

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.

For Officia	I Use Only
Current Zoning District: $QCQ - S$	Current Land Use Category: CGC
Exception Sought: Retail Sale and Service of all alesholic beverages for the off-premises consumpts, Council District: 7	Applicable Section of Ordinance Code: 356.368 + (c)(1) Planning District:
Previous Zoning Applications Filed (provide application E-87-229, V-87-1 Notice of Violation(s): none found	on numbers): 34
Notice of violation(s): none tound	
Number of Signs to Post: 2 Amount of Fee	\$ 1329. Zoning Asst. Initials: CIR
Neighborhood Associations: please see	attached.
Overlay: Springfield Histor	nic District

PROPERTY INFORMATION	
1. Complete Property Address: 1705 Main St, Jacksonville FL 32206	2. Real Estate Number: 071644-0000
3. Land Area (Acres): .18	4. Date Lot was Recorded:
5. Property Located Between Streets: 7th St W and 8th St W	6. Utility Services Provider: City Water / City Sewer
7. Current Property Use:	Well / Septic
Mixed use	
8. Exception Sought: - C 4COP restaurant license inc	an establishment or facility which includes the tail sale and service of all alcoholic beverage luding liquor, beer or wine for on-premises
9. In whose name will the Exception be granted: The4Horsemen LLC	

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214 N. Hogan Street, Suite 300 Jacksonville, FL 32202 Phone: 904.255,7800 Fax: 904.255,7884 www.coj.net

OWNER'S INFORMATION (please attach separ	ate sheet if more than one owner)
10. Name:	11. E-mail:
1703-1705 N Main Street LLC	brian@kinkadecommercial.com
12. Address (including city, state, zip):	13. Preferred Telephone:
2021 Tyler St, Ste 100 Hollywood FL 33020	(904) 376-5981
2	

APPLICANT'S INFORMATION (if different	itom owner)
14. Name:	15. E-mail:
The4Horsemen LLC	brandon@brandonstanko.com
16. Address (including city, state, zip):	17. Preferred Telephone:
798 3rd St S	(904) 357-0493
Jacksonville Beach FL 32250	

CRITERIA

Section 656.101(i), Ordinance Code, defines an exception as "a use that would not be appropriate generally or without restriction throughout the zoning district but which, if controlled as to the number, area, location or relation to the neighborhood, could promote the public health, safety, welfare, morals, order, comfort, convenience, appearance, prosperity or general welfare."

Section 656.131(c), Ordinance Code, provides that, with respect to action upon Applications for Zoning Exceptions, the Planning Commission may grant the exception if it finds from a preponderance of the evidence of record presented at the public hearing that the proposed use meets, to the extent applicable, the following standards and criteria:

- (i) Will be consistent with the Comprehensive Plan, including any subsequent plan adopted by the Council pursuant thereto;
- (ii) Will be compatible with the existing contiguous uses or zoning and compatible with the general character of the area considering population, density, design, scale, and orientation of the structures to the area, property values and existing similar uses;
- (iii) Will not have an environmental impact inconsistent with the health, safety and welfare of the community;
- (iv) Will not have a detrimental effect on vehicular or pedestrian traffic or parking conditions, and will not result in the generation or creation of traffic inconsistent with health, safety and welfare of the community;
- (v) Will not have a detrimental effect on the future development of contiguous properties or the general area, according to the Comprehensive Plan, including any subsequent plan adopted by the Council pursuant thereto;
- (vi) Will not result in the creation of objectionable or excessive noise, lights, vibrations, fumes, odors, dust or physical activities taking into account existing uses or zoning in the vicinity;
 (vi) Will not result in the creation of objectionable or excessive noise, lights, vibrations, fumes, odors, dust or physical activities taking into account existing uses or zoning in the vicinity;
- (vii) Will not overburden existing public services and facilities;
- (viii) Will be sufficiently accessible to permit entry onto the property by fire, police, rescue and

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PLANNING AND DEVELOPMENT DEPARTMENT

214 N. Hogan Street, Suite 300 Jacksonville, FL 32202 Phone: 904.255.7800 Fax: 904.255.7884 www.coj.net

other services; and

- (ix) Will be consistent with the definition of an exception, the standards and criteria of the zoning classification in which such use is proposed to be located and all other requirements for such particular use set for elsewhere in the Zoning Code (Chapter 656, Ordinance Code) or as otherwise adopted by the Planning Commission.
- 18. Given the above definition of an "exception" and the aforementioned criteria by which the request will be reviewed against, please describe the reason that the request 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 exception and to meet the criteria set forth may result in a denial.



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1. Will be consistent with the Comprehensive Plan, including any subsequent plan adopted by the Council pursuant thereto.

The property is located in the heart of the Springfield commercial district which is generally a mixed-use commercial area. While the area is generally developed on an individual basis, its establishments tend to function as a cohesive commercial center, similar in nature to the San Marco Town Center. No actions taken or requested fall under the definition of "Development" as defined by <u>Jacksonville, Florida Code of Ordinances</u> <u>Sec. 650.105</u>.

2. Will be compatible with the existing contiguous uses or zoning and compatible with the general character of the area considering population, density, design, scale, and orientation of the structures to the area, property values and existing similar uses.

The use is not designed as an integral part of a mixed planned unit development. However, the property is located in the heart of the Springfield commercial district which is generally a mixed-use commercial area. While the area is generally developed on an individual basis, its establishments tend to function as a cohesive commercial center, similar in nature to the San Marco Town Center.

3. Will not have an environmental impact inconsistent with the health, safety, and welfare of the community.

The restaurant is located in the heart of the Springfield commercial district which consists of other restaurants, breweries, bars, and shopping. Allowing the exemption required will not have an impact that is inconsistent with the area around it.

4. Will not have a detrimental effect on vehicular or pedestrian traffic or parking conditions, and will not result in the generation or creation of traffic inconsistent with the health, safety, and welfare of the community.

The restaurant is located in the heart of the Springfield commercial district which consists of other restaurants, breweries, bars, and shopping. Additionally, the property is already zoned for mixed use, the property is served by numerous on street and off street parking spaces.

5. Will not have a detrimental effect on the future development of contiguous properties or the general area, according to the Comprehensive Plan, including any subsequent plan adopted by the Council pursuant thereto.

The property is already developed and none of the actions sought fall within the definition of "Development" as defined by <u>Jacksonville</u>, <u>Florida Code of Ordinances Sec. 650,105</u>. Additionally, there is little to no undeveloped property around the property in question.

6. Will not result in the creation of objectionable or excessive noise, lights, vibrations, fumes, odors, dust or physical activities taking into account existing uses or zoning in the vicinity.

The restaurant is located in the heart of the Springfield commercial district which consists of other restaurants, breweries, bars, and shopping. Allowing this exception will not result in the creation of objectionable or excessive noise, lights, vibrations, fumes, odors, dust.

7. Will not overburden existing public services and facilities.

The restaurant is located in the heart of the Springfield commercial district which consists of other restaurants, breweries, bars, and shopping. Allowing the exception will not overburden the existing public services and facilities.

8. Will be sufficiently accessible to permit entry onto the property by fire, police, rescue and other services.

The property is already developed and the exception will not affect the accessibility to the property by fire, police, rescue and other services.

9. Will be consistent with the definition of an exception, the standards and criteria of the zoning classification in which such use is proposed to be located and all other requirements for such particular use set forth elsewhere in the Zoning Code (Chapter 656, Ordinance Code) or as otherwise adopted by the Planning Commission.

Allowing the requested exception is consistent with the definition of an exception because, while it may not be appropriate to allow 4COP licenses without restriction throughout the zoning district, restaurants with full service bars can have a beneficial effect on the community as a whole.

ATTACHMENTS
The following attachments must accompany each copy of the application.
Survey
Site Plan – two (2) copies on 8 ½ x 11 and two (2) copies on 11 x 17 or larger
Property Ownership Affidavit (Exhibit A)
Agent Authorization if application is made by any person other than the property owner (Exhibit B)
Legal Description – may be written as either lot and block, or metes and bounds (Exhibit 1)
Proof of property ownership – may be print-out of property appraiser record card if individual owner, http://apps.coj.net/pao propertySearch/Basic/Search.aspx, or print-out of entry from the
Florida Department of State Division of Corporations if a corporate owner,
http://search.sunbiz.org/Inquiry/CorporationSearch/ByName.
Letter from the Department of Children and Family Services (DCFS) – day care uses only D
Advisory opinion letter from the Environmental Quality Division (EQD) – if required NA

FILING FEES

 *Applications filed to correct existing zoning violations are subject to a double fee.

 Base Fee
 Public Notices

 Residential Districts: \$1,161.00
 \$7.00 per Addressee

 Billed directly to owner/agent

Non-residential Districts: \$1,173.00

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AUTHORIZATION

Please review your application. No application will be accepted until all of the requested information has been supplied and the required fee has been paid. The acceptance of an application as being complete does not guarantee its approval by the Planning Commission. The owner and/or authorized agent must be present at the public hearing.

The required public notice signs must be posted on the property within five (5) working days after the filing of this application. Sign(s) must remain posted and maintained until a final determination has been made on the application.

<u>I hereby certify that I have read and understand</u> the information contained in this application, that I am the owner or authorized agent for the owner with authority to make this application, and that all of the information contained in this application, including the attachments, is true and correct to the best of my knowledge.

Owner(s)	Applicant or Agent (if different than owner)
Print name:	Print name: Brandon A. Stanko
Signature:	Signature: Brandon A. Stanko Digitally signed by Brandon A. Stanko Dete: 2023.09.05 15:38:25-04'00'
	*An agent authorization letter is required if the
	application is made by any person other than the
Owner(s)	property owner.
Print name:	
Signature:	

SUBMITTAL

This application must be typed or printed in ink and submitted along with three (3) copies for a total of **four (4) applications**. Each application must include all **required attachments**.

Submit applications to:

Planning and Development Department, Zoning Section

214 North Hogan Street, 2nd Floor

Jacksonville, Florida 32202

(904) 255-8300

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THIS INSTRUMENT PREPARED BY:

JOHN G. BARRY, III, ESQUIRE JOHN G. BARRY, UL P.A. 5335 ORTEGA BOULEVARD JACKSONVILLE, FLORIDA 32210 File No.: ELIAS/MASHNI

TRUSTEE'S DEED

THIS INDENTURE is made this 17 day of September, 2021, by and between COSTANDI B. MASHNI and LILA B. MASHNI, individually and as Trustees of the Costandi B. Mashni Living Trust dated October 11.2018, and ROBERT SALIBA ELIAS and MELINDA KHAWAJA ELIAS, individually and as Trustees of the Robert and Melinda Elias Living Trust dated May 14, 2021, parties of the first part, and 1703-1705 N MAIN STREET, LLC, a Florida Limited Liability Company, whose post office address is: 2025 Tyler St., Hollywood, Fl 33020, party of the second part.

Parties of the first part, pursuant to the powers granted to him under the Trust Agreement, and in consideration of the premises and the sum of ten and no/100(\$10.00) DOLLARS and other good and valuable consideration in hand paid, grant, bargain, sell, alien, remise, release, convey and confirm to the party of the second part, and to his/hers/its heirs and assigns forever, that certain real property situate in Duval County, Florida, more particularly described as follows:

LOT 1. BLOCK 44, SPRINGFIELD, ACCORDING TO PLAT THEREOF RECORDED IN PLAT BOOK I, PAGE 145, OF THE FORMER PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA.

PARCEL IDENTIFICATION №:: 071644-0000

The above referenced real property is not the homestead property of any of the parties of the first part in that none of them or members of their families reside thereon. The real property is commercial property.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances belonging to or in any way apportaining to that real property, subject to all restrictions, reservations, and easements of record, if any, none of which shall be reimposed by the same, and ad valorem and non ad valorem taxes for the current year.

TO HAVE and TO HOLD the same to the party of the second part, and to its heirs and assigns, in fee simple forever.

AND the party of the first part does covenant to and with the party of the second part, his/hers/its heirs and assigns, that in all things preliminary to and in and about the sale and this conveyance the laws of Florida have been followed and complied with in all respects and the Grantor(s) hereby covenants with said Grantee(s) that they are lawfully seized of said land in fee simple, that they have good right and lawful authority to sell and convey said land; that they hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hands and seals on the day and year first above written.

LB Mashne B.Marti COSTANDI B. MASHNI and LILA B. MASHNI, individually and as Trustees of

the Costandi B. Mashni Living Trust dated October 11.2018 RALLES SALIBA ELIAS and MELINDA KHAWAJA ELIAS, individually and as

Trustees of the Robert and Melinda Elias Living Trust dated May 14, 2021

Witnesses as fo Parties of the First Part BANNY IL ed name o

Printed name of witness. CATOLLEEN LEA

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me by means of [x] physical presence or [] online notarization day of September. 2021, by COSTANDI B. MASHNI and LILA B. MASHNI, individually and as this I Trustees of the Costandi B. Mashni Living Trust dated October 11.2018, and ROBERT SALIBA ELIAS and MELINDA KHAWAJA ELias Living Trustees of the Robert and Melinda Elias Living Trust dated May 14, 2021 who are personally known to me or who have produced

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85	identi	fical	tion

	Λ
JOHN G. BARRY Commission # GG 232847	9
Expires October 27, 2022 Bonded Thru Tray Fain Insurance 800-385-7019	Notary Public My commission expires:
South and the real state and the second	0,

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Property Ownership Affidavit – Limited Liability Company (LLC)

Date: May 9, 2023

City of Jacksonville Planning and Development Department 214 North Hogan Street, Suite 300, Jacksonville, Florida 32202

Re: Property Owner Affidavit for the following site location in Jacksonville, Florida: Address: <u>1705 N Main Street, Jacksonville, Florida</u> <u>32206</u> RE#(s): <u>071644</u> 0000

To Whom it May Concern:

a Limited Liability Company organized under the laws of the state of <u>Florida</u>, hereby certify

that said LLC is the Owner of the property described in Exhibit 1 in connection with filing application(s)

for waiver of liquor distance submitted to the Jacksonville Planning and Development

Department.

Area A	
(signature)	SIGN HERE
0.	
(print name) JAMes L. SAADA	

Please provide documentation illustrating that signatory is an authorized representative of the LLC. This may be shown through a printout from sunbiz.org showing that the person is either a "sole member" or a "managing member." Other persons may be authorized through a resolution, power of attorney, etc.

STATE OF FLORIDA COUNTY OF DUVAL

Sworn to and subscribed and acknowledged before me by means of [2] physical presence or [_] online notarization, this <u>944</u> day of <u>May</u> 2023, by <u>James Seconda</u> as _____, of <u>1703-1705 N Main Struct UL</u>, a <u>JackSonville</u> corporation, who is personally

known to me or who has produced _______ as identification and who took an oath.

MERIELYS RODRIGUEZ Notary Public-State of Florida Commission # HH 340483 My Commission Expires December 12, 2026

(Signature of NOTARY PUBLIC)

(Printed name of NOTARY PUBLIC)

State of Florida at Large. My commission expires: 12/12/2026

Agent Authorization – Limited Liability Company (LLC)

Date: May 9,2023

City of Jacksonville **Planning and Development Department** 214 North Hogan Street, Suite 300, Jacksonville, Florida 32202

Re: Agent Authorization for the following site location in Jacksonville, Florida: Address: 1705 N Main St, Jacksonville FL 32206 RE#(s): 071644 0000

To Whom It May Concern:

You	are he	reby advise	d that <u>James</u>	Saada				_, as <u></u>	inager			of
170	3-1705 M	N Main Street L	LC	, hereb	y certify th	nat the _	Company				is the (Owner
of	the	property	described	in Exhil		Said	owner	hereby	autho	orizes	and emp	owers
Jose	ph Brow	n, Lacey Ellard	, and Brandon A	. Stanko, Esq.	on behalf of	The4Horse	to act	as age	nt to	file	application(s) for
wai	iver of n	ninimum liquor	distance				for the ab	ove refere	nced p	ropert	ty and in conn	ection
with	n <mark>suc</mark> h	authorizatio	on to file suc	h applicatio	ns, papers	, docum	ents, requ	ests and o	ther m	atters	s necessary fo	r such

requested change as submitted to the Jacksonville Planning and Development Department.

poor (signature) SIGN HERE (print name) TAMES L-SAMA

STATE OF FLORIDA COUNTY OF DUVAL

Sworn to and subscribed and acknowledged before me by means of Maphysical presence or [_] online

notarization, this da	y of May	20 23. by Jam	es Sauden	<u> </u>
, of	1703-1705 N. ML	ain Street UL, a -	Jacksmull	corporation, who is

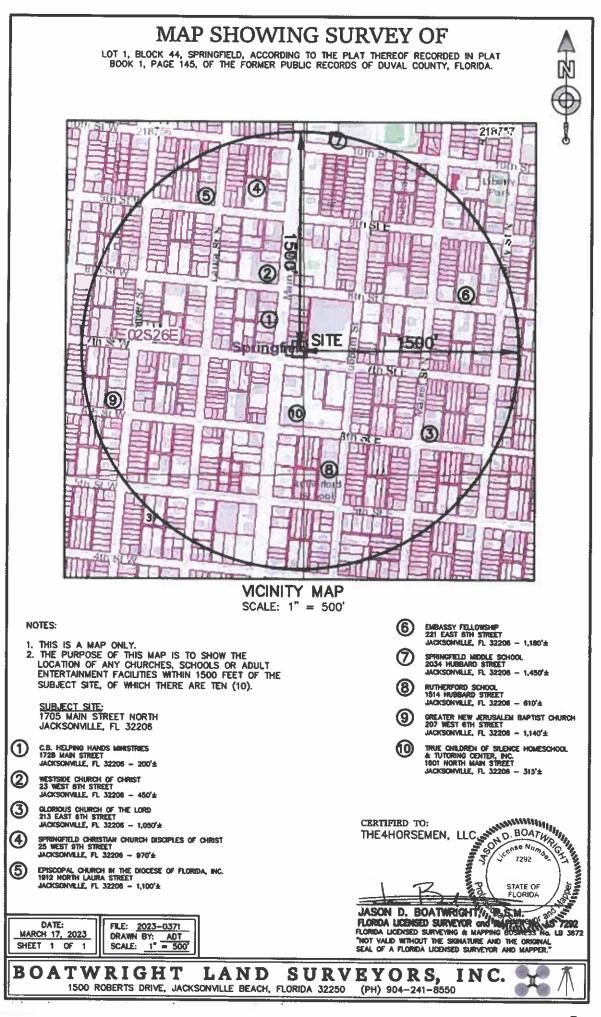
personally known to me or who has produced _____ N/A as identification and who took an oath.

(Signature of NOTARY PUBLIC)

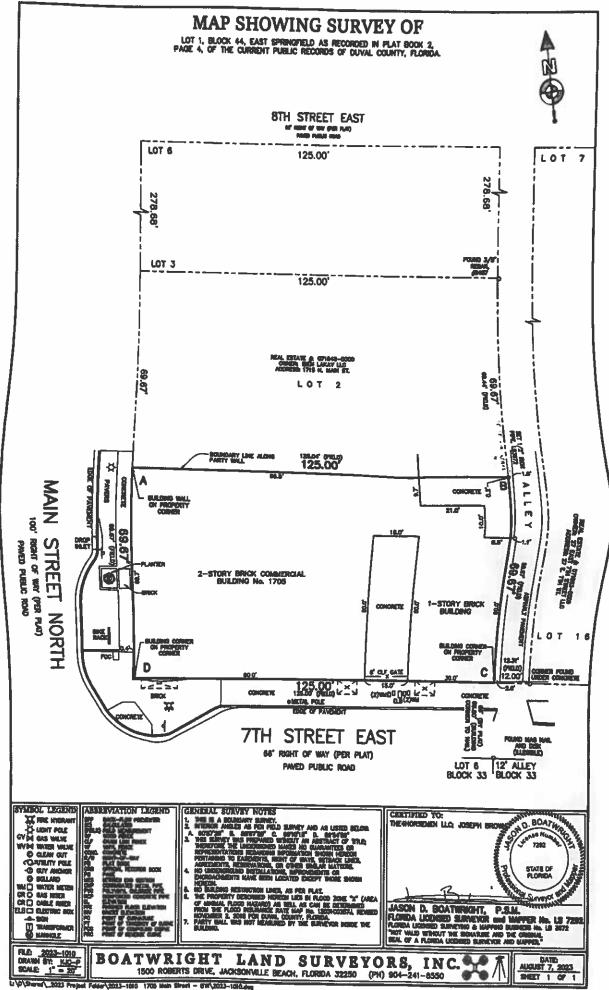
MERIELYS RODRIGUEZ Notary Public-State of Florida ommission # HH 340483 Av Commission Expires December 12, 2026

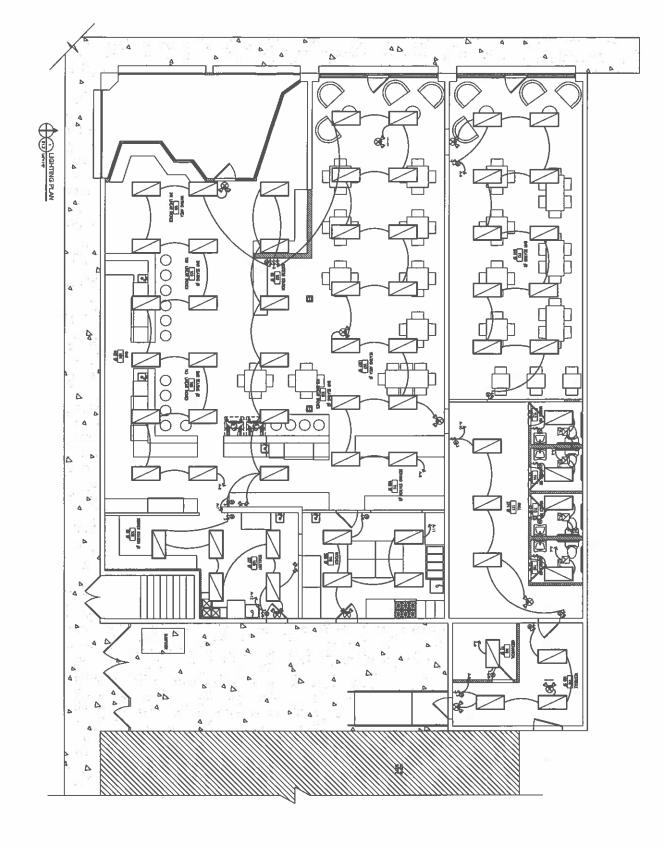
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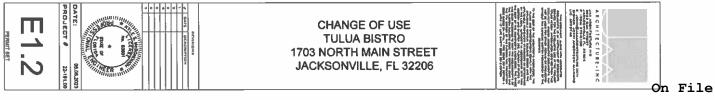
State of Florida at Large. My commission expires: 12/12/2026



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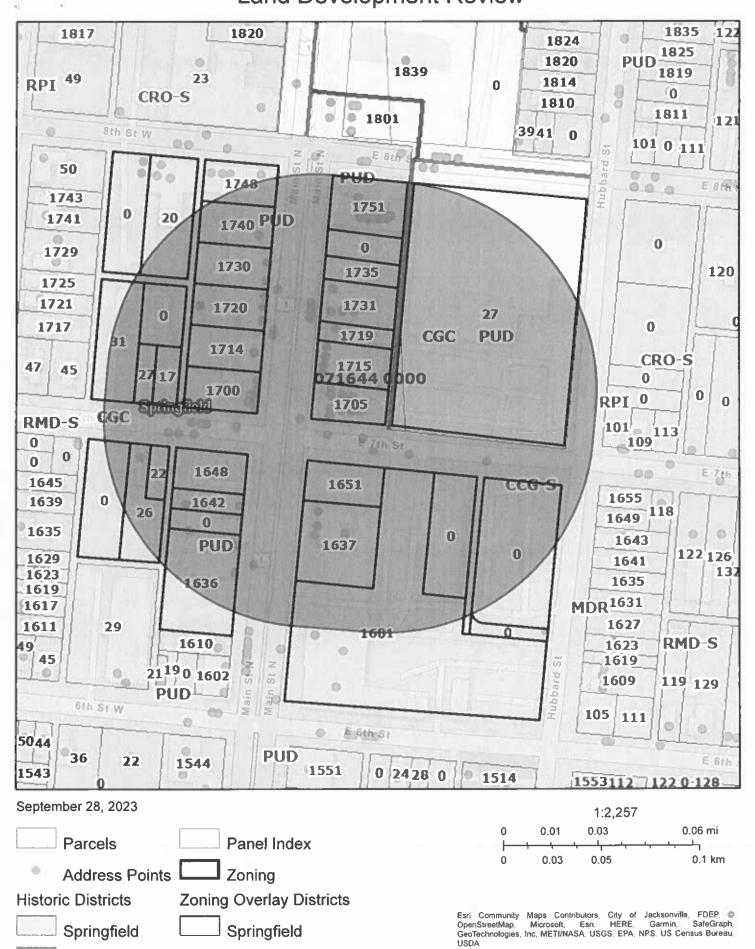






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1703 Main ST Land Development Review



Land Use

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RE	LNAME	LNAME2	MAIL_ADDR1	MAIL_ADDR2	MAIL ADD	MAIL ADE MAIL CITY	MAILN	MAIL MAIL ZIP
071641 0000	JACKSONVILLE DOWNTOWN DEVELOPMENT LLC		20 20TH AVE N			JACKSONVILLE BEACH	FL 3	32250
071638 0000	CIX3 LLC		20340 NE 15TH CT			MIAMI	FL 3	33179
071651 0000	DUKE PROPERTIES INC		437 E MONROE ST			JACKSONVILLE	FL 3	32202-2853
071647 0000	OUR MAIN STREET PROPERTIES INC		PO BOX 330108			ATLANTIC BEACH	FL 3	32233
071377 0000	CITY OF JACKSONVILLE		C/O CITY REAL ESTATE DIV	214 N HOGAN ST 10TH FL		JACKSONVILLE	FL 3	32202
071414 0000	1931 BLANDING LLC		2311 MYRA ST			JACKSONVILLE	Ъ	32204
071648 0000	OUR MAIN STREET PROPERTIES INC		PO BOX 330108			ATLANTIC BEACH	F 3	32233
071653 0000	27 EAST 7TH STREET LLC		2025 TYLER ST			HOLLYWOOD	FL 3	33020
10 071633 0000	ADELPHIA PARTNERS LLC		2440 MAYPORT RD STE 7			ATLANTIC BEACH	FL 3	32233
11 071376 0020	CARTHAGO NOVA LLC		16748 N W 13TH CT			PEMBROKE PINES	FL	33028
12 071636 0000	OUR MAIN STREET PROPERTIES INC		PO BOX 330108			ATLANTIC BEACH	FL	32233
13 071412 0000	POOLE STACEY L		P.O. BOX 40112			JACKSONVILLE	FL 3	32203
14 071640 0000	EMT HOLDINGS LLC		1235 N LAURA ST			JACKSONVILLE	FL 3	32206
15 071415 0000	BARRAGAN CAROLINA		1425 N PEARL ST			JACKSONVILLE	F 3	32206
16 071416 0005	NORMANDY STRATTON LLC		8650 12 OLD KINGS RD S			JACKSONVILLE	F 3	32217
17 071637 0000	MOO YOUNG GARY		1730 N MAIN ST			JACKSONVILLE	FL 3	32206-4404
18 071411 0000	POOLE STACEY ET AL		26 7TH ST W			JACKSONVILLE	FL 3	32208
19 071649 0000	CRISPENS JOHN		23 3RD ST W			JACKSONVILLE	ц	32206
20 071413 0000	PIER AVENUE PROPERTIES LLC		C/O JIMMY HOLBROOK ROBERT HALF INTL	4225 EXECUTIVE SQUARE STE 300		LA JOLLA	G A D	92037
22 071635 0000	FUTURISTIC INVESTMENTS INC		2440 MAYPORT RD STE 7			ATLANTIC BEACH	FL 3	32233
23 071378 0000	1637 MAIN STREET LLC		221 N HOGAN ST SUITE 380			JACKSONVILLE	FL	32202
24 071645 0000	IBEN LAKAY LLC		1528 PEARL ST			JACKSONVILLE	E 3	32206
25 071410 0000	TERRAWISE HOMES INC		1334 WALNUT ST			JACKSONVILLE	FL 3	32206
	SPAR	CHRISTINA PARRISH	1321 NORTH MAIN ST			JACKSONVILLE	FL 3	32206
and the second se	OPERATION NEW HOPE	REGGIE FULLWOOD	1830 MAIN ST N			JACKSONVILLE	E 3	32206
	SPRINGFIELD AREA MERCHANTS ASSOC.	KELLY RICH	1321 NORTH MAIN ST			JACKSONVILLE	E 3	32206
	PRESERVATION SOS, INC.	NICOLE LOPEZ						
	SPRINGFIELD CIVIC ASSOCIATION	KELLY RICH						
	SUSTAINABLE SPRINGFIELD	ALISON GOOD	454 EAST 3RD ST			JACKSONVILLE	FL 3	32206
	JACKSONVILLE CULTURAL DEVLP CORP	SUZANNE PICKETT	648 UNION ST E			JACKSONVILLE	FL 3	32206
	SPRINGFIELD PRESERVATION & REVITALIZATIO	KELLY RICH	1334 WALNUT ST			JACKSONVILLE		32206
	SPRINGFIELD IMPROVEMENT ASSOCIATION	ADAM HALSTED	210 7TH ST W			JACKSONVILLE		32206
	URBAN CORF	BRYANT SHUMAKER	303 4TH ST W			JACKSONVILLE	E 3	32206

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Neighborhood Associations

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OPERATION NEW HOPE SPRINGFIELD AREA MERCHANTS ASSOC. PRESERVATION SOS, INC. SPRINGFIELD CIVIC ASSOCIATION SUSTAINABLE SPRINGFIELD JACKSONVILLE CULTURAL DEVLP CORP SPRINGFIELD PRESERVATION & REVITALIZATIO SPRINGFIELD IMPROVEMENT ASSOCIATION URBAN CORE