



UMATILLA CITY COUNCIL MEETING

November 21, 2023 at 6:00 PM

Council Chambers, 1 S. Central Avenue, Umatilla, Florida 32784

AGENDA

CALL TO ORDER

ROLL CALL

AGENDA REVIEW

MINUTES REVIEW

1. Approval of City Council Minutes
 - November 7, 2023 Land Planning Agency Minutes
 - November 7, 2023 Regular City Council Minutes

PRESENTATIONS

PUBLIC COMMENT

At this point in the meeting, the Umatilla City Council will hear questions, comments and concerns from the public.

Please write your name and address on the paper provided at the podium. Zoning or code enforcement matters which may be coming before the Council at a later date should not be discussed until such time as they come before the Council in a public hearing. Comments, questions, and concerns from the public regarding items listed on this agenda shall be received at the time the Council addresses such items during this meeting. Public comments are generally limited to three minutes.

CONSENT AGENDA

2. City of Umatilla temporary access and construction yard permit

PUBLIC HEARING / ORDINANCES / RESOLUTIONS

3. First Reading of Ordinance No. 2023-19, RLW Realty, LLC & KRK Equity, LLC Annexation
4. First Reading of Ordinance No. 2023-20, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment
5. First Reading of Ordinance No. 2023-21, RLW Realty, LLC & KRK Equity, LLC Rezoning
6. Final Reading of Ordinance No. 2023-22, RLW Realty, LLC & KRK Equity, LLC Annexation
7. Final Reading of Ordinance No. 2023-23, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment
8. Final Reading of Ordinance No. 2023-24, RLW Realty, LLC & KRK Equity, LLC Rezoning
9. Final Reading of Ordinance No. 2023-25, Umatilla Colonial LLC & RLW Realty Annexation
10. Final Reading of Ordinance No. 2023-26, Umatilla Colonial LLC & RLW Realty Small-Scale Comp

Plan Amendment

11. Final Reading of Ordinance No. 2023-27, Umatilla Colonial LLC & RLW Realty Rezoning
12. Resolution No. 2023-27, Dispatch Services

NEW BUSINESS

REPORTS

13. Staff Reports

ADJOURNMENT

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk at least two (2) working days in advance of the meeting date and time at (352)669-3125. F.S. 286.0105 If a person decides to appeal any decision or recommendation made by Council with respect to any matter considered at this meeting, he will need record of the proceedings, and that for such purposes, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any invocation that may be offered before the official start of the Council meeting is and shall be the voluntary offering of a private citizen to and for the benefit of the Council pursuant to Resolution 2014-43. The views and beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent their individual religious beliefs, nor are the views or beliefs expressed intended to suggest allegiance to or preference for any particular religion, denomination, faith, creed, or belief by the Council or the City. No person in attendance at this meeting is or shall be required to participate in any invocation and such decision whether or not to participate will have no impact on his or her right to actively participate in the public meeting.

The City of Umatilla is an equal opportunity provider and employer.



UMATILLA LAND PLANNING AGENCY MEETING

November 7, 2023 at 6:00 PM

Council Chambers, 1 S. Central Avenue, Umatilla, Florida 32784

MINUTES

PLEDGE OF ALLEGIANCE AND INVOCATION

CALL TO ORDER

Having been duly advertised as required by law, Vice Mayor Creech led the pledge of allegiance, the invocation and called the Land Planning Agency Meeting to order at 6:00 P.M. in the Umatilla City Council Chambers.

ROLL CALL

MEMBERS PRESENT

Chris Creech, Vice-Mayor
Katherine Adams, Council Member
John Nichols, Council Member
Brian Butler, Council Member

Not Present

Kent Adcock, Mayor
Vaughan Nilson, Public Works Director

ALSO PRESENT

Scott Blankenship, City Manager
Jessica Burnham, City Clerk
Kevin Stone, City Attorney
Aaron Mercer, Development and Public Services Director
Regina Frazier, Finance Director
Adam Bolton, Chief of Police
Amy Stultz, Library Director
Misti Lambert, Assistant to the City Manager

AGENDA REVIEW

PUBLIC COMMENT

Vice Mayor Creech opened public comment

No one spoke

Vice Mayor Creech closed public comment

PUBLIC HEARING / ORDINANCES / RESOLUTIONS

** The following items (1-3) were heard together*

1. First Reading of Ordinance No. 2023-22, RLW Realty, LLC & KRK Equity, LLC Annexation
2. First Reading of Ordinance No. 2023-23, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment
3. First Reading of Ordinance No. 2023-24, RLW Realty, LLC & KRK Equity, LLC Rezoning

Attorney Stone read Ordinance 2023-22 by title only.

Ordinance No. 2023-22

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044 AND SECTION 171.203, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 9.62 ± ACRES OF LAND GENERALLY LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone read Ordinance 2023-23 by title only.

Ordinance No. 2023-23

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 9.62 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN MEDIUM DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone read Ordinance 2023-24 by title only.

Ordinance No. 2023-24

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 9.62 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER

DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER’S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone Swore in the witness providing testimony for these agenda items.

Sherie Lindh, Land Planning Group, provided an overview of the four public hearings and stated the request for these items includes Annexation, Small-Scale Comp Plan Amendment, and Rezoning for a 9.62 acre site. If approved, the owner is seeking a lot split, creating two (2) lots each consisting of 4.81 acres.

Vice Mayor Creech opened public comment

Deborah Coffin, stated that this item seems like responsible growth

Vice Mayor Creech closed public comment

MOTION BY COUNCIL MEMBER ADAMS TO RECOMMEND APPROVAL TO CITY COUNCILFOR FIRST READING OF ORDINANCE NO. 2023-22, RLW REALTY, LLC & KRK EQUITY, LLC ANNEXATION; SECONDED BY COUNCIL MEMBER NICHOLS. MOTION WAS APPROVED BY ROLL CALL VOTE.

Council Member Adams	YES
Council Member Nichols	YES
Council Member Butler	YES
Vice Mayor Creech	YES

MOTION BY COUNCIL MEMBER ADAMS TO RECOMMEND APPROVAL TO CITY COUNCILFOR FIRST READING OF ORDINANCE NO. 2023-23, RLW REALTY, LLC & KRK EQUITY, LLC SMALL SCALE COMP PLAN AMENDMENT; SECONDED BY COUNCIL MEMBER BUTLER. MOTION WAS APPROVED BY ROLL CALL VOTE.

Council Member Adams	YES
Council Member Butler	YES
Council Member Nichols	YES
Vice Mayor Creech	YES

MOTION BY COUNCIL MEMBER NICHOLS TO RECOMMEND APPROVAL TO CITY COUNCILFOR FIRST READING OF ORDINANCE NO. 2023-24, RLW REALTY, LLC & KRK EQUITY, LLC REZONING; SECONDED BY COUNCIL MEMBER ADAMS. MOTION WAS APPROVED BY ROLL CALL VOTE.

Council Member Nichols	YES
Council Member Adams	YES
Council Member Butler	YES

Vice Mayor Creech

YES

**The following items (4-6) were heard together*

4. First Reading of Ordinance No. 2023-25, Umatilla Colonial LLC & RLW Realty Annexation
5. First Reading of Ordinance No. 2023-26, Umatilla Colonial LLC & RLW Realty Small-Scale Comp Plan Amendment
6. First Reading of Ordinance No. 2023-27, Umatilla Colonial LLC & RLW Realty Rezoning

Attorney Stone read Ordinance No. 2023-25 by title only.

Ordinance No. 2023-25

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 5.19 ± ACRES OF LAND GENERALLY LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone read Ordinance No. 2023-26 by title only.

Ordinance No. 2023-26

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 5.19 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN LOW DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY UMATILLA COLONIAL, LLC AND RLW REALTY, LLC LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone read Ordinance No. 2023-27 by title only.

Ordinance No. 2023-27

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 5.19 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER

DESCRIBED PROPERTY OWNED BY UMATILLA COLONIAL, LLC AND RLW REALTY, LLC LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER’S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone Swore in the witness providing testimony for these agenda items.

Sherie Lindh, Land Planning Group, provided an overview of the four public hearings and mentioned the owner is seeking annexation, small scale comp plan amendment, and rezoning for a 5.19 acre site. If approved, the owner is seeking a lot spilt, creating two (2) lots each consisting of 3.19 acres and 2 acres. The subject site is within the Airport Overlay Zone, which limits the type of development and density.

Vice Mayor Creech opened public comment

No one spoke

Vice Mayor Creech closed public comment

MOTION BY COUNCIL MEMBER NICHOLS TO RECOMMEND APPROVAL OF FIRST READING OF ORDINANCE 2023-25, UMATILLA COLONIAL LLC & RLW REALTY ANNEXATION TO CITY COUNCIL; SECONDED BY COUNCIL MEMBER BUTLER. MOTION WAS APPROVED BY A ROLL CALL VOTE.

Council Member Nichols	YES
Council Member Butler	YES
Council Member Adams	YES
Vice Mayor Creech	YES

MOTION BY COUNCIL MEMBER NICHOLS TO RECOMMEND APPROVAL OF FIRST READING OF ORDINANCE 2023-26, UMATILLA COLONIAL LLC & RLW REALTY SMALL SCALE COMP PLAN AMENDEMENT TO CITY COUNCIL; SECONDED BY COUNCIL MEMBER ADAMS. MOTION WAS APPROVED BY A ROLL CALL VOTE.

Council Member Nichols	YES
Council Member Adams	YES
Council Member Butler	YES
Vice Mayor Creech	YES

MOTION BY COUNCIL MEMBER BUTLER TO RECOMMEND APPROVAL OF FIRST READING OF ORDINANCE 2023-27, UMATILLA COLONIAL LLC & RLW REALTY REZONING TO CITY COUNCIL; SECONDED BY COUNCIL MEMBER NICHOLS. MOTION WAS APPROVED BY A ROLL CALL VOTE.

Council Member Butler	YES
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Council Member Nichols	YES
Council Member Adams	YES
Vice Mayor Creech	YES

DISCUSSION ITEMS

ADJOURNMENT

With no further business for discussion, the meeting adjourned at approximately 6:50 p.m.

Jessica Burnham
City Clerk, FCRM

Kent Adcock, Mayor



UMATILLA CITY COUNCIL MEETING

November 7, 2023 at 6:00 PM

Council Chambers, 1 S. Central Avenue, Umatilla, Florida 32784

MINUTES

CALL TO ORDER

Having been duly advertised as required by law Vice Mayor Creech called the Regular City Council Meeting to order at 6:50 p.m. in the Umatilla City Council Chambers.

ROLL CALL

MEMBERS PRESENT

Chris Creech, Vice-Mayor
Katherine Adams, Council Member
John Nichols, Council Member
Brian Butler, Council Member

Not Present

Kent Adcock, Mayor
Vaughan Nilson, Public Works Director

ALSO PRESENT

Scott Blankenship, City Manager
Jessica Burnham, City Clerk
Kevin Stone, City Attorney
Aaron Mercer, Development and Public Services Director
Regina Frazier, Finance Director
Adam Bolton, Chief of Police
Amy Stultz, Library Director
Misti Lambert, Assistant to the City Manager

AGENDA REVIEW

MOTION BY COUNCIL MEMBER ADAMS TO APPROVE THE AGENDA; SECONDED BY COUNCIL MEMBER NICHOLS. MOTION WAS APPROVED BY UNANIMOUS VOICE VOTE.

MINUTES REVIEW

1. Approval of Minutes
- October 17, 2023 Regular City Council Minutes

MOTION BY COUNCIL MEMBER ADAMS TO APPROVE OCTOBER 17, 2023 REGULAR CITY COUNCIL MINUTES; SECONDED BY COUNCIL MEMBER NICHOLS. MOTION APPROVED BY UNANIMOUS VOICE VOTE.

PRESENTATIONS

PUBLIC COMMENT

Vice Mayor Creech opened public comment

No one spoke

Vice Mayor Creech closed public comment

CONSENT AGENDA

2. Declaration of Surplus Items
3. Resolution 2023-25 Fiscal Year 2022-2023 Final Budget Amendment

MOTION BY COUNCIL MEMBER BUTLER TO APPROVE CONSENT AGENDA; SECONDED BY COUNCIL MEMBER NICHOLS. MOTION WAS APPROVED BY UNANIMOUS VOICE VOTE.

PUBLIC HEARING / ORDINANCES / RESOLUTIONS

**The following items (4-6) were heard together*

4. First Reading of Ordinance No. 2023-22, RLW Realty, LLC & KRK Equity, LLC Annexation
5. First Reading of Ordinance No. 2023-23, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment
6. First Reading of Ordinance No. 2023-24, RLW Realty, LLC & KRK Equity, LLC Rezoning

Attorney Stone read Ordinance 2023-22 by title only.

Ordinance No. 2023-22

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044 AND SECTION 171.203, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 9.62 ± ACRES OF LAND GENERALLY LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE

CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone read Ordinance 2023-23 by title only.

Ordinance No. 2023-23

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 9.62 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN MEDIUM DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone read Ordinance 2023-24 by title only.

Ordinance No. 2023-24

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 9.62 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER'S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone swore in the witness providing testimony for these agenda items and reminded council that the testimony for the Land Planning Agency would be carried forward to this meeting.

Sherie Lindh, Land Planning Group (LPG), stated the testimony from the Land Planning Agency would be carried forward.

Vice Mayor Creech opened public comment

Vice Mayor Creech closed public comment

MOTION BY COUNCIL MEMBER BUTLER TO APPROVE FIRST READING OF ORDINANCE NO. 2023-22, RLW REALTY, LLC & KRK EQUITY, LLC ANNEXATION; SECONDED BY COUNCIL MEMBER NICHOLS. MOTION WAS APPROVED BY ROLL CALL VOTE.

Council Member Butler	YES
Council Member Nichols	YES
Council Member Adams	YES
Vice Mayor Creech	YES

MOTION BY COUNCIL MEMBER NICHOLS TO APPROVE FIRST READING OF ORDINANCE NO. 2023-23, RLW REALTY, LLC & KRK EQUITY, LLC SMALL SCALE COMP PLAN AMENDEMENT; SECONDED BY COUNCIL MEMBER BUTLER. MOTION WAS APPROVED BY ROLL CALL VOTE.

Council Member Nichols	YES
Council Member Butler	YES
Council Member Adams	YES
Vice Mayor Creech	YES

MOTION BY COUNCIL MEMBER NICHOLS TO APPROVE FIRST READING OF ORDINANCE NO. 2023-24, RLW REALTY, LLC & KRK EQUITY, LLC REZONING; SECONDED BY COUNCIL MEMBER ADAMS. MOTION WAS APPROVED BY ROLL CALL VOTE.

Council Member Nichols	YES
Council Member Adams	YES
Council Member Butler	YES
Vice Mayor Creech	YES

**The following items (7-9) were heard together*

7. First Reading of Ordinance No. 2023-25, Umatilla Colonial LLC & RLW Realty Annexation
8. First Reading of Ordinance No. 2023-26, Umatilla Colonial LLC & RLW Realty Small-Scale Comp Plan Amendment
9. First Reading of Ordinance No. 2023-27, Umatilla Colonial LLC & RLW Realty Rezoning

Attorney Stone read Ordinance No. 2023-25 by title only.

Ordinance No. 2023-25

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 5.19 ± ACRES OF LAND GENERALLY LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone read Ordinance No. 2023-26 by title only.

Ordinance No. 2023-26

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 5.19 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN LOW DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY UMATILLA COLONIAL, LLC AND RLW REALTY, LLC LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone read Ordinance No. 2023-27 by title only.

Ordinance No. 2023-27

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 5.19 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY UMATILLA COLONIAL, LLC AND RLW REALTY, LLC LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER'S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

Attorney Stone swore in the witness providing testimony for these agenda items and reminded council that the testimony for the Land Planning Agency would be carried forward to this meeting.

Sherie Lindh, Land Planning Group (LPG), stated the testimony from the Land Planning Agency would be carried forward.

Vice Mayor Creech opened public comment

No one spoke

Vice Mayor Creech closed public comment

MOTION BY COUNCIL MEMBER NICHOLS TO APPROVE FIRST READING OF ORDINANCE 2023-25, UMATILLA COLONIAL LLC & RLW REALTY ANNEXATION; SECONDED BY COUNCIL MEMBER BUTLER. MOTION WAS APPROVED BY A ROLL CALL VOTE.

Council Member Nichols	YES
Council Member Butler	YES
Council Member Adams	YES

Vice Mayor Creech

YES

MOTION BY COUNCIL MEMBER BUTLER TO APPROVE FIRST READING OF ORDINANCE 2023-26, UMATILLA COLONIAL LLC & RLW REALTY SMALL SCALE COMP PLAN AMENDEMENT; SECONDED BY COUNCIL MEMBER NICHOLS. MOTION WAS APPROVED BY A ROLL CALL VOTE.

Council Member Butler

YES

Council Member Nichols

YES

Council Member Adams

YES

Vice Mayor Creech

YES

MOTION BY COUNCIL MEMBER NICHOLS TO APPROVE FIRST READING OF ORDINANCE 2023-27, UMATILLA COLONIAL LLC & RLW REALTY REZONING; SECONDED BY COUNCIL MEMBER ADAMS. MOTION WAS APPROVED BY A ROLL CALL VOTE.

Council Member Nichols

YES

Council Member Adams

YES

Council Member Butler

YES

Vice Mayor Creech

YES

10. Magnolia Pointe, Phase 1 Final Plat

Aaron Mercer, Planning Director, provided the council with an overview of the item. Mr. Mercer stated that Phase 1 includes 249 single family lots, lift station tract, which will be dedicated to the City and the amenities tract along with the required open space.

Vice Mayor opened public comment

No one spoke

Vice Mayor closed public comment

MOTION BY COUNCIL MEMBER BUTLER TO APPROVE MAGNOLIA POINTE, PHASE 1 FINAL PLAT; SECONDED BY COUNCIL MEMBER NICHOLS. MOTION WAS APPROVED BY UNANIMOUS VOICE VOTE.

NEW BUSINESS

REPORTS

11. Staff Reports

City Manager Blankenship spoke about the upcoming ribbon cutting event that will take place on Monday, November 20th at the new FBO building at the airport.

City Attorney Stone provided an update in regards to the dispatch services.

Council Member Butler had nothing to report.

Council Member Adams stated that council is doing the best they can in regards to growth.

Council Member Nichols had nothing to report.

Chief Bolton had nothing to report.

Ms. Frazier had nothing to report.

Mr. Mercer had nothing to report.

Ms. Lambert had nothing to report.

Ms. Stultz had nothing to report.

ADJOURNMENT

With no further business for discussion, the meeting adjourned at approximately 7:14 p.m.

Kent Adcock, Mayor

Jessica Burnham
City Clerk, FCRM



CITY OF UMATILLA

AGENDA ITEM STAFF REPORT

DATE: November 16, 2023

MEETING DATE: November 21, 2023

SUBJECT: City of Umatilla temporary access and construction yard permit

BACKGROUND SUMMARY:

This is an agreement with the City and Duke Energy for the use of City property adjacent to the airport along Skyline Drive. The agreement, when executed, will allow Duke Energy to utilize the subject property as a temporary construction yard for materials and equipment. The agreement will begin December 1, 2023 and end May 31st, 2024 and can be extended up to eight additional months.

Duke will be required to secure the property during its use and may be permitted to fence and stabilize the area or remove any trees and vegetation as needed. Upon completion of the use, the site will be restored, as near as possible, to its original condition, subject to the City's approval.

RECOMMENDATIONS:

Approval of the temporary access and construction yard permit.

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. City of Umatilla Permit.Temp.Access & Construction Yard
-

TEMPORARY ACCESS and CONSTRUCTION YARD PERMIT

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, hereinafter referred to as PERMITTOR, hereby grants to **DUKE ENERGY FLORIDA, LLC, a Florida limited liability company d/b/a DUKE ENERGY**, its successors and assigns (PERMITTEE), the right, privilege and authority to temporarily occupy and utilize, for the purpose and term set forth below, together with the right of ingress and egress over, upon and across the following-described tract of land in Lake County, Florida, to wit:

LEGAL DESCRIPTION or See Exhibit "A" attached hereto and made a part hereof.

Tax ID Number: 18-18-27-0001-000-00800 and 18-18-27-0010-000-00600

For the purpose of accessing and maintaining a temporary construction yard for the storage of materials and equipment, subject to the following conditions:

1. PERMITTEE shall have the right and privilege to use said area on a non-exclusive basis as set forth below.
2. Total Payment shall be **\$15,000** payable within Thirty (30) days after the execution of this instrument. The permit shall be in effect for a term of **six (6)** months beginning **December 1, 2023** and ending **May 31, 2024** and shall have an additional term of up to **eight (8)** months at the election of Duke Energy, which would be paid for with additional payments of **\$2500.00** per month for each month the permit is extended.
3. PERMITTEE assumes all on-site liability arising out of any negligent act of Duke Energy, its employees, contractors, or agents during the period of time property is to be used and will hold PERMITTOR harmless from all such liability.
4. The Permit Area shall be maintained in an orderly, safe and sightly manner during the duration of use by PERMITTEE. PERMITTEE may fence or stabilize any portion of the leased area and remove any trees it deems necessary. Upon completion of the use of this property by PERMITTEE, the site shall be thoroughly cleaned of all materials, debris, etc., and shall be restored as near possible to its original condition.

Continued on next page....

IN WITNESS WHEREOF, GRANTOR has caused this Permit to be properly executed on this _____ day of _____, 20____.

PERMITTOR(s):

City of Umatilla
By: City Council

By _____
Scott Blankenship,
City Manager

Date: _____

ATTEST: Jessica Burnham
As Clerk of the City of Umatilla

By: _____
Clerk

Printed Name

PERMITTEE:

**DUKE ENERGY FLORIDA, LLC d/b/a
DUKE ENERGY**

WITNESSES:

Signature of First Witness

Print or Type Name of First Witness

Signature of Second Witness

Print or Type Name of Second Witness

(Names **must** be typed or printed under each signature)

Karen Adams
Manager, Land Services - Florida Region

Permittee's mailing address:

Attn: Sam Evans
3300 Exchange Place, NP3C
Lake Mary, FL 32746



CITY OF UMATILLA

AGENDA ITEM STAFF REPORT

DATE: October 26, 2023

MEETING DATE: November 21, 2023

SUBJECT: First Reading of Ordinance No. 2023-19, RLW Realty, LLC & KRK Equity, LLC Annexation

BACKGROUND SUMMARY:

The owner is seeking annexation of a 19.50 acre site. If approved, the owner is seeking minor subdivision, creating three (3) lots consisting of a 5.92-acre lot, a 5.99-acre lot and a 6.06-acre lot. The subject property is located adjacent to the city limits along the souther and eastern property boundaries; therefore, the property is eligible for annexation.

RECOMMENDATIONS:

Approval of First Reading of Ordinance No. 2023-19, RLW Realty, LLC & KRK Equity, LLC Annexation

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. Staff Report RLW Realty Ord No. 2023-19
 2. Location Map
 3. Ordinance No. 2023-19, RLW Realty, LLC & KRK Equity, LLC Annexation
 4. Ordinance No. 2023-19 Business Impact Estimates
-

CITY OF UMATILLA
STAFF REPORT BY LPG URBAN & REGIONAL PLANNERS, LLC
ANNEXATION, SSCPA, REZONING AND MINOR SUBDIVISION
(ORDINANCES 2023-19, 2023-20 AND 2023-21)

Owner: RLW Realty, LLC and KRK Equity, LLC

Applicant: Logan Wilson

General Location: West of Charles Osborne Road and North of CR 450

Number of Acres: 19.50 ± acres

Existing Zoning: County Agriculture

Existing Land Use: Lake County Urban Medium Density (7 units/net acre)

Proposed Zoning: Agriculture Residential (AR-1)

Proposed Land Use: Single Family Medium Density (5 units/acre)

Date: October 9, 2023

Description of Project

The owner is seeking annexation, small scale comp plan amendment and rezoning for a 19.50-acre site. If approved, the owner is seeking minor subdivision creating three (3) lots consisting of 5.92-acre lot, 5.99-acre lot and 6.06-acre lot.

	Surrounding Zoning	Surrounding Land Use
North	County A	Lake County Urban Medium Density (7 units/acre)
South	City R-3	City SFLD (3 units/acre)
East	City R-3	City SFLD (3 units/acre)
West	County A	Lake County Urban Medium Density

Assessment

Annexation

The subject property is located adjacent to the city limits along the southern and eastern property boundaries; therefore, the property is eligible for annexation.

Small Scale Comprehensive Plan Map Amendment

The applicant is requesting an amendment from Lake County Urban Medium Density (7 units/net acre) to City Single Family Medium Density (5 units/acre) on 19.50 ± acres. The existing adjacent County Land Use is Urban Medium Density and the adjacent land use within the city limits is Single Family Low Density (3 units/acre). The proposed Single Family Medium Density category allows up to 5 units/acre which would serve as a transition of densities. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

For comprehensive plan purposes a maximum development scenario was utilized. Under the existing land use the maximum development potential is 137 residential units and under the proposed land use the maximum development potential is 98 residential units which is a reduction of 39 units.

The data and analysis indicates that there is a need for additional residential lands to meet the projected population through the planning year 2035. The addition of 19.50 acres would assist in meeting this need.

The proposed amendment is consistent with the comprehensive plan and meets the following policies (among others):

Policy 1-1.1.1: Adequate Residential Land Area.

The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern that promotes neighborhood cohesiveness and identity, and that enables efficient provision of public facilities and services. A minimum of acres shall be allocated for residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.1.7: Availability of Facilities to Support Residential Land Uses.

Residential densities shall be compatible with available public facilities and their capacity to serve development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent within the impacts of new residential development as specified in Concurrency Management System.

Policy 1-2.1.1: Land Use Designations, and Maximum Intensity and Density.

3. Single-Family Medium Density - 5 dwelling units/acre. Development shall be limited to single-family residential.

Policy 1-1.10.1: Land Use Allocation.

The City shall designate land use on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts, which a controlled supply of land places on land values and market potential.

Policy 1-1.10.2: Promote Orderly, Compact Growth.

Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service. Land shall not be designated for growth and development if abundant undeveloped land is

already present within developed areas served by facilities and services.

Policy 1-2.2.6: Single-Family Medium Density Residential Development.

Development in the Single-Family Medium Density Residential category shall be limited to detached single-family dwelling units. Densities cannot exceed 5 dwelling units/acre. Mobile homes, multi-family, industrial or commercial uses will not be permitted however, a mixed use PUD shall be allowed as outlined in Policy 1-1.11.1 and Public Facilities shall be allowed as outlined in Policy 1-2.1.2.

Traffic Impact Analysis –

The proposed amendment would decrease the daily trips (-368 trips) as outlined below based on maximum development potential. Charles Osborne Road is classified as a local roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. CR 450 is classified as a collector roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. The amendment would not degrade the LOS.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	98 Units	210	924	92	58	34
TOTAL GROSS TRIPS (PROPOSED)			924	92	58	34

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	137 Units	210	1,292	129	81	48
TOTAL GROSS TRIPS (EXISTING)			1,292	129	81	48

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	-37	-23	-14

School Impact Analysis – The amendment will decrease school age children by 12 students.

Existing County Land Use Residential Units: 137 SF units

Proposed Development Residential Units: 98 SF units

The anticipated number of students generated by the existing land use is shown in Table 1.

**TABLE 1
STUDENTS GENERATED BASED ON EXISTING DEVELOPMENT**

Lake County Student Generation Rates	
Single Family	
Type	Student Multipliers per Dwelling Unit
High School	0.100
Middle School	0.072
Elementary School	0.140
Total	0.312

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	137	0.140	19	0	0.145	0	19
MIDDLE	137	0.072	10	0	0.059	0	10
HIGH	137	0.100	14	0	0.064	0	14
GRAND TOTAL							43

The anticipated number of students generated by the proposed land use is shown in Table 2.

**TABLE 2
STUDENTS GENERATED BASED ON PROPOSED DEVELOPMENT**

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	98	0.140	14	0	0.145	0	14
MIDDLE	98	0.072	7	0	0.059	0	7
HIGH	98	0.100	10	0	0.064	0	10
GRAND TOTAL							31

Potable Water Analysis

The subject site is within the City of Umatilla's Utility Service Area. The City currently owns, operates and maintains a central potable water treatment and distribution system. The permitted plant capacity

is 2.290 MGD and the permitted consumptive use permit capacity is .733 MGD (SJRWMD CUP 2646-6). The City has a current available capacity of 0.029 MGD (includes Hatfield Family Trust amendment) for concurrency purposes and an analysis was conducted of the proposed amendment based on maximum intensity land use and the City's Level of Service (LOS) standards (Table 1). The analysis concludes that the proposed amendment will cause a deficiency.

Chapter 9, Section 2(c) of the LDRs outlines the standards to be met for concurrency. Item 2 indicates that the necessary facilities and services are in place at the time a development permit is issued, or a development permit is issued subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the development are anticipated to occur. It should be noted that the City is in the process of increasing the consumptive use permit capacity and is scheduled within 2023.

Sanitary Sewer Analysis

The subject site is within the City of Umatilla's Utility Service area. The city has an existing agreement with the City of Eustis for wastewater (Resolution 2018-46). The agreement allows for a maximum of 300,000 gallons per day (0.3 MGD) and the current usage is 129,000 gallons per day (0.129 MGD) with a remaining capacity of 171,000 gallons per day (0.171 MGD). The proposed amendment would not cause a deficiency in the City's Level of Service standards and the city would have 150,000 gallons per day (0.150 MGD) remaining (Table 2).

Solid Waste Analysis

The LOS for solid waste is 5 lbs per day per capita. The estimated population at buildout is 216 (2.2 pph x 98 units) and the estimated solid waste is 1,080 lbs per day. The proposed amendment will not cause a deficiency in the LOS.

Environmental Analysis

An environmental analysis will be required prior to development per Chapter 9. Preliminary review indicates that the subject site contains soils conducive to gopher tortoises and sand skinks.

Rezoning

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre. The rezoning to AR-1 is compatible with the adjacent zonings of Agriculture and R-3. Review of the trip analysis indicates that the zoning would increase the daily trips; however, it is considered de minimis.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	20	210	189	19	12	7
TOTAL GROSS TRIPS (PROPOSED)			189	19	12	7

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	4	210	38	4	3	1
TOTAL GROSS TRIPS (EXISTING)			38	4	3	1

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	15	9	6

A water analysis was conducted based on the rezoning (Table 3). Based on the rezoning using a maximum development potential (20 units) indicates that there is sufficient capacity to serve potential development.

Minor Subdivision

Should the annexation, small scale comprehensive plan amendment and rezoning be approved, the applicant is also requesting a minor subdivision which would allow the creation of three (3) lots; a 5.92-acre lot, 5.99-acre lot and 6.06-acre lot.

Chapter 9, Section 5(b)(4) allows for minor subdivisions provided that meet all of the following criteria:

- An overall tract in single ownership is divided into no more than 3 lots
- No new streets are proposed or required
- No dedication of right of way, drainage areas, conversation areas or other publicly maintained property is proposed or required
- All proposed lots meet or exceed the dimensional requirements of the Code
- The proposed division is not part of an overall tract previously approved as a minor subdivision
- Flag lots are prohibited.

No dedication of right of way or other publicly maintained property is proposed or required. The proposed minor subdivision is not part of any tract previously approved as a minor subdivision. The proposed minor subdivision exceeds the minimum lot standards of the AR zoning district which are a minimum of one (1) acre with 100' of frontage on the roadway.

Recommendation**Annexation**

The subject property is located adjacent to the city limits along the southern and eastern property boundaries; therefore, the property is eligible for annexation. Staff recommends approval.

SSCPA

The proposed amendment to Single Family Medium Density (5 units/acre) is consistent with the comprehensive plan as previously outlined. Water concurrency can be met subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the subject development are anticipated to occur. It should be noted that the city is in the process of renewing the Consumptive Use Permit. Staff recommends approval.

Rezoning

The proposed rezoning of Agriculture Residential (AR-1) is consistent with the comprehensive plan and land development regulations as previously outlined. Concurrency review based on the proposed zoning indicates that there is sufficient water capacity to serve the proposed development (Table 3). Staff recommends approval.

Minor Subdivision

The proposed minor subdivision meets the requirements as outlined in Chapter 9, Section 5(b)(4).

The proposed minor subdivision exceeds the minimum requirements of the AR-1 district. Charles Osborne Road is a publicly maintained clay road under the jurisdiction of Lake County. Lake County Public Works has indicated that they have no issues with the proposed minor subdivision. Additional right of way may be required at a later date. Staff recommends approval.

Table 1 – Water Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.029 *
RLW Realty	19.50	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	98 Units	.032	- 0.003
Total	19.50	137 Units	98 Units			-0.003

*Includes Hatfield Family Trust Amendment

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

98 units x 2.2pph = 216

Table 2 – Wastewater Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.171*
RLW Realty	19.50	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	98 Units	0.021	0.021
	19.50	137 Units	98 Units			0.15

*Includes Hatfield Family Trust Amendment

Estimated wastewater demand based on PF Policy 4-1.2.1 of LOS of 100 gpdpc

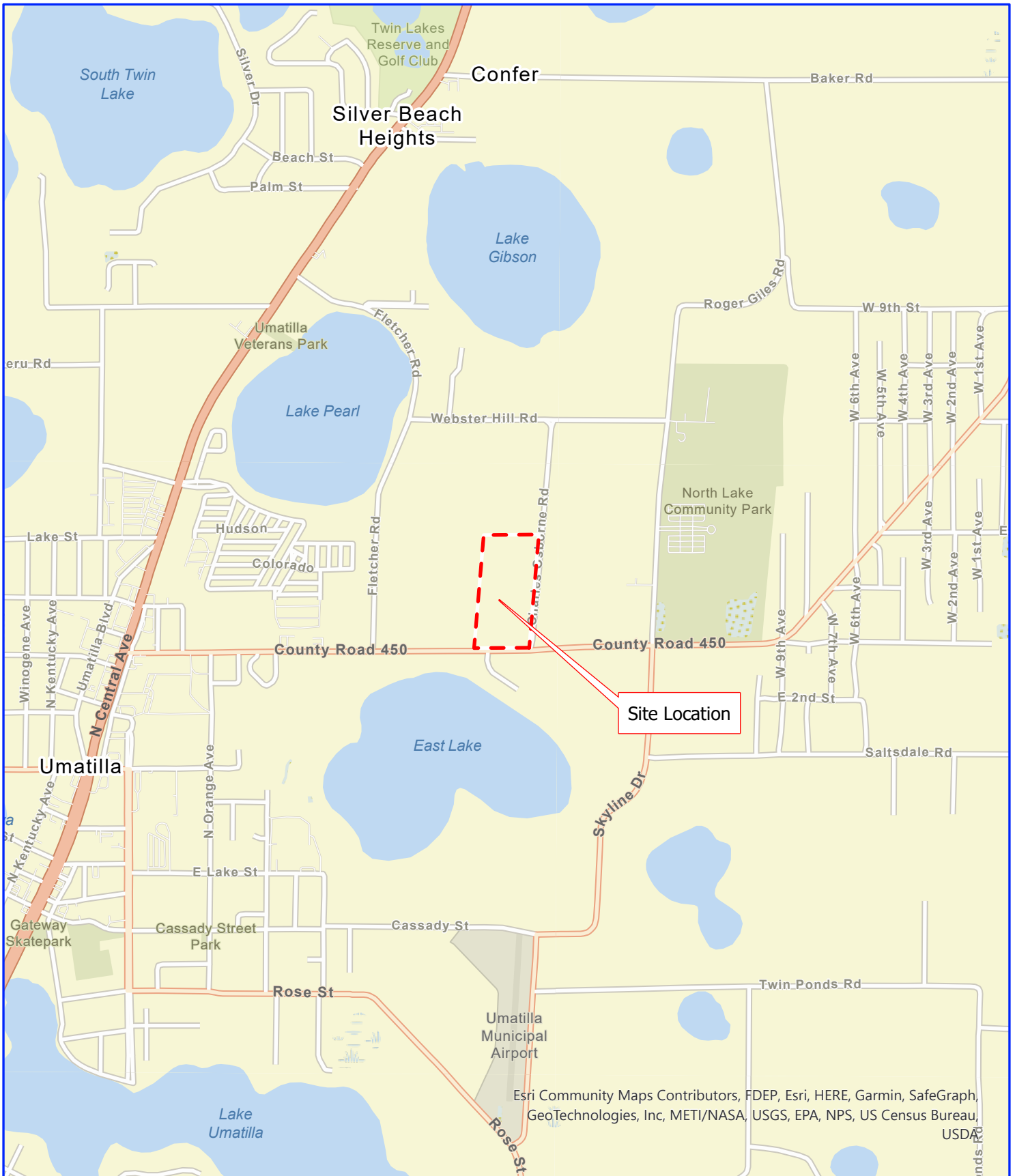
Estimated population - 98 units x 2.2pph = 216

Table 3 – Water Analysis Based on Zoning

Ordinance #	Acres	Proposed City Zoning	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity					0.295
RLW Realty	19.50	Agriculture Residential (1 unit/acre)	20 Units	0.006	0.006
Total	19.50	20 Units			0.289

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

20 units x 2.2pph = 44



Esri Community Maps Contributors, FDEP, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, EPA, NPS, US Census Bureau, USDA



0.25 0 0.25 Miles

RLW Realty LLC

**Lake County, Florida
Location Map**

Project: 399/07/22
File: Aerial
Name: RLW Realty LLC
PM: Sherie L.
Date: August 29, 2023
Created By: T.Kalebaugh



ORDINANCE 2023-19

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 19.50 ± ACRES OF LAND GENERALLY LOCATED WEST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted for annexation of approximately 19.50 acres of land generally located west of Charles Osborne Road and north of CR 450 (the "Property") by Logan Wilson, as applicant on behalf of RLW Realty, LLC and KRK Equity, LLC, as Owner;

WHEREAS, the petition bears the signature of all applicable parties; and

WHEREAS, the required notice of the proposed annexation has been properly published; and

WHEREAS, the Property is contiguous to the City limits and may be annexed by the City of Umatilla.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Umatilla, Florida, as follows:

Section 1.

The following described property consisting of approximately 19.50 acres of land generally located west of Charles Osborne Road and north of CR 450, is hereby incorporated into and made part of the City of Umatilla Florida. The property is more particularly described and depicted as set forth on **Exhibit "A"** and as depicted on the map attached hereto as **Exhibit "B"** and incorporated herein by reference.

LEGAL DESCRIPTION: See Exhibit "A"

Alternate Key # 1412706

Section 2. The City Clerk shall forward a certified copy of this Ordinance to the Clerk of the Circuit Court, the County Manager of Lake County, Florida, and the Secretary of State of Florida within seven (7) days after its passage on second and final reading.

Section 3.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 4. The property annexed in this Ordinance is subject to the Land Use Plan of the Lake County Comprehensive Plan and county zoning regulations until the City adopts the Comprehensive Plan Amendment to include the property annexed in the City Comprehensive Plan.

Section 5. Utilities. The property is located within the City's Chapter 180, Florida Statutes, Utility District. The owner hereby agrees that the City shall be the sole provider of water and wastewater

services to the property subject to this Ordinance when such services become available subject to the rules and regulations established by State and Federal regulatory agencies, and applicable City ordinances, policies, and procedures. For the purposes of this Section 5, 'available' shall mean when the City's potable water system comes within 300' of the private water system or any of the central lines of such private system and when the City's wastewater system comes within 1,000' of the private treatment system or any central lines of such private system. Distances shall be measured as a curb line distance within the right of way or the centerline distance within an easement. The owner further agrees that when the City provides notice that such utilities are available; the owner shall connect to the applicable system within 12 months of the date of the City's written notice.

Section 6: Scrivener's Errors.

Scrivener's errors in the legal description may be corrected without a public hearing or at public meeting, by re-recording the original ordinance or a certified copy of the ordinance and attaching the correct legal description.

Section 7.

This Ordinance shall become effective immediately upon passage by the City Council of the City of Umatilla.

PASSED AND ORDAINED in regular session of the City Council of the City of Umatilla, Lake County, Florida, this _____ day of _____, 2023.

Kent Adcock, Mayor
City of Umatilla, Florida

ATTEST:

Approved as to Form:

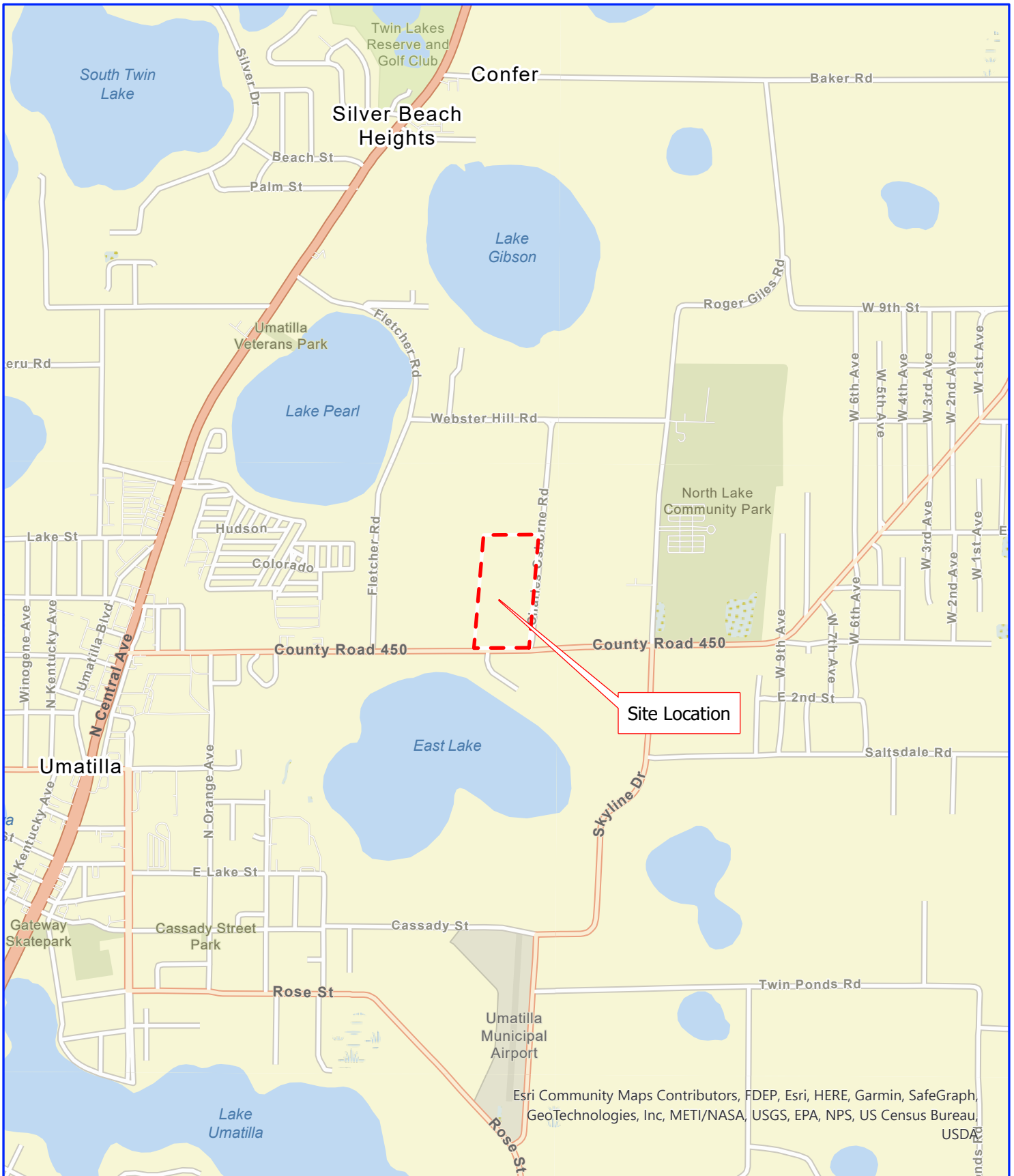
Jessica Burnham, FCRM
City Clerk

Kevin Stone
City Attorney

Passed First Reading _____
Passed Second Reading _____
(SEAL)

EXHIBIT "A"

The East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 7, Township 18 South, Range 27 East,
LESS road rights of way along the Southerly and Easterly boundaries thereof, lying and being in
Lake County, Florida



Esri Community Maps Contributors, FDEP, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, EPA, NPS, US Census Bureau, USDA



0.25 0 0.25 Miles

RLW Realty LLC

**Lake County, Florida
Location Map**

Project: 399/07/22
File: Aerial
Name: RLW Realty LLC
PM: Sherie L.
Date: August 29, 2023
Created By: T.Kalebaugh





Business Impact Estimate Exemption

Ordinance 2023-19 – RLW Realty, LLC and KRK Equity, LLC Annexation

Summary of Ordinance:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 19.50 ± ACRES OF LAND GENERALLY LOCATED WEST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance.

- ☐ The proposed ordinance is required for compliance with Federal or State law or regulation;
- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- ☐ The proposed ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☒ The proposed ordinance is enacted to implement the following:

¹ See Section 166.041(4)(c), Florida Statutes.

- a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
- b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
- c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
- d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.



CITY OF UMATILLA

AGENDA ITEM STAFF REPORT

DATE: October 26, 2023

MEETING DATE: November 21, 2023

SUBJECT: First Reading of Ordinance No. 2023-20, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment

BACKGROUND SUMMARY:

The applicant is requesting an amendment to the City's Comprehensive Plan, from Lake County Urban Medium Density (7 units/net acre) to City Single Family Medium Density (5 units/acre) on 9.62 + acres. The existing adjacent County Land Use is Urban Medium Density. The proposed Single Family Medium Density category allows up to 5 units/acre which would serve as a transition of densities. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

RECOMMENDATIONS:

Approval of First Reading of Ordinance No. 2023-20, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. Staff Report RLW Realty Ord No. 2023-20
 2. Location Map
 3. Proposed Future Land Use Map
 4. Ordinance No. 2023-20, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment
 5. Ordinance No 2023-20 Business Impact Estimates
-

CITY OF UMATILLA
STAFF REPORT BY LPG URBAN & REGIONAL PLANNERS, LLC

ANNEXATION, SSCPA, REZONING AND MINOR SUBDIVISION
(ORDINANCES 2023-19, 2023-20 AND 2023-21)

Owner: RLW Realty, LLC and KRK Equity, LLC

Applicant: Logan Wilson

General Location: West of Charles Osborne Road and North of CR 450

Number of Acres: 19.50 ± acres

Existing Zoning: County Agriculture

Existing Land Use: Lake County Urban Medium Density (7 units/net acre)

Proposed Zoning: Agriculture Residential (AR-1)

Proposed Land Use: Single Family Medium Density (5 units/acre)

Date: October 9, 2023

Description of Project

The owner is seeking annexation, small scale comp plan amendment and rezoning for a 19.50-acre site. If approved, the owner is seeking minor subdivision creating three (3) lots consisting of 5.92-acre lot, 5.99-acre lot and 6.06-acre lot.

	Surrounding Zoning	Surrounding Land Use
North	County A	Lake County Urban Medium Density (7 units/acre)
South	City R-3	City SFLD (3 units/acre)
East	City R-3	City SFLD (3 units/acre)
West	County A	Lake County Urban Medium Density

Assessment

Annexation

The subject property is located adjacent to the city limits along the southern and eastern property boundaries; therefore, the property is eligible for annexation.

Small Scale Comprehensive Plan Map Amendment

The applicant is requesting an amendment from Lake County Urban Medium Density (7 units/net acre) to City Single Family Medium Density (5 units/acre) on 19.50 ± acres. The existing adjacent County Land Use is Urban Medium Density and the adjacent land use within the city limits is Single Family Low Density (3 units/acre). The proposed Single Family Medium Density category allows up to 5 units/acre which would serve as a transition of densities. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

For comprehensive plan purposes a maximum development scenario was utilized. Under the existing land use the maximum development potential is 137 residential units and under the proposed land use the maximum development potential is 98 residential units which is a reduction of 39 units.

The data and analysis indicates that there is a need for additional residential lands to meet the projected population through the planning year 2035. The addition of 19.50 acres would assist in meeting this need.

The proposed amendment is consistent with the comprehensive plan and meets the following policies (among others):

Policy 1-1.1.1: Adequate Residential Land Area.

The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern that promotes neighborhood cohesiveness and identity, and that enables efficient provision of public facilities and services. A minimum of acres shall be allocated for residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.1.7: Availability of Facilities to Support Residential Land Uses.

Residential densities shall be compatible with available public facilities and their capacity to serve development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent within the impacts of new residential development as specified in Concurrency Management System.

Policy 1-2.1.1: Land Use Designations, and Maximum Intensity and Density.

3. Single-Family Medium Density - 5 dwelling units/acre. Development shall be limited to single-family residential.

Policy 1-1.10.1: Land Use Allocation.

The City shall designate land use on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts, which a controlled supply of land places on land values and market potential.

Policy 1-1.10.2: Promote Orderly, Compact Growth.

Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service. Land shall not be designated for growth and development if abundant undeveloped land is

already present within developed areas served by facilities and services.

Policy 1-2.2.6: Single-Family Medium Density Residential Development.

Development in the Single-Family Medium Density Residential category shall be limited to detached single-family dwelling units. Densities cannot exceed 5 dwelling units/acre. Mobile homes, multi-family, industrial or commercial uses will not be permitted however, a mixed use PUD shall be allowed as outlined in Policy 1-1.11.1 and Public Facilities shall be allowed as outlined in Policy 1-2.1.2.

Traffic Impact Analysis –

The proposed amendment would decrease the daily trips (-368 trips) as outlined below based on maximum development potential. Charles Osborne Road is classified as a local roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. CR 450 is classified as a collector roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. The amendment would not degrade the LOS.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	98 Units	210	924	92	58	34
TOTAL GROSS TRIPS (PROPOSED)			924	92	58	34

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	137 Units	210	1,292	129	81	48
TOTAL GROSS TRIPS (EXISTING)			1,292	129	81	48

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	-37	-23	-14

School Impact Analysis – The amendment will decrease school age children by 12 students.

Existing County Land Use Residential Units: 137 SF units

Proposed Development Residential Units: 98 SF units

The anticipated number of students generated by the existing land use is shown in Table 1.

**TABLE 1
STUDENTS GENERATED BASED ON EXISTING DEVELOPMENT**

Lake County Student Generation Rates	
Single Family	
Type	Student Multipliers per Dwelling Unit
High School	0.100
Middle School	0.072
Elementary School	0.140
Total	0.312

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	137	0.140	19	0	0.145	0	19
MIDDLE	137	0.072	10	0	0.059	0	10
HIGH	137	0.100	14	0	0.064	0	14
GRAND TOTAL							43

The anticipated number of students generated by the proposed land use is shown in Table 2.

**TABLE 2
STUDENTS GENERATED BASED ON PROPOSED DEVELOPMENT**

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	98	0.140	14	0	0.145	0	14
MIDDLE	98	0.072	7	0	0.059	0	7
HIGH	98	0.100	10	0	0.064	0	10
GRAND TOTAL							31

Potable Water Analysis

The subject site is within the City of Umatilla's Utility Service Area. The City currently owns, operates and maintains a central potable water treatment and distribution system. The permitted plant capacity

is 2.290 MGD and the permitted consumptive use permit capacity is .733 MGD (SJRWMD CUP 2646-6). The City has a current available capacity of 0.029 MGD (includes Hatfield Family Trust amendment) for concurrency purposes and an analysis was conducted of the proposed amendment based on maximum intensity land use and the City's Level of Service (LOS) standards (Table 1). The analysis concludes that the proposed amendment will cause a deficiency.

Chapter 9, Section 2(c) of the LDRs outlines the standards to be met for concurrency. Item 2 indicates that the necessary facilities and services are in place at the time a development permit is issued, or a development permit is issued subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the development are anticipated to occur. It should be noted that the City is in the process of increasing the consumptive use permit capacity and is scheduled within 2023.

Sanitary Sewer Analysis

The subject site is within the City of Umatilla's Utility Service area. The city has an existing agreement with the City of Eustis for wastewater (Resolution 2018-46). The agreement allows for a maximum of 300,000 gallons per day (0.3 MGD) and the current usage is 129,000 gallons per day (0.129 MGD) with a remaining capacity of 171,000 gallons per day (0.171 MGD). The proposed amendment would not cause a deficiency in the City's Level of Service standards and the city would have 150,000 gallons per day (0.150 MGD) remaining (Table 2).

Solid Waste Analysis

The LOS for solid waste is 5 lbs per day per capita. The estimated population at buildout is 216 (2.2 pph x 98 units) and the estimated solid waste is 1,080 lbs per day. The proposed amendment will not cause a deficiency in the LOS.

Environmental Analysis

An environmental analysis will be required prior to development per Chapter 9. Preliminary review indicates that the subject site contains soils conducive to gopher tortoises and sand skinks.

Rezoning

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre. The rezoning to AR-1 is compatible with the adjacent zonings of Agriculture and R-3. Review of the trip analysis indicates that the zoning would increase the daily trips; however, it is considered de minimis.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	20	210	189	19	12	7
TOTAL GROSS TRIPS (PROPOSED)			189	19	12	7

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	4	210	38	4	3	1
TOTAL GROSS TRIPS (EXISTING)			38	4	3	1

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	15	9	6

A water analysis was conducted based on the rezoning (Table 3). Based on the rezoning using a maximum development potential (20 units) indicates that there is sufficient capacity to serve potential development.

Minor Subdivision

Should the annexation, small scale comprehensive plan amendment and rezoning be approved, the applicant is also requesting a minor subdivision which would allow the creation of three (3) lots; a 5.92-acre lot, 5.99-acre lot and 6.06-acre lot.

Chapter 9, Section 5(b)(4) allows for minor subdivisions provided that meet all of the following criteria:

- An overall tract in single ownership is divided into no more than 3 lots
- No new streets are proposed or required
- No dedication of right of way, drainage areas, conversation areas or other publicly maintained property is proposed or required
- All proposed lots meet or exceed the dimensional requirements of the Code
- The proposed division is not part of an overall tract previously approved as a minor subdivision
- Flag lots are prohibited.

No dedication of right of way or other publicly maintained property is proposed or required. The proposed minor subdivision is not part of any tract previously approved as a minor subdivision. The proposed minor subdivision exceeds the minimum lot standards of the AR zoning district which are a minimum of one (1) acre with 100' of frontage on the roadway.

Recommendation**Annexation**

The subject property is located adjacent to the city limits along the southern and eastern property boundaries; therefore, the property is eligible for annexation. Staff recommends approval.

SSCPA

The proposed amendment to Single Family Medium Density (5 units/acre) is consistent with the comprehensive plan as previously outlined. Water concurrency can be met subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the subject development are anticipated to occur. It should be noted that the city is in the process of renewing the Consumptive Use Permit. Staff recommends approval.

Rezoning

The proposed rezoning of Agriculture Residential (AR-1) is consistent with the comprehensive plan and land development regulations as previously outlined. Concurrency review based on the proposed zoning indicates that there is sufficient water capacity to serve the proposed development (Table 3). Staff recommends approval.

Minor Subdivision

The proposed minor subdivision meets the requirements as outlined in Chapter 9, Section 5(b)(4).

The proposed minor subdivision exceeds the minimum requirements of the AR-1 district. Charles Osborne Road is a publicly maintained clay road under the jurisdiction of Lake County. Lake County Public Works has indicated that they have no issues with the proposed minor subdivision. Additional right of way may be required at a later date. Staff recommends approval.

Table 1 – Water Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.029 *
RLW Realty	19.50	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	98 Units	.032	- 0.003
Total	19.50	137 Units	98 Units			-0.003

*Includes Hatfield Family Trust Amendment

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

98 units x 2.2pph = 216

Table 2 – Wastewater Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.171*
RLW Realty	19.50	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	98 Units	0.021	0.021
	19.50	137 Units	98 Units			0.15

*Includes Hatfield Family Trust Amendment

Estimated wastewater demand based on PF Policy 4-1.2.1 of LOS of 100 gpdpc

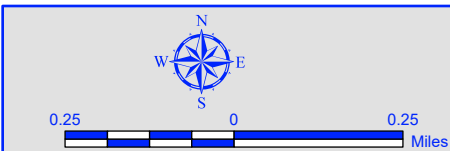
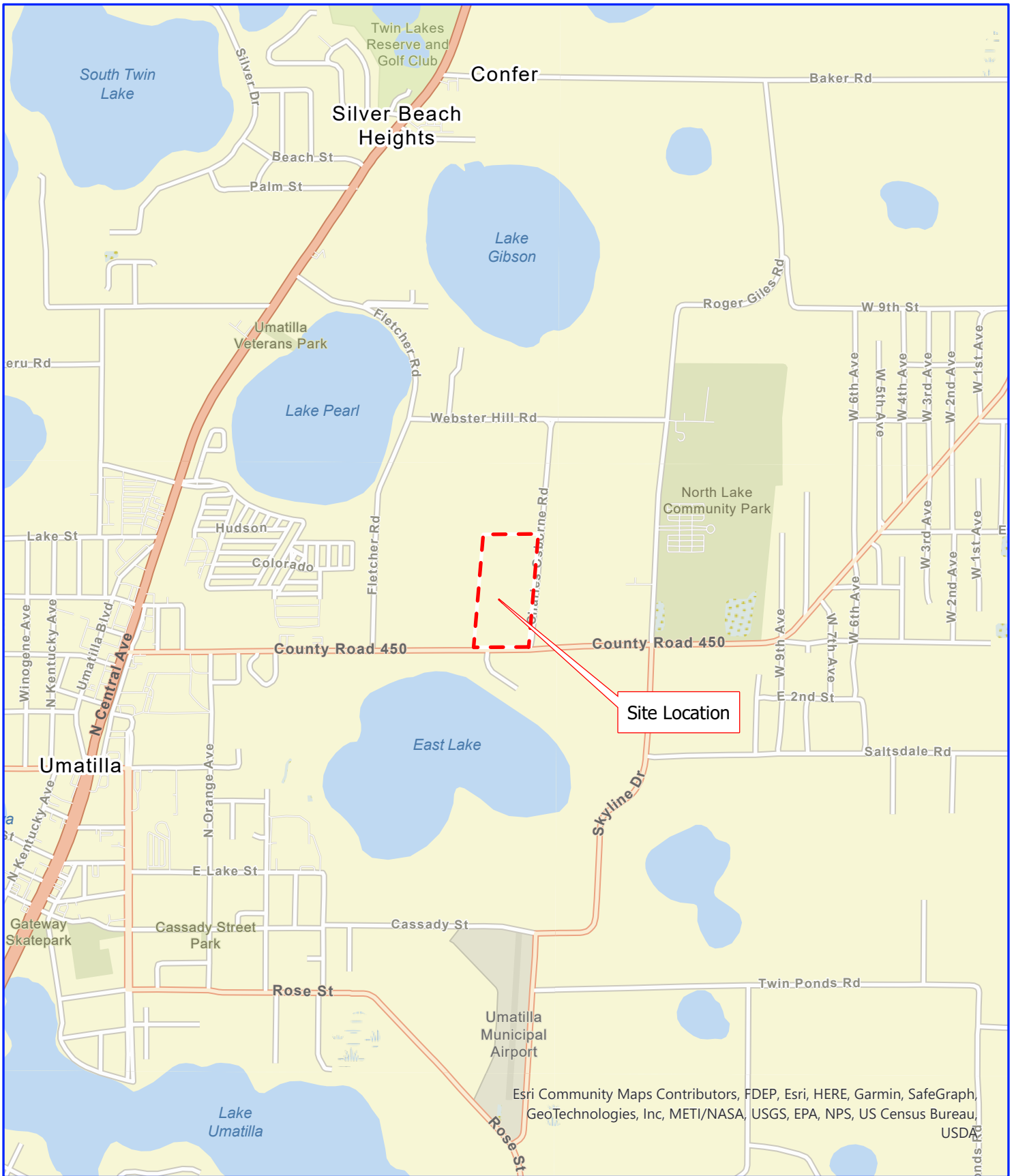
Estimated population - 98 units x 2.2pph = 216

Table 3 – Water Analysis Based on Zoning

Ordinance #	Acres	Proposed City Zoning	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity					0.295
RLW Realty	19.50	Agriculture Residential (1 unit/acre)	20 Units	0.006	0.006
Total	19.50	20 Units			0.289

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

20 units x 2.2pph = 44

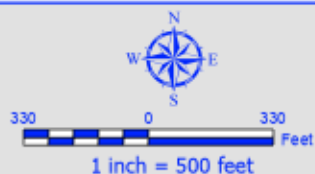
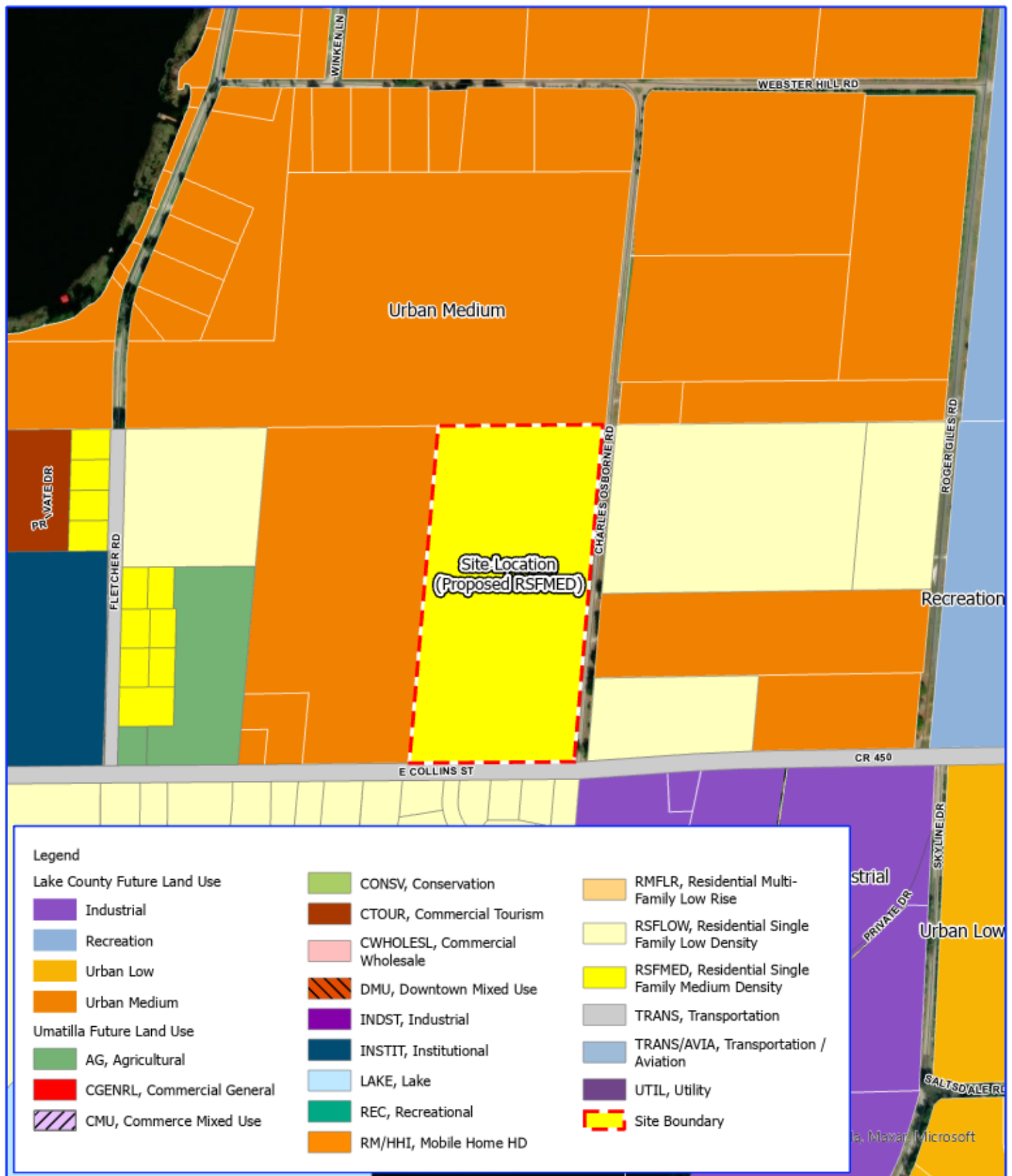


RLW Realty LLC

**Lake County, Florida
Location Map**

Project: 399/07/22
File: Aerial
Name: RLW Realty LLC
PM: Sherie L.
Date: August 29, 2023
Created By: T.Kalebaugh





RLW Realty LLC

Lake County, Florida
Proposed Future Land Use Map

Project: 399/23/08
File: FLU
Name: RLW Realty LLC
PM: Sherie L.
Date: August 29, 2023
Created By: T.Kalebaugh



ORDINANCE 2023-20

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 19.50 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN MEDIUM DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED WEST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been received from Logan Wilson as applicant on behalf of RLW Realty, LLC and KRK Equity, LLC as owner, requesting that real property within the city limits of the City of Umatilla be assigned a land use designation from Lake County Urban Medium Density to City of Umatilla Single Family Medium Density under the Comprehensive Plan for the City of Umatilla;

WHEREAS, the amendment would facilitate residential development and is in compliance with the policies of the City's comprehensive plan; and

WHEREAS, the required notice of the proposed small scale comprehensive plan amendment has been properly published as required by Chapter 163, Florida Statutes; and

WHEREAS, the Local Planning Agency for the City of Umatilla have reviewed the proposed amendment to the Comprehensive Plan and have made recommendations to the City Council of the City of Umatilla.

WHEREAS, the City Council reviewed said petition, the recommendations of the Land Planning Agency, staff report and any comments, favorable or unfavorable, from the public and surrounding property owners at a public hearing duly advertised;

WHEREAS, the City has held such public hearings and the records of the City provide that the owners of the land affected have been notified as required by law; and,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF UMATILLA, FLORIDA, AS FOLLOWS:

Section 1: Purpose and Intent.

That the land use classification of the following described property, being situated in the City of Umatilla, Florida, shall hereafter be designated from Lake County Urban Medium Density to City of Umatilla Single Family Medium Density as depicted on the map attached hereto as **Exhibit "A"**, and as defined in the Umatilla Comprehensive Plan.

LEGAL DESCRIPTION: See Exhibit "B"

Alternate Key # 1412706

- A. That a copy of said Land Use Plan Amendment is filed in the office of the City Manager of the City of Umatilla as a matter of permanent record of the City, and that matters and contents therein are made a part of this ordinance by reference as fully and completely as if set forth herein, and such copy shall remain on file in said office available for public inspection.
- B. That the City Manager, after passage of this Ordinance, is hereby directed to indicate the changes adopted in this Ordinance and to reflect the same on the Comprehensive Land Use Plan Map of the City of Umatilla.

Section 2: Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4: Scrivener's Errors.

Scrivener's errors in the legal description may be corrected without a public hearing or at public meeting, by re-recording the original ordinance or a certified copy of the ordinance and attaching the correct legal description.

Section 5: Effective Date.

This Ordinance shall become effective 31 days after its adoption by the City Council. If this Ordinance is challenged within 30 days after its adoption, it may not become effective until the state land planning agency or Administrative Commission, respectively, issues a final order determining that this Ordinance is in compliance.

PASSED AND ORDAINED in regular session of the City Council of the City of Umatilla, Lake County, Florida, this _____ day of _____, 2023.

Kent Adcock, Mayor
City of Umatilla, Florida

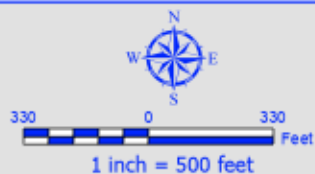
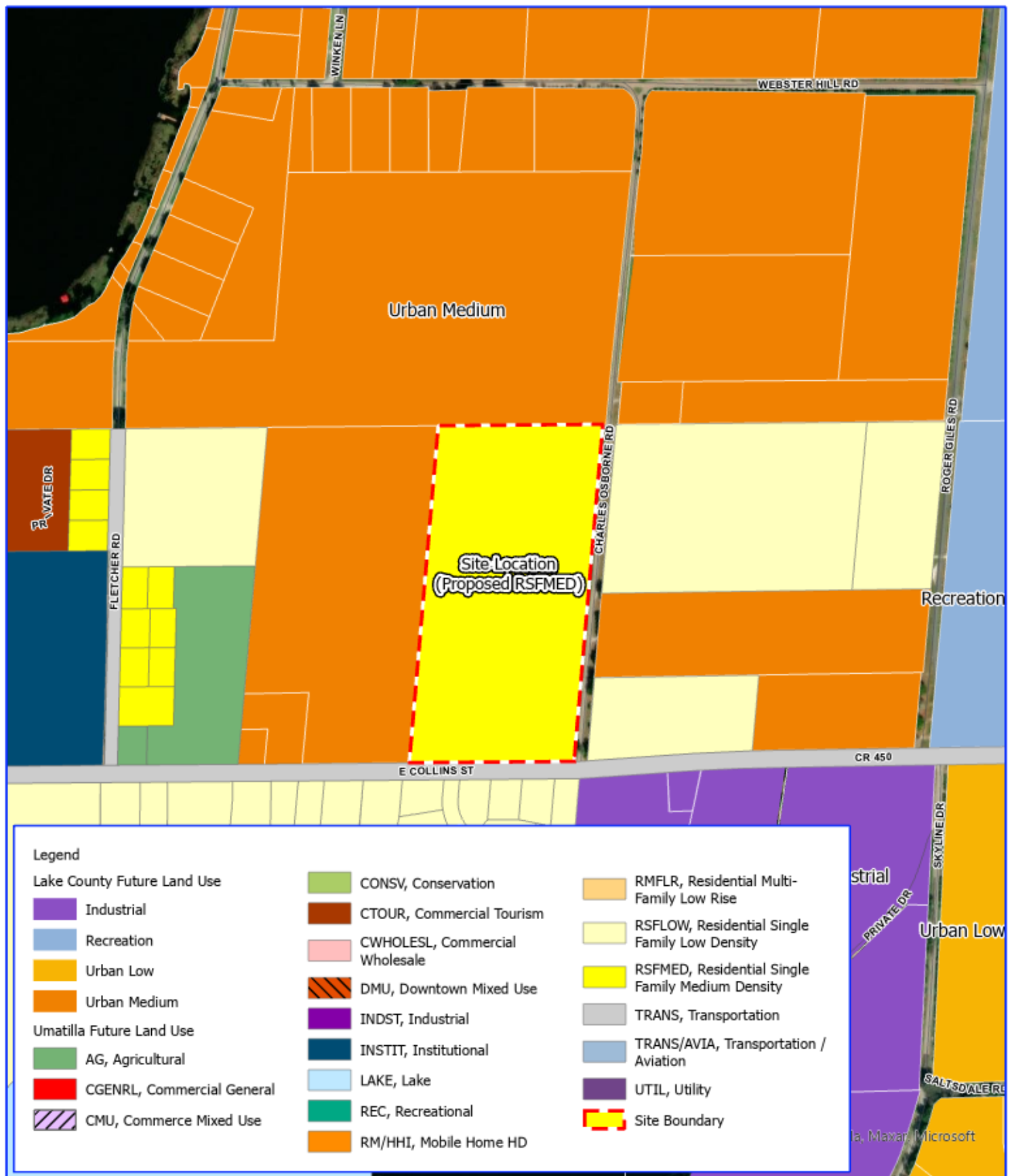
ATTEST:

Approved as to Form:

Jessica Burnham, FCRM
City Clerk

Kevin Stone
City Attorney

Passed First Reading _____
Passed Second Reading _____
(SEAL)



RLW Realty LLC
Lake County, Florida
Proposed Future Land Use Map

Project: 399/23/08
File: FLU
Name: RLW Realty LLC
PM: Sherie L.
Date: August 29, 2023
Created By: T.Kalebaugh



EXHIBIT "B"
LEGAL DESCRIPTION

The East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 7, Township 18 South, Range 27 East, LESS road rights of way along the Southerly and Easterly boundaries thereof, lying and being in Lake County, Florida.



Business Impact Estimate Exemption

Ordinance 2023-20 – RLW Realty, LLC and KRK Equity, LLC Land Use Designation

Summary of Ordinance:

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 19.50 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN MEDIUM DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED WEST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance.

- ☐ The proposed ordinance is required for compliance with Federal or State law or regulation;
- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- ☐ The proposed ordinance is an emergency ordinance;

¹ See Section 166.041(4)(c), Florida Statutes.

- ☐ The ordinance relates to procurement; or
- ☒ The proposed ordinance is enacted to implement the following:
 - a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
 - b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
 - c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
 - d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.



CITY OF UMATILLA AGENDA ITEM STAFF REPORT

DATE: October 24, 2023

MEETING DATE: November 21, 2023

SUBJECT: First Reading of Ordinance No. 2023-21, RLW Realty, LLC & KRK Equity, LLC Rezoning

BACKGROUND SUMMARY:

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to City Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre. The rezoning to AR-1 is compatible with the adjacent zonings of Agriculture and R-3.

RECOMMENDATIONS:

Approval of First Reading of Ordinance No. 2023-21, RLW Realty, LLC & KRK Equity, LLC Rezoning

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. Staff Report RLW Realty Ord No. 2023-21
 2. Location Map
 3. Proposed Zoning Map
 4. Ordinance No. 2023-21, RLW Realty, LLC & KRK Equity, LLC Rezoning
 5. Ordinance No. 2023-21 Business Impact Estimates
-

CITY OF UMATILLA
STAFF REPORT BY LPG URBAN & REGIONAL PLANNERS, LLC
ANNEXATION, SSCPA, REZONING AND MINOR SUBDIVISION
(ORDINANCES 2023-19, 2023-20 AND 2023-21)

Owner: RLW Realty, LLC and KRK Equity, LLC

Applicant: Logan Wilson

General Location: West of Charles Osborne Road and North of CR 450

Number of Acres: 19.50 ± acres

Existing Zoning: County Agriculture

Existing Land Use: Lake County Urban Medium Density (7 units/net acre)

Proposed Zoning: Agriculture Residential (AR-1)

Proposed Land Use: Single Family Medium Density (5 units/acre)

Date: October 9, 2023

Description of Project

The owner is seeking annexation, small scale comp plan amendment and rezoning for a 19.50-acre site. If approved, the owner is seeking minor subdivision creating three (3) lots consisting of 5.92-acre lot, 5.99-acre lot and 6.06-acre lot.

	Surrounding Zoning	Surrounding Land Use
North	County A	Lake County Urban Medium Density (7 units/acre)
South	City R-3	City SFLD (3 units/acre)
East	City R-3	City SFLD (3 units/acre)
West	County A	Lake County Urban Medium Density

Assessment

Annexation

The subject property is located adjacent to the city limits along the southern and eastern property boundaries; therefore, the property is eligible for annexation.

Small Scale Comprehensive Plan Map Amendment

The applicant is requesting an amendment from Lake County Urban Medium Density (7 units/net acre) to City Single Family Medium Density (5 units/acre) on 19.50 ± acres. The existing adjacent County Land Use is Urban Medium Density and the adjacent land use within the city limits is Single Family Low Density (3 units/acre). The proposed Single Family Medium Density category allows up to 5 units/acre which would serve as a transition of densities. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

For comprehensive plan purposes a maximum development scenario was utilized. Under the existing land use the maximum development potential is 137 residential units and under the proposed land use the maximum development potential is 98 residential units which is a reduction of 39 units.

The data and analysis indicates that there is a need for additional residential lands to meet the projected population through the planning year 2035. The addition of 19.50 acres would assist in meeting this need.

The proposed amendment is consistent with the comprehensive plan and meets the following policies (among others):

Policy 1-1.1.1: Adequate Residential Land Area.

The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern that promotes neighborhood cohesiveness and identity, and that enables efficient provision of public facilities and services. A minimum of acres shall be allocated for residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.1.7: Availability of Facilities to Support Residential Land Uses.

Residential densities shall be compatible with available public facilities and their capacity to serve development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent within the impacts of new residential development as specified in Concurrency Management System.

Policy 1-2.1.1: Land Use Designations, and Maximum Intensity and Density.

3. Single-Family Medium Density - 5 dwelling units/acre. Development shall be limited to single-family residential.

Policy 1-1.10.1: Land Use Allocation.

The City shall designate land use on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts, which a controlled supply of land places on land values and market potential.

Policy 1-1.10.2: Promote Orderly, Compact Growth.

Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service. Land shall not be designated for growth and development if abundant undeveloped land is

already present within developed areas served by facilities and services.

Policy 1-2.2.6: Single-Family Medium Density Residential Development.

Development in the Single-Family Medium Density Residential category shall be limited to detached single-family dwelling units. Densities cannot exceed 5 dwelling units/acre. Mobile homes, multi-family, industrial or commercial uses will not be permitted however, a mixed use PUD shall be allowed as outlined in Policy 1-1.11.1 and Public Facilities shall be allowed as outlined in Policy 1-2.1.2.

Traffic Impact Analysis –

The proposed amendment would decrease the daily trips (-368 trips) as outlined below based on maximum development potential. Charles Osborne Road is classified as a local roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. CR 450 is classified as a collector roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. The amendment would not degrade the LOS.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	98 Units	210	924	92	58	34
TOTAL GROSS TRIPS (PROPOSED)			924	92	58	34

* 11th Edition

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Single Family	137 Units	210	1,292	129	81	48
TOTAL GROSS TRIPS (EXISTING)			1,292	129	81	48

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	-37	-23	-14

School Impact Analysis – The amendment will decrease school age children by 12 students.

Existing County Land Use Residential Units: 137 SF units

Proposed Development Residential Units: 98 SF units

The anticipated number of students generated by the existing land use is shown in Table 1.

**TABLE 1
STUDENTS GENERATED BASED ON EXISTING DEVELOPMENT**

Lake County Student Generation Rates	
Single Family	
Type	Student Multipliers per Dwelling Unit
High School	0.100
Middle School	0.072
Elementary School	0.140
Total	0.312

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	137	0.140	19	0	0.145	0	19
MIDDLE	137	0.072	10	0	0.059	0	10
HIGH	137	0.100	14	0	0.064	0	14
GRAND TOTAL							43

The anticipated number of students generated by the proposed land use is shown in Table 2.

**TABLE 2
STUDENTS GENERATED BASED ON PROPOSED DEVELOPMENT**

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	98	0.140	14	0	0.145	0	14
MIDDLE	98	0.072	7	0	0.059	0	7
HIGH	98	0.100	10	0	0.064	0	10
GRAND TOTAL							31

Potable Water Analysis

The subject site is within the City of Umatilla's Utility Service Area. The City currently owns, operates and maintains a central potable water treatment and distribution system. The permitted plant capacity

is 2.290 MGD and the permitted consumptive use permit capacity is .733 MGD (SJRWMD CUP 2646-6). The City has a current available capacity of 0.029 MGD (includes Hatfield Family Trust amendment) for concurrency purposes and an analysis was conducted of the proposed amendment based on maximum intensity land use and the City's Level of Service (LOS) standards (Table 1). The analysis concludes that the proposed amendment will cause a deficiency.

Chapter 9, Section 2(c) of the LDRs outlines the standards to be met for concurrency. Item 2 indicates that the necessary facilities and services are in place at the time a development permit is issued, or a development permit is issued subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the development are anticipated to occur. It should be noted that the City is in the process of increasing the consumptive use permit capacity and is scheduled within 2023.

Sanitary Sewer Analysis

The subject site is within the City of Umatilla's Utility Service area. The city has an existing agreement with the City of Eustis for wastewater (Resolution 2018-46). The agreement allows for a maximum of 300,000 gallons per day (0.3 MGD) and the current usage is 129,000 gallons per day (0.129 MGD) with a remaining capacity of 171,000 gallons per day (0.171 MGD). The proposed amendment would not cause a deficiency in the City's Level of Service standards and the city would have 150,000 gallons per day (0.150 MGD) remaining (Table 2).

Solid Waste Analysis

The LOS for solid waste is 5 lbs per day per capita. The estimated population at buildout is 216 (2.2 pph x 98 units) and the estimated solid waste is 1,080 lbs per day. The proposed amendment will not cause a deficiency in the LOS.

Environmental Analysis

An environmental analysis will be required prior to development per Chapter 9. Preliminary review indicates that the subject site contains soils conducive to gopher tortoises and sand skinks.

Rezoning

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre. The rezoning to AR-1 is compatible with the adjacent zonings of Agriculture and R-3. Review of the trip analysis indicates that the zoning would increase the daily trips; however, it is considered de minimis.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	20	210	189	19	12	7
TOTAL GROSS TRIPS (PROPOSED)			189	19	12	7

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	4	210	38	4	3	1
TOTAL GROSS TRIPS (EXISTING)			38	4	3	1

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	15	9	6

A water analysis was conducted based on the rezoning (Table 3). Based on the rezoning using a maximum development potential (20 units) indicates that there is sufficient capacity to serve potential development.

Minor Subdivision

Should the annexation, small scale comprehensive plan amendment and rezoning be approved, the applicant is also requesting a minor subdivision which would allow the creation of three (3) lots; a 5.92-acre lot, 5.99-acre lot and 6.06-acre lot.

Chapter 9, Section 5(b)(4) allows for minor subdivisions provided that meet all of the following criteria:

- An overall tract in single ownership is divided into no more than 3 lots
- No new streets are proposed or required
- No dedication of right of way, drainage areas, conversation areas or other publicly maintained property is proposed or required
- All proposed lots meet or exceed the dimensional requirements of the Code
- The proposed division is not part of an overall tract previously approved as a minor subdivision
- Flag lots are prohibited.

No dedication of right of way or other publicly maintained property is proposed or required. The proposed minor subdivision is not part of any tract previously approved as a minor subdivision. The proposed minor subdivision exceeds the minimum lot standards of the AR zoning district which are a minimum of one (1) acre with 100' of frontage on the roadway.

Recommendation**Annexation**

The subject property is located adjacent to the city limits along the southern and eastern property boundaries; therefore, the property is eligible for annexation. Staff recommends approval.

SSCPA

The proposed amendment to Single Family Medium Density (5 units/acre) is consistent with the comprehensive plan as previously outlined. Water concurrency can be met subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the subject development are anticipated to occur. It should be noted that the city is in the process of renewing the Consumptive Use Permit. Staff recommends approval.

Rezoning

The proposed rezoning of Agriculture Residential (AR-1) is consistent with the comprehensive plan and land development regulations as previously outlined. Concurrency review based on the proposed zoning indicates that there is sufficient water capacity to serve the proposed development (Table 3). Staff recommends approval.

Minor Subdivision

The proposed minor subdivision meets the requirements as outlined in Chapter 9, Section 5(b)(4).

The proposed minor subdivision exceeds the minimum requirements of the AR-1 district. Charles Osborne Road is a publicly maintained clay road under the jurisdiction of Lake County. Lake County Public Works has indicated that they have no issues with the proposed minor subdivision. Additional right of way may be required at a later date. Staff recommends approval.

Table 1 – Water Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.029 *
RLW Realty	19.50	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	98 Units	.032	- 0.003
Total	19.50	137 Units	98 Units			-0.003

*Includes Hatfield Family Trust Amendment

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

98 units x 2.2pph = 216

Table 2 – Wastewater Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.171*
RLW Realty	19.50	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	98 Units	0.021	0.021
	19.50	137 Units	98 Units			0.15

*Includes Hatfield Family Trust Amendment

Estimated wastewater demand based on PF Policy 4-1.2.1 of LOS of 100 gpdpc

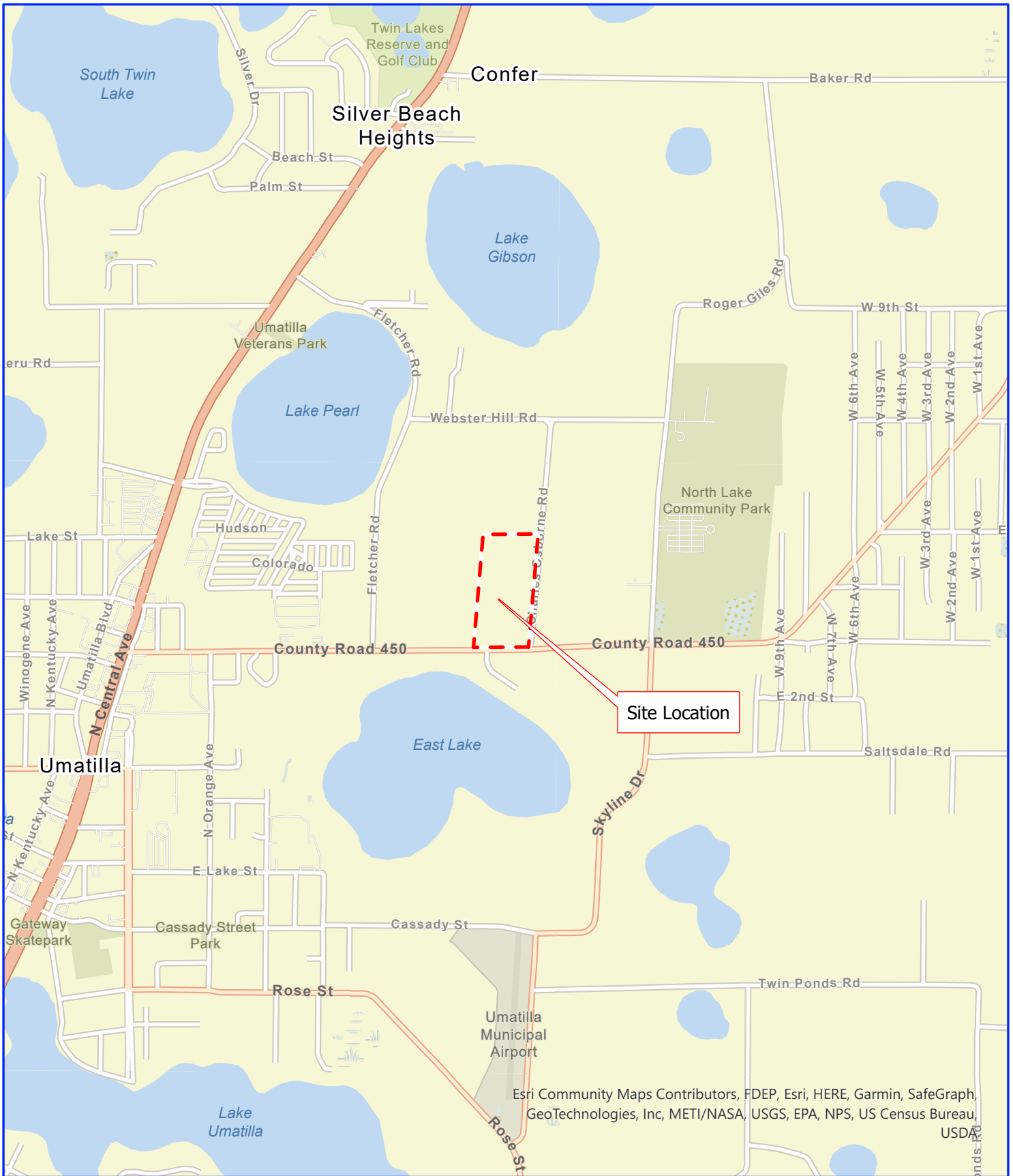
Estimated population - 98 units x 2.2pph = 216

Table 3 – Water Analysis Based on Zoning

Ordinance #	Acres	Proposed City Zoning	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity					0.295
RLW Realty	19.50	Agriculture Residential (1 unit/acre)	20 Units	0.006	0.006
Total	19.50	20 Units			0.289

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

20 units x 2.2pph = 44



Esri Community Maps Contributors, FDEP, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, EPA, NPS, US Census Bureau, USDA



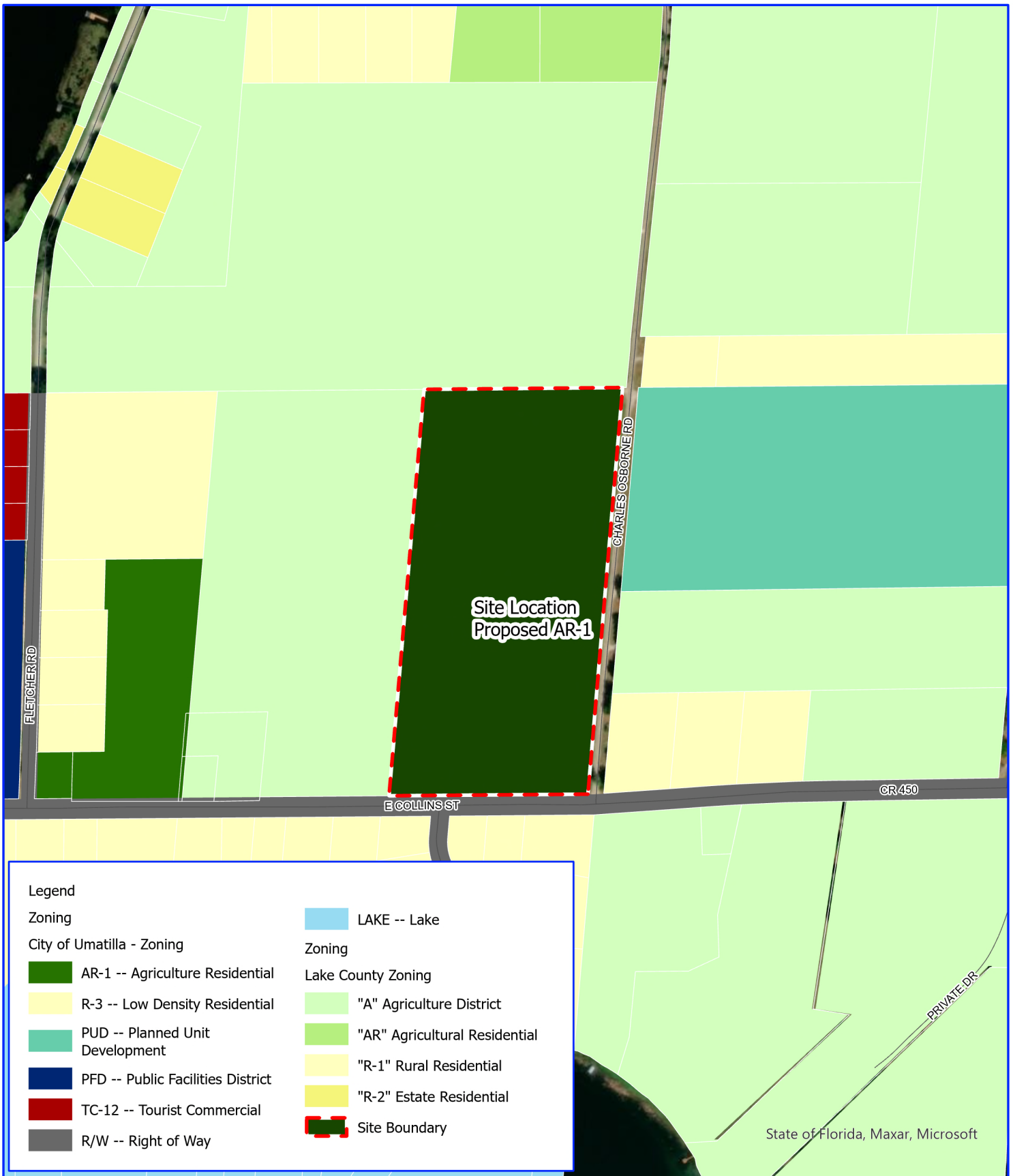
0.25 0 0.25 Miles

RLW Realty LLC

**Lake County, Florida
Location Map**

Project: 399/07/22
File: Aerial
Name: RLW Realty LLC
PM: Sherie L.
Date: August 29, 2023
Created By: T.Kalebaugh





160 0 160 320 480 640 Feet

1 inch = 417 feet

RLW Realty LLC

Lake County, Florida

Zoning Map

Project: 399/22/07
 File: Zoning
 Name: RLW Realty LLC
 PM: Sherie L.
 Date: August 29, 2023
 Created By: T.Kalebaugh

LPG Urban & Regional Planners, LLC.
 1162 Camp Avenue, Mount Dora, Florida 32757
 Office: (352) 385-1940 / Fax: (352) 383-4824

ORDINANCE 2023-21

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 19.50 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED WEST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER'S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted by Logan Wilson as applicant on behalf of the Owner, RLW Realty, LLC and KRK Equity, LLC, to rezone approximately 19.50 acres of land from Lake County Agriculture (AG) to City of Umatilla Agriculture Residential (AR);

WHEREAS, the Petition bears the signature of all required parties; and

WHEREAS, the required notice of the proposed rezoning has been properly published;

WHEREAS, the City Council reviewed said petition, the recommendations of staff report and any comments, favorable or unfavorable, from the public and surrounding property owners at a public hearing duly advertised;

WHEREAS, upon review, certain terms pertaining to the development of the above-described property have been duly approved, and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Umatilla, Florida, as follows:

Section 1: Purpose and Intent.

That the zoning classification of the following described property, being situated in the City of Umatilla, Florida, shall hereafter be designated as Agriculture Residential (AR) as defined in the Umatilla Land Development Regulations and as depicted on the map attached hereto as **Exhibit "A"** and incorporated herein by reference.

LEGAL DESCRIPTION: See **Exhibit "B"**.

Alternate Key # 1412706

Section 2: Zoning Classification.

That the property shall be designated as AR, Agriculture Residential, in accordance with Chapter 6, Section 2(a) of the Land Development Regulations of the City of Umatilla, Florida.

Section 3: The City Manager, or designee, is hereby directed to amend, alter, and implement the official zoning map of the City of Umatilla, Florida, to include said designation consistent with this Ordinance.

Section 4: Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 5: Scrivener's Errors.

Scrivener's errors in the legal description may be corrected without a public hearing or at public meeting, by re-recording the original ordinance or a certified copy of the ordinance and attaching the correct legal description.

Section 6: Effective Date.

This Ordinance shall become effective immediately upon passage by the City Council of the City of Umatilla.

PASSED AND ORDAINED in regular session of the City Council of the City of Umatilla, Lake County, Florida, this _____ day of _____, 2023.

Kent Adcock, Mayor
City of Umatilla, Florida

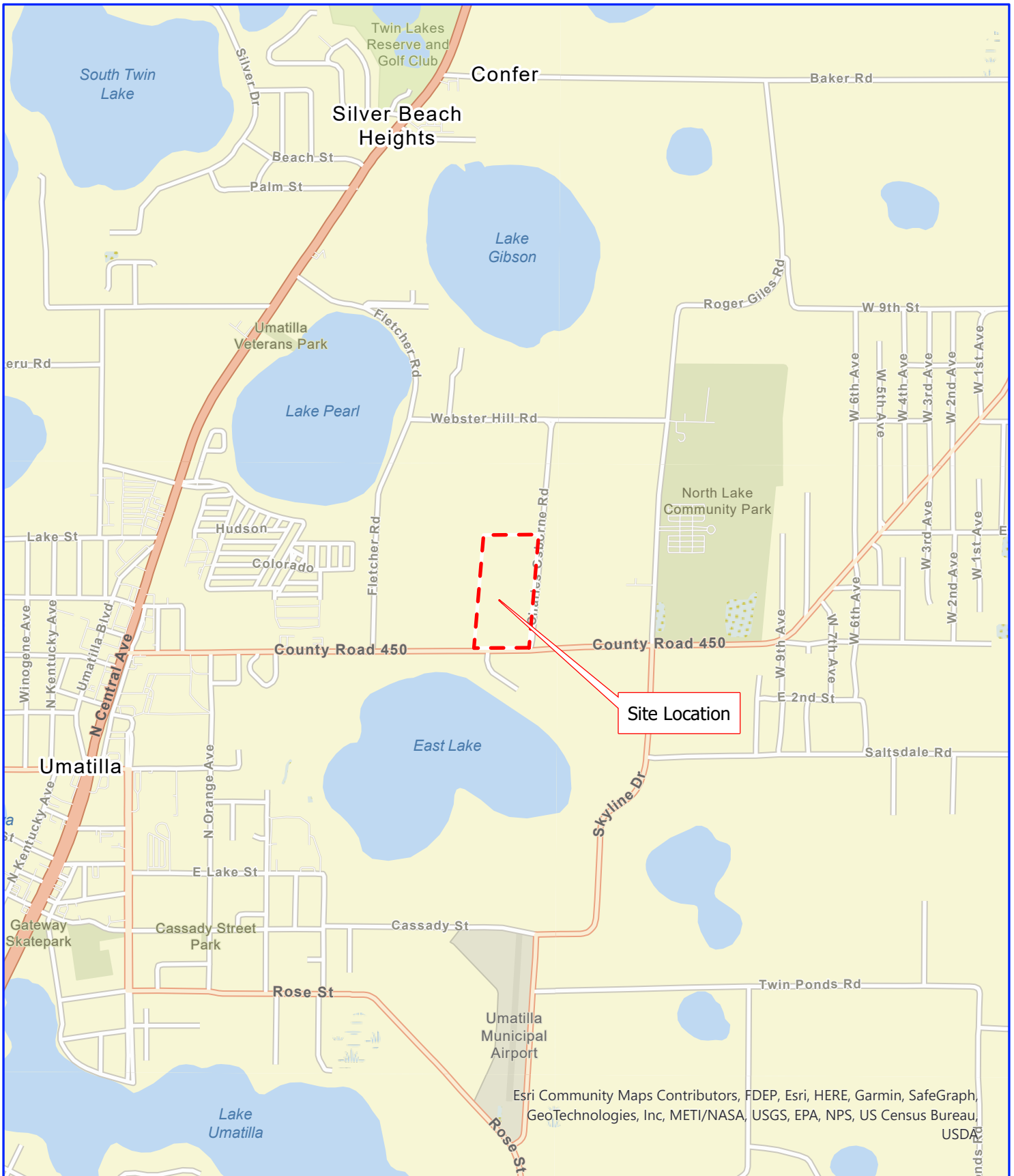
ATTEST:

Approved as to Form:

Jessica Burnham, FCRM
City Clerk

Kevin Stone
City Attorney

Passed First Reading _____
Passed Second Reading _____
(SEAL)



Esri Community Maps Contributors, FDEP, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, EPA, NPS, US Census Bureau, USDA



0.25 0 0.25 Miles

RLW Realty LLC

**Lake County, Florida
Location Map**

Project: 399/07/22
File: Aerial
Name: RLW Realty LLC
PM: Sherie L.
Date: August 29, 2023
Created By: T.Kalebaugh



EXHIBIT "B"

LEGAL DESCRIPTION

The East ½ of the Northeast ¼ of the Southwest ¼, Section 7, Township 18 South, Range 27 East, LESS road rights of way along the Southerly and Easterly boundaries thereof, lying and being in Lake County, Florida.



Business Impact Estimate Exemption

Ordinance 2023-21 – RLW Realty, LLC and KRK Equity, LLC Rezoning

Summary of Ordinance:

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 19.50 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED WEST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER'S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance.

- ☐ The proposed ordinance is required for compliance with Federal or State law or regulation;
- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- ☐ The proposed ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☒ The proposed ordinance is enacted to implement the following:

¹ See Section 166.041(4)(c), Florida Statutes.

- a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
- b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
- c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
- d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.



CITY OF UMATILLA

AGENDA ITEM STAFF REPORT

DATE: November 8, 2023

MEETING DATE: November 21, 2023

SUBJECT: Final Reading of Ordinance No. 2023-22, RLW Realty, LLC & KRK Equity, LLC Annexation

BACKGROUND SUMMARY:

The owner is seeking annexation of a 9.62 + acre site. If approved, the owner is seeking a lot split creating two (2) lots each consisting of 4.81 acres.

RECOMMENDATIONS:

Approval of Final Reading of Ordinance No. 2023-22, RLW Realty, LLC & KRK Equity, LLC Annexation

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. Staff Report_RLW Realty_Ord 22_23_24
 2. Location map 9 acres
 3. Ordinance No. 2023-22, RLW Realty, LLC & KRK Equity, LLC Annexation ISBA
 4. Ordinance No. 2023-22, Business Impact Estimates
-

CITY OF UMATILLA
PROJECT REVIEW REPORT BY LPG URBAN & REGIONAL PLANNERS, LLC

ANNEXATION, SSCPA, REZONING AND LOT SPLIT
(ORDINANCES 2023-22, 2023-23, 2023-24)

Owner: RLW Realty, LLC and KRK Equity, LLC

Applicant: Logan Wilson

General Location: East of Charles Osborne Road and North of CR 450

Number of Acres: 9.62 ± acres

Existing Zoning: County Agriculture

Existing Land Use: Lake County Urban Medium Density (7 units/net acre)

Proposed Zoning: Agriculture Residential (AR-1)

Proposed Land Use: Single Family Medium Density (5 units/acre)

Date: October 9, 2023

Description of Project

The owner is seeking annexation, small scale comp plan amendment and rezoning for a 9.62 ± acre site. If approved, the owner is seeking a lot split creating two (2) lots each consisting of 4.81 acres.

	Surrounding Zoning	Surrounding Land Use
North	County A	Lake County Urban Medium Density (7 units/acre)
South	County R-1	Lake County Urban Medium Density
East	County A	Lake County Urban Medium Density
West	County A	Lake County Urban Medium Density

Assessment

Annexation

Voluntary annexation is being requested pursuant to the ISBA for non-contiguous properties; therefore, the property is eligible for annexation.

Small Scale Comprehensive Plan Map Amendment

The applicant is requesting an amendment from Lake County Urban Medium Density (7 units/net acre) to City Single Family Medium Density (5 units/acre) on 9.62 ± acres. The existing adjacent County Land Use is Urban Medium Density. The proposed Single Family Medium Density category allows up to 5 units/acre which would serve as a transition of densities. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

For comprehensive plan purposes a maximum development scenario was utilized. Under the existing land use the maximum development potential is 67 residential units and under the proposed land use the maximum development potential is 48 residential units which is a reduction of 19 units.

The data and analysis indicates that there is a need for additional residential lands to meet the projected population through the planning year 2035. The addition of 9.62 acres would assist in meeting this need.

The proposed amendment is consistent with the comprehensive plan and meets the following policies (among others):

Policy 1-1.1.1: Adequate Residential Land Area.

The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern that promotes neighborhood cohesiveness and identity, and that enables efficient provision of public facilities and services. A minimum of acres shall be allocated for residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.1.7: Availability of Facilities to Support Residential Land Uses.

Residential densities shall be compatible with available public facilities and their capacity to serve development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent within the impacts of new residential development as specified in Concurrency Management System.

Policy 1-2.1.1: Land Use Designations, and Maximum Intensity and Density.

3. Single-Family Medium Density - 5 dwelling units/acre. Development shall be limited to single-family residential.

Policy 1-1.10.1: Land Use Allocation.

The City shall designate land use on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts, which a controlled supply of land places on land values and market potential.

Policy 1-1.10.2: Promote Orderly, Compact Growth.

Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service. Land shall not be designated for growth and development if abundant undeveloped land is already present within developed areas served by facilities and services.

Policy 1-2.2.6: Single-Family Medium Density Residential Development.

Development in the Single-Family Medium Density Residential category shall be limited to detached single-family dwelling units. Densities cannot exceed 5 dwelling units/acre. Mobile homes, multi-family, industrial or commercial uses will not be permitted however, a mixed use PUD shall be allowed as outlined in Policy 1-1.11.1 and Public Facilities shall be allowed as outlined in Policy 1-2.1.2.

Traffic Impact Analysis –

The proposed amendment would decrease the daily trips (-179 trips) as outlined below based on maximum development potential. Charles Osborne Road is classified as a local roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. CR 450 is classified as a collector roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. The amendment would not degrade the LOS.

TRIP GENERATION ANALYSIS**Proposed Land Use Program**

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	48 Units	210	453	45	28	17
TOTAL GROSS TRIPS (PROPOSED)			453	45	28	17

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	67 Units	210	632	63	40	23
TOTAL GROSS TRIPS (EXISTING)			632	63	40	23

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	-18	-12	-6

School Impact Analysis – The amendment will decrease school age children by 6 students.

Existing County Land Use Residential Units: 67 SF units

Proposed Development Residential Units: 48 SF units

The anticipated number of students generated by the existing land use is shown in Table 1.

**TABLE 1
STUDENTS GENERATED BASED ON EXISTING DEVELOPMENT**

Lake County Student Generation Rates	
Single Family	
Type	Student Multipliers per Dwelling Unit
High School	0.100
Middle School	0.072
Elementary School	0.140
Total	0.312

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	67	0.140	9	0	0.145	0	9
MIDDLE	67	0.072	5	0	0.059	0	5
HIGH	67	0.100	7	0	0.064	0	7
GRAND TOTAL							21

The anticipated number of students generated by the proposed land use is shown in Table 2.

**TABLE 2
STUDENTS GENERATED BASED ON PROPOSED DEVELOPMENT**

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	48	0.140	7	0	0.145	0	7
MIDDLE	48	0.072	3	0	0.059	0	3
HIGH	48	0.100	5	0	0.064	0	5
GRAND TOTAL							15

Potable Water Analysis

The subject site is within the City of Umatilla's Utility Service Area. The City currently owns, operates and maintains a central potable water treatment and distribution system. The permitted plant capacity

is 2.290 MGD and the permitted consumptive use permit capacity is .733 MGD (SJRWMD CUP 2646-6). The City has a current available capacity of 0.029 MGD (includes RLW Realty amendment) for concurrency purposes and an analysis was conducted of the proposed amendment based on maximum intensity land use and the City's Level of Service (LOS) standards (Table 1). The analysis concludes that the proposed amendment will cause a deficiency.

Chapter 9, Section 2(c) of the LDRs outlines the standards to be met for concurrency. Item 2 indicates that the necessary facilities and services are in place at the time a development permit is issued, or a development permit is issued subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the development are anticipated to occur. It should be noted that the City is in the process of increasing the consumptive use permit capacity and is scheduled within 2023.

Sanitary Sewer Analysis

The subject site is within the City of Umatilla's Utility Service area. The city has an existing agreement with the City of Eustis for wastewater (Resolution 2018-46). The agreement allows for a maximum of 300,000 gallons per day (0.3 MGD) and the current usage is 129,000 gallons per day (0.129 MGD) with a remaining capacity of 171,000 gallons per day (0.171 MGD). The proposed amendment would not cause a deficiency in the City's Level of Service standards and the city would have 150,000 gallons per day (0.150 MGD) remaining (Table 2).

Solid Waste Analysis

The LOS for solid waste is 5 lbs per day per capita. The estimated population at buildout is 106 (2.2 pph x 48 units) and the estimated solid waste is 530 lbs per day. The proposed amendment will not cause a deficiency in the LOS.

Environmental Analysis

An environmental analysis will be required prior to development per Chapter 9. Preliminary review indicates that the subject site contains soils conducive to gopher tortoises and sand skinks.

Rezoning

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to City Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre. The rezoning to AR-1 is compatible with the adjacent zonings of Agriculture and R-3. Review of the trip analysis indicates that the zoning would increase the daily trips; however, it is considered de minimis.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	10	210	94	9	6	3
TOTAL GROSS TRIPS (PROPOSED)			94	9	6	3

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	2	210	19	4	3	1
TOTAL GROSS TRIPS (EXISTING)			19	4	3	1

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	5	3	2

A water analysis was conducted based on the rezoning (Table 3). Based on the rezoning using a maximum development potential (10 units) indicates that there is sufficient capacity to serve potential development.

Lot Split

Should the annexation, small scale comprehensive plan amendment and rezoning be approved, the applicant is also requesting a lot split which would allow the creation of two (2) lots; both consisting of 4.81 ± acres. The proposed lot split exceeds the minimum lot standards of the AR zoning district which are a minimum of one (1) acre with 100' of frontage on the roadway. The proposed parcels have 243' of frontage on the roadway.

Recommendation**Annexation**

The subject property is within the JPA/ISBA area which allows for non-contiguous annexations; therefore, the property is eligible for annexation. Staff recommends approval.

SSCPA

The proposed amendment to Single Family Medium Density (5 units/acre) is consistent with the comprehensive plan as previously outlined. Water concurrency can be met subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the subject development are anticipated to occur. It should be noted that the city is in the process of renewing the Consumptive Use Permit. Staff recommends approval.

Rezoning

The proposed rezoning of Agriculture Residential (AR-1) is consistent with the comprehensive plan and land development regulations as previously outlined. Concurrency review based on

the proposed zoning indicates that there is sufficient water capacity to serve the proposed development (Table 3). Staff recommends approval.

Lot Split

The proposed lot split exceeds the minimum requirements of the AR-1 district. Charles Osborne Road is a publicly maintained clay road under the jurisdiction of Lake County. Lake County Public Works has indicated that they have no issues with the proposed lot split. Additional right of way may be required at a later date. For the purposes of Lot Size calculations as to Livestock, land dedicated to the state, county and/or city for rights-of-ways and/or easements will be counted in favor of the parent parcel. Staff recommends approval subject to the revised legal descriptions.

Table 1 – Water Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						-.003 *
RLW Realty	9.62	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	48 Units	.016	0.016
Total	9.62	67 Units	48 Units			-0.019

*Includes RLW Realty Amendment

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

48 units x 2.2pph = 106

Table 2 – Wastewater Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.15*
RLW Realty	9.62	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	48 Units	0.010	0.010
	9.62	67 Units	48 Units			0.14

*Includes RLW Realty Amendment

Estimated wastewater demand based on PF Policy 4-1.2.1 of LOS of 100 gpdpc

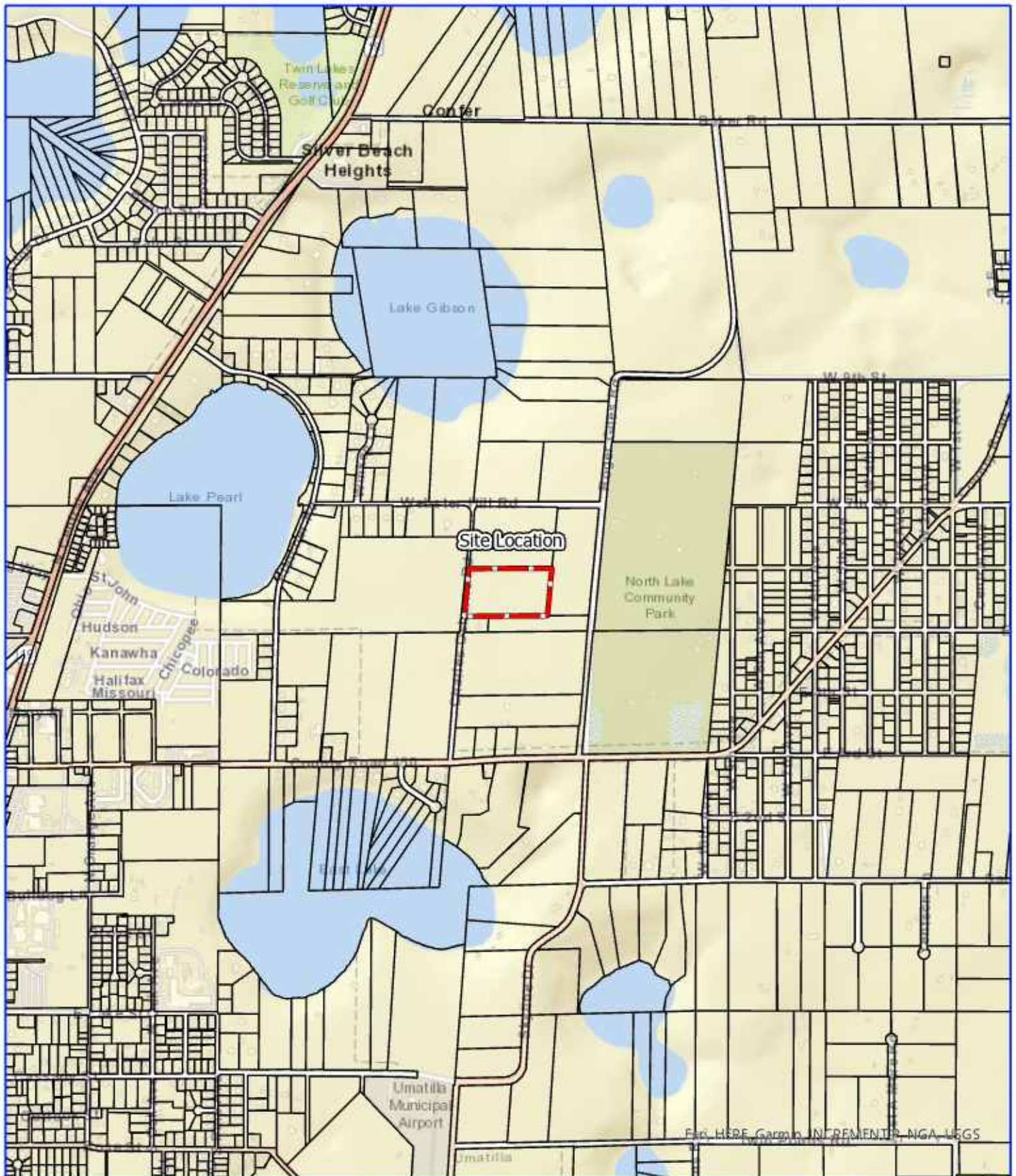
Estimated population - 48 units x 2.2pph = 106

Table 3 – Water Analysis Based on Zoning

Ordinance #	Acres	Proposed City Zoning	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity					0.289
RLW Realty	9.62	Agriculture Residential (1 unit/acre)	10 Units	.001	0.001
Total	9.62	10 Units			0.288

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

10 units x 2.2pph = 22



0.07 0 0.07 0.14 0.21 0.28
Miles

RLW Realty, LLC & KRK Equity, LLC

Lake County, Florida
Location Map

Project: 399/08/23
File: location
Name: RLW KRK
PM: S. Lindh
Date: September 21, 2023
Created By: T. Kalebaugh



ORDINANCE 2023-22

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044 AND SECTION 171.203, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 9.62 ± ACRES OF LAND GENERALLY LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Umatilla entered into an Interlocal Service Boundary Agreement with Lake County, Florida dated May 3, 2011 and amended on February 21, 2013, (the "ISBA") pursuant to Chapter 171, Florida Statutes, and the ISBA permits the City to annex certain property that is not contiguous to the City limits; and

WHEREAS, a petition has been submitted for annexation of approximately 9.62 acres of land generally located east of Charles Osborne Road and north of CR 450 (the "Property") by Logan Wilson, as applicant on behalf of RLW Realty, LLC and KRK Equity, LLC, as Owner;

WHEREAS, the petition bears the signature of all applicable parties; and

WHEREAS, the required notice of the proposed annexation has been properly published; and

WHEREAS, the Property is identified in the ISBA as property that may be annexed by the City of Umatilla, although it is not contiguous to the City limits.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Umatilla, Florida, as follows:

Section 1. The following described property consisting of approximately 9.62 acres of land generally located east of Charles Osborne Road and north of CR 450, is hereby incorporated into and made part of the City of Umatilla Florida. The property is more particularly described on **Exhibit "A"** and as depicted on the map attached hereto as **Exhibit "B"** and incorporated herein by reference.

LEGAL DESCRIPTION: See **Exhibit "A"**

Alternate Key # 1595614

Section 2. The City Clerk shall forward a certified copy of this Ordinance to the Clerk of the Circuit Court, the County Manager of Lake County, Florida, and the Secretary of State of Florida within seven (7) days after its passage on second and final reading.

Section 3.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 4. The property annexed in this Ordinance is subject to the Land Use Plan of the Lake County Comprehensive Plan and county zoning regulations until the City adopts the Comprehensive Plan Amendment to include the property annexed in the City Comprehensive Plan.

Section 5. The property is located within the City's Chapter 180, Florida Statutes, Utility District. The owner hereby agrees that the City shall be the sole provider of water and wastewater services to the property subject to this Ordinance when such services become available subject to the rules and regulations established by State and Federal regulatory agencies, and applicable City ordinances, policies, and procedures. For the purposes of this Section 5, 'available' shall mean when the City's potable water system comes within 300' of the private water system or any of the central lines of such private system and when the City's wastewater system comes within 1,000' of the private treatment system or any central lines of such private system. Distances shall be measured as a curb line distance within the right of way or the centerline distance within an easement. The owner further agrees that when the City provides notice that such utilities are available; the owner shall connect to the applicable system within 12 months of the date of the City's written notice.

Section 6: Scrivener's errors in the legal description may be corrected without a public hearing or at public meeting, by re-recording the original ordinance or a certified copy of the ordinance and attaching the correct legal description.

Section 7. This Ordinance shall become effective immediately upon passage by the City Council of the City of Umatilla.

PASSED AND ORDAINED in regular session of the City Council of the City of Umatilla, Lake County, Florida, this _____ day of _____, 2023.

Kent Adcock, Mayor
City of Umatilla, Florida

ATTEST:

Approved as to Form:

Jessica Burnham, FCRM
City Clerk

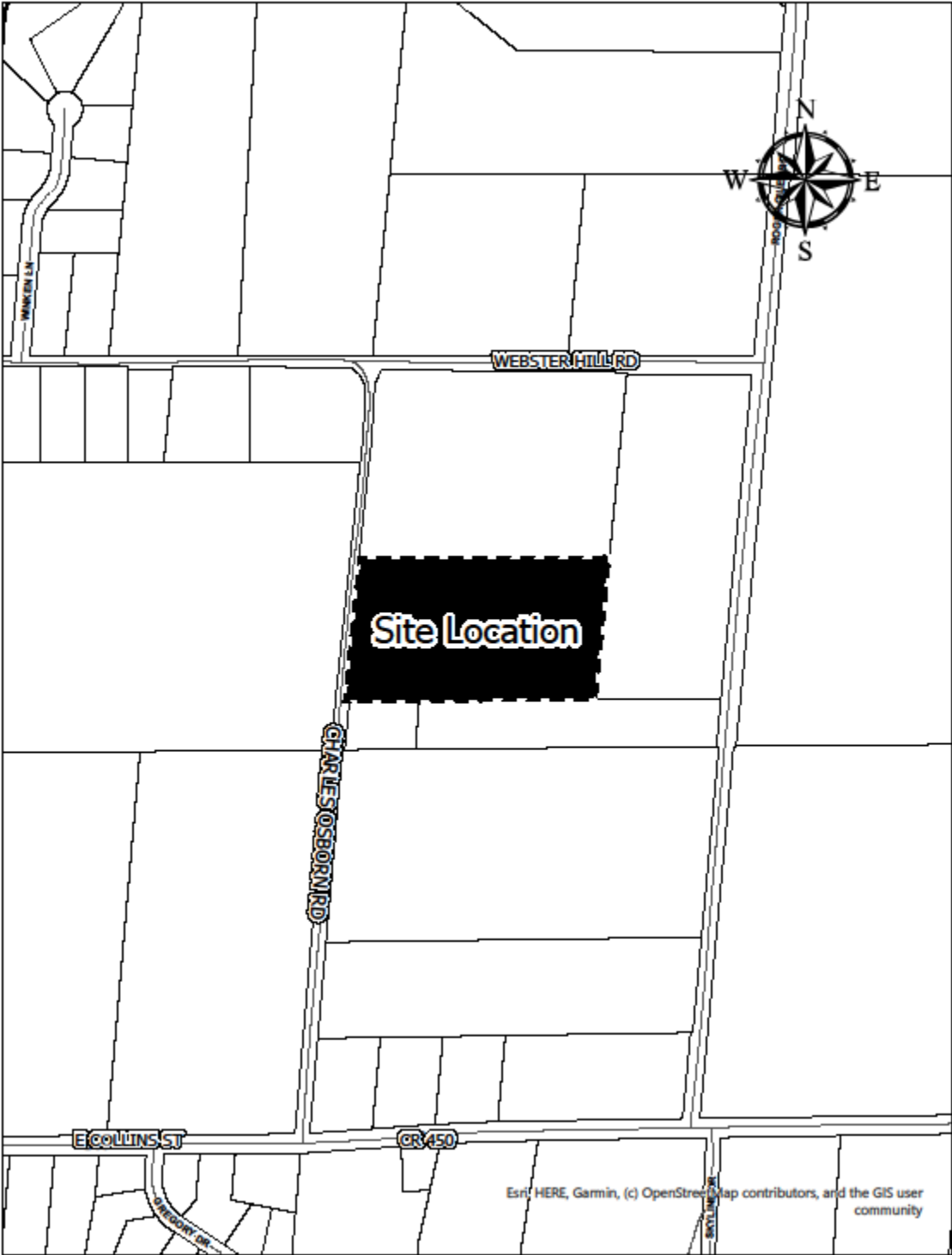
Kevin Stone
City Attorney

Passed First Reading _____
Passed Second Reading _____
(SEAL)

EXHIBIT "A"

The West 865 feet of the North three-fourths (N $\frac{3}{4}$) of the South one-half (S $\frac{1}{2}$) of the Southwest quarter (SW $\frac{1}{4}$) of the Northeast quarter (NE $\frac{1}{4}$) of Section 7, Township 18 South, Range 27 East, lying and being in Lake County, Florida.

EXHIBIT "B"





Business Impact Estimate Exemption

Ordinance 2023-22 – RLW Realty, LLC & KRK Equity, LLC Annexation

Summary of Ordinance:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044 AND SECTION 171.203, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 9.62 ± ACRES OF LAND GENERALLY LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance.

- ☐ The proposed ordinance is required for compliance with Federal or State law or regulation;
- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- ☐ The proposed ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☒ The proposed ordinance is enacted to implement the following:

¹ See Section 166.041(4)(c), Florida Statutes.

- a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
- b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
- c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
- d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.



CITY OF UMATILLA

AGENDA ITEM STAFF REPORT

DATE: November 8, 2023

MEETING DATE: November 21, 2023

SUBJECT: Final Reading of Ordinance No. 2023-23, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment

BACKGROUND SUMMARY:

The applicant is requesting that real property within the city limits of the City of Umatilla be assigned a land use designation from Lake County Urban Medium Density to City of Umatilla Single Family Medium Density under the Comprehensive Plan for the City of Umatilla.

RECOMMENDATIONS:

Approval of Final Reading of Ordinance No. 2023-23, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. Staff Report RLW Realty Ord. 2023-23
 2. Location
 3. propflu
 4. Ordinance No. 2023-23, RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment
 5. Ordinance No. 2023-23, Business Impact Estimates
-

CITY OF UMATILLA
PROJECT REVIEW REPORT BY LPG URBAN & REGIONAL PLANNERS, LLC

ANNEXATION, SSCPA, REZONING AND LOT SPLIT
(ORDINANCES 2023-22, 2023-23, 2023-24)

Owner: RLW Realty, LLC and KRK Equity, LLC

Applicant: Logan Wilson

General Location: East of Charles Osborne Road and North of CR 450

Number of Acres: 9.62 ± acres

Existing Zoning: County Agriculture

Existing Land Use: Lake County Urban Medium Density (7 units/net acre)

Proposed Zoning: Agriculture Residential (AR-1)

Proposed Land Use: Single Family Medium Density (5 units/acre)

Date: October 9, 2023

Description of Project

The owner is seeking annexation, small scale comp plan amendment and rezoning for a 9.62 ± acre site. If approved, the owner is seeking a lot split creating two (2) lots each consisting of 4.81 acres.

	Surrounding Zoning	Surrounding Land Use
North	County A	Lake County Urban Medium Density (7 units/acre)
South	County R-1	Lake County Urban Medium Density
East	County A	Lake County Urban Medium Density
West	County A	Lake County Urban Medium Density

Assessment

Annexation

Voluntary annexation is being requested pursuant to the ISBA for non-contiguous properties; therefore, the property is eligible for annexation.

Small Scale Comprehensive Plan Map Amendment

The applicant is requesting an amendment from Lake County Urban Medium Density (7 units/net acre) to City Single Family Medium Density (5 units/acre) on 9.62 ± acres. The existing adjacent County Land Use is Urban Medium Density. The proposed Single Family Medium Density category allows up to 5 units/acre which would serve as a transition of densities. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

For comprehensive plan purposes a maximum development scenario was utilized. Under the existing land use the maximum development potential is 67 residential units and under the proposed land use the maximum development potential is 48 residential units which is a reduction of 19 units.

The data and analysis indicates that there is a need for additional residential lands to meet the projected population through the planning year 2035. The addition of 9.62 acres would assist in meeting this need.

The proposed amendment is consistent with the comprehensive plan and meets the following policies (among others):

Policy 1-1.1.1: Adequate Residential Land Area.

The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern that promotes neighborhood cohesiveness and identity, and that enables efficient provision of public facilities and services. A minimum of acres shall be allocated for residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.1.7: Availability of Facilities to Support Residential Land Uses.

Residential densities shall be compatible with available public facilities and their capacity to serve development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent within the impacts of new residential development as specified in Concurrency Management System.

Policy 1-2.1.1: Land Use Designations, and Maximum Intensity and Density.

3. Single-Family Medium Density - 5 dwelling units/acre. Development shall be limited to single-family residential.

Policy 1-1.10.1: Land Use Allocation.

The City shall designate land use on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts, which a controlled supply of land places on land values and market potential.

Policy 1-1.10.2: Promote Orderly, Compact Growth.

Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service. Land shall not be designated for growth and development if abundant undeveloped land is already present within developed areas served by facilities and services.

Policy 1-2.2.6: Single-Family Medium Density Residential Development.

Development in the Single-Family Medium Density Residential category shall be limited to detached single-family dwelling units. Densities cannot exceed 5 dwelling units/acre. Mobile homes, multi-family, industrial or commercial uses will not be permitted however, a mixed use PUD shall be allowed as outlined in Policy 1-1.11.1 and Public Facilities shall be allowed as outlined in Policy 1-2.1.2.

Traffic Impact Analysis –

The proposed amendment would decrease the daily trips (-179 trips) as outlined below based on maximum development potential. Charles Osborne Road is classified as a local roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. CR 450 is classified as a collector roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. The amendment would not degrade the LOS.

TRIP GENERATION ANALYSIS**Proposed Land Use Program**

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	48 Units	210	453	45	28	17
TOTAL GROSS TRIPS (PROPOSED)			453	45	28	17

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	67 Units	210	632	63	40	23
TOTAL GROSS TRIPS (EXISTING)			632	63	40	23

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	-18	-12	-6

School Impact Analysis – The amendment will decrease school age children by 6 students.

Existing County Land Use Residential Units: 67 SF units

Proposed Development Residential Units: 48 SF units

The anticipated number of students generated by the existing land use is shown in Table 1.

**TABLE 1
STUDENTS GENERATED BASED ON EXISTING DEVELOPMENT**

Lake County Student Generation Rates	
Single Family	
Type	Student Multipliers per Dwelling Unit
High School	0.100
Middle School	0.072
Elementary School	0.140
Total	0.312

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	67	0.140	9	0	0.145	0	9
MIDDLE	67	0.072	5	0	0.059	0	5
HIGH	67	0.100	7	0	0.064	0	7
GRAND TOTAL							21

The anticipated number of students generated by the proposed land use is shown in Table 2.

**TABLE 2
STUDENTS GENERATED BASED ON PROPOSED DEVELOPMENT**

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	48	0.140	7	0	0.145	0	7
MIDDLE	48	0.072	3	0	0.059	0	3
HIGH	48	0.100	5	0	0.064	0	5
GRAND TOTAL							15

Potable Water Analysis

The subject site is within the City of Umatilla's Utility Service Area. The City currently owns, operates and maintains a central potable water treatment and distribution system. The permitted plant capacity

is 2.290 MGD and the permitted consumptive use permit capacity is .733 MGD (SJRWMD CUP 2646-6). The City has a current available capacity of 0.029 MGD (includes RLW Realty amendment) for concurrency purposes and an analysis was conducted of the proposed amendment based on maximum intensity land use and the City's Level of Service (LOS) standards (Table 1). The analysis concludes that the proposed amendment will cause a deficiency.

Chapter 9, Section 2(c) of the LDRs outlines the standards to be met for concurrency. Item 2 indicates that the necessary facilities and services are in place at the time a development permit is issued, or a development permit is issued subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the development are anticipated to occur. It should be noted that the City is in the process of increasing the consumptive use permit capacity and is scheduled within 2023.

Sanitary Sewer Analysis

The subject site is within the City of Umatilla's Utility Service area. The city has an existing agreement with the City of Eustis for wastewater (Resolution 2018-46). The agreement allows for a maximum of 300,000 gallons per day (0.3 MGD) and the current usage is 129,000 gallons per day (0.129 MGD) with a remaining capacity of 171,000 gallons per day (0.171 MGD). The proposed amendment would not cause a deficiency in the City's Level of Service standards and the city would have 150,000 gallons per day (0.150 MGD) remaining (Table 2).

Solid Waste Analysis

The LOS for solid waste is 5 lbs per day per capita. The estimated population at buildout is 106 (2.2 pph x 48 units) and the estimated solid waste is 530 lbs per day. The proposed amendment will not cause a deficiency in the LOS.

Environmental Analysis

An environmental analysis will be required prior to development per Chapter 9. Preliminary review indicates that the subject site contains soils conducive to gopher tortoises and sand skinks.

Rezoning

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to City Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre. The rezoning to AR-1 is compatible with the adjacent zonings of Agriculture and R-3. Review of the trip analysis indicates that the zoning would increase the daily trips; however, it is considered de minimis.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	10	210	94	9	6	3
TOTAL GROSS TRIPS (PROPOSED)			94	9	6	3

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	2	210	19	4	3	1
TOTAL GROSS TRIPS (EXISTING)			19	4	3	1

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	5	3	2

A water analysis was conducted based on the rezoning (Table 3). Based on the rezoning using a maximum development potential (10 units) indicates that there is sufficient capacity to serve potential development.

Lot Split

Should the annexation, small scale comprehensive plan amendment and rezoning be approved, the applicant is also requesting a lot split which would allow the creation of two (2) lots; both consisting of 4.81 ± acres. The proposed lot split exceeds the minimum lot standards of the AR zoning district which are a minimum of one (1) acre with 100' of frontage on the roadway. The proposed parcels have 243' of frontage on the roadway.

Recommendation**Annexation**

The subject property is within the JPA/ISBA area which allows for non-contiguous annexations; therefore, the property is eligible for annexation. Staff recommends approval.

SSCPA

The proposed amendment to Single Family Medium Density (5 units/acre) is consistent with the comprehensive plan as previously outlined. Water concurrency can be met subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the subject development are anticipated to occur. It should be noted that the city is in the process of renewing the Consumptive Use Permit. Staff recommends approval.

Rezoning

The proposed rezoning of Agriculture Residential (AR-1) is consistent with the comprehensive plan and land development regulations as previously outlined. Concurrency review based on

the proposed zoning indicates that there is sufficient water capacity to serve the proposed development (Table 3). Staff recommends approval.

Lot Split

The proposed lot split exceeds the minimum requirements of the AR-1 district. Charles Osborne Road is a publicly maintained clay road under the jurisdiction of Lake County. Lake County Public Works has indicated that they have no issues with the proposed lot split. Additional right of way may be required at a later date. For the purposes of Lot Size calculations as to Livestock, land dedicated to the state, county and/or city for rights-of-ways and/or easements will be counted in favor of the parent parcel. Staff recommends approval subject to the revised legal descriptions.

Table 1 – Water Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						-.003 *
RLW Realty	9.62	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	48 Units	.016	0.016
Total	9.62	67 Units	48 Units			-0.019

*Includes RLW Realty Amendment

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

48 units x 2.2pph = 106

Table 2 – Wastewater Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.15*
RLW Realty	9.62	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	48 Units	0.010	0.010
	9.62	67 Units	48 Units			0.14

*Includes RLW Realty Amendment

Estimated wastewater demand based on PF Policy 4-1.2.1 of LOS of 100 gpdpc

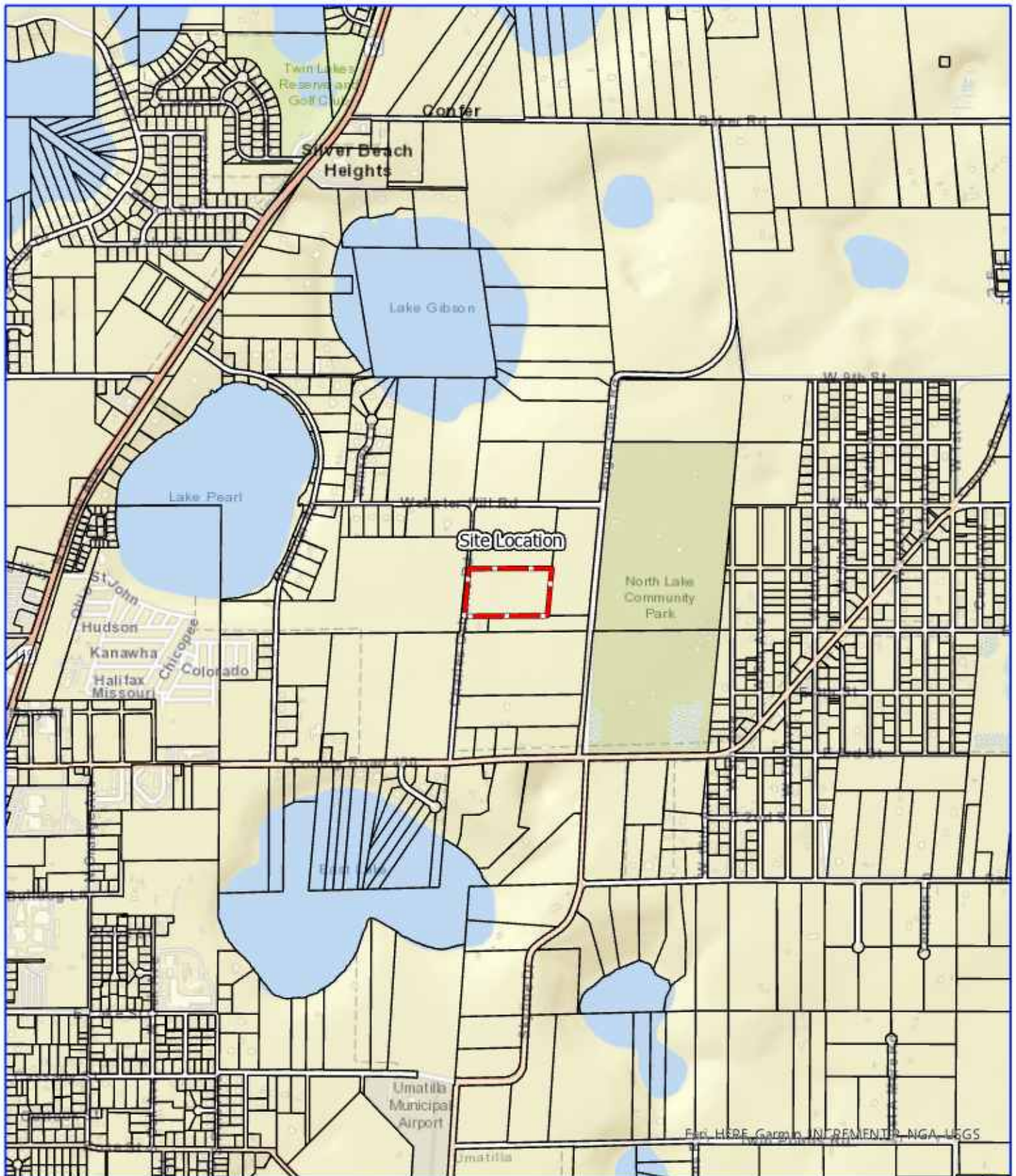
Estimated population - 48 units x 2.2pph = 106

Table 3 – Water Analysis Based on Zoning

Ordinance #	Acres	Proposed City Zoning	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity					0.289
RLW Realty	9.62	Agriculture Residential (1 unit/acre)	10 Units	.001	0.001
Total	9.62	10 Units			0.288

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

10 units x 2.2pph = 22



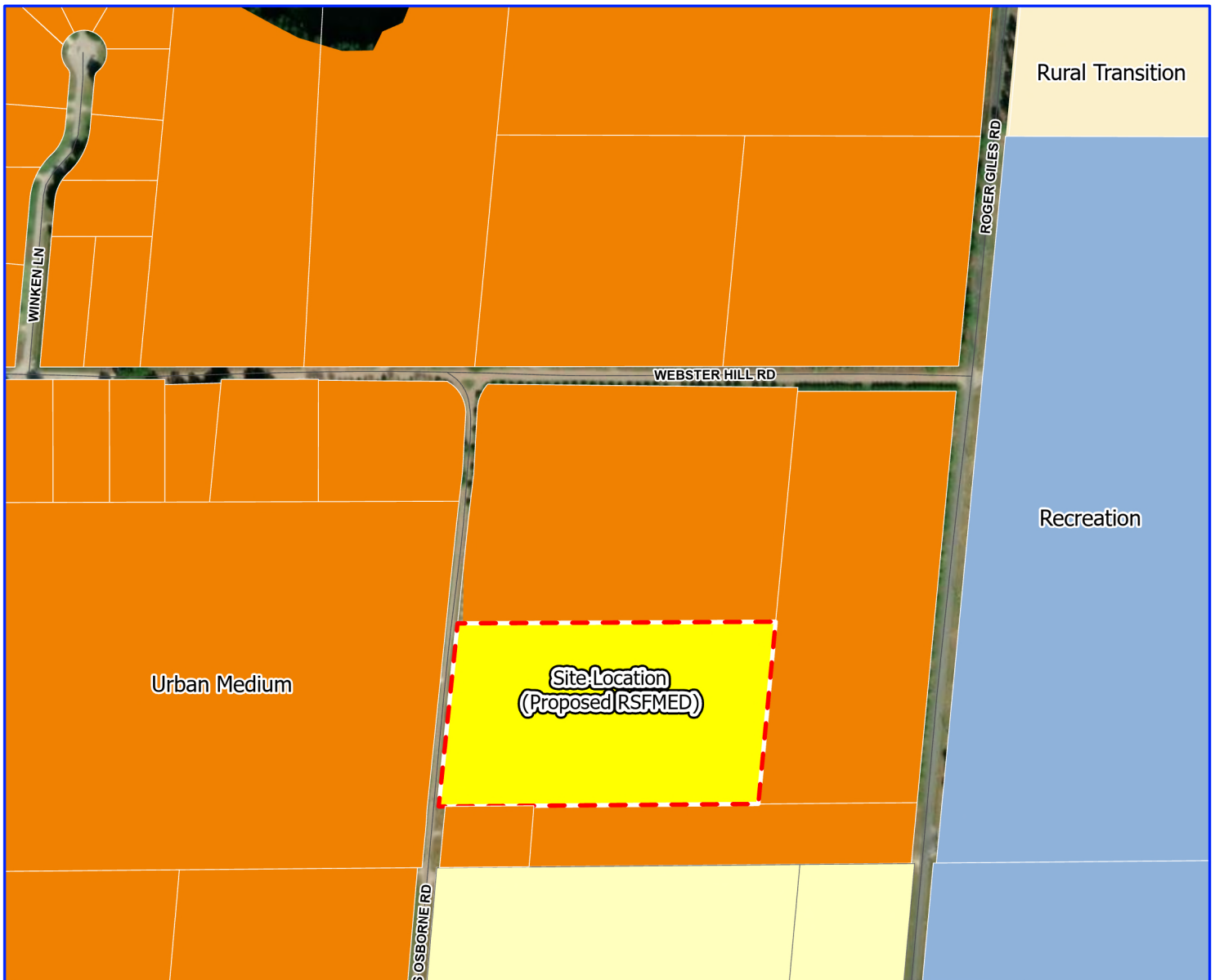
0.07 0 0.07 0.14 0.21 0.28 Miles

RLW Realty, LLC & KRK Equity, LLC

Lake County, Florida
Location Map

Project: 399/08/23
File: location
Name: RLW KRK
PM: S. Lindh
Date: September 21, 2023
Created By: T. Kalebaugh





Legend

Lake County Future Land Use

- Industrial
- Recreation
- Rural Transition
- Urban Low
- Urban Medium

Umatilla Future Land Use

FLU_CODE, FLU_DESC

- AG, Agricultural
- CGENRL, Commercial General



CMU, Commerce Mixed Use



CONSV, Conservation



CTOUR, Commercial Tourism



CWHOLESL, Commercial Wholesale



DMU, Downtown Mixed Use



INDST, Industrial



INSTIT, Institutional



LAKE, Lake



REC, Recreational



RM/HHI, Mobile Home HD



RMFLR, Residential Multi-Family Low Rise



RSFLOW, Residential Single Family Low Density



RSFMED, Residential Single Family Medium Density



TRANS, Transportation



TRANS/AVIA, Transportation / Aviation



UTIL, Utility



Site Boundary

Microsoft, Microsoft

OW



270 0 270
Feet
1 inch = 417 feet

RLW Realty LLC & KRK Equity, LLC

Lake County, Florida
Future Land Use Map

Project: 399/23/08
File: FLU
Name: RLW Realty LLC
PM: Sherie L.
Date: August 29, 2023
Created By: T.Kalebaugh



ORDINANCE 2023-23

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 9.62 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN MEDIUM DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been received from Logan Wilson as applicant on behalf of RLW Realty, LLC and KRK Equity, LLC as owner, requesting that real property within the city limits of the City of Umatilla be assigned a land use designation from Lake County Urban Medium Density to City of Umatilla Single Family Medium Density under the Comprehensive Plan for the City of Umatilla;

WHEREAS, the amendment would facilitate residential development and is in compliance with the policies of the City's comprehensive plan; and

WHEREAS, the required notice of the proposed small scale comprehensive plan amendment has been properly published as required by Chapter 163, Florida Statutes; and

WHEREAS, the Local Planning Agency for the City of Umatilla have reviewed the proposed amendment to the Comprehensive Plan and have made recommendations to the City Council of the City of Umatilla.

WHEREAS, the City Council reviewed said petition, the recommendations of the Land Planning Agency, staff report and any comments, favorable or unfavorable, from the public and surrounding property owners at a public hearing duly advertised;

WHEREAS, the City has held such public hearings and the records of the City provide that the owners of the land affected have been notified as required by law; and,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF UMATILLA, FLORIDA, AS FOLLOWS:

Section 1: Purpose and Intent.

That the land use classification of the following described property, being situated in the City of Umatilla, Florida, shall hereafter be designated from Lake County Urban Medium Density to City of Umatilla Single Family Medium Density as depicted on the map attached hereto as **Exhibit "A"**, and as defined in the Umatilla Comprehensive Plan.

LEGAL DESCRIPTION: See **Exhibit "B"**

Alternate Key # 1595614

- A. That a copy of said Land Use Plan Amendment is filed in the office of the City Manager of the City of Umatilla as a matter of permanent record of the City, and that matters and contents therein are made a part of this ordinance by reference as fully and completely as if set forth herein, and such copy shall remain on file in said office available for public inspection.
- B. That the City Manager, after passage of this Ordinance, is hereby directed to indicate the changes adopted in this Ordinance and to reflect the same on the Comprehensive Land Use Plan Map of the City of Umatilla.

Section 2: Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4: Scrivener's Errors.

Scrivener's errors in the legal description may be corrected without a public hearing or at public meeting, by re-recording the original ordinance or a certified copy of the ordinance and attaching the correct legal description.

Section 5: Effective Date.

This Ordinance shall become effective 31 days after its adoption by the City Council. If this Ordinance is challenged within 30 days after its adoption, it may not become effective until the state land planning agency or Administrative Commission, respectively, issues a final order determining that this Ordinance is in compliance.

PASSED AND ORDAINED in regular session of the City Council of the City of Umatilla, Lake County, Florida, this _____ day of _____, 2023.

Kent Adcock, Mayor
City of Umatilla, Florida

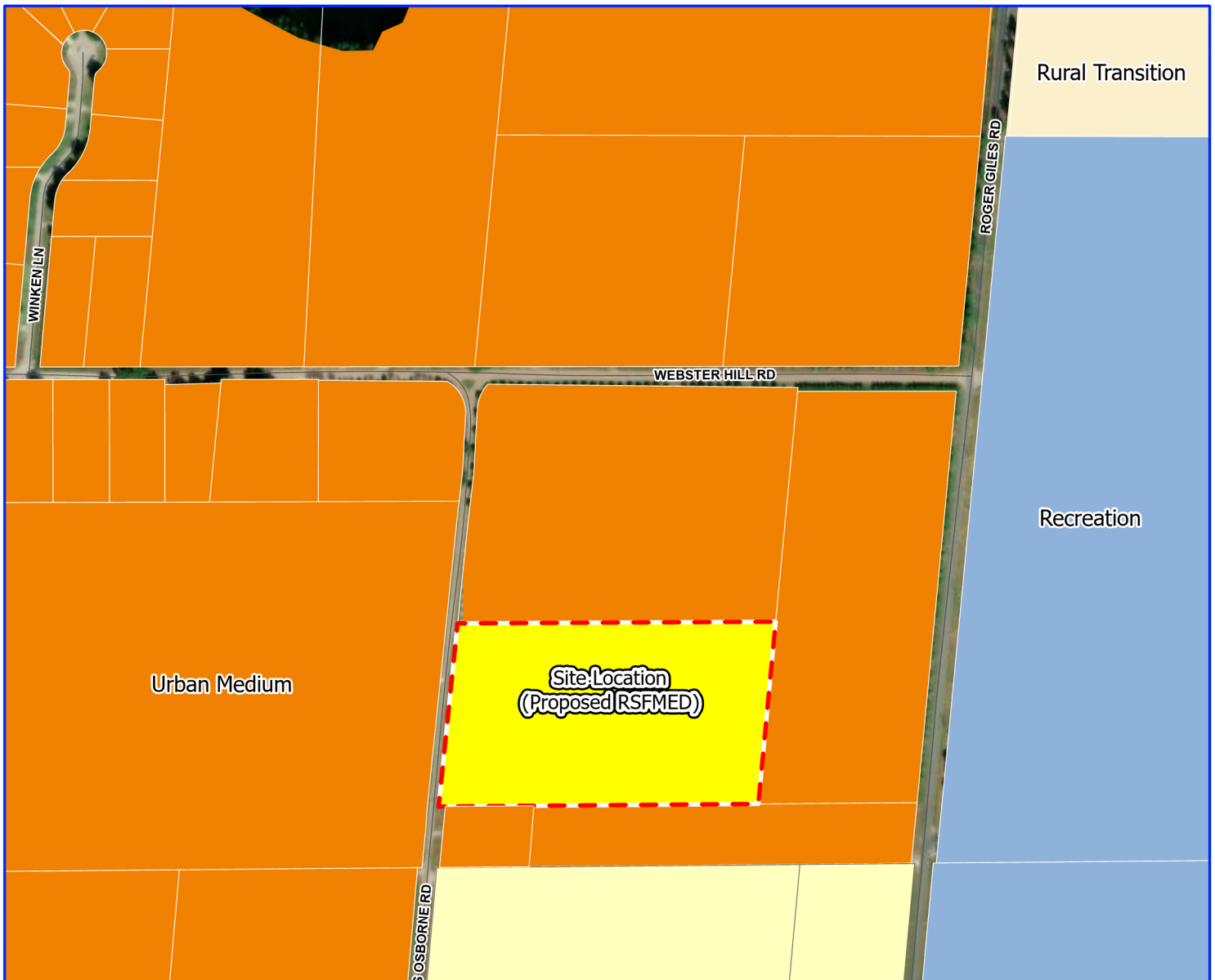
ATTEST:

Approved as to Form:

Jessica Burnham, FCRM
City Clerk

Kevin Stone
City Attorney

Passed First Reading _____
Passed Second Reading _____
(SEAL)



Legend

Lake County Future Land Use

- Industrial
- Recreation
- Rural Transition
- Urban Low
- Urban Medium

Umatilla Future Land Use

FLU_CODE, FLU_DESC

- AG, Agricultural
- CGENRL, Commercial General



CMU, Commerce Mixed Use



CONSV, Conservation



CTOUR, Commercial Tourism



CWHOLESL, Commercial Wholesale



DMU, Downtown Mixed Use



INDST, Industrial



INSTIT, Institutional



LAKE, Lake



REC, Recreational



RM/HHI, Mobile Home HD



RMFLR, Residential Multi-Family Low Rise



RSFLOW, Residential Single Family Low Density



RSFMED, Residential Single Family Medium Density



TRANS, Transportation



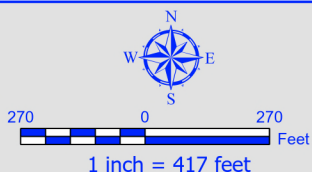
TRANS/AVIA, Transportation / Aviation



UTIL, Utility



Site Boundary



RLW Realty LLC & KRK Equity, LLC

Lake County, Florida
Future Land Use Map

Project: 399/23/08
File: FLU
Name: RLW Realty LLC
PM: Sherie L.
Date: August 29, 2023
Created By: T.Kalebaugh



EXHIBIT "B"
LEGAL DESCRIPTION

The West 865 feet of the North three-fourths (N $\frac{3}{4}$) of the South one-half (S $\frac{1}{2}$) of the Southwest quarter (SW $\frac{1}{4}$) of the Northeast quarter (NE $\frac{1}{4}$) of Section 7, Township 18 South, Range 27 East, lying and being in Lake County, Florida.



Business Impact Estimate Exemption

Ordinance 2023-23 – RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment

Summary of Ordinance:

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 9.62 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN MEDIUM DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance.

- ☐ The proposed ordinance is required for compliance with Federal or State law or regulation;
- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;

¹ See Section 166.041(4)(c), Florida Statutes.

- ☐ The proposed ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☒ The proposed ordinance is enacted to implement the following:
 - a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
 - b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
 - c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
 - d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.



CITY OF UMATILLA

AGENDA ITEM STAFF REPORT

DATE: November 8, 2023

MEETING DATE: November 21, 2023

SUBJECT: Final Reading of Ordinance No. 2023-24, RLW Realty, LLC & KRK Equity, LLC Rezoning

BACKGROUND SUMMARY:

The applicant is requesting to rezone approximately 9.62 acres of land from Lake County Agriculture (AG) to City of Umatilla Agriculture Residential (AR)

RECOMMENDATIONS:

Approval of Final Reading of Ordinance No. 2023-24, RLW Realty, LLC & KRK Equity, LLC Rezoning

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. Staff Report RLW Realty Ord. 2023-24
 2. Location map 9 acres
 3. prop Zoning 9acre
 4. Ordinance No. 2023-24, RLW Realty, LLC & KRK Equity, LLC Rezoning
 5. Ordinance No. 2023-24, Business Impact Estimates
-

CITY OF UMATILLA
PROJECT REVIEW REPORT BY LPG URBAN & REGIONAL PLANNERS, LLC

ANNEXATION, SSCPA, REZONING AND LOT SPLIT
(ORDINANCES 2023-22, 2023-23, 2023-24)

Owner: RLW Realty, LLC and KRK Equity, LLC

Applicant: Logan Wilson

General Location: East of Charles Osborne Road and North of CR 450

Number of Acres: 9.62 ± acres

Existing Zoning: County Agriculture

Existing Land Use: Lake County Urban Medium Density (7 units/net acre)

Proposed Zoning: Agriculture Residential (AR-1)

Proposed Land Use: Single Family Medium Density (5 units/acre)

Date: October 9, 2023

Description of Project

The owner is seeking annexation, small scale comp plan amendment and rezoning for a 9.62 ± acre site. If approved, the owner is seeking a lot split creating two (2) lots each consisting of 4.81 acres.

	Surrounding Zoning	Surrounding Land Use
North	County A	Lake County Urban Medium Density (7 units/acre)
South	County R-1	Lake County Urban Medium Density
East	County A	Lake County Urban Medium Density
West	County A	Lake County Urban Medium Density

Assessment

Annexation

Voluntary annexation is being requested pursuant to the ISBA for non-contiguous properties; therefore, the property is eligible for annexation.

Small Scale Comprehensive Plan Map Amendment

The applicant is requesting an amendment from Lake County Urban Medium Density (7 units/net acre) to City Single Family Medium Density (5 units/acre) on 9.62 ± acres. The existing adjacent County Land Use is Urban Medium Density. The proposed Single Family Medium Density category allows up to 5 units/acre which would serve as a transition of densities. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

For comprehensive plan purposes a maximum development scenario was utilized. Under the existing land use the maximum development potential is 67 residential units and under the proposed land use the maximum development potential is 48 residential units which is a reduction of 19 units.

The data and analysis indicates that there is a need for additional residential lands to meet the projected population through the planning year 2035. The addition of 9.62 acres would assist in meeting this need.

The proposed amendment is consistent with the comprehensive plan and meets the following policies (among others):

Policy 1-1.1.1: Adequate Residential Land Area.

The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern that promotes neighborhood cohesiveness and identity, and that enables efficient provision of public facilities and services. A minimum of acres shall be allocated for residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.1.7: Availability of Facilities to Support Residential Land Uses.

Residential densities shall be compatible with available public facilities and their capacity to serve development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent within the impacts of new residential development as specified in Concurrency Management System.

Policy 1-2.1.1: Land Use Designations, and Maximum Intensity and Density.

3. Single-Family Medium Density - 5 dwelling units/acre. Development shall be limited to single-family residential.

Policy 1-1.10.1: Land Use Allocation.

The City shall designate land use on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts, which a controlled supply of land places on land values and market potential.

Policy 1-1.10.2: Promote Orderly, Compact Growth.

Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service. Land shall not be designated for growth and development if abundant undeveloped land is already present within developed areas served by facilities and services.

Policy 1-2.2.6: Single-Family Medium Density Residential Development.

Development in the Single-Family Medium Density Residential category shall be limited to detached single-family dwelling units. Densities cannot exceed 5 dwelling units/acre. Mobile homes, multi-family, industrial or commercial uses will not be permitted however, a mixed use PUD shall be allowed as outlined in Policy 1-1.11.1 and Public Facilities shall be allowed as outlined in Policy 1-2.1.2.

Traffic Impact Analysis –

The proposed amendment would decrease the daily trips (-179 trips) as outlined below based on maximum development potential. Charles Osborne Road is classified as a local roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. CR 450 is classified as a collector roadway (under the jurisdiction of Lake County) with an adopted Level of Service (LOS) of D. The amendment would not degrade the LOS.

TRIP GENERATION ANALYSIS**Proposed Land Use Program**

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	48 Units	210	453	45	28	17
TOTAL GROSS TRIPS (PROPOSED)			453	45	28	17

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	67 Units	210	632	63	40	23
TOTAL GROSS TRIPS (EXISTING)			632	63	40	23

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	-18	-12	-6

School Impact Analysis – The amendment will decrease school age children by 6 students.

Existing County Land Use Residential Units: 67 SF units

Proposed Development Residential Units: 48 SF units

The anticipated number of students generated by the existing land use is shown in Table 1.

**TABLE 1
STUDENTS GENERATED BASED ON EXISTING DEVELOPMENT**

Lake County Student Generation Rates	
Single Family	
Type	Student Multipliers per Dwelling Unit
High School	0.100
Middle School	0.072
Elementary School	0.140
Total	0.312

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	67	0.140	9	0	0.145	0	9
MIDDLE	67	0.072	5	0	0.059	0	5
HIGH	67	0.100	7	0	0.064	0	7
GRAND TOTAL							21

The anticipated number of students generated by the proposed land use is shown in Table 2.

**TABLE 2
STUDENTS GENERATED BASED ON PROPOSED DEVELOPMENT**

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	48	0.140	7	0	0.145	0	7
MIDDLE	48	0.072	3	0	0.059	0	3
HIGH	48	0.100	5	0	0.064	0	5
GRAND TOTAL							15

Potable Water Analysis

The subject site is within the City of Umatilla's Utility Service Area. The City currently owns, operates and maintains a central potable water treatment and distribution system. The permitted plant capacity

is 2.290 MGD and the permitted consumptive use permit capacity is .733 MGD (SJRWMD CUP 2646-6). The City has a current available capacity of 0.029 MGD (includes RLW Realty amendment) for concurrency purposes and an analysis was conducted of the proposed amendment based on maximum intensity land use and the City's Level of Service (LOS) standards (Table 1). The analysis concludes that the proposed amendment will cause a deficiency.

Chapter 9, Section 2(c) of the LDRs outlines the standards to be met for concurrency. Item 2 indicates that the necessary facilities and services are in place at the time a development permit is issued, or a development permit is issued subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the development are anticipated to occur. It should be noted that the City is in the process of increasing the consumptive use permit capacity and is scheduled within 2023.

Sanitary Sewer Analysis

The subject site is within the City of Umatilla's Utility Service area. The city has an existing agreement with the City of Eustis for wastewater (Resolution 2018-46). The agreement allows for a maximum of 300,000 gallons per day (0.3 MGD) and the current usage is 129,000 gallons per day (0.129 MGD) with a remaining capacity of 171,000 gallons per day (0.171 MGD). The proposed amendment would not cause a deficiency in the City's Level of Service standards and the city would have 150,000 gallons per day (0.150 MGD) remaining (Table 2).

Solid Waste Analysis

The LOS for solid waste is 5 lbs per day per capita. The estimated population at buildout is 106 (2.2 pph x 48 units) and the estimated solid waste is 530 lbs per day. The proposed amendment will not cause a deficiency in the LOS.

Environmental Analysis

An environmental analysis will be required prior to development per Chapter 9. Preliminary review indicates that the subject site contains soils conducive to gopher tortoises and sand skinks.

Rezoning

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to City Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre. The rezoning to AR-1 is compatible with the adjacent zonings of Agriculture and R-3. Review of the trip analysis indicates that the zoning would increase the daily trips; however, it is considered de minimis.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	10	210	94	9	6	3
TOTAL GROSS TRIPS (PROPOSED)			94	9	6	3

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	2	210	19	4	3	1
TOTAL GROSS TRIPS (EXISTING)			19	4	3	1

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	5	3	2

A water analysis was conducted based on the rezoning (Table 3). Based on the rezoning using a maximum development potential (10 units) indicates that there is sufficient capacity to serve potential development.

Lot Split

Should the annexation, small scale comprehensive plan amendment and rezoning be approved, the applicant is also requesting a lot split which would allow the creation of two (2) lots; both consisting of 4.81 ± acres. The proposed lot split exceeds the minimum lot standards of the AR zoning district which are a minimum of one (1) acre with 100' of frontage on the roadway. The proposed parcels have 243' of frontage on the roadway.

Recommendation**Annexation**

The subject property is within the JPA/ISBA area which allows for non-contiguous annexations; therefore, the property is eligible for annexation. Staff recommends approval.

SSCPA

The proposed amendment to Single Family Medium Density (5 units/acre) is consistent with the comprehensive plan as previously outlined. Water concurrency can be met subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the subject development are anticipated to occur. It should be noted that the city is in the process of renewing the Consumptive Use Permit. Staff recommends approval.

Rezoning

The proposed rezoning of Agriculture Residential (AR-1) is consistent with the comprehensive plan and land development regulations as previously outlined. Concurrency review based on

the proposed zoning indicates that there is sufficient water capacity to serve the proposed development (Table 3). Staff recommends approval.

Lot Split

The proposed lot split exceeds the minimum requirements of the AR-1 district. Charles Osborne Road is a publicly maintained clay road under the jurisdiction of Lake County. Lake County Public Works has indicated that they have no issues with the proposed lot split. Additional right of way may be required at a later date. For the purposes of Lot Size calculations as to Livestock, land dedicated to the state, county and/or city for rights-of-ways and/or easements will be counted in favor of the parent parcel. Staff recommends approval subject to the revised legal descriptions.

Table 1 – Water Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						-.003 *
RLW Realty	9.62	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	48 Units	.016	0.016
Total	9.62	67 Units	48 Units			-0.019

*Includes RLW Realty Amendment

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

48 units x 2.2pph = 106

Table 2 – Wastewater Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.15*
RLW Realty	9.62	Urban Medium Density (7 units/net acre)	Single Family Medium Density (5 units/acre)	48 Units	0.010	0.010
	9.62	67 Units	48 Units			0.14

*Includes RLW Realty Amendment

Estimated wastewater demand based on PF Policy 4-1.2.1 of LOS of 100 gpdpc

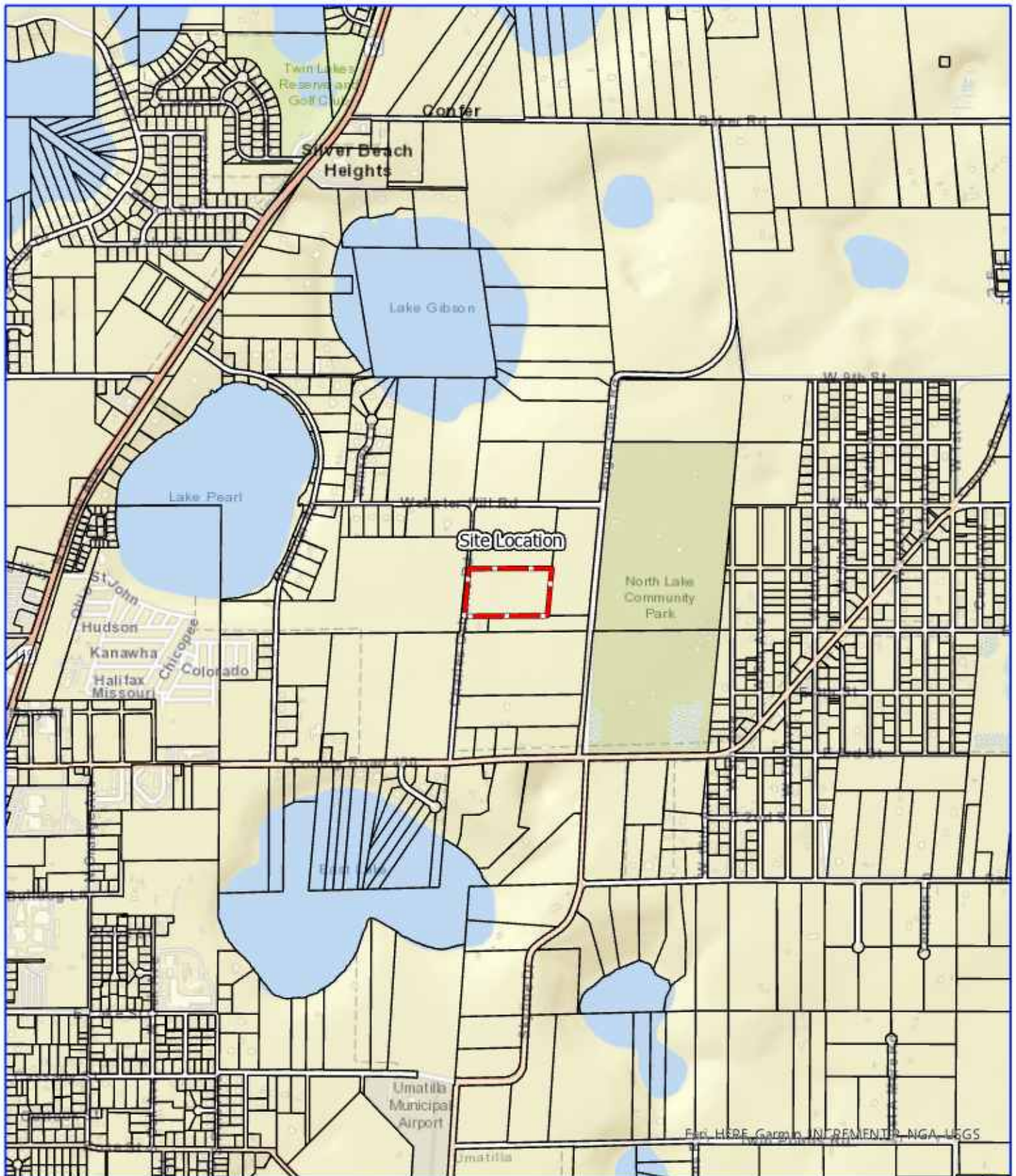
Estimated population - 48 units x 2.2pph = 106

Table 3 – Water Analysis Based on Zoning

Ordinance #	Acres	Proposed City Zoning	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity					0.289
RLW Realty	9.62	Agriculture Residential (1 unit/acre)	10 Units	.001	0.001
Total	9.62	10 Units			0.288

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

10 units x 2.2pph = 22



0.07 0 0.07 0.14 0.21 0.28 Miles

RLW Realty, LLC & KRK Equity, LLC

Lake County, Florida
Location Map

Project: 399/08/23
File: location
Name: RLW KRK
PM: S. Lindh
Date: September 21, 2023
Created By: T. Kalebaugh





160 0 160 320 480 640 Feet

1 inch = 417 feet

RLW Realty LLC & KRK Equity, LLC

Lake County, Florida

Zoning Map

Project: 399/22/07
 File: Zoning
 Name: RLW Realty LLC
 PM: Sherie L.
 Date: August 29, 2023
 Created By: T.Kalebaugh

LPG Urban & Regional Planners, LLC.
 1162 Camp Avenue, Mount Dora, Florida 32757
 Office: (352) 385-1940 / Fax: (352) 383-4824

ORDINANCE 2023-24

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 9.62 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER'S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted by Logan Wilson as applicant on behalf of the Owner, RLW Realty, LLC and KRK Equity, LLC, to rezone approximately 9.62 acres of land from Lake County Agriculture (AG) to City of Umatilla Agriculture Residential (AR);

WHEREAS, the Petition bears the signature of all required parties; and

WHEREAS, the required notice of the proposed rezoning has been properly published;

WHEREAS, the City Council reviewed said petition, the recommendations of staff report and any comments, favorable or unfavorable, from the public and surrounding property owners at a public hearing duly advertised;

WHEREAS, upon review, certain terms pertaining to the development of the above-described property have been duly approved, and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Umatilla, Florida, as follows:

Section 1: Purpose and Intent.

That the zoning classification of the following described property, being situated in the City of Umatilla, Florida, shall hereafter be designated as Agriculture Residential (AR) as defined in the Umatilla Land Development Regulations and as depicted on the map attached hereto as **Exhibit "A"** and incorporated herein by reference.

LEGAL DESCRIPTION: See **Exhibit "B"**.

Alternate Key # 1595614

Section 2: Zoning Classification.

That the property shall be designated as AR, Agriculture Residential, in accordance with Chapter 6, Section 2(a) of the Land Development Regulations of the City of Umatilla, Florida.

Section 3: The City Manager, or designee, is hereby directed to amend, alter, and implement the official zoning map of the City of Umatilla, Florida, to include said designation consistent with this Ordinance.

Section 4: Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 5: Scrivener's Errors.

Scrivener's errors in the legal description may be corrected without a public hearing or at public meeting, by re-recording the original ordinance or a certified copy of the ordinance and attaching the correct legal description.

Section 6: Effective Date.

This Ordinance shall become effective immediately upon passage by the City Council of the City of Umatilla.

PASSED AND ORDAINED in regular session of the City Council of the City of Umatilla, Lake County, Florida, this _____ day of _____, 2023.

Kent Adcock, Mayor
City of Umatilla, Florida

ATTEST:

Approved as to Form:

Jessica Burnham, FCRM
City Clerk

Kevin Stone
City Attorney

Passed First Reading _____
Passed Second Reading _____
(SEAL)



160 0 160 320 480 640 Feet

1 inch = 417 feet

RLW Realty LLC & KRK Equity, LLC

Lake County, Florida

Zoning Map

Project: 399/22/07
 File: Zoning
 Name: RLW Realty LLC
 PM: Sherie L.
 Date: August 29, 2023
 Created By: T.Kalebaugh

LPG Urban & Regional Planners, LLC.
 1162 Camp Avenue, Mount Dora, Florida 32757
 Office: (352) 385-1940 / Fax: (352) 383-4824

EXHIBIT "B"

LEGAL DESCRIPTION

The West 865 feet of the North three-fourths ($N \frac{3}{4}$) of the South one-half ($S \frac{1}{2}$) of the Southwest quarter ($SW \frac{1}{4}$) of the Northeast quarter ($NE \frac{1}{4}$) of Section 7, Township 18 South, Range 27 East, lying and being in Lake County, Florida.



Business Impact Estimate Exemption

Ordinance 2023-24 – RLW Realty, LLC & KRK Equity, LLC Small-Scale Comp Plan Amendment

Summary of Ordinance:

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 9.62 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY RLW REALTY, LLC AND KRK EQUITY, LLC LOCATED EAST OF CHARLES OSBORNE ROAD AND NORTH OF CR 450; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER'S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance.

- ☐ The proposed ordinance is required for compliance with Federal or State law or regulation;
- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- ☐ The proposed ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☒ The proposed ordinance is enacted to implement the following:

¹ See Section 166.041(4)(c), Florida Statutes.

- a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
- b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
- c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
- d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.



CITY OF UMATILLA

AGENDA ITEM STAFF REPORT

DATE: November 8, 2023

MEETING DATE: November 21, 2023

SUBJECT: Final Reading of Ordinance No. 2023-25, Umatilla Colonial LLC & RLW Realty Annexation

BACKGROUND SUMMARY:

The owner is seeking annexation of a 5.19 ± acre site. If approved, the owner is seeking a lot split creating two (2) lots each consisting of 3.19 ± acres and 2 ± acres. The subject site is within the Airport Overlay Zone which limits the type of development (prohibits landfills, hospitals, churches, theaters, stadiums, hotels and motels, campgrounds, storage of explosive material, assemblage of large groups of people, and any educational facility with the exception of aviation school facilities and height) and density (1 unit/2 acres).

RECOMMENDATIONS:

Approval of Final Reading of Ordinance No. 2023-25, Umatilla Colonial LLC & RLW Realty Annexation

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. Staff Report Umatilla Colonial Ord 2023-25
 2. Location Map
 3. Ordinance No. 2023-25 Umatilla Colonial & RLW Annexation
 4. Ordinance No. 2023-25, Business Impact Estimates
-

CITY OF UMATILLA
PROJECT REVIEW REPORT BY LPG URBAN & REGIONAL PLANNERS, LLC

ANNEXATION, SSCPA, REZONING AND LOT SPLIT
(ORDINANCES 2023-25, 2023-26, 2023-27)

Owner: Umatilla Colonial, LLC and, RLW Realty LLC

Applicant: Logan Wilson

General Location: South of Cassady and West of Skyline Drive

Number of Acres: 5.19 ± acres

Existing Zoning: County Agriculture

Existing Land Use: Lake County Low Density (4 units/net acre)

Proposed Zoning: Agriculture Residential (AR-1)

Proposed Land Use: Single Family Medium Density (5 units/acre)

Date: October 9, 2023

Description of Project

The owner is seeking annexation, small scale comp plan amendment and rezoning for a 5.19 ± acre site. If approved, the owner is seeking a lot split creating two (2) lots each consisting of 3.19 ± acres and 2 ± acres. The subject site is within the Airport Overlay Zone which limits the type of development (prohibits landfills, hospitals, churches, theaters, stadiums, hotels and motels, campgrounds, storage of explosive material, assemblage of large groups of people, and any educational facility with the exception of aviation school facilities and height) and density (1 unit/2 acres).

	Surrounding Zoning	Surrounding Land Use
North	County A, R-3, AR	Lake County Urban Low Density (4 units/acre), Single Family Medium Density (5 units/acre) and City Agriculture
South	R-3	Single Family Medium Density (5 units/acre)
East	AZ	Transportation/Aviation
West	R-3	Single Family Medium Density (5 units/acre)

Assessment

Application

Annexation

Voluntary annexation is being requested and this 5.19+/- acre property adjacent to the city limits on all property boundaries; therefore, the property is eligible for annexation.

Small Scale Comprehensive Plan Map Amendment

The applicant is requesting an amendment from Lake County Low Density (4 units/net acre) to City Single Family Medium Density (5 units/acre) on 5.19 ± acres. The existing adjacent County Land Use to the north is also Urban Low Density. The adjacent land uses within the city limits are Single Family Medium Density and Transportation/Aviation. The proposed Single Family Medium Density category is consistent with the adjacent properties. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

For comprehensive plan purposes a maximum development scenario was utilized. Under the existing land use the maximum development potential is 21 residential units and under the proposed land use the maximum development potential is 26 residential units which is an increase of 5 units. It should also be noted that the subject site is within the Airport Overlay Zone which limits the type of development (prohibits landfills, hospitals, churches, theaters, stadiums, hotels and motels, campgrounds, storage of explosive material, assemblage of large groups of people, and any educational facility with the exception of aviation school facilities, density (1 unit/2 acres), and height).

The data and analysis indicates that there is a need for additional residential lands to meet the projected population through the planning year 2035. The addition of 5.19 acres would assist in meeting this need.

The proposed amendment is consistent with the comprehensive plan and meets the following policies (among others):

Policy 1-1.1.1: Adequate Residential Land Area.

The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern that promotes neighborhood cohesiveness and identity, and that enables efficient provision of public facilities and services. A minimum of acres shall be allocated for residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.1.7: Availability of Facilities to Support Residential Land Uses.

Residential densities shall be compatible with available public facilities and their capacity to serve

development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent within the impacts of new residential development as specified in Concurrency Management System.

Policy 1-2.1.1: Land Use Designations, and Maximum Intensity and Density.

3. Single-Family Medium Density - 5 dwelling units/acre. Development shall be limited to single-family residential.

Policy 1-1.10.1: Land Use Allocation.

The City shall designate land use on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts, which a controlled supply of land places on land values and market potential.

Policy 1-1.10.2: Promote Orderly, Compact Growth.

Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service. Land shall not be designated for growth and development if abundant undeveloped land is already present within developed areas served by facilities and services.

Policy 1-2.2.6: Single-Family Medium Density Residential Development.

Development in the Single-Family Medium Density Residential category shall be limited to detached single-family dwelling units. Densities cannot exceed 5 dwelling units/acre. Mobile homes, multi-family, industrial or commercial uses will not be permitted however, a mixed use PUD shall be allowed as outlined in Policy 1-1.11.1 and Public Facilities shall be allowed as outlined in Policy 1-2.1.2.

Traffic Impact Analysis –

The proposed amendment would increase the daily trips as outlined below based on maximum development potential. Cassady Street is classified as a local roadway with an adopted Level of Service (LOS) of D. The amendment would not degrade the LOS.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	26 Units	210	245	24	15	9
TOTAL GROSS TRIPS (PROPOSED)			245	24	15	9

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
----------	-----------	----------	-------------	--------------------	----------------	---------------

Single Family	21 Units	210	198	20	13	7
TOTAL GROSS TRIPS (EXISTING)			198	20	13	7

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	4	2	2

School Impact Analysis – The amendment will increase school age children by 2 students. There is sufficient capacity available.

Existing County Land Use Residential Units: 21 SF units

Proposed Development Residential Units: 26 SF units

The anticipated number of students generated by the existing land use is shown in Table 1.

**TABLE 1
STUDENTS GENERATED BASED ON EXISTING DEVELOPMENT**

Lake County Student Generation Rates	
Single Family	
Type	Student Multipliers per Dwelling Unit
High School	0.100
Middle School	0.072
Elementary School	0.140
Total	0.312

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	21	0.140	3	0	0.145	0	3
MIDDLE	21	0.072	2	0	0.059	0	2
HIGH	21	0.100	2	0	0.064	0	2
GRAND TOTAL							7

The anticipated number of students generated by the proposed land use is shown in Table 2.

TABLE 2
STUDENTS GENERATED BASED ON PROPOSED DEVELOPMENT

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	26	0.140	4	0	0.145	0	4
MIDDLE	26	0.072	2	0	0.059	0	2
HIGH	26	0.100	3	0	0.064	0	3
GRAND TOTAL							9

Potable Water Analysis

The subject site is within the City of Umatilla's Utility Service Area. The City currently owns, operates and maintains a central potable water treatment and distribution system. The permitted plant capacity is 2.290 MGD and the permitted consumptive use permit capacity is .733 MGD (SJRWMD CUP 2646-6). The City has a current available capacity of 0.019 MGD (includes RLW Realty amendment) for concurrency purposes and an analysis was conducted of the proposed amendment based on maximum intensity land use and the City's Level of Service (LOS) standards (Table 1). The analysis concludes that the proposed amendment will cause a deficiency.

Chapter 9, Section 2(c) of the LDRs outlines the standards to be met for concurrency. Item 2 indicates that the necessary facilities and services are in place at the time a development permit is issued, or a development permit is issued subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the development are anticipated to occur. It should be noted that the City is in the process of increasing the consumptive use permit capacity and is scheduled within 2023.

Sanitary Sewer Analysis

The subject site is within the City of Umatilla's Utility Service area. The city has an existing agreement with the City of Eustis for wastewater (Resolution 2018-46). The agreement allows for a maximum of 300,000 gallons per day (0.3 MGD) and the current usage is 160,000 gallons per day (0.160 MGD) with a remaining capacity of 140,000 gallons per day (0.140 MGD). The proposed amendment would not cause a deficiency in the City's Level of Service standards and the city would have 134,000 gallons per day (0.134 MGD) remaining (Table 2).

Solid Waste Analysis

The LOS for solid waste is 5 lbs per day per capita. The estimated population at buildout is 57 (2.2 pph x 26 units) and the estimated solid waste is 285 lbs per day. The proposed amendment will not cause a deficiency in the LOS.

Environmental Analysis

An environmental analysis will be required prior to development per Chapter 9. Preliminary review indicates that the subject site contains soils conducive to gopher tortoises and sand skinks.

Rezoning

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to City Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre; however, the property is located within the Airport Overlay Zone which restricts density to 1 unit per 2 acres; therefore, the maximum density is 2 units. The rezoning to AR-1 is compatible with the adjacent zonings of R-3 and AZ. Review of the trip analysis indicates that the zoning would increase the daily trips based on zoning (Lake County Agriculture allows 1 unit per 5 acres); however, it is considered de minimis.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	2	210	19	2	2	0
TOTAL GROSS TRIPS (PROPOSED)			19	2	2	0

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	1	210	9.43	1	1	0
			9.43	1	1	0

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	1	1	0

A water analysis was conducted based on the rezoning (Table 3). Based on the rezoning using a maximum development potential (2 units) indicates that there is sufficient capacity to serve potential development.

Lot Split

Should the annexation, small scale comprehensive plan amendment and rezoning be approved, the applicant is also requesting a lot split which would allow the creation of two (2) lots; one lot of 2 acres and one lot of 3.19 acres. The proposed lot split exceeds the minimum lot standards of the AR zoning district which are a minimum of one (1) acre with 100' of frontage on the roadway. The proposed parcels have 244.50' and 283.50' of frontage on the roadway.

Recommendation

Annexation

The subject property is contiguous to the city limits; therefore, the property is eligible for annexation. Staff recommends approval.

SSCPA

The proposed amendment to Single Family Medium Density (5 units/acre) is consistent with the comprehensive plan as previously outlined. Water concurrency can be met subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the subject development are anticipated to occur. It should be noted that the city is in the process of renewing the Consumptive Use Permit. Staff recommends approval.

Rezoning

The proposed rezoning of Agriculture Residential (AR-1) is consistent with the comprehensive plan and land development regulations as previously outlined. Concurrency review based on the proposed zoning indicates that there is sufficient water capacity to serve the proposed development (Table 3). Staff recommends approval.

Lot Split

The proposed lot split exceeds the minimum requirements of the AR-1 district. Cassady Street is a publicly maintained road. Staff recommends approval.

Table 1 – Water Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						-0.019 *
Umatilla Colonial, LLC	5.19	Urban Low Density (4units/net acre)	Single Family Medium Density (5 units/acre)	26 Units	.008	0.008
Total	5.19	21 Units	26 Units			-0.027

*Includes RLW Realty Amendment

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc
 26 units x 2.2pph = 57

Table 2 – Wastewater Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.14*
Umatilla Colonial LLC	5.19	Urban Low Density (4 units/net acre)	Single Family Medium Density (5 units/acre)	26 Units	0.006	0.006
	5.19	21 Units	26 Units			0.134

*Includes RLW Realty Amendment

Estimated wastewater demand based on PF Policy 4-1.2.1 of LOS of 100 gpdpc

Estimated population – 26 units x 2.2pph = 57

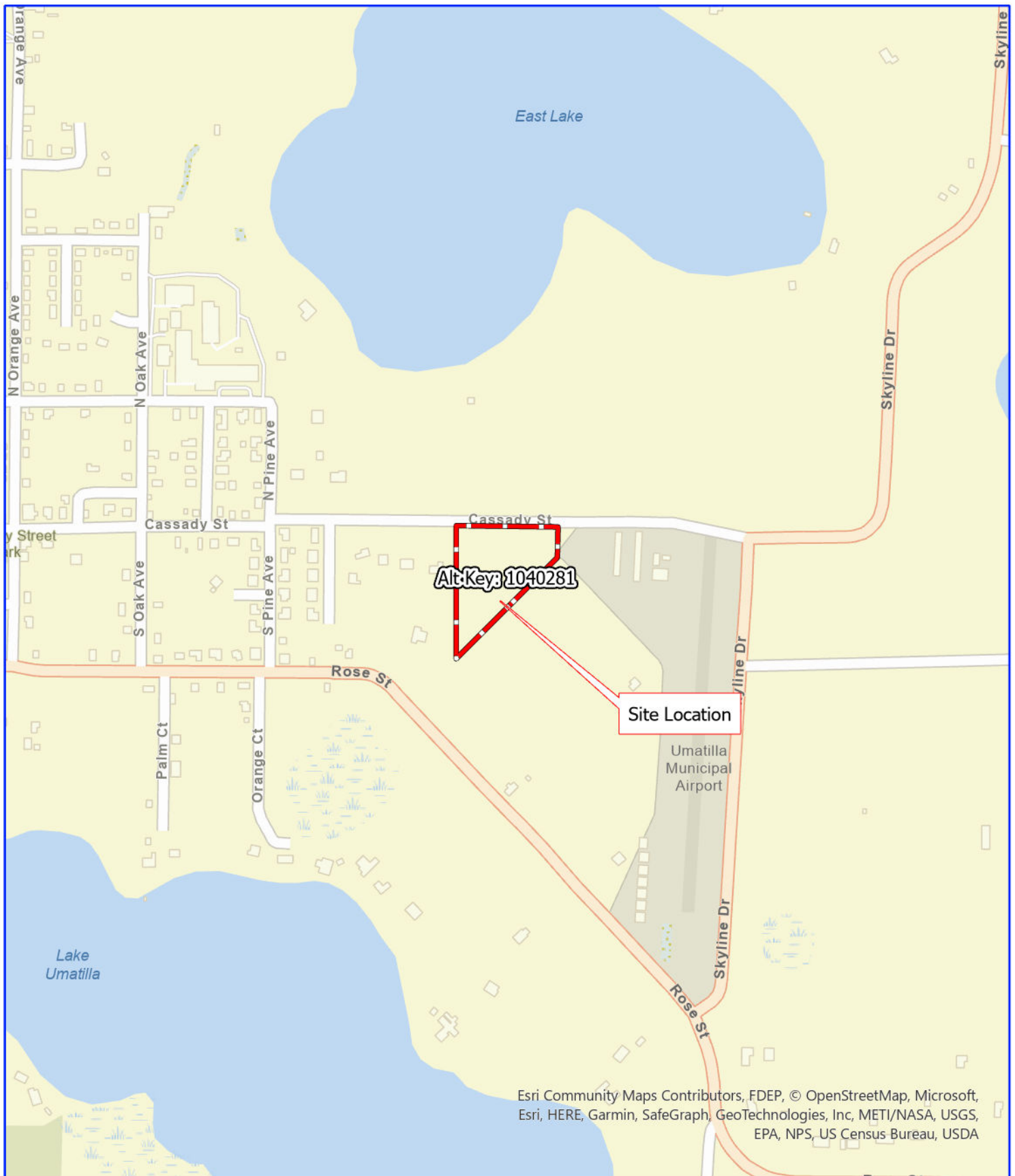
Table 3 – Water Analysis Based on Zoning

Ordinance #	Acres	Proposed City Zoning	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity					0.288*
Umatilla Colonial LLC	5.19	Agriculture Residential (1 unit/acre)	2 Units	.0003	0.0003
Total	5.19	2 Units			0.287

Includes RLW Realty Rezoning

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

2 units x 2.2pph = 4



0.04 0 0.04 0.08 0.12 Miles

Umatilla Colonial LLC

Lake County, Florida
Location Map

Project: 1529.3
File: Location
Name: Umatilla Colonial LLC
PM: S. Lindh
Date: September 14, 2023
Created By: T. Kalebaugh



ORDINANCE 2023-25

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 5.19 ± ACRES OF LAND GENERALLY LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted for annexation of approximately 5.19 acres of land generally located south of Cassady Street and west of Skyline Drive (the "Property") by Logan Wilson, as applicant on behalf of Umatilla Colonial, LLC and RLW Realty, LLC, as Owner;

WHEREAS, the petition bears the signature of all applicable parties; and

WHEREAS, the required notice of the proposed annexation has been properly published; and

WHEREAS, the Property is contiguous to the City limits and may be annexed by the City of Umatilla.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Umatilla, Florida, as follows:

Section 1. The following described property consisting of approximately 5.19 acres of land generally located south of Cassady Street and west of Skyline Drive, is hereby incorporated into and made part of the City of Umatilla Florida. The property is more particularly described on **Exhibit "A"** and as depicted on the map attached hereto as **Exhibit "B"** and incorporated herein by reference.

LEGAL DESCRIPTION: See **Exhibit "A"**

Alternate Key # 1040281

Section 2. The City Clerk shall forward a certified copy of this Ordinance to the Clerk of the Circuit Court, the County Manager of Lake County, Florida, and the Secretary of State of Florida within seven (7) days after its passage on second and final reading.

Section 3. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 4. The property annexed in this Ordinance is subject to the Land Use Plan of the Lake County Comprehensive Plan and county zoning regulations until the City adopts the Comprehensive Plan Amendment to include the property annexed in the City Comprehensive Plan.

Section 5. The property is located within the City's Chapter 180, Florida Statutes, Utility District. The owner hereby agrees that the City shall be the sole provider of water and wastewater services to the property subject to this Ordinance when such services become available subject to the rules and

regulations established by State and Federal regulatory agencies, and applicable City ordinances, policies, and procedures. For the purposes of this Section 5, 'available' shall mean when the City's potable water system comes within 300' of the private water system or any of the central lines of such private system and when the City's wastewater system comes within 1,000' of the private treatment system or any central lines of such private system. Distances shall be measured as a curb line distance within the right of way or the centerline distance within an easement. The owner further agrees that when the City provides notice that such utilities are available; the owner shall connect to the applicable system within 12 months of the date of the City's written notice.

Section 6: Scrivener's errors in the legal description may be corrected without a public hearing or at public meeting, by re-recording the original ordinance or a certified copy of the ordinance and attaching the correct legal description.

Section 7. This Ordinance shall become effective immediately upon passage by the City Council of the City of Umatilla.

PASSED AND ORDAINED in regular session of the City Council of the City of Umatilla, Lake County, Florida, this _____ day of _____, 2023.

Kent Adcock, Mayor
City of Umatilla, Florida

ATTEST:

Approved as to Form:

Jessica Burnham, FCRM
City Clerk

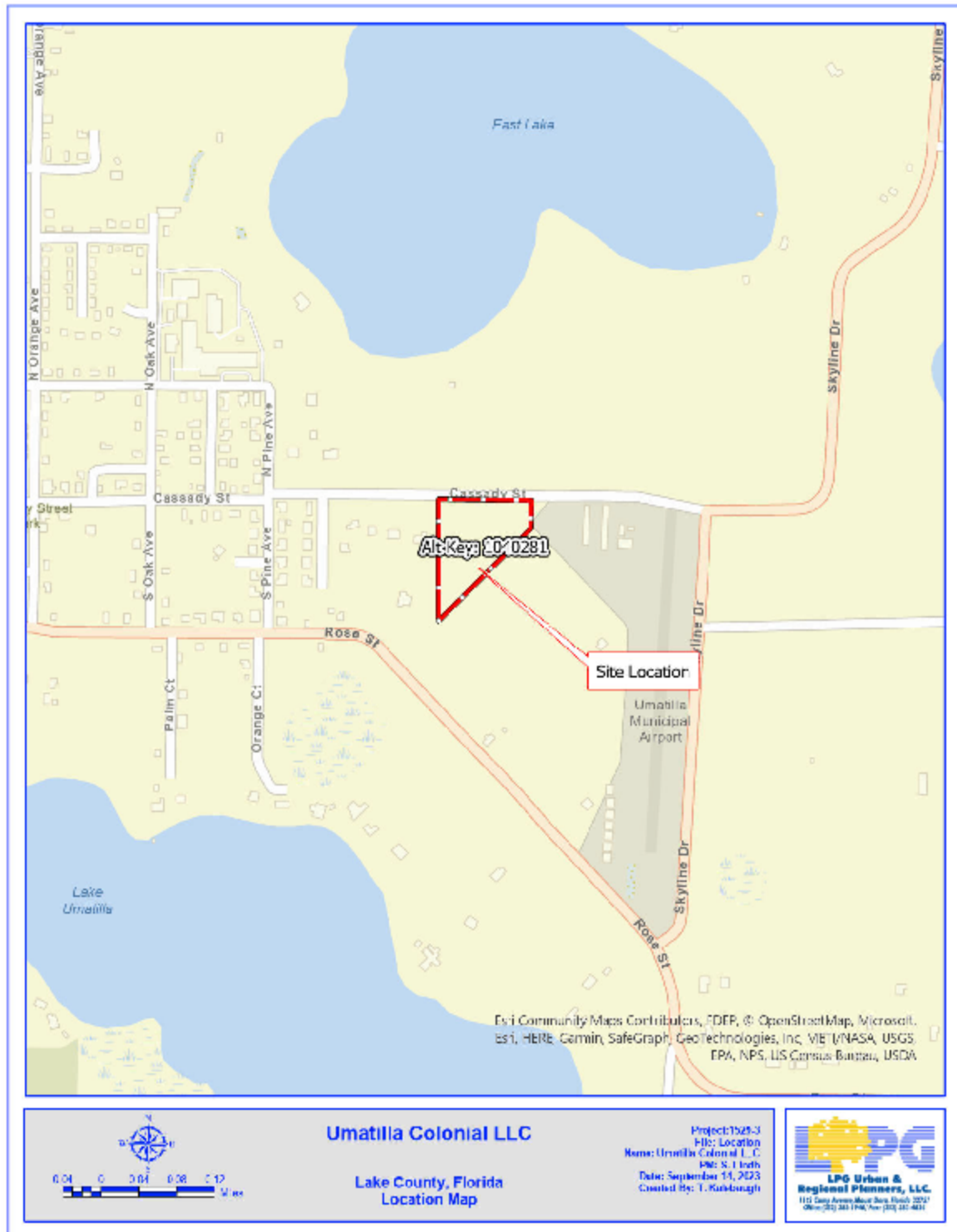
Kevin Stone
City Attorney

Passed First Reading _____
Passed Second Reading _____
(SEAL)

EXHIBIT "A"

Lot 4, Whitcomb's Subdivision, according to the Plat thereof, as recorded in Plat Book 1, Page 74, of the Public Records of Lake County, Florida, Less and Except Right of Way on North as set forth in Deed to Lake County recorded in O.R. Book 1384, Page 737, Public Records of Lake County, Florida.

EXHIBIT "B"





Business Impact Estimate Exemption

Ordinance 2023-25 – Umatilla Colonial & RLW Realty, LLC Annexation

Summary of Ordinance:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 5.19 ± ACRES OF LAND GENERALLY LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance.

- ☐ The proposed ordinance is required for compliance with Federal or State law or regulation;
- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- ☐ The proposed ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☒ The proposed ordinance is enacted to implement the following:

¹ See Section 166.041(4)(c), Florida Statutes.

- a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
- b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
- c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
- d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.



CITY OF UMATILLA

AGENDA ITEM STAFF REPORT

DATE: November 8, 2023

MEETING DATE: November 21, 2023

SUBJECT: Final Reading of Ordinance No. 2023-26, Umatilla Colonial LLC & RLW Realty Small-Scale Comp Plan Amendment

BACKGROUND SUMMARY:

The applicant is requesting an amendment to the City's Comprehensive Plan from Lake County Urban Medium Density (7 units/net acre) to City Single Family Medium Density (5 units/acre) on 9.62 ± acres. The existing adjacent County Land Use is Urban Medium Density. The proposed Single Family Medium Density category allows up to 5 units/acre, which would serve as a transition of densities.

RECOMMENDATIONS:

Approval of Final Reading of Ordinance No. 2023-26, Umatilla Colonial LLC & RLW Realty Small-Scale Comp Plan Amendment

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. Staff Report Umatilla Colonial Ord 2023-26
 2. Location Map
 3. Proposed Future Land Use Map
 4. Ordinance No. 2023-26, Umatilla Colonial LLC & RLW Realty, LLC SSCPA
 5. Ordinance No. 2023-26, Business Impact Estimates
-

CITY OF UMATILLA
PROJECT REVIEW REPORT BY LPG URBAN & REGIONAL PLANNERS, LLC

ANNEXATION, SSCPA, REZONING AND LOT SPLIT
(ORDINANCES 2023-25, 2023-26, 2023-27)

Owner: Umatilla Colonial, LLC and, RLW Realty LLC

Applicant: Logan Wilson

General Location: South of Cassady and West of Skyline Drive

Number of Acres: 5.19 ± acres

Existing Zoning: County Agriculture

Existing Land Use: Lake County Low Density (4 units/net acre)

Proposed Zoning: Agriculture Residential (AR-1)

Proposed Land Use: Single Family Medium Density (5 units/acre)

Date: October 9, 2023

Description of Project

The owner is seeking annexation, small scale comp plan amendment and rezoning for a 5.19 ± acre site. If approved, the owner is seeking a lot split creating two (2) lots each consisting of 3.19 ± acres and 2 ± acres. The subject site is within the Airport Overlay Zone which limits the type of development (prohibits landfills, hospitals, churches, theaters, stadiums, hotels and motels, campgrounds, storage of explosive material, assemblage of large groups of people, and any educational facility with the exception of aviation school facilities and height) and density (1 unit/2 acres).

	Surrounding Zoning	Surrounding Land Use
North	County A, R-3, AR	Lake County Urban Low Density (4 units/acre), Single Family Medium Density (5 units/acre) and City Agriculture
South	R-3	Single Family Medium Density (5 units/acre)
East	AZ	Transportation/Aviation
West	R-3	Single Family Medium Density (5 units/acre)

Assessment

Application

Annexation

Voluntary annexation is being requested and this 5.19+/- acre property adjacent to the city limits on all property boundaries; therefore, the property is eligible for annexation.

Small Scale Comprehensive Plan Map Amendment

The applicant is requesting an amendment from Lake County Low Density (4 units/net acre) to City Single Family Medium Density (5 units/acre) on 5.19 ± acres. The existing adjacent County Land Use to the north is also Urban Low Density. The adjacent land uses within the city limits are Single Family Medium Density and Transportation/Aviation. The proposed Single Family Medium Density category is consistent with the adjacent properties. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

For comprehensive plan purposes a maximum development scenario was utilized. Under the existing land use the maximum development potential is 21 residential units and under the proposed land use the maximum development potential is 26 residential units which is an increase of 5 units. It should also be noted that the subject site is within the Airport Overlay Zone which limits the type of development (prohibits landfills, hospitals, churches, theaters, stadiums, hotels and motels, campgrounds, storage of explosive material, assemblage of large groups of people, and any educational facility with the exception of aviation school facilities, density (1 unit/2 acres), and height).

The data and analysis indicates that there is a need for additional residential lands to meet the projected population through the planning year 2035. The addition of 5.19 acres would assist in meeting this need.

The proposed amendment is consistent with the comprehensive plan and meets the following policies (among others):

Policy 1-1.1.1: Adequate Residential Land Area.

The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern that promotes neighborhood cohesiveness and identity, and that enables efficient provision of public facilities and services. A minimum of acres shall be allocated for residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.1.7: Availability of Facilities to Support Residential Land Uses.

Residential densities shall be compatible with available public facilities and their capacity to serve

development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent within the impacts of new residential development as specified in Concurrency Management System.

Policy 1-2.1.1: Land Use Designations, and Maximum Intensity and Density.

3. Single-Family Medium Density - 5 dwelling units/acre. Development shall be limited to single-family residential.

Policy 1-1.10.1: Land Use Allocation.

The City shall designate land use on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts, which a controlled supply of land places on land values and market potential.

Policy 1-1.10.2: Promote Orderly, Compact Growth.

Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service. Land shall not be designated for growth and development if abundant undeveloped land is already present within developed areas served by facilities and services.

Policy 1-2.2.6: Single-Family Medium Density Residential Development.

Development in the Single-Family Medium Density Residential category shall be limited to detached single-family dwelling units. Densities cannot exceed 5 dwelling units/acre. Mobile homes, multi-family, industrial or commercial uses will not be permitted however, a mixed use PUD shall be allowed as outlined in Policy 1-1.11.1 and Public Facilities shall be allowed as outlined in Policy 1-2.1.2.

Traffic Impact Analysis –

The proposed amendment would increase the daily trips as outlined below based on maximum development potential. Cassady Street is classified as a local roadway with an adopted Level of Service (LOS) of D. The amendment would not degrade the LOS.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	26 Units	210	245	24	15	9
TOTAL GROSS TRIPS (PROPOSED)			245	24	15	9

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
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Single Family	21 Units	210	198	20	13	7
TOTAL GROSS TRIPS (EXISTING)			198	20	13	7

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	4	2	2

School Impact Analysis – The amendment will increase school age children by 2 students. There is sufficient capacity available.

Existing County Land Use Residential Units: 21 SF units

Proposed Development Residential Units: 26 SF units

The anticipated number of students generated by the existing land use is shown in Table 1.

**TABLE 1
STUDENTS GENERATED BASED ON EXISTING DEVELOPMENT**

Lake County Student Generation Rates	
Single Family	
Type	Student Multipliers per Dwelling Unit
High School	0.100
Middle School	0.072
Elementary School	0.140
Total	0.312

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	21	0.140	3	0	0.145	0	3
MIDDLE	21	0.072	2	0	0.059	0	2
HIGH	21	0.100	2	0	0.064	0	2
GRAND TOTAL							7

The anticipated number of students generated by the proposed land use is shown in Table 2.

TABLE 2
STUDENTS GENERATED BASED ON PROPOSED DEVELOPMENT

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	26	0.140	4	0	0.145	0	4
MIDDLE	26	0.072	2	0	0.059	0	2
HIGH	26	0.100	3	0	0.064	0	3
GRAND TOTAL							9

Potable Water Analysis

The subject site is within the City of Umatilla's Utility Service Area. The City currently owns, operates and maintains a central potable water treatment and distribution system. The permitted plant capacity is 2.290 MGD and the permitted consumptive use permit capacity is .733 MGD (SJRWMD CUP 2646-6). The City has a current available capacity of 0.019 MGD (includes RLW Realty amendment) for concurrency purposes and an analysis was conducted of the proposed amendment based on maximum intensity land use and the City's Level of Service (LOS) standards (Table 1). The analysis concludes that the proposed amendment will cause a deficiency.

Chapter 9, Section 2(c) of the LDRs outlines the standards to be met for concurrency. Item 2 indicates that the necessary facilities and services are in place at the time a development permit is issued, or a development permit is issued subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the development are anticipated to occur. It should be noted that the City is in the process of increasing the consumptive use permit capacity and is scheduled within 2023.

Sanitary Sewer Analysis

The subject site is within the City of Umatilla's Utility Service area. The city has an existing agreement with the City of Eustis for wastewater (Resolution 2018-46). The agreement allows for a maximum of 300,000 gallons per day (0.3 MGD) and the current usage is 160,000 gallons per day (0.160 MGD) with a remaining capacity of 140,000 gallons per day (0.140 MGD). The proposed amendment would not cause a deficiency in the City's Level of Service standards and the city would have 134,000 gallons per day (0.134 MGD) remaining (Table 2).

Solid Waste Analysis

The LOS for solid waste is 5 lbs per day per capita. The estimated population at buildout is 57 (2.2 pph x 26 units) and the estimated solid waste is 285 lbs per day. The proposed amendment will not cause a deficiency in the LOS.

Environmental Analysis

An environmental analysis will be required prior to development per Chapter 9. Preliminary review indicates that the subject site contains soils conducive to gopher tortoises and sand skinks.

Rezoning

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to City Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre; however, the property is located within the Airport Overlay Zone which restricts density to 1 unit per 2 acres; therefore, the maximum density is 2 units. The rezoning to AR-1 is compatible with the adjacent zonings of R-3 and AZ. Review of the trip analysis indicates that the zoning would increase the daily trips based on zoning (Lake County Agriculture allows 1 unit per 5 acres); however, it is considered de minimis.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	2	210	19	2	2	0
TOTAL GROSS TRIPS (PROPOSED)			19	2	2	0

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	1	210	9.43	1	1	0
			9.43	1	1	0

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	1	1	0

A water analysis was conducted based on the rezoning (Table 3). Based on the rezoning using a maximum development potential (2 units) indicates that there is sufficient capacity to serve potential development.

Lot Split

Should the annexation, small scale comprehensive plan amendment and rezoning be approved, the applicant is also requesting a lot split which would allow the creation of two (2) lots; one lot of 2 acres and one lot of 3.19 acres. The proposed lot split exceeds the minimum lot standards of the AR zoning district which are a minimum of one (1) acre with 100' of frontage on the roadway. The proposed parcels have 244.50' and 283.50' of frontage on the roadway.

Recommendation

Annexation

The subject property is contiguous to the city limits; therefore, the property is eligible for annexation. Staff recommends approval.

SSCPA

The proposed amendment to Single Family Medium Density (5 units/acre) is consistent with the comprehensive plan as previously outlined. Water concurrency can be met subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the subject development are anticipated to occur. It should be noted that the city is in the process of renewing the Consumptive Use Permit. Staff recommends approval.

Rezoning

The proposed rezoning of Agriculture Residential (AR-1) is consistent with the comprehensive plan and land development regulations as previously outlined. Concurrency review based on the proposed zoning indicates that there is sufficient water capacity to serve the proposed development (Table 3). Staff recommends approval.

Lot Split

The proposed lot split exceeds the minimum requirements of the AR-1 district. Cassady Street is a publicly maintained road. Staff recommends approval.

Table 1 – Water Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						-0.019 *
Umatilla Colonial, LLC	5.19	Urban Low Density (4units/net acre)	Single Family Medium Density (5 units/acre)	26 Units	.008	0.008
Total	5.19	21 Units	26 Units			-0.027

*Includes RLW Realty Amendment

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc
 26 units x 2.2pph = 57

Table 2 – Wastewater Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						0.14*
Umatilla Colonial LLC	5.19	Urban Low Density (4 units/net acre)	Single Family Medium Density (5 units/acre)	26 Units	0.006	0.006
	5.19	21 Units	26 Units			0.134

*Includes RLW Realty Amendment

Estimated wastewater demand based on PF Policy 4-1.2.1 of LOS of 100 gpdpc

Estimated population – 26 units x 2.2pph = 57

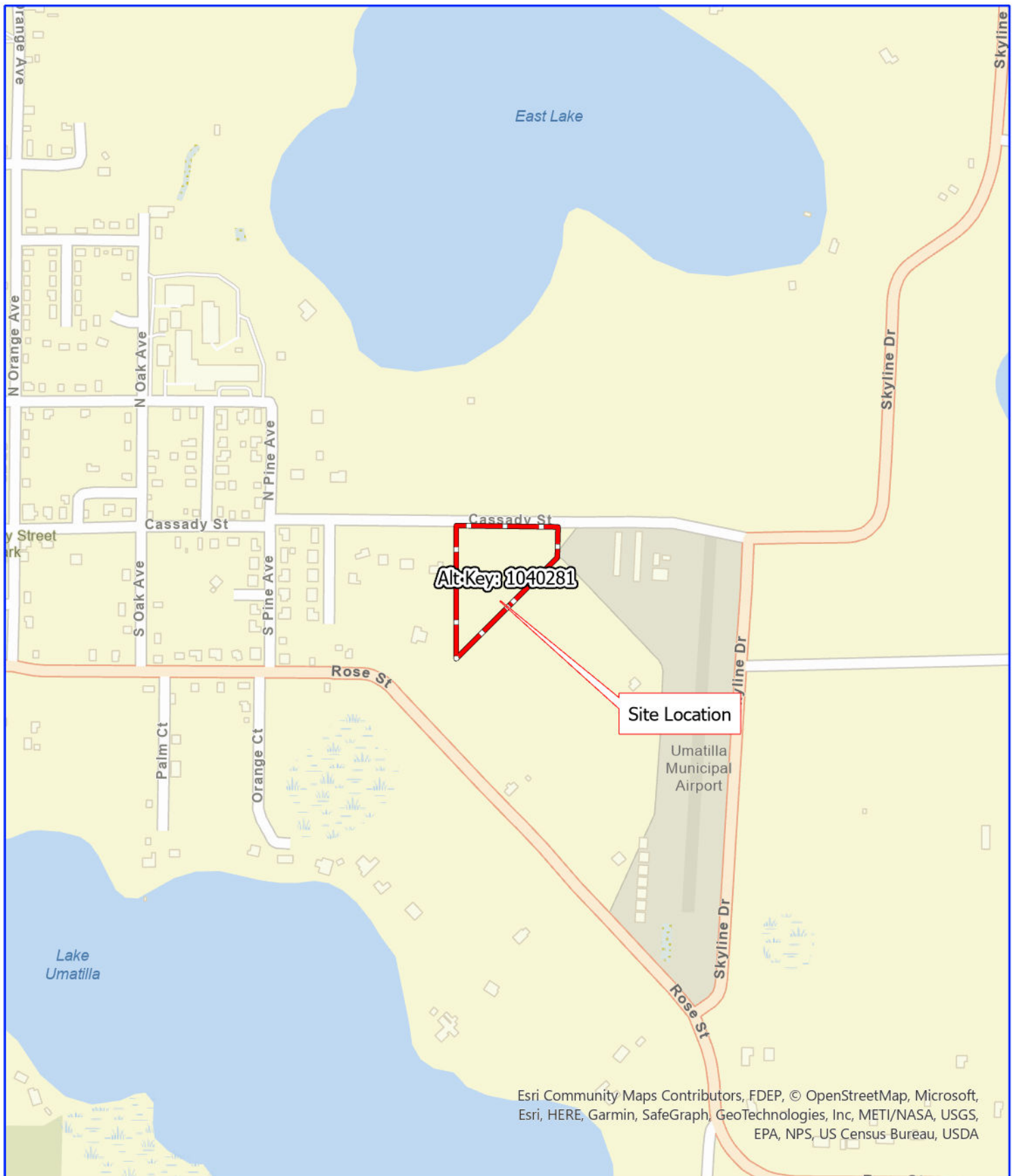
Table 3 – Water Analysis Based on Zoning

Ordinance #	Acres	Proposed City Zoning	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity					0.288*
Umatilla Colonial LLC	5.19	Agriculture Residential (1 unit/acre)	2 Units	.0003	0.0003
Total	5.19	2 Units			0.287

Includes RLW Realty Rezoning

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

2 units x 2.2pph = 4



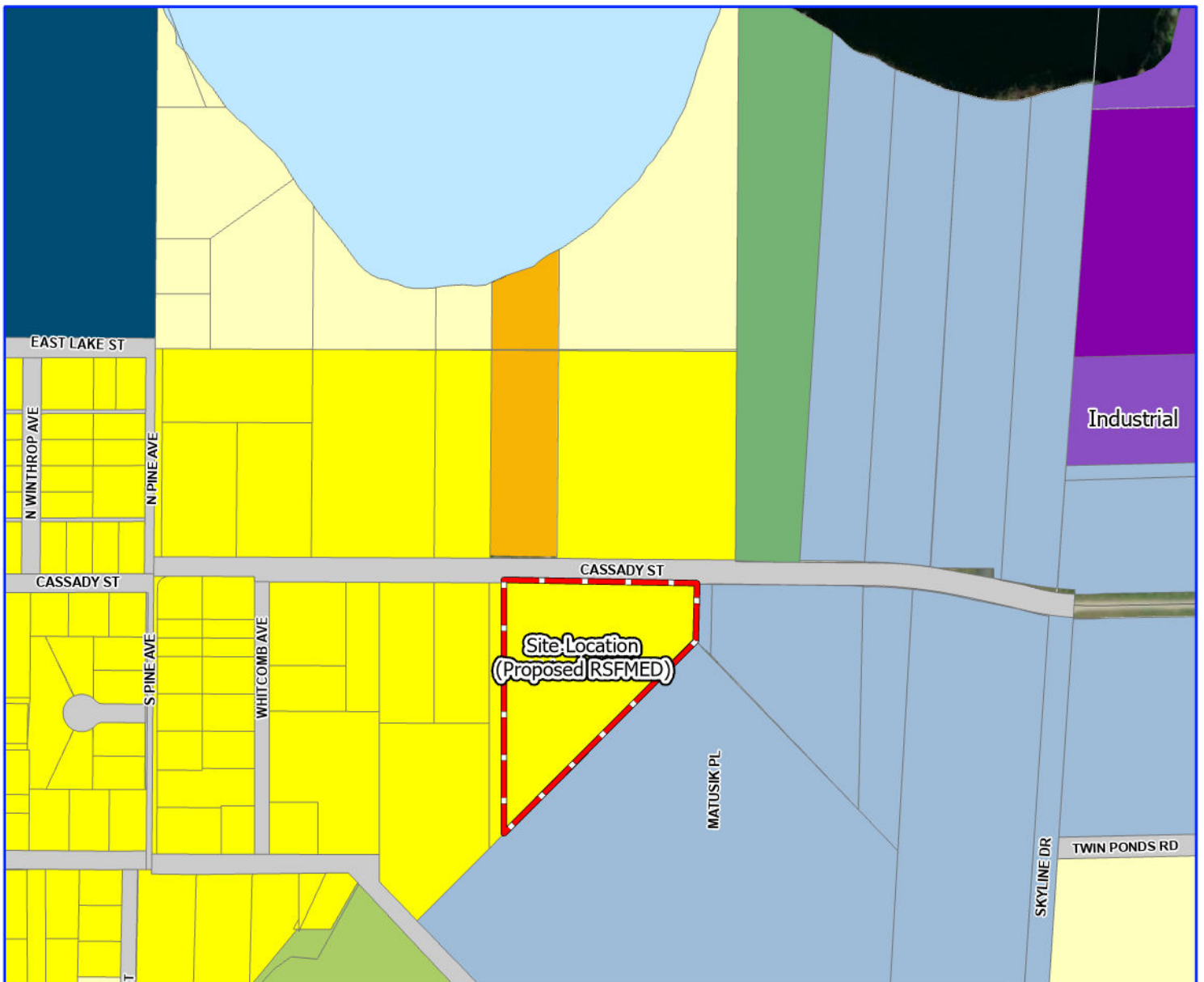
0.04 0 0.04 0.08 0.12 Miles

Umatilla Colonial LLC

Lake County, Florida
Location Map

Project: 1529.3
File: Location
Name: Umatilla Colonial LLC
PM: S. Lindh
Date: September 14, 2023
Created By: T. Kalebaugh





Legend

Lake County Future Land Use

- Industrial
- Rural Transition
- Urban Low

Umatilla Future Land Use

FLU_CODE, FLU_DESC

- AG, Agricultural
- CGENRL, Commercial General
- CMU, Commerce Mixed Use

- CONSV, Conservation
- CTOUR, Commercial Tourism
- CWHOLESL, Commercial Wholesale
- DMU, Downtown Mixed Use
- INDST, Industrial
- INSTIT, Institutional
- LAKE, Lake
- REC, Recreational
- RM/HHI, Mobile Home HD

- RMFLR, Residential Multi-Family Low Rise
- RSFLOW, Residential Single Family Low Density
- RSFMD, Residential Single Family Medium Density
- TRANS, Transportation
- TRANS/AVIA, Transportation / Aviation
- UTIL, Utility
- Site Location

ia, Maxar, Microsoft



270 0 270
1 inch = 417 feet

Umatilla Colonial LLC

Lake County, Florida
Proposed Future Land Use Map

Project: 399-23-09

File: FLU

Name: Umatilla Colonial LLC

PM: S. Lindh

Date: September 14, 2023

Created By: T. Kalebaugh



ORDINANCE 2023-26

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 5.19 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN LOW DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY UMATILLA COLONIAL, LLC AND RLW REALTY, LLC LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been received from Logan Wilson as applicant on behalf of Umatilla Colonial, LLC and RLW Realty, LLC as owner, requesting that real property within the city limits of the City of Umatilla be assigned a land use designation from Lake County Urban Low Density to City of Umatilla Single Family Medium Density under the Comprehensive Plan for the City of Umatilla;

WHEREAS, the amendment would facilitate residential development and is in compliance with the policies of the City's comprehensive plan; and

WHEREAS, the required notice of the proposed small scale comprehensive plan amendment has been properly published as required by Chapter 163, Florida Statutes; and

WHEREAS, the Local Planning Agency for the City of Umatilla have reviewed the proposed amendment to the Comprehensive Plan and have made recommendations to the City Council of the City of Umatilla.

WHEREAS, the City Council reviewed said petition, the recommendations of the Land Planning Agency, staff report and any comments, favorable or unfavorable, from the public and surrounding property owners at a public hearing duly advertised;

WHEREAS, the City has held such public hearings and the records of the City provide that the owners of the land affected have been notified as required by law; and,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF UMATILLA, FLORIDA, AS FOLLOWS:

Section 1: Purpose and Intent.

That the land use classification of the following described property, being situated in the City of Umatilla, Florida, shall hereafter be designated from Lake County Urban Low Density to City of Umatilla Single Family Medium Density as depicted on the map attached hereto as **Exhibit "A"**, and as defined in the Umatilla Comprehensive Plan.

LEGAL DESCRIPTION: See **Exhibit "B"**

Alternate Key # 1040281

- A. That a copy of said Land Use Plan Amendment is filed in the office of the City Manager of the City of Umatilla as a matter of permanent record of the City, and that matters and contents therein are made a part of this ordinance by reference as fully and completely as if set forth herein, and such copy shall remain on file in said office available for public inspection.
- B. That the City Manager, after passage of this Ordinance, is hereby directed to indicate the changes adopted in this Ordinance and to reflect the same on the Comprehensive Land Use Plan Map of the City of Umatilla.

Section 2: Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4: Scrivener's Errors.

Scrivener's errors in the legal description may be corrected without a public hearing or at public meeting, by re-recording the original ordinance or a certified copy of the ordinance and attaching the correct legal description.

Section 5: Effective Date.

This Ordinance shall become effective 31 days after its adoption by the City Council. If this Ordinance is challenged within 30 days after its adoption, it may not become effective until the state land planning agency or Administrative Commission, respectively, issues a final order determining that this Ordinance is in compliance.

PASSED AND ORDAINED in regular session of the City Council of the City of Umatilla, Lake County, Florida, this _____ day of _____, 2023.

Kent Adcock, Mayor
City of Umatilla, Florida

ATTEST:

Approved as to Form:

Jessica Burnham, FCRM
City Clerk

Kevin Stone
City Attorney

Passed First Reading _____
Passed Second Reading _____
(SEAL)

EXHIBIT "A"

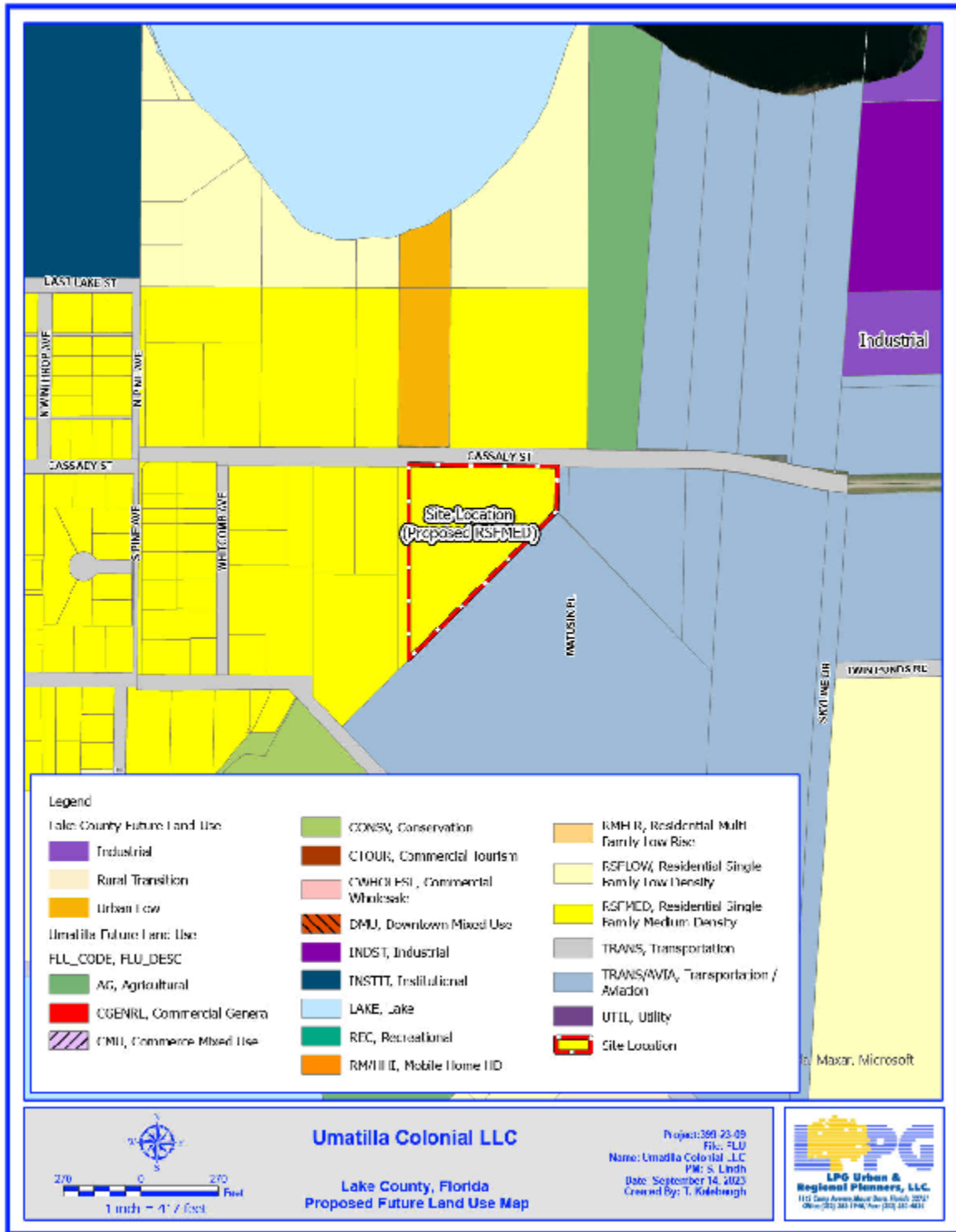


EXHIBIT "B"
LEGAL DESCRIPTION

Lot 4, Whitcomb's Subdivision, according to the Plat thereof, as recorded in Plat Book 1, Page 74, of the Public Records of Lake County, Florida, Less and Except Right of Way on North as set forth in Deed to Lake County recorded in O.R. Book 1384, Page 737, Public Records of Lake County, Florida.



Business Impact Estimate Exemption

Ordinance 2023-26 – Umatilla Colonial & RLW Realty, LLC Small-Scale Comp Plan Amendment

Summary of Ordinance:

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, PURSUANT TO THE PROVISIONS OF FLORIDA STATUTE 163.3187(1)(b); AMENDING THE LAND USE DESIGNATION OF 5.19 ± ACRES OF LAND DESIGNATED AS LAKE COUNTY URBAN LOW DENSITY TO CITY SINGLE FAMILY MEDIUM DENSITY IN THE CITY OF UMATILLA FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY UMATILLA COLONIAL, LLC AND RLW REALTY, LLC LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance.

- ☐ The proposed ordinance is required for compliance with Federal or State law or regulation;
- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- ☐ The proposed ordinance is an emergency ordinance;

¹ See Section 166.041(4)(c), Florida Statutes.

- ☐ The ordinance relates to procurement; or
- ☒ The proposed ordinance is enacted to implement the following:
 - a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
 - b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
 - c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
 - d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.



CITY OF UMATILLA AGENDA ITEM STAFF REPORT

DATE: November 8, 2023

MEETING DATE: November 21, 2023

SUBJECT: Final Reading of Ordinance No. 2023-27, Umatilla Colonial LLC & RLW Realty Rezoning

BACKGROUND SUMMARY:

The owner is seeking a rezoning of 9.62 acres from Lake County Agriculture (A) to City Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre. The rezoning to AR-1 is compatible with the adjacent zonings of Agriculture and R-3. If approved, the owner is seeking a lot split creating two (2) lots each consisting of 4.81 acres.

RECOMMENDATIONS:

Approval of Final Reading of Ordinance No. 2023-27, Umatilla Colonial LLC & RLW Realty Rezoning

FISCAL IMPACTS:

N/A

ATTACHMENTS:

1. Staff Report Umatilla Colonial Ord. 2023-27
 2. Location Map
 3. Propsoed Zoning
 4. Ordinance No. 2023-27 Umatilla Colonial LLC & RLW Realty, LLC Rezoning
 5. Ordinance No. 2023-27, Business Impact Estimates
-

CITY OF UMATILLA
PROJECT REVIEW REPORT BY LPG URBAN & REGIONAL PLANNERS, LLC

ANNEXATION, SSCPA, REZONING AND LOT SPLIT
(ORDINANCES 2023-25, 2023-26, 2023-27)

Owner: Umatilla Colonial, LLC and, RLW Realty LLC

Applicant: Logan Wilson

General Location: South of Cassady and West of Skyline Drive

Number of Acres: 5.19 ± acres

Existing Zoning: County Agriculture

Existing Land Use: Lake County Low Density (4 units/net acre)

Proposed Zoning: Agriculture Residential (AR-1)

Proposed Land Use: Single Family Medium Density (5 units/acre)

Date: October 9, 2023

Description of Project

The owner is seeking annexation, small scale comp plan amendment and rezoning for a 5.19 ± acre site. If approved, the owner is seeking a lot split creating two (2) lots each consisting of 3.19 ± acres and 2 ± acres. The subject site is within the Airport Overlay Zone which limits the type of development (prohibits landfills, hospitals, churches, theaters, stadiums, hotels and motels, campgrounds, storage of explosive material, assemblage of large groups of people, and any educational facility with the exception of aviation school facilities and height) and density (1 unit/2 acres).

	Surrounding Zoning	Surrounding Land Use
North	County A, R-3, AR	Lake County Urban Low Density (4 units/acre), Single Family Medium Density (5 units/acre) and City Agriculture
South	R-3	Single Family Medium Density (5 units/acre)
East	AZ	Transportation/Aviation
West	R-3	Single Family Medium Density (5 units/acre)

Assessment

Application

The application indicates 4.19 acre site and the property record card indicates a 4.67 acre site; however, the boundary survey indicates a 5.19 acre site. Please revise application to indicate the correct acreage. Title to the property is with Umatilla Colonial, LLC and RLW Realty, LLC. According to Sunbiz, RLW Realty, LLC, the manager is Robert L. Wilson and the manager of Umatilla Colonial, LLC is Jonathan Jennings. Both owners need to sign the application or provide letter of authorization from Jonathan Jennings.

Annexation

Voluntary annexation is being requested and the property is adjacent to the city limits on all property boundaries; therefore, the property is eligible for annexation.

Small Scale Comprehensive Plan Map Amendment

The applicant is requesting an amendment from Lake County Low Density (4 units/net acre) to City Single Family Medium Density (5 units/acre) on 5.19 ± acres. The existing adjacent County Land Use to the north is also Urban Low Density. The adjacent land uses within the city limits are Single Family Medium Density and Transportation/Aviation. The proposed Single Family Medium Density category is consistent with the adjacent properties. The proposed land use is compatible with adjacent lands and promotes orderly compact growth (FLU Policy 1-1.10.2).

For comprehensive plan purposes a maximum development scenario was utilized. Under the existing land use the maximum development potential is 21 residential units and under the proposed land use the maximum development potential is 26 residential units which is an increase of 5 units. It should also be noted that the subject site is within the Airport Overlay Zone which limits the type of development (prohibits landfills, hospitals, churches, theaters, stadiums, hotels and motels, campgrounds, storage of explosive material, assemblage of large groups of people, and any educational facility with the exception of aviation school facilities, density (1 unit/2 acres), and height).

The data and analysis indicates that there is a need for additional residential lands to meet the projected population through the planning year 2035. The addition of 5.19 acres would assist in meeting this need.

The proposed amendment is consistent with the comprehensive plan and meets the following policies (among others):

Policy 1-1.1.1: Adequate Residential Land Area.

The Future Land Use Map shall designate sufficient land area for residential land uses according to a pattern that promotes neighborhood cohesiveness and identity, and that enables efficient provision of public facilities and services. A minimum of acres shall be allocated for residential land uses on the Future Land Use Map. Residential acreage allocated on the Future Land Use Map shall be sufficient to attract development to the City rather than outside the City limits.

Policy 1-1.1.7: Availability of Facilities to Support Residential Land Uses.

Residential densities shall be compatible with available public facilities and their capacity to serve

development. Residential areas designated on the Future Land Use Map shall be allocated according to a pattern that promotes efficiency in the provision of public facilities and services, and furthers the conservation of natural resources. Public facilities shall be required to be in place concurrent within the impacts of new residential development as specified in Concurrency Management System.

Policy 1-2.1.1: Land Use Designations, and Maximum Intensity and Density.

3. Single-Family Medium Density - 5 dwelling units/acre. Development shall be limited to single-family residential.

Policy 1-1.10.1: Land Use Allocation.

The City shall designate land use on the Future Land Use Map to accommodate needs identified within the Comprehensive Plan supporting document (i.e., Data Inventory & Analysis). The City shall allocate a reasonable amount of land above identified needs to avoid economic impacts, which a controlled supply of land places on land values and market potential.

Policy 1-1.10.2: Promote Orderly, Compact Growth.

Land use patterns delineated on the Future Land Use Map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service. Land shall not be designated for growth and development if abundant undeveloped land is already present within developed areas served by facilities and services.

Policy 1-2.2.6: Single-Family Medium Density Residential Development.

Development in the Single-Family Medium Density Residential category shall be limited to detached single-family dwelling units. Densities cannot exceed 5 dwelling units/acre. Mobile homes, multi-family, industrial or commercial uses will not be permitted however, a mixed use PUD shall be allowed as outlined in Policy 1-1.11.1 and Public Facilities shall be allowed as outlined in Policy 1-2.1.2.

Traffic Impact Analysis –

The proposed amendment would increase the daily trips as outlined below based on maximum development potential. Cassady Street is classified as a local roadway with an adopted Level of Service (LOS) of D. The amendment would not degrade the LOS.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	26 Units	210	245	24	15	9
TOTAL GROSS TRIPS (PROPOSED)			245	24	15	9

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
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Single Family	21 Units	210	198	20	13	7
TOTAL GROSS TRIPS (EXISTING)			198	20	13	7

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	4	2	2

School Impact Analysis – The amendment will increase school age children by 2 students. There is sufficient capacity available.

Existing County Land Use Residential Units: 21 SF units

Proposed Development Residential Units: 26 SF units

The anticipated number of students generated by the existing land use is shown in Table 1.

**TABLE 1
STUDENTS GENERATED BASED ON EXISTING DEVELOPMENT**

Lake County Student Generation Rates	
Single Family	
Type	Student Multipliers per Dwelling Unit
High School	0.100
Middle School	0.072
Elementary School	0.140
Total	0.312

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	21	0.140	3	0	0.145	0	3
MIDDLE	21	0.072	2	0	0.059	0	2
HIGH	21	0.100	2	0	0.064	0	2
GRAND TOTAL							7

The anticipated number of students generated by the proposed land use is shown in Table 2.

TABLE 2
STUDENTS GENERATED BASED ON PROPOSED DEVELOPMENT

SCHOOL	SF Units	STUDENT GENERATION RATE	STUDENTS GENERATED	MF UNITS	STUDENT GENERATION RATE	STUDENTS GENERATED	GRAND TOTAL
ELEMENTARY	26	0.140	4	0	0.145	0	4
MIDDLE	26	0.072	2	0	0.059	0	2
HIGH	26	0.100	3	0	0.064	0	3
GRAND TOTAL							9

Potable Water Analysis

The subject site is within the City of Umatilla's Utility Service Area. The City currently owns, operates and maintains a central potable water treatment and distribution system. The permitted plant capacity is 2.290 MGD and the permitted consumptive use permit capacity is .733 MGD (SJRWMD CUP 2646-6). The City has a current available capacity of 0.019 MGD (includes RLW Realty amendment) for concurrency purposes and an analysis was conducted of the proposed amendment based on maximum intensity land use and the City's Level of Service (LOS) standards (Table 1). The analysis concludes that the proposed amendment will cause a deficiency.

Chapter 9, Section 2(c) of the LDRs outlines the standards to be met for concurrency. Item 2 indicates that the necessary facilities and services are in place at the time a development permit is issued, or a development permit is issued subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the development are anticipated to occur. It should be noted that the City is in the process of increasing the consumptive use permit capacity and is scheduled within 2023.

Sanitary Sewer Analysis

The subject site is within the City of Umatilla's Utility Service area. The city has an existing agreement with the City of Eustis for wastewater (Resolution 2018-46). The agreement allows for a maximum of 300,000 gallons per day (0.3 MGD) and the current usage is 160,000 gallons per day (0.160 MGD) with a remaining capacity of 140,000 gallons per day (0.140 MGD). The proposed amendment would not cause a deficiency in the City's Level of Service standards and the city would have 134,000 gallons per day (0.134 MGD) remaining (Table 2).

Solid Waste Analysis

The LOS for solid waste is 5 lbs per day per capita. The estimated population at buildout is 57 (2.2 pph x 26 units) and the estimated solid waste is 285 lbs per day. The proposed amendment will not cause a deficiency in the LOS.

Environmental Analysis

An environmental analysis will be required prior to development per Chapter 9. Preliminary review indicates that the subject site contains soils conducive to gopher tortoises and sand skinks.

Rezoning

The applicant is requesting that the site be rezoned from Lake County Agriculture (A) to Agriculture Residential (AR-1). The AR-1 category allows for 1 unit per 1 acre; however, the property is located within the Airport Overlay Zone which restricts density to 1 unit per 2 acres; therefore, the maximum density is 2 units. The rezoning to AR-1 is compatible with the adjacent zonings of R-3 and AZ. Review of the trip analysis indicates that the zoning would increase the daily trips based on zoning (Lake County Agriculture allows 1 unit per 5 acres); however, it is considered de minimis.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	2	210	19	2	2	0
TOTAL GROSS TRIPS (PROPOSED)			19	2	2	0

* 11th Edition

Existing Land Use Program

Land Use	Size/Unit	ITE Code	Daily Trips	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
Single Family	1	210	9.43	1	1	0
			9.43	1	1	0

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

Land Use	PM Peak Hour Trips	PM Trips Enter	PM Trips Exit
TOTAL NET TRIPS (PROPOSED – EXISTING)	1	1	0

A water analysis was conducted based on the rezoning (Table 3). Based on the rezoning using a maximum development potential (2 units) indicates that there is sufficient capacity to serve potential development.

Lot Split

Should the annexation, small scale comprehensive plan amendment and rezoning be approved, the applicant is also requesting a lot split which would allow the creation of two (2) lots; one lot of 2 acres and one lot of 3.19 acres. The proposed lot split exceeds the minimum lot standards of the AR zoning district which are a minimum of one (1) acre with 100' of frontage on the roadway. The proposed parcels have 244.50' and 283.50' of frontage on the roadway.

Recommendation

Annexation

The subject property is contiguous to the city limits; therefore, the property is eligible for annexation. Staff recommends approval.

SSCPA

The proposed amendment to Single Family Medium Density (5 units/acre) is consistent with the comprehensive plan as previously outlined. Water concurrency can be met subject to the condition that the necessary facilities and services will be in place by a specified date when the impacts of the subject development are anticipated to occur. It should be noted that the city is in the process of renewing the Consumptive Use Permit. Staff recommends approval.

Rezoning

The proposed rezoning of Agriculture Residential (AR-1) is consistent with the comprehensive plan and land development regulations as previously outlined. Concurrency review based on the proposed zoning indicates that there is sufficient water capacity to serve the proposed development (Table 3). Staff recommends approval.

Lot Split

The proposed lot split exceeds the minimum requirements of the AR-1 district. Cassady Street is a publicly maintained road. Staff recommends approval.

Table 1 – Water Analysis

Ordinance #	Acres	Existing County Land Use	Proposed City Land Use	Maximum Development	Water Demand (gross) (mgpd)	Capacity or Deficit (mgpd)
City of Umatilla Current Capacity						-0.019 *
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Total	5.19	21 Units	26 Units			-0.027

*Includes RLW Realty Amendment

Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc
 26 units x 2.2pph = 57

Table 2 – Wastewater Analysis

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	5.19	21 Units	26 Units			0.134

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Estimated wastewater demand based on PF Policy 4-1.2.1 of LOS of 100 gpdpc

Estimated population – 26 units x 2.2pph = 57

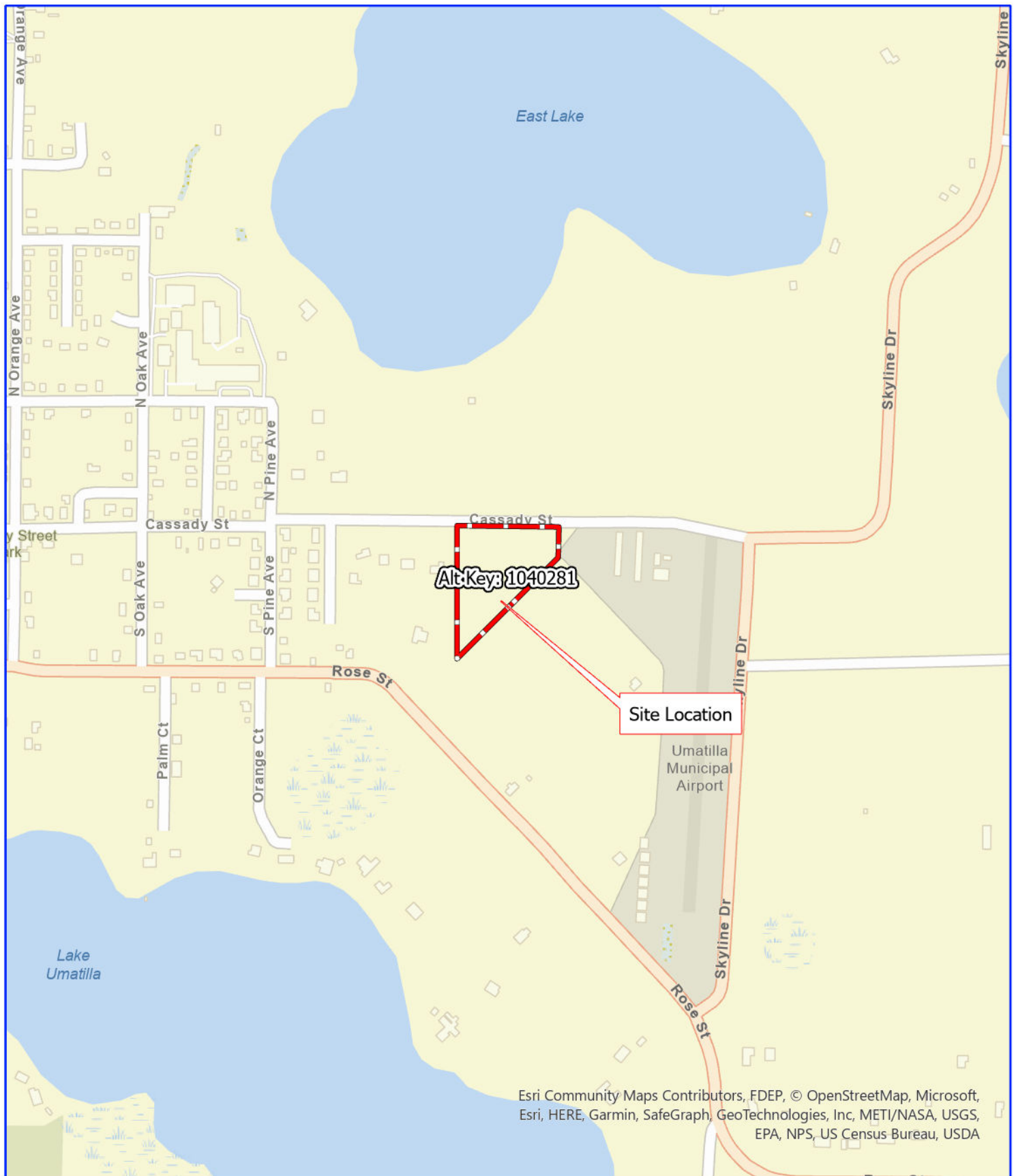
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Estimated water demand based on PF Policy 4-1.10.1 of LOS of 150 gpdpc

2 units x 2.2pph = 4



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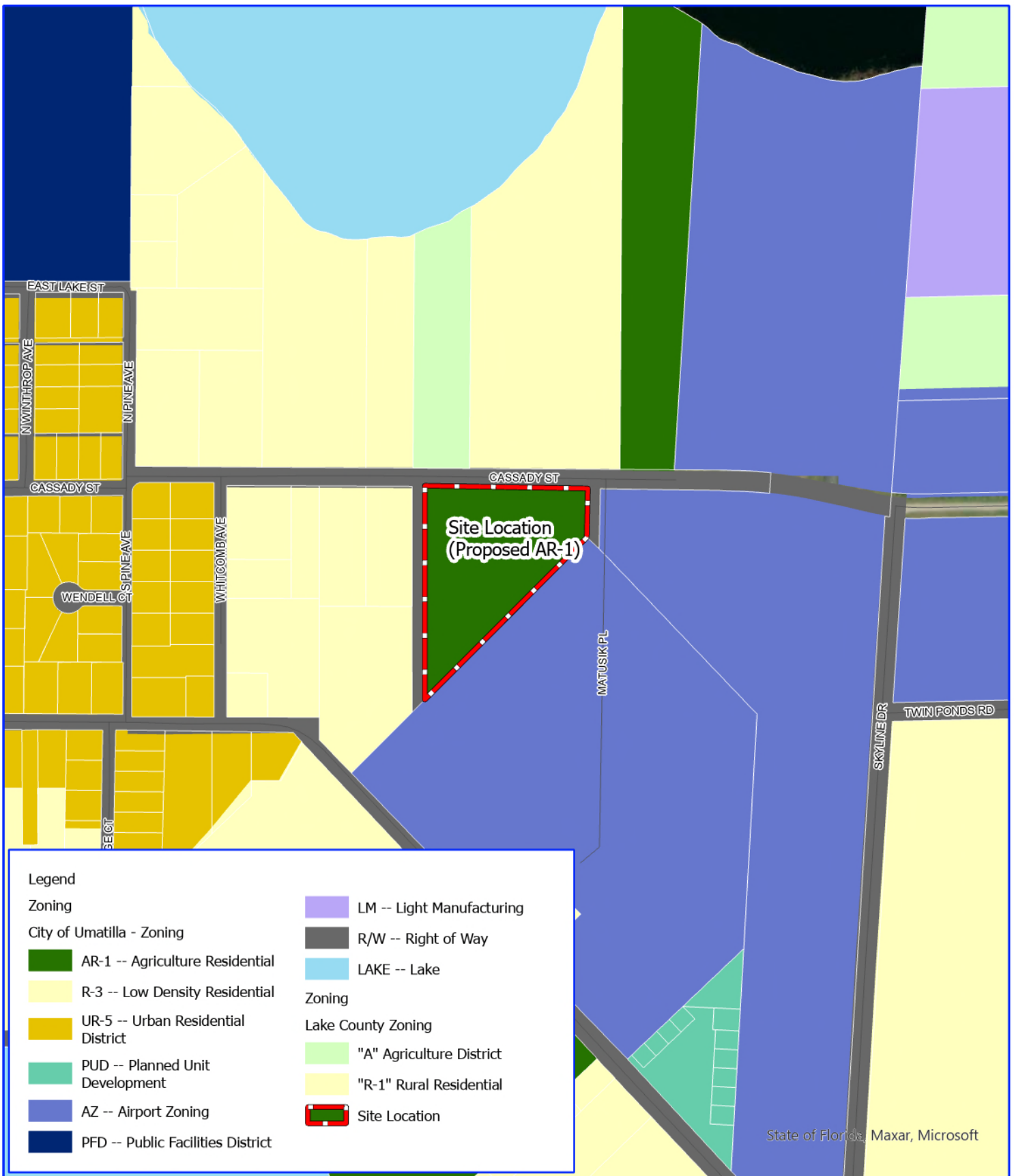
0.04 0 0.04 0.08 0.12 Miles

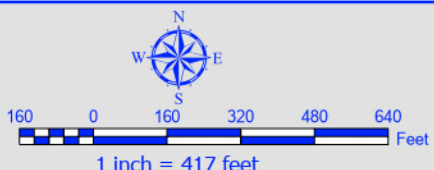
Umatilla Colonial LLC

Lake County, Florida
Location Map

Project: 1529.3
File: Location
Name: Umatilla Colonial LLC
PM: S. Lindh
Date: September 14, 2023
Created By: T. Kalebaugh







1 inch = 417 feet

Umatilla Colonial LLC

Lake County, Florida

Proposed Zoning Map

Project: 399-23-09
 File: Proposed Zoning
 Name: Umatilla Colonial LLC
 PM: S. Lindh
 Date: September 14, 2023
 Created By: T. Kalebaugh



LPG Urban & Regional Planners, LLC.
 1162 Camp Avenue, Mount Dora, Florida 32757
 Office: (352) 385-1940 / Fax: (352) 383-4824

ORDINANCE 2023-27

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 5.19 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY UMATILLA COLONIAL, LLC AND RLW REALTY, LLC LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER'S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted by Logan Wilson as applicant on behalf of the Owner, Umatilla Colonial LLC and RLW Realty, LLC to rezone approximately 5.19 acres of land from Lake County Agriculture (AG) to City of Umatilla Agriculture Residential (AR);

WHEREAS, the Petition bears the signature of all required parties; and

WHEREAS, the required notice of the proposed rezoning has been properly published;

WHEREAS, the City Council reviewed said petition, the recommendations of staff report and any comments, favorable or unfavorable, from the public and surrounding property owners at a public hearing duly advertised;

WHEREAS, upon review, certain terms pertaining to the development of the above-described property have been duly approved, and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Umatilla, Florida, as follows:

Section 1: Purpose and Intent.

That the zoning classification of the following described property, being situated in the City of Umatilla, Florida, shall hereafter be designated as Agriculture Residential (AR) as defined in the Umatilla Land Development Regulations and as depicted on the map attached hereto as **Exhibit "A"** and incorporated herein by reference.

LEGAL DESCRIPTION: See **Exhibit "B"**.

Alternate Key # 1040281

Section 2: Zoning Classification.

That the property shall be designated as AR, Agriculture Residential, in accordance with Chapter 6, Section 2(a) of the Land Development Regulations of the City of Umatilla, Florida.

Section 3: The City Manager, or designee, is hereby directed to amend, alter, and implement the official zoning map of the City of Umatilla, Florida, to include said designation consistent with this Ordinance.

Section 4: Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 5: Scrivener's Errors.

Scrivener's errors in the legal description may be corrected without a public hearing or at public meeting, by re-recording the original ordinance or a certified copy of the ordinance and attaching the correct legal description.

Section 6: Effective Date.

This Ordinance shall become effective immediately upon passage by the City Council of the City of Umatilla.

PASSED AND ORDAINED in regular session of the City Council of the City of Umatilla, Lake County, Florida, this _____ day of _____, 2023.

Kent Adcock, Mayor
City of Umatilla, Florida

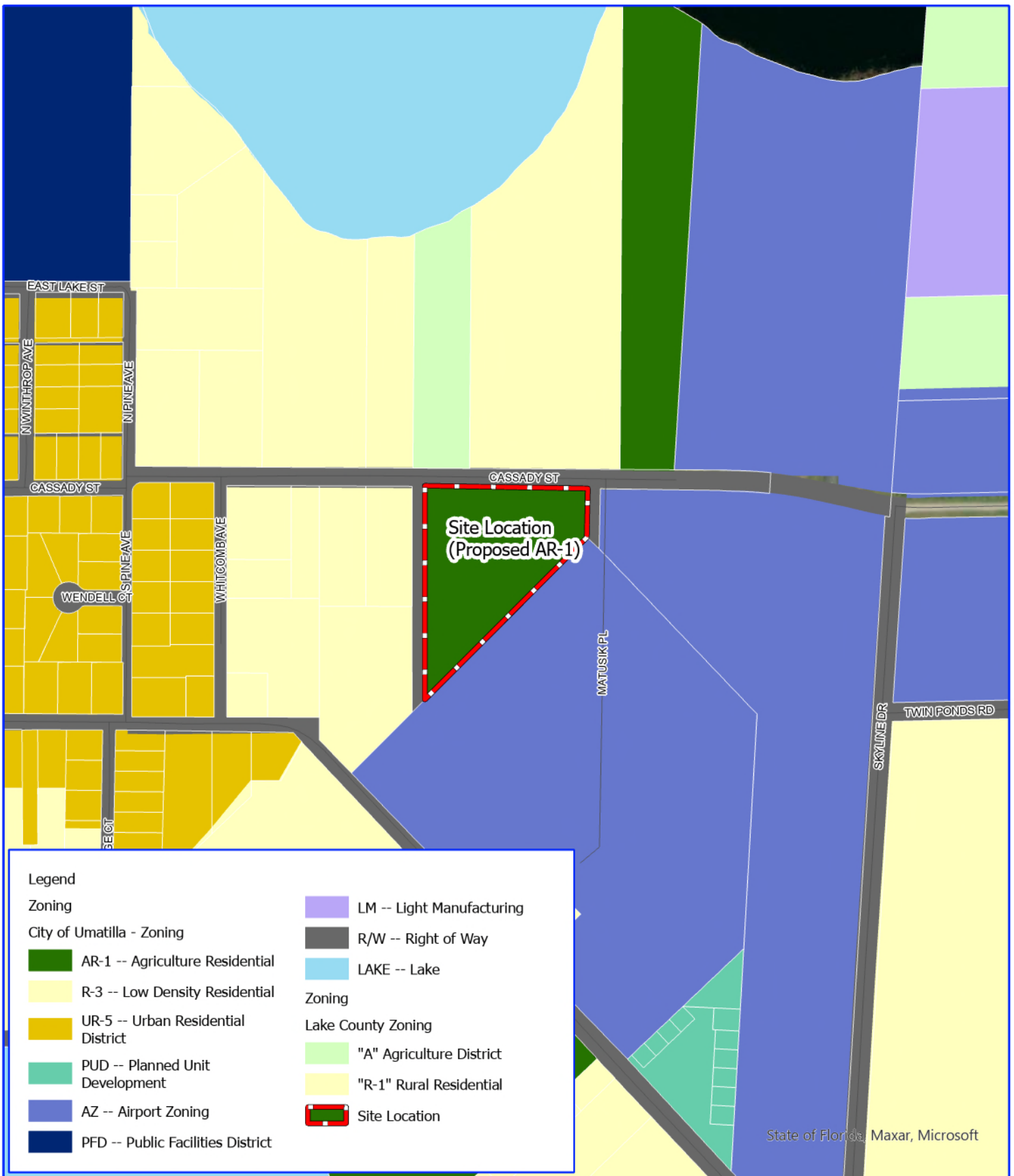
ATTEST:

Approved as to Form:

Jessica Burnham, FCRM
City Clerk

Kevin Stone
City Attorney

Passed First Reading _____
Passed Second Reading _____
(SEAL)



Legend

Zoning

City of Umatilla - Zoning

- AR-1 -- Agriculture Residential
- R-3 -- Low Density Residential
- UR-5 -- Urban Residential District
- PUD -- Planned Unit Development
- AZ -- Airport Zoning
- PFD -- Public Facilities District

LM -- Light Manufacturing

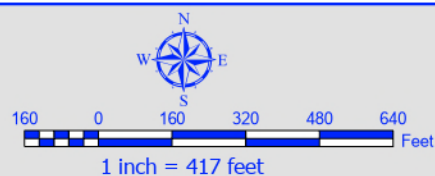
R/W -- Right of Way

LAKE -- Lake

Zoning

Lake County Zoning

- "A" Agriculture District
- "R-1" Rural Residential
- Site Location



Umatilla Colonial LLC

**Lake County, Florida
Proposed Zoning Map**

Project: 399-23-09
File: Proposed Zoning
Name: Umatilla Colonial LLC
PM: S. Lindh
Date: September 14, 2023
Created By: T. Kalebaugh



EXHIBIT "B"
LEGAL DESCRIPTION

Lot 4, Whitcomb's Subdivision, according to the Plat thereof, as recorded in Plat Book 1, Page 74, of the Public Records of Lake County, Florida, Less and Except Right of Way on North as set forth in Deed to Lake County recorded in O.R. Book 1384, Page 737, Public Records of Lake County, Florida.



Business Impact Estimate Exemption

Ordinance 2023-27 – Umatilla Colonial & RLW Realty, LLC Rezoning

Summary of Ordinance:

AN ORDINANCE OF THE CITY OF UMATILLA, COUNTY OF LAKE, STATE OF FLORIDA, RECLASSIFYING 5.19 ± ACRES OF LAND ZONED LAKE COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF AGRICULTURE RESIDENTIAL (AR) FOR THE HEREAFTER DESCRIBED PROPERTY OWNED BY UMATILLA COLONIAL, LLC AND RLW REALTY, LLC LOCATED SOUTH OF CASSADY STREET AND WEST OF SKYLINE DRIVE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY AND SCRIVENER'S ERRORS; PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance.

- ☐ The proposed ordinance is required for compliance with Federal or State law or regulation;
- ☐ The proposed ordinance relates to the issuance or refinancing of debt;
- ☐ The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- ☐ The proposed ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☒ The proposed ordinance is enacted to implement the following:

¹ See Section 166.041(4)(c), Florida Statutes.

- a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
- b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
- c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
- d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.



CITY OF UMATILLA

AGENDA ITEM STAFF REPORT

DATE: November 8, 2023

MEETING DATE: November 21, 2023

SUBJECT: Resolution No. 2023-27, Dispatch Services

BACKGROUND SUMMARY:

Attached are the proposed resolution and the five-city letter addressing to the Board of County Commissioners the funding of the Sheriff's dispatch service. As the City Council has been advised, Sheriff Peyton Grinnell is requiring municipalities that use his dispatch service to pay \$12 per capita each year. Failure to pay results in the city being dropped from the service.

Florida law, specifically subsection 125.01(6) of Florida Statutes, provides a remedy to a municipality if the county engages in such a prohibited funding scheme. The first step is to approve a resolution in the form attached. The resolution puts the BCC on notice that a county service like the Sheriff's dispatch is being funded improperly. The BCC then has 90 days to respond, either taking action to remedy the prohibited funding scheme or rejecting the petition and stating why the funding scheme is legally permissible.

RECOMMENDATIONS:

Approval of Resolution No. 2023-27, Dispatch Services

FISCAL IMPACTS:

None at this time

ATTACHMENTS:

1. Resolution 2023-27, Regarding Sheriff's Dispatch services 2023
 2. Letter to BCC re_Dispatch Service
-

RESOLUTION
of the
City Council
for the
City of Umatilla, Florida
regarding
Dispatch Services

WHEREAS, in Lake County, Florida, the Honorable Peyton C. Grinnell, Sheriff of Lake County, operates and provides the service of law enforcement dispatch; and

WHEREAS, the Board of County Commissioners of Lake County, Florida, funds the Sheriff's law enforcement dispatch service from the county's general fund; and

WHEREAS, the primary funding source for the county's general fund is the levy by the Board of County Commissioners of ad valorem taxes countywide; and

WHEREAS, the taxpayers of all Lake County, both within and outside of its cities and towns, pay county property taxes, the revenues of which are deposited into the county's general fund and used in part to finance the Sheriff's law enforcement dispatch service; and

WHEREAS, Sheriff Grinnell has informed municipalities that he is terminating the dispatch service for each and every city and town in Lake County that does not enter into an "Agreement for Law Enforcement Dispatch Services;" and

WHEREAS, under his agreement Sheriff Grinnell requires each city and town to pay each year a sum equal to \$12.00 per capita; and

WHEREAS, the Sheriff is requiring no such agreement and is imposing no such per-capita charge on the Board of County Commissioners or the residents and taxpayers of the unincorporated areas of Lake County; and

WHEREAS, the Sheriff seems clear that he will cease providing dispatch service to each city and town that declines to enter into the Sheriff's agreement and pay the annual per-capita sum; and

WHEREAS, as of the date of this resolution the City of Umatilla and other cities and towns in Lake County have declined to enter into the Sheriff's agreement and to pay the annual per-capita sum required by the agreement; and

WHEREAS, the Sheriff's dispatch service will continue to be funded in large part by the county's general fund regardless of whether some or all cities and towns enter into or decline to enter into the Sheriff's agreement; and

WHEREAS, the upshot of the Sheriff's annual per-capita payment requirement and the unwillingness of one or more towns and cities to agree to it is that the Sheriff's dispatch service will be funded from the county's general-fund revenue, but no real and substantial benefit will accrue to the property or residents of the declining cities and towns; and

WHEREAS, under these circumstances the funding of the dispatch service violates or will violate the prohibition in subsection 125.01(7) of Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA:

Section 1. Violation of statute.

a) Because one or more cities or towns have declined or will decline to enter into the agreement demanded by the Sheriff, no real and substantial benefit from the dispatch service will accrue to the property or residents of those cities and towns. Under that circumstance, subsection 125.01(7) of Florida Statutes will prohibit the Board of County Commissioners and the Sheriff from using the revenues from the countywide levy of property taxes to fund the dispatch service.

b) The continued funding of the Sheriff's dispatch service from the county's general fund, therefore, will violate subsection 125.01(7) of Florida Statutes.

Section 2. Petition.

a) As authorized by subsection 125.01(6) of Florida Statutes, the City Council of the City of Umatilla herewith petitions the Board of County Commissioners to develop an appropriate mechanism to finance the Sheriff's dispatch service for Fiscal Year 2024-2025, as well as for the current fiscal year and for all fiscal years thereafter.

b) Under paragraph 125.01(6)(a) of Florida Statutes the appropriate mechanism for this issue would include (but perhaps not be limited to):

- i. taxes, special assessments, or service charges levied or imposed solely upon residents and property in the unincorporated areas of Lake County;

- ii. the establishment of a municipal service taxing or benefit unit pursuant to paragraph 125.01(1)(q) of Florida Statutes; or
- iii. remitting the identified cost of the Sheriff's dispatch service paid from revenues required to be expended on a countywide basis to the City of Umatilla and the other cities and towns declining to enter into the Sheriff's agreement, each year within six months of the adoption of the Lake County budget, all in the proportion the amounts of county ad valorem taxes collected within the Town and the other declining cities and towns bear to the total amount of countywide ad valorem taxes collected by Lake County.

c) The City of Umatilla believes the Board of County Commissioners has as well the option simply to increase funding for the Sheriff's dispatch service from the county's general fund, subject to the Sheriff dropping his requirement for each city and town to enter into his agreement and to pay the per-capita fee.

RESOLVED this ____ day of _____, 2023.

CITY OF UMATILLA, FLORIDA

By: its City Council

By: _____
Hon. Kent Adcock, Mayor

ATTEST:

APPROVED AS TO FORM AND LEGALITY
(for the use and reliance by the City only)

Jessica Burnham, City Clerk

Kevin Stone, City Attorney

Lake County Board of County Commissioners
c/o Mr. Kirby Smith, Chairman
315 West Main Street
Tavares, FL 32778

Peyton C. Grinnell, Sheriff
Lake County Sheriff's Office
Attn: General Counsel
360 West Ruby Street
Tavares, FL 32778

Re: 911 Dispatch Services

Dear County Commissioners and Sheriff Grinnell:

In accordance with Chapter 125.01(6), *Florida Statutes*, please find the enclosed resolutions adopted by the Town of Astatula, City of Fruitland Park, Town of Howey-In-The-Hills, City of Mascotte, and the City of Umatilla (collectively the "Municipalities"). Each resolution was adopted in response to the Municipalities receiving the Sheriff's proposed Agreement for Law Enforcement Dispatch Services (the "Agreement"), as each Municipality currently receives emergency dispatch services from the Lake County Emergency Center (the "Center").

All five Municipalities prefer to keep the County's high quality, centralized dispatch system in place. We have a duty to our citizens, however, to ensure they are not being treated unfairly for the services they pay for.

The correspondence received suggests that each of the Municipalities must do one of two things: (1) approve the Agreement to pay a fee of \$12 per resident for 911 services; or (2) launch its own dispatch system with additional staffing required.

It is our understanding that the Center and its staff are funded through a combination of countywide ad valorem tax revenues, the county's share of the statewide E911 fee, and other intergovernmental grants. We understand that our residents should and will pay a fair share of the cost of the service through the **county** ad valorem taxes and fees they pay. If those need to be raised, we would understand a proposed **county** millage increase. However, what is not understood is why municipal residents should suffer increased **municipal** ad valorem taxes and/or increased **municipal** expenditures to fund a municipal contract obligation when the Center is operated from county funds that already include the contributions of municipal residents, made on the same basis as contributions of unincorporated residents; municipal residents pay the same 5 mills into the system as unincorporated county residents, and the same E911 fees appear on their phone bills.

In other words, if the Sheriff's agreement becomes mandatory for the Municipalities, county residents will pay once for the dispatch service, but residents of the municipalities will pay twice: The residents and taxpayers of unincorporated Lake County will pay their countywide millage and their E911 fees. The residents and taxpayers of the Municipalities will pay the same countywide millage, plus the same E911 fees, **but also the \$12 per capita fee** under Sheriff Grinnell's agreement.

It is with this information that we request the Board of County Commissioners develop an appropriate mechanism to finance the Center. It is our objective to work together to ensure a mutually beneficial service is funded through a fair, reasonable, and equitable allocation of costs. We appreciate your prompt attention to this matter.

Sincerely,

Mitchell Mack, Mayor of Astatula

Martha MacFarlane, Mayor of Howey-in-the-Hills

Chris Cheshire, Mayor of Fruitland Park

Steven Sheffield, Mayor of Mascotte

Kent Adcock, Mayor of Umatilla

cc: Jennifer Barker, County Manager
Melanie Marsh, County Attorney



Umatilla Public Library FY 22-23



October 2023

	Oct-23	Q 1	FY 23-24
Visits (<i>door count halved</i>)	4,479	4,479	4,479
Checkouts	3,372	3,372	3,372
E-Books (digital)	410	410	410
Total Circulation	3,782	3,782	3,782
New Patrons	31	31	31
Patron Computer Sessions	236	236	236
Wi-Fi Clients Served	675	675	675
Adult Volunteer Hours	49.75	49.75	49.75
Attendance Family Programs	731	731	731
Attendance Adult Programs	135	135	135
Attendance Teen Programs	106	106	106
Attendance Juvenile Programs	156	156	156
Total # of Programs	60	60	60
Meeting room Rental	-	-	-
Cash to city (including cc)	\$ 790.70	\$ 790.70	\$ 790.70

Highlights

Annular Solar Eclipse



Umatilla patrons were granted the opportunity to receive free solar eclipse glasses to view the annular solar eclipse on October 14. Although Umatilla only saw a partial eclipse, the view was amazing. Thanks to the Solar Eclipse Activities for Libraries (SEAL) program, we were able to partner with the Space Science Institute to receive free solar eclipse glasses. In advance of the eclipse we held a few educational programs. Anne Holland, SSI educator, provided a multi-generational program and taught us what the eclipse is, how to use a solar telescope and a sun-spotter, and also how to safely use the eclipse glasses. She was kind enough to loan the library the telescope and sun-spotter equipment for use during the actual event.

The next solar eclipse will be the total eclipse on April 8, 2023. We will still have only a partial view but it will be a spectacle. We will have eclipse glasses and are planning more educational programs in spring. Save the date!

Toys for Tots

Bring new toys for kids in need this Christmas. The box must be collected by December 8th, so don't delay.