

issuance of the Conditional Use Permit. No structure (temporary or permanent), fill (including fill for roads and levees), deposit, obstruction, storage of materials or equipment, or other use shall be permitted which acting alone or in combination with existing or reasonably anticipated uses unduly affects the efficiency or the capacity of the floodway or unduly increases flood heights. Consideration of the effects of a proposed use shall be based on a reasonable assumption that there will be an equal degree of encroachment extending for a significant reach on both sides of the stream. Conditional Uses include:

- 1204.11 Uses or structures accessory to open space or Conditional Uses.
- 1204.12 Circuses, carnivals and similar transient amusement enterprises.
- 1204.13 Drive-in theaters, new and used car lots, road side stands, signs and billboards.
- 1204.14 Extraction of sand, gravel, and other materials.
- 1204.15 Railroad, streets, bridges, utility transmission lines and pipelines.
- 1204.16 Storage yards for equipment, machinery and materials.
- 1204.17 Kennels and stables.
- 1204.18 Other uses similar in nature to uses described in Subdivision 1202 of this Section which are consistent with the provisions set forth in this Ordinance.

1204.2 Fill.

- 204.21 Any fill or materials proposed to be deposited in the floodway will be allowed only upon issuance of a Conditional Use Permit. The fill or materials must be shown to have some beneficial purpose, and the amount thereof not greater than is necessary to achieve that purpose, as demonstrated by a plan submitted by the owner showing the uses to which the filled land will be put and the final dimensions of the proposed fill or other materials.
- 1204.22 Such fill or other materials shall be protected against erosion by rip-rap, vegetative cover, or bulkheading.

1204.3 Structures (temporary or permanent) Accessory to Conditional Uses Listed in 1204.1.

- 1204.31 Structures shall not be designed for human habitation.