

2800 NORTH HORSESHOE DRIVE NAPLES, FLORIDA 34104 (239) 252-2400

Pre-Appli	cation Meeting N	Notes	
Petition Type:	CU		
Date and Time:	WED 5/23/2018	9:00 AM	

Assigned Planner: TIMOTHY FINN

## Engineering Manager (for PPL's and FP's): \_\_\_\_\_

Project Information
Project Name: CHRIST THE KING PRESBYTERIAN CHURCH
PL#:20180001697
Property ID #: 00409440009 Current Zoning: AGRICULTURAL
Project Address: City: NAPLES State: FL Zip:
Applicant: SHARON UMPENHOUR
Agent Name: GRADY MINOR Phone:
Agent/Firm Address:       3800 VIA DEL REY       BONITA SPRINGS, FL 34134         City:       State:       Zip:
Property Owner: Alexander G. Christou, Diamond Christou

Please provide the following, if applicable:

- i. Total Acreage: <u>5 est</u>.
- ii. Proposed # of Residential Units: \_\_\_\_\_
- iii. Proposed Commercial Square Footage: \_\_\_\_\_
- iv. For Amendments, indicate the original petition number: \_\_\_\_\_
- v. If there is an Ordinance or Resolution associated with this project, please indicate the type and number: \_\_\_\_\_
- vi. If the project is within a Plat, provide the name and AR#/PL#: \_\_\_\_\_\_



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**Meeting Notes** 

As of 10/16/2017 all Zoning applications have revised applications, and your associated Application is included in your notes; additionally a \*new Property Ownership Disclosure Form is required for all applications. A copy of this new form is included in your pre-app Note – link is https://www.colliergov.net/Home/ShowDocument?id=75093.

PLANNING the ADPLICANT IS PLEASE Provide FALLMEDNIME PRESERVE the MAY DE A dd to DE to Commt nea to SANta Barbara Blud will follow Dutfall Likely Stormwater: BASIN discl Rate up with Stormwater INFIAGEncture MAD.

Disclaimer: Information provided by staff to applicant during the Pre-Application Meeting is based on the best available data at the time of the meeting and may not fully inform the applicant of issues that could arise during the process. The Administrative Code and LDC dictates the regulations which all applications must satisfy. Any checklists provided of required data for an application may not fully outline what is needed. It is the applicant's responsibility to provide all required data.



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Other required documentation for submittal (not listed on application):

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Updated 4/04//2018

Page | 40F6



## 2800 NORTH HORSESHOE DRIVE NAPLES, FLORIDA 34104 (239) 252-2400

Pre-Application Meeting Sign-In Sheet PL#\_20180001697

## **Collier County Contact Information:**

Name	<b>Review Discipline</b>	Phone	Email
David Anthony	Environmental Review	252-2497	david.anthony@colliercountyfl.gov
Summer Araque	Environmental Review	252-6290	summer.brownaraque@colliercountyfl.gov
Claudine Auclair	GMD Operations and Regulatory Management	252-5887	claudine.auclair@colliercountyfl.gov
Steve Baluch	Transportation Planning	252-2361	stephen.baluch@colliercountyfl.gov
🗘 Ray Bellows	Zoning, Planning Manager	252-2463	raymond.bellows@colliercountyfl.gov
🐔 Laurie Beard	PUD Monitoring	252-5782	laurie.beard@colliercountyfl.gov
Craig Brown	<b>Environmental Specialist</b>	252-2548	craig.brown@colliercountyfl.gov
Heidi Ashton Cicko	Managing Asst. County Attorney	252-8773	heidi.ashton@colliercountyfl.gov
D Thomas Clarke	<b>Operations Coordinator</b>	252-2584	thomas.clarke@colliercountyfl.gov
C Kay Deselem	Zoning Services	252-2586	kay.deselem@colliercountyfl.gov
Dale Fey	North Collier Fire	597-9227	dfey@northcollierfire.com
Eric Fey, P.E.	Utility Planning	252-1037	eric.fey@colliercountyfl.gov
Tim Finn, AICP	Zoning Division	252-4312	timothy.finn@colliercountyfl.gov
🚺 Sue Faulkner	Comprehensive Planning	252-5715	sue.faulkner@colliercountyfl.gov
Paula Fleishman	Impact Fee Administration	252-2924	paula.fleishman@colliercountyfl.gov
James French	Growth Management Deputy Department Head	252-5717	james.french@colliercountyfl.gov
Michael Gibbons	Structural/Residential Plan Review	252-2426	michael.gibbons@colliercountyfl.gov
Storm Gewirtz, P.E.	Engineering Stormwater	252-2434	storm.gewirtz@colliercountyfl.gov
Nancy Gundlach, AICP, PLA	Zoning Division	252-2484	nancy.gundlach@colliercountyfl.gov
Shar Hingson	Greater Naples Fire District	774-2800	shingson@gnfire.org
John Houldsworth	Engineering Subdivision	252-5757	john.houldsworth@colliercountyfl.gov
Jodi Hughes	Transportation Pathways	252-5744	jodi.hughes@colliercountyfl.gov
Alicia Humphries	<b>Right-Of-Way Permitting</b>	252-2326	alicia.humphries@colliercountyfl.gov
Marcia Kendall	Comprehensive Planning	252-2387	marcia.kendall@colliercountyfl.gov
🗌 John Kelly	Zoning Senior Planner	252-5719	john.kelly@colliercountyfl.gov
Thomas Mastroberto	Greater Naples Fire	252-7348	thomas.mastroberto@colliercountyfl.gov
Jack McKenna, P.E.	Engineering Services	252-2911	jack.mckenna@colliercountyfl.gov
Matt McLean, P.E.	Development Review Director	252-8279	matthew.mclean@colliercountyfl.gov
Michele Mosca, AICP	Capital Project Planning	252-2466	michele.mosca@colliercountyfl.gov

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Annis Moxam	Addressing	252-5519	annis.moxam@colliercountyfl.gov
Stefanie Nawrocki	Development Review - Zoning	252-2313	stefanie.nawrocki@colliercountyfl.gov
Richard Orth	Stormwater Planning	252-5092	richard.orth@colliercountyfl.gov
Brandy Otero	Transit	252-5859	brandy.otero@colliercountyfl.gov
Brandi Pollard	Utility Impact fees	252-6237	brandi.pollard@colliercountyfl.gov
Todd Riggall	North Collier Fire	597-9227	triggall@northcollierfire.com
Daniel Roman, P.E.	Engineering Utilities	252-2538	daniel.roman@colliercountyfl.gov
Brett Rosenblum, P.E.	Development Review Principal Project Manager	252-2905	brett.rosenblum@colliercountyfl.gov
James Sabo, AICP	Zoning Principal Planner		james.sabo@colliergo.net
🕄 Michael Sawyer	Transportation Planning	252-2926	michael.sawyer@colliercountyfl.gov
Corby Schmidt, AICP	Comprehensive Planning	252-2944	corby.schmidt@colliercountyfl.gov
Chris Scott, AICP	Development Review - Zoning	252-2460	chris.scott@colliercountyfl.gov
Peter Shawinsky	Architectural Review	252-8523	peter.shawinsky@colliercountyfl.gov
Camden Smith	Zoning Division Operations	252-1042	camden.smith@colliercountyfl.gov
Scott Stone	Assistant County Attorney	252-5740	scott.stone@colliercountyfl.gov
Mark Strain	Hearing Examiner/CCPC	252-4446	mark.strain@colliercountyfl.gov
Mark Templeton	Landscape Review	252-2475	mark.templeton@colliercountyfl.gov
Jessica Velasco	Zoning Division Operations	252-2584	jessica.velasco@colliercountyfl.gov
Jon Walsh, P.E.	Building Review	252-2962	jonathan.walsh@colliercountyfl.gov
David Weeks, AICP	Comprehensive Planning Future Land Use Consistency	252-2306	david.weeks@colliercountyfl.gov
Kirsten Wilkie	Environmental Review	252-5518	kirsten.wilkie@colliercountyfl.gov
Christine Willoughby	Development Review - Zoning	252-5748	christine.willoughby@colliercountyfl.gov

## **Additional Attendee Contact Information:**

Name	Representing	Phone	Email
RICHARD PROLOMA	OPC		R PACHARDS 220@ certicast.
Julian Devisse	Grady Minor	947-1144	J Devi ese P grody minor. com
Wayne Arnold	Grady Minor	947-119	Joevicse Carolyminer. com 14 Warnelde guady simor. con
Joanna Nicholson	PUD-Eric Fey		joanna nicholson acolliercounty A. ga
Tom MASTROBERTO	C.C. FIRE Reusas	252-4871	Thomas, Mastao Bar ( Callere Control . "
Ryan Heaton	Christ the King Probykian Ch.		64 yansheaton@gmail.com
Rev. Eric R, Hausler	Christ the King Hes Church	239 234 5500	naplesope 2 gmail. cm
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## Environmental Checklist Conditional Use Project Name CHurch

- Is the project is in compliance with the overlays, districts and/or zoning on the subject site and/or the surrounding properties? (CON, ST, PUD, RLSA, RFMU, etc.) (LDC 2.03.05-2.03.08; 4.08.00) Not in CV Library Submit a current aerial photograph (available from the Property Appraiser's office) and clearly delineate the subject site boundary lines. If the site is vegetated, provide FLUCFCS overlay and vegetation inventory identifying upland, wetland and exotic vegetation (Admin. Code Ch. 3 G.1. Application Contents #24). FLUCFCS Overlay -P627 Clearly identify the location of all preserves and label each as "Preserve" on all plans. (LDC 3.05.07.A.2). Preserve Label- P546 Provide calculations on site plan showing the appropriate acreage of native vegetation to be retained, the max. amount and ratios permitted to be created on-site or mitigated off-site. Exclude vegetation located within utility and drainage easements from the preserve calculations (LDC 3.05.07.B-D; 3.05.07.F; 3.05.07.H.1.d-e). Preserve Calculation - P547 Created and retained preserve areas shall meet the minimum width requirements per LDC 3.05.07.H.1.b. Preserve Width - P603 Retained preservation areas shall be selected based on the criteria defined in LDC 3.05.07.A.3, include all 3 strata, be in the largest contiguous area possible and shall be interconnected within the site and to adjoining off-site preservation areas or wildlife corridors. (LDC 3.05.07.A.1-4) Preserve Selection- P550 Principle structures shall be located a minimum of 25' from the boundary of the preserve boundary. No accessory structures and other site alterations, fill placement, grading, plant alteration or removal, or similar activity shall be permitted within 10' of the boundary unless it can be shown that it will not affect the integrity of the preserve (i.e. stem wall or berm around wetland preserve). Provide cross-sections for each preserve boundary identifying all site alterations within 25'. (LDC 3.05.07.H.3; 6.01.02.C.) Preserve Setback - New Wildlife survey required for sites where an EIS is not required, when so warranted. (LDC 10.02.02.A.2.f) Listed Species - P522
- Provide Environmental Data identifying author credentials, consistency determination with the GMPs, off-site preserves, seasonal and historic high water levels, and analysis of water quality. For land previously used for farm fields or golf course, provide soil sampling/groundwater monitoring reports identifying any site contamination. (LDC 3.08.00) Environmental Data Required P 522

10. Master Plan shall state the minimum acreage required to be preserved. (LDC 10.02.13.A.2) Master Plan Contents-P626

Additional Comments:

## Project Name CHrist the King Presbyterian Church

The Environmental Data requirements can be found in LDC Section 3.08.00

Provide the EIS fee if PUD or CU.

WHO AND WHAT COMPANY PREPARED THE ENVIRONMENTAL DATA REPORT? Preparation of Environmental Data. Environmental Data Submittal Requirements shall be prepared by an individual with academic credentials and experience in the area of environmental sciences or natural resource management. Academic credentials and experience shall be a bachelor's or higher degree in one of the biological sciences with at least two years of ecological or biological professional experience in the State of Florida.

Identify on a current aerial, the location and acreage of all SFWMD jurisdictional wetlands according to the Florida Land Use Cover and Forms Classification System (FLUCFCS) and include this information on the SDP or final plat construction plans. Wetlands must be verified by the South Florida Water Management District (SFWMD) or Florida Department of Environmental Protection (DEP) prior to SDP or final plat construction plans approval. For sites in the **RFMU district**, provide an assessment in accordance with 3.05.07 F and identify on the FLUCFCS map the location of all high quality wetlands (wetlands having functionality scores of at least 0.65 WRAP or 0.7 UMAM) and their location within the proposed development plan. Sites with high quality wetlands must have their functionality scores verified by the SFWMD or DEP prior to first development order approval. Where functionality scores have not been verified by either the SFWMD or DEP, scores must be reviewed and accepted by County staff, consistent with State regulation.

- 4. SDP or final plat construction plans with impacts to five (5) or more acres of wetlands shall provide an analysis of potential water quality impacts of the project by evaluating water quality loadings expected from the project (post development conditions considering the proposed land uses and stormwater management controls) compared with water quality loadings of the project area as it exists in its pre-development conditions. The analysis shall be performed using methodologies approved by Federal and State water quality agencies, and must demonstrate no increase in nutrients (nitrogen and phosphorous) loadings in the post development scenario.
- 3) Where treated stormwater is allowed to be directed into preserves, show how the criteria in 3.05.07 H have been met. Will Stormwater be directed in the wetland preserves? To be Determined.
- 6 Where **native vegetation** is retained on site, provide a topographic map to a half foot and, where possible, provide elevations within each of the FLUCFCS Codes identified on site. For SDP or final plat construction plans, include this information on the site plans. If wetlands will be used for stormwater provide the topo map
- 7. Provide a wildlife survey for the nests of bald eagle and for **listed species known to inhabit** biological communities similar to those existing on site. The survey shall be conducted in accordance with the guidelines or recommendations of the Florida Fish and Wildlife Conservation Commission (FFWCC) and the U.S. Fish and Wildlife Service (USFWS). Survey times may be reduced or waived where an initial habitat assessment by the environmental consultant indicates that the likelihood of listed species occurrence is low, as determined by the FFWCC and USFWS. Where an initial habitat assessment by the environmental consultant indicates that the likelihood of listed species or waived by the County Manager or designee, when the project is not reviewed or technical assistance not provided by the FFWCC and USFWS. Additional survey time may be required if listed species are discovered
  - Provide a survey for listed plants identified in 3.04.03
    - Wildlife habitat management and monitoring plans in accordance with 3.04.00 shall be required where listed species are utilizing the site or where wildlife habitat management and monitoring plans are required by the FFWCC or USFWS. These plans shall describe how the project directs incompatible land uses away from listed species and their habitats. Identify the location of listed species nests, burrows, dens, foraging areas, and the location of any bald eagle nests or nest protection zones on the native vegetation aerial with FLUCFCS overlay

for the site. Wildlife habitat management plans shall be included on the SDP or final plat construction plans. Bald eagle management plans are required for sites containing bald eagle nests or nest protection zones, copies of which shall be included on the SDP or final plat construction plans.

- 10. For sites or portions of sites cleared of native vegetation or in agricultural operation, provide documentation that the parcel(s) were issued a permit to be cleared and are in compliance with the 25 year rezone limitation pursuant to section 10.02.06. For sites permitted to be cleared prior to July 2003, provide documentation that the parcel(s) are in compliance with the 10 year rezone limitation previously identified in the GMP. Criteria defining native vegetation and determining the legality, process and criteria for clearing are found in 3.05.05, 3.05.07 and 10.02.06.
- 1) Identify on a current aerial the acreage, location and community types of all upland and wetland habitats on the project site, according to the Florida Land Use Cover and Forms Classification System (FLUCFCS), and provide a legend for each of the FLUCFCS Codes identified. Aerials and overlay information must be legible at the scale provided. Provide calculations for the acreage of **native vegetation** required to be retained on-site. Include the above referenced calculations and aerials on the SDP or final plat construction plans. In a separate report, demonstrate how the preserve selection criteria pursuant to 3.05.07 have been met. Where applicable, include in this report an aerial showing the project boundaries along with any undeveloped land, preserves, natural flowways or other natural land features, located on abutting properties.
- 12. Include on a separate site plan, the project boundary and the land use designations and overlays for the RLSA, RFMU, ST and ACSC-ST districts. Include this information on the SDP or final plat construction plans.
- 13. Where off-site preservation of **native vegetation** is proposed in lieu of on-site, demonstrate that the criteria in section 3.05.07 have been met and provide a note on the SDP or final plat construction plans indicating the type of donation (monetary payment or land donation) identified to satisfy the requirement. Include on the SDP or final plat construction plans, a location map(s) and property identification number(s) of the off-site parcel(s) if off-site donation of land is to occur.
- 14. Provide the results of any Environmental Assessments and/or Audits of the property, along with a narrative of the measures needed to remediate if required by FDEP.
- 15. Soil and/or ground water sampling shall be required at the time of first development order submittal for sites that occupy farm fields (crop fields, cattle dipping ponds, chemical mixing areas), golf courses, landfill or junkyards or for sites where hazardous products exceeding 250 gallons of liquid or 1,000 pounds of solids were stored or processed or where hazardous wastes in excess of 220 pounds per month or 110 gallons at any point in time were generated or stored. The amount of sampling and testing shall be determined by a registered professional with experience in the field of Environmental Site Assessment and shall at a minimum test for organochlorine pesticides (U.S. Environmental Protection Agency (EPA) 8081) and Resource Conservation and Recovery Act (RCRA) 8 metals using Florida Department of Environmental Protection (FDEP) soil sampling Standard Operating Procedure (SOP) FS 3000, in areas suspected of being used for mixing and at discharge point of water management system. Sampling should occur randomly if no points of contamination are obvious. Include a background soil analysis from an undeveloped location hydraulically upgradient of the potentially contaminated site. Soil sampling should occur just below the root zone, about 6 to 12 inches below ground surface or as otherwise agreed upon with the registered professional with experience in the field of Environmental Site Assessment. Include in or with the Environmental Site Assessment, the acceptable State and Federal pollutant levels for the types of contamination found on site and indicate in the Assessment, when the contaminants are over these levels. If this analysis has been done as part of an Environmental Audit then the report shall be submitted. The County shall coordinate with the FDEP where contamination exceeding applicable FDEP standards is identified on site or where an Environmental Audit or Environmental Assessment has been submitted.

Provide justification for deviations from environmental LDC provisions pursuant to GMP CCME Policy 6.1.1 (13), if requested.

- 17. Where applicable, provide evidence of the issuance of all applicable federal and/or state oil and gas permits for proposed oil and gas activities in Collier County. Include all state permits that comply with the requirements of Chapter 62C-25 through 62C-30, F.A.C., as those rules existed on January 13, 2005.
- Demonstrate that the design of the proposed stormwater management system and analysis of water quality and quantity impacts fully incorporate the requirements of the Watershed Management regulations of 3.07.00.
- 19) The County Manager or designee may require additional data or information necessary to evaluate the project's compliance with LDC and GMP requirements. (LDC 10.02.02.A.3 f)

The following to be determined at preapplication meeting: (Choose those that apply)

- A Provide overall description of project with respect to environmental and water management issues.
- Explain how project is consistent with each of the applicable objectives and policies in the CCME of the GMP.
- Explain how the project meets or exceeds the native vegetation preservation requirement in the CCME and LDC.
- d Indicate wetlands to be impacted and the effects of the impact to their functions and how the project's design compensates for wetland impacts. Address each one.
- Indicate how the project design minimizes impacts to listed species. Describe the measures that are proposed as mitigation for impacts to listed species.
- 20 PUD zoning and CU petitions. For PUD rezones and CU petitions, applicants shall collate and package applicable Environmental Data Submittal Requirements into a single Environmental Impact Statement (EIS) document, prior to public hearings and after all applicable staff reviews are complete. Copies of the EIS shall be provided to the County Manager or designee prior to public hearings.

## 21. Is EAC Review (by CCPC) required? Tobe Determined at Filst REVIEW.

22.) PUD master plan or PPL/SDP site plan notes:

Where preserves occur adjacent to development off site and will be used in lieu of landscape buffers, include the following condition in the environmental commitments section of the PUD document.

Preserves may be used to satisfy the landscape buffer requirements after exotic vegetation removal in accordance with LDC sections 4.06.02 and 4.06.05.E.1. Supplemental plantings with native plant materials shall be in accordance with LDC section 3.05.07. A note needs to be added to the MCP and preserve as a buffer needs to be added to the commitments.

- 23. Additional comments
- 24. Stipulations for approval (Conditions)



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## Pre-Application Meeting and Final Submittal Requirement Checklist for: A Conditional Use to be heard by the Planning Commission and Board of Zoning Appeals A Minor Conditional Use to be heard by the Office of the Hearing Examiner Chapter 3 C.1. of the Administrative Code

The following Submittal Requirement Checklist is to be utilized during the Pre-Application Meeting, and at time of application submittal. At time of submittal, the checklist is to be completed and submitted with the application packet. Please provide the submittal items in the exact order listed below, with cover sheets attached to each section. **Incomplete submittals will not be accepted.** 

Requirements for Review		Required	Not	
		Required	Required	
Completed Application (download current form from County website)	1	$\boxtimes$		
Cover letter briefly explaining the project	1	X		
Pre-Application Notes	1	X		
Affidavit of Authorization, signed and notarized	1			
Completed Addressing Checklist	1			
Property Ownership Disclosure Form	1	$\square$		
Warranty Deed(s)	1	X		
Boundary Survey	1	×.		
Conceptual Site Plan 24" X 36" plus (one 8 ½ X 11 copy)		X		
Plans showing proposed location for utilities, if required		X		
Plans for screening and buffering the use with reference as to type, dimensions,		N		
and character, if required		A		
Plans showing the proposed landscaping and provisions for trees protected by				
County regulations, if required		X		
Plans showing the proposed signs and lighting, including type, dimensions, and		X		
character, if required				
Architectural Rendering of Proposed Structure(s), if applicable	1	X		
Current aerial photographs (available from Property Appraiser) with project	1	Ň		
boundary and, if vegetated, FLUCFCS Codes with legend included on aerial.	-	N		
Statement of utility provisions (with all required attachments & sketches)	1	-12		
Environmental Data Requirements, pursuant to LDC section 3.08.00	1	X		
Environmental Data Requirements collated into a single Environmental Impact			_	
Statement (EIS) at time of public hearings. Coordinate with project planner at time		x		
of public hearing.				
Listed Species Survey; less than 12 months old. Include copies of previous surveys.	1	X		
Traffic Impact Study (TIS) or waiver	1	X		
Historical and Archeological Survey, or waiver	1		X	
Electronic copy of all documents and plans				
* Please advise: The Office of the Hearing Examiner requires all materials to be	1	$\bowtie$		
submitted electronically in PDF format.				
* If located in the Bayshore/Gateway Triangle Redevelopment Area, include an addit	ional set o	of each sub	mittal	
requirement				



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## ADDITIONAL REQUIREMENTS FOR THE PUBLIC HEARING PROCESS:

- Following the completion of the review process by County review staff, the applicant shall submit all materials electronically to the designated project manager.
- Please contact the project manager to confirm the number of additional copies required.

## Planners: Indicate if the petition needs to be routed to the following additional reviewers:

-	Bayshore/Gateway Triangle Redevelopment:	-	
	Executive Director	X	Emergency Management: Dan Summers; and/or EMS: Artie Bay
		-	
	Conservancy of SWFL: Nichole Johnson	X	GMD Graphics
	City of Naples: Robin Singer, Planning Director	X	Utilities Engineering: Eric Fey
	Parks and Recreation: Barry Williams		Immokalee Water/Sewer District:
	Other:		School District (Residential Components): Amy Lockheart

### **Communication Towers:**

Mosquito Control	Collier County Airport Authority
Naples Airport Authority	

### **Commercial Mining:**

Impact Fees	



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		FEE REQUIREMENTS
All		ks payable to: Board of County Commissioners
	X F	re-Application Meeting: \$500.00 (to be credited towards the application fee if the application is filed
	110	within 9 months of pre-application meeting)
	X	Conditional Use Application Fee: \$4,000.00
		<ul> <li>When filed with Rezone Petition: \$1,500.00</li> </ul>
	~	<ul> <li>Additional fee for 5<sup>th</sup> and subsequent reviews: 20% of original fee</li> </ul>
	X	Comprehensive Planning Consistency Review: \$300.00
	X	Environmental Data Requirements-EIS Packet (submittal determined at pre-application meeting):
		\$2,500.00
ALA >		Listed or Protected Species survey review fee (when an EIS is not required): \$1,000.00
IN ALL	X.	Transportation Fee, if required:
	•	Transportation Fee, if required: Methodology Review Fee: \$500.00 (EMAL) Minor Study Review Fee: \$750.00
		<ul> <li>Minor Study Review Fee: \$750.00</li> </ul>
	× .	<ul> <li>Major Study Review Fee: \$1,500.00</li> </ul>
	X	Estimated Legal Advertising Fee for the Hearing Examiner or CCPC: \$1,125.00
		Estimated Legal Advertising Fee for the BZA, if required: \$500.00
		le Plans Review Fees are collected at the time of application submission and those fees are set forth by the
		ty having jurisdiction. The Land Development Code requires Neighborhood Notification mailers for
Арр	lica	tions headed to hearing, and this fee is collected prior to hearing.

As the authorized agent/applicant for this petition, I attest that all of the information indicated on this checklist is included in this submittal package. I understand that failure to include all necessary submittal information may result in the delay of processing this petition.

All checks payable to: Board of County Commissioners.

The completed application, all required submittal materials, and fees shall be submitted to:

Growth Management Department ATTN: Business Center 2800 North Horseshoe Drive Naples, FL 34104

Agent/Owner Signature

Date

Agent/Owner Name (please print)



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Public Participation Requirements LDC Section 10.03.06 B. or C. Chapter 8 of the <u>Administrative Code</u>

### **Notice for Minor Conditional Use Petitions**

**Neighborhood Information Meeting (NIM) Requirements:** Applicant must conduct a NIM at least 15 days prior to the Hearing Examiner's receipt of the staff report and application materials in accordance with the applicable sections of the Administrative Code. The NIM shall be advertised and a mailed written notice shall be given to the property owners in the notification area at least 15 days prior to the NIM meeting.

**Mailed Notice:** Written notice shall be sent to property owners in the notification area at least 15 days before the advertised Hearing Examiner hearing.

**Newspaper Advertisements:** The legal advertisement shall be published at least 15 days before the advertised Hearing Examiner hearing in a newspaper of general circulation. The advertisement shall include at a minimum:

- Date, time, and location of the hearing;
- Description of the proposed land uses; and
- 2 in. x 3 in. map of the project location.

**Sign:** A sign shall be posted at least 15 days before the advertised Hearing Examiner hearing date.

### **Public Hearing for Minor Conditional Use Petitions**

**Hearing Examiner:** The Hearing Examiner shall hold at least 1 advertised public hearing. See Chapter 9 of the Administrative Code for the Office of the Hearing Examiner procedures.

## **Notice for Conditional Use Petitions**

**Neighborhood Information Meeting (NIM) Requirements:** Applicant must conduct a NIM at least 15 days prior to the advertised public hearing. The NIM shall be advertised and a mailed written notice shall be given to the property owners in the notification area at least 15 days prior to the NIM meeting.



2800 NORTH HORSESHOE DRIVE NAPLES, FLORIDA 34104 (239) 252-2400 FAX: (239) 252-6358

**Mailed Notice:** Written notice shall be sent to property owners in the notification area at least 15 days before the advertised public hearing.

**Newspaper Advertisements:** The legal advertisement shall be published at least 15 days before the advertised public hearing in a newspaper of general circulation. The advertisement shall include at a minimum:

- Date, time, and location of the hearing;
- Description of the proposed land uses; and
- 2 in. x 3 in. map of the project location.

Sign: A sign shall be posted at least 15 days before the advertised public hearing date.

## Public Hearing for Conditional Use Petitions

**Environmental Advisory Committee (EAC):** The EAC shall hold at least 1 advertised public hearing, if required.

**Collier County Planning Commission (CCPC):** The CCPC shall hold at least 1 public hearing.

Board of Zoning Appeals (BZA): The BZA shall hold at least 1 advertised public hearing.



## PL20180001697 – Christ the King Presbyterian Church

**PRE-APP INFORMATION** 

Assigned Ops Staff: Camden Smith, (Ops Staff)

## STAFF FORM FOR SUPPLEMENTAL PRE-APPLICATION MEETING INFORMATION

Name and Number of who submitted pre-app request

Sharon Umpenhour / 239-947-1144 / sumpenhour@gradyminor.com

• Agent to list for PL#

Q. Grady Minor & Associates, P.A. / D. Wayne Arnold

- Owner of property (all owners for all parcels)
  - > 00409440009 Alexander G. Christou, Diamond Christou
- Confirm Purpose of Pre-App: (Rezone, etc.)

**Conditional Use** 

• Please list the density request of the project if applicable and number of homes/units/offices/docks (any that apply):

Proposed conditional use to allow a 350± seat church

• Details about the Project:

Conditional Use (CU) -

REQUIRED Supplemental Information provided by: Name Sharon Umpenhour Title Senior Planning Technician Email sumpenhour@gradyminor.com Phone 239-947-1144

Created April 5, 2017

Location: K:\CDES Planning Services\Current\Zoning Staff Information



## **FinnTimothy**

From:	Sharon Umpenhour <sumpenhour@gradyminor.com></sumpenhour@gradyminor.com>
Sent:	Wednesday, May 23, 2018 8:27 AM
To:	FinnTimothy
Cc:	SmithCamden
Subject:	PL20180001697, Christ the King Presbyterian Church

Importance: High

Good morning,

The following is the correct information for this project.

Parcel number: 00409440009 Zoned: A Acreage: 5+/-

Location Map:



Aerial Location Map:



## **Sharon Umpenhour**

Senior Planning Technician



Q. Grady Minor and Associates, P.A. 3800 Via Del Rey Bonita Springs, FL 34134 Phone - 239.947.1144 Fax - 239.947.0375 Email - <u>sumpenhour@gradyminor.com</u> Web - <u>http://www.gradyminor.com</u>

DISCLAIMER: This communication from Q. Grady Minor & Associates, P.A., along with any attachments or electronic data is intended only for the addressee(s) named above and may contain information that is confidential, legally privileged or otherwise exempt from disclosure. The recipient agrees and accepts the following conditions: The electronic file/data is for informational purposes only and is the responsibility of the recipient to reconcile this electronic file/data with the approved and certified "plan of record" along with actual project site conditions. Q. Grady Minor & Associates, P.A. reserves the right to revise, update and improve its electronically stored data without notice and assumes no responsibility due to a virus or damages caused by receiving this email.









#### Joanna S. Nicholson

WATER/SEWER Notes

 From:
 "NicholsonJoanna" <Joanna.Nicholson@colliercountyfl.gov>

 Date:
 Tuesday, May 22, 2018 4:20 PM

 To:
 <jsnicholson4242@gmail.com>

 Subject:
 FW: Pre-App PL20180000890 Onyx SDP

Respectfully,

Joanna S. Nicholson, E.I. Associate Project Manager Joanna.Nicholson@colliercountyfl.gov Phone: 239.252.5377



Public Utilities Engineering & Project Management Division Continuous improvement 3339 Tamtami Trail East, Suite 303, Naples, Florida 34112-5361

Under Florida Law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by telephone or in writing.

#### From: RosenblumBrett

Sent: Friday, April 6, 2018 8:14 AM To: FeyErlc <Eric.Fey@colliercountyfl.gov>; MartinezOscar <Oscar.Martinez@colliercountyfl.gov>; PaJerCraig <Craig.Pajer@colliercountyfl.gov>; BullertBenjamin <Benjamin.Bullert@colliercountyfl.gov>; RomanDaniel <Danlel.Roman@colliercountyfl.gov> . Cc: ChmelikTom <Tom.Chmelik@colliercountyfl.gov>; NicholsonJoanna <Joanna.Nicholson@colliercountyfl.gov>; McLeanMatthew <Matthew.McLean@colliercountyfl.gov> Subject: RE: Pre-App PL20180000890 Onyx SDP

Thanks for the great info Eric!!

Respectfully,

Brett Rosenblum, PE Principal Project Manager



Development Review Division Exceeding Expectations, Every Dayl

NOTE: Email Address Has Changed

2800 North Horseshoe Drive, Naples Florida 34104 Phone: 239.252.2905 Fax: 239.252.3933

How are we doing? Please <u>CLICK HERE</u> to fill out a Customer Survey. We appreciate your Feedback!

From: FeyEric Sent: Thursday, April 05, 2018 9:17 PM To: MartinezOscar <<u>Oscar.Martinez@colliercountyfl.gov</u>; PajerCraig <<u>Craig.Pajer@colliercountyfl.gov</u>; BullertBenjamin <<u>Benjamin.Bullert@colliercountyfl.gov</u>; RomanDaniel <<u>Daniel.Roman@colliercountyfl.gov</u>; NicholsonJoanna <<u>Joanna.Nicholson@colliercountyfl.gov</u>; McLeanMatthew <<u>Matthew.McLean@colliercountyfl.gov</u>; RosenblumBrett <<u>Brett.Rosenblum@colliercountyfl.gov</u>} Subject: RE: Pre-App PL20180000890 Onyx SDP Importance: High

All,

I was unable to attend the subject pre-application meeting for Onyx this morning because of the CCPC meeting, but the information I am providing here can be discussed with the applicant and agent during the pre-submittal conference.

This proposed multi-family development is in the Santa Barbara Blvd corridor between Davis Blvd and Rattlesnake Hammock Rd, where we have limited utility service availability. As you can see below, we have a readily available 30" force main along the southern and eastern frontages, but there are no accessible water mains nearby.



The closest water main is an 8" stub for future connection north of Royal Wood Ct, in the Royal Wood Golf and Country Club. (See the attached record drawings for Unit Two.) However, I checked the plat (PB 15 PP 19 & 20, attached) and searched the Clerk's website for a separate instrument but found no easement for this stub. I will engage Real Property Management on identifying or acquiring (as needed) a CUE for our existing infrastructure. The developer would also need a temporary construction easement from the Royal Wood Master Association to facilitate a connection.

The next closest option Is a 10" water main on the east side of Santa Barbara Blvd that terminates approximately %-mile south of the project. (See the attached record drawings for Quall Hollow.)

Note that the Onyx PUD (see attached "Ord. 16-24.pdf") includes the following commitment:

#### PUBLIC UTILITIES

 During the course of Site Development Plan (SDP) design and permitting, the applicant will make reasonable efforts to identify and locate future water connections and a fire hydrant in or near the Adkins right of way to provide future connections for the residents to the east of the project.

The notes from the pre-application meeting this morning request a CUE for the PVC portion of the 30" force main. Presumably, this regards the portion of the force main shown by our GIS to be on the Onyx property (see below):



Our GIS is not accurate as to the location of the force main or the ROW lines. See the attached record drawing and ROW acquisition map from the Santa Barbara Blvd

Extension project, which indicate that the force main is wholly within the public ROW.

Finally, there has been a lot of zoning and permitting activity lately in this corridor. There may be opportunity to broker a deal of some kind (e.g., Developer Contribution Agreement) for a coordinated extension of water distribution and wastewater collection infrastructure along and east of Santa Barbara Bivd. Please see the attached project map and status information and let me know your thoughts on this.

Respectfully,

Eric Fey, P.E. Senior Project Manager



Public Utilities Engineering & Project Management Division Continuous Improvement

NOTE: Email Address Has Changed

3339 Tamlami Trail East, Suite 303, Naples, Florida 34112-5361 Phone: 239.252.1037 Cell: 239.572,0043

----Original Appointment-----From: CDS-C

Sent: Tuesday, March 20, 2018 11:10 AM

To: CDS-C; WilloughbyChristine; Hancock, Tim; Lombardo, Gale; AcevedoMargarita; AlcornChris; Amy Lockhart-Taylor; AnthonyDavid; ArnoldMichelle; AshtonHeldl; AuclairClaudine; BaluchStephen; BeardLaurie; BrownAraqueSummer; BrownCraig; CascioGeorge; ClarkeThomas; CondominaDanny; CrotteauKathynell; CrowleyMichaelle; David Ogilvie; DeselemKay; <u>dfey@northcolllerfire.com</u>; DumaisMike; FeyEric; FinnTimothy; FleishmanPaula; GewirtzStorm; GiblinCormac; GossellnLiz; GundlachNancy; HouldsworthJohn; HughesJodi; HumphriesAllcia; JacobLisa; <u>inageond@sfwmd.gov</u>; JohnsonEric; JosephitisErin; KellyJohn; KendallMarcla; KurtzGerald; LevyMichael; <u>imartin@sfwmd.gov</u>; MartinezOscar; MastrobertoThomas; McCaughtryMary; McKennaJack; McKuenElly; McLeanMatthew; MoscaMichele; MoxamAnnis; NawrockiStefanie; OrthRichard; PajerCraig; PattersonAmy; PepinEmily; <u>plimenez@sfwmd.gov</u>; PochmaraNatalie; RodriguezWanda; RomanDaniel; RosenblumBrett; SaboJames; SantabarbaraGino; SawyerMichael; ScottChris; ScottTaml; ShawInskyPeter; Shawn Hanson; SheaBarbara; SmithCamden; SmithDaniel; StoneScott; StrainMark; SuleckiAlexandra; SummersEllen; SweetChad; TempletonMark; Todd Riggall; VanLengenKris; VargaCecilia; VelascoJessica; WalshJonathan; WeeksDavid

Cc: ZimmermanSue; DeleonOmar; HalfordHilary; Perry, Jeff; Goodwin, Kyle; Trettis, Tom Subject: Pre-App PL20180000890 Onyx SDP When: Thursday, April 05, 2018 9:00 AM-10:00 AM (UTC-05:00) Eastern Time (US & Canada). Where: GMD, Conference Room C

Planner: Christine Willoughby Fire District: Greater Naples

Planning Project	DI 2010000000	L			_
Application Number	PL20180000890			Submitted - Closed for Uploads	5 -
Туре	Pre-Application Meeting		Planner	Christine Willoughby	-
Name	Onyx SDP	~	Jurisdiction	Collier County	-
		-	Entered By	Web Registered User	-
Location Description		-	Department		-
		-	Expiration Date	•	
Site Area (Acres)			Date Closed	-	
			Date Entered	03/13/2018 Inspector	Note
Project Description	48 townhomes in 6-8 buildings of	configured on 8.72			-
Public Notice Summary					-
abile frence barning y					1
5					
Total Estimated Valuation		\$ 0.00	Show	More Fields   Hide or Clear Fi	elds
Is this an EPR Hybrid?	No	Proje	ct Status Date 03/14/20	18 •	
Road District	2		nic Documents Yes		
	00418680009 & 00423240007				
				-	
Property/GIS attribu					1
	Greater Naples Fire	Fire D	istrict Number 3		
Commissioner District #	1				
Location		and the second			1
Contacts	and the second second	Vinnes San			1.64
Add new person or busine	to Address Book			Go to Alerts Add a Conta	oct
To link a contact to this app	lication, enter contact information	below. CityViewy	ill suggest possible match	tes as you type:	
	801 Pelican Bay Blvd., Suite 300				
Con construct riddradors					
Go Link Type		Description		Contact Alert Primary? Displ	ay?
	Gale Lombardo, Address		Blvd., Spite 300	Contact Alert Primary? Displ	ay?





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# **Collier County** Growth Management Division 2800 Horseshoe Drive N. Naples, FL 34104 239-252-2400

## **RECEIPT OF PAYMENT**

Receipt Number: Transaction Number: Date Paid: Amount Due:	2018505720 2018-044468 05/23/2018 \$500.00		
Payment Details:	<u>Payment Method</u> Check	Amount Paid \$500.00	Check Number 1773
Amount Paid: Change / Overage: Contact:	\$500.00 \$0.00 CALVARY PRESBYTERIAN CHURCH 3400 RADIO ROAD SUITE NAPLES, FL 34104		RIST THE KING PRESBYTERIAN

## **FEE DETAILS:**

Fee Description	Reference Number	<u>Original</u> Fee	<u>Amount</u> Paid	GL Account
Pre-application Meeting	PL20180001697	\$500.00	\$500.00	131-138326-341276
Cashier Name: Batch Number: Entered By:	ShayraJorge 7375 ThomasClarke			



## PL20180001697 – Christ the King Presbyterian Church

## **PRE-APP INFORMATION**

Assigned Ops Staff: Camden Smith, (Ops Staff)

## STAFF FORM FOR SUPPLEMENTAL PRE-APPLICATION MEETING INFORMATION

Name and Number of who submitted pre-app request

Sharon Umpenhour / 239-947-1144 / sumpenhour@gradyminor.com

• Agent to list for PL#

Q. Grady Minor & Associates, P.A. / D. Wayne Arnold

- Owner of property (all owners for all parcels)
  - > 00409440009 Alexander G. Christou, Diamond Christou
- Confirm Purpose of Pre-App: (Rezone, etc.)

Conditional Use

• Please list the density request of the project if applicable and number of homes/units/offices/docks (any that apply):

Proposed conditional use to allow a 350± seat church

• Details about the Project:

Conditional Use (CU) -

**REQUIRED** Supplemental Information provided by: Name Sharon Umpenhour Title Senior Planning Technician Email sumpenhour@gradyminor.com Phone 239-947-1144

Created April 5, 2017

Location: K:\CDES Planning Services\Current\Zoning Staff Information



## Collier County Property Appraiser Property Summary

Parcel No	00409440009	Site Addres	5	Site City		Site Zone <u>*Note</u>
Name / Address	CHRISTOU, ALEXAN DIAMOND CHRIST 380 HORSE CREEK	OU				
City	NAPLES		State	FL	Zip	34110

Map No.	Strap No.	Section	Township	Range	Acres <u>*Estimated</u>
5B09	000100 069 5B09	9	50	26	5

## Legal 9 50 26 N1/2 OF SW1/4 OF SW1/4 OF SW1/4 5 AC OR 619 PG 25

<u>Millage Area</u> 🕕	105	Millage Rates				
Sub./Condo	100 - ACREAGE HEADER	School	Other	Total		
<u>Use Code</u>	99 - ACREAGE NOT ZONED AGRICULTURAL	5.122	6.3384	11.4604		

## **Latest Sales History**

(Not all Sales are listed due to Confidentiality)

## 2017 Certified Tax Roll

(Subject to Change)

Date	Book-Page	Amount	Land Value	\$ 375,000
05/01/75	<u>619-25</u>	\$ 0	(+) Improved Value	\$ 0
			(=) Market Value	\$ 375,000
			(-) 10% Cap	\$ 257,872
			(=) Assessed Value	\$ 117,128
			(=) School Taxable Value	\$ 375,000
			(=) Taxable Value	\$ 117,128
			If all Values shown above equal 0 this parcel was creat	ted after the Final Tax Roll

If all Values shown above equal 0 this parcel was created after the Final Tax Roll

## Collier County Property Appraiser Property Detail

Parcel No	00409440009	Site Address		Site City		Site Zone <u>*Note</u>
Name / Address	CHRISTOU, ALEXA DIAMOND CHRIST 380 HORSE CREEK	OU				
City	NAPLES		State	FL	Zip	34110

## Permits

Tax Yr	Issuer	Permit #	CO Date		Tmp CO	Final Bldg		Туре		
Land Building/Extra Features										
#			Units	#	Year Built	<u> </u>	iption	Area	Adj Area	
10	ACREA	GE	5			·				

## Collier County Property Appraiser Property Aerial



**Open GIS in a New Window with More Features.** 



8-14-17



## PAO Township Range Section: 50

ZoningLinks:		TOWNSHIP 50		PAO Parcels: 409440009		Zoning_General: A	
	)ccupancy Category 2: 165	SECTION_	09	FLN	00409440009	ZONING	Α
Zoning_url <u>More info</u>	VindZone 165	RANGE	26	RECKEY	409440009	ZONENOTE1	LDC-91
TSS 50-25-26	Category 2	T_R_S	502609	STRAP	000100 069 5809	ZONENOTE2	

ISTRICT 1

:OMMSNR Donna Fiala

### 10.08.00 - CONDITIONAL USE PROCEDURES

- A. General. A conditional use is a use that would not be appropriate generally or without restriction throughout a particular zoning district or classification, but which, if controlled as to number, area, location, or relation to the neighborhood, would promote the public health, safety, welfare, morals, order, comfort, convenience, appearance, or the general welfare. Such uses may be permissible in a zoning district as a conditional use if specific provision for such conditional use is made in the LDC. All petitions for conditional uses shall be considered first by the Planning Commission in the manner herein set out. Decisions regarding conditional uses shall be guasijudicial in nature.
- B. *Applicability.* **Conditional use** approval is required before the construction or establishment of a **conditional use**.
- C. *Application*. The Administrative Code shall establish the submittal requirements for a **conditional use** application.
  - 1. Conditional use application processing time. An application for a conditional use will be considered "open," when the determination of "sufficiency" has been made and the application is assigned a petition processing number. An application for a conditional use will be considered "closed" when the applicant withdraws the subject application through written notice or ceases to supply necessary information to continue processing or otherwise actively pursue the conditional use, for a period of 6 months. An application deemed "closed" will not receive further processing and shall be withdrawn and an application "closed" through inactivity shall be deemed withdrawn. The Planning and Zoning Department will notify the applicant of closure by certified mail, return receipt requested; however, failure to notify by the County shall not eliminate the "closed" status of a petition. An application fees and granting of a determination of "sufficiency." Further review of the request will be subject to the then current LDC.
- D. *Findings.* The Planning Commission shall make a recommendation of approval, approval with conditions, or denial of the **conditional use** to the Board of Zoning Appeals. The Planning Commission's recommendation of approval or approval with conditions shall find that the granting of the **conditional use** will not adversely affect the public and any specific requirements pertaining to the **conditional use** have been met by the petitioner. Further, that satisfactory provision and arrangement has been made for the following matters, where applicable:
  - 1. Consistency with the LDC and Growth Management Plan.
  - 2. Ingress and egress to property and proposed **structures** thereon with particular reference to automotive and pedestrian safety and convenience, traffic flow and control, and **access** in case of fire or catastrophe.
  - 3. The effect the **conditional use** would have on neighboring properties in relation to noise, glare, economic or odor effects.
  - 4. Compatibility with adjacent properties and other property in the district.
- E. Planning Commission actions.
  - 1. Conditions and safeguards. In recommending approval of a **conditional use**, the Planning Commission may also recommend appropriate conditions and safeguards in conformity with the LDC. Violation of such conditions and safeguards, which are made a part of the terms under which the **conditional use** is granted, shall be deemed a violation of the LDC.
  - 2. Denial by the Planning Commission. If the Planning Commission shall recommend denial of a **conditional use**, it shall state fully in its record its reason for doing so. Such reasons shall take into account the factors stated in section 10.08.00 D. above or those factors that may be applicable to the action of denial and the particular regulations relating to the specific **conditional use** requested, if any.

- 3. Status of Planning Commission report and recommendations. The report and recommendations of the Planning Commission required above shall be advisory only and shall not be binding upon the Board of Zoning Appeals.
- F. Consideration by the Board of Zoning Appeals. Upon receipt of the Planning Commission's report and recommendations, the Board of Zoning Appeals shall make a finding that the granting of the **conditional use** will not adversely affect the public and any specific requirements pertaining to the **conditional use** have been met by the petitioner. Further, that satisfactory provision and arrangement has been made for the matters identified in LDC section 10.08.00 D were applicable.
  - The Board of Zoning Appeals shall approve, by resolution, or deny a petition for a conditional use. The approval of a conditional use petition shall require 4 affirmative votes of the Board of Zoning Appeals.
  - If the Board of Zoning Appeals denies the conditional use, it shall state fully in its record its reason for doing so. Such reasons shall take into account the factors stated in section 10.08.00 D. above or those factors that may be applicable to the action of denial and the particular regulations relating to the specific conditional use requested, if any.
- G. Expiration and re-review.
  - 1. A **conditional use** shall expire 5 years from the date of approval, if by that date the use for which the **conditional use** was granted has not commenced.
  - 2. A **conditional use** shall expire 1 year following the discontinuance of the use for which the **conditional use** was granted unless the site was improved and/or **structures** built for the specific uses approved by a **conditional use** and which cannot be converted to a use permitted by the underlying zoning designation of the site.
  - 3. The Board of Zoning Appeals may grant one 2-year extension of an approved **conditional use** upon written request of the petitioner.
  - 4. If a **conditional use** permit is approved with stipulations or conditions, a re-review of the permit, stipulations, or conditions shall take place in accordance with the resolution approving the **conditional use** permit or by request of the **applicant**.
- H. Public facility dedication.
  - The Board of County Commissioners may, as a condition of approval of the conditional use, 1 require that suitable areas for streets, public rights-of-way, schools, parks, and other public facilities be set aside, improved, and/or dedicated for public use. Where impact fees are levied for certain public facilities, the market value of the land set aside for the public purpose shall be credited towards impact fees. Said credit shall be based on a negotiated amount no greater than the market value of the set aside land prior to the approval of the conditional use, as determined by an accredited appraiser from a list approved by Collier County. Said appraisal shall be submitted to the County Attorney's Office and the real property office within 90 days of the date of approval of the conditional use, or as otherwise extended in writing by Collier County, so as to establish the amount of any impact fee credits resulting from said dedication. Failure to provide said appraisal within this time frame shall authorize the County to determine the market value of the property. Impact fee credits shall only be effective after recordation of the document conveying the dedicated property to Collier County. Where the term Collier County is used in this section, it shall be construed to include the Collier County Water and Sewer District or other agency or dependent district of Collier County Government.
  - 2. Land set aside and/or to be improved as committed as part of the **conditional use** approval shall be deeded or dedicated to Collier County within 90 days of receipt of notification by the county that the property is needed for certain pending public improvements or as otherwise approved by the Board of County Commissioners during the **conditional use** process. In any case, however, the County shall take title to set aside property, at the latest, by a date certain established during, and conditioned on, the approval of the **conditional use**.

- 3. The land set aside and/or to be improved shall be made free and clear of all liens, encumbrances and improvements, at the developer's sole expense, except as otherwise approved by the Board. Failure to complete the dedication within the appropriate time frame noted above may result in a recommendation to the Board of reconsideration of approved **conditional use** and may result in a violation of the LDC pursuant to section 8.08.00.
- 4. Should said dedication of land also include agreed upon improvements, said improvements shall be completed and accepted by the Collier County Board of Commissioners at the **development** phase which has infrastructure improvements available to the **parcel** of land upon which said improvements are to be made, or at a specified time provided for within the resolution approving the **conditional use**.
- I. Conditional uses for school or religious purposes. A use which has been approved as part of a preliminary subdivision plat or a planned unit development for schools, religious or eleemosynary uses shall be exempt from the provisions of this section. Such uses must comply with the provisions of section 10.02.03, site development plan approval, as applicable, and all other zoning requirements.
- J. Changes and amendments. The County Manager or designee may approve minor changes in the location, siting, or height of **buildings**, **structures**, and improvements authorized by the **conditional use**. Additional uses or expansion of permitted uses not shown on the conceptual site **development plan** or otherwise specifically provided for in the **conditional use** application shall require the submission, review, and approval of a new **conditional use** application.

(Ord. No. 05-27, § 3.CCC; Ord. No. 06-07, § 3.Y; Ord. No. 12-38, § 3.LL; Ord. No. 13-56, § 3.VV)

### 2.03.01 - Agricultural Districts.

- Rural Agricultural District (A). The purpose and intent of the rural agricultural district (A) is to provide Α lands for agricultural, pastoral, and rural land uses by accommodating traditional agricultural, agricultural related activities and facilities, support facilities related to agricultural needs, and conservation uses. Uses that are generally considered compatible to agricultural uses that would not endanger or damage the agricultural, environmental, potable water, or wildlife resources of the County, are permissible as conditional uses in the A district. The A district corresponds to and implements the Agricultural/Rural land use designation on the future land use map of the Collier County GMP, and in some instances, may occur in the designated urban area. The maximum density permissible in the rural agricultural district within the urban mixed use district shall be guided, in part, by the **density** rating system contained in the future land use element of the GMP. The maximum density permissible or permitted in A district shall not exceed the density permissible under the density rating system. The maximum density permissible in the A district within the agricultural/rural district of the future land use element of the Collier County GMP shall be consistent with and not exceed the density permissible or permitted under the agricultural/rural district of the future land use element.
  - 1. The following subsections identify the uses that are permissible by right and the uses that are allowable as **accessory** or **conditional uses** in the rural agricultural district (A).
    - a. Permitted uses.

### 1. Single-family dwelling .

- Agricultural activities, including, but not limited to: Crop raising; horticulture; fruit and nut production; forestry; groves; nurseries; ranching; beekeeping; poultry and egg production; milk production; livestock raising, and **aquaculture** for native species subject to Florida Fish and Wildlife Conservation Commission permits.
  - i. The following permitted uses shall only be allowed on **parcels** 20 acres in size or greater:
    - a) dairying;
    - b) ranching;
    - c) poultry and egg production;
    - d) milk production;
    - e) livestock raising; and
    - f) animal breeding, raising, training, stabling or kenneling.
  - ii. On parcels less than 20 acres in size, individual property owners are not precluded from the keeping of the following for personal use and not in association with a commercial agricultural activity provided there are no open feed lots:
    - a) Fowl or poultry, not to exceed 25 in total number; and
    - b) Horses and livestock (except for hogs) not to exceed two such animals for each acre.
      - i. Notwithstanding the above, hog(s) may be kept for a 16 week period in preparation for showing and sale at the annual Collier County Fair and/or the Immokalee Livestock show. The following standards shall apply:
        - a) One hog per child enrolled in a 4-H Youth Development Program, Collier County Fair Program or similar program is permitted. In no case shall there be more than 2 hogs per acre.

- b) Premises shall be fenced and maintained in a clean, healthful, and sanitary condition.
- c) Premises or roofed structure used for the sheltering, feeding, or confinement of such animals shall be setback a minimum of 30 feet from lot lines and a minimum of 100 feet from any dwelling unit on an adjacent parcel of land.
- d) Hog(s) shall not be returned to the property once removed for showing and/or sale.
- 3. Wholesale reptile breeding and raising (non-venomous), subject to the following standards:
  - i. Minimum 20 acre **parcel** size;
  - ii. Any roofed structure used for the shelter and/or feeding of such reptiles shall be located a minimum of 100 feet from any **lot line**.
- 4. Wildlife management, plant and wildlife conservancies, wildlife refuges and sanctuaries.
- 5. Conservation uses.
- 6. **Oil and gas exploration** subject to state drilling permits and Collier County site **development plan** review procedures.
- 7. **Family care facilities**, subject to section 5.05.04.
- 8. Communications towers up to specified height, subject to section 5.05.09.
- 9. **Essential services**, as set forth in section 2.01.03.
- 10. Schools, public, including " Educational plants ."

#### b. Accessory uses.

- 1. Uses and **structures** that are accessory and incidental to the uses permitted as of right in the A district.
- 2. Farm labor housing, subject to section 5.05.03.
- 3. Retail sale of fresh, unprocessed **agricultural products**, grown primarily on the property and subject to a review of traffic circulation, parking, and safety concerns pursuant to the submission of a site improvement plan as provided for in section 10.02.03.
- 4. Packinghouse or similar agricultural processing of farm products produced on the property subject to the following restrictions:
  - i. Agricultural packing, processing or similar facilities shall be located on a major or minor arterial street, or shall have access to an arterial street by a public street that does not abut properties zoned RSF-1 thru RSF-6, RMF-6, RMF-12, RMF-16, RT, VR, MH, TTRVC and PUD or are residentially used.
  - ii. A buffer yard of not less than 150 feet in width shall be provided along each boundary of the site which abuts any residentially zoned or used property, and shall contain an Alternative B type buffer as defined within section 4.06.00. Such buffer and buffer yard shall be in lieu of front, side, or rear yards on that portion of the lot which abuts those districts and uses identified in subsection 2.03.01 A.1.b. 4. i. above.
  - iii. The facility shall emit no noxious, toxic, or corrosive dust, dirt, fumes, vapors, or gases which can cause damage to human health, to animals or vegetation, or to other forms of property beyond the **lot line** of the use creating the emission.

- iv. A site **development plan** shall be provided in accordance with section 10.02.03.
- 5. Excavation and related processing and production subject to the following criteria:
  - i. The activity is clearly incidental to the agricultural **development** of the property.
  - ii. The affected area is within a surface water management system for agricultural use as permitted by the South Florida Water Management District (SFWMD).
  - iii. The amount of excavated material removed from the site cannot exceed 4,000 cubic yards. Amounts in excess of 4,000 cubic yards shall require **conditional use** approval for earthmining, pursuant to the procedures and conditions set forth in LDC section 10.08.00 and the Administrative Code.
- 6. Guesthouses, subject to section 5.03.03.
- 7. Private **boathouses** and **docks** on lake, canal or waterway lots, subject to section 5.03.06.
- 8. Use of a **mobile home** as a temporary residence while a permanent **single-family dwelling** is being constructed, subject to the following:
  - i. Receipt of a temporary use permit from the Development Services Director, pursuant to section 5.04.04, that allows for use of a **mobile home** while a permanent **single-family dwelling** is being built;
  - ii. Assurance that the temporary use permit for the **mobile home** will expire at the same time of the **building** permit for the **single-family** dwelling, or upon the completion of the **single-family** dwelling, whichever comes first;
  - iii. Proof that prior to the issuance of a final certificate of occupancy for the **singlefamily** dwelling, the **mobile home** is removed from the premises; and
  - iv. The **mobile home** must be removed at the termination of the permitted period.
- 9. Use of a **mobile home** as a residence in conjunction with bona fide agricultural activities subject to the following:
  - i. The applicant shall submit a completed application to the site **development** review director, or his designee, for approval of a temporary use permit to utilize a **mobile home** as a residence in conjunction with a bona fide commercial agricultural activity as described in subsection 2.03.01 A.1.2. Included with this application shall be a conceptual plot plan of the subject property depicting the location of the proposed **mobile home**; the distance of the proposed **mobile home** to all property lines and existing or proposed **structures**; and, the location, acreage breakdown, type and any intended phasing plan for the bona fide agricultural activity.
  - ii. The receipt of any and all local, state, and federal permits required for the agricultural use and/or to place the **mobile home** on the subject site including, but not limited to, an agricultural clearing permit, **building** permit(s), ST permits, and the like.
  - iii. The use of the **mobile home** shall be permitted on a temporary basis only, not to exceed the duration of the bona fide commercial agricultural activity for which the **mobile home** is an **accessory use**. The initial temporary use permit may be issued for a maximum of three years, and may, upon submission of a written request accompanied by the applicable fee, be renewed annually thereafter provided that there is continuing operation of the bona fide commercial agricultural activities.
  - iv. The applicant utilizing, for the bona fide commercial agricultural activity, a tract of land a minimum of five acres in size. Any property lying within public road **rights-of-way** shall not be included in the minimum acreage calculations.

- v. A **mobile home**, for which a temporary use permit in conjunction with a bona fide commercial agricultural activity is requested, shall not be located closer than 100 feet from any county highway **right-of-way** line, 200 feet from any state highway **right-of-way**, or 500 feet from any federal highway **right-of-way** line.
- 10. Recreational facilities that serve as an integral part of a residential **development** and have been designated, reviewed and approved on a site **development plan** or **subdivision** master plan for that **development**. Recreational facilities may include but are not limited to golf course, clubhouse, community center **building** and tennis facilities, **parks**, playgrounds and playfields.
- c. *Conditional uses.* The following uses are permitted as conditional uses in the rural agricultural district (A), subject to the standards and procedures established in LDC section 10.08.00 and the Administrative Code.
  - 1. Extraction or earthmining, and related processing and production not incidental to the agricultural **development** of the property. NOTE: "Extraction related processing and production" is not related to "Oil extraction and related processing" as defined in this Code.
  - 2. Sawmills.
  - 3. Zoo, aquarium, aviary, botanical garden, or other similar uses.
  - 4. Hunting cabins.
  - 5. **Aquaculture** for nonnative or exotic species, subject to Florida Fish and Wildlife Conservation Commission permits.
  - 6. Wholesale reptile breeding or raising (venomous) subject to the following standards;
    - i. Minimum 20 acre **parcel** size.
    - ii. Any roofed structure used for the shelter and/or feeding of such reptiles shall be located at a minimum of 100 feet away from any **lot line**.

### 7. Churches .

- 8. Private landing strips for general aviation, subject to any relevant state and federal regulations.
- 9. Cemeteries.
- 10. Schools, private.
- 11. Child care centers and adult day care centers .
- 12. Collection and transfer sites for resource recovery.
- 13. Communication towers above specified height, subject to section 5.05.09.
- 14. Social and fraternal organizations.
- 15. Veterinary clinic.
- 16. Group care facilities (category I and II); care units ; nursing homes; assisted living facilities pursuant to § 400.402 F.S. and ch. 58A-5 F.A.C.; and continuing care retirement communities pursuant to § 651 F.S. and ch. 4-193 F.A.C., all subject to section 5.05.04 when located within the Urban Designated Area on the Future Land Use Map to the Collier County Growth Management Plan.
- 17. Golf courses and/or golf driving ranges.
- 18. Oil and gas field development and production subject to state field development permits.
- 19. Sports instructional schools and camps.