

ORDINANCE NO. 19-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA AMENDING SECTION 5.5 SCHEDULE OF ZONING DISTRICT REGULATIONS O. PUD PLANNED UNIT DEVELOPMENT DISTRICT 11. SUPPLEMENTAL STANDARDS FOR HIGH-DENSITY RESIDENTIAL DEVELOPMENT H. MINIMUM SIZE OF DWELLING UNITS OF THE SOUTH DAYTONA LAND DEVELOPMENT CODE INDICATING THE MINIMUM SIZE REQUIREMENT IS TO BE SET AS PART OF THE PUD PROCESS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has reviewed the Planned Unit Development (PUD) code of several cities including Daytona Beach, Daytona Beach Shores, Ormond Beach and Port Orange.

WHEREAS, other jurisdictions utilize the PUD process to negotiate standards for the development agreement.

WHEREAS, the PUD process is intended to provide a flexible approach for land development proposals.

WHEREAS, the City Council is adopting this ordinance to provide the ability to promote effective PUDs for development in South Daytona.

WHEREAS, words which are underlined (underlined) are additions to the text and words with strike through (~~strike through~~) the characters are deletions from the text.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA:

Section 1. The City Council of the City of South Daytona hereby amends Section 5.5 of the South Daytona Land Development

Code to read as follows:

Sec. 5-5. - Schedule of zoning district regulations.

O. PUD - planned unit development district.

11. Supplemental Standards for high-density development.

h. Minimum size of dwelling units: shall be determined as part of the development review process and set forth in the master development agreement.

~~(1) Projects of less than 25 units per gross acre: The minimum size of any dwelling unit shall be 900 square feet for a unit that has no more than one bedroom, and the average size of all dwelling units in a project shall be at least 1,100 square feet.~~

~~(2) Projects of 25 units per gross acre or more: The minimum size of any dwelling unit shall be 900 square feet for a unit that has no more than one bedroom; however, considering all of the dwelling units in a project, the calculated average size of the dwelling units shall be no less than 1,500 square feet.~~

Section 2. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

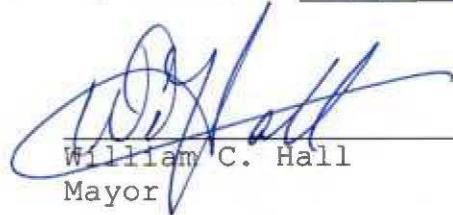
Section 3. That all ordinances made in conflict with this Ordinance are hereby repealed.

Section 4. That this Ordinance shall become effective immediately upon its adoption.

PASSED upon first reading at a regular meeting of the City

Council of the City of South Daytona held in the City of South Daytona, Florida, on the 12th day of February, 2019.

PASSED AND ADOPTED upon second and final reading at a regular meeting of the City Council of the City of South Daytona held in the City of South Daytona, Florida, on the 12TH day of MARCH, 2019.

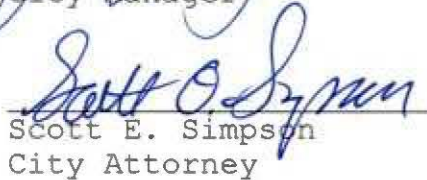


William C. Hall
Mayor

ATTEST:



James L. Gillis, Jr.
City Manager



Scott E. Simpson
City Attorney