



CITY OF FORT PIERCE
PLANNING BOARD

NOVEMBER 14, 2022

TEXT AMENDMENT: EDGARTOWN
SETTLEMENT ZONING DISTRICT

BACKGROUND

The existing code, adopted by Ordinance L-270 requires reorganization and clarification.

SUMMARY

Consideration of amendments to the Edgartown Settlement Zoning District (ES), which include;

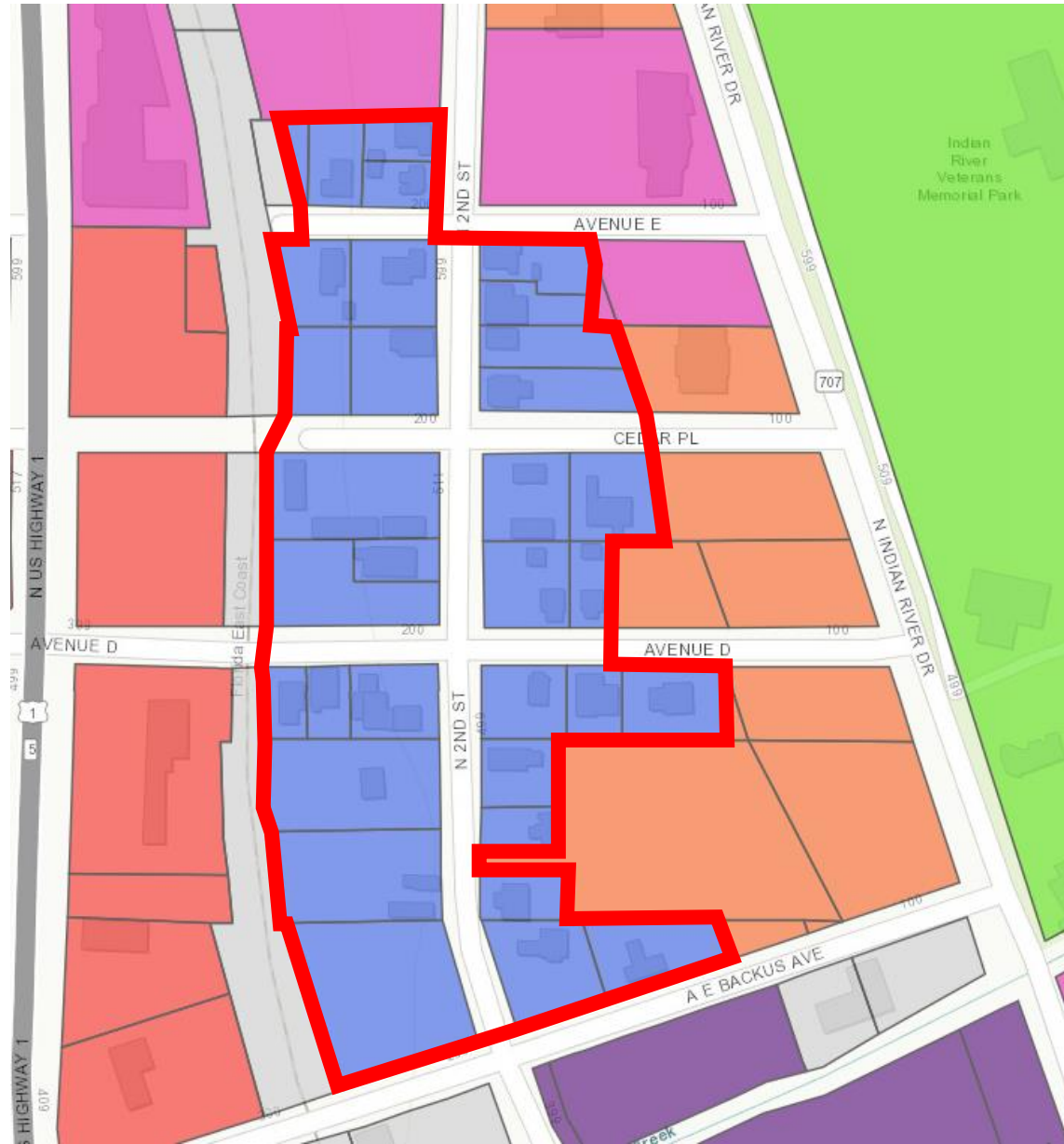
- Reorganization of Purpose and Definitions (existing language relocated).
- Chart 1-1 (Uses allowed) reorganized.
- Code sections reorganized and language presented to Edgartown Community meeting May 12, 2021.
- New language relating to ‘Entertainment Indoor’ and ‘Entertainment Outdoor’ proposed based on existing City Noise Regulations contained in Chapter 26, Article II of the City’s Code of Ordinances.
- Hours of outdoor entertainment reiterated and ‘acoustic’ terminology removed.



LOCATION



EDGARTOWN SETTLEMENT
ZONING DISTRICT (ES)



TEXT AMENDMENT – EDGARTOWN



PROPOSED AMENDMENTS TO ENTERTAINMENT AND NOISE

(j) Brewpub, (k) Neighborhood Bistro, (l) Wine and Cigar Bar

<u>Hours of Operation</u>	<u>Between 7.00 a.m. and 11.00 p.m. only</u>
<u>Entertainment Indoor</u>	<u>Permitted subject to Chapter 26, Article II, Noise.</u>
<u>Entertainment Outdoor</u>	<u>Permitted subject to Chapter 26, Article II, Noise, except that no outdoor entertainment shall occur after 9.00 p.m.</u>



CITY'S NOISE ORDINANCE Sec. 26 - 40

No person shall cause, suffer, allow, or permit the operation of any sound source in such a manner as to create a sound level that exceeds the sound level limits set forth in Table 1 when measured from the real property line of the nearest receiving property, using the slow response setting unless otherwise noted. Such a sound source would constitute a noise disturbance.

(Extract from Table 1 below) (dBA, dBC and dBZ)

Receiving Residential Property **60** (7 a.m. – 11 p.m.)

Receiving Commercial Property **65**

Receiving Industrial Property **70**

Further limitations on Saturdays and Sundays (Residential Only).

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RECOMMENDATION

Staff recommendation is for the Planning Board to recommend the proposed amendment to the Edgartown Settlement Zoning District for approval to City Commission.

ALTERNATIVE RECOMMENDATION

1. Recommend Modified Approval.
- or
2. Recommend Disapproval.

