

**ORDINANCE # 2021-75
LDC21-0001**

An Ordinance of the Board of County Commissioners of Osceola County, Florida; amending the Osceola County Land Development Code by amending Chapter 3, “Performance and Siting Standards, Article 3.17, “Outdoor Sign Standards” to update text pertaining to entertainment sign requirements; providing for correction of scrivener’s errors; providing for conflicts; providing for severability; and providing an effective date.

WHEREAS, in accordance with the Local Government Comprehensive Plan and Land Development Regulation Act, Chapter 163, Florida Statutes, as amended, Osceola County enacted Ordinance 00-32, which adopted the Osceola County Land Development Code; and

WHEREAS, subsequent to the effective date of the Land Development Code, it has been determined that amendments are warranted in order to better serve the community and to ensure compliance with the Osceola County Comprehensive Plan; and

WHEREAS, in accordance with the provisions of Section 125.66, Florida Statutes, the Board of County Commissioners conducted a public hearing to consider the amendments, with due public notice having been provided; and

WHEREAS, having reviewed and considered all comments received during the public hearings, the Board of County Commissioners desires to amend sections of the Land Development Code for consistency with the Osceola County Comprehensive Plan.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF OSCEOLA COUNTY, FLORIDA:

SECTION 1. RECITALS.

The foregoing recitals are true and correct and incorporated herein.

SECTION 2. AMENDMENT.

This ordinance amends Chapter 3, “Performance and Siting Standards”, of the Osceola County Land Development Code, as follows:

**CHAPTER 3
PERFORMANCE AND SITING STANDARDS**

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ARTICLE 3.17 OUTDOOR SIGN STANDARDS

3.17.9 SPECIAL AREA REQUIREMENTS

C. WEST U.S. 192 DEVELOPMENT AUTHORITY CORRIDOR

3. **Entertainment Signs.** Entertainment Signs are intended for entertainment uses and to serve as an attraction in themselves, located within the West 192 Development Authority Corridor. These signs shall be designed as an extension of the building and site design for the property, and are encouraged to be unique in appearance, color, material, and technology, with the ultimate goal of upgrading and improving the overall aesthetic appearance of properties within the West 192 Development Authority e-Corridor, and thereby promoting a positive image inviting to tourists.

- a. Location: All non-residential sites within this area Segments 1 through 5 of the West 192 Corridor, also defined as the West 192 Development Authority Corridor from the Osceola-Polk County line to the intersection with SR 535.
- b. Applicability: All non-residential sites.
- c. Requirements and Restrictions:
 - i. Entertainment signs may be a maximum of fifty (50) feet in height.
 - ii. Entertainment signs may be a maximum of six hundred seventy-two (672) square feet in overall structure size.
 - iii. Entertainment signs may only be located on parcels of a minimum four (4) acres in size.
 - iv. Entertainment signs may only be located on parcels zoned Commercial Tourist (CT) or Planned Developments (PD) with Tourist Commercial land use designation.

CODING: Underline indicates addition; ~~strikethrough~~ indicates deletions.

- a) Entertainment signs are intended for uses within the Commercial Tourist (CT) zoning district, as included in Table 3.4, and are limited to the following types of uses:
- Amusement or Theme Park; Entertainment Complexes; Hotel/Motel (large-scale); Recreational Facilities (Commercial); Marina; Zoo
- v. A site may apply for either entertainment signs or monument signs, as defined in ~~Section 2~~ Section 3.17.9.C. Entertainment signs require ARB approval, as outlined in this Code.
- vi. Entertainment signs may be freestanding or building mounted.
- vii. One (1) entertainment sign shall be allowable per site, unless site frontage exceeds one thousand three hundred twenty (1,320) feet, in which case, two (2) signs are allowed, but shall maintain a minimum spacing of six hundred (600) feet on the same property.
- viii. Ground-mounted entertainment signs for sites fronting Irlo Bronson Memorial Highway shall be located within fifteen (15) feet of the right-of-way, as measured from the leading edge of the sign. Administrative waiver may be granted to accommodate utility easements, drainage, landscape, and sight distance.
- ix. Materials of entertainment signs:
- a) shall be compatible with the associated buildings and site design within same site;
 - b) shall be of high-quality, low-maintenance and long-lasting materials.
- x. Entertainment signs may utilize electronic copy that is designed and integrated in a cohesive way.
- xi. Entertainment signs are not intended to be pole or pylon signs. A base or pole cover provided to satisfy this requirement shall be integrally designed as part of the sign by use of such things as color, material and texture.
- xii. Entertainment signs shall not be of a temporary nature.
- xiii. Sites located within the West 192 Development Authority Corridor are only eligible for Alternative Sign Standards (as defined in Section 3.17.6) as related to building signage, and not applicable for Entertainment or Monument Signs. Entertainment and Monument signs must meet the requirements set forth in Section 3.17.9. Alternative Sign Standards that have already been adopted can remain.
- d. Applicable and Related Code Sections and Requirements:
- i. Refer to Section 4.7.11 – B Site Lighting for site lighting requirements.
 - ii. Separate freestanding or accessory features are required to be reviewed and permitted separately and per other sections of Chapter 3 (e.g. architectural features, etc.)

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- iii. Prior to, or concurrent with Entertainment Sign review, any additional site improvements required by Article 3.16 - West U.S. 192 Development Authority Corridor are to be completed.
- iv. Entertainment Signs shall only be reviewed and approved for properties that are in compliance with the West U.S. 192 Development Authority Corridor, Section 3.16.2 - General Design Standards For All Segments, and their assigned zoning designation, and for properties that have no outstanding code violations or deficiencies.

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SECTION 3. SCRIVENER’S ERRORS.

The County Attorney is authorized to correct scrivener’s errors found in this Ordinance by filing a corrected copy of this Ordinance with the Clerk to the Board.

SECTION 4. CONFLICTS.

Any Ordinance or part thereof, and/or any resolution, or part thereof, which is in conflict with this Ordinance or part hereof is hereby repealed to the extent of the conflict.

SECTION 5. SEVERABILITY.

If any provision of this Ordinance, or the application thereof, is for any reason held or declared to be unconstitutional, inoperative, void or invalid, such holding shall not affect provisions or applications of this Ordinance which can be given affect without the invalid provisions or application, and to that end, the provisions of this Ordinance are declared severable.

SECTION 6. EFFECTIVE DATE.

This Ordinance shall become effective immediately upon filing with the Florida Department of State.

ADOPTED by the Board of County Commissioners of Osceola County, Florida, at its regular meeting this _____ day of _____, 2021.

BOARD OF COUNTY COMMISSIONERS
OF OSCEOLA COUNTY, FLORIDA

By: _____
Chairman/Vice Chair

ATTEST:
OSCEOLA COUNTY CLERK OF THE BOARD

Clerk/Deputy Clerk of the Board

As authorized for execution at the Board
of County Commissioners meeting of:
