

RESOLUTION NO. 94-232

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA APPROVING A MAJOR MODIFICATION TO A FINAL DEVELOPMENT PLAN FOR THE MARSH LANDING CLUBHOUSE COMPLEX ORDINANCE 85-27

WHEREAS, modification to the Final Development Plan for Marsh Landing Clubhouse Complex has been fully considered after public hearing pursuant to Section 8-3-2 of the St. Johns County Zoning Ordinance; and

WHEREAS, the request is consistent with the requirements of Section 8-3-2 of the Zoning Ordinance and with the requirements of PUD Ordinance 75-15; and it is found that:

- A. The request received favorable review and recommendation by the Planning and Zoning Agency at its meeting on 11-17-94; and
- B. The request is both consistent with the Comprehensive Plan and compatible with development patterns in the surrounding area;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, as follows:

Section 1. Pursuant to a letter of request dated September 30, 1994, submitted by Prosser, Hallock and Kristoff, Inc. on behalf of M.L. Partnership for approval of a Major Modification to the Marsh Landing Clubhouse Complex, in accordance with Section 8-3 of St. Johns County Ordinance, and subsequent review and approval by the St. Johns County Planning and Zoning Agency, the Final Development Plan attached hereto as Exhibit A relating to that portion of the PUD, and which is known as Marsh Landing Clubhouse Complex hereby approved in reliance upon, and in accordance with the representation and statements made therein and in the Final Development Plan Text dated September 30, 1994, attached hereto as Exhibit B.

Section 2. a. Except to the extent that they conflict with specific provisions of the approved development plan or PUD (PSD) Ordinance, all building code, zoning ordinance, and other land use and development regulations of St. Johns County, including, without limitation, any Concurrency Management Ordinances and the St. Johns County Comprehensive Plan, as may be amended from time to time shall be applicable to this development, except modification to approved development plans by variance or exception shall be prohibited.

b. Unless the Board of County Commissioners demonstrates that compliance with the land development regulations is essential to the public health, safety or welfare, nothing in this section shall be deemed to: (a) supersede and applicable "grandfathering" or "vested rights" provisions contained in Florida law or that may be provided in any future building code, zoning ordinance or other land use and development regulations; or (b) supersede any concurrency certificate or concurrency exemption made by the Concurrency Review Committee or the Board as such may be limited at the time of issuance. Furthermore, nothing in this section shall be deemed to constitute a waiver of the applicant's right to contest application of any such building code, zoning ordinance or other land development regulations as applied to this development under the Florida or United States Constitutions.

Section 3. The developer may not commence land clearing, site preparation or construction of any improvements shown on the Final Development Plan attached as Exhibit A until:

- a. Submission to the Engineering Department of satisfactory evidence that all required state and federal permits have been obtained, including, but not limited to United States Army Corps of Engineers Dredge Fill Permit, St. Johns River Water Management District Wetlands Resource Permit, St. Johns River Water Management District and Management Storage of Surface Waters Permit and Florida Department of Environmental Regulation Water and Sewer Connection Permits;
- b. Issuance of a land clearing permit pursuant to St. Johns County Ordinance No. 90-11;
- c. Review and approval of signed and sealed construction plans by the St. Johns County Engineering Department in compliance with Ordinance 86-4; and
- d. Compliance with all other applicable land use and development regulations of St. Johns County.

Section 4. All attachments included herein are incorporated herein and made a part of Resolution 94-232



Section 5. This approval of the Final Development Plan shall become effective only when the applicant records the document referenced in subsection 1 and 3 above.

PASSED AND ADOPTED ON: December 13, 1994

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

By: Bandowa Work

Chair

ATTEST: CARL "BUD" MARKEL, CLERK

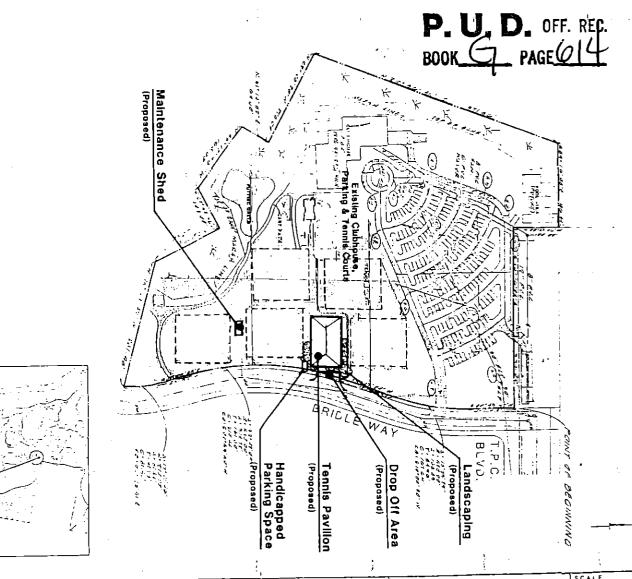
By: Lawa Facetti

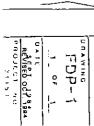
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PHOJECT LOCATION

PROSSER, HALLOCK-S KRISTOFF, INC Plane are and Engineers 8101 Phillips Highway, Swith One Jackman-ville, Planide 32256 1804 | 738-3855 FAX (804) 730-3413

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MODIFICATION TO A FINAL DEVELOPMENT PLAN

8<u>8</u> DHAGH S<u>B</u> CHLCKLU EXHIBIT "A" TO THE RESOLUTION DF

MAJOR MODIFICATION TO A FINAL DEVELOPMENT PLAN MARSH LANDING AT SAWGRASS **PUD ORDINANCE 75-15**

MARSH LANDING CLUBHOUSE COMPLEX D. OFF. REC. 85-27
EXHIBIT B
BOOK PAGE 615 TO THE RESOLUTION September 30, 1994

Applicant: M.L. Partnership Agent: Prosser, Hallock & Kristoff, Inc.

On behalf of M.L. Partnership, Prosser, Hallock & Kristoff, Inc. hereby submits, for approval by the St. Johns County Planning and Zoning Board and the St. Johns County Board of County Commissioners, Major Modification to a final development plan (the "Final Development Plan" Ordinance 85-75) for Marsh Landing Clubhouse Complex (the "Property"). The modified Final Development Plan consists of a 1-page map identified as Exhibit A to the Resolution (the "Map") and this text identified as Exhibit B to the Resolution (the "Text"). The Property is located wholly within that parcel of land zoned Planned Unit Development (PUD) pursuant to Ordinance 75-15. The area encompassed by this Final Development Plan Modification is within the lands described in Ordinance 85-27 and is designated as Clubhouse Complex on the approved PUD Master Plan.

Prior to commencement of land clearing, site preparation, or construction of any improvements depicted on the Map, the developer shall submit to the Engineering Department satisfactory evidence that all required state and federal permits have been obtained, including, but not limited to: (a) United States Army Corps of Engineers Dredge and Fill Permit, St. Johns River Water Management District Management and Storage of Surface Water Permit and Florida Department of Environmental Protection Water and Sewer Connection Permits; (b) Obtain a land clearing permit pursuant to St. Johns County Ordinance No. 90-11; (c) Obtain approval of signed and sealed construction plans by the St. Johns County Engineering Department in compliance with Ordinance 86-4; and (d) Comply with all other applicable land use and development regulations of St. Johns County. Once the foregoing conditions to construction have been met, the developer may proceed to construction of horizontal improvements.

Nothing contained in the covenants shall be interpreted to limit or restrict in any way the regulatory powers of St. Johns County (including its power to review and approve plats and replats under Section 177.01 of the Florida Statutes).

ADDITIONAL INFORMATION:

The modification to the existing FDP are as follows:



- A. Replacement of the existing 1,200 square foot Tennis Center with a new 6,700 square foot Tennis Center. As depicted on Exhibit "A" the Final Development Plan.
- B. The relocation of the existing maintenance shed as depicted on Exhibit "A" the Final Development Plan.
- C. Construction of drop-off area and handicap parking space adjacent to bridleway as depicted on Exhibit "A" the Final Development Plan.
- D. This modification will not effect the existing facilities other than as noted in this section.

In accordance with the procedure established in Section 8-3, "Implementation of a PUD", the attached Final Development Plan prepared by Prosser, Hallock & Kristoff, Inc. and the following text regarding compliance with Section 8-4, are submitted for your consideration.

8-4-1 Density of Development

This section applies to only residential structures. The proposed Final Development Plan includes only non-residential structures.

8-4-2 Open Space

None of the property will be designated or utilized as open space, and therefore, none will be dedicated to St. Johns County or maintained by a community association or park.

8-4-3 Waiver of Yard, Dwelling Unit, Frontage Criteria, and Use Restrictions

The location of the proposed Tennis Center building and maintenance shed are depicted at scale on the Final Development Plan. Frontage and side lot lines are inapplicable since the adjoining uses are tennis courts which are owned by M.L. Partnership. The maximum height of the structure shall be 35 feet.

8-4-4 Project Size

The Marsh Landing PUD consists of approximately 1,700 acres. Marsh Landing Clubhouse Complex consists of approximately 11.07 acres.

8-4-5 Support Legal Documents for Open Space

M.L. Partnership will retain ownership and assume all responsibility for maintenance for the entire property including all open space, common areas and recreational areas.

P. U. D. OFF. REC. BOOK PAGE 7

As graphically depicted on the Final Development Plan, the tennis center is provided vehicular access within the Property via existing parking lot and proposed drop-off area to be owned by M.L. Partnership. Homeowner's Association.

8-4-7 Privacy

The tennis center and maintenance shed are surrounded by the existing tennis courts. Therefore no fences or landscape barriers need to be constructed in order to ensure that each dwelling unit within the PUD is provided visual and acoustical privacy.

8-4-8 Community Facilities

- a. None of the utility facilities serving the Property are proposed for dedication to St. Johns County; therefore, the provisions of subparagraph "a" are inapplicable.
- b. All requirements for off-street parking and loading set forth in Article 9 of the St. Johns County Zoning Ordinance are addressed specifically below:

9-1-1 Drainage

A preliminary drainage plan for the Property so as to prevent damage to abutting parcels and public streets and alleys is graphically depicted on the Map. Detailed drainage plans demonstrating compliance with all requirements of Ordinance 86-4 and the St. Johns County Comprehensive Plan shall be included within the signed and sealed construction plans. The construction plans must be reviewed and approved by the St. Johns County Engineering Department prior to commencement of land clearing, site preparation or construction. All necessary easements for drainage shall comply with the requirements of Ordinance 86-4.

9-1-2 Separation from Walkway and Street

Off-street parking and loading facilities shall be separated from walkways by wall, fence or curbs.

9-1-3 Entrances and Exits

The location and design of the entrances and/or exits to all streets will be in accordance with the County Specifications.

9-1-4 Interior Drives

P. U. D. OFF. REC.

BOOK PAGE (1)

As shown on the Final Development Plan, the proposed tennis center and maintenance shed will require no interior drives for acres. The drop-off area will be constructed per county specifications.

9-1-5 Marking of Parking Spaces

As shown on the Final Development Plan, there will be marked handicap space.

9-1-6 Lighting

Street lighting within the Property will meet or exceed minimum lumens of 100-watt high pressure sodium fixture lights affixed 16 feet above the roadway and 300 feet on the center.

9-1-7 Screening

Section 9-1-7 is inapplicable, since there will be no parking spaces for ten or more vehicles in any one location on the Property; however, landscaping will be required.

9-2 Location

The required off-street parking facilities will be located upon the same parcel of land they are intended to serve.

9-3-1 Off-Street Parking: Numbers Required

The tennis center addition will use the surplus parking available in the existing lots. The parking requirements are as follows:

Existing Clubhouse (12,000 square feet)
Parking required 1 space per 300 square feet
total required 50 spaces
Proposed tennis center (6,200 square feet)
Parking required 1 space per 300 square feet
total required 20 spaces
Total spaces required 61 spaces
Total provided 168 spaces

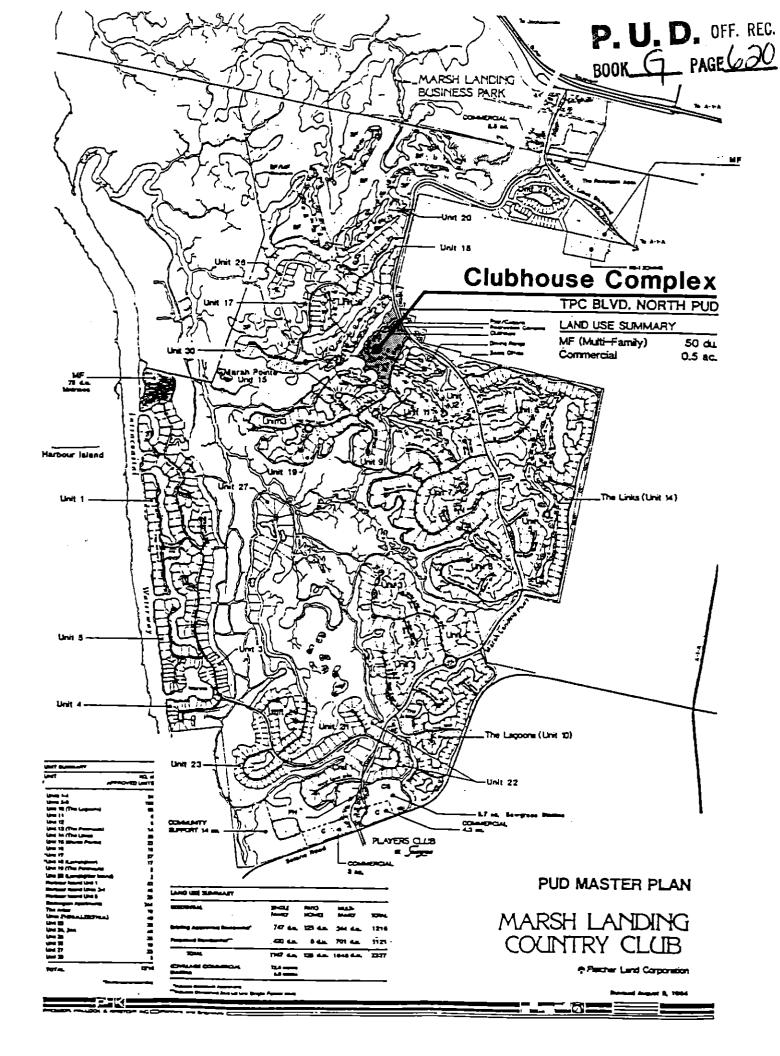
9-4-1 Off-Street Loading Requirement

Section 9-4-1 is inapplicable since there are no non-residential

- c. The Map illustrates the anticipated traffic flow pattern. Sufficient space has been allowed to permit access for fire fighting equipment, furniture moving vans, fuel trucks, refuse collection, deliveries and debris removal. Locations of the fire hydrants serving the Property shall be depicted on the signed and sealed construction plans. The fire hydrants to be installed pursuant to this Final Development Plan shall meet county standards and must be approved by the county fire coordinator prior to issuance of certificates of occupancy for any structure to be served by such hydrants.
- d. All utilities serving the Property, including telephone, power, cable television, and sewer and water lines, will be installed underground. The signed and sealed construction plans shall show the location and design of the storm sewer facilities serving the Property and the grading and topography of the site. The storm sewer facilities shall comply with all applicable requirements of law including, but not limited to the requirements of Ordinance 86-4 and shall facilitate the proper drainage of storm waters and prevent erosion and the formation of dust.
- e. Specifications for all streets and roadways depicted on the Map shall conform to the rules and regulations adopted by the St. Johns County Board of County Commissioners in Ordinance Number 86-4, as amended.
- f. The water and wastewater system shall be constructed to St. Johns Service Company standards and will be dedicated to St. Johns Service Company for ownership and maintenance.

PROSSER, HALLOCK & KRISTOFF, INC.

Brian Burke ASTA

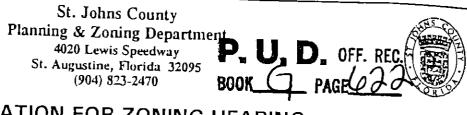


OWNER'S AUTHORIZATION FOR AGENT

P. U. D. OFF. REC. BOOK PAGE (2)

PROSSER, HALLOCK & KRISTOFF, INC.	In heart and a second second
M. I. DADWINDOUTD	_ls hereby authorized to act on behalf of
application, and as described in attached deed or off County, Florida, for a Zoning Hearing: Rezoning	U Variance Other FDP Modification elated to the application. In authorizing the
By: Signature of Owner(a) Signature of Owner(a)	,
JAMES E ROSS Phol Name (a) as Signed Above 4400 MARS L LAN IN a Blod. Address Ponta Vedra Beach Il 32082 285-6921 Telephone Number	
	State of Florida County of St. Johns Florida.
Signed and sworm to before me on the 2	day of September, 1994,
Identification Presented: Personal Known Public State of Florida	Debra Lee O Berry Signature My commission expires: 2/24 Pk

St. Johns County



Res # 253' "RD # _

REVISED 9/94

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APPLICATION FOR ZONING HEARING

File Çou	Receipt No. 94-0403 Date 10/11/94 Applicant Name: Prosser, Hallock & Kristoff, Inc. Telephone: (904) 739-3655	
1.	Applicant Name: Flosser, Hallock & Kristoff, Inc. Telephone: (904) 739-3655	
	Sitest Address: Tacksonville Fr	
2.	Owner of Property: M.L. Farthership Telephone: (904) 285-6021	
,	Street Address: 4400 Marsh Landing Blvd. City: Ponte Vedra Beach, FL	
3.	Degat Description of Property: See FDP Map	
	Size of Property: 11 acres	
4. Address of Property: 25500 Marsh Landing Parkway 5. Engineering Denarment Comments:		
3.	Engineering Department Conunents*:	
6.	Jurisdictional Wetlands Map: Required X Not Required By:	
7.	Concurrency Determination**: See Attach Required (File No:) Not Required	
8.		
9.	Present Use of Property Clubbouse Compley	
10.		
11.	10. Comprehensive Plan Designation:	
k.	in FDP	
12.	Reason Change is Requested: See FDP Application	
13. Statement of facts supporting requested change: See FDP Application		
	The graduated ondage. Dee 1Dt Applicacion	
14.	 Attach the following to this application: a. List of adjacent property owners within 300 feet showing name, address and brief form legal description fromcurrent tax rolls; Address one long envelope to each person on the list, no return address needed, but proper postage on each; b. Proof of ownership (deed or certificate by lawyer or abstract company or title insurance company that verifies record owner as above); c. If applicant is not the owner, a letter of authorization from the owner for applicant to represent the owner for all purposes related to this application. 	
I HEI	REBY CERTIFY THAT ALL INFORMATION IS CORDECT.	
2 Signat	rure of all owners or authorized person if proper letter of authorization is attached:	
1	d or typed name(s): Jim Ross	
	ure(s): AMUS C.MSS V. TVS	
ADDR	ESS AND TELEPHONE NUMBER OF PERSON TO RECEIVE ALL CORRESPONDENCE REGARDING THIS APPLI- Telephone: (904) 739-3655	
Mailin	g Address: 8101 Phillips Highway, Jacksonville, FL 32256-7457	
/ * Engi	ineering Department review is necessary before application is complete. neurrency is required, request application form prior to filing this application; concurrency application must be deemed "complete" before pplication is processed	



PROSSER, HALLOCK & KRISTOFF, INC.

September 30, 1994

Ms. Rosemary Yoeman
St. Johns County Planning & Zoning Department
P.O. Drawer 349
St. Augustine, Florida 32085-0349

P. U. D. OFF. REC.

BOOK PAGE 3

RE: Marsh Landing Clubhouse Additions and Alternations

FDP Modification PHK Ref. No. 90004

Dear Ms. Yoeman:

On behalf of M.L. Partnership, we are submitting for approval by the St. Johns County Planning and Zoning Department, modifications to the Marsh Landing Clubhouse Complex Final Development Plan. The modification consists of the:

- Replacement of the existing 1,200 square foot tennis center pavilion with a new 6,700 square foot tennis center pavilion and the relocation of the maintenance shed.
 - b. Drop-off area to be constructed adjacent to Bridle Way. The parking requirements for the facility are met by the existing parking area.

There are no other changes to the Final Development Plan. We have attached the required Exhibits "A" and "B" outlining the changes.

We feel that the proposed changes would be considered a positive improvement to the project. If you have any questions, please do not hesitate to call.

Sincerely,

PROSSER, HALLOCK & KRISTOFF, INC.

/bjm

Ms.Rosemany Yoeman September 30, 1994 Page Two

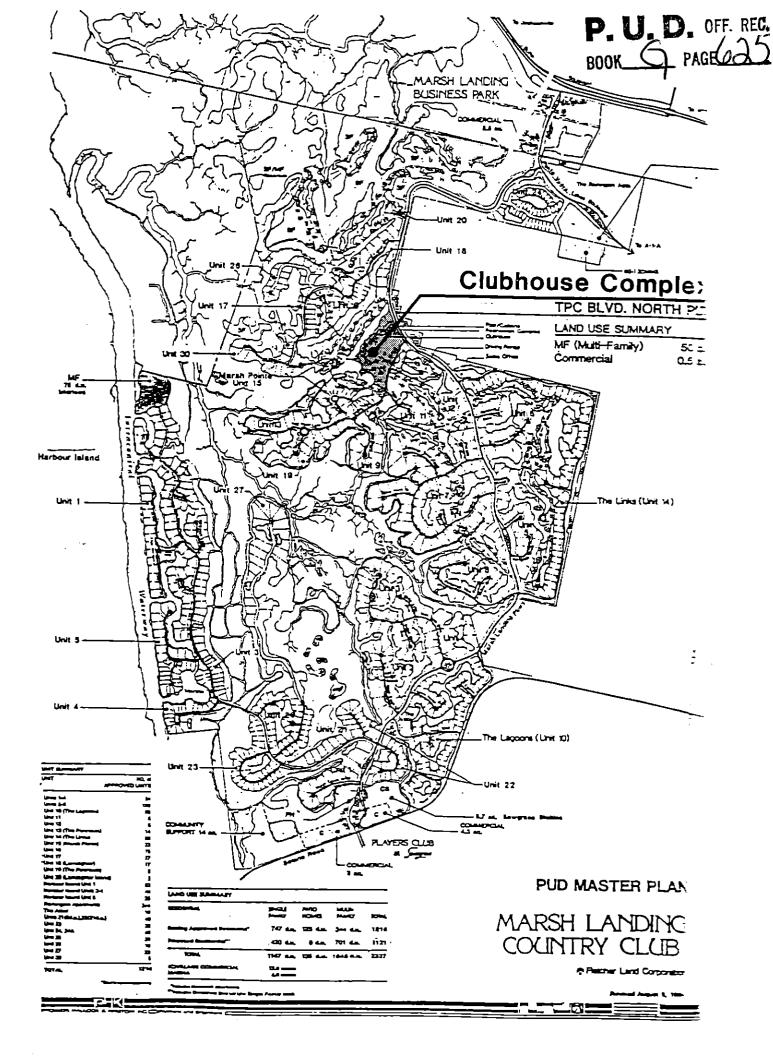
cc:

Mr. Jim Ross

Attachments: Form of Resolution

Exhibit A (Map) Exhibit B (Text) Sq. 5

P. U. D. OFF. REC. BOOK PAGE 624





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OCT 6 1994

PHK

St. Johns Service Company

200 NORTH LAURA STREET
TENTH FLOOR. THE GREENLEAF BUILDING
POST OFFICE BOX 52506
JACKSONVILLE, FL 32201-2506
(904) 358-2529

P.U.D. OFF. REC.
BOOK PAGE 626

October 5, 1994

Ronald A. Nogas, P.E. Prosser, Hallock & Kristoff, Inc. 8101 Phillips Highway, Suite One Jacksonville, Florida 32216

VIA: FAX

RE: Proposed Tennis Center Building - Marsh Landing Water and Sewer Availability

Dear Ron:

Please be advised that water and sewer service is available for the proposed 6.200 square foot tennis center in Marsh Landing, Ponte Vedra Beach.

Sincerely,

ST. JOHNS SERVICE COMPANY

Clenn R. Holeves

Utility Systems Manager

GRH: kgc

ST. JOHNS COUNTY, FLORIDA

Board of County Commissioners

NNING AND ZONING DEPARTMENT.

P.C. DRAWER 349 SAINT AUGUSTINE FLORIDA 32285-3349



PHONE: (904) 323-2470 FAX (9C4) 825-2498

P. U. D. OFF. REC. BOOK G PAGE 62

April 20, 1993

Ms. Laure Henry Allen Foley & Lardner P.O. Box 240 Jackschville, Florida 32201-0240

Subject: Concurrency Exemption

Cabalics Del Mar DRI SJC File No. 93-CE-08

Dear Ms. Allen:

Pursuant to your request of April 8, 1993, I have reviewed departmental files and determined that the Caballos Del Mar DRI (aka Players Club DRI and Marsh Landing DRI), approved in 1975, Ord. No. 75-15 is categorically exempt for the amount and type of development described in the approved development order.

The project is exempt according to Section 6.5 Concurrency Management Ordinance which reads:

Section 6.5. Projects or parts of projects within and consistent with current valid development orders for Developments of Regional Impact, issued pursuant to Florida Statutes, Section 380.06 prior to September 14, 1990.

Please be advised, this concurrency exemption has no effect on any other land development regulations and does not relieve the applicant from applying for other applicable permits or any other land development regulations or governmental requirements, nor does this exemption guarantee the granting of reconings, variances, exceptions, modifications, deviations.

If you have any questions or require additional information, please call me.

Sincerely,).

Teresa Bishop

Planner II

St. Johns County

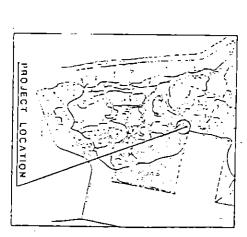
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Maintenance Shed (Proposed) Exialing Clubhouse, Parking & Tennis, Court T.P.C. (Proposed) CINT OF DEGINNING BLVD. Handicapped Parking Space (Proposed) Tennis Payillon Drop Off Area (Proposed) Landscaping (Proposed)



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PROSSEP, HALLOCK & MPSTOFF, NC. Plansers and Sngines Sussellar Slot Philips Mighest Suise Car Jeahanntiis, Flances 38256 (RPH) 738-3856 oral (RMH) 730-3478

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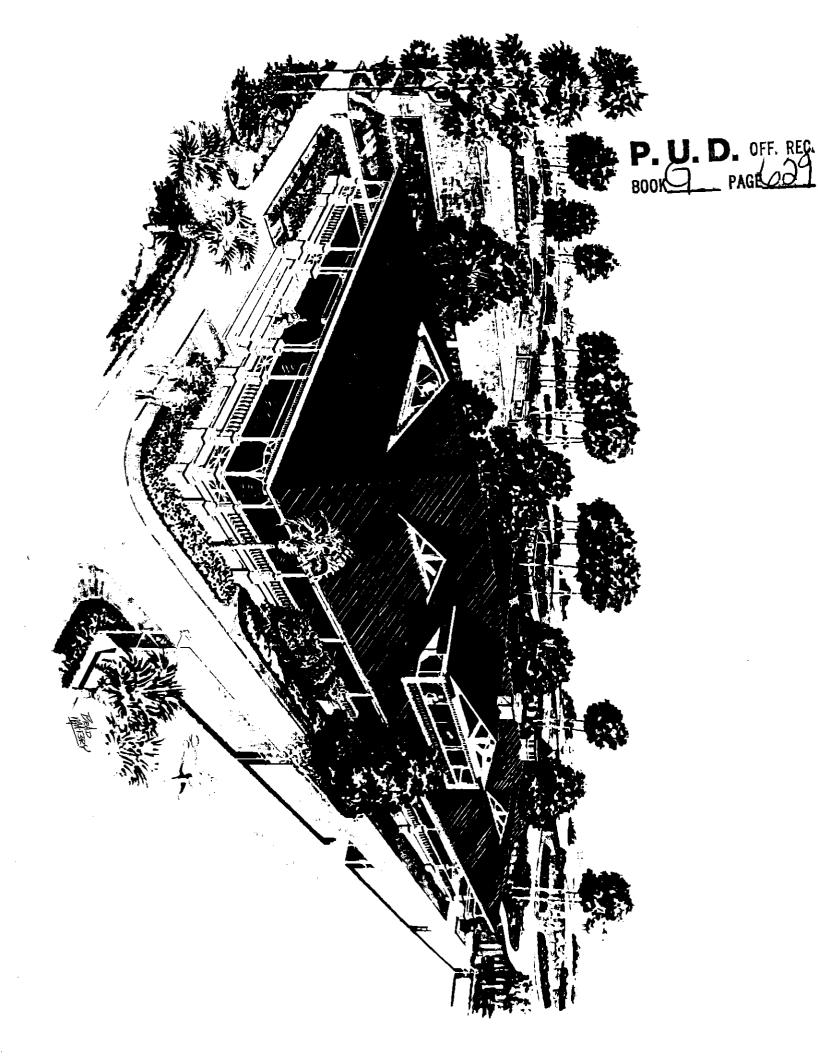
MODIFICATION TO A FINAL DEVELOPMENT

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DESIGNED 96 <u>58</u> CHECKED

OF



STATE OF FLORIDA
COUNTY OF ST. JOHNS

P. U. D. OFF. REC. BOOK PAGE (630)

I, CARL "BUD" MARKEL, CLERK OF THE CIRCUIT COURT, Ex-officio, Clerk of the Board of County Commissioners of St. Johns County, Florida,

DO HEREBY CERTIFY that the foregoing is a true and correct copy of the following:

RESOLUTION NO. 94-232

of St. Johns County, Florida at a regular meeting of said Board held December 13, 1994

as the same appears of record in the office of the Clerk of the Circuit Court of St. Johns County, Florida, of the public records of St. Johns County, Florida.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office this 15th day of December, 1994.

CARL "BUD" MARKEL, CLERK OF THE CIRCUIT COURT Ex-officio Clerk of the Board of County Commissioners of St. Johns County, Florida

Irma Pacetti, Deputy Clerk

(seal)