



CITY of DESTIN

4200 Two Trees Road • Destin, Florida 32541



www.cityofdestin.com

October 20, 2005

Order No. 06-01

Final Development Order:

**“NOVAK MEDICAL OFFICE”
A MINOR DEVELOPMENT
(SP-04-20)**

Based upon the City's approval and issuance of this Development Order, on October 20, 2005, this document will serve as your Final Development Order, and includes all of the provisions and conditions in the attached Technical Review Committee Report.

BACKGROUND / ISSUE:

Applicant: Michael Newell, P.E., on behalf of Drs. George Novak and Yvette Novak, is requesting approval of a Minor Development identified as “Novak Medical Office.”

Request: The proposed development consists of a 5,532 square foot medical office building.

Location: The proposed development is located at, Lot 3 of Destin Medical Arts Commercial Subdivision, and is more specifically known as 994 Airport Road, Property Appraiser’s Parcel I.D. number 00-2S-22-0025-0000-0030.

Parcel Size: The current site area is 0.746 acres, more or less.

Future Land Use: Residential, Office, Institutional (ROI)

Zoning District: Residential General Development (RGD)

Density: N/A

Intensity: Allowed: 0.50 Floor Area Ratio (FAR) per Comprehensive Plan 2010
Proposed: 0.17 FAR

Application Date: April 4, 2004

TRC Date: April 21, 2004

Approved Site Plan Date: October 6, 2005

DETERMINATIONS:

1. All the findings of the Technical Review Committee report dated October 6, 2005 are incorporated herein.

CONDITIONS OF APPROVAL FOR "NOVAK MEDICAL OFFICE" A MINOR DEVELOPMENT (SP-04-20):

1. Pursuant to the City of Destin Land Development Code:

Construction of infrastructure must commence within one (1) year of approval date (date from which the Final Development Order is issued by the Community Development Department) of the Final Development Order on October 20, 2005 (no later than October 20, 2006), and must be completed as shown on plans approved by the Technical Review Committee.

WARNING: If the applicant/owner has not obtained a building permit(s) for construction of infrastructure and that construction has not commenced within one (1) year of issuance of the final development order, the final development order will become null and void and the application for development order approval must be re-initiated. (Article 2, Section 2.10.00)

NOTE: An applicant/owner who desires to extend the twelve (12) month (1 year) deadline must submit a request to the Community Development Department, no less than thirty (30) days prior to the expiration of the twelve (12) month deadline to obtain a building permit and commence construction of infrastructure. The applicant may receive only one extension, and such extension shall not exceed one year. The applicant /owner should review Article 2, Section 2.21.00, of the Destin Land Development Code for further explanation of the Development Order extension process.

2. If the applicant fully complies with the requirements of Condition No. 1 above, the concurrency capacity allocation status for "Novak Medical Office" will be protected. However, the protected concurrency status will be lost and the application for development order approval must be re-initiated if:
 - A. Construction permit(s) in association with construction of infrastructure are not obtained in accordance with Article 2, Section 2.10.00 of the Land Development Code to maintain concurrency, or
 - B. Construction of infrastructure activity ceases for a period exceeding one (1) year at any time during the term of this Final Development Order so that concurrency is not maintained under Article 6 of the Destin Land Development Code.

The applicant must obtain City of Destin permits for the following activities on and off site (These may require appropriate bonding):

- A. Disturbance of the City's right-of-way (Note: Applicant must obtain the proper ROW permit(s) from the Engineering Department prior to issuance of building permits, unless otherwise exempted by the City Engineer.)
- B. Pavement cuts.
- C. Construction of any kind.
- D. Clearing, grubbing, or demolition.
- E. Paving, grading, drainage, sidewalks.
- F. Signage.
- G. Installation of utilities.
- H. Construction trailers.

Conditions Per Community Development Department: Refer to pages 11 and 12 of the attached TRC Report dated October 6, 2005.

TECHNICAL REVIEW COMMITTEE REPORT

"NOVAK MEDICAL OFFICE" A MINOR DEVELOPMENT (SP-04-20)

TRC Report: October 6, 2005

ISSUE:

Applicant: Michael Newell, P.E., on behalf of Dr. George Novak and Yvette Novak, is requesting approval of a Minor Development identified as "Novak Medical Office."

Request: The proposed development consists of a 5,532 square foot medical office building.

Location: The proposed development is located at, Lot 3 of Destin Medical Arts Commercial Subdivision, and is more specifically known as 994 Airport Road, Property Appraiser's Parcel I.D. number 00-2S-22-0025-0000-0030.

Parcel Size: The current site area is 0.75 acres, more or less.

Future Land Use: Residential, Office, Institutional (ROI)

Zoning District: Residential General Development (RGD)

Density: N/A

Intensity: Allowed: 0.50 Floor Area Ratio (FAR) per Comprehensive Plan 2010
Proposed: 0.17 FAR

Application Date: April 4, 2004

TRC Date: April 21, 2004

Approved Site Plan Date: October 6, 2005

DISCUSSION/FINDINGS:

Michael Newell, P.E., on behalf of Dr. George Novak and Yvette Novak, is requesting approval of a Minor Development identified as "Novak Medical Office." The proposed development consists of a 5,532 square foot medical office building. The proposed development is located at, Lot 3 of Destin Medical Arts Commercial Subdivision, and is more specifically known as 994 Airport Road, Property Appraiser's Parcel I.D. number 00-2S-22-0025-0000-0030. The current site area is 0.75 acres, more or less.

The proposed request is consistent with the Comprehensive Plan and Land Development Code, which includes a Compatibility review, Concurrency Management review, and a Level of Service review.

The Technical Review Committee (TRC) reviewed and approved the project with specific conditions as stated below.

COMPREHENSIVE PLAN/ZONING:

The property currently has a Future Land Use designation of Residential, Office, Institutional (ROI) and a Zoning designation of Residential General Development (RGD). The proposed use is consistent with the Residential, Office, Institutional (ROI) Future Land Use designation and is a permitted principal use within the Residential General Development (RGD) Zoning District.

COMPATIBILITY:

The LDC requirements regulating compatibility are “intended to ensure functional and attractive development by requiring that all future development be consistent with accepted planning practices and principles as well as natural area limitations” [LDC, §7.09.01]. The Comprehensive Plan and Land Development Code further require that compatibility be measured based on the characteristics of proposed development and its impact on the immediate or surrounding area and especially homogeneous residential neighborhoods. Characteristics for consideration include:

- Type of land use, zoning district, and land use category;
- Building location, dimensions, height, and floor area ratio;
- Location and extent of parking, access drives, and service areas;
- Traffic generation, hours of operation, noise levels, and outdoor lighting;
- Alteration of light and air; and
- Setbacks and buffers.

The project, as required by the Comprehensive Plan and the Land Development Code, has undergone a compatibility review and meets the requirements as detailed below.

Type of Land Use, Zoning District, and Future Land Use Designation:

The proposed use is a 5,532 square foot medical office building. The property currently has a Future Land Use designation of Residential, Office, Institutional (ROI) and a Zoning designation of Residential General Development (RGD). The proposed use is consistent with the ROI Future Land Use designation and is a permitted principal use within the RGD zoning district.

Location of Structure, Dimensions, Height, and Floor Area Ratio:

The proposed development consists of a 5,532 square foot medical office building. The following is a description of the surrounding area:

LOCATION RELATIVE TO SUBJECT SITE	FUTURE LAND USE	ZONING	EXISTING LAND USE
North	Airport (A), Residential Office, Institutional (ROI)	Business Retail (BR), Airport Industrial Park (AIP)	North: Destin Racquet Club, Destin-Ft. Walton Beach Airport
South	Residential Office, Institutional (ROI)	Residential General Development (RGD)	South: Fort Walton Beach Medical Center
East	Residential Office, Institutional (ROI)	Residential General Development (RGD)	East: Courtyard Townhomes, Fort Walton Beach Medical Center
West	Residential Office, Institutional (ROI)	Residential General Development (RGD)	West: White Wilson Medical Offices

As described herein, the surrounding uses include airport, medical offices, and multi-family residential. The intensity and density of development is below the maximum intensity provided for in the Land Development Code and density provided in the Comprehensive Plan. The density and Floor Area Ratio of the project is detailed below.

Density:

N/A

Floor Area Ratio:

Utilizing the more common FAR calculation methodology as proposed in the Comprehensive Plan update results in an FAR of 0.17, which is also below 0.50 and is calculated as follows:

Total square feet of existing and proposed buildings / square feet of subject parcel = FAR

$$5,532 \text{ sq. ft.} / 32,498.5 \text{ sq. ft.} = 0.17 \text{ FAR}$$

Height:

The proposed building is one story with an average mean roof height less than 23 feet.

Location and Extent of Parking, Access Drives, and Service Areas:

These characteristics of the proposed development are technically consistent with the Comprehensive Plan and LDC and are considered compatible. Further details are provided within the TRC Report regarding "Ingress/Egress" and "Parking."

Traffic Generation, Hours of Operation, Noise Levels and Outdoor Lighting:

- a. **Traffic Generation:** This analysis does not address traffic generation. Please refer to the "Traffic Analysis" section below.
- b. **Hours of Operation:** No adverse impacts are anticipated that require restriction on hours of operation.
- c. **Noise Levels:** No adverse noise impacts have been identified.
- d. **Outdoor Lighting:** All proposed future revisions or additions to outdoor lighting plans must provide outdoor lighting specifications, including photometrics. Any future lighting must be shielded downward and away from adjacent properties in order to avoid spill-over and illumination into the night sky. The source of all illumination should not be visible from off-site.

Alteration of Light and Air: The plan does not generate any adverse impacts to light and air.

Setbacks and Buffers: The setbacks and buffers meet requirements for land use compatibility.

The site plan for “Novak Medical Office” complies with the City of Destin Comprehensive Plan Policy 1-2.1.7 and the Land Development Code §7.09.

Any additional revisions to the site plan must be reviewed and approved by the appropriate Technical Review Committee members and may be subject to a compatibility analysis if required pursuant to provisions of the Comprehensive Plan [Policy 1-2.1.7] and Land Development Code [LDC, §7.09].

CONCURRENCY MANAGEMENT:

Concurrency requirements have been met:

Solid Waste: X
Potable Water: X
Sanitary Sewer: X
Traffic: X
Stormwater Management: X

TRAFFIC ANALYSIS:

According to the traffic review conducted by the City's Transportation Manager, and approved on October 6, 2005 the proposed development will not degrade the level of service of those major transportation facilities in the City of Destin (urban collectors and arterials).

Traffic concurrency is satisfied for this project, as confirmed by the City's Transportation Manager after reviewing the applicant's traffic concurrency analysis.

SUBDIVISION OR PUD - PLAT:

Not applicable.

AIRPORT PROTECTION:

As proposed, this project is not affected by nor affects the Destin – Ft. Walton Beach Airport. The applicant has indicated on the development order application that the proposed project is not within the Airport Expansion Area. NOTE: If construction necessitates the use of a crane, or other obstruction, which exceeds Federal Aviation Administration FAR 77 Standards (normally 200 feet above ground level), the applicant must request a variance from the FAA for temporary encroachment into this restrictive area and a copy of a completed FAA Form 7460, must be placed on file with the City of Destin prior to the crane, or other obstruction, penetrating the restricted airspace.

WHITE SANDS ZONE:

The project property is not located in a White Sand Zone area.

SETBACKS:

The proposed development meets all of the required setbacks for the RGD Zoning District.

	<u>Required</u>	<u>Buffers</u>	<u>Provided</u>
Front (North):	20'	10' FP	96'8" including 10'FP
Back (South):	10'	5' CB	42' including 5'CB
Side (East):	7.5'	10' FP	16'10" including 10' FP
Side (West):	7.5'	5' CB	42'2" including 5'CB
Between Bldgs.:	10'	N/A	N/A

Note: 10' FP = 10' Front Perimeter Landscaped Area, 10' VB = 10' Vegetative Buffer Area, and 5' CB = 5' Common Boundary Landscaped Area. The following buffers are required: the standard ten (10) foot front perimeter landscape buffer on the northern and eastern property line, and five (5) foot common boundary buffers along the southern and western property lines.

SIGNS:

No overall sign approval is part of this application. All future signs must comply with the applicable section of the Destin Land Development Code in effect at the time a sign application is submitted.

UTILITIES:

Underground utilities/service (existing and proposed) are required.

COX COMMUNICATIONS:

Cox Communications approved the project in a letter dated April 19, 2004.

DESTIN FIRE CONTROL DISTRICT:

The Destin Fire Control District approved the project in a letter dated April 21, 2004.

GULF POWER:

Gulf Power approved the project in a letter dated April 21, 2004.

OKALOOSA GAS:

Okaloosa Gas approved the project in a letter dated April 21, 2004.

SPRINT:

Sprint approved the project in a letter dated April 15, 2004.

WATER/SEWER PROVIDER:

Destin Water Users, Inc. approved the project in a letter dated October 5, 2005.

STORMWATER:

The City approved the stormwater management plan on July 15, 2005, and had the following stormwater related conditions:

1. **Condition:** If groundwater is observed standing in the stormwater structures, the stormwater management plan shall be considered in non-compliance and a revised stormwater plan shall be resubmitted for review and approval.
2. **Prior to obtaining any city permit,** a copy of the FDEP Stormwater approval shall be forwarded to the Community Development office.
3. **Prior to obtaining a Certificate of Occupancy:** The Stormwater Operation / Maintenance Plan shall be acknowledged and signed by the owner. This plan shall include but not be limited to the following: This system shall require periodic maintenance for continued proper operation, including as a minimum a) removal of silt and debris from surface infiltration areas and catch basins, and b) maintenance of vegetative cover in surface infiltration areas. Owner shall regrade swale/retention areas as required to maintain approved design cross-section(s), line(s), and grade(s) and shall keep all inlets and exfiltration pipes clean and unobstructed.

INGRESS/EGRESS:

The property meets the requirements for access by providing a 24-foot drive from the Fort Walton Beach Medical Center, Inc. private drive. A cross access agreement has been submitted and approved by the transportation manager.

PARKING:

The project meets or exceeds the parking requirements of the Destin Land Development Code as indicated on the approved plans.

Per code:

Office: 1 space per 200 square feet of office space.

Per site plan:

Parking Required: 24 spaces

Parking Provided: 25 spaces including 2 handicap spaces

LOADING SPACE (ZONE):

The project meets or exceeds the loading space requirements of the Destin Land Development Code.

REFUSE COLLECTION:

Refuse collection is to be provided by dumpster service. The proposed dumpster must be screened by a gated opaque enclosure at least six feet tall.

SIDEWALKS:

A 5-foot wide concrete sidewalk is required along Airport Road and the Medical Center Private Drive.

OPEN SPACE/LANDSCAPE:

Open Space Requirements:

Development Area (Total Area): 32,498.5 sq. ft. (0.746 acres, more or less)
Required 18% Open Space: 5,849 sq. ft.
Provided Open Space: 7,767 sq. ft (23%)

Landscape Requirements:

Tree Requirements:

Credits for Existing Trees (2" to 6" diameter) on Site (0 trees x 2 credits per tree):	0
Credits for Existing Trees (7" to 12" diameter) on Site (0 trees x 3 credits per tree):	0
Credits for Existing Trees (13" to 19" diameter) on Site (0 trees x 4 credits per tree):	0
Credits for Existing Trees (20" or 24" diameter) on Site (1 tree x 5 credits per tree):	0
Total Reforestation Credits for Existing, Protected, or Preserved Trees:	<u>0</u>
 Reforestation Trees (1 per every .10 of an acre: .75 x .10 = 8) Required on Site:	<u>8</u>
 Total Reforestation Credits:	<u>0</u>
Total Reforestation Trees Required on Site:	<u>8</u>
 Total Reforestation Trees (1 per every .10 of an acre minus credits) Required on Site:	8
Replacement Trees (removal of trees over 12" d.b.h.) Required on Site:	0
Perimeter Trees (1 per 25') Required on Site:	6
Parking Lot Trees (1 per end row and landscape island) Required on Site:	8
Vegetative Buffer Trees, if applicable, (1 per 25') Required on Site:	N/A
TOTAL TREES REQUIRED:	<u>22</u>
TOTAL TREES PROVIDED:	<u>31</u>

A five (5) foot Common Boundary Landscape Area is required along those property lines that directly abut an adjacent parcel (west and south). A ten (10) foot Front Perimeter Landscape Area is required along the northern and eastern property line. If shrubs are used in the required buffer areas, they must be a minimum of twelve (12) inches in height when measured immediately after planting. **WARNING: A Certificate of Occupancy will not be issued until the required landscape material per the approved landscape plan has been inspected and approved by the Community Development Department.**

IMPACT FEES:

The following impact fee amounts may be subject to change. Final impact fee amounts will be determinative upon the gross floor area of the development and whether exemption or credits are applicable and reevaluated at the time a Certificate of Occupancy is requested. **Any claims for exemption or credits must be made no later than the time a Certificate of Occupancy is requested. Refer to Article 19 of the Destin Land Development Code for specifics regarding impact fees.** The owner/applicant must pay the final impact fee amounts prior to the issuance of a Certificate of Occupancy:

Police Protection: The police protection impact fees were calculated using the "Outside 98 Corridor Office per 1,000 square feet" fee = \$24.88

$(5,532 \text{ sq. ft.}) \times (\$24.88) = 137,636 / 1,000 = \137.64

(sq. ft. of buildings) x (Office per 1,000 sq. ft. fee amount) = (figure) / (per 1,000 sq. ft.) = Impact Fee

Total Police Protection Impact Fees to be paid for "Novak Medical Office": \$137.64

Roads: The roads impact fees were calculated using the "Medical-Dental/per 1,000 sq. ft = \$3,558.00

(5,532 sq. ft.) x (\$3,558.00) = 19,682,856.00/ 1,000 = \$19,682.86

(sq. ft. of buildings) x (Medical-Dental) = (figure) / (per 1,000 sq. ft.) = Impact Fee

Total Roads Impact Fees to be paid for "Novak Medical Office": \$19,682.86

Parks: (not applicable)	=	\$0.00
Public Library: (not applicable)	=	\$0.00
Police Protection:	=	\$137.64
Roads:	=	<u>\$19,682.86</u>
TOTAL	=	<u>\$ 19,820.50</u>

OTHER FEES:

The fees listed below are subject to change and are based on the most recent information available (August 5, 2005). The fees must be paid by the applicant as part of the cost recovery associated with the proposed project:

City Traffic Consultant:	N/A
City Compatibility Consultant:	N/A
City Surveyor:	N/A
City Stormwater Review Consultant:	Paid
Re-Review Fees (Community Dev.)	\$250.00
Re-Review Fees (Stormwater Man.)	\$125.00
Administrative Costs:	Paid
City Council Advertising:	N/A
TOTAL (as of 10/20/05) =	\$375.00

COMMENTS/CONDITIONS:

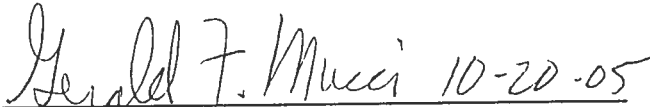
Public Input:

No public comments have been presented to staff at the time of this report.

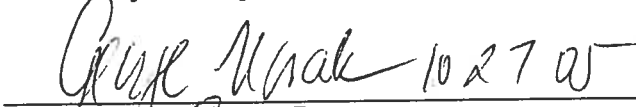
Per Community Development Department:

1. **Prior to the issuance of a Certificate of Occupancy**, the landscaping and outdoor lighting, if installed, must be inspected and approved by the Community Development Department. The lighting plan which shall be submitted prior to the issuance of any city permit, must provide specifications for the proposed outdoor lighting, including photometrics. All lighting must be shielded downward and away from adjacent properties in order to avoid spill-over and illumination into the night sky.


2. Any additional revisions to the site plan must be reviewed and approved by the appropriate Technical Review Committee members and may be subject to a compatibility analysis if required pursuant to provisions stated within the approved Development Order, the Comprehensive Plan [Policy 7.A.4.6 (p)] and Land Development Code [LDC, §7.09] or if necessary as agreed upon by the City and the applicant prior to the issuance of the final development order.
3. **Condition:** If groundwater is observed standing in the stormwater structures, the stormwater management plan shall be considered in non-compliance and a revised stormwater plan shall be resubmitted for review and approval.
4. **Prior to obtaining any city permit,** a copy of the FDEP Stormwater approval shall be forwarded to the Community Development office.
5. **Prior to obtaining a Certificate of Occupancy:** The Stormwater Operation / Maintenance Plan shall be acknowledged and signed by the owner. This plan shall include but not be limited to the following: This system shall require periodic maintenance for continued proper operation, including as a minimum a) removal of silt and debris from surface infiltration areas and catch basins, and b) maintenance of vegetative cover in surface infiltration areas. Owner shall regrade swale/retention areas as required to maintain approved design cross-section(s), line(s), and grade(s) and shall keep all inlets and exfiltration pipes clean and unobstructed.
6. **Prior to the issuance of a Certificate of Occupancy,** all applicable impact fees must be paid.
7. **Prior to the issuance of any City Permit,** all outstanding costs associated with this project that are owed to the City must be paid in full.
8. **Prior to the issuance of a Certificate of Occupancy/Completion,** all required parking and related landscaping shall be installed, inspected, and approved by the Community Development Department.



 Gerald F. Mucci, AICP Date
 Community Development Director



 Dr. George Novak Date
 Owner



 Dr. Yvette Novak Date
 Owner