

ORDINANCE NO. 2022-135

AN ORDINANCE OF THE CITY OF TAMPA, FLORIDA, **RELATING TO COMMERCIAL VEHICLES IN RESIDENTIAL DISTRICTS**, MAKING REVISIONS TO CITY OF TAMPA CODE OF ORDINANCES, CHAPTER 27 (ZONING CODE); AMENDING SECTION 27-43, DEFINITIONS; AMENDING SECTION 27-283.11, VEHICLE PARKING; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 27-151, City of Tampa Code, provides that administrator of the Land Development Code shall examine the provisions of this chapter and may submit a bi-annual report to the city council recommending changes and amendments, if any, that are desirable in the interest of furthering the public health, safety and general welfare; and,

WHEREAS, the City Council of the City of Tampa has determined that the following amendments promote and protect the general health, safety and welfare of the residents of the City of Tampa; and,

WHEREAS, duly noticed public hearings as required by law were held by the City Council of the City of Tampa, at which public hearings all residents and interested persons were given an opportunity to be heard.

NOW, THEREFORE,

**BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF TAMPA, FLORIDA:**

Section 1. That Sec. 27-43. "Definitions." is hereby amended by adding the underlined language and deleting the stricken language as follows:

"Sec. 27-43. "Definitions.

... *Commercial equipment*: Vehicles, machinery, commercial containers, materials or furnishings including but not limited to trailers and box trucks, owned, used, or designed and/or intended for commercial purposes, ~~except that a personal vehicle (car, one-ton pickup truck or van) used by an individual for transportation to and from home and job sites will not be considered commercial equipment, regardless of any commercial names, insignias or markings advertised on the vehicle. ...~~

1 Personal vehicle: Any vehicle, other than commercial vehicles, recreational
2 vehicles and utility trailers licensed as a private vehicle for operation on streets. ..."
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5 **Section 2.** That **Sec. 27-283.11. "Vehicle Parking"** is hereby amended by adding
6 the underlined language and deleting the stricken language as follows:
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8 **"Sec. 27-283.11. - Vehicle parking.**
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10 ... (b) *Commercial equipment in residential districts.* The parking of commercial
11 equipment in any residential district is prohibited. Temporary parking of commercial
12 equipment (including vehicles) is only permitted in a residential district when: (1) the
13 commercial equipment is being used to provide goods or services to a customer who resides
14 in the residential district; or (2) the commercial equipment is parked on or adjacent to the
15 property where the driver of the commercial equipment resides, provided the commercial
16 equipment does not exceed 9' x 22'. ~~This requirement shall not be interpreted to prohibit~~
17 ~~commercial vehicles from loading and unloading in any residential district and shall not~~
18 ~~prevent temporary parking of vehicles on a lot as accessory to a lawful commercial use~~
19 ~~of the same residential lot or require such vehicles to be garaged.~~ Parking of commercial
20 equipment is, however, permitted within any entirely enclosed structure which meets the
21 regulatory requirements for the applicable zoning district. This section does not apply to
22 personal vehicles. ..."
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25 **Section 3.** That should a court of competent jurisdiction declare any part of this
26 Ordinance invalid the remaining parts hereof shall not, in any way, be affected by such
27 determination as to the invalid part.
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30 **Section 4.** That all ordinances or parts of ordinances in conflict herewith are
31 hereby repealed to the extent of any conflict.
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1 **Section 5.** That this ordinance shall take effect immediately upon becoming a
2 law.
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5 PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA,
6 ON AUG 25 2022.
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8
9 ATTEST:

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11 
12 _____
13 CHAIRMAN/CHAIRMAN PRO-TEM
14 CITY COUNCIL

15 
16 _____
17 CITY CLERK/DEPUTY CITY CLERK
18

19 APPROVED BY ME ON 8/30/22
20

21 
22 _____
23 JANE CASTOR, MAYOR
24

25 APPROVED AS TO LEGAL
26 SUFFICIENCY BY:

27
28 E/S
29 SUSAN JOHNSON-VELEZ
30 SENIOR ASSISTANT CITY ATTORNEY II

NOTICE OF PUBLIC HEARING

ON **August 25, 2022 @ 9:30 A.M.** IN THE TAMPA CITY COUNCIL CHAMBERS, OLD CITY HALL, 315 E. KENNEDY BLVD., 3RD FLOOR, TAMPA, FLORIDA. A PUBLIC HEARING WILL BE HELD BY THE TAMPA CITY COUNCIL TO CONSIDER THE FOLLOWING ORDINANCES FOR ENACTMENT:

File No. SU2-22-03

An ordinance approving a special use permit (SU-2); approving a medical office in an RO-1 (residential office) zoning district in the general vicinity of 3606 West Swann Avenue, in the City of Tampa, Florida, and as more particularly described in Section 1 hereof; providing an effective date.

File No. REZ-22-26

An ordinance rezoning property in the general vicinity of 8102 North Temple Crest Circle and 8101 North 39th Street, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning district classification(s) CG (commercial general) and CN (commercial neighborhood) to PD (planned development, residential, single-family attached); providing an effective date.

File No. REZ-22-37

An ordinance rezoning property in the general vicinity of 1534, 1604, 1608 and 1614 North Nebraska Avenue, 711, 805 and 813 East Henderson Avenue, 1313 East Estelle Street and Folio numbers 192662.0000 and 192619.0000, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning district classification(s) RM-16 (residential-multi-family), CG (commercial general) and YC-5 (Ybor City residential) to PD (planned development, residential, single-family attached) and yc-9 (Ybor City residential); providing an effective date.

File No. REZ-22-38

An ordinance rezoning property in the general vicinity of 3201 West Tampa Bay Boulevard and 4005 North Lincoln Avenue, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning district classification(s) RS-50 (residential, single-family) and PD (planned development) to PD (planned development, residential, single-family attached); providing an effective date.

File No. REZ-22-40

An ordinance rezoning property in the general vicinity of 110 South Boulevard, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning district classification(s) OP (office professional) to PD (planned development, residential, multi-family, strip shopping center, retail, bank, drive-in); providing an effective date.

File No. E2022-8 CH 27

An Ordinance of the City of Tampa, Florida, relating to Commercial Vehicles in residential districts, making revisions to City of Tampa Code of Ordinances, Chapter 27 (Zoning code); Amending Section 27-43, Definitions; Amending Section 27-283.11, Vehicle parking; Repealing all ordinances or parts of ordinances in conflict therewith; Providing for severability; Providing an effective date.

File No. E2022-8 CH 27

An Ordinance of the City of Tampa, Florida, relating to Alcoholic Beverage Sales Notice Timeframe, making revisions to City of Tampa Code of Ordinances, Chapter 27 (Zoning code); Amending Section 27-318, Expiration, suspension, and revocation of approvals for alcoholic beverage sales; posting of notice for discontinuance of sales; evidence of resumption of sales; Repealing all ordinances or parts of ordinances in conflict therewith; Providing for severability; Providing an effective date.

File No. E2022-8 CH 27

An Ordinance of the City of Tampa, Florida, relating to Adding Graywater as a Bonus Provision, making revisions to City of Tampa Code of Ordinances, Chapter 27 (Zoning and Land Development); Amending Section 27-140, Bonus Provisions; Repealing all ordinances or parts of ordinances in conflict therewith; Providing for severability; Providing an effective date.

File No. E2022-8 CH 27

An Ordinance of the City of Tampa, Florida, relating to Development Review and Compliance Staff (DRC), making revisions to City of Tampa Code of Ordinances, Chapter 27 (Zoning and Land Development); Amending Section 27-43, Definitions; Amending Section 27-66, Intent and purpose; Amending Section 27-67, Duties; Providing for repeal of all ordinances or parts of ordinances in conflict therewith; Providing for severability; Providing an effective date.

File No. E2022-8 CH 27

An Ordinance of the City of Tampa, Florida, relating to Street Cafe, making revisions to City of Tampa Code of Ordinances, Chapter 27 (Zoning and Land Development); Amending Section 27-43, Definitions; Amending Section 27-127, Classes of special use permits; agent or body responsible for each general procedure; Providing for repeal of all ordinances or parts of ordinances in conflict therewith; Providing for severability; Providing an effective date.

File No. E2022-8 CH 27

An Ordinance of the City of Tampa, Florida, relating to Off-Street Parking Spaces, making revisions to City of Tampa Code of Ordinances, Chapter 27 (Zoning and Land Development); Amending Section 27-283.7, Number of off-street parking spaces; Providing for repeal of all ordinances or parts of ordinances in conflict therewith; Providing for severability; Providing an effective date.

File No. VAC 22-03

An Ordinance of the City of Tampa, Florida, vacating, closing, discontinuing and abandoning those portions of Mississippi Avenue rights-of-way located South of 2nd Avenue, North of Lee Roy Selmon Expressway, East of Channelside Drive and West of North 15th Street, and that portion of 3rd Avenue located South of 4th Avenue, North of 2nd Avenue, West of Channelside Drive and East of Nick Nuccio Parkway, all within the Plat of Lesley's subdivision in the City of Tampa, Hillsborough County, Florida, and as more fully described in Section 2 hereof, subject to certain covenants, conditions and restrictions as more particularly set forth herein; providing for enforcement and penalties for violations; providing for definitions, interpretations and repealing conflicts; providing for severability; providing an effective date.

File No. REZ-21-114

An Ordinance rezoning property in the general vicinity of 920 Gomillion Court, 1400 North Channelside Drive, 717 and 802 North 12th Street, 1302, 1307, 1405 and 1417 East 2nd Avenue, 1301, 1306 and 1419 East 4th Avenue, 1205 and 1315 East 5th Avenue, and 1302 and 1402 North 15th Street, in the City of Tampa, Florida, and more particularly described in Section 1, from zoning district classification(s) IG (industrial general), PD (planned development), YC-2 (Ybor City residential), YC-6 (community commercial), YC-9 (Ybor City planned development), IH (industrial heavy) and RM-24 (residential, multi-family), to PD-A (planned development, alternative) and YC-9 (Ybor City planned development), (residential, multi-family and commercial uses); providing an effective date.

SAID ORDINANCES MAY BE INSPECTED AT THE OFFICE OF THE CITY CLERK, CITY HALL, 3RD FLOOR CITY HALL, 315 E. KENNEDY BLVD., TAMPA, FL, DURING REGULAR BUSINESS HOURS, 8:00 A.M. TO 5:00 P.M., MONDAY THROUGH FRIDAY.

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION OF THE CITY COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE, MAY NEED TO HIRE A COURT REPORTER 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.

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 LEAST FORTY-EIGHT (48) HOURS PRIOR TO THE DATE OF THE MEETING.

INTERESTED PARTIES MAY APPEAR AND BE HEARD AT SAID HEARING.

SHIRLEY FOXX-KNOWLES, CMC
CITY CLERK