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AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING THE UNIFIED LAND DEVELOPMENT CODE, ORDINANCE 2003-067, AS AMENDED, AS FOLLOWS: **ARTICLE 2 - DEVELOPMENT REVIEW PROCEDURES**; CHAPTER A, GENERAL; CHAPTER B, PUBLIC HEARING PROCESS; CHAPTER D, ADMINISTRATIVE PROCESS; **ARTICLE 3 - OVERLAYS AND ZONING DISTRICTS**; CHAPTER B, OVERLAYS; CHAPTER D, PROPERTY DEVELOPMENT REGULATIONS (PDRs); CHAPTER E, PLANNED DEVELOPMENT DISTRICTS (PDDs); **ARTICLE 4 - USE REGULATIONS**; CHAPTER B, SUPPLEMENTARY USE STANDARDS; **ARTICLE 6 - PARKING**; CHAPTER A, PARKING; CHAPTER B, LOADING STANDARDS; **ARTICLE 7 - LANDSCAPING**; CHAPTER F, PERIMETER BUFFER LANDSCAPE REQUIREMENTS; CHAPTER G, OFF-STREET PARKING REQUIREMENTS; **ARTICLE 8 - SIGNAGE**; CHAPTER G, STANDARDS FOR SPECIFIC SIGN TYPES; **ARTICLE 11 - SUBDIVISION, PLATTING, AND REQUIRED IMPROVEMENTS**; CHAPTER D, PLATTING; **PROVIDING FOR**: INTERPRETATION OF CAPTIONS; REPEAL OF LAWS IN CONFLICT; SEVERABILITY; A SAVINGS CLAUSE; INCLUSION IN THE UNIFIED LAND DEVELOPMENT CODE; AND, AN EFFECTIVE DATE.

WHEREAS, Section 163.3202, Florida Statutes, mandates the County compile Land Development Regulations consistent with its Comprehensive Plan into a single Land Development Code; and

WHEREAS, pursuant to this statute the Palm Beach County Board of County Commissioners (BCC) adopted the Unified Land Development Code (ULDC), Ordinance 2003-067, as amended from time to time; and

WHEREAS, the BCC has determined that the proposed amendments further a legitimate public purpose; and

WHEREAS, the Land Development Regulation Commission has found these amendments to the ULDC to be consistent with the Palm Beach County Comprehensive Plan; and

WHEREAS, the BCC hereby elects to conduct its public hearings on this Ordinance at 9:30 a.m.; and

WHEREAS, the BCC has conducted public hearings to consider these amendments to the ULDC in a manner consistent with the requirements set forth in Section 125.66, Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, as follows:

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Section 1. Adoption

The amendments set forth in Exhibits listed below, attached hereto and made a part hereof, are hereby adopted.

- Exhibit A Art. 2.A.1.J, Notification
- Exhibit B Westgate Community Redevelopment Area Overlay
- Exhibit C Zero Lot Line Home Fences and Walls
- Exhibit D Community Vegetable Garden
- Exhibit E PDD Thresholds
- Exhibit F Type II Kennels-Standards for Outdoor Runs
- Exhibit G Loading Area Screening
- Exhibit H Recreation Buffers within PDDs and Subdivisions
- Exhibit I PUD Electronic Message Signs

Section 2. Interpretation of Captions

All headings of articles, sections, paragraphs, and sub-paragraphs used in this Ordinance are intended for the convenience of usage only and have no effect on interpretation.

Section 3. Repeal of Laws in Conflict

All local laws and ordinances in conflict with any provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability

If any section, paragraph, sentence, clause, phrase, word, map, diagram, or any other item contained in this Ordinance is for any reason held by the Court to be unconstitutional, inoperative, void, or otherwise invalid, such holding shall not affect the remainder of this Ordinance.

Section 5. Savings Clause

All development orders, permits, enforcement orders, ongoing enforcement actions, and all other actions of the Board of County Commissioners, the Zoning Commission, the Development Review Officer, Enforcement Boards, all other County decision-making and advisory boards, Special Masters, Hearing Officers, and all other County officials, issued pursuant to the regulations and procedures established prior to the effective date of this Ordinance shall remain in full force and effect.

Section 6. Inclusion in the Unified Land Development Code

The provisions of this Ordinance shall be codified in the Unified Land Development Code and may be reorganized, renumbered or re-lettered to effectuate the codification of this Ordinance.

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Section 7. Providing for an Effective Date

The provisions of this Ordinance shall become effective upon filing with the Department of State.

APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, on this the 27th day of August, 2015.

SHARON R. BOCK, CLERK & COMPTROLLER

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

By: *Tracy Powell*
Deputy Clerk

By: *Shelley Vana*
Shelley Vana, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: *James By*
County Attorney

EFFECTIVE DATE: Filed with the Department of State on the 3rd day of September, 2015.

EXHIBIT A

ART. 2.A.1.J, NOTIFICATION SUMMARY OF AMENDMENTS

Part 1. ULDC Art. 2.A.1.J, Notification (page 18 of 87), is hereby amended as follows:

CHAPTER A GENERAL

Section 1 Applicability

J. Notification

1. Applicability

Applications subject to Public Hearing or Type 1B Variance processes, and corrective resolutions, shall require notification to the public, in accordance with the following table as follows: [Ord. 2011-016]

Table 2.A.1.J – Notification Applicability

Process	Newspaper Publication	Courtesy Notice	Signs
Development Order Abandonment (ABN) (1)	Yes	N/A	N/A
Corrective Resolution	Yes	N/A	N/A
Type 1B Variance	N/A (2)	Yes	Yes
Type II Variance	Yes	Yes	Yes
Other Public Hearing (Rezoning, CA, CB, Requested Use, DOA, Unique Structure, Waiver)	Yes	Yes	Yes

[Ord. 2015-]

Notes:

1. Applies to Administrative and Public Hearing Abandonments, excluding: Development Orders advertised and abandoned simultaneously as part of a subsequent Development Order; and, Development Orders advertised and reviewed for revocation pursuant to Art. 2.E, Monitoring.
2. Reasonable notice shall be required in compliance with F.S. 286.011.

24. Newspaper Publication

Notice shall be published in a newspaper of general circulation in PBC in accordance with F.S. §125.66 ~~and Chapter 163. Type 1B Variance shall be exempt from this requirement.~~ [Ord. 2011-016]

32. Courtesy Notice

a. Applicability and Mailing Boundary

Courtesy notices shall be mailed to all property owners, interested parties or other entities identified in Table 2.A.1.J, Courtesy Property Notice Requirements. [Ord. 2006-036] [Ord. 2008-003] [Ord. 2011-016]

Table 2.A.1.J - Courtesy Property Notice Requirements

Process	Recipients and Boundaries		
	Certified Mail 0 to 300 feet (1)	Regular Mail 301 to 500 feet (1)	Regular Mail within One Mile (1)
Type 1B Variance	All owners of real property (2), condominium associations (3) and POAs, HOAs or equivalent.	NA	Counties and Municipalities (4)
Type II Variance		NA	
Other Public Hearing (Rezoning, CA, CB, Requested Use, DOA, Unique Structure, Waiver)		All owners of real property (2), condominium associations (3) and POAs, HOAs or equivalent.	

[Ord. 2011-016] [Ord. 2012-003]

Notes:

....

b. Notice Content

Courtesy notices shall include the following information: [Ord. 2011-016]

- 1) A general summary of the application; [Ord. 2011-016]
- 2) A date, time and place for the Public Hearing(s); [Ord. 2011-016]
- 3) A general location map of the subject property; and, [Ord. 2011-016]
- 4) A statement indicating that interested parties may appear at the Public Hearing and be heard regarding the request. [Ord. 2011-016]

c. Failure to Receive Courtesy Notice

Failure to receive a notice shall not be deemed a failure to comply with Art. 2.A.1.J, Notification, this requirement or be grounds to challenge the validity of any decision made by the approving authority. [Ord. 2011-016]

Notes:

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EXHIBIT A

ART. 2.A.1.J, NOTIFICATION SUMMARY OF AMENDMENTS

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43. Signs

- a. The property subject of the application shall have notices posted by the applicant with information of the public hearing on a sign provided by the PBC at least 15 days in advance of any public hearing. One sign shall be posted for each 250 feet of frontage along a street up to a maximum of ten signs. All signs shall be: **[Ord. 2010-022] [Ord. 2011-016] [Ord. 2012-003]**
 - 1) Evenly spaced along the street when more than one sign per property is required; **[Ord. 2011-016] [Ord. 2012-003]**
 - 2) Setback no more than 25 feet from the property line; and, **[Ord. 2011-016]**
 - 3) Erected in full view of the public. **[Ord. 2011-016]**

Where the property does not have sufficient frontage on a street, signs shall be in a location acceptable to the Zoning Director. The applicant shall submit photographs confirming the signs have been posted. The failure of any such posted notice to remain in place after it has been posted shall not be deemed a failure to comply with Art. 2.A.1.J, Notification this requirement or be grounds to challenge the validity of any decision made by the approving authority. The applicant shall also be required to ensure the signs have been removed no later than five days after the final hearing. **[Ord. 2010-022] [Ord. 2011-016]**

b. Exceptions

Signs posted by a public agency or the BCC may be posted on the nearest street or at major intersections leading to and within the subject property.

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EXHIBIT B

WESTGATE COMMUNITY DEVELOPMENT AREA OVERLAY (WCRAO)
SUMMARY OF AMENDMENTS

1 Part 1. ULDC Table 3.B.14.E, WCRAO Mixed Use (page 43 of 234), is hereby amended as
2 follows:
3

Table 3.B.14.E - WCRAO Mixed Use

Table with 8 columns: Sub-areas, NR, NRM, NG, NC, UG, UH, UI. Rows include Mixed Use (6), Minimum Residential Use (4), Maximum Residential Use, Minimum Non-residential Use, and Maximum Non-residential Use (4).

Notes:
1. Non-residential uses on parcels zoned lots with a commercial with underlying residential FLU designation, approved as part of Plan Amendment Round 2005-01, shall only be permitted in accordance with be subject to the requirements of Art. 3.B.14.E.1.a, Required Mixed Use in NRM, NG and NC Sub-areas. [Ord. 2006-004]
2. Required only on Westgate between Loxahatchee Drive and Wabasso Drive in accordance with Art. 3.B.14.E.1.a, Required Mixed Use in the NRM, NG and NC Sub-areas. [Ord. 2006-004]
....
6. Mixed Use requirement shall not apply to improvements to or rehabilitation of existing structures or the expansion of a nonconforming use, pursuant to Art. 1.F.4.D, Expansion. [Ord. 2011-001]
7. Stand-alone residential developments are permitted within the NRM and NG Sub-areas.

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6 Part 2. ULDC Art 3.B.14.E.1.a, WCRAO Mixed Use (page 43 of 234), is hereby amended as
7 follows:

8 CHAPTER B OVERLAYS

9 Section 14 WCRAO, Westgate Community Redevelopment Area Overlay

10 E. Use Regulations

11 1. Mixed Use

12 a. Required Mixed Use in NRM, NG, and NC Sub-areas

13 In the NRM, NG and NC Sub-areas, non-residential uses shall only be permitted if all
14 permitted residential density is utilized, but in no case shall it be less than one unit.
15 Density shall be calculated as standard density, or maximum density for PDDs, TDDs,
16 and projects meeting the requirements of FLUE Policy 2.2.1-e of the Plan, which-ever is
17 greater. Regardless of mix of uses, non-residential FAR shall not exceed the maximum
18 FAR permitted by the Plan. [Ord. 2006-004]

21 Part 3. ULDC Art. 3.B.14.F.1.a, NRM, NG and NC Side Setback Reduction (page 45 of 234), is
22 hereby amended as follows:

23 CHAPTER B OVERLAYS

24 Section 14 WCRAO, Westgate Community Redevelopment Area Overlay

25 F. Property Development Regulations (PDRs)

26 1. Sub-area PDRs

27 a. NRM, NG and NC Side Setback Reduction

28 A building in the NRM, NG and NC sub-areas may be built along the interior side property
29 line with a zero setback, subject to the following for the facade built with a zero setback:
30 [Ord. 2006-004]

- 31 1) No windows, doors or other openings are permitted. No portion of the building,
32 including roof eaves, gutters and soffits may encroach onto adjacent property. [Ord.
33 2006-004]
34 2) No form of opening, attachment, or any item or method of construction requiring
35 maintenance other than cleaning and painting when visible, shall be permitted. [Ord.
36 2006-004]
37 3) A maintenance easement is granted allowing for a minimum of two feet for access to
38 any portion of a structure left exposed and requiring limited maintenance, such as
39 cleaning and painting. [Ord. 2006-004]
40 4) Height shall be limited to two stories and a maximum of 2535 feet for properties in the
41 NRM and NG sub-areas abutting existing single-family uses. Additional height may

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EXHIBIT B

WESTGATE COMMUNITY DEVELOPMENT AREA OVERLAY (WCRAO)
SUMMARY OF AMENDMENTS

~~be permitted subject to the standard setback and any other setback requirements.~~
[Ord. 2006-004] [Ord. 2010-022]

Part 4. ULDC Table 3.B.14.F, WCRAO Sub-area PDRs (page 45 of 234), is hereby amended as follows:

Table 3.B.14.F - WCRAO Sub-area PDRs

Sub-areas	NR	NRM	NG	NC	UG	UH	UI
....							
Build to Line/Setbacks:							
Front or Side Street Build to Line (1, 3) (8)	-	Build to Line: -15'	Build to Line: -15'	Build to Line: -10'	Build to Line - C/MU: 10-25'	-	Build to Line - C: 10' - 25'
Minimum Side (1)	-	10' (4)	10' (4)	10' (4)	15'	15'	15'
Minimum Rear (1, 4)	-	25'	25'	25'	25'	25'	25'
Minimum Building Frontage							
Minimum Frontage (1) (9)	-	60%	60%	80%	60%	-	C: 60%
....							
Maximum Height (7)							
Maximum Stories (1)	-	3	4	6	20	10	15
Maximum Height Feet (1, 7)	-	36'	48'	72'	240'	120'	180'
Accessory dwellings Max. Height/Stories	2 stories and 25'			-	-	-	-
....							
[Ord.2006-004] [Ord. 2010-022]							
Key							
- PDRs not specified in this table shall be subject to the PDRs of the lot's zoning district.							
C For Commercial Uses							
MU For Mixed Uses							
Notes:							
8. <u>Buildings shall be articulated so that the longest side faces the front build to line. Where a parcel is located at the intersection of two or more streets, at least one building shall be placed at a corner in accordance with Art. 3.B.14.F.2.b.2), and comply with the build to line for both streets.</u>							
9. <u>Minimum frontage shall only apply to the front build to line.</u>							

Part 5. ULDC Art.3.B.14.F.2, Building to Line and Frontages (page 46 of 234), is hereby amended as follows:

CHAPTER B OVERLAYS

Section 14 WCRAO, Westgate Community Redevelopment Area Overlay

F. Property Development Regulations (PDRs)
2. Build to Line and Frontages

b. **Minimum Building Frontage**

1) ~~The minimum building Building~~ frontage shall be in accordance with the requirements for each Sub-area and Figure 3.B.14.F, WCRAO Sub-area Building Configurations and Lot Placements, ~~and Figure 3.B.14.F, Required Building Orientation~~. The portion of the structure required to meet the building frontage shall be located on the build to line unless otherwise stated. Frontage requirements may be reduced for lots with no rear access to required parking, or to accommodate a drive aisle to the rear of the lot and required landscaping. [Ord. 2006-004] [Ord. 2010-022] [Ord. 2011-001]

2) For parcels with multiple street frontages, the WCRA Executive Director shall determine the hierarchy of street frontages after consultation with the PBC Zoning Division and Engineering and Public Works Department. In establishing the hierarchy of frontages, the WCRA Executive Director will consider the proposed building design, orientation, and programming, and other site elements, including but not limited to: CPTED practices, landscaping, and streetscape to support a pedestrian friendly environment.

c. **Minimum Lot Frontage**

Parcels accommodating single-family dwellings shall have a minimum lot frontage of 50 feet on a public R-O-W. [Ord. 2008-003]

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EXHIBIT B

WESTGATE COMMUNITY DEVELOPMENT AREA OVERLAY (WCRAO)
SUMMARY OF AMENDMENTS

Part 6. ULDC Table 3.B.14.F, WCRAO Sub-area Building Configurations and Lot Placements (Continued) (page 49 of 234), is hereby amended as follows:

Figure 3.B.14.F - WCRAO Sub-area Building Configurations and Lot Placements (Continued)

Sub-area	Maximum Height, Number of Floors, and Uses by Floor	PDRS - Setbacks, Building Area, and Maximum Building Coverage
UH		

KEY for allowable usage by floor:*

R= Residential
C= Commercial
Cv= Civic
All= R, O, C, I, Cv, Rc

Key for setbacks:

f= front setback
s= side setback
ZD= Regulations of Applicable Zoning District

ss= side setback
r= Rear Setback

Building coverage
Buildable Area

* Use allowed by floor only where permitted by existing zoning district, and the mixed use provisions of Table 3.B.15.E-5, WCRAO Mixed Use.

Ord. 2006-004 [Ord. 2009-040]

Part 7. ULDC Table 3.B.14.G, WCRAO Supplementary Standards by Sub-area (page 50 of 234), is hereby amended as follows:

CHAPTER B OVERLAYS

Section 14 WCRAO, Westgate Community Redevelopment Area Overlay

G. Supplementary Standards

In addition to the requirements of Art. 5, Supplementary Standards, and Table 3.B.14.G, WCRAO Supplementary Standards by Sub-Area, the following shall apply: [Ord. 2006-004]

Table 3.B.14.G - WCRAO Supplementary Standards by Sub-Area

Sub-areas	NR	NRM	NG	NC	UG	UH	UI
Porches, Balconies and Entryways (9)							
Front Setback Maximum Encroachment (8)	8'	6'	6'	-	-	-	-
Min/Max Porch Depth (4)	6'/10'			-	-	-	-
Min/Max Porch Length (4)	8'/50% of building facade			-	-	-	-
Min/Max Balcony Depth	3'/3'			-	-	-	-
Min/Max Balcony Length	6'/50% total of building facade			-	-	-	-
Parking:							
Location of Surface Parking (10)	-	Rear	Rear	Rear	-	-	-
Driveways (5)(10)	-	Rear	Rear	Rear	-	-	-
Key							
-	Subject to the supplementary standards of the lot's zoning district						
[Ord. 2006-004] [Ord. 2009-040]							
Notes:							
9. <u>Single-family dwellings are not required to provide porches, balconies and entryways, but may elect to utilize setback exceptions provided encroachment complies with other applicable maximum dimensions.</u>							
10. <u>Shall not apply to single-family dwellings.</u>							

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EXHIBIT B

WESTGATE COMMUNITY DEVELOPMENT AREA OVERLAY (WCRAO) SUMMARY OF AMENDMENTS

Part 8. ULDC Art. 3.B.14.G.3.c, Fenestration Details – Windows and Doors (page 51 of 234), is hereby amended as follows:

CHAPTER B OVERLAYS

Section 14 WCRAO, Westgate Community Redevelopment Area Overlay

G. Supplementary Standards

3. Architectural Guidelines

c. Fenestration Details - Windows and Doors

All mirrored or reflective glass, sliding glass doors and glass blocks shall be prohibited. Where required, glazing shall have a minimum 85 70 percent transparency. A minimum of six square feet of glazing per linear foot of façade shall be provided at a pedestrian scale, on the first floor frontage or side street frontage. For the purpose of applying minimum fenestration required, the first floor shall be considered the area located up to a maximum of 12 feet above finished grade. Window or door frames and mullions shall be allowed to be included in the calculation. [Ord. 2006-004] [Ord. 2010-022]

Part 9. ULDC Art. 4.B.1.A.64-2, Permanent Greenmarket (page 57 of 171), is hereby amended as follows:

CHAPTER B SUPPLEMENTARY USE STANDARDS

Section 1 Uses

A. Definitions and Supplementary Standards for Specific Uses

64-2.Green Market, Permanent

An area permanently designated on a Preliminary or Final Site Plan providing for the gathering of vendors on weekends and holidays, for the purpose of selling fresh unprocessed fruit, vegetables, flowers, and consumable items such as coffee, bread and prepared food on a retail basis. [Ord. 2012-027]

a. Lot Size

A minimum of one acre--with the exception of lots located in the WCRAO where a minimum of one-half of an acre is required. [Ord. 2012-027]

....

Part 10. ULDC Art. 4.B.1.A.135.c.2), CG and MUPD Districts (page 105 of 171) is hereby amended as follows:

CHAPTER B SUPPLEMENTARY USE STANDARDS

Section 1 Uses

A. Definitions and Supplementary Standards for Specific Uses

135.Vehicle Sales and Rental

c. District and Overlay Limitations

2) Indoor Vehicle Showroom Exception CG and MUPD Districts

An indoor vehicle sales and rental facility located in the CG or MUPD districts consisting of an indoor vehicle showroom only shall be exempt from the minimum three-acre lot size requirement, and may be allowed subject to DRO approval and the following criteria.

a) Floor Area

A maximum of 30,000 square feet and 15 display vehicles.

b) New Vehicles

Display shall be limited to new vehicles only.

c) Test Drives

Test drives shall not be permitted from the indoor vehicle showroom or on-site.

d) Parking

Vehicles for sale or lease shall not be parked or displayed outside of the showroom. Trucks used to transport vehicles to and from the showroom shall not be parked in required loading spaces and shall not be stored on-site.

e) Vehicle Operations

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EXHIBIT B

WESTGATE COMMUNITY DEVELOPMENT AREA OVERLAY (WCRAO)
SUMMARY OF AMENDMENTS

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Display vehicles shall not operate engines during store hours. Engines shall only be permitted to operate during the transport of vehicle into or out of the showroom.

f) **Maintenance and Repair**

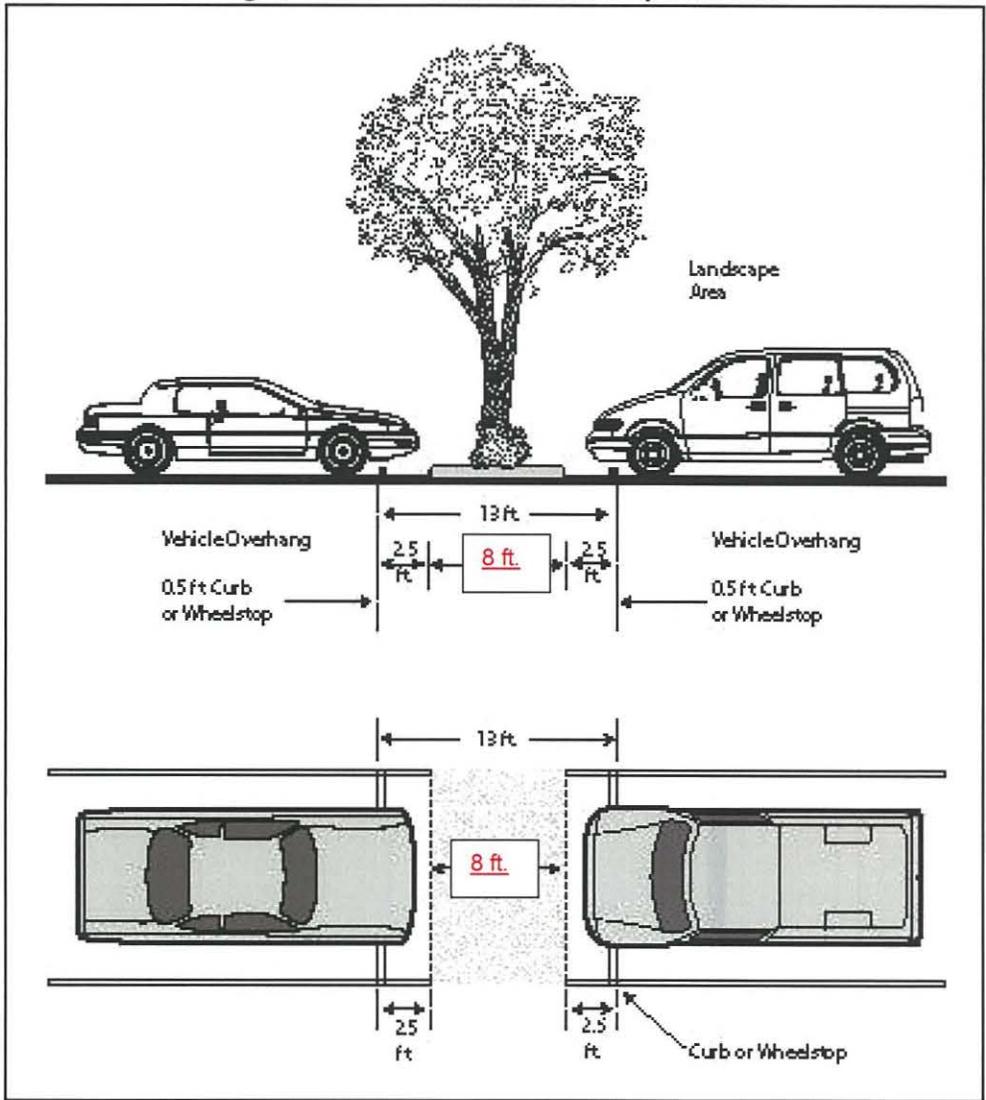
Maintenance, repair, ~~or painting or detailing~~ shall not occur on-site.

g) **Stand Alone Exception**

A stand alone indoor vehicle sales and rental facility with lot frontage on an Arterial Street may be exempt from the limitations of a) through f) above, except for d), Parking, provided that all vehicle display, storage, detailing, or other collocated activities occur indoors.

Part 11. ULDC Figure 7.G.2.C-Divider Median Requirements, (page 44 of 50), is hereby amended as follows:

Figure 7.G.2.C - Divider Median Requirements



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EXHIBIT C

ZERO LOT LINE HOME FENCES AND WALLS
SUMMARY OF AMENDMENTS

1
2 Part 1. ULDC Art. 3.D.2.C.9.c, Maintenance and Roof Overhang Easement (page 137 of 234), is
3 hereby amended as follows:

4 CHAPTER D PROPERTY DEVELOPMENT REGULATIONS (PDRS)

5 Section 2 PDRs for Specific Housing Types

6 C. ZLL Design Standards

7 9. Permitted Openings and Attachments

8 c. Maintenance and Roof Overhang Easement

9 The subdivision plan and plat shall indicate a maintenance and roof eave encroachment
10 easement along the ZLL for each ZLL lot for the purpose of allowing maintenance of the
11 portion of the home with a zero setback and to accommodate any overhang of the roof
12 eave and gutter. Should a fence or wall traverse or be located within a maintenance and
13 roof easement, written permission from the POA ~~all easement beneficiaries~~ will be
14 required prior to the issuance of a permit by PBC. A gate for access and maintenance
15 purposes will be required. Access for the owner of the lot abutting the easement and the
16 easement beneficiaries shall be provided after advanced notification and during
17 reasonable hours. No construction, landscaping, mechanical equipment, fence or wall
18 shall prevent perpetual access to said easement by the owner of the lot abutting the
19 easement or the easement beneficiaries. [Ord. 2013-001]
20
21

22 Part 2. ULDC Art. 11.D.1.B.14, Restriction on Obstruction of Easements (page 28 of 46), is
23 hereby amended as follows:

24 CHAPTER D PLATTING

25 Section 1 Requirements for the Preliminary and Final Plat

26 B. Final Plat

27 14. Restriction on Obstruction of Easements

28 The plat shall contain a statement that no buildings or any kind of construction or trees or
29 shrubs shall be placed on any easement without prior written consent of all easement
30 beneficiaries and all applicable PBC approvals or permits as required for such encroachment,
31 or as otherwise exempted for ZLL maintenance and overhang easements in accordance with
32 Art. 3.D.2.C.9.c, Maintenance and Roof Overhang Easement.

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EXHIBIT D

COMMUNITY VEGETABLE GARDEN
SUMMARY OF AMENDMENTS

1
2 Part 1. ULDC Table 3.E.1.B, PDD Use Matrix (page 148 of 234), is hereby amended as follows:

Table 3.E.1.B - PDD Use Matrix Continued

Use Type	PUD				MUPD								MXPDP		PIPD			LCC			NOTE	
	Pods				FLU								FLU		Use Zone			FLU				
	R	C	R	C	A	C	C	C	C	C	I	E	I	C	C	I	C	I	M	R		C
E	O	E	I	G	L	H	L	H	R	N	D	N	H	H	N	O	N	H	V	L	H	
S	M	C	V	/					O	O		D	C	S		/		D	P	P		
R			P								T					L	G	D	D			
Agricultural Uses																						
.....																						
Community Vegetable Garden		<u>D</u>																				
.....																						
[Ord. 2005-002] [Ord. 2006-036] [Ord. 2008-037] [Ord. 2009-040] [Ord. 2010-005] [Ord. 2012-027] [Ord. 2014-025]																						
Notes:																						
P Permitted by right																						
D Permitted subject to approval by the DRO																						
S Permitted in the district only if approved by Special Permit																						
R Permitted in the district only if approved by the Board of County Commissioners (BCC) as a requested use.																						

3
4
5 Part 2. ULDC Table 6.A.1.B, Minimum Off-Street Parking and Loading Requirements (pages 8
6 and 11 of 39), is hereby amended as follows:

Table 6.A.1.B - Minimum Off-Street Parking and Loading Requirements - Cont'd

Use Type: Agriculture	Parking	Loading (1)
.....		
Community vegetable garden	4 spaces per garden <u>(10)</u>	N/A
.....		
[Ord. 2006-004] [Ord. 2006-036] [Ord. 2012-027]		
Loading Key:		
.....		
Notes:		
.....		
<u>10.</u> <u>Parking may not be required for a Community Vegetable Garden subject to submittal of parking demand study and approval of a Type I Waiver.</u>		

7
8
9 Part 3. ULDC Table 2.D.6.B, Summary of Type I Waivers (page 46 of 87), is hereby amended as
10 follows:
11

Reason for amendments: [Zoning] See Part 2 above.

Table 2.D.6.B - Summary of Type I Waivers

Type I Waiver Summary List
.....
<u>Required Parking for Community Vegetable Garden</u>
[Ord. 2012-027] [Ord. 2014-025]

Notes:

- Underlined indicates **new** text.
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EXHIBIT E

PLANNED DEVELOPMENT DISTRICT (PDD) THRESHOLDS
SUMMARY OF AMENDMENTS

Part 1. ULDC Art. 3.E, Planned Development Districts (pages 176-177 of 234), is hereby amended as follows:

CHAPTER E PLANNED DEVELOPMENT DISTRICTS (PDDS)

Section 3 Multiple Use Planned Development (MUPD)

C. Thresholds

Projects that meet or exceed the ~~square footage threshold indicated in Table 3.E.3.C, MUPD Thresholds or the~~ requirements of Table 3.E.3.D, MUPD Property Development Regulations, in addition to all other minimum MUPD requirements, may be submitted and reviewed as a MUPD. [Ord. 2006-004] [Ord. 2007-013]

Table 3.E.3.C – MUPD Thresholds

FLU	CL	CH	CLO	CHO	IND	EDC (1)	CR	INST
Square-Feet	30,000	50,000	30,000	50,000	100,000	50,000	100,000	50,000
[Ord. 2014-025]								
Notes:								
1.	Minimum square footage may be reduced if a lower square footage is approved as part of a FLUA amendment.							

1. Underlying Land Use

A MUPD with an underlying nonresidential FLU designation may utilize either land use, or a combination of land uses, to satisfy the requirements of Table 3.E.3.D, MUPD Property Development Regulations. Uses allowed shall correspond to the FLU designation in Table 3.E.1.B, PDD Use Matrix.

D. Property Development Regulations

The minimum lot dimensions, maximum FAR, maximum building coverage, and minimum setbacks in the MUPD district are indicated in Table 3.E.3.D, MUPD Property Development Regulations, unless otherwise stated.

Table 3.E.3.D - MUPD Property Development Regulations

FLU Designations	Minimum Lot Dimensions			Max. FAR (2)	Max. Bldg. Coverage	Minimum Setbacks (1)			
	Size	Width & Frontage	Depth			Front	Side	Side Street	Rear
CL	3 ac	200	200	-	25 percent	25	C-15 R-30	25	C-20 R-30
CH	5 ac	300	300	-	30 percent	30	C-15 R-30	30	C-20 R-30
CLO	3 ac	200	250	-	25 percent	25	C-15 R-30	25	C-20 R-30
CHO	5 ac	200	200	-	25 percent	30	C-15 R-30	30	C-20 R-30
IND	5 ac	300	300	-	45 percent	30	C-15 R-40	30	C-20 R-40
EDC	5 ac	300	300	-	45 percent	30	C-15 R-40	30	C-20 R-40
CR	5 ac	300	300	-	30 percent	30	C-15 R-40	30	C-20 R-40
INST	5 ac	300	300	-	30 percent	30	C-15 R-30	30	C-20 R-30

[Ord. 2007-001] [Ord. 2014-025]

Notes:

- C Indicates the building setback if the lot abuts a ~~parcel with a non-residentially-zoned zoning district or FLU designation, that does not support a residential use designated lot.~~
- R Indicates the setback from an adjacent parcel with a residential zoning designation.
- 1. Setbacks are measured in linear feet from the boundary of the MUPD.
- 2. The maximum FAR shall be in accordance with FLUE Table III.C.2 of the Plan, and other related provisions, unless otherwise noted.

Section 4 Mixed Use Planned Development (MXPD)

C. Thresholds

Projects that meet or exceed the ~~square footage thresholds indicated in Table 3.E.4.C, MXPD Thresholds or the~~ requirements of Table 3.E.3.D, MXPD Property Development Regulations, in addition to all other minimum MXPD requirements, may be submitted and reviewed as an MXPD. [Ord. 2006-004] [Ord. 2007-013]

Notes:

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EXHIBIT E

PLANNED DEVELOPMENT DISTRICT (PDD) THRESHOLDS
SUMMARY OF AMENDMENTS

Table 3.E.4.C – MXPDP Thresholds

	CL	CH	CLO	CHO
Square-Foot	30,000	50,000	30,000	50,000

12. Land Use Mix

Table 3.E.4.C, MXPDP, Land Use Mix, indicates the minimum and maximum percentage of each land use allowed in an MXPDP.

Table 3.E.4.C - MXPDP Land Use Mix

Use Type	Minimum	Maximum
Residential	50 %	75 %
Nonresidential	25 %	50 %

Notes:
1. Minimum and maximum land use percentages for residential and commercial uses are calculated by dividing the total GFA of the specific land use type (either residential or non-residential) by the total GFA (residential and non-residential) of the MXPDP.

23. Density

The maximum density for an MXPDP shall be as indicated by the FLU in the Plan. In cases where an underlying residential density is not indicated, the Planning Director shall assign a density based on the residential densities surrounding the proposed MXPDP.

D. Property Development Regulations (PDRs)

The minimum lot dimensions, maximum FAR, maximum building coverage, and minimum setbacks in an MXPDP are indicated in Table 3.E.4.D, MXPDP Property Development Regulations unless otherwise stated.

Table 3.E.4.D - MXPDP Property Development Regulations

FLU	Minimum Lot Dimensions			Max. FAR (1)	Maximum Bldg. Building Coverage	Minimum Setbacks			
	Acres	Width	Depth			Front	Side	Side Street	Rear
CL	3	200	200		30%	25	C-15 R-40	25	C-20 R-40
CH	5	300	300		40%	25	C-15 R-40	25	C-20 R-40
CLO	3	200	200		30%	25	C-15 R-40	25	C-20 R-40
CHO	5	300	300		40%	25	C-15 R-40	25	C-20 R-40
RESIDENTIAL	Apply RM district regulations								
RECREATION POD	Apply PUD Recreation Pod regulations								
NEIGHBORHOOD PARK	Apply PUD Neighborhood Park regulations								

[Ord. 2007-001]

Notes:
C Indicates the setback from an adjacent ~~commercial-zoned~~ parcel with a non-residential zoning district or FLU designation that does not support a residential use.
R Indicates the setback from an adjacent ~~parcel with~~ residential zoning-zoned-parcel.
1. The maximum FAR shall be in accordance with FLUE Table III.C.2 of the Plan, and other related provisions, unless otherwise noted. **[Ord. 2007-001]**

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EXHIBIT F

TYPE II KENNELS – STANDARDS FOR OUTDOOR RUNS
SUMMARY OF AMENDMENTS

Part 1. ULDC Art. 4.B.1.A.74-1, Type II Commercial Kennel (page 64 of 171), is hereby amended as follows:

CHAPTER B SUPPLEMENTARY USE STANDARDS

Section 1 Uses

A. Definitions and Supplementary Standards for Specific Uses

74. -1. Kennel, Type II (Commercial)

.....
a. Limitations of Use

.....
3) Outdoor Runs

a) Setbacks

Outdoor runs or animal exercise area shall not be located within 50 feet of any property line adjacent to a residential district, use or where mixed use is required, or 25 feet of any property line adjacent to a non-residential district. [Ord. 2006-036] [Ord. 2008-037]

b) Fencing and Screening Standards

~~Outdoor runs or animal exercise area shall be hard surfaced or grassed with drains provided every ten feet and shall be connected to an approved sanitary facility.~~ A minimum six-foot high safety fence shall be required around outdoor runs. If the safety fence is not opaque or screened from view of adjacent properties or R-O-W, a continuous solid opaque hedge a minimum of four feet at installation shall be provided around the outdoor run\area. [Ord. 2006-036]

c) Waste Disposal

A Type II kennel shall meet the ECR I and ECR II standards and shall be subject to all applicable rules and regulations of the FDEP, PBCHD and SWA.

Part 2. ULDC Art. 4.B.1.A.136.d, Outdoor Runs [Related to Veterinary Clinic], (page 107 of 171), is hereby amended as follows:

CHAPTER B SUPPLEMENTARY USE STANDARDS

Section 1 Uses

A. Definitions and Supplementary Standards for Specific Uses

136.Veterinary Clinic

d. Outdoor Runs

.....
4) Standards

~~Outdoor runs shall have a hard surface or grass with drains every ten feet, and shall be connected to an approved sanitary facility.~~ A six foot high fence shall be required around the runs. If the fence is not opaque or screened from view of adjacent properties or R-O-W, a continuous opaque hedge, a minimum of four feet at installation, shall be provided around the run. [Ord. 2010-055]

5) Waste Disposal

A Veterinary Clinic shall meet the ECR I and ECR II standards and shall be subject to all applicable rules and regulations of the FDEP, PBCHD and SWA.

Notes:

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EXHIBIT G

LOADING AREA SCREENING SUMMARY OF AMENDMENTS

1 Part 1. ULDC Art. 6.B.1.F, Screening (page 34 of 39), is hereby amended as follows:

2 CHAPTER B LOADING STANDARDS

3 Section 1 Loading

4 F. Screening

5 1. Bay Doors

6 Bay doors shall be located and oriented away from residential property lines or setback a
7 minimum of 50 feet and screened from view.

8 2. Loading Areas Screening

9 Loading areas, which may include loading spaces, docks and associated maneuvering areas,
10 that are within 100 feet of a parcel with a residential FLU designation, or use; or visible from a
11 street R-O-W, shall be screened from view by buildings a minimum of 12 feet in height, or a
12 wall in combination with landscape material, as follows: [Ord. 2008-037]

13 a. Options by Location

14 1) In-between Loading Area and Property Line

15 Unless located within a perimeter landscape buffer, the following shall be required: a
16 12 foot high wall combined with foundation planting along the exterior side of the
17 wall, in accordance with the facade standards of Table 7.C.3, Minimum Tier
18 Requirements.

19 2) Perimeter Buffers

20 If located within a perimeter landscape buffer, minimum required wall or additional
21 landscaping, shall be as follows:

22 a) Within a compatibility or incompatibility buffer: 12 foot wall; or

23 b) Within a R-O-W buffer: six foot wall combined with an eight foot high hedge
24 located on the exterior side of the wall.

25 c) Minimum wall height required within perimeter buffers may be reduced when
26 used in combination with a berm, provided that the total height does not exceed
27 12 foot.

28 a. ~~within 100 feet of a parcel with a residential FLU, zoning district or use; or [Ord. 2008-~~
29 ~~037]~~

30 b. ~~visible from a street R-O-W;~~

31 b. Architectural Compatibility

32 ~~shall be screened by an opaque wall. Walls shall be~~ architecturally compatible with the
33 adjacent structure, ~~unless exempted pursuant to Art. 6.B.1.F.4 below. The wall shall be~~
34 ~~of a height necessary to screen vehicles from view. Foundation planting shall be~~
35 ~~provided on the exterior side of the wall.~~

36 c. Conflict with Other Applicable Regulations

37 If a conflict exists between Loading Area Screening and other articles in this Code, the
38 provisions above shall prevail except where superseded by state or federal law.

39 3. Single Tenant

40 ~~Single tenant users over 50,000 square feet in a PDD or TDD shall provide a roof over~~
41 ~~loading areas in addition to the requirements pursuant to Art. 6.B.1.F.2. [Ord. 2008-037]~~

42 d.4. Exemptions

43 Loading area screening is not required if any of the following standards are satisfied The
44 BCC, ZC-DRO may exempt loading areas from screening requirements as listed below,
45 provided the applicant demonstrates compliance with Art. 6.A.1.A, Purpose and Intent:

46 1) ~~a.~~ a. ~~the loading area is obstructed from view by an existing landscape buffer; a preserve~~
47 ~~or a structure; [Ord. 2008-037]~~

48 2) ~~b.~~ b. ~~a structure or tenant consisting of 10,000 square feet or less; [Ord. 2008-037]~~

49 3) ~~c.~~ c. ~~a single loading space; or [Ord. 2008-037]~~

50 4) ~~d.~~ d. ~~the WCRAO Executive Director may exempt a loading space from screening~~
51 ~~requirements for parcels located in the WCRAO, pursuant to Art. 3.B.14.I.2. [Ord.~~
52 ~~2008-037]~~

53

Notes:

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EXHIBIT H

RECREATION BUFFERS WITHIN
PLANNED DEVELOPMENT DISTRICTS (PDDs) AND SUBDIVISIONS
SUMMARY OF AMENDMENTS

1
2 Part 1. ULDC Art. 7.F.9.E, Special Standards (pages 39-40 of 50), is hereby amended as
3 follows:

4 CHAPTER F PERIMETER BUFFER LANDSCAPE REQUIREMENTS

5 Section 9 Incompatibility Buffer

6 E. **Type I Waiver Special Standards**
7 ~~The DRO shall require the installation of incompatibility buffers for uses such as recreation and~~
8 ~~civic pods, areas, or tracts within a residential subdivision or PUD.~~ The applicant may apply for a
9 Type I Waiver, pursuant to Article 2.D.6, to be relieved of the requirement to install the
10 incompatibility buffer for pods, ~~areas or tracts within a residential subdivision or PUD that meet~~
11 ~~one of the following: adjacent to open space that is 100 feet or greater in width.~~ [Ord.2005-002]
12 [Ord. 2012-027] [Ord. 2014-025]
13 1. Adjacent to open space that is 100 feet or greater in width or greater,
14 2. Demonstration that the site layout will integrate recreational amenities with multi-family units.

15
16
17 Part 2. ULDC Table 2.D.6.B, Summary of Type I Waivers (page 46 of 87), is hereby amended as
18 follows:
19

Table 2.D.6.B - Summary of Type I Waivers

Type I Waiver Summary List
....
<u>Incompatibility Buffers for Recreation or Civic Pods, Areas or Tracts</u>
[Ord. 2012-027] [Ord. 2014-025]

20

Notes:

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EXHIBIT I

PLANNED UNIT DEVELOPMENT (PUD)
ELECTRONIC MESSAGE SIGNS
SUMMARY OF AMENDMENTS

Part 1. ULDC Art. 8.G.3.B, Electronic Message Signs (pages 30 – 32 of 41), is hereby amended as follows:

CHAPTER G STANDARDS FOR SPECIFIC SIGN TYPES

Section 3 Other Sign Types

B. Electronic Message Signs

1. Applicability and Approval Process

Electronic message signs shall only be allowed as follows: be allowed at regional facilities, facilities with serial performances, and, specialized attractions that, by their operating characteristics, have unique sign requirements; or, for time and temperature, and fuel price signage. These signs shall be subject to Class A Conditional Use or Requested Use approval unless exempt under Article 8.B, EXEMPTIONS, or stated otherwise below. [Ord. 2010-022] [Ord. 2014-025] [Partially relocated to new Table 8.G.3.B below]

Table 8.G.3.B, Electronic Message Sign Types and Approval Process

Table with 3 columns: Sign Type, Permitted Content, and Approval Process. It lists various sign types (I, II) and their corresponding content and approval processes, including references to ordinances and exemptions.

24. Prohibited Elements

- a. Electronic message signs in windows and externally visible; [Ord. 2014-025]
b. Message units that change copy, light, color, intensity, words or graphics more than once per eight seconds. Any change in message shall be completed instantaneously. There shall be no special effects in-between messages; [Ord. 2014-025]
c. Reflectorized lamps; and
d. Lamps, light-emitting diodes or bulbs in excess of the amount and intensity of light generated by a 30 watt incandescent lamp or 300 lumens, whichever is less; and, [Ord. 2014-025]
e. The message shall be static. There shall be no animation, flashing, scintillating lighting, movement, or the varying of light intensity during the message. Messages shall not scroll or give the appearance of optical optional illusion or movement. [Ord. 2014-025]

32. General Standards

- Electronic message signs are subject to the height standards for freestanding signs in Table 8.G.2.A, Freestanding Signs: Maximum Heights, and the following: [Ord. 2014-025]
a. Each sign shall have a light sensing device that automatically adjusts brightness as ambient light conditions change in order to ensure that the message meets the standard for maximum brightness; [Ord. 2014-025]
b. The maximum brightness shall be 0.2 foot candles above ambient light measured 150 feet perpendicular from the sign face area from a height of six feet. No sign shall display light of such intensity to cause glare or otherwise impair the vision of a driver, or interferes with the effectiveness of an official traffic sign, signal or device; [Ord. 2014-025]
c. The sign shall be equipped with a default mechanism or setting that will cause the sign to turn off or show a full black or similar image if a visible malfunction or failure occurs; and, [Ord. 2014-025]
d. Each message shall be monochromatic. Separate messages may have different colors; [Ord. 2014-025]
e. The maximum sign face area and minimum setbacks for an electronic message sign shall be per Table 8.G.3.B, Electronic Message Sign Face Area and Setbacks. [Ord. 2014-025] [Partially relocated to new Standards for Type I Message Signs below]

4. Standards for Type I Electronic Message Signs

- a. Height, Sign Face Area and Setbacks
Type I electronic message signs are subject to the height standards for freestanding signs in Table 8.G.2.A, Freestanding Signs: Maximum Height, and the following: [Partially relocated from existing Art. 8.G.3.B.2, Standards above]

Notes:

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EXHIBIT I

PLANNED UNIT DEVELOPMENT (PUD)
ELECTRONIC MESSAGE SIGNS
SUMMARY OF AMENDMENTS

Table 8.G.3.B – Type I Electronic Message Sign Face Area and Setbacks

Table with 2 columns: Sign Area/Requirement and Value/Standard. Rows include Maximum Sign Area, Minimum Setback: Front, Side and Rear, Side Street, and Ord. 2014-025.

b3. Location

An A Type I electronic message sign may be located in the following areas and subject to the following provisions: [Ord. 2014-025]

- 1)a. In a CG, CRE, PO, or IL zoning district or in a non-residential planned development.
2)b. Shall not be located within 100 feet of a residential zoning district, undeveloped property with a residential FLU designation, or residential use. [Ord. 2014-025]
3)c. Adjacent to roadways classified as arterials or expressways, and a minimum of 1,000 feet from any signalized intersection or existing electronic message signs; [Ord. 2014-025]
4)d. No more than one electronic message sign shall be permitted per project; and, [Ord. 2014-025]
5)e. Electronic Type I electronic message signs are prohibited in the WCRAO. [2006-004] [Ord. 2014-025]

c-4. Required Findings

The BCC may approve an application for an a Type I electronic message sign upon finding that: [Ord. 2014-025]

- 1)a. The sign will not create confusion or a significant distraction to passing motorists;
2)b. The sign is of the same architectural character as the building's principal use;
3)c. The sign will not be a nuisance to occupants of adjacent and surrounding properties; and
4)d. The sign is accessory to a use regional in scale and attraction that, by its nature, demonstrates a unique need to communicate more information than is ordinarily needed for a business or attraction.

d5. Conditions of Approval

In reviewing an application for an a Type I electronic message sign, the BCC may impose conditions to assure the sign is compatible with and minimizes adverse impacts on the area surrounding the proposed sign. [Ord. 2014-025]

6. Submittal Requirements

All building permit applications that include electronic message signs shall include the following: [Ord. 2014-025]

- a. Manufacturer's cut sheets that provide a description of all devices and compliance with the prohibited elements and standards listed above; and, [Ord. 2014-025]
b. A Certificate of Compliance signed and sealed by a licensed engineer, architect or landscape architect. [Ord. 2014-025] [Relocated to new Building Requirements below]

57. Standards for Type II Electronic Message Signs Approval Process Exceptions

a. Non-residential Zoning Districts

The following signs shall not be subject to the Required Findings above and may be approved administratively, where located in a freestanding or outparcel identification sign and in non-residential Zoning districts, including the Commercial Pod of a PUD, but shall not be located within 100 feet of a residential zoning district, undeveloped property with a residential FLU designation, or residential use. [Ord. 2014-025]

1)a. Time and Temperature – Building Permit Approval

Signs that only display time or temperature may be approved subject to issuance of a building permit, and where the message unit is 50 percent of the sign face area, not to exceed more less than 20 square feet in sign face area, whichever is less; [Ord. 2014-025] [Partially relocated to new Table 8.G.3.B, Electronic Message Sign Types and Approval Process.]

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Notes:

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EXHIBIT I

PLANNED UNIT DEVELOPMENT (PUD)
ELECTRONIC MESSAGE SIGNS
SUMMARY OF AMENDMENTS

1

Figure 8.G.3.B – Typical Example of Time and Temperature Electronic Sign



50% of Allowable Freestanding
Sign Area

Message Unit Less
Than 20 SF

[Ord. 2014-025]

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2)b. Fuel Prices Price Signage--DRO Approval

Signs that only display *words for cash or credit, fuel grades, and numerals for fuel prices* may be approved by the DRO, subject to the following: [Ord. 2014-025] [Partially relocated to new Table 8.G.3.B, Electronic Message Sign Types and Approval Process.]

- 1) ~~Compliance with the County Fuel Price Posting Ordinance (Ord. 2014-005, as may be amended); [Ord. 2014-025]~~
- 2) ~~Only displays words for cash or credit, fuel grades and numerals for fuel prices; and, [Ord. 2014-025]~~
- 3) ~~Words or numerals shall not be greater than 12 inches in height, but may be increased to 18 inches in height for signs fronting on an Arterial or Collector where separated by a canal R-O-W of 80 feet in width or greater. [Ord. 2014-025]~~

6. Exemptions

Time and temperature, and fuel price signage shall be exempt from the following: [Ord. 2014-025]

- 1) ~~Minimum setbacks of Table 8.G.3.B, Electronic Message Sign Face Area and Setbacks; and~~
- 2) ~~Art. 8.G.3.B.3, Location, except for Art. 8.G.3.B.3.b, which requires a minimum setback from residential. [Ord. 2014-025]~~

b. PUD Informational Sign

Signs that are owned and maintained by a Property Owner Association (POA) to provide notice to residents of upcoming events, may be allowed within a PUD, subject to the following:

- 1) Freestanding signs shall be monument style only with a maximum height of six feet;
- 2) Maximum sign face area per side: 24 square feet;
- 3) Shall not be located within 100 feet of any residential structure or lot line, unless approved as a Type I Waiver where it is demonstrated that the sign is either oriented away from, or screened from view of the affected residential uses;
- 4) Shall not be visible from outside of the PUD, including any public roadways that bisect the development; and,
- 5) Shall not advertise any information, services or activities relating to any product or commercial activity external to the development.

6. Building Permit Requirements

All building permit applications that include electronic message signs shall include the following: [Ord. 2014-025]

- a. Manufacturer's cut sheets that provide a description of all devices and compliance with the Prohibited Elements and General Standards listed above; and, [Ord. 2014-025]
- b. A Certificate of Compliance signed and sealed by a licensed engineer, architect or landscape architect. [Ord. 2014-025] [Relocated from deleted Submittal Requirements above]

Notes:

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EXHIBIT I

PLANNED UNIT DEVELOPMENT (PUD)
ELECTRONIC MESSAGE SIGNS
SUMMARY OF AMENDMENTS

1 Part 2. ULDC Art. 2.D.1.G.1, Modifications to BCC/ZC Approvals (pages 39 – 40 of 87), is
2 hereby amended as follows:

3 CHAPTER D ADMINISTRATIVE PROCESS

4 Section 1 Development Review Officer (DRO)

5 G. Modifications to Prior Development Orders

6 1. Modifications to BCC/ZC Approvals

7 The DRO shall have the authority to approve modifications to a Development Order approved
8 by the BCC or ZC. An application for an amendment shall be submitted in accordance with
9 Article 2.A.1, Applicability, and reviewed in accordance with the standards in Article 2.D.1.C,
10 Review Procedures. Applications must be submitted on deadlines established on the Zoning
11 Calendar. The authority of the DRO to modify a BCC or ZC approved plan shall be limited to
12 the following: [Ord. 2008-003] [Ord. 2010-005] [Ord. 2010-022] [Ord. 2011-001]

- 13
14 n. Requests for Type I Waivers; ~~or~~, [Ord. 2011-016] [Ord. 2012-027]
15 o. Requests to modify a Type II Waiver or a Type II Variance when the amendment request
16 is more conforming to Code requirements; ~~or~~, [Ord. 2012-027]
17 p. To add Type II electronic message signs.
18

19
20 Part 3. ULDC Art. 2.D.1.G.2.b, Agency Review (pages 40 – 41 of 87), is hereby amended as
21 follows:

22 CHAPTER D ADMINISTRATIVE PROCESS

23 Section 1 Development Review Officer (DRO)

24 G. Modifications to Prior Development Orders

25 2. Expedited Administrative Modifications

26 b. Agency Review

27 Agency Review is for applications that require amendment(s) to existing approved
28 plan(s). This type of application requires review, comments, and conditions by a
29 maximum of five DRO Agencies. The DRO shall determine which Agencies are required
30 to review the amendment based upon the request and compliance with County
31 Ordinances. The Zoning Director shall maintain PPM Z0-0-29, Administrative
32 Modifications to Approved Site Plans, outlining a list of minor amendments and
33 establishing items that are exempt from the Expedited Administrative Modifications
34 process. Amendments include the following, provided Art. 2.D.1.G.1, Modifications to
35 BCC/ZC Approvals, requirements are not exceeded: [Ord. 2008-003] [Ord. 2011-001]
36 [Ord. 2014-001] [Ord. 2015-006]

- 37
38 8) Minor modifications to approved architectural elevations provided consistent with
39 previously approved elevations and conditions of approval; ~~and~~, [Ord. 2014-001]
40 9) Proposed or relocated guard houses; ~~and~~, [Ord. 2014-001]
41 10) PUD informational signs.

42 The applicant shall be responsible for obtaining the recommendation of approval and any
43 comments from the affected DRO agencies, in a form and manner established by the
44 Zoning Director. [Ord. 2007-001] [Ord. 2008-003] [Ord. 2011-001]
45

46
47 Part 4. ULDC Art. 2.D.1.G.2.c, Zoning Review (page 41 of 87), is hereby amended as follows:

48 CHAPTER D ADMINISTRATIVE PROCESS

49 Section 1 Development Review Officer (DRO)

50 G. Modifications to Prior Development Orders

51 2. Expedited Administrative Modifications

52 c. Zoning Review

53 Zoning review is for applications that require only Zoning Division approval of: minor
54 corrections to tabular data, additions and amendments to existing approved plans.
55 Amendments include the following: [Ord. 2008-003] [Ord. 2014-001] [Ord. 2015-006]
56

Notes:

- Underlined indicates **new** text.
- ~~Stricken~~ indicates text to be **deleted**. If being relocated, or partially relocated, destination is noted in bolded brackets [**Relocated to:**] or [**Partially relocated to:**].
- *Italicized* indicates relocated text. Source is noted in bolded brackets [**Relocated from:**].
- A series of four bolded ellipses indicates language omitted to save space.

EXHIBIT I

PLANNED UNIT DEVELOPMENT (PUD)
ELECTRONIC MESSAGE SIGNS
SUMMARY OF AMENDMENTS

- 6) Temporary sales trailers pursuant to a Special Permit); ~~and~~, [Ord. 2008-003] [Ord. 2014-001]
- 7) Other minor structures subject to approval by the DRO: ~~and~~, [Ord. 2008-003] [Ord. 2014-001]
- 8) Type II time and temperature or fuel price electronic message signs to approved freestanding signs.

Part 5. ULDC Table 2.D.6.B, Summary of Type I Waivers (page 46 of 87), is hereby amended as follows:

Table 2.D.6.B - Summary of Type I Waivers

Type I Waiver Summary List
....
<u>PUD Informational Signs</u>
[Ord. 2012-027] [Ord. 2014-025]

Notes:

- Underlined indicates **new** text.
- ~~Stricken~~ indicates text to be **deleted**. If being relocated, or partially relocated, destination is noted in bolded brackets [**Relocated to:**] or [**Partially relocated to:**].
- *Italicized* indicates relocated text. Source is noted in bolded brackets [**Relocated from:**].
- A series of four bolded ellipses indicates language omitted to save space.



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

September 3, 2015

Honorable Sharon R. Bock
Clerk and Comptroller
Palm Beach County
301 North Olive Avenue
West Palm Beach, Florida 33401

Attention: Timothy Montiglio, Administrative Specialist II

Dear Ms. Bock:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Palm Beach County Ordinance No. 2015-031, which was filed in this office on September 3, 2015.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb