

**PUNTA GORDA ISLES
CANAL ADVISORY COMMITTEE
MEETING
JANUARY 19, 2012**

MEMBERS PRESENT: Thomas McAlear, Acting Chairman
John Dauster, Fred Hannon, David McBride,
Charles Thomas, James Thompson

OTHERS PRESENT: Randy Brodersen, Canal Maintenance Supervisor
Steve Padgett, Senior Project Manager
Rick Keeney, Public Works Director
Ron Parr

CALL TO ORDER/ANNOUNCEMENTS

- A. Roll Call
- B. Next Scheduled Meeting
 - 1. Thursday, February 23, 2012
 - Mr. McBride announced he would be unable to attend the February 23, 2012 meeting.

APPROVAL OF MINUTES

- A. Approval of Minutes
 - 1. Meeting of December 19, 2011
 - Mr. Dauster MOVED, Mr. Hannon SECONDED approval of the December 19, 2011 minutes. MOTION CARRIED UNANIMOUSLY.

REPORTS

- A. Permits Authorized by City Staff – December 2011
 - Mr. Randy Brodersen, Canal Maintenance Supervisor, announced 16 permits were issued in December 2011, noting the particulars of same were detailed in the agenda material.
- B. Budget Utilization Report – December 2011
- C. Seawall and Seawall Cap Replacement Status Report – December 2011
 - Mr. Brodersen drew members' attention to the Budget Utilization and Seawall and Seawall Cap Replacement Status Reports, as delineated in the agenda material, offering to answer any questions.
 - Mr. Dauster commented on Item B, asking who provided the estimates.
 - Mr. Brodersen replied he based same on the budget, acknowledging figures changed due to budgetary rollovers.
 - Mr. McBride asked if any activity of significance was ongoing at this time.
 - Mr. Brodersen replied a seawall along Bal Harbor Boulevard was currently being replaced, acknowledging the seawall had not been in extremely poor condition;

however, he had wished to be proactive and replace same while other City construction was underway in that area. He mentioned that seawall was roughly 30 to 40 years old.

- Mr. McAlear questioned the progress of seawall assessments.
 - Mr. Brodersen replied surveying was taking space in the northeast quadrant of Punta Gorda Isles (PGI), i.e., Bal Harbor Boulevard/Aqui Esta Drive.
 - Mr. McAlear asked if staff had been contacted by any property owners offering dock space as requested at the previous meeting.
 - Mr. Brodersen replied affirmatively.
- D. Patrol Update – Mr. McAlear
- Mr. McAlear announced Marine Officer John Kennedy had been ill recently; thus, he did not have an update for the Police Department. He advised the Volunteers in Policing (VIPs) spent 164 hours on the water, covering 212 miles of canals.

QUASI-JUDICIAL PUBLIC HEARINGS

- Recording Secretary Kelly swore in all participants.
- A. CCSP-01-12 – Petition for special permit under the provisions of Section 6-6(j) of the Punta Gorda Code of Ordinances to install one, four-post boat lift with two pilings outside the 45 degree area per Section 6-6(c)4 at Lots 22-23, Block 178, Section 14, Slip #1, a/k/a 3308 Purple Martin Drive, Punta Gorda, Florida.
- Owner/Petitioner: Peter and Anne Beaucage
- Mr. Steve Padgett, Senior Project Manager, displayed overheads of the proposed configuration as well as an aerial view of the subject property, both delineated in the agenda material, stating the seawall length at this property was approximately 183.66 feet. He explained this site had a canal width of approximately 295.29 feet, adding 6 concrete finger docks and 3 boats lifts existed at this time. He advised the proposed lift would be placed north of the northern most concrete finger dock on Lot 23, with 2 of the 4 pilings outside of the 45 degree area. He noted the existing finger docks were approved by City Council on December 17, 2003.
 - Mr. McAlear commented it appeared approximately 85% of the boat lift was outside of the 45 degree area. He noted the adjacent lot was vacant.
 - Mr. McBride questioned ownership of the vacant property.
 - Mr. Ron Parr, marine contractor, replied he believed the two adjacent parcels were owned by the same developer, acknowledging he was uncertain as to the plans for the property. He agreed the majority of the boat lift would be outside of the 45 degree area; however, the birthing right was to the property line, thus allowing a boat to be moored with no issues. He stated he believed the adjacent lots were zoned multi-family as well, adding he anticipated finger docks would be constructed upon

development of same. He noted the significant canal width allowed for easy navigation.

- Mr. McAlear asked staff to confirm the adjacent property was zoned multi-family.
- Mr. Dauster asked what determined placement of the boat lift, pointing out the wide end was proposed to be located to the north.
- Mr. Parr replied a drainage ditch was existing at the site which lined up with the stern of the boat; thus, installing the lift as proposed gave better stern access.
- Discussion ensued with regard to possible positions of the boat lift.
- Mr. Parr stated he had concluded the proposed position made the best use of the space available.
- Mr. McBride asked how boat slip assignment would be handled.
- Mr. Parr replied most condominium associations assigned slips through a “lease for life” upon purchase of a condominium unit.
- Mr. Hannon confirmed adjacent property owners had been notified.
- Mr. Padgett agreed, explaining the City Clerk’s Office notified property owners within a 200 foot radius.
- Mr. Thompson then noted staff did not recommend approval, asking if same was because of the two pilings outside of the 45 degree area.
- Mr. Padgett replied affirmatively.
- Mr. Thompson pointed out Criteria a through f, as delineated in the agenda material, on which the Committee must base their recommendation. He asked if staff was required to consider the same criteria.
- Mr. Padgett replied affirmatively, stating their recommendation was based on Criteria a.
- Mr. McBride commented it seemed staff always recommended against special permit applications, expressing confusion as to the basis for same.
- Mr. McAlear explained he did not believe staff had a choice when the applicant was seeking to place something outside of the 45 degree area.
- Mr. Rick Keeney, Public Works Director, interjected a special permit applicant approached staff approximately one to two months prior to a hearing, stating staff did not have the benefit of a quasi-judicial hearing as did the Committee. He explained staff could not determine if a neighbor’s navigation would be impeded without that individual’s statement regarding same.
- Mr. Parr commented on Criteria a, “would be in harmony with the general intent and purpose of Subsection 6-6(c),” pointing out Section 6 provided property owners with

the opportunity to apply for a special permit; thus, he believed CCSP-01-12 was in harmony with same.

- Mr. Dauster commented the 45 degree rule must have held at some point in time for the two existing docks as they were not squared but rather were set at 45 degree angles.
- Mr. Parr explained all finger docks required a special permit at one time, adding he had installed those docks in that manner for no specific reason. He clarified the developer had made no particular request for the docks to be squared.
- Mr. McAlear called three times for anyone to speak on CCSP-01-12.
- Mr. Thompson MOVED, Mr. McBride SECONDED to close the public hearing. MOTION CARRIED UNANIMOUSLY.
- Mr. McBride MOVED, Mr. Thompson SECONDED to recommend approval of CCSP-01-12.
- Mr. McAlear then confirmed the two adjacent lots were zoned multi-family.
- MOTION CARRIED UNANIMOUSLY.

UNFINISHED BUSINESS

- Mr. Dauster recalled the Committee's discussion of placing reflective tape on the pilings in the area of Ponce de Leon Inlet, asking if same had been accomplished.
- Mr. McAlear replied affirmatively, stating the intent was to mark the pilings further to make the reflective area more visible, i.e., wider.
- Mr. Dauster then asked when ETI was expected to complete the trimming project in the area of Ponce de Leon Inlet.
- Mr. Brodersen replied he anticipated same to be done the following week.
- Mr. Thompson asked if ETI performed mangrove trimming for other entities.
- Mr. Brodersen replied affirmatively, stating there were a very large firm.
- Mr. McAlear then asked if staff had been able to located the "T" shaped stick which had been used as a depth pole.
- Mr. Brodersen replied he had not but would continue to search for it, stating he believed it still existed.

ADJOURNMENT

- Meeting Adjourned: 2:05 p.m.

Thomas McAlear, Acting Chairman

Mary Kelly, Recording Secretary