

- l. The design, construction, and character of the nonconformance is not suitable for uses permitted in a district in which the nonconformance is situated; and*
- m. The nonconforming use is similar to the prior nonconforming use*

For Reference:

Table 4.03.06(D). Standards for Cemeteries.

Development Feature	Standard
Minimum land area Registered cemeteries (per State law) Other	10 acres 2 acres
Minimum setbacks for structures , storage, materials, equipment, or interment lots Front yard Side yard Rear yard Adjacent to a residentially zoned property	40 feet 20 feet 20 feet 50 feet
Lot dimensions Minimum road frontage	200 feet
Minimum buffer requirements Adjacent to state bodies of water	25 feet
Access for existing cemeteries	Easements for access may be required in new subdivisions

E. Location requirements

1. A cemetery shall not be located in a wetland, 100-year **floodplain, floodway, or flood hazard area**.
2. All new cemeteries must be located not less than 150 feet from a drinking water well.

F. Adequate off-**street** waiting space shall be provided for funeral processions so that no vehicle stands or waits in a dedicated **right-of-way**.

G. All cemetery access shall be provided from an arterial **street, collector street, or state highway**. The entrance and exits to the cemetery shall be only from the **frontage street**.