Rezoning Application: PD 22-1647

Zoning Hearing Master Date: August 21, 2023

October 10, 2023

Hillsborough County Florida

**Development Services Department** 

#### 1.0 APPLICATION SUMMARY

**BOCC Land Use Meeting Date:** 

Applicant: Ebla Capital, LLC

FLU Category: RES-9

Service Area: Urban

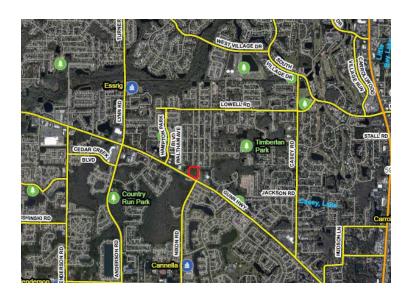
Site Acreage: 4.65 +/-

Community Plan Area: Greater Carrollwood

Northdale

Overlay: None

Request: Rezoning from RSC-9 to PD



## **Introduction Summary:**

The applicant seeks to rezone property zoned RSC-9 (Residential Single Family Conventional) to PD (Planned Development) to allow for three residential and non-residential development options. This application includes a density/intensity bonus request under Comprehensive Plan Policy 19.3 (Incentives for Mixed Use).

Zoning:	Existing	Proposed	
District(s)	RSC-9	PD 22-1647 <b>(Option 1 – No Bonus)</b>	
Typical General Use(s)	Single Family Residential	Child Care Center and limited CG Zoning District Uses	
Acreage	4.65	4.65	
Density/Intensity	4 units per acre	0.20 FAR	
Mathematical Maximum*	18 single-family homes	12,500 sf Child Care Center (160 children)  30,000 limited CG Zoning District Uses  42,500 sf Total	

<sup>\*</sup>number represents a pre-development approximation

Development Standards:	Existing	Proposed	
District(s)	RSC-9	PD 22-1647 (Option 1 – No Bonus)	
Lot Size / Lot Width	5,000 sf	n/a	
Setbacks/Buffering and Screening 20' Minimum Front Yard 5' Minimum Side Yard 20' Minimum Rear Yard		60' Minimum – South (front) 85'-120' Minimum – West (side) 10'-40' Minimum – East (side) 40' Minimum – North (rear) 20/B Buffering/Screening – North (rear) 10/A Buffering/Screening – West (side)	
Height	35′	36′	

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Zoning:	Existing	Proposed	
District(s)	RSC-9	PD 22-1647 (Option 2 –Intensity Bonus Requested)	
Typical General Use(s)	Single Family Residential	Mini-Warehouse, limited CG Zoning District Uses, and Professional Service Uses	
Acreage	4.65	4.65	
Density/Intensity	4 units per acre	0.60 FAR	
Mathematical Maximum*	18 single-family homes	101,000 sf Mini-Warehouse 9,900 limited CG Zoning District Uses <u>10,100 Professional Service Uses</u> 121,000 sf Total	
Development Standards:	Existing	Proposed	
District(s)	RSC-9	PD 22-1647 (Option 2 – Intensity Bonus Requested)	
Lot Size / Lot Width	5,000 sf	n/a	
Setbacks/Buffering and Screening	20' Minimum Front Yard 5' Minimum Side Yard 20' Minimum Rear Yard	60' Minimum – South (front) 66'-70' Minimum – West (side) 40'-60' Minimum – East (side) 66' Minimum – North (rear) 20/B Buffering/Screening – North (rear)	
Height	35′	36' – 43'	

Zoning:	Existing	Proposed	
District(s)	RSC-9	PD 22-1647 (Option 3 –Density Bonus Requested)	
Typical General Use(s)	Single Family Residential	Limited CG Zoning District Uses, Single-Family Attache (Townhomes) and Professional Service Uses	
Acreage	4.65	4.65	
Density/Intensity	4 units per acre	0.35 FAR & 12 units per acre	
Mathematical Maximum*	18 single-family homes	18,000 limited CG Zoning District Uses  2,000 Professional Service Uses  20,000 sf Total Non-Residential  39 Single-Family Attached (Townhomes)	
Development Standards:	Existing	Proposed	
District(s)	RSC-9	PD 22-1647 (Option 3 –Density Bonus Requested)	
Lot Size / Lot Width	5,000 sf	n/a	

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Setbacks/Buffering and Screening	20' Minimum Front Yard 5' Minimum Side Yard 20' Minimum Rear Yard	60' Minimum – South (front) 52'-100' Minimum – West (side) 30'-52' Minimum – East (side) 52' Minimum – North (rear) 20/B Buffering/Screening – West (side) and North (rear)  Residential Lots: 15' / 20' Minimum Front Yard 2' Minimum Side Yard (5' between buildings) 10' Minimum Rear Yard
Height	35′	36'

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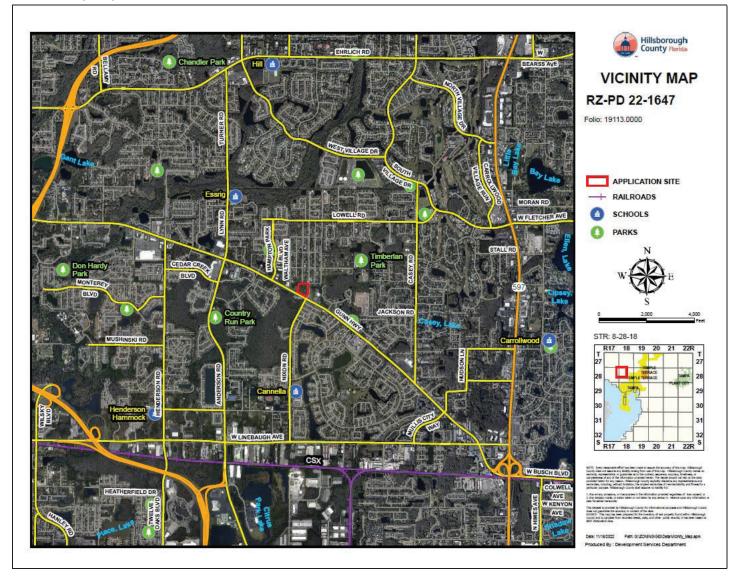
PD 22-1647

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Additional Information:	
PD Variation(s)	LDC Part 6.06.00 (Landscaping/Buffering) – Western
	buffer location
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	

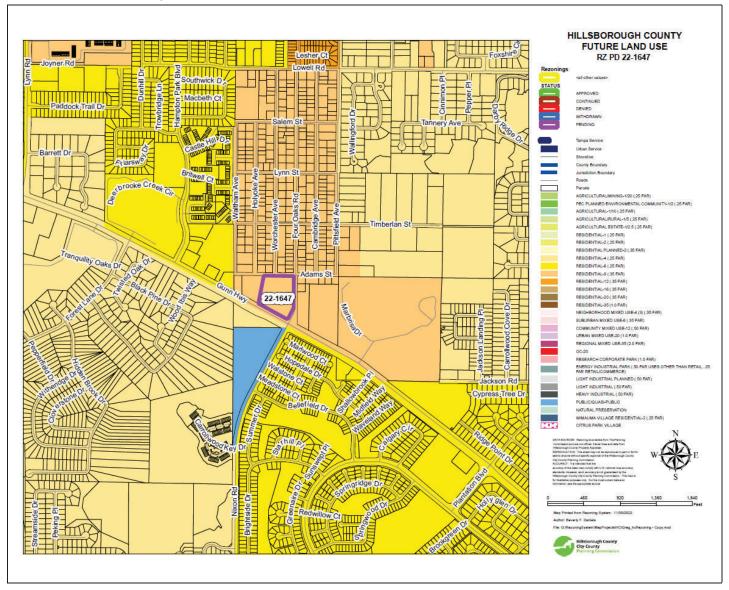
## 2.1 Vicinity Map



## **Context of Surrounding Area:**

The site is located at the northwest corner of the Gunn Highway and Four Oaks Avenue intersection. Surrounding development includes both residential and non-residential uses. Commercial uses within the area permit a maximum intensity of .20-.25 FAR. The area consists of single-family detached, single-family attached and multi-family housing at densities of 4 units per acre, 6 units per acre and 9 units per acre.

### 2.2 Future Land Use Map



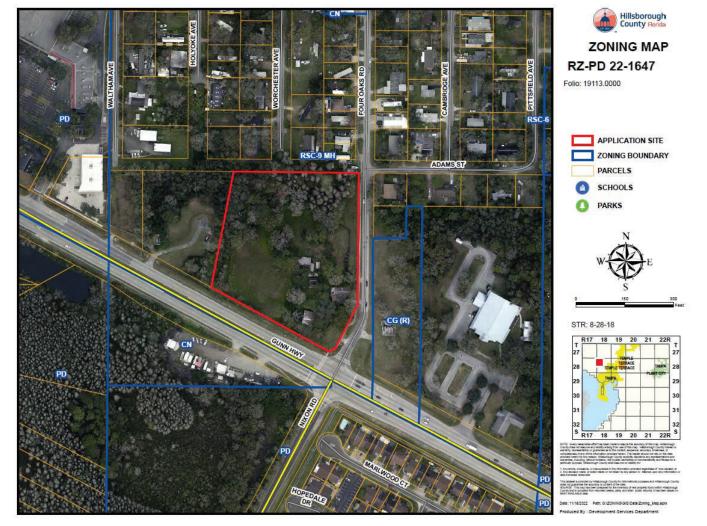
Subject Site Future Land Use Category:	RES-9
Maximum Density/F.A.R.:	9 units per acre 0.35 – 0.50 FAR
Typical Uses:	Residential, urban scale neighborhood commercial, office uses, multi- purpose projects and mixed use development.

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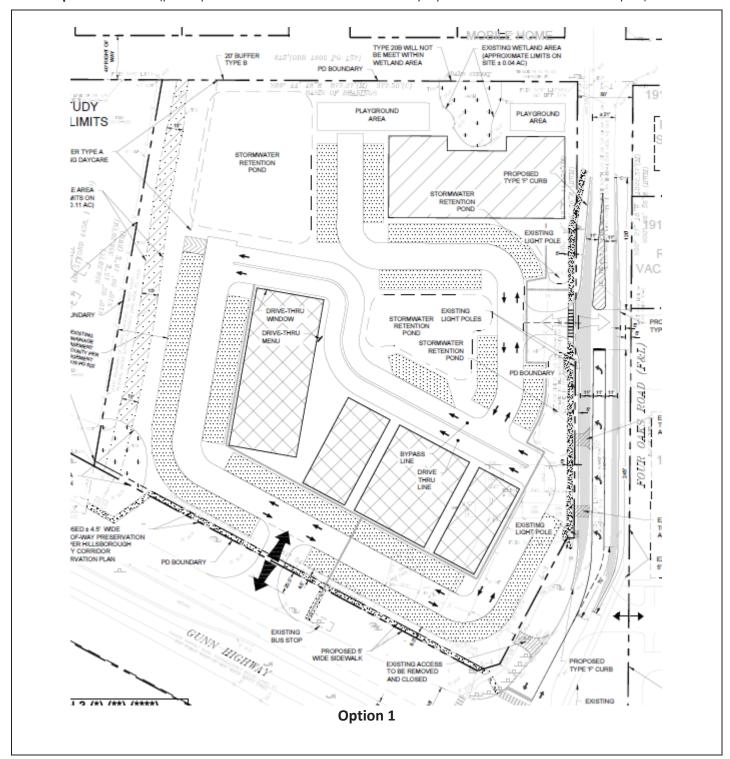
## 2.0 LAND USE MAP SET AND SUMMARY DATA

# 2.3 Immediate Area Map

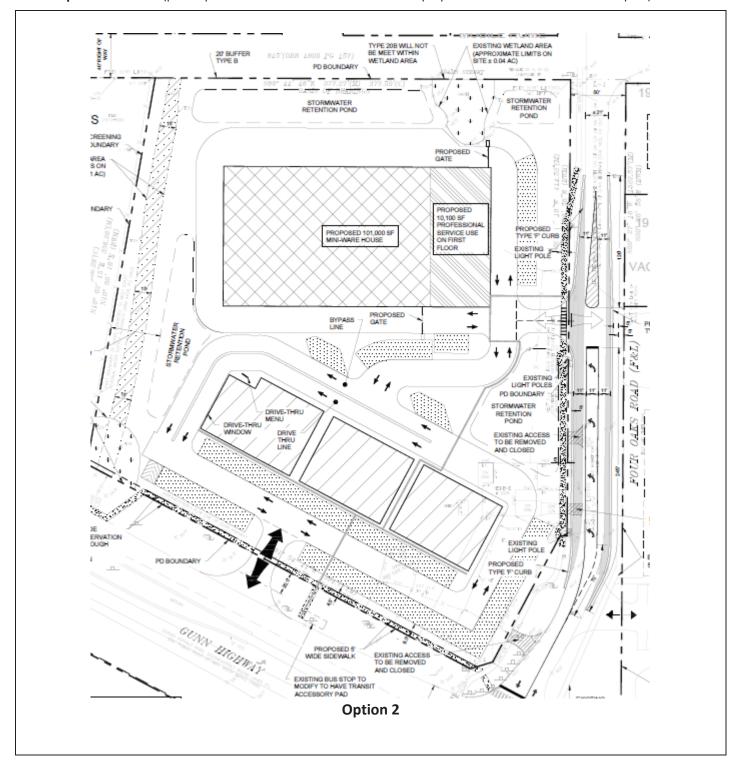


	Adjacent Zonings and Uses					
Location:	Zoning:	Maximum Density/F.A.R. Permitted by Zoning District:	Allowable Use:	Existing Use:		
North	RSC-9 (MH)	9 units per acre	Single-Family Residential	Single Family Residential Adams Street (unimproved 40' wide ROW)		
South	CN	.20 FAR	Commercial Neighborhood	Commercial		
East	RSC-9 (MH)	9 units per acre	Single-Family Residential	TBW Well Field and Cell Tower		
West	CG & RSC-9 (MH)	CG: 0.25 FAR RSC-9 (MH): 9 u/a	CN: Commercial Neighborhood RSC-9 (MH): Single- Family Residential	CN: Commercial RSC-9 (MH): Single-Family Residential		

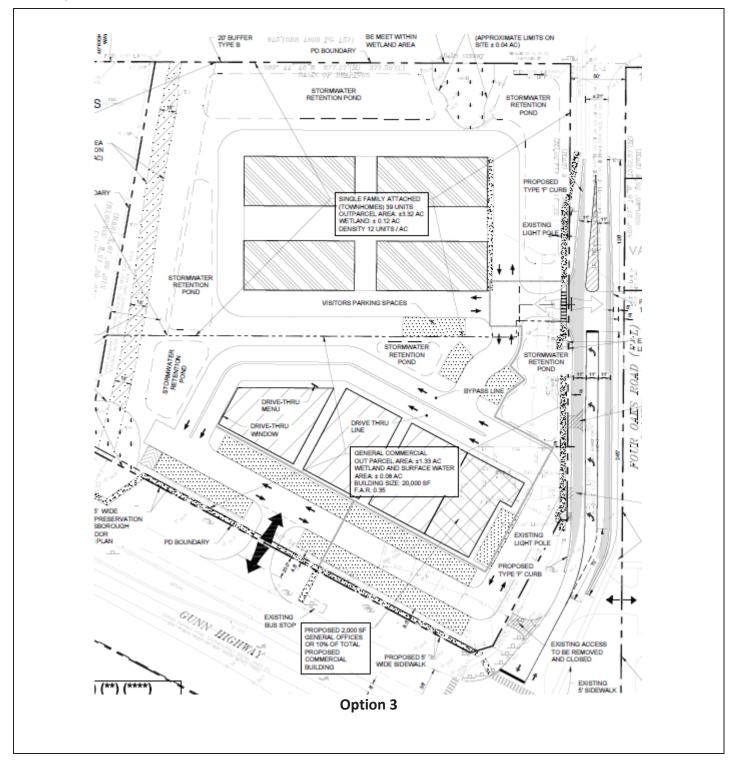
2.4 Proposed Site Plan (partial provided below for size and orientation purposes. See Section 8.0 for full site plan)



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# 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		
Four Oaks Blvd.	County Local - Rural	2 Lanes  ⊠Substandard Road  ⊠Sufficient ROW Width (for Urban Section)	□ Corridor Preservation Plan     □ Site Access Improvements     □ Substandard Road Improvements     □ Other		
Gunn Hwy.	County Arterial - Rural	4 Lanes  ☐ Substandard Road ☐ Sufficient ROW Width	□ Corridor Preservation Plan     □ Site Access Improvements     □ Substandard Road Improvements     □ Other		
	Choose an item.	Choose an item. Lanes  Substandard Road  Sufficient ROW Width	☐ Corridor Preservation Plan ☐ Site Access Improvements ☐ Substandard Road Improvements ☐ Other		
	Choose an item.	Choose an item. Lanes  □Substandard Road  □Sufficient ROW Width	☐ Corridor Preservation Plan ☐ Site Access Improvements ☐ Substandard Road Improvements ☐ Other		

Project Trip Generation (Option 1 – Worst-Case Scenario) □Not applicable for this request						
	Average Annual Daily Trips A.M. Peak Hour Trips P.M. Peak Hour Trips					
Existing	444	33	43			
Proposed	3,054 259 3		330			
Difference (+/-)	(+) 2,610	(+) 226	(+) 287			

<sup>\*</sup>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	Х	Vehicular & Pedestrian	None	Meets LDC
East	Х	Vehicular & Pedestrian	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				
Four Oaks Rd./ Substandard Road	Design Exception Requested	Approvable		
	Choose an item.	Choose an item.		
Notes:				

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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	☐ Yes	
Conservation & Environ. Lands Mgmt.	☐ Yes ⊠ No	☐ Yes ☐ No	☐ Yes	
Check if Applicable:	☐ Potable W	/ater Wellfield Pro	tection Area	
oxtimes Wetlands/Other Surface Waters	☐ Significan	t Wildlife Habitat		
$\square$ Use of Environmentally Sensitive Land	☐ Coastal Hi	igh Hazard Area		
Credit	☐ Urban/Su	burban/Rural Scen	ic Corridor	
	☐ Adjacent	to ELAPP property		
☐ Surface Water Resource Protection Area	_	viation Authority (1		
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	⊠ Yes	☐ Yes	☐ Yes	
□Rural □ City of Temple Terrace	□ No	⊠ No	⊠ No	
Hillsborough County School BoardAdequate⋈ K-5⋈ 6-8⋈ 9-12⋈ N/AInadequate⋈ K-5⋈ 6-8⋈ 9-12⋈ N/A	⊠ Yes □ No	□ Yes ⊠ No	□ Yes ⊠ No	
Retail - Shopping Center (Per 1,000 s.f.) Mobility: \$13,562.00 Fire: \$313.00  Bank w/Drive Thru (Per 1,000 s.f.) (Per 1,000 s.f.) Retail - Fast Food w/W (Per 1,000 s.f.) (Per 1,000 s.f.)	Mini-Ware (Per 1,000 0 Mobility: \$ Fire: \$32.0 Drive Thru To	house Office s.f.) (Per 1,000 725.00 Mobility: \$	s.f.) 8,336.00 00	nt)
Mobility: \$20,610.00 Mobility: \$104,494.00  Fire: \$313.00 Fire: \$313.00  Urban Mobility, Northwest Fire - Option 1) 12,500	0 M P So Fi o sf daycare & 30	lobility: \$6,661 arks: \$1,957 chool: \$7,027 re: \$249 0,000 sf Gen Comm;	Option 2) 101,(	
16,000 sf Gen Comm & 2,000 sf Fast Food w/DT & 2,000 sf Office; Option 3) 39 SF Attached (Townhouse) & 16,000 sf Gen Comm				

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Comprehensive Plan:	Comments Received	Findings	Conditions Requested	Additional Information/Comments
Planning Commission				
☐ Meets Locational Criteria ☐ N/A	⊠ Yes	☐ Inconsistent	⊠ Yes	
☐ Locational Criteria Waiver Requested	□No	⊠ Consistent	□ No	
☐ Minimum Density Met ☐ N/A				

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#### 5.0 IMPLEMENTATION RECOMMENDATIONS

### **5.1 Compatibility**

The site is located at the northwest corner of the Gunn Highway (a 4-8 lane divided arterial roadway) and Four Oaks Road signalized intersection. Single-family residential zoning is present to the west, north and partially to the east. Property to the west, while zoned RSC-9, is a 1.7 acre property owned by Tampa Bay Water and developed with a public production well. Properties to the north are zoned RSC-9 and developed with single-family homes. A 40 foot wide, heavily vegetated unimproved right-of-way separates the subject site from the adjacent neighborhood. Homes are oriented to the west and east and not towards the subject site. Two parcels to the east are zoned RSC-9, while the remaining portion of the property to the east is commercial. One of the parcels is undeveloped. The other parcel is developed with a single-family home, which is oriented westward towards the northeast portion of the subject site. The home is located approximately 75 feet from the subject site.

Under Option 1, the proposed childcare center will be located in the northern portion of the project. The use will be required to comply with LDC Section 6.11.24 which requires play areas located within 100 feet of a residential district to hours limited to 8:00am – 7:00pm and for play areas to be fenced. A 20 foot wide buffer with Type B screening will be provided along the northern PD boundary (which is more intense than the required 10 foot wide buffer and Type A screening). At the proposed maximum height (36 feet), the 2:1 building setback will require a 42 foot setback. While the proposed rear yard setback (40 feet) is 2 feet less, the increased screening provided on the PD boundary and the unimproved ROW, which is heavily vegetated, restricts visibility. Additionally, the distance between the closest homes and the childcare building will be approximately 80 feet. Single-family to the northeast is separated from the site by Four Oaks Road (a 50 foot wide ROW). The distance between the building and residential structure will be approximately 80 feet. The Four Oaks Road access point aligns with the commercial property to the east and will not be directly west in front of the single-family residential.

Under Option 2, a mini-warehouse and professional services building will be located within the northern area. A maximum height of 43 feet/3-stories is proposed. The building will be located a minimum of 66 feet from the northern PD boundary (complying with the 2:1 additional setback) and a 20' buffer with Type B screening will be provided. With the intervening unimproved ROW, the distance between the building and homes to the north will be approximately 100 feet. The building will be located a minimum of 66 feet from the eastern PD boundary as well. While not required, this eastern setback meets the 2:1 setback requirement for buildings over 20 feet in height. Enhanced building design is required which will provide architectural features and foundation landscaping. Access from/to Four Oaks Road will align with the commercial to the east and not directly across the street from the eastern residential.

Under Option 3, the northern area will be developed with single-family attached units (townhomes) at a rear yard setback of 52 feet. This setback exceeds the 2:1 setback for buildings over 20 feet in height by 16 feet. Stormwater ponds located along the northern and eastern PD boundaries will internalize the units. Building heights are limited 36 feet, which is comparable to the maximum building height in the RSC-9 zoning district. A more intense buffer and screening (20 foot wide buffer with Type B screening) than required is proposed along the northern PD boundary, in addition to the 40 foot wide unimproved ROW. The proposed setback will provide approximately 100 feet between the townhomes and residential buildings to the north. To the east, the proposed setback of 52 feet and the 50 foot wide ROW provides over 100 feet from the building to the property line of the eastern residential. The townhome access point is located across from the adjacent commercial zoning, rather than from the adjacent residential.

#### 5.2 Recommendation

Approvable, subject to proposed conditions.

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#### **6.0 PROPOSED CONDITIONS**

Requirements for Certification:

- 1. Option 1 in the Development Use Matrix to remove the 60' setback for the child care center to the south.
- 2. Option 1 in the Development Use Matrix to remove the 40' setback for the commercial uses to the north.
- 3. Option 2 in the Development Use Matrix to remove the 66' setback for the mini-warehouse to the south.
- 4. Option 2 in the Development Use Matrix to remove the 66' setback for the commercial to the north.
- 5. Option 3 in the Development Use Matrix to remove the 60' setback for the townhomes to the south.
- 6. Option 3 in the Development Use Matrix to remove the 52' setback for the commercial/office to the north.
- Childcare use to be revised from 160 to 145 children on all sheets in the Development Use Matrix.

**Approval** - Approval of the request, subject to the conditions listed below, is based on the general site plan submitted August 1, 2023.

- 1. Development shall be limited to one of the three following options:
  - 1.1 Option 1 (no bonus): 12,500 sf Child Care center (145 children) and 30,000 sf of limited Commercial General (CG) zoning district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities. Uses shall be prohibited/restricted under Land Development Code Part 3.05.00 (Wellhead and Surface Water Resource Protection).

The following CG zoning district uses shall be prohibited:

- Private and charter schools
- Banquet/Reception halls
- Motor vehicle repair (neighborhood, minor and major)
- Free standing ER and Hospitals
- Rental and leasing, light equipment
- Sales, rental and service of new and use domestic vehicles, farm and garden equipment, private pleasure crafts and hobby vehicles
- Sales, rental and service of RVs
- Wholesale Distribution/Trade
- Ambulance Services
- Recyclable Material Recovery Facilities
- 1.2 Option 2 (intensity bonus vertical integration): 101,000 sf Mini-Warehouse uses, 9,900 sf of limited Commercial General (CG) zoning district uses, of which a maximum of 2,000 sf may be Eating Establishments with Drive-up Facilities, and 10,100 sf of Professional Service uses. Uses shall be prohibited/restricted under Land Development Code Part 3.05.00 (Wellhead and Surface Water Resource Protection). In order to meet the requirement for two vertically integrated uses (per Comprehensive Plan Policy 19.3 Incentives for Mixed Use), one building shall provide the miniwarehouse and professional service uses as described below.

The following CG zoning district uses shall be prohibited:

- Private and charter schools
- Banquet/Reception halls
- Motor vehicle repair (neighborhood, minor and major)

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- Free standing ER and Hospitals
- Rental and leasing, light equipment
- Sales, rental and service of new and use domestic vehicles, farm and garden equipment, private pleasure crafts and hobby vehicles
- Sales, rental and service of RVs
- Wholesale Distribution/Trade
- Ambulance Services
- Recyclable Material Recovery Facilities
- 1.2.a Each preliminary or straight to construction site development plan shall provide internal drive and sidewalk stub outs to project boundaries to allow for vehicular and pedestrian connections when other portions of the overall project are developed.
- 1.2.b Until 10,100 sf of Professional Service uses has received construction or straight to construction plan approval, remaining uses shall not exceed 38,815 sf (0.35 FAR).
- 1.3 Option 3 (density bonus horizontal integration): 18,000 sf of limited Commercial General (CG) zoning district uses, of which a maximum of 2,000 sf may be Eating Establishments with Drive-up Facilities, 2,000 sf of Professional Service uses, and 39 single-family attached (townhome) units. Uses shall be prohibited/restricted under Land Development Code Part 3.05.00 (Wellhead and Surface Water Resource Protection). In order to meet the requirement for three horizontally integrated uses (per Comprehensive Plan Policy 19.3 Incentives for Mixed Use), the project shall contain, residential uses, limited CG zoning district uses, and professional service uses as described below.

The following CG zoning district uses shall be prohibited:

- Private and charter schools
- Banquet/Reception halls
- Motor vehicle repair (neighborhood, minor and major)
- Free standing ER and Hospitals
- Rental and leasing, light equipment
- Sales, rental and service of new and use domestic vehicles, farm and garden equipment, private pleasure crafts and hobby vehicles
- Sales, rental and service of RVs
- Wholesale Distribution/Trade
- Ambulance Services
- Recyclable Material Recovery Facilities
- 1.3.a Each preliminary or straight to construction site development plan shall provide internal drive and sidewalk stub outs to project boundaries to allow for vehicular and pedestrian connections when other portions of the overall project are developed.
- 13.b The number of permitted townhomes shall not exceed 9 units per acre (29 townhome units) until 100% of the Professional Service square footage (2,000 sf), and a minimum of 10% of the maximum limited CG zoning district uses (1,800 sf) has received construction or straight to construction plan approval, or is concurrent with a construction or straight-to construction plan including the townhome use.
- 2. The following shall apply to Option 1 (no bonus):
  - 2.1 Uses, buildings, parking areas, and stormwater ponds shall be developed where generally depicted on

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the general site plan. Internal circulation shall be developed as generally depicted on the general site plan. Notwithstanding the general site plan, building locations shall be in accordance with condition 2.2.

- 2.2 Buildings shall maintain a minimum setback of 60 feet from the southern PD boundary and 40 feet from the northern PD boundary. The commercial buildings shall maintain a minimum 40 foot setback from the eastern PD boundary and a minimum 85 foot setback from the western PD boundary. The Child Care center shall maintain a minimum 10 feet setback from the eastern PD boundary and minimum 140 foot setback from the western PD boundary.
- 2.3 The maximum building height for all uses shall be 36 feet. An additional 2 foot setback for every 1 foot of building height over 20 feet is not required.
- A 20 foot wide buffer with Type B screening shall be provided along the northern PD boundary (exclusive of wetlands). No northern PD boundary screening shall be required within the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which have a slope greater than 4:1 shall not be permitted within the buffer.
- 2.5 A 10 foot wide buffer with Type A screening shall be provided along the western PD boundary where the Child Care center abuts folio 19115.0200. This buffer and screening shall be located on the east side of the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which have a slope greater than 4:1 shall not be permitted within the buffer.
- 2.6 The Child Care center shall be developed in compliance with LDC Section 6.11.24 (Child Care Center).
- 2.7 Eating Establishments with Drive-up Facilities shall be developed in compliance with LDC Section 6.11.35.B.
- 3. The following shall apply to Option 2 (intensity bonus):
  - 3.1 Uses, buildings, parking areas, and stormwater ponds shall be developed where generally depicted on the general site plan. Internal circulation shall be developed as generally depicted on the general site plan. Notwithstanding the general site plan, building locations shall be in accordance with condition 3.2.
  - 3.2 Buildings shall maintain a minimum setback of 60 feet from the southern PD boundary and 66 feet from the northern PD boundary. The commercial buildings shall maintain a minimum setback of 70 feet from the western PD boundary and minimum setback of 40 feet from the eastern PD boundary. The Mini-Warehouse/Professional Services building shall maintain a minimum setback of 66 from the western PD boundary and a minimum setback of 60 feet from the eastern PD boundary.
  - 3.3 The maximum building height for the commercial buildings shall be 36 feet. The maximum building height for the Mini-Warehouse/Professional Services building shall be 43 feet. No additional 2:1 setback shall be required.
  - 3.4 A 20 foot wide buffer with Type B screening shall be provided along the northern PD boundary (exclusive of wetlands). No northern PD boundary screening shall be required within the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which have a slope greater than 4:1 shall not be permitted within the buffer.

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3.5 The mini-warehouse/professional services building shall provide foundation landscaping along the full length of the facades, excluding entrances around the building. The foundation landscaping shall be placed between the sidewalk/drive area/parking area and the façade. The foundation landscaping shall be provided in planters or planting beds which extends a minimum of 18 inches from the facades. Landscaping shall include shrubs and/or ornamental trees approved by Natural Resources staff. Additionally, two or more the following shall be provided on all facades, unless otherwise noted:

- 3.5.a Pilasters to provide vertical interruptions of the facades. Pilasters shall project no less than five feet from the façade, be provided at intervals of at least 50 feet and extend from the bottom to the top of the building.
- 3.5.b Split faced block on the bottom floor to differentiate the first floor from the second and/or third floors.
- 3.5.c Use of two differing paint colors to provide horizontal interruptions of the facades. One of the colors shall be provided from the bottom to the top of at least one story.
- 3.5.d Parapet at the corner of the building to vary the roof line. The facades which face Gunn Highway and Four Oaks Road shall provide the corner location. The parapet shall be a minimum of three feet in height.
- 3.5.e Use of faux or real windows on the facades for one or more floors. Windows shall comprise at least 25% of the façade area. Windows may be enhanced with shutters. Alternatively, use of windows on the primary corner of the building for two or more floors may be provided. The primary corner shall be identified as the portion of the building containing the customer walkin entrance of the mini-warehouse use.
- 3.6 Eating Establishments with Drive-up Facilities shall be developed in compliance with LDC Section 6.11.35.B.
- 4. The following shall apply to Option 3 (density bonus):
  - 4.1 Uses, buildings, parking areas, and stormwater ponds shall be developed where generally depicted on the general site plan. Internal circulation shall be developed as generally depicted on the general site plan. Notwithstanding the general site plan, building locations shall be in accordance with condition 4.2.
  - 4.2 Commercial and office buildings shall maintain a minimum setback of 60 feet from the southern PD boundary, minimum setback of 60 feet from the western PD boundary and minimum setback of 30 feet from the eastern PD boundary. The townhomes shall maintain a minimum setback of 52 feet from the northern PD boundary, minimum setback of 52 feet from the western PD boundary and minimum setback of 52 feet from the eastern PD boundary.
  - 4.3 The maximum building height for the commercial building shall be 36 feet. The maximum building height for the townhomes shall be 36 feet. No additional 2:1 setback shall be required.
  - 4.4 A 20 foot wide buffer with Type B screening shall be provided along the northern PD boundary (exclusive of wetlands). No northern PD boundary screening shall be required within the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which have a slope greater than 4:1 shall not be permitted within the buffer.
  - 4.5 A 20 foot wide buffer with Type B screening shall be provided along the western PD boundary (exclusive of wetlands). This buffer and screening shall be located on the east side of the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which

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have a slope greater than 4:1 shall not be permitted within the buffer.

4.6 Eating Establishments with Drive-up Facilities shall be developed in compliance with LDC Section 6.11.35.B. The minimum order box distance shall not apply to residential uses within this Planned Development.

- 4.7 Land Development Code required buffering and screening between the townhome portion and commercial/office portion of the project shall be provided, exclusive of access ways, stormwater ponds and the 50 foot wide drainage easement along the western PD boundary.
- 4.8 Single-Family Attached (townhomes) shall comply with the following:

Minimum lot size: 600 sf Minimum lot width: 18 ft

Minimum front yard setback: 15 ft home / 20 ft garage

Minimum side yard setback: 2 ft (end units)

Minimum separation between buildings: 5 ft
Minimum rear yard setback: 10 ft
Maximum building height: 36 ft

- 5. The project shall be restricted to and served by one (1) right-in/right-out vehicular access to Gunn Hwy. and (1) full venular access to Four Oaks Rd. All other existing access connections shall be closed and sodded. Both project access connections shall be constructed with the initial increment of non-residential development.
- 6. Notwithstanding anything herein these conditions or on the PD site plan to the contrary, bicycle and pedestrian access may be permitted anywhere along the PD boundaries.
- 7. No buildings, parking, stormwater or other infrastructure shall be permitted within the County's easement (i.e. serving the drainage canal system), located on the western portion of the site and as more specifically described in the Official Records of Hillsborough County Book 1979 Pages 622-626. A detailed plot of the easement area shall be shown and labeled on all future plat/site/construction plan submittals.
- 8. Project entitlements shall be as follows:
  - a. Development Option 1:
    - Up to 30,000 s.f. of limited Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 10, hereinbelow; and,
    - ii. Up to 12,500 s.f. of Child Care Center uses with a maximum enrollment of 145 students.
  - b. Development Option 2:
    - i. Up to 9,900 s.f. of limited Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 10, hereinbelow; and,
    - ii. Up to 10,100 s.f. of Professional Service uses; and,
    - iii. Up to 101,000 s.f. of Mini-Warehouse uses.
  - c. Development Option 3:

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- i. Up to 18,000 s.f. of limited Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 10, hereinbelow; and,
- ii. Up to 2,000 s.f. of Professional Service uses; and,
- iii. Up to 39 Single-family Attached (Townhouse) dwelling units.
- 9. Any special or conditional use constructed within the project shall meet all applicable standards of Part 6.11.00 of the Hillsborough County Land Development Code, unless otherwise stated in these conditions.
- 10. The project shall be limited to the maximum CG entitlements specified in condition 8, hereinabove. Notwithstanding anything herein to the contrary, the maximum amount of that CG development shall be limited by certain restrictions placed on the allowable uses and the cumulative trip generation of all existing and proposed CG uses within the PD as further detailed below. This condition has the effect that, depending upon the amount and type of uses ultimately developed within the CG portion of the PD, the maximum CG entitlements above may not be constructible and/or could result in a property owner's inability to construct any development within a portion of the project. Each of the following shall apply:
  - a. The cumulative gross trip generation of the limited CG uses within the PD shall not exceed the following:
    - i. Development Option 1: 2,460 gross average daily trips, 155 gross a.m. peak hour trips and 228 gross p.m. peak hour trips.
    - ii. Development Option 2: 1,365 gross average daily trips, 108 gross a.m. peak hour trips and 132 gross p.m. peak hour trips.
    - iii. Development Option 3: 1,806 gross average daily trips, 127 gross a.m. peak hour trips and 175 gross p.m. peak hour trips.
  - b. The cumulative net new trip generation of the limited CG uses within the PD (when accounting for passby trips only) shall not exceed:
    - i. Development Option 1: 1,382 net new average daily trips, 84 net new a.m. peak hour trips, and 127 net new p.m. peak hour trips.
    - ii. Development Option 2: 725 net new average daily trips, 55 net new a.m. peak hour trips, and 70 net new p.m. peak hour trips.
    - iii. Development Option 3: 990 net new average daily trips, 67 net new a.m. peak hour trips, and 90 net new p.m. peak hour trips.
  - c. Concurrent with each increment of development, the developer shall provide a list of existing and previously approved uses on the site. The list shall contain data including gross floor area, type of use, date the use was approved by Hillsborough County, references to the site/subdivision Project Identification (PI) number (or if no PI number exists, a copy of the permit or other official reference number), calculations detailing the individual increment and cumulative project gross and net new trip generation impacts, and source for the data used to develop such estimates.
  - d. In calculating the trip generation impacts of existing and proposed development, sole authority to determine the appropriateness of certain ITE land use codes shall rest with the Administrator, who shall consult ITE

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land use code definitions, trip generation datasets and industry best practices to determine whether use of an individual land use code is appropriate. Trip generation impacts for all existing and proposed uses shall be calculated utilizing the latest available ITE Trip Generation Manual data when possible. At the request of staff, applicants may be required to conduct additional studies or research where a lack of accurate or appropriate data exists to determine appropriate trip generation rates for proposes of calculating whether proposed entitlements exceed the trip cap. Given the wide range of potential uses, and since the transportation analysis submitted for purposes of the zoning does not necessarily represent a worst-case scenario of potential trip generation impacts for any individual use or group of uses, the utilization of certain land use codes within the zoning level analysis shall have no bearing on the appropriateness of the codes ultimately chosen to study project impacts, including whether uses can ultimately be authorized consistent with the above trip caps.

- 11. Notwithstanding anything on the PD site plan to the contrary, internal drive-through window locations, drive-aisle locations, drive-aisle directional designs, and stripped/signed turn around areas shall be constructed in strict compliance with the PD site plan. At a minimum, raised concrete separators shall be constructed as shown on the PD site plan. Additional separators may be required at the time of site/construction plan review.
- 12. Notwithstanding anything on the PD site plan or herein these conditions to the contrary, internal drive-aisles shall comply with applicable TD-2 standards, be a minimum of 12 feet in width, and/or, unless otherwise approved by Hillsborough County Fire Rescue, be a minimum of 15 feet in width where such drive aisle serves to provide required fire circulation, whichever is greater (as applicable).
- 13. Notwithstanding anything on the PD site plan or herein these conditions to the contrary, parking shall comply with Section 6.05 of the LDC. Additionally, the developer shall be required to construct off-street loading spaces in accordance with LDC Sections 6.05.02.N. and O. The developer shall not be permitted to utilize the area designated as "Striped/Signed Area for Vehicle Turnarounds No Parking or Loading Permitted."
- 14. If on-site use/operations are determined by Hillsborough County to cause or contribute to the significant off-site queuing of vehicles onto Four Oaks Rd. or Gunn Hwy., the property owner shall be required (upon a written request by Hillsborough County) to propose corrective measure(s), which could include but shall not be limited to revised onsite operational plans, revised site design, and/or changes to the external roadway/driveway access. Such measures will be subject to the review and approval of Hillsborough County. In the event an agreement on suitable corrective measures cannot be reached, or measures fail to fully address the issue to the satisfaction of Hillsborough County, then the property owner shall propose some other method of elimination of the significant off-site safety and operational issue(s), which may include but shall not be limited to alternative use of the land consistent with approved zoning designations and/or alternative land use arrangements. Alternatively, the County may require closure of one of the project access connections and/or restrict project access to eliminate certain movements.
- 15. Consistent with the Hillsborough County Corridor Preservation Plan, the developer shall preserve up to +/- 4.5 feet of right-of-way along the project's Gunn Hwy. frontage, such that a minimum of +/- 70 feet is preserved north of the existing right-of-way centerline. Only those interim uses allowed by the Hillsborough County Land Development Code shall be permitted within the preserved right-of-way. The right-of-way preservation area shall be shown on all future site plans, and building setbacks shall be calculated from the future right-of-way line.
- 16. The developer shall construct a northbound to westbound left turn lane on Four Oaks Blvd. at the project entrance.

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- 17. Consistent with LDC Sec. 6.03.02.D., because the Four Oaks Ave. right-of-way is too small to install the required sidewalk, the developer shall dedicate and convey an easement (for public access and maintenance purposes) to Hillsborough County. Alternatively, at the developer's sole option, the developer may choose to dedicate and convey the underlying fee to the County.
- 18. The developer shall construct transit improvements in accordance with Sec. 6.03.09 of the LDC.
- 19. Construction access shall be limited to those locations shown on PD site plan which are also proposed vehicular access connections. The developer shall include a note in each site/construction plan submittal which indicates same.
- 20. If PD 22-0686 is approved, the County Engineer will approve a Design Exception (dated March 1, 2023 and last revised July 21, 2023) which was found approvable by the County Engineer (on August 13, 2023) for the Four Oaks Rd. substandard roadway improvements. As Four Oaks Rd. is a substandard local roadway, the developer will be required to make certain improvements to a portion of Four Oaks Rd. along their project frontage prior to concurrent with the initial increment of development, consistent with (and as more fully described by) the Design Exception. Specifically, the developer shall:
  - a. Widen/reconstruct the roadway as necessary to achieve/maintain 11-foot-wide lane widths;
  - b. Install Type F-curb along both sides of the roadway; and,
  - c. Ensure minimum 5-foot-wide separations are maintained on both sides of the roadway between the existing and to-be constructed sidewalks and the back of the Type-F curb.
- 21. Approval of this zoning petition by Hillsborough County does not constitute a guarantee that the Environmental Protection Commission of Hillsborough County (EPC) approvals/permits necessary for the development as proposed will be issued, does not itself serve to justify any impact to wetlands, and does not grant any implied or vested right to environmental approvals.
- 22. The construction and location of any proposed wetland impacts are not approved by this correspondence but shall be reviewed by EPC staff under separate application pursuant to the EPC Wetlands rule detailed in Chapter 1-11, Rules of the EPC, (Chapter 1-11) to determine whether such impacts are necessary to accomplish reasonable use of the subject property.
- 23. Prior to the issuance of any building or land alteration permits or other development, the approved wetland / other surface water (OSW) line must be incorporated into the site plan. The wetland/OSW line must appear on all site plans, labeled as "EPC Wetland Line", and the wetland must be labeled as "Wetland Conservation Area" pursuant to the Hillsborough County Land Development Code (LDC).
- 24. Final design of buildings, stormwater retention areas, and ingress/egresses are subject to change pending formal agency jurisdictional determinations of wetland and other surface water boundaries and approval by the appropriate regulatory agencies.
- 25. The developer shall be required to upgrade/improve the bus stop in coordination with HART.
- 26. In accordance with LDC Section 5.03.07.C, the certified PD general site plan shall expire for the internal transportation network and external access points, as well as for any conditions related to the internal transportation network and external access points, if site construction plans, or equivalent thereof, have not been approved for all or part of the subject Planned Development within 5 years of the effective date of the PD

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unless an extension is granted as provided in the LDC. Upon expiration, re-certification of the PD General Site Plan shall be required in accordance with provisions set forth in LDC Section 5.03.07.C.

27. If the notes and/or graphics on the site plan are in conflict with specific zoning conditions and/or the LDC regulations, the more restrictive regulation shall apply, unless specifically conditioned otherwise. References to development standards of the LDC in the above stated conditions shall be interpreted as the regulations in effect at the time of preliminary site plan/plat approval.

**Zoning Administrator Sign Off:** 

Mbn Aug 14 2023 14:14:45

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.

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#### 7.0 ADDITIONAL INFORMATION AND/OR GRAPHICS

#### PD Variation Requests:

Option 1: The applicant requests a PD Variation to LDC Section 6.06.00 to allow the required 10 foot wide buffer with Type A screening to be placed to the east of the 50' wide drainage easement that runs along the western PD boundary. While placement of the required screening (6' high fence, wall, plantings, or berm combination) within the drainage easement is not prohibited, it is not recommended and may subsequently be removed by the County, thereby providing no required screening.

Case Reviewer: Michelle Heinrich, AICP

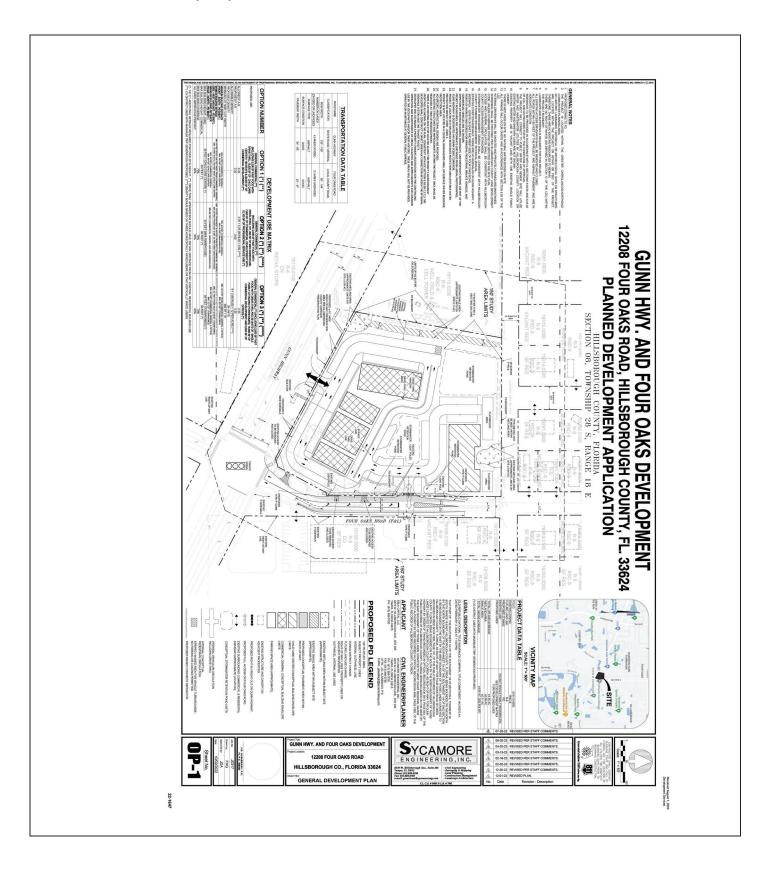
Option 3: The applicant requests a PD Variation to LDC Section 6.06.00 to all the required 20 foot wide buffer with Type B screening to be placed to the east of the 50' wide drainage easement that runs along the western PD boundary. While placement of the required screening (6' high fence, wall, plantings, or berm combination and 10' high evergreen shade trees on 20' centers) within the drainage easement is not prohibited, it is not recommended and may subsequently be removed by the County, thereby providing no required screening.

Staff has no objections to the PD Variation requests.

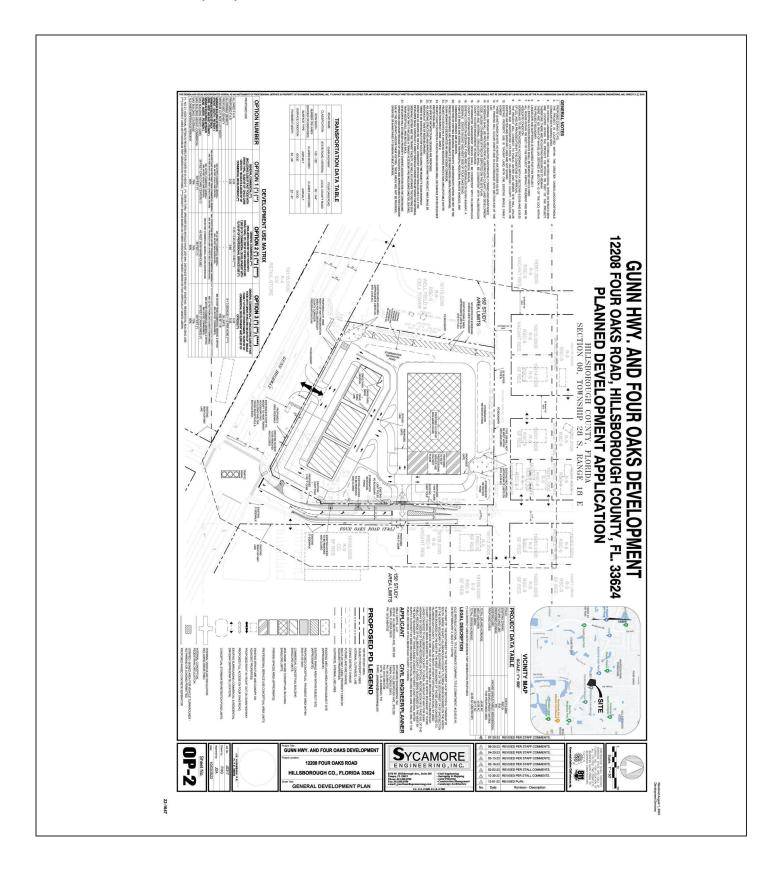
#### Intensity/Density Bonus Requests:

The applicant is requesting an intensity bonus in Option 2 and a density bonus in Option 3. No intensity/density bonus is requested under Option 1. Option 2 proposes the vertical integration of two uses to allow an additional 0.25 FAR on the site, which will result in a 0.60 FAR. Option 3 proposes the horizontal integration of three uses to allow a density increase from 9 units per acre to 12 units per acre for the residential portion of the project. Per Planning Commission staff, conditions are proposed to ensure the development of two or three uses.

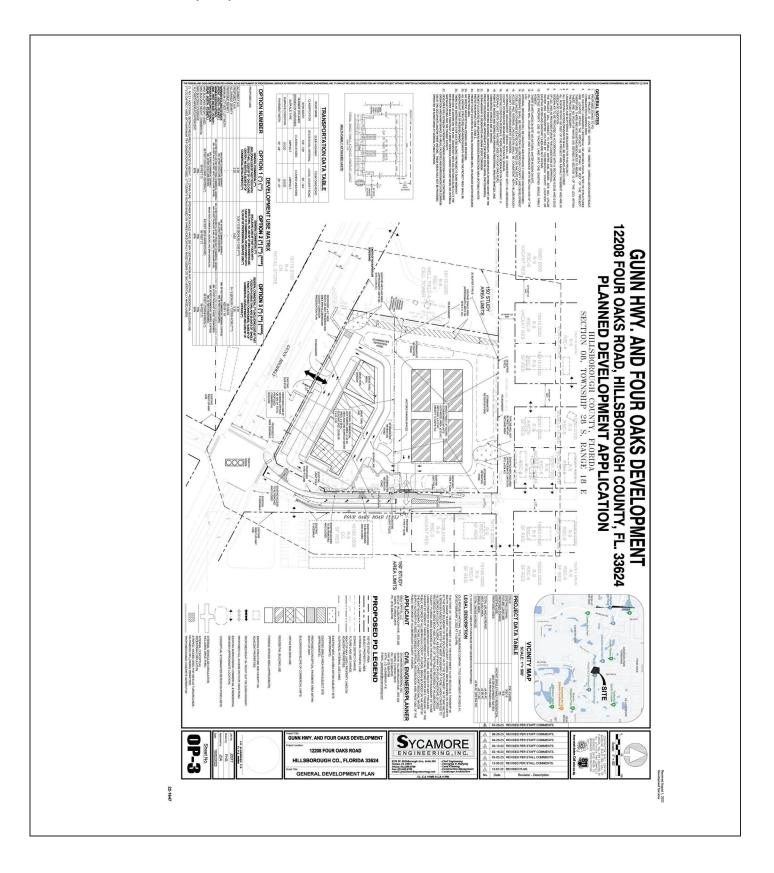
# 8.0 PROPOSED SITE PLAN (FULL)



# 8.0 PROPOSED SITE PLAN (FULL)



# 8.0 PROPOSED SITE PLAN (FULL)



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# 9.0 FULL TRANSPORTATION REPORT (see following pages)

### AGENCY REVIEW COMMENT SHEET

	TO: Zo	oning Technician, Development Services Departm	ent	DATE: 8/14/2023
	REVIE	EWER: James Ratliff, AICP, PTP	AGENCY/DEPT: Tran	sportation
	PLAN	NING AREA/SECTOR: GCN/ Northwest	PETITION NO: RZ	Z 22-1647
_				
		This agency has no comments.		
		This agency has no objection.		
2	X	This agency has no objection, subject to the listed	d or attached conditions.	
		This agency objects for the reasons set forth belo	w.	

## **CONDITIONS OF APPROVAL**

- 1. The project shall be restricted to and served by one (1) right-in/right-out vehicular access to Gunn Hwy. and (1) full venular access to Four Oaks Rd. All other existing access connections shall be closed and sodded. Both project access connections shall be constructed with the initial increment of non-residential development.
- 2. Notwithstanding anything herein these conditions or on the PD site plan to the contrary, bicycle and pedestrian access may be permitted anywhere along the PD boundaries.
- 3. No buildings, parking, stormwater or other infrastructure shall be permitted within the County's easement (i.e. serving the drainage canal system), located on the western portion of the site and as more specifically described in the Official Records of Hillsborough County Book 1979 Pages 622-626. A detailed plot of the easement area shall be shown and labeled on all future plat/site/construction plan submittals.
- 4. Project entitlements shall be as follows:
  - a. <u>Development Option 1:</u>
    - i. Up to 30,000 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 6, hereinbelow; and,
    - ii. Up to 12,500 s.f. of Child Care Center uses with a maximum enrollment of 145 students.

### b. <u>Development Option 2:</u>

- i. Up to 9,900 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 6, hereinbelow; and,
- ii. Up to 10,100 s.f. of Professional Service uses; and,
- iii. Up to 101,000 s.f. of Mini-Warehouse uses.

- c. <u>Development Option 3:</u>
  - i. Up to 18,000 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 6, hereinbelow; and,
  - ii. Up to 2,000 s.f. of Professional Service uses; and,
  - iii. Up to 39 Single-family Attached (Townhouse) dwelling units.
- 5. Any special or conditional use constructed within the project shall meet all applicable standards of Part 6.11.00 of the Hillsborough County Land Development Code.
- 6. The project shall be limited to the maximum CG entitlements specified in condition 4, hereinabove. Notwithstanding anything herein to the contrary, the maximum amount of that CG development shall be limited by certain restrictions placed on the allowable uses and the cumulative trip generation of all existing and proposed CG uses within the PD as further detailed below. This condition has the effect that, depending upon the amount and type of uses ultimately developed within the CG portion of the PD, the maximum CG entitlements above may not be constructible and/or could result in a property owner's inability to construct any development within a portion of the project. Each of the following shall apply:
  - a. The cumulative gross trip generation of the CG uses within the PD shall not exceed the following:
    - i. <u>Development Option 1</u>: 2,460 gross average daily trips, 155 gross a.m. peak hour trips and 228 gross p.m. peak hour trips.
    - ii. <u>Development Option 2</u>: 1,365 gross average daily trips, 108 gross a.m. peak hour trips and 132 gross p.m. peak hour trips.
    - iii. <u>Development Option 3</u>: 1,806 gross average daily trips, 127 gross a.m. peak hour trips and 175 gross p.m. peak hour trips.
  - b. The cumulative net new trip generation of the CG uses within the PD (when accounting for pass-by trips only) shall not exceed:
    - i. <u>Development Option 1</u>: 1,382 net new average daily trips, 84 net new a.m. peak hour trips, and 127 net new p.m. peak hour trips.
    - ii. <u>Development Option 2</u>: 725 net new average daily trips, 55 net new a.m. peak hour trips, and 70 net new p.m. peak hour trips.
    - iii. <u>Development Option 3</u>: 990 net new average daily trips, 67 net new a.m. peak hour trips, and 90 net new p.m. peak hour trips.
  - c. Concurrent with each increment of development, the developer shall provide a list of existing and previously approved uses on the site. The list shall contain data including gross floor area, type of use, date the use was approved by Hillsborough County, references to the site/subdivision Project Identification (PI) number (or if no PI number exists, a copy of the permit or other official reference number), calculations detailing the individual increment and cumulative project gross and net new trip generation impacts, and source for the data used to develop such estimates.
  - d. In calculating the trip generation impacts of existing and proposed development, sole authority to determine the appropriateness of certain ITE land use codes shall rest with

the Administrator, who shall consult ITE land use code definitions, trip generation datasets and industry best practices to determine whether use of an individual land use code is appropriate. Trip generation impacts for all existing and proposed uses shall be calculated utilizing the latest available ITE Trip Generation Manual data when possible. At the request of staff, applicants may be required to conduct additional studies or research where a lack of accurate or appropriate data exists to determine appropriate trip generation rates for proposes of calculating whether proposed entitlements exceed the trip cap. Given the wide range of potential uses, and since the transportation analysis submitted for purposes of the zoning does not necessarily represent a worst-case scenario of potential trip generation impacts for any individual use or group of uses, the utilization of certain land use codes within the zoning level analysis shall have no bearing on the appropriateness of the codes ultimately chosen to study project impacts, including whether uses can ultimately be authorized consistent with the above trip caps.

- 7. Notwithstanding anything on the PD site plan to the contrary, internal drive-through window locations, drive-aisle locations, drive-aisle directional designs, and stripped/signed turn around areas shall be constructed in strict compliance with the PD site plan. At a minimum, raised concrete separators shall be constructed as shown on the PD site plan. Additional separators may be required at the time of site/construction plan review.
- 8. Notwithstanding anything on the PD site plan or herein these conditions to the contrary, internal drive-aisles shall comply with applicable TD-2 standards, be a minimum of 12 feet in width, and/or, unless otherwise approved by Hillsborough County Fire Rescue, be a minimum of 15 feet in width where such drive aisle serves to provide required fire circulation, whichever is greater (as applicable).
- 9. Notwithstanding anything on the PD site plan or herein these conditions to the contrary, parking shall comply with Section 6.05 of the LDC. Additionally, the developer shall be required to construct off-street loading spaces in accordance with LDC Sections 6.05.02.N. and O. The developer shall not be permitted to utilize the area designated as "Striped/Signed Area for Vehicle Turnarounds No Parking or Loading Permitted."
- 10. If on-site use/operations are determined by Hillsborough County to cause or contribute to the significant off-site queuing of vehicles onto Four Oaks Rd. or Gunn Hwy., the property owner shall be required (upon a written request by Hillsborough County) to propose corrective measure(s), which could include but shall not be limited to revised onsite operational plans, revised site design, and/or changes to the external roadway/driveway access. Such measures will be subject to the review and approval of Hillsborough County. In the event an agreement on suitable corrective measures cannot be reached, or measures fail to fully address the issue to the satisfaction of Hillsborough County, then the property owner shall propose some other method of elimination of the significant off-site safety and operational issue(s), which may include but shall not be limited to alternative use of the land consistent with approved zoning designations and/or alternative land use arrangements. Alternatively, the County may require closure of one of the project access connections and/or restrict project access to eliminate certain movements.
- 11. Consistent with the Hillsborough County Corridor Preservation Plan, the developer shall preserve up to +/- 4.5 feet of right-of-way along the project's Gunn Hwy. frontage, such that a minimum of +/- 70 feet is preserved north of the existing right-of-way centerline. Only those interim uses allowed by the Hillsborough County Land Development Code shall be permitted within the preserved right-of-way. The right-of-way preservation area shall be shown on all future site plans, and building setbacks shall be calculated from the future right-of-way line.
- 12. The developer shall construct a northbound to westbound left turn lane on Four Oaks Blvd. at the project entrance.

- 13. Consistent with LDC Sec. 6.03.02.D., because the Four Oaks Ave. right-of-way is too small to install the required sidewalk, the developer shall dedicate and convey an easement (for public access and maintenance purposes) to Hillsborough County. Alternatively, at the developer's sole option, the developer may choose to dedicate and convey the underlying fee to the County.
- 14. The developer shall construct transit improvements in accordance with Sec. 6.03.09 of the LDC.
- 15. Construction access shall be limited to those locations shown on PD site plan which are also proposed vehicular access connections. The developer shall include a note in each site/construction plan submittal which indicates same.
- 16. If PD 22-0686 is approved, the County Engineer will approve a Design Exception (dated March 1, 2023 and last revised July 21, 2023) which was found approvable by the County Engineer (on August 13, 2023) for the Four Oaks Rd. substandard roadway improvements. As Four Oaks Rd. is a substandard local roadway, the developer will be required to make certain improvements to a portion of Four Oaks Rd. along their project frontage prior to concurrent with the initial increment of development, consistent with (and as more fully described by) the Design Exception. Specifically, the developer shall:
  - a. Widen/reconstruct the roadway as necessary to achieve/maintain 11-foot-wide lane widths;
  - b. Install Type F-curb along both sides of the roadway; and,
  - c. Ensure minimum 5-foot-wide separations are maintained on both sides of the roadway between the existing and to-be constructed sidewalks and the back of the Type-F curb.

#### PROJECT SUMMARY AND ANALYSIS

The applicant is requesting to rezone a +/- 4.65 ac. parcel from Residential Single-Family Conventional – 9 (RSC-9) to Planned Development (PD). The applicant is seeking entitlements for three development options. Option 1 permits up to 30,000 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions and up to 12,500 s.f. of Child Care Center uses with a maximum enrollment of 145 students. Option 2 permits up to 9,900 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions, up to 10,100 s.f. of Professional Service uses, and up to 101,000 s.f. of Mini-Warehouse uses. Option 3 permits up to 18,000 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions, up to 2,000 s.f. of Professional Service uses, and up to 39 Single-family Attached (Townhouse) dwelling units.

As required by the Development Review Procedures Manual (DRPM), the applicant submitted a trip generation and site access analysis which examined each proposed development scenario. Staff did not scrutinize commercial land use code usage, since the applicant is proposing a trip generation cap on those CG uses. Staff will determine the appropriate code at the time of site/construction plan review, which the applicant will then utilize to ensure cumulative development does not exceed the values studied and presented in the applicant's trip generation analysis.

Utilizing data from the applicant's study and the Institute of Transportation Engineer's <u>Trip Generation Manual</u>, 11<sup>th</sup> Edition, and based upon a generalized worst-case scenario of the subject site and utilizing Option 1 (which is the highest trip generating option of the three development options proposed), staff has prepared a comparison of the trip generation potential at project buildout under the existing and proposed zoning designations.

Existing Use:

Land Use/Size	24 Hour Two-Way	Total Peak	hour Trips
	Volume	AM	PM
RSC-9, 41 Single Family Detached Dwelling Units (ITE LUC 210)	444	33	43

Proposed Use (Option 1 – Worst Case Scenario):

Land Use/Size	24 Hour Two-Way Volume	Total Peak Hour Trips	
		AM	PM
PD, Commercial General Uses Subject to Trip Cap (Per Applicant's Analysis)	2,460	155	228
PD, 145 Student Child Care Center Use (ITE LUC 565)	594	104	102
Subtotal:	3,054	259	330

Trip Generation Difference:

Land Use/Size	24 Hour Two-Way Volume	Total Peak Hour Trips	
2010 333,312		AM	PM
Difference	(+) 2,610	(+) 226	(+) 287

## TRANSPORTATION INFRASTRUCTURE SERVING THE SITE

Gunn Hwy. is a 4-lane, divided, publicly maintained, arterial roadway characterized by +/- 11-foot-wide lanes in average condition. Along the project's frontage, the roadway lies within a variable width right-of-way (between +/- 135 and +/- 150 feet in width). There are +/- 5-foot-wide sidewalks along portions of the north and south side of Gunn Hwy. the vicinity of the proposed project. There are +/- 5-foot-wide bicycle facilities (or paved shoulders) along Gunn Hwy. in the vicinity of the proposed project.

The segment of Gunn Hwy. along the project's frontage is identified on the Hillsborough County Corridor Preservation Plan as a future 6-lane roadway. There is no typical section standard for a 6-lane roadway within the Hillsborough County Transportation Technical Manual (TTM). The minimum right-of-way necessary to accommodate a 6-lane roadway is calculated by taking the minimum right-of-way of 110 feet for a 4-lane, urban collector roadway (TS-4 per the TTM) and adding an additional 22 feet for the additional two travel lanes (for a total of 132 feet required). There is an existing eastbound to southbound right turn lane on Gunn Highway opposite the proposed site. As such, the existing minimum right-of-way width of 135 feet is reduced by 11 feet to account for continuation of that turn lane in the future 6-lane condition. As such, there is 124 feet of right-of-way available for the future 6-lane roadway, with 132 feet required. As such, per the LDC one-half of the 8-foot discrepancy is required to be preserved by the applicant of the subject PD. Staff notes the applicant proposed a 4.5-foot-wide preservation, which may be due to a rounding or other error or the minimum right-of-way data presented. Regardless, staff's condition reflects the 4.5 preservation shown on the PD site plan.

Four Oaks Rd. is a 2-lane, undivided, publicly maintained, substandard, local roadway characterized by +/-18 to 32 feet of pavement in poor condition. Along the project's frontage, the roadway lies within a variable width right-of-way (between +/- 50 and +/- 144 feet in width). There are +/- 5-foot-wide sidewalks along

portions of the east and west side of Four Oaks Rd. in the vicinity of the proposed project. There are no bicycle facilities on Four Oaks Rd.

### SITE ACCESS, CONNECTIVITY AND CIRCULATION

### **Generally**

Vehicular access to site is being served by one (1) right-in/right-out driveway connection to Gunn Hwy. and one (1) full access connection to Four Oaks Rd. Internal project driveways are proposed to be ungated, which will help to ensure.

Auxiliary (turn) lanes are not warranted consistent with Section 6.04.04.D. of the LDC.

Cross access is not warranted consistent with Section 6.04.03.Q. of the LDC.

Staff had concerns about the project's northbound left turn lane on Four Oaks Rd. taking space from a southbound left which could be needed at the signalized Four Oaks Rd. and Gunn Hwy. intersection. The County Engineer reviewed the plans with the applicant's transportation consultant, and determined that a dedicated southbound left turn lane was difficult or impossible to construct given offset issues which would be created due to the geometry of the southern leg of the intersection, and that the areas to the north was largely built out/stable, and therefore, there is a reduced likelihood of additional significant traffic pressures being placed on this intersection in the future (i.e. that could push to such dedicated left turn being warranted).

## Site Circulation

Staff had (and to a certain extent continues to have) significant concerns regarding internal circulation within the site, particularly given the proposal to include uses which permit drive-through facilities (e.g. fast food restaurants with drive-through facilities). Staff worked with the applicant to come up with alternative land use and drive aisle arrangements which provide potentially longer and more efficient drive through queuing within the site, a critical feature of which is the installation of raised concrete separators which will help ensure continued availability of bypass lanes and circulation aisles within the site and minimize the likelihood that project traffic will back up into adjacent roadways. While the applicant appears confident that they can operate the revised site without negative impacts to adjacent roadways, staff continued to have concerns given a lack of information about the entities who will occupy the facility and the County's inability to restrict individual brands within the site (staff notes that, anecdotally, certain brands and types of uses can have far greater drive-through impacts than other similar uses). As such, has also proposed a condition which is designed to ensure that any significant and repetitious negative impacts which occur in the future to adjacent roadways are mitigated by the property owner.

### REQUESTED DESIGN EXCEPTION

Give that Four Oaks Rd. is a substandard local roadway, the applicant's Engineer of Record (EOR) submitted a Design Exception request (dated March 1, 2023 and last revised July 21, 2023) for Four Oaks Rd. to determine the specific improvements that would be required by the County Engineer. Based on factors presented in the Design Exception request, the County Engineer found the Design Exception request approvable (on August 13, 2023). The deviations from the Hillsborough County Transportation Technical Manual (TTM) TS-7 (for 2-lane Rural Local and Collector Roadways) include the following:

- The developer shall be able to utilize a 50-foot-wide right-of-way width in lieu of the 96-foot-wide right-of-way required per TTM TS-7;
- The developer shall be permitted to maintain/construct 11-foot-wide travel lanes in lieu of the 12-foot-wide lanes required per TTM TS-7;
- The developer shall be permitted to utilize F-type curbs in lieu of the 8-foot-wide stabilized shoulders of which 5-feet are paved as required per TS-7;

• The developer shall be permitted reduce the required separation between the sidewalk and the travel lane from the 29 feet required pursuant to TS-7 to a minimum of 5-feet on the east and west sides of Four Oaks Rd.).

The developer is required to construct certain improvements within each of two areas, consistent with the Design Exception. For purposes of the Design Exception, Segment BB is defined as the 120 feet of Four Oaks Rd. north of the proposed project access and continuing south for a distance of +/- 30 feet south of the southernmost point of tangency for the proposed Four Oaks Access, i.e. to the northern boundary of Segment CC, and Segment CC is defined as the portion of Four Oaks Rd. between the southern boundary of Segment BB and a point +/- 100-feet north of Gunn Hwy. Specifically:

- 1. Within Segment BB, the developer shall install transitional gore striping, add type F-curb along both sides of the roadway, and widen/reconstruct the roadway as necessary to maintain an 11-footwide lane width and minimum 5-foot-wide separation between the back of curb and sidewalk on both sides of the roadway.
- 2. Within Segment CC (and the southernmost portion of segment BB), the developer shall be required to construct a northbound to westbound left turn lane and widen the existing road to ensure all lanes have a width of 11-feet. The developer shall also be required to install F-type curbing along both sides of the roadway and maintain a minimum 5-foot-wide separation between the back of curb and sidewalk on both sides of the roadway.

### ROADWAY LEVEL OF SERVICE (LOS) INFORMATION

Level of Service (LOS) information for adjacent roadway section(s) is reported below. Four Oaks Rd. is not listed in the LOS report. As such, no information for this facility can be provided.

Roadway	From	То	LOS Standard	Peak Hour Directional LOS
Gunn Hwy.	Anderson/Lynn Turner	Casey Rd.	Е	С

Source: Hillsborough County 2020 Level of Service Report.

## Ratliff, James

From: Williams, Michael

**Sent:** Sunday, August 13, 2023 11:44 PM

To: Micahel Yates (myates@palmtraffic.com); Vicki Castro

Cc: tirados@hillboroughcounty.org; Heinrich, Michelle; Ratliff, James; PW-CEIntake; De Leon, Eleonor; JD

Alsabbagh (jalsabbagh@sycamoreeng.com)

**Subject:** FW: RZ PD 22-1647 - Design Exception Review

Attachments: 22-1647 DEReq 07-27-23.pdf; FW: RZ PD 22-1647 - Design Exception Review

### Michael/Vicki,

I have found the attached Design Exception (DE) for PD 22-1647 APPROVABLE.

Please note that it is you (or your client's) responsibility to follow-up with my administrative assistant, Eleonor De Leon (<u>DeLeonE@hillsboroughcounty.org</u> or 813-307-1707) after the BOCC approves the PD zoning or PD zoning modification related to below request. This is to obtain a signed copy of the DE/AV.

If the BOCC denies the PD zoning or PD zoning modification request, staff will request that you withdraw the AV/DE. In such instance, notwithstanding the above finding of approvability, if you fail to withdraw the request, I will deny the AV/DE (since the finding was predicated on a specific development program and site configuration which was not approved).

Once I have signed the document, it is your responsibility to submit the signed AV/DE(s) together with your initial plat/site/construction plan submittal. If the project is already in preliminary review, then you must submit the signed document before the review will be allowed to progress. Staff will require resubmittal of all plat/site/construction plan submittals that do not include the appropriate signed AV/DE documentation.

Lastly, please note that it is critical to ensure you copy all related correspondence to <u>PW-CEIntake@hillsboroughcounty.org</u>

Mike

#### Michael J. Williams, P.E.

Director, Development Review County Engineer

**Development Services Department** 

P: (813) 307-1851 M: (813) 614-2190

E: Williamsm@HillsboroughCounty.org

W: HCFLGov.net

### **Hillsborough County**

601 E. Kennedy Blvd., Tampa, FL 33602

Facebook | Twitter | YouTube | LinkedIn | HCFL Stay Safe

Please note: All correspondence to or from this office is subject to Florida's Public Records law.

From: Tirado, Sheida < Tirado S@hillsboroughcounty.org >

Sent: Saturday, August 12, 2023 7:41 PM

To: Williams, Michael < Williams M@Hillsborough County. ORG>

Subject: RE: RZ PD 22-1647 - Design Exception Review

Hello Mike,

The attached DE Was deemed approvable by you on 7/17, see the attached email, per some additional comments from James it was revised to clarify better the improvements and the attached is the most recent version.

Please include the following people in your email response:

vcastro@palmtraffic.com myates@palmtraffic.com jalsabbagh@sycamoreeng.com heinrichm@hillsboroughcounty.org ratliffja@hillsboroughcounty.org

Best Regards,

### Sheida L. Tirado, PE (she/her/hers)

**Transportation Review Manager**Development Services Department

P: (813) 276-8364

E: tirados@HCFLGov.net

W: HCFLGov.net

### **Hillsborough County**

601 E. Kennedy Blvd., Tampa, FL 33602

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Please note: All correspondence to or from this office is subject to Florida's Public Records law.



Revised July 21, 2023 Revised June 28, 2023 Revised May 31, 2023 March 01, 2023

Mr. Michael Williams, P.E.
Hillsborough County
Development Services Department
Development Review Director
County Engineer
601 East Kennedy Boulevard, 20th Floor
Tampa, Florida 33602

RE: 12208 Four Oaks Road (PD 22-1674)

Folio: 019113-0000

Design Exception – Four Oaks Road Palm Traffic Project No. T22104

Dear Mr. Williams:

The purpose of this letter is to provide justification for the design exception per Transportation Technical Manual (TTM) 1.7 to meet the requirements of the Hillsborough County Land Development Code (LDC) Section 6.04.03.L (existing facility) in association with the proposed worst case scenario development of a 2,000 square foot fast food restaurant with drive through, a 28,000 square foot retail building and a 12,500 square foot day care center located north of Gunn Highway and west of Four Oaks Road, as shown in Figure 1. This request is made based on our virtual meeting on January 13, 2023, with Hillsborough County staff.

The project proposes to have one (1) right-in/right-out access to Gunn Highway and one (1) full access to Four Oaks Road. Four Oaks Road is identified in the Hillsborough County Comprehensive Plan as a local roadway and was identified during our meeting as a substandard road. Four Oaks Road has a posted speed limit of 15 mph with approximately 319 PM peak hour trip ends (approximately 3,190 daily trip ends). Four Oaks Road currently has 11-foot travel lanes, a 5-foot sidewalk on both sides of the roadway within approximately 50 feet of right of way. No bike lanes currently exist on either side of Four Oaks Road.

The segment is broken into two parts, from the intersection of Gunn Highway north approximately 125 feet (shown in Section CC) and from where the left turn lane begins north to where the roadway transitions back to the existing roadway (shown in Section BB). The existing section to the north is shown in Section AA which currently has 10.5-foot travel lanes, and 5-foot sidewalks on both sides of the roadway. No modifications are proposed for this section.

This request is a design exception to the Hillsborough County Transportation Technical Manual for Four Oaks Road from Gunn Highway north to the beginning of the turn lane. For Section CC, the requested exceptions to the TS-7 typical section and the justification are as follows:

1. The existing ROW along Four Oaks Road is approximately 50 feet. The typical TS-7 section for a rural, two-lane undivided roadway requires a minimum of 96 feet of ROW with 12-foot lanes, 5-foot paved shoulder, open drainage, and a 5-foot sidewalk.

Mr. Michael Williams, P.E. July 21, 2023 Page 2

2. The request is to maintain the existing 11-foot travel lanes, open drainage and a 5-foot sidewalk on both sides of the road. Based on Table 3-20 of the Florida Green Book, 10-foot travel lanes and turn lanes are identified as acceptable.

The proposed typical section is shown in Figure 2 and the proposed improvements are shown in Figure 3.

For Section BB, the requested exceptions to the TS-4 typical section and the justification are as follows:

- 1. The typical TS-4 section for an urban, two-lane undivided roadway requires a minimum of 75 feet (additional 11 feet for the left turn lane) of ROW with 11-foot lanes, 7-foot buffered bike lane, 5-foot sidewalk, 5-foot grass strip and F type curb.
- 2. Section BB currently has 10-foot travel lanes in approximately 50 feet of right of way. The request is to provide 11-foot travel lanes and an 11-foot northbound left turn lane, a 5-foot sidewalk on both sides of the roadway, a 5-foot grass strip and F type curb. Due to ROW constraints, the sidewalk on the west side of Four Oaks Road will be placed outside of the current right of way along the project frontage. At time of construction permitting, an easement agreement of right of way dedication will be made to convey public rights to the sidewalk.

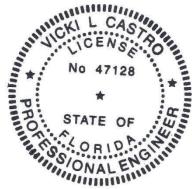
The proposed typical section is shown in Figure 2. Please do not hesitate to contact us if you have any questions or require any additional information.

Sincerely,

# Vicki L Castro

Vicki L Castro, P.E. Principal Digitally signed by Vicki L Castro

Date: 2023.07.21 11:08:00 -04'00'



> Michael J. Williams Hillsborough County Engineer

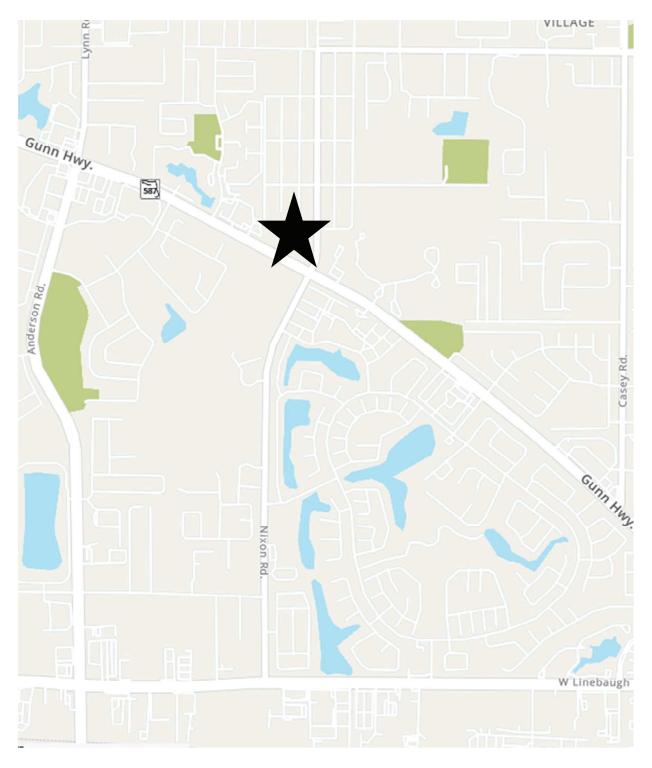
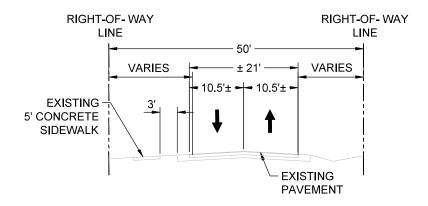
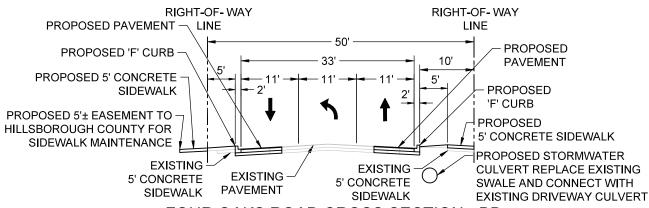


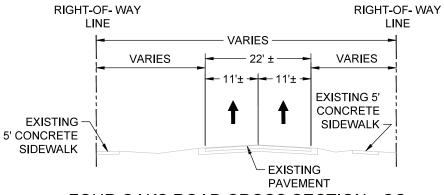
FIGURE 1. LOCATION MAP



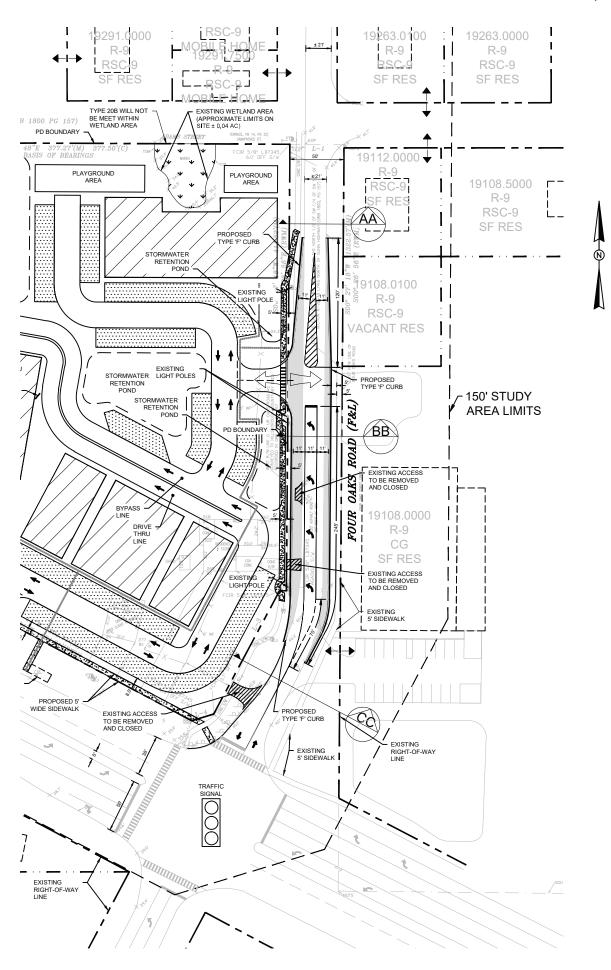
# FOUR OAKS ROAD CROSS SECTION - AA



# FOUR OAKS ROAD CROSS SECTION - BB

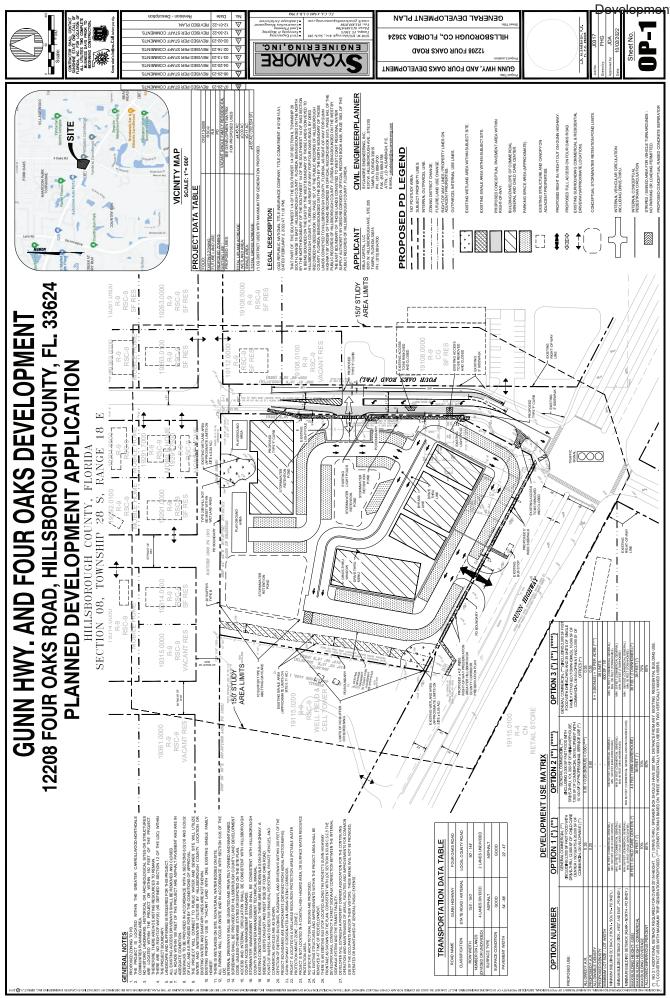


FOUR OAKS ROAD CROSS SECTION - CC



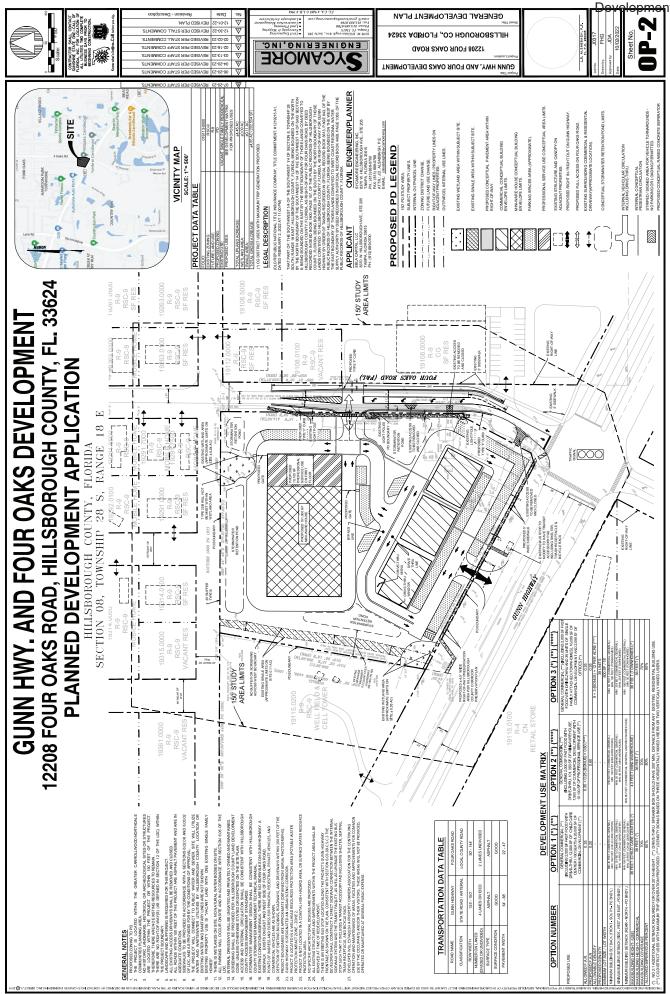
Received July 27, 2023

Devalopment Services



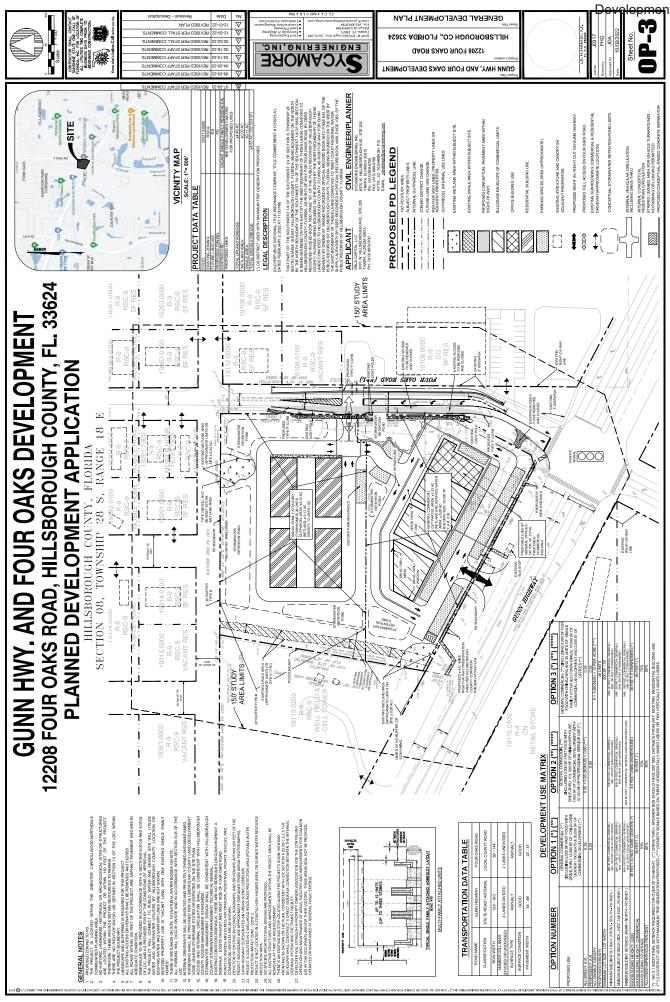
Received July 27, 2023

Development Services



Received July 27, 2023

Devalopment Services



# Transportation Comment Sheet

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

Adjoining Roadways (check if applicable)					
Road Name	Classification	<b>Current Conditions</b>	Select Future Improvements		
Four Oaks Blvd.	County Local - Rural	2 Lanes  ⊠Substandard Road  ⊠Sufficient ROW Width (for Urban Section)	<ul> <li>□ Corridor Preservation Plan</li> <li>⋈ Site Access Improvements</li> <li>⋈ Substandard Road Improvements</li> <li>□ Other</li> </ul>		
Gunn Hwy.	County Arterial - Rural	4 Lanes  ☐ Substandard Road ☐ Sufficient ROW Width	<ul><li>☑ Corridor Preservation Plan</li><li>☐ Site Access Improvements</li><li>☐ Substandard Road Improvements</li><li>☐ Other</li></ul>		
	Choose an item.	Choose an item. Lanes  ☐ Substandard Road ☐ Sufficient ROW Width	<ul> <li>□ Corridor Preservation Plan</li> <li>□ Site Access Improvements</li> <li>□ Substandard Road Improvements</li> <li>□ Other</li> </ul>		
	Choose an item.	Choose an item. Lanes  □Substandard Road  □Sufficient ROW Width	<ul><li>☐ Corridor Preservation Plan</li><li>☐ Site Access Improvements</li><li>☐ Substandard Road Improvements</li><li>☐ Other</li></ul>		

Project Trip Generation (Option 1 – Worst-Case Scenario) □ Not applicable for this request				
	Average Annual Daily Trips	A.M. Peak Hour Trips	P.M. Peak Hour Trips	
Existing	444	33	43	
Proposed	3,054	259	330	
Difference (+/-)	(+) 2,610	(+) 226	(+) 287	

<sup>\*</sup>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	Х	Vehicular & Pedestrian	None	Meets LDC
East	Х	Vehicular & Pedestrian	None	Meets LDC
West None None Meets LDC				
Notes:				

<b>Design Exception/Administrative Variance</b> □ Not applicable for this request			
Road Name/Nature of Request Type Finding			
Four Oaks Rd./ Substandard Road	Design Exception Requested	Approvable	
Choose an item. Choose an item.			
Notes:			

# Transportation Comment Sheet

4.0 Additional Site Information & Agency Comments Summary			
Transportation Objections Conditions Additional Requested Information/Com			Additional Information/Comments
<ul><li>☑ Design Exception/Adm. Variance Requested</li><li>☑ Off-Site Improvements Provided</li></ul>	☐ Yes ☐ N/A ⊠ No	⊠ Yes □ No	

# COUNTY OF HILLSBOROUGH LAND USE HEARING OFFICER'S RECOMMENDATION

Application number:	RZ-PD 22-1647
Hearing date:	August 21, 2023
Applicant:	Ebla Capital, LLC
Request:	Rezone to Planned Development
Location:	12208 Four Oaks Road, Tampa
Parcel size:	4.65 acres +/-
Existing zoning:	RSC-9
Future land use designation:	Res-9 (9 du/ga; 0.35 / 0.50 FAR)
Service area:	Urban Services Area
Community planning area:	Greater Carrollwood Northdale

# A. APPLICATION REVIEW

# DEVELOPMENT SERVICES STAFF REPORT APPLICATION REVIEW SUMMARY AND RECOMMENDATION

Rezoning Application: PD 22-1647

Zoning Hearing Master Date: August 21, 2023

**BOCC Land Use Meeting Date:** October 10, 2023



**Development Services Department** 

#### 1.0 APPLICATION SUMMARY

Applicant: Ebla Capital, LLC

FLU Category: RES-9

Service Area: Urban

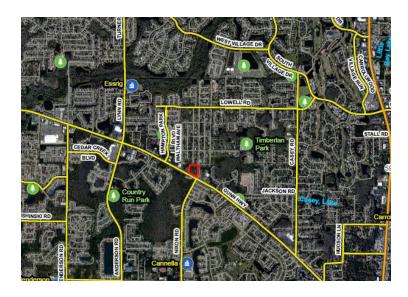
Site Acreage: 4.65 +/-

Community Plan Area: Greater Carrollwood

Northdale

Overlay: None

Request: Rezoning from RSC-9 to PD



# **Introduction Summary:**

The applicant seeks to rezone property zoned RSC-9 (Residential Single Family Conventional) to PD (Planned Development) to allow for three residential and non-residential development options. This application includes a density/intensity bonus request under Comprehensive Plan Policy 19.3 (Incentives for Mixed Use).

Zoning:	Existing	Proposed
District(s)	RSC-9	PD 22-1647 <b>(Option 1 – No Bonus)</b>
Typical General Use(s)	Single Family Residential	Child Care Center and limited CG Zoning District Uses
Acreage	4.65	4.65
Density/Intensity	4 units per acre	0.20 FAR
Mathematical Maximum*	18 single-family homes	12,500 sf Child Care Center (160 children) 30,000 limited CG Zoning District Uses 42,500 sf Total

<sup>\*</sup>number represents a pre-development approximation

Development Standards:	Existing	Proposed
District(s)	RSC-9	PD 22-1647 <b>(Option 1 – No Bonus)</b>
Lot Size / Lot Width	5,000 sf	n/a
Setbacks/Buffering and Screening	20' Minimum Front Yard 5' Minimum Side Yard 20' Minimum Rear Yard	60' Minimum – South (front) 85'-120' Minimum – West (side) 10'-40' Minimum – East (side) 40' Minimum – North (rear) 20/B Buffering/Screening – North (rear) 10/A Buffering/Screening – West (side)
Height	35′	36'

APPLICATION NUMBER: PD 22-1647

ZHM HEARING DATE: August 21, 2023

BOCC LUM MEETING DATE: October 10, 2023 Case Reviewer: Michelle Heinrich, AICP

Zoning:	Existing	Proposed
District(s)	RSC-9	PD 22-1647 (Option 2 –Intensity Bonus Requested)
Typical General Use(s)	Single Family Residential	Mini-Warehouse, limited CG Zoning District Uses, and Professional Service Uses
Acreage	4.65	4.65
Density/Intensity	4 units per acre	0.60 FAR
Mathematical Maximum*	18 single-family homes	101,000 sf Mini-Warehouse 9,900 limited CG Zoning District Uses <u>10,100 Professional Service Uses</u> 121,000 sf Total
Development Standards:	Existing	Proposed
District(s)	RSC-9	PD 22-1647 (Option 2 – Intensity Bonus Requested)
Lot Size / Lot Width	5,000 sf	n/a
Setbacks/Buffering and Screening	20' Minimum Front Yard 5' Minimum Side Yard 20' Minimum Rear Yard	60' Minimum – South (front) 66'-70' Minimum – West (side) 40'-60' Minimum – East (side) 66' Minimum – North (rear) 20/B Buffering/Screening – North (rear)
Height	35′	36' – 43'

Zoning:	Existing	Proposed
District(s)	RSC-9	PD 22-1647 (Option 3 –Density Bonus Requested)
Typical General Use(s)	Single Family Residential	Limited CG Zoning District Uses, Single-Family Attached (Townhomes) and Professional Service Uses
Acreage	4.65	4.65
Density/Intensity	4 units per acre	0.35 FAR & 12 units per acre
Mathematical Maximum*	18 single-family homes	18,000 limited CG Zoning District Uses  2,000 Professional Service Uses  20,000 sf Total Non-Residential  39 Single-Family Attached (Townhomes)
Development Standards:	Existing	Proposed
District(s)	RSC-9	PD 22-1647 (Option 3 –Density Bonus Requested)
Lot Size / Lot Width	5,000 sf	n/a

ZHM HEARING DATE: BOCC LUM MEETING DATE:	August 21, 2023 October 10, 2023	Case Reviewer: Michelle Heinrich, AICP
Setbacks/Buffering and Screening	20' Minimum Front Yard 5' Minimum Side Yard 20' Minimum Rear Yard	60' Minimum – South (front) 52'-100' Minimum – West (side) 30'-52' Minimum – East (side) 52' Minimum – North (rear) 20/B Buffering/Screening – West (side) and North (rear)  Residential Lots: 15' / 20' Minimum Front Yard 2' Minimum Side Yard (5' between buildings)
		10' Minimum Rear Yard

**APPLICATION NUMBER:** 

Height

PD 22-1647

Additional Information:	
PD Variation(s)	LDC Part 6.06.00 (Landscaping/Buffering) – Western
	buffer location
Waiver(s) to the Land Development Code	None requested as part of this application

36'

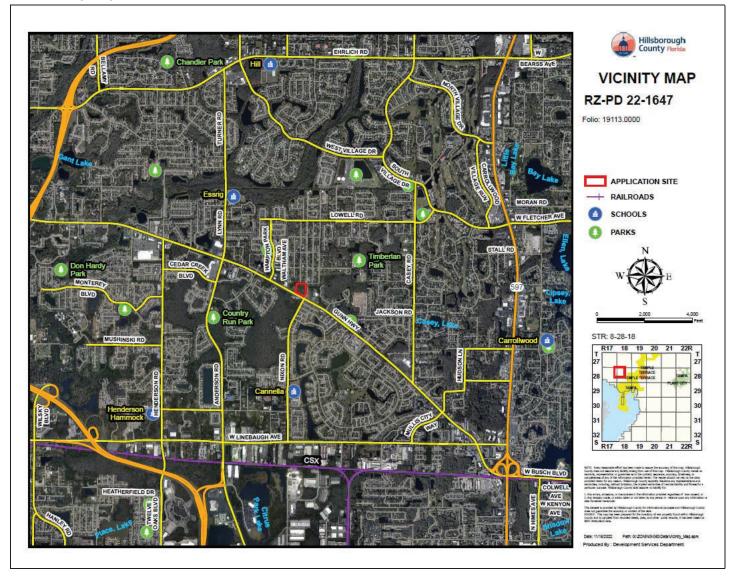
35'

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

Case Reviewer: Michelle Heinrich, AICP

#### 2.0 LAND USE MAP SET AND SUMMARY DATA

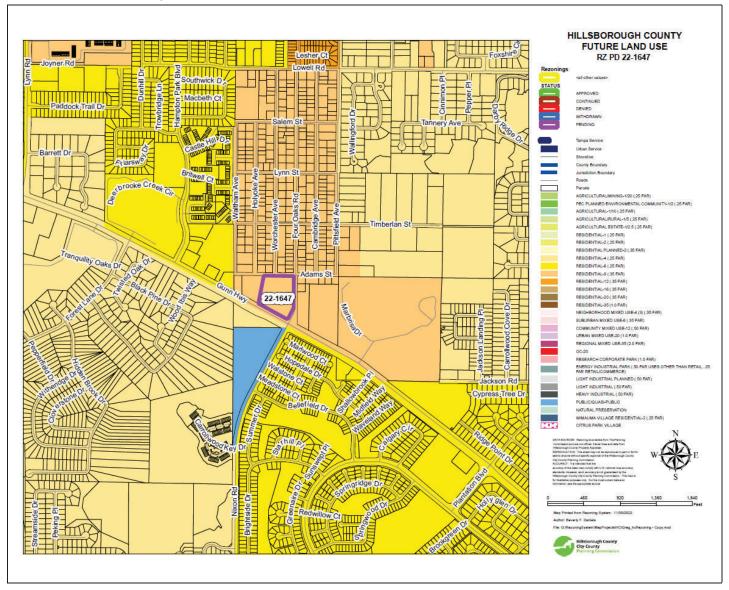
#### 2.1 Vicinity Map



## **Context of Surrounding Area:**

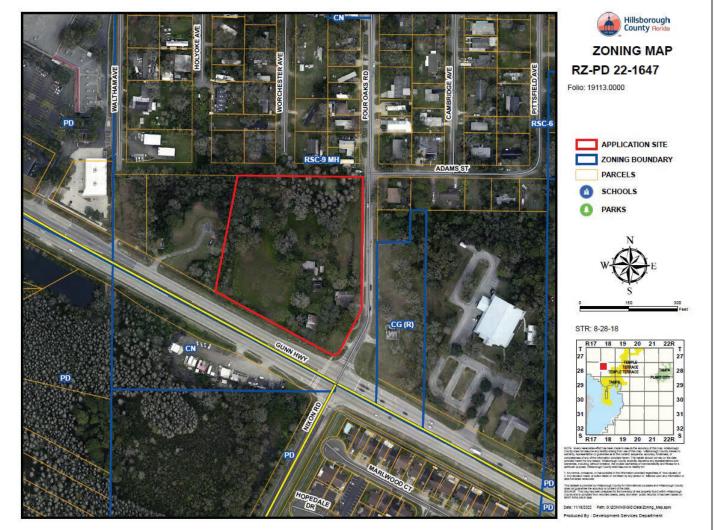
The site is located at the northwest corner of the Gunn Highway and Four Oaks Avenue intersection. Surrounding development includes both residential and non-residential uses. Commercial uses within the area permit a maximum intensity of .20-.25 FAR. The area consists of single-family detached, single-family attached and multi-family housing at densities of 4 units per acre, 6 units per acre and 9 units per acre.

#### 2.2 Future Land Use Map



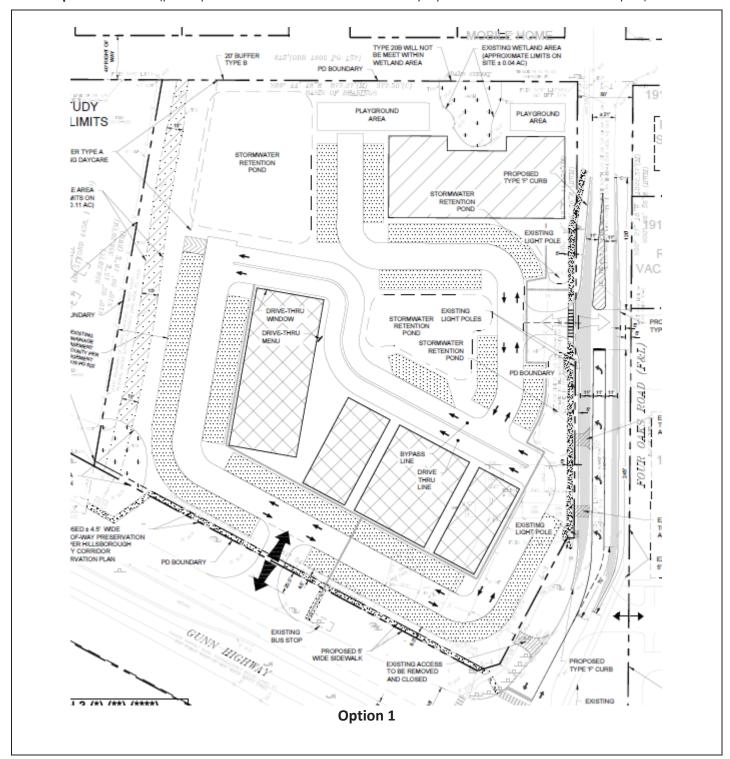
Subject Site Future Land Use Category:	RES-9
Maximum Density/F.A.R.:	9 units per acre 0.35 – 0.50 FAR
Typical Uses:	Residential, urban scale neighborhood commercial, office uses, multi- purpose projects and mixed use development.

# 2.3 Immediate Area Map

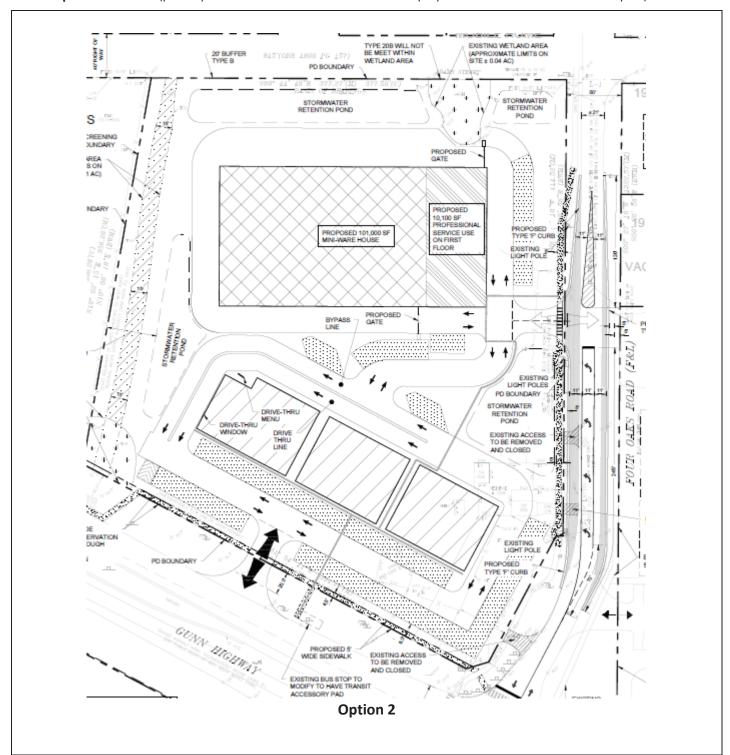


	Adjacent Zonings and Uses					
Location:	Zoning:	Maximum Density/F.A.R. Permitted by Zoning District:	Allowable Use:	Existing Use:		
North	RSC-9 (MH)	9 units per acre	Single-Family Residential	Single Family Residential Adams Street (unimproved 40' wide ROW)		
South	CN	.20 FAR	Commercial Neighborhood	Commercial		
East	RSC-9 (MH)	9 units per acre	Single-Family Residential	TBW Well Field and Cell Tower		
West	CG & RSC-9 (MH)	CG: 0.25 FAR RSC-9 (MH): 9 u/a	CN: Commercial Neighborhood RSC-9 (MH): Single- Family Residential	CN: Commercial RSC-9 (MH): Single-Family Residential		

2.4 Proposed Site Plan (partial provided below for size and orientation purposes. See Section 8.0 for full site plan)



2.4 Proposed Site Plan (partial provided below for size and orientation purposes. See Section 8.0 for full site plan)

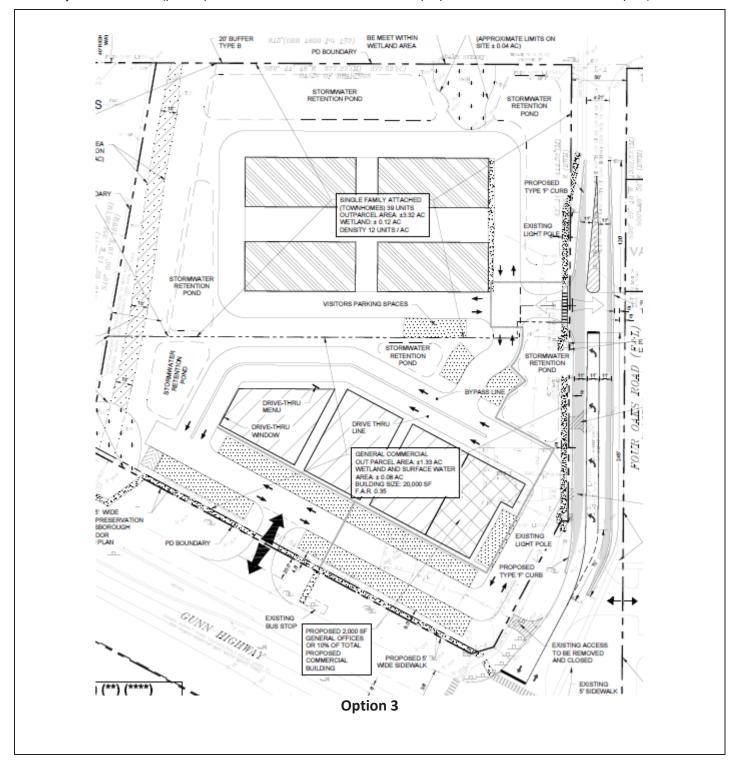


ZHM HEARING DATE: August 21, 2023 BOCC LUM MEETING DATE: October 10, 2023

Case Reviewer: Michelle Heinrich, AICP

#### 2.0 LAND USE MAP SET AND SUMMARY DATA

2.4 Proposed Site Plan (partial provided below for size and orientation purposes. See Section 8.0 for full site plan)



APPLICATION NUMBER: PD 22-1647
ZHM HEARING DATE: August 21, 2023

BOCC LUM MEETING DATE: October 10, 2023 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	
Four Oaks Blvd.	County Local - Rural  2 Lanes  Substandard Road  Sufficient ROW Width (for Urban Section)		☐ Corridor Preservation Plan ☐ Site Access Improvements ☐ Substandard Road Improvements ☐ Other	
Gunn Hwy.	County Arterial - Rural	4 Lanes  ☐ Substandard Road ☐ Sufficient ROW Width	□ Corridor Preservation Plan     □ Site Access Improvements     □ Substandard Road Improvements     □ Other	
	Choose an item.	Choose an item. Lanes  Substandard Road Sufficient ROW Width	☐ Corridor Preservation Plan ☐ Site Access Improvements ☐ Substandard Road Improvements ☐ Other	
	Choose an item.	Choose an item. Lanes  □Substandard Road  □Sufficient ROW Width	☐ Corridor Preservation Plan ☐ Site Access Improvements ☐ Substandard Road Improvements ☐ Other	

Project Trip Generation (Option 1 – Worst-Case Scenario) □Not applicable for this request			
	Average Annual Daily Trips A.M. Peak Hour Trips		P.M. Peak Hour Trips
Existing	444	33	43
Proposed	3,054	259	330
Difference (+/-)	(+) 2,610	(+) 226	(+) 287

<sup>\*</sup>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	Х	Vehicular & Pedestrian	None	Meets LDC
East	Х	Vehicular & Pedestrian	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		
Four Oaks Rd./ Substandard Road	Design Exception Requested	Approvable
	Choose an item.	Choose an item.
Notes:		

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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	☐ Yes ☒ No	⊠ Yes □ No	information, comments
Natural Resources	☐ Yes ⊠ No	☐ Yes	☐ Yes	
Conservation & Environ. Lands Mgmt.	☐ Yes ☒ No	☐ Yes	☐ Yes	
Check if Applicable:	☐ Potable V	Vater Wellfield Pro	tection Area	
	☐ Significan	t Wildlife Habitat		
☐ Use of Environmentally Sensitive Land	_	igh Hazard Area		
Credit		ıburban/Rural Scer	nic Corridor	
⋈ Wellhead Protection Area	•	to ELAPP property		
☐ Surface Water Resource Protection Area	•	viation Authority (2		ht and Flight Path)
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	N v · ·			
<ul><li>☑Urban</li><li>☐ City of Tampa</li><li>☐Rural</li><li>☐ City of Temple Terrace</li></ul>	⊠ 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 (Various use types allowed. Estimates are a sample of potential development)  Retail - Shopping Center Daycare Mini-Warehouse Office  (Per 1,000 s.f.) (Per 1,000 s.f.) (Per 1,000 s.f.) (Per 1,000 s.f.)  Mobility: \$13,562.00 Mobility: \$13,156.00 Mobility: \$725.00 Mobility: \$8,336.00  Fire: \$313.00 Fire: \$95.00 Fire: \$32.00 Fire: \$158.00  Bank w/Drive Thru Retail - Fast Food w/Drive Thru Townhouse  (Per 1,000 s.f.) (Per 1,000 s.f.) (est based on a 1,500sf 1-2 Story)  Mobility: \$20,610.00 Mobility: \$104,494.00 Mobility: \$6,661  Fire: \$313.00 Fire: \$313.00 Parks: \$1,957  School: \$7,027  Fire: \$249  Urban Mobility, Northwest Fire - Option 1) 12,500 sf daycare & 30,000 sf Gen Comm; Option 2) 101,000 sf mini-warehouse & 16,000 sf Gen Comm & 2,000 sf Fast Food w/DT & 2,000 sf Office; Option 3) 39 SF Attached (Townhouse) & 16,000 sf Gen Comm			000 sf mini-warehouse &	
16,000 sf Gen Comm & 2,000 sf Fast Food w/DT & 2,000 sf Fast Food w/DT & 2,000 sf Office	2,000 sf Office	e; Option 3) 39 SF Att	ached (Townho	ouse) & 16,000 sf Gen Comm

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Comprehensive Plan:	Comments Received	Findings	Conditions Requested	Additional Information/Comments
Planning Commission				
	⊠ Yes	☐ Inconsistent	⊠ Yes	
☐ Locational Criteria Waiver Requested	□ No		□ No	
☐ Minimum Density Met ☐ N/A				

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#### 5.0 IMPLEMENTATION RECOMMENDATIONS

#### **5.1 Compatibility**

The site is located at the northwest corner of the Gunn Highway (a 4-8 lane divided arterial roadway) and Four Oaks Road signalized intersection. Single-family residential zoning is present to the west, north and partially to the east. Property to the west, while zoned RSC-9, is a 1.7 acre property owned by Tampa Bay Water and developed with a public production well. Properties to the north are zoned RSC-9 and developed with single-family homes. A 40 foot wide, heavily vegetated unimproved right-of-way separates the subject site from the adjacent neighborhood. Homes are oriented to the west and east and not towards the subject site. Two parcels to the east are zoned RSC-9, while the remaining portion of the property to the east is commercial. One of the parcels is undeveloped. The other parcel is developed with a single-family home, which is oriented westward towards the northeast portion of the subject site. The home is located approximately 75 feet from the subject site.

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Under Option 1, the proposed childcare center will be located in the northern portion of the project. The use will be required to comply with LDC Section 6.11.24 which requires play areas located within 100 feet of a residential district to hours limited to 8:00am – 7:00pm and for play areas to be fenced. A 20 foot wide buffer with Type B screening will be provided along the northern PD boundary (which is more intense than the required 10 foot wide buffer and Type A screening). At the proposed maximum height (36 feet), the 2:1 building setback will require a 42 foot setback. While the proposed rear yard setback (40 feet) is 2 feet less, the increased screening provided on the PD boundary and the unimproved ROW, which is heavily vegetated, restricts visibility. Additionally, the distance between the closest homes and the childcare building will be approximately 80 feet. Single-family to the northeast is separated from the site by Four Oaks Road (a 50 foot wide ROW). The distance between the building and residential structure will be approximately 80 feet. The Four Oaks Road access point aligns with the commercial property to the east and will not be directly west in front of the single-family residential.

Under Option 2, a mini-warehouse and professional services building will be located within the northern area. A maximum height of 43 feet/3-stories is proposed. The building will be located a minimum of 66 feet from the northern PD boundary (complying with the 2:1 additional setback) and a 20' buffer with Type B screening will be provided. With the intervening unimproved ROW, the distance between the building and homes to the north will be approximately 100 feet. The building will be located a minimum of 66 feet from the eastern PD boundary as well. While not required, this eastern setback meets the 2:1 setback requirement for buildings over 20 feet in height. Enhanced building design is required which will provide architectural features and foundation landscaping. Access from/to Four Oaks Road will align with the commercial to the east and not directly across the street from the eastern residential.

Under Option 3, the northern area will be developed with single-family attached units (townhomes) at a rear yard setback of 52 feet. This setback exceeds the 2:1 setback for buildings over 20 feet in height by 16 feet. Stormwater ponds located along the northern and eastern PD boundaries will internalize the units. Building heights are limited 36 feet, which is comparable to the maximum building height in the RSC-9 zoning district. A more intense buffer and screening (20 foot wide buffer with Type B screening) than required is proposed along the northern PD boundary, in addition to the 40 foot wide unimproved ROW. The proposed setback will provide approximately 100 feet between the townhomes and residential buildings to the north. To the east, the proposed setback of 52 feet and the 50 foot wide ROW provides over 100 feet from the building to the property line of the eastern residential. The townhome access point is located across from the adjacent commercial zoning, rather than from the adjacent residential.

#### 5.2 Recommendation

Approvable, subject to proposed conditions.

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#### **6.0 PROPOSED CONDITIONS**

Requirements for Certification:

- 1. Option 1 in the Development Use Matrix to remove the 60' setback for the child care center to the south.
- 2. Option 1 in the Development Use Matrix to remove the 40' setback for the commercial uses to the north.
- 3. Option 2 in the Development Use Matrix to remove the 66' setback for the mini-warehouse to the south.
- 4. Option 2 in the Development Use Matrix to remove the 66' setback for the commercial to the north.
- 5. Option 3 in the Development Use Matrix to remove the 60' setback for the townhomes to the south.
- 6. Option 3 in the Development Use Matrix to remove the 52' setback for the commercial/office to the north.
- Childcare use to be revised from 160 to 145 children on all sheets in the Development Use Matrix.

**Approval** - Approval of the request, subject to the conditions listed below, is based on the general site plan submitted August 1, 2023.

- 1. Development shall be limited to one of the three following options:
  - Option 1 (no bonus): 12,500 sf Child Care center (145 children) and 30,000 sf of limited Commercial General (CG) zoning district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities. Uses shall be prohibited/restricted under Land Development Code Part 3.05.00 (Wellhead and Surface Water Resource Protection).

The following CG zoning district uses shall be prohibited:

- Private and charter schools
- Banquet/Reception halls
- Motor vehicle repair (neighborhood, minor and major)
- Free standing ER and Hospitals
- Rental and leasing, light equipment
- Sales, rental and service of new and use domestic vehicles, farm and garden equipment, private pleasure crafts and hobby vehicles
- Sales, rental and service of RVs
- Wholesale Distribution/Trade
- Ambulance Services
- Recyclable Material Recovery Facilities
- 1.2 Option 2 (intensity bonus vertical integration): 101,000 sf Mini-Warehouse uses, 9,900 sf of limited Commercial General (CG) zoning district uses, of which a maximum of 2,000 sf may be Eating Establishments with Drive-up Facilities, and 10,100 sf of Professional Service uses. Uses shall be prohibited/restricted under Land Development Code Part 3.05.00 (Wellhead and Surface Water Resource Protection). In order to meet the requirement for two vertically integrated uses (per Comprehensive Plan Policy 19.3 Incentives for Mixed Use), one building shall provide the miniwarehouse and professional service uses as described below.

The following CG zoning district uses shall be prohibited:

- Private and charter schools
- Banquet/Reception halls
- Motor vehicle repair (neighborhood, minor and major)

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- Free standing ER and Hospitals
- Rental and leasing, light equipment
- Sales, rental and service of new and use domestic vehicles, farm and garden equipment, private pleasure crafts and hobby vehicles
- Sales, rental and service of RVs
- Wholesale Distribution/Trade
- Ambulance Services
- Recyclable Material Recovery Facilities
- 1.2.a Each preliminary or straight to construction site development plan shall provide internal drive and sidewalk stub outs to project boundaries to allow for vehicular and pedestrian connections when other portions of the overall project are developed.
- 1.2.b Until 10,100 sf of Professional Service uses has received construction or straight to construction plan approval, remaining uses shall not exceed 38,815 sf (0.35 FAR).
- 1.3 Option 3 (density bonus horizontal integration): 18,000 sf of limited Commercial General (CG) zoning district uses, of which a maximum of 2,000 sf may be Eating Establishments with Drive-up Facilities, 2,000 sf of Professional Service uses, and 39 single-family attached (townhome) units. Uses shall be prohibited/restricted under Land Development Code Part 3.05.00 (Wellhead and Surface Water Resource Protection). In order to meet the requirement for three horizontally integrated uses (per Comprehensive Plan Policy 19.3 Incentives for Mixed Use), the project shall contain, residential uses, limited CG zoning district uses, and professional service uses as described below.

The following CG zoning district uses shall be prohibited:

- Private and charter schools
- Banquet/Reception halls
- Motor vehicle repair (neighborhood, minor and major)
- Free standing ER and Hospitals
- Rental and leasing, light equipment
- Sales, rental and service of new and use domestic vehicles, farm and garden equipment, private pleasure crafts and hobby vehicles
- Sales, rental and service of RVs
- Wholesale Distribution/Trade
- Ambulance Services
- Recyclable Material Recovery Facilities
- 1.3.a Each preliminary or straight to construction site development plan shall provide internal drive and sidewalk stub outs to project boundaries to allow for vehicular and pedestrian connections when other portions of the overall project are developed.
- 13.b The number of permitted townhomes shall not exceed 9 units per acre (29 townhome units) until 100% of the Professional Service square footage (2,000 sf), and a minimum of 10% of the maximum limited CG zoning district uses (1,800 sf) has received construction or straight to construction plan approval, or is concurrent with a construction or straight-to construction plan including the townhome use.
- 2. The following shall apply to Option 1 (no bonus):
  - 2.1 Uses, buildings, parking areas, and stormwater ponds shall be developed where generally depicted on

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the general site plan. Internal circulation shall be developed as generally depicted on the general site plan. Notwithstanding the general site plan, building locations shall be in accordance with condition 2.2.

- 2.2 Buildings shall maintain a minimum setback of 60 feet from the southern PD boundary and 40 feet from the northern PD boundary. The commercial buildings shall maintain a minimum 40 foot setback from the eastern PD boundary and a minimum 85 foot setback from the western PD boundary. The Child Care center shall maintain a minimum 10 feet setback from the eastern PD boundary and minimum 140 foot setback from the western PD boundary.
- 2.3 The maximum building height for all uses shall be 36 feet. An additional 2 foot setback for every 1 foot of building height over 20 feet is not required.
- 2.4 A 20 foot wide buffer with Type B screening shall be provided along the northern PD boundary (exclusive of wetlands). No northern PD boundary screening shall be required within the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which have a slope greater than 4:1 shall not be permitted within the buffer.
- 2.5 A 10 foot wide buffer with Type A screening shall be provided along the western PD boundary where the Child Care center abuts folio 19115.0200. This buffer and screening shall be located on the east side of the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which have a slope greater than 4:1 shall not be permitted within the buffer.
- 2.6 The Child Care center shall be developed in compliance with LDC Section 6.11.24 (Child Care Center).
- 2.7 Eating Establishments with Drive-up Facilities shall be developed in compliance with LDC Section 6.11.35.B.
- 3. The following shall apply to Option 2 (intensity bonus):
  - 3.1 Uses, buildings, parking areas, and stormwater ponds shall be developed where generally depicted on the general site plan. Internal circulation shall be developed as generally depicted on the general site plan. Notwithstanding the general site plan, building locations shall be in accordance with condition 3.2.
  - 3.2 Buildings shall maintain a minimum setback of 60 feet from the southern PD boundary and 66 feet from the northern PD boundary. The commercial buildings shall maintain a minimum setback of 70 feet from the western PD boundary and minimum setback of 40 feet from the eastern PD boundary. The Mini-Warehouse/Professional Services building shall maintain a minimum setback of 66 from the western PD boundary and a minimum setback of 60 feet from the eastern PD boundary.
  - 3.3 The maximum building height for the commercial buildings shall be 36 feet. The maximum building height for the Mini-Warehouse/Professional Services building shall be 43 feet. No additional 2:1 setback shall be required.
  - 3.4 A 20 foot wide buffer with Type B screening shall be provided along the northern PD boundary (exclusive of wetlands). No northern PD boundary screening shall be required within the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which have a slope greater than 4:1 shall not be permitted within the buffer.

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3.5 The mini-warehouse/professional services building shall provide foundation landscaping along the full length of the facades, excluding entrances around the building. The foundation landscaping shall be placed between the sidewalk/drive area/parking area and the façade. The foundation landscaping shall be provided in planters or planting beds which extends a minimum of 18 inches from the facades. Landscaping shall include shrubs and/or ornamental trees approved by Natural Resources staff. Additionally, two or more the following shall be provided on all facades, unless otherwise noted:

- 3.5.a Pilasters to provide vertical interruptions of the facades. Pilasters shall project no less than five feet from the façade, be provided at intervals of at least 50 feet and extend from the bottom to the top of the building.
- 3.5.b Split faced block on the bottom floor to differentiate the first floor from the second and/or third floors.
- 3.5.c Use of two differing paint colors to provide horizontal interruptions of the facades. One of the colors shall be provided from the bottom to the top of at least one story.
- 3.5.d Parapet at the corner of the building to vary the roof line. The facades which face Gunn Highway and Four Oaks Road shall provide the corner location. The parapet shall be a minimum of three feet in height.
- 3.5.e Use of faux or real windows on the facades for one or more floors. Windows shall comprise at least 25% of the façade area. Windows may be enhanced with shutters. Alternatively, use of windows on the primary corner of the building for two or more floors may be provided. The primary corner shall be identified as the portion of the building containing the customer walkin entrance of the mini-warehouse use.
- 3.6 Eating Establishments with Drive-up Facilities shall be developed in compliance with LDC Section 6.11.35.B.
- 4. The following shall apply to Option 3 (density bonus):
  - 4.1 Uses, buildings, parking areas, and stormwater ponds shall be developed where generally depicted on the general site plan. Internal circulation shall be developed as generally depicted on the general site plan. Notwithstanding the general site plan, building locations shall be in accordance with condition 4.2.
  - 4.2 Commercial and office buildings shall maintain a minimum setback of 60 feet from the southern PD boundary, minimum setback of 60 feet from the western PD boundary and minimum setback of 30 feet from the eastern PD boundary. The townhomes shall maintain a minimum setback of 52 feet from the northern PD boundary, minimum setback of 52 feet from the western PD boundary and minimum setback of 52 feet from the eastern PD boundary.
  - 4.3 The maximum building height for the commercial building shall be 36 feet. The maximum building height for the townhomes shall be 36 feet. No additional 2:1 setback shall be required.
  - 4.4 A 20 foot wide buffer with Type B screening shall be provided along the northern PD boundary (exclusive of wetlands). No northern PD boundary screening shall be required within the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which have a slope greater than 4:1 shall not be permitted within the buffer.
  - 4.5 A 20 foot wide buffer with Type B screening shall be provided along the western PD boundary (exclusive of wetlands). This buffer and screening shall be located on the east side of the County drainage easement along the western PD boundary. Stormwater ponds, or portions of stormwater ponds, which

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have a slope greater than 4:1 shall not be permitted within the buffer.

4.6 Eating Establishments with Drive-up Facilities shall be developed in compliance with LDC Section 6.11.35.B. The minimum order box distance shall not apply to residential uses within this Planned Development.

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- 4.7 Land Development Code required buffering and screening between the townhome portion and commercial/office portion of the project shall be provided, exclusive of access ways, stormwater ponds and the 50 foot wide drainage easement along the western PD boundary.
- 4.8 Single-Family Attached (townhomes) shall comply with the following:

Minimum lot size: 600 sf Minimum lot width: 18 ft

Minimum front yard setback: 15 ft home / 20 ft garage

Minimum side yard setback: 2 ft (end units)

Minimum separation between buildings: 5 ft
Minimum rear yard setback: 10 ft
Maximum building height: 36 ft

- 5. The project shall be restricted to and served by one (1) right-in/right-out vehicular access to Gunn Hwy. and (1) full venular access to Four Oaks Rd. All other existing access connections shall be closed and sodded. Both project access connections shall be constructed with the initial increment of non-residential development.
- 6. Notwithstanding anything herein these conditions or on the PD site plan to the contrary, bicycle and pedestrian access may be permitted anywhere along the PD boundaries.
- 7. No buildings, parking, stormwater or other infrastructure shall be permitted within the County's easement (i.e. serving the drainage canal system), located on the western portion of the site and as more specifically described in the Official Records of Hillsborough County Book 1979 Pages 622-626. A detailed plot of the easement area shall be shown and labeled on all future plat/site/construction plan submittals.
- 8. Project entitlements shall be as follows:
  - a. Development Option 1:
    - Up to 30,000 s.f. of limited Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 10, hereinbelow; and,
    - ii. Up to 12,500 s.f. of Child Care Center uses with a maximum enrollment of 145 students.
  - b. Development Option 2:
    - i. Up to 9,900 s.f. of limited Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 10, hereinbelow; and,
    - ii. Up to 10,100 s.f. of Professional Service uses; and,
    - iii. Up to 101,000 s.f. of Mini-Warehouse uses.
  - c. Development Option 3:

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i. Up to 18,000 s.f. of limited Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 10, hereinbelow; and,

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- ii. Up to 2,000 s.f. of Professional Service uses; and,
- iii. Up to 39 Single-family Attached (Townhouse) dwelling units.
- 9. Any special or conditional use constructed within the project shall meet all applicable standards of Part 6.11.00 of the Hillsborough County Land Development Code, unless otherwise stated in these conditions.
- 10. The project shall be limited to the maximum CG entitlements specified in condition 8, hereinabove. Notwithstanding anything herein to the contrary, the maximum amount of that CG development shall be limited by certain restrictions placed on the allowable uses and the cumulative trip generation of all existing and proposed CG uses within the PD as further detailed below. This condition has the effect that, depending upon the amount and type of uses ultimately developed within the CG portion of the PD, the maximum CG entitlements above may not be constructible and/or could result in a property owner's inability to construct any development within a portion of the project. Each of the following shall apply:
  - a. The cumulative gross trip generation of the limited CG uses within the PD shall not exceed the following:
    - i. Development Option 1: 2,460 gross average daily trips, 155 gross a.m. peak hour trips and 228 gross p.m. peak hour trips.
    - ii. Development Option 2: 1,365 gross average daily trips, 108 gross a.m. peak hour trips and 132 gross p.m. peak hour trips.
    - iii. Development Option 3: 1,806 gross average daily trips, 127 gross a.m. peak hour trips and 175 gross p.m. peak hour trips.
  - b. The cumulative net new trip generation of the limited CG uses within the PD (when accounting for passby trips only) shall not exceed:
    - i. Development Option 1: 1,382 net new average daily trips, 84 net new a.m. peak hour trips, and 127 net new p.m. peak hour trips.
    - ii. Development Option 2: 725 net new average daily trips, 55 net new a.m. peak hour trips, and 70 net new p.m. peak hour trips.
    - iii. Development Option 3: 990 net new average daily trips, 67 net new a.m. peak hour trips, and 90 net new p.m. peak hour trips.
  - c. Concurrent with each increment of development, the developer shall provide a list of existing and previously approved uses on the site. The list shall contain data including gross floor area, type of use, date the use was approved by Hillsborough County, references to the site/subdivision Project Identification (PI) number (or if no PI number exists, a copy of the permit or other official reference number), calculations detailing the individual increment and cumulative project gross and net new trip generation impacts, and source for the data used to develop such estimates.
  - d. In calculating the trip generation impacts of existing and proposed development, sole authority to determine the appropriateness of certain ITE land use codes shall rest with the Administrator, who shall consult ITE

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land use code definitions, trip generation datasets and industry best practices to determine whether use of an individual land use code is appropriate. Trip generation impacts for all existing and proposed uses shall be calculated utilizing the latest available ITE Trip Generation Manual data when possible. At the request of staff, applicants may be required to conduct additional studies or research where a lack of accurate or appropriate data exists to determine appropriate trip generation rates for proposes of calculating whether proposed entitlements exceed the trip cap. Given the wide range of potential uses, and since the transportation analysis submitted for purposes of the zoning does not necessarily represent a worst-case scenario of potential trip generation impacts for any individual use or group of uses, the utilization of certain land use codes within the zoning level analysis shall have no bearing on the appropriateness of the codes ultimately chosen to study project impacts, including whether uses can ultimately be authorized consistent with the above trip caps.

- 11. Notwithstanding anything on the PD site plan to the contrary, internal drive-through window locations, drive-aisle locations, drive-aisle directional designs, and stripped/signed turn around areas shall be constructed in strict compliance with the PD site plan. At a minimum, raised concrete separators shall be constructed as shown on the PD site plan. Additional separators may be required at the time of site/construction plan review.
- 12. Notwithstanding anything on the PD site plan or herein these conditions to the contrary, internal drive-aisles shall comply with applicable TD-2 standards, be a minimum of 12 feet in width, and/or, unless otherwise approved by Hillsborough County Fire Rescue, be a minimum of 15 feet in width where such drive aisle serves to provide required fire circulation, whichever is greater (as applicable).
- 13. Notwithstanding anything on the PD site plan or herein these conditions to the contrary, parking shall comply with Section 6.05 of the LDC. Additionally, the developer shall be required to construct off-street loading spaces in accordance with LDC Sections 6.05.02.N. and O. The developer shall not be permitted to utilize the area designated as "Striped/Signed Area for Vehicle Turnarounds No Parking or Loading Permitted."
- 14. If on-site use/operations are determined by Hillsborough County to cause or contribute to the significant off-site queuing of vehicles onto Four Oaks Rd. or Gunn Hwy., the property owner shall be required (upon a written request by Hillsborough County) to propose corrective measure(s), which could include but shall not be limited to revised onsite operational plans, revised site design, and/or changes to the external roadway/driveway access. Such measures will be subject to the review and approval of Hillsborough County. In the event an agreement on suitable corrective measures cannot be reached, or measures fail to fully address the issue to the satisfaction of Hillsborough County, then the property owner shall propose some other method of elimination of the significant off-site safety and operational issue(s), which may include but shall not be limited to alternative use of the land consistent with approved zoning designations and/or alternative land use arrangements. Alternatively, the County may require closure of one of the project access connections and/or restrict project access to eliminate certain movements.
- 15. Consistent with the Hillsborough County Corridor Preservation Plan, the developer shall preserve up to +/- 4.5 feet of right-of-way along the project's Gunn Hwy. frontage, such that a minimum of +/- 70 feet is preserved north of the existing right-of-way centerline. Only those interim uses allowed by the Hillsborough County Land Development Code shall be permitted within the preserved right-of-way. The right-of-way preservation area shall be shown on all future site plans, and building setbacks shall be calculated from the future right-of-way line.
- 16. The developer shall construct a northbound to westbound left turn lane on Four Oaks Blvd. at the project entrance.

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17. Consistent with LDC Sec. 6.03.02.D., because the Four Oaks Ave. right-of-way is too small to install the required sidewalk, the developer shall dedicate and convey an easement (for public access and maintenance purposes) to Hillsborough County. Alternatively, at the developer's sole option, the developer may choose to dedicate and convey the underlying fee to the County.

- 18. The developer shall construct transit improvements in accordance with Sec. 6.03.09 of the LDC.
- 19. Construction access shall be limited to those locations shown on PD site plan which are also proposed vehicular access connections. The developer shall include a note in each site/construction plan submittal which indicates same.
- 20. If PD 22-0686 is approved, the County Engineer will approve a Design Exception (dated March 1, 2023 and last revised July 21, 2023) which was found approvable by the County Engineer (on August 13, 2023) for the Four Oaks Rd. substandard roadway improvements. As Four Oaks Rd. is a substandard local roadway, the developer will be required to make certain improvements to a portion of Four Oaks Rd. along their project frontage prior to concurrent with the initial increment of development, consistent with (and as more fully described by) the Design Exception. Specifically, the developer shall:
  - a. Widen/reconstruct the roadway as necessary to achieve/maintain 11-foot-wide lane widths;
  - b. Install Type F-curb along both sides of the roadway; and,
  - c. Ensure minimum 5-foot-wide separations are maintained on both sides of the roadway between the existing and to-be constructed sidewalks and the back of the Type-F curb.
- 21. Approval of this zoning petition by Hillsborough County does not constitute a guarantee that the Environmental Protection Commission of Hillsborough County (EPC) approvals/permits necessary for the development as proposed will be issued, does not itself serve to justify any impact to wetlands, and does not grant any implied or vested right to environmental approvals.
- 22. The construction and location of any proposed wetland impacts are not approved by this correspondence but shall be reviewed by EPC staff under separate application pursuant to the EPC Wetlands rule detailed in Chapter 1-11, Rules of the EPC, (Chapter 1-11) to determine whether such impacts are necessary to accomplish reasonable use of the subject property.
- 23. Prior to the issuance of any building or land alteration permits or other development, the approved wetland / other surface water (OSW) line must be incorporated into the site plan. The wetland/OSW line must appear on all site plans, labeled as "EPC Wetland Line", and the wetland must be labeled as "Wetland Conservation Area" pursuant to the Hillsborough County Land Development Code (LDC).
- 24. Final design of buildings, stormwater retention areas, and ingress/egresses are subject to change pending formal agency jurisdictional determinations of wetland and other surface water boundaries and approval by the appropriate regulatory agencies.
- 25. The developer shall be required to upgrade/improve the bus stop in coordination with HART.
- 26. In accordance with LDC Section 5.03.07.C, the certified PD general site plan shall expire for the internal transportation network and external access points, as well as for any conditions related to the internal transportation network and external access points, if site construction plans, or equivalent thereof, have not been approved for all or part of the subject Planned Development within 5 years of the effective date of the PD

APPLICATION NUMBER:	PD 22-1647
ZHM HEARING DATE:	August 21, 2023
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BOCC LUM MEETING DATE: October 10, 2023 Case Reviewer: Michelle Heinrich, AICP

unless an extension is granted as provided in the LDC. Upon expiration, re-certification of the PD General Site Plan shall be required in accordance with provisions set forth in LDC Section 5.03.07.C.

27. If the notes and/or graphics on the site plan are in conflict with specific zoning conditions and/or the LDC regulations, the more restrictive regulation shall apply, unless specifically conditioned otherwise. References to development standards of the LDC in the above stated conditions shall be interpreted as the regulations in effect at the time of preliminary site plan/plat approval.

**Zoning Administrator Sign Off:** 

J/Brian Grady Mon Aug 14 2023 14:14:45

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 August 21, 2022. Ms. Michelle Heinrich of the Hillsborough County Development Services Department introduced the petition.

# **Applicant**

Mr. J.D. Alsabbagh spoke on behalf of the applicant. Mr. Alsabbagh presented the rezoning request, responded to the hearing officer's questions, and provided testimony as reflected in the hearing transcript, a copy of which is attached to and made a part of this recommendation. Mr. Alsabbagh introduced Mr. Mike Yates as the applicant's traffic consultant.

# **Development Services Department**

Ms. Heinrich presented a summary of the findings and analysis as detailed in the staff report previously submitted to the record.

# **Planning Commission**

Mr. Bryce Fehringer, 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**

Ms. Heinrich stated the Development Services Department had nothing further.

#### **Applicant Rebuttal**

Mr. Alsabbagh stated the applicant had nothing further.

The hearing officer closed the hearing on RZ-PD 22-1647.

#### C. EVIDENCE SUMBITTED

No additional documentary evidence was submitted to the record at the hearing.

## D. FINDINGS OF FACT

1. The Subject Property consists of approximately 4.65 acres at 12208 Four Oaks Road, Tampa.

- 2. The Subject Property is designated Res-9 on the Future Land Use Map and is zoned RSC-9.
- 3. The Subject Property is in the Urban Services Area and is located within the boundaries of the Carrollwood Northdale Community Plan.
- 4. The general area surrounding the Subject Property consists of residential, retail, commercial uses, and a church. Adjacent properties include a parcel to the west zoned RSC-9 that is owned by Tampa Bay Water and developed with a public production well; parcels to the north zoned RSC-9 that are developed with residential single-family homes and manufactured homes; across Four Oaks Road to the east, two parcels zoned RSC-9 with one developed as a single-family home and the other undeveloped, and a parcel zoned CG that is developed with a pet boarding and daycare business; and to the south across Gunn Highway a parcel zoned CN and developed with neighborhood commercial uses.
- 5. The applicant is requesting to rezone the Subject Property to allow the following three development options:
  - Option 1: 12,500 square feet for a childcare center (145 children) and 30,000 square feet of limited CG zoning district uses; or
  - Option 2: 101,100 square feet of mini-warehouse, 9,900 square feet of limited CG zoning district uses, and 10,100 square feet of Professional Services uses; or
  - Option 3: 18,000 square feet of limited CG zoning district uses, 2,000 square feet of Professional Services uses, and 39 single-family attached (townhomes) dwelling units.
- 6. The applicant is requesting an intensity bonus with Option 2, which proposes vertical integration of two uses, to allow an additional 0.25 FAR on the Subject Property, resulting in a 0.60 FAR. Planning Commission found the proposed intensity bonus consistent with the comprehensive plan's FLU Policy 19.3, which requires that 10 percent of the total building square footage in the development be devoted to uses other than the primary use.
- 7. The applicant is requesting a density bonus with Option 3, which proposes horizontal integration of three uses, to allow a density increase from 9 units per acre to 12 units per acre for the residential portion of the development. Planning Commission staff found the proposed density bonus consistent with FLU Policy 19.3 based on three uses being integrated within the development.
- 8. With Option 1, the applicant is requesting a PD variation to LDC Part 6.06.00 to allow the required 10-foot-wide buffer with Type A screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary.

- 9. With Option 3, the applicant is requesting a PD variation to LDC Part 6.06.00 to allow the required 20-foot-wide buffer with Type B screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary.
- 10. The applicant requested a Design Exception related to Four Oaks Road substandard roadway improvements. The County Engineer found the Design Exception approvable. The developer will be required to construct certain improvements consistent with the Design Exception as detailed in the Development Services Department Transportation staff report.
- 11. The Subject Property meets the Commercial Locational Criteria under FLU Objective 22 and Policies 22.1 and 22.2.
- 12. Development Services Department staff found the Planned Development approvable, subject to the conditions enumerated in the staff report based on the applicant's general site plan submitted August 1, 2023.
- 13. Planning Commission staff found the proposed Planned Development zoning meets the intent of the Greater Carrollwood Northdale Community Plan and would allow development options that are consistent with the goals, objectives and policies of the comprehensive plan. Staff found the proposed rezoning is compatible with the existing development pattern in the surrounding area and consistent with the Unincorporated Hillsborough County Comprehensive Plan.
- 14. The LDC at section 5.03.06.C.6.a. states:

The purpose of the Planned Development District is to allow flexibility in certain site development standards in order to achieve creative, innovative, and/or mixed use development. The following non-district regulations may be varied as part of a Planned Development based upon the criteria contained herein:

- (1) Part 6.05.00, Parking and Loading Requirements;
- (2) Part 6.06.00, Landscaping, Irrigation, and Buffering Requirements; and
- (3) Part 6.07.00, Fences and Walls.
- (4) Requests to vary any other non-district regulations in this Code must be reviewed and approved through separate application in accordance with Part 11.04.00.
- 15. Findings on variances pursuant to the criteria of LDC section 5.03.06.C.6.b.:

(1) The variation is necessary to achieve creative, innovative, and/or mixed use development that could not be accommodated by strict adherence to current regulations.

For Option 1, a PD variation to LDC Part 6.06.00 to allow the required 10-foot-wide buffer with Type A screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary. Yes. A drainage easement and a 15-foot-wide swale exists along the Subject Property's west boundary, which constrains placement of the buffer and screening. The only feasible location for the required buffer and screening is to the east of the drainage easement. The record supports a finding that the variation is necessary to achieve creative, innovative mixed use development that could not be accommodated by strict adherence to current regulations.

For Option 3, a PD variation to LDC Part 6.06.00 to allow the required 20-foot-wide buffer with Type B screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary. Yes. A drainage easement and a 15-foot-wide swale exists along the Subject Property's west boundary, which constrains placement of the buffer and screening. The only feasible location for the required buffer and screening is to the east of the drainage easement. The record supports a finding that the variation is necessary to achieve creative, innovative mixed use development that could not be accommodated by strict adherence to current regulations.

(2) The variation is mitigated through enhanced design features that are proportionate to the degree of variation.

For Option 1, a PD variation to LDC Part 6.06.00 to allow the required 10-foot-wide buffer with Type A screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary. Yes. A drainage easement and a 15-foot-wide swale exists along the Subject Property's west boundary, which constrains placement of the buffer and screening. The applicant's site plan shows the required buffer and screening will be placed to the east of the drainage easement, which will effectively provide a wider buffer than would otherwise be required. The record supports a finding that the variation is mitigated through enhanced design features that are proportionate to the degree of variation.

For Option 3, a PD variation to LDC Part 6.06.00 to allow the required 20-foot-wide buffer with Type B screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary. Yes. A drainage easement and a 15-foot-wide swale exists along the Subject Property's west boundary, which constrains placement of the buffer and screening. The applicant's site plan shows the required buffer and screening will be placed to the east of the drainage easement, which

will effectively provide a wider buffer than would otherwise be required. The record supports a finding that the variation is mitigated through enhanced design features that are proportionate to the degree of variation.

### (3) The variation is in harmony with the purpose and intent of the Hillsborough County Land Development Code.

For Option 1, a PD variation to LDC Part 6.06.00 to allow the required 10-foot-wide buffer with Type A screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary. Yes. A drainage easement and a 15-foot-wide swale exists along the Subject Property's west boundary, which constrains placement of the buffer and screening. The variation will accommodate development of a mixed-use project with a buffer and screening that complies with the intent of LDC requirements without encroaching into or disturbing the functionality of the drainage easement. The record supports a finding that the variation is in harmony with the purpose and intent of the LDC.

For Option 3, a PD variation to LDC Part 6.06.00 to allow the required 20-foot-wide buffer with Type B screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary. Yes. A drainage easement and a 15-foot-wide swale exists along the Subject Property's west boundary, which constrains placement of the buffer and screening. The variation will accommodate development of a mixed-use project with a buffer and screening that complies with the intent of LDC requirements without encroaching into or disturbing the functionality of the drainage easement. The record supports a finding that the variation is in harmony with the purpose and intent of the LDC.

### (4) The variation will not substantially interfere with or injure the rights of adjacent property owners.

For Option 1, a PD variation to LDC Part 6.06.00 to allow the required 10-foot-wide buffer with Type A screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary. Yes. A drainage easement and a 15-foot-wide swale exists along the Subject Property's west boundary, which constrains placement of the buffer and screening. The applicant's site plan shows the required buffer and screening will be placed to the east of the drainage easement, which will effectively provide a wider buffer than would otherwise be required and will not encroach into or disturb the functionality of the drainage easement. The record supports a finding that the variation will not substantially interfere with or injure the rights of adjacent property owners.

For Option 3, a PD variation to LDC Part 6.06.00 to allow the required 20-foot-wide buffer with Type B screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west

boundary. Yes. A drainage easement and a 15-foot-wide swale exists along the Subject Property's west boundary, which constrains placement of the buffer and screening. The applicant's site plan shows the required buffer and screening will be placed to the east of the drainage easement, which will effectively provide a wider buffer than would otherwise be required and will not encroach into or disturb the functionality of the drainage easement. The record supports a finding that the variation will not substantially interfere with or injure the rights of adjacent property owners.

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

The record evidence demonstrates the proposed Planned Development is in compliance with and furthers the intent of the Goals, Objectives, and Policies of Unincorporated Hillsborough County Comprehensive Plan.

### 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. (2022). 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 Planned Development is consistent with the Unincorporated Hillsborough County Comprehensive Plan and does comply with the applicable requirements of the Hillsborough County Land Development Code.

### G. SUMMARY

The applicant is requesting to rezone the Subject Property to allow the following three development options:

- Option 1: 12,500 square feet for a childcare center (145 children) and 30,000 square feet of limited CG zoning district uses; or
- Option 2: 101,100 square feet of mini-warehouse, 9,900 square feet of limited CG zoning district uses, and 10,100 square feet of Professional Services uses; or
- Option 3: 18,000 square feet of limited CG zoning district uses, 2,000 square feet of Professional Services uses, and 39 single-family attached (townhomes) dwelling units.

The applicant is requesting an intensity bonus with Option 2, which proposes vertical integration of two uses, to allow an additional 0.25 FAR on the Subject Property, which will result in a 0.60 FAR. The applicant is requesting a density bonus with Option 3 which

proposes horizontal integration of three uses, to allow a density increase from 9 units per acre to 12 units per acre for the residential portion of the development.

With Option 1, the applicant is requesting a PD variation to allow the required 10-foot-wide buffer with Type A screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary. With Option 3, the applicant is requesting a PD variation to allow the required 20-foot-wide buffer with Type B screening to be placed to the east of the 50-foot-wide drainage easement that exists along the Subject Property's west boundary.

The applicant requested a Design Exception related to Four Oaks Road substandard roadway improvements. The County Engineer found the Design Exception approvable.

### H. RECOMMENDATION

Based on the foregoing Findings of Fact and Conclusions of Law, this recommendation is for **APPROVAL** of the Planned Development rezoning, subject to the conditions enumerated in the Development Services Department staff report based on the applicant's general site plan submitted August 1, 2023.

Pamela Jo Hatley

Pamela Jo Matley PhD, DD

Land Use Hearing Officer

September 12, 2023

Date:

	143456 21, 2025			
HILLSBOROUGH COUNTY, FLORIDA BOARD OF COUNTY COMMISSIONERS				
IN RE:  ZONE HEARING MASTER HEARINGS	X ) ) ) ) ) )			
) X				
ZONING HEARING MASTER HEARING TRANSCRIPT OF TESTIMONY AND PROCEEDINGS				
BEFORE:	PAMELA JO HATLEY Land Use Hearing Master			
DATE:	Monday, August 21, 2023			
TIME:	Commencing at 6:00 p.m. Concluding at 8:43 p.m.			
LOCATION:	Hillsborough County BOCC 601 East Kennedy Boulevard Tampa, Florida 33601			
Reported by: Diane DeMarsh, AAERT No.	1654			

1 Next item is Item D.4, PD Rezoning MS. HEINRICH: 2 The applicant is requesting to rezone property to PD I reviewed this for Development Services and will 3 present Staff findings after the applicant's presentation. HEARING MASTER: All right. Thank you. MR. ALSABBAGH: Good evening respected Zoning Hearing 6 My name is J.D. Alsabbagh and with Sycamore Engineering. My address is 8370 West Hillsborough Avenue, 8 Suite 205, Tampa, Florida 33615. And I have already sworn. 9 I'm representing the applicant I have with me, Mr. Mike Yates. 10 on traffic. He's our traffic consultant. 11 Our subject property for today is 4.65 acres located 12 13 in the northwest corner of Gunn Highway and Four Oaks Road it's 14 Tampa, Florida, which is the subject of this PD rezoning 15 request. The property has about 0.25 acre or less of wetland. 16 An an existing zoning of RSC-9 and Future Land Use RES-9. proposed PD is surrounded by Four Oaks Road on the east with 17 18 commercial use and two-single family lots, which one is vacant. 19 Gunn Highway to the south, Tampa Bay water which has an active 20 well and tower to the west. And 40-foot wide highly vegetated 21 alley to the north. One second here. 22 So this is the Future Land Use and this is of course, 23 sorry, this is the existing zoning. We are proposing three option of entitlement. First option consists of 12,500 square 24 foot of childcare center and 30,000 square foot of commercial 25

general. This -- there is no (indiscernible) request on this option.

The second option consists of 110,000 square foot of mini warehouse, 9,900 square foot of professional services, which are both vertically integrated. And based on that, we are requesting the per Policy 19.3 to have FAR bonus from 0.35 to 0.6. In this option, we also proposing 9,900 square foot of commercial generally use.

The third option consists of 18,000 square foot of commercial general use, 2,000 square foot professional service use and 39 single-family attached townhome unit.

With the three proposals integrated use, we are requesting a bonus density per the Policy 19.3 on number of townhome unit from nine unit per acre to 12 unit p er acre. We are proposing two accesses serving the property, full access on Four Oaks Road, which case is substandard road with sufficient right-of-way. We are proposing improvement to include northbound left turn lane sidewalk and curving. The design exception request on this road obtain approval recommendation by county engineer. The second access to the development is right in, right out on Gunn Highway serving the proposed development. The Gunn Highway is arterial road with about 4.5 foot from our property to be dedicated to the right-of-way based on 70-foot distance from center line required.

6.06 (indiscernible) buffer, fence or wall except to all our 1 buffer to be away from the property line for option one adjacent to the childcare center west side limit. And option three, adjacent to the townhome west side limit since LDC required to have a tree within ten feet from the property line, but we could not do due to the existing swale. So finally, our proposed PD is mixed used development on commercial node surrounded by residential uses of 8 single-family and multi-family. Also, it's located on commercial corridor on both side of Gunn Highway. Our proposed 10 11 PD is consistent with the purpose and intent of PD zoning district and the Land Development Code. Accordingly, we ask 12 13 respectfully for your recommendation of approval. 14 Ready to answer any question. 15 HEARING MASTER: Just -- could you show me on the site plan where you're requesting that PD variation, where is that 16 swale? 17 18 MR. ALSABBAGH: Sure. So what's happened is that 19 option one and option three, we have a swale on the west side of 20 the property. 21 HEARING MASTER: Okay. I see. 22 MR. ALSABBAGH: We could not place a buffer and they 23 require a of course a -- the best of my ability Type D buffer on the first option. Ten-foot Type D on the first option. 24 move it to the west side of the daycare away from this swale. 25

1 HEARING MASTER: Okay. Thank you. I see it. MR. ALSABBAGH: And the same with option three. 2 3 HEARING MASTER: Okay. Got it. That's all my questions for you. Thank you. Be sure and sign in, sir. here. All right. Development Services. MS. HEINRICH: Development Services. Michelle Heinrich. As you heard, this is a request for PD zoning to allow three development options involving non-residential and 10 residential uses with intensity and density bonuses. The 4.65 11 12 acre site is located at the northwest corner of Gunn Highway and 13 Four Oaks Boulevard or I'm sorry, Four Oaks Road, as the 14 applicant showed on his maps. And for option one, the applicant 15 is requesting daycare and limited CG zoning district uses. this will be within the currently permitted FAR of 0.35. 16 17 Option two requests limited CG uses, professional 18 service uses and a mini warehouse. Vertical integration of the professional service uses and mini warehouse will allow for 19 consideration of an intensity bonus, adding a 0.25 FAR to the 20 21 existing 0.35, allowing a 0.60 FAR. 22 option three requests limited CG uses, professional 23 services and townhomes. Horizontal integration of the three uses will allow for consideration of a density bonus that will 24 be applied to the residential portion, allowing a 12-unit per 25

acre as opposed to a nine-unit per acre product. 1 Non-residential will remain at the currently permitted FAR of 0.35. 3 As you just discussed, there is a one PD variation that's requested and that is along the western PD buffer. is a 50-foot wide Hillsborough County drainage easement, which needs to be left obstructed. So that is providing what's required. They're just internalizing it. 8 Under all options, the applicant has demonstrated 9 compatibility with residential uses found to the north northeast 10 using buffering screening, which meets or exceeds LDC 11 12 requirements, greater setbacks due to proposed heights and 13 building design were applicable. Additionally, more intense CG 14 had been prohibited and those permitted CG uses will be located 15 along Gunn Highway further away from the residential. Staff received a finding of consistency from the 16 17 Planning Commission in support for the bonuses and no objections 18 from reviewing agencies were received. Therefore, we do find request approval, subject to proposed conditions of approval. 19 And I'm available if you have any questions. 20 21 HEARING MASTER: All right. Thank you. No questions. Planning Commission. 22 23 MR. FEHRINGER: Bryce Fehringer, Planning Commission Staff. 24 25 The subject property is in the Residential-9 Future

Land Use Category. It is in the urban service area. It is 1 located within the limits of Greater Carol Wood -- Greater Carol Wood North Dale Community Plan. The subject site is surrounded by Residential-9 to the north, east and west. The residential-6 designation is located to the southeast and further west. Residential-4 designation is located to the southwest and further northeast. There is one area of public/quasi public, which is publically owned conservation land to the south. 8 Surrounding uses include single-family residential to the north and south located off Gunn Highway and light commercial use is 10 11 located along Gunn Highway. 12 Each of the three proposed development options are 13 compatible with the development in the area as it relates to 14 height, mass, scale and bulk of structures. The sites is in the 15 Residential-9 Future Land Use designation and meets commercial 16 locational criteria. Each development option provides either 17 storm water retention areas and landscape buffer or ample 18 landscape buffer and existing natural vegetation on the northern 19 boundary, which mitigates impacts to the single-family 20 residential in the area. This ensures that proposed rezoning 21 meets the intent of the neighborhood protection policies of the Future Land Use Element, as well as Goal 12 and Objective 12-1 22 23 of the community design component. 24 The applicant is requesting a density and intensity 25 bonus under Option two and three in accordance with Policy 19.3

of the Future Land Use Element. Under option two, the applicant 1 proposes to vertically integrate two land uses in order to achieve the floor area ratio of 0.60. A 101,000 square foot mini storage building with 10,100 square foot of professional office space on the ground floor is proposed. consistent with the policy direction that requires ten percent of the total building square footage in the project to be used for uses other than the primary use. 8 Under option three, the applicant proposes the allowable 0.35 FAR of general commercial and professional office 10 11 uses and the approximately 1.33 acres southern portion of the They also request a density bonus from nine dwelling 12 13 units per acre to 12 -- 12 dwelling units per acre on 14 approximately 3.39 acres of the subject site. This comes out to a total of 39 townhomes. Since three -- since the three uses are being integrated within the site, option three also meets 16 17 the intent of the density bonus under Policy 19.3. 18 The subject site meets commercial locational criteria 19 in accordance with Objective 22 and Policies 22.1 and 22.2 of the Future Land Use Element. The site is located in the 20 21 Residential-9 Future Land Use designation and is within the 22 required 1,000-foot distance from the closest qualifying 23 intersection of Gunn Highway and Nixon Road. Non-residential 24 development shall be limited to 150,000 square feet or the

required FAR, whichever is less intense. None of the three

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development options exceed this and the application is therefore 1 consistent with this policy direction. The proposed plan development meets the intent of the Greater Carol Wood North Dale Plan. The proposal is consistent with transit oriented development techniques and compatibility guidelines as established by this community plan. Based upon the above considerations, the Planning Commission Staff finds the proposed plan development consistent 8 with the Unincorporated Hillsborough County Comprehensive Plan. 9 HEARING MASTER: All right. Thank you. 10 11 All right. Is there anyone here or online who wishes to speak in support of this application? I do not hear anyone. 12 13 Is there anyone here or online who wishes to speak in 14 opposition to this application? I do not hear anyone. 15 Development Services, anything further? 16 MS. HEINRICH: No, ma'am. HEARING MASTER: Okay. Applicant, do you have 17 18 anything further? 19 MR. ALSABBAGH: Nothing. 20 Nothing. All right. HEARING MASTER: 21 This closes the hearing on Rezoning PD 22-1647. 22 MS. HEINRICH: Our next -- oh, I'm sorry. Were you 23 going to --HEARING MASTER: Well, it's pushing 8:00. Why don't 2.4 we take just a few minutes break and we'll reconvene in about 25



Unincorporated Hillsborough County Rezoning			
Hearing Date: August 21, 2023  Report Prepared: August 9, 2023	Petition: PD 22-1647  12208 Four Oaks Road  Northwest corner of Gunn Highway and Four Oaks Road		
Summary Data:			
Comprehensive Plan Finding	CONSISTENT		
Adopted Future Land Use	Residential-9 (9 du/ga; 0.35/0.50 FAR)		
Service Area	Urban		
Community Plan	Greater Carrollwood Northdale		
Rezoning Request	Rezone from Residential, Single-Family Conventional-9 (RSC-9) to Planned Development (PD) for three development options utilizing a Mixed-Use Bonus		
Parcel Size (Approx.)	4.65 +/- acres (202,554 square feet)		
Street Functional Classification	Four Oaks Road - Local Gunn Highway - County Arterial Nixon Road - County Collector		
Locational Criteria	Meets		
Evacuation Area	None		



Plan Hillsborough planhillsborough.org planner@plancom.org 813 - 272 - 5940 601 E Kennedy Blvd 18<sup>th</sup> floor Tampa, FL, 33602

### Context

- The subject site is located on the northwest corner of Gunn Highway and Four Oaks Road on approximately 4.65 acres.
- The site is in the Urban Service Area and within the limits of the Greater Carrollwood Northdale Community Plan.
- The site has a Future Land Use Designation of Residential-9 (RES-9), which allows for consideration of up to 9 dwelling units per gross acre and a maximum Floor Area Ratio (FAR) of 0.50. All non-residential development which exceeds .35 FAR must be for office or residential support uses, not retail. The intent of the RES-9 Future Land Use category is to designate areas of the county that are suitable for low to medium density residential as well as urban scale neighborhood commercial, office, multi-purpose projects, and mixed use de developments. Typical allowable uses in the RES-9 include residential, urban scale neighborhood commercial, office uses, multi-purpose projects and mixed use development. Non-residential uses shall meet established locational criteria for specific land use.
- The subject site is surrounded by RES-9 on the north, east and west. The Residential-6 (RES-6) designation is located to the southeast and further west. The Residential-4 (RES-4) designation is located to the southwest and further northeast. There is one area of Public/Quasi Public (P/QP) which is publicly owned conservation land to the south. Surrounding uses include single family residential to the north and south located off Gunn Highway, and light commercial uses located along Gunn Highway.
- The subject site is zoned Residential Single-Family Conventional-9 (RSC-9). In the general vicinity, the site is surrounded by RSC-9 zoning to the north, east and west. Commercial General (CG) zoning is located across Four Oaks Road to the east. Commercial Neighborhood (CN) zoning is located southwest across Gunn Highway. Beyond that, the general vicinity is comprised of Planned Development zoning along and off Gunn Highway.
- The applicant requests to rezone the subject site from Residential Single-Family Conventional-9 (RSC-9) to Planned Development (PD) for three development options utilizing a Mixed-Use Bonus in accordance with Policy 19.3 of the Future Land Use Element.

### **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**

### **Urban Service Area**

**Objective 1:** Hillsborough County shall pro-actively direct new growth into the urban service area with the goal that at least 80% of all population growth will occur within the USA during the planning horizon of this Plan. Within the Urban Service Area, Hillsborough County will not impede

agriculture. Building permit activity and other similar measures will be used to evaluate this objective.

**Policy 1.2**: **Minimum Density** All new residential or mixed use land use categories within the USA shall have a density of 4 du/ga or greater unless environmental features or existing development patterns do not support those densities.

**Policy 1.4:** Compatibility is defined as the characteristics of different uses or activities or design which allow them to be located near or adjacent to each other in harmony. Some elements affecting compatibility include the following: height, scale, mass and bulk of structures, pedestrian or vehicular traffic, circulation, access and parking impacts, landscaping, lighting, noise, odor and architecture. Compatibility does not mean "the same as." Rather, it refers to the sensitivity of development proposals in maintaining the character of existing development.

### Land Use Categories

**Objective 8:** The Future Land Use Map will include Land Use Categories which outline the maximum level of intensity or density and range of permitted land uses allowed and planned for an area. A table of the land use categories and description of each category can be found in Appendix A.

**Policy 8.1:** The character of each land use category is defined by building type, residential density, functional use, and the physical composition of the land. The integration of these factors sets the general atmosphere and character of each land use category. Each category has a range of potentially permissible uses which are not exhaustive, but are intended to be illustrative of the character of uses permitted within the land use designation. Not all of those potential uses are routinely acceptable anywhere within that land use category.

### 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. 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.

### **Environmental Considerations**

**Objective 13**: New development and redevelopment shall not adversely impact environmentally sensitive areas and other significant natural systems as described and required within the Conservation and Aquifer Recharge Element and the Coastal Management Element of the Comprehensive Plan.

### Policy 13.3: Environmentally Sensitive Land Credit

Density and FAR calculations for properties that include wetlands will comply with the following calculations and requirements for determining density/intensity credits.

- Wetlands are considered to be the following:
  - Conservation and preservation areas as defined in the Conservation and Aquifer Recharge Element
  - o Man-made water bodies as defined (including borrow pits).
- If wetlands are less than 25% of the acreage of the site, density and intensity is calculated based on:
  - Entire project acreage multiplied by Maximum intensity/density for the Future Land Use Category
- If wetlands are 25% or greater of the acreage of the site, density and intensity is calculated based on:
  - Upland acreage of the site multiplied by 1.25 = Acreage available to calculate density/intensity based on
  - That acreage is then multiplied by the Maximum Intensity/Density of the Future Land Use Category

### **Neighborhood/Community Development**

**Objective 16: Neighborhood Protection** – The neighborhood is the 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:

- a) locational criteria for the placement of non-residential uses as identified in this Plan.
- b) limiting commercial development in residential land use categories to neighborhood scale;
- c) 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:

- a) the creation of like uses: or
- b) creation of complementary uses; or
- c) mitigation of adverse impacts; and
- d) transportation/pedestrian connections

**Policy 16.5:** 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.

**Policy 16.10:** Any density increase shall be compatible with existing, proposed or planned surrounding development. Compatibility is defined as the characteristics of different uses or

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activities or design which allow them to be located near or adjacent to each other in harmony. Some elements affecting compatibility include the following: height, scale, mass and bulk of structures, pedestrian or vehicular traffic, circulation, access and parking impacts, landscaping, lighting, noise, odor and architecture. Compatibility does not mean "the same as". Rather, it refers to the sensitivity of development proposals in maintaining the character of existing development.

### Mixed Use Land Use Categories

**Objective 19:** All Development In The Mixed Use Categories Shall Be Integrated And Interconnected To Each Other.

### Policy 19.3: Incentives for Mixed Use

The following incentives are available to encourage mixed use and vertically integrated mixed use projects within the Urban Service Area:

Parking structures shall not count towards the FAR for projects that include 3 or more land uses or vertically integrate two land uses.

Projects that either include 3 or more land uses or vertically integrate two land uses may utilize a density bonus to the next higher land use category or the following FAR bonus:

Property with a Future Land Use Category of 35 units per acre and/or 1.00 FAR and higher and within the USA – may increase up to 50 units and/or an additional .50 FAR

Property within a Future Land Use Category of 9 units per acre and/or .5 FAR and higher and within the USA – Increase in FAR by .25

Property within a Future Land Use Category of 4 units per acre and/or .25 FAR and higher and within the USA – Increase in FAR by .10

When considering mixed use projects of 3 or more land uses, a different housing type (multi-family, attached single family) may be considered as one of the uses.

### Commercial-Locational Criteria

**Objective 22:** To avoid strip commercial development, locational criteria for neighborhood serving commercial uses shall be implemented to scale new commercial development consistent with the character of the areas and to the availability of public facilities and the market.

### **Policy 22.1:**

The locational criteria for neighborhood serving non-residential uses in specified land uses categories will:

- provide a means of ensuring appropriate neighborhood serving commercial development without requiring that all neighborhood commercial sites be designated on the Future Land Use Map;
- establish a maximum square footage for each proposed neighborhood serving commercial intersection node to ensure that the scale of neighborhood serving

commercial development defined as convenience, neighborhood, and general types of commercial uses, is generally consistent with surrounding residential character; and

• establish maximum frontages for neighborhood serving commercial uses at intersections ensuring that adequate access exists or can be provided.

### **Policy 22.2:**

The maximum amount of neighborhood-serving commercial uses permitted in an area shall be consistent with the locational criteria outlined in the table and diagram below. The table identifies the intersection nodes that may be considered for non-residential uses. The locational criteria is based on the land use category of the property and the classification of the intersection of roadways as shown on the adopted Highway Cost Affordable Long Range Transportation Plan. The maximums stated in the table/diagram may not always be achieved, subject to FAR limitations and short range roadway improvements as well as other factors such as land use compatibility and environmental features of the site.

### **Community Design Component (CDC)**

### 4.3 COMMERCIAL CHARACTER

**GOAL 9:** Evaluate the creation of commercial design standards in a scale and design that complements the character of the community.

**Policy 9-1.2**: Avoid "strip development" patterns for commercial uses.

### 5.0 NEIGHBORHOOD LEVEL DESIGN

### **5.1 COMPATIBILITY**

**OBJECTIVE 12-1:** New developments should recognize the existing community and be designed in a way that is compatible with the established character of the surrounding neighborhood.

**Policy 12-1.4:** Compatibility may be achieved through the utilization of site design techniques including but not limited to transitions in uses, buffering, setbacks, open space and graduated height restrictions, to affect elements such as height, scale, mass and bulk of structures, pedestrian or vehicular traffic, circulation, access and parking impacts, landscaping, lighting, noise, odor and architecture.

### 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.

### **ENVIRONMENTAL AND SUSTAINABILITY SECTION (ESS)**

**Objective 3.5:** Apply adopted criteria, standards, methodologies and procedures to manage and maintain wetlands and/or other surface waters for optimum fisheries and other environmental values in consultation with EPC.

**Policy 3.5.1**: Collaborate with the EPC to conserve and protect wetlands and/or other surface waters from detrimental physical and hydrological alteration. Apply a comprehensive planning-based approach to the protection of wetland ecosystems assuring no net loss of ecological values provided by the functions performed by wetlands and/or other surface waters authorized for projects in Hillsborough County.

**Policy 3.5.2:** Collaborate with the EPC through the land planning and development review processes to prohibit unmitigated encroachment into wetlands and/or other surface waters and maintain equivalent functions.

**Policy 3.5.4:** Regulate and conserve wetlands and/or other surface waters through the application of local rules and regulations including mitigation during the development review process.

### LIVABLE COMMUNITIES ELEMENT: Greater Carrollwood Northdale

1. Community Growth/Revitalization

Encourage development and redevelopment opportunities that reflect the citizens' vision for an aesthetically pleasing, well designed, transit supported, mixed use activity centers and residential neighborhoods which promote a vibrant and economically sustainable community.

**Goal 1:** Establish sustainable community activity centers that allow the citizens to live, work and play all within walking distance.

### Strategies:

- Discourage new development of strip commercial in our community, mixed use development and redevelopment shall be focused at identified community activity center or intersections complying with the locational criteria.
- Priority shall be given to the following locations as community activity centers identified for revitalization and redevelopment using Transit Oriented Development (TOD) techniques: near the intersections of North Dale Mabry Highway and Handy Road, North Dale Mabry Highway, Florida Avenue and Fletcher Avenue/ Bearss Avenue, and at the intersections of Lynn Turner Road and Erhlich Road, and Gunn Highway and Nixon Road. (see concept map)
- Support non-residential architectural design that is consistent throughout the community.(i.e. appearance of a simple upscale professional area, not rural setting)

**Goal 2:** Reinforce community identity through maintenance and enhancement of the community's unique characteristics, assets and physical appearance.

### Strategies:

 New development and redevelopment shall use compatibility design techniques to ensure the appearance (architectural style), mass and scale of development is integrated with the existing suburban nature of each neighborhood. (i.e. transitions, buffers etc).

• Streetscapes along our roadways shall be consistent with the adopted Livable Roadways Guidelines document.

### Livable Roadways provide:

Active uses that promote pedestrian activity and offer a balance to meet peoples' daily needs Safe. continuous sidewalks on both sides of the street

Street furnishings such as benches, trash receptacles, pavement treatment such as brickwork, texture, pavers, landscaping, transit shelters and lighting appropriate to the setting Direct routes between destinations that minimize conflicts between pedestrians and automobiles

**Goal 5**: Create a walkable environment that is safe and convenient through the connection of sidewalks, crosswalks, paths and trails that link both natural and built environments.

### Strategies:

- New development will provide pedestrian infrastructure and amenities that connect to existing facilities along roadway network. Priority shall be given to designing in a manner that fosters safe walkable/biking along Dale Mabry Highway, Bearss Ave, Fletcher Ave. Linebaugh Ave, Gunn Hwy and Handy Road.
- Provide sidewalks along both sides of roadways connecting to public parks. (such as along Four Oaks Road to Timberlane Park, Lake Park etc).
- Ensure that pedestrian facilities such as sidewalks and trails are implemented concurrent with or before the vehicular improvements. Prioritize pedestrian circulation and facilities over vehicular improvements.
- Provide direct and multiple street and sidewalk connections within development projects and their building entrances as well as to adjacent projects to form a cohesive connected and integrated development pattern.

**Goal 7:** Ensure that new development is compact, contiguous, and concurrent with available public facilities and services and promotes the integration of uses to provide increased connectivity thereby discouraging sprawl and maximizing the use of public infrastructure.

### Strategies:

• Provide for Transit Oriented Development, as mentioned in Goal 1, built in character with our neighborhoods and allows residents to live, work and play in close proximity.

### 4. Recreation/Leisure/Environment

Enhance and protect the scenic value of environmental and recreational assets. Provide adequate opportunities for open space, recreation and leisure activities now and in future. Ensure these connect to other systems outside of the community.

**Goal 8:** Preserve and maintain sufficient open space to serve the recreational needs of the community and to protect the environment and natural resources.

### Strategies:

 Protect and preserve the communities' natural and environmental assets (i.e. lakes, creeks, tree canopies).

### **Staff Analysis of Goals Objectives and Policies:**

The subject site is located on the northwest corner of Gunn Highway and Four Oaks Road on approximately 4.65 acres. The site is in the Urban Service Area and within the limits of the Greater Carrollwood Northdale Community Plan. The applicant requests to rezone the

subject site from Residential Single-Family Conventional-9 (RSC-9) to Planned Development (PD) for three development options utilizing a Mixed-Use Bonus in accordance with Policy 19.3 of the Future Land Use Element. The three proposed development options are:

- Option 1: 30,000 SF of General Commercial including fast food drive though and 12,500 SF of Daycare use.
- Option 2: 9,900 SF of General Commercial including fast food drive though, 101,000 SF of mini storage with 10,100 SF of professional office.
- Option 3: 18,000 SF of General Commercial including fast food drive though, 2,000 SF of professional office, and 39 townhomes.

The subject site is in the Urban Service Area and per Objective 1 of the Future Land Use Element (FLUE), where 80 percent of the county's growth is to be directed. Policy 1.4 requires all new developments to be compatible with the surrounding area, noting that "compatibility does not mean 'the same as.' Rather, it refers to the sensitivity of development proposals in maintaining the character of existing development." The proposed three development options are compatible with the development in the area as it relates to height, mass, scale and bulk of structures. The site is in the Residential-9 Future Land Use designation and meets Commercial Locational Criteria. The mix of uses proposed within the development options are compatible with the existing single family residential and light commercial uses in the immediate vicinity of the site. Option 3 which includes 39 proposed townhomes, is consistent with Policy 1.2 as it meets the minimum density expected for the acreage of this site while also requesting a density bonus.

The proposal is consistent with Policy 13.3 of the FLUE as it relates to minimum density and environmental considerations. There are approximately 0.09 acres of wetlands on the site. As the site is less than 25% wetlands, all 4.65 acres are able to be utilized to calculate density and intensity. Therefore, it is consistent with Policy 13.3. The Environmental Protection Commission Wetlands Division has reviewed the proposed site and has determined that a resubmittal is not necessary. Given that there is a separate approval process for wetland impacts with the Environmental Protection Commission and they currently do not object, Planning Commission staff finds this request consistent with Objective 13 and associated policies in the FLUE and Objective 3.5 in the Environmental and Sustainability Section (ESS).

The proposed Planned Development with three options allows for the use of buffer and screening and other professional site planning techniques to ensure a gradual transition between intensity of uses, meeting the Land Development Code minimum requirements. Each development option provides either stormwater retention areas and landscape buffer or ample landscape buffer and existing natural vegetation on the northern boundary, which mitigates impacts to the single family residential. The proposed rezoning meets the intent of the Neighborhood Protection Policies of the Future Land Use Element (Objective 16 and Policies 16.1, 16.2, 16.3, 16.5, 16.10 and Policy 9.2, and Goal 12 and Objective 12-1). Under Option 2, the applicant has agreed to memorialize Conditions of Approval for the mini storage building that commit to enhanced architectural and landscape features, which will contribute toward a gradual transition of intensities between the residential land uses that currently surround the subject site to the north and east. At the time of filing this report, no comments were filed in Optix by the Development Services Department or County Transportation staff. However, Planning Commission staff understands that County staff has been working with the applicant on site circulation and queuing and is satisfied with the latest site plan submittal.

The applicant is requesting a density and intensity bonus under Options 2 and 3 in accordance with Policy 19.3 of the FLUE. Under Option 2, the applicant proposes to vertically integrate two land uses in order to achieve a Floor Area Ratio of 0.60 (0.35 FAR allowable for retail + 0.25 FAR bonus). A 101,000 SF mini storage building with 10,100 SF of professional office space on the ground floor is proposed. This is consistent with policy direction that requires 10% of the total building square footage in the project to be used for uses other than the primary use. 9,900 SF of General Commercial uses are proposed in the southern portion of the site, which brings the total square footage to 121,000 SF, which is the 0.60 FAR bonus being requested, consistent with the intent of Policy 19.3. Under Option 3, the applicant proposes the allowable 0.35 FAR of General Commercial and Professional Office uses in the approximately 1.33 acre southern portion of the site (closest to the intersection) and requests a density bonus from 9 dwelling units per acre to 12 dwelling units per acre on approximately 3.39 acres of the site, to total a proposed 39 townhomes. Since three uses are being integrated within the site, Option 3 also meets the intent of the bonus under Policy 19.3.

The subject site meets Commercial Locational Criteria in accordance with Objective 22 and Policies 22.1 and 22.2 of the FLUE. The site is located in the RES-9 Future Land Use designation and within the required 1,000 foot distance from the closest qualifying intersection of Gunn Highway and Nixon Road. Nonresidential development shall be limited to 150,000 SF or the required FAR, whichever is less intense. None of the three development options exceed this and the application is therefore consistent with policy direction.

Objective 12-1 and Policy 12-1.4 of the Community Design Component (CDC) discuss how new development shall be compatible with the established character of the surrounding area. The development pattern and character of this portion of Gunn Highway contains mainly single family residential to the north and south located off Gunn Highway, and light commercial uses located along Gunn Highway. Goal 17 of the CDC encourages commercial developments that enhance the County's character. Objective 17-1 and Policy 17.1-4 seek to facilitate patterns of development that are organized and purposeful.

The proposed Planned Development meets the intent of the Greater Carrollwood Northdale Plan. The Plan seeks to give priority to Gunn Highway and Nixon Road as a community activity center using Transit Oriented Development (TOD) techniques. The site is located within the described node and also has a transit stop within walking distance, therefore meeting the intent of the strategy. The plan also desires new development and redevelopment to use compatibility design techniques to ensure the appearance (architectural style), mass and scale of development is integrated with the existing suburban nature of each neighborhood. Each development option is compatible as it relates to mass and scale, and Option 2 commits to specific architectural features to contribute toward a gradual transition of uses. The plan seeks to provide sidewalks and adequate pedestrian circulation and the proposal includes sidewalks on both street frontages and within the site. Finally, the plan seeks to preserve natural and environmental assets. The proposed Planned Development preserves and mitigates impacts to the existing wetlands and will preserve the existing tree canopy along the northern boundary of the site.

Overall, staff finds that the proposed Planned Development would allow for development options that are consistent in the Urban Service Area and support the vision of the Greater

PD 22-1647

Carrollwood Northdale Community Plan. The proposed Planned Development would allow for development that is consistent with the Goals, Objectives and Policies of the Future Land Use Element of the *Unincorporated Hillsborough County Comprehensive Plan*. The request is compatible with the existing development pattern found within the surrounding area.

### Recommendation

Based upon the above considerations, Planning Commission staff finds the proposed Planned Development **CONSISTENT** with the *Unincorporated Hillsborough County Comprehensive Plan*, subject to the conditions proposed by the Development Services Department.

PD 22-1647

### Fle: G:\RezoningSystem\MapF STATUS Darby Darby Cypress Tree Dr Jackson Rd PAIS CONSTITUTED Tannery Ave= nominni) Timberlan St ogridge Dr OMBUIJOS MarbrisaD Creenaire Redwillow Adams St Bellefield/Dr Lesher Ct 1,000 CANT ynn St 22-1647 Avaltham Ave Holyoke Ave banoxiV Dahishghta Gunn Hwy B) investigation of the second Towbridge Ln Mampton Park Blvd Control Crest Ch. A iarswa Franquility Oaks, Dr Paddock Trail Dr -Joyner Rd Barrett Dr

## HILLSBOROUGH COUNTY

**FUTURE LAND USE** RZ PD 22-1647



Lynn Rd

<all other values:

CONTINUED

DENIED

Tampa Service WITHDRAWN Urban Service Jurisdiction Boundar

County Boundary

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

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

AGRICULTURAL ESTATE-1/2.5 (.25 FAR) RESIDENTIAL-1 (.25 FAR)

RESIDENTIAL PLANNED-2 (.35 FAR) RESIDENTIAL-2 (.25 FAR)

RESIDENTIAL-4 (.25 FAR)

RESIDENTIAL-6 (.25 FAR)

RESIDENTIAL-9 (.35 FAR)

RESIDENTIAL-12 (.35 FAR)

RESIDENTIAL-35 (1.0 FAR)

NEIGHBORHOOD MIXED USE-4 (3) (.35 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) PUBLIC/QUASI-PUBLIC

WIMAUMA VILLAGE RESIDENTIAL-2 (.25 FAR) NATURAL PRESERVATION CITRUS PARK VILLAGE



Map Printed from Rezoning System: 11/30/2022

920

460

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

Donna Cameron Cepeda Harry Cohen Ken Hagan Pat Kemp Gwendolyn "Gwen" Myers Michael Owen Joshua Wostal

### **COUNTY ADMINISTRATOR**

Bonnie M. Wise

### **COUNTY ATTORNEY**

Christine M. Beck

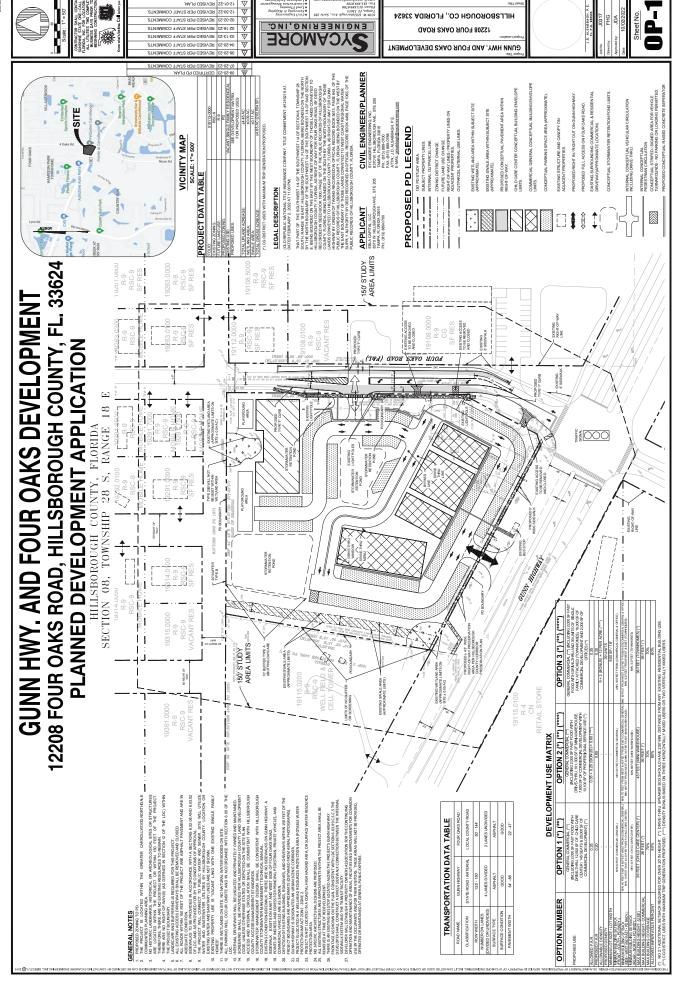
### **COUNTY INTERNAL AUDITOR**

**Peggy Caskey** 

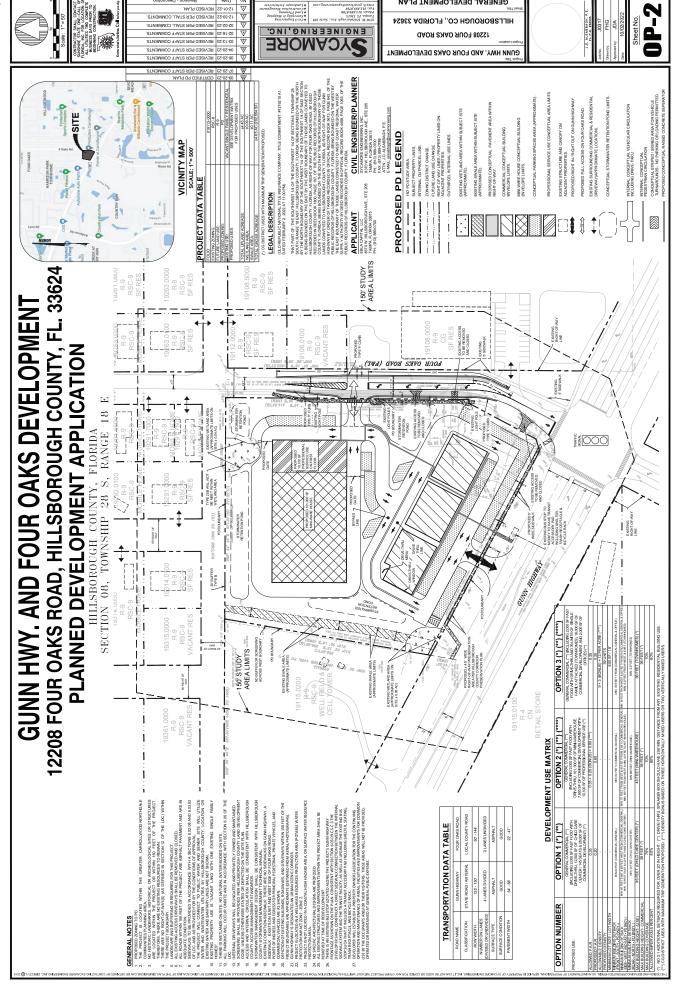
### **DEPUTY COUNTY ADMINISTRATOR**

Gregory S. Horwedel

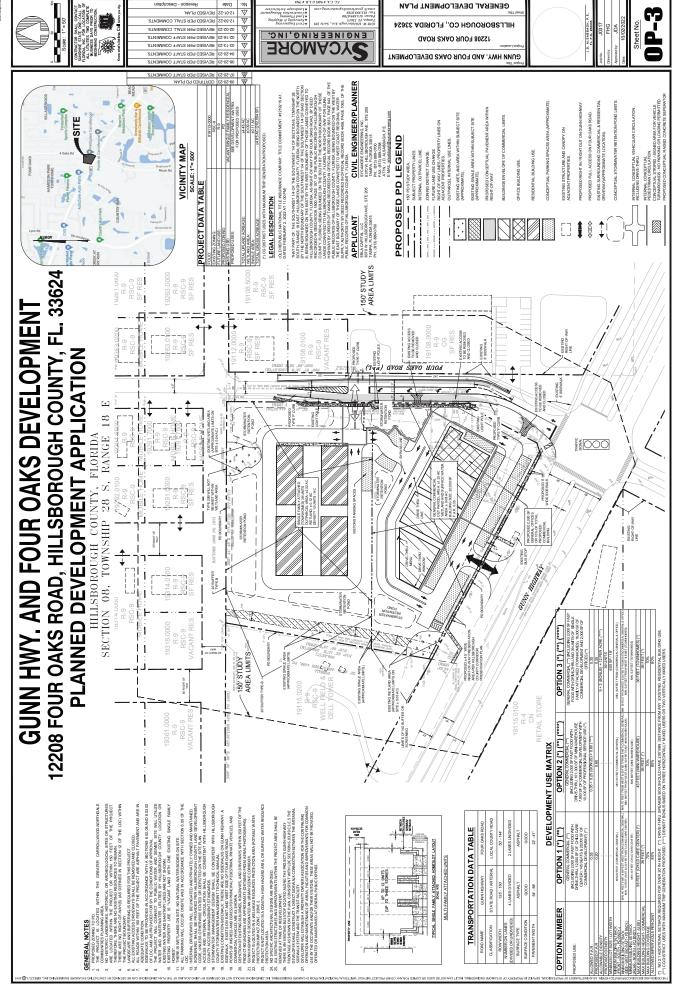
Project Name: Gunn Hwy. and Four Oaks Development				
Zoning File: RZ PD 22-1647 Modification: Non				
Atlas Page: Non	Submitted: 09/20/2023			
To Planner for Review: 09/20/2023	Date Due: 09/27/2023			
Contact Person: J.D. Alsabbagh Phone: 813.889.0700/jalsabbagh@sycamoreeng.com				
Right-Of-Way or Land Required for Dedication: Yes No				
The Development Services Departm	ent HAS NO OBJECTION to this General Site Plan.			
The Development Services Department RECOMMENDS DISAPPROVAL of this General Site Plan for the following reasons:				
Reviewed by: Michelle Heinrie	ch <sub>Date:</sub> 9/22/23			
Date Agent/Owner notified of Disapp	roval:			



**BENERAL DEVELOPMENT PLAN** 



**BENERAL DEVELOPMENT PLAN** 



### AGENCY COMMENTS

### AGENCY REVIEW COMMENT SHEET

TO: 2	Zoning Technician, Development Services Depart	ment	DATE: 8/14/2023
REVIEWER: James Ratliff, AICP, PTP AGENCY/DEPT: Transportation			nsportation
PLANNING AREA/SECTOR: GCN/ Northwest PETI		PETITION NO: RZ	Z 22-1647
	This agency has no comments.		
	This agency has no objection.		
X	This agency has no objection, subject to the lis	ted or attached conditions.	
	This agency objects for the reasons set forth be	·low.	

### **CONDITIONS OF APPROVAL**

- 1. The project shall be restricted to and served by one (1) right-in/right-out vehicular access to Gunn Hwy. and (1) full venular access to Four Oaks Rd. All other existing access connections shall be closed and sodded. Both project access connections shall be constructed with the initial increment of non-residential development.
- 2. Notwithstanding anything herein these conditions or on the PD site plan to the contrary, bicycle and pedestrian access may be permitted anywhere along the PD boundaries.
- 3. No buildings, parking, stormwater or other infrastructure shall be permitted within the County's easement (i.e. serving the drainage canal system), located on the western portion of the site and as more specifically described in the Official Records of Hillsborough County Book 1979 Pages 622-626. A detailed plot of the easement area shall be shown and labeled on all future plat/site/construction plan submittals.
- 4. Project entitlements shall be as follows:
  - a. <u>Development Option 1:</u>
    - i. Up to 30,000 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 6, hereinbelow; and,
    - ii. Up to 12,500 s.f. of Child Care Center uses with a maximum enrollment of 145 students.

### b. <u>Development Option 2:</u>

- i. Up to 9,900 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 6, hereinbelow; and,
- ii. Up to 10,100 s.f. of Professional Service uses; and,
- iii. Up to 101,000 s.f. of Mini-Warehouse uses.

- c. <u>Development Option 3:</u>
  - i. Up to 18,000 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions as further described in condition 6, hereinbelow; and,
  - ii. Up to 2,000 s.f. of Professional Service uses; and,
  - iii. Up to 39 Single-family Attached (Townhouse) dwelling units.
- 5. Any special or conditional use constructed within the project shall meet all applicable standards of Part 6.11.00 of the Hillsborough County Land Development Code.
- 6. The project shall be limited to the maximum CG entitlements specified in condition 4, hereinabove. Notwithstanding anything herein to the contrary, the maximum amount of that CG development shall be limited by certain restrictions placed on the allowable uses and the cumulative trip generation of all existing and proposed CG uses within the PD as further detailed below. This condition has the effect that, depending upon the amount and type of uses ultimately developed within the CG portion of the PD, the maximum CG entitlements above may not be constructible and/or could result in a property owner's inability to construct any development within a portion of the project. Each of the following shall apply:
  - a. The cumulative gross trip generation of the CG uses within the PD shall not exceed the following:
    - i. <u>Development Option 1</u>: 2,460 gross average daily trips, 155 gross a.m. peak hour trips and 228 gross p.m. peak hour trips.
    - ii. <u>Development Option 2</u>: 1,365 gross average daily trips, 108 gross a.m. peak hour trips and 132 gross p.m. peak hour trips.
    - iii. <u>Development Option 3</u>: 1,806 gross average daily trips, 127 gross a.m. peak hour trips and 175 gross p.m. peak hour trips.
  - b. The cumulative net new trip generation of the CG uses within the PD (when accounting for pass-by trips only) shall not exceed:
    - i. <u>Development Option 1</u>: 1,382 net new average daily trips, 84 net new a.m. peak hour trips, and 127 net new p.m. peak hour trips.
    - ii. <u>Development Option 2</u>: 725 net new average daily trips, 55 net new a.m. peak hour trips, and 70 net new p.m. peak hour trips.
    - iii. <u>Development Option 3</u>: 990 net new average daily trips, 67 net new a.m. peak hour trips, and 90 net new p.m. peak hour trips.
  - c. Concurrent with each increment of development, the developer shall provide a list of existing and previously approved uses on the site. The list shall contain data including gross floor area, type of use, date the use was approved by Hillsborough County, references to the site/subdivision Project Identification (PI) number (or if no PI number exists, a copy of the permit or other official reference number), calculations detailing the individual increment and cumulative project gross and net new trip generation impacts, and source for the data used to develop such estimates.
  - d. In calculating the trip generation impacts of existing and proposed development, sole authority to determine the appropriateness of certain ITE land use codes shall rest with

the Administrator, who shall consult ITE land use code definitions, trip generation datasets and industry best practices to determine whether use of an individual land use code is appropriate. Trip generation impacts for all existing and proposed uses shall be calculated utilizing the latest available ITE Trip Generation Manual data when possible. At the request of staff, applicants may be required to conduct additional studies or research where a lack of accurate or appropriate data exists to determine appropriate trip generation rates for proposes of calculating whether proposed entitlements exceed the trip cap. Given the wide range of potential uses, and since the transportation analysis submitted for purposes of the zoning does not necessarily represent a worst-case scenario of potential trip generation impacts for any individual use or group of uses, the utilization of certain land use codes within the zoning level analysis shall have no bearing on the appropriateness of the codes ultimately chosen to study project impacts, including whether uses can ultimately be authorized consistent with the above trip caps.

- 7. Notwithstanding anything on the PD site plan to the contrary, internal drive-through window locations, drive-aisle locations, drive-aisle directional designs, and stripped/signed turn around areas shall be constructed in strict compliance with the PD site plan. At a minimum, raised concrete separators shall be constructed as shown on the PD site plan. Additional separators may be required at the time of site/construction plan review.
- 8. Notwithstanding anything on the PD site plan or herein these conditions to the contrary, internal drive-aisles shall comply with applicable TD-2 standards, be a minimum of 12 feet in width, and/or, unless otherwise approved by Hillsborough County Fire Rescue, be a minimum of 15 feet in width where such drive aisle serves to provide required fire circulation, whichever is greater (as applicable).
- 9. Notwithstanding anything on the PD site plan or herein these conditions to the contrary, parking shall comply with Section 6.05 of the LDC. Additionally, the developer shall be required to construct off-street loading spaces in accordance with LDC Sections 6.05.02.N. and O. The developer shall not be permitted to utilize the area designated as "Striped/Signed Area for Vehicle Turnarounds No Parking or Loading Permitted."
- 10. If on-site use/operations are determined by Hillsborough County to cause or contribute to the significant off-site queuing of vehicles onto Four Oaks Rd. or Gunn Hwy., the property owner shall be required (upon a written request by Hillsborough County) to propose corrective measure(s), which could include but shall not be limited to revised onsite operational plans, revised site design, and/or changes to the external roadway/driveway access. Such measures will be subject to the review and approval of Hillsborough County. In the event an agreement on suitable corrective measures cannot be reached, or measures fail to fully address the issue to the satisfaction of Hillsborough County, then the property owner shall propose some other method of elimination of the significant off-site safety and operational issue(s), which may include but shall not be limited to alternative use of the land consistent with approved zoning designations and/or alternative land use arrangements. Alternatively, the County may require closure of one of the project access connections and/or restrict project access to eliminate certain movements.
- 11. Consistent with the Hillsborough County Corridor Preservation Plan, the developer shall preserve up to +/- 4.5 feet of right-of-way along the project's Gunn Hwy. frontage, such that a minimum of +/- 70 feet is preserved north of the existing right-of-way centerline. Only those interim uses allowed by the Hillsborough County Land Development Code shall be permitted within the preserved right-of-way. The right-of-way preservation area shall be shown on all future site plans, and building setbacks shall be calculated from the future right-of-way line.
- 12. The developer shall construct a northbound to westbound left turn lane on Four Oaks Blvd. at the project entrance.

- 13. Consistent with LDC Sec. 6.03.02.D., because the Four Oaks Ave. right-of-way is too small to install the required sidewalk, the developer shall dedicate and convey an easement (for public access and maintenance purposes) to Hillsborough County. Alternatively, at the developer's sole option, the developer may choose to dedicate and convey the underlying fee to the County.
- 14. The developer shall construct transit improvements in accordance with Sec. 6.03.09 of the LDC.
- 15. Construction access shall be limited to those locations shown on PD site plan which are also proposed vehicular access connections. The developer shall include a note in each site/construction plan submittal which indicates same.
- 16. If PD 22-0686 is approved, the County Engineer will approve a Design Exception (dated March 1, 2023 and last revised July 21, 2023) which was found approvable by the County Engineer (on August 13, 2023) for the Four Oaks Rd. substandard roadway improvements. As Four Oaks Rd. is a substandard local roadway, the developer will be required to make certain improvements to a portion of Four Oaks Rd. along their project frontage prior to concurrent with the initial increment of development, consistent with (and as more fully described by) the Design Exception. Specifically, the developer shall:
  - a. Widen/reconstruct the roadway as necessary to achieve/maintain 11-foot-wide lane widths;
  - b. Install Type F-curb along both sides of the roadway; and,
  - c. Ensure minimum 5-foot-wide separations are maintained on both sides of the roadway between the existing and to-be constructed sidewalks and the back of the Type-F curb.

### PROJECT SUMMARY AND ANALYSIS

The applicant is requesting to rezone a +/- 4.65 ac. parcel from Residential Single-Family Conventional – 9 (RSC-9) to Planned Development (PD). The applicant is seeking entitlements for three development options. Option 1 permits up to 30,000 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions and up to 12,500 s.f. of Child Care Center uses with a maximum enrollment of 145 students. Option 2 permits up to 9,900 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions, up to 10,100 s.f. of Professional Service uses, and up to 101,000 s.f. of Mini-Warehouse uses. Option 3 permits up to 18,000 s.f. of Commercial General (CG) district uses, of which a maximum of 2,000 s.f. may be Eating Establishments with Drive-up Facilities, subject to certain trip generation restrictions, up to 2,000 s.f. of Professional Service uses, and up to 39 Single-family Attached (Townhouse) dwelling units.

As required by the Development Review Procedures Manual (DRPM), the applicant submitted a trip generation and site access analysis which examined each proposed development scenario. Staff did not scrutinize commercial land use code usage, since the applicant is proposing a trip generation cap on those CG uses. Staff will determine the appropriate code at the time of site/construction plan review, which the applicant will then utilize to ensure cumulative development does not exceed the values studied and presented in the applicant's trip generation analysis.

Utilizing data from the applicant's study and the Institute of Transportation Engineer's <u>Trip Generation Manual</u>, 11<sup>th</sup> Edition, and based upon a generalized worst-case scenario of the subject site and utilizing Option 1 (which is the highest trip generating option of the three development options proposed), staff has prepared a comparison of the trip generation potential at project buildout under the existing and proposed zoning designations.

Existing Use:

Land Use/Size	24 Hour Two-Way	Total Peak hour Trips		
	Volume	AM	PM	
RSC-9, 41 Single Family Detached Dwelling Units (ITE LUC 210)	444	33	43	

Proposed Use (Option 1 – Worst Case Scenario):

Land Use/Size	24 Hour Two-Way	Total Peak Hour Trips		
Zuna 636, 6126	Volume	AM	PM	
PD, Commercial General Uses Subject to Trip Cap (Per Applicant's Analysis)	2,460	155	228	
PD, 145 Student Child Care Center Use (ITE LUC 565)	594	104	102	
Subtotal:	3,054	259	330	

Trip Generation Difference:

Land Use/Size	24 Hour Two-Way	Total Peak Hour Trips		
	Volume	AM	PM	
Difference	(+) 2,610	(+) 226	(+) 287	

#### TRANSPORTATION INFRASTRUCTURE SERVING THE SITE

Gunn Hwy. is a 4-lane, divided, publicly maintained, arterial roadway characterized by +/- 11-foot-wide lanes in average condition. Along the project's frontage, the roadway lies within a variable width right-of-way (between +/- 135 and +/- 150 feet in width). There are +/- 5-foot-wide sidewalks along portions of the north and south side of Gunn Hwy. the vicinity of the proposed project. There are +/- 5-foot-wide bicycle facilities (or paved shoulders) along Gunn Hwy. in the vicinity of the proposed project.

The segment of Gunn Hwy. along the project's frontage is identified on the Hillsborough County Corridor Preservation Plan as a future 6-lane roadway. There is no typical section standard for a 6-lane roadway within the Hillsborough County Transportation Technical Manual (TTM). The minimum right-of-way necessary to accommodate a 6-lane roadway is calculated by taking the minimum right-of-way of 110 feet for a 4-lane, urban collector roadway (TS-4 per the TTM) and adding an additional 22 feet for the additional two travel lanes (for a total of 132 feet required). There is an existing eastbound to southbound right turn lane on Gunn Highway opposite the proposed site. As such, the existing minimum right-of-way width of 135 feet is reduced by 11 feet to account for continuation of that turn lane in the future 6-lane condition. As such, there is 124 feet of right-of-way available for the future 6-lane roadway, with 132 feet required. As such, per the LDC one-half of the 8-foot discrepancy is required to be preserved by the applicant of the subject PD. Staff notes the applicant proposed a 4.5-foot-wide preservation, which may be due to a rounding or other error or the minimum right-of-way data presented. Regardless, staff's condition reflects the 4.5 preservation shown on the PD site plan.

Four Oaks Rd. is a 2-lane, undivided, publicly maintained, substandard, local roadway characterized by +/-18 to 32 feet of pavement in poor condition. Along the project's frontage, the roadway lies within a variable width right-of-way (between +/- 50 and +/- 144 feet in width). There are +/- 5-foot-wide sidewalks along

portions of the east and west side of Four Oaks Rd. in the vicinity of the proposed project. There are no bicycle facilities on Four Oaks Rd.

#### SITE ACCESS, CONNECTIVITY AND CIRCULATION

#### **Generally**

Vehicular access to site is being served by one (1) right-in/right-out driveway connection to Gunn Hwy. and one (1) full access connection to Four Oaks Rd. Internal project driveways are proposed to be ungated, which will help to ensure.

Auxiliary (turn) lanes are not warranted consistent with Section 6.04.04.D. of the LDC.

Cross access is not warranted consistent with Section 6.04.03.Q. of the LDC.

Staff had concerns about the project's northbound left turn lane on Four Oaks Rd. taking space from a southbound left which could be needed at the signalized Four Oaks Rd. and Gunn Hwy. intersection. The County Engineer reviewed the plans with the applicant's transportation consultant, and determined that a dedicated southbound left turn lane was difficult or impossible to construct given offset issues which would be created due to the geometry of the southern leg of the intersection, and that the areas to the north was largely built out/stable, and therefore, there is a reduced likelihood of additional significant traffic pressures being placed on this intersection in the future (i.e. that could push to such dedicated left turn being warranted).

#### Site Circulation

Staff had (and to a certain extent continues to have) significant concerns regarding internal circulation within the site, particularly given the proposal to include uses which permit drive-through facilities (e.g. fast food restaurants with drive-through facilities). Staff worked with the applicant to come up with alternative land use and drive aisle arrangements which provide potentially longer and more efficient drive through queuing within the site, a critical feature of which is the installation of raised concrete separators which will help ensure continued availability of bypass lanes and circulation aisles within the site and minimize the likelihood that project traffic will back up into adjacent roadways. While the applicant appears confident that they can operate the revised site without negative impacts to adjacent roadways, staff continued to have concerns given a lack of information about the entities who will occupy the facility and the County's inability to restrict individual brands within the site (staff notes that, anecdotally, certain brands and types of uses can have far greater drive-through impacts than other similar uses). As such, has also proposed a condition which is designed to ensure that any significant and repetitious negative impacts which occur in the future to adjacent roadways are mitigated by the property owner.

#### REQUESTED DESIGN EXCEPTION

Give that Four Oaks Rd. is a substandard local roadway, the applicant's Engineer of Record (EOR) submitted a Design Exception request (dated March 1, 2023 and last revised July 21, 2023) for Four Oaks Rd. to determine the specific improvements that would be required by the County Engineer. Based on factors presented in the Design Exception request, the County Engineer found the Design Exception request approvable (on August 13, 2023). The deviations from the Hillsborough County Transportation Technical Manual (TTM) TS-7 (for 2-lane Rural Local and Collector Roadways) include the following:

- The developer shall be able to utilize a 50-foot-wide right-of-way width in lieu of the 96-foot-wide right-of-way required per TTM TS-7;
- The developer shall be permitted to maintain/construct 11-foot-wide travel lanes in lieu of the 12-foot-wide lanes required per TTM TS-7;
- The developer shall be permitted to utilize F-type curbs in lieu of the 8-foot-wide stabilized shoulders of which 5-feet are paved as required per TS-7;

• The developer shall be permitted reduce the required separation between the sidewalk and the travel lane from the 29 feet required pursuant to TS-7 to a minimum of 5-feet on the east and west sides of Four Oaks Rd.).

The developer is required to construct certain improvements within each of two areas, consistent with the Design Exception. For purposes of the Design Exception, Segment BB is defined as the 120 feet of Four Oaks Rd. north of the proposed project access and continuing south for a distance of +/- 30 feet south of the southernmost point of tangency for the proposed Four Oaks Access, i.e. to the northern boundary of Segment CC, and Segment CC is defined as the portion of Four Oaks Rd. between the southern boundary of Segment BB and a point +/- 100-feet north of Gunn Hwy. Specifically:

- 1. Within Segment BB, the developer shall install transitional gore striping, add type F-curb along both sides of the roadway, and widen/reconstruct the roadway as necessary to maintain an 11-footwide lane width and minimum 5-foot-wide separation between the back of curb and sidewalk on both sides of the roadway.
- 2. Within Segment CC (and the southernmost portion of segment BB), the developer shall be required to construct a northbound to westbound left turn lane and widen the existing road to ensure all lanes have a width of 11-feet. The developer shall also be required to install F-type curbing along both sides of the roadway and maintain a minimum 5-foot-wide separation between the back of curb and sidewalk on both sides of the roadway.

#### ROADWAY LEVEL OF SERVICE (LOS) INFORMATION

Level of Service (LOS) information for adjacent roadway section(s) is reported below. Four Oaks Rd. is not listed in the LOS report. As such, no information for this facility can be provided.

Roadway	From	То	LOS Standard	Peak Hour Directional LOS
Gunn Hwy.	Anderson/Lynn Turner	Casey Rd.	Е	С

Source: Hillsborough County 2020 Level of Service Report.

#### Ratliff, James

From: Williams, Michael

**Sent:** Sunday, August 13, 2023 11:44 PM

To: Micahel Yates (myates@palmtraffic.com); Vicki Castro

Cc: tirados@hillboroughcounty.org; Heinrich, Michelle; Ratliff, James; PW-CEIntake; De Leon, Eleonor; JD

Alsabbagh (jalsabbagh@sycamoreeng.com)

**Subject:** FW: RZ PD 22-1647 - Design Exception Review

Attachments: 22-1647 DEReq 07-27-23.pdf; FW: RZ PD 22-1647 - Design Exception Review

#### Michael/Vicki,

I have found the attached Design Exception (DE) for PD 22-1647 APPROVABLE.

Please note that it is you (or your client's) responsibility to follow-up with my administrative assistant, Eleonor De Leon (<u>DeLeonE@hillsboroughcounty.org</u> or 813-307-1707) after the BOCC approves the PD zoning or PD zoning modification related to below request. This is to obtain a signed copy of the DE/AV.

If the BOCC denies the PD zoning or PD zoning modification request, staff will request that you withdraw the AV/DE. In such instance, notwithstanding the above finding of approvability, if you fail to withdraw the request, I will deny the AV/DE (since the finding was predicated on a specific development program and site configuration which was not approved).

Once I have signed the document, it is your responsibility to submit the signed AV/DE(s) together with your initial plat/site/construction plan submittal. If the project is already in preliminary review, then you must submit the signed document before the review will be allowed to progress. Staff will require resubmittal of all plat/site/construction plan submittals that do not include the appropriate signed AV/DE documentation.

Lastly, please note that it is critical to ensure you copy all related correspondence to <u>PW-CEIntake@hillsboroughcounty.org</u>

Mike

#### Michael J. Williams, P.E.

Director, Development Review County Engineer

**Development Services Department** 

P: (813) 307-1851 M: (813) 614-2190

E: Williamsm@HillsboroughCounty.org

W: HCFLGov.net

#### **Hillsborough County**

601 E. Kennedy Blvd., Tampa, FL 33602

Facebook | Twitter | YouTube | LinkedIn | HCFL Stay Safe

Please note: All correspondence to or from this office is subject to Florida's Public Records law.

From: Tirado, Sheida < Tirado S@hillsboroughcounty.org >

Sent: Saturday, August 12, 2023 7:41 PM

To: Williams, Michael < Williams M@Hillsborough County. ORG>

Subject: RE: RZ PD 22-1647 - Design Exception Review

Hello Mike,

The attached DE Was deemed approvable by you on 7/17, see the attached email, per some additional comments from James it was revised to clarify better the improvements and the attached is the most recent version.

Please include the following people in your email response:

vcastro@palmtraffic.com myates@palmtraffic.com jalsabbagh@sycamoreeng.com heinrichm@hillsboroughcounty.org ratliffja@hillsboroughcounty.org

Best Regards,

#### Sheida L. Tirado, PE (she/her/hers)

**Transportation Review Manager**Development Services Department

P: (813) 276-8364

E: tirados@HCFLGov.net

W: HCFLGov.net

#### **Hillsborough County**

601 E. Kennedy Blvd., Tampa, FL 33602

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Please note: All correspondence to or from this office is subject to Florida's Public Records law.



Revised July 21, 2023 Revised June 28, 2023 Revised May 31, 2023 March 01, 2023

Mr. Michael Williams, P.E.
Hillsborough County
Development Services Department
Development Review Director
County Engineer
601 East Kennedy Boulevard, 20th Floor
Tampa, Florida 33602

RE: 12208 Four Oaks Road (PD 22-1674)

Folio: 019113-0000

Design Exception – Four Oaks Road Palm Traffic Project No. T22104

Dear Mr. Williams:

The purpose of this letter is to provide justification for the design exception per Transportation Technical Manual (TTM) 1.7 to meet the requirements of the Hillsborough County Land Development Code (LDC) Section 6.04.03.L (existing facility) in association with the proposed worst case scenario development of a 2,000 square foot fast food restaurant with drive through, a 28,000 square foot retail building and a 12,500 square foot day care center located north of Gunn Highway and west of Four Oaks Road, as shown in Figure 1. This request is made based on our virtual meeting on January 13, 2023, with Hillsborough County staff.

The project proposes to have one (1) right-in/right-out access to Gunn Highway and one (1) full access to Four Oaks Road. Four Oaks Road is identified in the Hillsborough County Comprehensive Plan as a local roadway and was identified during our meeting as a substandard road. Four Oaks Road has a posted speed limit of 15 mph with approximately 319 PM peak hour trip ends (approximately 3,190 daily trip ends). Four Oaks Road currently has 11-foot travel lanes, a 5-foot sidewalk on both sides of the roadway within approximately 50 feet of right of way. No bike lanes currently exist on either side of Four Oaks Road.

The segment is broken into two parts, from the intersection of Gunn Highway north approximately 125 feet (shown in Section CC) and from where the left turn lane begins north to where the roadway transitions back to the existing roadway (shown in Section BB). The existing section to the north is shown in Section AA which currently has 10.5-foot travel lanes, and 5-foot sidewalks on both sides of the roadway. No modifications are proposed for this section.

This request is a design exception to the Hillsborough County Transportation Technical Manual for Four Oaks Road from Gunn Highway north to the beginning of the turn lane. For Section CC, the requested exceptions to the TS-7 typical section and the justification are as follows:

1. The existing ROW along Four Oaks Road is approximately 50 feet. The typical TS-7 section for a rural, two-lane undivided roadway requires a minimum of 96 feet of ROW with 12-foot lanes, 5-foot paved shoulder, open drainage, and a 5-foot sidewalk.

Mr. Michael Williams, P.E. July 21, 2023 Page 2

2. The request is to maintain the existing 11-foot travel lanes, open drainage and a 5-foot sidewalk on both sides of the road. Based on Table 3-20 of the Florida Green Book, 10-foot travel lanes and turn lanes are identified as acceptable.

The proposed typical section is shown in Figure 2 and the proposed improvements are shown in Figure 3.

For Section BB, the requested exceptions to the TS-4 typical section and the justification are as follows:

- 1. The typical TS-4 section for an urban, two-lane undivided roadway requires a minimum of 75 feet (additional 11 feet for the left turn lane) of ROW with 11-foot lanes, 7-foot buffered bike lane, 5-foot sidewalk, 5-foot grass strip and F type curb.
- 2. Section BB currently has 10-foot travel lanes in approximately 50 feet of right of way. The request is to provide 11-foot travel lanes and an 11-foot northbound left turn lane, a 5-foot sidewalk on both sides of the roadway, a 5-foot grass strip and F type curb. Due to ROW constraints, the sidewalk on the west side of Four Oaks Road will be placed outside of the current right of way along the project frontage. At time of construction permitting, an easement agreement of right of way dedication will be made to convey public rights to the sidewalk.

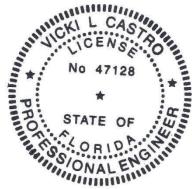
The proposed typical section is shown in Figure 2. Please do not hesitate to contact us if you have any questions or require any additional information.

Sincerely,

# Vicki L Castro

Vicki L Castro, P.E. Principal Digitally signed by Vicki L Castro

Date: 2023.07.21 11:08:00 -04'00'



> Michael J. Williams Hillsborough County Engineer

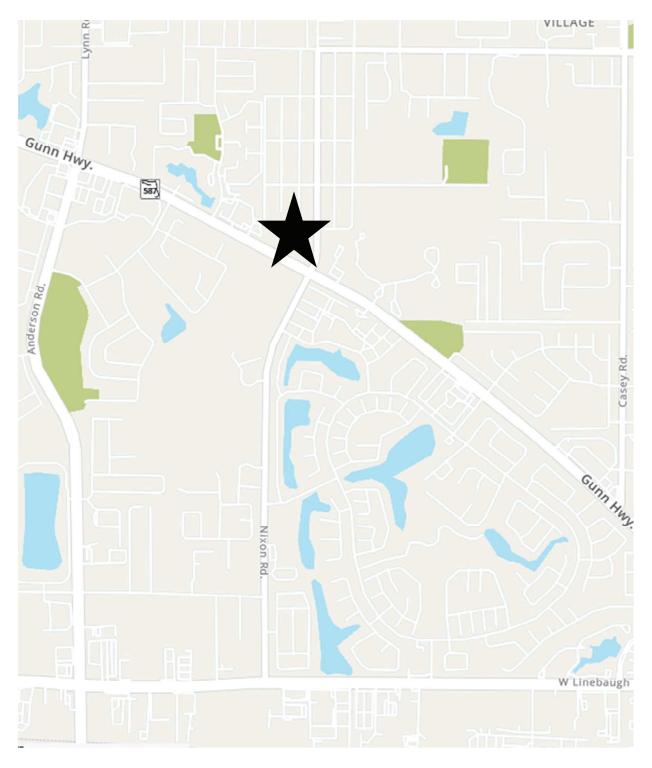
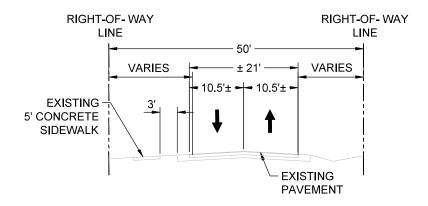
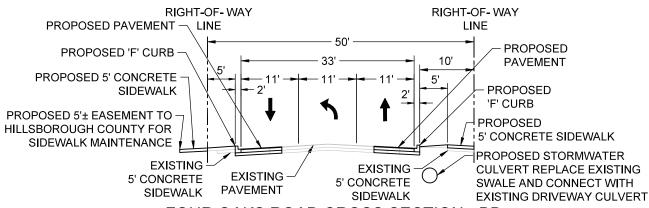


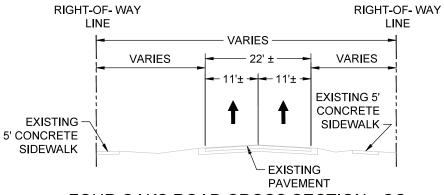
FIGURE 1. LOCATION MAP



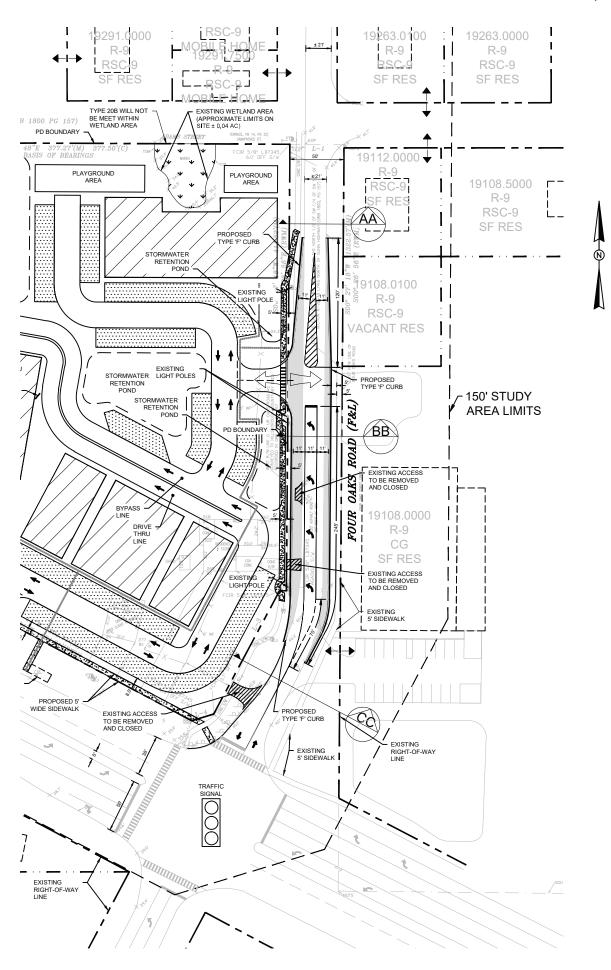
# FOUR OAKS ROAD CROSS SECTION - AA



# FOUR OAKS ROAD CROSS SECTION - BB

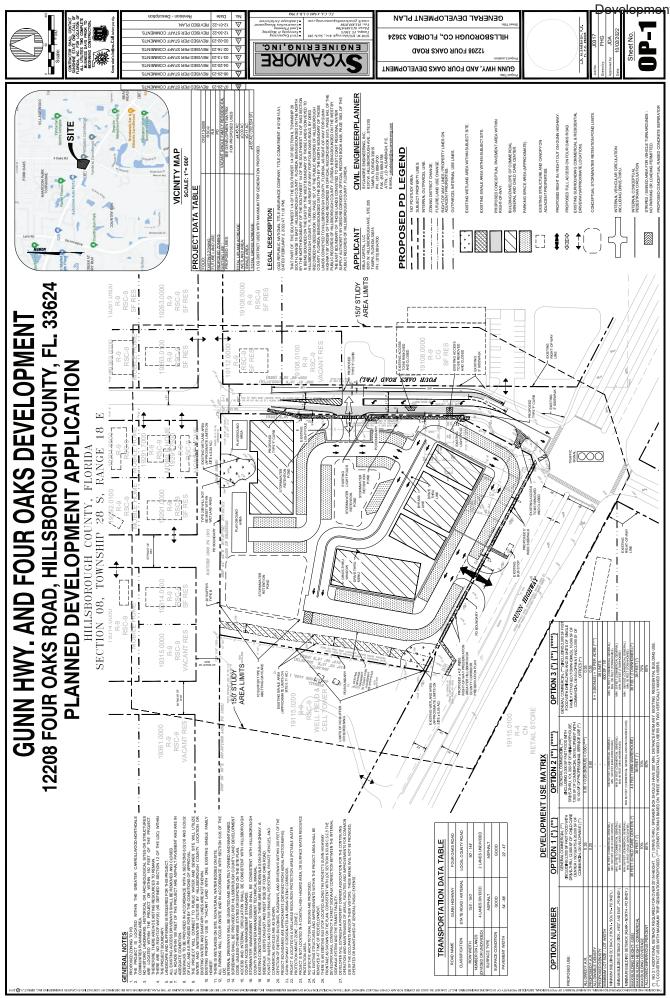


FOUR OAKS ROAD CROSS SECTION - CC



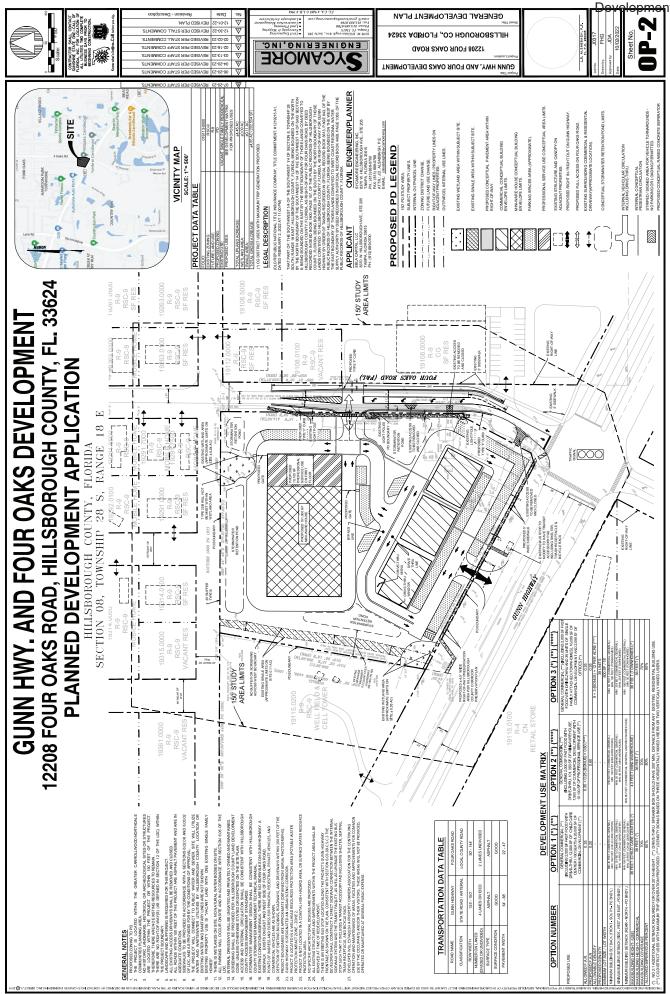
Received July 27, 2023

Devalopment Services



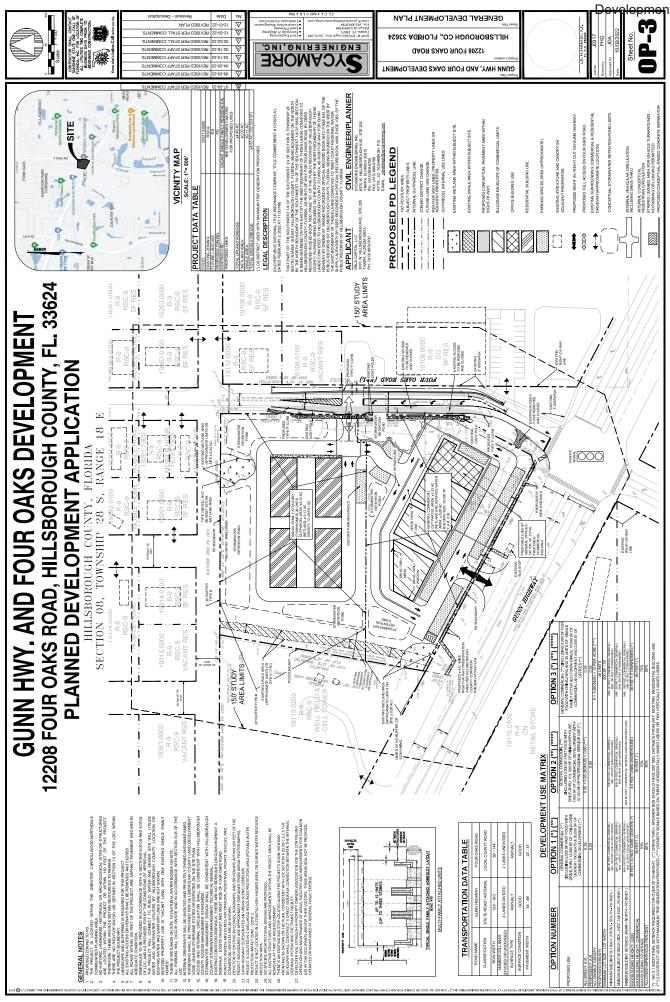
Received July 27, 2023

Development Services



Received July 27, 2023

Devalopment Services



## Transportation Comment Sheet

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

Adjoining Roadways (cl	Adjoining Roadways (check if applicable)						
Road Name	Classification	<b>Current Conditions</b>	Select Future Improvements				
Four Oaks Blvd.	County Local - Rural	2 Lanes  ⊠Substandard Road  ⊠Sufficient ROW Width (for Urban Section)	<ul> <li>□ Corridor Preservation Plan</li> <li>⋈ Site Access Improvements</li> <li>⋈ Substandard Road Improvements</li> <li>□ Other</li> </ul>				
Gunn Hwy.	County Arterial - Rural	4 Lanes  ☐ Substandard Road ☐ Sufficient ROW Width	<ul><li>☑ Corridor Preservation Plan</li><li>☐ Site Access Improvements</li><li>☐ Substandard Road Improvements</li><li>☐ Other</li></ul>				
	Choose an item.	Choose an item. Lanes  ☐ Substandard Road ☐ Sufficient ROW Width	<ul> <li>□ Corridor Preservation Plan</li> <li>□ Site Access Improvements</li> <li>□ Substandard Road Improvements</li> <li>□ Other</li> </ul>				
	Choose an item.	Choose an item. Lanes  □Substandard Road  □Sufficient ROW Width	<ul><li>☐ Corridor Preservation Plan</li><li>☐ Site Access Improvements</li><li>☐ Substandard Road Improvements</li><li>☐ Other</li></ul>				

<b>Project Trip Generation (Option 1 – Worst-Case Scenario)</b> □Not applicable for this request							
	Average Annual Daily Trips	A.M. Peak Hour Trips	P.M. Peak Hour Trips				
Existing	444	33	43				
Proposed	3,054	259	330				
Difference (+/-)	(+) 2,610	(+) 226	(+) 287				

<sup>\*</sup>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	Х	Vehicular & Pedestrian	None	Meets LDC		
East	Х	Vehicular & Pedestrian	None	Meets LDC		
West		None	None	Meets LDC		
Notes:						

<b>Design Exception/Administrative Variance</b> □ Not applicable for this request							
Road Name/Nature of Request	Туре	Finding					
Four Oaks Rd./ Substandard Road	Design Exception Requested	Approvable					
	Choose an item.	Choose an item.					
Notes:							

## Transportation Comment Sheet

4.0 Additional Site Information & Agency Comments Summary						
Transportation	Objections	Conditions Requested	Additional Information/Comments			
<ul><li>☑ Design Exception/Adm. Variance Requested</li><li>☑ Off-Site Improvements Provided</li></ul>	☐ Yes ☐ N/A ⊠ No	⊠ Yes □ No				

#### **COMMISSION**

Joshua Wostal CHAIR
Harry Cohen VICE-CHAIR
Donna Cameron Cepeda
Ken Hagan
Pat Kemp
Gwendolyn "Gwen" W. Myers
Michael Owen



#### **DIRECTORS**

appear to accurately depict the onsite wetlands in

the northeastern portion of the property

Janet D. Lorton EXECUTIVE DIRECTOR
Elaine S. DeLeeuw ADMIN DIVISION
Sam Elrabi, P.E. WATER DIVISION
Rick Muratti, Esq. LEGAL DEPT
Diana M. Lee, P.E. AIR DIVISION
Steffanie L. Wickham WASTE DIVISION
Sterlin Woodard, P.E. WETLANDS DIVISION

#### AGENCY COMMENT SHEET

REZON	REZONING						
HEARING DATE: February 20, 2023	COMMENT DATE: January 6, 2023						
PETITION NO.: 22-1647	PROPERTY ADDRESS: 12208 Four Oaks Rd, Tampa						
EPC REVIEWER: Abbie Weeks	FOLIO #: 0191130000						
<b>CONTACT INFORMATION:</b> (813) 627-2600 X1101	STR: 08-28S-18E						
EMAIL: weeksa@epchc.org							
REQUESTED ZONING: RSC-9 to PD							
FINDI	NGS						
WETLANDS PRESENT	YES						
SITE INSPECTION DATE	12/16/2022						
WETLAND LINE VALIDITY	N/A						
WETLANDS VERIFICATION (AERIAL PHOTO,	Wetlands existing in the northern and western						
SOILS SURVEY, EPC FILES)	portion of the property. The site plan does not						

#### RECOMMENDED ZONING RESUBMITTAL COMMENTS:

1. The Planned Development as proposed on the site plan appears to result in wetland impacts for the development of the northern outparcel (i.e. Day Care, Mini-Warehouse, Single-Family Attached Units) and associated stormwater pond which have not been authorized by the Executive Director of the Environmental Protection Commission (EPC). EPC staff recommends that the applicant redesign this site plan to utilize the available upland areas and avoid impacts to the wetlands, pursuant to the EPC Wetlands rule, Chapter 1-11, Rules of the EPC and the adopted Basis of Review for Chapter 1-11. Chapter 1-11 prohibits wetland impacts unless they are necessary for reasonable use of the property. Staff of the EPC recommends that this requirement be taken into account during the earliest stages of site design so that wetland impacts are avoided or minimized to the greatest extent possible. The size, location, and configuration of the wetlands may result in requirements to reduce or reconfigure the improvements depicted on the plan. If you choose to proceed with the wetland impacts depicted on the plan, a separate wetland impact/mitigation proposal and appropriate fees must be submitted to this agency for review.

2. The subject property contains wetland/other surface waters (OSW) areas, which have not been delineated. Knowledge of the actual extent of the wetland and OSW are necessary in order to verify the avoidance of wetland impacts pursuant to Chapter 1-11. Prior to the issuance of any building or land alteration permits or other development, the wetlands/OSWs must be field delineated in their entirety by EPC staff or Southwest Florida Water Management District staff (SWFWMD) and the wetland line surveyed. Once delineated, surveys must be submitted for review and formal approval by EPC staff.

#### **INFORMATIONAL COMMENTS:**

- The acreage of the wetland areas, and associated wetland setbacks, may result in the applicant's inability to construct the project as envisioned, and it may be necessary to reduce the scope of the project and/or redesign the proposed development layout to avoid wetland impacts.
- Please note that the construction and location of any proposed wetland/other surface water impacts
  and mitigation plan shall be reviewed separately by EPC pursuant to Chapter 1-11 and Basis of
  Review. Please be aware that a submittal provides no reliance that the wetlands may be developed as
  proposed and that EPC staff cannot approve plans at the construction phase if unapproved wetland
  impacts are depicted.
- The Hillsborough County Land Development Code (LDC) defines wetlands and other surface
  waters as Environmentally Sensitive Areas. Pursuant to the LDC, wetlands and other surface waters
  are further defined as Conservation Areas or Preservation Areas and these areas must be designated
  as such on all development plans and plats. A minimum setback must be maintained around the
  Conservation/Preservation Area and the setback line must also be shown on all future plan
  submittals.
- Any activity interfering with the integrity of wetland(s) or other surface water(s), such as clearing, excavating, draining or filling, without written authorization from the Executive Director of the EPC or authorized agent, pursuant to Section 1-11.07, would be a violation of Section 17 of the Environmental Protection Act of Hillsborough County, Chapter 84-446, and of Chapter 1-11.

Aow/

ec: jalsabbagh@sycamoreeng.com



Adequate Facilities Analysis: Planned Development

**Date:** 7/17/23 **Acreage:** 4.64 (+/- acres)

Jurisdiction: Hillsborough County Proposed Zoning: Planned Development

Case Number: RZ PD 22-1647 Future Land Use: R-9

**HCPS #**: RZ-536

Maximum Residential Units: 39

Residential Type: Single-Family

Parcel Folio Number(s): 019113.0000

Address: 12208 Four Oaks Rd

Parcel Folio Number(s): 019113.0000  School Data	Essrig	Hill	Gaither
	Elementary	Middle	High
FISH Capacity Total school capacity as reported to the Florida Inventory of School Houses (FISH)	825	1170	2161
<b>2022-23 Enrollment</b> K-12 enrollment on 2022-23 40 <sup>th</sup> day of school. This count is used to evaluate school concurrency per Interlocal Agreements with area jurisdictions	534	973	2131
Current Utilization Percentage of school capacity utilized based on 40 <sup>th</sup> day enrollment and FISH capacity	65%	83%	99%
Concurrency Reservations  Existing concurrency reservations due to previously approved development. Source:  CSA Tracking Sheet as of 7/6/2023	6	19	24
Students Generated Estimated number of new students expected in development based on adopted generation rates. Source: Duncan Associates, School Impact Fee Study for Hillsborough County, Florida, Dec. 2019	5	2	3
<b>Proposed Utilization</b> School capacity utilization based on 40 <sup>th</sup> day enrollment, existing concurrency reservations, and estimated student generation for application	66%	85%	100%

**Notes:** At this time, adequate capacity exists at Essrig Elementary and Hill Middle School for the proposed rezoning. Although Gaither High School is projected to be at capacity given existing approved development and the proposed rezoning, state law requires the school district to consider whether capacity exists in adjacent concurrency service areas (i.e., school attendance boundaries). At this time, additional capacity exists in adjacent concurrency service areas at the high school level.

This is an analysis for adequate facilities only and is NOT a determination of school concurrency. A school concurrency review will be issued PRIOR TO preliminary plat or site plan approval.

andrea a Stingone

Andrea A. Stingone, M.Ed.
Department Manager, Planning & Siting
Growth Management Department
Hillsborough County Public Schools

E: <u>andrea.stingone@hcps.net</u> P: 813.272.4429 C: 813.345.6684 From: DeWayne Brown
To: Rome, Ashley

Cc: Rodriguez, Dan; Jesus Peraza Garcia

**Subject:** RE: RE RZ PD 22-1647

Date: Wednesday, August 2, 2023 4:49:14 PM

Attachments: <u>image002.png</u>

41697-00 (7" shelter).pdf HART Design Guidelines.pdf

External email: Use caution when clicking on links, opening attachments or replying to this email.

Ashley,

I could not find this project in Optix or in HC Accela. So here are HART's comment on this this

After a careful review of the plans for this project, HART supports the modification of the existing bus stop to add a shelter pad, land pad, shelter, and trash receptacle to this location. Attached are the bus stop specifications from Kimley Horn. Also attached are HART's shelter specifications. We are currently under contract with Tolar Manufacturing to provide shelters and they have our requirements for a standard configuration. However, you are welcome to use the vendor of your choice as long as the shelters exactly match the specs and are approved by HART before purchase.

#### V/r

DeWayne M. Brown, PMP, LSSGB Project Manager I Hillsborough Transit Authority (HART)

1201 East 7th Avenue Tampa, FL 33605 Tel: (813) 384-6557 BrownD2@gohart.org http://www.gohart.org

**From:** Rome, Ashley <RomeA@hillsboroughcounty.org>

**Sent:** Thursday, July 27, 2023 1:43 PM

To: Allen, Cari <AllenCA@hillsboroughcounty.org>; Andrea Papandrew
<papandrewa@plancom.org>; Andrea Stingone <andrea.stingone@hcps.net>; Blinck, Jim
<BlinckJ@HillsboroughCounty.ORG>; Bose, Swati <BoseS@HillsboroughCounty.ORG>; Bryant,
Christina <BryantC@epchc.org>; Bryce Fehringer <fehringerb@plancom.org>; Cabrera, Richard
<CabreraR@HillsboroughCounty.ORG>; Cruz, Kimberly <CruzKi@hillsboroughcounty.org>; Dalfino,
Jarryd <DalfinoJ@hillsboroughcounty.org>; Santos, Daniel <daniel.santos@dot.state.fl.us>; David
Skrelunas <David.Skrelunas@dot.state.fl.us>; Franklin, Deborah <FranklinDS@hcfl.gov>; DeWayne
Brown <BrownD2@gohart.org>; Dickerson, Ross <DickersonR@HillsboroughCounty.ORG>; Ellen
Morrison <ellen.morrison@swfwmd.state.fl.us>; Glorimar Belangia <Glorimar.Belangia@hcps.net>;

Greenwell, Jeffry <GreenwellJ@hillsboroughcounty.org>; Greg Colangelo <colangeg@plancom.org>; Hansen, Raymond < HansenR@hillsboroughcounty.org >; Holman, Emily - PUD <HolmanE@HillsboroughCounty.ORG>; Hummel, Christina <HummelC@hillsboroughcounty.org>; Impact Fees < ImpactFees@hillsboroughcounty.org>; James Hamilton <jkhamilton@tecoenergy.com>; Jesus Peraza Garcia <PerazaGarciaJ@gohart.org>; Jillian Massey <masseyj@plancom.org>; Kaiser, Bernard <KAISERB@HillsboroughCounty.ORG>; Karin Agliano <kagliano@teamhcso.com>; Karla Llanos <llanosk@plancom.org>; Katz, Jonah <KatzJ@hillsboroughcounty.org>; Kyle Brown <kyle.brown@myfwc.com>; landusezoningreviews@tampabaywater.org; Mineer, Lindsey <Lindsey.Mineer@dot.state.fl.us>; Lindstrom, Eric <LindstromE@hillsboroughcounty.org>; Mackenzie, Jason <MackenzieJ@hillsboroughcounty.org>; McGuire, Kevin <McGuireK@HillsboroughCounty.ORG>; Melanie Ganas <mxganas@tecoenergy.com>; Melissa Lienhard lienhardm@plancom.org>; Perez, Richard <PerezRL@hillsboroughcounty.org>; Petrovic, Jaksa <PetrovicJ@HillsboroughCounty.ORG>; Pezone, Kathleen <PezoneK@hillsboroughcounty.org>; Ratliff, James <RatliffJa@hillsboroughcounty.org>; Hessinger, Rebecca <HessingerR@hillsboroughcounty.org>; Renee Kamen Renee Kamen @hcps.net>; Revette, Nacole RevetteN@HillsboroughCounty.ORG>; Carroll, Richard <CarrollR@HillsboroughCounty.ORG>; Daniel Rodriguez <RodriguezD@gohart.org>; RP-Development < RP-Development@hillsboroughcounty.org>; Salisbury, Troy <SalisburyT@hillsboroughcounty.org>; Sanchez, Silvia <sanchezs@epchc.org>; Shelton, Carla <SheltonC@HillsboroughCounty.ORG>; Tony Mantegna <tmantegna@tampaairport.com>; Turbiville, John (Forest) < Turbiville J@Hillsborough County. ORG >; Walker, Clarence <WalkerCK@hillsboroughcounty.org>; Wally Gallart <GallartW@plancom.org>; Weeks, Abbie <weeksa@epchc.org>; WetlandsPermits@epchc.org; Woodard, Sterlin <Woodard@epchc.org> **Cc:** Grady, Brian <GradyB@HillsboroughCounty.ORG>; Heinrich, Michelle <HeinrichM@HillsboroughCounty.ORG>; Timoteo, Rosalina <TimoteoR@HillsboroughCounty.ORG>; Tirado, Sheida < Tirado S@hillsboroughcounty.org>; Williams, Michael <WilliamsM@HillsboroughCounty.ORG>

**Subject:** RE RZ PD 22-1647

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Good Day All,

Please be advised, we have received and uploaded to Optix **revised documents/plans** for the above mentioned application. Please review and comment.

For further information regarding the change/update please contact the assigned planner.

Planner assigned:

Planner: Michelle Heinrich

Contact: heinrichm@hillsboroughcounty.org

Have a good one,

### **Ashley Rome**

# Planning & Zoning Technician

Development Services Dept.

P: (813) 272-5595

E: romea@hillsboroughcounty.org

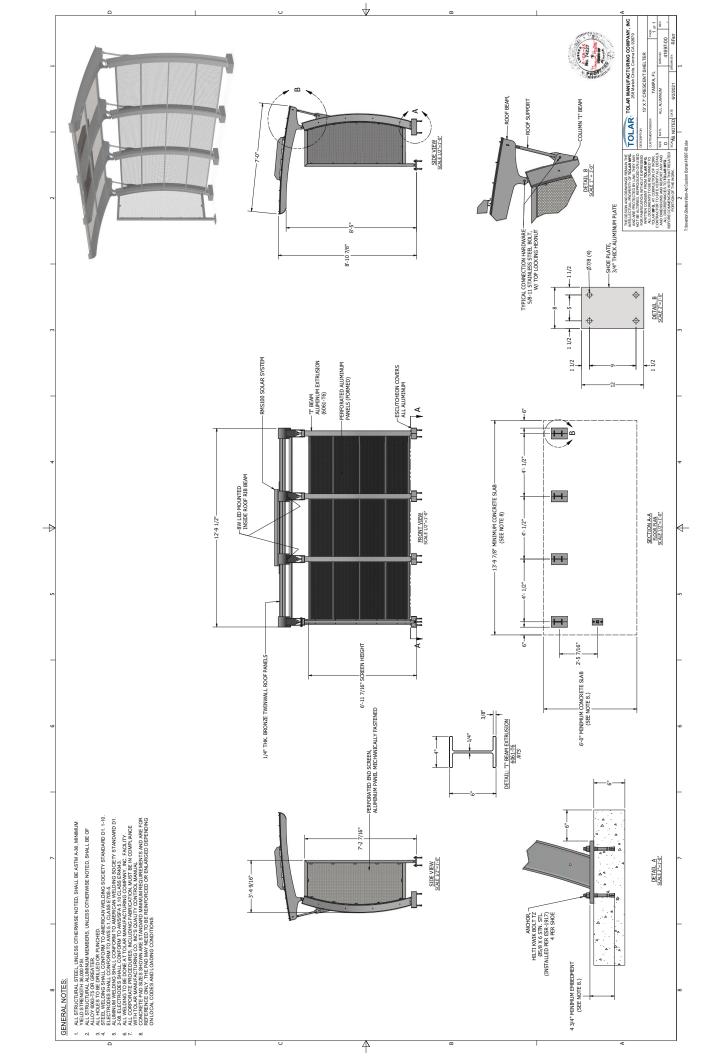
W: <u>HCFLGov.net</u>

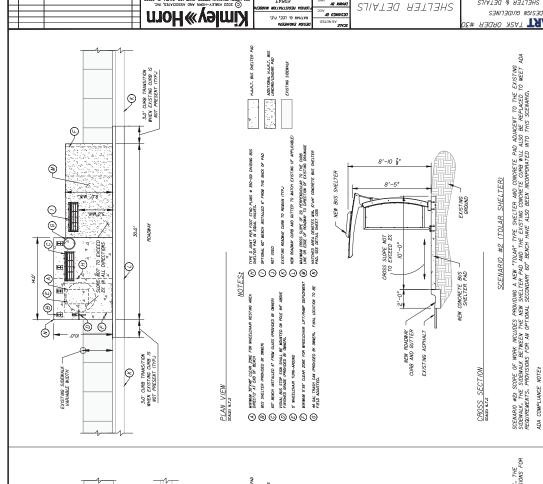
#### Hillsborough County

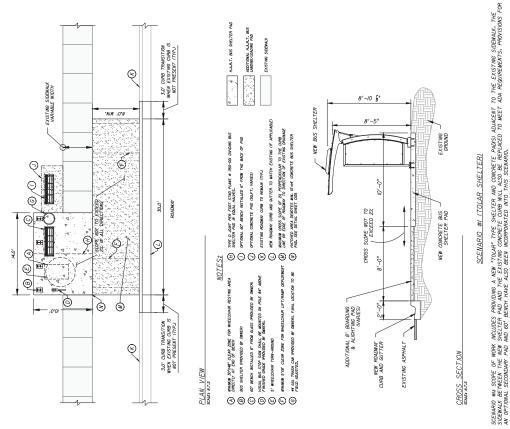
601 E. Kennedy Blvd., Tampa, FL 33602

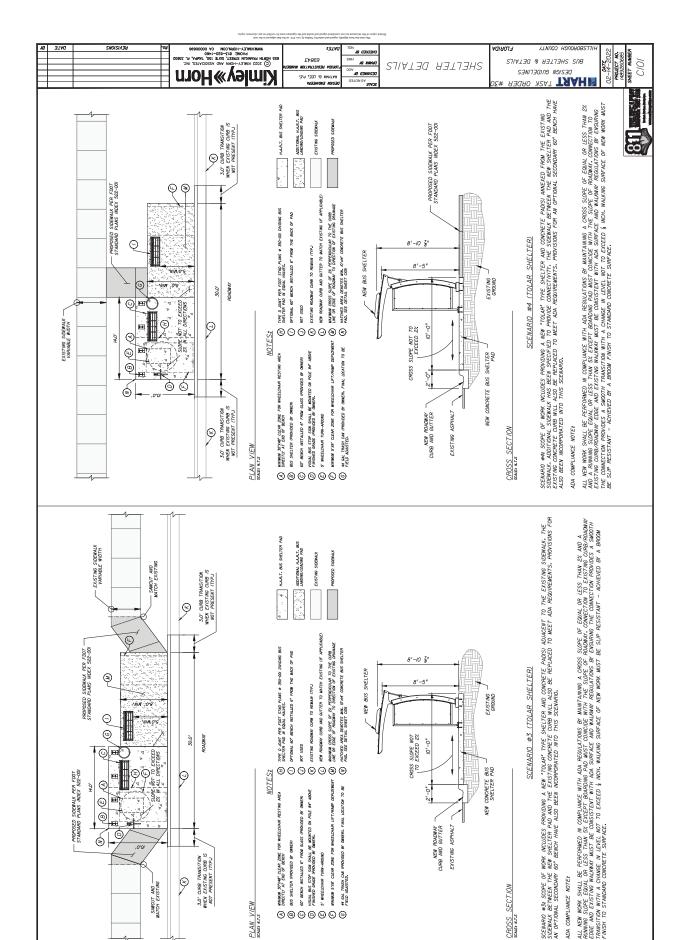
Facebook | Twitter | YouTube | LinkedIn | HCFL Stay Safe

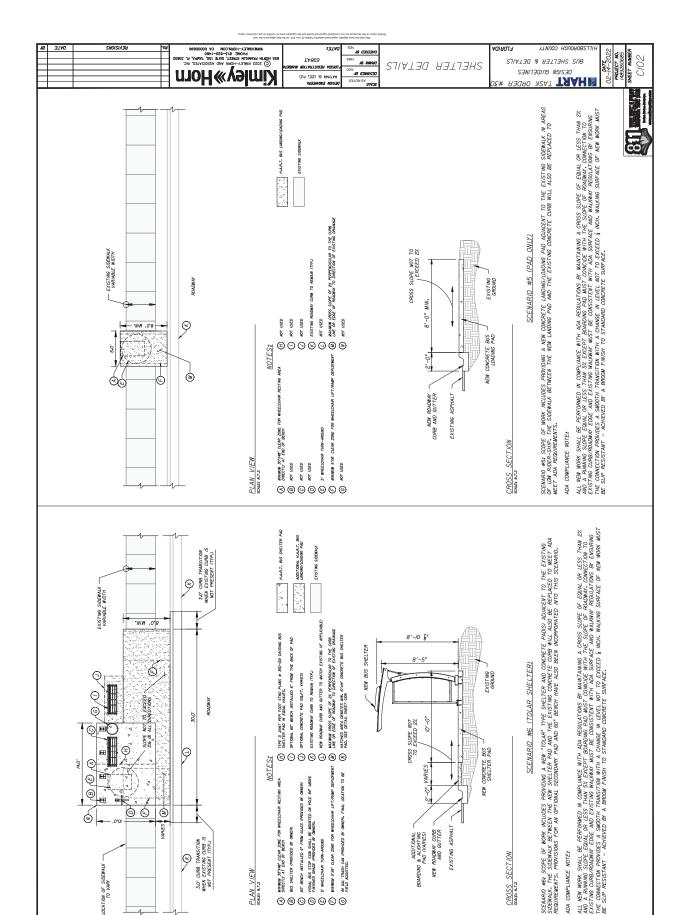
Please note: All correspondence to or from this office is subject to Florida's Public Records law.











9

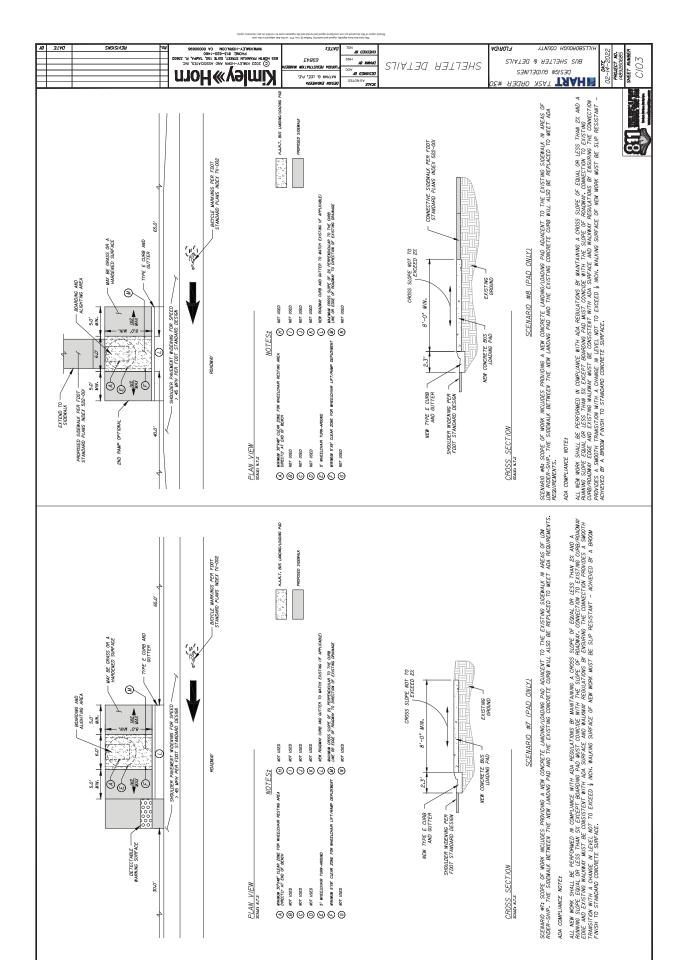
PLAN VIEW SCALE: N.T.S

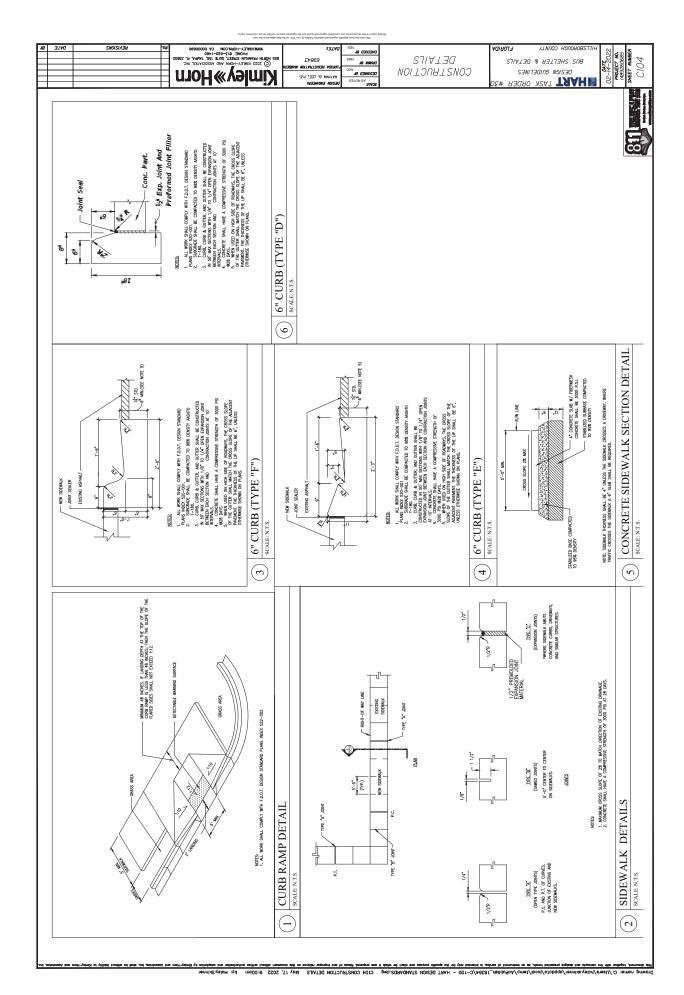
9999999

LOCATION OF SIDEWALK TO VARY

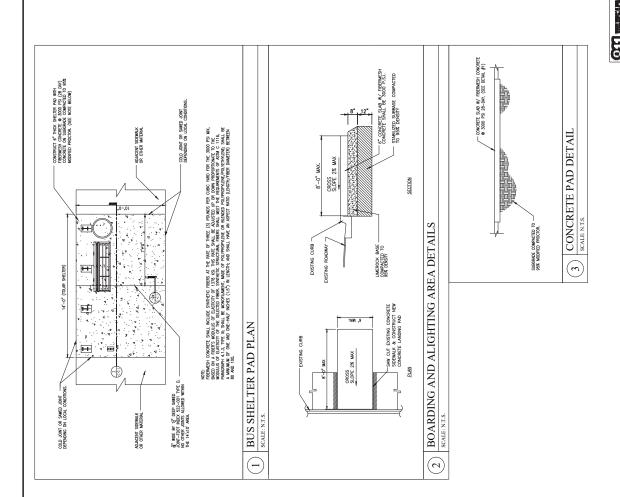
CROSS SECTION

ADA COMPLIANCE NOTE:





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П				655 NORTH FRANKLIN STREET, SUITE 150, TAMPA, FL 33602 PHONE: 813-620-1460			67.07.7.7.7			2022 MO. MO. MARER 5
				C) ZOZZ KIMIEŁ-HOHN WID WZZOCIWIEZ INC:	27803	SNH AR MARKET	S7/AT30	8 DETAILS	BUS SHELTER	02-14-20 PROJECT I 14892606 SHEET NUM
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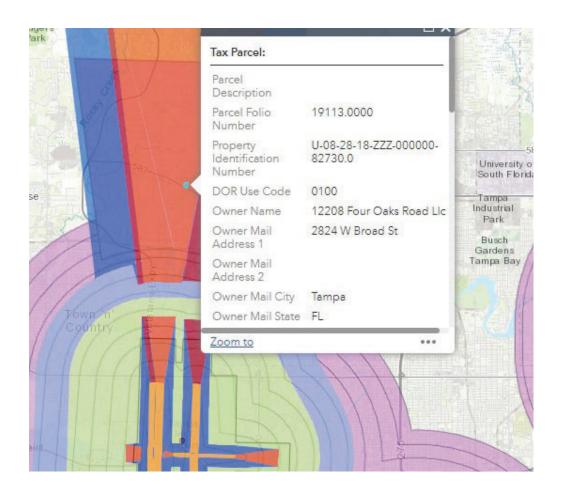


# **AVIATION AUTHORITY LAND USE REVIEW**

# Hillsborough County - OPTIX

<b>DATE:</b> April 26, 2023
PROPOSED USE INFORMATION:
Case No.: 22-1647 Reviewer: Tony Mantegna
Location: 12208 Four Oaks Rd
Folio: <u>19113.0000</u>
Current use of Land: Residential
Zoning: RSC-9
REQUEST: New Townhomes
COMMENTS:
The proposed site falls within Zone "A" on the Airport Height Zoning Map. Any structure including construction equipment that exceeds 180 feet Above Mean Sea Level may require an Airport Height Zoning Permit and must be reviewed by the Airport Zoning Director.
Compatible without conditions (see comments above)
☐ Not compatible (comments)
Compatible with conditions (see comments above) – Potential buyers should be informed that the property falls outside of the 65 dnl noise contour for Tampa International Airport and is a compatible use but the location is directly in the flight path and will be subject to aircraft overflight. The Aviation Authority suggests a noise reduction level of at least 25 db be incorporated into design.

cc: Aviation Authority Zoning Director/Legal/Records Management/Central Records





#### AGENCY REVIEW COMMENT SHEET

**NOTE:** THIS IS ONLY FOR ESTIMATE PURPOSES, BASED ON THE FEES AT THE TIME THE REVIEW WAS MADE. ACTUAL FEES WILL BE ASSESSED BASED ON PERMIT APPLICATIONS RECEIVED AND BASED ON THE FEE SCHEDULE AT THE TIME OF BUILDING PERMIT APPLICATION.

TO: Zoning Review, Development Services DATE: 01/31/2023

**REVIEWER:** Ron Barnes, Impact & Mobility Fee Coordinator

APPLICANT: Ebla Capital, LLC PETITION NO: 22-1647

LOCATION: 12208 four Oaks Rd

**FOLIO NO:** 19113.0000

#### **Estimated Fees:**

(Various use types allowed. Estimates are a sample of potential development)

Retail - Shopping Center Daycare Mini-Warehouse Office

 (Per 1,000 s.f.)
 (Per 1,000 s.f.)
 (Per 1,000 s.f.)
 (Per 1,000 s.f.)

 Mobility: \$13,562.00
 Mobility: \$13,156.00
 Mobility: \$725.00
 Mobility: \$8,336.00

Fire: \$313.00 Fire: \$95.00 Fire: \$32.00 Fire: \$158.00

Bank w/Drive Thru Retail - Fast Food w/Drive Thru Townhouse

(Per 1,000 s.f.) (Per 1,000 s.f.) (est based on a 1,500sf 1-2 Story)

Mobility: \$20,610.00 Mobility: \$104,494.00 Mobility: \$6,661 Fire: \$313.00 Fire: \$313.00 Parks: \$1,957

School: \$7,027 Fire: \$249

#### **Project Summary/Description:**

Urban Mobility, Northwest Fire - Option 1) 12,500 sf daycare & 30,000 sf Gen Comm; Option 2) 101,000 sf mini-warehouse & 16,000 sf Gen Comm & 2,000 sf Fast Food w/DT & 2,000 sf Office; Option 3) 39 SF Attached (Townhouse) & 16,000 sf Gen Comm & 2,000 sf Fast Food w/DT & 2,000 sf Office

# WATER RESOURCE SERVICES REZONING REVIEW COMMENT SHEET: WATER & WASTEWATER

PETITION NO.: PD22-1647			REVIEWED BY:	Randy Rochelle	<b>DATE:</b> <u>12/12/2022</u>	
FOLIO NO.:		19113.0000				
WATER						
	The property lies within the Water Service Area. The applicant should contact the provider to determine the availability of water service.					
	A <u>8</u> inch water main exists <u>(adjacent to the site)</u> , <u>(approximately 45</u> feet from the site) and is located within the east Right-of-Way of Four Oaks Road. 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.					
WASTEWATER						
	The property lies within the Wastewater Service Area. The applicant should contact the provider to determine the availability of wastewater service.					
	A 12 inch wastewater force main exists (adjacent to the site), (approximately feet from the site) and is located within the west Right-of-Way of Four Oaks Road. 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.					
	MENITO: TH	ne subject rezon	sing includes parcals	that are within th	ne Urhan Service Area	

COMMENTS: The subject rezoning includes parcels that are within the Urban Service Area and would require connection to the County's potable water and wastewater systems.

# VERBATIM TRANSCRIPT

## ZHM Hearing August 21, 2023

A	agust 21, 2025					
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, August 21, 2023					
TIME:	Commencing at 6:00 p.m. Concluding at 8:43 p.m.					
LOCATION:	Hillsborough County BOCC 601 East Kennedy Boulevard Tampa, Florida 33601					
Reported by: Diane DeMarsh, AAERT No.	1654					

#### ZHM Hearing August 21, 2023

1 Next item is Item D.4, PD Rezoning MS. HEINRICH: 2 The applicant is requesting to rezone property to PD I reviewed this for Development Services and will 3 present Staff findings after the applicant's presentation. 5 HEARING MASTER: All right. Thank you. MR. ALSABBAGH: Good evening respected Zoning Hearing 6 My name is J.D. Alsabbagh and with Sycamore Engineering. My address is 8370 West Hillsborough Avenue, 8 Suite 205, Tampa, Florida 33615. And I have already sworn. I'm representing the applicant I have with me, Mr. Mike Yates. 10 on traffic. He's our traffic consultant. 11 Our subject property for today is 4.65 acres located 12 13 in the northwest corner of Gunn Highway and Four Oaks Road it's 14 Tampa, Florida, which is the subject of this PD rezoning 15 request. The property has about 0.25 acre or less of wetland. An an existing zoning of RSC-9 and Future Land Use RES-9. 16 proposed PD is surrounded by Four Oaks Road on the east with 17 18 commercial use and two-single family lots, which one is vacant. 19 Gunn Highway to the south, Tampa Bay water which has an active 20 well and tower to the west. And 40-foot wide highly vegetated 21 alley to the north. One second here. 22 So this is the Future Land Use and this is of course, 23 sorry, this is the existing zoning. We are proposing three option of entitlement. First option consists of 12,500 square 24 foot of childcare center and 30,000 square foot of commercial 25

#### ZHM Hearing August 21, 2023

general. This -- there is no (indiscernible) request on this option.

The second option consists of 110,000 square foot of mini warehouse, 9,900 square foot of professional services, which are both vertically integrated. And based on that, we are requesting the per Policy 19.3 to have FAR bonus from 0.35 to 0.6. In this option, we also proposing 9,900 square foot of commercial generally use.

The third option consists of 18,000 square foot of commercial general use, 2,000 square foot professional service use and 39 single-family attached townhome unit.

With the three proposals integrated use, we are requesting a bonus density per the Policy 19.3 on number of townhome unit from nine unit per acre to 12 unit p er acre. We are proposing two accesses serving the property, full access on Four Oaks Road, which case is substandard road with sufficient right-of-way. We are proposing improvement to include northbound left turn lane sidewalk and curving. The design exception request on this road obtain approval recommendation by county engineer. The second access to the development is right in, right out on Gunn Highway serving the proposed development. The Gunn Highway is arterial road with about 4.5 foot from our property to be dedicated to the right-of-way based on 70-foot distance from center line required.

6.06 (indiscernible) buffer, fence or wall except to all our 1 buffer to be away from the property line for option one adjacent to the childcare center west side limit. And option three, adjacent to the townhome west side limit since LDC required to have a tree within ten feet from the property line, but we could not do due to the existing swale. So finally, our proposed PD is mixed used development on commercial node surrounded by residential uses of 8 single-family and multi-family. Also, it's located on commercial corridor on both side of Gunn Highway. Our proposed 10 11 PD is consistent with the purpose and intent of PD zoning district and the Land Development Code. Accordingly, we ask 12 13 respectfully for your recommendation of approval. 14 Ready to answer any question. 15 HEARING MASTER: Just -- could you show me on the site plan where you're requesting that PD variation, where is that 16 swale? 17 MR. ALSABBAGH: Sure. So what's happened is that 18 19 option one and option three, we have a swale on the west side of 20 the property. 21 HEARING MASTER: Okay. I see. 22 MR. ALSABBAGH: We could not place a buffer and they 23 require a of course a -- the best of my ability Type D buffer on the first option. Ten-foot Type D on the first option. 24 move it to the west side of the daycare away from this swale. 25

1 HEARING MASTER: Okay. Thank you. I see it. MR. ALSABBAGH: And the same with option three. 3 HEARING MASTER: Okay. Got it. That's all my questions for you. Thank you. Be sure and sign in, sir. here. All right. Development Services. MS. HEINRICH: Development Services. Michelle Heinrich. As you heard, this is a request for PD zoning to allow three development options involving non-residential and 10 residential uses with intensity and density bonuses. The 4.65 11 12 acre site is located at the northwest corner of Gunn Highway and 13 Four Oaks Boulevard or I'm sorry, Four Oaks Road, as the 14 applicant showed on his maps. And for option one, the applicant 15 is requesting daycare and limited CG zoning district uses. this will be within the currently permitted FAR of 0.35. 16 Option two requests limited CG uses, professional 17 18 service uses and a mini warehouse. Vertical integration of the professional service uses and mini warehouse will allow for 19 consideration of an intensity bonus, adding a 0.25 FAR to the 20 21 existing 0.35, allowing a 0.60 FAR. 22 option three requests limited CG uses, professional 23 services and townhomes. Horizontal integration of the three uses will allow for consideration of a density bonus that will 2.4 be applied to the residential portion, allowing a 12-unit per 25

acre as opposed to a nine-unit per acre product. 1 Non-residential will remain at the currently permitted FAR of 0.35. 3 As you just discussed, there is a one PD variation that's requested and that is along the western PD buffer. is a 50-foot wide Hillsborough County drainage easement, which needs to be left obstructed. So that is providing what's required. They're just internalizing it. 8 Under all options, the applicant has demonstrated 9 compatibility with residential uses found to the north northeast 10 using buffering screening, which meets or exceeds LDC 11 12 requirements, greater setbacks due to proposed heights and 13 building design were applicable. Additionally, more intense CG 14 had been prohibited and those permitted CG uses will be located 15 along Gunn Highway further away from the residential. 16 Staff received a finding of consistency from the Planning Commission in support for the bonuses and no objections 17 18 from reviewing agencies were received. Therefore, we do find request approval, subject to proposed conditions of approval. 19 20 And I'm available if you have any questions. 21 HEARING MASTER: All right. Thank you. No questions. 22 Planning Commission. 23 MR. FEHRINGER: Bryce Fehringer, Planning Commission Staff. 2.4 25 The subject property is in the Residential-9 Future

Land Use Category. It is in the urban service area. It is 1 located within the limits of Greater Carol Wood -- Greater Carol Wood North Dale Community Plan. The subject site is surrounded by Residential-9 to the north, east and west. The residential-6 designation is located to the southeast and further west. Residential-4 designation is located to the southwest and further northeast. There is one area of public/quasi public, which is publically owned conservation land to the south. 8 Surrounding uses include single-family residential to the north and south located off Gunn Highway and light commercial use is 10 11 located along Gunn Highway. 12 Each of the three proposed development options are 13 compatible with the development in the area as it relates to 14 height, mass, scale and bulk of structures. The sites is in the 15 Residential-9 Future Land Use designation and meets commercial 16 locational criteria. Each development option provides either storm water retention areas and landscape buffer or ample 17 18 landscape buffer and existing natural vegetation on the northern 19 boundary, which mitigates impacts to the single-family 20 residential in the area. This ensures that proposed rezoning 21 meets the intent of the neighborhood protection policies of the 22 Future Land Use Element, as well as Goal 12 and Objective 12-1 23 of the community design component. The applicant is requesting a density and intensity 2.4 25 bonus under Option two and three in accordance with Policy 19.3

of the Future Land Use Element. Under option two, the applicant 1 proposes to vertically integrate two land uses in order to achieve the floor area ratio of 0.60. A 101,000 square foot mini storage building with 10,100 square foot of professional office space on the ground floor is proposed. consistent with the policy direction that requires ten percent of the total building square footage in the project to be used 8 for uses other than the primary use. Under option three, the applicant proposes the allowable 0.35 FAR of general commercial and professional office 10 11 uses and the approximately 1.33 acres southern portion of the They also request a density bonus from nine dwelling 12 13 units per acre to 12 -- 12 dwelling units per acre on 14 approximately 3.39 acres of the subject site. This comes out to a total of 39 townhomes. Since three -- since the three uses are being integrated within the site, option three also meets 16 the intent of the density bonus under Policy 19.3. 17 18 The subject site meets commercial locational criteria 19 in accordance with Objective 22 and Policies 22.1 and 22.2 of the Future Land Use Element. The site is located in the 20 Residential-9 Future Land Use designation and is within the 21 22 required 1,000-foot distance from the closest qualifying 23 intersection of Gunn Highway and Nixon Road. Non-residential

development shall be limited to 150,000 square feet or the

required FAR, whichever is less intense. None of the three

24

25

development options exceed this and the application is therefore 1 consistent with this policy direction. The proposed plan development meets the intent of the Greater Carol Wood North Dale Plan. The proposal is consistent with transit oriented development techniques and compatibility guidelines as established by this community plan. Based upon the above considerations, the Planning Commission Staff finds the proposed plan development consistent 8 with the Unincorporated Hillsborough County Comprehensive Plan. 9 HEARING MASTER: All right. Thank you. 10 11 All right. Is there anyone here or online who wishes to speak in support of this application? I do not hear anyone. 12 13 Is there anyone here or online who wishes to speak in 14 opposition to this application? I do not hear anyone. 15 Development Services, anything further? 16 MS. HEINRICH: No, ma'am. 17 HEARING MASTER: Okay. Applicant, do you have 18 anything further? 19 MR. ALSABBAGH: Nothing. 20 Nothing. All right. Thank you. HEARING MASTER: 21 This closes the hearing on Rezoning PD 22-1647. 22 MS. HEINRICH: Our next -- oh, I'm sorry. Were you 23 going to --HEARING MASTER: Well, it's pushing 8:00. Why don't 2.4 we take just a few minutes break and we'll reconvene in about 25

Ouly 24, 2023					
HILLSBOROUGH COUNTY, FLORIDA BOARD OF COUNTY COMMISSIONERS					
IN RE:    Description of Testimony and Proceedings					
BEFORE: PAMELA JO HATLEY Land Use Hearing Master					
DATE: Monday, July 24, 2023 TIME:  Commencing at 6:00 p.m. Concluding at 9:30 p.m.					
Reported via Cisco Webex Videoconference by: Samantha Kozlowski, Digital Reporter					

#### ZHM Hearing ---July 24, 2023

1 MS. HEINRICH: Thanks. Would you like me to go through the published continuances? 2 HEARING MASTER: Sure. 3 4 MS. HEINRICH: Our first one is Item A.1, Major Mod This application is being continued by Staff to the August 21, 2023 ZHM hearing. Item A.2, PD 22-1503. This application is being withdrawn from the ZHM process. Item A.3, Major Mod 22-1637. This application is 9 being continued by the applicant to the August 21, 2023 ZHM 10 11 hearing. Item A.4, Major Mod 22-1638. This application is 12 13 being continued by the applicant to the August 21, 2023 ZHM 14 hearing. 15 Item A.5, PD 22-1647. This application is being continued by Staff to the August 21, 2023 ZHM hearing. 16 17 Item A.6, Standard Rezoning 22-1681. This application 18 is been withdrawn from the ZHM process. Item A.7 23-0059. This application is out of order to 19 20 be heard and is being continued to the August 21, 2023 ZHM 21 hearing. Item A.8, Standard Rezoning 23-0082. This application 22 23 is out of order to be heard and is being continued to the August 21, 2023 ZHM hearing. 24 25 Item A.9, PD 23-0109. This application is out of

HILLSBOROUGH COUNTY, FLORIDA Board of County Commissioners

IN RE:

ZONE HEARING MASTER

HEARINGS

)

ZONE HEARING MASTER HEARING
TRANSCRIPT OF TESTIMONY AND PROCEEDINGS

BEFORE: Susan Finch

Zoning Hearing Master

DATE:

Tuesday, June 20, 2023

TIME:

Commencing at 6:32 p.m. Concluding at 10:28 p.m.

PLACE: Hillsborough County Board of

Commissioners

601 East Kennedy Boulevard

Second Floor

Tampa, Florida 33601

Reported via Zoom Videoconference by: Jennifer Cope, Court Reporter No. GG 187564

1 of order to be heard and is being continued to the July 2 24th, 2023 ZHM Hearing. Item A-8, PD 22-1604. 3 This application is being withdrawn from the ZHM 4 process. Item A-9, Major Mod 22-1637. This application is out of order to be heard and is being continued 6 7 to the July 24th, 2023 ZHM Hearing. Item A-10, Major Mod 22-1638. This application is out of 8 order to be heard and is being continued to the 10 July 24th, 2023 ZHM Hearing. Item A-11, PD 22-1647. This application is 11 12 being continued by staff to the July 24th, 2023 ZHM 13 Item A-12, PD 22-1688. This application Hearing. 14 is out of order to be heard and is being continued 15 to the July 24th, 2023 ZHM Hearing. 16 Item A-13, PD Number 23-0059. This 17 application is out of order to be heard and is 18 being continued to the July 24th, 2023 ZHM Hearing. 19 Item A-14, Standard Rezoning 23-0082. 20 application is out of order to be heard and is being continued to the July 24th, 2023 ZHM Hearing. 21 2.2 Item A-15, Major Mod Application 23-0161. 23 This application is being withdrawn from the ZHM process. Item A-16 PD 23-0181. This application 24 25 is being continued by the applicant to the July

### ZHM Hearing May 15, 2023

	May 15, 2023						
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:	Susan Finch and Pamela Jo Hatley Zoning Hearing Masters						
DATE:	Monday, May 15, 2023						
TIME:	Commencing at 6:00 p.m. Concluding at 9:30 p.m.						
PLACE:	Hillsborough County Board of County Commissioners 601 East Kennedy Boulevard, 2nd Floor Tampa, Florida 33601						
	Cisco Webex Videoconference by: ne DeMarsh, CER No. 1654						

### ZHM Hearing May 15, 2023

application is out of order to be heard and is being continued 1 June 20, 2023, ZHM hearing. 2 Item A.12, Major Mod application, 22-1639. This 3 application is being continued by staff to the June 20, 2023, ZHM hearing. Item A.13, 22-1647. This application is being 6 continued by staff to the June 20, 2023, ZHM hearing. Item A.14, Standard Rezoning 22-1654. This 8 application has been withdrawn from the ZHM process. 9 Item A.15, PD application 22-1688. This application 10 11 is being continued by the applicant to the June 20, 2023, ZHM hearing. 12 13 Item A.16, PD application 22-1701. This application 14 is being by staff to the June 20, 2023, ZHM hearing. 15 Item A.17, PD application 22-1706. This application is being withdrawn from the ZHM process. 16 17 Item A-18. This application or -- application PD 18 22-0041. This application is being continued by staff to June 20, 2023. ZHM hearing. Oh, sorry. That's a correction. Item 19 A-18, that's for PD application 23-0041. And again, it is 20 21 continued by staff to the June 20 2023, ZHM hearing. 22 Item A.19, PD application 23-0059. This application 23 is being -- is out of order to be heard and is being continued to the June 20, 2023, ZHM hearing. 24 25 Item A.20, PD application 23-0109. This application

#### ZHM Hearing April 17, 2023

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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:	Susan Finch Land Use Hearing Master						
DATE:	Monday, April 17, 2023						
TIME:	Commencing at 6:00 p.m. Concluding at 9:43 p.m.						
	isco Webex Videoconference by: DeMarsh, CER No. 1654						

#### ZHM Hearing April 17, 2023

1	continued by the applicant to the May 15, 2023 ZHM Hearing.
2	Item A.17, PD 22-1647. This application is out of
3	order to be heard and is being continued to the May 15, 2023 ZHM
4	Hearing.
5	Item A.18, PD 22-1688. This application is being
6	continued by the applicant to the May 15, 2023 Zoning Hearing
7	Master Hearing.
8	Item A.19, PD 22-1701. This application is out of
9	order to be heard and is being continued to the May 15, 2023 ZHM
10	Hearing.
11	Item A.20, PD 22-1703. This application is being
12	continued by the applicant to the May 15, 2023 ZHM Hearing.
13	And lastly, Item PD or A.21, PD 23-0041. This
14	application is being continued by the applicant to the
15	May 15, 2023 ZHM Hearing.
16	And that concludes the agenda.
17	
18	HEARING MASTER: All right. Thank you so much. I
19	appreciate it. Let me start by going over our hearing
20	procedures. Our hearing today consists of agenda items that
21	require a public hearing by a zoning hearing master. I'll
22	conduct a hearing on each agenda item and we'll file a
23	recommendation within 15 business days following tonight's
24	hearing. Those recommendations are then sent to the Board of
25	County Commissioners who make the final decision on each item.

1	HILLSBOROUGH COUNTY, FLORIDA BOARD OF COUNTY COMMISSIONERS							
2	DOWN OF COOMIT COUNTRY							
3	X							
4	IN RE:							
5	ZONE HEARING MASTER ) HEARINGS )							
6	) X							
7	X							
8	ZONING HEARING MASTER HEARING TRANSCRIPT OF TESTIMONY AND PROCEEDINGS							
9	TRANSCRIPT OF TESTIMONY AND PROCEEDINGS							
10	BEFORE: PAMELA JO HATLEY Land Use Hearing Master							
11	DATE: Monday, March 20, 2023							
12								
13	TIME: Commencing at 6:00 p.m. Concluding at 8:08 p.m.							
14	PLACE: Hillsborough County Board of							
15	County Commissioners 601 East Kennedy Boulevard 2nd Floor Boardroom							
16	Tampa, Florida 33601							
17								
18	Reported in person by:							
19	Brittany Bridges, CER No. 1607							
20	U.S. Legal Support 4200 West Cypress Street, Suite 750							
21	Tampa, Florida 33607 (813)223-7321							
22								
23								
24								
25								

application is out of order to be heard and is being continued to the April 17, 2023 Zoning Hearing Master Hearing.

Item A15, Rezoning PD 22-1577. This application is out of order to be heard and is being continued to the April 17, 2023 Zoning Hearing Master Hearing.

Item A16, Major Mod Application 22-1637. This application is out of order to be heard and is being continued to the April 17, 2023 Zoning Hearing Master Hearing.

Item A17, Major Mod Application 22-1638. This application is being continued by the applicant to the April 17, 2023 Zoning Hearing Master Hearing.

Item A18, Major Mod Application 22-1639. This application is out of order to be heard and is being continued at the April 17, 2023 Zoning Hearing Master Hearing.

Item A19, Rezoning PD 22-1640. This application is out of order to be heard and is being continued to the April 17, 2023 Zoning Hearing Master Hearing.

Item A20, Rezoning PD 22-1647. This application is out of order to be heard and is being continued to the April 17, 2023 Zoning Hearing Master Hearing.

Item A21, Rezoning Standard 22-1654. This application is being -- is being continued by Staff to the May 15, 2023

#### ZHM Hearing February 20, 2023

HILLSI	30RC	OUGH	COT	JNTY,	FLORI	DA
BOARD	OF	COUN	1TY	COMM	ISSION	ERS

IN RE:

ZONE HEARING MASTER

HEARINGS

)

ZONING HEARING MASTER HEARING
TRANSCRIPT OF TESTIMONY AND PROCEEDINGS

BEFORE: PAMELA JO HATLEY

Land Use Hearing Master

DATE: Monday, February 20, 2023

TIME: Commencing at 6:00 p.m.

Concluding at 8:11 p.m.

LOCATION: Hillsborough County Planning

Commission Board Room-2nd Floor

601 East Kennedy Boulevard

Tampa, Florida 36602

Reported via Cisco Webex Videoconference by: Samantha Kozlowski, CER

#### ZHM Hearing February 20, 2023

Item A.23, rezoning PD 22-1604. This application is 1 being continued by the applicant to the March 20, 2023 Zoning 2 Hearing Master Hearing. Item A.24, rezoning PD 22-1636. This application is being withdrawn from the zoning hearing master process. Item A.25, rezoning PD 22-1637. This application is 6 7 out of order to be heard and is being continued to the March 20, 2023 Zoning Hearing Master Hearing. Item A -- A.26, major mod application 22-1638. 9 This application is being continued by the applicant to the 10 11 March 20, 2023 Zoning Hearing Master Hearing. Item A.27, major mod application 22-1639. This 12 13 application is out of order to be heard and is being continued 14 to the March 20, 2023 Zoning Hearing Master Hearing. 15 Item A.28, rezoning PD 22-1640. This application is out of order to be heard and is being continued to the 16 17 March 20, 2023 Zoning Hearing Master Hearing. 18 Item A.29, rezoning PD 22-1647. This application is out of order to be heard and is being continued to the 19 20 March 20, 2023 Zoning Hearing Master Hearing. Item A.30, rezoning standard 22-1654. This 21 application is being continued by staff to the March 20, 2023 22 23 Zoning Hearing Master Hearing. And the last item, A.31, rezoning standard 22-1681. 24 This application is out of order to be heard and is being 25

# EXHIBITS SUBMITTED DURING THE ZHM HEARING

## **NONE**

# PARTY OF RECORD

## **NONE**