REPORT OF THE PLANNING AND DEVELOPMENT DEPARTMENT

APPLICATION FOR SIGN WAIVER ORDINANCE 2023-0133/SW-23-1

MARCH 10, 2023

Location: 6140 San Jose Boulevard between Cadelle Drive and

Tiffin Lane

Real Estate Number: 100451 0010

Waiver Sought: Increase the number of signs from 1 to 2; Allow for

illumination; reduce minimum setback from 10 feet

to 5 feet

Current Zoning District: Commercial Residential Office (CRO)

Current Land Use Category: Residential Professional Institutional (RPI)

Planning District: 3-Southeast

Applicant/Agent: Walker Signs

3099 Apalachicola Boulevard

Suite 3

Middleburg, Florida 32068

Owner: San Jose Baptist Church

6140 San Jose Boulevard Jacksonville, Florida 32217

Staff Recommendation: APPROVE

GENERAL INFORMATION

Application for Sign Waiver Ordinance 2023-0133 (SW-23-1) seeks to increase the number of signs from 1 to 2; allow for illumination; and reduce minimum setback from 10 feet to 5 feet.

NOTICE TO OWNER / AGENT

Section 656.1310, Ordinance Code, sets forth procedures and criteria for evaluating waivers of the Part 13 sign regulations. Section 656.1310 of the Ordinance Code defines a sign as "a painting, structure or device which is placed, erected, or constructed or maintained on or in the ground, or on or outside of an enclosed building or other object or structure or affixed or painted on or inside an exterior window of a building for the purpose of displaying 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".

STANDARDS, CRITERIA AND FINDINGS

Pursuant to Section 656.1310(a)(i) through (x), Ordinance Code, provides that, with respect to action upon Applications for Sign Waivers, the Planning Commission shall grant a waiver only if substantial competent evidence exists to support a positive finding based on each of the following criteria as applicable:

- (i) 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?
 - Yes. The desired waivers will 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.
- (ii) 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?
 - No. The approved sign(s) will be comparable to the signs at Lakewood Presbyterian Church at 2001 University Boulevard West, and San Jose Church of Christ at 6233 San Jose Boulevard.
- (iii) 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?
 - No. The applicant seeks to update and improve the condition of the site via the installation of signage in a manner like that found in the surrounding area. The rights of others will not be negatively affected.
- (iv) 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?
 - No. The waiver is unlikely to 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.
- (v) 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?

The proposed waiver will not have a detrimental effect on vehicular or pedestrian traffic or parking conditions. The proposed waiver will not be detrimental to the public welfare in that the sign does not create or contribute to any visual obstructions and does not limit vehicular access to the site. The sign will be located at an entrance only access driveway for the site and meets intersection visibility requirements per section 656.1218 of the Zoning Code. It is internal to the subject site and allows for vehicles entering and passing by to see and be seen by other drivers.

- (vi) Does the subject property exhibit specific physical limitations or characteristics, which could be unique to the site and which would make imposition of the strict letter of the regulation unduly burdensome?
 - No, the subject property does not exhibit specific physical limitations that make the strict letter of the regulation burdensome.
- (vii) 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?
 - No. Staff finds no evidence that the request is based on a desire to reduce the costs associated with compliance.
- (viii) Is the request the result of 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 applicants acquiring the property, not being a direct result of the actions of the current owner?
 - No, the request is not the result of any cited violation.
- (ix) Does the request accomplish a compelling public interest, such as, for example, furthering the preservation of natural resources by saving a tree or trees?
 - Yes. The installation of this sign will improve the visibility of/for this site. A public benefit is that the use will be more identifiable with new monument signage.
- (x) Would strict compliance with the regulation create a substantial financial burden when considering the cost of compliance?
 - No. Strict compliance with the sign regulations would not create a substantial financial burden.

SUPPLEMENTARY INFORMATION

Upon visual inspection of the subject property on March 3th, 2023 by the Planning and Development Department, the Notice of Public Hearing signs were posted.

RECOMMENDATION

Based on the foregoing, it is the recommendation of the Planning and Development Department that Application Sign Waiver Ordinance 2023-0133 / SW-23-1 be APPROVED.



Source: Planning & Development Dept. 3/10/2023

View of approximate sign location



Source: Planning & Development Dept. 3/10/2023

View of subject property and location of sign looking north on San Jose Boulevard



Source: Planning & Development Dept. 3/10/2023

View of Lakewood United Methodist Church



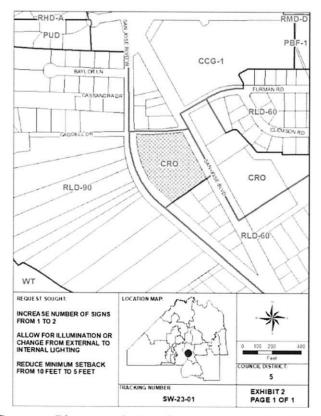
Source: Planning & Development Dept. 3/10/2023

Aerial Map of Property



Source: Planning & Development Dept. 3/10/2023

Legal Map



Source: Planning & Development Dept. 3/10/2023

Date Submitted:	11,2022
Date Filed:	

Application Number SW . 23	•	1	
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: CRO	Curre	ent Land Use	Category: RPI	
Council District: 5	Planr	ning District:	PD3	
Previous Zoning Applications Filed (provide application numbers):				
Applicable Section of Ordinance Code:				
U56.1335				
Notice of Violation(s):				
Neighborhood Associations:				
Overlay:				
LUZ Public Hearing Date:		City Council Public Hearing Date:		
Number of Signs to Post: 5	unt of Fee:	383.00	Zoning Asst. Initials:	2m
PROPERTY INFORMATION				
1. Complete Property Address:	2. Re	eal Estate Nu	mber:	
6140 San Jose Blvd, Jacksonvile, FL 32217 100451-0010				
3. Land Area (Acres):	4. Da	ate Lot was R	ecorded:	
3.38		6/18/54		
5. Property Located Between Streets:		6. Utility Services Provider:		
	City	Water / City	Sewer 🗸	
Caddell Dr & Tiffin Lane	Well	/Septic		

7. Waiver Sought:	
l <u> </u>	
Increase maximum height of sign from	to feet (maximum request 20% or 5 ft. in
height, whichever is less). *Note - Per Section 65	6.1310, no waiver shall be granted which would permit a
sign in excess of 40 feet in height in any zoning distr	ict.
Increase maximum size of sign froms	q. ft. to sq. ft. (maximum request 25% or
10 sq. ft., whichever is less)	
x Increase number of signs from 1 to	2 (not to exceed maximum square feet allowed)
X Allow for illumination or change from	external to internal lighting
Reduce minimum setback from 10' feet	to5' feet (less than 1 ft. may be granted
administratively)	
8. In whose name will the Waiver be granted?	A 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4
San Jose Baptist Church	
9. Is transferability requested? If approved, the waiver	is transferred with the property.
Yes X	
No	
OWNER'S INFORMATION (please attach separa	te sheet if more than one owner)
10. Name:	11. E-mail:
San Jose Baptist Church	marcus@sjbcjax.com
12. Address (including city, state, zip):	13. Preferred Telephone:
6140 San Jose Blvd, Jacksonvile, FL 32217	904-737-2141
APPLICANT'S INFORMATION (if different from	owner)
14. Name:	15. E-mail:
Walker Signs	brandon@walkersigns.net
16. Address (including city, state, zip):	17. Preferred Telephone:
3099 Apalachicola Blvd., Suite 3	904-885-6517
Middleburg, FL 32068	
	1

CRITERIA

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:

- 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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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 new internally illuminated sign proposed to replace the current externally illuminated sign will fit the character of the surrounding mix of commercial, institutional, and residential properties and will not negatively effect the aesthetic character of the area. The new sign will be comparable to the signs at Lakewood Presbyterian Church at 2001 University Blvd. W., and San Jose Church of Christ at 6233 San Jose Blvd. Additionally, the existing landscaping around the sign will remain and be maintained in its current state. This request is not a result of any current violation and is not based upon a desire to reduce costs.

ATTA () III ATTA (MA
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.
Photographs of sign structure showing nonconforming nature and physical impediments 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 sign structure into
compliance; and
- Any other information the applicant wished to have considered in connection to the waiver
request.

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

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.

I hereby certify that I have read and understand 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: Marsus Mrs b. 11 President	Print name: Walker Signs-Brandon Walker
Signature: Lours At Del	Signature: Brandon Walker
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, 2nd Floor Jacksonville, Florida 32202 (904) 255-8300

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Legal Description

January 3, 2022

ALL OF ORANGEVIEW LYING SOUTHWEST OF STATE ROAD NO. 13 AND THE PLATTED STREET ON THE SOUTH SIDE BETWEEN STATE ROAD NO. 13 AND SAN JOSE BOULEVARD, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 12, PAGE 56 OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA, TOGETHER WITH THAT PART OF LOT 1 AS SHOWN ON THE PLAT OF THE HOPPING PROPERTY RECORDED IN PLAT BOOK 4, PAGE 45, OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA, LYING WESTERLY OF STATE ROAD NO. 13 (A 100 FOOT RIGHT OF WAY AS NOW ESTABLISHED).

Property Ownership Affidavit - Corporation

Date: 9-6 2L	
City of Jacksonville	
Planning and Development Department	t
214 North Hogan Street, Suite 300,	
Jacksonville, Florida 32202	
Re: Property Owner Affidavit for the fo	ollowing site location in Jacksonville, Florida:
Address: 6140 San Jose Blvd, Jackson	vile, FL 32217 RE#(s): 100451-0010
To Whom it May Concern:	
1 Whareus Mc Gill	as <u>Fresident</u> of corporation, hereby certify that said
San Jose Baptist Church	corporation, hereby certify that said
corporation is the Owner of the propert	ty described in Exhibit 1 in connection with filing application(s)
	e Jacksonville Planning and Development Department.
(signature) Some	Latell .
(print name) Wares VM	اد دیر ۱۱
Please provide documentation illustrating that state through corporate resolution, power of attorney STATE OF FLORIDA COUNTY OF DUVAL	ignatory is an authorized representative of the comporation; this may be shown y, printout from sunbiz.org, etc.
Sworn to and subscribed and	acknowledged before me by means of very physical presence
	this 6 day of Scerember 2022, by
MARCUS MC GILL	as President of
	, a NON - PROFIT corporation, who is personally
	as identification and who
took an oath.	
and Done	
8	(Signature of NOTARY PUBLIC)
AMY L DOUGHERTY Notary Public - State of Florida Commission # GG 959269	AMY L Doubterry (Printed name of NOTARY PUBLIC) State of Florida at Large.
Bonded through National Notary Assn.	My commission expires: 3-10-2024

Agent Authorization - Corporation

Date: 9-6 22		
City of Jacksonville Planning and Development Departmen 214 North Hogan Street, Suite 300, Jacksonville, Florida 32202	nt	
	ing site location in Jacksonville, Florida: 32217 RE#(s): 100451-0010	
To Whom it May Concern:		
You are hereby advised that	us McGIII as President	of
San Jose Baptist Church	, a corporation organized under the laws of the s	tate of Florida
hereby authorizes and empowers Wa	Iker Signs to	act as agent to file
application(s) for Sign waiver	for t	the above referenced property
and in connection with such authorizat	ion to file such applications, papers, documents, re	equests and other matters
(signature) Mones wich		opment Department.
STATE OF FLORIDA COUNTY OF DUVAL		
Sworn to and subscribed and	d acknowledged before me by means of [$ oldsymbol{ u}$] ph	nysical presence or [_] online
notarization, this day of	SCATEMBER 2022 by MARCUS	McGIL as
PRESIDENT, of SE	n Jose Baptist Church , a Non-	PROFIT corporation,
who is personally known to me or v	vho has produced KNOWN	as identification and
who took an oath.		
AMY L DOUGHERTY	(Signature of NOTARY PUBLIC)	
Notary Public - State of Florida Commission # GG 959269 My Comm. Expires Mar 10, 2024 Bonded through National Notary Assn.	Amy L Doubterry (Printed name of NOTARY PUBLIC) State of Florida at Large. My commission expires: 3-10-2024	
	wiy commission expires: 3 70 2027	·····



Department of State / Division of Corporations / Search Becords / Search by Entity Name /

Detail by Entity Name

Florida Not For Profit Corporation SAN JOSE BAPTIST CHURCH, INC.

Filing Information

Document Number

704898

FEVEIN Number

59-6020435

Date Filed

12/10/1962

State

FL

Status

ACTIVE

Last Event

AMENDMENT AND NAME CHANGE

Event Date Filed

09/25/2017

Event Effective Date

NONE

Principal Address

6140 SAN JOSE BLVD

JACKSONVILLE, FL 32217-2335

Changed: 05/14/2008

Mailing Address

6140 SAN JOSE BLVD

JACKSONVILLE, FL 32217-2335

Changed: 05/14/2008

Registered Agent Name & Address

Smith, Midge

6140 SAN JOSE BLVD.

JACKSONVILLE, FL 32217

Name Changed: 03/19/2020

Address Changed: 04/06/2005

Officer/Director Detail

Name & Address

Title PD

McGill, Marcus

6140 SAN JOSE BLVD JACKSONVILLE, FL 32217-2335

Title SD

Smith, Midge 6140 SAN JOSE BLVD JACKSONVILLE, FL 32217-2335

Title T

DOUGHERTY, DAVID L. 6140 SAN JOSE BLVD JACKSONVILLE, FL 32217-2335

Annual Reports

Report Year	Filed Date
2020	03/19/2020
2021	02/01/2021
2022	02/02/2022

Document Images

92/92/2022 ANNUAL REPORT	View image in PDF format
02:91/2021 ANNUAL REPORT	View image in PDF format
03/19/x020 ANNUAL BEPORT	View image in PDF format
03/21/2019 ANNUAL REPORT	View image in PDF format
CE07/2018 - ANNUAL REPORT	View image in PDF format
09/25/2017 - Amendment and Name Change	View image in PDF format-
03/08/2017 ANNUAL REPORT	View image in PDF format
63/31/2016 - ANNUAL REPORT	View image in PDF format
02/25/2015 ANNUAL REPORT	View image in PDF format
92/28/2014 ANNUAL REPORT	View image in PDF format
QM22/2013 - ANNUAL REPORT	View image in PDF format
09/02/2012 ANNUAL REPORT	View image in PDF format
21:02:2011 - ANNUAL REPORT	View image in PDF format
02/31/2010 - AMNUAL REPORT	View image in PDF format
03:20/2009 - ANNUAL REPORT	View image in PDF format
95:14/2608 - ANNUAL REPORT	View image in PDF format
94/17/3097 ANNUAL REPORT	View image in PDF format
04/04/2006 - ANNUAL REPORT	View image in PDF format
04/05/2005 ANNUA! REPORT	View image in PDF format
04/28/2004 ANNUAL REPORT	View image in PDF format
04/28/2003 ANNUA: REPORT	View image in PDF format
06/02/2007 ANNUAL BEPOR!	View image in PDF format
05/14/2001 ANNUAL REPORT	View image in PDF format
05/01/2000 ANNUAL REPORT	View image in PDF format
05/10/1999 ANNUAL REPORT	View image in PDF format

2022 FLORIDA NOT FOR PROFIT CORPORATION ANNUAL REPORT

DOCUMENT# 704898

Entity Name: SAN JOSE BAPTIST CHURCH, INC.

Current Principal Place of Business:

6140 SAN JOSE BLVD

JACKSONVILLE, FL 32217-2335

Current Mailing Address:

6140 SAN JOSE BLVD JACKSONVILLE, FL 32217-2335 US

FEI Number: 59-6020435

Name and Address of Current Registered Agent:

SMITH, MIDGE

6140 SAN JOSE BLVD. JACKSONVILLE, FL 32217 US

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE: MIDGE SMITH

02/02/2022

Electronic Signature of Registered Agent

Date

FILED Feb 02, 2022

Secretary of State

2058318213CC

Officer/Director Detail:

Title

PD

MCGILL, MARCUS

Name **Address**

6140 SAN JOSE BLVD

City-State-Zip:

JACKSONVILLE FL 32217-2335

Title

SD

Name

SMITH, MIDGE

Address

6140 SAN JOSE BLVD

City-State-Zip:

JACKSONVILLE FL 32217-2335

Certificate of Status Desired: No.

Titte

T

Name **Address** DOUGHERTY, DAVID L.

6140 SAN JOSE BLVD

JACKSONVILLE FL 32217-2335 City-State-Zip:

I hereby certify that the information indicated on this report or supplemental report is true and accurate and that my electronic signature shall have the same legal affect as if made under oath, that I am an officer or director of the corporation or the receiver or inustee empowered to execute this report as required by Chapter 817, Floride Statutes; and that my name appears above, or on an attachment with all other like empowered.

SIGNATURE: MIDGE SMITH

SD

02/02/2022

Electronic Signature of Signing Officer/Director Detail

Date

