

## **EXHIBIT B**

(Blue indicates additions; red strikethrough indicates removals)

**COMMERCE CITY COLORADO LAND DEVELOPMENT CODE  
ARTICLE V – USES AND ACCESSORY STRUCTURES  
DIVISION 2 – PRINCIPAL USES  
SUBDIVISION A – GENERAL PROVISIONS**

**Sec. 21-5200 – Land Use Table.**

**Table V-1. Land Use Table**

Table V-1. Land Use Table

		Uses Allowed by Zoning District																Additional Regulations
		R = Allowed by Right P = Use by Permit C = Conditional Use OG = Oil & Gas Permit Blank Cell = Excluded																
Use Classification	Specific Use Type	NAICS Code	R-1	R-2	R-3	R-4	MHP	C-1	C-2	C-3	MU-1	I-1	I-1S	I-2	I-3	AG	PUBLI	
<b>AGRICULTURAL USES</b>																		
Agriculture	Crop production, including the sale of agricultural products directly from the grower to the consumer on land that is part of the farm unit	111														R		
	Dairy products manufacturing, exclusively grown on premises	3115														R		
	Food manufacturing, miscellaneous, all other, exclusively grown on premises	3119														R		
	Food manufacturing, specialty and fruit and vegetable preserving, exclusively grown on premises	3114														R		
	Grain and oilseed milling, exclusively grown on premises	3112														R		
	Wineries, processing fruits exclusively grown on premises	31213														R		
Agricultural Services	Agricultural support businesses and services	1151												C	C	R		
	Animal production, excluding NAICS 112990	112														R		21-5246
	Animal production support services	1152													R	R		
	Cattle feedlot, stockyard, and the commercial sale of livestock	112112													C	C		
	Firewood; commercial storage and sales	454319												R	R	R		
	Fish hatchery	112511														R		
	Poultry house or pigeon coop	1123														R		
	Riding stables/equestrian training	115210														R		
	Rodeo	711310														C		
	Veterinary services (livestock)	541940														R		
Horticulture and Nurseries	Community garden		R	R	R	R	R	R	R	R	R	P		P	P	R	R	21-5226
	Greenhouse/nursery/tree production (with no outdoor storage)	11142								R		R		R	R	R		21-5236
	Greenhouse/nursery/tree production (with outdoor storage)	11142												R	R	R		21-5236
	Sod farm	11142														R		
<b>COMMERCIAL USES</b>																		
Adult Businesses	Sexually Oriented Businesses											R		R	R			21-5262
Animal Services	Animal boarding (indoor/outdoor kennels) and training											P		P	P	R		21-5242
	Doggie day care centers									P	P	P		P	P	R		21-5228
	Veterinary offices or clinics							R	R	R	R	R		R	R	R		
Antennas	Antennas for commercial/industrial use accessory to principal use									P		R		R	R			
	Antenna and support structure for amateur radio communications		P	P	P	P	P									P		21-5216
	Radio or television broadcasting offices								R	R	R	R				C		

Building Materials and Services (Retail)	All other similar uses (plumbing, electrical, lumber and building equipment-without outdoor storage)									R	R	R		R	R			
	All other similar uses (plumbing, electrical, lumber and building equipment-with outdoor storage)													R	R			21-5254
	Landscape equipment, hardscape materials (without outdoor storage)											R		R	R	R		21-5236
	Landscape equipment, hardscape materials (with outdoor storage)													R	R	R		21-5254
Eating and Drinking Establishments	Bar, tavern, night club									R	R	R	R		R	R		21-5214
	Brewpub							R	R	R	R	R						21-5214
	Catering services							R	R	R	R	R		R				
	Restaurant with drive-thru/up								R	R		R						21-5230
	Restaurant without drive-thru/up				**			R	R	R	R	R						21-5268
	Tasting Room							R	R	R	R	R						21-5214
Financial Institutions	Bank or financial institution						C	R	R	R	R							
Food and Beverage Sales	Convenience store/grocery store (<5,000 sf)				**			R	R	R	R	R						21-5268
	Grocery store (>5,000 sf)								R	R	C	R						
	Liquor store								R	R	R	R						21-5214
	All other similar uses (e.g., delicatessen, retail bakery, specialty food market, coffee shop)				**			R	R	R	R	R						21-5268
Fuel Sales	Fuel sales with no vehicle repair								P	R		R		R				21-5235
	Fuel sales with minor vehicle repair								P	R		R		R	R			21-5235
	Fuel sales with major vehicle repair											R		R	R			21-5235
	Natural gas fuel sales									R		R		R				21-5235
	Natural gas fuel sales for trucks											R		R	R			21-5235
Funeral and Internment Services	Cemetery/pet cemetery/mausoleum															R	R	
	Crematory or mausoleum when incidental or supplemental to primary cemetery use															R	R	
	Crematory as principal use													P	R			
	Funeral home							C	R	R		R						
Office	Business or professional (including medical/dental office/clinics)				**			R	R	R	R	R						21-5268
	Courier services							R	R	R	R	R		R	R			
	Healing Centers							R	R	R	R	R						21-5239.5
	Massage therapy office/clinics							R	R	R	R	R						
	Substance Abuse Treatment Facility, Inpatient Residential											C		C	C	C	C	21-5238
	Substance Abuse Treatment Facility, Outpatient Clinic							P	R	R		R						
Personal Services	Instructional services, studios				**			R	R	R	R	R		R	R			21-5268
	Temporary/day labor facilities/offices									C		C		C	C			
	Bail bonds											P		P	P			21-5220
	All other similar uses							R	R	R	R	R		R				
	Bingo establishments/social gaming outlet/performance centers							R	R	R	R							



Artisan/Handcrafted Manufacturing	Artisan/handcrafted manufacturing								R	R	R	R	R	R	R	R	R	
Contractor Operations	Building, developing, general contracting	236										R	R	R	R			
	Construction Crane Uses														R			
	Contractor's shop and storage yard	236-238										*	*	R	R			21-5254
	Contractor—landscaping	561730												R	R	R		
	Heavy construction equipment (new/used sales and storage)	237												R	R			
	Special trade contractors	238											R	R	R	R		
Manufacturing, Chemical	Basic chemical manufacturing	3251												C	R			
	Explosives, including ammunition and fireworks	32592													C			21-5239
	Fertilizer manufacture, organic or nonorganic, and pesticides	32531													C	C		
	Fiberglass manufacturing	327993												R	R			
	Glue, gelatin (animal), or caulking compound manufacturing	32552													C			
	Hazardous Materials														C			21-5120/21-5239
	Industrial launderers/dry cleaning plants	812332													C			
	Insecticides, fungicides, disinfectants, and related industrial and household chemical compounds (blending only)	3253													C			
	Nitrate manufacturing	32592													C			
	Paint, coating, and adhesive product manufacturing	3255													R			
	Pharmaceutical and medical product manufacturing	3254													R	R		
	Plastic product manufacturing, including extrusion of plastic	3261													R	R		
	Resin, synthetic rubber, artificial and synthetic fibers/fill manufacturing	3252													R	R		
	Rubber product manufacturing	3262													R	R		
	Soaps, cleaner and toilet preparation manufacturing	3259													R	R		
	Tire manufacturing	32621														C		
Manufacturing, Food	Animal food manufacturing	311119													C			
	Bakeries, pasta and tortilla manufacturing	3118										R	R	R	R			
	Beverage manufacturing	3121										R	R	R	R			
	Brewery											P	R	R	R			21-5214
	Bulk grain transfer													P	P			21-5223
	Dairy product manufacturing	3115										R	R	R	R			
	Distillery											P	R	R	R			21-5214
	Fruit and vegetable preserving, and specialty food manufacturing	3114										R	R	R	R			
	Grain and oilseed milling, including grain elevator	3112													R	R		
	Meat products, including slaughtering	31161													C			
	Meat products, packing and processing (no slaughtering)	311612											R	R	R	R		
	Microbrewery												P	R	R	P		21-5214
	Micro-winery									R	R	R	R	R				21-5214
	Rendering and meat byproduct processing	311613													C			
Other food manufacturing	311999											R	R	R	R			



Manufacturing, nonmetallic Mineral	Brick, firebrick refractories and clay products	32712															R		
	Concrete/cement batching plant (ready-mix)	3273															C		
	Concrete product manufacturing																R		
	Construction/building, masonry/veneer/block, manufacturers/fabrication																R		
	Fly ash storage/distribution															P	P		
	Nonmetallic mineral product manufacturing	3271															R	R	
	Monument or gravestone processing and shaping, including sales	327991															R	R	
	Stucco manufacturing	327999																R	
Manufacturing, Oil and Gas	Asphalt batch plant	324121															C		
	Petroleum and coal products manufacturing	324															C		
	Petroleum product containment (including asphaltic oil)																C		
	Refining operations including bio-diesel																C		
	Support activities for oil and gas operations (pipelines, etc.)	213112	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C
Manufacturing, Textile	Apparel manufacturing	31521											R	R	R	R			
	Fabric mills	3132													R	R			
	Leather and allied product manufacturing	316															C		
	Leather and hide tanning and finishing	3161															C		
	Textile/fabric finishing/fabric coating mills	3132															C		
	Textile products mills	314														R	R		
Manufacturing, Wood Product	Basket and hamper (wood, reed, rattan, etc.) manufacturing	32192											R	R	R	R			
	Box and crate manufacturing	32192											R	R	R	R			
	Pulp good, pressed or molded (including paper mache products)	32229														R	R		
	Veneer, plywood, and engineered wood product manufacturing	3212															C		
	Wood preservation	321114															C	C	
	Wood product manufacturing	3212-3219											R	R	R	R			
	Wood pulp or fiber; reduction or processing	3212															R		
	Wood pulp, paper, and paperboard mills	3221															C		
Marijuana Uses	Marijuana Store									R		R	R	R	R				21-5249
	Marijuana product manufacturer											R	R	R	R				21-5249
	Marijuana cultivation facility											R	R	R	R				21-5249
	Primary caregiver											R	R	R	R				21-5249
	Marijuana cultivation facility											R	R	R	R				21-5249
	Marijuana testing facility											R	R	R	R				21-5249
	Medical marijuana transportation facility											R	R	R	R				21-5249
	Marijuana off-site storage facility											R	R	R	R				21-5249
	Marijuana research and development facility											R	R	R	R				21-5249
	All other marijuana businesses											R	R	R	R				21-5249
Motion Picture and Video Industry	Motion picture and video industry	51211								R	P	R	R	R	R				
Natural Medicine Uses	Natural medicine cultivation, manufacturer, or testing facility											R	R	R	R				

Outdoor Storage	Above-ground storage tanks < 48,000 gallons											R		R	R		R	21-5212	
	Above-ground storage tanks > 48,000 gallons														C		R	21-5212	
	Above-ground storage tanks of propane < 10,000 cubic feet capacity		R	R	R	R	R	R	R	R	R	R		R	R	R	R		
	Material piles > 8 feet in height														C	C			21-5254
	Modular nonresidential unit (sales, rental, or service)														R	R			21-5254
	Outdoor storage of vehicles (RVs, boats, or buses)														R	R			21-5254
	Outdoor storage												*		R	R			21-5254
Printing and Publishing	Printing and related support activities	3231										R	R	R	R				
	Publishing industry	511										R	R	R	R				
Railroad Services	Railroad spur														C	C			
	Rail transportation and support facilities including rail yard	482 and 4882													C	C			
Research and Development Services	Scientific R and D services	5417										R	R	R	R				
	Solar panel array, production and distribution														R				
	Testing laboratories, nonmedical	54138										R	R	R	R				
	Testing of jet engines or rockets	54138													C				
	Trade and technical uses											R	R	R	R				
Resource Extraction	Borrow pit	212319													C	C		21-5222	
	Construction sand and gravel mining	21232													C	C			
	Minerals and earths: quarrying, extracting, grinding, mining, crushing, and processing	212													C	C			
	Ore dumps and elevators	212													C	C			
	Subsurface extraction (including oil and natural gas extraction)	211-213											OG	OG	OG	OG	OG		21-5266
Toxic/Hazardous Uses	The parking and storage of toxic or hazardous material														C			21-5239	
	The manufacturing, processing, use, sale, or storage of any flammable, corrosive, explosive, or toxic substance														C			21-5239	
Truck/Transportation Services	Private Bus Station with repair											P	P	R					
	Private Bus Station without repair									P		R	C	R					
	Transportation terminal	488490										C		R	R			21-5270	
	Transportation terminal where vehicles carry flammable, explosive, hazardous, or high toxic materials														C			21-5270	
	Trailer sales and service limited to use for private passenger motor vehicles									R		R	R	R	R			21-5272	
	Truck sales (nontrailer)											R	R	R	R			21-5272	
	Truck stop (natural gas sales)	488490										C	C	C	C			21-5270	
	Truck and/or truck trailer sales, repair, and/or maintenance (including oil, lube, and/or wash)	811111										*	*	R	R			21-5218	
Warehousing and Distribution	Commercial indoor self-storage facility									R		R	R	R	R			21-5225	
	Household moving center	4842										R	R	R	R				



	Motor freight transportation terminal and shipping, excluding couriers	4841									R	R	R	R				
	Mini-storage and warehouse with outdoor storage	531130											R	R			21-5250	
	Mini-storage and warehouse without outdoor storage	531130									R	R	R	R			21-5250	
	Produce storage and warehousing	49313									R	R	R	R				
	Retail sales in conjunction with warehouse establishment										R	R	R	R				
	Warehousing and storage, general	4931									R	R	R	R				
Waste-Management and Remediation Services	Composting facilities (nonhazardous)	56221												C	C			
	Hazardous waste collection, treatment, and disposal	562211												C	C	C	21-5258	
	Landfill, construction/demolition	562219												C	C	C	21-5244	
	Landfill, solid waste	562212												C	C	C	21-5244	
	Radioactive waste handling	562211												C				
	Recycling facilities/material resource recovery facility	56292												C		R	21-5256	
	Scrap metal collection and transfer facility	56292												C			21-5258	
	Solid waste combustors and incinerators	56221												C	R			
	Tire collection, reduction and transfer facility (including scrap tires)	56211													C			21-5260
	Refuse transfer facility and/or transfer facility														C			21-5258
Wholesale Establishments (Including Accessory Offices)	Auto crushing													C				
	Auto dismantling, storage or used parts sales (inoperable vehicles)													C				
	Building materials, garden equipment, and supply dealers	4441									R	R	R	R				
	Food Production	4244									R	R	R	R				
	Grocery and related product wholesale	4244									R	R	R	R				
	Junkyards, open or enclosed													C				
	Machinery, equipment and supplies, wholesale	4234											R	R				
	Metal and mineral (except petroleum) wholesale	4235												R	R			
	Retail sales in conjunction with wholesaling								C		R	R	R	R				
	Salvage yard	493190													C			
	Warehousing and wholesaling establishments excluding explosives and live animals										R	R	R	R				
	Wholesale establishments incidental to other principal uses								C		R	R	R	R				
Wholesale houses and distributors (including warehouse clubs)	45291							R		R	R	R	R					
<b>PUBLIC, INSTITUTIONAL and CIVIC USES</b>																		
Airport/Heliport	Public or private airport or heliport										C		C	C	C	C		
Ambulance Service	Garage and office for ambulance service						R	R	R		R		R	R		R		
Arts and Cultural Uses	Arts and cultural uses				**		R	R	R	R	R		R	R		R	21-5268	
Clubs and Lodges	Private lodge or club						P	R	R	R	R		R	R				
	Gun club (indoor)										R		R	R	R	R		
	Gun club (outdoor)														C	C		
Community Services	Events center <15,000 sf						R	R		R		R	R					



	Home occupation		R	R	R	R	R				R					R		21-5240
Senior Housing	Assisted living facility				R	R		P	R	R	R							21-5259
	Nursing homes				P	P		P	R	R	P							21-5259

\*In accordance with section 21-5254.

\*\*In accordance with section 21-5268.

(Ord. No. 1785, June 2010; Ord. No. 1854, April 2011; Ord. No. 1887, July 2012; Ord. No. 1897, July 2012; Ord. No. 1891, August 2012; Ord. No. 1956, June 2013; Ord. No. 2020, February 2015; Ord. No. 2048, June 2015; Ord. No. 2068, January 2016; Ord. No. 2078, April 2016; Ord. No. 2189, December 2018; Ord. No. 2190, December 2018; Ord. No. 2191, December 2018; Ord. No. 2194, December 2018; Ord. No. 2203, July 2019; Ord. No. 2266, § 7(Exh. E), 2-15-2021; Ord. No. 2420, § 2(a)(Exh. B), 9-19-2022; Ord. No. 2452, § 2(c)(Exh. E), 12-5-2022; Ord. No. 2540, § 2(Exh. A), 9-18-2023)

**ARTICLE V – USES AND ACCESSORY STRUCTURES**  
**DIVISION 2 – PRINCIPAL USES**  
**SUBDIVISION B – SUPPLEMENTAL REGULATIONS FOR**  
**PARTICULAR USES**

**Sec. 21-5239.5 – Healing Centers**

(1) *Hours of Operation.* Healing Centers may only be open between the hours of 8:00 a.m. and 8:00 p.m. daily.

**ARTICLE XI – MEASUREMENTS AND DEFINITIONS**  
**DIVISION 2 – DEFINITIONS**

**Sec. 21-11200 – Definitions.**

**\*\* (to be inserted numerically and renumbered as appropriate.**

**“...” designates no changes)\*\***

(...)

(305) *Native Seed* shall mean any live landscaping, including dryland grasses and vegetation, but not including weeds capable of growing in the local environment without supplementary watering once established.

*Natural medicine* shall have the meaning ascribed to it in Title 12, Article 170 of Colorado Revised Statutes.

*Natural medicine cultivation facility* shall have the meaning ascribed to it in Title 44, Article 50 of Colorado Revised Statutes.

*Natural Medicine healing center* shall have the meaning ascribed to in Title 44, Article 50 of Colorado Revised Statutes.

*Natural medicine manufacturer* shall have the meaning ascribed to it in Title 44, Article 50 of Colorado Revised Statutes.

*Natural medicine testing facility* shall have the meaning ascribed to in Title 44, Article 50 of Colorado Revised Statutes.

(306) *Non-Combustible* shall mean a building construction material which, in the form in which it is used, is either one of the following:

- (a) Material of which no part will ignite and burn when subjected to fire; or
- (b) Material having a structural base of non-combustible material as defined in paragraph (a) above, with a surfacing material not over one-eighth inch thick, and a flame-spread rating of 50 or less.

Non-combustible does not apply to surface finish materials. Material required to be non-combustible for reduced clearances to flues, heating appliances, or other sources of high temperature shall refer to material conforming to paragraph (a) above. No material shall be classified as noncombustible which is subject to increase in combustibility or flame-spread rating beyond the limits herein established, through the effects of age, moisture, or other atmospheric conditions.

(...)