

ORDINANCE 2024-20

AN ORDINANCE OF THE CITY OF OLDSMAR, FLORIDA, AMENDING THE LIMITED MANUFACTURING (M-1) DISTRICT OF SECTION 5.7.6.2 OF THE LAND DEVELOPMENT CODE TO INCLUDE THE ASSEMBLY AND MANUFACTURING OF GUN PARTS AND TO AMEND SECTION 5.7.2 OF THE LAND DEVELOPMENT CODE TO REMOVE "ARSENALS" FROM THE LIST OF PROHIBITED USES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the current zoning regulations for the M-1 Limited Manufacturing District under Section 5.7.6.2 of the Land Development Code of the City of Oldsmar lists various permitted manufacturing uses which do not include the assembly and manufacturing of gun parts; and

WHEREAS, the current zoning regulations further list "arsenal" as a prohibited use under Section 5.7.2. of the Land Development Code of the City of Oldsmar; and

WHEREAS, City staff has reviewed the most current provisions of Sections 5.7.2 and 5.7.6.2 of the Land Development Code of the City of Oldsmar and has recommended that the M-1 Zoning District in the City's Land Development Code be amended to include the assembly and manufacturing of gun parts and, as a result, further recommends that "arsenal" be deleted as a prohibited use; and

WHEREAS, City staff has reviewed the provisions of the Land Development Code, in accordance with Article III, Section 3.13.2, Standards for Approval, and found that the proposed amendments set forth herein adhere to compliance with the Comprehensive Plan and advances the purpose of the Land Development Code, contribute to the promotion of the community's welfare and will not grant a special privilege to individual property owners; and

WHEREAS, the Planning Board has reviewed the amendments being proposed by City staff and recommended approval of the same; and

WHEREAS, the recommendations of staff have been found meritorious by the City Council; and

WHEREAS, the City Council has received input from the public at two public hearings.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OLDSMAR, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:

Section 1. That “Arsenal” be deleted as a prohibited use under Subsection 5.7.2 (Prohibited Uses) of Section 5.7 (Warehousing, Assembly, and Manufacturing Districts) of Article V (Zoning Regulations) of the Land Development Code of the City of Oldsmar.

Section 2. That Subsection 5.7.6.2 (Permitted Uses) of Subsection 5.7.6 (M-1 Limited Manufacturing District) of Section 5.7 (Warehousing, Assembly, and Manufacturing Districts) of Article V (Zoning Regulations) of the Land Development Code of the City of Oldsmar shall be amended to read as follows:

5.7.6.2. Permitted uses.

1. All uses permitted within the C-3 district.
2. Assembly and manufacture of electronic components.
3. Research laboratory involving operations for scientific testing; or the development or the improvement of processes and products and for the manufacture of products in connection with research design and test marketing programs.
4. Pharmaceutical and cosmetic assembly and packaging.
5. Office machine manufacturing, assembly and repair.
6. Assembly and manufacturing of precision instruments of all kinds.
7. Assembly and manufacturing of jewelry, musical instruments, sporting goods, and toys.
8. Assembly and manufacturing of office and professional supplies and assembly and manufacturing of office and professional sundries.

9. Assembly and manufacturing of gun parts.

910. Photographic processing.

1011. Limited food processing.

1112. Lumberyard and storage of lumber and similar building materials.

1213. Storage yards, provided that the designated area for storage is screened with an opaque, nonvegetative material a minimum of six feet high.

1314. Bottling plants.

1415. Machinery sales.

~~45~~16. Wholesale bakeries.

~~46~~17. Storage garage.

~~47~~18. Dry cleaning, dyeing, rug cleaning establishments.

~~48~~19. Major vehicular repair, including machine shops.

~~49~~20. Microbreweries, provided the following standards are met:

1. No outdoor storage shall be permitted unless the area is enclosed by an opaque, non-vegetative screen a minimum of six feet high.
2. All malt, vinous, or distilled liquor production shall be within completely enclosed structures.
3. By-products or waste from the production of the malt, vinous, or distilled liquor shall be properly disposed of off-site.
4. All mechanical equipment, visible from the street or adjacent to residential uses, shall be screened using architectural features consistent with the principal structure.
5. Loading areas shall not be oriented toward a public street, nor shall loading docks be located on the side of any building adjacent to a residential use. The loading areas shall be screened by a solid wall or opaque fence with a height of six (6) feet, in addition to any required landscape buffer.
6. Service doors facing a public street or an adjacent residential lot shall be screened by a solid wall or opaque fence with a minimum height of six (6) feet, in addition to any required landscape buffer.

Section 3. For purposes of codification of any existing section of the Oldsmar Code herein amended, words **underlined** represent additions to original text, words **~~stricken~~** are deletions from the original text, and words neither underlined nor stricken remain unchanged.

Section 4. Ordinances or parts of ordinances in conflict herewith to the extent that such conflict exists are hereby repealed.

Section 5. In the event a court of competent jurisdiction finds any part or provision of the Ordinance unconstitutional or unenforceable as a matter of law, the same shall be stricken and the remainder of the Ordinance shall continue in full force and effect.

Section 6. The Codifier shall codify the substantive amendments to the Code of Ordinances of the City of Oldsmar contained in Sections 1 and 2 of this Ordinance as

provided for herein and shall not codify the exordial clauses nor any other sections not designated for codification.

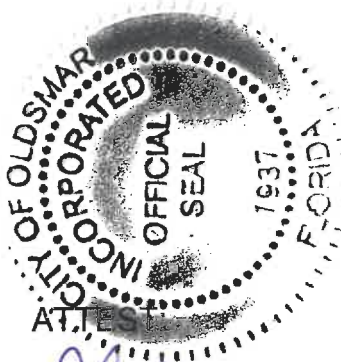
Section 7. This Ordinance shall become effective immediately upon its final passage and adoption.


PASSED ON FIRST READING:

December 17, 2024.

PASSED ON SECOND READING AND ADOPTED:

January 7, 2024.






Daniel M. Saracki, Mayor
City of Oldsmar



Kristin Garcia, CMC
City Clerk
City of Oldsmar

APPROVED AS TO FORM:



Thomas J. Trask, B.C.S.
City Attorney
City of Oldsmar