



### ACCESSORY STRUCTURE ZONING PERMIT

For Structures < 256 square feet: No fee, and no Building Permit is required  
Accessory structures greater than 256 sq. ft. require a Building Permit, which has a fee.  
**Garages require a Building Permit even if less than 256 sq. ft.**

Date of Application: \_\_\_\_\_ Project Address: \_\_\_\_\_

Zoning District: \_\_\_\_\_ Is this property located in the Historic District? Yes \_\_\_\_\_ No \_\_\_\_\_

#### Applicant Information

Name of Applicant: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_ Email: \_\_\_\_\_

#### Property Owner Information (If different from applicant)

Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_

#### The following information is required to be submitted with the application:

1. Plat, tax map, or sketch that shows:
  - a. Location of the proposed accessory structure.
  - b. The distance between the proposed structure and the side and rear property lines.
  - c. Location and dimensions, including height, of any structures currently on the property.

Brief description of work to be done and proposed use: \_\_\_\_\_

Dimensions (width, length, and height) of structure. No fee is required when size is less than 256 sq. ft.

**Width:** \_\_\_\_\_ feet    **Length:** \_\_\_\_\_ feet    **\*Total square footage:** \_\_\_\_\_    **Height:** \_\_\_\_\_ feet

It is the applicant's responsibility to ensure that any accessory structure(s) proposed to be located within easements of any kind or around fire protection facilities, have the necessary authorization from the easement holder. If the City is the easement holder, the Department of Public Works must authorize the proposed structure within the easement. The City shall not be responsible for damage to accessory structures that must be removed by an easement holder to access such easements or facilities.

This permit only grants permission under City Code §72-24 for an accessory structure on your property, based on information that you have provided. The City is not responsible for determining that you own the property on which the accessory structure will be placed, that you have all other permissions required to do so (for example, permission from anyone holding an easement on the property), or that you will not be interfering with utility lines. **All accessory structures shall conform to the applicable requirements of the City of Fredericksburg's Unified Development Ordinance**, which are on the reverse side of this application.

**The undersigned owner/applicant does hereby agree and certify that the information given is true.**

Applicant Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Property Owner Signature: \_\_\_\_\_ Date: \_\_\_\_\_

<b>Staff Only</b>	
<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved
<b>Comments:</b> _____	
<b>Development Administrator</b>	<b>Date</b>
<b>This decision can be appealed in accordance with City Code § 72-24.7.</b>	
Form updated June 10, 2019.	<b>Permit #:</b> _____

## **72-42 ACCESSORY USE STANDARDS**

### **72-42.1 Purpose**

This section authorizes the establishment of accessory uses that are incidental and customarily subordinate to principal uses. The purpose of this section is to allow a broad range of accessory uses, so long as such uses are located on the same site as the principal use, and so long as they comply with the standards set forth in this section in order to reduce potentially adverse impacts on surrounding lands.

### **72-42.2 General Standards and Limitations**

#### **A. Compliance with Ordinance Requirements**

Except as otherwise specifically provided in this Ordinance, accessory uses are permitted for an in connection with any use that is allowed by right or by special use permit. All accessory uses and accessory structures shall conform to the applicable requirements of this Ordinance, including Article 72-3: Zoning Districts, Article 72-4: Use Standards, and Article 72-5: Development Standards. The provisions of this section establish additional standards and restrictions for particular accessory uses and structures.

#### **B. General Standards**

All accessory uses and accessory structures shall meet the following standards:

1. Directly serve the principal use or structure;
2. Be customarily accessory and clearly incidental and subordinate to the principal use and structure;
3. Not exceed 25 percent of the heated floor or buildable area of the principal use, except where otherwise allowed by this Ordinance;
4. Be owned or operated by the same person as the principal use or structure;
5. Together with the principal use or structure, not violate the bulk, density, parking, landscaping, or open space standards of this Ordinance; and
6. Not constitute a combination use, which is the combination of two principal uses (combination uses will not meet the above standards in terms of being subordinate or providing service to the principal use).
7. No accessory use shall be located on a lot prior to development of an associated principal use.
8. An accessory use or structure may be approved in conjunction with or subsequent to approval of the principal use or structure.

### **72-42.3 Location of Accessory Uses or Structures**

No accessory use or structure shall occupy more than 30 percent of the rear yard.

1. No accessory structure shall be located in the front yard. No accessory structure requiring a building permit shall be closer to a front lot line than the principle structure.
2. No accessory use or structure shall be closer than five feet to a side or rear lot line, except that if the principle structure has a setback of less than five feet, then the setback of an accessory structure may be the same as exists for the principle structure.
3. No accessory structure shall be located within any platted or recorded easement or over any known utility unless written authorization is provided from the easement holder or the city, as appropriate.
4. An accessory structure may be located within the rear yard of a double frontage lot provided:
  - a. The lot is zoned with a nonresidential, mixed-use, or planned development district designation;
  - b. The lot across the street has a nonresidential, mixed-use, or planned development district designation;
  - c. The accessory structure does not exceed 12 feet in height, or one story, whichever is less;
  - d. The accessory structure setback is at least five feet from the rear lot line; and
  - e. The area between the accessory structure and adjacent street includes landscaping that is capable of screening the structure when it is mature.

### **72-42.4 Maximum Height**

No accessory structure shall exceed 25 feet in height, or 10 feet in height if located in a side or rear yard.