



Legislation Text

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Interoffice Memorandum

DATE: June 17, 2024

TO: Mayor Jerry L. Demings and County Commissioners

THROUGH: N/A

FROM: Tanya Wilson, AICP, Director Planning, Environmental, and Development Services Department

CONTACT: Renée H. Parker, LEP, Manager

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DIVISION: Environmental Protection Division

ACTION REQUESTED:

Approval of the findings and recommendations of the Environmental Protection Division staff and authorization of a one-year time extension and permit modification to allow a shorter replacement seawall length for Shoreline Alteration/Dredge and Fill Permit SADF-23-03-003-MOD for Leonardo Santana and Michelle Rothen. District 5. (Environmental Protection Division)

PROJECT: Request for Shoreline Alteration/Dredge and Fill Permit Time Extension and Modification SADF-23-03-003-MOD for Leonardo Santana and Michelle Rothen

PURPOSE: The applicants, Leonardo Santana and Michelle Rothen, are requesting a time extension and modification to Shoreline Alteration/Dredge and Fill (SADF) Permit No. SADF-23-03-003 ("Permit") to construct a seawall that is shorter in length than depicted on the approved plans. The property is located at 4326 Piermont Court, Orlando, FL 32817 (Parcel ID No. 06-22-31-9066-00-720) in District 5.

On September 12, 2023, the Board authorized the Permit for construction of a replacement seawall along the shoreline of Lake Pearl on the applicants' property. The Permit was subsequently issued on October 10, 2023. On February 19, 2024, the applicants' agent submitted a request to modify Specific Condition No. 3 of the Permit to allow for installation of a shorter replacement seawall than approved in the original Permit.

Specific Condition No. 3 of the Permit states, in part, “Construction activities shall be completed in accordance with the engineered plans signed and sealed by William Stuhrke, PhD, P.E., and received by EPD on July 12, 2023.” As justification for the request, the applicants’ agent states the shorter seawall length will allow the applicants to “...*have access to the water.*” The shorter replacement seawall will exactly match the length of the existing failing seawall rather than extending across the entire shoreline as currently depicted on the approved plans. The seawall will be 97 feet in length rather than 110 feet and will include a five-foot return on the southern side and a nine-foot return on the northern side. The applicants will install riprap and native plantings along the face of the replacement seawall. The Environmental Protection Division (EPD) has reviewed the request and determined that the minor change to the approved replacement seawall length will not have any adverse effect on natural resources.

Additionally, on May 14, 2024, the applicants’ agent submitted a Permit Extension Request to extend the expiration date of the Permit. Specific Condition No. 4 of the Permit requires that requests for permit extension be submitted to EPD prior to the expiration date of the permit. The current expiration date of the Permit is October 10, 2024. If approved, the new expiration date of Shoreline Alteration/Dredge and Fill Permit SADF-23-03-003 would be October 10, 2025.

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

BUDGET: N/A