

**ENVIRONMENTAL PROTECTION COMMISSION**  
**3165 McCrory Place, Suite 200**  
**Orlando, FL 32803**  
**Panther Training Rooms I and II**  
**December 12, 2018**

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**ENVIRONMENTAL PROTECTION  
COMMISSION (EPC)**

**MEMBERS PRESENT:**

**Jonathan Huels - Chairman**  
**Flormari Blackburn - Member**  
**Perry Bamasi - Member**  
**Mark Corbett - Member**  
**Ted Geltz - Member**  
**Mark Ausley - Vice Chairman**

**ABSENT MEMBERS:**

**Oscar Anderson - Member**

**ENVIRONMENTAL PROTECTION  
DIVISION (EPD)**

**STAFF PRESENT:**

**David Jones - Manager, EPD**  
**Liz Johnson - Assistant Manager, EPD**  
**Georgiana Holmes - OC Attorney's Office (OCAO)**  
**Melessia Lofgren - OCAO**  
**Tim Hull - EPD**  
**Neal Thomas - EPD**  
**Elois Lindsey - EPD**  
**Godfrey Dickson - EPD**  
**Jason Root - EPD**  
**Ruth Armstrong - EPD**  
**Renee Parker - EPD**

**GUESTS:**

**Vickie Herrington**

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**I. Call to Order:**

Chairman Huels called the meeting to order at 8:30 a.m. in Panther Training Rooms I & II.

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

**None.**

**III. Approval of October 31, 2018 Meeting Minutes:**

**Upon a motion to approve by Jonathan Huels subject to the 2 following corrections;**

Page Two, under Public Hearings, Paragraphs 1 and 5: Tim Hull gave a presentation. Chairman Huels opened the floor to public comments. Mr. Mathemeier gave a presentation and spoke in favor of the request. He cited these reasons for why the request should be supported: the dock would have no effect on the objector's land rights, it does not adversely affect the public, has no impact on the natural habitat of the lake, and the dock is not on his parcel. He can build his own dock. The dock does not impeded his ability to do so. The public is not affected, no one has objected except the neighbor. The hardship is not self-imposed. They just followed direction from EPD. Not one tree was removed. The view of the lake is not impeded by the proposed dock, as alleged by the objector. The dock blends in on purpose. The dock does not adversely affect the objector's property values. His family and friends has praised the dock and never mentioned eyesore.

Chairman Huels closed the public hearing. Environmental Protection Commission (EPC) discussion ensued. Chairman asked about EPD's site inspection where information was given regarding avoided impacts to trees. At the site inspection, EPD conveyed that they needed to stay within the permitted alignment and any deviations would need to be approved by EPD. Chairman said it's basically half (50%) of the required setback. The Chairman said that the work should have stopped and EPD should have been consulted when the issue regarding the trees was encountered. The Chairman then asked Mr. Hull to go over the relevant review criteria. Mark Ausley indicated that there is no navigation issue. Flormari Blackburn asked staff if the Conservation Area Authorization or Lakeshore Protection Permit created the conflict with the placement of the dock. Staff replied no. The Chairman said that the EPC was brought in to weigh in on the rules and requirements relating to the variance, not because it was a neighbor issue. If the dock was in compliance, there would be no public hearing. He posed the question, is there an effect on the adjacent owner? Mark Ausley said that real or not, the neighbor says there is one. Perry Bamasi said that the dock could have been built the way it was permitted, but it wasn't.

**with a second by Mark Ausley; with Oscar Anderson being absent, all other members being present voting AYE by voice vote; the October 31, 2018 Meeting Minutes were approved.**

#### IV. Public Hearings

1. The Conti BD-18-07-081 (Conte) - Request for Waiver to Section 15-343(b)(side setback); Lake Hart; District 4 **was withdrawn** due to the receipt of a Letter of No Objection to the side set back waiver from Mr. Jain, the affected property owner.
2. BD-18-07-076 (Herrington Boat Dock); Request for Variance to Section 15-343(a) (side setback); Request for Waiver to Section 15-342(b) (terminal platform size); Lake Rose; District 1.

Tim Hull gave a presentation. Chairman Huels opened the floor to public comments and Mrs. Vickie Herrington spoke in favor of the request. Discussion ensued. Chairman Huels asked for clarification about the location of the existing drainage easement.

**Upon a motion by Mark Ausley; seconded by Perry Bamasi; with Oscar Anderson being absent, all other members being present voting AYE by voice vote; EPC voted to approve the request for variance to Section 15-343(a) (side setback) and approve the request for waiver to Section 15-342(b) (terminal platform size) for the Herrington Dock Construction Permit BD-18-07-076; Lake Rose; District 1. Motion passes.**

**V. Environmental Protection Division Report –**

Liz Johnson inquired as to what topics are of interest to the EPC. Program spotlights were requested on special projects that EPD was doing as well as various Green PLACE parcels. Chairman Huels also asked to be updated on policy changes prior to going to the Board of County Commissioners. Mr. Geltz is interested in using Conserve parcels to get children out into the field and learn about food production. A topic calendar will be developed and presented to EPC in January 2019.

**VI. Open Discussion**

The next meeting will be on January 30, 2019.

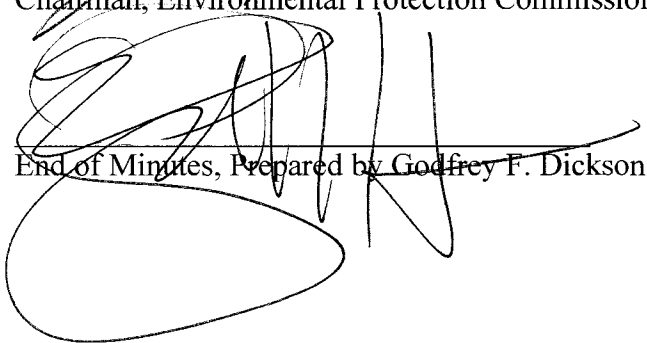
**VII. Non-Agenda Items**

**VIII. Adjournment**

The December 12, 2018 meeting adjourned at 9:55 a.m.

  
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Chairman, Environmental Protection Commission

1/30/19  
Date

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