

Exhibit “A”

District regulations for the following zoning districts:

- Sarasota County Office, Professional and Institutional (OPI) District
- City of Venice Commercial, General (CG) District
- City of Venice Venetian Urban Design (VUD) Overlay Zoning District

6.10. - Commercial and Industrial District Standards.

6.10.1. *Commercial and Industrial District Development Intensity Table.* The following table summarizes the development standards in the commercial and industrial districts. Additional standards by district follow the table.

Standards	CN	OPI	CG ⁽³⁾	CI	CHI	CM	IR	ILW
<i>Density (maximum DU/acre)</i>								
Residential (Upper Story Residential and Bed and Breakfast)								
Density by Right	9.0	9.0	9.0	9.0	—	9.0	—	—
Density by Right in adopted Revitalization or Redevelopment Plan	13.0	13.0	13.0	13.0	—	13.0	—	—
Density by Special Exception	—	—	13.0	—			—	—
Freestanding multi-family and attached residential by Special Exception			13.0					
Residential (Upper Story and Multifamily) in an adopted Critical Area Plan, for mixed use development as defined in that plan	25	25	25	25		—	—	—
Assistant Living Facilities (prohibited in SKOD)	9.0	9.0	9.0	9.0	—	—	—	—
Transient Accommodations	—	—	—	—			—	—
Over 25% of units with kitchen	—	—	13.0	—	18.0	13.0	—	—
Up to 25% of units with kitchen			26.0		36.0	26.0		
In Nokomis Center Revitalization Plan U.S. 41 Corridor (maximum number of hotel rooms per acre with or without kitchens)	—	—	26.0	—	—	—	—	—
Open Space (minimum)			*		30%	—		
<i>Lot Dimensions (minimum)***</i>								
Lot Area, Nonresidential Uses (sq. ft.)	—	—	—	—	1 acre	—	—	—
Lot Area, Outparcels (sq. ft.)	—	—	20,000	—	—	—	—	—
Lot Width, Nonresidential Uses (ft.)	—	—	—	—	400**	—	—	—
<i>Yards (minimum feet) ⁽³⁾</i>								
Street Yard	20	25	20	20	50	20	25†	25†
Side Yard††	8	10	8	8	50	8	8	8
Rear Yard	10	10	10	10	50	10	25	25
Side, Rear Yard Abutting Res. District	20	20	20	20	50	20	75	75
Waterfront on intracoastal/bays	30	30	30	30	30	30	30	30
All other Waterfront Yards	20	20	20	20	20	20	20	20
<i>Bulk (maximum) ⁽³⁾</i>								
Height by Right (feet)	25§	35	35	35	35	35	65	65
Height by Special Exception (feet) (see Section 6.10.3. below)	35	85	85	85	85	—	—	—
Building Coverage	—	30%	§§	—	35%	—	—	—
Floor Area Ratio (FAR)	1.2 ⁽¹⁾	1.2 ⁽¹⁾	1.2 ⁽¹⁾	1.2 ⁽¹⁾	—	1.2 ⁽¹⁾ 1.0 ⁽²⁾	1.0 ⁽²⁾	1.0 ⁽²⁾
<i>Additional Standards</i>			6.10.4, 6.10.10		6.10.7		6.10.8	6.10.8

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USE CATEGORY	SPECIFIC USE	OUA	OUC	OUM	OUR	OUE	RE	RSF	RMF	RMH	CN	OPI	CG	PCD	CHI	CI	CM	IR	ILW	GU	Standards
																					5.3.2.k
	Live-work unit										L	L	L	L		L		L	L		5.3.2.e, f
																					5.3.2.k
	Upper story residential										L	L	L/SE	P		L	L				5.3.2.j
																					5.3.2.k
																					5.3.4.aa
Group Living	All group living				SE	SE	L	L	L	SE	L	L	L	L						L	5.3.2.c
																					5.3.2.h
																					5.3.2.l
PUBLIC AND CIVIC USES																					
Community Service [see 5.2.4.a]	All community service				SE	SE	SE	SE	SE	SE	P	P	P	P		P				P	5.3.3.c
	Rural retreat center	SE			SE	SE															5.3.3.k
Day Care [see 5.2.4.b]	Family day care home	P			P	P	P	P	P	P	P	P	P	P		P			SE		
	Large family child care home	P			P	P	P	P	P	P	P		P	P		P			SE		
	Day care facility	L/SE			SE	SE	SE	SE	L	SE	L	L	L	L		L		SE	SE	L	5.3.3.e
	Adult day care home (up to 6)	P			P	P	P	P	P	P	P	P	P	P		P					
	Adult day care facility (7 or more)	SE			SE	SE	SE	SE	L	SE	P	P	P	P		P					5.3.3.d
Educational Facilities [see 5.2.4.c]	College or university										SE	P	P	P		P		P		P	
	Day facility				SE	SE	SE				P	P	P	P		P			P	P	5.3.3.d
	Elementary, middle or high school				SE	SE	SE	SE	SE			P		P						P	
	Vocational, trade or business school										P	P	P	P		P		P	P	P	
Government Facilities [see 5.2.4.d]	All government facilities, except as listed below																			P	
	Jail, prison or work camp																			SE	
Medical Facilities [see 5.2.4.e]	All medical facilities, except as listed below										L	P	P	P	L	P			P	SE	5.3.3.g
	Patient family accommodations											L	L	L						L	5.3.3.j
	Pain Management Clinics											SE	SE								5.3.4.cc
Parks and Open Areas [see 5.2.4.f]	All parks and open areas, except as listed below	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
	Cemetery, columbaria, mausoleum, memorial park	L/SE			L/SE	L/SE	SE	SE	SE											P	5.3.3.b
	Wild animal sanctuary	SE			SE	SE															5.3.3.n
Passenger Terminals [see 5.2.4.g]	All passenger terminals, except as listed below											P	P	P		P		P	P	P	
	Airport, heliport				L							L	L	L		L		L	L	L	5.3.3.a
Places of Worship [see 5.2.4.h]	All places of worship	SE			SE	SE	SE	SE	SE	SE	L	P	P	P		P					5.3.3.j
Social Service Institutions [see 5.2.4.i]	All social service institutions, except as listed below											SE	SE	SE		SE				SE	5.3.3.l
	Neighborhood resource center								SE		L	L	P	P		P			P	P	5.3.3.h
Utilities [see 5.2.4.j]	Major utilities	L			L	L	L	L	L	L	L/SE	L/SE	L/SE	L/SE	L	L/SE	L	L	L	L	5.3.3.f
	Minor utilities	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
	Electric or gas generation plant																	SE	SE	SE	

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USE CATEGORY	SPECIFIC USE	OUA	OUC	OUM	OUR	OUE	RE	RSF	RMF	RMH	CN	OPI	CG	PCD	CHI	CI	CM	IR	ILW	GU	Standards
	Polo club	L/SE			SE	SE							SE	SE		SE					5.3.4.m
	Special events in conjunction with an approved outdoor recreation use	SE			SE	SE	SE	SE	SE		SE	SE	SE	SE		SE					5.3.4.y
Parking, Commercial [see 5.2.5.d]	All commercial parking						SE	SE	SE			P	P	P	P	P			P	P/L	5.2.4.d.
Restaurants [see 5.2.5.e]	All restaurants, except as listed below								SE		L/SE		L	L	L	L	L		L		5.3.4.o, 5.3.4.u
	Drive-thru (drive in)												P	P	P	P			P		
Retail Sales and Service [see 5.2.5.f]	All retail sales and service, except as listed below										L/SE		P	P	L	P	P		L/SE		5.3.4.p, 5.3.4.u
	Animal hospital, veterinary clinic, with or without animal boarding; Pet Resort	L/SE			L/SE	L/SE	L/SE				L/SE	SE	L/SE	L		L					5.3.4.a, 5.3.4.t
	Convenience store with gas pumps, gas station with minimart										L/SE		L	L	L	L			L		5.3.4.f, 5.3.4.p 5.3.4.t
	Convenience store without gas pumps										L/SE		P	P	P	P			L		5.3.4.p 5.3.4.t
	Drive-thru retail sales or service										L		P	P	L	P					5.3.4.p
	Garden center/completely enclosed										L/SE		P	SE		P			SE		5.3.4.p
	Garden center/outside merchandise										SE		SE	SE		P			SE		5.3.4.p
	Package store												P	P		P					
	Vehicle parts and accessories										L/SE		P	P	L	P			P		5.3.4.p, 5.3.4.t
	Retail sales of lumber and building supplies up to 60,000 square feet gross												P	P		P			P		
	Pawn shops												P			P					
	Retail sales, over 60,000 square feet gross floor area in a single occupant building													SE	SE		SE			SE	
	Medical Marijuana Dispensary											SE	SE								5.2.5.f,
																					5.3.4.ee
Self-Service Storage [see 5.2.5.g]	All self-service storage											L/SE	P	P		P			P		5.3.4.r
Transient Accommodations [see 5.2.5.h]	All transient accommodations, except as listed below										L/SE		SE	L	L	L	SE			L	5.3.4.p, 5.3.4.t, 5.3.4.u
	Bed and breakfast	L/SE			SE	SE	SE	SE	SE		L/SE		L		L		SE				5.3.4.c, 5.3.4.t
Vehicle Sales and Service [see 5.2.5.i]	Car wash, full or self-service												P	P	P	P			P		
	Truck stop												SE		SE	P			P		
	Vehicle sales, leasing or rental												SE			P			P		5.3.4.v
	Vehicle service, intensive												SE			P			P		5.3.4.v
	Vehicle service, general												L	L	L	L			L		5.3.4.v
Water-Oriented [see 5.2.5.j]	Boat livery/marina												P			P	P		SE		
	Boat sales accessory to boat livery or marina												P				P				
	Dock or pier (commercial)												E				P			P	

USE CATEGORY	SPECIFIC USE	OUA	OUC	OUM	OUR	OUE	RE	RSF	RMF	RMH	CN	OPI	CG	PCD	CHI	CI	CM	IR	ILW	GU	Standards
INDUSTRIAL USES																					
Light Industrial Service [see 5.2.6.a]	All light industrial service, except as listed below													P		P		P	P	P	
	Crematorium	L			L	L												SE	SE		5.3.5.e
	Research laboratory without manufacturing facility											P		P				P	P		
	Medical Marijuana Research and/or Processing																	SE	SE		5.3.5.f.
Warehouse and Freight Movement [see 5.2.6.b]	All warehouse and freight movement, except as listed below													P				P	P	P	
	Stockpiling of sand and gravel	L/SE			SE	SE												SE	SE		5.3.5.b
Waste-Related Service [see 5.2.6.c]	All waste-related services																	SE	SE	SE	
	Landfill																			SE	
	Recycling equipment and facilities	SE			SE	SE												SE	SE	SE	5.3.5.b
	Composting facility	SE																			5.3.5.c
Wholesale Trade [see 5.2.6.d]	All wholesale trade												P	P		P		P	P		
Heavy Industrial [see 5.2.6.e]	All heavy industrial, except as listed below																	SE	SE		
	Asphalt processing or manufacture, concrete batch plant	SE			SE	SE												L	L	L	5.3.5.a
	Heavy industrial within a completely enclosed building																	P	P	P	
	Slaughterhouse	SE			SE													SE	SE		5.3.5.d
	Warehouse, storage of flammable liquids																	SE	SE	SE	
	Wholesale trade of flammable liquids															SE		SE	SE		

Sec. 86-92. - CG commercial, general district.

- (a) *District intent.* The CG district is intended for general commercial activity. Businesses in this category require larger land area and a location convenient to automotive traffic. Pedestrian traffic will be found in this district. The district is not suitable for heavily automotive-oriented uses. It is not the intent of this district that it shall be used to encourage extension of strip commercial areas.
- (b) *Determination of uses.* Uses in the district are regulated through the establishment of categories of uses that are further described by category characteristics, typical permitted uses, accessory uses, and restrictions. The zoning administrator shall utilize district intent and the following criteria to determine if a proposed use is appropriate for the district category of uses:
 - (1) *Category of use* establishes the major heading that is meant to define, organize and encompass the range of specific types of uses allowed.
 - (2) *Category characteristics* describe the general nature of the types of uses for which the category of use is intended.
 - (3) *Typical permitted uses* establish the specific list of uses typically found and permitted under this category of use. Like uses not specifically identified, but essentially comparable to the typical uses listed, may be approved by the zoning administrator if the nature and impacts of that use are similar to those of the listed uses.
 - (4) *Accessory uses and structures* provide the permitted accessory uses and structures for the category of use.
 - a. Accessory uses and structures:
 - 1. Are customarily accessory and clearly incidental and subordinate to permitted or permissible uses and structures.
 - 2. Are located on the same lot as the permitted or permissible use or structure, or on a contiguous lot in the same ownership.
 - 3. Do not involve operations or structures inconsistent with the character of the district.
 - b. Dwelling units on the same premises and in connection with permitted principal uses and structures are allowed only for occupancy by owners or employees thereof.
 - c. Other accessory uses are identified for specific categories of use and specific permitted uses in this section.

- d. Like accessory uses not specifically identified, but essentially comparable to the accessory uses listed may be approved by the zoning administrator if the nature and impacts of that use are similar to those of the listed accessory uses.

(5) *Restrictions* provide additional detail and guidance regarding restrictions on the application of the category of use.

(c) *Commercial, general—Permitted uses.*

Category of Use		
1) Retail Commercial Category Characteristics: Uses providing primarily for the display and sale of new and used merchandise at retail within an enclosed building.		
Typical Permitted Uses	Accessory Uses	Restrictions
<ul style="list-style-type: none"> Retail sale of apparel, toys, sundries and notions, books and stationery, leather goods and luggage, art, hardware, jewelry, electronics, sporting goods, musical instruments, office equipment and supplies, furniture, home furnishings, auto parts and accessories, antiques, food, swimming pool supplies, appliances, and the like 	<p>Indoor manufacturing and production of items for sale on-premises only.</p> <p>Repair of goods sold on-premises.</p>	<p>Outdoor sale and display of merchandise requires special exception.</p> <p>No animal kennels associated with pet shops.</p>
<ul style="list-style-type: none"> Convenience stores 		
<ul style="list-style-type: none"> Grocery stores 		

• Pharmacies		
• Produce markets		
• Bakeries		
• Florists		
• Gift shops		
• Hobby shops		
• Automotive convenience centers as defined in <u>Section 86-570</u>		
• Pet shops		
2) Personal and Business Services. Category Characteristics: Uses providing for one's personal care and for rendering professional services to individuals and businesses.		
Typical Permitted Uses	Accessory Uses	Restrictions
• Hair and beauty care		No animal kennels associated with pet grooming.
• Pet grooming		
• Health spas		
• Shoe repair		No transmitter towers are allowed in relation to radio and television stations.

• Clothing repair and alteration		
• Dry cleaning/laundry services		
• Copying and duplication services		
• Photography studios		
• Funeral home		
• Radio or television stations		
• Electronics repair		
• Interior decorators		
3) Commercial Recreation, Entertainment (Completely Indoors). Category Characteristics: Uses providing primarily for private, indoor commercial recreation and entertainment.		
Typical Permitted Uses	Accessory Uses	Restrictions
• Studios for instruction in dance, music, yoga, cheer/gymnastics, and similar activities	Sale and rental of clothing and equipment associated with the on-site activity.	
• Movie theaters	Sale of food and drinks for on-premises consumption.	

• Bowling alleys		
• Billiard parlors		
• Swimming pools		
4) Professional, Medical, and Business Offices. Category Characteristics: Uses providing primarily for professional, medical, administrative or clerical occupations or services.		
Typical Permitted Uses	Accessory Uses	Restrictions
• Medical and dental clinics		Boarding of animals associated with an animal hospital or clinic shall be within a completely enclosed structure.
• Animal hospitals and clinics		
• Newspaper offices		
• Travel agency		
• Employment office		Pain management clinics as defined in <u>Section 86-570</u> require special exception. No printing or circulation activities associated with newspaper offices.

5) Bank, Financial Institutions.**Category Characteristics:** Uses providing primarily for financial services.

Typical Permitted Uses	Accessory Uses	Restrictions
• Banks and financial institutions	Drive-thru facilities	
• Credit unions		
• Savings and loans		
• Credit agencies		
• Other lending institutions		

6) Eating Establishments.**Category Characteristics:** Uses providing primarily for the sale of food for consumption on the premises.

Typical Permitted Uses	Accessory Uses	Restrictions
• Restaurants	Drive-thru facilities.	Drive-in restaurants require special exception.
	Reserved parking for pick-up of takeout items.	

7) Vocational, Trade, and Business Schools.**Category Characteristics:** Uses providing primarily for private education and training for professional, technical, and business occupations including those providing career employment skills.

Typical Permitted Uses	Accessory Uses	Restrictions
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<ul style="list-style-type: none"> • Vocational, trade, and business schools 		All activities associated with school must be conducted within completely enclosed buildings.
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8) Marinas, Docks and Piers.

Typical Permitted Uses	Accessory Uses	Restrictions
<ul style="list-style-type: none"> • Marinas • Commercial and noncommercial piers and docks 	Boat rental, marine fuel sales, sale of fishing and marine related items including bait and tackle.	Boat storage lots are not permitted.

9) Institutional.

Category Characteristics: Uses of a public, private, or quasi-public nature providing primarily educational, religious, and civic facilities and services.

Typical Permitted Uses	Accessory Uses	Restrictions
<ul style="list-style-type: none"> • Houses of worship 		

10) Civic, Service Organizations.

Category Characteristics: Uses providing primarily private non-profit club functions.

Typical Permitted Uses	Accessory Uses	Restrictions
<ul style="list-style-type: none"> • Clubs such as civic, social, veteran, fraternal and humanitarian, and similar organizations. 		

• Private libraries		
11) Commercial Parking Lots, Garages. Category Characteristics: Uses providing primarily for the parking of automobiles on an hourly, daily, or monthly basis, including in an improved surface lot or in a structure designed for such purpose.		
Typical Permitted Uses	Accessory Uses	Restrictions
• Commercial parking lots		
• Commercial parking garages		
12) Existing Single-Family and Two-Family Dwellings.		
	Accessory Uses	Restrictions
		New single-family and two-family dwellings are not permitted in this zoning district.

(d) *Commercial, general—Special exceptions.*

Category of Use
1) Automotive Service Stations as defined in <u>Section 86-570</u> .
2) Multi-Family Dwellings as defined in <u>Section 86-570</u> .
3) Motorbus Terminals.

4) **Essential Services as defined in Section 86-570.**

Typical Special Exception Uses	Accessory Uses	Restrictions
<ul style="list-style-type: none"> Electrical substations, lift stations and similar installations. 		Does not include electric or gas generation plants.

5) **Outdoor Display and Sale of Retail Merchandise**

Typical Special Exception Uses	Accessory Uses	Restrictions
<ul style="list-style-type: none"> Sale and display in other than completely enclosed buildings of any merchandise otherwise allowed as a permitted use in this district. 		

6) **Temporary Lodging.**

Category Characteristics: Uses offered or available for temporary lodging for a term less than one month.

Typical Special Exception Uses	Accessory Uses	Restrictions
<ul style="list-style-type: none"> Hotels and motels 		
<ul style="list-style-type: none"> Interval occupancy accommodations 		

7) Outdoor Recreation Category Characteristics: Uses providing primarily for private, outdoor commercial recreation.		
Typical Special Exception Uses	Accessory Uses	Restrictions
<ul style="list-style-type: none"> • Miniature golf courses 		
8) Pain Management Clinic as defined in <u>Section 86-570</u>.		
9) Package stores for sale of alcoholic beverages, and bars or taverns for on-premises consumption of alcoholic beverages.		
10) Plant nurseries.		
11) Boat liveries.		
12) Drive-in restaurants.		
13) Brewpubs.		
	Accessory Uses	Restrictions
	Food service	Brewed beer may only be sold for on-site consumption.

(e) *Commercial, general—Conditional uses.*

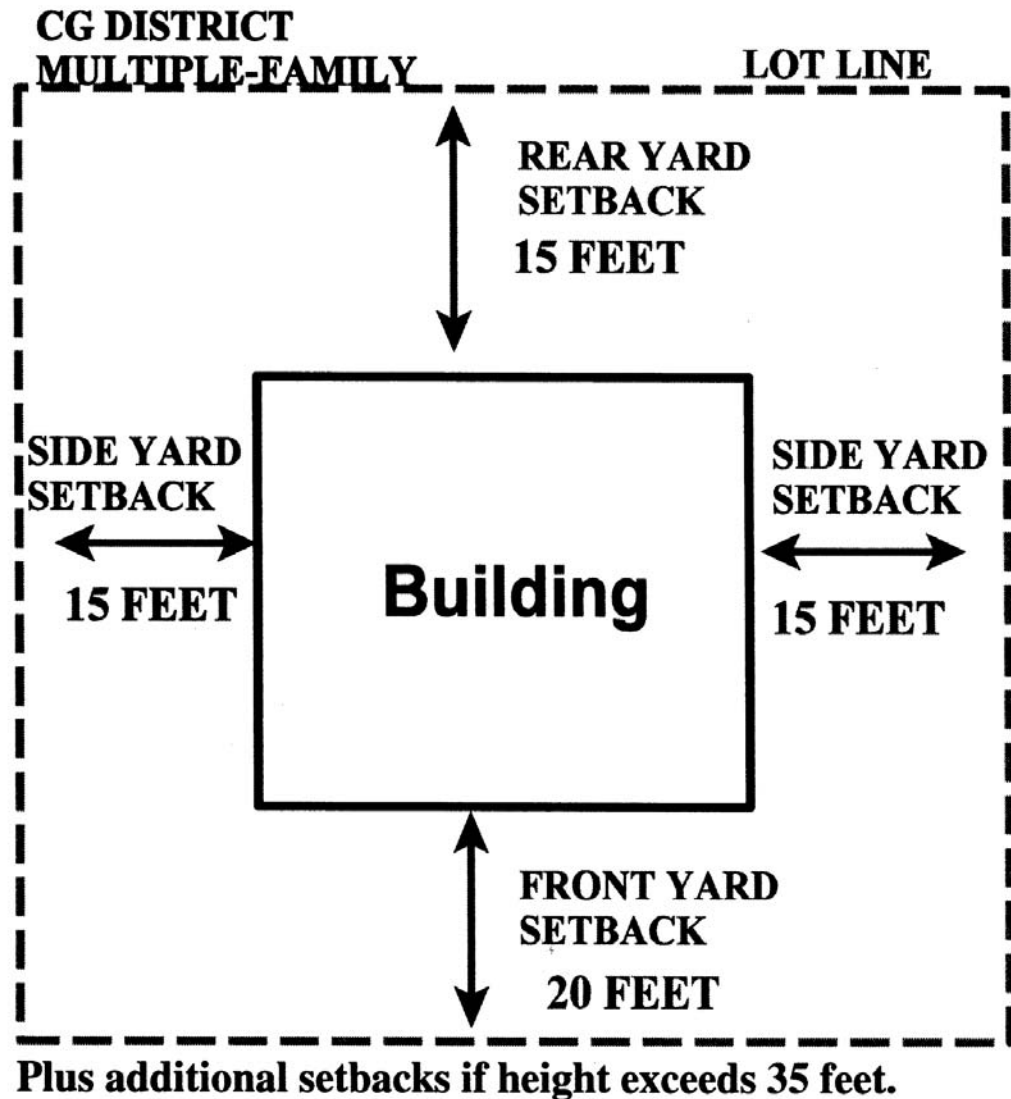
Category of Use
1) Structures in excess of 35 feet, but no more than 85 feet in height.

(f) *Commercial, general—Prohibited uses.*

Category of Use
1) Adult Entertainment Establishments as defined in <u>Section 86-570</u>.
2) New single- or two-family dwellings.
3) Manufacturing activities except as specifically permitted or permissible.
4) Warehousing or storage, except as accessory to and within the same structure as a permitted or permissible use.
5) Pawn shops.
6) Any use which is potentially dangerous, noxious or offensive to neighboring uses in the district or to those who pass on public ways by reason of smoke, odor, noise, glare, fumes, gas, vibration, threat of fire or explosion, emission of particulate matter, interference with radio or television reception, or radiation, or likely for other reason to be incompatible with the character of the district.

- (g) *Maximum residential density.* Maximum number of dwelling units per acre in the CG district is 18.
- (h) *Minimum lot requirements (area and width).* Minimum lot requirements in the CG district are:
- (1) Multiple-family dwellings: Width, 100 feet; area, 2,420 square feet per dwelling unit.
 - (2) Other permitted or permissible uses and structures: None, except as needed to meet other requirements set out in this section.
- (i) *Maximum lot coverage by all buildings.* Maximum lot coverage in the CG district is:
- (1) Multiple-family dwellings and their accessory buildings: 30 percent.
 - (2) Other permitted or permissible buildings: Unrestricted, except as needed to

meet other requirements set out in this section.



CG Setbacks

(j) *Minimum yard requirements.* Minimum yard requirements in the CG district are:

(1) *Commercial, service, office, hotel, motel or similar activities:*

- a. Front yard: 20 feet; provided that, where a CG zoned lot is located in a block a portion of which is zoned residential, requirements of the residential district apply to the CG zoned lot.
- b. Side yard:
 1. Fire-resistive construction: Buildings may be:
 - i. Set to the side property line; or
 - ii. Set not less than eight feet back from the side property line.
 2. Non-fire-resistive construction: Buildings must be set back not less

than eight feet from the side property line.

- c. Rear yard: Ten feet.

Buildings above 35 feet shall provide additional side and rear yards at a ratio of one foot of yard for each three feet of building height, and a front yard of 25 feet or one-half of the building height, whichever is greater.

(2) Automotive service stations and automotive convenience centers:

- a. Front yard:

- 1. Structures: 20 feet.
- 2. Gas pumps: 15 feet.

- b. Side yard:

- 1. Structures: Eight feet.
- 2. Gas pumps: 25 feet from residentially zoned property, 15 feet from all other properties.

- c. Rear yard:

- 1. Structures: Ten feet.
- 2. Gas pumps: 25 feet from residentially zoned property, 15 feet from all other properties.

(3) Special provisions:

- a. Where a CG zoned lot abuts property zoned residential, with or without an intervening alley, then, at the time of development of the CG zoned lot, a landscaped buffer is required for rear yards and for side yards as the case may be. Such rear or side yards shall not be less than 20 feet in width or depth. No yards are required adjacent to the mean high-water line or adjacent to railroad rights-of-way.

- b. Reserved.

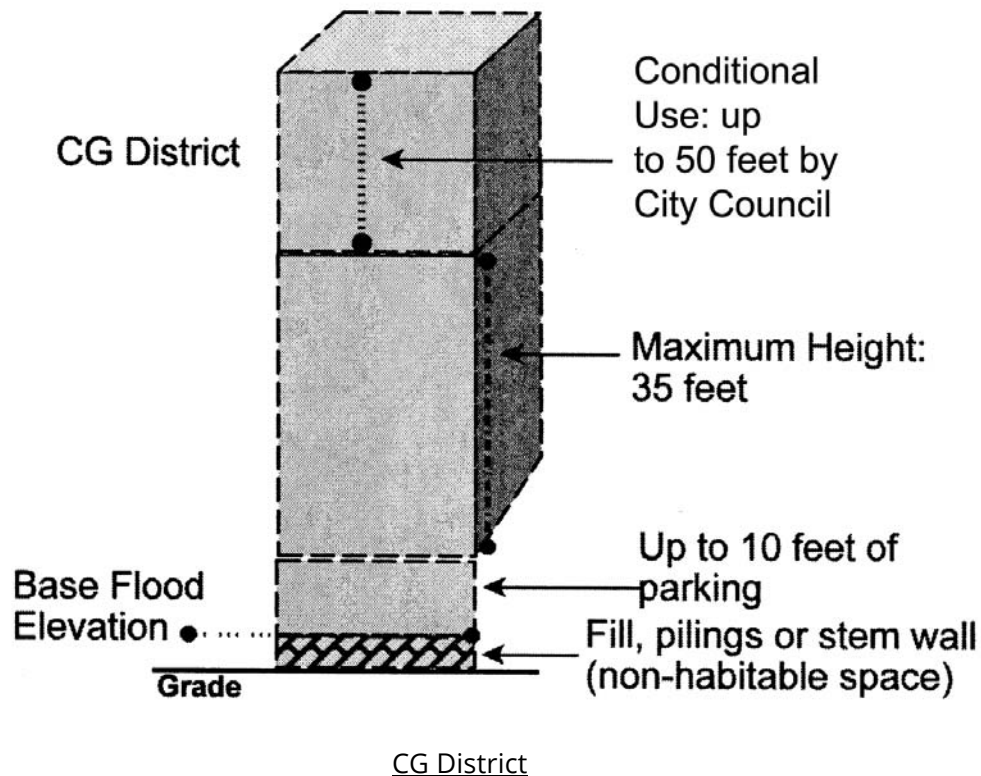
(4) Multiple-family dwellings:

- a. Front yard: 20 feet.
- b. Side yard: 15 feet.
- c. Rear yard: 15 feet.
- d. Waterfront yards: 20 feet.

(5) Other permitted or permissible uses:

- a. Front yard: 20 feet.
- b. Side yard: Ten feet.

- c. Rear yard: 15 feet.
 - d. Waterfront yards: 20 feet.
- (6) Buildings above 35 feet shall provide additional side and rear yards at a ratio of one foot of yard for each three feet of building height and a front yard of 25 feet or one-half of the building height, whichever is greater.
- (k) *Maximum height of structures.* No portion of a structure shall exceed 35 feet in the CG district, except as permissible by conditional use. An additional ten feet for one story devoted primarily to parking within the structure may be added to the limit.



(Ord. No. 2003-32, § 3, 10-28-03; Ord. No. 2005-27, § 5, 6-14-05; Ord. No. 2013-03, § 4, 2-12-13; Ord. No. 2014-05, § 4, 2-11-14; Ord. No. 2016-10, § 2, 8-23-16)

Sec. 86-122. - VUD Venetian urban design district.

- (a) *Generally; intent.* The VUD district is an overlay district, which supplements or supersedes the provisions of any underlying district. The standards in this district are intended to establish a district that better links the community together by creating a pedestrian-friendly, urban mixed-use community. As such, this overlay district will improve the city's connectivity, both on the island by encouraging pedestrian walkability between the neighborhoods and U.S. 41 Business corridor, and between the island and the rest of the community by enabling other nonvehicular forms of transportation. This improved connectivity will ensure that residents and visitors can interact with each other and the built environment in a more positive manner. Additionally, the U.S. 41 Business corridor standards are critical to ensuring that this area is developed in such a way that it promotes the city's sense of community and supports its unique character as defined by the Northern Italian Renaissance architecture, community sidewalks, well-designed landscaping, and accessible environs. The result of the standards created by the Venetian urban design overlay district is a welcoming front door that will enhance the entire community and benefit all city residents.
- (b) *Applicability; designation on zoning atlas.*
- (1) The Venetian urban design overlay district shall apply to those areas of the U.S. 41 Business corridor south of Milan Avenue to the termination of U.S. 41 Business at the Circus Bridge as delineated on the official zoning atlas and shall be applied in addition to the existing districts without replacing existing districts. The provisions of this district shall supplement or supersede the provisions of the underlying districts. All provisions of the underlying districts shall apply except to the extent they are superseded by this district. In the event of a conflict, the provisions of this district shall apply.
 - (2) Lands zoned as any other district and overlaid with the Venetian urban design overlay district shall be defined on the official zoning atlas with the symbol for such other district plus the symbol "VUD" (e.g., "OPI/VUD" or "CN/VUD").
- (c) *Permitted principal uses and structures.* In addition to the uses already established by the underlying zoning districts, the following uses will be allowed in the VUD:
- (1) Governmental uses.
 - (2) Convention centers and auditoriums.

- (3) Retail and service establishments such as bars or taverns for on-premises consumption of alcoholic beverages, reducing salons or gymnasiums and nightclubs.
- (4) Professional and business offices, and medical or dental clinics.
- (5) Banks and financial institutions, without drive-in facilities.
- (6) Open air cafes as accessory to restaurants.
- (7) Service establishments such as barbershops or beauty shops, shoe repair shops, restaurants (but not drive-in restaurants), fast-food restaurants, photographic studios, dance or music studios, self-service laundries, tailors, drapers or dressmakers, laundry or dry cleaning pickup stations and similar activities.
- (8) Retail outlets for sale of home furnishings and appliances (including repair incidental to sales), office equipment or furniture, antiques or hardware, pet shops and grooming (but not animal kennels), and automotive convenience centers and automotive repair (but not new automotive convenience and automotive repair).
- (9) Publicly owned parks, recreation areas, and uses and structures appropriate to such activities.
- (10) Private clubs and libraries.
- (11) Existing railroad rights-of-way.
- (12) Multifamily dwellings.
- (13) Residential dwellings above the first floor of any structure.
- (14) Miscellaneous uses such as commercial parking lots and parking garages.
- (d) *Permitted accessory uses and structures* . The covered uses shall be those uses already established by the underlying zoning district.
- (e) *Prohibited uses and structures* . Any use or structure not specifically, provisionally or by reasonable implication permitted in this section is prohibited in the VUD district, including the following:
 - (1) Single- and two-family dwellings, except as otherwise allowed.
 - (2) Manufacturing, except for goods for sale at retail on the premises.
 - (3) Warehousing and storage except as accessory to a permitted principal use.
 - (4) Adult entertainment establishments.
- (f)

Exemptions/nonconformities . Properties are exempt from the VUD standards and therefore considered a nonconformity within the district only when one of the following conditions is met:

- (1) The property owner undertakes ordinary maintenance or repair of any exterior architectural feature except where the total dollar value for all labor and materials used for the interior or exterior exceeds 50 percent of the property's building value as established through the county property appraiser's office. Total improvements over the life of the property may not exceed 50 percent of the appraised building value at the time of the initial permitted improvements without compliance to the VUD standards.

Example: A property with an appraised building valuation of \$100,000.00 in 2005 will only be permitted to make improvements of \$50,000.00 over the life of the property without complying with the standards of the VUD.

- (2) City council may grant a waiver from the VUD standards based upon a recommendation from the planning commission. If specific application of the site or design requirements makes strict compliance an unreasonable burden upon the property and presents a difficulty unique to the development of that property, the property owner shall provide the city a waiver request which includes the following required information:
 - a. Identification of the ordinance provision for which the variance is requested;
 - b. Description, photos, drawings or plan views which are representative of the peculiar physical conditions pertaining to the land in question, and which do not pertain to other lands in the general area;
 - c. Description that the benefit to the public in waiving the requirement outweighs the harm to the property owner in strictly enforcing the requirement;
 - d. Description of the hardships, which will accrue to the detriment of the property owner, if the requested waiver is not granted;
 - e.

Description that the intent and purpose of the chapter and applicable articles are implemented and waiver from any requirement may be reasonably calculated to substantially secure the objectives of the ordinance and the comprehensive plan as well as the requirement so waived;

- f. City council shall approve or deny the waiver application upon a finding in the record that the issuance of the waiver will be in the interest of the public safety, health, or welfare.

(3) Change of ownership does not require compliance with the VUD standards.

- (g) *Special exceptions*. The following special exceptions are permissible in the VUD district after public notice and hearing by the planning commission:

- (1) Hotels/lodging.
- (2) Drive-throughs.

- (h) *Maximum density*. Maximum density in the VUD district is 18 units per acre where there is a mixed-use district.

- (i) *Minimum lot requirements* (area and width). Minimum lot requirements in the VUD district are: None, except as necessary to meet other requirements set out in this section.

- (j) *Maximum lot coverage*. Maximum lot coverage in the VUD district is: Unrestricted, except as necessary to meet other requirements set out in this section.

- (k) *Minimum yard requirements*. Minimum yard requirements in the VUD district are:

- (1) Permitted or permissible uses:

- a. Front yard: Along U.S. 41 Business build to right-of-way line; along all other streets build according to underlying district standards.
- b. Side yard: Along U.S. 41 Business build to property line; along all other streets build according to underlying district standards.
- c. Rear yard: Along U.S. 41 Business five-foot setback; along all other streets build according to underlying district standards.

- (l) *Architectural design standards*. The following architectural design standards for buildings and structures are applicable in the VUD district:

- (1)

Architectural style. The Northern Italian Renaissance style of architecture, as defined elsewhere in this Code, is required. Evaluation of the appearance of a project shall be based on the quality of its design and relationship to its surroundings.

- a. Application for waiver from this requirement shall be made to the planning commission for review and recommendation to city council.
 - b. The planning commission shall make a written finding to city council that the granting of the waiver will or will not adversely affect the public interest. The report and recommendations of the planning commission shall be advisory only and shall not be binding upon city council.
 - c. City council, after receiving the recommendation from the planning commission, may grant or deny such waiver application and may make the granting conditional upon such restrictions, stipulations and safeguards as it may deem necessary to ensure compliance with the intent and purpose of the comprehensive plan.
- (2) *Building form.* Buildings and structures shall have good scale and be in harmonious conformance with the general intent of the VUD and the surrounding development. Building design shall not be based upon a prototype, which was created without giving consideration to the specific site and the character of the Venetian urban design district. Variety in form and detail with features such as courtyards, arches, projecting or recessed porticos, step-backs, balconies, varying wall styles, or other similar design elements are encouraged. Industrial style metal-sheathed buildings shall be prohibited. All design and materials for structures, including signs, shall be reviewed by the planning commission for consistency in design and scale, structure to structure both on- and off-site.
- (3) *Massing.* One story buildings greater than or equal to 10,000 square feet of gross floor area and multi-story buildings with greater or equal to 20,000 square feet of gross floor area shall be designed with the primary facade having either:
 - a. Offsetting wall planes or upper story setbacks of at least two horizontal feet; or
 - b. Recessed entry space, projecting canopy, or portal.
- (4) *Building placement.*

- a. New buildings shall be sited on the property within the front portion of the property, with a setback no greater than 15 feet from the property line in order to facilitate pedestrian activity by providing a compact, continuous stretch of mixed-uses.
 - b. On-site parking shall not be visible at the street level.
 - c. Existing buildings will not be required to be relocated to the front of the property.
- (5) *Recesses and projections.* The site should feature staggered recesses and projections rather than flush facades as the site permits. The recesses and projections may incorporate a variety of window features, entry spaces, or courtyards.
- (6) *Balconies.* Where the site permits, balconies over the first floor encourage a pedestrian-oriented streetscape and as such should be encouraged. Balconies are permitted if the size, shape, and number of the balconies are appropriate to the building form and height as determined by the site and development review process and approved by the planning commission.
- (7) *Roofs.* A building's roof helps define a building's character by ensuring that the building or structure is in scale and is in keeping with the Italian Renaissance architectural style. As such the construction and style of a roof in the VUD shall adhere to the following standards:
 - a. Uniform sloping roofs, or any combination of flat and uniform sloping roofs, having a height from eaves to peak that exceeds 80 percent of the average height of the supporting walls are prohibited.
 - b. Flat roof surfaces shall be concealed from public view by parapets.
 - c. Roofs shall be made of clay, terra cotta, metal, or concrete barrel tiles or panel tiles. Roofs made of other materials may be accepted so long as they have the same appearance and hurricane tolerance as these materials.
 - d. Roofs made of all other materials shall be concealed from public view.
- (8) *Walls.* Walls help ensure design consistency and reinforce a community's architectural character. As such, buildings and structures in the VUD shall be built to the following standards:
 - a.

Stucco is the required building material for all exterior wall surfaces unless a similar appearance surface material is approved by the planning commission during the site and development plan review.

- b. Metal siding, brick, glass, curtain walls systems, glass block, painted unit masonry, concrete, wood siding, and wood simulated materials may not be used for exterior wall surfaces.
 - c. Applied trim, accent color, and decorative bands, with the exception of stucco, masonry, or concrete control joints, shall be used in such a way as to add character and variety to the building form and community environs.
- (9) *Windows and doors.* Windows and doors help establish a pedestrian-centered walkable business district. As such, building and structures in the VUD shall be built to the following standards:
- a. Area: Wall surface may have greater than 50 percent door, window, and other openings, provided the openings are distinct from one another.
 - b. Location: All doors, windows, and glazed surfaces on structures having a gross floor area greater than 150 feet shall be located at least two feet from outside building corners.
 - c. Glazing: All glazing shall be clear or lightly tinted neutral gray. Mirror-like glazing is prohibited.
 - d. Treatment: Doors and windows in the VUD are encouraged to use decorative architectural features such as:
 - 1. Frames recessed a minimum of four inches.
 - 2. Columns, pilasters, rusticated blocks, precast or stucco decorative trim.
 - 3. Cornices, spandrels, or otherwise articulated lintels.
 - 4. Semi-circular or triangular pediments.
 - e. Sliding glass doors shall not be visible from a public street.
- (10) *Awnings.* Awnings are permitted if the size, shape, and number of awnings is in proportion to the size and shape of the building openings and do not obscure the building details. If used, awnings shall not be internally illuminated or backlit. Awnings shall be opaque and made of heavyweight

vinyl, acrylic, or canvas fabrics. A canopy is an awning with vertical support members separate from the structure to which the fabric material is attached and is allowed so long as it is consistent with the standards for awnings.

- (11) *Shutters.* Shutters are permitted if the size, shape, and number of the shutters is in proportion to the size and shape of the building openings and do not obscure the building details. Roll up hurricane type shutters and security shutters shall be concealed from public view.
- (12) *Decorations and trim.* Decorations and trim help reinforce a community's sense of character and design. As such, buildings and structures in the VUD are encouraged to use design treatments and material that are consistent with the Northern Italian Renaissance style of architecture by following these guidelines:
 - a. Treatment: The type of decorative elements used may include, but not be limited to, balustrades, columns, arches, pilasters, brackets, spandrels, articulated lintels, niches, quoins, patina, and embedded glazed tiled patterns.
 - b. Material: The material used in the decorations and trim may include: cut stone, intermixed or accent natural stone, pre-cast concrete, plaster and formed stucco, or other materials that have the same appearance of these materials.
- (13) *Color.* Color enhances the personal orientation and character of a community. Color palettes with similar tones and hues create a sense of sameness and monotony, whereas color palettes with variations in tonal and hue characteristics promote harmony and interest. As such the following color palette is encouraged as a guide. Planning commission is to ensure that a variety of color palettes is employed on individual and multiple building structures through the site and development plan process by examining on- and off-site developments to ensure variation of design.
 - a. Roofs: Dark reds, browns, earthtones, greens, and blues.
 - b. Walls: Creams, ivories, pastels, oranges, grays, blues, reds, and other earthtones.
- (14) *Lighting.*
 - a.

Lighting is an essential component of an overall architectural concept and helps both reinforce a community's character and design and promote its sense of safety and walkability. Development projects are encouraged to use lighting fixtures that are consistent with the Northern Italian Renaissance style of architecture and the project's overall design concept. Additionally the lighting should be screened or housed so that the light source may not be visible from the street or adjoining property.

b. No parking lot lamppost lighting shall be greater than 15 feet in height.

(m) *Landscaping, screens, and buffers.* The visual appeal, character, and public environs of the street are established by the style and design of its landscaping, screens, and buffering. The more landscaping a street has, the greater the community's walkability is enhanced in the area. Additionally, screening ensures that certain uses are screened from public view. The resulting landscaping should feature a pleasing mixture of planting and structural accessories and enhance the overall environment of the Venetian urban design district. The site and development plans for any property located in the VUD shall follow these street-landscaping standards at minimum; however, additional landscaping treatments that further enhance the overall design plan are encouraged.

(1) *General provisions:*

- a. The selection and placement of landscaping materials should promote natural cooling processes through the shading of buildings, streets, pedestrian walkways, bikeways and parking areas.
- b. The utilization of a mixture of native planting materials, including trees, bushes, flowering plants, and green foliage, should be encouraged to maintain healthy, varied, and energy-efficient vegetation throughout the VUD.
- c. The functional elements of the site and development plan, particularly the drainage systems and internal circulation systems for vehicles and pedestrians, should be integrated into the landscape plan. The landscaped areas should be integrated, especially to promote the continuity of on-site and off-site open space and pedestrian systems.
- d. The placement of natural, nonstructural drainage facilities in landscaped medians is encouraged.
- e.

The utilization of natural screening materials that are compatible with the architectural design of the property is encouraged. Such materials shall include cut stone, intermixed or accent natural stone, pre-cast concrete, plaster and formed stucco, or other materials that have the same appearance as these materials.

- (2) *Properties with a front yard setback:* Properties with a front yard setback shall be landscaped with a variety of native natural plantings and accessory structures. All landscaped front yards shall be covered by grass, vegetative groundcoverings, or mulch in areas not utilized for planting materials or accessory structures. Rock or shell yards are prohibited.
- (3) *Properties directly abutting streets:* Any property whose frontage abuts the street is not required to provide buffering in the front yard. However, those properties are required to screen parking areas in accordance with the standards set forth in these standards.
- (4) *Parking landscaping, screens, or buffers:* These standards are intended to encourage better landscaped and screened surface parking lots that will improve the appearance of a proposed development by breaking up expanses of paved areas, reduce the significant solar heat gain from parked automobiles and paved parking areas, improve the management of stormwater runoff, and provide a more pedestrian-friendly environment and shall be subject to the following guidelines:
 - a. *Pedestrian provisions in parking lots:* In order to reduce the scale of large surface parking areas, promote natural runoff water filtration, and make them more pedestrian-friendly, the total amount of surface parking provided shall be broken up by landscaping and pedestrian walkways. Landscaped sections of parking areas should be designed to encourage water filtration and minimize undue water runoff.
 - b. *Interior parking lot landscaping:* Trees and other planting materials in parking lot landscaping shall be evenly distributed throughout the parking lot to create a canopy effect in the parking lot that promotes natural shade and cooling effects, and shall be located to divide and break up expanses of paving and long rows of parking spaces. In addition, trees or other planting materials may be planted in the landscaped median or alongside a pedestrian walkway.

The minimum standard shall be those as set by the parking standards.

- c. *Perimeter parking lot screening:* Screening requirements shall apply to both perimeter and internal streets. Surface parking spaces and vehicle use areas shall be screened from view, from adjacent properties, and from adjacent streets by the use of a mixture of berms, plantings, buffers, and/or structures. Planting, screening, and buffering materials should follow the general standards for landscaping and screening in the VUD. At minimum, the perimeter buffering shall include one tree for each 25 feet or fraction along U.S. 41 Business built to right-of-way line. In addition, a hedge, wall, or other screening material of a minimum of five feet high shall be placed along the perimeter of the parking area behind the planting material so as to completely block the parking area from view of the street.
- (5) *Streetscape buffers and landscaping:* The site and development plans for any property located in the VUD shall follow these street landscaping, screening, and buffering standards at minimum; however, additional planting or structural treatments that further enhance the overall design plan are encouraged.
- a. *Public right-of-way:* Landscaping, buffering, and screening materials shall be located in the public right-of-way with the exception of required site visibility triangle at street and driveway intersections. A mixture of such materials shall be used in order to enhance the streetscape environment and provide shade for the sidewalks and other public areas.
 - b. *Drive aisles, sidewalks, bikepaths:* Trees and other planting materials such as shrubs, bushes, or flowering plants shall be planted along all enhanced drive aisles and along sidewalk or bikepaths in order to provide natural cooling and shade. Accessory structures may be used to enhance the visual environs of the property.

(6)

Equipment screening: Building accessory structures necessary for the operation of businesses or maintenance of residential properties shall be screened from public view by a mixture of landscaping, buffering, and/or structural screening that at minimum exceeds the height of the structures being screened.

- (7) *Incompatible landscape buffers and screens:* Landscape buffers and screens are one type of transition tool that can be used to separate and mitigate incompatible land uses that are either adjacent to or directly across from each other. Where used, landscape buffers and screening shall provide visual barriers between different land uses, enhance the streetscape, provide privacy, and protect uses from wind, dust, noise, traffic, glare, visual disorder, and harmful or noxious effects.
- (n) *Garage structures.* Accessory structures designed for the storage of vehicles and maintenance tools are permitted on the property so long as they are located behind the primary structure, or offset from the plane of the front facade by at least ten percent of the lot width. Such structures shall follow all appropriate architectural and landscaping design standards set forth by the VUD district.
- (o) *Parking.* In order to help promote walkability and community interaction within this mixed-use commercial district, the VUD seeks to mitigate the visual and spatial impact of vehicular parking. As such, the purpose of these standards is to encourage the placement of parking behind buildings and structures.
 - (1) Parking is prohibited in front of buildings and structures.
 - (2) Common parking areas behind buildings and structures that can be shared by one or more properties is encouraged.

(Ord. No. 2005-46, § 1, 11-8-05; Ord. No. 2014-05, § 7, 2-11-14; Ord. No. 2015-04, § 10, 3-24-15)