Rezoning Application:

**RZ-STD 24-0807** 

**Zoning Hearing Master Date:** 

July 22, 2024

**BOCC Land Use Meeting Date:** September 10, 2024



**Development Services Department** 

1.0 APPLICATIO	N SUMMARY	
Applicant:	Todd Pressman	
FLU Category:	R-9	ements 2
Service Area:	TSA	
Site Acreage:	4.52 +/-	
Community Plan Area:	Greater Palm River	
Overlay:	None	

#### Introduction Summary:

The applicant requests to rezone the property from ASC-1 to RMC-9.

Zoning:	Existing	Proposed	
District(s)	ASC-1	RMC-9	
Typical General Use(s)	Agricultural, Single-Family Conventional	Residential, Multi-Family Conventional	
Acreage	4.52 +/-	4.52 +/-	
Density/Intensity	1 DU per GA/ FAR: NA	9 DU per GA/ FAR: NA	
Mathematical Maximum*	4 Units/ FAR: NA	40 Units/ FAR: NA	

\*Number represents a pre-development approximation

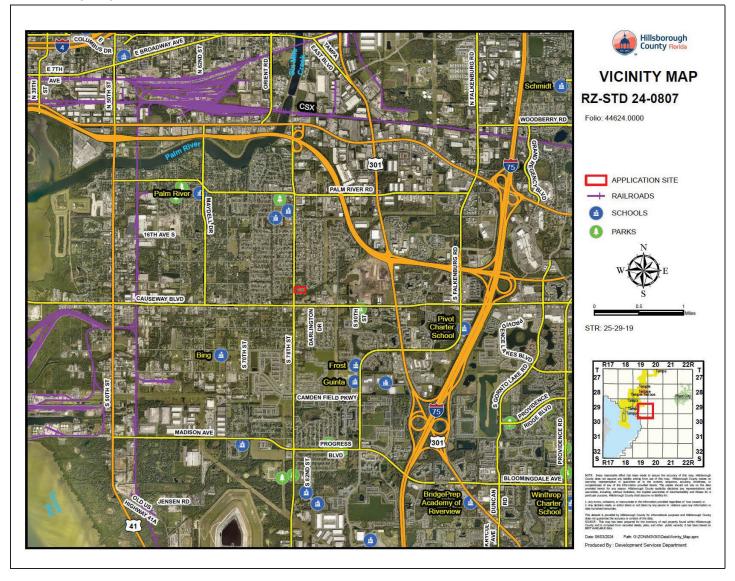
Development Standards:	Existing	Proposed	
District(s)	ASC-1	RMC-9	
Lot Size / Lot Width	43,560 Sq. Ft./ 150'	4,840 sq. Ft./ 70'	
Setbacks/Buffering and Screening	<ul> <li>Front &amp; Rear: 50'</li> <li>Side: 15'</li> <li>Buffering &amp; Screening: None required</li> </ul>	<ul> <li>Front: 25'</li> <li>Side: 10'</li> <li>Rear:20'</li> <li>Buffering &amp; Screening: 5/A</li> </ul>	
Height	50′	35′	

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

Planning Commission Recommendation	Development Services Recommendation:
Consistent	Approvable

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

#### 2.1 Vicinity Map



#### **Context of Surrounding Area:**

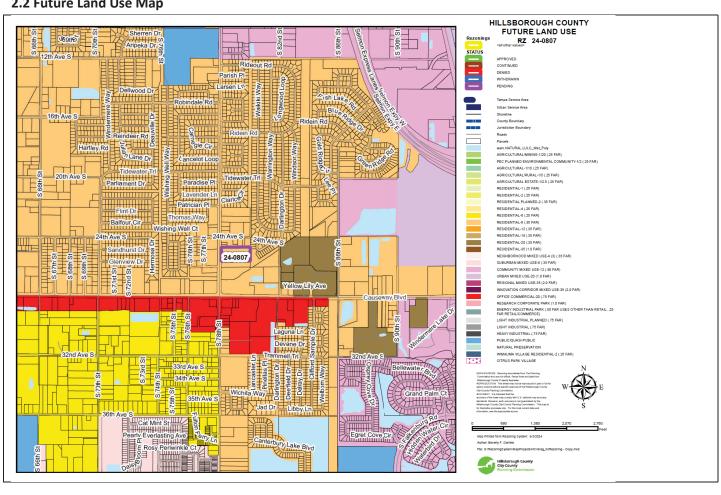
The site is located in an area which is comprised of a majority single-family residential uses to the north, east, and west zoned ASC-1 and RSC-9. While the properties to the south of the site are zoned CG and CN along Causeway Boulevard with various commercial uses.

ZHM HEARING DATE: July 22, 2023 BOCC LUM MEETING DATE: September 10, 2023

Case Reviewer: Carolanne Peddle

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

#### 2.2 Future Land Use Map

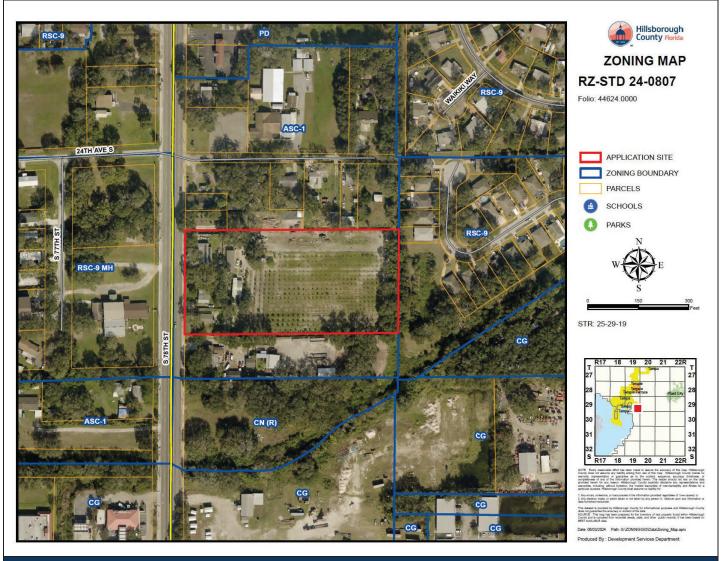


Subject Site Future Land Use Category:	Residential-9 (R-9)	
Maximum Density/F.A.R.:	9 DU per GA/ FAR: 0.50	
Typical Uses:	Residential, urban scale neighborhood commercial, office uses, multipurpose projects and mixed-use development. Nonresidential uses shall meet established locational criteria for specific land use.  Agricultural uses may be permitted pursuant to policies in the agricultural objective areas of the Future Land Use Element.	

Case Reviewer: Carolanne Peddle

#### 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	ASC-1	1 DU per GA, NA	Agricultural, Single-Family Conventional	VACANT RESIDENTIAL, SINGLE FAMILY R
South	ASC-1	1 DU per GA, NA	Agricultural, Single-Family Conventional	SINGLE FAMILY R
East	RSC-9	9 DU per GA, NA	Residential, Multi-Family Conventional	SINGLE FAMILY R, RESIDENTIAL HOA
West	RSC-9, MH	9 DU per GA, NA	Residential, Multi-Family Conventional, Mobile Homes	CHURCHES, VACANT RESIDENTIAL

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BOCC LUM MEETING DATE: September 10, 2023 Case Reviewer: Carolanne Peddle

#### 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)



#### 3.0 TRANSPORTATION SUMMARY (FULL TRANSPORTATION REPORT IN SECTION 9.0 OF STAFF REPORT)

Adjoining Roadways (check if applicable)				
Road Name	Classification	<b>Current Conditions</b>	Select Future Improvements	
S. 78th St.	County Arterial - Urban	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 (TBD)</li> </ul>	

Project Trip Generation				
	Average Annual Daily Trips	A.M. Peak Hour Trips	P.M. Peak Hour Trips	
Existing	38	3	3	
Proposed	434	32	42	
Difference (+/1)	+396	+29	+39	

<sup>\*</sup>Trips reported are based on net new external trips unless otherwise noted.

Connectivity and Cross Access				
Project Boundary	Primary Access	Additional Connectivity/Access	Cross Access	Finding
North		Choose an item.	Choose an item.	Choose an item.
South		Choose an item.	Choose an item.	Choose an item.
East		Choose an item.	Choose an item.	Choose an item.
West		Choose an item.	Choose an item.	Choose an item.
Notes:				

Design Exception/Administrative Variance			
Road Name/Nature of Request	Туре	Finding	
	Choose an item.	Choose an item.	
	Choose an item.	Choose an item.	
Notes:		·	

APPLICATION NUMBER:	RZ-STD 24-0807
ZHM HEARING DATE:	July 22, 2023

ZHM HEARING DATE: July 22, 2023

BOCC LUM MEETING DATE: September 10, 2023 Case Reviewer: Carolanne Peddle

#### 4.0 ADDITIONAL SITE INFORMATION & AGENCY COMMENTS SUMMARY

INFORMATION/REVIEWING AGENCY				
Environmental:	Comments Received	Objections	Conditions Requested	Additional Information/Comments
Environmental Protection Commission	⊠ Yes □ No	☐ Yes ⊠ No	☐ Yes ☑ No	
Natural Resources	☐ Yes ⊠ No	☐ Yes ☐ No	☐ Yes ☐ No	
Conservation & Environ. Lands Mgmt.	⊠ Yes □ No	☐ Yes ⊠ No	☐ Yes ⊠ No	
Check if Applicable:  ☐ Wetlands/Other Surface Waters  ☐ Use of Environmentally Sensitive Land Credit  ☐ Wellhead Protection Area  ☐ Surface Water Resource Protection Area	<ul> <li>□ Potable Water Wellfield Protection Area</li> <li>□ Significant Wildlife Habitat</li> <li>□ Coastal High Hazard Area</li> <li>□ Urban/Suburban/Rural Scenic Corridor</li> <li>□ Adjacent to ELAPP property</li> <li>□ Other</li> </ul>			
Public Facilities:	Comments Received	Objections	Conditions Requested	Additional Information/Comments
Transportation  ☐ Design Exc./Adm. Variance Requested ☐ Off-site Improvements Provided ☐ N/A	⊠ Yes □ No	□ Yes ⊠ No	□ Yes □ No ⊠ N/A	
Service Area/ Water & Wastewater  ☐ Urban ☐ City of Tampa ☐ Rural ☐ City of Temple Terrace	⊠ Yes □ No	□ Yes ⊠ No	□ Yes ⊠ No	
Hillsborough County School Board  Adequate □ K-5 □ 6-8 □ 9-12 □ N/A  Inadequate □ K-5 □ 6-8 □ 9-12 □ N/A	⊠ Yes □ No	□ Yes ⊠ No	☐ Yes ⊠ No	
Impact/Mobility Fees				
Comprehensive Plan:	Comments Received	Findings	Conditions Requested	Additional Information/Comments
Planning Commission  ☐ Meets Locational Criteria ☐ N/A  ☐ Locational Criteria Waiver Requested  ☐ Minimum Density Met ☐ N/A	⊠ Yes □ No	☐ Inconsistent ☑ Consistent	□ Yes ⊠ No	

APPLICATION NUMBER: RZ-STD 24-0807
ZHM HEARING DATE: July 22, 2023

BOCC LUM MEETING DATE: September 10, 2023 Case Reviewer: Carolanne Peddle

#### **5.0 IMPLEMENTATION RECOMMENDATIONS**

#### 5.1 Compatibility

The subject parcel is located along the eastern side of South 78th Street north of Causeway Boulevard in an area with a mixture of zoning districts. The immediate adjacent properties to the north, east, and south are zoned ASC-1 and RSC-9 developed with residential uses while the property to the west is zoned RSC-9 (MH) developed with a church. The surrounding area has a majority residential uses while the properties to the south towards Causeway Boulevard are zoned CG and CN for commercial uses at various intensities. Two planned developments approved for multi-family are located in the general vicinity of the subject parcel located at the northwest corner of Causeway Boulevard & 86th Street (PD 19-0282) and southeast of the site on the south side of Causeway Boulevard (PD 19-0655 and PD 23-0777). Additionally, as a standard zoning district, the project will be required to meet height/setback and buffering/screening requirements which address compatibility with surrounding uses.

#### 5.2 Recommendation

Based on the above considerations, staff finds the proposed RMC-9 zoning district is compatible with the existing zoning districts and development pattern in the area. Therefore, staff finds the request approvable.

#### **6.0 PROPOSED CONDITIONS**

**Zoning Administrator Sign Off:** 

SITE, SUBDIVISION AND BUILDING CONSTRUCTION IN ACCORDANCE WITH HILLSBOROUGH COUNTY SITE DEVELOPMENT PLAN & BUILDING REVIEW AND APPROVAL.

J. Brian Grady

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.

#### 7.0 ADDITIONAL INFORMATION AND/OR GRAPHICS



APPLICATION NUMBER:	RZ-STD 24-0807				
ZHM HEARING DATE: BOCC LUM MEETING DATE:	July 22, 2023 September 10, 2023	Case Reviewer: Carolanne Peddle			
BOCC LOW WILLTING DATE.		case newewer. carolanne redule			
8.0 PROPOSED SITE PLAN (FULL)					
		N/A			

#### 9.0 FULL TRANSPORTATION REPORT (see following pages)

#### AGENCY REVIEW COMMENT SHEET

TO: Z	Zoning Technician, Development Services Department	DATE: 07/11/2024		
REVI	EWER: Sarah Rose	AGENCY/DEPT: Transportation		
PLAN	NING AREA/SECTOR: GPR/Central	PETITION NO: RZ 24-0807		
	This agency has no comments.			
X This agency has no objection.				
This agency has no objection, subject to the listed or attached conditions.				
	This agency objects for the reasons set forth below.			

#### PROJECT SUMMARY AND ANALYSIS

The applicant is requesting to rezone one parcel totaling +/- 4.5 acres from Agricultural Single Family Conventional (ASC-1) to Residential Multi-Family Conventional (RMC-9). The site is located on the east side of S. 78th St., +/- 780 feet north of the intersection of Causeway Blvd. and S. 78th St. The Future Land Use designation of the site is Residential-9 (R-9).

#### **Trip Generation Analysis**

In accordance with the Development Review Procedures Manual (DRPM), no transportation analysis was required to process the proposed rezoning. Staff has prepared a comparison of the trips potentially generated under the existing and proposed zoning designations, utilizing a generalized worst-case scenario. Data presented below is based on the Institute of Transportation Engineer's <u>Trip Generation</u> Manual, 11th Edition.

Approved Uses:

Zoning, Land Use/Size	24 Hour Two- Way Volume	Total Peak Hour Trips	
	way volume	AM	PM
ASC-1, Single Family Detached Housing (ITE Code 210) 4 Units	38	3	3

Proposed Uses:

Zoning, Land Use/Size	24 Hour Two-	Total Peak Hour Trips	
	Way Volume	AM	PM
RMC-9, Single-Family Detached Housing	434	32	42
(ITE Code 210) 40 Units	434	32	42

Trip Generation Difference:

Zoning, Land Use/Size	24 Hour Two-	Total Peak Hour Trips	
	Way Volume	AM	PM
Difference	+ 396	+29	+39

The proposed rezoning would generally result in an increase of trips potentially generated by development of the subject site by +396 average daily trips, +29 a.m. peak hour trips, and +39 p.m. peak hour.

#### TRANSPORTATION INFRASTRUCTURE SERVING THE SITE

The site has frontage on S. 78<sup>th</sup> St. S. 78<sup>th</sup> St. is a substandard 4-lane, county maintained, urban arterial roadway. There is a two-way left turn lane along the project's frontage and in the vicinity of the project. The roadway is characterized by +/- 12 ft wide travel lanes in average condition and lies within a +/- 85-foot-wide right-of-way. There are no bike lanes on either side of the roadway in the vicinity of the proposed project. There are +/- 5 to 6 ft wide sidewalks on both sides of the roadway in the vicinity of the proposed project.

#### **SITE ACCESS**

It is anticipated that the site will have access to S. 78th St.

Generally, for projects with a Euclidean zoning designation, a project's potential transportation impacts, site access requirements, substandard road issues, site layout and design, other issues related to project access, and compliance with other applicable Hillsborough County Comprehensive Plan, Hillsborough County Land Development Code (LDC) and Hillsborough County Transportation Technical Manual (TTM) requirements are evaluated at the time of plat/site/construction plan review. Given the limited information available as is typical of all Euclidean zoned properties and/or non-regulatory nature of any conceptual plans provided, Transportation Review Section staff did review the proposed rezoning to determine (to the best of our ability) whether the zoning is generally consistent with applicable policies of the Hillsborough County Comprehensive Plan, LDC and TTM (e.g. to ensure that the proposed rezoning would not result in a violation of the requirement whereby access to commercial properties cannot be taken through residentially or agriculturally zoned properties), and/or whether, in staff's opinion, some reasonable level of development under the proposed zoning designation could be supported based on current access management standards (e.g. to ensure that a project was not seeking an intensification of a parcel which cannot meet minimum access spacing requirements).

Transportation Section staff did not identify any concerns that would require a more detailed staff report be filed. Staff notes that, regardless of this review, the developer/property owner will be required to comply will all Comprehensive Plan, LDC, TTM and other applicable rules and regulations at the time of plat/site/construction plan review. As such, staff has no objection to this request.

Staff notes that any plans or graphics presented as a part of a Euclidean zoning case are non-binding and will have no regulatory value at the time of plat/site/construction plan review.

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

The roadway level of service provided for S. 78th St. is for information purposes only.

FDOT Generalized Level of Service				
Roadway	From	То	LOS Standard	Peak Hr. Directional LOS
S. 78th St.	Causeway Blvd.	Palm River Rd.	D	С

Source: 2020 Hillsborough County Level of Service (LOS) Report

#### Transportation Comment Sheet

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

Adjoining Roadways (check if applicable)				
Road Name	Classification	<b>Current Conditions</b>	Select Future Improvements	
S. 78th St.	County Arterial - Urban	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 (TBD)</li> </ul>	

Project Trip Generation ☐ Not applicable for this request					
	Average Annual Daily Trips	A.M. Peak Hour Trips	P.M. Peak Hour Trips		
Existing	38	3	3		
Proposed	434	32	42		
Difference (+/-)	+396	+29	+39		

<sup>\*</sup>Trips reported are based on gross 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		Choose an item.	Choose an item.	Choose an item.
South		Choose an item.	Choose an item.	Choose an item.
East		Choose an item.	Choose an item.	Choose an item.
West		Choose an item.	Choose an item.	Choose an item.
Notes:				

<b>Design Exception/Administrative Variance</b> ⊠Not applicable for this request				
Road Name/Nature of Request Type Finding				
	Choose an item.	Choose an item.		
Choose an item. Choose an item.				
Notes:				

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

#### **COUNTY OF HILLSBOROUGH**

## RECOMMENDATION OF THE LAND USE HEARING OFFICER

**APPLICATION NUMBER:** RZ STD 24-0807 **DATE OF HEARING:** July 22, 2024 **APPLICANT: Todd Pressman PETITION REQUEST:** The request is to rezone a parcel of land from ASC-1 to RMC-9 2440 South 78th Street LOCATION: **SIZE OF PROPERTY:** 4.52 acres m.o.l. **EXISTING ZONING DISTRICT:** ASC-1 **FUTURE LAND USE CATEGORY:** RES-9

Urban

**SERVICE AREA:** 

#### **DEVELOPMENT REVIEW STAFF REPORT**

\*Note: Formatting issues prevented the entire Development Services
Department staff report from being copied into the Hearing Master's
Recommendation. Therefore, please refer to the Development Services
Department web site for the complete staff report.

#### 1.0 APPLICATION SUMMARY

Applicant: Todd Pressman

FLU Category: R-9

Service Area: TSA

Site Acreage: 4.52 +/-

Community Plan Area: Greater Palm River

Overlay: None

The applicant requests to rezone the property from ASC-1 to RMC-9.

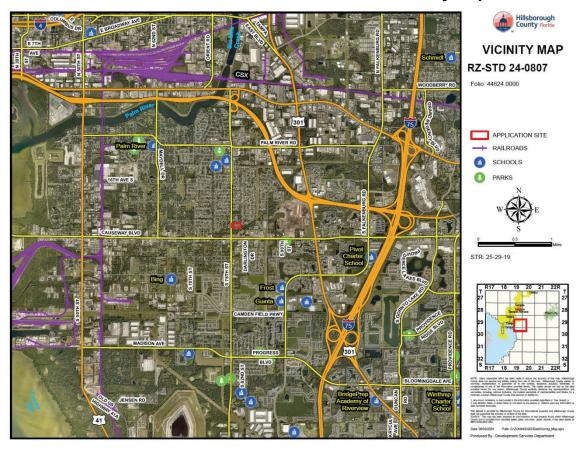
PD Variation(s): None requested as part of this application

Waiver(s) to the Land Development Code: N/A

Planning Commission Recommendation: Consistent

**Development Services Recommendation:** Approvable

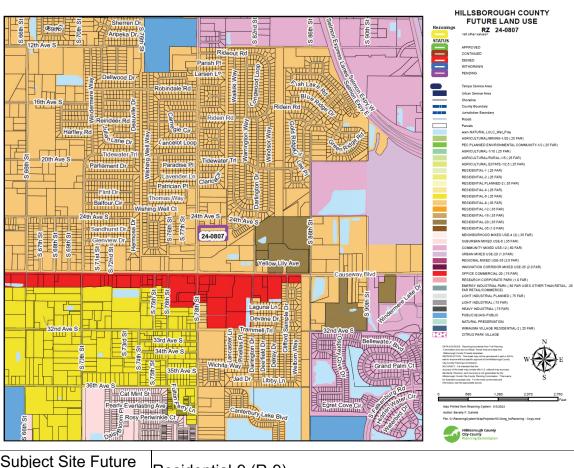
#### 2.0 LAND USE MAP SET AND SUMMARY DATA 2.1 Vicinity Map



#### **Context of Surrounding Area:**

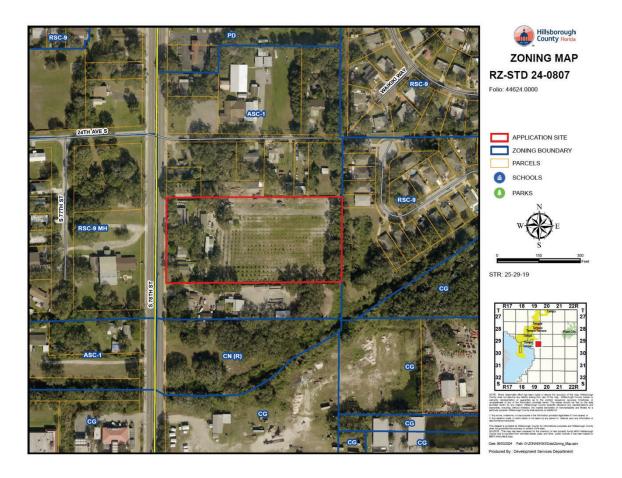
The site is located in an area which is comprised of a majority single-family residential uses to the north, east, and west zoned ASC-1 and RSC-9. While the properties to the south of the site are zoned CG and CN along Causeway Boulevard with various commercial uses.

#### 2.0 LAND USE MAP SET AND SUMMARY DATA 2.2 Future Land Use Map



Subject Site Future Land Use Category:	Residential-9 (R-9)
Maximum Density/F.A.R.:	9 DU per GA/ FAR: 0.50
	Residential, urban scale neighborhood commercial, office uses, multi- purpose projects and mixed-use development. Nonresidential uses shall meet established locational criteria for specific land use.
	Agricultural uses may be permitted pursuant to policies in the agricultural objective areas of the Future Land Use Element.

#### 2.0 LAND USE MAP SET AND SUMMARY DATA 2.3 Immediate Area Map



#### 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)

N/A

#### **Classification Current Conditions Select Future Improvements**

SECTION	ON 9.0 OF	STAFF REP	ORT)		ORTATION REPORT IN
S.	County Arterial - Urban	4 Lanes ⊠Substa	4 Lanes ⊠Substandard Road □Sufficient ROW Width		orridor Preservation Plan te Access Improvements ubstandard Road ovements ⊠ Other (TBD)
4.0 AD	DITIONAL S	SITE INFOR	MATION &	AGENCY C	OMMENTS SUMMARY
	if Applicable ands/Other	e: Surface Wa	ters		
□ Use	of Environm	nentally Sens	sitive Land C	Credit	
	head Proted ace Water F	ction Area Resource Pro	otection Area	a	
□ Coas	stal High Ha In/Suburbar	zard Area		J	nt Wildlife Habitat o ELAPP property
	Escilitios	Comments Received	Objections	Conditions	Additional Information/Comments
□ Desi Exc./Ad Variand Reques	gn dm. ce sted  Off- provements	⊠ Yes □ No	□ Yes ⊠No	□ Yes □No	
Service Water of Waster	&	⊠ Yes □ No	□ Yes ⊠No	□ Yes ⊠No	

⊠Urban □ City of Tampa □ Rural □ City of Temple Terrace				
Hillsborough County School Board				
racquate 🖾 Tr o	⊠ Yes □ No	□ Yes ⊠No	□ Yes ⊠No	

#### Impact/Mobility Fees

Comprehensive Plan:	Comments Received	Findings	Conditions Requested	Additional Information/Comments
Planning Commission				
I∆IN/A ∟ I	⊠ Yes □ No	□ Inconsistent ⊠ Consistent	□ Yes ⊠No	

#### 5.0 IMPLEMENTATION RECOMMENDATIONS

#### 5.1 Compatibility

The subject parcel is located along the eastern side of South 78th Street north of Causeway Boulevard in an area with a mixture of zoning districts. The immediate adjacent properties to the north, east, and south are zoned ASC-1 and RSC-9 developed with residential uses while the property to the west is zoned RSC-9 (MH) developed with a church. The surrounding area has a majority residential uses while the properties to the south towards Causeway Boulevard are zoned CG and CN for commercial uses at various intensities. Two planned developments approved for multi-family are located in the general vicinity of the subject parcel located at the northwest corner of Causeway Boulevard & 86th

Street (PD 19-0282) and southeast of the site on the south side of Causeway Boulevard (PD 19-0655 and PD 23-0777). Additionally, as a standard zoning district, the project will be required to meet height/setback and buffering/screening requirements which address compatibility with surrounding uses.

#### 5.2 Recommendation

Based on the above considerations, staff finds the proposed RMC-9 zoning district is compatible with the existing zoning districts and development pattern in the area. Therefore, staff finds the request approvable.

#### **SUMMARY OF HEARING**

THIS CAUSE came on for hearing before the Hillsborough County Land Use Hearing Officer on July 22, 2024. Ms. Michelle Heinrich of the Hillsborough County Development Services Department introduced the petition.

Mr. Todd Pressman 200 2<sup>nd</sup> Street # 451, St. Petersburg, testified on behalf of the applicant. Mr. Pressman showed a PowerPoint presentation and stated that the request is to rezone 4.5 acres from ASC-1 to RMC-9. He added that the property is located north of Causeway Boulevard on 78<sup>th</sup> Street. He described the surrounding land use categories and stated that the rezoning would provide a different type of housing stock in the immediate area and would be compatible with the existing development pattern. Mr. Pressman concluded his presentation by stating that the request is consistent with the Greater Palm River Community Plan.

Ms. Carolanne Peddle, Development Services staff, testified regarding the County's staff report. Ms. Peddle stated that the applicant is requesting a rezoning from ASC-1 to RMC-9. She described the surrounding land uses and stated that there are two multi-family Planned Developments in the general vicinity. Ms. Peddle concluded her presentation by stating that staff finds the request approvable.

Ms. Jillian Massey, Planning Commission staff testified regarding the Planning Commission staff report. Ms. Massey stated that the subject property is within the Residential-9 Future Land Use classification and the Urban Service Area and Greater Palm River Community Planning Area. She described the request and cited numerous policies that support the rezoning and testified that staff found the proposed rezoning consistent with the Future of Hillsborough Comprehensive Plan.

Hearing Master Finch asked for members of the audience in support of the application. No one replied.

Hearing Master Finch asked for members of the audience in opposition to the application. No one replied.

County staff and Mr. Pressman did not have additional comments.

The hearing was then concluded.

#### **EVIDENCE SUBMITTED**

Mr. Pressman submitted a copy of his PowerPoint presentation into the record.

#### **PREFACE**

All matters that precede the Summary of Hearing section of this Decision are hereby incorporated into and shall constitute a part of the ensuing Findings of Fact and Conclusions of Law.

#### FINDINGS OF FACT

- 1. The subject property is 4.52 acres in size and is currently Agricultural Single Family Conventional-1 (ASC-1) and is designated Residential-9 (RES-9) by the Comprehensive Plan. The property is located within the Urban Service Area and the Greater Palm River Community Planning Area.
- 2. The applicant is requesting a rezoning to the Residential Multi-Family Conventional-9 (RMC-9) zoning district.
- 3. The Planning Commission staff supports the rezoning request and found that the request is consistent with numerous policies in the Comprehensive Plan and compatible with the existing development pattern. The Planning Commission found the application to be consistent with the Greater Palm River Community Plan and the Comprehensive Plan.
- 4. The surrounding area is zoned ASC-1, RSC-9 and RSC-9 MH and developed with single-family and institutional land uses.
- 5. The proposed rezoning to RMC-9 is compatible with the development pattern. The request is consistent with the Land Development Code and the Comprehensive Plan.

### FINDINGS OF COMPLIANCE/NON-COMPLIANCE WITH THE HILLSBOROUGH COUNTY COMPREHENSIVE PLAN

The rezoning request is in compliance with and does further the intent of the Goals, Objectives and the Policies of the Future of Hillsborough Comprehensive Plan.

#### **CONCLUSIONS OF LAW**

Based on the Findings of Fact cited above, there is substantial competent evidence to demonstrate that the requested rezoning is in conformance with the applicable requirements of the Land Development Code and with applicable zoning and established principles of zoning law.

#### **SUMMARY**

The applicant is requesting a rezoning to the RMC-9 zoning district. The property is 4.52 acres in size and is currently zoned ASC-1 and designated RES-9 by the Comprehensive Plan. The parcel is located within the Urban Service Area and the Greater Palm River Community Planning Area.

The Planning Commission staff supports the rezoning request and found it to be with numerous Comprehensive Plan policies and the Comprehensive Plan.

The proposed rezoning to RMC-9 is compatible with the development pattern. The request is consistent with the Land Development Code and the Comprehensive Plan.

#### RECOMMENDATION

Based on the foregoing, this recommendation is for **APPROVAL** of the RMC-9 rezoning request as indicated by the Findings of Fact and Conclusions of Law stated above.

August 12, 2024

Susan M. Finch, AICP Land Use Hearing Officer

Sum M. Fine

Date



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

Unincorporated Hillsborough County Special Use Consistency Review				
Hearing Date: July 22, 2024	Case Number: RZ 24-0807			
Report Prepared: July 11, 2024	Folio(s): 44624.0000			
	<b>General Location</b> : North of Causeway Boulevard and east of 78 <sup>th</sup> Street South			
Comprehensive Plan Finding	CONSISTENT			
Adopted Future Land Use	Residential-9 (9 du/ga; 0.50 FAR)			
Service Area	Urban			
Community Plan(s)	Greater Palm River			
Rezoning Request	Rezoning from Agricultural Single Family Conventional (ASC-1) to Residential Multi-Family Conventional (RMC-9) to meet the density level of Residential-9			
Parcel Size	4.52 ± acres			
Street Functional Classification	Causeway Boulevard – <b>State Arterial</b> 78 <sup>th</sup> Street South – <b>County Arterial</b>			
Commercial Locational Criteria	Not applicable			
Evacuation Area	None			

Table 1: COMPARISON OF SURROUNDING PROPERTIES						
Vicinity	Future Land Use Designation	Zoning	Existing Land Use			
Subject Property	Residential-9	ASC-1	Single Family Residential			
North	Residential-9	ASC-1 + PD + BPO + RSC-9	Vacant Land + Single Family Residential + Public/Quasi- Public/Institutions + Light Commercial			
South	Residential-9 + Office Commercial-20	ASC-1 + CN + CG + CI	Single Family Residential + Vacant Land + Heavy Industrial + Light Commercial			
East	Residential-9 + Residential- 20	RSC-9 + PD	HOA Property + Single Family Residential + Light Commercial + Mobile Home Park			
West	Residential-9	RSC-9	Public/Quasi- Public/Institutions + Single Family Residential			

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

The  $4.52 \pm$  acre subject site is located north of Causeway Boulevard and east of  $78^{th}$  Street South. The site is in the Urban Service Area and is located within the limits of the Greater Palm River Community Plan. The applicant is requesting a rezoning from Agricultural Single Family Conventional (ASC-1) to Residential Multi-Family Conventional (RMC-9) to meet the density level of Residential-9.

The site is in the Urban Service Area where according to Objective 1 of the Future Land Use Element (FLUE), 80 percent of the County's growth is to be directed. Policy 1.4 requires all new development 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 site currently has single-family uses. Singe Family uses extends on all sides of the site; therefore, it meets the intent of FLUE Objective 1 and Policy 1.4.

FLUE Objective 7, FLUE Objective 8 and each of their respective policies establish the Future Land Use Map (FLUM) as well as the allowable range of uses for each Future Land Use category. Ther character of

RZ 24-0807

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 set 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 within the land use designation. Appendix A contains a description of the character and intent permitted in each of the Future Land use categories. The site is in the Residential-9 (RES-9) Future Land Use category. The RES-9 category allows for the consideration of residential, urban scale neighborhood commercial, office uses, multi-purpose projects and mixed use development. RES-9 surrounds the subject site on all sides. The proposed rezoning from ASC-1 to RMC-9 meets FLUE Objective 7, FLUE Objective 8 and each of their respective policies.

The Comprehensive Plan requires that all development meet or exceed the land development regulations in Hillsborough County (FLUE Objective 9, FLUE Policy 9.1 and FLUE Policy 9.2). Transportation had no objections to the proposal; therefore, it meets the intent to FLUE Objective 9, FLUE Policy 9.1 and FLUE Policy 9.2.

The proposal meets the intent of FLUE Objective 16 and its accompanying policies 16.1,16.2, 16.3, 16.5 and 16.10 that require new development to be compatible to the surrounding neighborhood. Goal 12 and Objective 12-1 of the Community Design Component (CDC) of the FLUE require new developments to recognize the existing community and be designed to relate to and be compatible with the predominant character of the surrounding area. In this case, the surrounding land use pattern is mostly single-family uses, and the proposed rezoning will complement the surrounding area.

The site is within the limits of the Greater Palm River Community Plan. One of the strategies under Goal 5b of the Greater Palm River Community Plan is to support a mix of residential types developed with new urbanism characteristic at appropriate locations. The request to rezone from ASC-1 to RMC-9 would meet the intent of this strategy as allowing multi-family would bring in different housing options and would complement the surrounding area.

Overall, staff finds that the proposed use is an allowable use in the RES-9 category, is compatible with the existing development pattern found within the surrounding area and does support the vision of the Greater Palm River Community Plan. The proposed rezoning 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*.

#### Recommendation

Based upon the above considerations and the following Goals, Objectives and Policies, Planning Commission staff finds the proposed rezoning **CONSISTENT** with the *Unincorporated Hillsborough County Comprehensive Plan*.

\_\_\_\_\_

Staff Identified Goals, Objectives and Policies of the *Unincorporated Hillsborough County Comprehensive Plan* Related to the Request:

**FUTURE LAND USE ELEMENT** 

**Urban Service Area** 

RZ 24-0807

**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 1.4:** 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.

#### 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.

RZ 24-0807 4

**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 17.7:** New development and redevelopment must mitigate the adverse noise, visual, odor and vibration impacts created by that development upon all adjacent land uses.

**Community Design Component (CDC)** 

#### 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.

#### LIVABLE COMMUNITIES ELEMENT: GREATER PALM RIVER COMMUNITY PLAN

**Goal 5b: Economic Development** - Provide opportunities for business growth and jobs in the Palm River Area.

#### **Strategies**

4. Support a mix of residential types developed with new urbanism characteristics at appropriate locations.

RZ 24-0807

# **FUTURE LAND USE**

RZ 24-0807

CONTINUED DENIED

12th Ave S

15 4199 S

Ave

=16th/

Tampa Service Area WITHDRAWN PENDING

Jurisdiction Boundary County Boundary

Urban Service Area

PEC PLANNED ENVIRONMENTAL COMMUNITY-1/2 (.25 FAR) AGRICULTURAL/MINING-1/20 (.25 FAR) AGRICULTURAL-1/10 (.25 FAR)

wam.NATURAL.LULC\_Wet\_Poly

AGRICULTURAL ESTATE-1/2.5 (.25 FAR) AGRICULTURAL/RURAL-1/5 (.25 FAR) RESIDENTIAL-1 (.25 FAR)

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

RESIDENTIAL-4 (.25 FAR) RESIDENTIAL-6 (.25 FAR)

RESIDENTIAL-12 (.35 FAR) RESIDENTIAL-9 (.35 FAR)

SUBURBAN MIXED USE-6 (.35 FAR)

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

INNOVATION CORRIDOR MIXED USE-35 (2.0 FAR) REGIONAL MIXED USE-35 (2.0 FAR)

RESEARCH CORPORATE PARK (1.0 FAR) OFFICE COMMERCIAL-20 (.75 FAR)

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

LIGHT INDUSTRIAL PLANNED (.75 FAR) HEAVY INDUSTRIAL (.75 FAR) LIGHT INDUSTRIAL (.75 FAR)

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

PUBLIC/QUASI-PUBLIC

1S 4102 S

1S 4199 S

AveS

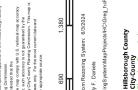
32nd

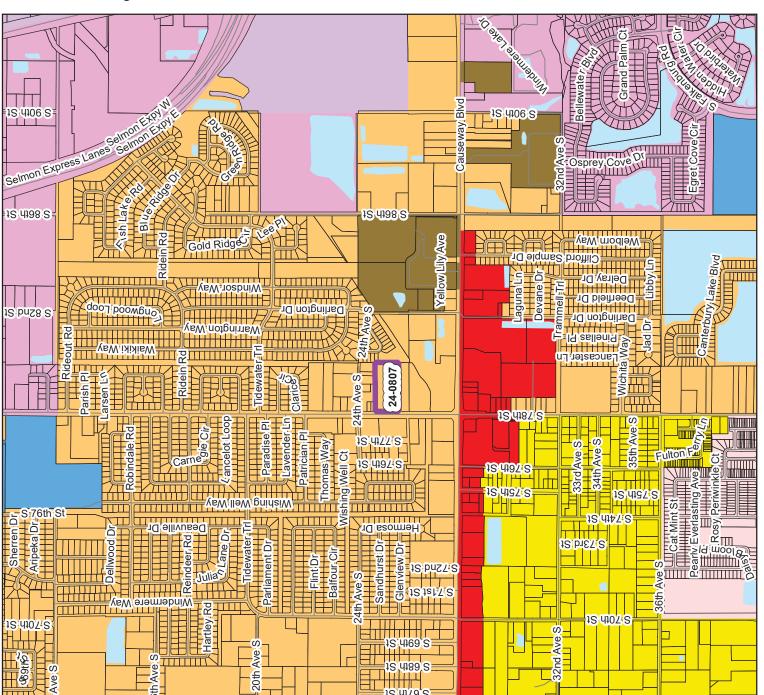
2,070 1,380 069



Map Printed from Rezoning System: 6/3/2024 Fle: G:\RezoningSystem\Map[ Author: Beverly F. Daniels







Ave

20th

18 4199

# AGENCY COMMNENTS

#### **COMMISSION**

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



#### **DIRECTORS**

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Michael Lynch WETLANDS DIVISION
Rick Muratti, Esq. LEGAL DEPT
Steffanie L. Wickham WASTE DIVISION

#### AGENCY COMMENT SHEET

REZONING				
HEARING DATE: 7/22/2024  PETITION NO.: 24-0807  EPC REVIEWER: Melissa Yañez  CONTACT INFORMATION: (813) 627-2600 x 1360  EMAIL: yanezm@epchc.org	COMMENT DATE: 6/7/2024  PROPERTY ADDRESS: 2440 78th St, Tampa, FL 33619  FOLIO #: 0446240000  STR: 25-29-19			
REQUESTED ZONING: from ASC-1 to RMC-9				
FINDINGS				
WETLANDS PRESENT	NO			
SITE INSPECTION DATE	NA			

The EPC Wetlands Division has reviewed the proposed rezoning. In the site plan's current configuration, a resubmittal is not necessary. If the zoning proposal changes and/or the site plans are altered, EPC staff will need to review the zoning again.

NA

EPc file search

Desktop review - Aerial review, soil survey and

#### **INFORMATIONAL COMMENTS:**

WETLANDS VERIFICATION (AERIAL PHOTO,

WETLAND LINE VALIDITY

SOILS SURVEY, EPC FILES)

The following specific comments are made for informational purposes only and to provide guidance as to the EPC review process. However, future EPC staff review is not limited to the following, regardless of the obviousness of the concern as raised by the general site plan and EPC staff may identify other legitimate concerns at any time prior to final project approval.

EPC staff reviewed the above referenced parcel in order to determine the extent of any wetlands and other surface waters pursuant to Chapter 1-11, Rules of the EPC. This determination was performed using aerial photography, soil surveys, and reviewing EPC files. Through this review, it appears that no wetlands or other surface waters exist onsite/ within the proposed construction boundaries.

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

My/cb

ec: quan\_pham@icloud.com / todd@pressmaninc.com



Adequate Facilities Analysis: Rezoning

**Date:** 7/1/2024 **Acreage:** 4.52 (+/- acres)

Jurisdiction: Hillsborough County Proposed Zoning: RMC-9

Case Number: 24-0807 Future Land Use: R-9

HCPS #: RZ 628

Address: 2440 78th Street

Maximum Residential Units: 40

Residential Type: Single family attached

Parcel Folio Number(s): 44624.0000

Parcei Folio Number(s): 44624.0000			
School Data	Bing Elementary	Giunta Middle	Spoto High
FISH Capacity Total school capacity as reported to the Florida Inventory of School Houses (FISH)	738	1558	2426
<b>2023-24 Enrollment</b> K-12 enrollment on 2023-24 40 <sup>th</sup> day of school. This count is used to evaluate school concurrency per Interlocal Agreements with area jurisdictions	458	825	1916
Current Utilization Percentage of school capacity utilized based on 40 <sup>th</sup> day enrollment and FISH capacity	62%	53%	79%
Concurrency Reservations Existing concurrency reservations due to previously approved development. Source: CSA Tracking Sheet as of 7/1/2024	46	146	221
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	69%	62%	88%

**Notes:** At this time, adequate capacity exists at Bing Elementary, Giunta Middle, and Spoto High School for the proposed rezoning.

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

#### AGENCY REVIEW COMMENT SHEET

TO: Z	Zoning Technician, Development Services Department	DATE: 07/11/2024
REVIEWER: Sarah Rose		AGENCY/DEPT: Transportation
PLAN	NING AREA/SECTOR: GPR/Central	PETITION NO: RZ 24-0807
	This agency has no comments.	
X	This agency has no objection.	
	This agency has no objection, subject to the listed or attached co	onditions.
	This agency objects for the reasons set forth below.	

#### PROJECT SUMMARY AND ANALYSIS

The applicant is requesting to rezone one parcel totaling +/- 4.5 acres from Agricultural Single Family Conventional (ASC-1) to Residential Multi-Family Conventional (RMC-9). The site is located on the east side of S. 78th St., +/- 780 feet north of the intersection of Causeway Blvd. and S. 78th St. The Future Land Use designation of the site is Residential-9 (R-9).

#### **Trip Generation Analysis**

In accordance with the Development Review Procedures Manual (DRPM), no transportation analysis was required to process the proposed rezoning. Staff has prepared a comparison of the trips potentially generated under the existing and proposed zoning designations, utilizing a generalized worst-case scenario. Data presented below is based on the Institute of Transportation Engineer's <u>Trip Generation</u> Manual, 11th Edition.

Approved Uses:

Zoning, Land Use/Size	24 Hour Two- Way Volume	Total Peak Hour Trips	
	way volume	AM	PM
ASC-1, Single Family Detached Housing (ITE Code 210) 4 Units	38	3	3

Proposed Uses:

Zoning, Land Use/Size	24 Hour Two-	Total Peak Hour Trips	
	Way Volume	AM	PM
RMC-9, Single-Family Detached Housing	434	32	42
(ITE Code 210) 40 Units	434	32	42

Trip Generation Difference:

Zoning, Land Use/Size	24 Hour Two-	Total Peak Hour Trips	
	Way Volume	AM	PM
Difference	+ 396	+29	+39

The proposed rezoning would generally result in an increase of trips potentially generated by development of the subject site by +396 average daily trips, +29 a.m. peak hour trips, and +39 p.m. peak hour.

#### TRANSPORTATION INFRASTRUCTURE SERVING THE SITE

The site has frontage on S. 78<sup>th</sup> St. S. 78<sup>th</sup> St. is a substandard 4-lane, county maintained, urban arterial roadway. There is a two-way left turn lane along the project's frontage and in the vicinity of the project. The roadway is characterized by +/- 12 ft wide travel lanes in average condition and lies within a +/- 85-foot-wide right-of-way. There are no bike lanes on either side of the roadway in the vicinity of the proposed project. There are +/- 5 to 6 ft wide sidewalks on both sides of the roadway in the vicinity of the proposed project.

#### **SITE ACCESS**

It is anticipated that the site will have access to S. 78th St.

Generally, for projects with a Euclidean zoning designation, a project's potential transportation impacts, site access requirements, substandard road issues, site layout and design, other issues related to project access, and compliance with other applicable Hillsborough County Comprehensive Plan, Hillsborough County Land Development Code (LDC) and Hillsborough County Transportation Technical Manual (TTM) requirements are evaluated at the time of plat/site/construction plan review. Given the limited information available as is typical of all Euclidean zoned properties and/or non-regulatory nature of any conceptual plans provided, Transportation Review Section staff did review the proposed rezoning to determine (to the best of our ability) whether the zoning is generally consistent with applicable policies of the Hillsborough County Comprehensive Plan, LDC and TTM (e.g. to ensure that the proposed rezoning would not result in a violation of the requirement whereby access to commercial properties cannot be taken through residentially or agriculturally zoned properties), and/or whether, in staff's opinion, some reasonable level of development under the proposed zoning designation could be supported based on current access management standards (e.g. to ensure that a project was not seeking an intensification of a parcel which cannot meet minimum access spacing requirements).

Transportation Section staff did not identify any concerns that would require a more detailed staff report be filed. Staff notes that, regardless of this review, the developer/property owner will be required to comply will all Comprehensive Plan, LDC, TTM and other applicable rules and regulations at the time of plat/site/construction plan review. As such, staff has no objection to this request.

Staff notes that any plans or graphics presented as a part of a Euclidean zoning case are non-binding and will have no regulatory value at the time of plat/site/construction plan review.

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

The roadway level of service provided for S. 78th St. is for information purposes only.

FDOT Generalized Level of Service				
Roadway	From	То	LOS Standard	Peak Hr. Directional LOS
S. 78th St.	Causeway Blvd.	Palm River Rd.	D	С

Source: 2020 Hillsborough County Level of Service (LOS) Report

#### Transportation Comment Sheet

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

Adjoining Roadways (check if applicable)					
Road Name	Classification	<b>Current Conditions</b>	Select Future Improvements		
S. 78th St.	County Arterial - Urban	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 (TBD)</li> </ul>		

Project Trip Generation ☐ Not applicable for this request					
	Average Annual Daily Trips	A.M. Peak Hour Trips	P.M. Peak Hour Trips		
Existing	38	3	3		
Proposed	434	32	42		
Difference (+/-)	+396	+29	+39		

<sup>\*</sup>Trips reported are based on gross 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		Choose an item.	Choose an item.	Choose an item.	
South		Choose an item.	Choose an item.	Choose an item.	
East		Choose an item.	Choose an item.	Choose an item.	
West		Choose an item.	Choose an item.	Choose an item.	
Notes:					

<b>Design Exception/Administrative Variance</b> ⊠Not applicable for this request				
Road Name/Nature of Request Type Finding				
	Choose an item.	Choose an item.		
	Choose an item.	Choose an item.		
Notes:				

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

#### **ENVIRONMENTAL SERVICES DIVISION**



PO Box 1110 Tampa, FL 33601-1110

#### **Agency Review Comment Sheet**

**NOTE:** Wellhead Resource Protection Areas (WRPA), Potable Water Wellfield Protection Areas (PWWPA), and Surface Water Resource Protection Areas (SWRPA) reviews are based on the most current available data on the Hillsborough County maps, as set forth in Part 3.05.00 of the Land Development Code.

TO: Zoning Review, Development Services REQUEST DATE: 5/31/2024

**REVIEWER:** Kim Cruz, Environmental Supervisor **REVIEW DATE:** 6/12/2024

**PROPERTY OWNER:** Myle T Duong and Quan H Pham / et PID: 24-0807

al

**APPLICANT:** Todd Pressman

**LOCATION:** 2440 South 78th Street Tampa, FL 33619

**FOLIO NO.:** 44624.0000

#### **AGENCY REVIEW COMMENTS:**

At this time, according to the Hillsborough County BOCC approved maps adopted in the Comprehensive Plan, the site does not appear to be located within a Wellhead Resource Protection Area (WRPA), Potable Water Wellfield Protection Area (PWWPA) and/or Surface Water Resource Protection Area (SWRPA), as defined in Part 3.05.00 of the Hillsborough County Land Development Code (LDC).

Hillsborough County EVSD has no objection and no recommended conditions.

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

PETIT	TION NO.: RZ-STD 24-0807 REVIEWED BY: Clay Walker, E.I. DATE: 6/10/2024
FOLIC	O NO.: 44624.0000
	WATER
	The property lies within the Water Service Area. The applicant should contact the provider to determine the availability of water service.
	A <u>6</u> inch water main exists (approximately <u>1,000</u> feet from the site), (adjacent to the site), and is located north of the subject property within the north Right-of-Way of <u>Patrician Place</u> . 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 prior to June 1, 2022, 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 _4_ inch wastewater forcemain exists \( \) (approximately feet from the project site), \( \) (adjacent to the site) and is located west of the subject property within the west Right-of-Way of South 78th Street. While this site would be a Hillsborough County customer, the wastewater in this area is pumped to the City of Tampa. There are plans in place to divert the area's wastewater to Hillsborough County's wastewater system. This will be the likely point-of-connection, however there could be additional and/or different points-of-connection determined at the time of the application for service. This is not a reservation of capacity.
	Wastewater collection system improvements will need to be completed prior to connection to the County's wastewater system. The improvements include and will need to be completed by the prior to issuance of any building permits that will create additional demand on the system.

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

#### AGENCY REVIEW COMMENT SHEET

TO:	<b>ZONING TECHNICIAN, Planning Growth Mai</b>	nagement	<b>DATE:</b> 3 June 2024
REV	IEWER: Bernard W. Kaiser, Conservation and	Environmental Land	ls Management
APP	LICANT: Todd Pressman	PETITION NO: R	Z-STD 24-0807
LOC	<b>ATION:</b> 2440 S. 78 <sup>th</sup> St., Tampa, FL 33619		
FOL	IO NO: 44624.0000	SEC: <u>25</u> TWN: <u>2</u>	9 RNG: <u>19</u>
$\boxtimes$	This agency has no comments.		
	This agency has no objection.		
	This agency has no objection, subject to listed	d or attached condition	ons.
	This agency objects, based on the listed or at	tached conditions.	
COM	MENTS:		

### VERBATIM TRANSCRIPT

	July 22, 2024
	BBOROUGH COUNTY, FLORIDA of County Commissioners
IN RE:	X )
ZONE HEARING MASTER HEARINGS	) ) ) X
	HEARING MASTER HEARING OF TESTIMONY AND PROCEEDINGS
BEFORE:	Susan Finch
	Land IIca Hearing Magter

Land Use Hearing Master

DATE: Monday, July 22, 2024

TIME: Commencing at 6:00 p.m.

Concluding at 9:32 p.m.

LOCATION: Hillsborough County BOCC

601 East Kennedy Boulevard Second Floor Boardroom

Tampa, Florida 33601

Reported by: Diane DeMarsh, AAERT No. 1654 Digital Reporter

1 MS. HEINRICH: Our first application is Item C.2, Standard Rezoning 24-0807. The applicant is requesting to 2 rezone property from ASC-1 to RMC-9. Carolanne Peddle with 3 Development Services will provide staff findings after the applicant's presentation. HEARING MASTER: All right. Mr. Pressman. Good 6 evening. Good evening. Oh, thank you. 8 MR. PRESSMAN: Thank you very much. Todd Pressman, 200 2nd Avenue South, Number 451 9 in -- in Saint Petersburg. 10 11 This is 24-0807. It is 4.52 acres. Zoning is ASC-1, Future Land Use Categories R-9. The issue before you is ASC-1 12 13 to RMC-9. Development Services and Planning Commission support. 14 Located in the southeast part of the county north of causeway on 78th Street. A little closer view on 78th Street. Zoning in 15 the area RSC-9. RSC-9 as you can see is somewhat of the 16 predominant and then into more in -- in -- intensive categories 17 18 of CN and CG, which are of course, pink or orange on the map. And Future Land Use Categories primarily are -- are all R-9 in 19 20 the vicinity and R-20, which you can see in the map in --21 somewhat in the vicinity outside the coastal high hazard area. 22 Some policies that are germane to it include locating 23 housing with transportation infrastructure. The site is located directly on one main route of HART, which runs out to Brandon 24 and downtown. Encourage a variety of housing types, which this 25

```
It would provide a different type of housing stock in
    would.
 1
    the immediate area to diversify housing stock.
 3
              Other policies are to encourage new in fill there
    redevelopment compatity -- compatible with existing community
    patterns, encourage availability of affordable attainable
    private owned housing stock that is safe, decent, compatible and
    accommodate all modes of transportation, which we indicated it
    is located on a main bus -- bus route. So under the Greater
    Palm River Community Plan, it is located as shown here at 78th,
    which is a mixed use business office and residential pedestrian
10
11
    or in a development area.
              So with that, we appreciate your attention.
12
                                                           I'd be
13
    happy to answer any questions you might have.
14
              HEARING MASTER:
                               No questions at this time.
15
    you.
16
              MR. PRESSMAN:
                             Thank you.
              HEARING MASTER: Development Services.
17
18
              Don't forget to sign in.
19
              Good evening.
20
              MS. PEDDLE: Good evening. Carolanne Peddle,
21
    Development Services.
22
              Standard Rezoning 24-0807. Again, the applicant's
23
    requesting to rezone the property from ASC-1 to RMC-9.
    property has a Future Land Use -- is it off? Okay.
24
25
              The property has a Future Land Use designation of R --
```

R -- Residential-9, as well as all immediate surrounding 1 properties. The subject parcel is located along the eastern side of South 78th Street, north of Causeway Boulevard, an area with mixture of zoning districts. The immediate adjacent properties to the north, east and south are zoned ASC-1 and RSC-9, developed with residential While the property to the west is zoned RSC-9 MH, developed with a church. The surrounding area has a majority 8 residential uses by the property to the south towards Causeway 9 Boulevard are zoned CG and C -- or excuse me, CG and CN for 10 commercial uses at various intensities. 11 12 Two planned developments approved for multi-family are 13 located in the general vicinity of the subject parcel located at 14 the northwest corner of Causeway Boulevard and 86th Street and 15 southeast to the south -- to the side of the south side of 16 Causeway Boulevard. Additionally, as the standard rezoning 17 district, the property will be required to meet height setbacks 18 and buffer and screening requirements which address 19 compatibility with surrounding uses. Based on the previous considers, staff finds the 20 21 proposed RMC-9 zoning district compatible with the existing districts and development in the area. Therefore, staff finds 22 23 the request approvable. 2.4 HEARING MASTER: Thank you so much. I appreciate it.

Thank you.

MS. PEDDLE:

25

HEARING MASTER: Planning Commission. 1 MS. MASSEY: Jillian Massey with Planning Commission 2 staff. 3 4 The subject property is designated as Residential-9 in the Future Land Use Map. It's in the urban service area and within the limits of the Greater Palm River Community Plan. site's in the urban service area were according to Objective 1 of the Future Land Use Element, 80 percent of the county's 8 growth is to be directed there. Policy 1.4 requires all new developments to be compatible with the surrounding area. 10 11 site is currently developed with single-family uses and 12 single-family residential surround the site. Therefore, it 13 doesn't meet the intent of that policy language. 14 The proposed rezoning also meets the intent of Policy 15 8.1, as the RMC-9 zoning district will would allow for density 16 that is intended in the Residential-9 Future Land Use 17 designation. The site's in the -- within the limits of the 18 Greater Palm River Community Plan. One of the strategies under Goal 5B is to support a mix of residential types developed with 19 20 new urbanism characteristics at appropriate locations. 21 request to rezone the site from ASC-1 to RMC-9 would meet the

And based on these considerations, Planning Commission

intent of this strategy, as allowing multi-family would bring in

different housing options and would compliment the surrounding

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2.4

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area.

1	staff finds the pre the proposed rezoning consistent with the
2	Unincorporated Hillsborough County Comprehensive Plan. Thank
3	you.
4	HEARING MASTER: Thank you so much. I much appreciate
5	it.
6	Is there anyone in the room or online that would like
7	to speak in support, anyone in favor? I'm seeing no one.
8	Anyone in opposition to this request? No one.
9	Ms. Heinrich, anything else?
10	MS. HEINRICH: No, ma'am.
11	HEARING MASTER: Mr. Pressman, anything else? All
12	right.
13	Then with that well close Rezoning 24-0807 and go to
14	the next case.
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25	

## EXHIBITS SUBMITTED DURING THE ZHM HEARING

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

DATE/TIME: 7/22/24 6:00 PM HEARING MASTER: 505an Finch

PLEASE PRINT CLEARLY, THIS INFORMATION WILL BE USED FOR MAILING			
APPLICATION #	NAME Todd Pressman		
24-0775	MAILING ADDRESS 200 2nd Ave 5. # 451		
	CITY St. Pete STATE FL ZIP PHONE		
APPLICATION#	PLEASE PRINT NAME Todd Pressmany		
24-0807	MAILING ADDRESS JOS DA ANG S. #451		
39-0001	CITY STATE ZIP ZIP PHONE SCY-		
APPLICATION#	PLEASE PRINT NAME Todd Pressman,		
24-0836	MAILING ADDRESS DOD DA ANT ANT THE TOTAL		
0 1 0050	CITY TO STATE ZIP PHONE SAY		
APPLICATION#	NAME DIMERIA PRESIDEN		
24-0836	MAILING ADDRESS 1585 WHO 1/36 Bough An		
	CITY Tayon STATE FF ZIP 33/63 PHONE 93-237-0529		
APPLICATION #	NAME MUM (Brian Kiraly)		
24-0034	MAILING ADDRESS 400 N Tamph St # 1320		
	CITY TPA STATE FL ZIP 33602PHONE (SB) 416-		
APPLICATION #	NAME POLLY ROUSH		
24-0034	MAILING ADDRESS 5116 State Road 674		
US	CITY Wimauma STATE FL ZIP33598 PHONE 941-725-425		

PAGE 2 OF 4

SIGN-IN SHEET: RFR, (ZHM.) PHM, LUHO

DATE/TIME: 7/22/24 6:00PM HEARING MASTER: SUSAN FINCH

PLEASE PRINT CLEARLY, THIS INFORMATION WILL BE USED FOR MAILING PLEASE PRINT APPLICATION # NAME Halaou V7 MAILING ADDRESS 202 windward Psge 24-0124 CITY Chr. RCM STATE & ZIP 3376 PHONE 8/3-263-6826 PLEASE PRINT APPLICATION # NAME Timothy Healey 27 MAILING ADDRESS 83 /1, House as Ave. 24-0124 CITY Jampa STATE FZ ZIP SEE PHONE 8/3) 75/069 APPLICATION # NAME Kami Cor be mm MAILING ADDRESS DI Exemely Hud Ste 3700 24-0300 CITY TAMP STATE T ZIP 2002 PHONE 813 2027842 PLEASE PRINT
NAME SAN STACK APPLICATION # mm MAILING ADDRESS 5776 XO 24-0300 CITY DODUN STATE OF ZIP 43017 PHONE 614 394 NAME Stephan Sposato APPLICATION # mm MAILING ADDRESS 505 F Jackson ST. 24-0300 CITY TO MIP STATE FC ZIP33600 PHONE \$1/3-378-0616 **APPLICATION #** NAME Kum Corket MAILING ADDRESS Of & Remed & Myd SAU 3700 14-0538 CITY STATE ZIPSON PHONES 13 207 8/21 SIGN-IN SHEET: RFR, (ZHM,) PHM, LUHO

DATE/TIME: 7/22/24 6:00 pm HEARING MASTER: SUSAN FINCH

PLEASE PRINT CLEARLY, THIS INFORMATION WILL BE USED FOR MAILING NAME Stephil Sports, walry APPLICATION # 127 MAILING ADDRESS 505 E Jachson 24-0538 CITY Tampa STATE FL ZIP3362 PHONE S13.3 FG-061 PLEASE PRINT APPLICATION # NAME Ethel Hammer MAILING ADDRESS 19825 Angel Lane 74-0538 CITY Odessa STATE PL ZIP 33556 PHONE 813 - 781 - 9860 VS NAME David IN Smith APPLICATION # MAILING ADDRESS 401 E. Jackson St. St. 2100 24-0676 CITY TAMPL STATE | ZIP3360 PHONE 813 272 5010 PLEASE PRINT APPLICATION # NAME David Mechanik mm MAILING ADDRESS 305 S. Boulevard 24-0678 CITY Tampa STATE FL ZIP33606 PHONE 813-928-9152 VS NAME Isabelle albert APPLICATION # MAILING ADDRESS 1000 W. Oshley Dr.

CITY Temper STATE To ZIP 37000 PHONE 813 331-0776 24-0791 APPLICATION # MAILING ADDRESS 325 5 13 11 5 RZ 24-0791 CITY Taye STATE TC ZIP3 DHONE

PAGE 4 OF 4

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

DATE/TIME: 7/22/24 6:00 pm HEARING MASTER: SUSan Finch

PLEASE PRINT CLEARLY, THIS INFORMATION WILL BE USED FOR MAILING PLEASE PRINT HAME APPLICATION # (Tyler Hudson) mm MAILING ADDRESS 400 N. Willy Dr. 4100 24-0805 CITY Toya STATE ZIP35602 PHONE 8/3-121-9600 PLEASE PRINT APPLICATION # Addie Clark NAME mm MAILING ADDRESS 400 N. Ashley Dr. Ste. 1100 24-0805 CITY Tampa STATE FC ZIP 33602PHONE 813-221-9600 PLEASE PRINT APPLICATION # NAME Joseph W. Seivold mm MAILING ADDRESS 4811 Kelly Rd. 24-0805 CITY Tampa STATE FL ZIP 33615 PHONE 813-885-1673 PLEASE PRINT NAME LIM LOWESS APPLICATION # mm MAILING ADDRESS 6/1 282 Are 2 24-0705 CITY St. petc STATE F ZIP 37 PHONE 707-015-PLEASE PRINT APPLICATION # NAME POO L. PORTO POZ mm MAILING ADDRESS 8610 Blosson ave 24-0805 CITY TOMOG STATE FL ZIP 3364 PHONE 813-PLEASE PRINT Andrew Wash+ APPLICATION # mm MAILING ADDRESS 1211 N. Westshor Blue #800 24-0805 CITY Tank STATE FL ZIP 3360 PHONE 8/3-839-7300 HEARING TYPE: ZHM, PHM, VRH, LUHO DATE:7/22/2024

HEARING MASTER: Susan Finch PAGE: 1 of 1

APPLICATION #	SUBMITTED BY	EXHIBITS SUBMITTED	HRG. MASTER YES OR NO
RZ 24-0807	Todd Pressman	Applicant Presentation Packet–thumb drive	No
RZ 24-0836	Todd Pressman	Applicant Presentation Packet-thumb drive	No
MM 24-0034	Rosa Timoteo	1. Revised Staff Report – email	Yes (Copy)
MM 24-0034	Rosa Timoteo	2. Revised Staff Report – email	Yes (Copy)
MM 24-0034	Brian Kiraly	3. Applicant Presentation Packet-thumb drive	No
RZ 24-0124	Timothy Healey	1. Applicant Presentation Packet	No
MM 24-0300	Kami Corbett	Applicant Presentation Packet-thumb drive	No
MM 24-0300	Stephen Sposato	2. Applicant Presentation Packet	No
RZ 24-0538	Stephen Sposato	1. Applicant Presentation Packet	No
RZ 24-0538	Kami Corbett	2. Applicant Presentation Packet	No
RZ 24-0538	Kami Corbett	3. Applicant Letter of Support	No
RZ 24-0676	Rosa Timoteo	1. Revised Staff Report – email	Yes (Copy)
RZ 24-0676	Rosa Timoteo	2. Revised Staff Report – email	Yes(Copy)
RZ 24-0676	Rosa Timoteo	3. Transportation Staff Report - email	Yes(Copy)
RZ 24-0676	Rosa Timoteo	4. Transportation Staff Report - email	Yes (Cop)
MM 24-0678	Rosa Timoteo	1. Revised Staff Report - email	Yes(Copy)
RZ 24-0791	Rosa Timoteo	1. Revised Staff Report - email	Yes(Copy)
RZ 24-0791	Rosa Timoteo	2. Revised Staff Report email	Yes(Copy)
RZ 24-0791	Isabelle Albert	3. Applicant Presentation Packet	No
RZ 24-0791	William Molloy	4. Applicant Letter of Support	No

#### JULY 22, 2024 - ZONING HEARING MASTER

The Zoning Hearing Master (ZHM), Hillsborough County, Florida, met in Regular Meeting, scheduled for Monday, July 22, 2024, at 6:00 p.m., in the Boardroom, Frederick B. Karl County Center, Tampa, Florida, and held virtually.

Susan Finch, ZHM, called the meeting to order at 6:00 p.m., led in the pledge of allegiance to the flag, and introduction.

#### A. WITHDRAWALS AND CONTINUANCES

- Michelle Heinrich, Development Services (DS), introduced staff and reviewed the changes to the agenda. Continued with the changes/withdrawls/continuances.
- Susan Finch, ZHM, overview of ZHM process.
- Cheif Assistant County Attorney Cameron Clark, overview of evidence/ZHM/BOCC Land Use process.
- Susan Finch, ZHM, Oath.
- B. REMANDS None.
- C. REZONING STANDARD (RZ-STD):

#### C.1. RZ 24-0775

- Michelle Heinrich, DS, called RZ 24-0775.
- Testimony provided.
- ▶ Susan Finch, ZHM, continued RZ 24-0775 to September 16, 2024, ZHM hearing.

#### C.2. RZ 24-0807

- Michelle Heinrich, DS, called RZ 24-0807.
- Testimony provided.
- Susan Finch, ZHM, closed RZ 24-0807.

#### C.3. RZ 24-0836

- Michelle Heinrich, DS, called RZ 24-0836.
- Testimony provided.
- Susan Finch, ZHM, closed RZ 24-0836.

#### MONDAY, JULY 22, 2024

#### D. REZONING-PLANNED DEVELOPMENT (RZ-PD) & MAJOR MODIFICATION (MM):

#### D.1. MM 24-0034

- Michelle Heinrich, DS, called MM 24-0034.
- ► Testimony provided.
- Susan Finch, ZHM, closed MM 24-0034.

#### D.2. RZ 24-0124

- Michelle Heinrich, DS, called RZ 24-0124.
- ► Testimony provided.
- Susan Finch, ZHM, closed RZ 24-0124.

#### D.3. MM 24-0300

- Michelle Heinrich, DS, called MM 24-0300
- ► Testimony provided.
- Susan Finch, ZHM, closed MM 24-0300.

#### D.4. RZ 24-0538

- Michelle Heinrich, DS, called RZ 24-0538.
- ► Testimony provided.
- Susan Finch, ZHM, closed RZ 24-0538.

#### D.5. RZ 24-0676

- Michelle Heinrich, DS, called RZ 24-0676.
- Testimony provided.
- Susan Finch, ZHM, closed RZ 24-0676.

#### MONDAY, JULY 22, 2024

#### D.6. MM 24-0678

- Michelle Heinrich, DS, called MM 24-0678.
- ► Testimony provided.
- ► Susan Finch, ZHM, closed MM 24-0678.

#### D.7. RZ 24-0791

- Michelle Heinrich, DS, called RZ 24-0791.
- ► Testimony provided.
- Susan Finch, ZHM, closed RZ 24-0791.

#### D.8. MM 24-0805

- Michelle Heinrich, DS, called MM 24-0805.
- ► Testimony provided.
- Susan Finch, ZHM, closed MM 24-0805.
- E. ZHM SPECIAL USE None.

#### ADJOURNMENT

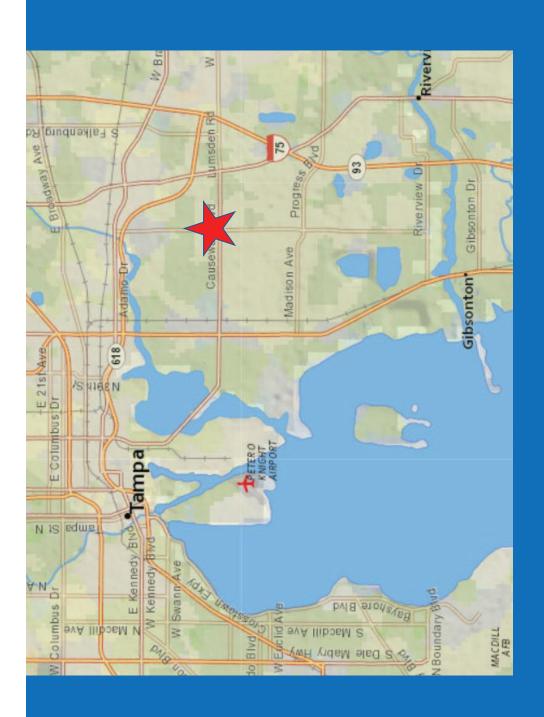
▶ Susan Finch, ZHM, adjourned the meeting at 9:32 p.m.

# RZ STD 24-0807

Application No. RZ 24-0807 Name: Todd Pressman Entered at Public Hearing: ZHM Exhibit #1 Date: 7-22-2024 4.52 acres Zoning: ASC-1 FLU category: R-9.

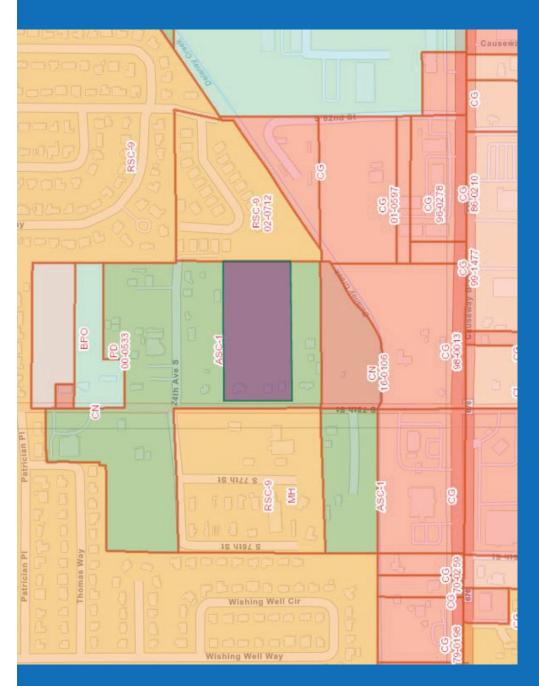
ISSUE: from ASC-1 to RMC-9

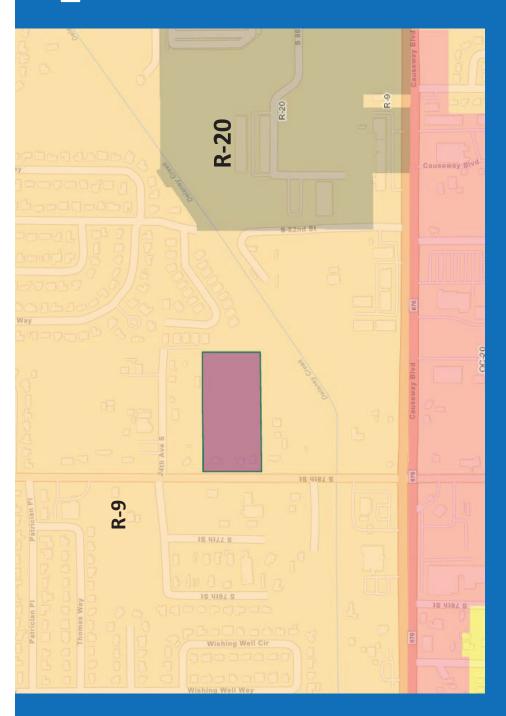
D.S.D. and P.C. Support





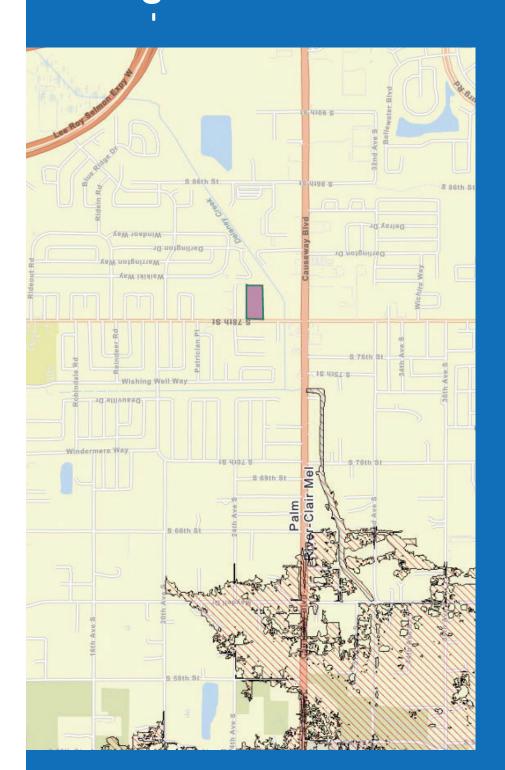






## - In USA

## - Outside Coastal High Hazard



# **Linking Housing and Transportation**

Objective 1.5

Strategically locate housing in conjunction with supportive transportation infrastructure.



Route 8, to downtown and Brandon Mall and connections



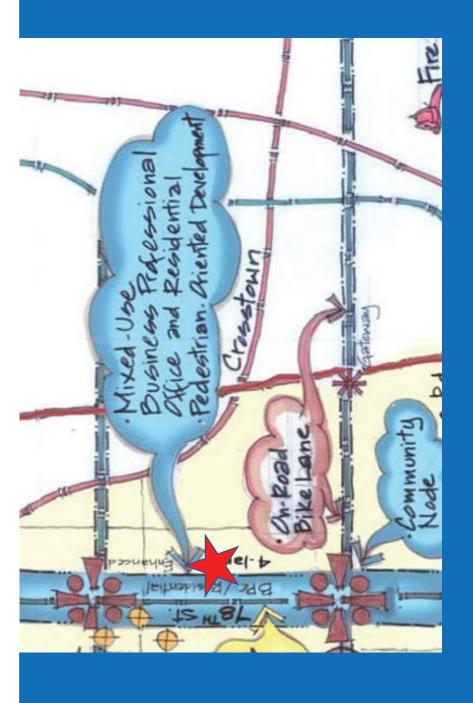
## Supply

# Objective 1.1

Support a range of housing options to affordably meet the needs of current and future residents.

Hillsborough County residents with more housing options across a range of Encourage a variety of housing types, including single-family, multi-family, and missing middle housing, to diversify the housing stock and provide income levels. Encourage and support new, infill and redevelopment compatible with existing community patterns that maintains and enhances the Community's unique character and sense of place.

Encourage the availability of affordable/attainable privately owned housing stock that is safe, decent and community compatible b. Accommodate all modes of transportation, by providing safe and functional infrastructure and services for driving, walking, biking and transit, and be compatible with the community character.



## PARTY OF RECORD

### **NONE**