

**IN THE DISTRICT COURT OF APPEAL  
FIFTH DISTRICT, STATE OF FLORIDA**

Case No. 5D21-0233  
Lower Case No. 2016-CA-007634-O

DAVID W. FOLEY, JR., and JENNIFER T. FOLEY,  
*Appellants,*

v.

ORANGE COUNTY,  
*a political subdivision of the State of Florida, and,*  
ASIMA AZAM, TIM BOLDIG, FRED BRUMMER,  
RICHARD CROTTY, FRANK DETOMA, MILDRED  
FERNANDEZ, MITCH GORDON,  
TARA GOULD, CAROL HOSSFELD, TERESA  
JACOBS, RODERICK LOVE, ROCCO RELVINI,  
SCOTT RICHMAN, JOE ROBERTS,  
MARCUS ROBINSON, TIFFANY RUSSELL, BILL  
SEGAL, PHIL SMITH, *and* LINDA STEWART,  
*individually and together, in their personal  
capacities,*  
*Appellees.*

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**APPENDIX TO APPELLANTS'  
MOTION FOR JUDICIAL NOTICE**

RECEIVED, 10/29/2021 04:50:54 PM, Clerk, Fifth District Court of Appeal

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OCT 18 1995 *[Signature]*

Effective Date:  
October 18, 1995

ORDINANCE NO. 95-33

AN ORDINANCE AMENDING THE ACTUAL LIST OF PERMITTED, CONDITIONAL OR PROHIBITED USES WITHIN ZONING CATEGORIES IN UNINCORPORATED ORANGE COUNTY; AMENDING CHAPTER 38, ZONING; AMENDING SECTION 38-1, DEFINITIONS, TO AMEND THE TERM KENNEL AND DELETE THE TERMS HOBBY KENNEL AND AVICULTURE (HOBBYIST); AMENDING SECTION 38-77, USE TABLE, TO DELETE THE HOBBYIST AVICULTURE AND HOBBY KENNEL USES; AMENDING SECTION 38-79(41) TO PROVIDE FOR RAISING GOATS AS A PERMITTED USE; REPEALING SECTIONS 38-79(47) AND 38-79(125), RELATING TO HOBBY KENNELS AND AVICULTURE (HOBBYIST); AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. Orange County Code, Chapter 38, Zoning, is hereby amended, in part, as indicated in Sections 2 through 4 below with the new language being underlined and the deleted language struck through, except when entire subsections are deleted in which case only a textual reference to the subsection being deleted is made.

Section 2. Orange County Code, Section 38-1, Definitions, is hereby amended by deleting the terms "Hobby Kennel" and "Aviculture (hobbyist)" in their entirety and by amending the term "kennel" to read as follows:

Kennel shall mean any building, lot, structure or premises where ~~any combination of four (4) or more of the following which are over six (6) months of age are kept for any purpose: (a) dogs, (b) cats, and/or (c) other domesticated species of smaller mammalian animals having a full grown adult weight of more than one (1) pound and less than one hundred (100) pounds~~ wherein animals, excluding livestock and exotic animals regulated by the Florida Game and Freshwater Fish Commission, are kept for

sale, breeding, boarding, buying, letting for hire, or training for a fee. The following are specifically excluded from this definition of kennel:

- (a) Pet shops,
- (b) animal or pet hospitals,
- (c) pet beauty parlors, hobby--kennels, horses,--cows,--goats,--swine--an--other hoofed--animals--when--and--as--these particular--uses--and/or--animals--are regulated--by--other--provisions--of--the County-Code
- (d) breeding at a residence of two or less litters per calendar year, provided that no more than twenty animals are kept/housed/confined at the residence at any one time,
- (e) veterinarian facilities,
- (f) keeping/housing/confining of twenty or fewer animals at a residence at any one time for non-commercial purposes only.

Section 3. Orange County Code, Section 38-77, Use Table, Agriculture, Forestry & Fishing Land Use Section, is hereby amended to delete the "Hobbyist aviculture" and "Hobby Kennels" uses in their entirety.

Section 4. Orange County Code, Section 38-79, Conditions for permitted uses and special exceptions, is hereby amended by deleting in their entirety subsections (47) and (125), related to Hobby Kennels and Hobbyist Aviculture, respectively, and by amending subsection (41) to read as follows:

41. The raising of cows, goats, and horses and ponies for domestic purposes shall be a permitted use, provided the total number shall not exceed one (1) animal per acre.

Section 5. Effective Date. This Ordinance shall take effect pursuant to general law.

**ORDINANCE NO. 2018-08**

**AN ORDINANCE AFFECTING THE USE OF LAND IN ORANGE COUNTY, FLORIDA, REGARDING HORIZON WEST TOWN CENTER; AMENDING SECTION 38-77.1, REGARDING THE HORIZON WEST TOWN CENTER PD CODE LAND USE TABLE; AMENDING SECTION 38-79 REGARDING CONDITIONS FOR PERMITTED USES AND SPECIAL EXCEPTIONS; AMENDING DIVISION 8.5, ARTICLE VIII, OF CHAPTER 38 REGARDING THE HORIZON WEST TOWN CENTER PLANNED DEVELOPMENT CODE; AND PROVIDING AN EFFECTIVE DATE**

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA:**

*Section 1. Amendments to Section 38-77.1 (“Horizon West Town Center PD Code Land Use Table”).* Section 38-77.1 is amended to read as follows, with additions being shown by underlines and deletions being shown by strike-throughs:

**Sec. 38-77.1. Horizon West Town Center PD Code Land Use Table.**

**TOWN CENTER LAND USE TABLE**

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
		RESIDENTIAL							
Single-family detached and modular homes with customary accessory uses		Single-family detached and modular homes with customary accessory uses	P	P	P				1A
Residential		Residential							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
storage as a principal use (in an enclosed structure only)		storage as a principal use (in an enclosed structure only)							
Principal residence and accessory buildings in excess of size requirements outlined in Condition #114		Principal residence and accessory buildings in excess of size requirements outlined in Condition #114							
Fences and walls permitted (except subdivision fences and walls) See Section 38-1408 and Town Center Standards		Fences and walls permitted (except subdivision fences and walls) See Section 38-1408 and Town Center Standards	P	P	P	P	P	P	
Accessory buildings, uses and structures		Accessory buildings, uses and structures	P(114)	P(114)					
Screen rooms (single-family residential)		Screen rooms	P(18)	P(18)	P(18)		P(18)		
Screen enclosures		Screen enclosures	P(84)	P(84)			P(84)		
Fee simple duplex and patio homes		Fee simple duplex and patio homes	P	P	<u>P</u>		P		1A
Home occupations		Home occupations	P(8)	P(8)	<u>P(8)</u>		P(8)		
Live-Work Dwelling Units (Type 1)			P(UNP) (165156) (159)	<u>P</u>	<u>P</u>	P(165)(159) (159)	P(165156) (159)		1A

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Mobile homes as permanent residential dwelling units, including mobile home parks		Mobile homes							
Temporary mobile homes, travel trailers and recreational vehicles (For R.V. parks and campgrounds, see SIC #703)		Temporary mobile homes	P(5)	P(5)	P(5)	P(5)	P(5)		
Chimneys, water & fire towers, church spires, domes, cupolas, stage towers, scenery lofts, cooling towers, elevator bulkheads, smokestacks, flagpoles, and parapet walls.		Chimneys, water & fire towers, church spires, domes, cupolas, stage towers, scenery lofts, cooling towers, elevator bulkheads, smokestacks, flagpoles, and parapet walls.	P(7)	P(7)	P(7)	P(7)	P(7)		
Multifamily Residential		Multifamily Residential	<u>P(UNP)</u>	P(157)	P(157)	P(UNP)(157)	(A)		1C
Transient rental units		Transient rental units		P	P				
Family foster homes (see definition in section 38-1, O.C.		Family foster homes (see definition in section 38-1, O.C. Code	P						1A



Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Code									
Garage Apartments on SFR lots		Garage Apartments on SFR lots	P(158)	P(158)	P(158)	P(158)	P(158)		
Swimming pools, Jacuzzis, tennis courts, spas, hot tubs, including appurtenances to such uses		Swimming pools, Jacuzzis, tennis courts, spas, hot tubs, including appurtenances to such uses	P(10)	P(10)	<u>P(10)</u>	<u>P(10)</u>		P(10)	
Community Residential Homes "A" (max. 6 clients, <del>not restricted to 5</del> )		Community Residential Homes "A" (max. 6 clients, <del>not restricted to 5</del> )	P(165)						1A
Community Residential Homes "B" (7 to 14 clients, <del>not restricted to 12 max</del> )		Community Residential Homes "B" (7 to 14 clients, <del>not restricted to 12 max</del> )		<u>P</u>	<u>P</u>		P(156)		1B
Community Residential Homes "C" (greater than 14 clients)		Community Residential Homes "C" (greater than 14 clients)		P	P				1C
Family lot provision		Family lot provision							
Guest house		Guest house							
<del>Short-term rental, resort residential, resort villa</del>		<del>Hotel, motel, timeshare or similar uses</del>							
Townhouses and triplexes and quadrplexes with fee		Townhouses and triplexes and quadrplexes with fee simple units,	P(165156)	P(165156)	P(165156)		P(165156)		1A

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
simple units		up to <del>five</del> <u>eight</u> dwellings per building							
		Townhouses, mansion homes and other housing types with more than five and up to eight dwellings per building	P(156)	P(156)	P(156)		P(156)		<del>1B</del>
Zero side yard development		Zero side yard development	P( <del>165</del> )	P( <del>165</del> )					<del>1C</del>
Boarding, lodging and rooming houses		Boarding, lodging and rooming houses							
Student housing		Student housing		P	P				<del>1C</del>
Single-family transient rental		Single-family transient rental		P	P				
Adult/child day care homes		Adult/child day care homes	P(UNP)(26)	P	P	P	P( <del>170163</del> )(26)		
Family day care homes		Family day care homes		P	P	<u>P</u>	<u>P</u>		<del>1C</del>
Adult/child day care centers		Adult/child day care centers		P	P	<u>P</u>	P		
Tents		Tents							
Single-family unit in conjunction with a commercial use		Single-family unit in conjunction with a commercial use							
Model homes		Model homes	P	P	P	P	P		<del>1A, 1B, 1C</del>
Recreational vehicle or boat storage and parking (Residential only)		Recreational vehicle or boat storage and parking (Residential only)							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
		AGRICULTURE, FORESTRY, & FISHING							
	01	AGRICULTURAL PRODUCTION (crops)							
Wheat, corn, soybeans, etc.	011	Cash grains							
Vegetable farms	0161	Vegetables & Melons		<u>PM</u>	<u>PM</u>	<u>PM</u>			
Truck farms	0161	Vegetables & Melons							
Citrus and fruit crops cultivation	0174	Citrus fruits		<u>PM</u>	<u>PM</u>	<u>PM</u>			
Commercial plant nurseries and, greenhouses (no retailing)	0181	Ornamental nursery products							
Crop farms	0191	General farms, primarily crops							
Washing & packaging of fruit and vegetables		Washing & packaging of fruit and vegetables		<u>PM</u>	<u>PM</u>	<u>PM</u>			
Open air sales of agricultural or farm products		Open air sales of agricultural or farm products.							
Outdoor storage of operative agriculturally related equipment		Outdoor storage of operative agriculturally related equipment							
	02	AGRICULTURAL PRODUCTION (livestock)							
Commercial		Commercial							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
kennels		kennels							
Boarding of horses and ponies and riding stables for commercial purposes; raising of horses and ponies for commercial purposes		Boarding of horses and ponies and riding stables for commercial purposes; raising of horses and ponies for commercial purposes							
Animal stock grazing, stock yards	0211	Beef cattle (grazing)							
Dairy farms	0241	Dairy farms							
Poultry raising or keeping	025	Poultry & eggs							
Raising or keeping of cows, horses & ponies for domestic purposes	0272	Horses & equines							
Commercial aviculture, aviaries	0279	Commercial aviculture							
Bee keeping		Bee keeping							
Breeding, keeping and raising of farm animals (ex., goats, swine, pot-bellied pigs, etc.) for sale or profit (not for domestic purposes)		Breeding, keeping and raising of farm animals (ex., goats, swine, pot-bellied pigs, etc.) for sale or profit (not for domestic purposes)							
Breeding, keeping and raising of		Breeding, keeping and raising of farm							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
farm animals (ex., goats, swine, pot-bellied pigs, etc.) for domestic purposes only		animals (ex., goats, swine, pot-bellied pigs, etc.) for domestic purposes only							
Breeding, keeping, and raising of exotic animals		Breeding, keeping, and raising of exotic animals							
	07	AGRICULTURAL SERVICES							
Grove caretaking, harvesting business	0722								
Veterinarians for livestock	0741	Veterinary services for livestock							
Veterinary service with no outdoor runs or compound	0742	Veterinary services		P	P	P	P(170163) (112)		5B
Veterinary services with outdoor runs or compounds (domestic pets)	0742	Veterinary services							
Animal shelters, boarding kennels, animal pounds, training of animals, with no outdoor runs or outdoor compounds	0752	Animal specialties services (not veterinary)		P	P	P			5B

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Animal shelters, boarding kennels, animal compounds, training of animals, with outdoor runs or outdoor compounds	0752	Animal specialties' services (not veterinary)							
Dog and cat grooming	0752	Animal specialties' services	P(UNP)(162)(112)	P	P	P	P(170163)(112)		5A
Landscaping and irrigation business, lawn care, tree service	0782	Lawn and garden service							
	08	FORESTRY							
Tree farms, including logging	0811	Timber tracts							
Forest nurseries	0831	Forest nurseries							
Silviculture	0851	Forestry services							
Woodchipping, mulching and composting		Woodchipping, mulching and composting							
Hunting preserves, commercial fishing, animal trapping, private/public hunting clubs	09	HUNTING, FISHING & TRAPPING							
		MINING							
Iron,	010	METAL							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
copper, lead, zinc, prospect & test drilling		MINING							
Bituminous coal & lignite mining	012	COAL MINING							
Petroleum & natural gas production	013	OIL AND GAS EXTRACTION							
	014	NONMETALLIC MINERALS, EXCEPT FUELS							
Cement, rock, limestone, crushing and grinding of asphalt, concrete & cement	1422	Crushed and broken limestone							
Cement, concrete, asphalt batch plants		Cement, concrete, asphalt batch plants							
Operation of sand & gravel pits for construction, sand & gravel mining	1442	Construction sand and gravel							
Operation of sand & gravel pits for glassmaking, molding & abrasives	1446	Industrial sand							
Preparation of	1475	Phosphate rock							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
phosphate rock									
Borrow pits, excavation and fill	1499	Borrow pits							
		CONSTRUCTION							
	016	HEAVY CONSTRUCTION (not bldg. const.)							
Retention, detention, drainage ponds for associated development	1629	Retention/detention	P	P	P	P	P	P	
	017	SPECIAL TRADE CONTRACTORS							
Contractors storage, trade shops, equipment yards, and offices with outdoor storage	017	Special Trade Contractors							
Contractors offices (no outdoor storage or overnight parking of vehicles)		Contractors offices (no outdoor storage or overnight parking of vehicles)		P	P				
		NOTE: ALL RETAIL TRADE USES (SIC GROUP #52—#59) AND SERVICE USES (SIC GROUP #70—#89)							



Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
		ARE PERMITTED IN INDUSTRIAL ZONING DISTRICTS AS ACCESSORY USES ONLY, UNLESS OTHERWISE PERMITTED, SUBJECT TO COMPLIANCE WITH THE STANDARDS OUTLINED IN CONDITION #106							
		MANUFACTURING							
	20	FOOD, KINDRED PRODUCTS							
Food processing & packaging	203	Canned, frozen & preserved fruits & veggies			<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>		
Meat storage, cutting & distribution, animal slaughtering	2011	Meat packing plants/animal slaughtering							
Dairy products manufacturing	202	Dairy products			<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>		
Ice cream manufacturing	2024	Ice cream & frozen desserts			<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>		
Citrus processing plants	2033	Canned fruits, vegetables, preserves, jams & jellies			<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>		
Bakery products	205	Bakery products			<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
manufacturing, bakery plants									
Candy and confectionery manufacturing	206	Sugar & confectionery products			<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>		
Tallow, grease & lard manufacturing	207	Fats & oils							
Beverage processing & storage, milk bottling & distribution, soft drink bottling	208	Beverages		<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>		
<u>Beverage processing &amp; storage, bottling &amp; distribution of malt beverages</u>	<u>2082</u>	<u>Beverages</u>		<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>		
Tobacco, cigarettes, cigars manufacturing	21	TOBACCO PRODUCTS			<u>PM(170)</u>	<u>PM(170)</u>	<u>PM(170)</u>		
Textile manufacturing	22	TEXTILE MILL PRODUCTS		P(477171)	P(477171)	P(477171)			
Upholstery and dye manufacturing	22	Textile mill products							
Clothing production, cutting, sewing of fabrics, garment manufacturing	23	APPAREL & OTHER TEXTILE PRODUCTS		<u>P(171)</u>	<u>P(171)</u>	<u>P(171)</u>			

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Decorating materials manufacturing	2395	Pleating & stitching		<u>P(171)</u>	<u>P(171)</u>	<u>P(171)</u>			
Wood products manufacturing	24	LUMBER WOOD PRODUCTS		<u>P(171)</u>	<u>P(171)</u>	<u>P(171)</u>			
Building products manufacturing	24	Lumber wood products							
Logging	2411	Logging							
Sawmills and planing mills	2421	Sawmills, planing mills							
Hardwood flooring manufacturing	2426	Hardwood dimension & flooring mills							
Wood awnings, wood shutters, wood railing, window frames	2431	Millwork		<u>PM</u>					
Cabinet makers and manufacturers	2434	Wood kitchen cabinets		<u>PM</u>					
Manufacturing of plywood	2435	Hardwood veneer & plywood							
Mobile Homes manufacturing	2451	Mobile homes							
Manufacturing of prefabricated wood buildings	2452	Prefabricated wood buildings and components							
Manufacturing of household,	25	FURNITURE & FIXTURES							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
office, public building furniture & fixtures									
Cardboard, pulp, & paper manufacturing	26	PAPER & ALLIED PRODUCTS (Paper mills)							
Cardboard containers manufacturing	2631	Paperboard mills							
Printing, bookbinding, publishing plants	27	PRINTING & PUBLISHING		<u>PM</u>					
Manufacturing of chemical products, liquid fertilizer, corrosive acid, pharmaceuticals, soap, cosmetics, glue, explosive, paint, varnish and bulk paint mixing	28	CHEMICALS & ALLIED PRODUCTS							
Manufacturing of bulk organic and inorganic medicinal chemicals	2833	Medicinal chemicals and botanical products		<u>PM</u>					
Fertilizer manufacturing, agricultural chemicals manufacturing	287	Agricultural chemicals							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
ng									
	29	PETROLEUM COAL PRODUCTS							
Petroleum refining, bulk storage of petroleum products	2911	Petroleum refining							
Asphalt manufacturing	295	Asphalt paving & roofing materials							
Lubricating oils & greases manufacturing	2992	Lubricating oils & greases							
Plastic, rubber & tire manufacturing	30	RUBBER & MISC. PLASTIC PRODUCTS							
Plastic containers manufacturing	3089	Plastics products							
Shoes manufacturing	31	LEATHER PRODUCTS		<u>PM(171)</u>	<u>PM(171)</u>	<u>PM(171)</u>			
Leather processing	3111	Leather products		<u>PM(171)</u>	<u>PM(171)</u>	<u>PM(171)</u>			
Cement, lime, gypsum, plaster manufacturing	32	STONE, CLAY, GLASS PRODUCTS							
Glass products and glass containers manufacturing	32	Stone, clay & glass products							
Pressed and blown glass	3229	Pressed and blown glass		<u>PM(171)</u>	<u>PM(171)</u>	<u>PM(171)</u>	<u>PM(171)</u>		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Novelties & souvenirs manufacturing	326	Pottery and related products							
Manufacturing of ceramics	3269	Pottery products		<u>PM(171)</u>	<u>PM(171)</u>	<u>PM(171)</u>	<u>PM(171)</u>		
Concrete block and brick manufacturing	3271	Concrete block & brick							
Manufacturing of floor slabs, incinerators, septic tanks & silos	3272	Concrete products							
Blast furnace manufacturing, manufacturing of iron, steel, & aluminum, smelting	33	PRIMARY METAL INDUSTRIES							
Primary metal industries	33	Primary metal industries							
Metal, cans, barrels, tools & hardware manufacturing	34	FABRICATED METAL PRODUCTS							
Metal containers manufacturing	3411	Metal cans & shipping containers							
Testing of sandblasting nozzles	3471	Plating & polishing							
Industrial & commercial machinery	35	INDUSTRIAL & COMMERCIAL							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
		MACHINERY							
Steam, gas, hydraulic engines manufacturing	351	Engines & turbines							
Manufacturing of farm Machinery	352	Farm & garden machinery							
Concrete manufacturing, paving & mixing, temporary asphalt plants	353	Mining machinery, construction							
Computer equipment manufacturing	357	Computer and office equipment		<u>PM</u>	<u>PM</u>				
Machine shops, carburetors, pistons, amusement apparatus manufacturing	359	Miscellaneous industrial equipment		<u>PM</u>	<u>PM</u>				
Electric machinery & equipment manuf., manufacturing & assembly of scientific instruments, manufacturing of household appliances, electronic components & accessories, burglar alarm	36	ELECTRICAL & OTHER ELECTRICAL EQUIP.		<u>PM</u>	<u>PM</u>				

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
apparatus, satellite dishes, electrical fuses									
Building products manufacturing	3648	Lighting equipment							
Instruments for measuring and testing of electricity and electrical signals		Instruments for measuring and testing of electricity and electrical signals		<u>PM</u>	<u>PM</u>				
Semi-conductors and related devices	3674	Semi-conductors and related devices		P	P	P			
Battery manufacturing	3691 3692	Storage and primary batteries							
	37	TRANSPORTATION EQUIPMENT							
Motor vehicle assembly	3711	Motor vehicles & car bodies							
Boat manufacturing	3732	Boat building and repair							
Avionics testing, aircraft maintenance and manufacturing	372	Aircraft & parts		<u>PM</u>	<u>PM</u>				
Boat trailer manufacturing	3799	Transportation equipment							
Parking and storage of dual rear wheel vehicles		Parking and storage of dual rear wheel vehicles							



Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
	38	INSTRUMENTS & RELATED PRODUCTS							
Manufacture and assembly of optical instruments	3827	Optical instruments and lenses		P	P	P			
Photographic equipment supplies manuf.	3861	Photographic equipment & supplies		P	P	P			
Manufacturing of watches, clocks & parts	3873	Watches, clocks & parts		<u>PM</u>	<u>PM</u>				
	39	MISC. MANUFACTURING INDUSTRIES							
Toys & sporting goods manufacturing	394	Toys & sporting goods		<u>PM</u>	<u>PM</u>	<u>PM(171)</u>			
Sign manufacturing	3993	Signs & advertising specialties		<u>PM</u>					
		TRANSPORTATION/UTILITIES							
Railroad transportation	40	RAILROAD TRANSPORTATION							
Railroad, bus, taxi, carpool, vanpool, limousine, and ambulance terminals for passenger transportation	41	LOCAL & INTER-URBAN PASSENGER TRANSIT	<u>PM</u>	<u>PM</u>	<u>PM</u>	<u>PM</u>	<u>PM</u>		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
on with on-site pick-up and drop-off areas for passengers, shuttle operation (see 7514 for car rental, 4581 for airports, 4231 for truck terminals)									
Railroad, bus, taxi, carpool, vanpool, and ambulance and limousine charter service and storage facilities without on-site pick-up or drop-off areas for passengers	41	LOCAL & INTER-URBAN PASSENGER TRANSIT							
Limousine service, home-based	4119								
Indoor storage of products, furniture, household & commercial goods, machinery, equipment storage of building materials	42	WAREHOUSING		<u>PM</u>	<u>PM</u>	P(30) (111)			
Courier services	4215	Courier services, except air		<u>P</u>	<u>PM</u>	P	<u>P</u>		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Portable toilet storage	422	Warehousing & storage							
Warehousing	422	Warehousing & storage				P(30) (111)			
Dead storage yard		Dead storage yard							
Cold storage frozen food lockers	4222	Refrigerated warehousing & storage				P(30) (111)			
Self-storage facility	4225	General warehousing & storage		<u>P(173)</u>	<u>P(173)</u>	P(30) (111)(173)			
Bulk storage of petroleum, storage of wrecked automobiles, oil, hazardous chemicals, explosives, gasoline, and ammunition	4226	Special warehousing and storage							
Truck terminals, truck stop, bus, cab, truck repair, storage and terminals, parking and/or storage of trucks	4231	Trucking terminal facilities							
Temporary portable storage containers									
Post office	43	U.S. POSTAL SERVICE		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>		
Marinas, commercial boat rentals, airboat	44	WATER TRANSPORTATION		<u>PM</u>	<u>PM</u>	<u>PM</u>			

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
rides									
Dismantling boats, marine wrecking	4499	Water transportation services							
	45	TRANSPORTATION BY AIR							
Airports, airplane landing facilities, aircraft maintenance, seaplane base	4581	Airports, flying fields & services							
Helicopter landing facility, vertiport, airship/blimp hanger facility and hangers	4581	Airports, flying fields & services		<u>S</u>	<u>S</u>	<u>S</u>			
Pipeline transportation of petroleum & other commodities, underground pipeline unless required to be above ground due to physical conditions	46	PIPELINES, EXCEPT NATURAL GAS							
	47	TRANSPORTATION SERVICES							
Travel agencies, tour brokers and tour operators	4724	Travel agencies		P	P	P	P		
Ticket	4729	Airline, bus,		P	P	P	P		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
agencies		rail, ticket agencies							
	48	COMMUNICATIONS							
Cellular telephone sales & service, beeper & pager services	4812	Radio broadcasting stations		P	P	P	P		
	4813	Tele Communication							
Radio, television or movie studios (excluding towers)	4832	Radio broadcasting stations		P	P	P			
Communication towers (See Sec. 38-1427, 38-1390.15)		Communication towers							
Lattice (Ord. No. 95-25, § 2, 8-29-95)				P(UNP)		P(UNP)	P(UNP)	P (UNP)	
Guyed (Ord. No. 95-25, § 2, 8-19-95)				P(UNP)		P(UNP)	P(UNP)	P (UNP)	
Monopole (Ord. No. 95-25, § 2, 8-29-95)				P(UNP)		P(UNP)	<u>P(UNP)</u>	P (UNP)	
T.V. studios (excluding towers)	4822	T.V. broadcasting stations		P	P	P			
Satellite dish service	4841	Cable and other pay television services		P	P	P			
	49	ELECTRIC,							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
		GAS, SANITARY SERVICES							
<u>Gas substations, TV substations, radio substations, telephone substations, Substations, telephone switching stations</u>	49	Substations, telephone switch stations, water plants	<u>P(81)</u>	<u>P(81)</u>	<u>P(81)</u>	<u>P(81)</u>	<u>P(81)</u>	<u>P(81)</u>	
<u>Distribution electric substation</u>	49		<u>P(81)</u>	<u>P(81)</u>	<u>P(81)</u>	<u>P(81)</u>	<u>P(81)</u>	<u>P(81)</u>	
<u>Alternative energy devices as an accessory structure or use (wind turbines solar panels, etc.)</u>	49		<u>P(83)</u>	<u>P(83)</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P(83)</u>	
Power plants, transfer stations, refuse storage sites, wastewater and water plants, septic disposal sites, line stabilization and dewater, septage and wastewater sludges	49	Power plants, transfer stations, refuse storage sites, wastewater and water plants, septic disposal sites, line stabilization and dewater, septage and wastewater sludge							
Electrical, gas, sanitary	49	Electric, gas, sanitary services							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
services									
Solid waste management facilities (Ord. No. 2009-11, § 4(App. A), 4-28-09)	4953	Solid waste management facilities						P(UNP) (120)	
Hazardous waste treatment, storage and disposal facilities (Ord. No. 2009-11, § 4(App. A), 4-28-09)	4953	Hazardous waste treatment, storage and disposal facilities							
Incinerators (Ord. No. 2009-11, § 4(App. A), 4-28-09)	4953	Incinerators							
Aluminum recycling collection drop-off sites		Aluminum recycling collection drop-off sites							
Clean Tech - renewable energy production; energy management, storage transmission and distribution; green building products; advanced materials and environmental products; environmental remediation				P(172169)	P(172169)	P(172169)	P(172169)		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
& pollution prevention services & products									
		WHOLESALE TRADE							
Wholesale meat & produce, and soft drink bottling distribution	50	WHOLESALE DISTRIBUTING OF DURABLE AND NONDURABLE GOODS				P			
Wholesale bakeries	50	Wholesale bakeries, with Groceries and related products Wholesale distribution of durable and nondurable goods		P	P	P			
Wholesale distribution of bedding, chairs, desks, mattresses, waterbeds, carpets, lamps, curtains and linens	502	Furniture and home furnishings				P			
Wholesale distribution of awnings, fencing, septic tanks, mobile homes	5039	Construction materials							
Wholesale distribution of irrigation equipment, garden machinery,	5083	Farm and garden machinery and equipment							



Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
lawn machinery, and power mowers									
Wholesale distribution of electronic parts and equipment	5065	Wholesale distribution of electronic parts and equipment				P			
Wholesale distribution of pumps, pumping equipment, paint spray equipment, chainsaws, cranes, ladders, lift trucks, and tractors	5084	Industrial machinery equipment							
Fireworks, wholesale	5092	Fireworks, wholesale							
Junk, salvage or wrecking yards, sales and storage of wrecked cars	5093	Junk yards (scrap and waste)							
Commercial firewood sales and storage	5099	Miscellaneous durable goods				P			
Wholesale distribution of frozen food	5142	Packaged frozen foods				P			
Wholesale distribution of meat	5147	Meats and meat products				P			
Wholesale distribution of dairy products	5143	Dairy products				P			
Wholesale distribution of produce and/or plant	5148	Fresh fruits and vegetables				P			

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
materials									
Wholesale distribution of bakery products, bottled water, canned goods, soft drinks, and fruits, beverage distributors	5149	Groceries and related products				P			
Wholesale distribution storage of gasoline, liquid petroleum, gas, oil, or other inflammable liquids	5172	Petroleum and petroleum products wholesalers							
<u>Wholesale distribution and/or storage of Beer, Wine, and Distilled Alcoholic Beverages</u>	<u>5182</u>	<u>Beer, Wine and related products</u>			<u>PM</u>	<u>P</u>			
		RETAIL TRADE							
Storage yards for automobiles, trucks, boats, and commercial vehicles (regardless if for sale, lease or not) For storage of wrecked or inoperable vehicles		Storage yards for automobiles, trucks, boats, and commercial vehicles (regardless if for sale, lease or not) For storage of wrecked or inoperable vehicles							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Outdoor storage and display of equipment, products and merchandise		Outdoor storage and display of equipment, products and merchandise							
	52	BUILDING MATERIALS & GARDEN SUPPLIES							
Lumber and other building materials, building materials storage and sales	521	Lumber and other building materials			P(166) (153 x)	P(166) <u>153</u> x)			
Paint & wallpaper stores	5231	Paint, glass & wallpaper stores		P	P(166) <u>153</u> x)	P(166) <u>153</u> x)	P		
Hardware stores	5251	Hardware stores		P	P(153 x)	P(153 x)	P		
Nurseries (retail), garden stores	5261	Retail nurseries & garden stores		P	P	P	P		
Mobile home dealers	5271	Mobile home dealers							
	53	GENERAL MERCHANDISE STORES							
Shopping centers (see definitions in Sec. 38-1, O.C. Code)	5311	Shopping center/retail uses are permitted by individual use type and size parameters for each Town Center District. See individual land uses for availability in each district.							
Big box		Big box			P(153)	P(153 x)			

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
developments (see definition in Sec. 38-1, O.C. Code)		developments			x				
	54	FOOD STORES							
Convenience food stores, grocery stores with no fuel sales	5411	Grocery stores	<u>P(UNP)</u> (162) <u>P(UNP)</u>	<u>P(UNP)</u> (164) <u>P(UNP)</u> (A)	<del>P(166)</del>	<del>P(166)</del>	<del>P(163)</del>		
Convenience food stores, grocery stores with fuel sales	5411	Grocery stores			<del>P(166)</del> (68) (138)	<del>P(166)</del> (68) (138)	<u>P(163)</u>		
Fruit, produce, flower and vegetable stands	5431	Fruit & vegetable markets	<u>P(UNP)</u> <del>P(162)</del> (87) (137) <u>P(UNP)</u>	<u>P(UNP)</u> <del>P(162)</del> (87) (137) <u>P(UNP)</u>	<del>P(166)</del> (87) (137)	<del>P(166)</del> (87) (137)	<del>P(163)</del> (87) (137)		
Portable food and drink vendors (including hot dog stands)		Portable food and drink vendors (including hot dog stands)	<u>P(UNP)</u> <del>P(162)</del> (87) (137) <u>P(UNP)</u>	<u>P(UNP)</u> <del>P(164)</del> (87) (137) <u>P(UNP)</u> (A)	<del>P(166)</del> (87) (137)	<del>P(166)</del> (87) (137)	<del>P(163)</del> (87) (137)		
Candy stands	5441	Candy, nut & confectionery stores	<u>P(UNP)</u> <del>P(162)</del> (66) <u>P(UNP)</u>	<u>P(UNP)</u> <del>P(164)</del> (66) <u>P(UNP)</u> (A)	<del>P(166)</del> (66)	<del>P(166)</del> (66)	<del>P(163)</del> (66)		
Temporary sales of Christmas trees, sparklers, and pumpkins		Temporary sales of Christmas trees, sparklers, and pumpkins		<u>P</u>		<u>P</u>	<u>P</u>		
Temporary sales of automobiles, boats,		Temporary sales of automobiles, boats,							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
recreation vehicles, marine vessels, trucks, trailers, motorcycles and all-terrain vehicles		recreation vehicles, marine vessels, trucks, trailers, motorcycles and all-terrain vehicles							
Retail bakery shops	5431	Retail bakeries		P(UNP) P(164) (66) P(UNP) (A)	P(166) (66)	P(166) (66)	P(166) (66)		
Specialty food stores	5499	Miscellaneous food stores	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
	55	AUTO DEALERS & SERVICE STATIONS							
Golf cart sales and services		Golf cart sales and service				P (138)(172)			
New & used automobiles, pickups and vans (See condition #138)	5511	New and used car dealers							
Auto parts, tire dealers	5531	Auto & home supply stores			P(166) (67)	P(166) (67)			
Gas stations, automobile service stations	5541	Gasoline stations, except truck stops		P (68)(138)	P(166) (68) (138)	P(166) (68) (138)			
Pump islands for gasoline sales		Pump islands for gasoline sales							
Truck stops	5541	Truck stops							
Boat dealerships, boat supplies	5561	Boat dealers							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
(see condition #138)									
Recreational vehicle and commercial vehicle sales, service & storage (see condition #138)	5561	Recreational vehicle dealers							
Motorcycle dealers (see condition #138)	5571	Motorcycle dealers			<u>PM(174)</u>	<u>PM(174)</u>			
Go-carts, dune buggies, utility trailers (see condition #138)	5599	Automotive dealers			<u>PM(174)</u>	<u>PM(174)</u>			
	56	APPAREL & ACCESSORY STORES							
Bridal shops, dress shops, maternity shops (used or new)	5621	Women's clothing stores			<u>P(166153 x)</u>	<u>P(166153 x)</u>	<u>P</u>		
Clothing stores (used or new)	5651	Family clothing store			<u>P(166153 x)</u>	<u>P(166153 x)</u>	<u>P</u>		
	57	FURNITURE STORES							
Furniture stores, vertical blinds	5712	Furniture stores			<u>P(166153 x)</u>	<u>P(166153 x)</u>	<u>P</u>		
Carpet stores	5713	Floor covering stores			<u>P(166153 x)</u>	<u>P(166153 x)</u>	<u>P</u>		
Appliance stores, refrigerators, ovens,	5722	Household appliance stores			<u>P(166153 x)</u>	<u>P(166153 x)</u>			

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
retail sales of air conditioners & parts (with no outdoor storage)									
Appliance stores, refrigerators, ovens, air conditioners and parts with outdoor storage		Appliance stores, refrigerators, ovens, air conditioners and parts with outdoor storage							
Radio & T.V. sales & service	5731	Radio, T.V. electronic stores			P(166)	P(166)			
Record & tape stores	5735	Record & tape stores	P(UNP)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
	58	EATING & DRINKING PLACES							
Restaurants with no drive-thru or walk-up windows	5812	Eating places	P(UNP) (162)	<u>P(UNP)</u> P(164) <u>P(UNP)</u> (A)	P(166)	P(166)	P(163)		
Restaurants, drive-in restaurants, snack bars, lunch stands, food-vending commissaries (permanent buildings)	5812	Eating places		<u>PM(86)</u>	P(166)	P(166)	<u>PM</u>		
<u>Restaurants with outdoor seating</u>	<u>5812</u>	<u>Eating places</u>	<u>P(UNP)(86)(162)</u>	<u>P(86)</u>	<u>P</u>	<u>P</u>	<u>P</u>		
Snack bars, lunch stands, ice			P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
cream, coffee shops									
Caterers	5812	Eating places		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>		
Alcoholic beverage sales (see Chapter 4 and Secs. 38-1414 and 38-1415 of O.C. Code). See condition #103				<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>		
Cocktail lounges, pubs and bars	5813	Drinking places (cocktail lounges)	<u>P(162)</u> <u>P(UNP)</u>	<u>P(UNP)</u> <u>(A)</u> <u>(164)</u>	<u>P(180)</u>	<u>P(180)</u>	<u>P(163)(180)</u>		
<u>Micro-brewers, micro-wineries, craft distilleries, and brew pubs</u>	<u>5813</u>	<u>Drinking places</u>			<u>PM(180)</u>	<u>PM(180)</u>	<u>PM(180)</u>		
	59	MISCELLANEOUS RETAIL							
Drug stores, apothecary shops, pharmacies	5912	Drug stores		<u>P(UNP)</u> <u>(A)</u> <u>(164)</u>	<u>P(166)</u>	<u>P(166)</u>	<u>P(163)</u>		
Liquor stores	5921	Liquor stores			<u>P(166)</u> <u>(126)</u>	<u>P(166)</u> <u>(126)</u>	<u>P(166)</u> <u>(126)</u>		
Pawn shops	5932	Used merchandise stores							
Sporting goods, firearms sales, & bicycle shops	5941	Sporting goods & bicycle shops	<u>P(UNP)</u> <u>(162)</u>	<u>P(UNP)</u> <u>(A)</u> <u>(164)</u>	<u>P(166)</u>	<u>P(166)</u>	<u>P(163)</u>		
Book stores	5942	Book stores	<u>P(UNP)</u> <u>(162)</u>	<u>P(UNP)</u> <u>(A)</u> <u>(164)</u>	<u>P(166)</u>	<u>P(166)</u>	<u>P(163)</u>		



Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Office supplies	5943	Office supplies	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Jewelry stores	5944	Jewelry stores	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Ceramic shops, hobby shops	5945	Hobby, toy & game shops	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Photographic supply stores	5946	Camera & photographic supply stores	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Gift shops	5947	Gift, novelty, souvenir shops	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Leather goods	5948	Luggage & leather products stores	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Retail sale of products by T.V., catalog, mail order, telephone, vending machines, or from other temporary locations	596	Nonstore retailers							
Fuel oil dealers, propane gas dealers	598	Fuel dealers							
Florists	5992	Florists	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Tobacco shops	5993	Tobacco stores	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Newsstands, magazine stands	5994	Newsstands	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Optical goods, eyeglass stores	5995	Optical goods	P(UNP) (162)	P(UNP) (A) (164)	P(166)	P(166)	P(163)		
Art &	5999	Cell phone	P(UNP)	P(UNP)	P(166)	P(166)	P(163)		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
antique stores		stores	(162)	(A) (164)					
Outdoor auctions, auto auctions	5999	Miscellaneous retail							
Indoor auctions	5999	Miscellaneous retail							
Sparklers, retail	5999	Sparklers retail							
Open air markets		Open air markets							
Farmers markets		Open air markets	<u>PM(160)</u>	<u>PM(160)</u>	<u>P(160)(166)</u>	<u>P(160)(166)</u>	<u>PM(160)</u>		
Indoor markets		Indoor markets	<u>PM(160)</u>	<u>PM(160)</u>	<u>P(160)(166)</u>	<u>P(160)(166)</u>	<u>PM</u>		
Spas, hot tubs, pool sales					P(166)	P(166)			
		FINANCE/ INSURANCE REAL ESTATE							
Office use buildings in excess of 1 story in height within 100 feet of the side or rear lot lines of any lot in a single-family residential district		Office use buildings in excess of 1 story in height within 100 feet of the side or rear lot lines of any lot in a single-family residential district		<u>PM</u>	<u>PM</u>	<u>PM</u>	<u>PM</u>		
Banks	60	DEPOSITOR Y INSTITUTIONS		P	P	P	P(170163)		
Credit bureaus, mortgage	61	NONDEPOSITORY INSTITUTIONS		P	P	P	P(170163)		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
loan companies, finance offices		NS							
Pay-day loans, cash advance facilities									
Brokers	62	SECURITY & COMMODITY BROKERS		P	P	P	PS		
Major insurance underwriters	63	INSURANCE CARRIERS		P	P	P	PS		
Brokers, underwriters, insurance agencies	64	INSURANCE AGENTS, BROKERS & SERVICE	P(UNP) (162)	P(164)	P(166)	P(166)	P(163)		
	65	REAL ESTATE							
Real estate offices & agents, apartment finding, rental service, appraisers	6531	Real estate agents & managers	P(UNP) (162)	P	P	P	P(170163)		
Abstract & title services	6541	Title abstract offices	P(UNP) (162)	P(166)	P(166)	P(166)	P(163)		
Cemeteries, mausoleums	6553	Cemetery, subdividers & developers							
	67	HOLDING & OTHER INVESTMENT OFFICES							
Investment offices & companies	672	Investment offices	P(UNP) (162)	P	P(166)	P(166)	P(163)		
Estate planning & management	673	Trusts	P(UNP) (162)	P(166)	P(166)	P(166)	P(163)		
	70	SERVICES HOTELS &							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
		OTHER LODGING PLACES							
Hotels & motels, timeshare units	7011	Hotels & motels, timeshare units		P	P	P	P(161)	P(161)	
Camps & R.V. parks, R.V. resort, campgrounds	703	Camps & R.V. parks							
Bed and breakfast homestay, 6-rooms max (not 5 or 7)	7011	Hotels & motels	P(UNP) (165)	P(UNP) (165)	P(UNP) (165)		P(165) (A)		
Bed and breakfast inn, 7-12 rooms (aka medium-scale)(aka large-scale)	7011	Hotels & motels		P	P		P		
Country inn	7011	Hotels & motels							
	72	PERSONAL SERVICES							
Laundry plants, processing of laundry and dry cleaning, dry cleaning plants	7211	Power laundries							
Laundry & dry cleaning retail	7212	Dry cleaning		P	P	P	P(170163)		
Laundering (coin-operated)	7215	Coin-operated laundries		P	P	P	P(163)		
Dyeing, dry cleaning plant	7216	Dry cleaning plants							
Carpet & rug	7217	Carpet & upholstery		P					

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
cleaning		cleaning							
Tailoring	7219	Tailoring	P(UNP) (162) (UNP)	P	P	P	P(170163) )		
Photographic artists, sculptors, musicians, and studios	7221	Photographic studios, portraits	P(UNP) (162) (UNP)	P	P	P	P(170163) )		
Beauty shops, beauty salons	7231	Beauty shops, beauty salons	P(UNP) (162) (UNP)	P	P	P	P(170163) )		
Barber shops, hair stylists	7241	Barber shops	P(UNP) (162) (UNP)	P	P	P	P(170163) )		
Shoe repair	7251	Shoe repair & shoeshine	P(UNP) (162) (UNP)	P	P	P	P(170163) )		
Funeral homes, funeral directors, funeral chapter	7261	Funeral service, except crematories, and embalming		P	P	P			
Crematories (animal or human)(See Ord. 92-41)	7261	Funeral service, crematories, embalming							
Costume rental, dating services, escort services, tanning salons, tattoo parlors, valet parking	7299	Miscellaneous personal services		P	P	P	P		
Adult entertainment, body scrub parlors	7299	Adult entertainment							
	73	BUSINESS SERVICES							
Advertising agencies	7311	Advertising agencies		P	P	P	P(170163) )		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Quick print, duplicating services	7334	Photocopying		P	P	P	P(170163)		
Secretarial services	7338	Secretarial & court reporting		P	P	P	P(170163)		
Exterminating & pest control service, pest control supplies, disinfecting service, fumigating service	7342	Disinfecting & pest control service		<u>P</u>					
Office cleaning, janitorial & maid service, chimney cleaning, window cleaning	7349	Building cleaning & maintenance services		<u>PM</u>					
Rental and storage of heavy construction equipment, bulldozers and cranes	7353	Heavy construction equipment (rental & storage)							
Appliance, T.V., VCF, furniture and vending machine rental with no outdoor storage	7359	Equipment rental & leasing		<u>P</u>					
Equipment rental & leasing with outdoor storage	7359	Equipment; rental & leasing							
Employment agencies (excluding labor)	7361	Employment agencies		<u>P</u>	<u>P</u>				

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
pools), nursing registries									
Labor pools and labor halls		Labor pools and labor halls							
Data processing, data entry service	7374	Data processing	P(UNP) (162) (UNP)	P	P	P	P(170163)		
Computer repair and maintenance	7378	Computer maintenance & repair	P(UNP) (162) (UNP)	P	P	P	P(170163)		
Computer software consultants	7379	Computer-related services	P(UNP) (162) (UNP)	P	P	P	P(170163)		
Lie detector services, detective agencies, investigators	7381	Detective & armored car service	P(UNP) (162) (UNP)	P	P	P	P(170163)		
Security operations, burglar and fire alarm monitoring	7382	Security systems services	P(UNP) (162) (UNP)	P	P	P	P(170163)		
Film processing & developing	7384	Photo finishing laboratories	P(UNP) (162) (UNP)	P	P	P	P(170163)		
Justices of the peace, notaries public, bondspersons, credit card service, telephone answering service, and trade shows	7389	Business services		P	P	P	P(170163)		
Call centers		Business services		P	P	P	P(170163)		
Convention facilities		Business services		P	P	P	P(170163)	P(161)	
Auto and vehicle	7389	Business services							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
repossession									
	75	AUTO REPAIR SERVICES & PARKING							
Truck rental, sales and leasing (see condition #138)	7513	Truck rental & leasing		<u>PM</u>	<u>PM</u>	<u>PM</u>			
Car rental and leasing	7514	Passenger car rental		<u>P</u>	<u>P</u>	<u>P</u>			
Parking lots & parking garages for office, commercial or industrial uses	7521	Automobile parking		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>		
General auto repair	753	Automotive repair shops		<u>PM</u>		<u>P</u>			
Auto painting and paint and body shop	7532	Auto painting; paint and body shops		<u>PM</u>		<u>P</u>			
Muffler shops	7533	Auto, exhaust repair shops		<u>PM</u>		<u>P</u>			
Automotive lube shops	7549	Automotive services, except repair		<u>PM</u>		<u>P</u>			
Automotive tire dealers (See SIC #5531)				<u>PM</u>	<u>PM</u>	<u>P</u>			
Automotive transmission repair	7537	Automotive transmission repair		<u>PM</u>		<u>P</u>			
Enclosed mechanical garages, bus, cab, truck repair	7538	General automotive repair shops		<u>PM</u>		<u>PM</u>			
Carwashes	7542	Carwashes		<u>PM</u>		<u>PM</u>	<u>PM</u>		
Automobile towing services (does not	7549	Towing services		<u>PM</u>		<u>PM</u>			



Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
include the storage, sales or dismantling of wrecked/in operative vehicles), window tinting									
	76	MISCELLANEOUS REPAIR SERVICES							
Radio & T.V. repair, auto radio, VCR and stereo repair.	7622	Radio & T.V. repair		P	P	P	P(170163)		
Heating, air conditioning and refrigeration sales & service	7623	Refrigeration service repair		P	P	P	P(170163)		
Electric appliances repair, electric tool repair, telephone repair, washing machine repair	7629	Appliance repair		P	P	P	P(170163)		
Watch & clock repair, jewelry repair	7631	Watch & clock repair		P	P	P	P(170163)		
Furniture stripping and repair, furniture refinishing	7641	Reupholster & furniture repair		P	PM	PM			
Welding shop	7692	Welding repair							
Machine shops		Machine shops							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Locksmiths, lawnmower repair, bicycle repair, sharpening services	7699	Repair services, locksmiths		P	P	P	P(170163)		
	78	MOTION PICTURES							
Video tape editing	781	Motion picture & video tape production		P	P	P	P(170163)		
Music video production, audio-visual motion picture program production, commercial T.V. production	7812	Motion picture & video tape production		P	P	P	P(170163)		
Movie theaters	7831	Motion picture theaters			P	P			
Drive-in theaters	7833	Drive-in theaters							
Video tape rental	7841	Video tape rental			P(166)	P(166)	P(163)		
	79	AMUSEMENT & RECREATION SERVICES							
Dance schools & studios	7911	Dance studios, schools and halls		<u>P</u>	P	P	<u>P</u>		
Playhouses		Theatrical producers			P	P			
Radio & television studios	7922	Theatrical producers		<u>P</u>	P	P	<u>P</u>		
Bowling centers	7922	Bowling centers			P	P			
Stadiums & arenas	7941	Sports clubs (franchise sports)		<u>P(UNP)</u>	<u>P(UNP)</u>	<u>P(UNP)</u>			
Stadiums in conjunction	7941	Sports clubs (nonfranchise)		<u>P</u>	<u>P</u>	<u>P</u>			

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
with schools		sports)							
Dog racing, horse racing, race car racing	7948	Racing, including track operation							
Recreational facilities provided by the employer of the district for exclusive use of employees, their families & guests	7991	Recreational facilities provided by the employer of the district for exclusive use of employees, their families & guests	<u>PM(165)</u>	<u>P(166)</u>	<u>P(166)</u>	<u>P</u>	<u>PM(165)</u>		
Health spas, exercising centers, aerobic classes	7991	Physical fitness facilities	<u>P (UNP) (162)(165)</u>	<u>P(166)</u>	<u>P(166)</u>	<u>P</u>	<u>P (163)(165)</u>	<u>PM (167)</u>	
Golf courses	7992	Golf courses						<u>P (UNP)</u>	
Arcades, video game	7993	Coin-operated amusement centers			<u>P</u>	<u>P</u>			
Simulated gambling establishments		Simulated gambling establishments							
Amusement parks	7996	Amusement parks							
Indoor clubs, bowling clubs, private indoor clubs, bridge clubs, indoor recreational uses	7997	Membership sports & recreation clubs (indoor uses)		<u>A</u>	<u>P</u>	<u>P</u>	<u>P (163)</u>	<u>P (UNP)</u>	
Indoor gun ranges,	7997	Membership sports &							

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
shooting galleries and ranges		recreation clubs (indoor uses)							
Outdoor clubs, golf and country clubs, private outdoor clubs, tennis clubs, swimming clubs, nonprofit parks and recreation areas, outdoor recreation uses, private recreation areas for a single-family development	7997	Membership sports & recreation clubs (outdoor uses)	<u>PM(165)</u>	<u>P(166)</u>	<u>P(166)</u>		<u>P (UNP)(165)</u>	<u>P (UNP) (167)</u>	
Outdoor gun ranges/private clubs, shooting galleries and ranges	7997	Membership sports & recreation clubs (outdoor uses)							
Fortune tellers, billiard parlors, bingo parlors, indoor skating rinks, karate instruction	7999	Amusement & recreation (indoor uses)		<u>P</u>	<u>P</u>	<u>P</u>			
Golf driving ranges, golf cart rentals,	7999	Amusement & recreation (outdoor uses)	<u>PM(165)</u>	<u>P(172) (166)</u>	<u>P(172) (166)</u>	<u>P(172)</u>	<u>P(UNP) (165)</u>	<u>P(UNP) (167)</u>	

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
ski instruction, swimming pools, tennis courts, little league and softball fields, outdoor skating rinks, amusement rides, paintball operations, day camps, rodeos, and go-cart raceway									
Ticket booths (See Sec. 38-1424)		Ticket booths (See Sec. 38-1424)							
	80	HEALTH SERVICES							
Office and clinics of doctors of medicine	8011	Offices & clinics of medical doctors	P(UNP) (162)	P	P	P	P(470163)		
Ophthalmologists & optometrists, emergency clinics	8011	Offices & clinics of medical doctors	P(UNP) (162)	P	P	P	P(470163)		
Dentists & dental labs	8021	Offices & clinics of dentists	P(UNP) (162)	P	P	P	P(470163)		
Osteopathic physicians	8031	Offices of osteopathic physicians	P(UNP) (162)	P	P	P	P(470163)		
Offices and clinics of chiropractors, optometrists, podiatrists, etc.	804	Office of clinics of other health practitioners	P(UNP) (162)	P	P	P	P(470163)		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Nursing homes, sanitariums, and convalescent homes and <u>assisted living facilities</u>	805	Skilled nursing care facilities		P	P	P	<u>P</u>		
Ambulatory surgical facilities	8062	General, medical & surgical		P	P	P	<u>P</u>		
Hospitals	8062	Hospitals		P	P	P			
Psychiatric treatment	8063	Psychiatric hospitals		P	P	P			
Cancer hospitals, children's hospitals, maternity, ear, eyes, throat, rehabilitation hospitals, etc.	8069	Specialty hospitals, except psychiatric		P	P	P	<u>P</u>		
Medical laboratories, imaging & testing facilities, etc.	8071	Medical and dental laboratories		P	P	P	<u>P</u>		
Dental laboratories	8072	Medical and dental laboratories		P	P	P	<u>P</u>		
Birthing facilities, alcohol and drug treatment, aids treatment, outpatient clinics, birth control centers	8093	Specialty outpatient facilities		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>		
	81	LEGAL SERVICES							
Attorneys services &	8111	Legal services	P(UNP) (162)	P	P	P	P(170163)		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
offices									
	82	EDUCATIONAL SERVICES							
Private kindergarten, elementary, junior high, middle and high schools	8211	Elementary, & middle & K-12 schools	<u>P(UNP)</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>		
Charter schools		Charter schools	<u>P(UNP)(139)</u>	<u>P(139)</u>	<u>P(139)</u>	<u>P(139)</u>	<u>P(139)</u>		
Public and private high schools, colleges & universities	8221	High schools, colleges, & universities & high schools		<u>P(139)</u>	<u>P(139)</u>	<u>P(139)</u>	<u>P(139)</u>		
Public kindergarten schools (see condition #139)	8211	Schools (public)(see condition #139)	<u>P(UNP)(173139)</u>	<u>P(139)</u>	<u>P(139)</u>				
Public elementary schools (see condition #139)	<u>8211</u>	Schools (public)(see condition #139)	<u>P(UNP)(173139)</u>	<u>P(139)</u>	<u>P(139)</u>	<u>P(139)</u>			
Public middle schools (see condition #139)	8211	Schools (public)(see condition #139)	<u>P(UNP)(139)</u>	<u>P(139)</u>	<u>P(139)</u>	<u>P(139)</u>			
Libraries	8231	Libraries		<u>P</u>	<u>P</u>	<u>P</u>	<u>P(174)</u>		
Technical & trade schools, vocational schools, computer software schools, aviation schools (excluding flying)	824	Vocational schools		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
instruction)									
Auto driving instruction, music and drama schools, vocational counseling, exam preparatory schools, ceramics schools, modeling schools, personal development schools, tutoring	8299	Auto driving instruction		P	P	P	P		
	83	<b>SOCIAL SERVICES</b>							
Marriage counselors, diet counseling, human services, social services, youth counselors	8322	Individual & family services (except adult day care centers)	P(UNP) (162)	P	P	P	P(174)		
Community centers		Community centers		P	P				
Job counseling, job training, skill training workshops, vocational rehabilitation agencies	8331	Job training & related services		P	P	P	P(170163)		
Crisis center, juvenile correction home, training	8361	Residential care							



Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
schools for delinquents, drug rehab center and juvenile group homes, children's homes, alcohol rehab centers, halfway homes for delinquents									
Community correction centers; juvenile correction homes	8361	Community correction centers; juvenile correction homes							
Privately run adult correctional facilities and prisons	8744	Facilities support management services							
	84	MUSEUMS, BOTANICAL, ZOOLOGICAL							
Museums & art galleries	8412	Museums, art galleries	P(UNP) (+62165)	P(166)	P(166)	P	P(174165)		
Botanical zoological gardens & facilities	8422	Botanical zoological gardens	PM(165)	P(166)	P(166)		PM(165)	PM(167)	
	86	MEMBERSHIP ORGANIZATIONS							
Dorms, frats, sorority houses	8641	Civic, social, fraternal associations		P	P	P(UNP)			
Churches, mosques, synagogues, temples and other	8661	Religious institutions	P(UNP) (162) (UNP)	P	P	P	P(UNP) (170163) (UNP)		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
religious institutions with or without attendant schools, educational buildings and/or recreational facilities									
	87	ENGINEERING & MANAGEMENT SERVICES							
Engineering offices, surveyors	871	Engineering & architectural services	P(UNP) (162) (UNP)	P	P	P	P(170163) ( )		
Architects	8712	Architectural services	P(UNP) (162) (UNP)	P	P	P	P(170163) ( )		
Accountants offices and tax consultants, bookkeeping	8721	Accounting, auditing, bookkeeping	P(UNP) (162) (UNP)	P	P	P	P(170163) ( )		
Research services, public relations councils	873	Research & development, testing services		P	P	P	P(170163) ( )		
Biotechnology research, design, laboratories & testing facilities				P(171168) ( )	P(171168)	P(171168)	P(163)		
Market researchers, manufacturing representatives	8742	Management consulting services	P(UNP) (162) (UNP)	P	P	P	P(170163) ( )		
Public relations councils	8743	Public relations services	P(UNP) (162) (UNP)	P	P	P	P(170163) ( )		
Safety consultants	8748	Business consulting	P(UNP) (162)	P	P	P	P(170163) ( )		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
			(UNP)						
Aerospace or military-related development offices, laboratories or (indoor) testing facilities		Engineering & management services		P(171168)	P(171168)	P(171168)			
	89	SERVICES, not elsewhere classified							
Authors, composers, geologists, actuaries, planners	8999	Services, authors & composers	P(UNP) (162) (UNP)	P	P	P	P(170163)		
		PUBLIC ADMINISTRATION							
	91	EXECUTIVE, LEGISLATIVE							
Orange County governmental facilities and uses. See Sec. 38-5		Orange County governmental facilities and uses. See Sec. 38-5	<u>SEE</u>	<u>SE</u>	<u>CT</u>	<u>ION</u>	<u>38-</u>	<u>5</u>	
Government offices	911	Executive offices		P	P	P	P(170163)		
	92	JUSTICE, PUBLIC ORDER & SAFETY							
Courthouses	921	Courts		P	P				
Highway patrols, sheriff's offices, police depts.	9221	Public order and safety		P	P		P(174163)		
Jails, correctional institutions	9223	Correctional institutions							
Fire stations	9224	Fire protection	P(UNP) (162)	P	P		P(174163)		

Uses Per Zoning Code	SIC Group	Land Use	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space	Category
Public finance & taxation offices	93	PUBLIC FINANCE, TAXATION & MONETARY POLICY		P	P	<u>P</u>	<u>P</u>		
Public health, education, social human resource offices	94	ADMINISTRATION OF HUMAN RESOURCE PROGRAMS		P	P	<u>P</u>	<u>P</u>		
Environmental, housing, urban planning & land management offices	95	ADMINISTRATION OF ENVIRONMENTAL QUALITY & HOUSING PROGRAMS		P	P	<u>P</u>	<u>P</u>		
Housing authorities	9531	Administration of housing programs		P	P	<u>P</u>	<u>P</u>		
Economic development commissions, transportation program, public utilities & agricultural programs	96	ADMINISTRATION OF ECONOMIC PROGRAMS		P	P	<u>P</u>	<u>P</u>		
	97	NATIONAL SECURITY							
Uses of national defense	971	National security		<u>P</u>	<u>P</u>		<u>P</u>		

P = Permitted use

S = Permitted by Special Exception ~~required~~

(#) = Conditions apply

PM = Permitted with approval of the Planning and Zoning managers

P(UNP) = Permitted only if shown when identified on the an approved UNP (Unified Neighborhood Plan). ~~The UNP is the Town Center's version of a Land Use Plan (LUP)~~

(A) = Ancillary Use Only

(S) Special Exception (BZA) required

- (156) Category 1 B Standards: Attached residential limited to eight (8) units per building. Nonresidential uses must front on the following road types: Collector, Parkway or Avenue.
- (157) Category 1 C Standards: MF in a Retail/Wholesale District limited to two hundred twenty five (225) units, and only one (1) MF development (regardless of units) allowed in the R/W District.
- (158) Garage apartments permitted per Town Center development standards.
- (159) Live Work Units Requirements:
1. No more than two (2) employees, in addition to the resident owner or employee of the business, shall be permitted to work or report to work on site.
  2. A minimum of eighty (80) percent of a structure's street front façade at street level shall be occupied by nonresidential uses.
  3. Live/work units that exceed two thousand (2,000) square feet must have at least two (2) exits.
  4. Loading or unloading associated with a business occupying a live/work unit shall be from the rear of the unit.
  5. A residential use will be permitted within the nonresidential portion of the building for a maximum period of three (3) years from the date of issuance of the certificate of occupancy. No extension of the three-year period shall be permitted.
  7. Required parking will be based on the applicable parking standard for the nonresidential use or the closest similar use, plus one (1) space for the residential use.
  8. The external access for the nonresidential component shall be oriented to the street and should have at least one (1) external entrance/exit separate from the living space. The entrance to the business component shall be located on the ground level. Access to the nonresidential component of each live/work unit shall be clearly separate from the common walkways or entrances to the other residential units within the development, or other residential units in adjacent developments.
  9. The live/work unit shall have a minimum ground floor height of thirteen (13) feet.
- (160) Farmers Markets are permitted in property owners association or approved county owned common areas, cannot utilize any required parking areas, can operate only between 10:00 a.m. and 4:00 p.m. on one (1) weekend.
- (161) Hotels/convention facilities permitted for Orange County National Golf Course.
- (162) See Category 2 A, 5 A, 6 A & 9 A Urban Residential Standards: Sites limited to corner lots on parkway or avenue; one (1) per block; six hundred (600) feet spacing between other commercial uses; four (4) on-site parking spaces maximum.
- (163) See Category 2 A Corporate Neighborhood Center Standards: Buildings limited to twenty five thousand (25,000) square feet maximum; individual tenants maximum at five thousand (5,000) square feet; one (1) building in the CNC may be up to twenty thousand (20,000) square feet.
- (164) See Category 2 A Campus Mixed Use Standards: Buildings limited to five thousand (5,000) square feet maximum; no multi-tenant buildings permitted.
- (165) Category 1A Standards: Attached residential limited to five (5) units per building. Nonresidential uses must front on the following road types: collector, parkway or avenue.
- (166) See Category 2B Town Center Standards: Seventy five thousand (75,000) square feet maximum per individual use type at any development site (including outdoor storage/display areas).
- (167) See Category 3 A Neighborhood Park Standards: See Planning for appropriate uses and locations. (Uses should minimize neighborhood impacts for noise, lighting and parking, and should be centrally located within a ten-minute walk for majority of planned homes in neighborhood).
- (168) See Category 3 B Town Center Park Standards: See UNP approved uses and locations. (Uses should minimize abutting property impacts for noise, lighting and parking, and have primary frontage on Collector, Parkway or Avenue.)
- (169) See Category 3 C Specialty Park Standards: See UNP for approved uses and locations. (Uses shall be located and operated to minimize adverse impacts to adjoining residential uses.)
- (170) See Category 5 A & 6 A Corporate Neighborhood Standards: Twenty five thousand (25,000) square feet max building size; five thousand (5,000) maximum square feet tenant size.
- (171) See Category 8 A High Tech Standards: Uses allowed are those for development, refinement, testing up to and including reproduction manufacturing of advanced technological products.
- (172) See Category 8 B Clean Tech Research Standards: See definition of "8 B Industries" for description of allowable uses.
- (173) See Category 9 A Elementary Schools Location Standards: Centrally located in the district in which it is located,

and adjoining a collector, parkway or avenue.

(174) – See Category 9-A Corporate Neighborhood Center Standards: Five thousand (5,000) square feet maximum per use.

(175)[Reserved]

*Section 2. Amendments to Section 38-79 (“Conditions for permitted uses and special exceptions”).* Section 38-79 is amended to read as follows with additions being shown by underlines and deletions being shown by strike-throughs:

**Sec. 38-79. Conditions for permitted uses, ~~and special exceptions, etc.~~**

The following numbered conditions shall correlate with the numbers listed in the use table set forth in section 38-77 and the Horizon West Town Center Land Use Table set forth in section 38-77.1:

\* \* \*

(153) Big box development may be permitted subject to the following conditions:

\* \* \*

x. The following provisions shall apply to the Horizon West Town Center only. Where the provisions of Division 8.5 conflict with any other Code provisions, the provisions of Division 8.5 shall apply:

Big box retail buildings shall be permitted within the Retail / Wholesale (RW) and Traditional Town Center (TTC) Districts of the Town Center. Prior to filing a Preliminary Subdivision Plan (PSP) or Development Plan (DP) application, applicants shall meet with Orange County staff to review ingress and egress, building elevations, and any other requirements (as applicable). The requirement for a detailed traffic study addressing impacts within the Horizon West Town Center RW and TTC districts for big box developments may be waived by the Transportation Planning Division if

such impacts are or were sufficiently addressed by a PD/UNP traffic study.

Big box sites shall be designed to allow for the evolution of a mixed use urban form within a hierarchy of connected blocks, streets, and pedestrian facilities through building orientation, parking area configuration, and access ways and shall have a maximum 2.00 FAR. When located on a primary framework “main” street frontage, the main entrance and storefronts of a big box building shall have direct access and visibility from the primary frontage. When located at a terminus of the primary “framework street” (at a T intersection) the main entrance of the building shall be oriented to the primary framework street. On all other roadways or streets, the primary pedestrian entrance may face surface parking areas. The rear walls of a big box building or service area may abut the road right of way, but shall be designed to mitigate the building mass. All off-street surface parking “sub-lots” shall be defined by pedestrian pathways or greenways that are separated by no more than six (6) rows of one-way angled parking, or no more than four (4) rows of 90-degree two-way drive lane parking configurations. Pedestrian pathways or greenways shall consist of uninterrupted (except at crosswalks) landscaped pedestrian sidewalks and shall connect the sidewalks along the big box structure's foundation to the perimeter rights-of-way sidewalks, transit stops, and all outparcel sidewalks. The Planning and/or Zoning Manager may permit alternatives that are deemed consistent with the intent of this section.

In addition to the requirements of Section 38-1390.53 (a)&(b) and Section 24-4(k)(2-4), the rear or sides of a Town Center big box building shall be located no closer than one hundred (100) feet from the nearest property line of any single-family detached residential lot. Where there is no street and streetscape separating a big box building and a single-family property line, the minimum 100-foot distance buffer shall include a continuous, uninterrupted, opaque landscape buffer within the fifty (50) feet closest to the single-family property, with approved shade tree species planted at forty (40) feet on-center. In addition, stormwater management or other uses may occur only within the fifty-foot (50') buffer area closest to the big box building. Berms as outlined in Section 24-4(k)(1) shall not be required.

Town Center big box buildings are encouraged to maximize energy and water efficiency, protect air and water quality, and reduce solid waste. Furthermore, big box sites shall be designed to reduce the adverse impacts of large stormwater management areas by incorporating an evolving urban form and by utilizing sustainability best management practices. These practices may include Low Impact Development (LID) techniques, U.S. Green Building Council (USGBC), or ENERGY STAR building techniques (a joint program of the U.S. Environmental Protection Agency and the U.S. Department of Energy).

\* \* \*

(156) ~~Category 1 B Standards:~~ Attached single-family residential limited to eight (8) units per building. ~~Nonresidential uses must front on the following types: Arterial, Collector, Parkway or Avenue.~~

(157) ~~Category 1 C Standards:~~ MF in a Retail/Wholesale District limited to ~~two~~three hundred ~~twenty five (225)~~300 units, and only one (1) MF development (regardless of units) allowed in the R/W District.

(158) Garage apartments permitted per Section 38-1390.56 of the Town Center development standards.

(159) Live-Work Units Requirements:

a1. No more than two (2) employees, in addition to the resident owner or resident employee of the business, shall be permitted to work or report to work on-site.

b2. A minimum of eighty (80) percent of a structure's street front facade at street level shall be occupied by nonresidential uses.

c3. Live/work units that exceed two thousand (2,000) square feet must have at least two (2) exits.

d4. Loading or unloading associated with a business occupying a live-work unit shall be from the rear of the unit.



e5. A residential use will be permitted within the nonresidential portion of the building for a maximum period of three (3) years from the date of issuance of the certificate of occupancy. ~~No extension of the three year period shall be permitted.~~ Renewal shall require Planning and Zoning manager approval.

f6. Required parking will be based on the applicable parking standard for the nonresidential use or the closest similar use, plus one (1) space for the residential use.

g7. The external access for the nonresidential component shall be oriented to the street and should have at least one (1) external entrance/exit separate from the living space. The entrance to the ~~business non-residential~~ component shall be located on the ground level. Access to the nonresidential component of each live/work unit shall be clearly separate from the common walkways or entrances to the ~~other~~ residential units within the development, or other residential units in adjacent developments.

h8. The live/work unit shall have a minimum ground floor height of thirteen (13) feet.

i. Nonresidential uses permitted in live-work dwelling units and located in the Retail / Wholesale District shall include art gallery; artist studio; professional studio; office (not including dental/medical office and clinic); and other similar activities as determined by the Planning and Zoning Managers.

(160) Farmers Markets are permitted in property owners association or approved county owned common areas, cannot utilize any required parking areas, can operate only between ~~10:00~~7:00 a.m. and ~~4:00~~10:00 p.m. on one (1) weekend day per week, and must be approved by the Zoning and Planning Managers. ~~Any utilization of community building indoor space is limited to fifteen (15) percent of the total FM area.~~

(161) Hotels/Convention Facilities permitted for Orange County National Golf Course.

(162) May be permitted by location in a UR district limited to: Corner lots on parkway or Avenue; one (1) per block; 600-foot spacing between other nonresidential uses; four (4) on-site parking spaces maximum; one thousand five hundred (1,500) square feet maximum per site; one (1) tenant maximum per site. See Category 2 A, 5 A, 6 A and 9 A Urban Residential Standards: Sites limited to: Corner lots on Parkway or Avenue; one (1) per block; 600-foot spacing between other commercial uses; four (4) on-site parking spaces maximum; one thousand five hundred (1,500) square feet maximum per site; one (1) tenant maximum per site.

(163) In a Corporate Neighborhood Center limited to a minimum thirty thousand (30,000) square feet. See Category 2 A Corporate Neighborhood Center Standards: Buildings limited to: twenty five thousand (25,000) square feet maximum; individual tenants maximum at five thousand (5,000) square feet; one (1) building in the CNC may be up to twenty thousand (20,000) square feet.

(164) In a Corporate Campus Mixed Use District use may be permitted by location, pursuant to Section 38-1390.23, and limited to a maximum seven thousand five hundred (7,500) square feet. See Category 2 A Corporate Campus Mixed Use Standards: Buildings limited to: five thousand (5,000) square feet maximum; No multi tenant buildings permitted.

(165) Uses should minimize neighborhood impacts for noise, lighting, and parking, and should be centrally located within a ten-minute walk for the majority of planned homes in neighborhood. Category 1 A Standards: Attached residential limited to five (5) units per building. Nonresidential uses must front on the following road types: Collector, Parkway or Avenue.

(166) Uses should minimize abutting property impacts for noise, lighting, and parking, and have primary frontage on a Collector, Parkway or Avenue. See Category 2-B Town Center Standards: seventy five thousand (75,000) square feet maximum per individual use type at any development site (including outdoor storage/display areas).

(167) Uses shall be located and operated to minimize adverse impacts to adjoining residential uses. Use may be permitted by location, pursuant to Section 38-1390.23, within an Open Space district. Orange County National Golf Course is permitted within the Open Space district as designated on the Town Center Land Use Plan. See Category 3-A Neighborhood Park Standards: See Planning for appropriate uses and locations. (Uses should minimize neighborhood impacts for noise, lighting and parking, and should be centrally located within a ten minute walk for majority of planned homes in neighborhood.)

(168) Uses allowed are those for development, refinement, and testing including preproduction manufacturing of advanced technological products. See Category 3-B Town Center Park Standards: See UNP approved uses and locations. (Uses should minimize abutting property impacts for noise, lighting and parking, and have primary frontage on Collector, Parkway or Avenue.)

(169) Uses allowed are for clean tech research, development, testing, and minor manufacturing by non-agricultural based alternative fuels and energy production firms; environmental engineering and consulting firms (including, but not limited to, development of water and wastewater treatment and conservation technology, air purification, environmental testing and analysis, environmental remediation services and the development of biodegradable materials and fabrics); technologies that increase resource use efficiency (including the development of hybrid vehicle technology, light materials for vehicles, and smart logistics software); nano-technology; the development of “smart construction” and biodegradable materials and fabrics; environmental testing and analysis; and remediation services. See Category 3-C Specialty Park Standards: See UNP for approved uses and locations. (Uses shall be located and operated to minimize adverse impacts to adjoining residential uses.)

(170) Permitted with retail when the manufacturing is limited in scale, directly related to the retail use, and the products are primarily sold within the retail store. See Category 5-A and 6-A Corporate Neighborhood Standards: Twenty five thousand (25,000) square feet maximum

~~building size; five thousand (5,000) maximum square feet  
tenant size.~~

~~(171) Uses are limited to small-scale manufacturing of works of art and design when associated with: art gallery, artist studio, fashion design studio, professional design studio, and other similar activities as determined by the Planning and Zoning Managers. See Category 8-A High Tech Standards: Uses allowed are those for development, refinement, testing up to and including preproduction manufacturing of advanced technological products.~~

~~(172) Limited to golf driving range, swimming pools, baseball batting facility, tennis courts, and other similar activities as determined by the Planning and Zoning Managers when integrated with and connected to the building(s) where the primary use is retail sales of sporting / fitness products, entertainment facilities or restaurants. See Category 8-B Clean Tech Research Standards: See Definition of 8-B Industries for description of allowable uses.~~

~~(173) Self-storage facilities may be permitted subject to the Village Planned Development Code Sec. 38-1389(c)(2)(d); provided, however, in town center, self-storage facilities shall have a maximum building length of three hundred twenty-five (325) feet. See Category 9-A Elementary Schools Location Standards: Centrally located in the district in which it is located, and adjoining a Collector, Parkway or Avenue.~~

~~(174) Indoor showroom only. See Category 9-A Corporate Neighborhood Center Standards: five thousand (5,000) square feet maximum per use.~~

~~(175) Uses allowed only when internal to a building, no outside display, storage or production.~~

~~Reserved.~~

~~\* \* \*~~

~~(180) Micro-breweries, micro-wineries, craft distilleries, and brewpubs. Manufacturing operations that produce alcoholic beverages for on-site consumption and off-~~

site sales, and related uses, may be allowed as an accessory use via a determination by the Planning and Zoning managers subject to the following criteria:

a. Up to 49% of the floor area may be used for a micro-brewery, micro-winery, or craft distillery (or any combination thereof), with the remaining floor area used for restaurant, tasting room or retail operations; and

b. The maximum production allowed per calendar year for micro-breweries, micro-wineries, craft distilleries, and brew-pubs is as follows:

- i. As allowed by applicable licenses from the Florida Department of Business and - Professional Regulation, Division of Alcoholic Beverages and Tobacco;
- ii. Brewpubs-not to exceed 15,000 barrels;
- iii. Micro-breweries-up to 15,000 barrels;
- iv. Micro-wineries-up to 100,000 gallons; and
- v. Craft distilleries-up to 15,000 gallons

c. Required parking shall be determined by the square footage for restaurant and manufacturing portions of the establishment pursuant to Code Section 38-1476.

**Section 3. Amendments to Division 8.5, Article VIII, Chapter 38 (“Horizon West Town Center Planned Development Code”).** Division 8.5, Article VIII, of Chapter 38 is amended to read as follows with additions being shown by underlines and deletions being shown by strike-throughs:

\* \* \*

**Sec. 38-1390.2. Purpose and intent.**

The purpose of the Town Center Planned Development Code is to implement the Horizon West Town Center ~~Specific Area Plan (TCSAP)~~, as more fully set forth in the Orange County Comprehensive Plan, and more specifically in Future Land Use Element Goal FLU4 and its associated objectives and policies. The goals, objectives and policies related to ~~of~~ the Horizon West Town Center ~~SAP~~ and Comprehensive Plan are based upon the development principles listed below. These principles are included to illustrate the intent supporting the Town Center PD Code and shall be utilized, where necessary, to determine how the Town Center PD Code will be applied in cases of uncertainty.

(a) The purpose and intent of the Town Center PD Code is as follows:

(1) To implement the Goals, Objectives and Policies ~~of the~~ related to the Horizon West Town Center Specific Area Plan (SAP) and the found in the Orange County Comprehensive Plan.

\* \* \*

**Sec. 38-1390.4. Map provisions.**

(a) The Town Center Land Use District boundaries shall be depicted on each approved Planned Development/Unified Neighborhood Plan "Districts" Map.

(b) The regulations applicable to the Horizon West Town Center Land Use Districts are written to be applied generally to all uses and development types throughout a specific District. Districts represent separate and distinct place types that were defined ~~as part of the Specific Area Plan Recommended Land Use Plan~~ during the original adoption of a Town Center land use plan adopted by the Board of County Commissioners, and now reflected on the overall Horizon West Special Planning Area Land Use Map.

(c) The PD/UNP confirms the location and specific boundaries of any one (1) or more of the six (6) District types. The purpose and intent of each of these Districts is more fully described in subsequent sections of this Town Center PD Code.

(d) Any addition or deletion of property, or changes to the Neighborhood Planning Area boundaries and land use districts identified on in the originally adopted SAP Town Center land use plan shall be processed considered through the PD/UNP plan review process as described in section 38-1390.13 as an amendment to the Comprehensive Plan. Such changes and adjustments shall be evaluated for consistency with the following, and shown on the Horizon West Special Planning Area Land Use Map when approved:

(1) General Village principles outlined in FLU4.1.1;

(2) Minimum densities for each Village summarized in FLU4.1.4;

(3) Consistency with Adequate Public Facilities (APF) and open space requirements for each Village identified in FLU4.2.2, FLU4.6.8 and/or APF Ordinance as codified at Division 2, Article XIV, Chapter 30 of the Orange County Code; and

(4) Consistency with Village Greenbelt requirements of FLU4.5.1 and Transfer of Development Rights (TDR) provisions for each Village identified in FLU4.5.3, FLU4.5.4 and/or TDR Ordinance as codified at Division 3, Article XIV, Chapter 30 of the Orange County Code.

\* \* \*

**Sec. 38-1390.6. Land use determinations and interpretations**

In the event of uncertainty, or where no land use type listed in Section 3 [subdivision III] corresponds with the requested use, then the listed land use type with the most similar characteristics, as determined by the Planning and Zoning Managers, shall apply. Notwithstanding the provisions of Section 30-43, appeals of Planning and Zoning Manager determinations regarding Section 38-77.1, Horizon West Town Center Land Use Table, may be appealed to the Development Review Committee (DRC).

\* \* \*

**Sec. 38-1390.13. Planned development/unified neighborhood plan review (PD/UNP).**

PD/UNP review is intended to ensure that the Neighborhood Planning Areas of the Horizon West Town Center are developed in a cohesive, integrated, big-picture manner. Specifically, PD/UNPs shall demonstrate how development within the Neighborhoods can create a sense of community, ensure that wetland areas are not unnecessarily interrupted, that lake and wetland edges are protected, and street and pedestrian/bikeway connectivity will be achieved. PD/Unified Neighborhood Plans will, over time, encompass the entirety of each of the five (5) Neighborhood Planning Areas (NPA) identified ~~through~~ on the Town Center Specific Area Plan (TCSAP) land use plan Horizon West Special Planning Area Land Use Map. However, each NPA includes multiple property owners. Therefore, the administrative procedures for implementation of the Town Center Code must anticipate the need for an incremental PD/UNP review, approval and amendment process.

The Planned Development (PD) component of the PD/UNP establishes the boundaries of land use districts authorized by the Town Center Code ~~and described through the Specific Area Plan Recommended Land Use Plan Map for Town Center~~. The PD also establishes the development program of land uses authorized by the ~~SAP~~ and Comprehensive Plan.

The Unified Neighborhood Plan component of a PD/UNP includes, but is not limited to, several categories of information such as a Connectivity Analysis and a Stormwater Alternatives Analysis. Several of the required elements may be ~~submitted~~ addressed with the initial PD/UNP submittal for all or a portion of a Neighborhood Planning Area, or ~~deferred and addressed to submittal~~ with each Preliminary Subdivision Plan (PSP) or Development Plan (DP) for all or a portion of the area included in the approved PD/UNP. The purpose of the Connectivity Analysis is to ensure that proposed vehicular and pedestrian facilities provide appropriate and sufficient connections with lands or vehicular/pedestrian facilities that adjoin, are located within the same land use district, or are located within the same Neighborhood Planning Area. The purpose of the Stormwater Alternatives Analysis is to identify one (1) or more Low Impact Development techniques which



may be utilized as part of the stormwater management plan, and to determine opportunities available to create joint use (master) stormwater retention and detention facilities within the area of the PD/UNP and/or with other property owners. The Stormwater Alternatives Analysis does not preclude a single development from implementing its own on-site stormwater management system.

**Sec. 38-1390.14. When UNP/PD required.**

~~(a)~~—UNP Review is required for every Neighborhood Planning Area (NPA) and/or Land Use District identified on the Town Center land use plan Specific Area Plan ~~Recommended Land Use Plan~~. Approval of a PD/UNP is a required prerequisite to the acceptance for review of any application for Preliminary Subdivision Plan or ~~/~~Development Plan Review for sites within the area of an approved PD/UNP. ~~Exceptions to this requirement are as follows:~~

~~(1)~~—Provided, however, PD/UNP Review is not required for building or development sites contained within an Open Space District designated on the ~~Town Center TCSAP Recommended Land Use Plan~~ Horizon West Special Planning Area Land Use Map. Under this circumstance the applicant may proceed to Preliminary Subdivision Plan or ~~/~~Development Plan Review for the subject property.

**Sec. 38-1390.15. General requirements.**

(a) A Planned Development / Unified Neighborhood Plan (PD/UNP) may include all or a portion of one (1) or more Town Center Neighborhood Planning Areas.

(b) As part of the A-PD/UNP review, an applicant shall address ~~include all the~~ elements described in section 38-1390.16. However, Tthe following elements may be deferred by the applicant to the Preliminary Subdivision Plan or Development Plan stage for any portion of the property included in the PD/UNP.

(1) Master Street Plan and Connectivity Analysis (see section 38-1390.16(a)(4), for additional information).

(2) Master Block Design Element.

(3) Proposed Parks and Open Space, Civic Spaces and Sites, and Gateways Element - Part 2.

(4) Stormwater Alternatives Analysis (see section 38-1390.16(a)(4)d., for additional information).

(c) The PD/UNP Application and Review Process shall be comprised of the following elements:

(1) *Pre-Application Conference.* Except where this requirement is specifically waived by the DRC Chairman, the applicant shall meet with the Development Review Committee prior to submitting the application to discuss basic procedures and requirements, and to consider the physical characteristics of the Neighborhood Planning Area (NPA), the proposed development, the policies of the Comprehensive Plan, ~~the principles of the Town Center Specific Area Plan (TCSAP),~~ and vehicular and pedestrian connections to adjoining areas within or external to the subject property, TCSAP the NPA, or the overall Town Center boundary.

(2) *Submittal of the Application.* The applicant shall submit to the Development Review Committee staff a Planned Development/Unified Neighborhood Plan application which conforms to the requirements specified herein. No application shall be deemed accepted unless it is complete.

(3) *Development Review Committee (DRC).* Upon acceptance of a complete application, copies shall be forwarded to all members of the DRC. The members shall meet to review the complete application.

(4) *Request for Additional Information (if necessary).* If the DRC staff finds that additional information is needed for the proper review of the application, the applicant shall be notified in writing within ten (10) working days following the DRC review meeting for the application, specifying the information needed. Submittal and review of such information shall be the same as for the original application.

(5) *DRC Action.* Following review by the DRC, the application shall be forwarded with a finding of consistency or inconsistency with the adopted Comprehensive Plan and a recommendation for approval or denial (with or without conditions), to the Planning and Zoning Commission (PZC). The applicant shall file the required number of copies of the revised application and supporting documents within ten (10) working days of the DRC review meeting which concludes the application review. Failure to file the necessary documents shall render the application void.

(6) *PZC Action.* A public hearing shall be conducted by the Planning and Zoning Commission to review the PD/UNP application, including any conditions of approval recommended by the Development Review Committee. The PZC shall make a recommendation to the Board of County Commissioners whether to find the application consistent (or inconsistent) with the Comprehensive Plan and approve (or deny) the PD/UNP application.

(7) *BCC Action.* A public hearing shall be conducted by the Board of County Commissioners to review the PD/UNP application, including any conditions of approval recommended by the Development Review Committee and the Planning and Zoning Commission. The BCC shall determine whether the application is, or is not, consistent with the adopted Comprehensive Plan and ~~Town Center Specific Area Plan~~ and shall approve, approve with conditions, or deny the PD/UNP application.

(8) *Conditions.* When the DRC completes the review of any PD/UNP it may recommend appropriate conditions and safeguards in conformity with the intent and provisions of this Code, including any of those listed below. Conditions may be related to:

a. *Transportation Connectivity* specifying modifications to the PD/UNP that maintain or improve connectivity envisioned ~~by~~ within the Town Center SAP;

b. *Block Size/Orientation* specifying modifications to the PD/UNP that address consistency Code provisions relative to blocks, pedestrian passageways and connectivity;

c. The *phasing of the transportation, stormwater or civic space improvements* required for development of Land Use Districts and/or Neighborhood Planning Areas;

d. Provision or extension of potable water, stormwater, sanitary sewer or other required utility service;

e. Provision of public safety facilities or services;

f. *Land Use District Based Development Program* elements specifying modifications that address consistency with the Comprehensive Plan policies for the Town Center;

g. *Density or Intensity Bonus* requests, density or intensity/open space/TDR transfer requests, *proposed use conversions* based on a conversion/equivalency matrix, specifying modifications that address consistency with: the Comprehensive Plan policies for Town Center; the Town Center Code; or other provisions of the Orange County Code of Ordinances;

h. The *phasing of development program elements* of Town Center Land Use Districts;

i. Any request for the establishment of sites and/or areas for uses permitted by location within the PD/UNP;

j. Conditions related to any Agreement required for submittal with the PD/UNP; or

k. Modifications to Land Use District boundaries.

(d) Communication Towers. All communication towers shall comply with the requirements of section 38-1427 of the Orange County Code except that chain link fencing and opaque wall systems are prohibited. Decorative or ornamental metal fencing allowing transparency, with the exposed picket points for security, may be used around the base. Barbed wire, if any, should be on the interior side of the fence. Landscaping requirement may not be waived where adjacent to lands that

may be developed or visible from a public right-of-way. In order to further the intent of Section 38-1427(n)(5), camouflage facilities for communication towers shall, when practicable, include architectural elements in building structures, including, but not limited to, church steeples, clock towers, bell towers, chimneys, rooftop cupolas, as well as flagpoles. Communication towers may be a permitted use in the areas designated as APF parks and schools as well as in the Corporate Campus Mixed Use, Retail/Wholesale, and Corporate Neighborhood Center Districts provided the Planned Development (PD) / Unified Neighborhood Plan (UNP) has identified communication towers as a permitted use. Communication towers shall be prohibited in all other residential districts, designated upland greenbelts (perimeter upland buffers and open space), wetlands (conservation areas), and wetland upland buffers.

\* \* \*

**Sec. 38-1390.18. Preliminary subdivision plan review.**

Except for mass grading which shall require a development plan, preliminary subdivision plan (PSP) review shall be required ~~only~~ for all single family residential and other developments within the town center where the PD/UNP elements described in section 38-1390.15 ~~have been~~ were expressly deferred to PSP review. Procedural requirements and specifications for PSPs shall be as set forth in chapter 34, articles III and IV, and modified through the provisions and additional requirements identified below. The development review committee (DRC) shall review all PSPs for consistency with the approved PD/UNP, Town Center PD Code and other applicable county Code requirements not otherwise contained herein.

\* \* \*

~~Modifications to provisions of chapter 34, articles III and IV, applicable to lands within Town Center:~~

~~(a) Section 34-131 Preliminary subdivision plan and supporting data. The following modifications and additions to the provisions of section 34-131 are applicable:~~

~~(1) 34 131(b)(9) The existing Land Use District or districts, the proposed minimum lot size and width, the proposed land use type or types consistent with the land use categories identified in the approved PD/UNP, the development program (in dwelling units, square feet of gross floor area or hotel rooms) applicable for the tract, and proposed residential density and nonresidential floor area ratio based on net developable acreage.~~

~~(2) 34 131(b)(12) Adjacent Land Use and/or Zoning Districts on opposite side of right of way.~~

~~(3) 34 131(b)(13) All requests for variances or waivers shall be noted on plan with appropriate County Code reference and justification.~~

~~(4) 34 131(b)(17) Where more than one (1) setback applies to a lot, the building placement standard or other setback referenced in the Town Center Code shall apply.~~

~~(5) 34 131(b)(17)b. Indicate by the use of notes the applicable building placement standard or other setbacks for the Land Use District.~~

~~(6) 34 131(b)(21) Location of all sites for permitted by location uses approved with the PD/UNP, or proposed with the PSP. List all approved or proposed compatibility conditions/standards relative to uses permitted by location.~~

~~(7) 34 131(b)(22) List and describe all: requests for district to district, neighborhood planning area to neighborhood planning area requests to transfer elements of a development program; requests for conversion of one (1) development program use type to another utilizing the approved conversion matrix; and, requests for transfers of development rights. Copies of the proposed/executed TDR Agreement shall be provided. When the applicant for the PSP was not the applicant for the PD/UNP, an assignment of development program entitlements authorized by the PD/UNP applicant or successor shall be provided. The assignment of entitlements shall equal the proposed development program associated with the PSP.~~

~~(8) 34 131(b)(23) In tabular and/or graphic form list any requested development program bonus~~

~~for the provision of workforce housing or additional open space and provide a justification for each request. Also indicate the Land Use District to which the bonus entitlements will be assigned.~~

~~(9) — 34-131(g)(1) — Master Street Plan and Connectivity Analysis. The graphic and tabular information described in 38.02.07(4)(a) [sic] shall be provided with the PSP if not previously included and reviewed with the PD/UNP.~~

~~(10) — 34-131(g)(2) — Provide a copy of the applicable Road Agreement and an assignment of trip capacity from a signatory to the Agreement if the applicant for this PSP is not a signatory to that Agreement. Also, provide a calculation of PM Peak Hour Trips for the development program associated with the PSP.~~

~~(11) — 34-131(h)(1) — Stormwater Alternatives Analysis. The graphic and tabular information described in 38.02.07(4)(d) [sic] shall be provided with the PSP if not previously included and reviewed with the PD/UNP.~~

~~(12) — 34-131(i)(1) — Covenants, Conditions, Restrictions, Agreements and Grants (CC&R). Provide copies of all CC&Rs which will govern the use, maintenance and continued protection of buildings, structures, drainage systems, landscaping, street rights of way, sidewalks, bicycle and pedestrian facilities, on street parking, and any other physical element of the PSP.~~

~~\* \* \*~~

### **Sec. 38-1390.20. Development plans.**

Excluding single family residential projects with the exception of development plans which are required for mass grading, Development Plan (DP) review shall be required for all lands within Town Center. Procedural requirements and all specifications for DPs shall be as set forth in chapter 38, sections 38-1203 and 38-1206, and modified through the provisions and additional requirements identified below. The Development Review Committee (DRC) shall review all DPs for consistency with the approved PD/UNP, applicable Preliminary Subdivision Plan, Town Center PD Code and other applicable County Code requirements not otherwise

contained herein. The purpose of Development Plan (DP) review is intended to ensure that development will occur according to limitations of use, design, density, coverage and phasing stipulated with the PD/UNP or otherwise required by the provisions of the County Code.

Modifications to provisions of chapter 38 applicable to lands within Town Center:

(a) Development Plan review and approval is required for every non-single family residential building or development site within an approved PD/UNP or exempt Open Space District. Approval of a DP is a required prerequisite to: submittal of an Application for Building Permit/Site Development Plan for an individual development or building site; final approval of construction plans for public infrastructure; and, issuance of any permits, including grading and construction permits, within the area of any approved PD/UNP or exempt Open Space District.

(b) A DP must be submitted to the County for review by the Development Review Committee (DRC). Development Plans shall be reviewed by the DRC for consistency with the approved PD/UNP, the provisions of this Code and other applicable County Code requirements not otherwise contained in this ordinance but incorporated by reference.

(c) The purpose of DP review and approval is to establish the specific development and design standards that will apply to development within the DP area to ensure that such development will comply with the principles, objectives and policies of the Town Center ~~Specific Area Plan outlined~~ in the Comprehensive Plan (CP) and this Town Center Planned Development Code. The review will evaluate potential impacts on both the site and surrounding areas, and resolve planning, development and design issues so that development may proceed.

\* \* \*

**Sec. 38-1390.22. Submittal requirements for development plans.**

\* \* \*



(c) Development Plan Sheets, drawn at an appropriate scale (one (1) inch equals one hundred (100) feet) with all dimensions provided, to address the following elements. Sheets may be combined depending on the scope and type of project submittal.

~~(1) — *Street and Block Plan and Standards:* This group of plan sheets should depict the proposed rights-of-way, easements, and location, type, elements (such as on-street parking, bulb outs, street lights and standards, extended frontage zones, etc.) and geometry/dimensions of all functionally classified/urban collectors and framework streets, pedestrian passageways, blocks, development sites/tracts and building sites/lots and the details and specifications necessary for construction of streets, bicycle paths/trails and/or pedestrian passageways. The construction/development plans shall also address maintenance of traffic, and streetscape elements such as the location and placement of street related trees, ground cover, tree wells, street furniture, transit stops and lighting based on the approved PD/UNP and the provisions of this Code. The applicable plan sheet shall clearly depict the portion of the street right of way for which adjoining property owners will be responsible for ongoing maintenance. This set of plans should also identify all required joint access, access, cross-access, pedestrian passage or cross parking easements required. The applicant must designate the proposed location of all lots, building or development sites as part of this Plan.~~

~~(2) — *Phasing:* Where the project is to be built in phases, illustrate the geographic extent of proposed phases. Phasing divisions shall be established according to natural or manmade boundaries, including, but not limited to, wetlands, creeks, lakes, parks, schools, collector or arterials.~~

~~(3) — *Building Plan:* These plan sheets should provide dimensioned and other forms of quantitative information relative to proposed buildings, parking spaces and location, pavement marking and street signage, service structures and facilities, site access and circulation, signage or other elements of the site development program necessary to determine compliance with PD/UNP and County Code requirements and standards.~~

~~(4) — Uses, Development Program and Placemaking Standards: This plan sheet(s) should be based on the Street and Block Plan and depict or describe the following: building placement standards/dimensions for all lots/sites; proposed uses and development program; total dwelling units by type, gross and net developable density, minimum net lot area, minimum square footage of living area, nonresidential square feet of use and net developable floor area ratio. Also, maximum building coverage or impervious surface ratio(s) for building and development sites. Where applicable, sites intended for uses permitted by location and included as part of the Development Plan shall be depicted and appropriate/required compatibility standards and treatments described for each site shown on the Plan. Proposed development program transfers, conversions or TDRs shall also be addressed.~~

~~(5) — Site Clearing, Grading, Erosion Prevention and Stormwater Plans: This group of plan sheets should depict proposed finished site grades for all lots and sites, finished minimum floor elevations, provide drainage calculations for the entire area, indicate proposed outfalls, locate and describe any easements necessary to transit stormwater to the assigned master stormwater attenuation/retention system, indicate the location, type and extent of low impact development related facilities or required stormwater retention areas.~~

~~(6) — Utility Plans: This group of plan sheets should identify or depict the connection points for water, wastewater and irrigation/reclaimed water service, and show any utility main extensions necessary to reach the point of connection. The plans must depict the utility main configuration within the development. Pump stations, grease interceptors and oil/water separators must also be shown. Plans should show how each lot or parcel will receive service. The applicant should not include main sizes or water, wastewater and irrigation demands. These will be presented separately in a Master Utility Plan or in the construction submittal. The applicant shall identify how the installation of all proposed utilities will be accomplished in order to avoid cutting, trenching or boring pavement or streetscape areas.~~

~~(7) — Green Infrastructure Plan (Open Space, APF Park(s), Landscape, Hardscape, Tree~~

~~Protection, Land Management, and Irrigation Plans): A proposed Green Infrastructure Plan with supporting construction plans/documents, including the location of all plantings for parking lot landscaping, land use transitions, street trees, open spaces, recreation areas and other landscaped areas. The landscape/hardscape/furnishings plan shall include: furnishings for individual buildings and street frontage zones; plant species grouped by water use zones (high, medium, low); turf areas; specification of mulch and lake edge landscaping (where applicable) shall be coordinated with a utility plan indicating the location of existing and proposed above and below grade utilities. Utility locations must be coordinated with the locations of existing trees and proposed landscaping so they do not conflict above or below grade. A proposed irrigation plan showing the automatic irrigation system shall be required for a landscape plan which utilizes high water use zones. A proposed irrigation plan indicating the location of the readily available water supply source (such as a hose bib) shall be provided for all other landscape plans. All required open space shall be depicted on the plan, including additional open space proposed as part of a request for an open space bonus.~~

~~(8) Recreation area plan (for Development Plans that include residential dwelling units).~~

~~(9) Photometric plan for exterior building and street lighting.~~

~~(10) Design elevations or renderings of structures.~~

~~(11) Sign plan, including scaled plans of proposed signs.~~

~~(12) Preliminary engineering plans for the provisions of road, potable and reclaimed water, sanitary sewer and stormwater management for the proposed phase and its relationship to the master stormwater plan for the associated PD/UNP or PSP.~~

~~(13) Adequate Public Facilities Plan and APF requirement calculations, if applicable.~~

~~(14) A letter, certificate or other form of notarized document demonstrating that sufficient~~

entitlements authorized by the applicable PD/UNP have been allocated for the proposed development.

~~(15) Proposed Waiver(s) from the subdivision regulations (chapter 34), provisions of the Town Center Code, or other applicable provisions of the Orange County Code shall be indicated on the Development Plan.~~

~~(16) All conditions of approval for the applicable PD/UNP and PSP shall be included as part of the information included with the Development Plan.~~

~~(17) Proposed covenants, conditions, restrictions, agreements and grants, if different than approved with the associated PSP, which govern the use, maintenance and continued protection of such elements as building structures, streets, drainage systems, and landscaping.~~

~~(18) Areas to be conveyed or dedicated and improved for roadways, parks, parkways, playgrounds, school sites, utilities, public buildings and other similar public and public service uses.~~

~~(19) Construction Lay Down and Site Access Plans: A Parking Logistics Plan indicating locations where construction vehicles and employee vehicles will be parked on-site or off-site during the construction period, and certifying in writing that such vehicles will not be parked within the undisturbed areas shown in the tree protection plan. Also, a Plan identifying Construction Lay Down Areas to be used during the construction period. This information will only be required for Development Plan review when construction related parking and lay down areas will either wholly or partially be located off-site.~~

~~(20) Additional information as required by the DRC.~~

~~(21) Proposed Development and Design Standards: If proposed by the Applicant, identify any standards or requirements that are intended to supplement, but not replace or modify, standards included in the Town Center Code or other applicable County regulation, such as:~~

a. ~~Streets and alleys (cross sections by type).~~

b. ~~Buildings (height, widths; massing principles for main body, extensions; finished floor elevations).~~

c. ~~Architectural Guidelines (equipment location, pools, porches, roof pitches, ventilation treatments, windows, garages and garage doors, site screening, walkways, driveways, parking spaces, fencing material variation).~~

d. ~~Landscaping (public and semi-public domain, rights of way).~~

e. ~~Individual development sites or lots (widths, depths, ISR, setback criteria, special situation criteria).~~

(d) *Deferred PD/UNP Elements:* For any of the following PD/UNP elements that were expressly deferred to the Development Plan stage, an applicant must address such elements through graphic and tabular information provided on Development Plan sheets, or through supplemental documentation as deemed acceptable by the Planning and Zoning Managers:

(1) Master Street Plan and Connectivity Analysis (see section 38-1390.16(a)(4)a. for additional information).

(2) -Master Block Design Element (see section 38-1390.16(a)(4)b. for additional information).

(3) Proposed Parks and Open Space, Civic Spaces and Sites, and Gateways Element (see section 38-1390.16(a)(4)c. for additional information).

(4) Stormwater Alternatives Analysis (see section 38-1390(a)(4)d. for additional information).

**Sec. 38-1390.23. Uses permitted by location.**

\* \* \*

(b) *Review Criteria:* In reviewing any request for a use Permitted by Location, the following criteria shall be met:

(1) The use shall be consistent with Town Center intent, principles, goals, objectives and policies included in the ~~TCSAP~~ Horizon West Special Planning Area Land Use Map, the adopted Comprehensive Plan, and this Code;

(2) The use shall not adversely affect land use relationships of the ~~TCSAP~~ Horizon West Special Planning Area Land Use Plan Map;

(3) The use shall be compatible with the surrounding area and shall be consistent with the pattern of surrounding development;

(4) The use shall primarily support the residents, employees and/or tenants of the designated district in which the proposed use is to be located;

(5) The use shall not constitute or contribute to the proliferation of strip commercial or aggregation of commercial uses in the UR or CCMU districts;

(6) The use shall not substantially displace or replace the uses permitted in RW or CCMU districts;

(7) The use shall not adversely affect the connectivity of the Town Center;

(8) The use shall not act as a detrimental intrusion into a surrounding area; and

(9) The use shall meet the general performance standards applicable to all uses Permitted by Location, as well as specific site related standards approved as part of the PD/UNP request to establish a use Permitted by Location.

(c) *Conditions:* When the Board of County Commissioners approves any request to approve a Use Permitted by Location, it may prescribe appropriate conditions and safeguards in conformity with the intent and provisions of the Comprehensive Plan that pertain to the Town Center SAP, the PD/UNP, the applicable Preliminary Subdivision Plan, the Town Center PD Code or any other applicable provision of the County Code.

\* \* \*

(e) *Identification of Permitted by Location Areas or Sites:* The following information shall guide the determination as to whether an "area" or "site" identification is required for consideration of a request.

(1) The identification of an "area" comprised of multiple blocks will constitute sufficient information for identification of a Permitted by Location site ~~when the request involves a use sub category other than small or neighborhood scale~~. The area shall be sufficient to accommodate the proposed Permitted by Location use. Approval of the area as part of the PD/UNP will authorize the applicant to proceed to the Development Plan or Preliminary Subdivision Plan stage where a final geographic determination of the area shall be made in conjunction with a DP or PSP plan approval. An increase or decrease to the area originally approved as part of the PD/UNP shall require a substantial amendment request and approval. The PD/UNP Land Use Districts information shall be amended to reflect the approved boundaries for the Permitted by Location use.

(2) The identification of one (1) or more "sites" that represent specific building or development sites defined by existing or planned streets and blocks will constitute sufficient information for identification of a Permitted by Location site ~~when the request involves a small or neighborhood scale use sub category~~. Although these sites may be identified during the PD/UNP review and approval process, the most appropriate time is to include the request as part of the submittal of a DP or PSP. Approval of one (1) or more sites as part of the PD/UNP will authorize the applicant to proceed to the Development Plan or

Preliminary Subdivision Plan stage where a final geographic determination of the area shall be made in conjunction with a DP or PSP plan approval. An increase or decrease to the area originally approved as part of the PD/UNP shall require a substantial amendment request and approval. The PD/UNP Land Use Districts information must be amended to reflect the approved boundaries for the Permitted by Location use.

\* \* \*

**Sec. 38-1390.28. Bonus for unified neighborhood plan.**

Within each Neighborhood Planning Area, the maximum number of residential dwelling units permitted by the ~~Town Center SAP~~ and Comprehensive Plan may not be exceeded, except as may be permitted through PD/UNP review and the provision of density and intensity bonuses as specified herein. Density and intensity bonuses may be acquired in accordance to the conditions prescribed below. A density bonus program is hereby established, which will allow district development programs to exceed thresholds established through the Comprehensive Plan. A "bonus bank" was established with the adoption of the Town Center provisions in the Comprehensive Plan ~~SAP~~, which includes a total of one thousand five hundred forty (1,540) dwelling units. This bonus may be earned by completing the PD/UNP review and approval process.

(a) *Bonus for PD/UNP Review and Approval.* An applicant may request an increase to the PD/UNP development program by a pro rata share of the number of dwelling units reserved in the bonus bank. The share shall be determined by the ratio of the percentage of net developable land area included in the applicable PD/UNP, to the net developable area included in the overall Town Center boundary ~~SAP~~. This ratio is applied to the total number of units reserved in the "bank" to determine the number of bonus units that may be awarded. The approval of the PD/UNP with the bonus units shall confirm the bonus. In addition, the bonus units may be assigned to any district included in the PD/UNP, and may be converted to nonresidential floor area based on the approved land use conversion/equivalency table. However, nonresidential floor area created through a conversion of



bonus units shall not be assigned to any Urban Residential district in which nonresidential uses are not permitted.

\* \* \*

**Sec. 38-1390.29. Transfer criteria.**

\* \* \*

(b) Transfer of development units or the open space requirements from one (1) approved PD/UNP to another PD/UNP is allowed under the following conditions:

(1) The transfer occurs as part of a simultaneous approval (or amendment) of both affected PD/UNPs; and

(2) The transfer represents a simultaneous decrease and increase in the development programs of the respective PD/UNPs, such that the PD/UNPs pro-rata share of the overall development program for the Town Center SAP is not increased or decreased.

\* \* \*

(e) Transfer credits for upland greenbelts and wetlands internal to the Town Center are available at the following rates:

One (1) acre of upland greenbelt:

—Residential—~~5.8~~17.1 dwelling units.

—Nonresidential—~~8,700 square feet~~Not applicable

One (1) acre of wetland:

—Residential—0.3 dwelling units.

—Nonresidential—Not applicable.

\* \* \*

**Sec. 38-1390.32. Definitions.**

\* \* \*

Brewpub. A restaurant that is licensed by the Florida Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco to produce malt beverages for onsite consumption.

\* \* \*

Craft Distillery. An establishment that is licensed by the Florida Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco to produce distilled spirits. The establishment may also include a tasting room and retail space to sell spirits produced on the premises along with related retail items and food.

\* \* \*

Micro Brewery. An establishment that is licensed by the Florida Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco to manufacture malt beverages. The establishment may also include a tasting room and retail space to sell malt beverages produced on the premises along with related retail items and food.

Micro Winery. An establishment that is licensed by the Florida Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco to produce wine. The establishment may also include a tasting room and retail space to sell wine produced on the premises along with related retail items and food.

\* \* \*

**Sec. 38-1390.49. Town Center Use Table Summary.**

~~(a) Figure 3-1 represents a summary of the information presented in figure 17-1, section 38-77 of the Zoning Regulations. Table 17-1, section 38-77 is the basis for the use categories listed in the Horizon West Town Center Use Table. Each category includes a group of uses that fit within the specific definition of the category or sub-category based on similarity of purpose, impact, categorization or other defining element. This Table also provides the key to all Special Standards that are noted for an individual use type.~~

~~(ab) The permitted use, permitted use with special standards, use permitted by location, and permitted as an ancillary use permission types set forth in this section are respectively indicated by the letters "P", "P(number of special condition)", "PUNP", and "A" in the cells of the Town Center Use Table Summary. No primary use shall be permitted in a district unless the letter "P", "P(number of special condition)", "P-UNP" appears for that use in the appropriate cell. Uses that are permitted within Town Center land use districts by right, by location as identified on an approved Unified Neighborhood Plan, special exception, with approval by the Planning and Zoning Managers, or for ancillary purposes only, are indicated, respectively, by the letters "P," "P(UNP)," "S," "PM," and "A" in the cells of the Horizon West Town Center Land Use Table as set forth in Section 38-77.1. Any conditions that apply to a specific use are listed in Section 38-79 and at the end of the table in Section 38-77.1. No use shall be permitted in a district except in accordance with the corresponding letter that appears for that use in the appropriate cell.~~

~~(eb) Except as may be provided otherwise, buildings, structures, lands and premises shall be used only in accordance with the uses and conditions contained in the "Horizon West Town Center Land Use Table" set forth in section 38-77.1, the "Permitted Uses and Special Standards" set forth in section 38.03.16 [sic], and the "Uses Permitted Uses by Location Criteria" criteria set forth in section 38.03.17 [sic]-1390.23.~~

~~(ec) When a use is permitted in a particular Horizon West Town Center Land Use District, it is permitted in that district subject to:~~

~~(1) Compliance with all applicable requirements of the Orange County Code, in general, and Chapter 38 and elsewhere in the Orange County Codes specifically; and~~

~~(2) Compliance with all standards and conditions specified for "permitted uses and special standards" and conditions that may apply and are noted in the "Use Table" Section 38-79.~~

(ed) Ancillary uses (identified by the letter "A" in the Horizon West Town Center Land Use Table) must be located within the building occupied by the principal use and shall be limited in floor area to a cumulative total of ten (10) percent of the gross floor area of the ground floor of the building in which the ancillary use(s) is located.

(ef) Uses identified as "Permitted by Location" or "P(UNP)" in the Horizon West Town Center Land Use Table are limited to pre-designated locations specified on an approved PD/UNP.

**Sec. 38-1390.50. -Permitted uses with special standards. [Reserved]**

~~The following subsections identify Land Use District and Use Category Special Standards. These standards are in addition to any conditions that are noted in the Use Table, figure 17-1, section 38-77.~~

~~(a) — *Sub category 1A Urban Residential Small Scale.* This sub-category of use types is appropriate as a principal use in locations within Urban Residential (UR) districts. Attached dwellings units shall be limited to a maximum of five (5) principal dwelling units on the ground level within a single building. Use types permitted in this sub-category, other than detached and attached residential (such as live work units, and bed and breakfast), shall be limited to sites where the primary frontage adjoins a Functionally Classified/Urban Collector, Parkway or Avenue. In addition, live work units shall be limited to a maximum of five (5) principal units within a single building. A single building would encompass up to five (5) principal units regardless of the ownership type.~~

~~(b) — *Sub category 1B Urban Residential Medium Scale.* This sub-category of use types is appropriate as a principal use in locations within Urban Residential (UR) districts. Attached dwellings shall be limited to a maximum of eight (8) dwelling units within a single building. A single building would encompass up to eight (8) principal units regardless of the ownership type. Use types permitted in this sub-category, other than detached and attached residential, shall be limited to sites where the primary frontage adjoins a~~

~~Functionally Classified/Urban Collector, Parkway or Avenue. Live work units shall be limited to a maximum of eight (8) principal units per building. This sub category of uses shall not be mixed with Sub category 1A uses within the same Development Site or Subdivision.~~

~~(e) — Sub category 1C Urban Residential Large Scale. This sub category includes attached and multifamily dwellings with no maximum on the number of dwelling units, or the number of live work units within a single building. In addition, this sub category permits multiple buildings per development site. When permitted by location in a Retail/Wholesale district, the number of attached/multifamily dwellings per development site shall be limited to two hundred twenty five (225), with a maximum of one (1) development site per Retail/Wholesale district.~~

~~(d) — Sub category 2A Neighborhood Scale Commercial. This sub category includes land use types, whose size and scale of operation are adapted for a neighborhood market for retail sale of goods or services, and are appropriate for location within Urban Residential and Corporate Neighborhood Center districts. Neighborhood commercial use types may be permitted by location within an Urban Residential district subject to the following restrictions: sites are limited to corner lots adjoining a Parkway or Avenue; no more than one (1) site per block and a minimum spacing of six hundred (600) feet between sites utilized for neighborhood commercial use types; on site parking is limited to four (4) spaces (all other required parking spaces shall be accommodated through on street parking); buildings are limited to a maximum of one thousand five hundred (1,500) total square feet of gross floor area in a freestanding building; and no more than one (1) tenant per building. A freestanding single tenant building has no common wall with any other building or structure intended for occupancy by another tenant.~~

~~The maximum square feet of gross floor area per individual neighborhood commercial use type within a Corporate Neighborhood Center shall be five thousand (5,000) square feet of gross floor area, except that one (1) use of up to twenty thousand (20,000) square feet of gross floor area shall be permitted for each CNC District. The maximum gross floor area of any individual multi tenant building within a CNC shall be limited to twenty five~~

~~thousand (25,000) square feet. Where this sub category may be permitted by location within a Corporate Campus Mixed Use district the maximum square feet of gross floor area per use shall be five thousand (5,000) square feet and multi-tenant buildings are not permitted. No outdoor storage of materials for any use shall be permitted. A multiple tenant structure shall mean any building or structure designed or constructed for two (2) or more tenants.~~

~~(e) — Sub category 2B Town Center Seale Commercial. This sub category includes land use types, whose size and scale of operation are suited to serve the commercial needs of all villages that comprise Horizon West. These uses are appropriate for location within the Traditional Town Center Core and Retail/Wholesale districts.~~

~~Maximum seventy five thousand (75,000) square feet gross floor area per development site per individual use type. The "gross floor area" of any use type includes outdoor storage areas and any outdoor area providing services, such as, but not limited to, outdoor merchandise display, garden supplies, plant display, snack bars, etc. Gross floor area, however, does not include loading areas. For the purpose of determining the applicability of the seventy five thousand (75,000) square foot threshold, the aggregate square footage of all adjacent stores which may share either a series of checkout stands, management areas, storage areas, common entrances, or a controlling ownership interest, shall be considered a single commercial establishment/use type.~~

~~(f) — Sub category 2C Large Scale Town Center Commercial. This sub category includes land use types, whose size and scale of operation require application of special development and design standards to effectively integrate such uses within the Town Center Retail/Wholesale districts. Individual use types may exceed seventy five thousand (75,000) square feet gross floor area per development site per individual use type. However, where permitted in the Traditional Town Center Core district, the maximum square feet of floor area on the ground level shall be limited to seventy five thousand (75,000) square feet, and any floor area in addition to this maximum shall be located in one (1) or more stories located above the ground level. The "gross floor area" of any use type includes outdoor~~

~~storage areas and any outdoor area providing services, such as, but not limited to, outdoor merchandise display, garden supplies, plant display, snack bars, etc. Gross floor area, however, does not include loading areas. For the purpose of determining the applicability of the seventy five thousand (75,000) square foot threshold, the aggregate square footage of all adjacent stores which may share either a series of checkout stands, management areas, storage areas, common entrances, or a controlling ownership interest, shall be considered a single commercial establishment/use type. The provisions of section 38 79(153) are incorporated herein as applicable for this use sub category.~~

~~(g) — Sub category 3A Neighborhood Scale Park and Recreation. This sub category includes land use types that are appropriate within Corporate Neighborhood Centers, or within Urban Residential districts in locations that minimize adverse impacts to adjoining residential uses (noise, lighting or parking). When included in Urban Residential districts, the permitted use types should be centrally located within a five to ten minute walk for the residents of a majority of homes planned for the UR neighborhood.~~

~~[(h) Reserved.]~~

~~(i) — Sub category 3B Town Center Scale Park and Recreation. This sub category includes land use types that may be permitted by location within CCMU or TTCC districts. Sites are limited to locations that minimize potential adverse impacts (noise, lighting or parking) to adjoining residential or nonresidential uses, and have a primary frontage on a Functionally Classified/Urban Collector, Parkway or Avenue.~~

~~(j) — Sub category 3C Specialty Park and Recreation. This sub category includes land use types that may be permitted by location within the Open Space district. The Orange County National Golf Course is designated on the TCSAP Recommended Land Use Plan as a use permitted within an Open Space. Structures and activities associated with uses included in this sub category shall be located and operated to minimize adverse impacts to adjoining residential uses.~~

~~[(k) Reserved.]~~

~~(l) — Sub category 4A Town Center Scale Entertainment and Visitor. This sub category includes land use types that are appropriate within the Traditional Town Center Core and Retail/Wholesale districts.~~

~~(m) — Sub category 5A Neighborhood Scale Medical, Health and Individual Care. This sub category includes land use types, whose size and scale of operation are adapted for a neighborhood market for medical, health and individual care services and are appropriate for location within Urban Residential and Corporate Neighborhood Center districts. These use types may be permitted by location within an Urban Residential district subject to the following restrictions: sites are limited to corner lots adjoining a Parkway or Avenue; no more than one (1) site per block and a minimum spacing of six hundred (600) feet between sites utilized for the use types permitted within any other sub category; on site parking is limited to four (4) spaces, (all other required parking spaces shall be accommodated through on street parking); and buildings are limited to a maximum of one thousand five hundred (1,500) square feet gross floor area in a freestanding single tenant building. A freestanding single tenant building has no common wall with any other building or structure intended for occupancy by another tenant.~~

~~The maximum square feet of gross floor area per individual use type within a Corporate Neighborhood Center shall be five thousand (5,000) square feet of gross floor area. The maximum gross floor area of any individual multi tenant building within a CNC shall be limited to twenty five thousand (25,000) square feet. No outdoor storage of materials for any use shall be permitted. A multiple tenant structure shall mean any building or structure designed or constructed for two (2) or more tenants.~~

~~(n) — Sub category 5B Large Scale Medical, Health and Individual Care. This sub category includes land use types, whose size and scale of operation are suited to serve the medical and health care needs of all villages that comprise Horizon West. These uses are appropriate for location within the Corporate Campus Mixed Use and Retail/Wholesale districts.~~



~~(o) — Sub category 6A — Neighborhood Scale Business and Personal Service. This sub category includes land use types, whose size and scale of operation are adapted for a neighborhood market for business and personal services and are appropriate for sites within Corporate Neighborhood Center districts, or within Urban Residential districts in locations that minimize adverse impacts to adjoining homes. These use types may be permitted by location within an Urban Residential district subject to the following restrictions: sites are limited to corner lots adjoining a Parkway or Avenue; no more than one (1) site per block and a minimum spacing of six hundred (600) feet between sites utilized for neighborhood scale business and personal service use types; on-site parking is limited to four (4) spaces, (all other required parking spaces shall be accommodated through on street parking); and buildings are limited to a maximum of one thousand five hundred (1,500) square feet gross floor area in a freestanding single tenant building. A freestanding single tenant building has no common wall with any other building or structure intended for occupancy by another tenant.~~

~~The maximum square feet of gross floor area per individual use type within a Corporate Neighborhood Center shall be five thousand (5,000) square feet of gross floor area. The maximum gross floor area of any individual multi-tenant building within a CNC shall be limited to twenty five thousand (25,000) square feet. No outdoor storage of materials for any use shall be permitted. A multiple tenant structure shall mean any building or structure designed or constructed for two (2) or more tenants.~~

~~(p) — Sub category 6B — Town Center Scale Business and Personal Service. This sub category includes land use types, whose size and scale of operation are suited to serve the business and personal service needs of all villages that comprise Horizon West. These uses are appropriate for location within the Traditional Town Center Core, Corporate Campus Mixed Use and Retail/Wholesale districts.~~

~~(q) — Sub category — 6C — Communication. This sub category includes communication facilities that are essential to the commercial and business operations expected to occur within the Town Center. These uses may be appropriate for specific locations within the CCMU, R/W~~

and Open Space districts, where the impact to adjoining or impacted residential or nonresidential uses can be mitigated.

~~(r) — Sub category — 7A Wholesale Distribution. This sub category of uses encompasses the receipt and distribution of finished products to wholesale buyers. The manufacturing, assembly and sale of finished parts or products to the general public is not included.~~

~~(s) — Sub category — 7B Storage — and Warehousing. This sub category of uses includes the storage/warehousing of a variety of business related or individually owned goods or products which are appropriate for a location in the Retail/Wholesale district.~~

~~(t) — Sub category — 8A High Tech — and High Value. This sub category of uses includes a variety of uses that rely on the development, refinement, testing and pre-production manufacturing of products utilizing evolving and advanced technologies.~~

~~(u) — Sub category — 8B Clean — Tech Research, Development, Testing and Minor Manufacturing. This sub category includes nonagriculturally based alternative fuels and energy production firms; environmental engineering and consulting (including, but not limited to, development of water and wastewater treatment and conservation technology, air purification, environmental testing and analysis, environmental remediation services and the development of biodegradable materials and fabrics); technologies that increase resource use efficiency (including the development of hybrid vehicle technology, light materials for vehicles, and smart logistics software); nano-technology; the development of "smart construction" and biodegradable materials and fabrics; environmental testing and analysis; and remediation services.~~

~~(v) — Sub category 9A Neighborhood Scale Civic Use. This sub category includes land use types, whose size and scale of operation are appropriate for sites within Corporate Neighborhood Center districts, or within Urban Residential districts in locations that minimize adverse impacts to adjoining homes. These use types may be permitted by location within an Urban Residential district subject to the following restrictions: sites for elementary schools shall occupy a central location relative to the district~~

in which it is located; adjoin a Functionally Classified/Urban Collector, Parkway or Avenue; and, be easily accessible by walking, bicycling or auto. Sites for other types of small scale civic uses are limited to: corner lots adjoining a Parkway or Avenue; no more than one (1) site per block and a minimum spacing of six hundred (600) feet between sites utilized for any other sub category of use types; on site parking is limited to the number of spaces required for a single family dwelling unit (all other required parking spaces shall be accommodated through on street parking); and buildings are limited to a maximum of one thousand five hundred (1,500) square feet gross floor area in a freestanding single tenant building. A freestanding single tenant building has no common wall with any other building or structure intended for occupancy by another tenant.

The maximum square feet of gross floor area per individual use type within a Corporate Neighborhood Center shall be five thousand (5,000) square feet of gross floor area. No outdoor storage of materials for any use shall be permitted.

~~(w) — Sub category 9A Large Scale Civic Use. This sub category includes land use types, whose size and scale of operation are suited to serve the civic needs of all Town Center neighborhoods and districts. These uses are appropriate for location within the Traditional Town Center Core and Corporate Campus Mixed Use districts.~~

~~(x) — Sub category 10A Utilities Large Scale Civic Use. This sub category of uses is not permitted in any district within the Town Center.~~

**Figure 3-1: Horizon West Town Center Use Table by District**

Land Use Categories, Sub-Categories	Horizon West Land Use Districts					
	P = Permitted; PS = Permitted with Special Standards; P-UNP = Permitted by Location; A = Permitted as an Aneillary Use					
	Urban Residential	Corporate Campus Mixed Use	Traditional Town Center Core	Retail/ Wholesale (Marketplace)	Corporate Neighborhood Center	Open Space

Category 1—Residential Land Use Types (SAP Category—Dwelling)						
Sub-category 1A— Residential Small Scale	PS	PS			PS	
Sub-category 1B— Urban Residential Medium Scale	PS	PS	PS		PS	
Sub-category 1C— Residential Large Scale		P	P	PS		
Category 2—Commercial Land Use Types (SAP Category—Retail)						
Sub-category 2A— Neighborhood Scale Commercial	P-UNP	P-UNP and/or A	P	P	PS	
Sub-category 2B— Town Center Scale (Less than 75,000 sq. ft.)			PS	PS		
Sub-category 2C— Large Scale (More than 75,000 sq. ft.)			PS	PS		
Category 3—Park and Recreation Use Types (SAP Category—Parks, Open Space and Recreation)						
Sub-category 3A— Neighborhood Scale	P-UNP				P	
Sub-category 3B— Town Center Scale		A	P	P	PS	PS
Sub-category 3C— Specialty Use Types					P-UNP	PS

Category 4 – Entertainment and Visitor Use Types (SAP Category – Hotel)						
Sub-category 4A – Town Center Scale		P	P	P		PS
Category 5 – Medical, Health and Individual Care Related Use Types (SAP Category – Office)						
Sub-category 5A – Neighborhood Scale	P-UNP	P	P	P	PS	
Sub-category 5B – Large Scale		P	P	P		
Category 6 – Business and Personal Services Uses (SAP Category – Office)						
Sub-category 6A – Neighborhood Scale	P-UNP	P	P	P	PS	
Sub-category 6B – Town Center Scale		P	P	P	PS	
Sub-category 6C – Communication		P-UNP		P-UNP		P-UNP
Category 7 – Distribution, Manufacturing and Warehouse Uses (SAP Category – Warehouse/Light Industrial)						
Sub-category 7A – Wholesale Distribution				P		
Sub-category 7B – Storage and Warehousing				P		
Category 8 – High Tech/High Value and Clean Tech (SAP Category – Warehouse/Light Industrial)						
Sub-category 8A – High Tech/High Value		P	P	P		

Sub-category 8B— Clean Tech Research, Development, Testing and Minor Manufacturing		P	P	P		
<del>Category 9—Civic Uses (SAP Category—Parks, Open Space and Recreation)</del>						
Sub-category 9A— Small Scale Civic Use	P-UNP	P	P		PS	
Sub-category 9B— Large Scale Civic Use		P	P			
<del>Category 10—Public Works</del>						
Sub-category 10A— Public or Private Utilities						P- UNP

\* \* \*

**Sec. 38-1390.52. Parking.**

NOTE: This section will occasionally refer to development standards in the Village Planned Development Code ("Village Code" division 8, section 38-1380 et seq., Orange County Code). Applicable references within the Village Code to "Village Roadways" or "Village Streets" shall be considered interchangeable with this Division's reference to Framework Streets.

(a) *Residential Parking.* Residential parking, and related vehicular access, shall be provided in accordance with section 38-1384(i).

(b) *Nonresidential Parking.* Nonresidential parking, and related vehicular access, shall be provided in accordance with the parking standards for Village Centers in section 38-1389(d)(4). However, the terms "village roadways"

or "village" within that section refer to projects and development within the limits of the Horizon West Town Center SAP. Proposals for shared parking may be submitted in accordance with the provisions outlined in chapter 38. All other provisions of section 38-1389(d)(4) shall apply, with the exception of the following modifications, deletions, and additions:

\* \* \*

**Section 4. Effective date.** This ordinance shall become effective pursuant to general law.

ADOPTED this 10<sup>th</sup> day of April, 2018.



**ORANGE COUNTY, FLORIDA**  
By: Board of County Commissioners

By: *Teresa Jacobs*  
Teresa Jacobs  
Orange County Mayor

ATTEST: Phil Diamond, CPA, County Comptroller  
As Clerk of the Board of County Commissioners

By: *Katie Smith*  
Deputy Clerk

## CERTIFICATE OF SERVICE

Appellants certify that on October 29, 2021, the foregoing was electronically filed with the Clerk of the Court using the e-Filing Portal, and electronically served to the following:

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David W. Foley, Jr.

  
\_\_\_\_\_  
Jennifer T. Foley

Date: October 29, 2021

Appellants

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