Date Submitted: /	
6/26/23	
Date Filed:	
7/17/23	Ē

Current Zoning District: RLD 100 A

Application Number:	2
Public Hearing:	

LDR

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 Land Use Category:

Council District: 2		Planning Distric	ii.
Previous Zoning Applications Filed	(provide application	on numbers):	none found
Applicable Section of Ordinance C	ode: 656.3	05+65	56.407
Notice of Violation(s): none	found		
Neighborhood Associations:	n Dairy Grow	p. The Ec	den Group Inc.
Overlay: note			
LUZ Public Hearing Date:	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	City Council Pu	blic Hearing Date:
Number of Signs to Post: /	Amount of Fee:	\$1245.	Zoning Asst. Initials:
1. Complete Property Address: 10702 Alta Drive		2. Real Estate 1 109086-	
10702 Alta Drive 3. Land Area (Acres):			-0000
5.31		Lot of Re	cord
5. Property Located Between Stree Masters Road and Port Indus		6. Utility Servic City Water / Cit Well / Septic	
7. Waiver Sought: Reduce Required Minimum Road	Frontage from	60 feet	35 for 2 lots tofeet.
8. In whose name will the Waiver	be granted? Joe	Holton	

Page 1 of 5

last update: 1/10/2017

OWNER'S INFORMATION (please attach se	eparate sheet if more than one owner)
9. Name:	10. E-mail:
Joe Holton, ET AL	See Agent info
11. Address (including city, state, zip):	12. Preferred Telephone:
10103 Ecton Lane, Jacksonville, Fl.	904-673-6336

APPLICANT'S INFORMATION (if different from	om owner)
13. Name: Mike Herzberg	14. E-mail: mherzberg@sleiman.com
15. Address (including city, state, zip): 12483 Aladdin Road, Jacksonville, Fl. 32223	16. Preferred Telephone: 904-673-6336

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;
- There is a valid and effective easement for adequate vehicular access connected to a public iv. street which is maintained by the City or approved private street;
- The proposed waiver will not be detrimental to the public health, safety or welfare, result in V. additional expense, the creation of nuisances or conflict with any other applicable law.

Page 2 of 5

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.

The property is over 5 acres in area but was developed with only 35 feet of frontage along Alta Drive. As the parcel is a lot of record, being created prior to the consolidation of the City of Jacksonville, the regulations for development were different at the time of recording of the parcel.

The request is not solely based upon a desire to reduce the costs assocaited with development of the proeprty. The current owner is seeking to permit two dwellings on the parcel, allowing for a home for another family member. While the Zoning Code would pemrit a Family Homestead Partition, that process does not permit conventional financing which mandates a single property for the purposes of a loan to build a home.

The proposed waiver would not have a negative effect upon property values in the area and would be undiscernable to the general public. The parcel immediately north of the subject property has two mobile homes on it currently. Similarly, the property to the south was rezoned to PUD in 2007 for an industrial development. Thus, there is no evidence to suggest that an additional dwelling would have a detrimental effect upon the rights of any adjoining owners.

A valid and effective easement is provided, connecting the new parcel to Alta Drive.

The request would not be detrimental to the public health, safety or welfare.

last update: 1/10/2017

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

*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		

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)	A 11
	Applicant or Agent (if different than owner)
Print name: Joesph Holton, Et Al	Print name: Mike Herzberg
Signature: See Exhibit A	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, 2nd Floor Jacksonville, Florida 32202 (904) 255-8300

Page 5 of 5

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: 1/10/2017

EXHIBIT A

Property Ownership Affidavit - Individual

Date: 6/6/23	
City of Jacksonville	
Planning and Development Departme	ent
214 North Hogan Street, Suite 300,	
Jacksonville, Florida 32202	
Re. Property Owner Affidavit for the Address: 10702 ALTA TOR	following site location in Jacksonville, Florida:RE#(s):RE#(s):
To Whom it May Concern:	
Exhibit 1 in connection with firsubmitted to the Jacksonville Plannin	hereby certify that I am the Owner of the property described in ling application(s) for Waiver of Road Frontage g and Development Department.
Print Name: Joseph J. 14	- 12~
STATE OF FLORIDA COUNTY OF DUVAL	
Sworn to and subscribed	and acknowledged before me this 6th day of
_JUNE 2023 by 1090	who is nersonally
known to me or who has produce	ed as identification and who
took an oath.	2011
	(Signature of NOTARY PUBLIC)
DAVID ADEEB Notary Public, State Of Florida	David Adeeb
Commission No. HH 161988 My Commission Expires: 8/5/2025	(Printed name of NOTARY PUBLIC)
	State of Florida at Large.
	My commission expires: 8/5/20.25

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EXHIBIT B

Agent Authorization - Individual City of Jacksonville Planning and Development Department 214 North Hogan Street, Suite 300, Jacksonville, Florida 32202 Re: Agent Authorization for the following site location in Jacksonville, Florida: Address: 10702 ALTA DRIVE RE#(s): 109086-0000 To Whom it May Concern: You are hereby advised that __, hereby certify that said undersigned is the Owner of the property described in Exhibit 1. Said owner hereby authorizes and empowers Mike Herrberg of agent to file application(s) for Warner of Road referenced property and in connection with such authorization to file such applications, papers, documents, requests and other matters necessary for such requested change as submitted to the Jacksonville Planning and Development Department. STATE OF FLORIDA COUNTY OF DUVAL Sworn to and subscribed and acknowledged before me this 6th day of June 2023

Joseph J. Holdon who is personally known to me or who has produced who is personally known to me or who has produced as identification and who took an oath.

Notary Public, State Of Florida Commission No. HH 161988 My Commission Expires: 8/5/2025

DAVID ADEEB

(Printed name of NOTARY PUBLIC)

State of Florida at Large.

My commission expires: 8/5/2025

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EXHIBIT A

Property Ownership Affidavit - Individual

Date: 08/11/2023	
City of Jacksonville	
Planning and Development Departme	nt
214 North Hogan Street, Suite 300,	
Jacksonville, Florida 32202	
	following site location in Jacksonville, Florida:
Address: 10702 Alta DR Jacksonville, FL	32226 RE#(s): 109086-0000
To Whom it May Concern:	
Donald Heath Williams	hereby certify that I am the Owner of the property described in
	ing application(s) for Waiver of Minimum Required Road Frontage
submitted to the Jacksonville Planning	g and Development Department.
By Sand Aux Web	프로 즐러움이다. 그래요 얼룩 들은 사람이 아이들은 어느 나는 그 이 이 이다.
Print Name: Donald Heath Williams	
STATE OF FLORIDA	
COUNTY OF DUVAL	
Sworn to and subscribed	d and acknowledged before me this 11th day of
August 2023 by Don	ald Heath Williams , who is personally
known to me or who has produce	ed as identification and who
took an oath.	MBedil
	(Signature of NOTARY PUBLIC)
YELENA BUDNIK	Yelena Budnik
Notary Public - State of Florida Commission # HH 080966 My Comm. Expires Jan 14, 2025	(Printed name of NOTARY PUBLIC)
Bonded through National Notary Assn.	State of Florida at Large
	State of Florida at Large. My commission expires: 01/14/2025

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EXHIBIT B

Agent Authorization - Individual

Date: 08/11/2023			
City of Jacksonville			
Planning and Development Departmen			
214 North Hogan Street, Suite 300,			
Jacksonville, Florida 32202			
Re: Agent Authorization for the follow	ing site location in Jacksonville, Flo	orida:	
Address: 10702 Alta DR Jacksonville, FL 3			
To Whom it May Concern:			
You are hereby advised that	Donald Heath Williams	as Owner	of
10702 Alta DR Jacksonville, FL 32226	hereby certify that said unders		
Exhibit 1. Said owner hereby authori		A contract of the second of th	to act as
agent to file application(s) for	Naiver of Minimum Road Frontage	Control of the Contro	_ for the above
By Sand Auto Willy.			
Print Name: Donald Heath Williams			
STATE OF FLORIDA			
COUNTY OF DUVAL			
Sworn to and subscribed a	nd acknowledged before me the	nis 11-th day of Au	qust 202,3
by Donald Heath L	Jilliams who is pers	sonally known to me or v	who has produced
as	identification and who took an	oath.	
	Mal		
YELENA BUDNIK Notary Public - State of Florida	(Signature of NOTARY PUBLI	C)	
	(Signature of NOTARY PUBLI	Budnik	
OF TO My Comm. Expires Jan 14, 2025	Yelena	Budnik	
Commission # HH 080966	(Signature of NOTARY PUBLI Velena (Printed name of NOTARY Publication of State of Florida at Large.	Budnik	

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Doc # 2023037478, OR BK 20592 Page 2324, Number Pages: 3, Recorded 02/26/2023 03:40 PM, JODY PHILLIPS CLERK CIRCUIT COURT DUVAL COUNTY RECORDING \$27.00 DEED DOC ST \$4637.50

PREPARED BY:

Employee of Sheffield & Boatright Title Services, LLC 6101 Gazebo Park Place N., Suite 103 Jacksonville, Florida 32257 File No. 2017-1638

P/S Consideration: \$662,500.00

Parcel ID No. 109086-0000

TRUSTEE'S DEED

THIS INDENTURE dated this 20th day of February, 2023, between REJEANNE HANKINS, TRUSTEE OF THE NORMA DAVIS TRUST DATED FEBRUARY 15, 2023, and REJEANNE HANKINS, individually, whose mailing address is: 2955 Captiva Bluff Road N., Jacksonville, Florida 32226, party of the first part, and JOSEPH HOLTON and VIKTORYA BUDNIK, husband and wife, and DONALD HEATH WILLIAMS and MARGARITA WILLIAMS, husband and wife, party of the second part, whose mailing address is: 10103 Ecton Lane, Jacksonville, Florida 32246.

WITNESSETH:

That the said party of the first part, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00), to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said party of the second part, its successors and assigns forever, the following described land situate, lying and being in the County of DUVAL, State of Florida, to wit:

PLEASE SEE EXHIBIT "A" ATTACHED HERETO AND THEREBY MADE A PART HEREOF.

Rejeanne Hankins, whose address is 2955 Captiva Bluff Road N., Jacksonville, Florida 32226, is the duly appointed Trustee under the terms and provisions of the Trust; and, said undersigned does hereby acknowledge and accept such appointment, as evidenced by The Norma Davis Trust dated February 15, 2023, and has the full power to sell, transfer, mortgage said real estate. Neither Trustee named herein, nor the spouse thereof or anyone for whose support they are responsible reside on or adjacent to the property herein described and is not therefore their homestead.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances belonging to or in anywise appertaining to that real property.

AND the party of the first part does covenant to and with the party of the second part, their heirs and assigns, that in all things preliminary to and in and about the sale and this conveyance the Laws of Florida have been followed and complied with in all respects.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered

in the presence of:

Print Name: /)

Print Name:

Rejeanne Hankins, Trustee of The Norma Davis

Trust dated February 15, 2023

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this 20 day of February, 2023, by Rejeanne Hankins, Trustee of The Norma Davis Trust dated February 15, 2023, and individually, and who is personally known to me or has produced her Driver's License as identification.

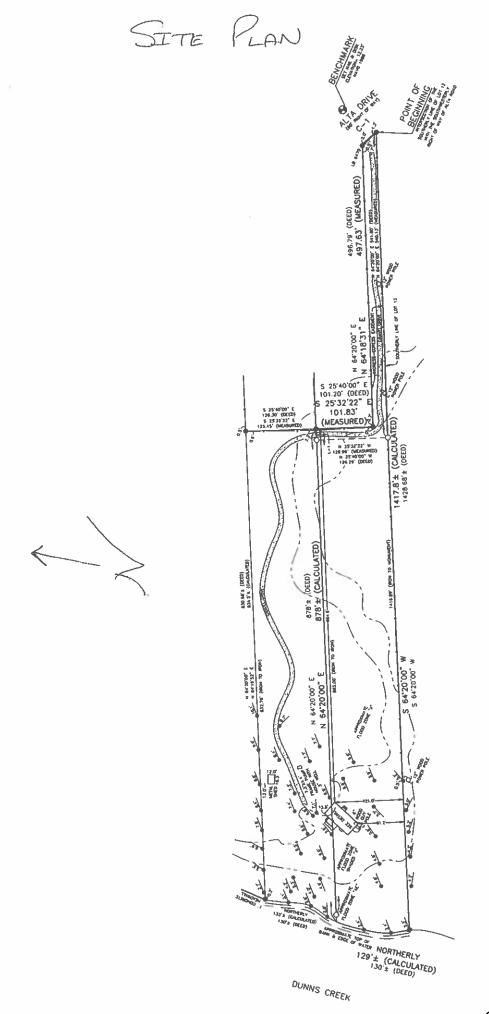


SCOTT R. BOATRIGHT Commission # HH 265955 Expires September 14, 2026 Notary Public

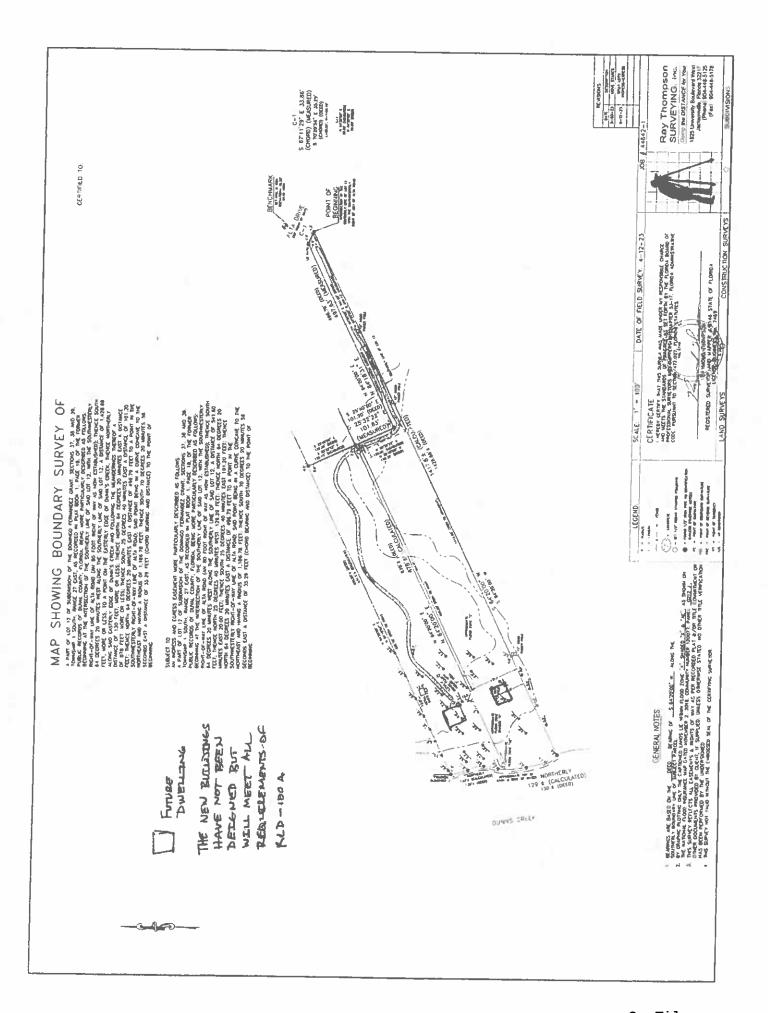
My Commission Expires:

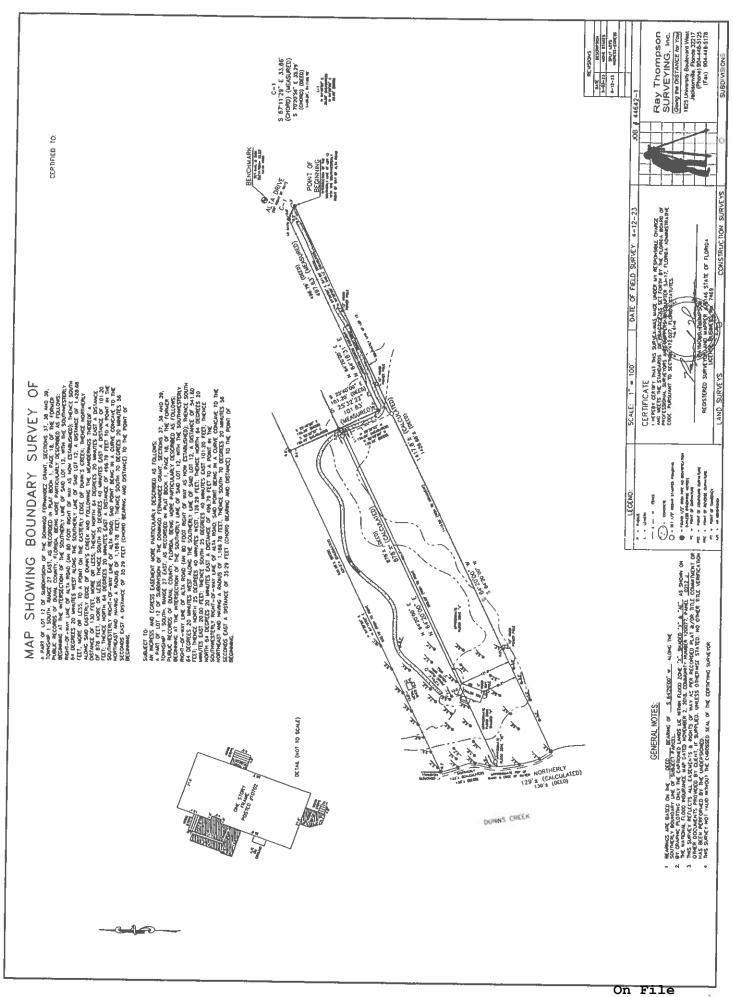
EXHIBIT "A" (Legal Description)

A PART OF LOT 12, OF A SUBDIVISION OF THE DOMINGO FERNANDEZ GRANT, SECTIONS 37, 38 AND 39, TOWNSHIP 1 SOUTH, RANGE 27 EAST, AS RECORDED IN PLAT BOOK 1, PAGE 18, OF THE FORMER PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTHERLY LINE OF SAID LOT 12, WITH THE SOUTHWESTERLY RIGHT OF WAY LINE OF ALTA ROAD (AN 80 FOOT RIGHT OF WAY AS NOW ESTABLISHED); THENCE SOUTH 64°20' WEST ALONG TH SOUTHERLY LINE OF SAID LOT 12, A DISTANCE OF 1,428.68 FEET, MORE OR LESS, TO THE POINT ON THE EASTERLY EDGE OF DUNN'S CREEK; THENCE NORTHERLY ALONG SAID EASTERLY EDGE OF DUNN'S CREEK AND FOLLOWING THE MEANDERINGS THEREOF A DISTANCE OF 264.0 FEET, MORE OR LESS, TO AN INTERSECTION WITH A LINE BEARING NORTH 64°20' EAST AND BEING A DISTANCE OF 252.5 FEET NORTHERLY WHEN MEASURED AT RIGHT ANGLES OF THE SAID SOUTHERLY LINE OF LOT 12; THENCE NORTH 64°20' EAST A DISTANCE OF 830.68 FEET, MORE OR LESS, TO A POINT; THENCE SOUTH 25°40' EAST A DISTANCE OF 227.5 FEET TO A POINT; THENCE NORTH 64°20' EAST A DISTANCE OF 496.79 FEET TO A POINT IN THE SOUTHWESTERLY RIGHT OF WAY LINE OF ALTA ROAD; SAID POINT BEING IN A CURVE CONCAVE TO THE NORTHEAST AND HAVING A RADIUS OF 1,186.78 FEET; THENCE SOUTH 70°20'56" EAST A DISTANCE OF 35.29 FEET (CHORD BEARING AND DISTANCE) TO THE POINT OF BEGINNING.

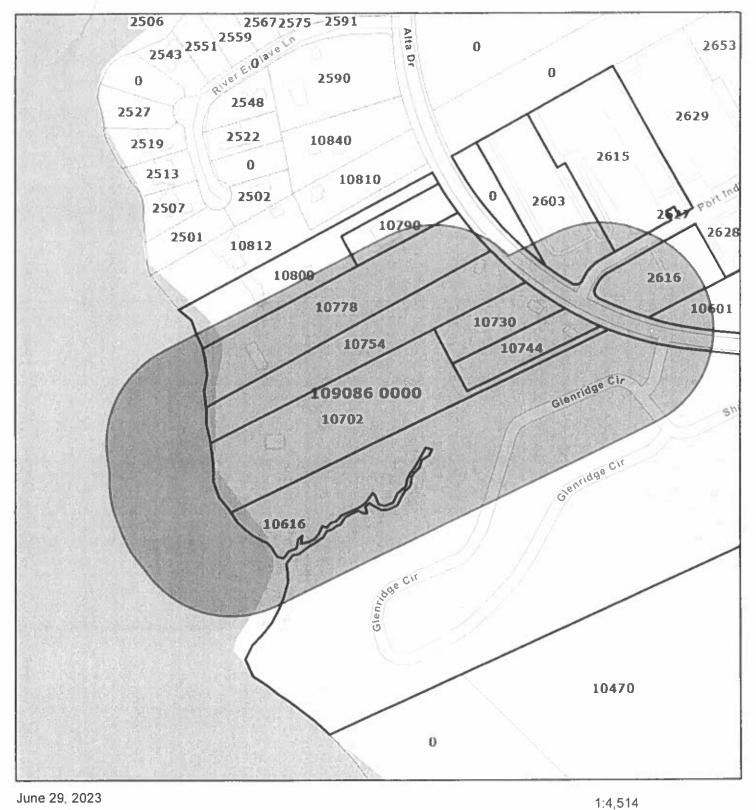


On File Page 13 of 17





10702 HIta Drive Land Development Review



Parcels

0 0.03 0.07 0.13 mi

0 0.05 0.1 0.2 km

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7	109093 0010	2 109093 0010 PERRY MIRIAM J LIFE ESTATE		10800 ALTA DR			JACKSONVILLE FL 32226-2310	FL 32226	-2310
m	109088 0000	3 109088 0000 RIVERA EDWIN D ET AL		10730 ALTA DR			JACKSONVILLE FL 32226-2308	FL 32226	-2308
4	109084 0000	4 109084 0000 P9 GCP ALTA DRIVE LLC		1801 5TH AVE N STE 300			BIRMINGHAM AL 35203	AL 35203	
S	109087 0000	5 109087 0000 HANKINS REJEANNE DAVIS ASHLEY		2955 N CAPTIVA BLUFF RD			JACKSONVILLE FL	FL 32226	
9	109093 0050	6 109093 0050 BATTLE FRANCES		10790 ALTA DR			JACKSONVILLE FL	FL 32226	
_	108703 0630	7 108703 0630 PORT JAX 400 LLC		5605 FLORIDA MINING BLVD S SUITE 210			JACKSONVILLE FL	FL 32257	
00	108703 0500	8 108703 0500 PORT JAX LAND LLC		5605 FLORIDA MINING BLVD SUITE 210			JACKSONVILLE FL	FL 32257	
٥	109084 0100	9 109084 0100 BEEMER & ASSOCIATES XLV LLC		7880 GATE PKWY SUITE 300			JACKSONVILLE FL	FL 32256	
2	108703 0535	10 108703 0535 PORT JAX 800 LLC		5605 FLORIDA MINING BLVD S SUITE 210			JACKSONVILLE FL	FL 32257	
Ξ	109089 0000	11 109089 0000 HASSELL CALVIN JR		10754 ALTA DR			JACKSONVILLE FL 32226-2308	FL 32226	5-2308
12	108703 0640	12 108703 0640 PORT JAX 500 LLC		5605 FLORIDA MINING BLVD 5 SUITE 210			JACKSONVILLE FL 32257	FL 3225;	
13	109096 0000	13 109096 0000 COGBURN RONNIE L		10778 ALTA DR			JACKSONVILLE FL 32226-2308	FL 32226	5-2308
14		NORTH	DR. DONALD GREEN	DR. DONALD GREEN 2940 CAPTIVA BLUFF RD S			JACKSONVILLE FL 32226	FL 3222t	
15		M & M DAIRY INC	TERESA L. MOORE	12275 HOLSTEIN DR			JACKSONVILLE FL 32226	FL 3222	
16		THE EDEN GROUP INC.	DICK BERRY						

XX Notice 84 Notice 1161 Free Dotal