



Interoffice Memorandum

AGENDA ITEM

December 29, 2016

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

FROM: Jon V. Weiss, P.E., Director *JW*
Community, Environmental and Development
Services Department

CONTACT PERSON: Lori Cunniff, CEP, CHMM, Deputy Director *D Weatherford* for
Community, Environmental and Development
Services Department
(407) 836-1405

SUBJECT: January 24, 2017 - Consent Item
Environmental Protection Commission Recommendation for a
Waiver Request for the Pirrie Dock Construction Permit BD-16-
09-092

On September 19, 2016, the Orange County Environmental Protection Division (EPD) received an Application to Construct a Dock for property owned by John and Lynne Pirrie, located at 9720 Carillon Park Drive, on Lake Tibet-Butler. Subsequently, on September 30, 2016, EPD received an Application for Waiver to Section 15-342(b) (terminal platform size).

The applicant has approximately 118 linear feet of shoreline; therefore, the maximum terminal platform size allowed by Code is 965 square feet. The applicant is requesting to construct a boat dock with a terminal platform size of 1,279 square feet. EPD received no objections to the waiver request, and the Applicant has agreed to offset the environmental impact associated with the larger terminal platform with a contribution of \$1,276 to the Conservation Trust Fund (CTF).

During the December 14, 2016 public hearing, the Environmental Protection Commission (EPC) voted to uphold the recommendation of the Environmental Protection Officer (EPO) and approve the request for waiver to Section 15-342(b) (terminal platform size), with the condition that the applicant pay \$1,276 to the CTF.

ACTION REQUESTED: Acceptance of Recommendation of the Environmental Protection Commission to uphold the Environmental Protection Officer's Recommendation of Approval of the request for Waiver to Orange County Code, Chapter 15, Article IX, Section 15-342(b), with the condition the applicant pay \$1,276 to the Conservation Trust Fund for the Pirrie Dock Construction Permit BD-16-09-092. District 1

JVW/LC: mg

Attachments



ENVIRONMENTAL
PROTECTION
COMMISSION

David Ward
Chairman

Jonathan Huels
Vice Chairman

Sally Atwell

Alex Preisser

Glenn Dunkelberger

Mark Corbett

Mark Ausley

ENVIRONMENTAL PROTECTION DIVISION
Lori Cunniff, CEP, CHMM, Deputy Director
Community, Environmental and Development Services Department
3165 McGroary Place, Suite 200
Orlando, FL 32803-3727
407-836-1400 • Fax 407-836-1499
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ORANGE COUNTY
ENVIRONMENTAL PROTECTION COMMISSION
December 14, 2016

PROJECT NAME: John and Lynne Pirrie Boat Dock
PERMIT APPLICATION NUMBER: BD-16-09-092
LOCATION/ADDRESS: 9720 Carillon Park Drive, Windermere, FL 34786

RECOMMENDATION:

PURSUANT TO ORANGE COUNTY CODE, CHAPTER 15, ARTICLE IX, SECTION 15-350(B), APPROVE THE REQUEST FOR WAIVER TO ORANGE COUNTY CODE, CHAPTER 15, ARTICLE IX, SECTION 15-342(b) (TERMINAL PLATFORM SIZE) WITH THE CONDITION THAT THE APPLICANT PAY \$1,276.00 TO THE CONSERVATION TRUST FUND.

☒ 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: _____

EPC RECOMMENDATION DATE: _____

12/14/16



**Interoffice Memorandum
Community, Environmental and Development Services Department**

December 14, 2016

TO: Environmental Protection Commission

FROM: Lori Cunniff, CEP, CHMM, Deputy Director
Community, Environmental and Development Services Department

SUBJECT: John and Lynne Pirrie Private Dock Waiver Request

Reason For Public Hearing

The applicants, John and Lynne Pirrie, are requesting a waiver to Section 15-342(b) (terminal platform size).

Location of Property/Legal Description

The project site is located at 9720 Carillon Park Drive within the Keene's Pointe Subdivision on Lake Tibet-Butler. The Parcel ID for the site is 29-23-28-4083-10-090. The subject property is located in Orange County Commission District 1.

Public Hearing Notifications

The applicant and agent were notified of the hearing on November 14, 2016.

Staff Findings

On September 19, 2016, the Environmental Protection Division (EPD) received an Application to Construct a Dock for the subject property. Pursuant to Orange County Code, Chapter 15, Article IX, Environmental Protection Division (EPD) staff has evaluated the proposed application and required documents.

Subsequently, on September 30, 2016, EPD received an Application for Waiver to Section 15-342(b) (terminal platform size).

Notifications for the waiver were sent to all shoreline property owners within 300 feet of the subject property on October 26, 2016. EPD has not received any objections to the proposed waiver.

Terminal Platform Waiver

Section 15-342 (b) states that the maximum square footage of the terminal platform shall not exceed the square footage of ten times the linear shoreline frontage for the first 75 feet of shoreline and five times the linear shoreline frontage for each foot in excess of 75 feet, not to exceed a maximum of 1,000 square feet.

The applicants have approximately 118 linear feet of shoreline; therefore, the allowed terminal platform size for the subject property is 965 square feet. The applicants are requesting a terminal platform size of 1,279 square feet.

Pursuant to Section 15-350(a)(2), "the applicant shall describe (1) how this waiver would not negatively impact the environment; and (2) the effect of the proposed waiver on abutting shoreline owners."

To address 15-350(a)(2)(1) The applicants have stated that *"I do not believe it would impact the environment. The majority of the walkway will be built 4 foot wide instead of 5 foot wide. The terminal platform will be built at a higher elevation than the minimum elevation."* EPD has not received any objections to the terminal platform size waiver request.

To address Section 15-350(a)(2)(2), the applicants have stated *"I do not believe there would be a hardship on the abutting property owners. The additional square footage would be added below their line of sight."* Furthermore, the proposed dock was evaluated using the Uniform Mitigation Assessment Method (UMAM) and the applicant has agreed to offset the environmental impact associated with the larger terminal platform size with a payment of \$1,276.00 to the Conservation Trust Fund (CTF).

Included as attachments with this staff report are location map, waiver requests, site plans, and photos.

Enforcement Action

There has been no enforcement action on this property.

Staff Recommendation

The recommendation of the Environmental Protection Officer (EPO) is to approve the request for waiver to Section 15-343(b) for the additional terminal platform size with the condition that the applicant pay \$1,276.00 to the CTF as mitigation for the adverse impacts to the environment associated with the larger than allowed terminal platform size.

<u>ACTION REQUESTED</u>	<u>PURSUANT TO ORANGE COUNTY CODE, CHAPTER 15, ARTICLE IX, SECTION 15-350(b), APPROVE THE REQUEST FOR WAIVER TO ORANGE COUNTY CODE, CHAPTER 15, ARTICLE IX, SECTION 15-342(b) (TERMINAL PLATFORM SIZE), WITH THE CONDITION THAT THE APPLICANT PAY \$1,276.00 TO THE CONSERVATION TRUST FUND, FOR THE PIRRIE BOAT DOCK CONSTRUCTION PERMIT BD-16-09-092.</u>
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SG/NT/ERJ/LC: mg

Attachments

Application to Construct a Dock



Application to Construct a Dock

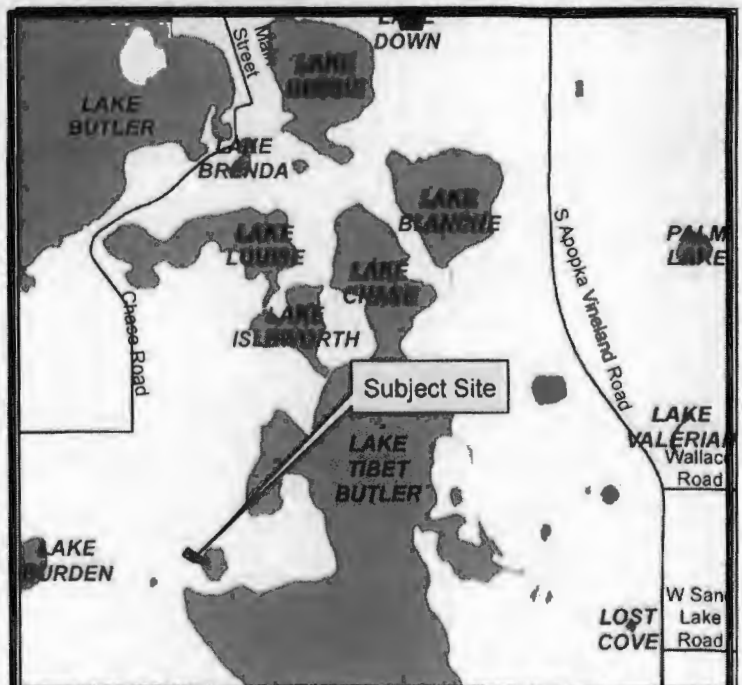
District # 1

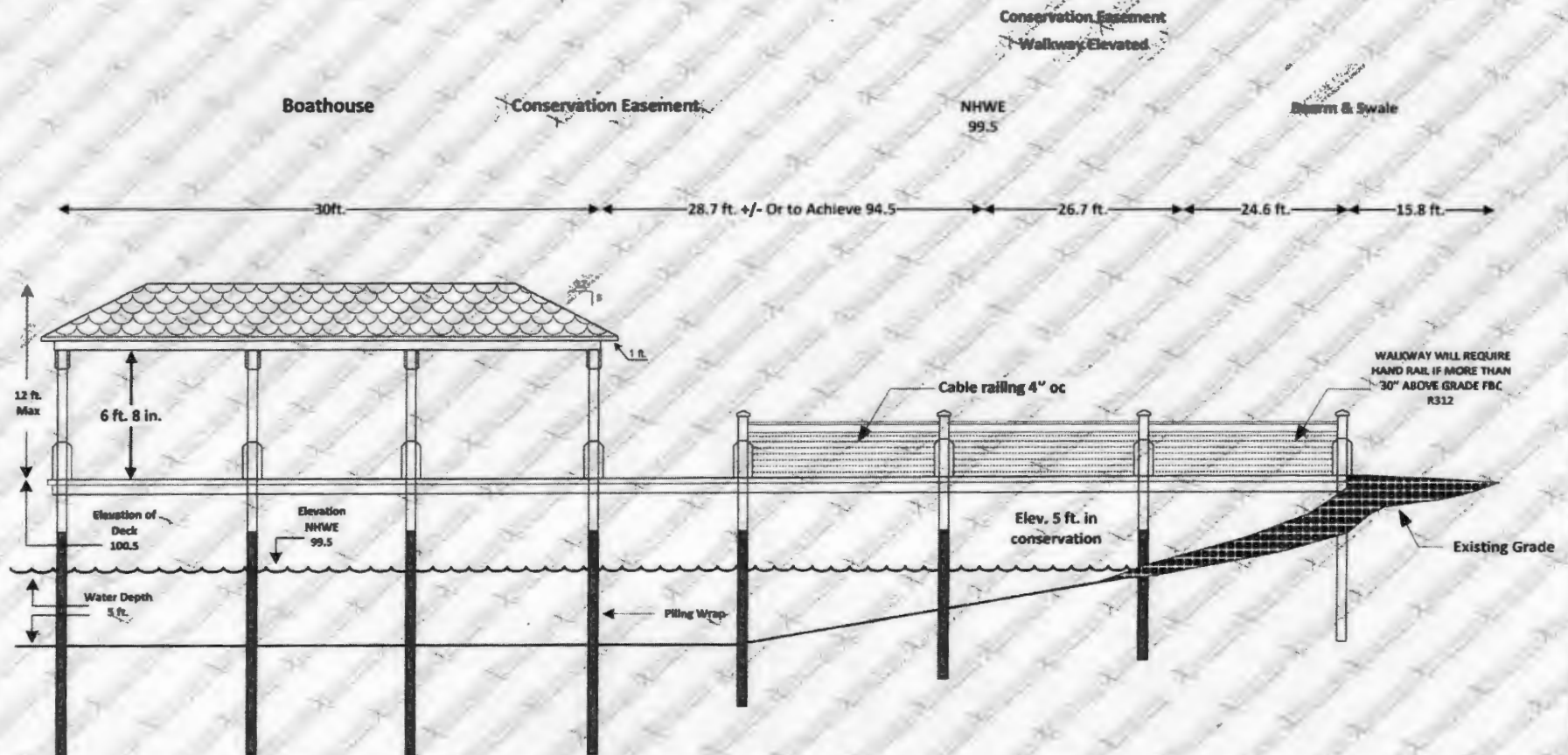
Applicant: John and Lynne Pirrie

Parcel ID: 29-23-28-4083-10-090

Project Site 

Property Location 





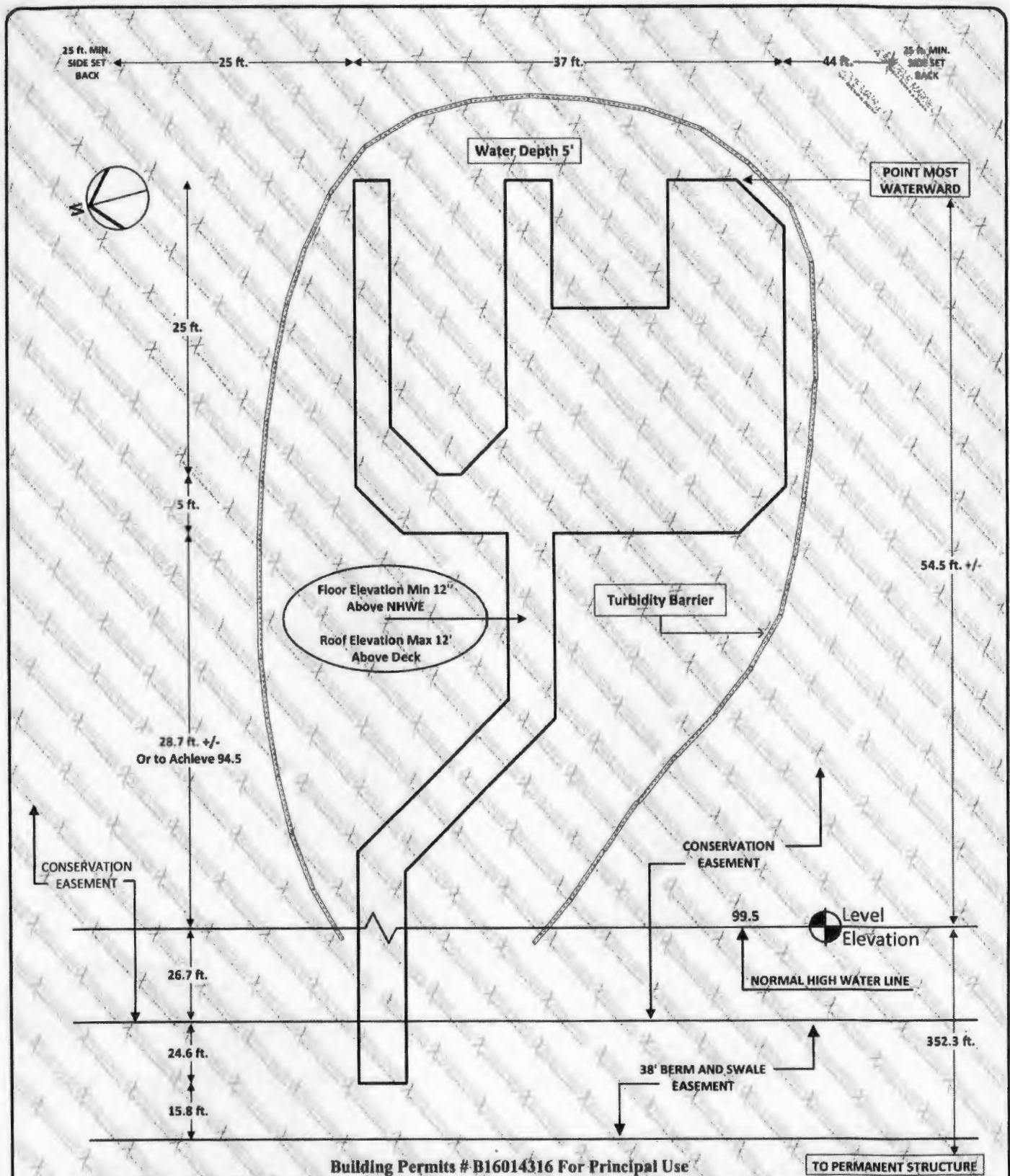
Building Permits # B16014316 For Principal Use

LOCATION
9720 Carillon Park Dr
Windermere, FL 34786

DESIGNED FOR
John & Lynne Pirrie
Elevation Plan revised for RAI

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SCALE: NTS





LOCATION

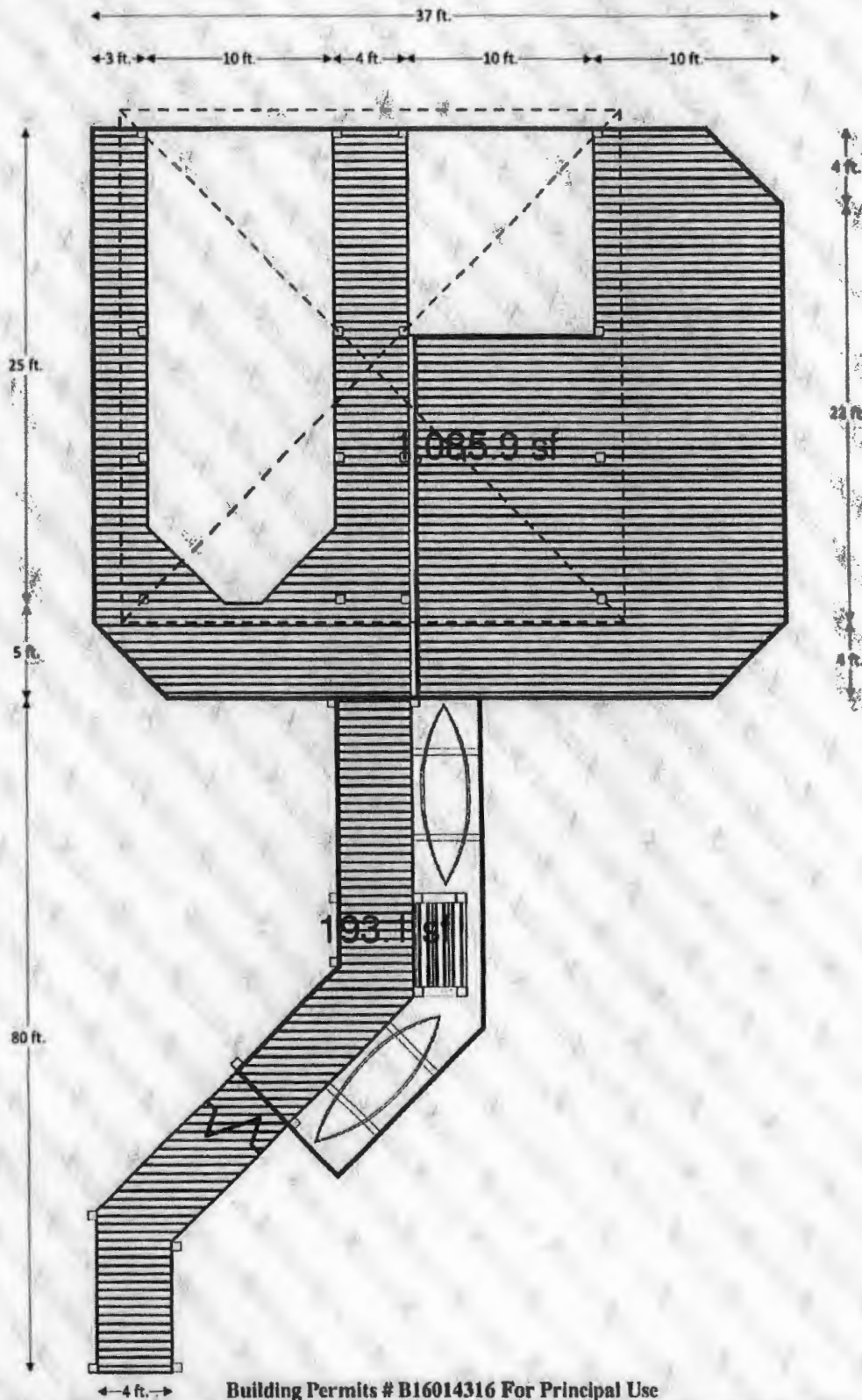
9720 Carillon Park Dr
Windermere, FL 34786

DESIGNED FOR

John & Lynne Pirrie
Site Plan revised for RAI

Copyright 2016 SAT
All Rights Reserved
SCALE: 3/32" = 1' 0"





Building Permits # B16014316 For Principal Use

LOCATION
9720 Carillon Park Dr
Windermere, FL 34786

DESIGNED FOR
John & Lynne Pirrie
Floor Plan revised for RAI

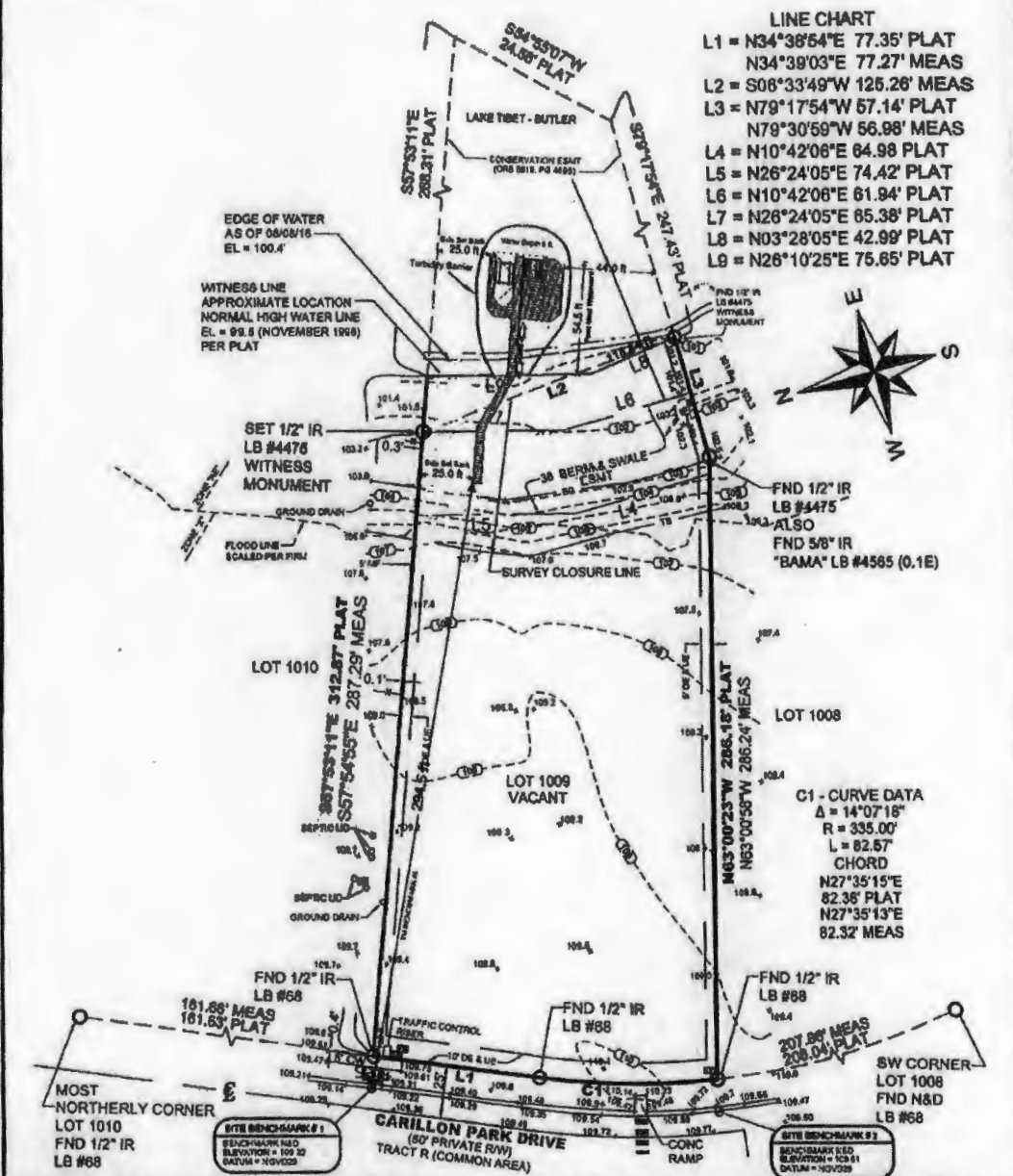
Copyright 2016 SAT
All Rights Reserved
SCALE: 1/8" = 1' 0"



2016/01/15/2016/01/04

PLAT OF SURVEY DESCRIPTION

LOT 1009, KEENE'S POINTE UNIT 10, AS RECORDED IN PLAT BOOK 66, PAGES 150 THROUGH 154, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.



<p>JOB #46381 C/F 0000-100-LOT1009 FIELD DATE: 08/08/16 SCALE: 1" = 80' DRAWN BY: SNH</p>	<p>BOUNDARY SURVEY CERTIFIED TO: STONEBRIDGE HOMES</p>	<p>REVISIONS</p>
<p>ACCURIGHT</p> <p>ACCURIGHT SURVEYS OF ORLANDO INC., LB 4475 2012 E. Robinson Street, Orlando, Florida 32803 www.AccurightSurveys.net ACCURIGHT@AccurightSurveys.net PHONE: (407) 894-8314</p> <p>JAMES D. BRAY PSM 6507</p> <p>*NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF THIS FLORIDA LICENSED SURVEYOR AND MAPPER*</p>	<p>NOTES:</p> <ol style="list-style-type: none"> 1. BEARING STRUCTURE IS BASED ON THE MONUMENTED NORTH RUN LINE OF CARILLON PARK BEING NORTH ASSUMED. 2. THIS BUILDING LOT LIES IN ZONE "X" AND AS, BASED ON FLOOD INSURANCE RATE MAP NO. 12060C005P, COMMUNITY NO. 120601, TOWN OF WICKHAM, 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 BTP-7400 HAVING AN ELEVATION OF 112.879 FEET, (NGVD 29). 	<p>LEGEND</p> <ul style="list-style-type: none"> 1" - LIGHT POLE 2" - LICENSED SURVEYOR 3" - LANDSCAPE AREA 4" - MEASUREMENT 5" - METAL PILE 6" - METAL PILE 7" - NORTH AMERICAN 8" - NATIONAL DATUM 9" - NATIONAL DATUM 10" - NATIONAL DATUM 11" - NATIONAL DATUM 12" - NATIONAL DATUM 13" - NATIONAL DATUM 14" - NATIONAL DATUM 15" - NATIONAL DATUM 16" - NATIONAL DATUM 17" - NATIONAL DATUM 18" - NATIONAL DATUM 19" - NATIONAL DATUM 20" - NATIONAL DATUM 21" - NATIONAL DATUM 22" - NATIONAL DATUM 23" - NATIONAL DATUM 24" - NATIONAL DATUM 25" - NATIONAL DATUM 26" - NATIONAL DATUM 27" - NATIONAL DATUM 28" - NATIONAL DATUM 29" - NATIONAL DATUM 30" - NATIONAL DATUM 31" - NATIONAL DATUM 32" - NATIONAL DATUM 33" - NATIONAL DATUM 34" - NATIONAL DATUM 35" - NATIONAL DATUM 36" - NATIONAL DATUM 37" - NATIONAL DATUM 38" - NATIONAL DATUM 39" - NATIONAL DATUM 40" - NATIONAL DATUM 41" - NATIONAL DATUM 42" - NATIONAL DATUM 43" - NATIONAL DATUM 44" - NATIONAL DATUM 45" - NATIONAL DATUM 46" - NATIONAL DATUM 47" - NATIONAL DATUM 48" - NATIONAL DATUM 49" - NATIONAL DATUM 50" - NATIONAL DATUM 51" - NATIONAL DATUM 52" - NATIONAL DATUM 53" - NATIONAL DATUM 54" - NATIONAL DATUM 55" - NATIONAL DATUM 56" - NATIONAL DATUM 57" - NATIONAL DATUM 58" - NATIONAL DATUM 59" - NATIONAL DATUM 60" - NATIONAL DATUM 61" - NATIONAL DATUM 62" - NATIONAL DATUM 63" - NATIONAL DATUM 64" - NATIONAL DATUM 65" - NATIONAL DATUM 66" - NATIONAL DATUM 67" - NATIONAL DATUM 68" - NATIONAL DATUM 69" - NATIONAL DATUM 70" - NATIONAL DATUM 71" - NATIONAL DATUM 72" - NATIONAL DATUM 73" - NATIONAL DATUM 74" - NATIONAL DATUM 75" - NATIONAL DATUM 76" - NATIONAL DATUM 77" - NATIONAL DATUM 78" - NATIONAL DATUM 79" - NATIONAL DATUM 80" - NATIONAL DATUM 81" - NATIONAL DATUM 82" - NATIONAL DATUM 83" - NATIONAL DATUM 84" - NATIONAL DATUM 85" - NATIONAL DATUM 86" - NATIONAL DATUM 87" - NATIONAL DATUM 88" - NATIONAL DATUM 89" - NATIONAL DATUM 90" - NATIONAL DATUM 91" - NATIONAL DATUM 92" - NATIONAL DATUM 93" - NATIONAL DATUM 94" - NATIONAL DATUM 95" - NATIONAL DATUM 96" - NATIONAL DATUM 97" - NATIONAL DATUM 98" - NATIONAL DATUM 99" - NATIONAL DATUM 100" - NATIONAL DATUM

00EPD OCT19 2016 PM 1:05





**APPLICATION TO CONSTRUCT A BOAT DOCK
APPLICATION FOR WAIVER**

(Pursuant to Orange County Code, Chapter 15, Article IX, Section 15-350(a)(2))

Mail or Orange County Environmental Protection Division
Deliver To: 800 Mercy Drive, Suite 4
Orlando, Florida 32808
(407) 836-1400, Fax (407) 836-1499

I Sandy Teague on behalf of John & Lynne Pirrie (if applicable) pursuant to Orange County Code Chapter 15, Article IX, Section 15-350(a)(2) am requesting a waiver to section (choose and circle from the following) 15-342(b), 15-343(b), 15-344(a) and 15-345(a)) of the Orange County Dock Construction Ordinance.

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

I do not believe it would impact the environment the majority of the walkway will be built 4' wide instead of 5' wide.

The terminal platform will be built at a higher elevation then the minimum elevation.

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

I do not believe there would be a hardship on the abutting property owners.

The additional square footage would be add below their line of sight.

The environmental protection officer and the board may require of the applicant information necessary to carry out the purposes of this article.

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 is a violation of Sections 15-341 & 15-342, Orange County Code.

Name of Applicant: John & Lynne Pirrie
Signature of Applicant/Agent: [Signature] Date: 07/24/16
Corporate Title (if applicable): _____