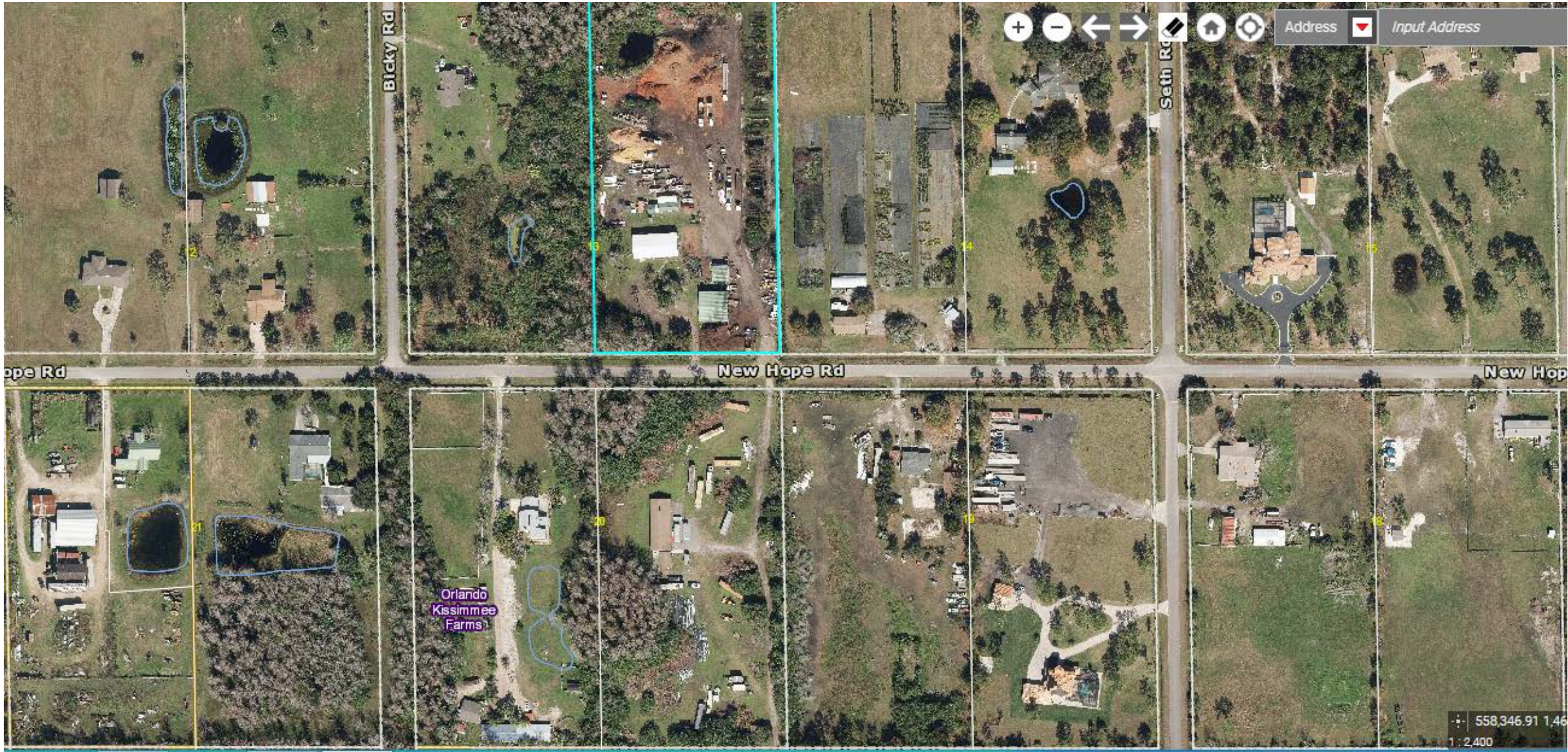


NEW HOPE ROAD HOLDINGS CASE# SE-2-11-105

Anna Long
Dean, Mead, Egerton, Bloodworth, Capouano & Bozarth, P.A.
420 S. Orange Avenue, Suite 700
Orlando, FL 32801
along@deanmead.com
407-841-1200, Ext. 5120



Bicky Rd

Seth Rd

ope Rd

New Hope Rd

New Hop

Address

Orlando
Kissimmee
Farms

558,346.91 1,46
1:2,400

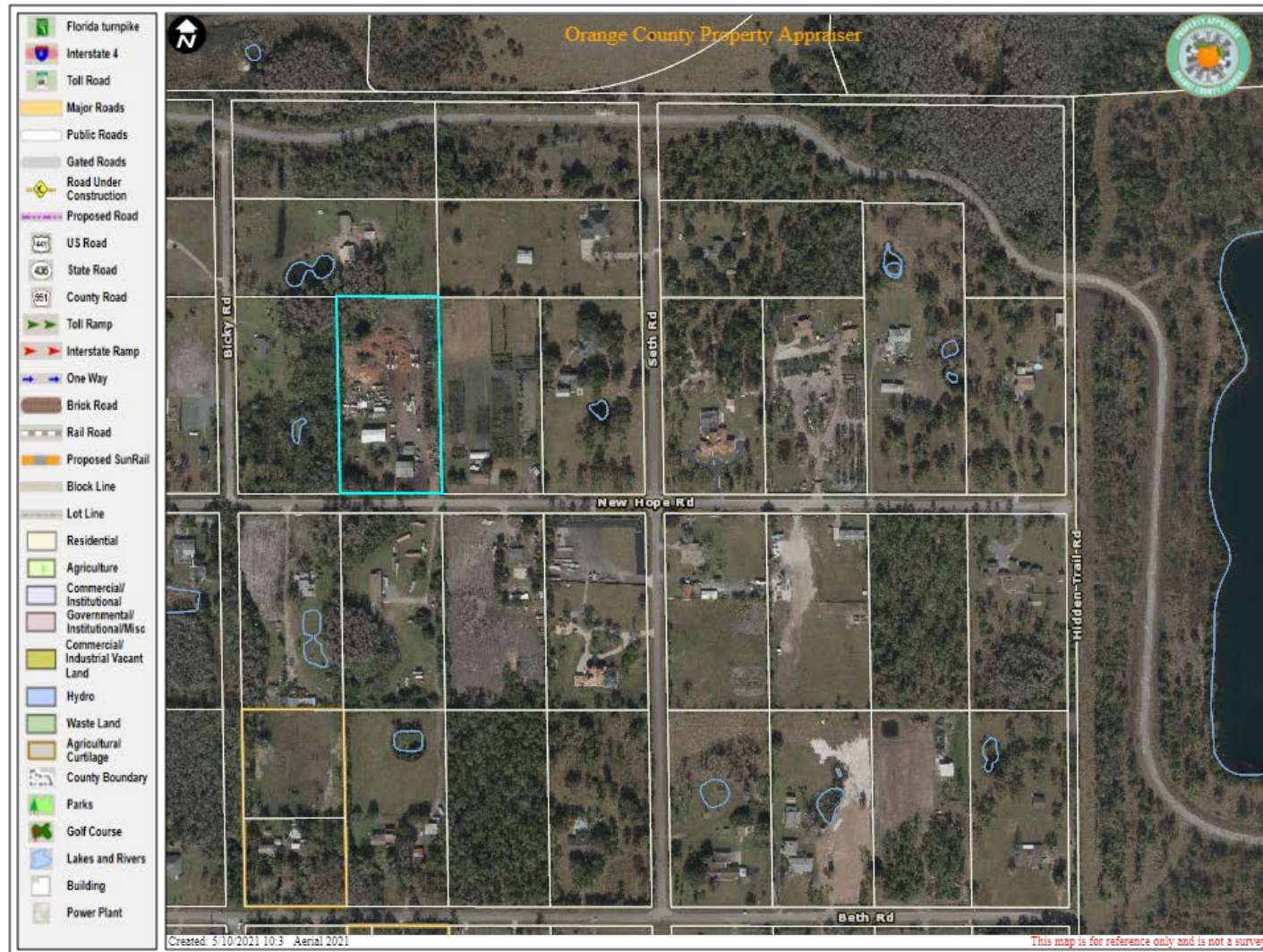
Adjacent Property Owners – Letters of No Objection - Received



6713 New Hope Road

- +/- 4.55 acres
- 40 +/- employees
- Adjacent property owners to the landscaping business have submitted letters of no objection to the special exceptions and variance as previously depicted on the aerial
- Since 2014 – January, 2020, no complaints from any of the neighbors - near or far, within Orlando Kissimmee Farms area
- Complaints 2 days after BZA December 2019 Hearing regarding Premier Landscaping

Appellants Opposed to the Special Exception and Variance



Permissible Use by Right vs. Conditional Use (Requiring a Special Exception and/or a Variance)

- A Nursery Business is a business that is a use by right is an A2 zoning District
- A Landscaping and Irrigation Business is a use that is permissible in an A2 zoning district with a Special Exception
- Per Orange County Building Division
 - After-the-fact building permits are routinely submitted to and approved of by the County
 - Per Staff's Report, the unpermitted buildings were constructed circa 2005-2006, prior to the Applicant ownership of the property
- Per Orange County Code Enforcement Division
 - Special Exception Applications/Variance Applications are routinely submitted to the County "after-the-fact"

Compatibility/Negative Impacts/Similar in Nature?

- The BZA unanimously approved the Special Exceptions and Variance on March 4, 2021 finding the small business operating for nearing 7 years, compatible with the surrounding area.
- The BZA members noted that Staff, while recommending denial of the Special Exceptions and Variance for 6713 New Hope Road, recommended approval of a like business in December 2019, and that Staff did not offer any documentation in their report to support their basis for denial.

Truck traffic

- Subject operations – 5 tractor trailer trucks; 20 additional vehicles associated with the business (pickup trucks, tractor, etc. – all permissible in an A2 zoning district, even without a special exception)
- The large trucks exit the property heading west bound only – towards Boggy Creek Road – the opposite direction and away from both of the Appellants properties
- Numerous properties within Orlando Kissimmee Farms have tractor trailer trucks located on/or used in association with the respective properties (14 within Orlando Kissimmee Farms, combined nearly 50 tractor trailer trucks – the subject operations – 5)

- Applicant was required to submit a Traffic Study to Orange County
- OC Traffic Engineering Reviewed the Report
 - MINIMAL impact, per OC Traffic Engineering – 132 daily trips (which includes **all** employee travel, as well as business vehicle travel associated with the landscaping operations.
 - 40 +/- employees – many of whom car pool (in at the beginning of the day, back out at night)
 - 25 total vehicles associated with the landscaping business (one trip out and one trip back)
 - Traveling west towards Boggy Creek Road, again in the opposite direction and away from the Appellants properties
 - Video/Photos/Traffic Count – all have been submitted - during a three day period, NO vehicles from the site exited towards the Appellants properties
 - Because this business has been operation since 2014, the minimal impacts have already occurred.
 - Applicant will be required to pony up impact fees to offset the minimal impacts that have already occurred

- Per OC Code Enforcement Division, Traffic/Safety Issues are Reported to the OC Sherriff's Office
 - One - January 2021
 - No calls as to Safety Concerns
- Noise Complaints are Reported to the OC Environmental Protection Division – NONE in 7 years.
- Odor Complaints are Reported to the OC Environmental Protection Division – NONE in 7 years.
- Dust (Nuisance) Complaints are Reported to the OC Environmental Protection Division – NONE in 7 years.
- Wetlands/Environmental Concerns are Reported to the OC Environmental Protection Division – NONE in 7 years.
 - Note a CAD was submitted/approved by the OC EPD as part of the Special Exceptions/Variance Application package, as required.

- As noted in the Staff Report, the applicant will be required to improve the current operations once the special exception to allow for the business to continue to operate is approved.
 - Move the mulch pile currently fronting New Hope Road to the rear of the property – The mulch pile has already been relocated to the rear of the property. It was done shortly after the BZA Hearing.
 - Provide addition setbacks internal to the property from property adjacent to the operations and from the on-site wetlands.
 - On site parking for employees and business vehicles is required to be improved.
 - Install a minimum 6ft. High opaque 15 ft. wide type B vegetative landscape buffer along the entire length of the property adjacent to New Hope Road.

On behalf of the Applicant, I respectfully request that the BCC approve the unanimous recommendation from the BZA to the applicant's request with the conditions as set forth in the Staff Report.

May 11, 2021

To Whom it May Concern:

Subject: 6713 New Hope Rd.

I have NOT rescinded my previous stand on this property being granted an exemption. **I am in agreement** with this property owner receiving an exemption to keep operating his landscaping business.

I originally signed the agreement that I had no problem with the property owner being granted an exemption. He has been operating his business there for 7 years. The previous owner of the property had operated a tree service there for a number of years. Marty has been an excellent neighbor all these years. He and his employees have always been extremely helpful and respectful of the neighbors and the wildlife and environment.

More recently several neighbors had talked to me about the problems they had with the exemption being granted, and told me their numerous concerns. At that time I had written a letter to rescind my agreement and sent it to one of those neighbors to look at. I then felt guilty that I had not talked to Marty about my concerns as well as the neighbors concerns first before writing that letter. So I called Marty and we talked extensively on the phone. He handled my concerns and offered to talk to any of the neighbors that were upset. I told him I was still in agreement with him getting the exemption and I would not be sending in my letter. **I then called the 2 neighbors that had been talking to me and told them I would NOT be sending in the letter and that I would be supporting the granting of an exemption** and told them of Marty's offer to talk to them to try and sort out their upsets.

In the past week, one neighbor called me and said she hoped I would not be mad at her, but that she had sent in my letter rescinding my agreement....**without my permission**, but hoped that I would have changed my mind. While I understand her reasons for her concerns, I do not feel the same way. Marty has my full support. I have lived here 36 years. I have had some excellent neighbors and some truly horrible ones. The previous owner of the property in question, was a truly horrid neighbor. Marty & his employees are excellent neighbors, and I can depend on them to stay that way.

One of the concerns of the neighbors, and my concern as well, is that if this exemption is granted, that several of the other neighbors that are running illegal businesses in the neighborhood would then find it easier to be granted an exemption. That I would have an objection to as these other owners have been really horrid neighbors, rude and disrespectful of the neighborhood and the environment, and they have only recently moved into the neighborhood.

As I said previously, Marty has operated his business here for at least 7 years. He & his employees have been great neighbors. I have found Marty to be very honest and above board. He has been willing to work with neighbors to handle any of their concerns. **I have absolutely no objections to his receiving the exemption. It should have gone through long ago quite frankly.**



Sincerely,
Sharon Trump
14055 Bicky Rd.
Orlando, FL 32824
321-663-8612

LETTERS OF SUPPORT

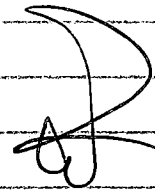
6713 NEW HOPE ROAD

Hello, my name is Edward Rodriguez. I have come to bring this letter since we received a notification of a possible that they are going to take us out of the shop. I will be a budget of everything that I pay for cell phones, Apartment, Car, Food since the government they did not accept the coupons because for them with my salary, I can support everything and finally I am the only person in my family that works since my wife, lost her job due to Covid and for me it is not fair to lose a job which I have 5 years in this job and now I ask you. If what is happening was happening to a relative of yours what would you do about it?

and I hope you

answer me

Thanks



March, 3, 2021

Buenos - Dios

mi hombre es Jaime Sanchez
Trabajado para - Landscape Systems Inc
por 23- años tengo a mi esposa y 2
hijos - que dependen - de mi

A pesar de no hablar - el idioma Landscape
Systems me otorgo la oportunidad
de en lo durante estos años
Ayudandome a crear - en lo laboral
y personal

Jaime Sanchez W

3/1/2021

Hello,

I am Ricardo del Rio, let me tell you a little about myself, I am the head of my family, I have two sons and my wife who depend on me.

For several months I was looking for a job but because I did not understand the language, the companies did not give me the opportunity until in 2017 I found Landscape Systems Inc. and I have been working with them ever since. Where from the beginning they gave me their hand to be able to support my family and although my days are long because every day, I drive two hours to get to work and two hours to return home, this is the only thing that helps me maintain my family.

Landscape Systems is my second family and they have helped me from the beginning so that I can be the sustenance of my family since my wife has not been able to get a job and my two children, one is two years old and the other was just born this month for such a reason I am the only one who can work in the house.

Thank you,

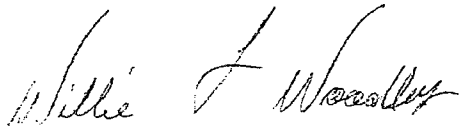

Ricardo Del Rio

Dear Commissioner Maribel Gomez Cordero,

My name is Willie Woodley and I am from Georgia. I recently moved to the Orlando area and into your district. I came actually to take care of my grandmother who has been in this area for quite some time. I found Landscape Systems and while I have not been with the company very long, I was hired right before Thanksgiving. I work as a driver on one of the trucks – essentially, we drive to sites and blow mulch for both commercial and residential places. I love my job. I have been raised to work. I live with my wife and my dogs. I am the provider for my family and have health issues of my own. If Landscape Systems has to move, I don't know if another company will take me in knowing I have existing conditions that potentially limit my daily work and availability. Please consider all of us this may affect.

Thank you,

Willie Woodley

A handwritten signature in cursive script that reads "Willie J. Woodley". The signature is written in dark ink and is positioned below the typed name.

Landscape system inc.

6713 new hope rd.
Orlando, FL 32824
(407)365-1880

March 2, 2021

Jose andrade
295 avenue f
Chuluota, FL 32766

Dear Orange County or to whom it may concern

It's come to my attention that my employer is being forced to relocate do to A disturbance to our fellow neighbors. which is contain of loud noise, high amounts of traffic, and excessive speed.

Do the the complaint if approved and my employer is to relocate. I will be forced to relocate or look for another employer. if the distance is no longer in my behalf do to long travel time. as of now my commute to work is 35 to 40 minutes.

I have 2 wonderful years with L.S.I. I with to growing with the company. Great place to work wonderful staff and awesome coworkers. would be sad to have to let it go do to my everyday commute.

Sincerely

A handwritten signature in black ink, appearing to read 'Jose Andrade', with a long horizontal flourish extending to the right.

Jose Andrade.

Whom it May Concern

My Name is Allen Arnold.
I've been with landscape systems
since 2007. I live in saint Cloud
fl. My drive is currently 35 min.
from home to work location. I
fear if company is forced to move
location it will be to a location
further away, which would not
be beneficial to me or my family.
longer drives mean less time to
spend with my two young
daughters at home. landscape
systems has stayed open during
this pandemic. They're taking steps
to ensure the company stayed operating
so its employees would still
be able to care for their
families. A forced move would
hurt many of the employees
and their families

Sincerely
Allen Arnold

To whom It may Concern,

My name is Grabiél Lopez I have worked for Landscape Systems for 5 years. I came from Puerto Rico in 2016 hoping to get a better future for me and my wife. Landscape Systems opened the doors for me and gave me the opportunity even without being able to speak English. This company is a family one and that is how it has welcomed each of its employees, they make us feel like a member of the family.

Every day I drive an hour to come to work and my days are sometimes very long, but my family has this support to be able to progress.

A handwritten signature in black ink, appearing to read "Grabiél Lopez". The signature is written in a cursive style with a large initial 'G'.

Grabiél Lopez

Para Maribel mi ~~nombre~~ nombre es
Pedro I. Clausell mi historia ~~es~~ es
Yo viene ase poco asia la Florida
y me encuentre este trabajo que me
ayuda a soportar a mis hijos y
pagar mi chillsupport y los gastos
de mi casa y mi mamá esta en
ferma y con este trabajo me ayuda
a pagar sus gastos y mi renta
e biles.

Pedro I. Clausell

~~Mi nombre es Marcelo~~

Para manifestar de parte de
Marcelo Clause II Primero
que nada gracias a este
trabajo estoy de pie para
poder alimentar a mi familia
y pagar los gastos del
hospital de mi mujer que esta
en ferma gracias por todo

Marcelo Clause II

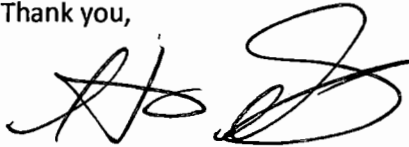
2/19/2021

Commissioner Maribel Gomez Cordero,

My name is Hugo Salas. I have been with Landscape Systems for almost 8 years now. My job is everything as I have two children that depend on me. I travel over an hour each way to come to work every Monday through Friday. My days are long, but I do it because I have a family to support.

It would be a real shame if this office had to move. I understand it would not move closer to my home, meaning I would be left to find a new job. I just wouldn't be able to spend more hours away from my family. Please think about all the families this move could affect.

Thank you,

A handwritten signature in black ink, appearing to be 'Hugo Salas', written in a cursive style.

Hugo

2/24/21

Hello,

I have worked for LSI for 8 now. Please don't move our office location. We can't move because it'll be too far for me to travel to. I wake up at 5 in the morning, and I am usually not home until 8-9pm at night. If we move, I would have to wake up even earlier and it wouldn't be easy on me. I support my wife who works a night shift and my step daughter. Please think of all of us that are here.

Thank you.

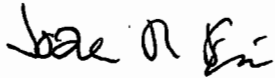
At: Carlos E. Rojas de Jesús

2/21/2021

Hello,

I, Jose Frias worked at Landscape Systems for almost 6 years. Thanks to them I was able to buy my house and many other things. Also, thanks to them I can feed my family. After COVID19, they were one of the few companies that did not stop working. Now, I don't know why people want us to get out of the location they are in. It would be a very bad thing for me and my work friends if I have to drive two hours every day to and from work. We have never had any problem with any neighbor until now. It would not be fair to be moved by a person who does not know what it is like to be in need of work. I thank you for helping us.

Sincerely,

A handwritten signature in black ink that reads "Jose Frias". The signature is written in a cursive style with a large initial "J" and "F".

Jose Frias

February 22, 2020

Orange County Zoning Board

Re: 6713 New Hope Road, Orlando. FL 32824

I am writing in regards to the county trying to move Landscape Systems out of the location that it has been in since 2014.

I have worked for Landscape Systems, Inc. for 22 years now. I started at our office in Oviedo and moved with this company to its new home at 6713 New Hope Rd. I actually had hoped to work for them until I retire.

This office is a family ran business and all of the employees that work here are family. We have worked together and taken care of each other for all the years that I have worked here. There are people that have worked for Landscape Systems, Inc. even longer than I have. Can you imagine that!

If this company has to move because the neighbors don't like us that is a big shame I am not sure why. We have helped out many people in this neighborhood whenever we can. We have also become friends with many others. We do all we can to keep our lot and street clean at all times. Our drivers don't fly down this street like many other residents that live here and others that visit do.

This is not the only business being run on this street as this is truly a combination of both residential and businesses. I am not sure why this past year that we have been told that we should not be here anymore.

If this business has to relocate or shut its doors, that will put about half if not more of the employees out of work due to where this business might have to be relocated to. With having over 50 plus employees that is a lot of people that will have to join the unemployed ranks or try to find a new job and start over. We all know that is much more difficult due to where we are at in this world today.

Some of us live in Oviedo, some in Sanford, and some even live in Deltona. We travel for our family.

Please not only consider this business but also consider the 50 plus families that closing or having to move this business will also effect.

Thank you for your time in this matter.

Sincerely,

A handwritten signature in black ink that reads "Sherry Bracker". The signature is written in a cursive, flowing style.

Sherry Bracker

I am Justin Ritter, I have worked at
mulch inc. for the 5 months and everyone
here is like my other family but at
work. I drive from Larke county every day
because this has been my best job. Everyone
here works really hard to keep this company
going and pay our bills. If the company
moves i will be forced to find another
job and that will not be easy due to
the pandemic. I was not effected at all
by the pandemic while being at this
job. we love our job and location and
we would really like to ~~continue~~ continue
our work here and become bigger.

Jose Alonso

- ① We need The Job to pay our bills
- ② I'm A Recent Father With a
6 months yr old girl
- ③ And with this Pandemic is
hard to find Another Job

Thank
You!

To Whom it may concern,

My name is Tyler Hobner, I have worked for Landscape Systems Inc for about two years now. I drive from New Smyrna Beach daily to work for this company because I consider everyone here as my second family. This company is full of great people that are simply trying to make a living for their families. Many of us here would not have a job if we were moved out of this location. Please Consider this company as a great attribute to this community and allow us to continue to operate on New Hope Road.

- Tyler Hobner

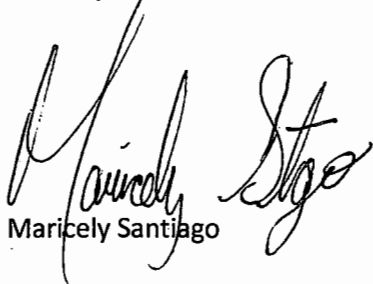
Dear Maribel Gomez

How are you today? I hope well. I wanted to write to you about what is happening in my office, as it makes me very sad. I see something bad happening to a company that has given me more opportunities than I can imagine. I came from Puerto Rico in 2015 and worked for a large company for a few years. It just didn't fill me up in any way. I came across Landscape Systems in January 2019. I started with them in the field, learning everything from hand mulching to landscaping and irrigation. As one of the only women in the field, it was a learning curve. I stayed in the field for about 8 months and soon found my way working in the office and had many more opportunities when they saw my potential. From every point, Landscape Systems has been behind me helping me and offering me every day the opportunity to grow personally as well as work. Thanks to them I have learned to speak better English.

Daily I travel from 50 minutes to 1 hour to come to work because I love my job, because every day I learn new things and personally it is a challenge that I try to overcome every day and in which Landscape Systems helps and supports me.

Landscape Systems has offered me not only a job, it has given me a family that also helps me not feel so alone in a country where only my husband and I are.

Thank you,



Maricely Santiago