



Legislation Details (With Text)

File #: ANX2016-08026 **Version:** 1 **Name:** Ord. 8951-16, 8952-16, 8953-16; ANX2016-08026; 3041 Merrill Avenue; Becky Foy
Type: Planning Case **Status:** Public Hearing
File created: 9/12/2016 **In control:** Planning & Development
On agenda: 10/20/2016 **Final action:**
Title: Approve the annexation, initial Future Land Use Map designation of Residential Low (RL) and initial Zoning Atlas designation of Low Medium Density Residential (LMDR) District for 3041 Merrill Avenue; and pass Ordinances 8951-16, 8952-16 and 8953-16 on first reading. (ANX2016-08026)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ord 8951-16 ANX.pdf, 2. Ord 8952-16 FLU.pdf, 3. 8953-16 ZON (rev).dotx, 4. ANX2016-08026 Maps & Photographs.pdf

Date	Ver.	Action By	Action	Result
10/20/2016	1	City Council		
10/17/2016	1	Council Work Session		

SUBJECT/RECOMMENDATION:

Approve the annexation, initial Future Land Use Map designation of Residential Low (RL) and initial Zoning Atlas designation of Low Medium Density Residential (LMDR) District for 3041 Merrill Avenue; and pass Ordinances 8951-16, 8952-16 and 8953-16 on first reading. (ANX2016-08026)

SUMMARY:

This voluntary annexation petition involves one parcel of land totaling 0.185 acres, and is occupied by a single family home. The parcel is located on the south side of Merrill Avenue approximately 450 feet west of McMullen Booth Road. The applicant is requesting annexation in order to receive solid waste service from the City and will be connected to the city sanitary sewer as part of the Kapok Terrace Sanitary Sewer System Extension Project. The property is not contiguous to existing city limits; however, it is in an enclave surrounded by city property on all sides (Type A) and is eligible for annexation pursuant to the Interlocal Service Boundary Agreement with Pinellas County. It is proposed that the property be assigned a Future Land Use Map designation of Residential Low (RL) and a Zoning Atlas designation of Low Medium Density Residential (LMDR).

The Planning and Development Department determined that the proposed annexation is consistent with the provisions of Clearwater Community Development Code Section 4-604.E as follows:

- The property currently receives water service from the City. Collection of solid waste will be provided to the property by the City. The applicant will connect to the City's sanitary sewer service when it is made available, and is aware of the sewer impact fee that must be paid in order to connect and of the financial incentives available. The property is located within Police District III and service will be administered through the district headquarters located at 2851 N. McMullen Booth Road. Fire and emergency medical services will be provided to this property by Station 49 located at 565 Sky Harbor Drive. The City has adequate capacity to serve this property with sanitary sewer, solid waste, police, fire and EMS service. The proposed annexation will not have an adverse effect on public facilities and

their levels of service; and

- The proposed annexation is consistent with and promotes the following objectives and policies of the Clearwater Comprehensive Plan:

Objective A.6.4 Due to the built-out character of the City of Clearwater, compact urban development within the urban service area shall be promoted through application of the Clearwater Community Development Code.

Objective A.7.2 Diversify and expand the City's tax base through the annexation of a variety of land uses located within the Clearwater Planning Area.

Policy A.7.2.3 Continue to process voluntary annexations for single-family residential properties upon request.

Policy A.7.2.4 Allow voluntary annexations for noncontiguous properties that are within an enclave as defined by Section 171.031(13)(a), Florida Statutes ("Type A" enclaves) and as authorized by the 2014 Interlocal Service Boundary Agreement (ISBA) between Pinellas County and municipalities, including the City of Clearwater.

- The proposed Residential Low (RL) Future Land Use Map category is consistent with the current Countywide Plan designation of the property. This designation primarily permits residential uses at a density of 5 units per acre. The proposed zoning district to be assigned to the property is Low Medium Density Residential (LMDR). The use of the subject property is consistent with the uses allowed in the District and the property exceeds the District's minimum dimensional requirements. The proposed annexation is therefore consistent with the Countywide Plan and the City's Comprehensive Plan and Community Development Code; and
- The property proposed for annexation is not contiguous to city limits but is located in a Type A Enclave; therefore, the annexation is consistent with the Interlocal Service Boundary Agreement authorized by Florida Statutes Chapter 171.204.

APPROPRIATION CODE AND AMOUNT: N/A

USE OF RESERVE FUNDS: N/A