



Pinellas County

Legislation Details (With Text)

File #: 21-1205A **Version:** 1

Type: Ordinance **Status:** Public Hearing

File created: 6/10/2021 **In control:** Board of County Commissioners

On agenda: 7/13/2021 **Final action:**

Title: Ordinance amending Chapter 138-Zoning and Chapter 146-Historic Preservation of the Pinellas County Land Development Code establishing the Downtown Palm Harbor Form-Based Code.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance LDR-27-11-19_Clean, 2. Ordinance LDR-27-11-19_Markup, 3. Boundary Description_DPH FBC, 4. LPA Report LDR-27-11-19_061021, 5. Presentation, 6. Ordinance-AATF, 7. Exhibit B LDR-27-11-19_DPH FBC, 8. Affidavit of Publication, 9. Electronic Affidavit of Publication, 10. Public Comment Card - In Support, 11. Public Comment Card - Against

Date	Ver.	Action By	Action	Result
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Subject:

Ordinance amending Chapter 138-Zoning and Chapter 146-Historic Preservation of the Pinellas County Land Development Code establishing the Downtown Palm Harbor Form-Based Code.

Recommended Action:

First of two public hearings for Case Number LDR-27-11-19. Based upon evidence and findings contained in the staff report and attachments, this Case is recommended for approval. A second adoption hearing is forthcoming at a later date.

This Case consists of an Ordinance, adding Section 138-2153 to the Pinellas County Land Development Code to adopt the Downtown Palm Harbor Form-Based Code; and adding Article XII - Downtown Palm Harbor Form-Based Code to Chapter 138 of the Pinellas County Land Development Code; and amending related sections of Chapter 138 and Chapter 146 of the Pinellas County Land Development Code. These amendments accomplish the following:

- Adopt a form-based code as the new regulatory mechanism for the greater Downtown Palm Harbor area.
- Replace the current Old Palm Harbor-Downtown district zoning category with a new Downtown Palm Harbor Form-Based Code District zoning category as Article XII of Chapter 138 of the Land Development Code.
- Amend various sections throughout Chapter 138 to align with and conform to the new zoning district.
- Amend Chapter 146 to update regulations and standards broadly affecting historic preservation in Pinellas County and to align with and conform to the new zoning district.

The Housing and Community Development Department worked extensively with the community to identify current issues and concerns within the greater Downtown Palm Harbor area through a series of focus group meetings and open houses. The information gathered during this time provided

valuable insight that aided the preparation of the FBC and establishment of the zoning district, as well as the most recently adopted update to the Downtown Palm Harbor Master Plan.

Strategic Plan:

Ensure Public Health, Safety, and Welfare

2.5 Enhance pedestrian and bicycle safety.

Foster Continual Economic Growth and Vitality

4.2 Invest in communities that need the most.

4.3 Catalyze redevelopment through planning and regulatory programs.

4.6 Support a vibrant community with recreation, arts, and culture to attract residents and visitors.

Summary:

Pinellas County Planning has developed the Downtown Palm Harbor Form-Based Code (DPH-FBC) to serve as the regulatory framework for the greater Downtown Palm Harbor area. The DPH-FBC is intended to guide the development and redevelopment of the greater Downtown Palm Harbor area in a way that achieves a built environment that is consistent with the most recently adopted update to the Downtown Palm Harbor Master Plan, while still being respectful and complementary to the established neighborhoods. The DPH-FBC will apply to all properties located within the focus area designated by the updated Master Plan (approximately 64 acres).

The DPH-FBC establishes four (4) districts that each have their own intent and set of regulatory standards. The standards are based on existing zoning allowances from the Land Development Code; however, they more clearly state where a building is placed on a property and how it relates to the street and public spaces, ultimately promoting walkability and a dynamic pedestrian experience. The provisions within the DPH-FBC are designed to implement the Downtown Palm Harbor Master Plan recommendations.

The DPH-FBC is comprised of the following eight (8) divisions:

1. General Provisions
2. Administration
3. District Map
4. District Standards
5. Development Design Standards
6. Use Standards
7. Parking Standards
8. Definitions

Divisions 3 (District Map), 4 (District Standards), and 5 (Development Design Standards) include the standards that differentiate this Code from a traditional use-based zoning code. These divisions primarily focus on building placement, form and the overall relationship between the public and private spaces.

ADDITIONAL LAND DEVELOPMENT CODE (LDC) AMENDMENTS

Other, related sections of LDC Chapter 138-Zoning and Chapter 146-Historic Preservation have been made to reflect and comport with the establishment of the DPH-FBC. These amendments are included in this Ordinance.

COMPANION ITEM: CASE NO. Z/LU 28-11-19 - ZONING ATLAS AMENDMENT

An amendment to the Zoning Atlas is proposed as a companion item to this Case. A Resolution as part of Case Number Z/LU-27-11-19 is proposed to change the zoning category for approximately 64 acres comprising the greater Downtown Palm Harbor area to DPH-FBC, Downtown Palm Harbor - Form-Based Code District. The proposed amendment will effectively establish a cohesive zoning district boundary that follows the updated Downtown Palm Harbor Master Plan and associated new Future Land Use Map category boundary configuration. It will also create a smoother transition between the downtown core and outlying neighborhoods and will include all the Downtown Palm Harbor Historic District.

Background Information:

In 2001, a Master Plan was adopted for Historic Downtown Palm Harbor. Beginning in late 2016, the Planning Division met with the community to address current needs of the downtown, which resulted in the Downtown Palm Harbor Master Plan Update, adopted in October 2020. This update contained a series of recommendations including the need to support additional retail in the downtown; the need to simplify and streamline the development approval process while continuing to address the historic character; and the desire to enhance the pedestrian experience. To address these issues the Master Plan Update recommended the creation of a Form Based Code (FBC).

This specific case along with the associated Zoning Atlas amendment for the subject area (Case Number Z/LU-28-11-19) were initially heard and recommended by the Local Planning Agency (LPA) for adoption in November 2019. Since then, Planning staff have gone back to area stakeholders and County departments to solicit further input and recommendations for changes and improvements to the Code. While the resulting changes have not specifically impacted proposed residential densities and nonresidential intensities, due to the extent of such changes and the amount of time since the LPA last heard the item, Planning staff restarted the adoption process for these zoning-related amendments in May 2021, beginning with the Development Review Committee (DRC).

The DRC reviewed this application on May 10, 2021 and forwarded it to the LPA for their recommendation to the Board of County Commissioners, which occurred on June 10, 2021 with a 6-0 vote recommending approval.

The Housing and Community Development Department worked extensively with the community to identify current issues and concerns within the greater Downtown Palm Harbor area through a series of focus group meetings and open houses. The information gathered during this time provided valuable insight that aided the preparation of the FBC and establishment of the zoning district, as well as the most recently adopted update to the Downtown Palm Harbor Master Plan.

Fiscal Impact:

N/A

Staff Member Responsible:

Carol Stricklin, Director, Housing and Community Development

Partners:

N/A

Attachments:

Ordinance amending the LDC - strikethrough
Ordinance amending the LDC - clean copy
Downtown Palm Harbor Form Based Code
Boundary Description
LPA Report - final
Presentation