



# City of Jacksonville Beach

11 North Third Street  
Jacksonville Beach, Florida

## Agenda

### Planning Commission

---

Monday, April 8, 2019

7:00 PM

Council Chambers

---

#### MEMORANDUM TO:

Members of the Planning Commission  
City of Jacksonville Beach, Florida

The following Agenda of Business has been prepared for consideration and action at the Regular Meeting of the Planning Commission.

1. **Call to Order**
2. **Roll Call:** Greg Sutton (Chair), Dave Dahl (Vice-Chair), Britton Sanders, Margo Moehring  
Alternates: Jon Walker, Bill Spann

3. **Approval of Minutes:** None

4. **Correspondence:** None

5. **New Business:**

(A) **PC#3-19**

**Land Development Code Text Amendment Application** to provide standards for off-site signage for emergency services only, such as police stations, fire stations, paramedic facilities, and hospitals. (Applicant – *Baptist Medical Center of the Beaches*)

(B) **PC#4-19 2309 Beach Boulevard - Marina Sports Grill**

**Conditional Use Application** for transfer of existing approved outdoor restaurant seating for a new restaurant located in a *Planned Unit Development: PUD* zoning district, pursuant to Section 34-343(d)(14) of the Jacksonville Beach Land Development Code.

(C) **PC#5-19 1029 North 3rd Street – Pelican’s Snoballs**

**Conditional Use Application** for outdoor restaurant seating for a new restaurant located in a *Commercial, limited: C-1* zoning district, pursuant to Section 34-342(d)(20) of the Jacksonville Beach Land Development Code.

6. Planning Department Report:

(A) The next meeting is tentatively scheduled for Monday, April 22, 2019.

---

**NOTICE**

*In accordance with Section 286.0105, Florida Statutes, any person desirous of appealing any decision reached at this meeting may need a record of the proceedings. Such person may need to 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 public is encouraged to speak on issues on this Agenda that concern them. Anyone who wishes to speak should submit the request to the recording secretary prior to the beginning of the meeting. These forms are available at the entrance of the City Council Chambers for your convenience. In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (904) 247-6299, extension 10, no later than one business day before the meeting.*

MEMORANDUM



TO: Planning Commission Members  
FROM: Heather Ireland, Senior Planner  
DATE: April 1, 2019  
RE: April 8, 2019 - Planning Commission Staff Report

---

The following information is provided for your consideration regarding the following agenda items for the upcoming **Monday, April 8, 2019** Planning Commission meeting.

**NEW BUSINESS:**

**PC#3-19 Land Development Code Text Amendment Application**

Applicant: Baptist Medical Center of the Beaches, Inc.  
3563 Philips Highway Building F, Suite 608  
Jacksonville, FL 32207

Agent: Paul M. Harden, Esq.  
501 Riverside Avenue, Suite 901  
Jacksonville, FL 32202

Request: **Land Development Code Text Amendment Approval** to provide standards for off-site signage for emergency services only, such as police stations, fire stations, paramedic facilities, and hospitals.

Comments: *Baptist Medical Center of the Beaches* has submitted a Land Development Code (LDC) Text Amendment application to amend the City's LDC's sign regulations to provide standards for off-site signage for emergency services only, to include police, fire, paramedic and hospital facilities. Currently, off-site signs are considered billboards and are prohibited city-wide. The purpose of the proposed amendment is primarily to allow *Beaches Baptist* to place and maintain existing wayfinding signage on major roadways to help guide hospital patients and visitors, and also to make legal the hospital's existing off-site signs. According to the applicant's narrative submitted with the application, patients have expressed that the hospital is difficult to find, and the hospital desires to provide direction and wayfinding signs to aid patients and visitors in locating the facility.

Currently, the only existing off-site signs for the hospital are ones that pre-existed the current sign regulations. These existing off-site signs are "grandfathered" until they are removed, destroyed, or abandoned. As nonconforming signs however, they cannot be modified in any way. Under the applicant's proposed text amendment, "emergency services wayfinding signage" would be made allowable off-site directional signage. The applicant

proposes Emergency Services Wayfinding Signage to be permitted in all zoning districts except *Redevelopment: RD districts*.

A new code section, “Section 34-458 – Emergency Services Wayfinding Signage”, is proposed to be added to *Division 4. Sign Standards*. The purpose of this new section is to provide detailed standards for the types of emergency services signs permitted, the size of signs permitted, the content of signs, and other details.

The new proposed Section 34-458 would permit the following:

- Off-site wayfinding signage that contains directions and distances to emergency services;
- Off-site pole mounted signs with a maximum height of 24 feet and signage area of 54 square feet;
- Off-site monument signs with a maximum height of 16 feet and signage area of 120 square feet;
- Internal or external illumination of signs, except that illuminated signage shall not be located within 50 feet of the property line of a single-family residence;
- Off-site signs located within 50 feet of roadways which serve as a collector, arterial, or highway, or which feature more than 10,000 daily trips; and
- Off-site sign may be located on either private property or public right-of-ways with appropriate City approvals.

Pole mounted signs are no longer permitted in the City generally, so existing pole mounted signs can only be replaced with conforming monument style signs. Pursuant to the LDC, the maximum height of monument signs is 16 feet. The applicant’s proposed pole sign height of 24 feet would exceed the existing sign height standards for commercial signs.

Existing off-site directional signs for the hospital consisting of the standard blue “H” and a directional arrow are located on 9<sup>th</sup> Street South facing both north and south bound lanes. These signs are approximately 8-9 feet tall and 6 square feet each. Other “H” signs are located at South Beach Parkway and Butler Boulevard (northbound), and Beach Boulevard at 9<sup>th</sup> Street facing both east and westbound lanes. Two larger pole mounted signs exist at 13<sup>th</sup> Avenue South and 3<sup>rd</sup> Street (northwest corner), and Beach Boulevard and 9<sup>th</sup> Street (southwest corner), both with approved right-of-way permits. These existing pole signs are each 15 feet tall and approximately 48 square feet in area.

The proposed amendment would allow both pole-mounted emergency wayfinding and monument style wayfinding signs to be located within 50 feet of a roadway that is a collector, arterial or highway, or which have more than 10,000 daily trips. Figure TE-5 from the Transportation Element of the City’s 2030 Comprehensive

Plan (attached) identifies all of the arterial and collector roadways in the City of Jacksonville Beach. The applicant did not provide a proposed number of, or proposed locations of, potential wayfinding signage, nor was an example of what the proposed signs would look like provided.

While the City has enacted sign regulations to promote the use of monument signs for commercial advertising, the request for pole-mounted emergency wayfinding signage in right-of-way locations is actually preferable from a safety and visibility standpoint near street intersections. Staff does not feel that it would be appropriate to allow monument style emergency signage in any right-of-way locations for this same reason. Permits for signs located in rights-of-ways would be issued by The Public Works Department, and permits for signs on private property would be issued by the Planning and Development Department.

**PC#4-19**      **Conditional Use Application**

Owner:                Rose and Ken, Inc.  
2315 Beach Boulevard, #301  
Jacksonville Beach, FL 32250

Applicant:          Marina Sports Grill, Inc.  
10175 Fortune Pkwy, Suite 705  
Jacksonville, FL 32256

Agent:                Alex C. Marr  
10175 Fortune Pkwy, Suite 705  
Jacksonville, FL 32256

Location:            2309 Beach Boulevard (former *Big Dawgs Pierside* restaurant)

Request:             **Conditional Use Approval** for transfer of existing approved outdoor restaurant seating for a new restaurant, located in a *Planned Unit Development: PUD* zoning district, pursuant to Section 34-343(d)(14) of the Jacksonville Beach Land Development Code.

Comments:          The subject property is located at 2309 Beach Boulevard within the *Beach Marine* complex. The most recent use of the applicant's space was for *Big Dawgs Pierside* restaurant that had outdoor seating approval via PC#17-17. Staff informed the applicant that to be able to use the existing outdoor seating for a new restaurant, he would have to receive conditional use approval, as conditional use approvals are not transferable. In the past, this site has operated as both a nightclub and different restaurants.

The PUD application narrative provides that for this restaurant space, the area of unenclosed, outdoor customer service area shall not exceed 50% of the total indoor area of the adjacent restaurant and bar. The total indoor restaurant space of this location is 12,600

square feet, and the proposed (existing) outdoor seating area is approximately 3,478 square feet, which is well below the 50% allowance.

Additional conditions listed within the *PUD* project narrative for outdoor restaurants and bars include: 1) sound and outdoor music may be allowable within outdoor restaurants and bars, subject to City Codes; 2) hours of operation for restaurants are from 6:00 am to 1:00 am, 7 days a week; and 3) domestic animals are allowed within outdoor restaurant and bar seating areas.

Given the existing and proposed mixed-use nature of the subject property, and the former restaurant uses of the subject space, the applicant's request is not out of character with surrounding uses. The outdoor seating area would be subject to the standards provided in the property's *PUD* project narrative adopted by Ordinance No. 2016-8072, and except as superseded by those regulations, by the standards in LDC Section 34-407.

**PC#5-19                      Conditional Use Application**

Owner:                      PV Commercial Management  
317 Roscoe Blvd N.  
Ponte Vedra Beach, FL 32082

Applicant:                      Pelican's Snoballs, Jax Beach  
112 Osprey Cove Lane  
Ponte Vedra Beach, FL 32082

Location:                      1029 North 3<sup>rd</sup> Street

Request:                      **Conditional Use Approval** for outdoor restaurant seating for a new restaurant, located in a *Commercial, limited: C-1* zoning district, pursuant to Section 34-342(d)(20) of the Jacksonville Beach Land Development Code.

Comments:                      The subject property is located on the southeast corner of north 3<sup>rd</sup> Street and 10<sup>th</sup> Avenue north. The space was previously the location of a pawn shop, and prior to that existed as several retail establishments. The applicant is opening up a shaved ice restaurant with a walk-up window and wants to provide a small area of outdoor seating to its customers in the front of the restaurant. The applicant was advised by staff that conditional use approval for the outdoor seating was required.

Adjacent uses include a dry cleaner to the north on the same property, a retail store and multi-family residential to the north across 10<sup>th</sup> Avenue, multi-family residential to the east, offices to the south, and restaurants with outdoor seating to the west across 3<sup>rd</sup> Street North. The proposed outdoor seating is consistent with the surrounding commercial uses, does not directly face any residential properties, and should not negatively impact adjacent properties.



# LAND DEVELOPMENT CODE TEXT PC No. 3-19 AMENDMENT APPLICATION AS/400# 19-100019

This form is intended for use by persons applying for a change in the text of the comprehensive plan. A change to the text of the comprehensive plan is not intended to relieve a particular hardship, nor to confer special privileges or rights on any person, but to make necessary adjustments. No text amendment to the comprehensive plan may be approved except in conformance with the Jacksonville Beach 2030 Comprehensive Plan Elements. An application for a text amendment to the comprehensive plan shall include the information and attachments listed below, unless the requirement for any particular item is waived by the Planning and Development Director.

### APPLICANT INFORMATION

Land Owner's Name: Baptist Medical Center of the Beaches, Inc; Baptist Health Properties, Inc. Baptist Beaches Medical Condominium Association Inc.

Mailing Address: 3563 Philips Highway Building F Suite 608, Jacksonville, Florida 32207

Telephone: 904-627-2900

Fax: \_\_\_\_\_

E-Mail: \_\_\_\_\_

Applicant Name: Baptist Medical Center of the Beaches, Inc.

Mailing Address: 3563 Philips Highway Building F Suite 608, Jacksonville, Florida 32207

Telephone: \_\_\_\_\_

Fax: \_\_\_\_\_

E-Mail: \_\_\_\_\_

**NOTE: Written authorization from the land owner is required if the applicant is not the owner.**

Agent Name: Paul M. Harden, Esq.

Mailing Address: 501 Riverside Avenue, Suite 901

Jacksonville, Florida 32202

Telephone: 904-396-5731

Fax: 904-399-5461

E-Mail: paul\_harden@bellsouth.net  
zach\_miller@bellsouth.net

**RECEIVED**

FEB - 5 2019

### TEXT AMENDMENT DATA

**PLANNING & DEVELOPMENT**

Current Goal/Objective/Policy Number: Section 34, Division 4, Sign Standards

	<u>REQUESTED INFORMATION</u>		<u>Attached?</u>	
	Yes	No	Yes	No
1. A copy of the relevant Duval County Property Assessment Map, showing the exact location of the land affected by the text amendment, with the boundaries clearly marked;	X			
2. An 8½" x 11" vicinity map identifying the property affected by the text amendment;	X			
3. An aerial photograph, less than twelve (12) months old, of the land affected by text amendment, with the boundaries clearly marked;	X			
4. For a text amendment, include a narrative and explanation of the proposed amendment	X			
5. For a text amendment, include the current text of the LDC section proposed to be changed and the full text of the proposed amendment. The proposed text amendment submittal must include a cover letter containing a narrative statement explaining the amendment, why it is needed and how it will comply with the goals, objectives, and policies in the Jacksonville Beach 2030 Comprehensive Plan Elements.	X			

Applicant Signature: Paul M Harden

Date: 2/5/19

## Narrative

Attached is a proposed text amendment to the Jacksonville Beach Land Development Code.

The purpose of the proposed amendment is to allow for off-site signage which provides wayfinding to emergency services such as police stations, fire stations, paramedic facilities and hospitals, such as Baptist Medical Center Beaches, which provide “Emergency services and care” as this term is defined under Florida Statutes.

In its decades of operation, Baptist Medical Center, Beaches has repeatedly heard from patients that it is difficult to find the facility, in particular during an emergency. The purpose of this amendment is to allow Beaches Baptist to place limited wayfinding signage on the major roadways that will help guide patients to the hospital.

The applicant understands that amending this portion of the land development code is the beginning of the process and that final design and location of signs will involve oversight and approval from the City in order to ensure that the signs do not detract from the character of the community in which they are located.

Applicant respectfully submits, per the application requirements, that the proposed amendment furthers the following goals and objectives of the 2030 Comprehensive Plan:

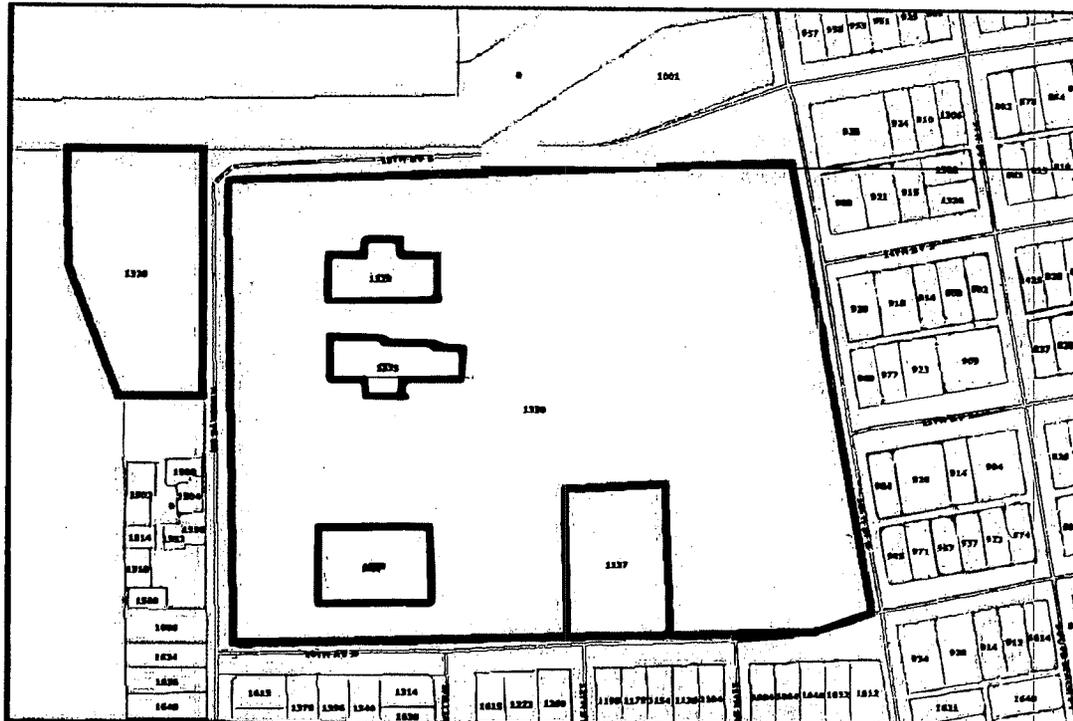
Objective TE 1.4 Provide for safe and convenient traffic flow and parking.

Policy LU.1.1.3 Prepare, adopt, and enforce regulatory measures to promote and enhance the visual appearance of the City such as sign controls, tree preservation and landscaping requirements, and nuisance laws. Encourage the use of street furniture in appropriate pedestrian areas.

Policy TE 1.6.2 Newdevelopment shall provide operational improvements to the City’s transportation system to mitigate their impacts on the system, to ensure smooth traffic flow, and to aid in the elimination of hazards. Improvements may include, but are not limited to adding turn lanes, deceleration lanes, signing, signals, and pavement marking.

Policy TC 1.4.7 Encourage travel demand management strategies to modify peak hour travel demand and reduce the number of vehicle miles traveled per capita within the City, as well as transportation system management strategies to improve system efficiency and enhance safety.

EXHIBIT A

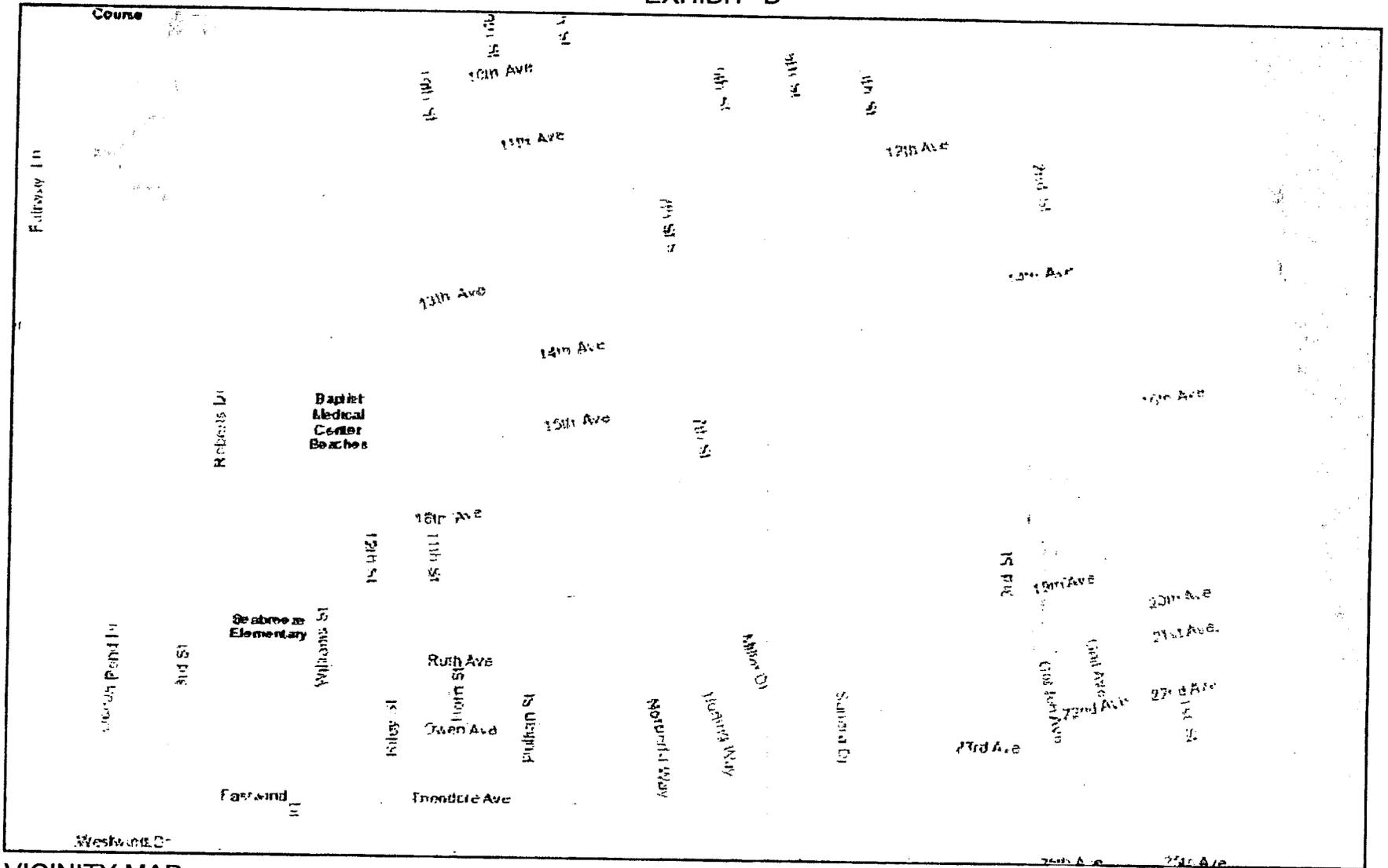


Duval County Property Assessment Map

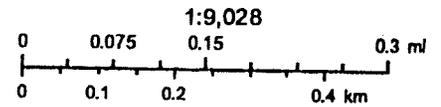
RE # 1722451011	RE # 1721641000	RE # 1721641100	RE # 1722451125	RE # 1722041120	RE # 1722041125
Name: BAPTIST MEDICAL CENTER OF THE BEA	Name: BAPTIST MEDICAL CENTER OF THE BEA	Name: BAPTIST HEALTH PROPERTIES INC	Name: BAPTIST HEALTH PROPERTIES INC	Name: BAPTIST HEALTH PROPERTIES	Name: BAPTIST HEALTH PROPERTIES
Address: 1330 18TH AVE S JACKSONVILLE BEACH 32250	Address: 1127 18TH AVE S JACKSONVILLE BEACH 32250	Address: 1378 18TH AVE S JACKSONVILLE BEACH 32250	Address: 1875 ROBERTS DR JACKSONVILLE BEACH 32250	Address: 1877 ROBERTS DR JACKSONVILLE 32250	Address: 1877 ROBERTS DR JACKSONVILLE 32250
Transaction Price: \$100	Transaction Price: \$1250000	Transaction Price: \$100	Transaction Price: \$100	Transaction Price: \$100	Transaction Price: \$100
Acres: 21.48	Acres: 1.34	Acres: 0	Acres: 0	Acres: 0	Acres: 0
Book-Page: 1818009187	Book-Page: 1800002420	Book-Page: 1883700071	Book-Page: 1988700071	Book-Page: 1988700071	Book-Page: 1988700071
Map Panel: 0504	Map Panel: 0504	Map Panel: 0504	Map Panel: 0504	Map Panel: 0504	Map Panel: 0504
Legal Description: 18-3 04-35-28E 21.416 BEA FREEZE RD 2ND ADDITION BLK 47E SUB 0500 OR 0501 0511	Legal Description: 18-3 04-35-28E 1.147 BEA FREEZE RD 2ND ADDON LOT 1, 2, 3, 4, 18 PT CL 17TH ST	Legal Description: 04-35-28E BAPTIST BEACHES MEDICAL CONDOMINIUM LOT 1100	Legal Description: 04-35-28E BAPTIST BEACHES MEDICAL CONDOMINIUM LOT 1100	Legal Description: 04-35-28E BAPTIST BEACHES MEDICAL CONDOMINIUM LOT C100	Legal Description: 04-35-28E BAPTIST BEACHES MEDICAL CONDOMINIUM LOT C100
RE # 1722021000	RE # 1722021100	RE # 1722021200	RE # 1722021028	RE # 1722021000	
Name: BAPTIST BEACHES MEDICAL CONDOMINIUM	Name: BAPTIST HEALTH PROPERTIES INC	Name: BAPTIST HEALTH PROPERTIES INC	Name: BAPTIST MEDICAL CENTER OF THE BEA	Name: BAPTIST BEACHES MEDICAL	
Address: 1370 18TH AVE S JACKSONVILLE BEACH 32250	Address: 1378 ROBERTS DR JACKSONVILLE BEACH 32250	Address: 1378 18TH AVE S JACKSONVILLE BEACH 32250	Address: 1820 ROBERTS DR JACKSONVILLE BEACH 32250	Address: 1877 ROBERTS DR JACKSONVILLE 32250	
Transaction Price: \$100	Transaction Price: \$100	Transaction Price: \$100	Transaction Price: \$100000	Transaction Price: \$100	
Acres: 1.98	Acres: 0	Acres: 0	Acres: 2.88	Acres: 0	
Book-Page: 1988700071	Book-Page: 1988700071	Book-Page: 1988700071	Book-Page: 1031800238	Book-Page: 1988700071	
Map Panel: 0504	Map Panel: 0504	Map Panel: 0504	Map Panel: 0504	Map Panel: 0504	
Legal Description: 04-35-28E 1.882 BAPTIST BEACHES MEDICAL CONDOMINIUM COMMON ELEMENT	Legal Description: 04-35-28E BAPTIST BEACHES MEDICAL CONDOMINIUM LOT F100	Legal Description: 04-35-28E BAPTIST BEACHES MEDICAL CONDOMINIUM LOT A100	Legal Description: 04-35-28E 2.88 PT GOVT LOT 12 RECD G.S. 22-00-1867-1911-219	Legal Description: 04-35-28E BAPTIST BEACHES MEDICAL CONDOMINIUM LOT C100	

**Baptist Medical Center Beaches**

# EXHIBIT "B"



VICINITY MAP



Sources: Esri, HERE, DeLorme, Intermap, Increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBasis, IGN, Kadaster NL, Ordnance Survey.



**Baptist Medical  
Center Beaches**

Aerial

Legend

**SUNCOAST  
PROPERTIES**

Beaches  
Jacksonville

Sources: Esri, HERE,  
DeLorme, USGS, Intermap,  
Swire, NRCAN,  
Swire

**PAUL M. HARDEN**

ATTORNEY AT LAW

SUITE 901

501 RIVERSIDE AVENUE

JACKSONVILLE, FLORIDA 32202

(904) 396-5731

FAX (904) 399-5461

E-mail: paul\_harden@bellsouth.net

February 28, 2018

**RECEIVED**

MAR - 4 2019

Bill Mann  
Planning and Development Director  
City of Jacksonville Beach  
11 North Third Street  
Jacksonville Beach, FL 32250

PLANNING & DEVELOPMENT

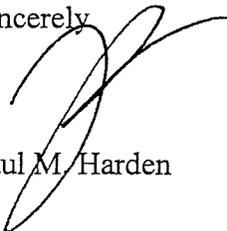
**Re: Beaches Baptist Hospital PUD**

Dear Bill:

In response to our phone call on February 21, 2019, enclosed please find a revised proposed text amendment to the Jacksonville Beach Land Development Code sign provisions. Also, enclosed is a redline showing the changes from the previously submitted version.

If you have any questions please do not hesitate to contact me.

Sincerely

  
Paul M. Harden

PMH/zm  
encl.

c: Keith Tickell  
Joe Mitrick

PC#3-19  
Reference

Figure TE-5  
Arterial and Collector Roadways





PC#3-19  
Reference  
Beach Blvd  
9<sup>th</sup> Street



PC# 3-19  
Reference  
3rd st S.  
13th Ave S.



PC# 3-19  
Reference  
9<sup>th</sup> St. S.  
13<sup>th</sup> Ave S.

PC#3-19

8'-1"

0'-10"

6'-0"

6'-0"

15'-0"

**← EMERGENCY**

**BAPTIST MEDICAL CENTER  
BEACHES**



For Reference:  
Existing signs on Beach  
Blvd. and S. 3rd St.  
ROW Permit 01-002000484  
and  
ROW Permit 01-002000483

D/F INTERNALLY ILLUM. PYLON:  
SIGN CABINET FABRICATED FROM QSC ALUMINUM  
EXTRUSION WITH 1-1/2" RETAINERS. FACES TO BE  
WHITE PAN FORMED ACRYLIC WITH VINYL  
GRAPHICS APPLIED FIRST SURFACE. SIGN  
ILLUMINATED USING FLOURESCENT LAMPS.

SCALE - 3/8" = 1'

SIDE VIEW

CLIENT APPROVAL \_\_\_\_\_

DATE \_\_\_\_\_

CLIENT: PHYSICIAN PRACTICE MANAGEMENT CO.		<b>QUALITY SIGN</b> C O M P A N Y	DESIGNER: Larry Smith	SALESPERSON: ROGER WILLIAMS
CONTACT: Paul Singletary			DESIGN NUMBER: BMCT06-R2	DATE OF DESIGN 05/14/01
ADDRESS:		THE ART OF IMAGE 5160 SUNBEAM ROAD JACKSONVILLE, FLORIDA 32245-9677 904-268-4681 FAX 904-268-4642	REVISION DATE:	
CITY / STATE: JACKSONVILLE, FL			REVISION NUMBER:	

# DRAFT

## DIVISION 4. - SIGN STANDARDS<sup>[2]</sup>

### Sec. 34-441. - Purpose, intent and scope.

It is the purpose of this division to promote the public health, safety and general welfare through reasonable, consistent and non-discriminatory sign standards. The sign regulations in this division are also designed and intended to meet the statutory requirement that this municipality adopt land development regulations that regulate signage, a requirement set forth in F.S. § 163.3202(f). The sign regulations in this division are not intended to censor speech or to regulate viewpoints, but instead are intended to regulate the adverse secondary effects of signs. The sign regulations are especially intended to address the secondary effects that may adversely impact aesthetics and safety. The sign regulations are designed to serve substantial governmental interests and, in some cases, compelling governmental interests such as traffic safety and warning signs of threats to bodily injury or death.

This division regulates signs, as defined in this Land Development Code, which are placed on private property or on property owned by public agencies including the city and over which the city has zoning authority. This division is not intended to extend its regulatory regime to objects that are not traditionally considered signs for purpose of government regulation.

The city of Jacksonville Beach is primarily a single family residential and small resort community on the east coast of Florida. The eastern boundary of the city is the Atlantic Ocean and the western boundary is the Atlantic Intracoastal Waterway (Pablo Creek). The economic base of the city is heavily dependent on visitors from the Northeast Florida and Southeast Georgia area, as well as other areas of the United States. In order to preserve and promote the city as a desirable community in which to live, vacation and do business, a pleasing, visually attractive environment is of foremost importance. The regulation of signs within the city is a highly contributive means by which to achieve this desired end.

These sign regulations have been prepared with the intent of enhancing the visual environment of the city and promoting its continued well-being, and are intended to:

- (1) Encourage the effective use of signs as a means of communication in the city;
- (2) Maintain and enhance the aesthetic environment and the city's ability to attract sources of economic development and growth;
- (3) Improve pedestrian and traffic safety;
- (4) Minimize the possible adverse effect of signs on nearby public and private property;
- (5) Foster the integration of signage with architectural and landscape designs;
- (6) Lessen the visual clutter that may otherwise be caused by the proliferation, improper placement, illumination, animation, excessive height, and excessive size (area) of signs which compete for the attention of pedestrian and vehicular traffic;
- (7) Allow signs that are compatible with their surroundings and aid orientation, while precluding the placement of signs that contribute to sign clutter or that conceal or obstruct adjacent land uses or signs;
- (8) Encourage and allow signs that are appropriate to the zoning district in which they are located;
- (9) Establish sign size in relationship to the scale of the lot and building on which the sign is to be placed or to which it pertains;
- (10) Preclude signs from conflicting with the principal permitted use of the site and adjoining sites;
- (11) Regulate signs in a manner so as to not interfere with, obstruct the vision of or distract motorists, bicyclists or pedestrians;
- (12) Except to the extent expressly preempted by state or federal law, ensure that signs are constructed, installed and maintained in a safe and satisfactory manner, and protect the public from unsafe signs;

# DRAFT

- (13) Preserve, conserve, protect, and enhance the aesthetic quality and scenic beauty of all districts of the city;
- (14) Allow for traffic control devices consistent with national standards and whose purpose is to promote highway safety and efficiency by providing for the orderly movement of road users on streets and highways, and that notify road users of regulations and provide warning and guidance needed for the safe, uniform and efficient operation of all elements of the traffic stream;
- (15) Protect property values by precluding, to the maximum extent possible, sign types that create a nuisance to the occupancy or use of other properties as a result of their size, height, illumination, brightness, or movement;
- (16) Protect property values by ensuring that sign types, as well as the number of signs, are in harmony with buildings, neighborhoods, and conforming signs in the area;
- (17) Regulate the appearance and design of signs in a manner that promotes and enhances the beautification of the city and that complements the natural surroundings in recognition of this city's reliance on its natural surroundings and beautification efforts in retaining economic advantage for its resort community, as well as for its major subdivisions, shopping centers and industrial parks;
- (18) Enable the fair and consistent enforcement of these sign regulations;
- (19) Promote the use of signs that positively contribute to the aesthetics of the community, are appropriate in scale to the surrounding buildings and landscape, and advance the city's goals of quality development;
- (20) Provide standards regarding the non-communicative aspects of signs, which are consistent with city, county, state and federal law;
- (21) Provide flexibility and encourage variety in signage, and create an incentive to relate signage to the basic principles of good design; and
- (22) Assure that the benefits derived from the expenditure of public funds for the improvement and beautification of streets, sidewalks, public parks, public rights-of-way, and other public places and spaces, are protected by exercising reasonable controls over the physical characteristics and structural design of signs.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-442. - Definitions.

The definitions in Article IV shall apply to this division. Any term or phrase not defined therein or herein shall have its commonly understood meaning.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## **Cross reference**— Definitions—General, § 34-41.

## Sec. 34-443. - Applicability.

This division does not pertain and is not applicable to:

- (1) A sign, other than a window sign, located entirely inside the premises of a building or enclosed space.
- (2) A sign on a car, other than a prohibited vehicle sign or signs.

# DRAFT

- (3) A statutory sign.
- (4) A traffic control device sign.
- (5) Any sign not visible from a public street, sidewalk or right-of-way or from a navigable waterway or body of water; except that the foregoing does not exempt a sign for a commercial use that is visible from an abutting residential use.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-444. - Prohibited signs.

The signs and sign types listed below are prohibited within the city limits and shall not be erected, operated or placed on any property. Any lawfully existing permanent sign structure or sign type that is among the prohibited signs and sign types listed below shall be deemed a nonconforming sign subject to the provisions of section 34-450, nonconforming signs.

- (1) Abandoned signs; discontinued signs.
- (2) Animated signs.
- (3) Attached signs that are taller than the wall of the building to which the sign is attached.
- (4) Attached signs that exceed two hundred fifty (250) square feet in sign area.
- (5) Billboards; off-site commercial signs, [except Emergency Services Wayfinding Signage authorized pursuant to Sec. 34-458](#).
- (6) Bandit signs; snipe signs.
- (7) Bus bench advertising signs and bus shelter advertising signs.
- (8) Flashing signs.
- (9) Floodlights and beacon lights, except when required by the Federal Aviation Administration.
- (10) Freestanding or ground signs, including any ground mounted monument signs, which are higher than sixteen (16) feet.
- (11) Freestanding or ground signs that exceed two hundred (200) square feet in sign area.
- (12) Holographic display signs.
- (13) Moving, twirling, or swinging signs, including multi-prism and tri-vision signs.
- (14) Pavement markings, except for official traffic control markings and building address markings required by law.
- (15) Flutter signs, feather signs, streamers, balloons, wind signs, wind activated banners, cold air inflatables, pennants and other fixed aerial signage used for commercial advertising.
- (16) Permanent pole signs, unless allowed within certain zoning districts pursuant to this division.
- (17) Portable signs, except for A-frame and T-frame signs as allowed herein.
- (18) Revolving signs; rotating signs.
- (19) Roof signs.
- (20) Signs within a sight visibility triangle, as described in subsection 34-425(b)(1) herein, that obstruct a clear view of pedestrian or vehicular traffic.
- (21) Signs attached to a seawall, dock, buoy, tie pole or pier; other than warning signs and safety signs.

# DRAFT

- (22) Signs in, on, or over the public right-of-way; other than fixed projecting signs in the Central Business District (CBD) and the Redevelopment Zoning District (RD), traffic control device signs, bus stop informational signs, warning signs; safety signs, vertical streetlight banners, A-frame signs, T-frame signs, and awning, [Emergency Services Wayfinding Signage](#) or attached canopy signs over a public right-of-way as allowed in this division.
- (23) Signs in or upon any river, bay, lake, or other body of water within the limits of the city; except government regulatory signs, warning signs, and safety signs.
- (24) Signs located on real property without the permission of the property owner.
- (25) Signs nailed, fastened, affixed to, or painted on any tree or part thereof (living or dead), or other vegetation.
- (26) Signs, other than traffic control device signs, that use the word "stop" or "danger," or present or imply the need or requirement of stopping or the existence of danger, or which are a copy or imitation of traffic control device signs and which are adjacent to the right-of-way of any road, street, or highway.
- (27) Signs that are not effectively shielded as to prevent beams or rays of light from being directed at any portion of the traveled public rights-of-way thereby creating a potential traffic or pedestrian hazard or a nuisance to inhabitants of an adjacent neighborhood. No sign shall be so illuminated that it interferes with the effectiveness of, or obscures an official traffic sign, device, or signal.
- (28) Signs that contain any food or other substance that attracts large numbers of birds or other animals and causes them to congregate on or near the sign.
- (29) Signs that emit sound, vapor, smoke, odor, or gaseous matter.
- (30) Signs that obstruct, conceal, hide or otherwise obscure from view any traffic control device sign or official traffic signal.
- (31) Wall wrap signs.
- (32) Vehicle sign or signs with a total sign area in excess of twenty (20) square feet on any vehicle, and
  - a. The vehicle is not "regularly used in the conduct of the business," and
  - b. The vehicle is visible from a street right-of-way within fifty (50) feet of the vehicle, and
  - c. The vehicle is parked for more than two (2) consecutive hours in any twenty-four (24) hour period within fifty (50) feet of any street right-of-way, and
  - d. A vehicle shall not be considered "regularly used in the conduct of the business" if the vehicle is used primarily for advertising, and
  - e. This provision is not to be construed as prohibiting the identification of a firm or its principal products on a vehicle operating during the normal hours of business; and which is currently licensed, insured and operable; provided, however, that no such vehicle shall be parked on public or private property with signs attached or placed on such vehicle primarily for the purpose of advertising a business establishment or firm or calling attention to the location of a business establishment or firm.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-445. - General provisions for signs.

The following general sign provisions shall apply to this division and to all lawful conforming and nonconforming signs, unless otherwise indicated.

- (1) *Measurement of sign size (sign area)*. The area of a sign is measured or calculated as follows:

# DRAFT

- a. *Background panel signs.* Sign copy that is mounted, affixed, or painted on a background panel or area distinctively painted, textured or constructed as a background for the sign copy, is measured as that area contained within the sum of the smallest rectangles, squares, triangles, parallelograms, circles or ellipses that will enclose both the sign copy and the background.
  - b. *Background surface signs.* The area of a sign consisting of copy mounted as individual letters or graphics against a wall, fascia, or parapet of a building surface or another surface, that has not been painted, textured, or otherwise altered to provide a distinctive background for the sign copy, is measured as the sum of the smallest rectangles, squares, triangles, parallelograms, circles or ellipses that will enclose each word, graphic or discrete visual element in the total sign.
  - c. *Illuminated background signs.* The area of a sign with copy mounted, affixed, or painted on an illuminated surface or illuminated element or a building or structure, is measured as the entire illuminated surface or illuminated element which contains sign copy.
  - d. *Double-faced signs.* If a sign has two display faces, and the interior angle between the two faces is thirty (30) degrees or less, then the sign area is one sign face only; however, if the two faces are of different sizes or shapes, then the larger is used. If the sign has two display faces, and the interior angle between the two faces is greater than thirty (30) degrees, then the sign area is the sum of the areas of the two faces.
  - e. *Multi-faced signs.* If a sign has three or more faces, then the sign area is equal to fifty (50) percent of the aggregate area of all sign faces. The area of each face shall be determined according to subsection (a) or (b) of this section, as applicable.
  - f. *Sculptural and nonplanar signs.* The area of a spherical, free form, sculptural or other nonplanar sign is fifty (50) percent of the sum of the areas, using only the four vertical sides of the smallest four-sided polyhedron which will completely enclose the entire sign structure.
- (2) *Measurement of sign height.* The height of a freestanding sign shall be measured as the vertical distance from the average finished grade of the ground below the sign excluding any filling, berming, mounding or excavating solely for the purposes of increasing the height of the sign, to the top edge of the highest portion of the sign. The maximum height allowed for a freestanding sign, however, shall not include any architectural embellishment provided the embellishment does not exceed thirty-six (36) inches at the base of the sign and eighteen (18) inches at the top of the sign.

For the purposes of this section, average finished grade shall be considered the lower of (a) the lowest elevation where the base of the sign meets ground level; or (b) the top of the curb of the nearest public street adjoining the property upon which the sign is erected, or (c) the grade of the land at the principal entrance to the lot on which the sign is located.

- (3) *Sign illumination for temporary signs and permanent signs.*
- a. Sign illumination is prohibited for temporary signs.
  - b. Permanent sign on a parcel in residential use. A permanent sign located on a parcel in residential use in any zone may not be separately or specially illuminated, unless otherwise specified in this division.
  - c. Permanent sign on a parcel in nonresidential use. A permanent sign on a parcel in nonresidential use may be illuminated by internal illumination, internal indirect (halo) illumination, or lit by external indirect illumination, unless otherwise specified in this division. However, a permanent sign may not be illuminated in a manner that leaves the illumination device exposed to public view except with the use of neon tubing as provided in subsection (h) of this section.

# DRAFT

- d. Internal illumination. Outdoor internally illuminated signs, including but not limited to awning/canopy signs, cabinet signs (whether freestanding or building mounted), changeable copy panels or service island signs, shall be constructed with an opaque background and translucent letters or other graphical elements, or with a colored background and lighter letters or graphics.
  - e. External indirect illumination. Externally lit signs are permitted to be illuminated only with steady, stationary, down directed and shielded light sources directed solely onto the sign. Light bulbs or tubes (excluding neon), used for illuminating a sign, shall not be visible from the adjacent public rights-of-way or residential properties.
  - f. Illumination of signs adjacent to single-family residential uses. No sign located within fifty (50) feet of a property with a single-family use or zoned for a single-family use shall be internally illuminated.
  - g. Any portion of the sign face or sign structure that is illuminated shall count against the total square footage of allowable sign area.
  - h. Neon.
    - (i) *Exposed neon.* Exposed neon tube illumination is not permitted in residential zones, or for residential uses in any zone. It is allowed in all other places, unless otherwise specified.
    - (ii) *Neon borders.* Neon illumination used as a sign copy projection, border, frame or other embellishment of sign copy shall not be included in the total size or area of the sign, provided the measured area of any such projection or detailed embellishment does not exceed twelve (12) square feet in area, or twenty-five (25) percent of the sign display face area, whichever is greater. If neon embellishments exceed these limits, then the embellishments shall be included and counted as part of the permitted sign area for the use.
- (4) *Viewpoint neutrality.* Notwithstanding anything in this division to the contrary, no sign or sign structure shall be subject to any limitation based upon the viewpoint of the message contained on such sign or displayed on such sign structure.
- (5) *Substitution of noncommercial speech for commercial speech.* Notwithstanding anything contained in this division to the contrary, any sign erected pursuant to the provisions of this division may, at the option of the owner, contain a non-commercial message in lieu of a commercial message and the noncommercial copy may be substituted at any time in place of the commercial copy. The noncommercial message (copy) may occupy the entire sign face or any portion thereof. The sign face may be changed from a commercial message to a noncommercial message or from one noncommercial message to another non-commercial message; provided, however, that there is no change in the size, height, setback or spacing criteria contained in this division.
- (6) *Consent of legal owner of property.* No sign may be displayed without the consent of the legal owner of the property on which the sign is mounted or displayed. For purposes of this policy, "owner" means the holder of the legal title to the property and any party and person holding a present legal right to possession, control, or use of the property.
- (7) *Signs on public property.* Any sign installed or placed on public property, except in conformance with the requirements of this division, shall be deemed illegal and shall be forfeited to the public and subject to confiscation. In addition to other remedies hereunder, the city shall have the right to recover from the owner or person placing such sign the cost of removal and disposal of such sign. The foregoing shall not apply to temporary A-frame signs and T-frame signs as allowed pursuant to the conditions and limitations set forth herein.
- (8) *Signs that obstruct means of egress.* No sign shall be erected so as to obstruct any fire escape, required exit, window, or door opening intended as a means of egress.

# DRAFT

- (9) *Signs that interfere with ventilation openings.* No sign shall be erected that interferes with any opening required for ventilation.
- (10) *Signs must maintain clearance from utilities and shall not interfere with surface and underground water or with drainage.* Signs shall maintain a minimum distance of six (6) feet horizontal clearance and twelve (12) feet overhead clearance from electrical conductors and from all communications equipment or lines. Signs and their supporting structures shall maintain clearance from and noninterference with all surface and underground facilities and conduits for water, sewage, electricity, or communications equipment or lines. Sign placement shall not interfere with surface or underground water or with natural or artificial drainage.
- (11) *Signs shall not be attached to certain property and shall not impair roof access.* Signs shall not be attached to standpipes, gutters, drains or fire escapes. Signs shall not be installed so as to impair access to a roof.
- (12) *Signs declared a nuisance and repair; signs presenting immediate peril to public health or safety.* The building official may order the repair of signs declared a nuisance, and with or without notice may cause any structurally unsafe or structurally insecure sign to be immediately removed if in his or her professional judgment and professional opinion the sign presents an immediate peril to the public health or safety.
- (13) *Street address signs.* For each parcel and for each tenant space, one sign for the official street address shall be displayed for public safety and to serve as visible street address for delivery of mail and official governmental notification.
  - a. For a parcel in residential use, the street address sign shall not exceed two (2) square feet in sign area.
  - b. For a parcel in non-residential use, the street address sign shall not exceed four (4) square feet in sign area.
  - c. The street address sign in a residential use may be externally illuminated and in a non-residential use may be externally or internally illuminated.
- (14) *Flagpoles and flags; flag brackets, flag stanchions and flags.*
  - a. Flagpoles and flags. For each parcel and development site in residential use with one principal structure, one flagpole may be installed and two (2) flags may be displayed per flagpole. For each parcel and development site that is over one-half ( $\frac{1}{2}$ ) acre in size and is in nonresidential use, up to three flagpoles may be installed and up to two (2) flags may be displayed per flagpole. A flag shall not exceed twenty-four (24) square feet in size.
  - b. Flag brackets, flag stanchions, and flags. For each principal structure on a parcel, up to two flag brackets or stanchions may be attached or placed for the display of flags. A flag displayed from a flag bracket or a flag stanchion shall not exceed twenty-four (24) square feet in size.
  - c. For the purpose of determining the size of a flag, only one side of the flag shall be counted as the display surface.
  - d. Flags on parcels in non-residential use may be externally illuminated.
- (15) *Noncommercial onsite parking space signs.* Parking space signs identifying parking spaces necessary for traffic safety, regulation, control and circulation. A parking space sign shall carry no commercial message and shall not exceed two (2) square feet of sign face per sign. Parking space signs shall be allowed on each parcel having multiple parking spaces onsite. One such sign shall be allowed for each parking space. The maximum height for a freestanding or an attached parking space sign shall be six (6) feet.
- (16) *Signs at service station islands.* For service stations, one (1) double-sided sign or two (2) single-sided signs are allowed per island. Such signs shall not exceed four (4) square feet per side and shall not be mounted higher than eight (8) feet. Such signs shall not be mounted on

# DRAFT

any bollard or barrier designed to protect equipment from damage. Such signs may not be illuminated.

For service stations, one (1) canopy sign may be installed for each canopy side facing a public street or driveway. A canopy sign shall not exceed ten (10) square feet and shall not be mounted higher than the top of the canopy itself. A canopy sign may be internally illuminated. The square footage of all canopy signs on a canopy shall be counted against the maximum square footage of allowed wall signage for any building wall sign on the same parcel.

(17) *Monument signs.*

- a. *Monument signs for single occupant or tenant buildings.* One (1) monument sign is allowed for each single occupant or tenant building. The maximum size of a monument sign shall be the lesser of: (1) one hundred (100) square feet, or (2) one (1) square foot of sign area for each one (1) linear foot of road frontage along the street toward which the monument sign is oriented. The maximum height of the monument sign shall be ten (10) feet, and the maximum width of the monument sign shall be twelve (12) feet. Up to fifty (50) percent of the sign surface of the monument sign may consist of a changeable copy sign; provided, however, that the sign copy cannot be changed more frequently than once in a twenty-four (24) hour time period. The monument sign may be illuminated.
- b. *Monument signs for multiple occupant or tenant developments.* One (1) monument sign is allowed for each multiple occupant or tenant development inclusive of a shopping center. The maximum size of the monument sign shall be the lesser of: (1) two hundred (200) square feet, or (2) one (1) square foot of sign area for each one (1) linear foot of road frontage along the street toward which the monument sign is oriented for the first one hundred (100) feet of frontage plus one-fourth ( $\frac{1}{4}$ ) square foot of sign area for each additional linear foot of the aforesaid road frontage. The maximum height of the monument sign shall be sixteen (16) feet, and the maximum width of the monument sign shall be twelve and one-half ( $12\frac{1}{2}$ ) feet. Up to fifty (50) percent of the sign surface of the monument sign may consist of a changeable copy sign; provided, however, that the sign copy cannot be changed more frequently than once in a twenty-four (24) hour time period. The monument sign may be illuminated.
- c. *Monument signs at entrances to single-family and multi-family developments.* One (1) monument sign is allowed at each point of ingress or egress from or to a single-family development and from or to a multi-family development. The maximum size of a monument sign shall not exceed twenty-four (24) square feet in size and shall not exceed six (6) feet in height. The twenty-four (24) square feet of sign area may be split equally between two monument signs located on each side of the entry or exit street. The monument sign shall be located on a landscaped island or lawn area protected from vehicular contact, and shall not encroach into any corner sight visibility triangle required pursuant to section 34-395. The sign may be internally or indirectly illuminated.
- d. *Monument sign for a parcel in educational, religious or public use.* In addition to any monument sign allowed above, one (1) permanent monument sign may be allowed for a parcel in educational, religious or public use. The sign shall not exceed thirty-two (32) square feet in sign area and shall not exceed eight (8) feet in height. The sign may be illuminated. However, this additional monument sign shall not be allowed if there is an additional permanent wall sign on the same parcel.

- (18) *Wall signs.* One (1) wall sign is allowed for each face of a building or part of a building that is occupied by a permitted or conditional non-residential use. The size (area) of the wall sign for an occupant or a tenant shall be the lesser of: (i) two hundred fifty (250) square feet, or alternatively (ii) one (1) square foot per one (1) linear foot of building frontage for a single occupant building or one (1) square foot per one (1) linear foot of building frontage for the occupant or tenant space in a multi-tenant development, each as measured on the street toward which the wall sign is oriented. A wall sign shall not extend higher than the building wall to which it is attached. Up to fifty (50) percent of the wall sign surface may consist of a

# DRAFT

changeable copy sign; provided, however, that the sign copy of the changeable copy sign shall not change more than once in any twenty-four (24) hour time period. The wall sign shall not project more than twelve (12) inches from the wall. If the wall sign projects more than two and one-half (2 ½) inches from the wall, the wall sign shall be mounted so that the bottom of the wall sign is at least nine (9) feet above ground at finished grade below the wall sign. The wall sign may be illuminated.

In addition to any wall sign allowed above, one (1) permanent wall sign may be allowed for a parcel in educational, religious or public use. The wall sign shall not exceed thirty-two (32) square feet in sign area and shall not exceed eight (8) feet in height. The wall sign may be illuminated. However, this additional permanent wall sign shall not be allowed if there is an additional monument sign on the same parcel.

- (19) *Wall signs at restaurants.* In addition to any other wall sign allowance, a restaurant shall be allowed one (1) wall sign installed within twenty (20) feet of its main entrance. The wall sign shall not exceed six (6) square feet in area and shall not exceed six (6) feet in height. The wall sign may be illuminated.
- (20) *Drive-through lane signs.* For a drive-through establishment, an additional display sign is allowed for each drive-through lane provided that such sign does not exceed forty (40) square feet in size and does not exceed eight (8) feet in height. The additional display sign may be internally illuminated and may emit sound only as part of a business transaction. Any sounds emitted must comply with Chapter 18 of the Code of Ordinances of the City of Jacksonville Beach.
- (21) *Umbrella signs.* For each table in an outside seating area for a licensed business establishment, one (1) umbrella sign per umbrella is allowed. An umbrella sign shall not exceed three (3) square feet in area and shall not exceed eight (8) feet in height. An umbrella having an umbrella sign shall be mounted on or in the table or in an umbrella holder adjacent to the table. A sign permit is not required for an umbrella sign.
- (22) *Awning signs.* For each awning, one (1) sign is allowed. The awning sign shall not exceed an area greater than twenty (20) percent of the surface area of the awning or canopy. The total square footage of the awning sign shall count toward the maximum square footage of the wall sign area allowed for a parcel or a tenant. An awning sign may be internally illuminated.
- (23) *Canopy signs.* For each canopy, one sign is allowed. Except for the sign area limitation for canopy signs at service station islands, a canopy sign shall not exceed an area greater than twenty (20) percent of the surface area of the canopy. The total square footage of the canopy sign shall count toward the maximum square footage of the wall sign area allowed for a parcel or a tenant. A canopy sign may be internally illuminated.
- (24) *Changeable copy signs.* As part of a permitted monument sign or wall sign, a changeable copy sign, manual or electronic (LED), may be installed. The changeable copy sign shall not exceed fifty (50) percent of allowable area of the monument sign or wall sign. The changeable copy sign shall not exceed ten (10) feet in height when installed as a part of a monument sign for a single occupant or tenant building. The changeable copy sign shall not exceed sixteen (16) feet in height if part of the monument sign is for a multiple occupant or tenant building. A changeable copy sign that is a part of wall sign shall not be installed higher than the wall of the building. The sign copy on a changeable copy sign shall not be changed more than once in any twenty-four (24) hour time period. Changeable copy signs may be internally illuminated.
- (25) *Projecting signs.* For buildings in the Central Business District (CBD) or a Redevelopment District (RD), one (1) projecting sign is allowed for each ground floor occupant or tenant space. The projecting sign shall be attached to the building frontage on the street or driveway on which the sign is located. The maximum size of the projecting sign shall be the lesser of (1) sixteen (16) square feet or (2) one (1) square foot per linear foot of occupant or tenant building frontage on the street or private driveway on which it is located; however, the square footage of a projecting sign shall count toward the maximum square footage of wall signage allowed for the

# DRAFT

building. The maximum thickness of the sign face of a projecting sign shall not exceed twenty-four (24) inches when such sign is of solid construction. A projecting sign shall have a minimum vertical clearance of nine (9) feet, and shall not be mounted higher than the wall of the building. A projecting sign that extends over a sidewalk in the public right-of-way shall be limited to a projection distance not to exceed two-thirds ( $\frac{2}{3}$ ) of the width of the sidewalk. A projecting sign may be illuminated.

- (26) *Window signs.* Window signs are permitted provided that the window sign may not cover more than twenty-five (25) percent of the area of any window. Window signs may be internally illuminated. A sign permit is not required for a window sign.
- (27) *Door signs.* Door signs are permitted provided that the door sign may not cover more than twenty-five (25) percent of the area of any door. Door signs shall not be illuminated. A sign permit is not required for a door sign.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

Sec. 34-446. - Temporary and permanent signs allowed in zoning districts.

The signage rights and responsibilities for temporary signs and permanent signs shall be determined by the provisions of section 34-445, general provisions for signs, and by the sign provisions for the zoning districts as set forth below in section 34-447.1, temporary signs allowed in zoning districts, and section 34-447.2, permanent signs allowed in zoning districts.

However, in connection with residential uses in nonresidential zoning districts and nonresidential uses in residential zoning districts, the signage rights and responsibilities applicable to any particular use shall be determined as follows:

- (1) In a residential zoning district where a nonresidential use is allowed, whether as a matter of right or by way of a conditional use permit or other process with stated criteria governing the allowance of the nonresidential use, the nonresidential use shall be treated as if it was located in a zoning district where the nonresidential use would be allowed, either as a matter of right or subject to a conditional use permit or other process with stated criteria governing the allowance of the nonresidential use; and
- (2) In a nonresidential zoning district where a residential use is allowed, the residential use shall be treated as if it was located in the residential zoning district where that type of use would be allowed as a matter of right.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

---

Sec. 34-447.1. - Temporary signs allowed in zoning districts.

Within its zoning districts and subject to any applicable provisions with section 34-445, general provisions for signs, the city shall allow temporary signs that meet the criteria and limitations set forth in Table 34-447.1a and Table 34-447.1b, shown below.

A government sign shall not require a sign permit and shall be allowed in all zoning districts on public property and public rights-of-way unless otherwise provided herein. However, the foregoing shall have no impact on any separate requirements established by state statute for building permits, electrical permits or other statutory permits.

A temporary sign displayed on a window surface must be displayed on the inside of the window surface, shall cover no more than twenty-five (25) percent of the window surface, and shall not be illuminated.

# DRAFT

Table 34-447.1a. Criteria and Limitations for Temporary A-Frame and T-Frame Signs—CBD Zoning District	
Maximum Number of Signs	1 per business
Maximum Width	3 feet
Maximum Height	3½ feet
Minimum Setback/Distance from Curb	1 foot
Maximum Width of Public Sidewalk that the Sign May Obstruct	No more than one third of width of public sidewalk
Maximum Distance of Sign from Main Entrance to Business	10 feet
Duration Allowed	Only during hours while business is open
Allowed on Public Property and Right-of-Way	Yes
Allowed in a sight visibility triangle described in section 34-395	No
Illumination Allowed	No

Table 34-447.1b. Criteria and Limitations for All Other Temporary Signs in All Zoning Districts			
Zoning Districts	RS-1, RS-2, RS-3, RM-1, RM-2	CPO, C-1, C- 2, CS, I-1	CBD, RD, PUD
Maximum Number of Temporary Signs Per Parcel <sup>1</sup>	8	4	4
Maximum Sign Size (Area) for a Temporary Sign <sup>2</sup>	4 sf.	16 sf.	16 sf.
Maximum Sign Height for a Temporary Freestanding Sign <sup>3</sup>	6 ft.	6 ft.	6 ft.

# DRAFT

Maximum Sign Height for a Temporary Wall Sign (inclusive of a Window Sign)	15 ft.	15 ft.	15 ft.
Minimum Sign Setback required to be maintained by a Temporary Ground Sign from any property line <sup>4</sup>	3 ft.	3 ft.	3 ft.
Minimum Sign Setback required to be maintained by a Temporary Ground Sign from the edge of any paved street or road	3 ft.	3 ft.	3 ft.
Minimum Spacing that is required to be maintained by a Temporary Ground Sign from any other Temporary Ground Sign <sup>5</sup>	15 ft.	15 ft.	15 ft.
Maximum Aggregate Surface Area Allocated for All Temporary Signs on a Parcel <sup>6</sup>	64 sf.	128 sf.	128 sf.
Whether Temporary Sign is Allowed on Public Property or Public Right-of-Way	No	No	No
Allowed in a sight visibility triangle described in section 34-395	No	No	No
Direct Illumination of Surface of Temporary Sign Allowed	No	No	No
Duration allowed after event ends	7 calendar days	7 calendar days	7 calendar days

<sup>1</sup> The number of temporary commercial signs per parcel shall be no more than two (2) signs; however, no more than one (1) temporary commercial sign per parcel may be a banner sign and a temporary commercial banner sign is limited to a maximum duration of display of no more than thirty (30) days per calendar year per parcel.

<sup>2</sup> The square footage limitation is per side for a back-to-back sign. For example, a four (4) square foot limitation means that there is a limit of four (4) square feet of surface area per side of a back-to-back sign, and an aggregate limit of eight (8) square feet is allowed if the sign is a back-to-back temporary sign.

<sup>3</sup> Not applicable to signs displayed on flagpoles.

# DRAFT

<sup>4</sup> Minimum sign setbacks do not apply to wall signs. Except as set forth in Table 34-447.1a for A-frame signs and T-frame signs, all temporary signs are prohibited on public property and from public rights-of-way.

<sup>5</sup> Not applicable to signs displayed on flagpoles.

<sup>6</sup> There is no limit to the number of separate messages that may appear on the allowable surface(s) of any temporary sign. The maximum aggregate surface area allowed is subject to circumstances that may reduce the maximum aggregate surface area allowable on some parcels.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-447.2. - Permanent signs allowed in zoning districts.

Within its zoning districts and subject to any applicable provisions within section 34-445, general provisions for signs, the city shall allow permanent signs that meet the criteria and limitations set forth in the subsections below. Unless otherwise provided herein, a permanent sign shall require a sign permit; however, a government sign on public property or public rights-of-way shall not require a sign permit and shall be allowed in all zoning districts on public property or public rights-of-way unless otherwise provided herein. The foregoing shall have no impact on separate requirements established by state statute for building code permits or other code permits.

- (1) *Single-Family Residential Zoning Districts (RS-1, RS-2, RS-3).* Within Single-Family Residential Zoning Districts (RS-1, RS-2, RS-3) and subject to the provisions with section 34-445, general provisions for signs, the city shall allow permanent signs that meet the criteria and limitations set forth in Table 34-447.1 below.

Table 34-447.1 Single-Family Residential Zoning Districts (RS-1, RS-2, RS-3)		
Ingress and Egress Signs	Allowed as per Sec. 34-451	Sign Permit Not Required
Street Address Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Flagpoles	Allowed as per Sec. 34-445	Sign Permit Not Required
Flag Brackets and Stanchions	Allowed as per Sec. 34-445	Sign Permit Not Required
On-Site Parking Space Signs	Not Allowed	N/A
<a href="#">Emergency Services Wayfinding Signage</a>	<a href="#">Allowed as per Sec. 34-458</a>	<a href="#">Sign Permit Required</a>
Signs at Service Station Islands	Not Allowed	N/A
Monument Signs	Allowed as per Sec. 34-445	N/A

# DRAFT

Wall Signs	Not Allowed	N/A
Restaurant Wall Signs	Not Allowed	N/A
Drive-Through Lane Signs	Not Allowed	N/A
Umbrella Signs	Not Allowed	N/A
Awning Signs	Not Allowed	N/A
Canopy Signs	Not Allowed	N/A
Changeable Copy Signs	Not Allowed	N/A
Projecting Signs	Not Allowed	N/A
Window Signs	Not Allowed	N/A
Door Signs	Not Allowed	N/A

- (2) *Multi-Family Residential Zoning Districts (RM-1, RM-2).* Within Multi-Family Residential Zoning Districts (RM-1, RM-2) and subject to any applicable provisions within section 34-445, general provisions for signs, the city shall allow permanent signs that meet the criteria and limitations set forth in Table 34-447.2 below.

Ingress and Egress Signs	Allowed as per Sec. 34-451	Sign Permit Not Required
Street Address Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Flagpoles	Allowed as per Sec. 34-445	Sign Permit Not Required
Flag Brackets and Stanchions	Allowed as per Sec. 34-445	Sign Permit Not Required
On-Site Parking Space Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
<a href="#">Emergency Services Wayfinding Signage</a>	<a href="#">Allowed as per Sec. 34-458</a>	<a href="#">Sign Permit Required</a>

# DRAFT

Signs at Service Station Islands	Not Allowed	N/A
Monument Signs	Allowed as per Sec. 34-445	N/A
Wall Signs	Not Allowed	N/A
Restaurant Wall Signs	Not Allowed	N/A
Drive-Through Lane Signs	Not Allowed	N/A
Umbrella Signs	Not Allowed	N/A
Awning Signs	Not Allowed	N/A
Canopy Signs	Not Allowed	N/A
Changeable Copy Signs	Not Allowed	N/A
Projecting Signs	Not Allowed	N/A
Window Signs	Not Allowed	N/A
Door Signs	Not Allowed	N/A

(3) *Commercial Zoning Districts (CPO, C-1, C-2, CS)*. Within Commercial Zoning Districts (CPO, C-1, C-2, CS) and subject to any applicable provisions within section 34-445, general provisions for signs, the city shall allow permanent signs that meet the criteria and limitations set forth in Table 34-447.3 below.

Ingress and Egress Signs	Allowed as per Sec. 34-451	Sign Permit Not Required
Street Address Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Flagpoles	Allowed as per Sec. 34-445	Sign Permit Not Required
Flag Brackets and Stanchions	Allowed as per Sec. 34-445	Sign Permit Not Required

# DRAFT

On-Site Parking Space Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Signs at Service Station Islands	Allowed as per Sec. 34-445	Sign Permit Required
Monument Signs	Allowed as per Sec. 34-445	Sign Permit Required
Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Restaurant Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Drive-Through Lane Signs	Allowed as per Sec. 34-445	Sign Permit Required
Umbrella Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Awning Signs	Allowed as per Sec. 34-445	Sign Permit Required
Canopy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Changeable Copy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Projecting Signs	Not Allowed	N/A
Window Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Door Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
<a href="#">Emergency Services Wayfinding Signage</a>	<a href="#">Allowed as per Sec. 34-458</a>	<a href="#">Sign Permit Required</a>

- (4) *Central Business Zoning District (CBD)*. Within the Central Business Zoning District (CBD) and subject to any applicable provisions within section 34-445, general provisions for signs, the city shall allow permanent signs that meet the criteria and limitations set forth in Table 34-447.4 below.

Table 34-447.4 Central Business Zoning District (CBD)		
Ingress and Egress Signs	Allowed as per Sec. 34-451	Sign Permit Not Required
Street Address Signs	Allowed as per Sec. 34-445	Sign Permit Not Required

# DRAFT

Flagpoles	Allowed as per Sec. 34-445	Sign Permit Not Required
Flag Brackets and Stanchions	Allowed as per Sec. 34-445	Sign Permit Not Required
On-Site Parking Space Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Signs at Service Station Islands	Allowed as per Sec. 34-445	Sign Permit Required
Monument Signs	Allowed as per Sec. 34-445	Sign Permit Required
Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Restaurant Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Drive-Through Lane Signs	Allowed as per Sec. 34-445	Sign Permit Required
Umbrella Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Awning Signs	Allowed as per Sec. 34-445	Sign Permit Required
Canopy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Changeable Copy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Projecting Signs	Allowed as per Sec. 34-445	Sign Permit Required
Window Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Door Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
<a href="#">Emergency Services Wayfinding Signage</a>	<a href="#">Allowed as per Sec. 34-458</a>	<a href="#">Sign Permit Required</a>

- (5) *Industrial Zoning District (I-1)*. Within the Industrial Zoning District (I-1) and subject to any applicable provisions within section 34-445, general provisions for signs, the city shall allow permanent signs that meet the criteria and limitations set forth in Table 34-447.5 below.

<p>Table 34-447.5 Industrial Zoning District (I-1)</p>
--

# DRAFT

Ingress and Egress Signs	Allowed as per Sec. 34-451	Sign Permit Not Required
Street Address Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Flagpoles	Allowed as per Sec. 34-445	Sign Permit Not Required
Flag Brackets and Stanchions	Allowed as per Sec. 34-445	Sign Permit Not Required
On-Site Parking Space Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Signs at Service Station Islands	Allowed as per Sec. 34-445	Sign Permit Required
Monument Signs	Allowed as per Sec. 34-445	Sign Permit Required
Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Restaurant Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Drive-Through Lane Signs	Allowed as per Sec. 34-445	Sign Permit Required
Umbrella Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Awning Signs	Allowed as per Sec. 34-445	Sign Permit Required
Canopy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Changeable Copy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Projecting Signs	Not Allowed	N/A
Window Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Door Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
<a href="#">Emergency Services Wayfinding Signage</a>	<a href="#">Allowed as per Sec. 34-458</a>	<a href="#">Sign Permit Required</a>

(6) *Redevelopment Zoning District (RD)*. Within the Redevelopment Zoning District (RD) and subject to any applicable provisions within section 34-445, general provisions for signs, the city

# DRAFT

shall allow permanent signs that meet the criteria and limitations set forth in Table 34-447.6 below.

Table 34-447.6 Redevelopment Zoning District (RD)		
Ingress and Egress Signs	Allowed as per Sec. 34-451	Sign Permit Not Required
Street Address Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Flagpoles	Allowed as per Sec. 34-445	Sign Permit Not Required
Flag Brackets and Stanchions	Allowed as per Sec. 34-445	Sign Permit Not Required
On-Site Parking Space Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Signs at Service Station Islands	Allowed as per Sec. 34-445	Sign Permit Required
Monument Signs	Allowed as per Sec. 34-445	Sign Permit Required
Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Restaurant Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Drive-Through Lane Signs	Allowed as per Sec. 34-445	Sign Permit Required
Umbrella Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Awning Signs	Allowed as per Sec. 34-445	Sign Permit Required
Canopy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Changeable Copy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Projecting Signs	Allowed as per Sec. 34-445	Sign Permit Required
Window Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Door Signs	Allowed as per Sec. 34-445	Sign Permit Not Required

# DRAFT

(7) *Planned Unit Development Zoning District (PUD)*. Within its Planned Unit Development Zoning District (PUD) and subject to any applicable provisions within section 34-445, general provisions for signs, the city shall allow permanent signs that meet the criteria and limitations set forth in Table 34-447.7 below.

Sign Type	Regulation	Permit Requirement
Ingress and Egress Signs	Allowed as per Sec. 34-451	Sign Permit Not Required
Street Address Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Flagpoles	Allowed as per Sec. 34-445	Sign Permit Not Required
Flag Brackets and Stanchions	Allowed as per Sec. 34-445	Sign Permit Not Required
On-Site Parking Space Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Signs at Service Station Islands	Allowed as per Sec. 34-445	Sign Permit Required
Monument Signs	Allowed as per Sec. 34-445	Sign Permit Required
Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Restaurant Wall Signs	Allowed as per Sec. 34-445	Sign Permit Required
Drive-Through Lane Signs	Allowed as per Sec. 34-445	Sign Permit Required
Umbrella Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Awning Signs	Allowed as per Sec. 34-445	Sign Permit Required
Canopy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Changeable Copy Signs	Allowed as per Sec. 34-445	Sign Permit Required
Projecting Signs	Not Allowed	N/A
Window Signs	Allowed as per Sec. 34-445	Sign Permit Not Required
Door Signs	Allowed as per Sec. 34-445	Sign Permit Not Required

# DRAFT

<a href="#">Emergency Services Wayfinding Signage</a>	<a href="#">Allowed as per Sec. 34-458</a>	<a href="#">Sign Permit Required</a>
---	--	--------------------------------------

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-448. - Building permits.

It shall be unlawful for any person or business or the person in charge of the business to erect, construct, alter or maintain a sign structure, as defined in the Florida Building Code, without first obtaining a building permit from the city in accordance with the provisions of the Florida Building Code and applicable law. Permit fees for a building permit shall be paid in accordance with the applicable city fee schedules. The requirement of a building permit under the Florida Building Code is separate and independent of the requirement for a sign permit under this division.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-449. - Sign permits.

Temporary signs do not require a sign permit.

Unless exempt from permitting, no permanent sign shall be erected, altered, relocated, maintained or displayed until a sign permit is obtained from and the appropriate fee paid to the city. The sign permit is in addition to any building permit required to be obtained pursuant to the provisions of the Florida Building Code.

- (1) No sign permit shall be issued for the erection of a prohibited sign.
- (2) A sign lawfully erected may be repainted or have ordinary and customary repairs performed, including replacement of plastic or glass panels, without a sign permit; however, if such sign is to be structurally altered in any manner, a new sign permit shall be required and the altered sign must meet all requirements of this division and this Code.
- (3) Exceptions from permitting. Temporary signs shall not require a sign permit. Unless identified in the tables in section 34-447.2 as not requiring a sign permit and unless otherwise excepted from requiring a sign permit such as a government sign, all permanent signs shall require a sign permit. However these exemptions in no way waive any requirement set forth in the Florida Building Code; or any limitation or restriction on the number, size, height, setback, placement or duration of such signs under this division, or any limitation or restriction under any other applicable law or regulation.
- (4) Permits not required for change of sign copy. No permit or permit fee shall be required for changing the copy of a sign, as long as no changes are made to the sign's height, size, location, or structure. This exemption shall also apply to any change of copy on a changeable copy sign.
- (5) Sign permit applications. A sign permit application for a permanent sign as may be required by this division shall be prepared and submitted on forms available at the department of planning and development. The sign permit application is in addition to any building permit application required by the Florida Building Code. The applicant shall furnish the following information on or with the sign permit application form:
  - a. Name, address, telephone number, and e-mail address (if available) of the person making application for the permit. If the applicant is anyone other than the property owner, the applicant shall provide written authorization from the property owner permitting the installation of the sign.

# DRAFT

- b. Name, address, telephone number, and e-mail address (if available) of the property owner. If the owner is an entity other than an individual, list the contact person's name.
  - c. Name, address, telephone number, and e-mail address (if available) of the business tenant, if applicable. If the tenant is an entity other than an individual, list the contact person's name.
  - d. Name, address, telephone, e-mail address (if available), and license number of the contractor, if applicable. If the contractor is an entity other than an individual, list the contact person's name.
  - e. Address and legal description of the property upon which the sign is to be located. The legal address may be located on a certified boundary survey.
  - f. Lot frontage on all streets and public rights-of-way.
  - g. Indicate in feet and inches the location of the sign in relation to property lines, public rights-of-way, easements, overhead utility lines, other utility facilities and equipment, buildings and other signs on the property.
  - h. Freestanding signs, including monument signs, shall require an accurate boundary survey signed and sealed by a land surveyor or engineer licensed in Florida showing the proposed location of the sign.
  - i. For all wall mounted signs, the facade elevation with dimensions, drawn to scale. Windows and doors and other openings shall be delineated and their dimensions given.
  - j. Sign dimensions and elevation, drawn to scale.
  - k. Maximum and minimum height of the sign measured from finished grade.
  - l. Dimensions of the supporting members of the sign.
  - m. Sign illumination, specifying illumination type, placement, and intensity.
  - n. Two (2) copies of the plans, specifications, calculations and details, signed and sealed as required by the Florida Building Code; and specifications documenting the applicable windload and electrical specifications, if applicable, meeting the minimum requirements of the applicable Electric Code.
  - o. Number, type, location and surface area of all existing signs on the same property.
  - p. Landscape plan, as applicable.
  - q. Notarized signature of applicant. If the value of construction is two thousand five hundred dollars (\$2,500.00) or greater, a certified copy of notice of commencement shall be required prior to permit issuance.
- (6) Sign construction specifications.
- a. *Florida Building Code.* Construction and erection of signs shall be in accordance with the structural requirements set forth in the Florida Building Code.
  - b. *National Electrical Code.* Signs having electrical connections of any kind shall be wired in accordance with the National Electrical Code.
  - c. *Inspections.* Any sign having an electrical connection shall be permitted, inspected and approved by the electrical inspector prior to its completion. All sign structures shall be inspected and approved by the building official. The inspection point shall be selected by the building official. All excavations for concrete sign support bases shall be inspected and approved by the building official prior to the pouring of concrete.
  - d. *Support requirements.* The supporting members of all signs shall be free of any external bracing such as guy wires or cables. All supporting columns shall be designed as integral or architectural features of the sign.

# DRAFT

- e. *Materials.* Paper or cardboard signs and cloth or plastic fabric banners may only be used in conjunction with a special event as provided herein. However, paper or cardboard signs may be used for indoor window or election signs, when such are allowed.
  - f. *Construction standards.* All signs shall be installed and constructed in a professional and workmanlike manner; and shall be maintained in good and safe structural condition and good physical appearance. All exposed structural components shall be painted, coated, or made of rust inhibitive material.
- (7) Design requirements. All signs and sign structures, except temporary signs and except for prohibited signs such as billboards and off-premises signs, shall be subject to the design requirements below.
- a. *Monument signs.* Monument sign structures may extend above the allowable height and/or permitted horizontal dimension for the purposes of architecturally embellishing and enhancing the appearance of the sign structure. Such extensions shall not exceed thirty-six (36) inches for the base, eighteen (18) inches at the top of the sign, or twelve (12) inches for each vertical side of the sign.
  - b. *Tenant panels in monument signs.* All tenant panels in a monument sign, including those added to an existing sign structure, shall be constructed of similar materials and illuminated by a similar method.
  - c. *Wall signs.* Wall signs shall not be installed to cover windows, doors, or other types of fenestration.
  - d. *[Sign work.]* Sign work on all permanent signs shall ensure that all the letter strokes are vertically plumb or evenly slanted, and with alignment true and horizontally level.
  - e. *Manufactured signs.* All manufactured signs requiring a sign permit shall have a permanent and visible weatherproof identification plate affixed to the sign exterior. The plate shall identify (1) the name of the manufacturer, (2) the date of installation, (3) the sign permit number, and (4) the electric permit number (if any) with the input VA (Volt Amperes) at full load for electric.
- (8) Sign permit application review.
- a. An applicant shall submit a sign permit application for a permanent sign to the planning and development department, building inspection division, or such other office as may be designated by the city. The sign permit application shall be reviewed for a determination of whether the proposed sign meets the applicable requirements of this division and any applicable zoning law of the City of Jacksonville Beach as set forth in the City of Jacksonville Beach's Code of Ordinances. Whenever required by state statute, the explanation for a denial of a sign permit shall include a citation to the applicable portions of an ordinance, rule, statute, or other legal authority for the denial of the permit; in the event that the applicant fails to receive a statutorily required explanation, the applicant shall submit a written request for the explanation to the city's planning and development director via certified mail.
    - 1. The review of the sign permit application shall be completed within thirty (30) calendar days following receipt of a completed application, not counting the day of receipt and not counting any Saturday, Sunday, or legal holiday that falls upon the first or the thirtieth (30th) day after the date of receipt.
    - 2. A sign permit shall either be approved, approved with any condition that is specifically described and set forth in the LDC or the Jacksonville Beach Code of Ordinances, or disapproved, and the decision shall be reduced to writing. A disapproval shall include or be accompanied by a statement of the reason(s) for the disapproval.
    - 3. In the event that no decision is rendered within thirty (30) calendar days following submission, the application shall be deemed denied and the denial shall be a final decision of the City if the applicant chooses not to seek reconsideration at that time.

# DRAFT

At any time within sixty (60) calendar days, not counting any intervening Saturday, Sunday, or legal city holiday, following passage of the thirty (30) calendar day period, the applicant may submit a written request via certified mail to the city and request a decision setting forth the reason that the application was not approved and the city shall promptly respond within ten (10) calendar days after receipt of the written request, not counting the day of receipt and not counting any Saturday, Sunday, or legal holiday, by providing a written explanation of the reason(s) for the nonapproval of the application for the permanent sign.

- b. An approval, an approval with conditions, or disapproval by the director of planning and development shall be deemed the final decision of the city upon the application.
- c. In the case of an approval with conditions or a disapproval, including a disapproval by lapse of time as described herein, an applicant may ask for reconsideration of the decision on the grounds that the director of planning and development may have overlooked or failed to consider any fact(s) that would support a different decision.
  - 1. A written request for reconsideration accompanied by such additional fact(s) that address the deficiencies that the applicant may wish the director of planning and development to consider, shall be filed with the director of planning and development within fourteen (14) calendar days after the date of the written decision. No fee shall be required for a request for reconsideration.
  - 2. Upon the timely filing of a request for reconsideration, the decision of the director of planning and development or designee shall be deemed stayed and not a final decision, until the request for reconsideration is decided. The request for reconsideration shall be decided within fourteen (14) calendar days of receipt by the city, not counting any intervening Saturday, Sunday, or legal city holiday. Such decision shall be in writing and shall include a statement of the reason(s) for the decision. In the event that no decision is rendered within fourteen (14) calendar days following the request for reconsideration, the application shall be deemed denied and the denial shall then be a final decision of the city. At any time within sixty (60) calendar days, not counting any intervening Saturday, Sunday, or legal city holiday, following passage of the fourteen (14) calendar day period, the applicant may submit a written request via certified mail to the city and request a decision setting forth the reason for the denial of the request for reconsideration and the city shall promptly respond within ten (10) calendar days after receipt of the written request, not counting the day of receipt and not counting any Saturday, Sunday, or legal holiday, by providing a written explanation of the reason(s) for not approving the application upon reconsideration.
- d. All decisions shall be mailed, transmitted electronically, or hand delivered to the applicant. A record shall be kept of the date of mailing, electronic transmittal, or hand delivery. For the purposes of calculating compliance with the thirty (30) day deadline for a decision upon an application or the fourteen (14) day deadline for a decision upon request for reconsideration, the decision shall be deemed made when deposited in the mail, transmitted electronically, or hand delivered to the applicant.
- e. As exceptions to the foregoing, the thirty (30) day deadline for approval and the fourteen (14) day deadline for a decision upon receipt of a request for a reconsideration shall not apply (that is, the time shall be suspended):
  - 1. In any case in which the application requires a rezoning of the property, or an amendment to the comprehensive plan of the city, then upon written request of the applicant delivered to the director of planning and development by certified mail before the applicable deadline, the time shall be suspended until a final decision is made upon the application for the variance, rezoning, or comprehensive plan amendment.

# DRAFT

2. If the applicant is required to make any change to the application in order to obtain an unconditional approval so as to satisfy an express provision of state law, the LDC, or the City of Jacksonville Beach Code of Ordinances, then upon the written request of the applicant delivered by certified mail to the director of planning and development before the applicable deadline, the time shall be suspended while the applicant makes such change.
  3. If an applicant is required by state statute or by any express provision of either the LDC or the City of Jacksonville Beach Code of Ordinances, to obtain an approval of the sign from any other governmental agency within the limitations set forth in F.S. § 166.033(4), then upon the request of the applicant in writing delivered by certified mail before the applicable deadline, the time shall be suspended. The time shall remain suspended until such approval is obtained or until the applicant requests in writing delivered by certified mail to the director of planning and development that the city take final action. The city shall comply with the provisions of F.S. § 166.033(4).
  4. In any of the foregoing cases, the applicant may elect to not make any changes to the application or to not obtain an approval that may be required by another governmental agency, and may instead demand in writing a final decision upon the sign permit application as filed. Such a written demand shall be delivered by certified mail to the director of planning and development. In such event, the director of planning and development shall make a decision on the application as appropriate within thirty (30) business days after receiving such demand. If a decision is not made in such a time, the application shall be deemed denied.
- f. Any person aggrieved by the decision of the director of planning and development upon a sign permit application, or aggrieved by any failure by the director of planning and development or by any other city official to act upon a sign permit application in accordance with the LDC, shall have the right to seek judicial review by the Circuit Court of the Fourth Judicial Circuit in and for Duval County, Florida, or by any other court of competent jurisdiction, filed in accordance with the requirements of law, seeking such appropriate remedy as may be available.
  - g. If an applicant believes that his or her speech rights are being denied due to enforcement of subsection (8)c. or (8)e., above, he or she may immediately contact the planning and development department director, in writing via certified letter, and request immediate review of any pending sign permit application. If such a letter is received by the planning and development department director, the city shall have twenty (20) days to review the permit application as under subsection (8)a., above, notwithstanding the provisions of subsection (8)c or (8)e., above. If the planning and development department director does not respond to the applicant following receipt of the certified letter, the substance of the applicant's complaint shall be deemed rejected.
  - h. If an application is deemed incomplete, the applicant may either take steps to submit a complete application or challenge the City's decision by seeking judicial review by the Circuit Court of the Fourth Judicial Circuit in and for Duval County, or by any other court of competent jurisdiction, filed in accordance with the requirements of law, seeking such appropriate remedy as may be available.
- (9) Sign permit fees. Before issuance of a permit, the director of planning and development shall collect the necessary sign permit fees. The sign permit fees shall be as designated by resolution of the city council.
  - (10) Inspection. The director of planning and development may make or require any inspections to ascertain compliance with the provisions of this division and the Land Development Code.
  - (11) Revocation of sign permit. If the work under any sign permit is proceeding in violation of this division, the Land Development Code, or the Florida Building Code, or should it be found that there has been any false statement or misrepresentation of a material fact in the application or plans on which the sign permit was based, the permit holder shall be notified of the violation. If

# DRAFT

the permit holder fails or refuses to make corrections within ten (10) days, it shall be the duty of the director of planning and development to revoke such sign permit and serve notice upon such permit holder. Such notice shall be in writing and signed by the director of planning and development. It shall be unlawful for any person to proceed with any part of work after such notice is issued.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-450. - Nonconforming signs.

All signs that are lawfully in existence or are lawfully erected and that do not conform to the provisions of this division are declared nonconforming signs. It is the intent of this division to recognize that the eventual elimination of nonconforming signs as expeditiously and fairly as possible is as much a subject of health, safety, and welfare as is the prohibition of new signs that would violate the provisions of this division. It is also the intent of this division that any elimination of nonconforming signs shall be effected so as to avoid any unreasonable invasion of established property rights.

### (1) *Legal nonconforming signs:*

- a. A legal nonconforming sign is a sign that lawfully existed at the time of the enactment of this division that does not conform to the regulations as specified in this division.
- b. A legal nonconforming sign may continue to be utilized only in the manner and to the extent that it existed at the time of the adoption of this division or any amendment thereof.
- c. A legal nonconforming sign may not be altered in any manner not in conformance with this division. This does not apply to reasonable repair and maintenance of the sign or to a change of copy provided that by changing the copy structural alterations are not required.
- d. Any building permit for an addition, alteration, or improvement valued at more than fifty (50) percent of the fair market value of the structure or building for work at locations where any nonconforming sign exists shall specify and require that such nonconforming signs located within the boundaries of the development site, and within the limits of the applicant's control, shall be brought into conformance with the provisions of this division, provided that if the nonconforming sign is a type of sign that is prohibited under section 34-444, prohibited signs in all zoning districts, it shall be removed.
- e. Legal nonconforming signs that are located on a parcel of property that is severed from a larger parcel of property and acquired by a public entity for public use by condemnation, purchase or dedication may be relocated on the remaining parcel without extinguishing the legal nonconforming status of that sign provided that the nonconforming sign:
  1. Is not increased in area or height to exceed the limits of the zoning district in which it is located;
  2. Remains structurally unchanged except for reasonable repairs or alterations;
  3. Is placed in the most similar position on the remaining property that it occupied prior to the relocation; and
  4. Is relocated in a manner so as to comply with all applicable safety requirements.

After relocation pursuant to this subsection, the legal nonconforming sign shall be subject to all provisions of this section in its new location.

### (2) *Signs rendered nonconforming:*

- a. Except as provided in this section, a nonconforming sign may continue in the manner and to the extent that it existed at the time of the adoption, amendment or annexation of the division that rendered the sign nonconforming. This section shall not prohibit reasonable repairs and alterations to nonconforming signs.

# DRAFT

- b. A nonconforming sign shall not be re-erected, relocated or replaced unless it is brought into compliance with the requirements of this division. An existing monument sign that conforms to the size and height limitations set forth herein, but is otherwise nonconforming, may be relocated a single time to another location on the same parcel.
  - c. Any nonconforming sign shall be removed or rebuilt in full conformity to the terms of this division if it is damaged or allowed to deteriorate to such an extent that the cost of repair or restoration is fifty (50) percent or more of the cost of replacement of such sign.
- (3) *Signs for a legal nonconforming use:*
- a. New or additional signs for a nonconforming use shall not be permitted.
  - b. A nonconforming sign for a nonconforming use that ceases to be used for a period of sixty (60) consecutive days or is replaced by a conforming use, shall be considered a prohibited sign and shall be removed or brought into conformance upon establishment of a conforming use.
- (4) *Signs discontinued:*
- a. Sign structures that remain vacant, unoccupied or devoid of any message, or display a message pertaining to a time, event or purpose that no longer applies, for a period of one hundred eighty (180) days, shall be deemed to be discontinued.
  - b. A nonconforming sign deemed discontinued shall immediately terminate the right to maintain such sign.
  - c. After a sign structure has been deemed discontinued, it shall be the responsibility of the property owner or the property owner's authorized agent to remove the discontinued sign and to patch and conceal any and all damage to any other structure resulting from removal of the sign.
  - d. Removal of a discontinued nonconforming sign shall include all sign support components, angle irons, poles, and other remnants of the discontinued sign, that are not currently in use, or proposed for immediate reuse as evidenced by a sign permit application for a permitted sign.
- (5) *Unsafe signs:*
- a. If the building official determines any sign or sign structure to be in an unsafe condition, he/she shall immediately notify, in writing, the owner of such sign who shall correct such condition within forty-eight (48) hours.
  - b. If the correction has not been made within forty-eight (48) hours, the building official may have the sign removed if it creates a danger to the public safety or have any necessary repairs or maintenance performed at the expense of the sign owner or owner or lessee of the property upon which the sign is located.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-451. - Miscellaneous provisions.

- (1) *Maintenance of sign location.* For a sign requiring a sign permit, weeds and grass shall be kept cut in front of, behind, underneath, and from around the base of the sign for a minimum distance of ten (10) feet from the sign base, and there shall be no rubbish or debris within ten (10) feet of the sign base or underneath the sign.
- (2) *Ingress and egress signs.* For safety purposes and for traffic circulation purposes, permanent ingress and egress signs to a parcel are permitted provided the same do not exceed four (4) square feet in size and no more than three (3) feet in height. Such signs shall not require a permit.

# DRAFT

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-452. - Penalties.

Penalties for violation of this division shall be as provided in section 34-640; however, notwithstanding anything in the LDC or in the Jacksonville Ordinance Code to the contrary, a penalty for a violation of this division shall be limited to civil penalties only and shall not extend to any criminal penalty including but not limited to incarceration.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Sec. 34-453. - Severability.

- (1) *Generally.* If any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this division is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect any other part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this division.
- (2) *Severability where less speech results.* Without diminishing or limiting in any way the declaration of severability set forth above in subsection (1), above, or elsewhere in this division, the Jacksonville Beach Code of Ordinances, or any adopting ordinance, if any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this division is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect any other part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this division, even if such severability would result in a situation where there would be less speech, whether by subjecting previously exempt signs to permitting or otherwise.
- (3) *Severability of provisions pertaining to prohibited signs.* Without diminishing or limiting in any way the declaration of severability set forth above in subsection (1), above, or elsewhere in this division, the Jacksonville Beach Code of Ordinance, or any adopting ordinance, if any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this division or any other law is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect any other part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this division that pertains to prohibited signs, including specifically those signs and sign types prohibited and not allowed under section 34-444, prohibited signs, of this division. Furthermore, if any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of section 34-444 is declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect any other part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of section 34-444 thereby ensuring that as many prohibited sign types as may be constitutionally prohibited continue to be prohibited.
- (4) *Severability of prohibition on billboards.* If any part, section, subsection, paragraph, subparagraph, sentence, phrase, clause, term, or word of this division and/or any other Code provisions and/or laws are declared invalid or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, the declaration of such unconstitutionality shall not affect the prohibition on billboards as contained in this Division or in the Jacksonville Beach Code of Ordinances.

( [Ord. No. 2015-8065, § 2\(Exh. A\), 12-7-15](#) )

## Secs. 34-454—34-457. - Reserved.

## [Sec. 34-458 – Emergency Services Wayfinding Signage](#)

# DRAFT

It is the express purpose of the sign regulations contained herein to promote public safety while promoting and enhancing the beautification of the city and protecting property values. It is fully acknowledged that safe and effective transit to emergency services is in the best interest of the general public. Per the regulations and restrictions contained herein, signage directing the general public to emergency services, as defined herein, shall be allowed off site from the property providing said services.

- (1) Emergency Service. “Emergency Service” shall mean police stations, fire stations, paramedic facilities, as well as, hospitals which feature an on-site emergency facility licensed by the State of Florida which provides “Emergency services and care” as said term is defined per Sec. 395.002, Florida Statutes.
- (2) Wayfinding Signage. “Wayfinding Signage” shall mean signage which contains directions, distances and general guidance to a particular point of interest which qualifies as an “Emergency Service.”
- (3) Signage Parameters. Emergency Services Wayfinding Signage shall conform to the following requirements:
  - a. Pole Sign.
    1. Height. Maximum of Twenty-four (24) feet in height, not including any architectural embellishment provided the embellishment does not exceed thirty-six (36) inches at the base of the sign and eighteen (18) inches at the top of the sign.
    2. Signage Area. Maximum signage area of fifty-four (54) square feet for each side.
  - b. Monument Signs.
    1. Height. Maximum of sixteen (16) feet in height, not including any architectural embellishment provided the embellishment does not exceed thirty-six (36) inches at the base of the sign and eighteen (18) inches at the top of the sign.
    2. Signage Area. Maximum signage area of one-hundred (120) square feet for each side.
  - c. Illumination. Signage allowed under this subsection may be internally or externally illuminated. For internal illumination, the sign may be constructed with an opaque background and translucent letters or other graphical elements, or with a colored background and lighter letters or graphics. For external illumination, the sign may be illuminated only with steady, stationary, directed and shielded light sources directed solely onto the sign. Light bulbs or tubes (excluding neon), used for illuminating a sign, shall not be visible from the adjacent public rights-of-way or residential properties. Illuminated signage shall not be located within fifty (50) feet of the property line of a single-family residence.
  - d. Content. Signage allowed under this subsection may identify:
    1. The name and type of Emergency Service.
    2. The approximate distance from the sign location to the Emergency Service.
    3. Approximate directions from the sign location to the Emergency Service.

# DRAFT

- e. Sign Locations. Signs allowed under this subsection shall only be located within fifty (50) feet of roadways which serve as a collector, arterial or highway, or which feature more than ten-thousand (10,000) daily trips.
- f. Approval of Sign Locations. The public works department and the planning and development department shall review and approve the proposed location for signage allowed under this subsection. In review of a proposed sign, the departments shall consider the particular location of a sign and the character of the immediate surroundings of the sign location.
- g. Compliance with other laws. Any sign allowed pursuant to this subsection shall comply with all other applicable government laws and regulations.



# CONDITIONAL USE APPLICATION

PC No. 4-19  
AS/400# 19-100035  
HEARING DATE 4/8/19

This form is intended for submittal, along with the required attachments, with all requests for approval of a conditional use in a particular zoning classification as listed in Article 7, Zoning Districts of the City of Jacksonville Beach Land Development Code. An application for approval of a conditional use will be evaluated for sufficiency by the Planning and Development Director within five (5) days of receipt. If the application is found to be complete, it will be scheduled for review, public hearing and a decision by the Jacksonville Beach Planning Commission at their earliest meeting following appropriate public notice of the request. All applications for approval of a conditional use shall be accompanied by a nonrefundable fee of \$500.00.

### APPLICANT INFORMATION

Land Owner's Name: Rose & Ken, Inc.  
Mailing Address: 2315 Beach Blvd, Suite 301  
Jacksonville Beach, Florida 32250

Telephone: (904) 759-3366  
Fax: \_\_\_\_\_  
E-Mail: \_\_\_\_\_

Applicant Name: Marina Sports Grill, Inc.  
Mailing Address: 10175 Fortune Pkwy, Suite 705  
Jacksonville, Florida 32256

Telephone: (904) 260-5571  
Fax: (904) 247-3310  
E-Mail: paacoffice@yahoo.com

**NOTE: Written authorization from the property owner is required if the applicant is not the owner.**

Agent Name: Alex C Marr  
Mailing Address: 10175 Fortune Pkwy, Suite 705  
Jacksonville, Florida 32256

Telephone: (904) 260-5571  
Fax: (904) 247-3310  
E-Mail: paacoffice@yahoo.com

Please provide the name, address and telephone number for any other land use, environmental, engineering architectural, economic or other professionals assisting in the application on a separate sheet of paper **RECEIVED**

### PROJECT DATA

Street address of property and/or Real Estate Number: 2309 Beach Blvd. MAR 14 2019

Legal Description of property (attach copy of deed): \_\_\_\_\_ **PLANNING & DEVELOPMENT**

Current Zoning Classification: PUD Future Land Use Map Designation: Commercial

*An 8 1/2 x 11-inch vicinity map must be attached showing the location of the proposed conditional use. If the proposed conditional use meets the criteria set forth in Section 34-226 (i), a sketch site plan for the development will be required to be submitted with this application.*

Code section(s) applicable to the requested conditional use: 34-343(d)(14)

Describe the proposed conditional use and the reason for the request: transfer of outdoor seating for a new restaurant.

Applicant Signature:  Date: 3/15/19



March 13, 2019

City of Jacksonville Beach  
11 North 3<sup>rd</sup> Street  
Jacksonville Beach, FL 32250  
Attention: Planning Commission

**RECEIVED**

PC# 4-19  
MAR 14 2019

RE: Conditional Use

PLANNING & DEVELOPMENT

To Whom It May Concern,

I authorize Marina Sports Grill, Inc. to apply for outdoor seating/conditional use of my property located at 2309 Beach Boulevard, Jacksonville Beach, Florida 32250.

Best regards,

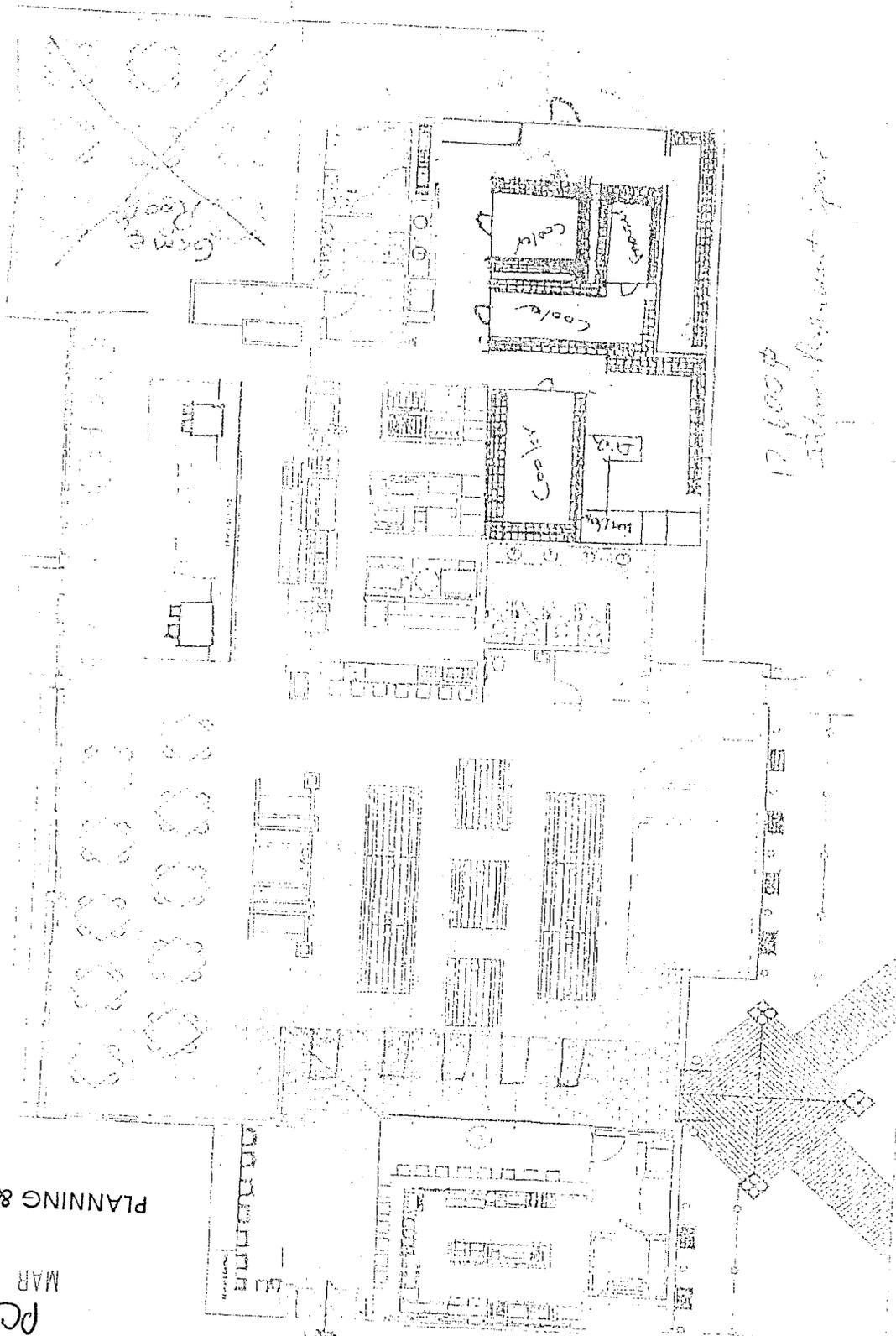
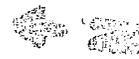
\_\_\_\_\_  
Kendall Taylor, President  
Rose & Ken, Inc.

3/13/19

\_\_\_\_\_  
Date

Indoor

PLAN  
SECTION  
DATE



12,600 sq ft

12,600 sq ft  
Restaurant Space

12,600 sq ft

PLANNING & DEVELOPMENT

MAR 14 2019

PC#4-19

RECEIVED

To: [unclear]  
[unclear]  
[unclear]

12

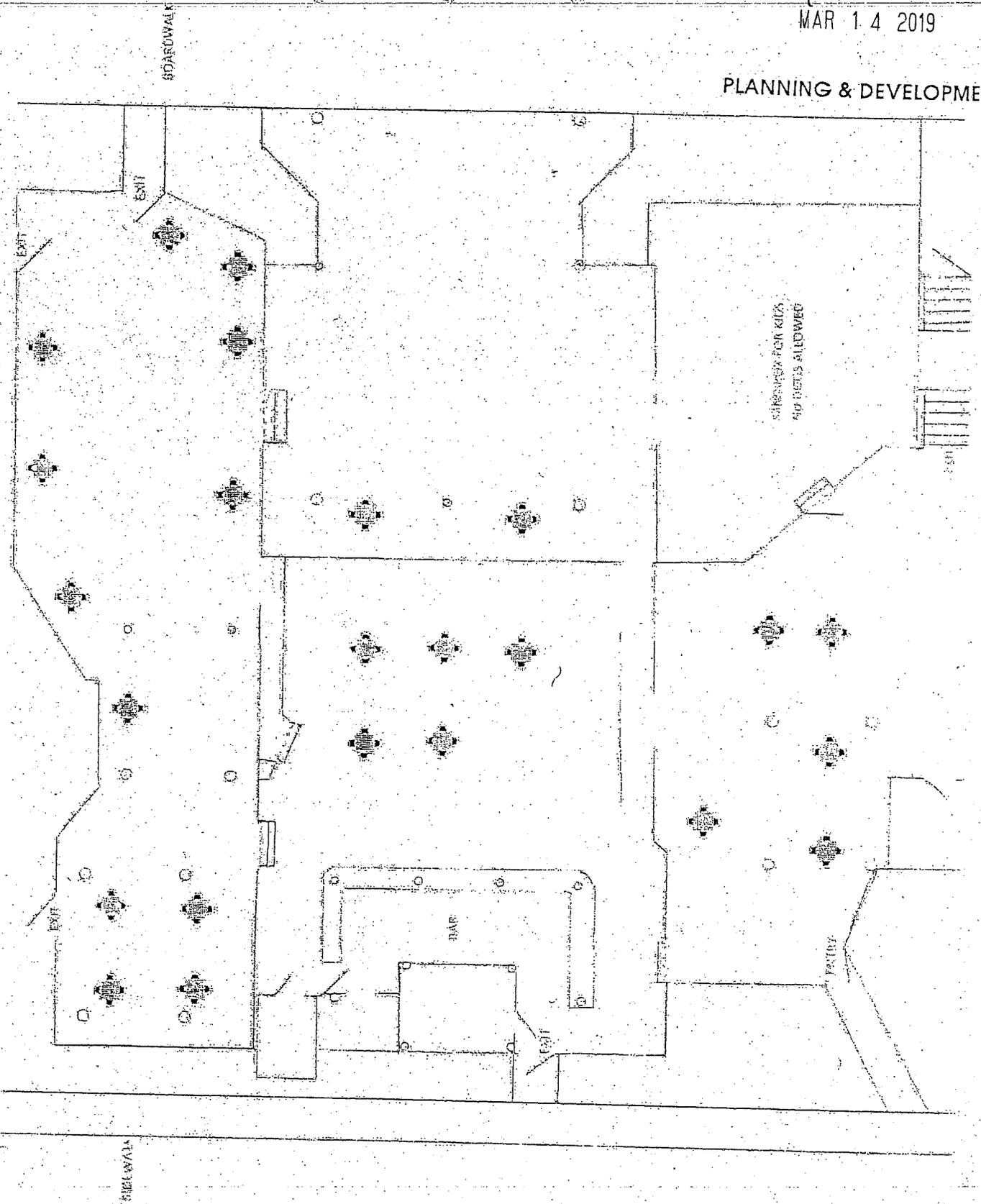
Outdoor

RECEIVED

PC#19-19

MAR 14 2019

PLANNING & DEVELOPMENT





# CONDITIONAL USE APPLICATION

PC No. 5-19  
AS/400# 19-100037  
HEARING DATE 4/8/19

This form is intended for submittal, along with the required attachments, with all requests for approval of a conditional use in a particular zoning classification as listed in Article 7, Zoning Districts of the City of Jacksonville Beach Land Development Code. An application for approval of a conditional use will be evaluated for sufficiency by the Planning and Development Director within five (5) days of receipt. If the application is found to be complete, it will be scheduled for review, public hearing and a decision by the Jacksonville Beach Planning Commission at their earliest meeting following appropriate public notice of the request. All applications for approval of a conditional use shall be accompanied by a nonrefundable fee of \$500.00.

### APPLICANT INFORMATION

Land Owner's Name: P V COMMERCIAL MANAGEMENT  
Mailing Address: 317 Roscoe Blvd N  
Ponte Vedra Beach, FL 32082

Telephone: 904 735-3915  
Fax: (000) 000-0000  
E-Mail: Adamo@bellsouth.net

Applicant Name: Pelican's Snoballs-Jax Beach  
Mailing Address: 112 Osprey Cove Lane  
Ponte Vedra Beach, FL 32082

Telephone: (904) 352-1200  
Fax: (904) 352-1200  
E-Mail: Jeremy@advantageoneflorida.com

**NOTE: Written authorization from the property owner is required if the applicant is not the owner.**

Agent Name: N/A  
Mailing Address: \_\_\_\_\_  
\_\_\_\_\_

Telephone: \_\_\_\_\_  
Fax: \_\_\_\_\_  
E-Mail: \_\_\_\_\_

Please provide the name, address and telephone number for any other land use, environmental, engineering architectural, economic or other professionals assisting in the application on a separate sheet of paper.

**RECEIVED**

### PROJECT DATA

Street address of property and/or Real Estate Number: 174532-0000 / 1029 N. 3<sup>rd</sup> Street MAR 15 2019

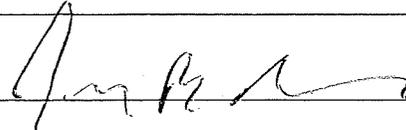
Legal Description of property (attach copy of deed): 5-66 28-2S-29E PABLO BEACH NORTH BEACH **PLANNING & DEVELOPMENT**

Current Zoning Classification: C-1 Future Land Use Map Designation: 1000

*An 8 1/2 x 11-inch vicinity map must be attached showing the location of the proposed conditional use. If the proposed conditional use meets the criteria set forth in Section 34-226 (i), a sketch site plan for the development will be required to be submitted with this application.*

Code section(s) applicable to the requested conditional use: 34-342 (d)(20)

Describe the proposed conditional use and the reason for the request: Outdoor Seating for Pelican's SnoBalls Customers. A few bistro tables and chairs that will be kept inside at the end of the night. See Picture and Photos/Sketches.

Applicant Signature:  Date: 3-15-19

RECEIVED

PC#5-19

MAR 15 2019

3/15/2019

To Whom It May Concern:

PLANNING & DEVELOPMENT

Jeremy Resnick and Pelican's SnoBalls- Jax Beach have authorization to apply for outdoor seating and conditional a conditional use application per the terms of their lease.

Thank You,

Layth Adamo/PV Commercial Management, LLC

PROPERTIES  
DUVAL MAPS



pc# 5-19  
MAR 15 2019



RECEIVED  
PC#5-19  
MAR 15 2019

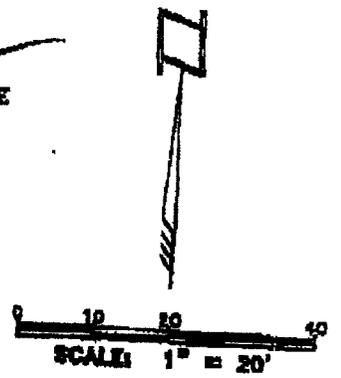
PLANNING & DEVELOPMENT

PC# 5-19

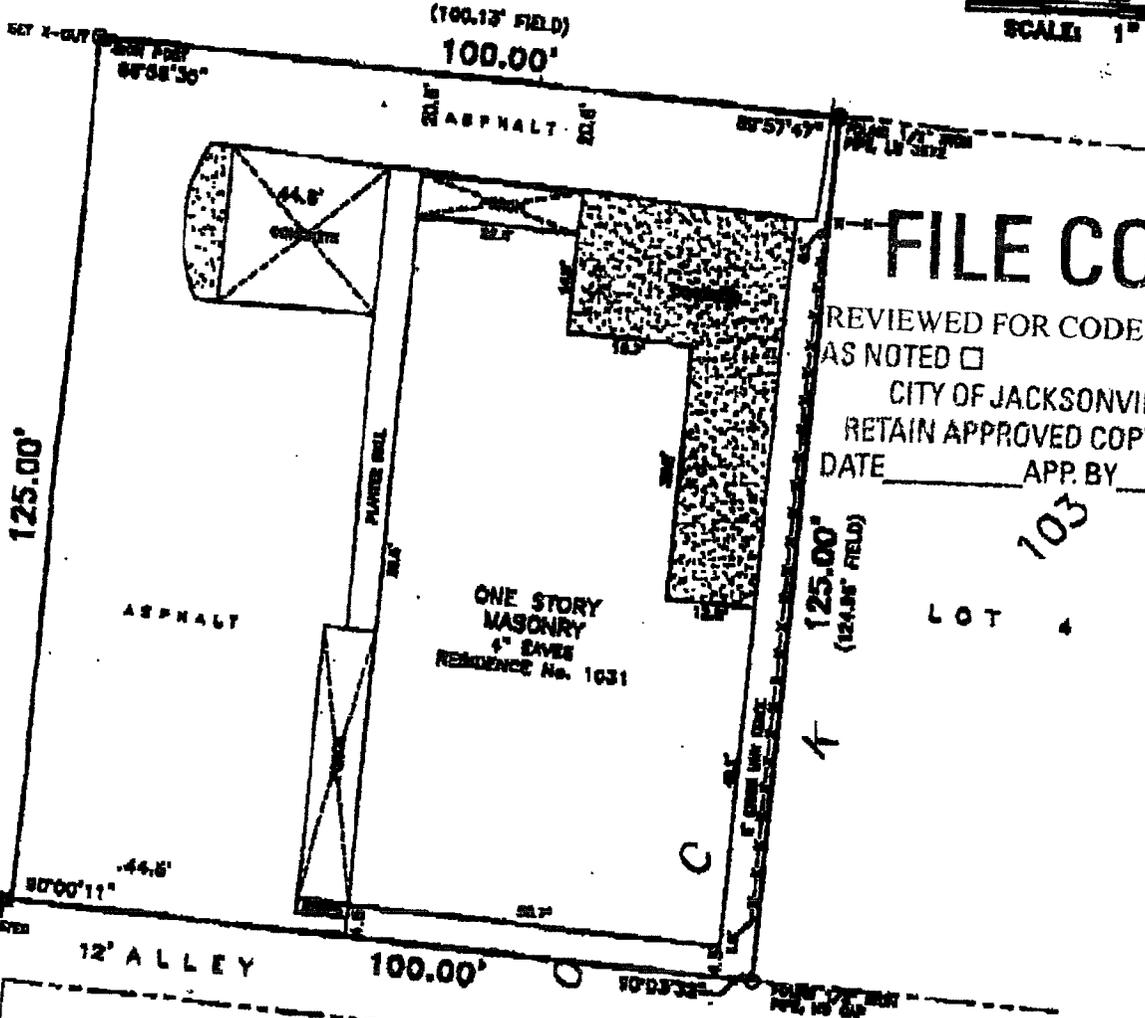
# MAP SHOWING SURVEY OF

LOTS 5 AND 6, BLOCK 103, AS SHOWN ON THE PLAT OF PABLO BEACH IMPROVEMENT COMPANY'S REPLAT OF PART OF PABLO BEACH NORTH, AS RECORDED IN PLAT BOOK 5, PAGE 88 OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA.

**10th AVENUE NORTH**  
 (FORMERLY LAFAYETTE AVENUE)  
 80' RIGHT OF WAY



**3rd STREET NORTH**  
 (CONVE. ROAD A-1-A)  
 100' RIGHT OF WAY



## FILE COPY

REVIEWED FOR CODE COMPLIANCE AS NOTED   
 CITY OF JACKSONVILLE BEACH  
 RETAIN APPROVED COPY ON JOBSITE  
 DATE \_\_\_\_\_ APP. BY \_\_\_\_\_

103

LOT 4

LOT 11

LOT 10

- NOTES:**
- 1.) THIS IS A BOUNDARY SURVEY.
  - 2.) ANGLES AS PER FIELD SURVEY.
  - 3.) NO BUILDING RESTRICTION LINES AS PER PLAT.
  - 4.) NORTH PROTRACTED FROM PLAT.

THE PROPERTY SHOWN HEREON APPEARS TO BE IN FLOOD ZONE "X" (AREA OUTSIDE THE 100 YEAR FLOOD PLAIN) AS WELL AS CAN BE DETERMINED FROM THE "FLOOD INSURANCE RATE MAP" COMMUNITY-PANEL NUMBER 190778...

THIS SURVEY WAS MADE FOR THE BENEFIT OF INTERBAY FUNDING INC. ITS SUCCESSORS AND/OR ASSIGNS AS THEIR INTEREST MAY APPEAR. RANDY E. KENNISON, LIBERTY TITLE COMPANY, AND LAWYERS TITLE INSURANCE CORPORATION.