



BOARD OF COUNTY COMMISSIONERS

Planning and Development
Planning and Zoning
2725 Judge Fran Jamieson Way
Building A, Room 114
Viera, Florida 32940
(321) 633-2070 Phone

LAND DEVELOPMENT WAIVER APPLICATION

This form should be used for all waiver requests or appeals associated with the Code of Ordinances, Section 62, as it relates to Subdivisions, Minor Subdivisions, and Site Plans. Fees for Waivers are \$775.00.

Office Use Only	
Request Date	Fees
July 14, 2021	\$ 775.00
Original Project Number	Waiver Number
N/A	21WV00014
Coordinator Initials	Reference Files
TR	
County Manager/Designee Approval	

APPLICATION TYPE: ☐ Subdivision Waiver ☐ Site Plan Waiver ☒ Other

Access Waiver
If other, please indicate

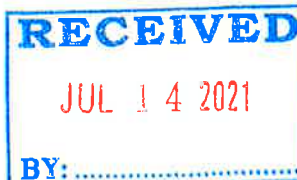
Tax Parcel Identification:

Township 206 Range 34 Section 22 Subdivision 4 Block/Parcel 1.01 Lot

Tax Account Numbers (list all) 2002139

Project Name N/A

Property Owner David & Krystal Harris



Site Address:

not assigned mims FL 32754
Street City State Zip Code

CORRESPONDENCE TO BE PROVIDED TO APPLICANT AT THE ADDRESS BELOW:

Krystal Harris N/A
Applicant Name Company

5388 Hallamshire Titusville FL 32780
Street City State Zip Code

321 576 2335 N/A Krystallynn1983@gmail.com
Phone Number Cell Phone Number Fax Number Email Address

ENGINEER/CONTRACTOR (if different from applicant)

N/A
Company Engineer or Project Manager

Street City State Zip Code

Phone Number Cell Phone Number Fax Number Email Address

DESCRIPTION OF WAIVER REQUEST AND CODE SECTION: Section 62-102

I am requesting access of the right of way off Burkholm Rd. It is the easiest and most direct route to our property. The access has been used by one other homeowner to the south of my property for close to 30 years. Granting me the unpaved road access will eliminate the need to impact any wetlands on the other side to Wellington therefore saving the environment and wasted resources. I am requesting to use the right of way as it is, a dirt road that my husband and I will maintain. Granting us access with an address off Burkholm will not affect any other homeowners or property in a negative way.

Krystal Harris Krystal Harris
Owner/Applicant Signature Print Name

If you wish to appeal any decision made by the county staff on the waiver, you may request the Board of County Commissioners to make a determination. The Board's decision approving or disapproving the waiver or interpretation is final.

LAND DEVELOPMENT APPLICATION DOCUMENT SUBMITTAL REQUIREMENTS

Waivers for Site Plans or Subdivisions require an application, waiver criteria (listed below), an 8 1/2-inch x 11 inch vicinity map, and a fee of \$775.00.

WAIVER CRITERIA FOR SUBDIVISIONS AND SITE PLANS

For a waiver to be considered and approved by staff, your request must comply with all of the following criteria. Please explain, in detail, how your request meets the following conditions.

1. The particular physical conditions, shape, or topography of the specific property involved causes an undue hardship to the applicant if the strict letter of the code is carried out. Half the access is already paved and the other half is dirt. Following the code exactly would cause us to rip up what is already there and repave the entire road, again wasting resources and time and money. Also the construction would block the other homeowner from his driveway for an extended period of time.

2. The granting of the waiver will not be injurious to the other adjacent property.

Granting use of right of way does not affect any other parcels, or property in a negative way.

3. The conditions, upon which a request for waivers are based, are particular to the property for which the waiver is sought and are not generally applicable to other property and do not result from actions of the applicant.

The waiver only pertains to our lot. If the waiver is not granted it could affect the other homeowner's during construction of the access.

4. The waiver is consistent with the intent and purpose of the county zoning regulations, the county land use plan, and the requirements of this article.

All zoning regulations have been met.

5. Delays attributed to state or federal permits.

N/A

6. Natural disasters.

N/A

7. County development engineer and affected agencies concur that an undue hardship was placed on the applicant. (To be filled out by county staff)