

ENVIRONMENTAL PROTECTION COMMISSION
3165 McCrory Place, Suite 200
Orlando, FL 32803
Panther Training Rooms I and II and Via WebEx
December 9, 2020

**ENVIRONMENTAL PROTECTION
COMMISSION (EPC)**

MEMBERS PRESENT:

Mark Ausley - Chairman
Oscar Anderson* - Vice Chairman
Flormari Blackburn - Member
Mark Corbett - Member
Billy Butterfield - Member

ABSENT MEMBERS:

Elaine Imbruglia - Member

VACANT POSITION:

Regulated Business or Municipality

***Denotes attending via WebEx**

**ENVIRONMENTAL PROTECTION
DIVISION (EPD)**

STAFF PRESENT:

David Jones*, Manager - EPD
Elizabeth R. Johnson*, Assistant Manager – EPD
Renee Parker*, Assistant Manager - EPD
Georgiana Holmes* - OC Attorney's Office (OCAO)
Aleas Koos* - OCAO
Tim Hull - EPD
Neal Thomas* - EPD
Nicole Salvatico* - EPD
Jason Root* - EPD
Taina Torres* - EPD

GUESTS:

Robin Lopez
Matt Langbehn
Glenn and Marta Thompson*

I. Call to Order:

Chairman Ausley called the meeting to order at 8:32 a.m. in Panther Training Rooms I & II.

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

None.

III. Approval of Meeting Minutes - October 28, 2020

Upon a motion by Mark Corbett; with a second by Flormari Blackburn; with Elaine Imbruglia being absent and members being present voting AYE by voice vote; the October 28, 2020 Meeting Minutes were approved.

IV. Public Hearings

1. Glenn and Marta Thompson - BD-20-02-029; Request for waiver to Section 15-342(b) (terminal platform); variance to Section 15-343(a) (side setback); 5510 Remsen Cay Lane, Lake Speer; District 1.

Neal Thomas gave a presentation. The applicant, Glenn Thompson, stated he had nothing to add to EPD's presentation. Mark Corbett asked if Mr. Thompson worked for OUC to determine if there would be a conflict of interest and Mr. Thompson said he did. Georgiana Holmes explained that paperwork would need to be filed if a conflict was declared, but explained that a conflict would only exist if the EPC member felt an impartial decision could not be made or if the member would somehow benefit from the decision. Mr. Corbett stated he could make an impartial decision and would not monetarily benefit from the decision; therefore, voting on this item would not be a conflict. Chairman Ausley closed the public hearing. Discussion ensued.

Upon a motion by Flormari Blackburn; with a second by Billy Butterfield; with Elaine Imbruglia being absent, voting AYE by voice vote; EPC voted to accept the findings and recommendations of the Environmental Protection Officer, and make a finding that the waiver and variance requests are consistent with Orange County Code, Chapter 15, Article IX, Section 15-350(a)(2) and Section 15-350(a)(1), respectively, and recommend approval of the request for waiver to Section 15-342(b) to increase the maximum allowable terminal platform size from 351 to 464 square feet with a payment of \$250 to the Conservation Trust Fund within 60 days of the decision of the Board of County Commissioners, and recommend approval of the request for variance to 15-343(a) to reduce the side setback from 10 to 6.25 feet from the northwestern projected property line for the Glenn and Marta Thompson Dock Construction Permit BD-20-02-029. District 1. The motion passed unanimously.

2. Franco Cavaliere - BD-20-03-049; request for waiver to Orange County Code Chapter 15, Article IX, Section 15-342 (b) (terminal platform size), Lake Tibet Butler, District 1.

Neal Thomas gave a presentation. Chairman Ausley asked if the lot to the south has riparian rights and if this decision would affect their ability to construct a dock. Neal stated there is an existing dock at the adjacent property to the south and it is in a similar shape to the Cavaliere dock. Flormari Blackburn asked about the clearing that happened in the wetland area and if it needed to be a part of the EPC recommendation. Neal stated that there was clearing at the beginning of the dock, but a restoration plan was submitted and will be a part of the permit. Tim Hull explained that it would be a permit condition and if the issue was not corrected then formal enforcement would be pursued. Robin Lopez was present for the applicant and did not have anything to add to the presentation. Chairman Ausley closed the public hearing. Discussion ensued.

Upon a motion by Billy Butterfield; with a second by Mark Corbett; with Elaine Imbruglia being absent, voting AYE by voice vote; EPC voted to accept the findings and recommendations of the Environmental Protection Officer, and make a finding that the waiver request is consistent with Orange County Code, Chapter 15, Article IX, Section 15-350(a)(2), and recommend approval of the request for waiver to Section 15-342(b) (terminal platform size) to increase the allowable terminal platform size from 400 square feet to 486 square feet with a payment of \$435 to the Conservation Trust Fund within 60 days of the decision of the Board of County Commissioners for the Franco Cavaliere Dock Construction Permit BD-20-03-049. District 1. The motion passed unanimously.

V. Environmental Protection Division Report

None.

VI. Open Discussion

Next EPC Meeting - January 27, 2021. The meeting will be a blended meeting again with a requirement for an in-person quorum. Members Ausley, Blackburn, Butterfield and Corbett have agreed to attend in person at EPD.

VII. Non-Agenda Items

None

VIII. Adjournment

The December 9, 2020 meeting adjourned at 9:13 a.m.

Chairman, Environmental Protection Commission

Date

Elizabeth R. Johnson

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