

SEMINOLE COUNTY APPROVAL DEVELOPMENT ORDER

On May 19, 2025, Seminole County issued this Development Order relating to and touching and concerning the following described property:

N 120 FT OF LOT 3 & ALL LOTS 4 & 5 & BEG SE COR LOT 3 RUN W 47.72 FT N 120
FT E 64 FT S 120 FT W 16.28 FT TO BEG BLK C A B STEVENS ADD TO MIDWAY
PB 7 PG 38

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

A. FINDINGS OF FACT

Property Owner: CLARETHA P HUDSON
2581 BYRD AVE
SANFORD, FL 32771

Project Name: BYRD AVE (2581)

Variance Approval:

Request for (1) a front yard setback from twenty-five (25) feet to four (4) feet for a fence and two (2) double driveway gates; and (2) a height variance from six and one half (6.5) feet to seven (7) feet for two (2) double architectural driveway gates in the R-1 (Single Family Dwelling) district.

The findings reflected in the record of the May 19, 2025, Board of Adjustment meeting are incorporated in this Order by reference.

B. CONCLUSIONS OF LAW

All six (6) criteria for granting a variance under the Land Development Code have been satisfied.

The development approval sought is consistent with the Seminole County Comprehensive Plan and is in compliance with applicable land development regulations and all other applicable regulations and ordinances.

Order

NOW, THEREFORE, IT IS ORDERED AND AGREED THAT:

- (1) The aforementioned application for development approval is **GRANTED**.
- (2) All development must fully comply with all of the codes and ordinances in effect in Seminole County at the time of issuance of permits, including all impact fee ordinances, to the extent that such requirements are not inconsistent with this Development Order.
- (3) The conditions upon this development approval are as follows:
 - a. The variance granted applies only to the six (6) feet tall fence and two (2) double driveway gates as depicted on the site plan, attached hereto as Exhibit A.
- (4) This Development Order touches and concerns the above-described property and the conditions, commitments and provisions of this Development Order will perpetually burden, run with and follow this property and be a servitude and binding upon this property unless released in whole or part by action of Seminole County by virtue of a document of equal dignity with this Order.
- (5) The terms and provisions of this Order are not severable and in the event any portion of this Order is found to be invalid or illegal then the entire order will be null and void.
- (6) All applicable state or federal permits must be obtained before commencement of the development authorized by this Development Order.
- (7) Issuance of this Development Order does not in any way create any rights on the part of the Applicant or Property Owner to receive a permit from a state or federal agency, and does not create any liability on the part of Seminole County for issuance of the Development Order if the Applicant or Property Owner fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law.

Done and Ordered on the date first written above.

By: _____
Joy Giles
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 Joy Giles, 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 June, 2025.

Notary Public

Prepared by: Meggan Znorowski, Project Coordinator
1101 East First Street
Sanford, Florida 32771

EXHIBIT A SITE PLAN

18' FROM EDGE OF ROAD
4.5 ' FROM EDGE OF SIDEWALK
4' SETBACK

PROPOSED 6' ALUMINUM PICKET FENCE

PROPOSED 7' TALL 12' WIDE DOUBLE GATES

PROPOSED FENCE NOT TO
EXCEED 6.5' ON TOP OF
EXISTING MASONRY HALF WALL

Legal Description:

LOTS 3, 4, & 5, BLOCK C, A.B. STEVENS ADDITION TO MIDWAY ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 7, PAGE 58, OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA.

A PORTION OF LOT 2, BLOCK C, A.B. STEVENSON ESTATE TO MIDWAY ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 7, PAGE 38, OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS BEGINNING AT THE SOUTHWEST CORNER OF LOT 2, BLOCK C, RUN NORTH ALONG THE WEST LINE OF LOT 2, BLOCK C, A DISTANCE OF 120 FEET; THENCE RUN EAST 16.68 FEET TO A POINT; THENCE RUN SOUTH 120 FEET TO THE SOUTH LINE OF LOT 2, BLOCK C; THENCE RUN WEST ALONG THE SAID SOUTH LINE A DISTANCE OF 17.10 FEET TO THE POINT OF BEGINNING.

