

Ord. 17

**CITY OF POMPANO BEACH
Broward County, Florida**

AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.4209, "INSTITUTIONAL: HEALTH CARE USES" TO ADD AND DELETE CERTAIN DEFINITIONS, TO MODIFY DISTRICTS WHERE PERMITTED AND APPLICABLE STANDARDS; BY AMENDING SECTION 155.4221, "COMMERCIAL: RETAIL SALES AND SERVICE USES – PERSONAL SERVICES" TO MODIFY THE DEFINITION OF PERSONAL SERVICES ESTABLISHMENT; BY AMENDING SECTION 155.4303, "STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES" TO MODIFY DEFINITION OF LIMITED MENTAL HEALTH TREATMENT FACILITY, RETAIL CLINICS AND DISTRICTS WHERE PERMITTED; BY AMENDING SECTION 155.5102, "OFF-STREET PARKING AND LOADING" TO AMEND CHART TO REFLECT SAID CHANGES AND MODIFY PARKING REQUIREMENTS; BY AMENDING PART 5, "TERMS AND USES DEFINED," BY REVISING TERMS USED OR REFERENCED IN THIS ORDINANCE; BY AMENDING APPENDIX A: "CONSOLIDATED USE TABLE," TO REVISE TABLE TO CONFORM TO AMENDMENTS MADE BY THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, in accordance with Florida Statutes, Section 166.041(3)(c)2, advertisements in accordance with said statute have been published in a newspaper of general paid circulation in the City of Pompano Beach and of general interest and readership in the community, notifying the public of two public hearings on this proposed Ordinance; and

WHEREAS, two public hearings have been held pursuant to said published hearings and all persons so desiring had the opportunity to be, and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That Section 155.4209., "Institutional: Health Care Uses," of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

§ 155.4209. INSTITUTIONAL: HEALTH CARE USES

~~A. BLOOD/TISSUE COLLECTION CENTER~~

~~1. Districts Where Permitted~~

RS- 1	RS- 2	RS- 3	RS- 4	RS- 5	RD- 1	RM- 7	RM- 12	RM- 20	RM- 30	RM- 45	MH- 12	B- 1	B- 2	B- 3	B- 4
												P	P	P	P

M- 1	CR	1 +	1 IX	OIP	M- 2	TO	PR	CF	PU	T	BP	RPUD	PCD	PD- TO	LAC	PD- 1
						P							P	P	P	

~~2. Definition~~

~~A blood/tissue collection center is a state licensed facility where human blood, organs, skin, or other human tissue are either withdrawn or collected from patients or assembled after being withdrawn or collected elsewhere from patients for subsequent delivery to a clinical laboratory for examination. A collection facility is maintained at a separate physical location not on the grounds or premises of the main licensed laboratory or institution which performs the testing.~~

~~B. DRUG OR ALCOHOL TREATMENT FACILITY~~

~~1. Districts Where Permitted~~

RS- 1	RS- 2	RS- 3	RS- 4	RS- 5	RD- 1	RM- 7	RM- 12	RM- 20	RM- 30	RM- 45	MH- 12	B- 1	B- 2	B- 3	B- 4	
															P	P

M- 1	CR	1 +	1 IX	OIP	M- 2	TO	PR	CF	PU	T	BP	RPUD	PCD	PD- TO	LAC	PD- 1
						P		P					P	P	P	

~~2. Definition~~

~~A drug or alcohol treatment facility is a state licensed substance abuse treatment facility that provides residential treatment, intensive outpatient treatment and addictions receiving facility, as defined in Fla. Stat. § 397.311.~~

A. MEDICAL OFFICE

1. Districts Where Permitted

RS-1	RS-2	RS-3	RS-4	RS-L	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4
												<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>

M-1	CR	I-1	I-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RP UD	PC D	PD-TO	LA C	PD-1
		<u>P</u>		<u>P</u>		<u>P</u>		<u>P</u>					<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>

2. Definition

A medical office is a small-scale office providing medical or dental treatment. A small-scale office shall mean a maximum gross floor area of 5,000 sq ft. This use shall not include any uses specified as a Specialty Medical Facility. An office which is greater than 5,000 sq gfa shall be considered a Specialty Medical Facility.

3. Standards

A medical office shall comply with the following standards:

- a. Separation from Residential Uses. A medical office is not required to be separated from residential uses.
- b. Overnight Treatment. Overnight Treatment is prohibited.
- c. Hours of Operations.
 - i. Medical offices shall not offer treatment or similar services between the hours of 10:00 p.m. and 7:00 a.m.
 - ii. Medical offices within 500 feet of a Single Family (RS) or Two-Family (RD) Zoning District shall not offer treatment or similar services between the hours of 7:00 p.m. and 7:00 a.m.

B. SPECIALTY MEDICAL FACILITY

1. Districts Where Permitted

RS-1	RS-2	RS-3	RS-4	RS-L	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4	
															<u>S</u>	<u>P</u>

M-1	CR	I-1	I-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RP UD	PC D	PD-TO	LA C	PD-I
		<u>P</u>		<u>P</u>				<u>P</u>					<u>P</u>		<u>P</u>	<u>P</u>

2. Definition

A specialty medical facility is a facility, regardless of size, offering specialized treatment and services including, but not limited to, ambulatory surgical facilities, dialysis centers, substance abuse treatment facilities, outpatient rehabilitation facilities, birthing facilities, and urgent care facilities (not including a 24-hour urgent care facility). This use also includes medical or dental offices which are larger than 5,000 sq ft gfa.

3. Standards

A specialty medical facility shall comply with the following standards:

- a. Separation from Residential Uses. The facility shall be at least 500 feet from a Single Family (RS) or Two-Family (RD) Zoning District.
- b. Overnight Treatment. Overnight Treatment is prohibited.
- c. Hours of Operations. The Facility shall not offer treatment or similar services between the hours of 10:00 p.m. and 7:00 a.m.

C. URGENT CARE FACILITY 24-HOURS

1. Districts Where Permitted

RS-1	RS-2	RS-3	RS-4	RS-L	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4	
															<u>S</u>	<u>P</u>

M-1	CR	I-1	I-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RP UD	PC D	PD-TO	LA C	PD-I
		<u>P</u>		<u>P</u>				<u>P</u>					<u>P</u>		<u>P</u>	<u>P</u>

2. Definition

An urgent care facility 24-hours is a facility which holds itself out to the general public as a walk-in, extended-hour access facility where immediate, but not emergent, care is provided. Patients shall be served solely on an outpatient basis and such services shall not include overnight stays

3. Standards

An urgent care facility 24-hours shall comply with the following standards:

- a. Separation from Residential Uses. The facility shall be at least 500 feet from a Single Family (RS) or Two-Family (RD) Zoning District.
- b. Overnight Treatment. Overnight Treatment is prohibited.
- c. Hours of Operations. The facility may be open 24 hours per day.
- d. Vehicular access and circulation systems and exterior signage shall be designed to provide safe and separate emergency vehicle access to the facility, with minimal conflicts with other vehicular or pedestrian traffic in the area.

D. SPECIALTY HOSPITAL

1. Districts Where Permitted

RS-1	RS-2	RS-3	RS-4	RS-L	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4	
															<u>S</u>	<u>P</u>

M-1	CR	I-1	I-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RPUD	PCD	PD-TO	LAC	PD-I
		<u>P</u>		<u>P</u>				<u>P</u>					<u>P</u>		<u>P</u>	

2. Definition

A specialty hospital is a hospital which offers a restricted range of services appropriate to the diagnosis, care, and treatment of patients with specific categories of medical or psychiatric illnesses or disorders which include: Specialty medical hospitals; Specialty rehabilitation hospitals; Specialty psychiatric hospitals, which may

include beds licensed to offer Intensive Residential Treatment programs; Specialty substance abuse hospitals, which may include beds licensed to offer Intensive Residential Treatment programs; and an Addictions Receiving Facility.

3. Standards

A specialty hospital shall comply with the following standards:

- a. Separation from Residential Uses. The hospital shall be at least 500 feet from a Residential Zoning District.
- b. Overnight Treatment. Overnight Treatment is permitted.
- c. Hours of Operations. The hospital may be open 24 hours per day.
- d. The specialty hospital shall be located on a site that has an area of at least three acres and fronts on or has direct access to and from an arterial or collector street.
- e. Vehicular access and circulation systems and exterior signage shall be designed to provide safe and separate emergency vehicle access to the specialty hospital, with minimal conflicts with other vehicular or pedestrian traffic in the area.
- f. A Perimeter Security Plan is required and shall address at a minimum vehicular and pedestrian access to site, parking areas, and lighting.
- g. Outdoor recreation and/or passive space shall be provided for both patients and visitors.

€ E. GENERAL HOSPITAL

1. Districts Where Permitted

RS-1	RS-2	RS-3	RS-4	RS-L	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4	
														<u>P</u>	<u>S</u>	<u>P</u>

M-1	CR	I-1	I-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RP UD	PC D	PD-TO	LA C	PD-I
		<u>P</u>		<u>P</u>		<u>S</u>		<u>P</u>					<u>P</u>	<u>P</u>	<u>P</u>	

2. **Definition**

A general hospital is a state-licensed institution that provides primary health services and medical or surgical care to humans, primarily inpatients, who are sick or injured, and including as an integral part of the institution, related facilities such as clinical laboratories, outpatient facilities, training facilities, central services facilities, and staff offices. Hospitals offer facilities and beds for use beyond 24 hours by persons needing medical treatment or service. ~~This use type does not include nursing home facilities, medical treatment facilities, medical clinics, drug or alcohol treatment facilities, or psychiatric treatment facilities.~~

3. **Standards**

A general hospital shall comply with the following standards:

- a. Separation from Residential Uses. The hospital shall be at least 500 feet from a Residential Zoning District.
- b. Overnight Treatment. Overnight Treatment is permitted.
- c. Hours of Operations. The hospital may be open 24 hours per day.
- a d. The hospital shall be located on a site that has an area of at least five acres and fronts on or has direct access to and from an arterial or collector street.
- b e. Vehicular access and circulation systems and exterior signage shall be designed to provide safe and separate emergency vehicle access to the hospital, with minimal conflicts with other vehicular or pedestrian traffic in the area.
- f. A Perimeter Security Plan is required and shall address at a minimum vehicular and pedestrian access to site, parking areas, and lighting.
- g. Outdoor recreation and/or passive space shall be provided for both patients and visitors.

~~D. MASSAGE THERAPY ESTABLISHMENT~~

~~1. Districts Where Permitted~~

RS-1	RS-2	RS-3	RS-4	RS-5	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4
												P	P	P	P

M-1	CR	T-1	T-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RPUD	PCD	PD-TO	LAC	PD-1
	P					P		P				P	P	P	P	P

2. Definition

A massage therapy establishment is a state licensed establishment that offers, sells, or provides manipulation of the tissues or other tactile stimulation of the human body with the hand, foot, arm, leg, elbow, or part of the torso, whether or not aided by any electrical or mechanical device, by persons who are licensed as a massage therapist under Chapter 480 of the Florida Statutes. A massage may also include bathing, hydrotherapy (including colonic irrigation), thermal therapy, or application of chemicals, oils, lotions, or similar preparations to the human body.

E. MEDICAL OR DENTAL CLINIC

1. Districts Where Permitted

RS-1	RS-2	RS-3	RS-4	RS-5	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4
												P	P	P	P

M-1	CR	T-1	T-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RPUD	PCD	PD-TO	LAC	PD-1
						P		P					P	P	P	P

2. Definition

A medical or dental clinic is a small scale facility where patients are admitted for examination and treatment by one or more physicians, dentists, or other health practitioners on a short term basis. The use includes the offices of physicians, dentists, chiropractors, optometrists, podiatrists, audiologists, speech pathologists, physical therapists, acupuncturists, psychologists, and other health practitioners. It also includes facilities providing short-term outpatient care and treatment (which may or may not be overnight), such as urgent care centers, kidney dialysis centers, ambulatory surgical clinics, biofeedback centers, sleep disorder

clinics, family planning clinics, community health clinics, and health maintenance organization (HMO) medical clinics. Such facilities that provide overnight care and treatment may include sleeping rooms for care workers and members of patients' families. This use does not include hospitals (which are much larger in scale) or blood/tissue collection centers, drug or alcohol treatment facilities, massage therapy establishments, or psychiatric treatment facilities (which provide specialized medical services).

F. MEDICAL OR DENTAL LAB

1. Districts Where Permitted

RS-1	RS-2	RS-3	RS-4	RS-L	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4
														<u>P</u> <u>S</u>	P

M-1	CR	I-1	I-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RP UD	PC D	PD-TO	LA C	PD-I
		<u>P</u>		<u>P</u>		<u>P</u>		<u>P</u>					<u>P</u>	<u>P</u>	<u>P</u>	

2. Definition

A medical or dental lab consists of facilities and offices for performing diagnostic or therapeutic medical procedures of a non-surgical nature, providing diagnostic analysis of medical tests (such as blood test urinalysis, CT Scan, X-ray or other medical tests related to diagnostic treatment); collecting or withdrawing human blood, organs, skin, or other human tissue; or producing such items as dentures, caps, bridges and optical prescriptions.

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H. ~~RESERVED~~

I. ~~PSYCHIATRIC TREATMENT FACILITY~~

1. ~~Districts Where Permitted~~

RS-1	RS-2	RS-3	RS-4	RS-L	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4	
															<u>P</u>	<u>P</u>

M- +	CR	I +	I IX	OH	M- 2	TO	PR	CF	PU	T	BP	RPUD	PCD	PD- TO	LAC	PD- +
						S		P					P	P	P	

2. Definition

~~A psychiatric treatment facility is an inpatient facility that provides care for persons with psychiatric problems and that may include outpatient follow-up care to the facility's patients.~~

SECTION 2. That Section 155.4221., "Commercial: Retail Sales and Service Uses – Personal Services," of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

§ 155.4221. COMMERCIAL: RETAIL SALES AND SERVICE USES – PERSONAL SERVICES

...

K. PERSONAL SERVICES ESTABLISHMENTS

1. Districts Where Permitted

...

2. Definition

A personal services establishment is an establishment primarily engaged in the provision of frequent or recurrent needed services of a personal nature that are not typically medically related. Examples include but are not limited to, hair salons, tanning salons, ~~and~~ nail care salons, barber shops, yoga studios, martial arts studios, massage therapy (by persons who are licensed as a massage therapist under Chapter 480 of the Florida Statutes), hearing aids and/or optometry services, and similar establishments—but not including any sexually oriented business.

...

SECTION 3. That Section 155.4303., "Standards for Specific Accessory Uses and Structures," of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

§ 155.4303. STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES

...

RR. LIMITED MENTAL HEALTH TREATMENT FACILITY

...

2. Definition

A limited mental health treatment facility is an accessory use for the practice of mental health counseling, practice of marriage and family therapy, and/or practice of clinical social work, as defined in F. S. § 491.003, on ~~an~~ a non-intensive out-patient basis only. This use strictly prohibits the on-site dispensing of both medicinal and non-medicinal drugs. This use strictly prohibits the written order or prescription for any medicinal and non-medicinal drugs.

...

UU. RETAIL CLINIC

1. Districts Where Permitted

<u>RS-1</u>	<u>RS-2</u>	<u>RS-3</u>	<u>RS-4</u>	<u>RS-L</u>	<u>RD-1</u>	<u>RM-7</u>	<u>RM-12</u>	<u>RM-20</u>	<u>RM-30</u>	<u>RM-45</u>	<u>MH-12</u>	<u>B-1</u>	<u>B-2</u>	<u>B-3</u>	<u>B-4</u>
												<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>

<u>M-1</u>	<u>CR</u>	<u>I-1</u>	<u>I-IX</u>	<u>OIP</u>	<u>M-2</u>	<u>TO</u>	<u>PR</u>	<u>CF</u>	<u>PU</u>	<u>T</u>	<u>BP</u>	<u>RP-UD</u>	<u>PC-D</u>	<u>PD-TO</u>	<u>LA-C</u>	<u>PD-I</u>
		<u>A</u>				<u>A</u>						<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>

2. Definition

A retail clinic is an accessory use located within a grocery store, pharmacy, or large retail store for the diagnosis and treatment of common household illnesses such as strep throat and eye, ear, sinus and other similar infections; the treatment of minor wounds; abrasions and joint sprains; the injection of common vaccinations; wellness services; and routine lab tests.

SECTION 4. That Section 155.5102., "Off-Street Parking and Loading," of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

§ 155.5102. OFF-STREET PARKING AND LOADING

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D. OFF-STREET PARKING SPACE REQUIREMENTS

1. Minimum Number of Off-Street Parking Spaces

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TABLE 155.5102.D.1: MINIMUM NUMBER OF OFF-STREET PARKING SPACES		
Use Category	Use Type	Minimum Number of Parking
INSTITUTIONAL USES		
...
Health Care Uses	Blood/tissue collection facility	1 per 300 sq ft
	Drug or alcohol treatment facility	
	<u>Medical office</u>	1 per 200 sq ft
	<u>Specialty medical facility</u>	1 per 200 sq ft floor area for treatment + 1 per 300 sq ft for remaining areas
	<u>Urgent care facility 24-hour</u>	
	<u>Specialty hospital</u>	1 per 1 bed + 1 per 250 sq ft of areas not used for beds or Parking Study per Section 155.5102.D.2
	<u>General hospital</u>	1 per 3 inpatient beds 1 per 1 bed + 1 per 250 sq ft of areas not used for beds or Parking Study per Section 155.5102.D.2
	Massage therapy establishment	1 per 300 sq ft
	Medical or dental clinic¹⁰	
	Medical or dental lab	1 per 300 500 sq ft
	Nursing home facility	1 per 5 beds
Psychiatric treatment facility	1 per 3 beds	
...
INDUSTRIAL USES		
Accessory Uses
	Dormitory (as accessory to educational use)	See Section 155.5102.D.2.
	<u>Limited mental health treatment facility</u>	1 per 200 sq ft
	<u>Retail clinic</u>	1 per 200 sq ft
...

SECTION 5. That Article 9, "Definitions and Interpretations, Part 5, "Terms and Uses Defined," of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

ARTICLE 9: DEFINITIONS AND INTERPRETATION

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PART 5 TERMS AND USES DEFINED

The following words, terms, and phrases, when used in this Code, shall have the meaning ascribed to them in this section.

...

~~BLOOD/TISSUE COLLECTION CENTER~~

~~A state-licensed facility where human blood, organs, skin, or other human tissue are either withdrawn or collected from patients or assembled after being withdrawn or collected elsewhere from patients for subsequent delivery to a clinical laboratory for examination. A collection facility is maintained at a separate physical location not on the grounds or premises of the main licensed laboratory or institution which performs the testing.~~

...

~~DRUG OR ALCOHOL TREATMENT FACILITY~~

~~A state-licensed substance abuse treatment facility that provides residential treatment, intensive outpatient treatment and addictions receiving facility, as defined in Fla. Stat. §397.311.~~

...

GAZEBO

An ornamental garden pavilion, with a covered roof and open sides, constructed of wood, metal, or vinyl. This term also includes a chickee hut, which has a thatched roof of palm or palmetto materials.

GENERAL HOSPITAL

A state-licensed institution that provides primary health services and medical or surgical care to humans, primarily inpatients, who are sick or injured, and including as an integral part of the institution, related facilities such as clinical laboratories, outpatient facilities, training facilities, central services facilities, and staff offices. Hospitals offer facilities and beds for use beyond 24 hours by persons needing medical treatment or service. ~~This~~

~~use type does not include nursing home facilities, medical treatment facilities, medical clinics, drug or alcohol treatment facilities, or psychiatric treatment facilities.~~

...

LIMITED MENTAL HEALTH TREATMENT FACILITY

An accessory use for the practice of mental health counseling, practice of marriage and family therapy, and/or practice of clinical social work, as defined in F. S. § 491.003, on a non-intensive out-patient basis only. This use strictly prohibits the on-site dispensing of both medicinal and non-medicinal drugs. This use strictly prohibits the written order or prescription for any medicinal and non-medicinal drugs.

...

MASSAGE THERAPY ESTABLISHMENT

~~a state-licensed establishment that offers, sells, or provides manipulation of the tissues or other tactile stimulation of the human body with the hand, foot, arm, leg, elbow, or part of the torso, whether or not aided by any electrical or mechanical device, by persons who are licensed as a massage therapist under Chapter 480 of the Florida Statutes. A massage may also include bathing, hydrotherapy (including colonic irrigation), thermal therapy, or application of chemicals, oils, lotions, or similar preparations to the human body.~~

...

MEDICAL OR DENTAL CLINIC

~~a small-scale facility where patients are admitted for examination and treatment by one or more physicians, dentists, or other health practitioners on a short-term basis. The use includes the offices of physicians, dentists, chiropractors, optometrists, podiatrists, audiologists, speech pathologists, physical therapists, acupuncturists, psychologists, and other health practitioners. It also includes facilities providing short-term outpatient care and treatment (which may or may not be overnight), such as urgent care centers, kidney dialysis centers, ambulatory surgical clinics, biofeedback centers, sleep disorder clinics, family planning clinics, community health clinics, and health maintenance organization (HMO) medical clinics. Such facilities that provide overnight care and treatment may include sleeping rooms for care workers and members of patients' families. This use does not include hospitals (which are much larger in scale) or blood/tissue collection centers, drug or alcohol treatment facilities, massage therapy establishments, or psychiatric treatment facilities (which provide specialized medical services).~~

...

MEDICAL OR DENTAL LAB

Consists of facilities and offices for performing diagnostic or therapeutic medical procedures of a non-surgical nature, providing diagnostic analysis of medical tests (such as blood test urinalysis, CT Scan, X-ray or other medical tests related to diagnostic

treatment); collecting or withdrawing human blood, organs, skin, or other human tissue; or producing such items as dentures, caps, bridges and optical prescriptions.

...

MEDICAL OFFICE

A small-scale office providing medical or dental treatment. A small-scale office shall mean a maximum gross floor area of 5,000 sq ft. This use shall not include any uses specified as a Specialty Medical Facility. An office which is greater than 5,000 sq gfa shall be considered a Specialty Medical Facility.

...

PERSONAL SERVICES ESTABLISHMENT

An establishment primarily engaged in the provision of frequent or recurrent needed services of a personal nature that are not typically medically related. Examples include but are not limited to, hair salons, tanning salons, ~~and~~ nail care, salons, barber shops, yoga studios, martial arts studios, massage therapy (by persons who are licensed as a massage therapist under Chapter 480 of the Florida Statutes), hearing aids and/or optometry services, and similar establishments—but not including any sexually oriented business.

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~~PSYCHIATRIC TREATMENT FACILITY~~

~~An inpatient facility that provides care for persons with psychiatric problems and that may include outpatient follow-up care to the facility's patients.~~

...

RESTAURANT

An establishment where meals or prepared food, including beverages and confections, are served to customers. Accessory uses may include bars, banquet rooms, catering services, pick-up facilities for take-out orders, windows for walk-up service, outdoor seating, and facilities providing for drive-through service. An establishment that sells both alcoholic beverages and food is classified as a bar or lounge if it derives no more than ten percent of its gross revenue from the sale of food consumed on the premises.

RETAIL CLINIC

An accessory use located within a grocery store, pharmacy, or large retail store for the diagnosis and treatment of common household illnesses such as strep throat and eye, ear, sinus and other similar infections; the treatment of minor wounds; abrasions and joint sprains; the injection of common vaccinations; wellness services; and routine lab tests.

...

SPECIALTY EATING OR DRINKING ESTABLISHMENT

An establishment selling specialty food or beverage items that normally do not constitute a full meal – including, but not limited to, ice cream parlors, dessert cafes, snack shops, juice and coffee houses, and retail bakeries. Accessory uses may include pick-up facilities for take-out orders, windows for walk-up service, outdoor seating, and facilities providing for drive-through service.

SPECIALTY HOSPITAL

A hospital which offers a restricted range of services appropriate to the diagnosis, care, and treatment of patients with specific categories of medical or psychiatric illnesses or disorders which include: Specialty medical hospitals; Specialty rehabilitation hospitals; Specialty psychiatric hospitals, which may include beds licensed to offer Intensive Residential Treatment programs; Specialty substance abuse hospitals, which may include beds licensed to offer Intensive Residential Treatment programs; and an Addictions Receiving Facility.

SPECIALTY MEDICAL FACILITY

A specialty medical facility is a facility, regardless of size, offering specialized treatment and services including, but not limited to, ambulatory surgical facilities, dialysis centers, substance abuse treatment facilities, outpatient rehabilitation facilities, birthing facilities, and urgent care facilities (not including a 24-hour urgent care facility). This use also includes medical or dental offices which are larger than 5,000 sq ft gfa.

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UNCOVERED PORCHES, DECKS, PATIOS, TERRACES, OR WALKWAYS

Hard surfaces often adjacent to an enclosed structure and used for outdoor seating and access.

URGENT CARE FACILITY 24-HOURS

A facility which holds itself out to the general public as a walk-in, extended-hour access facility where immediate, but not emergent, care is provided. Patients shall be served solely on an outpatient basis and such services shall not include overnight stays

...

SECTION 6. That Appendix A, "Consolidated Use Table," of Chapter 155, "Zoning Code," of the Code of Ordinances of the City of Pompano Beach is hereby amended to read as follows:

APPENDIX A: CONSOLIDATED USE TABLE

P = PERMITTED PRINCIPAL USE S = USE ALLOWED AS A SPECIAL EXCEPTION A = PERMITTED ACCESSORY USE
 T = TEMPORARY USE ALLOWED WITH A MAJOR TEMPORARY USE PERMIT t = TEMPORARY USE ALLOWED WITH A MINOR TEMPORARY USE PERMIT
 √ = TEMPORARY USE ALLOWED WITHOUT TEMPORARY USE PERMIT
 I = INTERIM USE ALLOWED WITH AN INTERIM USE PERMIT BLANK CELL = PROHIBITED USE

USE CATEGORY (PRINCIPAL USES) AND/OR USE TYPE	RESIDENTIAL DISTRICTS												COMMERCIAL DISTRICTS						INDUSTRIAL DISTRICTS				SPECIAL DISTRICTS					PLANNED DEVELOPMENT DISTRICTS					USE-SPECIFIC STANDARDS
	RS-1	RS-2	RS-3	RS-4	RS-L	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4	M-1	CR	I-1	I-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RPUD	PCD	PD-TO	LAC	

PRINCIPAL USES

INSTITUTIONAL USES

Health Care Uses	Blood/tissue collection center																		P	P	P	P						P					P	P	P		155.4209.A			
	Drug or alcohol treatment facility																												S	P					P	P	P		155.4209.B	
	Medical office																			P	P								P	P					P	P	P	P	155.4209.A	
	Specialty medical facility																				S	P								P						P	P	155.4209.B		
	Urgent care facility 24 hours																				S	P								P						P	P	P	155.4209.C	
	Specialty hospital																				S	P								P						P	P	155.4209.D		
	General hospital																				P	P								S	P					P	P	P	155.4209.E	
	Massage therapy establishment																				P	P	P	P					P	P					P	P	P	P	155.4209.D	
	Medical or dental clinic																				P	P	P	P					P	P						P	P	P	P	155.4209.E
	Medical or dental lab																					S	P								P	P					P	P	P	155.4209.F
	Nursing home facility								P	P	P	P										P								P	P					P	P	P	155.4209.G	
	Psychiatric treatment facility																					P	P							S	P						P	P	P	155.4209.I

APPENDIX A: CONSOLIDATED USE TABLE

P = PERMITTED PRINCIPAL USE S = USE ALLOWED AS A SPECIAL EXCEPTION A = PERMITTED ACCESSORY USE
T = TEMPORARY USE ALLOWED WITH A MAJOR TEMPORARY USE PERMIT t = TEMPORARY USE ALLOWED WITH A MINOR TEMPORARY USE PERMIT
√ = TEMPORARY USE ALLOWED WITHOUT TEMPORARY USE PERMIT
I = INTERIM USE ALLOWED WITH AN INTERIM USE PERMIT BLANK CELL = PROHIBITED USE

USE CATEGORY (PRINCIPAL USES) AND/OR USE TYPE	RESIDENTIAL DISTRICTS												COMMERCIAL DISTRICTS				INDUSTRIAL DISTRICTS				SPECIAL DISTRICTS					PLANNED DEVELOPMENT DISTRICTS					USE-SPECIFIC STANDARDS							
	RS-1	RS-2	RS-3	RS-4	RS-L	RD-1	RM-7	RM-12	RM-20	RM-30	RM-45	MH-12	B-1	B-2	B-3	B-4	M-1	CR	I-1	I-IX	OIP	M-2	TO	PR	CF	PU	T	BP	RPUD	PCD		PD-TO	LAC	PD-I				
ACCESSORY USES AND STRUCTURES																																						
...																																						
Recycling drop-off stations																																					155.4303.AA	
Retail clinic																																						155.4303.UU
...																																						

SECTION 7. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 8. This Ordinance shall become effective upon passage.

PASSED FIRST READING this 23rd day of February, 2016.

PASSED SECOND READING this 8th day of March, 2016.



LAMAR FISHER, MAYOR

ATTEST:



ASCELETA HAMMOND, CITY CLERK

:jrm
1/26/16 - 1/6/16
L:ord/ch155/2016-80