

## AGENDA

### **THE COLLIER COUNTY HEARING EXAMINER**

WILL HOLD A HEARING AT 9:00 AM ON THURSDAY, **NOVEMBER 8, 2018** IN CONFERENCE ROOM 610 AT THE GROWTH MANAGEMENT DEPARTMENT/PLANNING & REGULATION BUILDING, 2800 N. HORSESHOE DRIVE, NAPLES, FLORIDA

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. **PETITION NO. VA-PL20180001716– Southpointe at Windstar Marina Association, Inc. and Windstar on Naples Bay Master Association, Inc.** request a variance from Section 5.03.02 of the Land Development Code, which limits fences and walls within a residential component of a PUD to a maximum height of 6 feet, to instead allow a maximum height of 8 feet, for a proposed 8 foot wall that will replace an existing 6 foot fence located on the south side of Gulfstar Drive South, on the west side of Hamilton Avenue, in Section 23, Township 50 South, Range 25 East, Collier County, Florida. [Coordinator: Timothy Finn, AICP, Principal Planner]

**NOTE: This matter will not be heard at the November 8, 2018 HEX Meeting and will be re-advertised at a later date to be heard by the Collier County Planning Commission.**

- B. **PETITION NO. BDE-PL20180001018– Mitchel and Karyn Cooper** request a 235-foot boat dock extension over the maximum 20 feet allowed by Section 5.03.06 of the Land Development

Code, for a total protrusion of 255 feet, to accommodate a new docking facility with one boat slip for the benefit of property located at 37 Pelican Street W., on the north side of Pelican Street W., approximately 1000 feet west of Capri Blvd., in Section 31, Township 51 South, Range 26 East, Collier County, Florida. [Coordinator: Gilbert Martinez, Principal Planner]

**NOTE: This matter will not be heard at the November 8, 2018 HEX Meeting and will be re-advertised at a later date to be heard by the Collier County Planning Commission.**

**C. PETITION NO. VA-PL20180001748– Mitchel and Karyn Cooper** request a variance from Section 5.03.06 E. of the Land Development Code to reduce the minimum side yard setback for a boat dock facility from 7.5 feet to 1.3 feet on the north side of the proposed boat dock, and from 7.5 feet to 2.1 feet on the south side of the proposed boat dock, for property located at 37 Pelican Street, on the north side of Pelican Street, approximately 1000 feet west of Capri Blvd., in Section 31, Township 51 South, Range 26 East, Collier County, Florida, consisting of 0.18± acres. [Coordinator: Gilbert Martinez, Principal Planner]

**D. PETITION NO. BDE-PL20160001029– Steven Bergeson and Cynthia Mueller** request a 27-foot boat dock extension over the maximum 20 feet allowed by Section 5.03.06 of the Land Development Code, for a total protrusion of 47 feet, to accommodate a new docking facility with one boat slip for the benefit of Lot 5, Block 7 of the Gulf Shores subdivision, also described as 3254 Lakeview Drive, located on the west side of Lakeview Drive, approximately 1,000 feet west of Bayshore Drive, in Section 14, Township 50 South, Range 25 East, Collier County, Florida. [Coordinator: John Kelly, Senior Planner]

4. OTHER BUSINESS
5. PUBLIC COMMENTS
6. ADJOURN