

ORDINANCE 2022-45

AN ORDINANCE OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES CHAPTER 23, ZONING, LAND USE AND DEVELOPMENT REGULATIONS AMENDING SECTION 23-421 PERMITTED AND SPECIAL EXCEPTION USES IN STANDARD ZONING DISTRICTS, SECTION 23-422A DIMENSIONAL AND AREA STANDARDS – RESIDENTIAL DISTRICTS, SECTION 23-223 LAND SUBDIVISION, SECTION 23-227 CERTIFICATE OF APPROPRIATENESS, SECTION 23-705 LEVEL OF SERVICE STANDARDS, AND SECTION 23-802 DEFINITIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED, by the City Commission of the City of Lake Wales,

SECTION 1:

TABLE 23-421

PERMITTED USES AND SPECIAL EXCEPTION USES IN STANDARD ZONING DISTRICTS

| P - Permitted Use S - Special Exception Use PDP - Planned Development Project MDP - Master Development Plan | | | | | | | | | | | | | | | | | | | | | |
|--|------|------|------|------|-----|-----|----|----------|--------------|-----|------|-----|-----|------------------|---------|--------|--------|--------|--------|---|--|
| | R-1A | R-1B | R-1C | R-1D | R-2 | R-3 | PF | PDM U | C-1/ C-1A | C-2 | C-2R | C-3 | C-4 | C-5 ¹ | L CI | B P | I - | I - | C N | R | |
| RESIDENTIAL | | | | | | | | | | | | | | | | | | | | | |
| Dwelling: Single-family | P | P | P | P | P | P | P | MDP | | | P | | | P | | | | | | | |
| Dwelling: Two-family | | | | | P | P | P | MDP | | | P | | | P | | | | | | | |
| Dwelling: Multi-family (up to 12 | | | | | | P | P | MDP | P | P | P | P | | P | | | | | | | |

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|--|---------|---------|---------|---------|---------|---------|---------|---|-----|---------|---------|---------|----------|---------|---|---|---|-----|--|
| units on one parcel) | | | | | | | | | | | | | | | | | | | |
| Dwelling: Multi-family (more than 12 units/parcel) | | | | | | PD P | PD P | | MDP | PD P | PD P | PD P | PDP | PD P | | | | | |
| Dwelling unit for caretaker employed on premises | | | | | | | S | | MDP | S | S | S | S | S | S | S | S | SSS | |
| Dwelling, accessory to single-family house* | S | S | S | S | S | S | | S | MDP | P | S | S | S | S | S | | | | |
| Mixed-use - residential and nonresidential | PD P | PD P | PD P | PD P | PD P | PD P | S | | MDP | P | P | S | PDP 2 | PD P | | | | | |
| Manufactured and Modular Homes (individual lots) | | | | | | | | | | | | | | | | | | | |
| Manufactured Home and Modular Home Parks | PD P | PD P | PD P | PD P | PD P | PD P | | | | | | | | | | | | | |
| Modular Home Subdivisions | PD P | PD P | PD P | PD P | PD P | PD P | | | | | | | | | | | | | |
| Manufactured Home Subdivisions | | | | | | | | | | | | | | | | | | | |
| AMUSEMENT ESTABLISHMENTS | | | | | | | | | | | | | | | | | | | |

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|--|--|--|--|--|--|--|---|-----|---|---|---|---|--|---|---|---|----|----|--|
| Amusement establishment— Indoor | | | | | | | | MDP | S | S | S | P | | S | S | | | S | |
| Amusement establishment— Outdoor | | | | | | | | MDP | | S | | S | | S | | | | S | |
| Indoor shooting ranges | | | | | | | | MDP | | | | P | | | P | P | PP | | |
| Movie theater— Indoor | | | | | | | | MDP | P | P | P | P | | P | | | | P | |
| AUTOMOTIVE USES* | | | | | | | | | | | | | | | | | | | |
| Auto and truck rental | | | | | | | | MDP | S | P | S | P | | S | P | | | P | |
| Auto and truck repair | | | | | | | | MDP | S | S | S | S | | S | S | | | SS | |
| Auto, truck, or motor cycle dealer | | | | | | | | MDP | S | S | S | P | | S | P | P | | P | |
| Auto parking establishments (principal use) | | | | | | | S | | P | P | S | P | | S | P | P | PP | | |
| Auto service station | | | | | | | | MDP | S | S | S | P | | S | | | | S | |

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|--|---|---|---|---|---|---|---|-----|---|---|---|---|---|---|----|---|---|
| Car wash | | | | | | | | MDP | S | S | P | S | S | S | | S | |
| Recreational vehicle, mobile home, or boat dealers | | | | | | | | MDP | S | S | P | S | P | S | PP | | |
| EDUCATIONAL AND CULTURAL | | | | | | | | | | | | | | | | | |
| Club ⁷ | | | | | | | S | MDP | P | P | S | P | S | S | P | | |
| Cultural facilities | S | S | S | S | S | S | S | MDP | P | P | P | P | P | P | P | P | P |
| Day care center ^{3*} | P | P | P | P | P | | P | MDP | P | P | P | P | P | P | | | |
| Religious establishment | P | P | P | P | P | P | P | MDP | P | P | P | P | P | | | P | |
| Schools, athletic or music | | | | | | | S | MDP | S | P | S | P | | S | S | P | S |
| Schools, post secondary | S | S | S | S | S | S | S | MDP | S | S | S | S | | S | | S | S |
| Schools, primary-secondary | P | P | P | P | P | P | P | MDP | P | P | P | P | | P | | | |
| Schools, training (other than athletic or music) | | | | | | | S | MDP | P | P | P | P | | P | S | P | P |

FARMING/OTHER AGRICULTURAL

| | | | | | | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|-----|---------------|---|---|---|---|---|---|---|----|---|---|---|
| Farming, crop ⁴ or nursery without retail sales | P | P | P | P | P | P | P | MDP | P | P | P | P | P | P | P | P | P | P | P | P |
| Nursery, plant with retail sales | | | | | | | | MDP | | P | S | P | | S | S | S | PP | | | |
| FOOD AND BEVERAGE BUSINESSES (See section 23-342 and chapter 5 for regulations on alcoholic beverages.) | | | | | | | | | | | | | | | | | | | | |
| Bar, wine and beer ⁷ | | | | | | | | MDP | P - C1-A only | | | | | | | | | | | |
| Catering facility | | | | | | | | MDP | S | P | S | P | | S | P | S | PP | | | |
| Food processing | | | | | | | | MDP | | | | | | | P | S | PP | | | |
| Mobile Food Vending/Mobile Food Dispensing Vehicles * | | | | | | | | MDP | P | | P | P | P | | P | P | P | | | |
| Restaurants, eat-in ^{5, 7} | | | | | | | S | MDP | P | P | S | P | P | P | P | P | P | | | |
| Restaurants, drive-up | | | | | | | | MDP | | S | | P | | S | | | | | | |

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|---|---|---|---|---|---|---|---|-----|---|---|---|---|---|---|---|---|----|--|--|
| Restaurant, outdoor cafe7 | | | | | | | S | MDP | P | P | S | P | P | P | | | | | |
| Restaurant, take- out5 | | | | | | | | MDP | P | P | S | P | P | P | S | S | SP | | |
| HEALTH CARE | | | | | | | | | | | | | | | | | | | |
| Health service | | | | | | | P | MDP | S | P | S | P | | P | P | P | P | | |
| Hospitals | | | | | | | P | MDP | | S | | P | | | P | S | | | |
| Medical Marijuana Dispensaries and Treatment Centers * | | | | | | | P | MDP | | | | P | | | | | | | |
| Medical office (one practitioner) | | | | | | | P | MDP | P | P | P | P | P | P | P | P | | | |
| Nursing care homes* | S | S | S | S | S | S | P | MDP | S | S | S | P | | S | | | S | | |
| Veterinarian or small animal hospital | | | | | | | S | MDP | | P | S | P | | P | P | P | P | | |
| Animal hospital | | | | | | | | MDP | | S | | P | | | P | P | S | | |
| LODGINGS | | | | | | | | | | | | | | | | | | | |

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| Bed and breakfast (accessory to single-family)* | S | S | S | S | S | S | S | MDP | S | | S | | S | | | | | |
| Boarding house | | | | | S | S | S | MDP | S | | S | | S | | | | | |
| Dormitory | | | | | | S | S | MDP | S | S | S | S | S | | | | | |
| Hotel | | | | | | | | MDP | P | P/SS | P | | P/SS | P | S | | | |
| Motel | | | | | | | | MDP | | S | S | | S | S | | S | | |
| INDUSTRIAL USES | | | | | | | | | | | | | | | | | | |
| Assembly and fabrication | | | | | | | | MDP | | | S | | | P | P | PP | | |
| Laundry and dry cleaning plants | | | | | | | | MDP | | | | | | P | S | PP | | |
| Manufacturing— Light | | | | | | | | MDP | | | S | | | P | P | PP | | |
| Manufacturing— Heavy | | | | | | | | | | | | | | | | SS | | |
| Warehouse/Distrib ution | | | | | | | | MDP | | | S | | | P | P | PP | | |
| PROFESSIONAL AND COMMERCIAL USES** | | | | | | | | | | | | | | | | | | |

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|---------------------------------------|--|--|--|--|--|---|---|-----|---|---|---|---|---|---|---|---|----|--|--|
| Artisan Production, small scale | | | | | | | | MDP | S | S | | P | S | S | P | P | | | |
| Artisan Production, large scale | | | | | | | | MDP | | | | P | | | P | P | | | |
| Bank | | | | | | | P | MDP | P | P | P | P | P | P | | P | P | | |
| Bank with drive-up window | | | | | | | S | MDP | S | P | P | P | P | P | | P | P | | |
| Construction support—Light | | | | | | | | MDP | P | P | P | P | | P | P | P | PP | | |
| Construction support—Heavy | | | | | | | | | | S | | S | | | S | S | SS | | |
| Funeral home | | | | | | | P | MDP | P | P | P | P | | P | S | | P | | |
| Kennel | | | | | | | | MDP | | | | S | | | S | | SS | | |
| Laboratory, research | | | | | | | S | MDP | | P | S | P | | | P | P | PP | | |
| Landscaping service | | | | | | | | MDP | | S | | S | | | P | S | PP | | |
| Laundromat* | | | | | | S | | MDP | S | P | S | P | S | S | | | P | | |

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|---|--|--|--|--|--|---|---|-----|---|---|---|---|--|---|---|---|---|----|---|--|
| Mini-storage | | | | | | S | S | MDP | | P | S | P | | S | S | P | P | PP | | |
| Office, professional (except medical) | | | | | | | P | MDP | P | P | P | P | | P | P | P | P | PP | | |
| Personal service | | | | | | S | S | MDP | P | P | P | P | | P | P | S | | | | |
| STORES (See section 23-342 and chapter 5 for regulations on alcoholic beverages.) | | | | | | | | | | | | | | | | | | | | |
| Convenience store (incl. groceries, drugs, or liquor) | | | | | | | | MDP | P | S | S | P | | P | P | | | | | |
| Convenience store with gasoline service | | | | | | | | MDP | S | S | S | P | | S | S | | | | S | |
| Outdoor display or sales (as principal or accessory use) ⁶ | | | | | | | | MDP | S | S | S | S | | S | S | S | S | SS | | |
| Store, retail — up to 1,500 sq. ft./store | | | | | | | | MDP | P | P | P | P | | P | P | S | | P | | |
| Store, retail - up to 12,500 sq. ft./store | | | | | | | | MDP | P | P | P | P | | P | P | | | P | | |
| Store, retail - from 12,500 to 100,000 sq. ft./store | | | | | | | | MDP | S | P | S | P | | P | | | | | | |

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|--|---|---|---|---|---|---|---|-----|---|---|---|---|---|---|---|---|---|-----|---|
| Store, retail - from 100,000 to 300,000 sq. ft./store | | | | | | | | MDP | S | | | P | | S | | | | | |
| PUBLIC AND GOVERNMENT | | | | | | | | | | | | | | | | | | | |
| Aircraft establishment | | | | | | | | | | | | | | | | | | PP | |
| Airports, heliports and related aviation facilities | | | | | | | | | | | | | | | | | S | SS | |
| Public facilities and offices** | P | P | P | P | P | P | P | MDP | P | P | P | P | P | P | P | P | P | PPP | P |
| Public transportation terminals | | | | | | | | MDP | S | S | S | P | | S | S | | S | PP | |
| Solar Power Generation Facility* | S | | | | | | | | | | | | | | | | | | |
| <p>* See special conditions for this use in article III, division 2 Conditional Use Regulations.</p> <p>For conditions for a dwelling unit accessory to a single-family dwelling, see Table 23-521, Accessory Uses - Residential Properties.</p> | | | | | | | | | | | | | | | | | | | |
| <p>** Public facilities and offices are permitted uses in all districts with the approval by the city commission and a courtesy review and recommendation from the planning board.</p> | | | | | | | | | | | | | | | | | | | |
| <p>1 A development in a C-5 zoning district requires approval as a Planned Development Project. (See section 23-224.)</p> | | | | | | | | | | | | | | | | | | | |

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| 2 | Mixed-use and multi-family development may be approved through the PDP process only if consistent with the policies of the Comprehensive Plan for the Future Land Use classification of the property. Standards in section 23-445 apply to all mixed-use planned developments and those in section 23-443 apply to all residential planned developments. |
| 3 | A "day care home," a day care facility with 4 or fewer clients (See definition in article VIII) is a permitted use accessory to a single-family house pursuant to section 23-521 . |
| 4 | A farm stand is permitted as accessory to an agricultural use. |
| 5 | A restaurant may be permitted as accessory to a nonresidential use pursuant to section 23-541 . |
| 6 | For exceptions, see section 23-343 "Auctions, sales, and events, temporary" and section 23-355 "Yard sales." |
| 7 | See also section 23-353 , Conditional use regulations for "outdoor seating areas" and section 23-342 for Conditional use regulations on alcoholic beverages. |
| 8 | C-2 zoning districts in the RAC land use category only. |
| 9 | Planned Development Mixed Use development may be approved through the MDP process only if consistent with Policy 2.18 of the Comprehensive Plan and Section 23-450. |
| 10 | Single-family attached in the C-1/C1A zoning districts not permitted on the ground floor. |

NOTES:

- Conversion of a dwelling unit to a non-residential use requires a special exception use permit, regardless of whether the new use is a permitted (P) or special exception use (S).
- Outdoor storage in BP, I-1, and I-2 is allowed with site plan approval.
- Outdoor display and sales at an otherwise permitted business or enterprise are subject to conditions in [Sec. 23-343](#).
- Planned Development Projects may be approved in any district per the procedure set forth in section 23-224 and per the regulations set forth in section 23-443.

- The addition of an accessory use to a property where the principal use is a special exception use requires is considered an expansion of the special exception use requiring a new special exception use permit prior to construction or commencement of the use. (See also section 23-501, accessory uses and structures).

- Outdoor seating for any establishment must meet conditional use regulations in section 23-353.

- ~~Within CRA3, Lots of Record shall be allowed to have one single-family residence, based on the R-1D zoning district standards. Approval of this use shall be granted by an Administrative Waiver, approved by the City Manager, using the criteria contained in Section 23-422.~~

- Non-residential uses are permitted as a subordinate part of a residential Planned Development Project and are limited to those uses permitted in the C-4 Neighborhood Commercial zoning district.

(Ord. No. 2005-47, § 1, 10-18-05; Ord. No. 2007-02, § 12, 3-6-07; Ord. No. 2007-33, § 3, 9-4-07; [Ord. No. 2008-04](#), § 9, 2-19-08; [Ord. No. 2008-45](#), §§ 15, 16, 12-16-08; Ord. No. 2009-174, § 2, 10-20-09; [Ord. No. 2010-11](#), § 3, 6-15-10; [Ord. No. 2011-04](#), § 3, 3-1-11; [Ord. No. 2012-02](#), § 1, 2-21-12; [Ord. No. 2015-04](#), § 9, 7-7-15; [Ord. No. 2017-05](#), § 2, 4-18-17; [Ord. No. 2017-19](#), § 1, 10-17-17; [Ord. No. 2018-07](#), § 4, 09-19-18; [Ord. No. 2019-12](#), § 1, 09-24-19; [Ord. No. 2020-06](#), § 2, 06-02-20; [Ord. No. 2020-27](#), § 1, 10-20-20; [Ord. No. 2020-30](#), § 1, 12-02-20; [Ord. No. 2021-09](#), § 1, 6-02-21; [Ord. No. 2021-20](#), § 1, 9-20-21; [Ord. No. 2021-25](#), § 1, 11-02-21; [Ord. No. 2022-06](#), § 1, 3-01-22; [Ord. No. 2022-30](#), § 1, 8-02-22)

TABLE 23-422A
DIMENSIONAL AND AREA STANDARDS—RESIDENTIAL DISTRICTS

Notes: Minimum floor area for a dwelling unit in the R-3, PF, C1, and C2R zoning districts may be waived by the Administrative Official.

| Zoning | Dwelling Type | Minimum Lot Size (sq. feet) ⁹ | Minimum Street Frontage (feet) ¹ | Minimum Lot Width at building line (feet) | Minimum Floor Area (sq feet) ² | Minimum Setbacks* Principal Buildings (feet) | Maximum Lot Coverage ⁸ (percent) | Maximum Building Height |
|--------|---------------|--|---|---|---|--|---|-------------------------|
|--------|---------------|--|---|---|---|--|---|-------------------------|

| | | | | | | Front ³ | Side ⁴ | Rear ⁵ | | feet | stories |
|------|--------------------------------|---------------------|----|-----|-------|--------------------|-------------------|--------------------|----|-----------------|----------------|
| R-1A | Single-family | 12,000 | 50 | 85 | 1,500 | 30 | 10 | 20 | 40 | 35 | 2½ |
| R-1B | Single-family | 9,000 | 50 | 75 | 1,500 | 30 | 10 | 20 | 40 | 35 | 2½ |
| R-1C | Single-family | 8,000 | 50 | 65 | 1,200 | 25 | 10 | 15 | 40 | 35 | 2½ |
| R-1D | Single-family | 6,000 | 50 | 60 | 1,000 | 25 | 7.5 | 15 | 40 | 35 | 2½ |
| R-2 | Single-family | 8,000 | 50 | 75 | 1,000 | 25 | 10 | 20 | 40 | 35 | 2½ |
| R-2 | Two-family | 12,000 | 50 | 85 | 950 | 25 | 10 | 20 | 40 | 35 | 2½ |
| R-3 | Single-family | 7,500 | 50 | 75 | 1,000 | 25 | 10 | 15 | 40 | 35 | 2½ |
| R-3 | Two-family | 8,500 | 50 | 75 | 950 | 25 | 10 | 15 | 40 | 45 ⁷ | 3 ⁷ |
| R-3 | Multi-family (3 or more units) | 12,000 ⁶ | 50 | 100 | 650 | 30 | 10 | 20 | 50 | 45 ⁷ | 3 ⁷ |

* The building setback shall be measured from the roof's vertical support member located nearest to the property line from which the setback is required. The roof overhang or other projection shall not extend beyond the vertical support member more than twenty-four (24) inches into the required setback.

¹ On any lot approved with reduced frontage, the lot width between the front lot line (street frontage) and the building line shall not be less than 25 feet at any point. In new single-family subdivisions, up to 10% of the lots may be approved with reduced street frontage, provided that no frontage is less than 30 feet in width. One single-family house may be constructed on a panhandle lot with reduced street frontage, provided that, excluding any portion of the lot less than 50-feet in width, the lot meets the minimum required lot area and other dimensional requirements for a single-family house in the zoning district, and provided the lot has a minimum of 25 feet of frontage.

² Minimum floor area of a dwelling unit is the living floor area excluding carports, garages, breezeways, and unenclosed porches or terraces. For single-family houses on infill lots, the administrative official may allow a reduction in the floor area to eighty (80) percent of the area required in the district upon demonstration that the reduced size is consistent with that of existing houses in the neighborhood.

³ The minimum front setback shall be as designated or one-half ($\frac{1}{2}$) the width of the required right-of-way for the street on which the lot fronts, whichever is larger. For infill lots, the administrative official may grant a waiver allowing a reduction of the front yard setback requirement, provided the reduction is compatible with the building setbacks in the immediate vicinity.

⁴ All single-family construction on existing lots less than 51 ft in width and more than 25 ft in width shall have a minimum side setback of 5 ft.

⁵ See article V for location requirements for accessory structures. Generally, accessory buildings are permitted only in rear yards at least 5 ft from any lot line.

⁶ 12,000 sq. ft. is required for the first 3 units and 3,000 sq. ft. is required for each additional dwelling unit.

⁷ No building shall exceed 3 stories or 45 ft in height unless 1 foot shall be added to the required front and side setbacks for each foot of building height in excess of 45 ft.

⁸ Parking areas in the front yard of a single-family or two-family residential property shall not eliminate more than 50% of the area available for grass or other landscaping.

⁹ The area encompassing wetlands and/or open water shall not be included in the calculation for compliance with the minimum lot size requirement.

Notes:

Dimensional requirements for the R-3 district apply for residential structures in non-residential districts.

See article V for dimensional requirements for accessory structures.

See also "provisions for flood hazard reduction" in article VI, div. 1.

Within CRA3, CRA areas I, II, and III Lots of Record shall be allowed to have one single-family residence, based on the R-1D zoning district standards. Approval of this use shall be granted by an Administrative Waiver, approved by the City Manager.

(Ord. No. 2007-02, §§ 13, 14, 3-6-07; Ord. No. 2007-33, § 4, 9-4-07; Ord. No. 2008-04, §§ 10—12, 2-19-08; Ord. No. 2008-45, § 23, 12-16-08)

Sec. 23-223.4 Final subdivision plat and supplementary information. Plats must be prepared by a registered surveyor and shall comply with the requirements of F.S. ch. 177. Application forms, deadlines for submission, and the number of copies of documents required shall be as set forth in the procedures manual maintained by the administrative official. The fee shall be as required per section 23-242.

a. *Pre-requisites.* Unless the proposed subdivision is exempt pursuant to subsection 23-223.1(a)3, a final plat application shall not be accepted for review unless a preliminary plat has been approved by the city commission under section 23-223.2, and site improvements have been completed pursuant to a site development permit under section 23-217. Although not preferred, the City of Lake Wales ~~will~~ may accept a performance bond, letter of credit or other surety in lieu of constructing street improvements, drainage improvements, ~~water, sanitary or storm sewer facilities,~~ street lights or traffic signs prior to the approval and recording of the final subdivision plat. The surety shall be a minimum of 120% of the cost of the improvements, based on the engineer's cost estimate that is approved by the City.

Sec. 23-227.2. Application.

a. Pre-application conference. A pre-application conference with the administrative official is required prior to submission of an application for a certificate of appropriateness for construction of a new building or an addition or for any alteration of the exterior of a building within an historic district designated under this chapter. An applicant for any work within an historic district may request a pre-application conference with the administrative official or with the historic board to obtain information or guidance regarding a proposed project. The purpose of the pre-application conference is to discuss and clarify preservation objectives and guidelines of the historic board in relation to a proposed project.

b. Application for certificate of appropriateness. Application shall be made on forms supplied by the administrative official and shall be accompanied by the fee as set forth in section 23-242. The number of copies of required support documents, application deadlines, and review guidelines shall be ~~set forth in the procedures manual maintained~~ determined by the administrative official.

The following support documents are required as applicable:

1. A site plan, rendering, sketch or drawing of the proposed work, specifically indicating the proposed changes in appearance, color, texture of materials, dimensions, architectural design of the exterior of the structure, including the front, sides, rear (if visible from a public right-of-way), roof, and any alterations to or additions of any outbuilding, courtyard, fence, or other accessory structure or improvement.
2. Photographs of the existing building, structure, or sign as applicable.
3. Photographs of adjacent buildings.
4. Any other information which may be reasonably required by the administrative official in order to convey a clear understanding of the applicant's proposal.

Sec. 23-227.3. Review of application for certificate of appropriateness.

a. Administrative review.

1. All applications for certificates of appropriateness shall be reviewed by the administrative official within ten (10) working days of receipt to determine that the application is complete in accordance with the requirements of this section. Incomplete applications will be returned to the applicant with reference to deficiencies.
2. Upon a finding that an application is complete, the administrative official, in consultation with other department as necessary, shall review the application for compliance with the purpose and intent of these regulations including the provisions of article IV, Resource Protection Standards, division 5, Historic Preservation (section 23-651 et seq.). The administrative official may request modifications or additional information if necessary.
3. After completion of review the administrative official may approve transmittal of the application to the historic board or require re-submittal with modifications or corrections.
4. If the administrative official approves transmittal of the application to the historic board, ~~the applicant will submit additional copies or information as required by the procedures manual maintained by the administrative official.~~ The administrative official shall prepare a report with recommendations and shall submit the report to the historic board in advance of its next scheduled meeting in accordance with the schedule established for agendas and public notice.
5. An application for a Certificate of Appropriateness for vinyl, painted, etched, or other types of non-structural signs may be reviewed and approved by the Administrative Official. The Administrative Official's decision shall be based on an assessment of compliance according to section 23-545 and section 23-653. In any case, the Administrative Official has the right to determine that formal review and approval by the Historic Board is necessary.

TABLE 23-705

LEVEL OF SERVICE STANDARDS

| FACILITY | LEVEL OF SERVICE |
|----------------|--|
| Sanitary sewer | Maximum Daily Flow—Average Daily Flow plus 13 percent |
| | Average Daily Flow—100 gallons per capita per day (gpcd) |
| | Effluent Quality—Meet or exceed EPA and DEP standards |
| Potable water | Average Daily Demand—122 gallons per capita per day (gpcd) |
| | Maximum Daily Demand—Average Daily Demand times 1.43 |
| | Storage Capacity—One-half Average Daily Demand |
| | Pressure—20 p.s.i. minimum |
| Solid waste | 7.3 pounds per person per day |
| Roads | Principal Arterials—LOS D <u>E</u> |
| | Minor Arterials & Collectors—LOS D <u>E</u> |
| | Other Roadways—LOS C <u>E</u> |
| | Florida Intrastate Highway System Roadways—LOS C <u>D</u> |

Section 23-802 Definitions

Compatibility means a condition in which land uses or conditions can coexist in relative proximity to each other in a stable fashion over time such that no use or condition is unduly negatively impacted directly or indirectly by another use or condition.


SECTION 2:

Severability: If any clause, section or provision of this ordinance shall be declared unconstitutional or invalid for any reason or cause, the remaining portion of said ordinance shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated.

SECTION 3:

Effective date: This ordinance shall become effective immediately upon its passage by the City Commission.

CERTIFIED AS TO PASSAGE this 5th day of October 2022.

By: 
 Mayor/Commissioner
 City of Lake Wales, Polk County, FL

ATTEST: _____
 City Clerk