

AGENDA

COLLIER COUNTY HEARING EXAMINER

WILL HOLD A HEARING AT 9:00 AM ON THURSDAY, **FEBRUARY 9, 2023**, IN CONFERENCE ROOMS 609/610 AT THE GROWTH MANAGEMENT DEPARTMENT/PLANNING & REGULATION BUILDING, 2800 N. HORSESHOE DRIVE, NAPLES, FLORIDA

AS PART OF AN ONGOING INITIATIVE TO PROMOTE SOCIAL DISTANCING DURING THE COVID-19 PANDEMIC, THE PUBLIC WILL HAVE THE OPPORTUNITY TO PROVIDE PUBLIC COMMENTS REMOTELY, AS WELL AS IN PERSON, DURING THIS PROCEEDING. INDIVIDUALS WHO WOULD LIKE TO PARTICIPATE REMOTELY, SHOULD REGISTER AT: <https://bit.ly/2923HEX>

ANY TIME AFTER THE AGENDA IS POSTED ON THE COUNTY WEBSITE WHICH IS 6 DAYS BEFORE THE MEETING OR THROUGH THE LINK: <http://colliercountyfl.iqm2.com/Citizens/default.aspx>

INDIVIDUALS WHO REGISTER WILL RECEIVE AN EMAIL IN ADVANCE OF THE PUBLIC HEARING DETAILING HOW THEY CAN PARTICIPATE REMOTELY IN THIS MEETING. FOR ADDITIONAL INFORMATION ABOUT THE MEETING, EMAIL ANDREW YOUNGBLOOD AT: Andrew.Youngblood@CollierCountyFL.gov.

INDIVIDUAL SPEAKERS WILL BE LIMITED TO 5 MINUTES UNLESS OTHERWISE WAIVED BY THE HEARING EXAMINER. PERSONS WISHING TO HAVE WRITTEN OR GRAPHIC MATERIALS INCLUDED IN THE HEARING REPORT PACKETS MUST HAVE THAT MATERIAL SUBMITTED TO COUNTY STAFF 10 DAYS PRIOR TO THE HEARING. ALL MATERIALS USED DURING PRESENTATION AT THE HEARING WILL BECOME A PERMANENT PART OF THE RECORD.

ANY PERSON WHO DECIDES TO APPEAL A DECISION OF THE HEARING EXAMINER WILL NEED A RECORD OF THE PROCEEDINGS PERTAINING THERETO, AND THEREFORE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. DECISIONS OF THE HEARING EXAMINER ARE FINAL UNLESS APPEALED TO THE BOARD OF COUNTY COMMISSIONERS.

HEARING PROCEDURES WILL PROVIDE FOR PRESENTATION BY THE APPLICANT, PRESENTATION BY STAFF, PUBLIC COMMENT AND APPLICANT REBUTTAL. THE HEARING EXAMINER WILL RENDER A DECISION WITHIN 30 DAYS. PERSONS WISHING TO RECEIVE A COPY OF THE DECISION BY MAIL MAY SUPPLY COUNTY STAFF WITH THEIR NAME, ADDRESS, AND A STAMPED, SELF-ADDRESSED ENVELOPE FOR THAT PURPOSE. PERSONS WISHING TO RECEIVE AN ELECTRONIC COPY OF THE DECISION MAY SUPPLY THEIR EMAIL ADDRESS.

1. PLEDGE OF ALLEGIANCE

2. REVIEW OF AGENDA

3. ADVERTISED PUBLIC HEARINGS:

- A. ***** This item was continued to the January 12, 2023 HEX Meeting and further Continued to the February 9, 2023 HEX Meeting***** PETITION NO. BDE-PL20210002320 - 415 Seabee Ave - Request for a 12-foot boat dock extension from the maximum permitted protrusion of 20 feet allowed by Section 5.03.06 of the Collier County Land Development Code for waterways greater than 100 feet in width, to allow a boat docking facility protruding a total of 32 feet into a waterway that is 213± feet wide. The subject property is located at 415 Seabee Avenue and is further described as Lot 19, Block Q, Conner's Vanderbilt Beach Estates Unit No. 2, in Section 29, Township 48 South, Range 25 East, Collier County, Florida. [Coordinator: John Kelly, Senior Planner] Commission District 2
- B. ***** This item was continued to the January 12, 2023 HEX Meeting and further Continued to the February 9, 2023 HEX Meeting***** PETITION NO. BD-PL20220002146 - Request for a 35-foot boat dock extension from the maximum permitted protrusion of 20 feet for waterways greater than 100 feet in width to allow a boat docking facility that will protrude a total of 55 feet into a waterway that is 338± feet wide, pursuant to Section 5.03.06 of the Land Development Code, for the benefit of property located at 167 Sunset Cay, also described as Lot 84, Port of the Islands (The Cays) Phase II, in Section 9, Township 52 South, Range 28 East, Collier County, Florida. [Coordinator: John Kelly, Planner II] Commission District 1
- C. ***** This item was continued to the January 12, 2023, HEX Meeting and further Continued to the February 9, 2023 HEX Meeting***** PETITION NO. BD-PL20220000501 - Request for a 2.75-foot boat dock extension and boathouse from the maximum permitted protrusion of 25 percent of the width of the waterway or 20 feet into a waterway, whichever is less, to allow construction of a boat docking facility protruding a total of 22.75 feet into a waterway that is 91± feet wide, pursuant to LDC Section 5.03.06. The subject property is located at 231 Dolphin Cove Court and is further described as Lot 8, Dolphin Cove, in Section 5, Township 48 South, Range 25 East, Collier County, Florida. [Coordinator: John Kelly, Planner II] Commission District 2
- D. ***** This item was continued from the January 26, 2023, HEX Meeting***** PETITION NO. CU-PL20210001657 - Request for approval of a Conditional Use for the Collier County Water Sewer District to allow a sewage treatment plant and its expansion, superseding Resolution No. 94-533 and pursuant to subsection 2.01.03.G.1.c of the Collier County Land Development Code, on 16 ± acres located at 4931 32nd Ave SW in Section 28, Township 49 South, Range 26 East, Collier County, Florida. [Coordinator: Timothy Finn, Principal Planner III] Commission District 3
- E. ***** This item was continued from the January 26, 2023, HEX Meeting***** PETITION NO. NUA-PL20220004583 - Request a non-conforming use alteration pursuant to LDC Section 9.03.03.B.4 to allow replacement of an old carport that is accessory to a nonconforming single-family residence with a carport of like size for property located within a Heavy Commercial Zoning District / Immokalee Agribusiness Overlay Subdistrict (C-5/AOSD). The subject property is .24 acres located at 326 Alachua Street in Immokalee and is legally described as Lots 40 thru 42, Block 53, Newmarket Subdivision, in Section 3,

Township 47 South, Range 29 East, Collier County, Florida. [Coordinator: John Kelly, Planner II] Commission District 5

4. OTHER BUSINESS

- A. ****** This item was continued from the January 12, 2023, HEX Meeting and has been further continued to the February 9, 2023, HEX Meeting****** PETITION NO. ADA-PL20220004625 Motion for Reconsideration – Appeal filed by Valencia Golf and Country Club HOA, Inc. of the administrative approvals of Planned Unit Development Minor Change Petition PMC-PL20220003657 and Insubstantial Change to Construction Plans ICP-PL20220003659 regarding sidewalks on private property. The subject property is located in the Valencia Golf and Country Club – Phase 2B subdivision, part of the Orangetree Planned Unit Development in Section 23, Township 48 South, Range 27 East, Collier County, Florida. (Coordinator: Michael Bosi, Zoning Director) (Commissioner District 5)

5. PUBLIC COMMENTS

6. ADJOURN