

# **STAFF REPORT**

### <u>Suncoast Technical College Commercial Outparcels</u>

Development Master Plan Amendment (Petition No. DMA-21-269)

From: Sherry Willette-Grondin, Planner III

**Thru:** Lori Barnes, AICP, CPM, Planning & Zoning Division

Manager

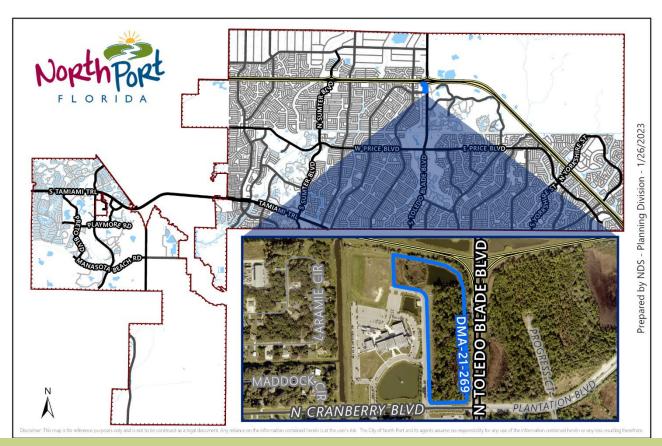
Thru: Alaina Ray, AICP, Neighborhood Development

Services Director

Thru: Jason Yarborough, ICMA-CM, Assistant City Manager

**Thru:** A. Jerome Fletcher II, ICMA-CM, MPA, City Manager

**Date**: March 2, 2023



**PROJECT:** Suncoast Technical College Commercial Outparcels, DMA-21-269

**REQUEST:** Consideration of a Development Master Plan Amendment to

reconfigure lot sizes, easements, and roadway improvements on Toledo Blade and Cranberry Boulevard for the technical college

commercial outparcels.

**APPLICANT:** James Angeloni, Managing Member of Toledo Blade Partners, LLC

(Exhibit A, Affidavit)

OWNERS: Toledo Blade Partners, LLC (Exhibit B, Warranty Deed)

**LOCATION:** Located generally located west of and adjacent to N. Toledo Blade

Boulevard and north of and adjacent to N. Cranberry Boulevard (Activity Center #4), (PID#s 0960-01-0001, 0960-01-0002, 0960-01-0003,

0960-01-004)

**PROPERTY SIZE:** ± 14.42 acres

# I. BACKGROUND

James Angeloni, Managing Member of Toledo Blade Partners, LLC, the property owner, submitted a development master plan amendment application to the City of North Port. The purpose of the application is to amend the previously approved Suncoast Technical College/Library development master plan (DMP-15-024) by reconfiguring lot sizes and easements, including the cross-access easement, adding a right-in driveway from Toledo Blade Boulevard southbound with deceleration/turning lane, and a traffic signal at the intersection of Career Lane and Cranberry Boulevard. The traffic signal is warranted due to the updated traffic analysis and will be constructed by the developer. The cost for the signalization will be shared 50-50 between the City and the developer through a developer's agreement for traffic mitigation and cost-sharing to be approved by the City Commission. The developer agreement will be presented to Commission as a future agenda item.

The commercial outparcels comprise 14.42 acres. The property is zoned Commercial General (CG) with a Future Land Use of Activity Center.

# II. MODIFICATION OF REGULATIONS (WAIVERS)

Pursuant to ULDC Sec. 53-118-Modifications of regulations. The Commission may approve modifications to regulations during the Development Master Plan hearing process. The applicant is not requesting any modifications of regulations (waivers) for this project.

# III. NEIGHBORHOOD MEETING

Pursuant to Section 53-5. E. of the Unified Land Development Code, a neighborhood meeting for the complete project was conducted on February 19, 2015, under the approved development master plan DMP-15-024.

# **IV. STAFF REVIEW**

The following staff reviews were completed before hearings held by the Planning and Zoning Advisory Board and the City Commission:

- 1. Pre-Application meeting with the Staff Development Review (SDR) team.
- 2. Formal Submittal/Resubmittals to be reviewed and approved by SDR.
- Review for consistency with the City's Comprehensive Plan (Comp Plan).See Section V.
- 4. Compliance with the City's Unified Land Development Code (ULDC). See Section V.

Staff Development Review Summary				
NDS- Building Arborist	No Objection <sup>1</sup>			
NDS-Building Structural	No Objection <sup>2</sup>			
Finance	No Objection			
Fire/Rescue	No Objection			
NDS-Planning and Zoning	No Objection <sup>3</sup>			
Parks and Recreation	No Objection			
Public Works/P&Z Environmental	Meets Requirements <sup>4</sup>			
Public Works Engineering	Meets Requirements with Conditions <sup>5</sup>			
Public Works Stormwater	Meets Requirements with Conditions <sup>6</sup>			
Public Works Solid Waste	No Objection			
Utilities	Meets Requirements with Conditions <sup>7</sup>			

<sup>&</sup>lt;sup>1</sup> The City Arborist had no objection. However, standard comments concerning the placement of all trees and landscaping requirements will apply during the site development/infrastructure stage.

<sup>&</sup>lt;sup>2</sup> Building provided standard comments to be addressed at the building permit stage.

<sup>&</sup>lt;sup>3</sup> Planning and Zoning had no objection to the development master plan.

<sup>&</sup>lt;sup>4</sup> Environmental conditions apply at the site and development/infrastructure stage concerning the 90-day requirement for the gopher tortoise survey prior to land clear activity for each commercial lot as it is developed.

<sup>&</sup>lt;sup>5</sup> Engineering condition #1 - A developer's agreement for the cost-sharing of the signalization at the intersection of Career Lane and Cranberry Boulevard shall be approved by the City Commission prior to the development of the commercial outparcels.

<sup>&</sup>lt;sup>6</sup> Stormwater comments are applicable at the site development stage. Stormwater requested the following condition on the order of approval. The detailed stormwater system design, treatment, and attenuation analysis for the additional roadway imperious areas will need to be addressed in the future site development applications, and any needed drainage easements must be provided.

<sup>&</sup>lt;sup>7</sup> Utilities were approved with standard conditions related to irrigation systems to be designed and constructed to reuse standards. These conditions are applicable at the site development stage.

# **V. DATA & ANALYSIS**

Staff has reviewed the proposed development master plan for consistency with the City's Comprehensive Plan and the Unified Land Development Code (ULDC).

### City of North Port Comprehensive Plan Chapter 2 Future Land Use

Policy 2.4.1: AC #4 I-75/Toledo Blade Boulevard./ Panacea) - This Activity Center shall be established to provide a large concentrated area of a mixture of residential, commercial, office, medical, industrial, recreational and cultural facilities at a scale which serves the entire City, and the regional market due to its proximity to I-75.

<u>Staff Findings:</u> The proposed amendments to the development master plan apply only to the commercial outparcels and the roadways serving the development. These amendments include reconfiguring lot sizes, and easements, including the cross-access easement, adding a right-in driveway from Toledo Blade southbound with a deceleration/turning lane, and a traffic signal at the intersection of Career Lane and Cranberry Boulevard. The project was approved by City Commission in 2015 through DMP-15-024 as part of the Suncoast Technical College/Library Development Master Plan. The proposed uses are a combination of commercial, educational, and cultural facilities which serve the entire City. In addition, the development is located near I-75 at the Toledo Blade exit and immediately to the north of the North Port Park of Commerce and to the west of The Woodlands Phase I, an industrial, flex warehouse, and office space. This development integrates with the surrounding mix of uses and expands the commercial corridor along Toledo Blade Boulevard.

Staff concludes that the proposed development is consistent with Policy 2.4.1.

# Comprehensive Plan - Chapter 3 – Transportation Element Goals, Objectives, and Policies

**Policy 2.1:** The City, as needed, will conduct studies to identify needed signalization or signage improvements, turn lanes, traffic calming, connectivity, and crosswalk controls at warranted intersections. The cost of these improvements may be shared between the City and the Florida Department of Transportation (FDOT), or other appropriate agency(s).

Staff Findings: A Traffic Impact Study was prepared by Stonefield Engineering & Design, LLC, on behalf of the developer and was evaluated by GHD Engineering, which the City from the general engineering library of consultants hired. The study aimed to investigate the potential impacts of the proposed commercial development on the adjacent roadway network. Based on the information provided in the Traffic Impact Study and Turn Lane analysis documents submitted by Stonefield Engineering & Design, LLC, dated July 21, 2021, the proposed expansion and development of Lots 1-5 of the Suncoast Technical College

Commercial Subdivision will produce impacts to the City of North Port transportation system. The deficiency identified in the Turn Lane Analysis (reference Table 2) pertains to the southbound Career Lane dedicated left turn movement onto eastbound Cranberry Boulevard, and the eastbound Cranberry Boulevard dedicated left turn movement onto northbound Career Lane, with a combined ratio of needed capacity of 2% background and vested trips and 98% development generated trips. The development of the commercial outparcels will warrant a traffic signal at the intersection of North Cranberry Boulevard and Career Lane and widen a portion of Cranberry Boulevard to reduce queue length to avoid any adverse impacts related to the nearby signalization at the intersection of Toledo Blade Boulevard.

The City of North Port Public Works Department has reviewed the documents provided by the developer regarding the traffic impacts and the cost-sharing proposal and has provided the following response:

"While the City acknowledges that not all of the trips passing through the improved intersection will be development originated, it is the City's viewpoint that the proposed traffic signal primarily exists to provide relief for two turning movements – the left turn from southbound Career Lane to eastbound Cranberry Boulevard, and the left turn from eastbound Cranberry Boulevard to northbound Career Lane. Both of these movements carry nearly 100% development-originated traffic...." "...the City is firm in paying no more than 50% of the construction cost". It is intended that impact fees generated by the project will be used for the City's portion.

A developer agreement between the City of North Port and the developer to share 50-50 of the cost of installing the traffic signal and widening a portion of Cranberry Boulevard is required. The agreement details are being finalized prior to legal review by the City Attorney's Office. This item will be presented before the Commission as a future agenda item through an Ordinance for approval.

Staff concludes that the proposed development is consistent with Chapter 3, Policy 2.1.

# Unified Land Development Code – Chapter 53 – Zoning Regulations, Article III. CG Commercial General District, Section 53-37.

The CG Commercial General District is intended to provide areas in which the customary and traditional conduct of trade, retail sales, and commerce may be carried on without disruption by the encroachment and intrusion of incompatible residential uses and protection from the adverse effects of undesirable industrial uses. All commercial uses listed herein shall be conducted within completely enclosed buildings unless otherwise exempted.

<u>Staff Findings:</u> This amendment applies only to the commercial outparcels and the roadways serving the site. These amendments include reconfiguring lot sizes, and easements, including the cross-access easement, adding a right-in driveway from Toledo Blade southbound with a deceleration/turning lane, and a traffic signal at the intersection of Career Lane and Cranberry Boulevard. The lot size reconfiguration impacts the boundaries of lots 1-5 and meets the minimum lot size requirements of the CG zoning district. The driveway and the cross-access easement on lot one will be relocated. The utility easements will be slightly shifted due to the new lot configuration, and all affected easements will be recorded with the replat. There will be no impact on the existing technical college, library, private conservation, or public flowage easements on Tract 801 or Tract 201, as these areas are not included in the amendment.

Staff concludes that the proposed amendment to the development master plan is consistent with this section.

# VI. FISCAL IMPACT ANALYSIS

In 2015, staff performed a fiscal impact analysis for the Suncoast Technical College Development Master Plan DMP-15-024 with the City's Economic and Fiscal Impact Analysis Model (NP FAM). The project assumptions projected a direct output from the entire development area of \$43,098,331 for the first five years and \$86,740,409 after buildout and indirect input from the development at \$22,226,393 plus an additional 506-1006 employees. The data was derived from RIMS-II (Regional Input-Output Modeling System) final demand and direct effect economic multipliers for 62 industry categories. The multipliers are specific to Sarasota County and were prepared by the Bureau of Economic Analysis at the US Department of Commerce. These multipliers estimate spin-off or indirect economic impacts from direct economic activity.

# VII. CONDITIONS

Staff is recommending the following conditions:

<u>Condition #1</u> – A developer's agreement for the traffic impact mitigation and cost-sharing of the Cranberry Boulevard/Career Lane intersection signalization and the Cranberry Boulevard roadwork will be required within 180 days of the development master plan approval.

<u>Condition #2</u> - Stormwater comments are applicable at the site development stage. Stormwater requested the following condition on the order of approval. The detailed stormwater system design, treatment, and attenuation analysis for the additional roadway imperious areas will need to be addressed in the future

site development applications, and any needed drainage easements must be provided.

# VIII. PUBLIC HEARINGS

Planning & Zoning Advisory Board Public Hearing	March 2, 2023 9:00 AM or as soon thereafter
City Commission	March 30, 2023
Public Hearing	6:00 PM or as soon thereafter

# IX. RECOMMENDED MOTION

The Planning & Zoning Division recommends that the Planning & Zoning Advisory Board recommend approval of DMA-21-269, Suncoast Technical College Commercial Outparcels Development Master Plan Amendment, with the following conditions and motion as follows:

I move to find Petition No. DMA-21-269, Suncoast Technical College Commercial Outparcels Development Master Plan Amendment consistent with the City of North Port Comprehensive Plan based on the competent substantial evidence as presented and recommend the City Commission approve the petition with the conditions included in the Staff Report.

# X. ALTERNATIVE MOTION

APPROVAL of DMA-21-269, Suncoast Technical College Commercial Outparcels Development Master Plan Amendment with Alternative Waivers and/or conditions.

I move to recommend approval of Petition DMA-21-269, Suncoast Technical College Commercial Outparcels Development Master Plan Amendment with [no] waivers and/or [without] conditions [or any combination of waivers or conditions] and find that, based on competent substantial evidence, the development master plan complies with the North Port Comprehensive Plan and the Unified Land Development Code.

# DENY DMA-21-269, Suncoast Technical College Commercial Outparcels Development Master Plan Amendment

I move to find Petition No. DMA-21-269, Suncoast Technical College Commercial Outparcels Development Master Plan Amendment is inconsistent with the City of North Port Comprehensive Plan based on the competent substantial evidence as presented and recommend the City Commission deny the petition.

# XI. EXHIBITS

Exhibits	
A. Affidavit	
3. Warranty Deed	
C. Development Master Plan	

# Exhibit A - Affidavit AFFIDAVIT

I (the undersigned), James Angeloni, Managing Member of Toledo Blade Partners, LLC being first duly sworn, depose and say that I am the owner, attorney, attorney-in-fact, agent, lessee or representative of the owner of the property described and which is the subject matter of the proposed application; that all answers to the questions in this application, and all sketches, data and other supplementary matter attached to and made a part of the application are honest and accurate to the best of my knowledge and belief. I understand this application must be complete and accurate before the application can be processed or hearing can be advertised, and that I am authorized to sign the application by the owner or owners. I authorize City of North Port staff and agents to visit the site as necessary for proper review of this application. If there are any special conditions such as locked gates, restricted hours, guard dogs, etc., please provide the name and telephone number of the individual who can allow access.

	Sworn and subscribed before me this
	James Angeloni, Managing Member
	Signature of Applicant or Authorized Agent Print Name and Title
	STATE OF New Jeney COUNTY OF BUILING TON
	The foregoing instrument was acknowledged by me this day of 20 dl by
es A	ngelon, Managing Member of Tolos Black Parties Who is personally known to me or has produced
	o) State-issued driver's license as identification.
	SZYMON ZEGAR NOTARY PUBLIC OF NEW JERSEY Commission # 50153042 My Commission Expires 2/26/2028
	AFFIDAVIT
	AUTHORIZATION FOR AGENT/APPLICANT
	James Angeloni, Managing Member of Toledo Blade Partners, LLC property owner, hereby
	authorize Stonefield Engineering & Design, LLC to act as Agent on our behalf to apply
	for this application on the property described as (legal description) Lots 1, 2, 3, 4, and 5, of SUNCOAST TECHNICAL COLLEGE
	COMMERCIAL SUBDIVISION, according to the plat thereof, as recorded in plat Book 49, Page 42, of the Public Records of Sarasota County, FLorida
	To with End a Subbit vision, according to the plat the real, as recorded in plat book 45, Page 42, of the Public Necolds of Salasola County, Peorida
	Can Cyl : August 26, 2021
	Owner August 26, 2021  Date
	# 1
	Owner
(m)	STATE OF New Jessey COUNTY OF Buchington
(m)	Owner  STATE OF New Jessey COUNTY OF Buclington  The foregoing instrument was acknowledged by me this dollar day of August 20 Fl by
(m)	Owner  STATE OF New Jessey COUNTY OF Duclington  The foregoing instrument was acknowledged by me this dollar day of August 20 tl by  Angeloni Manging Member of Table black Perhaps who is personally known to me or has produced as identification.
(m)	Owner  STATE OF New Jessey COUNTY OF Duclington  The foregoing instrument was acknowledged by me this dollar day of August 20 tl by  Angeloni Managing Member of Tolers black forturs who is personally known to me or has produced as identification.
(m)	Owner  STATE OF New Jessey COUNTY OF Duclington  The foregoing instrument was acknowledged by me this dollar day of August 20 tl by  Angeloni Manging Member of Taels black Perhaps who is personally known to me or has produced as identification.  SZYMON ZEGAR (Place Notary Seal Below)
(m)	The foregoing instrument was acknowledged by me this dollar day of August 20 th by  Angeloni Managan Menter of Table black fortures who is personally known to me or has produced as identification.  SZYMON ZEGAR (Place Notary Seal Below)  NOTARY PUBLIC OF NEW JERSEY Commission # 50163042

# RECORDED IN OFFICIAL RECORDS INSTRUMENT # 2020165990 5 PG(S)

11/24/2020 11:29 AM

KAREN E. RUSHING

CLERK OF THE CIRCUIT COURT

SARASOTA COUNTY, FLORIDA

SIMPLIFILE

Receipt # 2591740

Doc Stamp-Deed: \$16,800.00

This Instrument Was Prepared By, Record and Return To: Jay Steinman, Esq., Esq. Duane Morris LLP, 201 South Biscayne Blvd., Suite 3400 Miami, Florida 33131

Property Appraiser
Identification No. 0960-01-0001, 0960-01-0002, 0960-01-0003
0960-01-0004, 0960-01-0005 and
0960-01-0007

327731668MC

# SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED dated as of November 202, 2020 between FCB REO PROPERTIES, LLC, a Delaware limited liability company (hereinafter referred to as "Grantor"), whose mailing address is 1111 Bay Avenue, Columbus, Georgia 31901 and TOLEDO BLADE PARTNERS LLC, a New Jersey limited liability company (hereinafter referred to as "Grantee"), whose mailing address is 701 Route 70 E, Building 1, Marlton, New Jersey 08053.

# WITNESETH THAT:

Grantor, for and in consideration of the sum of Ten and No/100 U.S. Dollars (\$10.00), lawful money of the United States of America, to it in hand paid by the Grantee, at or before the ensealing and delivery of these presents, and other good and valuable consideration, the receipt of which is hereby acknowledged, has granted, bargained, sold, alienated, remised, released, conveyed and confirmed and by these presents does grant, bargain, sell, alien, remise, release, convey and confirm unto the Grantee and its/his/her heirs or successors and assignees forever, the following parcel of real property, situate, lying and being in the County of Sarasota, State of Florida, and more particularly described as follows:

# SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF;

TOGETHER with all and singular the tenements, hereditaments and appurtenances, and every privilege, right, title, interest and estate, reversion, remainder and easement thereunto belonging or in any way appertaining (collectively, the "Property").

SUBJECT ONLY TO, HOWEVER, (i) taxes and assessments for the year 2021 and for subsequent years, (ii) zoning and other governmental laws, regulations, rules and ordinances affecting the Property, (iii) matters that could be disclosed by an accurate survey of the real property legally described on Exhibit A attached hereto, and (iii) those matters set forth on **Exhibit B** attached hereto and made a part hereof for all purposes; provided, however, reference thereto shall not serve to reimpose same (all of the foregoing being hereinafter collectively referred to as the "**Permitted Exceptions**").

TO HAVE AND TO HOLD the same in fee simple forever.

AND the Grantor hereby covenants with said Grantee that it 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 Property, subject to the Permitted Exceptions, and will defend the same against the lawful claims of any persons claiming by, through or under the said Grantor but against no others.

[TEXT AND SIGNATURES FOLLOW]

IN WITNESS WHEREOF, Grantor has caused this Special Warranty Deed to be signed and delivered as of the day and year first above written.

	FCB REO PROPERTIES, LLC,
	a Delaware limited liability company
/2000/	By:
Witness  Printed Name of Witness	Richard Gordy, Manager
Printed Name of Witness	
Witness (ah)	
Printed Name of Witness	
STATE OF <u>GEORGIA</u> ) ) ss.:	
COUNTY OF <u>muscog</u> ee )	
physical presence or ( ) online notariza as Manager of FCB REO PROPERTI	nty Deed was acknowledged before me by means of (1) ation, this 10th day of November, 2020, by Richard Gordy, ES, LLC, a Delaware limited liability company, on behalf of personally known to me, or ( ) produced as identification.
	Lachaca Homes Calhow— Fignature of Notary Public
	Barbara Himes Calhoun Printed Name of Notary Public

BARBARA HIMES CALHOUN

Notary Public - State of Georgia

Muscogee County My Commission Expires May 18, 2022

# **EXHIBIT A**

# Legal Description

# Parcel 1:

Lots 1, 2, 3, 4, and 5, of SUNCOAST TECHNICAL COLLEGE COMMERCIAL SUBDIVISION, according to the plat thereof, as recorded in plat Book 49, Page 42, of the Public Records of Sarasota County, Florida.

# Parcel 2:

Tracts 501, 801, and 901, of SUNCOAST TECHNICAL COLLEGE COMMERCIAL SUBDIVISION, according to the plat thereof, as recorded in plat Book 49, Page 42, of the Public Records of Sarasota County, Florida.

# EXHIBIT B

# Permitted Exceptions

- 1. Easement for L.P. Gas Services recorded in Official Records Book 2941, Page 831 and Official Records Book 2941, Page 835, of the Public Records of Sarasota County, Florida.
- 2. Restrictions, covenants, conditions, easements and other matters as contained on the Plat of SUNCOAST TECHNICAL COLLEGE COMMERCIAL SUBDIVISION, recorded in Plat Book 49, Page 42, of the Public Records of Sarasota County, Florida.

# SITE DEVELOPMENT PLANS

**FOR** 

# SUNCOAST TECHNICAL COLLEGE **COMMERCIAL OUTPARCELS**

SUNCOAST TECHNICAL COLLEGE COMMERCIAL SUBDIVISION, LOT 1, 2, 3, 4 & 5 4300 CAREER LANE CITY OF NORTH PORT SARASOTA COUNTY, FLORIDA

# INTERSTATE 75 (STATE ROAD 93)

### **AERIAL MAP**

SCALE: |" = 300'±

### PLANS PREPARED BY:





MA www.stonefieldeng.com

Phone 201.340.4468 · Fax 201.340.4472

### APPLICANT

JAJ DEVELOPMENT GROUP 76) EAST ROUTE 10
HARLTON, NJ 08553
614-14-18-770
M21-(DEVELOPHENT.COH

### OWNER

TOLEDO BLADE PARTNERS, LLC 33 JEAST ROUTE 33 MARETON, NJ 28032 255 928.6776 JIHGH-DEVELOPHENT.COM

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STONEFIELD engineering & design



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GM DONG PLM (II)	C-45
GANDLAN LANDS	C41
GMODES (CALLO)	C43
Newsyllians	C-5.0

C-1049

CONSTRUCTION DETAILS (F-tc)

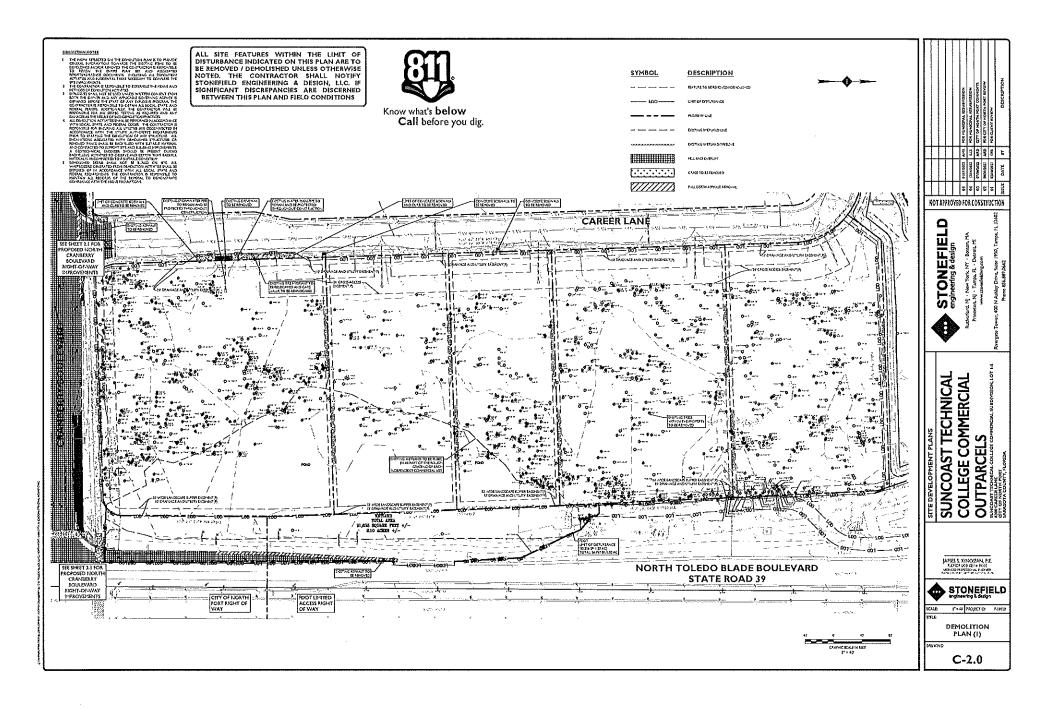
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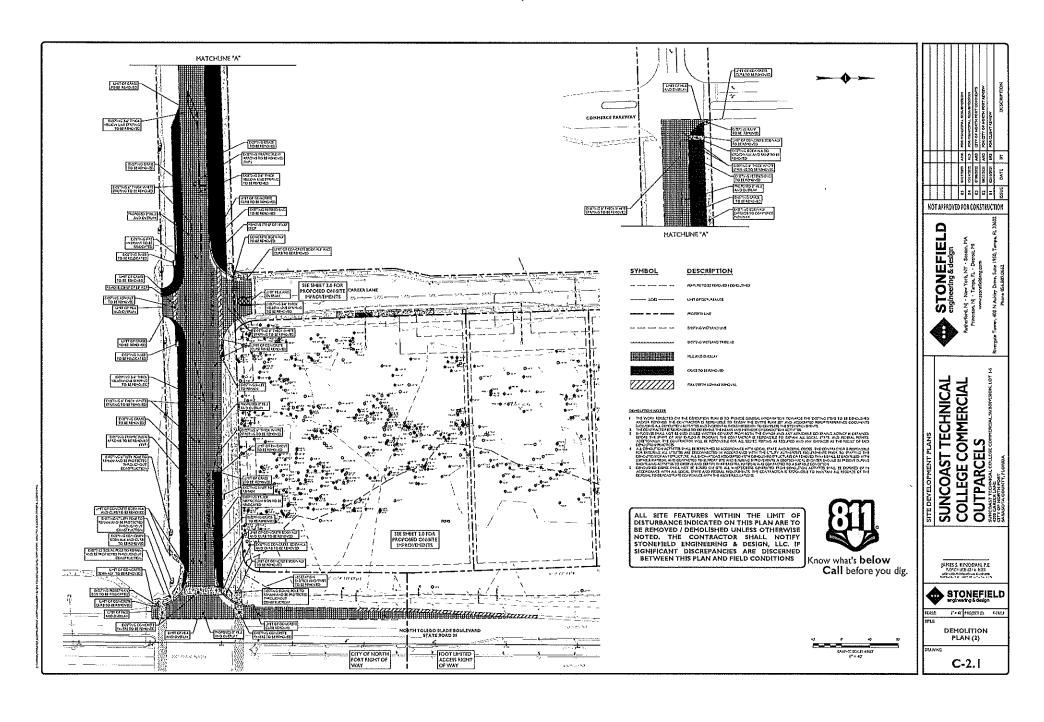
<b></b>	STONEFIE engineering & design
	ord, NJ · New York, NY · Boston, teton, NJ · Tampa, FL · Detroit, M

Headquarters: 92 Park Avenue, Rutherford, NJ 07070

Know what's below Call before you dig.

LOCATION / KEY MAP SCALE: I" = 2,000'±





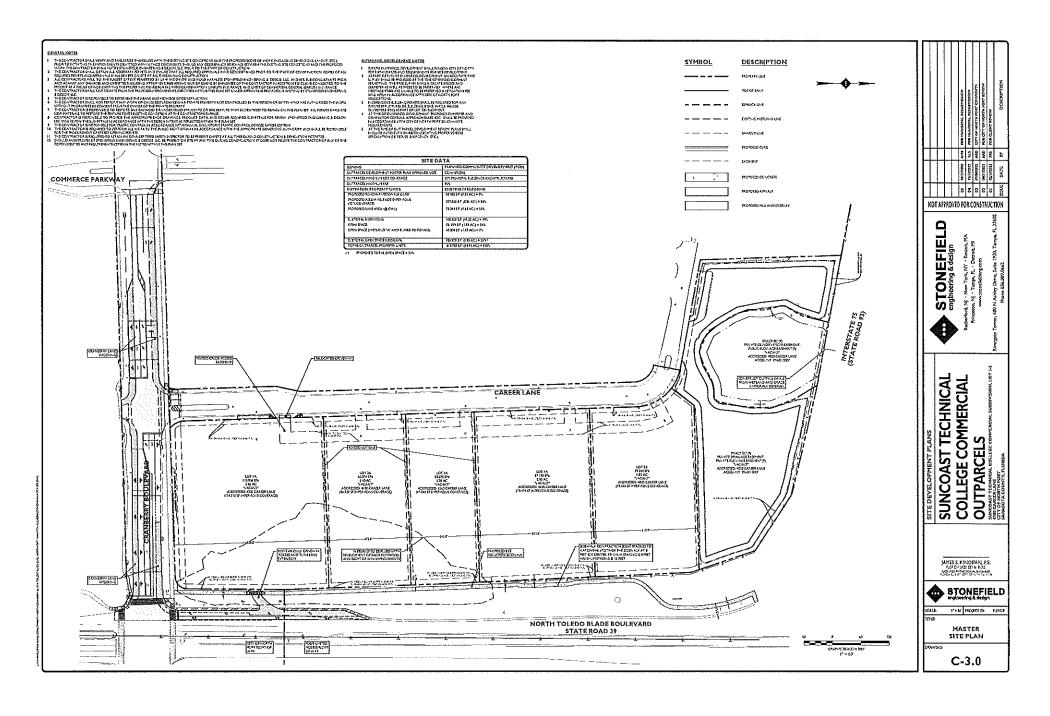


Exhibit C - Development Master Plan

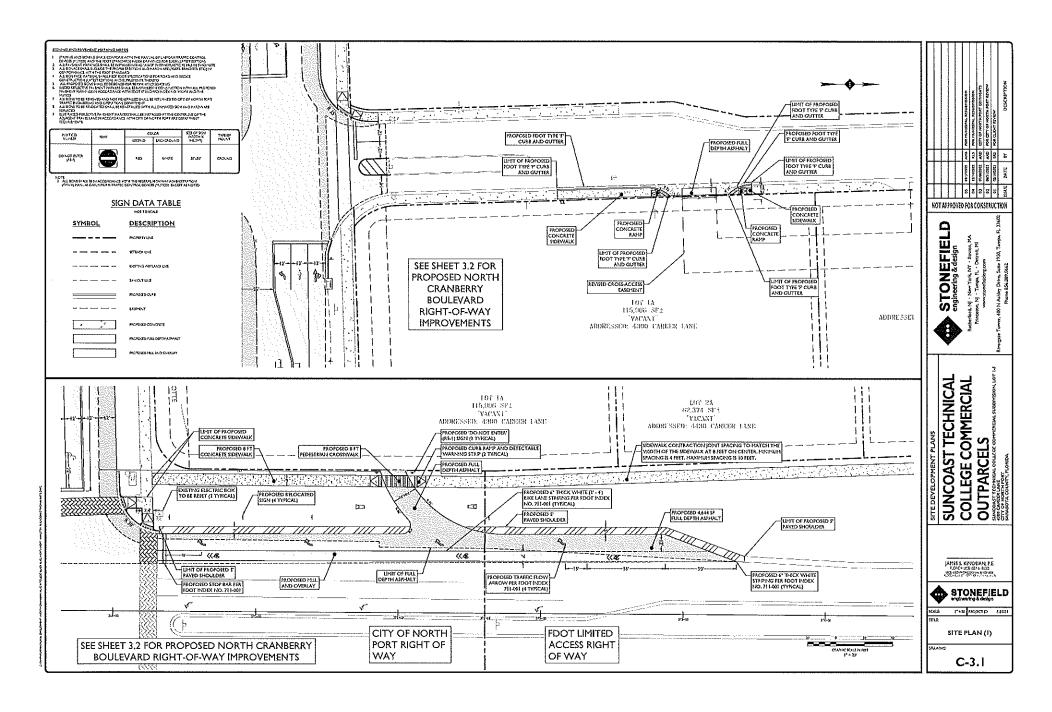


Exhibit C - Development Master Plan

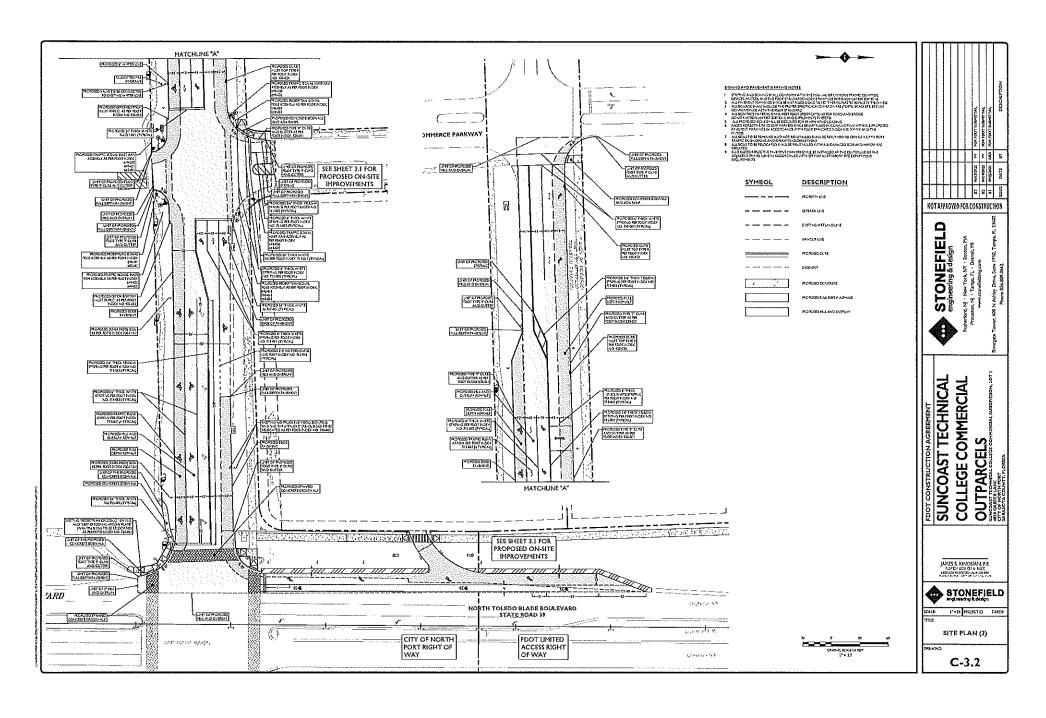


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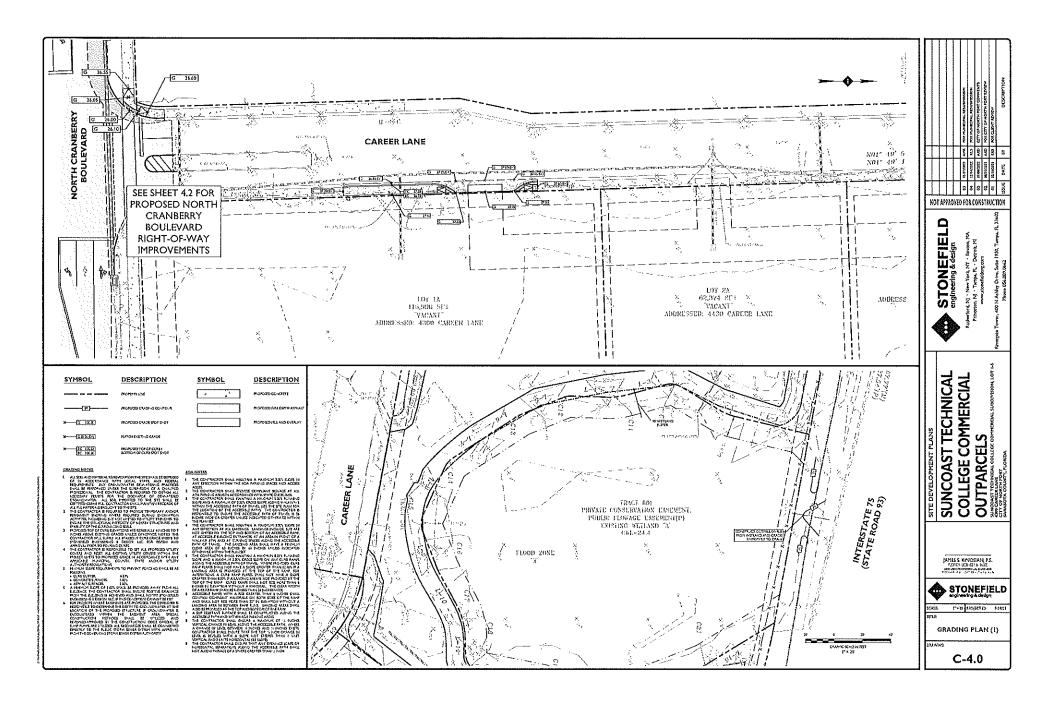


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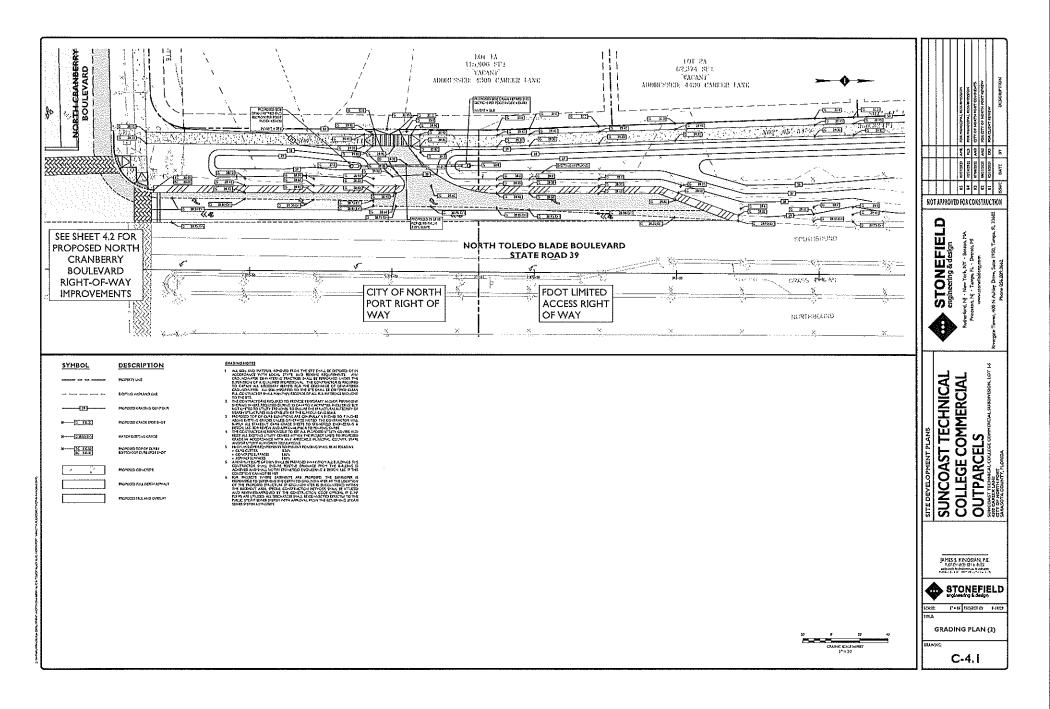


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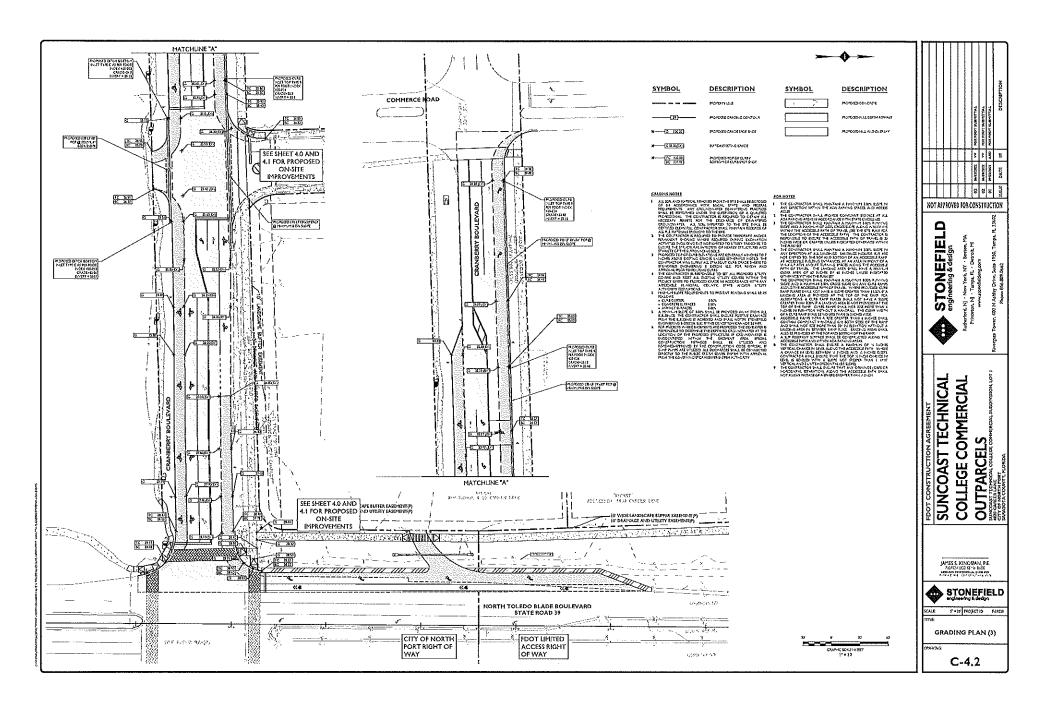


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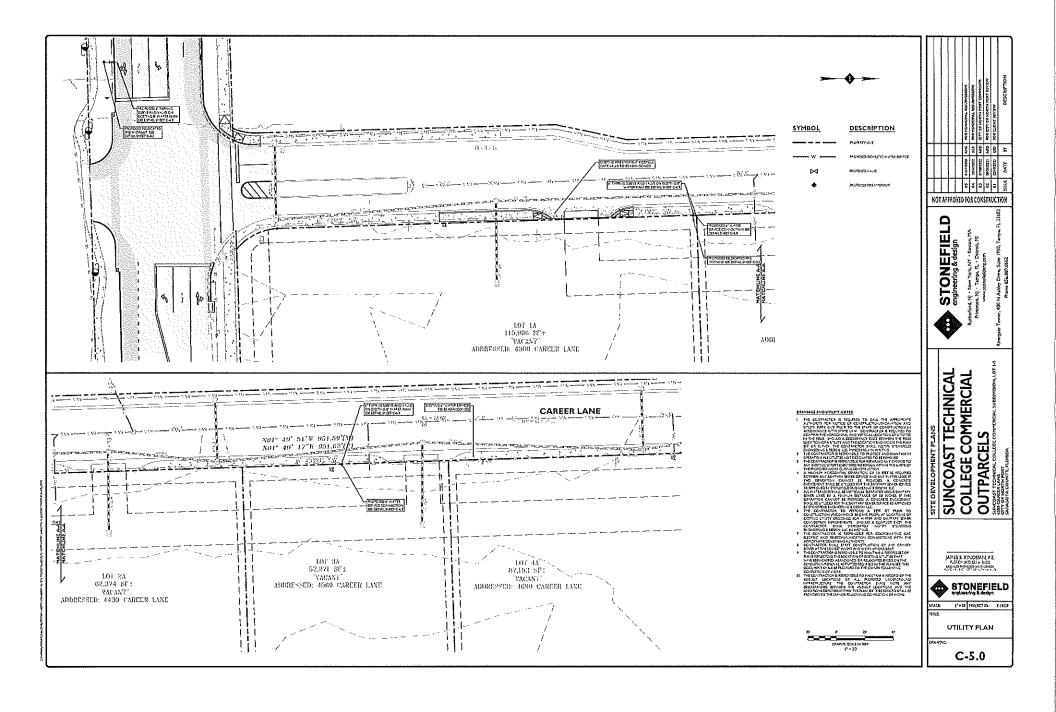


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