

1                   **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY**  
2                   **OF ORLANDO, FLORIDA, RELATING TO REGIONAL**  
3                   **PUBLIC FACILITY DESIGNATION AND SIGNAGE;**  
4                   **APPROVING EXTERIOR SIGN PACKAGE FOR THE**  
5                   **DESIGNATED REGIONAL PUBLIC FACILITY (BOONE**  
6                   **HIGH SCHOOL) PURSUANT TO SECTION 64.320,**  
7                   **ORLANDO CITY CODE; PROVIDING FOR PENALTIES,**  
8                   **SEVERABILITY, CORRECTION OF SCRIVENER'S**  
9                   **ERRORS, PERMIT DISCLAIMER, AND AN EFFECTIVE**  
10                  **DATE.**

11  
12                  **WHEREAS**, section 64.320, Code of the City of Orlando, Florida (the "Orlando  
13 City Code") provides that "...City Council may approve signage for regional public  
14 landmarks, and public regional facilities which serve the greater metropolitan area and/or  
15 the tourist population;" and  
16

17                  **WHEREAS**, section 64.320, Orlando City Code further provides that "Such  
18 signage shall be approved by ordinance for regional public landmarks/facilities identified  
19 by City Council..." and  
20

21                  **WHEREAS**, section 64.320, Orlando City Code further provides that "Such  
22 landmark/facility shall be owned or controlled by a federal, state, or local government  
23 entity;" and  
24

25                  **WHEREAS**, the Orlando City Council hereby approves the planning official  
26 determination dated Oct. 27, 2016, attached to this ordinance as **Exhibit "A,"** as made  
27 in accordance with section 64.320, Orlando City Code, that (1) Boone High School is a  
28 regional public landmark within the meaning of section 64.320, Orlando City Code, (2)  
29 the proposed signage for this landmark reviewed by the planning official, included in  
30 **Exhibit "B"** (the "sign package"), fosters the public health, safety, and welfare by  
31 promoting safe and efficient public access to the subject facility, and (3) such signage  
32 will not have a negative impact on surrounding land uses; and  
33

34                  **WHEREAS**, the Orlando City Council hereby finds and declares that this  
35 ordinance is in the best interest of the public health, safety, and welfare, and that it  
36 advances a valid and important public purpose.  
37

38                  **NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY**  
39 **OF ORLANDO, FLORIDA, AS FOLLOWS:**  
40

41                  **SECTION 1. SIGN PACKAGE APPROVED.** In accordance with section 64.320,  
42 Orlando City Code, the Orlando City Council hereby approves the sign package  
43 described and depicted in **Exhibit "B"** to this ordinance for use at Boone High School.  
44 Depictions and descriptions in the package are depictions and descriptions of the  
45 approved size, type, and location of allowed signs. Requested changes to the copy in  
46 the sign package are subject to review and approval by minor certificate of appearance

## ORDINANCE NO. 2016-90

approval in accordance with Part 4F, Chapter 65, Orlando City Code. In addition, requested changes to the size, type, material, color, location, and other elements of signs may be approved by planning official determination if the proposed changes constitute a minor modification. For purposes of this ordinance, a minor modification means any of the following:

- a. Removing or reducing the size of any sign.
- b. Increasing the size of any sign by 10% or less.
- c. Changing the display technology, illumination features, type, materials, shape, design, or colors of any sign.
- d. Any changes to an existing sign not visible from a public right-of-way or the addition of a new sign not visible from a public right-of-way.
- e. Changing the location of any sign if the sign remains within the same architectural feature or element of the building.
- f. Addition or elimination of flags and flagpoles.
- g. Addition or elimination of temporary signs and banner signs.

Notwithstanding any other provision of the Orlando City Code to the contrary, proposed minor modifications to the sign package are subject to review and approval by minor certificate of appearance approval. In reviewing an application for a proposed minor modification, the planning official may approve, approve with conditions, or deny the application based on the standards provided at sections 64.320 and 65.519, Orlando City Code.

**SECTION 2. CONFLICTS.** In the event of conflict, the text of this ordinance controls over the depictions, descriptions, and text contained within the exhibits to this ordinance.

**SECTION 3. PENALTY.** Violations of this ordinance are violations of the City's land development code and shall be punished as provided therein.

**SECTION 4. SEVERABILITY.** If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

**SECTION 5. SCRIVENER'S ERROR.** The City Attorney may correct scrivener's errors found in this ordinance by filing a corrected copy of this ordinance with the City Clerk.

**SECTION 6. OTHER STATE AND FEDERAL PERMITS.** As provided by subsection 166.033(5), Florida Statutes, issuance of a development permit by a

ORDINANCE NO. 2016-90

municipality does not in any way create any right on the part of an applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the municipality for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law. In accordance with subsection 166.033(5), Florida Statutes, it is hereby made a condition of this ordinance that all other applicable state or federal permits be obtained before commencement of the development.

**SECTION 7 EFFECTIVE DATE.** This ordinance takes effect immediately upon final passage.

**DONE, THE FIRST READING,** by the City Council of the City of Orlando, Florida, at a regular meeting, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

**DONE, THE PUBLIC NOTICE,** in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

**DONE, THE SECOND READING, A PUBLIC HEARING, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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

\*\*[Remainder of page intentionally left blank.]\*\*