



To: Mayor Demings, Commissioner Vanderley, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Siplin

From: Commissioner Emily Bonilla

Date: February 10, 2020

Subject: Hardship Waiver of Fee imposed pursuant to Orange County Code 5-32

I have requested this fee waiver on behalf of my constituent, Andres Gaviria. Mr. Gaviria and his family contacted my office in December 2019 when they received notice from animal services that they might lose their dog Harley for failure to pay the required annual registration fee of \$515.00 under Orange County Code 5-32.

Hardship waivers should be used sparingly and in situations that are unique or to prevent injustice. Hardship waivers, though used sparingly, are within this board's discretion. Prior waivers have been granted. For example, on May 20, 2019, this board has granted a waiver for District 1 in regards to a variance application. District 6 was granted a waiver on Sept. 6, 2018, for a code enforcement issue. On October 31, 2018, District 5 was also granted a fee waiver in regards to a lot split. I have included copies of these waiver for each of you.

In regards to the current hardship waiver request, you all heard the family's story in January and Andres spoke here again during Public comment. He fell behind in his payments after experiencing financial hardship. His mother was very ill. For privacy purposes, the family has decided not to disclose the nature of the illness, but it caused her to be unable to assist in the household bills as she had before. Andres took time off work to assist her. Moreover, as his mother stated in January's board meeting, Harley was a large part of her healing—offering her love and affection during her time of illness.

When Andres fell behind in the registration fee, he got another citation for an additional \$265.00. for failure to pay the registration fee. Andres's now owes \$780.00 that he cannot afford. If he does not get this waiver, he will continue to incur fees, and ultimately stands to

lose his beloved pet. Arguably, this situation is of more importance than prior hardship waiver that have been granted, as this is a case of life or death for this animal. Therefore, we respectfully request this board consider waiving the fees associated with this family and their dog Harley.

Strassner, Melissa T

From: Martinez, Yolanda G (Health Services Director)
Sent: Monday, February 10, 2020 8:05 PM
To: Bonilla, Emily (Commissioner); Banks, Danny; Strassner, Melissa T
Cc: Goodrich, John
Subject: Re: HARLY
Attachments: Copy of Dangerous Dog Renewal Fee Information.pdf

Good evening Commissioner Bonilla

Per your request, please see attached document.

Please let me know if you have any questions.

Mr. Gaviria paid the following amounts over the last 5 years:

2014 - \$1241.00

2015 - \$515.00

2016 - \$515.00

2017 - \$515.00

2018 - \$515.00

2019 - Owes \$515.00

Yolanda G. Martínez, EdPhD., PhD.

Director, Health Services Department

Orange County Government

2002-A East Michigan Street

Orlando, Florida 32806


(P)407-836-7611 (F)407-836-7634

Email: Yolanda.Martinez3@ocfl.net



May 20, 2019

TO: Mayor Jerry Demings
AND
Board of County Commissioners

FROM: Commissioner Betsy Vanderley, District 1 

SUBJECT: Commissioner's Report – Variance Application
Fee Waiver

On June 4, 2019, I would like to discuss a request from one of my constituents, Rick Keppler, to waive an application fee for a Variance request. Mr. Keppler purchased his home in 2001 with a pre-existing fence. The fence is 6 ft. and is out of compliance as it exceeds the maximum 4ft. height in the required 25 ft. front yard.

After a complaint was submitted by a neighbor, Mr. Keppler was cited by Code Enforcement in February of this year for a fence erected without a permit and not meeting development standards. He submitted a fence permit application after receiving the citation, but was denied because the fence was out of compliance. He would be required to obtain a Variance in order to keep his fence.

Even though the fence pre-dates Mr. Keppler's 2001 purchase of his home, he is willing to go through the Variance process. However, the Kepplers are experiencing severe financial hardship due the medical expenses for his wife's on-going cancer treatments. In light of the fiscal and emotional burden they are bearing in their battle against cancer, I believe this situation warrants consideration of Orange County waiving the fees associated with the Variance request process. Thank you for your thoughtful consideration of this request.

Cc: Byron Brooks, County Administrator
Jennifer Moreau, Assistant Zoning Division Manager

COMMISSIONER BETSY VANDERLEY, DISTRICT 1

201 South Rosalind Avenue • Reply To: Post Office Box 1393 • Orlando, Florida 32808-1393
Telephone: 407-836-7312 • Fax: 407-836-5879
District1@ocfl.net



To: Mayor Teresa Jacobs
From: Commissioner Victoria P. Siplin, District 6
Date: September 6, 2018
Re: Waiver of Application Fee for Variance

A handwritten signature in black ink, appearing to read "Victoria P. Siplin".

I would like to discuss a request from one of my constituents, George Tiedemann, to waive an application fee for a Variance during the October 02, 2018 Board of County Commissioners meeting. Mr. Tiedemann has resided at his property for over twenty-seven years and has parked his small RV there since 1993; Mr. Tiedemann wasn't informed of code violations until 2012 and again in 2017. Previously, in 1990 Mr. Tiedemann had a boat on the property but was never fined by Code Enforcement. Currently, the RV's location on the premises exceeds the front setback by ten feet and has a vegetative buffer. Despite exceeding the setback, the RV does not block the road or view from the road. Neighbors on adjacent properties signed a petition stating that they do not have any objection to the RV being parked on the side lot of Mr. Tiedemann's property and are in agreement to an exception being granted on behalf of Mr. Tiedemann. Mr. Tiedemann approached my office at staff's recommendation to seek a waiver of application fees for a Variance due to financial hardship and previous code violations. In addition, I have included the petition along with this request memo. A variance would address the ten foot difference between the current setback and requirements set forth in the county code.

Furthermore, Mr. Tiedemann made previous attempts to make adjustments to his property. However, these adjustments were not feasible to due to cost restraints. Moving the side lot/ backyard vegetation, pavers and leveling the yard will cost a minimum of \$10,000. As a retiree, Mr. Tiedemann's only income is social security which will not afford him the opportunity to make a \$10,000 adjustment on his property or pay the required variance fee of \$630. Also, storing the RV offsite would cost an additional \$150-200 monthly. By storing the RV onsite Mr. Tiedemann is able to maintain costs. Thank you for your consideration of this request. I look forward to a discussion of this fee waiver request at the next meeting of the Board of County Commissioners.

Cc: Board of County Commissioners
Ajit M. Lalchandani, County Administrator
Randy Singh, Assistant County Administrator
Jim Harrison, Assistant County Administrator
Jon Weiss, Community, Environmental and Development Services Director

COMMISSIONER VICTORIA P. SIPLIN, DISTRICT 6

201 South Rosalind Avenue, 5th Floor • Reply To: Post Office Box 1393 • Orlando, Florida 32802-1393
407-836-5860 • Fax 407-836-5879

NEIGHBORHOOD PETITION

TO: Orange County, FL
Planing & Zoning

FR: Good Homes Road

RE: 1925 Good Homes Road

Greetings:

We are all immediate neighbors of George Tiedemann, 1925 Good Homes Road, Orlando, FL 32818.

It is our understanding that Mr. Tiedemann is in violation of a County Code for unobtrusively parking his small R.V. on the side of his home. It has been there for many years with no objections and on occasion can even supply electricity (generator) should we have a power failure.

As neighbors, we have absolutely no problem with this R.V. being parked where it is. It does not block vision, actually looks good and is very well maintained. Mr. Tiedemann, is a senior citizen with health issues, but because of the R.V.'s location, we as neighbors, and he, are able to maintain it. He uses it frequently, it is a joy in his life. A remote location is a detriment.

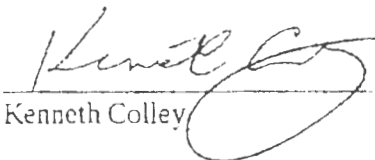
We urge Planning and Zoning to issue whatever exception permit is necessary for this R.V. to remain stored, where it is, on his premise.

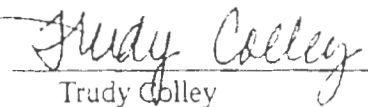
Thank you,


Ameer Rahamatali


Khameeza Rahamatali

2101 Good Homes Road


Kenneth Colley


Trudy Colley

2117 Good Homes Road


Lori Erickson

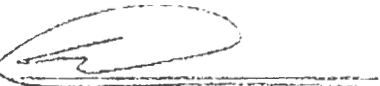

Erin Crossley

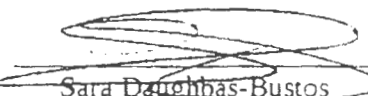
2209 Good Homes Road


Matthew Kelley


Maria M. Kelley

2009 Good Homes Road


Robert Bustos


Sara Daughas-Bustos

2001 Good Homes Road



To: Mayor Teresa Jacobs
-AND-
Board of County Commissioners

From: Commissioner Emily Bonilla, District 5

Date: October 31, 2018

Subject: Commissioner's Report – Comprehensive Plan Fee Waiver and Lot Split Fee Waiver Request

It has come to my attention that Mrs. Majorie Doyle, a constituent in District 5, is enduring a hardship due to administrative issue in Orange County's Comprehensive Plan. Mrs. Doyle recently attempted to sell her property, however due to an inconsistency between the zoning and the comprehensive plan, she is not allowed to finalize the transaction. The property is located at 10063 E. Colonial Drive, and the owner owns the lot directly behind it, 10116 Union Park Drive, which is zoned both R-1 and C-1. She has already rezoned part of the residential lot to commercial back in the 1980's. In order to complete the transaction, the Future Land Use Map will need to cover the rear 100 feet, which encompasses the parking lot, so that it belongs to 10063 E. Colonial instead of the residential home at 10116 Union Park Drive, behind it.

Additionally, I would also like to discuss potentially waiving the Lot Split Fee in order to separate the two distinct properties from one another, 10063 E. Colonial Drive and 10116 Union Park Drive, respectively.

These waivers will allow Mrs. Doyle, a 90-year widow, to move forward into retirement. I look forward to our discussion on these items on November 13th, 2018, so that Mrs. Doyle will be allowed to process her comprehensive map change during the upcoming 2019 small scale cycle.

Respectfully,

Commissioner Emily Bonilla, District 5

Cc: Ajit Lalchandani, County Administrator
Chris Testerman, Assistant County Administrator
Jon Weiss, Director, Community, Environmental, and Development Services
Alberto Vargas, Manager, Planning Division
Carol Knox, Manager, Zoning Division
Gregory Golgowski, Chief Planner, Planning Division
Cheryl Gillespie, Supervisor, Agenda Development

COMMISSIONER EMILY BONILLA, DISTRICT 5
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DANGEROUS DOG REGISTRATION RENEWAL COST BACKUP

PROCESS	JOB CODE	JOB TITLE	MINUTES	RATE PER MINUTE	TOTAL
Call dispatched to Officer	8805	Dispatcher	3	0.39	\$1.17
Animal Services Officer completes paperwork	2030	Animal Services Officer	30	0.52	\$15.60
Paperwork processed by Animal Services Specialist	2040	Animal Services Specialist	15	0.39	\$5.85
Paperwork reviewed by Dangerous Dog Coordinator	2038	Animal Services Program Coordinator	15	0.52	\$7.80
Paperwork completed and sent to owner	2038	Animal Services Program Coordinator	30	0.52	\$15.60
Animal Services Specialist completes paperwork and filing	2040	Animal Services Specialist	5	0.39	\$1.95
Inspection of kenneling facilities for Dangerous Dog	2030	Animal Services Officer	120	0.52	\$62.40
Citizen pays for certificate	2040	Animal Services Specialist	5	0.39	\$1.95
Receipt issues for fees	2040	Animal Services Specialist	2	0.39	\$0.78

Total Cost: \$113.10