REPORT OF THE PLANNING AND DEVELOPMENT DEPARTMENT

APPLICATION FOR WAIVER OF MINIMUM REQUIRED ROAD FRONTAGE

APRIL 19, 2022

Location: 0 Colorado Springs Avenue

Between Harrell Street and Miter Street

Real Estate Number(s): 003848-1600

Waiver Sought: Reduce Required Minimum Road Frontage from 80

feet to 0 feet.

Present Zoning: Residential Rural-Acre (RR-Acre)

Current Land Use Category: Rural Residential (RR)

Planning District: North, District 6

Owner: Thomas T. Tindall

10950 Colorado Springs Avenue Jacksonville, Florida 32219

Staff Recommendation: APPROVE

GENERAL INFORMATION

Application for Waiver of Minimum Required Road Frontage Ordinance 2022-0156 (WRF-22-05) seeks to reduce the minimum required road frontage from 80 feet to 0 feet to allow for a single family dwelling to be built on a parcel created in 2002. The property is located behind three other residential property that each share a common access easement. The subject site contains 1.45± acres of land.

In the RR-Acre Zoning District parcels of land need to be at least 43,560 Square Feet (1 acre), with 80 feet of road frontage for each single-family dwelling. The subject property currently has no direct access to Colorado Springs Road, however a shared access easement will be used to get to the Right of Way. The easement is located on the north portion of the subject site.

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... and for minimum street frontage, pursuant to Section 656.407. Waivers are authorized to be granted by the Commission 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 any practical or economic difficulties in carrying out the strict letter of the regulation?
 - Yes. There are practical and economic difficulties in carrying out the strict letter of the zoning code. In the RR-Acre Zoning District, a property is required to have 80 feet of road frontage per single-family dwelling. Due to the lots location behind other lots it is not physically possible for the lot to gain access to the road unless the City developed a roadway to the parcel.
- (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 applicant is proposing to construct a new single family home on a parcel split from 2002. The new parcel is over the minimum 1 acre in size and will have access to a public right of way, Colorado Springs Avenue through a shared easement.
- (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 waiver would permit a new single family dwelling to be constructed. The subject property is currently undeveloped. It is not anticipated that the construction of a new dwelling will reduce the property values of the neighboring lots, nor would it interfere with the rights of other homeowners. The proposed single-family dwelling and lot size are not out of character with the surrounding neighborhood.
- (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. The subject property will have access to Colorado Springs Avenue, a public right of way, through a shared access easement on the northern portion of the site.

(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. There will be little to no effect on public health safety and welfare as the requested waiver will allow for one additional home in an area where lots already lack direct road frontage.

SUPPLEMENTARY INFORMATION

Upon visual inspection of the subject property on March 24, 2022 by the Planning and Development Department the required Notice of Public Hearing sign was not 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 2022-0156** / **WRF-22-05** be **APPROVED.**



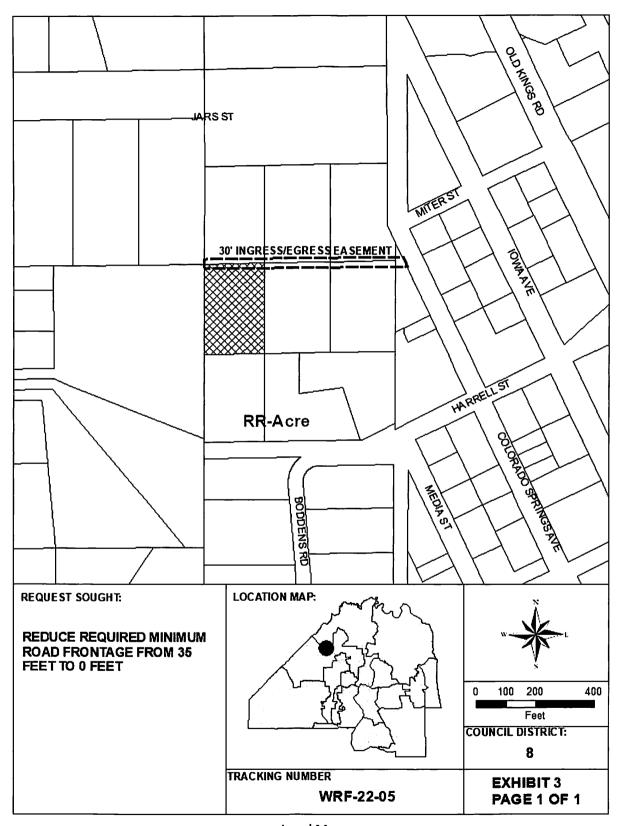
Aerial View



View of the Access Easement to the Site



View of the neighboring house



Legal Map

Date Submit	ted: //Z4/z/
Date Filed:	82/1/22

Application Number: WRF-27-	05
Public Hearing:	_

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.

For Official Use Only

Current Zoning District:	RR. Acra	Current Land Use Ca	ategory:	RR	
Council District:			6		-
Previous Zoning Applications Fi	led (provide applicati	on numbers):	<u> </u>		
Applicable Section of Ordinance	e Code:	G-133			1
Notice of Violation(s):					1 ,
Neighborhood Associations: 1	he Eden Grop	Brandon Ch	use Ho	OA, North Dr. T	bonal
Overlay:					1
LUZ Public Hearing Date:		City Council Public F	learing Da	ite:	1
Number of Signs to Post:	Amount of Fee	: Ze	oning Asst	. Initials: A	1
PROPERTY INFORMATION 1. Complete Property Address: 0 Colorado Springs Ave, Jackso	nville FL 32219	2. Real Estate Numl		00 3 848 1600	
3. Land Area (Acres): 1.58		4. Date Lot was Reco			1
5. Property Located Between St Harrell Street Miter Street	treets:	6. Utility Services Pr City Water / City Ser Well / Septic			-
7. Waiver Sought: Reduce Required Minimum Roa	ad Frontage from3	5 feet to _	0	feet.	
8. In whose name will the Waiv	er be granted? Th	omas B Tindall	and Kir	mberly A Tindall	

OWNER'S INFORMATION (please attach separate sheet if more than one owner)			
9. Name: Thomas B Tindall	10. E-mail: ttindall63@gmail.com		
11. Address (including city, state, zip): 10950 Colorado Springs Ave Jacksonville FL 32219	12. Preferred Telephone: (904) 885-9357		

APPLICANT'S INFORMATION (if different	from owner)
13. Name: Thomas B Tindall	14. E-mail: ttindall63@gmail.com
15. Address (including city, state, zip): 10950 Colorado Springs Ave Jacksonville FL, 32219	16. Preferred Telephone: (904) 885-9357

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.

17. Given the above definition of a "waiver" and the aforementioned criteria by which the request wi	
be reviewed against, please describe the reason that the waiver is being sought. Provide as much	ill
information as you can; you may attach a separate sheet if necessary. Please note that failure by	1
applicant to adequately substantiate the need for the request and to meet the criteria set forth n	the
result in a denial.	nay
· dana iii d defiloti.	
This lot was part of a larger property owned by the family patriarch which was parceled out to descendants so family may live in close proximity. It is on a legal easement (dirt road) along with the homes of other family members. There are three existing homes on this easement which received approval (ours is the final lot to be developed). Placing our home here would allow us to better care for my wife's aging mother, and use the land as was intended.	
In addition to the easement currently in use, there is a second easement running South to Harrell Street which gives additional ingress/egress for emergency use if needed.	
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ATTACHMENTS
The following attachments must accompany each copy of the application.
Survey
Site Plan – two (2) coples on 8 ½ x 11 and two (2) coples 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.coi.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.
Proof of valid and effective easement for access to the property.

FILING FEES

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

Base Fee

Residential Districts: \$1,161.00

Non-residential Districts: \$1,173.00

Public Notices

\$7.00 per Addressee

Advertisement

Billed directly to owner/agent

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: Thomas B Tindall Signature: Description Control of the Con	Applicant or Agent (if different than owner) Print name: Signature:
Owner(s) Print name: Kimberly A Tindall Signature: Derly (1) Juda	*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, 2nd Floor Jacksonville, Florida 32202

(904) 255-8300

Legal Description

1/26/2022

A portion of farm 28, Dinsmore Farms section 41, township 1 South, range 25 East, Duval County, Florida, and being more particularly described as follows:

Commence at the intersection of North right of way line of Harrell Street with the Westerly boundary of Farm 28, Dinsmore Farms; thence North 00 Degrees 03 minutes 30 seconds West along the Westerly boundary of Farm 28, 294.72 feet to the point of beginning; Thence continue North 00 Degrees 03 minutes 30 seconds West along said Westerly boundary of Farm 28 308.22 feet; Thence North 89 Degrees 09 minutes 42 seconds East 223.44 feet; Thence South 00 Degrees 00 minutes 48 seconds West 308.40 feet; Thence South 89 Degrees 12 minutes 20 seconds West 223.05 feet to the point of beginning.

Together with and subject to a easement for ingress and egress a portion of Farm 28, Dinsmore Farms (unrecorded) and a portion of Georgia Street (closed by Ordinance 84-1414-753, all section 41, Township 1 South, range 25 East, Duval County Florida and a portion of Lot 7, Block 41, Dinsmore Subdivision (unrecorded) section 41, Township 1, range 25 East; and being more particularly described as follows:

Commence at the intersection of the North right of way line of Harrell Street (a 60 foot right of way) and the Westerly boundary of Farm 28; thence North 00 degrees 03 minutes 30 seconds West, along said Westerly boundary of Farm 28, 587.94 feet; thence North 89 degrees 09 minutes 42 seconds East, 1.00 feet to the point of beginning; thence continue North 89 degrees 09 minutes 42 seconds East 589.27 feet to the Westerly right of way line of Colorado Avenue (a 80.00 foot right of way); thence North 26 degrees 18 minutes 23 seconds West, along said Westerly right of way, 33.23 feet; thence South 89 degrees 09 minutes 42 seconds West, 674.57 feet; thence South 00 degrees 03 minutes 30 seconds East, 30.00 feet to the point of beginning.

Legal Description Exhibit 1 June 30, 2021

U/R 41-1S-25E 1.58 DINSMORE FARMS PT FARM 28 RECD O/R 10802-775

Or: Dinsmore Farm 28, section 41, township 1 South, Range 25 East, Duval County, FL

EXHIBIT A - Property Ownership Affidavit

Date: 1/20/2022	
City of Jacksonville	
Planning and Development Department	
214 North Hogan Street, Suite 300,	
Jacksonville, Florida 32202	
Re: Property Owner Affidavit for the fol RE #003848 1600	llowing site location:
To Whom it May Concern:	
Thomas B, and Kimberly A Tindall	hereby certify that I am the Owner of the property described in
	g application(s) for road frontage waiver
If Owner is Individual:	If Owner is Corporate Entity:*
	Print Corporate Name:
By Kimberly a Sind	all By
Print Name: Thomas B Tindall, Kimbe	erly A Tindall Print Name:
	lts:
*If Owner is Corporate Entity, please provide doc Owner: this may be shown through corporate res	cumentation illustrating that signatory is an authorized representative of colution, power of attorney, printout from sunbiz.org, etc.
STATE OF FLORIDA COUNTY OF DUVAL	. 0
Sworn to and subscribed 2014, by Thomas	and acknowledged before me this 2015 day of BTindall Kinderly A Tindall who is personally
known to me or who has produced	as identification and who
took an oath.	DU LA DATOR
	(Signature of NOTARY PUBLIC)
Notary Public State of Flonda Carol A Weston My Commission GG 212094 Expires 04/29/2022	(Printed name of NOTARY PUBLIC)
	State of Florida at Large.
A .	My commission expires: 4 9 / 2002
COPY	

BOUNDAR SHOWING

A PORTION OF FARM 28, DINSMORE FARMS (UNRECORDED) SECTION 41, TOWNSHIP 1 SOUTH, RANGE 25 COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

48 SECONDS WEST, 308.40 FEET; THENCE SOUTH 89 DEGREES 12 MINUTES 20 SECONDS WEST, 223.05 I FEET; THENCE NORTH 89 DEGREES 09 MINUTES 42 SECONDS EAST, 223.44 FEET; THENCE SOUTH OF DI 30 SECONDS WEST, ALONG THE WESTERLY BOUNDARY OF FARM 28, 294.72 FEET TO THE POINT OF BEING SAID WESTERLY BOUNDARY OF FARM 28, 294.72 FEET TO THE POINT OF BEING SAID WESTERLY BOUNDARY OF FEET. THENCE NORTH 89 DEGREES OF MINISTER AS SECONDS WEST, ALONG SAID WESTERLY BOUNDARY OF FEET; THENCE NORTH 89 DEGREES OF MINISTER AS SECONDS WEST, ALONG SAID WESTERLY BOUNDARY OF THE SECONDS WEST. COMMENCE AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF HARRELL STREET (A, 60,00) WITH THE WESTERLY BOUNDARY OF FARM 28, DINSMORE FARMS (UNRECORDED); THENCE, WORLH, PRESE

TOGETHER WITH AND SUBJECT TO A EASEMENT FOR INGRESS AND EGRESS
A PORTION OF FARM 28 DINSMORE FARMS (UNRECORDED) AND A PORTION OF GEORGIA STREET (CLOSED 84-1413-753, ALL IN SECTION 41, TOWNSHIP 1 SOUTH, RANGE 25 EAST, DUVAL COUNTY, FLORIDA AND LOT 7, BLOCK 41, DINSMORE SUBDIVISION (UNRECORDED) SECTION 41, TOWNSHIP 1 SOUTH, RANGE 26 EA MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCE AT THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF HARRELL STREET (A 60.00 FOO AND THE WESTERLY BOUNDARY OF FARM 28; THENCE NORTH OF DEGREES OF WINUTES 30 SECONDS WES WESTERLY BOUNDARY OF FARM 28, 587.94 FEET; THENCE NORTH 89 DEGREES 09 MINUTES 42 SECONDS EAST, 58 TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 89 DEGREES 09 MINUTES 42 SECONDS EAST, 58 THE WESTERLY RIGHT OF WAY); THENCE NORTH 89 DEGREES 09 MINUTES 42 SECONDS FOR THENCE NORTH 89 DEGREES 09 MINUTES 42 SECONDS WEST, ALONG SAID WESTERLY RIGHT OF WAY LINE, 33.23 FEET; THENCE SOUTH AND DEGREES 03 MINUTES 30 SECONDS EAST, MINUTES 42 SECONDS WEST, 674.57 FEET; THENCE SOUTH 50 DEGREES 53 MINUTES 30 SECONDS EAST,

1. BEARINGS SHOWN HEREON ARE ASSUMED

BEARDIG OF \$ 89 12'20" W OF HARRELL STREET HELD FIXED. FIELD WORK 03/20/02.
BOUNDARYS SHOWN HEREON ESTABLISHED FROM SURVEYS BY RAY MILLER & ASSOCIATES DATED AUGUST / 24 / 1981
AND JOHN F. YOUNG & ASSOCIATES DATED 09/10/1958

MDW256

TINDALL THOMAS B 2725 ROCHFORD CT **JACKSONVILLE, FL 32225 TINDALL KIMBERLY A**

Primary Site Address 0 COLORADO SPRINGS AVE Jacksonville FL 32219

Official Record Book/Page 19929-01963

Tile# 5311

0 COLORADO SPRINGS AVE

Property Detail		
RE#	003848-1600	****
Tex District	GS	
Property Use	0000 Vacant Res < 20 Acres	
# of Buildings	0	displica - Proce de ser procesa.
Logal Desc.	For full legal description see Land & Legal section below	
Subdivision	00042 DINSMORE FARMS S/D SEC	
Total Area	62980	, , , u., u. ar relta que e rrelt a sulta usas, i

The sale of this property may result in higher property taxes. For more information go to Save Our Homes and our Property Tax Estimator. 'In Progress' property values, exemptions and other supporting information on this page are part of the working tax roll and are subject to change. Certified values listed in the Value Summary are those certified in October, but may include any official changes made after certification Learn how the Property Appraiser's Office values property.

/alue Description	2021 Certified	2022 In Progress
Value Method	CAMA	CAMA
Total Building Value	\$0.00	\$0.00
Extra Feature Value	\$0.00	80.00
Land Value (Market)	\$35,550.00	\$35,550.00
Lond Value (Apric.)	40.00	\$0.00
Just (Market) Value	\$35,550.00	035,550.00
Assessed Value	\$27,721.00	\$35,550.00
Cop Diff/Pertability Amt	\$7,829.00 / \$0.00	\$0.00 / \$0.00
Exemptions	\$0.0D	See below
Taxable Value	\$27,721.00	See below

Taxable Values and Exemptions — In Progress

If there are no exemptions applicable to a taxing authority, the Taxable Value is the same as the Assessed Value listed above in the Value Summary box.

County/Municipal Taxable Value No applicable exemptions

SJRWMD/FIND Taxable Value No applicable exemptions

'School Taxable Value No applicable exemptions

Sales History

Book/Page	Sale Date	Sale Price	Poed Instrument Type Code	Qualified/Unqualified	Vacsnt/Improved]
19929-01963	9/23/2021	\$100.00	QC - Quit Claim	Unqualified	Vacant	İ
10802-00775	12/6/2002	\$100,00	QC - Quit Claim	Unqualified	Improved	İ

Extra Features

No data found for this section

Land & Legal

Lang								Legal			
L	N C	ode Use Description	Zoning Assessment	Front	Depth	Category	Land Units	Land Type	Land Value	LN	Logal Description
		DEP BURAL S ON LEGGLINGS	OSMANNICH				CIRCO	7367	Yearus	1	U/R 41-15-25E 1.5B
, 3	01	103 RES RURAL 2 OR LESS UNITS PER AC	RR-ACRE	0.00	0.00	Common	1.58	Acreage	\$35,550.00	2	DINSMORE FARMS
									,	3	PT FARM 28 RECD O/R 10802-775

Bulldings

No data found for this section

2021 Notice of Proposed Property Taxes Notice (TRIM Notice)

Texing Platnict	Assessed Value	Exemptions	Totable Volue	Lost Your	Proposed	Rolled-back	
Gen Govt Ex B & B	\$27,721.00	\$0.00	\$27,721.00	\$288.35	\$317.18	\$303.44	
Public Schools: By State Law	\$35,550.00	\$ 0.00	\$35,550.00	\$130.01	\$126.56	\$124.38	
By Local Board	\$35,550.00	\$0.00	\$35,550.00	\$79.92	879.92	076.46	
FL Inland Navigation Dist.	\$27,721.00	\$ D.09	\$27,721.00	\$0.81	\$0.89	\$0.85	
Water Mgrnt Dist. SJRWMD	\$27,721.00	\$0.00	\$27,721.00	\$5.76	86.34	\$6.07	
		;	Totals	\$504.85	\$530.89	\$511.20	
Description Ju	et Value	: Assessed Value	Exemptions		Yaxabio Value		
Lost Year \$3	5,550.00	\$25,201.00	\$0.00	\$0.00)	
Current Year 33	5,550.00	\$27,721.00	\$0.00	o no no notativo majorita aprilimente de la material de la materia	827,721.00	······································	

2021 TRIM Property Record Card (PRC)

This PRC reflects property details and values at the time of the original mailing of the Notices of Proposed Property Taxes (TRIM Notices) in August.

Property Record Card (PRC)

The PRC accessed below reflects property details and values at the time of Tax Roll Certification in October of the year listed.

2021

2020

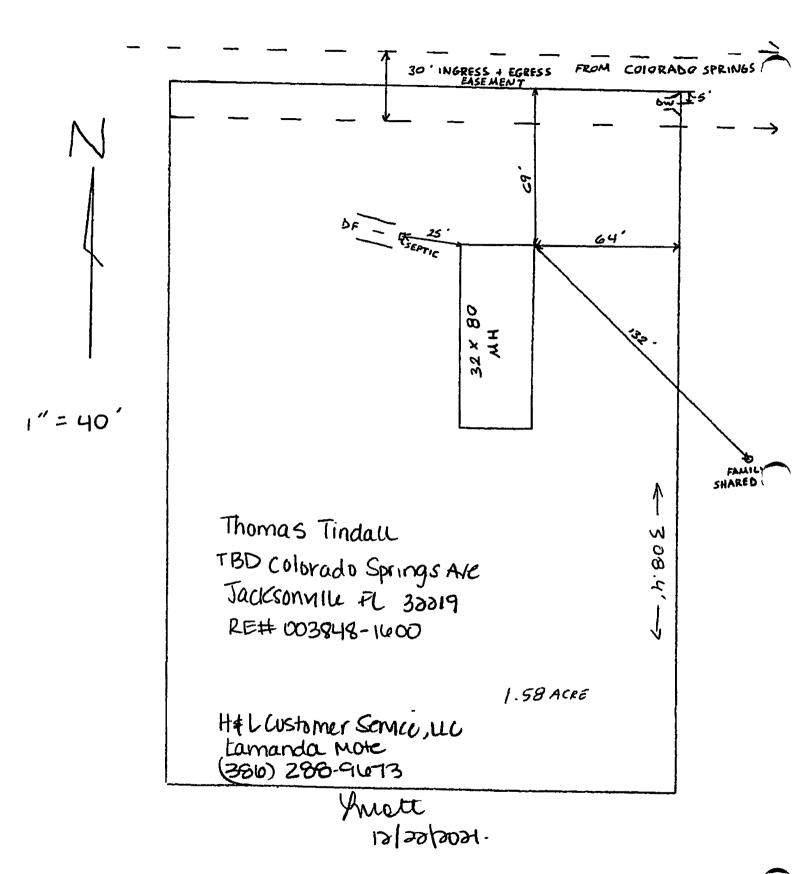
2019

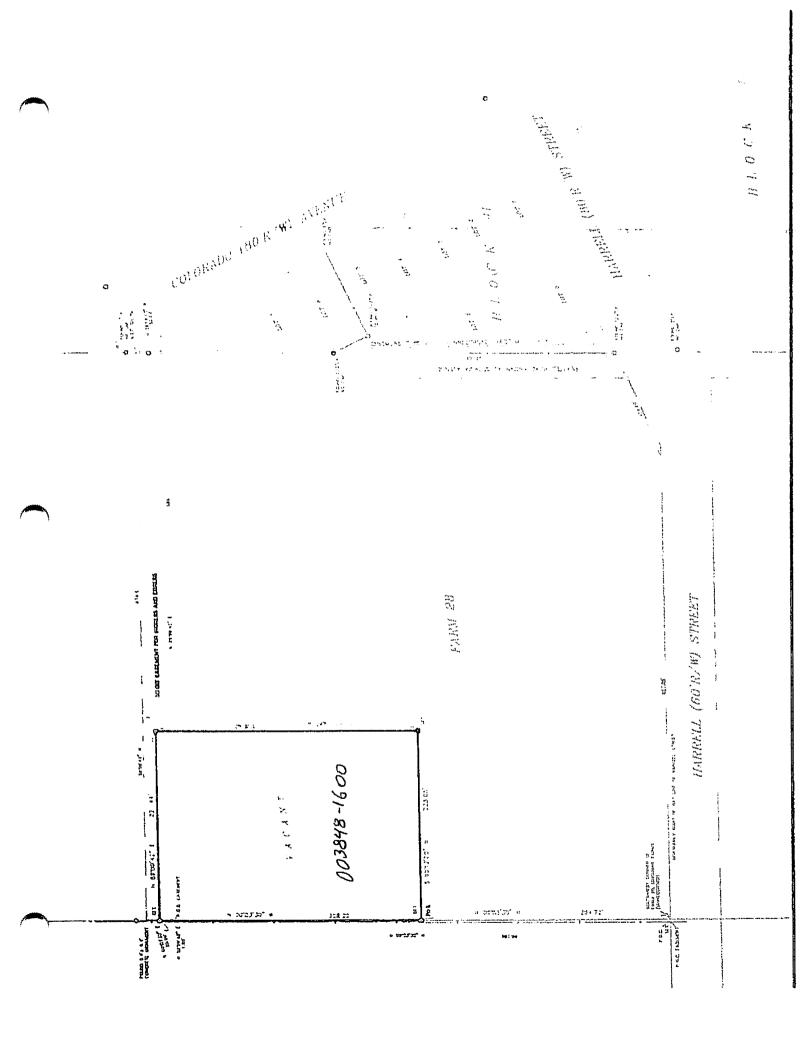
2018

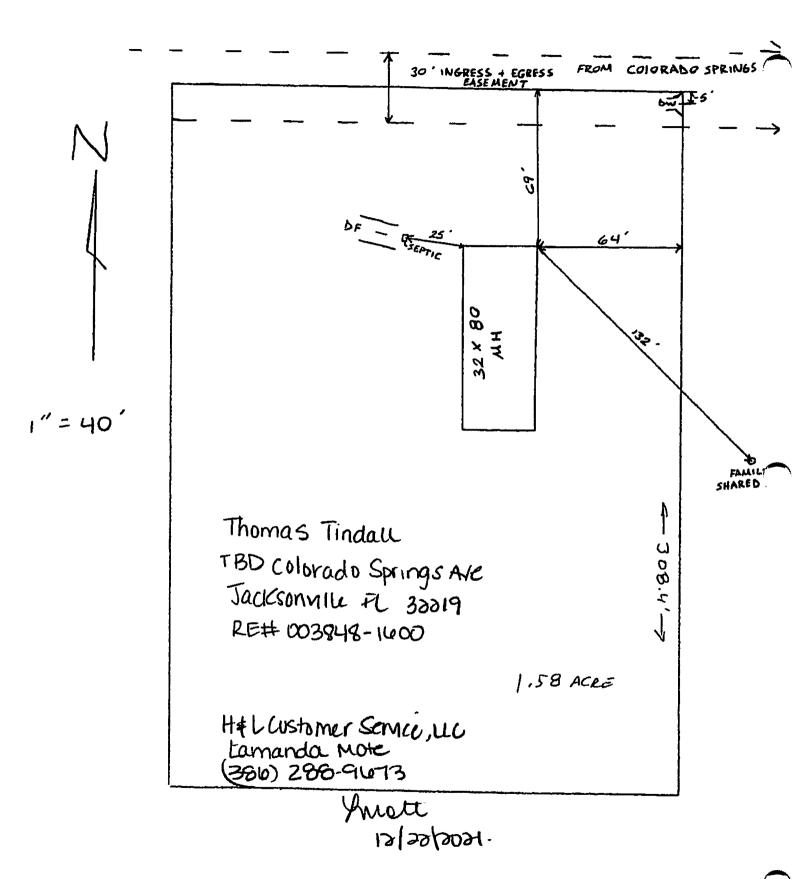
2717

2 16

21 15







ln=	LNAME	LNAME2	MAIL_ADDR1	MAIL CITY	MA	MAIL ZIP
003853 0150	ANDERSON ETHEL		7550 JARS ST	JACKSONVILLE		32219
002671 2110	BRESLENDAS MELISSA H		10839 BRANDON CHASE DR	JACKSONVILLE	FL	32219-1685
003848 1840	DEASON PATRICIA GASKINS		10988 COLORADO SPRINGS AVE	JACKSONVILLE	FL	32219
003848 1832	HADDOCK FELICITY G		10980 COLORADO SPRINGS AVE	JACKSONVILLE	FL	32219
003853 0000	JACOBS EVELYN L		11000 COLORADO SPRINGS AVE	JACKSONVILLE	FL	32219
002671 2105	JOYNER LASHANATA Y		10825 BRANDON CHASE DR	JACKSONVILLE	FL	32219-1685
003848 1000	MERRITT LINDA G		7465 HARRELL ST	JACKSONVILLE	FL	32219-2024
003848 0000	MUSSELWHITE RAINAH M		7485 HARRELL ST	JACKSONVILLE	FL	32219
003848 1700	ROGERS ED		11000 COLORADO SPRINGS AVE	JACKSONVILLE	FL	32217
003848 1850	ROGERS ED SAMUEL		7475 HARRELL ST	JACKSONVILLE	FL	32219
003848 1600	TINDALL THOMAS B		2725 ROCHFORD CT	JACKSONVILLE	FL	32225
003848 1500	WESTON CAROL A LIFE ESTATE		10950 COLORADO SPRINGS AVE	JACKSONVILLE	FL	32219
	NORTH	DR. DONALD GREEN	2940 CAPTIVA BLUFF RD S	JACKSONVILLE	FL	32226
	THE EDEN GROUP INC.	DICK BERRY				
	BRANDON CHASE HOA	GLENDA GILLEY	10838 BRANDON CHASE DR	JACKSONVILLE	FL	32219

Land Development Review

