REPORT OF THE PLANNING AND DEVELOPMENT DEPARTMENT

APPLICATION FOR WAIVER OF MINIMUM REQUIRED ROAD FRONTAGE

ORDINANCE 2022-113 (WRF-22-01)

APRIL 5, 2022

Location: 10544 Scott Mill Road, between Chapman Oak

Drive and Kirkwood Cove Lane

Real Estate Number: 158335-0000

Waiver Sought: Reduce minimum required road frontage from 72

feet to 0 feet for development of a single-family

home.

Present Zoning District: Residential Low Density-90 (RLD-90)

Current Land Use Category: Low Density Residential (LDR)

Planning District: Southeast, District 3

Owner: Antoine Kassis / Hazar Demetree

10544 Scott Mill Road Jacksonville, Florida 32257

Agent: None

Staff Recommendation: APPROVE

GENERAL INFORMATION

Application for Waiver of Minimum Required Road Frontage Ordinance-2022-113 (WRF 22-01) seeks to reduce the minimum required road frontage from 72 feet to 0 feet to permit a lot split. The existing single-family home will be on a lot that does not have frontage. A new single family home will be built on the lot that has frontage on Scott Mill Road. The parcel is 3.33 acres in size.

DEFINITION

According to Section 656.1601 of the Zoning Code, the term *waiver* means a relaxation of the Zoning Code minimum distance requirements for liquor license locations, pursuant to Section 656.805 of the Zoning Code, and for minimum street frontage, pursuant to Section 656.407 of the Zoning Code. Waivers of Road Frontage are authorized to be granted by the City Council pursuant to the criteria set forth in Section 656.133(b) of the Zoning Code.

STANDARDS, CRITERIA AND FINDINGS

Pursuant to the provisions of Section 656.133 of the Zoning Code, a waiver for minimum required street frontage may be granted if the City Council makes a positive finding based on substantial, competent evidence that the application meets all of the following criteria:

- (i) Are there practical or economic difficulties in carrying out the strict letter of the regulation?
 - Yes. The site contains approximately 3.33± acres and is accessible by Scott Mill Road which is a public right of way. The applicant is seeking the waiver in order to split the parcel and build a single-family home on the new lot. Development of the property will meet or exceed all other minimum requirements for the RLD-90 Zoning District.
- (ii) Is the request based exclusively upon the desire to reduce the cost of developing the site or to circumvent the requirements of Chapter 654 (Code of Subdivision Regulations)?
 - No. The site contains approximately 3.33± acres and will meet all setback and developable standards of the RLD-90 Zoning District. The request is not an attempt to circumvent the requirements of the subdivision regulations, and instead, is based on the narrowness of the lot which restricts the frontage.
- (iii) Will the proposed waiver substantially diminish property values in, or alter the essential character of the area surrounding the site and will the waiver substantially interfere with or injure the rights of others?
 - No. The applicant seeks to place a new home on a parcel that is zoned for single-family used. Therefore, the new residential structure proposed will not diminish property values in, nor alter the essential character of the area.
- (iv) Is there a valid and effective easement for adequate vehicular access connected to a public street maintained by the City or an approved private street?
 - Yes. There is a 30 foot wide easement along the west property line for the existing residential dwelling. The proposed lot will have frontage on Scott Mill Road.

(v) Will the proposed waiver be detrimental to the public health, safety or welfare, and result in additional expense, the creation of nuisances or conflict with any other applicable law?

No. The existing parcel, is 3.33 acres in size, will not create a public health, safety, or welfare concern in that fire, rescue, and public services will have sufficient ability to access the property.

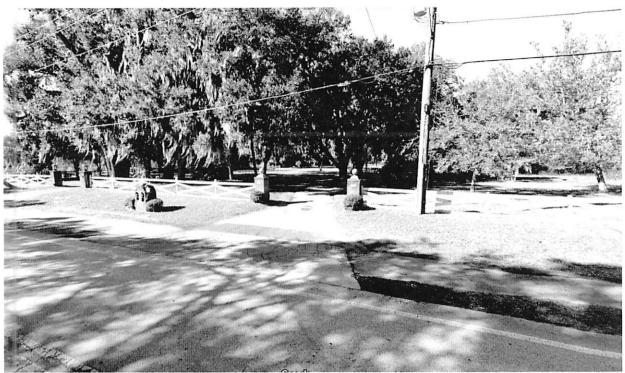
SUPPLEMENTAL INFORMATION

Upon visual inspection of the subject property on March 17, 2022, the required Notice of Public Hearing sign was posted.

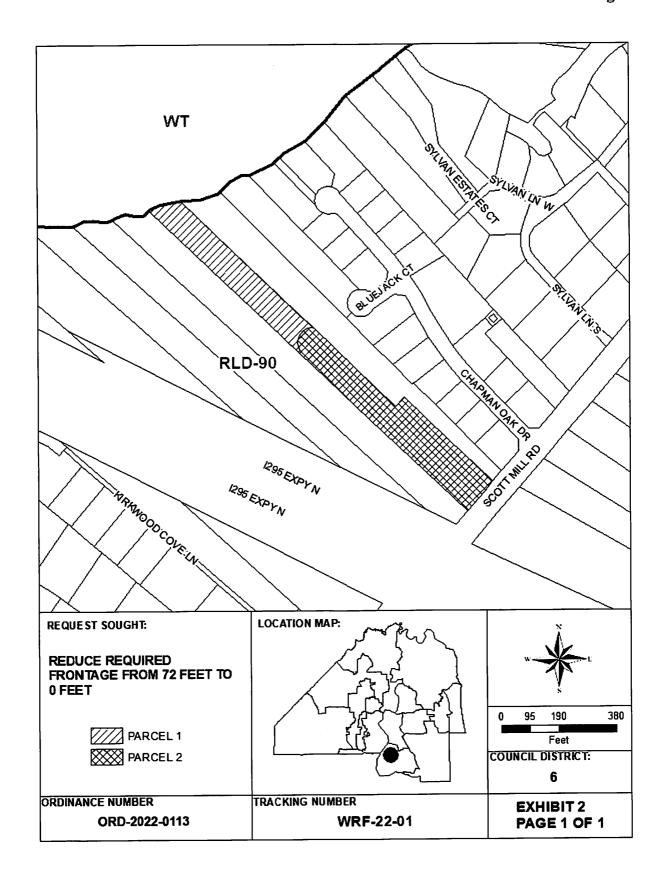


RECOMMENDATION

Based on the foregoing, it is the recommendation of the Planning and Development Department that Application for Waiver of Minimum Required Road Frontage Ordinance 2022-113 (WRF 22-01) be APPROVED.



View of subject property



Date Submi	itted:	8/9	/21
Date Filed:	13	12	2
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Current Zoning District: RLD-90

Council District:

Application Number: WKF-22-0
Public Hearing: 04-05-2022

Application for Waiver of Minimum Required Road Frontage

City of Jacksonville, Florida Planning and Development Department

Please type or print in ink. Instructions regarding the completion and submittal of this application are located at the end of this form. For additional information, please contact the Planning and Development Department at (904) 255-7865.

Previous Zoning Applications Filed (provide application numbers): none found

For Official Use Only

Current Land Use Category: LDR

Planning District: 3

Applicable Section of Ordinance Code: 656.305 / 656.407					
Notice of Violation(s): none found?(CV 368647?)					
Neighborhood Associations: PICKWICK Fark Civic Assoc, Mandarin Garden					
Overlay: none	1 Occarious				
LUZ Public Hearing Date:		City Council Public Hearing Date:			
Number of Signs to Post: / A	mount of Fee	\$1364.	Zoning Asst. Initials:		
CR#599862					
PROPERTY INFORMATION					
1. Complete Property Address: 10544 Scott Mill Rd Jacksonville, F1 32257		2. Real Estate Number: . 158835 – 0000			
3. Land Area (Acres): 3.33 ACRES		4. Date Lot was Recorded:			
5. Property Located Between Streets: OAK Bluff + Plumers Cave		6. Utility Services Provider:			
		City Water / City Sewer			
		Well / Septic	\overline{X}		
7. Waiver Sought:		72'	81th		
Reduce Required Minimum Road Frontage from 135 feet to 6 feet. & way					
8. In whose name will the Waiver be granted? ANTOINE KASSIS					
Page 1 of 5					

last update: 1/10/2017

OWNER'S INFORMATION (please attach separa	ate sheet if more than one owner)
9. Name: HAZAR DEMETREE	
ANTOINE KASSIS	AMKASSIS@hotmail COM
11. Address (including city, state, zip): 10544 Scott Mill Rd	12. Preferred Telephone:
10544 xott 11111 Ka	904-887-8034
Jacksonville, F132257	

APPLICANT'S INFORMATION (if different from owner)				
13. Name:	14. E-mail:			
15. Address (including city, state, zip):	16. Preferred Telephone:			

CRITERIA

Section 656.101(I), Ordinance Code, defines a waiver as "a relaxation of the Zoning Code minimum street frontage, pursuant to Section 656.407, Ordinance Code."

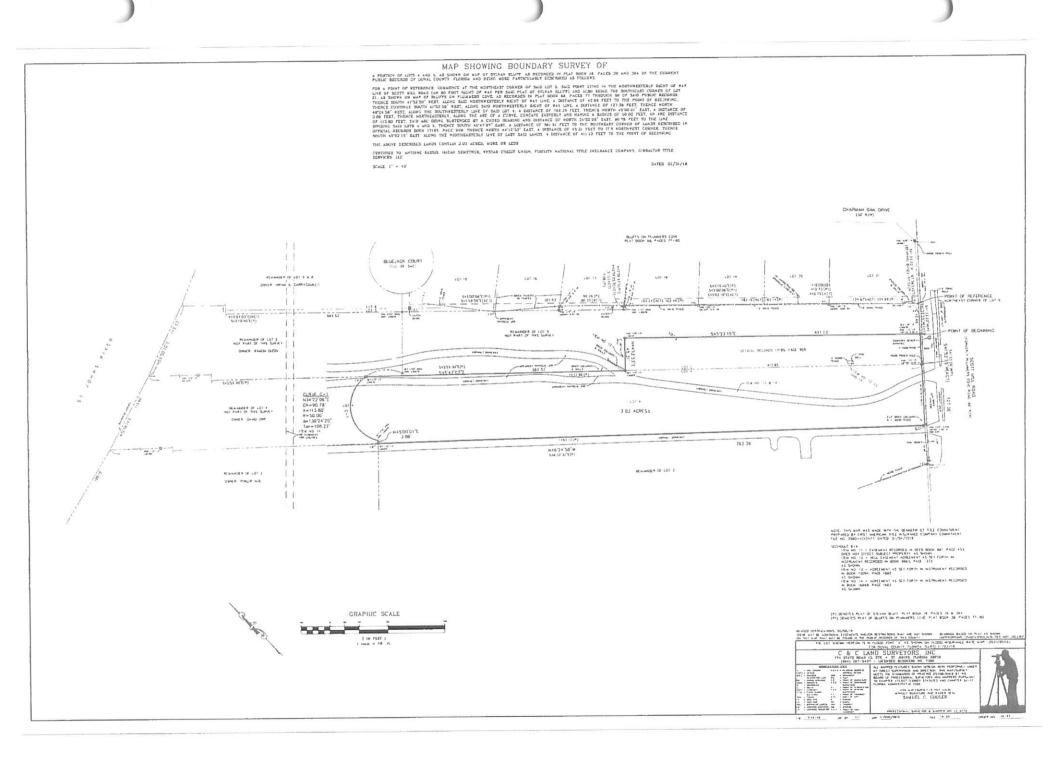
Section 656.133(d)1 through 5, Ordinance Code, provides that, with respect to action upon Applications for Waivers, the City Council shall grant a waiver for reduction of the minimum requirements for road frontage, if the Council makes a positive finding based upon substantial, competent evidence that the application meets all of the following five (5) criteria:

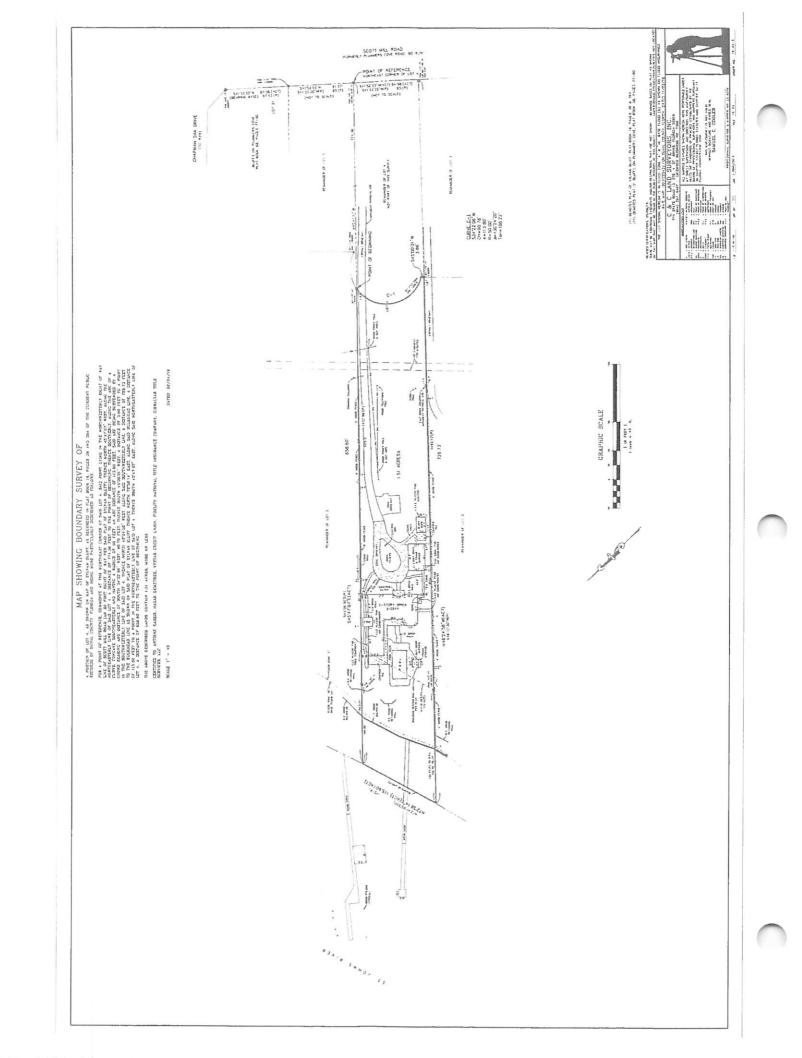
- i. There are practical or economic difficulties in carrying out the strict letter of the regulation;
- ii. The request is not based exclusively upon the desire to reduce the cost of developing the site or to circumvent the requirements of Chapter 654 (Code of Subdivision Regulations);
- iii. The proposed waiver will not substantially diminish property values in, nor alter the essential character of the area surrounding the site and will not substantially interfere with or injure the rights of others whose property would be affected by the waiver;
- iv. There is a valid and effective easement for adequate vehicular access connected to a public street which is maintained by the City or approved private street;
- v. The proposed waiver will not be detrimental to the public health, safety or welfare, result in additional expense, the creation of nuisances or conflict with any other applicable law.

last update: 1/10/2017

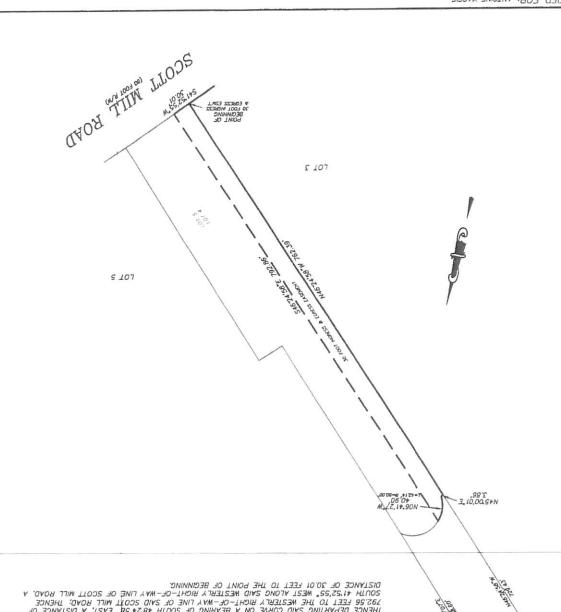
17.	Given the above definition of a "waiver" and the aforementioned criteria by which the request will
	be reviewed against, please describe the reason that the waiver is being sought. Provide as much
	information as you can; you may attach a separate sheet if necessary. Please note that failure by the
	applicant to adequately substantiate the need for the request and to meet the criteria set forth may
	result in a denial

The purpose of this waiver is to seprete the pancels from (1) to (2) pancels for the purpose of selling the front property with a right of way to our house.





ORDER NO. 2021-641 PC POINT OF CURVE LINE REGISTERED SURVEYOR AND MAPPER, STATE OF FLORIDA (LB #4921) SIGNATURE DATE: 12-09-2021 FIELD WORK DATE: B.R.L. BUILDING RESTRICTION ESM,1 EVSEMENT CONC. CONCRETE CLENN M. BROADSTREET, P.S.M. NO. 5814 2CALE: 1 =100' (R) RADIAL DISTANCE A/C AIR CONDITIONING PAD 2 CENTERLINE THIS SURVEY BASED UPON DESCRIPTION AS FURNISHED, AND WITHOUT BELET OF A TITLE BINDER/ABSTRACT OF TITLE AND/OR DEED RESERRCH. CON CONEBED YEEV OF A FLORIDA LICENSED SURVEYOR AND MAPPER. M/S M/H SLDEWALK CONC. MON REBAR RIGHT-OF-WAY NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL 88 THIS SURVEY DOES NOT REFLECT OR DETERMINE OWNERSHIP. BEARINGS BASED ON RAW - LINE AS SHOWN. CECEND 2812 WINING LEKKYCE #503' TYCKZONNIFTE' LFOKIDY 35521 (804) 880-5232 LYIC CERTIFIED FOR: ANTOINE KASSIS.



BISTANCE OF 30.01 FEET TO THE POINT OF BECINNING.

SOUTH 41°25'55" WEST ALONG SAID WESTERLY RIGHT—OF—WAY); THENCE DOUTHEASTERLY RIGHT—OF—WAY LINE OF SOUTH 48°24'56" WEST ALONG SAID WESTERLY RIGHT—OF—WAY LINE OF SOUD FEET; THENCE ALONG AND CHONG SAID CURYE SAID CURYE SAID SOUTHEASTERLY RAD HANNG A RADING OF SOUTH 48°24'56" EAST, A DISTANCE OF CONCAYES SOUTHEASTERLY AND HANNG A RADING OF SOUTH 48°24'56" EAST, A DISTANCE OF CONCAYES SOUTHEASTERLY AND HANNG A RADING OF SOUTH 48°24'56" EAST, A DISTANCE OF ALONG AND A RESTRANCE OF ALONG AND A RESTRANCE OF ALONG AND A RESTRANCE OF SOUTHEASTERLY AND HANNG A RADING OF SOUTH 48°24'56" EAST, A DISTANCE OF ALONG AND A SCOOTH AND ALONG AND A SECINANIES OF SOUTHEASTERLY AND HERNEY BEING SOUTHEASTERLY AND HERNEY BEING SOUTHEASTERLY AND HERNEY BEING SOUTH 48°24'56" EAST, A DISTANCE OF ALONG AND A BECHNING AT THE WESTERLY RIGHT—OF—WAY); THENCE NORTH A SAID CORNER LYNG ON THE SOUTHEASTERLY CORNERS OF SAID CORNERS LYNG ON THE SOUTHEASTERLY SOUTHEASTERLY SOUTHEASTERLY SOUTHEASTERLY SOUTHEASTERLY SOUTHEASTERLY SOUTHEASTERLY SOUTHEASTERLY SOUTHEASTERLY RIGHT—OF—WAY THE SOUTHEASTERLY SOUTHEA

A PORTION OF LOT 4, AS SHOWN ON MAP OF SYLVAN BLUFF, AS RECORDED IN PLAT BOOK 16, PAGE 39 AND 39A OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.

PROPOSED 30 FOOT INGRESS & ECRESS EASEMENT

SI JOHNS RIVER

WAP SHOWING