Vicinity Map

City of Pembroke Pines • Planning and Economic Development Department

ZV(R) 2021-09&10 Zoning Variances

KON, EDWARD 736 SW 117 AVE PEMBROKE PINES FL 33025











City of Pembroke Pines Planning & Economic Development Department 601 City Center Way 3rd Floor Pembroke Pines FL, 33025

Summary

Agenda Date:	April 1, 2021	Application	on ID:	ZV(R) 2021-09 - 10
Project:	Existing driveway	Project No	umber:	N/A
Project Planner:	Dean Piper, Zoning A	Administrato	-	
Owner:	Edward Kon	Agent:		N/A
Location:	736 SW 117 Avenue, Pembroke Pines, 33025			
Existing Zoning:	Planned Unit Development	Existing L	and Use:	Residential
Reference Applications:	N/A	N/A		
	Variance	Summary		
Application	Code Section	Required	/Allowed	Request
ZV(R) 2021 -09	52.26 (C)	In no insta the total w driveways 40% of the	idth of all exceed	48% width of the front yard at property line and through the swale area.
ZV(R) 2021 - 10	52.26 (H)(2)	No driveway may exceed a 40% of the total front lot coverage for zerolot line properties		62% total front lot coverage for zero-lot line properties.
Final:	☐ Planning & Zoning			
Reviewed for the Agenda:	Director	Zoni	ng Adminis	trator:

PROJECT DESCRIPTION / BACKGROUND:

Edward Kon, owner, has submitted two (2) variance requests for an existing driveway built without a permit. Variance #ZV(R) 2021-09 is to allow a 48% width of the front yard at property line and through the swale area instead of the required width of 40% of the front yard at property line and through the swale area for an existing driveway; Variance #ZV(R) 2021-10 is to allow a 62% total front lot coverage for zero-lot line properties instead of the required 40% total front lot coverage for zero-lot line properties with an existing driveway.

Included with Mr. Kon's application is Egret Walk's Homeowner's Association President e-mail approval for Mr. Kon to proceed with his driveway with the pavers selected. Mr. Kon has submitted required paperwork for their Architectural Consent Form with approval pending the results of these variance requests.

VARIANCE REQUEST DETAILS:

ZV(R) 2021-09 allow a 48% width of the front yard at property line and through the swale area instead of the required width of 40% of the front yard at property line and through the swale area for an existing driveway;

Code Reference: § 52.26 DRIVEWAYS ACROSS SWALE AREAS.

(C) In no instance shall the total width of all driveways exceed 40% of the lot width.

ZV(R) 2021-10 allow a 62% total front lot coverage for zero-lot line properties instead of the required 35% total front lot coverage for zero-lot line properties with an existing driveway

Code Reference: § 52.26 DRIVEWAYS ACROSS SWALE AREAS.

- (H) No driveway may:
- (2) Exceed a 40% of the total front lot coverage for zero-lot line properties

VARIANCE DETERMINATION

The Board of Adjustment shall not grant any single-family residential variances, permits, or make any decision, finding, and determination unless it first determines that:

Its decision and action taken is in harmony with the general purposes of the zoning ordinances of the city and is not contrary to the public interest, health, or welfare, taking into account the character and use of adjoining buildings and those in the vicinity, the number of persons residing or working in the buildings, and traffic conditions in the vicinity.

In the granting of single-family residential variances, the Board shall determine that the single-family residential variance granted is the minimum variance that will accomplish the intended purpose in accordance with above and:

A) That there are special circumstances or conditions applying to the land or building for which the variance is sought, which circumstances are peculiar to the land or building and do not apply generally to land or buildings in the neighborhood, and that the strict application of the provisions of the zoning ordinances would result in an unnecessary hardship and deprive the applicant of the reasonable use of the land or building; or

- B) That any alleged hardship is not self-created by any person having an interest in the property nor is the result of a mere disregard for or in ignorance of the provisions of the zoning ordinances of the city; or
- C) That granting the variance is not incompatible with public policy, will not adversely affect any adjacent property owners, and that the circumstances which cause the special conditions are peculiar to the subject property.

Enclosed: Variance Request Application Subject Site Aerial Photo



City of Pembroke Pines Planning and Economic Development Department **Unified Development Application**

Planning and Economic Development City Center - Third Floor 601 City Center Way Pembroke Pines, FL 33025 Phone: (954) 392-2100

Prior to the submission of this application, the applicant must have a pre-application meeting with Planning Division staff

to review the proposed project submittal and processing requirements. http://www.ppines.com Pre Application Meeting Date: _____ # Plans for DRC Planner. Indicate the type of application you are applying for: ☐ Appeal* ☐ Sign Plan ☐ Comprehensive Plan Amendment ☐ Site Plan* ☐ Delegation Request ☐ Site Plan Amendment* ☐ DRI* ■ Special Exception* ☐ DRI Amendment (NOPC)* ☑ Variance (Homeowner Residential) ☐ Flexibility Allocation ☐ Variance (Multifamily, Non-residential)* ☐ Interpretation* ☐ Zoning Change (Map or PUD)* ☐ Land Use Plan Map Amendment* ☐ Zoning Change (Text) Miscellaneous ☐ Zoning Exception* ☐ Plat* ☐ Deed Restriction **INSTRUCTIONS:** 1. All questions must be completed on this application. If not applicable, mark N/A. 2. Include all submittal requirements / attachments with this application. 3. All applicable fees are due when the application is submitted (Fees adjusted annually). 4. Include mailing labels of all property owners within a 500 feet radius of affected site with signed affidavit (Applications types marked with *). 5. All plans must be submitted no later than noon on Thursday to be considered for Development Review Committee (DRC) review the following week. 6. Adjacent Homeowners Associations need to be noticed after issuance of a project number and a minimum of 30 days before hearing. (Applications types marked with *). 7. The applicant is responsible for addressing staff review comments in a timely manner. Any application which remains inactive for over 6 months will be removed from staff review. A new, updated, application will be required with applicable fees. 8. Applicants presenting demonstration boards or architectural renderings to the City Commission must have an electronic copy (PDF) of each board submitted to Planning Division no later than the Monday preceding the meeting. Staff Use Only Project Planner: Project #: PRJ 20____ -__ Application #: 2V(R) ZOZI - 09+10 Date Submitted: 2/25/202) Posted Signs Required: (____) Fees: \$ 500.60

SECTION 1-PROJECT INFORMATION:	
Project Name: Coward Con	A
Project Address: 736 Sy) 117+5 A	JE. PEMBROKE P.NES EL 33025
Location / Shopping Center:	•
Acreage of Property:E	Building Square Feet:
Flexibility Zone:F	Folio Number(s):
Plat Name:	raffic Analysis Zone (TAZ):
Legal Description:	
Has this project been previously submitted?	Yes No
Describe previous applications on property (etc) Include previous application numbers	

Date	Application	Request	Action	Resolution / Ordinance #	Conditions of Approval
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SECTION 2 - APPLICANT / OWNER /	AGENT INFORMATION
Owner's Name: Edward Kon	Α
Owner's Address: 136 SW 1174	AVE. Pembroke Pines, FL 3302!
Owner's Email Address: <u>Loward</u>	Kon @ comcast. net
Owner's Phone: 954-684-1631	Owner's Fax: 954 - 384 - 5447
Agent:	
Contact Person:	
Agent's Address:	
Agent's Email Address:	
Agent's Phone:	Agent's Fax:
All staff comments will be sent di writing from the owner.	irectly to agent unless otherwise instructed in
SECTION 3- LAND USE AND ZONING	G INFORMATION:
EXISTING	PROPOSED
Zoning:	Zoning:
Land Use / Density:	Land Use / Density:
Use:	Use:
Plat Name:	Plat Name:
Plat Restrictive Note:	Plat Restrictive Note:
ADJACENT ZONING	ADJACENT LAND USE PLAN
North:	North:
South:	South:
East:	East:
West:	West:

-This page is for Variance, Zoning Appeal, Interpretation and Land Use applications only-

SECTION 4 - VARIANCE • ZONING APPEAL • INTERPRETATION ONLY Application Type (Circle One): (Variance) Zoning Appeal Interpretation Related Applications: ____ Required: 40% Will Details of Variance, Zoning Appeal, Interpretation Request: SEE ATTACHED SECTION 5 - LAND USE PLAN AMENDMENT APPLICATION ONLY ☐ City Amendment Only ☐ City and County Amendment Existing City Land Use: Requested City Land Use: Existing County Land Use: Requested County Land Use: _____

To whom it may concern:

The following is a brief explanation as to the reason behind the extension of my driveway. Please note that I have been residing at this address since 1999 at which time my family did not have 3 grown children that currently still live with us. The needs of our family grew with our children reaching legal driving age and going from 1 to 5 family cars there was not proper amount of room to accommodate the vehicles. Perhaps the most important reason that propelled me to proceeding with the extension of the driveway was due to my youngest daughter being solicited and approached by a stranger while leaving her car in a guest parking spot area.

Over time I had checked with various home owners and neighbors that had extended their driveways over the years and I did not feel at any time that I was doing something wrong or against community rules. I will abide to any regulations posted on this project and I sincerely hope that the City of Pembroke Pines will approve the extension that I so badly need for the comfort and most importantly the safety of my family.

Please let me know how it is best to proceed and I thank you for your time and attention.

Best regards,

Edward Kon 736 SW 117th Ave

Pembroke Pines, FL 33025

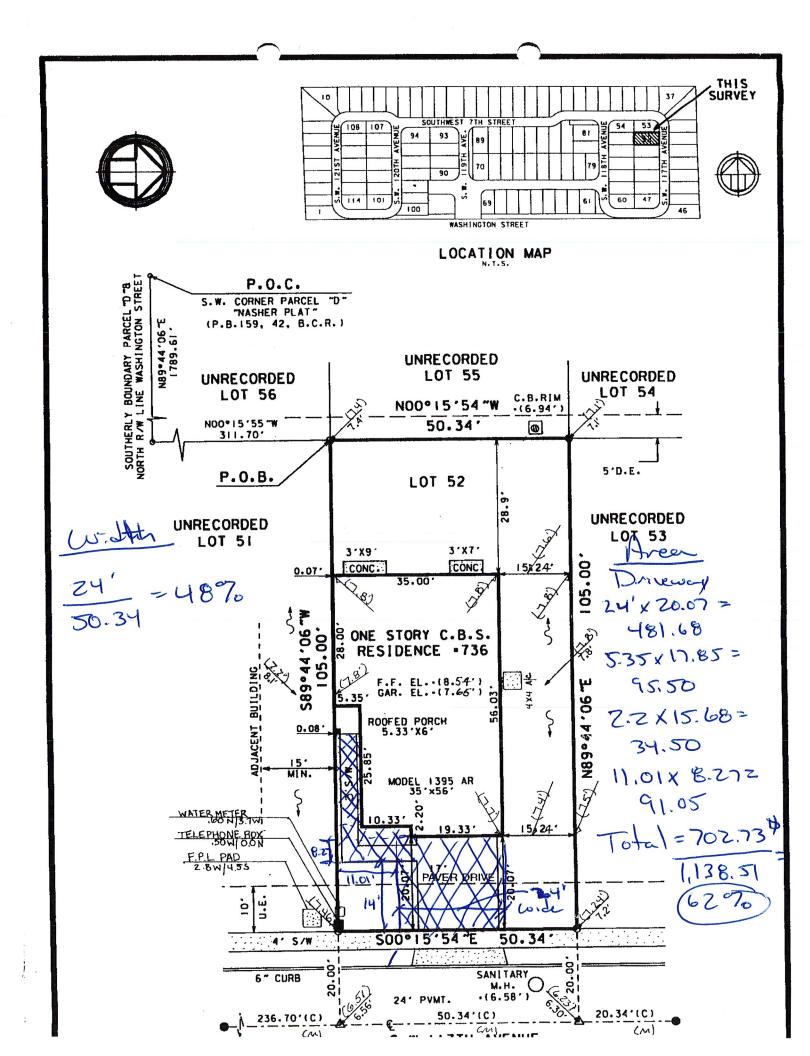
954-684-1631

I switched and extended my existing driveway to new pavers. Extended to 24 Ft wide for an additional parking spot. Increased area 6 Ft x 14 Ft on South side of driveway. Increased 1 ft on North side of driveway. Had mulch and plants under front window and also put pavers (4 ft x 10 ft)
Rejards Edward Kon

SECTION 7- PROJECT AUTHORIZATION

OWNER CERTIFICATION

This is to certify the	nat I am the owner of the property	described in this application and tha	t
	Hunta 2013	2/23/2021	
Signatur e of Ow n	er .	Date	-
Sworn and Subso	cribed before me this 235cl da	y Notary Public Star Sharon Panday My Commission (Expires 03/21/20)	/ GG 968641
	Signature of Notary Public	03/2012024	
Fee Paid	Signature of Notary Public	My Commission Expires	
AGENT CE	RTIFICATION		
		owner described in this application correct to the best of my knowledge.	
Signature of Ager	nt	Date	, particular and the second se
Sworn and Subso	cribed before me this da	У	
of	. 20		
Fee Paid	Signature of Notary Public	My Commission Expires	



Piper, Dean

From:

Edward <edward@starfood.us>

Sent:

Wednesday, March 24, 2021 8:43 AM

To: Cc: Piper, Dean Edward Kon

Subject:

Email from Claudia Cortes (Egret Walk HOA President)

Warning! This message was sent from outside your organization and we are unable to verify the sender.

Allow sender | Block sender

Hi Mr. Piper,

Here is the email sent to me by Claudia Cortes, Egret Walk HOA President. Where she emails me to proceed.

Regards, Ed

Edward Kon 736 SW 117th Ave. Pembroke Pines, FL 33025 954-384-1600

Begin forwarded message:

From: Claudia Cortes <ccortesone1@gmail.com>

Subject: Re: Egret Walk

Date: December 16, 2020 at 8:52:03 PM EST

To: Edward < edward@starfood.us >

Dear Mr. Kon,

Thank you for leaving the pavers for me at the pool.

After looking at the pavers the Sand Dune color is the closest to the pool deck and the one that the board will approve. YES, please proceed to order the Sand Dune color pavers.

We are glad that you will choose the Sand Dune since we definitely cannot approve the "grey" paver (black looking paver).

I will leave all of the pavers for you by the pool so you can pick them up tomorrow morning.

Sincerely, Claudia Cortes

On Wed, Dec 16, 2020 at 4:46 PM Edward < edward@starfood.us> wrote: Good afternoon Claudia,

Any word on the approval? I need to order the pavers as soon as possible since it takes some time to make them.

Regards, Edward Kon



Board of Adjustment

QUASI-JUDICIAL PROCEEDINGS AFFECTED PERSON

	: (a person who is the owner of the subject property or who owns property within property or who resides in or operates a business within 500 feet of the subject
CASE#	ZV(R) 2021-09 - 10
PROJECT NAME:	Edward Kon
MEETING DATE:	April 1, 2021
BUSINESS ADDRESS HOME ADDRESS:	
QUALIFIES AS "AFFI	Subject property owner Owns property within 500 ft. Resides within 500 ft. Operates a business within 500 ft. City of Pembroke Pines representative
Signature of Affected I	Person
hearing. Use additional	RESENTED: (identify and attach a copy of all evidence to be presented at the all sheet(s) if necessary.) Ale on the South Side of the and was not affect my property Way.
C	
PROPOSED WITNES	S LIST: (Use additional sheet for each witness)
NAME:	
ADDRESS:	
TELEPHONE NUMBE	/ /
SPEAKING: 📂 IN F	FAVOR OF PETITION AGAINST PETITION



Board of Adjustment

QUASI-JUDICIAL PROCEEDINGS AFFECTED PERSON

AFFECTED PERSON 500 feet of the subject property)	N: (a person who is the owner of the subject property or who owns property within at property or who resides in or operates a business within 500 feet of the subject	
CASE#	ZV(R) 2021-09 - 10	
PROJECT NAME:	Edward Kon	
MEETING DATE:	April 1, 2021	
HOME ADDRESS:	SS: 718 SW117TH Ave, Pembroke Pines FL 3362 ER: (954) 665 1144	25
QUALIFIES AS "AFF	Subject property owner Owns property within 500 ft. Resides within 500 ft. Operates a business within 500 ft. City of Pembroke Pines representative	
Signature of Affected	Person Jenie f. Thomas Date: March 22, 20	150
hooring like addition	PRESENTED: (identify and attach a copy of all evidence to be presented at the nal sheet(s) if necessary.)	
A. Drive wa	property, my home is located on the worth side of pro	oper
В		
<u> </u>		
PROPOSED WITNE	ESS LIST: (Use additional sheet for each witness)	
NAME:		
ADDRESS:		
28	BER: (),	
SPEAKING THE	N FAVOR OF PETITION AGAINST PETITION	



Board of Adjustment

QUASI-JUDICIAL PROCEEDINGS AFFECTED PERSON

AFFECTED PERSON: (a person who is the owner of the subject property or who owns property within 500 feet of the subject property or who resides in or operates a business within 500 feet of the subject property)
CASE#ZV(R) 2021-09 - 10
PROJECT NAME: Edward Kon
MEETING DATE: April 1, 2021
NAME: David K. Zacher BUSINESS ADDRESS: HOME ADDRESS: 1353W 117th Ave., lembroke Fire H 32025 TELEPHONE NUMBER: (954) 430-9656
QUALIFIES AS "AFFECTED PERSON": Subject property owner Owns property within 500 ft. Resides within 500 ft. Operates a business within 500 ft. City of Pembroke Pines representative
Signature of Affected Person Date: 3/33/3-21
EVIDENCE TO BE PRESENTED: (identify and attach a copy of all evidence to be presented at the hearing. Use additional sheet(s) if necessary.) A. Jam located on the sout side of the property accords kinn's family from house Jist B. The improvement thin Kinn's house does not the more way my proposty. It looks beautiful swith that expansion C. in the house driveway
PROPOSED WITNESS LIST: (Use additional sheet for each witness)
NAME:
ADDRESS:
TELEPHONE NUMBER: ()
SPEAKING: IN FAVOR OF PETITION AGAINST PETITION



Board of Adjustment

QUASI-JUDICIAL PROCEEDINGS AFFECTED PERSON

AFFECTED PERSON: (a person who is the owner of the subject property or who owns property within 500 feet of the subject property or who resides in or operates a business within 500 feet of the subject property)
CASE# <u>ZV(R) 2021-09 - 10</u>
PROJECT NAME: Edward Kon
MEETING DATE: April 1, 2021
NAME: Guillermo Acosta
BUSINESS ADDRESS: 167 SW 117 Th AVE Pembroke lines, FL 33025 TELEPHONE NUMBER: (414) 436-5059
QUALIFIES AS "AFFECTED PERSON": Subject property owner Owns property within 500 ft. Resides within 500 ft. Operates a business within 500 ft. City of Pembroke Pines representative
Signature of Affected Person my m Date: 03 22 21
EVIDENCE TO BE PRESENTED: (identify and attach a copy of all evidence to be presented at the hearing. Use additional sheet(s) if necessary.)
A Property Accross the street does not affect in any way our community.
in any way our commonity.
B
C
C
PROPOSED WITNESS LIST: (Use additional sheet for each witness)
PROPOSED WITNESS LIST: (Use additional sheet for each witness)
PROPOSED WITNESS LIST: (Use additional sheet for each witness) NAME:



Board of Adjustment

QUASI-JUDICIAL PROCEEDINGS AFFECTED PERSON

AFFECTED PERSON: (a 500 feet of the subject pro property)	person who is the owner of the subject property or who owns property within perty or who resides in or operates a business within 500 feet of the subject
CASE#ZV(I	R) 2021-09 - 10
PROJECT NAME: E	dward Kon
MEETING DATE: A	pril 1, 2021
NAME: JOYCE SM BUSINESS ADDRESS: HOME ADDRESS: TELEPHONE NUMBER: (186 S. W 114 we Egret Wolf tembrake fine
QUALIFIES AS "AFFECT	Subject property owner Owns property within 500 ft. Resides within 500 ft. Operates a business within 500 ft. City of Pembroke Pines representative
Signature of Affected Pers	on Toyce Amiley Date: 3/23/202
EVIDENCE TO BE PRESE hearing. Use additional should be additional should be additional should be added to the same and the	ENTED: (identify and attach a copy of all evidence to be presented at the eet(s) if necessary.)
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PROPOSED WITNESS II	ST: (Use additional sheet for each witness)
	,
ADDRESS:	
TELEPHONE NUMBER: (
SPEAKING: 💢 IN FAV	OR OF PETITION AGAINST PETITION



Board of Adjustment

QUASI-JUDICIAL PROCEEDINGS AFFECTED PERSON

NAME AND ADDRESS OF THE OWNER			
		ner of the subject property or who owns prop n or operates a business within 500 feet of th	
CASE#	ZV(R) 2021-09 - 10	-	
PROJECT NAME:	Edward Kon		
MEETING DATE:	April 1, 2021		
NAME: ALGAR	idra fortuna		
BUSINESS ADDRES HOME ADDRESS:	s: 53 5W 118 AV =R: 1)8(0) 817-8314	al rumbroke Pinas Fi	88025
QUALIFIES AS "AFF	ECTED PERSON":	Subject property owner Owns property within 500 ft. Resides within 500 ft. Operates a business within 500 ft. City of Pembroke Pines representa	tive
Signature of Affected	Person A	Date; 3 22	12021
			1000
EVIDENCE TO BE PI hearing. Use additiona	RESENTED: (identify and all sheet(s) if necessary.)	attach a copy of all evidence to be presented	d at the
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BCPROPOSED WITNES	SS LIST: (Use additional sh		
B C PROPOSED WITNES	SS LIST: (Use additional sh		
	SS LIST: (Use additional sh		
NAME:			



Board of Adjustment

QUASI-JUDICIAL PROCEEDINGS AFFECTED PERSON

AFFECTED PERSON: (a person who is the owner of the subject property or who owns property within 500 feet of the subject property or who resides in or operates a business within 500 feet of the subject property)	
CASE#	ZV(R) 2021-09 - 10
PROJECT NAME:	Edward Kon
MEETING DATE:	April 1, 2021
NAME: MARIO JOLODOSKY JULY MIRTA JORODOSKY BUSINESS ADDRESS: 7375W H& AVENUE PENDTOKE PINES, H 33025 TELEPHONE NUMBER: (305) 318-8507	
QUALIFIES AS "AFFECTED PERSON": Subject property owner Owns property within 500 ft. Resides within 500 ft. Operates a business within 500 ft. City of Pembroke Pines representative Date: 3/19/2021	
September 2015 - And the Contract Contr	719/
EVIDENCE TO BE PRESENTED: (identify and attach a copy of all evidence to be presented at the hearing. Use additional sheet(s) if necessary.)	
A	
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PROPOSED WITNESS LIST: (Use additional sheet for each witness)	
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TELEPHONE NUMBER: ()	
SPEAKING: 📆 IN FAVOR OF PETITION 🗂 AGAINST PETITION	



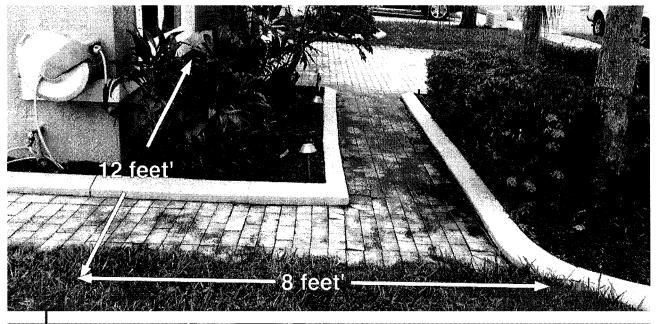
Board of Adjustment

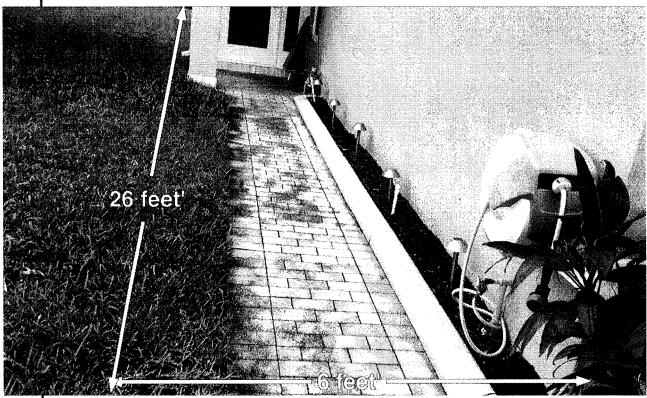
QUASI-JUDICIAL PROCEEDINGS AFFECTED PERSON

AFFECTED PERSON: (a person who is the owner of the subject property or who owns property within 500 feet of the subject property or who resides in or operates a business within 500 feet of the subject property)	
CASE# <u>ZV(R) 2021-09 - 10</u>	
PROJECT NAME: Edward Kon	
MEETING DATE: April 1, 2021	
NAME: JOIGE CAUZ BUSINESS ADDRESS: 836 SW 117 AUE HOME ADDRESS: 836 SW 117 AVE PENDOME PINES FL. 33075 TELEPHONE NUMBER: (305) 810 9378	
QUALIFIES AS "AFFECTED PERSON": Subject property owner Owns property within 500 ft. Resides within 500 ft. Operates a business within 500 ft. City of Pembroke Pines representative	
Signature of Affected Person Date: 3 22 2	
EVIDENCE TO BE PRESENTED: (identify and attach a copy of all evidence to be presented at the hearing. Use additional sheet(s) if necessary.)	
A Looks great!	
B	
C	
PROPOSED WITNESS LIST: (Use additional sheet for each witness)	
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ADDRESS:	
TELEPHONE NUMBER: ()	
SPEAKING: IN FAVOR OF PETITION GAGAINST PETITION	

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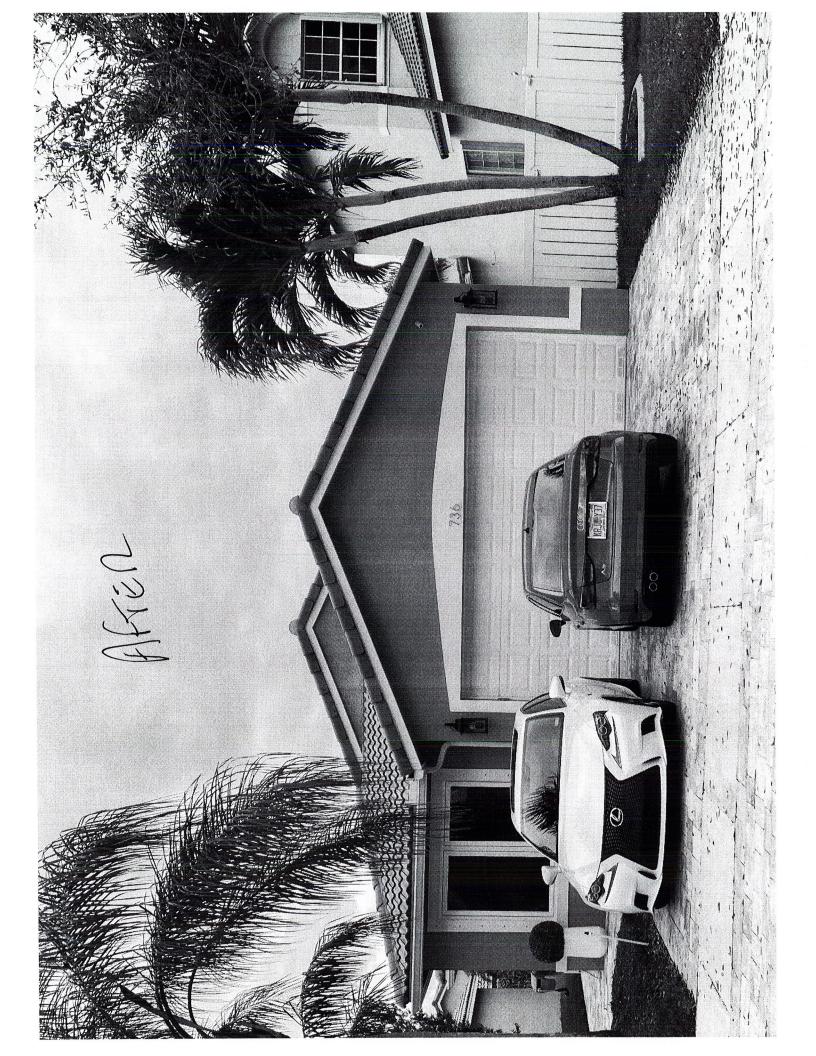






BEFORE







23/1/

