

RESOLUTION NO. 2023 - _____

WHEREAS, Hernando County has adopted subdivision regulations pursuant to Chapters 125, 163 and 177, *Florida Statutes*, which authorize the County to regulate the division of land in the unincorporated areas of Hernando County, Florida, and take action on the request herein; and,

WHEREAS, the Hernando County Board of County Commissioners (BOCC) considered the requested Petition for relief from the strict application of the subdivision regulations on the specified parcel(s) in Hernando County, Florida, due to **FAMILY HARDSHIP**, as more fully described below.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA, AS FOLLOWS:

PETITIONER: Shawn L. Stamp and Jamie L. Stamp, as Trustees of the Shawn L. Stamp Trust, and Jamie L. Stamp and Shawn L. Stamp, as Trustees of the Jamie L. Stamp Trust

FILE NUMBER: 1437105

PURPOSE: To divide 10 acres into two parcels, creating Parcel A (2.9 acres) and Parcel B (7.1 acres)

GENERAL LOCATION: A portion of Section 29, Township 21 South, Range 18 East, lying approximately 2,554 feet west of Lelani Drive.

PARCEL KEY: 329601

REQUEST: The Petitioners were denied a Class D Subdivision to divide 10 acres into two parcels, Parcel A (2.9 acres) and Parcel B (7.1 acres), for failing to meet all the requirements for a Class D Subdivision in Section 26-3(e) of the Hernando County Code of Ordinances. Therefore, the Petitioners request relief from the strict application of the Class D Subdivision regulations in Section 26-3(e) of the Hernando County Code of Ordinances due to **FAMILY HARDSHIP**, pursuant to Section 26-3(g) of the Hernando County Code of Ordinances.

FINDINGS OF FACT: ALL of the facts and conditions presented to the BOCC in connection with this matter are incorporated herein by reference and made a material part of this Resolution as integral to the BOCC's Action. The BOCC finds that the testimony and record supporting DENIAL of the Petitioners' request to be credible and to constitute competent substantial evidence.

**CONCLUSIONS
OF LAW:**

The BOCC is authorized to act on this matter pursuant to Chapters 125, 163 and 177, *Florida Statutes*. Accordingly, after hearing testimony, being fully advised in the record, and based upon competent substantial evidence, the BOCC makes the following specific conclusions of law:

1. The Petition DOES NOT meet the application requirements in Section 26-3(g) of the Hernando County Code of Ordinances for relief due to **FAMILY HARDSHIP**.
2. The strict application of the Class D Subdivision regulations in Section 26-3(e) of the Hernando County Code of Ordinances would NOT place an undue burden on the Petitioners' ability to transfer land to family members.

ACTION:

Based upon the record in this matter and ALL of the findings of fact and conclusions of law above, the BOCC hereby DENIES the Petitioners' request for relief from the strict application of the Class D Subdivision regulations in Section 26-3(e) of the Hernando County Code of Ordinances due to **FAMILY HARDSHIP**.

ADOPTED IN REGULAR SESSION THE _____ DAY OF _____, 2023.

**BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA**

Attest: _____
Douglas A. Chorvat, Jr.
Clerk of Circuit Court & Comptroller

By: _____
John Allocco
Chairman

(SEAL)

Approved as to Form and Legal Sufficiency

By: 
County Attorney's Office