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ORDINANCE  
NUMBER 2014-050

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AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING CHAPTER 3-9 OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA, BY DELETING SECTION 3-9-55, EXCAVATION AND MINING (EM), IN ITS ENTIRETY, AND CREATING NEW SECTION 3-9-31, EXCAVATION AND MINING (EM) ZONING; PROVIDING FOR INTENT; PROVIDING FOR PERMITTED USES AND STRUCTURES; PROVIDING FOR ACCESSORY USES AND STRUCTURES; PROVIDING FOR CONDITIONAL USES AND STRUCTURES; PROVIDING FOR PROHIBITED USES AND STRUCTURES; PROVIDING FOR SPECIAL EXCEPTIONS; PROVIDING FOR DEVELOPMENT STANDARDS; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, the County's Land Development Regulations (LDRs) were originally adopted in 1981 and took effect on December 8, 1981; and

WHEREAS, over time, Staff was directed to revise the existing LDRs and has been working over the last several years to accomplish the desired revisions; and

WHEREAS, the purpose of these revisions is to update development regulations by removing some outdated regulations and requirements and adding new standards, to make the LDRs more user-friendly, and to be consistent with the County's Comprehensive Plan; and

WHEREAS, in order to thoroughly review and update the existing LDRs, Staff has divided the project into three phases; and

WHEREAS, Phase I focuses on revisions to the conventional zoning districts and some sections of Article I. In General and Article III. Special Regulations of Chapter 3-9. Zoning; and

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1           WHEREAS Phase II will focus on all overlay codes and the remaining sections of  
2 Article I. In General and Article III. Special Regulations of Chapter 3-9. Zoning; and

3           WHEREAS, Phase III will focus on regulations found primarily in Chapter 3-5.  
4 Planning and Development, which may include topics such as wetlands, landscaping  
5 and buffers, and site and commercial design standards; and

6           WHEREAS, Staff is recommending that Chapter 3-9 of the Code of Laws and  
7 Ordinances be amended by deleting Section 3-9-55, Excavation and Mining (EM), in its  
8 entirety, and creating new Section 3-9-31, Excavation and Mining (EM) zoning; and

9           WHEREAS, revisions have previously been heard by the Charlotte County  
10 Planning and Zoning Board ("P&Z Board") and, based on the memorandum dated  
11 August 29, 2014, and the evidence presented to the P&Z Board, has been  
12 recommended for approval on September 8, 2014; and

13           WHEREAS, the Board considered the revisions in public hearings held on  
14 October 28, 2014 and November 25, 2014; and

15           WHEREAS, the Board has determined that the changes are consistent with the  
16 County's Comprehensive Plan and are in the best interests of the County and its  
17 citizens.

18           NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners  
19 of Charlotte County, Florida:

20           Section 1. Chapter 3-9 of the Code of Laws and Ordinances of Charlotte County,  
21 Florida, is hereby amended by deleting Section 3-9-55, Excavation and Mining (EM), in  
22 its entirety and creating new Section 3-9-31, Excavation and Mining (EM) zoning, as  
23 provided in Exhibit "A " which is attached hereto and provided herein.  
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1           Section 2. Conflict with Other Ordinances. The provisions of this Ordinance shall  
2 supersede any provision of exiting ordinances in conflict herewith to the extent of said  
3 conflict.

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5           Section 3. Severability. If any subsection, sentence, clause, phrase, or portion  
6 of this Ordinance is for any reason held invalid or unconstitutional by any court of  
7 competent jurisdiction, such portion shall be deemed a separate, distinct, and  
8 independent provision and such holding shall not affect the validity of the remainder of  
9 this Ordinance.

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11           Section 4. Effective Date. This Ordinance shall take effect upon its filing with the  
12 Office of the Secretary of State, State of Florida.

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[SIGNATURE PAGE FOLLOWS]

1 PASSED AND DULLY ADOPTED this 25<sup>th</sup> day of November, 2014.

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6 BOARD OF COUNTY COMMISSIONERS OF  
7 CHARLOTTE COUNTY, FLORIDA  
8 By: William G. Truex  
9 William G. Truex Chairman  
10  
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13 ATTEST:

14 Barbara T. Scott, Clerk of  
15 Circuit Court and Ex-Officio  
16 Clerk to the Board of County  
17 Commissioners

18 By: Michelle DiBraudio  
19 Deputy Clerk  
20  
21  
22

23 APPROVED AS TO FORM  
24 AND LEGAL SUFFICIENCY:

25 By: Janette S. Knowlton  
26 Janette S. Knowlton, County Attorney  
27 LR2014-2992  
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Land Development Regulations  
Chapter 3-9. Zoning  
Article II. District Regulations

Sec. 3-9-31. EM

1 **Sec. 3-9-31. Excavation and Mining (EM)**

2 (a) *Intent.* The purpose and intent of this district is to allow agriculture, very-low density residential, rural  
3 recreation, other rural uses, and commercial excavation activities and associated uses.

4 (b) *Permitted Uses and Structures (P):*

- 5 (1) 4H, FFA and similar uses and activities.
- 6 (2) Assisted living facility or day care center, adult, six or less. (see Sec. 3-9-62. Adult Congregate  
7 Living Facilities)
- 8 (3) Biofuel production, less than 5,000 gal per day.
- 9 (4) Cemetery, mausoleum.
- 10 (5) Commercial excavation.
- 11 (6) Community garden.
- 12 (7) Dairy, grain, fruit, field crop, and vegetable production, cultivation, packing, and storage.
- 13 (8) Domestic animal breeding, boarding and training.
- 14 (9) Emergency services.
- 15 (10) Fish and wildlife management area, nature preserve.
- 16 (11) Fish hatchery.
- 17 (12) Gamelands, public or private.
- 18 (13) Harvesting, cultivation, processing, and sale of crops grown on premises, including silviculture,  
19 aquaculture, and commercial citriculture.
- 20 (14) Horse stable, barn, workshop, and other structures and uses incidental to agricultural uses.
- 21 (15) Livestock breeding, boarding, training, and grazing.
- 22 (16) Manufactured home (DCA), minimum requirement is 150 miles per hour exposure C.
- 23 (17) Minor Home Occupation. (see Sec. 3-9-74. Home Occupations)
- 24 (18) Model home. (see Sec. 3-9-78. Model Homes)
- 25 (19) Outdoor educational facility.
- 26 (20) Park, public or not-for-profit.
- 27 (21) Plant nursery.
- 28 (22) Raising of poultry.
- 29 (23) Single-family detached, which may have a guest suite that is structurally attached, with or  
30 without cooking facilities.
- 31 (24) Stockpiling of fill.
- 32 (25) Telecommunications facility, 50 feet or less in height. (see Sec. 3-9-68. Communication  
33 Towers)
- 34 (26) Telecommunications facility, greater than 50 feet in height. (see Sec. 3-9-68. Communication  
35 Towers)

Land Development Regulations  
Chapter 3-9. Zoning  
Article II. District Regulations

Sec. 3-9-31. EM

- 1 (c) *Permitted Accessory Uses and Structures*: Uses and structures which are customarily accessory and  
2 clearly incidental and subordinate to permitted and conditional uses and structures are permitted in  
3 this district, including, but not limited to:
- 4 (1) Agricultural accessory uses and structures may be permitted prior to the principal uses and  
5 structures.
- 6 (2) Asphalt plant or concrete batch plant, associated with a commercial excavation.
- 7 (3) Carports, garages, and storage structures associated with agricultural uses may be permitted  
8 prior to the principal uses and structures.
- 9 (4) Fences or walls which may be permitted prior to the principal uses and structures.
- 10 (5) Guest suite, detached, consisting of living and sanitary facilities only. Cooking facilities shall  
11 not be permitted in a detached guest suite. It must meet all applicable development standards  
12 set forth in the zoning district.
- 13 (6) Keeping of pets, excluding animal breeding, boarding, and training.
- 14 (7) Swimming pools, tennis courts, or other similar noncommercial recreational uses and  
15 structures.
- 16 (d) *Conditional Uses and Structures (C)*: (For rules and regulations for any use designated as a  
17 Conditional Use or Structure, see Sec.3-9-69. Conditional Uses and Structures)
- 18 (1) Bed and breakfast, 1 or 2 bedrooms.
- 19 (2) Conservation subdivision.
- 20 (3) Farm labor housing.
- 21 (4) Guest home.
- 22 (5) Manufactured home (HUD), minimum requirement is Wind Zone 3.
- 23 (6) Minor yard trash processing facility. (see Sec. 3-9-70. Debris and Waste Facilities)
- 24 (e) *Prohibited Uses and Structures*: Any use or structure not specifically, or by reasonable implication,  
25 permitted herein shall be unlawful in this district.
- 26 (1) Park models and Recreational Vehicles for living purposes.
- 27 (f) *Special Exceptions (S)*: (For procedure see Section 3-9-6.2. Special Exceptions)
- 28 (1) Agricultural industrial activities, leather tanning, wool processing, meat curing.
- 29 (2) Airport.
- 30 (3) All conditional uses and structures that cannot meet all conditions set forth in this Code.
- 31 (4) Amphitheater.
- 32 (5) Animal hospital and boarding facility with indoor or outdoor facilities.
- 33 (6) Animal and poultry slaughter, stockyards, rendering.
- 34 (7) Animal sanctuary, zoo.
- 35 (8) Assisted living facility or day care center, adult, seven or more. (see Sec. 3-9-62. Adult  
36 Congregate Living Facilities)
- 37 (9) Bed and breakfast, 3 or more bedrooms.
- 38 (10) Biofuel production, 5,000 to 15,000 gal per day.
- 39 (11) Biofuel production, greater than 15,000 gal per day.

Land Development Regulations  
Chapter 3-9. Zoning  
Article II. District Regulations

Sec. 3-9-31. EM

- 1 (12) Campground.
- 2 (13) Clubhouse, community center.
- 3 (14) Cluster housing. (see Sec. 3-9-67. Cluster Housing)
- 4 (15) Composting facility. (see Sec. 3-9-70. Debris and Waste Facilities)
- 5 (16) Concentrated animal feeding operation.
- 6 (17) Correctional facility.
- 7 (18) Dairy, grain, fruit, field crop, and vegetable processing.
- 8 (19) Elementary, middle, or high school.
- 9 (20) Essential services. (See Sec. 3-9-71. Essential Services)
- 10 (21) Exotic animal breeding, boarding, and training.
- 11 (22) Farm equipment sales and service.
- 12 (23) Fertilizer manufacturing.
- 13 (24) Gas station.
- 14 (25) Government uses and facilities.
- 15 (26) Heliport, helistop.
- 16 (27) Livestock auction.
- 17 (28) Lumberyard.
- 18 (29) Major Home Occupation. (see Sec. 3-9-74. Home Occupations)
- 19 (30) Motor sports track, venue.
- 20 (31) Outdoor market space or exhibition space.
- 21 (32) Pistol, rifle, skeet, trap shooting and archery ranges.
- 22 (33) Place of Worship. (see Sec. 3-9-82. Places of Worship)
- 23 (34) Power plant.
- 24 (35) Private clubs.
- 25 (36) Private landing field.
- 26 (37) Recreation, outdoor.
- 27 (38) Sawmill, machine shop.
- 28 (39) Single-family residences used as a foster care facilities.
- 29 (40) Solid waste combustor. (see Sec. 3-9-70. Debris and Waste Facilities)
- 30 (41) Solid waste disposal facility. (see Sec. 3-9-70. Debris and Waste Facilities)
- 31 (42) Transfer station. (see Sec. 3-9-71. Debris and Waste Facilities)
- 32 (43) University or college.
- 33 (44) Such other uses as determined by the Zoning Official or his/her designee to be:
  - 34 a. Appropriate by reasonable implication and intent of the district.

Land Development Regulations  
 Chapter 3-9. Zoning  
 Article II. District Regulations

Sec. 3-9-31. EM

- 1            b. Similar to another use either explicitly permitted in that district or allowed by Special  
 2            Exception.  
 3            c. Not specifically prohibited in that district.

4            The Board of Zoning Appeals shall review a favorable determination of the Zoning Official under this  
 5            provision at the time the Special Exception application is presented to it. An unfavorable determination  
 6            of the Zoning Official or his/her designee shall be appealable pursuant to Sec. 3-9-6. Board of Zoning  
 7            Appeals.

8            (g) *Development Standards:*

	EM
<b>Site (min.)</b>	
Area (acres)	50
Width (ft.)	250
<b>Setbacks (min. ft.)</b>	
Front	100
Side	100
Rear	100
<b>Bulk (max.)</b>	
Lot Coverage of All Buildings	10%
Lot Coverage of Structures Related to Process of Hydroculture or Similar Uses Excluding Warehouses	80%
Height (ft.)	60
Density (units/acres)	1 per 10 acres

9  
 10            The Excavation and Mining (EM) zoning district may not be established anywhere on barrier islands, or  
 11            within one statute mile of the waters of the Gulf of Mexico, any intercoastal waterways, or the waters of  
 12            Charlotte Harbor and the Peace River located west of the I-75 Interstate Highway bridge over the  
 13            Peace River. The EM zoning district is intended to be applied only to those properties accommodating  
 14            excavations that meet Group III criteria contained in the Charlotte County Excavation and Earthmoving  
 15            Code.

- 16            (h) *Signs.* Signage shall be in accordance with Sec. 3-9-85, as well as Chapter 3-5, Article XXIII.  
 17            (i) *Off-street parking.* Off-street parking shall be in accordance with Sec. 3-9-79.



FLORIDA DEPARTMENT *of* STATE

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

December 1, 2014

Ms. Barbara T. Scott  
Clerk of the Circuit Court  
Charlotte County  
18500 Murdock Circle, Room 416  
Port Charlotte, Florida 33948

Attention: Ms. Michelle L. DiBerardino, Deputy Clerk Commission Minutes

Dear Ms. Scott:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Charlotte County Ordinance No. 2014-050, which was filed in this office on December 1, 2014.

Sincerely,

Ernest L. Reddick  
Program Administrator

ELR/lb

# SUN NEWSPAPERS

Charlotte • DeSoto • Englewood • North Port • Venice

PUBLISHER'S AFFIDAVIT OF PUBLICATION  
STATE OF FLORIDA  
COUNTY OF CHARLOTTE:

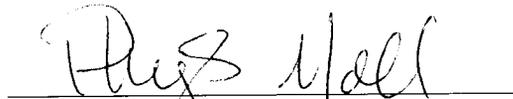
Before the undersigned authority personally appeared Casandra Cancelliere, who on oath says that she is legal clerk of the Charlotte Sun, Englewood Sun, and North Port Sun, a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Notice of Public Hearing, was published in said newspaper in the issues of:

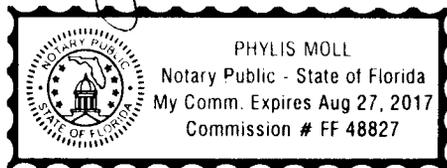
November 10, 2014

Affiant further says that the said newspaper is a newspaper published at Charlotte Harbor, in said Charlotte County, Florida, and that the said newspaper has heretofore been continuously published in said Charlotte County, Florida, Sarasota County, Florida and DeSoto County, Florida, each day and has been entered as periodicals matter at the post office in Punta Gorda, in said Charlotte County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

  
(Signature of Affiant)

Sworn and subscribed before me this 10<sup>th</sup> day of November, 2014.

  
(Signature of Notary Public)



Personally known  OR Produced Identification

Type of Identification Produced \_\_\_\_\_

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[Page Two of Two]

**Home Occupations**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-79, Home Occupations in its entirety, and creating a new section 3-9-74, Home Occupations; providing for purpose and intent; provide for general conditions for home occupations; provide for minor home occupations; provide for major home occupations; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Industrial General (IG) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-46, Industrial Office Park (IOP) and Section 3-9-47, Industrial Light (IL) in their entirety, and creating new Section 3-9-43, Industrial General (IG) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Industrial Intensive (II) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-48, Industrial General (IG) in its entirety and creating new Section 3-9-44, Industrial Intensive (II) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Junklike Conditions Prohibited**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-61, Abandoned Vehicles, Section 3-9-62, Watercraft Abandoned, Derelict or a Hazard to Navigation, Section 3-9-81, Junkyards and automobile Wrecking Yards and Section 3-9-82.1, Junk and Junkyard Conditions Prohibited in their entirety, and creating new Section 3-9-76, Junklike Conditions Prohibited, providing for the dumping or storage of junk; providing for a single unlicensed motor vehicle parking requirement; providing for conditions to remove junk; providing for conflict with other ordinances; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Legal Nonconformities**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by revising Section 3-9-10, Nonconformities and renaming this Section to Legal Nonconformities; providing for revised development requirements for nonconforming lots of record; providing for current nonconforming use; providing for conforming uses; providing revised development requirements for nonconforming structures; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Manufactured Home Conventional (MHC) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-36, Mobile Home Subdivision (MHS) and Section 3-9-37, Mobile Home Conventional (MHC) in their entirety, and creating new Section 3-9-37, Manufactured Home Conventional (MHC) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Manufactured Home Park (MHP) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-35, Mobile Home Park (MHP) in its entirety and creating new Section 3-9-36, Manufactured Home Park (MHP) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Model Homes**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by revising Section 3-9-87, Model Residential Units and renumbering to Section 3-9-78, and renaming to Model Homes; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Office, Medical and Institutional (OMI) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-39, Office, Medical and Institutional (OMI) in its entirety and recreating Section 3-9-39, Office, Medical and Institutional (OMI) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Parks and Recreation (PKR) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-29, Marine Park (MP) in its entirety and creating new Section 3-9-29, Parks and Recreation (PKR) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Places of Worship**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by revising Section 3-9-80.1, Houses of Worship, renumbering and renaming as Section 3-9-82, Places of Worship; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Residential Estates (RE) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-31, Residential Estates (RE) in its entirety and creating new Section 3-9-32, Residential Estates (RE) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Residential Multi-Family Tourist (RMF-T) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-34, Residential Multi-Family Tourist (RMF-T) in its entirety and creating new Section 3-9-35, Residential Multi-Family Tourist (RMF-T) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Residential Multi-Family (RMF) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-33, Residential Multi-Family (RMF) in its entirety and creating new Section 3-9-34, Residential Multi-Family (RMF) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Residential Single Family (RSF) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-32, Residential Single Family (RSF) in its entirety and creating new Section 3-9-33, Residential Single Family (RSF) zoning, providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Recreational Vehicle Park (RVP) Zoning District**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-38, Recreational Vehicle Park (RVP) in its entirety and recreating Section 3-9-38, Recreational Vehicle Park (RVP) zoning; providing for intent; providing for permitted uses and structures; providing for accessory uses and structures; providing for conditional uses and structures; providing for prohibited uses and structures; providing for special exceptions; providing for development standards; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Accessory Outdoor Retail Sales, Display and Storage**

Legislative

Countywide

An Ordinance amending Charlotte County Code Chapter 3-9, by creating new Section 3-9-61, Accessory Outdoor Retail Sales, Display and Storage; providing for purpose and applicability; providing for requirements for accessory outdoor retail sales, display and storage; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Section 3-9-5****Legislative****Countywide**

An Ordinance amending Charlotte County Code Chapter 3-9, by deleting Section 3-9-68, Authority to Enter Upon Private Property, Section 3-9-72, Deed Restrictions, Section 3-9-75, Exceptions to Required Yards, Section 3-9-5.2, Expedited Permitting Process for Certified Affordable Housing Development, Section 3-9-76, Exclusions from Height Limitations, Section 3-9-78, Form of Ownership, Section 3-9-86, Moving of Structures and Section 3-9-93, Property Frontage in their entirety, and creating new Section 3-9-5.1, Authority to Enter Upon Private Property, Section 3-9-5.2, Deed Restrictions, Section 3-9-5.3, Exceptions to Required Yards, Section 3-9-5.4, Expedited Permitting Process for Certified Affordable Housing Development, Section 3-9-5.5, Exclusions from Height Limitations, Section 3-9-5.6, Form of Ownership, Section 3-9-5.7, Moving of Structures and Section 3-9-8, Property Frontage, and revising Section 3-9-5, Administration and Enforcement, Building Permits; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Section 3-9-27****Legislative****Countywide**

An Ordinance amending Charlotte County Code Chapter 3-9, by revising Section 3-9-27, Application of District Regulations; providing for conflict with other ordinances, providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Site Plan Review****Legislative****Countywide**

An Ordinance amending Charlotte County Code Chapter 3-9, by revising Section 3-9-5.1, Site Plan Review and renumbering to Section 3-9-7, Site Plan Review; providing for applicability and procedure; providing for initiation; providing for application requirements; providing for requirements of amendments and changes to land Development Regulations; providing for preliminary site plan review; providing for final site plan review; providing for conformity to plan; providing for modification of site plans; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Temporary Uses****Legislative****Countywide**

An Ordinance amending Charlotte County Code Chapter 3-9, by revising Section 3-9-95.1, Temporary Uses, and renumbering as Section 3-9-87; providing for revised application process and fees; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Land Development Regulations****Table of Contents****Legislative****Countywide**

An Ordinance amending Charlotte County Code Chapter 3-9, by reorganizing the table of contents; deleting some sections in their entirety; creating new sections; revising some sections; renumbering sections in alphabetic order in Article III, Special Regulations; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Use Table – Commercial Districts****Legislative****Countywide**

An Ordinance amending Charlotte County Code Chapter 3-9, by adding new Section 3-9-26.3, Use Table – Commercial Districts; providing for a list of permitted uses and structures under Office, Medical and Institutional (OMI), Commercial Neighborhood (CN), Commercial General (CG) and Commercial Tourist (CT) Zoning Districts; providing for a list of conditional uses and structures under OMI, CN, CG and CT Zoning Districts; providing for a list of Special Exception uses under OMI, CN, CG and CT Zoning Districts; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Use Table – Environmental and Agricultural Districts****Legislative****Countywide**

An Ordinance amending Charlotte County Code Chapter 3-9, by adding new Section 3-9-26.1, Use Table – Environmental and Agricultural Districts; providing for a list of permitted uses and structures under Environmentally Sensitive (ES), Parks and Recreations (PKR), Agriculture (AG) and Excavation and Mining (EM) Zoning Districts; providing for a list of conditional uses and structures under ES, AG and EM Zoning Districts; providing for a list of Special Exception uses under ES, AG and EM Zoning Districts; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Use Table – Industrial Districts****Legislative****Countywide**

An Ordinance amending Charlotte County Code Chapter 3-9, by adding new Section 3-9-26.4, Use Table – Industrial Districts; providing for a list of permitted uses and structures under Industrial General (IG) and Industrial Intensive (II) Zoning Districts; providing for a list of conditional uses and structures under IG and II Zoning Districts; providing for a list of Special Exception uses under IG and II Zoning Districts; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Use Table – Residential Districts****Legislative****Countywide**

An Ordinance amending Charlotte County Code Chapter 3-9, by adding new Section 3-9-26.2, Use Table – Residential Districts; providing for a list of permitted uses and structures under Residential Estate (RE), Residential Single-family (RSF), Residential Multi-family (RMF), Residential Multi-family Tourist (RMF-T), Manufactured Home Park (MHP), Manufactured Home Conventional (MHC), and Recreational Vehicle Park (RVP) Zoning Districts; providing for a list of conditional uses and structures under RE, (RSF), RMF, MHP, MHC, and RVP Zoning Districts; providing for a list of Special Exception uses under RE, (RSF), RMF, MHP, MHC, and RVP Zoning Districts; providing for conflict with other ordinances; providing for severability; and providing for an effective date. Applicant: Charlotte County Board of County Commissioners.

**Z-14-08-12****Quasi-Judicial****Commission District 1**

An Ordinance pursuant to Section 125.66, Florida Statutes, amending the Charlotte County Zoning Atlas from Residential Single-family 3.5 (RSF-3.5) to Residential Estates 1 (RE-1), for property located at 1374 Bianot Drive and 27347 San Carlos Drive, in the Harbor Heights area, containing 1.46+ acres; Commission District 1; Petition No. Z-14-08-12; Applicants: Kendall V. and Tracie A. Baird; providing an effective date.

SHOULD ANY AGENCY OR PERSON DECIDE TO APPEAL ANY DECISION MADE BY THE BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING, A RECORD OF THE PROCEEDING AND FOR SUCH PURPOSE, A VERBATIM RECORD OF THE PROCEEDING IS REQUIRED, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

Charlotte County Board of County Commissioners does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the County's functions, including access to and participation in meetings, programs and activities. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Security Desk, Building A of the Alcock Administration Complex. Anyone needing other reasonable accommodation or auxiliary aids and services please contact our Office at 941-764-4191, TDD/TTY 941-743-1234, or by email to Terri.Hendriks@charlottefl.com.

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