

ORDINANCE NO. 2009-_____

AN ORDINANCE OF THE CITY OF TAMPA, FLORIDA, MAKING COMPREHENSIVE REVISIONS TO CITY OF TAMPA CODE OF ORDINANCES, CHAPTER 27 (ZONING); AMENDING SECTION 27-272, REGULATIONS GOVERNING INDIVIDUAL SPECIAL USES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Tampa directed the Land Development Coordination office to complete the following amendments to Chapter 27, Code of Ordinances.

WHEREAS, the Hillsborough County City-County Planning Commission conducted a public hearing on this ordinance and made a finding that it is consistent with the Tampa Comprehensive Plan;

WHEREAS, the City Council of the City of Tampa has determined that the following amendments promote and protect the general health, safety and welfare of the residents of the City of Tampa; and,

WHEREAS, duly noticed public hearings as required by law were held by the City Council of the City of Tampa, at which public hearings all residents and interested persons were given an opportunity to be heard.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA:

Section 1. That “**Sec. 27-272. Regulations governing individual special uses.**” is hereby amended by adding the underlined language and deleting the stricken language as follows:

“Sec. 27-272. Regulations governing individual special uses.

b. The following specific standards shall be used in deciding an application for approval of this use in the M-AP 2 zoning district:

1. The building or portion thereof constructed and/or rehabilitated for this use shall be limited to fifteen thousand (15,000) square feet maximum gross floor area.

2. ~~Antennae and communication towers constructed for the purpose of sending or receiving radio/TV signals associated with this use are~~

1 prohibited. This prohibition does not extend to ground based satellite
2 dishes that only receive transmissions.
3

- 4 2. Any antenna installation proposed in M-AP Zoning Districts that exceeds
5 the height of ten (10) feet above ground level or is associated with an AM,
6 FM or TV Station must have documentation from the Aviation Authority
7 (HCAA) of no objection. Review will be subject to Federal Aviation
8 Regulations (FAR Part 77) and FCC approval. Any electromagnetic
9 interference causing transmitted signals to be reflected upon ground-based
10 or airborne air navigation communications equipment or affect instrument
11 procedures will be prohibited.
12

13 The referenced antenna devices may only be permitted in cases where the
14 antenna is an accessory use to the Radio and TV studio facilities described
15 herein.
16

- 17 3. Studio facilities shall not include areas for studio audiences. The phrase
18 “studio audience” does not include individuals directly involved in the
19 production of the radio/TV show.
20
21 4. The Hillsborough County Aviation Authority shall review the special use
22 application and shall evaluate the proposed radio/TV broadcasting facility
23 to determine if the facility will cause interference with aircraft or the safe
24 operation of the Tampa International Airport. If the HCAA objects, to the
25 facility, the zoning administrator will not approve the special use.”
26

27 **Section 2.** That should a court of competent jurisdiction declare any part of
28 this Ordinance invalid the remaining parts hereof shall not, in any way, be affected by
29 such determination as to the invalid part.
30

31 **Section 3.** That all ordinances or parts of ordinances in conflict herewith are
32 hereby repealed to the extent of any conflict.
33

34 **Section 4.** That this ordinance shall take effect on December 15, 2009.
35

1 PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF
2 TAMPA, FLORIDA, ON _____.

3
4 ATTEST:

5
6 _____
7 CHAIRMAN/CHAIRMAN PRO-TEM
8 CITY COUNCIL
9

10
11 _____
12 CITY CLERK/DEPUTY CITY CLERK

13
14 APPROVED BY ME ON _____
15
16

17
18 _____
19 PAM IORIO, MAYOR
20

21
22 APPROVED AS TO LEGAL
23 SUFFICIENCY BY:

24
25 _____ E/S _____
26 JULIA MANDELL COLE
27 SENIOR ASSISTANT CITY ATTORNEY
28

29
30 K:/Debbie/Ordinances/Chapter27/Ord_Radio-TV_MAP-2_10.16.09_v4