

**SEMINOLE COUNTY  
DENIAL DEVELOPMENT ORDER**

On February 27, 2023, Seminole County issued this Development Order relating to and touching and concerning the following described property:

LOT 54  
APPLE VALLEY UNIT 2  
PB 16 PG 35

(The above described legal description has been provided by Seminole County Property Appraiser.)

**A. FINDINGS OF FACT**

**Property Owner:** PAUL & MICHELE HOLMES  
105 BAYBERRY ROAD  
ALTAMONTE SPRINGS, FL 32714

**Project Name:** BAYBERRY ROAD (105)

**Requested Variance:**

Request for a side yard (west) setback variance from ten (10) feet to seven (7) feet for a pool enclosure in the R-1AA (Single Family Dwelling) district.

The findings reflected in the record of the February 27, 2023, Board of Adjustment meeting are incorporated in this Order by reference.

**A. CONCLUSIONS OF LAW**

Approval was sought to reconstruct a pool enclosure within the required side yard (west) setback. The Board of Adjustment has found and determined that one or more of the six (6) criteria under the Seminole County Land Development Code for granting a variance have not been satisfied and that failure to grant the variance would not result in an unnecessary and undue hardship. The Property Owner still retains reasonable use of the property without the granting of the requested variance.

**B. DECISION**

The requested development approval is hereby **DENIED**.

**Done and Ordered on the date first written above.**

By: \_\_\_\_\_  
Mary Moskowitz, AICP, CPM  
Planning and Development Manager

**STATE OF FLORIDA  
COUNTY OF SEMINOLE**

**I HEREBY CERTIFY** that on this day, before me by means of  physical presence or  online notarization, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Mary Moskowitz, who is personally known to me and who executed the foregoing instrument.

**WITNESS** my hand and official seal in the County and State last aforesaid this \_\_\_\_\_ day of March, 2023.

\_\_\_\_\_  
Notary Public

Prepared by: Angi Gates, Planner  
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Sanford, Florida 32771