



Legislation Details (With Text)

**File #:** 130460      **Version:** 4      **Name:** USE OF PORTABLE STORAGE UNITS BY COMMERCIAL PARCEL DELIVERY SERVICES FOR SEASONAL DELIVERIES - TEXT CHANGE

**Type:** Ordinance      **Status:** Adopted

**File created:** 9/30/2014      **In control:** City Commission

**On agenda:** 10/16/2014      **Final action:** 11/6/2014

**Title:** USE OF PORTABLE STORAGE UNITS BY COMMERCIAL PARCEL DELIVERY SERVICES FOR SEASONAL DELIVERIES - TEXT CHANGE

Ordinance No. 130460, Petition No. PB-13-107TCH

An ordinance of the City of Gainesville, Florida, amending Section 30-122 Portable storage units and roll-offs of the Land Development Code to allow and regulate the use of portable storage units by commercial parcel delivery services in making seasonal deliveries to residential developments with golf carts or low-speed vehicles and utility vehicles; amending Appendix A- Schedule of Fees, Rates and Charges of the Code of Ordinances to add an associated permit fee; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 130460A\_Staff report\_20140403.pdf, 2. 130460B\_Exhibit A FS on Golf Carts 316-2126\_20140403.pdf, 3. 130460C\_Exhibit B Initial PODS Ordinance\_20140403.pdf, 4. 130460D\_Exhibit C Application\_20140403.pdf, 5. 130460E\_CPB minutes\_20140403.pdf, 6. 130460F\_staff ppt\_20140403.pdf, 7. 130460\_draft ordinance\_20141016.pdf, 8. 130460B\_staff ppt\_20141016.pdf, 9. 130460\_Ordinance\_20141106.pdf

Date	Ver.	Action By	Action	Result
11/6/2014	4	City Commission	Adopted on Final Reading (Ordinance)	Pass
10/16/2014	4	City Commission	Adopted on First Reading (Ordinance)	Pass
4/3/2014	3	City Commission	Approved (Petition)	Pass
10/17/2013	2	City Commission	Referred	Pass

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The City Commission adopt the proposed ordinance.

## PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance amends Section 30-122 of the Land Development Code to allow and regulate the use of portable storage units by commercial parcel delivery services to make seasonal deliveries to residential developments. Section 316.2126, Florida Statutes, allows licensed commercial parcel delivery services that have at least 10,000 persons employed in Florida to use golf carts and low-speed utility vehicles, as defined and regulated per state law, to make seasonal deliveries on certain low-speed public roads in residential areas from October 15 through January 31. To make such deliveries, commercial parcel delivery services throughout the state often use portable storage units to temporarily store parcels in residential areas.

The City of Gainesville currently regulates the use of portable storage units in residential districts in Section 30-122 of the Land Development Code. This ordinance will amend that section to allow commercial parcel delivery services, from October 15 through January 31 of each year, to place a portable storage unit in residential districts in either: 1) a common area of a residential development with written permission from the corresponding homeowners' association or property management firm, or 2) on the property of a nonresidential use within a residential district with written permission from the property owner, as long as the property is at least one acre in size and contiguous to the area that will receive parcel deliveries. Only one portable storage unit per delivery service may be placed on the property, shall be setback at least 50 feet from the property's boundaries and all residential dwellings and at least 5 feet from all regulated trees, and may be accessed only between the hours of 7:00 a.m. and 9:00 p.m., Monday through Saturday.

On December 2, 2013, the City Plan Board held a public hearing and, by a vote of 5-0, recommended approval of the petition. On April 3, 2014, the City Commission, by a vote of 5-1, approved the petition.

### CITY ATTORNEY MEMORANDUM

This ordinance requires two readings.