

1 Introduced by Council Member Morgan:

4 **ORDINANCE 2021-841-E**

5 AN ORDINANCE AMENDING SECTION 656.1218  
6 (INTERSECTION VISIBILITY), SUBPART C  
7 (LANDSCAPING REQUIREMENTS), PART 12 (LANDSCAPE  
8 AND TREE PROTECTION REGULATIONS), CHAPTER 656  
9 (ZONING CODE), *ORDINANCE CODE*, TO CLARIFY THE  
10 MEASUREMENT OF SIGHT TRIANGLES; AMENDING SECTION  
11 804.617 (OBSTRUCTING VISIBILITY), PART 6  
12 (MISCELLANEOUS DRIVING RULES), CHAPTER 804  
13 (JACKSONVILLE TRAFFIC CODE), *ORDINANCE CODE*, TO  
14 CLARIFY THE DIFFERENCE IN MEASUREMENT BETWEEN AN  
15 OBSTRUCTION WITHIN A SIGHT VISIBILITY TRIANGLE  
16 CREATED BY A SIGN, POSTER OR VEGETATION AND THE  
17 MEASUREMENT FOR SIGHT VISIBILITY RELATIVE TO A  
18 STRUCTURE; PROVIDING AN EFFECTIVE DATE.

19  
20 **BE IT ORDAINED** by the Council of the City of Jacksonville:

21 **Section 1.** Section 656.1218 (Intersection Visibility),  
22 Subpart C (Landscaping Requirements), Part 12 (Landscape and Tree  
23 Protection Regulations), Chapter 656 (Zoning Code), *Ordinance Code*,  
24 is hereby amended to read as follows:

25 **CHAPTER 656 - ZONING CODE**

26 \* \* \*

27 **Part 12. - Landscape and Tree Protection Regulations.**

28 \* \* \*

29 **Subpart C. - Landscaping Requirements**

30 \* \* \*

31 **Sec. 656.1218. Intersection visibility within vehicular use**

1 areas.

2 Where an accessway, such as a drive aisle, intersects with  
3 another accessway within a vehicular use area, where an accessway is  
4 located within a vehicular use area, or where an accessway intersects  
5 with a street right-of-way, cross visibility within the triangular  
6 areas described below shall be unobstructed at a level between two  
7 and eight feet above elevation of adjacent pavement. Only trees with  
8 trunks free of vegetation and limbs within the cross-visibility area,  
9 other landscaping, wall and earth mounds not exceeding a height of  
10 two feet, utility poles, and traffic signs shall be allowed within the  
11 triangular areas. Other ordinances or standards may be more  
12 prohibitive, but at a minimum, no ~~Ne~~ parking shall be allowed within  
13 the triangular areas. The triangular areas are:

14 (a) The area of property on both sides of an accessway which  
15 intersects with another accessway within a vehicular use  
16 area. Two sides at each triangle shall extend six feet each  
17 way from the point of intersection, the third side being a  
18 line connecting the ends of the other two sides; and

19 (b) The area of property on both sides of an accessway where  
20 the accessway intersects with a street right-of-way. Two  
21 sides of each triangle shall extend ten feet each way from  
22 the point of intersection, the third side being a line  
23 connecting the ends of the other two sides;

24 ~~(c) The area of property located at the corner formed by the~~  
25 ~~intersection of two or more street rights of way. Two sides~~  
26 ~~of each triangle shall extend 25 feet along the right-of-~~  
27 ~~way lines, measured from their point of intersection, the~~  
28 ~~third side being a line connecting the ends of the other~~  
29 ~~two sides.~~

30 **Section 2.** Section 804.617 (Obstructing Visibility), Part  
31 6 (Miscellaneous Driving Rules), Chapter 804 (Jacksonville Traffic

Code), *Ordinance Code*, is hereby amended to read as follows:

**CHAPTER 804 - JACKSONVILLE TRAFFIC CODE**

\* \* \*

**Part 6. - Miscellaneous Driving Rules**

\* \* \*

**Sec. 804.617. - Obstructing Visibility.**

(a) No person shall place or cause to be placed or maintained, either temporarily or permanently, a sign, card, poster, pennant, banner, bush, tree, hedge or other similar obstruction in the locations listed below.÷ Violation of this offense shall constitute a class A offense.

(a~~1~~) On private property within 25 feet of a street intersection, measured from the street right-of-way, so as to interfere with traffic visibility at the intersection.

(b~~2~~) On private property in such a manner as to interfere with traffic visibility or a driver using an unauthorized driveway or alley.

(c~~3~~) Within the right-of-way of a street in the City.

~~Violation of this offense shall constitute a class A offense.~~

(b) No structure or other visual obstruction shall be constructed or placed within the area defined in the Florida Department of Transportation Design Manual ("FDM"), dated January 1, 2020 and as updated from time to time, in the section of the FDM that regards Clear Sight Triangles, currently found in Section 212.11. These sight triangles are intended to provide drivers with a sufficient view of the intersecting roadway as seen from the driver's eye, and apply to both private and public property, and within rights-of-way. The FDM illustrates the types of roadway intersections and the design speed of the roadways.

1           If an exact match is not covered in the FDM, the City  
2           Traffic Engineer or designee shall be consulted for a  
3           decision on the appropriate placement of any structure.

4           **Section 3.           Effective Date.**   This ordinance shall become  
5 effective upon signature by the Mayor or upon becoming effective  
6 without the Mayor's signature.

7  
8 Form Approved:

9  
10                     /s/ Susan C. Grandin

11 Office of General Counsel

12 Legislation prepared by: Susan C. Grandin

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