Date Submitted:	Application Number:
Date Filed:	Public Hearing:

# **Application for Sign Waiver**

## 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 Official Use Only			
Current Zoning District:		Current Land Use	e Category:
Council District:		Planning District:	
Previous Zoning Applications Filed (p	provide application	on numbers):	
Applicable Section of Ordinance Cod	le:		
Notice of Violation(s):			
Neighborhood Associations:			
Overlay:			
LUZ Public Hearing Date:		City Council Public Hearing Date:	
Number of Signs to Post:	Amount of Fee:		Zoning Asst. Initials:
PROPERTY INFORMATION			
1. Complete Property Address:		2. Real Estate Number:	
3. Land Area (Acres):		4. Date Lot was Recorded:	
5. Property Located Between Streets:		6. Utility Services Provider:	
		City Water / City	Sewer
		Well / Septic	

last update: 1/12/2017

7. Waiver Sought:	
	_ to feet (maximum request 20% or 5 ft. in
	6.1310, no waiver shall be granted which would permit a
sign in excess of 40 feet in height in any zoning distr	
Increase maximum size of sign froms	q. ft. to sq. ft. (maximum request 25% or
10 sq. ft., whichever is less)	
Increase number of signs from to	(not to exceed maximum square feet allowed)
Allow for illumination or change from	external to internal lighting
Reduce minimum setback from feet	to feet (less than 1 ft. may be granted
administratively)	
8. In whose name will the Waiver be granted?	
9. Is transferability requested? <i>If approved, the waiver</i>	is transferred with the property.
Yes	
No L	
OWNER'S INFORMATION (please attach separa	ate sheet if more than one owner)
10. Name:	11. E-mail:
12. Address (including city, state, zip):	13. Preferred Telephone:
APPLICANT'S INFORMATION (if different from	owner)
14. Name:	15. E-mail:
16. Address (including city, state, zip):	17. Preferred Telephone:

last update: 1/12/2017

### **CRITERIA**

last update: 1/12/2017

Section 656.1310, Ordinance Code, sets forth procedures and criteria for evaluating waivers of the Part 13 sign regulations. Section 656.1302 of the Ordinance Code defines a sign as "a painting, structure, projected image or device which is placed, erected, constructed or maintained on or in the ground or water, or on or outside of an enclosed building, boat, ship, vessel or other object or structure or affixed or painted on or inside an exterior window of a building for the purpose of display, information, advertisement or attraction of the attention of persons, including posters, pictures, pictorial or reading matter and a letter, word, model, device or representation used in the nature of an advertisement, announcement, attraction or direction."

Section 656.133(c)1 through 10, Ordinance Code, provides that, with respect to action upon Applications for Sign Waivers, the City Council shall grant a waiver only if substantial competent evidence exists to support a positive finding based on each of the following criteria as applicable:

- 1. Will the effect of the sign waiver be compatible with the existing contiguous signage or zoning and consistent with the general character of the area considering population, density, scale, and orientation of the structures in the area?
- 2. Would the result detract from the specific intent of the zoning ordinance by promoting the continued existence of nonconforming signs that exist in the vicinity?
- 3. Could the effect of the proposed waiver diminish property values in, or negatively alter the aesthetic character of the area surrounding the site, and could such waiver substantially interfere with or injure the rights of others whose property would be affected by the same?
- 4. Would the waiver have a detrimental effect on vehicular traffic or parking conditions, or result in the creation of objectionable or excessive light, glare, shadows or other effects, taking into account existing uses and zoning in the vicinity?
- 5. Is the proposed waiver detrimental to the public health, safety or welfare, or could such waiver result in additional public expense, creation of nuisances, or cause conflict with any other applicable law?
- 6. Does the subject property exhibit specific physical limitations or characteristics, which would be unique to the site and which would make imposition of the strict letter of the regulation unduly burdensome?
- 7. Is the request based exclusively upon a desire to reduce the costs associated with compliance and is the request the minimum necessary to obtain a reasonable communication of one's message?
- 8. Is the request the result of a violation that has existed for a considerable length of time without receiving a citation and if so, is the violation that exists a result of construction that occurred prior to the applicant's acquiring the property, not being a direct result of the actions of the current owner?
- 9. Does the request accomplish a compelling public interest such as, for example, furthering the preservation of natural resources by saving a tree or trees?
- 10. Would strict compliance with the regulation create a substantial financial burden when considering the cost of compliance?

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- 1.) Will the effect of the sign waiver be compatible with the existing contiguous signage or zoning and consistent with the general character of the area considering population, density, scale, and orientation of the structures in the area?
  - a. The proposed sign for this location will be compatible with the intent of chapter and other surrounding developments in this district within its own corridor as well as others that hold the same zoning designation in the City. The proposed sign will abut the property line however, the property line juts in approximately 44' from the initial property boundary located at the very west of the parcel. This means the sign location would be approx. 62' from the entrance curbing and far enough vehicular traffic would miss the entrance to site. While the sign would not meet the 10' setback requirement from the property boundary, the sign is setback far enough from the right of way that is within the intent of the setback requirements in Chapter 13.
- 2.) Would the result detract from the specific intent of the zoning ordinance by promoting the continued existence of nonconforming signs that exist in the vicinity?
  - a. We do not believe approval of this variance would perpetuate the existence of nonconforming signage nor set a precedent for nonconforming signage. The make-up of this site is unique and as such a waiver should be deemed necessary for proper visibility. The site is located on Duval Rd (County Rd 110) and the speed limit on this road is 45 MPH. The vehicular traffic that travels this corridor is a mix of residential and commercial 18-wheeler trucks. With traffic moving at 45 miles per hour, only 1entrance off Duval Rd and the sign being setback 65' from the public curbing/street the entrance and sign is easy to pass up. The lighting along with the sign being placed at the property line will aide on the life safety and visibility aspect of travelers finding the site.
- 3.) Could the effect of the proposed waiver diminish property values in, or negatively alter the aesthetic character of the area surrounding the site, and could such waiver substantially interfere with or injure the rights of others whose property would be affected by the same?
  - a. We do not believe the sign waiver will dimmish property value for the site in question or other sites. The proposed sign is for a multifamily development that is built to hold the number of future residents that are moving to the area. The development is built with upscale finishes and appearance to enhance the surrounding area. The use of this development is in likeness of the surrounding area with mostly residential uses neighboring the community.
- 4.) Would the waiver have a detrimental effect on vehicular traffic or parking conditions, or result in the creation of objectionable or excessive light, glare, shadows or other effects, taking into account existing uses and zoning in the vicinity?
  - a. We do not believe that proposing lighting within our sign will result in excessive lighting or a life safety. The only features that will be lit on the sign is the name of the development "The Avery" and 3 accent lighting bars under the copy. The colors and lighting were featured from the architecture of the development. The overall size of the lighted component are approximately 16 SF. With this sign being the only one on the property and located at the single entrance to the development, it is vital not only for residents, but new tenants and

visitors to accurately find the location. The proposed lighting has been designed to enhance the overall appearance of the sign and is only proposed to be .3 footcandles.

- 5.) Is the proposed waiver detrimental to the public health, safety or welfare, or could such waiver result in additional public expense, creation of nuisances, or cause conflict with any other applicable law?
  - a. We do not believe the approval of this waiver will be detrimental to the community or pose a life safety risk to the surrounding area.
- 6.) Does the subject property exhibit specific physical limitations or characteristics, which would be unique to the site and which would make imposition of the strict letter of the regulation unduly burdensome?
  - a. As stated above, the property line of this site is unique as it juts in from the western most point and follows a diagonal curve down. If the property line did not jut in at the entrance, the sign would not require the 10' waiver and would be closer to the curbing/street right-of way. Therefore with the required 10' setback the sign would be over 75 feet from the street/entrance of the property. This would leave the impact of the sign useless to residents, visitors and future tenants.
- 7.) Is the request based exclusively upon a desire to reduce the costs associated with compliance and is the request the minimum necessary to obtain a reasonable communication of one's message?
  - a. The owner is not seeking this sign waiver to reduce costs. We believe the lighting and setback waivers are the minimum proposals to obtain proper visibility of the sign. Due to the property line, the only other place to install the sign would be in the public right away adjacent to the entrance of the site.
- 8.) Is the request the result of a violation that has existed for a considerable length of time without receiving a citation and if so, is the violation that exists a result of construction occurred prior to the applicant's acquiring the property, not being a direct result of the actions of the current owner?
  - a. This request is not being requested as a result of a violation.
- 9.) Does the request accomplish a compelling public interest such as, for example, furthering the preservation of natural resources by saving a tree or trees?
  - a. We believe the request will serve the community. The development will drive more traffic to this area and this waiver is being requested in hopes the visibility and lighting will help travelers find the site and aid drivers. This will eliminate a hazard of accidents or unnecessary last minute traffic maneuvers for drivers.
- 10.) Would strict compliance with the regulation create a substantial financial burden when considering the cost of compliance?
  - a. We do not believe complying with the regulation would create financial burden.

18. Given the above definition of a "sign" 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 owner and applicant are seeking (2) varainces from Chapter 13 for lighting and setback of a monument ground sign to a multi-family development - "The Avery."
The sign is proposed to directly abut the property line at the entrance of the site. The property juts in at the western boarder of the property. The proposed sign will abut the property line however, the property line juts in approximately 44' from the initial property boundary located at the very west of the parcel. This means the sign location would be approx. 62' from the entrance curbing and far enough vehicular traffic would miss the

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 propert	y 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 call	rd if individual
owner, <a href="http://apps.coj.net/pao_propertySearch/Basic/Search.aspx">http://apps.coj.net/pao_propertySearch/Basic/Search.aspx</a> , 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.	
Photographs of sign structure showing nonconforming nature and physical impe	diments to
compliance.	
If waiver is based on economic hardship, applicant must submit the following:	
- Two (2) estimates from licensed contractors stating the cost of bringing the si	gn structure into
compliance; and	
<ul> <li>Any other information the applicant wished to have considered in connection</li> </ul>	to the waiver
request.	

FILING FEES *Applications filed to correct existing z	oning violations are subject	to a double fee.
Base Fee	Public Notices	Advertisement
Residential Districts: \$1,161.00	\$7.00 per Addressee	Billed directly to owner/agent
Non-residential Districts: \$1,173.00		

**NOTE:** City Council may, as a condition of the waiver, specify a time period within which the sign structure shall be required to conform to the requirements of the City's sign regulations.

### **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 City Council. 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) Print name: Scott Hobby Signature: Scott Hobby	Applicant or Agent (if different than owner)  Print name: Addie Mentry  Signature:
Owner(s)  Print name:  Signature:	*An agent authorization letter is required if the application is made by any person other than the property owner.

### **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, 2<sup>nd</sup> Floor Jacksonville, Florida 32202 (904) 255-8300

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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

last update: 1/12/2017

# <u>Agent Authorization – Limited Liability Company (LLC)</u>

Date:			
City of Jacksonville			
Planning and Development Depar	tment		
214 North Hogan Street, Suite 300	0,		
Jacksonville, Florida 32202			
Re: Agent Authorization for the for Address: 14200 Duyan Tackson VIL	ollowing site location in Jack	sonville, Florida: RE#(s): _ <i>019 366,_0</i>	19373, 0196
To Whom It May Concern:	FL 32218		
You are hereby advised that	SCOTT HOBEY	as 1/10.	vesident
ral MF Partners, L	. hereby certify that	the W	is the Ov
of the property described		Said owner hereby aut	
Addie W	0 1-	to act as agent to	•
200 10	CLIVERY	to act as agent to	o file application(s)
DIGIT W	arver	for the above referenced	property and in connec
with such authorization to file su	uch applications, papers, do	ocuments, requests and other	matters necessary for
requested change as submitted to	the lacksonville Planning a	nd Development Department	
(print name)Sc	OIT HOPPY		
STATE OF FLORIDA			
COUNTY OF DUVAL			
Sworn to and subscribed a	and acknowledged before m	e by means of 🌠 physical pres	ence or [_] online
notarization, thisl day o	of February 20 22	by Scatt Hobby	
. / 0			
		ners a limited liability	
personally known to me or who ha	as produced	as identification	n and who took an oath
	(Signature of MOTARY	PUBLIC)	
Commission # GG 286978  Expires December 26, 2022	(Printed name of NOT	Gayten	
Expires December 20, Services Bonded Thru Budget Notary Services			
OR EV		•	
700 400	State of Florida at Lar	•	

# <u>Property Ownership Affidavit – Limited Liability Company (LLC)</u>

Date:	
City of Jacksonville Planning and Development Department 214 North Hogan Street, Suite 300, Jacksonville, Florida 32202	
Re: Property Owner Affidavit for the follo Address: 14200 Duvar I Jacksoville, F	wing site location in Jacksonville, Florida:  4. RE#(s): 619366, 019373, 019659  4. 32218
1 Scott Hobby, as	VP of Dural MF Partners We
	der the laws of the state of Horida, hereby certify
	described in Exhibit 1 in connection with filing application(s)
Part Part Part Part Part Part Part Part	ted to the Jacksonville Planning and Development
Department.	•
(signature)	orag .
(print name) Scott	HoBBY
	nt signatory is an authorized representative of the LLC. This may be howing that the person is either a "sole member" or a "managing hrough a resolution, power of attorney, etc.
STATE OF FLORIDA COUNTY OF DUVAL	
Sworn to and subscribed and a presence or online notarization, the	cknowledged before me by means of Physical is day of 20
(5	ignature of NOTARY PUBLIC)
Expires December Services  Bonded Thru Budget Notary Services  St	Tiffany Grayten Printed name of NOTARY PUBLIC) Eate of Florida at Large. By commission expires: 12 120127



www.creativesigndesigns.com 12801 Commodity Place Tampa, Florida 33626 Phone: 800-804-4809 Fax: 813-749-2311

The Avery Signage Package

Jacksonville, FL SITE ADDRESS

0000-203421

Date: 08-17-2021

Description



9'-11 1/8" |9'-11 3/8"

DUVAL ROAD

On File

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SWMF-3 (0.47 AC)

SCALE 1/128"=1"



www.creativesigndesigns.com 12801 Commodity Place Tampa, Florida 33626 Phone: 800-804-4809 Fax: 813-749-2311

The Avery Signage Package

SITE ADDRESS

Jacksonville, FL

0000-203421

Project Manager / Project Leader

01 00/00/17 —

Approval:

Approved
Approved as noted
Revise and resubmit

Designer: Date: KF/DRB 08-17-2021 No. Date Description Revision:

CRM / Quote:

Account Manager: Logan Cottingham

0 W 4

Scale: 1/2"=1'-0"

FRONT VIEW

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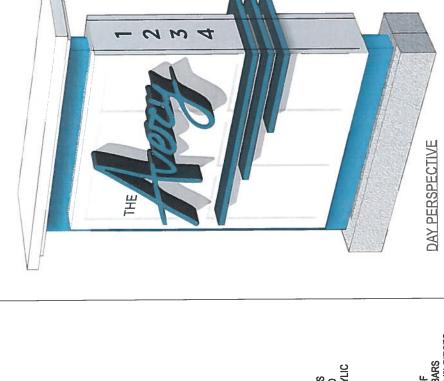
Sheet:

NIGHT PERSPECTIVE

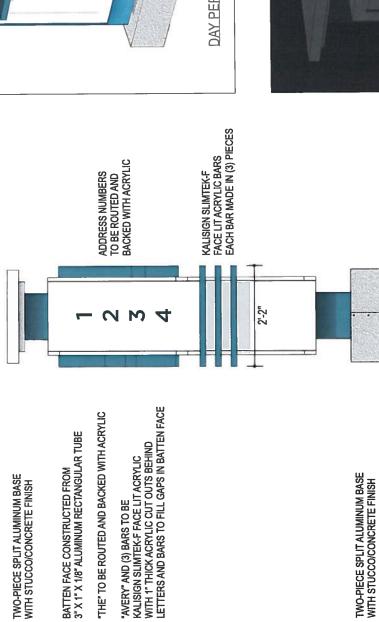
2







TOP VIEW

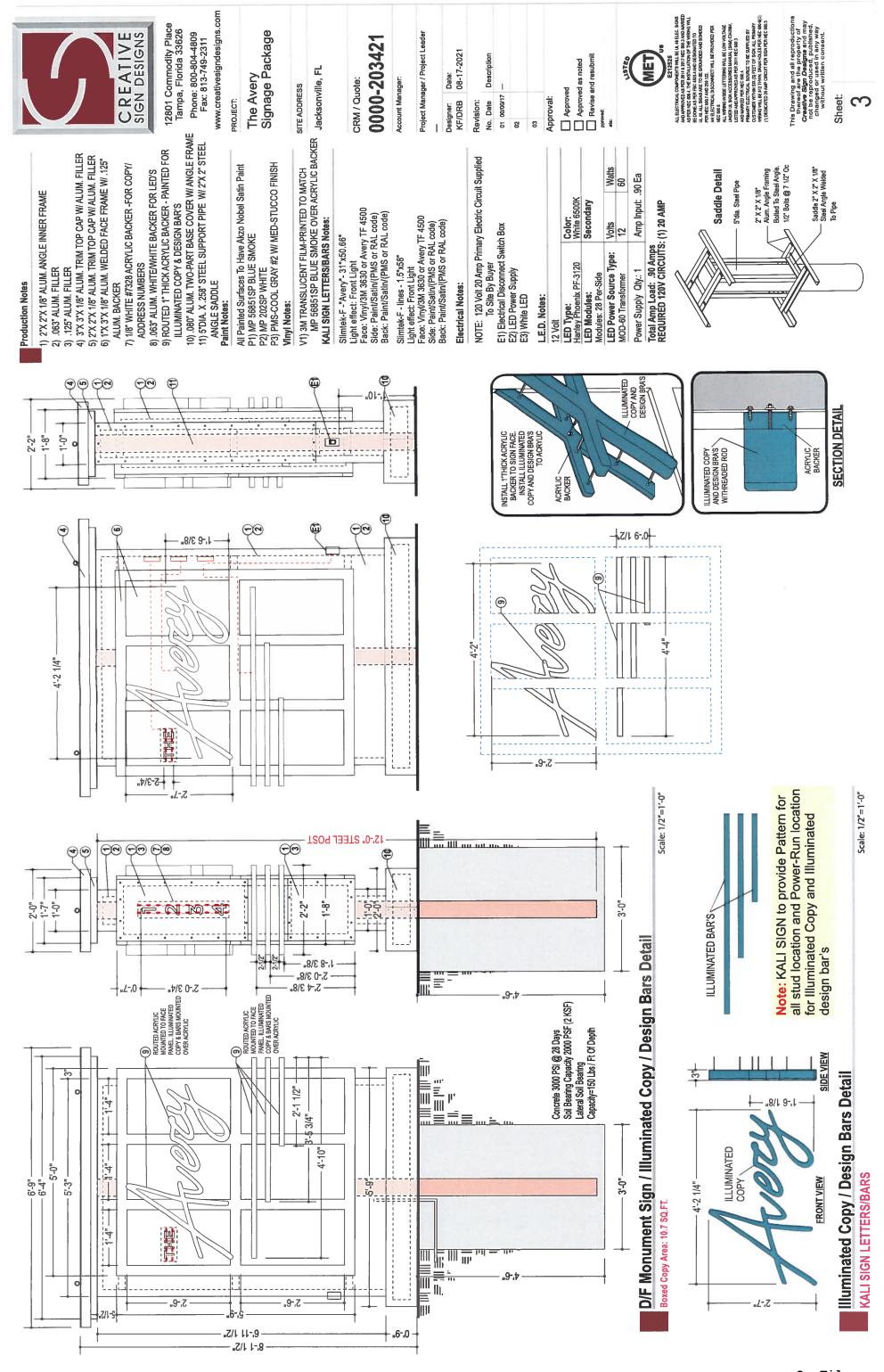


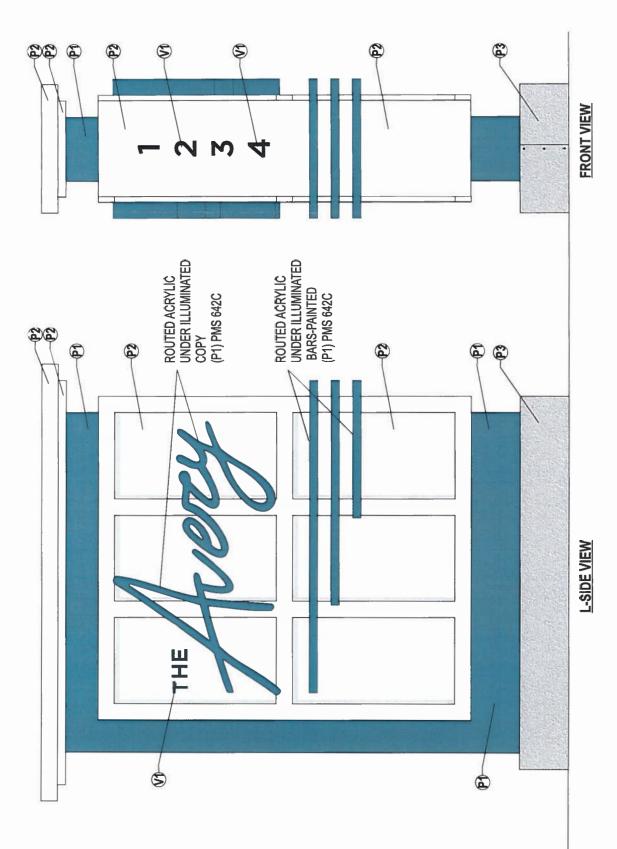
"AVERY" AND (3) BARS TO BE
KALISIGN SLIMTEK-F FACE LIT ACRYLIC
WITH 1" THICK ACRYLIC CUT OUTS BEHIND
LETTERS AND BARS TO FILL GAPS IN BATTEN FACE "THE" TO BE ROUTED AND BACKED WITH ACRYLIC BATTEN FACE CONSTRUCTED FROM 3" X 1" X 1/8" ALUMINUM RECTANGULAR TUBE

THE

D/F Monument Sign with Illuminated Copy / Design Bars

L-SIDE VIEW







1) 2"X 2"X 1/8" ALUM. ANGLE INNER FRAME

2) .063" ALUM. FILLER
3) .125" ALUM. FILLER
4) 3"X 3"X 1/8" ALUM. TRIM TOP CAP W/ ALUM. FILLER
5) 2"X 2"X 1/8" ALUM. TRIM TOP CAP W/ ALUM. FILLER
6) 1"X 3"X 1/8" ALUM. WELDED FACE FRAME W/ .125"

7) 1/8" WHITE #7328 ACRYLIC BACKER -FOR COPY/ 8) .063" ALUM. WHITE/WHITE BACKER FOR LED'S ADDRESS NUMBERS ALUM. BACKER

CREATIVE SIGN DESIGNS

12801 Commodity Place Tampa, Florida 33626 Phone: 800-804-4809 Fax: 813-749-2311

10) .080" ALUM. TWO-PART BASE COVER W/ ANGLE FRAME 11) 5'DIA, X. 258" STEEL SUPPORT PIPE W/ 2'X 2" STEEL 9) ROUTED 1" THICK ACRYLIC BACKER - PAINTED FOR ILLUMINATED COPY & DESIGN BAR'S

ANGLE SADDLE Paint Notes:

www.creativesigndesigns.com

PROJECT:

All Painted Surfaces To Have Akzo Nobel Satin Paint P1) MP 56851SP BLUE SMOKE P2) MP 202SP WHITE P3) PMS-COOL GRAY #2 W/ MED-STUCCO FINISH

The Avery Signage Package

'V1) 3M TRANSLUCENT FILM-PRINTED TO MATCH
MP 56851SP BLUE SMOKE OVER ACRYLIC BACKER
KALI SIGN LETTERS/BARS Notes: Vinyi Notes:

Jacksonville, FL

SITE ADDRESS

Light effect: Front Light Face: Vinyl/3M 3630 or Avery TF 4500 Side: Paint/Satin/(PMS or RAL code) Back: Paint/Satin/(PMS or RAL code) Slimtek-F -"Avery"- 31"x50.66"

Light effect: Front Light Face: Vinyl/3M 3630 or Avery TF 4500 Side: Paint/Satin/(PMS or RAL code) Back: Paint/Satin/(PMS or RAL code) Slimtek-F - lines - 1.5"x58"

Project Manager / Project Leader

Date: 08-17-2021

KF/DRB

Designer:

Description

No. Date

Revision:

01 00/00/17

8

Approval:

0000-203421

CRM / Quote:

Account Manager;

**Electrical Notes:** 

NOTE: 120 Volt 20 Amp Primary Electric Circuit Supplied To Site By Buyer

E1) Electrical Disconnect Switch Box E2) LED Power Supply E3) White LED

Color: White 6500K Secondary LED Power Source Type: LED Type: Hanley Phoenix PF-3120 LED Modules: MOD-60 Transformer Modules: 28 Per-Side L.E.D. Notes: 12 Volt

Total Amp Load: .90 Amps REQUIRED 120V CIRCUITS: (1) 20 AMP Power Supply Qty.: 1

ALL ELECTROAL COMPONENT WILL BE ULA BELES, SONS AND PROPRIED THE SAN LA HAN THE SONS AND UNDER AS THE SECTION, THE SAN LAND HE SON AND UNDER THE SHEEK DAY, THE MINING WHE WHING WHI U.A. ALL SONS AND TO:

U.

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