

**DEVELOPMENT REVIEW COMMITTEE
MEETING
OCTOBER 22, 2021**

MEMBERS PRESENT: Lisa Hannon, Acting Chair
Randy Cole, Chief Building Official
Steve Adams, Utilities Engineering Manager
Jennifer Molnar, Fire Marshal
Norman Nahra, Police Lieutenant
Linda Sposito, Public Works

OTHERS PRESENT: David McCarty, Code Compliance Supervisor
Bob White, Drew Hamernik, John Wright,
Janet Watermeier, Brian Corso, Kenneth Krause,
Susan Krause, Lloyd Cranford, Jay Wester

CALL TO ORDER/ANNOUNCEMENTS

- Ms. Hannon called the meeting to order at 9:00 a.m.
- A. Roll Call
- B. Next Scheduled Meeting
- 1. November 5, 2021

CITIZENS COMMENTS ON AGENDA ITEMS ONLY

- None.

APPROVAL OF MINUTES

- A. October 8, 2021
- Ms. Molnar MOVED, Ms. Sposito SECONDED approval of the October 8, 2021, minutes.
MOTION CARRIED UNANIMOUSLY.

PERMIT REVIEW

- A. 21-166584; 43rd Annual Charlotte County Christmas Parade; December 11, 2021
- Ms. Hannon briefly reviewed the request from the agenda material, requesting a Certificate of Insurance naming the City as additional insured. She stated a Florida Department of Transportation (FDOT) permit was no longer required for the parade, concluding stationary vendors were not permitted.
- Ms. Sposito indicated the Public Works Department had no comments.
- Mr. Cole verified the Building Division had no comments.
- Ms. Molnar confirmed the Fire Department had no issues with the request.
- Mr. Nahra stated in-kind services would be provided by the Police Department, verifying the parade would commence by 12:00 p.m.
- Mr. Adams verified the Utilities Department had no issues.

- Ms. Molnar MOVED, Ms. Sposito SECONDED approval of Event Permit 21-166584. MOTION CARRIED UNANIMOUSLY.
- B. 21-166336; Punta Gorda Half Marathon; Laishley Park; March 12, 2022
- Ms. Hannon requested a Certificate of Insurance naming the City as additional insured. She stated staff would assist with the FDOT permit and work with the Public Works Department for maintenance of traffic (MOT), adding Mr. David Meyers, Public Works Supervisor, requested the applicant complete the following: inform the Post Office deliveries should enter via the north side of US 41 rather than via Nesbit Street; inform Laishley Crab House their restaurant area would be closed from approximately 6:30 a.m. to 7:00 a.m.; request the judges enter the Justice Center parking lot via East Marion Avenue between 6:30 a.m. and 8:00 a.m.; request permission from Charlotte County to close a section of Bayshore Live Oak Park; inform the Punta Gorda Waterfront Hotel the race would be along the front and rear side of the hotel and West Retta Esplanade would be one way eastbound.
 - Mr. Drew Hamernik, applicant, indicated he had been in contact with Mr. Meyers and would be providing letters to the properties this date.
 - Ms. Sposito reiterated coordination for MOT with Mr. Meyers was needed.
 - Mr. Cole stated the Building Division had no comments for the request.
 - Ms. Molnar verified a tent permit needed to be secured from the Fire Department at least two weeks prior to the event, adding Fire Department standby was not required.
 - Mr. Nahra stated six officers were needed for the route, noting there would be attempts to obtain assistance from five volunteers; however, one or two additional officers might be needed if same could not be obtained.
 - Mr. Adams indicated the Utilities Department had no issues with the request.
 - Ms. Molnar MOVED, Ms. Sposito SECONDED approval of Event Permit 21-166336 contingent the applicant meets with the Public Works Department and City staff to coordinate for the FDOT permit and MOT requirements. MOTION CARRIED UNANIMOUSLY.
- C. 21-166591; Punta Gorda Chamber Sullivan Street Craft Fairs for 2022; January 15 and 16, 2022; March 12 and 13, 2022; September 17 and 18, 2022; November 26 and November 27, 2022
- Ms. Hannon requested the applicant work with the Police Department and the Public Works Department for MOT. She stated tent permits were required, adding the Certificate of Insurance naming the City as additional insured had been received.
 - Ms. Sposito verified the Public Works Department had no comments for the request.
 - Mr. Cole indicated the Building Division had no comments.

- Ms. Molnar reiterated tent permits were required.
 - Mr. Nahra verified a two-officer detail was requested for the event along with overnight officers.
 - Mr. Adams stated the Utilities Department had no issues with the request.
 - Ms. Molnar MOVED, Ms. Sposito SECONDED approval of Event Permit 21-166591. MOTION CARRIED UNANIMOUSLY.
- D. 21-166643; Peace River National Art Festival; Laishley Park; December 4 and 5, 2021
- Ms. Hannon requested a Certificate of Insurance naming the City as additional insured as well as the alcoholic beverage license once available, noting tent permits and a police officer detail were required.
 - Ms. Sposito verified the Public Works Department had no comments.
 - Mr. Cole confirmed the Building Division had no comments.
 - Ms. Molnar inquired as to the anticipated attendance for the event.
 - Ms. Janet Watermeier, applicant, estimated a minimum of 200 would be in attendance from 10:00 a.m. to 12:00 p.m.
 - Ms. Molnar verified a tent permit would need to be secured from the Fire Department two weeks prior to the event.
 - Mr. Nahra stated a one-officer detail was required each date of the event.
 - Mr. Adams verified the Utilities Department had no issues with the request.
 - Ms. Molnar MOVED, Ms. Sposito SECONDED approval of Event Permit 21-166643. MOTION CARRIED UNANIMOUSLY.

APPLICATION REVIEW

- A. DRC-07-2021 – Isles Yacht Club Main Dock Replacement - 1780 West Marion Avenue
- Ms. Hannon reviewed the Zoning Division comments, denoted in the agenda material, noting there was no cubical content or fair share impact fees. She then questioned if the lighthouse was considered the dock master utility building on the site plan.
 - Mr. Brian Corso, Project Manager, replied affirmatively. He then verified the lighthouse would be constructed similarly to the existing one, noting the intent was to for the structure to become more compliant with Americans with Disability Act (ADA) regulations.
 - Ms. Hannon indicated images of the proposed awnings for the fuel pumps were needed.
 - Mr. Corso agreed to provide same, adding the plan was to utilize the existing awning.
 - Ms. Sposito requested a follow up with the Public Works Department once the questions and comments from the Fire Department were addressed.
 - Mr. Cole verified the Building Division had no comments regarding the request.

- Ms. Molnar stated modifications such as to the fueling system or fire protection on the fuel dock required separate permits from the Fire Department.
 - Mr. Nahra confirmed the Police Department had no comments for the request.
 - Mr. Adams indicated the Utilities Department issued an approval notice for the utilities plan.
 - Mr. Corso stated the existing structure had a fixed dock which regularly submerged in the water, explaining the proposed floating dock should reduce those issues.
 - Ms. Hannon indicated the request deviated from the typical limitations under Chapter 6 of the Punta Gorda Code; therefore, the Building Division and Public Works Department advised a Canal Construction Special Permit (CCSP) was required, adding same was in process. She then provided an explanation of the approval process, concluding the applicant could move forward with addressing the concerns as well as with the CCSP process.
- B. V-02-2021 - A request by Kenneth E. and Susan R. Krause, property owners, pursuant to Chapter 26, Section 16.10, Punta Gorda Code, to construct a new swimming pool, deck and screen enclosure with 15 feet rear yard setbacks at the closest points instead of 20 feet as is required by Chapter 26, Section 3.13(d), Punta Gorda Code, at an existing single-family structure, constructed in 1974.
- Legal: Punta Gorda Isles, Section 7, Block 66, Lot 4
 aka: 410 Bal Harbor Boulevard, Punta Gorda, FL 33950
 Charlotte County Parcel Id: 412212305003
- Ms. Hannon reviewed the request from the agenda material, noting same was to permit construction of an ADA accessible pool deck and screen enclosure. She stated the Canal Maintenance Division had no objections to the request and had issued a letter verifying the seawall was replaced and in good condition. She concluded staff recommended approval of the request based on their findings and conclusions as well as with respect to the ADA Act and the Fair Housing Act which allowed reasonable accommodations.
 - Ms. Sposito confirmed the Public Works Department had no comments for the request.
 - Mr. Cole clarified the request was subject to the Fair Housing Act and not to ADA regulations.
 - Ms. Molnar verified the Fire Department had no issues with the request.
 - Mr. Nahra confirmed the Police Department had no issues.
 - Mr. Adams stated the Utilities Department had no issues.
 - Ms. Hannon concluded the request would move forward to the Board of Zoning Appeals and to City Council.

- Ms. Molnar MOVED, Mr. Nahra SECONDED to move V-02-2021 forward to the Board of Zoning Appeals. MOTION CARRIED UNANIMOUSLY.
- C. V-03-2021 - A request by Anthony Favara, authorized agent, for Debra and Lloyd Cranford, property owners, pursuant to Chapter 26, Section 16.10, Punta Gorda Code, to allow for the replacement of an existing non-conforming six (6) foot tall chain link fence, with a six (6) foot tall, tan vinyl security fence with a twenty-four (24) foot wide gate, instead of four (4) foot tall fence, as required by Chapter 26, Section 8.5(b)(3), Punta Gorda Code, for the property located in a Special Purpose (SP) zoning district and constructed in 2011.
Legal: Punta Gorda, Block 119, Lots 10 and 11
aka: 1385 Elizabeth Street, Punta Gorda, FL 33950
Charlotte County Parcel Id: 412307256008
- Ms. Hannon reviewed the request from the agenda material, noting replacement of a six-foot fence within a street yard was prohibited. She indicated the property had an existing nonconforming, six-foot chain-link fence which was required to be installed in a conforming manner when replaced, explaining staff acknowledged the new fence was more aesthetically pleasing and would enhance the property; however, staff recommended denial of the request as same did not meet the literal criteria of hardship outlined in the Punta Gorda Code. She concluded the request would continue forward to the Board of Zoning Appeals and to City Council for final decision.
- Ms. Sposito verified the Public Works Department had no issues with the request.
- Mr. Cole confirmed the Building Division had no comments.
- Ms. Molnar stated the Fire Department had no issues.
- Mr. Nahra indicated the Police Department had no comments.
- Mr. Adams verified the Utilities Department had no issues.
- Mr. Lloyd Cranford, applicant, stated the intent was to upgrade the property which was in a low traffic area, noting the security company and neighboring property owners spoke in favor of the request.
- Ms. Hannon reiterated staff could not recommend approval of the request due to the literal criteria for hardship, explaining the applicant could provide the burden of proof for hardship when the request moved forward to the Board of Zoning Appeals and to City Council.
- Ms. Molnar MOVED, Ms. Sposito SECONDED to move V-03-2021 forward to the Board of Zoning Appeals. MOTION CARRIED UNANIMOUSLY.

STAFF COMMENTS

- None.

COMMITTEE/BOARD COMMENTS

- None.

CITIZENS' COMMENTS

- None.

ADJOURNMENT

- Meeting Adjourned: 9:21 a.m.

Lisa Hannon, Acting Chair

Leah Pues, Recording Secretary