

Sec. 3-26.4. COMMERCIAL RECREATION DISTRICT (Zone BB-5)

- (a) *Area.* All land designated as Zone BB-5 is subject to the regulations of this Section and Sec. 20.3-10. Such areas are established to provide for commercial activities that require centralized locations within a large service area. A site plan shall be submitted to the Development Review Committee for review and approval prior to obtaining a building permit for all uses within this District.

- (b) *Uses Permitted.*
 - (1) Bowling alleys; skating rinks; theaters; miniature golf courses; dance hall; night clubs; bars; and taverns; go-kart tracks.

- (c) *Conditional Uses.* The following uses are permitted in the BB-5 zoning district subject to the conditions provided in Section 20.3-5.
 - (1) Outdoor drive-in theaters.
 - (2) Private arenas and auditoriums.
 - (3) All places for the sale of alcoholic beverages for on-premises consumption.
 - (4) Indoor firing range.
 - (5) Bicycle motorcross.
 - (6) Golf driving range.
 - (7) Public assembly.
 - (8) Radio, television, microwave relay stations or towers and accessory equipment buildings.
 - (9) Land Clearing Debris Disposal Facility.
 - (10) Communication Antennas and Communication Towers, including accessory buildings, tower support and peripheral anchors as governed by the provisions of Section 20.3-46 of the Clay County Land Development Code.
 - (11) Residential dwelling.
 - (12) Sales from vehicles.
 - (13) Hotels and motels.

- (14) Marine facilities which sell gas and serve alcohol.
 - (15) Restaurants that serve alcoholic beverages.
- (d) *Uses Not Permitted.*
- (1) Any use not allowed in (b) or (c) above.
 - (2) Any use which would create any obnoxious, corrosive or offensive noise, gas, odor, smoke, dust, fumes, vibration or light, and which would be detrimental to other surrounding properties or to the welfare and health of the citizens in the area.
- (e) *Lot and Building Requirements.* The principal building(s), accessory structures and other uses shall be located so as to comply with the following minimum requirements.
Rev. 04/22/08
- (1) Side Lot Setbacks:
 - (i) Side lot setbacks on property which abuts residential or agricultural districts shall be not less than twenty-five (25) feet from side property lines. If said lot is a corner lot, then setbacks should be the same as the front setback.
 - (ii) Where the adjoining lot is also zoned for business, the building may be placed up to the side lot line, providing the building is constructed in accordance with the regulations of the applicable Building Code; in all other construction, the minimum side setback shall be fifteen (15) feet.
 - (2) Rear lot line setbacks shall not be less than twenty (20) feet from rear property line, or not less than twenty-five (25) feet when adjacent to multi-family and single-family residences. If the rear yard does not abut a public street, then access over private property shall be provided. Access shall be not less than fifteen (15) feet in width, and shall be unobstructed at all times.
 - (3) Front lot line setbacks shall comply with Section 19, Subsection 4, Ordinance 82-45, as amended, and shall in no case be less than twenty-five feet from front property line.
 - (4) All structures shall be set back a minimum of 50 feet landward from the ordinary high water line or mean high water line, whichever is applicable; for waters designated as Aquatic Preserves or Outstanding Florida Waters, the setback will be 100 feet. (amended 5/05 – Ord. 05-18)

- (5) Where a business district is adjacent to a lot line of property of a residential or agricultural classification, no materials, garbage containers or refuse shall be allowed nearer than thirty (30) feet to such a residential or agricultural district. Garbage or refuse shall be containerized and such containers shall be enclosed or screened so as not to be readily visible.
- (6) *Lighting.* Artificial lighting used to illuminate the premises and/or advertising copy shall be directed away from adjacent residential or agricultural districts.
- (7) *Density Requirements.* The maximum density of development of land with a BB-5 zoning classification shall correspond to an FAR of forty (40) percent.
- (8) No outside amplification of sound shall be permitted which can be heard off-site.
- (9) *Visual Barrier.* Proposed non-residential development shall be buffered from adjacent land within the residential land use categories identified in Section 20.3-8 with a ten (10) foot landscaped area, minimum six (6) foot high opaque barrier (fence or vegetation) and tree planting thirty (30) feet on center. For all development commenced on or after January 28, 2003, the provisions of this subsection shall not apply. For developments that commence after this date, the provisions of Article VI of the Clay County Land Development Code (the Tree Protection and Landscaping Standards) will apply. (Rev. 02/08/11)