# Miami Beach Resiliency Code – Proposed Code Table of Contents

PREAMBLE

# **Chapter 1 – GENERAL PROVISIONS**

# **ARTICLE 1 – IN GENERAL**

1.1 Purpose

1.2 How to Use the Miami Beach Resilience Code

# **ARTICLE 2 – DEFINITIONS**

**1.3 General Definitions** 

1.4 Use Definitions

1.4.1 Residential
1.4.2 Lodging
1.4.3 Office
1.4.4 Commercial
1.4.5 Civic
1.4.6 Civil Support
1.4.7 Educational
1.4.8 Industrial
1.4.9 Other

1.5 Supplemental Use Definitions

1.6 Concurrency Management and Mobility Definitions

- 1.7 Landscape Definitions
- **1.8 Signs Definitions**

1.9 Resilience and Adaptation Definitions

# **ARTICLE 3 – INTERPRETATION AND ENFORCEMENT**

- 1.10 Interpretation, purpose and conflict
- 1.11 Relationship to the comprehensive plan
- 1.12 Compliance with regulations required
- 1.13 Permits and plot plans
- 1.14 Outstanding building permits
- 1.15 Enforcement
- 1.16 Variations and penalties

# **Chapter 2 – ADMINISTRATION AND REVIEW PROCEDURES**

2.1 Land Use Boards

2.1.1 Generally

- 2.1.1.1 Disclosure requirement
- 2.1.1.2 Application requirement for land use boards

2.1.1.3 Terms of Office

2.1.1.4 Quorum and voting

2.1.1.5 Conflict of Interest

2.1.1.6 Meetings and Records

2.1.1.7 Removal

2.1.1.8 Temporary Emergency Relief Procedures

- 2.1.2 Planning Board
  - 2.1.2.1 Powers and Duties
  - 2.1.2.2 Membership
  - 2.1.2.3 Appointment
- 2.1.3. Design Review Board

2.1.3.1 Powers and duties

- 2.1.3.2 Membership
- 2.1.3.3 Appointment
- 2.1.4 Historic Preservation Board
  - 2.1.4.1 Powers and Duties
  - 2.1.4.2 Membership
  - 2.1.4.3 Appointment
- 2.1.5 Board of Adjustment
  - 2.1.5.1 Powers and Duties
  - 2.1.5.2 Membership
  - 2.1.5.3 Appointment

### 2.2 General Procedures

2.2.1 Development Application Submission and Review

2.2.1.1 Authority to Submit

2.2.1.2 Required Application Content and Forms

2.2.1.3 Site Plans

2.2.1.4 Unity of title; covenant in lieu thereof

2.2.1.5 Fees

2.2.1.6 Completeness Determination

2.2.1.7 Timeframe for Review and Hearing

2.2.2 Public Hearing

2.2.2.1 Public Notification

2.2.2.2 General Hearing Procedures

2.2.2.3 Quasi-Judicial Procedures

- 2.2.2.4 Review and Decision (timeframes, denial requiring citation, rendering)
- 2.2.2.5 Deferral, Continuances and Withdrawal

2.2.2.6 Rehearing

- 2.2.2.7 Limit on subsequent similar applications
- 2.2.2.8 Appeals
- 2.3 Comprehensive Plan and LDR Text Amendments
  - 2.3.1 Authority to file application to amend
  - 2.3.2 Comprehensive plan amendment

2.3.3 Proposed comprehensive plan amendments

2.3.4 Application of equitable estoppel to permits and approvals when Comprehensive Plan amendment proposed

2.3.5 Amendment to text of the land development regulations

2.3.6 Zoning in progress

### 2.4 Development Orders

2.4.1 Rezoning

- 2.4.1.1 Procedures
- 2.4.1.2 Criteria for Review
- 2.4.1.3 Planned Unit Development
- 2.4.1.4 Successional Zoning
- 2.4.1.5 Amendment Cycle
- 2.4.2 Conditional Use
  - 2.4.2.1 Purpose
  - 2.4.2.2 Conditional Use criteria
  - 2.4.2.3 Applications for conditional uses
  - 2.4.2.4 Compliance with conditions
  - 2.4.2.5 Amendment of an approved conditional use
- 2.4.3 Design Review Permit
  - 2.4.3.1 Design review criteria
  - 2.4.3.2 Applicability and exemptions
  - 2.4.3.3 Application for design review
  - 2.4.3.4 Decision of design review board
  - 2.4.3.5 Expiration of design review permit
  - 2.4.3.6 Post-hearing requirements
  - 2.4.3.7 Phased development permit
  - 2.4.3.8 Administrative design review and approval
- 2.4.4 Division of Land/Lot Split
  - 2.4.4.1 Purpose, standards and procedure
  - 2.4.4.2 Conformance with regulations
  - 2.4.4.3 Revocation procedures
- 2.4.5 Certificates of Occupancy and Certificates of Use
  - 2.4.5.1 Generally
  - 2.4.5.2 Certificate of Occupancy
  - 2.4.5.3 Certificate of Use
- 2.4.6 Waivers
  - 2.4.6.1 Criteria for Land Use Board waivers

### 2.4.6.2 Administrative waivers

- 2.4.7 Variances
  - 2.4.7.1 Determination of jurisdiction
  - 2.4.7.2 Lot splits within historic districts with contributing buildings
  - 2.4.7.3 Hardship variance criteria
  - 2.4.7.4 Practical difficulty variance criteria
  - 2.4.7.5 Variance conditions and safeguards
  - 2.4.7.6 Variance time limits.
  - 2.4.7.7 Revocation or modification of variance.
- 2.5 Administrative Appeals
- 2.6 Transfer of Development Rights
- 2.7 Development Agreements

2.8 Nonconformities

2.8.1 Purpose/applicability

2.8.2 Nonconforming use of land

2.8.3 Nonconforming signs

2.8.4 Nonconforming use of buildings

2.8.5 Discontinuance of nonconforming uses

2.8.6 Repair and/or rehabilitation of nonconforming buildings and uses

2.8.7 Intermittent or illegal uses

2.8.8 Existence of a nonconforming building or use

2.8.9 Building nonconforming in height, density, parking, floor area ratio or bulk

2.9 Historic Preservation

2.9.1 Generally

2.9.1.1 Intent

2.9.1.2 Purpose

2.9.1.3 Scope, policies and exemptions

2.9.2 Historic Preservation Board Review of Projects

2.9.2.1 Review requests for public improvements

2.9.2.2 Proceedings before the historic preservation board.

2.9.2.3 Unauthorized alterations

2.9.2.4 Historic properties database

2.9.2.4 Variances prohibited

2.9.3 Issuance of Certificate of Appropriateness/Certificate to Dig/Certificate of Appropriateness for

Demolition

2.9.3.1 General requirements

2.9.3.2 Application

2.9.3.3 Review procedure

2.9.3.4 Decisions on certificates of appropriateness

2.9.3.5 Special review procedure

2.9.4 Designation

2.9.4.1 Historic designation procedure

2.9.4.2 Criteria for designation

2.9.4.3 Historic preservation designation

2.9.5 Single-Family Ad Valorem Tax Exemption

2.9.5.1 Scope of tax exemptions

2.9.5.2 Duration of tax exemptions

2.9.5.3 Eligible properties and improvements

2.9.5.4 Preapplication requirements

2.9.5.5 Application

2.9.5.6 Review by the historic preservation board

2.9.5.7 Approval by the city commission

2.9.5.8 Required covenant

2.9.5.9 Amendments

2.9.5.10 Completion of work

2.9.5.11 Notice of approval to the property appraiser

2.9.5.12 Revocation proceedings

2.9.5.13 Notice of penalties

# Chapter 3 – CONCURRENCY MANAGEMENT AND MOBILITY FEES

**ARTICLE I – PURPOSE AND GENERAL PROVISIONS** 

### 3.1 Purpose

- 3.2 Concurrency mitigation and mobility fee required
- 3.3 Concurrency mitigation and mobility fee review
- 3.4 Exemptions from concurrency mitigation and mobility fees
- 3.5 Application for concurrency mitigation review and mobility fees

### **ARTICLE II – CONCURRENCY**

- 3.6 Level of service standards
- 3.7 Determination of concurrency

## **ARTICLE III – MOBILITY FEES**

- 3.8 Legislative intent
- 3.9 Adoption of mobility fee study
- 3.10 Imposition and collection of mobility fees
- 3.11 Calculation of mobility fee
- 3.12 Alternative independent mobility fee study
- 3.13 Mobility fee land uses
- 3.14 Mobility fee benefit district
- 3.15 Mobility fee fund established
- 3.16 Use of mobility fee fund

# **Chapter 4 – LANDSCAPE REQUIREMENTS**

- 4.1 Purpose
- 4.2 Short title and applicability
- 4.3 Plans required
- 4.4 Tree removal and preservation
- 4.5 Minimum standards
- 4.6 Tree and shrub compliance options
- 4.7 Plant quality

- 4.8 Buffers between dissimilar land uses
- 4.9 Living shoreline in residential districts
- 4.10 Landscaped areas in permanent parking lots
- 4.11 Temporary and provisional parking lot standards
- 4.12 Landscape installation
- 4.13 Irrigation
- 4.14 Site and landscape lighting
- 4.15 Landscape maintenance

# Chapter 5 – OFF-STREET PARKING

### 5.1 Purpose

- 5.2 Conditional use approval
- 5.3 Vehicle Parking, Bicycle Parking and Off-street Loading Requirements
  - 5.3.1 Parking districts established
  - 5.3.2 Vehicle off-street parking requirements
  - 5.3.3 Bicycle off-street parking requirements
  - 5.3.4 Off-street loading requirements
  - 5.3.5 Zoning districts exempted from providing parking
  - 5.3.6 Removal of existing parking spaces
  - 5.3.7 Parking credit system
  - 5.3.8 Off-site parking facilities
  - 5.3.9 Temporary parking lots
  - 5.3.10 Mechanical and robotic parking systems
  - 5.3.11 Electric vehicle parking.
  - 5.3.12 Valet and tandem parking
  - 5.3.13 Alternative parking incentives.
  - 5.3.14. Joint venture agreements

### 5.4 Design Standards

- 5.4.1 Criteria for below grade off-street parking
- 5.4.2 Off-street parking space dimensions
- 5.4.3 Interior aisles
- 5.4.4 Drives
- 5.4.5 Marking
- 5.4.6 Lighting
- 5.4.7 Screening and landscaping
- 5.4.8 Drainage and maintenance
- 5.4.9 Parking garage design standards
- 5.4.10 Pedestal parking design standards
- 5.4.11 Parking lot design standards
- 5.4.12 Temporary parking lot design standards

### 5.4.13 Off-street loading design standards

5.5 Fee in Lieu of Parking Program

- 5.5.1 Generally
- 5.5.2 Fee calculation
- 5.5.3 Fee collection
- 5.5.4 Deposit of funds; account

5.6 Surplus and Under-utilized Parking Spaces

5.6.1 Surplus parking spaces.

- 5.6.2 Under-utilized parking spaces.
- 5.7 Shared Parking
  - 5.7.1 Requirements
- 5.8 Supplementary Convention Center Parking
  - 5.8.1 Authorization
  - 5.8.2 Occupational license required; permitting process
  - 5.8.3 Vacant lots
  - 5.8.4 Limitation on number of permits
  - 5.8.5 Required parking for other uses
  - 5.8.6 Revocation of occupational license

# **Chapter 6 - SIGNS**

- 6.1 Purpose
- 6.2 Applicability and severability
- 6.3 General requirements
- 6.4 Exempt signs
- 6.5 Signs in the public right of way
- 6.6 General advertising, prohibited signs and sign devices
- 6.7 Noncommercial graphics and images
- 6.8 Display of signs or advertisement on vehicles
- 6.9 Removal required
- 6.10 Yard requirements
- 6.11 Design Standards
  - 6.11.1 General sign requirements and design standards
  - 6.11.2 Window signs
  - 6.11.3 Signs located on the valance and underside of awnings or canopies
  - 6.11.4 Wall sign
  - 6.11.5 Projecting sign
  - 6.11.6 Detached sign

- 6.11.7 Directory signs
- 6.11.8 Flags and flagpoles
- 6.12 Temporary Signs
  - 6.12.1 Generally
  - 6.12.2 Temporary signs, general requirements
  - 6.12.3 Temporary signs regulations for business, real estate, construction, and election/free speech signs
  - 6.12.4 Election headquarter signs
  - 6.12.5 Banners
  - 6.12.6 Garage sale signs
  - 6.12.7 Cultural institutions temporary banner
  - 6.12.8 Vacant storefront covers and signs
  - 6.12.9 Signage for temporary businesses
- 6.13 Specific District Sign Regulations
  - 6.13.1 Lincoln Road signage district
  - 6.13.2 Signs for oceanfront and bayfront buildings

# 6.14 Specific Use Signs

- 6.14.1 Signs for shopping centers
- 6.14.2 Signs for schools and religious institutions
- 6.14.3 Signs for Interconnected retail
- 6.14.4 Signs for filling stations and other uses selling gasoline
- 6.14.5 Signs for vertical retail centers
- 6.14.6 Signs for major cultural institutions
- 6.15 Legal nonconforming signs
  - 6.15.1 Generally
  - 6.15.2 Legal nonconforming signs located within a local or National Register historic district or local historic site
  - 6.15.3 Legal nonconforming signs located outside a local or National Register historic district or local historic site
  - 6.15.4 Legal nonconforming use signage—Residential district.

# Chapter 7 – ZONING DISTRICTS AND REGULATIONS

### **ARTICLE 1. – GENERAL TO ALL ZONING DISTRICTS**

- 7.1 Resilience and Adaptation Standards
  - 7.1.1 Purpose
  - 7.1.2 Exterior Building and Lot Standards
  - 7.1.3 Resilience and Adaptation Standards for Buildings
    - 7.1.3.1 Purpose
    - 7.1.3.2 Subterranean Level Standards
    - 7.1.3.3 Understory Standards
    - 7.1.3.4 Residential First Habitable Level (FHL) Standards
    - 7.1.3.5 Nonresidential First Habitable Level (FHL) Standards
      - 7.1.3.5.1 Existing Building Standards
      - 7.1.3.5.2 New Construction Standards
        - a. Short Frontage Standards
          - b. Long Frontage Standards

7.1.4 Sea Level Rise and Resiliency Review Criteria 7.1.4.1 Criteria

7.2 Environmental Mitigation Standards

7.2.1 Purpose

7.2.2 Green Buildings

7.2.2.1 Purpose

7.2.2.2 Green Building Regulations

7.2.2.2.1 Sustainability Requirements

7.2.2.2.2 Standards

a. Original Green Standards

b. USGBC or International Living Future Institute Based Standards

7.2.3 Sustainability Fee Program

7.2.3.1 Generally

7.2.3.2 Sustainability Fee Calculation

7.2.3.3 Review Procedures

7.2.3.4 Deposit of Funds; Account

### 7.3 Frontages

7.3.1 Purpose

7.3.2 Frontage Standards

7.4 Tall Building Standards for New Construction

7.4.1 Purpose

7.4.2 Midrise Standards for New Construction

7.4.3 Tower and Pedestal Standards for New Construction

7.4.3.1 Building Separation

7.4.3.2 Building Slenderness

7.4.3.3 Building Stepback

7.4.4 Tall Building Standards for Sites that Preserve pre-1960 Legacy Facades

### 7.5 Minimum Unit Sizes

7.6 Height Exceptions

7.7 Parking Placement Standards

7.8 Colors

### 7.9 Prohibited Uses

7.10 Supplementary District Regulations

7.10.1 Encroachment; reduction of lot area

7.10.2 Accessory Buildings, prior construction, and use

7.10.3 Derelict motor vehicles

7.10.4 Required enclosures

7.10.5 Roof replacements and new roofs

7.10.6 Vacant and abandoned properties and construction sites

7.11 Reserved

### **ARTICLE II. - DISTRICT REGULATIONS**

7.12 Generally

- 7.12.1 Districts Established
- 7.12.2 District Map
- 7.12.3 Interpretation of District Boundaries
- 7.12.4 Reserved

### 7.13 RS-1, RS-2, RS-3, RS-4 Single-family Residential Districts

- 7.13.1 Purpose (RS)
- 7.13.2 Uses (RS)
- 7.13.3 Development Regulations (RS)
- 7.13.4 Additional Regulations (RS)
- 7.13.5 Altos del Mar Historic District (RS)
  - 7.13.5.1 Location (Altos del Mar Historic District-RS)
  - 7.13.5.2 Purpose (Altos del Mar Historic District-RS)
  - 7.13.5.3 Development Regulations (Altos del Mar Historic District-RS)
- 7.14 RM-1 Residential Multifamily Low Intensity District
  - 7.14.1 Purpose (RM-1)
  - 7.14.2 Uses (RM-1)
  - 7.14.3 Development Regulations (RM-1)
  - 7.14.4 Additional Regulations (RM-1)
  - 7.14.5 North Beach Public and Private School District (RM-1)
    - 7.14.5.1 Location (North Beach Public and Private School District RM-1)
    - 7.14.5.2 Purpose (North Beach Public and Private School District RM-1)
    - 7.14.5.3 Development Regulations (North Beach Public and Private School District RM-1)
- 7.15 RM-2 Residential Multifamily Medium Intensity District
  - 7.15.1 Purpose (RM-2)
  - 7.15.2 Uses (RM-2)
  - 7.15.3 Development Regulations (RM-2)
  - 7.15.4 Additional Regulations (RM-2)

7.16 RM-3 Residential Multifamily High Intensity District

- 7.16.1 Purpose (RM-3)
- 7.16.2 Uses (RM-3)
- 7.16.3 Development Regulations (RM-3)
- 7.16.4 Additional Regulations (RM-3)

7.17 RM-PRD Multifamily Planned Residential Development District

- 7.17.1 Purpose (RM-PRD)
- 7.17.2 Uses (RM-PRD)
- 7.17.3 Development Regulations (RM-PRD)
- 7.17.4 Additional Regulations (RM-PRD)
- 7.18 RM-PRD-2 Multifamily Planned Residential Development District
  - 7.18.1 Purpose (RM-PRD-2)
  - 7.18.2 Uses (RM-PRD-2)
  - 7.18.3 Development Regulations (RM-PRD-2)
  - 7.18.4 Additional Regulations (RM-PRD-2)
- 7.19 CD-1 Commercial Low Intensity District

7.17.1 Purpose (CD-1) 7.17.2 Uses (CD-1) 7.17.3 Development Regulations (CD-1) 7.17.4 Additional Regulations (CD-1) 7.20 CD-2 Commercial Medium Intensity District 7.20.1 Purpose (CD-2) 7.20.2 Uses (CD-2) 7.20.3 Development Regulations (CD-2) 7.20.4 Additional Regulations (CD-2) 7.20.5 Washington Avenue (CD-2) 7.17.5.1 Location (Washington Avenue - CD-2) 7.17.5.2 Purpose (Washington Avenue - CD-2) 7.17.5.3 Development Regulations (Washington Avenue - CD-2) 7.20.6 The Wolfsonian Arts District (CD-2) 7.20.6.1 Location (Wolfsonian Arts District - CD-2) 7.20.6.2 Purpose (Wolfsonian Arts District - CD-2) 7.20.6.3 Development Regulations (Wolfsonian Arts District - CD-2) 7.20.7 Alton Road Gateway (CD-2) 7.20.7.1 Location (Alton Road Gateway - CD-2) 7.20.7.2 Purpose (Alton Road Gateway - CD-2) 7.20.7.3 Development Regulations (Alton Road Gateway - CD-2) 7.20.8 Alton Road – Historic District Buffer Areas (CD-2) 7.20.8.1 Location (Alton Road Historic District Buffer Areas - CD-2) 7.20.8.2 Purpose (Alton Road Historic District Buffer Areas - CD-2) 7.120.8.3 Development Regulations (Alton Road Historic District Buffer Areas - CD-2) 7.20.9 Alton Road Office Development Overlay (CD-2) 7.20.9.1 Location (Alton Road Office Development Overlay - CD-2) 7.20.9.2 Purpose (Alton Road Office Development Overlay - CD-2) 7.20.9.3 Development Regulations (Alton Road Office Development Overlay - CD-2) 7.20.10 Sunset Harbour (CD-2) 7.20.10.1 Location (Sunset Harbour - CD-2) 7.20.10.2 Purpose (Sunset Harbour - CD-2) 7.20.10.3 Development Regulations (Sunset Harbour - CD-2) 7.21 CD-3 Commercial High Intensity District 7.21.1 Purpose (CD-3) 7.21.2 Uses (CD-3) 7.21.3 Development Regulations (CD-3) 7.21.4 Additional Regulations (CD-3) 7.22 CCC Civic and Convention Center District 7.22.1 Purpose (CCC) 7.22.2 Uses (CCC) 7.22.3 Development Regulations (CCC) 7.22.4 Additional Regulations (CCC) 7.23 GC Golf Course District 7.23.1 Purpose (GC) 7.23.2 Uses (GC) 7.23.3 Development Regulations (GC) 7.23.4 Additional Regulations (GC)

7.24 GU Government Use District 7.24.1 Purpose (GU) 7.24.2 Uses (GU) 7.24.3 Development Regulations (GU) 7.24.4 Additional Regulations (GU) 7.25 HD Hospital District 7.25.1 Purpose (HD) 7.25.2 Uses (HD) 7.25.3 Development Regulations (HD) 7.25.4 Additional Regulations (HD) 7.26 I-1 Light Industrial District 7.26.1 Purpose (I-1) 7.26.2 Uses (I-1) 7.26.3 Development Regulations (I-1) 7.26.4 Additional Regulations (I-1) 7.26.5 Sunset Harbour (CD-2) 7.25.5.1 Location (Sunset Harbour – I-1) 7.25.5.2 Purpose (Sunset Harbour – I-1) 7.25.5.3 Development Regulations (Sunset Harbour - I-1) 7.27 MR Marine Recreation District 7.27.1 Purpose (MR) 7.27.2 Uses (MR) 7.27.3 Development Regulations (MR) 7.27.4 Additional Regulations (MR) 7.28 MXE Mixed Use Entertainment District 7.28.1 Purpose (MXE) 7.28.2 Uses (MXE) 7.28.3 Development Regulations (MXE) 7.128.4 Additional Regulations (MXE) 7.29 RO-1 Residential/Office District 7.29.1 Purpose (RO-1) 7.29.2 Uses (RO-1) 7.29.3 Development Regulations (RO-1) 7.29.4 Additional Regulations (RO-1) 7.30 RO-2 Residential/Office Low Intensity District 7.30.1 Purpose (RO-2) 7.30.2 Uses (RO-2) 7.30.3 Development Regulations (RO-2) 7.30.4 Additional Regulations (RO-2) 7.31 RO-3 Residential/Office Medium Intensity District 7.31.1 Purpose (RO-3) 7.31.2 Uses (RO-3) 7.31.3 Development Regulations (RO-3) 7.31.4 Additional Regulations (RO-3)

<sup>7.32</sup> TH Townhome Residential District

7.32.1 Purpose (TH)7.32.2 Uses (TH)7.32.3 Development Regulations (TH)7.32.4 Additional Regulations (TH)

7.33 WD Waterway District (WD)

7.33.1 Purpose (WD) 7.33.2 Uses (WD)

7.33.3 Development Regulations (WD)

7.33.4 Additional Regulations (WD)

7.34 PS Performance Standard District

7.34.1 Purpose (PS)
7.34.2 Uses (PS)
7.34.3 Development Regulations (PS)
7.34.4 Additional Regulations (PS)
7.34.5 Residential Performance Standard Area Requirements (R-PS)
7.34.6 Commercial Performance Standard Area Requirements (C-PS)
7.34.7 Residential Limited Mixed Use Performance Standard Area Requirements (RM-PS)

7.35 SPE Special Public Facilities Educational District

7.35.1 Purpose (SPE)

7.35.2 Uses (SPE)

7.35.3 Development Regulations (SPE)

7.35.4 Additional Regulations (SPE)

7.36 TC North Beach Town Center Districts

7.36.1 Purpose (TC)

7.36.2 Uses (TC)

7.36.3 Development Regulations (TC)

7.36.4 Additional Regulations (TC)

7.36.5 TC-C North Beach Town Center-Core District (TC)

7.36.5.1 Location (Town Center-Core - TC)

7.36.5.2 Uses (Town Center-Core - TC)

7.36.5.3 Development Regulations (Town Center-Core - TC)

# **ARTICLE III. - OVERLAY DISTRICTS**

7.37 Dune Preservation and Oceanfront Overlay

7.37.1 Location

7.37.2 Purpose

7.37.3 Compliance with regulations

7.37.4 Uses and structures permitted

7.37.5 Development Regulations

7.38.6 Additional regulations for oceanfront lots

7.38 Convention Hotel Overlay

7.38.1 Maximum floor area ratio for convention hotel development city center/historic convention village redevelopment and revitalization area.

7.39 West Avenue Bay Front Overlay

7.39.1 Location and Purpose

7. 39.2 Compliance with regulations

- 7. 39.3 Residential Office Overlay Area
- 7. 39.4 Bed and Breakfast Inn Overlay Area
- 7.39.5 Off-street parking regulations
- 7.40 Faena District Overlay
  - 7.40.1 Location and purpose7.40.2 Definitions7.40.3 Compliance with regulations
- 7.41 Ocean Terrace Overlay
  - 7.41.1 Location and purpose
  - 7.41.2 Compliance with regulations
- 7.42 Art Deco Overlay
  - 7.42.1 Location and purpose 7.42.2 Compliance with regulations
  - 7.42.3 Applicability
- 7.43 North Beach National Register Conservation District Overlay
  - 7.43.1 Location and purpose
  - 7.43.2 Compliance with regulations
  - 7.43.3 Development regulations and area requirements
  - 7.43.4 Lot aggregation guidelines
  - 7.43.5 Design and resiliency standards
  - 7.43.6 Additional parking standards

## **ARTICLE IV - NEIGHBORHOOD CONSERVATION DISTRICTS**

7.44 Gilbert M. Fein Neighborhood Conservation District

- 7.44.1 General boundary description and detailed district boundaries
- 7.44.2 Compliance with regulations
- 7.44.3 NCD plan report

### **ARTIVLE V – SUPPLEMENTAL USE REGULATIONS**

#### 7.45 Accessory Uses

- 7.45.1 General Provisions
- 7.45.2 Permitted accessory uses
- 7.45.3 Regulation of accessory uses in specialized zoning districts
- 7.45.4 Permitted accessory uses in single-family districts

#### 7.46 Supplementary Use Regulations

- 7.46.1 Commercial and wholesaling use
- 7.46.2 Motor vehicle storage
- 7.46.3 Storage and/or parking of commercial and construction vehicles
- 7.46.4 Video game machines in commercial districts
- 7.46.5 Suite hotel, apartment hotel, hostel, and hotel
- 7.46.6 Temporary sales buildings
- 7.46.7 Parking lots or garages on certain lots
- 7.46.8 Sidewalk cafes
- 7.46.9 Accessory outdoor bar counters
- 7.46.10 Mobile storage containers

7.46.11 Short-term rental of apartment units or townhomes

7.46.12 Package liquor store design standards

# 7.47 Specialized Use Regulations

7.47.1 Assisted living and medical uses

7.47.2 Adult Entertainment

7.47.3 Major cultural and dormitory facilities

7.47.4 Entertainment establishments

7.47.5 Bed and Breakfast Inns

7.47.6 Home based business office

7.47.7 Dance Halls

7.47.8 Controlled Substances regulations and use

7.47.9 Tobacco/vape dealers

### APPENDIX A FEE SCHEDULE