

ORDINANCE NO. 1435

AN ORDINANCE OF THE CITY OF AUBURNDALE, FLORIDA, AMENDING ORDINANCE NO. 764, THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF AUBURNDALE, FLORIDA, BY AMENDING THE TEXT OF CHAPTER 05, ZONING, CHAPTER 06, SPECIAL PROVISIONS, PUDS, CLUSTERS, AND CHAPTER 07, SIGNS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 163, Florida Statutes, requires the City Commission of the City of Auburndale, Florida, to prepare and enforce Land Development Regulations for implementation of the adopted Comprehensive Plan; and

WHEREAS, the City Commission adopted Ordinance No. 764, the Land Development Regulations to implement the adopted Auburndale Comprehensive Plan; and

WHEREAS, the adopted Auburndale Land Development Regulations contain Chapter 05, Zoning, Chapter 06, Special Provisions, PUDs, Clusters, and Chapter 07 Signs, and

WHEREAS, the Auburndale Planning Commission, at an advertised Public Hearing, has reviewed, heard public input and recommended that the City Commission amend certain sections of the Land Development Regulations; and

WHEREAS, the Auburndale City Commission has held a Public Hearing concerning the proposed amendment and has an affirmative vote of the City Commission on said amendment; and

WHEREAS, in exercise of its authority, the City Commission of the City of Auburndale, Florida has determined it necessary and desirable to amend the certain sections contained in the Land Development Regulations and adopted by Ordinance No. 764, consistent with the public interest within Auburndale, Florida.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF AUBURNDALE, FLORIDA:

**SECTION 1. AUBURNDALE LAND DEVELOPMENT REGULATIONS, CHAPTER 05, ZONING.** (*Words underlined are additions to the existing text. Words with ~~strike-out~~ are deletions to the existing text.*)

**Sec. 5.6.12. CH - COMMERCIAL, HIGHWAY.**

5.6.12.2. PERMITTED PRINCIPAL USES AND STRUCTURES.

5.6.12.2.14.2 Billboards shall not exceed ~~400~~ 672 square feet in surface area per side or ~~800~~ 1,344 square feet in total combined surface area, including embellishments.

5.6.12.2.14.7. Billboard/Off site advertising signs shall only be permitted within 200 feet of the Polk County Parkway (SR 570 toll) and Interstate 4.

**Sec. 5.6.14 LI - LIGHT INDUSTRIAL.**

5.6.14.2. PERMITTED PRINCIPAL USES AND STRUCTURES.

5.6.14.2.11.2 Billboards shall not exceed 400 672 square feet in surface area per side or 800 1,344 square feet in total combined surface area, including embellishments.

5.6.14.2.11.7. Billboard/Off site advertising signs shall only be permitted within 200 feet of the Polk County Parkway (SR 570 toll) and Interstate 4.

**Sec. 5.6.15. HI - HEAVY INDUSTRIAL.**

5.6.15.2. PERMITTED PRINCIPAL USES AND STRUCTURES.

5.6.15.2.4.2. Billboards shall not exceed 400 672 square feet in surface area per side or 800 1,344 square feet in total combined surface area, including embellishments.

5.6.15.2.11.7. Billboard/Off site advertising signs shall only be permitted within 200 feet of the Polk County Parkway (SR 570 toll) and Interstate 4.

**SECTION 2. AUBURNDALE LAND DEVELOPMENT REGULATIONS, CHAPTER 06, SPECIAL PROVISIONS, PUDs, CLUSTERS.** (*Words underlined are additions to the existing text. Words with ~~strike-out~~ are deletions to the existing text.*)

**Sec. 6.1.5. PLANNED DEVELOPMENT - COMMERCIAL DISTRICTS, PD-C1.**

6.1.5.3.5.2 Billboards shall not exceed 400 672 square feet in surface area per side or 800 1,344 square feet in total combined surface area, including embellishments.

6.1.5.3.6.7. Billboard/Off site advertising signs shall only be permitted within 200 feet of the Polk County Parkway (SR 570 toll) and Interstate 4.

**Sec. 6.1.6. PLANNED DEVELOPMENT - COMMERCIAL DISTRICTS, PD-C2.**

6.1.6.3. PERMITTED PRINCIPAL AND ACCESSORY USES

6.1.6.3.5.2 Billboards shall not exceed 400 672 square feet in surface area per side or 800 1,344 square feet in total combined surface area, including embellishments.

6.1.6.3.5.7. Billboard/Off site advertising signs shall only be permitted within 200 feet of the Polk County Parkway (SR 570 toll) and Interstate 4.

**Sec. 6.1.8. INDUSTRIAL PLANNED UNIT DEVELOPMENT, IPUD.**

6.1.8.4. PERMITTED PRINCIPAL AND ACCESSORY USES.

6.1.8.4.4.2 Billboards shall not exceed ~~400~~ 672 square feet in surface area per side or ~~800~~ 1,344 square feet in total combined surface area, including embellishments.

6.1.8.4.5.7. Billboard/Off site advertising signs shall only be permitted within 200 feet of the Polk County Parkway (SR 570 toll) and Interstate 4.

**SECTION 3. AUBURNDALE LAND DEVELOPMENT REGULATIONS, CHAPTER 07, SIGNS.**  
(Words underlined are additions to the existing text. Words with ~~strike-out~~ are deletions to the existing text.)

**Sec. 7.2.1. GENERAL REQUIREMENTS.**

7.2.1.3. BILLBOARD/OFF-SITE ADVERTISING SIGNS. ~~Billboard/Off site advertising signs shall only be permitted within 200 feet of the Polk County Parkway (SR 570 toll) and Interstate 4, and shall only be permitted in the Commercial Highway, Light Industrial, Heavy Industrial, Planned Development Commercial 1, Planned Development Commercial 2, and Industrial Planned Development Zoning Districts.~~

Billboard/Off site advertising signs shall only be permitted in the Commercial Highway, Light Industrial, Heavy Industrial, Planned Development Commercial-1, Planned Development Commercial-2, and Industrial Planned Development Zoning Districts that are located within 200 feet of the Polk County Parkway (SR 570 toll) and Interstate 4.

**SECTION 4. SEVERABILITY.** If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

**SECTION 5. COPY OF ORDINANCE ON FILE.** A copy of this Ordinance shall be kept on file in the office of the Auburndale City Clerk.

**SECTION 6. CONFLICTS WITH OTHER ORDINANCES.** That portion of any Ordinance which may be in conflict with this Ordinance is hereby repealed with the adoption of this Ordinance.


**SECTION 7. EFFECTIVE DATE.** This Ordinance shall become effective immediately following the second reading of the Ordinance.

INTRODUCED, PASSED AND DULY ADOPTED ON FIRST READING by the City Commission of the City of Auburndale, Florida, meeting in Regular Session this 7<sup>th</sup> day of April, 2014.

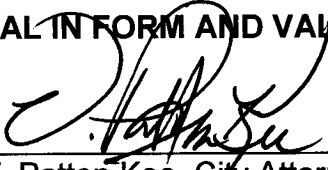
CITY COMMISSION  
OF AUBURNDALE, FLORIDA

By:   
Keith A. Cowie, Mayor

**ATTEST:**

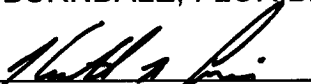
By:   
Shirley Lowrance, City Clerk

**LEGAL IN FORM AND VALID IF ENACTED:**

By:   
V. Patton Kee, City Attorney

PASSED AND DULY ADOPTED ON SECOND AND FINAL READING by the City Commission of the City of Auburndale, Florida, meeting in Regular Session this 21<sup>st</sup> day of April, 2014.

CITY COMMISSION  
OF AUBURNDALE, FLORIDA

By:   
Keith A. Cowie, Mayor

**ATTEST:** 

By: Merissa Green, for  
Shirley Lowrance, City Clerk