

CITY OF FRUITLAND PARK LOCAL PLANNING AGENCY MEETING AGENDA June 8, 2017 City Hall Commission Chambers 506 W. Berckman Street Fruitland Park, FL 34731 As soon as practical at 6:00 p.m.

- 1. CALL TO ORDER
- 2. ROLL CALL
- 3. APPROVAL OF MINUTES

February 23, 2017 minutes

4. Site Plan Review – Commercial Building– Applicant: Sunshine Properties & Rentals Inc. (city manager/community development director) Consider the recommendation to approve the site plan for a commercial building designated as General Commercial (C-2) zoning district

5. **NEW BUSINESS**

6. PUBLIC COMMENTS

This section is reserved for members of the public to bring up matters of concern or opportunities for praise. Action may not be taken by the Local Planning Agency at this meeting; however, questions may be answered by staff or issues may be referred for appropriate staff action.

Note: Pursuant to F.S. 286.0114 and the City of Fruitland Park's Public Participation Policy adopted by Resolution 2013-023, members of the public shall be given a reasonable opportunity to be heard on propositions before the Local Planning Agency. Accordingly, comments, questions, and concerns regarding items listed on this agenda shall be received at the time the Local Planning Agency addresses such items during this meeting. Pursuant to Resolution 2013-023, public comments are limited to three minutes.

7. ADJOURNMENT

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact the City Clerk's Office at City Hall (352) 360-6727 at least forty-eight (48) hours prior to the meeting. (§286.26 F.S.)

If a person decides to appeal any decision made by the City of Fruitland Park with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The city does not provide verbatim records. (§286.0105, F.S.)

PLEASE TURN OFF ELECTRONIC DEVICES OR PLACE IN VIBRATE MODE.

FRUITLAND PARK LOCAL PLANNING AGENCY MEETING MINUTES February 23, 2017

A meeting of the City of Fruitland Park's Local Planning Agency was held at 506 W. Berckman Street, Fruitland Park, Florida 34731 on Thursday, February 23, 2017 at 6:00 p.m.

Members Present: Mayor Chris Cheshire, Vice Mayor John L. Gunter, Jr., Commissioners Christopher Bell, Ray Lewis, and Rick Ranize.

Also Present: City Manager Gary La Venia, City Attorney Anita Geraci-Carver, City Treasurer; Jeannine Racine-Michaud; Police Chief Michael A. Fewless; Deputy Police Chief Dennis Cutter, Police Department; Interim Fire Chief Don Gilpin; Lieutenant Tim Yoder; Parks and Recreation Director Michelle Yoder; Community Development Director Charlie Rector, Public Works Director Dale Bogle; Deputy City Treasurer Sue Parker, Ruthie Barker, and City Clerk Esther B. Coulson.

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Cheshire called the meeting to order at 6:02 p.m.

2. ROLL CALL

At Mayor Cheshire's request, Ms. Coulson called the roll and a quorum was declared present.

3. APPROVAL OF MINUTES

On motion of Commissioner Bell, seconded by Vice Mayor Gunter and unanimously carried, the LPA approved the January 26, 2017 minutes as submitted.

QUASI-JUDICIAL PUBLIC HEARING

4. First Reading – Quasi-Judicial Public Hearing – Ordinance 2017--013 - Boundary Amendment – North of CR 466A and West of Timbertop Lane — Petitioner: Kurt and Suzanne Damron

Ms. Geraci-Carver read into the record the title of proposed Ordinance 2017-013, the substance of which is as follows:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF FRUITLAND PARK FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 6.0 ± ACRES OF LAND GENERALLY LOCATED NORTH OF CR 466A AND WEST OF TIMBERTOP LANE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND Page 2 of 3 February 23, 2017 LPA Minutes

> THE DEPARTMENT OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on March 9, 2017.)

Ms. Geraci-Carver swore-in Mr. Rector to give testimony at this evening's proceedings who described the location and proposed use of the subject property.

There being no one from the public and **by unanimous consent, Mayor Cheshire closed the public hearing.**

On motion of Commissioner Ranize, seconded by Vice Mayor Gunter and unanimously carried, the LPA recommended the approval of proposed Ordinance 2017-013 as previously cited.

5. First Reading – Quasi-Judicial Public Hearing – Ordinance 2017-014 - Comprehensive Plan – 6.0<u>+</u> Acres - North of CR 466A and West of Timbertop Lane - Petitioner: Kurt and Suzanne Damron

Ms. Geraci-Carver read into the record the title of proposed Ordinance 2017-014, the substance of which is as follows:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK. FLORIDA, PROVIDING FOR А COMPREHENSIVE PLAN AMENDMENT AMENDING THE FUTURE LAND USE DESIGNATION FROM COUNTY URBAN LOW TO CITY COMMERCIAL ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE **PLAN** FOR APPROXIMATELY 6.0+ ACRES OF PROPERTY GENERALLY LOCATED NORTH OF CR 466A AND WEST OF TIMBERTOP LANE; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on March 9, 2017.)

Mr. Rector, who was previously sworn, highlighted the subject item.

There being no one from the public and **by unanimous consent, Mayor Cheshire closed the public hearing.**

On motion of Vice Mayor Gunter, seconded by Commissioner Ranize and unanimously carried, the LPA recommended the approval of proposed Ordinance 2017-014 as previously cited. Page **3** of **3** February 23, 2017 LPA Minutes

6. First Reading – Quasi-Judicial Public Hearing – Ordinance 2017-015 - Rezoning – 6.0+ Acres – AG-C2 – Petitioner: Kurt and Suzanne Damron

Ms. Geraci-Carver read into the record the title of proposed Ordinance 2017-015, the substance of which is as follows:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, REZONING 6.0 ± ACRES OF THE PROPERTY FROM LAKE COUNTY AGRICULTURE (AG) TO GENERAL COMMERCIAL (C-2) WITHIN THE CITY LIMITS OF FRUITLAND PARK; PROVIDING FOR CONDITIONS AND CONTINGENCIES; DIRECTING THE CITY MANAGER TO AMEND THE ZONING MAP OF THE CITY OF FRUITLAND PARK; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on March 9, 2017.)

Mr. Rector, who was previously sworn, highlighted the subject item.

There being no one from the public and **by unanimous consent**, Mayor Cheshire closed the public hearing.

On motion of Commissioner Ranize, seconded by Commissioner Lewis and unanimously carried, the LPA recommended the approval of proposed Ordinance 2017-015 as previously cited.

END OF QUASI-JUDICIAL PUBLIC HEARING

7. NEW BUSINESS

There was no new business to come before the LPA at this time.

8. PUBLIC COMMENTS

No one from the public appeared before the LPA at this time.

9. ADJOURNMENT

There being no further business to come before the city commission at this time, on motion made, second and unanimously carried, the meeting adjourned at 6:10 p.m.

The minutes were approved at the June 8, 2017 meeting.

Signed			
Esther B.	Coulson,	City Clerk	

Signed _____ Chris Cheshire, Mayor



506 WEST BERCKMAN STREET FRUITLAND PARK, FL 34731 PHONE: 352/ 360-6727 FAX: 352/ 360-6652

Board Members: Connie Bame, Chairwoman Colin Crews Daniel Dicus Philip Purlee Tom Bradley

Others:

Charlie Rector, Community Development Director Tracy Kelley, Administrative Assistant

AGENDA PLANNING & ZONING BOARD MAY 18, 2017 6:00PM

- I. INVOCATION:
- II. <u>ROLL CALL</u>:
- III. <u>MINUTES FROM PREVIOUS MEETING</u>: Approve meeting minutes from February 16, 2017.
- IV. OLD BUSINESS: None
- V. <u>NEW BUSINESS:</u>
 - A Sunshine Properties & Rentals, Inc. (ALT Key #1170273)
 - a. Site Plan Review for Commercial Building in C2 Zoning District
 - B Review and Recommendation for Modification of R2 Zoning

BOARD MEMBERS' COMMENTS:

ADJOURNMENT:

0Kg V ()-11,17 5-16,17

CITY OF FRUITLAND PARK APPLICATION FOR SITE PLAN REVIEW RECEIVED MAR 2 3 2017

Applicant's Name Sunshine Properties & Rentals, Inc. Address 1523 Grove Ave., Leesburg, FL Celephone Number Applicant is: Owner I Lessee I Agent I Optionee I Dwner's Name Sunshine Properties & Rentals, Inc. Address 1523 Grove Ave., Leesburg, FL Substitute Ave., Leesburg, FL 34748 Celephone Number Contractor's Name Matthews-Hanna Construction
Celephone Number Applicant is: Owner D Developer D Lessee D Agent D Owner's Name Sunshine Address 1523 Grove Ave., Leesburg, FL 34748 `elephone Number
Applicant is: Owner I Developer I Lessee I Agent I Optionee I Owner's Name Sunshine Properties & Rentals, Inc. Address 1523 Grove Ave., Leesburg, FL 34748 `elephone Number
Owner's Name Sunshine Properties & Rentals, Inc. Address 1523 Grove Ave., Leesburg, FL 34748 Yelephone Number
Address <u>1523 Grove Ave.</u> , Leesburg, FL 34748
`elephone Number
Contractor's Name Matthews-Hanna Construction
Address 304 Richey Road, Leesburg, FL 34748
'elephone Number352-326-0333
icense Number
Architect's Name Riddle-Newman Engineering, Inc.
Address 115 North Canal St., Leesburg, FL 34748
elephone Number 352-787-7482
egistration Number
andscape Architect
.ddress
elephone Number
egistration Number
he property is located in the vicinity of the following streets:
702 W. Miller Street, Fruitland Park, FL 34731
*
rea of property 55,662 Square Feet 1.28 Acres
resent Zoning is <u>C-2</u>
as any Variance been granted concerning this property? Yes XI No II If yes, list the Case umber and briefly describe the nature of the Variance.

CITY OF FRUITLAND PARK APPLICATION FOR SITE PLAN REVIEW

10. Briefly describe the proposed project Commercial Rental Building

 The exact legal description of the property as shown on the Tax Receipt or the Warranty Deed, or attach a separate sheet to the application form.

See	Site	Plans

12. The following information must be included on the site plan:

- 🗊 a. Name of project.
- XI b. Statement of intended use of site.
- XI c. Legal description of the property and size of parcel in acres or square feet.
- X d. Name, address, and telephone number of the owner or owners of record.
- X e. Name, address and telephone number of the owner(s) agent.
- X f. Name, address, signature and registration of the professionals preparing the plan.
- ☑ g. Date, north arrow and scale, number of sheets; the scale (not smaller than one inch to fifty feet) shall be designated and, where appropriate, the same scale should be used on all sheets.
- I i. Linear dimensions of the site.
- ☑ j. Existing grading elevation.
- X k. Finished grading elevation.
- 图 1. Any existing and proposed building restriction lines (i.e., highway setback lines, easements, covenants, right-of-way and building setback lines).
- 27 m. Soils, indicate soil classifications on the site plan as identified by the U.S. Department of Agriculture Soil Conservation Service.
- _ XI n. 100-year flood plain.
 - 🗴 o. Wetlands and other natural features.
 - X p. Engineering plans and specifications for collection and treatment of storm drainage.
 - ⊠ q. Landscape plan, irrigation system plan. Include size, type and location of all landscaping, screens, wall fences and buffers.

CITY OF FRUITLAND PARK APPLICATION FOR SITE PLAN REVIEW

Building and Structures

- A a. Intended use.
- 🛛 b. Number of stories.
- 🖄 c. Height of building.
- Ø d. Number of dwelling units and density for multifamily site plans.
- Ø e. Projected number of employees.
- Ø f. If restaurant, show number of seats and occupancy load.
- □ h. Photograph or sketch of proposed sign with dimensions and material type.

Building and Structures

- ☑ a. Engineer plans and specifications for streets, sidewalks and driveways.
- Db. All parking areas designated.
- 🛛 c. Number of parking spaces.
- A. Number and location of handicapped spaces.
- Z e. Number and designation of loading spaces.
- If. Number of square feet of paved parking and driveway area.
- ⊠ g. Surface materials of driveway.
- A h. Cross section of proposed street improvements.
- Ø i. Fire lanes.
- ☑ j. Location of proposed driveway(s) and median cut(s).
- X k. Internal traffic circulation plan, including directional arrows and signs to direct traffic.
- I. Location of traffic-control circulation plan, including directional arrows and signs to direct traffic flow.
- Øm. Designate location of sidewalks.
- X n. All proposed streets and alleys.
- See Chapter 160 for additional required information.



Florida Department of Environmental Protection

Bob Martinez Center 2600 Blair Stone Road Tallahassee, Florida 32399-2400 Rick Scott Governor

Carlos Lopez-Cantera Lt. Governor

> Ryan E. Matthews Interim Secretary

SELF-CERTIFICATION FOR A STORMWATER MANAGEMENT SYSTEM IN UPLANDS SERVING LESS THAN 10 ACRES OF TOTAL PROJECT AREA AND LESS THAN 2 ACRES OF IMPERVIOUS SURFACES

Owner(s)/Permittee(s):	Sunshine Properties & Rentals, Inc.
File No:	0352452001EG
File Name:	SUNSHINE PROPERTIES
Site Address:	702 W Miller St Fruitland Park FL - 34731 2232
County:	Lake
Latitude:	28° 51' 42.9017"
Longitude:	-81° 54' 52.2433"
Total Project Area:	1.28
Total Impervious Surface Area:	0.75
Approximate Date of Commencement of Construction:	06/01/2017
Desistand Florida Drofossional	Kaith Diddla
Registered Florida Professional:	Keith Riddle
License No.:	38800
Company:	Riddle - Newman Engineering, Inc.

Date: March 24, 2017

Keith Riddle certified through the Department's Enterprise Self-Service Application portal that the project described above was designed by the above-named Florida registered professional to meet the following requirements:

(a)The total project area involves less than 10 acres and less than 2 acres of impervious surface;

(b)Activities will not impact wetlands or other surface waters;

(c)Activities are not conducted in, on, or over wetlands or other surface waters;

(d)Drainage facilities will not include pipes having diameters greater than 24 inches, or the hydraulic equivalent, and will not use pumps in any manner;

(e)The project is not part of a larger common plan, development, or sale; and

(f)The project does not:

1. Cause adverse water quantity or flooding impacts to receiving water and adjacent lands;

2. Cause adverse impacts to existing surface water storage and conveyance capabilities;

3. Cause a violation of state water quality standards; or

4.Cause an adverse impact to the maintenance of surface or ground water levels or surface water flows established pursuant to s. 373.042 or a work of the district established pursuant to s. 373.086, F.S.

This certification was submitted before initiation of construction of the above project. The system is designed, and will be operated and maintained in accordance with applicable rules adopted pursuant to part IV of chapter 373, F.S. There is a rebuttable presumption that the discharge from such system will comply with state water quality standards. Therefore, construction, alteration, and maintenance of the stormwater management system serving this project is authorized in accordance with s.403.814(12), F.S.

In accordance with s. 373.416(2), F.S., if ownership of the property or the stormwater management system is sold or transferred to another party, continued operation of the system is authorized only if notice is provided to the Department within 30 days of the sale or transfer. This notice can be submitted to:

FDEP Central District 3319 Maguire Blvd Orlando, FL 32803

This certification was submitted along with the following electronic documents:

If you have submitted this certification as a Florida Registered Professional, you may wish to sign and seal this certification, and return a copy to the Department, in accordance with your professional practice act requirements under Florida Statutes.

I, <u>Keith Riddle</u>, License No. <u>38800</u>, do hereby certify that the above information is true and accurate, based upon my knowledge, information and belief. In the space below, affix signature, date, seal, company name, address and certificate of authorization (if applicable).

This sealed certification may be submitted to the Department, either electronically (as an attachment in Adobe PDF or other secure, digital format) at Erp.selfcerts@dep.state.fl.us, or as a hardcopy, at the postal address below:

FDEP Central District 3319 Maguire Blvd Orlando, FL 32803

PROPERTY RECORD CARD

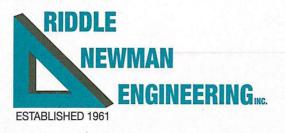
. . ..

RECEIVED MAR 2 3 2017

Select Language

Owner Name:	SUNSHINE PROPERTIES & RENTALS INC	Alternate Key:	1170273
Mailing	1523 GROVE AVE	Parcel Number:	04-19-24-000300003200
Address:	LEESBURG, FL 34778	Millage Group and City:	00F2 (FRUITLAND PARK)
	<u>Update Mailing Address</u>	Total Certified Millage Rate:	18.1385
		Trash/Recycling /Water/Info:	My Public Services Map 🕡
Property Location:	702 WEST MILLER ST FRUITLAND PARK FL 34731	Property Name:	 Submit Property Name 🕡
	Update Property Location	School Locator:	School and Bus Map 🕡
Property Description:	431.07 FT & LESS FR ALONG W LINE OF SW 1/4 A EXISTING N R/W LINI EXISTING N R/W LINI 0-34-22 E 34 FT, S 89 DIST OF 109.22 FT TO CONCAVE S'LY, HAVI BEARING OF S 88-56 THENCE RUN E'LY ALONG TH ANGLE OF 0-15-58 A DIST OF 64.04 FT, N 0-34-21 E POINT ON E LINE OF SAID POINT ALSO BEING O STREET, S 0-34-21 W ALONG S 108.81 FT TO A POINT ON E POINT BEING ON A CURVE O 34407.41 FT, A CHORD BEARIN 222.05 FT, THENCE DEPART TANGENT BEARING OF N 88-42 R/W	OM NW COR OF SV DIST OF 1297.59 FT E OF CR 466A, S 89- E A DIST OF 1655.31 -04-41 E ALONG SAI O THE POINT OF CL NG A RADIUS OF 34 -42 E & A CHORD DI E ARC OF SAID CUF F 159.95 FT, THENCI 28.86 FT, S 89-25-39 E 1/2 OF SW 1/4 OF ON THE EXISTING W SAID EXISTING W RA XISTING N R/W LINE CONCAVE S'LY, HAV IG OF N 88-53-35 W ING SAID EXISTING -29 W, RUN W'LY AL SAID CURVE, THRU	JRVATURE OF A CURVE 441.41 FT, A CHORD ST OF 159.95 FT, RVE, THRU A CENTRAL E RUN N 45-38-53 E D E 16.55 FT TO A F NE 1/4 OF SW 1/4, V R/W LINE OF ROSE W LINE A DIST OF E OF CR 466A, SAID ING A RADIUS OF & A CHORD DIST OF W R/W LINE FROM A ONG SAID EXISTING N A CENTRAL ANGLE OF

General Information



April 24, 2017

Mr. Charlie Rector Community Development Director City of Fruitland Park 506 West Berckman Street Fruitland Park, FL 34731

Dear Charlie:

RE: Sunshine Properties Site Plan Submittal (Major)

Enclosed herewith please find the following in support of the above-referenced site plan re-submittal:

RECEIVED APR 2 4 2017

- (3) Copies of the Site Plan Revised
- (3) Copies of the Landscape Plan Revised
- (2) Copies of the Stormwater Calculations Revised
- (2) Copies of Lift Station Calculations

In response to the specific comments received, we offer the following:

LPG Urban & Regional Planners

- 1. Per our conversation with Charlie, we have revised the site to reflect the use as a Shopping Center. The parking required for a shopping center is 1 space per 250 square feet. The site data box has been revised to reflect adequate parking.
- 2. The Variance Resolution number has been added to the plan.
- 3. The Owner's phone number has been added to the plan.
- 4. The surrounding zoning and land use have been added to the plan.
- 5. The landscape plan has been revised to show a 10' buffer along Rose Street.
- 6. The buffer shrub quantities are in accordance with buffer requirements table in chapter 164 which requires 15 shrubs per 100 lineal feet of buffer. The planting shown is in excess of the requirements. We have replaced the azaleas with an alternate shrub from the approved shrub list.
- 7. An irrigation plan will be submitted as soon as a Certified Contractor has been hired for this project.
- 8. The Chinaberry trees have been removed from the plan. A note was added to the landscape detail plan to describe the removal and replacement tree ratio for this project.

Civil Engineering

Structural Engineering

Land Development

> Drinking Water

Wastewater

Stormwater Management

Environmental Permitting Charlie Rector April 24, 2017 Page No. 2

BESH

- 1. The pre-development curve number has been changed to 39 as requested.
- 2. The soils report has been revised per the recommendations.
- 3. Recovery analysis shows recovery for the volume of rainfall generated from the 25 year/96 hour storm event.
- 4. Hydraulic Calculations are included in Appendix "J" of the revised calculations submitted herewith.
- 5. Drainage Map is included in Appendix "I" of the calculations.
- 6. The pond does account for the offsite runoff coming from the Western ½ of Rose Street where applicable.
- 7. Parking calculations have been revised per conversations with Charlie Rector.
- 8. Dimensions for the landscape islands have been added.
- 9. We have shown the location of the proposed sign.
- 10. Estimated trip generation is shown on the cover sheet.
- 11. The driveway location was shown on the site plan and submitted to Charlie, the Planning & Zoning Board and City Commission during the Variance approval process.
- 12. Detectable warning mats have been shown and called out.
- 13. "Do Not Enter" signs have been added as requested.
- 14. Power Pole has been shown to be removed.
- 15. Additional spot elevations have been shown at the driveways.
- 16. Additional spot elevations have been shown for the cross-walks.
- 17. Sidewalk slopes have been revised as requested.
- 18. Plans have been coordinated with Seth Lynch at Lake County Public Works to ensure driveway conforms to future plans. Driveway configuration has been established to match the future work.
- 19. Retention pond overflow has been revised based on conversations with Seth Lynch. Overflow was changed to weir which will overflow to a ditch bottom inlet to be constructed by Lake County during the road widening project.
- 20. Details have been added as requested.
- 21. Note for private lift station has been added to the plan.
- 22. Lift station is shown as Duplex.
- 23. Sidewalk detail revised as requested.
- 24. Wheel stop detail revised as requested.
- 25. Lift Station calculations are submitted herewith.

Should you have any questions, please do not hesitate to call.

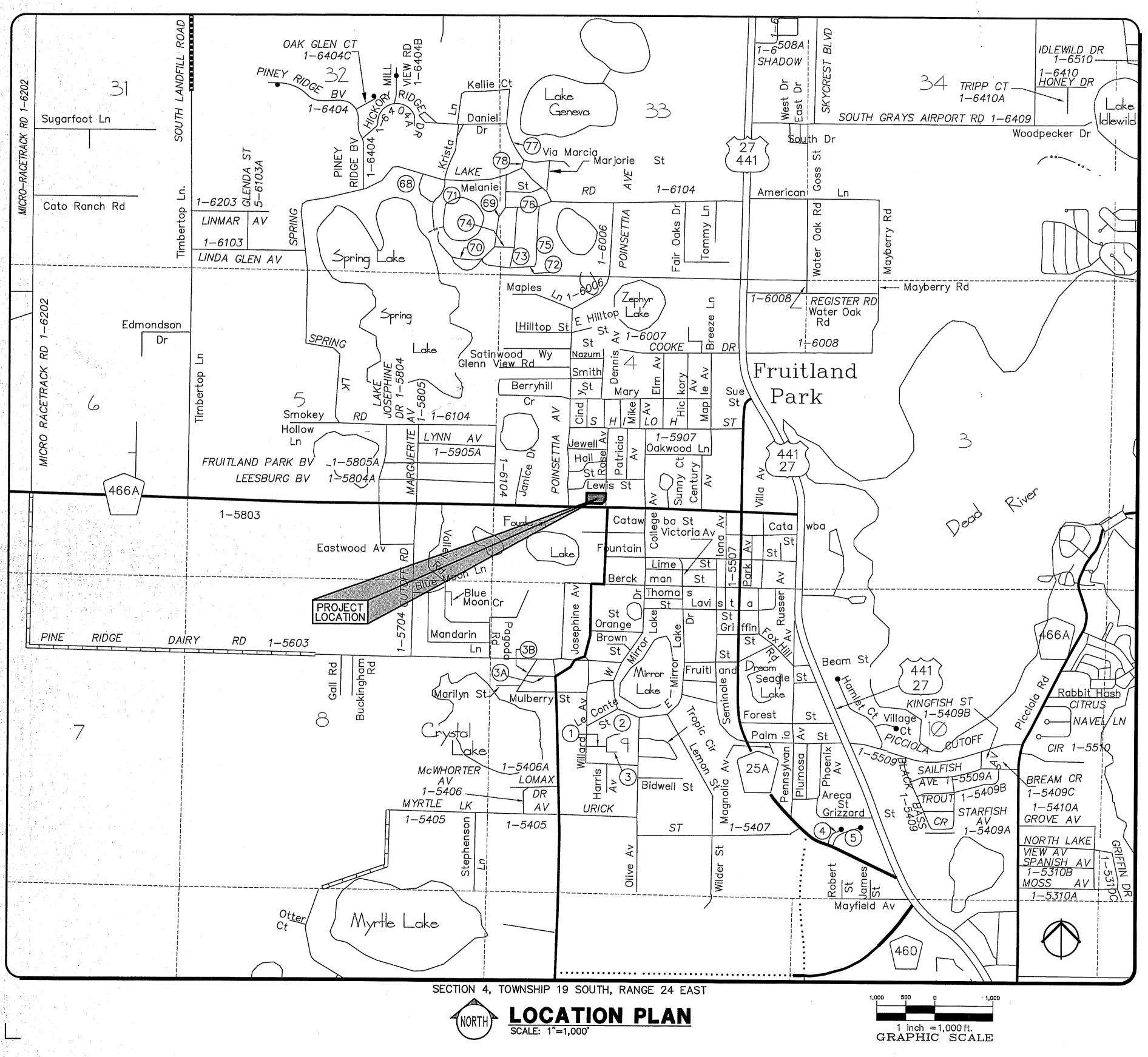
Respectfully submitted,

RIDDLE - NEWMAN ENGINEERING, INC.

Keith E. Riddle, P.E.

cc: Mike Hanna

H. FRUITLAND PARK, FLORID RECEIVED APR 2 4 2017



GENERAL NOTES

- ARCHITECT.
- COORDINATE THE RELOCATION OR ALTERATION OF EXISTING UTILITIES AS MAY BE REQUIRED.
- AND ALL OTHER APPLICABLE CODES.
- SHOWN ELSEWHERE IN THESE PLANS.

- 8. CONTRACTOR TO PAY COST OF WET TAPS INTO CITY OF FRUITLAND PARK WATER MAIN.
- BY CALLING FDEP NPDES STORMWATER SECTION AT 850-245-7522.

LEGAL DESCRIPTION

The East Half of the Southwest Quarter of the Northeast Quarter of the Southwest Quarter, in Section 5, Township 19 South, Range 24 East, Lake County, Florida, Less the North 431.07 feet, Also Less and Except the following: Commence at a car axle with no identification located a Northwes corner of the Southwest Quarter of Section 4, Township 19 South, Range 24 East, Lake County, Florida: thence run South 00"34'30" West, along the West line of the Southwest Quarter of said Section 4, a distance of 12987.59 feet to a point on the existing North Right of Way Line of County Road 466A as depicted Road Map 2, Page 118, in the Public Records of Lake County ,Florida; thence departing said West Line run South 89'04;41" East, along said existing Right of Way Line, a distance of 1655.31 feet to the Point of Beginning, said point being on the West Line of a parcel of land described un Offical Records Book 1224, Page 1302, of the Public Records; thence, departing said existing North Right of Way Line, run North 00°34'22" East along said West property line, a distance of 34.00 feet to a point on a line running parallel with and 34.00 feet Northerly of, when measured perpendicular to, said existing Right of Way Line; thence run South 89°04'41" East, along said parallel line a distance of 109.22 feet to the point of curvature of a curve concave Southerly, having a radius 34,441.41 feet, a chord bearing of South 88°56'42" East and a chord distance of 159.95 feet; thence run Easterly along the arc of said curve, through a central angle of 00°15'58", a distance of 159.95 feet; thence departing said curve, run North 45'38'53" East, a distance of 64.04 feet; thence run North 00'34'21" East, a distance of 28.86 feet; thence run South 89'25'39" East, a distance of 16.55 feet o a point on the East line of the East Half of the Southwest Quarter of the Northeast Quarter of the Southwest Quarter of said Section 4, said Point also being on the existing West Right of Way Line of Rose Street, depicted s Parker Street on the Plat of Summerwind, recorded in Plat Book 22, Page 53, of said Public Records; thence run South 00°34'21" West, along said existing Right of Way Line, a distance of 108.81 feet to a point on the aforesaid existing North Right of Way Line of County Road 466A, said point being on a curve concave Southerly, aving a radius of 34,407.41 feet, chord bearing of North 88 53'35" West and a chord distance of 222.05 feet; thence, departing said existing West Right of Way Line from a tangent bearing of North 88'42'29" West, run Westerly along said existing North Right of Way Line and arc of said curve, through a central angle of 00'22'11", a distance of 222.05 feet to the point of tangency; thence fun North 89°04'41" West, along said existing North Right of Line, a distance of 109.02 feet to the Point of beginning.

$\left(\right)$	SITE DATA PROJECT AREA = 55,662 sq.ft. (1.28 ac.)
	EXISTING IMPERVIOUS AREA = $6,397$ sq.ft. (0.7 EXISTING IMPERVIOUS AREA TO REMAIN = 0 so PROPOSED IMPERVIOUS AREA = $32,878$ sq.ft. PERCENT IMPERVIOUS AREA = 59.07% (of toto MINIMUM OPEN SPACE = 30% OPEN SPACE PROVIDED = 40.93%
	FLOOD ZONE = "X" ZONING = "C-2"
	EXISTING USE OF SITE = RESIDENTIAL PROPOSED USE OF SITE = SHOPPING CENTER
	PROPOSED BUILDING SQUARE FOOTAGE = 7,50
	HEIGHT OF BUILDING = $15'$ MAX. NUMBER OF EMPLOYEES = 10 EMPLOYEES
	PARKING REQUIRED = 30 spaces SHOPPING CENTER = 1 space per 250 sq.ft.
	PARKING PROVIDED = 35 spaces
	BUILDING SETBACKS: FRONT = 50' SIDE = 10'/0' REAR = 10'
	LANDSCAPE BUFFERS: FRONT = 15' SIDE = 10' REAR = 10' APPROVED BY
	TRAFFIC ESTIMATE: ITE LAND USE = 820 (SHOPPING CENTER) ADF = 42.94 \times 7.5 = 322 TRIPS / DAY ROSE AVENUE = 161 TRIPS / DAY (50%) CR 466A = 161 TRIPS / DAY (50%)

ELEVATIONS BASED ON N.A.V.D. 1988 VERTICA

BOUNDARY AND TOPOGRAPHICAL INFORMATION SHOWN ARE PER DRAWINGS PREPARED BY PETULLA SURVEYING, INC., DATED 9/20/16. 2. CONTRACTOR SHALL VERIFY ALL ELEVATIONS PRIOR TO CONSTRUCTION AND BRING ANY DISCREPANCIES TO THE ATTENTION OF THE ENGINEER OR

CONTRACTOR SHALL LOCATE AND MAINTAIN IN GOOD WORKING ORDER ALL ABOVE GROUND AND BELOW GROUND UTILITIES. CONTRACTOR SHALL

4. ALL ON-SITE CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF FRUITLAND PARK, LAKE COUNTY PUBLIC SERVICES, FLORIDA BUILDING CODE,

5. ALL DISTURBED OPEN AREAS SHALL BE SODDED OR SEEDED AND MULCHED IMMEDIATELY FOLLOWING COMPLETION OF THE BUILDING CONSTRUCTION AS

6. CONTRACTOR SHALL SUPPLY THE ENGINEER WITH "AS-BUILT" CONDITIONS OF ACTUAL CONSTRUCTION.

CONSTRUCTION SURVEYING SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR UNLESS OTHERWISE SPECIFIED.

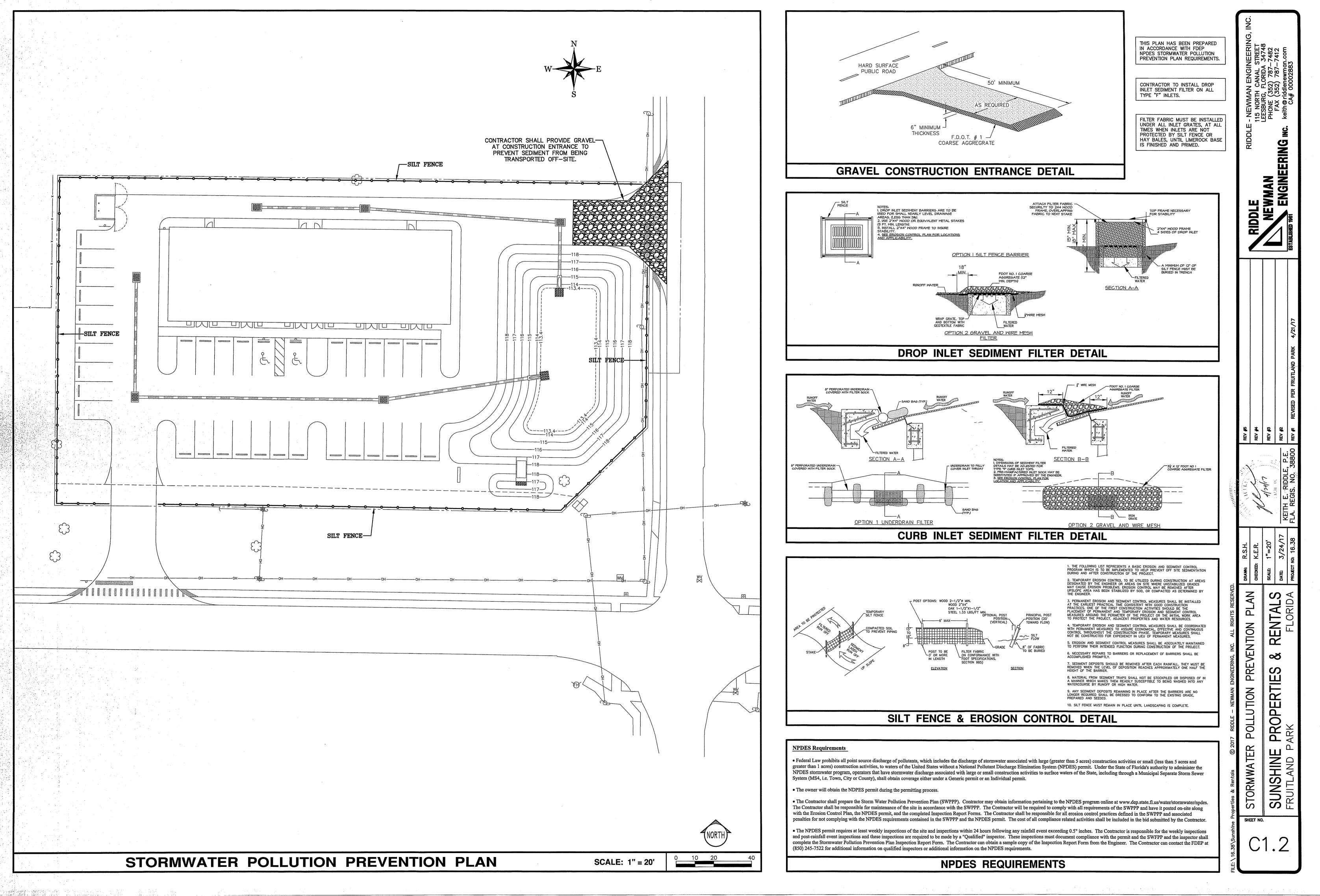
9. ALL WATER & SEWER LINE CONSTRUCTION SHALL BE DONE IN ACCORDANCE WITH CITY OF FRUITLAND PARK REQUIREMENTS.

10. ANY SOIL MATERIAL (EITHER ON-SITE OR IMPORTED) UTILIZED FOR THE CONSTRUCTION OF RETENTION SWALES OR RETENTION PONDS SHALL BE CLEAN FINE SAND (SP) AS DEFINED BY THE UNIFIED SOIL CLASSIFICATION SYSTEM. FINES (MATERIAL PASSING THE NO. 200 SIEVE) SHALL BE LESS THAN 5%.

OBTAIN A NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORMWATER PERMIT AS REGULATED BY DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP). CONTRACTOR SHALL BECOME FAMILIAR WITH THE NPDES PERMITTING REQUIREMENTS, DEVELOP AND IMPLEMENT A STORMWATER POLLUTION PREVENTION PLAN (SWPPP). THE CONTRACTOR SHALL BE RESPONSIBLE FOR ENSURING THAT THE CONSTRUCTION SITE IS IN COMPLIANCE WITH NPDES REGULATIONS AND WILL BE RESPONSIBLE FOR ANY VIOLATIONS CITED BY DEP DURING CONSTRUCTION. INFORMATION PERTAINING TO THE NPDES PROGRAM IS AVAILABLE ON LINE AT WWW.DEP.STATE.FL.US/WATER/STORMWATER/NPDES OF

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sq.ft. (Ó ac.)	C2.1	GEOMETRY PLAN	PLAN SI HOIR		DENTA
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ft.		Keith E. Riddle, P.E.	2017		
		Riddle - Newman Engineering, Inc.	Θ		Ц
		115 North Canal Street			Ζ
		Leesburg, Florida 34748	<u>n</u>		
		Phone (352) 787-7482	Rentals		C
		Fax (352) 787-7412	~X		N
		SURVEYOR	perties		
BY VARIANCE (#2017-007)		Edward R. Petulla, PLS	Prope		
		Petulla Surveying, Inc.		SHEET NO.	
		101 Weber Avenue	ushir n		
		Leesburg, Florida 34748	16.38\Sunshine	\cap	1
		Phone (352) 516-0731	6.38		Ι.
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		RIDDLE - NEVIMAN ENGINEERING, INC.	LEESBURG, FLORIDA 34748 PHONE (352) 787–7482	FAX (352) 787-7412 FNGINFERING No betto riddiscommendation		
	DRAMM: R.S.H.	CHECKED: K.E.R.	SCALE: 1"=1,000' 4/24/17 REV P3	3/24/17	PROJECT NO: 16.38 FLA: REGIS: NO: 38800 REV JI REVISED PER FRUITLAND PARK 4/21/17	「「「「「「「」」」」「「「」」」」」「「「」」」」」」「「」」」」」」」「「」」」」
.E: \ 16.38\Sunshine Properties & Rentals © 2017 RIDDLE – NEWMAN ENGINEERING, INC. ALL RIGHTS RESERVED.	COVER SHEFT				FRUITAND PARK	
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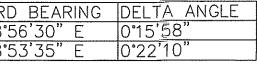


					: 20 	,
					K 25, PAGE 2 	
					-THE EAST BOUNDARY OF TROPIC SUBDIVISION PLAT BOOK 25, PAGE 20 	
		14-5W 1	b	:	C SUBDIVISION	
		W 1/2-5W 1/4-WE 1/4-5W 1/			RY OF TROPI	
					EAST BOUNDA	
					THE	
					Found Octagon CM No ID 2.52' W	
				PS Wi 1	und 5/8" IP M #3715 iness Corner Offset × k	4–12"Chinaberry Cluster TO BE REMOVED
				NOT INCLUDED	Wood Fence	
Ţ			NC NC		aí ×	
			; subdimisic DK 25, PAGE		*	
			THOPIC PLAT BOY		X	36" Chinaberry
				<u>Chain</u> Link Fence	, (Q)	-
		BOUNDARY LINE TABLE	··· .		'74.40' (M)	C 3 Stem Chinaberry TO BE REMOVED
	LINE L9 L10	BEARING [N 89°25'39" W S 00°34'21" W	DISTANCE 16.55' 28.86'			
	<u>L11</u>	N 45°38'53" E	64.04'		00°34'24" E	
	LINE	EASEMENT LINE TABLE BEARING	DISTANCE		S 00°.	
	L1 L2 L3	N 88°35'10" W N 89°13'42" W S 88°18'16" E	61.88' 50.00' 50.09'		48"0ak	
	L4 L5 L6	N 88°44'00" W N 88°41'47" W S 81°41'01" E	50.08' 50.08' 15.38'		کرچ	
	L7 L8	S 45°26'19" W N 00°34'24" E	<u>11.58'</u> 11.53'	Benchi Top 5,	nork#1 /8 i# 715 8.05	24"0ak/Cherry TO BE REMOVED
				# 3: Elev. 11 Found 5/ PSM #3 (Typ	8" IP	S 89°04'4
	Found 4x4 CM PRM/No ID S89'09			Found 4x PRM/No 1 Net-2013	4 см р w 0.57.(м)	
	THE NORTHERLY RIGHT OF WAY LINE of COUNTY	"12"E 165.00 (P) 164.94 (M)			Found 5/8" IP PSM #3715	WWWW Existing Concrete TO BE REMO
				Existing	n Concrete Sidewalk	
					· · · · · · · · · · · · · · · · · · ·	
					<u>8</u>	
					 CUF	RVE TABLE
			C1	34441.41' 159.9	LENGTH CH	ORD LENGTH CHORD 9.97' S 88'5
			<u>C2</u>	34407.41' 222.0	05' 22	2.05' S 88'5

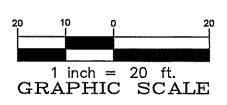


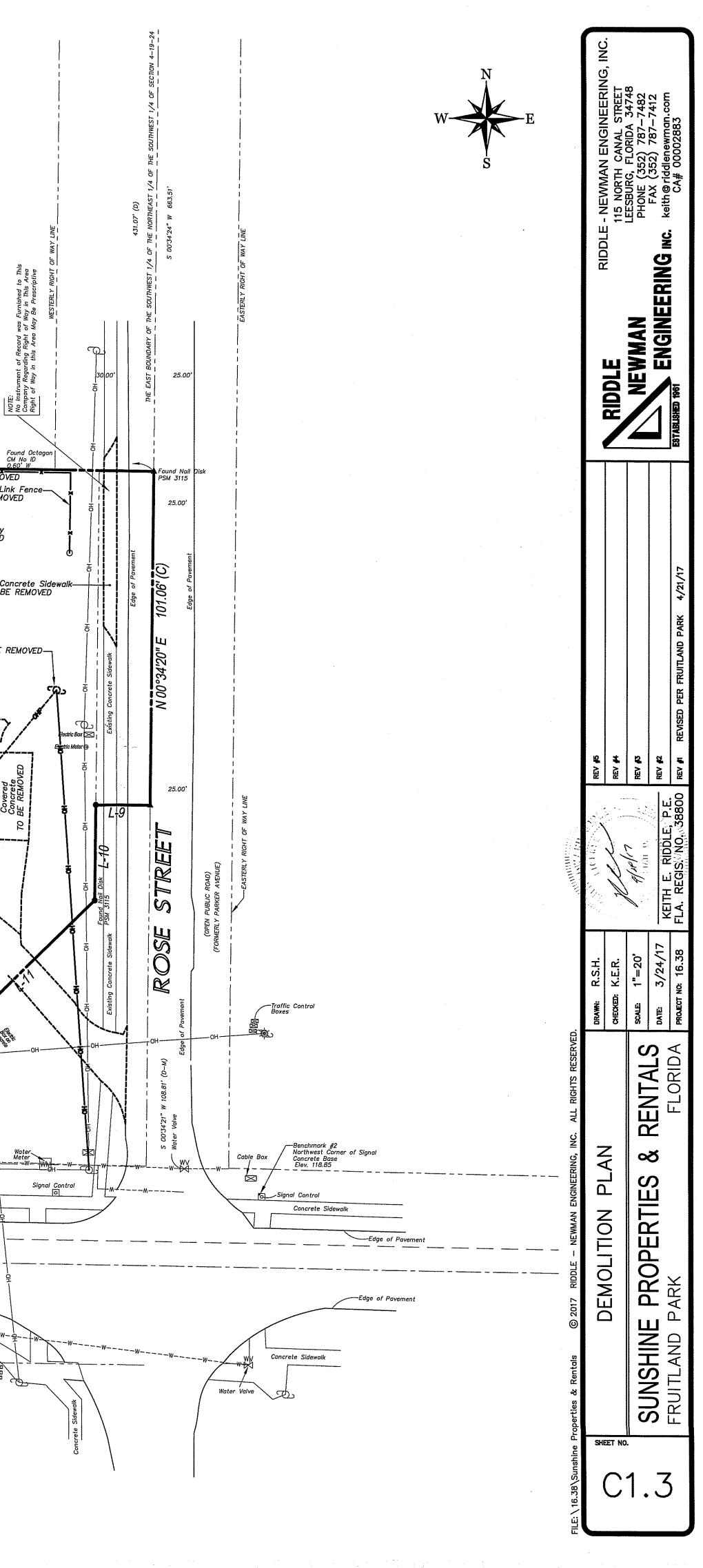
SUMMERWIND SUBDIVISION PLAT BOOK 22, PAGE 53

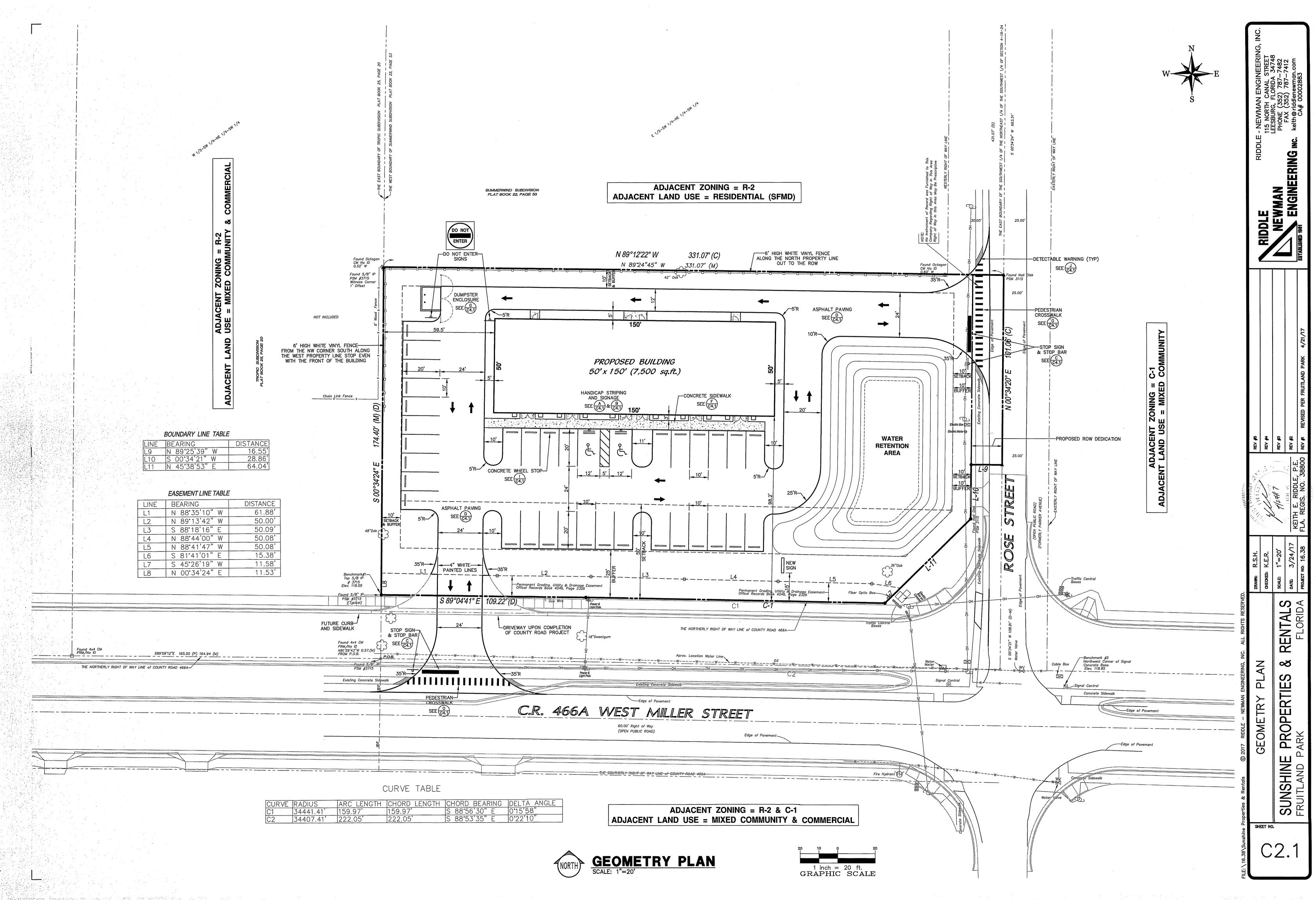
N 89°12'22" W 331.07' (C) N 89°24"45" W _____331.07' (M) Chain Link Fence TO BE REMOVED 18" Chinaberry TO BE REMOVED 18" Chinaberry TO BE REMOVED 42" Oak Chain Link Fence TO BE REMOVED Existing Chain Link Fence TO BE REMOVED 42" Oak TO BE REMOVED to be removed **رین کی** 2 Stem 24" Chinaberry TO BE REMOVED To 18" Cabbage Palm **کی** 24" Chinaberry TO BE REMOVED Concrete Block Building TO BE REMOVED 9.7' TO BE REMOVED 16" Cherry 20" Palm TO BE REMOVED Existing Concrete Sidewall TO BE REMOVED 12" Palm & Chinaberry TO BE REMOVED 2–18" Chinaberry TO BE REMOVED 16" Chinaberry 2–12" Chinaberry TO BE REMOVED TO BE REMOVED 24" Cherry EXISTING POWER POLE TO BE REMOVED 30" Oak TO BE REMOVED Covered Concrete TO BE REMOVED 24" Cherry TO BE REMOVED 2 Story Concrete Garage Apartment TO BE REMOVED 1 Story Concrete Residence TO BE REMOVED Covered Concrete TO BE REMOVED 18" Chinaberry 18 51 12" Palm & Cherry 2-24"Oak TO BE REMOVED Screen ROOM 20.1' 14.25' Covered 24" Chinaberry A/C 18.4' TO BE REMOVED 1 Story Residence TO BE REMOVED 18" Chinaberry TO BE REMOVED 13"Cabbagepalm Twin 12"Chinaberry 18.21 3–Cluster Sego Palm TO BE <u>R</u>EMOVED _ 36"Ook 2.2' $-\underline{L2}$ —Permanent Grading, Utility & Drainage Easement Offical Records Book 4046, Page 2326 £3. $\sim\sim\sim\sim\sim\sim\sim\sim$ Permanent Grading, Utility & Drainage Easen Offical Records Book 4046, Page 2326 4'41" E 109.22' (D) and have 5 Tree Stumps Traffic Cont WAY LINE of COUNTY ROAD 18"Sweetgum -----ete Sidewalk MOVED C_{2} Existing Concrete Sidewalk C.R. 466A WEST MILLER STREET 60.00' Right of Way (OPEN PUBLIC ROAD) Edge of Pavement THE SOUTHERLY RIGHT OF WAY LINE of COUNTY ROAD 466 Fire Hydrant (FH)

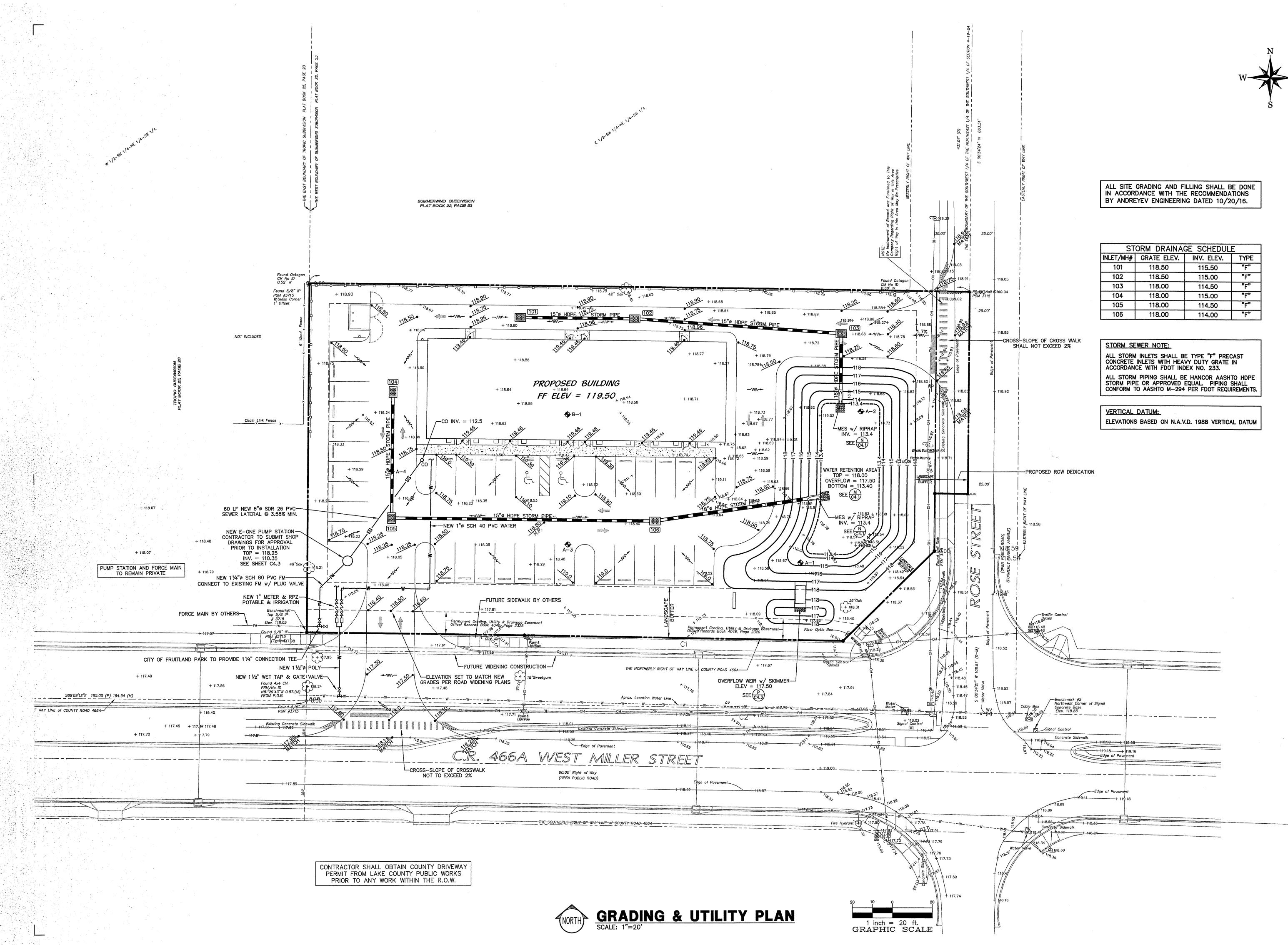




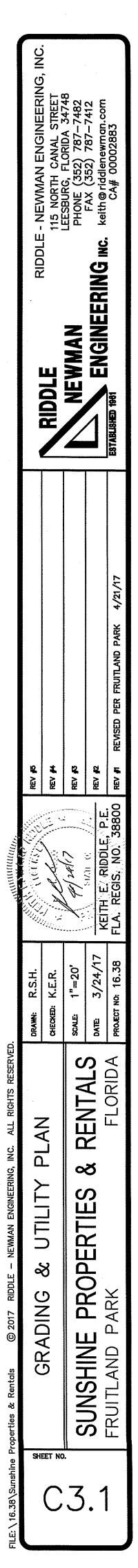


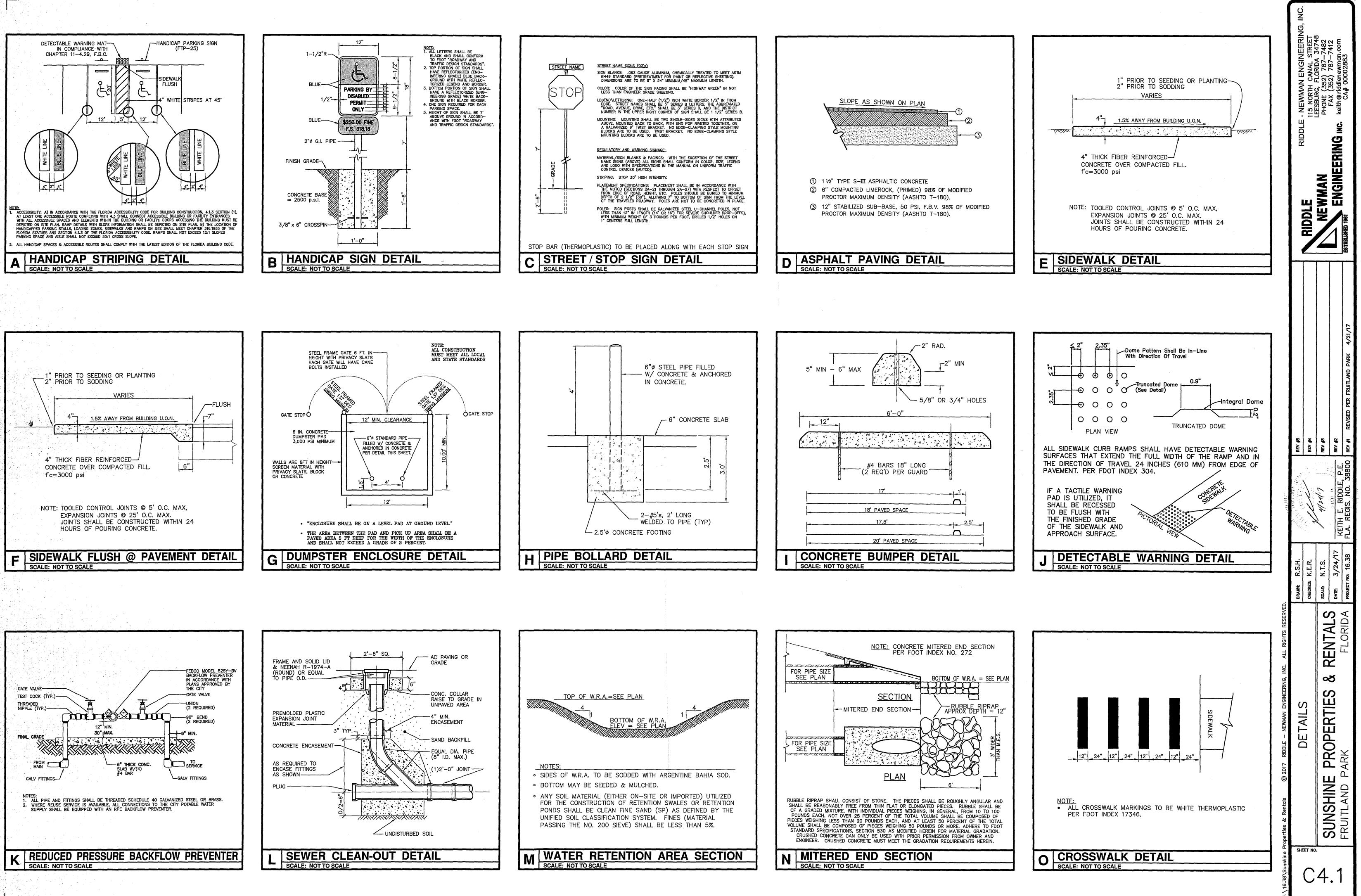


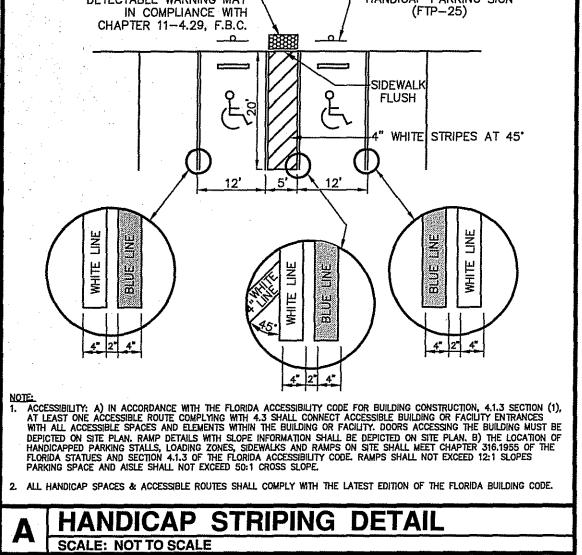




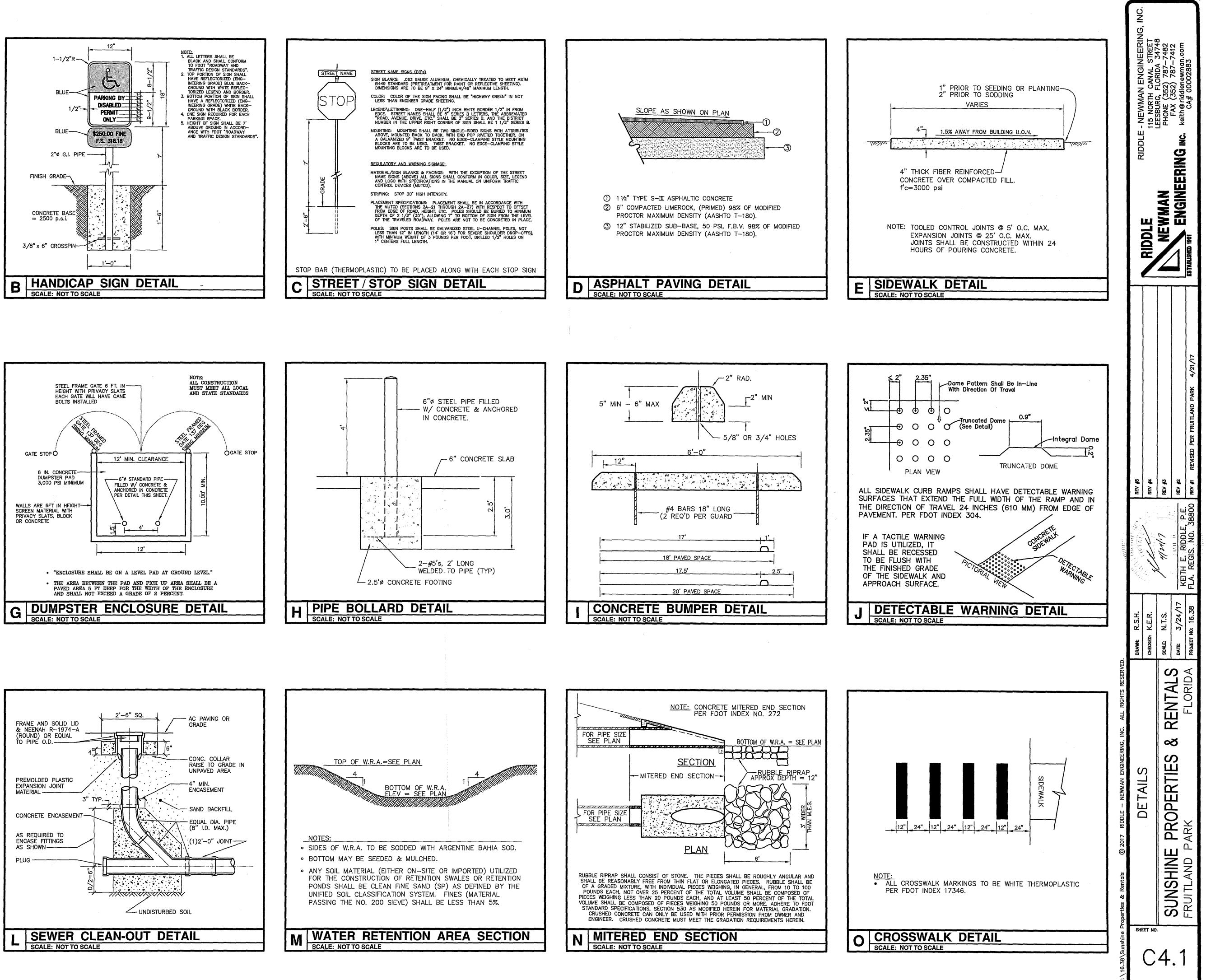
ST	ORM DRAINA	GE SCHEDUL	E
INLET/MH#	GRATE ELEV.	INV. ELEV.	TYPE
101	118.50	115.50	"F"
102	118.50	115.00	"F"
103	118.00	114.50	"F"
104	118.00	115.00	"F"
105	118.00	114.50	"F"
106	118.00	114.00	"F"

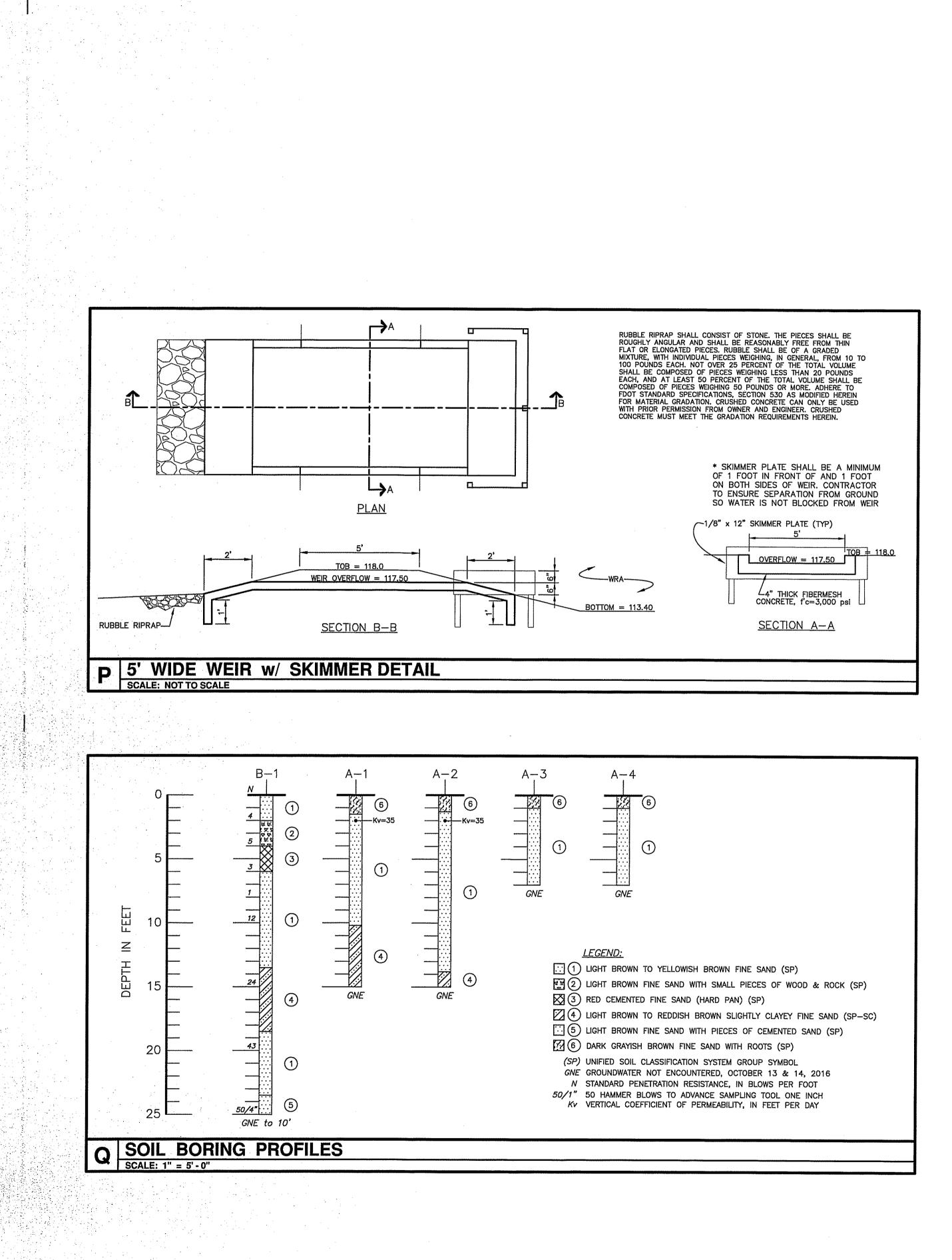


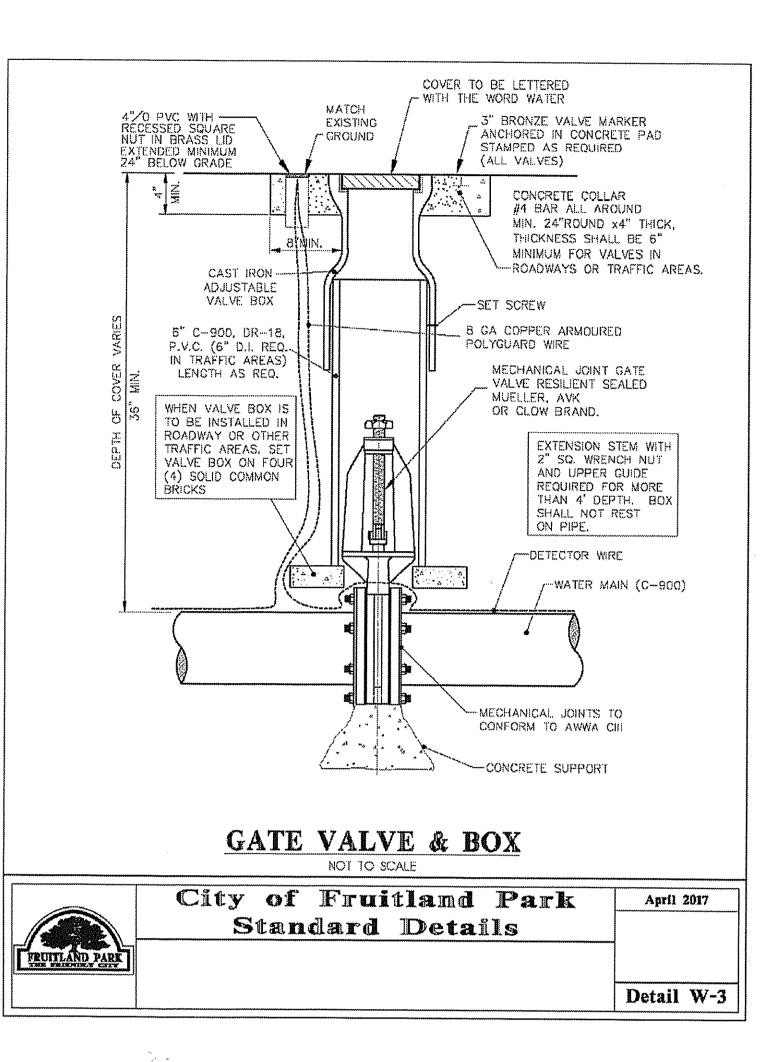


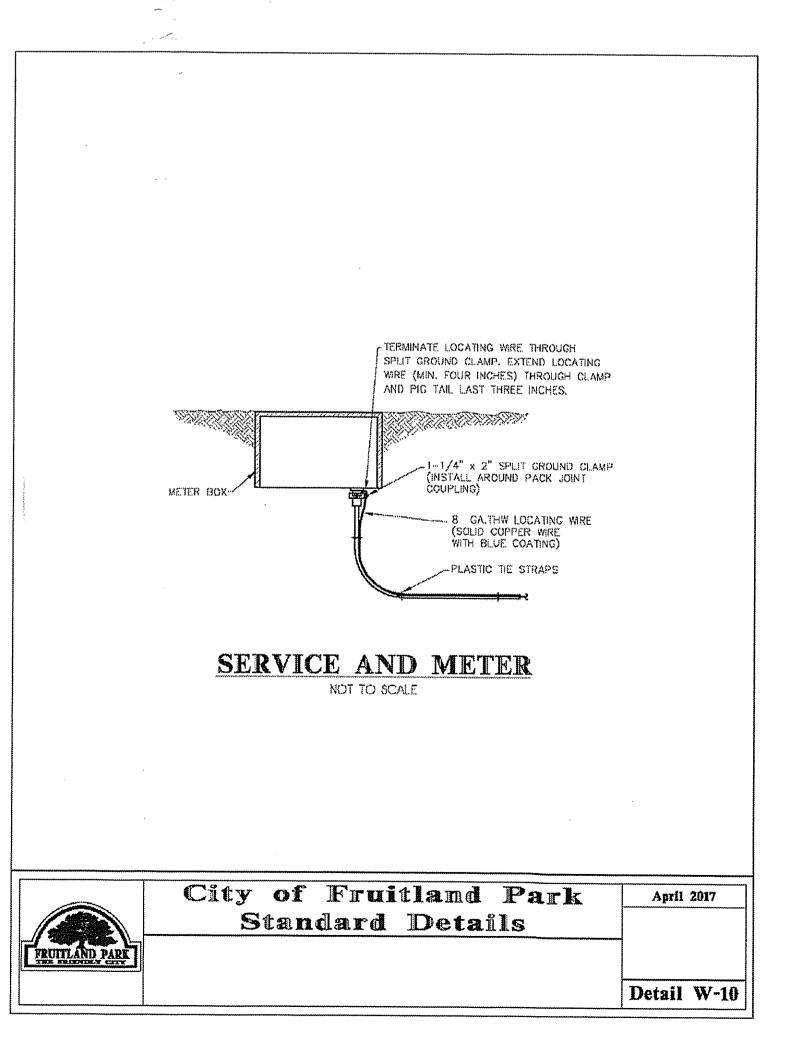


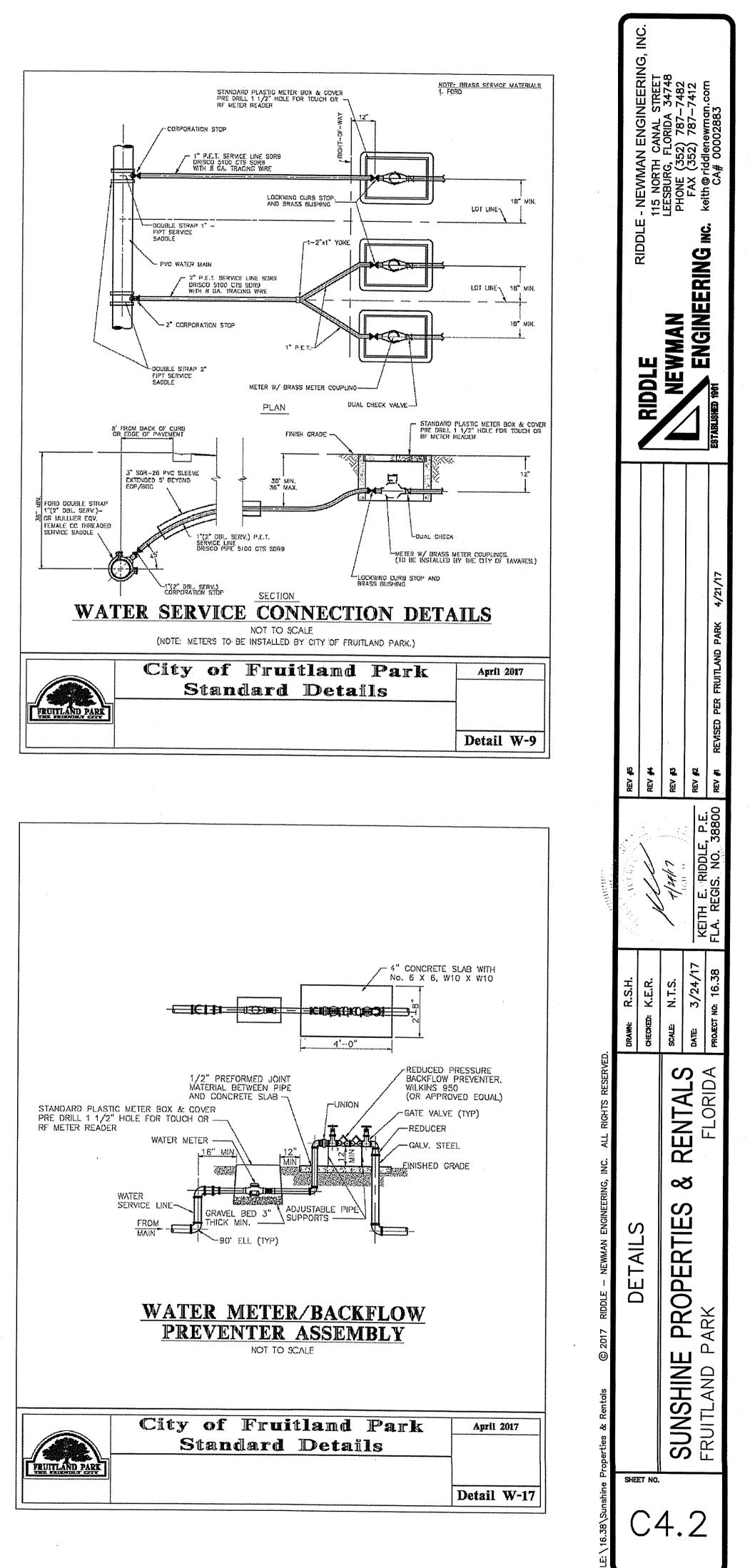
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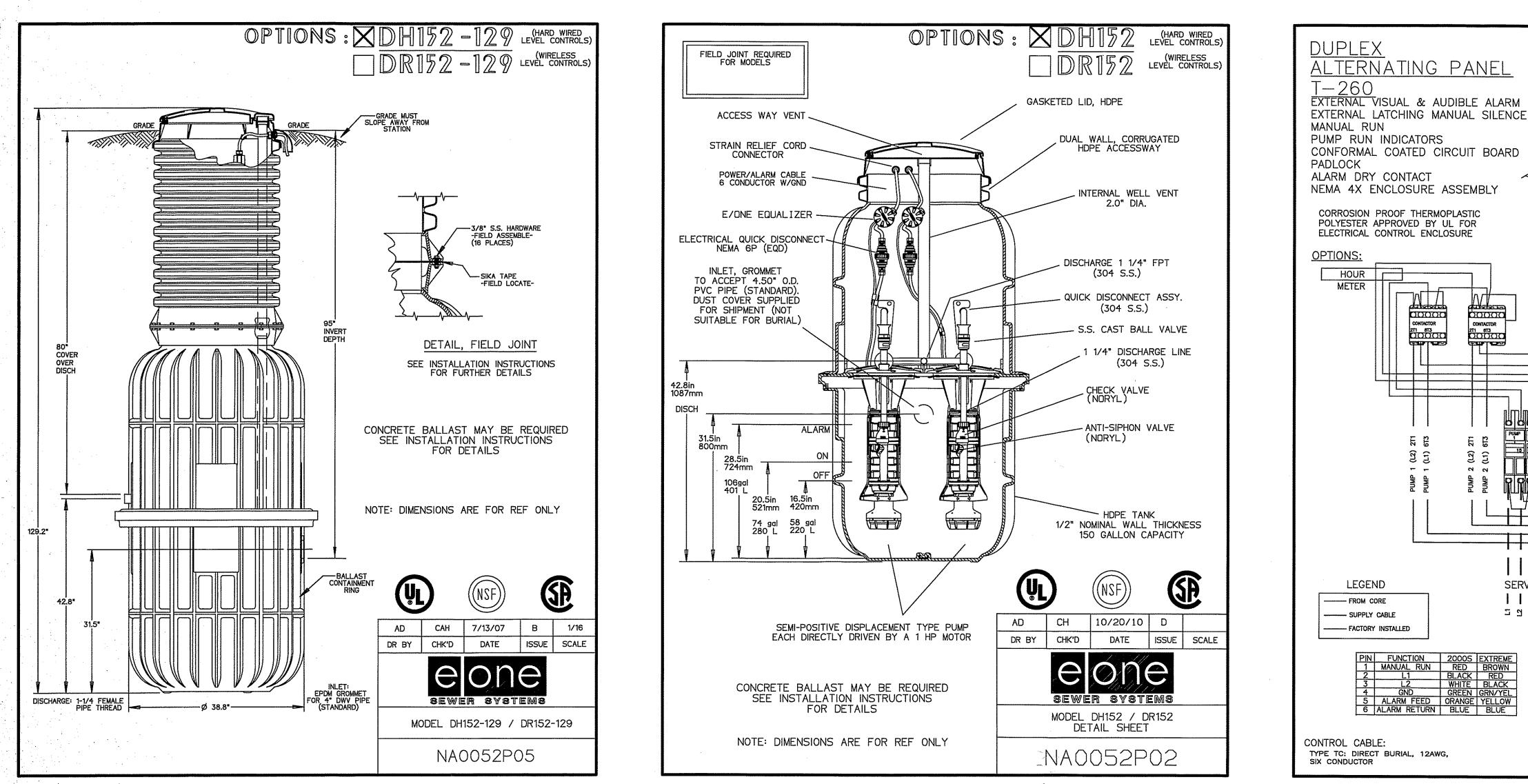


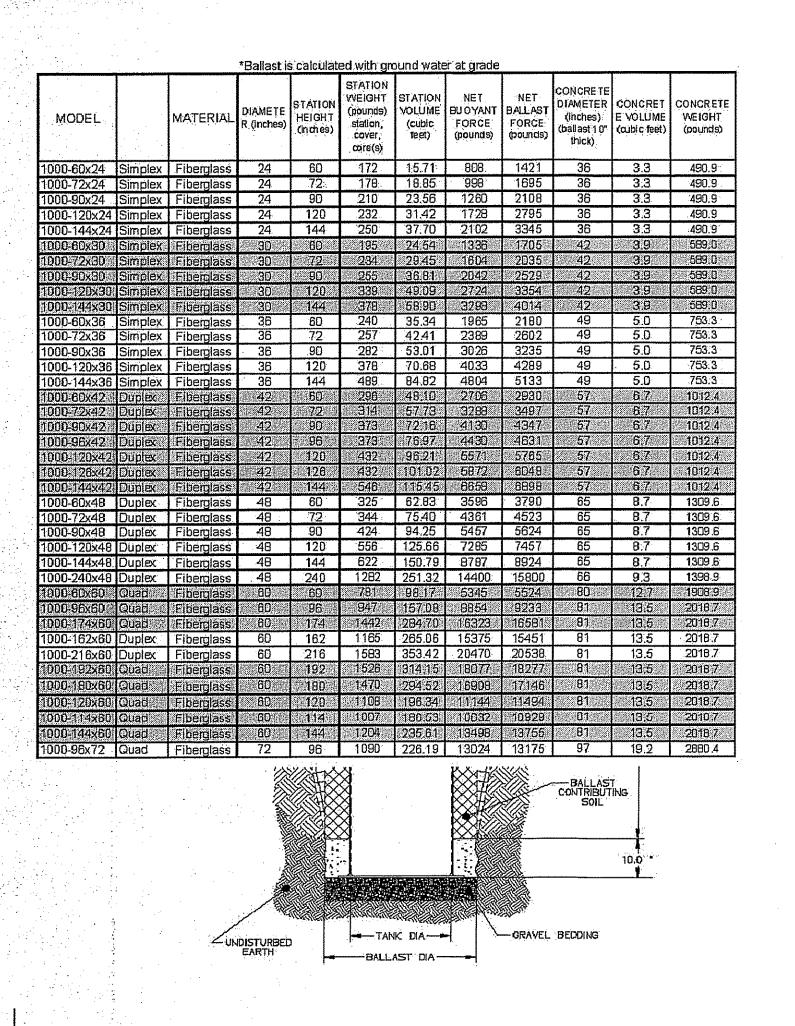


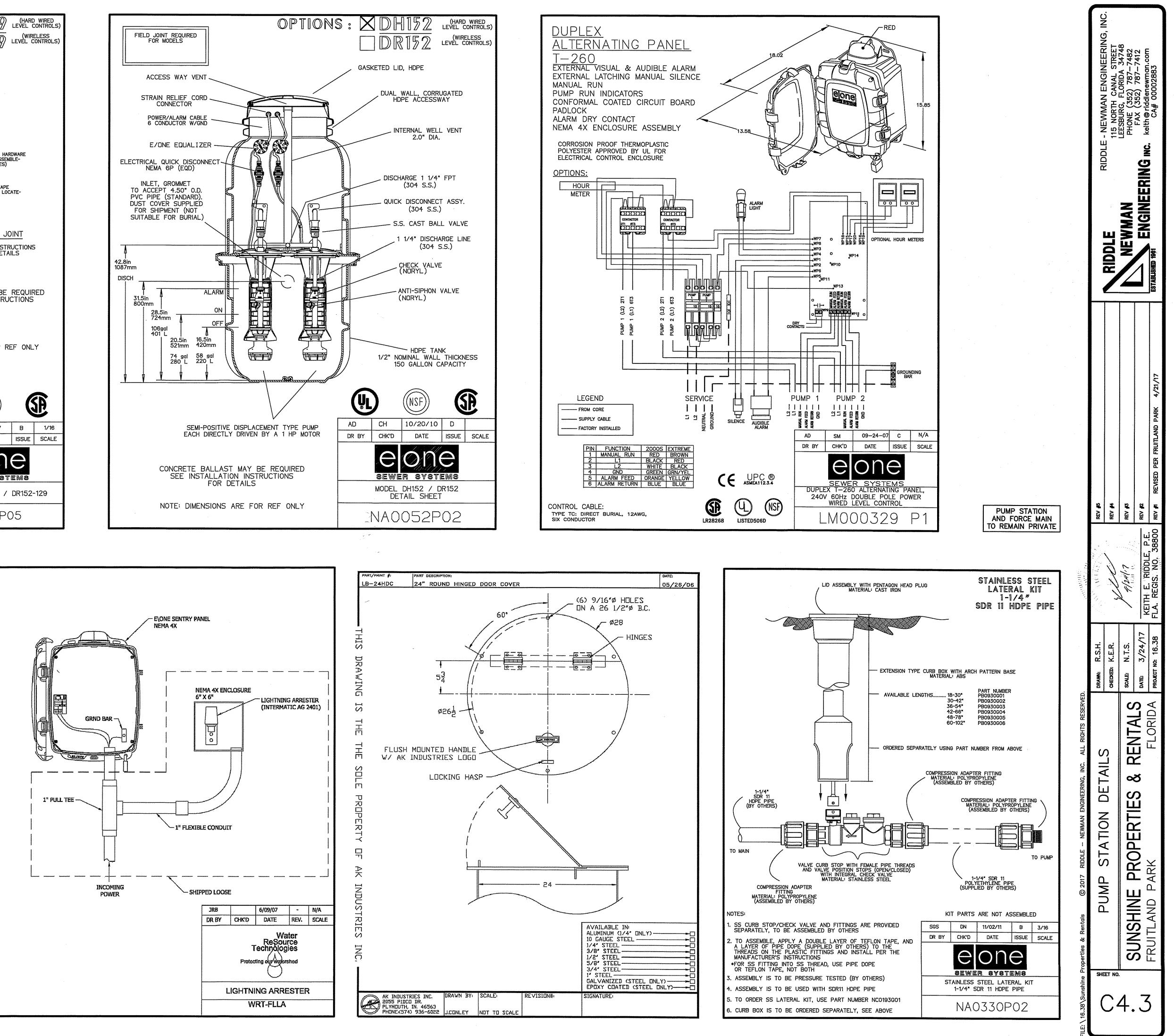


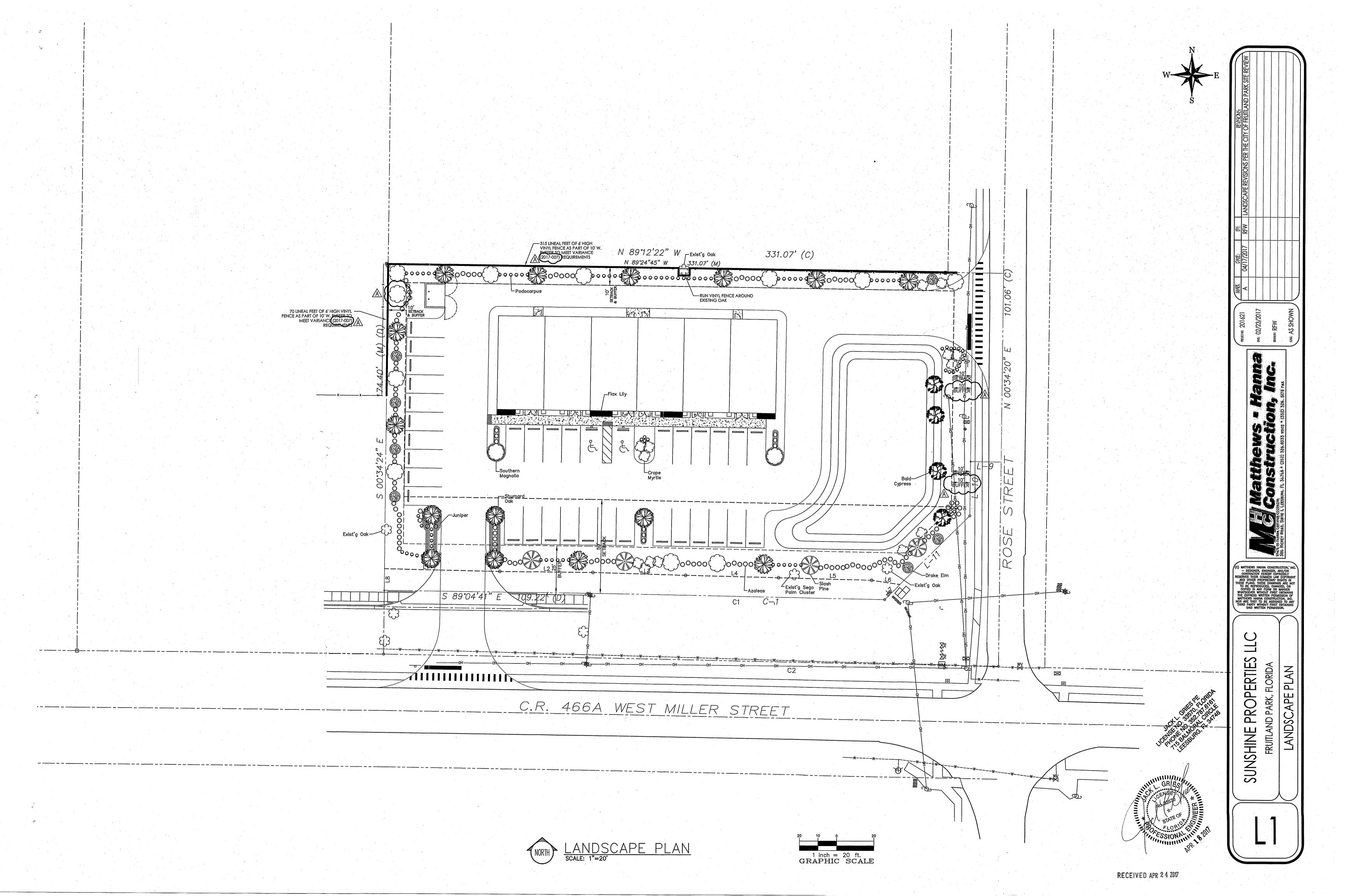


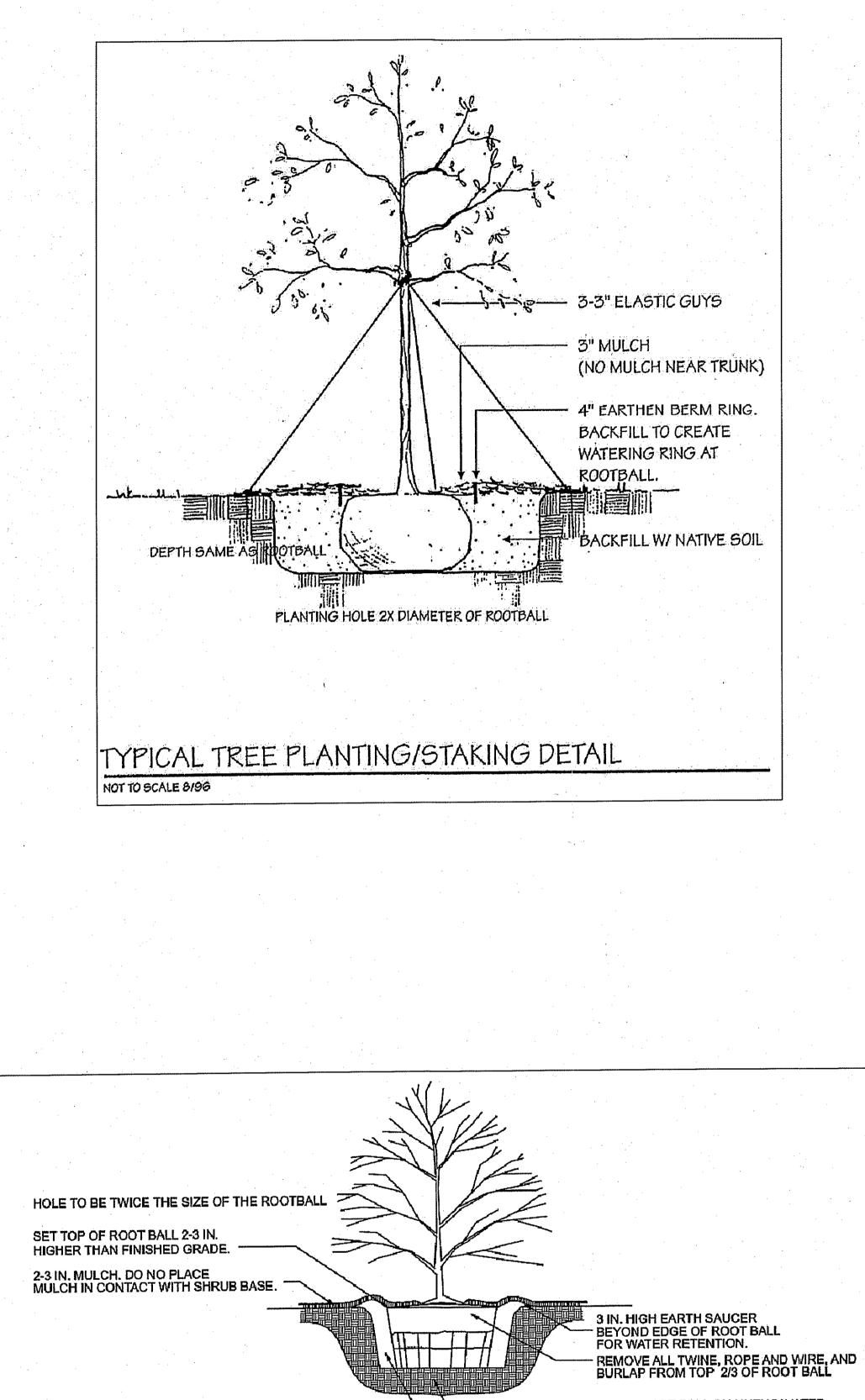












- PLACE ROOT BALL ON UNEXCAVATED OR TAMPED SOIL.

TAMP SOIL AROUND ROOT BALL BASE FIRMLY WITH FOOT PRESSURE SO THAT ROOT BALL DOES NOT SHIFT. REMOVE AIR POCKETS

SHRUB PLANTING DETAIL NTS

			A second second second	t hand the				and the second se	and the second
	SYMBOL	<u>QTY.</u>	COMMON NAME	BOTANICAL NAME	CALIPER	<u>HEIGHT</u>	<u>SPACING</u>	NATIVE STATUS	FFL PLANT LIST
- - -		15	Shumard Oak	Quercus shumardii	I.5°	12' High Min.	AS SHOWN	NATIVE	YES
REES		4	BALD CYPRESS	TAXODIUM DISTICHUM	1.5"	12' High Min.	AS SHOWN	NATIVE	YES
LANUPY IREES			SOUTHERN MAGNOLIA	Magnolia grandiflora	1.5"	12' High Min.	AS SHOWN	NATIVE	YES
		4	SLASH PINE	PINUS ELLIOTTII	1.5"	12' High Min.	AS SHOWN	NATIVE	YES
	EXIST'G OAK	2	(2) Existing oak	K TREES TO BE UTILIZ	ed in New	LANDSCAPE BUFFER			
	\bigcirc	14	Crepe Myrtle	Lagerstroemia Indica	.5"	6' High Min.	AS SHOWN	NON-NATIVE	YES
UNDERSIORY IREES		7	DRAKE ELM	Ulmus parvifolia	.5"	6' High Min.	AS SHOWN	NON-NATIVE	NO
· •							710.0		
COUNTIC		114	JAPANESE PRIVET	LIGUSTRUM JAPONICUM	3 GAL.	30"	3'0.C.	(NON-NATIVE)	YES
5	O n and	86	Podocarpus	PODOCARPUS MACROPHYLLUS	3 gal.	30"	3'0.C.	NON-NATIVE	YES
<u>ekuunduvek</u>	10000000 0000000 10000000 0000000 1000000	200	Creeping Juniper	JUNIPERUS HORIZONTALIS	I GAL.	12" Spread	8" O.C.	NON-NATIVE	YES
GROUN		64	FLAX LILY	DIANELLA SPP.	I GAL.	12" Spread	18" O.C.	NATIVE	YES

TO BE BAHIA GRASS SOD (WATER ZONE: L.M), DO NOTE: ALL NON-LANDSCAPE AREAS ARC NOT SOD POND BOTTOM. ALL OTHER DISTURBED AREAS TO BE SEEDED & MULCHED.

NOTES:

	1.	THE LANDSCAPE PLAN SHOWN APPLIES TO THE 1.28 ACRES OF THE APPROXIMATE PROJECT AREA SHOWN.
· · · · · · · · · · · · · · · · · · ·	2.	A BUFFER SHALL PROVIDED AS SHOWN ON THIS PLAN. THE BUFFER © THE MAIN RIGHT OF WAY SHALL BE 25' WIDE. REMAINING BUFFERS SHALL BE 10' WIDE. EACH BUFFER SHALL HAVE A MINIMUM 4 CANOPY TREES, 2 UNDERSTORY TREES & 15 SHRUBS PER 100'. 876 LF OF BUFFER/100' \times 3 = 35 CANOPY TREES. 38 CANOPY TREES PROVIDED (INCLUDES 2 EXISTING OAKS). 876 LF OF BUFFER/100' \times 2 = 18 UNDERSTORY TREES. 21 UNDERSTORY TREES PROVIDED. 876 LF OF BUFFER/100' \times 15 = 132 SHRUBS. 200 SHRUBS PROVIDED.
	3.	(10) APPROVED TREES ARE DESIGNATED TO BE REMOVED DURING DEMOLITION. (3) ADDITIONAL CANOPY TREES HAVE BE PROVIDED ABOVE AND BEYOND THE LANDSCAPE CODE REQUIREMENTS TO SATISFY THE 25% REPLACEMENT REQUIREMENTS.
• -	4.	MAXIMUM NUMBER OF UNINTERRUPTED SPACES BETWEEN

BER OF UNINTERRUPTED SPACES BETWEEN LANDSCAPING IS 10. THE LANDSCAPED AREA SHALL BE 200 S.F. AND SHALL CONTAIN ONE APPROVED CANOPY TREE OR THREE APPROVED UNDERSTORY TREES AND THREE SHRUBS AND GROUND COVER OR GRASS. THIS HAS BEEN PROVIDED AT EACH PARKING ISLAND.

5. NATIVE PLANT SPECIES HAVE BEEN UTILIZED FOR MORE THE 50% OF THE LANDSCAPE AREA.

6. MORE THAN 90% OF THE PROJECT AREA, WITH REGARDS TO LANDSCAPING, HAS BEEN DESIGNED WITH ECOLOGICAL CONSIDERATIONS IN MIND. USING A HIGH PERCENTAGE OF PLANTS LISTED FROM FFL PLANT SELECTION GUIDE, MIXING NATIVE & NON-NATIVE PLANT SPECIES WHILE TAKING INTO CONSIDERATION EXISTING SOIL CONDITIONS. DROUGHT TOLERANT, LOW MAINTENANCE PLANTING HAS BEEN UTILIZED REQUIRING MINIMAL WATER USAGE.

LANDSCAPE SPECIES CALCULATION

I.28 ACRES PROJECT AREA: PLANT SPECIES QUANTITIES: NATIVE PLANTS: NON-NATIVE PLANTS: 55% % OF NATIVE SPECIES: ートー

PLANT SCHEDULE

INDICATES MULCHED AREAS

SHALL MEET OR EXCEED THE GRADE OF FLORIDA NO.

SSIONP



ORDINANCE 2017-xx

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ALLOWING ATTACHED SINGLE-FAMILY RESIDENTIAL **DWELLING UNITS IN R-2 AND R-2A ZONING ONLY AS** AN SPECIAL EXCEPTION USE APPROVED BY THE **CITY COMMISSION: PROVIDING FOR SEVERABILITY:** PROVIDING FOR CODIFICATION; REPEALING ALL **ORDINANCES** IN CONFLICT HEREWITH; AND **PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the City desires to only allow single family attached residential dwelling units by special exception use in R-2 and R-2A zoning districts; and

WHEREAS, the City of Fruitland Park has held two advertised public hearings as required by law prior to adoption of this ordinance with the first public hearing being held at least 7 days after the day of the first advertisement and the second hearing held at least 10 days after the first hearing and advertised at least 5 days prior to the second public hearing, and

WHEREAS, the Planning & Zoning Committee has recommended approval of this ordinance; and

WHEREAS, the City Commission is authorized in Chapter 166, Florida Statutes, to amend the actual list of permitted, conditional, or prohibited uses within a zoning category and take other actions within the reasonable exercise of their police power;

WHEREAS, the City Commission finds this ordinance is necessary to protect the health, safety and welfare of the public.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA:

<u>Section 1</u>. Zoning Districts and Official Zoning Map.

Section 154.030(d)(2) and (3) of the Land Development Code of the City of Fruitland Park, Florida, is hereby amended to read as follows:

- 2) <u>R-2 "Single-Family Medium Density Residential</u>." This district is established to implement comprehensive plan policies for managing traditional single-family residential development at a density not to exceed four (4) dwelling units per acre. This district is established to preserve the stability of existing and future residential neighborhoods, preserve open space, and manage future densities to assure a smooth transition between low-density residential and areas designed for more intense uses, natural features of the land, as well as existing and projected public services and facilities within the area.
 - A) The following uses shall be permitted:

- i) Single-family detached residential dwelling units.
- ii) Single-family attached residential dwelling units.
- iii) Customary accessory structures incidental to these uses not to exceed 30% of living area of the principal structure, or 450 square feet, whichever is greater.
- iv) Guest/servant quarters not to exceed 30% of living area of the principal dwelling unit pursuant to Section 156.010 of the Land Development Code.
- v) Home Occupations pursuant to Section 156.020 of the Land Development Code.
- vi) Licensed Community Residential Homes, Group Homes and Foster Care Facilities with 1-6 residents.
- B) Uses Permitted as Special Exception Use Upon Approval by the City Commission.
 - i) Two family (duplex) dwelling units.
 - Licensed Community Residential Homes, Group Homes, and Foster Care Facilities with more than six (6) residents pursuant to Section 155.030(b)(5) of the Land Development Code.
 - iii) Day Care Centers.
 - iv) Small Homestay Bed and Breakfast Inn.
 - v) <u>Single-family attached residential dwelling units</u>.
- C) Uses Expressly Prohibited.
 - i) Commercial land uses.
 - ii) Industrial land uses.
 - iii) Any use prohibited by City, State or Federal law.
 - iv) Multi-family dwelling unit.
- D) Other Possible Uses.

Other uses not listed as permitted, permitted as special exception uses or prohibited may be allowed as conditional uses pursuant to Chapter 155 of this Code.

3) <u>R-2A "Medium Density Residential".</u> This district is established to provide for medium density residential development not restricted to single-family dwelling units. Density shall not exceed four (4) units per acre unless central sewer facilities are available at which time density is not allowed to exceed seven (7) dwelling units per acre. This zoning district will facilitate the transition between lower intensity and higher intensity residential uses.

A) <u>The following uses shall be permitted:</u>

- i) Single-family detached residential dwelling units.
- ii) Single-family attached residential dwelling units.

iii) Customary accessory structures incidental to these uses not to exceed 30% of living area of the principal structure, or 450 square feet, whichever is greater.

iv) Guest-servant quarters not to exceed 30% of living area of the principal dwelling unit pursuant to Section 156.010 of the Land Development code.

v) Home Occupations pursuant to Section 156.020 of the Land Development Code.

vi) Licensed Community Residential Homes, Group Homes and Foster Care Facilities with 1-6 residents.

vii) Two family (duplex) dwelling units.

B) <u>Uses Permitted as Special Exception Use Upon Approval by the City</u> <u>Commission.</u>

i) Licensed Community Residential Homes, Group Homes and Foster Care Facilities with more than six (6) residents pursuant to Section 155.030(b)(5) of the Land Development Code.

- ii) Multi-family dwelling units.
- iii) Day care centers.
- iv) <u>Single-family attached residential dwelling units.</u>

C) <u>Uses Expressly Prohibited.</u>

- i) Commercial land uses.
- ii) Industrial land uses.

iii) Any use prohibited by City, State or Federal law.

D) <u>Other Possible Uses.</u>

Other uses not listed as permitted, permitted as special exception uses or prohibited may be allowed as conditional uses pursuant to Chapter 155 of this Code.

<u>Section 2</u>. The provisions of this ordinance shall apply to all areas within the municipal boundaries of the City of Fruitland Park, Florida.

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

<u>Section 4</u>. This Ordinance shall be codified and included in the Municipal Code by the appropriate party. The section of this ordinance may be renumbered or reentered, and the word "Ordinance" may be changed to "Section", "Article", or other appropriate designation.

<u>Section 5</u>. All ordinances or parts of ordinances, resolutions or parts of resolutions, which are in conflict with this ordinance are hereby repealed, to the extent necessary to alleviate the conflict, but shall continue in effect insofar as they are not in conflict herewith, unless repeal of the conflicting portion destroys the overall intent and effect of any of the conflicting ordinances, in which case those ordinances so affected shall be hereby repealed in their entirety.

<u>Section 6</u>. This Ordinance shall take effect immediately upon final adoption by the City Commission of the City of Fruitland Park, Florida.

PASSED and ORDAINED this _____ day of June 2017, by the City Commission of the City of Fruitland Park, Florida.

Chris Cheshire, Mayor

Attest:

Esther Coulson, City Clerk

Mayor Cheshire	(Yes),	(No),	(Abstained),	(Absent)
Vice-Mayor Gunter	(Yes),	(No),	(Abstained),	(Absent)
Commissioner Lewis	(Yes),	(No),	(Abstained),	(Absent)
Commissioner Ranize	(Yes),	(No),	(Abstained),	(Absent)
Commissioner Bell	(Yes),	(No),	(Abstained),	(Absent)

First Reading _____

Second Reading _____

Approved as to form and legality:

Anita Geraci-Carver, City Attorney