

Highlands County, Florida Special Exception Application

SECTION I. THIS SECTION FOR STAFF USE ONLY!

Date Received: _____

AMOUNT OF FEE: _____ RECEIPT No.: _____ TAX MAP #: _____

CASE #: B.O.A. # _____ HEARING DATE: B.O.A. - _____ DATE ADOPTED: _____

SECTION II. PLEASE PRINT OR WRITE CLEARLY ALL APPLICABLE INFORMATION. This application and all required supplemental information must be properly completed according to the instructions. All information and exhibits submitted in connection with this application will become a permanent part of the public records of Highlands County. Please submit the application to the Zoning Department to be checked for completeness by staff before the applicable deadline. The Department accepts no responsibility for the completeness and accuracy of the application and will not advertise the application for public hearing until all required information is deemed to be accurate and complete. It is recommended that the applicant, agent, or representatives be present at the public hearing.

Special Exception requested before the Board of Adjustment: _____

This application has been reviewed for completeness and determined sufficient:

Signed: Zoning Supervisor _____ Date _____

Special Exception is sought pursuant to Section 12.03.205 (c) of the Code of Ordinances under Section 12.05. _____
(_____) of the Code.

1. Name of Property Owner: (Application must be signed by the property owner. If more than one, all the owners must sign the Owners Affidavit (attached), which must accompany the application):

Print Name: _____

Mailing Address: _____

Telephone No. () _____ E-Mail Address: _____

2. Name of Agent: (Complete the Agent's Affidavit (attached) from property owner, which must accompany application, giving agent authority to represent this application.)

Print Name: _____

Mailing Address: _____

Telephone No. () _____ E-Mail Address: _____

3. Legal Description and Strap of Property Covered by Application: (If subdivided: lot, block, complete name of subdivision, plat book, page number, section, township, and range. If metes and bounds description: complete description, including section, township, and range.) _____

STRAP #: C - ____ - ____ - ____ - ____ - ____ - ____

4. Street Address of Property Covered by Application: _____

5. Name of project, subdivision, or overall project, if part of a larger project, if applicable: _____

SECTION III: INFORMATION ABOUT EXISTING USE

6. Existing Zoning District: _____ **Existing Land Use Classification:** _____

Are the Zoning and Comprehensive Plan Consistent? [] Consistent [] Not Consistent

7. **Vesting:** Is the property vested for specific property rights? [] Yes [] No **If Yes**, list the Vesting Action or Order Number or the method used to grant vested rights (state binding letter, legal lot of record, etc): _____

8. **Is this hearing being requested as a result of a code violation notice?** [] Yes [] No **If Yes**, explain. _____

9. **Has a public hearing been held on this property within the last 12 months?** [] Yes [] No **If Yes**, in whose name and when? _____

10. **Current Use of Property** (Number of existing dwelling units, type of commercial or industrial, etc): _____

11. **Existing Size of Property:** Size of Property (width) _____ feet, (depth) _____ feet, street frontage _____ feet, water frontage _____ feet, **Total acres** _____
If different from the total acreage, the upland, or developable portion is _____ +/- acres.

12. **Are there existing structures on the property?** [] Yes [] No **If Yes**, what type (CBS, Frame, Stucco, Other Multiple Units, Number of Dwellings per Building)? _____

13. **Uses on Adjacent Property:** Also indicate whether the adjacent property is within another jurisdiction and indicate that jurisdiction's FLUM and/or Zoning designations.

	Existing Uses	FLUM Designations	Zoning Districts
North			
South			
East			
West			

SECTION IV: INFORMATION ABOUT PROPOSED USE

14. **Proposed Use** (Uses desired which are not permitted by present zoning district or Land Use FLUM designation): _____

15. **Proposed number of Dwelling Units or the number of square feet of commercial space (if applicable):** _____

16. **Proposed Development Standards (if applicable):**

- a. Existing parcel size: _____ **Proposed Parcel Size** (if increasing area): _____
- b. Existing Floor Area Ration (FAR) = gross floor area of existing building: _____ divided by Parcel size = FAR _____%
- c. Proposed Floor Area Ration (FAR): _____%.

17. **Time Limit:** When will the special exception being applied for be initiated and/or completed? _____

SECTION V: BURDEN OF PROOF INFORMATION:

18. Burden of Proof: The burden of proof and persuasion remains at all times on the applicant. This burden of proof and persuasion includes providing information requested in questions # 22 A through # 22F. The application for a special exception shall state fully the grounds on which it is requested and show compliance with the following standards:

A. Please provide information, if possible, that the development will comply with all requirements of this chapter and Florida law (Use additional sheet, if required). _____

B. Please provide information, if possible, that the development, if completed as proposed, will probably not materially endanger the public health or safety (Use additional sheet, if required). _____

C. Please provide information, if possible, that the development, if completed as proposed, will probably not substantially injure the value of adjoining or abutting property (Use additional sheet, if required). _____

D. Please provide information, if possible, that the development, if completed as proposed, will probably be in harmony with the area in which it is to be located (Use additional sheet, if required). _____

E. Please provide information, if possible, that the development, if completed as proposed, will comply with all requirements of the adopted Highlands County Land Development Regulations (Use additional sheet, if required). _____

F. Please provide information, if possible, that the development, if completed as proposed, will comply with the adopted Highlands County Comprehensive Plan or other plan officially adopted by the Board of County Commissioners (Use additional sheet, if required). _____

19. Are there any appropriate conditions and safeguards, in conformity with this chapter, that can be applied and should be mandated as a condition for the approval of this special exception? (Use separate additional sheet, if required)

SECTION VI: MAPS, OWNERS OR AGENTS AFFIDAVIT AND LIST OF PROPERTY OWNERS

20. Map Properties Within 500 Feet: Using a map that shall be secured from the County Property Appraiser’s Office, delineate the boundary of the proposed development site and its location on the map. Include each parcel of land within **500 feet** of the property covered in the application.

21. Owners or Agents Affidavit: An Owner’s and/or Agent’s Affidavit must be completed and submitted as part of all applications.

22. List of Property Owners: List of all current property owners within **500 feet radius** of property covered in the application, including name, mailing and site addresses of their properties. If in areas zoned Agriculture, minimum of 6 names required adjacent or in the vicinity of the special exception requested. (Attach separate sheet to this application.)

Highlands County, Florida
Development Services Department Application

OWNER'S AFFIDAVIT

I, _____, being first duly sworn, depose and say that I am the **OWNER** of the property described and which is the subject matter of the proposed hearing; that all the answers to the questions in this application, and all sketches, data and other supplementary matter attached to and made a part of the application, are honest and true to the best of my knowledge and belief. I understand this application must be completed and accurate before hearings can be advertised. I also understand that it is my obligation to comply with any other lawfully adopted and recorded deed restrictions or covenants that are more restrictive or impose a higher standard, and that any action of this Board does not supersede those requirements.

I authorize County staff to enter the property during the application process to complete its evaluation.
Please initial the appropriate line.

No contact is required. _____

An appointment is required before entering the property. _____

Print Name of Owner

Signature of Owner

Address: Number and Street (P.O. Box)

City and State (Zip Code)

STATE OF FLORIDA, HIGHLANDS COUNTY

The Foregoing instrument was acknowledged before me this _____ day of _____, 2019 by _____ who is personally known by me or who has produced _____, as identification and who did take an oath:

Signature

Print Name

Notary Public, State of Florida
My Commission Expires: _____

**Highlands County, Florida
Development Services Department Application**

AGENT'S AFFIDAVIT

I, _____, being first duly sworn, depose and say that I am the **ATTORNEY-IN-FACT, AGENT or LESSEE** of the property described and which is the subject matter of the proposed hearing; that all the answers to the questions in this application, and all sketches, data and other supplementary matter attached to and made a part of the application, are honest and true to the best of my knowledge and belief. I understand this application must be completed and accurate before hearings can be advertised. I also understand that it is my obligation to comply with any other lawfully adopted and recorded deed restrictions or covenants that are more restrictive or impose a higher standard, and that any action of this Board does not supersede those requirements.

Print Name of Agent

Signature of Agent

Address: Number and Street (P.O. Box)

City and State (Zip Code)

STATE OF FLORIDA, HIGHLANDS COUNTY

The Foregoing instrument was acknowledged before me this _____ day of _____, 2019 by _____ who is personally known by me or who has produced _____, as identification and who did take an oath:

Signature

Print Name

Notary Public, State of Florida
My Commission Expires: _____

**HIGHLANDS COUNTY
DEADLINES FOR PUBLIC HEARINGS
FOR REZONES, SPECIAL EXCEPTIONS, VARIANCES,
APPEALS, SMALL SCALE PLAN AMENDMENTS, AND
LARGE SCALE PLAN AMENDMENTS**

The application **deadline is always at 12:00 P.M.** The hearing dates are always on Tuesdays except for holidays*. The **BOA & P&Z/LPA meetings begin at 3:00 P.M. or soon thereafter.** The **BCC meetings begin at 9:00 A.M. or soon thereafter.**

**APPLICATION
DEADLINES**

**BOA & P&Z/LPA
MEETINGS**

BCC MEETINGS

Wednesday, October 17, 2018
 Wednesday, November 14, 2018
 Wednesday, December 19, 2018
 Wednesday, January 16, 2019
 Wednesday, February 13, 2019
 Wednesday, March 20, 2019
 Wednesday, April 17, 2019
 Wednesday, May 15, 2019
 Wednesday, June 19, 2019
 Wednesday, July 17, 2019
 Wednesday, August 14, 2019
 Wednesday, September 18, 2019
 Wednesday, October 16, 2019
 Wednesday, November 20, 2019
 Wednesday, December 18, 2019

December 11, 2018
 January 8, 2019
 February 12, 2019
 March 12, 2019
 April 9, 2019
 May 14, 2019
 June 11, 2019
 July 9, 2019
 August 13, 2019
 September 10, 2019
 October 8, 2019
 November 12, 2019
 December 10, 2019
 January 14, 2020
 February 11, 2020

January 15, 2019
 February 19, 2019
 March 19, 2019
 April 16, 2019
 May 21, 2019
 June 18, 2019
 July 16, 2019
 August 20, 2019
 September 17, 2019
 October 15, 2019
 November 19, 2019
 December 17, 2019
 January 21, 2020
 February 18, 2020
 March 17, 2020

LARGE SCALE PLAN AMENDMENTS

The Community Planning Act of 2011, eliminated the twice per year plan amendment limitation. Applicants are now able to submit Comprehensive Plan Amendments any time for review and consideration. (Applications must be complete upon submittal. Incomplete applications will not be accepted.)

Every Large Scale Plan Amendment (LSPA) Application requires the submission of a traffic study APPROVED by the Highlands County Engineering Department. No deadline extensions.

All required material must be included in the LSPA Application submission or it will be deemed incomplete and not accepted.

**Highlands County
Development Services Department
501 S. Commerce Ave, Sebring, FL 33870
Planning – (863) 402-6650 Zoning – (863) 402-6638**

Fee Schedule – FY 18-19

Rural Land Stewardship (RLS)	TBD (To Be Determined)
Development of Regional Impact (DRI)	\$21,800.00
Zoning Change Only	\$1,950.00
Large Scale Comprehensive Plan (LSCP) Amendment Only	\$2,025.00
Small Scale Comprehensive Plan (SSCP) Amendment Only	\$1,125.00
PD (Planned Development District) Amendment (minor amendment excluded) Only	\$1,950.00
Special Use Permit Only	\$2,925.00
FUD (Flexible Development District) Amendment (minor amendment excluded) Only	\$1,950.00
Revision of legal on resolution, ordinance or ad when applicant provides revised legal	\$1,375.00
Concurrency Traffic Analysis Reviews for LSCP and SSCP Amendment	Contact Engineering Dept.
Special Exception Application Only	\$975.00
Special Exception Application for a Tower Only	\$1,300.00
Special Exception Application for Goats, Hogs, Sheep, and Chickens	\$0.00
Variance Application Only	\$650.00
Notice requirements, (zoning changes, LSCP, SSCP, variances, Special Use Permit, and special exceptions and the like)	Actual or pro-rated expense for public notice requirements depending on the application
Environmental Clearance Report Processing Fee (> 2 acres w/ impact)	\$425.00
“Simplified” Environmental Clearance Report Processing Fee (>2 acres no impact)	\$200.00
Environmental Exemption Fee:	
This fee is collected with other building permit fees for projects that would otherwise have to go through Environmental Clearance even though preparation of the Environmental Clearance report would be unnecessary.	
For each Residential Dwelling Unit ** Note	\$130.00
For each Commercial/Industrial Building Permit **Note	\$325.00
Developer Requested Conference *Note	\$400.00
Plat Review	\$275.00
Vacation of Plat	\$175.00
Vacation of Easement	\$130.00
Road (Vacation) Closures	\$130.00
Site Plan Review	\$425.00
Special Approval:	
Car Tent Sales Permit	\$500.00
Beverage License Review	\$150.00
Temporary Beverage License (1 to 3 days permit) Review	\$25.00

Amusements:	
Bingo	\$130.00
Bingo – nonprofit – no fee for a temporary permit (1 to 3 days)	\$ 0.00
Carnival	\$325.00
Rodeo	\$200.00
Palm Reading	\$325.00
Zoning/FLUM (Future Land Use Map) Confirmation Letter per property	\$20.00
Boat Dock/Boat House	\$40.00
Permit Review-New Structures	\$65.00
Carport, Driveway, Slab, Screen Room, Garage, Additions, Swimming Pools, and the like	\$40.00
Form Board, Fence, Seawall, and Shed	\$20.00
CO (Certificate of Occupancy) Review	\$20.00
Addressing	\$20.00
Exempt from Planning and Zoning review: re-roof, interior remodel with no change in use, window replacement size for size, hurricane shutters, siding, and garage door.	

Nuisance Abatement Fees	
Standard Abatement (\$25.00 per hour)	TBD (To Be Determined)
Noticing, Abatement involving asbestos (cost of the Asbestos Survey includes an additional fee)	
Open Code Violations and/or Lien Confirmation Letter per property	\$20.00
Document or Map Purchases	
Zoning Text	per County policy
Comprehensive Plan (text)	\$35.00
Evaluation & Appraisal Report Document	\$ 125.00
Color Maps (each FLUM or other map)	\$20.00
Blueprint Maps (each FLUM or other map “32 x 32”)	\$ 10.00
Blueprint Maps (each FLUM or other map “24 x 36”)	\$ 5.00
Copies or Xerox charges – one sided	per County policy
Copies or Xerox charges – two sided	per County policy
Computer Discs with information	per County policy
Cassette tape – 90 minutes	per County policy
Computer Disc without information	per County policy
Garage Sale/Yard Sale Permit ***Note	\$ 5.00
Vesting Order Applications	
Single Lots of Record	\$ 175.00
Subdivisions (under 26 units)	\$425.00
Subdivisions (26 or more units)	\$850.00
Commercial & Industrial Property	\$850.00
Appeals (deposit on account)	\$1,625.00

***Note:** In an effort to better serve the people, Highlands County Planning and Zoning Staff believe effective communication early in the planning process prevents expensive setbacks later in the process. To this regard, two coordination meetings are available to facilitate effective communication between developer and staff: a pre-application meeting and an application review meeting. It is most beneficial to meet with the Highlands County Planning and Zoning Staff to review a proposal for basic conformity with county land use regulations. The pre-application meeting does well to circumvent routine problems that would otherwise cause delay and added expense. Prior to submitting the application, an application review meeting is also highly recommended to ensure the package is complete and as detailed as possible. There are no fees for the pre-application meeting or the application review meeting. All meetings requested by the developer after the pre-application meeting (excluding the application review meeting) or after an application is submitted qualify as a developer requested conference.

****Note:** No Environmental Exemption Fee will be collected on building permits to replace existing mobile homes and residential dwellings on their original lot or for constructing accessory in unoccupied structures, or remodeling or adding to existing structures.

Development Agreement Legal Review Fee: Actual cost incurred by the legal review and services rendered by the Board Attorney and/or other law firm or service for this purpose.

*****Note:** Garage/Yard Sale Permits to be obtained and paid for at the Tax Collector's Offices.