

RESOLUTION NO.: 96-157

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA PROVIDING FOR A PROCEDURE FOR HEARING OF VARIANCES AND WAIVERS OF ST. JOHNS COUNTY ORDINANCES 86-4 AND 96-40.

BE IT RESOLVED by the Board of County Commissioners of St. Johns County, Florida that:

The Procedure attached hereto and incorporated herein by reference shall be the procedure of St. Johns County for hearing of variances and waivers to St. Johns County Ordinances 86-4 and 96-40, except as amended in certain situations for good cause as directed by the Board of County Commissioners.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, State of Florida, this 24<sup>th</sup> day of September, 1996.



BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: Donald Jordan  
Chairman Donald Jordan

ATTEST: CARL "BUD" MARKEL, CLERK

By: Geneva J. Newdome  
Deputy Clerk

**PROCEDURE FOR APPEALS OF ROADWAY AND DRAINAGE STANDARDS  
ORDINANCES 86-4 WITH AMENDMENTS, AND 96-40**

Any person adversely affected by application of either St. Johns County Ordinance 86-4 or 96-40 may apply to the St. Johns County Director of Public Works or his designee for a variance to certain standards and criteria of the ordinances designated therein. The criteria for approval for such variances are stated in the ordinance.

Application for such variances shall be made on Form I attached hereto. The Director of Public Works shall state his approval or denial and reasons therefore on the same form. No hearing need be granted the applicant for such waiver. The decision shall be made based on the application and supporting documentation offered by the variance applicant.

If the requested variance is denied the applicant may appeal to the Board of County Commissioners for a waiver of the regulations set out in said ordinances. The criteria for such waivers are as stated in each applicable ordinance. Application for such waivers shall be made on Form II attached hereto within 30 days of the date of denial of the variance application by the Public Works Director.

The Board shall hear and make a determination on the request for waiver in a noticed public hearing. The general public shall be given at least 10 days notice by publication in a newspaper of general circulation in this county.

If the Director of Public Works has determined that the nature of the request may substantially effect adjacent property owners he or she may direct that individual mailed notice be given to said property owners at least 10 days before the hearing. Such notices shall be mailed to owners of affected property as designated in the current county tax role. Furthermore, in all cases the property in question shall be posted with a notice on the nearest public road stating the time and place of the waiver hearing.

Forms I and II attached hereto may be amended for good cause by the County Attorney.



**APPLICATION FOR VARIANCE/WAIVER  
ST. JOHNS COUNTY  
ROADWAY AND DRAINAGE STANDARDS ORDINANCES  
(86-4 WITH AMENDMENTS AND 96-40)**

NAME: \_\_\_\_\_ PHONE NO: \_\_\_\_\_

ADDRESS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

LOCATION OF SUBJECT PROPERTY: \_\_\_\_\_  
\_\_\_\_\_

PROJECT NAME (IF APPLICABLE): \_\_\_\_\_

ORDINANCE 86-4/96-40 (CIRCLE ONE) SECTION: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

REASON WHY REQUEST SHOULD BE GRANTED: (Additional sheets may be attached)

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APPLICANT SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

APPLICATION RECEIVED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

FEE COLLECTED: \$ \_\_\_\_\_ SAMS APPLICATION NO. (If Applicable) \_\_\_\_\_

APPROVED [ ] APPROVED W/CONDITIONS [ ] DENIED [ ] DATE: \_\_\_\_\_

REASON FOR APPROVAL OR DENIAL: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FOR APPEAL TO BCC, IS ADJACENT OWNER NOTIFICATION REQUIRED? \_\_\_\_\_

BY: \_\_\_\_\_ TITLE: \_\_\_\_\_

APPLICANT SECTION

COUNTY USE ONLY

FORM  
I



**APPLICATION TO APPEAL DENIAL OF VARIANCE/WAIVER  
ST. JOHNS COUNTY  
ROADWAY AND DRAINAGE STANDARDS ORDINANCES  
(86-4 WITH AMENDMENTS AND 96-40)**

NAME: \_\_\_\_\_ PHONE NO: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

LOCATION OF SUBJECT PROPERTY: \_\_\_\_\_

PROJECT NAME (IF APPLICABLE): \_\_\_\_\_

ORDINANCE 86-4/96-40 (CIRCLE ONE) SECTION: \_\_\_\_\_

REASON WHY REQUEST SHOULD BE GRANTED: (Additional sheets may be attached)  
*(COPY OF ORIGINAL APPLICATION WITH DENIAL MUST BE INCLUDED)*

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APPLICANT SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

APPLICATION RECEIVED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

FEE COLLECTED: \$ \_\_\_\_\_

DATE BCC AGENDA ITEM FORM SUBMITTED: \_\_\_\_\_ By: \_\_\_\_\_

DATE PUBLIC HEARING NOTICE SUBMITTED: \_\_\_\_\_ By: \_\_\_\_\_

DATE APPLICANT NOTIFIED OF PUBLIC HEARING DATE: \_\_\_\_\_ By: \_\_\_\_\_

DATE PUBLIC HEARING NOTICE PUBLISHED: \_\_\_\_\_

APPLICANT SECTION

COUNTY USE ONLY

FORM II