

Section 5-6 Shipping Containers and Cargo Trailers.

A. General Provisions.

- 1. Where Permitted.** A shipping container or cargo trailer, as defined in Chapter 3, Article 1, Section 1-1 of this code, shall be permitted by right in any industrial district within the City of Anthony, Kansas. Shipping containers are permitted in all commercial districts; however, if intended to remain at the location for a period exceeding 90 days, the shipping container shall be permanently affixed as an accessory structure. Cargo trailers shall be permitted to be placed in a commercial district for a maximum period of 30 days. Placement of a shipping container or cargo trailer within the residential districts within the City of Anthony, Kansas, is prohibited; provided, however, placement of such structures on a temporary basis may be permitted administratively as provided in Section 14-2(K)(4), herein.
- 2. Installation.** The installation shall conform to the requirements outlined in Section 14-2(K) of this Code.
- 3. Permit Required.** A permit shall be obtained before installation of any shipping container or cargo trailer as required by Section 7-8 of this Code. The Zoning Administrator shall review and approve, approve with conditions, or deny the permit.

Section 7-8 Shipping Container and Cargo Trailer Permit.

Pursuant to Article 5, Section 5-6, no shipping container or cargo trailer shall be installed or relocated within the City of Anthony until the Zoning Administrator has issued a permit therefor.

K. Shipping containers and cargo trailers, as defined in Chapter 3, Article 1, Section 1-1 of this code, shall comply with the following restrictions:

- 1.** A shipping container or cargo trailer shall be considered a "structure", subject to all the restrictions, requirements and other provisions of the Building Code of the City of Anthony, Kansas, as in effect and amended from time to time.
- 2.** A shipping container or cargo trailer shall be placed on a concrete pad. No anchoring shall be required.
- 3.** The restrictions set forth in Subparagraphs (1) and (2), above shall not apply to:
 - (a)** Shipping containers or cargo trailers offered for sale or rent from real estate which is zoned for commercial or industrial use; or
 - (b)** Shipping containers or cargo trailers which are utilized in connection with construction or other work for which a current permit, if required, has been issued by the City of Anthony, Kansas; provided the placement shall be on the same lot of the actual construction under said permit. This may also be allowed within a residential area.
- 4.** Shipping containers and cargo trailers may be permitted in residential districts only upon the following circumstances and subject to the following conditions:
 - (a)** Placement of a shipping container from a company renting such structures for "storage of household goods" as part of a move by the occupant may be permitted for a maximum of 30 days, provided the placement shall be in the driveway to the

house on private property only. Within the 30 day limit such structure shall be removed to a separate location of the owner of the shipping container.

- (b) Placement of a shipping container from a company renting such structures for "storage of household goods" as part of a rebuild of a home on the same property by the owner/occupant of said home may be permitted for the length of time the current building permit issued by the City of Anthony remains in effect. The placement of said structure shall be on private property on the same lot and in a location approved by the Zoning Administrator.
 - (c) All placements of shipping containers in a residential district shall require a permit from the City of Anthony Zoning Administrator as provided in Section 7-8 of this Code. For containers placed as a result of an emergency or disaster related rebuild or remodel under item (b) above, permit fees shall be waived.
- 5. No shipping container or cargo trailer shall be used for or adapted for use as a residence, office or other use involving human occupancy.
- 6. The placement of any and all shipping container or cargo trailer for any purpose shall be subject to the setback requirements applicable to buildings under the applicable provisions of the City of Anthony Unified Development Code; provided, however, this shall not apply to placements allowed in residential districts as noted herein.
- 7. Shipping containers or cargo trailers shall not be stacked.
- 8. The owner of an existing non-conforming shipping container or cargo trailer shall be required to either remove or alter the shipping container or cargo trailer in such a manner that would bring the shipping container or cargo trailer into compliance with the requirements of this Code no later than one (1) year after the date of passage of this Section.