



DRAFT

Ms. Renea Vincent
Pinellas County
440 Court Street, 3rd Floor
Clearwater, FL 33756

**Re: Restoration Bay
Parcel 33-30-15-00000-240-0100**

Dear Renea:

In response to your letter dated September 13, 2019, your comments and/or questions are listed below in bold and Ardurra Group, Inc. (Ardurra) responses follow:

Application form

1. Question 4 - please add Development Agreement

Response: This has been added.

2. Question 4 - please add Development Master Plan if you are pursuing one at this time

Response: This has been added.

3. Question 9 - other components of the submittal materials reference a small portion of the subject property being currently covered by the Residential Low (RL) land use category. If this is the case, please include RL here.

Response: Any references to RL as an existing land use category have been removed.

4. Item 16 e) - please provide a recent survey of the subject property

Response: It is assumed that a boundary survey is meant, a copy of which is included with this resubmittal package.

5. Item 16 b) - please provide certification of ownership from a duly licensed title or abstract company, or a licensed attorney-at-law, showing that the applicant is the current title holder of record.

Response: CCL: Discussion item with Ron or Joel? Ask Bob for a letter certifying. The owner is a letter from Bob Barnes, that certifies that blank entity is owner of record. Joel says does the company in fact own the real estate. Certificate of ownership. I am a licensed attorney and blank is the record owner of fee title of attached real estate. Project legal.



6. **Item 16 g) - please provide Floodplain information such as, but not limited to, the current flood elevation and flood zone designation on the attached Development Master Plan. For those lots located within the flood zone please indicate anticipated method of construction, such as stilt homes, import of fill to elevate slabs, stem walls, etc. Please note that if the minimum detached lot of sixty feet in width is to be used with a six (6) foot side yard setback in a flood zone, the home will not be able to accommodate any mechanical equipment or electric meters on the side of the proposed homes due to the fact that the required elevated platforms would violate the setback requirements.**

JE/CCL

Response: The requested information has been added to the Development Master Plan.

Justification Statement & Support Documents

7. **1.0 Introduction, pages 1-3 - this section describes various public benefit components of the project (e.g. improving stormwater management /water quality for the area watershed, a publicly-accessible open space linear greenway and trail system) and pledges a commitment to them, but there are insufficient details in the submitted Development Agreement to memorialize this.**

DA ITEM – JOEL TEW Response: Joel asked us to come up with some bullet points and get Ron & Jeff to OK. Joel will add to the DA. Joel will also ask county attorney and see if he can get him to get him how much specificity to have at this point.

8. **2.1 Future Land Use Map, page 4 - this section mentions 0.3 acre of the subject property being covered by the RL land use. This does not match the County's records. If there is RL currently on the property, please clearly depict it on all relevant maps and exhibits and amend the first paragraph in subsection 2.1 to reference RL as a current zoning category on the subject property.**

Response: All references to such 0.3 acre RL have been removed.

9. **2.2 Zoning District Map Amendment; Concurrent Land Use, Zoning, Development Agreement and Brownfield Applications, page 4 - this section indicates a desire to process various components of the request concurrently, with final approval of all items occurring simultaneously. Please be advised that per Section 138-395.3 of the Pinellas County Land Development Code (LDC), the requested RPD zoning district requires a Development Master Plan (DMP) pursuant to Chapter 138, Article II, Division 11. If the desire is to process every required component of the request concurrently and approve them simultaneously, a complete DMP must be included. It is noted that a DMP is included in the submittal package. This item as submitted, however, is incomplete. Section 138-263(a) of the LDC requires a DMP to have a series of framework plans that include 1) a transportation framework plan, 2) a land use framework plan, 3) an open space framework plan, and 4) a utilities and stormwater framework plan. As a 95+ acre project, the request does not qualify for**



the small district option, where the required elements of a DMP may be displayed on a single plan sheet. Please note that a DMP must be approved by the Board of County Commissioners at a public hearing prior to site plan approval.

Response: The required information has been added to the Development Master Plan

10. **2.2 Zoning District Map Amendment; Concurrent Land Use, Zoning, Development Agreement and Brownfield Applications, page 4 -As stated the desire is to pursue all items occurring simultaneously, as such, please submit a written waiver for the associated processing timelines associated with the Zoning application and the Brownfield application, which have strict processing timelines unless waived by the applicant.**

Response: Please see the attached waiver confirming extended processing timelines in recognition of the concurrent review of all applications.

11. **3.0 Brownfield Consideration and Public Benefits, page 5 -An evaluation of the Brownfield application and completeness review will be provided under separate cover by the County staff evaluating that portion of the application.**

Response: Acknowledged.

12. **4.1 Historical Perspective; Surrounding Communities, page 6-the first paragraph includes information that is sequentially out of order. The statement about a 1926 plat should come before the reference of clearing the land in 1940.**

Response: The narrative has been revised.

13. **4.1 Historical Perspective; Surrounding Communities, page 6 - the last paragraph makes reference to the property being "approved to be developed for residential use", which is not accurate. The property was platted for residential use, but no approvals were obtained for residential uses on the subject property.**

Response: Discussion item with JOEL Joel will talk to David Sadowski.

14. **5.0 Consistency with County Plan Standards and Policies, page 9 - the paragraph at the bottom of this page describes the portions of the property that will remain Preservation. Please note that the areas reflected as Preservation should follow recently established wetland jurisdictional (JD) lines. The Preservation areas as currently depicted on the Future Land Use Map do not necessarily follow the wetland lines as they exist today. Exhibit E, Proposed Future Land Use, should be updated to reflect recently established JD lines and acreages should be amended as applicable.**

Response: The preservation areas have been updated to reflect the latest linework depicted on the attached boundary/wetland survey.



15. **5.2 Consistency with fulfillment of Comprehensive Plan Policies, page 12 - the first paragraph under Transportation Element states that a traffic analysis will be conducted to support the application. This traffic analysis was not provided to the County by the agreed upon date of September 6. The Traffic Mitigation Plan submitted on September 12 is inadequate as it is not a full traffic study.**

Response: CCL and SH

16. **5.2 Consistency with fulfillment of Comprehensive Plan Policies, page 14 - the last paragraph under Natural Resource Conservation and Management Element states that the applicant has committed to providing native vegetation throughout the redevelopment. This commitment is not currently memorialized in the Development Agreement or the DMP? Please specify how it will be memorialized.**

Response: DA portion for JT. DMP – CCL and JE. Need Brian and staff to shoot bullet points over. Native vegetation. All LA is all native vegetation anyway. Help support the public benefit. Add removal of invasive species. Will be one of the bullets. Some descriptive language. Make them more comfortable if we can describe it. Environmental report documented some of the issues. Take it from its current condition to a better condition and we will explain how we will do that.

17. **5.2 Consistency with fulfillment of Comprehensive Plan Policies, page 14 - the last paragraph under Housing Element describes a split of the project into north and south components, with the northern portion having smaller lots. These north and south areas should be depicted on the DMP and the different lots sizes for both areas should be shown on the DMP, including dimensions, setbacks, etc.**

Response: Please see the revised Development Management Plan. (CCL/JE)

18. **5.2 Consistency with fulfillment of Comprehensive Plan Policies, page 16, the last paragraph under Surface Water Management Element mentions a public-private partnership. How will this be memorialized and what are the specific elements to this partnership?**

Response: Discussion item with Joel. Need bullet points on this. Remove public-private partnership? The County will benefit. If we can take on more of the drainage treatment can be a card to play later in design. We know we have to take the onsite flows, we will be treating the offsite. It's a public benefit. We cannot promise to treat everything. IF there are 5 days of rain, not all is treated. Put CDS unit in bullet point. Their approval of the brownfield, there are some public elements to this. Let's give them the specific elements. We want them to approve brownfield. Use their row for the gadgets that we need. Cooperative effort with the county, here are the potential public elements for which we may need public assistance. That drainage easement may need to be modified, altered, or discarded all together. There are no drainage ponds in the area – only ours...



19. **6.0 *Environmental Considerations*, page 20 - the last paragraph under Environmental Benefits and Recreational Amenities mentions the enhancement of onsite wetlands. Where is this memorialized?**

Response: CCL/JT discussion item. Will this just be on the DMP? Or in the DA or both?

20. **7.1 *Traffic*, page 22 - details on traffic impacts are not complete.**

Response: CCL/SH

21. **7.1 *Traffic*, page 22 - note that two primary access points are required for developments that exceed 555 daily trips, per LDC section 154-198. The DMP should reflect the two entrances.**

Response: Please see revised DMP.

22. **7.2 *Stormwater Management System*, page 22 - the first paragraphs states 'See Support Document No 2'. Where is this? Is it Appendix A?**

Response: The nomenclature has been revised.

23. **7.2 *Stormwater Management System*, page 22 - the third paragraph mentions that these improvements will be constructed and maintained by the applicant. Maintenance will most likely be the responsibility of the Homeowners Association, not the applicant. Where are the public stormwater benefits mentioned in this section memorialized?**

Response: CCL/JT – will this be in the DA? Bullet points that he can put in the DA. And Joel will get back to us. These details have been included in the revised DA.

24. **Exhibit D, *Existing Future Land Use* - please clearly show where the existing RL category is located on the subject property.**

Response: The RL has been removed.

25. **Exhibit E, *Proposed Future Land Use* - the Preservation land use needs to coincide with existing wetland JD lines. Why not leave the trails and buffer areas as Recreation/Open Space?**

Response: The trails and buffers may evolve, meander, or be relocated throughout the design and engineering process and therefore, it would be premature to designate a FLU with that level of specificity. Discussion at conference call – at time of plat, so time of easement – conservation/drainage easement at the time of plat. Can define uses in the easement. Open to everyone not just golfers.



26. **Exhibit F, *Concept Plan* - the concept plan does not match the development master plan. Consistency is necessary. The DMP should show all of these components through its various framework plans. Furthermore, in the DMP framework for either transportation or land use there should be a reference to the maximum 600 foot block length as stated in Section 154. 126.**

Response: Please see the revised DMP.

27. **Exhibit G, *Roadway Connections & Utilities Stub-Out Area* - the figure does not seem to depict this, rather it appears to be a copy of the vacated plat superimposed on the project area.**

Response: CCL/JE

Development Agreement

28. **The Development Agreement needs to include the concept plan and/or the DMP as an exhibit and it/they need to be referenced in the wording, perhaps in sections 5.1 and/or 6.1.3.4.**

29. **Recital E lists current land use designations as including Residential Low (RL). Our records do not show this. Please indicate where on the property this designation occurs on the applicable exhibits.**

Existing RL has been removed.

30. **Recital E (ii) - the land use designation was changed in 1975, not 1985.**

We used the meeting minutes – our information indicates 85, but it was changed whenever it was changed.

31. **Please add 'detached' to single family in Recital Hand in Section 6.1.3.1.**

Ron agrees to single family detached. .

32. **Section 5.2 - if the duration is proposed to be 10 years, rather than 5 years, Sections 6.1.2. and 6.2.2 need to be changed to state that development shall comply with the County's Code applicable at the time of development. If this is not acceptable, Section 5.2 needs to be changed to 5 years.**

Joel is going to talk to Sadowski.



33. **Section 6.1.3.2. - this is not specific enough. Need more detail on the specific parameters of these many items, and how these things will be accomplished. The public benefit items need to be better memorialized. This should include stormwater obligations, habitat restoration and monitoring obligations, operations and maintenance obligations, trail maintenance obligations, etc.**

Ardurra giving Joel bullet points.

34. **Section 6.1.3.4. - the height, intensity, etc. is based on the DMP. The DMP needs to be referenced.**
35. **Section 6.1.6. - the traffic mitigation improvements were not provided by the agreed upon deadline date of September 6. The document provided on the afternoon of September 12 lists proposed sidewalks and crosswalks on 1161 h Street and 661 h Avenue. No traffic study, with trip distribution, discussion of secondary entrances into the project, etc. has been submitted. The traffic analysis is therefore incomplete.**
36. **Please refer to LDC section 134-294 regarding Development Agreement requirements. In particular, a legal description needs to be attached, a description of any reservations or dedications of land for public purposes needs to be included, and certification of title is required .**
37. **Please add page numbers to this document.**

Please review the information provided and call me at (813) 880-8881 if you have any questions.

Sincerely,

Clark C. Lohmiller, PLA
Planning and Landscape Architecture
Group Leader

CCL/lag

cc: File No. 00121/2019-0195