



ENVIRONMENTAL PROTECTION DIVISION

Renee H Parker, LEP, Manager

3165 McCroory Place, Suite 200
Orlando, FL 32803
407-836-1400 • Fax 407-836-1499
www.ocfl.net

ENVIRONMENTAL PROTECTION COMMISSION

Alan Horn - Chairman

Peter Fleck - Vice Chairman

Shan Atkins

Kelly Eger-Smith

Karin Leissing

Vacant:

At Large Representative

Agricultural Representative

ORANGE COUNTY ENVIRONMENTAL PROTECTION COMMISSION
September 25, 2024

Applicant: John Jennings

Permit Application Number: BD-23-10-135

Location/Address: 8425 Sand Lake Shores Court, Orlando, FL 32836

RECOMMENDATION: Accept the findings and recommendations of the Environmental Protection Officer, and make a finding that the request for variance is inconsistent with Section 15-350(c)(4) and recommend denial of the request for variance to Section 15-342(a)(6) (access walkway) to increase the allowable access walkway width to six feet with a 12.3 feet by 11.4 feet platform area for the Jennings Dock Construction Permit BD-23-10-135. District 1

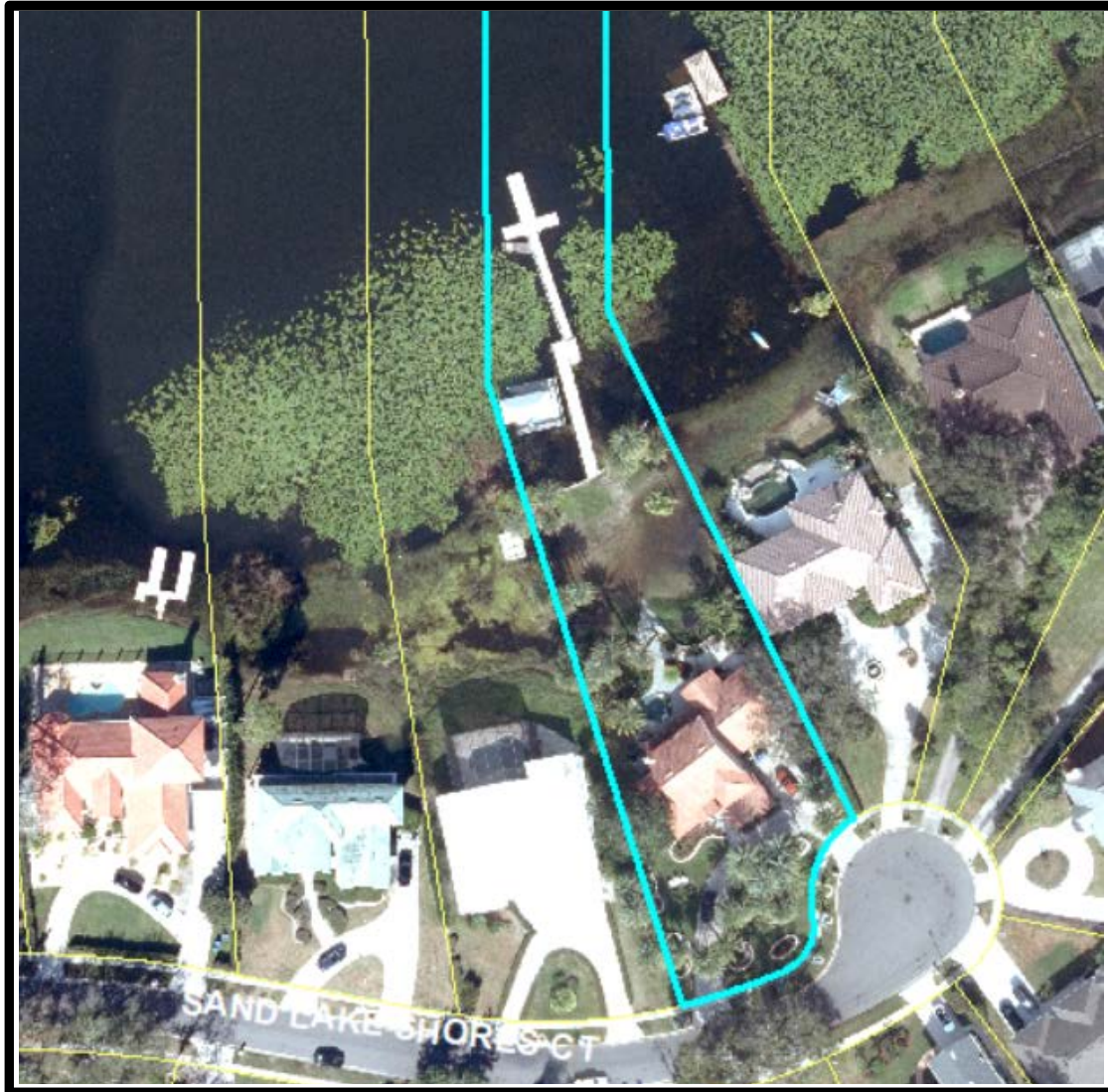
- EPC AGREES WITH THE ACTIONS REQUESTED, AS PRESENTED
EPC DISAGREES WITH THE ACTION(S) REQUESTED, AS PRESENTED AND HAS MADE THE FOLLOWING RECOMMENDATION:

- overturn EPO recommendation

Signature of EPC Chairman: [Handwritten Signature]

DATE EPC RECOMMENDATION RENDERED: 9/25/24

Dock Construction Application for After-the-Fact Variance



Dock Construction Application for After-the-Fact Variance
ATF BD-23-10-135
District #1

Applicant: John Jennings

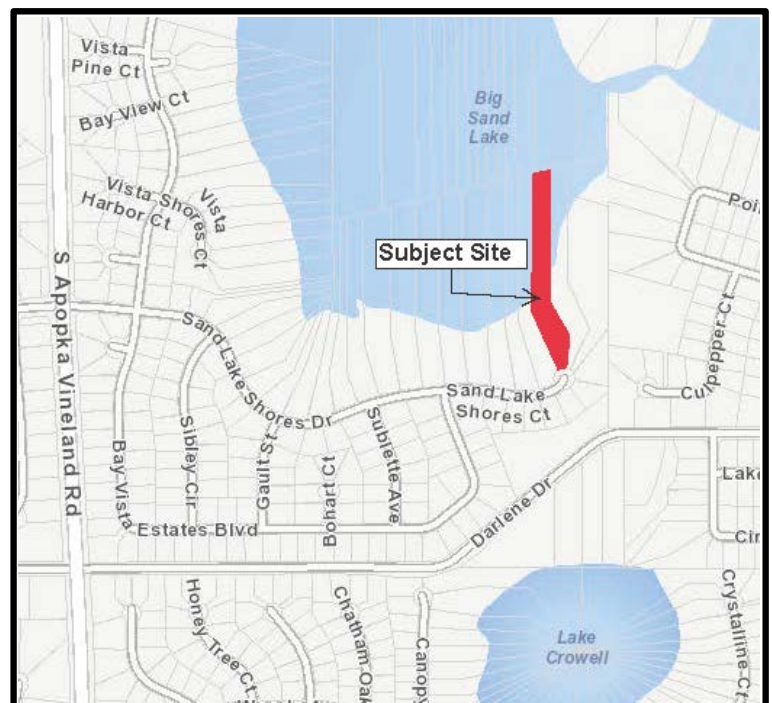
Address: 8425 Sand Lake Shores Ct.

Parcel ID: 03-24-28-0553-01-300

Project Site



Property Location





received
8/13/2024

Orlando [Headquarters]
3025 East South Street
Orlando, FL 32803

Jacksonville
11235 St. Johns Industrial Pkwy N
Suite 2
Jacksonville, FL 32246

Key West
1107 Key Plaza
Suite 259
Key West, FL 33040

Lantana
445 West Lantana Road
Suite 5
Lantana, FL 33462

Tallahassee
2560-1 Barrington Circle
Tallahassee, FL 32308

Tampa
6011 Benjamin Road
Suite 101-B
Tampa, FL 33634

Denver
651 Garrison Street
#110
Lakewood, CO 80215

Raleigh-Durham
1408 Christian Avenue
Suite 11
Durham, NC 27705

Bismarck
4501 Coleman Street
Suite 103
Bismarck, ND 58503

Austin
3801 N Capital of TX Highway
Suite E-240
Austin, TX 78746

Midland
5114 West County Road 12
Midland, TX 79706

San Antonio
7700 Broadway Street
Suite 104
San Antonio, TX 78209

Orlando [Aquatic & Land
Management Operations]
3825 Rouse Road
Orlando, FL 32817

407.894.5969
877.894.5969
407.894.5970 fax

August 12, 2024

Jason Root
OCEPD
3165 McCrory Place, Suite 200
Orlando, FL 32803

**Proj: 8425 Sand Lake Shores St – Orange County, Florida
(BTC File #1535-39)**
Re: BD-23-10-135 Variance Request

Dear Mr. Root,

The applicant, Mr. John Jennings, requests a variance for the above referenced Boat Dock application. The following information is provided to support the variance request.

1 Identify the section(s) of this article that the applicant seeks a variance for and the extent of the requested variance:

Section 15-342(a)(6)

The applicant requests a variance for an access walkway width of six feet and a walkway platform area of 12.3 feet by 11.4 feet in lieu of the maximum walkway width of five feet.

The boardwalk has existed in the current configuration for the past 15 years as permitted under BD-08-098.

2 Describe the impact of the requested variance on the surface water and the environment.

The boardwalk has existed in the requested condition for the past 15 years. No adverse effects to the surface water or environment have occurred as a result of boardwalk in its current configuration. The requested variance will have no effect on the surface water as it is located above the NHWE. The variance will have no effect on the overall environment as it only requests an additional 139.64 square feet of walkway elevated between 4 and 9 feet above the NHWE. The request will not cause adverse shading to vegetation as the boardwalk is sufficiently elevated. The request will not impede wildlife movement or usage of the lands below as the boardwalk is sufficiently elevated.

3 Explain the effect of the requested variance on any abutting or affected shoreline property owner(s).

The requested variance will have no effect on any abutting property owners. The request is located 20-feet within the applicant's property. The request is not a navigational hazard nor does it affect the rights of other persons to use or access the surface water. The boardwalk has existed in the current configuration for the past 15 years without impeding on the rights of others.

4. Describe how strict compliance with the section(s) of this article would impose a unique, unreasonable, and unintended hardship on the applicant:

Strict compliance with this section would require the entire walkway to be removed and replaced. This is an unreasonable hardship as the current variance request was previously approved without a variance under permit BD-08-098 and the boardwalk has existed for the last 15 years. Furthermore, the costs associated with this dock modification would be excessive for the applicant and the removal wasteful.

Compliance with the code presents an unintended hardship for the applicant. Due to the nearly 12-feet of water level fluctuation on Big Sand Lake, the access walkway is required to be elevated higher than normal. The wider access walkway is desired because it is safer and provides more stability.



5. Explain why the hardship is not self-imposed.

The current request was approved without a variance in the previously permitted Boat Dock Permit BD-08-098. The area beneath the request was considered uplands by the County in 2008 and therefore did not require a variance. The area beneath the request is now being claimed by the County as wetlands in 2023 and now requires a variance. The applicant did not create wetlands on his property, therefore; the hardship is not self-imposed.

If you have any questions, comments, or require any additional information do not hesitate to contact our office at (407) 894-5969. Thank you.

Regards,

A handwritten signature in blue ink, appearing to read "John Miklos". The signature is fluid and cursive, written over a light gray rectangular background.

John Miklos
President

attachment



4/4/24

APPLICATION TO CONSTRUCT A BOAT DOCK
APPLICATION FOR VARIANCE

received
4/20/2024

(Pursuant to Orange County Code, Chapter 15, Article IX, Section 15-350(a-d)

Enclose a check for \$409.00 payable to The Board of County Commissioners

Handwritten notes: CHECK #265 1/11/24, #1534.92 CHECK #234 4/4/24

Handwritten circled number: 1/3

Mail or Deliver To: Orange County Environmental Protection Division
WetlandPermitting@ocfl.net
3165 McCrory Place, Suite 200
Orlando, Florida 32803
(407) 836-1402

I John Jennings on behalf of John Jennings (if applicable) pursuant to Orange County Code Chapter 15, Article IX, Section 15-350(a-d) am requesting a variance to the Orange County Dock Construction Ordinance for the property located at 8425 Sand Lake Shores Ct, Orlando FL 32836.

- 1. Identify the section(s) of this article that the applicant seeks a variance for and the extent of the requested variance: Access walkway (15-342(a)(6). Request is to approve 6ft walkway, and 12.3ft x11.4ftwalk area above the NHWE for safety reasons for dock permit 08-098.
2. Describe the impact of the requested variance on the surface water and the environment: NONE.
3. Explain the effect of the requested variance on any abutting or affected shoreline property owner(s): NONE.
4. Describe how strict compliance with the section(s) of this article would impose a unique, unreasonable, and unintended hardship on the applicant:

It would be very difficult to rebuild the 2009 walkway(Orange County permit 08-098) which is 6ft wide 12.3ft x 11.4ft walk area.

- 5. Explain why the hardship is not self-imposed: The access walkway is to secure public safety. The walkway was built in good faith as part of 2009 EPD permit 08-098. The wider walkway is not self-imposed.

Notice to the Applicant:

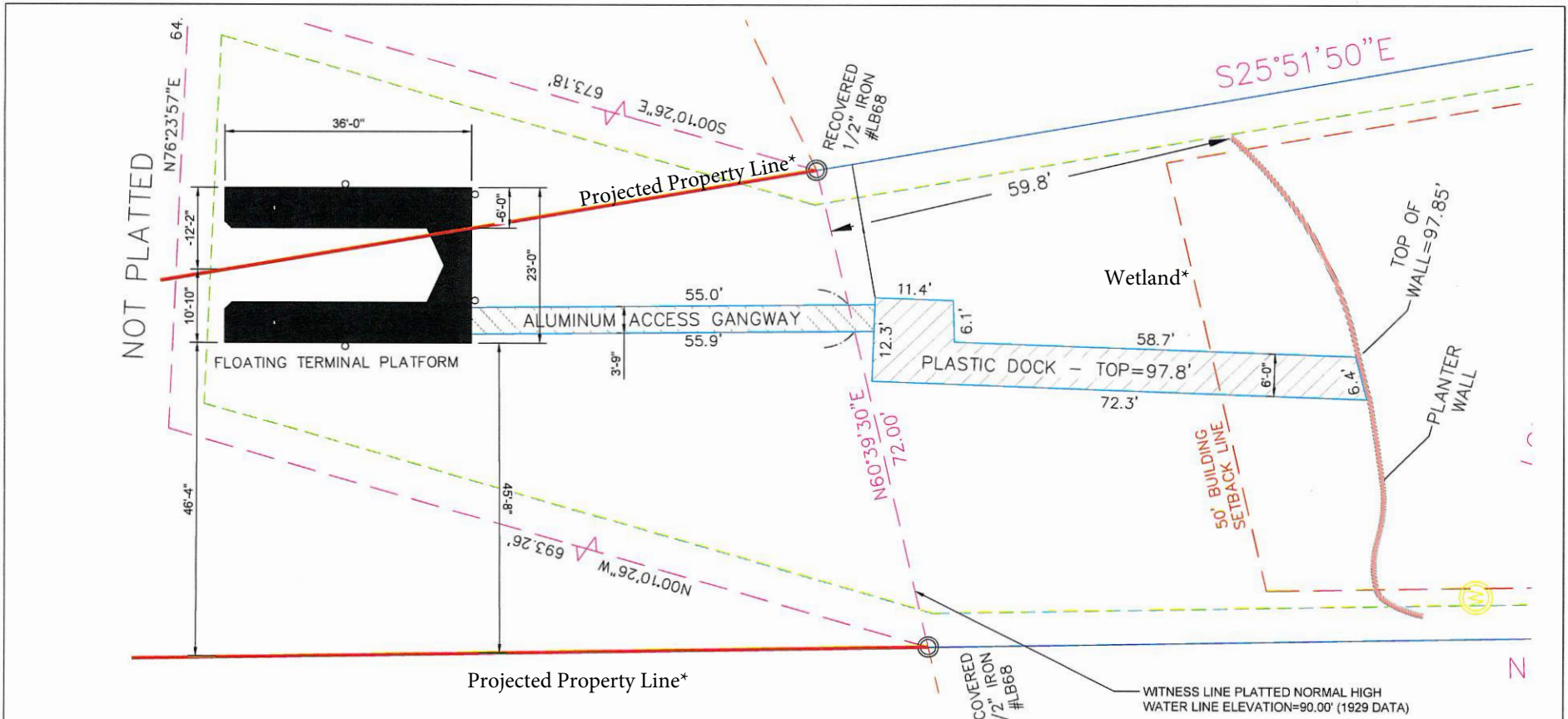
The Environmental Protection Officer, the Environmental Protection Commission, or the Board may require the applicant to provide additional information necessary to carry out the purposes of this section pursuant to 15-350(c): A variance application may receive an approval or an approval with conditions if granting the variance: (1) would not negatively impact the surface water or the environment or if there is a negative impact, sufficient mitigation is proposed pursuant to paragraph 15-350(d), if appropriate; (2) would not be contrary to the public interest; (3) where, owing to special conditions, compliance with the provisions herein would impose a unique and substantial hardship on the applicant; (4) where the environmental protection officer has determined that the hardship is not self-imposed on the applicant; and (5) would not be contrary to the intent and purpose of this article.

By signing and submitting this application form, I am applying for a variance to the Orange County Dock Construction Ordinance identified above, according to the supporting data and other incidental information filed with this application. I am familiar with the information contained in this application, and represent that such information is true, complete, and accurate. I understand this is an application and not a permit, and that work conducted prior to approval is a violation. I understand that this application and any permit issued pursuant thereto, does not relieve me of any obligation for obtaining any other required federal, state, or local permits prior to commencement of construction. I understand that knowingly making any false statements or representations in this application may be a violation of Article IX, Dock Construction Ordinance.

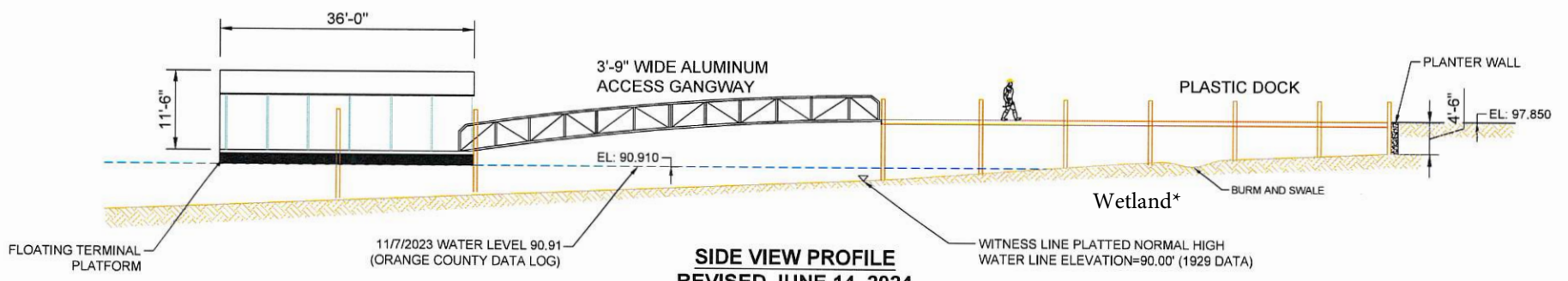
Name of Applicant: John Jennings

Signature of Applicant/Agent [Signature] Date: 04/04/2024

Corporate Title (if applicable): Not applicable



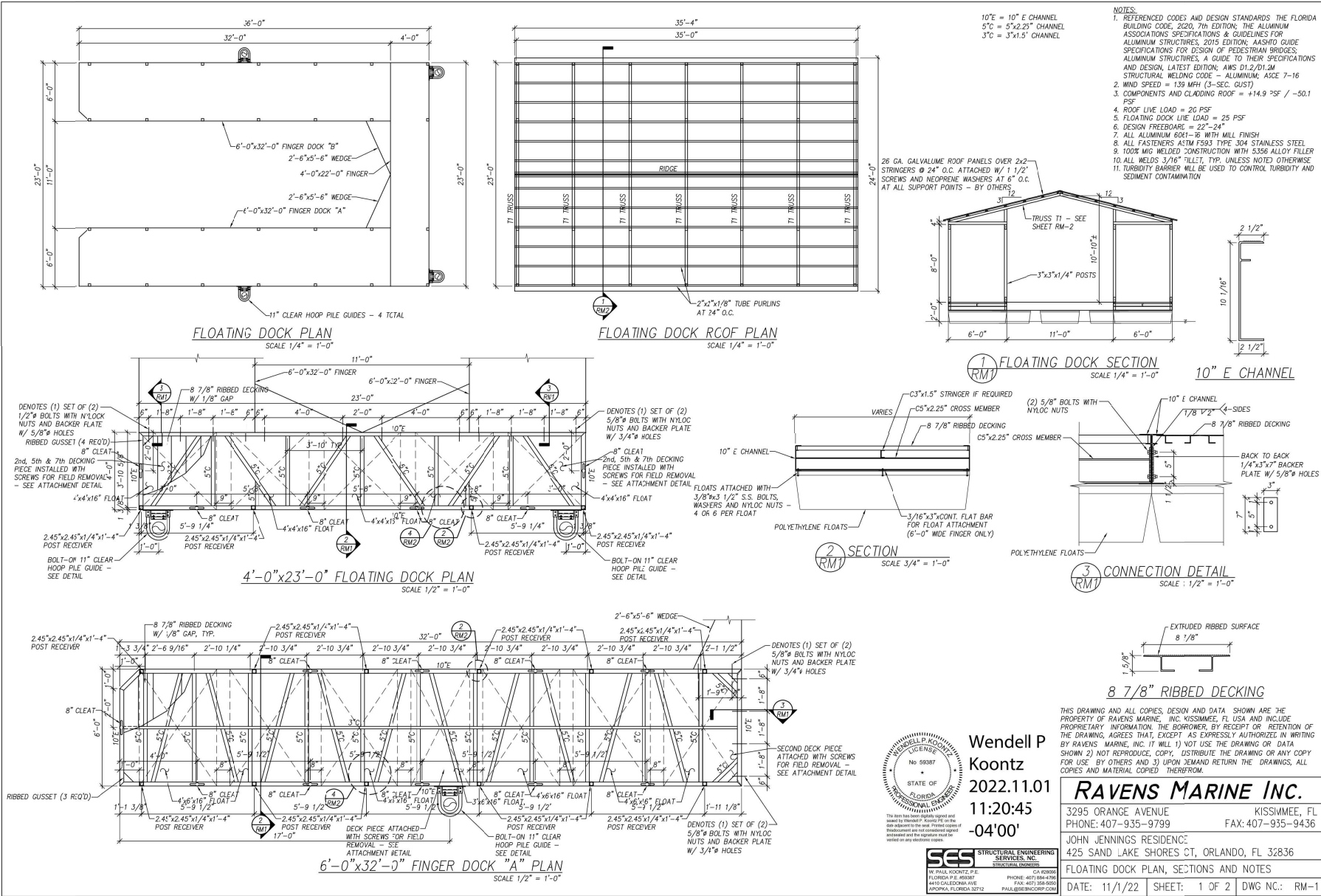
PLAN VIEW
REVISED JUNE 14, 2024



SIDE VIEW PROFILE
REVISED JUNE 14, 2024

received
 6/14/2024

*Annotation added by EPD



received
10/3/2023

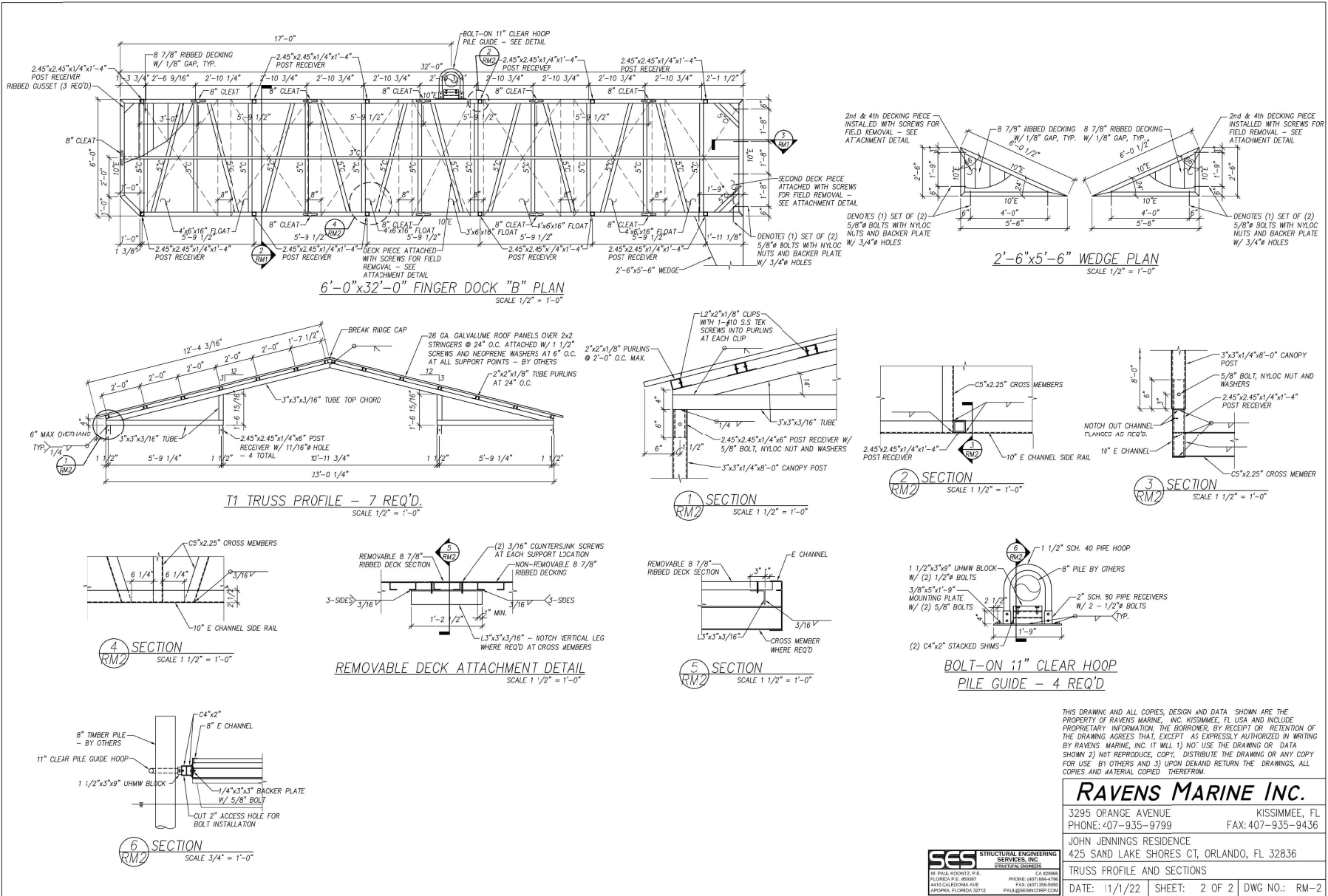
Wendell P
Koontz
2022.11.01
11:20:45
-04'00'

RAVENS MARINE, INC.

3295 ORANGE AVENUE KISSIMMEE, FL
PHONE: 407-935-9799 FAX: 407-935-9436

JOHN JENNINGS RESIDENCE
425 SAND LAKE SHORES CT, ORLANDO, FL 32836

FLOATING DOCK PLAN, SECTIONS AND NOTES
DATE: 11/1/22 SHEET: 1 OF 2 DWG NO.: RM-1



THIS DRAWING AND ALL COPIES, DESIGN AND DATA SHOWN ARE THE PROPERTY OF RAVENS MARINE, INC. KISSIMMEE, FL USA AND INCLUDE PROPRIETARY INFORMATION. THE BORROWER, BY RECEIPT OR RETENTION OF THE DRAWING AGREES THAT, EXCEPT AS EXPRESSLY AUTHORIZED IN WRITING BY RAVENS MARINE, INC. IT WILL 1) NOT USE THE DRAWING OR DATA SHOWN 2) NOT REPRODUCE, COPY, DISTRIBUTE THE DRAWING OR ANY COPY FOR USE BY OTHERS AND 3) UPON DEMAND RETURN THE DRAWINGS, ALL COPIES AND MATERIAL COPIED THEREFROM.

RAVENS MARINE INC.	
3295 ORANGE AVENUE PHONE: 407-935-9799	KISSIMMEE, FL FAX: 407-935-9436
JOHN JENNINGS RESIDENCE 425 SAND LAKE SHORES CT, ORLANDO, FL 32836	
TRUSS PROFILE AND SECTIONS	
DATE: 11/1/22	SHEET: 2 OF 2 DWG NO.: RM-2

SES STRUCTURAL ENGINEERING SERVICES, INC.
111 PALM COASTWAY, #2
FLORIDA P.E. WENBART
8415 GALESDON AVE
APOPA, FLORIDA 32712
PH: 407-939-9999
PHONE: (407) 934-4796
FAX: (407) 936-8460
PALM@SESINC.COM

received
10/3/2023







ENVIRONMENTAL PROTECTION DIVISION
Elizabeth R. Johnson, CEP, PWS, MPA, Interim Manager

3165 McCrory Place, Suite 200
Orlando, FL 32803-3727
407-836-1400 ▪ Fax 407-836-1499
www.ocfl.net

September 7, 2023

SENT VIA EMAIL AND CERTIFIED: 9489 0090 0027 6389 0027 16

NOTICE OF NON-COMPLIANCE

John D. Jennings
8425 Sand Lake Court
Orlando, FL 32836-6343
Email: Johnjennings9@icloud.com

RE: Unauthorized Boat Dock
Parcel ID No.: 03-24-28-0553-01-300
Address: 8425 Sand Lake Shores Court
Property Description: BAY VISTA ESTATES UNIT 3 21/46 LOT 130
Orange County Commission District: 1
Incident Number: 23-622189

Dear Mr. Jennings,

On May 5, 2023, the Environmental Protection Division (EPD) became aware of a newly designed boat dock located on the property listed above. On the same day, EPD staff received a photo showing the possible unauthorized boat dock located on the property.

EPD staff conducted a file review and noticed that the current design of the boat dock does not match the latest Boat Dock Permit (BD-08-089). EPD staff also noticed that pilings have been installed around the newly installed boat dock. During the file review, EPD staff noticed there was no new boat dock permit that authorized the new design and pilings.

Orange County Code Chapter 15, Article IX, Section 15-353 states in part that: *"If the environmental protection officer determines that construction is occurring without prior approval or not in accordance with these regulations, the environmental protection officer shall promptly issue a written notice of violation to the applicant and/or designated contractor..."*

Orange County Code Chapter 15, Article IX, Section 15-324 states in part that: *"Unless expressly exempted in section 15-346, any person desiring to construct or repair a dock shall first receive a permit from the environmental protection officer authorizing the construction or repair of the dock."*

CORRECTIVE ACTIONS:

1. Within 30 days of receipt of this Notice of Non-Compliance, install proper sediment and erosion control measures;

AND

2. A) Either remove the pilings and put the boat dock in its original position and design as permitted in accordance with BD-08-089;

OR

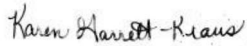
Page Two
Notice of Non-Compliance
Unauthorized Boat Dock
Incident Number: 23-622189

B) Apply for a an After-The-Fact Permit to Construct a Dock, along with the application fee.

EPD reserves the right to require additional corrective actions and additional administrative fees should we need to proceed to formal enforcement proceedings with the Orange County Special Magistrate. If EPD does not hear from you within the specified timeframes, we will assume you are not interested in bringing your property into compliance and the matter will be escalated to a Notice of Violation which will include a monetary penalty.

Any person considering appealing the decision of the Environmental Protection Officer, pursuant to Orange County Code Chapter 15, Article II, Section 15-38, shall be financially responsible for payment of all applicable fees associated with such an appeal. Should you have questions or concerns related to this matter, you may contact **Jonathan Dressler** either by email at Jonathan.Dressler@ocfl.net, by letterhead address or by calling (321) 689-2588 to schedule a meeting.

Sincerely,



Karen Garrett-Kraus
Environmental Program Supervisor

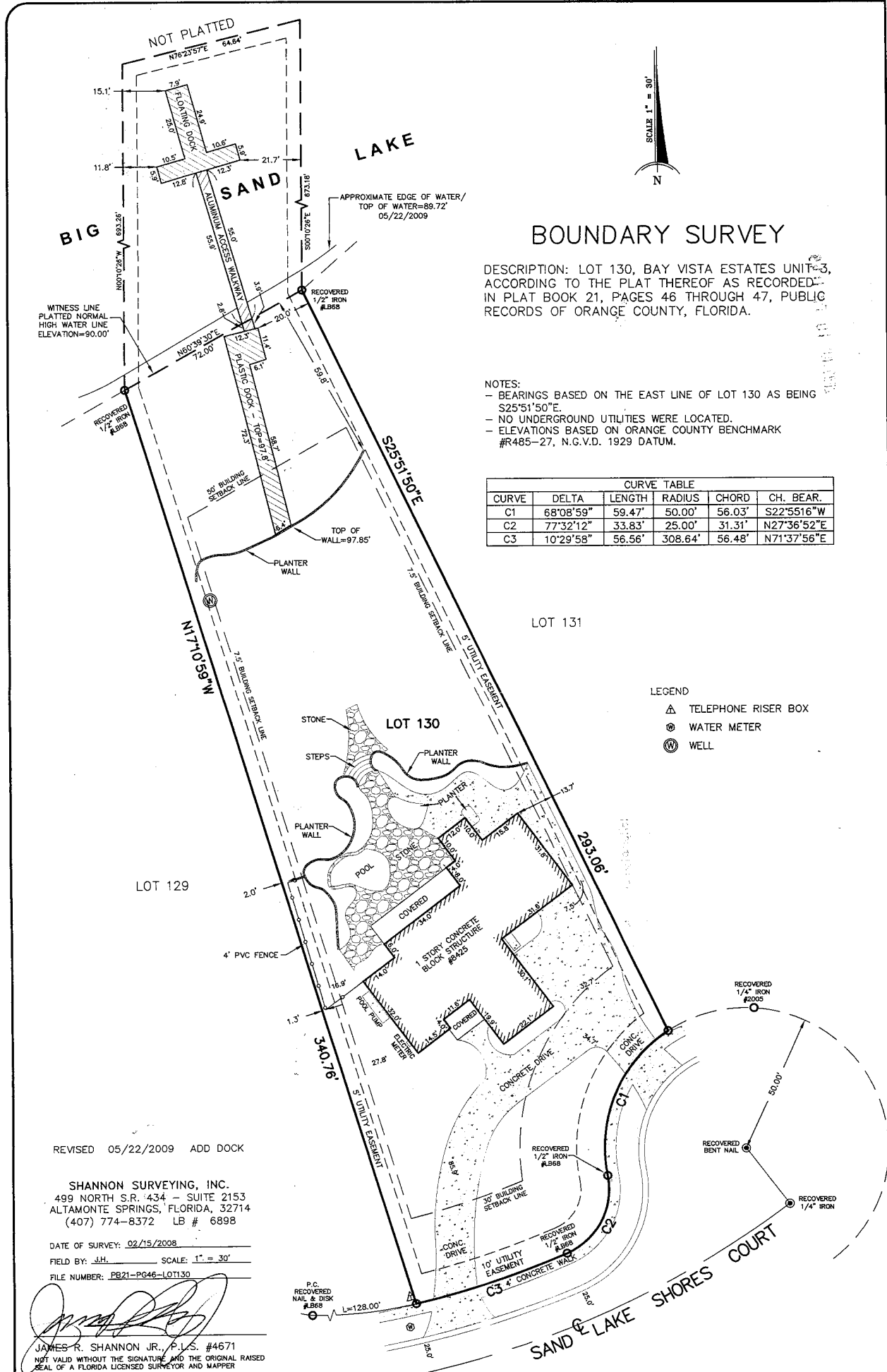
JD/KOK/ERJ: gfdjr

c: Tim Hull, OCEPD, Tim.Hull@ocfl.net
Jason Root, OCEPD, Jason.Root@ocfl.net
Luciana Orindas, OCEPD, Luciana.Orindas@ocfl.net

Attachment: BD-08-089 – Approved As-built Survey

Photograph of the Boat Dock taken by Property Owner on May 5, 2023:





BOUNDARY SURVEY

DESCRIPTION: LOT 130, BAY VISTA ESTATES UNIT-3, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 21, PAGES 46 THROUGH 47, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

- NOTES:
- BEARINGS BASED ON THE EAST LINE OF LOT 130 AS BEING S25°51'50"E.
 - NO UNDERGROUND UTILITIES WERE LOCATED.
 - ELEVATIONS BASED ON ORANGE COUNTY BENCHMARK #R485-27, N.G.V.D. 1929 DATUM.

CURVE TABLE					
CURVE	DELTA	LENGTH	RADIUS	CHORD	CH. BEAR.
C1	68°08'59"	59.47'	50.00'	56.03'	S22°55'16"W
C2	77°32'12"	33.83'	25.00'	31.31'	N27°36'52"E
C3	10°29'58"	56.56'	308.64'	56.48'	N71°37'56"E

- LEGEND
- ▲ TELEPHONE RISER BOX
 - ⊗ WATER METER
 - ⊙ WELL

REVISED 05/22/2009 ADD DOCK

SHANNON SURVEYING, INC.
 499 NORTH S.R. 434 - SUITE 2153
 ALTAMONTE SPRINGS, FLORIDA, 32714
 (407) 774-8372 LB # 6898

DATE OF SURVEY: 02/15/2008
 FIELD BY: J.H. SCALE: 1" = 30'
 FILE NUMBER: PB21-PG46-LOT130

[Signature]
 JAMES R. SHANNON JR., P.L.S. #4671
 NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER



APPLICATION TO CONSTRUCT A BOAT DOCK
APPLICATION FOR WAIVER

(Pursuant to Orange County Code, Chapter 15, Article IX, Section 15-350(e))

Mail or Deliver To: Orange County Environmental Protection Division
WetlandPermitting@ocfl.net
3165 McCrory Place, Suite 200
Orlando, Florida 32803
(407) 836-1402

JOHN JENNINGS N/A

I on behalf of (if applicable) pursuant to Orange County Code Chapter 15, Article IX, Section 15-350(e) am requesting a waiver to Section (choose and circle from the following: 15-343(a), 15-343(b), or 15-344(a)) of the Orange County Dock Construction Ordinance for the property located at

8425 SAND LAKE SHORES CT.

1. Describe how this waiver would not negatively impact the environment:

NO IMPACT ON ENVIRONMENT

2. Describe the effect of the proposed waiver on abutting shoreline owners:

NONE

The Environmental Protection Officer, Environmental Protection Commission or the Board may require of the applicant information necessary to carry out the purposes of this article, pursuant to Section 15-350(e).

By signing and submitting this application form, I am applying for a waiver to the section indicated of the Orange County Dock Construction Ordinance identified above, according to the supporting data and other incidental information filed with this application. I am familiar with the information contained in this application, and represent that such information is true, complete, and accurate. I understand this is an application and not a permit, and that work conducted prior to approval is a violation. I understand that this application and any permit issued pursuant thereto, does not relieve me of any obligation for obtaining any other required federal, state, or local permits prior to commencement of construction. I understand that knowingly making any false statements or representation in this application may be a violation of Article IX, Dock Construction Ordinance.

Name of Applicant: JOHN JENNINGS
Signature of Applicant/Agent [Handwritten Signature] Date: 6/13/24
Corporate Title (if applicable): N/A



AFFECTED ADJACENT PROPERTY OWNER
LETTER OF NO OBJECTION
TO BOAT DOCK SIDE-SETBACK WAIVER REQUEST

Pursuant to Section 15-350, a waiver from the minimum side setback may be granted by the environmental protection officer if it is determined there is no negative impact to the environment and a notarized letter of no objection to the waiver is received from the shoreline property owner abutting the applicant's property line affected by the reduced side setback request. The required setbacks are as follows:

Section 15-343(a) states: "Private docks on lots or parcels having a shoreline frontage of one hundred (100) feet or less, including designated mooring areas, must have a minimum side setback of ten (10) feet from any property line or projected property line."

Section 15-343(b) states: "Private docks on lots or parcels having a shoreline frontage of greater than one hundred (100) feet, including designated mooring areas, must have a minimum side setback of fifteen (15) feet from any property line or projected property line."

Section 15-344(a) states: "Semi-private and public docks, including designated mooring areas, must have a minimum side setback of twenty-five (25) feet from any property line or projected property line."

To submit this form, the information below is to be completed by the affected adjacent property owner and notarized as required by Section 15-350, Orange County Code.

I, MARTIN L. PAGE, a legal property owner of property located at 8417 SAND LAKE SHORES CT
(Adjacent Property Owner Name) (Address)
have reviewed the dock construction plans dated 6/14/24 for the property located at
8425 SAND LAKE SHORES CT, and have no objections.

The dock construction plans include a side setback waiver request of 12' 2" feet, in lieu of the minimum setback distance required by Code.

Martin L Page
(Signature - Adjacent Affected Property Owner) 14 JUNE 2024
(Date)
MARTIN L. PAGE
(Print Name - Adjacent Affected Property Owner)

ACKNOWLEDGEMENT:

STATE OF FLORIDA
COUNTY OF Orange

The foregoing instrument was acknowledged before me this 06/14 day of 2024 by Cristiane Jennings

(Notary seal)

[Signature]
(Signature of Notary Public - State of Florida)



Personally Known OR Produced Identification

Type of Identification Produced Florida Drivers License





Environmental Protection Division

**AFTER-THE-FACT DOCK
CONSTRUCTION PERMIT**

Permit No: 08-098

Date Issued: May 8, 2009

Date Expires: May 8, 2010

A Permit Authorizing:

This permit is for the construction of a dock not to exceed the measurements identified on the Environmental Protection Division (EPD) stamp on the plans dated as received by EPD on November 7, 2008. This permit is issued pursuant to Orange County Code, Chapter 15, Article IX, Construction of Dock Ordinance of Orange County and is subject to the Permit Conditions provided on the following pages:

Activity Location:

8425 Sand Lake Shores Court
Orlando, Florida 32836
Section 03, Township 24 South, Range 28 East
Application #: 08-098
Orange County Commission District: 1

Permittee / Authorized Entity:

John Jennings
8425 Sand Lake Shores Court
Orlando, Florida 32836

Orange County Environmental Protection Division
800 Mercy Drive, Suite 4
Orlando, Florida 32808-7896.
407-836-1400 / Fax: 407-836-1499
www.OrangeCountyFL.net

As the permit holder, you are responsible to ensure that all the conditions are met. If you are using a contractor to construct the dock, you are **BOTH** responsible for meeting the conditions of your permit. If you fail to meet any of the conditions, you and/or your contractor may be subject to penalties

Approval of this permit is subject to the following conditions:

Specific Conditions:

1. Minimum height of the deck must be 1 foot above the Normal High Water Elevation (NHWE) of 90.0 feet above mean sea level for Big Sand Lake. Maximum height of the roof shall be no higher than 12 feet above the floor elevation.
2. The dock must be constructed as per the plans dated as received by EPD on November 7, 2008.
3. An as-built survey of the completed dock is required to ensure compliance (see General Condition #22). If it is determined from the as-built survey that an access walkway greater than 5 feet occurs below the NHWE, a variance may be required.

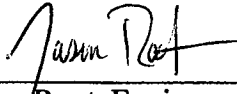
General Conditions:

4. The permittee is hereby authorized to perform or cause to be performed, the impacts shown on the application and approved drawings, plans, and other documents enclosed hereto or on file with EPD. The permittee binds itself and its successors to comply with the provisions and conditions of this permit. If EPD determines at any time that activities are not in accordance with the conditions of the permit, work shall cease and the permit may be revoked.
5. At least 48 hours prior to commencement of activity authorized by this permit, the permittee shall submit to EPD, a "Construction Notice" (form CN-001-04) indicating the actual start date and expected completion date.
6. Prior to construction, the permittee must clearly designate the limits of construction on-site. The permittee must advise the contractor that any work outside the limits of construction, including clearing, may be a violation of this permit.
7. The permittee must require the contractor to maintain a copy of this permit, complete with all approved drawings, plans, conditions, attachments, exhibits, and modifications in good condition at the construction site. The permittee must require the contractor to review the permit prior to commencement of the activity authorized by this permit. The complete permit must be available upon request by Orange County staff.
8. Issuance of this permit does not warrant in any way that the permittee has riparian or property rights to construct any structure permitted herein and any such construction is done at the sole risk of the permittee. In the event that any part of the structure(s) permitted herein is determined by a final adjudication issued by a court of competent jurisdiction to encroach on or interfere with adjacent property owner's riparian or other property rights, permittee agrees to either obtain written consent or to remove the offending structure from the affected owner or to remove the interference or encroachment within sixty days from the date of the adjudication. Failure to comply shall constitute a material breach of this permit and shall be grounds for its immediate termination.

9. This permit does not release the permittee from complying with all other Federal, State, and Local rules and regulations. If these permit conditions conflict with those of any other regulatory agency the permittee must comply with the most stringent conditions.
10. Should any other regulatory agency require changes to the permitted system, the permittee shall provide written notification to EPD of the change prior to implementation so that a determination can be made whether a permit modification is required.
11. EPD must have final construction plan approval to ensure that no modification has been made during the construction plan process.
12. The permittee shall immediately notify EPD, in writing, of any previously submitted information that is later discovered to be inaccurate.
13. The permittee shall notify EPD, in writing, within thirty days of any sale, conveyance, or other transfer of ownership or control of the permitted system or the real property at which the permitted system is located. The permittee shall remain liable for any corrective actions that may be required as a result of any permit violations until the permit is legally transferred.
14. EPD staff, with proper identification, shall have permission to enter, inspect, sample and test the system to ensure conformity with the plans and specifications approved by the permit at any reasonable time.
15. The permittee shall hold and save the County harmless from any and all damages, claims or liabilities, which may arise by reason of the activities authorized by the permit.
16. No failure or successive failures, on the part of EPD to enforce any portion of this permit shall impair the right of EPD to enforce the same in the event of subsequent breach.
17. All costs, including attorney's fees, incurred by the County in enforcing the terms and conditions of this permit may be required to be paid by the permittee. The Environmental Protection Officer shall make this determination.
18. Permittee agrees that any dispute arising from matters relating to this permit shall be governed by the laws of Florida, and initiated only in Orange County.
19. Turbidity and sediments must be controlled to prevent violations of water quality pursuant to Rule 62-302.500, 62-302.530(70) and 62-4.242 Florida Administrative Code (FAC). Best Management Practices, as specified in the *Florida Stormwater, Erosion, and Sedimentation Control Inspector's Manual*, shall be installed and maintained at all locations where the possibility of transferring suspended solids into wetlands and/or surface waters due to the permitted activity. If site-specific conditions require additional measures, then the permittee shall implement them as necessary to prevent adverse impacts to wetlands and/or surface waters.
20. The existing ambient water quality within Outstanding Florida Waters shall not be lowered as a result of the proposed activity, except as authorized by the Florida Department of Environmental Protection (FDEP) under Rule 62-4.242(2) FAC.
21. All excess lumber, scrap wood, trash, garbage, etc shall be removed from the project area and/or surface waters immediately.

22. The permittee shall restore any unauthorized wetland and/or littoral zone impacts within thirty days of completion of the project. The restoration will be done to the satisfaction of EPD.
23. The permit holder and/or designated agent must submit a notice of completion to the EPD within thirty days of completion of the construction or repair of the permitted structure so that a compliance check may be performed by EPD staff. The permit holder and/or designated agent must provide as-built drawings on a final survey, signed and sealed by an appropriate professional licensed by the State of Florida, with the notice of completion. The signed and sealed as-built survey shall consist of an aerial view and a side view of dock structure as well as any other information required to demonstrate compliance with the permitted structure. The following items must be included on the survey:
- North arrow;
 - Name of water body;
 - Reference point;
 - Setback distance from all portions of the boat dock;
 - Floor elevation (measured from the Normal High Water Elevation (NHWE));
 - Roof elevation (measured from the top of the floor to the top of the roof);
 - Length of dock below the NHWE;
 - Access walkway width;
 - NHWE;
 - Conservation easements, wetlands, buffers, berm and swale/drainage easements;
 - Floor elevation of the dock through easements, wetlands or buffers.
 - Complete dimensions of the terminal platform.
24. A walkway with a minimum of 3-foot elevation must be built through any conservation easement and/or wetland. Please be advised that the FDEP or the appropriate Water Management District may have additional height requirements. Please contact the appropriate agency for information regarding additional walkway height requirements.
25. The dock must be constructed within the access corridor according to Chapter 15, Article VII. No access corridor is allowed through any conservation area and/or easement.
26. The structure and its use shall not significantly impede navigability in the waterbody.
27. There shall be no dredging or filling associated with construction of the structure(s) authorized herein, other than that required for installation of structural pilings.
28. A copy of this permit, along with EPD stamped, approved drawings should be taken to the Zoning Division for approval in order to obtain a building permit.
29. A certified site plan will be required to obtain a building permit. For further information, please contact the Zoning Division at (407) 836-5525 or the Division of Building Safety at (407) 836-5550.

Authorized for the Orange County Environmental Protection Division by:



Jason Root, Environmental Specialist II



Lori Cunniff, Environmental Protection Officer

JR/NT/ERJ/LC:rb

Enclosure(s): "Construction Notice" (form CN-001-04)

c: Lisa Prather, Florida Department of Environmental Protection



Construction Notice

- BEGINNING OF CONSTRUCTION
- COMPLETION OF CONSTRUCTION

Mail to: Orange County Environmental Protection Division
800 Mercy Drive, Suite 4
Orlando, FL 32808-7896
Or Fax to: 407-836-1499, Attn: Elizabeth R. Johnson,
Environmental Supervisor

Permit Number and Name: 08-098 Jennings

Permit Type: Dock Construction

Contractor Name and Address: _____

Approximate Starting date: _____

Approximate Completion Date: _____

Remarks or any additional information:

I certify I am the permittee / Authorized Entity of the above permit issued by the Orange County Environmental Protection Division and in accordance with the terms of such permit will begin or have completed the actual construction of the work described in the permit.

Signature of Permittee: _____

Printed name of Permittee: _____

Date: _____

- ① NORTH ↑, SCALE 1"=30'
- ② BIG SAND LAKE
- ③ SHORELINE TO PLANTER WALL 59'-8"
- ④ 14' EAST / 18' WEST
- ⑤ FLOATING DOCK 16" ± ABOVE WATER
- ⑥ 4' ± WATER DEPTH AT DOCK
- ⑦ LENGTH OF DOCK 57' LONG FROM
- ⑧ ELE 90' NHWE
- ⑨ N/A
- ⑩ NONE
- ⑪ (3) THREE PVC 6" Ø MOORING PLINGS
- ⑫ N/A
- ⑬ N/A

FLOATING 374ci PLATFORM 16" ABOVE WATER LEVEL

