

## **AGENDA**

### **COLLIER COUNTY HEARING EXAMINER**

WILL HOLD A HEARING AT 9:00 AM ON THURSDAY, **April 25, 2024**, IN CONFERENCE ROOMS 609/610 AT THE GROWTH MANAGEMENT-COMMUNITY DEVELOPMENT 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/042524HEX>

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 AILYN PADRON AT [Ailyn.Padron@colliercountyfl.gov](mailto:Ailyn.Padron@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 THE 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.

A. PLEDGE OF ALLEGIANCE

B. REVIEW OF AGENDA

C. ADVERTISED PUBLIC HEARINGS

D. **\*\*Continued from March 28, 2024, HEX Hearing\*\***

**Petition No. VA-PL20230010369 – 5261 Sycamore DR** – Request for an after-the-fact variance for a 50-ft by 80-ft garage and a 31.9-ft by 31.9-ft open air/roof only carport that were built closer to the property lines than code allows; the variance is from LDC section 4.02.01.A, Table 2.1, to reduce the required rear yard setback from 75 feet to 38 feet and the eastern side yard setback from 30 feet to 29.4 feet for the garage and to reduce the required side yard setback from 30 feet to 7.9 feet for the carport, on a ±2.27 acre property located at 5261 Sycamore Drive, also known as the East 150 Feet of Tract 45, Golden Gate Estates Unit 32, in Section 9, Township 49 South, Range 26 East, Collier County, Florida. (Coordinator: Eric Ortman, Planner III) (Commissioner District 3)

E. **\*\*Continued from April 11, 2024, HEX Hearing\*\***

**Petition No. VA-PL20230010693 – 6245 Lee Ann LN** - Eric W. Schrack requests a variance from Section 4.02.01, Table 2.1 of the Collier County Land Development Code to reduce the north property line minimum side yard setback from 10 feet to zero feet, and a variance from Section 4.06.02.C, Table 2.4 of the Collier County Land Development Code to reduce the required Type “A” Landscape Buffer on the north property line from 5 feet to zero feet, to allow for construction of a new structure utilizing a legal nonconforming zero foot setback on the north property line located on a 0.74 +/- acre property at 6245 Lee Ann Ln., in Section 11, Township 49 South, Range 25 East, Collier County, Florida. (Coordinator: Timothy Finn, Planner III) (Commissioner District 2)

F. **\*\*Continued from April 11, 2024, HEX Hearing\*\***

**Petition No. VA-PL20230018286 – 185 6th ST** - Request for a variance from Land Development Code Section 4.02.01 A, Table 2.1, to reduce the required front yard from 25 feet to 15 feet for a proposed single-family residence zoned RSF-4 and located at 185 6th Street, also described as Lot 2, Block 2, Trail Acres Unit 2, in Collier County, Florida. (Coordinator: Sean Sammon, Planner III) (Commissioner District 1)

G. **Petition No. VA- PL20230013525 – 5238 Texas Ave** – Request for an after-the-fact variance to reduce the required 10-foot structure-to-structure separation required by Land Development Code Section 4.02.03.D for a utility building to 3.8 feet within a Residential Single-Family-4 (RSF-4) Zoning District for property located at 5238 Texas Avenue, also known as Lot 11, Block 9, Naples Manor Lakes in Section 29, Township 50 South, Range 26 East, Collier County, Florida. (Coordinator: John Kelly, Planner III) (Commissioner District 1)

H. **Petition No. BDE- PL20230013185 – 1139 Chokoloskee Dr** – Request for a 62-foot boat dock extension from the maximum permitted protrusion of 20 feet for waterways greater than 100 feet in width, to allow construction of a boat docking facility protruding a total of 82 feet into a waterway that is 1,573± feet wide. The subject property is located at 1139 Chokoloskee Drive, northwest of the intersection of Chokoloskee Drive and Parkway Village in Chokoloskee, in Section 36, Township 53 South, Range 29 East, Collier County, Florida. (Coordinator: John Kelly, Planner III) (Commissioner District 5)

4. OTHER BUSINESS

5. PUBLIC COMMENTS

6. ADJOURN