

Sec. 4-436. - Use regulations table.

Use regulations for agricultural districts are as follows:

TABLE 4-436. USE REGULATIONS FOR AGRICULTURAL DISTRICTS

	Special Notes or Regulations	AG-1	AG-2	AG-3
Accessory uses, buildings, and structures:	<u>4-923</u> et seq. and <u>4-2012</u> et seq.	P	P	P
Amateur radio antennas and satellite earth stations	<u>4-927</u>	Refer to <u>4-927</u> for regulation		
Docks, seawalls	<u>4-1588</u>	P	P	P
Entrance gates, gatehouses	<u>4-1464</u> et seq.	P	P	P
Fences, walls	<u>4-1464</u> et seq.	P	P	P
Nonroofed accessory structures	<u>4-1841</u> et seq.	P	P	P
Signs in compliance with chapter 6		P	P	P
Administrative offices		P	P	P
Agricultural uses	Note (2), <u>4-2012</u> et seq.	P	P	P
Agricultural accessory uses and buildings	Note (3), <u>4-1464</u> et seq., <u>4-2012</u> et seq.	P	P	P
Aircraft landing facilities, private:				
Lawfully existing:				
Expansion of aircraft landing strip or Helistop or heliport landing pad	<u>4-982</u> et seq.	SE	SE	SE
New accessory buildings	<u>4-982</u> et seq.	P	P	P
New:				
Aircraft landing strip and ancillary hangers, sheds and equipment	<u>4-982</u> et seq.	SE	SE	SE
Animals, reptiles, marine life:				
Animals (excluding exotic species)	<u>4-1045</u> et seq.	P	P	P
Animal clinic (df) or animal kennel (df)	<u>4-1071</u> et seq.	EO/SE	EO/SE	EO/SE

Keeping, raising or breeding of domestic tropical birds (df) for commercial purposes	Note (12), <u>4-1045</u> et seq.	SE	SE	SE
Keeping, raising or breeding of American alligators, venomous reptiles or Class I or Class II animals (df)	<u>4-1045</u> et seq.	SE	SE	SE
Keeping, raising or breeding of marine life which requires the storage of brackish or saline water in manmade ponds	<u>4-1045</u> et seq.	SE	SE	SE
Assisted living facility	Note (1), <u>4-1182</u>	EO	EO	EO
Bed and breakfast (df)	<u>4-1282</u> , Note (15)	AA	AA	-
Boat ramps	Note (14)	EO/SE	EO/SE	EO/SE
Caretaker's residence		EO/SE	EO/SE	EO
Cemeteries		EO	EO	EO
Communication facility, wireless	<u>4-1215</u> et seq.	Refer to regulation <u>4-1215</u> et seq.		
Community gardens	<u>Sec. 4-1435</u>	AA	AA	AA
Community residential home		P	P	P
Consumption on premises	<u>4-1020</u> et seq.	AA/SE	AA/SE	AA/SE
Day care center, adult or child	Note (13)	EO/SE	EO/SE	EO/SE
Dwelling unit:				
Mobile home	Note (4), <u>4-1045</u> et seq.	P	P	P
Single-family residence, conventional		P	P	P
Second conventional single-family residence on lot	Note (5), <u>4-930</u>	P	P	P
Emergency medical services station	Note (6)	EO/SE	EO/SE	EO/SE
Essential services	<u>4-1362</u> et seq., <u>4-1464</u> et seq.	P	P	P
Essential service facilities (4-420(c)(13)):				
Group I	<u>4-1362</u> et seq., <u>4-1464</u> et seq., <u>4-1840</u> et seq.	P	P	P

Group II	<u>4-1362</u> et seq., <u>4-1464</u> et seq., <u>4-1840</u> et seq.	EO/SE	EO/SE	EO/SE
Excavation:				
Oil or gas	<u>4-1380</u>	SE	SE	SE
Water retention	<u>4-1380</u>	P	P	P
Excavation/mining	Note (11), <u>4-1380</u> , 4-1399 et seq.	EO	EO	EO
Farm labor housing		EO/SE	EO/SE	EO/SE
Fire station/forestry tower	Note (7), Note (15)	AA	AA	AA
Forestry, cypress (Taxodium spp.) for Sawtimber use only	<u>4-434</u> et seq.	SE	SE	SE
Golf course	<u>4-2037</u> et seq.	EO	EO	EO
Health care facilities (4-408(c)(19)), Groups II and III	Note (8)	EO	EO	EO
Home care facility		P	P	P
Home occupation:	<u>4-1495</u> et seq.			
No outside help		P	P	P
With outside help		AA	AA	AA
Lawn and garden supply stores	<u>4-1792</u>	SE	SE	SE
Lawn and garden equipment (small engine parts and repairs)		SE	SE	SE
LCDOT maintenance facility	Note (6)	EO	EO	EO
Marina	<u>4-1587</u>	EO	EO	EO
Models:	<u>4-1662</u> et seq.			
Display center		SE	SE	SE
Model home		AA/SE	AA/SE	AA/SE
Paint ball range, outdoor		SE	SE	SE
Parks (4-622(c)(30)):				
Group I	Note (9)	P	P	P
Group II	Note (7)	EO/SE	EO/SE	EO/SE
Group III	Note (7)	EO/SE	EO/SE	EO/SE
Place of worship	<u>4-1762</u> et seq.	P	P	P

Police or sheriff station	Note (6)	EO/SE	EO/SE	EO/SE
Post office (government)	Note (6)	EO/SE	EO/SE	EO/SE
Produce stands:	<u>4-1431</u> et seq.			
Temporary		P	P	P
Permanent	Note (15)	AA	AA	AA
Recreational facilities:				
Commercial (4-420(c)(35)), Group III	Note (10)	SE	SE	SE
Personal		P	P	P
Private—on-site	Note (15)	AA	AA	AA
Private—off-site		EO/SE	EO/SE	EO/SE
Religious facilities	Note (7), <u>4-1762</u> et seq.	EO/SE	EO/SE	EO/SE
Research and development laboratories (4-420(c)(38)), Group I		P	P	P
Residential accessory uses (4-420(c)(39))	<u>4-923</u> et seq.	P	P	P
Schools, noncommercial:				
Lee County School District	<u>4-1970</u>	P	P	P
Other	<u>4-1970</u>	EO/SE	EO/SE	EO/SE
Shredding and composting of vegetative matter	<u>4-1551</u> et seq.	SE	-	-
Social services (4-408(c)(43)), Groups IV and V	Note (8), <u>4-2095</u>	EO	EO	EO
Stable:				
Boarding stable or private stable	<u>4-1045</u> et seq.	P	P	P
Commercial	<u>4-1045</u> et seq.	SE	SE	SE
Temporary uses	<u>4-2124</u> et seq.	P	P	P
U-pick operations	<u>4-1429</u> et seq., Note (15)	P	P	-

Notes:

- (1) Any expansion which will bring the number of beds to 50 or more requires PD zoning. See section 4-272 and Table 4-740.
- (2) Includes but is not limited to farming, horticulture, pasturage, forestry, citrus and other fruit groves, greenhouses and nurseries, truck farms and dairy farms, commercial fish, frog or poultry hatcheries, and raising of hogs and other farm animals. Lumbering or harvesting of cypress (*Taxodium* spp.) is not permitted except by special exception.

- (3) Limited to uses and buildings customarily incidental to agricultural uses, including the processing and packaging of agricultural products primarily grown on the premises.
- (4) Mobile home permitted, provided it is the only residential unit on the property, and provided further that the property meets the same lot area and dimensions, setbacks, height and maximum lot coverage as set forth in Table 4-437 for the AG-1 district.
- (5) Only permitted in compliance with section 4-930.
- (6) Expansion of facility to ten or more acres requires PD zoning. See section 4-272 and Table 4-740.
- (7) Any new facility of ten or more acres or any expansion of an existing facility to ten or more acres requires PD zoning. See section 4-272 and Table 4-740.
- (8) Any expansion of an existing facility which will bring the number of beds to 16 or more or which changes the use, requires PD zoning. See section 4-272, table 4-740, and section 4-2190
- (9) Recreational halls require a special exception approval.
- (10) Limited to passive and active recreation and educational activities including, but not limited to hiking and nature trails, where the activities require little or no on-site facilities or capital investment, and utilize the natural environment with little or no alteration of the natural landscape.
- (11) Existing only.
- (12) The keeping of ostrich, cassowary, rhea, or emu for the production of meat, skins, or hides, feathers, or the progeny thereof, as part of a bona fide agricultural operation does not require a special exception.
- (13) Family day care home exemption. F.S. § 166.0445 exempts family day care homes from needing the special exception. See section 4-195(e)(9).
- (14) Noncommercial only.
- (15) This use will require a special exception if located outside of the Rural Agricultural Overlay District, unless lawfully existing prior to September 1, 2012.

(Ord. No. 11-02, § 3(4-653), 1-19-2011; Ord. No. 12-13, § 1(4-653), 8-15-2012; Ord. No. 12-17, § 1(4-653), 12-19-2012; Ord. No. 13-05, § 4-653, 4-3-2013; Ord. No. 17-03, § 1, 2-1-2017)