



Interoffice Memorandum

April 2, 2020

TO: Mayor Jerry L. Demings
and the County Commissioners

FROM: Joseph C. Kunkel, P.E., Director, Public Works Department

CONTACT PERSON: **Pedro L. Medina, P.E., Manager**
Development Engineering Division

PHONE NUMBER: (407) 836-7974

SUBJ: **Hartzog Road – Karr Property**
Mass Grading/Fill Permit # 20-MGF-0018

Thomas J. Karr, Jr., Tami G. Karr, Donald R. Allen and Patricia A. Allen (owners), have applied for Mass Grading/Fill Permit # 20-MGF-0018.

This permit would allow for the import of approximately 135,000 cubic yards of clean fill material to Orange County Parcel ID 29-24-27-0000-00-002 for the purpose of creating a stockpile.

The agriculturally zoned property is located east of Avalon Road and north of Hartzog Road.

Staff recommends approval subject to general law with the following additional requirements.

1. There is no haul route required. All material will be imported from the adjacent Orange County Hartzog Road construction project site. There will be no truck traffic on Avalon Road.
2. Operating and hauling from 7:00 a.m. to 7:00 p.m., Monday through Saturday.
3. Notify Development Engineering Division, Inspection section at (407) 836-7910 twenty-four (24) hours prior to commencement of operations.
4. Pursuant to Section 125.022, Florida Statutes, issuance of this development permit by the County does not in any way create any rights on the part of the applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the County for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by the state or federal agency or undertakes actions that result in a violation of state or federal law. Pursuant to Section 125.022, the applicant shall obtain all other applicable state or federal permits before commencement of development.

**Hartzog Road – Karr Property
Mass Grading/Fill Permit # 20-MGF-0018**

5. By accepting this permit, the permittee understands and agrees that the permittee will, at all times, (1) comply with all terms and conditions of the permit, and any ordinances and regulations relating to the permit; (2) assume all the risk associated with the exercise or attempted exercise of its rights and privileges under this permit; and (3) indemnify, defend, and save harmless Orange County from and against all losses, damages, costs and expenses arising in any manner on account of the exercise or attempted exercise of the permittee's rights and privileges under this permit, including, but not limited to, any actions or disputes based on claims of negligence, trespass, quiet title, inverse condemnation, and any actions for injunctive or declaratory relief. Accordingly, the permittee shall pay and reimburse Orange County for all damages, attorney fees and costs that Orange County may incur as a result of any threatened litigation, actual litigation, trials, appeals arising in any manner from the issuance of this permit and the permittee's exercise or attempted exercise of its rights and privileges under the permit.

**Action Requested: Approval to issue Mass Grading/Fill Permit #20-MGF-0018.
District 1.**

DMA/jo

Attachment

ORANGE COUNTY PERMIT APPLICATION for
EXCAVATION - FILL - MASS GRADING
(Submit typewritten or legibly printed in triplicate)

INITIAL SUBMISSION

RENEWAL NUMBER _____

CHECK APPROPRIATE BLOCK	OFFICE USE ONLY		H/M
Annual Permit <input type="checkbox"/>		Processing	
30 Day Permit <input type="checkbox"/>			
Excavation <input type="checkbox"/>	Permit No. <u>20-MGF-0018</u>	Fee \$ <u>298</u>	District No. <u>1</u>
Mass Grading <input checked="" type="checkbox"/>	Permit No. _____	Permit	
Fill <input checked="" type="checkbox"/>	Permit No. _____	Fee \$ <u>2728</u>	Receipt No. <u>84108</u>

Applicants Company Name N/A

Applicants Name Thomas J Karr Jr., Tami G Karr 50% Int and Donald R Allen Patricia A Allen 50% Int. Phone No. 407-257-6866

Address 1005 W. 2nd Street, Windermere, FL 34786

Firm designated to do work: John M. Hall Company

Phone No. 407-402-0673

Name of contact individual Noy Rivers

Address 1920 Boogie Circle, Suite 230, Longwood, FL 32750

Reason for excavation, fill and/or mass grading Excavation for stockpile associated with Hartzog Road construction.

Has previous work area been completed per Code yes no If No explain _____

No work to date done on receiving parcel Hartzog Road under construction

Description of area to be worked this permit year _____

Horizon West Village | Karr PD LUP-1-11-375

(Excavation/Fill) Amount of material 135,000 cu. yds. - (Fill/Mass Grading) Acreage 9.9 Acres

Legal description of property to be worked _____

Parcel ID No. 29-24-27-0000-00-002

Zoning? PD

Section 30, Township 24 South, Range 27 East

Owner of record of property described above and contact individual.

Name Thomas J Karr Jr., Tami G Karr 50% Int and Donald R Allen Patricia A Allen 50% Int Phone No. 407-257-6866

Address 1005 W. 2nd Street, Windermere, FL 34786

Where is the material going to or coming from Material coming from Parcels 30-24-27-0000-00-021 and 30-24-27-0000-00-012,

Hartzog Road and going to Parcel 29-24-27-0000-002

Zoning? PD

Section 30, Township 24 South, Range 27 East

Owner of record of property described above.

Name Thomas J Karr Jr., Tami G Karr 50% Int and Donald R Allen Patricia A Allen 50% Int.

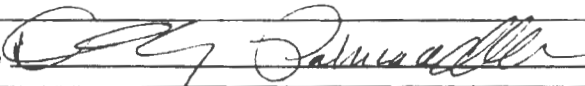
Address 1005 W. 2nd Street, Windermere, FL 34786

Haul route _____

Will cross Hartzog Road - a distance of approximately 1.500 L.F. maximum. No offsite roads

Date 1/27/2020

Applicants Signature



SECTION II OFFICE USE ONLY

Approved on _____ subject to general law and the following additional requirements.

This permit expires on _____

Approved by _____

For the County Engineer

Comments: _____

Date: _____

Inspector: _____

IMPORTANT: SEE INSTRUCTIONS AND CONDITIONS ON REVERSE OF THIS PERMIT