Date Submitted: 11 19.12
Date Filed: 0/8/22
12/0/20

The second secon	-
Application Number: (1)RF-22-35	3
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 Off	ficial Use Only	
Current Zoning District: RMD-D	Current Land Use Category: MDR	
Council District:	Planning District: 2	
Previous Zoning Applications Filed (provide appl	ication numbers):	one found
Applicable Section of Ordinance Code: 656.133		
Notice of Violation(s):		
Neighborhood Associations: Grenter Overlay:	ARlingtons, Co	mm. of EHST AR/ington, Regence
LUZ Public Hearing Date:	City Council Pu	blic Hearing Date:
		Zoning Asst. Initials: 25.
Amount of	Fee: 1,350,00	Zonnig Asst. Initials. 4.5.
PROPERTY INFORMATION		
1. Complete Property Address:	2. Real Estate I	
0 Tresca Road	162879-	-1020
3. Land Area (Acres): 2.12	4. Date Lot was 1975	Recorded:
5. Property Located Between Streets:		
Atrium Way and Tresca Road  City Water / City Sewer		ty Sewer 🚺
	Well / Septic	
7. Waiver Sought: Reduce Required Minimum Road Frontage from	48 feet	23.7 feet.
8. In whose name will the Waiver be granted?	Southern Im	pression Homes LLC
	Page 1 of 5	

OWNER'S INFORMATION (please attach separate sheet if more than one owner)				
9. Name: Demetree Taylor Partnership	10. E-mail:			
11. Address (including city, state, zip): PO Box 47050 Jacksonville FL 32247	12. Preferred Telephone:			

APPLICANT'S INFORMATION (if different from owner)			
13. Name: Southern Impression Homes LLC	14. E-mail: evan.greenfield@sihomesfl.com		
15. Address (including city, state, zip): 5711 Richard Street, Suite 1 Jacksonville, FL 32216	16. Preferred Telephone: 904-945-0485		

#### **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 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.

Parcel #162879-1020 (the "Property") is zoned RMD-D. The applicant's plan of development contemplates 4 multifamily dwelling units in one quadplex building. The Property is located at the terminus of Atrium Way, a public road. Based on the sixty foot minimum lot width in the RMD-D zoning district, the minimum required frontage for the Property is 48 feet. As shown on the attached survey, the Property has 23.7 feet of frontage on Atrium Way. Accordingly, this application seeks to reduce the road frontage for the proposed development on the Property from 48 feet to 23.7 feet. In support thereof, the applicant states the following:

(i) There are practical or economic difficulties in carrying out the strict letter of the regulation;

The Property is located at the terminus of the Atrium Way paving. In addition, as shown on the attached survey, a metal guardrail is located 17.3 feet to the east of the paved terminus, athwart the unpaved public right-of-way. Accordingly, it is physically impossible for the Property to have the minimum required frontage of 48 feet on an approved public or private road.

(ii) The request is not based exclusively upon a desire to reduce the cost of developing the site or to circumvent the requirements of Chapter 654;

The cost of developing the site is increased by the need to seek this waiver, given the attendant engineering and legal fees incurred in connection therewith. There is no desire to circumvent the requirements of Chapter 654, Atrium Way simply ends in front of the Property.

(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;

The proposed development is consistent with the 2030 Comprehensive Plan; furthers the goals, objectives and policies of the 2030 Comprehensive Plan; and does not conflict with any portion of the City's land development regulations other than the 24.3 foot waiver request herein. Granting the waiver will have no impact on surrounding property values or area character, or interfere with the rights of others.

(iv) There is a valid and effective easement for adequate vehicular access connected to a public street which is maintained by the City; and

No easement will be necessary; as shown on the site plan, the Property has direct access to Atrium Way with sufficient space for a driveway.

(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;

It will not; see responses to criteria (i)-(iv). 5293792v1

ATT	ACHMENTS
The	following attachments must accompany each copy of the application.
<b>V</b>	Survey
1	Site Plan – two (2) copies on 8 ½ x 11 and two (2) copies on 11 x 17 or larger
<b>V</b>	Property Ownership Affidavit (Exhibit A)
	Agent Authorization if application is made by any person other than the property owner (Exhibit B)
1	Legal Description – may be written as either lot and block, or metes and bounds (Exhibit 1)
<b>/</b>	Proof of property ownership – may be print-out of property appraiser record card 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.
N/A	Proof of valid and effective easement for access to the property.

*Applications filed to correct existing zoning 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				

#### **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)	Applicant or Agent (if different than owner)
Print name: Demetree Taylor Partnership	Print name: Wyman Duggan
Signature:	Signature: MZ Unage
Owner(s)	*An agent authorization letter is required if the application is made by any person other than the 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, 2<sup>nd</sup> Floor Jacksonville, Florida 32202 (904) 255-8300

Page 5 of 5

### **Property Ownership Affidavit**

Date: November 11, 2022

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: 162879-1020 – 0 Tresca Road, Jacksonville, Florida 32225

To whom it may concern:

I hereby certify that DEMETREE-TAYLOR PARTNERSHIP, a Florida general partnership, is the Owner of the property described in the attached legal description, **Exhibit A** in connection with filing of an application for a waiver of road frontage to the City of Jacksonville Planning and Development Department. The Owner is a Florida general partnership and evidence illustrating that the signatory is an authorized representative of Owner is attached as **Exhibit B**.

**DEMETREE-TAYLOR** 

PARTNERSHIP, a Florida general

partnership

Jack C. Demetree, Jr., Authorized Signatory

STATE OF FLORIDA COUNTY OF DUVAL

The foregoing instrument was sworn to, subscribed and acknowledged before me by means of physical presence or online notarization this <u>\( \lambda\) \( \lambda\)</u> day of November, 2022, by Jack C. Demetree, Jr., Authorized Signatory for DEMETREE-TAYLOR PARTNERSHIP, a Florida general partnership, on behalf of said entity, who is personally known to me; or who has produced Florida Driver's License; or who has produced \_\_\_\_\_\_\_ as identification.

Notary Public

Cathy Jo Swift

Notary Public, State of Florida

My Commission Expires January 28, 2023

Commission No. GG 294028

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#### **Agent Authorization**

Date: November 11, 2022

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

Re: Agent Authorization for the following site location: 162879-1020 – 0 Tresca Road, Jacksonville, Florida 32225

To whom it may concern:

You are hereby advised that the undersigned is the owner of the property described in Exhibit A attached hereto. Said owner hereby authorizes and empowers Rogers Towers, P.A., to act as agent to file the application(s) for waiver of road frontage for the above-referenced property and in connection with such authorization to file such applications, papers, documents, requests and other matters necessary for such requested change. The owner is a Florida general partnership and evidence illustrating that the signatory is an authorized representative of Owner is attached as **Exhibit B**.

**DEMETREE-TAYLOR** 

PARTNERSHIP, a Florida general

partnership

Jack C. Demetree, Jr.

**Authorized Signatory** 

STATE OF FLORIDA COUNTY OF DUVAL

The foregoing instrument was sworn to, subscribed and acknowledged before me by means of physical presence or online notarization this // day of November, 2022, by Jack C. Demetree, Jr., Authorized Signatory for DEMETREE-TAYLOR PARTNERSHIP, a Florida general partnership, on behalf of said entity, who is personally known to me; or who has produced Florida Driver's License; or who has produced as identification.

Notary Public

Cathy Jo Swift

Notary Public, State of Florida

My Commission Expires January 28, 2023 Commission No. GG 294028

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# ACTION BY WRITTEN CONSENT OF THE PARTNERS OF DEMETREE-TAYLOR PARTNERSHIP

The undersigned, being all of the partners of DEMETREE-TAYLOR PARTNERSHIP, a Florida general partnership (the "Partnership"), acting by written consent pursuant to the Florida Revised Uniform Partnership Act and the Partnership Agreement of the Partnership, do hereby authorize, approve and consent to the following resolutions:

WHEREAS, the Partnership owns certain assets, including but not limited to that real property more particularly described on Exhibit A attached hereto (the "Property"); and

WHEREAS, the partners of the Partnership deem it to be in the best interests of the Partnership to enter into certain real estate transactions pursuant to which the Partnership will sell, convey and transfer the Property in furtherance of the complete liquidation of the Partnership (collectively, the "Transactions"); and

WHEREAS, the Partners deem it to be advisable and in the best interests of the Partnership to consent, authorize and ratify the Transactions.

**NOW THEREFORE**, the following resolutions are unanimously adopted:

**RESOLVED**, that the Partnership approves, ratifies, and affirms its intent to enter into the Transactions, as well as to take any action or steps in furtherance of the Transactions; and

**RESOLVED FURTHER**, that Jay C. Demetree, Jr., is hereby authorized and appointed, as agent of the Partnership (an "Authorized Person"), and is authorized and empowered to execute and deliver any agreements, documents or items in respect of the Transactions in the name and on behalf of the Partnership with such additions, deletions or changes therein as the Authorized Person executing the same shall approve; and

RESOLVED FURTHER, that Jay C. Demetree, Jr., is hereby authorized and appointed, as agent of the Partnership (an "Authorized Person"), and is authorized and empowered to execute and deliver any agreements, documents, or items in respect of the Transactions, (including but not limited any documents necessary to process any governmental approvals (federal, state or local, land use, zoning, regulatory or otherwise) needed for or in association with the Transactions), in the name and on behalf of the Partnership with such additions, deletions or changes therein as the Authorized Person executing the same shall approve;

**RESOLVED FURTHER**, that the Partnership be, and hereby is, authorized and empowered to perform all of its obligations and carry out any activities in respect of the Transactions; and

**RESOLVED FURTHER**, that, all acts and deeds of the partners of the Partnership heretofore performed on behalf of the Partnership in negotiating, entering into, executing, performing, carrying out, or otherwise pertaining to the arrangements and intentions authorized by these resolutions are hereby ratified, approved, confirmed and declared binding on the Partnership;

**RESOLVED FURTHER**, that this Action By Written Consent be filed with the Partnership records reflecting the action taken; and

**RESOLVED FURTHER**, that this Action by Written Consent may be executed in any number of counterparts, by facsimile, PDF or otherwise, with the same effect as if all of the partners had signed the same document, and all counterparts shall be construed together and shall constitute one written consent.

[THE REST OF THIS PAGE IS INTENTIONALLY LEFT BLANK; SIGNATURES APPEAR ON THE FOLLOWING PAGES] IN WITNESS WHEREOF, the undersigned partners of DEMETREE-TAYLOR PARTNERSHIP have executed this Action By Written Consent as of this 10th day of November, 2022.

**PARTNERS:** 

— DocuSigned by:

J. C. Demetree, Jr.

Jack C. Demetree, Jr., as Successor Co-Trustee of the Jack C. Demetree GST Non-Exempt Marital Trust

-DocuSigned by:

are a Hard

Cynthia Ann Hallsten, on behalf of, and as authorized representative of Robert Forest Taylor, Patricia Ann Taylor, and Barbara Ann Taylor

DEMETREE TAYLOR PARTNERSHIP PO BOX 47050

JACKSONVILLE, FL 32247-7050

**Primary Site Address** 0 TRESCA RD Jacksonville FL 32225

Official Record Book/Page 05798-00042

Tile # 8418

**O TRESCA RD** 

Property Detail		
RE#	162879-1020	
Tax District	GS	
Property Use	0000 Vacant Res < 20 Acres	
# of Buildings	0	
Legal Desc.	For full legal description see Land & Legal section below	
Subdivision	00000 SECTION LAND	
Total Area	92339	

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.

lue Description	2022 Certified	2023 In Progress
Value Method	CAMA	CAMA
Total Building Value	\$0.00	\$0.00
Extra Feature Value	\$0.00	\$0.00
Land Value (Market)	\$64,470.00	\$64,470.00
Land Value (Agric.)	\$0.00	\$0.00
Just (Market) Value	\$64,470.00	\$64,470.00
Assessed Value	\$60,439.00	\$64,470.00
Cap Diff/Portability Amt	\$4,031.00 / \$0.00	\$0.00 / \$0.00
Exemptions	\$0.00	See below
Taxable Value	\$60,439.00	See below

Taxable Values and Exemptions — In Progress III 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	Deed Instrument Type Code	Qualified/Unqualified	Vacant/Improved
05798-00042	2/24/1984	\$232,800.00	WD - Warranty Deed	Unqualified	Vacant
05798-00038	5/11/1984	\$100.00	WD - Warranty Deed	Unqualified	Vacant
05798-00038	5/11/1984	\$100.00	WD - Warranty Deed	Unqualified	Vacant
03997-00664	5/21/1975	\$100.00	WD - Warranty Deed	Unqualified	Improved

Extra Features No data found for this section

Land	&	Legal	- 1
Land			

LN	Code	Use Description	Zoning Assessment	Front	Depth	Category	Land Units	<u>Land</u> <u>Type</u>	Land Value
1	0101	RES MD 8-19 UNITS PER AC	RMD-D	0.00	0.00	Common	1.81	Acreage	\$63,350.00
2	9600	WASTE LAND	RMD-D	0.00	0.00	Common	0.32	Acreage	\$1,120.00

Legal

LN	Legal Description
1	18-2S-28E 2.13
2	PT GOVT LOTS 6,7,14,15 RECD O/R 3997-664,
3	O/R 5798-42 BEING PARCEL A
4	(EX PT RECD O/RS 5798-48, 5857- 1606,5869-1750,
5	10380-1755)

Buildings 🗓

No data found for this section

### 2022 Notice of Proposed Property Taxes Notice (TRIM Notice)

**Property Record Card (PRC)** 

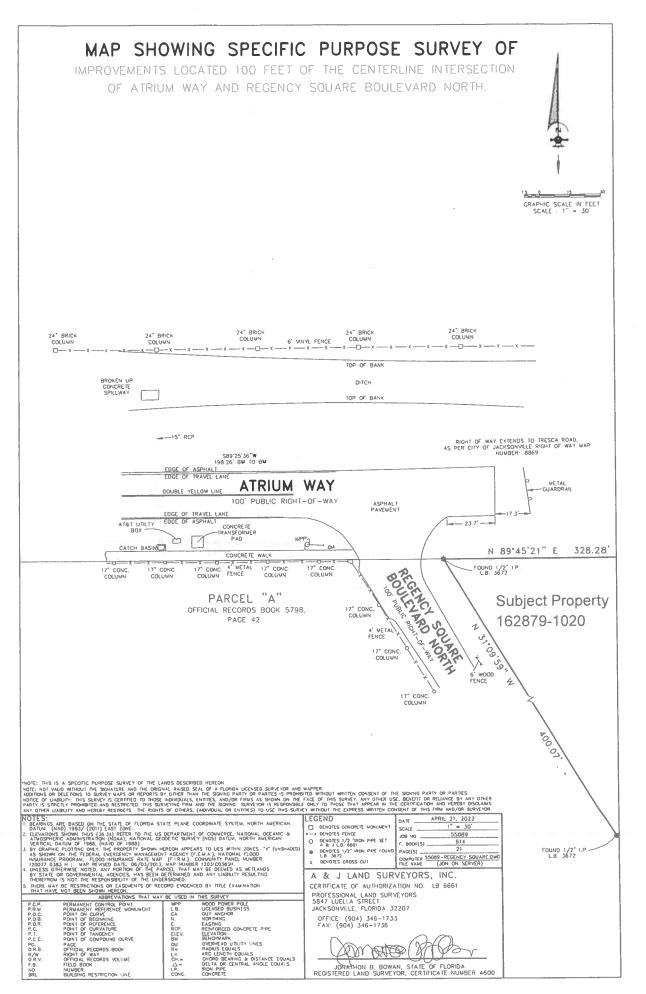
The PRC accessed below reflects property details and values at the time of Tax Roll Certification in October of the year listed.

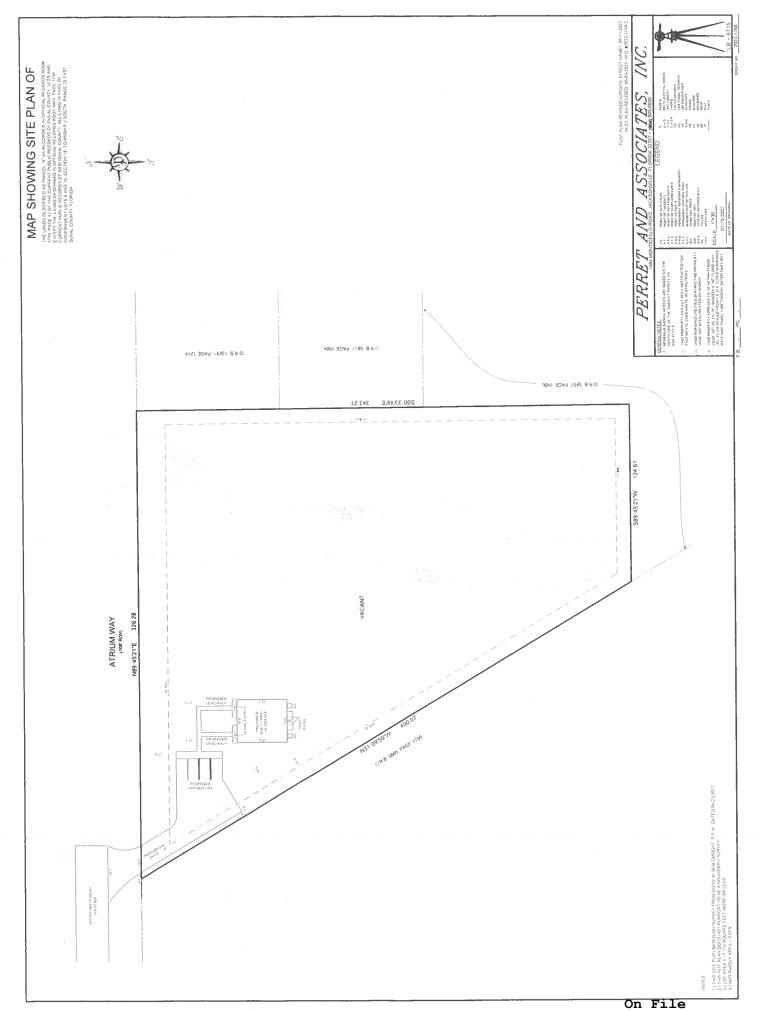
2022

• To obtain a historic Property Record Card (PRC) from the Property Appraiser's Office, submit your request here:

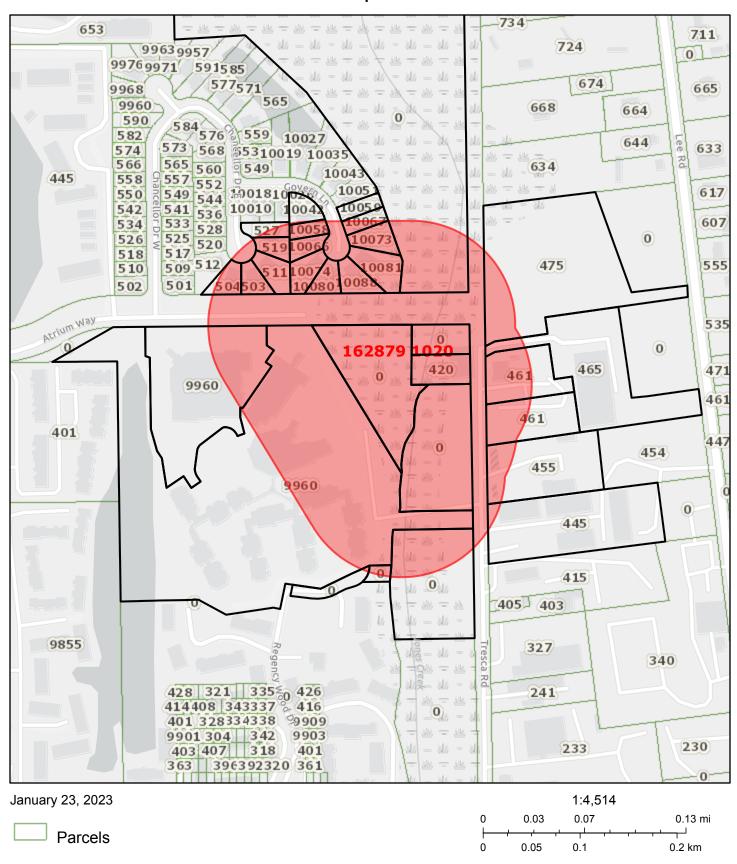
**More Information** 

ontact Us | Parcel Tax Record | GIS Map | Map this property on Google Maps | City Fees Record





## Land Development Review



Sources: Esri, HERE, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, and the GIS User Community

RE	LNAME	LNAME2	MAIL_ADDR1	MAIL_ADDR2	MAIL_ADDR3 MAIL_CITY	MAIL_CITY	MAIL_STATE MAIL_ZIP	MAIL_ZIP
162998 0150	461 TRESCA LLC		461 TRESCA RD			JACKSONVILLE	F	32225
162883 0695	AMH 2014 1 BORROWER LLC		ATTN PROPERTY TAX DEPARTMENT	23975 PARK SORRENTO STE 300		CALABASAS	CA	91302
162879 2100	ATRIUM CCRC REALTY LLC		199 COMMUNITY DR			GREAT NECK	N	11021
162988 0000	BAP JAX LLC		8134 MIDDLE FORK WAY			JACKSONVILLE	교	32256
162883 0740	BENJAMIN BRIAN G		503 CHANCELLOR DR E			JACKSONVILLE	근	32225-8192
162883 0685	COLLYMORE AILEEN A		10080 GOVERN LN			JACKSONVILLE	1	32225-8190
162986 0350	CRAIG W PATTERSON REVOCABLE TRUST		445 TRESCA RD SUITE 401			JACKSONVILLE	교	32225
162883 0660	CRAWFORD GLORIA		10059 GOVERN LN			JACKSONVILLE	급	32225-8115
162879 1020	DEMETREE TAYLOR PARTNERSHIP		PO BOX 47050			JACKSONVILLE	교	32247-7050
162883 0670	FKH SFR PROPCO J LP		1850 PARKWAY PL STE 900			MARIETTA	ВA	30067
162998 0200	FRATTLE STAIRS AND RAILS INC		465 TRESCA RD			JACKSONVILLE	근	32225
162883 0735	GARCIA SAMANTHA MARY		511 CHANCELLOR DR E			JACKSONVILLE	근	32225
162883 0690	GOVERN CABOT LLC		11391 MOTOR YACHT DR N			JACKSONVILLE	교	32225
162883 0680	HODGES FRANKLIN D ET AL		10088 GOVERN LN			JACKSONVILLE	교	32225
162883 0007	JACKSONVILLE ELECTRIC AUTHORITY		21 W CHURCH ST	CC-6 REAL ESTATE		JACKSONVILLE	교	32202
162883 0705	JARO MARLITA C & JEN MAX A		10042 GOVERN LN			JACKSONVILLE	교	32225-8190
162883 0745	MALDONADO SERGIO		504 CHANCELLOR DR E			JACKSONVILLE	교	32225-8182
162883 0730	MERRITT BRANDON		20613 13 DR SE			BOTHELL	WA	98012
162883 0041	PARHAM MICHAEL A		1692 WESTWIND DR			JACKSONVILLE BEACH	CH FL	32250
162879 1000	PHOENIX OFFICE CENTER INC		PO BOX 56272			JACKSONVILLE	FL	32241-6272
162883 0725	PROGRESS RESIDENTIAL BORROWER 19 LLC		P O BOX 4090			SCOTTSDALE	AZ	85261
162883 0700	SMITH JEMAINE O		10058 GOVERN LN			JACKSONVILLE	FL	32225
162883 0665	SMITH TANEDA L		10067 GOVERN LN			JACKSONVILLE	FL	32225
162883 0675	STRAIGHT TAYLOR MARIE		10081 GOVERN LN			JACKSONVILLE	근	32225
162883 0350	TRBP LLC		445 TRESCA RD SUITE 401			JACKSONVILLE	근	32225
162879 2400	TREDINICK SUE BEDSAUL TRUST ET AL		9250 BAYMEADOWS RD #400			JACKSONVILLE	FL	32256
162998 0025	WILLIAMS TRENT E		2644 JEWELL RD			JACKSONVILLE	FL	32216-5322
	GREATER ARLINGTON/B	TIM KELLEY	2184 HEALTH GREEN PL S			JACKSONVILLE	FL	32246
	COMMUNITIES OF EAST ARLINGTON	LAD HAWKINS	1924 W HOLLY LAKE RD			JACKSONVILLE	7	32225
	REGENCY WOOD CONDO ASSOCIATION	JUDITH COBBLE	JUDITH COBBLE 309 GREENCASTLE DR			JACKSONVILLE	FL	32225
	GREATER ARLINGTON CIVIC COUNCIL	LAD HAWKINS	PO BOX 8283			JACKSONVILLE	교	32239