

HILLSBOROUGH COUNTY Board of County Commissioners

LAND USE AGENDA - FINAL

9:00 A.M. TUESDAY, March 8, 2022

R. W. Saunders Sr. Public Library Ada T. Payne Community Room 1505 N. Nebraska Ave.

WELCOME to a meeting with your Board of County Commissioners. Your participation in County government is appreciated. All Board land use meetings are open to the public and are held at 9:00 a.m., unless otherwise indicated.

The Hillsborough County Lobbying Ordinance requires that ALL LOBBYISTS REGISTER at the time of any private meeting with a member of the Board of County Commissioners, the County Administrator, any Assistant County Administrator, any Department Director, the County Attorney, or any Chief Assistant County Attorney, regarding any item which is pending before the Board of County Commissioners or being considered by the aforementioned County employees for presentation or recommendation to the County Commissioners.

Any person who might wish to appeal any decision made by the Board of County Commissioners regarding any matter considered at the forthcoming public hearing or meeting is hereby advised that he or she will need a record of the proceedings, and for such purpose he or she may need to ensure that a verbatim record of the proceedings is made which will include the testimony and evidence upon which such appeal is to be based.

A ten-minute break may be taken mid-morning during each Board meeting. Should the Board determine that a meeting will last beyond noon; the chair may announce a recess from 12:00 noon until 1:30 p.m.

WHEN ADDRESSING THE BOARD, please state your name and address and speak clearly into the microphone. If distributing additional backup materials, please have sufficient copies to include the seven Commissioners, the Development Services Director and two for the Clerk/BOCC (10 copies).

This meeting will be telecast live on the Hillsborough County television channel on cable countywide: Comcast and Frontier Ch. 22 and Spectrum 637.

All cellular phones and pagers must be turned off while in the Boardroom.



In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the proceeding, and those seeking an interpreter, should contact the Customer Service Center at telephone number (813) 272-5900 or Hearing/Voice Impaired call 711 no later than 48 hours prior to the proceedings. Thi meeting is closed captioned for the hearing impaired.

9:00 A.M.

- 1. CALL TO ORDER BY THE CHAIRMAN
- 2. PLEDGE OF ALLEGIANCE
- 3. INVOCATION
- 4. APPROVE CHANGES TO THE AGENDA, AS REQUESTED BY THE DEVELOPMENT SERVICES DIRECTOR OR BOARD MEMBERS
- 5. APPROVAL OF CHANGES TO THE AGENDA
- 6. APPROVAL OF CONSENT AGENDA
- 7. LIST OF ITEMS SCHEDULED FOR A TIME CERTAIN

PUBLIC MEETING

LIST OF PUBLIC HEARINGS, MEETINGS AND WORKSHOPS NOTICED FOR A TIME CERTAIN

9:00 A.M.

PUBLIC HEARINGS – VACATION OF RIGHTS-OF-WAY, EASEMENTS & PLATS PHOSPHATE ITEMS
PUBLIC HEARINGS – LAND USE
REGULAR AGENDA

PUBLIC HEARINGS – RELATED ITEMS

STAFF ITEM

COMMISSONERS' ITEMS

A. WITHDRAWALS, CONTINUANCES AND REMANDS

A.1. RZ-PD 18-0996 STREETFRONT COMMERCIAL PROPERTIES LLC

Staff is requesting the item be continued to the April 12, 2022 Board of County Commissioners Land Use Meeting at 9:00 A. M.

Attachments: 18-0996 Q

A.2. PRS 21-1035 BELLEAIR DEVELOPMENT, LLC

This application has been withdrawn by the applicant.

Attachments: 21-1035

A.3. PRS 21-1038 BELLEAIR DEVELOPMENT, LLC

This application has been withdrawn by the applicant.

Attachments: 21-1038

A.4. PRS 21-1153 WOODIES WASH SHAK

This application is being Continued by the Staff, to the April 12, 2022 Board of County Commissioners Land Use Meeting at 9:00 A. M.

Attachments: 21-1153

A.5. SU-LE 21-1224 STEPHEN J. DIBBS

This application is being Continued by the Applicant, as Matter of Right, to the April 12, 2022 Board of County Commissioners Land Use Meeting at 9.00 A. M.

Attachments: 21-1224

A.6. PRS 22-0151 EPG1, LLC

This Application is being Continued by the Applicant, as Matter of Right, to the April 12, 2022 Board of County Commissioners Land Use Meeting at 9:00 A.M.

A.7. PRS 22-0153 CONSTANCE D. SILVER, PE, LEED, AP

This Application is out of order and is being continued to the May 10, 2022 Board of County Commissioners Land Use Meeting at 9:00 A.M.

Attachments: 22-0153

A.8. PRS 22-0357 MARK MARIANI

This application is being Continued by Staff, to the April 12, 2022 Board of County Commissioners Land Use Meeting at 9.00 A. M.

Attachments: 22-0357

A.9. CDD 21-1210 HIDDEN CREEK COMMUNITY DEVELOPMENT DISTRICT

Staff is requesting the item be continued to the April 12, 2022 Board of County Commissioners Land Use Meeting at 9:00 A. M.

Attachments: 21-1210

A.10. V21-0013 Vacate Platted Public Drainage Easements, Valencia Del Sol Phase 1 (Hillsborough County Associates IV, LLLP)

This Petition is being continued to the April 12, 2022 Board of County Commissioners Land Use Meeting at 9:00 A.M.

B. CONSENT AGENDA

B.1. Application Number: RZ-PD 21-1042

Applicant: DANVA REAL ESTATE, LLC

Location: 7801 N Manhattan Ave.

Folio Number: 27283.0000

Acreage: 0.5 acres, more or less

Comprehensive Plan:RES-9Service Area:UrbanCommunity Plan:NoneExisting Zoning:RSC-6

Request: Rezone to PD

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable, Subject to Conditions

Planning Commission: Consistent with Plan

<u>Attachments</u>: 21-1042

B.2. Application Number: MM 21-1226

Applicant: THE DAVIS GROUP

Location: NW Corner of S US Hwy 301 & Simmons Loop.

Folio Number: 77760.0000

Acreage: 4.52 acres, more or less

Comprehensive Plan: SMU-6
Service Area: Urban
Community Plan: Riverview

Existing Zoning: IPD-1 & 90-0025

Request: Major Modification to IPD-1

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable, Subject to Conditions

Planning Commission: Consistent with Plan

B.3. Application Number: RZ-STD 22-0025

Applicant: YAISMEL HERNANDEZ

Location: 5832 Barry Ln. **Folio Number:** 27547.0100

Acreage: 0.18 acres, more or less

Comprehensive Plan: LI
Service Area: Urban

Community Plan: Town and Country

Existing Zoning: AI

Request: Rezone to M

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable, Subject to Conditions

Planning Commission: Consistent with Plan

Attachments: 22-0025

B.4. Application Number: MM 22-0086

Applicant:8510 GIBSONTON LLCLocation:8510 Gibsonton Dr.

Folio Number: 49997.0002

Acreage: 4.89 acres, more or less

Comprehensive Plan: RES-4
Service Area: Urban

Community Plan: Gibsonton & Southshore Areawide Systems Plan

Existing Zoning: PD (83-0353)

Request: Major Modification to PD

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable, Subject to Conditions

Planning Commission: Consistent with Plan

B.5. Application Number: RZ-PD 22-0096

Applicant: BRICKLEMYER LAW GROUP, P.L

Location: 6515 S 41 Hwy & Adjacent Parcel to the West.

 Folio Number:
 32879.0100 & 32879.0000

 Acreage:
 8.69 acres, more or less

Comprehensive Plan: LI-P Service Area: Rural

Community Plan: Little Manatee South & Southshore Areawide Systems Plan

Existing Zoning: PD & CG **Request:** Rezone to PD

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable, Subject to Conditions

Planning Commission: Consistent with Plan

Attachments: 22-0096

B.6. Application Number: RZ-PD 22-0105

Applicant: NORTHSTAR CEMENTERY SERVICES OF FLORIDA LLC

Location: 11005 N 301 Hwy.

Folio Number: 61224.0000

Acreage: 2.71 acres, more or less

Comprehensive Plan: RES-4
Service Area: Urban

Community Plan: Thonotosassa
Existing Zoning: PD (89-0001) & AR
Request: Rezone to PD

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable, Subject to Conditions

Planning Commission: Consistent with Plan

B.7. Application Number: RZ-STD 22-0115

Applicant:JOE WOSLocation:5624 Anna Dr.Folio Number:62784.0000

Acreage: 1.02 acres more or less

Comprehensive Plan: CMU-12 Service Area: Urban

Community Plan: Seffner Mango

Existing Zoning: AS-1

Request: Rezone to CG

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable with Restrictions

Planning Commission: Consistent with Plan

Attachments: 22-0115

B.8. Aldi # 146 Seffner Off-Site

Grant permission to the Development Review Division of Development Services Department to administratively accept the Required Off-Site Improvement Facilities (roadway, drainage, sidewalks, water and wastewater) for Maintenance upon proper completion, submittal and approval of all required documentation, and construction final acceptance by the Development Review Division of Development Services Department to serve Aldi #146 Seffner Off-Site located in Section 09, Township 29, and Range 20. Also provide the administrative rights to release the warranty security upon expiration of the warranty period, warranty inspection and correction of any failure, deterioration or damage to the Improvement Facilities. Accept a Warranty Bond in the amount of \$120,569.00 and authorize the Chairman to execute the Agreement for Warranty of Required Off-Site Improvements.

Attachments: Aldi #146 Seffner Off-Site

B.9. Avila Unit 11G

Accept the plat for recording for Avila Unit 11G, A Private Subdivision, located in Section 26, Township 27, and Range 18. Construction has been completed and has been certified by Michael R. Tucker, a Florida Professional Engineer, with Heidt Design, LLC.

Attachments: Avila Unit 11G

B.10. Avila Unit 1 IJ

Accept the plat for recording for Avila Unit 1 IJ, A Private Subdivision, located in Section 26, Township 27, and Range 18. Construction has been completed and has been certified by Michael R. Tucker, a Florida Professional Engineer, with Heidt Design, LLC.

<u>Attachments: Avila Unit 11J</u>

B.11. Hinton Hawkstone Subdivision Phase IAI

Accept the plat for recording for Hinton Hawkstone Subdivision Phase IAI, located in Section 5, Township 31, and Range 21, and grant permission to the Development Review Division of Development Services Department to administratively accept the Improvement Facilities (roads, drainage, water and wastewater) for Maintenance upon proper completion, submittal and approval of all required documentation. Also provide the administrative rights to release the performance securities for construction and lot corners upon final acceptance by the Development Review Division of Development Services Department and also provide the administrative rights to release the warranty security upon expiration of the warranty period, warranty inspection and correction of any failure, deterioration or damage to the Improvement Facilities. Accept a Performance Bond in the amount of \$2,414,730.57, a Warranty Bond in the amount of \$1,665,049.38, and authorize the Chairman to execute the Subdivider's Agreement for Construction and Warranty of Required Improvements. Also accept a Performance Bond for Placement of Lot Corners in the amount of \$7,187.50 and authorize the Chairman to execute the Subdivider's Agreement for Performance - Placement of Lot Corners.

Attachments: Hinton Hawkstone Subdivision Phase 1A1

B.12. Sereno Bridge Turn Lane (Owner change)

Accept new agreements and financial securities for Sereno Bridge Tum Lane (Owner change), located in Section 8, Township 32, and Range 20, and grant permission to the Development Review Division of Development Services Department to administratively accept the Improvement Facilities (paving and drainage) for Maintenance upon proper completion, submittal and approval of all required documentation, and construction final acceptance by the Development Review Division of Development Services Department, and administrative rights to release the warranty security upon expiration of the warranty period, warranty inspection and correction of any failure, deterioration or damage to the Improvement Facilities. Accept a new Warranty Bond in the amount of \$6,325.16 and authorize the Chairman to execute the Agreement for Warranty of Required Improvements.

On March 9, 2021, the Board of County Commissioners administratively accepted this project under agreements with US 301, LLC and Berkley Insurance Company. Since that BOCC Agenda date the owner has changed to Hillsborough County Associates IV, LLLP and a new agreement and Bond from Berkley Insurance Company has been issued. Upon acceptance of the above agreement and financial security, the previous owners Bonds are to be released. The new developer is Hillsborough County Associates IV, LLLP and the engineer is still LevelUp Consulting LLC.

Attachments: Sereno Bridge Turn Lane (Owner change)

B.13. Valencia Del Sol 19th Ave East Bound Auxiliary Lane (Owner change)

Accept new agreements and financial securities for Valencia Del Sol 19th Ave East Bound Auxiliary Lane (Owner change), located in Section 31, Township 31, and Range 20, and grant permission to the Development Review Division of Development Services Department to administratively accept the Improvement Facilities (paving) for Maintenance upon proper completion, submittal and approval of all required documentation, and construction final acceptance by the Development Review Division of Development Services Department, and administrative rights to release the warranty security upon expiration of the warranty period, warranty inspection and correction of any failure, deterioration or damage to the Improvement Facilities. Accept a new Warranty Bond in the amount of \$8,270.00 and authorize the Chairman to execute the Agreement for Warranty of Required Improvements.

On March 9, 2021, the Board of County Commissioners administratively accepted this project under agreements with US 301, LLC and Berkley Insurance Company. Since that BOCC Agenda date the owner has changed to Hillsborough County Associates IV, LLLP and a new agreement and Bond from Berkley Insurance Company has been issued. Upon acceptance of the above agreement and financial security, the previous owners Bonds are to be released. The new developer is Hillsborough County Associates IV, LLLP and the engineer is still LevelUp Consulting LLC.

Attachments: Valencia Del Sol 19th Ave East Bound Auxiliary Lane (Owner change)

B.14. Ventana Phase 4

Accept the plat for recording for Ventana Phase 4, located in Section 31, Township 3 0, and Range 20, and grant permission to the Development Review Division of Development Services Department to administratively accept the Improvement Facilities (roads, drainage, water wastewater and off-site roadway and utilities) for Maintenance upon proper completion, submittal and approval of all required documentation. Also provide the administrative rights to release the performance securities for construction and lot corners upon final acceptance by the Development Review Division of Development Services Department and also provide the administrative rights to release the warranty security upon expiration of the warranty period, warranty inspection and correction of any failure, deterioration or damage to the Improvement Facilities. Accept a Performance Bond in the amount of \$2,299,314.13, a Warranty Bond in the amount of \$183,945.13, and authorize the Chairman to execute the Subdivider's Agreement for Construction and Warranty of Required Improvements. Also accept a Performance Bond for Placement of Lot Corners in the amount of \$9,000.00 and authorize the Chairman to execute the Subdivider's Agreement for Performance - Placement of Lot Corners.

Attachments: Ventana Phase 4

B.15. Annual Report to The Board of County Commissioners regarding DRI #263 Clay Settling Areas Utilization for Hardee County Waste Clay Disposal

Staff's Recommended Board Motion: Staff recommends that the Board of County Commissioners accept the staff report concerning the annual reporting of disposal of Hardee County waste clays within clay settling areas located within Hillsborough County. Staff has reviewed the information submitted by Mosaic and based on the information provided Mosaic appears to be in compliance with Resolution R18-129 enabling existing clay settling L-1, L-2, L-3, F-4, F-5 and F-7 within DRI #263 to accept clays from Hardee County There is not financial impact due to this board action.

Attachments: Mosaic 2021 Hillsborough Clay Summary

- C. VACATION OF RIGHTS-OF-WAY, EASEMENTS, & PLATS
- D. PHOSPHATE ITEMS
- E. PUBLIC HEARING-LAND USE

E.1. Application Number: PRS 21-1037

Applicant: BELLEAIR DEVELOPMENT, LLC

Location: 7835 Gunn Hwy **Folio Number:** 3117.0000

Acreage: 11.32 acres, more or less

Comprehensive Plan: CPV
Service Area: Urban

Community Plan: Citrus Park Village
Existing Zoning: CPV-G5 & 04-0315
Request: Minor Modification to PD

Add access and additional parking

RECOMMENDATION: Approvable, Subject to Proposed Conditions

Attachments: 21-1037

E.2. Application Number: SU-LE 21-1219

Applicant: DIVERSIFIED PROFESSIONAL SERVICES CORP **Location:** W Side of S US Hwy 41 & N Side of Kracker Ave.

Folio Number: 50793.0000, 50793.0100, 50795.0000 50798.0000 & 51454.0000

Acreage: 24.82 acres, more or less

Comprehensive Plan: N
Service Area: Urban

Community Plan: Gibsonton & Southshore Areawide Systems Plan

Existing Zoning: PD (07-0879) **Request:** Special Use LE

• Land Excavation for Habitat Restoration

RECOMMENDATION: Approvable, subject to proposed conditions

Attachments: 21-1219

E.3. Application Number: PRS 22-0042

Applicant: VRE BEARSS VEG LLC

Location: NW Corner of W Bearss Ave & Monet Dr. **Folio Number:** 17177.0000, 17178.0000 & 17179.0000

Acreage: 0.698 acres, more or less

Comprehensive Plan: RES-4 Service Area: Urban

Community Plan: Greater Carrollwood Northdale

Existing Zoning: PD (01-0353)

Request: Minor Modification to PD

• Modify operating hours to allow 24 hour emergency vet clinic

RECOMMENDATION: Approvable, subject to proposed conditions

E.4. Application Number: PRS 22-0243

Applicant:AARON SCHMALZLELocation:1046 Cypress Village Blvd.

Folio Number: 54245.0630

Acreage: 3.31 acres, more or less

Comprehensive Plan: SMU-6 **Service Area:** Urban

Community Plan: Sun City Center **Existing Zoning:** PD (73-0186)

Request: Minor Modification to PD

• Allow home brewing neighborhood business and microbrewery

RECOMMENDATION: Approvable, subject to proposed conditions

Attachments: 22-0243

E.5. Application Number: PRS 22-0340

Applicant: STILLWATER PROPERTY OWNERS ASSOCIATION INC

Location: 7799 Still Lakes Dr. Odessa.

Folio Number: 887.5098

Acreage: 2.37 acres, more or less

Comprehensive Plan: RES-1 Service Area: Rural

Community Plan: Keystone Odessa Existing Zoning: PD (97-0069)

Request: Minor Modification to PD

• Add one additional single-family lot

RECOMMENDATION: Approvable, subject to proposed conditions

Attachments: 22-0340

E.6. Application Number: PRS 22-0361

Applicant: HILLEL SCHOOL OF TAMPA INC

Location: 80ft South of W Fletcher Ave & Greentree Dr Intersection.

 Folio Number:
 20065.0000 & 20065.0100

 Acreage:
 12.71 acres more or less

Comprehensive Plan: RES-4 Service Area: Urban

Community Plan: Greater Carrollwood Northdale

Existing Zoning: PD (92-0281)

Request: Minor Modification to PD

• Modify site plan to accommodate additional buildings

RECOMMENDATION: Approval

E.7. CDD 22-0166 Petition to Expand the Hawkstone Community Development District.

Approve expansion of the Hawkstone Community Development District (CDD) in accordance with the attached ordinance. No direct financial impact to the County will occur as a result of this petition. Of the total of \$48,225,071 budgeted for CDD-qualified common area infrastructure development costs ("common costs"), it is estimated that \$23, 182,210 (or about 48%) of total development costs will be funded with long-term CDD bond proceeds.

Attachments: 22-0166

F. REGULAR AGENDA

F.1. Application Number: RZ-PD 21-0110 (Remand)

Applicant: GHASSAN S MOUSA **Location:** 11216 McMullen Rd.

Folio Number: 76828.5382

Acreage: 1 acre, more or less

Comprehensive Plan: RES-4 Service Area: Urban

Community Plan: Riverview and Southshore Areawide Systems Plan

Existing Zoning: RSC-2 **Request:** Rezone to PD

RECOMMENDATION:

Zoning Hearing Master: Denial

Development Services: Not supportable

Planning Commission: Inconsistent with the Plan

Attachments: 21-0110

F.2. Application Number: RZ-PD 21-0701

Applicant: SONEY FM LLC- RAM A. GOEL

Location: 10710 Walker Rd. **Folio Number:** 61121.0000

Acreage: 2.61 acres, more or less

Comprehensive Plan: RES-4
Service Area: Urban

Community Plan: Thonotosassa

Existing Zoning: AR, CN & (72-0261)

Reguest: Rezone to PD

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable, Subject to Conditions

Planning Commission: Consistent with Plan

F.3. Application Number: RZ-PD 21-0744

Applicant: WILLIAM SULLIVAN POTOMAC LAND COMPANY

Location: 2705 Bloomingdale Ave.

Folio Number: 87350.0000

Acreage: 8.56 acres, more or less

Comprehensive Plan: RES-4
Service Area: Urban
Community Plan: None
Existing Zoning: AS-1

Reguest: Rezone to PD

RECOMMENDATION:

Zoning Hearing Master: Denial

Development Services: Not Supportable **Planning Commission:** Consistent with Plan

Attachments: 21-0744

F.4. Application Number: RZ-PD 21-0745

Applicant: BRICKLEMYER LAW GROUP, P. L

Location: E Side of N US Hwy 41 & 360ft S of Flagship Dr.

Folio Number: 13992.0000, 13994.0000 & 13999.0100

Acreage: 6.26 acres, more or less

Comprehensive Plan: NMU-4
Service Area: Rural
Community Plan: Lutz

Existing Zoning: CN & PD (88-0229) **Request:** Rezone to PD

RECOMMENDATION:

Zoning Hearing Master: Denial

Development Services: Not Supportable

Planning Commission: Inconsistent with the Plan

F.5. Application Number: RZ-PD 21-0748

Applicant: NORTHSTAR TAMPA MEDICAL LLP

Location: 3450 E Fletcher Ave

Folio Number: 34975.0000

Acreage: 2.53 acres, more or less

Comprehensive Plan: RMU-35 Service Area: Urban

Community Plan: University Area Existing Zoning: SPI-UC-2 Request: Rezone to PD

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable, Subject to Conditions

Planning Commission: Consistent with Plan

Attachments: 21-0748

F.6. Application Number: RZ-PD 21-1335

Applicant: TAYLOR MORRISON OF FLORIDA, INC

Location: 910 NE 19th Ave. **Folio Number:** 54234.0000

Acreage: 82.5 acres, more or less

Comprehensive Plan: RES-12 Service Area: Urban

Community Plan: Apollo Beach, Ruskin & Southshore Areawide Systems Plan

Existing Zoning: AR & CG **Request:** Rezone to PD

RECOMMENDATION:

Zoning Hearing Master: Approval

Development Services: Approvable, subject to conditions

Planning Commission: Consistent with Plan

F.7. **Application Number:** RZ-PD 21-1336

> **Applicant:** TIP TOP PROPERTIES LLC

Location: W Side of County Rd 579 & 1800ft S of Skewlee Rd.

Folio Number: 60823.0000, 60844.0000 & 60823.0050

118.3 acres, more or less Acreage:

Comprehensive Plan: AE, 1/2.5 Service Area: Rural **Community Plan:** Thonotosassa

Existing Zoning: AR

Rezone to PD **Request:**

RECOMMENDATION:

Zoning Hearing Master: Approval

Approvable, Subject to Conditions **Development Services:**

Planning Commission: Consistent with Plan

Attachments: 21-1336

F.8. **Application Number: RZ-STD 22-0201**

> **Applicant:** DANVA INVESTMENT, LLC

Location: 15509 Casey Rd. Folio Number: 16254.0022

Acreage: 2.1 acres, more or less

Comprehensive Plan: RES-4 Service Area: Urban

Greater Carrollwood Northdale **Community Plan:**

Existing Zoning: AS-1

Rezone to RSC-6 **Request:**

RECOMMENDATION:

Zoning Hearing Master: Approval **Development Services:** Approval

Consistent with Plan **Planning Commission:**

Attachments: 22-0201

- G. **PUBLIC HEARINGS - RELATED ITEMS**
- H. **COMMISSIONERS' ITEMS**
- STAFF ITEMS I.
- **COUNTY ATTORNEY'S ITEMS** J.
- OFF THE AGENDA ITEMS K.

ADJOURNMENT