

**ORDINANCE NO. 13-O-23**

**AN ORDINANCE OF THE CITY OF TALLAHASSEE, FLORIDA, AMENDING CHAPTER 10, ARTICLE IV SECTION 10-165, PLANNED UNIT DEVELOPMENT (PUD) ZONING DISTRICT REQUIREMENTS AND ARTICLE VII, SECTION 10-425, COMMUNICATION ANTENNAS AND COMMUNICATION ANTENNA SUPPORT STRUCTURES OF THE TALLAHASSEE LAND DEVELOPMENT CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**NOW THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF TALLAHASSEE FLORIDA:**

**Section 1.** Chapter 10, Zoning, Article IV, Zoning Districts and Development Standards, Section 10-165, Planned Unit Development (PUD) zoning district requirements and procedures of the Land Development Code of the City of Tallahassee, Florida is hereby amended with the addition of a specific provision, as follows:

...

(g) Creating standards in a planned unit development that vary from certain standards in chapters 7, 9, and 10 of the Land Development Code.

...

**(5) Permitted Uses.**

Any use may be allowed that is consistent with the Future Land Use Map category designated under the Comprehensive Plan, except that communication antenna support structures shall be allowed only when specifically listed as a permitted principal use.

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**Section 2.** Chapter 10, Zoning, Article VII, Supplementary Regulations, Sec. 10-425, Communication antennas and communication antenna support structures of the Land Development Code of the City of Tallahassee, Florida is hereby amended with the addition of a specific provision, as follows:

(c) *Location.*

(1) Zoning districts. A communication antenna support structure may be located in any district so long as it meets the requirements of this section, except that in a Planned Unit Development it must be specifically listed as a principal permitted use. Communication antenna support structures in the downtown zoning districts (~~RO~~ target retail/office growth area, DI institutional/cultural/university transition area, (CC Central Core, and SCD special character district), and ASN-A All Saints Neighborhood Infill/ Low Intensity, and ASN-B All Saints Neighborhood Infill/ Moderate Intensity, ASN-C All Saints Neighborhood Infill/ Corridor Mixed Use District, and ASN-D All Saints Neighborhood Corridor Mixed Use District, and UV University Urban Village). CU (central urban), and UT (university transition) shall be constructed in accordance with subsection (r) of this section regarding camouflaged structures.

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**Section 3. Conflict with Other Ordinances and Codes.** All ordinances or parts of ordinances of the City of Tallahassee, Florida, in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

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**Section 4. Severability.** If any provision or portion of this ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full force and effect.

**Section 5. Effective date.** This ordinance shall take effect immediately upon its passage.

INTRODUCED in the City Commission on the 21<sup>st</sup> day of August, 2013.

PASSED by the City Commission on the 23<sup>rd</sup> day of October, 2013.

CITY OF TALLAHASSEE

By: \_\_\_\_\_  
John R. Marks, III  
Mayor

ATTEST:

APPROVED AS TO FORM:

By: \_\_\_\_\_  
James O. Cooke, IV  
City Treasurer-Clerk

By: \_\_\_\_\_  
Lewis E. Shelley  
City Attorney