

ORDINANCE NO. 2021-\_\_\_\_\_

AN ORDINANCE AFFECTING THE USE OF LAND IN  
ORANGE COUNTY, FLORIDA, BY AMENDING  
CHAPTER 38 ("ZONING") OF THE ORANGE COUNTY  
CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

JAN4'21PM2:17

RCUD

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF  
ORANGE COUNTY, FLORIDA:

*Section 1. Amendments to Chapter 38.* Chapter 38 is amended as follows, with new  
language being shown by underlines and deleted language being shown by strike-throughs:

(a) *Amendment to Section 38-77 ("Use Table").* Section 38-77, the Use Table, is  
amended to read as shown on Appendix "A," attached hereto and incorporated herein by  
reference.

(b) *Amendment to Section 38-79 ("Conditions for permitted uses, special exceptions,  
etc.)* Section 38-79 is amended to read as follows:

**Sec. 38-79. Conditions for permitted uses, special exceptions, etc.**

The following numbered conditions shall correlate with the  
numbers listed in the use table set forth in section 38-77 and the  
Horizon West Town Center Land Use Table set forth in section 38-  
77.1:

\* \* \*

(108) ~~Reserved.~~ Only the uses of judo instruction, karate  
instruction, and yoga instruction shall be permitted, subject to  
meeting the minimum parking requirements for such uses.

\* \* \*

(c) *Amendment to Section 38-1502 (“Location of dwellings in residential districts”).*

34 Section 38-1502 is amended to read as follows:

**Sec. 38-1502. Location of dwellings in residential districts.**

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38 (b) No dwelling shall be erected on a lot which does not abut a  
street for a distance of at least fifteen (15) feet. Also, except to the  
40 extent that it may be inconsistent or conflict with a requirement of  
the subdivision regulations, Any lot or parcel created through a  
42 divisions or splits of land, lot or parcels shall have access to a  
roadway that is a minimum of twenty (20) feet in width of and  
44 exists in fee simple access to a roadway or, when approved by the  
County Engineer, as a recorded permanent easement for safe and  
46 adequate access or ingress/egress, except to the extent that  
requirement is inconsistent or conflicts with the requirements of  
48 the subdivision regulations.

\* \* \*

50 (d) *Amendment to Section 38-1755 (“School site standards”).* Section 38-1755 is  
amended to read as follows:

52 **Sec. 38-1755. School site standards.**

\* \* \*

54 (o) Signage shall comply with the county's sign ordinance  
codified at chapter 31.5 of the Orange County Code,  
56 including section 31.5-16 related to electronic message centers  
(EMC), except that the following standards shall apply to an EMC  
58 to the extent these standards conflict or are inconsistent  
with chapter 31.5 and section 31.5-16:

60 (1) An EMC shall be prohibited on a wall sign and a pole  
sign:

62 (2) An EMC shall be permitted on a ground sign, provided:

64 a. The maximum height of the ground sign shall be  
eight (8) feet;

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- b. The minimum setback for the ground sign shall be ~~ten (10)~~-five (5) feet from all property lines;
- c. A maximum of one (1) such ground sign may be permitted;
- d. The maximum allowable copy area for such a ground sign shall be thirty-two (32) square feet; ~~except that the maximum allowable copy area shall be nineteen (19) square feet when the ground sign is located within one hundred (100) feet of a residential use or zone;~~
- e. The EMC shall be used only to advertise school related functions or events;
- f. Such a ground sign shall be separated from a pole sign by a distance of at least one hundred (100) feet;
- g. The EMC shall be turned off or placed in "sleep mode" from 9:00 p.m. to 6:00 a.m. of the next day.

(3) The zoning manager or his or her designee is authorized to grant an administrative waiver from this section where the school board shows that application of this subsection to a specific site would result in a practical difficulty or physical hardship affecting the use or operation of the property. If an administrative waiver is sought but not granted, the school board may request a modification pursuant to Section 38-1758(c).

*[THE REST OF THIS PAGE HAS BEEN INTENTIONALLY LEFT BLANK.]*

**Section 2. Effective Date.** This ordinance shall become effective pursuant to general

106 law.

ADOPTED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2021.

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**ORANGE COUNTY, FLORIDA**

By: Board of County Commissioners

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By: \_\_\_\_\_  
Jerry L. Demings, County Mayor

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116 ATTEST: Phil Diamond, CPA, County Comptroller  
As Clerk of the Board of County Commissioners

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120 By: \_\_\_\_\_  
Deputy Clerk

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APPENDIX "A"  
SECTION 38-77 -- USE TABLE

Uses Per Zoning Code	SIC Group	Land Use	A-1	A-2	A-R	RCE-5	PCE-2	RCE	R-1A/AA	P-1/AA	R-1A	R-1	R-2	R-3	NCE Cluster	RT-1	RT-2	P-O	C-1	C-2	C-3	E-1A	E-1 P-5	E-2, I-3	E-4	R-LD	UR-3	NC	MAC	HR
Fortune tellers, billiard parlors, bingo parlors, indoor skating rinks, karate instruction	7999	Amusement & Recreation (Indoor Uses)																208 I	85 P	85 P	85 P	85 P	85 P	85 P	85 P					