

2015-V-049

Project Name: n/a

**Applicant and/or
Property Owner:** Patrick Maxim

Representative: n/a

Request: Variance to reduce the rear setback
from 50 feet to 5 feet to accommodate
an accessory structure

(LDC 2.10.02.A & 2.10.05.B.3)

Zoning District: PBD (Planned Business District)

Variance 2015-V-049

General Information:

Applicant: Patrick Maxin

Representative: n/a

Project Location: 6438 Outrigger Cove, Gulf Breeze

Parcel Number: 28-2S-27-2313-00B00-0120

Request: Variance to reduce the rear setback from 50 feet to 5 feet to accommodate an accessory structure

Current Conditions: Single Family Residence

Land Development Code Criteria:

2.10.00 MODIFICATIONS AND ADJUSTMENTS OF DISTRICT REGULATIONS:

2.10.02 Front Yard Modifications

A. Lots With Double Frontage - The front yard regulations shall apply to both streets on through lots or double frontage lots.

2.10.05 Accessory Buildings and Structures

B. Encroachment of Yards in lots located in Recorded Subdivisions or lots less than one (1) acre in size - Accessory buildings or structures on lots in recorded subdivisions in residentially zoned districts or less than one (1) acre in size may be located within all yards and must observe the following conditions:

3. Whenever a lot line is also a street line, the required yard for accessory buildings shall be the same for main buildings (refer to Sections 2.10.00, 6.05.00, 6.08.00 and 12.01.02.A)

2.04.00 SPECIAL EXCEPTIONS, VARIANCES AND CONDITIONAL USES:

The BOA shall have the following duties and powers:

B. No variances shall be authorized under this provision unless the Board finds that all of the following conditions exist:

1. The special circumstances or conditions applying to the building or land in question are peculiar to such property and do not apply generally to other land or buildings in the vicinity.

Is this criterion met? No

Staff Analysis: Staff has determined that there are no special circumstances regarding the land or building in question, and that this parcel does not possess unique qualities with respect to size or exceptional shallowness that are peculiar to such property and not to other lots within the area.

The applicant is seeking relief from the section of the Ordinance which regulates the placement of an accessory structure on residential lots. The accessory structure is proposed to be constructed 5 feet from the rear property line. The rear property line is also the right of way line for Gulf Breeze Pkwy., which necessitate's a rear setback of 50 feet.

It should be noted that the single family residence was constructed 30 feet from the rear property line and that the rear setbacks shown on the Lighthouse Pointe Unit 2 plat show a 25 foot rear setback. The right of way width on U.S. Hwy. 98 is 160 feet at that point and with the current design standards for a six lane highway it is not anticipated that more right of way would be necessary should U.S. Hwy. 98 be expanded to six lanes.

2. The variance is necessary for the preservation and enjoyment of a substantial property right and not merely to serve as a convenience to the applicant.

Is this criterion met? No

Staff Analysis: This Variance request is not necessary for the preservation and enjoyment of a substantial property right and is merely a convenience to the property owner.

3. The authorization of the variance will not impair an adequate supply of light and air to adjacent property or unreasonably increase the congestion in public streets, the danger of fire, imperil the public safety, unreasonably diminish or impair established property values within the surrounding area or in any other respect impair the health, safety, comfort, morals or general welfare of the inhabitants of Santa Rosa County.

Is this criterion met? Yes

Staff Analysis: It is not anticipated that the authorization of this Variance will impair an adequate supply of light and air to adjacent property, increase congestion to public streets, or impair the public safety.

It is not expected to unreasonably diminish or impair established property values within the surrounding area.

4. The variance will not impair the intent of the zoning ordinance or zoning district map.

Is this criterion met? No

Staff Analysis: If authorized, a Variance without special circumstances would impair the intent of the zoning ordinance.

5. To permit the reduction of parking or loading requirements whenever the character or use of a building is such as to render unnecessary the full provision of parking or loading facilities as specified herein or whenever the strict enforcement of such provision would impose an unreasonable hardship as contrasted with merely granting an advantage or convenience.

Is this criterion met? N/A

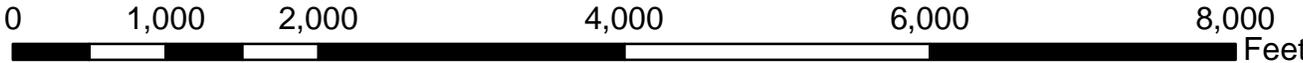
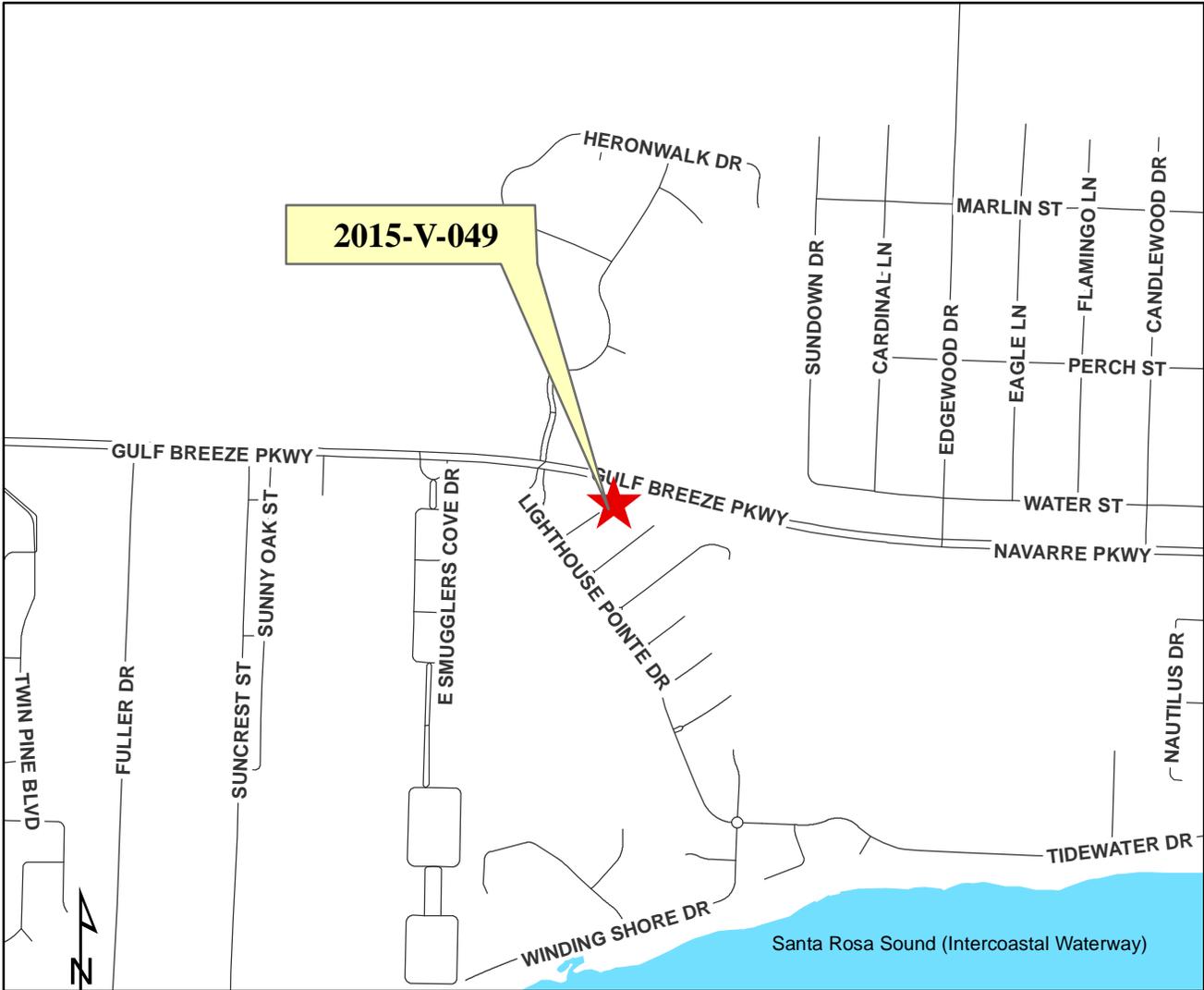
Staff Analysis: The proposed request does not apply to the reduction of parking or loading requirements nor does it apply to the access management standards which would affect the safety or operation of the roadway.

If the Variance is approved, are there any potential building code issues?

If approved the applicant would have to obtain the appropriate building permits.

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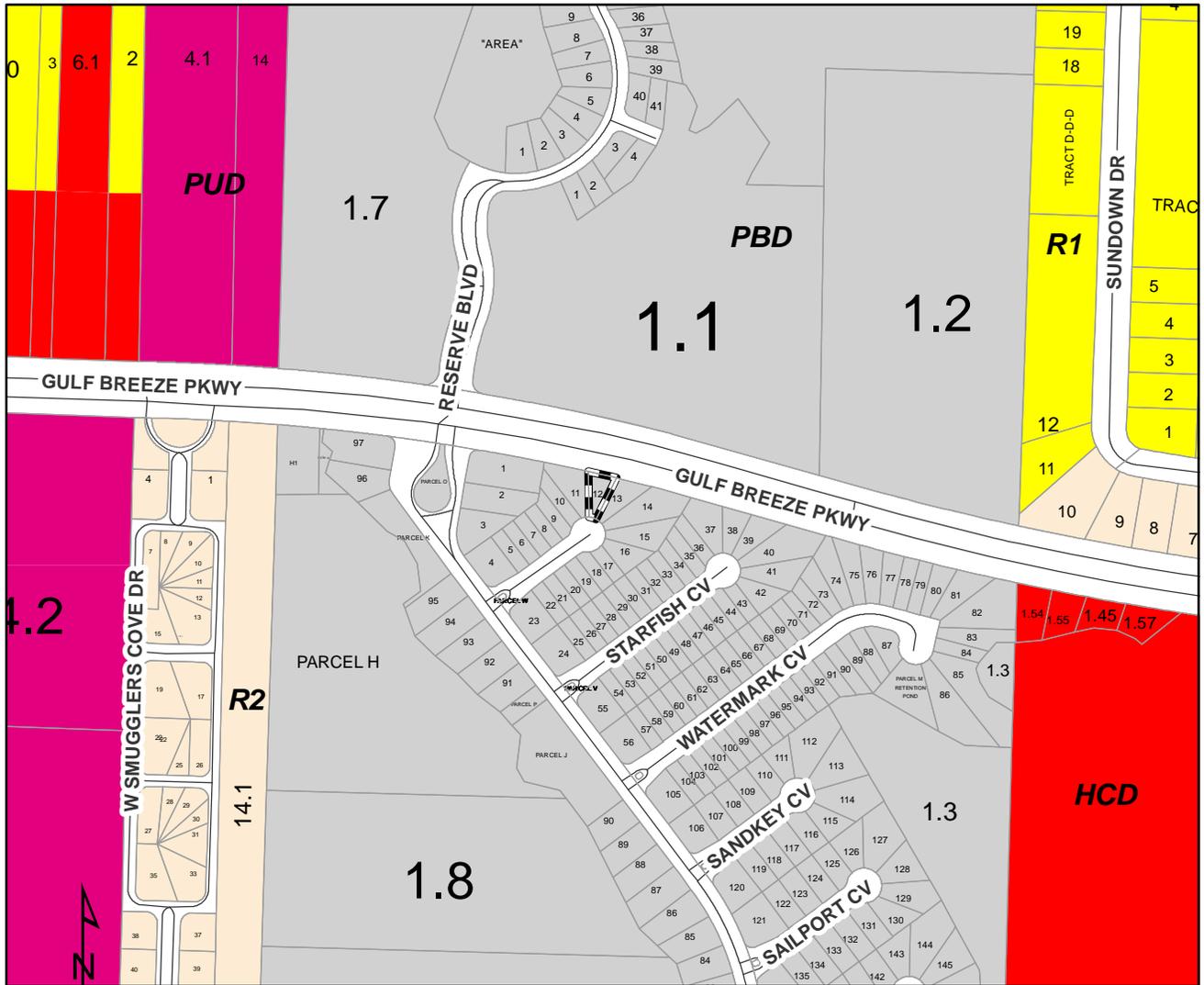
Location



Legend

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2015-V-049 Zoning



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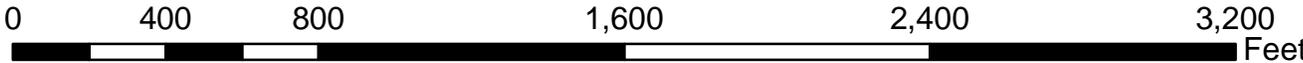
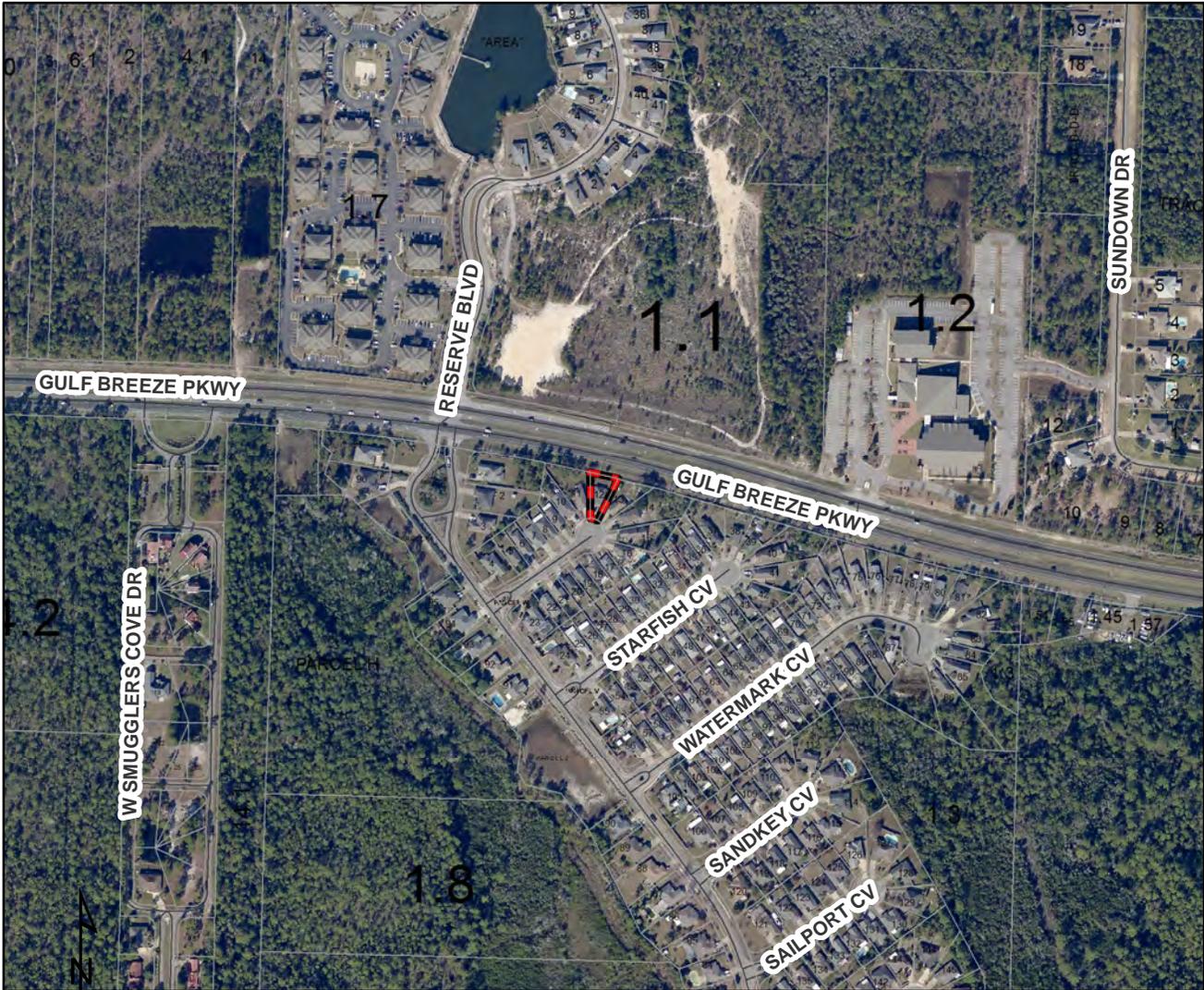
Pending Zoning	Agriculture/Rural Residential (AG)	General Industrial (M-2)	Single Family Residential (R-1A)	Hotel - Navarre Beach (HNB)
AG within an Accident Potential Zone (AG-APZ)	M2 within an Accident Potential Zone (M2-APZ)	Mixed Residential Subdivision (R-1M)	Navarre Beach - High Density (NB-HD)	Navarre Beach - Medium Density (NB-MD)
Agriculture (AG2)	Planned Industrial Development (PID)	R1M within an Accident Potential Zone (R1M-APZ)	Navarre Beach - Planned Mixed Use Development (NB-PMUD)	Navarre Beach - Conservation/Recreation (NB-CON/REC)
AG2 within an Accident Potential Zone (AG2-APZ)	Neighborhood Commercial (NC)	R1M within the Heart of Navarre (R1M-HON)	Navarre Beach - Single Family (NB-SF)	Navarre Beach - Medium High Density (NB-MHD)
Marina (C-1M)	NC-APZ	Medium Density Residential (R-2)	Navarre Beach - Utilities (NB-U)	State
Marina and Yacht Club (C-2M)	NC within the Heart of Navarre (NC-HON)	R2 within an Accident Potential Zone (R2-APZ)	State within an Accident Potential Zone (STATE-APZ)	RAIL
Historical/Commercial (HC-1)	Passive Park (P-1)	R2 within the Heart of Navarre (R2-HON)	Right of Ways (ROAD)	Military (MIL)
Highway Commercial Development (HCD)	P1 within the Heart of Navarre (P1-HON)	Medium Density Mixed Residential (R-2M)	Water	Municipal Boundaries (CITY)
HCD within an Accident Potential Zone (HCD-APZ)	Active Park (P-2)	R2M within an Accident Potential Zone (R2M-APZ)		
HCD within the Heart of Navarre (HCD-HON)	P2 within an Accident Potential Zone (P2-APZ)	R2M-HON		
HCD with the Navarre Town Center (HCD-NTC)	P2 within the Heart of Navarre (P2-HON)	Medium High Density Residential (R-3)		
Historical/Single Family (HR-1)	Planned Business District (PBD)	Rural Residential Single Family (RR-1)		
Historical/Multiple Family (HR-2)	Planned Unit Development (PUD)	RR1 within an Accident Potential Zone (RR1-APZ)		
Restricted Industrial (M-1)	Single Family Residential (R-1)	Navarre Town Center 1 (TC1)		
M1 within an Accident Potential Zone (M1-APZ)	R1 within an Accident Potential Zone (R1-APZ)	Navarre Town Center 2 (TC2)		
M1 within the Heart of Navarre (M1-HON)	R1 within the Heart of Navarre (R1-HON)	Navarre Beach - Commercial (NB-C)		

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2015-V-049

Aerial

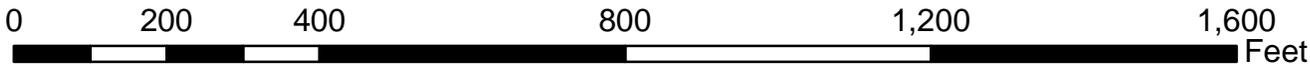


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 PendingZBJune

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2015-V-049
Close Up Aerial



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 PendingZBJune

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Beckie Cato, AICP
Planning and Zoning Director

Santa Rosa County Development Services



Rhonda C. Royals
Building Official

Santa Rosa County Public Service Complex
6051 Old Bagdad Highway, Suite 202 Milton, Florida 32583
www.santarosa.fl.gov
Office: (850) 981-7000

Variance Application

* Application Instructions begin on Page 5

** For Official Use Only **	
Application No. <u>2015 -V- 049</u>	Date Received: <u>5-1-15</u>
Review Fee: <u>\$235 + 25.06</u>	Receipt No.: <u>149</u>
Zoning District: <u>PBD</u>	FLUM Designation: _____

± V#5
Property Owner Property Owner Name: PATRICK MAXIN
 Address: 9608 LEEWARD WAY
NAVARRE, FL. 32566
 Phone: (850) 939-1572 Fax: _____
 Email: psvette@mchsi.com

Applicant Check here and skip this section if the applicant is the Property Owner. Otherwise, complete this section and provide authorization from the Property Owner giving the Applicant the authority to pursue variance approvals.

Company: _____
 Contact Name: _____
 Address: _____

 Phone: _____ Fax: _____
 Email: _____

Property Information Parcel ID Number(s): 28-25-27-2313-00B00-0120
 -OR-
 Street Address of property for which the Variance is requested:
6438 OUTRIGGER CV., Gulfbreeze, fl 32563

Variance Request

What is the present use of the property? SINGLE FAMILY HOME

Please describe the requested variance, including exact dimensions and purpose of the variance.

TO REDUCE THE REAR BUILDING SETBACK FROM 50' TO 5' TO ACCOMMODATE AN ACCESSORY STRUCTURE

Please describe the special circumstances or conditions that apply to the building or land in questions which necessitate the variance request.

large rear building setback

Are the special conditions or circumstances described above the result of a proposed or prior action of the applicant? Yes No

Please explain why the literal enforcement of the provisions of the Land Development Code will result in unnecessary hardship.

Variance Provisions And Criteria

Do you currently have a Code Enforcement Violation which pertains to this Variance request?

Yes No

I understand that all decisions made by the Zoning Board of Adjustment are subject to appeal and that their decision does not become effective until the appeal time has successfully passed.

Yes No

I understand that approval by the Zoning Board of Adjustments does not authorize construction and/or land clearing to occur on this site and that additional approvals and Building Permits may be required.

Yes No

I understand that determinations by the Zoning Board of Adjustment are valid for 36 months.

Yes No

Certification and Authorization

By my signature hereto, I do hereby certify that the information contained in this application and the required supplemental materials is true and correct, and understand that deliberate misrepresentation of such information will be grounds for denial or reversal of this application and/or revocation of any approval based upon this application. I do hereby authorize County staff to enter upon my property at any reasonable time for purposes of site inspection.

PATRICK MAXIN

Applicant Name (Type or Print)

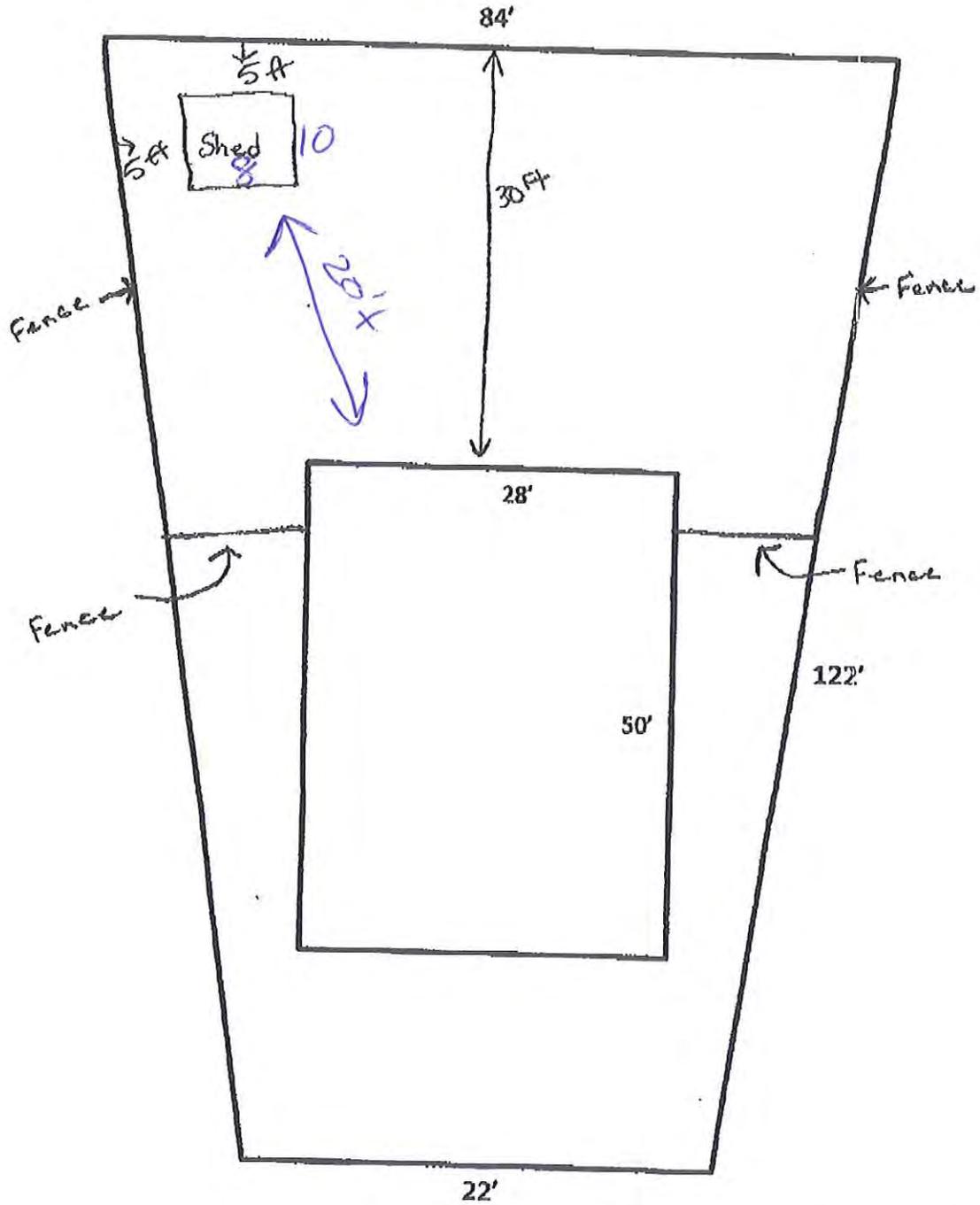
Title (if applicable)

Patrick Maxin

Applicant Signature

4/30/15

Date



FRONT OF LOT * New Fence Constructed in backyard on the property line.
PETER BRISTOL/MAXIN PATRICK

