

# CITY OF ST. PETERSBURG PLANNING & DEVELOPMENT SERVICES DEPT. DEVELOPMENT REVIEW SERVICES DIVISION

# DEVELOPMENT REVIEW COMMISSION STAFF REPORT

# VACATION OF RIGHT-OF-WAY PUBLIC HEARING

According to Planning & Development Services Department records, no **Commission member** resides or has a place of business within 2,000 feet of the subject property. All other possible conflicts should be declared upon the announcement of the item.

REPORT TO THE DEVELOPMENT REVIEW COMMISSION FROM DEVELOPMENT REVIEW SERVICES DIVISION, PLANNING & DEVELOPMENT SERVICES DEPARTMENT, for Public Hearing and Executive Action on Wednesday, December 2, 2020 at 10:00 A.M. at Council Chambers, City Hall, located at 175 5<sup>th</sup> Street North, St. Petersburg, Florida. Procedures will be implemented to comply with the CDC guidelines during the Public Hearing, including mandatory face coverings and social distancing with limitations on the number of attendees within Council Chambers. The City's Planning and Development Services Department requests that you visit the City website at <a href="https://www.stpete.org/meetings">www.stpete.org/meetings</a> for up-to-date information.

CASE NO.: 18-33000010 PLAT SHEET: K-10

REQUEST: Approval to vacate a 16-foot east/west alley adjacent to Lots 1-8 and 9-

16, Block 2 Corson's Subdivision, located between 38th Street North and 39th Street North and between 16th Avenue North and 17th Avenue

North.

OWNER: Calvary Chapel Fellowship St. Pete, Inc.

3800 17th Avenue North

Saint Petersburg, Florida 33713

AGENT: Jehrica Fehrman

Parsley Development, Inc. 2325 Dr. MLK Jr. Street North Saint Petersburg, Florida 33704

ADDRESS &

PARCEL ID NO.: 3800 17th Avenue North 15-31-16-18288-002-0010

3827 16th Avenue North 15-31-16-18288-002-0120 3843 16th Avenue North 15-31-16-18288-002-0110 3853 16th Avenue North 15-31-16-18288-002-0010 15-31-16-18288-002-0090

ZONING: Neighborhood Traditional – 1 (NT-1)

### **DISCUSSION AND RECOMMENDATION:**

**Request.** The request is to vacate a 16-foot east/west alley adjacent to Lots 1-8 and 9-16, Block 2 Corson's Subdivision, located between 38th Street North and 39th Street North and between 16th Avenue North and 17th Avenue North (see Attachment A for the Project Location Map, Attachment B for Sketch & Legal Description and Attachment C for the Application).

The purpose of the vacation is to effectuate the development of the Church's Special Exception and Site Plan application which was approved by the Development Review Commission on October 7, 2020 (DRC Case #20-32000009). That plan entails construction of a two-story 11,214 square foot multipurpose building used for a childcare facility up to 60 children. Additional on-site parking and a playground are also part of the plan. See Attachment D for the Approved Site Plan and Attachment E for photos of the existing alley.

**Analysis.** Staff's review of a vacation application is guided by:

- A. The City's Land Development Regulations (LDR's);
- B. The City's Comprehensive Plan; and
- C. Any adopted neighborhood or special area plans.

The applicant bears the burden of demonstrating compliance with the applicable criteria for vacation of public right-of-way. In this case, the material submitted by the applicant does provide background or analysis supporting a conclusion that vacating the subject right-of-way would be consistent with the criteria in the City Code, the Comprehensive Plan, or any applicable special area plan.

### A. Land Development Regulations

Section 16.40.140.2.1.E of the LDR sets forth the criteria for the review of proposed vacations. The criteria are provided below in italics, followed by itemized findings by Staff.

- 1. The need for easements for public utilities including stormwater drainage and pedestrian easements to be retained or required to be dedicated as requested by the various departments or utility companies.
  - The application was routed to City Departments and Private Utility Providers. City Water Resources objects to the application due to the presence of a City sewer main in the alley. Engineering does not object so long as the vacated alley plus an additional four (4) feet is retained as *Public Utility Easement* for the sewer main (see Attachment F - Engineering Review Memo dated November 6, 2020 and Attachment G - Water Resources Objection).
  - Spectrum/Bright House Networks and Frontier Communications have reported facilities in the area to be vacated. It is a Condition of Approval at the end of this report that relocation or removal of these facilities be coordinated with the utility companies. Because the alley would be required to be retained as Public Utility Easement, Duke Energy has no objection to the vacation although Duke has facilities in the alley.
- 2. Whether the vacation would cause a substantial detrimental effect upon or substantially impair or deny access to any lot of record.
  - Access to lots of record will not be impaired or denied.
- 3. Whether the vacation would adversely impact the existing roadway network, such as creating dead-end rights-of-way, substantially alter utilized travel patterns, or undermine the integrity of historic plats of designated historic landmarks or districts.

- The vacation will not impact the existing roadway network or create dead-end rights-of-way, substantially alter utilized travel patterns, or undermine the integrity of historic plats of designated historic landmarks or neighborhoods.
- 4. Whether the easement is needed for the purpose for which the City has a legal interest and, for rights-of-way, whether there is a present or future need for the right-of-way for public vehicular or pedestrian access, or for public utility corridors.
  - The City still has need for this right-of-way because it contains a City sewer main. A public utility easement will be required over the right-of-way for utility purposes.
- 5. The POD, Development Review Commission, and City Council may also consider any other factors affecting the public health, safety, or welfare.
  - Vacation of the right-of-way would facilitate the construction of a DRC-approved Special Exception and site plan.
  - A replat of the area is not required per 16.40.140.2.1.F because the application is located in a Neighborhood zoning district.

### **B.** Comprehensive Plan

Goals, Objectives and Policies from the Transportation Element applicable to the subject application include:

Obj. T2: The City shall protect existing and future transportation corridors from encroachment.

Policy T2.4 The City should preserve the historical grid street pattern, including alleys, and shall not vacate public right-of-way until it is determined that the right-of-way is not required for present or future public use.

Response to TE Policy T2.4: Approval of the application would not impair the intent and purpose of this policy because all the abutting properties are owned by the same entity, and an internal driveway will be created.

### C. Adopted Neighborhood or Special Area Plans

The area is located in the Disston Heights neighborhood. There is no City-accepted neighborhood plan for this area.

### D. Comments from Organizations and the Public

As of November 18, 2020, City Staff received two objections to the application from the public including Lisa Johnson and Avery Bredice. These residents also objected to the Special Exception and site plan which was approved by the DRC in October 2020. Staff received no comments from the Disston Heights Civic Association, the Council of Neighborhood Associations (CONA) or the Federation of Inner-City Community Organizations (FICO).

**RECOMMENDATION.** Staff recommends **APPROVAL** of the proposed right-of-way vacation, and the following conditions of approval:

1. Prior to recording of the vacation ordinance, the applicant shall coordinate directly with Spectrum/Bright House Networks and Frontier to obtain Letters of No Objection from them.

- 2. The applicant shall comply with the comments in the Engineering Review Memo dated November 6, 2020.
- 3. Any required easements and relocation of existing City utilities shall be at the expense of the applicant. The applicant shall be responsible for all plans, permits, work inspections and costs associated with the vacation(s).
- 4. As required by City Code Section 16.70.050.1.1.F, approval of right-of-way vacations shall lapse and become void unless the vacation ordinance is recorded by the City Clerk in the public records within 24 months from the date of such approval or unless an extension of time is granted by the Development Review Commission or, if appealed, City Council prior to the expiration thereof. Each extension shall be for a period of time not to exceed one (1) year.

#### REPORT PREPARED BY:

/s/Cheryl Bergailo

11/18/20

DATE

Cheryl Bergailo, AICP, LEED Green Assoc., Planner II

**Development Review Services Division** 

Planning & Development Services Department

**REPORT APPROVED BY:** 

Jennifer Bryla, AICP, Zoning Official (POD)

Development Review Services Division

Rlanning & Development Services Department

Attachments: A – Location Map, B – Sketch & Legal Description, C – Application, D - Approved Site Plan, E – Photos, F – Engineering Memo dated November 6, 2020

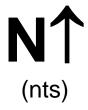




### ATTACHMENT - A

Project Location Map
City of St. Petersburg, Florida
Planning and Development Services Department

Case No.: 18-33000010 Address: 3800 17<sup>th</sup> Avenue North



SURVEYORS NOTES:

P.S.M #5955

SHEET 2 OF 2

<u>ay</u>úso

FILE NO. 18025P04V-2

ERROL

(FLD) THIRTYNINTH STREET

Z

SI

### **ATTACHMENT - B**



LEGENDS & SYMBOLS

727-528-2399 OR 528-1839, FAX 727-528-2038

E-MAIL AYUSOSURVEYING@YAHOO.COM

**REVISIONS DATE:** 

## 17TH AVE N (FLD) NINTEENTH AVENUE NORTH (P)

SCALE 1" = 6050'(P) 50'(P) 45′(P) 45′(P) 45′(P) 50′(P) 50'(P) 45'(P) 127′(P) STREET 127'(P) LOT 3 LOT 2 LOT 8 LOT 7 LOT 6 LOT 5 LOT 4 LOT 1 BLOCK 2 É 7 127 THIRTYEIGHTH ASSUMED BASIS OF BEARING 16.0′CD) 0,00 РПВ EAST 380.0'(D) SE COR 50'(P) 50'(P) 45′(P) 45′(P) 45′(P) 45'(P. 50′(P) 50'(P) SW COR SOUTH BOUNDARY LINE 16' ALLEY (P) & 16 UTILITY EASEMENT 60' NW COR <u>ΒΠUNDARY LINE</u> NORTH NE COR SDUTH 45′(P) 50'(P) 50'(P) 45'(P) 45′(P) 50'(P) 45'(P) WEST 380.0′(D) (FLD) > 127′(P) SILDT 10 LOT 9 LOT 12 LOT 13 LDT 16 LOT 14 LDT 15 38TH12 BLOCK 2 50'(P) 45'(P) 45'(P) 45′(P) 50'(P) 50'(P) 50'(P) ROW

16TH AVE N (FLD) EIGHTEENTH AVENUE NORTH (P)

COR = CORNER
(FLD) = FIELD
NE = NORTHEAST
NW = NORTHWEST
(P) = PLAT
POB = POINT OF BEGINING
ROW = RIGHT-OF-WAY
SE = SOUTHEAST
SW = SOUTWEST SEE LEGEND FOR SYMBOLS AND/OR ABBREVIATIONS USED HEREON. THE DRAWING SHOWN HEREON IS FOR GRAPHIC REPRESENTATION ONLY AND DOES NOT REPRESENT A BOUNDARY SURVEY RIGHT-OF-WAY WERE FURNISHED TO THE UNDERSIGNED, UNLESS OTHERWISE SHOWN HEREON. NO UNDERGROUND FOUNDATIONS, STRUCTURES, INSTALLATIONS OR IMPROVEMENTS HAVE BEEN LOCATED UNLESS OTHERWISE SHOWN HEREON. THIS SURVEY IS NOT VALID UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

BASIS OF BEARING ASSUMED EAST ALONG THE SOUTH BOUNDARY LINE OF LOTS 1 THROUGH 8,

BLOCK 2, CDRSDN'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK
5, PAGE 94, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.

BOUNDARY MONUMENTS WERE NOT NOT SET IN CONJUNCTION WITH THE PREPARATION OF THIS DRAWING. CERTIFICATION: ERROL A. AYUSO I HEREBY CERTIFY THAT THIS SURVEY MAP WAS MADE UNDER MY DIRECTION ON THE DATE SHOWN HEREON AND THAT IT HAVE ACHIEVES THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF LAND SURVEYORS AND MAPPER, PROFESSIONAL SURVEYORS & MAPPERS PSM #5955 10170 11TH STREET NORTH #105 PURSUANT TO SECTION 472.027 OF THE FLORIDA STATUTES AS PRESCRIBED IN CHAPTER 5J-17,50 DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES. ST PETERSBURG, FLORIDA 33716

CHECK BY: EAA

DATE SIGN: 05-05-2018

DRAWN BY: EAA FIELD CREW

LEGAL DESCRIPTION FOR VACATION OF ALLEY THIS IS NOT A SURVEY SECTION 15, TOWNSHIP 31 SOUTH, RANGE 16 EAST

#### LEGAL DESCRIPTION:

A 16 FEET ALLEY LYING BETWEEN LOTS 1 THROUGH 8 AND LOTS 9 THROUGH 16, BLOCK 2, CORSON'S SUBDIVISION, ACCORDING TO THE MAP OR PLAT THEREOF, AS RECORDED IN PLAT BOOK 5, PAGE 94, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA. AFOREMENTIONED 16 FEET ALLEY TO BE USE AS A 16 FEET UTILITY EASEMENT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOW:

BEGIN AT THE SOUTHEAST CORNER OF LOT 1, BLOCK 2, SAID CORSON'S SUBDIVISION; THENCE SOUTH ALONG THE WEST RIGHT-OF-WAY OF 38TH STREET NORTH (A 60 FOOT RIGHT-OF-WAY), A DISTANCE OF 16.0 FEET TO THE NORTHEAST CORNER OF LOT 16, BLOCK 2, SAID CORSON'S THENCE WEST ALONG THE NORTH BOUNDARY LINE OF SUBDIVISION. SAID LOTS 9 THROUGH 16, BLOCK 2, A DISTANCE OF 380.0 FEET TO THE NORTHWEST CORNER OF LOT 9, BLOCK 2, SAID CORSON'S SUBDIVISION; THENCE NORTH ALONG THE EAST RIGHT-OF-WAY OF 39TH STREET NORTH (A 60 FOOT RIGHT-OF-WAY), A DISTANCE OF 16.0 FEET TO THE SOUTHWEST CORNER OF LOT 8, BLOCK 2, CORSON'S SUBDIVISION; THENCE EAST ALONG THE SOUTH BOUNDARY LINE OF LOTS 1 THROUGH 8, BLOCK 2, SAID CORSON'S SUBDIVISION, A DISTANCE OF 380.0 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINING 6080 SQUARE FEET OR 0.14 ACRES MORE OR LESS.

LEGENDS & SYMBOLS SURVEYORS NOTES: COR = CORNER (FLD) = FIELD NE = NORTHEAST SEE LEGEND FOR SYMBOLS AND/OR ABBREVIATIONS USED HEREON. THE DRAWING SHOWN HEREON IS FOR GRAPHIC REPRESENTATION ONLY AND DOES NOT REPRESENT A NE = NORTHEAST NW = NORTHWEST (P) = PLAT POB = POINT OF BEGINING ROW = RIGHT-OF-WAY SE = SOUTHEAST SW = SOUTWEST BOUNDARY SURVEY. RIGHT-OF-WAY WERE FURNISHED TO THE UNDERSIGNED, UNLESS OTHERWISE SHOWN HEREON. NO UNDERGROUND FOUNDATIONS, STRUCTURES, INSTALLATIONS OR IMPROVEMENTS HAVE BEEN OCATED UNLESS OTHERWISE SHOWN HEREON. THIS SURVEY IS NOT VALID UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

BASIS OF BEARING ASSUMED EAST ALONG THE SOUTH BOUNDARY LINE OF LOTS 1 THROUGH 8,

BLOCK 2, CDRSDN'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK
5, PAGE 94, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA.

BOUNDARY MONUMENTS WERE NOT NOT SET IN CONJUNCTION WITH THE PREPARATION OF THIS DRAWING.

#### **CERTIFICATION:**

I HEREBY CERTIFY THAT THIS SURVEY MAP WAS MADE UNDER MY DIRECTION ON THE DATE SHOWN HEREON AND THAT IT HAVE ACHIEVES THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF LAND SURVEYORS AND MAPPER, PURSUANT TO SECTION 472.027 OF THE FLORIDA STATUTES AS PRESCRIBED IN CHAPTER 5J-17-50 DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES.

محميريت DATE SIGN: 05-05-2018

AŸÚSO, P.S.M #5955 DRAWN BY: EAA FIELD CREW ERROL

FILE NO. 18025P04V SHEET 1 OF 2 CHECK BY: EAA

10170 11TH STREET NORTH #105

ERROL A. AYUSO

ST PETERSBURG, FLORIDA 33716 727-528-2399 OR 528-1839, FAX 727-528-2038 E-MAIL AYUSOSURVEYING@YAHOO.COM

PROFESSIONAL SURVEYORS & MAPPERS PSM #5955

**REVISIONS DATE:** 





# ATTACHMENT - C SUBDIVISION DECISION

Application No. 18-3300010

All applications are to be filled out completely and correctly. The application shall be submitted to the City of St. Petersburg's

Application Type: Per: 16.40.140 & 16.70.050	<ul> <li>□ Lot Line Adjustm</li> <li>□ Lot Split</li> <li>□ Lot Refacing</li> <li>□ Street Name Cha</li> <li>□ Street Closing</li> </ul>		☐ Vacating – Street Right ☐ Vacating – Alley Right ☐ Vacating – Walkway R ☐ Vacating – Easement ☐ Vacating – Air Rights	t-of-Way
		AL INFORM		
-	(Property Owner): Calvary (	Jnapel Fellow	snip	
Street Address: 380				
	Petersburg, FL 33713	1 4 4 4 5		
Telephone No: 727			nnyhodges521@gmail.com	
	EPRESENTATIVE: Jehrica F	ehrman/ Pars	ley Development Inc	
Street Address: 232				
	Petersburg, FL 33704			
Telephone No:	Ema	il Address:par	sleydevelopment@gmail.com	
PROPERTY INFORMA				
	eneral Location: alley south of	3800 17th Ave	N and north of 3827, 3843, 3853, 38	163 16th Ave N
Parcel ID#(s):				
DESCRIPTION OF REC	QUEST:			
Vacate alley s	south of 3800 block of 17th A	ve N, replace	with utility easement/pedestrian v	valkway
PRE-APPLICATION DA		INER: Kathry	n Younkin	
	remail	E SCHEDULI		
Lot Line & Lot Split Adjusti	ment Administrative Review	\$200.00	Vacating Streets & Alleys	\$1,000.00
Lot Line & Lot Split Adjusti	ment Commission Review	\$300.00	Vacating Walkway	\$400.00
Lot Refacing Administrativ		\$300.00	Vacating Easements	\$500.00
Lot Refacing Commission Variance with any of the al		\$500.00 \$200.00	Vacating Air Rights Street Name Change	\$1,000.00
variance with any or the a	nove	φ200.00	Street Closing	\$1,000.00 \$1,000.00
	Cash, credit, and checks m	ade payable to th	•	• • • • • • • • • • • • • • • • • • • •
Harris Dell' - U.S.A.	Â	UTHORIZATIO	ON	
City Staff and the designated Co		erty during review	of the requested variance. Any Code vio	lations on the property
- ,	•	•	s) regarding this application and conform	to all conditions of
approval. The applicant's signate that processing this application in	ure affirms that all information contai	ned within this ap	pilcation has been completed, and that the polication does not guarantee approval, a	e applicant understand
NOTE: IT IS INCUMBENT UP OR INCORRECT INFORMATION	ON THE ARPLICANT TO SUBMIT N MAY INVALIDATE YOUR APPRO	CORRECT INFO	RMATION. ANY MISLEADING, DECEP	TIVE, INCOMPLETE,
Signature of Owner/Agent: Affidavit to Authorize Agent requ	uired, it signed by Agent.	ا ا	Date: 10   15   1	<i>X</i>
Typed name of Signatory:	, phri	ca Febr	$\mathcal{M}a\Omega$	



# CITY OF ST. PETERSBURG PLANNING & ECONOMIC DEVELOPMENT DEPT. DEVELOPMENT REVIEW SERVICES DIVISION

# DEVELOPMENT REVIEW COMMISSION AFFIDAVIT TO AUTHORIZE AGENT

I am (we are) the owner(s) and record title holder(s) of the property noted herein					
Property Owner's Name: Calvary chapel Fellowshyp					
This property constitutes the property for which the following request is made  Property Address: ALLEY SOUTH OF 3800 17TH AVE AND NORTH OF 3827, 3843, 3853, 3863 16TH AVE					
Parcel ID Number:					
The undersigned has(have) appointed and does(do) appoint the following agent(s) to execute any application(s) or other documentation necessary to effectuate such application(s)  Agent's Name(s): JEHRICA FEHRM真N					
This affidavit has been executed to induce the City of St. Petersburg, Florida, to consider and act on the above described property.					
Signature (owner): Dany Hodges  Printed Name					
Sworn to and subscribed on this date					
Identification or personally known: PERSONALLY KNOWN  Susanne alsen Wieden  Notary Signature: (Print): SUZANUE ELLEN WIEDEN Date: 8-16-18					
Commission Expiration (Stamp or date):  SUZANNE ELLEN WIEDEN Notary Public - State of Florida Commission # GG 108474 My Comm. Expires Jun 17, 2021					



# **NEIGHBORHOOD WORKSHEET**

Applicants are strongly encouraged to obtain signatures in support of the proposal(s) from owners of property adjacent to or otherwise affected by a particular request.

NEIGHBORHOOD WORKSHEET				
Street Address: 3800 17TH AVE. NORTH Case No.:				
Description of Request: VACATE ALLEY SOUTH OF 3800 BLOCK AT 17TH AVE NORTH.				
The undersigned adjacent property owners understand the nature of the applicant's request and do not object (attach additional sheets if necessary):				
Affected Property Address: 3800 17TH AVE NORTH ST. PETERSBURG FL 33713				
Owner Name (print): CALVARY CHAPEL FELLOWSHIP ST. PETE INC.				
Owner Signature: January of footages				
2. Affected Property Address: 3827 16TH AVE NORTH ST. PETERSBURG FL 33713				
Owner Name (print): CALYARY CHAPEL FELLOWSHIP ST. PETE INC.				
Owner Signature: Alan Storks on				
Charles and the second of the				
3. Affected Property Address: 3843 16TH AVE WORTH ST. PETERSBURG FL 33713				
Owner Name (print): CALVARY CHAPEL FELLOWSHIP ST. PETE INC.				
Owner Signature: Jam Saaa				
(Nay)				
4. Affected Property Address: \$853 16TH AVE NORTH ST. PETERSBURG FL 33713				
Owner Name (print): CALVARY CHAPEL FELLOWSHIP ST. PETE INC.				
Owner Signature: / Augustus				
5. Affected Property Address: 3863 16TH AVE NORTH ST. PETERSBURG FL 33713				
Owner Name (print): CALVARY CHAPEL FEULOWSHIP ST. PETE INC.				
Owner Signature: Amy Apaca Da				
6. Affected Property Address:				
Owner Name (print):				
Owner Signature:				
7. Affected Property Address:				
Owner Name (print):				
Owner Signature:				
8. Affected Property Address:				
Owner Name (print):				
Owner Signature:				



Street Address:

## PUBLIC PARTICIPATION REPORT

<b>Application</b>	No.	
, , , , , , , , , , , , , , , , , , ,		

In accordance with LDR Section 16.70.040.1.F., "It is the policy of the City to encourage applicants to meet with residents of the surrounding neighborhoods prior to filing an application for a decision requiring a streamline review or public hearing. Participation in the public participation process prior to required public hearings will be considered by the decision-making official when considering the need, or request, for a continuance of an application. It is not the intent of this section to require neighborhood meetings, (except when the application is for a local historic district) but to encourage meetings prior to the submission of applications for approval and documentation of efforts which have been made to address any potential concerns prior to the formal application process."

NOTE: This Report may be updated and resubmitted up to 10 days prior to the scheduled Public Hearing.

# APPLICANT REPORT 1. Details of techniques the applicant used to involve the public

- (a) Dates and locations of all meetings where citizens were invited to discuss the applicant's proposal Pastor Danny Hodges of Calvary Chapel Fellowship presented a proposal to the Disston Heights Neighborhood Association at their Oct. 9, 2018 meeting. The proposal was unanimously approved. On Sept. 24, 2020 we hosted an open house for the neighborhood residents in which we communicated our rennovation plans, On Oct, 7, 2020 we submitted a site plan application to the City Review Committee and it was approved.
- (b) Content, dates mailed, and number of mailings; including letters, meeting notices, newsletters, and other publications
- (c) Where residents, property owners, and interested parties receiving notices, newsletters, or other written materials are located
- 2. Summary of concerns, issues, and problems expressed during the process

### NOTICE OF INTENT TO FILE

A minimum of ten (10) days prior to filing an application for a decision requiring Streamline or Public Hearing approval, the applicant shall send a copy of the application by email to the Council of Neighborhood Associations (CONA) (c/o Judy Landon at variance@stpetecona.org), by standard mail to Federation of Inner-City Community Organizations (FICO) (c/o Kimberly Frazier-Leggett at 3301 24th Ave. S., St. Pete 33712) and by email to all other Neighborhood Associations and/or Business Associations within 300 feet of the subject property as identified in the Pre-Application Meeting Notes. The applicant shall file evidence of such notice with the application.

- □ Date Notice of Intent to File sent to Associations within 300 feet, CONA and FICO:
- □ Attach the evidence of the required notices to this sheet such as Sent emails.

## Written Narrative

RE: Calvary Chapel Fellowship 3800 17<sup>th</sup> Ave. N, St. Petersburg, FL

We would like to vacate the alley on the church property of the 3800 block south of 17<sup>th</sup> Ave. N to allow us to build as far south as possible and convert the alley to a pedestrian walk way and bury all the overhead lines.

This is how the criteria from the email that was provided by Kathryn Younkin will be met:

- 1. The alley will be replaced with a 16' utility easement to allow pedestrian traffic between the church buildings. We will not be building over the easement and will grant access for sewer, phone, cable, and power companies. This will allow us to eliminate rear property line setbacks with any future construction projects as well.
- 2. The church owns the entire block which will not cause any substantial detrimental effect or impair and deny access to any lot of record. All properties have 17<sup>th</sup> Avenue or 16<sup>th</sup> Avenue access.
- 3. In our opinion, this will not adversely affect the roadway network and makes it a safer place for the church members and kids.
- 4. We need to vacate the alley in order to complete the renovations approved in our site plan.

LEGAL DESCRIPTION FOR VACATION OF ALLEY THIS IS NOT A SURVEY SECTION 15, TOWNSHIP 31 SOUTH, RANGE 16 EAST

### RECEIVED

OCT 1 5 2018

DEVELOPMENT REVIEW SERVICES

#### LEGAL DESCRIPTION:

A 16 FEET ALLEY LYING BETWEEN LOTS 1 THROUGH 8 AND LOTS 9
THROUGH 16, BLOCK 2, CORSON'S SUBDIVISION, ACCORDING TO THE MAP
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SURVEYORS NOTES:

LEGENDS & SYMBOLS

SEE LEGEND FOR SYMBOLS AND/OR ABBREVIATIONS USED HEREON.
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NO UNDERGROUND FOUNDATIONS, STRUCTURES, INSTALLATIONS OR IMPROVEMENTS HAVE BEEN
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SW = SOUTWEST

COR = CORNER

#### CERTIFICATION:

I HEREBY CERTIFY THAT THIS SURVEY MAP WAS MADE UNDER MY DIRECTION ON THE DATE SHOWN HEREON AND THAT IT HAVE ACHIEVES THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF LAND SURVEYORS AND MAPPER, PURSUANT TO SECTION 472.027 OF THE FLORIDA STATUTES AS PRESCRIBED IN CHAPTER SJ-17,00 DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES.

3Y: Complete Lighter

DATE SIGN: 05-05-2018

ERROL A. ATUSO, P.S.M #5955 DRAWN BY: EAA FIELD CREW

FILE NO. 18025P04V SHEET 1 OF 2

CHECK BY: EAA

ERROL A. AYUSO
PROFESSIONAL SURVEYORS & MAPPERS PSM #5955

10170 11TH STREET NORTH #105 ST PETERSBURG, FLORIDA 33716 727-528-2399 OR 528-1639, FAX 727-528-2038 E-MAIL AYUSOSURVEYING@YAHOO.COM

REVISIONS DATE:



#### 17TH AVE N (FLD) NINTEENTH AVENUE NORTH (P) 60' ROV

SCALE 1" = 60' 50'(P) 50'(P) 45'(P) 45 (P) 45'(P) 45'(P) 50'(P) 50'(P) 39TH ST N (FLD) THIRTYNINTH STREET (P) 127′(P) EAST/RD% STREET LOT 7 LOT 8 LOT 6 LOT 5 LOT 4 LOT 3 LOT 2 LOT 1 BLOCK 2 127'(P) THIRTYEIGHTH ASSUMED BASIS OF BEARING 16.0'(D) 16.0'(D) EAST 380.0'(D) SE COR ROV 50'(P) 45'(P) 45'(P) 50'(P) SW COR SOUTH BOUNDARY LINE 16' ALLEY (P) & 16 UTILITY EASEMENT 60, NW COR NORTH BOUNDARY LINE NE COR SOUTH 45′(P) 50'(P) 45'(P) 45'(P) 45'(P) 50'(P) WEST 380.0'(D) (FILD) ঽ S 127 LOT 9 LOT 10 LOT II LOT 12 LOT 13 LUT 16 38TH LOT 15 BLOCK 2 50'(P) 45'(P) 45'(P) 45'(P) 50'(P) 45'(P) 50'(P) 50'(P) ROV

> 16TH AVE N (FLD) EIGHTEENTH AVENUE NORTH (P) 60' ROW

SURVEYORS NOTES:	LEGENDS & SYMBOLS
SEE LEGEND FOR SYMBOLS AND/OR ABBREVIATIONS USED HEREON. THE DRAWING SHOWN HEREON IS FOR GRAPHIC REPRESENTATION ONLY AND DOES NOT REP BOUNDARY SURVEY. RIGHT-OF-WAY WERE FURNISHED TO THE UNDERSIGNED, UNLESS OTHERWISE SHOWN HEREO NO UNDERGROUND FOUNDATIONS, STRUCTURES, INSTALLATIONS OR IMPROVEMENTS HAVE BE LOCATED UNLESS OTHERWISE SHOWN HEREON. THIS SURVEY IS NOT VALID UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL FLORIDA LICENSED SURVEYOR AND MAPPER. BASIS OF BEARING ASSUMED EAST ALONG THE SOUTH BOUNDARY LINE OF LOTS 1 THROUG BLOCK 2, CURSDIN'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN F 5, PAGE 94, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA. BOUNDARY MONUMENTS WERE NOT NOT SET IN CONJUNCTION WITH THE PREPARATION OF TO DRAWING.	N. (P) = PLAT (P) = PLAT (P) = PLAT (P) = POINT OF BEGINING (P) = POINT OF BEGINING (P) = ROW = RIGHT-OF-WAY (P) = SOUTHEAST (SW = SOUTHEAST (SW = SOUTHEAST (SW = SOUTHEAST) (P) = PLAT (SW = SOUTHEAST) (P) = PLAT (SW = SOUTHEAST) (P) = PLAT (SW = SW = SOUTHEAST) (P) = PLAT (SW = SW =
CERTIFICATION:	ERROL A. AYUSO

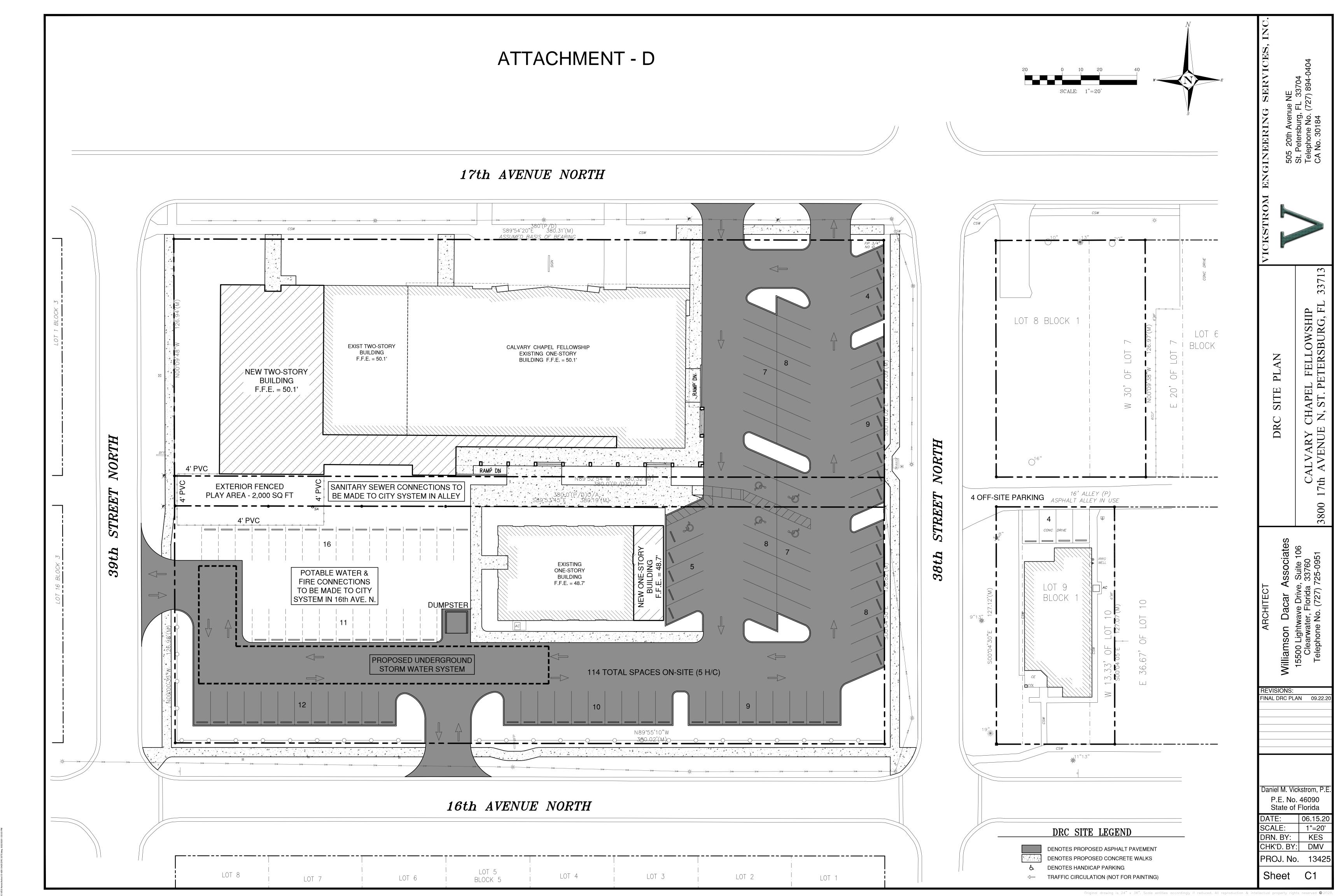
DATE SHOWN HEREON AND THAT IT HAVE ACHIEVES THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF LAND SURVEYORS AND MAPPER, PURSUANT TO SECTION 472.027 OF THE FLORIDA STATUTES AS PRESCRIBED IN \$J-17,50 DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES.

DATE SIGN: 05-05-2018

**ERROL** P.S.M #5955 DRAWN BY: EAA FIELD CREW FILE NO. 18025P04V-2 SHEET 2 OF 2 CHECK BY: EAA

PROFESSIONAL SURVEYORS & MAPPERS PSM #5955 10170 11TH STREET NORTH #105 ST PETERSBURG, FLORIDA 33716 727-528-2399 OR 528-1839, FAX 727-528-2038 E-MAIL AYUSOSURVEYING@YAHOO.COM

REVISIONS DATE:







View to alley from 39th Street N. (from Google Street Scene)

View to alley from 38th Street N. (from Google Street Scene)



Attachment E—Site Photos
Case No.: 18-33000010
Address: 3800 17th Ave. N.
Planning and Development Services Department
City of St. Petersburg, Florida

### ATTACHMENT - F

### MEMORANDUM CITY OF ST. PETERSBURG ENGINEERING DEPARTMENT

**TO:** Iris Winn, Administrative Clerk, Development Services

Jennifer Bryla, Zoning Official, Development Review Services Cheryl Bergailo, Planner II, Development Review Services

**FROM:** Nancy Davis, Engineering Plan Review Supervisor

**DATE:** November 6, 2020

**SUBJECT:** Alley - Vacation

**FILE:** 18-33000010 R1

**LOCATION AND PIN:** 3800 17<sup>th</sup> Avenue North; 15/31/16/18288/002/0010

ATLAS: K-10

**PROJECT:** Alley - Vacation

**REQUEST:** Approval of a vacation a 16-foot east/west alley adjacent to lots 1-8 and

9-16, Block 2 Corson's Subdivision, located between 38<sup>th</sup> Street North and 39<sup>th</sup> Street North and between 16<sup>th</sup> Avenue North and 17<sup>th</sup> Avenue

North.

**COMMENTS:** The Engineering Department is providing the following comments and recommendations for conditions of approval.

- 1. Though City WRD has objected to this vacation request and for a main this deep right of way is preferred, if the vacation is approved, ECID recommends that as a minimum the entire 16-foot wide vacated alley right-of-way be retained as a Public Utility Easement and in addition to this 16-foot width, an additional 4-feet of Public Utility Easement must be dedicated parallel and adjacent to the 16-foot wide vacated alley to provide an overall **20-foot wide Public Utility Easement** for the existing 14-foot deep, 12" sanitary sewer main.
- 2. If the applicant wishes to use this former alley in the future for pedestrians or vehicles then a private or public ingress/egress easement should also be provided in place of the alley along with the 20-foot wide Public Utility Easement.

NED/MJR/meh

pc: Kelly Donnelly Correspondence File

### ATTACHMENT - G

### MEMORANDUM CITY OF ST. PETERSBURG

Water Resources Department

**TO:** Jennifer Bryla, Zoning Official

FROM: Kirsten Corcoran, Engineering Clerk, Water Resources

**DATE:** October 28, 2020

**SUBJECT:** Approval of a vacation a 16-foot east/west alley adjacent to lots 1-8

and 9-16, Block 2 Corson's Subdivision, located between 38th

Street North and 39th Street North and between 16th Avenue North

and 17th Avenue North.

PLAT: K-10

**CASE**: 18-33000010

**LOCATION:** 3800 17<sup>th</sup> Avenue North 15-31-16-18288-002-0010

3827 16th Avenue North 15-31-16-18288-002-0120

3843 16th Avenue North 15-31-16-18288-002-0110

3853 16th Avenue North 15-31-16-18288-002-0010

3863 16th Avenue North 15-31-16-18288-002-0090

**REMARKS:** Water Resources OBJECTS to the above referenced subject due to

the deep sanitary sewer gravity line within the requested area.