

## CHAPTER 30 – LAND DEVELOPMENT CODE

### ARTICLE I. GENERALLY

#### DIVISION 1. GENERALLY

- Section 30-1.1. Short Title.
- Section 30-1.2. Scope.
- Section 30-1.3. Purpose.
- Section 30-1.4. Objectives.
- Section 30-1.5. Rules for Construction of Language.
- Section 30-1.6. Engineering Design and Construction Manual.

#### DIVISION 2. ENFORCEMENT

- Section 30-1.7. Generally.
- Section 30-1.8. Compliance with Chapter.
- Section 30-1.9. Violations and Penalties.

### ARTICLE II. DEFINITIONS

- Section 30-2.1. Definitions.

### ARTICLE III. HOW-TO GUIDE

#### DIVISION 1. REVIEWING AUTHORITIES

- Section 30-3.1. Development Review Coordinator.
- Section 30-3.2. Technical Review Committee.
- Section 30-3.3. City Plan Board.
- Section 30-3.4. Development Review Board.
- Section 30-3.5. Historic Preservation Board.
- Section 30-3.6. Heritage Overlay District Board.
- Section 30-3.7. Neighborhood Workshop.
- Section 30-3.8. Public Notice.

#### DIVISION 2. ZONING VERIFICATION LETTERS

- Section 30-3.9. Required.
- Section 30-3.10. Review Procedures.
- Section 30-3.11. Duration, Limitations, Effect.

#### DIVISION 3. TEXT AMENDMENTS, LAND USE AND ZONING CHANGES

- Section 30-3.12. Review Procedures.
- Section 30-3.13. Land Use Change Criteria.
- Section 30-3.14. Rezoning Criteria.

#### DIVISION 4. PLANNED DEVELOPMENTS

- Section 30-3.15. Purpose.
- Section 30-3.16. Applicability of Other Regulations.
- Section 30-3.17. Review Criteria.
- Section 30-3.18. Review Procedures.
- Section 30-3.19. Phasing.
- Section 30-3.20. Development Time Limits.
- Section 30-3.21. Amendments.

#### DIVISION 5. SPECIAL USE PERMITS

- Section 30-3.22. Purpose.
- Section 30-3.23. Required.
- Section 30-3.24. Review Criteria.
- Section 30-3.25. Review Procedures.
- Section 30-3.26. Effect and Limitations.

#### DIVISION 6. WELLFIELD PROTECTION SPECIAL USE PERMIT

- Section 30-3.27. Purpose.

- Section 30-3.28. Required.
- Section 30-3.29. Exemptions.
- Section 30-3.30. Review Criteria.
- Section 30-3.31. Review Procedures.
- Section 30-3.32. Effect and Limitations.

**DIVISION 7. SUBDIVISIONS**

- Section 30-3.33. Purpose.
- Section 30-3.34. Lot Splits and Lot Line Adjustments.
- Section 30-3.35. Single Lot Replatting.
- Section 30-3.36. Minor Subdivisions.
- Section 30-3.37. Subdivisions.
- Section 30-3.38. Subdivision Improvements.
- Section 30-3.39. Security for Subdivision Improvements.
- Section 30-3.40. Enforcement.

**DIVISION 8. RIGHT-OF-WAY VACATIONS**

- Section 30-3.41. Right-of-Way Vacations.

**DIVISION 9. DEVELOPMENT PLAN REVIEW**

- Section 30-3.42. Purpose.
- Section 30-3.43. Generally.
- Section 30-3.44. Exemptions.
- Section 30-3.45. Levels of Development Review.
- Section 30-3.46. Review Criteria.
- Section 30-3.47. Review Procedures.
- Section 30-3.48. Amendments to Approved Development Plans.
- Section 30-3.49. Master Plans.
- Section 30-3.50. Concept Review.
- Section 30-3.51. Affordable Housing Concept Review.

**DIVISION 10. BUILDING PERMIT AND CERTIFICATE OF OCCUPANCY**

- Section 30-3.52. Building Permit.
- Section 30-3.53. Certificate of Occupancy.

**DIVISION 11. MODIFICATIONS AND VARIANCES**

- Section 30-3.54. Modifications.
- Section 30-3.55. Variances.

**DIVISION 12. APPEALS**

- Section 30-3.56. Administrative decisions.
- Section 30-3.57. Development review board decisions.

**ARTICLE IV. ZONING**

**DIVISION 1. GENERALLY**

- Section 30-4.1. Establishment of Zoning Districts.
- Section 30-4.2. Correspondence with Future Land Use Categories.
- Section 30-4.3. Zoning Map.
- Section 30-4.4. Annexed Territory.
- Section 30-4.5. Interpretation of Uses.
- Section 30-4.6. Utility Uses.
- Section 30-4.7. Phasing.
- Section 30-4.8. Development Compatibility.
- Section 30-4.9. Building Height Bonus System.
- Section 30-4.10. Occupancy Limitation.

**DIVISION 2. TRANSECTS**

- Section 30-4.11. Generally.
- Section 30-4.12. Permitted Uses.
- Section 30-4.13. Building Form Standards.

Section 30-4.14. Building Design Standards.

Section 30-4.15. Parking Requirements.

**DIVISION 3. RESIDENTIAL**

Section 30-4.16. Permitted Uses.

Section 30-4.17. Dimensional Standards.

Section 30-4.18. Density Bonus Points.

**DIVISION 4. MIXED-USE AND NONRESIDENTIAL**

Section 30-4.19. Permitted Uses.

Section 30-4.20. Dimensional Standards.

Section 30-4.21. Design Standards.

**DIVISION 5. SPECIAL DISTRICTS**

Section 30-4.22. Purpose and Standards.

Section 30-4.23. Permitted Uses.

Section 30-4.24. Dimensional Standards.

Section 30-4.25. Airport Facility (AF).

Section 30-4.26. Airport Hazard Zoning Overlay.

Section 30-4.27. Heritage Overlay.

Section 30-4.28. Historic Preservation/Conservation Overlay.

**ARTICLE V. USE STANDARDS**

**DIVISION 1. PRINCIPAL USES**

Section 30-5.1. Applicability.

Section 30-5.2. Adult Day Care Homes.

Section 30-5.3. Alcoholic Beverage Establishments.

Section 30-5.4. Bed and Breakfast Establishments.

Section 30-5.5. Carwash, Automated or Self-Service.

Section 30-5.6. Community Residential Homes.

Section 30-5.7. Day Care Centers.

Section 30-5.8. Dormitories, Small and Large.

Section 30-5.9. Drive-Through Facilities.

Section 30-5.10. Family Child Care Homes, Large.

Section 30-5.11. Farmers Markets.

Section 30-5.12. Food Distribution Centers for the Needy.

Section 30-5.13. Gasoline and Alternative Fuel Stations.

Section 30-5.14. Industrial Uses.

Section 30-5.15. Junkyards and Salvage Yards.

Section 30-5.16. Light Assembly, Fabrication and Processing.

Section 30-5.17. Microbreweries/Microwineries/Microdistilleries.

Section 30-5.18. Mini-Warehouses/Self-Storage Facilities.

Section 30-5.19. Outdoor Storage.

Section 30-5.20. Parking, Surface.

Section 30-5.21. Places of Religious Assembly.

Section 30-5.22. Residences for Destitute People.

Section 30-5.23. Sexually Oriented Businesses.

Section 30-5.24. Shooting Ranges, Outdoor.

Section 30-5.25. Social Service Facilities.

Section 30-5.26. Social Service Homes/Halfway Houses.

Section 30-5.27. Solar Generation Station.

Section 30-5.28. Vehicle Services or Repair.

Section 30-5.29. Veterinary Services.

Section 30-5.30. Wireless Communication Facilities and Antenna Regulations.

**DIVISION 2. ACCESSORY USES AND STRUCTURES**

Section 30-5.31. Generally.

- Section 30-5.32. Accessory Automotive Detailing.
- Section 30-5.33. Accessory Dwellings.
- Section 30-5.34. Consolidated Apartment Management Offices.
- Section 30-5.35. Food Trucks.
- Section 30-5.36. Fowl or Livestock, Accessory to Residential Uses.
- Section 30-5.37. Home Occupations.
- Section 30-5.38. Ice Manufacturing/Vending Machines.
- Section 30-5.39. Outdoor Accessory Display and Storage.
- Section 30-5.40. Outdoor Cafes.
- Section 30-5.41. Patrons' Dogs within Outdoor Portions of Restaurants.
- Section 30-5.42. Portable Storage Units and Roll-Offs.
- Section 30-5.43. Recreational, Service and Commercial Vehicle Parking and Storage.
- Section 30-5.44. Sidewalk Cafes.
- DIVISION 3. TEMPORARY USES**
- Section 30-5.45. Mobile Home Dwellings, Temporary.
- Section 30-5.46. Model Homes.
- Section 30-5.47. Promotional/Temporary Sales.
- Section 30-5.48. Sales and Leasing Offices, Temporary.
- Section 30-5.49. Sales for Fundraising by Nonprofit Agencies.

## ARTICLE VI. DEVELOPMENT STANDARDS

### DIVISION 1. CONCURRENCY AND TRANSPORTATION MOBILITY

- Section 30-6.1. Purpose.
- Section 30-6.2. Implementation of Comprehensive Plan.
- Section 30-6.3. Level of Service Standards.
- Section 30-6.4. Level of Service Review.
- Section 30-6.5. Standard of Review.

### DIVISION 2. SUBDIVISIONS

- Section 30-6.6. Design Standards.
- Section 30-6.7. Cluster Subdivisions.

### DIVISION 3. GENERAL STANDARDS

- Section 30-6.8. General Lot and Building Requirements.
- Section 30-6.9. Fences and Walls.
- Section 30-6.10. Mechanical Equipment.
- Section 30-6.11. Solid Waste Disposal Facilities.
- Section 30-6.12. Outdoor Lighting.

### DIVISION 4. STORMWATER

- Section 30-6.13. Design and Maintenance.

### DIVISION 5. WATER/WASTEWATER

- Section 30-6.14. Centralized Water and Wastewater Facilities.
- Section 30-6.15. Package Wastewater Plants.
- Section 30-6.16. Industrial Pretreatment Plants.

### DIVISION 6. TRANSPORTATION

- Section 30-6.17. Streets.
- Section 30-6.18. Sidewalks and Shared-Use Bicycle Paths.
- Section 30-6.19. Access Management.
- Section 30-6.20. Driveways.

## ARTICLE VII. PARKING AND LOADING

- Section 30-7.1. Generally.
- Section 30-7.2. Off-Street Vehicle Parking.
- Section 30-7.3. Structured Parking.
- Section 30-7.4. Bicycle and Motorcycle Parking.

- Section 30-7.5. Required Number of Parking Spaces.
- Section 30-7.6. Off-Street Loading and Unloading.
- Section 30-7.7. Residential Parking.

## **ARTICLE VIII. PROTECTION OF RESOURCES**

### **DIVISION 1. GENERALLY**

- Section 30-8.1. Purpose.
- Section 30-8.2. General Environmental Performance Standards.

### **DIVISION 2. TREES AND LANDSCAPE**

- Section 30-8.3. Elements of Compliance.
- Section 30-8.4. Vehicular Use Areas.
- Section 30-8.5. Compatibility Buffers.
- Section 30-8.6. Stormwater Management Areas.
- Section 30-8.7. Permits for Tree Removal; Mitigation.
- Section 30-8.8. Tree Preservation During Development and Construction.
- Section 30-8.9. Installation and Maintenance of Landscape Materials.
- Section 30-8.10. Gainesville Tree List.

### **DIVISION 3. NATURAL AND ARCHAEOLOGICAL RESOURCES**

- Section 30-8.11. Generally.
- Section 30-8.12. Resources Assessment.
- Section 30-8.13. Regulation of Natural and Archaeological Resources.
- Section 30-8.14. Conservation Management Areas and Management Plans.
- Section 30-8.15. Avoidance, Minimization, Mitigation and Monitoring.
- Section 30-8.16. Alternative Compliance.

### **DIVISION 4. SURFACE WATERS AND WETLANDS**

- Section 30-8.17. Regulated Surface Waters and Wetlands.
- Section 30-8.18. Exemptions.
- Section 30-8.19. Surface Waters and Wetlands Review.
- Section 30-8.20. General Requirements and Procedures.
- Section 30-8.21. Avoiding Loss or Degradation of Wetlands.
- Section 30-8.22. Single-Family Lots.

### **DIVISION 5. FLOODPLAINS**

- Section 30-8.23. Administration.
- Section 30-8.24. Definitions.
- Section 30-8.25. Applicability.
- Section 30-8.26. Duties and Powers of the Floodplain Administrator.
- Section 30-8.27. Permits.
- Section 30-8.28. Site Plans and Construction Documents.
- Section 30-8.29. Inspections.
- Section 30-8.30. Variances and Appeals.
- Section 30-8.31. Violations.
- Section 30-8.32. Buildings and Structures.
- Section 30-8.33. Subdivisions.
- Section 30-8.34. Site Improvements, Utilities, and Limitations.
- Section 30-8.35. Manufactured Homes.
- Section 30-8.36. Recreational Vehicles and Park Trailers.
- Section 30-8.37. Tanks.
- Section 30-8.38. Other Development.

### **DIVISION 6. ENVIRONMENTAL PROTECTION AREAS**

- Section 30-8.39. Applicability and Effect.
- Section 30-8.40. Wellfield District.
- Section 30-8.41. Nature Park and Public Conservation/Preservation Areas District.
- Section 30-8.42. Greenway District.

**DIVISION 7. RELIEF AND ENFORCEMENT**

Section 30-8.43. Relief for Reasonable or Beneficial Use.

Section 30-8.44. Violations, Enforcement and Penalties.

**ARTICLE IX. SIGNS**

Section 30-9.1. Short Title; Purpose and Intent.

Section 30-9.2. Applicability.

Section 30-9.3. Prohibited Signs.

Section 30-9.4. Signs Not Requiring a Permit.

Section 30-9.5. Permitting.

Section 30-9.6. General Regulations for All Signs.

Section 30-9.7. Permanent Signs.

Section 30-9.8. Temporary Signs.

Section 30-9.9. Sign Maintenance.

Section 30-9.10. Nonconforming and Abandoned Signs.

Section 30-9.11. Enforcement.

**ARTICLE X. NONCONFORMITIES AND VESTED RIGHTS**

**DIVISION 1. NONCONFORMITIES**

Section 30-10.1. Purpose.

Section 30-10.2. Generally.

Section 30-10.3. Nonconforming Lots.

Section 30-10.4. Nonconforming Structures and Site Improvements.

Section 30-10.5. Nonconforming Uses.

Section 30-10.6. Nonconforming Use Waiver Certificate.

**DIVISION 2. VESTED RIGHTS**

Section 30-10.7. Purpose.

Section 30-10.8. Vested Rights Criteria.

Section 30-10.9. Vested Rights Determination Process.