

CITY OF HARRISBURG ORDINANCE 2023-02,  
TO AMEND THE ZONING REGULATIONS

BE IT ORDAINED by the City Council of the City of Harrisburg as follows:

**ARTICLE I – PURPOSE AND JURISDICTION**

SECTION 1 – PURPOSE.

Ordinance 2023-02 is an ordinance to amend the HI Heavy Industrial section of the Zoning Regulations of the City of Harrisburg. The City Council of the City of Harrisburg has deemed these regulations and controls to be reasonable and reasonably related to the purpose of promoting the health, safety, and general welfare of the City of Harrisburg.

SECTION 2 – JURISDICTION.

This Ordinance shall govern all territory within the statutory jurisdiction of the City of Harrisburg, South Dakota.

SECTION 3 – SEVERABILITY AND SEPARABILITY.

Should any Article, Section, Subsection, or Provision of this Ordinance be found to be or declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the Ordinance as a whole or any part thereof, other than the portion so declared to be invalid or unconstitutional.

**ARTICLE II – AMENDMENTS TO CHAPTER 9.02: ZONING REGULATIONS**

A. The following conditional use be added to Section 3.11.2.

<u>Use</u>	<u>Use-Specific Standards</u>
<u>Aggregate storage facilities</u>	<u>See Sections 5.15 and 5.16</u>

B. The word concrete is added to the following conditional use in Section 3.11.2.

Manufacture of acid, alcohol, ammonia, asphalt, bleach, cement, chlorine, concrete, dyestuffs, explosives, fertilizer, glue, gypsum, lime, oils, paint, plaster of paris, shellac, sizing, turpentine, or yeast

C. The following conditional use be added to Section 3.11.2.

<u>Use</u>	<u>Use-Specific Standards</u>
<u>Transload facilities</u>	<u>See Sections 5.15 and 5.16</u>

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D. The following definition be added to Section 8.2

TRANSLOAD FACILITY – A fixed facility where goods from one mode of transportation are unloaded, temporarily stored, and then loaded on another mode of transportation for delivery to their ultimate destination.

BE IT FURTHER ORDAINED by the City Council of the City of Harrisburg that this Ordinance shall become effective in accordance with law.

CITY OF HARRISBURG

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Finance Officer  
(SEAL)

First Reading: April 11, 2023  
Second Reading: April 18, 2023  
Published: April 27, 2023  
Effective: May 17, 2023