

**ORDINANCE NO. 8988-17**

AN ORDINANCE OF THE CITY OF CLEARWATER, FLORIDA MAKING AMENDMENTS TO THE COMMUNITY DEVELOPMENT CODE BY AMENDING ARTICLE 2, CHART 2-100, ADDING THE US 19 ZONING DISTRICT AND INDICATING USES PERMITTED IN THAT DISTRICT, ADDING OUTDOOR STORAGE AS A PERMITTED USE IN THE INDUSTRIAL, RESEARCH AND TECHNOLOGY DISTRICT, AND DELETING ADULT USES AS A PERMITTED USE IN THE COMMERCIAL DISTRICT; AMENDING ARTICLE 2, SECTIONS 2-702, 2-1002, 2-1202, AND 2-1302, ADDING TELECOMMUNICATIONS TOWERS AS A MINIMUM STANDARD DEVELOPMENT USE; AMENDING ARTICLE 2, SECTION 2-703, DELETING ADULT USES AS A FLEXIBLE STANDARD DEVELOPMENT USE; AMENDING ARTICLE 2, SECTIONS 2-704, 2-1004, 2-1204, AND 2-1304 DELETING TELECOMMUNICATIONS TOWERS AS A FLEXIBLE DEVELOPMENT USE; AMENDING ARTICLE 2, TABLES 2-702, 2-703 AND 2-704, MODIFYING THE FORMATTING OF THE TABLES; AMENDING ARTICLE 2, DIVISION 11 RESERVED, ESTABLISHING A NEW US 19 DISTRICT (“US 19”), INCLUDING INTENT AND PURPOSE, MAXIMUM DEVELOPMENT POTENTIAL, AND US 19 ZONING DISTRICT & DEVELOPMENT STANDARDS SECTIONS; AMENDING ARTICLE 3, SECTIONS 3-301 AND 3-302, MODIFYING THE LOCATIONAL REGULATIONS FOR ADULT USES WITH REGARD TO THE US 19 DISTRICT AND REPLACING VARIOUS “CITY COMMISSION” REFERENCES WITH “CITY COUNCIL”; AMENDING ARTICLE 3, DIVISION 5, CREATING A NEW SECTION 3-505, US 19 DISTRICT, INDICATING THAT THE NEW DESIGN STANDARDS FOR DEVELOPMENT IN THIS DISTRICT ARE LOCATED IN APPENDIX B; AMENDING ARTICLE 3, SECTION 3-1202.G, EXEMPTING PROPERTIES LOCATED WITHIN THE US 19 DISTRICT FROM THE COMPREHENSIVE LANDSCAPING PROGRAM; AMENDING ARTICLE 3, SECTION 3-1402, DELETING AN UNNUMBERED FIGURE PERTAINING TO PARKING LOT DESIGN; AMENDING ARTICLE 3, DIVISION 14, ESTABLISHING A NEW SECTION 3-1411, BICYCLE PARKING, PROVIDING LOCATIONAL STANDARDS, BICYCLE RACK STANDARDS, AND PARKING AND MANEUVERABILITY STANDARDS; AMENDING ARTICLE 3, SECTION 3-2001.D, MODIFYING THE PROCESS BY WHICH NEW TELECOMMUNICATION TOWERS AND ANTENNAE ARE APPROVED; AMENDING ARTICLE 3, SECTION 3-2203, ADDING THAT TRANSIT SHELTERS MAY BE PERMITTED IN MIXED-USE DISTRICTS; AMENDING ARTICLE 8, SECTION 8-102, AMENDING THE DEFINITION OF RETAIL PLAZAS; CREATING A NEW APPENDIX B, US 19 ZONING DISTRICT & DEVELOPMENT STANDARDS; CERTIFYING CONSISTENCY WITH THE CITY’S COMPREHENSIVE PLAN AND PROPER ADVERTISEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, U.S. Highway 19 North (“the Corridor”) is the most heavily traveled arterial road in Pinellas County, and is part of the Florida Strategic Intermodal System (SIS), a statewide network of high-priority transportation facilities; and

WHEREAS, the transition of the Corridor from an at-grade arterial road to an uninterrupted partially controlled access facility, including overpasses and interchanges, has affected land use, urban form, and economic development opportunities for the properties along the Corridor, and it has impacted the mobility of residents, employees, Clearwater visitors, and Clearwater business customers making use of the properties along the Corridor; and

WHEREAS, the Corridor is served by Route 19, which has the highest ridership of all routes in the Pinellas Suncoast Transit Authority (PSTA) system; and

WHEREAS, Forward Pinellas, in conjunction with the Florida Department of Transportation, completed a joint study to assess the safety of bicycle/pedestrian access to transit along the Corridor because the highest crash rates in the County continue to be reported at US 19 intersections; and

WHEREAS, in addition to safety, other major issues afflicting the Corridor include lack of accessibility afforded to vulnerable users (e.g., pedestrians, bicyclists and transit users), and the economic impact of the partially controlled access improvements on adjacent businesses; and

WHEREAS, the City of Clearwater has determined that it is of great public interest to attract strategic economic development activities as a way to enhance the city and regional economy by creating primary employment opportunity; and

WHEREAS, the US 19 Corridor Redevelopment Plan (“the Corridor Plan”), approved by Resolution No. 12-18, directs the City Manager to implement revitalization and redevelopment strategies that support land use intensification, applying new zoning regulations, adopting new design standards and encouraging employment-intensive and transit-supportive uses to make Clearwater a more sustainable, livable and economically competitive community; and

WHEREAS, the Corridor Plan includes guidance regarding new design standards to be applied through a new zoning district along the Corridor to ensure redevelopment along the Corridor contributes to the creation of more compact, accessible and attractive pedestrian- and transit-friendly destinations, which is critical to maintaining and improving the city’s economy and quality of life; and

WHEREAS, the Countywide Plan for Pinellas County (Countywide Plan), comprised of the Countywide Plan Strategies, the Countywide Rules and the Countywide Plan Map, was adopted by the Countywide Planning Authority on August 7, 2015, and includes planning and urban design principles that must be addressed locally through City policies and land development regulations, to provide a basis for the Activity Center and Multimodal Corridor designations on the Countywide Plan Map; and

WHEREAS, the Clearwater City Council approved Resolution 15-02, which was amended by Resolution 15-12, requesting that properties within the City’s jurisdiction generally located along the Corridor between Belleair Road and Curlew Road, including properties east and west of US 19 along cross streets be designated as Activity Centers and Multimodal Corridor respectively on the Countywide Plan Map; and

WHEREAS, between August of 2013 and November of 2016, a consultant, HDR, worked with the Planning and Development and Economic Development and Housing Departments, property owners, business owners, residents and other interested parties to prepare a form-based zoning code through a series of planning sessions, stakeholder workshops, Council Work Sessions, and public workshops; and

WHEREAS, form-based zoning codes are intended to foster economically vibrant, transit- and pedestrian-supportive mixed-use environments; and

WHEREAS, the City Council seeks to make Clearwater a more livable and economically robust community with safe, convenient access to roadways and walkways for all users with a more balanced human scale environment; and

WHEREAS, Ordinance 8923-16 amends the Future Land Use Element of the Comprehensive Plan to establish new future land use categories in order to allow for redevelopment along the Corridor at increased densities and intensities as envisioned within the Corridor Plan and allowed for in the Countywide Rules, and to include additional policies furthering the revitalization and redevelopment strategies within the Corridor Plan through new design standards consistent with the Countywide Plan Strategies; and

WHEREAS, the proposed US 19 Zoning District & Development Standards incorporate planning and urban design principles to facilitate the development of transit-supportive mixed-use Activity Centers and Multimodal Corridors which contribute to the economic vitality of the Corridor while improving safety for all users of the Corridor, including automobile drivers, people walking and people bicycling, consistent with the Comprehensive Plan; and

WHEREAS, in order to maintain consistency between the City's Future Land Use Map and the Zoning Atlas, the City will rezone parcels in the Corridor with the new US 19 District; and

WHEREAS, the rezoning of parcels currently designated as the Commercial District on the Zoning Atlas thereby necessitates revisions to other provisions in the Community Development Code, including Article 2, Division 2 Commercial District and Article 3, Division 3 Adult Use Standards; and

WHEREAS, the City of Clearwater has determined where the Community Development Code needs modification to be consistent with federal regulations regarding wireless facilities; and

WHEREAS, the City of Clearwater desires for the Community Development Code to function effectively and equitably throughout the City; and

WHEREAS, the City of Clearwater has determined where the Community Development Code needs clarification and revision; now therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEARWATER, FLORIDA:

Section 1. That Article 2, Zoning Districts, Chart 2-100, Permitted Uses, Community Development Code, be amended to read as follows:

Use Categories	CHART 2-100 PERMITTED USES																
	LDR	LMDR	MDR	MHDR	HDR	MHP	C	T	D	O	US 19	I	IRT	OSR	P	CRNCOD	IENCOD
<b>Residential</b>																	
Accessory dwellings							X	X	X	X		X	X				
Attached dwellings	X	X	X	X	X			X	X		X						
Community residential homes	X	X	X	X	X					X						X	X
Detached dwellings	X	X	X	X	X	X										X	X
Mobile homes						X											
Mobile home parks						X											
Residential infill projects	X	X	X	X	X											X	X
<b>Nonresidential</b>																	
Adult uses							X				X		X				
Airport												X					
Alcoholic beverage sales							X	X	X		X						
Animal boarding							X		X		X		X				
Assisted living facilities			X	X	X						X	X					
Automobile service stations							X				X		X				
Bars							X	X	X		X		X				
Brewpubs							X	X	X		X						
Cemeteries												X					
Community gardens	X	X	X	X	X		X		X		X	X					
Comprehensive infill redevelopment project (CIRP)							X	X	X	X		X	X	X			
Congregate care			X	X	X						X	X					
Convention center									X								
Educational facilities							X		X	X	X	X					
Environmental park															X		
Funeral homes							X			X		X					
Governmental uses							X	X	X		X	X	X	X			
Halfway houses												X					
Hospitals												X					
Indoor recreation/entertainment							X	X	X		X		X				
Light assembly							X				X						
Manufacturing													X				
Marinas															X		
Marinas and marina facilities							X	X	X		X	X					
Medical clinic							X	X		X	X	X					
Microbreweries							X		X		X		X				
Mixed use							X	X	X	X							
Museums								X	X			X					
Nightclubs							X	X	X		X		X				

Use Categories	CHART 2-100 PERMITTED USES																
	LDR	LMDR	MDR	MHDR	HDR	MHP	C	T	D	O	US 19	I	IRT	OSR	P	CRNCOD	IENCOD
Non-residential off-street parking		X	X	X													
Nursing homes				X	X					X	X	X					
Offices						X	X	X	X	X	X		X				
Off-street parking							X			X							
Open space														X			
Outdoor recreation/entertainment							X	X			X		X	X			
Outdoor storage													X				
Overnight accommodations	X		X	X	X		X	X	X		X		X				
Parking garages and lots					X			X	X		X	X	X	X			
Parks and recreation facilities	X	X	X	X	X		X	X	X	X	X	X	X	X			
Places of worship							X		X	X	X	X					
Planned medical campus												X					
Planned medical campus project												X					
Problematic uses							X				X						
Public facility									X				X				
Publishing and printing													X				
Public transportation facilities						X	X	X	X	X	X	X	X				
Research and technology use											X		X				
Residential shelters												X	X				
Resort Attached Dwellings								X									
Restaurants							X	X	X	X	X		X	X			
Retail plazas							X	X	X		X						
Retail sales and services						X	X	X	X	X	X	X	X	X			
RV parks							X										
Salvage yards													X				
Schools	X	X	X	X	X		X			X	X	X					
Self-storage warehouse							X				X		X				
Social and community centers							X	X	X		X	X					
Social/public service agencies							X		X		X	X	X				
Telecommunications towers							X		X	X	X	X	X				
TV/radio studios										X	X		X				
Urban farms													X				
Utility/infrastructure facilities	X	X	X	X	X	X	X	X	X	X	X	X	X	X		X	X
Vehicle sales/displays							X				X		X				
Vehicle sales/displays, limited								X	X		X						
Vehicle sales/displays, major													X				
Vehicle service													X				
Vehicle service, limited							X				X						
Vehicle service, major													X				
Veterinary offices							X		X	X	X		X				
Wholesale/distribution/warehouse facility													X				

Section 2. That Article 2, Zoning Districts, Division 7, Commercial District, Section 2-702, Minimum Standard Development, Community Development Code, be amended to read as follows:

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Use	Min. Lot Area (sq. ft)	Min. Lot Width (ft.)	Max. Height (ft.)	Min. Setbacks (ft.)			Min. Off-Street Parking Spaces
				Min. Front (ft.)	Min. Side (ft.)	Min. Rear (ft.)	
Community Gardens	n/a	n/a	n/a	15	5	5	n/a
Funeral Homes	10,000	100	25	25	10	20	0.25 per seat
Governmental Uses(1)	10,000	100	25	25	10	20	4/1,000 SF GFA
Indoor Recreation/ Entertainment	10,000	100	25	25	10	20	5/1000 SF GFA or 5/lane, 2/court or 1/machine
Medical Clinic (1)	10,000	100	25	25	10	20	5/1,000 GFA
Mixed Use	10,000	100	25	25	10	20	Based upon specific use requirements
Offices	10,000	100	25	25	10	20	3/1,000 SF GFA
Overnight Accommodations	40,000	200	25	25	10	20	1/unit
Parks and Recreational Facilities	n/a	n/a	25	25	10	20	1 per 20,000 SF land area or as determined by the community development coordinator based on ITE Manual standards
Places of Worship	40,000	200	25	25	10	20	1 per 2 seats
Restaurants	10,000	100	25	25	10	20	12/1,000 SF GFA
Retail Plazas(2)	15,000	100	25	25	10	20	4/1,000 SF GFA
Retail Sales and Services	10,000	100	25	25	10	20	5/1,000 SF GFA
Social and Community Centers	10,000	100	25	25	10	20	5/1,000 SF GFA
<u>Telecommunications Towers</u>	<u>10,000</u>	<u>100</u>	<u>Refer to Section 3-2001</u>	<u>25</u>	<u>10</u>	<u>20</u>	<u>n/a</u>

Vehicle Sales/Display	40,000	200	25	25	10	20	2.5/1,000 SF Lot Sales Area
Veterinary Offices	10,000	100	25	25	10	20	4 spaces per 1,000 GFA

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Section 3. That Article 2, Zoning Districts, Division 7, Commercial District, Section 2-703, Flexible Standard Development, Community Development Code, be amended to read as follows with subsections re-lettered as appropriate:

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Use	Min. Lot Area (sq. ft)	Min. Lot Width (ft.)	Max. Height (ft.)	Min. Setbacks (ft.)			Min. Off-Street Parking Spaces
				Min. Front (ft.)	Min. Side (ft.)	Min. Rear (ft.)	
Accessory Dwellings	n/a	n/a	n/a	n/a	n/a	n/a	1 space per unit
Adult Uses	5,000	50	25	25	40	20	5 per 1,000 GFA
Alcoholic Beverage Sales	10,000	100	25	25	10	20	5 per 1,000 GFA
Automobile Service Stations	10,000	100	25	25	10	20	5/1,000 SF GFA
Bars	10,000	100	25	25	10	20	10 per 1,000 GFA
Brewpubs	3,500—10,000	30- 100	25—50	25	0—10	10- 20	1.5/1,000 GFA dedicated to brewery operations and support services; and 7-12/1,000 GFA for all other use area
Educational Facilities(1)	40,000	200	25	25	10	20	1 per 2 students
Funeral Homes	3,500—10,000	30- 100	25—50	25	0—10	10- 20	0.25 per seat
Governmental Uses(1)	10,000	100	25—50	25	10	20	4 spaces per 1,000 GFA
Indoor Recreation/Entertainment	5,000—10,000	50- 100	25	25	10	20	3—5/1000 SF GFA or 3—5/lane, 1—2/court or 1/machine
Medical Clinics(1)	10,000	100	25 - 50	25	0 - 10	10- 20	3 - 5/1,000 GFA
Microbreweries	3,500 - 10,000	30 - 100	25 - 50	25	0 - 10	10- 20	1.5/1,000 GFA dedicated to brewery operations and support services; and 7-12/1,000 GFA

							for all other use area
Mixed Use	5,000—10,000	50—100	25—50	25	0—10	10—20	Based upon specific use requirements
Nightclubs	10,000	100	25	25	10	20	10 per 1,000 GFA
Offices	3,500—10,000	30—100	25—50	25	0—10	10—20	3/1,000 SF GFA
Off-Street Parking	10,000	100	n/a	25	10	20	n/a
Overnight Accommodations	20,000—40,000	150—200	25—50	25	0—10	10—20	1 per unit
Places of Worship(2)	20,000—40,000	100—200	25—50	25	10	20	.5-1 per 2 seats
Public Transportation Facilities(3)	n/a	n/a	10	n/a	n/a	n/a	n/a
Restaurants	3,500—10,000	30—100	25—50	25	0—10	10—20	7—12 spaces per 1,000 GFA
Retail Plazas	15,000	100	25—50	25	0—10	10—20	4 spaces per 1,000 GFA
Retail Sales and Services	3,500—10,000	30—100	25—50	25	0—10	10—20	4—5 spaces per 1,000 GFA
Schools (5)	40,000	200	25	25	0—10	10—20	1 per 3 students
Social and Community Centers (1)	3,500—10,000	35—100	25—35	25	0—10	10—20	4—5 spaces per 1,000 GFA
Utility/Infrastructure Facilities(4)	n/a	n/a	20	25	10	20	n/a
Vehicle Sales/Displays	20,000—40,000	150—200	25	25	10	20	2.5 spaces per 1,000 of lot sales area
Veterinary Offices	5,000—10,000	50—100	25	15—25	0—10	10—20	4 spaces per 1,000 GFA

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~~B. Adult uses.~~

- ~~1. The parcel proposed for development fronts on U.S. 19;~~
- ~~2. The use complies with each and every requirement of Division 3 of Article 3-~~

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Section 4. That Article 2, Zoning Districts, Division 7, Commercial District, Section 2-704, Flexible Development, Community Development Code, be amended to read as follows with subsections re-lettered as appropriate:

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Use	Min. Lot Area (sq. ft.)	Min. Lot Width (ft.)	Max. Height (ft.)	Min. Setbacks (ft.)			Min. Off-Street Parking Spaces
				Min. Front (ft.)	Min. Side (ft.)	Min. Rear (ft.)	
Alcoholic Beverage Sales	5,000—10,000	50—100	25	15—25	0—10	10—20	5 per 1,000 GFA

Animal Boarding	5,000— 10,000	50—100	25	15— 25	0—10	10— 20	4 spaces per 1,000 GFA
Bars	5,000— 10,000	50—100	25	15— 25	0—10	10— 20	10 per 1,000 GFA
Brewpubs	3,500 - 10,000	30 - 100	25 - 50	15 - 25	0 - 10	10 - 20	1.5/1,000 GFA dedicated to brewery operations and support services; and 7- 12/1,000 GFA for all other use area
Comprehensive Infill Redevelopment Project	n/a	n/a	n/a	n/a	n/a	n/a	Determined by the community development coordinator based on the specific use and/or ITE Manual standards
Indoor Recreation/Entertainment	3,500— 10,000	30—100	25—50	15— 25	0—10	10— 20	3—5/1000 SF GFA or 3— 5/lane, 1— 2/court or 1/machine
Light Assembly	5,000— 10,000	50—100	25	15— 25	0—10	10— 20	4—5 spaces per 1,000 GFA
Limited Vehicle Service	5,000— 10,000	50—100	25	15— 25	0—10	10— 20	4—5 spaces per 1,000 GFA
Marinas and Marina Facilities	5,000— 20,000	50	25	25	10	20	1 space per 2 slips
Microbreweries	3,500 - 10,000	30 - 100	25 - 50	15 - 25	0 - 10	10 - 20	1.5/1,000 GFA dedicated to brewery operations and support services; and 7- 12/1,000 GFA for all other use area
Mixed Use	5,000— 10,000	50—100	25—50	15— 25	0—10	10— 20	Based upon specific use requirements
Nightclubs	5,000— 10,000	50—100	25	15— 25	0—10	10— 20	10 per 1,000 GFA
Offices	3,500— 10,000	30—100	25—50	15— 25	0—10	10— 20	3/1,000 SF GFA
Off-Street Parking	10,000	100	n/a	15— 25	0—10	10— 20	n/a
Outdoor Recreation/Entertainment	20,000	100	25	15— 25	10	10— 20	1—10 per 1,000 SQ FT of land area or as determined by the community development coordinator based on ITE Manual standards

Overnight Accommodations	20,000— 40,000	100— 200	25—50	15— 25	0—10	10— 20	1 per unit
Problematic Uses	5,000	50	25	15— 25	10	10— 20	5 spaces per 1,000 SF GFA
Restaurants	3,500— 10,000	30 - 100	25—50	15— 25	0—10	10— 20	7 - 12 spaces per 1,000 GFA
Retail Plazas	15,000	100	25—50	15— 25	0—10	10— 20	4 spaces per 1,000 GFA
Retail Sales and Services	3,500— 10,000	30—100	25—50	15— 25	0—10	10— 20	4—5 spaces per 1,000 GFA
RV Parks	40,000	200	25	15— 25	20	10— 20	1 space per RV space
Schools (2)	30,000— 40,000	100— 200	25—50	15— 25	0—10	10— 20	1 per 3 students
Self Storage	20,000	100	25	15— 25	10	10— 20	1 per 20 units plus 2 for manager's office
Social/Public Service Agencies(1)	5,000— 10,000	50—100	25—50	15— 25	0—10	10— 20	3—4 spaces per 1,000 GFA
Telecommunication Towers	10,000	400	Refer to section 3-2004	25	40	20	n/a
Vehicle Sales/Displays	10,000— 40,000	100— 200	25	15— 25	10	10— 20	2.5 spaces per 1,000 SQ FT of lot area

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~~Y. Telecommunication towers.~~

- ~~1. No telecommunication tower is located on Clearwater Beach.~~
- ~~2. If the telecommunication tower is located within a scenic corridor designated by the City of Clearwater or a scenic noncommercial corridor designated by the Pinellas Planning Council, the applicant must demonstrate compliance with the design criteria in those designations.~~
- ~~3. The design and construction of the telecommunication tower complies with the standards in Article 3, Division 21.~~

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Section 5. That Article 2, Zoning Districts, Division 10, Office District, Section 2-1002, Minimum Standard Development, Community Development Code, be amended to read as follows:

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Use	Min. Lot Area (sq. ft)	Min. Lot Width (ft.)	Max. Height (ft.)	Min. Setbacks (ft.)			Min. Off-Street Parking Spaces
				Front	Side	Rear	
Funeral Homes	10,000	100	30	25	10	20	0.25 per seat
Medical Clinic	10,000	100	30	25	10	20	5/1,000 GFA

Offices	10,000	100	30	25	10	20	3/1,000 sq. ft. GFA
Parks and Recreation Facilities	n/a	n/a	50	25	10	20	1 per 20,000 SF land area or as determined by the community development director based on ITE Manual standards
Places of Worship(1)	40,000	200	30	35	20	20	1 per 2 seats
Schools	40,000	200	30	35	20	20	1/3 students
<u>Telecommunications Towers</u>	<u>10,000</u>	<u>100</u>	<u>Refer to Section 3-2001</u>	<u>25</u>	<u>10</u>	<u>20</u>	<u>n/a</u>

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Section 6. That Article 2, Zoning Districts, Division 10, Office District, Section 2-1004, Flexible Development, Community Development Code, be amended to read as follows with subsection re-lettered as appropriate:

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Use	Min. Lot Area (sq. ft)	Min. Lot Width (ft.)	Max. Height (ft.)	Min. Setbacks (ft.)			Min. Off-Street Parking Spaces
				Front	Side	Rear	
Comprehensive Infill Redevelopment Project	n/a	n/a	n/a	n/a	n/a	n/a	Determined by the community development director based on the specific use and/or ITE Manual standards
Mixed Use	3,500	50	30—80	15—35	10—20	10—20	Based upon specific use requirements
Nursing Homes	20,000	100	30—50	15—35	10—20	10—20	1 per 2 residents
<u>Telecommunication Towers</u>	<u>10,000</u>	<u>100</u>	<u>Refer to Section 3-2001</u>	<u>25</u>	<u>10</u>	<u>20</u>	<u>n/a</u>
TV Radio Studios	20,000—40,000	100—200	35—80	15—35	10—20	10—20	3—5/1,000 GFA

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~~D. Telecommunication towers.~~

- ~~1. No telecommunication tower is located on Clearwater Beach.~~
- ~~2. If the telecommunication tower is located within a scenic corridor designated by the City of Clearwater or a scenic noncommercial corridor designated by the Pinellas Planning Council, the applicant must demonstrate compliance with the design criteria in those designations.~~
- ~~3. The design and construction of the telecommunication tower complies with the standards in Article 3 Division 20.~~

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Section 7. That a new Article 2, Zoning Districts, Division 11, US 19 District, Community Development Code, be added to read as follows:

**DIVISION 11. – US 19 DISTRICT ("US 19") RESERVED**

**Sections 2-1101—2-1104. – Reserved.**

**Section 2-1101. - Intent and purpose.**

The intent and purpose of the US 19 Zoning District and Development Standards is to promote employment-intensive and transit-supportive forms, patterns, and intensities of development; encourage the development of mixed use destinations at major cross streets; and provide for the design of safe, attractive, and accessible settings for working, living, and shopping consistent with the strategies defined in the US 19 Corridor Redevelopment Plan.

**Section 2-1101.1. – Maximum development potential.**

A. The US 19 District (“US 19”) may be located in more than one land use category. It is the intent of the US 19 District that development be consistent with the Countywide Plan for Pinellas County as required by state law. The uses and development potential of a parcel shall be determined by the standards found in Appendix B of this Development Code, consistent with the approved US 19 Corridor Redevelopment Plan. Development potential for the City of Clearwater future land use categories and the consistent Countywide Plan Map categories that apply to the US 19 District are as follows:

<u>Clearwater Future Land Use Category</u>	<u>Countywide Plan Map Category/Subcategory</u>	<u>Maximum Floor Area Ratio (1)</u>
<u>US 19 Regional Center</u>	<u>Activity Center (AC)/ Major Center Subcategory</u>	<u>FAR 2.5</u>
<u>US 19 Regional Center</u>	<u>Activity Center (AC)/ Community Center Subcategory</u>	<u>FAR 1.5</u>
<u>US 19 Corridor</u>	<u>Multimodal Corridor (MMC)/ Primary Corridor Subcategory</u>	<u>FAR 1.5</u>

(1) Residential and overnight accommodation development potential governed by FAR

B. Residential density on those portions of property located within the coastal storm area shall be limited to the density in place prior to the adoption of this Code, consistent with Policy A.1.2.2 and Map A-16 of the Comprehensive Plan.

**Section 2-1101.2. – US 19 Zoning District Permitted Uses and Development Standards**

Permitted uses and applicable approval requirements are established in the US 19 Zoning District & Development Standards set forth in Appendix B of this Development Code. All development pursuant to this Division 11 shall be governed by the zoning and design standards contained therein.

Section 8. That Article 2, Zoning Districts, Division 12, Institutional District, Section 2-1202, Minimum Standard Development, Community Development Code, be amended to read as follows:

\*\*\*\*\*

<i>Use</i>	<i>Min. Lot Area (sq. ft.)</i>	<i>Min. Lot Width (ft.)</i>	<i>Min. Setbacks (ft.)</i>			<i>Max. Height (ft.)</i>	<i>Min. Off-Street Parking Spaces</i>
			<i>Front</i>	<i>Side</i>	<i>Rear</i>		
Assisted Living Facilities	20,000	100	25	10	20	50	1 per 2 residents

Cemeteries	20,000	100	25	10	20	50	n/a
Community Gardens	n/a	n/a	15	5	5	n/a	n/a
Congregate Care	20,000	100	25	10	20	50	1 per 2 residents
Educational Facilities	40,000	200	25	10	20	50	1 per 2 students
Funeral Homes	20,000	100	25	10	20	50	0.25 per seat
Governmental Uses	20,000	100	25	10	20	50	4 per 1,000 SF GFA
Hospitals	5 acres	250	25	25	25	50	2/bed
Medical Clinic	10,000	100	25	10	20	50	5 per 1,000 SF GFA
Museums	20,000	100	25	10	20	50	3 per 1,000 SF GFA
Nursing Homes	20,000	100	25	10	20	50	1 per 2 residents
Places of Worship	20,000	100	25	10	20	50	1 per 2 seats
Parks and Recreation Facilities	n/a	n/a	25	10	20	50	1 per 20,000 SF land area or as determined by the community development coordinator based on ITE Manual standards
Schools	40,000	200	25	10	20	50	1 per 3 students
<u>Telecommunications Towers</u>	<u>10,000</u>	<u>100</u>	<u>25</u>	<u>10</u>	<u>20</u>	<u>Refer to Section 3-2001</u>	<u>n/a</u>

Section 9. That Article 2, Zoning Districts, Division 12, Institutional District, Section 2-1204, Flexible Development, Community Development Code, be amended to read as follows:

\*\*\*\*\*

Use	Min. Lot Area (sq. ft.)	Min. Lot Width (ft.)	Min. Setbacks (ft.)			Max. Height (ft.)	Min. Off-Street Parking Spaces
			Front	Side	Rear		
Comprehensive Infill Redevelopment Project	n/a	n/a	n/a	n/a	n/a	n/a	Determined by the community development coordinator based on the specific use and/or ITE Manual standards
Marinas and Marina Facilities	5,000	50	15—25	10—15	0—20	30	1 per 2 slips
Planned Medical Campus	50 acres	250	25	25	25	60—110	Determined by the community development

							coordinator based on the specific use and/or ITE Manual standards
Social/Public Service Agencies	10,000—20,000	100	15—25	10	15—20	50	2—3 per 1,000 GFA
Telecommunication Towers	10,000	100	25	10	20	Refer to Section 3-2001	n/a

\* \* \* \* \*

~~E. Telecommunication towers.~~

- ~~1. No telecommunication tower is located on Clearwater Beach.~~
- ~~2. If the telecommunication tower is located within a scenic corridor designated by the City of Clearwater or a scenic noncommercial corridor designated by the Pinellas Planning Council, the applicant must demonstrate compliance with the design criteria in those designations.~~
- ~~3. The design and construction of the telecommunication tower complies with the standards in Article 3, Division 20.~~

Section 10. That Article 2, Zoning Districts, Division 13, Industrial Research and Technology District, Section 2-1302, Minimum Standard Development, Community Development Code, be amended to read as follows:

\* \* \* \* \*

Use	Min. Lot Area (sq. ft)	Min. Lot Width (ft.)	Min. Setbacks (ft.)		Max. Height (ft.)	Min. Off-Street Parking Spaces
			Front	Side/Rear		
Accessory Dwellings	5,000	50	20	15	50	1/unit
Governmental Uses(1)	20,000	200	20	15	50	3/1,000 SF GFA
Indoor Recreation/Entertainment(2)	20,000	200	20	15	50	5/1,000 SF GFA or 5/lane, 2/court or 1/machine
Manufacturing(3)	20,000	200	20	15	50	1.5/1,000 SF GFA
Offices(4)	n/a	n/a	n/a	n/a	n/a	n/a
Parks and Recreation Facilities	n/a	n/a	25	10/20	50	1 per 20,000 SF land area or as determined by the community development coordinator based on the ITE Manual standards
Publishing and Printing	20,000	200	20	15	50	3/1,000 SF GFA
Research and Technology	20,000	200	20	15	50	2/1,000 SF GFA
Restaurants(6)	10,000	100	20	15	50	12 spaces per 1,000 SF GFA
Self Storage	20,000	200	20	15	50	1 per 20 units plus 2 for manager's office
<u>Telecommunication Towers</u>	<u>10,000</u>	<u>50</u>	<u>25</u>	<u>10/20</u>	<u>Refer to Section 3-2001</u>	<u>n/a</u>
TV/Radio Studios	20,000	200	20	15	50	4/1000 SF GFA
Urban Farms	n/a	n/a	20	15	50	2 per acre or fraction thereof
Vehicle Service(7)	20,000	200	20	15	50	1.5/1,000 SF GFA
Wholesale/Distribution/Warehouse Facility	20,000	200	20	15	50	1.5/1,000 SF GFA

\* \* \* \* \*

Section 11. That Article 2, Zoning Districts, Division 13, Industrial Research and Technology (IRT) District, Section 2-1304, Flexible Development, Community Development Code, be amended to read as follows:

\* \* \* \* \*

<i>Table 2-1304. "IRT" District Flexible Development Standards</i>							
Uses	Min. Lot Area (sq. ft.)	Min. Lot Width (ft.)	Min. Setbacks (ft.)			Max. Height (ft.)	Min. Off-Street Parking Spaces
			Front	Side	Rear		
Adult Uses(1)	10,000	100	20	15	15	30	5/1,000 SF GFA
Bars (5)	10,000	100	20	15	15	30	10 per 1,000 GFA
Comprehensive Infill Redevelopment Project	n/a	n/a	n/a	n/a	n/a	n/a	Determined by the community development coordinator based on the specific use and/or ITE Manual standards
Nightclubs(2)	10,000	100	20	15	15	30	10 per 1,000 GFA
Offices	10,000	100	20	15	15	50	3/1,000 SF GFA
Overnight Accommodations(3)	40,000	200	20	15	15	50	1/UNIT
Salvage Yards	40,000	200	20	15	15	30	1/200 SF of office space
Social/Public Service Agencies(4)	10,000	100	20	15	15	30	3/1,000 SF GFA
Telecommunication Towers	10,000	50	25	40	20	Refer to Section 3-2004	n/a

\* \* \* \* \*

- ~~I. Telecommunication towers.~~
- ~~1. No telecommunication tower is located on Clearwater Beach.~~
  - ~~2. If the telecommunication tower is located within a scenic corridor designated by the City of Clearwater or a scenic noncommercial corridor designated by the Pinellas Planning Council, the applicant must demonstrate compliance with the design criteria in those designations.~~
  - ~~3. The design and construction of the telecommunication tower complies with the standards in Article 3 Division 21.~~

Section 12. That Article 3, Development Standards, Division 3, Adult Use Standards, Section 3-301, Applicability and authority, Community Development Code be amended to read as follows:

\* \* \* \* \*

- A. Purpose. The purpose and intent of the city ~~commission~~ council in adopting these regulations governing adult uses is to establish reasonable and uniform regulations

that will protect the health, safety, and general welfare of the residents of the city. The provisions hereof, alone or together with the other applicable ordinances, are not intended to have the effect of imposing a limitation or restriction upon the content of any communicative materials, including adult materials. It is not the intent of this division to restrict or deny access by adults to adult materials or expression protected by the First Amendment, or to deny access by distributors and exhibitors of adult uses to their intended market, nor shall this division be construed as having such effect. Rather, it is the intent of this division to regulate the secondary effects of adult use establishments upon the public health, safety, and general welfare, and to impose only incidental restrictions on First Amendment freedoms which are no greater than are essential to the furtherance of such intent.

B. *Legislative findings.* The city ~~commission~~ council finds and declares that:

\* \* \* \* \*

14. Requiring adult use establishments to locate only in the "IRT" District and on parcels of land with frontage on U.S. 19 that are located in the ~~Commercial "C" US 19 District - Corridor Subdistrict (US 19-C)~~ and prohibiting adult use establishments from locating within 400 feet of any residentially zoned property, church, school, or public recreation area and within 750 feet of any other adult use establishment located within the City of Clearwater will create a reasonable balance between the constitutionally mandated need to provide a sufficient area for adult uses to locate and the need for protecting public health, safety, and welfare as well as the need to reduce the blighting and downgrading effects that adult uses have on surrounding residential and commercial properties - particularly those commercial properties located on State Road 60, which is the main route to Clearwater Beach.
15. Requiring adult uses establishments to locate in the ~~Commercial "C" US 19 District - Corridor Subdistrict (US 19-C)~~ only on parcels of land with frontage on U.S. 19 and prohibiting their location on State Road 60, which is the main route to Clearwater Beach, will provide adult use establishments with commercially desirable locations while contributing to the City's plan to beautify and revitalize State Road 60 so that State Road 60 will provide a more attractive corridor to Clearwater Beach thereby promoting tourism, which is the main economic base.

\* \* \* \* \*

Section 13. That Article 3, Development Standards, Division 3, Adult Use Standards, Section 3-302, Location of adult uses, Community Development Code, be amended to read as follows:

\* \* \* \* \*

B. An adult use establishment shall be located only in the "IRT" District or on parcels of land with frontage on U.S. 19 that are located in the ~~Commercial "C" US 19 District - Corridor Subdistrict (US 19-C)~~.

\* \* \* \* \*

Section 14. That a new Article 3, Development Standards, Division 5, Design Standards, Section 3-505, US 19, Community Development Code, be added to read as follows:

**Section 3-505. – US 19 District.**

The design standards for development in the US 19 District are established in Appendix B, US 19 District & Development Standards.

Section 15. That Article 3, Development Standards, Division 12, Landscaping/Tree Protection, Section 3-1202, General Landscaping Standards, Community Development Code, be amended to read as follows:

\*\*\*\*\*

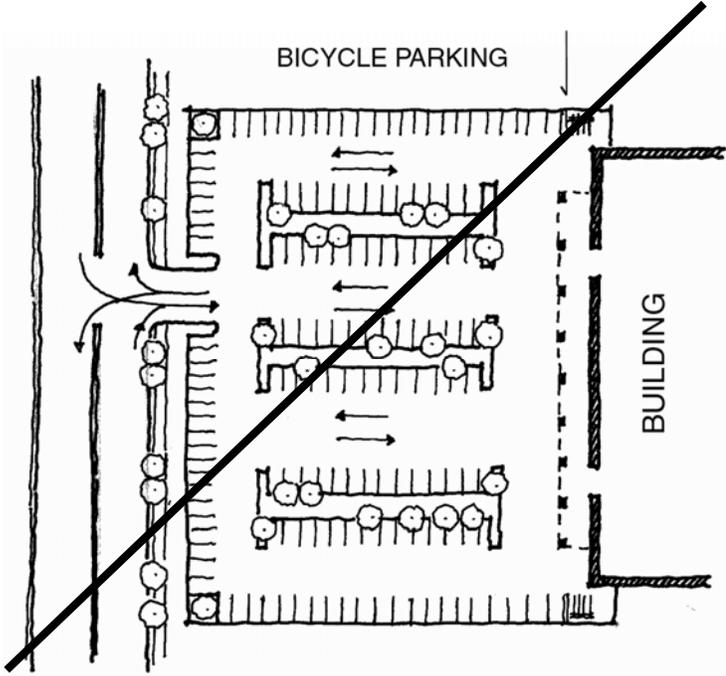
- G. Comprehensive landscaping program. Except for properties located within the US 19 District, the landscaping requirements of this division may be waived or modified as a part of a Level One or Level Two approval, as the case may be, if the application for development approval includes a comprehensive landscape program which satisfies the following criteria:

\*\*\*\*\*

Section 16. That Article 3, Development Standards, Division 14, Parking and Loading, Section 3-1402, Design Standards for Parking Lots and Parking Garages, Community Development Code, be amended to delete the following figure:

\*\*\*\*\*

- H. Unenclosed parking lots shall be landscaped and buffered in accordance with the provisions contained in Article 3, Division 12.



- I. Structural supports located in parking garages shall not encroach into the required area of a parking space. Structural supports shall be located in a manner to provide maximum vehicular maneuverability and shall not obstruct passenger ingress and egress.

\* \* \* \* \*

Section 17. That a new Article 3, Development Standards, Division 14, Parking and Loading, Section 3-1411, Bicycle Parking, Community Development Code, be added to read as follows:

**Section 3-1411. – Bicycle parking.**

**A. Location.** All provided bicycle parking shall comply with the following locational standards:

- 1. Bicycle racks shall be installed in highly-visible locations along pedestrian walkways and near building entries.
- 2. Bicycle racks shall be installed at the same grade as the abutting sidewalk, or at a location that is ADA accessible.
- 3. Bicycle rack locations shall not impede and/or obstruct ADA accessible routes, pathways or minimum clear widths of a sidewalk.
- 4. Bicycle racks shall not be placed closer than 30 inches from each other and not closer than 36 inches from walls or any other obstructions.

**B. Bicycle racks.**

- 1. Ground or floor mounted bicycle racks shall be designed to allow contact and support of a bicycle frame in at least two places and shall allow locking of the frame and one or both wheels with a U-shaped lock. The inverted "U" style bicycle rack that can hold two bicycles is the preferred type of rack (also known as a "staple", "hoop", or "U" rack).
- 2. Bicycle racks shall be permanently affixed to the ground.
- 3. Bicycle rack design shall include materials and forms that are consistent with any required streetscape furnishings.
- 4. Bicycle racks shall be constructed using durable finishes that cannot be damaged by the constant abrasion from the bicycles.
- 5. The following styles of bicycle racks as depicted in the following figure shall be prohibited.

## Prohibited Bicycle Rack

**WAVE**  
also called undulating  
or serpentine



Not intuitive or user-friendly; real-world use of this style often falls short of expectations; supports bike frame at only one location when used as intended.

**SCHOOLYARD**  
also called  
comb, grid



Does not allow locking of frame and can lead to wheel damage. Inappropriate for most public uses, but useful for temporary attended bike storage at events and in locations with no theft concerns. Sometimes preferred by recreational riders, who may travel without locks and tend to monitor their bikes while parked.

**COATHANGER**



This style has a top bar that limits the types of bikes it can accommodate.

**WHEELWELL**



Racks that cradle bicycles with only a wheelwell do not provide suitable security, pose a tripping hazard, and can lead to wheel damage.

**BOLLARD**



This style typically does not appropriately support a bike's frame at two separate locations.

**SPIRAL**



Despite possible aesthetic appeal, spiral racks have functional downsides related to access, real-world use, and the need to lift a wheel to park.

**SWING ARM SECURED**



These racks are intended to capture a bike's frame and both wheels with a pivoting arm. In practice, they accommodate only limited bike types and have moving parts that create unneeded complications.

Figure Source: APBP *Bicycle Parking Guidelines*, 2<sup>nd</sup> edition, page 10, [www.apbp.org](http://www.apbp.org), used with permission from the copyright holder.

### C. *Parking and maneuverability.*

1. Bicycle parking spaces shall be accessible without moving another bicycle.
2. Each bicycle parking space shall be at least six feet long with a minimum vertical clearance of seven feet.
3. An access aisle at least five feet wide shall be provided and maintained beside or between each row of bicycle parking.
4. Bicycle parking spaces shall be on a hard surface constructed of asphalt or concrete material, brick, decorative pavers or similar materials.

Section 18. That Article 3, Development Standards, Division 20, Telecommunications Towers, Section 3-2001, Telecommunication towers and antennas, Community Development Code, be amended to read as follows, with subsections re-lettered as appropriate:

\* \* \* \* \*

D. *Telecommunication towers.*

1. Anyone considering new tower construction must first explore the joint use of existing telecommunication towers or other existing buildings or structures as an alternative to new tower construction. Prior to the approval of a new tower, the community development coordinator board shall make a determination that no existing tower or other structure is available as a reasonable alternative. An applicant requesting approval of a new tower shall submit evidence to the city that supports a conclusion that no reasonable use can be made of any existing tower or structure. The community development coordinator board shall weigh and consider the following when determining whether approval of a telecommunication should be granted:
  - a. No existing tower or structure is located within the geographic area required to meet the applicant's coverage requirements.
  - b. Existing towers or structures are not of sufficient height to meet the applicant's engineering requirements.
  - c. Existing towers or structures do not have sufficient structural strength to support the applicant's proposed antenna and related equipment.
  - d. The applicant's proposed antenna would cause electromagnetic interference with or would be interfered with by other antennas if placed on any existing tower or structure.
  - e. The fees, costs or contractual provisions required by the owner in order to share an existing tower or structure for a time period of 25 years, exceed the cost of developing a new tower.
  - f. It is not financially feasible to modify or replace an existing tower to accommodate the proposed antenna.
  - g. The applicant demonstrates that there are other legitimate limiting factors that render existing towers and structures unsuitable.
2. Permitted use modifications or replacement of towers and utility structures to accommodate co-location by Level One approval (~~flexible~~ minimum standard).

\* \* \* \* \*

4. Design Standards.

a. No telecommunication tower shall be located on Clearwater Beach.

ba. Height. Single user towers are allowed a maximum height of 120 feet. Towers designed for joint use may be greater in height provided the additional height is constructed coincident with the actual use. Furthermore, existing conforming towers may be increased in height to accommodate additional users with a Level One approval (minimum standard). Towers designed for two users are allowed a maximum height of 140 feet. Towers designed for three or more users are allowed a maximum height of 160 feet. Up to 25 feet of additional height may be approved based on evidence that increased height would eliminate the need for additional towers.

cb. Setbacks.

- i. From residential uses. Towers shall be set back from existing residential uses a distance equal to the height of the tower. The distance shall be measured from the base of the tower to the residential property line.
- ii. From historic districts and listed structures. Towers shall be set back a minimum of 500 feet from any National Register historic district and from any individual structure listed in the National Register of Historic Places.
- iii. From property lines. Towers shall be set back from property lines in accordance with the requirements set forth in the zoning district regulations.
- de. Color and finish. Except for painting or marking required by the FAA, towers and supporting structures shall be a neutral, non-glare color or finish, so as to reduce visual obtrusiveness.
- ed. Fencing. Towers shall be enclosed by a six-foot high security, masonry or wood fence.
- fe. Landscaping/screening.
  - i. The perimeter of the tower site shall be buffered with shrubs selected and placed to screen the base of the tower and, to the extent possible, with trees selected and placed to minimize the vertical scale of the tower. A minimum of ten feet of landscape buffer shall be provided around the outside of the required fencing. The landscaping design requires approval of a landscaping plan by the community development coordinator as a Level One approval (minimum standard) in accordance with the provisions of Article 4 Division 3 of this development code.
  - ii. If the telecommunication tower is located within a scenic corridor designated by the City of Clearwater or a scenic noncommercial corridor designated as designated in the Countywide Plan for Pinellas County, the applicant must demonstrate compliance with the design criteria in those designations.
- gf. Illumination. Towers shall not be artificially lighted except as required by the FAA. At time of construction of a tower, in cases where there are residential uses located within a distance which is 300 percent of the height of the tower from the tower, dual mode lighting shall be requested from the FAA.
- he. Appurtenances. Appurtenant buildings and structures shall conform to the standards set forth in the zoning district regulations. Such buildings and structures shall be screened from adjacent properties and public streets. At a tower site, design of the buildings and related structures shall, when practicable, use materials, colors, textures, screening, and landscaping that will blend them into the natural setting and surrounding buildings to minimize the visual impact.
- ih. Design. To the extent practicable, the tower shall be designed to blend into the surrounding environment in order to protect the aesthetics of the neighborhood where the tower is proposed.
- ji. Waivers. The design standards identified above may be reduced or waived if such reduction or waiver would better satisfy the intent of this division and such modification or waiver is reviewed and decided by the community development ~~coordinator~~board in concert with the application for a Level One (minimum standard)~~Two~~ approval.

\* \* \* \* \*

Section 19. That Article 3, Development Standards, Division 3, Transit Shelters, Section 3-2203, Standards, Community Development Code, be amended to read as follows:

Transit shelters may be established in accordance with the following standards:

\* \* \* \* \*

B. *Location.*

1. Transit shelters may be permitted in any commercial, office, mixed-use or industrial zoning district; or PSTA routes adjacent to hospitals, schools or other permitted non-residential uses in multifamily residential zoning districts. No transit shelters with advertising shall be permitted in single-family residential zoning districts.

\* \* \* \* \*

Section 20. That Article 8, Definitions and Rules of Construction, Section 8-102, Definitions, Community Development Code be amended to read as follows:

\* \* \* \* \*

*Retail plazas* means a building or group of buildings on the same property or adjoining properties, but operating as and/or presenting a unified/cohesive appearance and generally but not necessarily under common ownership and management, and which is partitioned into separate units that utilize a common parking area, and is designed for a variety of interchangeable uses including governmental, indoor recreation/entertainment, office, restaurant, retail sales and service, and social/community center. In addition, bars, brewpubs, medical clinics, nightclubs, and places of worship may also be incorporated into retail plazas subject to their approval through the applicable ~~Level One (Flexible Standard Development) or Level Two (Flexible Development)~~ approval process and meeting their respective flexibility criteria.

\* \* \* \* \*

Section 21. That a new Appendix B, US 19 Zoning District & Development Standards, Community Development Code, be added to read as follows:

# Division 1. General Provisions

## SECTION B-101. INTENT & PURPOSE

The intent and purpose of the US 19 Zoning District & Development Standards (“Development Standards”) is to guide the development and redevelopment of sites along US 19 consistent with strategies defined in the US 19 Corridor Redevelopment Plan. The standards are designed to accomplish the following.

- Promote employment-intensive and transit-supportive forms, patterns, and intensities of development;
- Encourage the development of mixed use destinations at major cross streets; and
- Provide for the design of safe, attractive, and accessible settings for working, living, and shopping.

## SECTION B-102. RELATION TO THE COMMUNITY DEVELOPMENT CODE

These Development Standards are part of Community Development Code Article 2, Division 11 and Article 3, Division 5. Wherever there appears to be a conflict between these Development Standards and other sections of this Code, these standards shall prevail. For standards not covered by these Development Standards, other applicable sections of the Community Development Code shall apply.

## SECTION B-103. ORGANIZATION OF STANDARDS

These Development Standards are organized in five sections as follows.

### A) Regulating Plan

The regulating plan consists of maps indicating subdistrict limits and street frontage type assignments. Subdistrict standards regulate development intensity, building heights, uses, and parking requirements.

### B) Street Frontage

Street frontage standards regulate building location and facade treatments, landscaping, pedestrian improvements, and parking treatments along street frontages.

### C) Site Design

Site design standards regulate the configuration of improvements on sites, project phasing, pedestrian

and vehicular circulation, parking and service areas, landscaping, and other features.

### D) Building Design

Building design standards regulate the treatment of front facades, building entries, and other features related to the architectural design of buildings.

### E) Flexibility

The flexibility section provides process and standards for the approval of flexibility in the application of design standards.

## SECTION B-104. APPLICABILITY OF DESIGN STANDARDS

### A) General

The US 19 District street frontage, site design, and building design standards (“Design Standards”) are intended to ensure that new buildings and significant renovations and additions are designed in accordance with the vision described in the US 19 Corridor Redevelopment Plan, while allowing for incremental improvements to existing buildings and sites. Provisions addressing flexibility in the application of Design Standards are included in Division 7.

### B) Conformity of Existing Structures

Existing structures within the US 19 District, including buildings and parking, shall not be considered nonconforming under Section 6-102.

### C) Exemptions

The following types of development are exempt from all or a portion of the Design Standards as follows.

1. Structures Damaged by Force Majeure. Notwithstanding anything to the contrary contained or implied herein, if a lawfully constructed structure is damaged or destroyed by fire, casualty or act of God, the owner of record on the date of the event may repair or rebuild said structure on the same building site and with the same building footprint by right. To qualify, the structure must have been legally permitted to have been built under this or other Codes, or have legally existed as a non-conforming structure prior to the causative event. The structure shall not be added to or altered in any way, except to remedy the effects of such damage or destruction, unless such additions or alterations cause the structure to conform more closely with the provisions

of this Code. Permits for repair or replacement of such structures must be obtained within one year of the causative event.

2. Restricted Access Sites. Developments for which public access is prohibited due to health, safety, public security, and welfare reasons are exempt from these Design Standards.

3. Detached Dwellings. Detached dwellings lawfully existing on the date of adoption of these Development Standards may continue to be repaired, remodeled and expanded consistent with the provisions set forth in Article 2, Division 2, provided that any enlargement or alteration to the structure does not create any additional dwelling units. New accessory structures may be constructed consistent with Section 3-201. No lot of record upon which a detached dwelling existed on the date of adoption of these Development Standards may be expanded or reduced in size.

4. Mobile Homes and Mobile Home Parks. Mobile homes and mobile home parks lawfully existing on the date of adoption of these Development Standards may continue to be repaired, remodeled and/or replaced consistent with the provisions set forth in Article 2, Division 6, provided that any modifications do not create any additional dwelling units. New accessory structures may be constructed consistent with Section 3-201. No lot of record upon which a mobile home or mobile home park existed on the date of adoption of these Development Standards may be expanded or reduced in size.

5. Change of Use. Projects involving only a change in use are exempt from the Design Standards.

6. Improvement, Remodel, or Reconstruction. Building improvement and remodel projects, including reconstruction of buildings in the general location or footprint of buildings being replaced, with up to 5 percent additional gross floor area, shall be exempt from the Design Standards as follows.

- a. Building improvement, remodel, or reconstruction projects valued at less than 25 percent of the total assessed building value as reflected in the Property Appraiser's current records at the time of application are exempt from the Design Standards.
- b. Building improvement, remodel, or reconstruction projects valued at 25 percent or more of the

total assessed building value as reflected in the Property Appraiser's current records at the time of application, are exempt from all but Sections B-503.C, B-504.A.1, B-504.C, and B-505.A of the Design Standards. The provisions of Sections B-503.C, B-504.A.1, B-504.C, and B-505.A of the Design Standards shall apply to the area of the site within reasonable proximity to the improved, remodeled, or reconstructed area of the building.

7. Internal Buildings and Additions. New buildings or additions to existing buildings located 200 feet minimum from the front property line shall be exempt from the street frontage standards in Division 4 and Sections B-502, B-503.A, B-503.B, and B-604.A. The location of new buildings or additions to existing buildings shall allow for future development compliant with all setback requirements.

8. Parking and Landscaping. The following Community Development Code sections shall not apply: 3-1202.A.2, 3-1202.A.3, 3-1401.B.2 and 3-1401.B.3.

## Division 2. Regulating Plan

### SECTION B-201. GENERAL

Development within the US 19 District is regulated by subdistrict and street frontage type as shown in Figure 1. Regulating Plan and described below.

### SECTION B-202. SUBDISTRICTS

Standards and regulations for properties within the US 19 District apply to properties falling within one of three Subdistricts illustrated in Figure 1. Regulating Plan.

#### A) Regional Center Subdistrict

The Regional Center Subdistrict is applied to areas along US 19 planned to develop with a more urban character defined by taller, mixed use buildings aligned along streets. Standards are designed to create pedestrian-friendly streets and building frontages, and better connections among destinations.

#### B) Neighborhood Center Subdistrict

The Neighborhood Center Subdistrict is applied to areas along US 19 planned to serve as local shopping and employment destinations. Standards are designed to create more pedestrian-friendly streets and building frontages, and better connections among destinations.

#### C) Corridor Subdistrict

The Corridor Subdistrict is applied to areas along US 19 without direct access to interchanges. In these areas, a wide range of employment-intensive uses is favored over small-scale retail uses. Standards are designed to allow flexibility in site configurations and consistency in front landscape improvements.

### SECTION B-203. STREET FRONTAGE TYPES

#### A) Street Frontage Types on Regulating Plan

Select requirements in these Development Standards apply to properties along one of five street frontage types shown in Figure 1. Regulating Plan. These are further described in Division 4, where Street Frontage Type A is considered the most pedestrian- and transit-supportive and Street Frontage Type E is considered the least pedestrian- and transit-supportive.

#### B) Street Frontage Types Assignment

1. Along new primary drives as defined in Section B-502.B and Table 5. Locational & Design Standards for New Drives, Street Frontage Type A is required.
2. Along streets and drives where street frontage types are not depicted on the Regulating Plan, an appropriate street frontage type shall be established as part of an application for development approval.

—

Figure 1. Regulating Plan

**US 19 Subdistricts**

**US 19 Regional Center**

-  City
-  Unincorporated

**US 19 Neighborhood Center**

-  City
-  Unincorporated

**US 19 Corridor**

-  City
-  Unincorporated

**Preservation**

-  City
-  Unincorporated

**Outside US 19 Corridor District**

-  City
-  Unincorporated

**Street Frontage Types**

-  A
-  B
-  C
-  D
-  E

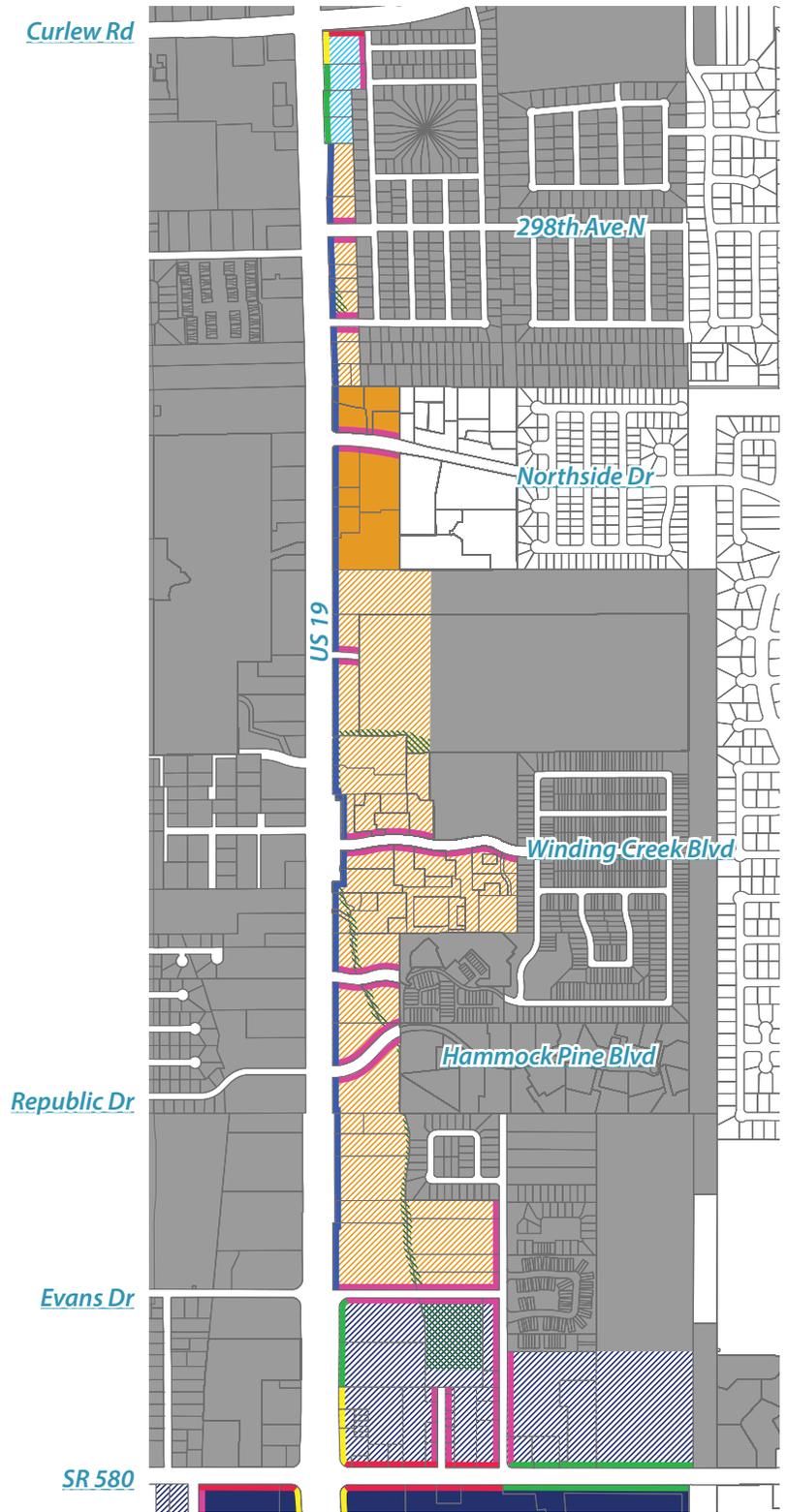


Figure 1. Regulating Plan (continued)

**US 19 Subdistricts**

**US 19 Regional Center**

- City
- Unincorporated

**US 19 Neighborhood Center**

- City
- Unincorporated

**US 19 Corridor**

- City
- Unincorporated

**Preservation**

- City
- Unincorporated

**Outside US 19 Corridor District**

- City
- Unincorporated

**Street Frontage Types**

- A
- B
- C
- D
- E

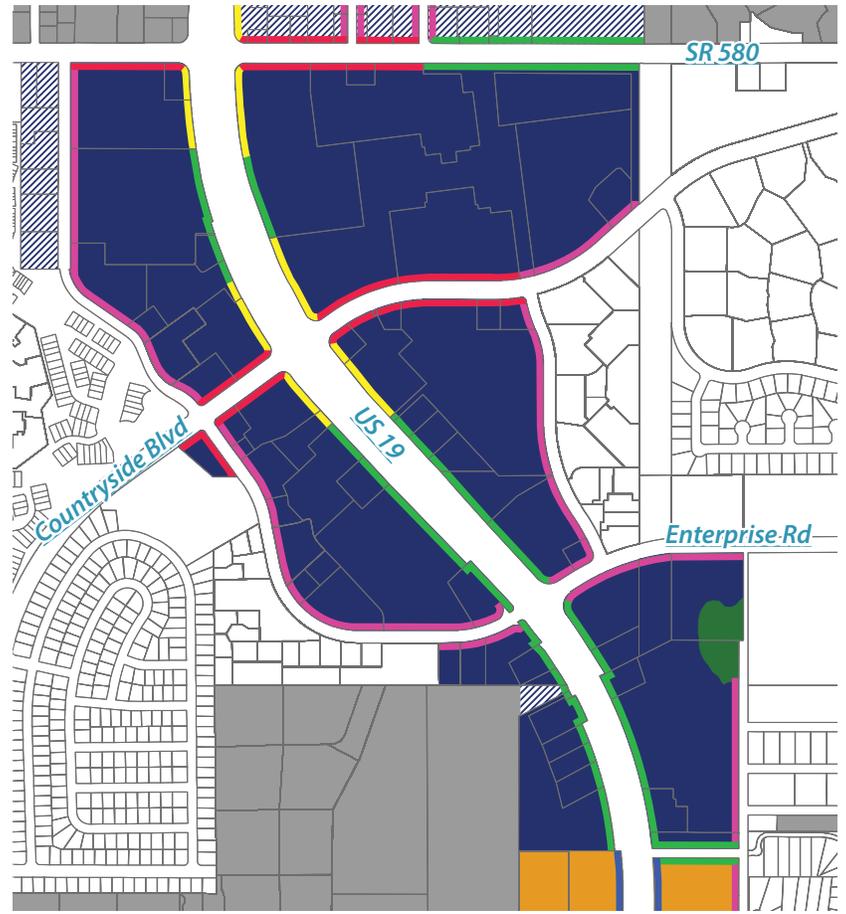


Figure 1. Regulating Plan (continued)

**US 19 Subdistricts**

**US 19 Regional Center**

-  City
-  Unincorporated

**US 19 Neighborhood Center**

-  City
-  Unincorporated

**US 19 Corridor**

-  City
-  Unincorporated

**Preservation**

-  City
-  Unincorporated

**Outside US 19 Corridor District**

-  City
-  Unincorporated

**Street Frontage Types**

-  A
-  B
-  C
-  D
-  E

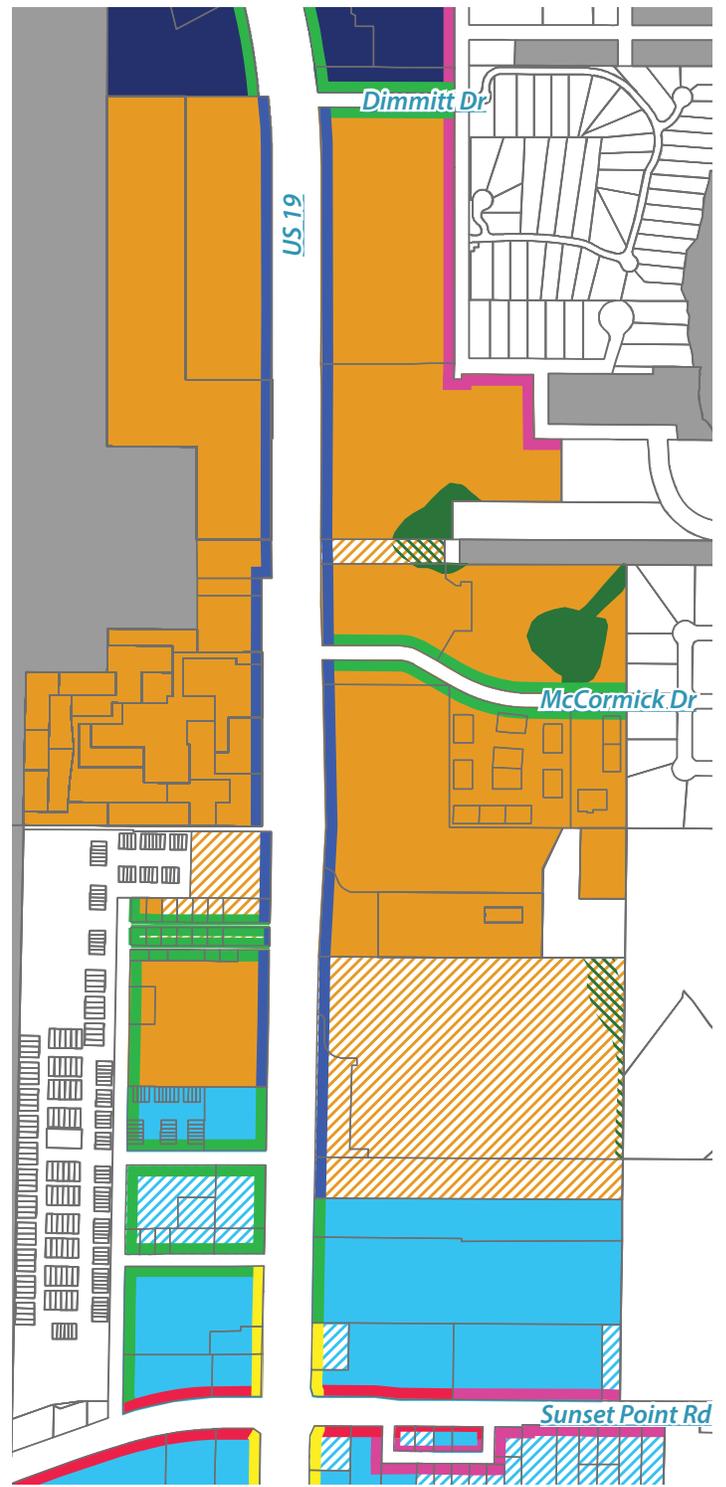
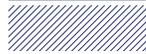


Figure 1. Regulating Plan (continued)

**US 19 Subdistricts**

**US 19 Regional Center**

-  City
-  Unincorporated

**US 19 Neighborhood Center**

-  City
-  Unincorporated

**US 19 Corridor**

-  City
-  Unincorporated

**Preservation**

-  City
-  Unincorporated

**Outside US 19 Corridor District**

-  City
-  Unincorporated

**Street Frontage Types**

-  A
-  B
-  C
-  D
-  E

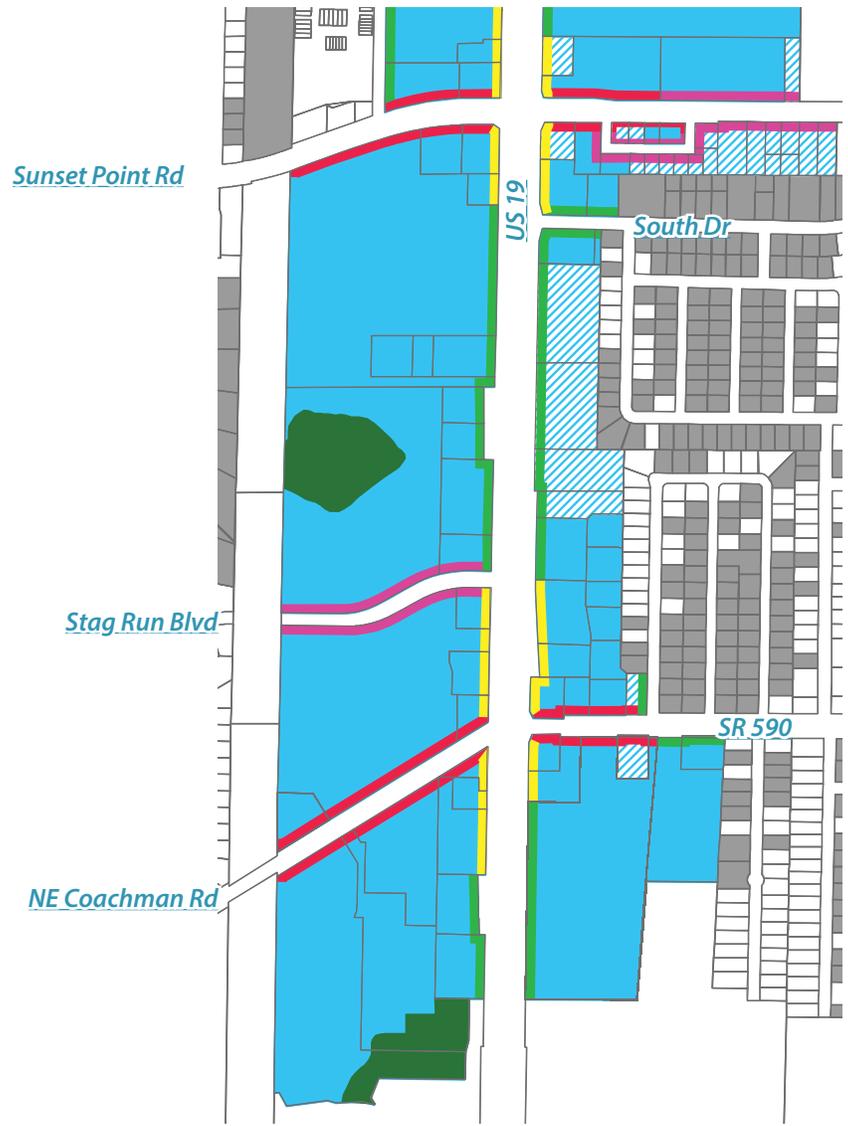
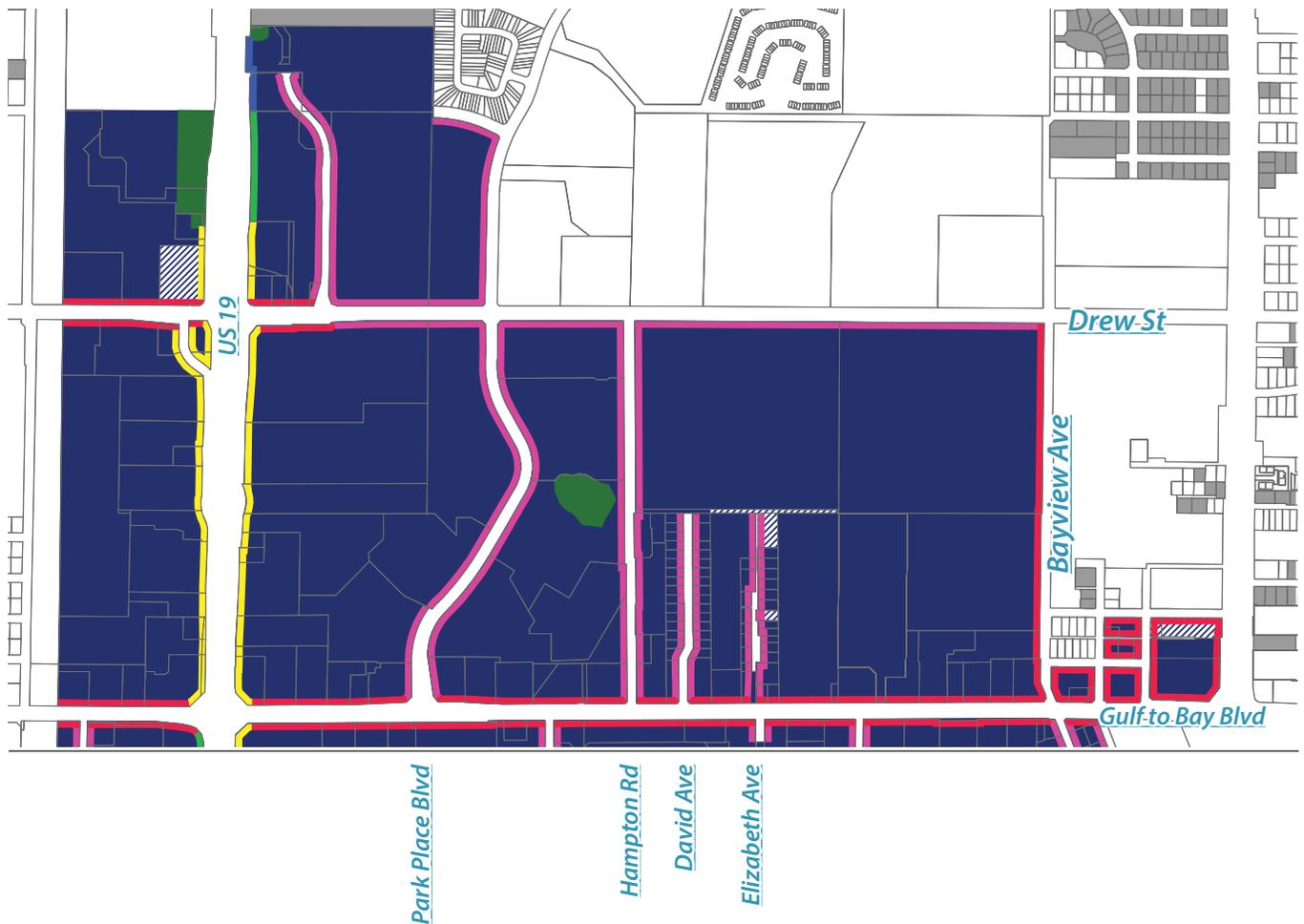


Figure 1. Regulating Plan (continued)



**US 19 Subdistricts**

**US 19 Regional Center**

- City
- Unincorporated

**US 19 Neighborhood Center**

- City
- Unincorporated

**US 19 Corridor**

- City
- Unincorporated

**Preservation**

- City
- Unincorporated

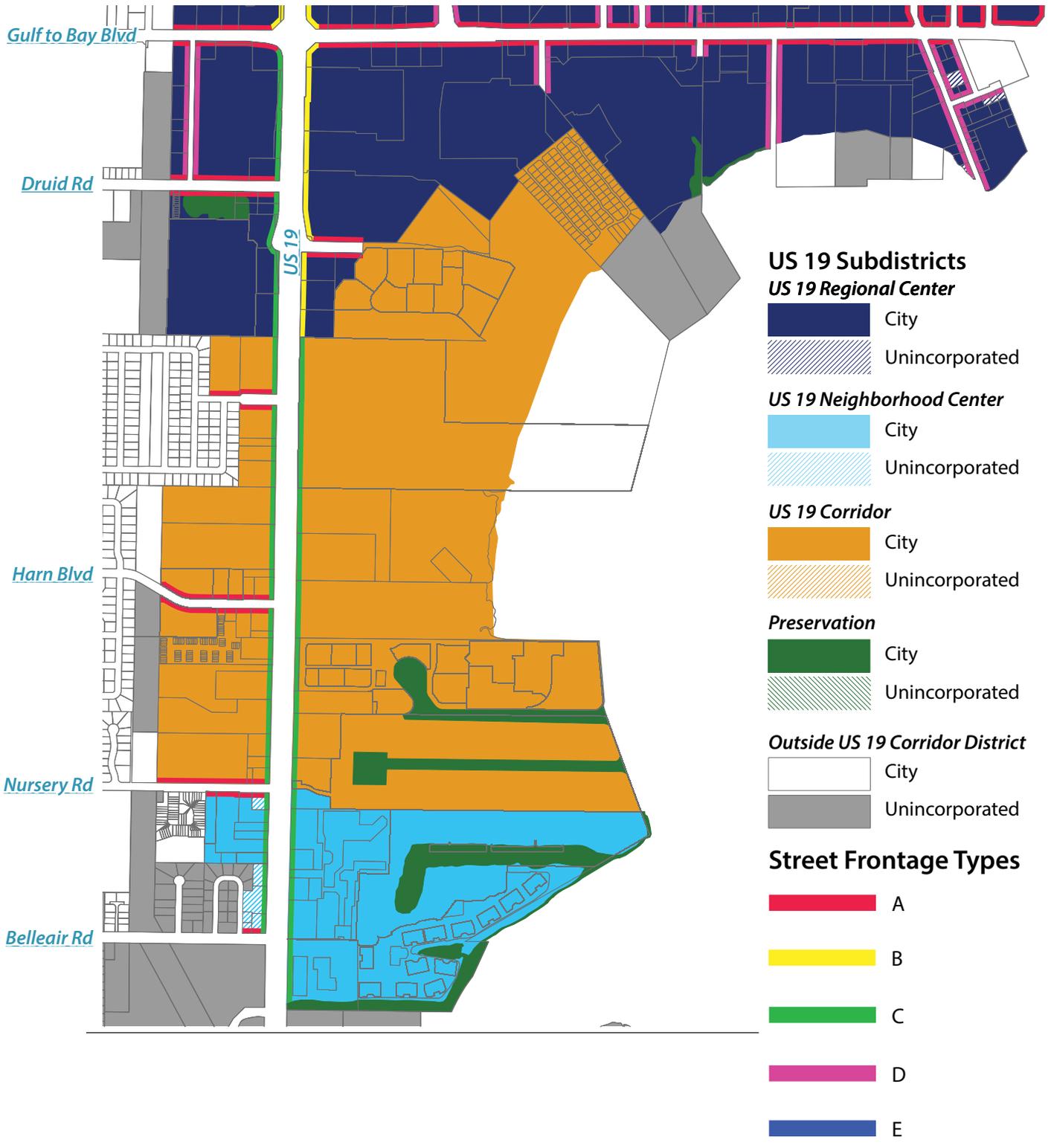
**Outside US 19 Corridor District**

- City
- Unincorporated

**Street Frontage Types**

- A
- B
- C
- D
- E

Figure 1. Regulating Plan (continued)



# Division 3. Subdistrict Standards

## SECTION B-301. DEVELOPMENT INTENSITY

### A) Maximum Development Potential

The maximum development potential set forth for each established Subdistrict is shown in Table 1. Permitted Intensities by Future Land Use Category. All allowable uses, including residential and overnight accommodations, are regulated by Floor Area Ratio (FAR).

Table 1. Permitted Intensities by Future Land Use Category

Clearwater Future Land Use Category	Countywide Plan Map Category / Subcategory	US 19 Subdistrict	Maximum Floor Area Ratio (FAR)
US 19 Regional Center	Activity Center (AC) / Major Center Subcategory	Regional Center	FAR 2.5
US 19 Neighborhood Center	Activity Center (AC) / Community Center Subcategory	Neighborhood Center	FAR 1.5
US 19 Corridor	Multimodal Corridor (MMC) / Primary Category	Corridor	FAR 1.5

### B) Residential Density in Coastal Storm Area

Residential density on those portions of property located within the coastal storm area shall be limited to the density in place prior to the adoption of this Code, consistent with Policy A.1.2.2 and Map A-16 of the Comprehensive Plan.

## SECTION B-302. BUILDING HEIGHT

### A) Maximum Building Heights

Maximum heights for buildings are defined by Subdistrict as follows.

1. Regional Center: 150 feet
2. Neighborhood Center: 70 feet
3. Corridor: 100 feet

### B) Height Transitions & Setbacks

1. Portions of buildings located less than 50 feet from adjacent properties zoned LDR, LMDR, or MDR shall be no greater than 35 feet in height.
2. Portions of buildings located between 50 and 100 feet of adjacent properties zoned LDR, LMDR or MDR are allowed increases in height above 35 feet at a ratio of one foot in height for each additional one foot in distance from the adjacent property.

### C) Minimum Heights at Key Corners

For properties within 100 feet of the following intersections measured along front property lines, the minimum floor-to-floor height for non-residential ground floor building space shall be 18 feet and the minimum building height for all buildings shall be 25 feet.

1. US 19 and SR 580
2. US 19 and Countryside Boulevard
3. US 19 and Sunset Point Road
4. US 19 and Coachman Road/SR 590
5. US 19 and Drew Street
6. US 19 and Gulf to Bay Boulevard
7. US 19 and Belleair Road

## SECTION B-303. PERMITTED USES & PARKING

### A) Use & Parking Table

Permitted uses and approval levels by Subdistricts, along with parking requirements, are listed in Table 2. Use & Parking. Active uses are required at identified key corners, as defined in Section B-303.B.

### B) Active Uses at Key Corners

For properties within 100 feet of the following intersections measured along front property lines, ground floor building space along front facades to a depth of 20 feet minimum shall be occupied only by active uses including retail sales and services, bars, brewpubs, microbreweries, nightclubs, and/or restaurants in non-residential projects or ground floor amenity areas, lobbies, and/or fitness centers in residential projects.

1. US 19 and SR 580
2. US 19 and Countryside Boulevard
3. US 19 and Sunset Point Road
4. US 19 and Coachman Road/SR 590
5. US 19 and Drew Street
6. US 19 and Gulf to Bay Boulevard
7. US 19 and Belleair Road

### C) Parking Reduction

For all uses listed in Table 2. Use & Parking, a reduction in the minimum number of parking spaces may be approved. The combined effect of all applicable reductions in this section shall not reduce the off-street parking required by more than 25 percent. Parking reduction factors are provided in Table 3. Parking Reduction Factors.

Table 2. Use & Parking

Use	Regional	Neighborhood	Corridor	Use Specific Standards	Minimum Off-Street Parking Spaces
<b>RESIDENTIAL USES</b>					
Attached dwellings	BCP	BCP	BCP	None	1.5/unit
<b>NONRESIDENTIAL USES</b>					
Adult uses	FLS	FLS	FLS	1. The use complies with the requirements in Article 3, Division 3.	4/1,000 SF GFA
Alcoholic beverage sales	BCP	BCP	BCP	1. See footnote 2.	4/1,000 SF GFA
Animal boarding	X	FLS	FLS	1. See footnote 1. 2. The use of the parcel does not involve animal confinement facilities that are open to the outside. 3. Animals may have supervised outdoor exercise but only between 7:00 a.m.—9:00 p.m. In no case shall animals be left unsupervised while outdoors.	4/1,000 SF GFA
Assisted living facilities	BCP	BCP	BCP	None	1 per 4 beds
Automobile service stations	FLD	FLS	FLS	1. See footnote 1.	4/1,000 SF GFA
Bars	BCP	BCP	BCP	1. See footnote 1. 2. See footnote 2.	4/1,000 SF GFA
Brewpubs	BCP	BCP	BCP	1. No more than 50 percent of the total gross floor area of the establishment shall be used for the brewery function including, but not limited to, the brewhouse, boiling and water treatment areas, bottling and kegging lines, malt milling and storage, fermentation tanks, conditioning tanks and serving tanks.	4/1,000 SF GFA
Community gardens	BCP	BCP	BCP	None	Not applicable
Congregate care	BCP	BCP	BCP	None	1 per 4 beds
Educational facilities	BCP	BCP	BCP	None	4/1,000 SF GFA
Governmental uses	FLS	FLS	FLS	None	4/1,000 SF GFA
Indoor recreation/entertainment	BCP	BCP	BCP	None	4/1,000 SF GFA
Light assembly	BCP	BCP	BCP	None	4/1,000 SF GFA
Marinas and marina facilities	FLD	FLD	FLD	1. No commercial activities other than the mooring of boats on a rental basis shall be permitted on any parcel of land which is contiguous to a parcel of land which is designated as residential in the Zoning Atlas, unless the marina facility is totally screened from view from the contiguous land which is designated as residential and the hours of operation of the commercial activities are limited to the time period between sunrise and sunset. 2. All marina facilities shall comply with the commercial dock requirements set forth in Section 3-601.C.3 and the marina and marina facilities requirements set forth in Section 3-603.	1 space/2 slips
Medical clinic	FLS	BCP	BCP	None	4/1,000 SF GFA
<p><i>Footnotes:</i></p> <p>1. The parcel proposed for development is not contiguous to a parcel of land which is designated as residential in the Zoning Atlas.</p> <p>2. The parcel proposed for development is not located within 500 feet of a parcel of land used for purposes of a place of worship or a public or private school unless the intervening land uses, structures or context are such that the location of the use is unlikely to have an adverse impact on such school or use as a place of worship.</p> <p><i>Key:</i></p> <p>BCP = Level 1 Minimum Standard (Building Construction Permit).</p> <p>FLS = Level 1 Flexible Standard Development (Community Development Coordinator approval required).</p> <p>FLD = Level 2 Flexible Development (Community Development Board approval required).</p> <p>X = Not Allowed</p>					

Table 2. Use & Parking (continued)

Use	Regional	Neighborhood	Corridor	Use Specific Standards	Minimum Off-Street Parking Spaces
Microbreweries	FLS	FLS	FLS	1. See footnote 1. 2. See footnote 2. 3. No more than 75 percent of the total gross floor area shall be used for the brewery function including, but not limited to, the brewhouse, boiling and water treatment areas, bottling and kegging lines, malt milling and storage, fermentation tanks, conditioning tanks and serving tanks.	4/1,000 SF GFA
Nightclubs	FLS	FLS	FLS	1. See footnote 1. 2. See footnote 2.	
Nursing homes	X	X	FLS	None	1 per 4 beds
Offices	BCP	BCP	BCP	None	4/1,000 SF GFA
Outdoor recreation/entertainment	X	X	FLD	1. See footnote 1.	1-10/1,000 SF of land area or as determined by the community development coordinator based on the ITE Manual standards.
Overnight accommodations	BCP	BCP	BCP	1. The parcel proposed for development shall, if located within the coastal storm area, have a hurricane evacuation plan requiring the use close when a hurricane watch is posted. 2. Signage for any accessory use shall be subordinate to and incorporated into the primary freestanding signage for the overnight accommodation use. In no case shall more than 25 percent of the sign area be dedicated to the accessory uses.	1/unit
Parking garages and lots	FLS	FLS	FLS	None	Not applicable
Parks and recreation facilities	BCP	BCP	BCP	None	1/20,000 SF land area or as determined by the community development coordinator based on ITE Manual standards
Places of worship	FLD	FLD	FLS	None	1 per 2 seats
Problematic uses	X	X	FLD	1. See footnote 1. 2. The use is not located within 500 feet of another problematic use. 3. The building in which the use is located is a building which is conforming to all current land development and building regulations.	4/1,000 SF GFA
Public transportation facilities	FLS	FLS	FLS	None	Not applicable
Research and technology	BCP	BCP	BCP	None	2/1,000 SF GFA
Restaurants	BCP	BCP	BCP	None	4/1,000 SF GFA
Retail plazas	BCP	BCP	BCP	1. Restaurants within the retail plaza may occupy up to 25 percent of the total gross floor area of the retail plaza. Any restaurant, or fraction thereof, that exceeds 25 percent must provide off-street parking at a rate consistent with the parking requirement for the restaurant use in the district.	4/1,000 SF GFA

**Footnotes:**

1. The parcel proposed for development is not contiguous to a parcel of land which is designated as residential in the Zoning Atlas.
2. The parcel proposed for development is not located within 500 feet of a parcel of land used for purposes of a place of worship or a public or private school unless the intervening land uses, structures or context are such that the location of the use is unlikely to have an adverse impact on such school or use as a place of worship.

**Key:**

- BCP = Level 1 Minimum Standard (Building Construction Permit).
- FLS = Level 1 Flexible Standard Development (Community Development Coordinator approval required).
- FLD = Level 2 Flexible Development (Community Development Board approval required).
- X = Not Allowed

Table 2. Use & Parking (continued)

Use	Regional	Neighborhood	Corridor	Use Specific Standards	Minimum Off-Street Parking Spaces
Retail sales and services	BCP	BCP	BCP	None	4/1,000 SF GFA
Schools	FLD	FLD	FLD	1. All off-street parking is located at least 200 feet from any property designated as residential in the Zoning Atlas.	1 per 3 students
Self-storage warehouse	X	X	FLS	1. Access doors to individual storage units are located within a building or are screened from view from adjacent property or public rights-of-way by landscaped walls or fences located no closer to the property lines of the parcel proposed for development than five feet.	1/20 units plus 2 for manager's office
Social and community centers	X	X	FLS	1. See footnote 1.	4/1,000 SF GFA
Social/public service agencies	X	X	FLS	1. See footnote 1. 2. The social/public service agency shall not be located within 1,500 feet of another social/public service agency.	4/1,000 SF GFA
Telecommunications towers	BCP	BCP	BCP	None	Not applicable
TV/radio stations	FLD	BCP	BCP	1. All buildings are designed and located so that no building is closer than 100 feet from a parcel of land which is designated as residential in the Zoning Atlas.	4/1,000 SF GFA
Utility/ infrastructure facilities	FLS	FLS	FLS	1. Any above ground structure other than permitted telecommunication towers and utility distribution lines located on or along a rear lot line shall be screened from view by a landscaped opaque wall or fence which is at least two-thirds the height of the above ground structure and shall be landscaped with trees and hedges which five years after installation will substantially obscure the fence or wall and the above ground structure.	Not applicable
Vehicle sales/ displays	FLS	FLS	FLS	1. See footnote 1. 2. Minimum lot area: 2.5 acres (108,900 square feet). Contiguous parcels of land under common ownership or consolidated for the purposes of development may be exempt from this requirement so long as the combined lot area meets or exceeds the minimum. 3. The gross floor area of enclosed buildings is at least 7,000 square feet. 4. Provision is made to dim outdoor lighting at all times when the automobile sales and service uses is not open to the public to that level necessary to maintain the security of the premises. 5. The use of the parcel proposed for development fronts on but will not involve direct access to a major arterial street.	2.5/1,000 lot sales area
Vehicle sales/ displays, limited	FLS	FLS	FLS	1. See footnote 1. 2. The gross floor area of enclosed buildings is at least 7,000 square feet. 3. Provision is made to dim outdoor lighting at all times when the automobile sales and service uses is not open to the public to that level necessary to maintain the security of the premises. 4. Within Regional Center or Neighborhood Center Subdistricts, the use shall be located in an enclosed structure and shall have no outdoor displays.	4/1,000 SF GFA
Vehicle service, limited	X	FLD	FLS	1. See footnote 1. 2. The use does not involve the overnight, outdoor storage of automobiles.	4/1,000 SF GFA
Veterinary offices	BCP	BCP	BCP	1. See footnote 1.	4/1,000 SF GFA
<p><i>Footnotes:</i>                      1. The parcel proposed for development is not contiguous to a parcel of land which is designated as residential in the Zoning Atlas.                      2. The parcel proposed for development is not located within 500 feet of a parcel of land used for purposes of a place of worship or a public or private school unless the intervening land uses, structures or context are such that the location of the use is unlikely to have an adverse impact on such school or use as a place of worship.                      Key:                      BCP = Level 1 Minimum Standard (Building Construction Permit).                      FLS = Level 1 Flexible Standard Development (Community Development Coordinator approval required).                      FLD = Level 2 Flexible Development (Community Development Board approval required).                      X = Not Allowed</p>					

Table 3. Parking Reduction Factors

Factor	Criteria	Parking Reduction
On-Street Parking	Properties within the Regional Center and Neighborhood Center Subdistricts with Type A Street Frontage	One legal on-street parking space can be substituted for every required off-street parking space provided the on-street space is located along that portion of the right-of-way immediately abutting the property seeking the adjustment.
Electric Vehicle Charging Stations	All properties within the US 19 District	One off-street parking space equipped with an electric vehicle charging station may be substituted for two required off-street parking spaces. The maximum substitution shall be no more than eight required spaces.
Photovoltaic-Topped Shade Structure	All properties within the US 19 District	One off-street parking space equipped with a Photovoltaic /PV-topped shade structure (also called solar canopy or solar carport) may be substituted for three required off-street parking spaces.
Bus Shelter	All properties within the US 19 District	Bus shelters may be provided in lieu of up to 15 percent of the required number of parking spaces. This reduction shall only be applied at PSTA approved locations.
Bicycle Parking	All properties within the US 19 District	One bicycle rack that provides a minimum of six-units of parking may be substituted for no more than one parking space. This is in addition to required bicycle parking pursuant to Division 5. Site Design Standards.
Shared Parking	All properties within the US 19 District	Pursuant to Section 3-1405.

# Division 4. Street Frontage Standards

## SECTION B-401. GENERAL

Street frontage standards in this section regulate conditions along street frontages, include building, setbacks, pedestrian and landscape improvements, parking and vehicular circulation, and building facades and entries. The location and extent of each street frontage type is illustrated in Figure 1. Regulating Plan. Table 4. Summary of Street Frontage Standards provides an overview of requirements by street frontage type.

Table 4. Summary of Street Frontage Standards

Standard	Street Frontage Type				
	Type A	Type B	Type C	Type D	Type E
Front Setbacks	15' Minimum 20' Maximum	25' Minimum 40' Maximum	25' Minimum 85' Maximum	15' Minimum	30' Minimum
Side Setbacks	10' Minimum	10' Minimum	10' Minimum	10' Minimum	20' Minimum
Rear Setback	10' Minimum	10' Minimum	10' Minimum	10' Minimum	10' Minimum
Distance Between Buildings	100' Maximum	100' Maximum	100' Maximum	Not Applicable	Not Applicable
Front Landscape Area	5' Minimum	15' Minimum 20' Maximum	15' Minimum 20' Maximum	15' Minimum	30' Minimum
Front Pedestrian Area	10' Minimum	10' Minimum	10' Minimum	10' Minimum (Optional)	10' Minimum (Optional)
Walkways Connections Between Buildings	6' Minimum with 100' Maximum Spacing	6' Minimum with 100' Maximum Spacing	6' Minimum with 100' Maximum Spacing	6' Minimum (To Primary Entrance)	6' Minimum (To Primary Entrance)
Surface parking Location	Side & Rear	Side & Rear	1/2 Bay in front Side & Rear	Front, Side & Rear	Front, Side & Rear
Structured Parking Location	Rear	Rear	Side & Rear	Side & Rear	Side & Rear

**SECTION B-402. TYPE A STREET FRONTAGE**



Figure 2. Type A Character Image

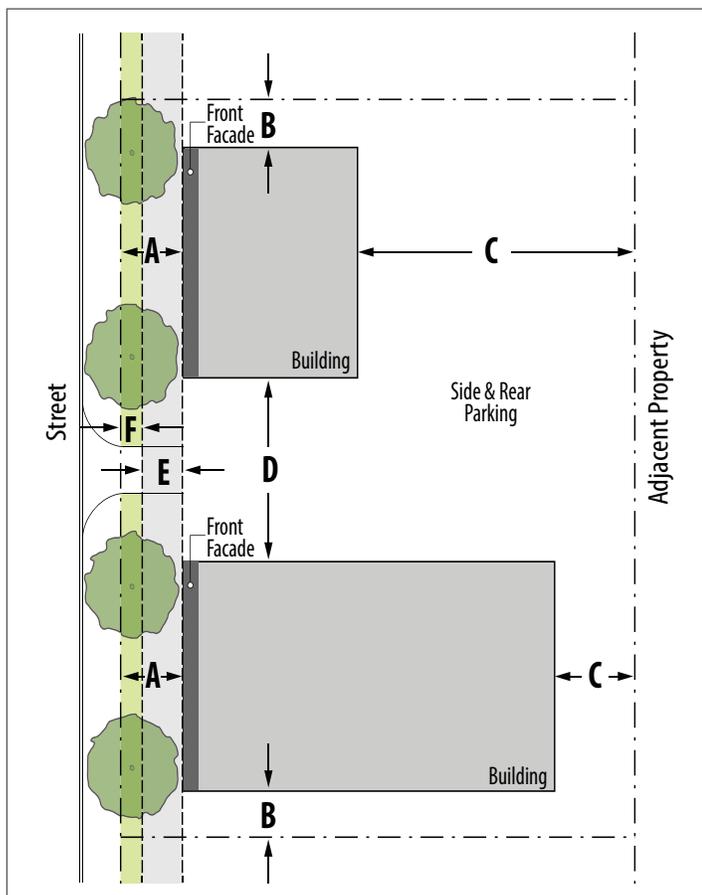


Figure 3. Type A Building Placement Diagram

**A) General**

Type A Street Frontage as shown in Figure 1. Regulating Plan identifies pedestrian- and transit-oriented frontages along major streets crossing US 19. In these locations, development standards limit front setbacks, prohibit parking in front of buildings, and require buildings oriented to public sidewalks and pedestrian areas along streets.

(In the sections below, the bold lettering in parentheses refers to the annotations in Figure 3. Type A Building Placement Diagram.)

**B) Building Setbacks & Spacing**

1. Buildings shall be placed along street frontages consistent with the following setbacks from property lines.

- a. Front Setbacks (A): 15 feet minimum, 20 feet maximum
- b. Side Setbacks (B): 10 feet minimum or 0 feet if abutting adjacent building with blank side wall
- c. Rear Setbacks (C): 10 feet minimum

2. Front setbacks may be reduced to 5 feet in locations where adjacent rights-of-way are improved with a 10-foot minimum wide landscape area adjacent to the street and a 10-foot minimum wide pedestrian area adjacent to building frontages. For the purpose of this section, the landscape area adjacent to the street shall include landscape material equivalent to what is required for front buffer areas in Article 3, Division 12 with the exception that the width shall be as set forth above.

3. Front setbacks may be increased by 10 feet maximum extending 40 feet maximum along the front facade for projects with front courtyards or publicly-accessible front entry plazas.

4. To promote continuity of building frontages along front setbacks, the space between individual buildings shall not exceed 100 feet (D).

**C) Pedestrian & Landscape Improvements**

1. The area along front building facades shall be improved with a 10-foot minimum wide pedestrian area (E).

2. Walkway connections shall be provided between public sidewalks and pedestrian areas along building facades. Such connections shall be 6 feet wide minimum and spaced 100 feet apart maximum.

3. For areas where front setbacks are not reduced or eliminated, the area along the property line within the front setback shall be improved with a 5-foot minimum wide landscape area (F).

#### D) Parking & Vehicular Circulation

1. Parking, vehicular circulation, and other vehicular use areas are prohibited between buildings and streets along front setbacks.

2. Surface parking to the side of buildings along streets shall be set back 5 feet behind front building facades and screened from view with a low (24 to 36 inches) opaque hedge or wall.

3. Structured parking, whether freestanding or attached to a building, shall be located to the rear of buildings.

4. Ground level parking, vehicular circulation and other vehicular use areas incorporated in the ground floor of a building along street frontages shall be located behind fully-enclosed, occupied building space with a depth of 20 feet minimum.

5. Surface and structured parking setbacks from side and rear property lines shall comply with building setback standards.

6. With approval from appropriate City, County or State authorities, parallel parking may be constructed within the right-of-way along streets.

#### E) Front Building Facades & Entries

In addition to the building design standards in Division 6, the following standards for front building facades and entries shall apply.

1. Ground floor front building facades shall generally be aligned along front setbacks parallel to streets and be designed to meet the following standards.

- a. For the ground floor front facades of buildings with non-residential uses, a minimum of 40 percent of the total area of the ground floor facade shall consist of storefront windows and doors with transparent glazing with no more than 10 percent daylight reduction (tinting) and no reflective or mirrored coating or treatment.
- b. For the ground floor front facades of buildings with residential uses, the finished floor elevation of ground floor residential space along front setbacks

shall be elevated 18 inches minimum, 36 inches maximum above the grade of adjacent pedestrian walkways.

2. Primary building entries shall be located along the front facades of buildings and be visible from streets, new primary drives, and sidewalks.

3. For front entries to buildings with non-residential uses on the ground floor, thresholds at building entries shall generally match the grade of adjacent walkways and plaza areas.

4. Overhead doors along front building facades are permitted for bars, nightclubs, brewpubs, microbreweries, restaurants and similar uses. Where provided, overhead doors must be fully integrated into the design of the building facade, be designed as an integral part of the food service component of the business, and provide direct access to or between dining and seating areas. Overhead doors for service purposes of any kind (e.g., loading, unloading, and deliveries) are prohibited.

**SECTION B-403. TYPE B STREET FRONTAGE**



Figure 4. Type B Character Image

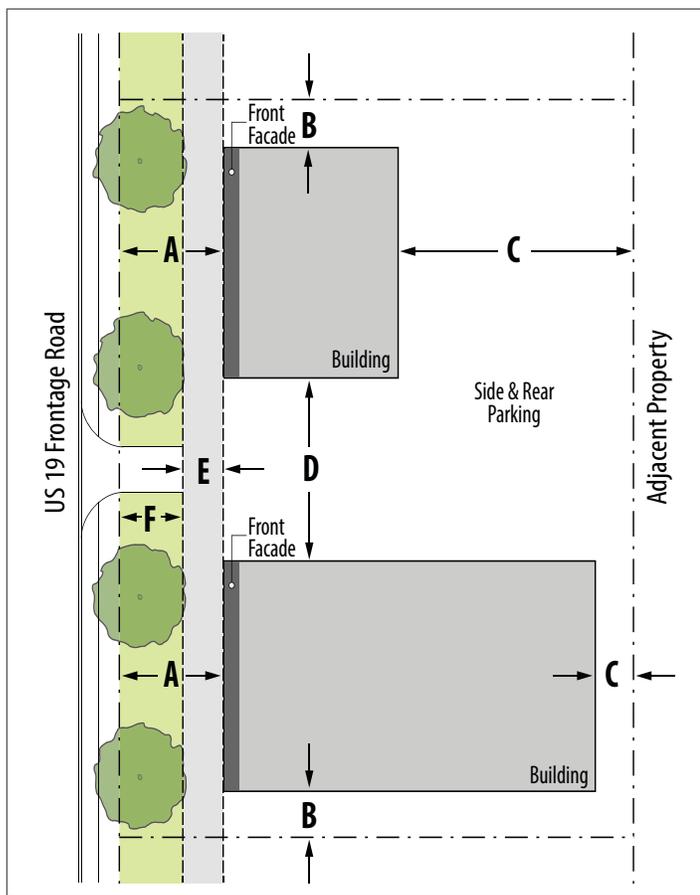


Figure 5. Type B Building Placement Diagram

**A) General**

Type B Street Frontage as shown in Figure 1. Regulating Plan identifies pedestrian- and transit-oriented locations along US 19 frontage roads. In these locations, development standards limit front setbacks, require consistent front landscape areas, prohibit parking in front of buildings, and require buildings oriented to public sidewalks and pedestrian areas along streets.

(In the sections below, the bold lettering in parentheses refers to the annotations in Figure 5. Type B Building Placement Diagram.)

**B) Building Setbacks & Spacing**

1. Buildings shall be placed along street frontages consistent with the following setbacks from property lines.

- a. Front Setbacks (A): 25 feet minimum, 40 feet maximum
- b. Side Setbacks (B): 10 feet minimum or 0 feet if abutting adjacent building with blank side wall
- c. Rear Setbacks (C): 10 feet minimum

2. Front setbacks may be increased by 10 feet maximum extending 40 feet maximum along the front facade for projects with front courtyards or publicly-accessible front entry plazas.

3. To promote continuity of building frontages along front setbacks, the space between individual buildings shall not exceed 100 feet (D).

**C) Pedestrian & Landscape Improvements**

1. The area along front building facades shall be improved with a 10-foot minimum wide pedestrian area (E).

2. The area along the front property line within the front setback shall be improved with a 15-foot minimum, 20-foot maximum wide landscape area (F).

3. Walkway connections shall be provided between public sidewalks and pedestrian areas along front building facades. Such connections shall be 6 feet wide minimum and spaced 100 feet apart maximum.

**D) Parking & Vehicular Circulation**

1. Parking, vehicular circulation, and other vehicular use areas are prohibited between buildings and streets along front setbacks.

2. Surface parking located to the side of buildings along streets shall be set back 5 feet behind front building facades and screened from view by a low (24 to 36 inches) opaque hedge or wall.
3. Structured parking, whether freestanding or attached to a building, shall be located to the rear of buildings.
4. Ground level parking, vehicular circulation and other vehicular use areas incorporated in the ground floor of a building along street frontages shall be located behind fully-enclosed, occupied building space with a depth of 20 feet minimum.
5. Surface and structured parking setbacks from side and rear property lines shall comply with building setback standards.
6. With approval from appropriate City, County or State authorities, parallel parking may be constructed within the right-of-way along streets.

#### E) Front Building Facades & Entries

In addition to the building design standards in Division 6, the following standards for front building facades and entries shall apply.

1. Ground floor front building facades shall generally be aligned along front setbacks parallel to streets and be designed to meet the following standards.
  - a. For the ground floor front facades of buildings with non-residential uses, a minimum of 40 percent of the total area of the ground floor facade shall consist of storefront windows and doors with transparent glazing with no more than 10 percent daylight reduction (tinting) and no reflective or mirrored coating or treatment.
  - b. For the ground floor front facades of buildings with residential uses, the finished floor elevation of ground floor residential space along front setbacks shall be elevated 18 inches minimum, 36 inches maximum above the grade of adjacent pedestrian walkways.
2. Primary building entries shall be located along the front facades of buildings and oriented to and streets, new primary drives, and sidewalks.
3. For front entries to buildings with non-residential uses on the ground floor, thresholds at building entries shall

generally match the grade of adjacent walkways and plaza areas.

4. Overhead doors along front building facades are permitted for bars, nightclubs, brewpubs, microbreweries, restaurants and similar uses. Where provided, overhead doors must be fully integrated into the design of the building facade, be designed as an integral part of the food service component of the business, and provide direct access to or between dining and seating areas. Overhead doors for service purposes of any kind (e.g., loading, unloading, and deliveries) are prohibited.

**SECTION B-404. TYPE C STREET FRONTAGE**



Figure 6. Type C Character Image

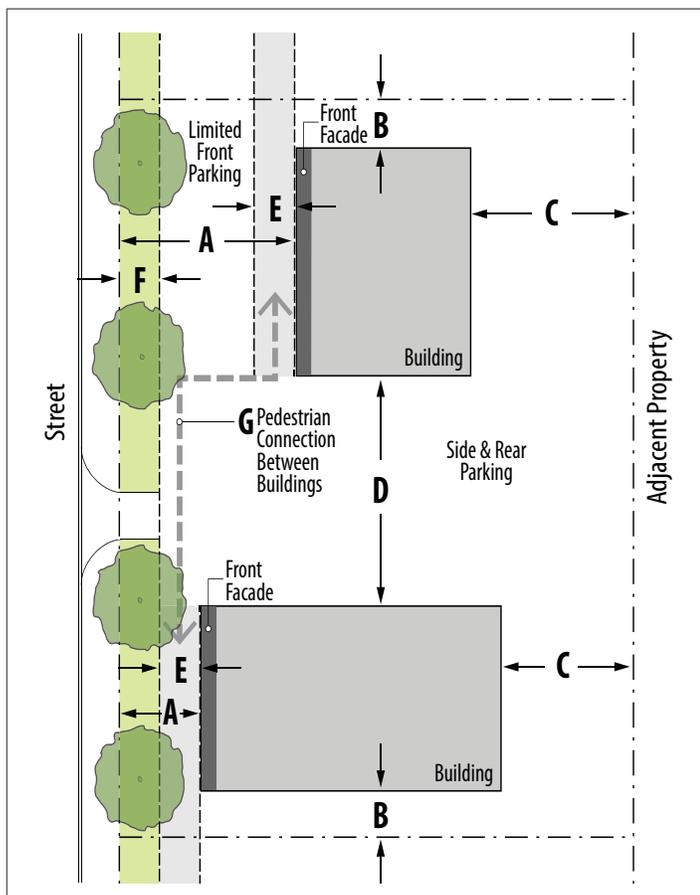


Figure 7. Type C Building Placement Diagram

**A) General**

Type C Street Frontage as shown in Figure 1. Regulating Plan identifies pedestrian and transit-oriented areas along US 19 frontage roads. In these locations, development standards provide for connections between public sidewalks and building frontages, consistent front yard landscape areas, buildings oriented to pedestrian ways, and limited front yard parking.

(In the sections below, the bold lettering in parentheses refers to the annotations in Figure 7. Type C Building Placement Diagram.)

**B) Building Setbacks & Spacing**

1. Buildings shall be placed along street frontages consistent with the following setbacks from property lines.

- a. Front Setbacks (A): 25 feet minimum, 85 feet maximum
- b. Side Setbacks (B): 10 feet minimum
- c. Rear Setbacks (C): 10 feet minimum

2. To promote continuity of building frontages along front setbacks, the space between individual buildings shall not exceed 160 feet (D).

**C) Pedestrian & Landscape Improvements**

- 1. The area along front building facades within the front setback shall be improved with a 10-foot minimum, 20-foot maximum wide pedestrian area (E).
- 2. The area along the front property line shall be improved with a 15-foot minimum, 20-foot maximum wide landscape area (F).
- 3. Walkway connections shall be provided between public sidewalks and pedestrian areas along front building facades. Such connections shall be 6 feet wide minimum and spaced no more than 100 feet apart.
- 4. Walkway connections shall be provided through landscape and parking areas to connect pedestrian areas along front building facades. Such connections shall be 6 feet wide minimum (G).

**D) Parking & Vehicular Circulation**

1. Surface parking and vehicular circulation is permitted in front of buildings but limited to no more than one two-way drive aisle without parking, one two-way drive aisle with one row of perpendicular parking spaces, or a one-

way drive aisle with angled parking on both sides.

2. Surface parking located along public sidewalks shall be screened from view by a low (24 to 36 inches) opaque hedge or wall.

3. Structured parking is prohibited between buildings and streets and shall be located to the side and rear of buildings.

4. Structured parking located to the side of buildings along street frontage shall be designed with architectural and landscape treatments that contribute to the creation of quality pedestrian environments along pedestrian ways and public sidewalks.

5. Ground level parking, vehicular circulation and other vehicular use areas incorporated in the ground floor of a building along street frontages shall be located behind fully-enclosed, occupied building space with a depth of 20 feet minimum.

6. Surface and structured parking setbacks from side and rear property lines shall comply with building setback standards.

### E) Front Building Facades & Entries

In addition to the building design standards in Division 6, the following standards for front building facades and entries shall apply.

1. Ground floor front building facades shall generally be aligned along front setbacks parallel to streets and be designed to meet the following standards.

a. For the ground floor front facades of buildings with non-residential uses, a minimum of 40 percent of the total area of the ground floor facade shall consist of storefront windows and doors with transparent glazing with no more than 10 percent daylight reduction (tinting) and no reflective or mirrored coating or treatment.

b. For the ground floor front facades of buildings with residential uses, the finished floor elevation of ground floor residential space along front setbacks shall be elevated 18 inches minimum, 36 inches maximum above the grade of adjacent pedestrian walkways.

2. Primary building entries shall be located along the front facades of buildings and oriented to and visible from streets, new primary drives, and sidewalks.

3. Overhead doors along front building facades are permitted for bars, nightclubs, brewpubs, microbreweries, restaurants and similar uses. Where provided, overhead doors must be fully integrated into the design of the building facade, be designed as an integral part of the food service component of the business, and provide direct access to or between dining and seating areas. Overhead doors for service purposes of any kind (e.g., loading, unloading, and deliveries) are prohibited.

**SECTION B-405. TYPE D STREET FRONTAGE**



Figure 8. Type D Character Image

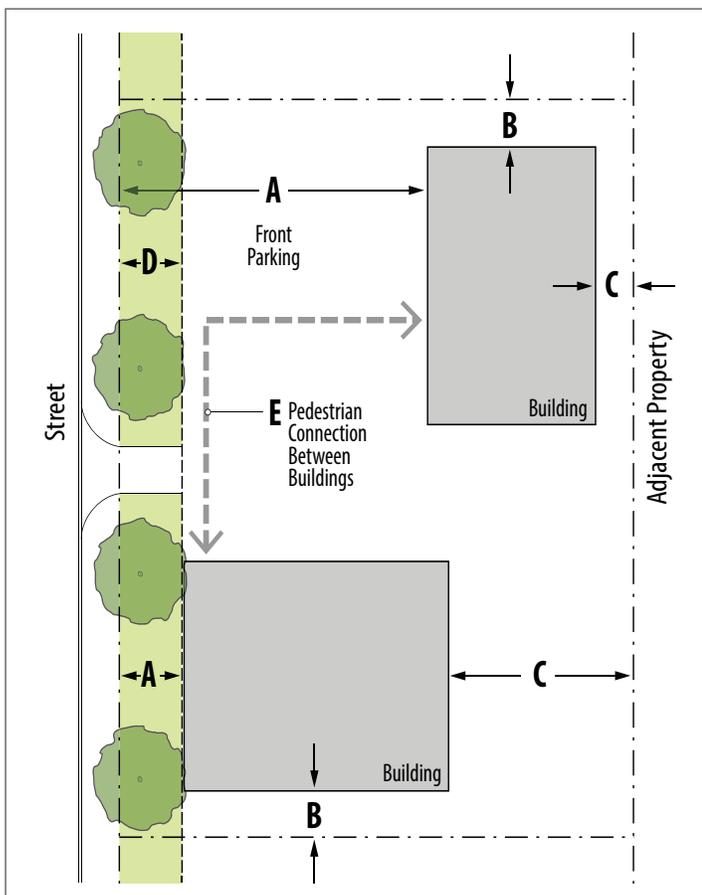


Figure 9. Type D Building Placement Diagram

**A) General**

Type D Street Frontage as shown in Figure 1. Regulating Plan identifies areas not directly abutting the US 19 corridor or major cross streets. In these locations, development standards provide for consistent front landscape areas, permit a range of front setbacks, and allow front yard parking while providing for improved pedestrian connections between sidewalks and building entries.

(In the sections below, the bold lettering in parentheses refers to the annotations in Figure 9. Type D Building Placement Diagram.)

**B) Building Setbacks**

1. Buildings shall be placed along the front of sites consistent with the following setbacks from property lines.

- a. Front Setbacks (A): 15 feet minimum
- b. Side Setbacks (B): 10 feet minimum
- c. Rear Setbacks (C): 10 feet minimum

**C) Pedestrian & Landscape Improvements**

1. The area along the front property line within the front setback shall be improved with a 15-foot minimum wide landscape area (D).
2. The area along front building facades may be improved with an optional 10-foot wide pedestrian area.
3. Walkway connections shall be provided between public sidewalks and primary building entries. Such connections shall be 6 feet wide minimum.
4. Walkway connections shall be provided through landscape and parking areas to connect primary building entries. Such connections shall be 6 feet wide minimum (E).

**D) Parking & Vehicular Circulation**

1. Surface parking and vehicular circulation are permitted in front of buildings.
2. Surface parking, vehicular circulation and other vehicular use areas located along public sidewalks shall be screened from view by a low (24 to 36 inches) opaque hedge or wall.
3. Structured parking located to the front or side of buildings along street frontage shall be set back 20 feet minimum and designed with architectural and landscape

treatments that contribute to the creation of quality pedestrian environments along pedestrian ways and public sidewalks.

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4. Parking, vehicular circulation and other vehicular use areas incorporated in the ground floor of a building along public streets shall be located behind fully-enclosed, occupied building space with a depth of 20 feet minimum.

5. Surface and structured parking setbacks from side and rear property lines shall comply with building setback standards.

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**SECTION B-406. TYPE E STREET FRONTAGE**



Figure 10. Type E Character Image

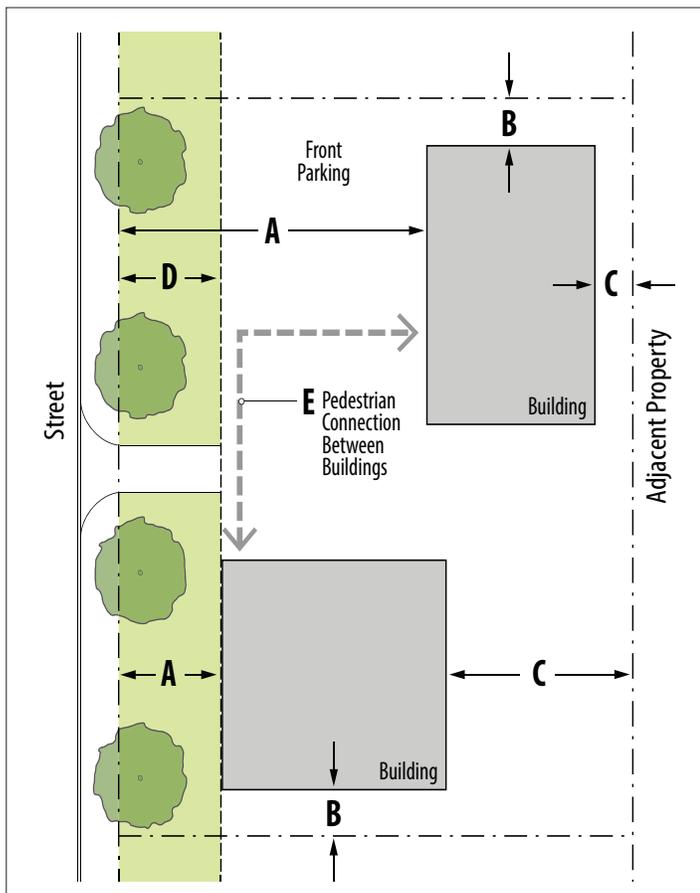


Figure 11. Type E Building Placement Diagram

**A) General**

Type E Street Frontage as shown in Figure 1. Regulating Plan identifies areas along US 19 frontage roads where development standards provide for consistent front landscape areas, pedestrian connections between public sidewalks and building entries, a range of front setbacks, and front yard parking.

(In the sections below, the bold lettering in parentheses refers to the annotations in Figure 11. Type E Building Placement Diagram.)

**B) Building Setbacks**

1. Buildings shall be placed on sites consistent with the following setbacks from property lines.
  - a. Front Setbacks (A): 30 feet minimum
  - b. Side Setbacks (B): 20 feet minimum
  - c. Rear Setbacks (C): 10 feet minimum

**C) Pedestrian & Landscape Improvements**

1. The area along the front property line within the front setback shall be improved with a 30 feet minimum wide landscape area (D).
2. The area along front building facades may be improved with an optional 10-foot wide pedestrian area.
3. Walkway connections shall be provided between public sidewalks and primary building entries. Such connections shall be 6 feet wide minimum.
4. Walkway connections shall be provided through landscape and parking areas to connect primary building entries. Such connections shall be 6 feet wide minimum (E).

**D) Parking & Vehicular Circulation**

1. Surface parking and vehicular circulation are permitted in front of buildings.
2. Surface parking, vehicular circulation and other vehicular use areas located along public sidewalks shall be screened from view by a low (24 to 36 inches) opaque hedge or wall.
3. Structured parking located to the front or side of buildings along street frontage shall be set back 30 feet minimum and designed with architectural and landscape treatments that contribute to the creation of quality pedestrian environments along pedestrian ways and public sidewalks.

4. Parking, vehicular circulation and other vehicular use areas incorporated in the ground floor of a building along public streets shall be located behind fully-enclosed, occupied building space with a depth of 20 feet minimum.

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5. Surface and structured parking setbacks from side and rear property lines shall comply with building setback standards.

# Division 5. Site Design Standards

## SECTION B-501. GENERAL

Projects shall be designed to maximize mobility, access, and safety. Projects shall provide for improved connectivity between adjacent destinations; improved pedestrian movement along public streets, new primary and secondary drives, sidewalks, and pedestrian ways; and safe and convenient pedestrian and vehicular connections between destinations, public sidewalks, and transit stops. Development sites shall be configured to minimize the visual impact of parking, loading, service, drive-through, and other vehicular use areas.

## SECTION B-502. DEVELOPMENT PATTERN

### A) Development Blocks

1. Projects shall be configured with development blocks scaled to accommodate buildings, public spaces, and mid-block off-street parking and service areas as generally illustrated in Figure 12.
2. Block dimensions shall generally be as follows but may be adjusted to account for irregularly shaped parcels, natural areas, utilities and utility easements, stormwater conveyance systems, and other features.
  - a. Minimum block length: 200 feet
  - b. Maximum block length: 600 feet

### B) Drive Networks

1. Projects on sites of 10 acres or more shall be configured to create interconnected networks of primary and secondary drives defining development blocks and providing for vehicle travel, pedestrian and cyclist movement, access to parking and drive aisles, access to transit facilities, and connections to surrounding destinations. Streets and drives shall be provided as follows.
  - a. For every 660 feet of frontage at least one drive generally perpendicular to the frontage.
  - b. For every 660 feet of lot depth at least one drive generally parallel to the frontage.
2. New primary and secondary drives shall be configured to align with existing or planned streets or drives on adjacent sites to create an interconnected network. Drive stub outs shall be provided to allow future connections to adjacent sites.
3. New primary and secondary drives shall be designed consistent with the standards in Table 5. Locational & Design Standards for New Drives.

### C) Project Phasing

1. To allow for future phases of development that meet the maximum development intensities defined in Table 1. Permitted Intensities by Future Land Use Category, projects with development intensities lower than permitted in Division 3 shall be designed with buildings, site configurations, drive networks, and infrastructure configurations that allow for development intensification over time.

Table 5. Locational & Design Standards for New Drives

Drive Type	Locational & Design Standards
New Primary Drives	<p>New primary drives are defined as new pedestrian-oriented drives within large sites that connect to the existing arterial street network and serve as primary travel ways for vehicles and pedestrians. Such drives shall be located parallel or perpendicular to existing arterial streets and be configured to form development blocks as described in Section B-502.A. Such drives shall be designed consistent with the following general standards:</p> <ul style="list-style-type: none"> <li>• Two-way drives with parallel or angle parking, a minimum 5-foot wide landscape/hardscape strip and a continuous pedestrian zone with an 8-foot minimum wide unobstructed sidewalk.</li> <li>• On-drive parking may be interrupted to allow for curb extensions to create space for landscaping, pedestrian amenities, and transit stops.</li> <li>• Landscape/hardscape strips shall be improved with shade trees in grates or landscape beds, outdoor seating, pedestrian-scale lighting, and other amenities.</li> </ul>
New Secondary Drives	<p>New secondary drives shall be configured and designed to define development blocks as described in Section B-502.A, serve as secondary travel ways for vehicles and pedestrians, and provide connections between the existing street network and on-site parking locations. Such drives shall be designed consistent with the following general standards:</p> <ul style="list-style-type: none"> <li>• Two-way drives designed with a minimum 5-foot wide landscape strip with shade trees between curbs and sidewalks, and a continuous pedestrian zone with an 6-foot minimum wide unobstructed sidewalk.</li> <li>• May include parallel parking, landscaped medians, bike lanes, and other features that result in curb-to-curb dimensions wider than those permitted for new primary streets.</li> </ul>
Alleys & Service Lanes	<p>Alleys and service lanes should be used to provide midblock access to parking or service areas and should be designed with two-way, paved travel lanes for vehicular traffic and a minimum 5-foot wide clear zone on either side of travel lanes to accommodate sufficient vehicle back-out space.</p>

2. Projects shall be designed with utilities and infrastructure, including stormwater conveyance systems, sewer and water lines, and electrical and communication lines, located along streets and drives so that areas of the site used for surface parking may accommodate future development.

3. Projects shall be designed to permit future extensions of streets, drives, and pedestrian ways to and from surrounding properties.

## SECTION B-503. ACCESS & CIRCULATION

### A) Access & Driveway Consolidation

Curb cuts and driveways shall be consolidated where possible and located to minimize impact on pedestrian circulation along public sidewalks and front building facades.

### B) Reconstruction of Sidewalks & Landscaping

Reconstruction of existing sidewalks and landscape within rights-of-way shall be required. To the extent possible given right-of-way limits and utility conflicts, and with approval of the FDOT, Pinellas County, and/or the City, reconstruction shall follow the general standards for landscaping and sidewalks provided in Table 5. Locational & Design Standards for New Drives.

### C) Pedestrian Walkways

1. Pedestrian walkways shall be provided to access parking behind or to the side of buildings, connect destinations on adjacent properties, connect building frontages to adjacent sidewalks, and allow pedestrian circulation through parking lots to create a continuous pedestrian network.

2. Pedestrian walkways shall be provided along individual or shared driveways connecting rights-of-way with side and rear yard parking.

3. Pedestrian walkways shall be 6-foot wide minimum, free of obstructions, and if located between buildings, within a 15-foot wide corridor.

4. Pedestrian walkways that cross a parking area, driveway, street or other vehicular use area shall be clearly marked with striping, contrasting paving materials (e.g., light-color concrete inlay between asphalt), textured or raised pavement, or other appropriate treatment as approved by City Staff.

### D) Cross Parcel Connections

To facilitate circulation and improve accessibility, vehicle and pedestrian networks on adjacent sites shall be interconnected. Parking lot drive aisles and pedestrian walkways shall be aligned and connected and drive aisle stub outs shall be constructed on properties abutting undeveloped sites to allow for future connections.

### E) Reservation for Transit Facilities

The applicant for a development approval is responsible for coordinating with PSTA and the appropriate jurisdiction for the roadway on which development is proposed, to identify locations within and bordering the project boundary where current or planned transit stops are located. At those locations, space shall be reserved for transit shelters and any required improvements, including bicycle racks.

### F) Connection to Duke Energy Trail

Connections to the Duke Energy Trail shall be incorporated into site plans where property is adjacent to the Trail.

## SECTION B-504. PARKING & SERVICE AREAS

### A) Surface Parking & Service Area

1. Surface parking and service areas shall be designed to meet parking design, landscape, and screening requirements in Article 3, Divisions 12 and 14.

2. Interior islands of parking lots in new projects shall be designed to utilize Low Impact Development techniques such as bioretention swales and native species. Where parking curbs and gutters are provided, they shall have breaks to allow water to enter the bioretention facilities within the parking landscape islands.

3. Surface parking spaces provided between 85 percent and 125 percent of the minimum required in Table 2. Use & Parking may utilize reinforced grass or other permeable surface. All surface parking spaces provided in excess of 125 percent of the minimum required in Table 2. Use & Parking shall utilize reinforced grass or other permeable surface. All driveways and/or access aisles shall be improved with a permanent all-weather paving material which is graded to drain stormwater, consistent with Section 3-1403.A.

4. Where required parking is located adjacent to excess surface parking spaces, the Community Development

Coordinator may permit the continuation of reinforced grass or permeable surface parking for the adjacent parking spaces within the same row.

5. Developments which include a gross floor area of 100,000 square feet or more shall provide reinforced grass parking spaces along the perimeter of the parking area. The reinforced grass spaces shall be a minimum of 5 percent of the required number of spaces, but may not exceed 25 percent of the required number of spaces. For the purposes of this section, "development" includes projects which may include multiple separate parcels which may or may not be under common ownership and which function as a whole, such as a retail plaza.

6. Reinforced grass parking spaces do not replace any landscape improvements required as set forth in Article 3, Division 12.

7. Service areas, including areas providing access to loading docks and areas designated for the placement of waste containers and recycling equipment shall be located to the rear and/or side of buildings.

8. Waste containers, recycling equipment, loading docks and overhead doors, and similar facilities shall be screened from public view by architecturally finished walls and gated enclosures, and be designed consistent with and complementary to the exterior facade of the building.

9. Side and/or rear setbacks shall not apply between surface parking areas on adjacent properties which allow for shared access and use.

### B) Structured Parking

1. All structured parking, whether freestanding, attached to a building, or integrated into a building envelope, shall be designed to comply with requirements set forth in Article 3, Division 14, and design standards in Divisions 4 and 6.

2. Structured parking setbacks from side and rear property lines may be reduced or eliminated where the structured parking abuts other structured parking or a building with blank side wall on an adjacent lot.



Figure 12. Illustration from the US 19 Corridor Redevelopment Plan showing a redeveloped site designed with development blocks and an internal network of pedestrian-friendly streets and drives.

### C) Bicycle Parking

Projects shall provide space and racks for bicycle parking to accommodate at least one parked bike for every 10 vehicle parking spaces. All bicycle parking areas shall be in highly-visible locations along pedestrian walkways and near building entries, and shall comply with bike rack standards in Section 3-1411.

## SECTION B-505. LANDSCAPE & FENCING/WALLS

### A) Landscape Requirements in Article 3, Division 12

Landscape improvements shall meet the general landscaping standards set forth in Article 3, Division 12 with the exception that standards specific to street frontage types and landscape buffers for parking in Divisions 4 and 5 shall be adhered to.

### B) Fences and Walls Along Street Frontages

Fences and walls are prohibited between buildings and streets along Street Frontage Types A, B, and C except as otherwise required for screening of parking in these Development Standards.

## SECTION B-506. STORMWATER MANAGEMENT

Stormwater retention and detention areas are not permitted in front landscape zones unless located underground in exfiltration trenches or open-bottomed underground storage and retention systems, or as part of a Low Impact Development stormwater management system incorporating features such as rain gardens and vegetative swales, or pervious pavers or pavement for pedestrian use. Traditional stormwater facilities such as dry and/or wet retention/detention ponds are permitted to the rear and side of buildings.

## SECTION B-507. OPEN SPACE

### A) Open Space Requirement

Development and redevelopment projects on sites 15 acres and larger within a Regional Center or Neighborhood Center Subdistrict shall provide a minimum of 3 percent of the developable area or not greater than 40,000 square feet as open space.

### B) Open Space Types

Required open space shall be configured as a central gathering space or a series of smaller scale squares and plazas. Central gathering spaces shall be between 10,000 and 40,000 square feet, located at the intersection of important pedestrian-friendly streets and drives, and designed to include hardscape areas with amenities designed to support active use. Smaller scale squares and plazas shall be between 5,000 and 10,000 square feet and designed with a mix of hardscape and landscape areas with seating, shade trees, play equipment, lighting, and amenities designed to ensure security and support passive and small-scale active uses.

### C) Open Space Design

Open spaces shall be designed as extensions of the streetscape environment with the grade or elevation of hardscape areas, lawn panels, and planting beds generally matching the grade of adjacent sidewalks, except where slightly raised or depressed areas are an integral part of a specific design.

### D) Lighting & Lines of Site

Lighting and clear lines of sight shall allow for the formal and informal surveillance of the space.

## SECTION B-508. AUTOMOBILE SERVICE STATIONS & DRIVE-THROUGH FACILITIES

### A) Automobile Service Stations

1. Automobile service station facilities and improvements shall be located to the rear or on the non-street facing side of the principal building, set back 20 feet minimum from the front building facade, and screened from view with landscaping and a low (24 to 36 inches) wall designed to complement the exterior facade of the building.

2. Standards in this section shall apply to all automobile service station facilities and improvements other than the primary building associated with a service station, including fuel islands, canopies, air and vacuum stations and equipment, car washes, and related directional and informational signage.

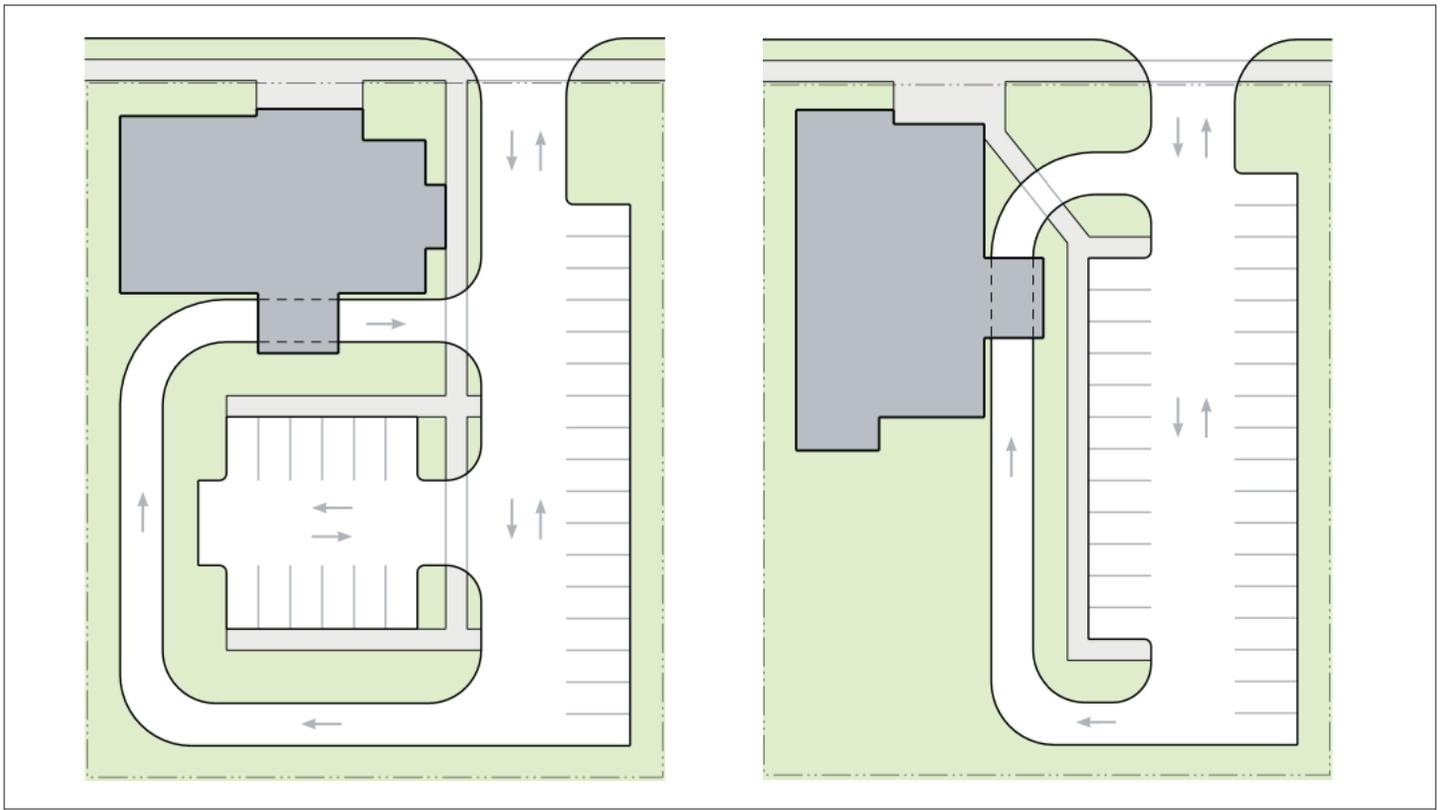


Figure 13. Drive-Through Facilities with Rear and Side Pick-up Windows

### B) Drive-Through Facilities

Drive-through facilities along Street Frontage Types A, B, and C shall be located and designed to meet all of the following standards.

1. Drive-through facilities shall be located to the rear or on the non-street facing side of the principal building, as illustrated in Figure 13. Drive Through Facilities with Side and Rear Pick Up Windows, set back 20 feet minimum from the front building facade, and screened from view with landscaping and a low (24 to 36 inches) wall designed to complement the exterior facade of the building.
2. Standards in this section shall apply to drive-through facilities serving restaurants, banks, pharmacies, car washes, and other uses and shall apply to all improvements associated with the drive-through activity including entry and exit drives, stacking lanes, service windows, canopies, menu boards, ATM kiosks, order kiosks, and informational signage.

3. Stacking lanes shall be scaled to ensure queuing vehicles do not block driveways, access to parking areas, or pedestrian ways.
4. Stacking lanes located along pedestrian walkways shall be screened with landscaping and a low (24 to 36 inches) wall designed to complement the exterior facade of the building.
5. Sufficient on-site signage and pavement markings shall be provided to mark pedestrian ways and crossings, and to indicate direction of vehicular travel and other conditions required to ensure safe vehicular and pedestrian movement.

# Division 6. Building Design Standards

## SECTION B-601. GENERAL

To support the creation of more pedestrian- and transit-accessible destinations, buildings should be oriented toward adjacent streets, and designed to contribute to the creation of attractive, accessible destinations. Building facades along streets and public spaces shall be designed with attractive ground floor facades, well-defined building entries, and shall use quality building materials.

## SECTION B-602. FACADE DESIGN

### A) Complementary Design

All buildings and structures in projects with multiple buildings and structures, including parking structures, shall have complementary architectural details, materials, colors, and design treatments. For the purpose of this section, buildings and structures shall include primary buildings, buildings on outparcels, parking structures, open air enclosures, fences and walls, and other vertical improvements. The intent of this provision is not to require a single design theme or motif for projects with multiple buildings and/or multiple tenants but to ensure a consistent level of quality in the design and detailing of buildings, parking structures, and other vertical improvements.

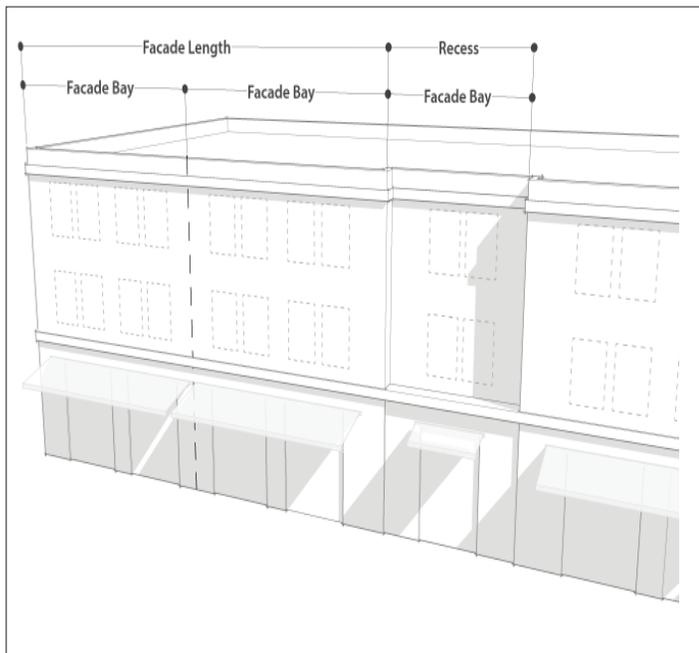


Figure 14. Facade Bays & Articulation

### B) Limited Blank Facades

Blank sections of ground floor building facades fronting streets and public spaces shall not exceed 20 feet in length. Elements such as windows, doors, columns, pilasters, changes in material, or other architectural details that provide visual interest shall be distributed across the facade in a manner consistent with the overall design of the building.

### C) Facade Bays

To break up building facades along street frontages, facades shall be divided vertically into bays, as illustrated in Figure 14. Facade Bays & Articulation. Facade bay widths shall range from 15 to 40 feet establishing a rhythm of vertical modules unified by a complementary rhythm of windows and window groupings. Facade bays shall be distinguished by varying fenestration patterns, recessing wall planes, varying building materials, or establishing a rhythm of architectural elements such as pilasters or window bays.

### D) Parking Structures

1. Parking structures shall be designed to contribute positively to the overall character of the project. Parking structures shall be designed with architecturally-finished facades that complement the details, materials, colors, and design treatments of buildings in the project.

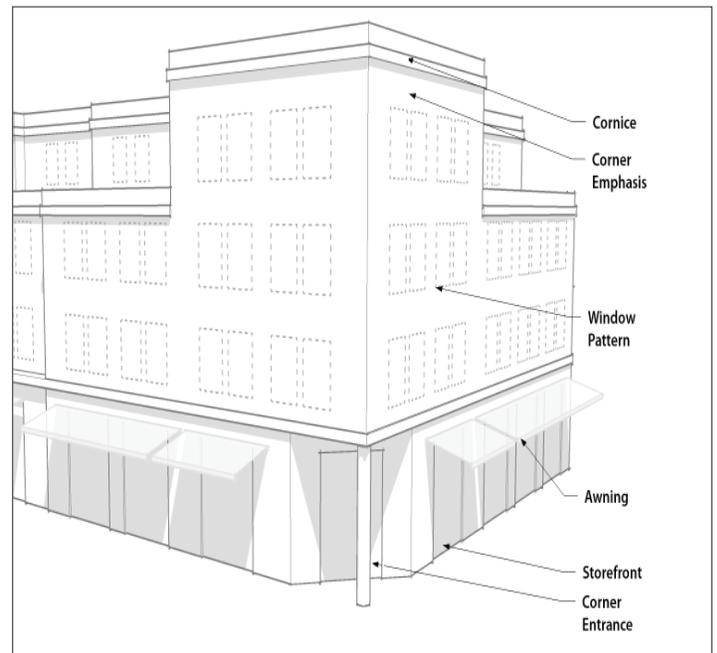


Figure 15. Corner Locations

2. The ground level facades of parking structures along pedestrian ways and public sidewalks where street frontage requirements in Division 4 are not applicable shall be designed with architectural screening of openings, trellis or canopy projections, or other architectural treatments to create safe, comfortable, and quality pedestrian environments.

3. Architectural screening of openings along facades visible from streets, new primary drives, and sidewalks shall be required.

#### E) Upper Floor Facade Articulation

1. To avoid flat, continuous facades, the length of an upper floor facade bay shall generally be between 80 and 120 feet.

2. Articulation between upper floor facade bay sections shall be accomplished by recessing the facade 2 feet minimum for a distance of at least 10 feet as illustrated in Figure 14. Facade Bays & Articulation.

#### F) Corner Locations

1. To create a seamless transition between the facades of a building at a street corner, both street-facing facades shall be designed with equal architectural quality and detail as illustrated in Figure 15. Corner Locations.

2. Facade materials, window and wall treatments, and design elements such as signs and awnings shall be included on both sides of the building facade. Additional corner emphasis with chamfered or rounded facades, corner entries accentuated through changes in design treatments, materials, canopy projections, roof or parapet forms, or through other architectural method is required.

#### G) Awnings & Canopies

Awnings or canopies designed to provide weather protection are encouraged and may project 5 feet minimum, 8 feet maximum from the front facade into any required setback and over street rights-of-way, and shall be located 8 feet minimum above adjacent sidewalks and walkways. In no case shall such projection be closer than 5 feet from the curblineline or the shoulder of the roadway. Any awning with supports may be located up to the property line and any awning that projects into a right-of-way shall be cantilevered.

#### H) Security

Security bars are not permitted on windows or doors visible from streets, new primary drives, and sidewalks.

### SECTION B-603. ROOF DESIGN

Commercial, mixed use, and multi-family buildings, including apartments and townhouses, may have flat or pitched roofs; however, mansard roofs are discouraged and shall not be permitted on single story buildings. All edges of pitched roofs shall be accentuated with eaves in a manner proportionate to the size of the building and length of the wall. Buildings with flat roofs shall have parapet walls, decorative cornices, and/or other architectural features as appropriate to the building's architectural style.

### SECTION B-604. BUILDING ENTRIES

#### A) Locations

Building entries, including entries to individual tenant spaces in larger buildings, shall be located along the front facades of buildings and be oriented to and visible from streets, new primary drives, and sidewalks.

#### B) Design Treatment

Building entries shall be distinguished by facade design, materials, articulation, or other architectural treatment that provide interest to the building facade and draw attention to the entrance.

#### C) Residential Entries

For front entries to buildings with residential uses, entry features such as stoops, porticos, and other similar features may project into front setbacks 4 feet minimum, 8 feet maximum; shall be covered; and shall have exterior floor areas raised 18 inches minimum, 36 inches maximum above the grade of adjacent walkways to generally match interior floor elevations.

## SECTION B-605. BUILDING MATERIALS

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Predominant exterior building materials shall be applied consistent with all of the following standards.

### A) Facade Materials

All building facades within public view of a street, pedestrian walkway, or other public space, including side and rear facades, shall be constructed of high quality materials such as brick, stone, architectural block, concrete with an architectural finish, and traditional cementitious stucco. Side and rear facades shall use materials and design features similar to or complementary to those of the front facade.

### B) Prohibited Glass Treatments on Ground Floors

The use of reflective, translucent, fritted, and other forms of non-transparent glass in wall and window systems on ground floor facades is not permitted.

## SECTION B-606. MECHANICAL EQUIPMENT

Outdoor mechanical, electrical, and communication equipment, including heating, air conditioning, and ventilation equipment; venting and vent terminations for commercial hoods; electric meters; mechanical penthouses; electrical and communication equipment, panels, and cabinets; satellite dishes; and similar features shall be located and designed to meet all of the following standards.

### A) Equipment Placement

Equipment shall be placed on roofs or to the rear or side of buildings and shall not be placed in front setbacks.

### B) Equipment Screening

Equipment shall be screened from public view by landscape screens or architecturally-finished walls and enclosures designed consistent with the exterior facade of the building. Rooftop mechanical and elevator penthouses shall be designed to complement the design of street-facing building facades and shall be clad on all sides in material used on street-facing facades.

## Division 7. Flexibility

### SECTION B-701. GENERAL

Flexibility in the application of Design Standards may be approved by the Community Development Coordinator or Community Development Board as provided below. Where flexibility is allowed, the level of flexibility permitted shall be the minimum extent required to address flexibility standards and requirements.

### SECTION B-702. PROCESS

Authority to grant flexibility shall follow the approval levels indicated by use in Table 2. Use & Parking and shall be administered consistent with the provisions of Article 4. The Community Development Coordinator shall have authority to grant flexibility for Level One approvals and the Community Development Board shall have authority to grant flexibility for Level Two approvals. Where flexibility is being requested for a Level One Minimum Standard Development use, the request shall be processed as a Level One Flexible Standard Development.

### SECTION B-703. FLEXIBILITY PROVISIONS

Flexibility may be approved subject to the standards below.

#### A) Street Frontage Standards - Building Setbacks

1. Front building setbacks greater than the maximums allowed may be approved for projects with site constraints such as shape irregularities and/or the presence of natural features, existing utilities, utility easements, or access easements making meeting setback requirements impractical or infeasible.

2. Existing developments with front building setbacks greater than the maximums allowed may be expanded in a manner that does not comply with front setback requirements provided the addition does not substantially change the general configuration of the site and meets the requirements of Section B-104.C.6.

#### B) Street Frontage Standards - Building Spacing

1. The maximum spacing between individual buildings along Street Frontage Types A, B, and C may be increased or waived for projects with one or more of the following characteristics.

- a. The proposed site configuration is designed to incorporate natural features such as a stand of mature trees, body of water, wetland or other similar feature.

b. Placement of existing buildings and/or site access and circulation constraints make it infeasible to meet the standard.

c. The placement of publicly-accessible outdoor plaza spaces to the side of the building results in increased spacing to accommodate the plaza.

2. A plan for phased development shall be submitted that indicates how planned and future buildings will be placed consistent with the goals and policies of the Comprehensive Plan; the planning and design recommendations of the US 19 Corridor Redevelopment Plan; and the general purpose, intent and basic planning objectives of these Development Standards.

3. Where flexibility in the standard is allowed, enhanced landscaping and the use of low walls along street frontages to screen parking and define the edge of pedestrian ways shall be required.

#### C) Street Frontage Standards - Parking & Vehicular Circulation

1. Flexibility in the application of landscape and wall requirements to screen surface parking, service areas, and structured parking, may be approved where alternative design treatments result in all of the following.

- a. The screening of vehicles from view along public sidewalks.
- b. The physical separation of pedestrian use and vehicular use areas.
- c. The creation of safe, comfortable, and quality pedestrian environments along pedestrian ways and public sidewalks.
- d. The planned location and configuration of parking areas and driveways may not be considered in allowing for flexibility under this section.

2. Flexibility to allow parking structures to the side of buildings along Street Frontage Types A or B may be approved where the ground level of the parking structure along the street frontage has occupied ground floor building space and facades designed to meet applicable street frontage standards or architectural and landscape treatments that contribute to the creation of quality pedestrian environments along pedestrian ways and public sidewalks.

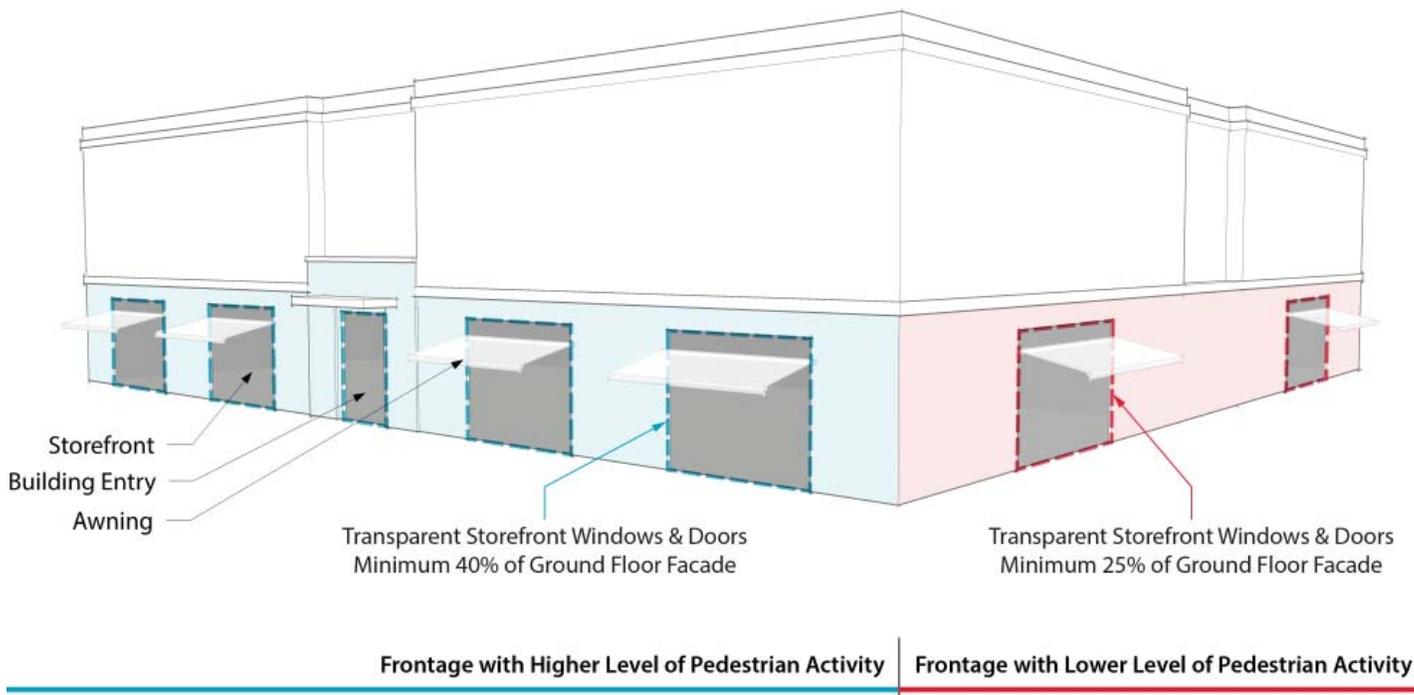


Figure 16. Frontage Design Flexibility

3. Flexibility to allow parking structures to the front of buildings along Street Frontage Type C may be approved where the ground level of the parking structure along the street frontage has occupied ground floor building space and facades designed to meet applicable street frontage standards or where the following standards are met.

- a. The front setback of the parking structure is 85 feet minimum.
- b. The parking structure is designed with architectural and landscape treatments that contribute to the creation of quality pedestrian environments along pedestrian ways and public sidewalks.
- c. The project is designed to meet site design standards in Section B-503.

4. Flexibility in the minimum right-of-way standard and lane width requirement in Section 3-1904 may be approved where the reduction improves the project's pedestrian- and transit-orientation and does not negatively affect safety.

5. Where temporary dead-end streets are provided, flexibility in the turnaround diameter and pavement width requirements in Section 3-1906 may be approved.

#### D) Street Frontage Standards - Front Building Facades & Entries

1. For buildings along Street Frontage Types A, B, and C, the extent of transparent glazing along a building's ground floor front facade may be reduced to 25 percent if the building's ground floor side facade is designed to meet standards applicable to the front facade, including requirements for pedestrian and landscape improvements. For buildings at corner locations, the extent of transparent glazing along the front facade with the lowest level of existing or planned pedestrian activity may be reduced to 25 percent. These flexibility provisions are illustrated in Figure 16. Frontage Design Flexibility.

2. As illustrated in Figure 16. Frontage Design Flexibility, flexibility in the application of entry location standards may be approved consistent with all of the following.

- a. Building entries along a side facade may be approved in lieu of entries on the front facade if the entries are clearly visible from and within 40 feet of the street frontage and both facades are designed to meet standards applicable to front facades, including requirements for pedestrian and landscape improvements.

- b. For buildings at corner locations, building entries along one front facade may be approved in lieu of entries on both front facades if the entries are clearly visible from and within 40 feet of the street frontage and both facades are designed to meet standards applicable to front facades, including requirements for pedestrian and landscape improvements.

Flexibility in the application of entry location standards under this section may also be applied to building entry location standards in Section B-604.A.

#### E) Site Design Standards - Development Pattern

Flexibility in the application of requirements for new streets and drives and development blocks may be approved for projects on sites where the applicant demonstrates that site size, dimension, shape, or presence of constraints such as natural areas, utilities or utility easements, or other existing features make meeting these requirements infeasible.

#### F) Site Design Standards - Cross Parcel Connections

1. Flexibility in the provision of cross parcel connections may be approved under one or more of the following circumstances.

- a. Where a new or improved connection could result in cut-through traffic on streets serving residential uses.
- b. Where site grades, natural areas, or other site constraints make meeting the requirements impractical or infeasible.

2. Pedestrian connections shall be provided where vehicular connections are found to be inappropriate, impractical, or infeasible.

#### G) Site Design Standards - Pedestrian Walkways through Parking Lots

Flexibility in the provision of pedestrian walkways through parking areas for vehicle sales/displays uses may be approved provided the project's pedestrian- and transit orientation and connectivity to adjacent parcels is not negatively affected.

#### H) Site Design Standards - Fences & Walls Along Street Frontages

Flexibility in the prohibition of fences and walls in front of buildings along Street Frontage Types A, B, and C may be

approved where the placement of a fence or wall in front of the building does not negatively affect the project's pedestrian- and transit orientation, or connectivity to adjacent parcels. This provision shall not apply to low (24 to 36 inches) opaque walls required for screening of parking or automobile service stations.

#### I) Site Design Standards - Stormwater Facility Location

Flexibility in the location of stormwater facilities may be approved in one or more of the following circumstances.

1. Where natural drainage features are maintained and conserved as an integral part of the project's site design.
2. Where placement of stormwater facilities in front setbacks or between front building facades and public sidewalks does not negatively affect the project's pedestrian- and transit-orientation, limit connections between building entries and public sidewalks, or require building placement and front building facade designs that do not comply with requirements.

#### J) Building Design Standards - Facade Design & Articulation

Flexibility in meeting the facade design and articulation standards may be approved where the alternative design treatment provides a varied and interesting design and the alternative treatment is integral to the building's design and results in facades of equal or better quality than the standards would produce.

### SECTION B-704. FLEXIBILITY PROVISIONS FOR SPECIAL PROJECT TYPES

#### A) Special Project Types

1. Flexibility in meeting the frontage, site, and building standards in Divisions 4, 5, and 6 for large-scale mixed use projects and projects with employment-intensive land uses may be approved by the Community Development Board. Projects meeting the following criteria are defined as special project types for the purpose of this section.

- a. Projects on sites greater than 20 acres with a mix of land uses including at least two of the following

uses: retail, including restaurants, retail plazas, and retail sales and services; multi-family residential; overnight accommodations; or office.

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- b. Projects on sites greater than 10 acres with a proposed FAR greater than 1.25 and a mix of land uses including at least two of the following uses: retail, including restaurants, retail plazas, and retail sales and services; multi-family residential; overnight accommodations; or office.
- c. Projects on sites greater than 10 acres with employment-intensive land uses meeting the criteria for such uses as defined in the Economic Development Strategic Plan and providing opportunity for significant economic contribution to the City by diversifying the local economy; by creating jobs with average wages exceeding the annual average wage of Pinellas County; and which attract, retain, and expand primary industries.

#### **B) Finding of Consistency with Plans & Policies**

In reviewing requests for flexibility for special project types, the Community Development Board shall assess the project's overall consistency with all of the following planning and design objectives and criteria.

1. The project will be consistent with the goals and policies of the Comprehensive Plan; the planning and design recommendations of the US 19 Corridor Redevelopment Plan; and the general purpose, intent and basic planning objectives of these Development Standards; and the provisions of the Economic Development Strategic Plan, if applicable.
2. The project is otherwise impractical without deviations from the design standards; the design, scale and intensity of the proposed development supports the established or emerging character of the subdistrict; the project will not impede the normal and orderly development

and improvement of surrounding properties; and adjoining properties will not suffer substantial detriment as a result of the project.

## Division 8. Administration

### SECTION B-801. SITE PLAN APPROVALS

The final decision-making authority for site plans is either the Community Development Coordinator for Level One approvals or the Community Development Board for Level Two approvals, as specified in Article 4. The level of approval required varies by use and subdistrict as specified in Article 4 and Table 2. Use & Parking, which identifies whether a use can be approved as a Building Construction Permit (Level 1 Minimum Standard), or if Community Development Coordinator (Level 1 Flexible Standard Development) or Community Development Board (Level 2 Flexible Development) approval is required. Projects requesting flexibility in the application of Design Standards shall follow the process established in Section B-702.

### SECTION B-802. AMENDING DISTRICTS & FRONTAGE TYPES

#### A) Future Land Use Map

Requests to amend the Future Land Use Map will be processed in accordance with Section 4-603. Amendments to the Future Land Use Map also require an amendment to the Countywide Land Use Map, which must be approved by Forward Pinellas, in its role as the Pinellas Planning Council, and the Countywide Planning Authority.

#### B) US 19 Subdistricts

Changing a designated US 19 subdistrict requires an amendment to Figure 1. Regulating Plan, which is a text amendment. Text amendments will be processed in accordance with Section 4-601. A request to amend the Subdistrict also requires a request to amend the Future Land Use Map. A companion Zoning Atlas amendment is not required because the US 19 District is applied to all properties in the corridor.

#### C) Street Frontage Type on the Regulating Plan

Requests to amend the designated street frontage type require an amendment to Figure 1. Regulating Plan, which is a text amendment. Text amendments will be

processed in accordance with Section 4-601. A request to amend the street frontage type must also include an application for development approval.

### SECTION B-803. ANNEXATION OF PROPERTY

#### A) Annexation

Figure 1. Regulating Plan depicts properties that are in unincorporated Pinellas County's jurisdiction and also within the City's Planning Area. Petitions for annexation will be processed in accordance with Section 4-604. Upon annexation, the parcel will be assigned the US 19 District on the Zoning Atlas and the subdistrict and street frontage type shown on Figure 1. Regulating Plan will apply. In addition, the consistent future land use category will be designated through an amendment to the Future Land Use Map upon annexation, and a separate application to amend the Future Land Use Map will not be required.

#### B) Countywide Plan Map

Upon annexation into the City of Clearwater, the City will transmit to Forward Pinellas, in its role as the Pinellas Planning Council, an application to amend the Countywide Plan Map to achieve consistency with the Regulating Plan.

### SECTION B-804. REGULATING PLAN ADJUSTMENTS

#### A) Minor Regulating Plan Adjustments

Transitions between street frontage types along front property lines may be adjusted up to 100 feet administratively by the Community Development Coordinator provided that such adjustments do not negatively affect the project's pedestrian- and transit-orientation.

#### B) New Primary Drives

Upon approval of a development project with new primary drives, the Community Development Coordinator will make an administrative adjustment to Figure 1. Regulating Plan to reflect the new primary drive location and related street frontage type(s).

#### C) Street Frontage Type on Existing Streets

Upon approval of a development project which includes streets where a street frontage type was not previously

depicted in Figure 1. Regulating Plan, the Community Development Coordinator will make an administrative adjustment to Figure 1. Regulating Plan to reflect the approved street frontage type(s).

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#### D) Annexations

Upon annexation of a parcel into the City, the Community Development Coordinator will make an administrative adjustment to Figure 1. Regulating Plan to reflect the change in jurisdiction for the subject parcel(s).

Section 22. Amendments to the Community Development Code of the City of Clearwater (as originally adopted by Ordinance No. 6348-99 and subsequently amended) are hereby adopted to read as set forth in this Ordinance.

Section 23. The City of Clearwater does hereby certify that the amendments contained herein, as well as the provisions of this Ordinance, are consistent with and in conformance with the City's Comprehensive Plan.

Section 24. Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part declared to be invalid.

Section 25. Notice of the proposed enactment of this Ordinance has been properly advertised in a newspaper of general circulation in accordance with applicable law.

Section 26. This ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING

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PASSED ON SECOND AND FINAL  
READING AND ADOPTED

\_\_\_\_\_

\_\_\_\_\_  
George N. Cretekos  
Mayor

Approved as to form:

Attest:

\_\_\_\_\_  
Camilo Soto  
Assistant City Attorney

\_\_\_\_\_  
Rosemarie Call  
City Clerk