Rezoning Application: RZ-STD 23-0324

Zoning Hearing Master Date: August 21, 2023

BOCC Land Use Meeting Date: October 10, 2023



Development Services Department

1.0 APPLICATION SUMMARY

Applicant: Cristobal Bonafe

FLU Category: RES-12

Service Area: Urban

Site Acreage: 0.20 +/- Acres

Community

Plan Area:

Overlay: None



Introduction Summary:

The request is to rezone from the existing (RSC-6) Residential, Single Family Conventional zoning district to the (RDC-12) Residential, Duplex Conventional zoning district.

Zoning:	Existing	Proposed	
District(s)	RSC-6	RDC-12	
Typical General Use(s)	Single-Family Residential (Conventional Only)	Residential, Duplex Conventional	
Acreage	8,712 sq. ft / .20 +/- Acres	8,712 sq. ft / .20 +/- Acres	
Density/Intensity	1 dwelling unit / 7,000 square feet	1 dwelling unit / 3,500 square feet or 2 units on one unsubdivided lot with a min of 7,000 square feet	
Mathematical Maximum*	1 dwelling unit	2 dwelling units	

^{*}number represents a pre-development approximation

Development Standards:	Existing	Proposed
District(s)	RSC-6	RDC-12
Lot Size / Lot Width	7,000 sf / 70'	3,500 sf / 40'
Setbacks/Buffering and Screening	25' Front 25' Rear 7.5' Sides	20' Front 20' Rear 5' Sides
Height	35′	35′

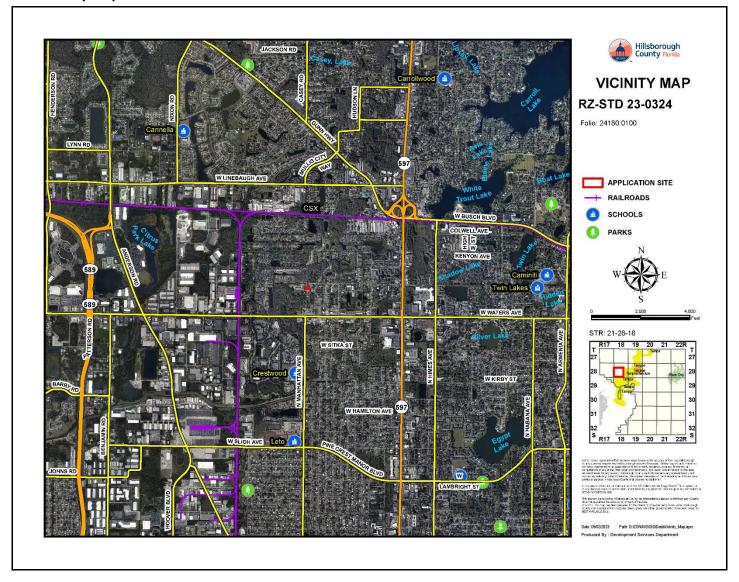
Additional Information:		
PD Variation(s)	N/A	
Waiver(s) to the Land Development Code	None	

Planning Commission Recommendation:	Development Services Recommendation:
Consistent	Approvable

Case Reviewer: Camille Krochta

2.0 LAND USE MAP SET AND SUMMARY DATA

2.1 Vicinity Map



Context of Surrounding Area:

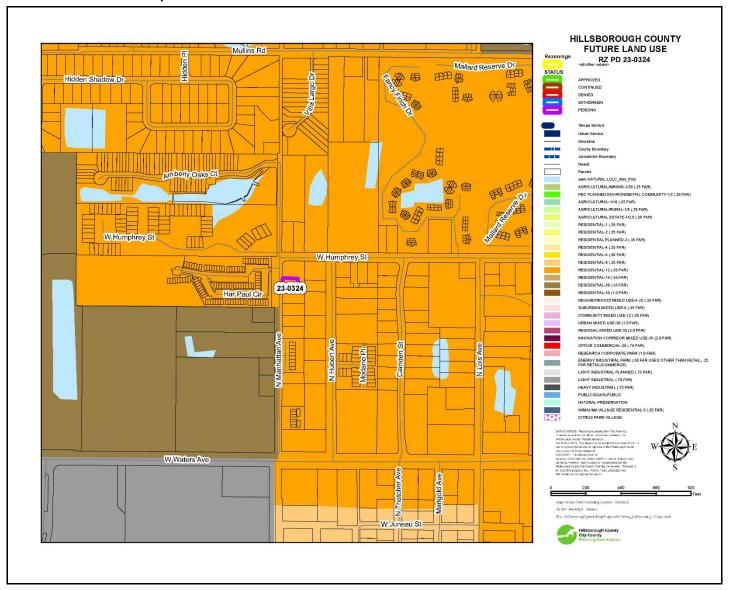
The 0.20-acre subject property is located south of West Humphrey Street and East of North Manhattan Avenue. The property is adjacent to similar-use residential single and multifamily zoning districts. To the south of the site, there are neighborhood commercial developments including small strip mall shopping centers, with restaurants and other commercial uses continuing eastward along Waters Avenue.

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Case Reviewer: Camille Krochta

2.0 LAND USE MAP SET AND SUMMARY DATA

2.2 Future Land Use Map



Subject Site Future Land Use Category:	Residential-12 (RES-12)
Maximum Density/F.A.R.:	Up to 12 dwelling units per gross acre and is limited to 175,000 sq. ft. or .50 FAR, whichever is less intense
Typical Uses:	Residential, urban scale neighborhood commercial, office uses, multi- purpose projects, and mixed-use development. Non-residential uses shall meet established locational criteria for specific land use.

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Case Reviewer: Camille Krochta

2.0 LAND USE MAP SET AND SUMMARY DATA

2.3 Immediate Area Map



Adjacent Zonings and Uses				
Location:	Zoning:	Maximum Density/F.A.R. Permitted by Zoning District:	Allowable Use:	Existing Use:
North	RSC-6	1 DU/ 7,000 Sq. Ft.	Single-family conventional development	Single Family Residential
South	RMC-12	1 DU / 3,630 Sq. Ft.	Conventional multiple- family dwelling units	Multi-Family Residential
East	RSC-6	1 DU/ 7,000 Sq. Ft.	Single-family conventional development	Single Family Residential
West	PD 99-1281	Per PD	Multi-Family Residential	Multi-Family Residential

APPLICATION NUMBER:	RZ-STD 23-0324	
ZHM HEARING DATE: BOCC LUM MEETING DATE:	August 21, 2023 October 10, 2023	Case Reviewer: Camille Krochta
2.0 LAND USE MAP SET	AND SUMMARY DAT	ГА
2.4 Proposed Site Plan	(partial provided below	vfor size and orientation purposes. See Section 8.0 for full site plan)
		Not Applicable

BOCC LUM MEETING DATE: October 10, 2023 Case Reviewer: Camille Krochta

3.0 TRANSPORTATION SUMMARY (FULL TRANSPORTATION REPORT IN SECTION 9.0 OF STAFF REPORT)

ZHM HEARING DATE: August 21, 2023

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4.0 ADDITIONAL SITE INFORMATION & AGENCY COMMENTS SUMMARY

INFORMATION/REVIEWING AGENCY					
Environmental:	Comments Received	Objections	Conditions Requested	Additional Information/Comments	
Environmental Protection Commission	⊠ Yes	☐ Yes ⊠ No	☐ Yes	morniacion/comments	
Natural Resources	☐ Yes	☐ Yes	☐ Yes		
Conservation & Environ. Lands Mgmt.	⊠ Yes □ No	☐ Yes ⊠ No	☐ Yes ☐ No		
Check if Applicable: Wetlands/Other Surface Waters Use of Environmentally Sensitive Land Credit Wellhead Protection Area Surface Water Resource Protection Area	☐ Significan☐ Coastal H☐ Urban/Sul	 □ Potable Water Wellfield Protection Area □ Significant Wildlife Habitat □ Coastal High Hazard Area □ Urban/Suburban/Rural Scenic Corridor □ Adjacent 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 □ K-5 □ 6-8 □ 9-12 □ N/A Inadequate □ K-5 □ 6-8 □ 9-12 □ N/A	□ Yes ⊠ No	□ Yes □ No	⊠ Yes □ No		
Impact/Mobility Fees					
Comprehensive Plan:	Comments Received	Findings	Conditions Requested	Additional Information/Comments	
Planning Commission ☐ Meets Locational Criteria ☐ N/A ☐ Locational Criteria Waiver Requested ☐ Minimum Density Met ☐ N/A	⊠ Yes □ No	☐ Inconsistent ☑ Consistent	□ Yes ⊠ No		

BOCC LUM MEETING DATE: October 10, 2023 Case Reviewer: Camille Krochta

5.0 IMPLEMENTATION RECOMMENDATIONS

5.1 Compatibility

The 0.20-acre subject property is located at the south of W Humphrey Street and east of N Manhattan Avenue. The property is bordered on all sides by similar residential zoning districts that are comparable to the current zoning/development pattern in the area. To the south of the site, there is neighborhood commercial development including small strip mall shopping centers, with restaurants and other commercial uses continuing eastward along Waters Avenue. The applicant proposes a rezoning of the property to replace the single-family residence to accommodate a duplex. The proposed residential layout is consistent with the adjacent developments. Additionally, the proposed 2 DU/AC is under the maximum up to 12 dwelling units per gross acre and .50 FAR, allowed in the RES-12 Future Land Use category.

Staff has no compatibility concerns with the proposed request.

The site is located within the Hillsborough County Urban Service Area; therefore, the subject property should be served by Hillsborough County Water and Wastewater Service which does not guarantee water or wastewater service or a point of connection. The developer is responsible for submitting a utility service request at the time of development plan review and will be responsible for any on-site improvements as well as possible off-site improvements

5.2 Recommendation

The site plan that was submitted into the record is not being approved as part of the subject rezoning and approval of the rezoning application shall not be construed as approval, tacit or otherwise, of the subject plan.

Based on the above considerations, staff finds the proposed RDC-12 (Residential, Duplex Conventional) zoning district is compatible with the existing zoning districts and development patterns in the area; therefore, staff recommends approval of this rezoning request.

BOCC LUM MEETING DATE: October 10, 2023 Case Reviewer: Camille Krochta

6.0 PROPOSED CONDITIONS

N/A

Zoning Administrator Sign Off:

J. Brian Grady Fri Aug 11 2023 09:06:19

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 obtaining all necessary building permits for on-site structures.

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7.0 ADDITIONAL INFORMATION AND/OR GRAPHICS

APPLICATION NUMBER:	RZ-STD 23-0324	
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O O DDODOCED CITE DI	NAL /FLULL	
8.0 PROPOSED SITE PLA	AN (FULL)	
		Not Applicable
		• •

BOCC LUM MEETING DATE: October 10, 2023 Case Reviewer: Camille Krochta

9.0 FULL TRANSPORTATION REPORT (see following pages)

AGENCY REVIEW COMMENT SHEET

TC	TO: ZONING TECHNICIAN, Development Services Department DATE: 8/14/2023			
REVIEWER: Richard Perez, AICP AGENCY/DEPT: Transportation				
PLANNING AREA/SECTOR: EGL/NORTHWEST PETITION NO: RZ 23-0324				
	This agency has no comments.			
X	This agency has no objection.			
	This agency objects for the reasons set forth below	w.		

PROJECT SUMMARY AND ANALYSIS

The applicant is requesting to rezone the +/- 0.2-acre subject parcel from Residential, Single-Family Conventional 6 (RSC-6) to Residential, Duplex Conventional (RDC-12).

Since the proposed applicant seeks a Euclidean zoning district, no transportation analysis is required to process this request per the development review procedures manual.

SITE ACCESS

Generally, for projects with a Euclidean zoning designation, a project's potential transportation impacts, site access requirements, substandard road issues, site layout and design, other issues related to project access, and compliance with other applicable Hillsborough County Comprehensive Plan, Hillsborough County Land Development Code (LDC) and Hillsborough County Transportation Technical Manual (TTM) requirements are evaluated at the time of plat/site/construction plan review. Given the limited information available as is typical of all Euclidean zoned properties and/or non-regulatory nature of any conceptual plans provided, Transportation Review Section staff did review the proposed rezoning to determine (to the best of our ability) whether the zoning is generally consistent with applicable policies of the Hillsborough County Comprehensive Plan, LDC and TTM (e.g. to ensure that the proposed rezoning would not result in a violation of the requirement whereby access to commercial properties cannot be taken through residentially or agriculturally zoned properties), and/or whether, in staff's opinion, some reasonable level of development under the proposed zoning designation could be supported based on current access management standards (e.g. to ensure that a project was not seeking an intensification of a parcel which cannot meet minimum access spacing requirements).

Transportation Section staff did not identify any concerns that would require a more detailed staff report be filed. Staff notes that, regardless of this review, the developer/property owner will be required to comply will all Comprehensive Plan, LDC, TTM and other applicable rules and regulations at the time of plat/site/construction plan review. As such, staff has no objection to this request.

Staff notes that any plans or graphics presented as a part of a Euclidean zoning case is non-binding and will have no regulatory value at the time of plat/site/construction plan review.

ROADWAY LEVEL OF SERVICE (LOS) INFORMATION

Level of Service (LOS) information is reported below.

FDOT Generalized Level of Service				
Roadway From To LOS Peak Hr Standard Directional LOS				
MANHATTAN AVE	HENRY AVE	HUMPHREY ST	D	D

Source: 2020 Hillsborough County Level of Service (LOS) 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	Current Conditions	Select Future Improvements	
Manhattan Ave	County Collector - Urban	2 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	9	1	1
Proposed	19	1	2
Difference (+/-)	+10	0	+1

^{*}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	None	Meets LDC
South		None	None	Meets LDC
East		None	None	Meets LDC
West	Х	None	None	Meets LDC
Notes:				

Design Exception/Administrative Variance ⊠ Not applicable for this request		
Road Name/Nature of Request	Туре	Finding
N/A	Choose an item.	Choose an item.
	Choose an item.	Choose an item.
Notes:		

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

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Unincorporated Hillsborough County Rezoning		
Hearing Date: August 21, 2023 Report Prepared: August 9, 2023	Petition: RZ 23-0324 8427 North Manhattan Avenue East of North Manhattan Avenue and south of West Humphrey Street	
Summary Data:	<u>, </u>	
Comprehensive Plan Finding	CONSISTENT	
Adopted Future Land Use	Residential-12 (12 du/ga; 0.50 FAR)	
Service Area	Urban Service Area	
Community Plan	N/A	
Request	Rezoning from Residential Single Family Conventional (RSC-6) to Residential - Duplex Conventional (RDC-12).	
Parcel Size	0.20 ± acres	
Street Functional Classification	North Manhattan Avenue - Collector West Humphrey Street - Collector	
Locational Criteria	N/A	
Evacuation Zone	Е	



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

Context

- The approximately 0.20 ± acre subject site is located east of North Manhattan Avenue and south of West Humphrey Street.
- The site is located within the Urban Service Area and is not located within the limits of a Community Plan.
- The subject property is located within the Residential-12 (RES-12) Future Land Use category, which can be considered for a maximum density of 12 dwelling units per acre and a maximum intensity of 0.50 FAR. The RES-12 Future Land Use category is intended to designate areas that are suitable for medium density residential development. Typical uses of RES-12 include residential, urban scale neighborhood commercial, office uses, multi-purpose projects and mixed use development. Non-residential uses are required to meet established locational criteria for specific land uses. Agricultural uses may be permitted pursuant to policies in the agricultural objective areas of the Future Land Use Element.
- RES-12 surrounds the subject site. To the southwest is Residential-20 (RES-20). Further south are the Light Industrial (LI), Public/Quasi-Public (P/QP) and the Residential-9 (RES-9) Future Land Use categories.
- The subject site is single family residential. Existing single family residential uses are
 located directly to the north, west and east. To the south is two-family residential use. The
 area is residential in character with public institutional uses to the northeast. There are
 also vacant land, two-family, multi-family and HOA/common property uses interspersed
 throughout. Further south are light commercial land uses.
- The subject site is currently zoned as Residential Single Family Conventional-6 (RSC-6). RSC-6 surrounds the site to the north and east. Planned Development (PD) zoning is located to the west. Residential Multi-Family Conventional 12 (RMC-12) is located south of the site.
- The applicant is requesting to rezone the subject site from Residential Single Family Conventional-6 (RSC-6) to Residential Duplex Conventional-12 (RDC-12).

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

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.

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: locational criteria for the placement of non-residential uses as identified in this Plan, limiting commercial development in residential land use categories to neighborhood scale; 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

Policy 16.8: The overall density and lot sizes of new residential projects shall reflect the character of the surrounding area, recognizing the choice of lifestyles described in this Plan.

Policy 16.10: Any density increase shall be compatible with existing, proposed or planned surrounding development. 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.

Policy 16.11: Within residential projects, site planning techniques shall be encouraged to ensure a variety and variation of lot sizes, block faces, setbacks, and housing types.

Innovative Housing Options

Objective 21: The County will encourage innovative means of providing housing.

Community Design Component

4.2 SUBURBAN RESIDENTIAL CHARACTER

GOAL 8: Preserve existing suburban uses as viable residential alternatives to urban and rural areas.

5.1 COMPATIBILITY

GOAL 12: Design neighborhoods which are related to the predominant character of the surroundings.

OBJECTIVE 12-1: New developments should recognize the existing community and be designed in a way that is compatible (as defined in FLUE policy 1.4) with the established character of the surrounding neighborhood.

Staff Analysis of Goals, Objectives, and Policies:

The approximately $0.20 \pm acre$ subject site is located east of North Manhattan Avenue and south of West Humphrey Street. The site is located within the Urban Service Area and is not located within the limits of a Community Plan. The applicant is requesting to rezone the subject site from Residential Single Family Conventional-6 (RSC-6) to Residential Duplex Conventional-12 (RDC-12).

The subject site sits within the Urban Service Area where according to Objective 1 of the Future Land Use Element (FLUE), 80 percent of the county's growth is to be directed. The proposed request is therefore consistent with this policy direction. FLUE Policy 1.4 requires all new developments to be compatible with the surrounding area, noting that "Compatibility does not mean "the same as." Rather, it refers to the sensitivity of development proposals in maintaining the character of existing development." The subject site is currently zoned for RSC-6. The applicant is proposing to rezone the subject site to RDC-12 to allow for two dwelling units on site. The property currently has one dwelling unit onsite and the applicant wants to redevelop the existing home as a one-story duplex. The proposed change is compatible with the existing character development of the area. There are currently multi-family and two-family properties in the surrounding area.

The proposed rezoning meets the intent of the Neighborhood Protection Policies of FLUE Objective 16 and its accompanying Policies 16.1, 16.2, 16.3, 16.8, 16.10 and 16.11. The development pattern of the surrounding area is mostly residential. Existing single family residential uses are located directly to the north, west and east. To the south is two-family. The area is residential in character with public institutional uses to the northeast. There are also vacant land, two-family, multi-family and HOA/common property uses interspersed throughout. A rezoning to RDC-12 would reflect a development pattern that is in accordance with the existing development pattern, consistent with the policy direction of the surrounding area.

The Community Design Component (CDC) in the Future Land Use Element provides guidance on residential developments. Goal 8 encourages the preservation of existing suburban uses as viable residential alternatives to urban and rural areas. Goal 12 and Objective 12-1 seek to facilitate patterns of development that are both compatible and related to the predominate character of their surroundings. A rezoning to allow a duplex would be consistent with policy direction.

Overall, the proposed rezoning 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 Rezoning **CONSISTENT** with the *Unincorporated Hillsborough County Comprehensive Plan*.

HILLSBOROUGH COUNTY **FUTURE LAND USE**

RZ PD 23-0324 call other values>

CONTINUED WITHDRAWN APPROVED PENDING DENIED

County Boundary Tampa Service Urban Service

wam.NATURAL.LULC_Wet_Poly

Jurisdiction Boundary

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

AGRICULTURAL/MINING-1/20 (.25 FAR)

AGRICULTURAL ESTATE-1/2.5 (.25 FAR) AGRICULTURAL/RURAL-1/5 (.25 FAR) AGRICULTURAL-1/10 (.25 FAR)

RESIDENTIAL-1 (.25 FAR) RESIDENTIAL-2 (.25 FAR)

RESIDENTIAL PLANNED-2 (.35 FAR)

RESIDENTIAL-4 (.25 FAR)

RESIDENTIAL-6 (.25 FAR)

RESIDENTIAL-12 (.35 FAR) RESIDENTIAL-9 (.35 FAR)

RESIDENTIAL-16 (.35 FAR)

RESIDENTIAL-20 (.35 FAR)

RESIDENTIAL-35 (1.0 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)

INNOVATION CORRIDOR MIXED USE-35 (2.0 FAR) REGIONAL MIXED USE-35 (2.0 FAR) OFFICE COMMERCIAL-20 (.75 FAR)

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

LIGHT INDUSTRIAL PLANNED (.75 FAR)

LIGHT INDUSTRIAL (.75 FAR)

HEAVY INDUSTRIAL (.75 FAR) NATURAL PRESERVATION PUBLIC/QUASI-PUBLIC

WIMAUMA VILLAGE RESIDENTIAL-2 (.25 FAR) CITRUS PARK VILLAGE



Map Printed from Rezoning System: 5/8/2023

Author: Beverly F. Daniels

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