

ENVIRONMENTAL PROTECTION COMMISSION
3165 McCrory Place, Suite 200
Orlando, FL 32803
Panther Training Rooms I and II
August 30, 2017

**ENVIRONMENTAL PROTECTION
COMMISSION (EPC)**

MEMBERS PRESENT:

Jonathan Huels - Chairman
Mark Ausley - Vice Chairman
Flormari Blackburn - Member
Sally Atwell - Member
David Ward - Member

ABSENT MEMBERS:

Mark Corbett - Member
Oscar Anderson - Member

**ENVIRONMENTAL PROTECTION
DIVISION (EPD)**

STAFF PRESENT:

Georgiana Holmes - OC Attorney's Office (OCAO)
David Jones - EPD
Neal Thomas - EPD
Sarah Given - EPD
Jason Root - EPD
Renee Parker - EPD
Godfrey Dickson - EPD
Dennis Weatherford - EPD
Aimee Krivan - EPD
Julee Sims - EPD
Carolyn Schultz - EPD
Tim Hull - EPD
Steve Rich - EPD
Beth Jackson - EPD
Jane Gregory - EPD

GUESTS:

Linda Nabavi
Michael Nabavi
Ben Snively
Robin Lopez
Long Nguyen
Jose Riestra
Matt Langbehn

I. Call to Order:

Chairman Huels called the meeting to order at 8:38 a.m. in Panther Training Rooms I & II.

II. Public Comment(s) (Resolution No. 2013-M-41)

None.

III. Approval of July 26, 2017 Meeting Minutes:

Upon a motion by Flormari Blackburn; seconded by Sally Atwell; with Mark Corbett and Oscar Anderson being absent; all other members present voting AYE by voice vote; the July 26, 2017 Meeting Minutes were approved.

IV. Public Hearings

1. Cole – Request for Waiver to Terminal Platform Size to Section 15-342(b) and Variance for Side Setback to Section 15-343(a) – BD-17-06-065; Lake Hancock. Neal Thomas gave a presentation. Matt Langbehn from Summertime Deck & Dock spoke in favor of the request and was available for any questions. Chairman Huels opened the floor to public comments – none were provided. Board discussion ensued.

Upon a motion by Mark Ausley; seconded by Flormari Blackburn; with Mark Corbett and Oscar Anderson being absent, and all other members being present voting AYE by voice vote; the Environmental Protection Commission voted to approve the Cole – Request for Waiver to Terminal Platform Size to Section 15-342(b) and Variance for Side Setback to Section 15-343(a) – BD-17-06-065; Lake Hancock; plus a payment of \$681.00 to the Conservation Trust Fund (CTF). Motion passes unanimously.

2. Emerson Pointe – Request for Variance to Principle Use to Section 15-341(a) – BD-17-03-025; Lake Chase. Neal Thomas gave a presentation. Linda Nabavi came on behalf of the homeowners association for any questions and spoke in favor of the request. Chairman Huels opened the floor to public comments – none were provided. Board discussion ensued.

Upon a motion by David Ward; seconded by Mark Ausley; with Mark Corbett and Oscar Anderson being absent, and all other members being present voting AYE by voice vote; the Environmental Protection Commission voted to approve the Emerson Pointe – Request for Variance to Principle Use to Section 15-341(a) – BD-17-03-025; Lake Chase. Motion passes unanimously.

3. Snively BD-17-03-027, After-the-Fact Waiver to Terminal Platform Size, Section 15-342(b), Lake Pearl (West). Neal Thomas gave a presentation. David Ward questioned owner Ben Snively in regards to why the request was After-the-Fact. Chairman Huels opened the floor to public comments – none were provided. Board discussion ensued.

Upon a motion by Mark Ausley; seconded by Sally Atwell; with Mark Corbett and Oscar Anderson being absent, and all other members being present voting AYE by voice vote; Flormari Blackburn opposed; the Environmental Protection Commission voted four (4) to one (1) to approve the Snively BD-17-03-027, After-the-Fact Waiver to Terminal Platform Size, Section 15-342(b), Lake Pearl (West); plus a payment of \$1392.00 to the Conservation Trust Fund (CTF). Motion passes 4-1.

4. Nguyen BD - Request for Waiver to Terminal Platform Size. Section 15-342(b), BD-17-04-041; Lake Pickett. District 5. Neal Thomas gave a presentation; Matt Langbehn from Summertime Deck and Dock again stated he was available for any questions and that he agreed with the EPO recommendation. Chairman Huels opened the floor to public comments – none were provided. Board discussion ensued.

Upon a motion by Sally Atwell; seconded by Flormari Blackburn; with Mark Corbett and Oscar Anderson being absent, and all other members being present voting AYE by voice vote; the Environmental Protection Commission voted to approve the Nguyen BD-17-04-041, Waiver to Terminal Platform Size, Section 15-342(b), with a contribution of \$1044.00 to the Conservation Trust Fund. Lake Pickett. Motion passes unanimously.

IV. Environmental Protection Division Report

1. Neal Thomas gave a brief presentation on a request to construct a cantilevered hammock on a boat dock, and gathered opinions on how EPD staff should calculate some unusual additions to the terminal platform of a boat dock. Board discussion ensued. No action was taken.

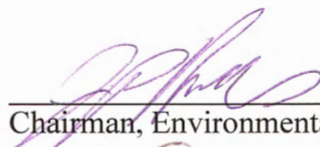
VI. Open Discussion

1. David Jones, EPD Manager, reviewed a previous case that was brought to EPC for a decision on a waiver and variance required for dock construction on Lake Irma (Thomas Moore). Although there was a lengthy discussion by the EPC during the hearing, the minutes did not capture the reason why EPC overturned the EPO recommendation and flipped the decision to approval of the dock waiver/variance. This led to questions from the District 1 Commissioner VanderLey when the item was being scheduled to go to the Board of County Commissioners (BCC) for final approval. David requested that in cases where the EPC overturns the EPO recommendation that they clearly state the reason for their decision so that staff can capture this in the minutes and provide a more detailed explanation to the BCC.
2. The next EPC meeting will be September 27, 2017.

VII. Non-Agenda Items – None.

VIII. Adjournment

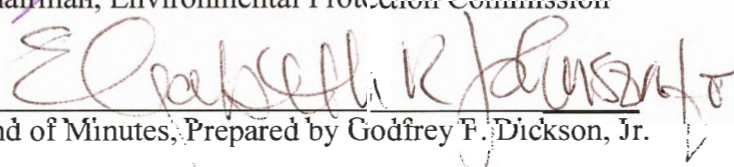
The August 30, 2017 meeting adjourned at 9:45 a.m.



Chairman, Environmental Protection Commission

9/27/17

Date



End of Minutes, Prepared by Godfrey F. Dickson, Jr.