

**BURNT STORE ISLES
CANAL ADVISORY COMMITTEE
MEETING
OCTOBER 12, 2021**

MEMBERS PRESENT: Rick Daugherty, Chairman
Norman Ashworth, Sean Harrigan,
Ian Milne, David Perkins

OTHERS PRESENT: Cathy Miller, Canal Maintenance Supervisor
Gary Disher, Mapping, Permitting and Compliance Manager
Bryan Clemons, Public Works Engineering Manager
Jake Dye, Rich Bevak, Pam Bevak, Bob Fritz

CALL TO ORDER/ANNOUNCEMENTS

- Mr. Daugherty called the meeting to order at 1:50 p.m., followed by the Pledge of Allegiance.
- A. Roll Call
- B. Next Scheduled Meeting
- 1. November 9, 2021

CITIZEN COMMENTS ON AGENDA ITEMS ONLY

- None.

APPROVAL OF MINUTES

- A. September 14, 2021
- Mr. Ashworth MOVED, Mr. Harrigan SECONDED approval of the September 14, 2021, minutes. MOTION CARRIED UNANIMOUSLY.
- Recording Secretary Welch swore in all participants of the quasi-judicial public hearing.

REPORTS

- A. Finance Reports - September 2021
- Ms. Cathy Miller, Canal Maintenance Supervisor, stated the financial reports denoted in the agenda material were for the beginning of Fiscal Year (FY) 2021/2022, verifying there were no questions regarding same.
- B. Budget Utilization Report – September 2021 End of Year and October 2021 New Budget
- Ms. Miller indicated the budget utilization reports included the ending numbers for FY 2020/2021 and the beginning numbers for FY 2021/2022.

- C. Seawall Replacement Status Reports – September 2021 End of Year and October 2021 New Budget
- Ms. Miller stated the seawall replacement report for FY 2020/2021 and the seawall replacement schedule for FY 2021/2022 were included in the agenda material, noting the schedule was subject to change.
- D. Permits Authorized by City Staff – September 2021
- Ms. Miller announced there were 11 active permits for the Burnt Store Isles (BSI) Canal Maintenance Assessment District.
- E. Burnt Store Isles Capital Improvement Status – September 2021
- Mr. Gary Disher, Mapping, Permitting and Compliance Manager, indicated no changes had occurred to the Capital Improvements Program.
 - Mr. Daugherty questioned the status of the BSI Inlet Widening project.
 - Ms. Miller responded the intent was to provide an update this month regarding same; however, the Procurement Division required additional time. She explained the desire was to move the project forward by November 2021, anticipating an update for the project would likely be provided in December 2021.
 - Mr. Harrigan inquired as to a timeframe for beginning construction for the project, adding same was budgeted for the current FY.
 - Mr. Disher replied construction would likely commence by the summer of 2022.
 - Mr. Perkins requested a description of the project’s scope.
 - Ms. Miller verified she would forward same to members.
- F. Master Permit Agreement Status – September 2021
- Mr. Disher reported staff was still working with the consultants on a response to the Army Corps of Engineers for the seawall/rip-rap permit; additionally, they were working on projects such as the dredging and Laishley Marina permits.

QUASI-JUDICIAL PUBLIC HEARING

- A. Special Permit – CCSP-20-2021 – Petition for Special Permit under the provisions of Chapter 6, Section 2-1(e) of the Punta Gorda Code to install a boat lift with one (1) boat lift piling and a portion of the boat lift outside the structure limitation lines, which is prohibited by Section 2-1(c)(5), Punta Gorda Code, at Lot 14, Block 253, Section 15, aka 3236 Tripoli Boulevard, Punta Gorda, Florida 33950
- Owner/Petitioner: John Calvoni
Charlotte County Parcel: 412319477009
- Mr. Bryan Clemons, Public Works Engineering Manager, displayed photographs of the subject property and proposed construction drawings from the agenda material, briefly reviewing the request. He stated the property had 40 linear feet (lf) of seawall and the

canal was approximately 153 lf wide, concluding staff recommended approval of the request as per Chapter 6, Section 2-1(e)(4), Punta Gorda Code.

- Mr. Jake Dye, applicant's representative, indicated the proposed configuration was the only way to install the boat lift at the end of the canal, adding same would have the smallest impact on adjacent property owners.
- Mr. Daugherty called three times for public comment.
- Mr. Milne MOVED, Mr. Harrigan SECONDED to close the public hearing. MOTION CARRIED UNANIMOUSLY
- Mr. Harrigan MOVED, Mr. Ashworth SECONDED approval of CCSP-20-2021. MOTION CARRIED UNANIMOUSLY.

STAFF COMMENTS

- Ms. Miller announced letters were forwarded to the property owners listed on the Seawall Replacement Program, verifying Marine Contracting Group was the contractor for the seawalls.

COMMITTEE/BOARD COMMENTS

- None.

CITIZENS' COMMENTS

- Mr. Rich Bevak expressed concern regarding numerous vacant lots in BSI with seawalls which needed repairs, inquiring whether inspections were done on same.
- Ms. Miller replied an assessment of BSI's seawalls was performed biannually, verifying same was completed whether the property was vacant or occupied; additionally, she confirmed inspections were done by boat and not by land.
- Mr. Daugherty requested Mr. Bevak provide him with some of the photographs of the damaged seawalls to include in his next article for the Homeowners Association which would address cracking seawalls.
- Ms. Pam Bevak inquired whether a permit approved for 5007 Isparta Court was grandfathered so that a vessel could be berthed in the water rather than on a boat lift.
- Ms. Miller requested the information be forwarded so that she could research same.
- Mr. Perkins questioned whether a special permit would be required for a 7-foot dock installed in the Rim Canal.
- Mr. Clemons replied any installation encroaching the navigable channel was subject to a special permit.
- Mr. Ashworth indicated individuals who purchased property on the Rim Canal should be informed of the boating requirements when buying the lot.
- Mr. Bob Fritz stated the Rim Canal was especially narrow, suggesting a revision to the Code which allowed structures to extend ten feet from the seawall.

- Discussion ensued regarding potential solutions and challenges faced with permitting boat lifts while maintaining navigable channels within the Rim Canal.
- Mr. Daugherty expressed uncertainty as to a resolution for same, concluding suggestions were welcomed.

ADJOURNMENT

- Meeting Adjourned: 2:22 p.m.

Rick Daugherty, Chairman

Sara Welch, Recording Secretary