Date Subm	itted: / / /
	1/30/24
Date Filed:	21 -1211
	2/27/24

Application Number:	-13
Public Hearing:	

## **Application for Zoning Exception**

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 Offici	al Use Only			
Current Zoning District: PuD	Current Land Use Category: RP/			
Exception Sought: Retail sale and Service of all alcoholic bevi crages for on-premises dons u Council District:	Applicable Section of Ordinance Code: Sec. 656.313 (c)(1)			
The state of the s				
Previous Zoning Applications Filed (provide applicate $E - 0.8 - 71$ , $E - 0.9 - 60$ , $E$	-12-58. E-16-58			
Notice of Violation(s): none four	d			
Number of Signs to Post: 4 Amount of Fe	e:\$1327 Zoning Asst. Initials: CIR			
Neighborhood Associations: none	WIJAT - CIK			
Overlay: none				
PROPERTY INFORMATION				
1. Complete Property Address: 2. Real Estate Number:				
9726 Touchton Road #108, Jacksonville, FL 32246	146036 <del>-1910</del> 1920			
3. Land Area (Acres):	4. Date Lot was Recorded: 2010			
5. Property Located Between Streets:	6. Utility Services Provider:			
Touchton Road and Dear Lake Court	City Water / City Sewer			
Well / Septic				
7. Current Property Use: Restaurant				
8. Exception Sought:				
4COP SFS LICENSE TO OPERATIO	N WITH A RESTAURANT			
9. In whose name will the Exception be granted: HIEN NGUYEN GROUP LLC: (BDA) VAGA	BOND KOREAN STEAKHOUSE			
0200	1 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

OWNER'S INFORMATION (please attach separate sheet if more than one owner)			
10. Name:	11. E-mail:		
DOC-9726 Touchton Road MOB, LLC	jtt@docreit.com		
12. Address (including city, state, zip): c/o Physicians Realty Trust	13. Preferred Telephone:		
309 N Water Street, Suite 500 Milwaukee, W! 53202	214-549-6611		

APPLICANT'S INFORMATION (if different from owner)					
14. Name: 15. E-mail: lawrence Yancy Business Services lawrenceyancy@yahoo.com					
16. Address (including city, state, zip): 1309 St. Johns Bluff Road North, Building A Suite 2 Jacksonville, FL 32225	17. Preferred Telephone: 904-568-4317				

### CRITERIA

Section 656.101(i), Ordinance Code, defines an exception as "a use that would not be appropriate generally or without restriction throughout the zoning district but which, if controlled as to the number, area, location or relation to the neighborhood, could promote the public health, safety, welfare, morals, order, comfort, convenience, appearance, prosperity or general welfare."

Section 656.131(c), Ordinance Code, provides that, with respect to action upon Applications for Zoning Exceptions, the Planning Commission may grant the exception if it finds from a preponderance of the evidence of record presented at the public hearing that the proposed use meets, to the extent applicable, the following standards and criteria:

- (i) Will be consistent with the Comprehensive Plan, including any subsequent plan adopted by the Council pursuant thereto;
- (ii) Will be compatible with the existing contiguous uses or zoning and compatible with the general character of the area considering population, density, design, scale, and orientation of the structures to the area, property values and existing similar uses;
- (iii) Will not have an environmental impact inconsistent with the health, safety and welfare of the community:
- (iv) Will not have a detrimental effect on vehicular or pedestrian traffic or parking conditions, and will not result in the generation or creation of traffic inconsistent with health, safety and welfare of the community;
- (v) Will not have a detrimental effect on the future development of contiguous properties or the general area, according to the Comprehensive Plan, including any subsequent plan adopted by the Council pursuant thereto;
- (vi) Will not result in the creation of objectionable or excessive noise, lights, vibrations, fumes, odors, dust or physical activities taking into account existing uses or zoning in the vicinity;
- (vii) Will not overburden existing public services and facilities:
- (viii) Will be sufficiently accessible to permit entry onto the property by fire, police, rescue and

Page 2 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

other services; and
Will be consistent with the definition of an exception, the standards and criteria of the
zoning classification in which such use is proposed to be located and all other requirements
for such particular use set for elsewhere in the Zoning Code (Chapter 656, Ordinance Code)

or as otherwise adopted by the Planning Commission.

18. Given the above definition of an "exception" and the aforementioned criteria by which the request will be reviewed against, please describe the reason that the request 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 exception and to meet the criteria set forth may result in a denial.

THE EXCEPTION IS PRESENTED TO CITY COUNCIL AND LUD BOARD BY HEIN NGUYEN GOUP LLC: (DBA) VAGABOND KOREAN STEAKHOUSE. A RESTAURANT THAT IS LOCATION IN A PUD ZONING THAT REQUIRES A ZONING EXCEPTION TO HAVE 4COP SFS LICENSE WITH A RESTAURANT. THE RESTAURANT ALREADY HOLDS A 2COP. THE LOCATION OF THE RESTAURANT IS 9726 TOUCHTON

ROAD #108, JACKSONVILLE, FL 32246.

(ix)

214 N. Hogan Street, Suite 300 | Jacksonville, FL 32202 | Phone: 904.255.7800 Fax: 904.255.7884 www.coj.net

ATT	ATTACHMENTS						
The	The following attachments must accompany each copy of the application.						
	Survey						
V	Site Plan – two (2) copies on 8 ½ x 11 and two (2) copies on 11 x 17 or larger						
	Property Ownership Affidavit (Exhi	ibit A)					
1	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 m	netes and bounds (Exhibit 1)				
V	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, <a href="http://search.sunbiz.org/lnquiry/CorporationSearch/ByName">http://search.sunbiz.org/lnquiry/CorporationSearch/ByName</a> .						
	Letter from the Department of Children and Family Services (DCFS) – day care uses only						
	Advisory opinion letter from the Environmental Quality Division (EQD) – If required						
*Applications filed to correct existing zoning violations are subject to a double fee.							
Base	<u>Fee</u>	Public Notices	<u>Advertisement</u>				
Resid	Residential Districts: \$1,161.00 \$7.00 per Addressee Billed directly to owner/agent						
Non-	on-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 Planning Commission. 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)  Print name: DOC-9726 TOUCHTON ROAD MOD LLC  Signature:	Applicant or Agent (if different than owner)  Print name: LAWRENCE YANCY  Signature: January January
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

PLANNING AND DEVELOPMENT DEPARTMENT
214 N. Hogan Street, Suite 300 Jacksonville, FL 32202 Phone: 904.255.7800 Fax: 904.255.7884 www.coj.net

# **Property Ownership Affidavit – Limited Liability Company (LLC)**

Date: 1/4/2024	
City of Jacksonville Planning and Development Departmen 214 North Hogan Street, Suite 300, Jacksonville, Florida 32202	at
Re: Property Owner Affidavit for the for Address: <u>9726 Touchton Road #1</u> Jacksonville, FL 32246 To Whom it May Concern:	ollowing site location in Jacksonville, Florida:  08, RE#(s): 146036-1910
John T. Thomas as	President/Owner of DOC-9726 Touchton Road MOB, LLC
	under the laws of the state of <u>Wisconsin</u> , hereby certify
that said LLC is the Owner of the prope	rty described in Exhibit 1 in connection with filing application(s)
for 4COP SFS License subr	nitted to the Jacksonville Planning and Development
Department.	
(signature)	
(print name) John T. Thon	nas
shown through a printout from sunbiz.org	that signatory is an authorized representative of the LLC. This may be g showing that the person is either a "sole member" or a "managing ed through a resolution, power of attorney, etc.
STATE OF FLORIDA WISCONSIN	
Sworn to and subscribed and presence or [ ] online notarization,  John T. Thomas  Ox-9724 Truchtan Rame known to me or who has produced took an oath.	this day of 2022, by as president (where, of as identification and who
	(Signature of NOTARY PUBLIC)
NOTAP NOTAP WISCONSTITUTE OF WISCONSTITU	Shea Frevele (Printed name of NOTARY PUBLIC)  State of Elerida at Large. My commission expires: 01/25/2025

# Agent Authorization – Limited Liability Company (LLC)

	Date: 2/29/2024							
	City of Jacksonville							
	Planning and Development Departmen	nt						
	214 North Hogan Street, Suite 300,							
	Jacksonville, Florida 32202							
	Re: Agent Authorization for the follow Address: 9726 Touchton Road,				-1910			-
	To Whom It May Concern:							
	You are hereby advised thatJohn	T. Thomas		, asF	resident/O	wner		_ of
DO	OC-9726 Touchton Road MOD, L	LC hereby certify that the	John T	. Thoma	s	is	the Ov	vner
	of the property described in	n Exhibit 1. Said	owner	hereby	authorizes	and	empov	wers
	Lawrence Yancy				nt to file	applica	tion(s)	for
	Zoning Exception			9.55	nced propert			
	with such authorization to file such a	applications, papers, docum						
	requested change as submitted to the							
	111	sackson time i ramining and b	creiopinen	Сосрания				
	(signature)							
	//.							
	(print name) John T.	Thomas						
	STATE OF FEDERIDA WISCONSI							
	COUNTY OF DUVAL MILWALL							
	Sworn to and subscribed and a					[_] onlin	ie	
1	notarization, this 29 day of 6	bruary 2024 by	John	T. 11	nonals	, as	S	
TC	SIDENT OWNER OF DOC	-9726 Touchton	2000 T	MOBILE	corpo	oration, w	vho is	
	personally known to me or who has pro	oduced		_ as identi	fication and v	vho took	an oath	1.
	FREVELE	(Signature of NOTARY PUE	eull BLIC)	J				
	PUBLIS OF WILLIAM	Shea Fred (Printed name of NOTARY	PUBLIC)		_			
	PUBL STATE OF WISHING	State of Florida at Large. My commission expires:	01/25	1202	5			

309 N WATER ST STE 500 MILWAUKEE, WI 53202

# DOC 9726 TOUCHTON ROAD MOB LLC

### 9726 TOUCHTON RD

Property Detail	
RE#	146036-1910
Tax District	GS ·
Property Use	1692 Shopping Ctr/Nbhd
# of Buildings	1
Legal Desc.	For full legal description see Land & Legal section below
Subdivision	05100 DEERWOOD PARK NORTH RPT 1
Total Area	107469

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.

Primary Site Address Official Record Book/Page 9726 TOUCHTON RD 18749-01375

Value Summary

Value Description	2022 Certified	2023 In Progress
Value Method	Income	Income
Total Building Value	\$0.00	\$0.00
Extra Feature Value	\$0.00	\$0.00
Land Value (Market)	\$1,721,488.00	\$1,721,488.00
Land Value (Agric.)	\$0.00	\$0.00
Just (Market) Value	\$4,939,535.00	\$7,390,500.00
Assessed Value	\$4,939,535.00	\$5,684,941.00
Cap Diff/Portability Amt	\$0.00 / \$0.00	\$1,705,559.00 / \$0.00
Exemptions	\$0.00	See below
Taxable Value	\$4,939,535.00	See below

Tile #

7501

Taxable Values and Exemptions – In Progress

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

County/Municipal Taxable Value No applicable exemptions

SJRWMD/FIND Taxable Value No applicable exemptions

Jacksonville FL 32246

School Taxable Value No applicable exemptions

Sales History

Book/Page	Sale Date	Sale Price	Deed Instrument Type Code	Qualified/Unqualified	Vacant/Improved
18749-01375	4/4/2019	\$100.00	WD - Warranty Deed	Unqualified	Vacant

### Extra Features

LN	<u>Feature Code</u>	Feature Description	Bldg.	Length	Width	Total Units	Value
1	SWSC6	Sprinkler Wet System	1	0	0	15,002.00	\$20,590.00
2	PVAC1	Paving Asphalt	1	0	0	53,228.00	\$45,776.00
3	PVCC1	Paving Concrete	1	0	0	4,167.00	\$10,271.00
4	LPCC1	Light Pole Concrt	1	0	0	12.00	\$5,331.00
5	LITC1	Lighting Flotures	1	0	0	16.00	\$4,624.00
6	SWSC6	Sprinkler Wet System	1	0	0	10,763.00	\$25,605.00
7	PVCC1	Paving Concrete	1	0	0	2,644.00	\$17,044.00
8	CVPC2	Covered Patio	1	12	6	72.00	\$1,109.00
9	WMCC1	Wall Masonry/Concrt	1	0	0	480.00	\$3,434.00

# Land & Legal 🗀

Lang	1								
LN	Code	Use Description	Zoning Assessment	Front	Depth	Category	Land Units	Land Type	Land Value
1	1000	COMMERCIAL /	PUD	0.00	0.00	Common	107,593.00	Square Footage	\$1,721,488.00

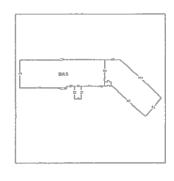
Lega	al .
LN	Legal Description
1	51-6 01-3S-27E 2.47
2	DEERWOOD PARK NORTH REPLAT NUMBER 1
3	RECD O/R 18749-1375
4	BEING PARCEL 2

Buildings 🛄 Building 1 Building 1 Site Address 9726 TOUCHTON RD Unit Jacksonville FL 32246

Building Type	1602 - SHOP CTR N8HD
Year Built	2010
Building Value	\$2,316,886.00

Type	Gross Area	<b>Heated Area</b>	<b>Effective Area</b>
Sase Area	15570	15570	15570
Addition	10008	10008	10008
Canopy	187	0	47
Canopy	576	0	144

Element	Code	Detail
Exterior Wall	20	20 Face Brick
Exterior Wall	16	16 Frame Stucco
Roof Struct	9	9 Rigid Fr/Bar J
Roofing Cover	4	4 Built Up/T&G
Interior Wall	5	5 Drywall
Int Flooring	5	5 Asphalt tile
Int Rooring	11	11 Cer Clay Tile
Heating Fuel	4	4 Electric
Heating Type	4	4 Forced-Ducted
Air Cond	4	4 Packaged Unit
Comm Htg & AC	1	1 Not Zoned





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

### **Detail by Entity Name**

Foreign Limited Liability Company
DOC-9726 TOUCHTON ROAD MOB, LLC

Filing Information

Document Number M18000006607

**FEI/EIN Number** 83-1251634

**Date Filed** 07/19/2018

State WI

Status ACTIVE

Last Event LC STMNT OF RA/RO CHG

Event Date Filed 10/06/2023

Event Effective Date NONE

**Principal Address** 

309 N WATER ST SUITE 700 MILWAUKEE, WI 53202

Mailing Address

309 N WATER ST SUITE 700 MILWAUKEE, WI 53202

Registered Agent Name & Address

SPI AGENT SOLUTIONS, INC.

1540 GLENWAY DR.

TALLAHASSEE, FL 32301

Name Changed: 10/06/2023

Address Changed: 10/06/2023

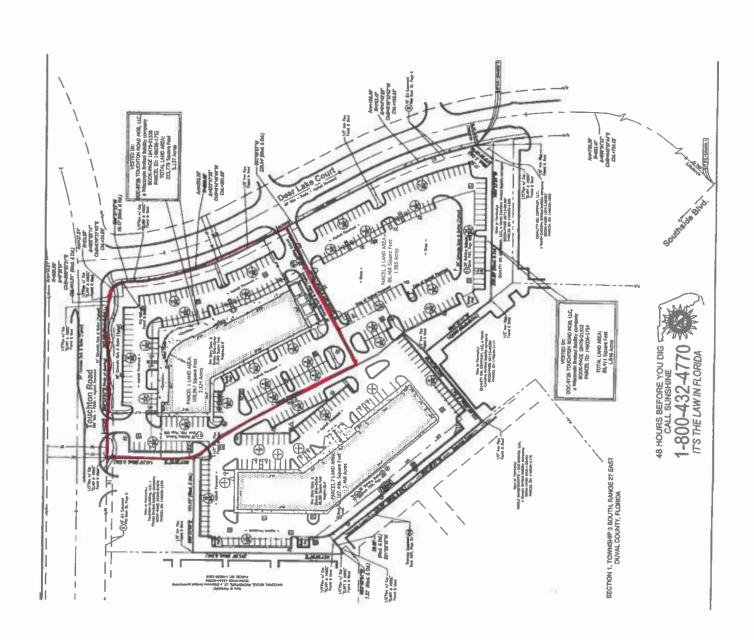
<u>Authorized Person(s) Detail</u>

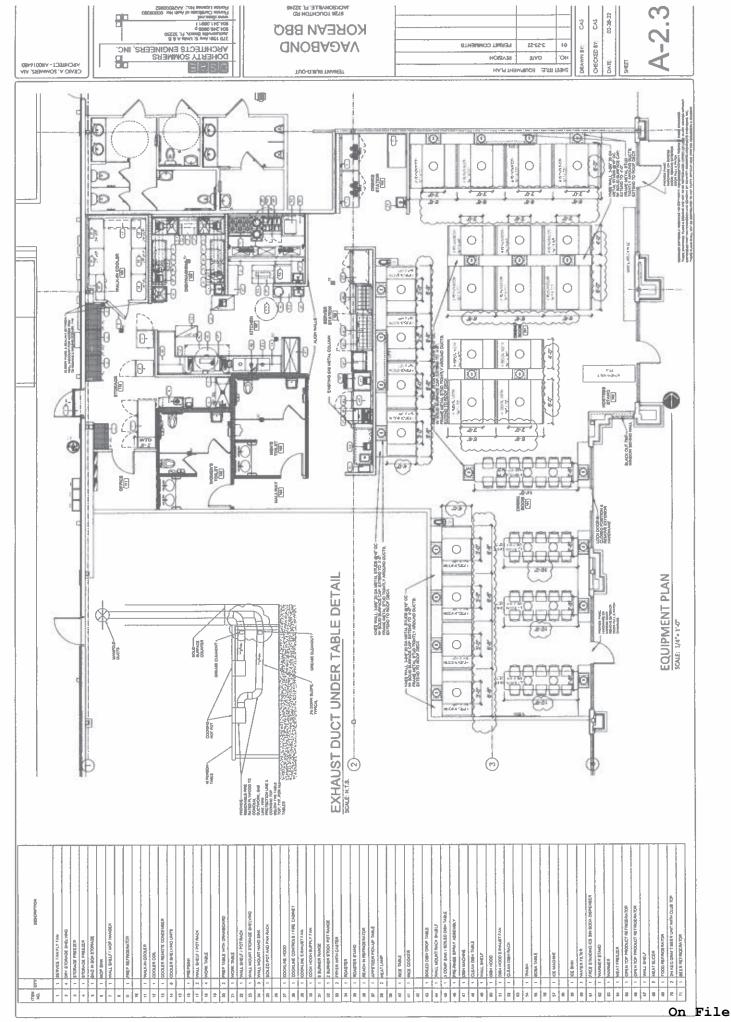
Name & Address

Title MGR

PHYSICIANS REALTY L.P. C/O JOHN T. THOMAS 309 N WATER ST SUITE 700 MILWAUKEE, FL 53202

**Annual Reports** 

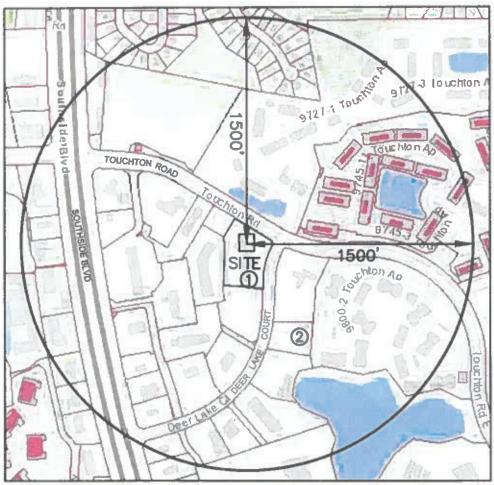




### MAP SHOWING SURVEY OF

PARCEL 1, DEERWOOD PARK NORTH REPLAT No. 1 AS RECORDED IN PLAT BOOK 51, PAGES 6, 6A THROUGH 6N, OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA AND BEING IN SECTION 1, TOWNSHIP 3 SOUTH, RANGE 27 EAST, OF SAID DUVAL COUNTY, FLORIDA.





VICINITY MAP SCALE: 1" = 500'

### NOTES:

 THIS IS A MAP ONLY.
 THE PURPOSE OF THIS MAP IS TO SHOW THE LOCATION OF ANY CHURCHES, SCHOOLS OR ADULT ENTERTAINMENT FACILITIES WITHIN 1500 FEET OF THE SUBJECT SITE, OF WHICH THERE ARE TWO (2).

SUBJECT SITE: 9726 TOUCHTON ROAD SUITE No. 108 JACKSONVILLE, FL 32246 R.E.#: 146036-1920

KID'S PARK-JAX 9726 TOUCHTON ROAD #111 JACKSONVILLE, FL 32246 - 230'±

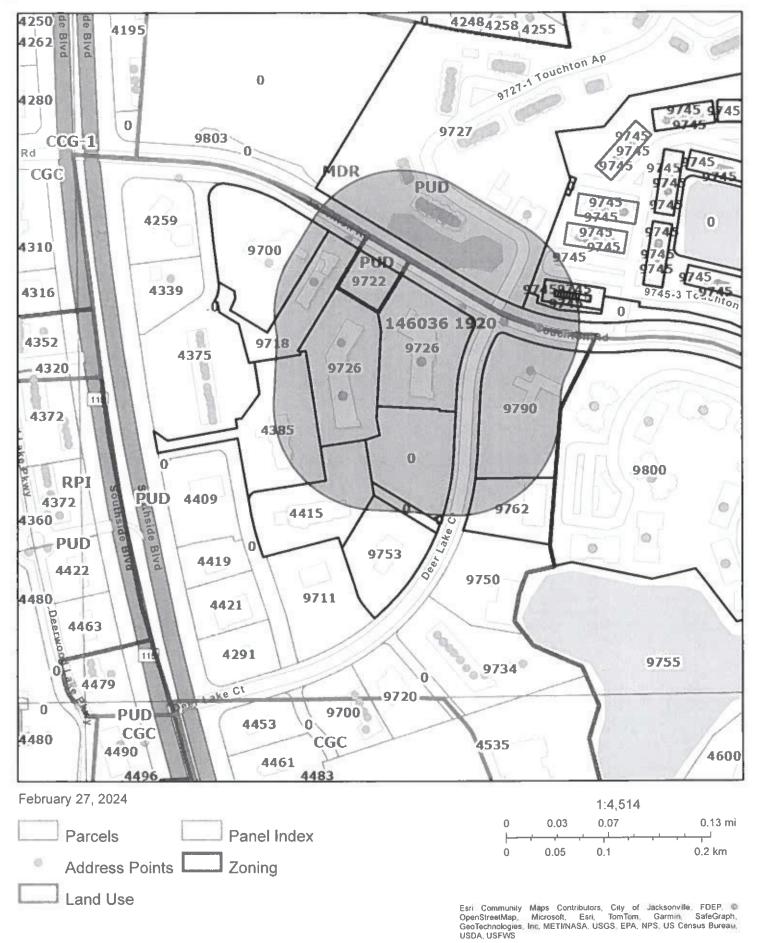
A BRIGHT BEGINNING CHILDCARE 9762 DEER LAKE COURT, JACKSONVILLE, FL 32246 - 600'± CERTIFIED TO:
HIEN NGUYEN GROUP THE ARCHIVE TO THE ARCHIVE THE ARCHIVET THE ARCHIVE "NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER."

DATE: NOVEMBER 7, 2023 SHEET 1 OF 1

FILE: 2023-1569 DRAWN BY: ADT SCALE: 1" = 500"

BOATWRIGHT SURVEYORS, INC. LAND 1500 ROBERTS DRIVE, JACKSONVILLE BEACH, FLORIDA 32250 (PH) 904-241-8550

# 4/26 Jouchton KD # 108 Land Development Review



×	8	Ų	٥	ш	ட	9	F	I	_
1 RE	LNAME	LNAME2	MAIL_ADDR1	MAIL_ADDR2	MAIL ADD	MAIL ADD MAIL CITY	Σ	MAIL MAIL_ZIP	ZIP
2 146036 1200	ALIVE CREDIT UNION		9790 TOUCHTON RD			JACKSONVILLE	근		32246-8227
3 146036 1850	NNN REIT LP		450 SOUTH ORANGE AVE STE 900			ORLANDO	료	32801	1
4 146036 5312	SUMMERLAND GLOBAL LLC		12764 AVALON COVE DR S			JACKSONVILLE	교	32224	4
5 146036 2950	PRINCIPAL ONE COMMUNITY DEVELOPMENT DISTRICT		C/O SPECIAL DISTRICT SERVICES INC 2501A BURNS RD	2501A BURNS RD		PALM BEACH GARDENS	IS FL	33410	0
6 146036 1775	GT SHS JACKSONVILLE LP		4925 GREENVILLE AVE STE 1060			DALLAS	ĭ	75206	9
7 146036 1870	TOUCHTON BUILDING LLC		8131 BAYMEADOWS CIR W STE 102			JACKSONVILLE	ದ	32256	9
8 146036 2400	DRAKE AT DEERWOOD LP		4890 W KENNEDY BLVD STE 900			TAMPA	료	33609	6
9 146036 1500	PROPERTY RESERVE INC		C/O TAX DIVISION	P O BOX 511196		SALT LAKE CITY	5		84151-1196
10 146036 5314	TARTE STEPHEN RAY		9745 TOUCHTON RD UNIT 2722			JACKSONVILLE	료	32246	9
11 146036 1175	MILESTONE BEGINNINGS LLC		180 PHILIPS HILL RD UNIT 1A			NEW CITY	۲×	10956	9
12 146036 5304	LANDIS LEONIDAS G		9745 TOUCHTON RD UNIT 2701			JACKSONVILLE	교	32246	9
13 146036 1760	FIRST FEDERAL BANK		4705 US HWY 90 W			LAKE CITY	료	32056	9
14 146036 1805	QUALITY OIL COMPANY LLC		1540 SILAS CREEK PKWY			WINSTON SALEM	NC		27127-3705
15 146036 5308	SEPNIO ANSELMO M LIFE ESTATE		9745 TOUCHTON RD 2703			JACKSONVILLE	교	32246	9
16 146036 5302	DEERWOOD DEVELOPMENT LLC		1728 CORAL WAY STE 500 B			MIAMI	교	33145	5
17 146036 5316	BRUNOT VILAIRE K		102 FOREST EDGE DR			SAINT JOHNS	료	32259	9
18 146036 1790	ACADIAN ENTERPRISES INC		1175 OAK HAMMOCK TRAIL			JACKSONVILLE	료	32256	9
19 146036 1777	QUALITY OIL COMPANY LLC		1540 SILAS CREEK PKWY			WINSTON SALEM	NC		27127-3705
20 146036 5318	FRAGIORGI PHYLLIS IRREVOCABLE TRUST		1705 SALISBURY PARK OR			EAST MEADOW	×	11554	4
21 146036 5306	VARELA ERIC E		9745 TOUCHTON RD #2702			JACKSONVILLE	료	32246	9
22 146036 2900	IL VILLAGIO COMMUNITY ASSOCIATION INC		9745 TOUCHTON RD			JACKSONVILLE	료	32246	9
23 146036 5310	PATRUNO CATALDO		9745 TOUCHTON RD 2704			JACKSONVILLE	료	32246	9
24	SOUTHEAST	JOANNE PARKER GRIFFIN	4222 LALOSA DR			JACKSONVILLE	교	32217	7

154 Notre 154 Notre 154 Notre