Special Use-Alcoholic Beverage Permit with Waivers Application:

SU-AB 25-1194

**LUHO Hearing Date:** 

September 22, 2025

**Requested Classification:** 4-COP



**Development Services Department** 

### 1.0 APPLICATION SUMMARY

Applicant: E&J Promotions, LLC of

Florida

Zoning: PD

FLU Category: RES-6

Service Area: Urban

Community Plan Area: Greater Carrollwood

Northdale

Overlay: None

Special District: None

Use: Drinking Establishment

Total Wet Zone Area Requested: 5,873 sq. ft.

Inside Area Requested: 5,152 sq. ft.

Outside Area Requested: 675 sq. ft.

Location: 4802 Gunn Highway, Tampa, FL 33624; Folio: 23739.0200



### **Introduction Summary:**

This is a request for a distance separation waiver for a 4-COP Alcoholic Beverage Development Permit (AB) for the sale & consumption of beer, wine and liquor on and off the permitted premises. The wet zoning is sought for a cigar lounge and bar with a total size of 5,873 square feet, 675 square feet of which is outside area. The property is zoned PD which allows the host use and consideration of the proposed wet zoning.

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

Development Services Recommendation:				
Approvable, Subject to Conditions				
Existing Alcoholic Beverage Permit Being Rescinded:	Yes	Existing Alcoholic E Permit Number:	Beverage	SU-AB 97-0114

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LUHO HEARING DATE: SEPTEMBER 22, 2025

REQUESTED CLASSIFICATION: 4-COP Case Reviewer: Jared Follin

2.0 REQUESTED DISTANCE SEPARATION WAIVER DETAILS					
Requested Waiver	Required Separation	Waiver Distance	Resulting Separation		
Distance from proposed structure to	250 feet	34 feet	216 feet		
residentially zoned property					
Applicant's Justification:					

Commercial Buffer Zone: The establishment is situated entirely within a retail center zoned and operated for commercial use, providing a built-in buffer between the lounge and any residential areas or sensitive sites

No Adverse Community Impact: The Porch is committed to creating a high-end, members-oriented environment focused on premium cigars and whiskey—not nightlife or disruptive entertainment. Operations will be tailored to a mature clientele with responsible service practices, limited hours, and no outdoor amplified music.

Economic & Community Benefit: As a minority-owned small business, The Porch will contribute to the economic development of the area by generating local jobs, increasing foot traffic for adjacent businesses, and enhancing the tax base. The concept fills a unique niche in the community by offering a culturally enriching and upscale social venue.

Enhanced Safety & Operations: The location includes ample parking, controlled entry, professional security protocols, and visibility from a major roadway—reducing the likelihood of loitering or disturbances.

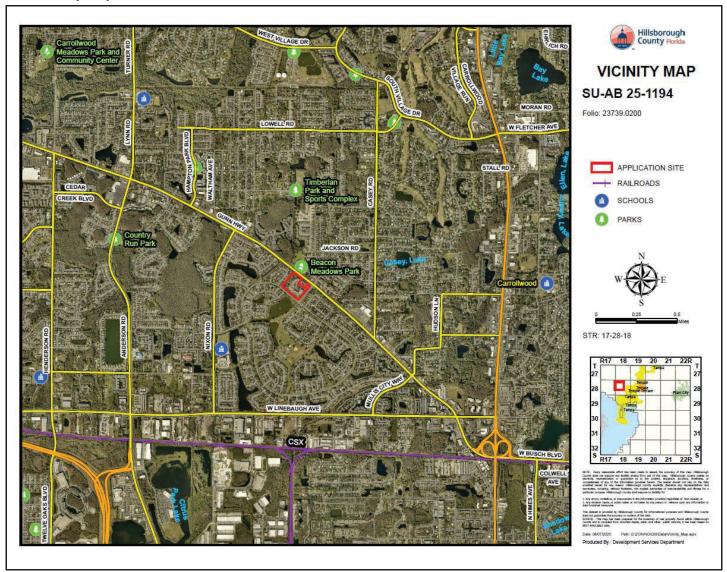
Given these circumstances, granting a waiver to allow the 4COP license at 216 feet will not result in a significant negative impact on surrounding land uses. Instead, it will support Hillsborough County's goals for economic vitality, safe development, and vibrant mixed-use communities.

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### 3.0 LAND USE MAP SET AND SUMMARY DATA

### 3.1 Vicinity Map



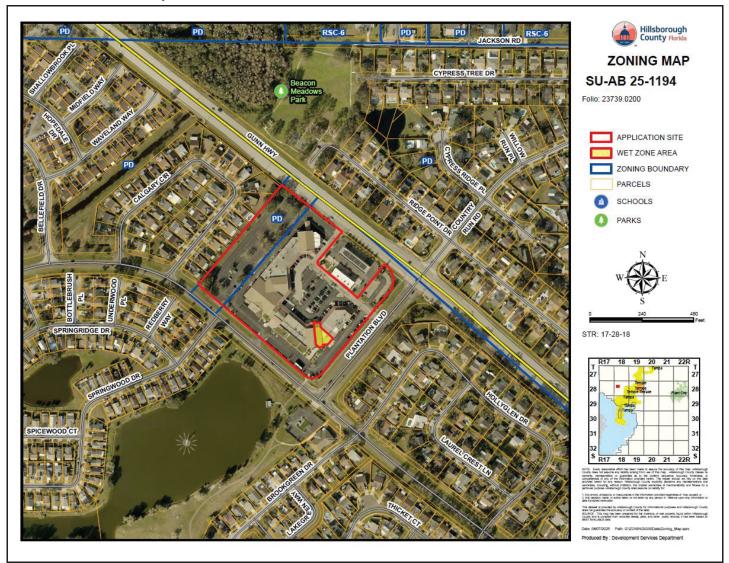
### **Context of Surrounding Area:**

The subject site is located off Gunn Highway, a major roadway, in the Greater Carrollwood Northdale Hillsborough Community Plan area. The surrounding area is primarily composed of single-family residential; however, the wet zoning area is located within a shopping center with a variety of commercial uses. The site is also adjacent to a Circle K convenience store to the north.

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### 3.0 LAND USE MAP SET AND SUMMARY DATA

### 3.2 Immediate Area Map



Adjacent Zonings and Uses			
Location:	Zoning:	Land Use:	
North	PD 75-0059	Convenience Store	
NOITH	PD 77-0214	Single-Family Residential/Public Park	
South	PD 75-0059	Single-Family Residential	
East	PD 75-0059	Single-Family Residential	
West	PD 75-0059	Single-Family Residential	

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### 4.0 Staff Findings

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

The proposed wet zoning is within 250 feet from residentially zoned property to the southeast. The proposed wet zone area is separated from the residential property by a parking area and a 120-foot-wide public roadway. Additionally, the main entrance of the proposed business faces north towards the parking lot of the property, away from the residential property. An entrance also exists facing southwest. Further, several wet-zoned establishments and non-residential uses currently exist on the property.

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

### 5.0 RECOMMENDATION AND PROPOSED CONDITIONS (If Applicable)

Staff finds the proposed 4-COP Alcoholic Beverage Permit to be **APPROVABLE**, **Subject to conditions**. Approval is based upon the wet zone survey reflecting a total wet zone footprint of 5,873 square feet, as shown on the wet zone survey received July 31, 2025.

1. Upon approval of SU-AB 25-0840, the portion of the existing 3-PS wet zoning of the subject premises, SU-AB 97-0114 shall be rescinded.

**Zoning Administrator Sign Off:** 

Colleen Marshall Tue Sep 9 2025 15:44:26

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

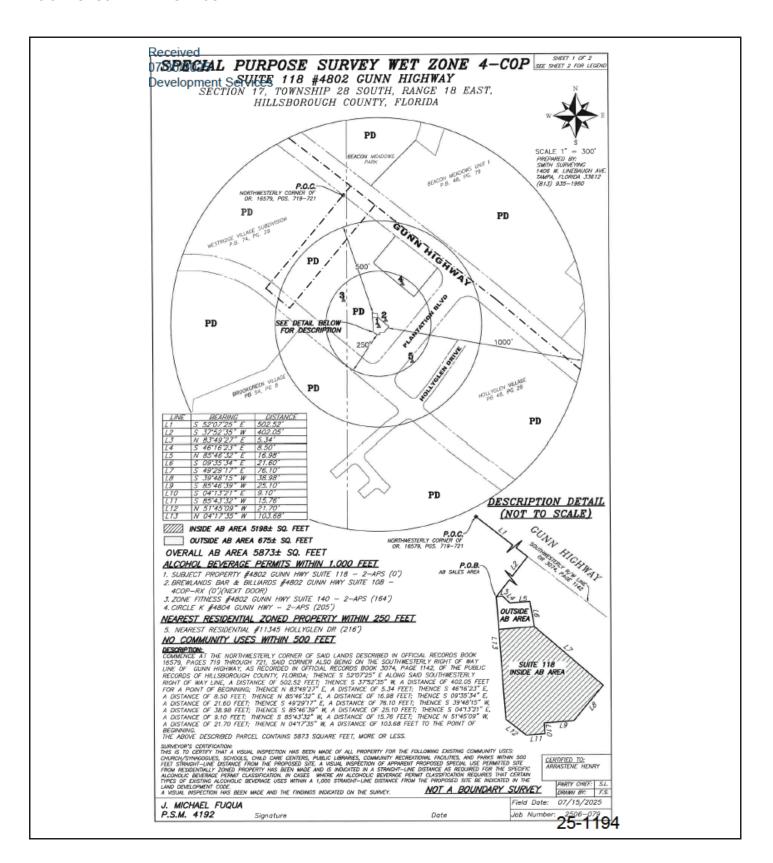
Approval of this special use petition by Hillsborough County does not constitute a guarantee that the project will receive approvals/permits necessary for site development as proposed will be issued, nor does it imply that other required permits needed for site development or building construction are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

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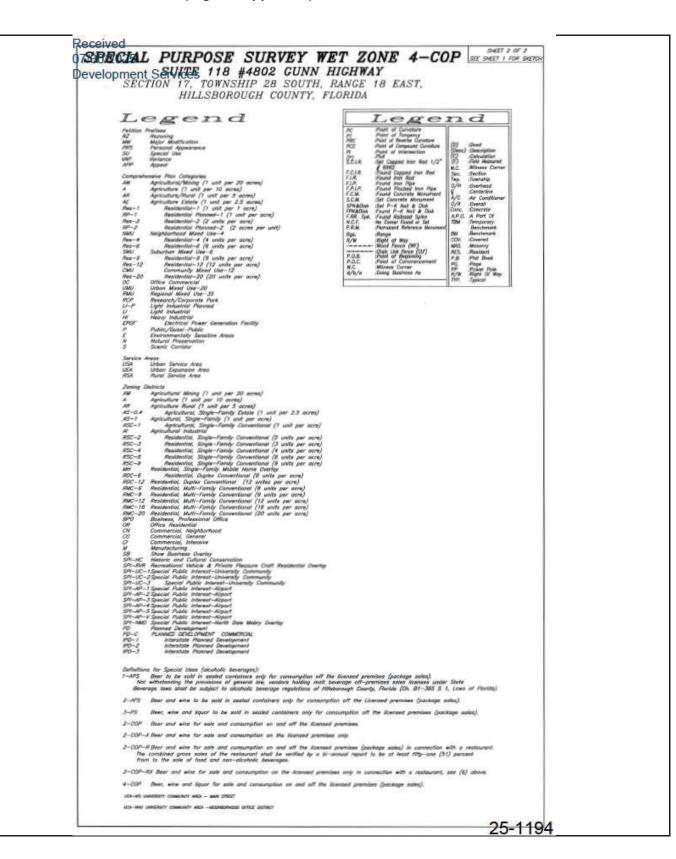
#### 6.0 PROPOSED WET ZONE SURVEY



LUHO HEARING DATE: SEPTEMBER 22, 2025

REQUESTED CLASSIFICATION: 4-COP Case Reviewer: Jared Follin

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





# Cover Letter for Special Use and Alcohol Beverage Permit Applications

Date: July 21, 2025

To: Hillsborough County Development Services - Zoning Intake

Email: ZoningIntake-DSD@hcfl.gov

Re: Application Submission for Special Use Alcoholic Beverage Permit and Zoning Verification

Dear Zoning Intake Team,

Please accept the attached applications and supporting documentation for the following property:

Property Address: 4802 Gunn Hwy, Tampa, FL 33624

Folio Number: 23739.0200

Applicant: E&J Promotions, LLC of Florida

We are requesting approval for a Special Use Alcoholic Beverage Permit (No Waiver Required) and concurrent Alcoholic Beverage Verification for a 4COP Quota license for The Porch Cigar and Whiskey Lounge. All required forms and documentation are included in this submission, including the wet-zone survey completed by David L. Smith.

If there are any questions or additional materials needed, please contact me directly at 215-806-3999 or ejpromotions fl@gmail.com.

Thank you for your time and consideration.

Sincerely,

Arrastene Henry E&J Promotions, LLC of Florida



INSTRUMENT#: 2019356354, BK: 26879 PG: 254 PGS: 254 - 259 08/19/2019 at 08:55:37 AM, DOC TAX PD(F.S.201.02) \$57155.00 DEPUTY CLERK:MTERRELL Pat

Frank, Clerk of the Circuit Court Hillsborough County

Prepared by and return to: Charles H. Carver, Esq. McNamara & Carver, P.A. 201 Bayshore Center 2907 Bay to Bay Blvd. Tampa, Florida 33629

Purchase Price: \$8,165,000.00 Documentary Stamp Taxes Paid on this Deed: \$57,155.00

(Space Above This Line For Recording Data)

### **SPECIAL WARRANTY DEED**

THIS INDENTURE, effective as of August // 2019, between CDC TOWN CENTRE, LLC, a Florida limited liability company, and FLC TOWN CENTRE, LLC, a Florida limited liability company (hereinafter collectively referred to as the "Grantor"), and TOWNE CENTRE, LLC, a Florida limited liability company, and MD TAMPA LLC, a Florida limited liability company, as tenants in common (hereinafter collectively referred to as the "Grantee"), whose post office address is 48 Sellers St., Kearny, NJ 07032. (Wherever used herein, the terms "Grantor" and "Grantee" include all the parties to this instrument and their heirs, legal representatives, successors and assigns.)

### WITNESSETH:

That Grantor, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration to Grantor in hand paid by Grantee, the receipt and sufficiency of which is hereby acknowledged, has granted, bargained and sold to Grantee, and does hereby grant, bargain and sell to Grantee, the following described lands located in Hillsborough County, Florida (the "Property"), to-wit:

### SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE

Property Appraiser's Parcel Identification No. A023739-0200

TOGETHER WITH all easements, hereditaments and appurtenances belonging thereto, all strips and gores, if any, between the Property and abutting properties and all buildings and improvements thereon, if any.

TO HAVE AND TO HOLD the same in fee simple forever, subject (a) to taxes accruing subsequent to December 31, 2018, (b) laws, ordinances and governmental regulations (including, but not limited to, building, zoning and land use ordinances) affecting the occupancy, use or enjoyment of the Property, and (c) those matters described on **Exhibit** "B" attached hereto and incorporated herein by reference (the "Permitted Matters").

Grantor hereby covenants with Grantee that (a) Grantor is lawfully seized of the Property in fee simple; (b) Grantor has good right and lawful authority to sell and convey the Property; and (c) except for the Permitted Matters, Grantor hereby fully warrants the title to the Property and will defend the same against the lawful claims of all persons claiming by, through and under Grantor, but against none other.

IN WITNESS WHEREOF, Grantor has signed and sealed these presents the day and year first written above.

Signed, sealed and delivered in our presence as witnesses:

Print Name: 3

Muly

As to CDC Town Centre, LLC

CDC TOWN CENTRE, LLC, a Florida limited liability company

William B. Stark, Jr., its authorized Operating Agent

•

Print Name: Tolu Cimwell.

Print Name: Chashpher Ud

As to FLC Town Centre, LLC

FLC TOWN CENTRE, LLC, a Florida limited liability company

By: Ciminelli Properties LLC, a Delaware limited liability company, its sole

member

William B. Stark, Jr., its

Manager

c/o Ciminelli Real Estate Services of Florida 14499 N Dale Mabry Hwy, Suite 200 Tampa, Florida 33618

STATE OF YEW York COUNTY OF Frie	
of August, 2019, by William B. Stark,	of the State of New York, and my
SHARON A. MOZEKO #01MO6050774 Notary Public, State of New York Qualified in Erie County My Commission Expires Nov. 13, 20	Notary Public SHARON A. MOZERO Print or Stamp Name: SHARON A. MOZEKO My serial number: 0/M06050774
of August, 2019, by William B. Stark, Delaware limited liability company, a	JENT was acknowledged before me this 2 day  Jr., as the Manager of Ciminelli Properties LLC, a as the sole member of FLC Town Centre, LLC, a behalf of the company. He is either personally  driver's license as identification.  Here your personal p
(NOTARIAL SEAL)  SHARON A. MOZEKO #01M0605077  Notary Public, State of New York  Qualified in Erie County  My Commission Expires Nov. 13, 20	Motary Public SHARON A. MOZEKO Print or Stamp Name: SHARON A. MOZEKO My serial number: 01 MO6050774

Z:\word\Ciminelli\FLC-CDC Town Centre\Lefkowitz\Closing Docs\Special Warranty Deed v. 3.docx





## Property/Applicant/Owner Information Form

SM Development del vices	
Official	Use Only
Application No: 25-1194	Intake Date: 07/29/2025
Hearing(s) and type: Date: 09/22/2025 Type: LU	JHO Receipt Number: 504833
Date: Type:	/// // // // // // // // // // // // //
	/ Information
Address: 4802 Gunn Highway, Suite 118	City/State/Zip: Tampa, FL, 33624
TWN-RN-SEC: Folio(s): Zoning: _	PD Future Land Use: R-6 Property Si +/-5873 sq ft/8.78
Property Ow	vner Information total
	iamna IIC
Name: Towne Centre, LLC and MD T	Daytime Phone
Address: 4100 West Kennedy Blvd., Suite 105	City/State/Zip:Tampa, FL 33609
Email: admin@mgrealty.net morris@c	coastalpak.com Fax Number
Applican	t Information
E&J Promotions, LLC of Florida	
Address: 33710 Astoria Circle	
eipromotionsfl@gmail.com	Fax Number
Applicant's Representa	tive (if different than above)
Name:	Daytime Phone
Address:	_City/State/Zip:
Email:	Fax Number
I hereby swear or affirm that all the information provided in the submitted application packet is true and accurate, to the best of my knowledge, and authorize the representative listed above to act on my behalf on this application.	I hereby authorize the processing of this application and recognize that the final action taken on this petition shall be binding to the property as well as to the current and any future owners.  —Signed by:  —DocuSigned by:
E& J Promotions LLC of Florida  dotloop verified 07/28/25 9:36 PM EDT ETQI-52MD-7D6K-6YEY	Meir Stern MORRIS LEFEOWITE  1315426AA6064ED 92416451E4174EE
Signature of the Applicant	Signature of the Owner(s) – (All parties on the deed must sign)
Arrastene Henry ii	Meir Stern MORRIS LEFKOWITZ

Type or print name

Type or print name



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

	Official Us	e Only	
Application No:	_	Intake Date:	
Hearing(s) and type: Date:	_ Type:	Receipt Number:	
Date: <u>07/25/2025</u>		Intake Staff Signature:	
Applicant/Representative: E&J Promotions, L	LC of Floirda	Phone: 215-806-3999	
Representative's Email: ejpromotionsfl@gma	il.com or	arrastene@gmail.com	

The following information is used by reviewing agencies for their comments and should remain constant, with very few exceptions, throughout the review process. Additional reviews, such as legal description accuracy, compatibility of uses, agency reviews, etc., will still be conducted separately and may require additional revisions.

The following ownership information must be provided and will verified upon submission initial submittal. If you are viewing this form electronically, you may click on each underlined item for additional information.

Part A: Property Information & Owner Authorization Requirements

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

Additional application-specific requirements are listed in Part B of this packet.



## Hillsborough Specific Submittal Requirements for Special Use County Florida Alcoholic Beverage Permit (waiver required)

This application is for proposed Alcoholic Beverage Permits, commonly known as "wet zonings," which do not meet the separation requirements found in Section 6.11.11 of the Land Development Code for the specific category of Alcoholic Beverage permit being requested. This application requires review by a Land Use Hearing Officer (LUHO) through a noticed public hearing process in accordance with LDC Section 10.02.00. The required information below 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.

### Part B: Project Information

Additional Submittal Requirements for a
Special Use - Alcoholic Beverage Permit (waiver required)

- 1 Project Description/Written Statement
- 2 Site Plan Submit a neatly drawn site plan showing all buildings on the parcel where the proposed wet zoning will be located. Additionally, the footprint of the wet zoning shall be depicted on the site plan.
- Wetzone Survey prepared by a Florida registered land surveyor in accordance with <u>DRPM Section 4.1.2.C.7</u>
- 4 <u>Distance Waiver Request Form</u>
- 5 <u>Distance Waiver Notification List</u> As specified in <u>DRPM 12.5.A.3</u>.
- 6 Supplemental Information (optional)

Please note: To avoid an additional fee, when submitting this wet zoning application, you will also need to submit an Alcoholic Beverage Sign Off/Verification application as required to obtain a state Alcoholic Beverage license. A fee will not be charged for the Alcoholic Beverage Sign Off/Verification application provided that it's submitted simultaneously with this wet zoning application. All other Alcoholic Beverage Sign Off/Verification applications, including those related to this application but submitted at a later date, will be assessed a separate fee for each sign-off.

- 7 Alcoholic Beverage Sign Off/Verification Application for State Alcoholic Beverage License Signoff (optional)
- 8 <u>State of Florida DBPR Application Sections</u> From <u>Form ABT-6001</u>. Applications for a new Alcoholic Beverage License
  - Include Section 1 Check License Category, Section 4 Description of Premises to be Licensed, and Section 5 -Application Approvals

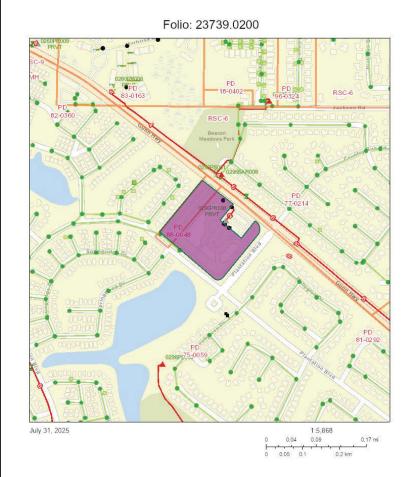
### OR

- 9 <u>State of Florida DBPR Application Sections</u> From <u>Form ABT-6014</u>. Application for Change of Location/Change in Series or Type
  - Include Section 1 -Check Transaction, Series or Type Requested, Section 3 Description of Premises to be Licensed, and Section 4 – Application Approvals/Zoning.



### PARCEL INFORMATION HILLSBOROUGH COUNTY FLORIDA

Jurisdiction	Unincorporated County		
Zoning Category	Planned Development		
Zoning	PD		
Description	Planned Development		
RZ	88-0048		
Zoning Category	Planned Development		
INFL	i		
Zoning	PD		
Description	Planned Development		
RZ	75-0059		
Flood Zone:X	AREA OF MINIMAL FLOOD HAZARD		
FIRM Panel	0192H		
FIRM Panel	12057C0192H		
Suffix	Н		
Effective Date	Thu Aug 28 2008		
Pre 2008 Flood Zone	Х		
Pre 2008 Firm Panel	1201120192D		
County Wide Planning Area	Greater Carrollwood Northdale		
Community Base Planning Area	Greater Carrollwood Northdale		
Planned Development	PD		
Re-zoning	null		
Minor Changes	null		
Major Modifications	null		
Personal Appearances	null		
Planned Development	PD		
Re-zoning	null		
Note	OLD PD 73-0562		
Minor Changes	null		
Major Modifications	null		
Personal Appearances	96-0342,92-0003,91-0055, 90-0004		
Census Data	Tract: 011416 Block: 1000		
Future Landuse	R-6		
Urban Service Area	USA		
Mobility Assessment District	Urban		
Mobility Benefit District	1		
Fire Impact Fee	Northwest		
Parks/Schools Impact Fee	NORTHWEST		
ROW/Transportation Impact Fee	ZONE 1		
Wind Borne Debris Area	140 MPH Area		
Aviation Authority Height Restrictions	180' AMSL		
Aviation Authority	Non-Compatible Use (Schools)		
Competitive Sites	NO		
Redevelopment Area	NO		



Folio: 23739.0200 PIN: U-17-28-18-ZZZ-000000-89980.0 Towne Centre Llc And Md Tampa Llc Mailing Address: 48 Sellers St null Kearny, Nj 07032-4216 Site Address:

4802 Gunn Hwy Tampa, Fl 33624 SEC-TWN-RNG: 17-28-18 Acreage: 8.78

Market Value: \$10,012,700.00 Landuse Code: 1620 STORE/SHP CENTE

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.