

ZONING ORDINANCE

9B Attachment 1

APPENDIX 1. AREA, SETBACK, HEIGHT, AND COVERAGE REGULATIONS

| Zoning Dist. | Min. Lot Area (a) (square feet) | Min. Lot Width (at front bldg. line) (linear feet) | Min. Lot Depth (average) (linear feet) | Front Setback* (b) (linear feet) | Side Setback* (c) (linear feet) | Rear Setback (d) (linear feet) | Height Limit (linear feet) | Max. Ground Coverage** (% of lot area) | Max. Dens. per Acre |
|--------------|------------------------------------|----------------------------------------------------------|----------------------------------------------|----------------------------------------|------------------------------------|-----------------------------------|-------------------------------|----------------------------------------------|------------------------|
| A | 5 acres (e) | 100 | 120 | 50 / 50 | 50 / 50 | 50 | 45 | 10 / 10 | .5 D.U. |
| R-1 | 7,500 | 60 | 120 | 25 / 35 | 10 / 15 | 25 (f) | 35 | 40 / 50 | 4.5 D.U. |
| R-2 | (g) | (h) | 120 | 25 / 35 | 25 (i) | 25 (i) | 45 (j) | 60 / 65 | 23.0 D.U. |
| MHP | See Section 11 | See Section 11 | See Section 11 | See Section 11 | See Section 11 | See Section 11 | 35 | 40 / 50 | 7.5 D.U. |
| MHS | See Section 12 | See Section 12 | See Section 12 | See Section 12 | See Section 12 | See Section 12 | 35 | 40 / 50 | 7.5 D.U. |
| B-1 | None (k) | None (k) | 80 (k) | 25 / 35 (l) | (m) | (n) | (o) | None | NA |
| I-1 | None | 50 | 80 | (p) | (q) | (r) | 45 (s) | None | NA |
| I-2 | None | 50 | 80 | (p) | (t) | (r) | 45 (s) | None | NA |

Notes:

*The first number in the column is the required setback for a front yard abutting a residential street; the second number in the column is the required setback for a front yard abutting a collector or major street.

**The first number in the column refers to coverage by primary building(s); the second number refers to coverage by all buildings.

This chart is not complete for all districts and uses.

See “District Regulations” (Sections 8–17) for additional zoning district regulations.

See Section 23, Accessory Building Regulations, for area, setback, and height regulations for accessory buildings.

ZONING ORDINANCE
NOTES TO APPENDIX 1

- a. The minimum residential lot area for the various districts shall be in accordance with the regulations for each district, except that a lot having less area than required which was an official “lot of record” at the time of adoption of this ordinance may be used for a one-family dwelling.

No lot existing at the time of passage of this ordinance shall be reduced in area below the minimum requirements set forth in the respective district.

- b. The front yard setback shall be measured from the property line to the front face of the building, covered porch, covered terrace, or attached accessory buildings. Eaves and roof extensions or a porch without posts or columns may project into the required front yard for a distance not to exceed four (4) feet. Subsurface structures, platforms, or slabs may not project into the front yard to a height greater than thirty (30) inches above the average grade of the yard.

On corner lots, the front yard setback shall be observed along the frontage of both intersecting streets (unless shown specifically otherwise on a final plat).

Where a building line has been established by a plat approved by the City Council and such line requires a greater or lesser front yard setback than is prescribed by this ordinance for the district in which the building line is located, the required front yard shall comply with the building line so established by such ordinance or plat provided no such building line shall be less than twenty (20) feet, except as approved under a Planned Development (see Section 15 [16]).

Where the frontage on one side of a street between two (2) intersecting streets is divided by two (2) or more zoning districts, the front yard shall comply with the requirements of the most restrictive district for the entire frontage.

Where lots have double frontage, running through from one street to another, a required front yard shall be provided on both streets unless a building line for accessory buildings has been established along one frontage on the plat or by ordinance, in which event only one required front yard need be observed.

On any corner lot for which front and side yards are required, no wall, fence, structure, sign, tree, or other planting or sloped terrace or embankment may be maintained higher than three (3) feet above the street grade so as to cause danger or hazard to traffic by obstructing the view of the intersection from a point thirty (30) feet back from the right-of-way corner. Visual clearance shall be provided in all zoning districts so that no fence, wall, vegetation, architectural screen, earth mounding, or landscaping obstructs the vision of a motor vehicle driver approaching any street, alley, or driveway intersection.

Where a future right-of-way line has been established for future widening or opening of a street or thoroughfare upon which a lot abuts, the front or side yard shall be measured from the future right-of-way line.

- c. Every part of a required side yard shall be open and unobstructed except for (a) accessory buildings as permitted herein; (b) the ordinary projections of window sills, belt courses, cornices, and other architectural features not more than twelve (12) inches into the required side yard; and (c) roof eaves projecting not more than thirty-six (36) inches into the required side yard. Balconies shall not project into the required side yard.

When a non-residentially zoned lot or tract abuts upon a zoning district boundary line dividing that lot or tract from a residentially zoned lot or tract, a minimum side yard of ten (10) feet shall be provided on the nonresidential property. An opaque wood fence or masonry wall having a minimum height of six (6) feet above the average grade of the residential property shall be constructed on nonresidential property adjacent to the common side or rear property line.

PARADISE CODE

- d. The required rear yard shall be open and unobstructed from a point thirty (30) inches above the average elevation of the graded rear yard, except for accessory buildings as permitted herein. Eaves, covered porches, and roof extensions without structural support in the rear yard may extend into the rear yard a distance not to exceed four (4) feet. Balconies shall not project into the required rear yard.
- e. Single-family dwellings require building lots of two (2) acres or more.
- f. A one-story wing or extension may be built to within fifteen (15) feet of the rear lot line.
- g. No lot containing multifamily units shall contain less than ten thousand (10,000) square feet or one thousand five hundred (1,500) square feet per dwelling unit, whichever is greater.

Minimum lot sizes for townhouses and zero lot line houses shall be three thousand (3,000) square feet per dwelling unit.

Minimum lot sizes for all other permitted uses shall be seventy-five hundred (7,500) square feet or one thousand five hundred square feet per living unit, whichever is greater.
- h. Lot width for a lot containing multifamily, townhouse, or zero lot line units shall be twenty (20) feet per ground floor unit plus side yard requirements.

Lot width for a lot containing other permitted uses shall be not less than sixty (60) feet.
- i. If a side yard or rear yard is adjacent to a single-family residential district, there shall be a twenty-five (25) foot setback for a single-story structure and a sixty (60) foot setback from the adjacent property line for buildings in excess of one (1) story in height.
- j. The height of any multifamily building sited on a lot adjacent to an area zoned for single-family dwellings or where single-family dwellings of one story in height exist shall be limited to one story for a distance of sixty (60) feet from the single-family district boundary or the lot on which the single-family dwelling is located.
- k. Lot area requirements for single-family residential uses shall be the same as for the R-1 district.
- l. The front yard setback shall be forty-five (45) feet for commercial uses where parking is allowed in front of the building. Accessory buildings for commercial uses shall have a sixty (60) foot front yard setback.
- m. No side yard is required except that a side yard of not less than fifteen (15) feet in width shall be provided on the side of a lot adjoining a residential district even when separated by an alley. In addition, a masonry or wood wall having a minimum height of six (6) feet above the average grade of the residential property shall be constructed on the nonresidential property adjacent to the common side property line.
- n. No rear yard is required except that a rear yard of not less than twenty-five (25) feet or twenty (20) percent of the depth of the lot, whichever is lesser, shall be provided upon that portion of a lot abutting or across a rear alley or street from a residential district.
- o. No building shall exceed thirty-five (35) feet in height, except cooling towers, roof gables, chimneys, vent stacks, or mechanical equipment rooms, which may project not more than twelve (12) feet beyond maximum building height.
- p. A twenty-five (25) foot front yard is required except that a front yard of not less than fifty (50) feet shall be provided upon that portion of a lot abutting or across a street or alley from property in a residential or commercial district.
- q. No side yard is required except that a side yard or a side street yard of not less than twenty-five (25) feet in width shall be provided on the side of the lot adjoining or across a street or alley from a residential or commercial district. In addition, a masonry or wood wall having a minimum height of

ZONING ORDINANCE

six (6) feet above the average grade of the residential property shall be constructed on the nonresidential property adjacent to the common side property line.

- r. No rear yard is required except that a rear yard of not less than fifty (50) feet in depth shall be provided upon that portion of a lot abutting or across a rear street or alley from a residential district, except that such rear yard requirement shall be twenty-five (25) feet in depth where the property in the residential district backs up to the rear street. In addition, a masonry or wood wall having a minimum height of six (6) feet above the average grade of the residential property shall be constructed on the nonresidential property adjacent to the common side property line.
- s. A building may be erected to a height of eighty (80) feet if set back from all required yard lines a distance of one (1) foot for each two (2) feet of additional height above forty-five (45) feet. This requirement is in addition to all other relevant setback requirements.
- t. Side yard requirements shall be the same as for the I-1 District except that a side yard or a side street yard of not less than fifty (50) feet in width shall be provided on the side of the lot adjoining or across the street from a residential or commercial district.

(Ordinance 99-41 adopted 11/2/99)

PARADISE CODE

27.1. Lot Regulations

27.1.1. 27.1.2. [sic] Only one (1) main building for one-family and two-family use with permitted accessory buildings may be located upon a lot or unplatted tract. Every means of access shall have a minimum width of twenty-five (25) feet. Where a lot is used for retail and dwelling purposes, more than one (1) main building may be located upon the lot but only when such buildings conform to all the open space, parking, and density requirements applicable to the uses and districts. Whenever two (2) or more main buildings, or portions thereof, are placed upon a single lot or tract and such buildings do not face upon a public street, the same may be permitted when the site plan for such development is approved by the City Council so as to comply with the normal requirements for platting. No parking area, storage area, or required open space for one building shall be computed as being the open space, yard, or area requirements for any other dwelling or other use.

(Ordinance 99-41 adopted 11/2/99)

Editor's note—The above provisions relating to lot regulations are set out in Ordinance 99-41 at the end of the ordinance, following the appendix.