





Interoffice Memorandum

**AGENDA ITEM**

April 12, 2021

TO: Mayor Jerry L. Demings  
-AND-  
County Commissioners

FROM: Jon V. Weiss, P.E., Director   
Planning, Environmental, and Development  
Services Department

CONTACT PERSON: **David D. Jones, P.E., CEP, Manager**   
**Environmental Protection Division**  
**(407) 836-1406**

SUBJECT: May 18, 2021 — Consent Item  
Environmental Protection Commission Recommendation for  
Request for Waiver for Jay and Brittany Pitman Dock  
Construction Permit BD-21-01-000

The applicants, Jay and Brittany Pitman, are requesting approval of a waiver to Orange County Code (Code), Chapter 15, Article IX, Section 15-342(b) (terminal platform size). The project site is located at 7657 Green Mountain Way, Winter Garden, 34787. The Parcel ID number is 28-23-27-8318-11-170. The subject property is located on Lake Hancock in District 1.

On January 4, 2021, the Environmental Protection Division (EPD) received an Application to Construct a Dock at the subject property. Included with the application was an Application for Waiver to Section 15-342(b) to increase the terminal platform size from 651 to 878 square feet.

Notification of the waiver request was sent to all shoreline property owners within a 300-foot radius of the property. No objections were received.

Staff evaluated the waiver request for compliance with the criteria for approval. The recommendation of the Environmental Protection Officer (EPO) was to approve the request for waiver to Section 15-342(b) (terminal platform size) based on a finding that the applicant demonstrated there will be no negative effect on the abutting shoreline owners pursuant to Section 15-350(a)(2)(2), as no objections were received. Additionally, pursuant to Section 15-350(a)(2)(1), negative effects to the environment due to shading impacts from the excess terminal platform size will be offset through a mitigation payment of \$500 to the Conservation Trust Fund (CTF).

Based upon evidence and testimony presented at the March 31, 2021 Environmental Protection Commission (EPC) public hearing, the EPC unanimously voted to accept the findings and recommendation of the EPO and made a recommendation to approve the request for waiver to Section 15-342(b) to allow an increase in terminal platform size from 651 to 878 square feet with the condition that the applicant pay \$500 to the CTF as mitigation within 60 days of the decision of the Board.

**ACTION REQUESTED:**            **Acceptance of the findings and recommendation of the Environmental Protection Commission and approval of the request for waiver to Orange County Code, Chapter 15, Article IX, Section 15-342(b) to increase the maximum allowable terminal platform size from 651 to 878 square feet with a payment of \$500 to the Conservation Trust Fund within 60 days of the decision of the Board for the Jay and Brittany Pitman Dock Construction Permit BD-21-01-000. District 1**

JWW/DDJ: mg

Attachments

# Dock Construction Application for Waiver



**Dock Construction  
Application for Waiver  
BD-21-01-000  
District #1**

**Applicant:** Jay and Brittany Pitman  
**Address:** 7657 Green Mountain Way

**Parcel ID:** 28-23-27-8318-11-170

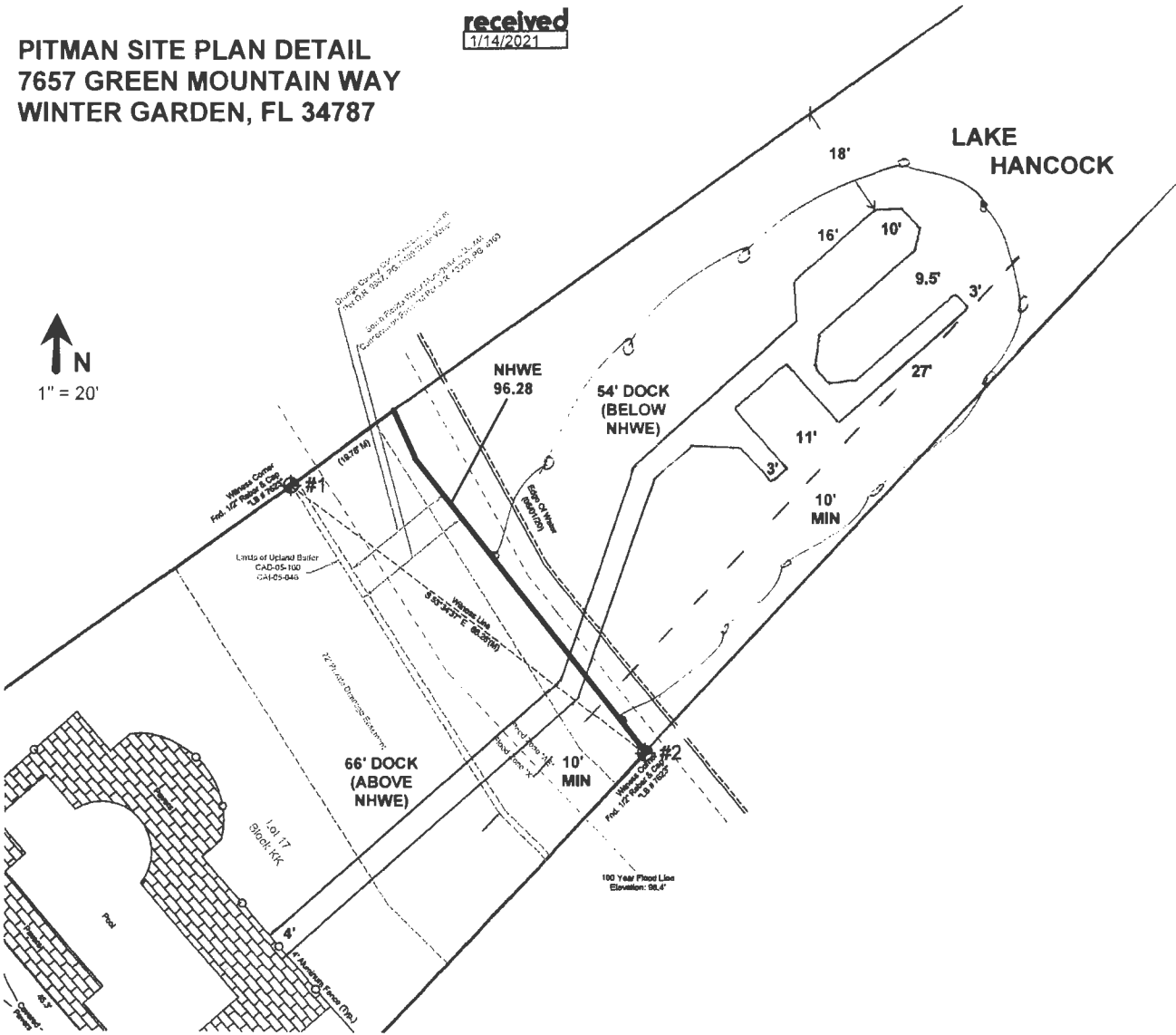
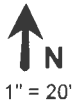
**Project Site** 

**Property Location** 



**PITMAN SITE PLAN DETAIL**  
**7657 GREEN MOUNTAIN WAY**  
**WINTER GARDEN, FL 34787**

**received**  
1/14/2021





**ENVIRONMENTAL PROTECTION DIVISION**

**David D. Jones, P.E., CEP, Manager**

3165 McCrory Place, Suite 200

Orlando, FL 32803

407-836-1400 • Fax 407-836-1499

www.ocfl.net

**ORANGE COUNTY  
ENVIRONMENTAL PROTECTION COMMISSION  
March 31, 2021**

ENVIRONMENTAL  
PROTECTION  
COMMISSION

Mark Ausley  
*Chairman*

Oscar Anderson  
*Vice Chairman*

Flormari Blackburn

Billy Butterfield

Mark Corbett

Elaine Imbruglia

Vacancy - Regulated  
Business or  
Municipality

Project Name: Jay and Brittany Pitman

Permit Application Number: BD-21-01-000

Location/Address: 7657 Green Mountain Way, Winter Garden

**RECOMMENDATION:**

**Accept the findings and recommendations of the Environmental Protection Officer, and make a finding that the waiver request is consistent with Orange County Code, Chapter 15, Article IX, Section 15-350(a)(2) and recommend approval of the request for waiver to Section 15-342(b) to increase the maximum allowable terminal platform size from 651 to 878 square feet with a payment of \$500 to the Conservation Trust Fund within 60 days of the decision of the Board of County Commissioners for the Jay and Brittany Pitman Dock Construction Permit BD-21-01-000. District 1**

EPC AGREES WITH THE ACTION REQUESTED, AS PRESENTED

EPC DISAGREES WITH THE ACTION REQUESTED, AS PRESENTED AND HAS MADE THE FOLLOWING RECOMMENDATION:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature of EPC Chairman: Mark Ausley

DATE EPC RECOMMENDATION RENDERED: 3-31-21