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ORDINANCE
NUMBER 2014 - 071

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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 CREATING NEW SECTION 3-9-70, DEBRIS AND WASTE FACILITIES; PROVIDING FOR TYPES OF DEBRIS AND WASTE FACILITIES; PROVIDING FOR ADDITIONAL APPLICATION REQUIREMENTS; PROVIDING FOR HIGH IMPACT WASTE FACILITIES APPROVAL STANDARDS; PROVIDING FOR HIGH IMPACT WASTE FACILITIES DEVELOPMENT STANDARDS; PROVIDING FOR HIGH IMPACT WASTE FACILITY FINANCIAL REQUIREMENTS; PROVIDING FOR HIGH IMPACT WASTE FACILITY INSPECTIONS AND ENFORCEMENT; 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WHEREAS, the purpose of these revisions is to update development regulations by removing some outdated regulations and requirements and adding new standards, to make the LDRs more user-friendly, and to be consistent with the County's Comprehensive Plan; and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

CHARLOTTE COUNTY CLERK OF CIRCUIT COURT
OR BOOK 3923 PAGE 689 PAGE 1 OF 15
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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 creating new Section 3-9-70, Debris and Waste Facilities;
8 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 creating new Section 3-9-70, Debris and Waste
22 Facilities, as provided in Exhibit "A " which is attached hereto and provided herein.

23
24 Section 2. Conflict with Other Ordinances. The provisions of this Ordinance shall
25 supersede any provision of exiting ordinances in conflict herewith to the extent of said
26 conflict.

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

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

[SIGNATURE PAGE FOLLOWS]

1 PASSED AND DULLY ADOPTED this 25th day of November, 2014.

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6 BOARD OF COUNTY COMMISSIONERS OF
7 CHARLOTTE COUNTY, FLORIDA
8 By: William G. Truitt
9 William G. Truitt, Chairman
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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 DiBerardino
19 Deputy Clerk
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21
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23 APPROVED AS TO FORM
24 AND LEGAL SUFFICIENCY:
25 By: Janette S. Knowlton
26 Janette S. Knowlton, County Attorney
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Sec. 3-9-70. Debris and Waste Facilities

(a) Types of Debris and Waste Facilities

Debris and waste facilities shall be divided into Low Impact and High Impact Waste Facilities. Low Impact Waste Facilities shall be considered Conditional Uses, and subject to the conditions established in the appropriate Conditional Use provisions of this Code. High Impact Waste Facilities are considered to have significant impacts upon the health, safety, and welfare of the public and shall be considered Special Exception Uses.

(1) Exemptions

The following are exempt from the requirements of this Section:

- a. Backyard composting.
- b. Composting or anaerobic digestion of wastes generated on a farm, as part of agronomic, horticultural or silvicultural operations, for use on the farm as part of these operations.
- c. Open burning of land clearing debris as permitted by the State of Florida, provided all the material to be burned originates on-site and burning is on a temporary basis.
- d. The use of non-putrescible solid waste material for grade improvement done in conjunction with a building permit.
- e. The storage of non-putrescible fill material for future use.
- f. The disposal of clean debris in an excavation.
- g. The processing, management and disposal of solid wastes generated as a result of a major storm, tornado or other natural or manmade disaster when undertaken by, under the supervision of, or at the direction of a local, State or Federal agency.
- h. Facilities that have been identified in an overlay district that implements the U.S. 17 Corridor Planning Area, if such district contains siting and development standards for such facilities.

(2) Low Impact Waste Facilities

- a. Mini transfer station.
- b. Minor yard trash processing facility.
- c. Recovered materials processing facility.
- d. Waste tire collection center.
- e. Minor compost facility – Lot clearing debris only.

(3) High Impact Waste Facilities

- a. Auto salvage yard.
- b. Composting facility.
- c. Materials recovery facility.
- d. Soil treatment facility.
- e. Solid waste combustor.
- f. Solid waste disposal facility.
- g. Transfer station.
- h. Used oil processing facility.
- i. Waste tire processing facility.
- j. Waste tire site.

(b) Additional Application Requirements

(1) General

In addition to the standard application requirements, the following information shall be submitted upon application for any debris and waste facility (Copies of information submitted to other regulatory agencies will satisfy the following requirements where applicable):



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Section 3-9-70. Debris and Waste Facilities

- a. Type of facility proposed.
 - b. An operation plan appropriate for the type of facility proposed, including the following information in narrative form:
 - (i) Anticipated type and source of material, as well as limitations on types and source of material.
 - (ii) Volume of material to be received, expressed in cubic yards per day or tons per day.
 - (iii) Time limitations related to storage of material.
 - (iv) Method of operation of the facility.
 - (v) Planned active life of the facility, the final design height of the facility, and the maximum height of the facility during its operation.
 - (vi) Source and type of cover material.
 - (vii) Methods of controlling odor, dust, litter, and vectors.
 - (viii) Method of management of byproducts from waste processing.
 - (ix) Emissions controls, including gas, leachate, and surface run-off.
 - (x) Hours of operation.
 - (xi) Operating parameters and test results of identical or, if not available, comparable equipment.
 - c. A site plan illustrating all structures, disposal areas, staging areas, special waste areas, internal drive aisles, parking areas, and other items required for operation of the proposed facility. Square footage and total floor area ratio of each building shall be labeled and total impervious surface area of the site shall be indicated on the plan.
 - d. A vicinity map or aerial photograph, taken no more than one year prior to the application, showing the facility site and relevant surface features located within 1,000 feet of the proposed facility.
 - e. A regional map showing the project location in relation to major roadways and population centers and how the location meets the setback requirements of this Section. Multiple maps may be submitted.
 - f. A regional map showing the haul routes to be utilized to haul material to the facility.
 - g. A closure plan.
 - h. A contingency plan appropriate for the type of facility to cover operational interruptions and emergencies such as fires, explosions, or natural disasters.
 - i. An emergency plan appropriate for the type of facility to respond to emergencies such as fires, explosions, or natural disasters.
 - j. A statement of how the applicant will demonstrate financial responsibility for the closing and long-term care of the facility.
 - k. An engineer's certification that the facility and all equipment thereof will meet or exceed the design requirements set forth by the State for this type of facility and all County requirements including the Industrial Performance Standards provisions of this Code.
 - l. Current and projected population and area to be served by the proposed site.
- (2) *High Impact Waste Facilities*
- a. In addition to the standard application requirements and the additional general waste and debris facility application requirements, the following information shall be submitted upon application for any High Impact Waste Facility:
 - (i) A needs analysis including market surveys, letters of commitment and contracts, and any other information required by the County.

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- a) For a solid waste disposal facility, the analysis needs to determine that the added disposal capacity is required in order to service permanent County residents.
- b) For all other facilities, the analysis must show how the facility will benefit permanent County residents.
- (ii) A traffic impact analysis evaluating the trip generation of the proposed facility including:
 - a) Ingress, egress, and access control to the site.
 - b) The impact(s) of the proposed facility on the transportation system which will support the proposed facility, including anticipated increases in road maintenance requirements.
 - c) The estimated public cost of maintaining the area's transportation system.
 - d) Any other information required by the County Engineer.
- (iii) A public facilities impact analysis evaluating the impacts of the proposed facility on schools, parks, hospitals, and potable water supplies within two miles of the proposed facility.
- (iv) An environmental impact analysis evaluating the impacts of the proposed facility on:
 - a) Conservation areas, aquatic preserves, and other natural water bodies within two miles of the proposed facility.
 - b) Endangered or threatened species which occur on or utilize the property on which the proposed facility is to be developed or occur on or utilize adjacent property (as known).
 - c) Air quality within one and one-half mile from the site, noting direction of the prevailing wind.
 - d) Wildlife habitat and native vegetative communities on the site.
 - e) Surface and groundwater quality within one-half mile from the site (the analysis must include a map showing all Class I surface waters, as defined by the FDEP, within 3,000 feet of the boundary of the subject property).
 - f) Impacts on any Class I waterways within the watershed where the site is located.
 - g) Any areas of the subject property that lie within the 100-year flood zone.
- (v) For facilities that receive and process, store, or dispose of putrescible waste outdoors, a map showing any licensed airport runways within six miles of the facility or a statement that none exist. If a runway is within six miles, evidence shall be supplied that the facility notified the affected airport and received acknowledgement of that notification.
- (vi) The following additional information shall be provided by an applicant for a solid waste disposal facility:
 - a) A plan of the site showing dimensions, locations of proposed and existing water quality monitoring wells or points, locations of soil borings, proposed plan of trenching or disposal areas, original elevations, proposed final contours, any previously filled waste disposal areas, and fencing. Cross sections shall be included showing both the original and proposed fill elevations. The scale of the plot plan shall not be greater than 200 feet to the inch.
 - b) Topographic maps at a scale of not greater than 200 feet to the inch with 5-foot contour intervals. These maps shall show the proposed fill area, any borrow

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area, access roads, grades required for proper drainage and cross sections of lifts, special drainage devices if necessary, fencing, and equipment facilities.

- b. Due to the complexity of the information required for these facilities, the review timeframe for applications in association with these facilities shall be extended by at least two months. The item shall not be placed on a Board of Zoning Appeals agenda until review is complete.
- c. All applications shall require review by the Charlotte County Solid Waste Division. This Division may suggest further siting, development and operational conditions based on the specific facility and the proposed plans. These conditions may be applied as conditions of approval.
- d. All applications shall require review by the Fire Marshall.

(c) High Impact Waste Facilities Approval Standards

A High Impact Waste Facility Use shall only be approved if positive findings of fact can be made for all of the following:

- (1) The proposed facility is appropriately sited as determined through review of the standards, requirements, analysis and facility operations plan.
- (2) Approval of the facility will not adversely affect the public interest.
- (3) The use and operation of the proposed facility will not endanger the public health or safety.
- (4) There is a need for the proposed facility or there is a benefit gained to the County by development of the facility.
- (5) The proposed facility is consistent with the adopted Charlotte County comprehensive plan.
- (6) Safe and adequate access to the facility exists or will be provided for general and emergency services.

(d) High Impact Waste Facilities Development Standards

- (1) Siting Criteria

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		High Impact Waste Facility									
		Transfer Station	Composting Facility	Solid Waste Disposal Facility (SWDF)	Solid Waste Combustor (SWC)	Materials Recovery Facility (MRF)	Waste Tire Processing Facility (WTPF)	Waste Tire Site (WTS)	Soil Treatment Facility (STF)	Used Oil Processing Facility (UOPF)	
Watershed Protection Overlay District	Tippen Bay and Long Island Marsh	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted
	½ mile of creek system		Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted
	¼ mile of creek system			Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted
	All other areas of the Overlay			Permitted	Permitted	Not Permitted	Not Permitted	Not Permitted	Permitted	Not Permitted	Not Permitted

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Prime Aquifer Recharge Area	Not Permitted	Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted	Not Permitted
100 Year Floodplain		Not Permitted									
Wetlands		Not Permitted									
Wildlife Corridor Critical Linkages											

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(2) Location Setbacks

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Section 3-9-70. Debris and Waste Facilities

Resources	High Impact Waste Facility									
	Transfer stations	Composting Facilities	SWDF	SWC	MRF	WTPF	WTS	STF	UOPF	
Tippen Bay and Long Island Marsh	Not Applicable (N/A)	None	1,000 ft.	1,000 ft.	N/A	N/A	N/A	1,000 ft.	N/A	
Shell Creek and Prairie Creek	N/A	1,500 ft.	3,000 ft.	3,000 ft.	N/A	N/A	N/A	3,000 ft.	N/A	
Alligator Creek or any other identified potable water source such as wellheads	200 ft.	100 ft.	3,000 ft.	3,000 ft.	200 ft. if all in an enclosed building; 500 ft. if not.	3,000 ft.	3,000 ft.	3,000 ft.	3,000 ft.	
Other water bodies, including wetlands, except stormwater ponds entirely on-site					200 ft. if all in an enclosed building; 500 ft. if not.					
100 Year Floodplain	200 ft.	50 ft.	1,000 ft.	1,000 ft.	500 ft. if not	500 ft.	500 ft.	500 ft.	500 ft.	
Residential use or residentially zoned property	200 ft.	100 ft.	1,000 ft.	1,000 ft.	200 ft. if all in an enclosed building; 500 ft. if not	500 ft.	500 ft.	500 ft.	200 ft.	
School, park, hospital or other health care facility	200 ft.	100 ft.	1,000 ft.	1,000 ft.	200 ft. if all in an enclosed building; 500 ft. if not	500 ft.	500 ft.	500 ft.	200 ft.	
Licensed and operating airport runway used by turbine powered aircraft										
Licensed and operating airport runway used by piston engine aircraft										
10,000 feet if the facility includes any outdoor storage, disposal or processing of waste, unless the applicant demonstrates that the facility is designed and will be operated so that it does not pose a bird hazard to aircraft 5,000 feet if the facility includes any outdoor storage, disposal or processing of waste unless applicant demonstrates that the facility is designed and will be operated so that it does not pose a bird hazard to aircraft										

Other location standards:

- (i) No facility that requires air quality permits from the US Environmental Protection Agency or Florida Department of Environmental Protection may be placed within one-half mile of any land designated with a Future Land Use Map designation that is primarily for residential use.

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Section 3-9-70. Debris and Waste Facilities

(3) Other Development Standards

Facilities	Standards			
	Buffering	Setbacks from all property lines no outdoor storage, processing or disposal shall take place within the setback	Height of Outdoor Piles	Volume Reduction Operation Machinery
Transfer stations	Type D; opaque wall or fence around entire perimeter of facility	30 feet	20 feet	If within 300 feet of a right-of-way, residential use, residential zoning district, school, park, hospital or other health care facility, such machinery shall be enclosed in a structure with at least three sides and a roof, with the open end facing away from these elements.
Composting Facilities	Type C; 5 foot high berm or opaque fence required	*50 feet	40 feet	
SWDF	40 foot wide Type E; 5 ft. high berm with trees planted on top of berm or an opaque fence	250 feet	200 feet	
SWC	25 foot wide Type C buffer; opaque wall or fence around entire perimeter of facility	250 feet	40 feet	
MRF	Type D; opaque wall or fence around entire perimeter of facility	30 feet	25 feet	
WTPF	40 foot wide Type E; 5 ft. high berm with trees planted on top of berm or an opaque fence	250 feet	25 feet	
WTS	40 foot wide Type E; 5 ft. high berm with trees planted on top of berm or an opaque fence	50 feet	25 feet	
STF	Type C; 5 foot high berm or opaque fence required	30 feet	40 feet	
UOPF	Type C; 5 foot high berm or opaque fence required	30 feet	N/A	

(e) High Impact Waste Facility Financial Requirements

- (1) Following approval of a Special Exception for a High Impact Waste Facility but prior to any other development approvals, either the owner or the operator shall be bonded or insured, in an amount and form acceptable to the County Attorney, to guarantee the financial responsibility of both the owner and operator for any liability that may be incurred in the operation of the facility and to provide that, upon closure, abandonment, or interruption of operation of the facility for any reason, all appropriate measures are taken to prevent damage to human health, safety, and welfare; the environment; and private and public property. If these financial responsibilities are addressed through the State and Federal permitting requirements, that may satisfy the financial requirements. However, in granting approval to a facility pursuant to this Section, the County may require additional, reasonable bonding or insurance as deemed necessary to protect the public health, safety, and welfare.
- (2) Any bond or insurance obtained to satisfy this requirement shall be maintained in the amount established by the County and shall be maintained until the County determines that the owner and operator have satisfactorily closed the facility and until the County authorizes cancellation, modification, or liquidation of the bond or insurance.

(f) High Impact Waste Facility Inspections and Enforcement

- (1) Representatives from the County shall, no less than twice a year, inspect all facilities subject to this Section for compliance with the provisions contained herein. Such inspections will, at a minimum, verify that landscape buffers are being maintained in good order and that all materials found at the subject facility are allowed under the conditions of the permits and approvals issued for the facility.
- (2) Any County official having official business pertaining to the enforcement of this Section shall, upon identification, be admitted to the premises during regular business hours to conduct inspections and shall be given full and immediate access to the premises and all records required by this Section. Failure to admit a County official onto a facility shall constitute a violation of these regulations and a Stop Work order shall be issued. Upon issuance of a Stop Work order, the facility will immediately cease operations.
- (3) If, at any time during the operational life of the facility, it is determined that the facility is being operated in violation of the conditions of the permits, licenses or approvals which pose an immediate threat to the health, safety or welfare of the general public or surrounding properties, a Stop Work order shall be issued which shall remain in force and effect until the facility is brought into compliance with such conditions and damage to surrounding properties, if any, is remedied. For purposes of enforcement, each violation shall be considered a separate offense.



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. 2014-071, 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:

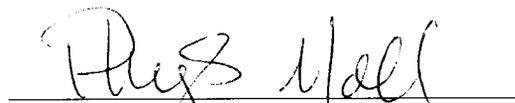
Before the undersigned authority personally appeared Casandra Cancelliere, who on oath says that she is legal clerk of the Charlotte Sun, Englewood Sun, and North Port Sun, a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Notice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

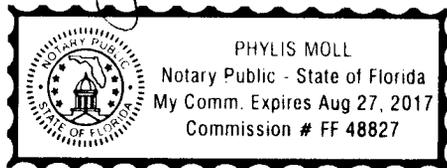
November 10, 2014

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 10th day of November, 2014.


(Signature of Notary Public)



Personally known OR Produced Identification _____

Type of Identification Produced _____

Page 1
1102.50

[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; providing 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; providing for severability; 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 Blauot 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. If you need accommodations for the Hearing Impaired are available at the Front Security Desk, Building A of the Murdock 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.

