



# Orange County Government

Orange County  
Administration Center  
201 S Rosalind Ave.  
Orlando, FL 32802-1393

## Decision Letter

### Board of County Commissioners

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Tuesday, April 9, 2019

2:00 PM

County Commission Chambers

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**19-361**

Environmental Protection Commission Appeal

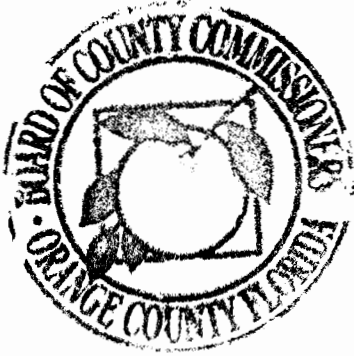
Michael Thompson, 5518 Isleworth Country Club Drive, appeal of the Environmental Protection Commission (EPC) recommendation of denial of a request for waiver (after-the-fact) to side setback, denial of a request for a variance (after-the-fact) to access walkway width, and denial of a request for variance (after-the-fact) to access walkway height for dock permit application, BD-16-02-016; District 1

**Consideration:** Appeal of the decision of the Environmental Protection Commission recommendation of denial of a request for waiver (after-the-fact) to side setback, denial of a request for variance (after-the-fact) to access walkway width, and denial of a request for variance (after-the-fact) to access walkway height for dock permit application #BD-16-02-016.

**Location:** District 1; property located at 5518 Isleworth County Club Drive, on Lake Butler; Orange County, Florida (legal property description on file in Environmental Protection Division)

A motion was made by Commissioner VanderLey, seconded by Commissioner Moore, to uphold the decision of the Environmental Protection Commission to approve the after-the-fact waiver to Section 15-342(b) (terminal platform size) with the condition the applicant pay \$870 to the Conservation Trust Fund (CTF) as mitigation for the additional shading impacts of the larger-than-allowed terminal platform; further, overturn the decision of the Environmental Protection Commission and approve the after-the-fact request for waiver to Section 15-343(b) (side setback); further, modify the decision of the Environmental Protection Commission to deny the after-the-fact variance to Section 15-342(c) (walkway width) and require the appellant to modify the bench area to be consistent with the permitted location within 60 days of the decision of the Board; further, uphold the decision of the Environmental Protection Commission to deny the after-the-fact variance to Section 15-342(c) (access walkway height) for the portion of the walkway landward of the Normal High Water Elevation (NHWE); and further, uphold the decision of the Environmental Protection Commission to approve the after-the-fact variance to Section 15-342(c) (access walkway height) for the portion of the walkway waterward of the Normal High Water Elevation (NHWE) with the condition the applicant pay additional mitigation to the CTF (to be determined by EPD) for the additional shading impacts. The motion carried by the following vote:

**Aye:** 7 - Mayor Demings, Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, Commissioner Bonilla, and Commissioner Siplin



THE FOREGOING DECISION HAS BEEN FILED WITH ME  
THIS 23RD DAY OF APRIL 2019.

*Katie Smeets*

DEPUTY CLERK  
BOARD OF COUNTY COMMISSIONERS  
ORANGE COUNTY, FLORIDA

*Note: This document constitutes the final decision of the Board of County Commissioners on this matter. If, upon the Board's subsequent review and approval of its minutes, an error affecting this final decision is discovered, a corrected final decision will be prepared, filed, and distributed.*

jk