

City of Belle Isle

1600 Nela Avenue, Belle Isle, FL 32809 Tel 407-851-7730 * Fax 407-240-2222 * www.belleislefl.gov

Variance and Special	Exception Application
City Code Chapter 42, Art. II, Sec. 41-61 thru	41-72 AND Sec 42-64 Land Development Code
APPLICANT Nra K Ada	OWNER Mark Adams
ADDRESS	PROJECT ADDRESS 3104 Indian Drive Belle Island FL 32812
CONTACT NUMBER	OWNER'S CONTACT NUMBER 407-435-4930
EMAIL	OWNER'S EMAIL mfa4533@aol.com
PARCEL ID# 29-23-30-4389-03-040	
LAND USE CLASSIFICATION R-1-AA	ZONING DISTRICT R-1-AA
SECTION OF THE CODE VARIANCE REQUESTED ON 50-102 (a) (1) s	sentence 5
	M NOV 28 2023
 The applicant hereby states that the property for which this before the Planning and Zoning Board of the kind and type requested user does not violate any deed restriction of the production greasonable hours to inspect the area to which the applet The applicant shall provide a minimum of ten (10) sets of the follows: at least one (1) picture of the front of the property specific area of the property to which the application applies 	equested in the application within nine (9) months. Further, the property. members of the P&Z Board to enter my property plication applies. aree (3) photographs in support of this application as and at least two photos (from different angles) of the
APPLICANTS SIGNATURE	OWNER'S SIGNATURE
VARIANCE SPECIAL OTHER	2023 09 028 U(28

Sec. 42-64. - Variances. The Board shall have the power to approve, conditionally approve or deny applications for a variance from the terms of the Land Development Code.

Criteria. The Board shall not approve an application for a variance from terms of the Land Development Code unless and until:

- a. A written application for a variance is submitted to the city manager or the city manager's designee on a form provided by the city clerk setting forth all of the special conditions and circumstances that exist in favor of the granting of the variance and addressing the requirements of subsections (1)d—g of this section of the criteria set forth in this section. Upon submission of the properly completed application and the appropriate fee, the city manager or the city manager's designee shall refer the application to the board.
- b. Notice of public hearing for the variance shall be given as required by the article for hearing before the board.
- c. The public hearing on the application for the variance shall be held. The applicant, the applicant's agent as evidenced by a signed writing or the applicant's attorney shall appear before the board.
- d. It is determined that literal enforcement of the provisions of the zoning ordinances would result in unnecessary hardship and that said hardship is created by special conditions and circumstances peculiar to the land, structure or building involved, including but not limited to dimensions, topography or soil conditions.
- e. It has been determined that personal hardship is not being considered as grounds for a variance since the variance will continue to affect the character of the neighborhood after title to the property has passed and that the special conditions and circumstances were not created in order to circumvent the Land



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Development Code or for the purpose of obtaining a variance.

- f. It is determined that the variance is the minimum variance that will make possible the reasonable use of the land, building or structure.
- g. It is determined that the granting of the variance will be in harmony with the general purpose and intent of the Land Development Code, will not be injurious to the neighborhood, will not be detrimental to the public welfare, and will not be contrary to the public interest.
- h. The board shall find that the preceding requirements have been met by the applicant for a variance.

The Board shall find that the preceding requirements have been met by the applicant for a variance. (2) *Violations of conditions.*

a. In granting any variance, the Board may prescribe appropriate conditions and safeguards to comply with the Land Development Code. Violation of such conditions and safeguards, when made a part of the terms under which the variance is granted, shall be deemed a violation of this Land Development Code and punishable in accordance with this article. At the Board's discretion, such variance may be revoked for violation of the condition and safeguards.

The Board may prescribe a reasonable time limit within which the action for which the variance is required shall be begun or completed. Under no circumstances, except as permitted above, shall the Board grant a variance to allow a use not generally or by special exception allowed in the zoning district involved, or any use expressly or by implication prohibited by the terms of the Land Development Code in the zoning district. No nonconforming use of neighboring lands, structures, or buildings in the same zoning district, and no permitted use of land, structures, or buildings in other zoning districts, shall be considered grounds for the authorization of a variance.

Applications submitted must meet all of the above criteria before the Board can grant a variance. The burden of proof is on the applicant to comply with the criteria.

A special exception addresses the compatibility of uses, differing slightly from a variance. The approval of a special exception depends on how the request affects the surrounding area. All uses allowed as special exceptions are listed within the individual zoning districts. Before the Board can approve a special exception, the request must meet all of the following criteria:

b.

- 1. <u>A written application for a special exception must be submitted to City Hall no later than 4:00 p.m. on the first Thursday of the previous month.</u> (See Above)
- 2. The Board shall find that it is empowered under the section of the zoning ordinance described in the application to grant the special exception and that granting the special exception will not adversely affect the public interest.
- 3. It is determined that public health, safety, comfort, order, convenience, prosperity, morals, or general welfare is promoted, protected, or improved.

General Information

- 1. Certain conditions may be prescribed on the special exception or variance approved by the Board.
- 2. The applicant must be present at all hearings.
- 3. Decisions rendered by the Board do not become final until fifteen (15) days after the hearing. The fifteen-day waiting period allows all aggrieved parties to appeal the decision. Any person filing an appeal will submit, within fifteen (15) days of the decision, a notice stating where they feel the Planning and Zoning Board erred in their decision. Belle Isle's City Council will then hold an appeal hearing.
- Sec 42-61 thru 41-72 Variances and special exceptions granted by the Board will become void if a permit necessary for utilization of the variance or special exception is not issued within six (6) months of the date approved by the Planning and Zoning Board.

FOR OFFICE USE ONLY: FEE: \$300	Date Pald	Check/Cash	Rec'd By

To: Whom it may concern,

My request is for variance of 50-102 (a) (1) sentence 5 part (and of like materials). My principal building is block construction and this part of sec 50-102 (a) (1) sentence 5 (and of like materials) causes unnecessary financial hardship. A block-built garage that will cost me 454% more when a metal garage that is architecturally similar serving the same purpose could be built. There are many residences in Belle Isle that have the principal building is of other materials that have a metal garage that is architecturally similar. I have investigated building with (of like materials) and the cost being four and half times more expensive to have the same outcome (architecturally similar) would be an unnecessary financial hardship and an unnecessary financial burden to me as a homeowner in Belle Isle. There will be no difference in effects due to this variance to adjacent properties or surrounding neighborhood as the variance I am asking for is for the (of like materials) to be varied for a metal garage.

Thank you,

maloch

Mark Adams

DOC # 20230095402 02/20/2023 10:41 AM Page 1 of 3 Rec Fee: \$27.00 Deed Doc Tax: \$2,450.00 Mortgage Doc Tax: \$0.00 Intangible Tax: \$0.00 Phil Diamond, Comptroller Orange County, FL Ret To: SIMPLIFILE LC

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Prepared by/ Return to: Shannon Partin Magnolia Title 2727 13th Street, St. Cloud, FL 34769 6030000228

as a necessary incident to the fulfillment of conditions contained in a title insurance commitment issued by it.

Property Appraisers Parcel I.D. (Folio) Number(s): 29-23-30-4389-03-040

WARRANTY DEED

This Warranty Deed Made the ______ day of February, 2023, by Deborah L. Kenney, a married woman, Michael L. Emery, a single man, Louis T. Emery, a married man, and Patricia K. Szirotnyak, hereinafter called the grantor, whose post office address is: 6909 Barby Lane, Belle Isle, FL 32812 to Mark F. Adams and Margaret V. Adams, husband and wife, whose post office address is:3104 Indian Drive, Belle Isle, FL 32812, hereinafter called the grantee,

WITNESSETH: That said grantor, for and in consideration of the sum of \$350,000.00 (THREE HUNDRED FIFTY THOUSAND AND 00/100) and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in ORANGE County, Florida, viz:

Lot 4, Block C, LAKE CONWAY PARK, according to the plat thereof, as recorded in Plat Book G, Page(s) 138, of the Public Records of Orange County, Florida.

The Subject property is not the homestead of the Grantor under the Laws and Constitution of the State of Florida, in that neither Grantor or any members of the household of Grantor reside thereon.

TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining. To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent easements of record, if any.

(The terms "grantor" and "grantee" herein shall be construed to include all genders and singular or plural as the context indicates.)

In Witness Whereof, Grantor has hereunto set grantor's hand and seal the day and year first above written.

SIGNED IN THE PRESENCE OF THE FOLLOWING WITNESSES (TWO SEPARATE DISINTERESTED WITNESSES REQUIRED)

(ODh	DIAN
Witness 1 Signature:	Allorato Sennes
Witness 1 Printed Name: Shannon Partin (Deborah L. Kenney
Witness 2 Signature:	Viichael X. Zhung
Witness 2 Printed Name: Nelida Rivera	Michael L. Emery
STATE OF Florida	
COUNTY OF Osceola	
The foregoing instrument was acknowledged before me by m this 10 day of <u>February</u> , 2023 by Deborah L. Kenney, who has/have produced 171 YCr. 1100000	cans of triphysical presence or □ online notarization a married woman, Michael L. Emery, a single man, as identification.
(ARM)	ssion Expires:
Notary Public Signature Printed Nome Shannov Partin	(SEAL)
Drinted Nome- Shannon Paron	

SIGNED IN THE PRESENCE OF THE FOLLOWING (TWO SEPARATE DISINFERESTED WITNESSES RE	
Witness 1 Signature: Witness 1 Printed Name: Witness 2 Signature: Witness 2 Printed Name: Nelica Rivera	Louis T. Emery
	*
STATE OF Florida	
COUNTY OF Osceola The foregoing instrument was acknowledged before me by n this 1 day of <u>February</u> , <u>2023</u> by Louis T. Emery, a n dvT Kith lifer as iden	neans of physical presence or conline notarization narried man, who has/have produced ntification.
My Comm Notary Public Signature Printed Name: Shannon Partin □ Online Notary (Check Box if acknowledgment done by 0	ission Expires:(SEAL)
SHANNON MY COMMISSI EXPIRES: FE	v Public Underwriters

2

SIGNED IN THE PRESENCE OF THE FOLLOWING WITNESSES (TWO SEPARATE DISINTERESTED WITNESSES REQUIRED)

Witness 1 Signature: Witness 1 Printed Name: Witness 2 Signature: Fanmer Ob Witness 2 Printed Name: Tanger Off

Patricia K. Szirotnyak

STATE OF //// Kan COUNTY OF Marian

The foregoing instrument was acknowledged before me by means of \mathbb{X} physical presence or \Box online notarization this $\underline{/474}_{H}$ day of <u>February</u>, <u>2023</u> by Patricia K. Szirotnyak, who has/have produced as identification.

My Commission Expires: 19 (SEAL)

Notary Public Signature Printed Name: □ Online Notary (Check Box if acknowledgment done by Online Notarization)

DAVID R DRAKE
MARION COUNTY
NOTARY PUBLIC - ARKANSAS
My Commission Expires October 25, 2030
Commission No. 12378881

City of Belle Isle



Universal Engineering Sciences 3532 Maggie Blvd., Orlando, FL 32811 Tel 407-581-8161 * Fax 407-581-0313 * www.universalengineering.com

Building Permit (Land Use) Application

To be completed as required by State Statute Section 713 and other applicable sections.

PERMIT #

1010 10 100

Ownor's Name	Mark Adams
Owner's Name	Main Ang

owner's Address	3104	Indian	Dr.	Belle	Isle	FL	32812
			_				and the second sec

BOMP CLANKE	
Contractor Name Marcus Adoms	Company Name
License # 1/1	Company Address
Contact Phone/Cell 407-435-4930	City, State, ZIF N/A
Contact Email MFA 4533 Qaal, cm	Contact Fax
11 5-	A HERRICAL PAR

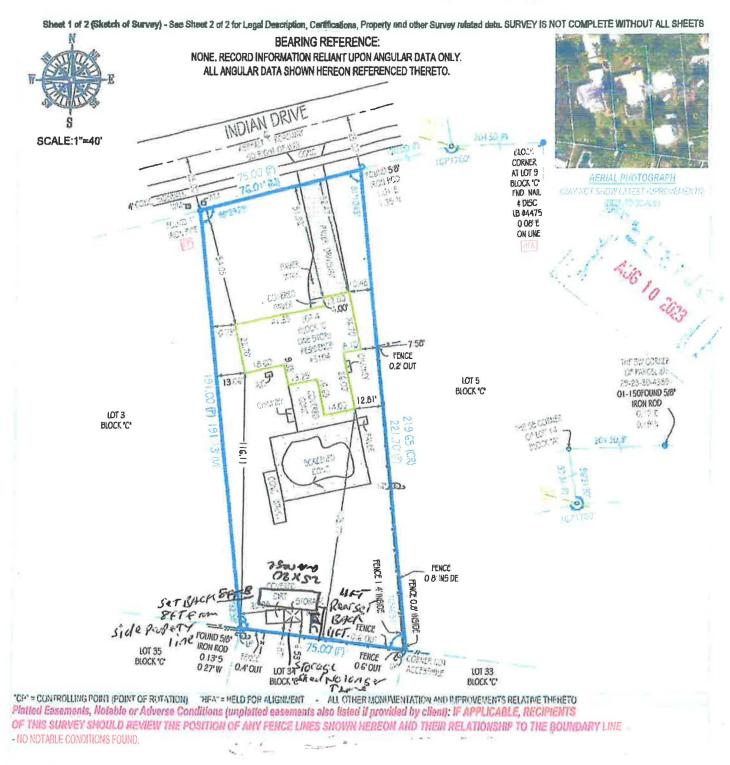
WARNING TO OWNER: Your failure to record a Notice of Commencement may result in your paying twice for improvements to your property. A notice of commencement must be recorded if job is \$2500(+) or if A/C Replacement \$7500(+) and posted on the job site before the first inspection. If you intend to obtain financing, consult with your lender or an attorney before recording your Notice of Commencement.

I hereby make Application for Permit as outlined above, and if same is granted I agree to conform to all Division of Building Safety Regulations (www.floridabuilding.org) and City OrdInances (www.municode.com) regulating same and in accordance with plans submitted. The issuance of this permit does not grant permission to violate any applicable City and/or State of Florida codes and /or ordinances. Application is hereby made to obtain a permit do the work and installations as indicated. I certify that no work or installation has commenced prior to the issuance of a permit and that all work will be performed to meet the standards of all laws regulating construction in this jurisdiction. I understand that a <u>separate</u> permit must be secured for all other construction including ROOFING, ELECTRICAL, MECHANICAL, PLUMBING, GAS, SIGNS, POOLS, SCREEN ENCLOSURES, ETC.

OWNER'S AFFIDAVIT: I certify that all the foregoing information is accurate and that all work will be done in compliance with all applicable laws regulating construction and zoning.

Owner Signature The foregoing instrument was acknowledged before me this Depust by <u>Marcos</u> F. <u>A</u> <u>D</u> <u>Marcos</u> and who produced <u>A</u> <u>3</u> <u>5</u> <u>2</u> <u>5</u> <u>4</u> <u>6</u> <u>7</u> (137 <u>0</u>) as identification and who did not take an oath.	Impervious Surface Ratio Worksheet Development Zoned A-1 A-2, R-1-AAA, R-1-AA, R-1-A, R-1 per City Code, Section 50-74: Impervious Surface Ratio 1. Total Lot Area (sqft) X 0.35 = Allowable Impervious Area (BASE). Total Lot Area 15080 X 0.35= Allowable Impervious Area (BASE) 5278
Notary as to Owner FRANK MATOS State of Florida Notary Public - State of Florida County of Orange Notary Public - State of Florida Commission # HH 279584 My Comm. Expires Jul 20, 2026 Bonded through National Notary Assn. Bonded through National Notary Assn. Contractor Signature	 2. Calculate the "proposed" impervious area on the lot. This includes the sum of all areas that do not allow direct percolation of rainwater. Examples include house, pool, deck, driveway, accessory building, etc House 1520 Driveway 664 Walkway 144 Accessory Buildings <u>540</u> Pool & Spa Deck & Patio 1436.62 Other <u>Actual Impervious Area (AIA) 3764.62- 443 [0.62</u> If AIA is less than BASE, subtract AIA from BASE to determine the amount of impervious area that may be added without providing onsite retention. 4. If AIA is greater than BASE, then onsite retention must be provided. Assuming 7.5 inches of rainfall based on a 24hr 10 year Rain Event (TP40), the form²⁴ is: (7.5 inches rainfall/12 inches p/foot) X (result from line 4) = cubic fee, "f storage volume needed

2023.08.030



This survey has been issued by the following Landkec Surveying office: 700 West Hillsboro Boulevard, Suite 4-100 Deenfield Beach, FL 33441 Office: (561) 367-3587 Fax: (561) 465-3145 www.Landtecsurvey.com Claunitana Kaha

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APPROVED PRODUCTS LIST							
PRODUCT CATEGORY SUB CATEGORY MANUFACTURER APPROVA							
STRUCTURAL COMPONENTS	ROOF DECK	CAROLINA CARPORTS INC 26 Gauge AG Panel	FL6596 1-R6 12/15/20				
STRUCTURAL COMPONENTS	STRUCTURAL WALL	CAROLINA CARPORTS, INC 26 Gauge AG Panel	FL6702 1-R6 12/15/20				
EXTERIOR DOORS	SWINGING	ELIXIR DOOR AND METAL COMPANY Series 407	FL17996 5-R2 02/28/21				
EXTERIOR DOORS	ROLL-UP	CAROLINA CARPORTS INC. Steel Roll-Up Sheet Door - (16' Max, Width)	FL16806 3-R5 12/16/20				

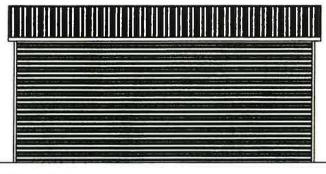
METAL FRAMING AND SIDING PREFABRICATED BY CAROLINA CARPORTS: INC P.O. BOX 1263 DOBSON, NORTH CAROLINA 27017

THESE ENGINEERING DRAWINGS ARE THE PROPERTY OF BECHTOL ENGINEERING & TESTING, INC AND CAROLINA CARPORTS, INC. THESE DRAWING MAY NOT BE REPRODUCED WITHOUT THE WRITTEN CONSENT OF BECHTOL ENGINEERING & TESTING, INC., AND CAROLINA CARPORTS, INC

THIS IS TO CERTIFY THAT THE CALCULATIONS AND SPECIFICATIONS HEREIN HAVE BEEN PREPARED BY THE UNDERSIGNED PROFESSIONAL ENGINEER, AND ARE IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 1609 OF THE FLORIDA BUILDING CODE, SEVENTH EDITION (2020)

13.2

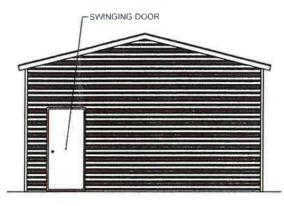
FRONT ELEVATION



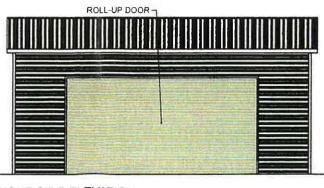
LEFT SIDE ELEVATION SCALE: 1/8" = 1"

GENERAL NOTES:

- THESE PLANS PERTAIN ONLY TO THE STRUCTURE, INCLUDING MAIN WIND FORCE RESISTING SYSTEM, COMPONEN BASE RAIL ANCHORAGE. OTHER DESIGN ISSUES, INCLUDING BUT NOT LIMITED TO PLUMBING, ELECTRICAL, INGR SET-BACKS, FINISH FLOOR ELEVATION AND SLOPE, OR OTHER LOCAL ZONING REQUIREMENTS ARE THE RESPONS
- 2. THESE STRUCTURES ARE DESIGNED AS NON HABITABLE UTILITY / STORAGE BUILDINGS (RISK CATEGORY I) CAPA LOAD OF THE STRUCTURE AND APPLICABLE LIVE AND WIND LOADS. IMPROVEMENTS NOT SPECIFICALLY ADDRES DOORS, WINDOWS, SOLAR PANELS, LIGHTING, INTERIOR WALL(S), CEILING FIXTURES, OR OTHER COMPONENTS NO APPROVED PRODUCTS LIST (THIS SHEET), AND NOT PROVIDED AND INSTALLED BY CAROLINA CARPORTS, INC., WI LOADS ON THE STRUCTURE SHALL BE AT THE OWNER'S RISK. BECHTOL ENGINEERING AND TESTING, INC., SHALL FOR STRUCTURAL DAMAGE OR FAILURE DUE TO THE APPLICATION OF ADDITIONAL LOADS
- 3. ALL STEEL TUBING SHALL BE 50 KSI GALVANIZED STEEL. ALL FASTENERS SHALL BE GALVANIZED OR STAINLESS
- ALL COMPONENTS AND CLADDING SHALL BE INSTALLED ACCORDING TO MANUFACTURER'S INSTALLATION INSTR
 ALL FIELD FRAMING CONNECTIONS SHALL BE #12-14 x 3/4" SELF DRILLING SCREWS WITHOUT CONTROL SEAL WAS
- CONNECTIONS SHALL BE WELDED. 6. CONCRETE SHALL HAVE A MINIMUM COMPRESSIVE STRENGTH OF 2500 PSI AT 28 DAYS. THE REINFORCING STEEL
- GRADE 40. CONCRETE SLAB FOUNDATIONS SHALL BE REINFORCED WITH 6x6 W1.4xW1.4 WELDED WIRE FABRIC 185, OR WITH SYNTHETIC FIBER REINFORCEMENT COMPLYING WITH ASTM C1116.
- 7. CONCRETE ANCHORS SHALL BE TAPCON REDHEAD LDT 1/2" x 5" OR EQUIVALENT.
- 8. POST/RAFTER BRACING: BRACE ON EVERY POST/RAFTER CONNECTION, EXCEPT FOR END WALLS AND GABLE ENI
- 9. SLAB FOUNDATION SUBGRADE SOILS SHALL BE TERMITE TREATED AND COVERED WITH 6 MIL VAPOR RETARDER I THE FLORIDA BUILDING CODE SEVENTH EDITION (2020) - RESIDENTIAL, AND SECTION 1816.1 OF THE FLORIDA BUILD EDITION (2020) - BUILDING. SOIL LOAD BEARING PRESSURE OF 2000PSF IS ASSUMED.
- 10. 14 GA FRAMING: 2-1/2" x 2-1/2" TUBE STEEL (TS) WITH 2-1/4" x 2-1/4" TS NIPPLES. 12 GA FRAMING: 2-1/4" x 2-1/4" TS WITH 2" x 2" TS NIPPLES.
- 11. FOR ROOF SLOPES LESS THAN 7 DEGREES, SEAL ALL PANEL OVERLAPS WITH BUTYL TAPE OR OTHER SUITABLE S
- 12. FOR CONTINUOUS REINFORCING, MINIMUM BAR OVERLAP SHALL BE 40 BARS DIAMETERS (25" FOR #5 REBAR)

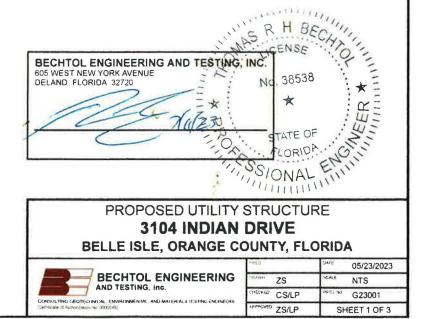


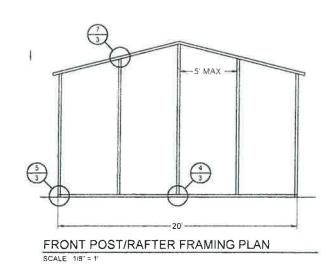
REAR ELEVATION



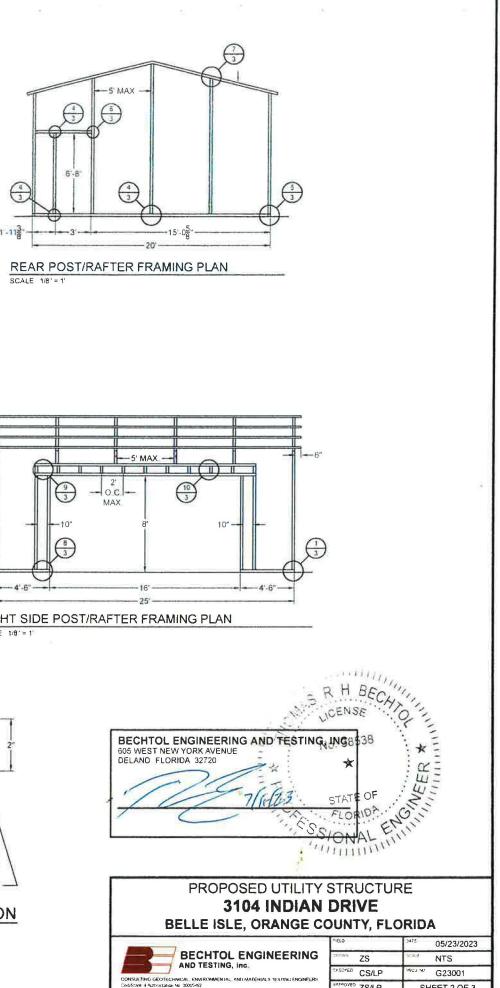
RIGHT SIDE ELEVATION

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5 C	OCCUPANCY GROUP	U
INTS AND CLADDING, AND	CONSTRUCTION TYPE	II-B
RESS/EGRESS, PROPERTY ISIBILITY OF OTHERS.	RISK CATEGORY	i.
ABLE OF SUPPORTING DEAD	BUILDING ENCLOSURE TYPE:	ENCLOSED
SSED HEREIN, INCLUDING	WIND EXPOSURE CATEGORY	D
VHICH EXERT ADDITIONAL	ULTIMATE WIND SPEED (MPH)	130
	NOMINAL DESIGN WIND SPEED (MPH):	101
S STEEL.	MEAN ROOF HEIGHT (FEET):	11.25
RUCTIONS	ROOF ANGLE (DEGREES)	14 0
SHER: ALL SHOP FRAMING	INTERNAL PRESSURE COEFFICIENT:	+0.18/-0.18
L SHALL BE MINIMUM	DESIGN PRESSURES (PSF):	
COMPLYING WITH ASTM A	ROOF:	
	ZONE 1.	+16 0 / -30 2
	ZONE 2e:	+16.0/-302
	ZONE 2n:	+16.0/-49.7
NDS.	ZONE 2r:	+16.0/-49.7
	ZONE 3e:	+16.0/-49.7
PER SECTION R318.1 OF	ZONE 3r	+16.0/-57.5
LDING CODE SEVENTH	WALLS:	
	ZONE 4:	+24 1 / -26 4
	ZONE 5:	+24 1 / -30.4
	SWINGING DOOR:	+25 7 / -33 6
SEALANT.	ROLL-UP DOOR:	+22 4 / -24 7
NOTE: 14 GA FRAMING		





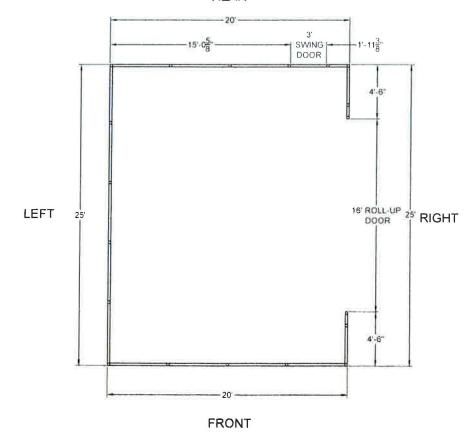
26 GA GALVANIZED METAL ROOF PANELS FASTENED TO PURLINS ACCORDING TO MANUFACTURER S 26 GA GALVANIZED METAL WALL PANELS FASTENED TO POSTS ACCORDING TO INSTALLATION INSTRUCTIONS ANUFACTURER S INSTALLATION INSTRUCTIONS $\binom{2}{3}$ 12 24 15 GA U CHANNEL BRACE FASTENED TO RAFTER WITH [2) 1:4" x 1" SELF-DRILLING SCREWS AT EACH END (4 PER BRACE) $\binom{1}{3}$ - CONCRETE FOUNDATION 20 TYPICAL INTERIOR POST/RAFTER FRAMING SECTION SCALE 1/8" = 1 (FRONT VIEW)



SHEET 2 OF 3

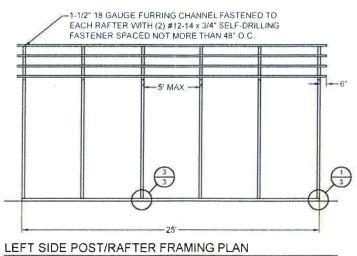
2S/LP

REAR

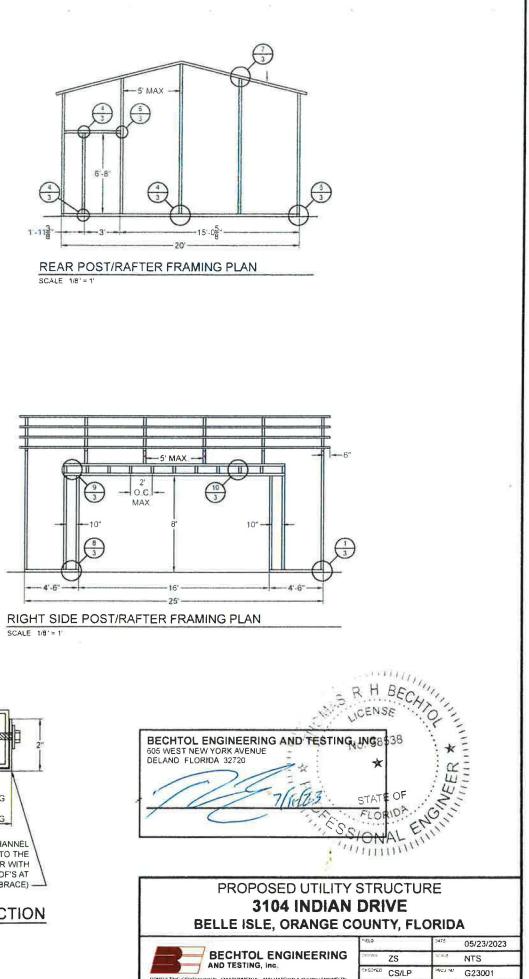


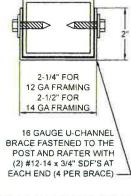
BASE RAIL LAYOUT

SCALE 1/8" = 1'



SCALE 1/8" = 1





BRACE SECTION Not To Scale

