

ORDINANCE 77- 42

AN ORDINANCE AMENDING ORDINANCE 76-30, THE COMPREHENSIVE ZONING REGULATIONS FOR THE UNINCORPORATED AREA OF THE COASTAL AREA PLANNING DISTRICT BY ADDING A NEW SECTION 38.II-R.E. RURAL ESTATES, PRESCRIBING "RE" RURAL ESTATES REGULATIONS AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The Board of County Commissioners of Collier County Florida desire to amend Ordinance 76-30 by adding an "RE" Rural Estates District; and,

WHEREAS, The Board of County Commissioners of Collier County Florida and its recommendatory agents have conformed to all applicable procedural requirements of Florida Law, and particularly those relating to public notice and hearing;

NOW THEREFORE, be it ordained by The Board of County Commissioners of Collier County, Florida, that;

SECTION ONE:

An "RE" Rural Estates District is hereby established and Ordinance 76-30 is hereby amended accordingly:

SECTION 38.II-R.E.-RURAL ESTATES DISTRICT

1. District Purpose: The provisions of this district are intended to apply to an area of low density residences in a semi-rural environment, permitting all necessary residential activities and limited agricultural activities.

2. Permitted Uses and Structures: No building or structure, or part thereof, shall be erected, altered or used, or land or water used, in whole or in part, for other than the following:

A. Permitted Principal Uses and Structures: Single dwelling units which conform to the Collier County Building Code.

B. Permitted Accessory Uses and Structures:

(1) Accessory uses and structures which are incidental to and customarily associated with the uses permitted in the district.

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SECRETARY OF STATE

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BOOK 007 PAGE 212

- (2) Field crops raised for consumption of the people residing on the land.
- (3) Keeping of fowl or poultry provided if such fowl or poultry are kept in an enclosure located fifty (50) feet or more from any lot line and at least one hundred (100) feet from any existing residence located on adjacent property.
- (4) Keeping of horses not to exceed one (1) per acre. Any roofed structure for the shelter and feeding of such animals shall be no less than fifty (50) feet from any lot line or closer than one hundred and fifty (150) feet to any existing residence located on adjacent property. No open feed lot storage for animals shall be permitted.
- (5) One (1) guest house (also see Section 8.-2, Page 47, Supplementary District Regulations)

C. Provisional Uses and Structures: The following uses may be permitted subject to the provisions of Section 14 of this Ordinance:

- (1) Churches and other places of worship
- (2) Cemeteries
- (3) Schools and colleges
- (4) Social, Fraternal and Civic Organizations
- (5) Convalescent homes, rest homes, homes for the aged, adult foster homes, children's homes, rehabilitation centers.

3. Minimum Lot Area: Five (5) acres

4. Minimum Lot Dimension: Three hundred and thirty (330') feet as measured at the front yard setback line. Right-of-way provided for a public street or easement may be included in this dimension.

5. Minimum Yard Requirements:

- A. Depth of front yard setback-seventy-five (75) feet
- B. Depth of side yard setback-fifty (50) feet
- C. Depth of rear yard setback-seventy-five (75) feet

6. Minimum Floor Area of Principal Structures:

- A. One story residence-1500 square feet
- B. Two-story residence-1800 square feet

7. Maximum Height of Principal Structure: Thirty (30) feet above grade

8. Signs: As permitted in Section 14 of this Ordinance.

9. Non-Conforming Lots of Record: Any lot or parcel which was recorded or for which an agreement for deed was executed prior to adoption of this Ordinance and which lot or parcel does not meet the minimum width and lot area requirements as a result of the passage of this Ordinance shall be considered as a legal non-conforming lot and shall be eligible for the issuance of a building permit provided all the other requirements of this Ordinance and the Florida Statutes are met.

SECTION TWO:

This Ordinance shall become effective upon receipt of notice that it has been filed with the Secretary of State.

DATE: August 30, 1977

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

BY *Thomas P. ...*

ATTEST: 30 AUG 31 1977  
WILLIAM J. REAGAN, CLERK

*William J. Reagan*  
CLERK OF COURTS  
COLLIER COUNTY, FLORIDA

APPROVED AS TO FORM AND LEGALITY:

Donald A. Pickworth, County Attorney

STATE OF FLORIDA )  
COUNTY OF COLLIER )

I, WILLIAM J. REAGAN, Clerk of Courts in and for the Twentieth Judicial Circuit, Collier County, Florida, do hereby certify that the foregoing is a true original of Ordinance No. 77-42 which was adopted by the Board of County Commissioners during Regular Session August 30, 1977.

WITNESS my hand and the official seal of the Board of County Commissioners of Collier County, Florida this 31st day of August, 1977.

WILLIAM J. REAGAN  
Clerk of Courts and Clerk Ex-officio  
to Board of County Commissioners

BOOK 007 PAGE 214

By *Virginia ...*  
Deputy Clerk

This ordinance filed with the Secretary of State's office the 6th day of September, 1977 and acknowledgment of that filing received this 13th day of September, 1977.

By Virginia Magin  
Deputy Clerk