

# Sumter City-County Planning Commission

March 27, 2024

## OA-24-02, Update and Correct Industry Reference Codes found in Article 3, Exhibit 3-5 and Corresponding References in Article 5 for animal boarding uses (City)

### I. THE REQUEST

**Applicant:** City of Sumter

**Request:** Amend *Article 3, Exhibit 3-5* and *Article 5* to correct and update certain North American Industry Classification system (NAICS) references pertaining to animal boarding uses.

### II. Background

The City of Sumter has initiated an amendment to the *City of Sumter Zoning & Development Standards Ordinance* to make corrections and updates to the use table found in *Article 3, Exhibit 3-5* and to make corresponding adjustments to special exception uses referenced in *Article 5* as they pertain to animal boarding uses. The purpose of this ordinance amendment is to bring applicable NAICS codes back into alignment with how these uses were treated prior to the wholesale zoning ordinance SIC to NAICS code transition that was adopted by the Sumter City Council on June 6, 2023 under OA-22-11.

### III. NAICS as a Standards System

The North American Industry Classification System (NAICS) is the standard used by Federal statistical agencies in classifying business establishments for the purpose of collecting, analyzing, and publishing statistical data related to the U.S. business economy. NAICS was developed under the auspices of the Office of Management and Budget (OMB), and adopted in 1997 to replace the Standard Industrial Classification (SIC) system. It is revised via Federal rulemaking in 5-year increments so that the classification system can keep pace with the changing economy as needed. The current NAICS became effective in 2022.

### IV. Proposed Corrections and Revisions

Corrections are proposed for NAICS 8129 (Other Personal Services). Under previously used SIC codes - animal shelters, breeding kennels, dog pounds, and overnight pet boarding uses were grouped together under the same code. With the NAICS conversion, breeding kennels are now classified under a completely different code from animal shelters, dog pounds, and other overnight pet boarding uses. Prior to the code conversion, all such uses required special exception approval by the Zoning Board of Appeals (BOA) in any zoning district where such uses could be established. Under the current code, only breeding kennels (NAICS 11299) maintained the same alignment with the zoning designations as existed prior to the major NAICS code conversion. The remainder can now be established in a wider array of zoning districts

without special exception approval. This amendment will correct this issue and require all such uses to go through the special exception process in the zoning districts where they can be established – General Commercial (GC), Light Industrial-Warehouse (LI-W), Heavy Industrial (HI), and Agricultural Conservation (AC). Additionally, correct NAICS code references are provided in *Article 5* where applicable.

**V. Proposed Text Amendment**

The proposed amendment includes revisions to *Article 3*, *Exhibit 3-5*, and *Article 5* as outlined in Exhibit 1.

**VI. Staff Recommendation**

Staff recommends approval of this request. This ordinance amendment will bring animal boarding uses under NAICS 8129 back into alignment with how these uses were treated prior to the wholesale zoning ordinance SIC to NAICS code transition adopted by Sumter City Council on June 6, 2023 under OA-22-11

**VII. Planning Commission – March 27, 2024**

**OA-24-02, Article 3, Exhibit 3-5 & Article 5  
Corrections & Updates**

**Ordinance Amendment**

**Strike-Thru**

**Amend Article 3, Exhibit 3-5 as follows:**

## Exhibit 5: Permitted Uses in All Zoning Districts

Key: P: Permitted Use – C: Conditional Use – S: Special Exception Use

*\*Asterisk denotes conditions listed in "Notes" column applies only in the specified zoning district where asterisk is present*

NAICS Code	NAICS Description	R-15	R-9	R-6	GR	RMF	PO	NC	LC	GC	CBD	LI-W	HI	AC	CP	Notes	NAICS (2 Digit)
8129	All Other Personal Services <i>(except Non-Veterinary Pet Care Services)</i>						C	P	P	P	P	C				<i>Ref. Article 5.b.1</i>	81 – Other Services (except Public Administration)
<u>812910</u>	<u>Pet Training, Sitting, Walking, and Pedigree Record Services (No Overnight Boarding)</u>						<u>C</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>C</u>				<i>Ref. Article 5.b.1</i>	<u>81 – Other Services (except Public Administration)</u>
<u>812910</u>	<u>Animal Shelters, Dog Pounds, Overnight Pet Boarding/Kenneling/Sitting Services</u>									<u>S</u>		<u>S</u>	<u>S</u>	<u>S</u>		<i>Ref. Article 5.b.3.f</i>	<u>81 – Other Services (except Public Administration)</u>

**Amend Article 5.b.2 as follows:**

**5.b.2. Enumeration of Certain Hazardous and/or Potentially Disruptive Land Development Activities:** *Per Article 5.a.1.c.* above, the following uses shall be reviewed by the Sumter City-County Zoning Board of Appeals, and if approved shall be classified as a permitted special exception:

- a. Stockyards, Poultry Houses, Commercial Breeding Kennels, Slaughterhouses, ~~and~~ Animal Auction Houses, Animal Shelters, Dog Pounds, Overnight Pet Boarding/Kenneling/Sitting Services (NAICS 112112, 1123, 11299, 3116, ~~or~~ 4245, or 812910);

**Amend Article 5.b.3.f as follows:**

f. Stockyards, Poultry Houses, Commercial **Breeding Kennels**, Slaughter Houses, **and** Animal Auction Houses, Animal Shelters, Dog Pounds, Overnight Pet Boarding/Kenneling/Sitting Services (NAICS 112112, 112210, 1123, 11299, 3116, 4245, or 812910):

1. The ~~referenced use~~ Stockyards, Poultry Houses, Hog/Pig Farming, Slaughter Houses, and Animal Auction Houses shall not be located closer than 1,000 ft. (~~500 ft. for commercial kennels~~) to any adjacent residential use on a separately platted parcel of land under separate ownership.

~~1.2.~~ Commercial Breeding Kennels, Animal Shelters, Dog Pounds, and Overnight Pet Boarding/Kenneling/Sitting Services shall not be located closer than 500 ft. to any adjacent residential use on a separately platted parcel of land under separate ownership.