

Return to: Forward Pinellas 310 Court Street, 2nd Floor Clearwater, FL 33756 Telephone: 727.464.8250 Email: info@forwardpinellas.org

Countywide Plan Map Amendment Application

Local Government Contact In	formation
Requesting Local Government:	
Local Government Contact:	
Address:	
Phone:	
E-Mail Address:	
Local Government Case #:	
Local Government Ordinance #:	
Property Owner Contact Infor	mation
Name(s):	
Address:	
Phone:	
E-Mail Address:	
Agent Contact Information (if	annlicable)
	applicable)
Name(s): Address:	
Phone:	
E-Mail Address:	
E-iviali Address.	
Characteristics of the Subject	t Property
Site Address(s):	
Total Acreage of the Amendment Area:	
Existing Use(s):	
Proposed Use(s):	
Parcel Identification #:	
Legal Description of the Amendment Area:	
What is the adjacent roadway's Level of Service (LOS) grade?	
Is the Amendment Area located in: [check all that apply]	☐ Coastal High Hazard Area☐ Redevelopment Area☐ Scenic Noncommercial Corridor

Page 1 of 3 Rev. 10/1/18

Countywide Plan Map Informa	ation
Current Countywide Plan Map Category(ies):	
Proposed Countywide Plan Map Category(ies):	
Local Future Land Use Plan N	lap and Zoning Information
Current Local Future Land Use Plan Map Category(ies):	
Current Local Zoning Designation(s):	
Proposed Local Future Land Use Plan Map Category(ies):	
Proposed Local Zoning Designation(s):	
Application Checklist	
• •	with this application: (incomplete applications will not be accepted)
The following Most be furnished to	with this application. (incomplete applications will not be accepted)
A complete application form;	
an ordinance being considered	d by your governing body;
a map or map series depicting	the future land use categories of the subject property and surrounding mation. [Countywide Rules, 6.1.4.2];
a local government staff report	ţ;
an electronic copy of the GIS s	shape file(s) for the amendment area;
	relopment agreement approved by the legislative body and executed by brivate party(ies) to the agreement; and
if applicable, the jurisdictional	determination line for environmentally sensitive areas.
Additional requirements for Tier II a	and III amendments to the AC or MMC category:
	Forward Pinellas staff; proposed FLUM categories and/or character districts within the AC or districts maximum densities/intensities;
	gulations applicable to the AC or MMC category (e.g., special area plan, ies, land development regulations);
•	each of the Planning and Urban Design Principles described in the duse Goal 16.0, are addressed within the AC or MMC category
	is [Countywide Rules, 6.5.3.1.2]; and
justification narrative demonstratin	addition to all of the above requirements, applicants must submit a g that the proposed density/intensity standards are appropriate for the e applicable locational requirements, due to changed conditions or other, Section 6.1.4.4]

Page 2 of 3 Rev. 10/1/18

Local Action Dates

Date local ordinance was considered at public hearing and authorized by an affirmative vote of the governing body for transmittal of, and concurrence with, the local government future land use plan map amendment.

If the local government chooses to submit a development agreement in support of this application, provide the date the agreement was approved at a public hearing by the legislative body. Any development agreement submitted as part of an application for Countywide Plan Map amendment may become a condition of approval of the amendment and will be subject to the provisions of Section 6.1.6 of the Countywide Rules.

Disclosure of Interest Statem	ent
Do any other persons have any ownership interest in the subject property?	
If so, provide the name and address of the person(s):	
If so, is the interest contingent or absolute?	
If so, what specific interest is held?	
Does a contract exist for the sale of the subject property?	
If so, is the contract contingent or absolute?	
If so, provide the names of all parties to the contract:	
Are there any options to purchase the subject property?	
If so, provide the names of all parties to the option:	
Please provide any other pertinent information which the applicant may wish to submit pertaining to the requested plan map amendment:	

Page 3 of 3 Rev. 10/1/18

Public Comment and Outreach on LUPA 2019-2

PUBLIC COMMENT

Planning and Zoning Commission - Oct 3, 2019 (public hearing)

A property/business owner in the area sent a letter to the Commission prior to the meeting with concerns about rodents, traffic, and aesthetics. Only the applicant's brother-in-law spoke at the meeting on the item and was supportive of the request.

City Council - Nov 14, 2019 (first reading)

There was no public comment.

City Council - scheduled for Nov 26, 2019 (public hearing and second reading)

PUBLIC OUTREACH

The public hearings on Oct. 3, 2019 at the Planning and Zoning Commission and on Nov. 26, 2019 at the City Council were advertised in accordance with City and State requirements, including ads in the St. Petersburg Times, mailed notice to all property owners within 300 feet, and signage in front of the subject property.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PINELLAS PARK, FLORIDA, AMENDING THE CITY'S OFFICIAL LAND USE PLAN MAP BY PROVIDING FOR A CHANGE IN THE LAND USE FROM COMMERCIAL GENERAL (CG) TO INDUSTRIAL LIMITED (IL) FOR A CERTAIN PARCEL OF LAND GENERALLY LOCATED EAST OF US HIGHWAY 19, APPROXIMATELY 200 FEET SOUTH OF 126TH AVENUE AND MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", WHICH IS ATTACHED HERETO AND MADE A PART THEREOF; CERTIFYING CONSISTENCY WITH THE CITY'S ADOPTED COMPREHENSIVE PLAN; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR AN EFFECTIVE DATE. (LUPA 2019-2, Katherine Lallamant)

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PINELLAS PARK, PINELLAS COUNTY, FLORIDA, AS FOLLOWS:

WHEREAS, the City of Pinellas Park, Florida, finds that it is in the public's interest to change the City's Land Use Plan Map designation from Commercial General (CG) to Industrial Limited (IL) for a certain parcel of land generally located east of US Highway 19, approximately 200 feet south of 126th Avenue and more particularly described in Exhibit "A" attached hereto and made a part thereof; and

WHEREAS, the Planning and Zoning Commission, sitting as the Local Planning Agency, and the City Council for the City of Pinellas Park, Florida have reviewed and held public hearings on said request; and

WHEREAS, the City Council of the City of Pinellas Park, Florida, has, by the adoption hereof, authorized the transmittal of a certified copy of this Ordinance to the Pinellas Planning

Council/Countywide Planning Authority, with a request that the Countywide Future Land Use Plan Map be amended consistent therewith.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PINELLAS PARK, PINELLAS COUNTY, FLORIDA, AS FOLLOWS:

SECTION ONE: That the City Council of the City of Pinellas

Park hereby amends the City's Official Land Use Plan Map and

changes the following described property from Commercial General

(CG) to Industrial Limited (IL):

THAT PARCEL LEGALLY DESCRIBED IN EXHIBIT "A" WHICH IS ATTACHED HERETO AND MADE A PART HEREOF.

SECTION TWO: That the City Council does hereby certify that this Ordinance is consistent with the City's Comprehensive Plan and elements thereof adopted pursuant to the Community Planning Act.

SECTION THREE: That all Ordinances, or parts of Ordinances, in conflict with the provisions of this Ordinance are hereby repealed insofar as the same affect this Ordinance.

SECTION FOUR: That this Ordinance shall become effective immediately upon approval hereof by the Countywide Planning Authority, unless challenged as hereinafter provided. If challenged within 30 days after adoption, the Ordinance shall not become effective until (i) the date that a final order is issued by the Administrative Law Judge through the State Division of

Administrative Hearings find	ing	the	same	e to	be	in	compl	ian	ce in
accordance with Section 163.3	3187,	, Fl	orid	a St	atut	ces,	and	(ii	.) the
adoption of this Ordinance			by f	the	Cou	nty	wide	Pla	anning
Authority.									
PUBLISHED THE	DAY	OF							2019.
FIRST READING	DAY	OF							2019.
PUBLIC HEARING THE	DAY	OF .							2019.
ADOPTED THIS	DAY	OF						,	2019.
AYES:									
NAYES:									
ABSENT:									
ABSTAIN:									
APPROVED THIS	DAY	OF						,	2019.
			Sandra L. Bradbury MAYOR						
ATTEST:									
Diane M. Corna, MMC									
CITY CLERK									

Exhibit "A"

Legal Description

GENERALLY LOCATED EAST OF US HIGHWAY 19 APPROXIMATELY 200 FEET SOUTH OF 126^{TH} AVENUE, BEING FURTHER DESCRIBED AS FOLLOWS:

THAT PART OF FARM 3 (LOT 3) IN THE SE 14 OF SECTION 8, TOWNSHIP 30 SOUTH, RANGE 16 EAST, AS SHOWN ON PLAT OF PINELLAS GROVES, AS RECORDED IN PLAT BOOK 1, PAGE 55, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, LYING NORTH AND EAST OF STATE ROAD #55, (U.S. HIGHWAY #19) LESS THE FOLLOWING DESCRIBED PORTIONS:
BEGIN AT THE NW CORNER OF SAID FARM 3 (LOT 3), A DISTANCE OF 142.86 FEET TO THE INTERSECTION OF THE EAST BOUNDARY OF STATE ROAD #55 (U.S. #19); THENCE RUN SE'LY A DISTANCE OF 23.85 FEET ALONG THE SAID EAST BOUNDARY OF STATE ROAD #55; THENCE RUN EASTERLY ON A LINE PARALLEL WITH THE NORTH BOUNDARY OF SAID FARM 3 (LOT 3), A DISTANCE OF 317.35 FEET TO THE EAST BOUNDARY OF SAID FARM 3 (LOT 3); THENCE RUN NORTHERLY ALONG SAID EAST BOUNDARY OF FARM 3 (LOT 3), 163.04 FEET TO THE NORTH BOUNDARY OF FARM 3 (LOT 3); THENCE RUN WESTERLY TO THE POINT OF BEGINNING; AND LESS:

FROM THE POINT OF BEGINNING AT THE INTERSECTION OF THE EAST BOUNDARY OF SAID FARM 3 (LOT 3), IN THE SE 4 OF SECTION 8, WITH THE EASTERLY BOUNDARY OF STATE ROAD #55 (U.S. #19) (A 200 FOOT RIGHT-OF-WAY) RUN NW'LY ALONG SAID EAST BOUNDARY OF STATE ROAD #55, 500.00 FEET; THENCE RUN EASTERLY, PARALLEL WITH THE NORTH BOUNDARY OF SAID FARM 3, TO THE SAID EAST BOUNDARY OF FARM 3 (LOT 3); THENCE SOUTHERLY ALONG THE SAID EAST BOUNDARY OF FARM 3 (LOT 3), 423.28 FEET TO THE POINT OF BEGINNING. AND LESS:

THAT PART OF FARM 3 (LOT 3) IN THE SE ¼ OF SECTION 8, TOWNSHIP 30 SOUTH, RANGE 16 EAST, PINELLAS GROVES, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 55, AS PER PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, LYING NORTH AND EAST OF STATE ROAD #55. BEING DESCRIBED AS FOLLOWS: COMMENCE ON THE EASTERLY BOUNDARY OF THE SE ¼ OF SECTION 8, TOWNSHIP 30 SOUTH, RANGE 16 EAST, AT A POINT 195.59 FEET N00°26′09″W OF THE SE CORNER OF SAID SECTION 8; RUN THENCE N32°24′09″W, 2,589.94 FEET; THENCE N89°43′11″E, 118.25 FEET TO A POINT OF BEGINNING; THENCE S31°07′46″E; 98.62 FEET; THENCE N89°43′11″W, 26.67 FEET TO THE POINT OF BEGINNING.

CITY OF PINELLAS PARK



Staff Report

Community Development Department Planning & Development Services Division

I. APPLICATION DATA

A. <u>Case Number:</u> LUPA 2019-2, Z 2019-3

B. Location:

1. Address: 12551 US Hwy 19 N

2. Parcel Number: 08-30-16-70974-400-0302

- C. <u>Request:</u> Request to change the Future Land Use category from Commercial General (CG) to Industrial Limited (IL) with a request to rezone from "CH" Heavy Commercial to "M-1" Light Industrial Zoning District for the use of outdoor storage of construction dumpsters and associated vehicles.
- D. Applicant: Katherine Lallamant
- E. Agent: Steven Lallamant
- F. <u>Legal Ad Text:</u> Request to change the Future Land Use category from Commercial General (CG) to Industrial Limited (IL) with a request to rezone from "CH" Heavy Commercial to "M-1" Light Industrial Zoning District at 12551 US Highway 19 N for the use of outdoor storage of construction dumpsters and associated vehicles.

G. Public Hearings:

Planning and Zoning Commission Hearing Date: October 3, 2019 Deadline to send public hearing notices: September 13, 2019

Advertising deadline: Sent September 9, 2019 / Published September 20, 2019

City Council Hearing Date: November 14, 2019

Deadline to send public hearing notices: October 28, 2019

Advertising deadline: Sent October 25, 2019 / Published November 1, 2019

II. BACKGROUND INFORMATION

A. Site Area: 19,572 square feet / 0.45 acres

B. Property History:

- **1. Land Use Plan or Zoning Amendments:** The property was annexed in 1999 as part of Ordinance No. 2606 and was designated as CH at that time.
- 2. Previous Permits and Development: None
- 3. Previous Variances, Waivers: None
- **4. Violations:** A Notice of Violation for the subject property was issued by Neighborhood Services on January 30, 2019. The notice indicated that Big Yellow Dumpster did not have a Business Tax Receipt and that all inoperative vehicles, dumpsters, and other items being stored outdoors must be removed from the property. On June 26, 2019, the property owner was ordered by the Pinellas Park Special Magistrate to remove all vehicles and outdoor storage items.

On June 27, 2019, the owner rented space on another property in the City and moved their items to that location. They also received a Business Tax Receipt allowing storage of empty dumpsters and vehicles on the rented property.

The property owner is now requesting the future land use and zoning changes so that they can legally return their dumpsters and vehicles to the subject property.

C. Existing Use: Vacant

D. Proposed Uses: Outside Storage of Construction Dumpsters

E. <u>Current Zoning District:</u> "CH" Heavy Commercial

F. Proposed Zoning District: "M-1" Light Industrial

1. Zoning District Purpose / Intent:

Section 18-1523. - "CH" HEAVY COMMERCIAL DISTRICT

Sec. 18-1523.1. - STATEMENT OF INTENT. The "CH" Heavy Commercial District is established in order to identify and provide those geographic areas within the City of Pinellas Park that are appropriate for the development and maintenance of a heavy commercial/light manufacturing and warehousing environment. This district is intended primarily for compatible retail, wholesale, distribution and light manufacturing operations, none of which require large areas for outdoor storage or display, and that do not involve the use of materials, processes, or machinery likely to cause undesirable effects upon neighboring properties, together with accessory uses and public facilities, customary to or required for such an environment.

2. Staff Analysis:

Outdoor storage is a permitted use in the "CH" District if the Future Land Use category is IL. However, outdoor storage is limited to an accessory use and 35% of the lot coverage. The proposed "M-1" District would allow outdoor storage as a principal use. To rezone to "M-1", the Future Land Use category must be IL.

Staff finds that the proposed "M-1" Zoning District is consistent with several properties to the west of the subject property across U.S. Highway 19 and to the north of the subject property across 126th Avenue. The proposed "M-1" Zoning would also be compatible with abutting properties, which are zoned "CH" and have been developed with fairly intensive uses. As such, staff finds the proposed rezoning to "M-1" would be appropriate if the Future Land Use is also changed to "IL".

- G. Current Future Land Use: Commercial General (CG)
- H. Proposed Future Land Use: Industrial Limited (IL)

1. Land Use Purpose / Intent:

It is the purpose of this category to depict those areas of the City that are now developed, or appropriate to be developed, in a limited industrial manner; and so as to encourage the reservation and use of consolidated areas for industrial and industrial/mixed use in a manner and location consistent with surrounding use, transportation facilities, and natural resource characteristics.

2. Key Standards:

Primary Uses - Office; Research/Development; Light Manufacturing/Assembly (Class A) and (Class B); Wholesale/Distribution (Class A) and (Class B); Storage/Warehouse (Class A) and (Class B).

Secondary Uses - Residential (limited to locations in Gateway Centre developed prior to August 7, 2015, pursuant to Section 2.3.3.14(E) of the Countywide Plan Rules (2018); Retail Commercial; Personal Service/Office Support; Commercial/Business Service; Commercial Recreation; Temporary Lodging; Institutional; Transportation/Utility; Recreation/Open Space; Transfer/Recycling; Incinerator Facility; Agricultural.

Density/Intensity - Temporary Lodging Use – Shall not exceed: (1) fifty (50) units per acre; or (2) in the alternative, upon adoption of an approved Development Agreement and local comprehensive plan

amendment, the alternative densities set forth in Table I.C. at the end of this section, consistent with Section 5.2.1.3 of the Countywide Plan Rules (2018).

All Other Uses – Shall not exceed a floor area ratio (FAR) of .65 nor an impervious surface ratio (ISR) of .85, except as provided for in the Countywide Plan Rules (2018). The standard for the purpose of establishing relative intensity and potential impacts shall be a FAR of .39 and an ISR of .65.

3. Staff Analysis:

The proposed use, outdoor storage, is a primary use in the IL Future Land Use category. The applicant is not proposing to increase the current FAR or ISR on the property. The proposed rezoning to "M-1" requires the Future Land Use category to be IL.

The proposed IL Future Land Use category is consistent with the abutting property to the south and functionally abutting properties to the west of the subject property. As such, staff finds that the proposed change in Future Land Use to IL would be appropriate.

- **Flood Zone:** The property is located in Flood Zones X, which is a low-risk flood zone, and X-Shaded, which is a moderate-risk flood zone.
- **J.** <u>Evacuation Zone:</u> This property is in Evacuation Zone B, which is the second level to evacuate in preparation for a storm. Zone B is evacuated when storm surge height is predicted to be up to 15 feet.

K. Vicinity Characteristics:

	Zoning	Land Use	Existing Use
North	СН	CG	Proturf Landscapes
South	СН	ΙL	Vacant
East	СН	IL/CG	Vacant, Proturf Landscapes
West	M-1/CH	IL	Forty Millimeter Screen Printing, Butterfly Lodge Motel

III. APPLICABLE CRITERIA / CONSIDERATIONS

A. <u>Comprehensive Plan Policies:</u>

1. Relevant Policies:

OBJECTIVE T.1.7

Facilitate the effective movement of goods in the City of Pinellas Park.

POLICY T.1.7.1

Coordinate with Pinellas County to identify roadways for truck movements in the Transportation Element.

OBJECTIVE LU.1.16

Continue to provide for site plan review of all industrial development.

POLICY LU.1.16.1

Maintain a sufficient supply of industrial land with a minimum of adverse effects on abutting properties.

POLICY LU.1.16.3

Industrial uses shall be concentrated in suitable existing locations to prevent a spread of negative effects on the community.

POLICY LU. 1. 16.4

Industrial development shall be separated from adjacent incompatible uses, and from residential uses permitted under special area plans, by transition zones, landscaping, parks, open space, or other buffering areas, for the mutual protection of industrial and non-industrial land uses.

2. Staff Analysis:

Under the current zoning of Heavy Commercial and Future Land Use of Commercial General, outdoor storage is not a permitted use. In response to code enforcement actions, the outdoor storage of construction dumpsters has relocated. If the request is approved, the outdoor storage could return to the site as a conforming use.

The site is surrounded by properties zoned Heavy Commercial and Light Industrial with Future Land Use designations of Commercial General and Industrial Limited, which is one step to the next level of intensity in the City's land use categories. The site is generally surrounded by high intensity commercial, light industrial and some heavy industrial. The nearest residential uses are an RV park located across US 19 and manufactured home communities about a quarter mile away. The site is located on a truck route identified by Forward Pinellas. Staff finds that the proposed request is consistent with the Comprehensive Plan.

B. Land Development Code Standards:

1. Key Standards:

SECTION 18-1538. - AMENDMENTS TO THE LAND USE PLAN MAP

Sec. 18-1538.1. - AUTHORITY.

The City Council shall have the authority to amend the Land Use Plan Map of the Comprehensive Plan in accordance with F.S. ch. 163, pt. II, and the following regulations.

Sec. 18-1538.2. - PROCEDURE.

The general procedure for the amendment of the Land Use Plan Map is as follows:

- (A) FILING OF APPLICATION. Petitions for Land Use Plan Map amendments shall be filed on forms provided by the City and shall be submitted to the Zoning Division. Applications for map amendments of ten (10) or more acres or to a classification that permits ten (10) or more units per gross acre shall be accepted and processed twice per calendar year, with filing windows to be established by administrative policy. There shall be an application fee for each petition for Land Use Plan Map amendment. The amount of the fee shall be set by Resolution of the City Council, as may be amended from time to time. The application fee shall be paid upon filing of the application. Such applications may be filed by:
 - 1. City Council.
 - 2. City Manager.
 - 3. Community Redevelopment Agency.
 - 4. Any person(s) that own real property within the City.
- (B) PUBLIC NOTICE. Notice of the public hearing shall be given as provided under Section 18-1534, "Public Notice Requirements".
- (C) PUBLIC HEARING PROCEDURE.
 - 1. The Planning and Zoning Commission shall hear the application at a public hearing, acting in an advisory capacity to the City Council as the Local Planning Agency for purposes of F.S. ch. 163, pt. II.
 - 2. The City Council shall hear the application during a public hearing and shall consider the recommendation of the Local Planning Agency in its decision to approve or deny the application. Approval of a map amendment application may incorporate voluntary and enforceable stipulations made by the applicant for the purpose of addressing amendment impacts on the community.
 - 3. Amendments to the future land use plan map are considered legislative, and need not be subject to quasi-judicial hearing procedure.

Sec. 18-1538.3. - REVIEW CRITERIA.

Review and disposition of petitions for amendment to the Land Use Plan Map shall be based upon the consistency of the proposed amendment with the goals, objectives, and policies of the Comprehensive Plan.

Section 18-1539. AMENDMENTS TO ARTICLE 15, "ZONING CODE" AND OFFICIAL ZONING MAP Sec. 18-1539.1. - APPLICABILITY.

The regulations, restrictions, and boundaries set forth in this Article 15 "Zoning Code" may from time to time be amended, supplemented, changed, or repealed in accordance with the following regulations. Sec. 18-1539.2. - PROCEDURE.

- (A) APPLICATION FILING. Petitions for amendment to Article 15 and the Official Zoning Map shall be filed on forms provided by the City and shall be submitted to the Zoning Division.
 - 1. An application for amendment to the text of Article 15 may be filed only by the City Council or the City Manager. The CRA, Board of Adjustment and Planning and Zoning Commission may make recommendations to the City Council for amendment to Article 15.
 - 2. An application for amendment to the Official Zoning Map may be filed only by the City Council, City Manager, or by an owner of real property that is located within the City. The CRA, Board of Adjustment and Planning and Zoning Commission may make recommendations to the City Council for amendment to the Official Zoning Map.
- (B) PUBLIC NOTICE. Notice of the public hearing shall be given as provided under Section 18-1534, "Public Notice Requirements".
- (C) PUBLIC HEARING PROCEDURE.
 - 1. The Planning and Zoning Commission shall hear the application at a public hearing, acting in an advisory capacity to the City Council as the Local Planning Agency when required by F.S. ch. 163, pt. II. The Planning and Zoning Commission shall submit written reasons for its recommendations, and its determinations related to the application review criteria listed in Section 18-1539.3, "Review Criteria", below.
 - 2. The City Council shall hear the application during a separate public hearing and shall consider the recommendation of the Local Planning Agency if applicable in its decision to approve or deny the application.
 - 3. Public hearings for map amendments shall be conducted pursuant to the quasi-judicial procedures set forth in Resolution No. 94-65 unless otherwise determined by the City Attorney. Public hearings for text amendments are legislative in nature, and are not subject to quasi-judicial procedures.
 - (D) BURDEN OF PROOF. The applicant shall bear the burden of demonstrating, by competent substantial evidence, that the evidence on the record demonstrates that a map amendment should be granted.
- (E) ADOPTION. Amendments to the Official Zoning Map and to Article 15 shall be by Ordinance of the City Council.

Sec. 18-1539.3. - REVIEW CRITERIA.

- (A) For amendments to Article 15, the Planning and Zoning Commission and City Council shall be guided by the requirement that the amendment be consistent with the Comprehensive Plan.
- (B) For map amendments, the Planning and Zoning Commission and City Council shall be guided by the following considerations:
 - 1. Whether the available uses to which the property may be put are appropriate to the property under accepted planning practices in question and compatible with existing land uses and planned uses in the area.
 - 2. Whether the numerical and dimensional development requirements which govern the development of the property will sufficiently safeguard the integrity and character of the area.
 - 3. Whether the amendment will constitute a grant of special privilege to an individual owner.
 - 4. Whether there are adequate provisions for water supply and treatment, sanitary sewer collection, transmission and treatment, drainage, and solid waste collection and disposal within the service area involved.
 - 5. Whether there are adequate provisions for traffic movement and safety, both vehicular and pedestrian, in the area.
 - 6. Whether there are adequate provisions for schools, parks, and mass transit within the service area involved.
 - 7. Whether the district boundaries are appropriately drawn with due regard to locations and classifications of streets, ownership lines, and existing improvements, or whether there is another error or ambiguity that must be corrected.
 - 8. Whether changed or changing conditions make the adoption of the proposed amendment necessary or appropriate, including but not limited to, substantial reasons that the property cannot be used in accordance with the existing zoning.
 - 9. Whether the amendment will be likely to have an adverse effect on the existing natural environment and natural resources.
 - 10. Whether the proposed amendment is consistent with the Comprehensive Plan and, if applicable, the Community Redevelopment Plan.

2. Staff Analysis:

This Staff Report is being prepared for the City Council under their authority to amend the Future Land Use Map of the Comprehensive Plan and the Official Zoning Map based on the application by the property owner with proper public notice for the public hearings required by these sections.

The Code requires amendments to the Future Land Use Map to be consistent with the Goals, Objectives, and Policies of the Comprehensive Plan. Staff finds that the proposed amendment is consistent, as provided above.

For amendments to the Official Zoning Map, the code provides a list of criteria to guide the City Council's decision. Staff finds the following concerning those criteria:

- The proposed map amendments are compatible with the existing and planned uses in the area:
- 2. The proposed use of the property will comply with the requirements of the zoning district;
- 3. There is no special privilege to be granted;
- 4. This was a previously occupied site and the City of Pinellas Park Public Works Department has expressed no concerns over the availability of services for the proposed use;
- 5. The site has direct access to US Highway 19 and easy access for trucks returning from the landfill on 28th Street via 118th Avenue in an area with minimal pedestrian activity;
- 6. Schools and parks are not required for light industrial uses, but mass transit is available along US Highway 19 as well as Bryan Dairy/118th Avenue;
- 7. The district boundaries are appropriate;
- 8. Access to the property is limited for customer based retail and services uses permitted within the existing Heavy Commercial zoning district where primarily employee based traffic of light industrial uses is more appropriate;
- 9. The site is not located within designated wetland areas; and.
- 10. Staff finds that the proposed request is consistent with the Comprehensive Plan.

C. Essential Services Review:

The requested Future Land Use Map and Zoning Map amendments have been reviewed by all relevant departments/divisions. No negative concerns were raised with regard to the proposed amendments.

IV. SUMMARY

A. Findings:

Based on the information and analysis contained in this report, staff finds as follows:

- 1. The subject property is 0.45 acres in size and located along US Highway 19 south of 126th Avenue;
- 2. The subject property is currently zoned "CH" Heavy Commercial with a Future Land Use designation of Commercial General (CG);
- 3. The applicant is requesting to amend the Official Zoning Map and Future Land Use Map to "M-1" Light Industrial and Industrial Limited (IL) respectively; and,
- 4. The requested map amendments are consistent with the Goals, Objectives, and Policies of the adopted Comprehensive Plan as well as the regulations of the Land Development Code.

B. Staff Recommendation:

Consistent with the above findings, staff recommends **APPROVAL** of case numbers LUPA 2019-2 and Z 2019-3.

Planning & Development Services Director / Assistant Community Development Administrator:

Community Development Administrator:

9/25/19

V. ACTION

PLANNING AND ZONING COMMISSION - MOVE TO:

- A. RECOMMEND APPROVAL
- B. RECOMMEND APPROVAL WITH THE FOLLOWING CONDITION(S):
- C. RECOMMEND DENIAL

VI. ATTACHMENTS

Exhibit A: Applications

Exhibit B: Survey

Exhibit C: Aerial Map

Exhibit D: Future Land Use Map

Exhibit E: Zoning Map

Exhibit F: FIRM Map

Exhibit G: Site Photos

CITY OF PINELLAS PARK



Staff Report

Community Development Department Planning & Development Services Division

ADDENDUM

Case Numbers: LUPA 2019-2

PLANNING AND ZONING COMMISSION

On October 3, 2019, the Planning and Zoning Commission recommended **APPROVAL** of Case #s LUPA 2019-2 and Z 2019-3.

VI. ACTION

CITY COUNCIL – MOVE TO:

1: APPROVE

2: APPROVE WITH CONDITIONS

3: DENY

an ordinance amending the City's Official Land Use Map by providing for a change in land use from Commercial General (CG) to Industrial Limited (IL) for a property located at 12551 US Highway 19 N.

IL

Exhibit A: Applications



Land Use Plan Map Amendment Application

City of Pinellas Park
Planning and Development Services
6051 78th Avenue North
Pinellas Park, FL 33781
(727) 369-5631



FOR OFFICE USE ONLY

CASE # LUPA 2019 - 2

Date Received: 21/2019

Plat Sheet: Related Cases: Z 2019 - 3

Receipt Number: Land Use Designation: Zoning District: Public Meetings Required Yes No

(If yes, please provide dates)

PZ: 10/3/10 CRA/CC: 11/14/19

REQUEST AND PROPERTY INFORMATION
Specific Request:
CHANGE MY LAND USE TO IL" General Location of Property or Address:
12551 US HWY 19 N,
Property Size: Current Use:
Parcel Number(s): 08 - 30 - 16 - 70974 - 400 - 0302
Legal Description: Lot: Block: Subdivision:
Metes and Bounds Description (attach if lengthy):
PINSULAS GIENES SE'14, SEC 8-30-16 THAT PART OF LOT 3
LYING WITHOU S NO FT (S) OF N 248FT(S) OF SE'14 LESS
Plw For US Huy 19
WNER/APPLICANT INFORMATION
Property Owner: Comercy Owner: Phone: Pho
2441 18th Aug N, ST. PETE, FR 33013
Email Address:
Authorized Agent Name): Relationship to Owner:
SISVEN (ALLAMANT LUSBAND
Email Address: Phone: (Dan) 320-5958
Authorized Agent Address (include city, state, zip code):
2441 18th AUR NIST PETE TE 33713
(we) the undersigned do certify that the information contained in this application is true and correct to the best of my (our) knowledge.
Serve bellamant
ignature of Property Owner Signature of Agent

AFFIDAVIT OF OWNERSHIP

STATE OF FLORIDA - COUNTY OF PINELLAS:

NAME OF ALL PROPERTY OWNERS, being first duly sworn, o		
KATHERINE LA	LLAMENT (FORMERLY MITCHELL)	
1. That (I am/we are) the owner(s) and record title hole	der(s) of the following described property:	
ADDRESS OR GENERAL LOCATION:	04 19 N, CLEARWATER, FL 330	34
LEGAL DESCRIPTION OF PROPERTY. Type leg	al directly on this sheet. If too lengthy, type on separate sheet titled "Exhibit A" and attach: 14、SさC 8-30-1 い かみてんかしん しょうそう と	107(s
GNOYEFT(S) OF SE	44 LESS R/W FOR US HUS/ 19	
2. That this property constitutes the property for which	an application is being made to the City of Pinellas Park, Florida (NATURE OF REQUEST):	
TILLING FOR COMMITTION		
That the undersigned (has/have) appointed and (do necessary to affect such application.	pes/do) appoint as (his/their) agent(s) to execute any petitions or other documents	
	City of Pinellas Park, Florida, to consider and act on the above described property; to include City representatives to enter usualize site conditions and/or determine compatibility.	ipon _.
SIGNED (PROPERTY OWNER)	SIGNED (PROPERTY OWNER)	
TATE OF FLORIBAN III (S	The foregoing instrument was acknowledged before me this 3 114 2019	
	By COMONING L. LOUISMANT (CFO. (Name of person acknowledging and 886 of position)	
Notary Public, State of Florida Commission# GG 52036 My comm. expires Dec. 1, 2020	who is personally known to me or who has produced FL DY IVEY LICENSC (Type of identification) as identification and who did (did not) take an oath.	
(SEAL ABOVE)	Notary Public, Commission No. C1G 5203LQ	
, _	Name of Notary typed, printed or stamped)	



Rezoning Application
City of Pinellas Park Planning and Development Services 6051 78th Avenue North Pinellas Park, FL 33781 (727) 369-5631

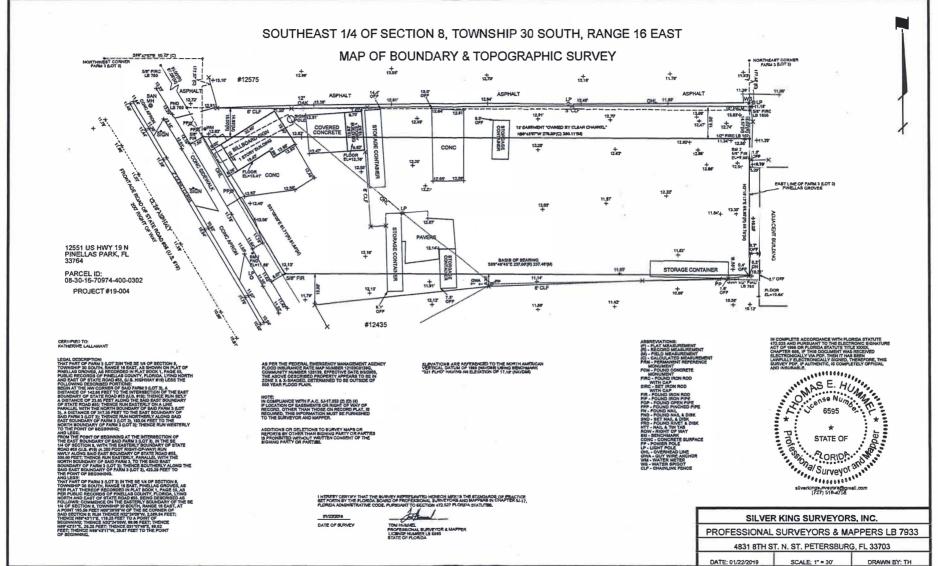
FOR OFFICE USE ONLY CASE # Z Date Received: Plat Sheet: Receipt Number: Land Use Designation: Zoning District: Public Meetings Required Yes No (If yes, please provide dates) 49 CRAICC: 11

REQUEST AND PROPERTY INFORMATION Specific Request: 0 1 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2		^^4		
Specific Request: CHANGE General Location of property or address:	toning.	DIVIT		
12551 US HE	1192			
Property Size:	(Current Use:	SUDI	
Parcel Number(s): 08 - 30 -	16-7097	4-400-D		
Legal Description; Lot:	Block:	Subdivi	sion;	
Or				
Metes and Bounds Description (attach if le	ingthy): U, SEC	18-30-167	HAT PARO	TOFLOT 3
Lywo winter ST	O (2) PFOI	FN248 FA	s) of s	se "I4 LESS
RILL OUR IS FE	204 (4			
WNER/APPLICANT INFORMATION				
Property Owner: KADIES INSE	LALLAMAN	of Formerle	Ph Ph	one: (1) S15-9630
Mailing Address (include city, state, zip co	de):		Att	n to:
Mailing Address (include city, state, zip co	N, ST. PET	E.FL 337	13	•
Email Address;		•		
Authorized Agent Name):	ter icom		Re	lationship to Owner:
ALLAL GSUSTE	Tram			WSAAND
Email Address:	31170			one:
KMIDBEVAH	D. Com		(D)	01320 -5958
Authorized Agent Address (include city, st	ate, zip code):	~		
2441 1842 Ave	U, ST.PE	E FC 32	113	
(we) the undersigned do certify that the inform	nation contained in this a	pplication is true and correc	t to the best of mv (our) knowledge.
		, //		,
10		Stevelalla	nan +	

AFFIDAVIT OF OWNERSHIP

STATE OF FLORIDA - COUNTY OF PINELLAS

SIAIL	E OF FLORIDA - COUNTY OF MINELLAS:	
NAME	E OF ALL PROPERTY OWNERS, being first duly sworn, depose(s) and say(s):	
	KOTHERINE LALLAMENT (FORMERLY MITCHELL)	
1.	That (I am/we are) the owner(s) and record title holder(s) of the following described property:	
	ADDRESS OR GENERAL LOCATION:	
	12551 US HWY 19 N, CLEARWATER, FL 330	
	LEGAL DESCRIPTION OF PROPERTY. Type legal directly on this sheet. If too lengthy, type on separate sheet titled "Exhibit A" and attach: PINELLAS GROVES SE'14, SEC 8-30-1 W THAT PART OF LOT 3 LYING WITHIN STORN SILVEN OF SELICION FOR US ILWY 19	One
2.	That this property constitutes the property for which an application is being made to the City of Pinellas Park, Florida (NATURE OF REQUEST):	
	FILING FOR CONDITIONAL USE	
	(
3.	That the undersigned (has/have) appointed and (does/do) appoint as (his/their) agent(s) to execute any petitions or other documents necessary to affect such application.	
4.	That this affidavit has been executed to induce the City of Pinellas Park, Florida, to consider and act on the above described property; to Include City representatives to enter upon	on _.
	property to make inspections as are necessary to visualize site conditions and/or determine compatibility.	
	SIGNED (PROPERTY OWNER) SIGNED (PROPERTY OWNER)	
STATE O	The foregoing instrument was acknowledged before me this 311412019	
COUNTY	(Date)	
	By CAN UNUL L. CHO, (Name of person acknowledging and 8the of position)	
ſ	IZA HADZIC FI NY IVEY I I CONSC	
	Notary Public. State of Florida Who is personally known to me of who has produced Who is personally known to me of who has produced (Type of Identification)	
	My comm. expires Dec. 1, 2020 as identification and who did (did not) take an oath.	
	(SEAL ABOVE) Notary Public, Commission No. CTCT 32050	
	Name of Notary typed, printed or stamped)	



Centerlines

Private Roads

Pinellas Park

Rights of Way Unincorporated

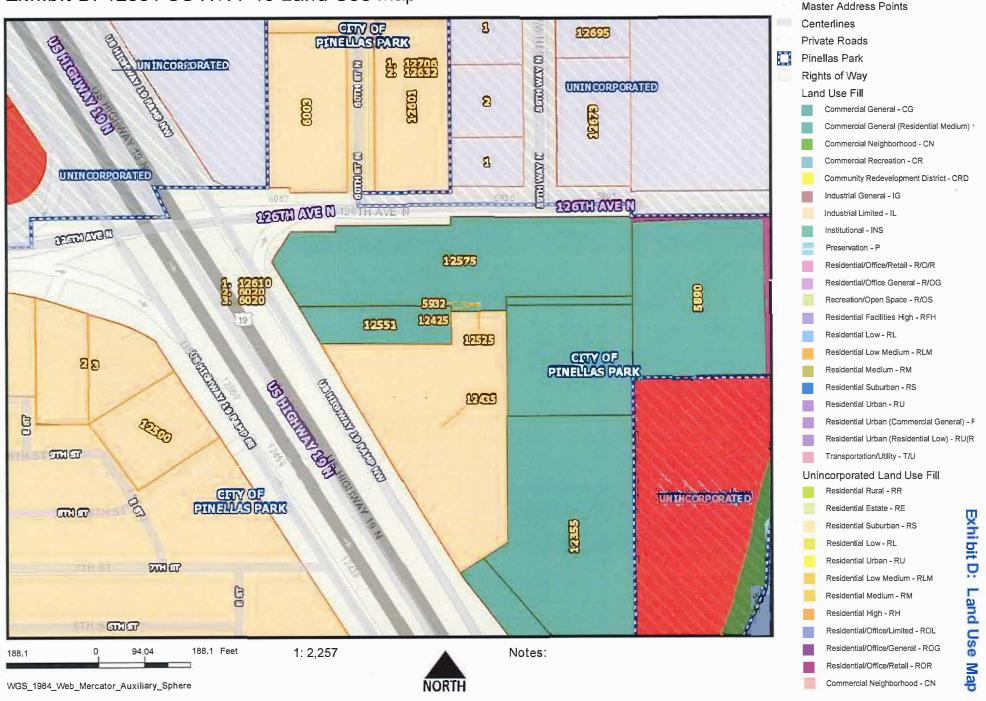
Parcel Lines



WGS_1984_Web_Mercator_Auxiliary_Sphere

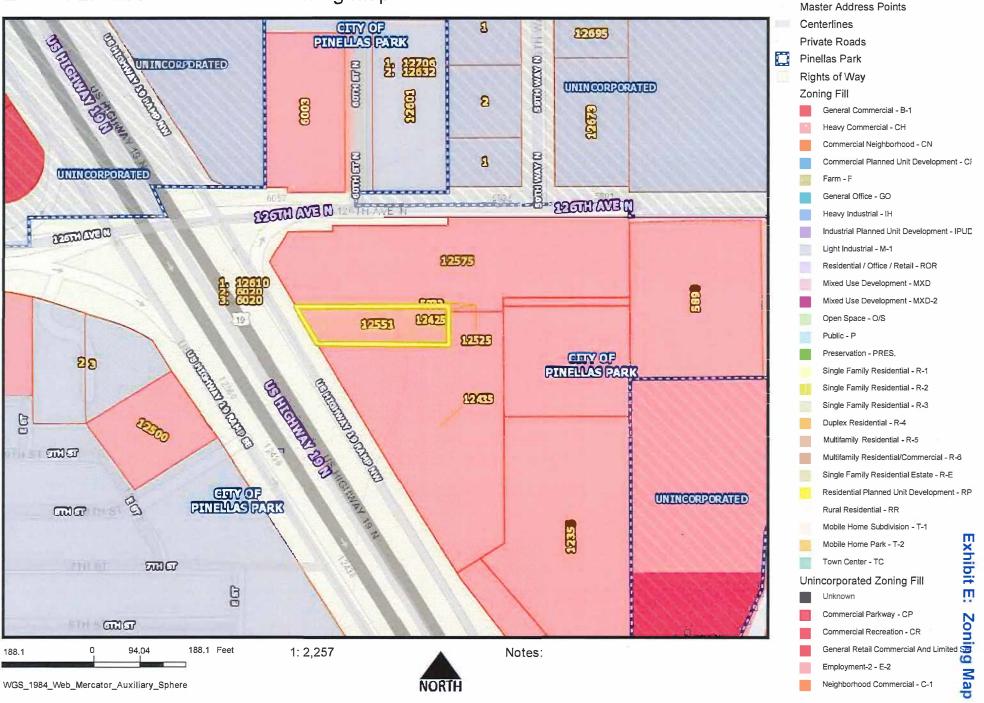


Exhibit D: 12551 US HWY 19 Land Use Map

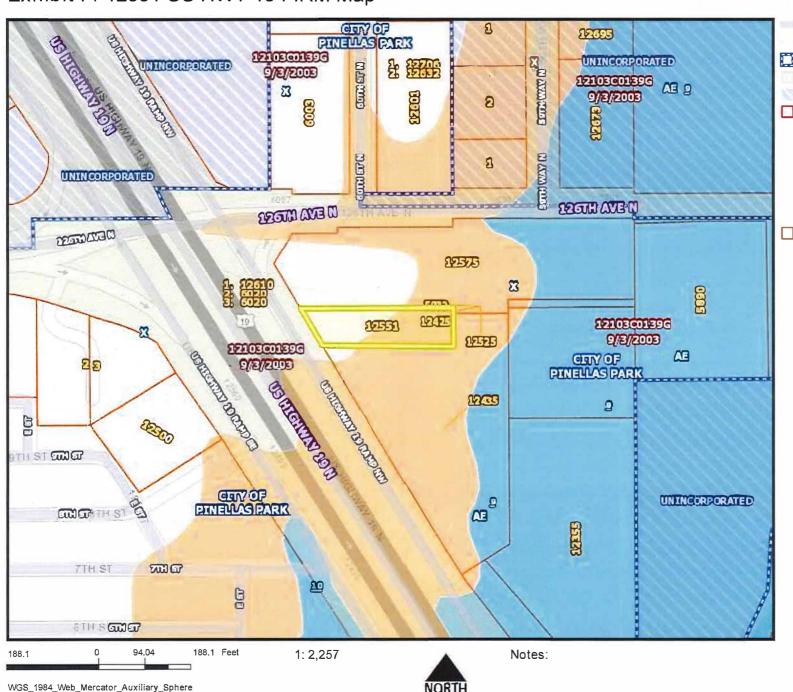


Legend

Exhibit E: 12551 US HWY 19 Zoning Map



Legend



Legend

Master Address Points

Centerlines

Private Roads

Pinellas Park

Rights of Way

Unincorporated

FIRM Panels

Flood Hazard Areas

<all other values>

1% Annual Chance Flood Hazard (A, AE, AI

0.2% Annual Chance Flood Hazard (X)

Area of Minimal Flood Hazard (X)

// Floodway (AE)

Parcel Lines



