

## City of Pembroke Pines Planning & Economic Development Department 601 City Center Way 3<sup>rd</sup> Floor Pembroke Pines FL, 33025

#### **Summary**

Agenda Date:	January 9, 2020	Applicatio	n ID:	ZV 2019-09 - 11	
Project:	Weekley Asphalt	Project Nu	ımber:	PRJ 2018-13	
Project Planner:	Dean Piper, Zoning A	Dean Piper, Zoning Administrator			
Owner:	Weekly Asphalt Paving, Inc.	Agent:		Tod Workman	
Location:	20701 Stirling Road,	20701 Stirling Road, Pembroke Pines, Florida 33332			
Existing Zoning:	Limited Heavy Industrial (M-4) Districts	Existing Land Use:		Industrial	
Reference Applications:	SP 2018-09				
	Variand	e Summary			
Application	Code Section	Required	I/Allowed	Request	
ZV 2019-09	155.248(B)(1)	9' x 19' Par Space	king	9' x 18' Existing Parking Spaces	
ZV 2019-10	154.35(A)(5)	24.0' Wide Drive Lane		16.3' Wide Drive Lane	
ZV 2019-11	153.14	Landscaping Buffer Adjacent to Abutting Properties		No Landscape Buffer Adjacent to Northern Abutting Property	
Final:	⊠ Planning & Zoning Board □ Board of		Adjustments		
Reviewed for the Agenda:	Director: Zoning Administrator:				

#### **Project Description / Background**

Tod Workman, as agent for owner, has submitted three (3) variance requests for existing conditions at the Weekly Asphalt Plant located at 20701 Stirling Road:

To allow 9' x 18' existing parking spaces instead of the required 9' x 19' parking spaces; to allow 16.3' wide existing drive lane instead of required 24.0' wide drive lane and to allow no landscape buffer along northern property line instead of required landscape buffer abutting all adjacent properties.

These variances, along with proposed Site Plan #SP 2018-09 (to be reviewed by the Planning & Zoning Board at a future P & Z Board meeting) are to bring into compliance a number of structures and improvements made on this property over the years.

#### **VARIANCE REQUEST DETAILS:**

**ZV 2019-09**) Allow 9' x 18' existing parking spaces instead of the required 9' x 19' parking spaces.

Code Reference: §155.248 PARKING SPACE DIMENSIONS.

- (B) Standard parking spaces must adhere to one of the following consistent with the city's engineering standard which may be amended from time to time (as maintained by the City Engineer): (1) Outparcel buildings and free standing buildings of over 3,000 square feet of gross floor area may be permitted a maximum of three short-term parking spaces.
  - (1) Nine by 19 feet, including a wheel stop which is placed three feet from the curb or edge of pavement;

**ZV 2019-10**) Allow 16.3' wide existing drive lane instead of required 24.0' wide drive lane.

Code Reference: §154.35 DESIGN STANDARDS FOR PARKING AREAS

(A) Parking lots for industrial, commercial and recreational, subdivisions and for residential subdivisions with multi-family units or single-family attached units shall be constructed in accordance with the following criteria: Nine by 19 feet, including a wheel stop which is placed three feet from the curb or edge of pavement; (5) Driving lanes. Driving lanes shall have a minimum clear width of 24 feet for two-way traffic and parking spaces at 90 degree angles, 15 feet for one-way traffic and parking spaces at 30 and 45 degree angles and 12 feet for drive-thru/drop-off traffic. When parking spaces are provided at 60 degrees angle, the one-way driving lane shall be minimum 18 feet clear. A 24 inches wide white stop bar, along with 25 feet of double yellow lines, shall be provided at the end of each driving lane.

**ZV 2019-11**) Allow no landscape buffer along northern property line instead of required landscape buffer abutting all adjacent properties.

Code Reference: §153.14 LANDSCAPING ADJACENT TO ABUTTING PROPERTIES - ALL PROPERTIES.

- (A) On the site of a building, structure, or open-lot use providing an off-street parking area or other vehicular use area, where the area will not be entirely screened visually by an intervening building or structure from abutting property, screening shall be required as provided within this section.
- (B) The buffer screening shall comply with the yard requirements as provided in Chapter 155 for all applicable districts and land use separation requirements if applicable in § 155.056.
- (C) Walls, hedges, or other durable landscape barriers at least three feet in height, with appropriate spacing as provided in the SFWMD Guide, shall be accepted as screening material if that material can provide the required full screening from the abutting property.
- (D) In addition, trees and landscape beds shall be located between the common lot line and the off-street parking area or other vehicular use area. The required number of trees shall be calculated as one tree provided for every 50 lineal feet or fractional part thereof. Each tree shall be planted in at least a 100 square feet planting area consisting of grass, groundcover, or other landscape material with a minimal dimension of at least ten feet. Non-living durable landscape material shall not be acceptable material for these landscape beds. (Ord. 1808, passed 2-4-15)

#### **VARIANCE DETERMINATION**

The Planning and Zoning Board shall not grant any non-single-family 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.
- 2. In the granting of variances, the Planning and Zoning Board shall determine that the variance granted is the minimum variance that will accomplish the intended purpose (stated 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

Prior to the submission of this application meeting with to review the proposed project submrequirements.	Planning Division staff nittal and processing
Pre Application Meeting Date:	2619
# Plans for DRC Planner:	

Phone: (954) 392-2100 http://www.ppines.com	requirements.			
TREP. TWWW. PORTES GOTT	Pre Application Meeting Date: 9 26 19			
	# Plans for DRC Planner:			
Indicate the type of application you ar	e applying for:			
☐ Appeal*	☐ Sign Plan			
☐ Comprehensive Plan Amendment				
☐ 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			
INICTOLICTIONIC				
INSTRUCTIONS:	this application. If not applicable, mark M/A			
<ol> <li>All questions must be completed on this application. If not applicable, mark N/A.</li> <li>Include all submittal requirements / attachments with this application.</li> </ol>				
3. All applicable fees are due when the application is submitted (Fees adjusted annually).				
<ol> <li>Include mailing labels of all property owners within a 500 feet radius of affected site with signed affidavit (Applications types marked with *).</li> </ol>				
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				
ject Planner: 1) eem Project #: PRJ 20 18 - 13 Application #: 2V 2019 -09 tm				
Submitted 09/26/19 Booted Sinns Bonsings ( ) Force 65 500				

Project Planner:	Dean F	Staff Use Only Project #: PRJ 20 <u>\8</u> - <u>\3</u> Appl	ication #: 2V 2019-09-tm
		Posted Signs Required: ()	11

# SECTION 1-PROJECT INFORMATION: Project Name: WEEK LEY ASSEMBLY PAVING PLANT Ann OFFICE Project Address: 20701 STIPMAG ROAD, PEMBLOKE PINES, FL 33332 Location / Shopping Center: Acreage of Property: 10 Building Square Feet: Flexibility Zone: K-Folio Number(s): 503935110010 Plat Name: Traffic Analysis Zone (TAZ):

	PARCEL "A" WEE	ICLEY ASPHANT PLAT, A	CCONDING TO
THE PLAT THE	hof recomped in	PLAT BOOK 173 AT	PAGES 125 Amo
126 OF TH	e public peconos	of Browns COUNTY	FLORIDA

Has this project been previously submitted?

Yes

No

Describe previous applications on property (Approved Variances, Deed Restrictions, etc...) Include previous application numbers and any conditions of approval.

Date	Application	Request	Action	Resolution / Ordinance #	Conditions of Approval
					2702 (1868) h.h.

#### **SECTION 2 - APPLICANT / OWNER / AGENT INFORMATION**

Dwner's Name: WEEK LEY	ASPHART PAVING INC.
Owner's Address: 2070   57	CHUNG ROAD, PEMBROKE PINES, 17 33332
XOwner's Email Address:	
\$\rightarrow\$ Owner's Phone: \( \frac{954 - 680 - 8005}{} \)	Owner's Fax: 954-944-3600
	$\sim$
Contact Person:	EMAN
*Agent's Address: FAME	AS ABOVE
*Agent's Email Address:	AS ABOVE
#Agent's Phone: 954-444-36	06 Agent's Fax: NA
All staff comments will be sent dir writing from the owner.	rectly to agent unless otherwise instructed in
SECTION 3- LAND USE AND ZONING	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): **Zoning Appeal** Variance Interpretation Related Applications: Required: 4x Details of Variance, Zoning Appeal, Interpretation Request: 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:

Code Section: 155.248 PARKING SPACE DIMENSIONS.

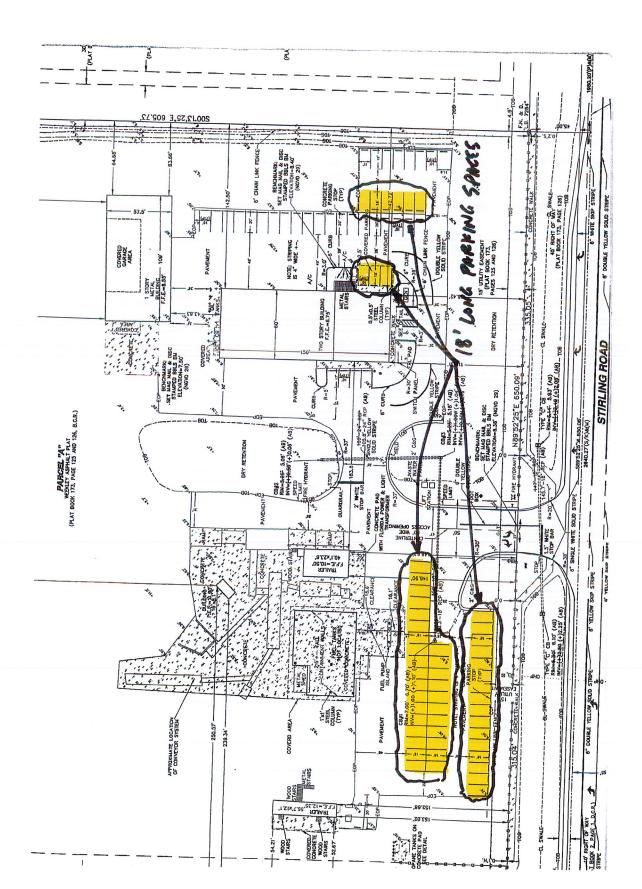
- (B) Standard parking spaces must adhere to one of the following consistent with the city's engineering standard which may be amended from time to time (as maintained by the City Engineer):
- (1) Nine by 19 feet, including a wheel stop which is placed three feet from the curb or edge of pavement; or

<u>Request:</u> Permitting of existing minimum nine by 18 feet parking space dimension, in lieu of nine by 19 feet, per the attached marked-up survey.

#### **Details of Variance:**

The existing nine by 18 feet parking space dimension was utilized in accordance with all governing standards at the time of permitting, construction and issuance of a Certificate of Occupancy in 2004.

The public health, safety, morals, convenience, comfort, amenities, prosperity, and general welfare of the community has not been diminished directly due to the existing nine by 18 feet parking space dimension, at the Weekley Asphalt Paving Plant and Office since 2004.



#### **Weekley Asphalt Paving Plant and Office**

#### Section 4 - VARIANCE APPEAL

Related Applications: SP 2018-09 / PRJ 2018-13

Code Section: 154.35 DESIGN STANDARDS FOR PARKING AREAS.

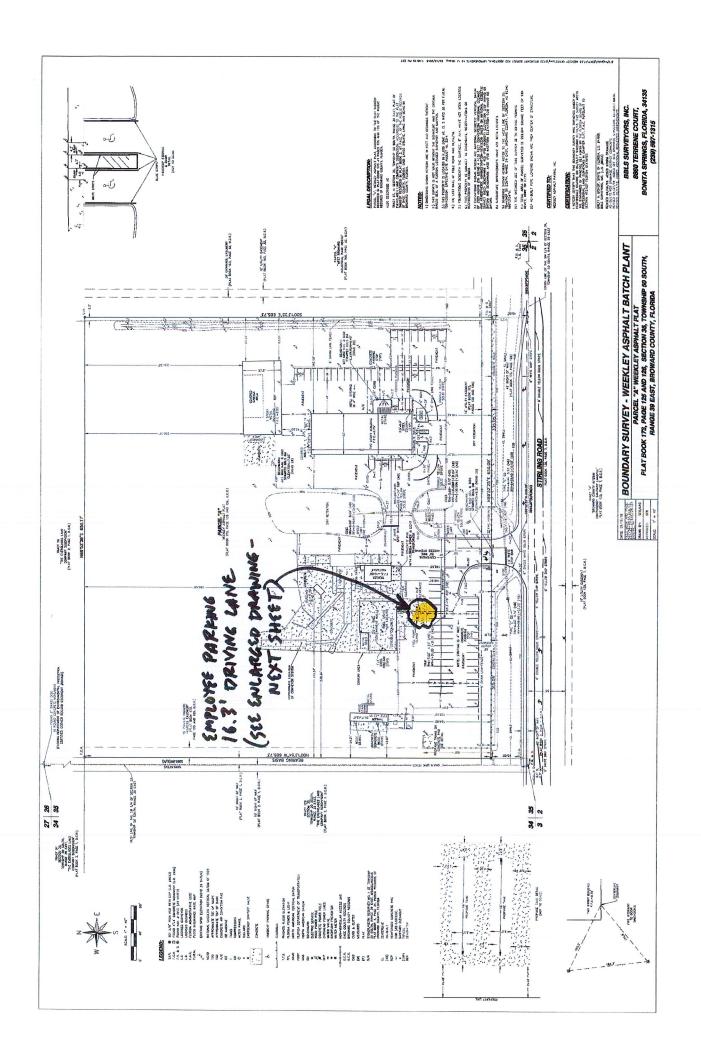
- (A) Parking lots for industrial, commercial and recreational, subdivisions and for residential subdivisions with multi-family units or single-family attached units shall be constructed in accordance with the following criteria:
- (5) Driving lanes. Driving lanes shall have a minimum clear width of 24 feet for two-way traffic and parking spaces at 90 degree angles, 15 feet for one-way traffic and parking spaces at 30 and 45 degree angles and 12 feet for drive-thru/drop-off traffic. When parking spaces are provided at 60 degrees angle, the one-way driving lane shall be minimum 18 feet clear. A 24 inches wide white stop bar, along with 25 feet of double yellow lines, shall be provided at the end of each driving lane.

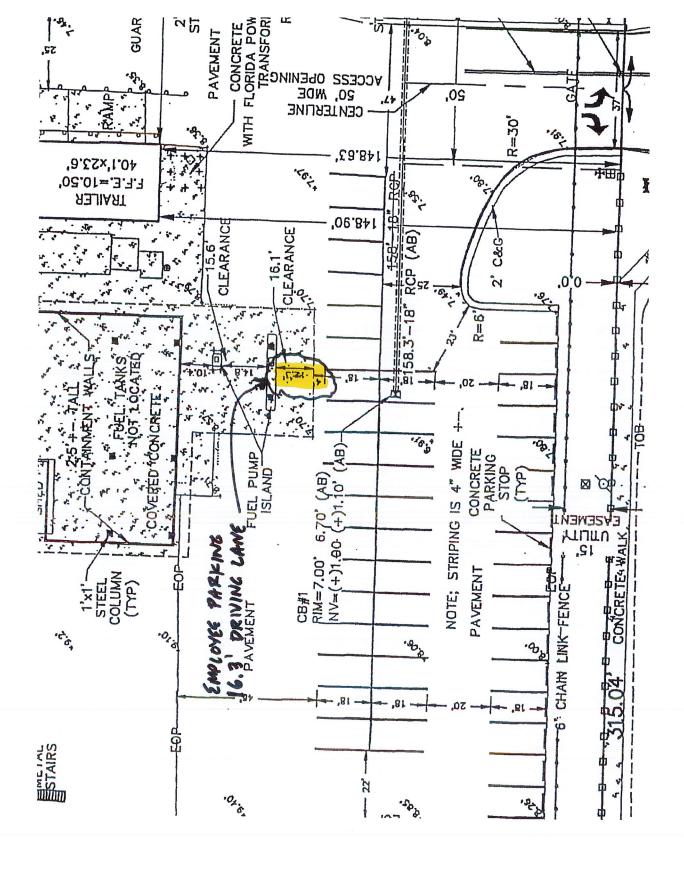
<u>Request:</u> Permitting of existing minimum clear width of 16.3' parking lot driving lane for two-way traffic and parking spaces at 90-degree angles in the employee-only parking area, per the attached marked-up surveys.

#### **Details of Variance:**

Existing minimum clear width of 16.3' parking lot driving lane in employee-only parking area has functioned safely since the time of permitting, construction and issuance of a Certificate of Occupancy in 2004.

The public health, safety, morals, convenience, comfort, amenities, prosperity, and general welfare of the community has not been diminished directly due to the minimum clear width of 16.3' driving lane in the employee-only parking area at the Weekley Asphalt Paving Plant and Office since 2004.





#### **Weekley Asphalt Paving Plant and Office**

#### Section 4 - VARIANCE APPEAL

Related Applications: SP 2018-09 / PRJ 2018-13

Code Section: 153.14 LANDSCAPING ADJACENT TO ABUTTING PROPERTIES - ALL PROPERTIES.

- (A) On the site of a building, structure, or open-lot use providing an off-street parking area or other vehicular use area, where the area will not be entirely screened visually by an intervening building or structure from abutting property, screening shall be required as provided within this section.
- (B) The buffer screening shall comply with the yard requirements as provided in Chapter 155 for all applicable districts and land use separation requirements if applicable in § 155.056.
- (C) Walls, hedges, or other durable landscape barriers at least three feet in height, with appropriate spacing as provided in the SFWMD Guide, shall be accepted as screening material if that material can provide the required full screening from the abutting property.
- (D) In addition, trees and landscape beds shall be located between the common lot line and the off-street parking area or other vehicular use area. The required number of trees shall be calculated as one tree provided for every 50 lineal feet or fractional part thereof. Each tree shall be planted in at least a 100 square feet planting area consisting of grass, groundcover, or other landscape material with a minimal dimension of at least ten feet. Non-living durable landscape material shall not be acceptable material for these landscape beds. (Ord. 1808, passed 2-4-15)

Required: North Property Line Perimeter Landscaping Buffer

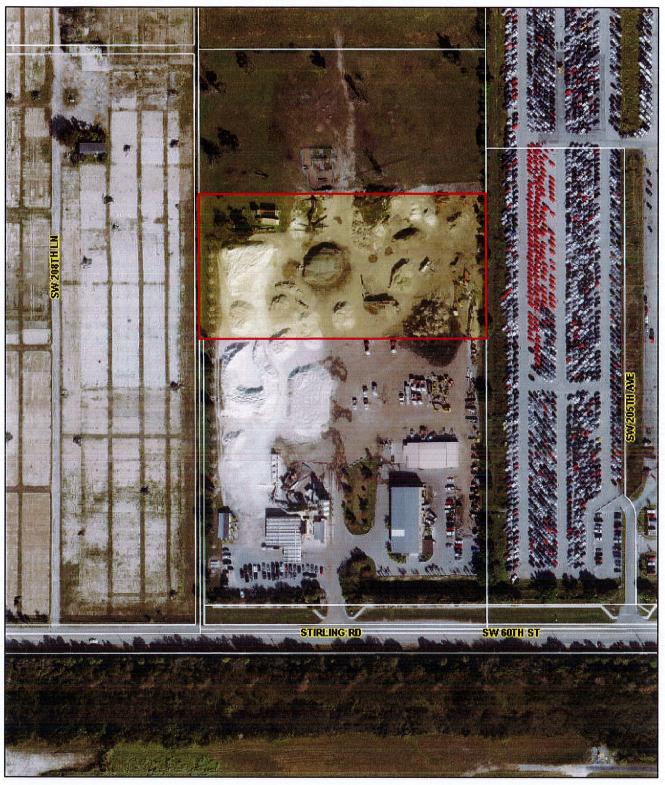
Request: Deletion of North Property Line Landscaping Buffer Requirement

#### **Details of Variance:**

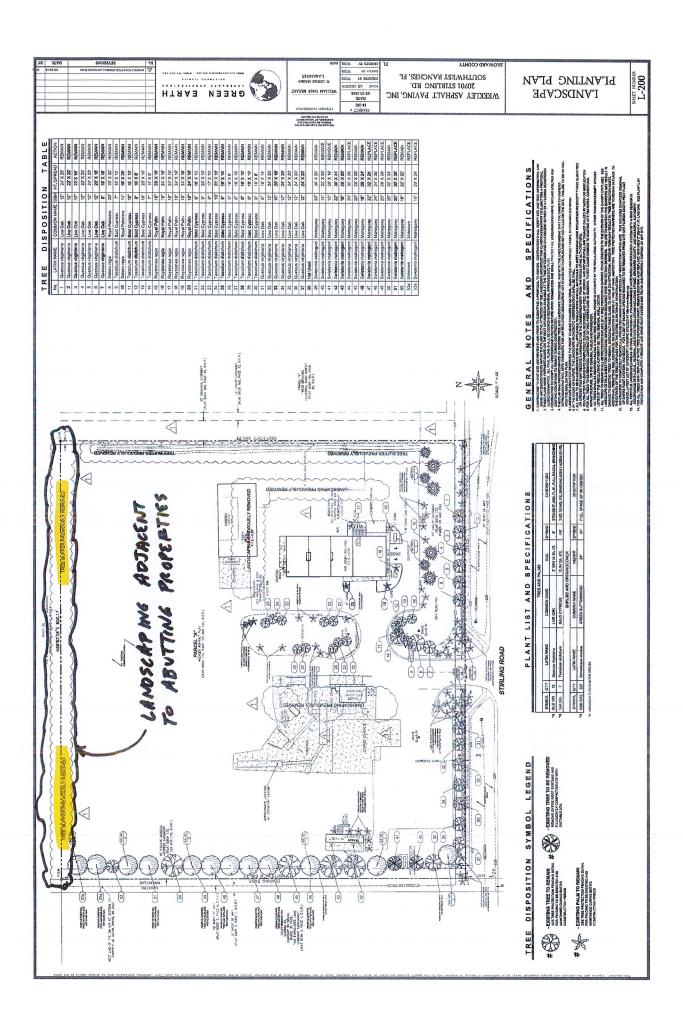
Weekley Asphalt Paving owns the parcel immediately adjacent to the North Property Line, which is in the Town of Southwest Ranches.

Since this adjacent parcel is also part of the asphalt plant, per the attached highlighted aerial, "full screening from the abutting property," or screening provided by the North Property Line Landscaping Buffer, bisecting the asphalt plant operations, is not achievable.

Weekley Asphalt Paving has provided additional trees, groundcover, or other landscape material in other areas of the site, in sufficient quantity to offset the material that would have been used at the North Property Line Landscaping Buffer.



September 27, 2019



#### **SECTION 7- PROJECT AUTHORIZATION**

#### OWNER CERTIFICATION

This is to certify that I am the owner of the property described in this application and that all information supplied herein is true and correct to the best of my knowledge.

X m		9/26/19
Signature of Owner		Date
Sworn and Subscrib	111	12/05/2019 My Commission Expires
Owwer  AGENT CER	TIEIC ATION	SHERYL MCCOY  MY COMMISSION # FF 917746  EXPIRES: December 5, 2019  Bended Thru Notary Public Underwriters
This is to certify that	t I am the agent of the property o ion supplied herein is true and co	wner described in this application orrect to the best of my knowledge.
Signature of Agent		Date
Sworn and Subscrib	oed before me this day _, 20	
Fee Paid	Signature of Notary Public	My Commission Expires

#### WEEKLEY BROS., INC.

20701 STIRLING ROAD PEMBROKE PINES, FLORIDA 33332 (954) 680-8005 FACSIMILE (954) 680-8671

September 12, 2018

To Whom It May Concern

Weekley Asphalt Paving Plant and Office Re:

20701 Stirling Road

Pembroke Pines, Florida 33320 Folio Number 503935110010

I, Daniel D. Weekley, Vice President of Weekley Bros., Inc., hereby grant Tod Workman limited powers to represent Weekley Bros., Inc. in the administration of the site plan amendment application related to the referenced property, related permitting and approvals, including execution of permit / review applications, and administration of all procedures required by governing authorities.

This transfer of limited powers is effective upon execution of this letter, will remain in effect through completion of all related processes, and may be revoked at any time by Weekley Bros., Inc.

If you have any questions or need additional information, please let me know.

Weekley Bros., Inc. Daniel D. Weekley Vice President Date: 9/12/18

STATE OF Florida	)
	) SS
COUNTY OF Broward	)

I HEREBY CERTIFY, that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, Daniel D. Weekley, personally known to me, executed the foregoing instrument for the purposes expressed therein, and acknowledged before me that he executed the same on behalf of Weekley Bros., Inc.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the above stated State and County, this 12th day of September, 2018, A.D.

Stamp Name // Ulan J MARCH 01, 2021.





