

COLLIER COUNTY
Collier County Hearing Examiner



AGENDA

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

August 22, 2024

1: 00 PM

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 Ailyn.Padron@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. PCUD-PL20230018178 – L&W Supply at 4720 Radio Road – Request for a determination that the proposed use of a hybrid wholesale and retail lumber and building material dealer is comparable in nature to other permitted uses in the Heavy Commercial (C-5) zoning district described as lumber and other building materials dealers (SIC 5211). The subject property is located at 4720 Radio Road, Naples, FL 34104, also known as C M G Plat Lot 2, in Section 1, Township 50 South, Range 25 East, Collier County, Florida. [Sean Sammon, Planner III] Commissioner District 4**
 - B. **Petition No. PL20240000927 VA – 2441 Maretee Drive – Request for a variance from Land Development Code Section 2.03.08.A.2.a.(4)(a).iii, to reduce the required Agricultural RFMUO-Receiving side setback from 30 feet to 12.8 feet on the east property line and to reduce the rear setback from 50 feet to 28.1 feet on the northern property line for the two existing accessory storage buildings on approximately 7.94 acres located at ±2,000 feet north of US-41 and ±850 feet east of Greenway Road at 2441 Maretee Drive, Naples, FL, 34114 in Section 7, Township 51 South, Range 27 East, Collier County, Florida. [Sean Sammon, Planner III] Commissioner District 1**
 - C. **Petition No. BD-PL20230017548 –156 Pago Pago Drive West - Request for a 29-foot boat dock extension, over the maximum 20 feet allowed by Section 5.03.06.E.1 of the Collier County Land Development Code for waterways 100 feet or greater in width, to construct a new dock facility that will protrude a total of 49 feet into a waterway that is 278± feet wide for the benefit of property located at 156 Pago Pago Drive West, also known as Lot 187, Isles of Capri No. 2, in Section 32, Township 51 South, Range 26 East, Collier County, Florida. [Coordinator: John Kelly, Planner III] Commissioner District 1**
 - D. **Petition No. NUA-PL20240006168 –271 Southbay Drive - Request for a minor alteration/reconstruction of an existing residential dock facility with 44 boat slips located within a Commercial Intermediate (C-3) Zoning District, which facility is a nonconforming use pursuant to Land Development Code (LDC) Section 9.03.03.B.2.a resulting in a zero-foot setback along the southeast side/riparian side and a five-foot setback along the northwest side/riparian line instead of the required side yard/riparian setback of 15-feet as provided for in LDC Section 5.03.06.E.5 for dock facilities on lots with water frontage of 60-feet or greater, for property located at 271 Southbay Drive, within Barefoot Pelican, A Waterfront Condominium, in Section 29, Township 48 South, Range 25 East, Collier County, Florida. (Companion Item BD - PL20220005339) [Coordinator: John Kelly, Planner III] Commissioner District 2**
 - E. **Petition No. BD-PL20220005339 – 271 Southbay Drive - Request for a 51-foot boat dock extension over the maximum permitted protrusion of 20-feet for a total protrusion of 71-feet into a waterway greater than 100-feet in width pursuant to Land Development Code Section 5.03.06.E.1 to allow for minor alteration/reconstruction of a private multi-family boat docking facility with 44 slips abutting a bay that is 748-feet wide to the north and a canal that is 100-feet wide to the east. The subject property is located at 271 Southbay Drive in Section 32, Township 48 South, Range 25 East, Collier County, Florida.(Companion Item NUA - PL20240006168) [Coordinator: John Kelly, Planner III] Commissioner District 2**

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