

**CITY OF CAPE CORAL, FLORIDA
LAND DEVELOPMENT CODE
ARTICLE XI - DEFINITIONS**

CHAPTER 1. GENERAL PROVISIONS

Section 11.1. Purpose and Intent

- A. This chapter is intended to define terms used in the Land Development Code (LDC) and provide clarity in the LDC.
- B. Unless the context clearly indicates a different meaning, the following definitions shall be used to interpret the provisions of the LDC.
- C. Words whose meanings are self-evident as used in this Code are not defined here. Undefined terms that are commonly used may be defined using a dictionary. Words used in the present tense shall include the future; the singular includes the plural, and vice versa.
- D. Certain definitions may not be in alphabetical order and may be organized according to a common term or subject heading.
- E. The definitions in the Article may be different from the definitions used in the City of Cape Coral Code of Ordinances.

Section 11.2. Definitions

Abandoned Structure, is any structure which has ceased to be used for its designed and intended purpose.

Abandoned Vehicle or Watercraft, shall mean vehicles or watercraft which are not currently registered or licensed to be lawfully operable on public streets or waterways, or which are wrecked, inoperative, in a partially dismantled condition, or which have no apparent intrinsic value to the rightful owner.

Abandonment, is the relinquishment or cessation of the use of property by the owner or lessee without any intention of transferring rights to the property to another owner or of resuming the use of the property. Often in reference to an easement or a right-of-way.

Abandoned Sign, is a sign whose message describes the availability of goods or services at a location where such goods and services are no longer available and have ceased to be available for a period of at least 60 days or, in the alternative, a sign which is non-commercial in nature and the content of the sign pertains to a time, event or purpose which has elapsed or expired in the preceding 60 days.

Abutting Properties, Properties which share a common border or property line.

Access, is the place, means, or way by which vehicles or pedestrians obtain ingress and egress to a property or use.

Access Drive, is a driving surface leading from a right-of-way to a parking area.

48
49 **Accessory Dwelling Unit (ADU)**, is a separate housekeeping unit from the with a separate entrance,
50 kitchen, sleeping area, and full bathroom facilities, which is an attached or detached extension to an
51 existing single-family structure.
52

53 **Accessory Building or Structure**, is a subordinate building or structure, the use of which is customarily
54 incidental the main building or to the main use of the land and which is on the same site as the main
55 building or use.
56

57 **Accessory Use**, is a use that is incidental to and subordinate to the main building or use of land and that
58 is on the same lot and under the same ownership in all respects.
59

60 **Acre**, is a land area of 43,560 square feet.
61

62 **Addition**, is any construction that increases the size of a building in terms of site coverage, height, length,
63 width, or gross floor area.
64

65 **Adjoining or Abutting**, means two properties share at least one common point or property line.
66

67 **Adjacent**, means two properties that are separated by a public right of way, canal, or alley.
68

69 **Adjacent Parcel**, is any waterfront parcel that is not an end parcel, but that abuts an end parcel or a corner
70 parcel.
71

72 **Adult Day Care Center**, means any building or buildings, operated for profit or not, which provides
73 daytime, basic care services to three or more persons who are 18 years of age or older, who are not
74 related to the owner or operator by blood or marriage, and who require such services.
75

76 **Affordable Housing**, is housing with a sale or rental cost, including taxes and utilities, of 30 percent or
77 less of the total monthly household income of low income households.
78

79 **A-Frame Sign**, is a sign that is self-supporting and portable with steeply angled sides that meet and are
80 adjoined at the top to form the shape of the letter "A." Two individual signs attached at the top that were
81 not manufactured to be an A-frame sign shall not be considered to meet this definition.
82

83 **Agricultural Building**, are structures intended primarily or exclusively for support of an agricultural
84 function, including barns, silos, water towers, windmills, and greenhouses.
85

86 **Agricultural Land**, is land used actively for the production of food, fiber, or livestock.
87

88 **Agricultural Uses**, means farming, including plowing, tillage, cropping, seeding, cultivating, or harvesting
89 for the production of food and fiber products (except commercial logging and timber harvesting
90 operations); the grazing or raising of livestock (except in feed yards); aquaculture; sod production;
91 orchards or groves; Christmas trees; nurseries; and the cultivation of products as part of a recognized
92 commercial enterprise.
93

94 **Alley**, is a right-of-way that affords a secondary means of vehicular access to abutting properties.
95

96 **Alteration**, means any enlargement, addition, relocation, remodel, change in number of units,
97 development, or change to a facility, other than painting and other changes to finishes.

98
99 **Alternate Tower Structure**, means man-made trees, clock towers, bell steeples, light poles, and similar
100 alternative-design mounting structures that camouflage or conceal the presence of antennas or towers.

101
102 **Ambient**, is the surrounding level of light, noise, air, or odor.
103

104 **Amplified Sound**, means sound augmented by any electronic or other means that increases the sound
105 level or volume. Public background sound or amplified sound caused by the police or fire departments
106 of the city in the performance of their official duties shall not be considered amplified sound.

107
108 **Animal Kennel**, is an establishment where more than four dogs or cats (except litters of animals of not
109 more than six months of age) are kept, raised, cared for or boarded, for a fee.

110
111 **Animal Shelter**, is any place so designed to provide for the temporary accommodation of five or more
112 stray common household pets until appropriate disposition of such animals can be made.

113
114 **Animated Sign**, is a sign that uses movement or change of lighting to depict action or the appearance of
115 motion. This definition includes blinking, flashing, moving and revolving signs; strobe, laser, fiber optic,
116 search lights and string lighting of any type. Time and temperature devices shall not be considered
117 animated signs. In addition, temporary electronic changeable message signs required by government
118 agencies for road and street repairs and similar activities shall not be considered animated signs.

119
120 **Antenna**, means any exterior transmitting or receiving device mounted on a tower, building, or
121 structure and used in communications that radiates or captures electromagnetic waves, digital signals,
122 analog signals, radio frequencies (excluding radar signals), wireless telecommunications signals, or
123 other communication signals.
124

125 **Antenna Support Structure**, is any building or other structure, other than a tower, which may be used
126 for location of wireless telecommunications facilities.

127
128 **Arbor**, is a structure on which plants and vines can grow.

129
130 **Arcade, Architectural**, means a succession of arches supported by columns or piers, or a covered
131 walkway enclosed by a line of arches on one or both sides.
132



133
134 **Architectural Feature**, is any prominent or characteristic part of a building, including windows, columns,
135 awnings, marquee, façade, or fascia.
136

137 **Art, Public**, is any visual work of art displayed open to the public view on public or private property
138 which does not contain characteristics of an advertisement for a business.

139
140 **Assisted Living Facility (ALF) or Nursing Home**, means any building, section or distinct part of a building,
141 private home, boarding home, home for the aged, or other residential facility, whether operated for
142 profit or not, which undertakes through its ownership or management to provide housing, meals, and
143 one or more personal services for a period exceeding 24 hours to one or more adults who are not
144 relatives of the owner or administrator.

145
146 **Auditorium or Assembly Hall**, is a building with facilities to accommodate groups of people.

147
148 **Awning**, is a roof-like cover, often of fabric, metal, or glass designed and intended for protection from the
149 weather or as a decorative embellishment, and which projects from a wall or roof of a structure over a
150 window, walk, door.

151



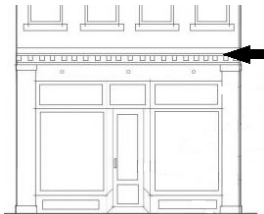
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153
154 **Awning Sign**, is a sign that is painted, installed, or otherwise applied to or located directly on an awning.
155 For purposes of this article, signs that are suspended from awnings shall not be considered awning signs.

156
157 **Backlit Awning**, is an awning comprised of covering material exhibiting the characteristic of luminosity
158 obtained by means of a source of illumination contained within its framework.

159
160 **Banding**, means a projection of masonry, stucco, or similar material around a building or part of a building,
161 which is attached to the building.

162



163

164
165 **Bandit Sign**: means the same as a snipe sign. See Snipe sign.

166
167 **Banner**.

- 168
- 169 (1) A sign composed of a logo, characters, letters, illustrations, or design on a lightweight material
170 either enclosed or not enclosed in a rigid frame and secured or mounted to allow movement
171 caused by the atmosphere, including feather banners, streamers, and pennants but not
172 including flags.
 - 173 (2) A string of pennants consisting of any series of pieces of cloth, plastic, paper, or other material
174 attached in a row at only one or more edges, or by one or more corners, the remainder hanging
175 loosely, to any wire, cord, string, rope, or similar device shall be considered a banner.

176
177 **Bar**, any establishment devoted primarily to the retailing and on-premises drinking of malt, vinous,
178 distilled, or other alcoholic beverages.
179
180 **Base Flood**, is a flood having a 1% chance of being equaled or exceeded in any given year. The base
181 flood is commonly referred to as the "100-year flood" or the "1%-annual chance flood."
182
183 **Base Flood Elevation**, is the elevation of the base flood, including wave height, relative to the National
184 Geodetic Vertical Datum (NGVD), North American Vertical Datum (NAVD) or other datum specified on
185 the Flood Insurance Rate Map (FIRM).
186
187 **Basement**, is the portion of a building having its floor subgrade (below ground level) on all sides.
188
189 **Bathroom**, is a room in a building containing, at a minimum, a toilet and a sink.
190
191 **Bed and Breakfast**, means a transient lodging establishment, generally in a single-family dwelling or
192 detached guesthouses, primarily engaged in providing overnight or otherwise temporary lodging for the
193 general public and may provide meals for compensation.
194
195 **Bench/Shelter Sign**, is any sign painted on or attached to a bus bench or to a bus waiting or phone booth
196 shelter.
197
198 **Berm**, is a mound or earthen ridge placed above natural or existing grade for the purpose of shielding,
199 screening, mitigating impacts from or otherwise separating areas of dissimilar use, to provide visual
200 interest, accommodate landscape improvements, or control the direction and flow of water.
201
202 **Best Management Practices (BMP)**, is the combination of conservation measures, structures, or
203 management practices that reduces or avoids adverse impacts of development on adjoining site's land,
204 water or waterways, and waterbodies.
205
206 **Bike Lane**, is a corridor expressly reserved for bicycles.
207
208 **Bio-Retention Area**, is a shallow planted depression designed to retain or detain stormwater before
209 infiltration or discharge. Plants used in bio-retention areas must be able to survive without fertilizer or
210 other artificial means.
211
212 **Blinking Sign**, see Flashing Sign.
213
214 **Block**, is land typically surrounded by streets or other transportation or utility rights-of-way, or by physical
215 barriers such as bodies of water or public open spaces. Block may also mean a group of parcels within a
216 geographic area.
217
218 **Boat**, is a vessel designed for operation as a watercraft propelled by oars, sails, or internal combustion
219 engine(s). A boat shall not be considered as a recreational vehicle even though may have facilities for
220 temporary living quarters.
221
222 **Boat Canopy**, is a removable protective cover installed to cover a boat located in the principal mooring
223 area of a dock or over a boat lift; a boat canopy designed and intended for the purpose of protecting a

224 marine vessel from damage from the elements and is fastened to, erected on, or installed on a
225 marine improvement. Covers that protect marine vessels from the elements, but that fasten only to
226 the marine vessel and not, in any way, to a marine improvement shall not be deemed to be boat
227 canopies.

228
229 **Boat Sales**, is an establishment where boats or other marine vessels such as kayaks, canoes, or smaller
230 motorized watercraft area sold.

231
232 **Boat slip**, is a space designed for the mooring of a single watercraft. Such spaces may extend from a dock
233 or shoreline or be created from a cut-in.

234
235 **Borrow Pit**, see “Extraction”.

236
237 **Brewery**, is a facility with a capacity to manufacture more than 5,000 barrels of beer or other similar
238 beverages a year.

239
240 **Brewpub**, is a restaurant or bar with facilities that produces beer or wine for on-site consumption and
241 retail sale to restaurant, bar, or nightclub patrons. Nonalcoholic beverages may also be produced for
242 on-site consumption and retail sale. A brewpub differs from an craft brewery in that a greater
243 percentage of beer or wine produced at a brewpub is generally consumed on the premises.

244
245 **Buffer**, means open spaces, landscaped areas, fences, walls, berms, or any combination thereof used to
246 physically and visually separate one use or property from another.

247
248 **Building**, any structure either temporary or permanent, having a roof intended to be impervious to
249 weather, and used or built for the shelter or enclosure of persons, animals, , or property of any kind.
250 This definition does not include screened enclosures not having a roof impervious to the weather. In
251 addition, the area of the pool deck or other impervious surfaces, exclusive of pools and spas that may
252 be located under screened enclosures, shall be included as part of the building.

253
254 **Building Frontage**, is the dimension (measured in linear feet) of the overall width of the primary side of a
255 building containing one or more business establishments or other entities. For purposes of this article, the
256 primary side of a building shall be the side of the building that includes the primary entrance or the side
257 of the building that faces the front lot line, at the option of the property owner. If the primary entrance is
258 at an angle, the property owner may choose the building frontage. On a site with multiple buildings, if a
259 building does not directly face a street, the building frontage will be considered the street that other
260 adjacent or contiguous buildings face.

261
262 **Building Sign**, any sign attached to any part of a building, as contrasted to a freestanding sign.

263
264 **Build-to Line**, are locations where a proposed development shall locate the linear footage of the building’s
265 edge, thus ensuring a uniform (or more or less even) building façade line on the street. Build-to lines may
266 correspond to the property line or may be offset from the property line.

267
268 **Buildable Area**, is that portion of a lot exclusive of the required setbacks or open spaces upon which
269 improvements are permitted.

270

271 **Building, Attached**, is a building which has at least part of a wall in common with another building, or
272 which is connected to another building by a roof.
273

274 **Building Front**, means a building wall that faces a public street, a private street, or a common open space.
275 A building may have more than one building front.
276

277 **Building, Primary or Principal**, is a building in which the primary use of the lot, on which the building is
278 located, is conducted.
279

280 **Building Rear**, means a building wall that does not face a public street, a private access way, or a common
281 open space. A building may have more than one building rear.
282

283 **Business Front Foot**, means the lineal distance of the building space occupied by the particular business
284 measured on a straight-line parallel to the street. If a building fronts on two (2) or more streets, the
285 property owner shall be given the option of selecting one (1) street frontage for the purpose of computing
286 allowable sign area. Where a business does not parallel a street, the front foot shall be measured along
287 the exterior of the building space occupied by the particular business.
288

289 **By-right**, are uses that are permitted without special conditions or a public hearing.
290

291 **Caliper – Palm**, is the diameter of the palm trunk taken at the widest portion, measured between one
292 foot and three feet from the ground.
293

294 **Caliper – Tree**, is the measurement of the average of the largest diameter of a tree, and that
295 perpendicular to it, measured 12 inches above the ground.
296

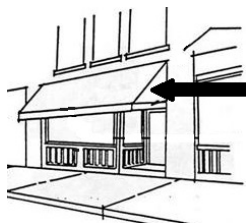
297 **Camouflaged**, means any wireless communications facility which is designed to blend into the
298 surrounding environment or that camouflages or conceals the presence of the tower or wireless
299 telecommunication facility to the extent that the average person would be unaware of its nature as a
300 tower, antenna, or wireless telecommunications facility. Examples of camouflaged facilities include, but
301 are not limited to, man-made trees, clock towers, bell steeples, flag poles, light poles, and similar
302 alternative-design mounting structures. Examples of camouflaged antennas include, but are not limited
303 to, architecturally screened roof-mounted antennas, building-mounted antennas painted to match the
304 existing structure, and antennas integrated into architectural elements.
305

306 **Campground**, is an area to be used for transient occupancy by camping in tents, camp trailers, travel
307 trailers, motor homes, or similar movable or temporary sleeping quarters of any kind. A campground shall
308 not be considered an RV Resort as defined in this article.
309

310 **Canal End Line**, is a line or lines drawn from the farthest point where the canal meets land perpendicular
311 to the sides of the canal, or to the sides of the canal as extended if necessary. If the side of a canal curves
312 near its end point, such canal side shall be extended from the point immediately preceding where it begins
313 to curve. See Diagram 5.5.4.A.
314

315 **Canal Width**, is the width of the canal measured from seawall to seawall using the City's Geographic
316 Information Systems (GIS).
317

318 **Canopy**, is a roof-like structure serving the purpose of protecting pedestrians from rain and sun, which
319 may project from a building or be free standing.
320



321
322
323 **Captain's Walk**, is a walkway that is parallel to the seawall with a maximum width of six feet.
324

325 **Carport**, a freestanding or attached structure, consisting of a roof and supporting members such as
326 columns or beams, unenclosed from the ground to the roof on at least two sides, and designed or used
327 for the storage of motor-driven vehicles owned and used by the occupants of the building to which it is
328 accessory.
329

330 **Cemetery**, is land used or dedicated to the burial of deceased people or animals. Cemeteries may also
331 include mausoleums and mortuaries when operated within the boundary of such cemetery.
332

333 **Centerline of the Marine Improvement Area**, means a line extended from the center of the parcel's water
334 frontage line to the center of the offset line of the parcel's marine improvement area. See Diagram 5.5.4.F.
335

336 **Certificate of Completion**, is documentation that a structure, system(what kind of system?), site
337 development or subdivision infrastructure is complete and for certain types of permits is released for use
338 and may be connected to a utility system.
339

340 **Certificate of Occupancy**, is the official certification that a premises may be used or occupied pursuant to
341 the State Building Codes.
342

343 **Changeable Copy Sign (Manual)**, is a sign or portions thereof with characters, letters, or illustrations that
344 can be changed or rearranged manually, on the sign itself, without altering the face or the surface of the
345 sign.
346

347 **Channel or Canal**, is an open conduit, either naturally or artificially created, which periodically or
348 continuously contains moving water, or which forms a connecting link between two bodies of water.
349

350 **Childcare Facility**, includes any child care center or child care arrangement which provides child care for
351 more than five children unrelated to the operator and which receives a payment, fee, or grant for any of
352 the children receiving care, wherever operated, and whether operated for profit.
353

354 **Civic Building**, is a building specifically designed for a civic function. Buildings and structures for public or
355 private assembly, including places of worship and schools, shall be considered civic buildings.
356

357 **Clearing of Vegetation**, means removal of plants and or topsoil and vegetative materials in preparation
358 for development, but not including mowing and cutting of brush for maintenance, the removal of dead
359 or diseased plants or the removal of a single tree on a developed parcel.
360

361 **Clear Trunk – Palm**, is a measurement from the soil line to a point on the trunk where the trunk caliper
362 begins to taper abruptly, as per "Grades and Standards for Nursery Plants" published by the State
363 Department of Agriculture and Consumer Services, Part 2.

364
365 **Coastal Construction Control Line**, is the line established by the State of Florida pursuant to F.S. §
366 161.053, and recorded in the official records of the city, which defines that portion of the beach-dune
367 system subject to severe fluctuations based on a 100-year storm surge, storm waves or other predictable
368 weather conditions.

369
370 **Coastal High Hazard Area**, is a special flood hazard area extending from offshore to the inland limit of
371 a primary frontal dune along an open coast and any other area subject to high velocity wave action from
372 storms or seismic sources. Coastal High Hazard Areas are also referred to as "high hazard areas subject
373 to high velocity wave action" or "V Zones" and are designated on Flood Insurance Rate Maps (FIRM) as
374 Zone V1 V30, VE, or V.

375
376 **Co-location**, is the act of erecting antenna(s) of a wireless service provider on a tower or an existing
377 antenna support structure already supporting an antenna.

378
379 **Colonnade**, a series of columns that are set at regular intervals and that support the base of an overhead
380 structure.

381
382 **Commercial and Professional**, shall include property zoned C, CC, INST, P-1, NC, MX, MXB, MX SI, and SC.

383
384 **Commercial Lettering**, is letters, numbers, symbols, or combinations thereof which advertise a trade,
385 business, industry, or other activity for profit or a product, commodity, or service. The term shall not
386 include bumper stickers affixed to bumpers only or the decal or plate commonly applied to a motor vehicle
387 by a motor vehicle dealer.

388
389 **Commercial Rack**, is any frame, device, or other apparatus that is designed and constructed for the
390 primary purpose of carrying tools, building materials, or merchandise. Racks designed and constructed
391 for carrying luggage or sporting equipment, such as kayaks, canoes, or bicycles, shall not be considered
392 to be Commercial Racks so long as they are used for the purpose of carrying the aforesaid items.
393 Furthermore, a rack designed and constructed for carrying a ladder (a "ladder rack") that is attached to
394 a motor vehicle shall not be considered to be a Commercial Rack, provided the ladder rack is not wider
395 than the vehicle to which it is attached and no part of such ladder rack extends more than 16 inches
396 above the cab of the vehicle or extends beyond the tailgate of the vehicle.

397
398 **Commercial Recreation, Indoor**, is an indoor facility, with or without seating for spectators, and providing
399 accommodations for a variety of individual, organized, or franchised sports, including basketball, ice
400 hockey, wrestling, soccer, tennis, volleyball, racquetball, or handball. Such facility may also provide other
401 regular organized or franchised events, health and fitness club facilities, swimming pool, snack bar,
402 restaurant, retail sales of related sports, health or fitness items, and other support facilities.

403
404 **Commercial Recreation, Outdoor**, means a recreational land use conducted outside of a building,
405 including athletic fields; skateboard park; swimming, tennis, handball, basketball courts; batting cages.

406
407 **Commercial Sign**, is a sign that, directly or indirectly, names or calls attention to a business, product,
408 service, or other commercial activity. For purposes of this article, all signs on non-residential property

409 shall be presumed commercial; however, the presumption shall be considered rebuttable and may be
410 overcome if a reasonable person could logically conclude that the presumption is invalid. For purposes of
411 this article, terms such as sale, special, clearance, or other words which relate to commercial activity shall
412 be deemed to be commercial messages. The identification by name of an apartment or condominium
413 development on a residential sign at the apartment or condominium development site shall not be
414 considered a commercial message.
415

416 **Commercial Vehicle**, is an agricultural, construction, or industrial motor vehicle or any bus, step van,
417 truck, or truck tractor. The term shall include any motor vehicle (including automobiles) upon which
418 commercial lettering, as defined herein, has been affixed. The term shall also include a pickup truck
419 from which the cargo box has been removed. Any motor vehicle with one or more tools (including a
420 ladder), building materials, or merchandise visible from the street or abutting residential property, or a
421 "commercial rack" that is visible from the street or abutting residential property shall be deemed a
422 commercial vehicle. A passenger automobile or sports utility vehicle (SUV) containing commercial
423 lettering shall not be considered a commercial vehicle for purposes of this section so long as the
424 commercial lettering on the vehicle does not contain any reference to the residential address at which
425 the automobile is parked.
426

427 **Commissary**, is a public food service establishment or any other commercial establishment
428 permitted by the Department of Agriculture and Consumer Services, which is utilized by a mobile
429 food unit for the purpose of providing all required support services, including potable water and
430 wastewater disposal, where food, containers or supplies are stored, prepared, or packaged, or where
431 utensils are sanitized for transit to and sale or service at other locations that are not available on
432 the mobile food unit.
433

434 **Community Center**, is a building to be used as a place of meeting or social recreation that is open to
435 the public. Community centers may also include areas of outdoor recreation such as playgrounds or
436 athletic courts.
437

438 **Community Garden**, is a private or public facility for cultivation of fruits, flowers, vegetables, or
439 ornamental plants by more than one person or family.
440

441 **Community Residential Home**, means a dwelling unit licensed to serve residents who are clients of the
442 Department of Elderly Affairs, the Agency for Persons with Disabilities, the Department of Juvenile
443 Justice, or the Department of Children and Families or licensed by the Agency for Health Care
444 Administration which provides a living environment for 7 to 14 unrelated residents who operate as the
445 functional equivalent of a family, including such supervision and care by supportive staff as may be
446 necessary to meet the physical, emotional, and social needs of the residents.
447

448 **Concurrency**, is necessary public facilities and services to main the adopted level of service standards
449 are available when the impacts of a development occur.
450

451 **Conditional Use**, are uses which are generally appropriate in a zoning district but have certain additional
452 requirements to ensure the use is compatible. Conditional uses may be approved administratively as long
453 as the required conditions are met and maintained.
454

455 **Continuing Care Facility**, is a center which provides independent household units as well as assisted
456 living units to allow a resident to age within one facility or community.

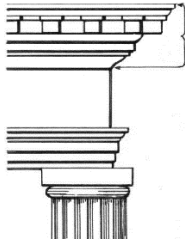
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458 **Construction Staging Area**, is an area used on a temporary basis for the storage of materials and
459 supplies used in the construction of a project for a limited period of time.

460
461 **Convenience Store**, is any retail establishment offering for sale a limited line of groceries and household
462 items intended for the convenience of the neighborhood, with or without sale of fuel.
463

464 **Corner Parcel**, is a parcel that either touches or is on both sides of an interior corner of a lake, basin, or
465 canal.
466

467 **Corner, Waterway**, is the meeting of two sides which creates an angle less than 180 degrees.

468
469 **Cornice**, means a horizontal, ornamental molding that crowns a building or element of a building such as
470 a window or doorway.
471



472
473
474
475 **Craft Brewery, Distillery, or Winery**, is a use that brews beer, distills spirituous beverages, or produces
476 wine and similar beverages on a small scale and whose annual production of beer is capped by the City
477 of Cape Coral in contrast to a full-fledged brewery that may produce an unlimited volume of beer. These
478 establishments may include a tasting room and retail space to sell beer produced on the premises, as
479 well as beer, spirits and wine produced elsewhere, along with related retail items and food.
480

481 **Crematories**. An establishment engaged in the incineration of the dead.

482
483 **Crime Prevention Through Environmental Design (CPTED)**, is a multi-disciplinary approach to
484 deterring criminal behavior through the design of the built environment. Specifically, altering the physical
485 design of the communities in which humans reside and congregate in order to deter criminal activity is
486 the main goal of CPTED.

487
488 **Cul-de-sac**, is a dead-end street terminated at the closed end by a circular vehicular turn-around.
489

490 **Cultural and Civic Facilities**, are facilities of historic educational or cultural interest such as botanical
491 gardens, aquariums, libraries, art galleries, or museums.

492
493 **Cupola**. An ornamental structure placed above a larger roof.



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Cut-In Boat Slip, is a place for a boat to moor, created within a parcel through excavation or removal of soil and rock material and construction of a seawall around that area.

Deck, is an open and roofless platform that adjoins a house and is supported by a means other than the principal structure.

Density, is the number of dwelling units permitted per acre of land.

Design Flood, is the flood associated with the greater of the following two areas; an area with a floodplain subject to a 1% or greater chance of flooding in any year, or an area designated as a flood hazard area on the City flood hazard map or otherwise legally designated.

Design Flood Elevation, is the elevation of the "design flood," including wave height, relative to the datum specified on the city's legally designated flood hazard map. In areas designated as Zone AO, the design flood elevation shall be the elevation of the highest existing grade of the building's perimeter plus the depth number (in feet) specified on the flood hazard map. In areas designated as Zone AO where the depth number is not specified on the map, the depth number shall be taken as being equal to two feet.

Designed Service Study, is a study of the configuration and manner of deployment of wireless services the wireless provider has designed for an area as part of its network that demonstrates whether or not existing towers or tall structures in the search can be utilized for co-location.

Developer, is the person who is improving a parcel of land and who may or may not be the owner of that property.

Development, is any human-caused change to improved or unimproved real estate that requires a permit or approval from any agency of the city or county, including but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, and storage of materials.

Development Approval, is any written authorization from the city which authorizes the commencement of a development.

Development Identification Sign, is a permanent sign, either ground sign or located on a subdivision entry feature or perimeter wall, at a main entrance to a subdivision or residential development identifying the name of the development or subdivision.

Diameter at Breast Height (DBH), is the diameter of the tree when measured four and one-half feet above the ground.

537 **Directional Sign**, is a sign denoting the business names, location, addresses (real or virtual), and/or
538 occupations of those tenants located upon a subject site or which provides information as to the location
539 of a parking lot, building entrance, or other destination, activity, or facility and contains no commercial
540 message.

541
542 **Distribution Line**, are the electric lines that deliver medium voltage electricity from the substation to an
543 overhead or underground transformer that ultimately serves the consumer.
544

545 **Divider Median**, is a landscaped strip between abutting rows of parking spaces.
546

547 **Dock**, is any structure, otherwise known as a pier, wharf, or loading platform, extending into the water
548 from a seawall or bank and which may provide berthing for marine vessels.

549
550 **Dormitory**, is a building intended or used principally for sleeping accommodations where such building is
551 related to an educational or public institution, including religious institutions.
552

553 **Drive-thru Facility**, an accessory building or a building design feature that allows customer to receive
554 goods or services from a business or establishment without leaving their vehicle.
555

556 **Dumpster**, are the covered containers that are designed and intended to be mechanically dumped into a
557 packer-type sanitation vehicle, regardless of whether such containers are used for the collection or
558 disposal of solid waste or other refuse or for the collection or disposal of recycling materials, as well as
559 covered containers that are designed and intended to be used for compaction of materials such as
560 cardboard boxes.
561

562 **Dumpster Enclosure**, is the fence or wall that encloses and screens a dumpster.
563

564 **Dwelling unit**, a room or rooms connected together, which could constitute a separate, independent
565 housekeeping establishment for a family, for owner occupancy, or for rental or lease on a weekly,
566 monthly, or longer basis, and physically separated from any other rooms or dwelling units which may
567 be in the same structure. Dwelling units must contain at a minimum one sleeping room, one bathroom,
568 and one kitchen, but shall not contain more than one kitchen, or other indoor portion of the structure
569 with a functioning range or oven. The term Dwelling Units shall not include rooms in hotels, motels or
570 institutional facilities.
571

572 **Dwelling, Duplex**, is a structure designed to accommodate two dwelling units, each of which has direct
573 access to the outside.
574

575 **Dwelling, Multifamily**, is a building containing three or more individual dwellings with separate cooking
576 and toilet facilities for each dwelling.
577

578 **Dwelling, Single-Family Attached**, means a single structure consisting of three or more dwelling units
579 having one or more walls abutting with another dwelling and designed to have all exits open directly to
580 the outside. Each dwelling unit is on a lot with individual ownership.
581

582 **Dwelling, Single-Family Detached**, is a dwelling unit owned in fee simple and on an individual lot which is
583 not attached to any other dwelling unit by any means.
584

585 **Dwelling, Single-Family Semi-Detached**, shall mean a single-family dwelling which is joined to no more
586 than one other single-family dwelling unit by a common wall, where such two dwelling units are also
587 constructed on adjoining individual lots, such as duplex dwellings which have been subdivided into two
588 single-family semi-detached dwelling units, with each such unit on a separate lot.

589 **Easement**, is a grant by a property owner to the use of land by the public, a corporation, or persons for
590 specific purposes as the construction of utilities, drainage ways, and roadways.
591

592 **Eave**, is the projecting lower edges of a roof overhanging the wall of a building.
593

594 **Electronic Message Center (EMC)**. Is a variable message sign that utilizes computer generated messages
595 or some other electronic means of changing copy. These signs include displays using incandescent lamps,
596 LEDs, LCDs or a flipper matrix.
597

598 **Encroachment**, is where a structure exists within a required setback, or an area that is designated to have
599 no structures.
600

601 **End Parcel**, is a waterfront parcel where any part of the parcel abuts or includes within its boundaries any
602 part of the canal end line or any part of an extension of a side line between the side line and the canal end
603 line.
604

605 **Entertainment, Indoor**, means active or passive uses conducted within an enclosed building, these
606 include but are not limited to: motion picture theaters, concert or music halls, billiards, arcades, and
607 bowling.
608

609 **Entertainment, Outdoor**, means active or passive uses conducted in open or partially enclosed or
610 screened entertainment complex. Typical uses include but are not limited to: sports arenas, motor
611 vehicle or animal racing facilities, and outdoor amusement parks.
612

613 **Erosion**, is the removal of soil through water or wind action.
614

615 **Essential Services**, is the erection, construction, alteration or maintenance (by a public or private utility
616 company for the purpose of furnishing adequate services for the public health, safety, or general
617 welfare) of electrical and communication cables, poles and wires, water and sewer collection,
618 transmission, or distribution mains, drains and pipes, including fire hydrants. This definition shall not
619 be interpreted to include buildings, structures, or uses listed as essential service facilities.
620

621 **Essential Service Facilities**, are buildings or above ground structures (exceeding 27 cubic feet in volume)
622 required to provide essential services including electricity; telephone, cable TV, gas, water, sewage,
623 solid waste, and resource recovery.
624

625 **Excavating or Filling**, is the removal or placement of more than 100 cubic yards of earth or the alteration
626 of the elevation of more than 1,250 square feet of land area more than two feet.
627

628 **Excavation**, is an operation utilizing any tools, equipment or explosives for the purpose of moving,
629 removing or otherwise displacing or distributing earth, rock or other materials in or on the ground or
630 wrecking, razing, rending, moving or removing any structure or mass of material.
631

632

633 **Existing Building and Existing Structure**, are any buildings and structures for which the "start of
634 construction" commenced before August 17, 1981.

635
636 **Existing Manufactured Home Park or Subdivision**, is a manufactured home park or subdivision for
637 which the construction of facilities for servicing the lots on which the manufactured homes are to be
638 affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final
639 site grading or the pouring of concrete pads) is completed before August 17, 1981.

640
641 **Expansion to an Existing Manufactured Home Park or Subdivision**, is the preparation of additional sites
642 by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed
643 (including the installation of utilities, the construction of streets, and either final site grading or the
644 pouring of concrete pads).

645
646 **Exotic**, means a species introduced to Florida, purposefully or accidentally, from a natural range outside
647 of Florida.

648
649 **Extraction**, is the removal of physical matter in a solid, liquid, or gaseous state from its naturally location
650 such as dirt, soil, sand, rock, oil, gas, and marl. Extraction shall not include typical digging, clearing, and
651 filling operations associated with an approved Site Development Plan for residential and non-residential
652 development.

653
654 **FAA**, means the Federal Aviation Administration.

655
656 **Façade**, is the exterior elevation of a structure or building as viewed from a single vantage point.

657
658 **Family**, is any number of persons living together as a single housekeeping unit.

659
660 **Family Day Care Home**, is an occupied residence in which child care is regularly provided for children
661 from at least two unrelated families and which receives a payment, fee, or grant for any of the children
662 receiving care, whether or not operated for profit. Household children under 13 years of age, when on
663 the premises of the family day care home or on a field trip with children enrolled in child care, shall be
664 included in the overall capacity of the licensed home.

665
666 **Farmer's Market**, is an occasional or periodic outdoor market where groups of individual sellers offer
667 for sale to the public such items as fresh produce, seasonal fruits, fresh flowers, arts and crafts items,
668 and food and beverages.

669
670 **Fascia Sign**, Is a sign located on the fascia of a roof or canopy, or affixed to the front of a mansard roof,
671 including signs that extend the plane of the structural fascia such that the vertical dimension of the sign
672 is no more than one-third the distance from the ground to the bottom of the fascia, and lateral supports
673 are used.

674
675 **FCC**, means the Federal Communications Commission.

676
677 **Feather Banner**, is a type of temporary lightweight sign comprised of a partial metal or plastic frame, pole,
678 and/or base to which a vinyl, nylon, canvas, or polyester fabric sign face is attached. Depending on the
679 shape and type of movement, such signs also may be called "flutter," "teardrop," "flying," "wing," "bow,"
680 "blade," "rectangular," or other banners.

681

682 **Feather Flag**, is a vertical flag used for identifying a secondary model home contiguous to the primary
683 model home site.
684

685 **Federal Emergency Management Agency (FEMA)**, is the federal agency that, in addition to carrying out
686 other functions, administers the National Flood Insurance Program.
687

688 **Fence**, a structure used for enclosing land areas constructed of pickets, boards, rails, chain link, or
689 concrete products which are generally supported by posts and provide privacy, land separation,
690 containment of domestic animals, and restriction of passage.
691

692 **Fence, Decorative**, means an open mesh fence no higher than two feet, other than chain link or barbed
693 wire, intended to decorate, accent, or frame a feature of the landscape. Ornamental fences are often used
694 to identify a lot corner or lot line, or frame a driveway, walkway, or planting bed.
695

696 **Fender Post**, is a post inserted into the canal bottom and fastened to the dock or seawall to prevent
697 damage to the vessel when tied alongside the dock or seawall.
698

699 **Figure Structured Sign**, any sign which consists of and/or contains a three dimensional character, symbol,
700 or emblem portraying a commercial message which exists solely to attract the attention of the public. For
701 purposes of this article, memorial signs shall not be considered a **FIGURE STRUCTURED SIGN** .
702

703 **Flag**, is any fabric or bunting used as a symbol, as of a nation, government, political subdivision, or other
704 entity, or as a signaling device.
705

706 **Flag Standard**, is a readily transferable device or pole which supports flag(s). A tubular device which is set
707 in the ground and does not extend above ground level, and any poles or tubes that support a flag or flags
708 and are either inserted into the tubular device set in the ground or inserted directly into the ground, are
709 flag standards, provided the poles or tubes supporting the flag(s) do not extend more than eight feet
710 above ground level.
711

712 **Flagpole**, is a permanently attached fixture or pole which supports flags.
713

714 **Flashing Sign**, is any illuminated sign, on which the artificial source of light is not maintained stationary or
715 constant in intensity and color at all times when such sign is illuminated. For the purposes of this
716 definition, any moving illuminated sign affected by intermittent lighting shall be deemed a flashing sign.
717

718 **Flea Market**, is the sale of used merchandise customarily involving tables or space lease or rented to
719 vendors.
720

721 **Flex Space**, is commercial space, typically office, workshop, and loading bay area that allows businesses
722 to utilize the space in the manner necessary for their work, most typically light industrial uses.
723

724 **Flood or Flooding**, is a general and temporary condition of partial or complete inundation of normally
725 dry land from the overflow of inland or tidal waters or the unusual and rapid accumulation or runoff of
726 surface waters from any source.
727

728 **Flood Damage Resistant Materials**, is any construction material capable of withstanding direct and
729 prolonged contact with floodwaters without sustaining any damage that requires more than cosmetic
730 repair.

731
732 **Floodplain**, is the land area susceptible to inundation by water as a result of a flood.
733

734 **Floodway Encroachment**, is any fill, structure, building, accessory use, use, or development in the
735 floodway.
736

737 **Flood Hazard Area**, is the greater of the following two areas; the area within a floodplain subject to a
738 1% or greater chance of flooding in any year, or the area designated as a flood hazard area on the city's
739 flood hazard map, or otherwise legally designated.

740
741 **Floodplain Administrator**, is the office or position designated and charged with the administration and
742 enforcement of this Article (may be referred to as the Floodplain Manager).
743

744 **Floodplain Development or Approval**, is an official document or certificate issued by the city or other
745 evidence of approval or concurrence, which authorizes performance of specific development activities
746 that are located in flood hazard areas and that are determined to be compliant with this Article.
747

748 **Floodway**, is the channel of a river or other riverine watercourse and the adjacent land areas that must
749 be reserved in order to discharge the base flood without cumulatively increasing the water surface
750 elevation more than one foot.

751
752 **Floodway Encroachment Analysis**, is an engineering analysis of the impact that a proposed
753 encroachment into a floodway is expected to have on the floodway boundaries and base flood
754 elevations; the evaluation shall be prepared by a qualified Florida licensed engineer using standard
755 engineering methods and models.
756

757 **Floor**, is the top surface of an enclosed area in a building (including basement), i.e., top of slab in
758 concrete slab construction or top of wood flooring in wood frame construction. The term does not
759 include the floor of a garage used solely for parking vehicles.
760

761 **Floor Area Ratio (FAR)**, is the ratio of the proposed amount of commercial or industrial floor area to
762 the total land area shown for non-residential uses on the site.

763
764 **Floor Area, Gross**, is the total area of a building measured by taking the outside dimensions of the building
765 each floor level intended for occupancy and storage.
766

767 **Florida Building Code**, is the family of codes adopted by the Florida Building Commission.

768
769 **Florida Friendly Landscaping**, is a program developed through the University of Florida which encourages
770 the use of low-maintenance plants and environmentally sustainable practices. A list of Florida Friendly
771 plants can be found in Appendix 5.6.1.B.
772

773 **Florida Native**, is any plant recognized as occurring naturally in the State of Florida prior to the 1500s,
774 as identified in **Atlas of Florida Vascular Plants by Wunderlin**, R.P., and B. F. Hansen. 2008.

775 (http://www.plantatlas.usf.edu/). Institute for Systematic Botany, University of South Florida, Tampa,
776 or other scientific documentation recognized by the city.

777
778 **Food Truck**, see “Mobile Food Unit”.

779
780 **Footcandle**, is the unit of measure expressing the quantity of light received on a surface. One footcandle
781 is the illuminance produced by a candle on a surface one foot square from a distance of one foot.
782

783 **Freestanding Sign**, Is any sign supported by structures or supports that are placed on, or anchored in, the
784 ground and that are independent from any building, wall, fence, vehicle, or object other than the sign
785 structure for support.
786

787 **Frontage**, is the face of a building most nearly parallel with the public right-of-way line.

788
789 **Frontage Line**, see “Build-to-Line”.

790
791 **Frontage Road**, is a residential or nonresidential street parallel and adjacent to a major thoroughfare and
792 which provides access to abutting properties with protection from through traffic.
793

794 **Functionally Dependent Use**, is a use which cannot perform its intended purpose unless it is located or
795 carried out in close proximity to water, including only docking facilities, port facilities that are necessary
796 for the loading and unloading of cargo or passengers, and ship building and ship repair facilities; the
797 term does not include long term storage or related manufacturing facilities.

798
799 **Garage**, is an enclosed area that is accessory to the primary residential structure and is designed primarily
800 for the parking and storage of motor vehicles.

801
802 **Gazebo**, a freestanding, roofed structure usually open on the sides.

803
804 **Glare**, is lighting entering the eye directly from luminaires or indirectly from reflective surfaces that
805 causes visual discomfort or reduced visibility.

806
807 **Grade**, is the average level of the finished surface of the ground adjacent to the exterior walls of the
808 building.

809
810 **Greenhouse**, is a building or structure constructed chiefly of glass, glasslike or translucent material, cloth,
811 or lath, which is devoted to the protection or cultivation of flowers or other plants.

812
813 **Green Roof**, is a building roof that is partially or completely covered with vegetation and a growing
814 medium, planted over a waterproofing membrane. It may also include additional layers such as a root
815 barrier and drainage and irrigation systems.

816
817 **Groundcover**, is any low growing plant, 24 inches in height or less, that can be used to cover areas
818 where sod or turf is not desired or will not grow.

819
820 **Group Home**, is a dwelling unit licensed to serve residents who are clients of the Department of Elderly
821 Affairs, the Agency for Persons with Disabilities, the Department of Juvenile Justice, or the Department of
822 Children and Family Services or licensed by the Agency for Health Care Administration which provides a

823 living environment for 7 to 14 unrelated residents who operate as the functional equivalent of a family,
824 including such supervision and care by supportive staff as may be necessary to meet the physical,
825 emotional, and social needs of the residents.

826
827 **Guest House**, a dwelling unit that is located on the same premises as the principal building and is to be
828 used exclusively for housing members of or guests of the family occupying the principal building and/or
829 members of the domestic staff employed on the premises. Such unit may be in either the principal
830 building or in an accessory building
831

832 **Habitat**, means the physical location or type of environment in which an organism or biological population
833 lives or occurs.
834

835 **Hardscape**, are tangible objects and features other than plant materials, including, but not limited to,
836 steps and ramps, fountains and pools, fences, screens, dividers and walls, overhead structures (i.e.
837 trellis), decks, retaining walls, play equipment, benches and planters, drainage structures, lighting,
838 pavement, curbs, and site furnishings.
839

840 **Hearing Examiner**, is a person appointed to conduct public hearings and take action in action proceedings
841 as specified by this code.

842
843 **Hedge**, is any group of shrubs planted in line or in groups that form a compact, dense, living barrier that
844 protects, shields, separates, or demarcates an area from view; any similar plant material, or similar plant
845 material in conjunction with a structure.
846

847 **Height**, is the vertical distance measured from the lowest finished floor elevation to the lowest point of
848 the highest horizontal eave or to the highest point of the highest parapet wall, whichever is higher.

849
850 **Heliport**, an area, either at ground level or elevated on a structure, licensed or approved for the loading
851 and takeoff of helicopters, and including auxiliary facilities such as parking, waiting room, fueling and
852 maintenance equipment.
853

854 **Helistop**, a heliport, but without ancillary facilities such as parking, waiting room, fueling and
855 maintenance equipment.
856

857 **Heritage Tree**, is a Florida native canopy tree with a 20-inch caliper DBH or larger.
858

859 **Highest Adjacent Grade**, is the highest natural elevation of the ground surface prior to construction
860 next to the proposed walls or foundation of a structure.
861

862 **Historic Structure**, is any structure that is determined eligible for the exception to the flood hazard area
863 requirements of the Florida Building Code, Existing Building, Chapter 11 Historic Buildings.
864

865 **Home Occupation**, is an occupation for monetary gain or support conducted by members of a family
866 residing on residential premises, and conducted entirely within the dwelling, provided that no article is
867 sold or offered for sale except such as may be produced or acquired by members of the immediate family
868 residing on the premises. Home occupations shall not be construed to include barbershops, beauty shops,
869 tearooms, restaurants, dress shops, commercial kennels, real estate offices, dance studios,

870 astrologists/palmists and the like, band instrument instructors, photographic studios, and child care
871 facility for more than five children.

872
873 **Hospital**, is an institution, licensed by the state department of health, providing primary health services
874 and medical or surgical care to persons, primarily inpatients, suffering from illness, disease, injury,
875 deformity, and other abnormal physical or mental conditions, and including as an integral part of the
876 institution, related facilities such as laboratories, outpatient facilities, or training facilities.

877
878 **Hotel**, is an establishment providing, for a fee, sleeping accommodations and customary lodging services,
879 including maid service, the furnishing and upkeep of furniture and bed linens, and telephone and desk
880 service. Related ancillary uses may include but shall not be limited to conference and meeting rooms,
881 restaurants, bars, and recreational facilities.

882
883 **Hot Dog Cart**, is a non-motorized food unit which serves hot dogs, sausages, or other similar type foods
884 or beverage, or both, limited for immediate consumption and provides no seating.

885
886 **Household**, is the person or persons occupying a dwelling unit.

887
888 **Impervious Surface**, is any material that substantially reduces or prevents the infiltration of stormwater
889 into the ground. This shall include all buildings, pavement, pools and pool decks, sidewalks, and areas
890 covered with gravel, stones, paver blocks, shell, and rocks.

891
892 **Incidental Sign**, is a sign, generally informational, that has a purpose secondary to the use of the site on
893 which it is located. Furthermore, the term **INCIDENTAL SIGN** shall not include a sign designed to be
894 transported by means of wheels, a sign converted to an A- or T-frame, a sandwich-board sign, or a skid-
895 mounted sign, regardless of the nature of the information that such sign may contain.

896
897 **Industry, Heavy**, is manufacturing or other enterprises with significant external effects, or which pose
898 significant risks due to the involvement of explosives, radioactive materials, poisons, pesticides,
899 herbicides, or other hazardous materials in the manufacturing or other process.

900
901 **Industry, Light**, includes research and development activities, the manufacturing, compounding,
902 processing, packaging, storage, assembly, or treatment of finished or semi-finished products from
903 previously prepared materials, which activities are conducted wholly within an enclosed building. Finished
904 or semi-finished products may be temporarily stored outdoors pending shipment.

905
906 **Inflatable Object**, is an object of any shape that is expanded or capable of expansion by means of air or
907 gas, such as a balloon, wind sock, or air tube, and which is used as a means of attracting attention to a
908 site, product, or event.

909
910 **Infrastructure**, means facilities and services needed to sustain industry, residential, commercial, and all
911 other land-use activities, including water, sewer lines, and other utilities, streets and roads,
912 communications, and public facilities such as fire stations, parks, schools, etc.

913
914 **Institutional Uses**, are public or quasi-public uses in a non-for-profit nature typically engaged in public
915 service.

916

917 **Integral Sign**, is a sign which is built in to or constructed as part of the architectural design of the building
918 and if removed would change the design of the building.
919

920 **Intensity**, is the number of square feet of development per acre, or floor area ratio, by land use type with
921 respect to non-residential land uses.
922

923 **Interior Sign**, is a sign located within the interior of any building, or within an inner, outer, or enclosed
924 lobby or court of any building or theater, not including window and door signs.
925

926 **Invasive Species**, means a species that is non-native to the ecosystem under consideration and whose
927 introduction causes or is likely to cause economic or environmental harm or harm to human health.
928

929 **Kitchen**, an indoor portion of a structure specifically designed and equipped for the preparation, service
930 and storage of food. The kitchen shall be provided with, at a minimum, a functioning sink, range, oven,
931 and refrigerator.
932

933 **Laboratory, Research**, is a building or group of buildings in which facilities for scientific research,
934 investigation, testing, or experimentation are. This does not include facilities for the manufacture or sale
935 of products, except as incidental to the main purpose of the laboratory.
936

937 **Land Development Code**, means the city's zoning, subdivision, building, and other regulations controlling
938 the development of land.
939

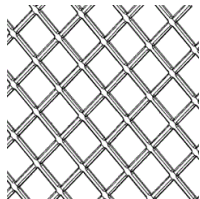
940 **Landscaping**, is the finishing and adornment of unpaved yard areas. Materials and treatment generally
941 include naturally growing elements such as grass, trees, shrubs, and flowers. This treatment may also
942 include the use of logs, rocks, fountains, water features, and contouring of the earth.
943

944 **Landscape Plan**, is a plan associated with a subdivision master concept plan, or site development plan,
945 indicating the placement of landscape materials, including specifications, species, quantities, and method
946 of installation.
947

948 **Landscaped Area**, is an area set aside from structures and parking which is developed with natural
949 materials (i.e. grass, trees, shrubs, vines, hedges, bedding plants, rock) and decorative features, including
950 paving materials, walls, fences, and outdoor furniture.
951

952 **Landscaping Services**, is a business that provides services in horticulture and lawn maintenance off
953 premises on a contract basis or for a fee. Typical services may include golf course upkeep, landscape
954 gardening, tree planting, tree trimming or other similar services.
955

956 **Lattice**, is an ornamental criss-cross framework, an arrangement of crossing laths or other thin strips of
957 material which allows light and air to pass between the openings.



958

959

960 **Letter of Map Change (LOMC)**, is an official determination issued by FEMA that amends or revises an
961 effective Flood Insurance Rate Map or Flood Insurance Study. Letters of Map Change include:

962
963 **Letter of Map Amendment (LOMA)**, is an amendment based on technical data showing that a property
964 was incorrectly included in a designated special flood hazard area. A LOMA amends the current effective
965 Flood Insurance Rate Map and establishes that a specific property, portion of a property, or structure
966 is not located in a special flood hazard area.

967
968 **Letter of Map Revision (LOMR)**, is a revision based on technical data that may show changes to flood
969 zones, flood elevations, special flood hazard area boundaries and floodway delineations, and other
970 planimetric features.

971
972 **Letter of Map Revision Based on Fill (LOMR-F)**, is a determination that a structure or parcel of land has
973 been elevated by fill above the base flood elevation and is, therefore, no longer located within the
974 special flood hazard area. In order to qualify for this determination, the fill must have been permitted
975 and placed in accordance with the City floodplain management regulations.

976
977 **Letter of Map Revision, Conditional (CLOMR)**, is a formal review and comment as to whether a
978 proposed flood protection project or other project complies with the minimum NFIP requirements for
979 such projects with respect to delineation of special flood hazard areas. A CLOMR does not revise the
980 effective Flood Insurance Rate Map or Flood Insurance Study; upon submission and approval of certified
981 as-built documentation, a Letter of Map Revision may be issued by FEMA to revise the effective FIRM.

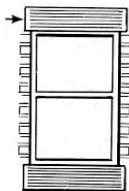
982
983 **Light Pollution**, means any adverse effect of artificial light including, but not limited to, glare, light
984 trespass, skyglow, energy waste, and impacts on the nocturnal environment.

985
986 **Light Van**, is any motor vehicle having a generally rectangular bulk, which is licensed and registered for
987 operation upon public highways and which has a carrying capacity of no more than one ton or no more
988 than nine passengers.

989
990 **Lighting, Fully Shielded/Cutoff**, means any outdoor light fixture shielded in such a manner that all light
991 emitted by the fixture is projected below the horizontal as determined by a photometric test or certified
992 by the manufacturer.

993
994 **Liner Building**, is a building or portion of a building constructed in front of a parking garage.

995
996 **Lintel**, means a horizontal support of timber, stone, concrete, or steel across the top of a door or window.



997

998
999

1000 **Loading Space**, is an off-street space, having a minimum width of 10 feet, length of 30 feet, and height
1001 clearance of 14 feet, on the same lot with a building or group of buildings for temporary parking of a
1002 commercial vehicle while loading and unloading merchandise or materials.

1003
1004 **Local Planning Agency**, is the City of Cape Coral Planning and Zoning Commission when reviewing
1005 matters related to the Comprehensive Land Use Plan as specified in F.S. Chapter 160.
1006
1007 **Logo**, is an emblem, character, pictograph, trademark, or symbol used to represent a firm, organization,
1008 entity, product, or service.
1009
1010 **Lot or Lot of Record**, is a lot or tract that is part of a recorded subdivision that has been recorded with the
1011 county clerk of courts office containing property tax records.
1012
1013 **Lot Coverage**, refer to Section 1-112 of the Land Development Code.
1014
1015 **Lot, Corner**, is a lot which abuts on two or more intersecting streets at their intersection, but is not to
1016 include wing streets at cul-de-sac locations; wing streets at locations where road angles or turns and
1017 the wing street is less than 120 feet in length.
1018
1019 **Lot, Double Frontage**, is a lot having frontage on two nonintersecting streets, as distinguished from a
1020 corner lot.
1021
1022 **Lot, Flag**, is a lot not meeting minimum lot frontage requirements at the street and where access to a
1023 right-of-way is provided by means of a long, narrow driveway between abutting lots.
1024
1025 **Lot Lines**, are the property lines bounding the lot.
1026
1027 **Low Impact Development (LID)**, are systems and practices that use or mimic natural processes that result
1028 in the infiltration, evapotranspiration, or use of stormwater in order to protect water quality and
1029 associated aquatic habitat.
1030
1031 **Lowest Floor**, is the lowest floor of the lowest enclosed area of a building or structure, including
1032 basement, but excluding any unfinished or flood-resistant enclosure, other than a basement, usable
1033 solely for vehicle parking, building access or limited storage provided that such enclosure is not built so
1034 as to render the structure in violation of the non-elevation requirements of the Florida Building Code
1035 or ASCE 24.
1036
1037 **Lumen**, is the unit of measure used to quantify the amount of light produced by a lamp or emitted from
1038 a luminaire. One footcandle is equal to one lumen per square foot.
1039
1040 **Maintain**, means in a condition or state of equivalent quality to that which was approved or required by
1041 the city.
1042
1043 **Manufactured Home**, is a structure, transportable in one or more sections, which is eight feet or more
1044 in width and greater than 400 square feet, and which is built on a permanent, integral chassis and is
1045 designed for use with or without a permanent foundation when attached to the required utilities. The
1046 term Manufactured Home does not include a "recreational vehicle" or "park trailer." The
1047 term Manufactured Home shall also include the term "mobile home" as provided in Article
1048 11. Definitions.
1049

1050 **Manufactured Home Park or Subdivision**, is a parcel (or contiguous parcels) of land divided into two or
1051 more manufactured home lots for rent or sale.
1052

1053 **Manufacturing, Heavy**, is the manufacturing of products from raw or unprocessed materials, where the
1054 finished product may be combustible or explosive. This category shall also include any establishment or
1055 facility using large unscreened outdoor structures such as conveyor belt systems, cooling towers, cranes,
1056 storage silos, or similar equipment, that cannot be integrated into the building design, or engaging in
1057 largescale outdoor storage. Any industrial use that generates noise, odor, vibration, illumination, or
1058 particulate that may be offensive or obnoxious adjacent land uses, or requires a significant amount of on-
1059 site hazardous chemical storage shall be classified under this land use. This use shall include any packaging
1060 of the product being manufactured on-site.
1061

1062 **Manufacturing, Light**, is the indoor processing or fabrication of certain materials or products where no
1063 process involved will produce noise, vibration, air pollution, fire hazard, or noxious emissions which will
1064 disturb or endanger neighboring properties.
1065

1066 **Market Value**, is the price at which a property will change hands between a willing buyer and a willing
1067 seller, neither party being under compulsion to buy or sell and both having reasonable knowledge of
1068 relevant facts. As used in this Article, the term refers to the market value of buildings and structures,
1069 excluding the land and other improvements on the parcel. Market value may be established by a
1070 qualified independent appraiser, actual cash value (replacement cost depreciated for age and quality
1071 of construction), or tax assessment value adjusted to approximate market value by a factor provided by
1072 the property appraiser.
1073

1074 **Marina**, is a waterfront establishment whose business is offering the rental or lease of slips for boats, the
1075 sale or rental of boats and marine sporting equipment, and the servicing, repair, or storage of similar
1076 items. Such establishments may also provide gasoline, sanitary pump-out service, and food and drink.
1077

1078 **Marine Improvement**, means a whole, constructed marine structure including, but not limited to, dock,
1079 boat lift, mooring posts, walkways, and other interconnecting parts. A boat canopy, its supports, and
1080 its frame shall not be considered to be a part of the marine improvement to which they are attached.
1081

1082 **Marine Improvement Area**, is that area enclosed by the water frontage line, the offset line, and lines
1083 connecting the ends of the offset line to corresponding offset points. This establishes the construction
1084 envelope for marine improvements See Diagram 5.5.4.E.
1085

1086 **Marquee**, is any permanent roof-like structure projecting beyond a building or extending along and
1087 projecting beyond the wall of the building, generally designed and constructed to provide protection from
1088 the weather.
1089

1090 **Master Concept Plan**, is a general graphic depiction of the layout and/or design of a land development
1091 project, which shall include written and quantitative information as required by the city, including a
1092 phasing plan, but to be distinguished from a "site development plan," as defined herein.
1093

1094 **Mean Water Level**, in regard to fresh water waterways, is the elevation established at the downstream
1095 weir, and, in regard to saltwater waterways, the mean high water of +013 feet National Geodetic
1096 Vertical Datum of 1929 (NGVD-29).
1097

1098 **Medical Marijuana Dispensary**, is a facility where marijuana is made available for sale for medical
1099 purposes. This also includes establishments from which marijuana is delivered to patients who cannot
1100 obtain it from a dispensary, due to physical or mental disability, for medical purposes.
1101

1102 **Memorial Sign**, is a permanent commemorative or historical sign, plaque, inscription, or similar group of
1103 symbols that is engraved on a building or a cemetery tombstone or that is located at a memorial erected
1104 by, or with the approval of, a governmental entity. For purposes of this definition, a memorial includes
1105 any building, structure, or location intended to honor persons, places, or events.
1106

1107 **Menu Board**, is a permanently mounted sign located adjacent to and oriented toward a lawfully
1108 established drive-through lane of a commercial enterprise.
1109

1110 **Mini-Storage**, See Self-Storage Facility.
1111

1112 **Mixed-Use Development**, is a project which integrates residential and non-residential uses.
1113

1114 **Mixed-Use Building**, is a building containing residential and non-residential uses permitted in the zoning
1115 district.
1116

1117 **Mixed-Use Zoning Districts**, includes the following zoning districts: Commercial Corridor (CC),
1118 Neighborhood Commercial (NC), Mixed Use (MX), Mixed Use Seven Islands (MX7), Mixed Use Bimini
1119 (MXB), South Cape (SC), and Planned Unit Developments (PUD).
1120

1121 **Mobile Food Trailer**, is a food service unit that is delivered to an event or a location and then
1122 transported again after a specific length of time. Mobile food trailers are commonly used at events such
1123 as carnivals or fairs.
1124

1125 **Mobile Food Unit**, is any food service unit serving food or beverage, or both, intended for immediate
1126 consumption, which is self-propelled or otherwise moveable from place to place and contains utilities,
1127 such as propane, water, electricity, and liquid waste disposal. An open bed truck is not considered a mobile
1128 food unit. Also commonly known as a “food truck” or “mobile food trailer”.
1129

1130 **Mobile Food Vendor**, is any person or business selling foods or beverage, or both, other than fresh fruits
1131 or vegetables not intended for immediate consumption, from a mobile food unit, including a self-sufficient
1132 mobile food unit or hot dog cart.
1133

1134 **Mobile Food Trailer**, is a food service unit that is delivered to an event or a location and then
1135 transported again after a specific length of time. Mobile food trailers are commonly used at events such
1136 as carnivals or fairs.
1137

1138 **Mobile Food Unit**, is any food service unit serving food or beverage, or both, intended for immediate
1139 consumption, which is self-propelled or otherwise moveable from place to place and contains utilities,
1140 such as propane, water, electricity, and liquid waste disposal. An open bed truck is not considered a mobile
1141 food unit. Also commonly known as a “food truck” or “mobile food trailer”.
1142

1143 **Mobile Food Vendor**, is any person or business selling foods or beverage, or both, other than fresh fruits
1144 or vegetables not intended for immediate consumption, from a mobile food unit, including a self-sufficient
1145 mobile food unit or hot dog cart.

1146
1147 **Model Home**, is an unoccupied dwelling constructed upon a model home lot zoned for residential use
1148 and on one of four contiguous lots from the arterial or collector roadway, with each lot under the
1149 ownership of one or more builders intending to use the lots as model home sites or ancillary parking, for
1150 display purposes, price quoting and consummation of sales contracts.
1151

1152 **Modular Structure**, is a structure not built on-site but may be assembled on-site, which is placed on a
1153 permanent foundation and meets the state building code standards.
1154

1155 **Mooring Piles**, are posts, meant for tethering a watercraft to, which are anchored into the floor of a
1156 waterbody.
1157

1158 **Monopole**, is a style of free-standing tower that is composed of a single shaft, usually composed of two
1159 or more hollow sections that are in turn attached to a foundation, with external antennas. This type of
1160 tower is designed to support itself without use of guy wires or other stabilization devices.

1161
1162 **Motel**, see "Hotel".

1163
1164 **Mulch**, is any material such as wood chips, leaves, bark, straw, or other materials left loose and applied
1165 to the soil surface to reduce evaporation.

1166
1167 **Multiple Business or Entity Sites**, is any development containing two or more tenants on one ownership
1168 parcel that is zoned professional, commercial, industrial, mixed use, institutional, downtown, or
1169 agricultural. In addition, this term shall include all properties approved under any planned development
1170 project that are zoned commercial, professional, industrial, mixed use, institutional, downtown, or
1171 agricultural. **MULTIPLE BUSINESS OR ENTITY SITES**, for purposes of this article, shall be deemed to also
1172 include developed properties located within 25 feet of an improved public parking lot or area, and for
1173 which such public parking lot or area provides the minimum parking needs required for such developed
1174 properties as well as the public parking lot or area itself.

1175
1176 **Nameplate Sign**, is a sign indicating the name, profession, address, or some combination thereof, of a
1177 person, persons, business, or other entity legally occupying the building, unit, or establishment.
1178

1179 **Native Species**, is a plant or animal that originally occurred in an area.
1180

1181 **Natural Area**, is land and water that has substantially retained its natural character or land and water
1182 that, although altered in character, is important as habitats for plant, animal, or marine life, for the study
1183 of its natural, historical, scientific, or paleontological features, or for the enjoyment of its natural features.

1184
1185 **Navigable Channel**, means that portion of the waterway width in which no marine improvement may
1186 lawfully be constructed. The access width of the waterway shall be calculated by subtracting from the
1187 calculated waterway width twice the maximum distance that a marine improvement located along one
1188 side of the waterway could lawfully project.
1189

1190 **Newsrack or Newspaper Vending Machine**, any self-servicing or coin-operated box, container, vending
1191 machine, storage unit, or other dispenser installed, used, or maintained for the display and sale of
1192 newspapers, news periodicals, or magazines including the dissemination of any real estate or
1193 advertising publications.

1194
1195 **New Construction**, for the purposes of the flood resistant construction requirements of the Florida
1196 Building Code, are structures for which the "start of construction" commenced on or after August 17,
1197 1981 and includes any subsequent improvements to such structures.
1198

1199 **New Manufactured Home Park or Subdivision**, is a manufactured home park or subdivision for which
1200 the construction of facilities for servicing the lots on which the manufactured homes are to be affixed
1201 (including at a minimum, the installation of utilities, the construction of streets, and either final site
1202 grading or the pouring of concrete pads) is completed on or after August 17, 1981.
1203

1204 **Nonconforming**, is when an existing lot, structure, building, sign, development, or use of an existing lot
1205 or structure does not conform to one or more of the regulations currently applicable to the district in
1206 which the lot, structure, building, sign, development, or use is located.
1207

1208 **Noncommercial Sign**, is a sign which does not meet the definition of a commercial sign.
1209

1210 **Non-domestic animals**, are farm animals including, but not limited to, horses, cattle, mules, goats,
1211 sheep, swine and poultry.
1212

1213 **Non-domestic animal boarding**, are establishments that board or house non-domestic animals for a
1214 fee.
1215

1216 **Nonresidential Use**, is a use that does not include dwelling units. Nonresidential uses include:
1217 commercial, industrial, public, park, institutional, agricultural uses without a residence, and parts of
1218 mixed-use developments not containing residential dwelling units. This includes hotels, motels, RV parks,
1219 and campgrounds.

1220
1221 **Nonresidential zoning districts**, includes the following zoning districts: Commercial (C), Professional Office
1222 (P), Industrial (I), Institutional (INST), and Preservation (PV).

1223
1224 **Nuisance**, is a thing, condition, or conduct that endangers health and safety, or unreasonably offends the
1225 senses, or obstructs the free use and comfortable enjoyment of property, or essentially interferes with
1226 the comfortable enjoyment of life.

1227
1228 **Obscene Sign**, is a sign whose contents meet the judicially established definition of obscenity or that is
1229 otherwise considered obscene under Florida Statutes.
1230

1231 **Occupancy**, means the residing of an individual overnight in a dwelling unit or the installation, storage, or
1232 use of equipment, merchandise, or machinery in any public, commercial, or industrial building.
1233

1234 **Occupancy, Change of**, means the discontinuance of an existing use and the substitution of a use of a
1235 different kind or class in that same space.
1236

1237 **Offset Point**, means the distance from the property line where a marine improvement may be built. See
1238 Diagram 5.5.4.C.
1239

1240 **Off-Site Sign**, Is a permanently or temporarily affixed or hand-held sign identifying, advertising, or
1241 directing the public to a commercial business, product, service, entertainment, or activity which is located,

1242 sold, rented, based, produced, manufactured, or furnished or taking place at a location other than on the
1243 property or multiple business or entity site on which the sign is located. A sign containing a non-
1244 commercial message shall not be considered to be an off-site sign.
1245

1246 **On-Site Sewage System**, is a sewage-treatment system that includes a settling tank through which liquid
1247 sewage flows and in which solid sewage settles and is decomposed by bacteria in the absence of oxygen.
1248

1249 **Open Space**, land and water areas retained for use as an active or passive recreation areas or for resource
1250 protection in an essentially undeveloped state.
1251

1252 **Ornamental Grass**, a self-supporting, non-woody, perennial species of the plant family, Poaceae,
1253 Juncaceae, or Cyperaceae, that is not mowed but is allowed to grow to its full potential and is used in
1254 the landscape in the same way as a shrub.
1255

1256 **Ornamental Wall**, a wall that that is not used in the support of a building.

1257 **Outdoor Lighting**, means lighting equipment installed within the property line and outside the building
1258 envelopes, whether attached to poles, building structures, the earth, or any other location; and any
1259 associated lighting control equipment.
1260

1261 **Outdoor Storage**, means the storage of any material for a period greater than 48 hours, including items
1262 for sale, lease, processing, and repair (including vehicles) not in an enclosed building.
1263

1264 **Outdoor Screened Storage**, the keeping of any goods or products within a structure not defined as a
1265 building, or within a completely fenced or walled in area. The goods shall be screened by the structure,
1266 wall or fence so as not to be seen from any other property.
1267

1268 **Outdoor Venue**, means a commercial establishment which offers entertainment outside of a building,
1269 including music.
1270

1271 **Outdoor Entertainment Event**, means a temporary, outdoor event utilizing amplified sound equipment,
1272 not associated with an established outdoor venue.
1273

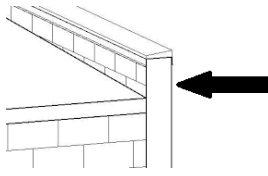
1274 **Owner-occupied**, means a vacation rental that is the primary and permanent residence of the owner of
1275 the property.
1276

1277 **Outside Corner parcel**, means a parcel of land which projects into one or more waterways so as to have
1278 two or more sides abutting such waterway(s).
1279

1280 **Owner**, when used in relation to a motor vehicle or trailer, any person to whom a motor vehicle or
1281 trailer is registered according to the certificate of title for the motor vehicle or trailer and, if the motor
1282 vehicle or trailer is under lease, rental agreement, or on loan under any type of arrangement, gratuitous
1283 or otherwise, shall include the person having possession or control of the vehicle. When used in relation
1284 to privately real property in a residential zoning district, the term shall mean the owner according to
1285 the latest ad valorem tax records of the county and, if the privately property is under lease, rental
1286 agreement, agreement for deed, or similar land contract shall include the person in possession and
1287 control of the property.
1288

1289 **Parapet**, is that portion of the facade which extends above the roof.

1290



1291
~~1292~~

1293 **Parasite Sign**, is any sign not exempted by the sign code, for which no permit has been issued, and which
1294 is hung from, attached to, or added onto an existing sign.
1295

1296 **Parcel**, means a contiguous land under one ownership.

1297
1298 **Park Trailer**, is a transportable unit which has a body width not exceeding 14 feet and which is built on
1299 a single chassis and is designed to provide seasonal or temporary living quarters when connected to
1300 utilities necessary for operation of installed fixtures and appliances.
1301

1302 **Parking, Off-Street**, is space designed for the parking of automobiles on premises other than streets.
1303

1304 **Parking, On-Street**, is the storage space for an automobile that is within the street right-of-way.
1305

1306 **Parking, Satellite**, is off-street parking spaces that are not on the same lot as the principal use.
1307

1308 **Parking, Shared**, means joint use of a parking area by more than one use.
1309

1310 **Paved**, means ground covered with stone, brick, concrete, asphalt, or other substantial matter making a
1311 firm, smooth, and level surface.
1312

1313 **Paver**, is a grid block designed for use as a driving or parking surface, installed with cavities (either the
1314 kind in which grass can be planted or between the blocks) to minimize impervious surface and reduce
1315 runoff.
1316

1317 **Pedestrian-Friendly/Oriented**, means the density, layout, and infrastructure that encourages walking and
1318 biking within a subdivision or development, including limited setbacks, front porches, sidewalks, and
1319 bikepaths.

1320 **Pergola**, is a structure, either freestanding or attached to a façade, usually consisting of parallel
1321 colonnades supporting an open roof of girders and cross rafters built as an outdoor element for partial
1322 shade.
1323

1324 **Permit, Conditional Use**, is a use that is permitted if all specified conditions have been adhered to.
1325
1326

1327 **Person**, means individuals, partnerships, associations, and corporations.

1328
1329 **Personal Services Establishment**, is an establishment which offers specialized services purchased
1330 frequently by the consumer. Included are barbershops, beauty shops, chiropractic, dance studios, and
1331 massage clinics, garment repair, tailoring, shoe repair, pet grooming, indoor pet sitting, and beauty clinics,
1332 fitness centers, laundromats, drycleaners, photography and instructional studios, tattoo and piercing
1333

1333 studio, martial arts studios, and other similar establishments. These uses may include accessory retail
1334 sales of products related to the services provided.

1335
1336 **Pervious Surface**, is any surface which allows a minimum of 80 percent precipitation from any source to
1337 infiltrate directly into the ground.

1338
1339 **Pet Services**, establishments providing grooming, obedience training, veterinarian services, or animal
1340 day care. These establishments should not include boarding except for overnight hospitalization for
1341 medical care.

1342
1343 **Pharmacy**, an establishment strictly for the preparation and dispensing of prescription drugs and
1344 medicines and related products.

1345
1346 **Photovoltaic Solar System**, is a system which uses one (1) or more photovoltaic panel(s) installed on
1347 the surface of a roof, parallel to a sloped roof or surface or rack-mounted on a flat roof, to convert
1348 sunlight into electricity.

1349
1350 **Pickup Truck**, is any motor vehicle designed primarily for the transportation of property within a
1351 permanently attached open cargo box and having a gross motor vehicle weight of no more than 17,500
1352 pounds, a height of no more than 82 inches (measured from the ground to the vehicle's highest point
1353 excluding antennae), no more than six wheels, and no more than two axels.

1354
1355 **Pilaster**, is a rectangular column, especially one projecting from a wall.
1356



1357
1358
1359 **Place of Religious Assembly**, is a use within a permanent building that provides regular organized
1360 worship and related incidental activities, except primary or secondary schools and day care facilities.

1361
1362 **Planned Unit Development (PUD)**, is an area of land zoned and improved as a development for which
1363 the otherwise applicable use and development requirements to allow for more flexible planning in
1364 conformance with the development approval process and developed in accordance with the provisions
1365 of this ordinance.

1366
1367 **Point of Intersection**, is the point where two rights-of-way would meet if they were extended straight
1368 rather than curving to create a rounded corner at an intersection.

1369
1370 **Pole-Mounted**, means an antenna attached to or upon an electric transmission or distribution pole, a
1371 streetlight, a traffic signal or similar facility within the public right-of-way or a utility easement. A utility
1372 pole-mounted facility shall not be considered a wireless telecommunication facility.

1373
1374 **Porch**, is a covered but unenclosed projection from the main wall of a building that may or may not use
1375 columns or other ground supports for structural purposes and is not used for livable space.

1376



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1387

Portable Sign, is any non-exempt sign that is not permanently located on or attached to the ground, permanent structure, an inflatable object or umbrella, or that is hand held, worn as part of a costume or item of clothing, or that is designed to be transported, including, but not limited to: signs designed to be transported by means of wheels; a sign converted to a T-frame; or skid-mounted signs. A hand held sign or a sign worn as part of a costume or item of clothing containing a non-commercial message shall not be considered to be a portable sign.

Portico, means a structure consisting of a roof supported by columns at regular intervals, typically attached as a porch to a building.



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1411

Premises, is a distinct unit or parcel of land including the appurtenances thereon.

Primary Frontage, is any portion of a property that faces any public Right-of-Way defined as a Boulevard, a Parkway, or fronting Pine Island Road.

Primary Frontage Line, see “Build-to-Line.”

Private Property, is property that is owned, leased, operated, maintained or controlled by one or more individuals or entities other than the city.

Projected Image Sign, is a sign that uses technology to project an image, logo, or other graphic on buildings, structures, sidewalks, or surfaces. The image itself has no physical structure but is still considered a sign.

Public Art or Sculpture, is any visual work of art displayed for two weeks or more in an open city-owned area, on the exterior of any city-owned facility, within any city-owned facility in areas designated as public area, lobbies, or public assembly areas, or on non-city property if the work of art is installed or financed, either wholly or in part, with city funds or grants procured by the city.

Public Parks and Recreational Facilities, means natural or landscaped areas, buildings, or structures, provided by a government, to meet the active or passive recreational needs of people.

1412 **Public Safety Facility**, is a government facility for public safety and emergency services, including facilities
1413 that provides police or fire protection and related administrative facilities and training facilities.

1414
1415 **Quay**, is a modified seawall where a boat can dock parallel to the shore.

1416
1417 **Raceway**, is a structure used for wall-mounted signage with individual letters or characters, located upon
1418 the exterior wall surface between the wall and the letters or sign characters. Raceways contain wiring,
1419 conduit, transformers, and other electrical components.

1420
1421 **Rain Sensor**, is a calibrated device that is designed to measure rainfall and override the irrigation cycle
1422 of the irrigation system when a pre-determined amount of rainfall has occurred.

1423
1424 **Recreational Vehicle**, is a vehicle, including a park trailer, which is:

- 1425
- 1426 1. Built on a single chassis;
 - 1427
 - 1428 2. 400 square feet or less when measured at the largest horizontal projection;
 - 1429
 - 1430 3. Designed to be self-propelled or permanently towable by a light duty truck; and
 - 1431
 - 1432 4. Designed primarily not for use as a permanent dwelling but as temporary living quarters for
1433 recreational, camping, travel, or seasonal use.
 - 1434

1435 **Redevelopment**, is any proposed expansion, addition, or major facade change to an existing building,
1436 structure, or parking facility.

1437
1438 **Reflecting Pool**, is a shallow (less than 18" deep) pool designed as a feature of a garden, often associated
1439 with seating and/or statues

1440
1441 **Reflective Sign**, is a sign constructed of mirrors or other surfaces that reflect light.

1442
1443 **Religious Institution**, is a religious assembly that may also include related facilities such as a rectory,
1444 convent, private school, licensed child or adult daycare, recreational facilities, or any combination thereof.
1445

1446 **Residential Sign**, is any sign, not otherwise defined and regulated in this article as an allowed sign in a
1447 residential zoning district, located in a district zoned for residential uses that contains no commercial
1448 message.

1449
1450 **Residential Use**, means a structure or part of a structure containing dwelling units, including single-family,
1451 duplexes, multi-family dwellings, boarding or rooming houses. Residences do not include transient
1452 accommodations such as transient hotels, motels, tourist cabins, RV parks, or, in a mixed-use structure,
1453 that part of the structure used for any nonresidential uses.

1454
1455 **Resort**, is a facility principally for the accommodation or short-term residence of transient guests or
1456 vacationers, but where the primary attraction is generally recreational features or activities.

1457

1458 **Retail Sales Establishment**, is an establishment selling goods directly to the consumer. Retaining Wall, is
1459 a man-made barrier constructed for the purpose of stabilizing soil, slowing erosion, or terracing a parcel
1460 or site.

1461
1462 **Right-of-way**, is a strip of land taken or dedicated for use as a public way. In addition to the roadway,
1463 it normally incorporates the curbs, parking strips, sidewalks, lighting, drainage facilities, and canals.
1464

1465 **Riparian Buffer**, is a vegetated buffer strip along a watercourse that filters stormwater and provides
1466 wildlife habitat.
1467

1468 **Roadside Fruit and Vegetable Stand**, is a temporary building or structure, built in accordance with all
1469 applicable Building Code requirements, which is designed, used or intended to be used for the purpose
1470 of display and retail sales of farm products, such as fruits, vegetables, food products and flowers.
1471

1472 **Roof Line (Deck Line)**, means the highest continuous horizontal line of a roof on a sloping roof, the roof
1473 line is the principal ridge line or the highest line common to one (1) or more principal slopes of the roof.
1474 On a flat roof, the roof line is the highest continuous line of a roof or parapet, whichever is higher.
1475

1476 **Roof Sign**, is any sign, structure, or object painted or affixed to the roof of any building, excluding
1477 components integrated into the design of the roof structure, provided that no part of the sign, structure,
1478 or object extends vertically above the highest portion of the roof nor extends horizontally breaking the
1479 vertical plane of the roofline and/or building, whichever is greater.
1480

1481 **Rotating**, a sign that revolves or turns or has external sign elements that revolve or turn. Such sign may
1482 be power-driven or propelled by the force of wind or air.
1483

1484 **Runoff**, is stormwater leaving a site due to the force of gravity.
1485

1486 **Sand Dunes**, are naturally occurring accumulations of sand in ridges or mounds landward of the beach.
1487

1488 **School**, is an institution for the teaching of children or adults including primary and secondary schools,
1489 colleges, professional, dance, business, trade, art, and similar facilities.
1490

1491 **Screened**, means obscured from public view.
1492

1493 **Screening**, is a visual barrier consisting of permanent, dense vegetation, or other permitted structure
1494 at least equal in height to the recreational vehicle, boat, or boat trailer but which does not violate any
1495 height limitation for barriers in the applicable zoning district.
1496

1497 **Seating Capacity**, is the actual number of seats available for use based upon the number of seats or one
1498 seat per 24 inches of bench or pew length. For other areas where seats are not fixed, the seating
1499 capacity shall be determined as indicated by the Florida Building Code.
1500

1501 **Seawall**, is a wall built along a shoreline.
1502

1503 **Self-Sufficient Mobile Food Unit**, is a mobile food unit containing, as part of the vehicle, a three-
1504 compartment sink for washing, rinsing, and sanitizing equipment and utensils; a separate hand-wash sink;

1505 adequate refrigeration and storage capacity; full provision for of power utilities including electrical, LP
1506 gas, or a portable power generation unit; a potable water holding tank; and a liquid waste disposal system.
1507

1508 **Self-Service Storage Facility**, is a building used for the storage of personal property where individual
1509 owners control individual storage spaces.
1510

1511 **Self-Sufficient Mobile Food Unit**, is a mobile food unit containing, as part of the vehicle, a three-
1512 compartment sink for washing, rinsing, and sanitizing equipment and utensils; a separate hand-wash sink;
1513 adequate refrigeration and storage capacity; full provision for of power utilities including electrical, LP
1514 gas, or a portable power generation unit; a potable water holding tank; and a liquid waste disposal system.
1515

1516 **Septic Tank**, see on-site sewage system.

1517

1518 **Setback**, is the minimum horizontal distance between a structure and a property line.

1519

1520 **Shed**, is an accessory structure, attached or detached from the primary structure, which is used primarily
1521 for storage and not intended for human occupancy. A shed shall not include storage containers or
1522 shipping containers.

1523

1524 **Shopping Center**, is a group of retail and other commercial businesses that are within a development.

1525

1526 **Shrub**, is a woody plant that produces multiples stems or trunks rather than a single tree-like stem.

1527 Sidewalk, is an improved pedestrian surface that is typically in a right-of-way.
1528

1529 **Sign**, is any character, letter, figure, symbol, design, model, or device, or combination thereof, and all
1530 parts composing the same, together with the frame, background, or support, which is used to attract
1531 attention or to convey a message, regardless of the type of surface upon which the message appears and
1532 regardless of whether it is permanently affixed, portable, hand held, or worn as part of a costume or item
1533 of clothing.

1534

1535 **Sign Blade**, a sign that is attached to a real estate sign or support structure.

1536

1537 **Sill**, means a shelf or slab of stone, wood, or metal at the foot of a window or doorway.

1538

1539 **Site Development Plan**, is the 100% detailed set of construction plans for installation of land development
1540 improvements for a site which must be approved prior to the release of a site development permit.
1541

1542 **Slope**, is the degree of deviation of a surface from the horizontal, usually expressed in percent, degrees,
1543 or rise over run.
1544

1545 **Socially-Active Open Space**, is open space with a minimum width of 30 feet that is created and designed
1546 for year-round active use by the public in the form of active lawn areas, plazas, squares, courtyards, and
1547 gardens. Amenities are logically arranged and typically include paths, formal or informal planting areas,
1548 and furnishings.

1549

1550 **Sod**, is the grass-covered surface of the ground and the soil below the surface only to the depth of the
1551 roots of the grass.
1552

1553 **Solar Photovoltaic (PV) Arrays**, is a device or combination of devices or structures that transforms direct
1554 solar energy into thermal, chemical, or electrical energy and that contributes significantly to a structure’s
1555 energy supply
1556

1557 **Snipe Sign**, is a sign made of any material when such sign is tacked, nailed, posted, pasted, glued or
1558 otherwise attached to or placed on public property such as but not limited to a public utility pole, a public
1559 street sign, a public utility box, a public fire hydrant, a public right-of way, public street furniture, or other
1560 public property; except for A-frame signs that are temporarily placed on public property under such
1561 limitations and constraints as may be set forth in the Land Development Code.
1562

1563 **Sound Amplification Device**, means equipment designed to increase the volume of sound created by a
1564 separate source such as a musical instrument or a human voice. The term does not include a standard
1565 radio, DVD player or similar device, but does include “stand alone” amplified microphone systems.
1566

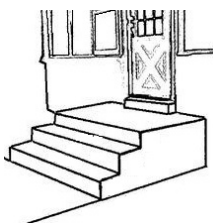
1567 **Special Event**, is a preplanned single gathering, event or series of related consecutive gatherings or events
1568 of an entertainment, cultural, recreational, educational, political, religious, or sporting nature, or any
1569 nature, that is sponsored by an individual or entity and is open to the public in general.
1570

1571 **Special Exception**, is a use which is essential to or would promote the public health, safety, or welfare
1572 in one or more districts, but which would impair the integrity and character of the district in which it is
1573 located, or in adjoining districts unless restrictions or conditions on location, size, extent and character
1574 of performance are imposed in addition to those imposed in this ordinance.
1575

1576 **Special Flood Hazard Area**, is an area in the floodplain subject to a 1% or greater chance of flooding in
1577 any given year. Special flood hazard areas are shown on FIRMs as Zone A, AO, A1 A30, AE, A99, AH, V1
1578 V30, VE or V.
1579

1580 **Start of Construction**, is the date of issuance for new construction and substantial improvements to
1581 existing structures, provided the actual start of construction, repair, reconstruction, rehabilitation,
1582 addition, placement, or other improvement is within 180 days of the date of the issuance. The actual
1583 start of construction means either the first placement of permanent construction of a building
1584 (including a manufactured home) on a site, such as the pouring of slab or footings, the installation of
1585 piles, the construction of columns. Permanent construction does not include land preparation (such as
1586 clearing, grading, or filling), the installation of streets or walkways, excavation for a basement, footings,
1587 piers, or foundations, the erection of temporary forms or the installation of accessory buildings such as
1588 garages or sheds not occupied as dwelling units or not part of the main buildings. For a substantial
1589 improvement, the actual Start of Construction means the first alteration of any wall, ceiling, floor or
1590 other structural part of a building, whether or not that alteration affects the external dimensions of the
1591 building.
1592

1593 **Stoop**, means a small staircase ending in a platform and leading to the entrance of a building.
1594



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Stormwater, is the flow of water or the water itself which results from precipitation.

Streetscape, is the visual image of a street, including the combination of buildings, parking, signs, and other hardscape and street furniture.

Street Frontage, is the linear dimension of the front of a building site as described in Article III, § 3.8 of the Land Use and Development regulations. In the case of a double frontage site and for the purpose of administration of this article, this dimension shall be based on a single lot front adjacent to the street right-of-way of which the site is addressed.

Structure, is anything constructed or erected, the use of which requires permanent location on the ground or attached to something having a permanent location on the ground including but not limited to fences, signs, kiosks, or similar uses.

Structure-Mounted, means a wireless telecommunications facility, tower or antenna which is mounted to an existing building or structure not otherwise meant to support a wireless telecommunication facility, tower or antenna.

Subdivision, is the division of land into two or more lots or a development consisting of multiple subdivided lots.

Subdivision Construction Plan, is the 100% detailed set of construction plans for installation of land development improvements of a subdivision which must be approved prior to the release of a subdivision infrastructure permit.

Subdivision Plat, is the schematic representation of land divided or to be divided.

Subdivision Plat, Final, is the plat to be given final approval which includes all changes, additional information, and requirements imposed by the city. The final plat is recorded in the county clerk of courts.

Substantial Damage, is the damage of any origin sustained by a building or structure whereby the cost of restoring the building or structure to its before-damaged condition would equal or exceed 50% of the market value of the building or structure before the damage occurred.

Substantial Improvement, is any combination of repair, reconstruction, rehabilitation, addition, or other improvement of a building or structure taking place during a five-year period, the cumulative cost of which equals or exceeds 50% of the market value of the building or structure before the improvement or repair is started. For each building or structure, the five-year period begins on the date of the first improvement or repair of that building or structure subsequent to August 17, 1981. If the structure has incurred "substantial damage," any repairs are considered substantial improvement regardless of the actual repair work performed. The term does not, however, include either:

1. Any project for improvement of a building required to correct existing health, sanitary, or safety code violations identified by the building official and that are the minimum necessary to assure safe living conditions; and

1644 2. Any alteration of a historic structure provided the alteration will not preclude the structure's
1645 continued designation as a historic structure.
1646

1647 **Substantial Renovation**, means repair or changes worth 50%, or more, of the fair market value of the
1648 structure and improvements, not including the land.
1649

1650 **Suspended Sign**, is a sign, other than a parasite sign, that is suspended from and supported by the
1651 underside of an awning, a marquee, a fascia, an umbrella, or a building overhang.
1652

1653 **Swimming Pool**, is a structure, whether above or below grade level, designed to hold water more than 30
1654 inches deep to be used for recreational purposes.
1655

1656 **Temporary**, means not exceeding 30 consecutive days in duration or of such limited duration as otherwise
1657 provided in this article.
1658

1659 **Temporary Storage Container**, is a standardized, reusable vessel that is designed and constructed for the
1660 primary purpose of packing, shipping, and transportation of goods or freight and are designed or capable
1661 of being mounted or moved on a truck, train, or ship.
1662

1663 **Temporary Use**, is a use of land, buildings or structures that are established for a fixed period of time with
1664 the intent to discontinue the use upon the expiration of such time.
1665

1666 **Tenant**, is any person, agent, firm, corporation or division who uses or occupies land, a building or portion
1667 of a building by title, under a lease, by payment of rent or who exercises limited control over the space,
1668 where the space meets the Florida Building Code requirements of fire partitions which require a wall
1669 permitted by the building type of construction that is fire-resistant rated of not less than one hour that
1670 separates individual tenant spaces.
1671

1672 **Traditional Public Forum**, is a place that has, by tradition or practice, been held out for general use by the
1673 public, including, but not limited to, public parks, sidewalks, and areas that have been open to political
1674 speech and debate.
1675

1676 **Traffic Control Device Sign**, is any Government Sign located within the right-of-way that is used as a traffic
1677 control device and that is described and identified in the Manual on Uniform Traffic Control Devices
1678 (MUTCD) and approved by the Federal Highway Administrator as the National Standard. A traffic control
1679 device sign includes those Government Signs that are classified and defined by their function as regulatory
1680 signs (that give notice of traffic laws or regulations), warning signs (that give notice of a situation that
1681 might not readily be apparent), and guide signs (that show route designations, directions, distances,
1682 services, points of interest, and other geographical, recreational, or cultural information).
1683

1684 **Trailer**, is any vehicle without motive power designed for carrying persons or property on its own
1685 structure and to be drawn by a motor vehicle regardless of hitch type.
1686

1687 **Trailer, Boat**, is a trailer that is designed and constructed by the manufacturer for the primary purpose
1688 of carrying and launching a boat.
1689

1690 **Transient Occupants**, means any person, or guest or invitee of such person, who occupies or is in actual
1691 or apparent control or possession of residential property registered as a vacation rental. It shall be a

1692 rebuttable presumption that any person who holds themselves out as being an occupant or guest of an
1693 occupant of the vacation rental is a transient occupant.
1694

1695 **Tree**, is a self-supporting plant having at least one well-defined woody stem or trunk and normally
1696 attaining a mature height of at least 15 feet, with an average mature spread of at least 15 feet.
1697

1698 **Tree, Accent**, is a smaller tree whose mature height can be expected to range between 15 feet and 30
1699 feet and which has an expected crown spread range between 15 feet and 25 feet.
1700

1701 **Tree, Canopy**, is a larger tree species that normally achieves an overall height and spread at maturity of
1702 30 feet or more.
1703

1704 **Tree, Palm**, is an unbranched, evergreen tree that grows in tropical regions and has a straight, tall trunk
1705 and many large leaves at the top of the trunk.
1706

1707 **Trellis**, is a vertical panel of lattice designed to support vine plants.
1708

1709 **Truck**, is any motor vehicle, other than a pickup truck or light van, designed primarily for the
1710 transportation of property or cargo.
1711

1712 **Utility Line**, is an underground conduit and related facilities, including pipe or cable, by which a person
1713 furnishes material or service.
1714

1715 **Utilities, Incidental Activities or Facilities**, means the construction or placement of public utilities or other
1716 infrastructure on a permanent or temporary basis. Examples of "incidental utility activities" include
1717 drainage improvements, stormwater retention or detention features, valves, hydrants, street
1718 improvements, temporary boat launches for water quality sampling, extension of water and sewer lines,
1719 and small-scale lift stations that are not enclosed in a structure (125 cubic feet or less).
1720

1721 **Utilities, Major Public Facilities**, is any public service improvement or structure developed by or for a
1722 public agency that is not defined as an incidental public facility, including but not limited to electrical
1723 substations, sewer and water treatment plants, water reservoirs, trunk lines, regional stormwater
1724 detention facilities, new or expanded public buildings designed for human occupancy that increase traffic
1725 within a neighborhood, and active park improvements such as ball fields or restroom facilities.
1726

1727 **Utilities, Private**, means utilities that are not subject to city acceptance for operation or maintenance. For
1728 purposes of this code, private utilities include natural gas lines, power lines, telephone lines, cable
1729 television lines, and other communication lines, their appurtenances and any component part(s) thereof,
1730 and the utility companies' operation, maintenance, repair, and replacement of same.
1731

1732 **Variance** a departure from the terms of this ordinance pertaining to height, width, depth and area of
1733 structures and size of yards, and parking space and sign requirements, where such departure will not
1734 be contrary to the public interest, and where, owing to conditions peculiar to the property because of
1735 its size, shape or topography, and not as a result of the actions of the applicant, the literal enforcement
1736 of this ordinance would result in unnecessary and undue hardship.
1737

1738 **Vehicle Fueling Station**, means any place where motor vehicle fuel is sold and dispensed. Accessory
1739 activities may include the retail sale of convenience items or a car wash.

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Vehicle for Human Habitation, is a house car, camp car, camper, house trailer, or any vehicle by whatever name known, school bus, or other bus designed or adaptable for human habitation, whether such vehicle moves by its own power or by power supplied by a separate vehicle.

Vehicle Repair, Major, an establishment that provides general repair, rebuilding, or reconditioning of engines, motor vehicles, or trailers, including body work, framework, welding, and major painting services. These establishments generally keep vehicles overnight or for a period exceeding two days.

Vehicle Repair, Minor, an establishment that provides minor repairs such as incidental body and fender work, oil changes, patching or replacing tires, tune-ups, brake repair or installation or other similar functions. These establishments typically do not keep cars for stays of more than two business days.

Vehicle Repair Service Establishment, is a building or structure used for the repair and maintenance of automobiles, motorcycles, trucks, trailers, or similar vehicles.

Vehicle Sales, is the sale of motorized vehicles such as cars, trucks, vans, and motorcycles.

Vehicle Sign, is any sign that is attached to or painted on a vehicle or trailer, parked to be visible from and to clearly provide advertising visible from the public right-of-way or parked on public property to clearly provide a commercial message close to the public right-of-way, unless the vehicle is used by a proprietor or employee of the business for commuting between the business location and home or is used in the usual course or operation of a business. Factors to be considered in determining whether a vehicle is used in the usual course or operation of a business shall include whether the vehicle is operable, whether the vehicle has a current registration in the State of Florida, the role the vehicle plays in the business, and the frequency with which the vehicle is used in the course or the operation of the business. In addition, any sign that is composed of fabric, paper, or other lightweight material, or wood (unless the wood is an integral part of the vehicle itself), or that is physically supported by a motor vehicle, but not applied directly to the surface of the motor vehicle, or that is attached to the vehicle in such a manner as to constitute a safety hazard if the vehicle were to be driven with the sign in place, such as signs located so as to impair the vision of the driver of the vehicle or insecurely mounted so as to present a danger of falling off the vehicles while it is being driven, shall be presumed to be a vehicle sign. Further, any sign bearing a commercial message that is attached to or painted on a vehicle or trailer which is routinely parked or otherwise located on a site or sites other than that at which the firm, product, or services advertised on such sign is offered shall be presumed to be a vehicle sign.

Vested Property Rights, means the right to undertake and complete the development and use of property under the terms and conditions of an approved site-specific development plan or an approved phased development plan for a specified time, regardless of changes in this ordinance.

Vicinity Map, is a drawing or diagram, to the appropriate scale to show the location of the proposed development in relation to abutting properties, major streets, and other known landmarks.

Visibility Triangle, is a triangular area at the intersection of two streets, or a street and a driveway; two sides of which are measured from the point of intersection for a distance specified. The third side of the triangle is a line across the corner of the lot joining the ends of the other two sides.

1787 **Wall**, is an upright structure, with a continuous footer, constructed of building material, such as masonry,
1788 wood, or plaster serving to enclose, divide, or protect an area.

1789
1790 **Warehouse**, indoor terminal facilities operated primarily for a specific commercial establishment or
1791 group of establishments in a particular industrial or economic field, such as moving companies, transfer
1792 companies, freight delivery, specific retail store storage, or beverage distribution, but not generally
1793 accessible to the public.

1794
1795 **Water Frontage Line**, means the line at which a waterfront parcel abuts the waterway. If the waterfront
1796 parcel has a seawall, the seawall face shall be deemed the water frontage line for the parcel. For
1797 waterfront parcels that have a property line, but no seawall, abutting the waterway, such property line
1798 shall be deemed the water frontage line. See Diagram 5.5.4.A.

1799
1800 **Waterfront Parcel**, means a parcel which abuts a waterbody.

1801
1802 **Waterway**, is any man-made or natural body of water, including, canals, lakes, and basins, within the
1803 City of Cape Coral.

1804
1805 **Waterway Access Ratio**, means shall be calculated by dividing the waterway access width by the
1806 calculated width of the waterway. See 5.5.4.B.

1807
1808 **Waterway Center Point (WCP)**, is a point on the centerline of the canal 40 feet from the water's end. See
1809 Diagram 5.5.4.B.

1810
1811 **Watercourse**, is a channel in which a flow of water occurs either continuously or intermittently in a
1812 definite direction. The term applies to either natural or artificially constructed channels.

1813
1814 **Watercraft**, is a boat, houseboat, canoe, raft, surfboard, or other apparatus designed for use on water,
1815 including motors or engines designed to propel such craft or apparatus.

1816
1817 **Watercraft, Personal**, is a recreational watercraft that a rider sits or stands on rather than inside, as one
1818 would a boat.

1819
1820 **Wetlands**, are lands transitional between terrestrial and aquatic systems where the water table is usually
1821 at or near the surface or the land is covered by shallow water. For purposes of this definition, wetlands
1822 must have the following three attributes: (a) have a predominance of hydric soils; (b) are inundated or
1823 saturated by surface or ground water at a frequency and duration sufficient to support a prevalence of
1824 hydrophytic vegetation typically adapted for life in saturated soil conditions; and (c) under normal
1825 circumstances support a prevalence of such vegetation.

1826
1827 **Wildlife Rehabilitation Center**, establishments that provide treatment, care, and rehabilitation of injured
1828 or sick wildlife.

1829
1830 **Window/Door Sign**, any sign, picture, symbol, or combination thereof that is placed upon a window or
1831 door and that is visible from the exterior of the window or door. The term **WINDOW/DOOR SIGN** shall
1832 not include interior signs and/or product displays that are located inside a business unit and that are
1833 visible from outside the business unit. Furthermore, murals on windows or doors shall not be deemed to
1834 be **WINDOW/DOOR SIGNS**.

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Wireless Communication, is the transmission and reception of voice, data or video transmission via radio frequency (RF) signals through electromagnetic energy.

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1843

Wireless Communication Facility (WCF), is any cables, wires, lines, wave guides, antennas, and other equipment associated with the transmission or reception of telecommunications installed upon a tower or antenna support structure, including ground-based equipment in direct support of such transmission or reception. However, the term “Wireless communication facility” shall not include amateur radio antennas.

1844

1845

1846

Yard, is the open space surrounding the principal building on any lot, unoccupied and unobstructed by a portion of that building from the ground to the sky except where specifically permitted by this ordinance.