

**SEMINOLE COUNTY GOVERNMENT  
BOARD OF ADJUSTMENT  
AGENDA MEMORANDUM**

**SUBJECT:** 3133 Fox Glove Lane - Bienvenido Olavarria, applicant; Request for a rear yard setback variance from 20 feet to 11 feet for a screen porch addition in PUD (Planned Unit Development) district.

**DEPARTMENT:** Planning & Development      **DIVISION:** Planning

**AUTHORIZED BY:** Kathy Fall      **CONTACT:** Joy Williams      **EXT.** 7399

**Agenda Date** 10/27/08   **Regular**    **Consent**    **Public Hearing – 6:00**

**MOTION/RECOMMENDATION:**

1. **Deny** the request for a rear yard setback variance from 20 feet to 11 feet for a screen porch addition in PUD (Planned Unit Development) district; or
2. **Approve** the request for a rear yard setback variance from 20 feet to 11 feet for a screen porch addition in PUD (Planned Unit Development) district; or
3. **Continue** the request to a time and date certain.

<b>GENERAL INFORMATION</b>	Applicant: Bienvenido Olavarria Location: 3133 Fox Glove Lane Zoning: PUD (Planned Unit Development) district Subdivision: Egrets Landing
<b>BACKGROUND / REQUEST</b>	<ul style="list-style-type: none"> <li>• The applicant proposes to construct 13-foot by 40-foot covered screen porch that would encroach 9 feet into the required 20-foot rear yard setback.</li> <li>• There are currently no code enforcement or building violations for this property.</li> <li>• There is no record of prior variances for this property.</li> </ul>
<b>STAFF FINDINGS</b>	The applicant has not satisfied the criteria for the grant of a variance. Staff has determined that: <ul style="list-style-type: none"> <li>• No special conditions or circumstances exist, which are peculiar to the land, structure, or building involved and which are not applicable to other lands,</li> </ul>

**Reviewed by:**  
**Co Atty:** \_\_\_\_\_  
**Pln Mgr:** \_\_\_\_\_

	<p>structures or building in the same zoning district.</p> <ul style="list-style-type: none"><li>• Special conditions and circumstances result from the actions of the applicant.</li><li>• 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.</li><li>• 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.</li><li>• The variance requested is not the minimum variance that will make possible reasonable use of the land, building or structure.</li><li>• The applicant would still retain reasonable use of the land, building or structure without the granting of the variance.</li><li>• The grant of the variance would not be in harmony with the general intent of Chapter 30.</li></ul>
<p><b>STAFF RECOMMENDATION</b></p>	<p>Based on the stated findings, staff recommends denial of the request, unless the applicants can demonstrate that all six criteria under the Land Development Code for granting a variance have been satisfied. If the Board should decide to grant a variance, staff recommends the following conditions of approval:</p> <ul style="list-style-type: none"><li>• Any variance granted shall apply only to the rear yard setback for the covered screen porch as depicted on the attached site plan; and</li><li>• Any additional condition(s) deemed appropriate by the Board, based on information presented at the public hearing.</li></ul>

**INDEX OF ATTACHMENTS**

*Items that are checked are included in the packet*

- Staff Report
- Application
- Applicant statement of request
- Proposed Site Plan
- Location map
- Property Appraiser data sheet
- PUD Commitment Card, *if applicable*

**Support information:**

- Proposed elevation drawings, renderings, floor plans, etc
- Aerials, *if warranted*
- Plat, *if warranted*
- Code Enforcement information
- Building Permit information
- Correspondence
- Authorization letter
- Applicant Authorization Form
- Supporting documentation
- Letters of support
- HOA approval letter
- Pictures provided by applicant
- Other miscellaneous documents
  
- Proposed Development Order

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

Application # BV2008-99  
Meeting Date 10/27/08



# VARIANCE APPLICATION **COPY**

## SEMINOLE COUNTY PLANNING DIVISION

1101 East First Street Sanford FL 32771 (407) 665-7444

PROPERTY OWNER / APPLICANT (If you are not the owner please provide a letter of authorization from the owner)

Name: BIENVENIDO OLAVARRIA  
Address: 3133 Fox Glove Ln City: LAKE MARY Zip code: 32746  
Project Address: 3133 Fox Glove Ln City: LAKE MARY Zip code: 32746  
Contact number(s): 407-302-8123 / 407-314-0313  
Email address: bolavarría@usa.com

Is the property available for inspection without an appointment?

Yes  No If gated please provide a gate code to staff.

*combined project*

What type of structure is this request for?	
<input type="checkbox"/> Shed	Please describe:
<input type="checkbox"/> Fence	Please describe:
<input type="checkbox"/> Pool	Please describe:
<input checked="" type="checkbox"/> Pool screen enclosure	Please describe: <u>Aluminum Screen Cage 6' x 40'</u>
<input checked="" type="checkbox"/> Covered screen room	Please describe: <u>Aluminum Screen Room 13' x 40'</u>
<input type="checkbox"/> Addition	Please describe:
<input type="checkbox"/> New Single Family Home	Please describe:
<input type="checkbox"/> Other	Please describe:
<input type="checkbox"/> This request is for a structure that has already been built.	

What type of variance is this request?			
<input type="checkbox"/> Minimum lot size	Required lot size:		Actual lot size:
<input type="checkbox"/> Width at the building line	Required lot width:		Actual lot width:
<input type="checkbox"/> Front yard setback	Required setback:		Proposed setback:
<input checked="" type="checkbox"/> Rear yard setback	Required setback:	<u>20'</u>	Proposed setback: <u>11'</u>
<input type="checkbox"/> Side yard setback	Required setback:		Proposed setback:
<input type="checkbox"/> Side street setback	Required setback:		Proposed setback:
<input type="checkbox"/> Fence height	Required height:		Proposed height:
<input type="checkbox"/> Building height	Required height:		Proposed height:
<b>Use below for additional yard setback variance requests:</b>			
<input type="checkbox"/> _____ yard setback	Required setback:		Proposed setback:
<input type="checkbox"/> _____ yard setback	Required setback:		Proposed setback:
<input checked="" type="checkbox"/> Total number of variances requested <u>1 (ONE)</u>			

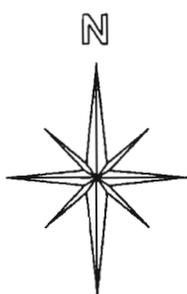
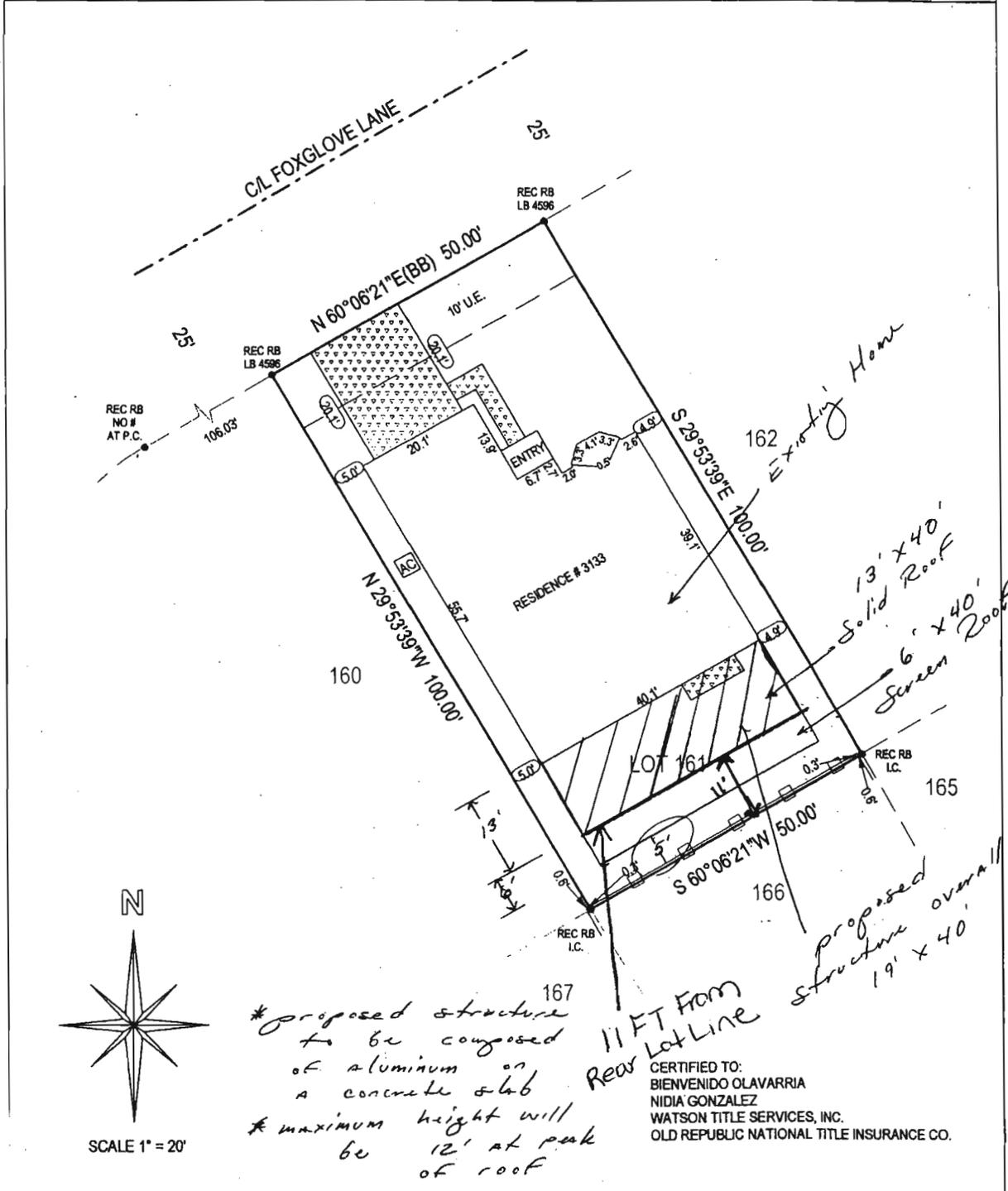
NO APPLICATION WILL BE ACCEPTED AND/OR SCHEDULED unless all of the information in the Variance application, and submittal checklist are provided to the planning division.

Signed: Buenavista Olavarría

NOTES:

1. THIS SURVEY WAS PREPARED FROM TITLE INFORMATION FURNISHED TO THIS SURVEYOR. THERE MAY BE OTHER RESTRICTIONS OR UNRECORDED EASEMENTS THAT AFFECT THIS PROPERTY.
2. NO UNDERGROUND IMPROVEMENTS HAVE BEEN LOCATED UNLESS OTHERWISE SHOWN.
3. THIS SURVEY IS PREPARED FOR THE SOLE BENEFIT OF THOSE CERTIFIED TO AND SHOULD NOT BE RELIED UPON BY ANY OTHER ENTITY.
4. DIMENSIONS SHOWN FOR THE LOCATION OF IMPROVEMENTS HEREON SHOULD NOT BE USED TO RECONSTRUCT BOUNDARY LINES.
5. BEARINGS ARE BASED ON RECORD PLAT DATUM AND ON THE LINE SHOWN AS BASE BEARING (BB).
6. PROPERTY HEREON LOCATED IN ZONE "X" PER F.I.R.M. COMMUNITY PANEL NO. 120418 0045 E DATED 04-17-95.

**Boundary  
And  
Mapping  
Associates, Inc.**  
 LAND SURVEYORS  
 LB 4565  
 109 WEST ORANGE STREET  
 ALTAMONTE SPRINGS, FL  
 32714  
 PH. (407) 696-1155



SCALE 1" = 20'

*\* proposed structure to be composed of aluminum on a concrete slab  
 \* maximum height will be 12' at peak of roof*

*11 FT From Rear Lot Line*

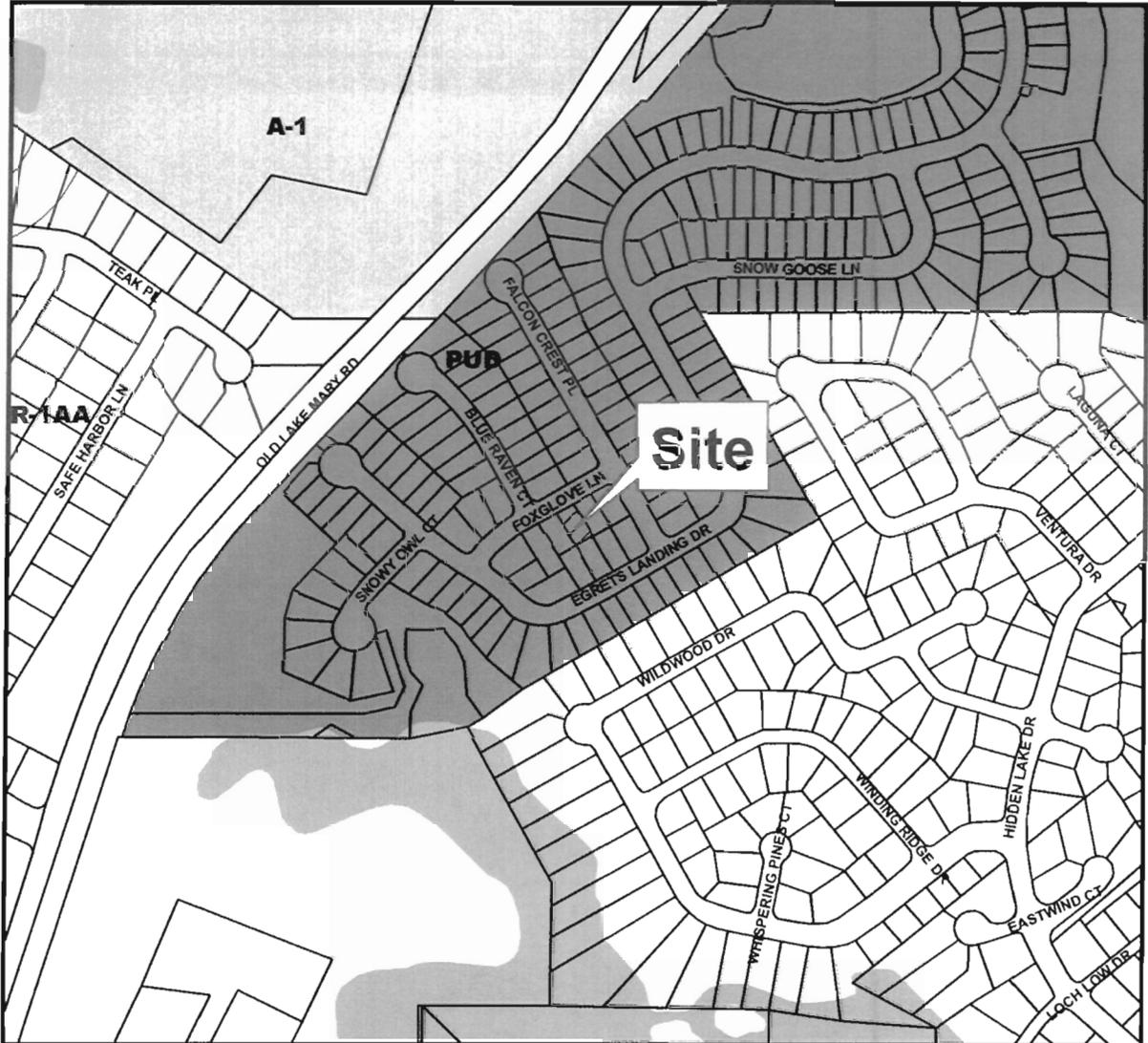
*13' x 40' Solid Roof  
 6' x 40' Screen Roof  
 Proposed Structure overall 19' x 40'*

CERTIFIED TO:  
 BIENVENIDO OLAVARRIA  
 NIDIA GONZALEZ  
 WATSON TITLE SERVICES, INC.  
 OLD REPUBLIC NATIONAL TITLE INSURANCE CO.

DESCRIPTION: LOT 161, EGRET'S LANDING, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 54, PAGE(S) 96 THROUGH 99, OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA.

JOB NO.: 05-239 DATE: FIELD: 01-27-05 SIGNED: 01-27-05 DRAWN BY: RWJ/SJ P.C.: P.N.	<b>LEGEND</b> REC - RECOVERED I.P. - IRON PIPE I.C. - ILLEGIBLE CAP # C.M. - CONCRETE MONUMENT RB - REBAR RAD. - RADIAL N.R. - NOT RADIAL N&D - NAIL & DISC (P) - PER PLAT (M) - AS MEASURED (D) - PER DESCRIPTION P.O.L. - POINT ON LINE P.C. - POINT OF CURVATURE P.T. - POINT OF TANGENCY PRC - POINT OF REVERSE CURVE R.P. - RADIUS POINT R - RADIUS L - LENGTH OF ARC CA - CENTRAL ANGLE U.E. - UTILITY EASEMENT D.E. - DRAINAGE EASEMENT L.E. - LANDSCAPE EASEMENT P.E. - POOL EQUIPMENT P.P. - POWER POLE C.L. - CHAIN LINK FENCE W.F. - WOODEN FENCE CONCRETE PRC - POINT OF REVERSE CURVE R.P. - RADIUS POINT R - RADIUS L - LENGTH OF ARC CA - CENTRAL ANGLE U.E. - UTILITY EASEMENT D.E. - DRAINAGE EASEMENT L.E. - LANDSCAPE EASEMENT P.E. - POOL EQUIPMENT P.P. - POWER POLE C.L. - CHAIN LINK FENCE W.F. - WOODEN FENCE	Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper. Additions and deletions to survey maps or reports by other than the signing party or parties is prohibited without written consent of the signing party or parties.  RODNEY W. JACKSON, PSM 6281 
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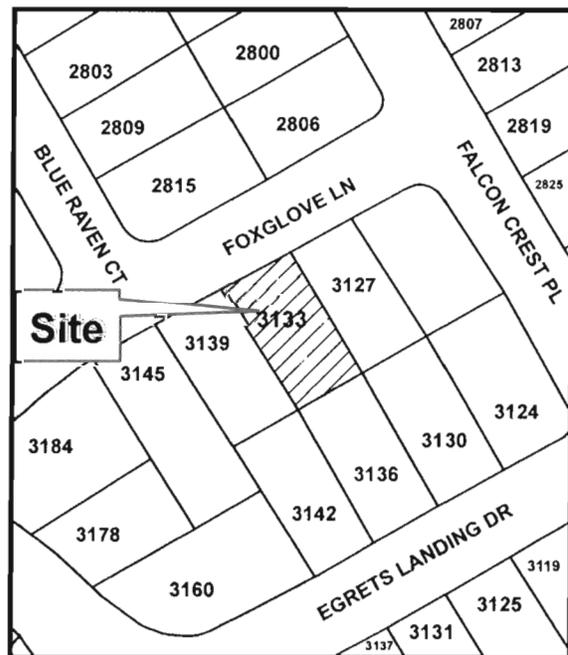
Bienvenido Olavarria  
3133 Fox Glove Lane  
Lake Mary, Florida 32746

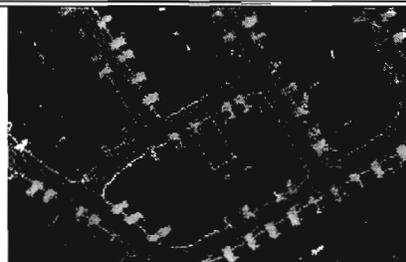


Seminole County Board of Adjustment  
October 27, 2008  
Case: BV2008-99 (Map 3052, Grid D6)  
Parcel No: 03-20-30-5PB-0000-1610

**Zoning**

-  BV2008-99
-  A-1
-  R-1AAA
-  R-1AA
-  PUD



<p><b>PARCEL DETAIL</b></p> <p>DAVID JOHNSON, CFA, ASA</p> <p><b>PROPERTY APPRAISER</b></p> <p>SEMINOLE COUNTY FL</p> <p>1101 E. FIRST ST SANFORD, FL 32771-1468 407-665-7506</p>		
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<p style="text-align: center;"><b>GENERAL</b></p> <p>Parcel Id: 03-20-30-5PB-0000-1610                  Owner: OLAVARRIA BIENVENDO &amp;                  Own/Addr: GONZALEZ NIDIA                  Mailing Address: 3133 FOX GLOVE LN                  City,State,ZipCode: LAKE MARY FL 32746                  Property Address: 3133 FOXGLOVE LN LAKE MARY 32746                  Subdivision Name: EGRETS LANDING                  Tax District: 01-COUNTY-TX DIST 1                  Exemptions: 00-HOMESTEAD (2006)                  Dor: 01-SINGLE FAMILY</p>	<p style="text-align: center;"><b>VALUE SUMMARY</b></p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:30%;">VALUES</th> <th style="width:35%;">2008 Working</th> <th style="width:35%;">2007 Certified</th> </tr> </thead> <tbody> <tr> <td>Value Method</td> <td>Cost/Market</td> <td>Cost/Market</td> </tr> <tr> <td>Number of Buildings</td> <td style="text-align: center;">1</td> <td style="text-align: center;">1</td> </tr> <tr> <td>Depreciated Bldg Value</td> <td style="text-align: right;">\$138,921</td> <td style="text-align: right;">\$163,817</td> </tr> <tr> <td>Depreciated EXFT Value</td> <td style="text-align: center;">\$0</td> <td style="text-align: center;">\$0</td> </tr> <tr> <td>Land Value (Market)</td> <td style="text-align: right;">\$42,000</td> <td style="text-align: right;">\$45,000</td> </tr> <tr> <td>Land Value Ag</td> <td style="text-align: center;">\$0</td> <td style="text-align: center;">\$0</td> </tr> <tr> <td>Just/Market Value</td> <td style="text-align: right;">\$180,921</td> <td style="text-align: right;">\$208,817</td> </tr> <tr> <td>Portability Adj</td> <td style="text-align: center;">\$0</td> <td style="text-align: center;">\$0</td> </tr> <tr> <td>Save Our Homes Adj</td> <td style="text-align: center;">\$0</td> <td style="text-align: right;">\$9,409</td> </tr> <tr> <td>Assessed Value (SOH)</td> <td style="text-align: right;">\$180,921</td> <td style="text-align: right;">\$199,408</td> </tr> </tbody> </table> <p style="text-align: center;"><a href="#">Tax Estimator</a></p> <p style="text-align: center;"><a href="#">Portability Calculator</a></p> <p style="text-align: center;">2008 Notice of Proposed Property Tax</p>	VALUES	2008 Working	2007 Certified	Value Method	Cost/Market	Cost/Market	Number of Buildings	1	1	Depreciated Bldg Value	\$138,921	\$163,817	Depreciated EXFT Value	\$0	\$0	Land Value (Market)	\$42,000	\$45,000	Land Value Ag	\$0	\$0	Just/Market Value	\$180,921	\$208,817	Portability Adj	\$0	\$0	Save Our Homes Adj	\$0	\$9,409	Assessed Value (SOH)	\$180,921	\$199,408
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2008 Taxes and Taxable Value Estimate					
Taxing Authority	Assessment Value	Exempt Values	Taxable Value	Millage	Taxes
Cnty County	\$180,921	\$50,000	\$130,921	4.5153	\$591.15
Schools	\$180,921	\$25,000	\$155,921	7.5430	\$1,176.11
Fire	\$180,921	\$50,000	\$130,921	2.3299	\$305.03
Road District	\$180,921	\$50,000	\$130,921	.1107	\$14.49
SJWM(Saint Johns Water Management)	\$180,921	\$50,000	\$130,921	.4158	\$54.44
Natural Lands/Trails I/S Debt	\$180,921	\$50,000	\$130,921	.1451	\$19.00
<b>Total</b>				<b>15.0598</b>	<b>\$2,160.22</b>

The taxable values and taxes are calculated using the current years working values and the proposed millage rates.

<p style="text-align: center;"><b>SALES</b></p> <table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:10%;">Deed</th> <th style="width:10%;">Date</th> <th style="width:10%;">Book</th> <th style="width:10%;">Page</th> <th style="width:15%;">Amount</th> <th style="width:10%;">Vac/Imp</th> <th style="width:10%;">Qualified</th> </tr> </thead> <tbody> <tr> <td>WARRANTY DEED</td> <td>02/2005</td> <td>05618</td> <td>0638</td> <td>\$200,000</td> <td>Improved</td> <td>Yes</td> </tr> <tr> <td>SPECIAL WARRANTY DEED</td> <td>11/2001</td> <td>04265</td> <td>1488</td> <td>\$134,100</td> <td>Improved</td> <td>Yes</td> </tr> </tbody> </table> <p style="text-align: center;"><a href="#">Find Comparable Sales within this Subdivision</a></p>	Deed	Date	Book	Page	Amount	Vac/Imp	Qualified	WARRANTY DEED	02/2005	05618	0638	\$200,000	Improved	Yes	SPECIAL WARRANTY DEED	11/2001	04265	1488	\$134,100	Improved	Yes	<p style="text-align: center;"><b>2007 VALUE SUMMARY</b></p> <p>Tax Amount(without SOH): \$2,715                  2007 Tax Bill Amount: \$2,576                  Save Our Homes (SOH) Savings: \$139                  2007 Taxable Value: \$174,408</p> <p style="text-align: center;">DOES NOT INCLUDE NON-AD VALOREM ASSESSMENTS</p>
Deed	Date	Book	Page	Amount	Vac/Imp	Qualified																
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<p style="text-align: center;"><b>LAND</b></p> <table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:15%;">Land Assess Method</th> <th style="width:10%;">Frontage</th> <th style="width:10%;">Depth</th> <th style="width:10%;">Land Units</th> <th style="width:10%;">Unit Price</th> <th style="width:15%;">Land Value</th> </tr> </thead> <tbody> <tr> <td>LOT</td> <td style="text-align: center;">0</td> <td style="text-align: center;">0</td> <td style="text-align: center;">1.000</td> <td style="text-align: right;">42,000.00</td> <td style="text-align: right;">\$42,000</td> </tr> </tbody> </table>	Land Assess Method	Frontage	Depth	Land Units	Unit Price	Land Value	LOT	0	0	1.000	42,000.00	\$42,000	<p style="text-align: center;"><b>LEGAL DESCRIPTION</b></p> <p>PLATS: <input type="text" value="Pick..."/></p> <p>LOT 161 EGRETS LANDING PB 54 PGS 96 THRU 99</p>
Land Assess Method	Frontage	Depth	Land Units	Unit Price	Land Value								
LOT	0	0	1.000	42,000.00	\$42,000								

BUILDING INFORMATION									
Bld Num	Bld Type	Year Blt	Fixtures	Base SF	Gross SF	Living SF	Ext Wall	Bld Value	Est. Cost New
1	SINGLE FAMILY	2001	6	1,519	1,974	1,519	CB/STUCCO FINISH	\$138,921	\$143,588
		Appendage / Sqft		OPEN PORCH FINISHED / 35					
		Appendage / Sqft		GARAGE FINISHED / 420					

NOTE: Appendage Codes included in Living Area: Base, Upper Story Base, Upper Story Finished, Apartment, Enclosed Porch Finished, Base Semi Finished

**Permits**

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.

<b>DEVELOPMENT:</b> Egret's Landing (fka Chase Groves South Village) (Tracts JJ, LL, MM of F.M.P. for Chase Groves PUD)		<b>DEVELOPER:</b> Lake Mary 32746	
<b>LOCATION:</b> E side of Longwood-Lake Mary Road, S of Airport Boulevard		224 lots	
<b>FILE#:</b>	<b>BA:</b>	<b>SP:</b>	<b>BCC:</b>
<b>P&amp;Z:</b>			
<b>PB</b>	<b>54</b>	<b>PG</b>	<b>96-99</b>
<b>Lot</b>		<b>Blk</b>	
<b>Parcel</b>		<b>DBA</b>	
<b>Comm</b>	<b>5</b>	<b>Dist</b>	
<b>DEVEL. ORDER #:</b>		<b>TAX PAR. I.D. #:</b>	
<b>SIDEWALKS:</b> 4' sidewalks both sides of internal streets.		<b>SETBACK REQUIREMENTS</b>	
		<b>FY:</b> 20'	<b>SY:</b> 5'
		<b>SIDE ST.:</b> 15'	<b>RY:</b> 20'
<b>ROAD TYPE:</b> (CURB & GUTTER OR SWALE)		<b>MAIN STRUCTURE OTHER:</b>	
<b>COMMENTS OTHER:</b>		<b>ACCESSORY STRUCTURE SETBACKS:</b>	
1) Addressed to Lake Mary, Florida 32746		<b>SY:</b> 10'	<b>RY:</b> 10'
2) Minimum lot width: 55'; Minimum dwelling size: 700 sq. ft.; Minimum lot size: 5,000 sq. ft.; 45' at building line minimum lot width.		<b>ACCESSORY STRUCTURE OTHER:</b>	
3) The retention and conservation areas and their access shall be platted as tracts.		Attached: same as main building: rear 10' Detached: same as main building not to project beyond the main residence, rear yard - 10'	

4) 6' chain link fence within 10' landscape easement for lots abutting Old Lake Mary Road and CSX RR corridor. 5) 6' masonry wall to be located within 15' of landscape easement with the exception of area adjacent to Tracts O and H. 6) Provide sidewalk easements around all cul-de-sacs to allow adequate room for utility and separation between sidewalk and curb. 7) Vegetation will be preserved within the s5' landscape easement except for minimal removal necessary for wall construction. 8) Side street driveways on corner lots are prohibited where the side street set back is 15'.	<b>IMPACT FEES</b>	
	<b>SCREEN:</b>	
	<b>TRAFFIC ZONE:</b>	17
	<b>LAND USE:</b>	1
	<b>1. ROAD-CO. WIDE</b>	<b>705.00</b>
	<b>2. ROAD-COLL.</b>	<b>147.00</b>
	<b>3. LIBRARY</b>	<b>54.00</b>
	<b>4. FIRE</b>	<b>172.00</b>
	<b>5. PARK</b>	
	<b>6. SCHOOL</b>	<b>1,384.00</b>
<b>7. LAW</b>		
<b>8. DRAINAGE</b>	<b>200.00</b>	
	<b>TOTAL</b>	<b>\$2,657.00</b>
<b>REMARKS:</b> 4' sidewalks both sides of internal streets. 2' Miami curb typical		

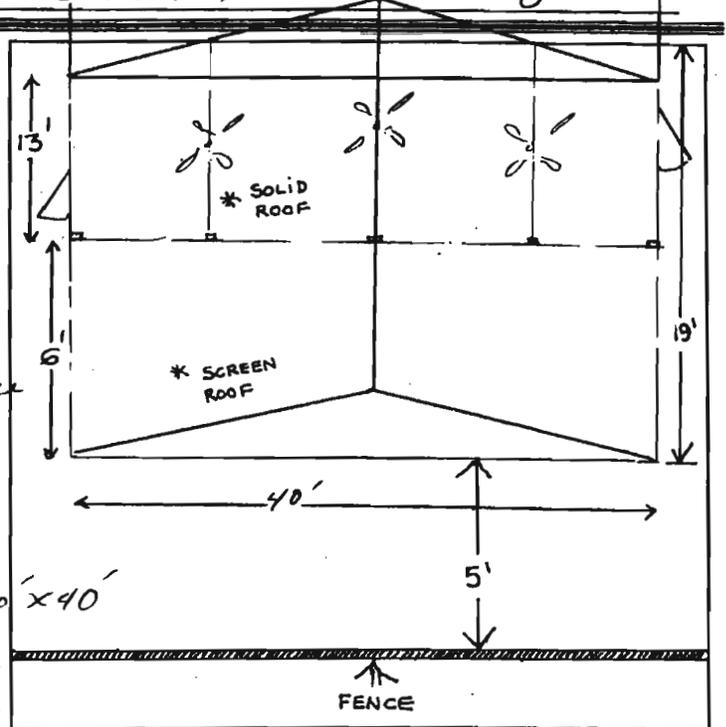


# PRAGER BUILDERS, INC.

2938 Stonewall Place · Sanford, FL 32773  
 Telephone: (407) 324-9960 Fax: (407) 322-3039  
 State Certified: #CBC053007  
 www.pragerbuilders.com

NAME Ben Olavarria HOME # 302 8123 CELL# \_\_\_\_\_ DATE 8-28-08  
 ADDRESS 3133 Fox Glove Lane CITY Lake Mary ZIP 32746  
 DIRECTIONS: Egrets Landing  
 REFERRED BY: (Florida Screen Porches) Google

SCREEN: 18/14  
 MATERIAL: GABLE:  TIE IN: Mount wall  
 ROOM SIZE: 12' x 42'  
 DOORS: 2 Screen Doors  
 TRIM: 16" Sides Only  
 FEATURES: included  
 WINDOW TYPE: n/a  
 PAINT COLOR: White or Bronze  
 EAVE OVERHANG: 2'  
 ROOF TYPE: SOFFIT?  
 FINISH HEIGHT: 12' Peak  
 BEAMS: 3 included  
 BEAM SIZE: 10' x 40' or 20' x 40'  
 FLOOR: Ø  
 STRUCTURAL: Retruded



www.pragerbuilders.com

MATERIAL AND WORKMANSHIP GUARANTEED FOR 2 YEARS. Contractor expressly reserves all contractors, mechanics and material's lien which may be asserted under any provisions of the law to the payment of the contract price and may assert and fix the same as a lien upon the real property on which installation is made. Homeowner agrees to supply electrical power at job site.

- NOTE:
- HAIRLINE CRACKING OF NEW CONCRETE SLABS IS A COMMON OCCURRENCE.
  - SPRINKLER HEADS MUST BE RELOCATED BY CUSTOMER.
  - DRAINAGE AT BASE OF ROOM IS RESPONSIBILITY OF HOMEOWNER.
  - FLOOR MAY REQUIRE LEVELING FOR TILE INSTALLATION.
  - OWNER IS RESPONSIBLE FOR ANY REINSPECTION FEES DUE TO INACCESSIBILITY OR MISSING PERMIT.
  - IF HOMEOWNER'S ASSOCIATION APPROVAL IS NECESSARY, IT IS CUSTOMER'S RESPONSIBILITY TO OBTAIN PRIOR TO WORK START.

- NOTES:
- Permit
  - Pour slab as shown
  - Construct 10 x 40 Insulated Room
  - Insulated Roof w/ 3 Fan Beams
  - 16" kickplate
  - 2 Doors
  - Shingle to match Roof

I have read the forgoing proposed contract and accept the same on the terms and conditions printed on the reverse side as stated above.

OWNER: Benny Olavarria Date \_\_\_\_\_

INSTALLER: Dylan

START SCHEDULE: When Complete

SEMINOLE COUNTY  
APPLICATION & AFFIDAVIT

Ownership Disclosure Form

Please provide the information as requested below in accordance with Ordinance No. 07-23:

1. List all natural persons who have an ownership interest in the property, which is the subject matter of this petition, by name and address.

Name: BIENVENIDO OLAVARRIA  
Address: 3133 FOX GLOVE LN  
City/Zip: LAKE MARY, FL 32746  
Phone #: 407-302-8123

Name: Nidia I. GONZALEZ  
Address: 3133 FOX GLOVE LN  
City/Zip: LAKE MARY, FL 32746  
Phone #: 407-302-8123

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_  
Phone #: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_  
Phone #: \_\_\_\_\_

(Use additional sheets for more space.)

2. For each corporate owner, list the name, address, and title of each officer of the corporation, the name and address of each director of the corporation, and the name and address of each shareholder who owns 2% or more of the stock of the corporation. Shareholders need not be disclosed as to corporations whose shares of stock are traded publicly on any national or regional stock exchange.

Name of Corporation: \_\_\_\_\_  
Officers: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_  
Directors: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_  
Shareholders: \_\_\_\_\_  
Address: \_\_\_\_\_

Name of Corporation: \_\_\_\_\_  
Officers: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_  
Directors: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_  
Shareholders: \_\_\_\_\_  
Address: \_\_\_\_\_

(Use additional sheets for more space.)

3. In the case of a trust, list the name and address of each trustee and the name and address of the beneficiaries of the trust.

Name of Trust: \_\_\_\_\_  
Trustees: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_

Beneficiaries: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_

(Use additional sheets for more space.)

**SEMINOLE COUNTY  
APPLICATION AND AFFIDAVIT**

For partnerships, including limited partnerships, list the name and address of each principal in the partnership, including general or limited partners.

Name of Partnership: \_\_\_\_\_  
Principal: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_

Name of Partnership: \_\_\_\_\_  
Principal: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_

(Use additional sheets for more space.)

5. In the circumstances of a contract for purchase, list the name of each contract vendee, with their names and addresses, the same as required for corporations, trust, or partnerships. In addition, the date of the contract for purchase shall be specified along with any contingency clause relating to the outcome of the consideration of this petition.

Contract Vendee:  
Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_

Contract Vendee:  
Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/Zip: \_\_\_\_\_

(Use additional sheets for more space.)

6. As to any type of owner referred to above, a change of ownership occurring subsequent to this application, shall be disclosed in writing to the Planning and Development Director prior to the date of the public hearing on the application.

I affirm that the above representations are true and are based upon my personal knowledge and belief after all reasonable inquiry. I understand that any failure to make mandated disclosures is grounds for the subject rezone, future land use amendment, special exception, or variance involved with this Application to become void. I certify that I am legally authorized to execute this Application and Affidavit and to bind the Applicant to the disclosures herein.

9-5-08  
Date

[Signature]  
Owner, Agent, Applicant Signature

STATE OF FLORIDA  
COUNTY OF Seminole

Sworn to (or affirmed) and subscribed before me this 5 day of September, 2008 by Bienvidido

[Signature]  
Signature of Notary Public

BRYAN DORION  
Print, Type or Stamp Name of Notary Public

Personally Known [initials] OR Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_



<b>For Use by Planning &amp; Development Staff</b>	
Date: _____	Application Number: _____

**SEMINOLE COUNTY DENIAL DEVELOPMENT  
ORDER**

On October 27, 2008, Seminole County issued this Development Order relating to and touching and concerning the following described property:

LOT 161  
EGRETS LANDING PB 54 PGS 96 THRU 99

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

**FINDINGS OF FACT**

**Property Owner:** Bienvenido Olavarria & Nidia Gonzalez  
3133 Fox Glove Ln  
Lake Mary, FL 32746

**Project Name:** Fox Glove Lane (3133)

**Requested Variance:**

Rear yard setback variance from 20 feet to 11 feet for a screen porch addition in PUD (Planned Unit Development) district.

Approval was sought to allow a covered porch into the rear yard setback. One or more of the six criteria under the Land Development Code for granting a variance have not been satisfied. The applicant still retains reasonable use of the property without the granting of the requested variance. .

The requested development approval is hereby denied.

Prepared by: Joy Williams, Planner  
1101 East First Street  
Sanford, Florida 32771

**Done and Ordered on the date first written above.**

By: \_\_\_\_\_  
Alison C. Stettner  
Planning Manager

**STATE OF FLORIDA     )  
COUNTY OF SEMINOLE )**

**I HEREBY CERTIFY** that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared \_\_\_\_\_ who is personally known to me or who has produced \_\_\_\_\_ as identification and who executed the foregoing instrument.

**WITNESS** my hand and official seal in the County and State last aforesaid this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Notary Public, in and for the County and State  
Aforementioned

My Commission Expires:

## SEMINOLE COUNTY APPROVAL DEVELOPMENT ORDER

On October 27, 2008, Seminole County issued this Development Order relating to and touching and concerning the following described property:

LOT 161  
EGRETS LANDING PB 54 PGS 96 THRU 99

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

### FINDINGS OF FACT

**Property Owner:** Bienvenido Olavarria & Nidia Gonzalez  
3133 Fox Glove Ln  
Lake Mary, FL 32746

**Project Name:** Fox Glove Lane (3133)

**Variance:**

Rear yard setback variance from 20 feet to 11 feet for a screen porch addition in PUD (Planned Unit Development) district.

All six criteria for granting a variance under the Land Development Code have been satisfied.

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 aforescribed property.

Prepared by: Joy Williams, Planner  
1101 East First Street  
Sanford, Florida 32771

### Order

#### **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:
  - a. The variance granted will apply only to the rear yard setback for the covered screen porch as depicted on the attached site plan.
- (4) This Development Order touches and concerns the aforescribed 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.**

By: \_\_\_\_\_  
Alison C. Stettner  
Planning Manager

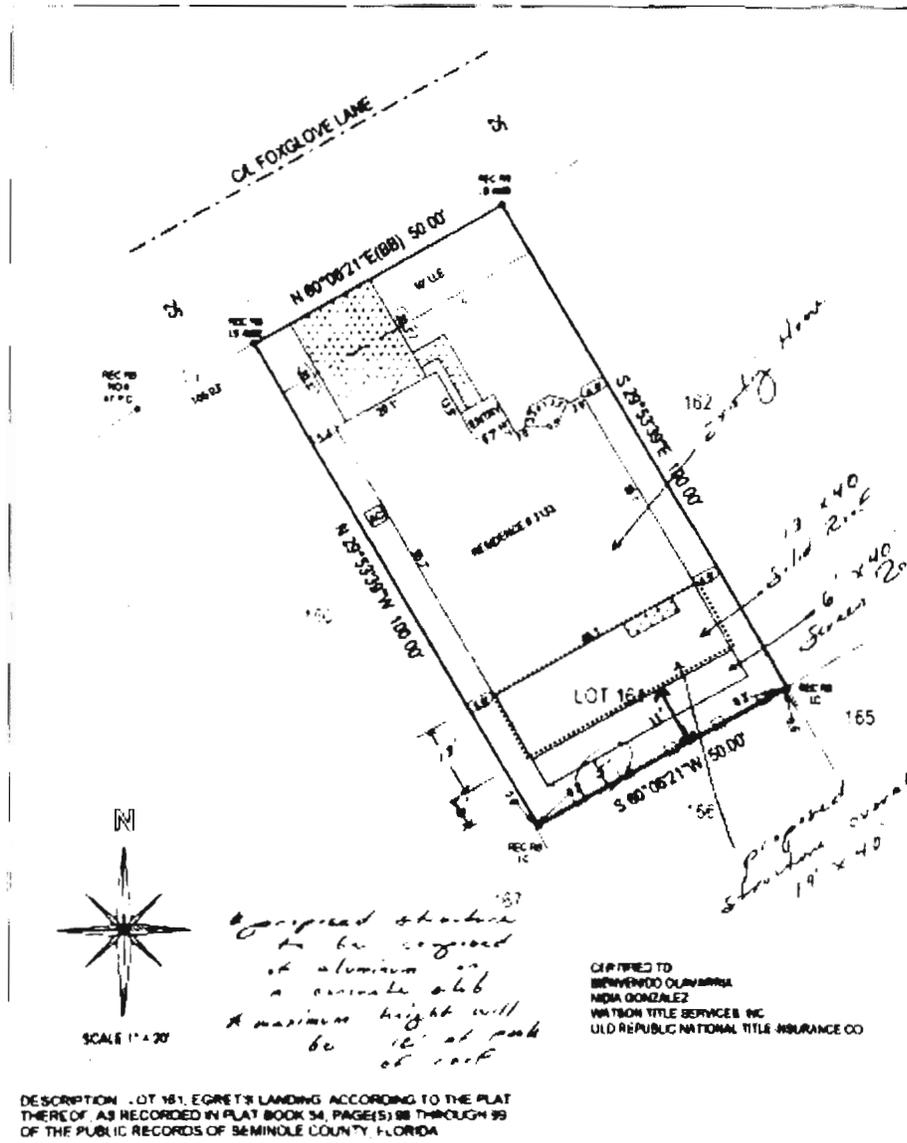
**STATE OF FLORIDA     )  
COUNTY OF SEMINOLE )**

**I HEREBY CERTIFY** that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared \_\_\_\_\_ who is personally known to me or who has produced \_\_\_\_\_ as identification and who executed the foregoing instrument.

**WITNESS** my hand and official seal in the County and State last aforesaid this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Notary Public, in and for the County and State  
Aforementioned

My Commission Expires:



DESCRIPTION: LOT 161, EGRET'S LANDING ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 54, PAGE(S) 88 THROUGH 99 OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA

CERTIFIED TO:  
 BENVENIDO OLIVERA  
 NIDIA GONZALEZ  
 WATSON TITLE SERVICES, INC.  
 ULD REPUBLIC NATIONAL TITLE INSURANCE CO