Date Submitted:	1	1 -
		123
Date Filed:	,	
6/2	1/2	13
100	1	

Application Number: 5W-23-07	
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: CCO·/	Current Land U	se Category: COC	
Council District: 8	Planning Distric	t: 6	
Previous Zoning Applications Filed (provide applications found		03 (c)(3)(i) and (i)(2)	
Applicable Section of Ordinance Code: Reduce	min. Setback	k-from 200' + 100	*
Notice of Violation(s):			
Neighborhood Associations: The Edm GI Trout River JAX, Overlay:	P, Inc., Comm	nunity Assof. of	
Overlay:			
LUZ Public Hearing Date:	City Council Pul	olic Hearing Date:	CH SEC
Number of Signs to Post: 3 Amount of F	ee:# 1320.	Zoning Asst. Initials: OR	
PROPERTY INFORMATION		101 g	
1. Complete Property Address:	2. Real Estate N	lumber:	
1566 Dunn Ave, Jacksonville, Fl. 32218	044211-	0025	
3. Land Area (Acres):	4. Date Lot was	Recorded:	
1.74	N/A		
5. Property Located Between Streets:	6. Utility Service	es Provider:	
Dunn Avenue and Leonid Road	City Water / Cit	y Sewer 🔽	
	Well / Septic		

7. Waiver Sought:	
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	rict.
Increase maximum size of sign from	sq. ft. to sq. ft. (maximum request 25% or
10 sq. ft., whichever is less)	
Increase number of signs fromto	(not to exceed maximum square feet allowed)
Allow for illumination or change from	external to internal lighting
Reduce minimum setback from 200 feet AND REDUCE MENIMUM SETBACK administratively)	to 160 feet (less than 1 ft. may be granted from Property line from 10"+0 2".
8. In whose name will the Waiver be granted? Revocable Living Trust of William A. V	Vatson Jr.
9. Is transferability requested? If approved, the waive	
Yes	
No T	
hasad	The state of the s
OWNER'S INFORMATION (please attach separa	ate sheet if more than one owner)
10. Name:	11. E-mail:
Revocable Living Trust of William A. Watson, Jr.	See Agent Info
12. Address (including city, state, zip): 1566 Dunn Avenue, Jacksonville, Fl. 32218	13. Preferred Telephone: See Agent Info
APPLICANT'S INFORMATION (if different from	owner)
14. Name:	15. E-mail:
MichaelHerzberg	mherzberg@sleiman.com
16. Address (including city, state, zip): 12483 Aladdin Road, Jacksonville, Fl. 32223	17. Preferred Telephone: 904-673-6336

Page 2 of 6

214 N. Hogan Street, Suite 300 - Jacksonville, FL 32202 - Phone: 904-255-7800 - Fax 904-255-7884 - www.coj.net

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 1. 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
- 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?

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 subject property has been developed as a real estate office since the late 1970's for Watson Realty. Mr. Watson has continually operated his company on this property and has enjoyed the benefit of utilizing two signs to advertise his operation here. One sign was constructed in 2014, being 23 feet tall and 128 squar feet in area, existing along the Dunn Avenue frontage. The second is located along the Leonid Road frontage and helps to direct traffic along this roadway into the property. The property is unique as it actually has three road frontages, the two described above and another along its easterly boundary, directly connecting Dunn Avenue to Leonid Road, about 400 feet before the intersection of the same roads.

This second sign is essential to motorists on Leonid Road, as well as those coming westbound on Dunn Avenue, affording them to make the left turn at a traffic light, onto Leonid Road and easily access the property. Westbound traffic along Dunn Avenue, not using Leonid Road have to make a left turn through an open median cut, onto this third road frontage and through eastbound traffic.

While the Zoning Code recognizes situations where parcels with more than one road frontage need additional signage, it mandates a separation of 200 feet between any such signs. As one can see on the survey, the two existing signs are approximately 177 feet apart, clearly oriented toward different roadways and serving different purposes.

If the applicant were forced to move one of the signs in order to meet the strict letter of the regulation, the signs would not be in the proper location to provide the advance notice to the motorists along the given roadways. Additionally, the relocation of either of the two signs would require the removal of existing trees that act to soften the appearance of the property, which is beneficial to the traveling public as well as those living along Leonid Road.

The property owner is seeking the ability to reconstruct the existingn sign along Leonid Road, providing a fresh and more modern look, and cannot obtain the required building permit to do the work without this Waiver being approved.

While the current sign along Leonid Road is encroaching the required yard setback of 10 feet, the new sign would comply with this requirement, meeting the 10 foot setback along that roadway.

Considering the intent of the regulation, seeking to assure that signs for the same use are not located in close proximity to one another, this request is in keeping with that intent, especially given the size, shape and vegetative community existing on the property. The reduction seeks relief for only 23 feet, an amount that is almost not discernable to anyone but the surveryor who was engaged for this application. The parking field, three access driveways and mature tree cover negate the need to impose the strict letter of the regualtion.

ATT	ACHMENTS		
The	following attachments must accomp	pany each copy of the applic	cation.
1	Survey		
	Site Plan – two (2) copies on 8 ½ x	11 and two (2) copies on 11	x 17 or larger
V	Property Ownership Affidavit (Exh	ibit A)	
V	Agent Authorization if application	is made by any person othe	r than the property owner (Exhibit B)
V	Legal Description – may be writter	as either lot and block, or r	metes and bounds (Exhibit 1)
V	Proof of property ownership – ma	y be print-out of property ap	opraiser record card if individual
	owner, http://apps.coj.net/pao_pr	opertySearch/Basic/Search.	aspx, or print-out of entry from the
	Florida Department of State Division	n of Corporations if a corpo	rate owner,
	http://search.sunbiz.org/Inquiry/C	orporationSearch/ByName.	
	Photographs of sign structure show	wing nonconforming nature	and physical impediments to
	compliance.		
	If waiver is based on economic har	dship, applicant must subm	it the following:
	Two (2) estimates from licensed	contractors stating the cost	t of bringing the sign structure into
	compliance; and		
-	Any other information the appli	cant wished to have conside	ered in connection to the waiver
	request.		
	77-79-74-79-74-74-74-74-74-74-74-74-74-74-74-74-74-		
EN IN	NG FEES		
	plications filed to correct existing zo	ning violations are subject t	o a double fee.
Base	Fee	Public Notices	Advertisement
Resid	dential Districts: \$1.161.00	\$7.00 per Addressee	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.

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: Revocable Living Trust of William A. Watson	Print name: Michael Herzberg
Signature: See Exhibit attached	Signature:
Common(a)	*An agent authorization letter is required if the application is made by any person other than the
Owner(s) Print name:	property owner.
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:

last update: 1/12/2017

Planning and Development Department, Zoning Section 214 North Hogan Street, 2nd Floor Jacksonville, Florida 32202 (904) 255-8300

Page 6 of 6

	Tru	IST
Property	Ownership Affidavit - Corpo	ration
Date: 3/7/23		
City of Jacksonville		
Planning and Development Departme	nt	
214 North Hogan Street, Suite 300,		
Jacksonville, Florida 32202		
Re: Property Owner Affidavit for the Address: 151010 DUNN F		
To Whom it May Concern:		
William A. Watson Jr.		
Watsen Jr.	, as Iristee	of
REVOCABLE LIVING TRUS corporation is the Owner of the prope	T of When A Wassexcorpe	oration, hereby certify that said
corporation is the Owner of the prope	erty described in Exhibit 1 in con	nection with filing application(s)
fo Sign Walver submitted to 1	the Jacksonville Planning and De	velopment Department.
(signature) Mulion	m & Watnesd	
(Signature)	7/1	
(print name) Thustee	2	
WWhan	A WAYSON, TA	
Please provide documentation illustrating that		ive of the corporation; this may be shown
through corporate resolution, power of attorn	ley, printout from sundiz.org, etc.	
STATE OF FLORIDA		
COUNTY OF DUVAL		
or [] online notarization,	this SHL day of	y means of physical presence MARCH 2033, by OWNER, of
WATSON REALTY CORP. RL		
known to me or who has produce		as identification and who
took an oath.	EU	as identification and who
Lucade	(Signature of NOTARY PUB	
- Comment	(Signature of NOTARY PUB	LIC)
	Lucille M.	Johnson
LUCILLE M. JOHNSON	(Printed name of NOTARY	PUBLIC)
Commission # GG 922742 Expires February 13, 2024	State of Florida at Large.	
Bonded Thru Budget Notary Services	My commission expires:	

G:\JOINT\Applications\New Notary Block\Ownership Affidavit Form Corporation 10-2021.docx

Agent Authorization - Corporation

To Whom it May Concern: You are hereby advised that William Revocable Living Trast at the concerns and in connection with such authorization.	A. Watson, Jr., as Trust, a corporation organized under the laws Daiver on to file such applications, papers, documents submitted to the Jacksonville Planning and Matson.	of the state of Horida, to act as agent to file for the above referenced property ments, requests and other matters
TRUSTE	26	
STATE OF FLORIDA COUNTY OF DUVAL		
Sworn to and subscribed and	d acknowledged before me by means o	f [physical presence or [online
notarization, this 8th day of	March 20 23, by will	AM A WATSON, TR , as
WATEN REALTY CORD RET, OF	, a	corporation,
	ho has produced	
who took an oath.		
LUCILLE M. JOHNSON Commission # GG 922742 Expires February 13, 2024 Bonded Thru Budget Notary Services	(Signature of NOTARY PUBLIC) (Printed name of NOTARY PUBLIC) State of Florida at Large. My commission expires:	~ S c

G:\JOINT\Applications\New Notary Block\Agent Authorization Form Corporation 10-2021,docx

Doc # 2022100915, OR BK 20234 Page 1047, Number Pages: 4, Recorded 04/21/2022 09:00 AM, JODY PHILLIPS CLERK CIRCUIT COURT DUVAL COUNTY RECORDING \$35.50 DEED DOC ST \$0.70

1 - 41

FOR RECORDER

PREPARED BY AND RETURN TO:

Jonathan L. Hay, Esq.
1548 Lancaster Terrace

Jacksonville, Florida 32204

Consideration: \$

WARRANTY DEED

This Warranty Deed, executed this 21 day of ARI , 2022, is by WILLIAM A. WATSON, JR., a married man ("Grantor"), conveying non-homestead property to WILLIAM A. WATSON, JR., Trustee of the REVOCABLE LIVING TRUST OF WILLIAM A. WATSON, JR. dated October 3, 1979, whose address is 7821 Deercreek Club Road, Suite 200, Jacksonville, Florida 32256-3698 ("Grantee"). All references to Grantor and Grantee shall include their respective heirs, personal representatives, successors, and assigns.

WITNESSETH

Grantor, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, bargain, sell, convey, and confirm to Grantee all of the real property in Duval County, Florida, more particularly described on Exhibit A which is attached hereto and by this reference made a part hereof (the "Property"), together with all tenements, hereditaments, and appurtenances pertaining to the Property.

The legal description of the Property was provided to the preparer without the benefit of a survey or title search, and the preparer accepts no liability or responsibility whatsoever for any inaccuracies therein or relating thereto. The title to the Property has not been examined by the preparer, who renders no opinion thereon or relating thereto.

TO HAVE AND TO HOLD the same in fee simple forever.

Grantor does hereby covenant with Grantee that Grantor is lawfully seized of the Property in fee simple; that Grantor has good right and lawful authority to convey the Property; that Grantor does hereby fully warrant the title to the Property and will defend the same against the lawful claims of all persons whomsoever; and that said Property is free of all encumbrances except covenants, restrictions, and easements of record, if any, and ad valorem taxes levied or

NOTE TO CLERK AND REVENUE DEPARTMENT: THIS DEED CONVEYS REAL PROPERTY TO THE TRUSTEE OF A TRUST WHICH IS REVOCABLE BY GRANTOR AND IS NOT SUBJECT TO DOCUMENTARY STAMP TAX PURSUANT TO FLA. ADMIN. CODE RULE 12B-4.013(28)(a) and (i).

which may become a lien subsequent to December 31 of the calendar year next preceding the date hereof.

THIS DEED IS MADE PURSUANT TO FLORIDA STATUTES SECTION 689.073 AND GRANTS UNTO GRANTEE ALL OF THE POWERS SET FORTH THEREIN INCLUDING, BUT NOT LIMITED TO, THOSE POWERS SET FORTH ON EXHIBIT B ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

IN WITNESS WHEREOF, this Warranty Deed has been executed as of the date first above written.

Signed, sealed and delivered in the presence of:

Print Name. Shiply A Johnson

Print Name: Rookal Man Tand +

WILLIAM A. WATSON, JR.

7821 Deercreek Club Road, Suite 200 Jacksonville, Florida 32256-3698

STATE OF FLORIDA

COUNTY OF DVVAL

The foregoing instrument was acknowledged before me this *** H** day of *** Apric**, 2022, by means of physical presence by ** WILLIAM A.** WATSON, JR., *** who is personally known to me or **D** who produced as identification.

Signature of Notary Public

(Print, type, or stamp commissioned name and affix official seal)

01136335.DOCX

LUCILLE M. JOHNSON
Commission # GG 922742
Expires February 13, 2024
Bonded Thru Budget Notary Services

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EXHIBIT A

Parcel Identification Numbers: 044211-0030 and 044211-0020

A part of Lot 5 of a subdivision of the John Broward Grant, Section 49, Township 1 South, Range 26 East, Duval County, Florida and being more particularly described as follows:

For a point of reference commence at the inter- section of the Southwesterly right of way line of Dunn Avenue, a 100 ft. right of way as now established with the Northerly right of way line of Leonid Road, a 80 ft. right of way as now established; thence North 89 degrees 19 minutes 40 seconds West along the said Northerly right of way line of Leonid Road a distance of 361.95 feet to the point of beginning, from the point of beginning thus described continue North 89 degrees 19 minutes 40 seconds West along the said Northerly right of way line of Leonid Road a distance of 248.35 feet thence North 0 degrees 11 minutes 00 seconds West a distance of 319.83, thence South 89 degrees 01 minutes 00 seconds East a distance of 160.21 feet to a point in the said Southwesterly right of way line of Dunn Avenue, said right of way being in a curve, said curve being concave to the Northeast and having a radius of 1195.92 feet; thence Southeasterly along and around said curve an arc distance of 194.58 feet; said curve being subtended by a chord bearing and distance of South 45 degrees 31 minutes 20 seconds East 194.37 feet; thence South 15 degrees 04 minutes 40 seconds West a distance of 190.36 feet to the point of beginning. Lands thus described contain 1.856 acres more or less.

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EXHIBIT B

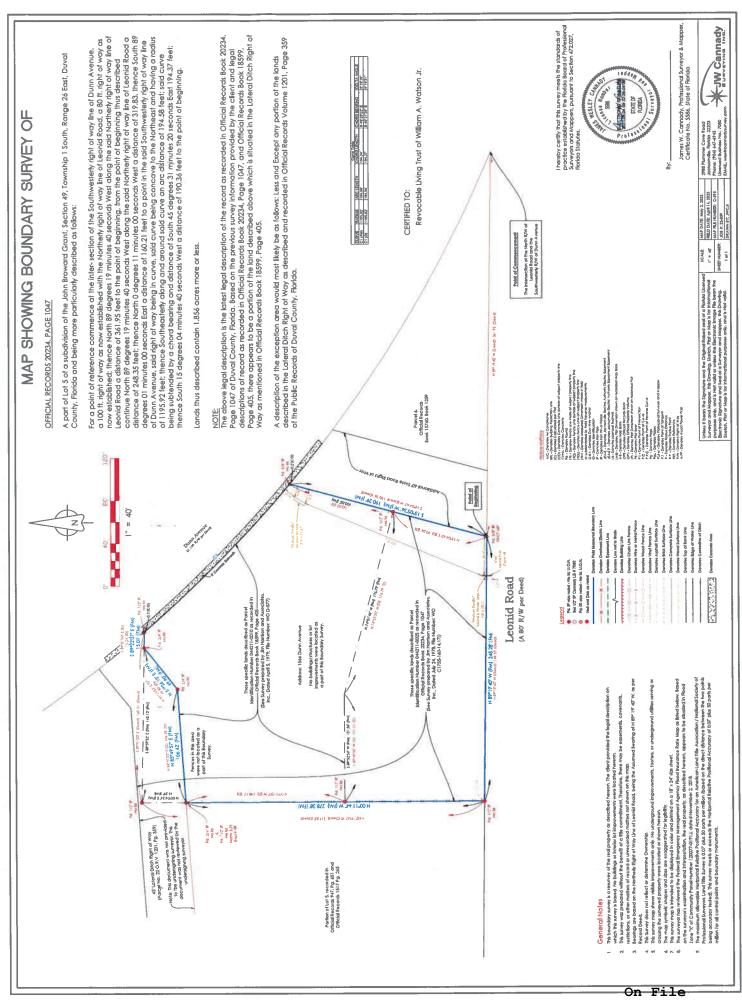
Whenever used in this Exhibit B, the term "Trust" shall mean the **REVOCABLE LIVING TRUST OF WILLIAM A. WATSON, JR.** dated October 3, 1979, which has an address of 7821 Deercreek Club Road, Suite 200, Jacksonville, Florida 32256-3698. Furthermore, whenever used on this Exhibit B, the terms "Grantee" and "Trustee" shall mean **WILLIAM A. WATSON, JR.**, Trustee of the Trust, or any successor trustee for the Trust at a later date.

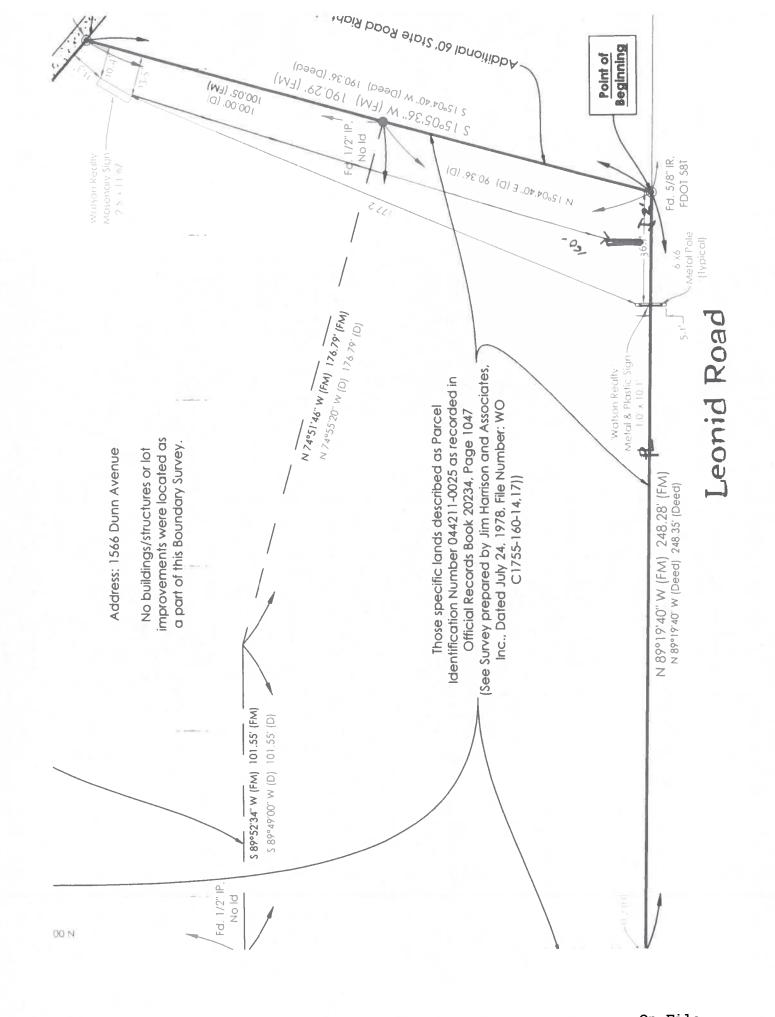
Full power and authority is hereby granted to Grantee to deal in and with the property or any interests therein or any part thereof, to protect, conserve, and to sell, lease, encumber, or otherwise manage and dispose of the property, it being intended that the Grantee shall have full rights of ownership over the property in accordance with Florida Statute 689.073.

In no case shall any party dealing with Grantee in relation to the property, or to whom the property or any part hereof shall be conveyed, contracted to be sold, leased, or mortgaged by Grantee, be obliged to see to the application of any purchase money, rent, or money borrowed or advanced on the property, or be obliged to see that the conditions and terms of the Trust have been complied with, or be obliged to inquire into the necessity or expediency of any act of the Grantee, or be obliged or privileged to inquire into any of the conditions or terms of the Trust. Every deed, trust deed, mortgage, lease, or other instrument executed by Grantee in relation to the property shall be conclusive evidence in favor of every person relying upon or claiming under any such conveyance, lease or other instrument that:

- a. At the time of the delivery thereof, the Trust was in full force and effect;
- b. Such conveyance or other instrument was executed in accordance with the Trust agreement, its conditions, terms, and limitations contained therein, and any amendments thereof and such is binding upon all Trust beneficiaries;
- c. Grantee named herein as Trustee was duly authorized and empowered to execute and deliver every such deed, trust deed, lease, mortgage, or other instrument; and
- d. If a conveyance was made to a successor or successors in Trust, that such successor or successors in Trust have been properly appointed and are fully vested with all the title, estate, rights, powers, authorities, duties, and obligations of its, his, or their predecessor in trust.

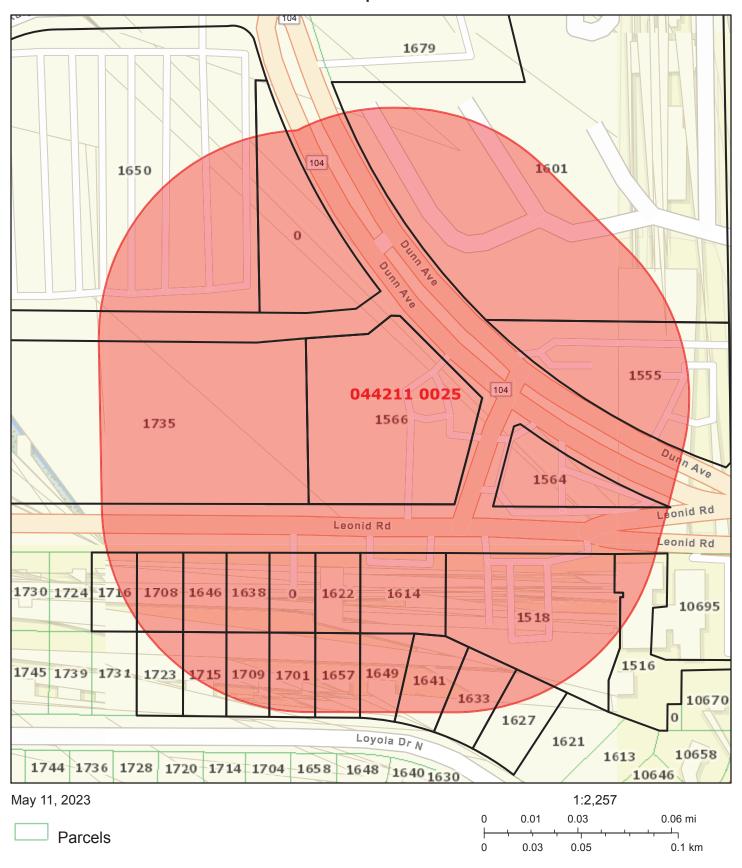
Notwithstanding anything herein or in any other instrument relating hereto to the contrary, Grantee named herein as Trustee received this instrument in the capacity as Trustee only, and it is agreed that no person will look to the Trustee individually or personally or to the Trustee's individual assets, but only to the Trust assets for any liability under any such instrument.





On File Page 14 of 16

Land Development Review



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

RE	LNAME	LNAME2	MAIL_ADDR1	MAIL_ADDR2	MAIL_CITY	MA	MAIL_MAIL_ZIP
042525 0000	CALHOUN WILLIAM E ESTATE		1657 LOYOLA DR N		JACKSONVILLE	귙	32218-5262
042526 0000	C C FLOWERS LANDSCAPING LLC		PO BOX 28254		JACKSONVILLE	귙	32206
042502 0030	042502 0030 DUNN AVE PLAZA LLC		10696 BISCAYNE BLVD		JACKSONVILLE	귙	32218
042511 0000	042511 0000 NGUYEN CUONG VAN & PHUONG KIM ET AL		10613 VILLANOVA RD		JACKSONVILLE	귙	32218-5198
044217 0000	ST MARTINS IN THE HIGHLANDS		C/O PROTESTANT EPISCOPAL CH	325 MARKET ST	JACKSONVILLE	교	32202-2732
042508 0000	HUNTER MARK		12230 HIGH PINE RD S		JACKSONVILLE	귙	32225
044206 0000	AMITENEJAH J TIAOBI		8345 CONCORD BLVD W		JACKSONVILLE	귙	32208
044212 0000	LEWIS MARIE R FAMILY TRUST ET AL		PO BOX 1854		ORANGE PARK	교	32067
042505 0000	CHATMAN MARY B		1614 LEONID RD		JACKSONVILLE	교	32218-7709
044187 0010	BEEMER & ASSOCIATES LTD		7880 GATE PKWY	SUITE 300	JACKSONVILLE	귙	32256
042524 0000	KING KNIGHTEN INVESTMENTS LLC		8806 LANCELEAF ST		PARKER	8	80134
042522 0000	TEAM3R LLC		13245 ATLANTIC BLVD #342		JACKSONVILLE	교	32225
042529 0000	STEARNS ROBERT L		1501 3RD ST		NEPTUNE BEACH	교	32266
042509 0000	TERRY DUANE		1646 LEONID RD		JACKSONVILLE	귙	32218
044211 0000	DUNN AVENUE REAL ESTATE LLC		401 E CITY AVE		BALA CYNWYD	ЬА	19004
042528 0000	MCKENZIE CAROL YVONNE		1633 LOYOLA DR N		JACKSONVILLE	귙	32218-5262
042527 0000	MORALES ENAIAS LEVY		1028 BECKNER AVE		JACKSONVILLE	귙	32218
042521 0000	BROTHERS FAMILY REVOCABLE LIVING TRUST		3700 GALT OCEAN DR UNIT 203		FT LAUDERDALE	귙	33308
042523 0000	WEEDER ROGER L		1912 CREEKSIDE CIR		JACKSONVILLE	교	32233
042507 0000	WARNOCK TRACY		1745 LOYOLA DR N		JACKSONVILLE	교	32218-5262
044213 0020	NORTHWOOD OWNER LLC		26711 NORTHWSTERN HWY SUITE 150		SOUTHFIELD	Ξ	48033
	NORTH CPAC	DR. DONALD GREEN	2940 CAPTIVA BLUFF RD S		JACKSONVILLE	교	32226
	TROUT RIVER JAX	GLENN WEISS	3404 TROUT RIVER BLVD		JACKSONVILLE	귙	32208
	COMMUNITY ASSN OF SANDY POINTE	GLORIA CASTOR	1364 SHEARWATER DR		JACKSONVILLE	교	32218