

LAND USE HEARING OFFICER VARIANCE REPORT

APPLICATION NUMBER: VAR 22-0849	TION NUMBER: VAR 22-0849	
LUHO HEARING DATE: August 22, 2022	CASE REVIEWER: Colleen Marshall, AICP, CFM	

REQUEST: The applicant is requesting setback variances to accommodate placement of a single-family dwelling on property zoned AS-1.

VARIANCE(S):

Per LDC Section 6.01.03.F.9, required yards on flag lots and lots accessed by easements are oriented with respect to the roadway from which they are accessed, as if the lots abutted the roadway. In the subject case, the property is accessed from the Joe King Road to the north. Therefore, the required front yard is located along the north lot line and the required rear yard setback is located along the south lot line. Per LDC Section 6.01.01, a minimum front yard setback of 50 feet and rear yard setback of 50 feet are required in the AS-1 district. The applicant requests:

- 1) A 21-foot reduction to the required front yard setback to allow a 29-foot setback from the north property line; and,
- 2) A 21.25-foot reduction to the required rear yard setback to allow a 28.75-foot setback from the south property line.

FINDINGS:

• Subdivision approval for the subject parcel was approved on February 7, 1994 under Parcel Certification/Subdivision Exemption #94-0495 and therefore the subject parcel is a lot of record. A copy of the approval letter has been provided by the applicant and is contained in the record for VAR 22-0849.

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

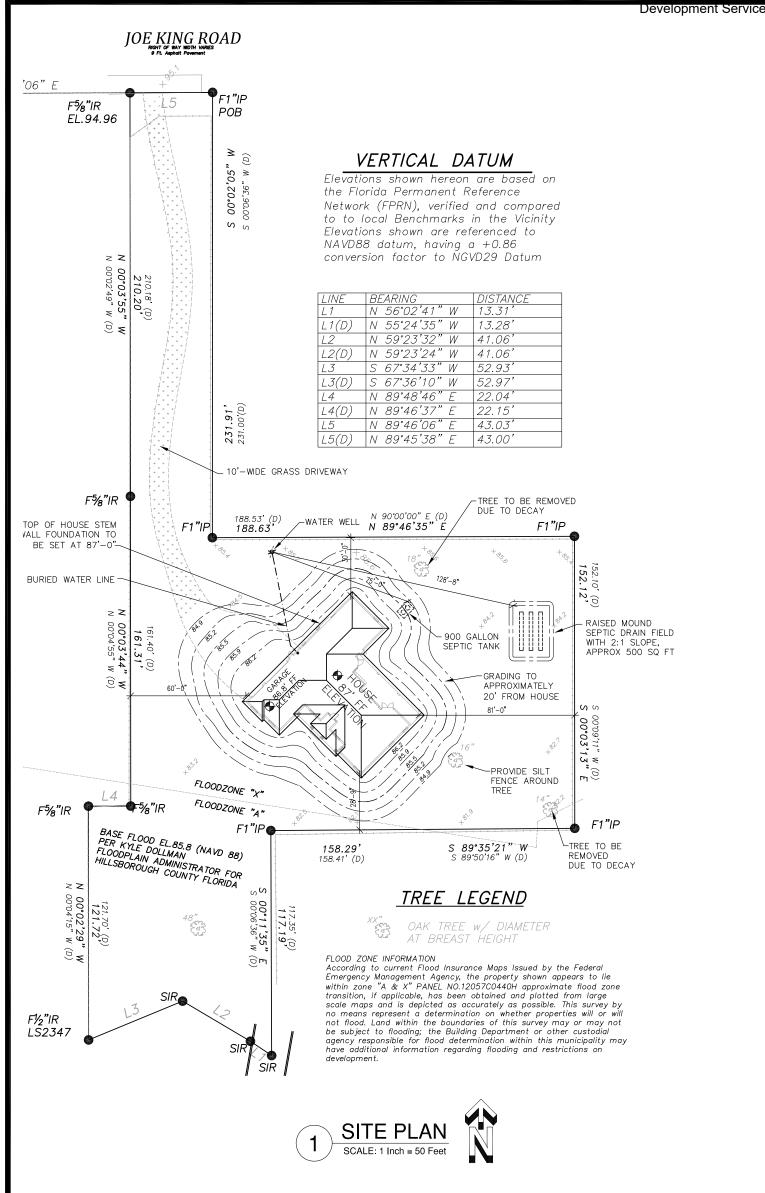
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Attachments: Application

Site Plan

Petitioner's Written Statement

Current Deed



	3	C
GIFFORD HOMES	2.	
1022 NORTH SWINDELL AVE, LAKELAND. FL 33805	1.	

REVISIONS

CALLWOOD RESIDENCE

JOE KING ROAD PLANT CITY, FLORIDA

SITE PLAN

S10

DATE: 3/23/2022

Application Number:	
PP	

VARIANCE REQUEST

-	pace is needed, please attach extra pages to this application.
_	I would like to request that front and Read
_	set back be reduced to 29 feet.
_	
_	Current set backs are 50 feet in front and Real
	Variance is 21 feet less than required Front and Reset backs.
_	
_	
_	
A	Variance is requested from the following Section(s) of the Hillsborough County Land Development Code:
_	t variance is requested from the following section(s) of the fillisoprough county band bevelopment code
-	
_	
_	
_	ADDITIONAL INFORMATION
_	
	Iave you been cited by Hillsborough County Code Enforcement? No Yes
I	Iave you been cited by Hillsborough County Code Enforcement? No Yes f yes, you must submit a copy of the Citation with this Application.
I	Have you been cited by Hillsborough County Code Enforcement? No Yes 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?
III	Idave you been cited by Hillsborough County Code Enforcement? No Yes 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? If yes, please indicate the nature of the application and the case numbers assigned application(s):
I	Idave you been cited by Hillsborough County Code Enforcement? No Yes 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? If yes, please indicate the nature of the application and the case numbers assigned application(s):
I	Have you been cited by Hillsborough County Code Enforcement? NoYes f 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? The first property is a submit a copy of the Citation with this Application. The first property is a submit a copy of the Citation with this Application. The first property is a submit a copy of the Citation with this Application.
I I I I I I I	As a great 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? The subject property property? The subject property property property property property property pro
I I I I I I I	As a great state of the application with this Application. Yes
I I I I I I I I I I I I I I I I I I I	Have you been cited by Hillsborough County Code Enforcement? No Yes fyes, 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? If yes, please indicate the nature of the application and the case numbers assign application(s): It is a request for a wetland setback variance? No Yes fyes, you must complete the *Wetland Setback Memorandum* and all required information must be included his Application Packet (Attachment A). It is a request for a wetland setback variance? No Yes fyes, you must complete the *Wetland Setback Memorandum* and all required information must be included his Application Packet (Attachment A). It is a request for a wetland setback variance? No Yes fyes, you must complete the *Wetland Setback Memorandum* and all required information must be included his Application Packet (Attachment A). It is a request for a wetland setback variance? No Yes fyes, you must complete the *Wetland Setback Memorandum* and all required information must be included his Application Packet (Attachment A). It is a request for a wetland setback variance? No Yes fyes, you must complete the *Wetland Setback Memorandum* and all required information must be included his Application Packet (Attachment A).
I III III III III III III III III III	As a great state of the application with this Application. Yes

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 Front and back appears to be based upon access road. When property was divided that is what was explained to Buyer. Cofford Developing

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 road frontage is east and west. The access road is North and South It meets requirements if access road is front of property.

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.

It would meet requirements if access road is front of property.

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).

This property would require a very small house or mobile home to make existing set backs work. A larger home is better for community.

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.

This property if conforming to neighboring properties.

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.

This is a custom home with a much greater Value than a smaller home.



Additional / Revised Information Sheet

	Office Use Only	
Application Number: VAR 22-0849	Received Date:	Received By:
Application Number.	NCCCITCO	

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.

included indicating the additional/revised documents being submitted with this form.			
Application Number: VAR 22-0849 Applicant's Name: Ron Gifford			
Reviewing Planner's Name: Colleen Marshall Date: 6-17-2022			
Application Type: Planned Development (PD) Minor Modification/Personal Appearance (PRS) Standard Rezoning (RZ)			
✓ Variance (VAR) ☐ Development of Regional Impact (DRI) ☐ Major Modification (MM)			
Special Use (SU) Conditional Use (CU)			
Current Hearing Date (if applicable): 07/25/2022			
Important Project Size Change Information Changes to project size may result in a new hearing date as all reviews will be subject to the established cut-off date.	es.		
Will this revision add land to the project?			
Will this revision remove land from the project?			
Email this form along with all submittal items indicated on the next page in pdf form to: ZoningIntake-DSD@hcflgov.net			
Files must be in pdf format and minimum resolution of 300 dpi. Each item should be submitted as a separate file titled according to its contents. All items should be submitted in one email with application number (including prefix) included on the subject line. Maximum attachment(s) size is 15 MB.			
For additional help and submittal questions, please call (813) 277-1633 or email ZoningIntake-DSD@hcflgov.net.			
I certify that changes described above are the only changes that have been made to the submission. Any further changes will require an additional submission and certification.			
Signature 6-17-2022 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. 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</u> <u>Services</u> to obtain a release of exempt parcel information.

Are you seeking an exemption from public disclosure of selected information submitted with your application pursuant o Chapter 119 FS? Yes No
hereby confirm that the material submitted with application Includes sensitive and/or protected information.
Type of information included and location
Does not include sensitive and/or protected information.
Please note: Sensitive/protected information will not be accepted/requested unless it is required for the processing of the application.
If an exemption is being sought, the request will be reviewed to determine if the applicant can be processed with the data being held from public view. Also, by signing this form I acknowledge that any and all information in the submittal will
become public information if not required by law to be protected.
Signature: (Must be signed by applicant or authorized representative)
Intake Staff Signature: 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	\boxtimes	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):
	_	Subdivision Approval Documents

^{*}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.

HILLSBOROUGH COUNTY

Florida

Office of the County Administrator Frederick B. Karl

BOARD OF COUNTY COMMISSIONERS
Phyllis Busansky
Joe Chillura
Sylvia Kimbell
Lydia Miller
Jim Norman
Jan Platt
Ed Turanchik



Senior Assistant County Administrator Patricia Bean

Assistant County Administrators
Edwin Hunzeker
Cretta Johnson (Interim Appointment)
Jimmie Keel
Robert Taylor (Interim Appointment)

February 7, 1994

Joseph Garvin 2706 Sam Hicks Road Plant City 33567

SUBJECT: Parcel Certification/Subdivision Exemption #94-495

Folio Number: 92915.0000

Dear Mr. Garvin:

The staff of the Permit Services Center has reviewed your Parcel Certification/Subdivision Exemption application for compliance with the Land Development Code, Section 3.3.4 Policy of the Hillsborough County Subdivision Regulations and has found that your request is in accordance with the subdivision regulations.

The approved two (2), (Parcel A), (Parcel B), lots submitted to the Permit Services Center January 13,1993 is located in Section 26, Township 29, and Range 22 East.

When applying for permits for the approved lots, please submit a copy of this letter along with the application for a permit. Failure to do so may cause unnecessary delays in the permit review process.

Please note that this approval does not release the developer from any requirements established by other ordinances or any subsequent review by other governmental agencies. It is the applicant's responsibility to comply with all applicable rules and regulations of Hillsborough County.

as of march 1994 mr. Duane Stelle required Joseph Darvier to use different folio number on each track of land 120 that he Could better eldentify each parkel. mrs. Sudan ponseteria added the folio Number Doss Office Box 1110. Tampa, Florida 33601 - see page Two for Number An Affirmative Action/Equal Opportunity Employer

Original Printed On Recycled Paper

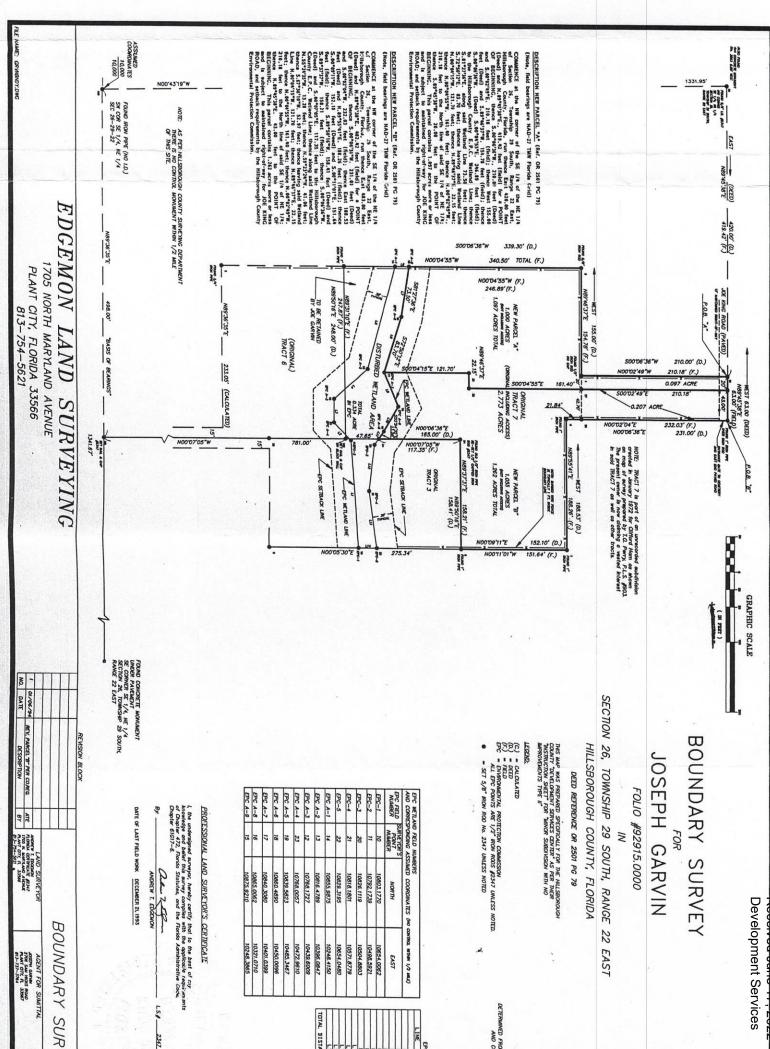
Page 2 of 2 Mr. Joseph Garvin Certification # 94-495 February 7, 1994

For further information, please call the Permit Services Center at 272-5330.

Sincerely,

Rick Harcrow AICP

Manager, Permit Services Center



Prepared By and Return To:

KIMBERLY GROOMS
United Title Group of Lakeland, LLC
2000 E. Edgewood Dr., Suite # 107
Lakeland, FL 33803
File # 0 JOE MAR
Tax ID: 092915-0600

WARRANTY DEED

THIS WARRANTY DEED Made this day of February, A.D. 2022, Gifford Developing, LLC, a Florida Limited Liability Company, whose mailing address is 2424 Ewell Rd, Lakeland, FL 33811, hereinafter called the Grantor,

AND

Kendrick Callwood and Lisa Callwood, husband and wife, whose mailing address 544 Lindsay Anne Ct, Plant City, FL 33563, hereinafter called the Grantee:

(Wherever used herein the terms "Grantor" and "Grantee" shall include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires)

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

See Attached Exhibit "A"

Property Address: 0 Joe Mar Way, Plant City, FL 33563

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 and assessments accruing subsequent to December 31, 2021, and conditions, restrictions, reservations, limitations, easements of record, if any, zoning and other governmental regulations and other matters of record, provided, however, this reference shall not serve to reimpose same.

IN WITNESS WHEREOF, the said Grantor has executed this Warranty Deed on the day and year first above written.

Signed, sealed and delivered in our presence:

Witness Signature	Gifford Developing, LLC
Rimberly Grooms Print Name Witness Signature	Ronald D. Gifford, Manager
Erin b Charles Print Name	
physical presence or online notarization,	rument was acknowledged before me by means of this day for February, 2022, Ronald D. Gifford, as orida Limited Liability Company () who is (are) as identification and
Notary Public State of Florida Kimberly Grooms My Commission HH 155989 Strokes 10/30/2025	Notary Public

Exhibit "A" Legal Description

Description NEW PARCEL "B" (Ref. OR 18764, pg, 550 and OR 2501, PG 79) (Note, field bearings are NAD-27 TMW Florida Grid) COMMENCE at the NW corner or the Southeast 1/4 of the Northeast 1/4 of Section 26, Township 29 South, Range 22 East, Hillsborough County, Florida, run thence East 483.00 feet (Deed) and N 89° 45' 38" E 482.42 feet (field) for a Point or beginning, thence S 00° 06' 36" W 231.00 feet Deed) and S 00° 02' 04" W 232.03 feet (field); thence East 188.53 feet (Deed) and N 89° 55' 41" E 188.26 feet (field); thence S 00° 09' 11" W 152.10 feet (Deed) and S 00° 11' 01" E 151.64 feet (field); thence S 89° 50' 16" W 158.41 feet (deed) and S 89° 37' 37" W 158.21 feet (field); thence South 00° 06' 36" W 117.35 feet (Deed) and S 00° 07' 05" E 117.35 feet to the Hillsborough County E.P.C. Wetland Line; thence along said Wetland Line North 55° 24' 35" W 13.28 feet; thence N 59° 23' 24" W 41.06 feet; thence South 67° 36' 10" W 52.97 feet; thence leaving said Wetland Line N 00° 04' 15" W 121.70 feet; thence N 89° 46' 37" E 22.15 feet; thence N 00° 04' 55" W 161.40 feet; thence N 00° 02' 49" W 210.18 feet to the North line of said SE 1/4 of NE 1/4; thence N 89° 45' 38" E 43.00 feet to the point or beginning. This parcel is subject to maintained right-of-way for JOE KING ROAD, and setback requirements by the Hillsborough County Environmental Commission.



VARIANCE APPLICATION

IMPORTANT INSTRUCTIONS TO ALL APPLICANTS:

Solve the submitted on the submittal checklist must be met. Incomplete applications will not be accepted.

Property Information		
Address: 5616 John Grand Weity/State/Zip: Property Size: Folio(s): 092915 - 01000 Zoning: Future Land Use: Property Size:		
Folio(s): 092915 - 0600 Zoning:	_Future Land Use: Property Size:	
Property Owner Information		
Name: hendrick & Lisa Callwood	Daytime Phone:	
Address: 544 Undsay Anne Ct		
Email: Kacayyoode yahoo, com		
Name: Same as about Applicant II	nformation	
Name: SWYU US CUOOVE	Daytime Phone:	
Address:	_City/State/Zip:	
Email:	FAX Number:	
Applicant's Representat		
Name: hon Gifford Construction, In	OC Daytime Phone: 803-581-3342	
Address: P0B0x703		
Email: rongifford 12 gmail, com		
I HEREBY'S WEAR OR AFFIRM THAT ALL THE INFORMATION PROVIDED IN THIS APP LICATION PACKET IS TRUE AND ACCURATE, TO THE BEST OF MY KNOWLEDGE, AND AUTHORIZE THE REPRESENTATIVE LISTED ABOVE TO ACT ON MY BEHALF FOR THIS APPLICATION.	I HEREBY AUTHORIZE THE PROCESSING OF THIS APPLICATION AND RECOGNIZE THAT THE FINAL ACTION ON THIS PETITION SHALL BE BI NDING TO THE PROPERTY AS WELL AS TO CURRENT AND ANY FUTURE OWNERS.	
Signature of Applicant KENRICK CALL WOOD	Signature of Property Owner LISA CALLODA	
Type or Print Name	Type or Print Name	
Office U:	Commission # HH Tigling as	
Intake Staff Signature: Ana Lizardo	3505 of Intake Date: 04/27/22	
Case Number: 22-0849	Public Hearing Date: 06/21/22	
Receipt Number:		

Opage 1 of 1

PARCEL INFORMATION HILLSBOROUGH COUNTY FLORIDAN

Jurisdiction	Unincorporated County
Zoning Category	Agricultural
Zoning	AS-1
Description	Agricultural - Single-Family
Overlay	null
Restr	null
Flood Zone:A	
Flood Zone:X	AREA OF MINIMAL FLOOD HAZARD
FIRM Panel	0440H
FIRM Panel	12057C0440H
Suffix	Н
Effective Date	Thu Aug 28 2008
Pre 2008 Flood Zone	X
Pre 2008 Flood Zone	A
Pre 2008 Firm Panel	1201120440B
County Wide Planning Area	East Rural
Census Data	Tract: 013004 Block: 2002
Census Data	Tract: 013004 Block: 2009
Future Landuse	R-1
Mobility Assessment District	Rural
Mobility Benefit District	3
Fire Impact Fee	Central
Parks/Schools Impact Fee	NORTHEAST
ROW/Transportation Impact Fee	ZONE 5
Wind Borne Debris Area	Outside 140 MPH Area
Competitive Sites	NO
Redevelopment Area	NO



Hillsborough County Forda

Folio: 92915.0600 PIN: U-26-29-22-ZZZ-000005-08830.0 KENDRICK AND LISA CALLWOOD Mailing Address: **544 LINDSAY ANNE CT** PLANT CITY, FL 33563 Site Address: 0 1

PLANT CITY, FI 33567 SEC-TWN-RNG: 26-29-22 Acreage: 1.21695006

Market Value: \$50,520.00 Landuse Code: 0000 VACANT RESIDENT

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.