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LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
04/14/2011	.	
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	.	

The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations (Latvala) recommended the following:

Senate Amendment (with title amendment)

Delete lines 1825 - 1829
and insert:

Section 34. Subsections (4), (26), and (27) of section 479.01, Florida Statutes, are amended to read:

479.01 Definitions.—As used in this chapter, the term:

(4) "Commercial or industrial zone" means a parcel of land designated predominately for commercial or industrial uses under both the future land use map of the comprehensive plan and the land use development regulations adopted pursuant to chapter



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12 163. If a parcel is located in an area designated for multiple
13 uses on the future land use map of a comprehensive plan and the
14 zoning category of the land development regulations does not
15 clearly designate that parcel for a specific use, the area will
16 be considered an unzoned commercial or industrial area if it
17 meets the criteria of subsection (26).

18 (26) "Unzoned commercial or industrial area" means an area
19 ~~a parcel~~ of land designated by the future land use map of the
20 comprehensive plan for multiple uses that include commercial or
21 industrial uses but are not specifically designated for
22 commercial or industrial uses under the land development
23 regulations, in which three or more separate and distinct
24 conforming industrial or commercial activities are located.

25 (a) These activities must satisfy the following criteria:

26 1. At least one of the commercial or industrial activities
27 must be located on the same side of the highway and within 800
28 feet of the sign location;

29 2. The commercial or industrial activities must be within
30 660 feet from the nearest edge of the right-of-way; and

31 3. The commercial industrial activities must be within
32 1,600 feet of each other.

33

34 Distances specified in this paragraph must be measured from the
35 nearest outer edge of the primary building or primary building
36 complex when the individual units of the complex are connected
37 by covered walkways.

38 (b) ~~Certain activities, including, but not limited to,~~ The
39 following are, ~~may not be so recognized as~~ commercial or
40 industrial activities:



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- 41 1. Signs.
- 42 2. Agricultural, forestry, ranching, grazing, farming, and
- 43 related activities, including, but not limited to, wayside fresh
- 44 produce stands.
- 45 3. Transient or temporary activities.
- 46 4. Activities not visible from the main-traveled way.
- 47 5. Activities conducted more than 660 feet from the nearest
- 48 edge of the right-of-way.
- 49 6. Activities conducted in a building principally used as a
- 50 residence.
- 51 7. Railroad tracks and minor sidings.
- 52 8. Communication towers.

53 (27) "Urban area" has the same meaning as defined in s.
54 334.03(28) ~~s. 334.03(29)~~.

55 Section 35. Subsection (7) of section 479.02, Florida
56 Statutes, is amended to read:

57 479.02 Duties of the department.—It shall be the duty of
58 the department to:

59 (7) Adopt such rules as ~~it deems~~ necessary to administer or
60 ~~proper for the administration of~~ this chapter, ~~including rules~~
61 ~~which identify activities that may not be recognized as~~
62 ~~industrial or commercial activities for purposes of~~
63 ~~determination of an area as an unzoned commercial or industrial~~
64 ~~area.~~

65
66 ===== T I T L E A M E N D M E N T =====

67 And the title is amended as follows:

68
69 Delete lines 86 - 88



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70 and insert:
71 316.515, 336.01, 338.222, 341.8225, 479.07, and
72 479.261, F.S.; conforming cross-references to changes
73 made by the act; amending s. 479.01, F.S.; redefining
74 the terms "commercial or industrial zone" and "unzoned
75 commercial or industrial area"; correcting a cross-
76 reference; amending s. 479.02, F.S.; deleting obsolete
77 provisions; amending s. 310.002, F.S.;