SEMINOLE COUNTY GOVERNMENT BOARD OF ADJUSTMENT AGENDA MEMORANDUM

SUBJECT: 925 Oklahoma Street – Girls and Boys Town of Central Florida, applicant; Request for a setback variance from 100 feet to 32 feet for a proposed school building in A-1 (Agriculture District).

DEPARTMENT:	Planning & Development		_ DIVISION:	DIVISION: Planning	
AUTHORIZED BY:	Kathy Fall	CONTACT:	Kathy Fall	EXT.	7433
Agenda Date 1/28/2	2008 Regular 🗌	Consent	Public Heari	ng – 6:00	

MOTION/RECOMMENDATION:

- 1. <u>Deny</u> the request for a setback variance from 100 feet to 32 feet for a proposed school building in A-1 (Agriculture District); or
- 2. <u>Approve</u> the request for a setback variance from 100 feet to 32 feet for a proposed school building in A-1 (Agriculture District); or
- 3. **Continue** the request to a time and date certain.

GENERAL INFORMATION	Applicant:	Girls and Boys Town of Central Florida				
	Location:	925 Oklahoma Street				
	Zoning:	A-1				
	Subdivision:	Black Hammock				
BACKGROUND / REQUEST	with the corridor of the properties of the properties of the current the approperties of the approper	licant proposes to construct a school building hundred (100) foot setback of the scenic overlay. osed school building was approved in 2006 as dment to the existing special exception and at a it was not established the setback of the n the conceptual design. ent use of the site was established in 1980 with eval of a special exception for three (3) group Since that time there has been numerous ents to the special exception to expand the use. e currently no code enforcement or building				

	violations for this property.					
	There is no record of prior variances for this property.					
STAFF FINDINGS	The applicant has not satisfied the criteria for the grant of a variance. Staff has determined that:					
·	 No special conditions or circumstances exist, which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures or building in the same zoning district. Special conditions and circumstances result from the actions of the applicant. 					
	The granting of the variance requested would confer on the applicant special privileges that are denied by Chapter 30 to other lands, buildings, or structures in the same zoning district.					
	The literal interpretation of the provisions of Chapter 30 would not deprive the applicant of rights commonly enjoyed by other properties in the same zoning classification.					
	The variance requested is not the minimum variance that will make possible reasonable use of the land, building or structure.					
	 The applicant would still retain reasonable use of the land, building or structure without the granting of the variance. 					
	The grant of the variance would not be in harmony with the general intent of Chapter 30.					
STAFF RECOMMENDATION	Based on the stated findings, staff recommends denial of the request, unless the applicants can demonstrate a hardship. If the Board should decide to grant a variance, staff recommends the following conditions of approval:					
	 Any variance granted shall apply only to the school building as depicted on the attached site plan; and 					
	 Any additional condition(s) deemed appropriate by the Board, based on information presented at the public hearing. 					

INDEX OF ATTACHMENTS
Items that are checked are included in the packet

\bowtie	Staff Report
\boxtimes	Application
	Applicant statement of request
\boxtimes	Proposed Site Plan
\boxtimes	Location map
\boxtimes	Property Appraiser data sheet
	PUD Commitment Card, if applicable
Suppo	ort information:
	Proposed elevation drawings, renderings, floor plans, etc
	Aerials, if warranted
	Plat, if warranted
	Code Enforcement information
	Building Permit information
	Correspondence
	Authorization letter
\boxtimes	Applicant Authorization Form
	Supporting documentation
	Letters of support
	HOA approval letter
	Pictures provided by applicant
	Other miscellaneous documents
\boxtimes	Proposed Development Order

Compatibility matrix and how we handle resource (conservation) protection

WBDB – allows for 2.0 FAR; we allow 1.0; less than or equal to 50 DU; we allow 50 DU

WIC - .50; equal to less than 20 DU

MDR goes up to 15 DU; but these are small lots (can't get that density)

LDR up to 6; these are small lots

SE same

GC - dame

RP – we don't require development agreements for sensitive land impacts like Sanford does

Wendy – used some of our Plan and other locales;

No conflicts – some more strict;

HI - 50 DU; 1.0 FAR (same as our HIP-TI)

NC - .35 for Sanford and us; we do not have a NC FLU (not abutting County)



Fee: \$150.00 plus \$50.00 for each additional variance

Application #_______
Meeting Date ____



VARIANCE APPLICATION SEMINOLE COUNTY PLANNING DIVISION

1101 Last 1	That offeet oathord Fi	- 32/// (4	07) 000-7444				
PROPERTY OWNER / APPLICANT (
Name: Girls and Boys Town of Cent	ral Florida, Inc. c,	o Gregory	A. Zbylut, Execut	ive Director			
Address: <u>37 Alafaya Woods Bouleva</u>	City	: Oviedo	Zip code: <u>32765</u>				
Project Address: 925 Oklahoma Stree			Oviedo				
Contact number(s): <u>(407) 498-1138 /</u>							
Email address: zbylutg@girlsandboyst	town.org / Engineer:	John A. "	Jack" Walsh, P.E.	jwalsh@bsaor1.com			
s the property available for inspection without an appointment?							
🗓 Yes 🗌 No	If gated please provid	le a gate co	de to staff.				
Whatilypeidashuqulelisih	is request for?						
[] Shed	Please describe:						
[] Fence	Please describe:						
[] Pool	Please describe:						
[] Pool screen enclosure	Please describe:	,					
[] Covered screen room	Please describe:						
[] Addition	Please describe:						
[] New Single Family Home	Please describe:						
[X] Other							
This request is for a struct	i ·						
Wiattype orvariance is this							
[] Minimum lot size	Required lot size:		Actual lot size:				
[] Width at the building line	Required lot width:		Actual lot width:				
[] Front yard setback	Required setback:		Proposed setback				
[] Rear yard setback	Required setback:		Proposed setback				
[] Side yard setback	Required setback:	-	_L ·				
	1		Proposed setback				
[] Side street setback	Required setback:		Proposed setback	:			
[] Fence height	Required height: Proposed height:						
[] Building height	Required height:		Proposed height:				
Use below for additional yard setback variance requests:							
[X] <u>Scenic</u> yard setback	Required setback:	200'	Proposed setback	: 32'			
[] yard setback	Required setback:		Proposed setback	:			
[x] Total number of variances requested 1							
O APPLICATION WILL BE ACCEPTED AND/OR SCHEDULED unless all of the information in the Variance pplication and submittal checklist are provided to the planning division.							
Signed:							

Signed:	-52	
		/) ·

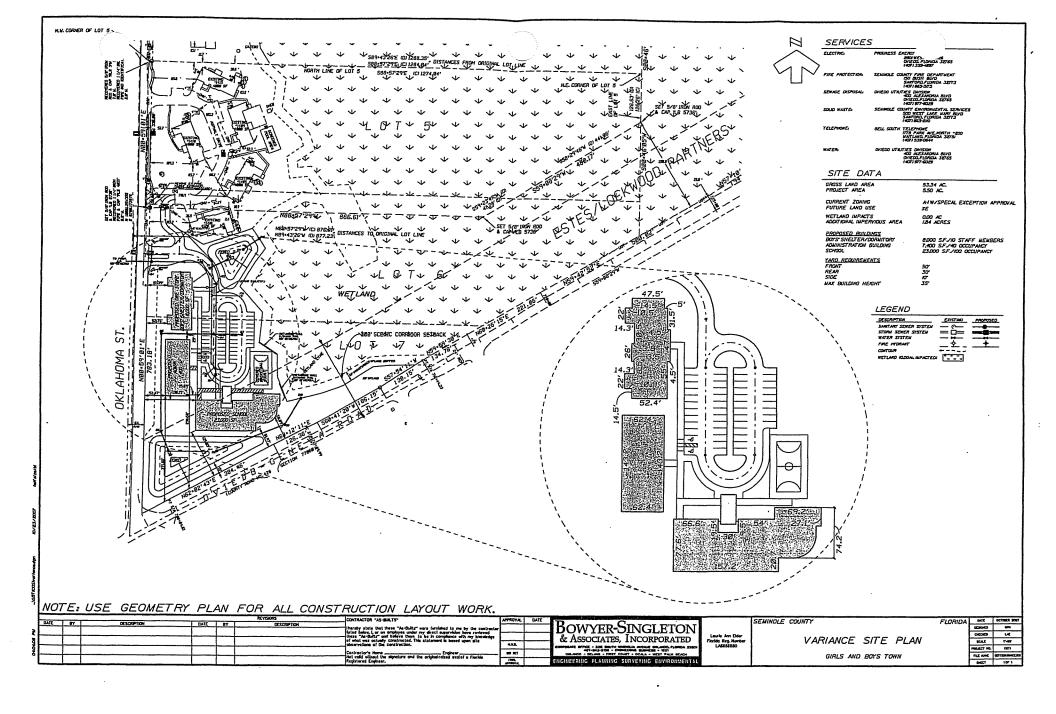
FOR OFFICE USE ONLY

Date Submitted: 10-24-07 Reviewed By: K. FALL
Tax parcel number: 12-21-31-502-0000-002A Zoning/FLU A-1 SE
[] Legally created parcel (1971 tax roll, 5-acre dev, lot split)
[] Platted Lot (check easements as shown on lots, in notes or in dedication)
[] Lot size [.] Meets minimum size and width
[] Application and checklist complete
Notes:

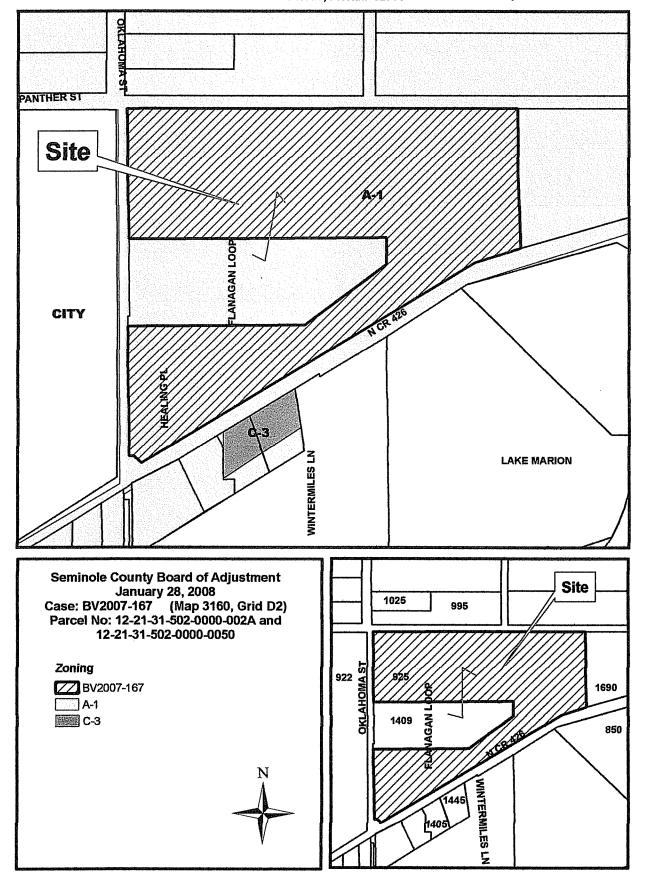
VARIANCE SUBMITTAL CHECKLIST

Please return this checklist with your application!

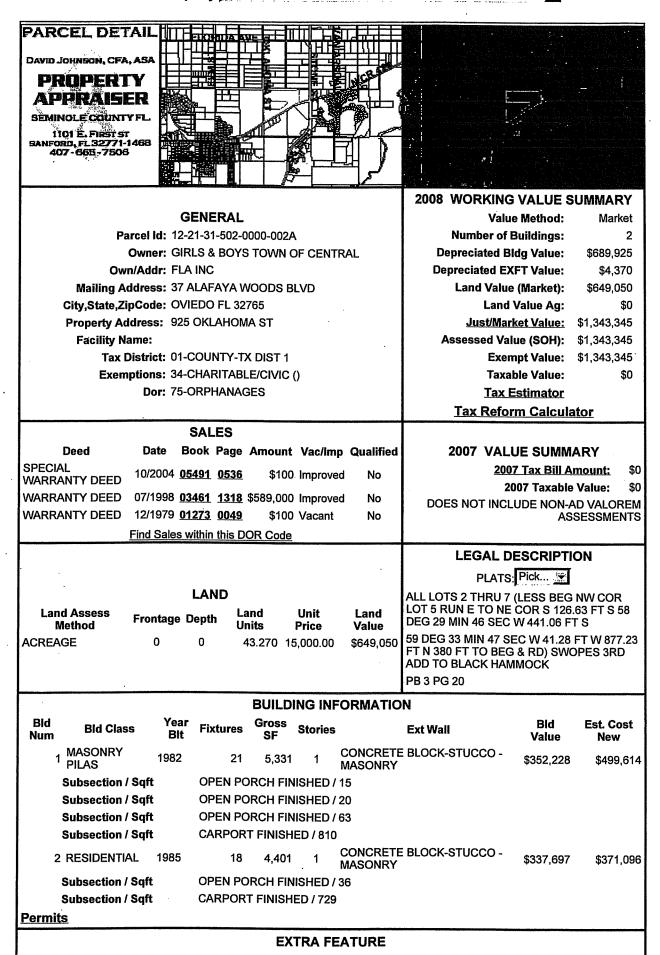
After the application is reviewed by staff for completeness, any items required that were not provided					
at the time of the application will be check marked below. These must be provided prior to					
scheduling of the Board of Adjustment hearing.					
Completed application.					
2. Owner's authorization letter (if needed). This form can be obtained at					
http://www.seminolecountyfl.gov/pd/planning/forms.asp					
3. Provide a legible 8 ½ x 11 inch site plan with the following information					
NOTE: Please use your property survey for your site plan, if available.					
View a site plan online as an example of the information needed; please draw to scale and note the scale used on the plan.					
Please start with a clean survey (ex: white out old approval stamps)					
Size and dimension of the parcel					
Location and name of all abutting streets					
Location of driveways					
 Location, size and type of any septic systems, drainfield and wells 					
o Location of all easements					
 Existing or proposed house <u>or</u> addition 					
(Label existing, label proposed, and include square footage and dimensions of each)					
 Existing and/or proposed buildings, structures and improvements 					
(Label existing, label proposed, and include square footage and dimension of each)					
o Building height					
Setbacks from each building to the property lines					
o Location of proposed fence(s)					
o Identification of available utilities					
(ex: water, sewer, well or septic)					
Attach additional information and supporting documents such as letters of support from					
adjacent property owners or Home Owners Association DRB approvals, as desired.					



Girls and Boys Town of Central Florida, Inc. c/o Gregory Zbylut 925 Oklahoma Street Oviedo, Florida 32765

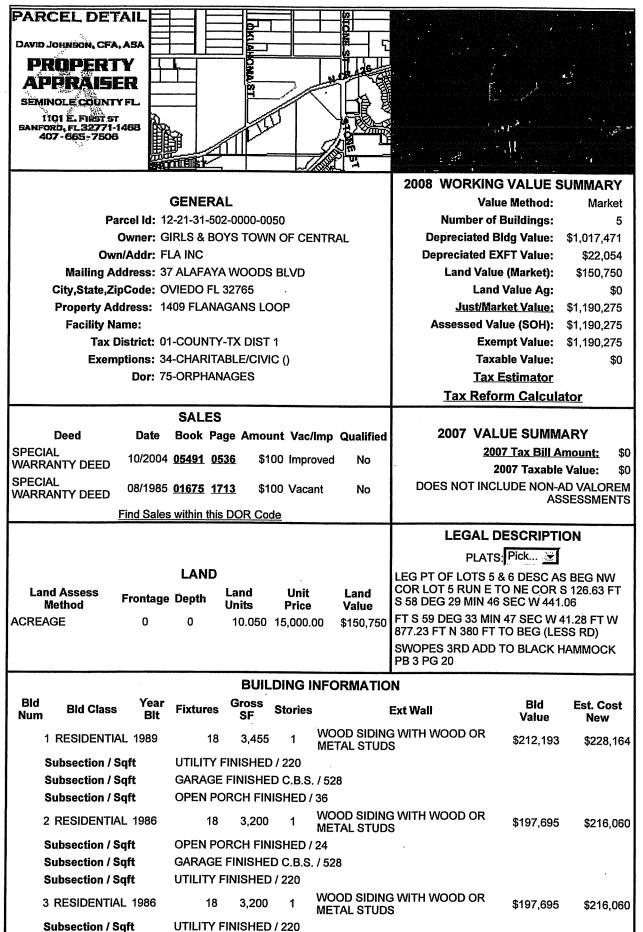


Personal Property Please Select Account



Description	Year Bit	Units	EXFT Value	Est. Cost New
FIREPLACE	1982	1	\$800	\$2,000
ALUM SCREEN PORCH W/CONC FL	1982	480	\$1,632	\$4,080
FIREPLACE	1985	1	\$850	\$2,000
ALUM SCREEN PORCH W/CONC FL	1985	320	\$1,088	\$2,720

NOTE: Assessed values shown are NOT certified values and therefore are subject to change before being finalized for ad valorem tax purposes. *** If you recently purchased a homesteaded property your next year's property tax will be based on Just/Market value.



GARAGE FINISHED C.B.S. / 528

OPEN PORCH FINISHED / 24

Subsection / Sqft

Subsection / Sqft

• • • • • • • • • • • • • • • • • • • •			•					•
4 RESIDENTIAL 1986	18	3,200		OOD SIDI ETAL STU	NG WITH W	/00D OR	\$197,695	\$216,060
Subsection / Sqft	OPEN PORCH FINISHED							
Subsection / Sqft	GARAGE FINISHED C.B.S			28				
Subsection / Sqft	UTILITY FINISHED / 220							
5 RESIDENTIAL 1989	18	3,455		OOD SIDI ETAL STU	NG WITH W	/00D OR	\$212,193	\$228,164
Subsection / Sqft	OPEN POR	RCH FINIS	HED / 36					
Subsection / Sqft	GARAGE F	INISHED	C.B.S. / 5	28				
Subsection / Sqft	UTILITY FI	NISHED /	220					
<u>Permits</u>								
		EX	TRA FE	ATURE		***************************************	· · · · · · · · · · · · · · · · · · ·	
	Descriptio				s EXFT Valu	ue Est. Cos	st New	
FIREPLAC	-		1989		1 \$1,0		\$2,000	
ALUM SCR	ALUM SCREEN PORCH W/CONC FL			9 9			\$816	,
ALUM SCR	ALUM SCREEN PORCH W/CONC FL				6 \$7:	34	\$1,836	
POOL GUN				3 80	0 \$8,0	00 \$	16,000	
SCREEN E	NCLOSURE		1988	3 2,07	2 \$1,6	58	\$4,144	
COOL DEC	K PATIO		1988	3 1,31	2 \$2,29	96	\$4,592	
ALUM SCR	EEN PORCH	W/CONG	C FL 1986	9	6 \$32	26	\$816	
ALUM SCR	EEN PORCH	H W/CONG	C FL 1986	3 21	6 \$7:	34	\$1,836	
FIREPLACE	= .		1986	3	1 \$90	00	\$2,000	
FIREPLACI	_		1986	-	1 \$90	00	\$2,000	
ALUM SCR	ALUM SCREEN PORCH W/CONC FL			9	6 \$32	26	\$816	
ALUM SCR	EEN PORCH	I W/CONG	CFL 1986	3 21	6 \$7:	34	\$1,836	•
FIREPLACE			1986		1 \$90	00	\$2,000	
	EEN PORCH				6 \$32	26	\$816	
	EEN PORCH	I W/CONG	FL 1986	5 210	6 \$73	34	\$1,836	
FIREPLACE	FIREPLACE 1				1 \$1,0	50	\$2,000	

NOTE: Assessed values shown are NOT certified values and therefore are subject to change before being finalized for ad valorem tax purposes.

96

216

\$326

\$734

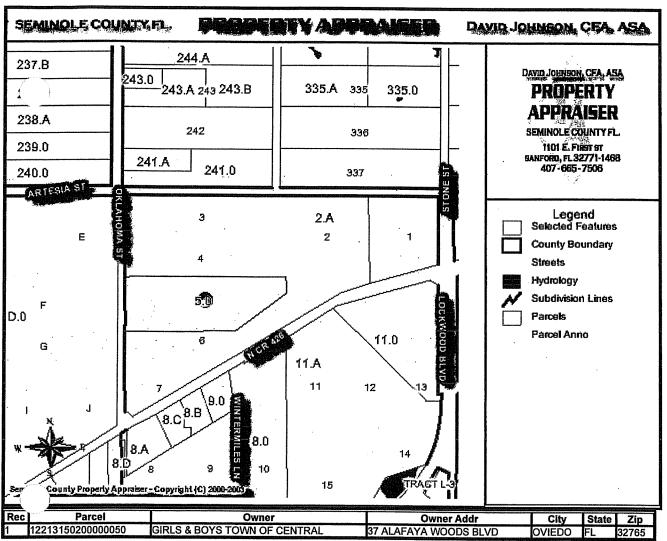
\$816

\$1,836

ALUM SCREEN PORCH W/CONC FL 1989

ALUM SCREEN PORCH W/CONC FL 1989

^{***} If you recently purchased a homesteaded property your next year's property tax will be based on Just/Market value.



SEMINOLE COUNTY APPROVAL DEVELOPMENT ORDER

On January 28, 2008, Seminole County issued this Development Order relating to and touching and concerning the following described property:

"Exhibit A"

(The aforedescribed legal description has been provided to Seminole County by the owner of the aforedescribed property.)

FINDINGS OF FACT

Property Owner:

FILE NO.:

Girls & Boys Town of Central Florida

37 Alafaya Woods Blvd

Oviedo, Fl. 32765

Project Name:

Oklahoma Street (925)

Requested Development Approval:

Request for a setback variance from 100 feet to 32 feet for a proposed school building in A-1 (Agriculture District)

The Development Approval sought is consistent with the Seminole County Comprehensive Plan and will be developed consistent with and in compliance to applicable land development regulations and all other applicable regulations and ordinances.

The owner of the property has expressly agreed to be bound by and subject to the development conditions and commitments stated below and has covenanted and agreed to have such conditions and commitments run with, follow and perpetually burden the aforedescribed property.

Prepared by: Kathy Fall, Principal Planner 1101 East First Street Sanford, Florida 32771

Order

07-3000162

NOW, THEREFORE, IT IS ORDERED AND AGREED THAT:

- (1) The aforementioned application for development approval is **GRANTED**.
- (2) All development shall fully comply with all of the codes and ordinances in effect in Seminole County at the time of issuance of permits including all impact fee ordinances.
- (3) The conditions upon this development approval and the commitments made as to this development approval, all of which have been accepted by and agreed to by the owner of the property are as follows:
 - 1. The variance granted will apply only to the school building as depicted on the attached site plan.
- (4) This Development Order touches and concerns the aforedescribed property and the conditions, commitments and provisions of this Development Order shall perpetually burden, run with and follow the said property and be a servitude upon and binding upon said property unless released in whole or part by action of Seminole County by virtue of a document of equal dignity herewith. The owner of the said property has expressly covenanted and agreed to this provision and all other terms and provisions of this Development Order.
- (5) The terms and provisions of this Order are not severable and in the event any portion of this Order shall be found to be invalid or illegal then the entire order shall be null and void.

Done and Ordered on the date first written	above.
Ву:	Alison C. Stettner Planning Manager
STATE OF FLORIDA) COUNTY OF SEMINOLE) I HEREBY CERTIFY that on this day, before and County aforesaid to take ac	knowledgments, personally appeared
	Ily known to me or who has produced o executed the foregoing instrument. The County and State last aforesaid this
day of, 2008.	
	ry Public, in and for the County and State ementioned

My Commission Expires: