

**PALM BEACH COUNTY  
PLANNING, ZONING AND BUILDING DEPARTMENT  
ZONING DIVISION**



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**BCC HEARING: SECOND READING – ULDC AMENDMENTS**

**Summary:** The proposed ordinance will account for changes required to comply with proposed amendments to the Plan, Future Land Use (FLU) atlas, and associated Zoning approvals necessary for the Scientific Community Overlay (SCO). The September 30, 2004 2<sup>nd</sup> Reading and Adoption will be presented with proposed Plan, FLU atlas and rezoning amendments for the SCO.

**Background:** The proposed ULDC Amendments were submitted for review to the Land Development Regulation Advisory Board (LDRAB) and Land Development Regulation Commission (LDRC) on June 10, 2004, and July 20, 2004.

Action by LDRAB: June 10, 2004 – The motion passed 12 – 1.  
July 20, 2004 – There were two separate motions, with the first motion passing 10 – 2, and the 2<sup>nd</sup> motion passing 9 – 2.

Action by LDRC: June 10, 2004 – The motion passed 12 – 1  
July 20, 2004 – There were two separate motions, with the first motion passing 10 – 2, and the 2<sup>nd</sup> motion passing 9 – 2.

Action by BCC: The proposed ULDC Amendments were presented to the BCC on September 20, 2004, for 1<sup>st</sup> Reading. The Motion to approve on 1<sup>st</sup> Hearing and advertise for the Adoption Hearing on September 30, 2004, was passed 4-0.

**Attachment:** Proposed ULDC Amendments.

**ORDINANCE 2004 \_\_\_\_\_**

1  
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3  
4 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM  
5 BEACH COUNTY, FLORIDA, AMENDING THE UNIFIED LAND  
6 DEVELOPMENT CODE, ORDINANCE 03-067, AS FOLLOWS: TO AMEND  
7 **ARTICLE 3** – OVERLAYS AND ZONING DISTRICTS; CHAPTER A –  
8 GENERAL; CHAPTER B – OVERLAYS; CHAPTER E – PLANNED  
9 DEVELOPMENT DISTRICTS (PDDs); **ARTICLE 4** – USE REGULATIONS;  
10 CHAPTER B – SUPPLEMENTARY USE STANDARDS; CHAPTER D –  
11 EXCAVATION; **ARTICLE 5** – SUPPLEMENTARY STANDARDS; CHAPTER G –  
12 DENSITY BONUS PROGRAMS; **ARTICLE 7** – LANDSCAPING; APPENDIX D –  
13 CHECKLIST OF STANDARDS THAT CAN BE ALTERED WITH AN APPROVED  
14 ALP; AND **ARTICLE 18** – DEFINITIONS; CHAPTER A – ZONING DEFINITIONS  
15 AND ACRONYMS; PROVIDING FOR: REPEAL OF LAWS IN CONFLICT;  
16 SEVERABILITY; INCLUSION IN THE UNIFIED LAND DEVELOPMENT CODE;  
17 AND AN EFFECTIVE DATE.

18  
19 **WHEREAS**, Section 163.3202, Florida Statutes, mandates the County  
20 compile Land Development Regulations consistent with its Comprehensive Plan  
21 into a single Land Development Code; and

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

25 **WHEREAS**, the BCC desires to further amend the ULDC to provide Land  
26 Development Regulations to establish the Scientific Community Overlay District  
27 which allows for the development of a biotechnology research park, integrating a  
28 biotechnology research institute with business, residential, and other  
29 complementary support facilities; and

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

33 **WHEREAS**, the Board of County Commissioners hereby elects to conduct its  
34 public hearings on this Ordinance at 9:30 a.m.; and

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

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

3

4 **Section 1. Adoption**

5 The amendments described in the Recitals set forth above are hereby  
6 adopted as set forth in Exhibit A, attached hereto and made a part hereof.

7 **Section 2. Interpretation of Captions**

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

11 **Section 3. Providing for Repeal of Laws in Conflict**

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

14 **Section 4. Severability**

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

19 **Section 5. Inclusion in the Unified Land Development Code**

20 The provisions of this Ordinance shall be codified in the Unified Land  
21 Development Code and may be reorganized, renumbered or relettered to  
22 effectuate the codification of this Ordinance.

23 **Section 6. Providing for an Effective Date**

24 The provisions of this Ordinance shall become effective upon the effective  
25 date of the amendments to the Palm Beach County Comprehensive Plan  
26 adopted in amendment round 2004-04-ERP.

27

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2 **EXHIBIT A**  
3  
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5 **PART 1. Unified Land Development Code of Palm Beach County**  
6 **(ULDC), Article 3.A.1.B.1, Overlays, is amended as follows:**

7 **CHAPTER A GENERAL**

8 **Section 1 Districts**

9 **A. Intent ....**

10 **B. Overlays and Zoning Districts ...**

11 **1. Overlays**

12 AZO, Airport Zone Overlay

13 COZ, Conditional Overlay Zone

14 GAO, Glades Area Overlay

15 IOZ, Indiantown Road Overlay

16 LOSTO, Lake Okeechobee Scenic Trail Overlay

17 LWRCCO, Lake Worth Road Commercial Corridor Overlay

18 NBOZ, Northlake Boulevard Overlay Zoning

19 NEO, Native Ecosystem Overlay

20 PBAIO, Palm Beach International Airport Overlay

21 RTO, Research and Technology Overlay

22 ~~SCO~~, SCGCFO Sugar Cane Growers Cooperative of Florida  
23 Protection Area Overlay

24 SR80 Non-residential Overlay

25 TAPO, Turnpike Aquifer Protection Overlay

26 WCRAO, Westgate Community Redevelopment Agency Overlay

27 **PART 2. ULDC, Article 3.B.12, SCO, Sugar Cane Overlay, is amended as**  
28 **follows:**

29  
30 **CHAPTER B OVERLAYS**

31 **Section 12 ~~SCO~~ SCGCFO, Sugar Cane Growers Cooperative of Florida**  
32 **Protection Area Overlay**

33 **A. Purpose and Intent**

34 The purpose and intent of the ~~SCO~~ SCGCFO is to maintain the integrity of  
35 bona fide agricultural operations related to the cultivation and processing  
36 of sugar cane, by prohibiting the encroachment of incompatible land uses  
37 or activities. It will also provide opportunities for the inclusion of related  
38 accessory and supporting uses and/or activities in close proximity to the  
39 existing mill.

40 **B. Boundaries**

41 The ~~SCO~~ SCGCFO includes all of Sections 21 and 28, the eastern half of  
42 Sections 20 and 29, Township 43 Range 37, excluding completely the  
43 western half of Sections 20 and 29.

44 **C. Use Regulations**

45 The following uses shall be permitted in the SCGCFO, subject to Art. 4.A,  
46 Use Classification.  
47  
48



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Table 3.E.1.B-10 - PDD Use Matrix

Use Type	PUD					MUPD							MXPD				PIPD			M	R	N
	Pods					Land Use Designations							Land Use Designations				Use Zone					
	R	C	R	C	A	C	C	C	C	C	I	I	C	C	C	C	I	C	I			
E	O	E	I	G	L	H	L	H	R	N	N	L	H	L	H	N	O	N	P	P	T	
S	M	C	V	R			O	O		D	S			O	O	D	M	D	D	D	E	
				P												L	G					
<b>Industrial Uses</b>																						
Asphalt Or Concrete Plant										R								P			13	
Data Information Processing						P	P		P		P		P	P	P			P	P	P	54	
Film Production Studio							P		P	R	P							P	P	P		
Gas And Fuel, Wholesale											R								P		61	
Heavy Industry											R							R		P	69	
Laboratory, Research						R	R	R	R	R	P	R	R	R				P	R	P	76	
Machine Or Welding Shop											P							P		P	80	
Manufacturing And Processing						R	R	R	R	R	P							P		P	81	
Medical Or Dental Laboratory		P				P	P	P	P									P			84	
Salvage Or Junk Yard											R								R		116	
Transportation Facility																		P		P	133	
Truck Stop											R							R		R	131	
Warehouse											P							P		P	138	
Wholesaling, General											P							P		P	140	

Notes to Table 3.E.1.B-10, PDD Use Matrix:

P = Permitted, S = Special Permit, D= Development Review Officer, R = Requested Use

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8 **PART 4. ULDC, Article 3.E.1.D.3, Regulating Plan, is amended as**  
9 **follows:**

10  
11 **CHAPTER E PLANNED DEVELOPMENT DISTRICTS (PDDs)**

12  
13 **Section 1 General**

- 14 **A. General ...**
- 15 **B. Future Land Uses and Density ...**
- 16 **C. Objectives and Standards ...**
- 17 **D. Application Requirements ...**
  - 18 **1. Master Plan ...**
  - 19 **2. Site Plan ...**
  - 20 **3. Regulating Plan**

21 All planned developments, and the ~~effected~~ affected area of  
22 modifications to previously approved planned developments, shall  
23 submit a regulating plan, consistent with the PBC Zoning Division  
24 Technical Manual, consisting of a comprehensive graphic and written  
25 description of the project.

26 **a. Contents**

27 At a minimum, the regulating plan shall consist of the following  
28 information, drawn to scale or labeled with dimensions:

- 29 1)a- street cross sections, including sidewalks, bike lanes, street trees,  
30 on street parking and lighting;

31

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- ~~2)b.~~ typical lot layouts for each housing type, including building envelope, screen enclosure/pool setbacks, and driveway access;
- ~~3)c.~~ focal point details;
- ~~4)d.~~ landscape buffer details (plan view and cross section);
- ~~5)e.~~ median landscape detail, if applicable;
- ~~6)f.~~ bus shelter detail, if applicable;
- ~~7)g.~~ master sign program/plan;
- ~~8)h.~~ elevations, if submitted pursuant to Art. 5.C, Design Standards;
- ~~9)i.~~ pedestrian circulation plan in accordance with Art. 3.E, Planned Development Districts (PDDs);
- ~~10)j.~~ phasing plan in accordance with Art. 2.D.1, Development Review Process,
- ~~11)k.~~ screening details;
- ~~12)l.~~ exemplary features;
- ~~13)m.~~ public amenities;
- ~~14)n.~~ details of entry features; and
- ~~15)o.~~ neighborhood parks;

**b. Design Standards Alternative**

Items a.1), a.4), a.5), and a.7) above shall be required to be shown on a Regulating Plan at time of submittal of the application for DRO review (Public Hearing). Items a.2), a.3), a.6), and a.8) through a.15), as may be applicable, shall be indicated in the Design Standards subject to approval by the BCC.

\* \* \*

**PART 5. ULDC, Article 3.E.3.D.1, Work/Live Space, is amended as follows:**

**CHAPTER E PLANNED DEVELOPMENT DISTRICTS (PDDs)**

**Section 3 Multiple Use Planned Development (MUPD)**

- A. General ...**
- B. Objectives and Standards ...**
- C. Thresholds ...**
- D. Property Development Regulations ...**

**1. Work/Live Space**

A space within a mixed use building that is used jointly for residential, ~~and~~ commercial and/or industrial purposes, where the residential space is accessory to the primary use as a place of work. Work/Live spaces shall comply with the following supplemental use standards:

Accessory work/live ~~units~~ spaces may be permitted in a MUPD, MXPDP, commercial pod of a PUD, commercial and industrial pods of a PIPD, or a TMD as follows:

- 1) ~~Accessory work/live units~~ s shall not exceed 1,000 square feet of living area;
- 2) A minimum of 10 percent of the living area ~~of a work/live unit~~ shall be designated as office space;
- 3) ~~Work/live space in a TMD~~ s shall be counted as non-residential square footage;
- 4) The maximum number ~~of units~~ allowed in a PDD ~~are~~ is indicated in Table 3.E.3.D-21, Work/Live PDD;
- 5) The maximum number ~~of units~~ allowed by the DRO in a PDD ~~are~~ is indicated in the Table 3.E.3.D-21, Work/Live Units Space PDD. The maximum number ~~of units~~ allowed by the DRO in a TMD ~~are~~ is indicated in the Table 3.E.3.D-21.a, Work/Live Units Space TMD; and

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6) Units Work/live spaces in excess of the maximum number allowed by the DRO shall be a Requested Use.

**PART 6. ULDC, Table 3.E.3.D-21 – Work/Live Units PDD, is amended as follows:**

**Table 3.E.3.D-21 - Work/Live Units Space PDD**

FLU Designation	CL/Commercial Pod in a PUD	CH	CLO	CHO	IND <sup>(1)</sup>
Number of <u>Units Spaces</u>	1/acre	5/acre	3/acre	3/acre	3/acre
DRO <sup>(2)</sup>	8	24	24	24	24

(1) Limited to commercial and light industrial pods in a PIPD only.

(2) Maximum number of spaces.

~~(1) Limited to a commercial pod in a PIPD only.~~

**PART 7. ULDC, Table 3.E.3.D-21.a, Work/Live Units TMD, is amended as follows:**

**Table 3.E.3.D-21.a Work/Live Units Space TMD**

TIER	U/S	AGR/GLADES	RURAL/EXURBAN
DRO	100	100	75

**PART 8. ULDC, Article 3.E.5.A.1, Purpose and Intent, is amended as follows:**

**CHAPTER E PLANNED DEVELOPMENT DISTRICTS (PDDs)**

**Section 5 Planned Industrial Park Development (PIPD)**

**A. General**

**1. Purpose and Intent**

The purpose of the PIPD district is to create an industrial development alternative, which provides employment opportunities for industries, manufacturing, research development and encourages internal trip capture by offering ~~commercial services and residential support~~ uses. Support uses, such as hotels, offices, commercial, institutional, and residential are intended to serve the PIPD workforce, and other residential populations.

**PART 9. ULDC, Article 3.E.5.B.2.b, Proximity to Other Uses, is amended as follows:**

**CHAPTER E PLANNED DEVELOPMENT DISTRICTS (PDDs)**

**Section 5 Planned Industrial Park Development (PIPD)**

**A. General ...**

**B. Objectives and Standards ...**

**1. Design Objectives ...**

**2. Performance Standards ...**

**a. Perimeter Buffers ...**

**b. Proximity to Other Uses**

~~A PIPD with a residential pod shall be limited in size and design to allow residents to walk from residential to commercial service uses within 1,320 feet.~~ A residential pod in a PIPD shall be located

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1 within 1,320 feet of commercial and personal service uses. A  
 2 pedestrian accessible route shall be provided. This requirement  
 3 shall be met by ~~100 percent of the housing units~~ all residential pods  
 4 in a PIPD.

5 **1) Measurement of Distance**

6 For the purpose of this Section, distance shall be measured by  
 7 drawing a straight line between the property line of a residential  
 8 Pod to the property line of the pod where the  
 9 commercial/personal services are located.

10 \* \* \*

11  
 12  
 13 **PART 10. ULDC, Article 3.E.5.D, Property Development Regulations**  
 14 **(PDRs), is amended as follows:**

15  
 16 **CHAPTER E PLANNED DEVELOPMENT DISTRICTS (PDDs)**

17  
 18 **Section 5 Planned Industrial Park Development (PIPD)**

19  
 20 **A. General ...**

21 **B. Objectives and Standards ...**

22 **C. Thresholds ...**

23 **D. Property Development Regulations (PDRs)**

24 The minimum lot dimensions, ~~minimum and maximum density~~, maximum  
 25 FAR, maximum building coverage, and minimum setbacks in each pod are  
 26 indicated in Table 3.E.5.D-26, PIPD Property Development Regulations:  
 27

28 **PART 11. ULDC, Table 3.E.5.D-26, PIPD Property Development**  
 29 **Regulations, is amended as follows:**  
 30

**Table 3.E.5.D-26 - PIPD Property Development Regulations**

Pods	Lot Dimensions			Max. FAR	Maximum Building Coverage	Setbacks			
	Size	Width and Frontage	Depth			Front	Side	Street	Rear
Light Industrial	1 ac	100	200	.45	30%	25	C - 15 R - 40	25	C - 15 R - 40
General Industrial	2 ac	200	200	.45	30%	25	C - 20 R - 40	25	C - 20 R - 40
Commercial	Apply MUPD, MXPDP or TMD regulations								
Residential	Apply PUD regulations								
Recreation	Apply PUD Recreation Pod and Neighborhood Park regulations								
<u>Civic</u>	<u>Apply PUD Civic regulations</u>								

**Notes to Table 3.E.5.D-26, PIPD Property Development Regulations:**

**C -** Indicates the required building setback for land uses abutting a non-residential zoning district, a civic, mixed-use commercial, or industrial pod, or a recreation area.

**R -** Indicates the required building setback for land uses abutting a residential zoning district or a residential pod.

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 38 (The remainder of this page left intentionally blank.)  
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1 PART 12. ULDC, Article 3.E.5.D.1, Setbacks, is amended as follows:

2  
3 CHAPTER E PLANNED DEVELOPMENT DISTRICTS (PDDs)

4  
5 Section 5 Planned Industrial Park Development (PIPD)

6  
7 A. General ...

8 B. Objectives and Standards ...

9 C. Thresholds ...

10 D. Property Development Regulations (PDRs) ...

11 1. Setbacks

12 Land uses, which abut open space 40 feet in width or greater, may  
13 substitute a 20 foot side or rear setback if a 40 foot setback is required

14  
15 PART 13. ULDC, Article 3.E.5.E, Pods, is amended as follows:

16  
17 CHAPTER E PLANNED DEVELOPMENT DISTRICTS (PDDs)

18  
19 Section 5 Planned Industrial Park Development (PIPD)

20  
21 A. General ...

22 B. Objectives and Standards ...

23 C. Thresholds ...

24 D. Property Development Regulations (PDRs) ...

25 E. Pods

26 1. Industrial Pods

27 An industrial pod is intended to provide areas ~~an industrial pod is~~ for  
28 light and general industrial uses, and accessory uses.

29 a. Use Regulations

30 Uses shall be permitted in accordance with pursuant to Use  
31 Regulation Schedule Table 3.E.1.B-10, PDD Use Matrix, Art. 4;  
32 Use Regulations; and, Art. 3.E.5.F, SCO PIPD.

33 2. Commercial Pod

34 A commercial pod is intended to provide commercial service, retail and  
35 professional office uses to serve the needs of the population and  
36 workforce within a PIPD.

37 a. Use Regulations

38 Uses shall be permitted in accordance with Table 3.E.1.B-10-PDD  
39 Use Matrix, Art. 4; Use Regulations; and, Art. 3.E.5.F, SCO PIPD.

40 b. Additional Requirements

41 Commercial uses within a PIPD shall comply with the following  
42 additional use regulations:

43 a-1) Outdoor Storage

44 Outdoor storage of any merchandise, equipment, refuse or  
45 similar material shall be prohibited.

46 b-2) Outdoor Speakers

47 No outdoor loudspeaker systems shall be permitted.

48 c. Mixed-use

49 Mixed-use development is intended to provide residential and  
50 commercial land uses integrated vertically into one building or  
51 horizontally into groups of buildings. A PIPD with a BCC approval  
52 for a commercial pod may apply to the DRO to re-designate the  
53 pod as a mixed-use pod on the master plan. A mixed-use  
54 development in a PIPD shall comply with the following:

55 1) Thresholds

56 A mixed-use development shall have a minimum land area  
57 equal to or larger than five acres or a minimum GFA of 50,000  
58 square feet.

1                   **2) Development Regulations**

2                   A mixed-use pod shall comply with the requirements for a  
3                   MXP or TMD.

4                   **3. Residential Pod**

5                   A residential pod is intended to provide areas for residential housing,  
6                   including units to aid in accommodating the work force of a PIPD. A  
7                   residential pod shall comply with the regulations indicated in Table  
8                   3.E.2.D-16, PUD Property Development Regulations.

9                   **a. Use Regulations**

10                   Uses shall be permitted in accordance with the provisions for a  
11                   PUD Residential Pod, indicated under Table 3.E.1.B-10-PDD Use  
12                   Matrix; Art. 4, Use Regulations; and, Art. 3.E.5.F, SCO PIPD.

13                   **ab. Transitional Land Uses**

14                   Housing or recreational land uses shall be located between the  
15                   PIPD and adjacent residential uses outside of the PIPD, as  
16                   determined by PZB to provide a transitional area between on-site  
17                   nonresidential uses and adjacent residential land uses.

18                   **4. Recreation Pod**

19                   A PIPD with a residential pod shall provide recreation uses based on  
20                   the number of units provided. Site improvements shall be provided in  
21                   accordance with Art. 5.D, Parks and Recreation Rules and Recreation  
22                   Standards.

23                   **a. Use Regulations**

24                   Uses shall be permitted in accordance with the provisions for a  
25                   PUD Recreation Pod, indicated under Table 3.E.1.B-10-PDD Use  
26                   Matrix; Art. 4, Use Regulations; and, Art. 3.E.5.F, SCO PIPD.

27                   **ab. Location**

28                   A recreation pod shall not have vehicular access from an arterial or  
29                   collector that is not part of the interior circulation system of the  
30                   PIPD. No recreation facility shall maintain direct physical access to  
31                   any arterial or collector bordering or traversing the PIPD.

32                   **bc. Recreation Area**

33                   In residential pods, recreation areas shall be provided in  
34                   accordance with Art. 5.D, Parks and Recreation Rules and  
35                   Regulations Standards, for use by the residents of the pod and their  
36                   guests.

37                   **cd. Neighborhood Park**

38                   Neighborhood parks shall be provided in residential pods  
39                   developed in accordance with Table 3.E.2.D-16, PUD Property  
40                   Development Regulations.

41                   **5. Civic Pod**

42                   A Civic pod is intended to provide areas for the provision of civic needs  
43                   for residents and the workforce of a PIPD.

44                   **a. Use Regulations**

45                   Uses shall be permitted in accordance with the provisions for a  
46                   PUD Civic Pod, indicated under Table 3.E.1.B-10-PDD Use Matrix;  
47                   Art. 4, Use Regulations; and, Art. 3.E.5.F, SCO PIPD.

48  
49 **PART 14. ULDC, Article 3.E.5, Planned Industrial Park Development**  
50 **(PIPD), is amended as follows:**

51 **Section 5 Planned Industrial Park Development (PIPD)**

- 52                   **A. General ...**  
53                   **B. Objectives and Standards ...**  
54                   **C. Thresholds ...**  
55                   **D. Property Development Regulations (PDRs) ...**  
56                   **E. Pods ...**  
57

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1 **F. SCO PIPD**

2 **1. Purpose and Intent**

3 The SCO PIPD is intended to implement the SCO provisions of the  
4 Plan. The purpose of the SCO is to allow for research, development,  
5 manufacturing activities and support services within a sustainable  
6 community. The SCO requires an integrated mix of uses that provide  
7 support for a scientific community that promotes economic  
8 development, while preserving and enhancing natural resources.

9 **2. Applicability**

10 The provisions of the SCO PIPD shall apply to the SCO boundaries  
11 identified in the Plan.

12 **3. Conflict with Other Applicable Regulations**

13 If a conflict exists between the SCO provisions and other Articles in  
14 this Code, the SCO provisions shall prevail except where superceded  
15 by state or federal laws.

16 **4. Application Requirements**

17 **a. Site Plan**

18 BCC site plan approval for requested uses shall not be required,  
19 subject to the following:

- 20 1) The location of each requested use shall be depicted on the  
21 master plan.  
22 2) A site plan shall be approved by the DRO for each requested  
23 use.

24 **5. Property Development Regulations**

25 **a. Setbacks**

26 1) The setback from property lines adjacent to a water  
27 management tract or open space 100 feet in width or greater  
28 may be reduced to zero, subject to the following conditions:

- 29 a) The adjacent water management tract or open space shall  
30 be located within the boundaries of the PIPD.  
31 b) The portion of the building or structure to which the reduced  
32 setback is applied shall be located a minimum of 200 feet  
33 from the boundary of the PIPD.  
34 c) The required landscape buffer may be waived, however, the  
35 landscape material that would have been required shall be  
36 relocated to other portions of the affected property, in  
37 accordance with an ALP.

38 2) Where a R-O-W buffer is required, the street setback may be reduced  
39 to the width of the R-O-W buffer.

40 **b. FAR**

41 The FAR within an individual pod may exceed the stated standard  
42 as long as the overall FAR of the entire project does not exceed  
43 0.45 based on the net developable non-residential land area in the  
44 PIPD.

45 **c. Density**

46 The density shall be based on the gross residential land area for  
47 the overall PIPD, and any density provided through a density bonus  
48 program, with no minimum or maximum density for pods with  
49 residential uses.

50 **1) Mixed Use**

51 A minimum of 75 percent of the residential units allocated to a  
52 mixed-use pod shall be vertically integrated (located above non-  
53 residential uses).

54 **d. Land Use Mix**

55 The SCO PIPD shall not be subject to the provisions of Table  
56 3.E.5.C-25 – PIPD Land Use Mix.







1 than ten percent of the fill from the site, then use approval shall be  
2 required as follows:

3 ~~d.1) Excavation Necessary to Implement a Final Development~~  
4 ~~Order Removal of Excess Fill~~

5 If an excess of ten percent of fill is proposed to be removed from a  
6 site and no unusual conditions exist justifying removal of more than  
7 ten percent of the excavated material, as specified in Art. 4.D.5.E,  
8 Type II Excavation, then ~~the excavation shall be considered a Type~~  
9 ~~III A mining operation. This exception applies only to sites located~~  
10 ~~within the Urban Service Area or a site in the rural service area~~  
11 ~~which has a valid development order approved prior to the effective~~  
12 ~~date of this ordinance. The the applicant shall apply for a Class A~~  
13 ~~Conditional use or Requested Use approval for a Type III A~~  
14 ~~excavation~~ pursuant to the standards of Art. 2.B.2, Conditional and  
15 Requested Uses, and shall comply with the following standards: 1)  
16 Art. 4.D.8.A, Operational Standards and Requirements, 2) Littoral;  
17 3) Upland Reclamation Standards in Art. 4.D.8.E, Maintenance and  
18 Monitoring; 4) Maintenance and Monitoring requirements for  
19 excavated areas, and littoral plantings in Art. 4.D.8.E, Maintenance  
20 and Monitoring; 5) Buffer requirements in Art. 4.D.5.F.7.b.c), Type  
21 III A Excavation; and 6) Setbacks shall be provided pursuant to  
22 Type II setback requirements in Art. 4.D.5.E.3, Separations and  
23 Setbacks.

24 **1)a) Frontage**

25 The development shall have direct frontage on and access to  
26 a collector or arterial street depicted on the County's  
27 Thoroughfare Identification Map.

28 **2)b) Location**

29 The following Type III A standards shall apply, unless ~~required~~  
30 ~~waived~~ by the BCC after a finding of fact that waiver of these  
31 standards will not violate the compatibility standards,  
32 ~~Separation from other land uses; and minimum acreage~~  
33 ~~requirement~~ pursuant to Art. 4.D.5.F.7, Compatibility  
34 Standards.

35 **e.d. Excavation, Performed by Public Agency, To Provide**  
36 **Drainage For A Public Street**

37  
38 \* \* \*

39  
40 **PART 18. ULDC, Article 5.G.2.H, Receiving Areas, is amended as**  
41 **follows:**

42  
43 **CHAPTER G DENSITY BONUS PROGRAMS**

44 **Section 2 Transfer of Development of Rights (TDRs) – Special Density**  
45 **Program**

46 **A. Purpose and Intent ...**

47 **B. Authority ...**

48 **C. Applicability ...**

49 **D. Previous Approvals ...**

50 **E. Administration ...**

51 **F. Sending Areas ...**

52 **G. Transfer of Development Rights (TDRs) Bank ...**

53 **H. Receiving Areas**

54 Development rights shall only be transferred to those parcels which meet  
55 the qualifications for designation as receiving areas.  
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**1. Eligible Receiving Areas**

- a. PDDs and TDDs. The total density of the project, including the TDR units, shall be utilized for calculating the minimum PDD or TDD acreage threshold; and
- b. Residential Subdivisions which are not within a PDD or TDD.

**2. Qualify as a Receiving Area**

- a. Be located within the U/S Tier; or the Scientific Community Overlay;

\* \* \*

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Underlined language indicates proposed new language.

Language ~~crossed-out~~ indicates language proposed to be deleted.

... (ellipses) indicates language not amended which has been omitted to save space.

Relocated language is shown as *italicized* with reference in parenthesis.

1 PART 19. ULDC, Article 7, Appendix D, Checklist of Standards for ALP is  
 2 amended as follows:  
 3

Table 7 – Appendix D - Checklist of Standards for ALP

	Specific Regulation	Standard can be modified with an approved ALP
<b>Plant Quality and Quantity</b>		
<b>Perimeter Buffers</b>		
Trees		No
Minimum Number of Canopy Trees	1 tree per 25 lineal ft.	
Minimum Shrub Percentage of Buffer Length (R-O-W Buffer)	100 percent for ground cover	
	50 percent for small	
	25 percent for medium	
	25 percent for large	
Spacing for Hedges	24 in. on center	Yes
<i>R-O-W Buffers</i>		
Minimum Width	20 ft. (100+ ft. R-O-W)	No <u>1</u>
	15 ft. (0-99 ft. R-O-W)	
Planting Pattern	Minimum 50 percent of buffer width in meandering pattern	No <u>1</u>
Shrub Hierarchy	U/S Tier: 3 shrub types	No <u>1</u>
	AGR and Glades Tiers: 4 shrub types.	
	Exurban and Rural Tiers: 4 shrub types	
Clustering	Allowed if clusters 40 ft. apart; on property with 300 ft. of frontage and have trees of varied height	Yes
Walls and Fences	R-O-W Setback: 10 ft.	Yes
	75 percent of landscaping must be on the exterior side	Yes
Width reduction	May be reduced 50 percent if separated from street by open space, canal or lake with a min. 80 ft. width	Yes
<b>Compatibility Buffers</b>		No
Required Location	Between all compatible use types (except Single Family residential)	
Minimum width	5 ft.	
Minimum height	3 ft.	
Incompatibility Buffers		No
Buffer types	1: 10 ft. wide/6 ft. high	
	2: 15 ft. wide/6 ft. high	
	3: 20 ft. wide/6 ft. high. Wall required	
Buffer Type	Based on differences in height and use	
Maximum Tree Spacing	20 ft. on center	

4 Note:

5 1. Deviations from Minimum Width, Planting Pattern and Shrub Hierarchy shall be permitted in the SCO in  
 6 accordance with Art. 3.E.5.F.8, R-O-W Buffer Deviations.

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**PART 20. ULDC, Article 18.A.2.A, Definitions, is amended as follows:**

**CHAPTER A ZONING DEFINITIONS AND ACRONYMS**

**Section 2 Definitions**

A. Terms defined herein or referenced Article shall have the following meanings:

\* \* \*

Accessory Overnight Accommodation (AOA): A limited service overnight facility for visiting researchers, scientists and dignitaries.

\* \* \*

**PART 21. ULDC, Article 18.A.3, Abbreviations and Acronyms, is amended as follows:**

**CHAPTER A ZONING DEFINITIONS AND ACRONYMS**

**Section 3 Abbreviations and Acronyms**

\* \* \*

AOA Accessory Overnight Accommodation

\* \* \*

EDC Economic Development Center

\* \* \*

~~SCO~~ SCGCFO Sugar Cane Growers Cooperative of Florida Protection Area Overlay

SCO Scientific Community Overlay

\* \* \*

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