

1 AN ORDINANCE OF THE CITY OF ORLANDO, FLORIDA,  
2 AMENDING THE EDGEWATER DRIVE SPECIAL  
3 PLAN/APPEARANCE REVIEW OVERLAY DISTRICT;  
4 AMENDING SECTION 62.309 RELATING TO  
5 ARCHITECTURAL TRANSITIONS BETWEEN THE  
6 ACTIVITY CENTER, MIXED USE CORRIDOR AND THE  
7 SURROUNDING RESIDENTIAL NEIGHBORHOOD;  
8 INGRESS/EGRESS, STREETScape, SIGNAGE,  
9 LIGHTING, SHARED PARKING AND ARCHITECTURAL  
10 DESIGN STANDARDS; PROVIDING FOR APPLICABILITY,  
11 SEVERABILITY, REPEAL, CODIFICATION,  
12 CORRECTION OF SCRIVENER'S ERRORS, AND AN  
13 EFFECTIVE DATE.

14  
15 WHEREAS, section 163.3202(1), Florida Statutes, requires that the City of Orlando,  
16 Florida (the "City") adopt or amend and enforce land development regulations that are consistent  
17 with and implement the City's adopted comprehensive plan; and  
18

19 WHEREAS, section 163.3203(3), Florida Statutes, encourages the use of innovative land  
20 development regulations and requires that all land development regulations be combined into a  
21 single land development code for the City; and  
22

23 WHEREAS, from time to time, amendments and revisions to the City's adopted  
24 comprehensive plan (the "Growth Management Plan") and progress in the field of planning and  
25 zoning make it necessary or desirable to amend or revise the land development regulations of the  
26 City; and  
27

28 WHEREAS, at its regularly scheduled meeting of April 21, 2009, the Municipal  
29 Planning Board recommended to the City Council of the City of Orlando, Florida (the "Orlando  
30 City Council"), that the provisions of this ordinance are consistent with the applicable provisions  
31 of the City's adopted Growth Management Plan, are in the best interest of the public health,  
32 safety, and welfare, are in harmony with the purpose and intent of the City's Land Development  
33 Code, will not result in disorderly and illogical development patterns, and will not result in  
34 incompatible land uses; and  
35

36 WHEREAS, the City of Orlando convened a citizen Task Force to amend the Edgewater  
37 Drive Special Plan and the area it applies, which held regular meetings from October 2007 to  
38 November 2008. The Task Force suggested Growth Management Plan and Land Development  
39 Code amendments to proactively encourage development within College Park's core by creating  
40 programmed transitions and other rules that provide for neighborhood compatibility; and  
41

42 WHEREAS, the Orlando City Council hereby finds and determines that this ordinance is  
43 consistent with the applicable provisions of the City's adopted Growth Management Plan, is in  
44 the best interest of the public health, safety, and welfare, is in harmony with the purpose and  
45 intent of the City's Land Development Code, will not result in disorderly and illogical  
46 development patterns, and will not result in incompatible land uses; and

47           **NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE**  
48 **CITY OF ORLANDO, FLORIDA:**

49  
50           **SECTION 1. SECTIONS 62.309, APPENDED.** Section 62.309, Code of the City of  
51 Orlando, Florida, is hereby appended as follows:

52  
53 **Sec. 62.309. Edgewater Drive Special Plan/Appearance Review Overlay District.**

54  
55 \*\*\*\*

56  
57 PRECISE PLAN TRANSITIONS

58  
59           Proposed buildings which exceed the maximum transition profiles enumerated below are  
60 only allowed when approved by Conditional Use Permit. Additional bufferyards, setbacks,  
61 circulation, landscaping, etc. may be required as a condition of approval for the Conditional Use  
62 Permit, or the proposed building may be denied if determined incompatible.

63  
64           The following Transition Areas, as depicted in Figure 25, are hereby created:

65  
66           **T4: General Urban.** General Character: Existing single family and duplex dwellings. Mix  
67 of building types, including rear-loaded townhomes, small apartments, office buildings and  
68 public benefit uses. Commercial uses are found along Edgewater Drive. Parking is typically  
69 provided in garages for individual dwelling units and in surface parking lots for other uses.

70  
71           Maximum building mass: Office, residential or public benefit uses are limited to three  
72 stories, with architectural massing and materials articulated at least every 60 feet. Approvals  
73 to allow significantly more height are not allowed (example: Conditional Use Permit  
74 allowing 75-foot height in MU-1/T should not be approved in these areas due to  
75 neighborhood incompatibility).

76  
77           Bonuses: Density and Intensity bonuses are discouraged.

78  
79           Special Requirements:

- 80  
81           a. Cross access shall be provided from office, commercial, townhome and multi-family uses  
82 to adjacent properties. Residential garages and surface parking should be located in the  
83 rear of buildings.
- 84  
85           b. For development sites less than 0.20 acre in size in the “T4: General Urban” area, the  
86 Zoning Official may allow a reduced Residential District Setback of 16 feet (Section  
87 58.110) to accommodate an 11-foot wide one-way private driveway, a 5-foot wide  
88 bufferyard planted with 4 canopy trees and 25 shrubs per 100 feet and a 6-foot tall solid  
89 masonry wall with intervening pilasters spaced at a maximum of 30 feet. Adequate  
90 ingress/egress and cross-access easements shall be provided between all non-residential  
91 and multi-family properties.

- 92 c. The minimum setbacks for property within the “T4: General Urban” area shall be as  
93 follows: front yard setback - 15 feet; sideyard setback - 5 feet; and setback from any  
94 right-of-way for any garage, carport or other required parking - 20 feet. Townhomes,  
95 multi-family and office buildings shall be rear-loaded. When these standards are utilized,  
96 the minimum Residential District setback for non-residential projects shall be 10 feet and  
97 include a Bufferyard “B”. The Zoning Official may approve a minimum side yard  
98 setback of 0 feet along contiguous property lines when consolidated, rear-loaded  
99 circulation is provided.

100 **T5: Urban Center.** General Character: Mix of building types, including larger multi-  
101 family, office, mixed-use and public benefit uses with commercial activities at the ground level.  
102 Commercial uses are required at ground level along Edgewater Drive. Buildings are oriented to  
103 the street and attached. Some structured parking for larger buildings.

104  
105 *Maximum Building Mass:* Commercial, public benefit use and office uses are limited to four  
106 stories and residential uses are limited to five stories. For mixed-use buildings, the  
107 predominant use of the building shall determine the maximum number of stories.  
108 Architectural massing and materials must be articulated at least every 120 feet.

109  
110 *Bonuses:* Either a single Density or Intensity Bonus, but not both, may be allowed to reach  
111 the maximum building profile.

112  
113 *Special Requirements:* Vehicular cross-access shall be provided between adjacent properties.  
114 Common alleyways or driveways shall be shared with adjacent properties located within the  
115 “T6: Urban Core” area(s).

116  
117 **T6: Urban Core.** General Character: Medium to high-density mixed-use buildings form a  
118 continuous street wall. New buildings are at least two stories in height. Has the highest level of  
119 pedestrian activity. Transit stops are adjacent to Urban Core. Structured parking is nested  
120 within the block and surrounded by buildings.

121  
122 *Maximum building mass:* Commercial, public benefit use and office uses are limited to six  
123 stories; residential uses are limited to seven stories. For mixed-use buildings, the  
124 predominant use of the building shall determine the maximum number of stories.  
125 Architectural massing and materials must be articulated at least every 240 feet.

126  
127 *Bonuses:* Both Density and Intensity Bonuses may be utilized simultaneously to reach the  
128 maximum building mass.

129  
130 *Special Requirements:*

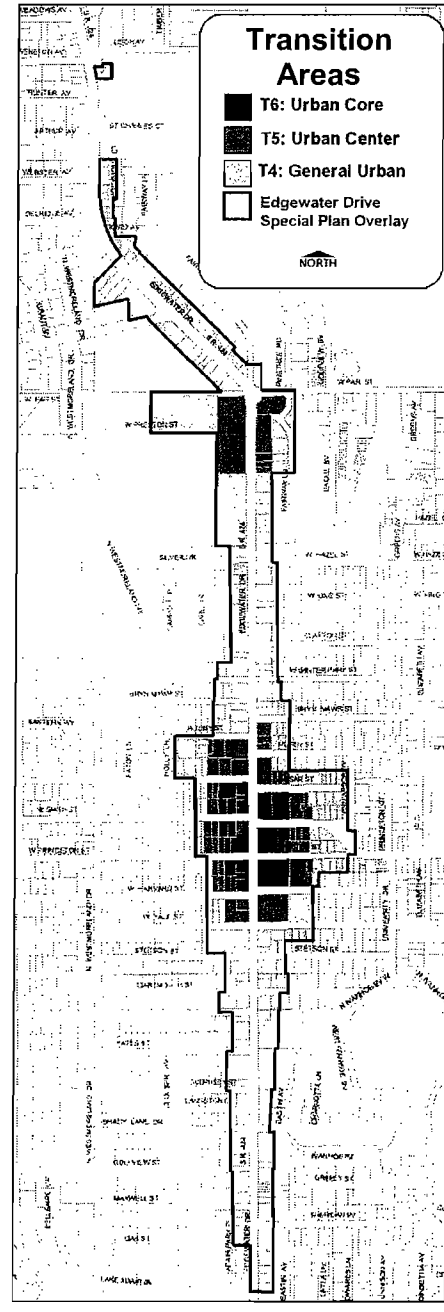
- 131  
132 a. Cross-access shall be provided between adjacent properties. Common alleyways or  
133 driveways shall be shared with adjacent properties located in “T5: Urban Center” area(s).  
134 b. The minimum floor to ceiling height for ground floor uses shall be 12 feet. The maximum  
135 building height for a principal structure may be increased by a maximum of 5 feet to

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accommodate this requirement either through a Master Plan or Planned Development review.

- c. In order to allow additional light, air and sight lines in the “T6: Urban Core” area, buildings 3 stories in height and over must provide a triangular plaza treatment at street corners independent of the pedestrian Throughway Zone, with a minimum one-side dimension of 25 feet along all rights-of-way.

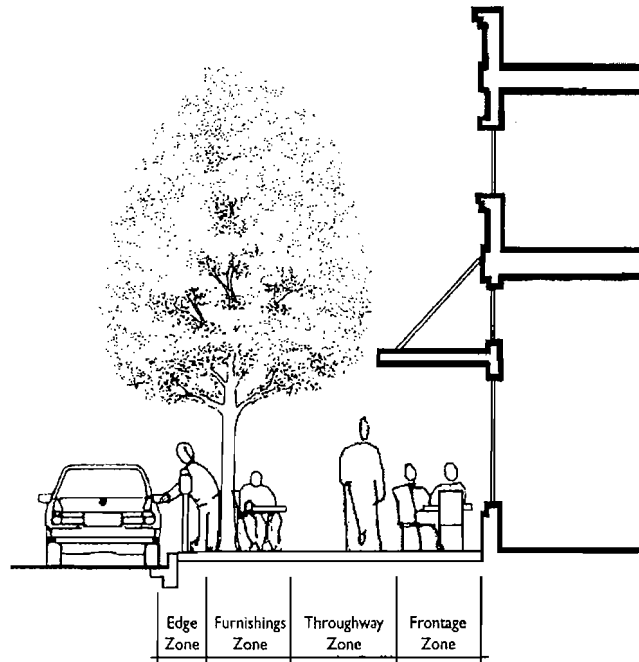
FIGURE 25



145 Automobile Ingress/Egress and Cross-Access. Curb cuts to Edgewater Drive shall be closed  
 146 whenever possible. All development and substantial improvements shall provide cross-access  
 147 easements to the benefit of adjacent properties and all subsequent properties on the block in  
 148 order to minimize the need for automobile access to Edgewater Drive and thereby promote a  
 149 continuous pedestrian oriented streetscape.

151 Edgewater Drive Streetscape. The minimum width of the streetscape along Edgewater Drive  
 152 shall be 13 feet. Minimum width of each Zone, as depicted in Figure 26, shall be as follows:  
 153 Edge Zone (not including gutter) - 1 foot; Furnishings Zone - 4 feet; Throughway Zone - 7 feet;  
 154 Frontage Zone - 1 foot. Occasional architectural details (pilasters, knee-walls, etc.) may encroach  
 155 up to one-half foot into the Frontage Zone. The Frontage Zone may also contain removable  
 156 planters. The maximum spacing for canopy trees shall be 40 feet; when understory trees are  
 157 utilized due to overhead utilities, the maximum separation distance shall be 20 feet. When  
 158 sidewalk café dining is proposed in conjunction with a new development, the minimum width of  
 159 the streetscape shall be 15 feet and contain the following: Edge & Furnishings Zones -  
 160 5 feet; Throughway Zone - 5 feet continuous, and Frontage Zone - 5 feet. A continuous 5-foot  
 161 wide pedestrian Throughway Zone shall be maintained free of obstructions wherever outdoor  
 162 dining is provided. The Zoning Official may modify the above standards as part of a Master  
 163 Plan or Determination, provided the minimum overall width of the streetscape is not less than 13  
 164 feet. This treatment shall be provided in all T5 and T6 areas.

FIGURE 26



165 Sidestreet Streetscape. The minimum width of the streetscape on sidestreets outside of the T5  
 166 and T6 areas shall be 13 feet, with a minimum 7-foot wide landscaped park strip and a 6-foot  
 167 wide continuous sidewalk. The maximum spacing for canopy trees shall be 40 feet; when  
 168 understory trees are utilized, the maximum spacing shall be 20 feet. Additional on-site  
 169 landscaping may be required for parking facilities and structured parking pursuant to other  
 170 sections of this Code.  
 171

172 Arcade/Gallery Treatments: The minimum dimensions of arcades and galleries shall be as  
173 follows: height - 12 feet; width - 10 feet; opening to the street between columns – 9 feet wide by  
174 9 feet tall. Arcades and galleries shall not be elevated from the adjacent streets. The minimum  
175 width of the streetscape along arcades and galleries shall be 6 feet. The streetscape shall include  
176 a curbed planter (or structural soil with tree grates for hardscape). The planter shall be a  
177 minimum of 5 feet wide in sections at least 10 feet long. A canopy tree shall be centered on each  
178 pilaster/column. The additional 1 foot is paved at the back of curb in order to allow door swings  
179 from adjacent parallel parking. Dining and uses inside arcades and galleries must provide a  
180 continuous 6-foot wide pedestrian Throughway Zone. Such treatments are strongly encouraged  
181 throughout the six-block T6 core area along Edgewater Drive.

182  
183 Drive-Through Uses. Due to the automotive nature of drive-throughs and their impact on  
184 pedestrian-friendly areas, Drive-Through uses are only allowed in Activity Center Zoning  
185 Districts along Edgewater Drive when approved by Conditional Use Permit and provided they:

- 186 a. are fully enclosed within a Parking Structure or building; and
- 187 b. do not add additional curb cuts; and
- 188 c. taper their ingress and egress to a singular lane and provide adequate circulation entirely  
189 within the development site.

190 Outdoor drive-through uses are only allowed in the MU-1/T zoning districts when approved by  
191 Conditional Use Permit and provided they:

- 192 a. have no more than two service lanes; and
- 193 b. do not add additional curb cuts; and
- 194 c. provide adequate circulation entirely within the development site.

195  
196 Front Yard Setbacks. The minimum front yard setback requirements of Section 58.110 -  
197 Footnote 6 are reduced to half within the Edgewater Drive Special Plan Overlay in order to more  
198 closely match the maximum setbacks for Main and Town Streets required within the Traditional  
199 City (Section 62.608). However, the first 60 feet along a sidestreet adjacent to Edgewater Drive  
200 shall be exempted from this requirement, in order to allow buildings to adequately address the  
201 corner.

202  
203 Architectural Massing and Articulation. No single building mass or single architectural  
204 treatment shall be greater than 240 feet in length in “T6: Urban Core” areas, 120 feet in “T5:  
205 Urban Center” areas, or 60 feet in “T4: General Urban” areas. Building mass shall be  
206 articulated, while architectural materials and detailing is modulated to create the appearance of  
207 multiple buildings.

208  
209 Bulkheads. Durable impervious materials shall be incorporated into the water-table portion (also  
210 known as the knee-wall) of storefront systems where transparency is required. Durable materials  
211 include stone, tile, granite, brick or other impervious materials deemed acceptable by the Zoning  
212 Official.

213  
214 Lighting. Due to the close proximity of residential uses, and the possibility of mixed use in areas  
215 that allow both residential and commercial uses, all lighting fixtures utilized in the Special Plan  
216 shall be cut-off or fully shielded to reduce glare, mitigate light pollution and reduce spillover

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lighting into surrounding properties. Acceptable and unacceptable/discouraged fixtures are identified in Figure 27.

FIGURE 27



221 Shared Parking District. The Edgewater Special Plan Overlay shall be considered a Shared  
222 Parking District.

223  
224 Purpose and Establishment. Shared Parking Districts are pedestrian-oriented  
225 thoroughfares where a unique parking strategy is appropriate, counterpoint to typical  
226 suburban, parking-intensive development. The Edgewater Drive Special Plan /  
227 Appearance Review Overlay District is considered a Shared Parking District.

228  
229 Special Requirements. Within the Edgewater Drive Shared Parking District, all  
230 requirements of the Traditional City Overlay District provided in Section 62.600 are  
231 required, even if the area is located outside of the Traditional City. New curb cuts to  
232 Edgewater Drive are not allowed unless the Planning Official and Transportation Official  
233 determine that no other possible ingress and egress solutions are practical for the  
234 development site. Cross access easements are required between all parking areas and  
235 adjacent properties, designed with potential stub outs. Existing curb cuts to Edgewater  
236 Drive shall be closed upon substantial improvement or expansion, where other ingress  
237 and egress solutions are possible.

238  
239 Additional Parking Counting Rules. The following additional counting rules shall apply  
240 to required parking within the Edgewater Drive Shared Parking District:

241  
242 a. On-Street Parking. On-street parking on all rights-of-way on the block face directly  
243 adjacent to a development site may be counted towards the parking requirement for  
244 the immediately adjacent use when streetscape and on-street parking improvements  
245 are provided by a developer. Where parking spaces are not defined by marked  
246 parking spaces, a parking space shall be defined as a full 24 feet of clear parking  
247 space parallel and adjacent to the curb where parking is allowed on the street.  
248 However, the counting of such spaces shall not obligate the City to provide said on-  
249 street parking should any issue require the removal of such parking. In such cases,  
250 the parking conditions of the site shall be considered legal non-conforming.

251  
252 b. Shared Parking for Mixed Uses. In the Edgewater Drive Shared Parking District, the  
253 following method may be used to calculate parking for mixed-use projects with  
254 dissimilar adjacent uses, reciprocal parking and vehicular cross-access easements  
255 (open parking between uses): the actual parking required is calculated by adding the  
256 total number of spaces required by each separate use and dividing the total by the  
257 appropriate factor from the Shared Parking Factor matrix. Other functions may  
258 perform a shared parking study by a qualified transportation consultant.

259  
260 An example of this calculation: A residential use requires 10 parking spaces while the  
261 office use requires 12 parking spaces. Independently, they would require 22 spaces,  
262 but when divided by the sharing factor of 1.4, they would require only 16 spaces. A  
263 second way to calculate: If there is a total of 22 spaces available for residential and  
264 office uses, multiplying this by the factor 1.4 gives the equivalent of 30 spaces. A



building may be designed to a functional density corresponding to 30 parking spaces. When three uses share parking, use the lowest factor so that enough parking is assured.

**SHARED PARKING FACTOR**

<u>Use</u>	<u>RESIDENTIAL</u>	<u>LODGING</u>	<u>OFFICE</u>	<u>RETAIL</u>
<u>RESIDENTIAL</u>	<u>1.0</u>	<u>1.1</u>	<u>1.4</u>	<u>1.2</u>
<u>LODGING</u>	<u>1.1</u>	<u>1.0</u>	<u>1.7</u>	<u>1.3</u>
<u>OFFICE</u>	<u>1.4</u>	<u>1.7</u>	<u>1.0</u>	<u>1.2</u>
<u>RETAIL</u>	<u>1.2</u>	<u>1.3</u>	<u>1.2</u>	<u>1.0</u>

$(Use_A \text{ Parking Requirement} + Use_B \text{ Parking Requirement}) / (\text{Shared Parking Factor}) = (\text{Parking Requirement})'$

Flexibility of Development Program. The Planning Official may modify the development program of a mixed-use project previously approved through a Master Plan or Conditional Use Permit process by Determination, provided:

- a. the approved building mass and bulk is not increased; and
- b. any additional traffic impacts (both on and off-site) are fully mitigated as approved by the Transportation Official; and
- c. the project does not exceed the Growth Management Plan intensities and densities for the applicable Future Land Use designation(s).

Street Banners. In order to allow for uniform street banners sponsored by the Main Street program, the following provisions shall apply to street banners within the Edgewater Drive Special Plan overlay:

- a. Installation costs will be the responsibility of the Main Street program.
- b. The Main Street program shall coordinate installation with OUC, which may require additional permitting and indemnification for the installation of the banners.
- c. Sponsors representing tobacco, gambling, or adult entertainment are not permitted.
- d. Sponsorship ads, where allowed, shall occupy no more than 15% of the banner area on the lower quadrant of the banner and must be subordinate to the overall banner message or art.
- e. Banners may be hung 30 days prior to an event. Banners shall be removed no later than 10 days after the event. Seasonal banners may be hung for up to 3 months. Banners identifying the business district may be installed indefinitely, provided they are in good repair.
- f. The Main Street Design Committee will approve banners for their corridor prior to submitting for final approval by Planning Official through a Determination.

Parking Structures. Garages are prohibited from fronting Edgewater Drive within the required Ground Floor Commercial Use Area. In the remainder of the Special Plan area along Edgewater Drive, parking garages shall be designed so that no less than 50% of the parking garage is lined by an office, commercial or residential use fronting Edgewater Drive, with a minimum depth of 20 feet.

304 Parking structures that are not lined by buildings should be architecturally treated to match  
305 surrounding structures, using a combination of techniques to mitigate their impact on the  
306 streetwall. Pilaster treatments, greenscreens, landscaping and other architectural techniques may  
307 be utilized in combination to ensure that parking structures appear as typical buildings from a  
308 distance. Parking structures that face directly onto Edgewater Drive shall be architecturally  
309 treated to appear as typical commercial buildings, employing forced or partially forced  
310 ventillation, fenstration, and architectural treatments that integrate the garage with other parts of  
311 the associated project or adjacent buildings.

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314 **SECTION 2. SECTION 62.309, AMENDED.** Section 62.309, Code of the City of  
315 Orlando, Florida, is hereby amended as follows:

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318  
319 **GROUND FLOOR COMMERCIAL USE AREA**

320  
321 All lineal street frontage on all building sites shown in Figure 7 shall be occupied by ground-  
322 floor commercial uses from the following land uses categories:

- 323  
324 Eating and Drinking Establishments.  
325 Indoor Recreation.  
326 Light Retailing (except ~~banks and savings~~ financial institutions).  
327 Personal Services.  
328

329 However, up to 35% of the Ground Floor Commercial Use area may contain office uses and  
330 financial institutions, provided the public areas are oriented towards Edgewater Drive at a  
331 minimum depth of 20 feet, and interior window coverings are minimized in order to create  
332 transparency between the public areas of the use and the adjacent sidewalk.

333  
334 Exception "A" (see Figure 7). ~~RESERVED. A bank facility may be occupied, maintained and~~  
335 ~~operated on the ground floor of a building in this area provided that no more than 20% of the~~  
336 ~~entire Edgewater Drive building frontage, and no more than 30% of the first story floor area of~~  
337 ~~such building, shall be used for bank purposes.~~

338  
339 *Minimum Depth from Building Facade.* All ~~business~~-sites subject to the Ground Floor  
340 Commercial Use Area ~~this~~ requirement shall extend a minimum of ~~18~~ 30 feet in depth from the  
341 building facade oriented toward Edgewater Dr.

342  
343 \*\*\*\*

344  
345 *Awning Signs* are permitted according to the provisions listed in Chapter 64 and the  
346 Edgewater District Plan unless otherwise stated below. Awning signs extending below  
347 marquees shall be uniform in height above the ground. Signs shall be permitted on these  
348 awnings only when a marquee sign is not present. Marquee signs shall be permitted on  
349 marquees only where an awning sign is not present (Figure 16). The character height of

350 signs on all awnings or marquees shall not exceed two-thirds ( 2/3) of the height of the  
351 face (vertical or near vertical part) of the awning. When possible, signs shall be  
352 horizontally and vertically centered on the face of the awning. ~~Images on the angled face~~  
353 ~~are not permitted~~ A two (2) foot by two (2) foot image/message is allowed on the angled  
354 face of each awning. (Figure 17).

355  
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357  
358 *Projecting Signs* erected before 1960 shall be encouraged to remain because they  
359 contribute to the character of the district. New projecting signs shall be permitted  
360 according to the requirements of Chapter 64. These signs shall be erected perpendicular  
361 to the street and shall be sized to be compatible with those typically found in the district.  
362 The sign shall not have less than fifteen (15) nor more than twenty-five (25) square feet.  
363 The sign shall not extend more than five and one-half (5 1/2) feet from the building wall.  
364 Projecting signs shall not exceed nineteen (19) feet in height above the ground on one-  
365 story buildings and shall not exceed twenty-eight (28) feet in height above the ground on  
366 two-story buildings. Projecting signs on two-story buildings shall be positioned between  
367 the 2nd story windows and the top of the parapet or roofline. Projecting signs shall be  
368 prohibited above 2 stories. Sign height shall not exceed ~~one-half (1½)~~ three (3) times the  
369 width of the sign. New projecting signs shall only be allowed on buildings with sufficient  
370 parapet walls and/or marquees. Projecting signs shall not extend above or below an  
371 overhang, marquee, wall or parapet. Non-conforming projecting signs erected before  
372 1960 shall be allowed to remain because of their contribution to the character of the  
373 district. Signs which incorporate the use of exterior flood lighting or neon are also  
374 encouraged (Figure 21). Interior illuminated projecting signs shall be prohibited.

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376 \*\*\*\*

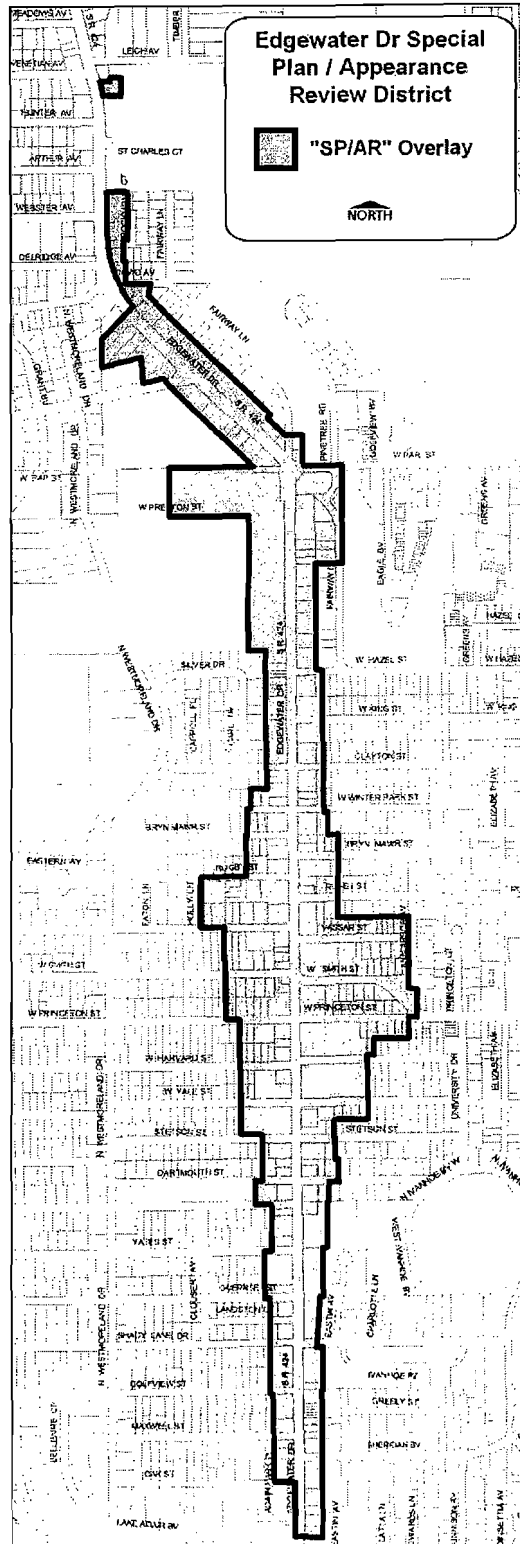
377  
378 *Menu Board Signs* shall be permitted along Edgewater Drive only if the following  
379 standards are met: menu boards shall be limited to the following land uses: eating and  
380 drinking establishments, personal services or light retail. The total sign area per face shall  
381 not exceed six (6) square feet. The sign area shall be counted towards the maximum  
382 allowable copy area. Maximum height shall be four and one-half (4 1/2) feet; minimum  
383 height is two (2) feet. One menu board shall be allowed per business street address. ~~The~~  
384 ~~menu boards shall not encroach into the right-of-way more than two (2) feet~~ Menu boards  
385 are allowed in the Furnishings Zone placed two (2) feet behind the back of curb, and  
386 Frontage Zones against a building, and shall require a right-of-way utilization permit  
387 from the ~~Engineering/Streets and Drainage Bureau~~ Public Works Department. No menu  
388 board shall be greater than two (2) feet wide. Menu boards shall not be secured to the tree  
389 guards or tree grates or disturb brick pavers in the sidewalk within the right-of-way, nor  
390 shall they block the pedestrian Throughway Zone in any manner. Menu boards shall be  
391 removed at the end of the business day. Menu boards shall be located in front of the  
392 business and address named on the sign permit and information on the menu board shall  
393 advertise the goods, prices, and services of that business exclusively.

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**SECTION 3. SECTION 62.309, AMENDED.** Section 62.309, Figure 8, Code of the City of Orlando, Florida, is hereby replaced in its entirety, and the official zoning map shall be amended to reflect an "SP/AR" overlay according to the following:

FIGURE 8



400       **SECTION 4. APPLICABILITY.** In addition to the area shown in Section 3 subject to  
401 the Edgewater Drive Special Plan / Appearance Review Overlay District, property annexed into  
402 the City of Orlando subject to Growth Management Plan sub-area policies S.4.6 and S.2.4 shall  
403 be included in the Special Plan and be assigned "SP/AR" overlay zoning designations for any  
404 initial zoning or re-zonings with the City, whether initiated by the applicant or the City of  
405 Orlando.

406  
407       **SECTION 5. SEVERABILITY.** If any provision of this ordinance or its application to  
408 any person or circumstance is held invalid, the invalidity does not affect other provisions or  
409 applications of this ordinance which can be given effect without the invalid provision or  
410 application, and to this end the provisions of this ordinance are severable.

411  
412       **SECTION 6. REPEAL.** All ordinances or parts of ordinances previously adopted and  
413 in conflict with this ordinance are hereby repealed.

414  
415       **SECTION 7. CODIFICATION.** The City Clerk and the City Attorney shall cause the  
416 Code of the City of Orlando, Florida, to be amended as provided by Sections 1, 2 and 3 of this  
417 ordinance and may renumber, re-letter, and rearrange the codified parts of this ordinance or the  
418 remainder of the affected Chapter if necessary to facilitate the finding of the law.

419  
420       **SECTION 8. SCRIVENER'S ERROR.** The City Attorney may correct scrivener's  
421 errors found in this ordinance by filing a corrected copy of this ordinance with the City Clerk.

422  
423       **SECTION 9. EFFECTIVE DATE.** This ordinance takes effect immediately upon final  
424 passage.

425  
426       **DONE, THE FIRST READING,** by the City Council of the City of Orlando, Florida, at  
427 a regular meeting, this 19 day of October, 2009.

428  
429       **DONE, THE PUBLIC NOTICE,** in a newspaper of general circulation in the City of  
430 Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this 22 day of  
431 October, 2009.

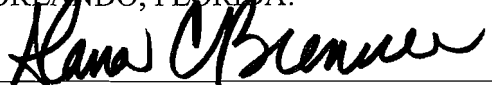
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**DONE, THE SECOND READING, AND ENACTED ON FINAL PASSAGE**, by an affirmative vote of a majority of a quorum present of the City Council of the City of Orlando, Florida, at a regular meeting, this 2 day of November, 2009.

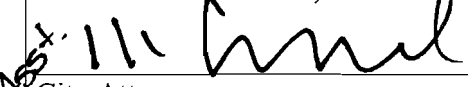
BY THE MAYOR/MAYOR PRO TEMPORE OF THE CITY OF ORLANDO, FLORIDA:

  
\_\_\_\_\_  
Mayor / Mayor Pro Tempore

ATTEST, BY THE CLERK OF THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA:

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE CITY OF ORLANDO, FLORIDA:

  
\_\_\_\_\_  
City Attorney **Kyle Shephard**