



Orange County Government

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

Decision Letter

Board of County Commissioners

Tuesday, July 10, 2018

2:00 PM

County Commission Chambers

18-763

Substantial Change

Scott Gentry, Kelly, Collins & Gentry, Inc., Hamlin Planned Development - Unified Neighborhood Plan / Hamlin SEC Commercial Preliminary Subdivision Plan / Development Plan, Case # CDR-17-12-375, amend plan; District 1

Consideration: Substantial change request is to add five additional commercial buildings (64,368 square feet) and dumpster in Lot C and a Special Event Area; The request also includes the following waivers from Orange County Code:

1. A waiver from Orange County Code Section 38-79 (28) (b) is granted to allow tents to be located anywhere within the designated special events area as depicted on the special events plan (including temporarily closed rights-of-way, as approved by the County Engineer), in lieu of the requirement that tents be set back from property lines a minimum of five (5) feet or comply with the principal building setbacks for the zoning district, whichever is less.
2. A partial waiver from Orange County Code Section 38-79 (28) (h) (1) is granted to allow tents for an unlimited number of events on a parcel per year, in lieu of a four (4) event and twenty-eight (28) day limit per parcel or lot per calendar year.
3. A partial waiver from Orange County Code Section 38-79 (87) is granted to allow up to (3) three (or more if approved by the Zoning Manager) food trucks or vendors on a parcel, in lieu of the limit of a single portable food vendor on a parcel.
4. Within an event area only, a waiver from Orange County Code Section 38-79 (87) (g) is granted to allow farmer's markets, festivals, events, and portable food vendor operations to be located within any driveway, driving aisle, or any parking spaces required pursuant to article XI of Chapter 38 of the Orange County Code, in lieu of the prohibition of operating such events in the driveway, driving aisle or any required parking spaces.
5. Within an event area only, and with the requirement that any disturbed areas be restored to their previous condition, a waiver from Orange County Code Section 38-79 (87) (h) is granted to allow food trucks or vendors to be permitted on properties not containing a licensed and approved business or on any vacant property, in lieu of the prohibition of operating food trucks or vendors from operating on any property not containing a licensed and approved business or on vacant property.
6. Within an event area only, a partial waiver from Orange County Code Section 38-79 (87) (k) is granted to allow food trucks or vendors to operate within one thousand (1,000) feet from each other, in lieu of the separation requirement of at least one thousand (1,000) feet.
7. A partial waiver from Orange County Code Section 38-79 (160) is granted to allow farmer's markets, festivals, events, portable food vendor, and food truck operations (referred to collectively

as special events) within the Hamlin Main Street District, within designated special event areas only, to operate between 6:00 a.m. and 12:00 a.m. (including setup and takedown) on a year-round basis, in lieu of the limited times between 10:00 a.m. and 4:00 p.m. for one (1) weekend day per week. Outdoor music, loudspeakers, etc. may be permitted at special events between 10 am and 7 pm weekdays, and until 11 pm on Friday and Saturday and 7 pm on Sundays. No single event shall be more than 3 consecutive days without Zoning Manager approval. Events shall not be located within any driveway, driving aisle, or any parking spaces required pursuant to Article XI of Chapter 38 of the Orange County Code during business hours of the affected business unless the areas are included in an approved designated special events area; pursuant to Orange County Code, Sections 34-69 and 30-69.

Location: District 1; property generally located East of SR 429 / South of New Independence Parkway; Orange County, Florida (legal property description on file in Planning Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Love, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Love, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin



THE FOREGOING DECISION HAS BEEN
FILED WITH ME THIS 24TH DAY OF
JULY 2018.

Katell Smith

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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