Special Use Application: SU-SCH 23-0481

LUHO MEETING DATE:

NOVEMBER 20, 2023

CASE REVIEWER: SAM BALL



Development Services Department

1.0 APPLICATION SUMMARY

Applicant: David Wright, TSP Companies,

INC.

Zoning: ASC-1

FLU Category: RES-1

Service Area: Rural

Site Acreage: 30.45 acres

Community Plan Area: East Rural

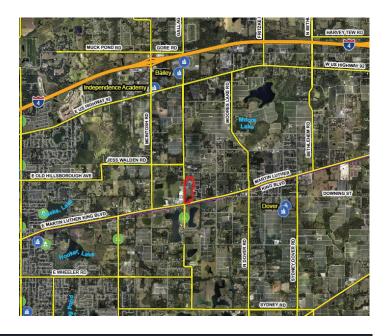
Overlay: None

Special District: None

Request: Special Use Permit for School

Location: 3223 Gallagher Road, Dover;

Folio 84609.0000



REQUEST DETAILS

The applicant is requesting special use approval for a school with a maximum enrollment of 260 students in grades K-12. The subject property covers 30.43 acres and is located at the northeast corner of the Dr. Martin Luther King, Jr. Boulevard and Gallagher Road intersection in Dover. The subject property is developed for a 2,000 seat First Baptist Church sanctuary, Sunday school spaces, cemetery, and a 120-student daycare. If approved, the school would be constructed in three phases and operate as an additional use to the existing uses. The subject property's zoning designation, ASC-1, allows for a private and charter schools as a special use in accordance with Land Development Code (LDC), Section 6.11.88.

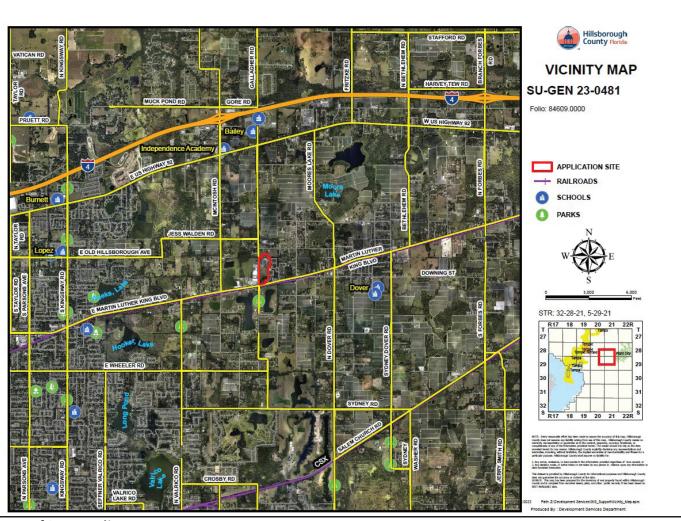
SETBACKS	Proposed Setbacks (Ft.)	Proposed Buffer/Screening
North	15	10-foot/Type "A"
South	50	NA
East	15	10-foot/Type "A"
West	50	NA

Additional Information		
Waiver(s) to the Land Development Code	None requested as part of this application.	
Variances(s) to the Land Development Code	None requested as part of this application.	

Planning Commission Recommendation:	Development Services Recommendation:
Consistent	Approvable, Subject to Conditions

2.0 LAND USE MAP SET AND SUMMARY DATA

2.1 VICINITY MAP



CASE REVIEWER: SAM BALL

Context of Surrounding Area:

The subject property is located at the northeast corner of Dr. Martin Luther King Boulevard and Gallagher Road in Dover between McIntosh Road and Moores Lake Road. The properties in the general vicinity comprise a variety of uses and multiple zoning designations. Such uses include agriculture, food packing, low-density single-family, multi-family, residential, not-for-profit health care, and recreation.

North: the adjoining properties to the north are zoned ASC-1 and RSC-2 and are developed for single-family residential use.

South: opposite of Dr. Martin Luther King, Jr. Boulevard to south, the County owned property is developed as a park and recreational facility. The adjoining property to the south is developed for single-family and warehousing uses. Each of the properties to the south are zoned ASC-1.

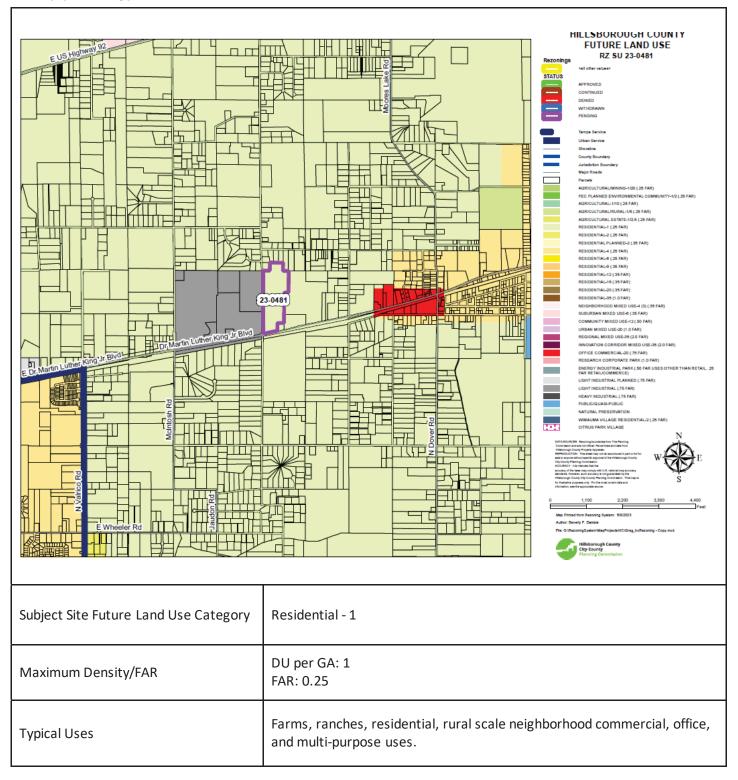
East: the abutting properties to the east include a single-family residence on a property zoned ASC-1 and a PD with properties that are developed for multi-family and not-for-profit health services.

West: the properties to the west, across Gallagher Road, are zoned M and CI and are develop for packing plant use.

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2.0 LAND USE MAP SET AND SUMMARY DATA

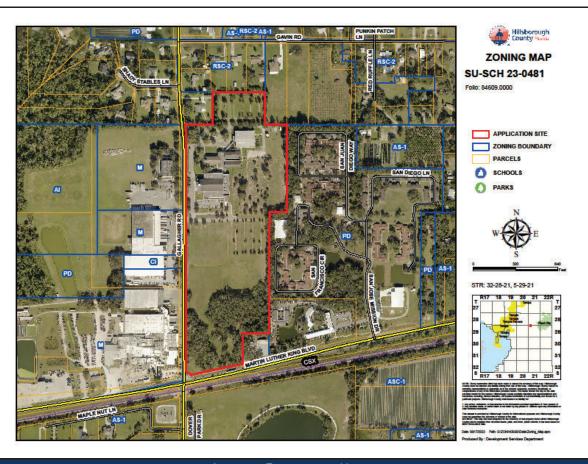
2.2 FUTURE LAND USE MAP



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2.0 LAND USE MAP SET AND SUMMARY DATA

2.3 IMMEDIATE AREA MAP

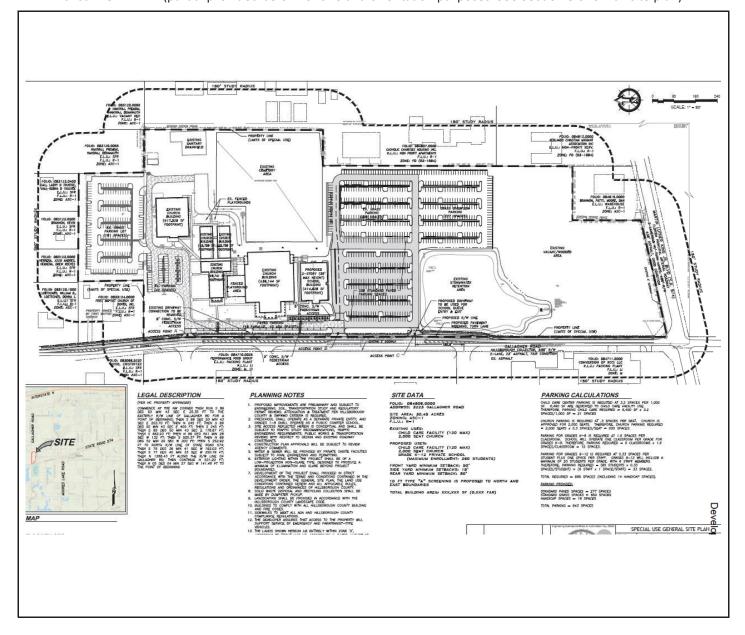


Adjacent Zonings and Uses				
Location	Zoning	Maximum Density/FAR Permitted by Zoning District	Allowable Use	Existing Use
North	RSC-2	DU per GA: 2 FAR: NA	Residential, Single-Family	Residential, Single-Family
NOITH	ASC-1	DU per GA: 1 FAR: NA	Agriculture, Single-Family	Residential, Single-Family
South	ASC-1	DU per GA: 1 FAR: NA	Agriculture, Single-Family	Mixed Use: Single-Family & Warehouse
ASC-1	DU per GA: 1 FAR: NA	Agriculture, Single-Family	Park & Recreation Facility, County Owned	
East	PD 03-1584	DU per GA: 3.2 FAR: 0.15	122 Farm Worker Dwellings & 2 Single-Family Dwellings	Residential, Multi-Family; non- profit clinic
Last	ASC-1	DU per GA: 1 FAR: NA	Agriculture, Single-Family	Residential, Single-Family
West	М	DU per GA: NA FAR: 0.75	Manufacturing, Processing or Assembling Uses, Intensive Commercial Uses	Packing Plant
***************************************	CI	DU per GA: NA FAR: 0.30	Intensive Commercial	Packing Plant

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2.0 LAND USE MAP SET AND SUMMARY DATA

2.4 PROPOSED SITE PLAN (partial provided below for size and orientation purposes. See Section 8.0 for full site plan)



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3.0 REQUESTED WAIN	/ERS TO LDC SECTION 6.11.88		
Requested Waiver: No	ne Requested	Result	
Justification:			
Requested Waiver		Result	
Justification:			

APPLICATION NUMBER:

SU-SCH 23-0481

4.0 REQUESTED VARIANCES: None Requested			
LDC Section	LDC REQUIREMENT	VARIANCE	RESULT

^{*}The applicant has provided variance criteria responses with their application. The hearing officer will be required to make a separate decision on each variance in conjunction with the subject Special Use application.

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5.0 TRANSPORTATION SUMMARY (FULL TRANSPORTATION REPORT IN SECTION 9 OF STAFF REPORT)

Adjoining Roadways (check if applicable)				
Road Name	Classification	Current Conditions	Select Future Improvements	
Gallagher Rd.	County Collector - Rural	2 Lanes ⊠ Substandard Road □Sufficient ROW Width	 □ Corridor Preservation Plan ☒ Site Access Improvements ☒ Substandard Road Improvements □ Other 	
	Choose an item.	Choose an item. Lanes ☐ Substandard Road ☐ Sufficient ROW Width	☐ Corridor Preservation Plan ☐ Site Access Improvements ☐ Substandard Road Improvements ☐ Other	
	Choose an item.	Choose an item. Lanes ☐ Substandard Road ☐ Sufficient ROW Width	☐ Corridor Preservation Plan ☐ Site Access Improvements ☐ Substandard Road Improvements ☐ Other	
	Choose an item.	Choose an item. Lanes □Substandard Road □Sufficient ROW Width	☐ Corridor Preservation Plan ☐ Site Access Improvements ☐ Substandard Road Improvements ☐ Other	

Project Trip Generation ☐ Not applicable for this request				
	Average Annual Daily Trips	A.M. Peak Hour Trips	P.M. Peak Hour Trips	
Existing	2,334	227	286	
Proposed	2,978	441	330	
Difference (+/-)	(+) 644	(+) 214	(+) 44	

^{*}Trips reported are based on net new external trips unless otherwise noted.

Connectivity and Cross Access \sum Not applicable for this request				
Project Boundary	Primary Access	Additional Connectivity/Access	Cross Access	Finding
North		None	Pedestrian	Meets LDC
South		None	None	Meets LDC
East		None	None	Meets LDC
West	Х	Vehicular & Pedestrian	None	Meets LDC
Notes:				

Design Exception/Administrative Variance □ Not applicable for this request			
Road Name/Nature of Request	Туре	Finding	
Gallagher Rd./ Substandard Rd.	Design Exception Requested	Approvable	
	Choose an item.	Choose an item.	
Notes:	-	•	

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6.0 ADDITIONAL SITE INFORMATION & AGENCY COMMENTS SUMMARY

INFORMATION/REVIEWING AGENCY				
Environmental:	Comments Received	Objections	Conditions Requested	Additional Information/Comments
Environmental Protection Commission	⊠ Yes □ No	☐ Yes ⊠ No	☐ Yes ☑ No	mornation, comments
Environmental Services	⊠ Yes □ No	□ Yes ⊠ No	□ Yes ⊠ No	
Natural Resources	☐ Yes ⊠ No	☐ Yes ☐ No	☐ Yes ☐ No	
Conservation & Environ. Lands Mgmt.	☐ Yes ⊠ No	☐ Yes ☐ No	☐ Yes ☐ No	
Check if Applicable:		/ater Wellfield Pro	tection Area	
 □ Wetlands/Other Surface Waters □ Use of Environmentally Sensitive Land Credit □ Wellhead Protection Area □ Surface Water Resource Protection Area 	☐ Coastal H☐ Urban/Sub	t Wildlife Habitat igh Hazard Area ourban/Rural Scen to ELAPP property		
Public Facilities:	Comments Received	Objections	Conditions Requested	Additional Information/Comments
Transportation ⊠ Design Exc./Adm. Variance Requested ⊠ Off-site Improvements Provided	⊠ Yes □ No	□ Yes ⊠ No	⊠ Yes □ No	
Service Area/ Water & Wastewater □Urban □ City of Tampa ⊠Rural □ City of Temple Terrace	☐ Yes ⊠ No	□ Yes □ No	□ Yes □ No	
Hillsborough County School Board				
Adequate \square K-5 \square 6-8 \square 9-12 \boxtimes N/A Inadequate \square K-5 \square 6-8 \square 9-12 \boxtimes N/A	□ Yes ⊠ No	☐ Yes ☐ No	□ Yes □ No	
· ·			□ No	
Inadequate ☐ K-5 ☐ 6-8 ☐ 9-12 ☒ N/A Impact/Mobility Fees				Additional Information/Comments

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7.0 IMPLEMENTATION RECOMMENDATIONS

7.1 COMPATIBILITY

Based on the residential, industrial, institutional, and recreational uses and zoning pattern in the vicinity, stafffinds the proposed school compatible with the zoning and development pattern within the area. Additionally, stafffinds that the proposed special use application complies with the school development requirements of LDC, Section 6.11.88.

7.2 RECOMMENDATION

Based on the above consideration, staff recommends approval of the request subject to conditions.

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8.0 PROPOSED CONDITIONS

Approval - Approval of the request, subject to the conditions listed below, is based on the general site plan submitted on October 17, 2023.

- 1. The site shall be limited to the following:
 - a. A church with a maximum of 2,000 seats;
 - b. Childcare center uses with a maximum enrollment of 120 students; and,
 - c. A private school (grades K-12) with a maximum enrollment of 260 students.
 - d. Existing cemetery as shown on the site plan.
- 2. All structures shall be located as shown on the site plan.
- 3. Buffering and screening shall be in accordance with the LDC Sec. 6.06.06 and as shown on the site plan.
- 4. Notwithstanding anything shown on the circulation and queuing plans to the contrary, annually, at the beginning of each school year, the property owner (at its sole expense) shall conduct traffic monitoring to assess the sufficiency of queuing both on-site and off-site at the project access points. Such report shall be submitted to the Hillsborough County Development Services and Public Works Departments. This annual monitoring requirement shall remain in effect for one (1) year beyond the time the total enrollment reaches 260 students. In the event that significant off-site queuing of vehicles at arrival or dismissal times is found, the school shall be required to submit corrective measures, which could include staggered arrival/departure times and/or a revised on-site circulation plan to alleviate off-site queuing. Such revised plans shall be subject to review and approval by Hillsborough County Public Works.
- 5. The phased parking and queuing and circulation plans (i.e. Sheets 3 through 8) of the Special Use plan set shall be considered conceptual and non-binding. Notwithstanding the foregoing, at the time of site/construction plan approval for each increment of development the developer shall submit detailed site plans, circulation and queuing plans, and event parking plans which comply with LDC Sec. 6.03.13 and other applicable requirements, and which reflect the site access locations and other external improvements shown on Sheets 1 and 2 of the Special Use plan set, as well as other conditions of approval herein this Special Use approval.
- 6. Notwithstanding anything shown on the SU site plan to the contrary, bicycle and pedestrian access may be permitted anywhere along the SU boundaries.
- 7. Concurrent with the next increment of development, the developer shall undertake the following site access improvements:
 - a. Close the existing middle driveway on Gallagher Rd. (i.e. that driveway shown on Sheet 1 of 8 and which is located between Access Point A and Access Point B), removing the concrete and resodding;
 - b. Construct a southbound to eastbound left turn lane at the northernmost project driveway (i.e. that driveway labeled as Access Point A on Sheet 1 of 8);
 - c. Construct a southbound to eastbound left turn lane at the southernmost project driveway (i.e. that driveway labeled as Access Point C on Sheet 1 of 8); and,
 - d. Construct a northbound to eastbound right turn lane at the southernmost project driveway (i.e. that driveway labeled as Access Point C on Sheet 1 of 8).
- 8. All phases of the project shall be served by the three (3) access connections shown in Sheet 1 of 8, i.e. Access Point A, Access Point B and Access Point C. Construction access shall be limited to these three connections. The developer shall include a note in each site/construction plan submittal which indicates same.
- 9. Vehicular traffic to and from the site shall be restricted as follows during Drop-Off and Pick-Up (DO/PU) Periods:

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- a. School traffic shall only be permitted to utilize Access Point C; and,
- b. Access Point B shall be closed utilizing a gate or cones starting 60 minutes prior to the morning and afternoon DO/PU periods and continuing until the end of the DO/PU process.
- 10. The private school shall not permit students to be dropped off outside of the school property, including along the property's Martin Luther King Blvd. or Gallagher Rd. frontages. In such instance, the school shall take any and all actions necessary to ensure such violations of the conditions of Special Use approval and Traffic Circulation and Queuing Plan are cured.
- 11. If SU 23-0481 is approved, the County Engineer will approve a Design Exception request (dated November 2, 2023) which was found approvable by the County Engineer (on November 6, 2023) for the Gallagher Rd. substandard road improvements. Notwithstanding anything herein, the Special Use plans or Design Exception to the contrary, as Gallagher Rd. is a substandard collector road the developer will be required to make certain improvements together with the next phase of development. Specifically, the developer will be required to install sidewalks and curb along the east side of Gallagher Rd., between MLK Blvd. and a point +/- 380 feet north of the project boundary.
- 12. The church shall comply with all requirements of Sec. 6.11.25, and the childcare center use shall comply with all requirements of Sec. 6.11.24.
- 13. Parking shall be provided for all uses in accordance with Sec. 6.05.00 of the Hillsborough County Land Development Code.
- 14. If the notes and/or graphics on the site plan are in conflict with specific zoning conditions and/or the LDC regulations, the more restrictive regulation shall apply, unless specifically conditioned otherwise. References to development standards of the LDC in the above stated conditions shall be interpreted as the regulations in effect at the time of preliminary site plan/plat approval.
- 15. Development of the project shall proceed in accordance with the terms and conditions contained in the Development Order, the General Site Plan, the land use conditions contained herein, and all applicable rules, regulations, and ordinances of Hillsborough County.

Zoning Administrator Sign Off:

Tue Nov 7 2023 16:25:47

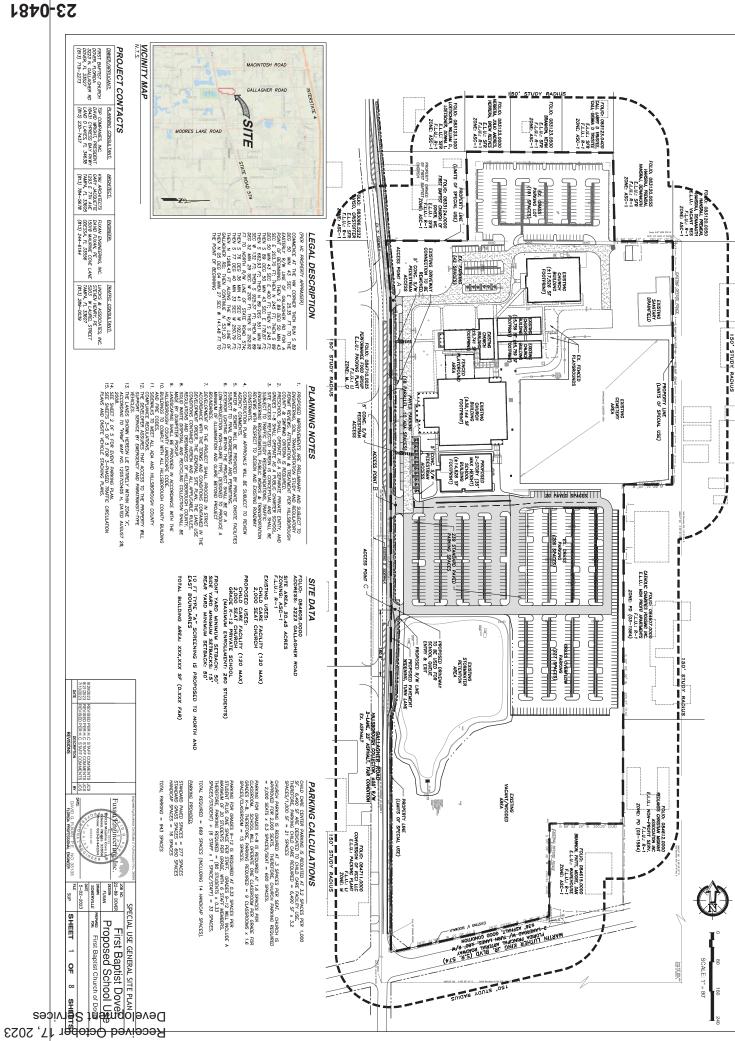
SITE, SUBDIVISION AND BUILDING CONSTRUCTION IN ACCORDANCE WITH HILLSBOROUGH COUNTY SITE DEVELOPMENT PLAN & BUILDING REVIEW AND APPROVAL.

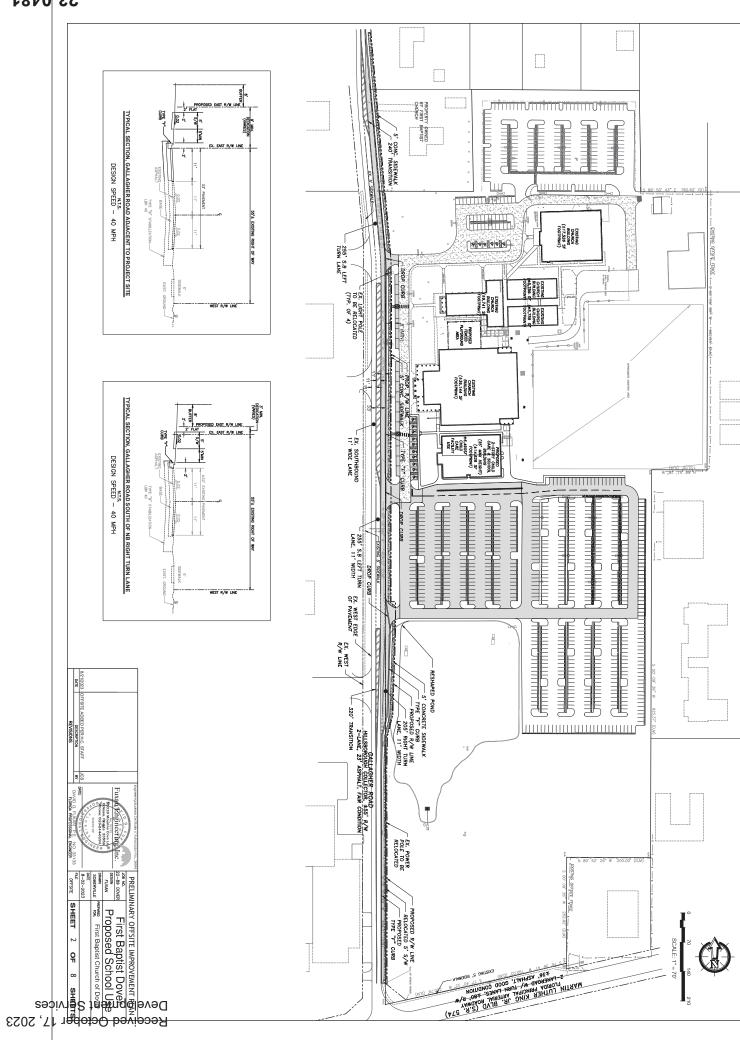
Approval of this re-zoning petition by Hillsborough County does not constitute a guarantee that the project will receive approvals/permits necessary for site development as proposed will be issued, nor does it imply that other required permits needed for site development or building construction are 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.

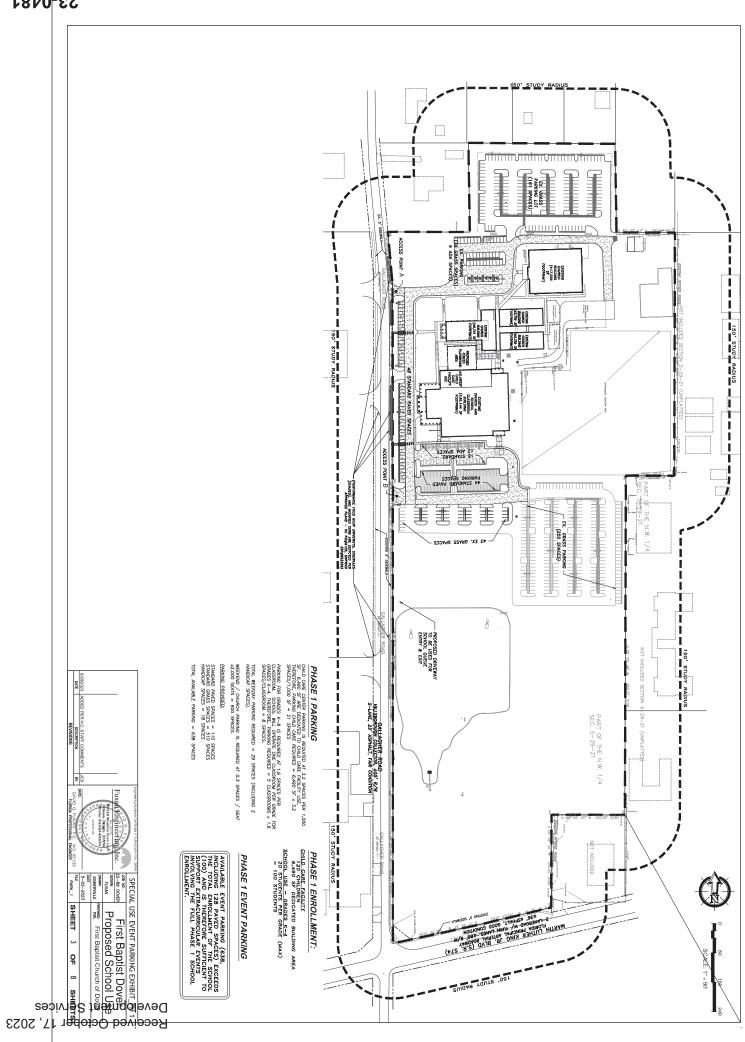
LUHO HEARING DATE:	NOVEMBER 20, 2023	CASE REVIEWER: SAM BALL
9.0 PROPOSED SITE PI	LAN (FULL)	
		(see following pages)

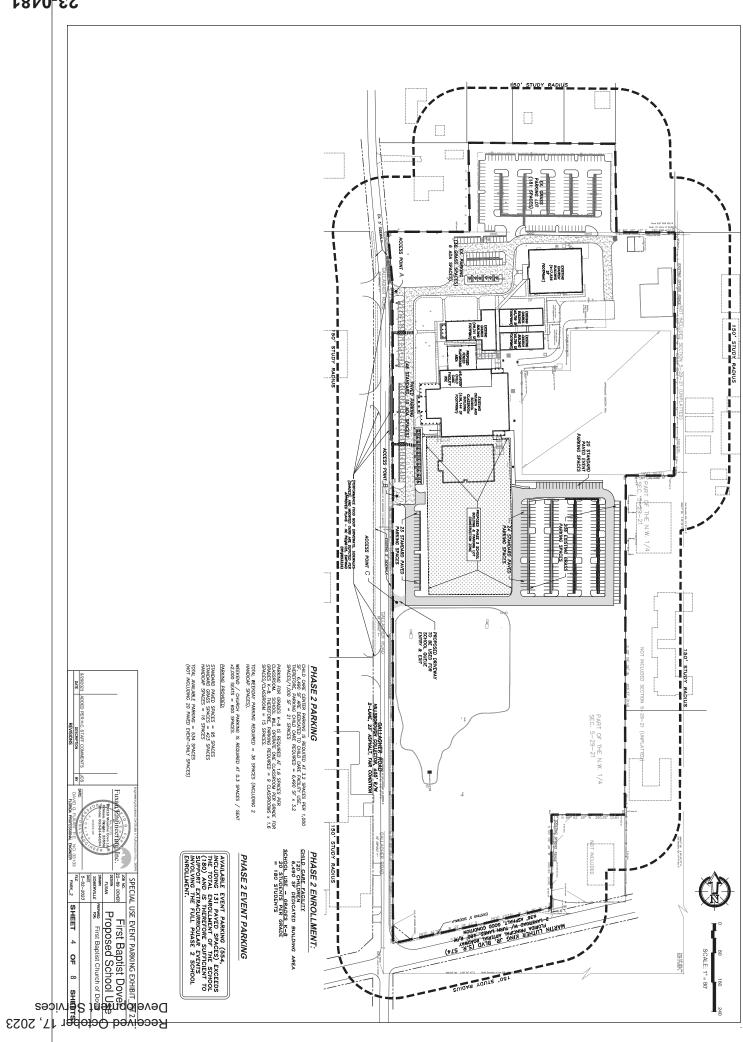
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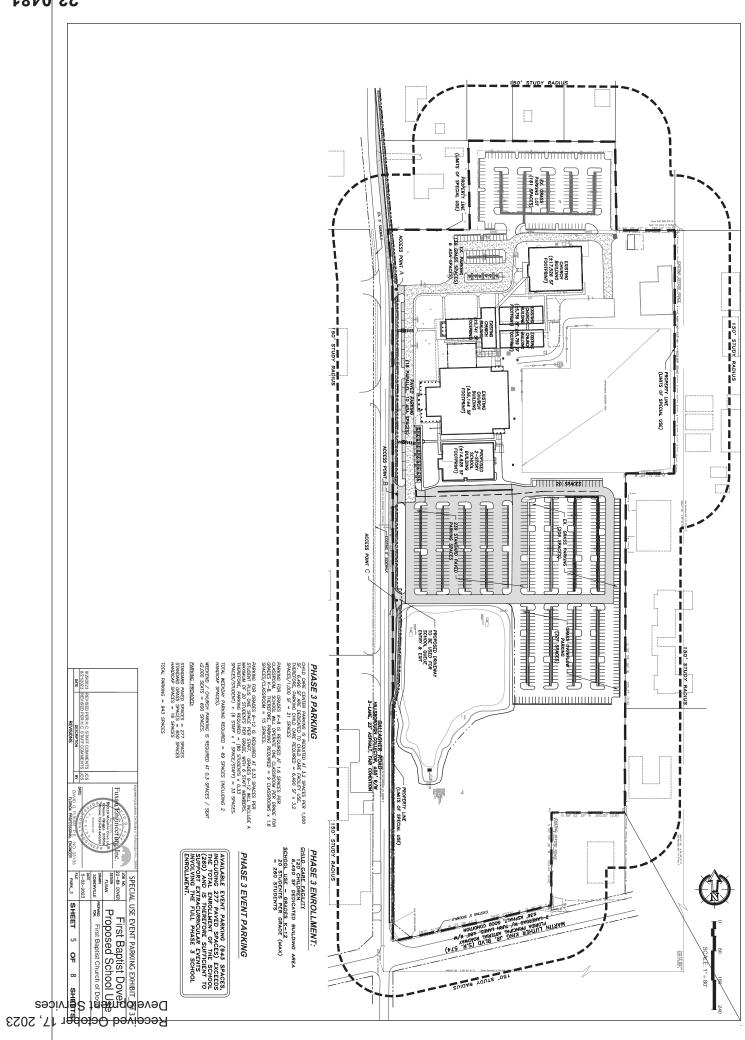
SU-SCH 23-0481

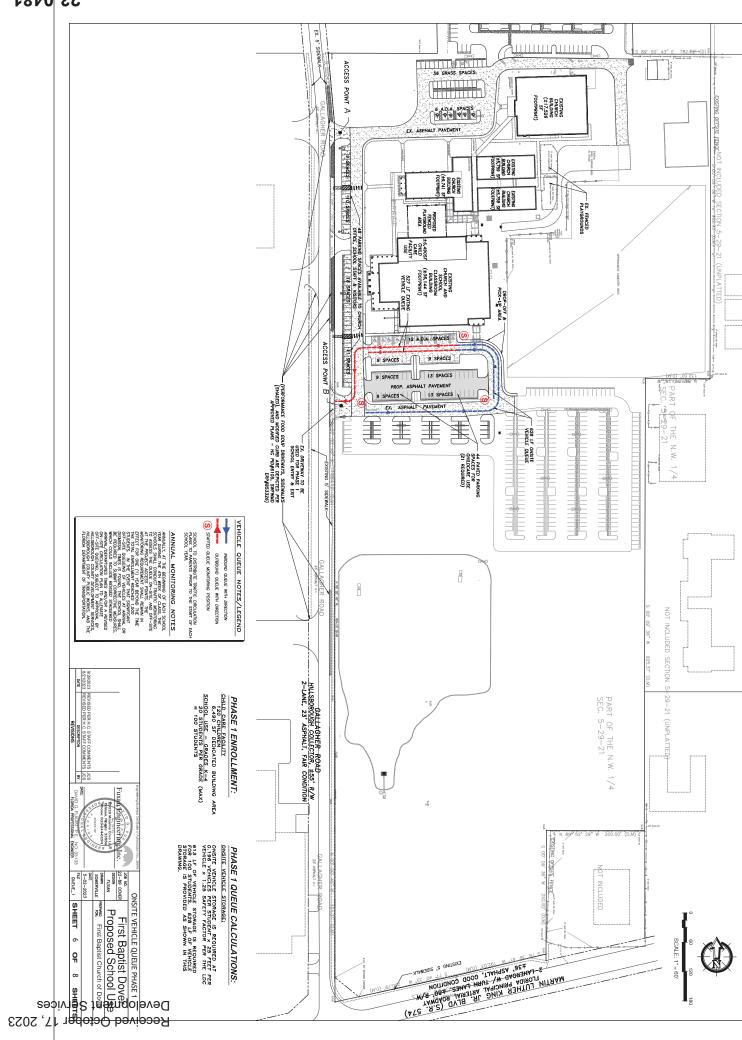


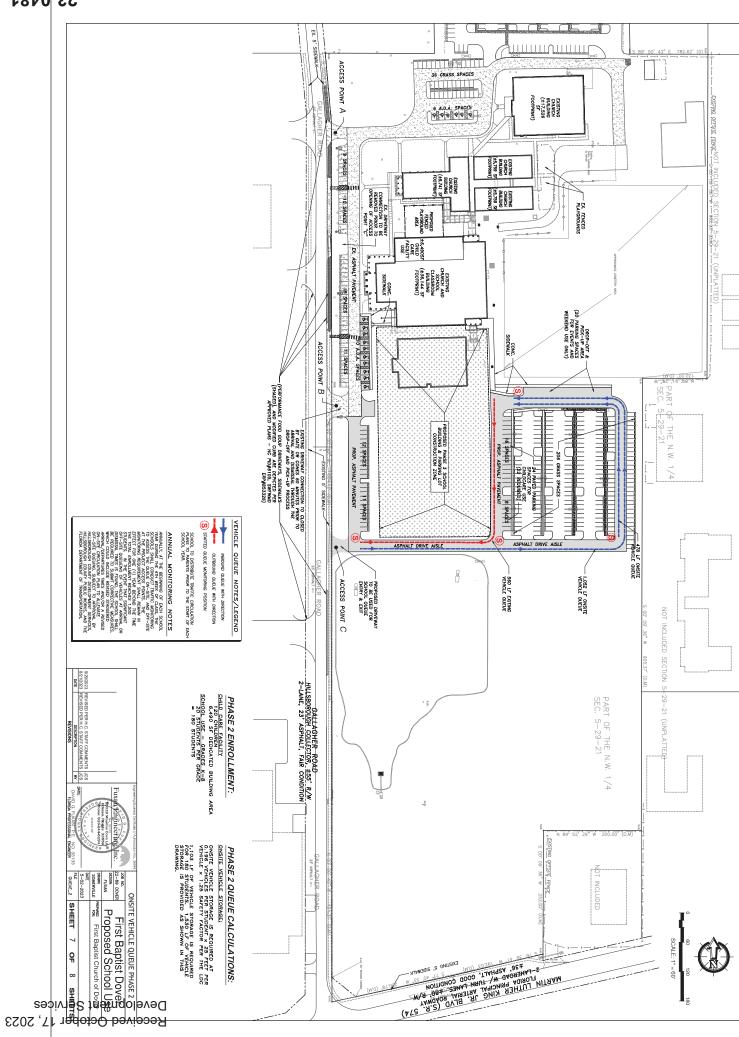


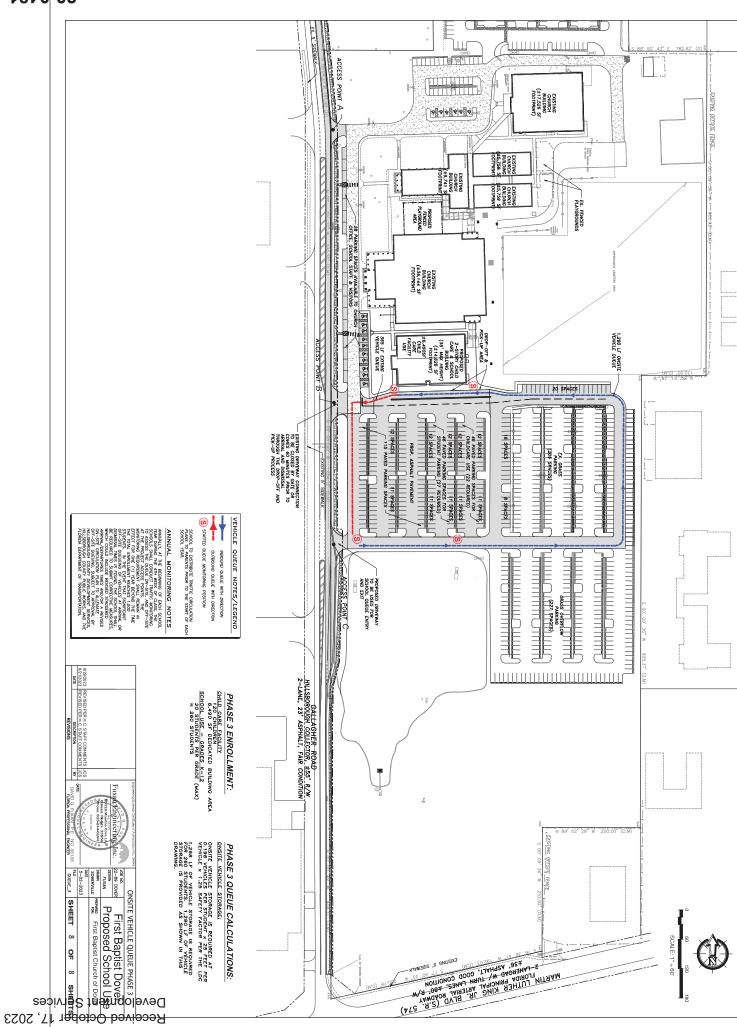












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10.0 FULL TRANSPORTATION REPORT (see following pages)

AGENCY REVIEW COMMENT SHEET

TO: ZO	NING TECHNICIAN, Development Services Department	DATE: 11/06/2023
REVIE	WER: James Ratliff, AICP, PTP, Principal Planner	AGENCY/DEPT: Transportation
PLANN	JING SECTOR/AREA: ER	PETITION NO: RZ 23-0481
	This agency has no comments.	
	This agency has no objection.	
X	This agency has no objection, subject to listed or attached con	ditions.
	This agency objects, based on the listed or attached conditions	s.

CONDITIONS OF APPROVAL

- 1. The site shall be limited to the following:
 - a. A church with a maximum of 2,000 seats;
 - b. Child care center uses with a maximum enrollment of 120 students; and,
 - c. A private school (grades K-12) with a maximum enrollment of 260 students.
- 2. Notwithstanding anything shown on the circulation and queuing plans to the contrary, annually, at the beginning of each school year, the property owner (at its sole expense) shall conduct traffic monitoring to assess the sufficiency of queuing both on-site and off-site at the project access points. Such report shall be submitted to the Hillsborough County Development Services and Public Works Departments. This annual monitoring requirement shall remain in effect for one (1) year beyond the time the total enrollment reaches 260 students. In the event that significant off-site queuing of vehicles at arrival or dismissal times is found, the school shall be required to submit corrective measures, which could include staggered arrival/departure times and/or a revised on-site circulation plan to alleviate off-site queuing. Such revised plans shall be subject to review and approval by Hillsborough County Public Works.
- 3. The phased parking and queuing and circulation plans (i.e. Sheets 3 through 8) of the Special Use plan set shall be considered conceptual and non-binding. Notwithstanding the foregoing, at the time of site/construction plan approval for each increment of development the developer shall submit detailed site plans, circulation and queuing plans, and event parking plans which comply with LDC Sec. 6.03.13 and other applicable requirements, and which reflect the site access locations and other external improvements shown on Sheets 1 and 2 of the Special Use plan set, as well as other conditions of approval herein this Special Use approval.
- 4. Notwithstanding anything shown on the SU site plan to the contrary, bicycle and pedestrian access may be permitted anywhere along the SU boundaries.
- 5. Concurrent with the next increment of development, the developer shall undertake the following site access improvements:

- a. Close the existing middle driveway on Gallagher Rd. (i.e. that driveway shown on Sheet 1 of 8 and which is located between Access Point A and Access Point B), removing the concrete and resodding;
- b. Construct a southbound to eastbound left turn lane at the northernmost project driveway (i.e. that driveway labeled as Access Point A on Sheet 1 of 8);
- c. Construct a southbound to eastbound left turn lane at the southernmost project driveway (i.e. that driveway labeled as Access Point C on Sheet 1 of 8); and,
- d. Construct a northbound to eastbound right turn lane at the southernmost project driveway (i.e. that driveway labeled as Access Point C on Sheet 1 of 8).
- 6. All phases of the project shall be served by the three (3) access connections shown in Sheet 1 of 8, i.e. Access Point A, Access Point B and Access Point C. Construction access shall be limited to these three connections. The developer shall include a note in each site/construction plan submittal which indicates same.
- 7. Vehicular traffic to and from the site shall be restricted as follows during Drop-Off and Pick-Up (DO/PU) Periods:
 - a. School traffic shall only be permitted to utilize Access Point C; and,
 - b. Access Point B shall be closed utilizing a gate or cones starting 60 minutes prior to the morning and afternoon DO/PU periods, and continuing until the end of the DO/PU process.
- 8. The private school shall not permit students to be dropped off outside of the school property, including along the property's Martin Luther King Blvd. or Gallagher Rd. frontages. In such instance, the school shall take any and all actions necessary to ensure such violations of the conditions of Special Use approval and Traffic Circulation and Queuing Plan are cured.
- 9. If SU 23-0481 is approved, the County Engineer will approve a Design Exception request (dated November 2, 2023) which was found approvable by the County Engineer (on November 6, 2023) for the Gallagher Rd. substandard road improvements. Notwithstanding anything herein the Special Use plans or Design Exception to the contrary, as Gallagher Rd. is a substandard collector road the developer will be required to make certain improvements together with the next phase of development. Specifically, the developer will be required to install sidewalks and curb along the east side of Gallagher Rd., between MLK Blvd. and a point +/- 380 feet north of the project boundary.
- 10. The church shall comply with all requirements of Sec. 6.11.25, and the childcare center use shall comply with all requirements of Sec. 6.11.24.
- 11. Parking shall be provided for all uses in accordance with Sec. 6.05 of the Hillsborough County Land Development Code.

PROJECT OVERVIEW & TRIP GENERATION

The applicant is requesting a Special Use (SU) approval for a +/- 30.45 ac. parcel zoned Agricultural Single-Family Conventional - 1 (ASC-1), which is currently home to 2,000 seat church and 120 student childcare center. According to the property appraiser's website, the site currently is occupied by structures totaling 108,771 g.s.f. The applicant is seeking SU approval to add a K-12 private school with a maximum of 300 students. The applicant is proposing to divide buildout of the school into three phases. Phase 1 will allow up to 100 students in grades K-4, Phase 2 will allow up to 180 students in grades K-8, and Phase 3 (buildout) will allow up to 260 students in grades K-12. Staff noted a discrepancy between the number of students sought as expressed in the application narrative vs. the site plan, and confirmed with the applicant's representative that the lower number (260 students) was the correct value.

Consistent with Development Review Procedures Manual requirements, the applicant submitted a trip generation and stie access analysis for the proposed project. Transportation Review Section staff has prepared the below comparison of the number of trips generated under the existing site development and proposed site development, utilizing a generalized worst-case scenario. Data presented below is based on the Institute of Transportation Engineer's <u>Trip Generation Manual</u>, 11th Edition.

Existing Use (ASC-1):

I 1 II /C:	24 Hour Two-Way	Total Pe	eak Hour Trips
Land Use/Size	Volume	AM	PM
ASC-1, 2,000 seat church	1,844	140	200
(ITE LUC 560)			
ASC-1, 120 student childcare center	490	87	86
(LUC 565)			
Subtotal:	2,334	227	286

Proposed Use (ASC-1 with Special Use Approval at Phase 3 Buildout):

I 4 II/C:	24 Hour Two-Way	Total Pe	ak Hour Trips
Land Use/Size	Volume	AM	PM
SU, 2,000 seat church	1,844	140	200
(ITE LUC 560)			
SU, 120 student childcare center	490	87	86
(LUC 565)			
SU, 260 student K-12 private school	644	214	44
(LUC 532)			
Total	2,978	441	330

Difference:

24 Hour Two-Way	Total Pe	eak Hour Trips
Volume	AM	PM
(+) 644	(+) 214	(+) 44

EXISTING AND PROPOSED TRANSPORTATION INFRASTRUCTURE SERVING THE SITE

Gallagher Rd. is a 2-lane, substandard, collector road, characterized by +/- 22 feet of pavement in average condition. The roadway lies within a +/- 55-foot-wide right-of-way in the vicinity of the proposed project. There are no bicycle facilities or paved shoulders along the roadway. There are +/- 5-foot-wide sidewalks along portions of both sides of the roadway in the vicinity of the proposed project.

Generally

The site is currently served by three (3) access connections to Gallagher Rd. Changes to existing site access are proposed as a part of the phasing plan proposed by the applicant as further described below. Phase 1 was proposed to be served by two (2) access connections to Gallagher Rd. and Phases 2 and 3 was proposed to be served by three (3) access connections to Gallagher Rd.; however, all three Phases will be served by three access connections, as further described below. Staff notes that the church meets the requirements of Section 6.11.25.C, which requires such uses over 300 seats to be located with direct access to a collector or arterial roadway.

Phase 1

The applicant is proposing to close the existing middle driveway connection serving the site together with the initial phase. This driveway does not meet spacing standards and is offset from the driveway across the street. The two driveways which will serve the site during this phase are both existing. The driveway which is the southernmost existing driveway is shown on General Site Plan (sheet 1 of 8) and labeled as Access Point B, and is proposed to remain unchanged. The driveway which is the northernmost existing driveway is shown on that same sheet and is labeled as Access Point A. This driveway is also proposed to remain unchanged.

Staff finds that the site can adequately function simultaneously given the three proposed uses on the site, one of which (the private school) will be controlled by a binding circulation and queuing plan. During its review, staff discovered inconsistencies between how the traffic study and Design Exception request were presented, and in order to move the application forward staff and the applicant have agreed that, notwithstanding the above proposal or inconsistencies in the Phase graphics, the applicant will be required to construct all substandard road and site access improvements represented in Phase 3 together with the initial increment of development (i.e. concurrent with Phase 1). Additionally, the circulation and queueing plan for Phase 1 (with respect to which accessed are utilized for school traffic) will need to match what is proposed for Phase 3. Staff notes that the applicant has conceptually demonstrated the ability to meet Hillsborough County Land Development Code Section 6.03.13 requirements governing vehicle queuing lengths and event parking. Staff has proposed conditions required the applicant to submit a revised queuing and circulation plan, which shall be binding, together with the site/subdivision review process for each phase.

Phase 2

The applicant is proposing to construct a new driveway connection serving the site together with the initial phase. This connection is labeled as Access Point C on the Special Use General Site Plan (sheet 1 of 8). The driveway which is the southernmost existing driveway is shown on that sheet and labeled as Access Point B, will remain; however, this connection will be required to be gated or coned off during the Drop-Off and Pick-Up (DO-PU) periods of the private school as further described in the proposed conditions, hereinabove. The driveway which is the northernmost existing driveway is shown on that same sheet and is labeled as Access Point A. This driveway will remain unchanged.

Staff finds that the site can adequately function simultaneously given the three proposed uses on the site, one of which (the private school) will be controlled by a binding circulation and queuing plan. During its review, staff discovered inconsistencies between how the traffic study and Design Exception request were presented, and in order to move the application forward staff and the applicant have agreed that, notwithstanding the above proposal or inconsistencies in the Phase graphics, the applicant will be required to construct all substandard road and site access improvements represented in Phase 3 together with the initial increment of development (i.e. concurrent with Phase 1). Additionally, the circulation and queueing plan for Phase 2 (with respect to which accessed are utilized for school traffic) will need to match what is proposed for Phase 3. Staff notes that the applicant has conceptually demonstrated the ability to meet Hillsborough County Land Development Code Section 6.03.13 requirements governing vehicle queuing lengths and event parking. Staff has proposed conditions required the applicant to submit a revised queuing and circulation plan, which shall be binding, together with the site/subdivision review process for each phase.

No changes to project access will be made as a part of Phase 3, as all required improvements will be constructed during Phase 1. The driveway removal described in the Phase 1 section will be required, and Access Point B also be required to be gated or coned off during the Drop-Off and Pick-Up (DO-PU) periods of the private school as further described in the proposed conditions, hereinabove.

The developer is required to construct the following site access improvements to support all phases:

- 1) A southbound to eastbound left turn lane at the northernmost project driveway (i.e. that driveway labeled as Driveway A on Sheet 1 of 8);
- 2) A southbound to eastbound left turn lane at the southernmost project driveway (i.e. that driveway labeled as Driveway C on Sheet 1 of 8);
- 3) A northbound to eastbound right turn lane at the southernmost project driveway (i.e. that driveway labeled as Driveway C on Sheet 1 of 8).

<u>DESIGN EXCEPTION – GALLAGHER RD. SUBSTANDARD RD.</u>

As Gallagher Rd. is a substandard collector roadway, the applicant's Engineer of Record (EOR) submitted a Design Exception request (dated November 2, 2023) to determine the specific improvements that would be required by the County Engineer. Based on factors presented in the Design Exception request, the County Engineer found the request approvable (on November 6, 2023). The deviations from the Hillsborough County Transportation Technical Manual (TTM) Typical Section – 7 (TS-7) (i.e. for 2-Lane Rural Local and Collector Roadways) include:

- 1. The developer will be permitted to maintain the existing 11-foot-wide lanes in lieu of the 12-foot-wide lanes required per TS-7;
- 2. The developer will permitted to utilize Type-F curb along the eastern portion of the project in lieu of the 8-foot wide stabilized shoulders, of which 5 feet are paved required by TS-7;
- 3. The developer will be permitted to eliminate the bicycle facilities (on paved shoulders) required by TS-7:
- 4. The developer will be permitted to reduce the sidewalk spacing along the east (project) side of the roadway, between the travel lane and closest edge of the sidewalk to 5 feet, in lieu of the 29-foot spacing required per TS-7. The west side spacing will be permitted to remain in its existing condition.

The developer will be required to construct the following improvements between Martin Luther King Blvd. and a point +/- 380 feet north of the northern project boundary, along the east side of Gallagher Rd.:

- 1. A 5-foot-wide sidewalk; and,
- 2. F-curb.

If SU 23-0481 is approved, the County Engineer will approve the Design Exception request.

ROADWAY LEVEL OF SERVICE (LOS) INFORMATION

Gallagher Rd. was not evaluated as a part of the 2020 Hillsborough County Level of Service (LOS) Report. As such, LOS information for that facility can not be provided.

Ratliff, James

From: Williams, Michael

Sent: Monday, November 6, 2023 11:08 AM

To: Steven Henry

Cc: David Wright; Ball, Fred (Sam); Ratliff, James; Tirado, Sheida; PW-CEIntake; De Leon, Eleonor

Subject: FW: CU 23-0481 - Design Exception Review

Attachments: 23-0481 DEAdInf 10-17-23.pdf

Importance: High

Steve,

I have found the attached Design Exception (DE) for PD 23-0481 APPROVABLE.

Please note that it is you (or your client's) responsibility to follow-up with my administrative assistant, Eleonor De Leon (<u>DeLeonE@hillsboroughcounty.org</u> or 813-307-1707) after the BOCC approves the PD zoning or PD zoning modification related to below request. This is to obtain a signed copy of the DE/AV.

If the BOCC denies the PD zoning or PD zoning modification request, staff will request that you withdraw the AV/DE. In such instance, notwithstanding the above finding of approvability, if you fail to withdraw the request, I will deny the AV/DE (since the finding was predicated on a specific development program and site configuration which was not approved).

Once I have signed the document, it is your responsibility to submit the signed AV/DE(s) together with your initial plat/site/construction plan submittal. If the project is already in preliminary review, then you must submit the signed document before the review will be allowed to progress. Staff will require resubmittal of all plat/site/construction plan submittals that do not include the appropriate signed AV/DE documentation.

Lastly, please note that it is critical to ensure you copy all related correspondence to <u>PW-CEIntake@hillsboroughcounty.org</u>

Mike

Michael J. Williams, P.E.

Director, Development Review County Engineer

Development Services Department

P: (813) 307-1851 M: (813) 614-2190

E: Williamsm@HillsboroughCounty.org

W: HCFLGov.net

Hillsborough County

601 E. Kennedy Blvd., Tampa, FL 33602

Facebook | Twitter | YouTube | LinkedIn | HCFL Stay Safe

Please note: All correspondence to or from this office is subject to Florida's Public Records law.

From: Tirado, Sheida < Tirado S@hillsboroughcounty.org >

Sent: Saturday, November 4, 2023 6:30 PM

To: Williams, Michael < Williams M@Hillsborough County. ORG>

Cc: Ratliff, James <RatliffJa@hillsboroughcounty.org>; De Leon, Eleonor <DeLeonE@hillsboroughcounty.org>

Subject: CU 23-0481 - Design Exception Review

Importance: High

Hello Mike,

The attached DE is Approvable to me, please include the following people in your response.

shenry@lincks.com david@tspco.net ballf@hillsboroughcounty.org ratliffja@hillsboroughcounty.org

Best Regards,

Sheida L. Tirado, PE (she/her/hers)

Transportation Review ManagerDevelopment Services Department

P: (813) 276-8364

E: tirados@HCFLGov.net

W: HCFLGov.net

Hillsborough County

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Please note: All correspondence to or from this office is subject to Florida's Public Records law.



Supplemental Information for Transportation Related Administrative Reviews

Instructions:

- This form must be provided separately for each request submitted (including different requests of the same type).
- This form must accompany all requests for applications types shown below. Staff will not log in or assign cases that are not accompanied by this form, or where the form is partially incomplete.
- A response is required in every field. Blank fields or non-responsive answers will result in your application being returned.
- All responses must be typed.
- Please contact Ingrid Padron at padroni@hcpafl.gov or via telephone at (813) 307-1709 if you have questions about how to complete this form.

Request Type (check one)	 Section 6.04.02.B. Administrative Variance ★ Technical Manual Design Exception Request Alternative Parking Plan Request (Reference LDC Sec. 6.05.02.G3.) Request for Determination of Required Parking for Unlisted Uses (Reference LDC Sec. 6.05.02.G.1. and G.2.)
Submittal Type (check one)	☐ New Request ☐ Additional Information
Submittal Number and Description/Running History (check one and complete text box using instructions provided below)	 ☐ 1. Design Exception - Initial Submittal ☐ 4. ☐ 2. Revised Design Exception ☐ 5. ☐ 6.
submittal number/name to each separate request number previously identified. It is critical that the ap	viests (whether of the same or different type), please use the above fields to assign a unique. Previous submittals relating to the same project/phase shall be listed using the name and applicant reference this unique name in the request letter and subsequent filings/correspondence. If information related to a previously submitted request, then the applicant would check the
Project Name/ Phase FIRST BAPTIST C	HURCH OF DOVER - SPECIAL USE FOR SCHOOL
Important: The name selected must be used on all fu If request is specific to a discrete phase, please also	iture communications and submittals of additional/revised information relating to this variance. list that phase.
numbers must be provided in the format provided b	Check This Box If There Are More Than Five Folio Numbers to a maximum of five. If there are additional folios, check the box to indicate such. Folio by the Hillsborough County Property Appraiser's website (i.e. 6 numbers, followed by a hyphen, 789"). Multiple records should be separated by a semicolon and a space e.g. "012345-6789;
Name of Person Submitting Request	DAVID WRIGHT
Important: For Design Exception (DE) Requests, the DE request letter must be signed and sealed.	person submitting must be a Professional Engineer (PE) licensed within the state of Florida. The
Current Property Zoning Designation	ASC-1
Designation. Typing "N/A" or "Unknown" will result i County Zoning Atlas, which is available at https://ma	mily Conventional – 9" or "RMC-9". This is not the same as the property's Future Land Use (FLU) in your application being returned. This information may be obtained via the Official Hillsborough aps.hillsboroughcounty.org/maphillsborough/maphillsborough.html. For additional assistance, for Development Services at (813) 272-5600 Option 3.
Pending Zoning Application Number	23-0481
	nter the application number preceded by the case type prefix, otherwise type "N/A" or "Not 1971 MM for major modifications, PRS for minor modifications/personal appearances.
Related Project Identification Number	

Important: This 4-digit code is assigned by the Center for Development Services Intake Team for all Certified Parcel, Site Construction, Subdivision

Construction, and Preliminary/Final Plat applications. If no project number exists, please type "N/A" or "Not Applicable".

1 of 1

05/2020



LINCKS & ASSOCIATES, INC.

October 2, 2023

Mr. Michael Williams, PE County Engineer Development Review Director Hillsborough County 601 East Kennedy Blvd., 20th Floor Tampa, FL 33602

Re: First Baptist Church SU 23-0481 Folio 84609.0000

Lincks Project No. 23032

The purpose of this letter is to request a Design Exception to the Hillsborough County Transportation Technical Manual per Section 1.7.2 to meet Land Development Code Section 6.04.03L for Gallagher Road from the northern access to Dr. Martin Luther King Jr. Boulevard.

The subject property currently contains the following uses:

- Church 1,000 Seats
- Day Care 120 Students

A Special Use application has been submitted to allow the following uses:

- Church 2,000 Seats
- Day Care 120 Students
- K-12 School 300 Students

The proposed SU site plan is included in the appendix of this letter.

According to the Hillsborough County Roadways Functional Classification Map, Gallagher Road is classified as a collector roadway and the subject site is within the Hillsborough County Urban Service Area.

There are currently three (3) accesses to Gallagher Road to serve the existing facility. In conjunction with the development of the school, the existing middle access is to be removed and a new access on the southern portion of the project is to be added to serve the school and Day Care.

5023 West Laurel Street Tampa, FL 33607 813 289 0039 Telephone 8133 287 0674 Telefax www.Lincks.com Website Mr. Mike Williams October 2, 2023 Page 2

The request is for a Design Exception to TS-7 of the Hillsborough County Transportation Technical Manual for Gallagher Road. The segment of Gallagher Road currently has the following characteristic:

- Two (2) lane rural roadway Eleven (11) foot lanes
- No paved shoulders
- (5) foot sidewalk on the east side of the road along the subject property
- (5) foot sidewalk on the portion of the west side of the road
- The existing right of way along Gallagher Road ranges between 55 feet and 75 feet.

The following exceptions are requested to accommodate the proposed project:

- 1) Right of Way TS-7 has 96 feet of right of way. The existing right of way ranges between 55 feet to 75 feet.
- 2) Lane Width TS-7 has 12 foot lanes. The existing roadway has 11 foot lanes.
- 3) Shoulders TS-7 has 8 foot shoulder with 5 feet paved. The existing road has unpaved shoulders.
- 4) Sidewalk TS-7 has 5 foot sidewalk on both sides of the road. There is an existing sidewalk on the east side of the road. Five (5) sidewalk is to be provided on the west side of Gallagher Road along the frontage of the Performance Food Group Facility with the proposed expansion. A copy of the plans are included in the appendix.

The justification for the Design Exception is as follows:

- 1) Right of Way The developer proposes to dedicate up to 9 feet of right of way to accommodate the turn lanes and sidewalk.
- 2) Lane Widths The existing eleven (11) foot lanes are to remain and eleven (11) foot lanes are proposed for the turn lanes to serve the project. There is not sufficient right of way to provide 12 foot lanes.
- 3) Curb and Gutter Curb and gutter is proposed along the east side of the road. This is proposed to provide a physical separation between the edge of the roadway and the sidewalk. Due to the trucking facilities on the west side of the road, the existing sidewalk has been damaged and in some cases not useable. The curb and gutter provides the separation in an attempt to reduce trucks driving on the sidewalk. As shown in Figure 1, the curb and gutter and sidewalk improvements are to extend to Dr. Martin Luther King Jr. Boulevard.

Mr. Mike Williams October 2, 2023 Page 3

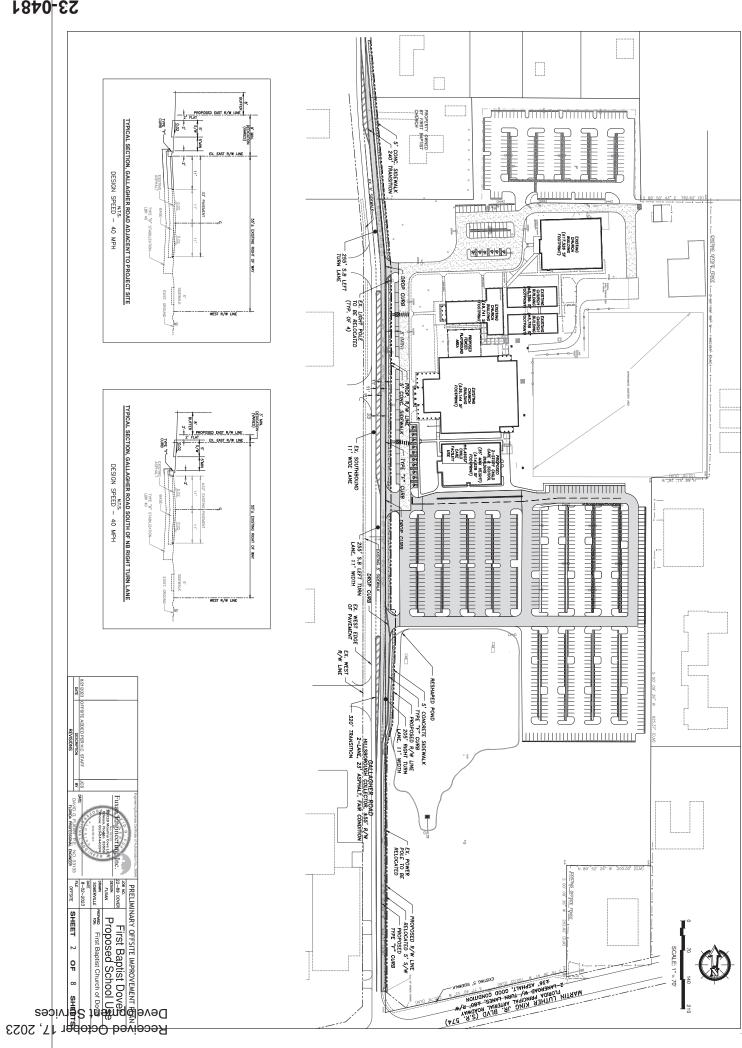
4) Sidewalk – Provide new five (5) foot sidewalk on the east side of Gallagher Road from Dr. Martin Luther King Jr. Boulevard to the northern property line.

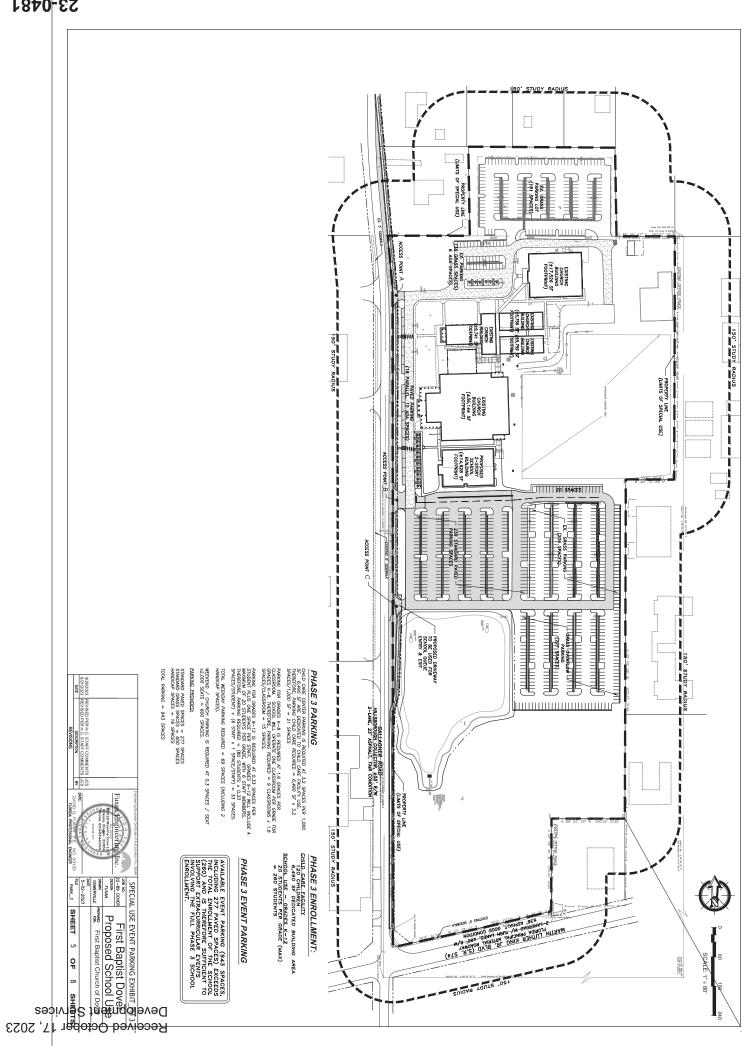
Figure 1 illustrates the proposed improvements and proposed roadway section for Gallagher Road from the northern access to Dr. Martin Luther King Jr. Boulevard.

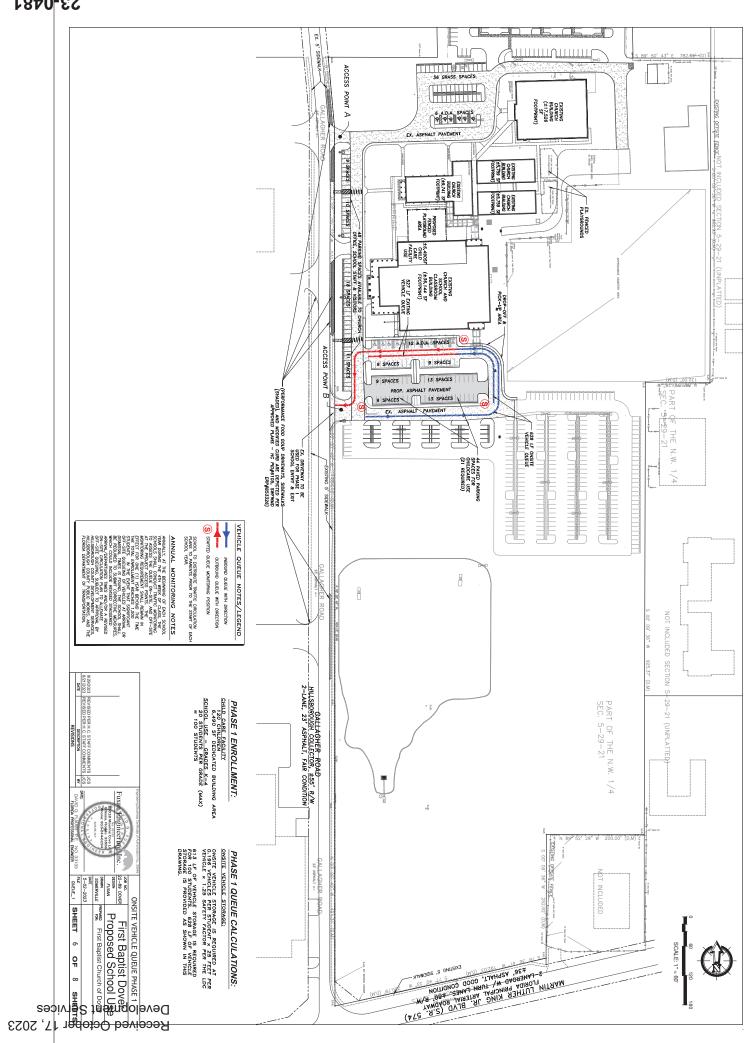
Based on the above, it is our opinion, the proposed improvements to Gallagher Road will mitigate the impact of the project and meet the intent of the Transportation Technical Manual to the extent feasible.

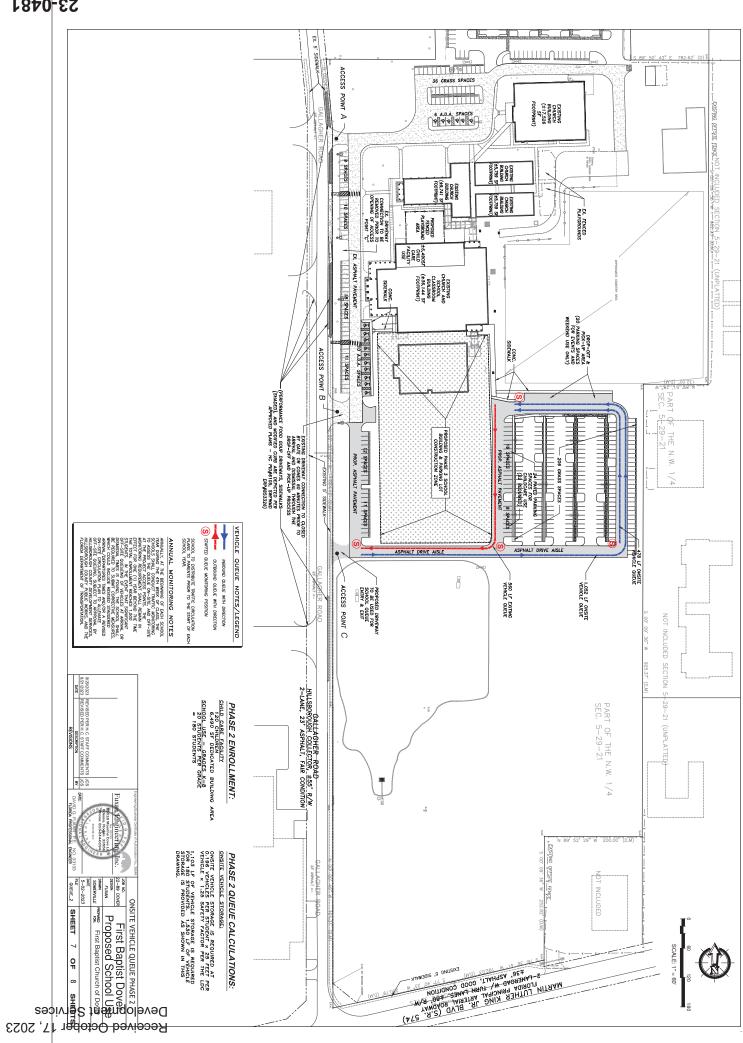
Mr. Mike Williams October 2, 2023 Page 4

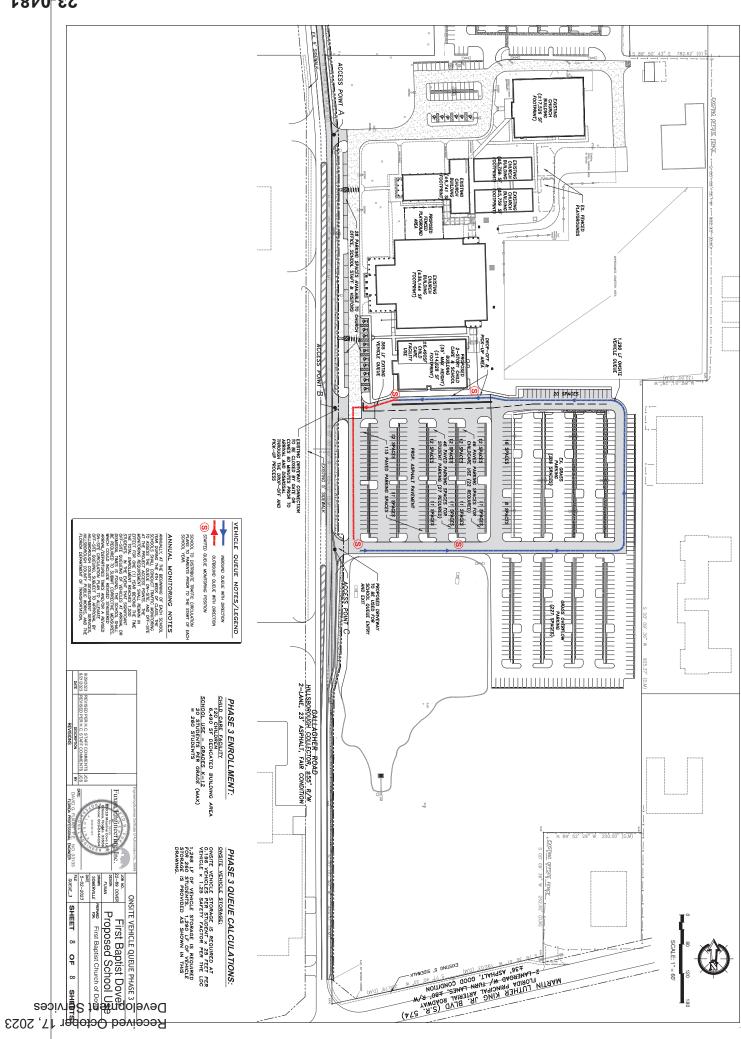
Please do not nestrate to contact us il you nave	any questions or require any additional
information.	
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Best Regards,	
Steven J.Henry	/ /X/ Vn 2h
President /	18888
Lincks & Associates, Inc.	CIIXXX
P.E. #51555	
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Paged on the information provided by the an	nlicant this request is:
Based on the information provided by the app	pilcant, tills request is.
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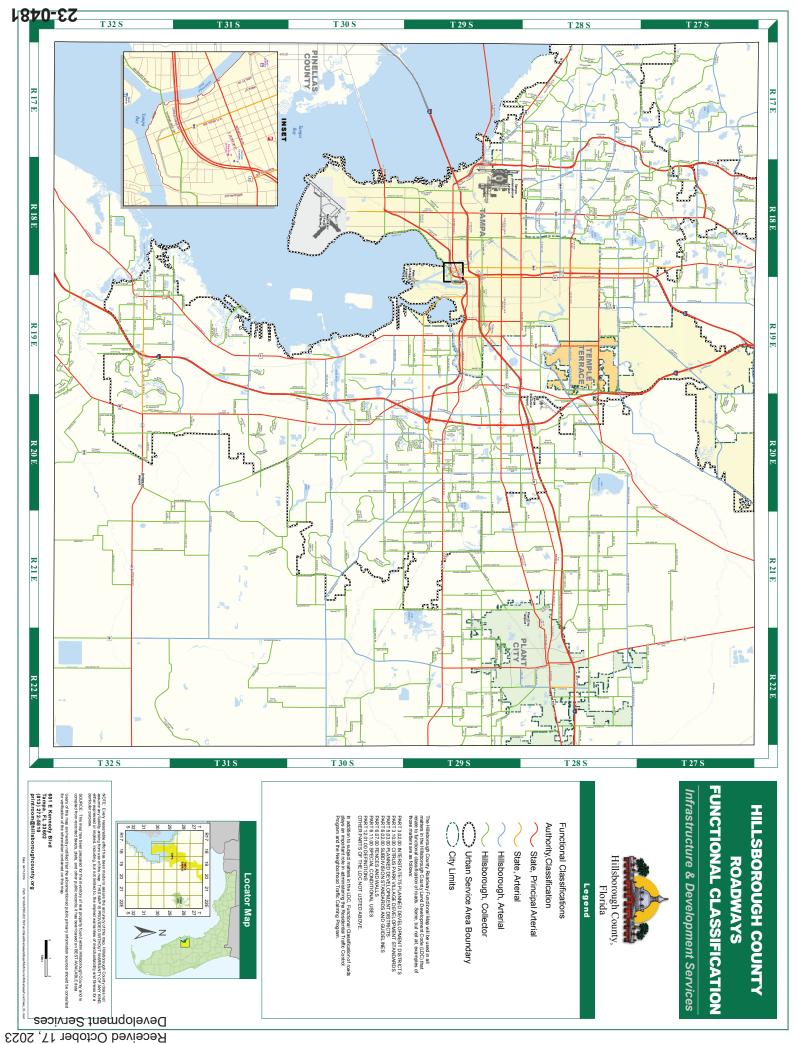












		Received October 17, 2023
		Received October 17, 2023 Development Services
	TS-7	
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REVISION DATE: 4. 0. PAVED SHOULDER TO BE STRIPED AS A DESIGNATED BIKE LANE, AS APPROPRIATE. **TRANSPORTATION** TECHNICAL MANUAL Hillsborough County Florida **LOCAL & COLLECTOR RURAL ROADS** (2 LANE UNDIVIDED) TYPICAL SECTION SHEET DRAWING NO.

3.2.1

SOD SHALL BE PLACED IN TWO ROWS STAGGERED. (BOTH TEMPORARY AND PERMANENT) ABOVEGROUND UTILITIES, OR MATURE TREES, 2' OR LESS IN DIAMETER MAY BE PLACED IN IMPROVEMENTS, DROP OFFS, OR FROM THE TOPS OF BANKS WITH SLOPES STEEPER THAN 1 PROVIDE 2' MINIMUM CLEARANCE FROM FENCES, WALLS, HEDGES, ABOVEGROUND UTILITIES OR SEE APPROPRIATE SECTIONS OF TECHNICAL MANUAL FOR DESIGN PARAMETERS. ALL DIMENSIONS SHOWN ARE MINIMUM. TO 4, THAT INTERFERE WITH THE SAFE, FUNCTIONAL USE OF THE SIDEWALK. INTERMITTENT THIS 2' STRIP AS FAR FROM THE SIDEWALK AS POSSIBLE, IF NOT IN THE CLEAR ZONE -UTILITY POLES -2'* SOD - FLAT SIDEWAL EXIST. GROUND 2' MIN TO 3.5' TREES OR SHRUBS GRASS MAX. ALLOWABLE DESIGN SPEED -ASPHALT: FOR LESS THAN 10,000 AADT -5' PAVED SHLDR. TYPICAL SECTION 0.02 12, TYPE "B" STABILIZATION LBR 40 BASE-5' PAVED-SHLDR. -PROFILE GRADE 0.02 12, 50 MPH 2' MIN TO 3.5' NO TREES OR SHRUBS GRASS TA MAX UTILITY POLES EXIST. GROUND 2,* SIDEWALK 0.02 FLAT R/W LINE

UTILITY 7

CLEAR ZONE VARIES

96' MIN. RIGHT OF WAY

CONST

CLEAR ZONE

EASEMENT 10,

VARIES

Development Services Received October 17, 2023

NO.

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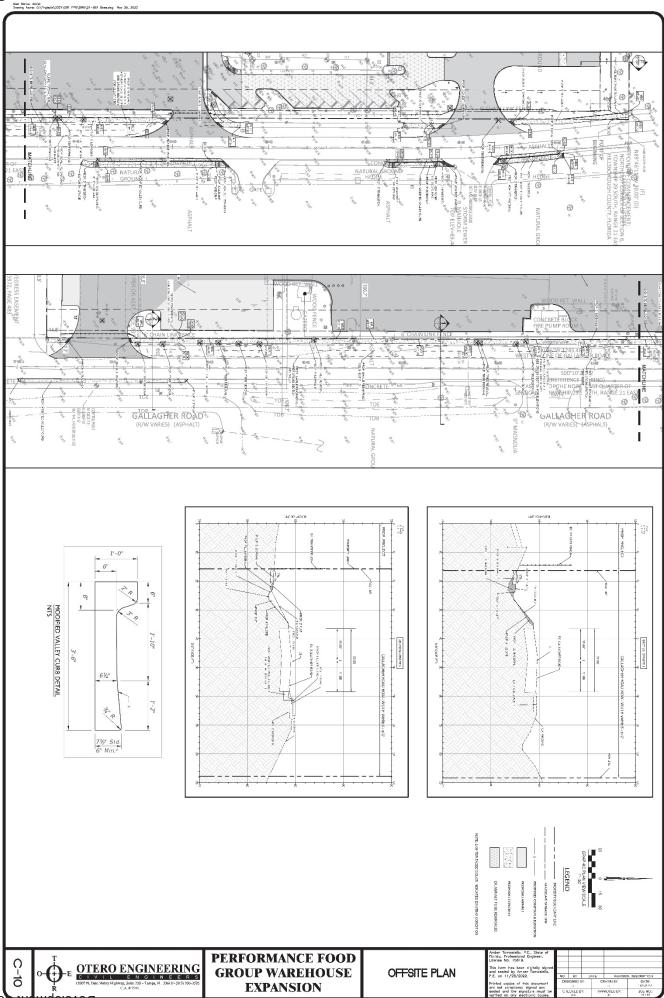
LEGAL DESCRIPTION: OFFSITE PLAN LIFT STATION DETAILS PAVING, GRADING, & DRAINAGE DETAILS UTILITY DETAILS CROSS SECTIONS SITE PLAN PAVING, GRADING, & DRAINAGE PLAN GENERAL NOTES DEMOLITION PLAN UTILLITY PLAN OTERO ENGINEERING E C V L E N G I N E E R S 13902 N. Dale Mésiy, Ilighway, Saide 220-Tampor, FL 33618 - (813) 958-3851 **INDEX OF DRAWINGS** PERMIT MATRIX C-01 C-02 - C-03 C-04 - C-05 C-06 - C-07 C-08 - C-09 C-11 - C-12 C-13 - C-14 C-15 - C-16 SHEET NO PERFORMANCE FOOD GROUP, INC HILLSBOROUGH COUNTY, FLORIDA 12500 WEST CREEK PARKWAY SECTION 06, TOWNSHIP 29 S, RANGE 21 E RICHMOND, VA 23238 3150 GALLAGHER ROAD PREPARED FOR **DOVER, FL 33527** VICINITY MAP LOCATION MAP PROJECT SITE PROJECT 21-081 Arber Tomaselli, Skile of Rosda, Protestional Ingines, Hannas Na. 75519. November 28, 2022 This item nos been digitally signe and scalad by Ambor Ternasiolo, P.E. or 11/28/2022.

PERFORMANCE FOOD GROUP

FOR

SITE CONSTRUCTION PLANS

WAREHOUSE EXPANSION



Transportation Comment Sheet

3.0 TRANSPORTATION SUMMARY (FULL TRANSPORTATION REPORT IN SECTION 9 OF STAFF REPORT)

Adjoining Roadways (check if applicable)				
Road Name	Classification	Current Conditions	Select Future Improvements	
Gallagher Rd.	County Collector - Rural	2 Lanes ⊠Substandard Road □Sufficient ROW Width	 □ Corridor Preservation Plan ☑ Site Access Improvements ☑ Substandard Road Improvements □ Other 	
	Choose an item.	Choose an item. Lanes ☐ Substandard Road ☐ Sufficient ROW Width	□ Corridor Preservation Plan□ Site Access Improvements□ Substandard Road Improvements□ Other	
	Choose an item.	Choose an item. Lanes ☐ Substandard Road ☐ Sufficient ROW Width	□ Corridor Preservation Plan□ Site Access Improvements□ Substandard Road Improvements□ Other	
	Choose an item.	Choose an item. Lanes □Substandard Road □Sufficient ROW Width	□ Corridor Preservation Plan□ Site Access Improvements□ Substandard Road Improvements□ Other	

Project Trip Generation □Not applicable for this request				
	Average Annual Daily Trips	A.M. Peak Hour Trips	P.M. Peak Hour Trips	
Existing	2,334	227	286	
Proposed	2,978	441	330	
Difference (+/-)	(+) 644	(+) 214	(+) 44	

^{*}Trips reported are based on net new external trips unless otherwise noted.

Connectivity and Cross Access ☐ Not applicable for this request				
Project Boundary	Primary Access	Additional Connectivity/Access	Cross Access	Finding
North		None	Pedestrian	Meets LDC
South		None	None	Meets LDC
East		None	None	Meets LDC
West	Х	Vehicular & Pedestrian	None	Meets LDC
Notes:				

Design Exception/Administrative Variance □ Not applicable for this request			
Road Name/Nature of Request Type Finding			
Gallagher Rd./ Substandard Rd.	Design Exception Requested	Approvable	
	Choose an item.	Choose an item.	
Notes:			

Transportation Comment Sheet

4.0 Additional Site Information & Agency Comments Summary			
Transportation Objections Conditions Additional Requested Information/Comme			
☑ Design Exception/Adm. Variance Requested☑ Off-Site Improvements Provided	☐ Yes ☐ N/A ⊠ No	⊠ Yes □ No	





Unincorporated Hillsborough County Rezoning				
Hearing Date: November 20, 2023	Petition: SU 23-0481 3223 Gallagher Road			
Report Prepared: November 8, 2023	Northeast corner of North Gallagher Road and Dr. Martin Luther King Jr. Boulevard			
Summary Data:				
Comprehensive Plan Finding	CONSISTENT			
Adopted Future Land Use	Residential-1 (1 du/ga; 0.25 FAR)			
Service Area	Rural			
Community Plan	None			
Request	Special use to allow for a K-12 School with a maximum enrollment of 260 students.			
Parcel Size	30.43 ± acres (1,325,530.8 square feet)			
Street Functional Classification	North Gallagher Road- County Collector Dr. Martin Luther King Jr. Boulevard- State Principal Arterial			
Locational Criteria	N/A			
Evacuation Zone	None			



Plan Hillsborough planhillsborough.org planner@plancom.org 813 - 272 - 5940 601 E Kennedy Blvd 18th floor Tampa, FL, 33602

Context

- The 30.43 ± acre subject site is located at the northeast corner of North Gallagher Road and Dr. Martin Luther King Jr. Boulevard.
- The site is located within the Rural Area and is not within the limits of any Community Plan.
- The subject property is located within Residential-1 (RES-1) Future Land Use category. The RES-1 Future Land Use category can be considered for a maximum of up to 1 dwelling unit per gross acre and a maximum consideration of up to 0.25 Floor Area Ratio (FAR). The RES-1 Future Land Use is intended to designate areas for rural residential uses, compatible with short-term agricultural uses. Typical uses in the RES-1 category include farms, ranches, residential uses, rural scale neighborhood commercial uses, offices and multi-purpose projects. Nonresidential uses are subject to locational criteria.
- The immediate area surrounding the subject site to the north, northeast, northwest, east, southeast, south, and southwest consists of solely RES-1. Directly to the west is the Light Industrial (LI) Future Land Use map designation.
- The subject site currently serves as the location of First Baptist Church. To the east there are multi-family uses. Southeast of the subject site is light commercial, and south across Dr. Martin Luther King Boulevard are public/quasi-public/ institution uses. To the north of the subject site there are single-family uses, and to the west there are agricultural uses. To the southwest past Dr. Martin Luther King Jr. Boulevard there are public communications/utilities uses.
- The subject site is currently zoned as Agricultural, Single-Family Conventional 1 (ASC-1). There is additional ASC-1 zoning to the northeast and northwest, as well as to the south. Directly east is Plan Development (PD) zoning and to the west there is Manufacturing (M) and Commercial, Intensive (CI) zoning districts. To the southwest there is Agricultural, Single-Family 1 (AS-1) zoning.
- The applicant is requesting a Special Use approval for a K-12 school with a maximum enrollment of 260 students.

Compliance with Comprehensive Plan:

The following Goals, Objectives and Policies apply to this rezoning request and are used as a basis for a consistency finding.

FUTURE LAND USE ELEMENT

Rural Area

Objective 4: The Rural Area will provide areas for long term, agricultural uses and large lot, low density rural residential uses which can exist without the threat of urban or suburban encroachment, with the goal that no more than 20% of all population growth within the County will occur in the Rural Area.

Policy 4.1: Rural Area Densities Within rural areas, densities shown on the Future Land Use Map will be no higher than 1 du/5 ga unless located within an area identified with a higher density land use category on the Future Land Use Map as a suburban enclave, planned village, a Planned Development pursuant to the PEC ½ category, or rural community which will carry higher densities.

Land Use Categories

Objective 8: The Future Land Use Map will include Land Use Categories which outline the maximum level of intensity or density and range of permitted land uses allowed and planned for an area. A table of the land use categories and description of each category can be found in Appendix A.

Policy 8.1: The character of each land use category is defined by building type, residential density, functional use, and the physical composition of the land. The integration of these factors sets the general atmosphere and character of each land use category. Each category has a range of potentially permissible uses which are not exhaustive, but are intended to be illustrative of the character of uses permitted within the land use designation. Not all of those potential uses are routinely acceptable anywhere within that land use category.

Relationship To Land Development Regulations

Objective 9: All existing and future land development regulations shall be made consistent with the Comprehensive Plan, and all development approvals shall be consistent with those development regulations as per the timeframe provided for within Chapter 163, Florida Statutes. Whenever feasible and consistent with Comprehensive Plan policies, land development regulations shall be designed to provide flexible, alternative solutions to problems.

Policy 9.1: Each land use plan category shall have a set of zoning districts that may be permitted within that land use plan category, and development shall not be approved for zoning that is inconsistent with the plan.

Policy 9.2: Developments must meet or exceed the requirements of all land development regulations as established and adopted by Hillsborough County, the state of Florida and the federal government unless such requirements have been previously waived by those governmental bodies.

Neighborhood/Community Development

Objective 16: Neighborhood Protection

The neighborhood is a functional unit of community development. There is a need to protect existing neighborhoods and communities and those that will emerge in the future. To preserve, protect and enhance neighborhoods and communities, all new development must conform to the following policies.

Policy 16.1: Established and planned neighborhoods and communities shall be protected by restricting incompatible land uses through mechanisms such as:

a) locational criteria for the placement of non-residential uses as identified in this Plan.

- b) limiting commercial development in residential land use categories to neighborhood scale;
- c) requiring buffer areas and screening devices between unlike land uses;

Policy 16.2: Gradual transitions of intensities between different land uses shall be provided for as new development is proposed and approved, through the use of professional site planning, buffering and screening techniques and control of specific land uses.

Policy 16.3: Development and redevelopment shall be integrated with the adjacent land uses through:

- a) the creation of like uses: or
- b) creation of complementary uses; or
- c) mitigation of adverse impacts; and
- d) transportation/pedestrian connections

Objective 17: Neighborhood and Community Serving Uses

Certain non-residential land uses, including but not limited to residential support uses and public facilities, shall be allowed within residential neighborhoods to directly serve the population. These uses shall be located and designed in a manner to be compatible to the surrounding residential development pattern.

Policy 17.1: Residential support uses (child care centers, adult care centers, churches, etc.) is an allowable land use in any of the residential, commercial and industrial land use plan categories consistent with the following criteria: The facility shall be of a design, intensity and scale to serve the surrounding neighborhood or the non-residential development in which it occurs, and to be compatible with the surrounding land uses and zoning.

Policy 17.7: New development and redevelopment must mitigate the adverse noise, visual, odor and vibration impacts created by that development upon all adjacent land uses.

Community Design Component (CDC)

- 5.0 Neighborhood Level Design
- 5.1 Compatibility

Objective 12-1: New developments should recognize the existing community and be designed in a way that is compatible with the established character of the surrounding neighborhood.

Policy 12-1.4: Compatibility may be achieved through the utilization of site design techniques including but not limited to transitions in uses, buffering, setbacks, open space and graduated height restrictions, to affect elements such as height, scale, mass and bulk of structures, pedestrian or vehicular traffic, circulation, access and parking impacts, landscaping, lighting, noise, odor and architecture.

Staff Analysis of Goals, Objectives and Policies:

The 30.43 ± acre subject site is located on the northeast corner of North Gallagher Road and Dr. Martin Luther King Jr. Boulevard. The subject site is in the Rural Area and is not within the limits of any Community Plan. The subject site's Future Land Use classification

is Residential-1 (RES-1). The applicant is requesting a Special Use approval to allow for a K-12 School with a maximum enrollment of 260 students.

The subject site sits within the Rural Area where according to Objective 4 of the Future Land Use Element (FLUE) notes that 20% of the growth in the region will occur. FLUE Policy 4.1 characterizes the Rural Area as low-density, large lot residential uses and long-term agricultural uses that can exist without the threat of urban or suburban encroachment. The Special Use approval would allow for development that is aligned with this policy direction as it will be a low intensity residential support use. The applicant, per their revised narrative uploaded into Optix on November 7, 2023, has stated that the number of total children served will be phased. The applicant states that the project will begin with approximately 20 Kindergarten students in the first year, and then add approximately 20 additional students each year until the 260-student maximum capacity is met. A school is considered a residential support use that helps serve as a transitional use. Furthermore, the site is situated within the RES-1 Future Land Use category, which allows for consideration of residential support uses.

The subject site is approximately 30.43 acres in size, and presently contains a 2,000-seat church sanctuary, Sunday school space, and 120 student daycare. The applicant is seeking a Special Use approval to allow for an increase in enrollment of up to 260 students and a K-12 School. The applicant per their narrative uploaded into Optix on August 17, 2023, has stated that the school will initially be located within the existing 36,144 square foot building that is located north on the site and will migrate to a new 14,628 square foot building that is being proposed to be constructed east of the existing building. The proposed square footage total falls below the 0.25 Floor Area Ratio (FAR) maximum of RES-1. The site is allowed consideration for up to 331,382 square feet. Therefore, the proposal is consistent with the allowable FAR and uses under both Future Land Use categories and is also consistent with Objective 8 and Policy 8.1 of the FLUE. This application also meets FLUE Objective 9 and Policy 9.2, which requires that all development proposals meet or exceed all local, state and federal land development regulations.

The proposed Special Use meets the intent of Objective 16 and associated policies relating to neighborhood protection. The subject site currently serves as the location for First Baptist Church. The proposed school will provide a neighborhood serving use to the established single and multi-family residential areas. The proposal is consistent with the existing surrounding development. The application is consistent with Objective 12 and Policy 12-4.1 of the CDC as well as Policies 16.1, 16.2, and 16.3 of the FLUE. The proposal also meets the intent of Objective 17 and Policy 17.1 as the proposed school would be a residential support use and the improvements are designed to fit the character of a neighborhood.

Overall, the proposed Special Use would allow for development that is consistent with the Goals, Objectives and Policies of the *Unincorporated Hillsborough County Comprehensive Plan* and is compatible with the existing and planned development pattern found in the surrounding area.

Recommendation

Based upon the above considerations, the Planning Commission staff finds the proposed Special Use **CONSISTENT** with the *Unincorporated Hillsborough County Comprehensive Plan*, subject to the conditions proposed by the County Development Services Department.