# **Variance Application:** VAR 25-1302

**LUHO Hearing Date:** 

October 27, 2025

Case Reviewer: James E. Baker, AICP



**Development Services Department** 

Applicant: Yury E. Castiblanco Zoning: RSC-6

Location: 8512 Sunbeam Lane, Tampa, FL 33615; Folio: 7028.0000

#### Request Summary:

The subject property has two accessory structures that were in place at the time of purchase. The request is to bring both structures into compliance, as well as the primary structure.

Requested Variances:				
LDC Section:	LDC Requirement:	Variance:	Result:	
6.11.04.C.2	Accessory structures may occupy required side yards provided that such structures are more distant from the street than any part of the principal building on the same lot and any lot abutting said required side yard, provided that such accessory structures are not closer than 3 feet from any side lot line, including architectural features such as cornices, eaves and gutters.	0.3 feet	2.7-foot side yard setback for an accessory structure (southwestern building)	
6.11.04.C. 6.01.01	An accessory structure shall meet principal building setbacks, except under certain circumstances that do not apply		1.7-foot side yard setback for an accessory structure (storage building)	
6.01.01	A minimum 25-foot front yard setback is required in the RSC-6 district.	13.2 feet	11.8-foot front yard setback	
6.01.01	A minimum 7.5-foot side yard setback is required in the RSC-6 district.	5.1 feet	2.4-foot side yard setback	

Findings:	None.	
Zoning Administra	tor Sign Off:	Collean Marshall Colleen Marshall Tue Oct 14 2025 08:05:50

APPLICATION NUMBER: VAR 25-1302

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#### **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.

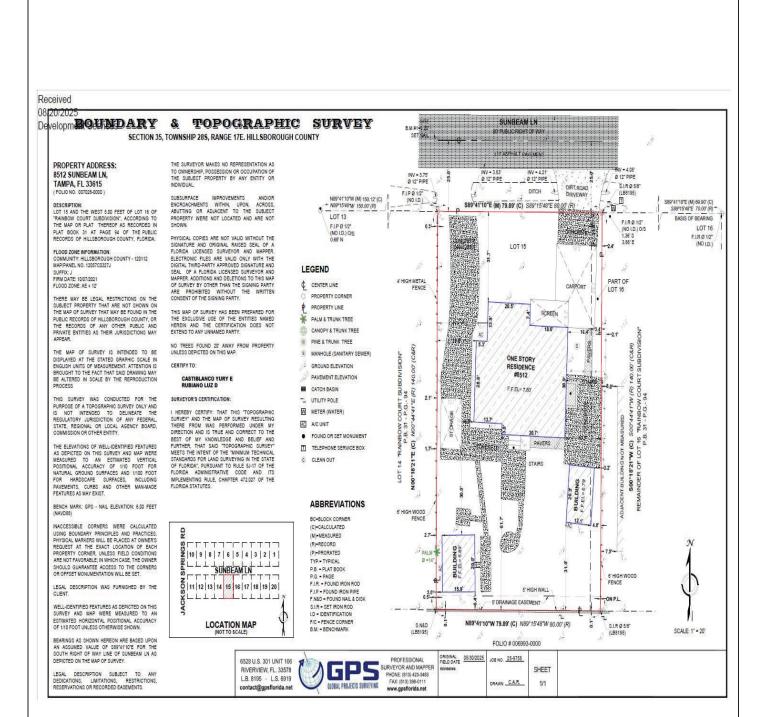
**APPLICATION NUMBER:** 

VAR 25-1302

**LUHO HEARING DATE:** 

October 27, 2025

#### **SURVEY/SITE PLAN**



Case Reviewer: James E Baker, AICP





## **Building and Construction Services Division**

## NOTICE OF VIOLATION

# **DO NOT REMOVE**

REINSPECTION FEE MAY BE REQUIRED - CORRECT VIOLATION WITHIN 30 DAYS AND CALL FOR REINSPECTION

BEFORE PROCEEDING

**PRINTED:** 4/28/2025 Project Number: HC-CMP-25-0000277

ADDRESS: 8512 Sunbeam Ln, Tampa, FL 33615

- HCCCO 105.1 (Permit Required) Failure to obtain a Residential New Construction and Additions permit for construction of (3) accessory structure with electrical and AC installed, and electrical panel change-out

- HCCCO 104.2.1 (Substantial Improvement/Damage Determination Required) Failure to obtain a Substantially Improved/Damaged determination for a new or existing building and/or structure within a flood hazard area prior to commencement of work.

\_\_\_\_ STOP WORK ORDER

Please apply for Permit within 30 days to avoid citations of \$500.00

Contact Permitting at (813) 272-5600, Option 1.

It is unlawful for any contractor, or other persons to cover or cause to be covered, any part of the work with flooring, lath, earth, or other material, until the inspector has approved the installation.

After additions and/or corrections have been made, please login to your HillsGovHub account to reschedule your inspection. If you need assistance rescheduling your inspection, please visit https://www.HCFLGov.net/HillsGovHub

INSPECTOR: Daniel Roman

EMAIL: romandy@hillsboroughcounty.org



Application No:	
Application No.	

# **Project Description (Variance Request)**

1. 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.

We are requesting a variance from the required 3-foot side yard setback for two accessory structures located on our property. Specifically, one structure (Shed #2) is currently located 1.7 feet from the side property line, and the other (Workshop) is 2.7 feet from the side property line. These structures were already in place at the time of purchase, and we are now seeking to bring them into compliance through the variance process. Due to the limited lot width and existing layout, strict enforcement of the 3-foot setback would result in unnecessary hardship and potential removal of functional structures. Both structures do not encroach on utility easements and do not negatively impact adjacent properties. This request represents the minimum variance necessary to allow for continued reasonable use of the property and is in keeping with the general intent and purpose of the zoning regulations.

2. A Variance is requested from the following Section(s) of the Hillsborough County Land Development Code:

We are requesting a variance from Section 6.11.02 of the Land Development Code, which governs setback requirements for accessory structures in residential zoning districts. Specifically, the code requires a minimum side yard setback of 3 feet, and we are requesting approval to allow existing accessory structures to remain at 1.7 feet and 2.7 feet, respectively, from the side PL

### **Additional Information**

	7.00.00.00.00.00.00.00.00.00.00.00.00.00
1.	Have you been cited by Hillsborough County Code Enforcement? No Yes  If yes, you must submit a copy of the Citation with this Application.
2.	Do you have any other applications filed with Hillsborough County that are related to the subject property? Yes If yes, please indicate the nature of the application and the case numbers assigned to the application (s): HURRICANE REPAIR & INT. EXT. REMODELING (HC-BLD-25-0072749)
3.	Is this a request for a wetland setback variance? No 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



	Hillsborough
EST. 1834	County Florida

Application N	0.	
Application N	0.	

# **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 hardship is unique to this property because of its narrow lot and existing structures that were already in place when purchased. These conditions limit where accessory structures can be located, unlike neighboring properties with more space. The difficulty is not shared by others and is due to the property's specific layout.

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.

Strict enforcement of the LDC's side yard setback would prevent us from using our property in a manner similar to other properties in the area. While neighboring lots can place accessory structures with a 3-foot setback without issue, the unique layout of our lot and existing structures restrict us from doing so.

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.

Allowing the variance won't harm neighbors or affect their property. The structures are small and maintain enough space for privacy and safety.

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 supports reasonable property use and preserves neighborhood character without harming safety or welfare.

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 need for this variance is not due to any illegal act or actions by the applicant. The hardship arises from pre-existing conditions and structures that were in place when the property was purchased.

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.

Allowing the variance balances public interests and individual rights by enabling reasonable use of the property without harming the community. Denying the variance would impose unnecessary hardship on the owner, while granting it respects the intent of the LDC to promote fair and practical land use



INSTRUMENT#: 2007465739, BK: 18221 PG: 1222 PGS: 1222 - 1222 10/31/2007 at 09:44:27 AM, DOC TAX PD(F.S.201.02) \$1400.00 DEPUTY CLERK: YROCHE Pat Frank, Clerk of the Circuit Court Hillsborough County

THIS INSTRUMENT PREPARED BY AND RETURN TO:

All Real Estate Title Services, Inc. 1016 W. Hillsborough Avenue Tampa, Florida 33603

Property Appraisers Parcel Identification (Folio) Numbers: 7028-0000

Space Above This Line For Recording Data	
Space Floore Time Ellie For Recording Sales	

THIS WARRANTY DEED, made the 26th day of October, 2007 by MIGUEL RUBIANO and MICHELLE RUBIANO, HUSBAND AND WIFE, herein called the grantors, to YURY E CASTIBLANCO and LUZ D RUBIANO, HUSBAND AND WIFE, whose post office address is 8512 SUNBEAM LANE, TAMPA, FL 33615, hereinafter called the Grantees: (Wherever used herein the terms "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)

W I T N E S S E T H: That the grantors, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars 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, State of Florida, viz.:

LOT 15 AND THE WEST 5 FEET OF LOT 16, RAINBOW COURT SUBDIVISION , ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 31, PAGE 94, OF THE PUBLIC RECORDS OF HILLSBOROUGH COUNTY, FLORIDA

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 grantors hereby covenant with said grantees that the grantors are lawfully seized of said land in fee simple; that the grantors have good right and lawful authority to sell and convey said land, and hereby warrant 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 December 31, 2006.

IN WITNESS WHEREOF, the said grantors have signed and sealed these presents the day and year first above written.

Witness #1 Signature

Witness #1 Printed Name

Witness #2 Signature

Witness #2 Printed Name

STATE OF FLORIDA

Witness #2 Printed Name

COUNTY OF HILLSBOROUGH

The foregoing instrument was acknowledged before me this 26th day of October, 2007 by MIGUEL RUBIANO and MICHELLE RUBIANO who are personally known to me or have produced as identification.

**SEAL** 

CABRIELA T. GERMINO
MY COMMISSION # DD 290049
SXPIRES. February 13, 2008
Printed Notary Name





# Property/Applicant/Owner Information Form

	05 4000	Official Use Only		
Application No:	25-1302		Intake Date:	
Hearing(s) and type: Date: _	10/27/2025	Type: LUHO		511716
Date: _	- Year	Type:	Intake Staff Signatu	ITE: Charles Phillips
		Property Informat	tion	
8512 SUN	NBEAM LN		TAMPA F	L 33615
Address:		City/Sta	te/Zip:	
TWN-RN-SEC; 28-17-35	Folio(s):0070 28.0	000_Zoning; _RSC-6	Future Land Use:R-20	Property Size: 0.26
		Property Owner Inform		
Name: YURY E CASTIB				
Address:	LT WAY	City/State	ODESSA, FL 33: /Zip:	556 ——————————
yuricas@yahoo.co	Om Correct:	yurycas@yahoo.com ———————		N/A
		Applicant Information	tion	
Name: YURY E CASTIB	LANCO		Daytime Pho	813-476-1681
Address:		LITV/State	/Zip:ODESSA, FL 335	556
yuricas@yahoo.co	om Correct:	yurycas@yahoo.co ———	om Fax Number	
		Representative (if diff		
Name:			Daytime Pho	ne
Address:		City/State,	/Zip;	
Email:			Fax Number	
! hereby swear or affirm to provided in the submitted and accurate, to the best authorize the representati to act on my behalf on thi	I application pack of my knowledge, ive listed above s application.	et is true and , and peti the	current and any future o	action taken on this he property as well as to
YUNG E. CASTIBLE	shen			Luz D. Robiano
Tune or print parme		Туре	or print name	



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

		Official Use Only	
	Application No:		Intake Date:
	Hearing(s) and type: Date:	Туре:	Receipt Number:
	Date:	Туре:	Intake Staff Signature:
Applicant/Representative: CASTIBLANCO YURY			Phone.813-476-1681
Re	presentative's Email: yurycas@yahoo.co	om	

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.

Inc	cluded	N/A	Requirements
1			Property/Applicant/Owner Information Form
2			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			<u>Sunbiz Form</u> (if applicable). This can be obtained at <u>Sunbiz.org</u> .
4			<u>Property/Project Information Sheet</u> All information must be completed for each folio included in the request.
5			Identification of Sensitive/Protected Information and Acknowledgement of Public Records
6			Copy of Current Recorded Deed(s)
7			Close Proximity Property Owners List
8			Legal Description for the subject site
9			Copy of Code Enforcement/Building Code Violation(s) (if applicable)
10			Fastrack Approval (if applicable)

Additional application-specific requirements are listed in Part B.



# Specific Submittal Requirements for Variances

This section provides information on items that must be addressed/submitted for a Special use - Land Excavation permit and will be subsequently reviewed when the application is assigned to a planner. Where certain information does not apply to a project, a notation shall appear on the plan stating the reason, for example, "No existing water bodies within project." Additionally, the explanations and justifications for when certain information does not apply to the project shall be included in the Narrative. If Hillsborough County determines the submitted plan lacks required information, the application shall not proceed to hearing as provided for in Section 6.2.1.1.A. Additionally, the required information is only the minimum necessary to schedule an application for hearing and Hillsborough County reserves the right to request additional information during review of the application.

If you are viewing this form electronically, you may click on each underlined item for additional information.

For any items marked N/A, justification must be provided as to why the item is not included.

#### Part B: Project Information

### **Additional Submittal Requirements for a Variance**

1	$\boxtimes$	Project Description/Written Statement of the Variance Request
2	$\boxtimes$	Variance Criteria Response
3		Attachment A (if applicable)
4	$\boxtimes$	Survey/Site Plan
5		Supplemental Information (optional/if applicable)



## PARCEL INFORMATION HILLSBOROUGH COUNTY FLORIDA

Unincorporated County	
Residential	
RSC-6	
Residential - Single-Family Conventional	
BFE = 9.0 ft	
0327H	
12057C0327H	
Н	
Thu Aug 28 2008	
AE	
1201120327C	
Town and Country	
Town and Country	
Town and Country Focus	
Tract: 011613 Block: 2016	
R-20	
USA	
City of Tampa Water	
Urban	
1	
Northwest	
NORTHWEST	
ZONE 10	
140 MPH Area	
130' AMSL	
NO	



Folio: 7028.0000 PIN: U-35-28-17-0CJ-000000-00015.0 Yury E Castiblanco And Luz D Rubiano Mailing Address: 16812 Fairbolt Way null Odessa, Fl 33556-Site Address: 8512 Sunbeam Ln Tampa, Fl 33615

> SEC-TWN-RNG: 35-28-17 Acreage: 0.26 Market Value: \$77,616.00

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.