AGENDA

ESCAMBIA COUNTY BOARD OF ADJUSTMENT

December 19, 2018–8:30 a.m. Escambia County Central Office Complex 3363 West Park Place, Room 104

- 1. Call to Order.
- 2. Swearing in of Staff and acceptance of staff as expert witness
- 3. Acceptance of the BOA Meeting Package with the Development Services Staff Findings-of-Fact, into evidence.
- 4. Proof of Publication and waive the reading of the legal advertisement.
- 5. Approval of Resume Minutes.
 - A. Approval of Resume Meeting Minutes from the November 14, 2018 Board of Adjustment Meeting.
- 6. Consideration of the following cases:
 - 0. Case No.:

Address: 9100 W Highway 98

Request: Requesting a drive-through service / pickup window on a new

constructed building within 200 feet of MDR zoning district

Requested

by: 98 Tampico, LLC., Don Neal & Jeff May

- 7. Discussion Items.
- 8. Old/New Business.
- 9. Announcement.

The next Board of Adjustment Meeting is scheduled for Wednesday, January 16, 2019 at 8:30 a.m., at the Escambia County Central Office Complex, Room 104, 3363 West Park Place.

10. Adjournment.

Board of Adjustment

Meeting Date: 12/19/2018

Attachments

<u>Draft November 14, 2018 Board of Adjustment Meeting Minutes</u>

5. A.

DRAFT

RESUMÉ OF THE MEETING OF THE BOARD OF ADJUSTMENT HELD November 14, 2018

CENTRAL OFFICE COMPLEX
3363 WEST PARK PLACE, BOARD CHAMBERS
PENSACOLA, FLORIDA
(8:32 A.M. – 10:40 A.M.)
(10:48 A.M. - 12:13 P.M.)

Present: Auby Smith

Bill Stromquist Judy Gund Jennifer Rigby Michael Godwin Walker Wilson

Absent: VACANT

Staff Present: Andrew Holmer, Division Manager, Planning & Zoning

Horace Jones, Director, Development Services

Kayla Meador, Sr Office Assistant Kristin Hual, Assistant County Attorney

Attendees: Tim Day

REGULAR BOA AGENDA

1. Call to Order.

2. Swearing in of Staff and acceptance of staff as expert witness

3. Acceptance of the BOA Meeting Package with the Development Services Staff Findings-of-Fact, into evidence.

Motion by Vice Chairman Bill Stromquist, Seconded by Board Member Judy Gund Motion was made to accept the meeting package as presented

Vote: 6 - 0 Approved

4. Proof of Publication and waive the reading of the legal advertisement.

Motion by Vice Chairman Bill Stromquist, Seconded by Board Member Judy Gund Motion was made to waive the reading of the advertisement

Vote: 6 - 0 Approved

5. Approval of Resume Minutes.

A. Approval of Resume Meeting Minutes from the October 17, 2018 Board of Adjustment Meeting.

Motion by Vice Chairman Bill Stromquist, Seconded by Board Member Judy Gund Motion was made to approve the minutes from the October 17, 2018 meeting

Vote: 6 - 0 Approved

6. Consideration of the following cases:

A. Case No.: CU-2018-18

Address: 16400 Blk Perdido Key Drive

Request: Escambia County is seeking to construct a public beach access point on the subject parcel

Requested by: Escambia County

Motion by Board Member Michael Godwin, Seconded by Vice Chairman Bill Stromquist

Motion was made to accept the email between Tim Day and Kristi Yanchis, from US Fish and Wildlife Service, into evidence.

Vote: 6 - 0 Approved

Motion by Board Member Michael Godwin, Seconded by Vice Chairman Bill Stromquist

Motion was made to accept the PowerPoint presentation from the October 9, 2018 Committee of the Whole into evidence.

Vote: 6 - 0 Approved

Motion by Board Member Judy Gund, Seconded by Board Member Walker Wilson

Motion was made to accept the BCC Backup into evidence.

Vote: 6 - 0 Approved

Motion by Board Member Michael Godwin, Seconded by Vice Chairman Bill Stromquist

Motion was made adopt Staff's Findings of Fact and approved the Conditional Use, as requested.

Vote: 6 - 0 Approved

B. Case No.: CU-2018-19

Address: 3130 Barrancas Avenue

Request: The Applicant is seeking conditional use approval to operate a microwinery in a commercially zoned

parcel

Requested Derek Frazier, Agent for Willie Sam Nored, Owner

by:

Motion by Vice Chairman Bill Stromquist, Seconded by Board Member Judy Gund

Motion was made to agree with staff findings of fact and approve the conditional use case.

Vote: 6 - 0 Approved

C. CASE NO.: AP-2017-02

ADDRESS: 11400 Blk. Gulf Beach Hwy.

REQUESTED APPEAL: An appeal of a compatibilty decision by the Planning Official

REQUESTED BY: David Theriaque, Agent for Teramore Development, LLC and Shu Shurett and Leo Huang, Owners

Motion by Vice Chairman Bill Stromquist, Seconded by Board Member Michael Godwin

Motion was made to continue the case to a date to be determined

Vote: 6 - 0 Approved

- 7. Discussion Items.
- Old/New Business.
- 9. Announcement.

The next Board of Adjustment Meeting is scheduled for Wednesday, December 19, 2018, at 8:30 a.m., at the Escambia County Central Office Complex, Room 104, 3363 West Park Place.

10. Adjournment.

Board of Adjustment 6. 0.

 Meeting Date:
 12/19/2018

 CASE:
 CU-2018-20

APPLICANT: 98 Tampico, LLC., Don Neal & Jeff May

ADDRESS: 9100 W Highway 98

PROPERTY REFERENCE NO.: 18-2S-31-4101-000-002

ZONING DISTRICT: COM, Commercial **FUTURE LAND USE:** C, Commercial

OVERLAY DISTRICT: N/A

SUBMISSION DATA:

REQUESTED CONDITIONAL USE:

The applicant is requesting a drive-through service / pickup window on a new constructed building that is within 200 feet of MDR Zoning.

RELEVANT AUTHORITY:

Land Development Code of Escambia County, Florida (Ordinance 96-3 as amended), Section:3-2.10(c)(3)a.

(3) Retail services.

a. Restaurants not among the permitted uses of the district.

Chapter 6 Definitions

Drive-in or drive-through service. A form of customer service that by design, physical facilities, or operations of the providing establishment encourages or permits customers to receive services, obtain goods, or be entertained while remaining in their motor vehicles. Such service may be in conjunction with or exclusive of any other form of service.

CRITERIA:

Land Development Code of Escambia County, Florida (Ordinance 96-3 as amended), Section 2-6.4

CRITERION (a)

General compatibility. The proposed use can be conducted and operated in a manner that is compatible with adjacent properties and other properties in the immediate area.

FINDINGS-OF-FACT

Staff's review of the surrounding zoning, land uses and intensities reveals a predominant existing low to medium density residential subdivision is adjoining to the north while a major arterial road Highway 98 adjoins to the south. To the East and West there is commercial zoning with a local road Tampico Boulevard splitting between the

commercial properties on the west side. The use would be compatible only as pickup window, meaning no ordering at the window, no drive-thru menu board or signs, and no loud speakers.

CRITERION (b)

Facilities and services. Public facilities and services, especially those with adopted levels of service, will be available, will provide adequate capacity to serve the proposed use consistent with capacity requirements.

FINDINGS-OF-FACT

Based on the applicant's documentation, all public utilities are available for the proposed building site and have the necessary capacity to support the development. All proposed facilities and services have been approved with an Development Order (project number PSP170600102) that was issued on December 13, 2017.

CRITERION (c)

On-site circulation. Ingress to and egress from the site and its structures will be sufficient, particularly regarding vehicle and pedestrian safety and convenience, efficient traffic flow and control, on-site parking and loading, and emergency vehicle access.

FINDINGS-OF-FACT

The applicant is wanting to add pick up windows to the building that was not on the approved site plan. The applicant has already been approved from access management and the traffic division to allow for a pick-up window.

CRITERION (d)

Nuisances and hazards. The scale, intensity, and operation of the use will not generate unreasonable noise, glare, dust, smoke, odor, vibration, electrical interference, or other nuisances or hazards for adjoining properties and other properties in the immediate area.

FINDINGS-OF-FACT

It is not expected that the proposed use will have a negative impact on the surrounding area, once constructed. During the Site Plan Review process, short and long term nuisances and hazards were reviewed for LDC regulations and approved.

CRITERION (e)

Solid waste. All on site solid waste containers will be appropriately located for functional access, limited off-site visibility and minimal odor and other nuisance impacts.

FINDINGS-OF-FACT

The location, design, use and odor control requirements for solid waste collection and disposal were reviewed during the Site Plan Review process. The approved site plan was approved with for the storage, location and screening of on-site solid waste will adhere to current LDC regulations.

CRITERION (f)

Screening and buffering. Where not otherwise required by the LDC, screening and buffering will be provided if appropriate to the proposed use and site.

FINDINGS OF FACT:

Screening and buffering requirements were reviewed and implemented for the project during the Site Plan Review process, based on the current LDC regulations and approved with the current development order.

CRITERION (g)

Signs and lighting. All exterior signs and lights, whether attached or freestanding, will be compatible with adjoining properties and other properties in the immediate area, especially regarding glare and traffic safety.

FINDINGS OF FACT:

Any signs for the proposed development will need to be reviewed and permitted thru the normal process. All exterior lights will adhere to the LDC.

CRITERION (h)

Site characteristics. The size, shape, location and topography of the site appear adequate to accommodate the proposed use, including setbacks, intensity, bulk, height, open space and aesthetic considerations.

FINDINGS OF FACT:

Based on the site plan, the 1.51± acre parcel for the proposed 4,800 square foot restaurant/general retail building development will adequately accommodate the proposed use and all of the necessary infrastructure. All of the development requirements were reviewed against the current LDC regulations.

CRITERION (i)

Use requirements. The proposed use complies with any additional conditional use requirements of the applicable zoning district, use, or other provisions of the LDC.

FINDINGS OF FACT:

The request is to allow for a pickup window not a drive-through window. The request to allow for the pickup window should not allow any loud speakers, drive up menu boards or anything associated with or like a fast-food restaurant.

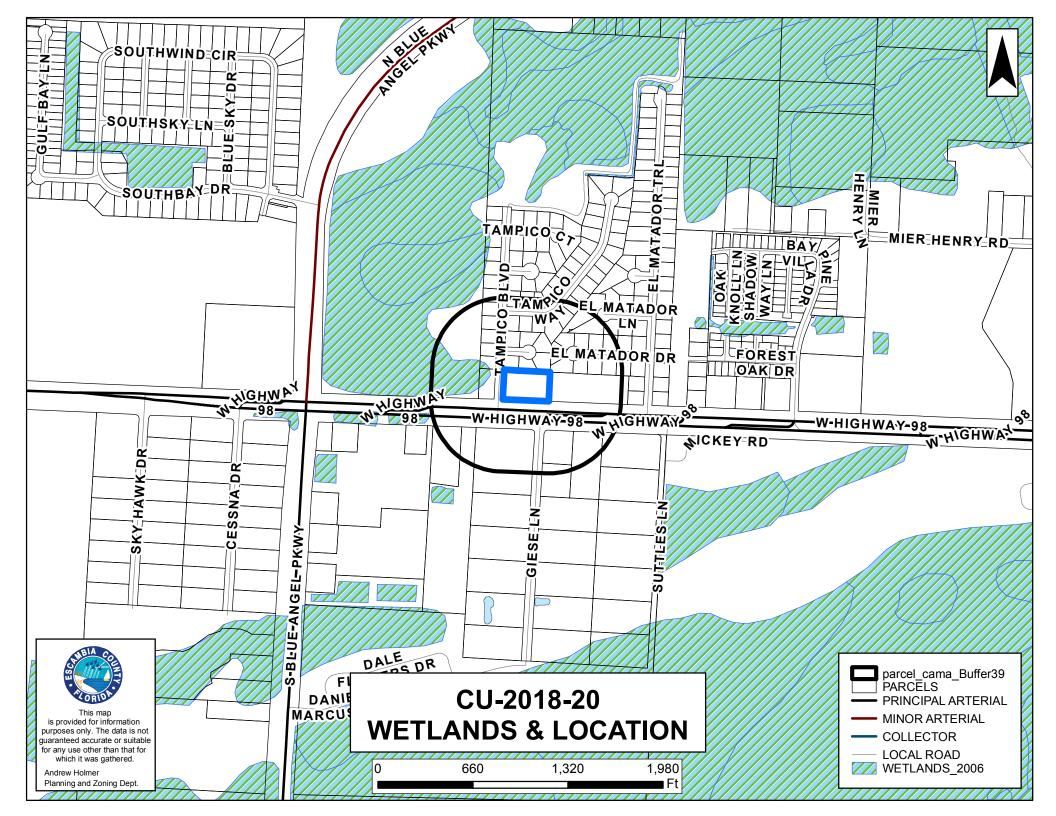
STAFF FINDINGS

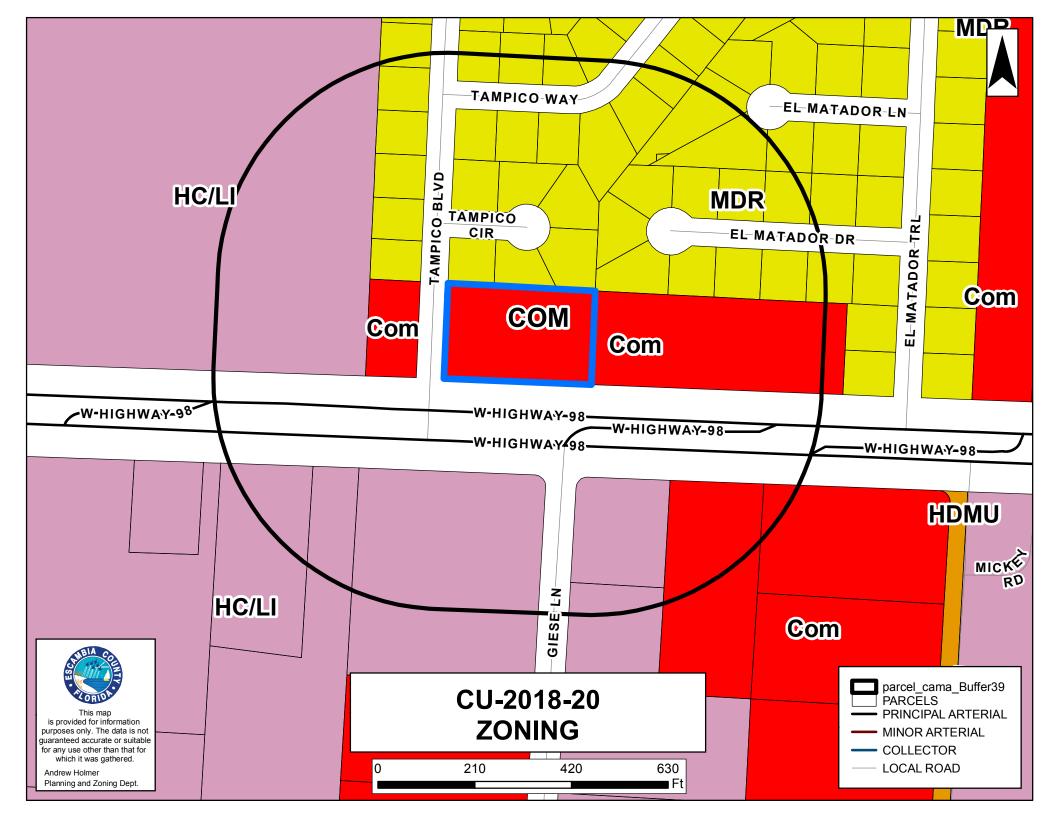
Staff recommends approval of the Conditional Use **only for pickup windows** on the commercial zoned property that is within 200 feet of MDR zoning. Staff recommends to add a special condition not to allow any drive-through associated items such as menu boards or loud speakers. The applicant has an approved site plan that will allow for a pickup windows that was reviewed and approved by access management.

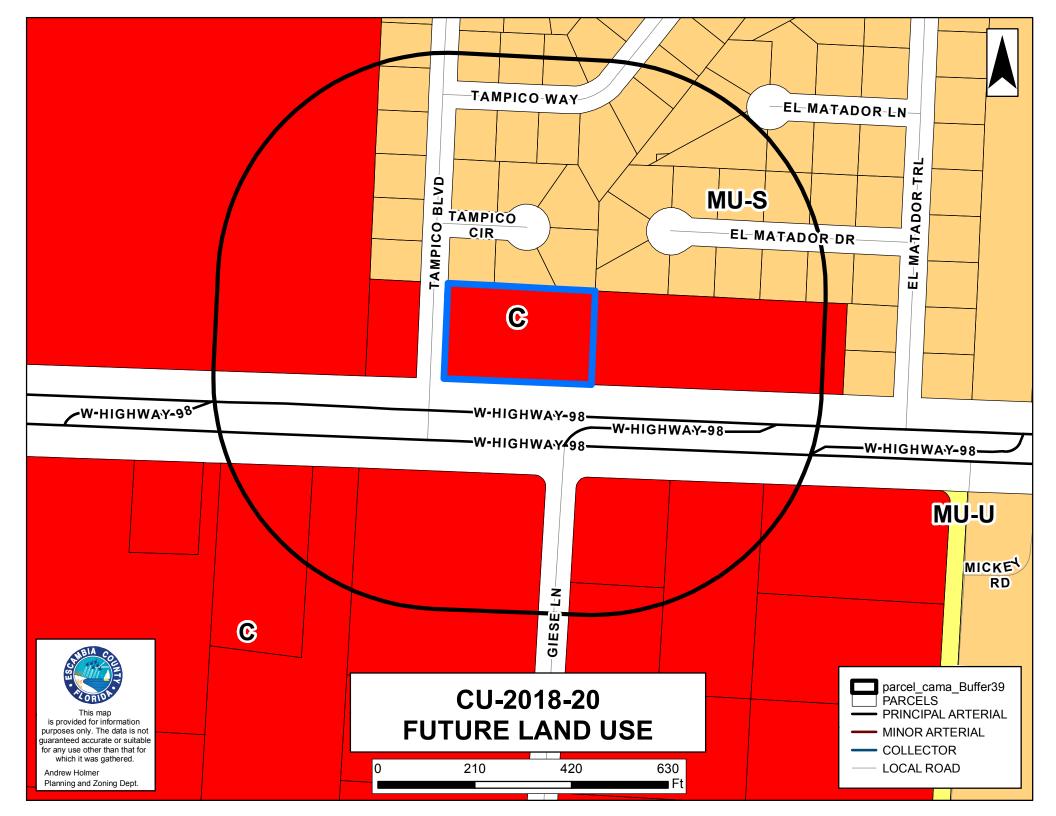
BOA DECISION

BOARD OF ADJUSTMENT FINDINGS

CU-2018-20











Notice of Public Hearing Sign









Escambia County Planning and Zoning

Development Services Department 3363 West Park Place Pensacola, FL 32505

Phone: (850) 595-3475 • Fax: (850) 595-3481 http://myescambia.com/business/ds

Board of Adjustment Application

		USE ONLY - Case Number: Accepted by: BOA Meeting:
Condi	itior	nal Use Request for: TAMPICO COMMERCIAL, TO ALLOW PICK UP WINDOW
Variar	nce	Request for: N/A
1.		Property Owner/Applicant: 98 TAMPICO, LLC., DON NEAL & JEFF MAY Mailing Address: PO BOX 517, GULF BREEZE FL 32562 Business Phone: 850-444-9994 Cell:
		Email: NEAL@NEALCOMMERCIAL.COM
	В.	Authorized Agent (if applicable): N/A
		Mailing Address: Cell: Cell:
		Note: Owner must complete the attached Agent Affidavit. If there is more than one owner, each owner must complete an Agent Affidavit. Application will be voided if changes to this application are found.
2.	-	eperty Information: Existing Street Address: 9000 BLK HIGHWAY 298 WEST
	Α.	Parcel ID (s): 18-2S-31-4101-000-002
	В.	Total acreage of the subject property: 1.51 ACRES
		Existing Zoning: COM FLU Category: C
	D.	Is the subject property developed (if yes, explain): YES, COMMERCIAL BUILDING IS UNDER CONSTRUCTION NOW.
	E	Sanitary Sewer: X Sentic:

3. Amendment Request

A.	Please provide a general description of the proposed request, explaining why it is
	necessary and/or appropriate. WE ARE PUTTING IN A PICKUP WINDOW. IT IS NECESSARYAND APPROPRIATE
	FOR SAFETY, ACCESS FOR HANDICAPED, ELDERLY AND FOR CONVIENENCE
	TO OTHERS WITH CHILDREN OR OTHER REASONS TO CAUSE OUR
	CUSTOMERS TO REMAIN IN THEIR VEHICLE.
	——————————————————————————————————————
В.	For <u>Variance Request</u> – Please address <i>ALL</i> the following approval conditions for
	your Variance request. (use supplement sheets as needed)
1.	Special conditions and circumstances exist which are peculiar to the land, structure or building and which are not applicable to other lands, structures or buildings in the same zoning district.
2.	The special conditions and circumstances do not result from the actions of the
	applicant.

- C. For <u>Conditional Use</u> Request Please address *ALL* the following approval conditions for your Conditional Use request. (use supplement sheets as needed)
- 1. General compatibility. The proposed use can be conducted and operated in a manner that is compatible with adjacent properties and other properties in the immediate area. If this is for the sale of alcohol within a 1000 ft of a place of worship or child care facility; please explain a-e below: a.) The existing times of use of the places of worship or child care facilities coincide with the hours of operation of the subject business b.) The 1000foot minimum distance is not achieved. c.) The conflicting uses are visible to each other. d.) Any on-premises consumption is outdoors. e.) Any conditions or circumstances mitigate any incompatibility. THERE WILL BE NO ALCOHOL SALES. OUR EASTERLY NEIGHBOR IS A BANK WITH MANY DRIVE THROUGH WINDOWS. OUR PROPOSED WINDOW IS FOR PICKUP ONLY. CUSTOMERS WILL ORDER FROM THEIR CELL PHONE. OUTSIDE SPEAKERS WILL NOT BE USED. THE GENERAL AREA ALONG HWY 98 IS HEAVILY DEVELOPED AS COMMERCIAL USE WITH SEVERAL OTHER ESTABLISHMENTS OFFERING DRIVE THROUGH SERVICE. OUR SERVICE IS FOR PICKUP ONLY. 2. Facilities and services. Public facilities and services, especially those with adopted levels of service, will be available, will provide adequate capacity to serve the proposed use consistent with capacity requirements. THIS PROJECT HAS BEEN RECENTLY REVEIWED BY THE COUNTY DEVELOPMENT REVIEW COMMITTEE AND MEETS REQUIREMENTS SET FORTH IN THE COUNTY LAND DEVELOPMENT.

3.	On-site circulation. Ingress to and egress from the site and its structures will be
	sufficient, particularly regarding vehicle and pedestrian safety and convenience, efficient
	traffic flow and control, on-site parking and loading, and emergency vehicle access. THE PICKUP WINDOW HAS BEEN LOCATED SO AS TO OFFER AMPLE
	QUE FOR CUSTOMERS WITHOUT CREATING PARKING LOT
	CIRCULATION ISSUES. THE COUNTY TRAFFIC DIVISION HAS
	REVIEWED OUR SITE PLAN AND APPROVED IN THIS REGARD.

4. Nuisances and hazards. The scale, intensity, and operation of the use will not generate unreasonable noise, glare, dust, smoke, odor, vibration, electrical interference, or other nuisances or hazards for adjoining properties and other properties in the immediate area.

THERE IS A 23' WIDE NATURAL VEGETATIVE BUFFER TO REMAIN IN PLACE BETWEEN THE NORTH PARKING LOT EDGE AND PROPERTY LINE. ON THE PROPERTY LINE IS A PRIVACY FENCE. THEREFORE THE ABOVE STATEMENT IS TRUE.

5. Solid waste. All on-site solid waste containers will be appropriately located for functional access, limited off-site visibility and minimal odor and other nuisance impacts.

ALL SOLID WASTE WILL BE CONTAINED WITHIN A FENCED DUMPSTER
CONTAINMENT AREA AS REQUIRED BY THE ESCAMBIA COUNTY
LAND DEVELOPMENT CODE.

6. Screening and buffering. Where not otherwise required by the LDC, screening and buffering will be provided if appropriate to the proposed use and site. YES AS DESCRIBED IN ITEM 4 ABOVE ALL REQUIRED SCREENING WILL BE IN PLACE PLUS THE SCREENING PROVIDED BY THE EXTRA LARGE NATURAL AREA LEFT ON OUR NORTH AND EAST SIDE.

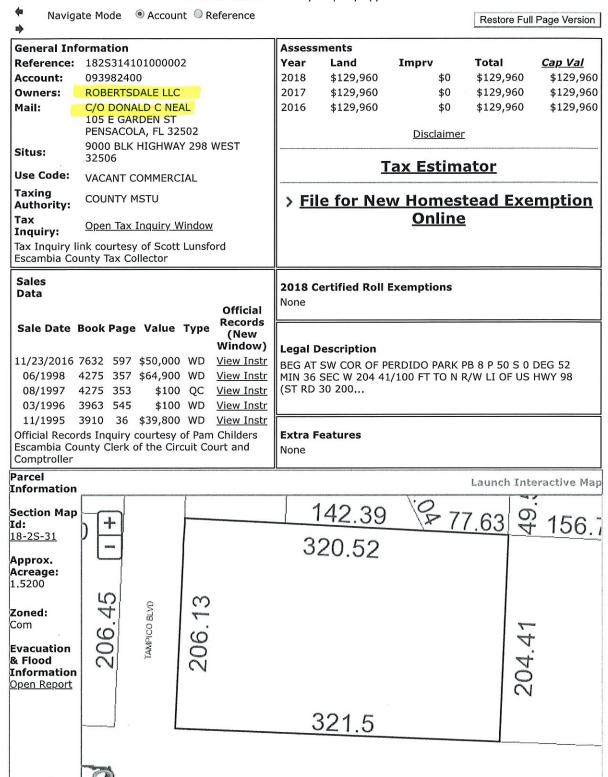
7.	Signs and lighting. All exterior signs and lights, whether attached or freestanding, will be						
	compatible with adjoining properties and other properties in the immediate area,						
	especially regarding glare and traffic safety.						
	ALL SIGNAGE AND LIGHTING WILL BE PERMITTED AND INSTALLED						
	IN ACCORDANCE WITH THE LAND DEVELOPMENT CODE. IT IS						
	OUR INTENT TO BE RESPECTFUL OF OUR NEIGHBORS WITH OUTSIDE						
	LIGHTING						
8.	Site characteristics. The size, shape, location and topography of the site appear						
	adequate to accommodate the proposed use, including setbacks, intensity, bulk, height,						
	open space and aesthetic considerations.						
	THE SITE PLAN WAS APPROVED RECENTLY BY ESCAMBIA COUNTY WHICH						
	DETERMINED THE SITE IS ADEQUATE FOR OUR PROPOSED USE.						
9.	Use requirements. The proposed use complies with any additional conditional use						
	requirements of the applicable zoning district, use, or other provisions of the LDC. YES THE PROPOSED USE COMPLIES WITH ANY USE REQUIREMENTS						
	PRESCRIBED IN THE COM ZONING DISTRICT.						

	5.	5. <u>Submittal Requirements</u>					
	A Completed application: All applicable areas of the application shall be filled in and submitted to the Planning and Zoning Department, 3363 West Park Place, Pensacola, FL 32505.						
		В.	Application Fees: To view fees visit the website: http://myescambia.com/business/board-adjustment or contact us at 595-3475.				
			Note: Fees include all notices and advertisements required for the public hearing and a \$5 technical fee. Payments must be submitted prior to 3 pm of the closing date of acceptance of application. Please make checks payable to Escambia County. MasterCard and Visa are also accepted.				
		C.	Legal Proof of Ownership (ex: copy of Tax Notice or Warranty Deed) <u>AND</u> a Certified Boundary Survey (Include Corporation/LLC documentation if applicable.)				
		D.	Signed and Notarized Affidavit of Owner/Limited Power of Attorney AND Concurrency Determination Acknowledgement (pages 4 and 5).				
В у і 1)	l an	n dul	ture, I hereby certify that: y qualified as owner(s) or authorized agent to make such application, this application is of my own g, and staff has explained all procedures relating to this request; and				
2)	mis	repr	mation given is accurate to the best of my knowledge and belief, and I understand that deliberate esentation of such information will be grounds for denial or reversal of this application and/or on of any approval based upon this application; and				
3)			tand that there are no guarantees as to the outcome of this request, and that the application fee efundable; and				
1)	l au	thor	ize County staff to place a public notice sign(s) on the property referenced herein.; and				
5)	I am aware that Public Hearing notices (legal ad and/or postcards) for the request shall be provided by the Development Services Department.						
Sign	ature	of C	Downer/Agent Downer/Agent Downer/Agent				
STA was	TATE OF Horida COUNTY OF Escendia The foregoing instrument of the country of the						
	2018 by Donald C. Neal						
Per	ersonally Known OR Produced Identification . Type of Identification Produced: FL DL						
(Deven Sharon Fincher						
Sigr	gnature of Notary Printed Name of Notary						

(Notary Seal)



Source: Escambia County Property Appraiser



View Florida Department of Environmental Protection(DEP) Data



Department of State / Division of Corporations / Search Records / Detail By Document Number /

Detail by Entity Name

Florida Limited Liability Company

98 TAMPICO, LLC

Filing Information

Document Number

L16000152988

FEI/EIN Number

81-4029706

Date Filed

08/16/2016

Effective Date

08/16/2016

State

FL

Status

ACTIVE

Last Event

LC NAME CHANGE

Event Date Filed

02/13/2017

Event Effective Date

Principal Address

105 E GARDEN ST

PENSACOLA, FL 32502

Changed: 02/20/2018

Mailing Address

105 E GARDEN ST

PENSACOLA, FL 32502

Changed: 02/20/2018

Registered Agent Name & Address

NEAL, DONALD C

105 E. GARDEN ST

PENSACOLA, FL 32502

Authorized Person(s) Detail

Name & Address

Title MGR

NEAL, DONALD C 105 E GARDEN ST PENSACOLA, FL 32502

Title MGR

MAY, ROY J PO BOX 517 GULF BREEZE, FL 32562

Annual Reports

Report Year **Filed Date** 2017 02/22/2017 2018 02/20/2018

Document Images

02/20/2018 ANNUAL REPORT	View image in PDF format	
02/22/2017 ANNUAL REPORT	View image in PDF format	
02/13/2017 LC Name Change	View image in PDF format	
08/16/2016 Florida Limited Liability	View image in PDF format	-

Florida Department of State, Division of Corporations

Plan Reviewer Evaluation Comments

Site Plan Reviewer Comments

DRC Meeting Date: July 5th, 2017 Project #: PSP170600102

Project Name: Tampico Commercial

Project Address: 9100 W Highway 98

Christina Smith

Digitally signed by Christina Smith DN: cn=Christina Smith, o, ou=DRC, email=Christina_Smith@myescamb

Please Address the Following Comments

Addressing

Reviewer: Shannon Pugh @ 850-595-3034

Shannon Pugh@co.escambia.fl.us

9100 W Highway 98

Access Management

Reviewer: Jason Walters @ 850-595-3422

Jason_Walters@co.escambia.fl.us

- 1) One driveway is sufficient to serve this site. Show a single driveway connection to Tampico Boulevard at least 125' from the travel way of Highway 98. Did the FDOT deny a driveway connection to Highway 98?
- 2) Provide written notification to the FDOT of the nature of the proposed business. Provide a copy of said notification to Escambia County.

Stormwater

Reviewer: Roza I. Sestnov @ 850-595-3411

Roza Sestnov@co.escambia.fl.us

- 1. Suggest more durable siltation fence installed at the wetlands line, or any other additional sediment control measures.
- 2. Please note on the drawings that disturbed R/W shall be sodded.
- 3. Culvert in the Right of Way should be RCP. Please revise.
- 4. Geotechnical Report recommends a wet pond. But it appears that a dry pond is proposed. Please clarify.
- 5. Please provide a treatment volume recovery time.
- 6. Please ensure that the owner is provided with a stormwater maintenance plan.
- 7. Provide a skimmer at overflow discharge structure.
- 8. It appears this project may require permitting through ERP and FDOT. It is Engineer/Developer's responsibility to obtain all state required permits.
- 9. Drainage fees shall be paid at the time of the final comparison submittal. Drainage fees will be determined at the time of route sheet sign off.

Planning

Reviewer: John Fisher @ 850-595-4651

John_Fisher@myescambia.com

3. DSM 2-1.3

(d) Sight triangle requirements At a minimum, a site triangle shall be provided 35' from edge of pavement to 35' edge of proposed road or driveway.

Article 9 Sec 5-9.2(e) Solid waste. Refuse and waste removal areas shall be buffered and/or screened from adjacent properties and public ways by appropriate fences, wall or hedges. In cases where dumpsters must be located in areas highly visible from any public right-of-way, the Planning Official shall be authorized to require appropriate vegetative or structural screen to shield an unsightly condition.

- 2-2.3 Buffers. Based on broad land use categories, where a proposed new use or expanding existing use is likely to adversely impact an adjoining use, a landscape buffer is required to minimize or eliminate those impacts. The buffer shall protect the lower intensity use from the higher intensity use and provide an aesthetically attractive barrier between the uses. It shall function to reduce or eliminate incompatibility between uses such that the long-term continuation of either use is not threatened by impacts from the other. Buffers shall be provided according to the following standards:
 - (a) Required by use. The character of adjoining land uses primarily determines the type of buffering required.

David W. Fitzpatrick, P.E., P.A.

10250 North Palafox Street Pensacola, FL 32534 Phone (850) 476-8677 Fax (850) 476-7708 <u>fitzpatrick@fitzeng.com</u> Board of Professional Engineers Certification # 00008423

December 6, 2017

Escambia County Development Services Bureau

RE: Tampico Commercial

The following are the responses to the comments made on the above mentioned project:

Jason Walters

- Per our emails and conversations, the south entrance on Tampico Blvd will be entrance only.
 The entrance on Hwy 98 will be right-in only.
- 2. See attached FDOT Driveway Notice of Intent to Approve.

Roza Sestnov

- 1. I have changed the silt fence to a double row of silt fence along the wetland boundaries.
- 2. General note #4 has been revised to state this.
- 3. Culvert in the R/W has been changed to RCP.
- It also states "a shallow detention pond may be feasible.". Since we have such a large pond area, the shallow pond works well.
- The recovery time sheet of the PONDS simulation is attached. The pond will fully recover the volume below the weir in less than 30 hours. This has been added to the narrative.
- 6. The maintenance plan is shown on sheet #3. The owner will be provided a copy.
- 7. Wood skimmer has been added to outfall details on sheet #3.
- 8. Acknowledged.
- 9. Acknowledged.

John Fisher

- 1. Site triangles have been added.
- 2. The dumpster pad is called out to be surrounded by a 6' opaque fence.
- 3. There are wetlands along the north boundary where a buffer would be required. The existing vegetation in the wetlands should make for a nice buffer.
- 4. No sign is proposed with this submittal. If needed, a sign permit will be attained at a later time.
- 5. Exterior lighting will be designed in accordance with Escambia County standards.

Brad Bane

- See attached Site Specific with Exhibits.
- Impacts to protected natural resources have been avoided to the maximum extent practicable. We should be receiving permits from ACOE & NWFWMD any day now.
- Wetland boundary label has been revised with date. Wetland table is shown on sheet C2. Secondary impacts (buffers) have been accounted for in the ACOE & NWFWMD permits.
- 4. See attached NWFWMD ERP Permit.
- 5. We have verified with surveyor that no protected trees are onsite.
- 6. Easement has been labeled on the plans.
- 7. Acknowledged.

Juan Lemos

1. Flood Statement has been revised.

Joe Quinn

- The nearest fire hydrant is located at the northeast corner of the intersection of Tampico Blvd and Tampico Circle. This hydrant is shown on sheet #1 of the plans.
- The hydrant was tested and the hydant should be capable of flowing approximately 1,600 gpm. The test results are attached.

Charles Wiley

1. All proposed handicap spaces are shown to be 12' wide.

Tampico Commercial	
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DRC Number: PSP170600102

9100 W Highway 98

Date of Comments: July 5, 2017

Attached to this form are written comments based upon staff review of the above referenced project. It is the applicant's responsibility to address ALL comments. The applicant shall schedule a meeting with each reviewer. If the disposition is "recommend Approval" or "ready for final Comparison" it doesn't require a sign off

Review:	Performed by	Disposition	Sign & Date
Access	Jason Walters	Comments Given	W 10.11.17
Environmental Review	Bradley Bane	Comments Given	
Fire & Safety Review	Joe Quinn	Comments Given	
Floodplain Management Review	Juan Lemos	Comments Given	
Planning & Zoning	John Fisher	Comments Given	
Handicap Access	Charles Wiley	Comments Given	
Stormwater Review	Roza Sestnov	Comments Given	
l acknowledge that project may be den	I have not obtained all signed by the Development	gnatures needed. I have elected to Review Committee creating a nee	proceed at my own risk and that my do file a new application with fees.
Applicant/Agent Signature:			Date:

Tampico Commercial		DRC Number: PSP170600102			
9100 W Highway 98		Date of Comments: July 5, 2017			
Attached to this form are written comments be schedule a meeting with ear		e above referenced project. It is the applicant on is "recommend Approval" or "ready for fina			
Review:	Performed by	Disposition	Sign & Date		
Access	Jason Walters	Comments Given	1		
Environmental Review	Bradley Bane	Comments Given	Bane	Digitally signed by Brad Bane Dirk cn-Brad Bane, on-Escambia County Dieveloy Dept, own IPC/Environmental, email-bidbanel c-US Date: 2017,12.06 14.45-22-06/00*	
Fire & Safety Review	Joe Quinn	Comments Given			
Floodplain Management Review	Juan Lemos	Comments Given			
Planning & Zoning	John Fisher	Comments Given	-		
Handicap Access	Charles Wiley	Comments Given			
Stormwater Review	Roza Sestnov	Comments Given			

I acknowledge that I have not obtained all signatures needed. I have elected to proceed at my own risk and that my project may be denied by the Development Review Committee creating a need to file a new application with fees.

Applicant/Agent Signature:	-	Date:	

Tampico Commercial		DRC Number: PSP170600102		
9100 W Highway 98		Date of Comments: July 5, 2017		
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Review:	Performed by	Disposition	Sign & Date	
Access	Jason Walters	Comments Given		
Environmental Review	Bradley Bane	Comments Given	Ann	
Fire & Safety Review	Joe Quinn	Comments Given	ACO notifi	
Floodplain Management Review	Juan Lemos	Comments Given		
Planning & Zoning	John Fisher	Comments Given	-	
Handicap Access	Charles Wiley	Comments Given		
Stormwater Review	Roza Sestnov	Comments Given		
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Applicant/Agent Signature:			Date:	

Tampico Commercial

DRC Number: PSP170600102

9100 W Highway 98		Date of Comments: July 5, 2017				
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Handicap Access	Charles Wiley	Comments Given	<u> </u>			
Stormwater Review	Roza Sestnov	Comments Given				
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Planning & Zoning	John Fisher	Comments Given	John C Fisher Services, our Planning & Zooling, enabled theighterspread and the Control of their control of				
Handicap Access	Charles Wiley	Comments Given					
Stormwater Review	Roza Sestnov	Comments Given					

Lacknowledge that I have not obtained all signatures needed. I have elected to proceed at my own risk and that my project may be denied by the Development Review Committee creating a need to file a new application with fees.

Applicant/Agent Signature:	Date:	

Tampico Commerciai		DRC Number: PSP1/0600102				
9100 W Highway 98		Date of Comments: July 5, 2017				
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Planning & Zoning	John Fisher	Comments Given				
Handicap Access	Charles Wiley	Comments Given	7-10-17cip			
Stormwater Review	Roza Sestnov	Comments Given				
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Applicant/Agent Signature:			Date:			

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Planning & Zoning	John Fisher	Comments Given	-				
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Stormwater Review	Roza Sestnov	Comments Given	Sestnov	County, ou=DRC, email=risestnov@myescambia.c c=US Date: 2017.09.29 12:28:36 -05'00			
			d to proceed at my own risk and need to file a new application wi				
Applicant/Agent Signature:			Date:				

Comments/ Conditions

* Drainage Impact Fee: \$835.16





SITE PLAN DEVELOPMENT ORDER

with Concurrency Certification

Project: Tampico Commercial

Future Land Use: C

Location: 9100 W Highway 98

Zoning District: Com

Development Review #: PSP170600102

Flood Zone: X

CRA: N/A

Property Reference #: 18-2S-31-4101-000-002

To construct a new 4,800-square foot restaurant/general retail building on a 1.51± acre parcel. Access will be utilized from Highway 98 and Tampico Boulevard.

PROJECT DESCRIPTION

Total Parking Spaces: 30

Handicap Parking Spaces: 2

Potable Water: ECUA

Sanitary Sewer/Septic: Sewer

Trees to be removed: 0

Mitigation Trees: 0

STANDARD PROJECT CONDITIONS

- 1. This Development Order with concurrency certification shall be effective for a period of 18 months from the date of approval. Site plan approval and concurrency shall expire and become null and void if a permit for the approved development has not been obtained from the Building Inspections Department (BID) within the effective period and no extension has been applied for. After issuance of such permit, site plan approval and concurrency shall only terminate upon permit expiration or revocation by the BID. The Board of Adjustment may grant one extension for a maximum of 12 months to the original effective period of the Development Order, but application for such extension must be submitted before termination of the initial 18-month period. If the Development Order expires or is revoked, allocated capacity will be withdrawn and made available to other applicants. If the applicant chooses to proceed with development of the project site, a new site plan application must be submitted for review, approval, and capacity allocations subject to Code provisions and Level of Service conditions at the time of the new application.
- 2. This Development Order alone does not authorize site development to commence. A valid Escambia County Building Permit must be obtained prior to any building construction. Site development as described on the approved site plan, including protected tree removal and grading, may occur under the authorization of the Building Permit. commencement of such activity prior to issuance of a Building Permit will require a separate Pre-construction Site Work Permit, or if no Building Permit is applicable will require a separate Parking Lot Permit, obtained from the Building Inspections Department, with erosion control, tree protection, and all other provisions of the approved site plan fully applicable and enforced.

- 3. All specifications and requirements, expressed or implied by note or drawing, in the site development plans approved with this Development Order must be fulfilled.
- No development activities may commence in areas regulated by state or federal agencies unless all required state and federal permits, or proof of exemption, have been obtained and a copy provided to the County.
- Proof of application from the Emerald Coast Utilities Authority (ECUA) for connection to the sewage system, or from the Escambia County Health Department for an Onsite Sewage Treatment and Disposal System (OSTD), must be obtained prior to issuance of an Escambia County Building Permit.
- 6. After issuance of this Development Order, it shall be unlawful to modify, amend, or otherwise deviate from the terms and conditions without first obtaining written authorization through the Development Review Committee (DRC) departments. Approval of such modifications shall be requested in writing and obtained prior to initiating construction of any requested change. The applicable review process for the proposed modification shall be determined based on the applicant's written description of such modifications. Escambia County may require submittal of a new or revised plan and impose additional requirements and/or conditions depending upon the extent of any proposed modifications. The applicant has a continuing obligation to abide by the approved plan. Initiating construction of plan modifications without written County approval shall automatically terminate and render null and void this Development Order, and shall be subject to penalties and/or increased fees specified by the BCC.
- 7. A copy of this Development Order and the approved site development plans must be maintained and readily available on site once any construction activity has begun, including clearing and grading. The approved building construction plans must also be on site once any building construction has begun.

Development Review Committee (DRC) Final Determination

Having completed development review of the **Tampico Commercial**, **9100 W Highway 98**, site plan application referenced herein, in accordance with requirements of applicable Escambia County regulations and ordinances, the DRC makes the following final determination:

Approve

The development plan is approved. The applicant may proceed with the development subject to the project description and project conditions noted herein. Use other than that described, or conditions not satisfied, constitute a violation of this Development Order and render it void. Further, this approval does not constitute approval by any other agency.

Deny

The development plan is denied for the reasons noted below. The applicant may appeal the decision within 15 days from the date below to the Board of Adjustment (BOA) under the provisions of Section 2.04.00 of the Escambia County Land Development Code, and/or submit a new or revised site plan application for review.

Director, Development Services Department

Date

