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3 **ORDINANCE 2020-15 - AN ORDINANCE OF THE CITY OF LAKE**
4 **WORTH BEACH, FLORIDA, AMENDING CHAPTER 23 “LAND**
5 **DEVELOPMENT REGULATIONS, BY AMENDING ARTICLE 1**
6 **“GENERAL PROVISIONS,” DIVISION 2, “DEFINITIONS,” SECTION**
7 **23.1-12 - DEFINITIONS; ARTICLE 4, “DEVELOPMENT STANDARDS” -**
8 **SECTION 23.4-15 - CEMETERIES/MAUSOLEUMS/COLUMBARIUMS.;**
9 **ARTICLE 4, “DEVELOPMENT STANDARDS” SECTION 23.4-19 -**
10 **OUTDOOR STORAGE; ARTICLE 4, “DEVELOPMENT STANDARDS”**
11 **NEW SECTION 23.4-22 - PARKING, STORING OR KEEPING OF**
12 **COMMERCIAL VEHICLES IN NON-RESIDENTIAL DISTRICTS;**
13 **ARTICLE 4 “DEVELOPMENT STANDARDS” SECTION 23.5-1(12)**
14 **TEMPORARY SIGNS; ARTICLE 6 “ENVIRONMENTAL**
15 **REGULATIONS”, SECTION 23.6-1 LANDSCAPE REGULATIONS;**
16 **ARTICLE 6 “ENVIRONMENTAL REGULATIONS”, AND CREATING A**
17 **NEW SECTION 23.6-1(K)(15) “ARTIFICIAL TURF” OF THE CITY’S**
18 **CODE OF ORDINANCES; AND PROVIDING FOR SEVERABILITY, THE**
19 **REPEAL OF LAWS IN CONFLICT, CODIFICATION, AND AN EFFECTIVE**
20 **DATE.**
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23 **WHEREAS**, as provided in Section 2(b), Article VIII of the Constitution of the State
24 of Florida, and Section 166.021(1), Florida Statutes, the City of Lake Worth Beach (the
25 “City”), a municipal corporation, enjoys all governmental, corporate, and proprietary
26 powers necessary to conduct municipal government, perform municipal functions, and
27 render municipal services, and may exercise any power for municipal purposes, except
28 as expressly prohibited by law; and
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30 **WHEREAS**, as provided in Section 166.021(3), Florida Statutes, the governing
31 body of each municipality in the state has the power to enact legislation concerning any
32 subject matter upon which the state legislature may act, except when expressly prohibited
33 by law; and
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35 **WHEREAS**, the City wishes to amend Chapter 23, Division 2 “Definitions,” Section
36 23.1-12, by adding definitions to provide clarity for commercial vehicle parking and
37 storage; and
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39 **WHEREAS**, the City wishes to amend Chapter 23, Article 4 “Development
40 Standards,” Section 23.4-15 – Cemeteries / mausoleums / columbariums to update and
41 augment use standards; and
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43 **WHEREAS**, the City wishes to amend Chapter 23, Article 4 “Development
44 Standards,” Sec. 23.4-19 - Outdoor storage, to provide clarity on permitted outdoor
45 displays; and
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47 **WHEREAS**, the City wishes to amend Chapter 23, Article 4 “Development
48 Standards,” to add a new section, Section 23.4-22. - Parking, storing or keeping of
49 commercial vehicles in non-residential districts, to provide clarity for commercial vehicle
50 parking and storage; and

51 **WHEREAS**, the City wishes to amend Chapter 23, Article 5 “Supplemental
52 Regulations,” Section 23.5-1 – Signs, to allow for additional signage for newly constructed
53 and substantially renovated buildings; and

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55 **WHEREAS**, the City wishes to amend Chapter 23, Article 6 “Environmental
56 Regulations,” Sec. 23.6-1 - Landscape regulations, to clarify requirements; and

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58 **WHEREAS**, the City wishes to amend Chapter 23, Article 6 “Environmental
59 Regulations,” Sec. 23.6-1. - Landscape regulations, to allow for artificial turf with
60 requirements related to location, quality and installation; and

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62 **WHEREAS**, the Planning and Zoning Board, in its capacity as the local planning
63 agency, considered the proposed amendments at a duly advertised public hearing; and

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65 **WHEREAS**, the Historic Resources Preservation Board, in its capacity as the local
66 planning agency, considered the proposed amendments at a duly advertised public
67 hearing; and

68
69 **WHEREAS**, the City Commission has reviewed the proposed amendments and
70 has determined that it is in the best interest of the public health, safety, and general
71 welfare of the City to adopt this ordinance.

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73 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE**
74 **CITY OF LAKE WORTH BEACH, FLORIDA, that:**

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76 **Section 1:** The foregoing “WHEREAS” clauses are ratified and confirmed as
77 being true and correct and are made a specific part of this Ordinance as if set forth herein.

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79 **Section 2:** Chapter 23 “Administration,” Division 2 “Definitions,” Section 23.1 -
80 12, related to commercial vehicle parking and storage of the City’s Code of Ordinances,
81 is hereby amended by adding the words shown in underlined type and deleting the words
82 ~~struck through~~ as indicated in **Exhibit A**.

83
84 **Section 3:** Chapter 23 Land Development Regulations,” Article 4 “Development
85 Standards,” Section 23.4-15, related to use standards for cemeteries, mausoleums, and
86 columbariums is hereby amended by adding the words shown in underlined type and
87 deleting the words ~~struck through~~ as indicated in **Exhibit B**.

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89 **Section 4:** Chapter 23 Land Development Regulations,” Article 4 “Development
90 Standards,” Section 23.4-19, related to outdoor storage and open air display is hereby
91 amended by adding the words shown in underlined type and deleting the words ~~struck~~
92 ~~through~~ as indicated in **Exhibit C**.

93
94 **Section 5:** Chapter 23 Land Development Regulations,” Article 4 “Development
95 Standards,” New Section 23.4-22 related to commercial vehicle parking and storage is
96 hereby amended by adding the words shown in underlined type and deleting the words
97 ~~struck through~~ as indicated in **Exhibit D**.

99 **Section 6:** Chapter 23 “Land Development Regulations,” Article 5
100 “Supplemental Regulations,” Section 23.5-1, related to temporary signage are hereby
101 amended by adding the words shown in underlined type and deleting the words ~~struck~~
102 ~~through~~ as indicated in **Exhibit E**.

103
104 **Section 7:** Chapter 23 “Land Development Regulations,” Article 6
105 “Environmental Regulations,” Sec. 23.6-1, related to landscape requirements are hereby
106 amended by adding the words shown in underlined type and deleting the words ~~struck~~
107 ~~through~~ as indicated in **Exhibit F**.

108
109 **Section 8:** Chapter 23 “Land Development Regulations,” Article 6
110 “Environmental Regulations,” Sec. 23.6-1, related to artificial turf landscape requirements
111 are hereby amended by adding the words shown in underlined type and deleting the
112 ~~words struck~~ through as indicated in **Exhibit G**.

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114 **Section 9:** Severability. If any section, subsection, sentence, clause, phrase or
115 portion of this Ordinance is for any reason held invalid or unconstitutional by any court of
116 competent jurisdiction, such portion shall be deemed a separate, distinct, and
117 independent provision, and such holding shall not affect the validity of the remaining
118 portions thereof.

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120 **Section 10:** Repeal of Laws in Conflict. All ordinances or parts of ordinances in
121 conflict herewith are hereby repealed to the extent of such conflict.

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123 **Section 11:** Codification. The sections of the ordinance may be made a part of
124 the City Code of Laws and ordinances and may be re-numbered or re-lettered to
125 accomplish such, and the word “ordinance” may be changed to “section”, “division”, or
126 any other appropriate word.

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128 **Section 12:** Effective Date. This ordinance shall become effective 10 days after
129 passage.

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The passage of this ordinance on first reading was moved by _____, seconded by _____, and upon being put to a vote, the vote was as follows:

- Mayor Pam Triolo
- Vice Mayor Andy Amoroso
- Commissioner Scott Maxwell
- Commissioner Omari Hardy
- Commissioner Herman Robinson

The Mayor thereupon declared this ordinance duly passed on first reading on the _____ day of _____, 2020.

The passage of this ordinance on second reading was moved by _____, seconded by _____, and upon being put to a vote, the vote was as follows:

- Mayor Pam Triolo
- Vice Mayor Andy Amoroso
- Commissioner Scott Maxwell
- Commissioner Omari Hardy
- Commissioner Herman Robinson

The Mayor thereupon declared this ordinance duly passed on the _____ day of _____, 2020.

LAKE WORTH BEACH CITY COMMISSION

By: _____
Pam Triolo, Mayor

ATTEST:

Deborah Andrea, CMC, City Clerk

EXHIBIT A

Chapter 23

CODE OF ORDINANCES ARTICLE 1 "GENERAL PROVISIONS"

DIVISION 2. – DEFINITIONS

Sec. 23.1 -12. Definitions.

Commercial Business or Service Vehicles: Vehicles no larger than a Class 3 vehicle as defined by the Federal Highway Administration with a curb weight of less than 8,000 lbs that a reasonable person would associate with commercial activity, or includes the display of a business name, logo, address, telephone number, or business license number. Commercial business or service vehicles includes but is not limited to: small delivery vans, fleet vehicle parking, and light duty pick-up trucks or vehicles that meet the size and weight requirements without openly visible and unconcealed equipment.

Commercial vehicle: Any "truck," "truck tractor," "pole trailer," "semi-trailer," "truck trailer" and "passenger bus" as defined in the appropriate, duly enacted statutes of the State of Florida providing the regulation, registration, licensing and recording of ownership of motor vehicles in the State of Florida. A vehicle that is defined herein as either a Commercial Business or Service Vehicle, or a Medium and Heavy Duty Commercial Vehicle or Construction Vehicle.

Medium and Heavy Duty Commercial Vehicles or Construction Vehicles: Vehicles that include any construction vehicle or equipment, other motor vehicles classified by the Federal Highway Administration as a Class 3 or greater with a curb weight more than 8,000 lbs, towed trailers regardless of size and weight, vehicles with an openly visible or an unconcealed load of equipment, cargo, tools, construction materials, mounted accessories that a reasonable person would associate with commercial activity. Such may vehicles may include the display of a business name, logo, address, telephone number, or business license number. Medium and Heavy Duty Vehicles or Construction Vehicles includes but is not limited to: commercial trailers (e.g. landscape trailers), tow trucks, service trucks, rental trucks, tracker trailers and construction vehicles or equipment, such as a bulldozer, backhoe, and vehicles with blades attached for plowing or grading.

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EXHIBIT B

Chapter 23

LAND DEVELOPMENT REGULATIONS ARTICLE 4 "DEVELOPMENT STANDARDS"

Section 23.4-15. - Cemeteries/mausoleums/columbariums.

- A. Cemeteries/mausoleums/columbariums shall comply with the following:
- (1) These uses shall comply with the underlying restrictions of the zoning district in which they are located. No variances with regard to height, setback, lot coverage or FAR shall be granted.
 - (2) The minimum parcel size shall be 2.5 acres.
 - (3) When located adjacent to residential single-family uses, a minimum twenty (20) feet of landscaped buffer shall be provided, which shall include native shade trees at a minimum of twenty-five (25) feet on center.
 - (4) Access to site shall be directly from a primary street.
 - (5) Facilities shall not be located within a radius of one thousand (1,000) feet of existing assisted living center/facility/nursing home or retirement home.
 - (6) Facilities shall be provided with a perimeter fence or wall six (6) feet in height. Fences and walls abutting a right-of-way shall be setback a minimum of thirty (30) inches to provide a landscape area along the right-of-way.
 - (7) Facilities shall have visitation hours of 8 am to sunset.
 - (8) Facilities shall provide guest parking of at least twenty-five (25) spaces.

EXHIBIT C

Chapter 23

LAND DEVELOPMENT REGULATIONS ARTICLE 4 "DEVELOPMENT STANDARDS"

Sec. 23.4-19. - Outdoor storage, and open-air operations.

A. Outdoor storage.

B. Open air operations.

a) The following shall be allowed to be displayed only in front of the business to which the items belong:

- 1. Up to three (3) items, which must be new or in excellent condition.
- 2. Flowers or foliage maintained per City Code.
- 3. Used and new clothing stores may display one (1) freestanding vertical clothing pole with a maximum of three (3) items of clothing.
- 4. One (1) Propone tank display case if less than ten percent (10%) of the bay or building width that the associated business occupies and if completely screened from abutting properties and rights-of-way.
- 4. No item can obstruct entry or exit from any store or property or in any other way be hazardous to pedestrians or motorists. All items must be placed entirely on private property and may not be located in required parking areas or landscaped areas.
- 5. No item may impede pedestrian access to the public sidewalk and/or restrict ADA accessibility.
- 6. One (1) sandwich board meeting the requirements of the City's sign code may be displayed in front of businesses facing a City major thoroughfare and cannot impede pedestrian access or ADA accessibility.

b) The following shall be allowed by first obtaining an administrative use permit on behalf of each individual business for a sales event no more than four (4) times a year for a duration of no more than three (3) days:

- 1. Art or craft demonstrations.
- 2. Outdoor sales of items.
- 3. Guest art or craft or artist related items.

c) The following items shall not be displayed outside of any store or business at any time:

- 1. Upholstered furniture or bedding.
- 2. Electrical appliances.
- 3. Horizontal racks of clothing.
- 4. Vehicles (except in authorized and licensed lots) or parts thereof.
- 5. Any items which are in disrepair, rusty, mold or mildew damaged, soiled or sandy, any item having chipped or peeling paint, any item having protruding bolts or nails.

d) The appropriate regulatory advisory board shall review and make recommendations to the appropriateness of granting a variance from the open-air operations rules.

EXHIBIT D

Chapter 23

LAND DEVELOPMENT REGULATIONS ARTICLE 4 "DEVELOPMENT STANDARDS"

[NEW SECTION]

Section 23.4-22. - Parking, storing or keeping of commercial vehicles in non-residential districts

a) Medium or Heavy Duty Commercial Vehicles or Construction Vehicles.

1) Exclusions

A. This section shall not apply to any vehicle in this category that is parked or stopped upon a public right-of-way as a result of an emergency due to a malfunction of the vehicle beyond the control of its owner; in the case of such emergency, the owner will be permitted to make necessary repairs or arrange for its removal, but such incapacitated vehicle shall not be permitted upon such public right-of-way for more than twenty-four (24) hours.

B. This section shall not apply to the temporary parking of any vehicle in this category or construction equipment on any privately-owned real property within a residential district where construction for which a current and valid permit has been issued by the city is underway on the property. Nothing in this subsection is intended to require a permit where none is otherwise required.

C. This section shall not apply to deliveries by tradesmen, or the use of vehicles in this category in making service calls.

2) General conditions.

A. Outdoor parking, storage or keeping of commercial vehicles in this category shall be permitted only in the I-POC industrial district on impervious approved surfaces. The outdoor parking, storage or keeping of these vehicles shall be considered an outdoor storage use and the requirements in Section 23.4-19- Outdoor Storage shall apply.

B. No major vehicle repair work may be conducted on the premises unless the owner of the business maintains an active business license for automotive service and repair.

D. Restriction on size. There shall be no restriction on size other than the requirement that the vehicle shall not extend onto or over public property or abutting private properties.

F. Screening requirements. All commercial vehicles in this category shall be effectively screened from all public rights-of-way and any adjacent property that is zoned for residential or mixed use.

b) Commercial Business or Service Vehicles.

1) Exclusions

- 340 A. This section shall not apply to any vehicle in this category that is parked or
341 stopped upon a public right-of-way as a result of an emergency due to a
342 malfunction of the vehicle beyond the control of its owner; in the case of such
343 emergency, the owner will be permitted to make necessary repairs or arrange
344 for its removal, but such incapacitated vehicle shall not be permitted upon such
345 public right-of-way for more than twenty-four (24) hours.
346 B. This section shall not apply to the temporary parking of any commercial vehicle
347 in this category on any privately-owned real property within a residential district
348 where construction for which a current and valid permit has been issued by
349 the city is underway on the property. Nothing in this subsection is intended to
350 require a permit where none is otherwise required.
351 C. This section shall not apply to deliveries by tradesmen, or the use of vehicles
352 in this category in making service calls.

353
354 2) General Conditions

- 355 A. Commercial business or service vehicles, excluding all towed trailers
356 regardless of size and weight, may be parked in mixed-use districts in
357 designated parking spaces on the same property as an associated business
358 with an active business license. Site plan approval is required. Commercial
359 business or service vehicle parking shall be depicted on the site plan and
360 shall not exceed twenty-five percent (25%) of required parking. Garage
361 parking of these vehicles is permitted on the first two floors of a parking
362 garage.
363 B. The Development Review Official or applicable board shall be authorized to
364 allow for businesses to exceed the maximum commercial vehicle parking
365 limitation of twenty-five percent (25%) through the site plan approval process
366 on existing non-conforming properties, provided that the applicant can
367 demonstrate off-street parking in front of the business accommodates
368 customer and employee parking and provides a parking plan that designates
369 commercial business or service vehicle parking and employee parking.
370 C. No major vehicle repair work may be conducted on the premises unless the
371 owner of the business maintains an active business license for automotive
372 service and repair.
373 F. Screening requirements. All commercial vehicles in this category shall be
374 effectively screened from all public rights-of-way and any adjacent property
375 that is zoned residential or mixed use whenever feasible.

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EXHIBIT E

Chapter 23

LAND DEVELOPMENT REGULATIONS ARTICLE 5 “SUPPLEMENTAL REGULATIONS”

Sec. 23.5-1. - Signs.

12. Temporary signs.

C. Non-residential zoning districts and mixed use zoning districts.

(vi) Banners shall be permitted as follows:

- i. No more than two (2) banners are permitted on a property at any one time and may not remain for more than fifteen (15) days.
- ii. Banners shall be securely fastened.
- iii. Banners shall not be attached to utility poles or landscaping.
- iv. Banners may not be displayed more than two times per year.
- v. Banners related to the leasing and sale of units or bays in newly constructed buildings or in fully renovated buildings including improvements to one hundred percent (100%) of structure/s interior areas shall not exceed three percent (3%) of the building façade facing a right-of-way in total or 36 sf, whatever is greater, and shall be limited to two (2) banners per street frontage. These banners shall require a temporary sign permit that shall expire within six (6) months unless an extension of up to an additional six (6) months is granted by the development review official.

EXHIBIT F

Chapter 23

LAND DEVELOPMENT REGULATIONS ARTICLE 6 "ENVIRONMENTAL REGULATIONS"

Sec. 23.6-1. - Landscape regulations.

(g) Permit required.

(1) A landscape permit, including a landscape plan, shall be required for the following:

a. All new construction projects or the expansion or renovation of any existing development when the expansion or renovation of the existing development is equal to fifty (50) percent of the assessed value of the improvements according to the property appraiser, or

b. When the total square footage of a structure is expanded by fifty (50) percent or greater. In such cases the entire site shall be upgraded to present landscape standards.

c. For improvements associated with a minor site plan amendment, major site plan amendment, conditional use permit, planned unit development amendment, administrative use permit or for the conversion of residential use to commercial use.

(k) Landscape design standards. The following are the minimum standards for the design and installation of all landscaping within the City of Lake Worth Beach:

(10) Ground covers. Living ground covers and native grasses used in lieu of turf or sod, in whole or part, shall be planted at such spacing to present a finished appearance and reasonably complete coverage within six (6) months- based on the expected mature spread. Ground covers that have an expected mature spread of 24 inches or less must be planted 12 inches apart. If the expected mature spread is greater than 24 inches the groundcovers must be planted 18 inches apart. Groundcovers shall not be planted in straight rows; the planting must be staggered to ensure even coverage. All ground cover areas must be kept free from weeds.

(13) Inorganic Mulches. Inorganic mulches such as Gravel, river rock, shell, Chattahoochee pebbles or similar material shall be treated as a semi-pervious surface. The quantity of inorganic mulch to be incorporated into a project shall be limited by the maximum percentage of impervious surface for the subject property within the applicable zoning district. Rubber products such as crumb rubber or

456 chipped tires are prohibited except for stabilized applications installed to achieve
457 or maintain ADA compliance.

458 ~~(13)~~ (14) *Vegetable and fruit gardens.* Vegetable and fruit gardens are allowed
459 so long as the minimum landscape requirements for the site are met.

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EXHIBIT G

Chapter 23

LAND DEVELOPMENT REGULATIONS ARTICLE 6 "ENVIRONMENTAL REGULATIONS"

Sec. 23.6-1. - Landscape regulations.

(k) *Landscape design standards.* The following are the minimum standards for the design and installation of all landscaping within the City of Lake Worth Beach:

(15) Artificial turf.

a. All installation of artificial turf shall require a landscape permit. The use and location of artificial turf shall be limited to the following:

(1) Single family and duplex properties in the rear yard only and not visible from the right of way.

(2) Between parking strips in the front yard of non-conforming properties previously constructed with off-street parking utilizing sixty percent (60%) or more of the width of the front yard. This application of artificial turf shall be approved by the Development Review Official or applicable review board, which shall review the proposed application for consistency with the City's land development regulations, visual appropriateness, enhanced site design and appearance, and improved drainage.

(3) On roof top terraces.

(4) As part of a planned development in a recreation or amenity area.

b. In all areas of installation, artificial turf shall be treated as a semi-pervious surface. The quantity of artificial turf to be incorporated into a project shall be limited by the maximum percentage of impervious surface for the subject property within the applicable zoning district.

c. Artificial turf shall not be installed:

(1) as part of any landscape buffer or landscape area required by this article;

(2) within permanent drainage features (e.g., ponds, swales); or

(3) in any public right of way.

d. Minimum material standards. All artificial turf shall comply with each of the following minimum standards:

(1) Artificial turf shall consist of green lifelike individual blades of grass that emulate natural turf in look and color and shall have a minimum pile height of one- and one-half inches and shall have a minimum tufted weight of 80 ounces per square yard.

- 505 (2) Artificial turf installations shall have a minimum permeability of 30 inches per
506 hour per square yard.
- 507 (3) All artificial turf shall have a minimum ten-year manufacturer's warranty that
508 protects against color fading and a decrease in pile height.
- 509 (4) Artificial turf shall be lead free and be partially or wholly manufactured from
510 recyclable materials.
- 511 (5) All materials must include test documentation which declares that the artificial
512 turf yarn and backing materials are disposable under normal conditions, at
513 any U.S. landfill station (Total Content Leach Protocol (TCLP) test).
514 Documentation must also be provided that identifies all components that are
515 recyclable and all components that consist of recycled material.
- 516 (6) The use of indoor or outdoor plastic or nylon carpeting as a replacement for
517 artificial turf or natural turf shall be prohibited.
- 518 (7) The artificial turf system shall utilize organic plant-derived and other natural
519 infill components, including, but not limited to, cork, coconut, corn husk, rice
520 husk, and sand. The use of crumb rubber and other synthetic materials shall
521 be prohibited in all applications except for sports fields.
- 522 (8) Artificial Turf shall not be treated as a fill in material, but rather as a planned
523 element of the site or yard outside of required landscape areas and buffers

524 e. Installation, maintenance and repair.

- 525 (1) All artificial turf shall, at a minimum, be installed according to the
526 manufacturer's specifications.
- 527 (2) All artificial turf installations shall be anchored to ensure that the turf will
528 withstand the effects of wind.
- 529 (3) All seams shall be secured and edges shall be trimmed to fit against all
530 regular and irregular edges to resemble a natural look.
- 531 (4) If artificial turf is planned to be installed immediately adjacent to a seawall,
532 the artificial turf shall be pinned or staked behind the seawall. No artificial
533 turf or installation mechanism shall be attached directly to or placed on a
534 seawall or seawall cap.
- 535 (5) All artificial turf shall be installed over a subgrade prepared to provide
536 positive drainage and an evenly graded mass of compacted, porous
537 crushed rock aggregate material. Base comprising of sand only is not
538 permitted. Proper drainage shall be provided for all Artificial Turf
539 installations to prevent runoff or pooling of water.
- 540 (6) Artificial turf shall be visually level, with the grain pointing in a single
541 direction.
- 542 (7) An appropriate solid barrier device (e.g., concrete mow strip, bender board
543 or other barrier with a minimum of 38" thickness) is required to separate
544 artificial turf from soil and live vegetation and to prevent intrusion of living
545 plant material.

546 (8) Artificial turf shall not be installed directly against the trunk of trees and/or
547 palms. A 3-foot mulch bed measured from the base of the tree or palm must
548 be maintained around all trees and or palms. Precautions for installation
549 around existing trees shall be monitored and may be restricted to ensure
550 tree roots are not damaged with the installation of the base material and
551 that the overall health of the tree will not be compromised.

552 (9) All artificial turf shall be maintained in a green fadeless condition and shall
553 be maintained free of dirt, mud, stains, weeds, debris, tears, holes, and
554 impressions. Maintenance shall include, but not be limited to cleaning,
555 brushing, debris removal; repairing of depressions and ruts to maintain a
556 visually-level surface; elimination of any odors, flat or matted areas, weeds,
557 and invasive roots; and all edges of the artificial turf shall not be loose and
558 must be maintained with appropriate edging or stakes.

559 (10) There shall be no parking on artificial turf.

560 (11) Artificial turf shall not be visible from public rights-of-way except where it is
561 installed between parking strips or approved as part of a planned
562 development.

563 (12) All other landscape requirements must be met.

564 (13) Applicants shall provide an owner affidavit agreeing to perpetually maintain
565 the artificial turf system in good working order to ensure that there is
566 continued permeability. If the artificial turf falls into disrepair with fading or
567 holes or loose areas. The replacement and/or repairs shall be done with like
568 for like materials from the same manufacturer and done so in a manner that
569 results in a repair that blends in with the existing artificial turf.

570 f. A landscape permit shall be obtained from the City prior to the installation of any
571 artificial turf. The permit application shall include the following material
572 specifications and plans.

573 (1) A landscape plan showing the area of synthetic turf, area of living plant
574 material, and separation between these areas;

575 (2) A dimensioned cross section of proposed materials and installation details,
576 including subgrade, drainage, base or leveling layer, and infill;

577 (3) Edge material and detail for seams;

578 (4) Material description and specifications, including manufacturer,

579 (5) Installer (with contact information), and warranty information.

580 (6) A sample of the artificial turf proposed that meets these standards.

581 (7) Product specifications that demonstrate compliance the requirements for
582 artificial turf in this article and the ability to be warranted in the United States
583 of America.

584 (8) The plan shall demonstrate conformance with the City's landscape
585 requirements.

586 g. A Certificate of Appropriateness shall be obtained from the HRPB prior to the
587 installation of any artificial turf in a historic district.

588 h. Inspections. An in-progress inspection shall be required to ensure that the
589 appropriate base material has been installed in accordance to the
590 manufactures' specifications. A final inspection shall also be required.