



Orange County Government

Orange County
Administration Center
201 S Rosalind Ave.
Orlando, FL 32802-1393

Decision Letter

Board of County Commissioners

Tuesday, December 3, 2019

2:00 PM

County Commission Chambers

Substantial Change

19-1443

William Burkett, Burkett Engineering, The Glenn Planned Development / Land Use Plan (PD / LUP) - Case # CDR-19-03-115, amend plan; District 5
(Continued from October 22, 2019)

Consideration: A PD substantial change to add sixty (60) multi-family dwelling units to the development program in Phase I. In addition, the following four (4) waivers are requested from Orange County Code:

1. A waiver from Section 38-1258(b) to allow 100% of existing and proposed three story buildings to be between 100 feet and 150 feet of single-family zone property, in lieu of the requirement that a maximum of 50% of three story buildings be located between 100 and 150 feet of single-family zoned property.
2. A waiver from Section 38-1258(c) to allow existing and proposed three story buildings in excess of 43 feet in height to be located within 150 feet of single-family zoned property, in lieu of the building height limitation of 40 feet.
3. A waiver from Section 38-1258(j) to allow existing buildings to have a minimum separation of 25 feet, in lieu of the minimum requirement of 40 feet.
4. A waiver from Section 38-1501 to allow existing and proposed buildings to have a maximum building height of 43 feet, in lieu of a maximum buildings height of 35 feet; Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

Location: District 5; property generally located north of University Boulevard and east of Heather Glen Boulevard; Orange County, Florida (legal property description on file in Planning Division)

Based upon input from County staff and agreed upon by the applicant, Condition of Approval # 7 was modified as follows:

7. A traffic study is required for University Boulevard, from Dean Road to Alafaya Trail, prior to the issuance of any building permits, and mitigation of project impacts may be addressed in a proportionate share agreement. As part of the study, the developer will evaluate roadway improvements to extend the left turn lane, to allow U-Turns, from westbound University Boulevard at Lake Twylo Road. If an improvement is required to address development impacts related to access, the improvement shall be the responsibility of the developer, at no cost to the County, and shall be completed prior to issuance of the initial certificate of occupancy, whether temporary or permanent.

Based upon input from County staff and agreed upon by the applicant, new Condition of Approval #12 is as follows:

12. The applicant/ developer shall provide and maintain landscaping adjacent to the Phase 1 boundary with Rocking Horse Road consistent with the Buffer Concept by SunScape Consulting Landscape Management Services dated November 27, 2019.

Former Condition of Approval #12 in the staff report is renumbered to new Condition of Approval #13.e.

Based upon input from County staff and agreed upon by the applicant, new Condition of Approval #13.e is as follows:

13.e. Developer shall erect a six-foot high brick wall in Phase II along the East property line abutting Rocking Horse Road, and erect a six-foot high concrete block or masonry wall in Phase II along the North and South property lines.

A motion was made by Commissioner Bonilla, seconded by Commissioner VanderLey, to make a finding of consistency with the Comprehensive Plan; further, approve the substantial change request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report; further, modify Condition of Approval #7; and further, approve new Conditions of Approval #12 and #13.e. The motion carried by the following vote:

Aye: 6 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Bonilla

Absent: 1 - Commissioner Siplin



THE FOREGOING DECISION HAS BEEN
FILED WITH ME THIS 16TH DAY OF
DECEMBER 2019.

Craig A. Stopera
DEPUTY CLERK
BOARD OF COUNTY COMMISSIONERS
ORANGE COUNTY, FLORIDA

Note: This document constitutes the final decision of the Board of County Commissioners on this matter. If, upon the Board's subsequent review and approval of its minutes, an error affecting this final decision is discovered, a corrected final decision will be prepared, filed, and distributed.

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