



# Orange County Government

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

## Decision Letter

### Board of County Commissioners

Tuesday, October 30, 2018

2:00 PM

County Commission Chambers

#### Substantial Change

18-1081

Rick Baldocchi, Avcon, Inc., Butte Planned Development / Land Use Plan (PD / LUP), Case # CDR-17-04-127; District 4 (Continued from September 18, 2018)

**Consideration:** A PD substantial change to add a communication tower as a permitted use on Tract B. A waiver from Orange County Code is requested to reduce the distance separation requirement from 700 feet to 580 feet to the nearest residential building (memory care facility); pursuant to Orange County Code, Chapter 30, Article III, Section 30-89 and Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207

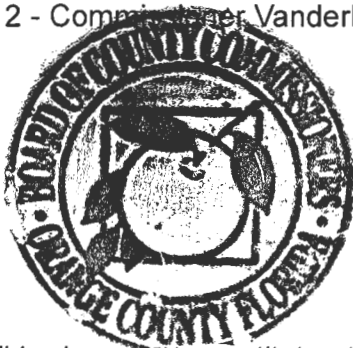
**Location:** District 4; property generally located south of Lake Underhill Road, approximately 970 feet west of Rouse Road; Orange County, Florida (legal property description on file)

Based on all the relevant and competent evidence, letters, documentation, and testimony received at today's hearing, a motion was made by Commissioner Thompson, seconded by Commissioner Siplin, to deny the Butte PD Substantial Change request to permit a monopole communication tower at the Lake Underhill location because, first, the proposed tower would have a substantial adverse aesthetic visual impact on single family homes to the southeast, and: second, the proposed tower would have a substantial adverse economic impact by diminishing the property values of those homes and reducing their marketability. The motion carried by the following vote:

**Aye:** 4 - Commissioner Love, Commissioner Thompson, Commissioner Clarke, Commissioner Siplin

**Nay:** 1 - Mayor Jacobs

**Absent:** 2 - Commissioner VanderLey, and Commissioner Bonilla



THE FOREGOING DECISION HAS BEEN FILED  
WITH ME THIS 7TH DAY OF NOVEMBER 2018.

*Halle Bruce*  
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.*

cas