LEGISLATIVE # 140818A-2



LAND DEVELOPMENT CODE

ARTICLE I. GENERALLY

DIVISION 1. GENERALLY

Section 30-1.1. Short Title.

Section 30-1.2. Scope.

Section 30-1.3. Purpose.

Section 30-1.4. Objectives.

Section 30-1.5. Rules for Construction of Language.

- Section 30-1.6. Engineering Design and Construction Manual.
- **DIVISION 2. ENFORCEMENT**
- Section 30-1.7. Generally.
- Section 30-1.8. Compliance with Chapter.
- Section 30-1.9. Violations and Penalties.

ARTICLE II. DEFINITIONS

Section 30-2.1. Definitions.

ARTICLE III. HOW-TO GUIDE

DIVISION 1. REVIEWING AUTHORITIES

Section 30-3.1. Development Review Coordinator.

Section 30-3.2. Technical Review Committee.

- Section 30-3.3. City Plan Board.
- Section 30-3.4. Development Review Board.
- Section 30-3.5. Historic Preservation Board.
- Section 30-3.6. Heritage Overlay District Board.
- Section 30-3.7. Neighborhood Workshop.
- Section 30-3.8. Public Notice.

DIVISION 2. ZONING VERIFICATION LETTERS

- Section 30-3.9. Required.
- Section 30-3.10. Review Procedures.
- Section 30-3.11. Duration, Limitations, Effect.

DIVISION 3. TEXT AMENDMENTS, LAND USE AND ZONING CHANGES

- Section 30-3.12. Review Procedures.
- Section 30-3.13. Land Use Change Criteria.
- Section 30-3.14. Rezoning Criteria.

DIVISION 4. PLANNED DEVELOPMENTS

- Section 30-3.15. Purpose.
- Section 30-3.16. Applicability of Other Regulations.
- Section 30-3.17. Review Criteria.
- Section 30-3.18. Review Procedures.
- Section 30-3.19. Phasing.
- Section 30-3.20. Development Time Limits.
- Section 30-3.21. Amendments.

DIVISION 5. SPECIAL USE PERMITS

- Section 30-3.22. Purpose.
- Section 30-3.23. Required.
- Section 30-3.24. Review Criteria.
- Section 30-3.25. Review Procedures.
- Section 30-3.26. Effect and Limitations.

DIVISION 6. WELLFIELD PROTECTION SPECIAL USE PERMIT

Section 30-3.27. Purpose.

Section 30-3.28. Required. Section 30-3.29. Exemptions. Section 30-3.30. Review Criteria. Section 30-3.31. Review Procedures. Section 30-3.32. Effect and Limitations. **DIVISION 7. SUBDIVISIONS** Section 30-3.33. Purpose. Section 30-3.34. Lot Splits and Lot Line Adjustments. Section 30-3.35. Single Lot Replatting. Section 30-3.36. Minor Subdivisions. Section 30-3.37. Subdivisions. Section 30-3.38. Subdivision Improvements. Section 30-3.39. Security for Subdivision Improvements. Section 30-3.40. Enforcement. **DIVISION 8. RIGHT-OF-WAY VACATIONS** Section 30-3.41. Right-of-Way Vacations. **DIVISION 9. DEVELOPMENT PLAN REVIEW** Section 30-3.42. Purpose. Section 30-3.43. Generally. Section 30-3.44. Exemptions. Section 30-3.45. Levels of Development Review. Section 30-3.46. Review Criteria. Section 30-3.47. Review Procedures. Section 30-3.48. Amendments to Approved Development Plans. Section 30-3.49. Master Plans. Section 30-3.50. Concept Review. Section 30-3.51. Affordable Housing Concept Review. DIVISION 10. BUILDING PERMIT AND CERTIFICATE OF OCCUPANCY Section 30-3.52. Building Permit. Section 30-3.53. Certificate of Occupancy. **DIVISION 11. MODIFICATIONS AND VARIANCES** Section 30-3.54. Modifications. Section 30-3.55. Variances. **DIVISION 12. APPEALS** Section 30-3.56. Land Use Hearing Officer.

Section 30-3.57. Administrative Decisions.

Section 30-3.58. Board Decisions.

ARTICLE IV. ZONING

DIVISION 1. GENERALLY

Section 30-4.1. Establishment of Zoning Districts.

- Section 30-4.2. Correspondence with Future Land Use Categories.
- Section 30-4.3. Zoning Map.
- Section 30-4.4. Annexed Territory.
- Section 30-4.5. Interpretation of Uses.
- Section 30-4.6. Utility Uses.
- Section 30-4.7. Phasing.
- Section 30-4.8. Development Compatibility.
- Section 30-4.9. Building Height Bonus System.
- Section 30-4.10. Occupancy Limitation.

DIVISION 2. TRANSECTS

Section 30-4.11. Generally.

Section 30-4.12. Permitted Uses.

Section 30-4.13. Building Form Standards.

- Section 30-4.14. Building Design Standards.
- Section 30-4.15. Parking Requirements.

DIVISION 3. RESIDENTIAL

Section 30-4.16. Permitted Uses.

Section 30-4.17. Dimensional Standards.

Section 30-4.18. Density Bonus Points.

DIVISION 4. MIXED-USE AND NONRESIDENTIAL

- Section 30-4.19. Permitted Uses.
- Section 30-4.20. Dimensional Standards.
- Section 30-4.21. Design Standards.

DIVISION 5. SPECIAL DISTRICTS

- Section 30-4.22. Purpose and Standards.
- Section 30-4.23. Permitted Uses.
- Section 30-4.24. Dimensional Standards.
- Section 30-4.25. Airport Facility (AF).
- Section 30-4.26. Airport Zoning Overlay.
- Section 30-4.27. Heritage Overlay.

Section 30-4.28. Historic Preservation/Conservation Overlay.

ARTICLE V. USE STANDARDS

DIVISION 1. PRINCIPAL USES

- Section 30-5.1. Applicability.
- Section 30-5.2. Adult Day Care Homes.
- Section 30-5.3. Alcoholic Beverage Establishments.
- Section 30-5.4. Bed and Breakfast Establishments.
- Section 30-5.5. Carwash, Automated or Self-Service.
- Section 30-5.6. Community Residential Homes.
- Section 30-5.7. Day Care Centers.
- Section 30-5.8. Dormitories, Small and Large.
- Section 30-5.9. Drive-Through Facilities.
- Section 30-5.10. Family Child Care Homes, Large.
- Section 30-5.11. Farmers Markets.
- Section 30-5.12. Food Distribution Centers for the Needy.
- Section 30-5.13. Gasoline and Alternative Fuel Stations.
- Section 30-5.14. Industrial Uses.
- Section 30-5.15. Junkyards and Salvage Yards.
- Section 30-5.16. Light Assembly, Fabrication and Processing.
- Section 30-5.17. Microbreweries/Microwineries/Microdistilleries.
- Section 30-5.18. Mini-Warehouses/Self-Storage Facilities.
- Section 30-5.19. Outdoor Storage.
- Section 30-5.20. Parking, Surface.
- Section 30-5.21. Places of Religious Assembly.
- Section 30-5.22. Residences for Destitute People.
- Section 30-5.23. Sexually Oriented Businesses.
- Section 30-5.24. Shooting Ranges, Outdoor.
- Section 30-5.25. Social Service Facilities.
- Section 30-5.26. Social Service Homes/Halfway Houses.
- Section 30-5.27. Solar Generation Station.
- Section 30-5.28. Vehicle Services or Repair.
- Section 30-5.29. Veterinary Services.
- Section 30-5.30. Wireless Communication Facilities and Antenna Regulations.

DIVISION 2. ACCESSORY USES AND STRUCTURES

- Section 30-5.31. Generally.
- Section 30-5.32. Accessory Automotive Detailing.
- Section 30-5.33. Accessory Dwellings.
- Section 30-5.34. Consolidated Apartment Management Offices.
- Section 30-5.35. Food Trucks.
- Section 30-5.36. Fowl or Livestock, Accessory to Residential Uses.
- Section 30-5.37. Home Occupations.
- Section 30-5.38. Ice Manufacturing/Vending Machines.
- Section 30-5.39. Outdoor Accessory Display and Storage.
- Section 30-5.40. Outdoor Cafes.
- Section 30-5.41. Patrons' Dogs within Outdoor Portions of Restaurants.
- Section 30-5.42. Portable Storage Units and Roll-Offs.
- Section 30-5.43. Recreational, Service and Commercial Vehicle Parking and Storage.
- Section 30-5.44. Sidewalk Cafes.

DIVISION 3. TEMPORARY USES

- Section 30-5.45. Mobile Home Dwellings, Temporary.
- Section 30-5.46. Model Homes.
- Section 30-5.47. Promotional/Temporary Sales.
- Section 30-5.48. Sales and Leasing Offices, Temporary.
- Section 30-5.49. Sales for Fundraising by Nonprofit Agencies.

ARTICLE VI. DEVELOPMENT STANDARDS

DIVISION 1. CONCURRENCY AND TRANSPORTATION MOBILITY

- Section 30-6.1. Purpose.
- Section 30-6.2. Implementation of Comprehensive Plan.
- Section 30-6.3. Level of Service Standards.
- Section 30-6.4. Level of Service Review.
- Section 30-6.5. Standard of Review.

DIVISION 2. SUBDIVISIONS

- Section 30-6.6. Design Standards.
- Section 30-6.7. Cluster Subdivisions.

DIVISION 3. GENERAL STANDARDS

Section 30-6.8. General Lot and Building Requirements.

- Section 30-6.9. Fences and Walls.
- Section 30-6.10. Mechanical Equipment.
- Section 30-6.11. Solid Waste Disposal Facilities.
- Section 30-6.12. Outdoor Lighting.

DIVISION 4. STORMWATER

Section 30-6.13. Design and Maintenance.

DIVISION 5. WATER/WASTEWATER

- Section 30-6.14. Centralized Water and Wastewater Facilities.
- Section 30-6.15. Package Wastewater Plants.
- Section 30-6.16. Industrial Pretreatment Plants.

DIVISION 6. TRANSPORTATION

- Section 30-6.17. Streets.
- Section 30-6.18. Sidewalks and Shared-Use Bicycle Paths.
- Section 30-6.19. Access Management.
- Section 30-6.20. Driveways.

ARTICLE VII. PARKING AND LOADING

- Section 30-7.1. Generally.
- Section 30-7.2. Off-Street Vehicle Parking.
- Section 30-7.3. Structured Parking.

Section 30-7.4. Bicycle and Motorcycle Parking.

Section 30-7.5. Required Number of Parking Spaces.

Section 30-7.6. Off-Street Loading and Unloading.

Section 30-7.7. Residential Parking.

ARTICLE VIII. PROTECTION OF RESOURCES

DIVISION 1. GENERALLY

Section 30-8.1. Purpose.

Section 30-8.2. General Environmental Performance Standards.

DIVISION 2. TREES AND LANDSCAPE

- Section 30-8.3. Elements of Compliance.
- Section 30-8.4. Vehicular Use Areas.
- Section 30-8.5. Compatibility Buffers.
- Section 30-8.6. Stormwater Management Areas.
- Section 30-8.7. Permits for Tree Removal; Mitigation.
- Section 30-8.8. Tree Preservation During Development and Construction.
- Section 30-8.9. Installation and Maintenance of Landscape Materials.
- Section 30-8.10. Gainesville Tree List.

DIVISION 3. NATURAL AND ARCHAEOLOGICAL RESOURCES

- Section 30-8.11. Generally.
- Section 30-8.12. Resources Assessment.
- Section 30-8.13. Regulation of Natural and Archaeological Resources.
- Section 30-8.14. Conservation Management Areas and Management Plans.
- Section 30-8.15. Avoidance, Minimization, Mitigation and Monitoring.
- Section 30-8.16. Alternative Compliance.

DIVISION 4. SURFACE WATERS AND WETLANDS

- Section 30-8.17. Regulated Surface Waters and Wetlands.
- Section 30-8.18. Exemptions.
- Section 30-8.19. Surface Waters and Wetlands Review.
- Section 30-8.20. General Requirements and Procedures.
- Section 30-8.21. Avoiding Loss or Degradation of Wetlands.
- Section 30-8.22. Single-Family Lots.

DIVISION 5. FLOODPLAINS

- Section 30-8.23. Administration.
- Section 30-8.24. Definitions.
- Section 30-8.25. Applicability.
- Section 30-8.26. Duties and Powers of the Floodplain Administrator.
- Section 30-8.27. Permits.
- Section 30-8.28. Site Plans and Construction Documents.
- Section 30-8.29. Inspections.
- Section 30-8.30. Variances and Appeals.
- Section 30-8.31. Violations.
- Section 30-8.32. Buildings and Structures.
- Section 30-8.33. Subdivisions.
- Section 30-8.34. Site Improvements, Utilities, and Limitations.
- Section 30-8.35. Manufactured Homes.
- Section 30-8.36. Recreational Vehicles and Park Trailers.
- Section 30-8.37. Tanks.
- Section 30-8.38. Other Development.

DIVISION 6. ENVIRONMENTAL PROTECTION AREAS

- Section 30-8.39. Applicability and Effect.
- Section 30-8.40. Wellfield District.
- Section 30-8.41. Nature Park and Public Conservation/Preservation Areas District.

Section 30-8.42. Greenway District.

DIVISION 7. RELIEF AND ENFORCEMENT

Section 30-8.43. Relief for Reasonable or Beneficial Use. Section 30-8.44. Violations, Enforcement and Penalties.

ARTICLE IX. SIGNS

- Section 30-9.1. Short Title; Purpose and Intent.
- Section 30-9.2. Applicability.
- Section 30-9.3. Prohibited Signs.
- Section 30-9.4. Signs Not Requiring a Permit.
- Section 30-9.5. Permitting.
- Section 30-9.6. General Regulations for All Signs.
- Section 30-9.7. Permanent Signs.
- Section 30-9.8. Temporary Signs.
- Section 30-9.9. Sign Maintenance.
- Section 30-9.10. Nonconforming and Abandoned Signs.
- Section 30-9.11. Enforcement.

ARTICLE X. NONCONFORMITIES AND VESTED RIGHTS

DIVISION 1. NONCONFORMITIES

- Section 30-10.1. Purpose.
- Section 30-10.2. Generally.
- Section 30-10.3. Nonconforming Lots.
- Section 30-10.4. Nonconforming Structures and Site Improvements.
- Section 30-10.5. Nonconforming Uses.

DIVISION 2. VESTED RIGHTS

Section 30-10.6. Purpose.

- Section 30-10.7. Vested Rights Criteria.
- Section 30-10.8. Vested Rights Determination Process.