

City of Safety Harbor Application for SIDEWALK WAIVER

Date Received:	
File Number:	
Staff Reviewer:	

1. PROPERTY OWNER:

Name:		
Address:		
Telephone:	Fax:	E-Mail:

2. PETITIONER (if same as property owner, write "Same"):

Name:		
Address:		
Telephone:	Fax:	E-Mail:

3. AGENT FOR PETITIONER:

Name:		
Address:		
Telephone:	Fax:	E-Mail:

4. PROPERTY LOCATION OR ADDRESS OF REQUESTED SIDEWALK WAIVER:

5. JUSTIFICATION FOR SIDEWALK WAIVER (See review criteria on Page 5):

6. REQUIRED INFORMATION:

Signed and Sealed Survey

Proof of Ownership (Copy of Warranty Deed, Title Certification, etc.)

7. APPLICATION FEES (Must be paid prior to processing):

Type	Review Fee	Public Notice Fee	Total
SIDEWALK WAIVER	\$0	\$50	\$50

8. SIDEWALK FEE IN LIEU CALCULATION. PLEASE FILL IN.

_____ LINEAR FEET OF STREET FRONTAGE – _____ LINEAR FEET OF DRIVEWAY = _____ X \$75.00 = \$ _____

PLEASE NOTE THAT PAYMENT INTO THE SIDEWALK FUND IS DUE WITHIN FIVE BUSINESS DAYS OF CITY COMMISSION APPROVAL.

NOTORIZED AFFIDAVIT

I and/or we, the undersigned certify ownership of the property within this application, certify that said ownership has been fully divulged, whether such ownership be contingent or absolute, and that the names of all parties to any existing contract for sale or any options to purchase are filed with this application.

I/we, certify that _____ and _____ is/are duly designated as the agent(s) for the owner, that the agent(s) is/are authorized to provide subject matter on the application contained herein, whether verbal or written, and appear at any public hearing(s) involving this petition. Further, it is understood that this application must be complete and accurate, and the fee paid prior to processing.

STATE OF FLORIDA
COUNTY OF PINELLAS

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this _____ day of _____ 20____ by _____. They are Personally Known
OR Produced Identification _____ Type of identification

Signature of Title Holder

Printed Name of Title Holder

Signature of Title Holder

Printed Name of Title Holder

Signature of Notary

Name of Notary [typed, printed or stamped]

**NOTARY
STAMP**

SIDEWALK WAIVER CRITERIA

Land Development Code Section 152.01

152.01 Sidewalk waiver.

(A) Sidewalk construction is not required where the development order or construction is for repair or remodeling to an existing structure, site or facility which constitutes an improvement valued at twenty-five thousand dollars (\$25,000.00) or less.

(B) The City Commission may permit the waiver of sidewalk construction where one or more of the following conditions exist:

- (1) The existing right-of-way is of insufficient width to allow the installation of a sidewalk, and additional right-of-way is not being conveyed;
- (2) The existing right-of-way is unimproved, and construction of the street is not included in the responsible jurisdiction's five-year capital improvements plan;
- (3) Where a sidewalk could not be constructed from a permitting standpoint due to existing natural conditions related to topography or the environment. This condition will not support a waiver where reasonable alternative forms of construction are available;
- (4) Where the applicant provides evidence that the existence of a sidewalk will create a hazardous condition;
- (5) Where the applicant's property is within the subdivision or industrial park which meets the following criteria:
 - (a) At least 80% of the lots or the properties in the subdivision or industrial park are built on; and
 - (b) At least 80% of the lots or the properties in the subdivision or industrial park that are built on or have no sidewalks; and
 - (c) The construction of sidewalks in the subdivision or industrial park is not included in the City's five-year capital improvements program; and
 - (d) The boundaries of in a subdivision or industrial park for purposes of this section shall be determined by the approved site plan or plat for the subdivision or industrial park.
- (6) The property is served by an alternative pedestrian system.

(C) All requests for the waiver of sidewalk construction shall include written public notice in accordance with the requirements of [Section 225.00](#) of this Code.

(D) Sidewalk waivers are subject to a fee-in-lieu. The fee-in-lieu shall be calculated by multiplying the linear feet of the street frontage where a sidewalk waiver was approved by \$75.00, excluding the width of the driveway. Sidewalk fee-in-lieu payments are due within five (5) business days of City Commission approval of the sidewalk waiver. Fees collected in lieu of a sidewalk shall be placed in a fund established as the "City Sidewalk Bank" and shall be used for new sidewalk construction within the City.