

2 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF
3 SEMINOLE COUNTY, FLORIDA AMENDING THE LAND
4 DEVELOPMENT CODE OF SEMINOLE COUNTY IN THE FOLLOWING
5 MANNER: CHAPTER 2 (DEFINITIONS) TO REVISE DEFINITION OF
6 GUEST HOUSE OR COTTAGE AND ADD DEFINITION FOR NOMINAL
7 ROOF OVERHANG; CHAPTER 30 (ZONING REGULATIONS) TO
8 REMOVE UC DESIGNATION FROM SECTION 30.2.1
9 (ESTABLISHMENT OF DISTRICTS), TO CORRECT REFERENCES IN
10 SECTION 30.2.2 (GROUPINGS AND DEFINITIONS OF GROUPINGS), TO
11 CORRECT TERMINOLOGY IN SECTIONS 30.2.3 (DISTRICTS SHOWN
12 ON MAPS), 30.2.4 (OFFICIAL ZONING MAP), AND 30.2.5
13 (INTERPRETATION OF DISTRICT BOUNDARIES), TO INCLUDE A
14 PROCESS FOR UN-COMBINING PLATTING LOTS IN SECTION 30.2.6
15 (APPLICATION OF ZONING CLASSIFICATION REGULATIONS), TO
16 REVISE TABLE 5.2 IN SECTION 30.5.2 (PERMITTED USE TABLE &
17 FOOTNOTES), TO REVISE THE USE CONSOLIDATION TABLE IN
18 SECTION 30.5.3 (USE CONSOLIDATION), TO INCLUDE A PROCESS
19 FOR SPECIAL EVENTS, OUTDOOR SALES AND TEMPORARY
20 PACKAGE STORAGE AND UPDATING TERMINOLOGY IN SECTION
21 30.6.4 (TEMPORARY USES), TO REVISE SECTION 30.7.3
22 (DIMENSIONAL STANDARDS TABLE), TO CORRECT
23 TYPOGRAPHICAL ERRORS AND RENUMBERING IN SECTION 30.8.3
24 (MM MISSING MIDDLE DISTRICT AND ALTERNATIVE STANDARDS),
25 TO CLARIFY COMMON USABLE OPEN SPACE REQUIREMENTS AND
26 CORRECT TYPOGRAPHICAL ERRORS IN SECTION 30.8.5 (PD
27 PLANNED DEVELOPMENT), TO INCLUDE A STANDARD FOR
28 AIRPORT INCOMPATIBLE USES AND NOISE LEVEL NOTICE IN
29 SECTION 30.10.8 (AIRPORTS), TO INCLUDE A PROVISION
30 REGARDING SETBACKS AND CLEARANCE OF RESIDENTIAL
31 GARAGES IN SECTION 30.11.7 (MISCELLANEOUS DESIGN
32 STANDARDS), TO CORRECT TYPOGRAPHICAL ERRORS IN SECTION
33 30.13.3 (SIGN STANDARDS); CHAPTER 35 (SUBDIVISION STANDARDS)
34 TO UPDATE TERMINOLOGY IN SECTION 35.44 (REQUIRED
35 SUBMITTALS FOR FINAL PLAT); CHAPTER 60 (ARBOR
36 REGULATIONS) TO CORRECT TYPOGRAPHICAL ERRORS AND
37 UPDATE TERMINOLOGY IN SECTIONS 60.3 (THE BOARD OF
38 COUNTY COMMISSIONERS DESIGNATED AS THE SEMINOLE
39 COUNTY TREE COMMITTEE), 60.4 (PERMITS REQUIRED), 60.5
40 (EXEMPTIONS), 60.7 (VARIANCE, APPEAL, AND PENALTY), 60.8
41 (TREE PROTECTION AND MAINTENANCE DURING AND AFTER
42 DEVELOPMENT AND CONSTRUCTION), AND 60.9 (RECOMMENDED,
43 REPLACEMENT, RESTRICTED, AND SPECIMEN TREES), TO UPDATE
44 TERMINOLOGY AND INCLUDE A STANDARD FOR IDENTIFICATION
45 OF NUISANCE EXOTIC TREES IN SECTION 60.10 (PERMIT
46 APPLICATION AND PROCEDURES), TO UPDATE TERMINOLOGY IN

48 **SECTION 60.11 (LOGGING), TO ESTABLISH AUTHORITY TO IMPOSE**
50 **FINES AND ESTABLISH THE COUNTY ARBOR TRUST FUND IN**
52 **SECTION 60.12 (AUTHORITY TO IMPOSE FINES AND COUNTY**
54 **ARBOR TRUST FUND); CHAPTER 90 (UNIFORM BUILDING**
56 **NUMBERING SYSTEM) TO UPDATE TERMINOLOGY IN SECTIONS**
90.10 (SUBDIVISION, PLAZA AND BUILDING NAMES) AND 90.12
(VARIANCE PROCEDURES TO THE UNIFORM ADDRESSING
SYSTEM); PROVIDING FOR CONFLICTS; PROVIDING FOR
CODIFICATION IN THE LAND DEVELOPMENT CODE OF SEMINOLE
COUNTY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN
EFFECTIVE DATE.

58 **WHEREAS**, Chapter 163, Part II, Florida Statutes, entitled the Local Government
Comprehensive Planning and Land Development Regulations Act (“Act”), empowers and requires
60 the Board of County Commissioner of Seminole County (“Board”) to plan for the County’s future
development and growth and to adopt and amend the Seminole County Land Development Code
62 (“Land Development Code”), or elements or portions thereof, to guide the future growth and
development of the County; and

64 **WHEREAS**, Ordinance 2024-2 was adopted by the Seminole County Board of County
Commissioners on January 9, 2024 and implemented a comprehensive update to the entire Land
66 Development Code including repealing and replacing Chapters 2 and 30 and amending Chapters
1, 5, 35, 40, 60, and 80; and

68 **WHEREAS**, due to the comprehensive nature of Ordinance 2024-2 and the Land
Development Code update, some provisions were not properly included, have typographical errors
70 or necessitate updated terminology; and

WHEREAS, the purpose of this Ordinance is correct these errors and omissions and to
72 provide clarity and consistency within the Land Development Code; and

WHEREAS, the Seminole County Local Planning Agency held a public hearing, with all
74 required public notice on _____, for the purpose of providing recommendations to
the Board of County Commissioners with regard to this Ordinance and recommended that the

76 Board of County Commissioners adopt this Ordinance amending the Land Development Code;
and

78 **WHEREAS**, the Board finds that this Ordinance to amend the Land Development Code is
in the best interest of the health, safety and welfare of the public and will provide clarity and
80 consistency within the Land Development Code.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
82 **COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA:**

Section 1. Incorporation of Recitals. The above recitals are incorporated herein by
84 reference and form an integral part of the Ordinance.

Section 2. Intent and Purpose. The intent and purpose of this Ordinance is to amend the
86 Seminole County Land Development Code to correct the errors and omissions resulting from the
comprehensive update of the Land Development Code accomplished by Ordinance 2024-02.

88 **Section 3.** Chapter 2 (Definitions) of the Land Development Code of Seminole County is
hereby amended to read as follows:

90 **Chapter 2 - DEFINITIONS**

* * *

92 **Sec. 2.3. Definitions.** [For the purposes of this chapter, certain terms shall have the
meanings ascribed to them in this Section, unless the context clearly indicates otherwise.]

94 * * *

Guest house or cottage: A detached accessory building located on the same premises of
96 the main residential building, intended for intermittent or temporary occupancy by a nonpaying
guest, and which has no cooking facilities and is not rented. For the purposes of this definition,
98 temporary and intermittent occupancy shall mean a period of less than thirty consecutive days,
which does not happen continuously and has periods of time in between stays.

100 * * *

Nominal Roof Overhang: The part of the roof or wall that extends beyond a lower wall.

102 For purposes of applying to property setbacks, the distance of a roof overhang into a property setback shall not exceed eighteen (18) inches.

104 * * *

Section 4. Chapter 30 (Zoning Regulations) of the Land Development Code of Seminole County is hereby amended to read as follows:

CHAPTER 30 – ZONING REGULATIONS

108 * * *

PART 2. ESTABLISHMENT OF DISTRICTS

110 30.2.1 Establishment of Districts (Abbreviations).

In order to classify, regulate, and restrict the uses of land, water, buildings, and structures; to regulate and restrict the height and bulk of buildings; to regulate the area of yards, courts, and other open spaces between buildings, and to regulate the intensity of land use, all the unincorporated area of Seminole County, Florida, is classified into one of the following districts:

A-1	Agriculture District
A-3	Rural 3 District
A-5	Rural 5 District
A-10	Rural 10 District
RC-1	Country Homes District
R-1	Single-Family Dwelling District
R-1B	Single-Family Dwelling District
R-1BB	Single-Family Dwelling District
R-1A	Single-Family Dwelling District

R-1AA	Single-Family Dwelling District
R-1AAA	Single-Family Dwelling District
R-1AAAA	Single-Family Dwelling District
R-2	One- and Two-Family Dwelling District
R-3	Multi-Family Dwelling District
R-3A	Multi-Family Dwelling District
R-4	Multi-Family Dwelling District
R-AH	Affordable Housing Dwelling District
RM-1	Single-Family Mobile Home District
RM-2	Single-Family Mobile Home Park District
RM-3	Travel Trailer Park District
PD	Planned Development District
UC	University Community District
PLI	Public Lands and Institutions
RP	Residential Professional District
OP	Office District
CN	Restricted Neighborhood Commercial District
C-1	Retail Commercial District
C-2	General Commercial District
C-3	Heavy Commercial and Very Light Industrial District
CS	Convenience Commercial District
MM	Missing Middle District
MUCD	Mixed Use Corridor District
M-1A	Very Light Industrial District
M-1	Industrial District

M-2	M-2 Heavy Industrial Zoning District
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30.2.2 Groupings and definition of groupings.

116 30.2.2.1 Where the phrases "all residential districts," "residential districts," "zoned
residentially," or "residentially zoned," or similar phrases, are used in these zoning regulations, the
118 phrases shall be construed to include the following districts*:

R-1	Single-Family Dwelling District
R-1A	Single-Family Dwelling District
R-1AA	Single-Family Dwelling District
R-1AAA	Single-Family Dwelling District
R-1AAAA	Single-Family Dwelling District
R-2	One- and Two-Family Dwelling District
R-3	Multi-Family Dwelling District
R-3A	Multi-Family Dwelling District
R-4	Multi-Family Dwelling District
R-AH	Affordable Housing Dwelling District
RM-1	Single-Family Mobile Home District
RM-2	Single-Family Mobile Home Park District
RM-3	Travel Trailer Park District
PD	Planned Development District
RP	Residential Professional District
MM	Missing Middle District

* The phrases shall also be construed to apply to the RC-1 (Country Homes), A-1 (Agriculture),
120 A-3, A-5, and A-10 (Rural) Districts on issues related to administrative setback variances
122 approved by the Planning Manager under Section ~~3.5~~ 30.3.2.3 and truck parking in residential
districts pursuant to Section 30.9.4 on property which is primarily residential, and has not been
assigned an Agricultural Tax Classification under section 193.461, Florida Statutes.

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30.2.3 Districts shown on maps.

30.2.3.1 The boundaries of the various districts are shown upon an ~~official zoning atlas~~ Official Zoning Map of sectional maps and a chart explaining the symbols which appear on said sectional maps. The ~~official zoning atlas~~ Official Zoning Map is hereby made a part of this Chapter and all maps, references, and other information shown therein shall be as much a part of this Chapter as if all matter and information set forth by said maps were fully described herein.

30.2.4 Official Zoning ~~Atlas~~ Map.

30.2.4.1 Boundaries. The boundaries of each district shall be shown on the Official Zoning ~~Atlas~~ Map and the district symbol, as set out in Section 30.2.1, of this Code, shall be used to designate each district.

30.2.4.2 Changes in district boundaries. If, in accordance with the provisions of these Zoning Regulations and applicable provisions of Florida law, changes are made in district boundaries or other matter portrayed on the Official Zoning ~~Atlas~~ Map, such changes shall be entered promptly on the appropriate digital zoning map of the Official Zoning ~~Atlas~~ Map after the amendment has been approved by the Board of County Commissioners. No amendment to these Zoning Regulations which involves matter portrayed in the Official Zoning ~~Atlas~~ Map shall become effective until such change and entry has been made on the Official Zoning ~~Atlas~~ Map in the manner herein set out.

30.2.4.3 Unauthorized changes prohibited. No changes of any nature shall be made in the Official Zoning ~~Atlas~~ Map except in conformity with the procedures set out in these Zoning Regulations. Any unauthorized change of whatever kind by any person or persons shall be considered a violation of these Zoning Regulations and punishable as provided by Section 1.4 of this Code.

148 30.2.4.4 Final authority as to zoning. Regardless of the existence of purported copies
of all or part of the Official Zoning-~~Atlas~~ Map, which may from time to time be made or published,
150 the Official Zoning-~~Atlas~~ Map, which shall be located in the office of the County Clerk, shall be
the final authority as to the current zoning status of all lands and waters in the unincorporated area
152 of the County.

 30.2.4.5 Correction of errors. Whenever the Planning Manager or his designee,
154 discover that, through a bona fide draftsman or scriveners error in the reproduction process, the
Official Zoning-~~Atlas~~ Map therein does not agree with the latest enacted ordinance related thereto,
156 he/she shall correct the Official Zoning-~~Atlas~~ Map to accurately reflect the proper zoning status of
all land thereon by entering the correction on the appropriate digital zoning map. The Planning
158 Manager or his/her designee may make such a correction without action by the Board of County
Commissioners being required.

 30.2.4.6 Retention of earlier zoning maps ~~or atlases~~. All zoning maps, or remaining
160 portions thereof, which have had the force and effect of official zoning maps ~~or atlases~~ for the
County of Seminole prior to the effective date of adoption of these Zoning Regulations shall be
162 retained as a public record and as a guide to the zoning status of lands and waters prior to such
date. Upon the date of adoption of these Zoning Regulations, the historical Official Zoning-~~Atlas~~
164 Map of that date shall be microfilmed, photographed or computer imaged, and such copy retained
permanently in a place separate from the original-~~atlas~~ map.
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 30.2.4.7 Replacement of Official Zoning-~~Atlas~~ Map. If the ~~official zoning atlas~~
168 Official Zoning Map, becomes damaged, lost, destroyed, or difficult to interpret by reason of the
nature or number of changes, the Board of County Commissioners may, by resolution, adopt a new
170 Official Zoning-~~Atlas~~ Map, which shall supersede the prior Official Zoning-~~Atlas~~ Map. The new

Official Zoning-Atlas ~~Map~~ may correct drafting or other errors or omissions in the prior Official
172 Zoning-Atlas ~~Map~~.

30.2.5 Interpretation of district boundaries.

174 Except as otherwise specifically provided, a district symbol or name shown within district
boundaries on the ~~official zoning atlas~~ Official Zoning Map indicates that district regulations
176 pertaining to the district extend throughout the whole area surrounded by the boundary line. Where
uncertainty exists as to the boundaries of any district shown on said maps, the following rules shall
178 apply:

* * *

180 30.2.6 Application of zoning classification regulations.

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182 30.2.6.4 Reduction of lot area prohibited. ~~No~~ Except for lots that meet the criteria
in 30.2.6.6, no lot or yard existing on September 8, 1980 shall thereafter be reduced in size,
184 dimension, or area below the minimum requirements set out herein, except by reason of a portion
being acquired for public use, in any manner, including dedication, condemnation, purchase, and
186 the like. Lots or yards created after September 8, 1980 shall meet at least the minimum
requirements established herein.

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30.2.6.6 Un-combining platted lots in the urban area. When platted lots that are
190 vested have been combined, they may only be un-combined to the original platted configuration if
the individual lots meet the subject zoning district requirements for lot size and width, unless all
192 the following criteria are met:

a. The properties are vested in accordance with the Comprehensive Plan Policy FLU
194 3.3 and Sec. 15.3 of the Land Development Code; and

- b. The subject parcel is in the urban area; and
- 196 c. Fifty (50) percent or more of the lots in the same platted subdivision have the same
character and are the size as originally platted; and
- 198 d. All existing structures on the subject property meet the setback requirements for
the subject zoning classification; and
- 200 e. The subject property is not limited in its development potential due to wetlands and
floodplains; and
- 202 f. The subject property has adequate access to a public right of way and roadway that
meets the County standard per Seminole County Public Works Manual Section 1.11.1; and
- 204 g. The subject property has adequate drainage per Seminole County Public Works
Manual Chapter 2.
- 206 h. Utility services are available, or the property is eligible for permits to install potable
water wells and onsite sewage treatment and disposal systems, per the following conditions:
- 208 1. Utility services are available from Seminole County in accordance with
Section 270.1 of the Seminole County Code of Ordinances or Section 381.0065(2)(a), Florida
210 Statutes, as applicable, or
- 212 2. Utility services are available from a city or other entity regulated by the
Public Services Commission, or
- 214 3. If the un-combined lots are unable to connect to any of the previously
mentioned regulated potable water distribution systems, the property must be eligible for a permit
for potable water wells with the St. Johns River Water Management District (SJRWMD) in
216 accordance with applicable SJRWMD provisions and eligible for onsite sewage treatment and
disposal systems (OSTDS) with the local Florida Department of Health location in accordance
218 with Section 381.0065(4), Florida Statutes, as applicable.

220 If the Planning Manager determines the subject property meets the criteria of 30.2.6.6 (a)
– (h), the property can be un-combined to the original platted configuration and no variance would
222 be required for minimum lot width and/or minimum lot size.

224 **PART 5. PERMITTED USES BY ZONING DISTRICT**

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224 30.5.2 Permitted Use Table & Footnotes.
See enclosed table.

226 TABLE 5.2

Seminole County Land Development Code (Permitted Uses)	A-10, A-5, A-3	A-1	RC-1	R-1AAAA, R-1AAA, R-1AA	R-1A	R-1	R-1B	R-1BB	R-2	R-3A	R-3	R-4	R-AH	MM	RM-1	RM-2	RM-3		PLJ	RP	OP	CN	CS	C-1	C-2	C-3	MUCD		M-1A	M-1	M-2	
	Residential and Lodging Uses																															
Assisted living facility		S	S ⁴	S ⁴	S ⁴	S ⁴	S ⁴	S ⁴	S ⁴	S	S	S		S	S ⁴	S ⁴					S			P ¹³	P ¹³		S					
Bed and breakfast	S	S																							P	P	P					
Boarding house/ Dormitories										S	S	S															S					
Campground / RV Park																	P															
Community residential home (1-6 unrelated persons)	L	L	L	L	L	L	L	L	L		L		L	L	L	L	L															
Community residential home (7-14 unrelated persons)	S ⁴	S ⁴	S ⁴	S ⁴	S ⁴	S ⁴	S ⁴	S ⁴	S ⁴	L	L	L	L	L							P						L					
Dwelling, multiple-family										P	P	P	L	L										P ¹³	P ¹³		P					
Dwelling, two-family or duplex									P	P	P		P	L																		
Dwelling, single-family	P	P	P	P	P	P	P	P	P				P	L	P						P											
Dwelling unit, accessory	P	P	P	P	P	P	P	P																								
Guest cottage	P	P	P	S	S	S	S	S	S																							
Dwelling unit, accessory for employee																	L				S			S	S	S	P		P	S		
Farmworker housing	S	S																														
Hotels & motels (exc. Bed & breakfast)																P									P	P				P	P	
Home Occupation	P	P	P			P	P	P	P																							
Home Office	P	P		P	P	P	P	P	P				P																			
Live-Work Unit														L													P					
Mobile homes or manufactured homes	L P	L													P	P	P															
Transient parking of recreational vehicles, campers, etc.	L	L															P															

Seminole County Land Development
Code (Permitted Uses)

	A-10, A-5, A-3	A-1	RC-1	R-1AAAA, R-1AAA, R-1AA	R-1A	R-1	R-1B	R-1BB	R-2	R-3A	R-3	R-4	R-AH	MM	RM-1	RM-2	RM-3		PLI	RP	OP	CN	CS	C-1	C-2	C-3	MUCD		M-1A	M-1	M-2	
Public and Civic Uses																																
Cemetery or mausoleum	S	S																														
Child-care facilities																																
Family Day Care Home	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P											P				
Day Care Center		S				S	S	S	S				S	S	S						P			P	P	P	P			P	P	
Civic Assembly																																
Neighborhood	S	L	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S			L	P	S	S	P	P	P	P		L	P	P	
Community	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S			S	P	S	S	L	L	P	P		L	L	L	
Regional																								S	S	L						
Fire Stations																					P	P	P	P	P	P						
Libraries																			P			P	P	P	P	P						
Medical facilities																																
Hospital		S										S									S ¹⁷			S	S	S	S				P	
Clinic, Medical or Dental																				S	P	P	P	P	P	P	P		P		P	
Retail Pharmacy																								P	P	P	P		L	P	P	
Pain management clinic																										P			P	P		
Residential facility, nursing home or rehabilitation center												S									S ¹⁷			S	S	S	S				P	
Recreational Facilities, Private		P ⁷		S ¹⁰	S ¹⁰	S ¹⁰	S ¹⁰	S ¹⁰	S ¹⁰	S ¹⁰	S ¹⁰	S ¹⁰			S ¹⁰	S ¹⁰	S ¹⁰			S ¹⁰					P	P	P		S	S		
Community Buildings, accessory			P	P	P	P	P	P	P	P	P	P	P	P	P	P	P										P					
Schools																																
Free-standing Kindergarten and/or VPK program		S				S	S	S	S				S	S	S												P					
Elementary school, Public or private	P	P	P	P	P	P	P	P	P	P	P	P		P	P	P	P		P		P	P	P	P	P	S	P		S			
Middle school, Public or private		S	S	S	S	S	S	S	S	S	S	S		S	S	S	S		P		P	P	P	P	P	S	P		S			
High school, Public or private		S	S	S	S	S	S	S	S	S	S	S		S	S	S	S		P		P	P	P	P	P	S	S		S			
Vocational, business and professional (non-industrial)																					S ¹⁶						S		P	P	P	
Industrial Trade Schools																									P						P	
College or university		S																	P							S						

Seminole County Land Development Code (Permitted Uses)	A-10, A-5, A-3	A-1	RC-1	R-1AAAA, R-1AAA, R-1AA	R-1A	R-1	R-1B	R-1BB	R-2	R-3A	R-3	R-4	R-AH	MM	RM-1	RM-2	RM-3		PLJ	RP	OP	CN	CS	C-1	C-2	C-3	MUCD		M-1A	M-1	M-2		
	Commercial Uses																																
Automobile sales & service																																	
Car wash																									P	P				P	P		
Automobile, mobile home, and RV sales (excludes repair)																									P	P				P	P		
Automobile service & repair																				-		-					P			P	P		
Mechanical garages, bus, cab and truck repair, and storage																									S	P				P	P		
Paint & body shop																									S	P				P	P		
Bank																				-	S ¹⁷	-	-	P	P	P	P						
Convenience store																	L ²⁴			-				P	P	P	P	P					
Self-service gasoline pumps as an accessory use																				-		-	S	S	S	S					P		
Dry cleaning (pick-up and drop-off only)																								P ¹⁴	P ¹⁴	P	P						
Food and Beverage																				-													
Alcoholic beverage establishment																								S	S		S						
Delicatessen / Café																				-		P	P	P	P	P	P		P	P	P		
Ice cream / Coffee / Tea shop																				-		P	P	P	P	P	P		P				
Restaurant, drive-through																				-		-	-		S								
Restaurant, standard																				-		-	-	P	P	P	P		P	P	P		
Funeral home																				-	S ¹⁷	-	-	P ²⁹	P ²⁹	P ²⁹	P ²⁹		P ²⁹	P ²⁹	P ²⁹		
Indoor recreation																								P	P	P	P						
Museum																								P	P	P	P						
Studios, Physical Fitness (includes dance, martial arts)																							P	P	P	P	P		P	P	P		
Indoor assembly and entertainment																																	
Theaters and Cinemas																									P	P	P	P			P	P	
Commercial Kennels	S	S																								P	P				P	P	
Laundry, self-service																							-	P	P	P	P	P					
Office uses												P								S	P	P	P	P	P	P	P		P	P	P		
Outdoor advertising signs (Billboards)																				-		-	-		L	L	-						
Outdoor entertainment and assembly																				-		-	-										
Theater, drive-in																									S		-						
Stadiums, racetracks, and speedways		S ⁸																									-						
Outdoor recreation and amusement uses, intensive		P ⁷															L ²⁵									P	P	P					
Outdoor recreation uses, extensive	S ⁵	S ⁵															L ²⁵																
Outdoor storage of merchandise and/or materials																											p ²²	p ²²			p ²²	p ²²	p ²²

Seminole County Land Development Code (Permitted Uses)	A-10, A-5, A-3	A-1	RC-1	R-1AAAA, R-1AAA, R-1AA	R-1A	R-1	R-1B	R-1BB	R-2	R-3A	R-3	R-4	R-AH	MM	RM-1	RM-2	RM-3		PLJ	RP	OP	CN	CS	C-1	C-2	C-3	MUCD		M-1A	M-1	M-2	
	Commercial Uses																															
Personal Services																						P	P	P	P	P	P					
Retail Sales/Services																																
Light Retail																						P	P	P	P	P	P			L ²⁷		
General Retail																								P	P	P	P			L	P	P
Grocery store																							P	P	P	P	P					
Agricultural Supplies																										P				P	P	
Building and plumbing supplies																									P	P						
Flea market																										S						
Furniture warehouse with retail sales																									P	P				P	P	
Marine sales and service																									P	P				P	P	
Printing and book binding shops																									P	P	P		P	P	P	
Retail, rural																																
Produce stand	P ³	P ³																														
Temporary sale of agricultural products																						S ¹²	S ¹²	S ¹²	S ¹²	S ¹²						
Sexually oriented businesses																															P	
Studios, Radio/television (excluding towers)																								P	P	P	P		P	P	P	
Studios, Artist (includes music, photographic)																						P	P	P	P	P	P		P			
Veterinary Clinic ¹		S																						P	P	P	P			P	P	

Seminole County Land Development Code (Permitted Uses)	A-10, A-5, A-3	A-1	RC-1	R-1AAAA, R-1AAA, R-1AA	R-1A	R-1	R-1B	R-1BB	R-2	R-3A	R-3	R-4	R-AH	MM	RM-1	RM-2	RM-3		PLI	RP	OP	CN	CS	C-1	C-2	C-3	MUCD		M-1A	M-1	M-2
	Industrial Uses																														
Automobile wrecking lots																													S	S	
Bottling and distribution plants																										P			P	P	P
Cabinetry and woodworking shops																													P	P	P
Data processing services																													P	P	P
Incineration of organic materials		S																													P
Junk and Recycling Yards																													S	S	
Laundry and dry cleaning plants																										P		P ¹⁸	P ¹⁸	P	
Lithography and publishing plants																										P			P	P	
Machine shops																												P ²⁶	P ²⁶	P ²⁶	
Machinery sales and storage																										P			P	P	
Manufacturing, Light																													P	P	P
Manufacturing, Heavy																													S	S	
Soap																													S	S	
Feed Mill																													S	S	
Fertilizer																													S	S	
Concrete block plants and redi-mix <u>redi-mix</u> concrete plants																													S	S	
Animal Processing																													S	S	
Water-based and/or epoxy-based coatings, adhesives, sealants and paints																													P	P	
Sawmill		S																													
Storage																															
Contractors' equipment storage yards																										P				P	
Self-Storage Facility																										P			P	P	
Testing of materials, equipment and products																													P	P	P
Trade shops (including upholstery, metal)																										P			P	P	
Warehouse and Distribution																										P		P ¹⁹	P ¹⁹	P	
Cold storage and frozen foodlockers																										P		P	P	P	
Lumber Storage and Distribution																									S	P			P	P	
Wholesale storage of flammable liquids or gases																													S ²³	S ²³	
Wholesale meat and produce distribution																										P			P	P	

Seminole County Land Development Code (Permitted Uses)	A-10, A-5, A-3	A-1	RC-1	R-1A AAAA, R-1AAAA, R-1AAA	R-1A	R-1	R-1B	R-1BB	R-2	R-3A	R-3	R-4	R-AH	MM	RM-1	RM-2	RM-3		PLJ	RP	OP	CN	CS	C-1	C-2	C-3	MUCD		M-1A	M-1	M-2				
	Infrastructure and Transportation																																		
Airplane landing field or heliport		S																											S	S	S				
Communications tower, camouflage design	S	S	S	S	S	S	S	S	S	S	S	S			S		S			S	S	S	S	P	P	P			P	S	P				
Communications tower, general	S	S	S	S	S	S	S	S	S	S	S	S			S		S			S	S	S	S	S	S	L ¹⁵		L ¹⁵	L ¹⁵	L ¹⁵					
Landfill, Sanitary		S																											S	S					
Parking garages or lots, primary use																			P		P				P	P	P ²⁸			P	P				
Sewage treatment and related facilities, public		S															P ¹¹																		
Sewage and/or water treatment plant, subdivision				S	S	S	S	S	S						S						S														
Solid waste transfer, storage and recovery station																													S	S					
Solar Energy Systems (ES)																																			
Roof-Mounted Solar	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P			P	P	P	P	P	P	P	P		P	P	P				
Building-Integrated Solar	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P			P	P	P	P	P	P	P	P		P	P	P				
Ground-Mounted Solar, Accessory	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P			P	P	P	P	P	P	P	P		P	P	P				
Ground-Mounted Solar, Medium	P	P																			S			S	S	S			P	P	P				
Ground-Mounted Solar, Large	P	P																											S	S	S				
Temporary asphalt plants for public road construction		S																																	
Truck Terminal																													P	P	P				
Utility and service structures, public	S	S	S	S	S	S	S	S	S								P				S			S	S	S	S		P ²⁰	P	P				
Water treatment plant		S															P ¹¹																		

Seminole County Land Development Code (Permitted Uses)	A-10, A-5, A-3	A-1	RC-1	R-1AAAA, R-1AAA, R-1AA	R-1A	R-1	R-1B	R-1BB	R-2	R-3A	R-3	R-4	R-AH	MM	RM-1	RM-2	RM-3		PLI	RP	OP	CN	CS	C-1	C-2	C-3	MUCD		M-1A	M-1	M-2
Agricultural and Other Uses																															
Agriculture uses generally	P ²	P ²																													
Commercial Pig Farm		S																													
Poultry and livestock production (except pigs)	P ²	P ²																													
Fishing hatcheries or fish pools	P	P																													
Equestrian Facilities																															
Keeping of horses for use of occupant	P	P	S																												
Riding stables limited to 10 lessons and/or customers per day	P	S ⁹																													
Riding stables exceeding 10 lessons and/or customers per day	S																														
Nurseries, Greenhouses, and Silviculture																															
Landscape contractor accessory to wholesale nursery or tree farm	P	S																													
Greenhouses – Wholesale Only	P ¹⁰	P ¹⁰																								P				P	P
Plant nursery – Wholesale Only	P ¹⁰	P ¹⁰																						P	P	P				P	P
Plant nursery – Retail																								P	P	P				P	P
Plant nursery – on-site produce Only	L	L																													
Tree Farm	P	P																													

232 P – Permitted

L – Limited Uses

234 S – Special Exceptions

Footnotes:

- 236 1. No overnight boarding except for animals being treated on the premises
- 238 2. Agricultural operations and attendant structures; greenhouses (not involved with retail sales to the general public); including, but not limited to, poultry production, apiculture, dairy farms, plant nurseries, dairies, silviculture (including fish hatcheries and bait production); groves and farms for the cultivation and propagation of citrus, vegetables, fruits, berries, nuts, grass sod and trees; pastures and grasslands for cultivation and propagation of livestock. Barns, sheds, silos, granaries, and related agricultural structures.
- 240 3. Roadside stands for the sale of fruits, vegetables and similar products produced on the premises, provided such stand is placed no closer than twenty-five (25) feet to a property line.
- 242 4. Community residential homes having seven (7) to fourteen (14) unrelated residents, provided that the location does not create an over-concentration of such homes or substantially alter the nature and character of the area, all as defined in Florida Statutes as amended from time to time.
- 244 5. When making use of the land with nominal impacts to natural resources as determined by the Planning Manager.
- 246 6. Plant nurseries and greenhouses not involved with retail sales to the general public.
- 248 7. Neighborhood recreation areas, when approved as part of a subdivision plat.
- 250 8. Privately owned and operated recreational facilities open to the paying public, such as, athletic fields, stadiums, racetracks, and speedways if the use is located along a major roadway or has immediate accessibility thereto.
9. Riding stables, provided that no structure housing animals is located nearer than one hundred (100) feet from a property line.
10. Private recreational facilities constructed as an accessory use to civic, fraternal, or social organizations if the existing use is located in a predominantly residential area as determined by the Planning Manager.
11. Where no other such facilities are available. Must be located within the park and not closer than two hundred (200) feet from any property line. All such facilities shall conform to State and County water and sewer plant regulations and shall be enclosed with a six (6) foot chain-link fence and shielded by screen planting.
12. Parking of semi-tractor trailers and cargo trailer boxes in rural areas for the sale of feed, hay, or other agricultural products when such products are offered for retail sale from said trailer and when the trailer is located outside of the urban/rural boundary.
13. Density and design criteria must conform to the standards for properties assigned the R-3 zoning classification.

- 252 14. Dry cleaners utilizing a Perman R308 dry cleaning machine or machine, found to be similar in nature by the Planning Manager, which provide dry cleaning services to only those customers bringing clothing and other materials to the site for service; provided, however,
that this provision shall not apply to dry cleaning businesses with pick-up service or satellite facilities or to a dry cleaning plant.
- 254 15. Communication towers when monopole in design if the tower is under one hundred forty (140) feet in height. Communication towers when monopole in design if the tower is over one hundred forty (140) feet in height may be permitted by Special Exception.
16. Private vocational, business, and professional schools which do not have an industrial character. Location on a roadway having a right-of-way width of not less than eighty (80) feet shall be required.
- 256 17. Location on a roadway having a right-of-way width of not less than eighty (80) feet shall be required.
18. Only nonflammable solvents shall be used. (Class IV National Fire Protective Association Code.)
- 258 19. Provided no storage is done outside an enclosed structure
20. Provided, however, no sewer plant shall be located closer than two hundred (200) feet to the perimeter of the district nor shall any other utility plant, station, or distribution office be located closer than one hundred (100) feet to the perimeter of the district.
- 260 21. Reserved.
22. Outside storage of parts, supplies or materials shall be permitted only in an enclosed or fenced area.
- 262 23. Wholesale storage of gasoline, liquefied petroleum, gas, oil, or other inflammable liquids or gases, provided they meet the regulations of N.F.P.A. and the Seminole County Building Code and, further, that all overhead storage tanks are diked.
24. A service store, with living quarters, if desired, to provide groceries, bottle gas, a snack bar, and supplies for occupants of the park.
- 264 25. Recreational facilities, such as, golf courses, swimming pools, tennis courts, marinas, etc. Petroleum products may be sold in marina areas only for marina use.
26. Using only electrically fired forges
- 266 27. Retail sales if ancillary to a use permitted by this section. For purposes of this subsection, “ancillary” shall mean supplementary, or secondary, not of primary importance.
28. Subject to landscaping and screening requirements of the MUCD district.
- 268 29. No cremation

270 30.5.3 Use Consolidation

- 272 (a) Detailed use categories have been consolidated as described in the Use Consolidation Table.
- 274 (b) See enclosed table.

Use Consolidation

<u>Civic Assembly, not for profit</u>
<u>Community centers</u>
<u>Meeting halls</u>
<u>Places of worship, houses of worship, religious institutions</u>
<u>Recreation centers</u>
Indoor recreation
Bowling Alley
Museum
Historical and cultural exhibits
Dance and music studios
Indoor Private Assembly and Entertainment
Arenas
Theaters
Cinemas
Banquet halls
Office uses
Architects
Attorneys
Engineering
Finance offices (accounting, auditing, bookkeeping)
Insurance
Medical and dental
Office showroom
Real estate
Telephone business offices and exchanges
Retail sales and services, light
Book, stationery, and newsstands
Candy Stores
Florist and gift shops
Hobby and craft shops
Interior decorating and draperies
Jewelry stores
Locksmiths
Luggage shops

Pharmacies
Sporting goods
Tobacco shops
Toy stores
Wearing apparel shoes
Personal Services
Barber and beauty shops
Shoe repair
Tailoring shops
Watch and clock repair
Retail sales / service uses (general)
Appliance stores
Bakeries
Pet stores
Employment agencies
Furniture stores
Hardware stores
Quick print shops
Light industrial uses (exc. Water treatment plant)
Bottling and distribution plants
Cold storage and frozen foodlockers
Data processing services
Laundry and dry cleaning
Machine shops
Assembling of metal, plastic or cardboard containers
Testing of materials, equipment and products
Cabinetry and woodworking shops
Manufacturing, Light
Garments
Photographic equipment and supplies
Bakery products
Boats
Ceramics, pottery (using electrically fired kilns)
Chemical products and processing
Dairy products
Electrical machinery and equipment
Furniture
Glass and glass products (using electrically fired kilns)
Pharmaceutical products
Shoes and leather goods (exp leather processing)
Brooms and brushes
Candy and confectionaries

Cosmetics and toiletries (exp soap)
Candles
Jewelry
Optical equipment
Perfume
Precision instruments <u>Precision instruments</u> and machinery
Plastic products (exp pyroxylin)
Silverware
Spices and spice packing
Stationary
Toys
Electronic equipment and assembling
Assembling of metal, plastic or cardboard containers
Outdoor recreation uses, extensive
Country Club
Golf Course
Golf Driving Range
Gun club
Fishing club or camp
Marina
Outdoor recreation uses, intensive
Swimming pools
Sports courts (e.g. Tennis, Basketball, Pickleball, Volleyball, Handball)

276

PART 6. ADDITIONAL USE STANDARDS

* * *

278

30.6.4 Temporary Uses.

280

30.6.4.1 Carport/garage/yard sales “Carport/garage/yard sales” may be held in any residential and agricultural districts. Such sales may not be conducted on the same parcel more often than twice each year and each sale shall not exceed three (3) days in duration. At the conclusion of such sales, all unsold items shall be removed or packed in such manner as not to create an unsightly view as seen from the street or from adjoining properties. Any signs advertising such sales shall be removed from the premises immediately at the conclusion of the sale. No merchandise may be stored or displayed outside the carport or garage.

286

30.6.4.2 Permits for site-specific special events, outdoor sales of merchandise, and temporary package storage permits, and mobile food vendors.

288

(a) Temporary use of designated properties for special events and outdoor sales of merchandise.

290

(1) Purpose and intent. The Board of County Commissioners finds that special events having a specific location often attract a large gathering of people and may cause impacts to the public health and safety, requiring appropriate regulations to insure adequate sanitation and sewage disposal facilities; law enforcement; fire rescue personnel and equipment; parking; traffic control; crowd control; and other concerns in the interest of public safety and public health. In enacting this Section, it is the intent of the Board to protect and promote the health, welfare, and safety of Seminole County citizens and visitors.

296

(2) Use restrictions and general requirements.

298

a. Special events at specific locations are subject to the permitting provisions of this Section. The special event permit review process is intended to mitigate

300 impacts on surrounding land uses where such impacts were not addressed through prior
development approvals on the subject property. Special events which occur on a county-wide
302 basis rather than at a particular location are not subject to the permitting provisions of this
Section, except for off-premise signs.

304 b. No site specific special event may be permitted for more than
fourteen (14) consecutive days, and no parcel of land may be permitted to have more than five
306 (5) site specific special events in any twelve-month period, unless otherwise authorized by the
Board of County Commissioners.

308 c. At the end of the period for which the site specific special event
was permitted, the use of the approved location must be discontinued and all temporary
310 structures involved must be removed and all permanent structures may be used only as
permitted under applicable pre-existing development approvals.

312 d. Off-premise and on-premise signs may be used to announce,
identify or direct attendees to the location of a site specific special event subject to the
314 following requirements:

1. Off-premise signs. Permitted according to the provisions
316 of Section 30.13.3(b)(2)a.

2. On-premise signs. A plan for all signs to be placed on-
318 site, announcing or identifying the site specific special event, must be submitted with the
application unless a special event application is not required by subsection 30.6.4(2)b.
320 Evaluation of this plan will take into account traffic visibility; visibility of adjacent business
signs and/or traffic signs and signals; disturbance to adjacent properties; and other appropriate
322 considerations as determined by the Development Services Director. In the circumstance when

324 a special event application is not required, the property owner shall be mindful of the foregoing
considerations so as to not create a negative impact when placing on-premise signs.

326 e. The sale of admission or seating tickets in excess of the approved
attendance shall be prohibited.

328 f. The operator of a site specific special event must obtain all
required permits and authorizations from the owner of the property and all applicable agencies
such as the Building Division, Public Works Department, Sheriff's Office, or other department
330 or agency as needed.

332 g. Depending upon the type of special event being requested and the
estimated attendance, security personnel may be required to staff the special event. A Security
Plan shall be submitted by the event operator to the Planning and Development Division. The
334 Security Plan shall include the security measures proposed to be taken (searches, metal
detection, ID check, etc.), the location of these measures and the proposed number of security
336 personnel. The Planning and Development Division will provide the Security Plan to the
Sheriff's Office for review and comment. The security personnel required by the Security Plan
338 should be staffed by off-duty police officers or sheriff's deputies. However, the Development
Services Director can waive this requirement and allow third party private security personnel
340 upon the applicant showing that no off-duty officers or deputies are available for the special
event. The Security Plan will be required as a condition of approval for any Special Event
342 Permit. The cost for any such security measures shall be borne by the applicant.

(3) Approval.

344 a. Special events expected to draw less than two hundred (200)
persons as participants or spectators at any time during the event may be administratively
346 approved by the Development Services Director. Special events expected to draw more than

348 two hundred (200) persons at any given time may be administratively approved by the
Development Services Director or designee where they are located on developed office,
commercial, or industrial sites of ten (10) acres or more and have adequate parking and other
350 facilities to support the expected number of participants.

In approving any special event, the Development Services Director shall make a
352 determination that the proposed event is reasonably compatible with nearby existing
development, and does not pose an unreasonable safety or health risk for patrons or neighbors.
354 The Development Services Director may place conditions on approval of a special event permit
as needed to maintain compatibility and promote the health, safety and welfare of Seminole
356 County citizens and visitors.

The Development Services Director may, at his or her discretion, refer any special event
358 permit application to the Board of County Commissioners.

b. Any special event exceeding the scope of those described in
360 paragraph 3(a) above shall require approval by the Board of County Commissioners, unless
otherwise provided for herein.

362 In approving any special event, the Board shall make a determination that the proposed
event is reasonably compatible with nearby existing development and does not pose an
364 unreasonable safety or health risk for patrons or neighbors. The Board may place conditions
on approval of a special event permit as needed to maintain compatibility and promote the
366 health, safety and welfare of Seminole County citizens and visitors.

Once a special event is approved by the Board, subsequent applications for the same
368 special event are only required to be reviewed and approved by the Development Services
Director or designee. If the subsequent special event is substantially modified or changed from
370 the prior Board approval or the conditions of approval were not sufficient to maintain

372 compatibility and promote the health, safety and welfare of Seminole County citizens and
visitors, as determined by the Development Services Director, the special event permit request
374 would be required to obtain Board approval.

(4) Application for permit. Policies and procedures regarding special event
permits shall be available in the offices of the Planning and Development Division. An
376 applicant for a special event permit shall file a written application not less than ninety (90)
days prior to the proposed event. This time period may be reduced by the Development
378 Services Director upon a finding that there is sufficient time to fully review, comment and
approve the application.

380 All special event permit applications shall include the following:

- 382 a. Application fee as may be established by the Board of County
Commissioners.
- 384 b. Name and address of applicant or contact person(s) for the event.
- 386 c. Legal description of subject property in digital word processing
format.
- 388 d. Date(s) and hours of the special event.
- e. Estimated attendance at the special event per 24-hour period.
- f. Descriptions of all performances at the event.
- 390 g. Description of all recording and/or sound amplification
equipment, signs or other attention-getting devices which will be utilized in connection with
the event.
- 392 h. Description of how security and traffic control will be provided.
- i. Any necessary licenses for the serving of food and/or beverages.

394 j. Certificate of Insurance listing Seminole County, Florida, its
officials, officers and employees and the Seminole County Sheriff’s Office as Additional
396 Insureds and in the types and amounts required by the County’s Risk Management Division.

k. The following information must be provided on a conceptual site
398 plan not less than 11" × 17" in size:

- Areas for the serving of food and/or beverages.
- 400 • Location(s) of structure(s), including any temporary shelters
such as tents.
- 402 • Points of ingress and egress to the site.
- Location of music or other amplified noise source(s) in
404 relation to residential areas.
- Location of fireworks and launch points or other noise
406 sources.
- Location of sanitation facilities.
- 408 • Location of trash receptacles.
- Parking plan.
- 410 • Pedestrian circulation plan, including travel routes for any
shuttle vehicles, demonstrating that traffic/parking areas are
412 safely separated from pedestrians.
- Location of medical facilities if required by the Public Safety
414 Director.

l. Additional information as the Board or the Development Services
416 Director may require.

418 (5) Review Process. Upon receiving a completed application, the
Development Services Director shall transmit relevant information to other appropriate
officials including but not limited to the Building Official, the County Engineer, the Fire Chief,
420 the Sheriff, and the Environmental Services Director for review. Based on comments from
these officials and compliance with this Section, the Development Services Director shall
422 approve or deny the application pursuant to Section 30.6.4.2(3)a, or prepare the item for
presentation to the Board of County Commissioners for its consideration pursuant to Section
424 30.6.4.2(3)b. The applicant shall retain responsibility for securing all other necessary permits
that may be required in addition to the Special Event Permit. Any decision of the Development
426 Services Director with regard to any special event permit application may be appealed to the
Board of County Commissioners for consideration under paragraph 30.6.4.2(3)b above. Such
428 appeal must be submitted within fifteen (15) days of notification of a decision by the
Development Services Director.

430 (6) Outdoor sales of merchandise. The outdoor sale of merchandise is
permitted within any non-residential zoning district but shall require an outdoor sales permit,
432 if such sales were not contemplated in the approved development plan for the subject property.
Individual parcels are limited to a maximum of ninety (90) days of outdoor sales per calendar
434 year. Outdoor sales permits may be administratively approved by the Planning Manager.
Outdoor sales may not involve amplification of sound that may be heard beyond the property
436 boundary and must comply with Chapter 165 of the County Code. Any decision of the Planning
Manager with regard to any outdoor sales permit application may be appealed to the
438 Development Services Director within fifteen (15) days of notification of a decision by the
Planning Manager.

440 In approving any outdoor sales of merchandise, the Planning Manager shall make a
determination that the proposed sale is reasonably compatible with nearby existing
442 development. The Planning Manager may place conditions on approval of an outdoor sales
permit as needed to maintain compatibility and promote the health, safety and welfare of
444 Seminole County citizens and visitors. Applications for outdoor sales of merchandise must
include the following information on a conceptual site plan not less than 11" × 17" in size:

- 446 • Location(s) of structure(s), including any temporary shelters such as
tents.
- 448 • Points of ingress and egress to the site.
- Location of sanitation facilities.
- 450 • Location of trash receptacles.
- Parking plan.
- 452 • Pedestrian circulation plan.

The requirements of this Section shall not apply to any event for which a motion picture
454 and television permit has been approved by Seminole County.

(7) Indemnification. Special event and outdoor sales permits shall contain
456 an appropriate indemnification provision to indemnify, defend, and hold the County and the
Seminole County Sheriff’s Office harmless from certain acts and omissions of the Applicant or
458 any incident resulting from the special event.

(8) Fee waivers and refunds. Requests for fee waivers, reductions, and/or
460 refunds shall be submitted in writing and may be granted only by the Board of County
Commissioners.

(9) Enforcement. Special event or outdoor sales permit condition violations
462 may result in immediate revocation of the permit. Permit revocations may be appealed to the

464 Board of Adjustment in accordance with Seminole County Land Development Code Section
30.3.3. Additionally, any person who violates the conditions of a special event or outdoor sales
466 permit, this Section or fails to obtain a special event or outdoor sales permit, may be subject to
enforcement through all other applicable enforcement mechanisms available to the County
468 including, but not limited to, the issuance of a citation pursuant to Section 53, Part 2, of the
Seminole County Code; violations of this section shall be considered a Class III offense.

470 (b) Temporary package storage permit.

(1) Purpose and intent. This regulation allows the installation of temporary
472 storage facilities to facilitate delivery of parcels within residential zoning districts between the
hours of 8:00 a.m. and 6:00 p.m. during a period of time commencing on November 30th and
474 terminating on December 31st of each calendar year. This activity is temporary in nature and
will not adversely impact the surrounding area and land uses, and will be terminated and
476 removed immediately upon expiration of the temporary permit.

(2) Description. This activity is characterized by its short term or seasonal
478 nature and by the fact that permanent improvements are not made to the site. This temporary
activity involves the placement of a temporary package storage facility in close proximity to
480 residential properties. The temporary package storage facilities shall be constructed and placed
in accordance with acceptable commercial standards. Parcels will be placed in the temporary
482 package storage facility daily and delivered to specific properties within the residentially zoned
areas, Monday through Saturday of each week. This temporary activity shall involve no
484 activities other than the temporary storage of parcels and consequent delivery to specific
destinations. Individual single-family garage facilities and private homes shall not be used as
486 a temporary storage facility.

488 (3) Temporary activities. The Planning Manager may issue a Temporary
Package Storage Permit when it is demonstrated that the public health, safety and welfare will
not be impaired, and when the following enumerated conditions are met:

490 a. No structure of a permanent nature shall be constructed.

492 b. Removal of all temporary structures shall be guaranteed in
writing and such structures shall be subsequently removed.

494 c. Outside of residential subdivisions, the temporary structure may
be placed in commercial parking lots. Written approval of the owner of the site shall be
obtained and provided to the County. This approval shall identify the site address, owner's
496 name, owner's mailing address, owner's telephone number, owner's acknowledgment of
proposed activity, and dates activity is to operate.

498 d. Within residential areas, the temporary structure shall be located
only within subdivisions containing an active Homeowners Association (HOA) and may be
500 placed only in HOA Common Areas. Written approval from the HOA identifying the site and
acknowledging the proposed activity shall be obtained and provided to the County.

502 e. No structure shall be located in a public right-of-way.

504 f. Adequate stabilized area with a minimum of thirteen feet six inch
(13' 6") unobstructed height shall be provided for trailer off-loading of packages. This area
shall not block handicapped accessible areas.

506 g. Removal of all signs, trash, or debris from the site and the
immediate vicinity, upon termination of the activity shall be guaranteed in writing, and
508 subsequently accomplished.

510 h. A separate temporary package storage permit shall be required
for each lot or parcel to be used as a temporary storage facility.

512 i. No more than one (1) such temporary package storage permit shall be issued for the same lot or parcel during a single calendar year.

514 j. The applicant shall submit a site plan of the site identifying the location with ingress and egress of the temporary storage facility. Adequate ingress and egress shall be safe and provided in such a manner that the normal traffic pattern is not disrupted.

516 k. Delivery of parcels via golf carts, low-speed vehicles, and utility vehicles (hereinafter "delivery vehicles") shall comply with all applicable traffic regulations and shall occur in accordance with the provisions in F.S. § 316.2126, paragraphs 3(b) and 3(c).

520 l. Delivery vehicles shall not travel on sidewalks or on private property other than that of a delivery recipient or on the tract or parcel of land for which a Temporary Package Storage Permit has been issued in accordance with this Section.

522 m. All delivery vehicles must meet the requirements of Chapter 316, Florida Statutes and must be equipped with head lamps, stop lamps, turn signal lamps, tail lamps, seat belts, rearview mirrors, and horns.

526 n. The rear of all trailers must be equipped with lights or reflectors.

528 o. During delivery, all packages must be properly secured in an enclosed lockable trailer so that they may not be accessed by the public or fall off and create a safety hazard.

530 p. All handcarts must be securely attached to the delivery vehicles.

532 q. Adequate delineated and stabilized parking for the activity must be provided on-site and shown on a site plan. Delivery vehicles shall not block traffic when loading, unloading or delivering packages.

534 r. The temporary storage facility shall be subject to the minimum setbacks of the zoning district in which it is located.

536 s. The temporary package storage facility shall not exceed twenty
(20) feet in length and shall be securely placed on the ground and anchored as required by the
Building Division.

538 t. To guard against theft, the temporary package storage facility
shall remain locked at all times when not in use.

540 u. Fuel shall not be stored in or near the temporary package storage
facility.

542 v. The applicant shall provide a notarized affidavit attesting that
persons operating pursuant to the Temporary Storage Package Permit have received adequate
544 driver training and have been subjected to the same background check performed on permanent
employees.

546 w. Additional conditions may be required as deemed necessary by
the Planning Manager for any temporary package storage activity.

548 (4) Enforcement. Violations of the provisions of this Section and/or the
temporary package storage permit may result in immediate revocation of the permit. Permit
550 revocations may be appealed to the Board of Adjustment in accordance with Seminole County
Land Development Code Section 30.3.3. Additionally, each violation may be enforced through
552 all other applicable enforcement mechanisms available to the County including, but not limited
to, the issuance of a citation pursuant to Section 53, Part 2, of the Seminole County Code;
554 violations of this Section shall be considered a Class III offense.

556 (5) Indemnification. The temporary package storage permit shall contain an
appropriate indemnification provision to indemnify, defend, and hold the County harmless
from certain acts and omissions of the applicant.

558 ~~(a)~~(c) Mobile food vendors.

560 (1) Purpose and Intent. These regulations are intended to establish requirements for the sale of prepared foods on a temporary basis from motorized vehicles, trailers, carts and other movable devices, within specified commercial zoning districts unless otherwise preempted by Section 509.102, Florida Statutes. No formal permit or approval shall be issued by Seminole County for a particular property or mobile food vendor, but all required documentation, including licenses and owner authorization, shall be in the vendor’s possession at all times while in operation, and shall be provided to any County official upon request. Mobile food vendors not in compliance with Sec. 30.6.4.2 shall be prohibited unless approved as part of an Outdoor Sales ~~Special Event~~ Permit under Sec. 30.6.4.2.

568 (2) Exemptions. Specifically excluded from these regulations are the following:

- 570 a. Produce stands in agricultural zoning districts.
- b. Ice cream trucks and similar vehicles operating on public streets.
- 572 c. Food sales on active construction sites not accessible to the public.
- 574 d. Sales of non-food items in any district.

(3) General Requirements. All mobile food vendors shall meet the following requirements:

578 a. Mobile food vendors shall be permitted in C-1, C-2, C-3, and M-1 Districts, but may also be allowed in the Planned Development (PD) District where an approved master development plan permits general retail commercial uses, and where mobile food vendors are not specifically prohibited through a development order.

582 b. Mobile food vendors shall not operate on vacant lots or within one hundred (100) feet of any structure containing a residence. Operation of an individual

584 vendor at any location shall be limited to three (3) consecutive days and a total of twelve (12)
days in any calendar month.

586 c. Except as provided herein, mobile food vendors shall not occupy
any of the following:

- 588 i. Site entrances, exits, and driveway aisles.
- ii. More than ten (10) percent of parking spaces required
under Section 30.11.3.
- 590 iii. Buffers required under Part 14, Chapter 30.
- iv. Open space areas required under Part 14, Chapter 30.
- 592 v. Stormwater retention areas, drainage easements, and
related facilities.

594 However, the Development Services Director may reduce or eliminate the above
restrictions where it is demonstrated that the food vendor activity does not significantly impair
596 the functioning of the development site with respect to the applicable provisions of this Code.
In doing so, the Director may establish conditions as necessary to meet the purpose and intent
598 of these provisions. Any such waiver shall be valid for a ninety (90) day period, but may be
extended at the Director’s discretion. Waivers shall be made in writing, and shall include
600 specific location, effective date, and expiration date.

602 d. Tents and/or canopies exceeding one hundred (100) square feet,
and electrical wiring outside of vehicles shall be prohibited.

e. Outdoor amplification of sound shall be prohibited.

604 f. Business activity shall be prohibited during the hours of 11:00
p.m. to 7:00 a.m.

606 g. Overnight parking of mobile food vendor vehicles shall be
prohibited.

608 h. Signage is limited to information painted on or otherwise affixed
to mobile food vendor vehicles; and no freestanding signs shall be permitted.

610 i. All mobile food vendors shall obtain the required license(s) from
the State of Florida and a business tax receipt (BTR) from Seminole County.

612 j. All mobile food vendors shall obtain a notarized letter from the
property owner authorizing the mobile vendor activity. This letter shall note specific calendar
614 days when the individual vendor may operate on the property, and confirm access to on-site
restrooms for patrons of the vendor. Where on-site restroom access is not available, mobile
616 food vendors shall operate only under an Outdoor Sales ~~Special Event~~ Permit in accordance
with Sec. 30.6.4.2.

618 (4) Additional Requirements. All mobile food vendors utilizing electricity
for any purpose, and/or gas or open flames for cooking, shall meet the following requirements:

620 a. Each vendor shall obtain an annual fire inspection from the
Seminole County Fire Prevention Bureau.

622 b. Vendors shall maintain current inspections for NFPA 96 hoods
and fire extinguishers.

624 c. Cooking equipment shall comply with NFPA 96.

d. Class K Fire extinguishers shall be provided for the protection of
626 cooking appliances that use combustible cooking media.

e. A minimum of one portable fire extinguisher with a rating of not
628 less than 2-A: 10-B: C shall be provided.

f. Electrical equipment and installations shall comply with NFPA
630 70, National Electrical Code.

g. Externally mounted generators, when in use, shall be isolated
632 from the public by either physical guards, fencing, or enclosures.

634 30.6.4.3 Temporary sales office in new subdivisions – Temporary sales offices
may be placed in new subdivisions, upon approval of the Planning Manager or such other
636 person designated by the County Manager, subject to the following conditions:

(a) The structure must comply with the ~~Southern~~ Florida Building Code, meet the
638 minimum setback requirements of the zoning district, and the parking area be landscaped in
accordance with the landscaping regulations.

(b) The office may not be utilized to conduct sales of any product or service other
640 than lots and/or dwellings within the specific subdivision.

(c) Approval may be granted for a period not to exceed six (6) months. Renewals
642 may be approved and the Planning Manager or such other person designated by the County
644 Manager and shall require a bond be posted to guarantee removal.

* * *

646 **PART 7. DEVELOPMENT STANDARDS**

* * *

648 30.7.3 Dimensional Standards Table.

30.7.3.1 Dimensional and other standards associated with conventional
650 residential zoning districts and select Special Zoning districts are described in the table below.

See Dimensional Standards Table ~~enclosed~~ below.

652 30.7.3.2 Dimensional and other standards associated with conventional non-
residential zoning districts and select Special Zoning districts are described in the table below.

654 See Dimensional Standards Table ~~enclosed~~below.

Seminole County Land Development Code (Development Standards)

AREA AND DIMENSION REGULATIONS	RESIDENTIAL																UNIT OF MEASURE
	Single and Two Family Dwelling Districts									Multiple Family Dwelling Districts			Mobile Home Districts			Other	
	RC-1	R-1AAAA	R-1AAA	R-1AA	R-1A	R-1	R-1B	R-1BB	R-2	R-3	R-3A	R-4	RM-1	RM-2	RM-3	RP	
Min. Lot Area Required	43,560	21,180 21,780	13,500	11,700	9,000	8,400	6,700	5,000	9,000				7,000	5,000	1,500 or 2,400 ⁽¹⁴⁾	9,000	Sq. Feet
Min. Parcel/Lot Width at Building Line	120	100	100	90	75	70	60	50	75				70	50 ⁽⁶⁾	30 or 40 ⁽¹⁴⁾	75	Feet
Min. Front Yard Requirement	35	25	25	25	25	25	20	20	25	25 ⁽¹³⁾	25 ⁽¹³⁾	25	20 ⁽⁸⁾	20	25 ⁽⁹⁾	25	Feet
Min. Side Yard Requirement	20	10	10	10	7.5	7.5	7.5	5	10	25 ⁽¹³⁾	25 ⁽¹³⁾	25 ⁽⁵⁾	10 ⁽⁸⁾	10	25 ⁽⁹⁾	10	Feet
Min. Side Yard abutting street or road	35	25	25	25	15 ⁽³⁾	15 ⁽³⁾	15 ⁽³⁾	15 ⁽³⁾	15 ⁽³⁾				20 ⁽⁸⁾	20	25 ⁽⁹⁾	25	Feet
Min. Rear Yard Requirement	35	30	30	30	30	30	25	20	30	25 ⁽¹³⁾	25 ⁽¹³⁾	25 ⁽⁵⁾	20 ⁽⁸⁾	15	25 ⁽⁹⁾	30	Feet
Open Space ⁽¹¹⁾⁽¹²⁾	-	-	-	-	-	-	-	-	-	25%	25%	35%	25%	25%	25%	25%	% of Parcel Area
Maximum Building Height	35	35	35	35	35	35	35	35	35	35	35	60 ⁽⁴⁾	35	35	35	1 Story ⁽⁷⁾	Feet
Minimum Living Area Per Unit:	700	700	700	700	700	450	450	450	450	-	-	-	-	-	-	-	Square Feet
<i>Accessory Structures⁽¹⁾</i>																	
Min. Front- setback Yard Requirement	(10)	(10)	(10)	(10)	(10)	(10)	(10)	(10)	(10)	(2)	(2)	(2)	(2)	(2)	(2)	(10)	Feet
Min. Side Yard Requirement	20	(2)	(2)	(2)	(2)	(2)	(2)	(2)	(2)	(2)	(2)	(2)	(2)	(2)	(2)	(2)	Feet
Min. Rear Yard Requirement	20	10	10	10	10	10	10	10	10	(2)	(2)	(2)	(2)	(2)	(2)	(2)	Feet

- (1) Accessory buildings exceeding 200 sq. ft. in size and/or 12 feet in height, and any accessory dwelling unit, regardless of size, shall meet all of the district setbacks and other requirements applicable to the main residential structure located on the same parcel.
- 656 (2) Yard requirements shall be the same as those for the primary structure.
- 658 (3) Greater setbacks may be required on intersections with geometric restrictions or other sight limitations. If corner sight obstructions or restrictions exist due to the horizontal or vertical controls, each case shall be individually reviewed and approved by the Traffic Engineer to ensure a safe design in accordance with the A.A.S.H.T.O. requirements.
- 662 (4) No building or structure shall exceed sixty (60) feet in height, and F.A.A. approval shall be obtained for buildings exceeding thirty-five (35) feet in height.
- 660 (5) Increased an additional ten (10) feet for each story over one ~~(2)~~ (1) story.
- (6) Each mobile home residence space shall be not less than five thousand (5,000) square feet and have a minimum average width of fifty (50) feet.
- (7) For new construction only.
- (8) A setback of fifty (50) feet shall be provided from lot lines and any street right-of-way which borders the RM-1 Mobile Homes District.
- 664 (9) The entire park, except for access and egress, shall be set back twenty-five (25) feet from any property line.
- (10) Structure shall not project forward of the front building line of the principal structure.
- 666 (11) Natural lakes and/or conservation areas within a development site shall not be credited to a combined maximum of more than fifty (50) percent of the required open space.
- (12) Open space features and configuration shall be consistent with the requirements of Part 14, Chapter 30.
- 668 (13) In the R-3 and R-3A Multi-Family Dwelling Districts, minimum setbacks shall be established from each dwelling structure to the overall project boundary.
- 670 (14) Each dependent travel trailer or tent camping site shall be not less than an average width of thirty (30) feet and fifteen hundred (1,500) square feet of area. Each independent travel trailer site shall be not less than an average width of forty (40) feet and twenty-four hundred (2,400) square feet.

Seminole County Land Development Code (Development Standards)

AREA AND DIMENSION REGULATIONS	AGRICULTURE				COMMERCIAL						INDUSTRIAL			Other		UNIT OF MEASURE
	A-10	A-5	A-3	A-1	OP	CN	CS	C-1	C-2	C-3	M-1A	M-1	M-2	UC	PLI	
Min. Parcel Area Required	10 Acres	5 Acres	3 Acres	1 Acre	15,000	(7)	(7)	(7)	(7)	(7)	N/A	N/A	N/A	10,000	-	Sq. Feet
Min. Parcel Width at Building Line	150	150	150	150	100	-	-	-	-	-	-	-	-	-	-	Feet
Min. Front Yard Requirement	50	50	50	50	25	50	50	25	25	25	50 ⁽⁹⁾	50 ⁽⁹⁾	50 ⁽⁹⁾	25	25	Feet
Min. Side Yard Requirement	10 ⁽³⁾	10 ⁽³⁾	10 ⁽³⁾	10 ⁽³⁾	0 ⁽⁶⁾	0 ⁽⁶⁾	0 ⁽⁶⁾	0 ⁽⁶⁾	0 ⁽⁶⁾	0 ⁽⁶⁾	10 ⁽¹⁰⁾	10 ⁽¹⁰⁾	10 ⁽¹⁰⁾	25	25	Feet
Min. Side Yard abutting street or road	50	50	50	50	0 ⁽⁶⁾	0 ⁽⁶⁾	0 ⁽⁶⁾	0 ⁽⁶⁾	0 ⁽⁶⁾	0 ⁽⁶⁾	10 ⁽¹⁰⁾	10 ⁽¹⁰⁾	10 ⁽¹⁰⁾	25	25	Feet
Min. Rear Yard Requirement	30 ⁽³⁾	30 ⁽³⁾	30 ⁽³⁾	30 ⁽³⁾	10	10 ⁽⁸⁾	10 ⁽⁸⁾	10 ⁽⁸⁾	10 ⁽⁸⁾	10 ⁽⁸⁾	10	10	10	25	25	Feet
Open Space ⁽¹¹⁾	-	-	-	-	25%	25%	25%	25%	25%	25%	25%	25%	25%	25%	25%	% of Parcel Area
Maximum Building Height	35 ⁽¹⁾	35 ⁽¹⁾	35 ⁽¹⁾	35 ⁽¹⁾	35	35	35	35	35	35	35	35	35	100	35	Feet
Structures Accessory to Residences⁽⁴⁾	-															
Min. Front setback Yard Requirement	(2) (3)	(2) (3)	(2) (3)	(2) (3)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	Feet
Min. Side Yard Requirement	10 ⁽³⁾	10 ⁽³⁾	10 ⁽³⁾	10 ⁽³⁾	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	Feet
Min. Rear Yard Requirement	10 ⁽³⁾	10 ⁽³⁾	10 ⁽³⁾	10 ⁽³⁾	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	(5)	Feet

- 672 (1) Silos, granaries, windmills, barns, and other structures concurrent to the operation of an agriculture enterprise may exceed the height limit.
- (2) Setback shall be equal to or greater than the main residence unless setback is equal to or greater than 100 feet.
- 674 (3) Barns & structures for livestock, structures for agricultural use shall have minimum 50 ft. front, side and rear setbacks be distanced a minimum of 100 ft. from any residential structure on an adjacent lot or parcel.
- (4) Accessory buildings exceeding 200 sq. ft. in size and/or 12 feet in height, and any accessory dwelling unit, regardless of size, shall meet all of the district setbacks and other requirements applicable to the main residential structure located on the same parcel.
- 676 (5) Yard requirements shall be same as the primary structure
- (6) Side yard setback may be reduced to zero (0) feet except when a side lot line abuts property assigned a residential zoning classification or land use designation.
- 678 (7) No minimum building site area required; however, adequate space will be provided for off-street parking, loading, and landscaping requirements.
- (8) Rear yard setback shall be a minimum of ten (10) feet unless a rear lot line abuts property assigned a residential zoning classification or land use designation.
- 680 (9) Front yards shall be not less than fifty (50) feet in depth as measured from the front property line to any building. The twenty-five (25) feet of such yard nearest to the front property line shall remain unpaved except for normal entrance drives, and shall be landscaped as required in Part 14. The remaining twenty-five (25) feet of such yard may be used for the parking of passenger vehicles only. Front setbacks for property located internal to an industrial park may utilize a front yard setback of not less than twenty-five feet (25') in depth
- 682 from the front property line if not less than ten feet (10') of such yard nearest to the front property line is retained as a landscaped green area which is unpaved except for normal entrance drives, and sufficient area for the loading and unloading of vehicles is provided, consistent with generally accepted engineering practices and principles.
- 684 (10) Rear. A rear yard of not less than ten (10) feet shall be provided, except that, on a lot having a double frontage, the front yard requirements shall apply on both streets. Rear yards may be reduced to zero (0) when the rear property line coincides with a railroad siding; however, no trackage shall be located nearer than three hundred (300) feet to any residential district.
- 686 (11) Natural lakes and/or conservation areas within a development site shall not be credited to a combined maximum of more than fifty (50) percent of the required open space.

PART 8. SPECIAL ZONING DISTRICTS

688 * * *

30.8.3 MM Missing Middle District and Alternative Standards

690 * * *

30.8.3.3 Review of Development Proposals

692 (a) Final Development Plan Required

Prior to subdivision or site plan approval, the applicant must submit a final development
694 plan consistent with the development criteria and limitations in the Missing Middle and
Alternative standards and any conditions of approval. This plan must be reviewed and
696 approved by the Development Services Director or designee.

~~(b)~~ Building Elevations Required

698 Prior to subdivision or site plan approval, the applicant must submit building elevations
for all proposed Missing Middle Housing Typologies for review by the Development Services
700 Director or designee.

30.8.3.4 Applicability

702 (a) Missing Middle (MM) standards may be applied in the following conditions:

(1) MM Zoning District: Where the MM District is applied, typologies
704 within a proposed development or development types are limited by the applicable Future Land
Use District as described in Table 8.3-A. A development within the MM Zone may include
706 single-family development consistent with R-1BB standards subject to compliance with
Chapter 35.

708 ~~(2)~~ PD Zoning District: Missing Middle Housing may be approved as part
of a new PD application or a substantial change to an existing PD. Allowable typologies within

710 a PD are limited by the applicable Future Land Use District as described in the Seminole
County Comprehensive Plan.

712 30.8.3.5 Specified Zoning Districts: Missing Middle and Alternative Standards
may be used in the zones and under the conditions specified in Table 5.2 with limitations on
714 typology and development type as described.

(a) Missing Middle Development Types:

716 (1) Missing Middle Development: A development in which only Missing
Middle Typologies are proposed.

718 (2) Mixed Housing Development: A development in which both Missing
Middle Typologies and Typologies otherwise permitted in the underlying zone are proposed.

720 30.8.3.6 Allowable Typologies and Densities

(a) Typologies are permitted where described in this Section. The net density of a
722 proposed development must be consistent with the applicable Future Land Use District.

Table 8.3-A: ~~Permitting~~ Permitted Missing Housing Middle Types

Applicable Zoning:	Permitted Types:								Type of Development:	
	Small Lot Single-Family	Cottage Court	Duplex	Triplex / Quadplex	Townhouse	Six-plex	Courtyard	Live/Work	Mixed Housing Development	Missing Middle Development
In Centers & Corridors:										
R-1, R-1A	●	●							●	●
R-1B, R-1BB	●	●	●	○*	○				●	●
In USA (Urban Service Area):										
R-2	●	●	●	○**					●	●
R-3, R-3A, R-4	●	●	●	●	●	●	●	●	●	●
C-1, C-2,				●	●	●	●	●	●	
OP								●	●	●
MUCD	●	●	●	●	●	●	●	●	●	●
MM or PD Rezoning by FLU:										
LDR	●	●	●	○	○				●	●
MDR	●	●	●	●	●	●	●		●	●
HDR	●	●	●	●	●	●	●		●	●
MXD	●	●	●	●	●	●	●	●	●	●
Commercial				●	●	●	●	●	●	●
Notes: ● Permitted ○ Permitted with a maximum of two (2) stories * Maximum Living Area per Building: 3,000 SF ** Maximum Living Area per Building: 4,000 SF										

724 * * *

30.8.3.8 Additional Site and Building Requirements

726 (a) Open Space: Where Open Space is required in the applicable zoning district,
those standards shall be applied. If Open Space is not otherwise required, the standards below
728 shall apply.

~~(a)~~(1) For lots with greater than eight (8) units and a minimum of two (2) acres,
730 a minimum eight (8) percent of net buildable acreage shall be set aside as Open Space that
meets the standards described below.

732 ~~(b)~~(2) Open Space may be provided in multiple locations subject to the
following requirements. Each qualifying Open Space must be:

734 ~~(1)~~a. Bordered by streets, stormwater ponds, natural lakes, or
commonly accessible pedestrian pathways.

736 ~~(2)~~b. A minimum of .20 contiguous acres.

~~(3)~~c. A minimum of forty (40) feet in width, except that open space
738 areas adjacent to a stormwater pond or natural lake must be a minimum of twenty (20) feet in
width from the top of berm to the public right of way or lot line or a dog park.

740 ~~(4)~~d. Open Space shall be proximate to Missing Middle units.

~~(e)~~(b) Street Trees. Street trees are required in Missing Middle Developments and on
742 all streets abutting Missing Middle Typologies in Mixed-Use Developments. Street trees must
meet the following standards:

744 (1) Be planted an average of forty (40) feet on center on both sides of internal
streets and on existing rights of ways adjoining the site.

746 (2) Be located in a planting strip or tree well with a minimum width of eight
(8) feet. Tree wells or planting strips less than ten (10) feet in width must incorporate a root
748 barrier at the edge of pavement.

(3) Be selected from the list of approved Canopy Street Trees (30.14.15(j)).

750 (4) Meet the standards of Sec. 30.14.16. – General provisions for all
landscaped areas.

752 ~~(d)~~(c) Minimum Parking Requirements:

(1) Two parking spaces are required per unit except that parking for units
754 less than 1000 sq. ft. may be reduced to 1.5 spaces per unit.

(2) On-street parking is required on streets adjacent to missing middle units.

756 (3) Required parking may be located in common areas or on-street provided
that such parking is within 150 feet of the unit.

758 ~~(e)~~(d) Building Frontage:

(1) Buildings not fronting on a street must front on a common open space, a
760 pedestrian pathway or a multi-use trail.

(2) Buildings not fronting on a street must be part of a common emergency
762 access plan or be adjacent to an alley built to emergency access standards.

(3) Up to six (6) lots may be accessed by a commonly held easement drive
764 that is non-gated and designed to allow fire access (aka parking court).

~~(f)~~ Residential Garages:

766 ~~(1) Where applicable, a garage door facing an alley must be set back from
the edge of pavement either between seven (7) and eight (8) feet or a minimum of twenty (20)
768 feet.~~

770 (2) ~~Lots with a front loaded garage must be at least forty five (45) feet in
width except for lots that are a part of a parking court typology. Garages associated with
townhomes must be served by an alley regardless of unit size, unless otherwise approved by
772 the Board of County Commissioners.~~

* * *

774 30.8.5 PD Planned Development .

* * *

776 30.8.5.3 Review criteria

* * *

778 (g) Common Useable Open Space:

780 (1) ~~Commonly~~ In addition to the twenty-five (25) percent minimum open
space requirements listed in Section 30.8.3.8, commonly accessible open space is required
subject to the following standards:

782 a. ~~Minimum 8%~~ eight (8) percent of net buildable acreage utilized for open
space.

784 b. Open Space may be provided in multiple locations however each location
must be:

786 i. Bordered by streets, stormwater ponds, natural lakes, or
commonly accessible pedestrian pathways.

788 ii. Not less than 0.25 contiguous acres. Dog parks and tot lots that
are a minimum of seventy-five (75) square feet per dwelling unit are also exempt from this
790 requirement and may count towards open space. Dog parks must contain waste disposal
receptables and appropriate signage.

(b) Airport Avigation Easement Boundary and Noise Level Contours (DNL). In
816 accordance, with Policy FLU 5.7 and Policy TRA 2.2.12, Seminole County Comprehensive Plan,
any new residential development within the Avigation Easement Boundary, as set forth in the
818 Seminole County Comprehensive Plan Exhibit FLU: Orlando Sanford International Airport
Avigation Easement Boundary and Noise Level Contours (DNL), will be required to inform
820 potential purchasers of the impact of aircraft overflights and potential noise via an avigation
easement recorded in the Public Records of Seminole County, Florida at the expense of the
822 applicant.

~~30.10.8.16~~ 30.10.8.17 Administration, Enforcement, Penalties and Remedies.

824 (a) The Seminole County Development Services Director shall be responsible for
administering and enforcing airport-related land development regulations.

826 (b) In the event of a violation of the requirements of this Part or an order, ruling, or
permit issued hereunder, the Development Services Director shall request that the code
828 enforcement staff of the County initiate code enforcement actions in accordance with
controlling law. Further, if a nonconforming use or structure interfere with the use the Airport,
830 if the property owner neglects or refuses to comply with such order within thirty (30) calendar
days after notice thereof, the County may proceed to lower, remove, reconstruct, equip, or
832 otherwise alter the structure or use and assess the cost and expense thereof on the structure or
the real property whereon it is or was located. The forgoing sentence is in addition to other
834 code enforcement actions provided under law.

(c) Each violation of a provision of this Part shall be subject to the penalties
836 authorized by controlling law and the County may exercise any legal remedy available under
controlling law to include, but not be limited to, judicial relief. The remedies provided in this
838 Section are cumulative in nature such that seeking civil penalty does not preclude the County

840 from seeking any alternative form of relief including, but not limited to, an order for abatement
or injunctive relief.

~~30.10.8.17~~ 30.10.8.18 Powers of the Planning and Zoning Commission.

842 (a) The Planning and Zoning Commission is vested with and may exercise all the
powers permitted by the provisions of Chapter 333, Florida Statutes, and this Part; provided,
844 however, that, in accordance with the provisions of the Land Development Code, matters may
be referred to hearing officers when the Board of County Commissioners determines that such
846 action would be prudent and appropriate.

(b) Without limiting the provisions of Subsection (a), the Planning and Zoning
848 Commission is assigned the following powers and duties:

(1) To hear and decide appeals from any order, requirement, decision, or
850 determination made by the Development Services Director in the application or enforcement
of this Part, subject to the presumptions provided herein.

852 (2) To hear and decide petitions to declare an existing nonconforming use
abandoned or more than eighty (80) percent torn down, destroyed, deteriorated, or decayed.

854 ~~30.10.8.18~~ 30.10.8.19 Appeals.

(a) Any applicant, property owner, or other lawful participant in such proceeding,
856 who is affected by any decision of the Development Services Director made in the
administration of this Part, or any governing body of a political subdivision, which is of the
858 opinion that a decision of the Development Services Director is an improper application of this
Part, may appeal to the Planning and Zoning Commission. Such appeals must be filed no later
860 than ten (10) calendar days after the date of notification of the decision appealed from by filing
with the Development Services Director a notice of appeal specifying the grounds therefor and
862 by sending a copy of the appeal by certified mail to the SAA Airspace Director at 1200 Red

Cleveland Blvd, Sanford FL 32773. The Development Services Director will transmit to the
864 Planning and Zoning Commission copies of the record of the action appealed and ensure that
the SAA Airspace Director has a copy as well. An appeal stays all proceedings in furtherance
866 of the action appealed from, unless the Development Services Director certifies to the Planning
and Zoning Commission after the notice of appeal has been filed that, by reason of facts stated
868 in the certificate, a stay would result in imminent peril to life and property. In such case,
proceedings will not be stayed other than by order by the Planning and Zoning Commission or
870 by a court of competent jurisdiction with notice of any action being provided to the
Development Services Director and the SAA Airspace Director, and only upon due cause
872 shown.

(b) A decision of the Planning and Zoning Commission under this Part may be
874 appealed to the Board of County Commissioners within thirty (30) days of the date of the
Planning and Zoning Commission decision.

876 ~~30.10.8.19~~30.10.8.20 Judicial Review.

After appeal to the Board of County Commissioners in accordance with the provisions
878 of the Land Development Code of the County; judicial review of any decision of the Board of
County Commissioners, if not reversed, will be in the manner provided by Section 333.11,
880 Florida Statutes, and other controlling law.

~~30.10.8.20~~30.10.8.21 Implementing Administrative Actions; Administration;
882 Amendment.

(a) The County Manager, or designee, is hereby authorized and directed to
884 implement the provisions of this Part and to take any and all necessary administrative actions
to bring into effect the provisions of this Part including, but not limited to, the promulgation
886 of rules and forms.

(b) The provisions of this Part will be interpreted, administered, and enforced by
888 the Development Services Director, with input provided by the SAA Airspace Director and
other aviation experts. The duties of the Development Services Director shall include that of
890 hearing and deciding all permits and all other matters under this Part except any of the duties
or powers herein delegated to the Planning and Zoning Commission. The Development
892 Services Director shall coordinate the administration of this Part with, at a minimum, the SAA
Airspace Director, the FAA, the County and the FDOT.

(c) This Part may be amended in conformance with the interlocal agreement entered
by the Sanford Airport Authority and the County, as well as Chapter 333, Florida Statutes;
896 provided, however, that, before advertising a proposed amendment, the County shall provide
notice to the other parties of the interlocal agreement, and provide public notice and hold a
898 public hearing as provided by Section 333.05, Florida Statutes, and other controlling law.

* * *

900 **PART 11. PARKING AND LOADING REGULATIONS**

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902 30.11.7 Miscellaneous design standards.

(a) Hours of operation. Non-residential uses with after-hour deliveries or service
904 for late-night customers can generate noise and light during evening hours which may
adversely impact adjoining residences. When these activities occur on the side of a building
906 site adjoining residences, the hours of operation may be limited during the development
approval process to any combination of hours between 7:00 a.m. and 11:00 p.m. as determined
908 on a case-by-case basis by the Planning Manager prior to issuance of any building permit for
new construction, a building addition, or a change in use; provided that in no event shall the
910 Development Services Director limit the hours of operation to less than twelve (12)

consecutive hours. In the case of a rezoning to Planned Development (PD), the Board of
912 County Commissioners shall make the appropriate findings for such limitations.

(b) Cross-access easements. All development except single-family residential and
914 duplex uses, with parking lots or other direct access to a public road shall, as part of the
development approval process, establish cross-access easements which provide for the internal
916 connection of the parcel to adjacent parcels unless the Public Works Director makes a finding
that such joint-access is not feasible or practicable based upon circumstances unique to the
918 properties.

(c) Setbacks and clearance of residential garages.

(1) Front-loaded garages on residential lots must be set back a minimum of
920 twenty (20) feet, or the minimum setback of the applicable zoning district, from the property
922 line that the garage door faces

(2) Garage doors facing a rear alley

a. If on-street parking is allowed, then the garage door, facing an
924 alley, must be set back from the edge of alley pavement as follows:

i. Less than eight (8) feet or;

ii. More than twenty (20) feet.

b. If on-street parking is not allowed, then the garage door, facing
928 an alley, must be set back more than twenty (20) feet from the edge of alley pavement

(3) Attached single-family units with garages are required to be served by
930 an alley regardless of unit size, unless otherwise approved by the Board of County
932 Commissioners.

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PART 13. SIGN REGULATIONS

* * *

30.13.3 Sign standards.

(a) On-premise.

(1) Permanent.

a. *Point of sale.*

1. Maximum allowable copy area, unless otherwise specified, shall be a total sign area of two (2) square feet for each linear foot of building frontage, unless located within a special-outlay ~~outlay~~ overlay district.

2. The total point-of-sale copy area on any site shall be the sum of all wall signs, ground/pole signs, and window signs located on the subject property and designed to be viewed from off the premises.

3. Ground/Pole Signs.

aa. Only one ground/pole sign shall be allowed per parcel with four hundred (400) feet or less road frontage. If a parcel's road frontage exceeds four hundred (400) feet and is less than seven hundred (700) feet, then a maximum of two (2) ground signs shall be allowed, but no closer than three hundred (300) feet apart. If a road frontage of a parcel exceeds seven hundred (700) feet, then a maximum of three (3) ground/pole signs shall be allowed, but no closer than three hundred (300) feet apart. Ground/pole signs shall not be placed on lots with less than forty (40) feet of road frontage.

bb. The maximum height of the entire ground/pole sign structure shall be fifteen (15) feet above the elevation of the crown of the road that the sign is facing and intended to be viewed from including highways (e.g., Interstate 4).

cc. No ground/pole sign nor its parts shall move,
958 rotate, use animation or flashing lights. Electronic message centers, including time and
temperature displays shall not display messages that give an illusion of motion and shall
960 maintain each displayed message for a minimum of five (5) seconds.

dd. The sign structure may be erected at the property
962 line provided no part of the sign projects over the line and is no closer than ten (10) feet to the
property line.

4. Sign lights shall be focused, directed, and so arranged as
964 to prevent glare or direct illumination or traffic hazard from said lights onto residential districts
or onto the abutting roadways. No flashing or pulsating lights shall be permitted on any sign.
966 Lights shall not exceed .5 foot candles at the property line.

968 * * *

Section 5. Chapter 35 (Subdivision Regulations) of the Land Development Code of
970 Seminole County is hereby amended to read as follows:

Chapter 35 – SUBDIVISION REGULATIONS

972 * * *

PART 4. REQUIRED SUBMITTALS

974 * * *

Sec. 35.44. Required submittals for final plat. The required submittals, meeting the
976 legal requirements of platting, of the final plan shall consist of a fully executed correct plat map,
meeting all state and County standards, final engineering drawings and auxiliary submittals, to
978 include a boundary survey signed and sealed by a professional surveyor and mapper registered in
Florida, and all required legal instruments.

980 * * *

(f) *Other Required Submittals.*

982 (1) Arbor Information. The location of all trees within road rights-of-way and
easements to be cleared will be submitted to the ~~Arbor Section, Current Planning Office, Planning~~
984 and Development Division if different information than shown on the Preliminary Plat. The ~~Arbor~~
~~Inspector~~ Natural Resources Officer shall recommend any necessary tree replacement at this stage.

986 (2) Addresses. Addresses shall be indicated in parentheses on each lot on one (1)
separate copy of the Final Plat. Addresses will be obtained by the developer from the Land
988 Development Division in accordance with the established addressing system.

(3) Letters will be submitted by all appropriate utility companies stating that all
990 easements are adequate.

(4) Copies of all required Florida Department of Environmental Protection Water and
992 Wastewater Permits.

(5) Copy of any required St. Johns River Water Management District Permit.

994 * * *

Section 6. Chapter 60 (Arbor Regulations) of the Land Development Code of Seminole
996 County is hereby amended to read as follows:

Chapter 60 - ARBOR REGULATIONS

998 **PART 1. IN GENERAL**

* * *

1000 **Sec. 60.3. The Board of County Commissioners designated as the Seminole County**
Tree Committee.

1002 (a) The Board of County Commissioners (BCC) is hereby designated as the Seminole
County Tree Committee. In that capacity the Seminole County Tree Committee may:

1004 (1) Implement an Urban Forestry and Management Plan;

1006 (2) Provide for designating and observing an Arbor Day, including a Proclamation relating thereto;

1008 (3) Approve the annual certification as a Tree City USA (for unincorporated Seminole County)-USA;

1010 (4) Coordinate activities and programs with civic and public interest groups devoted to tree care and preservation;

1012 (5) Hear appeals by aggrieved parties from decisions made by the Planning Manager or Development Services Director, or ~~his or her~~ designee; and

(6) Direct the enforcement of all provisions of this ordinance.

1014 (b) The Seminole County Natural Resource Officer shall have the following duties:

1016 (1) Consider and recommend appropriate tree preservation conditions of approval for land use amendments, rezoning requests, and preliminary master plans;

1018 (2) Consider grading, tree replacement and tree protection provisions contained in final master plans and subdivision plats;

1020 (3) Approve Historic and Specimen Tree designations and permits for necessary removal of Historic and Specimen trees. Decisions by the Natural Resource Officer can be appealed to Planning Manager or Development Services Director; and

1022 (4) Advise the Development Services Director regarding fund distribution of the Arbor-~~Violation~~ Trust Fund in support of these provisions.

1024 **Sec. 60.4. Permits required.**

1026 (a) It shall be unlawful for any person to cause damage to, destroy, permanently injure, or remove any protected tree as defined in this Article without first obtaining a tree removal permit or otherwise establish that the protected tree qualifies for an exception or exemption as provided

1028 in this Article. Trees located in the Wekiva River Protection Area are also regulated by the Wekiva
River Protection Area Environmental Design Standards Section 30.10.5.10(a) Arbor Protection.

1030 (b) Nothing contained in Chapter 60 of this ~~code~~ Code shall be deemed to impose any
liability upon the county, its officers, or employees, nor to relieve the owner of any private property
1032 from the duty to keep any tree upon any area of the owner’s property or under the owner’s control
in such condition as to prevent it from constituting a hazard or an impediment to travel or vision
1034 upon any private road or public right-of-way, park, or other public place within the county.

(c) Nothing contained in this Chapter 60 of this Code prevents a property owner from
1036 maintenance or trimming trees on his/her property. In fact, proper trimming is a necessary
responsibility of every property owner such that no severe tree trimming occurs.

1038 **Sec. 60.5. Exemptions.** The following exemptions are self-executing, but any person
desiring a document attesting to such exemption may make application to the Development
1040 Services Director, or ~~his or her~~ designee. If deemed necessary the property shall be inspected to
confirm that the specified activity is, in fact, exempt. If the activity is determined to be exempt,
1042 the Development Services Director, or ~~his or her~~ designee, shall place on record the basis for the
same, including all statements and documents submitted by the applicant and shall describe with
1044 particularity the precise activities exempted.

(a) *Emergencies.* ~~In the event that~~ If any tree endangers health or safety and requires
1046 immediate removal, such as, but not limited to, the cutting of emergency fire lanes by fire-fighting
units, verbal authorization may be given by the Development Services Director, or ~~his or her~~
1048 designee, and the tree may be removed without obtaining a written permit as herein required. Such
verbal authorization shall later be confirmed in writing;

1050 (b) *Nurseries.* All state-approved, governmental and private plant or tree nurseries and
botanical gardens are exempt from the terms and provisions of this Chapter only in relation to

1052 those trees which are planted and growing for the sale or intended sale to the general public in the
ordinary course of business or for some public purpose;

1054 (c) *Agricultural uses.* Activity of a bona fide farm operation on land classified as
agricultural land pursuant to Section 193.461, Florida Statutes (2003), as this statute may be
1056 amended from time to time is exempt from Chapter 60 if such activity is regulated through
implemented best management practices, interim measures, or regulations developed by the
1058 Department of Environmental Protection, the Department of Agriculture and Consumer Services,
or a water management district and adopted under chapter 120 as part of a statewide or regional
1060 program; or if such activity is expressly regulated by the United States Department of Agriculture,
the United States Army Corps of Engineers, or the United States Environmental Protection
1062 Agency.

(d) *Exotic trees.* All tree species listed as Category I or Category II invasive exotics in
1064 the Florida Exotic Pest Plant Council’s List of Invasive Species shall be exempt from the
provisions of this Chapter: and do not require a permit for removal. However, invasive exotic tree
1066 species must still be shown on tree surveys submitted as part of a development application.

(e) *Disasters.* In the case of emergencies such as hurricane, hailstorm, windstorm,
1068 flood, freeze, or other disasters, the requirements of this Chapter may be temporarily waived by
the Development Services Director, or ~~his or her~~ designee, or the Emergency Management
1070 Director. At the earliest possible meeting of the ~~board~~ Board of County Commissioners (BCC),
findings shall be presented to the ~~board~~ BCC establishing that such waiver was necessary so that
1072 public or private work to restore order in the county would not be impeded. Said waiver must be
for a time certain and may not be for an indefinite period;

1074 (f) *Dead or declining trees.* Dead or declining trees, as determined by a certified
arborist, are exempt from the terms of this Chapter.

1076 (g) *State Laws.* Any property designated by State Law that mandates additional or
alternative tree or arbor requirements and procedures. If said laws are repealed, single family
1078 residential lots under three (3) acres are exempt from these provisions. Trees located on all lots
regardless of size in the Wekiva River Protection Area are regulated by the Wekiva Protection
1080 Area Environmental Design Standard Section 30.10.5.10(a) Arbor Protection and not exempt from
permit requirements.

1082 (h) *Protected Trees.* Trees less than six (6) inches DBH and palm trees are exempt.

* * *

1084 **Sec. 60.7. Variance, appeal, and penalty.**

(a) *Deviations from regulations.* The Development Services Director, or ~~his or her~~
1086 designee, may grant deviations from any provision of this Chapter 60 where the strict application
of the provisions to a particular site would create a substantial economic hardship. In all cases,
1088 reasonable efforts must be made to preserve trees as specified in this Chapter 60. The Development
Services Director, or designee, may grant deviations from any provision of this Chapter 60 only
1090 when the applicant demonstrates that the purposes of this Chapter 60 will be or have been achieved
by other means. If the Development Services Director or designee denies a request for deviation
1092 from this Chapter 60 because the applicant did not demonstrate that the purposes of the article will
be or have been achieved by other means, then the applicant may appeal the decision to the Board
1094 of County Commissioners.

(b) *Variance.* Upon application by the property, the preservation of any tree identified
1096 as a protected tree over twenty-four (24) inches may be considered as the basis for granting of a
variance from the literal application of the provision of this Chapter. Pursuant to the County’s land
1098 development regulations, a variance to site development and landscape requirements may be
granted to allow for the preservation of a healthy specimen tree as defined in this Chapter 60.

1100 (c) *Enforcement Official.* The Development Services Director or designee, code
enforcement officer, or other County designee shall be empowered to issue citations and evaluate
1102 a site for its compliance with this Chapter and Chapter 53 of the Seminole County Code.

 (d) *Appeals.* Any person adversely affected by the decision of a County official in the
1104 enforcement or interpretation of this Article may appeal such decision to the BCC within thirty
(30) days. Such appeal shall be made by ~~requesting~~ requesting a hearing in writing to the
1106 Development Services Director, or his or her designee. Such request shall include a summary for
the decision being appealed and the basis for the appeal. Any person adversely affected by the
1108 BCC’s decision may file an appeal for a writ of certiorari in the Circuit Court of the County.

 (e) *Penalty for violation.* Violations of this Chapter 60 are subject to the following:

1110 (1) Where violations of this Chapter 60 have occurred, remedial action shall be
taken to restore the property consistent with a restoration plan approved by the Development
1112 Services Director, or designee. The restoration plan shall include payment of the required
application fee, require tree replacement, and require mitigation of any other damage to the
1114 property. Remedial action must be taken within 60 days of receipt of notice of violation or as
approved by the Development Services Director, or designee.

1116 (2) No certificate of occupancy or certificate of completion shall be issued for
any development until all applicable permits or restoration plan conditions have been
1118 accomplished.

 (3) Trees removed without a permit or destroyed or which received major
1120 damage in violation of Section 60.8 must be replaced before the issuance of a certificate of
completion or certificate of occupancy by any or any combination of the following:

1122 a. A comparable size and type tree;

1124 b. Replacement at a two (2) to one (1) ratio of the cumulative caliper
of the trees to be installed to the cumulative DBH of the trees removed, destroyed or damaged.

Replacement trees shall be chosen from the Florida-Friendly Landscaping Plant Guide; or

1126 c. Payment into the Arbor Trust Fund in an amount equal to the cost
of the two (2) to one (1) caliper ratio replacement per Section 60.7(g), below.

1128 (4) Specimen trees removed without permit or destroyed or receiving major
damage in violation of Section 60.8 must be replaced by any of or any combination of the
1130 following:

a. Replacement at a four (4) to one (1) ratio of the cumulative caliper
1132 of the trees to be installed to the cumulative DBH of the specimen trees removed. Replacement
trees shall be chosen from the canopy trees listed in Chapter 30 or from the Florida-Friendly
1134 Landscaping Guide. All trees must be installed before issuance of a certificate of completion or
certificate of occupancy; or

1136 b. Payment into the Arbor Trust Fund in an amount equal to the cost
of the four (4) to one (1) caliper ratio replacement per Section 60.7(e)(4)a. above.

1138 (5) Failure to comply with required remedial action will be referred to the Code
Enforcement Board.

1140 (6) If the County Code Enforcement Board finds any person in violation of any
provision of this Chapter 60 or any condition of any permit issued pursuant to this Article, then
1142 that person shall be subject to the tree replacement requirements of Section 60.7(e) or penalties as
described in 60.7(e). Each tree, removed, damaged or destroyed, may constitute a separate offense
1144 and violation of this Article. Each day that a violation of any provision of this Chapter 60 or any
permit condition is allowed to continue, including the failure to replace any tree removed, damaged

1146 or destroyed pursuant to the provisions of this Article, may constitute a separate offense and
violation of this Chapter 60.

1148 (f) *Rules and regulations.* The BCC is hereby authorized to adopt by resolution such
rules and regulations as are necessary or proper to implement this Chapter 60.

1150 (g) *Tree replacement fees.* To cover the cost of replacing the trees, including materials
and labor, fees will be paid into the Arbor Trust Fund and are established at a rate per caliper inch
1152 of \$125.00. Trees removed without a permit or destroyed or which received major damage in
violation of Chapter 60 will require a replacement fee two (2) times the fee established above.

1154 **60.8. Tree protection and maintenance during and after development and
construction.**

1156 * * *

(h) Trees planted or retained as required by this Chapter 60 must not be trimmed or
1158 severely pruned so as to appear stunted. Trees shall be pruned as needed to maintain health and
form in such a way that retains or improves the natural form of that tree species. All tree pruning
1160 shall be conducted according to the latest edition of the ~~Natural Arborist Association Standards~~
American National Standards Institute (ANSI) A300 Tree Care Standards. Trees damaged or
1162 destroyed due to improper trimming or severe pruning shall be replaced in accordance with Section
60.7.

1164 **60.9. Recommended, replacement, restricted, and specimen trees.**

* * *

1166 (d) *Replacement.* Protected trees identified for removal on the tree survey, shall be
replaced by trees identified as canopy trees listed in Chapter 30, Part 14, Approved Plant List Table
1168 or species listed in the Florida-Friendly Landscaping Guide. Replacement trees may include trees
planted in landscape areas, open spaces and on individual lots.

1170 (1) Replacement of non-specimen trees shall be based on a one-to-one ratio of
the cumulative DBH of the trees to be removed to the cumulative caliper of the trees to be installed.
1172 *(For example: a 21" DBH tree to be removed shall be replaced by seven (7) 3" Caliper trees or
three (3) 7" Caliper trees, or any combination of replacement trees that total the total DBH*
1174 *removed.)* Specimen trees shall be replaced on a two-to-one ratio of the cumulative caliper of the
trees to be installed to the cumulative DBH of the trees removed. Notwithstanding the replacement
1176 requirements of this paragraph, Section 60.9(d), no applicant may be required to replace more than
ninety (90) caliper inches per acre (prorated for fractional acres) for each development approval
1178 or permit, ~~as the case may be~~, upon demonstration that the applicant has avoided the removal of
protected trees to the maximum extent practicable. The replacement requirements of this
1180 subsection does not apply to pine trees harvested during a *bona fide* silvicultural operation.

(2) All replacement trees are to be Florida Nursery Standard #1 or better.

1182 (3) Canopy trees used for replacement shall be a minimum of ten (10) feet in
height and have a caliper no less than three (3) inches.

1184 (4) Understory trees shall not make up more than twenty-five (25) percent of
the total number of trees planted to meet the required replacement for the site. Understory trees
1186 used for replacement shall be a minimum of four (4) feet in height and have a caliper no less than
one and a half inches.

1188 (5) Palm trees listed in the recommended stock may be used as replacement
trees with the following ratio: one (1) inch of palm caliper = 0.33 inches of canopy or understory
1190 tree. Palm trees may not account for more than twenty (20) percent of the required replacement
trees.

1192 (6) Healthy, as determined by a certified arborist, preserved trees on site,
including protected trees and trees listed as canopy trees in Chapter 30, shall count toward meeting
1194 the replacement requirements of this Section per the following:

a. The cumulative DBH of specimen trees preserved on site shall count
1196 two (2) to one (1) toward meeting the total replacement requirement.

(7) Trees located within a designated conservation area shall not count toward
1198 replacement requirements of this Chapter 60.

(8) If the Development Services Director determines that the number of trees
1200 to be planted is unfeasible, then the applicant can account for the remainder of the required caliper
inches by paying ~~the fee \$125~~ per caliper inch ~~(insert reference to fee schedule)~~ into the Arbor
1202 Trust Fund.

(9) When ten (10) or more trees are required to be planted on a site to meet the
1204 requirements of Chapter 60, ~~a mix of trees shall be provided at least one (1) of which shall be~~
~~native to the Central Florida Region and~~ no single tree species may constitute more than fifty (50)
1206 percent of the trees planted. The minimum number of species to be planted is set forth below.

REQUIRED MIX OF TREE SPECIES	
Required Number of Trees Planted	Minimum Number of Species
10—20	2
21—30	3
31—40	4
41+	5

Sec. 60.10. Permit application and Procedures. The following procedures shall be
1208 followed and shall govern the granting of all permits pursuant to this Chapter:

(a) *Application.* Permits for removal, relocation, or replacement of trees covered by
1210 this Chapter 60 will be obtained by making application in a form prescribed by the Development
Services Director, or ~~his or her~~ designee, to the following appropriate public bodies:

1212 (1) In the case of a subdivision development, an application for an arbor
permit shall accompany the preliminary subdivision plan of said subdivision and shall be
1214 submitted to the Development Review Division for review. The Development Services
Director or designee, shall have final authority over the approval or denial of applications for
1216 permits in such instances. Approval of the final engineering plans shall constitute approval of
the arbor permit, provided however that no clearing pursuant to the arbor permit shall
1218 commence until the site permit has been issued for the final engineering plans;

(2) In the case of any development which requires site plan approval by the
1220 Planning and Zoning Commission, the Board of County Commissioners, or both; permits for
removal, relocation or replacement of trees covered under this Chapter 60 shall be obtained by
1222 making application at the time of site plan submittal to the board charged by law, ordinance or
regulation with the approval of said site plan. In those cases where a site plan is required to be
1224 approved by both the Planning and Zoning Commission and the Board of County
Commissioners, the decision of the Planning and Zoning Commission with respect to the arbor
1226 permit application shall be recommendatory only, and the Board of County Commissioners
shall make the ultimate decision as to whether to grant or deny said application for permit.
1228 Staff evaluation of the appropriateness of the application will be included in their
recommendation to the Board of County Commissioners and approval of the site plan shall
1230 constitute approval of the arbor permit;

1232 (3) In the case of a vacant single family lot development involving tree
removals, an application for an arbor permit shall accompany the building application for said
lot and shall be reviewed and approved by the Natural Resource Officer; or

1234 (4) In all cases, other than those described in subsections (1), (2) and (3)
above, permits for removal, relocation, or replacement of trees covered under this Chapter 60
1236 must be obtained by making application to the Planning Division.

(b) *Submittals.* All applications shall be accompanied by such permit fee as shall, from
1238 time to time, be established by duly adopted resolution by the Board of County Commissioners;
provided, however, that governmental agencies are exempted from permit fees. Each application
1240 for a permit to remove, relocate or replace trees covered under this Chapter 60 must be
accompanied by a written statement indicating the reasons for removal, relocation or replacement
1242 of trees and one (1) copy of a legible site plan drawn to the largest practicable scale with the
following information;

1244 (1) A sealed or certified tree survey prepared by a professional surveyor. The
tree survey shall have been completed within two (2) years from the date of the application. Each
1246 survey shall indicate the following information:

- a. Property boundaries.
- b. All protected trees ~~described and~~, preserved trees, and nuisance
1248 exotic trees as defined in this Chapter 60, must be identified with the following information:

- 1. Location.
- 2. DBH.
- 3. Common name.
- 4. Identification of specimen trees, if appropriate.

1254 (2) In addition to the tree survey, each tree removal application or request shall
provide a landscape prepared by a professional landscape architect containing the following
1256 information:

 a. A table based on caliper inches that lists the surveyed trees proposed
1258 for protection and removal.

 b. An indication of the trees to be preserved and protected.

1260 c. Identification of existing utilities and proposed easements.

 d. Identification of waterbodies, wetland and other conservation areas.

1262 e. An indication of existing and proposed improvements to the site,
including proposed grading plan.

1264 f. A table based on caliper inches that lists and sums the removed trees,
the tree replacement calculations and any potential tree mitigation calculations, including a
1266 schedule of trees to be planted indicating species, size, caliper, and location per Section 60.9.

 g. Location of all existing and proposed structures, improvements
1268 and site uses, properly dimensioned in reference to property lines, setback and yard
requirements in spatial relationship.

1270 h. Groups of trees in close proximity may be designated as "clumps"
of trees with the estimated number and type of trees noted when they are to be removed,
1272 relocated or replaced.

* * *

1274 (e) *Permit form.* Permits shall be issued in such form as may be prescribed by the
Development Services Director, or designee, and may set forth in detail the conditions upon which
1276 the permit is granted. One (1) permit may cover several trees or groups of trees as long as the same
can be clearly identified thereon; provided, however, that, no permit may be issued for more than

1278 one (1) parcel or area of land unless said parcels or areas of land are contiguous to one another;
and.

1280 * * *

Sec. ~~60.23~~ 60.11. Logging.

1282 (a) Except as to activity conducted on land classified as agricultural land pursuant to
Section 193.461, Florida Statutes (2023), as this statute may be amended from time to time, no
1284 person may engage in logging operations without first obtaining a logging permit.

(b) Each application for a logging permit must comply with all applicable
1286 conditions and recommendations outlined in the Florida Department of Agriculture and
Consumer Services' publication titled "Silviculture Best Management Practices". Applications
1288 must describe in detail the lands to be logged, the size and types of trees to be logged, the term
of operations, the months during which trees will be logged, the procedures for safeguarding
1290 trees not to be logged, procedures for restoration of altered terrain, procedures for preventing
erosion and pollution, and to what extent reforestation is to occur.

1292 (c) A reforestation plan indicating all appropriate cover and plantings shall be
submitted with all applications for logging permits unless waived by the Development Services
1294 Director, or ~~his or her~~ designee, based upon his or her determination that submission of a plan
would not further the public interests based upon future development conditions that will relate to
1296 the site. The Development Services Director, or ~~his or her~~ designee, upon receipt of said
application, may require such additional information as deemed necessary to meet the intent and
1298 purposes of this Chapter;

(d) The Development Services Director, or designee, in granting a logging permit, may
1300 place such reasonable conditions or restrictions upon the same as deemed necessary to:

(1) Protect trees not permitted to be logged.

- 1302 (2) Buffer logging operations from waterways, parks, and residentially
designated, zoned, occupied or used lands.
- 1304 (3) Guarantee restoration of terrain to a degree necessary for the prevention of
erosion and protection of flora.
- 1306 (4) Prevent pollution.
- (5) ~~Insure~~Ensure reforestation, if part of the management plan.
- 1308 (6) Preserve historic trees.
- (7) Otherwise promote the intents and purposes of this Chapter.
- 1310 (e) Notwithstanding anything herein to the contrary, no person shall:
- (1) Destroy, damage or log any trees which have been designated by the county
1312 or other appropriate agency as threatened, endangered or historic; or
- (2) Conduct logging operations within fifty (50) feet of any lands that are
1314 residentially designated, zoned, used or occupied.

Sec 60.12. Authority to impose fines and county arbor trust fund.

- 1316 (a) The Code Enforcement Board, after notice and hearing, is authorized to impose
fines, in amounts not to exceed those shown in Section 60.7(e)(3), for removal of trees without
1318 an arbor permit or removal of trees in excess of those authorized by an arbor permit.
- (b) If the DBH of the tree(s) removed cannot reasonably be determined, then there
1320 shall be a rebuttable presumption that the DBH of each tree removed was in excess of twelve
(12) inches but less than twenty-four (24) inches. If the number of trees removed cannot
1322 reasonably be determined, then there shall be a rebuttable presumption that the density of the
tree inches removed was ninety (90) inches per acre.
- 1324 (c) An Arbor Trust Fund is hereby established by the county for deposit of fines
and fees paid to the county if tree replacement requirements cannot be met with plantings due

1326 to site constraints, as determined by the Development Services Director or designee. All
1328 monies deposited hereunder shall be deposited in the Arbor Trust Fund, which shall be a
separate account established and maintained apart from the general revenue fund of the
1330 County. All money in this fund shall be used for the planting of trees in county parks, right-
of-way corridors, trails, natural lands, and ecosystem restoration as authorized by the Board of
County Commissioners. The Arbor Trust Fund shall be self-perpetuating from year to year
1332 unless specifically terminated by the Board of County Commissioners.

Section 7. Chapter 90 (Uniform Building Numbering System) of the Land Development
1334 Code of Seminole County is hereby amended to read as follows:

Chapter 90 – UNIFORM BUILDING NUMBERING SYSTEM

1336 * * *

Sec. 90.10. Subdivision, plaza and building names.

1338 * * *

(e) The owners of a commercial building, plaza, apartment complex, subdivision, or
1340 persons who desire to rename their property shall ~~submit an application~~ apply to the Addressing
Supervisor or designee. Said application shall include the legal description, the property appraiser
1342 Parcel identification number(s), the current name, and the proposed name of the development. The
application will be subject to review and approval prior to being presented to the Board of County
1344 Commissioners adopting the name change. Upon recording the adopted resolution, notification of
affected parties shall be by established procedures.

1346 * * *

Sec. 90.12. Variance procedures to the Uniform Addressing System.

1348 (a) Pursuant to the procedures set forth in this section, the ~~Chief Administrator~~ Director
of Emergency Management or the Board of County Commissioners may grant variances to the
1350 following standards set forth in this Code.

(1) Street Designator.

1352 (2) Standards for naming streets.

(3) Provisions for an alternative addressing grid.

1354 ~~(4) Alternate subdivision naming.~~

~~(5)~~ (4) Alternate standards for posting of numbers.

1356 ~~(6)~~ (5) Alternate standard for commercial suite numbering.

~~(7)~~ (6) Provisions for alternate Corner Lot addressing.

1358 No variances may be applied for or granted for any other provision of this Section,
including odd or even numbering requirements.

1360 (b) Applications proposing a variance in any of the above listed addressing standards
shall be submitted in writing to the Addressing Supervisor or designee and include the appropriate
1362 fee. Such applications shall be sent to the Seminole County ~~E-911~~ Addressing Advisory
Committee for their review and the committee shall meet and provide written
1364 recommendation/comments to the ~~Chief Administrator~~ Director of Emergency Management
within fifteen (15) business days of receipt of request by the Addressing Supervisor or designee.
1366 The ~~Chief Administrator~~ Director of Emergency Management must grant or deny the requested
variance in writing, with attached findings of fact within five (5) business days after receipt of the
1368 comments and recommendations from the Seminole County ~~E-911~~ Addressing Advisory
Committee. The variance process may take up to twenty (20) business days.

1370 (c) The decision of the ~~Chief Administrator~~ Director of Emergency Management may
be appealed to the Board of County Commissioners by filing a written letter of appeal with the
1372 Addressing Supervisor or designee within fifteen (15) days of the issuance of the ~~Chief~~
~~Administrator~~ Director of Emergency Management's grant or denial of the variance.

1374 (d) A variance may be approved only after it is determined to be appropriate based
upon findings of fact that the alternative addressing system created by the variance:

1376 (1) Comports with the purposes expressed in the addressing code.

(2) Constitutes a unique addressing opportunity and does not create a precedent for
1378 other variances to the Uniform Addressing System.

(3) Can be adequately supported by the technology currently available and in use for
1380 the emergency response systems.

(4) Does not create confusion that would cause or create a delay in response time.

1382 (5) Otherwise provides how public safety and emergency vehicles will be able to
readily identify and serve buildings and structures located on the property.

1384 **Section 8. Conflicts.** This Ordinance shall control over any County ordinances or parts
of ordinances in conflict herewith.

1386 **Section 9. Codification.** It is the intention of the Board of County Commissioners that
the provisions of this Ordinance will become and be made a part of the Land Development Code
1388 of Seminole County, and that the word “ordinance” may be changed to “section”, “article”, or
other appropriate word or phrase and the sections of this Ordinance may be renumbered or re-
1390 lettered to accomplish such intention; providing, however, that Sections 9, 10, 11 and 12 of this
Ordinance shall not be codified.

1392 **Section 10. Severability.** If any provision of this Ordinance or the application thereof to
any person or circumstance is held invalid, it is the intent of the Board of County Commissioners

1394 that such invalidity will not affect other provisions or applications of this Ordinance which can be
given effect without the invalid provision or application and, to this end, the provisions of this
1396 Ordinance are declared severable.

Section 11. Effective date. This Ordinance will take effect upon filing a copy of this
1398 Ordinance with the Department of State by the Clerk to the Board of County Commissioners.

FIRST READING, this ____ day of _____, 20__.

1400 **UPON SECOND READING, BE IT ORDAINED** by the Board of County
Commissioners of Seminole County, this ____ day of _____, 20__.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

GRANT MALOY
Clerk to the Board of
County Commissioners of
Seminole County, Florida

JAY ZEMBOWER, Chairman

NJB/sjs
6/7/24

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