

WAIVER REQUEST

Request

The applicant is requesting an alternative solution (waiver) to the following abridged Town Code Section(s):

- Town Code Section 27-2626 (b)(1): “No dock, mooring space, or mooring pilings shall be built into a natural waterway by more than 50 feet from the mean high water line; nor shall any dock, boat mooring space, or mooring pilings exceed 20 percent of the natural waterway width, whichever is less...”
- Town Code Section 27-2626 (b)(6): “No dock, boat mooring space, mooring piling, davit, other mooring facility, or floating structure (i.e. dock, walkway, etc.) shall be located nearer to the side lot line than the side setback required for the district within which the property is located...”
- Town Code Section 27-2626 (b)(7): “The side setback for docks may be waived by the Planning and Zoning Director, if two contiguous single family or duplex lots, which qualify under the provisions of this Code, are permitted to share one dock [see Section 27-1399(3)] and its associated mooring spaces, boat lift, and pilings...”
- Town Code Section 27-2626 (b)(10): “Except for rectangular shaped, "T" shaped and "L" shaped docks, and shared docks approved with "U" shaped terminal platforms, no other configuration shall be allowed, unless another configuration is approved by the Director of Planning and Zoning as being beneficial for navigation, safety, or environmental resources protection.”
- Town Code Section 27-2626 (b)(11): “Docks, boat lifts and personal watercraft lifts in canals shall be parallel to the bulkhead in order to promote parallel mooring. The Director of the Planning and Zoning Department may permit another configuration...”
- Town Code Section 27-2626 (b)(15): “At all times, the minimum centerline channel width of 50 percent of the waterway width must remain unobstructed. Where the 50 percent cannot be met, alternative solutions may be approved by the Director of Planning and Zoning provided a 15’ channel is maintained...”

Waiver (linear feet): Waterward Extension from MHW _____
 Side Setback _____

Justification (Describe and attach supporting documentation for each of the following potential impacts):

- Environmental
- Navigation
- Safety
- Existing/Future Marine Facilities
- Other

REQUIRED INFORMATION

Attach additional sheets as necessary. All correspondence must be in typewritten form. All plans, surveys, drawings, etc. submitted shall be signed, sealed, or certified as appropriate. **All correspondence and plans shall be submitted electronically.**

- [] Survey signed, sealed, and dated within the last six months that includes the following:
 - Existing seawalls/retaining walls/docks (include dimensions);
 - Waterway width (MHW to MHW) or navigable channel width if different;
 - Existing mangroves;
 - MHW line;
 - Riparian lines established by jurisdictional agencies(if applicable).

- [] Construction drawings/plans of proposed dock that include the following:
 - Existing docks on adjacent properties and opposite shoreline (include distances);
 - Side setbacks of dock to riparian lines/property lines;
 - Terminal dock platform dimensions;
 - Dock access walkway dimensions;
 - Mooring space or boatlift dimensions (if applicable);
 - Two reflectors for each mooring piling;
 - Depth contours;
 - Water depth at dock, boatlift, and within navigable channel;
 - Minimum 15' unobstructed, navigable channel waterward of boat mooring space;
 - Total projection of dock and boat mooring space waterward of MHW.

SUPPORTING DOCUMENTATION

- [] Florida Department of Environmental Protection Authorization;
- [] US Army Corps of Engineers Authorization (if applicable);
- [] Seagrass survey (if applicable);
- [] Bathymetric survey;
- [] Aerial showing property, adjacent properties, and dock structures;
- [] Warranty deed or other proof of ownership;
- [] Any additional supporting attachments.

FOR OFFICE USE ONLY

Natural Resources Recommendation:

Granting this waiver:

- Does Not Adversely Impact Navigation/Views
- Does Not Adversely Impact Safety
- Minimizes Environmental Impacts
- Follows Town Comprehensive Plan, Conservation Element Policy 1.4.21 and Coastal Management Element Policy 1.5.10 Criteria

Natural Resources Signature

Please Print Name(s)

Date

Planning and Zoning Director Determination:

_____ **Denied (based on attached facts/findings)** _____ **Approved** _____ **Approved with conditions**

By

John R. Sickler, AICP
Director of Planning & Zoning

Conditions: (See attached comments)