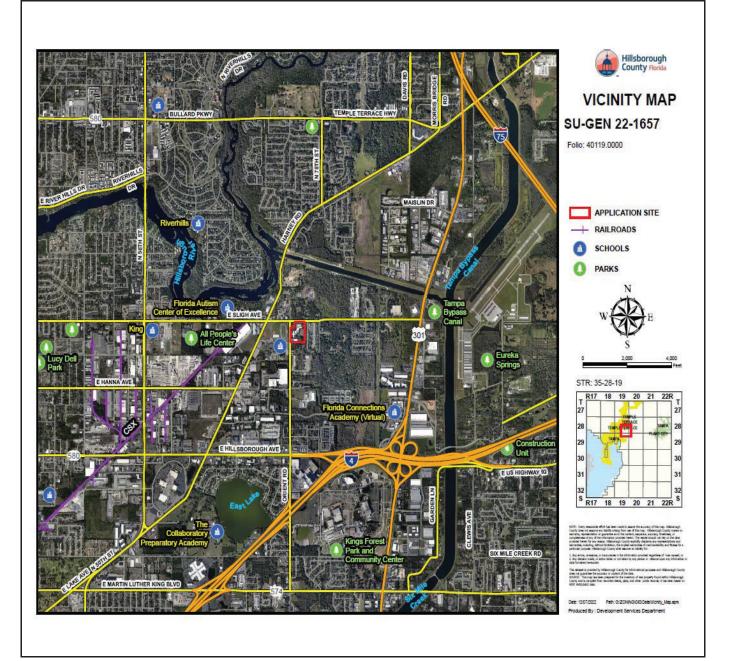


### **Land Use Application Summary Report**

Application Number:	SU-SCH 22-1657 ELP	Adjacent Zoning and Existing Land Uses:		
Degrade	Special Use Permit for a Private		PD 05-0821 / Multifamily / Temple parking	
Request:	School	South:	ASC -1 / Single family residential	
Comp Plan:	CMU-12 (Community Mixed Use)	East:	RSC-6 / Single family residential	
Service Area:	Urban	West:	ASC -1 / Public School	



APPLICATION: SU-GEN 22-1657
ZHM HEARING DATE: August 28, 2023
CASE REVIEWER: Israel Monsanto

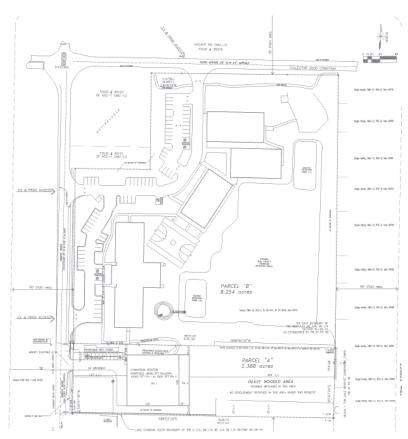
### **Request Details:**

Pursuant to Land Development Code Section (LDC) Section 6.11.88, Schools, the request is for a Special Use Permit for a private school on property located at 6801 N Orient Rd. in Tampa. No waivers to LDC Section 6.11.88 or variances are being requested. The zoning of the property is ASC-1, (Agricultural Single-Family Conventional).

### **Staff Findings:**

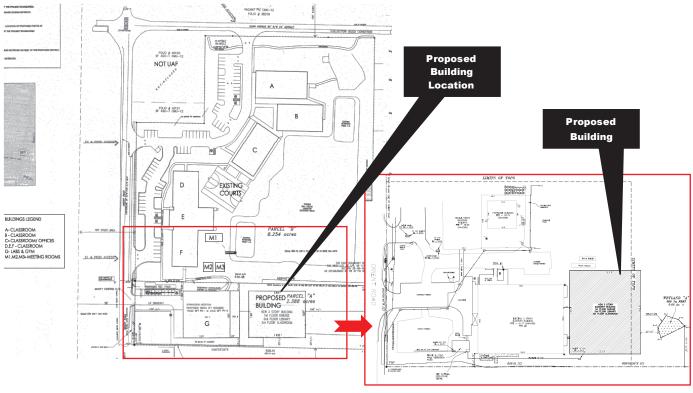
- The parcel is 10.6 acres and currently operates as a Pre-K through 12th Grade private school (Universal Academy of Florida) with a gymnasium and childcare facility as permitted by Special Use Permit SU 15-0768. The school is allowed for up to 400 students that are divided and spread across three divisions: elementary, middle, and high school. The latest construction plan approval for the school was received on September 2017 under PI # 3553 (Gym building addition).
- The site contains classrooms, a ball field, and a gymnasium/lab. This new SU requests the addition of a 3-story building housing a garage, additional classrooms and a library with 36,000 sq. ft. in heated area. The total building space for all the site would be approx. 130,000 square feet. No increase in the number of students is proposed.
- The applicant has requested a reduction from the originally approved buffer on the south from 20' to 10' only along the area of the 2-story building (Building G) where an existing staircase and mechanical equipment are located. The currently approved "Type B" screening will be maintained. A 10' landscaped buffer (Type A) along property lines is required between institutional uses and single-family residential uses per the Land Development Code, therefore, staff does not object to this request. Building setbacks will remain at least 20 feet along the south parcel line as approved today, per the development plan.
- The subject site is located within the City of Tampa Water/Wastewater Service Area. The applicant should contact the City of Tampa Water and Wastewater Departments to determine availability of water and sewer connections.
- Existing conditions requiring tree preservation efforts will be maintained.
- Hillsborough County Environmental Services Division (EVSD) reviewed this request and has no objection.
- Per Land Development Code Section 6.11.88.B, Schools, "the location, arrangement and lighting of play fields and playgrounds will be such as to avoid interference with the use of adjacent residential property." In the subject case, the current special use from 2015 currently restricts athletic fields to be lighted. This condition is not changing.
- The case was postponed several months due to a wetland area present on site that was not delineated. After the Environmental Protection Commission (EPC) surveyed the site, EPC staff reviewed the application and found that no wetlands or surface water bodies exist on the western portion of the site. A wetland (Wetland A) has been delineated on the southeastern portion of the site. The site plan was updated indicating the location of the Wetland A and the proposed building.
- A 30-foot wetland setback will need to be maintained on the east side of the proposed building. The applicant has been advised that building footers cannot encroach into the 30-foot wetland setback. Final location of the building will be reviewed during the site development review process.
- Access to the site is limited to two entrances from Orient Rd to the west and an exit only to Sligh Ave to the north. The applicant would maintain these conditions.
- Transportation staff has reviewed the application and has objections. The Transportation staff report indicates the applicant was notified on 7/12/2022 of a series of questions and comments regarding the project. No formal responses, revised narratives or site plans, nor any Administrative Variance and/or Design Exceptions requests were received. As of the date of this report writing the applicant has not responded to the transportation comments or submitted any revised or additional information.

ZHM HEARING DATE: August 28, 2023 CASE REVIEWER: Israel Monsanto



CURRENT SPECIAL USE CONCEPT PLAN

APPLICATION: SU-GEN 22-1657



PROPOSED PLAN

APPLICATION: SU-GEN 22-1657
ZHM HEARING DATE: August 28, 2023
CASE REVIEWER: Israel Monsanto

• The Planning Commission has found the application inconsistent with the Hillsborough County Comprehensive Plan due to insufficient information for Transportation staff evaluation of the existing school facility and proposed changes.

- The hearing date of August 28, 2023, which this application is scheduled for, is the last date this case can be heard by the LUHO.
- While the number of students has not changed as well as other site conditions that would remain in place as previously approved by the current SU permit, comments and changes pertaining to road improvements, internal circulation, and site access, among others, requested by Transportation staff and needed to properly evaluate the SU application were not addressed by the applicant. The applicant made changes to accommodate wetland setbacks and comply with landscaped buffers; however, the changes required by Transportation need to be clarified and satisfied before the school project could be reviewed at the site development process. Based on these considerations, staff finds the request not supportable.
- Staff notes that the applicant submitted a revised site plan and narrative (Friday, August 18, after 4 pm), responding to Transportation's concerns. However, staff was unable to evaluate the changes in time for the report filing due to the late submittal.

### **Exhibits:**

Exhibit 1: Zoning Map

Exhibit 2: Proposed Site Plan

Exhibit 3: Transportation Staff Report Exhibit 4: PI 3553 Construction Plans

Exhibit 5: Site Aerial (HC Property Appraiser, Dec. 2022)

Staff's Recomm	endation:	Not Supported		
Zoning Administrator Sign-off:	Colleen Marshall	March 154220		





## **ZONING MAP**

# **SU-GEN 22-1657**

Folio: 40119.0000



SCHOOLS **PARCELS** 

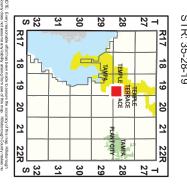








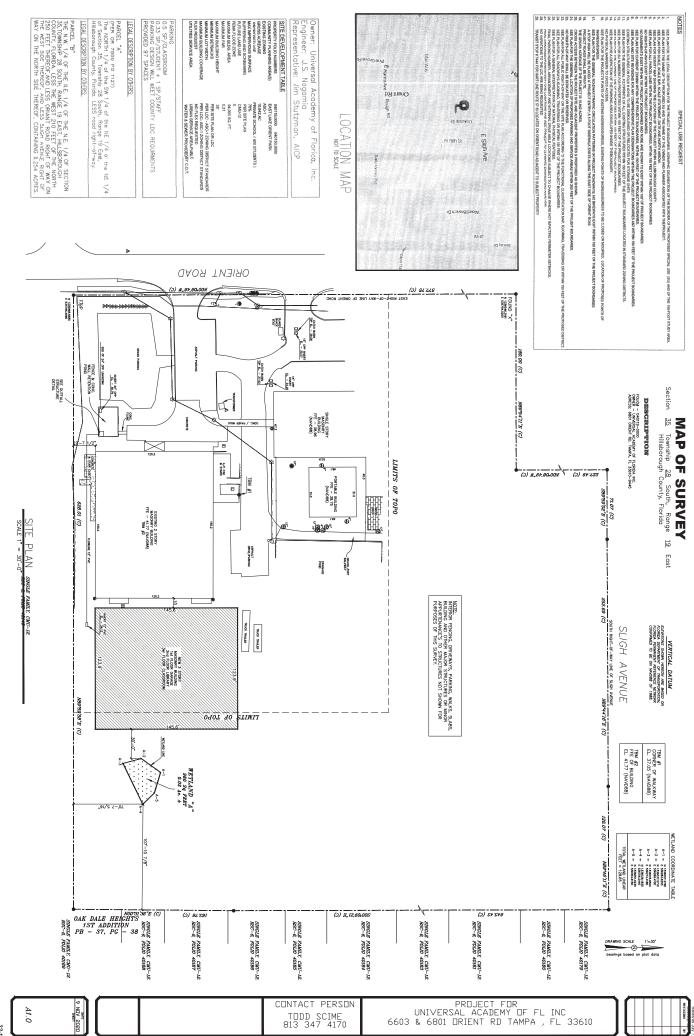
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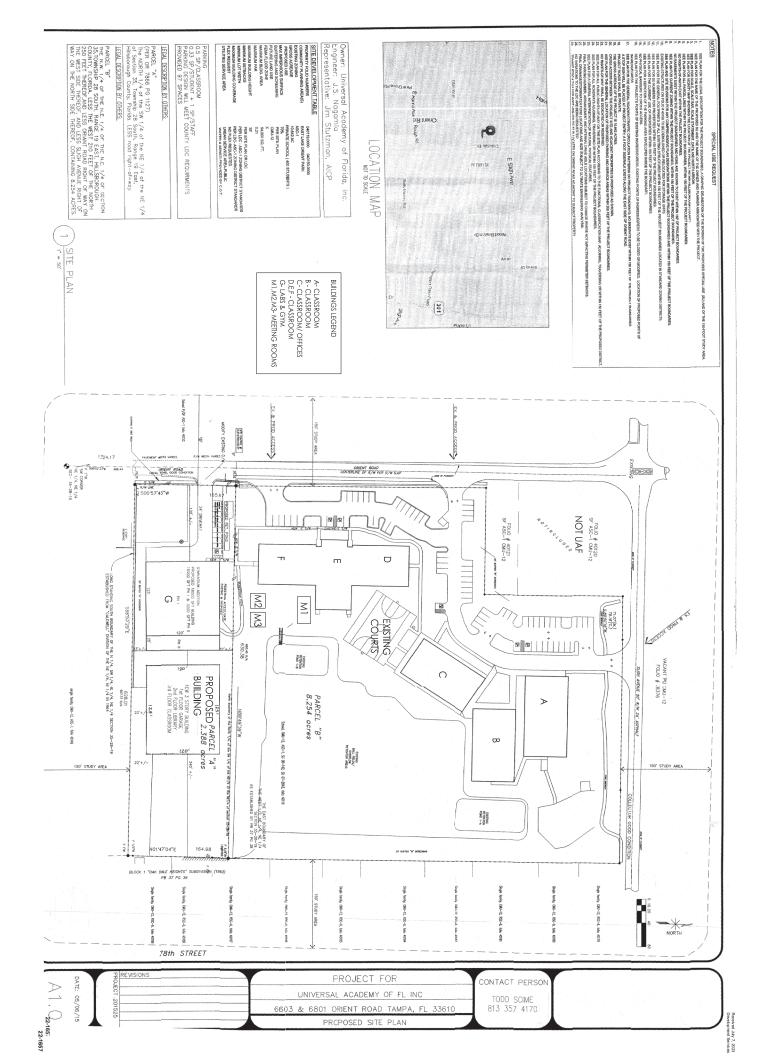


is genoted by Hillaborough County for informational purposes and Hillaborough County, mainter the fisic accuracy or content of the duds.

This map has been prepared for the inventory of real properly found within Hillaborough is complied form recorded deeds, plats, and other public records; it has been based on LABLE defail.

Date: 12/07/2022 Path: G:\ZONING\GIS\Data\Zoning\_Map.aprx





### AGENCY REVIEW COMMENT SHEET

TO: Zoning Technician, Development Services Department DATE: 08/12/2023						
REVIEWER: James Ratliff, AICP, PTP, Principal Planner AGENCY/DEPT: Transportation						
PLA	NNING AREA/SECTOR: ELOP/ Central	PETITION NO: SU 22-1657				
	This agency has no comments.					
	This agency has no objection.					
	This agency has no objection, subject to listed or atta	ached conditions.				
X	X This agency objects, based on the listed or attached conditions.					

### **RATIONALE FOR OBJECTION**

Transportation Review Section staff emailed the applicant on 7/12/2022 a series of questions and comments regarding the project, as generally reflected below. No formal responses, revised narratives or site plans, nor any Section 6.04.02.B. Administrative Variance and/or Design Exceptions requests have been received. As of the date of this writing the applicant did not respond to the email, submit any revised or additional information and failed to request a continuance to a future hearing date prior to the date staff had to submit this report. As such, staff cannot fully conduct its review and recommends denial of this request (in the event the case does not or cannot continue to a later hearing date).

- 1. The applicant failed to submit a narrative with a comprehensive list of changes being proposed (i.e. comparing the existing approval to the proposed site plan).
- 2. Staff requested the applicant provide the Project Information (PI) number for the recent site improvements which were completed (gymnasium construction and other improvements).
- 3. Staff noted the proposed project is seeking to apparently expand the parking area in front of the gymnasium building and then connect it in with the rest of the site via a circulation drive aisle. Staff inquired what were the purpose of these internal circulation changes, but no response was received. Staff notes that internal circulation changes have the potential to impact external project access, necessitating additional transportation analyses, review and potentially additional Section 6.04.02.B Administrative Variances (AV) and/or Design Exceptions (DE) due to the non-conforming nature of project access.
- 4. Staff noted that the southernmost access was previously permitted due to the limited number of the parking spaces and the fact that those were restricted to employee parking only. Staff informed the applicant that we likely cannot support maintaining the southernmost access, which does not meet access spacing requirements per Sec. 6.04.07 of the LDC and is not warranted pursuant to Section 6.04.03.I of the LDC; however, that staff would reevaluate this position once we have a greater understanding of the intent and purpose of the internal circulation changes.
- 5. Staff stated that it is unclear how the new structure (the first floor of which is a garage) is intended to be accessed, since the site plan doesn't show internal vehicular circulation serving the building.
- 6. Staff inquired how will the site meet fire access turnaround requirements, and whether or not they had met with Fire Rescue. No response was received.

- 7. Staff enquired what kind of transportation analyses were previously prepared for the site. Staff noted that an analysis will be required at the time of site/plan/construction plan review (regardless of whether staff requires on at the time of SU permit application, as is typically the case). If auxiliary (turn) lanes are required pursuant to Sec. 6.04.04.D. of the LDC, then the must be provided which could affect access location and site layout and necessitate a new SU review if not addressed concurrently with this SU approval (which is why staff requires the analysis up front).
- 8. Staff noted that the applicant is required to provide an ADA compliant sidewalk connection which connects the new building to existing internal sidewalk network, as well as a connection between the new structure and the existing sidewalk along the project's Orient Rd. frontage.
- 9. Staff enquired how were substandard road improvements were addressed during the previous site development application(s), and whether or not DEs or AVs had been considered/approved. Staff noted that Orient Rd. and Sligh Ave. are substandard collector roadways. As such, the developer is required to improve the roadway network (between the project driveway and nearest roadway meeting applicable standards) to the current standard or otherwise obtain a Section 6.04.02.B. Administrative Variance and/or Design Exception. Staff noted that transportation issues for Special Use cases are handled similar to PD cases. As such, these requests must be processed concurrently with the Special Use request.
- 10. Staff noted that there are discrepancies between the two provided site plan sheets which need to be rectified.
- 11. Staff noted there is insufficient detail to determined that proposed internal driveway and drive aisles conform to Hillsborough County Land Development Code/ Transportation technical Manual Minimum requirements. Certain driveway aisles appears to be less than the minimum width.
- 12. Staff noted that there are "Grave/Dirt Walkways" shown on the 2nd plan sheet which do not connect to the internal sidewalk system and are not supportable. It is unclear if these are existing or proposed. Gravel/dirt walks do not comply with TTM requirements and generally do not meet ADA, can create dirt/dust issues which can impact adjacent properties, are not easily maintainable, and are not permitted by the LDC.
- 13. Staff noted that a parking plan with the same level of detail as the rest of the plan needs to be provided for new as well as any reconfigured portions of the site. Details regarding the required number of spaces must be provided (both before and after proposed modifications) to ensure the entire site continues to meet Section 6.05 parking requirements.
- 14. Staff notes that significant changes to internal circulation and/or an increase in the number of students could trigger the need to bring the site into conformance with the Sec. 6.03.13. LDC requirements governing vehicle circulation, queuing and parking for private and charter schools.
- 15. Staff notes that the applicant has not addressed the Hillsborough County Corridor Preservation Plan requirements on the site plan for either Sligh or Orient roadways, nor shown the exiting right-of-way widths along its project frontages.
- 16. It is unclear how many students currently attend the school. The existing SU approval allows a maximum of 400 students. Data from the National Center for Education Statistics indicates a 2019-20 enrollment of 691 students (see below screen captures). The school's website indicates an enrollment of over 800 students. No change in maximum enrollment is apparently being proposed (although staff notes new classroom space is being constructed).



The Universal Academy of Florida (UAF) is a Private Daycare-12th Islamic School located in Tampa, FL. There are over 800 students enrolled at UAF, making it one of the fastest growing private schools in the area and it is ranked in the top 15 best Islamic private schools in the country!

UAF was founded on August 28th, 1992 as a dream to ensure that our Muslim youth attended an exceptional Academy while being in line with Islamic values. In the last year alone we have had over 95 students travel to Tampa, FL. from all across the country to Join our school.

UAF received accreditation in 1997. Alhamdullillah, we have consistently received accreditation renewal by Cognia, FCIS Florida Council of Independent Schools, CISNA (CISNA – Council of Islamic School of North America), and FKC (Florida Kindergarten Council).

At the Universal Academy of Florida, we strive to maintain a balance between offering a competitive curriculum academically while promoting Islamic understanding and practices. Our mission is to teach the students the principles and practices of Islam and to prepare them for academic success and good citizenship. Our staff is committed to the success of our students while teaching them Islamic etiquette



### PROJECT SUMMARY AND ANALYSIS

The applicant is requesting a Special Use approval for a +/- 10.6 ac. parcel, currently zoned Agricultural Single-Family Conventional - 1 (ASC-1). The site is currently in use as Universal Academy of Florida, a private school. The project was initially authorized as a 400-student school via Special Use (SU) 00-0142. A new SU was approved via 15-0768, which permitted an expansion to the school consisting of an 18,000 s.f. gymnasium. The applicant is requesting an addition for a building which will contain additional parking, a library, and additional classrooms. The applicant is also apparently proposing changes to internal site circulation, as further discussed in the rationale for objection section hereinabove.

Because there are outstanding questions regarding current and proposed enrollments, staff cannot analyze trip generation impacts which may occur due to this SU request.

Existing SU:

2.11.51.11.6 = 0.1						
Land Use/Size	24 Hour Two-	Total Peak Hour Trips				
Land Ose/Size	Way Volume	AM	PM			
400 student K-12 private school (ITE LUC 532)	992	322	68			

Proposed SU:

I 1II /C'	24 Hour Two-	Total Peak Hour Trips	
Land Use/Size	Way Volume	AM	PM
Undetermined	TBD	TBD	TBD

Trip Generation Difference:

Land Use/Size	24 Hour Two-	Total Peak Hour Trips	
	Way Volume	AM	PM
Difference	TBD	TBD	TBD

### TRANSPORTATION INFRASTRUCTURE SERVING THE SITE

Orient Rd. is a 2-lane, publicly maintained, substandard, collector roadway. The roadway is characterized by 11-foot-wide travel lanes in average condition, lying within a +/- 68-foot-wide right-of-way along the project's boundary. There are +/- 4-foot to 6-foot-wide sidewalks along portions of the east and west sides of Orient Rd. in the vicinity of the proposed project. There are no bicycle facilities present along Orient Rd. in the vicinity or the proposed project.

Orient Rd. is shown on the Hillsborough County Corridor Preservation Plan as a future 2-lane enhanced roadway. The maximum value for the minimum right-of-way width necessary is calculated by taking the typical section for a 2-lane urban, undivided roadway (TS-4 within the Hillsborough County Transportation Technical Manual), which requires a minimum of 64 feet of right-of-way, and adding an additional 11 feet of right-of-way for the northbound and southbound left turn lanes and an additional 11 feet of right-of-way for enhancements (for a total of 86 feet of right-of-way required). Given there is only +/- 68-feet of right-of-way available, the applicant is required to preserve one-half of the additional 18 feet needed (for a total of up to 9 feet of preservation required along their project frontage). To the extent that any existing or proposed improvements are within this area, the applicant must show where these will be relocated to in the future (at their expense) in accordance with Sec. 5.11.09 of the LDC.

Sligh Ave. is a 2-lane, publicly maintained, substandard, collector roadway. The roadway is characterized by 10-foot to 11-foot-wide travel lanes in average condition, lying within a +/- 48-foot-wide right-of-way along the project's boundary. There are +/- 5-foot to 6-foot-wide sidewalks along portions of the north and south sides of Sligh Ave. in the vicinity of the proposed project. There are no bicycle facilities present along Sligh Ave. in the vicinity or the proposed project.

Sligh Ave. is shown on the Hillsborough County Corridor Preservation Plan as a future 2-lane enhanced roadway. The maximum value for the minimum right-of-way width necessary is calculated by taking the typical section for a 2-lane urban, undivided roadway (TS-4 within the Hillsborough County Transportation Technical Manual), which requires a minimum of 64 feet of right-of-way, and adding an additional 11 feet of right-of-way for the westbound left turn lane and an additional 11 feet of right-of-way for enhancements (for a total of 86 feet of right-of-way required). Given there is only +/- 48-feet of right-of-way available, the applicant is required to preserve one-half of the additional 38 feet needed (for a total of up to 19 feet of preservation required along their project frontage). To the extent that any existing or proposed improvements are within this area, the applicant must show where these will be relocated to in the future (at their expense) in accordance with Sec. 5.11.09 of the LDC.

### **ROADWAY LEVEL OF SERVICE (LOS) INFORMATION**

Level of Service (LOS) information for adjacent roadway section(s) is reported below.

Roadway	From	То	LOS Standard	Peak Hour Directional LOS
Orient Rd.	Hillsborough Ave.	Sligh Ave.	D	С
Sligh Ave.	Orient Rd.	US 301	D	С
Sligh Ave.	56 <sup>th</sup> St.	Orient Rd.	D	D

Source: Hillsborough County 2020 Level of Service Report.

### Transportation Comment Sheet

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

Adjoining Roadways (check if applicable)						
Road Name	Classification	<b>Current Conditions</b>	Select Future Improvements			
Sligh Ave.	County Collector - Urban	2 Lanes  ⊠Substandard Road  □Sufficient ROW Width	<ul> <li>☑ Corridor Preservation Plan</li> <li>☐ Site Access Improvements</li> <li>☐ Substandard Road Improvements</li> <li>☒ Other - TBD</li> </ul>			
Orient Rd.	County Collector - Urban	2 Lanes  ☑ Substandard Road  ☐ Sufficient ROW Width	<ul> <li>☑ Corridor Preservation Plan</li> <li>☐ Site Access Improvements</li> <li>☐ Substandard Road Improvements</li> <li>☒ Other - TBD</li> </ul>			
	Choose an item.	Choose an item. Lanes  ☐ Substandard Road ☐ Sufficient ROW Width	<ul><li>□ Corridor Preservation Plan</li><li>□ Site Access Improvements</li><li>□ Substandard Road Improvements</li><li>□ Other</li></ul>			
	Choose an item.	Choose an item. Lanes  □Substandard Road  □Sufficient ROW Width	<ul><li>☐ Corridor Preservation Plan</li><li>☐ Site Access Improvements</li><li>☐ Substandard Road Improvements</li><li>☐ Other</li></ul>			

Project Trip Generation ☐ Not applicable for this request						
	Average Annual Daily Trips	A.M. Peak Hour Trips	P.M. Peak Hour Trips			
Existing	992	322	68			
Proposed	Unknown	Unknown	Unknown			
Difference (+/-)	Unknown	Unknown	Unknown			

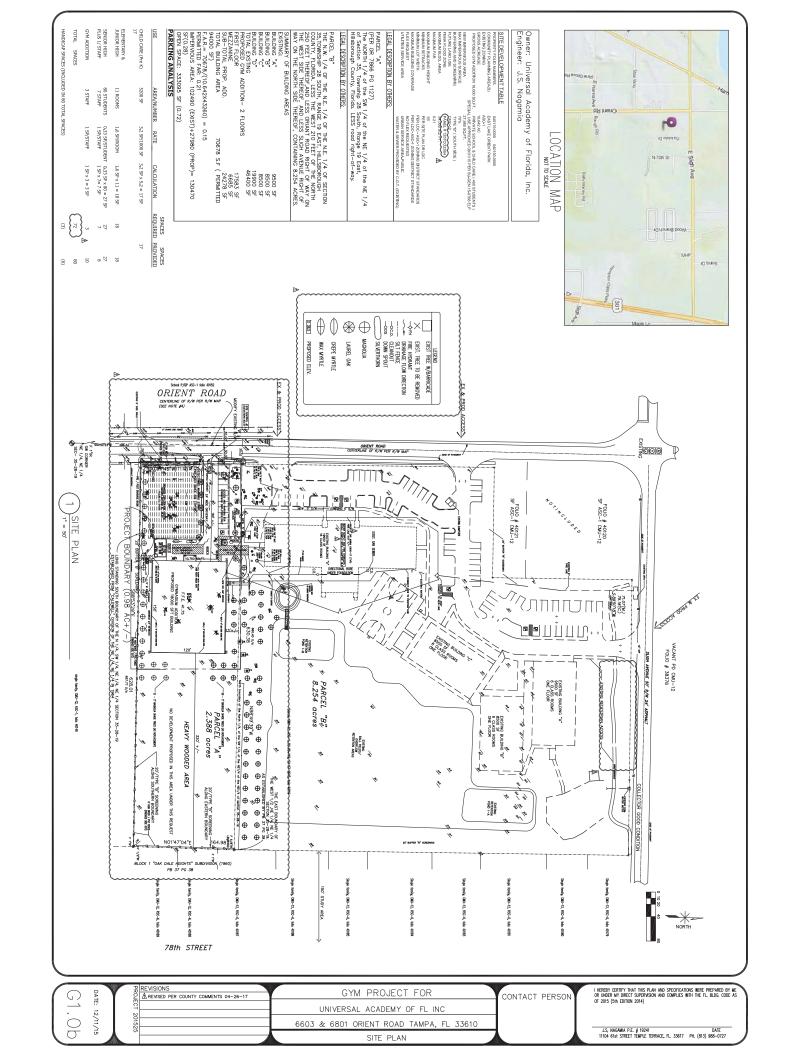
<sup>\*</sup>Trips reported are based on net new external trips unless otherwise noted.

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

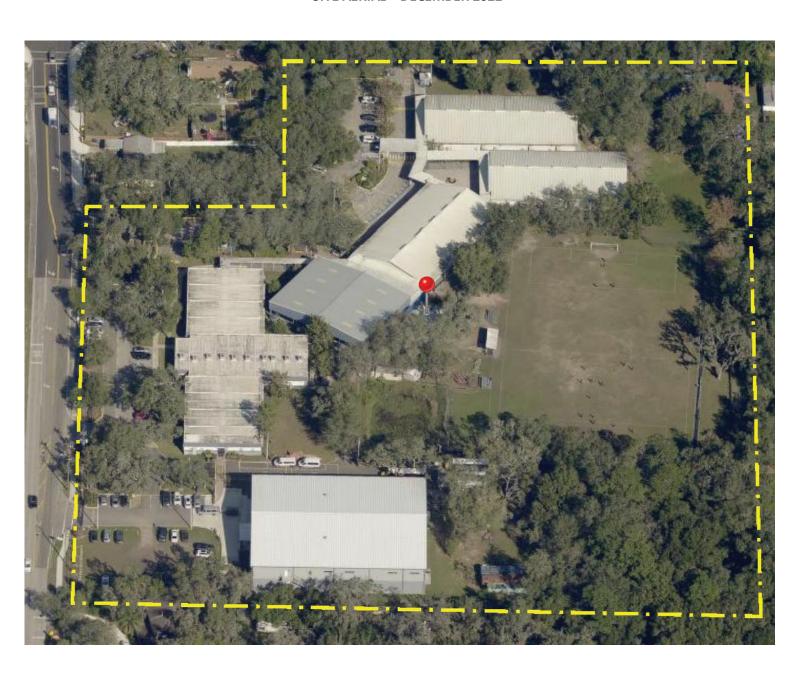
<b>Design Exception/Administrative Variance</b> □ Not applicable for this request					
Road Name/Nature of Request Type Finding					
	Choose an item.	Choose an item.			
	Choose an item.	Choose an item.			
Notes: No Design Exceptions or Section 6.04.02.B. Administrative Variances were requested, but they may be required.					

### Transportation Comment Sheet

4.0 Additional Site Information & Agency Comments Summary						
Transportation	Objections	Conditions Requested	Additional Information/Comments			
☐ Design Exception/Adm. Variance Requested☐ Off-Site Improvements Provided	⊠ Yes □N/A □ No	□ Yes ⊠ No	Staff will provide conditions when a sufficient and supportable application has been provided and staff can fully review the proposal.			



### SITE AERIAL – DECEMBER 2022







Unincorporated Hillsborough County Rezoning		
Hearing Date: August 28, 2023  Report Prepared: August 16, 2023	Petition: SU 22-1657 6801 N. Orient Road East of Orient Road and south of Sligh Avenue	
Summary Data:		
Comprehensive Plan Finding	INCONSISTENT	
Adopted Future Land Use	Community Mixed Use-12 (12 du/ga; 0.5 FAR)	
Service Area	Urban	
Community Plan	East Lake Orient Park	
Special Use Request	Special Use for the construction of a three-story building at an existing PreK-12 private school	
Parcel Size (Approx.)	10.642 ± acres	
Street Functional Classification	Orient Road – County Collector Sligh Avenue – County Collector	
Locational Criteria	N/A	
Evacuation Area	Е	



### Context

- The 10.642 ± acre subject site is located east of Orient Road and south of Sligh Avenue.
- The site is in the Urban Service Area and within the limits of the East Lake Orient Park Community Plan.
- The site has a Future Land Use designation of Community Mixed Use (CMU-12), which allows for consideration of up to 12 dwelling units per gross acre and a maximum Floor Area Ratio (FAR) of 0.5. Typical uses within CMU-12 include residential, community scale retail commercial, office uses, research corporate park uses, light industrial multi-purpose and clustered residential and/or mixed-use projects at appropriate locations.
- The subject site is surrounded by the CMU-12 Future Land Use category to the north, east and south. Public/Quasi Public (P/QP) is located to the west.
- The subject site is zoned Agricultural, Single-Family Conventional-1 (ASC-1). The site is generally surrounded by ASC-1 zoning, Planned Development (PD) zoning and Residential, Single-Family Conventional-6 (RSC-6) zoning.
- The subject site is currently occupied by Universal Academy of Florida, which is a private PreK-12 school. To the north of the site is a church and single-family homes, to the east and south of the site are single-family homes, and to the west of the site is Tampa Bay Technical High School.
- The applicant requests a Special Use approval for the construction of a three-story building at an existing PreK-12 private school.

### **Compliance with Comprehensive Plan:**

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

### **FUTURE LAND USE ELEMENT**

### Urban Service Area (USA)

**Objective 1:** Hillsborough County shall pro-actively direct new growth into the urban service area with the goal that at least 80% of all population growth will occur within the USA during the planning horizon of this Plan. Within the Urban Service Area, Hillsborough County will not impede agriculture. Building permit activity and other similar measures will be used to evaluate this objective.

**Policy 1.4:** Compatibility is defined as the characteristics of different uses or activities or design which allow them to be located near or adjacent to each other in harmony. Some elements affecting compatibility include the following: height, scale, mass and bulk of structures, pedestrian or vehicular traffic, circulation, access and parking impacts, landscaping, lighting, noise, odor and architecture. Compatibility does not mean "the same as." Rather, it refers to the sensitivity of development proposals in maintaining the character of existing development.

SU 22-1657 2

### 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 the 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 16.2:** 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

SU 22-1657 3

### 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.

<u>Staff Analysis of Goals Objectives and Policies:</u>
The 10.642 ± acre subject site is located east of Orient Road and south of Sligh Avenue. The site is in the Urban Service Area and within the limits of the East Lake Orient Park Community Plan. The subject site is currently occupied by Universal Academy of Florida, which is a private PreK-12 school. To the north of the site is a church and single-family homes, to the east and south of the site are single-family homes, and to the west of the site is Tampa Bay Technical High School. The applicant requests a Special Use approval for the construction of a three-story building at an existing PreK-12 private school. The building is proposed to be located in the southeastern portion of the site and will have a garage on the first floor, a library on the second floor and classrooms on the third floor.

The subject site is in the Urban Service Area, where at least 80% of all population growth shall occur during the horizon of the Comprehensive Plan. The proposed addition to the school is consistent with this policy direction. The site is in the Community Mixed Use-12 (CMU-12) Future Land Use category which is intended for urban intensities and densities. CMU-12 allows for the consideration of residential uses as well as residential support uses. The maximum total building area being proposed is 94,000 square feet, which falls below the 0.5 FAR maximum of 231,782 square feet. The proposal is consistent with the allowable uses under CMU-12 and is under the maximum square feet that can be considered in this

SU 22-1657

category. Therefore, the request is consistent with Objective 8 and Policy 8.1 of the Future Land Use Element (FLUE).

The site is located adjacent to single family residential developments and other public institutional uses including a high school and a church. The proposed school addition would be compatible and complementary to the surrounding development pattern. However, according to FLUE Objective 9 and Policy 9.2, all development proposals must meet or exceed all local, state, and federal land development regulations. At the time of uploading this report, County Transportation staff objected to the proposal and filed comments into Optix on August 12, 2023. The comments summarize that no Administrative Variance and/or Design Exceptions requests have been received and that there is outstanding information that is needed to determine that Land Development Code (LDC) requirements are being met as it relates to traffic, access, parking, circulation, sidewalk connections, and substandard roadway improvements. Although the proposed use may be compatible with the surrounding land uses, FLUE Policy 1.4 states that other elements that affect compatibility are pedestrian or vehicular traffic, circulation, access, and parking impacts. Therefore, the proposal is inconsistent with the intent of Future Land Use Element (FLUE) Policies 1.4 and 9.2.

FLUE Objective 16 and associated policies relate to community development and neighborhood protection. Although the site gradually transitions to complementary surrounding uses including single family residential and public institutional uses, Policy 16.3 states that development and redevelopment shall be integrated with the adjacent land uses through transportation and pedestrian connections. The proposed site plan does not indicate how the proposed building will be accessed via pedestrian and/or vehicle. In addition, as previously mentioned, County Transportation staff has objected due to the lack of information to evaluate accessibility. Therefore, the proposal is inconsistent with the intent of Policy 16.3.

Furthermore, although the use of the proposed addition is a residential support use and can be considered in this Future Land Use category, Policy 17.1 states that the facility shall be of a design, intensity, and scale to serve the surrounding neighborhood or the non-residential development in which it occurs. Without the necessary information to evaluate whether the site design is compatible with the rest of the school campus and surrounding uses, the proposal is inconsistent with this Policy direction.

Objective 12 and Policy 12-4.1 of the Community Design Component state that new developments should recognize the existing community and be designed in a way that is compatible with the established character of the surrounding neighborhood. Furthermore, it describes that pedestrian or vehicular traffic, circulation, access, and parking impacts affect compatibility. As previously mentioned, the required information to evaluate whether these components of compatibility are achieved has not been received by the applicant. Therefore, the proposal is inconsistent with the intent of this Policy direction.

The subject site is located within the limits of the East Lake Orient Park Community Plan. There are no applicable policies within the Plan relating to this request.

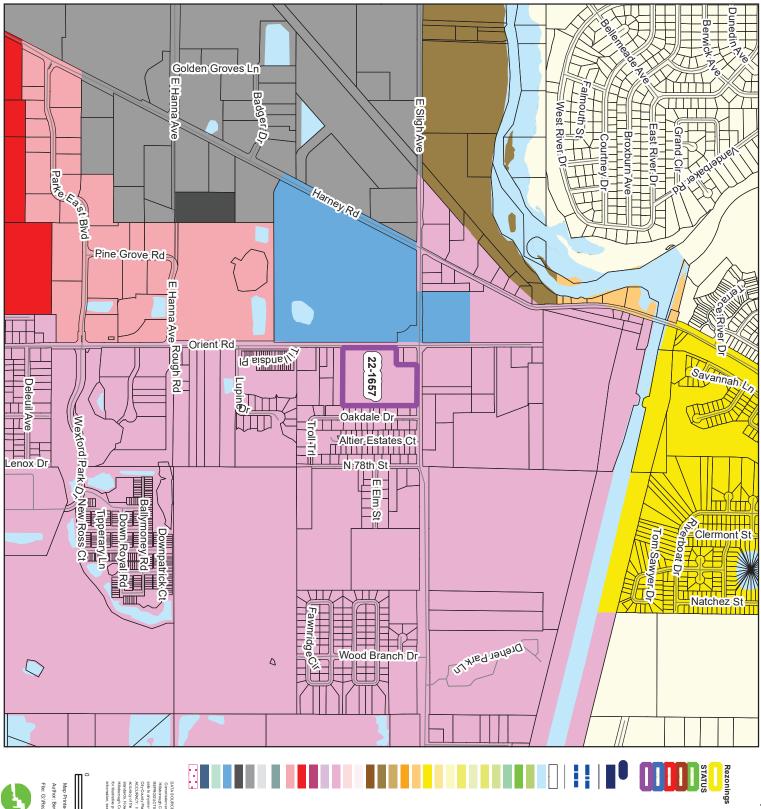
Overall, staff finds that the proposed Special Use request would not allow for development that is consistent with compatibility and residential support use policies in the FLUE. The proposed Special Use would not allow for development that is consistent with the Goals, Objectives, and Policies of the *Unincorporated Hillsborough County Comprehensive Plan*.

SU 22-1657 5

### **Recommendation**

Based upon the above considerations, Planning Commission staff finds the proposed Special Use **INCONSISTENT** with the *Unincorporated Hillsborough County Comprehensive Plan*.

SU 22-1657 6



## HILLSBOROUGH COUNTY **FUTURE LAND USE**

RZ SU 22-1657

APPROVED <all other values>

DENIED CONTINUED

PENDING WITHDRAWN

Urban Service Area Tampa Service Area

County Boundary Shoreline

Jurisdiction Boundary

Roads

AGRICULTURAL/MINING-1/20 (.25 FAR) wam.NATURAL.LULC\_Wet\_Poly

AGRICULTURAL-1/10 (.25 FAR) PEC PLANNED ENVIRONMENTAL COMMUNITY-1/2 (.25 FAR)

AGRICULTURAL/RURAL-1/5 (.25 FAR)

AGRICULTURAL ESTATE-1/2.5 (.25 FAR)

RESIDENTIAL-1 (.25 FAR)

RESIDENTIAL PLANNED-2 (.35 FAR) RESIDENTIAL-2 (.25 FAR)

RESIDENTIAL-9 (.35 FAR) RESIDENTIAL-6 (.25 FAR) RESIDENTIAL-4 (.25 FAR)

RESIDENTIAL-12 (.35 FAR)

RESIDENTIAL-35 (1.0 FAR) RESIDENTIAL-20 (.35 FAR) RESIDENTIAL-16 (.35 FAR)

NEIGHBORHOOD MIXED USE-4 (3) (.35 FAR)

SUBURBAN MIXED USE-6 (.35 FAR)

COMMUNITY MIXED USE-12 (.50 FAR)

URBAN MIXED USE-20 (1.0 FAR)

OC-20

REGIONAL MIXED USE-35 (2.0 FAR)

ENERGY INDUSTRIAL PARK (.50 FAR USES OTHER THAN RETAIL, .25 FAR RETAIL/COMMERCE) RESEARCH CORPORATE PARK (1.0 FAR)

LIGHT INDUSTRIAL PLANNED (.50 FAR)

HEAVY INDUSTRIAL (.50 FAR) LIGHT INDUSTRIAL (.50 FAR)

WIMAUMA VILLAGE RESIDENTIAL-2 (.25 FAR) NATURAL PRESERVATION PUBLIC/QUASI-PUBLIC



CITRUS PARK VILLAGE



Map Printed from Rezoning System: 1/31/2023



Author: Beverly F. Daniels

File: G:\RezoningSystem\MapProjects\HC\Greg\_hcRezoning - Copy.mxd







### Additional / Revised Information Sheet

Received August 18, 2023
Received January 17, 2023
Development Services

Office Use Only Application Number: Received Date: Received Pro-
The following form is required when submitted changes for any application that was previously submitted. A cover letter
project size the cover letter must list any new folio number(s) added. Additionally, the second page of this form must be included indicating the additional revised documents being submitted with this form.
Application Number: 50-Gen 22-1657 Applicant's Name: 1010 SCIME
Reviewing Planner's Name: Claine odell Date: B 118/23
Application Type:
Plantieu Development (PD) Minor Modification/Personal Appearance (PRS) Standard Rezoning (RZ)
Variance (VAR)  Development of Regional Impact (DRI)  Major Modification (MM)
Special Use (SU) Conditional Use (CU) Special Use (SU)
Current Hearing Date (if applicable): $8 + 18 + 23$
Important Project Size Change Information  Changes to project size may result in a new hearing date as all reviews will be subject to the established cut-off dates.
Will this revision add land to the project?  Yes No  No  The last page.
Will this revision remove land from the project? Yes No f"Yes" is checked on the above please ensure you include all items marked with * on the last page.
Email this form along with all submittal items indicated on the next page in pdf form to:
For additional help and submitted supprison of supprison
For additional help and submittal questions, please call (813) 277-1633 or email ZoningIntake-DSD@hcflgov.net.
ertify that changes described above are the only changes that have been made to the submission. Any further changes ill require an additional submission and certification.
2006 Somes 8/18/23.
Signature

Received August 18, 2023 SCIME LLC. Development Services Juni: Joelessane

10: June Kut lift MANSPOTTATION

purjet wasmi: UKd. Respond 8/14/23.

1) Manufine downing 2) 3553 Old projet ledatification surface 3) NO, are and Incaesing onlow Chargey fire
parling lefunt of the gay. A) Mothing has charged also adalitical care
fins is instructed access 5) our servised site plus Shows dening for sun building. 6) the new Site plan reflects Fine fuch to funn-anoul 7) NO Analysis needed, we come for the format. 8) new Siewalk Slow Ada conflicut. 9) Sligh a Orient and howe receively been supplied. Supplied the Supplied (1042) 22-1657

ECIMELLO MANSportation

Comments

Comments

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SCIME LLC Juni: Lockel Scul do: Brian Grady project addres: 680/ oui'est Kk a) Site planston project Man: Universe according This alcumation is to Let E) TARO Sheet you know, that we are ne-explanely for our site plas deviced (perfueputation) bud another Site plas showing Epe delineation and 30' Setbuck, with me funsputation Response Lefter, effes remative (2) site plans al application. It we are getty Close to Aug 28. claste, my lost clume there muy be fungentation, or offen Sserves to Usovlere, which, we know, must be adversely be site keiner early early early (10+1)

If you need anything early street Street (10+1)

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INSTRUMENT#: 2011117819, BK: 20451 PG: 1220 PGS: 1220 - 1220 04/07/2011 at 01:40:06 PM, DOC TAX PD(F.S.201.02) \$875.00 DEPUTY CLERK: PPASTOR Pat Frank, Clerk of the Circuit Court Hillsborough County

125,000.00 Alday-Donalson Title Agencies of America, Inc. 13920 N. Dale Mabry Highway Tampa, Florida 33618

File Number: 4-11-0161

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE DOCUMENT ON FILE IN MY OFFICE WITHESS MY HAND AND OFFICIAL THIS 27 PAY OF OCTOBER 20 2

Hillsborough County, State of Florida Clerk of the Cirodit Court and Comptroller

As Deputy Clerk

### General Warranty Deed

Made this April 5, 2011 A.D. By Delores D. Odom, 304 Pheasant Circle, Brandon, Fl. 33510-3314, hereinafter called the grantor, to Universal Academy of Florida, Inc, whose post office address is: 6801 Orient Road, Tampa, Fl. 33610, hereinafter called the grantee:

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

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

The North 1/4 of the Southwest 1/4 of the Northeast 1/4 of the Northeast 1/4 of Section 35, Township 28 South, Range 19 East, Hillsborough County, Florida

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

Parcel ID Number: 040150-0000

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

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

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances except taxes accruing subsequent to December 31, 2010.

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

Signed, sealed and dell in our presence:

Susan D. Dennison

Address: 304 Pheasant Circle, Brandon, Fl. 33510-3314

Witness Printed Name

Witness Printed Name

State of Florida

County of Hillsborough

The foregoing instrument was acknowledged before me this 5th day of April, 2911, by belo known to me or who [XX] has produced drivers license as identification.

Susan D. Dennison Notary Public, State of Florida Commission # DD833598 Li pires November 3, 2012

Odom, who is/are personally

Notary Public Subah D.

My Commission Expires:

INSTRUMENT#: 2010296561, BK: 20062 PG: 172 PGS: 172 - 172 09/02/2010 at 02:28:36 PM, DOC TAX PD(F.S.201.02) \$0.70 DEPUTY CLERK: BLOGGANS Page 1 DEPUTY CLERK: BLOGGANS Pat Frank, Clerk of the Circuit Court Hillsborough County

This instrument prepared by:

Name:

Ahmed O'Keeffe, Esq. P.O. Box 292637

Address:

Tampa, FL 33687

Return to:

Ahmed O'Keeffe, Esa.

Address:

P.O. Box 292637 Tampa, FL 33687

Property Appraisers Parcel I.D. No. 040119.0000

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE DOCUMENT ON FILE IN MY OFFICE. WITNESS MY HAND AND OFFICIAL SEAL THIS 27 DAY OF OCTOBER , 20 20 Hillsbordugh County, State of Florida Clerk Circuit Court and Comptroller

As Deputy Clerk

### CORRECTIVE CORPORATE DEED

THIS WARRANTY DEED made this 23kd day of HUGUST, 2010, between Islamic Society of Tampa Bay Area, Inc., a non-profit Florida corporation, whose post office address is 7326 E. Sligh Avenue, Tampa, FL 33610-9504, as Grantor, and Universal Academy of Florida, Inc., a non-profit Florida Corporation, whose post office address is 6801 Orient Rd., Tampa, FL 33610, as Grantee

WITNESSETH, that the Grantor, for and in consideration of the sum of \$10.00 and other valuable considerations the receipt whereof is hereby acknowledged, does grant, bargain, sell, alien, remise, release, convey and confirm unto the Grantee, and Grantee's successors, and assigns forever, all that certain parcel of land in the county of Hillsborough and state of Florida to wit::

The NW 1/4 of the ME 1/4 of the ME 1/4, Less the West 210 Peet of the North 250 fast, of Section 35, Township 28 South, Range 19 East, Hillsborough County, Florida, and Less Orient Road right of way on the Nest side thereof and Less Sligh Avenue right of way on the North side thereof.

THIS DEED IS BEING RE-RECORDED TO CORRECT DEFECTS IN THE DEEDS RECORDED ON BK 10528 PG 1951, WHICH DID NOT INCLUDE A LEGAL DESCRIPTION, AND BK 10846 PG 0224, WHICH ADDED A LEGAL DESCRIPTION BUT WAS NOT RE-EXECUTED OR ACKNOWLEDGED BY THE GRANTOR.

and Grantor does hereby fully warrant title to said land and will defend the same against the lawful claims of all persons whomsoever, except taxes for the year 2001 and subsequent years, and restrictions, limitations, covenants, and easements of record, if any. ("Grantor and Grantee" are used herein for singular or plural, the singular shall include plural, and any gender shall include all genders, as

IN WITNESS WHEREOF, the grantor has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized, the day and year first above written.

SIGNED, SEALED & DELIVERED:

Islamic Society of Tampa Bay, Inc.	
SIM SIM	
By: July and I	Elias Ahmed
Signature	Printed Name
Its Chairman of the Board of Directors	
Witness #1	Witness #2 A A A Mal
Signature V	Signature
Mahmoud T. ElKasaby	MOHAMMISO Z. MOTA
Printed Name	Printed Name
STATE OF FLORIDA) COUNTY OF HIW doesney ()	4
The foregoing instrument was acknowledged	of Islamic Society of Tampa
Bay, Inc., a non-profit Florida corporation, who is	personally known to me or who produced driver's
license as identification and who did/did not take an	oath.
an see	
NOTARY PUBLIC-STATE OF FLORIDA	
Notein Publisher	
My Commission expires: 1	
BOSIND THE AMERICA BONDING CO C.	



### SPECIAL USE (GENERAL)

### IMPORTANT INSTRUCTIONS TO ALL APPLICANTS:

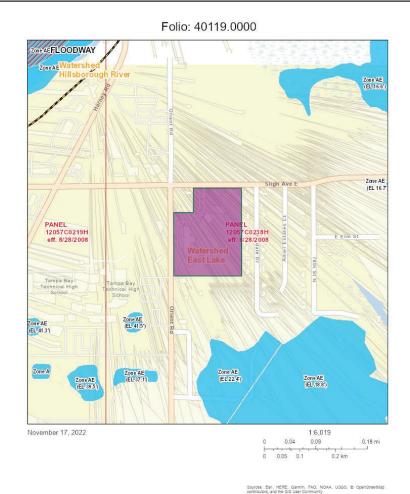
You must schedule an appointment to submit this application. To request an appointment please call \$13-272-5600.

All requirements listed on the submittal checklist must be met. Incomplete applications will not be accepted.		
Property Information 22/16		
Address: 680 Orient Rd. City/State/Zip: TAMPA, FC TWN-RN-SEC: 35/28/19E		
Folio(s): OHO 119. 0000 Zoning: ASC-1 Future Land Use: CMU-12 Property Size: \$1250000		
Name: UNIVERSAL CICAGONAL OF MOVING Daytime Phone: X813+748+6613		
Address: 680 Opieut RD City/State/Zip: Dunge, Sl, 336/0		
Email: X Nazart Wyahoo. Com FAX Number: WA		
Name: Todo Same Daytime Phone: 813 464+1264		
Address: pobox 19 city/State/Zip: gibsoxton, FC, 33534		
Email: SciWES 7000 GOL COW FAX Number: N/A		
Applicant's Representative (if different than above)		
Name:Applicant's Representative (if different than above)		
Address: Pobox 1911 City/State/Zip: 916Sout W, FL 33534		
Email: SciMES 2000@ GOLECOM FAX Number: NA		
I HEREBY SWEAR OR AFFIRM THAT ALL THE INFORMATION PROVIDED IN THIS APPLICATION PACKET IS TRUE AND ACCURATE, TO THE BEST OF MY KNOWLEDGE, AND AUTHORIZE THE REPRESENTATIVE LISTED ABOVE TO ACT ON MY BEHALF FOR THIS APPLICATION.  I HEREBY AUTHORIZE THE PROCESSING OF THIS APPLICATION AND RECOGNIZE THAT THE FINAL ACTION ON THIS PETITION SHALL BE BINDING TO THE PROPERTY AS WELL AS TO CURRENT AND ANY FUTURE OWNERS.		
Jorda Scine X Ga		
Signature of Applicant Signature of Property Owner		
Type or Print Name    DAMOOD SYED		
(Board Member)		
Office Use Only		
Intake Staff Signature: Clare Udell Intake Date: 11 1 2022		
Case Number: 22 1 Dec. Public Hearing Date: 02/27/2023 Receipt Number: 218030		
Type of Application:		
Development Services, 601 E Kennedy Blvd. 19th Floor		
Revised 07/02/2014		



### PARCEL INFORMATION HILLSBOROUGH COUNTY FLORIDA

Jurisdiction	Unincorporated County
Zoning Category	Agricultural
Zoning	ASC-1
Description	Agricultural - Single-Family Conventional
Flood Zone:X	AREA OF MINIMAL FLOOD HAZARD
FIRM Panel	0238H
FIRM Panel	12057C0238H
Suffix	Н
Effective Date	Thu Aug 28 2008
Pre 2008 Flood Zone	Х
Pre 2008 Firm Panel	1201120238C
County Wide Planning Area	East Lake Orient Park
Community Base Planning Area	East Lake Orient Park
Census Data	Tract: 010402 Block: 3017
Future Landuse	CMU-12
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	2
Fire Impact Fee	Northeast
Parks/Schools Impact Fee	NORTHEAST
ROW/Transportation Impact Fee	ZONE 4
Wind Borne Debris Area	Outside 140 MPH Area
Aviation Authority Height Restrictions	70' AMSL
Aviation Authority Height Restrictions	90' AMSL
Aviation Authority	Landfill Notification Area
Aviation Authority	Tampa Executive Airport (TEA) Influence Area
Competitive Sites	NO
Redevelopment Area	NO



Folio: 40119.0000 PIN: U-35-28-19-ZZZ-000001-41900.0 UNIVERSAL ACADEMY OF FLORIDA INC Mailing Address: 6801 ORIENT RD TAMPA, FL 33610-9445 Site Address: 6801 N ORIENT RD TAMPA, Fl 33610

Hillsborough County Florida

**SEC-TWN-RNG**: 35-28-19 Acreage: 10.66959953

Market Value: \$10,011,061.00 Landuse Code: 7200 SCHOOLS/COLLEGE

Hillsborough County makes no warranty, representation or guaranty as to the content, sequence, accuracy, timeliness, or completeness of any of the geodata information provided herein. The reader should not rely on the data provided herein for any reason. Hillsborough County explicitly disclaims any representations and warranties, including, without limitations, the implied warranties of merchantability and fitness for a particular purpose. Hillsborough County shall assume no liability for: 1. Any error, omissions, or inaccuracies in the information provided regardless of how caused.

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