



Interoffice Memorandum

DATE September 22, 2017

TO: Mayor Teresa Jacobs
-AND-
Board of County Commissioners

FROM: Jon V. Weiss, P.E., Director *JVW*
Community, Environmental and Development Services Department

CONTACT PERSON: Carol L. Knox, Manager, Zoning Division *CK*
407-836-5585

SUBJECT: October 17, 2017 – BCC Called Public Hearing
Applicant: Marco Loleit
BZA Case #VA-17-08-077, August 3, 2017; District #3

Case #VA-17-08-077, located at 5516 Parkdale Drive, in District #3, is a BCC called public hearing to be heard on October 17, 2017. The applicant is requesting a variance to erect a fence along the front property line 6 ft. in height in lieu of 4 ft. in height. The length of the fence will be 84 linear ft.

The subject property is located on the west side of Parkdale Dr., south of W. Mary Jess Rd.

At the August 3, 2017 BZA hearing, staff recommended approval of the request because it was a minimum variance and the proposed fence would not adversely impact anyone. A resident in the area spoke in opposition to the request stating the proposed fence is out of character with the neighborhood. The BZA recommended approval on a 5-2 vote.

The application for this request is subject to the requirements of Ordinance 2008-14, which mandates the disclosure of expenditures related to the presentation of items or lobbying of items before the BCC. A copy is available upon request in the Zoning Division.

If you have any questions regarding this matter, please contact Carol Knox at 6-5585 or Rocco Relvini at 6-5386.

ACTION REQUESTED: Uphold the BZA's recommendation of approval of August 3, 2017. District #3.

**COMMUNITY ENVIRONMENTAL DEVELOPMENT SERVICES
DEPARTMENT
ZONING DIVISION PUBLIC HEARING REPORT
October 17, 2017**

The following is a public hearing on an appeal before the Board of County Commissioners on October 17, 2017 at 2:00 p.m.

APPELLANT/APPLICANT: MARCO LOLEIT

REQUEST: Variance in the R-1AA zoning district to erect fence in the front yard 6 ft. in height in lieu of 4 ft.

LOCATION: West side of Parkdale Dr., south of W. Mary Jess Rd.

TRACT SIZE: 2.9 acres

ZONING: R-1AA

DISTRICT: #3

PROPERTIES NOTIFIED: 345

BOARD OF ZONING ADJUSTMENT (BZA) HEARING SYNOPSIS ON REQUEST:

Staff gave a brief presentation on the case and showed photographs of the location.

The BZA confirmed the location of the fence and the locations of the neighbors who were opposed. The BZA read an e-mail in opposition to the request.

A resident of the area spoke in opposition, stating that the area is an open neighborhood of older homes and that the applicant is trying to wall off part of a neighborhood. She also stated that the fence would impede visibility for traffic.

The applicant described the fence and gate, and, stated the property is heavily landscaped. The applicant stated that the fence is for privacy and security, and, will not affect visibility. The applicant, also, stated that there are special conditions and circumstances due to the shape of the lot and the unique stub out and setback lines, and it would not be viable to move the fence further back.

The BZA confirmed that a four (4) foot high fence could be built without a variance and noted there was a variance that was granted for an eight (8) foot high wall across the street.

The BZA debated if the fence could be out of character with the other homes on the lake as opposed to the homes across the street. The BZA did not agree the fence would impede traffic visibility.

BZA CASE# VA-17-08-077 – MARCO LOLEIT

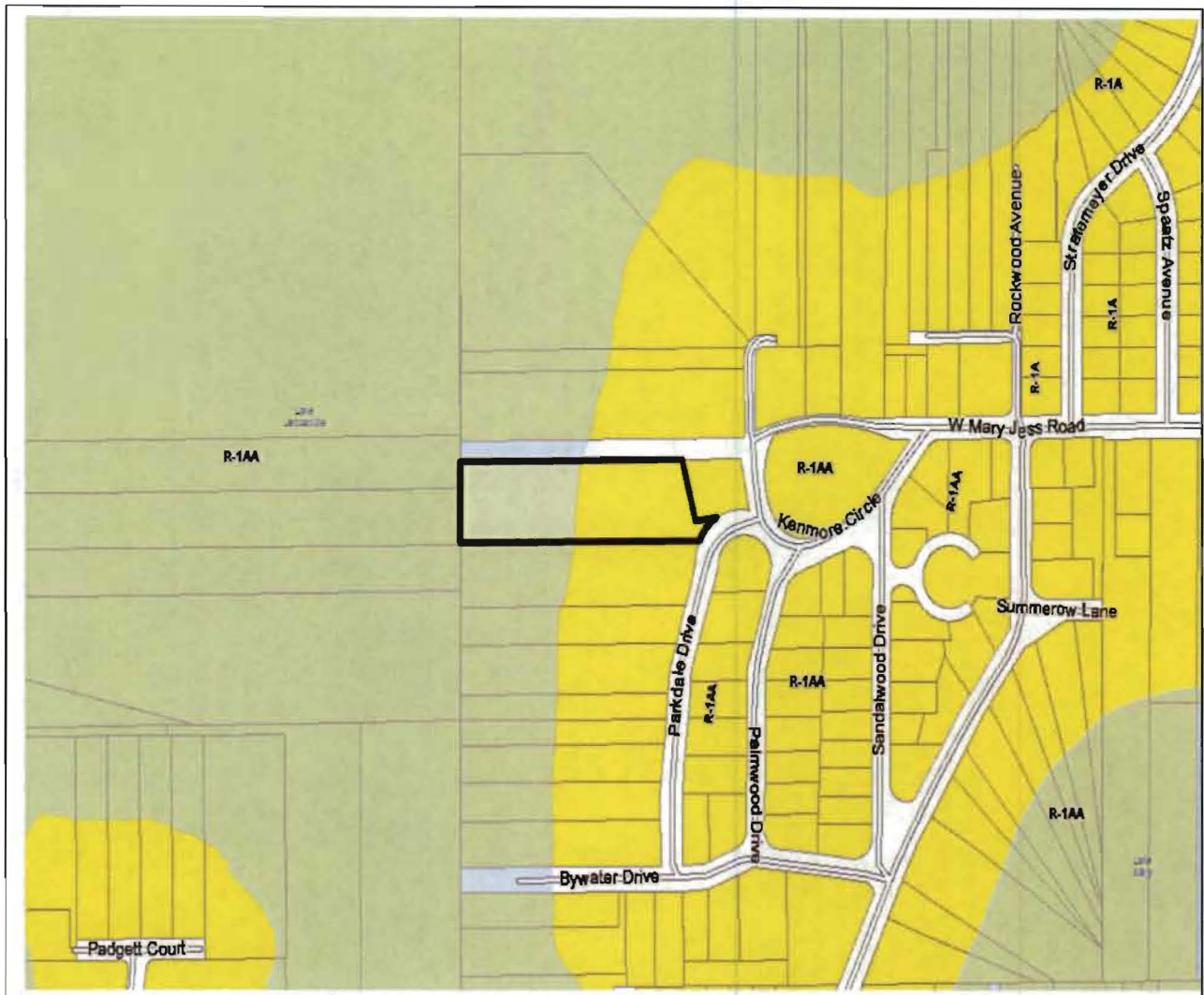
Staff received three (3) commentaries in favor of the application and six (6) in opposition.

The BZA approved the variance.

BZA HEARING DECISION:

APPROVED the Variance request in that the Board made the finding that the requirements of Orange County Code, Section 30-43(3) have been met; further, said approval is subject to the following conditions (5 in favor and 2 opposed):

1. Development in accordance with site plan dated June 14, 2017, and all other applicable regulations. Any deviations, changes, or modifications to the plan are subject to the Zoning Manager's approval. The Zoning Manager may require the changes be reviewed by the Board of Zoning Adjustment (BZA) for administrative approval or to determine if the applicant's changes require another BZA public hearing.
2. 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 a 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.
3. Any deviation from a Code standard not specifically identified and reviewed/addressed by the Board of Zoning Adjustment shall be resubmitted for the Board's review or the plans revised to comply with the standard.



Applicant: Marco Loleit

BZA Number: VA-17-08-077

BZA Date: 08/03/2017

District: 3

Sec/Twn/Rge: 23-23-29-NE-A

Tract Size: 2.9 acres

Address: 5516 Parkdale Drive, Orlando FL 32839

Location: West side of Parkdale Drive, south of W. Mary Jess Road



REPLY TO: WINTER GARDEN

June 14, 2017

VIA HAND DELIVERY

Rocco Relvini
Orange County Zoning
201 S. Rosalind Avenue
Orlando, Florida 32802

Re: 5516 Parkdale Drive – Application for Variance

Dear Mr. Relvini:

Our firm represents Marco Loleit, who is the owner of the property located at 5516 Parkdale Drive, Orlando, Florida ("Property"). The Property is located on Lake Jessamine, west of Orange Avenue and north of Oak Ridge Road. In 2015, Mr. Loleit built a custom home on the Property which is his permanent residence.

Enclosed is an Orange County Board of Zoning Adjustment Application, together with the applicable fee of \$638.00, requesting approval of a variance to install approximately eighty-four (84) linear feet of a six (6) foot tall composite fence toward the front of the Property with a matching cantilever gate across the driveway for privacy and noise attenuation. Presently, there is an existing aluminum rod-iron style fence in the subject location.

As briefly discussed below, we respectfully submit that the subject request satisfies the variance criteria in Section 30-43(3) of the Orange County Code:

- **Special Conditions and Circumstances:** As reflected by the enclosed boundary survey, the eastern portion of the Property is uniquely shaped, which gives rise to a peculiar and narrow front entryway for purposes of access, building setbacks, and fencing purposes. Additionally, traffic associated with the industrial/commercial uses located at Mary Jess Road and Orange Avenue in close proximity to the Property inadvertently travel on Parkdale Drive at times, resulting in adverse noise impacts.
- **Not Self-Created:** The unique and peculiar shape of the Property is not self-created or self-imposed by the Applicant.

TALLAHASSEE
433 NORTH MAGNOLIA DRIVE
TALLAHASSEE, FLORIDA 32308
(850) 224-7332
FAX: (850) 224-7662

WINTER GARDEN
12200 WEST COLONIAL DRIVE, SUITE 300C
WINTER GARDEN, FLORIDA 34787
(407) 347-5388
FAX: (407) 264-6132

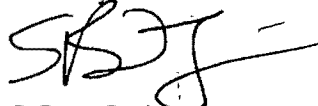
www.theriaquelaw.com

Rocco Relvini
Orange County Zoning
June 14, 2017
Page 2

- No Special Privilege: The granting of the requested variance would not confer on the Applicant any special privilege that is denied to other lands in the same zoning district.
- Deprivation of Rights: Absent the requested variance, the ability of the Applicant to fence and gate the entry/driveway to his custom built home will be precluded or otherwise severely limited, thereby depriving the Applicant of needed privacy and noise attenuation.
- Minimum Possible Variance: The request seeks approval of a minor variance to allow a six (6) foot tall composite fence to extend beyond the thirty (30) foot building setback line as depicted on the enclosed boundary survey, together with a matching cantilever gate across the driveway, for privacy and noise attenuation. The requested fence will not otherwise impede the views from the front yards of the neighboring properties and the requested cantilever gate will move side-to-side and not open outward toward the right-of-way.
- Purpose and Intent: The requested variance is in harmony with the purpose and intent of the County's zoning regulations and will not be injurious to the neighborhood or otherwise detrimental to the public welfare. To the contrary, the high-end, horizontal composite fence the Applicant intends to install will enhance the area.

We appreciate Orange County Zoning Staff's support of the requested variance for the Property. As always, please do not hesitate to contact me if you have any questions or need additional information.

Sincerely



S. Brent Spain

Enclosures



PARAMOUNT FENCING, INC.

(407) 341-2720 * Fax (321) 206-6627
1579 Walsh Street Oviedo, FL 32765

Proposal Submitted To: Marco Loleit

JOB DETAIL: ML5516PD

Street: 5516 Parkdale Drive

City, State and Zip Code: Orlando, FL 32839

Phone: 407.267.6468

Email: mloleit@yahoo.com

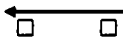
General Job Description: The installation of approximately one hundred twenty-seven (127) linear feet of six foot in height charcoal gray, **Santa Fe Style, horizontal composite fence** by Natures Composites with one custom 12' slide gate. Materials will consist of eight foot on center horizontal board panels which include two posts and two rails each, slats sizes will be 1" x 6" x 8' T&G, posts size will be 2" x 2" x 8' with 60 lbs. of concrete per post. All materials are warranted by a limited lifetime warrantee as provided by the manufacturer. There is a one year craftsmanship warrantee on all work.

Legend:

6' HT Santa Fe
Installation and
Removal:



12' 4" Slide Gate:



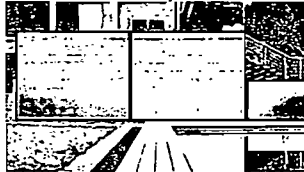
Stretch Indicator:



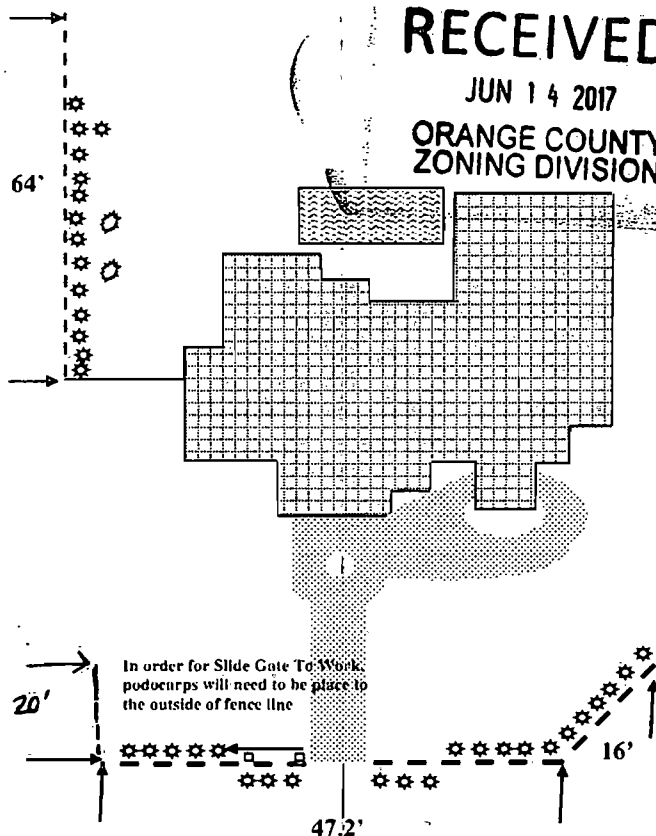
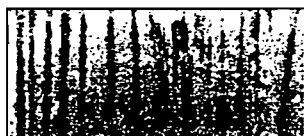
Stretch Note:



Santa Fe Composite:



Charcoal Gray Coloring:



[illegible]

U.S. MC

10 - CRUZEIRO CAS 4070
11 - CRUZEIRO 40400
12 - CRUZEIRO 40400
13 - CRUZEIRO 40400
14 - CRUZEIRO 40400
15 - CRUZEIRO 40400
16 - CRUZEIRO 40400
17 - CRUZEIRO 40400
18 - CRUZEIRO 40400
19 - CRUZEIRO 40400
20 - CRUZEIRO 40400

RECEIVED
JUN 14 2017
ORANGE COUNTY
ZONING DIVISION

STATION 104.000

- [illegible]

SHEET 1 OF

[illegible]

1	1
2	2
3	3
4	4
5	5
6	6
7	7
8	8
9	9
10	10
11	11
12	12
13	13
14	14
15	15
16	16
17	17
18	18
19	19
20	20
21	21
22	22
23	23
24	24
25	25
26	26
27	27
28	28
29	29
30	30
31	31
32	32
33	33
34	34
35	35
36	36
37	37
38	38
39	39
40	40
41	41
42	42
43	43
44	44
45	45
46	46
47	47
48	48
49	49
50	50
51	51
52	52
53	53
54	54
55	55
56	56
57	57
58	58
59	59
60	60
61	61
62	62
63	63
64	64
65	65
66	66
67	67
68	68
69	69
70	70
71	71
72	72
73	73
74	74
75	75
76	76
77	77
78	78
79	79
80	80
81	81
82	82
83	83
84	84
85	85
86	86
87	87
88	88
89	89
90	90
91	91
92	92
93	93
94	94
95	95
96	96
97	97
98	98
99	99
100	100

FOR THE UNITED STATES OF AMERICA

FOR:
MARCO LOLETT

BOUNDARY & TOPOGRAPHIC SURVEY
OF
5516 PARKDALE DRIVE
SECTION 23, TOWNSHIP 23 SOUTH, RANGE 29 EAST
ORANGE COUNTY, FLORIDA

800-645-6282





CASE #VA-17-08-077
Orange County Zoning Division
Planner: Nick Balevich
Board of Zoning Adjustment
August 3, 2017
Commission District: 3

GENERAL INFORMATION:

APPLICANT: Marco Loleit

REQUEST: Variance in the R-1AA zoning district to erect fence in the front yard 6 ft. in height in lieu of 4 ft.

LOCATION: West side of Parkdale Dr., south of W. Mary Jess Rd.

PROPERTY ADDRESS: 5516 Parkdale Dr., Orlando, FL. 32839

PARCEL ID: 23-23-29-3984-02-020

PUBLIC NOTIFICATION: 345

TRACT SIZE: 2.9 acres

DISTRICT #: 3

ZONING: R-1AA

EXISTING USE(S): Single family residence

PROPOSED USE(S): 6 ft. high fence in the front yard

SURROUNDING USES: The property abuts single family residences in all directions and Lake Jessamine to the west.

STAFF FINDINGS AND ANALYSIS:

1. The applicant is requesting a variance to construct a 6 ft. high fence and gate for an 85 ft. portion of the property that stubs out along the road.
2. The BZA approved a variance in 1979 for an 8 ft. in high wall in the front yard for a property located across the street.

3. The applicant stated the fence is for privacy and noise abatement purposes, and will be constructed out of aesthetically pleasing composite material with a matching cantilever gate.
4. The property is uniquely shaped with a narrow road frontage for driveway access.
5. Due to the curvature of the road, the proposed fence will not affect traffic visibility and will not impede views from front yards of adjacent properties.
6. Approval of the request will not adversely impact anyone and will not cause any negative impacts to the neighborhood.

STAFF RECOMMENDATION:

Staff recommends approval of the request subject to the following conditions:

1. Development in accordance with site plan dated June 14, 2017, and all other applicable regulations. Any deviations, changes, or modifications to the plan are subject to the Zoning Manager's approval. The Zoning Manager may require the changes be reviewed by the Board of Zoning Adjustment (BZA) for administrative approval or to determine if the applicant's changes require another BZA public hearing;
2. 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 a 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; and
3. Any deviation from a Code standard not specifically identified and reviewed/addressed by the Board of Zoning Adjustment shall be resubmitted for the Board's review or the plans revised to comply with the standard.

cc: Brent Spain (Applicant Representative)
12200 W. Colonial Drive, Suite 300C
Winter Garden, Florida 34787

Marco Loliet
5516 Parkdale Drive
Orlando, Florida 32839

VARIANCE - PUBLIC HEARING NOTICE

Applicant: Marco Loliet
Case #: VA-17-08-077
Staff Contact: Nick Balevich
Hearing Date: August 3, 2017 – 9:00 AM

RECEIVED
JUL 24 2017
ORANGE COUNTY
ZONING DIVISION

Note: If you wish to make comments, please return this entire document with your comments no later than the day prior to the public hearing. Any commentary submitted to the Zoning Division is a public record and is therefore open for review and inspection by any member of the public, including the applicant.



IN FAVOR



OPPOSED

COMMENTS:

WILL ONLY IMPROVE NEIGHBORHOOD

NAME: Marco Loliet
PHONE #: 407-268-6468

ADDRESS: 576 PARADISE DR

MAIL, FAX, OR EMAIL TO:

ORANGE COUNTY ZONING DIVISION

P.O. BOX 2687

ORLANDO, FLORIDA 32802-2687

Phone #: (407) 836-8181 Fax #: (407) 836-9611

E-Mail Address: BZAnotices@ocfl.net

NOTICE TO ALL PERSONS WISHING TO SPEAK AT THIS PUBLIC HEARING

THIS INFORMATION IS INTENDED TO ASSIST YOU IN PREPARING YOUR PRESENTATION. PLEASE LIMIT YOUR PRESENTATION TO THREE (3) MINUTES AND KEEP IN MIND THE FOLLOWING GUIDELINES:

- (1) The Chairman of the Board of Zoning Adjustments (BZA) determines when and for how long an individual may speak.
- (2) Be concise and to the point. Do not repeat previous comments.
- (3) Evidence and documentation such as photographs, reports, and letters, may be to your benefit. However, once submitted, they are part of the record and cannot be returned.
- (4) Your comments should focus on zoning-related issues. Aesthetics, impacts to surrounding properties, land use compatibility, the variance and special exception criteria, development trends, and the Comprehensive Plan are zoning-related issues. However, drainage, traffic congestion, and crime are issues not addressed by the BZA.

FOR YOUR INFORMATION, ALL BZA MEETINGS ARE DIGITALLY RECORDED & TELEVISED ON ORANGE TV

CHANNEL 488 ON SPECTRUM
CHANNEL 9 ON COMCAST
CHANNEL 99 AT&T U-VERSE

You may also watch the BZA public hearing live on: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV.aspx>

Previous BZA public hearings are available at: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV/VideoArchive.asp>

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should contact the Government Service Center at (407) 836-3111.

Para mas informacion referente a esta vista publica, favor comunicarse al Departamento de Zonificacion al numero, (407) 836-5525

Pou plis enfòmasyon sou odyans piblik la, kontakte zòn depatmanal la nan: 407-836-3111

VARIANCE - PUBLIC HEARING NOTICE

Applicant: Marco Loliet
Case #: VA-17-08-077
Staff Contact: Nick Balevich
Hearing Date: August 3, 2017 - 9:00 AM

Note: If you wish to make comments, please return this entire document with your comments no later than the day prior to the public hearing. Any commentary submitted to the Zoning Division is a public record and is therefore open for review and inspection by any member of the public, including the applicant.



IN FAVOR



OPPOSED

COMMENTS:

NAME: MGD Investments Ltd. ADDRESS: 6317 McCoy Rd Suite 110
PHONE #: 407-206-3615 Orlando, FL 32822

MAIL, FAX, OR EMAIL TO:

ORANGE COUNTY ZONING DIVISION
P.O. BOX 2687
ORLANDO, FLORIDA 32802-2687
Phone #: (407) 836-8181 Fax #: (407) 836-9611
E-Mail Address: BZAnotices@ocfl.net

NOTICE TO ALL PERSONS WISHING TO SPEAK AT THIS PUBLIC HEARING

THIS INFORMATION IS INTENDED TO ASSIST YOU IN PREPARING YOUR PRESENTATION. PLEASE LIMIT YOUR PRESENTATION TO THREE (3) MINUTES AND KEEP IN MIND THE FOLLOWING GUIDELINES:

- (1) The Chairman of the Board of Zoning Adjustments (BZA) determines when and for how long an individual may speak.
- (2) Be concise and to the point. Do not repeat previous comments.
- (3) Evidence and documentation such as photographs, reports, and letters, may be to your benefit. However, once submitted, they are part of the record and cannot be returned.
- (4) Your comments should focus on zoning-related issues. Aesthetics, impacts to surrounding properties, land use compatibility, the variance and special exception criteria, development trends, and the Comprehensive Plan are zoning-related issues. However, drainage, traffic congestion, and crime are issues not addressed by the BZA.

FOR YOUR INFORMATION, ALL BZA MEETINGS ARE DIGITALLY RECORDED & TELEVISED ON ORANGE TV

CHANNEL 488 ON SPECTRUM
CHANNEL 9 ON COMCAST
CHANNEL 99 AT&T U-VERSE

You may also watch the BZA public hearing live on: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV.aspx>

Previous BZA public hearings are available at: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV/VideoArchive.asp>

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should contact the Government Service Center at (407) 836-3111.

Para mas informacion referente a esta vista publica, favor comunicarse al Departamento de Zonificacion al numero, (407) 836-5525

Pou plis enfòmasyon sou odyans piblik la, kontakte zòn depatmental la nan: 407-836-3111

VARIANCE - PUBLIC HEARING NOTICE

Applicant: Marco Loliet
Case #: VA-17-08-077
Staff Contact: Nick Balevich
Hearing Date: August 3, 2017 - 9:00 AM

RECEIVED
JUL 24 2017
ORANGE COUNTY
ZONING DIVISION

Note: If you wish to make comments, please return this entire document with your comments no later than the day prior to the public hearing. Any commentary submitted to the Zoning Division is a public record and is therefore open for review and inspection by any member of the public, including the applicant.



IN FAVOR



OPPOSED

COMMENTS:

Looking forward to the curb appeal.

NAME: Shervin Pierce
PHONE #: 8504505788

ADDRESS: 1114 Stetson Street
Orlando, FL 32804

MAIL, FAX, OR EMAIL TO:

ORANGE COUNTY ZONING DIVISION

P.O. BOX 2687

ORLANDO, FLORIDA 32802-2687

Phone #: (407) 836-8181 Fax #: (407) 836-9611

E-Mail Address: BZAnotices@ocfl.net

NOTICE TO ALL PERSONS WISHING TO SPEAK AT THIS PUBLIC HEARING

THIS INFORMATION IS INTENDED TO ASSIST YOU IN PREPARING YOUR PRESENTATION. PLEASE LIMIT YOUR PRESENTATION TO THREE (3) MINUTES AND KEEP IN MIND THE FOLLOWING GUIDELINES:

- (1) The Chairman of the Board of Zoning Adjustments (BZA) determines when and for how long an individual may speak.
- (2) Be concise and to the point. Do not repeat previous comments.
- (3) Evidence and documentation such as photographs, reports, and letters, may be to your benefit. However, once submitted, they are part of the record and cannot be returned.
- (4) Your comments should focus on zoning-related issues. Aesthetics, impacts to surrounding properties, land use compatibility, the variance and special exception criteria, development trends, and the Comprehensive Plan are zoning-related issues. However, drainage, traffic congestion, and crime are issues not addressed by the BZA.

FOR YOUR INFORMATION, ALL BZA MEETINGS ARE DIGITALLY RECORDED & TELEVISED ON ORANGE TV

CHANNEL 488 ON SPECTRUM
CHANNEL 9 ON COMCAST
CHANNEL 99 AT&T U-VERSE

You may also watch the BZA public hearing live on: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV.aspx>

Previous BZA public hearings are available at: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV/VideoArchive.asp>

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should contact the Government Service Center at (407) 836-3111.

Para mas informacion referente a esta vista publica, favor comunicarse al Departamento de Zonificacion al numero, (407) 836-5525

Pou plis enfòmasyon sou odyans piblik la, kontakte zòn depatmental la nan: 407-836-3111

College Park (miles away)

VARIANCE - PUBLIC HEARING NOTICE

Applicant: Marco Loliet
Case #: VA-17-08-077
Staff Contact: Nick Balevich
Hearing Date: August 3, 2017 - 9:00 AM

Note: If you wish to make comments, please return this entire document with your comments no later than the day prior to the public hearing. Any commentary submitted to the Zoning Division is a public record and is therefore open for review and inspection by any member of the public, including the applicant.



IN FAVOR



OPPOSED

COMMENTS:

IT WILL MAKE THE NEIGHBORHOOD LOOK BETTER.

NAME: BRIAN GILBOB ADDRESS: 5802 SHELburn CT. ORLANDO FL
PHONE #: 407758 9934 32839

MAIL, FAX, OR EMAIL TO:

ORANGE COUNTY ZONING DIVISION

P.O. BOX 2687

ORLANDO, FLORIDA 32802-2687

Phone #: (407) 836-8181 Fax #: (407) 836-9611

E-Mail Address: BZAnotices@ocfl.net

NOTICE TO ALL PERSONS WISHING TO SPEAK AT THIS PUBLIC HEARING

THIS INFORMATION IS INTENDED TO ASSIST YOU IN PREPARING YOUR PRESENTATION. PLEASE LIMIT YOUR PRESENTATION TO THREE (3) MINUTES AND KEEP IN MIND THE FOLLOWING GUIDELINES:

- (1) The Chairman of the Board of Zoning Adjustments (BZA) determines when and for how long an individual may speak.
- (2) Be concise and to the point. Do not repeat previous comments.
- (3) Evidence and documentation such as photographs, reports, and letters, may be to your benefit. However, once submitted, they are part of the record and cannot be returned.
- (4) Your comments should focus on zoning-related issues. Aesthetics, impacts to surrounding properties, land use compatibility, the variance and special exception criteria, development trends, and the Comprehensive Plan are zoning-related issues. However, drainage, traffic congestion, and crime are issues not addressed by the BZA.

FOR YOUR INFORMATION, ALL BZA MEETINGS ARE DIGITALLY RECORDED & TELEVISED ON ORANGE TV

CHANNEL 488 ON SPECTRUM
CHANNEL 9 ON COMCAST
CHANNEL 99 AT&T U-VERSE

You may also watch the BZA public hearing live on: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV.aspx>

Previous BZA public hearings are available at: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV/VideoArchive.asp>

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should contact the Government Service Center at (407) 836-3111.

Para mas informacion referente a esta vista publica, favor comunicarse al Departamento de Zonificacion al numero, (407) 836-5525

Pou plis enfòmasyon sou odyans piblik la, kontakte zòn depatmental la nan: 407-836-3111

VARIANCE - PUBLIC HEARING NOTICE

Applicant: Marco Loliet
Case #: VA-17-08-077
Staff Contact: Nick Balevich
Hearing Date: August 3, 2017 - 9:00 AM

Note: If you wish to make comments, please return this entire document with your comments no later than the day prior to the public hearing. Any commentary submitted to the Zoning Division is a public record and is therefore open for review and inspection by any member of the public, including the applicant.

☐

IN FAVOR

☒

OPPOSED

COMMENTS:

The current fence height of 4' in the front yard is sufficient. Making exceptions is not necessary and sets an undesirable precedent. This is not a gated community, and the owner has installed cameras & large plants to cover security concerns.

NAME: KATHARINE PAROTER

ADDRESS: 5850 TRINITY LN

PHONE #: 321-438-4241

ORLANDO, FL 32839

MAIL, FAX, OR EMAIL TO:

ORANGE COUNTY ZONING DIVISION

P.O. BOX 2687

ORLANDO, FLORIDA 32802-2687

Phone #: (407) 836-8181 Fax #: (407) 836-9611

E-Mail Address: BZAnotices@ocfl.net

NOTICE TO ALL PERSONS WISHING TO SPEAK AT THIS PUBLIC HEARING

THIS INFORMATION IS INTENDED TO ASSIST YOU IN PREPARING YOUR PRESENTATION. PLEASE LIMIT YOUR PRESENTATION TO THREE (3) MINUTES AND KEEP IN MIND THE FOLLOWING GUIDELINES:

- (1) The Chairman of the Board of Zoning Adjustments (BZA) determines when and for how long an individual may speak.
- (2) Be concise and to the point. Do not repeat previous comments.
- (3) Evidence and documentation such as photographs, reports, and letters, may be to your benefit. However, once submitted, they are part of the record and cannot be returned.
- (4) Your comments should focus on zoning-related issues. Aesthetics, impacts to surrounding properties, land use compatibility, the variance and special exception criteria, development trends, and the Comprehensive Plan are zoning-related issues. However, drainage, traffic congestion, and crime are issues not addressed by the BZA.

FOR YOUR INFORMATION, ALL BZA MEETINGS ARE DIGITALLY RECORDED & TELEVISED ON ORANGE TV

CHANNEL 488 ON SPECTRUM

CHANNEL 9 ON COMCAST

CHANNEL 99 AT&T U-VERSE

You may also watch the BZA public hearing live on: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV.aspx>

Previous BZA public hearings are available at: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV/VideoArchive.asp>

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should contact the Government Service Center at (407) 836-3111.

Para mas informacion referente a esta vista publica, favor comunicarse al Departamento de Zonificacion al numero, (407) 836-5525

Pou plis enfòmasyon sou odyans piblik la, kontakte zòn depatmanal la nan: 407-836-3111

VARIANCE - PUBLIC HEARING NOTICE

RECEIVED

Applicant: Marco Loliet
Case #: VA-17-08-077
Staff Contact: Nick Balevich
Hearing Date: August 3, 2017 - 9:00 AM

From P. June Schumann
Pine Castle Safe Communities
Preservation Association
1st Vice President. see notes

Note: If you wish to make comments, please return this entire document with your comments no later than the day prior to the public hearing. Any commentary submitted to the Zoning Division is a public record and is therefore open for review and inspection by any member of the public, including the applicant.



IN FAVOR



OPPOSED

COMMENTS: Fences should be no more than four feet high in front yards and also in side yards if abutting a street or road. Front fences should not be closed (picket style) fences. The only variance for the height of a side fence would be for needed privacy i.e. pools, not to hide businesses.

NAME: Eugene & June Schumann ADDRESS: 717 Padgett Ct. Orlando FL 32834
PHONE #: 407 855 1649

MAIL, FAX, OR EMAIL TO:

ORANGE COUNTY ZONING DIVISION
P.O. BOX 2687
ORLANDO, FLORIDA 32802-2687
Phone #: (407) 836-8181 Fax #: (407) 836-9611
E-Mail Address: BZAnotices@ocfl.net

* Closed picket fences become an eyesore after a few years, add nothing to the beauty of a community. We know.

NOTICE TO ALL PERSONS WISHING TO SPEAK AT THIS PUBLIC HEARING

THIS INFORMATION IS INTENDED TO ASSIST YOU IN PREPARING YOUR PRESENTATION. PLEASE LIMIT YOUR PRESENTATION TO THREE (3) MINUTES AND KEEP IN MIND THE FOLLOWING GUIDELINES:

- (1) The Chairman of the Board of Zoning Adjustments (BZA) determines when and for how long an individual may speak.
- (2) Be concise and to the point. Do not repeat previous comments.
- (3) Evidence and documentation such as photographs, reports, and letters, may be to your benefit. However, once submitted, they are part of the record and cannot be returned.
- (4) Your comments should focus on zoning-related issues. Aesthetics, impacts to surrounding properties, land use compatibility, the variance and special exception criteria, development trends, and the Comprehensive Plan are zoning-related issues. However, drainage, traffic congestion, and crime are issues not addressed by the BZA.

FOR YOUR INFORMATION, ALL BZA MEETINGS ARE DIGITALLY RECORDED & TELEVISED ON ORANGE TV

CHANNEL 488 ON SPECTRUM
CHANNEL 9 ON COMCAST
CHANNEL 99 AT&T U-VERSE

You may also watch the BZA public hearing live on: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV.aspx>

Previous BZA public hearings are available at: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV/VideoArchive.asp>

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should contact the Government Service Center at (407) 836-3111.

Para mas informacion referente a esta vista publica, favor comunicarse al Departamento de Zonificacion al numero, (407) 836-5525

Pou plis enfòmasyon sou odyans piblik la, kontakte zòn depatmental la nan: 407 836-3111

VARIANCE - PUBLIC HEARING NOTICE

Applicant: Marco Loliet
Case #: VA-17-08-077
Staff Contact: Nick Balevich
Hearing Date: August 3, 2017 - 9:00 AM

Note: If you wish to make comments, please return this entire document with your comments no later than the day prior to the public hearing. Any commentary submitted to the Zoning Division is a public record and is therefore open for review and inspection by any member of the public, including the applicant.



IN FAVOR



OPPOSED

COMMENTS: *Has existing picket type fence now 4' height. Has planted large shrubs that are presently 6' height. When these plants fill in they will form a barrier. No more walls. Doesn't describe new type of fence or height.*

NAME: _____ ADDRESS: _____

PHONE #: _____

MAIL, FAX, OR EMAIL TO:

ORANGE COUNTY ZONING DIVISION

P.O. BOX 2687

ORLANDO, FLORIDA 32802-2687

Phone #: (407) 836-8181 Fax #: (407) 836-9611

E-Mail Address: **BZAnotices@ocfl.net**

NOTICE TO ALL PERSONS WISHING TO SPEAK AT THIS PUBLIC HEARING

THIS INFORMATION IS INTENDED TO ASSIST YOU IN PREPARING YOUR PRESENTATION. PLEASE LIMIT YOUR PRESENTATION TO THREE (3) MINUTES AND KEEP IN MIND THE FOLLOWING GUIDELINES:

- (1) The Chairman of the Board of Zoning Adjustments (BZA) determines when and for how long an individual may speak.
- (2) Be concise and to the point. Do not repeat previous comments.
- (3) Evidence and documentation such as photographs, reports, and letters, may be to your benefit. However, once submitted, they are part of the record and cannot be returned.
- (4) Your comments should focus on zoning-related issues. Aesthetics, impacts to surrounding properties, land use compatibility, the variance and special exception criteria, development trends, and the Comprehensive Plan are zoning-related issues. However, drainage, traffic congestion, and crime are issues not addressed by the BZA.

FOR YOUR INFORMATION, ALL BZA MEETINGS ARE DIGITALLY RECORDED & TELEVISED ON ORANGE TV

CHANNEL 488 ON SPECTRUM
CHANNEL 9 ON COMCAST
CHANNEL 99 AT&T U-VERSE

You may also watch the BZA public hearing live on: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV.aspx>

Previous BZA public hearings are available at: <http://www.ocfl.net/OpenGovernment/OrangeTVVisionTV/VideoArchive.asp>

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should contact the Government Service Center at (407) 836-3111.

Para mas informacion referente a esta vista publica, favor comunicarse al Departamento de Zonificacion al numero, (407) 836-5525

Pou plis enfòmasyon sou odyans piblik la, kontakte zòn departmanal la nan: 407-836-3111

No Address

VARIANCE - PUBLIC HEARING NOTICE

Applicant: Marco Loliet
Case #: VA-17-08-077
Staff Contact: Nick Balevich
Hearing Date: August 3, 2017 - 9:00 AM

Note: If you wish to make comments, please return this entire document with your comments no later than the day prior to the public hearing. Any commentary submitted to the Zoning Division is a public record and is therefore open for review and inspection by any member of the public, including the applicant.

☐

IN FAVOR



OPPOSED

COMMENTS:

NAME:

ADDRESS:

PHONE #:

August

Balevich, Nick

To: 'Nichole'
Subject: RE: Case # VA-17-08-077

Dist 3
From: Nichole [mailto:pnmejm@aol.com]
Sent: Tuesday, August 01, 2017 3:03 PM
To: Balevich, Nick
Subject: Fwd: Case # VA-17-08-077
To; Nick Balevich, Orange County Zoning Division Nick.Balevich@ocfl.net cc: Rocco.Relvini@ocfl.net Re: Case #VA-17-08-077

Please accept this email as a request to deny the application submitted by Mr. Marco Loliet. regarding his application for Variance.

I would like to begin to point out that the conditions for accepting, processing, and approval of a Variance application state very clearly that you must demonstrate the hardship is peculiar to your property and not to other properties in the same zoning district.

The applicant indicates that this 6' tall fence is for privacy and noise abatement. I believe that the applicant has failed to show that privacy meets the County Code requirement for a hardship.

If you were to go through thousands of other sub-divisions that either have flag lots or pie shaped lots, located in Orange County, it is possible that any of these type lots would be able to apply for this same type of request. I believe that approval of this application would set a precedence that is not necessary.

Further, if you look at the location of any home of such a lot, it is necessary to meet a different and more difficult front set back. This type of set back is not based on the distance set by code in each Zoning District, but based on a calculation to measure where front location of the primary structure meets the minimum lot width.

Based on this formula, this property is required to meet a set back that pushes the primary structure farther back from the road right of way.

With the existing single family dwelling (for this application), being set back farther from the road right of way, this property is less likely than adjacent lots to have an issue with privacy.

In regard to the applicants mention of noise abatement, it is clear that this is not correct. Noise from the street can be argued using the same basis as previously outlined. This existing single family dwelling is set back farther from any of the adjacent properties. Noise that would travel from the street to this home, clearly would have to travel farther than a property located much any where in this neighborhood. Please note that this part of Parkdale Drive has never been a high traffic road way. Traffic is almost non-existent after 8 pm in the evening. Much like any neighborhood, the largest amount of noise on this street is only when the garbage trucks come through.

This type of privacy fence would do little to reduce this noise.

Finally, I would like to point out that staff may have passed over an issue regarding the property located at 5526 Parkdale Drive.

I travel to this property on a very regular basis and would like point out that visibility from this property would be impaired, with the approval of this application.

For an illustration purpose, I have attached a copy of survey from this property and a photo that shows my vehicle backing from the drive way. The purpose of the attached survey is to show the close proximity of this driveway to the road right of way, the adjacent lot and the proposed fence that would block visibility.

Please note that if I were to back into this driveway, there is less of an issue. However, when backing out from this driveway, I believe that this proposed fence would impede visibility to traffic conditions.

I know that in a much similar circumstance, on a corner lot, the property owner would not be allowed to build a fence that could reduce visibility in that corner triangle.

(4 a) No fence or wall shall be erected so as to encroach into the fifteen (15)-foot for residentially and agriculturally zoned property, or twenty-five (25)-foot for commercially and industrially zoned property corner triangle at a street intersection unless otherwise approved by the county engineer.

Based on this information, I would strongly suggest that this application for a Variance be denied. I do not believe that the applicant has met the requirements necessary for approval of a Variance in Orange County.

I would like to request that this email message be shared with each Board Member and be read into the record, as a part of the hearing. I would also like to ask that you send a reply, to indicate that you have received this message.

Thank you for your time and consideration.

Nichole

Balevich, Nick

From: joan allen <joanpallen@hotmail.com>
Sent: Tuesday, August 01, 2017 3:10 PM
To: Balevich, Nick
Subject: Hearing # VA-17-08-077

Hello,

I would like to file an objection to the approval of this hearing.

I travel to the property next door about once a month, this property is located at;
5526 Parkdale Drive

I feel that if this 6' tall fence is placed near the road, it would block my visibility when I try to enter into the street.

I would like to ask that you give a copy of my email message to each of the BZA members.

Thank you,

Joan P

SUPPLEMENT NO. 98
VOLUMES I AND II
September 2017

CODE

County of

ORANGE, FLORIDA

Looseleaf Supplement

This Supplement contains all ordinances deemed advisable to be included at this time through:

Ordinance No. 2017-14, enacted June 20, 2017.

See the Code Comparative Tables—Volume II for further information.

Remove Old Pages

xiii, xiv
Checklist of up-to-date pages
SH:3, SH:4
994.3, 994.4
1081—1086

Insert New Pages

VOLUME I

xiii, xiv
Checklist of up-to-date pages
(following Table of Contents)
SH:3, SH:4
994.3, 994.4
1081—1086.1

VOLUME II

xiii, xiv
2845, 2846
2860.3, 2860.4
4459
4699—4702
4727, 4728

xiii, xiv
2845, 2846
2860.3, 2860.4
4459
4699—4702.1
4727, 4728

Insert and maintain this instruction sheet in front of Volume I. File removed pages for reference.

municode

Municipal Code Corporation | P.O. Box 2235 Tallahassee, FL 32316
info@municode.com | 800.262.2633
www.municode.com

**ORANGE COUNTY BOARD OF ZONING ADJUSTMENT (BZA) APPLICATION
FOR ZONING VARIANCE, SPECIAL EXCEPTION, AND APPEAL OF ZONING
MANAGER'S DETERMINATION**

Instructions to Applicant

I. General information:

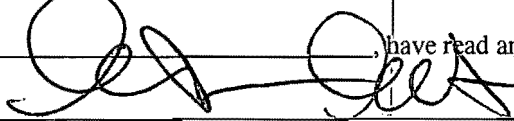
1. **VERY IMPORTANT: NO APPLICATION WILL BE ACCEPTED UNLESS THE FOLLOWING PAGES ARE COMPLETED BY THE APPLICANT:**
 - **ORANGE COUNTY SPECIFIC PROJECT EXPENDITURE REPORT (PAGES 5 - 7)**
 - **THE RELATIONSHIP DISCLOSURE FORM (PAGES 8-10)**
 - **SECTION III (BOTTOM OF PAGE 1)**
 - **SECTIONS A & B (PAGE 2)**
 - **SECTIONS D AND E (PAGE 3)**
 - **AGENT AUTHORIZATION FORM (PAGE 4).**
 - **INCOMPLETE APPLICATIONS WILL BE RETURNED TO THE APPLICANT BY MAIL.**
2. Do not wait until the filing deadline date to submit the application because if information is missing the deadline date will not be met and as a result the hearing will be scheduled for the next hearing date. Deadline dates are listed on Page 15.
3. The applicant is required to place one or more posters on the property. Orange County Government will prepare the poster, and posting instructions will be provided to the applicant. The applicant/representative must be present at the public hearing.
4. This application is for zoning use approval only. Additional approvals may be required (i.e., building permits, building/fire inspections, occupational licenses, septic tank/well approval, certificate of occupancy, conservation area determination, etc). These additional approvals oftentimes result in additional costs to the applicant.
5. Approvals granted by the BZA are not final until the Board of County Commissioners (BCC) confirms the recommendations of the BZA and no appeals are filed within 15 calendar days of the BZA's decision.

II. Fees: Fees cannot be waived. The service charge for refunding Zoning Division fees is \$31 or 1/3 cost of original fee, whichever is greater, unless the fee was collected in error by the County. Make check payable to Orange County Zoning Division.

Variances:	\$638.00
Special Exceptions (except as noted below):	\$1,355.00
Special Exceptions for mobile home during construction of single family home, security/night watchman trailer, off-premise directional sign, sales trailer, guest house.	\$638.00
Special Exception for Accessory Dwelling Unit:	\$652.00
Special Exception for Family Lot Provision:	\$696.00
Special Exception for Communication Tower:	\$1,560.00
Special Exception for Landfills/Transfer stations:	\$3,016.00
Appeal of Zoning Manager's Determination:	\$638.00

III. Applicant Certification:

I, (applicant) Marco Loleit, have read and understand Sections I and II above.

Applicant's Signature (required):  Date: 06/13/17

Application to Board of Zoning Adjustment

Orange County Zoning Division
201 S. Rosalind Avenue Post Office Box 2687
Orlando, Florida 32802-2687
407-836-3111

Section A - To be completed by applicant (please print clearly; type or use ink pen only)

Date 06/14/17
Applicant's Name Marco Loleit
Mailing Address 5516 Parkdale Drive
Orlando, FL 32839
Home phone (407) 267-6468
Work phone ()
Contact Person's Name Brent Spain, Esquire
Mailing Address Theriaque & Spain
12200 W. Colonial Dr Ste 300C, Winter Garden, FL 34787
Cell Phone Number # 407-766-9514
Property Owner's name Marco Loleit
EMAIL sbs@theriaquelaw.com

Section B - To be completed by applicant (please print clearly; type or use ink pen only)

Request is hereby made for: (check appropriate boxes)

☒ Variance ☐ Special Exception ☐ Appeal of the Zoning Manager's determination

What are you proposing? For variances, indicate the proposed distance, height, size and the required distance, height or size:

A variance for ±84 feet of a 6' tall gray composite fence with a cantilever gate across
driveway and portion of front yard for privacy

Property Legal Description (A copy of the tax bill is Acceptable) see enclosed tax bill

Property Address: 5516 Parkdale Drive Tract Size or Dimensions 2.9 acres
Tax Identification # (REQUIRED) (15 digit # located on tax bill): 23 23 29 3984 02 020
Existing Structures/Uses on Site: custom single-family home built in 2015

Section C - Office use only

Zoning Classification: R-1AA Tract Size: 2.9 acres Coordinates
FLUM Designation: NA Sec 23 Twp 23 Rge 29 District No. 3
Tax Identification #: see above
Location: 5516 Parkdale Dr.
Receipt No. Permit Analyst: Roru Hearing Date: 8/3/17

AGENT AUTHORIZATION FORM



FOR PROJECTS LOCATED IN ORANGE COUNTY, FLORIDA

I/WE, (PRINT PROPERTY OWNER NAME) Marc Loleit, AS THE OWNER(S) OF THE REAL PROPERTY DESCRIBED AS FOLLOWS, 5516 Parkdale Drive, Orlando, Florida 32839, DO HEREBY AUTHORIZE TO ACT AS MY/OUR AGENT (PRINT AGENT'S NAME), S. Brent Spain, Esquire, TO EXECUTE ANY PETITIONS OR OTHER DOCUMENTS NECESSARY TO AFFECT THE APPLICATION APPROVAL REQUESTED AND MORE SPECIFICALLY DESCRIBED AS FOLLOWS, VARIANCE, SPECIAL EXCEPTION, APPEAL OF ZONING MANAGER AND TO APPEAR ON MY/OUR BEHALF BEFORE ANY ADMINISTRATIVE OR LEGISLATIVE BODY IN THE COUNTY CONSIDERING THIS APPLICATION AND TO ACT IN ALL RESPECTS AS OUR AGENT IN MATTERS PERTAINING TO THE APPLICATION.

DATE: 06/13/17

[Signature]
SIGNATURE OF PROPERTY OWNER

Marco Loleit

PRINT NAME PROPERTY OWNER

DATE: _____

SIGNATURE OF PROPERTY OWNER

PRINT NAME PROPERTY OWNER

DATE: _____

SIGNATURE OF PROPERTY OWNER

PRINT NAME PROPERTY OWNER

STATE OF FLORIDA :
COUNTY OF _____ :

I CERTIFY THAT ON _____, BEFORE ME, _____, AN OFFICER DULY AUTHORIZED BY THE STATE OF FLORIDA AND IN THE COUNTY MENTIONED ABOVE, TO TAKE ACKNOWLEDGEMENTS, PERSONALLY APPEARED _____, TO ME KNOWN TO BE THE PERSON DESCRIBED IN THIS INSTRUMENT OR TO HAVE PRODUCED _____, AS EVIDENCE, AND WHO HAS ACKNOWLEDGED BEFORE ME THAT HE OR SHE EXECUTED THE INSTRUMENT AND DID / DID NOT TAKE AN OATH.

WITNESS MY HAND AND OFFICIAL SEAL IN THE COUNTY AND STATE STATED ABOVE ON THE ____ DAY OF _____, IN THE YEAR _____.

(NOTARY SEAL)

SIGNATURE OF NOTARY PUBLIC
NOTARY PUBLIC FOR THE STATE OF FLORIDA

MY COMMISSION EXPIRES: _____

LEGAL DESCRIPTION OR PARCEL IDENTIFICATION NUMBER(S) ARE REQUIRED:

PARCEL ID# OR LEGAL DESCRIPTION: 23-23-29-3984-02-020

For Staff Use Only:

Initially submitted on _____

Updated On _____

Project Name (as filed) _____

Case or Bid No. _____

ORANGE COUNTY SPECIFIC PROJECT EXPENDITURE REPORT

**This lobbying expenditure form shall be completed in full and filed with all application submittals.
This form shall remain cumulative and shall be filed with the department processing your application.
Forms signed by a principal's authorized agent shall include an executed Agent Authorization Form.**

This is the initial Form: ☒
This is a Subsequent Form: _____

Part I

Please complete all of the following:

Name and Address of Principal (legal name of entity or owner per Orange County tax rolls): Marco Loleit,
5516 Parkdale Drive, Orlando, Florida 32839

Name and Address of Principal's Authorized Agent, if applicable: S. Brent Spain, Esquire, c/o Theriaque &
Spain, 12200 W. Colonial Drive, Suite 300C, Winter Garden, Florida 34787

List the name and address of all lobbyists, consultants, contractors, subcontractors, individuals or business entities who will assist with obtaining approval for this project. (Additional forms may be used as necessary.)

1. Name and address of individual or business entity: S Brent Spain, Esquire, Theriaque & Spain
Are they registered Lobbyist? Yes ☐ or No ☒
2. Name and address of individual or business entity: 12000 W. Colonial Drive, Ste. 300C, Winter Garden, FL 34787
Are they registered Lobbyist? Yes ☐ or No ☒
3. Name and address of individual or business entity: Kip Hudakoz, Paramount Fencing, Inc.
Are they registered Lobbyist? Yes ☐ or No ☐
4. Name and address of individual or business entity: 1579 Walsh Street, Oviedo, FL 32765
Are they registered Lobbyist? Yes ☐ or No ☐
5. Name and address of individual or business entity: _____
Are they registered Lobbyist? Yes ☐ or No ☐
6. Name and address of individual or business entity: _____
Are they registered Lobbyist? Yes ☐ or No ☐
7. Name and address of individual or business entity: _____
Are they registered Lobbyist? Yes ☐ or No ☐
8. Name and address of individual or business entity: _____
Are they registered Lobbyist? Yes ☐ or No ☐

NOTE: If you have any questions about this PAGE, please contact Sawsan Mohiuddin of the Orange County Legal Department at 407-836-7320

For Staff Use Only:

Initially submitted on _____

Updated On _____

Project Name (as filed) _____

Case or Bid No. _____

Part II Expenditures:

For this report, an "expenditure" means money or anything of value given by the principal and/or his/her lobbyist for the purpose of lobbying, as defined in section 2-351, Orange County Code. This may include public relations expenditures including, but not limited to, petitions, fliers, purchase of media time, cost of print and distribution of publications. However, the term "expenditure" **does not** include:

- Contributions or expenditures reported pursuant to chapter 106, Florida Statutes;
- Federal election law, campaign-related personal services provided without compensation by individuals volunteering their time;
- Any other contribution or expenditure made by or to a political party;
- Any other contribution or expenditure made by an organization that is exempt from taxation under 26 U.S.C. s. 527 or s. 501(c)(4), in accordance with s. 112.3215, Florida Statutes; and/or
- Professional fees paid to registered lobbyists associated with the project or item.

The following is a complete list of all lobbying expenditures and activities (including those of lobbyists, contractors, consultants, etc.) incurred by the principal or his/her authorized agent and expended in connection with the above-referenced project or issue. **You need not include de minimis costs (under \$50) for producing or reproducing graphics, aerial photographs, photocopies, surveys, studies or other documents related to this project.**

Date of Expenditure	Name of Party Incurring Expenditure	Description of Activity	Amount Paid
		TOTAL EXPENDED THIS REPORT	\$

NOTE: If you have any questions about this PAGE, please contact Sawsan Mohiuddin of the Orange County Legal Department at 407-836-7320

For Staff Use Only:

Initially submitted on _____

Updated On _____

Project Name (as filed) _____

Case or Bid No. _____

Part III

ORIGINAL SIGNATURE AND NOTARIZATION REQUIRED

I hereby certify that information provided in this specific project expenditure report is true and correct based on my knowledge and belief. I acknowledge and agree to comply with the requirement of section 2-354, of the Orange County code, to amend this specific project expenditure report for any additional expenditure(s) incurred relating to this project prior to the scheduled Board of County Commissioner meeting. I further acknowledge and agree that failure to comply with these requirements to file the specific expenditure report and all associated amendments may result in the delay of approval by the Board of County Commissioners for my project or item, any associated costs for which I shall be held responsible. In accordance with s. 837.06, Florida Statutes, I understand and acknowledge that whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor in the second degree, punishable as provided in s. 775.082 or s. 775.083, Florida Statutes.

Date: 6-13-17

Signature of ☐ Principal or ☐ Principal's Authorized Agent
(check appropriate box)

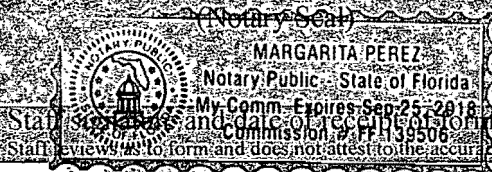
PRINT NAME AND TITLE: MARCO LOLETT

STATE OF FLORIDA
COUNTY OF _____

I certify that the foregoing instrument was acknowledged before me this 15 day of JUNE, 2017 by MARCO LOLETT. He/she is personally known to me or has produced _____ as identification and did/did not take an oath.

Witness my hand and official seal in the county and state stated above on the 15 day of JUNE in the year 2017.

Signature of Notary Public
Notary Public for the State of Florida
My Commission Expires: 9-25-2018



NOTE: If you have any questions about this PAGE, please contact Sawsan Mohiuddin of the Orange County Legal Department at 407-836-7320

For Staff Use Only:

Initially submitted on _____

Updated on _____

Project Name (as filed) _____

Case Number _____

RELATIONSHIP DISCLOSURE FORM**FOR USE WITH DEVELOPMENT RELATED ITEMS, EXCEPT THOSE WHERE THE COUNTY IS THE PRINCIPAL OR PRIMARY APPLICANT**

This relationship disclosure form must be submitted to the Orange County department or division processing your application at the time of filing. In the event any information provided on this form should change, the Owner, Contract Purchaser, or Authorized Agent(s) must file an amended form on or before the date the item is considered by the appropriate board or body.

Part I**INFORMATION ON OWNER OF RECORD PER ORANGE COUNTY TAX ROLLS:**Name: Marco LoleitBusiness Address (Street/P.O. Box, City and Zip Code): 5516 Parkdale Dr
Orlando, Florida 32839

Business Phone () _____

Facsimile () _____

INFORMATION ON CONTRACT PURCHASER, IF APPLICABLE:

Name: _____

Business Address (Street/P.O. Box, City and Zip Code): _____

Business Phone () _____

Facsimile () _____

INFORMATION ON AUTHORIZED AGENT, IF APPLICABLE:**(Agent Authorization Form also required to be attached)**Name: S. Brent Spain, EsquireBusiness Address (Street/P.O. Box, City and Zip Code): Therisque & Spain
12200 W. Colonial Dr., Ste. 300C, Winter Garden, FL 34787Business Phone (407) 347-5388Facsimile (407) 264-6132

NOTE: If you have any questions about this PAGE, please contact Sawsan Mohiuddin of the Orange County Legal Department at 407-836-7320

For Staff Use Only:

Initially submitted on _____

Updated on _____

Project Name (as filed) _____

Case Number _____

Part II

**IS THE OWNER, CONTRACT PURCHASER, OR AUTHORIZED AGENT A
RELATIVE OF THE MAYOR OR ANY MEMBER OF THE BCC?**

☐ YES ☒ NO

**IS THE MAYOR OR ANY MEMBER OF THE BCC AN EMPLOYEE OF THE
OWNER, CONTRACT PURCHASER, OR AUTHORIZED AGENT?**

☐ YES ☒ NO

**IS ANY PERSON WITH A DIRECT BENEFICIAL INTEREST IN THE OUTCOME
OF THIS MATTER A BUSINESS ASSOCIATE OF THE MAYOR OR ANY
MEMBER OF THE BCC? (When responding to this question please consider all
consultants, attorneys, contractors/subcontractors and any other persons who may have
been retained by the Owner, Contract Purchaser, or Authorized Agent to assist with
obtaining approval of this item.)**

☐ YES ☒ NO

If you responded "YES" to any of the above questions, please state with whom and
explain the relationship:

(Use additional sheets of paper if necessary)

NOTE: If you have any questions about this PAGE, please contact Sawsan Mohiuddin of
the Orange County Legal Department at 407-836-7320

For Staff Use Only:

Initially submitted on _____

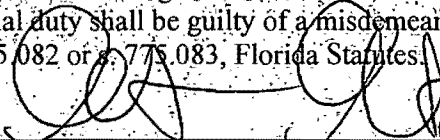
Updated on _____

Project Name (as filed) _____

Case Number _____

Part III**ORIGINAL SIGNATURE AND NOTARIZATION REQUIRED**

I hereby certify that information provided in this relationship disclosure form is true and correct based on my knowledge and belief. If any of this information changes, I further acknowledge and agree to amend this relationship disclosure form prior to any meeting at which the above-referenced project is scheduled to be heard. In accordance with s. 837.06, Florida Statutes, I understand and acknowledge that whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor in the second degree, punishable as provided in s. 775.082 or s. 775.083, Florida Statutes.



 Signature of ☐ Owner, ☐ Contract Purchaser
 or ☐ Authorized Agent

Date: 6-13-17Print Name and Title of Person completing this form: MARCO LOLETT
 STATE OF FLORIDA
 COUNTY OF _____

I certify that the foregoing instrument was acknowledged before me this 13 day of JUNE, 2017 by MARCO LOLETT. He/she is personally known to me or has produced DL as identification and did/did not take an oath.

Witness my hand and official seal in the county and state stated above on the 13 day of JUNE, in the year 2017.




 Signature of Notary Public
 Notary Public for the State of Florida
 My Commission Expires 9-25-2018

Staff signature and date of receipt of form

Staff reviews this form and does not attest to the accuracy or veracity of the information provided herein.

NOTE: If you have any questions about this PAGE, please contact Sawsan Mohiuddin of the Orange County Legal Department at 407-836-7320



REPLY TO: WINTER GARDEN

June 14, 2017

VIA HAND DELIVERY

Rocco Relvini
Orange County Zoning
201 S. Rosalind Avenue
Orlando, Florida 32802

Re: 5516 Parkdale Drive – Application for Variance

Dear Mr. Relvini:

Our firm represents Marco Loleit, who is the owner of the property located at 5516 Parkdale Drive, Orlando, Florida ("Property"). The Property is located on Lake Jessamine, west of Orange Avenue and north of Oak Ridge Road. In 2015, Mr. Loleit built a custom home on the Property which is his permanent residence.

Enclosed is an Orange County Board of Zoning Adjustment Application, together with the applicable fee of \$638.00, requesting approval of a variance to install approximately eighty-four (84) linear feet of a six (6) foot tall composite fence toward the front of the Property with a matching cantilever gate across the driveway for privacy and noise attenuation. Presently, there is an existing aluminum rod-iron style fence in the subject location.

As briefly discussed below, we respectfully submit that the subject request satisfies the variance criteria in Section 30-43(3) of the Orange County Code:

- **Special Conditions and Circumstances:** As reflected by the enclosed boundary survey, the eastern portion of the Property is uniquely shaped, which gives rise to a peculiar and narrow front entryway for purposes of access, building setbacks, and fencing purposes. Additionally, traffic associated with the industrial/commercial uses located at Mary Jess Road and Orange Avenue in close proximity to the Property inadvertently travel on Parkdale Drive at times, resulting in adverse noise impacts.
- **Not Self-Created:** The unique and peculiar shape of the Property is not self-created or self-imposed by the Applicant.

TALLAHASSEE
433 NORTH MAGNOLIA DRIVE
TALLAHASSEE, FLORIDA 32308
(850) 224-7332
FAX: (850) 224-7662

WINTER GARDEN
12200 WEST COLONIAL DRIVE, SUITE 300C
WINTER GARDEN, FLORIDA 34787
(407) 347-5388
FAX: (407) 264-6132

Rocco Relvini
Orange County Zoning
June 14, 2017
Page 2

- No Special Privilege: The granting of the requested variance would not confer on the Applicant any special privilege that is denied to other lands in the same zoning district.
- Deprivation of Rights: Absent the requested variance, the ability of the Applicant to fence and gate the entry/driveway to his custom built home will be precluded or otherwise severely limited, thereby depriving the Applicant of needed privacy and noise attenuation.
- Minimum Possible Variance: The request seeks approval of a minor variance to allow a six (6) foot tall composite fence to extend beyond the thirty (30) foot building setback line as depicted on the enclosed boundary survey, together with a matching cantilever gate across the driveway, for privacy and noise attenuation. The requested fence will not otherwise impede the views from the front yards of the neighboring properties and the requested cantilever gate will move side-to-side and not open outward toward the right-of-way.
- Purpose and Intent: The requested variance is in harmony with the purpose and intent of the County's zoning regulations and will not be injurious to the neighborhood or otherwise detrimental to the public welfare. To the contrary, the high-end, horizontal composite fence the Applicant intends to install will enhance the area.

We appreciate Orange County Zoning Staff's support of the requested variance for the Property. As always, please do not hesitate to contact me if you have any questions or need additional information.

Sincerely,

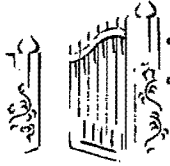


S. Brent Spain

Enclosures



RECEIVED
AUG 03 2015
BZA HEARING



PARAMOUNT FENCING, INC.

(407) 341-2720 * Fax (321) 206-6627
1579 Walsh Street Oviedo, FL 32765

Proposal Submitted To: Marco Loleit

JOB DETAIL: ML5516PD

Street: 5516 Parkdale Drive

City, State and Zip Code: Orlando, FL 32839

Phone: 407.267.6468

Email: mloleit@yahoo.com

General Job Description: The installation of approximately one hundred twenty-seven (127) linear feet of six foot in height charcoal gray, **Santa Fe Style, horizontal** composite fence by Natures Composites with one custom 12' slide gate. Materials will consist of eight foot on center horizontal board panels which include two posts and two rails each, slats sizes will be 1" x 6" x 8' T&G, posts size will be 2" x 2" x 8' with 60 lbs. of concrete per post. All materials are warranted by a limited lifetime warrantee as provided by the manufacturer. There is a one year craftsmanship warrantee on all work.

Legend:

6' HT Santa Fe Installation and Removal:



12' 4" Slide Gate:



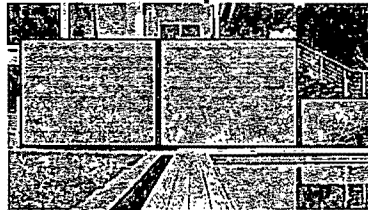
Stretch Indicator:



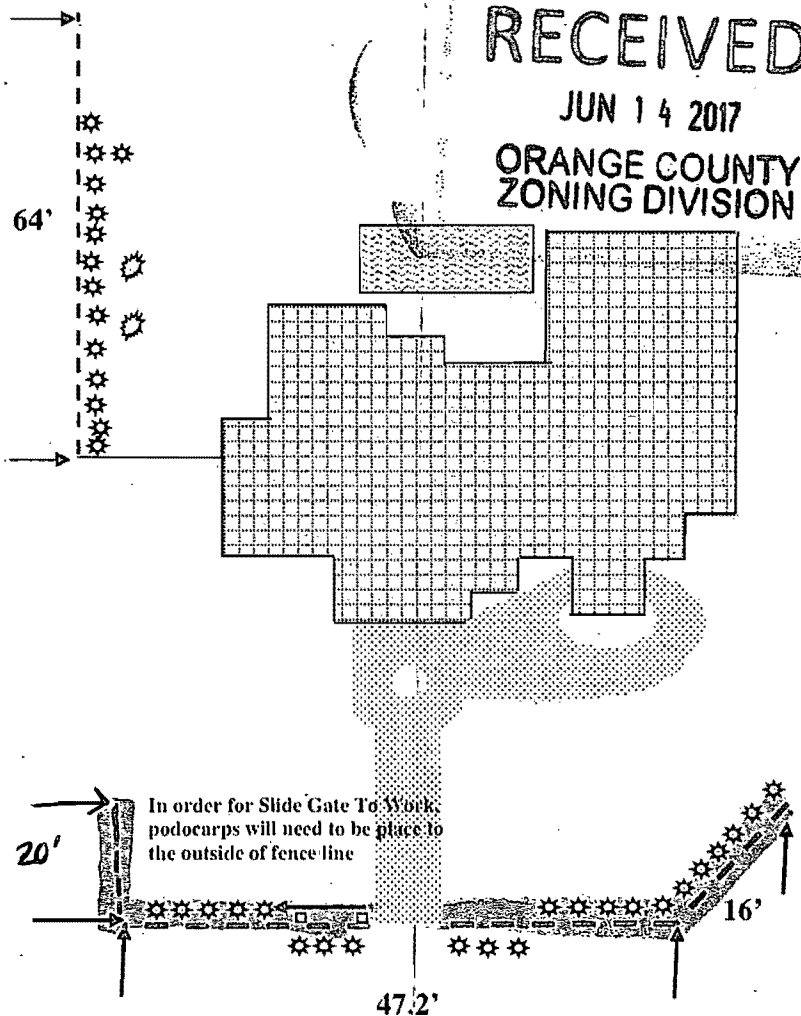
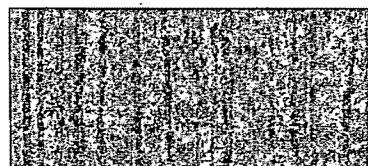
Stretch Note:



Santa Fe Composite:



Charcoal Gray Coloring:



LEGEND:

- ① - DENOTES GAS METER
- ☞ - DENOTES MAILBOX
- TP - DENOTES POWER PANEL
- Ⓜ - DENOTES PUMP/RISER
- ← - DENOTES CUL PIPE
- - DENOTES OVERHEAD WIRE

RECEIVED
JUN 14 2017
ORANGE COUNTY
ZONING DIVISION

SURVEYORS' NOTES

1. Some purporting report of the death threat can not be admitted into evidence and the original report is not admissible.
2. Lench was never seen and not identified as the author of any threats or demands.
3. There was no environmental basis under the federal protection of the state.
4. There was no environmental protection of the state.
5. There was no environmental protection of the state.
6. There was no environmental protection of the state.
7. There was no environmental protection of the state.
8. There was no environmental protection of the state.
9. There was no environmental protection of the state.
10. There was no environmental protection of the state.
11. There was no environmental protection of the state.
12. There was no environmental protection of the state.
13. There was no environmental protection of the state.
14. There was no environmental protection of the state.
15. There was no environmental protection of the state.

FOR:
MARCO LOLEIT

BOUNDARY & TOPOGRAPHIC SURVEY
OF
5516 PARKDALE DRIVE
SECTION 23, TOWNSHIP 23 SOUTH, RANGE 29 EAST
ORANGE COUNTY, FLORIDA

16 EAST PLANT STREET
WHITE GARDEN, FLORIDA 3478
(407) 654-5355



DATE: 10-12-15 FINAL SURVEY
SCALE: 1" = 50'
CADD BY: JPC
FIELD BY: NLT
DRAWN BY: JPC/DAW AND BERT
CHECKED BY: JLB

SHEET 1 OF 1