

CITY OF PINELLAS PARK

Staff Report

Community Development Department Planning & Development Services Division

I. APPLICATION DATA

- A. Case Number: CU-1121-00056
- B. Location:
 - 1. Address(es): 6493 78TH AVE N
 - 2. Parcel Number(s): 29-30-16-01908-026-0470
- **C.** <u>Request</u>: Conditional use approval for low impact office in "R-1" Single Family Residential Zoning District, with a waiver from the conditional use requirement of minimum lot size of 1/2 acre.
- D. Applicant(s): Joe Ratliff
- E. Agent(s): N/A
- F. <u>Legal Ad Text</u>: Conditional use approval for low impact office at 6493 78th Ave N in "R-1" Single Family Residential Zoning District, with a waiver from the conditional use requirement of minimum lot size of 1/2 acre.
- G. Public Hearings:

Planning and Zoning Commission Public Hearing Date: January 7, 2021 Advertising Date: December 18, 2020

City Council Public Hearing Date: February 25, 2021 **Advertising Date:** February 3, 2021

II. BACKGROUND INFORMATION

- A. Site Area: 0.31 Acres
- B. Property History:
 - 1. Land Use Plan or Zoning Amendments: N/A
 - **2. Previous Permits and Development:** Between 1997 and 2006, multiple building permits were approved for various developments and renovations.
 - 3. Previous Variances and Waivers: N/A
- C. <u>Existing Use</u>: Vacant (Previously Single-Family Residential)
- D. Proposed Use: Low Impact Office

E. Current Land Use: RESIDENTIAL URBAN (RU)

1. Land Use Purpose / Intent:

It is the purpose of this category to depict those areas of the City that are now developed, or appropriate to be developed, in an urban low density residential manner, and to recognize such areas as primarily well-suited for residential uses that are consistent with the urban qualities and natural resource characteristics of such areas.

2. Key Standards:

Use Characteristics - Those uses appropriate to and consistent with this category include:

Primary Uses - Residential

Secondary Uses - Residential Equivalent; Institutional; Transportation Utility; Public Educational Facility; Ancillary Non-Residential; Recreation/Open Space

Locational Characteristics - This category is generally appropriate to locations removed from, but in close proximity to urban activity centers; in areas where use and development characteristics are urban residential in nature; and in areas serving as a transition between more suburban and more urban residential areas. These areas are generally served by and accessed from minor and collector roadways that connect to the arterial and thoroughfare highway network.

3. Staff Analysis:

Although the proposed low impact office is not specifically listed as a primary or secondary use in the RU land use designation, the use is consistent with the purpose and intent of the zoning district.

Since the use is by definition low impact, staff finds the proposed use acceptable for a residential land use designation.

F. Current Zoning District: "R-1" SINGLE FAMILY RESIDENTIAL

1. Zoning District Purpose / Intent:

The "R-1" Single-family Residential District is established to identify and stabilize those geographic areas within the City of Pinellas Park that are presently platted or developed for urban low density and low medium density, single-family residential use. This district is limited primarily to single-family detached dwellings, together with accessory uses and public facilities customary for such an environment, on an individual lot(s) typically platted for such use. This district is appropriate for areas designated on the Official Land Use Plan Map as Residential Urban (RU), Residential Low Medium (RLM) or Community Redevelopment District (CRD).

2. Staff Analysis:

The previous use of the property was a single-family residence. The proposed use is a low impact office for administrative and clerical operations used by the neighboring Community Bible Baptist Church and school. Low Impact Office is a conditional use in the "R-1" Single Family Residential Zoning District. The proposed development meets all conditional use requirement in Section 18-1531, except minimum lot size.

Staff finds the proposed use of a low impact office is consistent with the "R-1" Single Family Residential Zoning District.

G. Flood Zone: The property is located in Flood Zone X, which is a low risk flood zone.

H. <u>Evacuation Zone</u>: The property is in Evacuation Zone C, which is the third level to evacuate in preparation for a storm. Zone C is evacuated when storm surge height is predicted to be up to 20 feet.

	Zoning	Land Use	Existing Use
North	R-1	RU	Single-Family Residential
South	R-1	CRD	Single-Family Residential
East	R-1	RU	Single-Family Residential
West	R-2	RU	Place of Worship

I. <u>Vicinity Characteristics</u>:

III. APPLICABLE CRITERIA / CONSIDERATIONS

A. Comprehensive Plan Policies:

1. Relevant Policies:

POLICY LU.1.3.1 The City of Pinellas Park will continue to promote redevelopment and urban infill development that is compatible with and supports the integrity and viability of existing residential neighborhoods.

2. Staff Analysis:

The proposed use of a low impact office is supported by the above Comprehensive Plan Policy.

B. Land Development Code Standards:

1. Key Standards:

SECTION 18-1509, - "R-1" SINGLE-FAMILY RESIDENTIAL DISTRICT

Sec. 18-1509.1. - STATEMENT OF INTENT.

The "R-1" Single-family Residential District is established to identify and stabilize those geographic areas within the City of Pinellas Park that are presently platted or developed for urban low density and low medium density, single-family residential use. This district is limited primarily to single-family detached dwellings, together with accessory uses and public facilities customary for such an environment, on an individual lot(s) typically platted for such use. This district is appropriate for areas designated on the Official Land Use Plan Map as Residential Urban (RU), Residential Low Medium (RLM) or Community Redevelopment District (CRD).

Sec. 18-1509.2. - DENSITY REGULATIONS.

A maximum density of seven and two-tenths (7.2) dwelling units per net acre shall be permitted in the "R-1" Single-Family Residential District.

For lots located within the Residential Urban (RU) and Residential Low Medium (RLM) Land Use Plan Map categories, public/semi-public uses (except Public Educational Facilities) shall not exceed a maximum area of five (5) gross acres. Any such use, alone or when added to existing Ancillary nonresidential or Transportation/Utility uses shall not exceed a maximum of three (3) acres. Abutting or functionally abutting like uses, which exceeds the threshold stated above shall require a Land Use Plan Map amendment to Institutional (I), Transportation/Utility (T/U) or other future land use plan category (as appropriate), which shall include such use and all abutting or functionally abutting like uses.

Sec. 18-1509.3. - PERMITTED AND CONDITIONAL USES.

Low Impact Office - Conditional Use - Subject to section 18-1531

Sec. 18-1509.4. - DIMENSIONAL AND AREA REGULATIONS.

(A) MINIMUM LOT REQUIREMENTS.

1. For lots platted prior to May 20, 1987, the following dimensional regulations shall apply:

(a) Lot Area: Six thousand (6,000) square feet.

(b) Lot Width: Sixty (60) feet, except on a corner eighty (80) feet is required.

(c) Lot Depth: Ninety (90) feet.

2. For lots platted on or after May 20, 1987, the following shall apply:

(a) Lot Area: Seventy-five hundred (7,500) square feet.

(b) Lot Width: Seventy-five (75) feet, except on a corner ninety (90) feet is required. (c) Lot Depth: Ninety (90) feet.

3. Lots not meeting the lot area, width or depth requirements of this Section and having been of record prior to December 10, 1970 may be used for a permitted or conditional use provided that all other dimensional regulations will apply. (B) MINIMUM YARD SETBACK REQUIREMENTS.

1. For lots platted prior to May 20, 1987, the following shall apply:

(a) Front Yard Setback: Twenty (20) feet.

(b) Secondary Front Yard Setback: Twenty (20) feet. Where the provisions of Section 18-1504.4, "Nonconforming Lots" apply, the secondary yard may be reduced to a minimum of twelve (12) feet.

(c) Side Yard Setback: Minimum of ten (10) feet on one side and six (6) feet on the other side. Side yards on corner lots shall be eight (8) feet on each side. Where the provisions of Section 18-1504.4, "Nonconforming Lots" apply, side yards may be reduced to a minimum of five (5) feet.

(d) Rear Yard Setback: Fifteen (15) feet, or ten (10) feet if abutting an alley.

2. For lots platted on or after May 20, 1987, the following shall apply:

(a) Front Yard Setback: Twenty-five (25) feet.

(b) Secondary Front Yard Setback: Twenty-five (25) feet.

(c) Side Yard Setback: Ten (10) feet.

(d) Rear Yard Setback: Fifteen (15) feet.

3. For corner, double frontage and multiple frontage lots, see Section 18-1503.7, "Yard Determinations."

4. Refer to Section 18-1503.8 for measurement of yard setbacks on lots adjacent to rights-of-way of insufficient width.

5. Refer to Section 18-1504.3(G)(2) for special yard setbacks to apply for additions to buildings in existence as of August 14, 1997.

(C) MINIMUM LIVEABLE FLOOR AREA.

1. For lots platted prior to May 20, 1987: Eight hundred (800) square feet.

2. For lots platted on or after May 20, 1987: Nine hundred (900) square feet.

(D) MAXIMUM BUILDING HEIGHT. Thirty-five (35) feet. See Section 18-1503.13, "Exclusion from Height Limits", for height limit exclusions.

(E) MAXIMUM LOT COVERAGE. Nonresidential Uses: Fifty-five (55) percent in RU; sixty-five (65) percent in RLM; seventy-five (75) percent in CRD.

(F) FLOOR AREA RATIO.

1. Nonresidential Uses:

(a) Thirty-hundredths (0.30) in RU;

(b) Forty-hundredths (0.40) in RLM;

(c) Thirty five-hundredths (0.35) in CRD.

Sec. 18-1509.5. - ADDITIONAL REGULATIONS.

(A) FENCES. See Section 18-1530.10, "Fences, Walls and Hedges" for fence regulations and setbacks.

(B) LANDSCAPING AND BUFFERING. See Section 18-1533, "Landscaping Regulations."

(C) DUMPSTER ENCLOSURES (See Section 18-1530.20 "Dumpsters"), AND ALSO

SUPPLEMENTAL USE REGULATIONS (See Section 18-1530, "Accessory Use and Supplementary District Regulations").

(D) OFF-STREET PARKING AND LOADING. See Section 18-1532, "Parking and Loading Regulations."

SECTION 18-1531. - CONDITIONAL USE REGULATIONS

Sec. 18-1531.10. - LIST OF CONDITIONAL USES AND REQUIREMENTS.

52. Office, Low Impact.

(a) Review by Planning and Zoning Commission and approval by City Council. (b) Site plan required.

(c) Maximum number of parking spaces shall be five (5) spaces inclusive of handicapped accessible spaces.

(d) Landscape Buffer Type "B" required on interior lot lines.

(e) Minimum lot size of one-half (½) acre but less than one (1) acre located on a corner lot at the intersection of a collector street and a local street or higher roadway classification.

2. Staff Analysis:

Currently, the property is vacant and is used as van/bus storage for Community Bible Baptist Church. The previous use of the property was a single-family residential home.

The proposed use of a low impact office is a conditional use in the "R-1" Single-Family Residential Zoning District. The conditional use requirement of minimum lot size of 1/2 acre cannot be met. The actual size of the property is approximately 0.31 acres (MOL).

Staff finds the proposed use of a low impact office for the Community Bible Baptist Church is consistent with the "R-1" Single-Family Residential Zoning District's purpose and intent.

C. Essential Services Issues:

The proposed requests have been reviewed by all relevant departments/divisions. Staff made the following comments:

- An additional 10 feet of right-of-way is needed along 78th Avenue for sidewalks, city sewer cleanout access, and water meter within this area.
- Yellow truncated domes are required on each side of the driveways.
- The driveway on 78th Avenue must be 20 feet from the property line.
- A Unity of Title is encouraged.
- The ADA ramp must be removed and reconstructed to meet current standards.
- Driveways/drive aisles and parking spaces must be concrete, asphalt, or pavers.
- A SWFWMD ERP is needed, as there are no drainage facilities shown.

IV. SUMMARY

A. Findings:

Based on the information and analysis contained in this report, staff finds as follows:

- 1. The request meets "R-1" Single-Family Residential Zoning District requirements per Section 18-1509 and Conditional Use Regulations per Section 18-1531 of the Land Development Code.
- 2. The development proposal is consistent with the applicable Goals, Objectives and Policies of the Comprehensive Plan.

B. Staff Recommendation:

Nick Colonna, AICP

Consistent with the above identified findings, and subject to such additional findings of fact as are established at a public hearing, if applicable, staff recommends **APPROVAL** of case number CU-1121-00056, with the following condition:

Driveways/drive aisles and parking spaces must be concrete, asphalt, or pavers.

20-2020

Date

Planning & Development Services Director

Benjamin Ziskal, AICP, CEcD Community Development Administrator

12/14/2020

V. ACTION

Planning and Zoning Commission - MOVE TO:

1: RECOMMEND APPROVAL

2: RECOMMEND APPROVAL WITH THE FOLLOWING CONDITION:

Driveways/drive aisles and parking spaces must be concrete, asphalt, or pavers.

3: RECOMMEND DENIAL

VI. ATTACHMENTS

Exhibit A: Affidavit of Ownership with Legal Description Exhibit B: Site Plan Exhibit C: Survey Exhibit D: Aerial Map Exhibit E: Land Use Map Exhibit F: Zoning Map Exhibit G: FIRM Map Exhibit H: Site Photos

AFFIDAVIT OF OWNERSHIP STATE OF FLORIDA - COUNTY OF PINELLAS; NAME OF ALL PROPERTY OWNERS, being first duly sworn, depose(s) and say(s): ohn W. Stanci 1. That (I am/we are) the owner(s) and record title holder(s) of the following described property: ADDRESS OR GENERAL LOCATION: 6493 78th Aven Pirellas Rits, FL 33781 LEGAL DESCRIPTION OF PROPERTY. Type legal directly on this sheet. If too lengthy, type on separate sheet titled "Exhibit A" and attach: Exhibit A site Survey 2. That this property constitutes the property for which an application is being made to the City of Pinellas Park, Florida (NATURE OF REQUEST): for office use Kezone ProPurty 3. That the undersigned (has/have) appointed and (does/do) appoint _ as (his/their) agent(s) to execute any petitions or other documents necessary to affect such application. 4. That this affidavit has been executed to induce the City of Pinellas Park, Florida, to consider and act on the above described property; to include City representatives to enter upon property to make inspections as are necessary to visualize site conditions and/or determine compatibility. SIGNED (PROPERTY OWNER) SIGNED (PROPERTY OWNER) The foregoing instrument was acknowledged before me by means of Kphysical STATE OF FLORIDA presence or online notarization, this 14 day of Noverly 20 20. COUNTY OF Prnellas John Stancil Owner (Name of person acknowledging and title of position) who is personally known to me or who has produced PAUL HAYENGA Notary Public – State of Florida (Type of identification) Commission = GG 15"280 as identification and who DID / DID NOT take an oath. My Comm, Expires Oct 15, 202" Bonded through National Notary Assn. Notary Public, Commission No. 66151280 the Ul Haylenga (SEAL ABOVE) (Name of Notary typed, printed or stamped)

City of Pinellas Park Conditional Use Application - Revised August 2019

Property Appraiser General Information

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2017	Yes		\$121,22		63,073		25,000	\$38,073			\$25,0
2016	Yes		\$108,028		61,776		25,000	\$36,776			\$25,0
2015	Yes		\$90,06		61,347		25,000	\$36,347			\$25,0
2014	Yes		\$73,765		\$60,860		25,000	\$35,860			\$25,0
2013	Yes		\$59,96	1 5	\$59,961	\$	\$25,000 \$34,961				\$25,0
2012	Yes		\$59,630	\$59,636		\$	\$25,000 \$34,636				\$25,0
2011	Yes		\$66,14			\$	\$25,000 \$41,148				\$25,0
2010	Yes		\$85,863			S	\$25,000 \$43,835				\$25,0
2009	Yes		\$97,372			\$	\$25,000 \$42,025		\$25		\$25,0
2008	Yes		\$135,000			\$	\$25,000 \$41,958			:	\$25,0
2007	Yes		\$155,100	5,100 \$65,008			\$40,008 N		\$40		\$40,0
2006	Yes		\$142,000		\$63,422		38,422	N/A			\$38,4
2005	Yes		\$107,800		\$57,400		32,400	N/A			\$32,4
2004	Yes		\$92,900		\$55,800		30,800	N/A			\$30,8
2003	Yes		\$77,100		\$54,700		29,700	N/A			\$29,7
2002	Yes		\$72,600		\$53,400		28,400	N/A			\$28,4
2001	Yes		\$56,900		\$46,900		21,900	N/A			\$21,9
2000	Yes		\$49,200		\$45,600		20,600	N/A			\$20,6
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Property Appraiser General Information

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Interactive Map of this parcel Map

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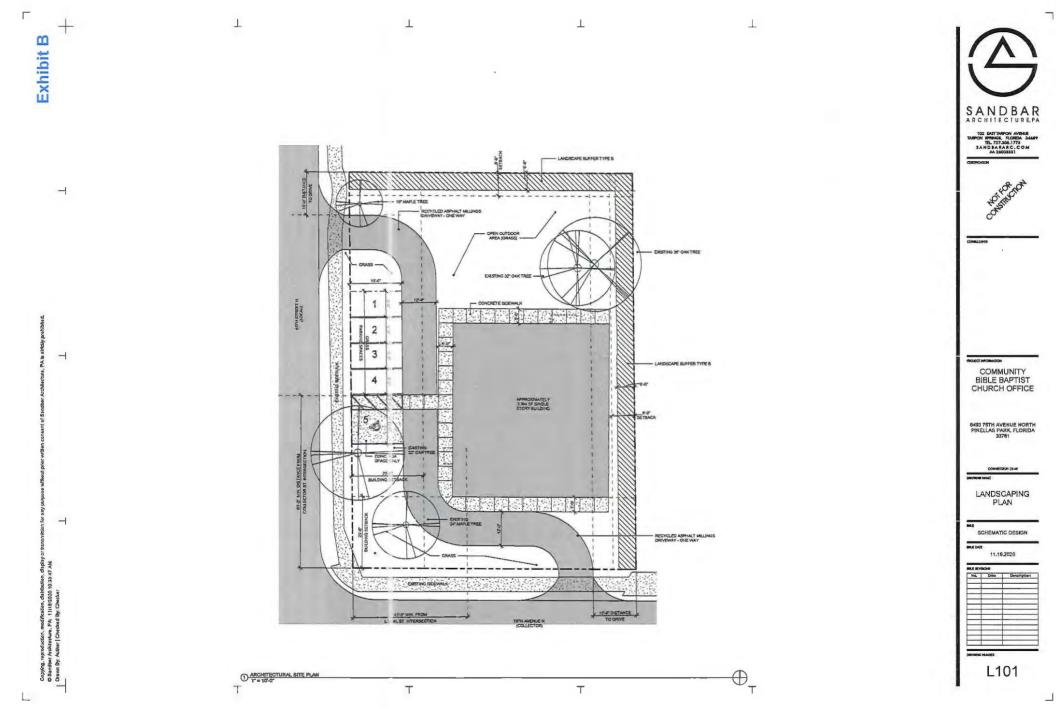
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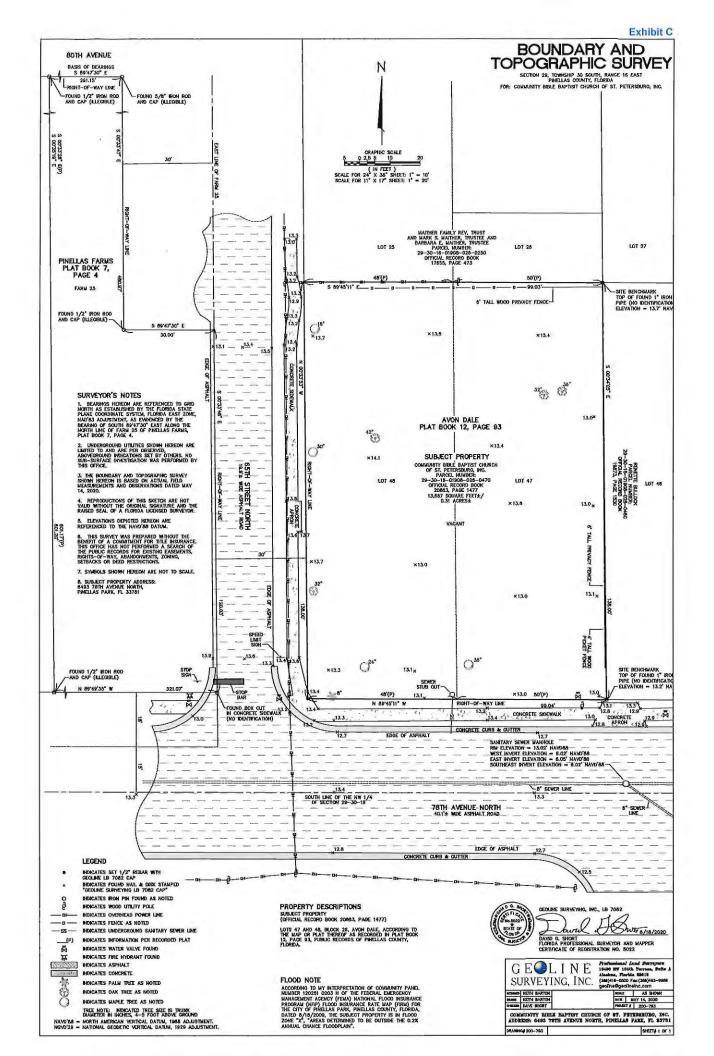
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Tax Collector Home Page

Contact Us





Aerial Map

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Legend

- Master Address Points Centerlines Private Roads Pinellas Park Medical District Community Redevelopment Area Rights of Way Unincorporated
- Parcel Lines

Future Land Use Map

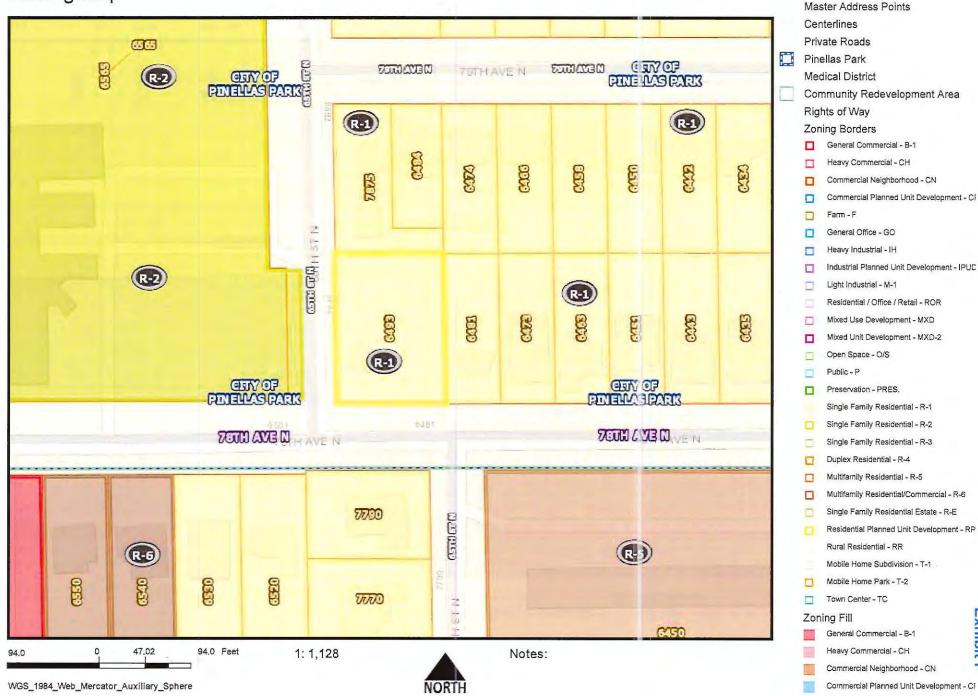


Master Address Points

Legend

Land Use Borders Commercial General - CG Commercial General (Residential Medium) -Commercial Neighborhood - CN Community Redevelopment District - CRD Industrial General - IG Industrial Limited - IL Institutional - INS Preservation - P Residential/Office/Retail - R/O/R Residential/Office General - R/OG Residential/Open Space - R/OS Residential Low - RL Residential Low Medium - RLM Residential Medium - RM Residential Suburban - RS Residential Urban - RU Residential Urban (Commercial General) - F Residential Urban (Residential Low) - RU(R Transportation/Utility - T/U Commercial General - CG Commercial General (Residential Medium) -Commercial Neighborhood - CN Commercial Recreation - CR Community Redevelopment District - CRD Industrial General - IG Industrial Limited - IL Institutional - INS Preservation - P Residential/Office/Retail - R/O/R Exhibit Residential/Office General - R/OG Recreation/Open Space - R/OS Residential Facilities High - RFH П Residential Low - RL

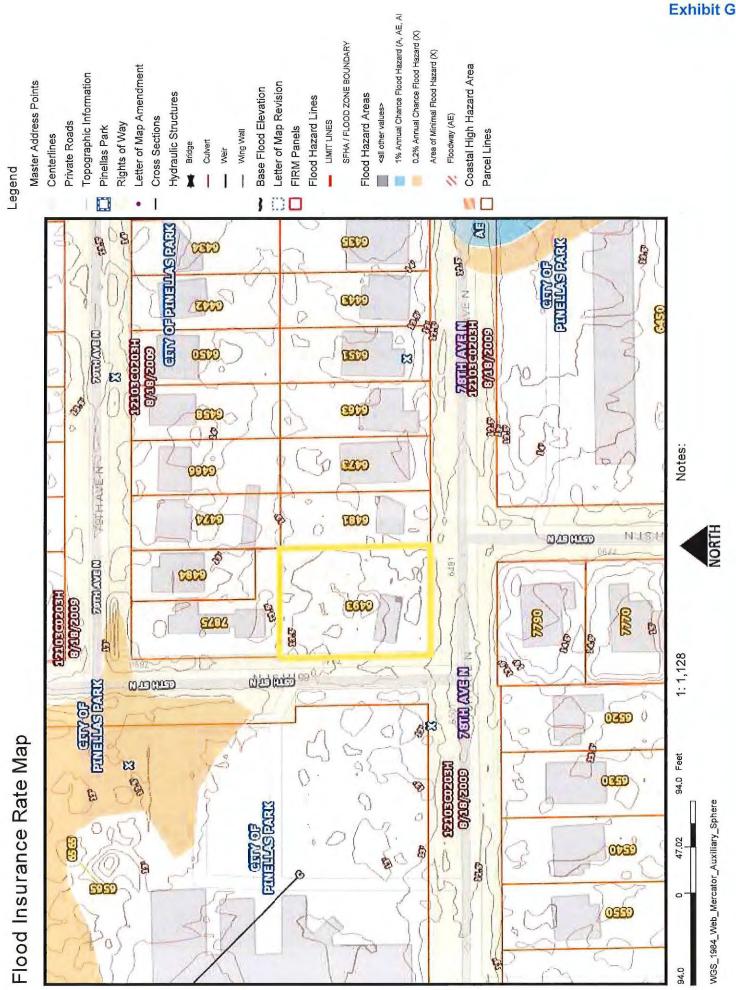
Zoning Map



Exhibit

Legend

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Exhibit H

Site Photos



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