

COLLIER COUNTY
Collier County Hearing Examiner



AGENDA

Growth Management Department
Conference Rooms 609/610
2800 Horseshoe Drive North
Naples, FL 34104

April 14, 2022

9: 00 AM

Andrew W. J. Dickman, Esq., AICP
Hearing Examiner

Note: 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 at Thomas.Clarke@CollierCountyFL.gov 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 Hearing**
 - A. **Petition No. VA-PL20210002556 – Request to allow a swimming pool that was built closer to the property line than code allows in Naples Park; also described as an after-the-fact variance from LDC section 4.02.01.A, Table 2.1, to reduce the required front yard setback from 25 feet to 18.6 feet on the west side along 7th Avenue North to allow an accessory swimming pool to meet the front setback requirement of LDC section 4.02.03.D, for a ±0.22 acre property located at 702 107th Avenue North, also known as Lot 26, Block 12, Naples Park Unit No. 1, in Township 48 South, Range 25 East, Section 28 of unincorporated Collier County, Florida. [Coordinator Eric Ortman, Principal Planner] Commissioner District 2**
 - B. **Petition No. BDE-PL20210001685 - Request for a 17-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 37 feet into a waterway that is 1,311± feet wide, pursuant to Section 5.03.06 of the Land Development Code, for the benefit of property located at 109 Pago Pago Drive West, also described as Lot 217, Isles of Capri No. 2, in Section 32, Township 51 South, Range 26 East, Collier County, Florida. [Coordinator: John Kelly, Senior Planner] Commission District 1**
 - C. **Petition No. VA-PL20200001985 - Request for 8.5-foot variance from the required side yard setback of 15 feet as provided for in Land Development Code Section 5.03.06.E.5 for dock facilities on lots with water frontage of 60 feet or greater. The request is to allow a dock facility at 6.5 feet from the west side property/riparian line located at 199 Eveningstar Cay, further described as Lots 3 and 4, Eveningstar Cay at Port of the Islands, in Section 9, Township 52 South, Range 28 East, Collier County, Florida. [Coordinator: John Kelly, Senior Planner] Commission District 1**
 - D. **Petition No. DR-PL20210002480 - A request for approval of a site plan with deviations from LDC 4.02.16.B Table 7 to reduce the eastern minimum side yard from ten feet to zero feet and from LDC 4.02.16.E.2.a.ii to reduce the required shared landscape buffer from ten feet to five feet and reduce the property's minimum landscape buffer contribution from five feet to zero feet, for the redevelopment of Naples Classic Car, located at Lots 49-53, Block A, Rock Creek Park, also known as 3066 Terrace Ave in Section 2, Township 50 South, Range 25 East, Collier County, Florida [Coordinator: Gabriela Castro, Principal Planner] Commission District 4**
 - E. **Petition No. PCUD-PL20210003067 - Request for a comparable use determination that golf cart sales is comparable, compatible, and consistent with the list of permitted uses in section 5.03 of the Pine Air Lakes Commercial Planned Unit Development, Ord. No. 07-32, as amended, located at Tract 2, Naples Center Village, also known as 5947 Naples Blvd in Section 11, Township 49 South, Range 25 East, Collier County, Florida. [Coordinator: Gabriela Castro, Principal Planner] Commission District 2**

- F. Petition No. PDI-PL20210002729 - Request for an insubstantial change to modify Section 12.4, Active Community Recreation Area, Lely Barefoot Beach Planned Unit Development (PUD), Ord. No. 85-83, as amended, to change the maximum building height from two habitable floors to 39.25-feet-zoned and 57.08-feet-actual. The subject PUD Tract is ± 6.25 acres located at 105 Shell Dr in Section 7, Township 48 South, Range 25 East, Collier County, Florida. [Coordinator: Gabriela Castro, Principal Planner] Commission District 2**

- 4. Other Business**
- 5. Public Comments**
- 6. Adjourn**