

ORDINANCE NO. 2024- 28

AN ORDINANCE OF THE CITY OF TAMPA, FLORIDA AMENDING ORDINANCE NO. 2023-88 PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAMPA ON JULY 13, 2023, BY CORRECTING A SCRIVENER'S ERROR IN THE BODY OF THE ORDINANCE AND IN THE TEXT AMENDING SECTION 27-240(e)(1)f.3., EAST TAMPA OVERLAY DISTRICT DESIGN STANDARDS; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on July 13, 2023, Tampa City Council passed and ordained Ordinance No. 2023-88, but the ordinance contained a scrivener's error in Section 1. specifically in Section 27-240(e)(1)f.3., East Tampa Overlay District Design Standards; and

WHEREAS, it is necessary to amend Ordinance No. 2023-88 in order to correct a scrivener's error in the text to amend the transparency on the sides and rear of a principal structure to ten (10) percent, which is consistent with the applicant's presentation to City Council on June 1, 2023; and

WHEREAS, notice of this ordinance correcting a scrivener's error shall be published in accordance with the standard notice requirements provided in section 166.041(3)(a), Florida Statutes.

NOW, THEREFORE,

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

Section 1. That Section 1. of Ordinance No. 2023-88 is hereby amended by correcting a scrivener's error in the body of the ordinance and in the text amending Section 27-240(e)(1)f.3., East Tampa Overlay District Design Standards.

Section 1. That "**Sec. 27-240(e)(1)f.3., East Tampa Overlay District Design Standards**" is hereby amended by adding the underlined language and deleting the stricken language as follows:

"Sec. 27-240(e)(1)f.3., East Tampa Overlay District Design Standards.

...(f) Principal and accessory building design:

...3. Transparency shall be provided on all sides of the principal structure. ~~Each~~ The front elevation shall have a minimum

transparency of twenty (20) percent. All other elevations shall have a minimum transparency of ten (10) percent. ..."

Section 2. That all ordinances in conflict are repealed to the extent of any conflict.

Section 3. That if any part of this ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

Section 4. That this ordinance shall take effect nunc pro tunc on August 12, 2023.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA,
ON MAR 28 2024.

ATTEST:


CHAIRMAN/CHAIRMAN PRO-TEM
CITY COUNCIL


CITY CLERK/DEPUTY CITY CLERK

APPROVED BY ME ON 4/5/24


JANE CASTOR, MAYOR

PREPARED AND APPROVED AS TO
LEGAL SUFFICIENCY BY:

E/S
DANA CROSBY COLLIER
SENIOR ASSISTANT CITY ATTORNEY II

NOTICE OF PUBLIC HEARING

ON March 28, 2024 @ 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. AB2-23-33

An ordinance approving a Special Use Permit (SU-2) for Alcoholic Beverage Sales – Restaurant (Consumption On Premises And Package Sales/Off-Premises Consumption) and making lawful the sale of beer and wine at or from that certain lot, plot or tract of land located at 1523 East 7th Avenue, first floor only, Tampa, Florida, as more particularly described in Section 3; providing that all ordinances or parts of ordinances in conflict are repealed; repealing AB1-23-37; providing an effective date.

File No. AB2-24-01

An ordinance approving a Special Use Permit (SU-2) for alcoholic beverage sales – Bar/Lounge/Nightclub (Consumption On-Premises and Package Sales/Off-Premises Consumption) and making lawful the sale of beverages regardless of alcoholic content – Beer, Wine and Liquor – at or from that certain lot, plot or tract of land located at 304 East Davis Boulevard, as more particularly described in Section 3; providing that all ordinances or parts of ordinances in conflict are repealed; repealing Ordinance No. 2014-76; providing an effective date.

File No. AB2-24-03

An ordinance approving a Special Use Permit (SU-2) for Alcoholic Beverage Sales – Small Venue (Consumption On-Premises Only) and making lawful the sale of beer and wine on that certain lot, plot or tract of land located at 253 Westshore Plaza, Tampa, Florida, as more particularly described in Section 2; providing that all ordinances or parts of ordinances in conflict are repealed; providing an effective date.

File No. AB2-24-04

An ordinance approving a Special Use Permit (SU-2) for Alcoholic Beverage Sales – Large Venue (Consumption On-Premises and Package Sales/Off-Premises Consumption) and making lawful the sale of beverages regardless of alcoholic content – Beer, Wine and Liquor – at or from that certain lot, plot or tract of land located at 601 South Harbour Island Boulevard, as more particularly described in Section 2; providing that all ordinances or parts of ordinances in conflict are repealed; providing an effective date.

File No. E2023-8 CH 27

An ordinance of the City of Tampa, Florida amending Ordinance No. 2023-88 passed and ordained by the City Council of the City of Tampa on July 13, 2023, by correcting a Scrivener's Error in the body of the ordinance and in the text amending Section 27-240(e)(1)f.3., East Tampa Overlay District Design Standards; Providing for repeal of all ordinances in conflict; Providing for severability; Providing an effective date.

File No. HPC-23-02-C

An Ordinance of the City of Tampa, Florida, designating Marjorie Park Marina Gatehouse, located at 115 Columbia Drive, Tampa, Florida, as more particularly described in section 3 hereof, as a Local Historic Landmark; providing for repeal of all ordinances in conflict; providing for severability; 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

3/15/24LG 1T