Private		Е	Е	Е	Е	Е		Р	Р	Р	Р	Р	Р	Р				Е	Е			
School, Public	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	

² Except M1A. Religious assembly use is not permitted in the M1A district.

TABLE 5.15-1:	PRIMARY USE TABLE	

See Table Notes (at bottom) for Important Information.

Uses (by Category and Type)				DEN STRI				M	IXEI	D-U	SE I	Dist	RIC	TS		SPE	CIA		URP	L AN OSE		USE SPECIFIC STANDARDS
	AG	R1 (ALL)	R2A	R2B	R3	R4 (ALL)	$\mathbf{R6}$	0	C1 (ALL)	D1	$\mathbf{D2}$	C2B	C3	TC1	$\mathbf{R5}$	Р	ΡL	RE	ORL	M1 (ALL)	M_2	
School, Trade/Industrial								Р	Р	Р	Р	Р	Р	Р			Р		Р	Р	Р	
HEALTH CARE																						
Hospital						Е		Е	Е					Р			Р			Е		5.16.2D
Nursing Care Facility						Р		Р	Р	Р	Р	Р	Р	Р	Р					Р	Р	5.16.2F
Commercial																						5.16.3
HOSPITALITY				Ì																		
Banquet Hall								Р	Р	Р	Р	Р	Р	Р								
Designated Marijuana Consumption Facility									E³	E	E	E	E	E								
Restaurant, Bar, Food Service								Р	Р	Р	Р	Р	Р	Р								
LODGING																						
Bed and Breakfast, Principal										Р	Р	Р	Р	Р	Р							
Hotel								Р	Р	Р	Р	Р	Р	Р	Р							
Short-Term Rental – Non-Principal Residence								Р	Р	Р	Р	Р	Р									
RECREATION, ENTERTAINMENT, AND ARTS																						
Adult Entertainment Business																				P_4	Р	5.16.3A
Artist Studio								Р	Р	Р	Р	Р	Р	Р						Р	Р	5.16.3B
General Entertainment									Р	Р	E	Р	Р	Р								5.16.3D

 ³ Except C1. Designated Marijuana Consumption Facility use is not permitted in the C1 district.
 ⁴ Except M1A. Adult Entertainment Business use is not permitted in the M1A district.

See Table Notes (at bottom) for Important Information.

USES (BY CATEGORY AND TYPE)				DEN STRI				M	IXEI	D-U	SE I	Dist	RIC	TS		Spe	CIA	l Pi			١D	USE SPECIFIC STANDARDS
	AG	R1 (ALL)	R2A	R2B	R3	$R_{4}(ALL)$	R6	0	C1 (ALL)	\mathbf{D}_{1}	D2	C2B	C3	TC_1	R5	Р	ΡL	RE	ORL	M1 (ALL)	M2	
Indoor Recreation								Р	Р	Р	Р	Р	Р	Р			Р		Е	Е	Е	5.16.3F
Outdoor Recreation	Р	Е	Е	Е	Е	Е						Р	Р				Р		Е			5.16.3J
SALES																						
Automobile, Motorcycle, Recreational Vehicle, Equipment Sales and Rental										E	E	Р	Р	E						Р		5.16.3C
Fueling Station										Е	Е	Е	Р								Р	5.16.3E
Outdoor Sales, Permanent									Р	Р	Р	Р	Р	Р								5.16.3K
Marijuana Provisioning Center									Е	Е	Е	Е	Е	Е						Е	Е	5.16.3G
Mobile Food Vending Service								Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	Р	5.16.3H
Retail Sales, General Merchandise									Р	Р	Р	Р	Р	Р								
Wholesale, Resale, Building Material and Supplies												Р	Р							Р	Р	
SERVICES AND REPAIR																						
Automobile, Truck, Construction Equipment Repair										E	E	Р	Р	E						Р	Р	5.16.3C
Contractors, General Construction, and Residential Building											Р	Р	Р							Р	Р	
Laundry, Cleaning, and Garment Services									Р	Р	Р	Р	Р	Р						Р	Р	
Parking Lot, Parking Structure										Е	Е					Р	Р					5.16.3L
Personal Services								Р	Р	Р	Р	Р	Р	Р								
Vehicle Wash										Е	Е	Е	Р									
Kennels and Animal Boarding								Е	Е	Р	Р	Р	Р							Р	Р	5.16.3O

See Table Notes (at bottom) for Important Information.

USES (BY CATEGORY AND TYPE)				DEN STRI				М	IXE	D-U	SE I	Dist	FRIC	TS		ONR Spe	CIA		URP	OSE	1D	USE SPECIFIC STANDARDS
	AG	R1 (ALL)	R2A	R2B	R3	R4 (ALL)	R6	0	C1 (ALL)	D1	D_2	C2B	C3	TC1	R5	Р	ΡL	RE	ORL	M1 (ALL)	M_2	
OFFICE AND RESEARCH																						5.16.4
Office																						
Bank, Credit Union, Financial Services								Р	Р	Р	Р	Р	Р	Р						Р		
General								Р	Р	Р	Р	Р	Р	Р				Р	Р	Р		5.16.4C
Medical/Dental								Р	Р	Р	Р	Р	Р	Р						Р		5.16.4C
Veterinary								Р	Р	Р	Р	Р	Р	Р								
Nonprofit Corporations		Е	Е	Е	Е	Е		Р	Р	Р	Р	Р	Р	Р				Р	Р	Р		5.16.4B
RESEARCH AND DEVELOPMENT									1							1						
Laboratory														Р				Р	Р	Р	Р	5.16.4A
Marijuana Safety Compliance Facility																		Р	Р	Р		5.16.3G
Medical Laboratory										Р	Р	Р	Р	Р				Р	Р	Р	Р	
Research/Development														Р				Р	Р	Р	Р	
TRANSPORTATION																						
Marijuana Secure Transporter												Р	Р							Р		5.16.3G
Railroad and Public Transportation Rights-of-Way										Р	Р	Р	Р				Р			Р	Р	
Transit Center, Station, or Depot										Р	Р	Р	Р	Р			Р			Р	Р	
Transportation Facilities																	Р					
Industrial																						5.16.5
AGRICULTURAL																						
Agriculture/Greenhouse	Р																					

See Table Notes (at bottom) for Important Information.

USES (BY CATEGORY AND TYPE)					ITIA CTS			M	IXEI	D-U	SE I	Dist	RIC	TS		Spe	RESII ECIA DIS	LΡ	JRP	OSE		USE SPECIFIC STANDARDS
	AG	R1 (ALL)	R2A	R2B	R3	R4 (ALL)	$\mathbf{R6}$	0	C1 (ALL)	$\mathbf{D}1$	$\mathbf{D2}$	C2B	C3	TC1	R5	Р	ΡL	RE	ORL	M1 (ALL)	M_2	
Barns	Р																					
Borrow Pit	Е																					
Marijuana Microbusiness													Е					Е	Е	Е	Е	5.16.3G
Marijuana Grower																		Е	Е	Р	Р	5.16.3G
MANUFACTURING, PROCESSING, Assembly, and Fabrication																						
Asphalt and Concrete Mixing Plant, Sand and Gravel Pit																					Е	
Coal and Coke Dealer																					Р	
Food and Beverages																				Р	Р	
Heavy Manufacturing																					Р	5.16.5A
Laundry and Dry Cleaning Plant																				Р	Р	
Light Manufacturing																			Р	Р		5.16.5B
Marijuana Processor																		Е	Е	Р		5.16.3G
Marijuana-Infused Product Processor												Е	Е									5.16.3G
Oil and Gas Wells																						5.16.5C
Pilot Manufacturing																		Р	Р	Р	Р	
Scrap and Waste Material																					Е	
Slaughterhouse																					Е	
UTILITIES AND COMMUNICATIONS																						
Broadcasting Facility										Р	Р	Р	Р	Р						Р	Р	
Data Processing and Computer Centers								Р	Р	Р	Р	Р	Р	Р				Р	Р	Р	Р	
Electric, Gas, and Sanitary Services																				Р	Р	

See Table Notes (at bottom) for Important Information.

Key: P = permitted | E = special exception | Blank = prohibited.

USES (BY CATEGORY AND TYPE)					NTIA ICTS			М	IXE	D-U	SE I	Dist	RIC	TS	N	SPE	RESI ECIA DIS	LP	URP	OSE		USE SPECIFIC Standards
	AG	R1 (ALL)	R2A	R2B	R3	R4 (ALL)	R6	0	C1 (ALL)	D1	D_2	C2B	C3	TC1	R5	Р	ΡL	RE	ORL	M1 (ALL)	M2	
Power and Fuel Rights-of-Way																					Р	
Wireless Communication Facilities	Р							Р	\mathbf{P}^{5}	Е	Е	Р	Р	E	Е		Р	Р	Р	Р	Р	5.16.5D
WAREHOUSING AND STORAGE																						
Medium-Term Car Storage																Е						5.16.3I
Short-Term Car Storage																Р						5.16.3N
Outdoor Storage																				Р	Р	
Warehousing and Indoor Storage		1											Р							Р	Р	

See Section 5.15 for full table key.

All properties are subject to the additional standards indicated for that use in the right column (Use Specific Standards).

All properties in overlay districts are subject to the additional use regulations in Section 5.14

Specific uses in the C1A/R, RE, and ORL districts are subject to the additional standards found in Sections 5.12.5B, 5.13.4B, and 5.13.5B respectively.

All uses in the TC1 district are subject to the additional standards found in Section 5.17.7

⁵ Except C1 and C1A. Wireless Communication Facilities use is not permitted in C1 and C1A districts.

<u>Section 2.</u> That Section 5.16.3.D of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor be amended as follows and renumbered accordingly:

 D.
 General Entertainment

 1.
 Theatre, Enclosed

 a.
 C1B District

 The total seating capacity shall not exceed 600 seats.

 2.
 Pinball Parlor

 Allowed only in the C1A District.

<u>Section 3.</u> This ordinance shall take effect and be in force on and after ten days from legal publication.

CERTIFICATION

I hereby certify that the foregoing ordinance was adopted by the Council of the City of Ann Arbor, Michigan, at its regular session of April 21, 2025.

(Date)

Jacqueline Beaudry, Ann Arbor City Clerk

Christopher Taylor, Mayor of the City of Ann Arbor

I hereby certify that the foregoing ordinance received legal publication in the Washtenaw County Legal News on May 1, 2025.

Jacqueline Beaudry, Ann Arbor City Clerk