

# CITY OF OKEECHOBEE BOARD OF ADJUSTMENT MEETING 55 SOUTHEAST THIRD AVENUE, OKEECHOBEE, FL 34974 SEPTEMBER 15, 2022 LIST OF EXHIBITS

**Draft Minutes** Summary of Board Action May 19, 2022

**Staff Report/Exhibit 1** Special Exception Petition No. 22-002-SE



# CITY OF OKEECHOBEE, FLORIDA BOARD OF ADJUSTMENT MEETING MAY 19, 2022 DRAFT SUMMARY OF BOARD ACTION

#### I. CALL TO ORDER

Chairperson Hoover called the regular meeting of the Board of Adjustment for the City of Okeechobee to order on Thursday, May 19, 2022, at 6:03 P.M. in the City Council Chambers, located at 55 Southeast Third Avenue, Room 200, Okeechobee, Florida, followed by the Pledge of Allegiance.

#### II. ATTENDANCE

Roll was taken by Board Secretary Patty Burnette. Chairperson Dawn Hoover, Vice Chairperson Doug McCoy, Board Members Karyne Brass, Mac Jonassaint and Alternate Board Members Jim Shaw and David McAuley were present. Board Members Phil Baughman and Rick Chartier were absent with consent. Chairperson Hoover moved Alternate Board Members Shaw and McAuley to voting position.

#### III. AGENDA

- **A.** There were no items added, deferred, or withdrawn from the agenda.
- **B.** Motion by Board Member Brass, seconded by Board Member Jonassaint to approve the agenda as presented. **Motion Carried Unanimously.**
- **C.** There were no comment cards submitted for public participation.

#### IV. MINUTES

**A.** Motion by Board Member Brass, seconded by Vice Chairperson McCoy to dispense with the reading and approve the November 18, 2021, Board of Adjustment Regular Meeting minutes. **Motion Carried Unanimously**.

# V. CHAIRPERSON HOOVER OPENED THE QUASI-JUDICIAL PUBLIC HEARING AT 6:05 P.M.

- **A.** Special Exception Petition No. 22-001-SE requests to allow outdoor sales and storage, building trades contractor, in a Heavy Commercial Zoning District, (Ref. Code Sec. 90-283(5)) located at 800 Northwest (NW) Park Street and in the 100 block along NW 9<sup>th</sup> Avenue for the proposed use of outdoor display and sales of carports, sheds, and farm equipment
  - 1. Notary Public Patty Burnette administered an oath to Mr. Jason Ferrell, 1952 SW 53<sup>rd</sup> Street, Okeechobee, FL, and Mr. Ben Smith 2914 Cleveland Avenue, Ft. Myers FL who responded affirmatively.
  - 2. City Planning Consultant Smith with Morris-Depew Associates reviewed the Planning Staff Report recommending approval with conditions.
  - 3. Mr. Ferrell was present and responded to questions from the Board. He voiced concerns with losing "curb appeal" should it be required to screen the Northernmost parcel. He indicated posts were installed as an insurance requirement. Customer parking will be located on the Southernmost parcel. Regarding deliveries, drivers will be able to unload on the property and then drive straight through as opposed to unloading or backing out onto NW 8<sup>th</sup> Avenue. The smaller structure located on the Southernmost parcel will be demolished within the next few months. Sheds and carports will be displayed on the parcel to the North and a few lawn trailers will be displayed on the South parcel.
  - **4.** No public comments were offered.
  - **5.** No Ex-Parte disclosures were offered.
  - 6. Motion by Board Member Brass, seconded by Vice Chairperson McCoy to approve Special Exception Petition No. 22-001-SE as presented in [Exhibit 1 which includes the standards and findings for granting petitions per Code Section 70-373; and the Planning Consultant's analysis of the findings and recommendation for approval] with the following special conditions: goods and materials shall not be stored in required yards; [setbacks from the property lines for the Northern parcel are 20 feet from the West, 15 feet from the North, 15 feet from the East, and 10 feet from the South; setbacks from the property lines for the Southern parcel are 20 feet from the South, 15 feet from the East, 10 feet from the North, and 8 feet from the West];

DRAFT May 19, 2022, Board of Adjustment Meeting Page 1 of 2

#### QUASI-JUDICIAL PUBLIC HEARING ITEM A CONTINUED

deliveries shall be conducted during non-business hours and delivery vehicles shall park in the loading area identified in Exhibit A, contained within the Planning Staff Report, which has been incorporated into the official minute file; structures on display shall be installed to meet all requirements of the Florida Building Code and shall be permitted by the City of Okeechobee Building Department. **Motion Carried Unanimously**.

#### CHAIRPERSON HOOVER CLOSED THE QUASI-JUDICIAL PUBLIC HEARING AT 6:33 P.M.

**VI.** Chairperson Hoover adjourned the meeting at 6:33 P.M.

Submitted by:

Patty M. Burnette, Secretary

Please take notice and be advised that when a person decides to appeal any decision made by the Board of Adjustment with respect to any matter considered at this proceeding, he/she may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. General Services' media are for the sole purpose of backup for official records.

**22-002-SE**Special Exception Staff Report



Applicant | 608 Okeechobee, LLC
Address | 205 NE 6<sup>th</sup> Street



Prepared for The City of Okeechobee



# **General Information**

Owner: 608 Okeechobee, LLC Applicant: 608 Okeechobee, LLC

Primary Contact: Steven L. Dobbs (863)-634-0194

Site Address: 205 NE 6TH Street

Parcel Identification: 3-15-37-35-0010-00780-0070 and 3-15-37 -35-0010-00780-0090

Note: For the legal description of the project or other information relating this application, please refer to the application submittal package which is available by request at City Hall and is posted on the City's website prior to the advertised public meeting at: <a href="https://www.cityofokeechobee.com/agendas.html">https://www.cityofokeechobee.com/agendas.html</a>

# Future Land Use, Zoning, and Existing Use of Subject Property

Parcel Identification: 3-15-37-35-0010-00780-0070	Existing	Proposed
Future Land Use	Commercial	Commercial
Zoning	СРО	CLT
Use of Property	Vacant	Special Exception; Treatment Center Expansion
Acreage	0.321	0.321

Parcel #1: 3-15-37-35-0010-00780-0090	Existing	Proposed
Future Land Use	Single-Family Residential	Commercial
Zoning	RSF-1	CLT
Use of Property	Single Family Residence	Special Exception; Treatment Center Expansion
Acreage	0.321	0.321



## Future Land Use, Zoning, and Existing Use of Surrounding Properties

	Future Land Use	Zoning	Existing Use
North	Commercial	CLT	Treatment Services
East	Single Family Residential	RSF-1	Residential
South	Multi-Family Residential & Commercial	CLT; RMF	Retail and Duplex
West	Commercial	CHV	Vacant

# Description of Request and Existing Conditions

The request for consideration by the City of Okeechobee Board of Adjustment is a Special Exception for the expansion of a Drug and Alcohol Treatment Center. The request involves two abutting parcels. The request is for two parcels, totaling 0.644 acres, with frontage on NE 2nd Avenue to the west and NE 6th Street to the south. The Applicant is proposing a special exception to allow for expansion of an existing alcohol and drug rehabilitation center/detox center that abuts the subject property to the north. The rehab facility will have 36 beds and a maximum of 15 employees per shift working on a rotating basis seven days a week. If the special exception application is approved, the property may be developed according to standards of the Comprehensive Plan and the Land Development Code, specifically those that pertain to the CLT district.

# Consistency with LDC Section 70-373

City LDC Section 70-373(b) requires that applicants for special exception requests must address the following standards. The applicant has submitted responses to each standard, which are provided unedited below. Staff comments are also provided in response to the standards and the applicant's responses.

(1) Demonstrate that the proposed location and site is appropriate for the use.

Applicant Response: The site is one block from 441 N, north of NE 6<sup>th</sup> Street. The site has good access from the south and west, this site is appropriate for the proposed use. However, since the use is going to be the south half of the lot and the access is planned off of NE 6<sup>th</sup> Street this project will have very little impact to adjoining property owners to the west, east and north.

Staff Comments: The proposed treatment center is an expansion of an existing treatment center to the north of the subject property. Commercial uses exist to the west and residential dwellings



exist to the south and east of the subject property. The site is within the area that is generally recognized as the US-441 commercial corridor which is intended for uses consistent with the Commercial future land use category.

(2) Demonstrate how the site and proposed buildings have been designed so they are compatible with the adjacent uses and the neighborhood.

Applicant Response: The proposed building show on the site plan on the proposed lot works within the criteria for this zoning district, so no special design effort is required.

Staff Comments: The proposed site plan demonstrates compliance with the required setbacks and minimum landscape standards. Through this request, the applicant is proposing to expand the existing use of the property to the north, which has not experienced any compatibility issues that staff is aware of. The Applicant is also proposing a perimeter fence around the existing facility as well as the subject property, which staff is recommending as a condition of approval. Additional design considerations will be contemplated when the full site plan is reviewed by the City's Technical Review Committee.

(3) Demonstrate any landscaping techniques to visually screen the use from adjacent uses.

Applicant Response: Visual screening will not be required for this facility as most of the activities are inside the facility and anything outside is monitored and supervised to alleviate any potential problems from adjacent landowners.

Staff Comments: Landscape perimeter buffering is proposed on the site plan and will be required per City Code at the time of site plan review. As an additionally assurance of compatibility, staff is recommending that an enhanced landscape buffer width be required as a condition of approval of this special exception request on the east side of the property to allow for both the landscaping and required fencing to be successfully implemented in order to provide addition buffering.

(4) Demonstrate what is proposed to reduce the impact of any potential hazards, problems or public nuisance generated by the use.

Applicant Response: As mentioned previously, most activities are inside the facility and any other outdoor activities will occur during daylight hours so as to limit exposure from hazards or public nuisance.

Staff Comments: The Okeechobee Police department informed staff that there have been no formal complaints from area residents regarding the existing facility to the north of this site. If deemed necessary, additional screening, or conditions on the operations may be required by the Board as a condition of approval of this request. Several such conditions are proposed by staff below.



(5) Demonstrate how the utilities and other service requirements of the use can be met.

Applicant Response: There are existing water and sewer service to the site as well as power, so there are no utility or service requirements that cannot be met currently.

Staff Comments: As part of the Applicant's previous request to amend the future land use of the subject property, letters of availability from OUA were provided which indicate that service is available in the area and there is adequate capacity to serve the project. It has also been demonstrated the traffic generation of this site will not have a significant impact on the local roadways or US-441.

(6) Demonstrate how the impact of traffic generated will be handled, off site and on site.

Applicant Response: Traffic will enter and leave from the south off NE 6<sup>th</sup> Street. There is a parking lot onsite sufficient for the proposed parking requirements of the facility, so no backup onto the street is anticipated.

Staff Comments: The Applicant provided a traffic analysis that estimates 85 total daily trips generated with 8 PM peak hour trips with 3 being in and 5 being out, which is not expected to create a burden on surrounding roadways. Additionally, the submitted description of the proposed operations of the site state that patients of the facility will not be permitted to drive to the facility or store vehicles on the premises, which staff is recommending as a condition of approval. Staff is also recommending that the total number of parking spaces should provide for the maximum number of employees per shift (15), and an additional two spots shall be provided for visitors/drop offs, for total of 17 spaces.

City LDC Section 70-373(c) provides a list of findings that the Board of Adjustment must address in its determination to approve the request, deny the request, or approve the request with conditions. The applicant has submitted responses to each finding, which are provided un-edited below. Staff comments are also provided in response to the findings and the applicant's responses.

(1) The use is not contrary to comprehensive plan requirements.

Applicant Response: This parcel is zoned Light Commercial and has a Future Land Use of Commercial and this special exception request is in the Light Commercial Zoning, Section 90-253. This facility is not contrary to the Comprehensive Plan.

Staff Comments: The Okeechobee Comprehensive Plan does not contain any policies which would prohibit the requested use. Group homes and related commercial activities are listed as permissible uses within the Commercial Future Land Use Category, in which the project is located. Staff finds that the proposed use is consistent with the Commercial Future Land Use Category, as defined within the Comprehensive Plan.



(2) The use is specifically authorized as a special exception use in the zoning district.

Applicant Response: In Section 90-253 – Special Exception Uses under Light Commercial #21 specifically allows Alcohol and Drug Rehabilitation/Detox Center. The use is authorized.

Staff Comments: Staff agrees with the Applicant that *Alcohol and Drug Rehabilitation/Detox Center* is an allowed special exception use within the Light Commercial zoning district.

(3) The use will not have an adverse effect on the public interest.

Applicant Response: With the existing facility to the north being here since 2015, there have been no issues with the facility within the local area or the City.

Staff Comments: The Okeechobee Police department informed staff that there have been no formal complaints from area residents regarding the existing facility to the north of this site. Based on the historical operation of the existing facility, it is not expected that expansion of this use to the subject property will create any disturbance or adverse effects.

(4) The use is appropriate for the location proposed, is reasonably compatible with adjacent uses, and is not detrimental to urbanizing land use patterns.

Applicant Response: This use is within the City's commercial corridor with a similar use to the north, so compatibility is established, and the east parcel was previously used as a single-family home, so this is in accord with the urbanizing land use patter of land being more heavily used closer to arterial roads.

Staff Comments: As previously mentioned, the requested use is an expansion of an existing use to the north of the subject property. Staff finds that the subject site and location is reasonably appropriate for the proposed use and will not be detrimental to urbanizing land use patterns.

(5) The use will not adversely affect property values or living conditions, nor be a deterrent to the improvement or development of adjacent property.

Applicant Response: No, the property to the north has been in service since 2015. The surrounding properties are mostly developed, so there should be no deterrent to the development of adjacent properties.

Staff Comments: The property to the north, south, east, and west of the project area are already developed. The subject property is adjacent to residential uses to the south and the east. Landscape buffering will be required per City Code and the Applicant is proposing a perimeter fence, both of which will help to mitigate any negative impacts to the adjacent residential uses. The requested use is an expansion of a rehabilitation center north of the subject property. Therefore, there is no indication that the requested use will adversely affect property values or living conditions, nor be a deterrent to the improvement or development of adjacent property.



(6) The use may be required to be screened from surrounding uses, to reduce the impact of any nuisance or hazard to adjacent uses.

Applicant Response: Most of the services in this facility will take place inside the facility, anything outside the facility is supervised and regulated so as to control any interaction with local residents and businesses. There should nothing onsite that would require additional screening above the required landscaping.

Staff Comments: Landscape perimeter buffering will be required per City Code and the applicant is proposing a perimeter fence, which staff is recommending as a condition of approval. In addition, A five-foot (5') minimum enhanced landscape buffer along east property line, which will also accommodate the proposed fencing and a hedge, is recommended as a condition of approval.

(7) The use will not create a density pattern that would overburden public facilities such as schools, streets, and utility services.

Applicant Response: The results indicate the proposed 36 bed Facility using Nursing Home since it is the most similar use (ITE code 620) generates 85 total daily trips with 8 PM peak hour trips with 3 being in and 5 being out.

Staff Comments: The proposed use will not generate any demand on the local school system. A description of the proposed operations from the applicant states that patients will not drive themselves to the facility. Staff is recommending a condition of approval that patients will not be permitted to park on-site overnight. Demand for utilities should not have a significant impact on the OUA's capacity and will be less than what was previously calculated as part of the associated future land use map amendment and rezoning.

(8) The use will not create traffic congestion, flooding or drainage problems, or otherwise affect public safety.

Applicant Response: As discussed above, the traffic will be of no concern while the development will require a drainage system that will limit the peak discharge, so traffic congestion or flood should not be an issue with this site.

Staff Comments: The site has good access proximate to US-441 and the traffic generation associated with employees and with patient drop-offs will not be an amount of any significance that would overburden local roadways.



#### Recommendation

Based on the materials and statements provided by the applicant and the foregoing analysis, we recommend approval of this special exception request subject to the following conditions:

- 1. The submitted Special Exception may not take effect until the concurrently proposed rezoning and comprehensive plan amendment have been approved by the City Council.
- 2. Outdoor cigarette disposal receptacles shall be provided on-site.
- No patient shall be admitted to the rehabilitation facility unless dropped off by a friend or relative and that no vehicle in any way associated with the patient or person dropping off the patient be left at the facility overnight.
- 4. A perimeter fence shall be required surrounding both the existing rehabilitation facility and the subject site.
- 5. An enhanced landscape buffer 5 feet wide shall be required along east property line which will also accommodate the proposed fencing and a hedge.
- 6. Alley abandonment shall be approved, or an alley use agreement shall be executed to accommodate a sidewalk between the subject property and the abutting existing facility to the north and to accommodate perimeter fencing around both sites.
- 7. Fifteen (15) parking spaces for employees and two (2) for visitors, to total seventeen (17) spaces, shall be provided on the subject property.
- 8. The site plan should provide an appropriate location for a dumpster enclosure.

Submitted by:

Ben Smith, AICP

**Director of Planning** 

September 7, 2022

Okeechobee Board of Adjustment Hearing: September 15, 2022



# Supplemental Exhibits

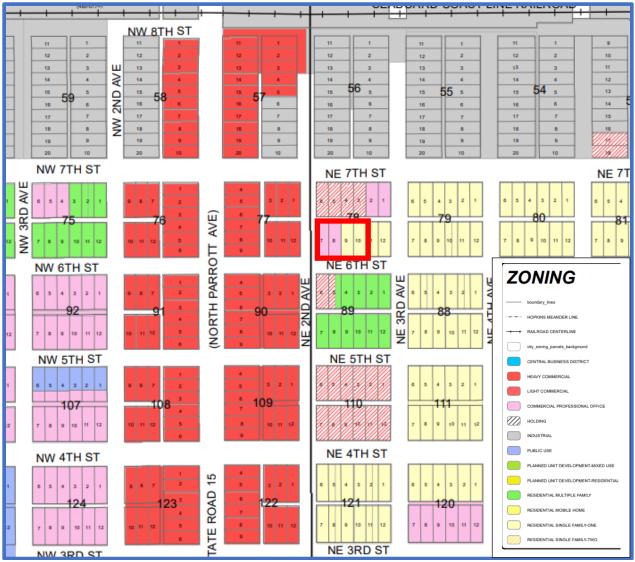


Exhibit A: Zoning Map

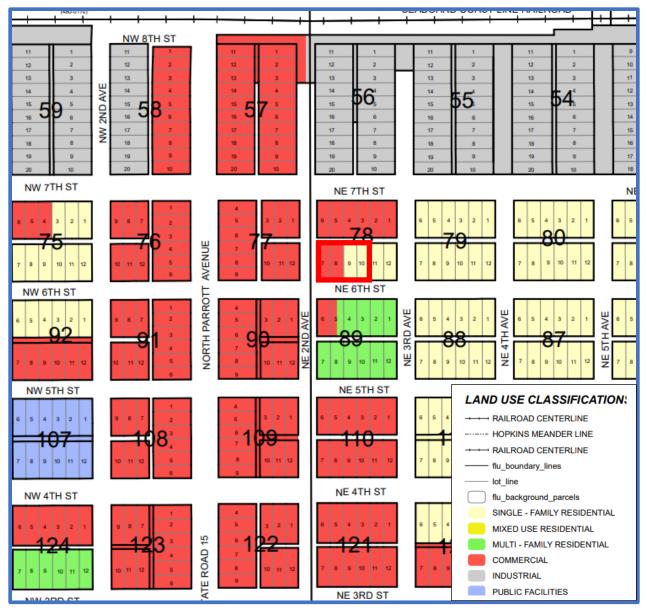


Exhibit B: Future Land Use Map



Exhibit C: Existing Land Use Map

Is there a use on the property that is or was in violation of a city or county ordinance? If so, describe:  No  Is a pending sale of the property subject to this application being granted?  Describe uses on adjoining property to the North: North: Rehabilitation Facility South: Multi-Family/Commercial  Existing zoning: Light Commercial  Future Land Use classification: Commercial  Have there been any prior rezoning, special exception, variance, or site plan approvals on the		of Okeechobee	Date: 8-2-22	Petition No. 22-002-SE
Discerbe current use of property: The eastern portion of the lot is being used as a single family home and the west lot is vacant.  Describe current use of property (number/ftype buildings, dwelling units, occupied or vacant, etc. There is a single family home on the east side of the property  Source of potable water:  Olay Approx. acreage:  Olay Bord Application Dates: Notices Mailed:  Publication Dates: Notes Mailed:  Publication Dates: Notes Mailed:  Publication Dates: Notes Mailed:  Publication Dates: Notes Mailed: Notes Mailed: Note	Gen	neral Services Department		New Y 1
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July 2022 - Comp Plan 22-043-55A - Commercial, July 2022 - Rezoning 22-005-R - Light Commercial	15			
6 Request is for: ( ) Rezone (X ) Special Exception ( ) Variance	46			
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7 Parcel Identification Number: 3-15-37-35-0010-00780-0090 and 3-15-37-35-0010-00780-0070	17	Parcel Identification Number: 3-13	o-37-30-0010-00780-0090 al	110 3-13-37-33-00 10-00700-0070
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122-005-SSA SF-C.

		REQUIRED ATTACHMENTS							
V	18	Applicant's statement of interest in property: Owner							
	19	Non-refundable application fee: Rezoning: \$850 plus \$30/acre; Special Exception: \$500 plus \$30/acre; Variance: \$500  Note: Resolution No. 98-11 Schedule of Land Development Regulation Fees and Charges B When the cost for advertising publishing and mailing notices of public hearings exceeds the established fee, or when a professional consultant is hired to advise the city on the application, the applicant shall pay the actual costs.							
	20	Last recorded warranty deed: 4/4/2022 and 6/3/2022							
Ala	21	Notarized letter of consent from property owner (if applicant is different from property owner)							
/	22	Three (3) <b>CERTIFIED BOUNDARY</b> surveys of the property (one no larger than 11x17; scale not less than one inch to 20 feet; North point) containing:  a. Date of survey, surveyor's name, address and phone number							
		b. Legal description of property pertaining to the application							
		c. Computation of total acreage to nearest tenth of an acre d. Location sketch of subject property, and surrounding area within one-half mile radius							
1	23	List of surrounding property owners with addresses and location sketch of the subject property. See the Information Request Form from the Okeechobee Property Appraiser's Office (attached)							
/	24	Affidavit attesting to completeness and correctness of the list (attached)							
V	25	Completed specific application and checklist sheet for each request checked in line 15							

### **Confirmation of Information Accuracy**

I hereby certify that the information in this application is correct. The information included in this application is for use by the City of Okeechobee in processing my request. False or misleading information may be punishable by a fine of up to \$500.00 and imprisonment of up to 30 days and may result in the denial of this application.

Signature	Printed Name	Date
(Allan	James Caprio	8/1/22
1 67/69		

For questions relating to this application packet, call General Services Dept. at (863)-763-3372, Ext. 9820



Department of State / Division of Corporations / Search Records / Search by Entity Name /

# **Detail by Entity Name**

Florida Limited Liability Company

608 OKEECHOBEE, LLC

**Filing Information** 

**Document Number** 

L21000524521

**FEI/EIN Number** 

87-4000290

**Date Filed** 

12/14/2021

State

FL

**Status** 

**ACTIVE** 

**Principal Address** 

2300 WESTON ROAD, SUITE 202

WESTON, FL 33326

**Mailing Address** 

2300 WESTON ROAD, SUITE 202

WESTON, FL 33326

#### Registered Agent Name & Address

ASSOCIATED CORPORATE SERVICES, LLC 6111 BROKEN SOUND PARKWAY NW, SUITE 200 **BOCA RATON, FL 33487** 

**Authorized Person(s) Detail** 

Name & Address

Title MGR

#### **JAMES CAPRIO**

2300 WESTON ROAD, SUITE 202 WESTON, FL 33326

#### **Annual Reports**

**Report Year** 

**Filed Date** 

2022

01/25/2022

#### **Document Images**

01/25/2022 -- ANNUAL REPORT

View image in PDF format

12/14/2021 -- Florida Limited Liability

View image in PDF format

Tuesday, August 9, 2022

To whom it may concern:

608 Okeechobee, LLC, a Florida limited liability company, has submitted a request for a special exception on parcel numbers: 3-15-37-35-0010-00780-0070 and 3-15-37-35-0010-00780-0090, we also have a comprehensive plan amendment to commercial on parcel 3-15-37-35-0010-00780-0090 and rezoning on both parcels to Light Commercial that has been recommended for approval to the City Council by the Planning Board. The special exception we have submitted for an Alcohol and drug rehabilitation center/detox center is allowable in Light Commercial and will not take effect until the rezoning and Comprehensive plan has been approved by the City Council.

James Caprio

Manager

608 Okeechobee, LLC,

a Florida limited liability company

	ADDITIONAL INFORMATION REQUIRED FOR A SPECIAL EXCEPTION
	Describe the Special Exception sought: In Light Commercial Zoning Sec. 90-251, (21)Alcohol and drug rehabilitation center/detox center.
A	90-253(a1)
В	Are there similar uses in the area? No () (X) Yes If yes, briefly describe them:  There is an existing facility to the north that is owned by the applicant. This project will be an expansion of that existing facility.
С	If a business, briefly describe the nature of the business, number of employees, hours of operation, and any activities to be conducted outside of a building:  This project will expand the existing facility to the north and employ approximately 25 people on a rotating basis for a 24/7 rehab operation. Not activities will be conducted outside the building.
D	Attach a Traffic Impact Study prepared by a professional transportation planner or transportation engineer, if the special exception or proposed use will generate 100 or more peak hour vehicle trip ends using the trip generation factors for the most similar use as contained in the Institute of Transportation Engineers most recent edition of Trip Generation. The TIA must identify the number of net new external trips, pass-bay calculations, internal capture calculations, a.m. and p.m. peak hour trips, and level of service on all adjacent roadway links with and without the project.
Е	Responses addressing the standards and required findings for a special exception as described below. Attach additional sheets as necessary.

#### STANDARDS FOR GRANTING A SPECIAL EXCEPTION [Sec. 70-373(b), LDR page CD70:19]

Applicants are required by Sec. 70-373(b) to address the following issues in his/her presentation before the Board of Adjustment. Staff strongly recommends that the Applicant include, in his/her application, materials that address each of these issues in order to allow Staff and the Board of Adjustment sufficient time to adequately consider the Applicant's request.

- 1. Demonstrate that the proposed location and site are appropriate for the use.
- 2. Demonstrate how the site and proposed buildings have been designed so they are compatible with the adjacent uses and the neighborhood, or explain why no specific design efforts are needed.
- 3. Demonstrate any landscaping techniques to visually screen the use from adjacent uses; or explain why no visual screening is necessary.
- 4. Demonstrate what is proposed to reduce the impact of any potential hazards, problems or public nuisance generated by the use; or explain how the nature of the use creates no such potential problems.
- 5. Demonstrate how the utilities and other service requirements of the use can be met.
- 6. Demonstrate how the impact of traffic generated will be handled, off site and on site.

(Rev 4/2020) Page 8 of 11

#### FINDINGS REQUIRED FOR GRANTING A SPECIAL EXCEPTION [Sec. 70-373(c), LDR pages 19 & 20]

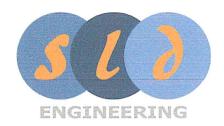
It is the Applicant's responsibility to convince the Board of Adjustment that approval of the proposed special exception is justified. Specifically, the Applicant should provide in his/her application and presentation sufficient explanation and documentation to convince the Board of Adjustment to find that:

- 1. The use is not contrary to the Comprehensive Plan requirements.
- 2. The use is specifically authorized as a special exception use in the zoning district.
- 3. The use will not have an adverse effect on the public interest.
- 4. The use is appropriate for the proposed location, is reasonably compatible with adjacent uses and is not detrimental to urbanizing land use patterns.
- 5. The use will not adversely affect property values or living conditions, nor be a deterrent to the development of adjacent property.
- 6. The use may be required to be screened from surrounding uses to reduce the impact of any nuisance or hazard to adjacent uses.
- 7. The use will not create a density pattern that will overburden public facilities such as schools, streets, and utility services.
- 8. The use will not create traffic congestion, flooding or drainage problems, or otherwise affect public safety.

The City staff will, in the Staff Report, address the request and evaluate it and the Applicant's submission in light of the above standards and required findings and offer a recommendation for approval or denial.

NOTE: AN APPROVAL OF A SPECIAL EXCEPTION EXPIRES IF A BUILDING PERMIT APPLICATION HAS NOT BEEN SUBMITTED WITHIN TWO YEARS OF THE APPROVAL [Sec. 70-348(4)]

(Rev 4/2020) Page 9 of 11



August 1, 2022

City of Okeechobee 55 SE 3<sup>rd</sup> Avenue Okeechobee, FL 34974

608 Okeechobee, LLC - City of Okeechobee, Alcohol and drug rehabilitation center/detox center Special Exception

#### Standards for granting a special exception:

1. Demonstrate that the proposed location and site are appropriate for the use.

The site is one block from 441N, north of NE  $6^{th}$  Street. The site has good access from the south and west this site is appropriate for the proposed use. However, since the use is going to be the south half of the lot and the access is planned off of NE  $6^{th}$  Street this project will have very little impact to adjoining property owners to the west, east and north.

2. Demonstrate how the site and proposed buildings have been designed so they are compatible with the adjacent uses and the neighborhood or explain why no specific design efforts are needed.

The proposed building shown on the site plan on the proposed lot works within the criteria for this zoning district, so no special design effort is required.

3. Demonstrate any landscaping techniques to visually screen the use from adjacent uses; or explain why no visual screening is necessary.

Visual screening will not be required for this facility as most of the activities are inside the facility and anything outside is monitored and supervised to alleviate any potential problems from adjacent landowners.

4. Demonstrate what is proposed to reduce the impact of any potential hazards, problems or public nuisance generated by the use; or explain how the nature of the use creates no such potential problems.

As mentioned previously, most activities are inside the facility and any other outdoor activities will occur during daylight hours so as to limit exposure from hazards or public nuisance.

5. Demonstrate how the utilities and other service requirements of the use can be met.

There are existing water and sewer service to the site as well as power, so there are no utility or service requirements that cannot be met currently.

6. Demonstrate how the impact of traffic generated will be handled, off site and on site.

Traffic will enter and leave from the south off NE 6<sup>th</sup> Avenue. There is a parking lot onsite sufficient for the proposed parking requirements of the facility, so no backup onto the street is anticipated.

#### Findings required for granting a special exception:

1. The use is not contrary to the Comprehensive Plan requirements.

This parcel is zoned Light Commercial and has a Future Land Use of Commercial and this special exception request is in the Light Commercial Zoning, Section 90-253. This facility is not contrary to the Comprehensive Plan.

2. The use is specifically authorized as a special exception use in the zoning district.

In Section 90-253 – Special Exception Uses under Light commercial #21 specifically allows Alcohol and drug rehabilitation/detox center. The use is authorized.

3. The use will not have an adverse effect on the public interest.

With the existing facility to the north being here since 2015, there have been no issues with the facility within the local area or the City.

**4.** The use is appropriate for the proposed location, is reasonably compatible with adjacent uses and is not detrimental to urbanizing land use patterns.

This use is within the City's commercial corridor with a similar use to the north, so compatibility is established, and the east parcel was previously used as a single-family home, so this is in accord with the urbanizing land use patter of land being more heavily used closer to arterial roads.

5. The use will not adversely affect property values or living conditions, nor be a deterrent to the development of adjacent property.

No, the property to the north has been in service since 2015. The surrounding properties are mostly developed, so there should be no deterrent to the development of adjacent properties.

6. The use may be required to be screened from the surrounding uses to reduce the impact of any nuisance or hazard to adjacent uses.

Most of the services in this facility will take place inside the facility, anything outside the facility is supervised and regulated so as control any interaction with local residents and businesses. There should be nothing onsite that would require additional screening above the required landscaping.

7. The use will not create a density pattern that will overburden public facilities such as schools, streets, and utility services.

This facility will have no one in the school system and while the traffic will increase from a daily total of approximately 10 from the single family residence to approximately 71 total daily trips, the peak trips are estimated at 7, which is well below the local street capacity.

8. The use will not create traffic congestion, flooding or drainage problems, or otherwise affect public safety.

As discussed above, the traffic will be of no concern while the development will require a drainage system that will limit the peak discharge, so traffic congestion or flood should not be an issue with this site.

Sincerely,

Steven L. Dobbs, P. E.

President

Prepared by and return to:
Daniel A. Kaskel, Esq.
Sachs Sax Caplan, P.L.
6111 Broken Sound Parkway NW, Suite 200
Boca Raton, Florida 33487
(561) 994-4499

#### SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED is made as of the 3<sup>rd</sup> day of June, 2022, by and between MARIA ESPINOZA HERNANDEZ a/k/a MARIA ESPINOZA, a single woman, NOE GARCIA ESPINOZA, a married man, and MIGUEL GARCIA ESPINOZA, a single man, whose post office address is 6675 NE 2<sup>rd</sup> Street, Okeechobee, Florida 34972 (the "Grantor"), and 608 OKEECHOBEE, LLC, a Florida limited liability company, whose post office address is 2300 Weston Road, Suite 202, Weston, Florida 33326 (the "Grantee").

(Whenever used herein the terms "Grantor" and "Grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

#### WITNESSETH:

**THAT GRANTOR**, for and in consideration of the sum of Ten and 00/100 dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, by these presents does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto Grantee, its successors and assigns forever, the following described property located in **Okeechobee County**, Florida (the "Property"), to-wit:

Lots 9 and 10, Block 78, City of Okeechobee, according to the map or plat thereof, as recorded in Plat Book 5, Page 5, of the Public Records of Okeechobee County, Florida.

Parcel Identification Number: 3-15-37-35-0010-00780-0090

TOGETHER WITH all the tenements, hereditaments, easements and appurtenances thereto belonging or in anywise appertaining;

**SUBJECT TO** covenants, conditions and restrictions and reservations of record, if any, without any intent of reimposing same. Subject to taxes subsequent to December 31, 2021.

The property described herein is not now the primary residence/homestead of Noe Garcia Espinoza or his spouse or dependent child, if any. Further, the property is not contiguous to such person's homestead which is located at 5884 NE 3<sup>rd</sup> Lane, Okeechobee, Florida 34974.

To Have and to Hold, the same in fee simple forever.

AND the Grantor hereby covenants with Grantee that Grantor is lawfully seized of the Property in fee simple, that it has good right and lawful authority to sell and convey said Property; that it hereby specially warrants the title to said land subject to the Permitted Exceptions and will defend the same against the lawful claims of all persons claiming by, through and under Grantor subject to the Permitted Exceptions, but against none other.

IN WITNESS WHEREOF, Grantor has executed under seal this Special Warranty Deed on the day and year first written above. Signed, sealed and delivered in the presence of: Witnesses **GRANTOR:** COUNTY OF OKEECHOBEE STATE OF FLORIDA THE FOREGOING INSTRUMENT was, executed, acknowledged, and delivered before me by means of physical presence or online notarization, this 310 day of June, 2022, by MARIA ESPINOZA HERNANDEZ a/k/a MARIA ESPINOZA. She: is personally known to me OR produced a Florida driver's license as identification OR produced Maxico ID as identification. Seal My commission expires:

[CONTINUNED ON THE FOLLOWING PAGE]

Signed, sealed and delivered in the presence of: Witnesses:	GRANTOR:
Print Name: Douglas Green  Stewn J. Olf  Print Name: Steven L. Dobbs	Noe Garcia Estinoza Noe Garcia Espinoza
COUNTY OF OKEECHOBEE STATE OF FLORIDA  THE FOREGOING INSTRUMENT was, exe	cuted, acknowledged, and delivered before me by notarization, this <b>2</b> 00 day of June, 2022, by <b>NOE</b>
GARCIA ESPINOZA. He:  ☐ is personally known to me OR ☐ produced a Florida driver's license a ☐ produced ☐ produced ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	as identification OR as identification.
Seal  STEVEN L. DOBBS  OMMISSION #HH49765  ES October 01, 2024	Notary Public Print Name: Steven L. Dobbs My commission expires: 101, 7024
STEVEN L. DOBBS MY COMMISSION # HH49765 EXPIRES: October 01, 2024	

[CONTINUED ON THE FOLLOWING PAGE]

Signed, sealed and delivered	
in the presence of: Witnesses:	GRANTOR:
Doc I	_
Print Name: Douglas Gree	eη
Steen S. ald	Migus Garca
Print Name: Steven L. Dobbs	Miguel <i>G</i> arcia Espinoza —
COUNTY OF OKEECHOBEE STATE OF FLORIDA	
THE FOREGOING INSTRUMENT was, e means of physical presence or on MIGUEL GARCIA ESPINOZA. He:	xecuted, acknowledged, and delivered before me by line notarization, this <b>3rd</b> day of June, 2022, by
is personally known to me OR produced a Florida driver's licens produced Meyw I	se as identification OR as identification.
Seal	Store = all
STEVEN L. DOBBS	Notary Public 1 + even L. Dobbs
EXPIRES: October 01, 2024	My commission expires: 18/1/224

Prepared by and return to:
Nicole J. Huesmann
Attorney at Law
Nicole J. Huesmann, P.A.
150 Alhambra Circle Suite 1150
Coral Gables, FL 33134
305-858-0220
File Number: C2022-07
Will Call No.:

[Space Above This Line For Recording Data]

# **Special Warranty Deed**

This Special Warranty Deed made this day of April, 2022 between Muhammad K. Syed, a married man whose post office address is 510 N Parrott Ave, Okeechobee, FL 34974, grantor, and 608 Okeechobee, LLC, a Florida limited liability company whose post office address is 2300 Weston Road, Suite 202, Weston, FL 33326, grantee:

(Whenever used herein the terms grantor and grantee include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Okeechobee County, Florida, to-wit:

Lots 7 & 8, Block 78, City of Okeechobee, according to the plat thereof as recorded in Plat Book 5, Page 5, Public Records of Okeechobee County, Florida.

Parcel Identification Number: 31537350010007800070

Subject to taxes for 2022 and subsequent years; covenants, conditions, restrictions, easements, reservations and limitations of record, if any.

Grantor warrants that at the time of this conveyance, the subject property is not the Grantor's homestead within the meaning set forth in the constitution of the state of Florida, nor is it contiguous to or a part of homestead property. Grantor's residence and homestead address is: 8432 Ironhorse Court, West Palm Beach, FL 33412.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons claiming by, through or under grantors.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Witness Name: ERIA 30

Witness Name: Hannah Sims

Muhammad K Syepi

State of Florida

County of Okeeclobel

The foregoing instrument was acknowledged before me by means of [X] physical presence or [] online notarization, this day of April, 2022 by Muhammad K Syed, who [] is personally known or [X] has produced a driver's license as identification.

[Notary Seal]

Notary Public State of Florida Christine D Tarvin My Commission GG 339485 Expires 08/12/2023 Notary Public

Printed Name: Christine Tarvin

My Commission Expires: 08/12/2023

# BOUNDARY SURVEY

LOCATED IN SECTION 15; TOWNSHIP 37 SOUTH; RANGE 35 EAST



#### LEGEND:

C/L CENTERLINE

R/W RIGHT-OF-WAY

ID IDENTIFICATION

O.R.B. OFFICIAL RECORD BOOK

PG. PAGE

P.B. PLAT BOOK

(C) CALCULATED

(P) PLAT

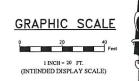
FND FOUND

OHU OVERHEAD UTILITY LINE

UTILITY POLE

IT TELEPHONE PEDESTAL

WELL



# LEGAL DESCRIPTION:

MAILBOX SEVER VALVE WATER VALVE WATER METER FIRE HYDRANT

LOTS 7 THROUGH 10, BLOCK 78, OKEECHOBEE ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 5, PAGE 5, PUBLIC RECORDS OF OKEECHOBEE COUNTY, FLORIDA.

#### SURVEYOR'S NOTES:

- 1. THE SURVEY DATE IS MARCH 16, 2022.
- 2. THIS IS A BOUNDARY SURVEY, AS DEFINED IN CHAPTER 5J-17.050(11) OF THE FLORIDA ADMINISTRATIVE CODE.
- 3. THIS SURVEY MAP AND REPORT OR THE COPIES THEREOF ARE NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- 4. ADDITIONS OR DELETIONS TO SURVEY MAPS OR REPORTS BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.
- 5. BEARINGS SHOWN HEREON ARE BASED ON GRID NORTH, AND ARE REFERENCED TO THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NORTH AMERICAN DATUM OF 1983, 2011 ADJUSTMENT. THE BEARING BASE FOR THIS SURVEY IS THE SOUTH RIGHT-OF-WAY LINE OF NORTHEAST 7TH STREET, SAID LINE BEARS S 89°48'29" W AND ALL OTHER BEARINGS ARE RELATIVE THERETO.
- 6. THE COORDINATE SYSTEM UTILIZED HEREON IS REFERENCED TO THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NORTH AMERICAN DATUM OF 1983, 2011 ADJUSTMENT (NAD\$3/2011), AS ESTABLISHED USING REAL-TIME KINEMATIC GLOBAL POSITIONING SYSTEM (RIK OFS) SURVEY METHOLDS. THE OFFICE OFFIC
- 7. THIS SURVEY DOES NOT HAVE THE BENEFIT OF A CURRENT TITLE COMMITMENT, OPINION, OR ABSTRACT. DURING THE COURSE OF THE SURVEY SOME SEARCHES OF THE PUBLIC RECORDS WERE MADE, BUT THESE SEARCHES WERE NOT EXHAUSTIVE AND SHOULD NOT BE CONSIDERED A SUBSTITUTE FOR A PROPER TITLE COMMITMENT, OPINION, OR ABSTRACT OBTAINED FROM A TITLE AGENCY OR OTHER TITLE PROFESSIONAL.
- THIS SURVEY DELINEATES THE LOCATIONS OF THE LEGAL DESCRIPTIONS ON THE GROUND, BUT DOES NOT DETERMINE OWNERSHIP OR PROPERTY RIGHTS.
- 9. UNDERGROUND IMPROVEMENTS, IF ANY, WERE NOT LOCATED EXCEPT AS SHOWN.
- 10. INTERIOR IMPROVEMENTS WERE NOT LOCATED EXCEPT AS SHOW
- 11. ADJOINING PROPERTY INFORMATION WAS OBTAINED FROM OKEECHOBEE COUNTY PROPERTY APPRAISER OFFICE AND PER PLAT.
- 12. AERIAL IMAGERY SHOWN HEREON WAS OBTAINED FROM THE LAND BOUNDARY INFORMATION SYSTEM (LABINS) DATED 2018 AND IS SHOWN FOR INFORMATIONAL PURPOSES ONLY.
- 13. SUBJECT PROPERTY IS LOCATED IN FLOOD ZONE X PER FEMA MAP NUMBER 12093C, PANEL NUMBER 0485C, WITH AN EFFECTIVE DATE OF 07/16/15.

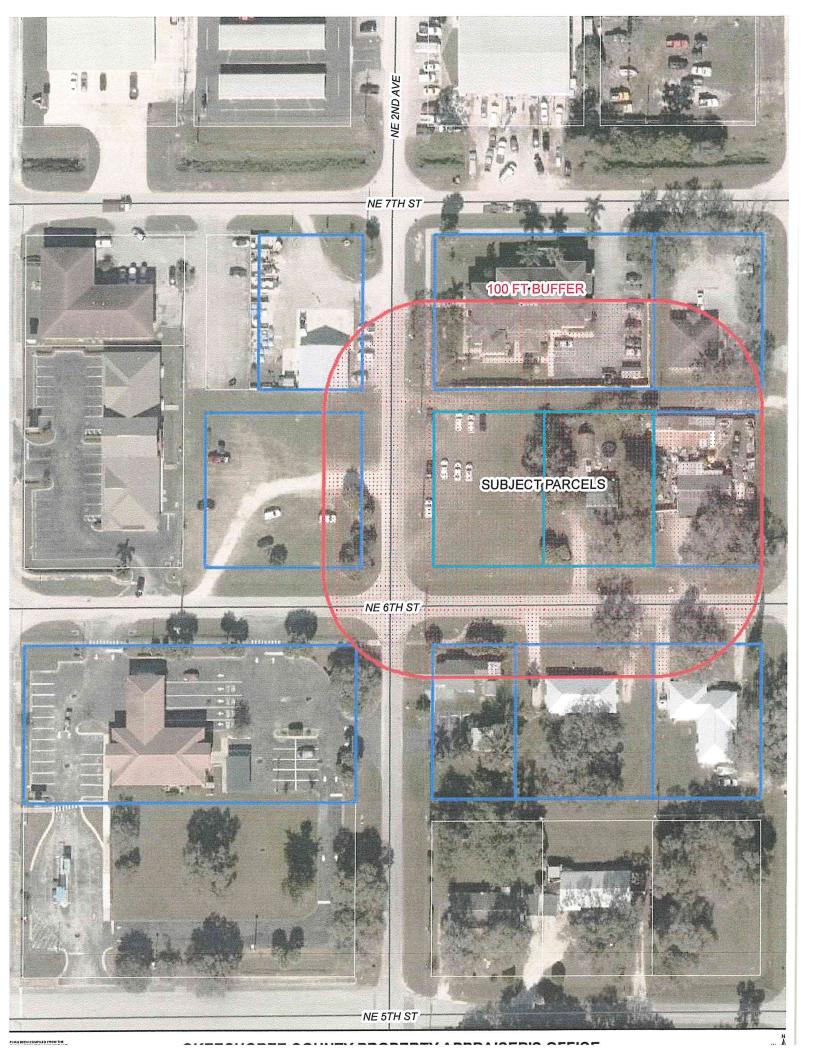
#### **CERTIFICATION:**

I HEREBY CERTIFY THAT THE ATTACHED SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT IT MEETS THE STANDARDS OF PRACTICE SET-FORTH BY THE LORDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHARTER 51-17, FLORIDA ADMINISTRACTIVE CODE.



BOUNDARY SURVEY 205 NE 6TH STREET OKEECHOBEE, FLORIDA 34974

PARCEL NUMBER	OWNER	ADDRESS 1	ADDRESS 2	CITY	STATE	ZIP
3-15-37-35-0010-00560-0060	LOWE JOHN MARCUS	3279 NW 59TH TER		OKEECHOBEE	FL	34972-8877
3-15-37-35-0010-00560-0160	LOWE JOHN MARCUS	3279 NW 59TH TERR		OKEECHOBEE	FL	34972
3-15-37-35-0010-00570-0080	TRENT RONALD L	708 N PARROTT AVE		OKEECHOBEE	FL	34972-2670
3-15-37-35-0010-00770-0010	ADVANCED WATER TECHNOLOGIES	609 NE 2ND AVE		OKEECHOBEE	FL	34972-2617
3-15-37-35-0010-00770-0030	4 GIRLS PROPERTIES INC	701 NE 3RD ST		OKEECHOBEE	FL	34972-4576
3-15-37-35-0010-00770-0060	BIG LAKE EYE CARE LLC	1540 SE 40TH AVENUE		OKEECHOBEE	FL	34974
3-15-37-35-0010-00770-0100	BIG LAKE EYE CARE LLC	606 NORTH PARROTT AVENUE		OKEECHOBEE	FL	34972
3-15-37-35-0010-00780-0010	BIG LAKE BAPTIST ASSOCIATION I	PO BOX 1203		OKEECHOBEE	FL	34973-1203
3-15-37-35-0010-00780-0050	608 OKEECHOBEE LLC	C/O JAMES CAPRIO	2300 WESTON RD STE 202	WESTON	FL	33326
3-15-37-35-0010-00780-0110	KINNEY JOANNA ERMA	209 NE 6TH ST		OKEECHOBEE	FL	34972-2662
3-15-37-35-0010-00790-0030	COYLE WILLIAM D	306 NE 7TH ST		OKEECHOBEE	FL	34974
3-15-37-35-0010-00790-0050	COVARRUBIAS-SANTOYO ACENCION	2201 BARBARA AVE	Name of the first point of the second of the	FORT PIERCE	FL	34982-6443
3-15-37-35-0010-00790-0070	COVARRUBIAS-SANTOYO ACENCION	2201 BARBARA AVE		FORT PIERCE	FL	34982-6443
3-15-37-35-0010-00790-0090	BISHOP DONETTE T	311 NE 6TH ST		OKEECHOBEE	FL	34974
3-15-37-35-0010-00880-0040	WILLIAMSON JOHN	1200 NE 96TH ST		OKEECHOBEE	FL	34972-0505
3-15-37-35-0010-00880-0060	MITCHELL RONALD	1105 SW 4TH ST		OKEECHOBEE	FL	34974
3-15-37-35-0010-00880-0070	ENTRY MARIE	500 NE 3RD AVE		OKEECHOBEE	FL	34972
3-15-37-35-0010-00890-0010	LMXN HOLDINGS LLC	1306 SW 2ND AVE		OKEECHOBEE	FL	34974-3910
3-15-37-35-0010-00890-0040	LMXN HOLDINGS LLC	1306 SW 2ND AVE		OKEECHOBEE	FL	34974-5224
3-15-37-35-0010-00890-0060	COLT PENNY M	1601 SW 35TH CIR		OKEECHOBEE	FL	34974
3-15-37-35-0010-00890-0070	VILLEDA BAUDILIO	201 NE 5TH ST		OKEECHOBEE	FL	34972-2605
3-15-37-35-0010-00890-0090	II PARTNERS INC	P O BOX 2293		OKEECHOBEE	FL	34973-2293
3-15-37-35-0010-00890-0110	BUDGET HOMES LLC	7416-A SW 48TH ST		MIAMI	FL	33155-4415
3-15-37-35-0010-00900-0010	TAMAL PROPERTIES LLC	13516 MACHIAVELLI WAY		PALM BEACH GARDENS	FL	33418
3-15-37-35-0010-00900-0070	TAMAL PROPERTIES LLC	13516 MACHIAVELLI WAY		PALM BEACH GARDENS	FL	33418



Petition No. 22.002-SE

# Affidavit Attesting to the Completeness and Accuracy of the List of Surrounding Property Owners

I hereby certify under the penalty of law or the revocation of the	requested approval sought that to the best of my
knowledge and belief, the attached list constitutes the comp	plete and accurate list of the property owners,
addresses, and parcel identification numbers of all parcels and t	tracts within three hundred (300) feet not including
intervening streets, alleys, or waterways, of the perimeter of the	e lands which are subjects of, or are contiguous to
but held under the same ownership as, the lands subject to the a	application for a change in land use or zoning, said
list constituting a portion of that application. This affidavit is made	de based upon an inspection of the tax rolls of the
Property Appraiser of Okeechobee County as ofJuly 25	, 2022 and the
Assertions made to me by members of that Office that the inf	formation reviewed constitutes the most recent
information available to that office. I therefore attest to this	day of
	day or
August, 2022	
	<i>f f</i>
ANAT	8/1/22
Signature of Applicant	Date
James Caprio	
Name of Applicant (printed or typed)	
STATE OF FLORIDA	
COUNTY OF OKEE Chobee	
The foregoing instrument was acknowledged before me by me	eans of ☑ physical presence or □ online
notarization, this 15th day of August 20 ZZ, by JA	who is personally known
notarization, this 15th day of August , 20 22, by Jato me or producedas ider	ntification.
STEVEN L. DOBBS MY COMMISSION # HH49765 MY COMMISSION # HH49765 EXPIRES: October 01, 2024	SIL MOR
EXPIRES: October 01, 2024	Notary Public Signature
	riotaly rabile digitatale

## 608 Okeechobee, LLC Legal Description

LOTS 7 THROUGH 10, BLOCK 78, OKEECHOBEE ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 5, PAGE 5, PUBLIC RECORDS OF OKEECHOBEE COUNTY, FLORIDA.



August 26, 2022

City of Okeechobee 55 SE 3<sup>rd</sup> Avenue Okeechobee, FL 34974

Subject: 608 Okeechobee, LLC Special Exception, Rev to 36 beds

Dear Mr. Smith:

Steven L. Dobbs Engineering, LLC, has completed an analysis of the traffic generation statement for the above referenced facility. The project is to convert the existing a single-family home and vacant properties into a Drug and Alcohol Rehabilitation/Detox Facility.

This analysis was based on a spreadsheet distributed by the Florida Department of Transportation, which is based on the Institute of Transportation Engineers (ITE) Trip Generation Manual (8<sup>th</sup> Edition). The results indicate the proposed 36 bed Facility using Nursing Home since it is the most similar use (ITE code 620) generates 85 total daily trips with 8 PM peak hour trips with 3 being in and 5 being out. The local streets

Should you have any questions or comments, please do not hesitate to call.

Sincerely,

Steven L. Dobbs Engineering

Steven L. Dobbs, P. E.

President

CC: Doug Green

File

Email: sdobbs@stevedobbsengineering.com Website: www.SteveDobbsEngineering.com

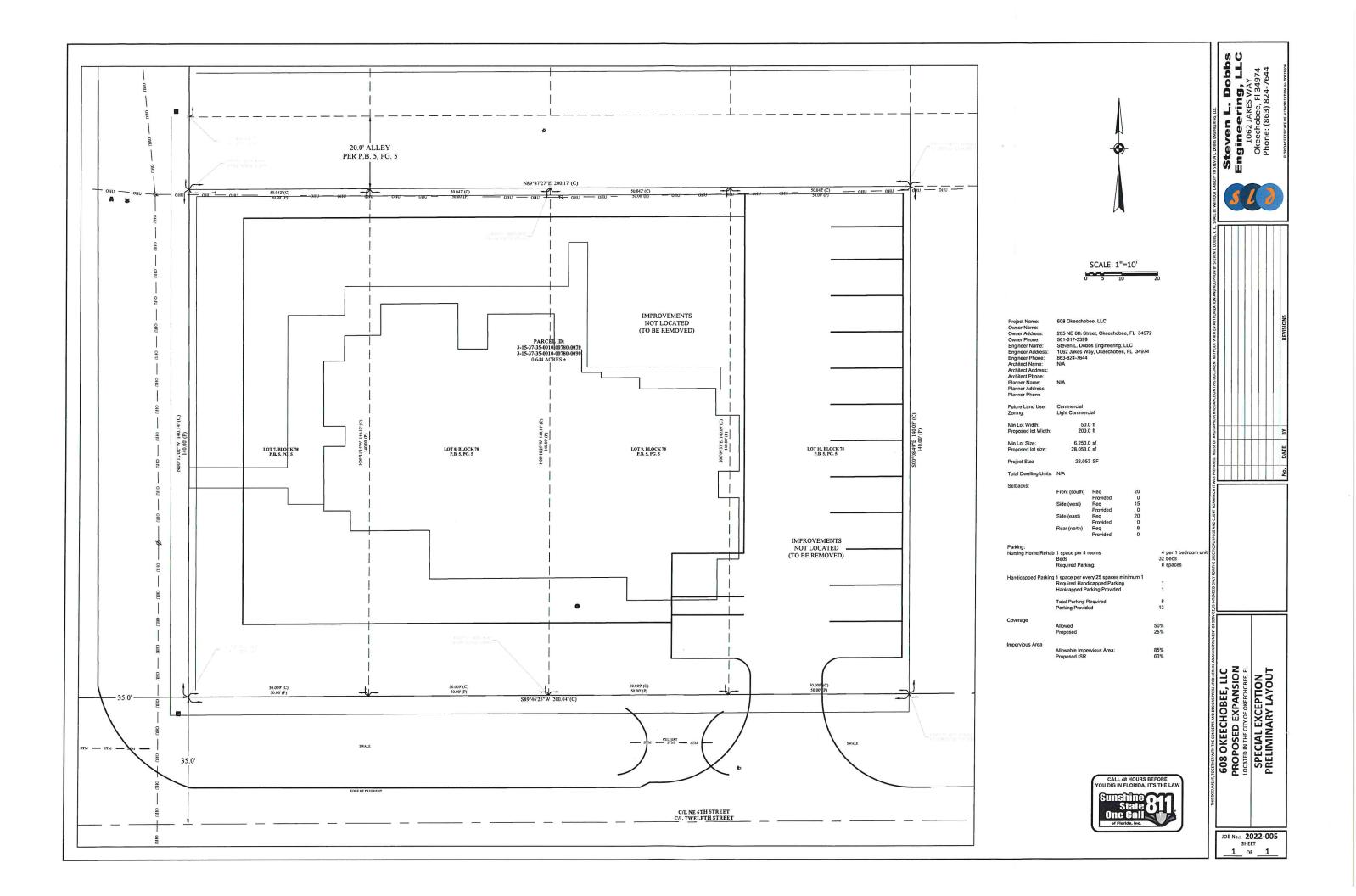
### Instructions: Trip Generation Rates from the 8th Edition ITE Trip Generation Report

Enter Numbers into the <u>"Expected Units"</u> in the Corresponding Yellow Column

NA: Not Available KSF<sup>2:</sup> Units of 1,000 square feet

DU: Dwelling Unit Fuel Position: # of vehicles that could be fueled simultaneously Occ.Room: Occupied Room

	Occ.Room: Occupied Roor	n											
						Expected							
						Units							
Description / ITE Code	Unito	Rate Weekday	PM Peak	% PM	% PM	(independent		PM Peak	DM In	PM Out	Notes		
Description / ITE Code	Units KSF <sup>2</sup>	Daily Traffic	Period Rate	In 470/	Out	variable)	Daily Trips		PM In				
Daycare Center 565  Daycare Center 565	Students	79.26 4.48	12.46 0.82	47% 47%	53% 53%		0	0	NA NA	NA NA			
Daycare Center 565	Employees	28.13	4.79	47%	53%		0	0	NA NA	NA NA			
Cemetery 566	Employees	58.09	7.00	33%	67%		0	0	NA	NA			
Prison 571	KSF <sup>2</sup>	NA	2.91	NA	NA		0	0	NA	NA	Peak Hour is PM Peak Hour. Caution- Only 1 Study.		
Prison 571	Employees	NA	0.23	28%	72%		0	0	NA	NA			
Library 590	KSF <sup>2</sup>	56.24	7.30	48%	52%		0	0	NA	NA			
Library 590	Employees	52.52	5.40	47%	53%		0	0	NA	NA			
Lodge/Fraternal Organization 591	Members	0.29	0.03	NA	NA		0	0	NA	NA	Caution- Only 1 Study.		
Lodge/Fraternal Organization 591	Employees	46.90	4.05	NA	NA		0	0	NA	NA			
Hospital 610	KSF <sup>2</sup>	16.50	1.14	42%	58%		0	0	NA	NA			
Hospital 610	Beds	11.81	1.31	36%	64%		0	0	NA	NA			
Hospital 610	Employees	5.20 2.37	0.33 0.22	31% 33%	69% 67%	36.0	0 85	0	NA 2	NA E			
Nursing Home 620 Nursing Home 620	Beds Employees	4.03	0.22 NA	26%	74%	30.0	0	NA	3 NA	5 NA	Peak Hour is PM Peak Hour.		
Clinic 630	KSF <sup>2</sup>	31.45	5.18	NA	NA		0	0	NA NA		Caution- Only 2 Studies.		
Clinic 630	Employees	7.75	1.23	41%	59%		0	0	NA NA	NA NA			
General Office 710 (Equation)	KSF <sup>2</sup>	Equation	Equation	17%	83%		0	0	NA.	NA NA			
General Office 710	KSF <sup>2</sup>	11.01	1.49	17%	83%		0	0	NA	NA NA			
	KSF <sup>2</sup>			10%			0		NA NA				
Corporate Headquarters 714  Corporate Headquarters 714	Employees	7.98 7.98	1.40	10%	90% 90%		0	0	NA NA		Peak Hour is PM Peak Hour. Peak Hour is PM Peak Hour.		
	KSF <sup>2</sup>	11.57	1.72	15%	85%		0	0	NA NA				
Single Tenant Office Bldg 715 Single Tenant Office Bldg 715	1.21	3.62	0.50	15%	85% 85%		0	0	NA NA		Peak Hour is PM Peak Hour. Peak Hour is PM Peak Hour.		
	Employees KSF <sup>2</sup>			27%			0	0					
Medical Dental Office 720  Medical Dental Office 720	Employees	36.13 8.91	3.46 1.06	34%	73% 66%		0	0	NA NA	NA NA			
	KSF <sup>2</sup>		1.06	31%	69%		0		NA NA				
Government Office Building 730 Government Office Building 730	1.4.	68.93 11.95	1.21	74%	26%		0	0	NA NA	NA NA	Peak Hour is PM Peak Hour. Caution- Only 1 Study.		
State Motor Vehicles Dept. 731	Employees KSF <sup>2</sup>	166.02	17.09	NA	NA		0	0	NA NA	NA NA			
State Motor Vehicles Dept. 731 State Motor Vehicles Dept. 731	Employees	44.54	4.58	NA NA	NA NA		0	0	NA NA	NA NA			
US Post Office 732	KSF <sup>2</sup>	108.19	11.12	51%	49%		0	0	NA NA	NA NA			
US Post Office 732	Employees	28.32	2.84	51%	49%		0	0	NA NA	NA NA			
Gov. Office Complex 733	KSF <sup>2</sup>	27.92	2.85	31%	69%		0	0	NA		Caution- Only 1 Study.		
Gov. Office Complex 733	Employees	7.75	0.79	31%	69%		0	0	NA NA	NA NA			
R&D Center 760	KSF <sup>2</sup>	8.11	1.07	15%	85%		0	0	NA		Peak Hour is PM Peak Hour.		
R&D Center 760	Employees	2.77	0.41	10%	90%		0	0	NA NA	NA NA			
Building Materials/Lumber 812	KSF <sup>2</sup>	45.16	4.49	47%	53%		0	0	NA	NA			
Building Materials/Lumber 812	Employees	32.12	2.77	51%	49%		0	0	NA NA	NA NA			
Free-Standing Discount Superstore 813	KSF <sup>2</sup>	53.13	4.61	49%	51%		0	0	NA	NA			
Free-Standing Discount Store 815	KSF <sup>2</sup>	57.24	5.00	50%	50%		0	0	NA NA	NA NA			
Free-Standing Discount Store 815 Free-Standing Discount Store 815	Employees	28.84	3.48	50%	50%		0	0	NA NA	NA NA			
Hardware/Paint Store 816	KSF <sup>2</sup>	51.29	4.84	47%	53%		0	0	NA NA		Caution- Only 3 Studies		
Hardware/Paint Store 816	Employees	53.21	5.05	NA	NA		0	0	NA NA	NA NA	•		
Nursery (Garden Center) 817	KSF <sup>2</sup>	36.08	3.80	NA NA	NA NA		0	0	NA NA	NA NA			
Nursery (Garden Center) 817	Employees	22.13	1.99	NA NA	NA NA		0	0	NA NA	NA NA			
Nursery (Wholesale) 818	KSF <sup>2</sup>	39.00	5.17	NA	NA		0	0	NA	NA			
Nursery (Wholesale) 818	Employees	23.40	0.47	NA NA	NA NA		0	0	NA NA	NA NA			
Shopping Center 820 (Equation)	KSF <sup>2</sup>	Equation	Equation	49%	51%		0	0	NA	NA			
Shopping Center 820 Rate	KSF <sup>2</sup>	42.94	3.37	49%	51%		0	0	NA	NA NA			
Factory Outlet Center 823	KSF <sup>2</sup>	26.59	2.29	47%	53%		0	0	NA	NA NA			
	KSF <sup>2</sup>	89.95	7.49	67%	33%		0	0	NA NA	NA NA			
Quality Restaurant 931 Quality Restaurant 931	Seats	89.95 2.86	0.26	67%	33%		0	0	NA NA	NA NA			
High Turnover/Sit Down Rest 932	KSF <sup>2</sup>	127.15	11.15	59%	41%		0	0	NA NA		Big variation on Daily		
High Turnover/Sit Down Rest 932	Seats	4.83	0.41	57%	43%		0	0	NA NA	NA NA			
Fast Food w/o Drive Thru 933	KSF <sup>2</sup>	716.00	26.15	51%	49%		0	0	NA.	NA NA			
Fast Food w/o Drive Thru 933	Seats	42.12	2.13	64%	36%		0	0	NA NA	NA NA			
. act : 552/6 Dille 11110 500		72.12	2.10	U-7/0	0070		U		INA	INA	·I		



**Aerial Viewer** 

Pictometery

## **Okeechobee County Property Appraiser**

Mickey L. Bandi, CFA

Parcel: (</ 3-15-37-35-0010-00780-0070 (33633)

#### Owner & Property Info Result: 2 of 3 **608 OKEECHOBEE LLC** C/O JAMES CAPRIO Owner 2300 WESTON RD STE 202 WESTON, FL 33326-3248 Site **NE 6TH ST OKEECHOBEE** CITY OF OKEECHOBEE (PLAT BOOK 1 PAGE 10 & Description\* PLAT BOOK 5 PAGE 5) LOTS 7 & 8 BLOCK 78 S/T/R 15-37-35 0.321 AC Area Use Code\*\* **VACANT (0000)** Tax District 50

#### Property & Assessment Values

2021 C	ertified Values	2022 Preliminary Certified		
Mkt Land	\$32,000	Mkt Land	\$32,000	
Ag Land	\$0	Ag Land	\$0	
Building	\$0	Building	\$0	
XFOB	\$0	XFOB	\$0	
Just	\$32,000	Just	\$32,000	
Class	\$0	Class	\$0	
Appraised	\$32,000	Appraised	\$32,000	
SOH/10% Cap [?]	\$0	SOH/10% Cap [?]	\$0	
Assessed	\$32,000	Assessed	\$32,000	
Exempt	\$0	Exempt	\$0	
Total Taxable	county:\$32,000 city:\$32,000 other:\$32,000 school:\$32,000	Total Taxable	county:\$32,000 city:\$32,000 other:\$32,000 school:\$32,000	

Note: Property ownership changes can cause the Assessed value of the property to reset to full Market value, which could result in higher property taxes.

# **2022 Preliminary Certified**

Google Maps

updated: 7/28/2022

<b>◎</b> 2022 ○ 2021 ○	2020 0 2019	2018	-36
+			
NE 2HD AVE			
AVE.			
		6	

▼ Sales History							
Sale Date	Sale Price	Book/Page	Deed	V/I	Qualification (Codes)	RCode	
4/4/2022	\$100,000	2022004715	SW	٧	Q	01	
12/9/2015	\$50,000	0768/0555	WD	V	Q	01	
4/23/2007	\$0	0629/0062	WD	V	U	03	
2/6/2004	\$26,500	0522/1861	WD	V	Q		
12/1/1994	\$0	0362/0955	QC	V	U	02 (Multi-Parcel Sale) - show	
10/1/1991	\$0	0362/0951	QC	V	U	02 (Multi-Parcel Sale) - show	
4/1/1991	\$0	0323/0387	PB	V	U	03	
5/1/1987	\$0	0287/0956	PR	V	U	03	

<b>Building Characte</b>	eristics				
Bldg Sketch	Description*	Year Blt	Base SF	Actual SF	Bldg Value
		NON	E		

#### Extra Features & Out Buildings (Codes)

<sup>\*</sup>The <u>Description</u> above is not to be used as the Legal Description for this parcel

in any legal transaction.
\*\*The <u>Use Code</u> is a Dept. of Revenue code. Please contact Okeechobee County Planning & Development at 863-763-5548 for zoning info.

Aerial Viewer

Pictometery

## **Okeechobee County Property Appraiser**

Mickey L. Bandi, CFA

Parcel: << 3-15-37-35-0010-00780-0090 (33634)

# **2022 Preliminary Certified**

Google Maps

updated: 7/28/2022

Owner & Brenerty Info

Owner & Property Into					
Owner	608 OKEECHOBEE LLC C/O JAMES CAPRIO 2300 WESTON RD STE 202 WESTON, FL 33326-3248				
Site	205 NE 6TH ST OKEECHOBEE				
Description*	CITY OF OKEECHOBEE (PLAT BOOK 1 PAGE 10 & PLAT BOOK 5 PAGE 5) LOTS 9 & 10 BLOCK 78				
Area	0.321 AC S/T/R 15-37-35				
Use Code**	MULTI-FAM <10 (0800)	Tax District	50		

<sup>\*</sup>The <u>Description</u> above is not to be used as the Legal Description for this parcel

in any legal transaction.

\*\*The <u>Use Code</u> is a Dept. of Revenue code. Please contact Okeechobee County Planning & Development at 863-763-5548 for zoning info.

Property & Assessment Values					
2021 C	ertified Values	2022 Preliminary Certified			
Mkt Land	\$14,000	Mkt Land	\$17,000		
Ag Land	\$0	Ag Land	\$0		
Building	\$38,211	Building	\$49,987		
XFOB	\$1,131	XFOB	\$1,469		
Just	\$53,342	Just	\$68,456		
Class	\$0	Class	\$0		
Appraised	\$53,342	Appraised	\$68,456		
SOH/10% Cap [?]	\$0	SOH/10% Cap [?]	\$9,780		
Assessed	\$53,342	Assessed	\$68,456		
Exempt	\$0	Exempt	\$0		
Total Taxable	county:\$53,342 city:\$53,342 other:\$53,342 school:\$53,342	Total Taxable	county:\$58,676 city:\$58,676 other:\$58,676 school:\$68,456		

Note: Property ownership changes can cause the Assessed value of the property to reset to full Market value, which could result in higher property

● 2022 ○ 2021 ○ 2020 ○ 2019 ○ 2018 □ Sales
HE ZHO AVE
AVE G F

Sales History						
Sale Date	Sale Price	Book/Page	Deed	V/I	Qualification (Codes)	RCode
6/3/2022	\$149,000	2022007861	SW	I	Q	01
1/22/2021	\$100	2021000785	WD	1	U	11
11/17/2020	\$0	2020011418	SA	I	U	11
8/25/2009	\$100	0675/0207	QC	1	U	11
11/13/2006	\$58,000	0615/1799	QC	ı	Q	
9/1/1990	\$13,600	0316/1949	OC		U	03

▼ Building Characteristics					
Bldg Sketch	Description*	Year Blt	Base SF	Actual SF	Bldg Value
Sketch	SF SNGLFAM (0100)	1958	832	832	\$37,224
Sketch	SF HABITA (0170)	1986	352	352	\$12,763

<sup>\*</sup>Bldg Desc determinations are used by the Property Appraisers office solely for the purpose of determining a property's Just Value for ad valorem tax purposes and should not be used for any other purpose.

#### Extra Features & Out Buildings (Codes)



August 26, 2022

City of Okeechobee 55 SE 3<sup>rd</sup> Avenue Okeechobee, FL 34974

Subject: 608 Okeechobee, LLC Special Exception RAI

Dear Mr. Smith:

Please find below a response to the email you forwarded on August 22. Your questions will be in regular type followed by responses in italics.

1. Please provide a letter of intent with a full description of the proposed business operations plan. For example: What types of treatments will be offered?

Residential Detoxification, residential level 1 in-patient treatment.

How many patients/residents will be accommodated at this facility at any one time?

36

What will be the minimum and maximum length of stay for each patient?

15 days

How will this facility be used in relation to the existing facility to the north (scope of uses at each)?

Increased bed count providing identical services.

How many employees per shift and how many employee shifts?

three 8-Hour shifts with 12-15 employees per shift.

Will patients be driving to and from the facility?

Patients are not allowed to have a car at the facility or drive themselves to the facility. It should be noted that the overwhelming majority of clients fly in from out-of-state.

Will patients be permitted to leave the facility?

Patients are admitted voluntarily. The facility does not take public assistance such as Medicaid, therefore does not have court ordered patients legally bound to remaining in the facility. Although not common, patients can leave voluntarily prior to completion of treatment; they are not prisoners. This is called discharge Against Medical Advice. But, while patients are under the care of the facility, they are not allowed to leave the premises until discharged.

Will patients be traversing between the existing facility and the proposed facility?

The new building will be integrated with the existing building and together will be considered a campus. Perimeter fencing is anticipated to be installed enclosing the entire campus. Yes, there will be times that clients may traverse from one building to the other.

2. The parking requirements for nursing homes (applied as they are most similar) rely on determining the number of beds and employees. Please include number of employees in parking requirements (projected per shift). The site plan states 32 beds thought the traffic statements states 30 beds.

36 beds, the other documents have been updated to reflect this count.

3. Please clarify number of beds and update submittal as necessary.

See above.

4. The line work on the site plan is confusing. For example, the building footprint overlaps the parking lot. Please provide a clear site plan with dimensions for the parking spaces, parking aisles, buffer widths, pedestrian facilities, building footprint, building sq ft, setbacks.

Please see the updated plan attached.

5. Please provide a screening and landscape plan. Special consideration should be made for the abutting residential to the east.

The landscape and buffer areas have been added to the updated plan

6. Please provide an elevation plan if more than one story is proposed.

As discussed, the building plans have not been prepared yet. We think the above provided responses will give you a better feel for the services provided and the number of planned beds.

7. Please provide a floor plan to further demonstrate business operations.

Please see response above. Due to the cost of preparing floor plans, my client was hoping to get approved for the special exception and have that available prior to site plan.

Should you have any questions or comments, please do not hesitate to call.

Sincerely,

**Steven L. Dobbs Engineering** 

Steven L. Dobbs, P. E.

President

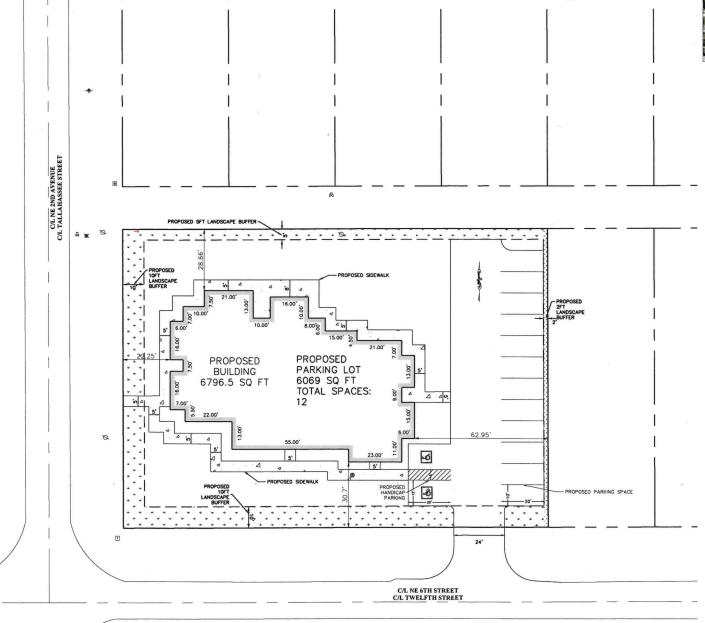
CC: James Caprio

File

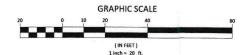
AUG 2 6 2022

# SPECIAL EXEMPTION PRELIMINARY LAYOUT 205 NE 6TH STREET

LOCATED IN SECTION 15, TOWNSHIP 37 SOUTH, RANGE 35 EAST OKEECHOBEE COUNTY, FLORIDA



PARKING CALCULATIONS CALCULATIONS 1 SPACE / 25 SPACES







#### SURVEYOR'S NOTES

- 1. THE SURVEY DATE IS MARCH 16, 2022.
- 2. THIS IS A BOUNDARY SURVEY, AS DEFINED IN CHAPTER 5J-17.050(11) OF THE FLORIDA ADMINISTRATIVE CODE.
- THIS SURVEY MAP AND REPORT OR THE COPIES THEREOF ARE NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- BEARINGS SHOWN HEREON ARE BASED ON GRID NORTH, AND ARE REFERENCED TO THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NORTH AMERICAN DATUM OF 1983, 2011 ADJUSTMENT. THE BEARING BASE FOR THIS SURVEY IS THE SOUTH RIGHT-OF-WAY LINE OF NORTHEAST 7TH STREET, SAID LINE BEARS S 89'48'29" W AND ALL OTHER BEARINGS ARE RELATIVE THERETO.
- 6. THE COORDINATE SYSTEM UTILIZED HEREON IS REFERENCED TO THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NORTH AMERICAN DATUM OF 1983, 2011 ADJUSTMENT (NAD83/2011), AS ESTABLISHED USING REAL-TIME KINEMATIC GLOBAL POSITIONING SYSTEM (RTK GPS) SURVEY METHODS. THE CORRECTED POSITIONS COMPUTED WERE VERIFIED THROUGH A REDUNDANCY OF MEASUREMENTS. ALL DISTANCES SHOWN HEREON ARE IN GRID U.S. SURVEY FEET.
- 7. THIS SURVEY DOES NOT HAVE THE BENEFIT OF A CURRENT TITLE COMMITMENT, OPINION, OR ABSTRACT. DURING THE COURSE OF THE SURVEY SOME SEARCHES OF THE PUBLIC RECORDS WERE MADE, BUT THESE SEARCHES WERE NOT EXHAUSTIVE AND SHOULD NOT BE CONSIDERED A SUBSTITUTE FOR A PROPER TITLE COMMITMENT, OPINION, OR ABSTRACT OBTAINED FROM A TITLE AGENCY OR OTHER TITLE PROFESSIONAL.
- 8. THIS SURVEY DELINEATES THE LOCATIONS OF THE LEGAL DESCRIPTIONS ON THE GROUND, BUT DOES NOT DETERMINE OWNERSHIP OR PROPERTY RIGHTS.
- 9. UNDERGROUND IMPROVEMENTS, IF ANY, WERE NOT LOCATED EXCEPT AS SHOWN

- 12. AERIAL IMAGERY SHOWN HEREON WAS OBTAINED FROM THE LAND BOUNDARY INFORMATION SYSTEM (LABINS) DATED 2018 AND IS SHOWN FOR INFORMATIONAL PURPOSES ONLY.
- 13. SUBJECT PROPERTY IS LOCATED IN FLOOD ZONE X PER FEMA MAP NUMBER 12093C, PANEL NUMBER 0485C, WITH AN EFFECTIVE DATE OF 07/16/15.

#### ZONING DATA

ZONE: DA-1 (DEVELOPMENT AREA ZONE)

REQUIRED	PROVIDED
0.14 AC	0.64 AC
50'	200'
20'	20"
20'	20'
20'	20'
85%	60%
50%	25%
45'	≤ 45'
SEE TABLE	14
	4,240.62 S.F
	0.14 AC 50' 20' 20' 20' 85% 50% 45'

SPECIAL EXEMPTION PRELIMINARY LAYOUT COVER SHEET

205 NE 6TH STREET



STEVEN L. DOBBS, P.E.

FL22033 JO/MB 08/23/2022

1 OF 1

STEVEN L. DOBBS ENGINEERING, LLC 2 JAKES WAY OKEECHOBEE, FL 34974, PHONE (863) 824-7644