Special Use-Alcoholic Beverage Permit with Waivers Application:

SU-AB 24-0488

**LUHO Hearing Date:** 

April 22, 2024

**Requested Classification:** 3-PS



**Development Services Department** 

#### 1.0 APPLICATION SUMMARY

Applicant: Adam Capital Investments 3 Inc.

Zoning: PD

FLU Category: RES-20

Service Area: Urban

Community Plan Area: University

Overlay: New Tampa Commercial

Overlay

Special District: None

Use: Retail Sales

Total Wet Zone Area Requested: 2,633 square feet

Inside Area Requested: 2,633 square feet

Outside Area Requested: 0 square feet

Location: 14913 Bruce B Downs Boulevard (Folio# 34787.0000)



## Introduction Summary:

Pursuant to Land Development Code (LDC) Section 6.11.11, the request is for a distance separation waiver for a 3-PS Alcoholic Beverage Development Permit (AB) for the sale of beer, wine, and liquor to be sold in sealed containers only for the consumption off the permitted premises (package sales). The wet zoning is sought for a proposed liquor and cigar store, Bull Liquor and Cigars, that will be a total of 2,633 square feet of indoor area. The property is zoned PD 83-0165, modified by PRS 89-0095, which allows the host use and consideration of the proposed wet zoning.

Distance Separation Requirements	Complies with Requirement
Distance to Certain Community Uses Shall Be 500 feet	Yes
Distance to Residentially Zoned Property Shall be 250 Feet	No
No More than 3 Approved Alcoholic Beverage uses within 1,000 feet	Yes

Development Services Recommendation:			
Approvable, Subject to Conditions			
Existing Alcoholic Beverage Permit Being Rescinded:	Yes	Existing Alcoholic Beverage Permit Number:	SU-AB 01-0432

APPLICATION NUMBER: SU-AB 24-0488

LUHO HEARING DATE: APRIL 22, 2024

REQUESTED CLASSIFICATION: 3-PS Case Reviewer: Jared Follin

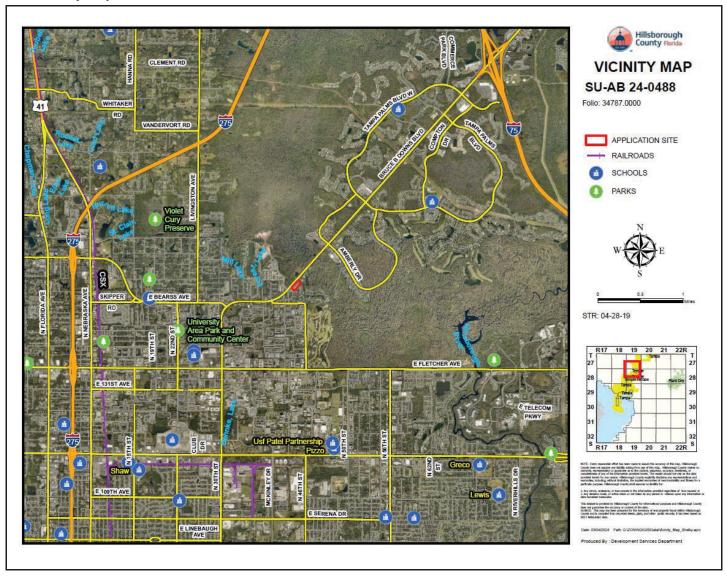
2.0 REQUESTED DISTANCE SEPARATION WAIVER DETAILS			
Requested Waiver	Waiver Distance	Resulting Separation	
Distance from proposed structure to	250 feet	206'	44'
residentially zoned property			
Applicant's Justification:			

Real property owned by SFP Oak Ramble, LLC and SFP Oak Ramble II, LLC is located at 14913 Bruce B. Downs Blvd. The real property is a shopping plaza and applicant's current liquor business is located in Suite 404 and wish to move to Suite 407 which is the end unit of the shopping plaza to provide beer/wine/liquor to the neighborhoods of Tampa Palms and North Tampa. Since the current liquor store was approved and has been operating over 10 years, granting the distance requirement waiver should not adversely affect neighboring properties.

Case Reviewer: Jared Follin

## 3.0 LAND USE MAP SET AND SUMMARY DATA

## 3.1 Vicinity Map



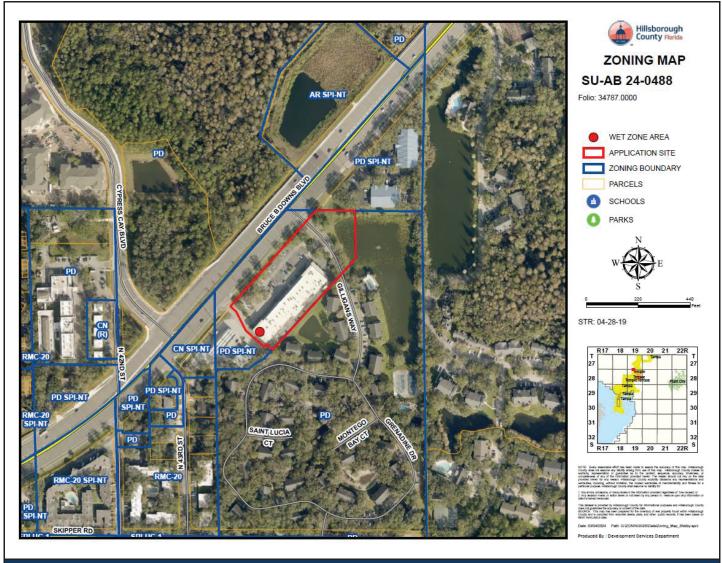
## Context of Surrounding Area:

The surrounding area is a mixture of commercial, office and multifamily uses along Bruce B Downs Blvd., a major arterial highway, with 8 lanes and approximately 190 feet of right of way width.

REQUESTED CLASSIFICATION: 3-PS Case Reviewer: Jared Follin

## 3.0 LAND USE MAP SET AND SUMMARY DATA

## 3.2 Immediate Area Map



Adjacent Zonings and Uses			
Location:	Zoning:	Land Use:	
North	PD 89-0028	Medical Office Uses	
South	PD 83-0165	Multi-family residential	
East	PD 83-0165	Multi-family residential	
West	PD 83-0165	Convenience store	

APPLICATION NUMBER: SU-AB 24-0488

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### 4.0 Staff Findings

LDC Section 6.11.11.E.3 provides for approval of separation waivers where there are "special or unique circumstances where the alcoholic beverage use applied for does not have significant impacts on surrounding land uses and certain circumstances negate the necessity for the specified distance requirements."

The proposed wet zone area entrance faces towards Bruce B Downs Blvd., away from the multifamily residential development to the south and east of the property. The PD zoning is approved for the neighborhood shopping center adjacent to the multifamily residential use. An existing 3-PS alcoholic beverage permit has existed within the subject shopping center since 2001 (SU-AB 01-1257). The applicant wishes to move to a larger tenant space within the existing shopping center. The existing shopping center is separated from the multifamily residential use to the south and east by a concrete block wall. No pedestrian or vehicular traffic is permitted directly between the two properties. The normal route of travel, for pedestrians and vehicular traffic, from the proposed wet zone area to the entrance of the apartment complex is approximately 900 feet.

For the reasons discussed above, staff finds the proposed wet zoning does not pose significant impacts on surrounding land uses and the necessity for the specified distance requirements is negated.

## 5.0 RECOMMENDATION AND PROPOSED CONDITIONS (If Applicable)

Staff finds the proposed 3-PS Alcoholic Beverage Permit to be **APPROVABLE subject to conditions.** Approval is based upon the wet zone survey reflecting a total wet zone footprint of 2,633 square feet, as shown on the wet zone survey received February 23, 2024.

1. Upon approval of SU-AB 24-0488, the existing 2-COP wet zoning of the premises, SU-AB 01-0432 shall be rescinded.

**Zoning Administrator Sign Off:** 

Colleen Marshall Tue Apr 9 2024 16:21:22

SITE, SUBDIVISION AND BUILDING CONSTRUCTION IN ACCORDANCE WITH HILLSBOROUGH COUNTY SITE DEVELOPMENT PLAN & BUILDING REVIEW AND APPROVAL.

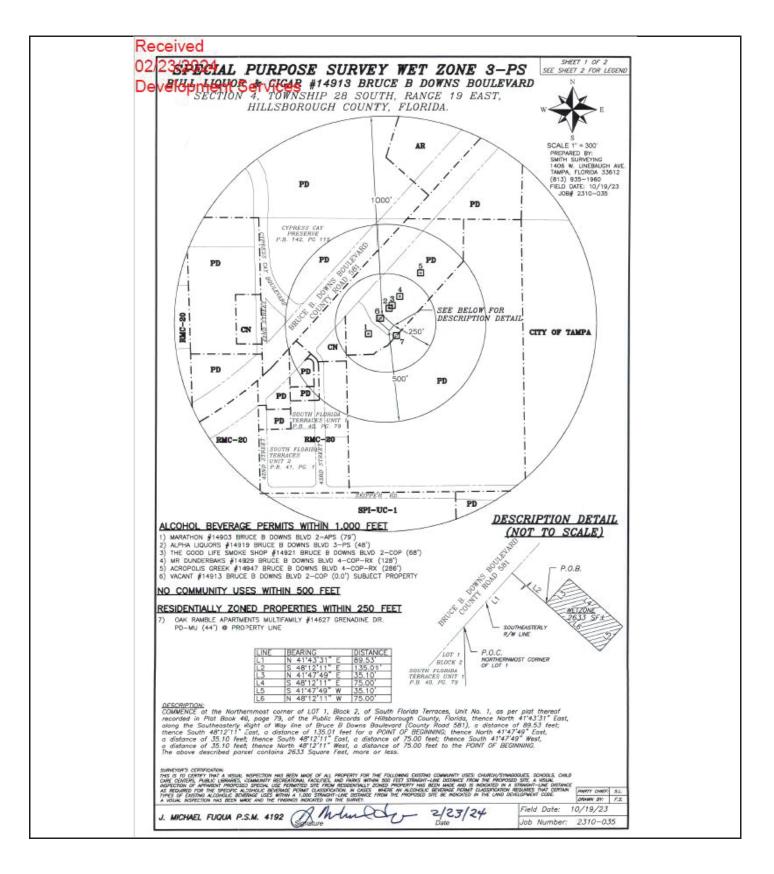
Approval of this special use petition by Hillsborough County does not constitute a guarantee that the project will receive approvals/permits necessary for site development as proposed will be issued, nor does it imply that other required permits needed for site development or building construction are being waived or otherwise approved. The project will be required to comply with the Site Development Plan Review approval process in addition to obtain all necessary building permits for on-site structures.

APPLICATION NUMBER: SU-AB 24-0488

LUHO HEARING DATE: APRIL 22, 2024

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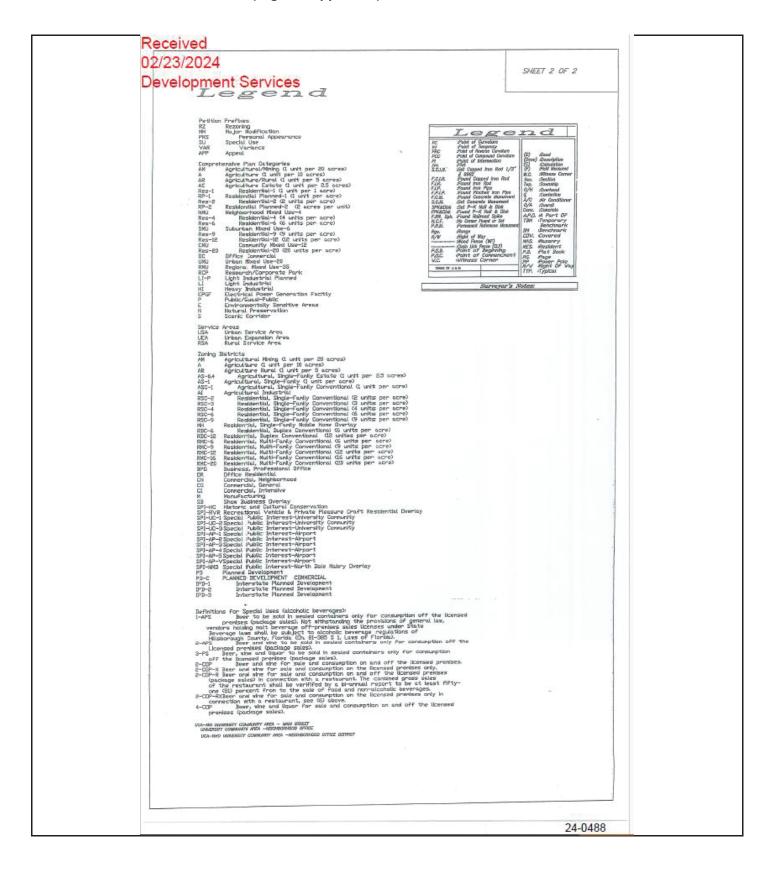
#### **6.0 PROPOSED WET ZONE SURVEY**



LUHO HEARING DATE: APRIL 22, 2024

REQUESTED CLASSIFICATION: 3-PS Case Reviewer: Jared Follin

## 6.0 PROPOSED WET ZONE SURVEY (Page 2 if Applicable)





Attachment No. 1: The summary of Bull Liquor & Cigars business expansion Project

- 1. How long has been open at the current location: 2/9/2022
- 2. Why he wants to move: the business at the current location has been positive since it was opened. No extra space to accommodate a variety of liquor, wine, and spirits to meet the customers needs. The new location was occupied when Jehad signed off the current lease, but the previous tenant has been moved out and became available. The new suite is much bigger and located at the end of the shopping plaza which is convenient for the customers to drive and higher visibility of the store from the main road, Bruce B. Downs Blvd, Tampa, FL.
- 3. How many employees the new locations will have: 3-3.5 FTE
- 4. Who will be running the business: Jehad's brother, Ibrahem who is the current general manager of Jehad's business locations, two full time cashier, and one part time cashier to cover the peak time together.
- 5. Current Location on Google Maps



6. Inside image of Bull Liquor & Cigar



## 7. Outside of the current location



## 8. New Location



#### 9. Products & Services

Bull Liquor and Cigars currently retails limited liquors, beers and wines because of the retail space of 1500 Sqft, but at the new location of 2,635 sqft, more variety and high-valued products will be retailed and customer service will be enhanced to exceed customers' needs and expectations. The following categories will be considered to be extended at the new location.

- Liquors
- Beers (Bud Light, Coors Light, Miller Lite, Budweiser, Michelob Ultra-Light, Natural Light, Busch Light, Bush, Sierra Nevada Pale Ale, Keystone Light, Pabst Blue Ribbon, Bud Light Lime, Bud Light Platinum Lager et al)
- Locally Crafted Beers (Pale Beers, Amber Beers, Dark Beers, Hebrew Beers, Gluten Free, Organic Brews, Cider et al)
- Wines
- Distilled spirits
- Martinis
- Cigars and Tobacco
- Lottery
- Assorted Pairing products for charcuterie board

### 10. Business Success Factors

Bull Liquor and Cigar is primed for business success by offering the following competitive advantages:

- Ultra-convenient retail location that serves the majority of the Tampa Palms, Lutz residents, and
  USF students. Since retail location is critical to attract the traffic and customer profile required to
  generate planned sales volumes, Bull Liquor and Cigar will be held in a highly-traffic and
  convenient retail location that is known and frequented by the majority of Tampa Palms, Lutz
  residents, and USF students.
- Pricing is moderate and on par with competitors so customers feel they receive value.
- Systematic sales, and promotion plans, and membership rewards program among two stores between Bull Market and Bull Liquor & Cigars Jehad Hasan currently owns.
- Large selection of popular beer, wine, and liquor, as well as a selection of alcohols that are not readily available in Tampa Palms, Lutz, and USF areas.

This instrument prepared by and to be returned to:
Julius J. Zschau, Esquire
Pennington, Moore, Wilkinson, Bell & Dunbar, P.A.
2701 North Rocky Point Drive, Suite 930
Tampa, Florida 33607
(813) 639 9599

## INSTR # 2003270077

O BK 12825 PG 1434

RECORDED 07/08/2003 10:53:18 AM RICHARD AKE CLERK OF COURT HILLSBOROUGH COUNTY DOC TAX PD(F.S.201.02) 34,300.00 DEPUTY CLERK S Edson

## **SPECIAL WARRANTY DEED**

THIS SPECIAL WARRANTY DEED, made this day of \_\_\_\_\_\_, 2003, by and between PITTWAY PLAZA ASSOCIATES, LTD., a Florida limited partnership as Grantor, whose address is 2915 S.R. 590, Suite 21, Clearwater, FL 33759, and SFP OAK RAMBLE, LLC, a Delaware limited liability company and SFP OAK RAMBLE II, LLC, a Delaware limited liability company, as tenants in common, as Grantee, whose address is 3190 Doolittle Drive, Northbrook, IL 60062.

## WITNESSETH:

THAT the Grantor, for and in consideration of the sum of Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration, to it in hand paid by the Grantee, the receipt and sufficiency whereof is hereby acknowledged, hereby grants, bargains and sells to the Grantee, its heirs, personal representatives, successors and assigns forever, the following described real property, located and situate in the County of Hillsborough, State of Florida, to wit:

See Exhibit "A" attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD the same in fee simple forever as joint tenants with right of survivorship.

This conveyance is subject to the following:

- 1. Taxes and assessments for the current year, and subsequent years;
  - 2. Zoning and other governmental regulations;
- 3. Conditions, restrictions, agreements, limitations and easements of record; if any, but this provision shall not operate to reimpose the same; and

The benefits and obligations hereunder shall inure to and shall be binding upon the heirs, personal representatives, administrators, successors and assigns of the respective parties hereto. The Grantor does hereby fully warrant the title to the real property hereby

conveyed and will defend same against the lawful claims of all persons claiming by, through or under Grantor, but not otherwise.

IN WITNESS WHEREOF, the Grantor has caused this Special Warranty Deed to be executed the day and year first above written.

Signed, sealed and delivered in the presence of:

"Grantor"

PITTWAY PLAZA ASSOCIATES, LTD., a Florida limited partnership

Print Name: Gary F. Queen, General Partner

Signature

<u> Chrishiau F. O'Ryan</u> Print Name

Signature

Print Name

STATE OF FLORIDA

COUNTY OF Hillsborough

The foregoing instrument was acknowledged before me this day of 2003, by Gary F. Queen, General Partner of Pittway Plaza Associates, Ltd., a Florida limited partnership, on behalf of the partnership. [He] is personally known to me or in as produced do driver's week sidentification.

Notary Public

Print Name:\_

My commission expires:

Brenda F. Nesbitt
MY COMMISSION # CC993576 EXPIRES
January 15, 2005
BONDED THRU TROY PAIN INSURANCE, INC.

## EXHIBIT 'A'

Commencing at the Southeast corner of the Northeast quarter of the Northwest quarter Section 4, Township 28 South, Range 19 East, run thence North 00 degrees 53' 28" West along the East line of the said Northeast quarter of the Northwest quarter a distance of 1387.32 feet; run thence North 89 degrees 31' 31" West a distance of 285.96 feet to the Point of Beginning; thence run South 00 degrees 28' 29" West a distance of 208.12 feet; thence South 41 degrees 43' 31" West a distance of 570.36 feet to a point on a curve concave Southeasterly and having a radius of 185.00 feet; thence from a tangent bearing of South 67 degrees 27' 43" West run along the arc of said curve 77.81 feet through a central angle of 24 degrees 05' 59" West; thence run along a nontangent bearing of South 88 degrees 33' 26" West a distance of 138.12 feet; thence North 01 degrees 26' 34" West a distance of 191.46 feet to the Southeasterly right-of-way line of State Road 581; run thence along said right-of-way line North 41 degrees 43' 31" East a distance of 657.83 feet; thence run South 89 degrees 31' 31" East a distance of 150.00 feet to the Point of Beginning.

## LESS AND EXCEPT THE FOLLOWING DESCRIBED OUTPARCEL:

A tract of land lying and being in Section 4, Township 28 South, Range 19 East, Hillsborough County, Florida, being more particularly described as follows:

Beginning at the Northermost corner of Lot 1, Block 2, of "South Florida Terraces, Unit No. 1", according to the map or plat thereof as recorded in Plat Book 40, Page 79 of the Public Records of Hillsborough County, Florida, said Point of Beginning also being a point on the Southeasterly right-of-way line of Bruce B. Downs Boulevard (S.R. No. 581); run thence North 41 degrees 43' 31" East, along said Southeasterly right-of-way line, 100 feet; thence departing said right-of-way line, South 48 degrees 16' 29" East, 33.48 feet; thence South 26 degrees 40' 41" East 89.77 feet; thence South 49 degrees 16' 29" East, 30 feet; thence North 41 degrees 43' 31" East, 15 feet; thence South 48 degrees 16' 29" East, 30 feet; thence South 41 degrees 43' 31" West, 52.06 feet to the beginning of a curve concave to the Southeast, having a radius of 185.00 feet and an included angle of 24 degrees 05' 59"; thence 77.48 feet along the arc of said curve (chord bearing South 55degrees 24' 44" West; 77.24 feet) to the end of said curve; thence South 88 degrees 33' 26" West, 138.17 feet to a point on the East boundary of said Lot 1, Block 2 of "South Florida Terraces, Unit No. 1" thence along said East boundary, North 01 degrees 25' 41" West, 191.46 feet to the Point of Beginning.

The above described parcel being more particularly described as follows:

Commencing at the Southeast corner of the Northeast ¼ of the Northwest ¼ of Section 4, Township 28 South, Range 19 East; run thence North 00° 53' 28" West along the East line of the said Northeast ¼ of the Northwest ¼ a distance of 1387.32 feet; run thence North 89° 31' 31" West a distance of 285.96 feet to the Point of Beginning; thence run South 00° 28' 29" West a distance of 208.12 feet; thence South 41° 43' 31" West a distance of 516.50 feet; thence North 48° 16' 29" West a distance of 30.00 feet; thence South 41° 43' 31" West a distance of 15.00 feet; thence North 49° 16' 29" West a distance of 103.05 feet; thence North 26° 40' 41" West a distance of 89.77 feet; thence North 48° 16' 29" West a distance of 33.48 feet to the Southeasterly right-of-way line of State Road 581; run thence along said right-of-way line North 41° 43' 31" East a distance of 557.83 feet; thence run South 89° 31' 31" East a distance of 150.00 feet to the Point of Beginning.

TOGETHER WITH Drainage Easement set forth in Declaration of Drainage Easement recorded in Official Records Book 4324, Page 796 and Corrected and Restated in Official Records Book 4850, Page 1663, and TOGETHER WITH Reciprocal Access Easement recorded in Official Records Book 10337, Page 173, all of the Public Records of Hillsborough County, Florida.



Received 02/23/2024



# (SU-AB Waiver) Submittal Requirements for Applications Requiring Public Hearings

Application No:		Intake Date: 02/26/2024  Receipt Number: 344684  Intake Staff Signature: Praad
Applicant/Representative: Jehad Hasan		Phone: 813-316-3375 cell
Representative's Email: <u>adrian.rainwaterca</u>	apital@gmail.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

	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	X		<u>Property/Project Information Sheet</u> All information must be completed for each folio included in the request.	
5	K		Identification of Sensitive/Protected Information and Acknowledgement of Public Records	
6	X		Copy of Current Recorded Deed(s)	
7	X		Close Proximity Property Owners List	
8	$\mathbf{x}$		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 of this packet.



# Property/Applicant/Owner Information Form

Application No: $24-0488$ Hearing(s) and type: Date: $04/22/2024$ Type:	LUHO	Intake Date: 02/26/2024  Receipt Number: 344684  Intake Staff Signature: 12 Jandra Prado		
Pro	perty Information	anne de la compacta del la compacta de la compacta del la compacta de la compacta del la compacta de la compact		
Address:14913 Bruce B. Downs Blvd	City/State/Zip	Tampa, FL 33613		
TWN-RN-SEC: 28-19-4 Folio(s): 034787- Zon	ing: PDFuture	e Land Use: R-20 Property Size: 3.63 Acreage		
	ty Owner Informatio	7.4 0		
Name: SFP Oak Ramble, UC		Daytime Phone 847 753-lole 00		
Address: 3190 Dool, He Drive	City/State/Zip:_	NOAHbrauk, IC GOOKZ		
Email: SFF ESCO @Smail Com				
Арр	licant Information			
Name: Adam Capital Investmen	ts 3 INC.			
Address: 14913 Bruce B. DOWNS B				
Email: 16 rahen hassan 1094 @gma		Fax Number		
Applicant's Repre	sentative (if different	t than above)		
Name: Jehad Hasan/President	F)	Daytime Phone 8/3 - 316 - 3375		
Address: 14913 Brace B. Downs	Block to 15th 17th	Tang H . 33613-2800		
Email: Jehad Nasan 1988 1991 @ich	oud-cay	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 to act on my behalf on this application.  Signature the Applicant  Jehad Hasan  Type or print name	e and recog petition sl the currer	uthorize the processing of this application nize that the final action taken on this pall be binding to the property as well as to the and any future owners.  The Owner(s) – (All parties on the deed must sign)  The Owner(s) – (All parties on the deed must sign)		

3 of 9



## PARCEL INFORMATION HILLSBOROUGH COUNTY FLORIDA

Jurisdiction	Unincorporated County
Zoning Category	Planned Development
Zoning	PD
Description	Planned Development
RZ	83-0165
Zoning Category	Planned Development
Zoning	PD
Description	Planned Development
Overlay	SPI-NT
RZ	83-0165
Flood Zone:X	AREA OF MINIMAL FLOOD HAZARD
FIRM Panel	0210H
FIRM Panel	12057C0210H
Suffix	Н
Effective Date	Thu Aug 28 2008
Pre 2008 Flood Zone	Х
Pre 2008 Flood Zone	X500
Pre 2008 Firm Panel	1201120210E
County Wide Planning Area	University Area Community
Planned Development	PD
Re-zoning	null
Minor Changes	null
Major Modifications	null
Personal Appearances	89-0095
Census Data	Tract: 011015 Block: 4013
Census Data	Tract: 011015 Block: 4011
Future Landuse	R-20
Urban Service Area	TSA
Waste Water Interlocal	City of Tampa Waste Water
Water Interlocal	City of Tampa Water
Mobility Assessment District	Urban
Mobility Benefit District	1
Fire Impact Fee	Northwest
Parks/Schools Impact Fee	NORTHEAST
ROW/Transportation Impact Fee	ZONE 1
Wind Borne Debris Area	Outside 140 MPH Area
Overlay District	New Tampa Commercial
Competitive Sites	NO
Redevelopment Area	NO



Folio: 34787.0000 PIN: U-04-28-19-ZZZ-000001-24870.0 Sfp Oak Ramble Llc And Sfp Oak Ramble Ii Llc Mailing Address: 3190 Doolittle Dr null Northbrook, II 60062-2409 Site Address: 14913 Bruce B Downs Blvd Tampa, Fl 33613

SEC-TWN-RNG: 04-28-19 Acreage: 3.63663006 Market Value: \$6,097,100.00 Landuse Code: 1630 Store/shp Cente

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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.

