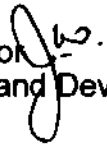





Interoffice Memorandum

July 24, 2020

TO: Mayor Jerry L. Demings
-AND-
Board of 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: September 1, 2020 – Public Hearing
Shoreline Alteration/Dredge and Fill Permit Application for
Coburn Mikacich (SADF-20-07-015)

Mr. Coburn Mikacich (applicant) is requesting a Shoreline Alteration/Dredge and Fill Permit (SADF) to construct a natural stone seawall along the shoreline of Lake Holden, located at 907 Springwood Drive, Orlando, FL 32839. The Parcel ID for the site is 11-23-29-9592-04-030. The subject property is located in District 3.

The applicant proposes to construct a new, natural stone seawall measuring approximately 85 linear feet at the Normal High Water Elevation of Lake Holden. The seawall will be constructed of Florida flagstone and will connect to existing seawalls on both sides. Based on prior Board direction, riprap and plantings are normally required for new seawalls and replacement seawalls. In this case, riprap and plantings are not being required for the following reasons:

- In lieu of a vertical seawall, the applicant will be utilizing natural stone, stacked at a 2:1 slope and therefore will act as riprap.
- Due to the abundance of existing aquatic vegetation along the shoreline, additional plantings are not being required.

In accordance with Orange County Code, Chapter 15, Article VI, Section 15-218(d), notification of the public hearing was sent to property owners within 500 feet of the project site. The Environmental Protection Division (EPD) has received no objections to the request.

Pursuant to Orange County Code, Chapter 15, Article VI, EPD staff has evaluated the proposed SADF application and required documents and has made a finding that the request is consistent with Section 15-218.

Staff Recommendation

Approval of the SADF Permit, subject to the following conditions:

Specific Conditions:

1. This permit shall become final and effective upon expiration of the 30 calendar-day appeal period following the date of issuance, unless an appeal has been filed within this timeframe. Any appeal shall stay the effective date of this permit until all appeals are resolved.
2. Construction activities shall be completed in accordance with the engineered plans submitted by Ms. Sheila Cichra and received by the Environmental Protection Division (EPD) on July 17, 2020. The permitted activity must be commenced within six months and completed within one year from the date of issuance of the permit. In the event that the project has not commenced within six months or been completed within one year, this permit may be revoked.
3. No filling is authorized except in the actual construction of the seawall.
4. Any permit extensions for the activities authorized herein may be approved by way of Consent Agenda if there are no changes.

General Conditions:

5. Subject to the terms and conditions herein, the permittee is hereby authorized to perform or cause to be performed, the impacts shown on the application and the approved drawings, plans, and other documents attached hereto or on file with EPD.
6. The permittee binds themselves and their 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 immediately by the Environmental Protection Officer. Notice of the revocation shall be provided to the permit holder and/or agent promptly thereafter.
7. A copy of this permit, along with EPD stamped and approved drawings, should be taken to the Orange County Zoning Division (OCZD) at 201 South Rosalind Avenue for approval. For further information, please contact the OCZD at (407) 836-5525.
8. After approval by the OCZD, the certified site plans will need to be reviewed by the Orange County Building Safety Division (OCBSD) in order to obtain a building permit. For further information, please contact the OCBSD at (407) 836-5550.
9. Prior to construction, the permittee shall clearly designate the limits of construction on-site. The permittee shall advise the contractor that any work outside the limits of construction, including clearing, may be a violation of this permit.
10. 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 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, the permittee agrees to either obtain written consent or remove the offending structure or encroachment within 60 days from the date of adjudication. Failure to comply shall constitute a material breach of this permit and shall be grounds for its immediate revocation.

11. This permit does not release the permittee from complying with all other federal, state, and local laws, ordinances, rules and regulations. Specifically, this permit does not eliminate the necessity to obtain any required federal, state, local and special district authorizations prior to the start of any activity approved by this permit. This permit does not convey to the permittee or create in the permittee any property rights, or any interest in real property, nor does it authorize any entrance upon or activities upon property which is not owned or controlled by the permittee, or convey any rights or privileges other than those specified in the permit and Chapter 15, Article VI of the Orange County Code.
12. If these permit conditions conflict with those of any other regulatory agency, the permittee shall comply with the most stringent conditions. The permittee shall immediately notify EPD of any conflict between the conditions of this permit and any other permit or approval.
13. The permittee is hereby advised that Section 253.77, Florida Statutes (FS), states that a person may not commence any excavation, construction, or other activity involving the use of sovereignty or other lands of the state, the title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund, without obtaining the required lease, license, easement or other form of consent authorizing the proposed use. Therefore, the permittee is responsible for obtaining any necessary authorizations from the Board of Trustees of the Internal Improvement Trust Fund prior to commencing activity on sovereignty lands or other state-owned lands.
14. Should any other regulatory agency require changes to the property or permitted activities, 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.
15. EPD shall have final construction plan approval to ensure that no modification has been made during the construction plan process.
16. The permittee shall immediately notify EPD in writing of any previously submitted information that is later discovered to be inaccurate.
17. EPD staff shall have permission to enter the site at any reasonable time to inspect the project for conformity with the plans and specifications approved by the permit.
18. The permittee shall hold and save the County harmless from all damages, claims or liabilities, which may arise because of the activities authorized by the permit.
19. All costs, including attorney's fees, incurred by the County in enforcing the terms and conditions of this permit shall be required to be paid by the permittee.
20. The 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.

21. Turbidity and sediments shall be controlled to prevent violations of water quality pursuant to Rules 62-302.500, 62-302.530(70) and 62-4.242 Florida Administrative Code. 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 may occur 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.
22. Pursuant to Section 125.022, FS, issuance of this permit by the County does not in any way create any rights on the part of the applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the County for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law.
23. Pursuant to Section 125.022, FS, the applicant shall obtain all other applicable state or federal permits before commencement of the activity authorized herein.

ACTION REQUESTED: **Acceptance of the findings and recommendation of the Environmental Protection Division staff and approval of Shoreline Alteration/Dredge and Fill Permit SADF-20-07-015 for Coburn Mikacich, subject to the conditions listed in the staff report. District 3**

DDJ/JW: mg

Attachments

Shoreline Alteration Dredge and Fill Permit Request




**Shoreline Alteration Dredge and Fill
Permit Application Request
SADF-20-07-015
District #3**

Applicant: Coburn Mikacich

Address: 907 Springwood Drive

Parcel ID: 11-23-29-9592-04-030

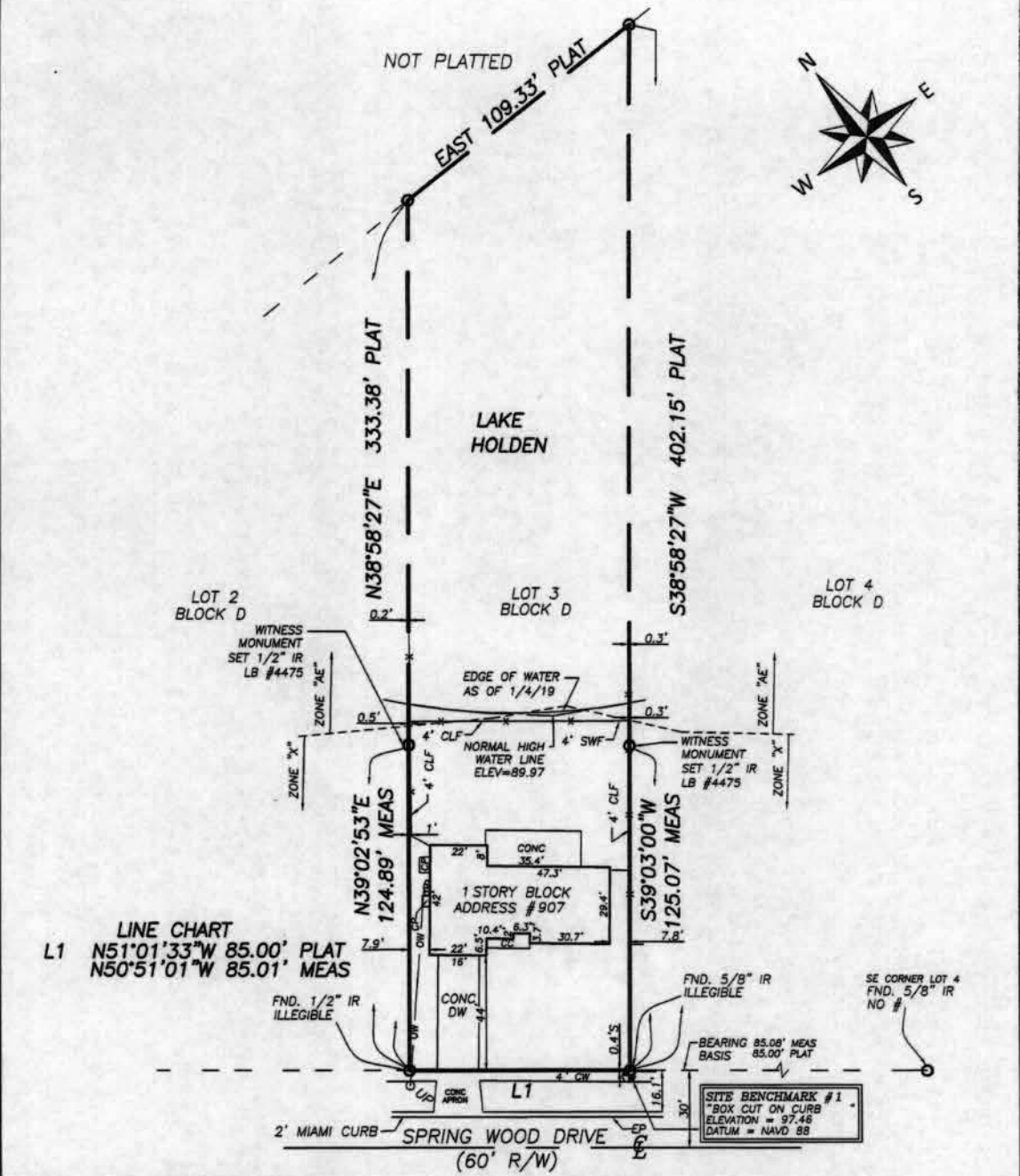
Project Site 

Property Location 



MAP OF SURVEY DESCRIPTION

LOT 3, BLOCK D, HOLDEN PARK, AS RECORDED IN PLAT BOOK Z, PAGE 127, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.



LINE CHART
L1 N51°01'33"W 85.00' PLAT
N50°51'01"W 85.01' MEAS

JOB #50386	REVISIONS	BOUNDARY SURVEY CERTIFIED TO: COBURN MIKACICH
CF# OCZ-127/LOT3BLKD	7/13/20 revised typo	
FIELD DATE: 1-4-19		
SCALE: 1" = 50'		
DRAWN BY: FAR IV / SNH		



ACCURIGHT SURVEYS
OF ORLANDO INC., LB 4475
2012 E. Robinson Street Orlando, Florida 32803
www.AccurightSurveys.net
ACCU@AccurightSurveys.net
PHONE: (407) 894-6314

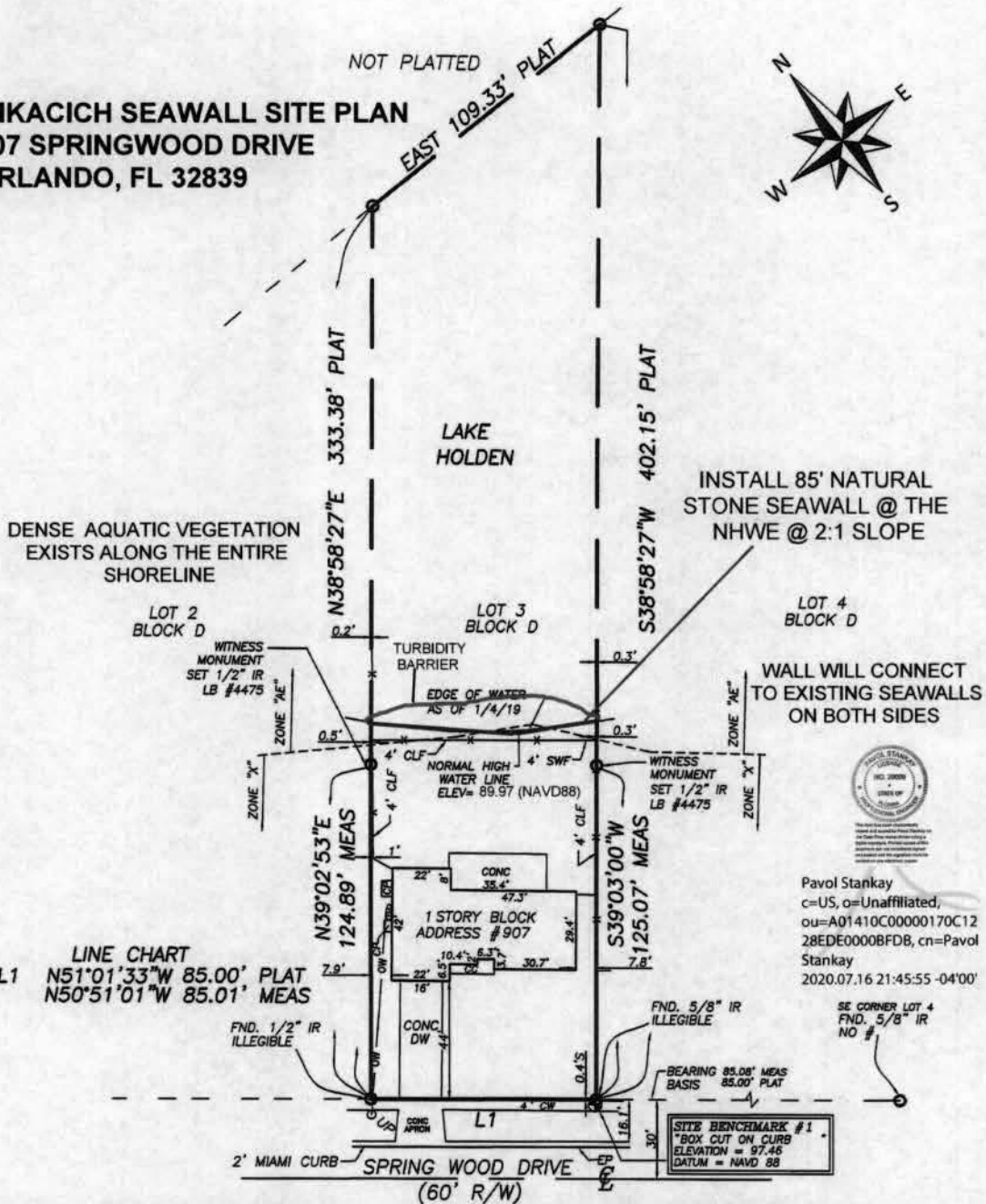
Ronald K. Smith 7/13/20
RONALD K. SMITH, PSM 5797
"NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND SEAL OF THIS FLORIDA LICENSED SURVEYOR AND MAPPER." OR THE DIGITAL SEAL APPEARING ON THIS DOCUMENT WAS AUTHORIZED BY RONALD K. SMITH, PSM 5797.

- NOTES:**
1. BEARING STRUCTURE BASED ON: NORTHERLY RIGHT-OF-WAY LINE OF SPRINGWOOD DRIVE PER PLAT, BEING N51°01'33"W.
 2. THIS BUILDING/LOT LIES IN ZONES "X & AE", BASED ON FLOOD INSURANCE RATE MAP NO. 12095CD410F, COMMUNITY NO. 120179, ORANGE COUNTY, FLORIDA, EFFECTIVE SEPTEMBER 25, 2009.
 3. THIS SURVEY REFLECTS ONLY MATTERS OF RECORD AS PROVIDED BY CLIENT.
 4. UNDERGROUND IMPROVEMENTS HAVE NOT BEEN LOCATED.
 5. BUILDING TIES SHOWN ON THIS SURVEY SHOULD NOT BE USED TO RECONSTRUCT PROPERTY LINES.
 6. THIS SURVEY IS VALID ONLY FOR THE PARTIES TO WHOM IT IS CERTIFIED.
 7. THIS SURVEY EXCEEDS THE ACCURACY REQUIREMENTS SET FORTH IN FLORIDA STATUTES.
 8. ELEVATIONS BASED ON ORANGE COUNTY BENCHMARK #C599002 HAVING AN ELEVATION OF 105.64' FEET, (NAVD 88).
 9. THE WATER BOUNDARIES SHOWN HEREON ARE SUBJECT TO CHANGE DUE TO NATURAL CAUSES AND MAY OR MAY NOT REPRESENT THE ACTUAL LOCATION OF THE LIMIT OF TITLE.

LEGEND	
TV	- CABLE TV RISER
CD	- CENTERLINE
CBW	- CLEAN OUT
CC	- CONCRETE BLOCK WALL
CC	- COVERED CONCRETE
CLF	- CHAIN LINK FENCE
CM	- CONCRETE MONUMENT
CONC	- CONCRETE
COVD	- COVERED
CP	- CONCRETE PAD
CW	- CONCRETE WALKWAY
CA	- CENTRAL ANGLE
D&M	- DESCRIBED & MEASURED
DE	- DRAINAGE EASEMENT
DESC	- DESCRIPTION
DM	- DOT MANHOLE
DOC#	- DOCUMENT #
DW	- DRIVEWAY
EP	- EDGE OF PAVEMENT
EB	- ELECTRIC BOX
EM	- ELECTRIC METER
EL	- ELEVATION
ESMT	- EASEMENT
FFE	- FINISHED FLOOR ELEVATION
SH	- FIRE HYDRANT
FIRM	- FLOOD INSURANCE RATE MAP
FND	- FOUND
Y	- GUY WIRE ANCHOR
IP	- IRON PIPE
IR	- IRON ROD
L	- ARC LENGTH
LB	- LICENSED BUSINESS
LP	- LIGHT POLE
LS	- LICENSED SURVEYOR
LSA	- LANDSCAPE AREA
MEAS	- MEASURED
MF	- METAL FENCE
NAVD	- NORTH AMERICAN VERTICAL DATUM
NOVD	- NATIONAL GEODETIC VERTICAL DATUM
N&D	- NAIL & DISK
OW	- OVERHEAD WIRE
ORB	- OFFICIAL RECORDS BOOK
P&M	- PLAT & MEASURED
PC	- PLAT BOOK
PG	- PAGE
PF	- PLASTIC FENCE
POB	- POINT OF BEGINNING
R	- RADIUS
R/W	- RIGHT OF WAY
SWF	- STOCK WIRE FENCE
TR	- TELEPHONE RISER
TR	- TRANSFORMER
TYP	- TYPICAL
UE	- UTILITY EASEMENT
UP	- UTILITY POLE
W	- WATER METER
WF	- WOOD FENCE
WS	- WOOD SHED

DESCRIPTION
 LOT 3, BLOCK D, HOLDEN PARK, AS RECORDED IN PLAT BOOK Z, PAGE 127, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

MIKACICH SEAWALL SITE PLAN
 907 SPRINGWOOD DRIVE
 ORLANDO, FL 32839



Pavol Stankay
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 ou=A01410C00000170C12
 28EDE000BFDB, cn=Pavol
 Stankay
 2020.07.16 21:45:55 -04'00'

JOB #50386
 CF# OCZ-127LOT3BLKD
 FIELD DATE: 1-4-19
 SCALE: 1" = 50'
 DRAWN BY: FAR IV / SNH

REVISIONS

BOUNDARY SURVEY CERTIFIED TO: COBURN MIKACICH

ACCURIGHT

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 OF ORLANDO INC., LB 4475
 2012 E. Robinson Street Orlando, Florida 32803
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 PHONE: (407) 894-6314

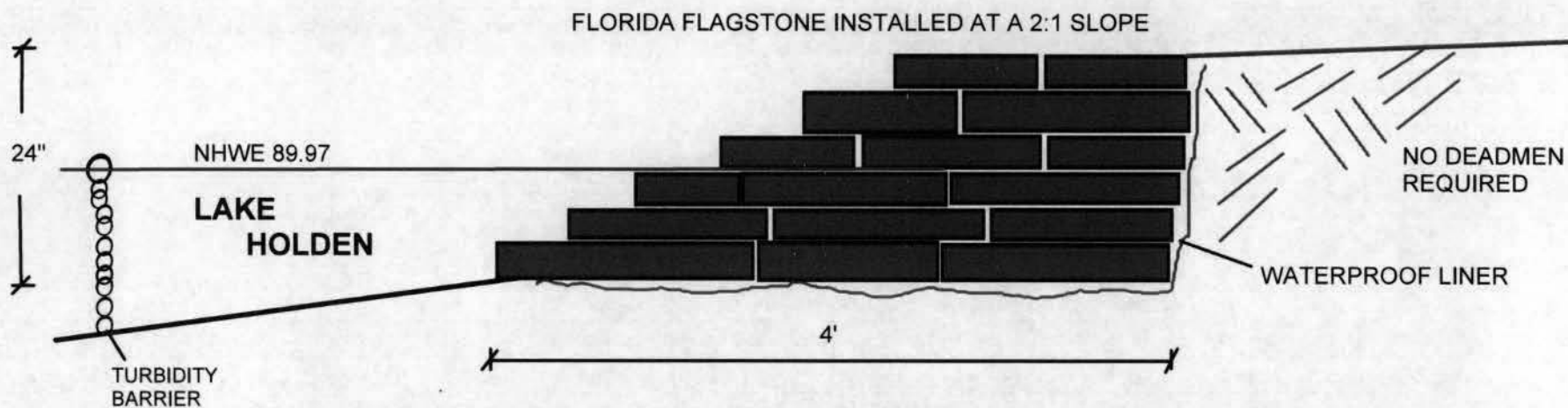
XXXXXXXXXXXXXXXXXXXX
RONALD K. SMITH, PSM 5797
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TYP - TYPICAL
UE - UTILITY EASEMENT
UP - UTILITY POLE
WM - WATER METER
WP - WOOD FENCE
WS - WOOD SHED

**MIKACICH SEAWALL CROSS SECTION
907 SPRINGWOOD DRIVE
ORLANDO, FL 32839**

**Pavol Stankay
PE # 29059
2227 Mercator Drive
Orlando, FL 32807
(407) 701-2145**



This item has been electronically signed and sealed by Pavol Stankay on the Date/Time stamp shown using a digital signature. Printed copies of this document are not considered signed and sealed and the signature must be verified on any electronic copies

Pavol Stankay
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ou=A01410C00000170C1
228EDE0000BFDB,
cn=Pavol Stankay
2020.07.16 21:47:02
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