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AN ORDINANCE AMENDING ORDINANCE 76-30 THE ZONING REGULATION FOR THE UNINCORPORATED AREA OF THE COASTAL AREA PLANNING DISTRICT BY AMENDING SECTION 3, DEFINITIONS; SECTION 25, RT-RESIDENTIAL TOURIST DISTRICT; SECTION 27, FVR-FISHING VILLAGE RESIDENTIAL DISTRICT; SECTION 32, PC-PROFESSIONAL COMMERCIAL DISTRICT; AND SECTION 34, GRC-GENERAL RETAIL COMMERCIAL, AND BY PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Coastal Area Planning Commission has requested the Board of County Commissioners of Collier County, Florida, to amend Ordinance 76-30;

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Collier County, Florida that:

SECTION ONE:

The Zoning Ordinance 76-30 is hereby amended as follows:

- 1. Amend Section 3, Definitions, Paragraph 1, of Ordinance 76-30, by inserting the following additions in alphabetical order and re-alphabetizing the original list of definitions accordingly.

Time-Share Estate

Any interest in a dwelling unit under which the exclusive right of use, ownership, possession, or occupancy of the unit fluctuates among the various owners of Time-Share Estates in such unit in accordance with a fixed time schedule on a periodically recurring basis for a period of time established by such schedule.

Time-Share Estate Facility

Any dwelling in which Time-Share Estates have been created.

Time-Share Unit

A dwelling unit in which Time-Share Estates have been created.

Vacation Time-Sharing Plan

Any arrangement, plan, scheme, or similar device, whether by membership agreement, tenancy in common, sale, lease, deed, rental agreement, license, use agreement, security, or by any other means, whereby a purchaser in exchange for advanced consideration receives a right to use a Time-Share Estate.

- 2. Amend Section 3, Definitions, Paragraph 1 of Ordinance 76-30 by adding a new subparagraph (e) under Dwelling, Multiple-Dwelling Use, which reads as follows:

(e) For the purpose of this Ordinance, Time-Share Estate Facilities shall be considered as intended primarily for occupancy on a transient basis and shall only be permitted in districts in which such use is specifically set forth.

- 3. Amend Section 25, RT-Residential Tourist District, Paragraph 2, A, of Ordinance 76-30 by adding a new subparagraph (3) which reads as follows:

(3) Time-Share Estates Facilities (For sales and promotional activities, see 2, C, Permitted Provisional Uses and Structures).

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4. Amend Section 25, RT-Residential Tourist District, Paragraph 2, C, of Ordinance 76-30 by adding a new subparagraph (5) which reads as follows:
 - (5) Sales and promotional activities in connection with the maintenance and operation of a Time-Share Estate Facility.
5. Amend Section 27, FVR-Fishing Village Residential District, Paragraph 2, A, of Ordinance 76-30, by adding a new subparagraph (9) which reads as follows:
 - (9) Time-Share Estate Facilities (For sales and promotional activities, see 2, C, Provisional Uses and Structures).
6. Amend Section 27, FVR-Fishing Village Residential District, Paragraph 2, C, of Ordinance 76-30, by adding a new subparagraph (3) which reads as follows:
 - (3) Sales and promotional activities in connection with the maintenance and operation of a Time-Share Estate Facility.
7. Amend Section 32, PC-Professional Commercial District, Paragraph 2, C, of Ordinance 76-30, by re-writing subparagraph (3) to read as follows:
 - (3) Motels, hotels, Time-Share Estate Facilities, and transient lodging facilities containing a minimum of one hundred (100) dwelling units having a minimum lot area of ten (10) acres for the first one hundred (100) dwelling units and one (1) acre for each additional fifteen (15) dwelling units or portion thereof. Minimum lot width is 660 feet.
8. Amend Section 34, GRC-General Retail Commercial, Paragraph 2, A, of Ordinance 76-30 by adding a new subparagraph (88) and renumbering the following subparagraphs accordingly as follows:
 - (88) Time-Share Estate Facilities.

SECTION TWO:

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

ADOPTED this 25th day of March, 1980.

ATTEST:
WILLIAM J. REAGAN, CLERK

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

By: Clifford Wenzel
CLIFFORD WENZEL, CHAIRMAN

This ordinance filed with the Secretary of State's Office the 1st day of April, 1980 and acknowledgement of that filing received this 3rd day of April, 1980.

By: William Reagan
Deputy Clerk

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. 80-30

which was adopted by the Board of County Commissioners during Regular Session March 25, 1980.

WITNESS my hand and the official seal of the Board of County Commissioners of Collier County, Florida, this 25th day of March, 1980.

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

By Virginia Reagan
Deputy Clerk

