#### **Variance Application:** VAR 24-1157

**LUHO Hearing Date:** 

November 20, 2024

Case Reviewer: Michelle Montalbano



**Development Services Department** 

Applicant: Todd Pressman Zoning: RSC-3

Address/Location: 618 Valle Vista Drive, Brandon; Parcel Folio # 74661.0000

#### **Request Summary:**

The applicant is requesting a variance to the Community Residential Home (CRH) separation requirements to accommodate a proposed Type A Community Residential Home facility.

Requested Variances:			
LDC Section:	LDC Requirement:	Variance:	Result:
6.11.28.A	Community Residential Homes housing 6 or fewer residences shall not be located within a radius of 1,000 feet of another such existing home with 6 or fewer residents.	1,000 feet	O-foot distance separation to another Type A Community Residential Home

ı	The abutting property to the east at 616 Valle Vista Drive is an active Type A CRH, which
ı	necessitated the variance request with a 0-foot separation.

#### Findings:

The variance request for a 0-foot distance separation also encompasses any other Type A CRH facility within the 1,000-foot buffer. During the variance process, staff identified another active Type A CRH within the 1,000-foot distance separation located at 1004 Pinegrove Drive, with an approximate 500-foot separation from the subject property.

**Zoning Administrator Sign Off:** 

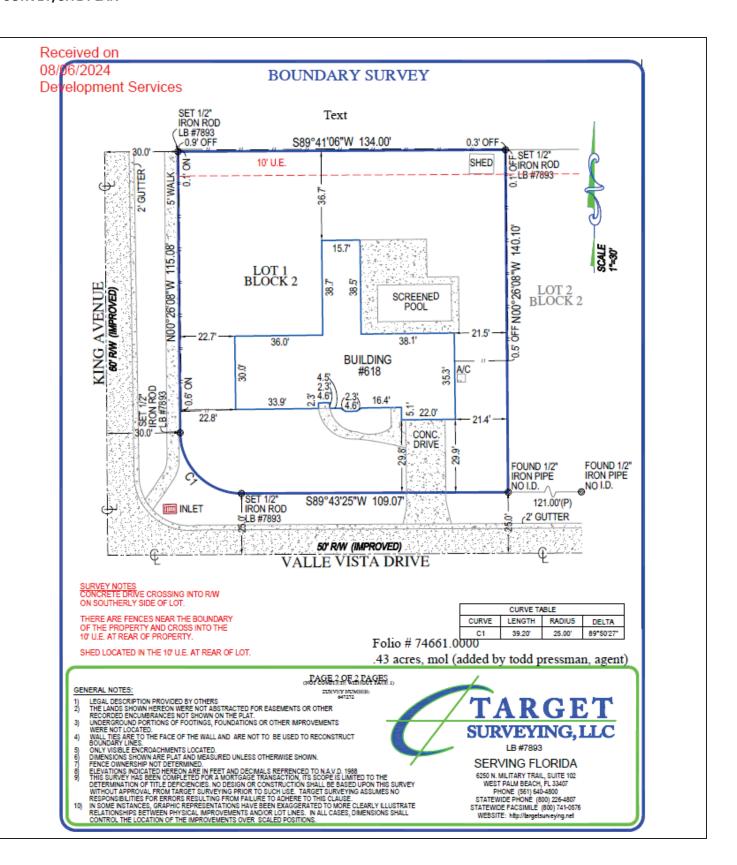
Colleen Marshall
Tue Oct 29 2024 12:38:

#### **DISCLAIMER:**

The variance(s) listed above is based on the information provided in the application by the applicant. Additional variances may be needed after the site has applied for development permits. The granting of these variances does not obviate the applicant or property owner from attaining all additional required approvals including but not limited to: subdivision or site development approvals and building permit approvals.

November 20, 2024

**SURVEY/SITE PLAN** 



Case Reviewer: Michelle Montalbano



### **Additional / Revised Information Sheet**

	Office Use Only	
Application Number: 24-1157	Received Date:	Received By:

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project size the cover letter	ng a summary of the changes and/or additional informust list any new folio number(s) added. Additional ditional/revised documents being submitted with the	ally, the second page of this form must be
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Reviewing Planner's Name:	montalbano 	9.10.24 Date:
Application Type:  Planned Development (	PD)	RS) Standard Rezoning (RZ)
✓ Variance (VAR)	Development of Regional Impact (DRI)	☐ Major Modification (MM)
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Current Hearing Date (if ap	plicable):	
Will this revision add land t If "Yes" is checked on the ab	result in a new hearing date as all reviews will be sub	on the last page.
Email this form	along with all submittal items indicated on the ZoningIntake-DSD@hcflgov.net	e next page in pdf form to:
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		9.10.24
	Signature	Date



# Identification of Sensitive/Protected Information and Acknowledgement of Public Records

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-	king an exemption from public disclosure of select	ed information submitted with your application pursuant
I hereby con	firm that the material submitted with application _ Includes sensitive and/or protected information.	24-1157
	Type of information included and location	
X	Does not include sensitive and/or protected inform	mation.
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		determine if the applicant can be processed with the data by whedge that any and all information in the submittal will
become pub	olic information if not required by law to be protected	ed.
Signature: _	(Must be signed by applicant or	
	(mast see signed by applicant of	22
Intako Staff	Signaturo	Date:



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7		Legal Description of the Subject Site*+
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17		Transportation Analysis
18		Sign-off form
19		Other Documents (please describe):
		tweak to the application and narrative about 1 2nd further away CRH. Thx

<sup>\*</sup>Revised documents required when adding land to the project site. Other revised documents may be requested by the planner reviewing the application.

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## PRESSMAN AND ASSOC., INC.

GOVERNMENTAL AND PUBLIC AFFAIRS 200 2ND AVENUE, SOUTH, #451, ST. PETERSBURG, FL. 33701 727-804-1760, FX. (888) 977-1179 E-MAIL, TODD@PRESSMANINC.COM

#### 618 Valle Vista Dr., Brandon/Project Narrative

This application seeks a variance for a Community Residential Home Type A to allow a 0' separation to another Community Residential Home Type, A.

There is a 2nd CRH located within the 1,000 radius, located at 1004 Pinegrove Dr. which is obviously much further away than the abutting home of which is the main subject of this application.

Application No:
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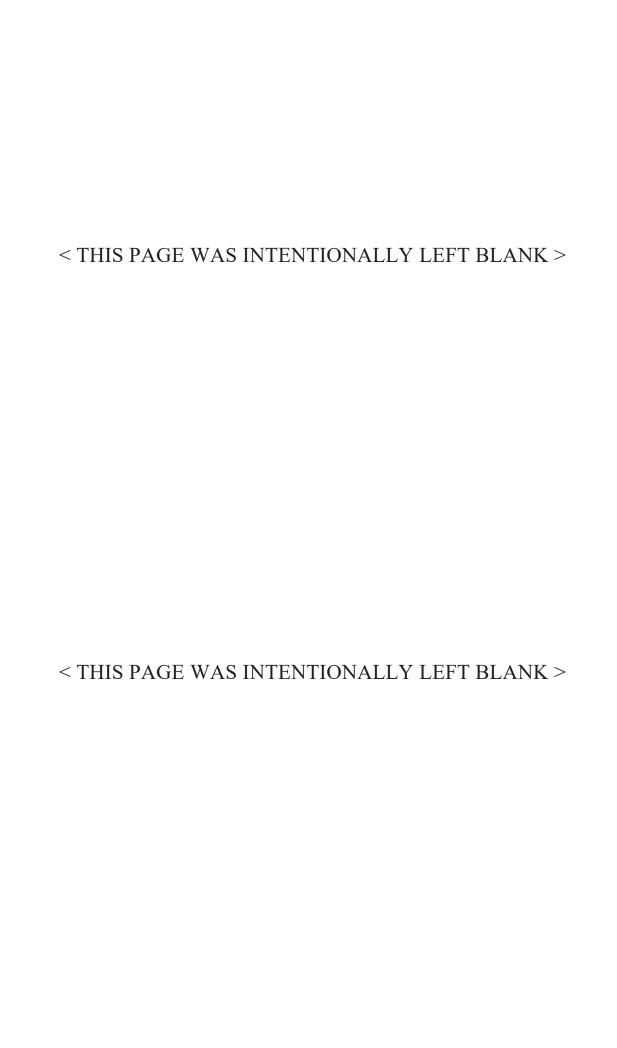


### **Project Description (Variance Request)**

In the space below describe the variance including any history and/or related facts that may be helpful in understanding the request. This explanation shall also specifically identify what is being requested (e.g. Variance of 10 feet from the required rear yard setback of 25 feet resulting in a rear yard of 15 feet). If additional space is needed, please attach extra pages to this application. The owners of the abutting property, folio # 74662, 616 Valle Vista Dr, currently have an Community Residential Home at 6 beds. This proposal proposed a 6 bed Community Residential Home in this subject home of which is abutting, so this is a variance of 0' to another Community Residental Home, Type A, where 1,000' separation is required. There is a 2nd CRH located within the 1,000 radius, located at 1004 Pinegrove Dr. which is obviously much further away than the abutting home of which is the main subjectr of this application. 2. A Variance is requested from the following Section(s) of the Hillsborough County Land Development Code: 6.11.28, A. A 1000' distance separation shall exist between Community Residential Homes type A. This variance application seeks a waiver of 0' separation to any other Community Residential Home, Type A. **Additional Information** ⊠ No Yes 1. Have you been cited by Hillsborough County Code Enforcement? If yes, you must submit a copy of the Citation with this Application.

	No Yes If yes, please indicate the nature of the application and the case numbers assigned to
	the application (s):
3.	Is this a request for a wetland setback variance? No  Yes
	If yes, you must complete the Wetland Setback Memorandum and all required information must be included with this Application Packet.
4.	Please indicate the existing or proposed utilities for the subject property:
	Public Water ` Public Wastewater Private Well Septic Tank
5.	Is the variance to allow a third lot on well or non-residential development with an intensity of three ERC's?
	No Pes If yes, you must submit a final determination of the "Water, Wastewater, and/or Reclaimed Water – Service Application Conditional Approval – Reservation of Capacity" prior to your public hearing

2. Do you have any other applications filed with Hillsborough County that are related to the subject property?





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Application No:	
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#### **Variance Criteria Response**

1. Explain how the alleged hardships or practical difficulties are unique and singular to the subject property and are not those suffered in common with other property similarly located?

The County, State & Federal governments have directed and supported the inclusion of type A Community Residential Homes to be better located within the community - to be a true part fo the neighborhood. These uses have a very small 'footrpint'; 6 persons maximum, very low trips, typically the residents do not have cars & are very quiet. So, while the community use is preferred the county code does not allow a neighboring home the same ability to provide this needed service.

2. Describe how the literal requirements of the Land Development Code (LDC) would deprive you of rights commonly enjoyed by other properties in the same district and area under the terms of the LDC.

The residential character will remain the same. The neighborhood will remain the same. A family of many 3 or 4 children could move into the subject home and produce more noise and trips than what is proposed.

3. Explain how the variance, if allowed, will not substantially interfere with or injure the rights of others whose property would be affected by allowance of the variance.

The use proposed is quiet, very limited trips, the exterior will remain residential as it exists - no changes there. For all intents and purposes, the home and site will remain the same.

4. Explain how the variance is in harmony with and serves the general intent and purpose of the LDC and the Comprehensive Plan (refer to Section 1.02.02 and 1.02.03 of the LDC for description of intent/purpose).

The variance allows a 2nd Community Residential Home A in closer proximity to an existing Community Residential Home A and will look and act from the outside the same as it exists now in a quiet and peaceful manner. The direction of the governmental authorities is to include the lower

bed county uses directly in the community and neighbrhoods

5. Explain how the situation sought to be relieved by the variance does not result from an illegal act or result from the actions of the applicant, resulting in a self-imposed hardship.

The subject home is not occupied with this use at ths time.

6. Explain how allowing the variance will result in substantial justice being done, considering both the public benefits intended to be secured by the LDC and the individual hardships that will be suffered by a failure to grant a variance.

Again, the location of these homes has been desired, there will be no changes to the character of the home and an allowable use (a single family home with 3-4 children or teens) would cause more activity than what is proposed here.

Instrument #: 2024136760, Pg 1 of 5, 4/2/2024 1:53:39 PM DOC TAX PD(F.S. 201.02) \$2695.00, INT. TAX PD (F.S. 199) \$0.00, DOC TAX PD (F.S. 201.08) \$0.00, Deputy Clerk: OSERVICE Cindy Stuart, Clerk of the Circuit Court Hillsborough County

Prepared by: Hillsborough Title, Inc. Jennifer Straus 1605 S. Alexander St. , #102 Plant City, FL 33563 File No.: PC24-125261

This Deed is prepared pursuant to the issuance of Title Insurance

#### **GENERAL WARRANTY DEED**

Made this March 20, 2024. A.D. by Deborah Stanovick, individually and as Successor Trustee of the Coody Living Trust dated July 31, 1998, and Pamela Coody, and Lindsey E. Coody, and Brian J. Coody and Justin K. Targonski, whose address is: 4129 Foxhunter Ln. Mechanicsville, VA 23111 hereinafter called the grantor, to Tampa Bay properties I, LLC a Florida Limited Liability Company, whose post office address is: 12614 Castle Hill Dr., Tampa, FL 33624, hereinafter called the grantee:

(Whenever used herein the term "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

Witnesseth, that the grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in Hillsborough County, Florida, viz:

Lot 1, Block 2, of THE PONDEROSA, according to the map or plat thereof, as recorded in Plat Book 41, Page(s) 54, of the Public Records of Hillsborough County, Florida.

Parcel ID No.: U-10-30-20-200-000002-00001.0

Subject to all reservations, covenants, conditions, restrictions and easements of record and to all applicable zoning ordinances and/or restrictions imposed by governmental authorities, if any.

Said property is not the homestead of the Grantor(s) under the laws and constitution of the State of Florida in that neither Grantor(s) or any members of the household of Grantor(s) reside thereon.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances except taxes accruing subsequent to the current year.

Prepared by:
Hillsborough Title, Inc.
Jennifer Straus
1605 S. Alexander St. , #102
Plant City, FL 33563
incidental to the issuance of a title insurance policy
File No.: PC24-125261

In Witness Whereof, the said grantor has signed and sealed these presents the day and year first above written

written.	
Signed and Sealed in Our Presence:	
Sightlyht Witness Printed Name: Leigh M. White Address: 12405 N. Oaks Dr. Ashland, VA 23005	Coody Living Trust dated July 31, 1998  BY: DEDEYAL STANOVICUS  Deborah Stanovick Indvidually and Successor Trustee
Tracy Rook	
Wilness Printed Name: TRace Rook	Address:
Address: 1345 Woodside Mins Bichmond, vA 2327)	615 Timber Pond Dr. 4129 Fexturter Ln Brandon, FL 33610 Mechanics VIIIe VA 2311
State of Florida Virginia Deck County of Hillsborough Hanovek Le	K . IR
The foregoing instrument was executed and acknow means of Physical Presence or Online as Successor Trustee of The Coody Living Trust dat or who has produced a valid driver's license as ident	Notarization, by Deborah Stanovick, Individually and ed July 31, 1998 , who is/are personally known to me
Dicicoy Rocal Notary Public	
My Commission Expires: 131/2028	
(SEAL)	•

TRACEY WRIGHT ROOTS

NOTARY PUBLIC

COMMONWEALTH OF VIRGINIA

REGISTRATION # 7690749

MY COMMISSION EXPIRES JANUARY 31, 2028

Prepared by: Hillsborough Title, Inc. Jennifer Straus 1605 S. Alexander St. , #102 Plant City, FL 33563

incidental to the issuance of a title insurance policy

File No.: PC24-125261

In Witness Whereof, the said grantor has signed and sealed these presents the day and year first above written.

Witness Printed Name:

Witness Printed Name:

BYANGOY FL 33511

Witness Printed Name:

BYANGOY FL 33511

Address:

Address:

Address:

615 Timber Pond Dr.

Brandon, FL 33510

State of Florida
County of Hillsborough

The foregoing instrument was executed and acknowledged before me this of March, 2024, by means of Physical Presence or Online Notarization, by Pamela Coody and Lindsey E Coody, who is/are personally known to me or who has produced a valid driver's license as identification.

Notary Public

My Commission Expires:

(SEAL)

Notary Public State of Florida
Le Ellen Jones
My Commission GG 963991
Expires 03/20/202024

Prepared by:
Hillsborough Title, Inc.
Jennifer Straus
1605 S. Alexander St. , #102
Plant City, FL 33563
incidental to the issuance of a title insurance policy

File No.: PC24-125261

In Witness Whereof, the said grantor has signed and sealed these presents the day and year first above written.

Signed and Sealed in Our Presence:

Witness Printed Name: Lisa m MARtin

104 BA HWY 112 ham QA 31779

Witness Printed Name: David Jefferson

Address: 104 Straphon Dr thimasuille, GA 31757 Address:

615 Timber Pond Dr. Brandon, FL 33510

State of Florida County of Hillsborough

The foregoind instrument was executed and acknowledged before me this 19 of March, 2024, by means of 1 Physical Presence or 1 Online Notarization, by Brian J Coody , who is/are personally known to me or who has produced a valid driver's license as identification. Notary Profice EV

My Source of Expires: \$2 / 9/2-7

EXPIRES

GEORGIA

DECEMBER 18, 2027

DECEMBER 18, 2027

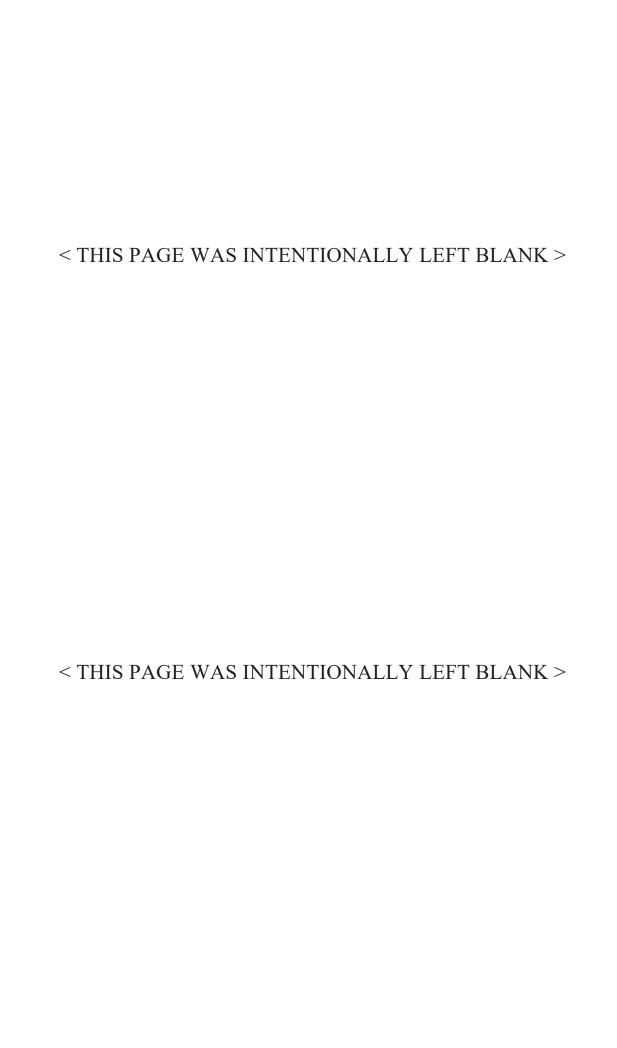
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24-1157

Prepared by:
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Jennifer Straus
1605 S. Alexander St. , #102
Plant City, FL 33563
incidental to the issuance of a title insurance policy
File No.: PC24-125261

above

In Witness Whereof, the said grantor has signed a written.	and sealed these presents the day and year first
Signed and Sealed in Our Presence:	
(Busty Winout	Justin K. Taronski
Witness Printed Name: Kristy Winant	4
Addres 12000 N. Dale Mabry Hwy. Suite 140 Tampa, FL 33618	
Witness Printed Name: MUSSA Jancu	
	Address:
Address:12000 N. Dale Mabry Hwy. Suite 140 Tampa, FL 33618	615 Timber Pond Dr. Brandon, FL 33510
State of Florida County of Hillsborough	
The foregoing instrument was executed and acknow means of Physical Presence or Online , who is/are personally known to me or who has pro	Notarization, by Justin K. Targonski
Notary Public Kristy Winant	
My Commission Expires:	, шинини,
(SEAL)	N. W.
	NOTARY BUBLIC PUBLIC OF FLORISM





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## Variance Application Package



#### **Instructions to Applicants for Requests Requiring Public Hearing:**

#### I. Prior to completing this application:

If you have any questions regarding your proposed project prior to submittal of this application, please email ZoningIntake-DSD@HCFLGov.net.

Please ensure you gather items that will need to be submitted prior to submitting your application as incomplete applications will not be accepted. Some of the items necessary may be obtained as follows:

- Property information such as folio numbers, future land use, current zoning, section/township/range and other
  information may be obtained by using the <u>Hillsborough County Map Viewer</u> and searching for the necessary
  address in the search bar at the top.
- Sunbiz Forms may be obtained by visiting <u>Sunbiz.org</u>.
- A Copy of the Current Recorded Deed(s) may be obtained by visiting the Hillsborough County Property Appraiser's
  website at <u>HCPAFL.org</u> and conducting a Property Search. Search by folio number or property address and select
  the correct result. Scroll down to 'Sales History' and select the most recent 'Instrument Number'. Select one of
  the results to view and save the current recorded deed.
- Close Proximity Property Owners List may be requested by emailing gisdept@hcpafl.org. Include all folio numbers
  and the buffer area in the request. Please Note: If your property has an Agricultural Future Land Use Designation
  or a Future Land Use Designation of RES-1 you must obtain a list of all property owners within 500 feet of the
  subject property. For all other Future Land Use Categories you must obtain a list of all property owners within 300
  feet of the subject property.

#### II. Application submittal:

Part A and Part B of the submittal requirements include specific requirements and their requisite forms necessary for a complete and sufficient application submission.

- Part A will verify the property owner has authorized the application and includes forms and documents needed to verify the area for the proposed change.
- Part B includes the specific additional submittal requirements for the type of application being submitted.

Documents must be submitted as separate PDF documents with a minimum image resolution of 300 dpi labeled according to their contents and submitted in a single email to <a href="mailto:ZoningIntake-DSD@HCFLGov.net">ZoningIntake-DSD@HCFLGov.net</a>. Incomplete submittals will receive an email indicating the documents that are missing and will require a full resubmittal.

**IMPORTANT**: Review the entire application (both Parts A and B) for completeness prior to submission. Ensure you have your complete application submitted by 3:00 PM on the <u>cut-off day for your desired hearing</u> or your application will miss the cut-off and be continued to the next hearing date. Incomplete applications will not be accepted.

#### **III. Post-application submittal:**

Complete submittals will receive a payment request email. The deadline to make the payment is **one business day** after you receive this request. Failure to complete the payment by the deadline will result in application delays and/or additional Fastrack fees. Please view our <u>current fee schedule</u> for a list of zoning fees. Payments must be made through the <u>HillsGovHub portal</u>. Instructions on how to <u>create an account</u> and <u>how to make a payment</u> are also available.

Remember, the Hillsborough County Land Development Code requires public notice for this category of application. After payment is received, you will receive a Letter of Notice that must be sent to all addresses on the Adjacent Property Owners List and/or HOA list. A Certificate of Mailing must also be provided. Instructions on completing your Letter of Notice and obtaining a Certificate of Mailing, will be sent with the Letter of Notice via email. Mailing deadlines and the deadline to submit the certificate of mailing will also be included on this email.



### **Submittal Requirements for Applications Requiring Public Hearings**

Official Use Only			
Application No:	<u></u>	Intake Date:	
Hearing(s) and type: Date:	Type:	Receipt Number:	
Date:	Type:	Intake Staff Signature:	
Applicant/Representative: todd pressmar	Phone:727-804-1760		
Representative's Email: todd@pressma	ninc.com		

The following information is used by reviewing agencies for their comments and should remain constant, with very few exceptions, throughout the review process. Additional reviews, such as legal description accuracy, compatibility of uses, agency reviews, etc., will still be conducted separately and may require additional revisions.

The following ownership information must be provided and will verified upon submission initial submittal. If you are viewing this form electronically, you may click on each underlined item for additional information.

Part A: Property Information & Owner Authorization Requirements				
Inc	cluded	N/A	Requirements	
1	X		Property/Applicant/Owner Information Form	
2	X		Affidavit(s) to Authorize Agent (if applicable) NOTE: All property owners must sign either the Application form or the Affidavit to Authorize Agent. If property is owned by a corporation, submit the Sunbiz information indicating that you are authorized to sign the application and/or affidavit.	
3	X		<u>Sunbiz Form</u> (if applicable). This can be obtained at <u>Sunbiz.org</u> .	
4	$\times$		<u>Property/Project Information Sheet</u> All information must be completed for each folio included in the request.	
5	X		Identification of Sensitive/Protected Information and Acknowledgement of Public Records	
6	X		Copy of Current Recorded Deed(s)	
7	$\times$		Close Proximity Property Owners List	
8	$\times$		Legal Description for the subject site	
9		X	Copy of Code Enforcement/Building Code Violation(s) (if applicable)	
10		X	Fastrack Approval (if applicable)	

Additional application-specific requirements are listed in Part B.



## Property/Applicant/Owner Information Form

Official	l Use Only	
Application No:	Intake Date:	
Hearing(s) and type: Date: Type:	Receipt Number:	
Date: Type:	Intake Staff Signature:	
Property	Information	
Address:	City/State/Zip:	
	SC-3 Future Land Use: R-4 Property Size: .43	
Property Ow	ner Information	
Name:	813-909-5904 Daytime Phone	
Address: 12614 Castle Hill Dr.	City/State/Zip:	
Email:	Fax Number	
	-Information	
-	727-804-1760	
	St. petersburg, FL 33701	
todd@pressmaninc.com Fax Number		
Applicant's Representat	ive (if different than above)	
todd pressman, pressman & Assoc., Inc.	727-804-1760	
	St. petersburg, FL 333701	
todd@pressmaninc,com Fax Number		
I hereby swear or affirm that all the information provided in the submitted application packet is true and accurate, to the best of my knowledge, and authorize the representative listed above	I hereby authorize the processing of this application and recognize that the final action taken on this petition shall be binding to the property as well as to the current and any future owners.	
to act on my behalf on this application.  Signature of the Applicant	Signature of the Owner(s) – (All parties on the deed must sign)	
todd pressman, pressman & Assoc., Inc	todd pressman, pressman & Assoc. Inc.	

Type or print name

Type or print name



#### PARCEL INFORMATION HILLSBOROUGH COUNTY FLORIDA

Jurisdiction	Unincorporated County
Zoning Category	Residential
Zoning	RSC-3
Description	Residential - Single-Family Conventional
Flood Zone:X	AREA OF MINIMAL FLOOD HAZARD
FIRM Panel	0393H
FIRM Panel	12057C0393H
Suffix	Н
Effective Date	Thu Aug 28 2008
Pre 2008 Flood Zone	Х
Pre 2008 Firm Panel	1201120393D
County Wide Planning Area	Brandon
Community Base Planning Area	Brandon
Census Data	Tract: 013407 Block: 1002
Future Landuse	R-4
Urban Service Area	USA
Mobility Assessment District	Urban
Mobility Benefit District	2
Fire Impact Fee	Central
Parks/Schools Impact Fee	CENTRAL
ROW/Transportation Impact Fee	ZONE 7
Wind Borne Debris Area	Outside 140 MPH Area
Competitive Sites	NO
Redevelopment Area	NO



Folio: 74661.0000 PIN: U-10-30-20-200-000002-00001.0 Tampa Bay Properties I Llc Mailing Address: 12614 Castle Hill Dr null Tampa, Fl 33624-4127 Site Address: 618 Valle Vista Dr Brandon, Fl 33511

SEC-TWN-RNG: 10-30-20 Acreage: 0.43608201 Market Value: \$411,699.00 Landuse Code: 0100 Single Family

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2. Any decision made or action taken or not taken by any person in reliance upon any information or data furnished hereunder.

