

LAND USE HEARING OFFICER VARIANCE REPORT

APPLICATION NUMBER: VAR 22-0932

LUHO HEARING DATE: July 25, 2022

CASE REVIEWER: Tim Lampkin, AICP

REQUEST: The applicant is requesting setback variances for a proposed accessory structure on property zoned RSC-6 (Residential, Single-Family Conventional).

VARIANCE(S):

Per LDC Section 6.11.04.C, accessory structures shall be permitted in front yards at twice the depth of the required front yard, or 50 feet, whichever is less. Per LDC Section 6.01.01, the RSC-6 district requires a minimum front yard setback of 25 feet. Therefore, a minimum front setback of 50 feet is required for the subject accessory structure. The applicant requests a 30-foot reduction to the required front setback to allow a front setback of 20 feet from the west property line.

FINDINGS:

- The subject property is accessed via Linesider Drive on the west side. Therefore, the required front yard is located on the west side of the property.
- There is a Wetland Preservation Area located on the south side property. Portions of the existing house and pavers encroach into the required 50-foot setback from the wetland line, however, the applicant has elected to not include a wetland setback variance in this application. If the applicant seeks a wetland setback variance in the future, a new application will be required.

DISCLAIMER:

The variance listed above is based on the information provided in the application by the applicant. Additional variances may be needed after the site has applied for development permits. The granting of these variances does not obviate the applicant or property owner from attaining all additional required approvals including but not limited to: subdivision or site development approvals and building permit approvals.

ADMINISTRATOR'S SIGN-OFF

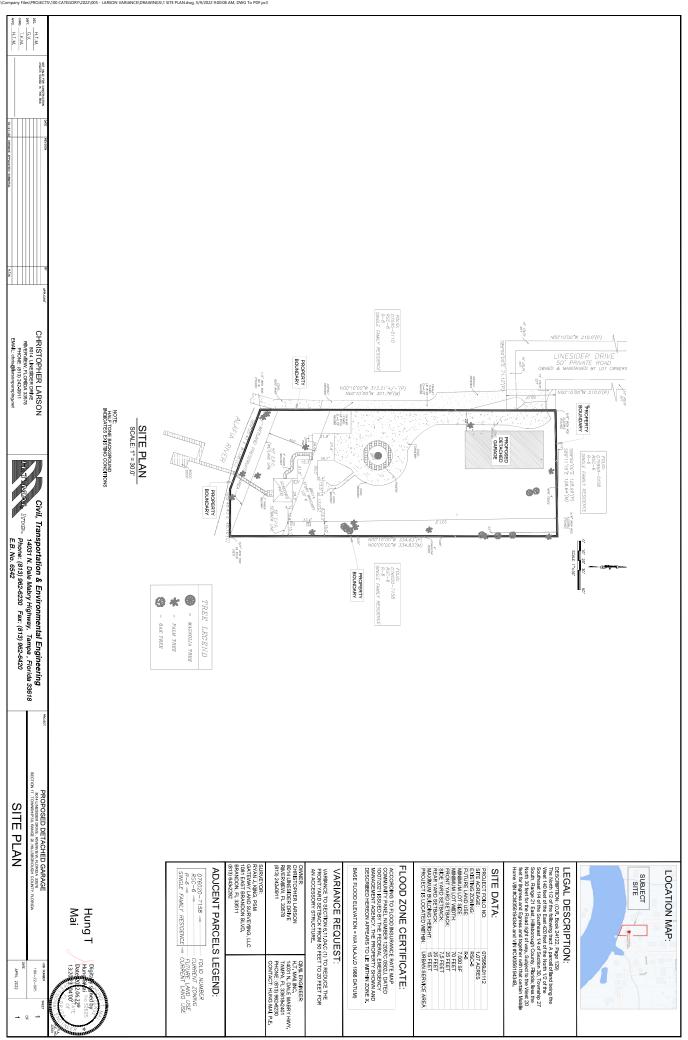
t Thu Jul 14 2022 09:09:27

Attachments: Application

Site Plan

Petitioner's Written Statement

Current Deed





	Office Use Only		
Application Number:	Received Date:	Received By:	
The following form is required when submitted changes for any application that was previously submitted. A cover letter must be submitted providing a summary of the changes and/or additional information provided. If there is a change in project size the cover letter must list any new folio number(s) added. Additionally, the second page of this form must be included indicating the additional/revised documents being submitted with this form.			
Application Number:	Applicant's Name:		
Reviewing Planner's Name:		Date:	
Application Type:			
<u></u>	Minor Modification/Personal Appearance	ee (PRS) 🔲 Standard Rezoning (RZ)	
☐ Variance (VAR)	Development of Regional Impact (DRI)	☐ Major Modification (MM)	
Special Use (SU)	Conditional Use (CU)	☐ Other	
Current Hearing Date (if applica	able):		
Will this revision add land to th	ult in a new hearing date as all reviews will be	·	
Will this revision remove land f If "Yes" is checked on the above	rom the project? Yes No No please ensure you include all items marked w	ith †on the next page.	
Email this form alo	ong with all submittal items indicated or ZoningIntake-DSD@hcflgov.ne		
titled according to its contents	nd minimum resolution of 300 dpi. Each it s. All items should be submitted in one emai laximum attachment(s) size is 15 MB.	· · · · · · · · · · · · · · · · · · ·	
For additional help and sub	mittal questions, please call (813) 277-1633	or email ZoningIntake-DSD@hcflgov.net.	
will require an additional subn	nission and certification.	made to the submission. Any further changes	
Jukin			
Si	ignature	Date	



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.

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

Are you seeking an exemption from public scrutiny of selected information submitted with your application pursuant to Chapter 119 FS? \square Yes \square No		
I hereby co	onfirm that the material submitted with ap	plication
	Includes sensitive and/or protected information.	
	Type of information included and location	n
	Does not include sensitive and/or protect	eted information.
Please note: S	ensitive/protected information will not be accepted/req	uested unless it is required for the processing of the application.
the data be		viewed to determine if the applicant can be processed with this form I acknowledge that any and all information in the red by law to be protected.
Signature:	J.J.M.a.	ant or authorized representative)
	(wast be signed by application)	ant or authorized representative;
Intake Staf	f Signature:	Date:



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

Included Submittal Item		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		Other Documents (please describe):	

^{*}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.

Application Number: VAR 22-0932

VARIANCE REQUEST

	Project Narrative: In the space below describe the variance including any history and/or related facts that may be helpful in understanding the request. This explanation shall also specifically identify what is being requested (e.g. Variance of 10 feet from the required rear yard setback of 25 feet resulting in a rear yard of 15 feet). If additional space is needed, please attach extra pages to this application.
	The applicant owns a parcel having Folio No. 075959.0112 located at 8014 Linesider Drive, Riverview, FL 33578
	in Section 17, Township 30, Range 20. The parcel is in the Urban Service Area and has a current zoning of RSC-6
	with a future land use designation of R-6. Total land is 1.07 acres. The applicant is proposing an accessory
	structure (detached garage) to use as a workshop and for storage of a small boat and vehicle. Per LDC, since
	the proposed accessory structure is located in front of the main structure, it is subject to a 50' front yard setback
	and a 7.5' side yard setback. A variance is requested for Section 6.11.04.C(1). The applicant is requesting a
	front yard setback of 20' in lieu of 50' resulting in a difference of 30'.
-	A Variance is requested from the following Section(s) of the Hillsborough County Land Development Code:
	Variance to Sec. 6.11.04.C(1)
	ADDITIONAL INFORMATION Have you been cited by Hillsborough County Code Enforcement? Nox Yes
	If yes, you must submit a copy of the Citation with this Application.
	Do you have any other applications filed with Hillsborough County that are related to the subject property? NoxYes If yes, please indicate the nature of the application and the case numbers assigned to the application(s):
	Is this a request for a wetland setback variance? Nox Yes If yes, you must complete the <i>Wetland Setback Memorandum</i> and all required information must be included with this Application Packet (Attachment A).
	Please indicate the existing or proposed utilities for the subject property: Public Water X Public Wastewater X Private Well Septic Tank
	Is the variance to allow a third lot on well and/or septic or non-residential development with an intensity of three ERC's? Nox Yes If yes, you must submit a final determination of the "Water, Wastewater, and/or Reclaimed Water – Service Application Conditional Approval – Reservation of Capacity" prior to your public hearing (form may be obtained from 19 th floor County Center).

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07/02/2014



	Office Use Only		
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Application Number:

VARIANCE CRITERIA RESPONSE

You must provide a response to each of the following questions. If additional space is needed, please attach extra pages to this application.

- 1. Explain how the alleged hardships or practical difficulties are unique and singular to the subject property and are not those suffered in common with other property similarly located?

 The subject property has an unique and singular hardship due to its location and elongated lot shape. The subject property shares a driveway easement from Riverview Drive to Linesider Drive. This easement is shared with the adjacent neighbors to the north and west.

 Due to the property's elongated shape, the house is situated to the south near the Alafia River and the proposed detached garage is subject to a front yard setback of 50 feet since it is in front of the primary dwelling. Thus, creating a hardship since the adjacent property owner to the west has a side yard setback that borders the applicant's front yard.
- 2. Describe how the literal requirem ents of the Land Development Code (LDC) would deprive you of rights commonly enjoyed by other properties in the same district and area under the terms of the LDC.

 The literal LDC would deprive the rights of the property owner. These rights are commonly enjoyed by other properties in the same

 RSC-6 district. The parcel is uniquely located and has an elongated lot shape. Due to the physical restrictions, the subject property shares a driveway easement and the adjacent property to the west has a side yard bordering the applicant's front yard. Thus, creating a singular hardship for the applicant to adhere to the RSC-6 standards for front yard setback of 50 feet.
- 3. Explain how the variance, if allowed, will not substantially interfere with or injure the rights of others whose propert y would be affected by allowance of the variance.

 The variance, if allowed, will not substantially interfere with or injure the rights of other adjacent property owners. The variance is seeking a reduction of front yard setback from 50 feet to 20 feet. This variance would allow the applicant to use the detached garage for a small boat, vehicle, and workshop area. The adjacent property to the west would not be affected since that property's side yard borders the applicant's front yard. The variance would simply allow the applicant to enjoy his property and alleviate a harship that was not self-imposed.
- 4. Explain how the variance is in harmon y with and serves the general intent and purpose of the LDC and the Comprehensive Plan (refer to Section 1.02.02 and 1.02.03 of the LDC for description of intent/purpose).

 The variance is in harmony with and serves the general intent and purpose of the LDC and Comprehensive Plan because it allows the applicant to enjoy his property rights just as the surrounding property owners are able to do in the RSC-6 district. Strict adherence to the LDC would create a singular and unique hardship for the applicant. This hardship is not self-imposed. The adjacent lots are zoned RSC-6 just as the subject parcel. However, due to the subject parcel's unique location, it has a front yard setback that borders the western property's side yard. Granting the variance would alleviate the applicant's hardship.
- 5. Explain how the situation sought to be relieved by the variance does not result from an illegal act or result from the actions of the applicant, resulting in a self-imposed hardship.
 The variance does not result from an illegal act. It is being requested to reduce the 50 feet required front yard setback to 20 feet.
 Due to the subject parcel's location and lot shape, it creates a hardship on the applicant to comply with the strict LDC when the other surrounding properties do not face the same hardship. Other properties have a 25 feet front yard setback in the same RSC-6 zoning district. However, the applicant is subject to double the required setback of 50 feet for the proposed detached garage. This is unfair and unjust for the applicant.
- 6. Explain how allowing the variance will result in substantia l justice being done, consider ing both the public benefit s intended to be secured by the LDC and the individual hardships that will be suffered by a failure to grant a variance. The variance, if granted, would result in a substantial justice and would not create an unfair burden on the property owner. This would allow the applicant to enjoy his property rights as other property owners enjoy theirs in the same zoning district. In addition, if the variance is granted, it would be right and just. The applicant faces a hardship due to the parcel's unique location, lot shape, and driveway easement. Strict adherence to the LDC would create an unfair burden which is not self-imposed. The adjacent properties to the north, west, and east do not face this burden that are in the same zoning district. Thus, this creates an individual hardship only a variance can alleviate.

This Warranty Deed

December Made this 10th day of A.D. 19 97 by Donald I. Leske and Rhonda M. Leske, husband and wife Riverview, Fi. 33569

hereinafter called the grantor, to

Christopher Larson and Vonda Larson, husband and wife

RICHARD AKE CLERK OF CIRCUIT COURT HILLSBOROUGH COUNTY

OFF8840 00128

whose post office address is: PO Box 2291 PO Box 2291 Riverview, Florida 33569 Grantees' Tax Id # : Occumentally Tax Pd - F.S. 201.02 8 1155,00 Documentary Tax Pd - F.S. 201.08 & Intengible Tax Pd - F.S. 199\$ Richard Alex Blerk Hillsborough County By: By: Deputy Office

hereinafter called the grantee:

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

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

Lot 6, of RIVERS VIEW ESTATES, PLATTED SUBDIVISION - NO IMPROVEMENTS, according to the plat thereof recorded in Plat Book 77, Page 27, Public Records of Hillsborough County, Florida.

SUBJECT TO covenants, restrictions, easements of record and taxes for the current year.

See Attached Subdivision Restrictions

Parcel Identification Number: 75959.0112

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining. To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances except taxes accruing subsequent to December 31, 19 97.

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

written. Signed, sealed and delivered in our presence: LS LS LS State of **Florida** County of Hillsborough

Prunt Name:

My Commiss

The foregoing instrument was acknowledged before me this 10th day of December bу

Donald I. Leske and Rhonda M. Leske, husband and wife

who is personally known to me or who has produced

as identification.

PREPARED BY: Bobbi Jo Alonso RECORD & RETURN TO: Alafia Title Insurance, 7423 U.S. Highway 301 South Riverview, Florida 33569

File No: 970210

BOSSI JO ALDNSO N / CC 470 LE

WD-I

Subdivision restrictions:

- 1. All homes shall be a mininium of 1,800 square fee, living space.
 2. Said property shall not be subdivided to create an additional lot or lots. This shall be deemed an irrevocable restrictive covenant, binding upon all successors of said property.
- 3. All property owners share in upkeep of 20 foot deeded easement and boat ramp with two docks.
- 4. Taxes and maintenance on boat ramp will be divided equally among property owners.
- 5. All property owners maintain half portion of private road directly i front of said property.
- 6. Property may not be used as a business, unless approved by homeowners.
- 7. Owner shall maintain property, so that is is not a nuisance to the neighborhood.
- 8. Upon launching boat, trailers must be returned to homeowners property, no blocking of right of way.



Hillsborough County Florical

VARIANCE APPLICATION

IMPORTANT INSTRUCTIONS TO ALL APPLICANTS:

You must schedule an appointment to submit this application by calling 813-272-5600.

All requirements listed on the submittal checklist must be met. Incomplete applications will not be accepted.

Property Information

	Tropert	y mildi middlom
Address:	8014 Linesider DriveCity/State/Zip: _	Riverview, FL 33578
Folio(s):	075959.0112 Zoning: RSC-6	Future Land Use: R-6 Property Size: 1.07 ac.
	Property O	wner Information
Name:	Christoper Larson and Vonda Larson	Daytime Phone: (813) 242-0911
Address:	8014 Linesider Drive	City/State/Zip: Riverview, FL 33578
Email:	chris@larsonplumbing.net	FAX Number: (813) 242-0048
Name:	Christopher Larson Applicar	Daytime Phone: (813) 242-0911
Address:	8014 Linesider Drive	City/State/Zip:Riverview, FL 33578
Email:		FAX Number: (813) 242-0048
		ntative (if different than above)
Name:	Tu Mai (Jono Heritage Land Developmer	nt, LLC)Daytime Phone:(813) 962-6230
Address:	14031 N. Dale Mabry Highway	City / State/Zip:Tampa, FL 33618
Email:	tkmai@aol.com	FAX Number: (813) 962-6420
PROVIDED ACCURATE AUTHORIZE	S WEAR OR AFFIRM THAT ALL THE INFORMATION IN THIS APP LICATION PACKET IS TRUE AND TO THE BEST OF M Y KNOWLEDGE, AND E THE REPRESENTATIVE LISTED ABOVE TO ACT ON	I HEREBY AUTHORIZE THE PROCESSING OF THIS APPLICATION AND RECOGNIZE THAT THE FINAL ACTION ON THIS PETITION SHALL BE BLINDING TO THE PROPERTY AS WELL AS TO CURRENT AND ANY FUTURE OWNERS.
WY BEHALI	FFOR THIS APPLICATION. Applicant Applicant	3/2/200 Jana D. Jana
Signature of	f Applicant	Signature of Property Owner
	her Larson	Christoper Larson and Vonda Larson
Type or Prin	nt Name	Type or Print Name
Intake Staff		ce Use Only Intake Date: 05/17/22
	Der: 22-0932	Public Hearing Date: 07/25/2022
Receipt Nu		



PARCEL INFORMATION HILLSBOROUGH COUNTY FLORIDA

Jurisdiction	Unincorporated County
Zoning Category	Residential
Zoning	RSC-6
Description	Residential - Single-Family Conventional
Flood Zone:AE	FLOODWAY
Flood Zone:AE	
FIRM Panel	0502H
FIRM Panel	12057C0502H
Suffix	Н
Effective Date	Thu Aug 28 2008
Pre 2008 Flood Zone	AE FW
Pre 2008 Flood Zone	AE
Pre 2008 Firm Panel	1201120502B
County Wide Planning Area	Riverview
Community Base Planning Area	SouthShore
Community Base Planning Area	Riverview
Census Data	Tract: 013410 Block: 1015
Census Data	Tract: 013410 Block: 1011
Future Landuse	R-6
Urban Service Area	USA
Mobility Assessment District	Urban
Mobility Benefit District	2
Fire Impact Fee	Central
Parks/Schools Impact Fee	CENTRAL
ROW/Transportation Impact Fee	ZONE 7
Wind Borne Debris Area	140 MPH Area
Competitive Sites	NO
Redevelopment Area	NO



Folio: 75959.0112
PIN: U-17-30-20-2RL-000000-00006.0
CHRISTOPHER AND VONDA LARSON
Mailing Address:
8014 LINESIDER DR
RIVERVIEW, FL 33578-4473
Site Address:
8014 LINESIDER DR
RIVERVIEW, FI 33578
SEC-TWN-RNG: 17-30-20

Acreage: 1.07085001 Market Value: \$462,194.00 Landuse Code: 0100 SINGLE FAMILY

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

1. Any error, omissions, or inaccuracies in the information provided regardless of how caused.

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