Nonconformity Special Use Permit:

Zoning Hearing Master Date:

BOCC Land Use Meeting Date:

SU 22-0609

April 18, 2022

June 7, 2022



Development Services Department

1.0 APPLICATION SUMMARY

Applicant: Cast-Crete USA, LLC

FLU Category: RES-4

Service Area: Rural

Site Acreage: 25.93 +/-

Community Plan Area:

Thonotosassa

Overlay: None



Introduction Summary:

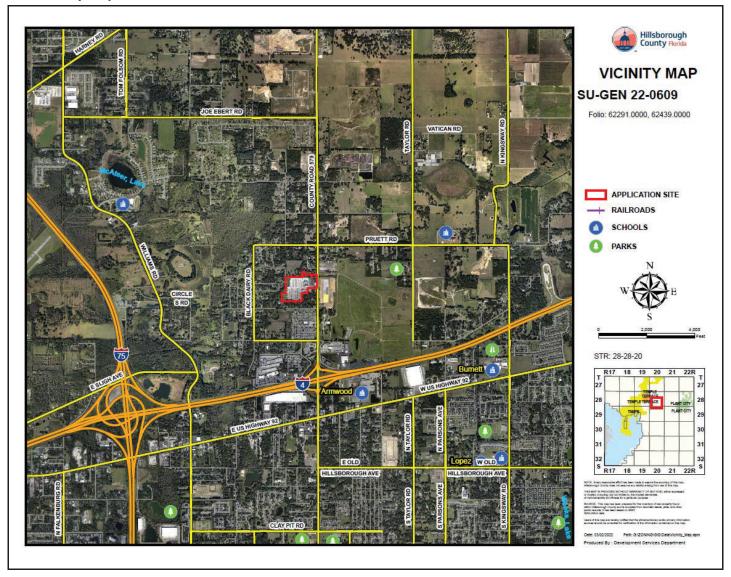
The 25 acre site is used for the manufacturing of pre-cast and pre-stressed concrete products. The site consists of office buildings, manufacturing buildings, recycled product storage, outdoor manufacturing and open storage with more than 200 employees. The current zonings of CG and AS-1 do not permit the current use; however, the use began when the site was zoned for manufacturing uses (M-1) as early as the 1960s. The Zoning Conformance process downzoned the property in 1992 and created the nonconforming use. The site received legal nonconforming use status under NCU 97-0366 in 1997. Per Land Development Code Section 11.03.06.J, any change, expansion or rebuilding of a nonconforming use requires a Nonconformity Special Use Permit for final decision by the Board of County Commissioners. Under SU 02-0389, the property was approved for an expansion of the legal nonconforming use to 17,095 additional square feet and two "curing kilning" lines. This application is requested for the purpose of replacing existing concrete batch equipment. This change will not increase the square footage of the use, expand the use area or its intensity.

Existing Approval(s):	Proposed Modification(s):
Concrete batch equipment as delineated on the SU	Replacement of concrete batch equipment as delineated on
02-0389 site plan	the SU 22-0609 site plan

Additional Information:		
PD Variation(s):	None Requested as part of this application	
Waiver(s) to the Land Development Code:	None requested as part of this application	

Planning Commission Recommendation:	Development Services Recommendation:
Consistent	Approvable, subject to proposed conditions

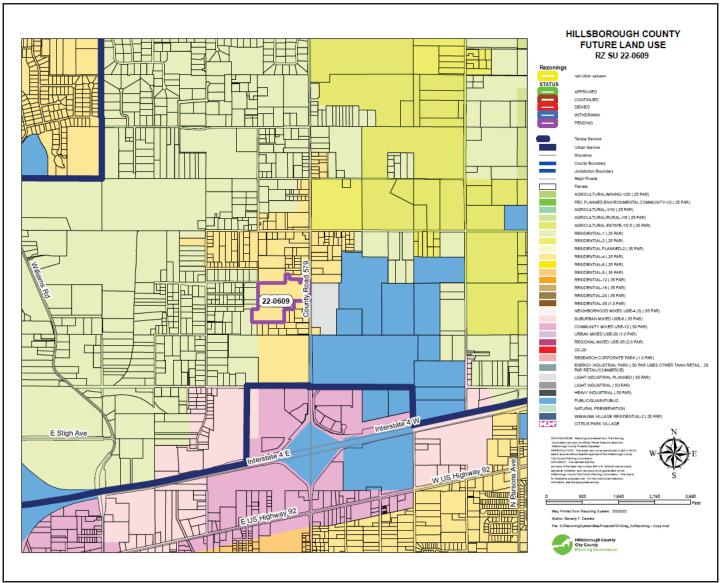
2.1 Vicinity Map



Context of Surrounding Area:

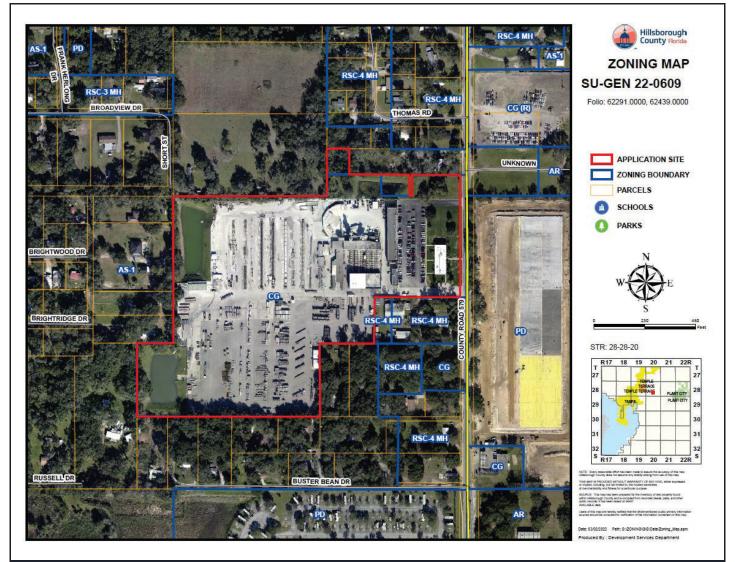
The site is located in the southwestern portion of Thonotosassa community on the west side of CR 579, north of Interstate 4 and east of Interstate 75. The rural/suburban area is developed with a variety of uses, which includes agricultural, residential, industrial and commercial uses found around the CR 579 and I-4 exchange. A county owned 200+ acre landfill and community collection site is also present within the general area.

2.2 Future Land Use Map



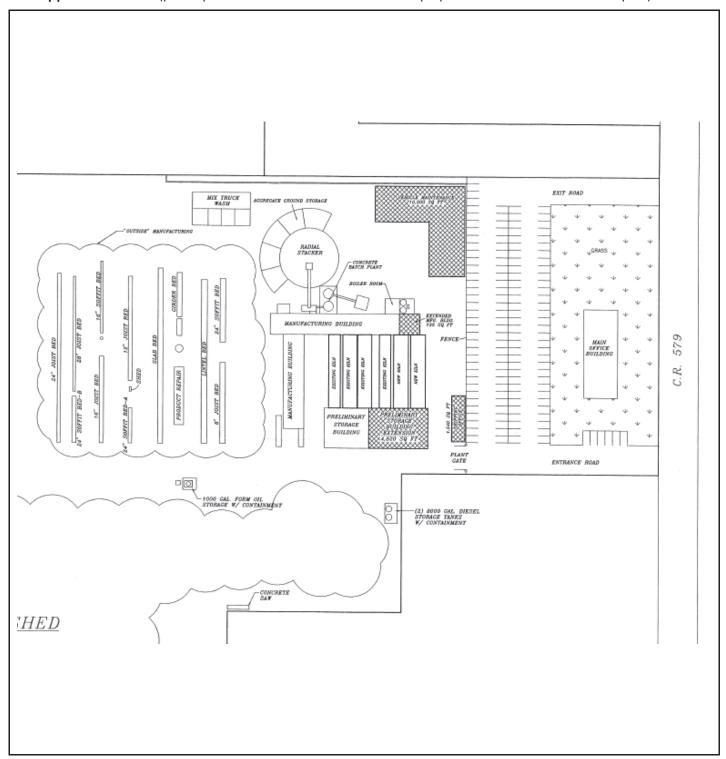
Subject Site Future Land Use Category:	RES-4
Maximum Density/F.A.R.:	4 units per acre / 0.25
Typical Uses:	Residential, suburban scale neighborhood commercial, office uses, and multi-purpose projects.

2.3 Immediate Area Map

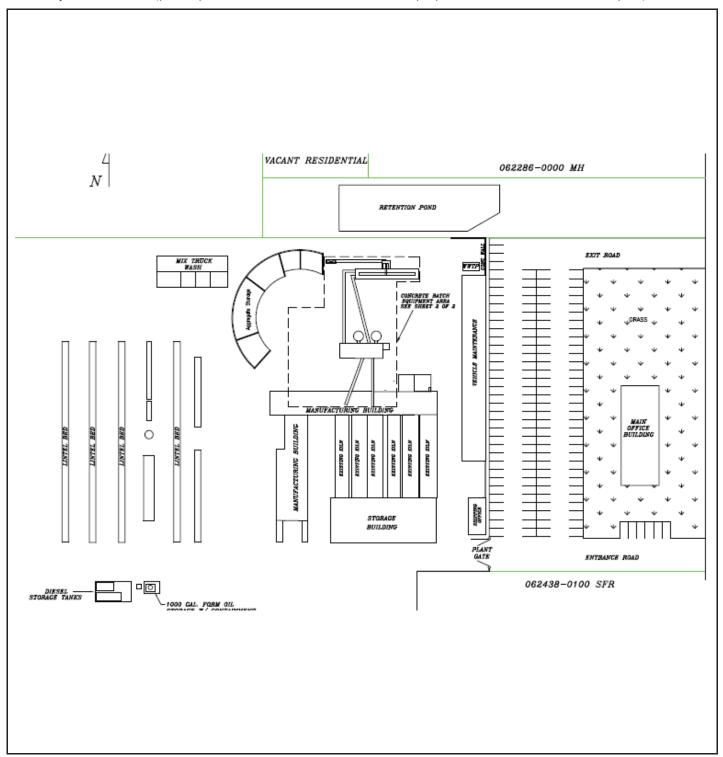


	Adjacent Zonings and Uses					
Location:	Zoning:	Maximum Density/F.A.R. Permitted by Zoning District:	Allowable Use:	Existing Use:		
North	AS-1	1 unit per acre	Single-Family Residential/Agricultural	Single-Family Residential/Agricultural and Vacant		
South	AS-1	1 unit per acre	Single-Family Residential/Agricultural	Single-Family Residential		
East	AS-1, RSC-4 and PD	AS-1:1 unit per acre RSC-4:4 units per acre PD:0.5 FAR (422,500 sf)	AS-1: Single-Family Residential/Agricultural RSC-4: Single-Family Residential PD: Manufacturing	AS-1: Single-Family Residential RSC-4: Single-Family Residential PD: Manufacturing		
West	AS-1	1 unit per acre	Single-Family Residential/Agricultural	Single-Family Residential and Agricultural		

2.4 Approved Site Plan (partial provided belowfor size and orientation purposes. See Section 8.1 for full site plan)



2.5 Proposed Site Plan (partial provided belowfor size and orientation purposes. See Section 8.2 for full site plan)



APPLICATION NUMBER: SU 22-0609

ZHM HEARING DATE: April 18, 2022

BOCC LUM MEETING DATE: June 7, 2022 Case Reviewer: Michelle Heinrich, AICP

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	
Mango Rd. (CR 579)	County Arterial - Rural	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	994	109	121	
Proposed	994	109	121	
Difference (+/-)	0	0	0	

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

Design Exception/Administrative Variance ⊠ 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:				

APPLICATION NUMBER: SU 22-0609
ZHM HEARING DATE: April 18, 2022

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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 □ No	☐ Yes ⊠ No	☐ Yes ⊠ No	
Natural Resources	☐ Yes ⊠ No	☐ Yes ☐ No	☐ Yes ☐ No	
Conservation & Environ. Lands Mgmt.	☐ Yes ⊠ No	☐ Yes ☐ No	☐ Yes ☐ No	
Check if Applicable:	☐ Potable W	Vater Wellfield Pro	tection Area	
\square Wetlands/Other Surface Waters	☐ Significan	t Wildlife Habitat		
\square Use of Environmentally Sensitive Land	☐ Coastal H	igh Hazard Area		
Credit	☐ Urban/Sub	ourban/Rural Scen	ic Corridor	
\square Wellhead Protection Area	☐ Adjacent	to ELAPP property		
\square Surface Water Resource Protection Area	☐ Other			
Public Facilities:	Comments Received	Objections	Conditions Requested	Additional Information/Comments
Transportation	⊠ Yes	☐ Yes	☐ Yes	
☐ Design Exc./Adm. Variance Requested	□ No	⊠ No	⊠ No	
☐ Off-site Improvements Provided				
Service Area/ Water & Wastewater	☐ Yes	☐ Yes	☐ Yes	
☐ Urban ☐ City of Tampa	⊠ No	□ No	□ No	
⊠Rural ☐ City of Temple Terrace				
Hillsborough County School Board				
Adequate \square K-5 \square 6-8 \square 9-12 \boxtimes N/A	☐ Yes	□ Yes	☐ Yes	
Inadequate ☐ K-5 ☐ 6-8 ☐ 9-12 ☒ N/A	⊠ No	□ No	□ No	
Impact/Mobility Fees				
2/2				
n/a				
Comprehensive Plan:	Comments Received	Findings	Conditions Requested	Additional Information/Comments
Planning Commission				
\square Meets Locational Criteria \square N/A	⊠ Yes	☐ Inconsistent	□ Yes	
\square Locational Criteria Waiver Requested	□No		⊠ No	
\square Minimum Density Met \boxtimes N/A				

APPLICATION NUMBER: SU 22-0609

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5.0 IMPLEMENTATION RECOMMENDATIONS

5.1 Compatibility

The nature of the request is to replacing existing equipment used for the concrete batch plant. Per the applicant's narrative, the existing equipment relies on dry materials being transferred to an on-site truck to allow the wet mixing process to occur in trucks— creating noise and dust from the site, as well as increased fuel use to keep truck operating during the mixing process. The new equipment will allow the wet mixing to occur prior to transferring the materials to trucks, thus reducing dust, truck noise and fuel use.

The equipment change will result in the following raw material loading changes: the radial stacker will be eliminated and replaced with an enclosed elevator stacker, the two separate aggregate bins will be combined into a single set and two silos will be moved to be adjacent to the equipment rather than on top of the equipment. These changes will reduce dust creation and will not impact the batch capacity. The mixing equipment changes include the removal of the central dust collector, dust hood and dry cast mixing equipment and replacement with a wet mixer. Per the applicant, these equipment changes will reduce the capacity of the batch process thereby not intensifying this portion of the site's use. The existing equipment is estimated to have a capacity of 10 cubic yards, which is increased to 26 when multiple trucks are used on the site at once for the wet mixing process. The new equipment is limited to a maximum capacity of 8 cubic yards which cannot be altered with the use of on-site trucks as they will no longer be used for the wet mixing process.

The changes will not increase the use area or equipment height. Additionally, no changes to any other portion of the overall use is proposed.

5.2 Recommendation

Approvable, subject to proposed conditions.

APPLICATION NUMBER:	SU 22-0609	
ZHM HEARING DATE:	April 18, 2022	
BOCC LUM MEETING DATE:	June 7, 2022	Case Reviewer: Michelle Heinrich, AICP

6.0 PROPOSED CONDITIONS

Approval - Approval of the request, subject to the conditions listed below, is based on the general site plan submitted March 28, 2022.

- 1. This Special Use Permit #02-0389 approved for an expansion of the Legal Non-Conforming Use is based in compliance with the Non-Conforming Use Review #97-0366, dated November 25, 1998. The expansion shall be for two additional "Curing Kilning" lines (project total of 6 lines) and a maximum of 17, 095 square feet of additional floor space as follows:
 - A 1,540 square foot shipping office
 - A 10,000 square foot maintenance building
 - A 4,820 square foot extension of the Preliminary Storage Building
 - A 735 square foot extension of the Manufacturing building
- 2. The expansion <u>under Special Use Permit #02-0389</u> shall be limited to CG standards, except the maximum total developable square footage for the site shall be limited to the maximum total amount indicated on the General Site Plan and unless otherwise specified herein. Also, the maximum amount of building coverage and impervious surface shall be indicated by building envelopes shown on the General Site Plan, <u>in</u> accordance with requirement of the Hillsborough County Technical Manual.
- 3. The Land Development Code buffering and screening standards shall be complied with for the proposed <u>Special</u> Use Permit #02-0389 expansion.
- 4. <u>SU #22-0609 approves a replacement of concrete batch equipment, as delineated on the General Site Plan.</u>
- 45. Public water shall not be extended to the property. Private water wells shall be the potable water source.
- <u>56.</u> Within 90 days of approval of SU <u>02-0389 #22-0609</u> by the Hillsborough County Board of County Commissioners, the developer shall submit to the County-Planning and Growth Management <u>Development Services</u> Department a revised General Development Plan for certification reflecting all the conditions of approval outlined above.
- <u>67</u>. The Development of this project shall proceed in strict accordance with the terms and conditions contained in the Development Order, the General Site Plan, the land use conditions contained herein, and all applicable rules, regulations, and ordinances of Hillsborough County.

APPLICATION NUMBER: SU 22-0609

ZHM HEARING DATE: April 18, 2022

BOCC LUM MEETING DATE: June 7, 2022 Case Reviewer: Michelle Heinrich, AICP

Zoning Administrator Sign Off:

J. Brian Grady Wed Apr 6 2022 10:19:25

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 obtain all necessary building permits for on-site structures.

APPLICATION NUMBER: SU 22-0609

ZHM HEARING DATE: April 18, 2022
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7.0 ADDITIONAL INFORMATION AND/OR GRAPHICS

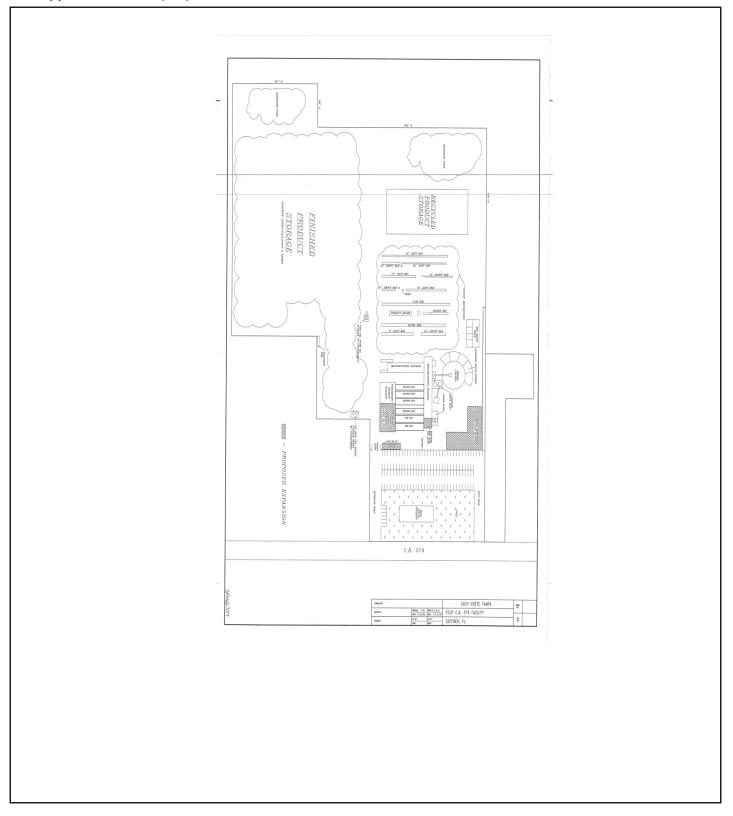
None.

ZHM HEARING DATE: April 18, 2022

BOCC LUM MEETING DATE: June 7, 2022 Case Reviewer: Michelle Heinrich, AICP

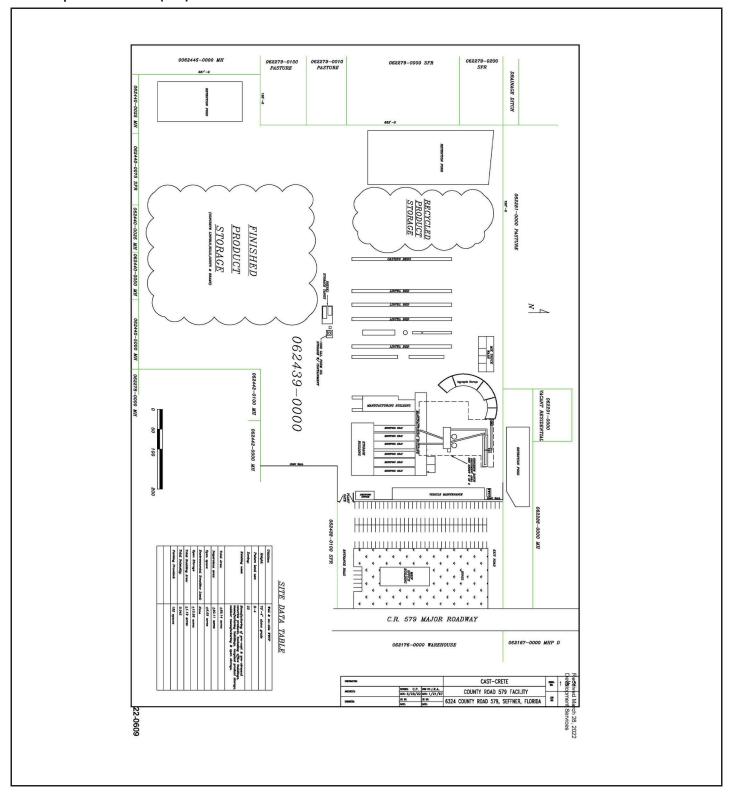
8.0 SITE PLANS (FULL)

8.1 Approved Site Plan (Full)



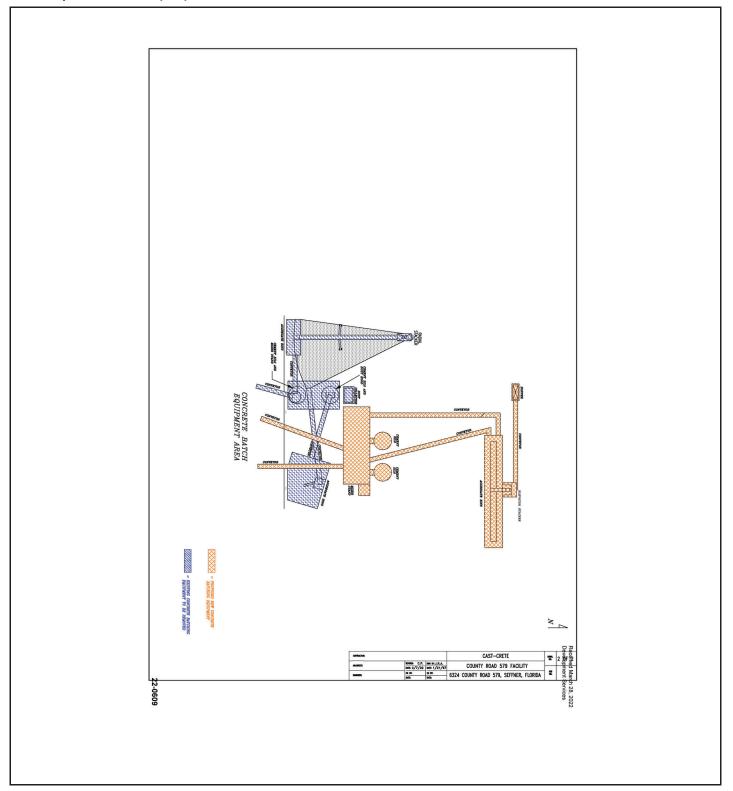
8.0 SITE PLANS (FULL)

8.2 Proposed Site Plan (Full)



8.0 SITE PLANS (FULL)

8.2 Proposed Site Plan (Full)



APPLICATION NUMBER: SU 22-0609

ZHM HEARING DATE: April 18, 2022

BOCC LUM MEETING DATE: June 7, 2022 Case Reviewer: Michelle Heinrich, AICP

9.0 FULL TRANSPORTATION REPORT (see following pages)

AGENCY REVIEW COMMENT SHEET

TO: Z	Zoning Technician, Development Services De	DATE: 4/5/2022	
REVIEWER: Richard Perez, AICP AGENCY/DEPT: Trans			nsportation
PLANNING AREA/SECTOR: Central/TH PETITION NO: SU		U 22-0609	
	This agency has no comments.		
X	This agency has no objection.		
	This agency has no objection, subject to the	e listed or attached conditions	
	This agency objects for the reasons set fort	h below.	

PROJECT SUMMARY AND ANALYSIS

The applicant is requesting approval of a modification to the existing nonconforming special use site plan for the previously approved nonconforming special use (SU 02-0389) in order to replace concrete batch mixing equipment. SU 02-0389 was approved to allow the concrete product manufacturing company to legally operate, as it has reportedly operated since 1968, on the +/- 25.93-acre site zoned Commercial General (CG) and Agricultural Suburban (AS-1). The subject site is a manufacturing use with a large open storage use component. The property is designated Residential 4 (R-4) future land use. There is no proposed increase in square footage, change in use or access connections.

Since the request is for a nonconforming special use approval for the purposes of replacing equipment and does not involve increased building square footage or other change that would constitute an intensification or change in the existing access connections, no transportation analysis was required to be submitted by the applicant. Staff has prepared a maximum trip generation potential of the subject property under the existing non-conforming special use approval, utilizing a generalized worst-case scenario. Values reported are based on the Institute of Transportation Engineer's (ITE) Trip Generation Manual, 10th Edition.

Based on the information provided by the applicant, the site is a Manufacturing use and Open Storage use. The Institute of Transportation Engineer's Trip Generation Manual, 10th Edition does not have an Open Storage land use. Staff utilized the Warehousing ITE Land Use Code 150 as the closest approximation of trip generation, for this component of the subject site, which is described by the ITE Trip Generation Manual, 10th Edition as "primarily devoted to the storage of materials".

Approved Uses:

Zoning, Land Use/Size	24 Hour Two- Way Volume	Total Peak Hour Trips	
	way volume	AM	PM
SU, 53,836 sf Manufacturing (ITE LUC 140)	212	33	36
SU, 449,626 sf Open Storage (ITE LUC 150)	782	76	85
Total Trips	994	109	121

There is no proposed change to the square footage or land use that would result in a change in potential maximum trip generation.

TRANSPORTATION INFRASTRUCTURE SERVING THE SITE AND SITE ACCESS

Mango Rd. (CR 579) is a 2-lane, undivided, substandard, arterial roadway characterized by +/- 11-foot wide travel lanes in average condition. The roadway lines within a +/- 60-foot wide right-of-way along the project's frontage. There is a +/- 5-foot side sidewalk along the west side of Mango Rd. in the vicinity of the proposed project. There are no bicycle lanes on Mango Rd. in the vicinity of the proposed project.

There are no plans to widen Mango Rd. north of E. Sligh Ave.

SITE ACCESS AND CONNECTIVITY

There are two existing project access connections on Mango Rd. There is no proposed change to the site access.

ROADWAY LEVEL OF SERVICE

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

Roadway	From	То	LOS Standard	Peak Hour Directional LOS
MANGO RD (CR 579)	SLIGH AVE	JOE EBERT RD	D	С

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	Current Conditions	Select Future Improvements	
Mango Rd. (CR 579)	County Arterial - Rural	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	994	109	121	
Proposed	994	109	121	
Difference (+/-)	0	0	0	

^{*}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	X	None	None	Meets LDC
West		None	None	Meets LDC
Notes:				

Design Exception/Administrative Variance ⊠ 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:		

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	See report.

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COUNTY OF HILLSBOROUGH LAND USE HEARING OFFICER'S RECOMMENDATION

Application number:	SU-GEN 22-0609
Hearing date:	April 18, 2022
Applicant:	Cast-Crete USA, LLC
Request:	Requesting a Nonconformity Special Use Permit
Location:	6324 North County Road 579, Seffner
	550 feet southwest of the County Road 579 and Thomas Road intersection.
Parcel size:	25.93 acres +/-
Existing zoning:	AS-1 and CG
Future land use designation:	Residential-4
Service area:	Rural
Community planning area:	Thonotosassa

A. APPLICATION REVIEW

DEVELOPMENT SERVICES STAFF REPORT APPLICATION REVIEW SUMMARY AND RECOMMENDATION

Nonconformity Special Use Permit:

Zoning Hearing Master Date:

BOCC Land Use Meeting Date:

SU 22-0609

April 18, 2022

June 7, 2022



Development Services Department

1.0 APPLICATION SUMMARY

Applicant: Cast-Crete USA, LLC

FLU Category: RES-4

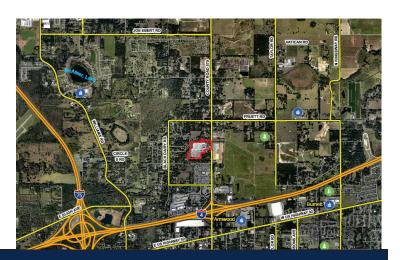
Service Area: Rural

Site Acreage: 25.93 +/-

Community Plan Area:

Thonotosassa

Overlay: None



Introduction Summary:

The 25 acre site is used for the manufacturing of pre-cast and pre-stressed concrete products. The site consists of office buildings, manufacturing buildings, recycled product storage, outdoor manufacturing and open storage with more than 200 employees. The current zonings of CG and AS-1 do not permit the current use; however, the use began when the site was zoned for manufacturing uses (M-1) as early as the 1960s. The Zoning Conformance process downzoned the property in 1992 and created the nonconforming use. The site received legal nonconforming use status under NCU 97-0366 in 1997. Per Land Development Code Section 11.03.06.J, any change, expansion or rebuilding of a nonconforming use requires a Nonconformity Special Use Permit for final decision by the Board of County Commissioners. Under SU 02-0389, the property was approved for an expansion of the legal nonconforming use to 17,095 additional square feet and two "curing kilning" lines. This application is requested for the purpose of replacing existing concrete batch equipment. This change will not increase the square footage of the use, expand the use area or its intensity.

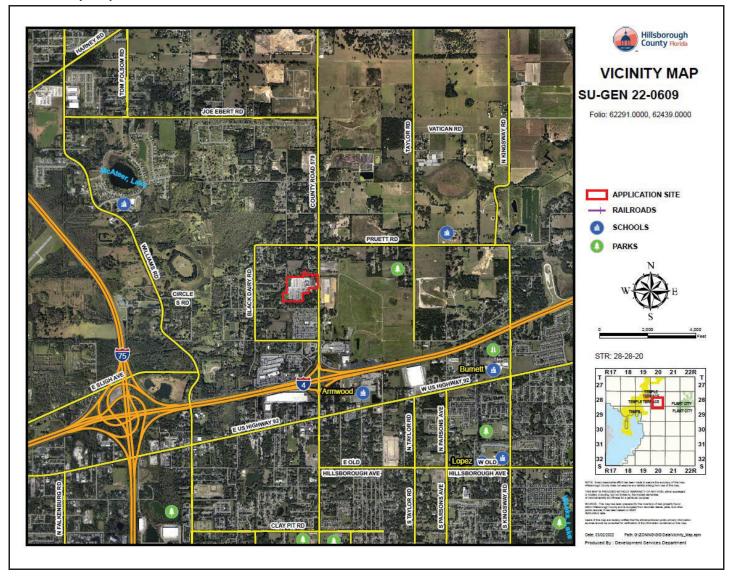
Existing Approval(s):	Proposed Modification(s):
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02-0389 site plan	the SU 22-0609 site plan

Additional Information:	
PD Variation(s):	None Requested as part of this application
Waiver(s) to the Land Development Code:	None requested as part of this application

Planning Commission Recommendation:	Development Services Recommendation:
Consistent	Approvable, subject to proposed conditions

Created: 8-17-21 3 of 18

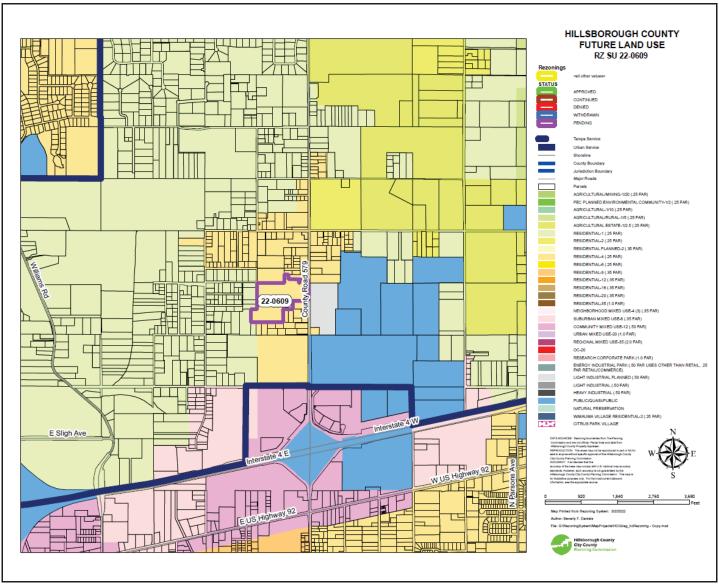
2.1 Vicinity Map



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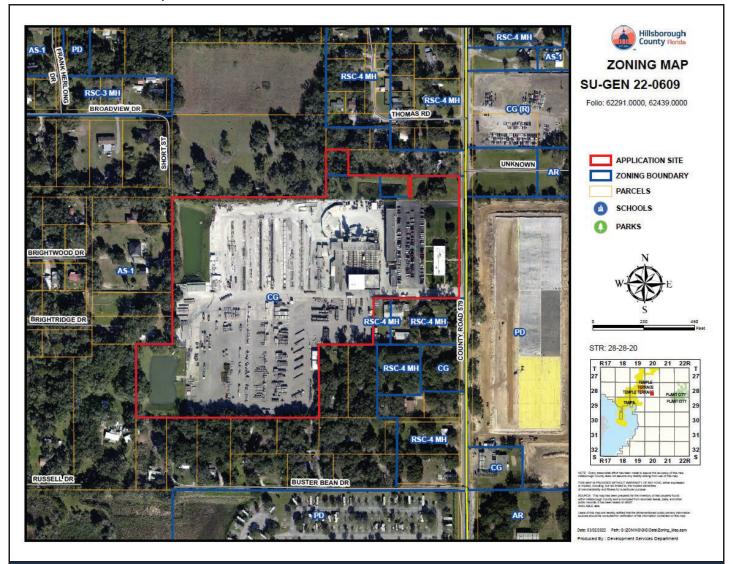
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2.2 Future Land Use Map



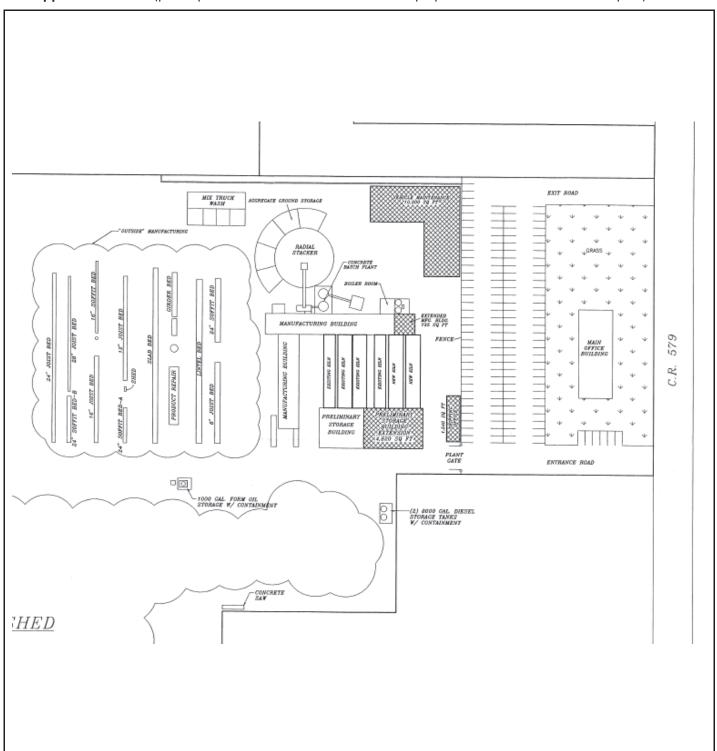
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Typical Uses:	Residential, suburban scale neighborhood commercial, office uses, and multi-purpose projects.

2.3 Immediate Area Map



Adjacent Zonings and Uses				
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2.4 Approved Site Plan (partial provided belowfor size and orientation purposes. See Section 8.1 for full site plan)

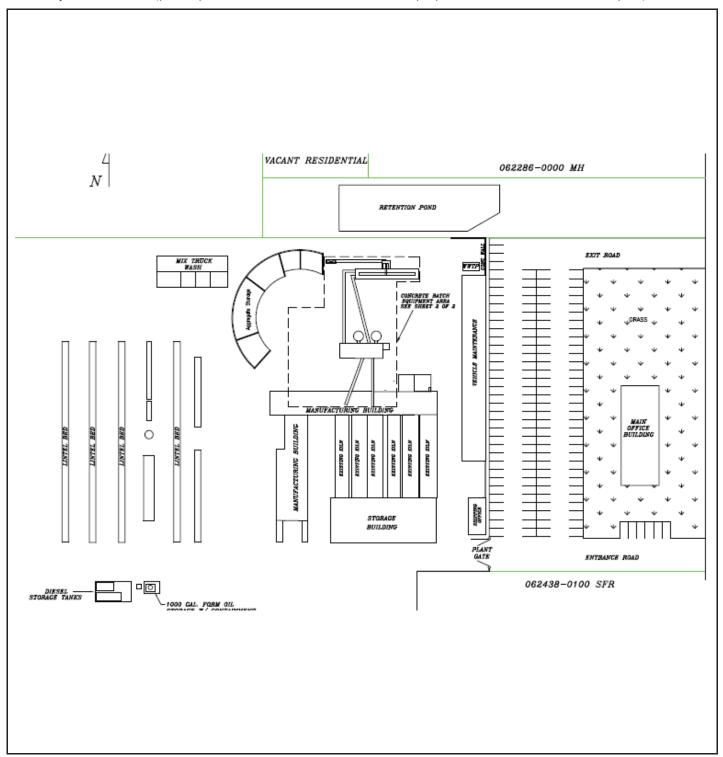


ZHM HEARING DATE: April 18, 2022 BOCC LUM MEETING DATE: June 7, 2022

Case Reviewer: Michelle Heinrich, AICP

2.0 LAND USE MAP SET AND SUMMARY DATA

2.5 Proposed Site Plan (partial provided belowfor size and orientation purposes. See Section 8.2 for full site plan)



APPLICATION NUMBER:	SU 22-0609
ZHM HEARING DATE:	April 18, 2022

BOCC LUM MEETING DATE: June 7, 2022 Case Reviewer: Michelle Heinrich, AICP

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

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Notes:				

Design Exception/Administrative Variance ⊠ Not applicable for this request			
Road Name/Nature of Request Type Finding			
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Notes:			

APPLICATION NUMBER: SU 22-0609
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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 □ No	☐ Yes ⊠ No	□ Yes ⊠ No	
Natural Resources	☐ Yes ⊠ No	☐ Yes ☐ No	☐ Yes ☐ No	
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/Sub	Vater Wellfield Pro t Wildlife Habitat igh Hazard Area ourban/Rural Scen to ELAPP property	ic Corridor	
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	•			
n/a				
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	

APPLICATION NUMBER:	SU 22-0609	
ZHM HEARING DATE:	April 18, 2022	
BOCC LUM MEETING DATE:	June 7, 2022	Case Reviewer: Michelle Heinrich, AICP

5.0 IMPLEMENTATION RECOMMENDATIONS

5.1 Compatibility

The nature of the request is to replacing existing equipment used for the concrete batch plant. Per the applicant's narrative, the existing equipment relies on dry materials being transferred to an on-site truck to allow the wet mixing process to occur in trucks— creating noise and dust from the site, as well as increased fuel use to keep truck operating during the mixing process. The new equipment will allow the wet mixing to occur prior to transferring the materials to trucks, thus reducing dust, truck noise and fuel use.

The equipment change will result in the following raw material loading changes: the radial stacker will be eliminated and replaced with an enclosed elevator stacker, the two separate aggregate bins will be combined into a single set and two silos will be moved to be adjacent to the equipment rather than on top of the equipment. These changes will reduce dust creation and will not impact the batch capacity. The mixing equipment changes include the removal of the central dust collector, dust hood and dry cast mixing equipment and replacement with a wet mixer. Per the applicant, these equipment changes will reduce the capacity of the batch process thereby not intensifying this portion of the site's use. The existing equipment is estimated to have a capacity of 10 cubic yards, which is increased to 26 when multiple trucks are used on the site at once for the wet mixing process. The new equipment is limited to a maximum capacity of 8 cubic yards which cannot be altered with the use of on-site trucks as they will no longer be used for the wet mixing process.

The changes will not increase the use area or equipment height. Additionally, no changes to any other portion of the overall use is proposed.

5.2 Recommendation

Approvable, subject to proposed conditions.

APPLICATION NUMBER:	SU 22-0609	
ZHM HEARING DATE:	April 18, 2022	
BOCC LUM MEETING DATE:	June 7, 2022	Case Reviewer: Michelle Heinrich, AICP

6.0 PROPOSED CONDITIONS

Approval - Approval of the request, subject to the conditions listed below, is based on the general site plan submitted March 28, 2022.

- 1. This Special Use Permit #02-0389 approved for an expansion of the Legal Non-Conforming Use is based in compliance with the Non-Conforming Use Review #97-0366, dated November 25, 1998. The expansion shall be for two additional "Curing Kilning" lines (project total of 6 lines) and a maximum of 17, 095 square feet of additional floor space as follows:
 - A 1,540 square foot shipping office
 - A 10,000 square foot maintenance building
 - A 4,820 square foot extension of the Preliminary Storage Building
 - A 735 square foot extension of the Manufacturing building
- 2. The expansion <u>under Special Use Permit #02-0389</u> shall be limited to CG standards, except the maximum total developable square footage for the site shall be limited to the maximum total amount indicated on the General Site Plan and unless otherwise specified herein. Also, the maximum amount of building coverage and impervious surface shall be indicated by building envelopes shown on the General Site Plan, <u>in</u> accordance with requirement of the Hillsborough County Technical Manual.
- 3. The Land Development Code buffering and screening standards shall be complied with for the proposed <u>Special</u> Use Permit #02-0389 expansion.
- 4. <u>SU #22-0609 approves a replacement of concrete batch equipment, as delineated on the General Site Plan.</u>
- 45. Public water shall not be extended to the property. Private water wells shall be the potable water source.
- <u>56.</u> Within 90 days of approval of SU <u>02-0389 #22-0609</u> by the Hillsborough County Board of County Commissioners, the developer shall submit to the County-Planning and Growth Management Development Services Department a revised General Development Plan for certification reflecting all the conditions of approval outlined above.
- <u>67</u>. The Development of this project shall proceed in strict accordance with the terms and conditions contained in the Development Order, the General Site Plan, the land use conditions contained herein, and all applicable rules, regulations, and ordinances of Hillsborough County.

APPLICATION NUMBER: SU 22-0609
ZHM HEARING DATE: April 18, 2022

BOCC LUM MEETING DATE: June 7, 2022 Case Reviewer: Michelle Heinrich, AICP

Zoning Administrator Sign Off:

J. Brian Grady Wed Apr 6 2022 10:19:25

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 obtain all necessary building permits for on-site structures.

B. HEARING SUMMARY

This case was heard by the Hillsborough County Land Use Hearing Officer on April 18, 2022. Mr. Brian Grady of the Hillsborough County Development Services Department introduced the petition.

Applicant

Mr. Kevin Reali spoke on behalf of the applicant, Cast-Crete USA, LLC. Mr. Reali presented an overview of the applicant's request to replace existing concrete batch equipment located on the subject property. He stated the existing use of the subject property has been determined to be a legal nonconforming use that was established in the late 1960s. He stated the use was expanded in 2002 under the LDC's one-time expansion allowance. He stated under that expansion the site became site plan controlled. He stated the concrete batch equipment is depicted on the site plan and the applicant is requesting to change the equipment shown on the site plan.

Mr. Reali stated legal nonconforming uses are generally intended to be phased out. He stated the concrete batch equipment is working and in operation today, although it is old and relatively simple. He stated the equipment could be repaired and maintained in perpetuity so the request will not extend the life or capacity of the nonconforming use.

Mr. Reali displayed the applicant's site plan and pointed out the location of the concrete batch equipment and other components on the subject property. He stated the use was established in the late 1960s and over the years the LDC and zoning caused the use to become legal nonconforming. He stated the legal nonconformity was confirmed in the 1990s, and the nonconforming use letter identified the use as the manufacture of precast and prestressed concrete products, including open storage. He stated the materials produced on the subject property range in size and are usually used in construction of single-family homes. He stated the products are heavy and not stacked very high, so there is a large area used for open storage and curing before the products are delivered. He stated about 10 acres of the subject property is used for open storage and about 1.19 acres is building space. He stated the actual floor/area ratio is very low.

Mr. Reali stated described land uses in the general area surrounding the subject property. He pointed out the Amazon distribution facility and the Taylor Road Landfill. He stated the area of County Road 579 south of I-4 is expected to have commercial development.

Mr. Reali stated the applicant has added a second page to the site plan to show the existing equipment overlayed with the proposed equipment. He displayed a graphic showing the existing equipment and new equipment, and additional graphics depicting the loading process. He described the process to load material into the system and explained the differences in how the existing equipment and the new equipment operate. He stated the new equipment operation will reduce the amount of dust created in the loading process. He explained the holding bins will be consolidated into one structure instead of two. He stated the silos will be replaced and moved adjacent to the mixing units.

Mr. Reali stated the new mixers will change the way mixing occurs so that dry material will no longer be wet-mixed in trucks but will be wet-mixed prior to being transferred into trucks. He stated the mixer will be electric, which will reduce exhaust emissions. He stated these changes will bring benefits to the applicant, particularly with worker safety. He stated the changes will also bring public benefits in reduced use of diesel, better dust control, and less noise from the diesel truck engines.

Mr. Reali stated the applicant's request will not increase the intensity or capacity of the use. He described the operation processes on the subject property, including the mixing, kilns, molds, and manufacturing building. He stated the capacity of the use is limited by the wet mixing process together with the kiln process and movement of product among processes to the manufacturing building. He stated the use was expanded in 2002 and it cannot be expanded again. He stated the applicant is requesting to change or rebuild processes; not expand them. He stated there will be no change in manufacturing capacity and no significant adverse effects. He stated there will be benefits to neighboring property owners with less noise, less dust, and a cleaner, safer workplace for employees.

Development Services Department

Ms. Michelle Heinrich, Hillsborough County Development Services Department, presented a summary of the findings and analysis as detailed in the staff report previously submitted into the record.

Planning Commission

Ms. Andrea Papandrew, Hillsborough County City-County Planning Commission, presented a summary of the findings and analysis as detailed in the Planning Commission report previously submitted into the record.

Proponents

The hearing officer asked whether there was anyone at the hearing in person or online to speak in support of the application. There were none.

Opponents

The hearing officer asked whether there was anyone at the hearing in person or online to speak in opposition to the application. There were none.

Development Services Department

Mr. Grady stated Development Services had nothing further.

Applicant Rebuttal

Mr. Reali stated the applicant scheduled a neighborhood meeting. He stated two neighbors attended and one submitted a letter of support, which is in the record. He stated the other neighbor in attendance did not express any concern. He stated there were other calls inquiring about the site, and when the request was explained, the callers expressed indifference. He stated there are no objections from county staff or EPC.

The hearing officer closed the hearing SU-GEN 22-0609.

C. EVIDENCE SUMBITTED

Mr. Reali submitted into the record at the hearing a packet of exhibits including the applicant's presentation slides.

D. FINDINGS OF FACT

- 1. The Subject Property consists of approximately 25.93 acres at 6324 North County Road 579, 550 feet southwest of the County Road 579 and Thomas Road intersection, in Seffner.
- 2. The Subject Property is zoned AS-1 and CG and is designated R-4 on the Future of Hillsborough Comprehensive Plan for Unincorporated Hillsborough County Future Land Use Map.
- 3. The Subject Property is located within the boundaries of the Thonotosassa Community Plan and is within the Rural Services Area.
- 4. Surrounding land uses include agricultural, residential, industrial, and commercial uses, and a 200+ acre landfill and community collection site owned by Hillsborough County. Adjacent properties include single-family residential, agricultural, and vacant parcels zoned AS-1 to the north, south, and west; and single-family residential and manufacturing parcels zoned AS-1, RSC-4, and PD to the east.
- 5. The Subject Property is used for the manufacturing of pre-cast and pre-stressed concrete products. The Subject Property's current zoning does not permit the use; however, the use began when the Subject Property was zoned for manufacturing uses in the 1960s. The use has been determined to be legal nonconforming because the 1992 zoning conformance process downzoned the Subject Property. The Subject Property received legal nonconforming use status in 1997 under NCU 97-0366.
- 6. The Subject Property received approval for expansion of the legal nonconforming use under SU 02-0389.
- 7. The applicant is requesting a Nonconformity Special Use Permit to allow replacement of existing concrete batch equipment. The equipment replacement will not increase the square footage of the use or expand the nonconforming use area or intensity.
- 8. The LDC at section 11.03.06.J. regulates the Expansion, Change, or Rebuilding of Nonconformities, and states in pertinent part:

- 1. Any property owner wishing to expand, change or rebuild an existing legal nonconforming use shall apply for a Nonconformity Special Use Permit in accordance with the provisions set forth in 10.03.00 of this Code. Expansion, change, or rebuilding shall only be permitted where the Board of County Commissioners finds no significant adverse effects of such nonconformity on adjacent properties. Any structural rebuilding shall be in accordance with the standards of the zoning district in which the property is located. Additions, modifications, or other physical changes to a legally nonconforming structure that adhere to the reduced setback line may be permitted, even if they increase the amount of building area within the required yard, provided other development standards are met.
- 2. Expansion of nonconformities shall not occur more than once and shall not exceed 50 percent of the existing square footage or intensity of use.

- 9. There is no evidence in the record that the Nonconformity Special Use Permit to allow replacement of existing concrete batch equipment, which will not increase the square footage of the use or expand the nonconforming use area or intensity, will result in significant adverse effects of the nonconformity on adjacent properties.
- 10. County staff found the proposed nonconformity special use permit approvable, subject to conditions enumerated in the staff report based on the applicant's general site plan submitted March 28, 2022.
- 11. Planning Commission staff found the proposed nonconformity special use permit consistent with the *Future of Hillsborough Comprehensive Plan for Unincorporated Hillsborough County*, subject to the conditions proposed by the Development Services Department.

E. FINDINGS OF COMPLIANCE OR NON-COMPLIANCE WITH COMPREHENSIVE PLAN

The nonconformity special use permit request is in compliance with, and does further the intent of the Goals, Objectives, and Policies of the *Future of Hillsborough Comprehensive Plan for Unincorporated Hillsborough County*.

F. CONCLUSIONS OF LAW

A development order is consistent with the comprehensive plan if "the land uses, densities or intensities, and other aspects of development permitted by such order…are compatible with and further the objectives, policies, land uses, and densities or intensities in the comprehensive plan and if it meets all other criteria enumerated by the local government."

§ 163.3194(3)(a), Fla. Stat. (2020). Based on the evidence and testimony submitted in the record and at the hearing, including reports and testimony of Development Services Staff and Planning Commission staff, applicant's testimony and evidence, there is substantial competent evidence demonstrating the requested nonconformity special use permit request is consistent with the *Future of Hillsborough Comprehensive Plan for Unincorporated Hillsborough County*, and does comply with the applicable requirements of the Hillsborough County Land Development Code.

G. SUMMARY

The applicant is requesting a Nonconformity Special Use Permit to allow replacement of existing concrete batch equipment that will not increase the square footage of the use or expand the use area or intensity.

H. RECOMMENDATION

Based on the foregoing Findings of Fact and Conclusions of Law, this recommendation is for **APPROVAL** of the nonconformity special use permit, subject to the conditions stated in the staff report based on the applicant's general site plan submitted March 28, 2022.

i Jo Hatley 5-9-2022

Pamela Jo Hatley PhD, ØD

Land Use Hearing Officer



Unincorporated Hillsborough (Unincorporated Hillsborough County Rezoning			
Hearing Date: April 18, 2022 Report Prepared: April 6, 2022	Petition: SU 22-0609 6324 North County Road 579 On the west side of County Road 579/ Manga Road, south of West Pruett Road			
Summary Data:				
Comprehensive Plan Finding:	CONSISTENT			
Adopted Future Land Use:	Residential-4 (4 du/ga; 0.25 FAR)			
Service Area:	Rural			
Community Plan:	Thonotosassa			
Requested Zoning:	A Nonconformity Special Use Permit to allow for the replacement of concrete batch equipment on site			
Parcel Size (Approx.):	25.93 acres			
Street Functional Classification:	County Road 579 /Mango Road - Arterial West Pruett Road - Collector			
Locational Criteria:	N/A			
Evacuation Zone:	None			



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

Context

- The approximately 25.93 +/- acre subject site is located on the west side of County Road 579/ Mango Road, south of West Pruett Road. The subject site is located in the Rural Area and is within the limits of the Thonotosassa Community Plan.
- The subject site's Future Land Use classification is Residential-4 (RES-4) on the Future Land Use Map. Typical uses of RES-4 include residential, suburban scale neighborhood commercial, office uses, and multi-purpose projects. Non-residential uses shall meet locational criteria for specific land use. RES-4 is located directly to the north and south of the site. To the west is Residential-1 (RES-1) and Light Industrial-Planned (LI-P) is located across Mango Road to the east. Public/Quasi Public (P/QP) is located further to the east.
- The subject site is currently operating with a Heavy Industrial use as a concrete slab manufacturing facility and is zoned as Commercial General (CG) and Agricultural Single Family-1 (AS-1). Single-Family Residential Homes and Mobile Home Parks are located to the north and south with zoning districts of Residential Single-Family Conventional-4 (RSC-4), Agricultural Single-Family-1 (AS-1) and Planned Development (PD). Across the street is a Logistics Warehouse with a Planned Development (PD) zoning district. A landfill is located further east with Agricultural/Rural (AR) zoning.
- The applicant is requesting a Nonconformity Special Use Permit to replace concrete batch equipment on site that would result in increased worker safety and reduced environmental impact on the surrounding area.

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

Rural Area

Objective 4: The Rural Area will provide areas for long term, agricultural uses and large lot, low density rural residential uses which can exist without the threat of urban or suburban encroachment, with the goal that no more than 20% of all population growth within the County will occur in the Rural Area.

Policy 4.1: Rural Area Densities Within rural areas, densities shown on the Future Land Use Map will be no higher than 1 du/5 ga unless located within an area identified with a higher density land use category on the Future Land Use Map as a suburban enclave, planned village, a Planned Development pursuant to the PEC ½ category, or rural community which will carry higher densities.

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.

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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.
- **Policy 9.3:** In implementing this Comprehensive Plan, Hillsborough County shall continue to recognize legal non-conforming uses, and permit the rebuilding or expansion of existing legal non-conforming uses which do not have any significant adverse effects on adjacent properties. With the exception of principle residences, or uses or structures destroyed by an act of God, the expansion of non-conforming uses and rebuilding of non-conforming uses, shall not occur more than once. The expansion or rebuilding shall not result in an increase of the intensity of use which exceeds fifty (50) percent of the existing intensity or the maximum building square footage within the plan category, except in conformance with policy 21.4. However, the expansion may permit the construction of a use that is less intense than the existing non-conforming use. The new use may still be non-conforming with the plan. All expansions or rebuilding shall be consistent with other plan policies.

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:

the creation of like uses; or creation of complementary uses; or mitigation of adverse impacts; and transportation/pedestrian connections

Policy 16.5:

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Development of higher intensity non-residential land uses that are adjacent to established neighborhoods shall be restricted to collectors and arterials and to locations external to established and developing neighborhoods.

Community Design Component

7.0 SITE DESIGN

7.1 DEVELOPMENT PATTERN

GOAL 17: Develop commercial areas in a manner which enhances the County's character and ambiance.

OBJECTIVE 17-1: Facilitate patterns of site development that appear purposeful and organized.

Policy 17-1.4: Affect the design of new commercial structures to provide an organized and purposeful character for the whole commercial environment.

Livable Communities Element – Thonotosassa Community Plan

Goals

5. Environment – Protect water, wildlife, air, soil and trees through effective planning, consistent enforcement of existing regulations, and incentives. The Thonotosassa community values its natural environment and wants to see it protected in a way that balances environmental protection and private property rights

Comprehensive Plan Strategies

 Allow commercial uses along SR 579 south of Pruett Road to I-4. (Refer to the BOCC Action on February 21, 1995 regarding the Land Use Policy on County Road (CR) 579.)

Staff Analysis of Goals, Objectives and Policies

The approximately 25.93 acre subject site is located on the west side of Mango Road (County Road 579) and south of West Pruett Road. The subject site is located in the Rural Area. It is located within the limits of the Thonotosassa Community Plan. The subject site's Future Land Use Classification on the Future Land Use Map (FLUM) is Residential-4 (RES-4). The existing zoning of the subject site is Agricultural Single-Family-1 (AS-1) and Commercial General (CG). The applicant is requesting a Nonconformity Special Use Permit to replace concrete batch equipment on site that would result in increased worker safety and reduced environmental impact during the manufacturing process on the surrounding area.

The proposed special use will not undermine the intent of Rural Area policies of Objective 4 of the Future Land Use Element. While the site is an existing Heavy Industrial use in the Rural Area, it is recognized as a legal non-conforming use and is in proximity to compatible uses such as warehousing uses and the Taylor Road landfill across Mango Road. The proposed replacement of batch equipment will not increase the intensity of uses on site and will result in greater worker safety and will not result in any changes to the existing character of the surrounding area.

SU 22-0609

The proposed Special Use meets the intent of Objective 9 and policies 9.1 and 9.2 which require all development to adhere to local, state and federal land development regulations. Policy 9.3 of the Comprehensive Plan recognizes the existence and continuation of legal non-conforming uses in the County so long as they do not increase in intensity or negatively impact adjacent properties. The subject site currently manufactures concrete slabs that are used in the local building and development industry in the County and the proposed replacement of concrete batch equipment will not result in a greater intensity of uses on site.

The proposed special use meets the intent of the Neighborhood Protection Policies of Objective 16 and policies 16.1, 16.2, 16.3, 16.5. Single-family residential dwellings and mobile home parks are located to the north, south and west of the subject site. The proposed change of batch equipment will result in less noise, decreased use of fuel and a decrease in the amount of dust generated as part of the regular manufacturing process thereby resulting in improved air quality and environmental standards for the surrounding area.

The Community Design Component provides guidance on commercial developments. Goal 17 encourages developments that improve the ambiance of commercial development in the County. Objective 17-1 and Policy 17.1-4 seek to facilitate patterns of development that are organized and purposeful. The proposed special use to replace and upgrade existing equipment on site will do so by reducing the environmental impact to the surrounding area and reducing risks to worker safety through the efficient design and automation of the proposed equipment.

The subject site meets the intent of the environmental Goal 5 of the Thonotosassa Community Plan that seeks to preserve the environmental integrity of the are through incentives that balance private property rights. In this instance the owner of the subject site is voluntarily seeking to update manufacturing equipment that would generate less, noise and dust and use less fuel in its manufacturing operations and thereby result in improved air and environmental quality for the surrounding area. The proposed Special Use is also aligned with the Comprehensive Plan Strategy outlined in the Community Plan that allows commercial uses along SR 579 (Mango Road), south of Pruett Road to Interstate-4.

Overall, the proposed Special Use would allow for development that is consistent with the Goals, Objectives and Policies of the *Future of Hillsborough Comprehensive Plan for Unincorporated Hillsborough County* 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 Special Use **CONSISTENT** with the *Future of Hillsborough Comprehensive Plan for Unincorporated Hillsborough County*, subject to the conditions of the Development Services Department.

SU 22-0609 5

Fle: G:\RezoningSystem\MapPn STATUS 田田田 9vA snosns Ave W US Highway 92 W Interstate 4W County Road 579 EUS, Highway 92 nterstate 4E 22-0609 E Sligh Ave

HILLSBOROUGH COUNTY **FUTURE LAND USE**

RZ SU 22-0609

WITHDRAWN CONTINUED APPROVED PENDING DENIED

Tampa Service Urban Service Shoreline

Jurisdiction Boundary County Boundary

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

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

AGRICULTURAL ESTATE-1/2.5 (.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)

NEIGHBORHOOD MIXED USE-4 (3) (.35 FAR) RESIDENTIAL-35 (1.0 FAR)

COMMUNITY MIXED USE-12 (.50 FAR) SUBURBAN MIXED USE-6 (.35 FAR) URBAN MIXED USE-20 (1.0 FAR)

REGIONAL MIXED USE-35 (2:0 FAR)

RESEARCH CORPORATE PARK (1.0 FAR)

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

LIGHT INDUSTRIAL PLANNED (.50 FAR)

HEAVY INDUSTRIAL (.50 FAR) LIGHT INDUSTRIAL (.50 FAR) NATURAL PRESERVATION PUBLIC/QUASI-PUBLIC

WIMAUMA VILLAGE RESIDENTIAL-2 (.25 FAR)

CITRUS PARK VILLAGE

1,840 920

Map Printed from Rezoning System: 3/2/2022 Author: Beverly F. Daniels



GENERAL SITE PLAN FOR CERTIFICATION



DEVELOPMENT SERVICES

PO Box 1110, Tampa, FL 33601-1110 (813) 272-5600

HILLSBOROUGH COUNTY **DEVELOPMENT SERVICES DEPARTMENT**

GENERAL SITE PLAN REVIEW/CERTIFICATION

BOARD OF COUNTY COMMISSIONERS

Harry Cohen Ken Hagan Pat Kemp Gwendolyn "Gwen" Myers Kimberly Overman Mariella Smith Stacy R. White **COUNTY ADMINISTRATOR**

Bonnie M. Wise **COUNTY ATTORNEY**

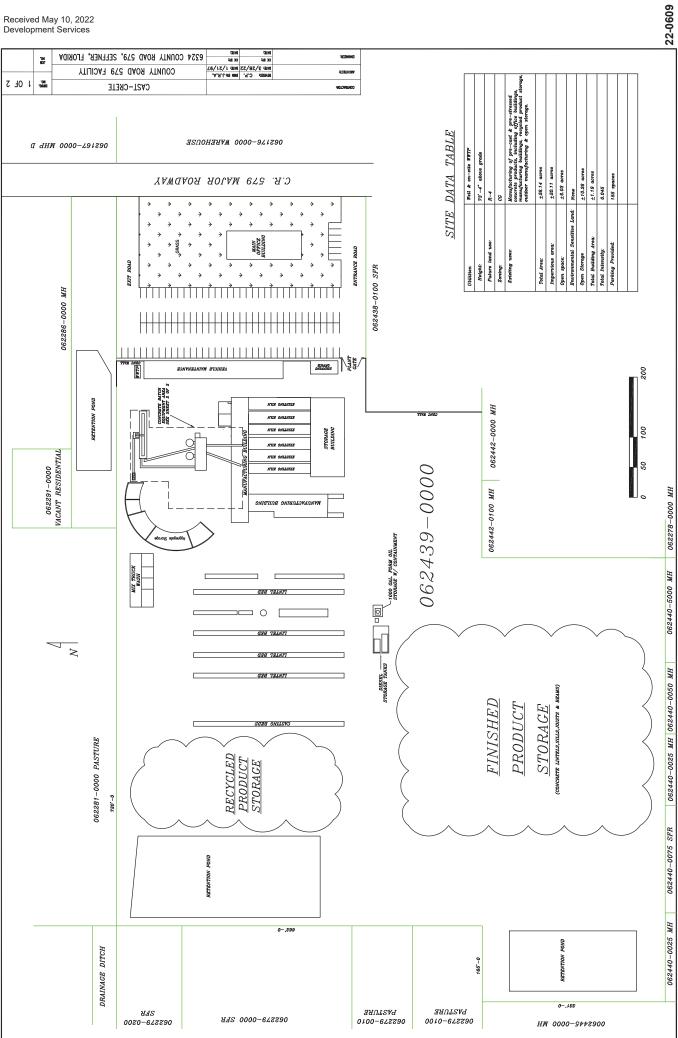
Christine M. Beck

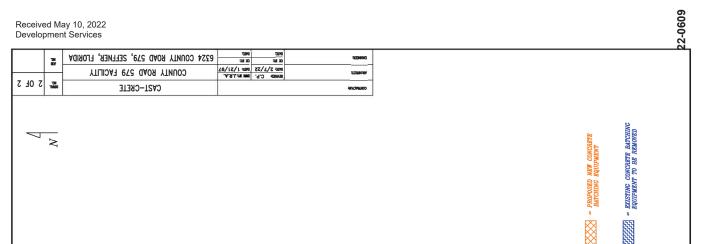
INTERNAL AUDITOR Peggy Caskey

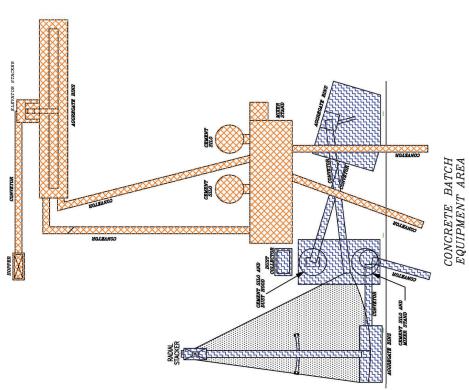
DEPUTY COUNTY ADMINISTRATOR

Gregory S. Horwedel

Project Name: Cast-Crete USA, LLC		
Zoning File: SU-GEN 22-0609	Modification: None	
Atlas Page: None	Submitted: 05/10/2022	
To Planner for Review: 05/10/2022	Date Due: 05/17/2022	
Contact Person: Kevin B. Reali	Phone: 813.222.5059 / kreali@stearnsweaver.com	
Right-Of-Way or Land Required for I	Dedication: Yes No	
The Development Services Departm	ent HAS NO OBJECTION to this General Site Plan.	
The Development Services Departm Site Plan for the following reasons:	ent RECOMMENDS DISAPPROVAL of this General	
Reviewed by: Michelle Heinrie	ch Date: 5/11/22	
Date Agent/Owner notified of Disapp	roval:	







AGENCY COMMENTS

AGENCY REVIEW COMMENT SHEET

TO: Z	TO: Zoning Technician, Development Services Department DATE: 4/5/			
REVIEWER: Richard Perez, AICP AGENCY/DEPT: Transportation			nsportation	
PLAN	NING AREA/SECTOR: Central/TH	PETITION NO: SU	U22-0609	
	This agency has no comments.			
X	This agency has no objection.			
	This agency has no objection, subject to the listed or attached conditions.			
	This agency objects for the reasons set forth below.			

PROJECT SUMMARY AND ANALYSIS

The applicant is requesting approval of a modification to the existing nonconforming special use site plan for the previously approved nonconforming special use (SU 02-0389) in order to replace concrete batch mixing equipment. SU 02-0389 was approved to allow the concrete product manufacturing company to legally operate, as it has reportedly operated since 1968, on the +/- 25.93-acre site zoned Commercial General (CG) and Agricultural Suburban (AS-1). The subject site is a manufacturing use with a large open storage use component. The property is designated Residential 4 (R-4) future land use. There is no proposed increase in square footage, change in use or access connections.

Since the request is for a nonconforming special use approval for the purposes of replacing equipment and does not involve increased building square footage or other change that would constitute an intensification or change in the existing access connections, no transportation analysis was required to be submitted by the applicant. Staff has prepared a maximum trip generation potential of the subject property under the existing non-conforming special use approval, utilizing a generalized worst-case scenario. Values reported are based on the Institute of Transportation Engineer's (ITE) Trip Generation Manual, 10th Edition.

Based on the information provided by the applicant, the site is a Manufacturing use and Open Storage use. The Institute of Transportation Engineer's Trip Generation Manual, 10th Edition does not have an Open Storage land use. Staff utilized the Warehousing ITE Land Use Code 150 as the closest approximation of trip generation, for this component of the subject site, which is described by the ITE Trip Generation Manual, 10th Edition as "primarily devoted to the storage of materials".

Approved Uses:

Zoning, Land Use/Size	24 Hour Two- Way Volume	Total Peak Hour Trips	
	way volume	AM	PM
SU, 53,836 sf Manufacturing (ITE LUC 140)	212	33	36
SU, 449,626 sf Open Storage (ITE LUC 150)	782	76	85
Total Trips	994	109	121

There is no proposed change to the square footage or land use that would result in a change in potential maximum trip generation.

TRANSPORTATION INFRASTRUCTURE SERVING THE SITE AND SITE ACCESS

Mango Rd. (CR 579) is a 2-lane, undivided, substandard, arterial roadway characterized by +/- 11-foot wide travel lanes in average condition. The roadway lines within a +/- 60-foot wide right-of-way along the project's frontage. There is a +/- 5-foot side sidewalk along the west side of Mango Rd. in the vicinity of the proposed project. There are no bicycle lanes on Mango Rd. in the vicinity of the proposed project.

There are no plans to widen Mango Rd. north of E. Sligh Ave.

SITE ACCESS AND CONNECTIVITY

There are two existing project access connections on Mango Rd. There is no proposed change to the site access.

ROADWAY LEVEL OF SERVICE

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

Roadway	From	То	LOS Standard	Peak Hour Directional LOS
MANGO RD (CR 579)	SLIGH AVE	JOE EBERT RD	D	С

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	Current Conditions	Select Future Improvements	
Mango Rd. (CR 579)	County Arterial - Rural	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	994	109	121	
Proposed	994	109	121	
Difference (+/-)	0	0	0	

^{*}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	X	None	None	Meets LDC
West		None	None	Meets LDC
Notes:				

Design Exception/Administrative Variance ⊠ 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:			

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	See report.

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Sterlin Woodard, P.E. WETLANDS DIVISION

AGENCY COMMENT SHEET

REZONING		
HEARING DATE: 04/18/2022	COMMENT DATE: 03/29/2022	
PETITION NO.: 22-0609	PROPERTY ADDRESS: 6324, 6334 N 579 Hwy, Seffner, FL 33584	
EPC REVIEWER: Chantelle Lee	FOLIO #: 062291-0000 & 062439-0000	
CONTACT INFORMATION: (813) 627-2600 X 1358	STR: 28-28S-20E	
EMAIL: leec@epchc.org		

REQUESTED ZONING: Special Use - Nonconforming

FINDINGS		
WETLANDS PRESENT	NO	
SITE INSPECTION DATE	03/29/2022	
WETLAND LINE VALIDITY	N/A	
WETLANDS VERIFICATION (AERIAL PHOTO,	N/A	
SOILS SURVEY, EPC FILES)		

INFORMATIONAL COMMENTS:

Wetlands Division staff of the Environmental Protection Commission of Hillsborough County (EPC) inspected the above referenced site in order to determine the extent of any wetlands and other surface waters pursuant to Chapter 1-11, Rules of the EPC. This determination was performed using the methodology described within Chapter 62-340, Florida Administrative Code, and adopted into Chapter 1-11. The site inspection revealed that no wetlands or other surface waters exist within the above referenced parcel.

Please be advised this wetland determination is informal and non-binding. A formal wetland delineation may be applied for by submitting a "WDR30 - Delineation Request Application". Once approved, the formal wetland delineation would be binding for five years.

EPC Air Division Comments:

- The Cast-Crete USA, LLC facility currently operates as a concrete batch plant under Air General Permit NO. 0570180-004-AG. The facility has been in continuous compliance with the air permit since 2010. Pursuant to Rule 62-210.310(2)(b)4., F.A.C., the facility must re-register for an air general permit pending any new construction, modification, or other equipment

REZ 22-0609 March 29, 2022 Page **2** of **2**

change. Since this project proposed an equipment change, according to Rule 62-210.310.(2)(e), F.A.C., the facility must maintain records of all changes and register for a new air general permit at least 30 days prior to the change."

- Additionally, the Compliance section indicates that The Cast-Crete USA, LLC facility (0570180) has not had a compliance issue since 2007. Should you have any questions or concerns, please feel free to contact Cody Winter, Environmental Scientist II, Air Division at 813-627-2600 (x1289)

cl/aow

WATER RESOURCE SERVICES REZONING REVIEW COMMENT SHEET: WATER & WASTEWATER

PETIT	ION NO.:	SU22-0609	REVIEWED BY:	Randy Rochelle	DATE: <u>4/1/2022</u>	
FOLIC) NO.:	62439.00	00 & 62291.0000			
WATER						
	The prope	erty lies within th ntact the provide	e er to determine the a	Water Service Ar availability of water	ea. The applicant service.	
	A $\underline{12}$ inch water main exists \square (adjacent to the site), \boxtimes (approximately $\underline{55}$ feet from the site) and is located within the east Right-of-Way of County Road $\underline{579}$. This will be the likely point-of-connection, however there could be additional and/or different points-of-connection determined at the time of the application for service. This is not a reservation of capacity.					
	Water distribution system improvements will need to be completed prior to connection to the County's water system. The improvements include and will need to be completed by the prior to issuance of any building permits that will create additional demand on the system.					
			WASTEWAT	ER		
	The prope	erty lies within the ntact the provide	e er to determine the	Wastewater Service	e Area. The applicant water service.	
	A 4 inch wastewater force main exists \(\) (adjacent to the site), \(\) (approximately \(\) 55 feet from the site) and is located within the east Right-of-Way of County Road 579. This will be the likely point-of-connection, however there could be additional and/or different points-of-connection determined at the time of the application for service. This is not a reservation of capacity.					
	Wastewater collection system improvements will need to be completed prior to connection to the County's wastewater system. The improvements include and will need to be completed by the prior to issuance of any building permits that will create additional demand on the system.					
COMMENTS: The subject rezoning includes parcels that are outside of the Urban Service Area, therefore connection to the County water and/or wastewater service is not generally allowed. As there are water and wastewater mains located adjacent to the subject site a single metered connection and wastewater connection could be allowed. No water line extension would allowed unless it is required or allowed as a condition of the rezoning of the development meets the exception criteria for the connections outside the Urban Service Area.						

AGENCY REVIEW COMMENT SHEET

10: ZONING TECHNICIAN, Planning Growth Management DATE: 4 Apr. 2022							
REV	REVIEWER: Bernard W. Kaiser, Conservation and Environmental Lands Management						
APPI	APPLICANT: Keven Reali PETITION NO: SU-GEN 22-0609						
LOC	LOCATION: 6324 N. HWY 579, Seffner, FL 33548						
FOL	FOLIO NO: <u>62439.0000, 622191.0000</u> SEC: <u>28</u> TWN: <u>20</u> RNG: <u>28</u>						
	This against has no comments						
	This agency has no comments.						
	This agency has no objection.						
	This agency has no objection, subject to listed or attached conditions.						
	This agency has no objection, subject to listed o	i attaorica	conditions.				
	This agency objects, based on the listed or attac	hed condi	tions.				
COMMENTS: .							

VERBATIM TRANSCRIPT

HILLSBOROUGH COUNTY, FLORIDA BOARD OF COUNTY COMMISSIONERS

	X
IN RE:)
ZONE HEARING MASTER HEARINGS)
) X

ZONING HEARING MASTER HEARING
TRANSCRIPT OF TESTIMONY AND PROCEEDINGS

BEFORE:

PAMELA JO HATLEY

Land Use Hearing Master

DATE:

Monday, April 18, 2022

TIME:

Commencing at 6:00 p.m.

Concluding at 7:37 p.m.

PLACE:

Robert W. Saunders, Sr. Public

Library

Ada T. Payne Community Room

1505 N. Nebraska Avenue Tampa, Florida 33602

Reported via Cisco Webex Videoconference by:

Christina M. Walsh, RPR
Executive Reporting Service
Ulmerton Business Center
13555 Automobile Blvd., Suite 130
Clearwater, FL 33762
(800) 337-7740

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		Page 70				
1	HILLSBOROUGH COUNTY, FLORIDA BOARD OF COUNTY COMMISSIONERS					
2						
3	ZONING HEARING MASTER HEARINGS April 18, 2022					
4	ZONING HEARING MA	ASTER: PAMELA JO HATLEY				
5						
6	E1: Application Number:	SU-GEN 22-0609				
7	Applicant: Location:	Cast-Crete USA, LLC 550' SW of County Road 579 &				
8	Folio Number:	Thomas Rd. intersection 062291.0000 & 062439.0000				
9	Acreage: Comprehensive Plan:	25.93 acres, more or less				
10	Service Area: Existing Zoning: Request:	Rural AS-1 & CG Requesting a nonconformity				
11	request.	Special Use permit				
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Page 71 MR. GRADY: The next item is agenda E-1, 1 2 Special Use Application 22-0609. The request is for nonconformity Special Use Permit to modify a 4 legal nonconforming use. 5 Michelle Heinrich with County Staff will 6 provide staff presentation -- staff recommendation after presentation by the applicant. 8 HEARING MASTER HATLEY: Applicant? MR. REALI: Good evening. Kevin Reali, 401 9 10 East Jackson Street, Tampa, Florida, with Stearns Weaver Miller for the applicant. 11 12 I want to begin this presentation by 13 actually giving a brief overview of what the nuts 14 and bolts of the request is and then come back and 15 talk about the surrounding area and then go into 16 detail with the request. 17 The basic request, you put into one sentence 18 is a request to replace existing concrete batch 19 equipment, which is equipment located generally in 20 this area here on-site. And if I was to summarize what concrete 21 22

And if I was to summarize what concrete

batch equipment is, it's essentially machinery that

loads and mixes the raw material to make concrete

which is used to manufacture on this existing site.

The reason for the application today is that

23

24

this is a legal nonconforming use that was established in the late '60s, and that use was expanded in 2002 under the Land Development Code's one-time expansion allowance.

And so upon that expansion, it became site plan controlled, and the batch equipment here is shown on the site plan, and so we're requesting to change the equipment shown on the site plan.

Something that I think is important to note just here from the beginning is that this being a legal nonconforming use, often the way that these types of uses are generalized is that they are uses that are meant to be phased out.

But I want to point out here that this request here -- this equipment is in operation today, it works. It's old, so it's relatively simple. So it could be repaired in essentially in perpetuity because it's relatively simple equipment.

So this request here isn't really going to extend the life or -- and we're going to show evidence that it doesn't expand the capacity of the use, which I think is important to understand when making application related to legal nonconforming use.

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So the file contains blown-up versions of the site plan. This slide here is just to show context of where this equipment is located on the site plan and to give it in scale to the rest of the site itself.

So the concrete batch equipment is located on the northeast portion of the property. It is to the west of the parking lot, which is to the west of the management building behind the gate on the manufactured area of the site.

So this area here being the parking lot.

This building here being the office building. So shifting back and discussing a little more detail and history of the site. The site -- the use was established in the late 1960s.

Over the years, the Land Development Code and zoning caused the use on-site to become legal nonconforming. That legal nonconformity was confirmed in the 1990s. I have the quote there from that letter which identified the legal nonconforming use as the manufactured precast and prestressed concrete products, including open storage.

We note the open storage because the materials that are created here, they range in

size. They're usually used in the construction of single-family homes. But most importantly, they're heavy. So they're not stacked very high, and so a large area is used for open storage after the material is created some for curing and some for waiting until it's delivered.

Some site attributes. It's about a 26-acre site. A little over 10 acres attributable to that open storage with 1.19 acres of actual building space. So it's a strange site to measure the intensities. We're going to explain how the use is expanded in the future, but as far as FAR is concerned, it has a very low FAR.

Discussing the general area. Location is

Seffner off of -- or on County Road 579, less than
a mile north of I-4. Nearby uses are residential
uses and vacant land uses. Those are the areas
that aren't highlighted. Commercial uses are shown
here in purple.

The site across the street there is -- is developed now. That's an Amazon distribution facility, and then the Taylor Landfill, which is closed now but still, obviously, being maintained until it -- until, you know, in some future date something changes with the landfill.

And this application is very focused on the nonconforming provisions of the Land Development Code. But I did want to point out one portion of the Comprehensive Plan that I thought was important, which is that this area of County Road 579, south of I-4 is expected to have commercial development.

So now I'm going to spend a couple of slides going over the detail request. Mostly that's to confirm the lack of adverse impact and to confirm the lack of use expansion.

So we added a page to the site plan on this submission. The second page has essentially what's shown on this slide, which is really what we wanted -- we didn't want to show the old equipment on the site plan because it wouldn't make a lot of sense. So we added the second page to show the existing equipment overlay with the proposed equipment.

The existing equipment being shown here in blue hatching with the proposed equipment in the orange hatching. The new batch equipment, as I said, basically includes loading of raw material and mixing to make concrete.

And we're going to -- the next two slides

I'll show the loading equipment versus the mixing equipment. And then following that, we'll discuss how there's no capacity change based on the capacity of mixing equipment and the limitations of manufacturing on-site.

So on this slide here, we're going to talk about the loading process, which is the first step. The first thing you have to do is get the material into the bins that will feed the material into the system.

And so what exists today is called radial stacker. These two changes here are shown in pink. So the radial stacker being there on the bottom left and then what's being proposed up on the top in the middle.

The radial stacker uses a conveyor to go from a hopper and then the conveyor goes at an incline carrying the loose material up to the conveyor and putting it into bins.

It's sort of hard to tell by the site plan, but the radial stacker there is shown connecting to one of the bins, and it will rotate. And if you see sort of the right side of that -- of that arc, there's another conveyor I can show here. Right here. There's another conveyor, and that would

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feed -- that would feed the other bin.

What happens when you use the radial stacker, you have an inclined conveyor over a large distance. And with that incline with loose material can cause the material to hit loose and create dust.

What's proposed is a horizontal conveyor that goes from a hopper and then gets loaded into a vertical elevator. And what the elevator does is by lifting it straight up, you get rid of that incline. And by getting rid of that incline, you can reduce the dust that's created in the loading material.

The next part here are the bins that will then hold the material before it gets loaded into the system. The existing bins, there are two circled in green. And what's being proposed is to combine those into one set of bins.

This consolidation is, you know, mostly due to the fact that there's going to be one elevator, just like there's one radial stacker. But the radial stacker using the conveyors can cover to bins in more than one spot.

But it's just like it looks. It's just consolidating the bins into one structure instead

of two. What's not -- it's noted here on the site plan but not circled just to reduce clutter are the silos will be replaced. The silos right now exist sitting above the mixing units. They're going to be moved to adjacent to.

The reason I didn't circle for them is for clutter and as far as the function goes, they're going to be largely the same. The height will be the same and the function will be the same.

In fact, it was important in discussing this application that we confirm with the engineering that the height would not increase because the silos are the tallest structure.

Going to the mixing portion of the process, while this looks much more simple when shown with just a little -- the two little squares there, this is actually the more impactful change to the process.

The new mixers will change the way the mixing occurs. So -- and to add a little more detail here, there are two casting processes that happen on-site. One is called the dry cast and one is called the wet cast.

The dry cast gets that name, but there is still moisture. It's been explained to me by the

business owner that it's, like, a Play-Doh

consistency. And then the wet cast is what we, you

know, as the general public would be used to seeing

4 coming out of the back of a cement truck.

Though currently the way the wet cast process is -- is managed is dry material is transferred into trucks, and then it's mixed in the trucks. This is the biggest change, and this is sort of the crux of why this process will be better for the surrounding properties.

When you transfer dry material, there's a dust hood. There's a dust collector. It does its best to control the dust, but it's hard to control that. What will happen in the new process is it will go into the mixer. The mixer will wet mix it before transferring to the truck, and then you still transfer to the truck, but it's wet mix at that point.

Additionally, the -- the mixer will be electric instead of a diesel truck, which is a pretty significant change as far as exhaust and just as we all are accustomed to understanding, a diesel truck is not going to be as good as an electric mixer for environmental impacts.

So the application -- the application will

have a lot of benefits, and we don't want to deny the benefits to the applicant. That's why they are seeking this application.

So the benefits to them are on-site that the new process will be more safe. There'll be less manual manipulation and less direct contact with materials. Now, you could also -- by saying less manipulation, you could say automated.

But this isn't necessarily going to reduce manpower required on the site. It just isn't going to require people to climb up behind the trucks and manually remove equipment. It's also going to be more efficient using less diesel and more redundant.

So all those things are benefits to the applicant's safety. Chief among them, this is an old use. As you can imagine, in the 1960s, safety was not the same concern as it was today. So this application would come at a great cost to the applicant if approved in replacing that equipment. But that redundancy and that safety would benefit the applicant in the long run.

Off-site and just for argument for approving this, there's environmental benefit of less diesel and clean energy and better dust control and the

public benefit of less noise and better dust

control.

I want to spend another minute here to talk about the noise. I did put a footnote in the application discussing this as I came to understand it, as the layperson understanding the process.

What we've become accustomed to when we see cement trucks on the road is they're turning their barrels as they go down the road. It's not particularly loud, but that they're turning wet cement to make sure it doesn't settle while they're getting to their destination.

What happens when they get loaded, when they have to mix the material is actually a very loud process where the barrel has to turn very hard in both directions, and you get a lot of noise not from the barrel but from the diesel engine itself, which creates a lot of noise as it works very hard to do that.

And that's going to be essentially, you know, removed in this process as the barrel will turn at the normal speed as we've all seen, I'm sure, as we've seen those trucks at some point in our lives.

25 HEARING MASTER HATLEY: So on I guess at the

Page 82 plant -- just to clarify, at the plant then, the 1 noise reduction is related to eliminating the diesel that's required -- the diesel engines that 4 are required to in this process, it's going to be 5 replaced by an electric motor? 6 MR. REALI: Right. There will still be noise as the machine mixes, but you won't hear the 8 motor. HEARING MASTER HATLEY: 9 Understood. 10 MR. REALI: The diesel motor is very noisy 11 and that goes away. I mean, comparatively, I 12 don't -- you know, I don't expect that people would 13 be able to tell the difference with the mixing 14 itself, but you can't hear the mixer over the 15 diesel truck. So that's -- that is the primary 16 noise generator when the mixing is happening. So that's -- I talked about the benefits. 17 18 Now to sort of put in some numbers as to why this 19 is not increasing intensity or capacity on-site. 20 As I said, it's sort of difficult to measure 21 intensity on-site or traditional intensity 22 measurement is by FAR. 23 We're not doing anything with FAR. 24 you're talking about a nonconforming use, we want 25 to talk about the use itself as well. The report

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also states that the conservative -- and when we talk about today the conservative would be the minimum, the minimum mixing today considering one truck is about ten cubic yards capacity.

It's often augmented. You know, the augmenting isn't -- isn't necessary, but they will augment when they need to if they want to cast more than one wet product at a time.

The conservative maximum mixing capacity as proposed is eight cubic yards. So you lose the ability to augment, but even if you ignore augmenting, the capacity is reduced because these mixers are -- the wet mixing is not going to be as big as the wet mixer on the truck.

That's all well and good, and those are -those cubic yard capacities are hard numbers that
can show that the capacity is not being increased.
But what's more important is that these mixing
units don't set the capacity on-site.

So what I have shown here on the right is a picture of the kilns from above. So if you see at the very top of the image here, this is the batch equipment, and then this is the dry cast manufactured building. And then you have dry cast where they finish the manufacturer.

These railroad tracks looking -- the railroad tracks looking things in between, those are molds that are -- that are on a track that rotates very slowly. And below them are long, sort of tunnel-like kilns.

And what happens is the cast gets filled, and they get carried through the kiln. You can't see that. And then the process being all connected, what you're seeing here are the tracks as the mold is returned back to the building to be reloaded. Though that sets the capacity for the site, and the wet mixing is also tied to this.

So with -- this process was expanded in 2002. We cannot expand that again and that is not being requested today.

So in reviewing the -- the Section 11.03.06 criteria, that's what governs this application.

The request is to change or rebuild, not expand the evidence we showed at that expansion will not occur. And there's no change in manufacturer capacity even though the mixing equipment capacity is not increasing.

If I could just briefly conclude.

24 HEARING MASTER HATLEY: Please. Thank you.

That's fine.

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1	MR. REALI: And no significant adverse
2	effects as we discussed. There's benefits the
3	neighbors here with less noise, less dust, more
4	clean and safer for the employees on-site.
5	HEARING MASTER HATLEY: All right.
6	MR. REALI: Thank you.
7	HEARING MASTER HATLEY: Thank you.
8	All right. Development Services.
9	Please remember to sign in with the clerk's
10	office, too, sir.
11	MS. HEINRICH: Good evening. This is
12	Michelle Heinrich, Development Services.
13	I don't think I'll be able to do as good as
14	an explanation as the applicant's representative
15	did, that's for sure. But just to go over some of
16	the information that we looked at for our review.
17	Again, this is a Special Use Application
18	22-0609. And the request is for equipment
19	replacement for a legal nonconforming use. The
20	project is slightly over 25 acres in size, located
21	on the west side of County Road 579 between the
22	Pruett Road and I-4. It's in the RES-4 Future Land
23	Use Category, the Thonotosassa Community Plan area,
24	and the Rural Service Area.
25	And to give you a little bit of background as

to, you know, why the Special Use is needed, as you heard from the applicant's representative, this is primarily a Manufacturing use.

And on the site, which is quite large, they have office buildings, manufacturing buildings, storage of the product outside, outdoor

Manufacturing, and open storage.

And the use was established in the 1960s when the prior zoning M-1 allowed the use. The zoning conformance process in the early 1990s changed it to a CG and made it nonconforming.

The property did go through the proper process of being declared a legal nonconforming use in 1997. They received that under permit 97-0366. And per the LDC, anytime there's a change expansion or rebuilding of a legal NCU, a Special Use Permit is required with final approval by the Board.

And as the applicant stated, there was an expansion that was approved in 2002, which added additional square footage and equipment. In the surrounding development of the property is pretty much as the applicant's representative stated, there is large lot, Agricultural uses and Agricultural zoning to the north and west.

However, there is also commercial zonings

Page 87 found. The landfill site located on the east side 1 of the road and the Amazon distribution facility located on the east side of the road. And in summary, our findings found that this 5 is an existing legal nonconforming use. 6 change, as you heard the applicant state in his presentation, will not increase the intensity of the site. We did receive a finding of consistency from Planning Commission staff and received no 10 objections. Therefore, we do find this approvable 11 12 subject to proposed conditions, and I'm available 13 if you have any questions. 14 HEARING MASTER HATLEY: All right. 15 you. 16 Planning Commission. 17 MS. PAPANDREW: Andrea Papandrew, Planning 18 Commission staff. 19 The subject property is within the 20 Residential-4 Future Land Use Category. It is within the Rural Service Area and within the 21 22 Thonotosassa Community Plan. 23 The proposed Special Use will not undermine 24 the intent of Rural Area policies of Objective 4. 25 While the site is an existing Heavy Industrial use

in the Rural Area, it is recognized as a legal
nonconforming use and is in proximate compatible
uses such as warehousing and a Taylor Road landfill
across Mango Road.

The proposed replacement of batch equipment will not increase the intensity of uses on-site.

Will result in greater worker safety and will not result in any changes to the existing character of the area.

The proposed meets the intent of Objective 9 and Policies 9.1, 9.2, which require all development to adhere to local, state, and federal land development regulations.

Policy 9.3 recognizes the existence and continuation excuse me of legal nonconforming uses in the county, as long as they do not increase in intensity or negatively impact adjacent properties.

The subject site currently manufactures concrete slabs, and the proposed replacement of concrete batch equipment will not result in a greater intensity of uses on the site. The proposed Special Use meets the intent of neighborhood protection policies, Objection 16 and Policy 16.1, 16.2, 16.3, and 16.5.

Single-family residential dwelling units and

Page 89 south,

mobile home parks are located to the north, south, west. The proposed change will result in less noise, decreases of fuel, and decrease in the amount of dust generated as part of the manufacturing process resulting improved air quality and environmental standards for the area.

The Community Design Component provides guidance on commercial developments. Goal 17 encourages development that improve the ambience of commercial development in the county.

Objective 17-1 and Policy 17.1-4 seek to facilitate patterns of development that are organized and purposeful. The proposed Special Use to replace and upgrade standard equipment will do so by reducing the environmental impact to the area and reducing risk to worker safety meeting the intent of Objective 17-1, Policy 17.1-4.

The subject site meets the intent of the environmental Goal 5 in the Thonotosassa Community Plan that seeks to preserve the environmental integrity of the area for incentive but balanced private property rights.

The owner of this site is voluntarily seeking to update manufacturing equipment that would generate less noise and dust and use less

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1	fuel in its operations; resulting in improved
2	environmental quality. The proposed is also in
3	line with the strategy outlined in the community
4	plan that allows commercial uses on State Road 579,
5	south of Pruett Road and Interstate-4.
6	Based upon the above considerations,
7	Planning Commission staff finds the proposed
8	Special Use consistent with the Future of
9	Hillsborough Comprehensive Plan for unincorporated
10	Hillsborough County subject to the conditions of
11	the Development Services Department. Thank you.
12	HEARING MASTER HATLEY: Thank you.
13	All right. Is there anyone here or online
14	who wishes to speak in support of this item? Don't
15	hear anyone.
16	Is there anyone here or online who wishes to
17	speak in opposition to this item? Don't hear
18	anyone.
19	All right. Anything further from staff?
20	MR. GRADY: Nothing further.
21	HEARING MASTER HATLEY: Okay. Thank you.
22	Anything further from the applicant?
23	MR. REALI: Again, Kevin Reali for the
24	applicant.
25	Just briefly, I want to point out we did

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1	post a neighborhood meeting. The applicant
2	decided, you know, when the notice would go out, it
3	would create confusion. And So the applicant
4	volunteered to have a meeting, and that went out as
5	required with the Code with the notice.
6	Two attended. One submitted a letter of
7	support. That's in the record. And another after
8	hearing the scope of the application didn't express
9	any concern.
10	We had other calls that would ask questions
11	about the site. But when we explained what was
12	happening, generally what we heard was indifference
13	on the scope.
14	And as you heard from staff, no staff
15	objections, including EPC, which supported the
16	request and request your approval. Thank you.
17	HEARING MASTER HATLEY: All right. Thank
18	you.
19	So that will close the hearing on 22-0609,
20	and that concludes our meeting for this evening.
21	(Hearing was concluded at 7:37 p.m.)
22	
23	
24	
25	

EXHIBITS SUBMITTED DURING THE ZHM HEARING

SIGN-IN SHEET: RFR, ZHM, PHM, LUHO

DATE/TIME: 4-18-2022 HEARING MASTER: Pamela To Hatley

PLEASE PRINT CLEARLY, THIS INFORMATION WILL BE USED FOR MAILING PLEASE PRINT
NAME
ATT **APPLICATION #** NEWTW 22-0102 MAILING ADDRESS (U) E. KENNEDY BLVD \$2800 CITY TAMPA STATE FL ZIP33617 PHONE 813 -727-41 PLEASE PRINT
NAME APPLICATION # Soutle 22-0152 Jucken 55 MAILING ADDRESS CITY TA STATE FC ZIP 33602 PHONE RIS 2525 23 NAME RUSSEL OTTENPERG APPLICATION # 22-0157 MAILING ADDRESS 3737 LANCE JOYCE VIZ. CITY 6200 O 600 STATE PL ZIP 39639 PHONE 813, 962, 1957 PLEASE PRINT APPLICATION # NAME JESSICG TERMAN 22-0440 MAILING ADDRESS 401 East Jackson St. CITY TOMPS STATE FL ZIP 33602 PHONE 33 272 PLEASE PRINT **APPLICATION #** NAME Michael Yates PALM TRAFFIC MAILING ADDRESS 400 N Tampa St, 15th FL 22-0440 CITY lampa STATE FL ZIP 33602 PHONE 8132058057 NAME David M. Smith **APPLICATION #** MAILING ADDRESS 401 E Jackson St. Ste 2100 22-0440 CITY TAMPS STATE FI ZIP 336277 PHONE S13 222 50 D

SIGN-IN SHEET: RFR,	ZHM) PHM, LUHO PAGE \angle OF \angle
DATE/TIME: 4-18-2	2 HEARING MASTER: Pamela Jo Hattey
	ARLY, THIS INFORMATION WILL BE USED FOR MAILING
APPLICATION #	NAME Kevin Reali
50-22-0609	MAILING ADDRESS 40/ E Joekson Street CITY Toursa STATE FL ZIP 33602 PHONE 913-222 5059
APPLICATION #	PLEASE PRINT NAME MAILING ADDRESS
	CITYSTATEPHONE
APPLICATION #	PLEASE PRINT NAME MAILING ADDRESS
	MAILING ADDRESS CITYSTATE ZIPPHONE
APPLICATION #	PLEASE PRINT NAME
	MAILING ADDRESS PHONE
APPLICATION #	PLEASE PRINT NAME MAILUNG ADDRESS
	MAILING ADDRESS CITYSTATEZIPPHONE
APPLICATION #	PLEASE PRINT NAME
	MAILING ADDRESS

HEARING TYPE: ZHM, PHM, VRH, LUHO

DATE: 4/18/2022

HEARING MASTER: Pamela Jo Hatley PAGE: 1 OF 1

APPLICATION #	SUBMITTED BY	EXHIBITS SUBMITTED	HRG. MASTER YES OR NO
MM 22-0102	Matt Newman	Application Presentation Packet	Yes - Copy
RZ 22-0152	Mark Bentley	1. Application Presentation Packet	Yes - Copy
RZ 22-0440	Jessica Icerman	1. Application Presentation Packet	Yes - Copy
SU 22-0609	Kevin Reali	1. Application Presentation Packet	Yes - Copy
	t		

APRIL 18, 2022 - ZONING HEARING MASTER

The Zoning Hearing Master (ZHM), Hillsborough County, Florida, met in Regular Meeting, scheduled for Monday, April 18, 2022, at 6:00 p.m., held virtually.

Pamela Jo Hatley, ZHM, called the meeting to order and led in the pledge of allegiance to the flag.

A. WITHDRAWALS AND CONTINUANCES

Brian Grady, Development Services, introduced staff and reviewed the changes.

C.1. RZ 22-0422

Brian Grady, Development Services, calls RZ 22-0422 and stated the item was withdrawn from the ZHM process.

D.3. RZ 22-0439

Brian Grady, Development Services, calls RZ 22-0439 and announced a staff request for continuance to the May 16, 2022, ZHM hearing.

Brian Grady, Development Services, continues the withdrawals/continuances/changes.

Pamela Jo Hatley, ZHM, overview of ZHM process.

Assistant County Attorney Mary Dorman overview of oral argument/ZHM process.

Pamela Jo Hatley, ZHM, Oath.

B. REMANDS

- C. REZONING STANDARD (RZ-STD):
- D. REZONING-PLANNED DEVELOPMENT (RZ-PD) & MAJOR MODIFICATION (MM):

D.1. MM 22-0102

- Brian Grady, Development Services, calls MM 22-0102.
- Matt Newton, applicant rep, presents testimony and exhibits.
- Sam Ball, Development Services, staff report.
- Andrea Papandrew, Planning Commission, staff report.

MONDAY, APRIL 18, 2022

Pamela Jo Hatley, ZHM, calls proponents/opponents/Development Services/applicant rep/closes MM 22-0102.

D.2. RZ 22-0152

- ▶ Brian Grady, Development Services, calls RZ 22-0152.
- Mark Bentley, applicant rep, presents testimony and exhibits.
- Russell Ottenberg, applicant rep, presents testimony.
- Mark Bentley, applicant rep, continues testimony.
- Brian Grady, Development Services, staff report.
- Andrea Papandrew, Planning Commission, staff report.
- Pamela Jo Hatley, ZHM, calls proponents/opponents/Development Services/applicant rep/closes RZ 22-0152.

D.4. RZ 22-0440

- ▶ Brian Grady, Development Services, calls RZ 22-0440.
- Jessica Icerman, applicant rep, presents testimony and exhibits.
- David Smith, applicant rep, presents testimony.
- Michael Yates, applicant rep, presents testimony.
- David Smith, applicant rep, presents testimony.
- Michelle Heinrich, Development Services, staff report.
- Andrea Papandrew, Planning Commission, staff report.
- Pamela Jo Hatley, ZHM, calls proponents/opponents/Development Services/applicant rep/closes RZ 22-0440.

E. ZHM SPECIAL USE

E.1. SU 22-0609

- ▶ Brian Grady, Development Services, calls SU 22-0609.
- Kevin Reali, applicant rep, presents testimony.
- Pamela Jo Hatley, ZHM, questions to applicant.

MONDAY, APRIL 18, 2022

- Kevin Reali, applicant rep, answers ZHM questions and continues testimony.
- Michelle Heinrich, Development Services, staff report.
- Andrea Papandrew, Planning Commission, staff report.
- Pamela Jo Hatley, ZHM, calls for proponents/opponents/Development Services/applicant rep.
- ► Kevin Reali, applicant rep, continues testimony.
- Pamela Jo Hatley, ZHM, closes SU 22-0609.

ADJOURNMENT

Pamela Jo Hatley, ZHM, adjourns the meeting.

Application No. 22 - C609

Name: Hevin Real,
Entered at Public Hearing: ZHM

Exhibit # Date: 4-18-22



STEARNS WEAVER MILLER

Presenter: Kevin Reali

Special Use Application SU 22-0609

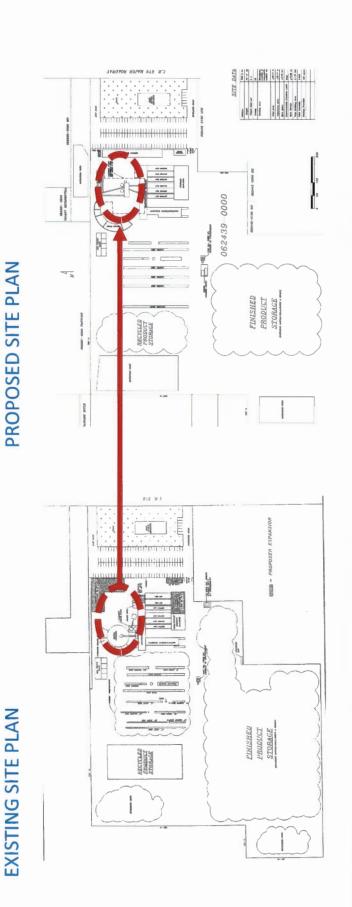
Request Basic

- Replace Concrete Batch Equipment
 - Loading Mixing
- Site Plan Controlled
- Requires Special Use Permit
 - No Expansion
- Apply Under 11.03.06(J)(1)

Not Needed to Continue Operation, rather to Improve



Basic Request



History & Basic Attributes

- "Manufacture of Pre-Cast and Pre-stressed Concrete Products, including Open Storage"
- Use established in the late 1960's
- Zoning established/changed
- Continued as Legal Nonconformity
- Expanded under Sec. 11.03.06(J) in 2002
- Site
- ± 26.14 acres
- ± 10.26 acres open storage
- ± 1.19 acres of building space





Location

- Seffner
- CR-579 2/3 mile north of I-4
 - Nearby Uses
 Residential
 Commercial
 Landfill

Thonotosassa
Community Plan
"Allow commercial uses along
SR 579 south of Pruett Road
to I-4."

Proposed FYFY Existing

Loading Equipment

Detailed

Request

New Batch

Equipment

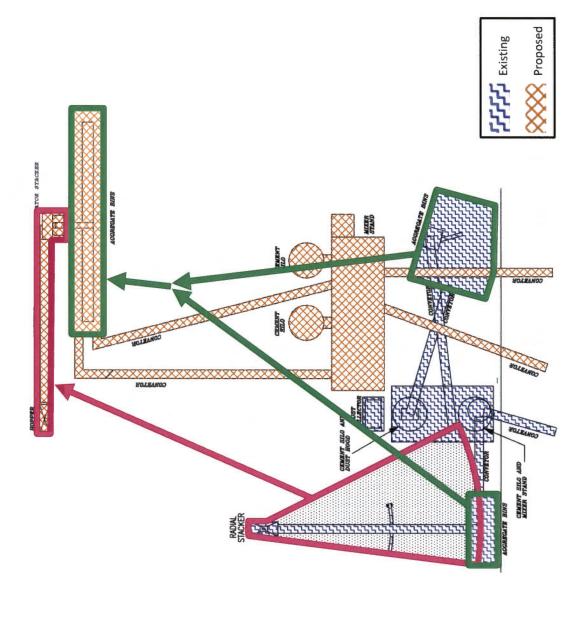
Mixing Equipment

No Capacity Change (capacity controlled by kiln process)

Detailed Request

Loading Equipment

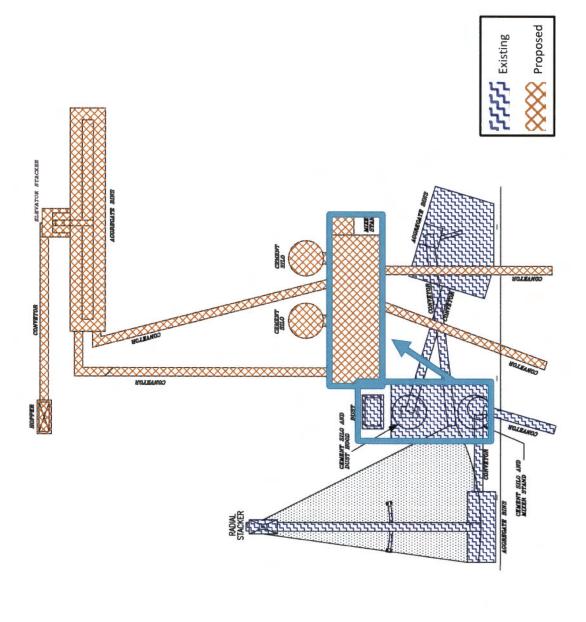
- Radial vs. Elevator Stacker
- Less Incline
- Less Dust
- Consolidate Bins
- Replace Silos
 (Not Highlighted)
- Same Max Height



Detailed Request

Mixing Equipment

- New Mixers
- Dry to Wet
- Wet Cast Process
- Less Dust
- No Dust Collector
- **Better Automation**
- Part Diesel to All Electric
- Cleaner



Benefits

On-Site

- Safety
- Less Manual Manipulation
- Less Direct Contact to Materials
- More Efficient
- Less Diesel
- More Redundant

Off-Site

- Environmental
- Less Diesel
- Cleaner Energy
- Better Dust Control
- Public Benefit
- Less Noise
- Better Dust Control

No Increase In Intensity or Capacity

- Conservative (Minimum) Mixing Capacity Today = 10 Cubic Yards
- Impacted by Truck Usage
- Often Augmented
- Conservative (Maximum) Mixing Capacity Proposed = 8 Cubic Yards
- Why?
- More Efficient
- Capacity Set By Kilns, Not Mixing



Sec. 11.03.06(J) Criteria

- Request is to Change and/or Rebuild, Not Expand
- Reduction in Mixing Capacity
- No Change in Manufacture Capacity
- "No Significant Adverse Effects"
- Benefits to Neighbors (less noise/less dust)
- Benefits to General Health/Welfare (no diesel/more efficient/less dust)
- Benefits to Safety (less manual manipulation/less exposure)

Conclusion

- Neighborhood Meeting 3/31
- Two Attended
- One followed with a letter of support
- Other expressed indifference with the scope
- Several other calls, with various concerns, but all expressed indifference with the scope
- Staff Comments:
- "The site inspection revealed that no wetlands or other surface waters exist within the above referenced parcel."
- "The Compliance section indicates that the Cast-Crete USA, LLC facility (0570180) has not had a compliance issue since 2007."
- Staff Report
- "Approvable, subject to proposed conditions."
- Request Recommendation of Approval

PARTY OF RECORD



Additional / Revised Information Sheet

					anagan na maganagan sa maganagan
C	II NC 22 0609	Office Use Only	_	:	
Application Number: S		Received Date:		eived By:	
The following form is req must be submitted provi project size the cover lett included indicating the a	ding a summary of the er must list any new fo dditional/revised docu	changes and/or addition lio number(s) added. Add iments being submitted t	nal information ditionally, the with this forn	on provided e second pag n.	. If there is a change in ge of this form <u>must</u> be
Application Number: $\underline{\sf S}$	U-NC-22-060	Applicant's Name:	Cast-C	Crete L	JSA, LLC
Reviewing Planner's Nam					
Application Type: Planned Developmen	t (PD) 🔲 Minor Modif	fication/Personal Appeara	ance (PRS)	Standard R	ezoning (RZ)
☐ Variance (VAR)		nt of Regional Impact (DRI			dification (MM)
Special Use (SU)	Conditional	Use (CU)		Other	
Current Hearing Date (if a	applicable): 04/18	3/2022			
Important Project Siz Changes to project size m	e Change Informat	ion	be subject to	the establis	hed cut-off dates.
Will this revision add land If "Yes" is checked on the	d to the project? above please ensure you	☐ Yes ☑ No u include all items marked	I with * on the	e last page.	
Will this revision remove If "Yes" is checked on the	land from the project? above please ensure you	☐ Yes ☑ No u include all items marked		last page.	
Email this fo		mittal items indicated ngIntake-DSD@hcflgov		page in p	df form to:
Files must be in pdf for titled according to its coincluded on the subject	ntents. All items should	solution of 300 dpi. Each d be submitted in one en nent(s) size is 15 MB.	n item should nail with appl	l be submitt lication num	ted as a separate file hber (including prefix)
For additional help a	nd submittal questions,	please call (813) 277-16	33 or email Zo	oningIntake	-DSD@hcflgov.ne <u>t</u> .
I certify that changes des will require an additiond	scribed above are the o Il submission and certij	nly changes that have be fication.	een made to t	he submissi	ion. Any further change
8	Walle	TRAID		4/7	2033
	Signature			I	Date

) Signature



Identification of Sensitive/Protected Information and Acknowledgement of Public Records

Pursuant to <u>Chapter 119 Florida Statutes</u>, all information submitted to Development Services is considered public record and open to inspection by the public. Certain information may be considered sensitive or protected information which may be excluded from this provision. Sensitive/protected information may include, but is not limited to, documents such as medical records, income tax returns, death certificates, bank statements, and documents containing social security numbers.

While all efforts will be taken to ensure the security of protected information, certain specified information, such as addresses of exempt parcels, may need to be disclosed as part of the public hearing process for select applications. If your application requires a public hearing and contains sensitive/protected information, please contact Hillsborough County Development Services to determine what information will need to be disclosed as part of the public hearing process.

Additionally, parcels exempt under <u>Florida Statutes §119.071(4)</u> will need to contact <u>Hillsborough County Development Services</u> to obtain a release of exempt parcel information.

Are you seeking ar	23000	ected information submitted with your application pursuant
<u> </u>	nat the material submitted with application des sensitive and/or protected information	
Туре	of information included and location	
	not include sensitive and/or protected in	nformation. sted unless it is required for the processing of the application.
being held from p	being sought, the request will be reviewe ublic view. Also, by signing this form I ac ormation if not required by law to be prot	d to determine if the applicant can be processed with the data cknowledge that any and all information in the submittal will ected.
Signature:	Must be signed by applican	t or authorized representative)
Intake Staff Signat	ure:	Date:



Additional / Revised Information Sheet

Please indicate below which revised/additional items are being submitted with this form.

Incl	uded	Submittal Item
1		Cover Letter*+ If adding or removing land from the project site, the final list of folios must be included
2		Revised Application Form*+
3		Copy of Current Deed* Must be provided for any new folio(s) being added
4		Affidavit to Authorize Agent* (If Applicable) Must be provided for any new folio(s) being added
5		Sunbiz Form* (If Applicable) Must be provided for any new folio(s) being added
6		Property Information Sheet*+
7		Legal Description of the Subject Site*+
8		Close Proximity Property Owners List*+
9		Site Plan*+ All changes on the site plan must be listed in detail in the Cover Letter.
10		Survey
11		Wet Zone Survey
12		General Development Plan
13		Project Description/Written Statement
14		Design Exception and Administrative Variance requests/approvals
15		Variance Criteria Response
16		Copy of Code Enforcement or Building Violation
17		Transportation Analysis
18		Sign-off form
19	\boxtimes	Other Documents (please describe): Letter of Support from Sonny Smith

3 of 3

^{*}Revised documents required when adding land to the project site. Other revised documents may be requested by the planner reviewing the application.

^{*}Required documents required when removing land from the project site. Other revised documents may be requested by the planner reviewing the application.

Sonny Smith 6322 County Road 579 Seffner, Florida 33584

Hillsborough County Development Services 319 Pierce Street Tampa, Florida 33602

Reference:

Special Use Application 22-0609

To whom it may concern:

I attended the Neighborhood Meeting at Cast-Crete on March 31, 2022, concerning the Special Use Application 22-0609. I own the property on the southeast corner of the Cast-Crete facility and am in full support of the Special Use Application to replace the concrete batching equipment with new modern equipment. Cast-Crete has been a good neighbor for the past 54 years.

Sincerely,

Schill Son Smith