

## REVISION

MEMORANDUM MF NO. 13-03

DATE: February 19, 2013

TO: Marine Advisory Board Members

FROM: Andrew Cuba, Manager of Marine Facilities

RE: March 7, 2013 MAB – Application - Dock Waiver of Distance Limitations – Joe H. Scott Jr., 801 Idlewyld Drive

Attached for your review is an application from Joe H. Scott Jr., 801 Idlewyld Drive (see **Exhibit 1**).

APPLICATION AND BACKGROUND INFORMATION

The applicant is requesting a waiver to permit a 29.9' x 10' extension previously adjoined to a pre-existing (and previously permitted) 31.9' x 8' platform dock with a 20.1' x 5' access pier. Both the extension and the existing piers extend no further than 28.1' into the New River Sound. In addition, an existing boatlift extending 38.1' into the waterway and located on the original dock, requires an after the fact waiver. The distances that these structures extend from the property line into the Intracoastal Waterway (New River Sound) are shown in the survey in **Exhibit 1** and summarized in Table 1 below:

TABLE 1

STRUCTURES REQUIRING WAIVER	SURVEYED DISTANCE OF STRUCTURES	PERMITTED DISTANCE WITHOUT WAIVER	AMOUNT OF DISTANCE REQUIRING WAIVER
Extended Pier	28.1'	25'	3.1'
Boat Lift	38.1'	25'	13.1'

City building construction records reflect that in 1986 there was a waiver of limitations for construction of the original L-shaped dock extending 28.1 feet and three (3) dolphin pilings extending 54 feet into the New River Sound. The three dolphin pilings have since been removed, and will not be replaced. The City's Unified Land and Development Regulations (UDLR), Section 47-19.3.C limits the maximum distance of the dock and mooring structures (boatlift) at this specific location to 25'. Section 47.19.3.E authorizes the City Commission to waive that limitation based on a finding of extraordinary circumstances.

### PROPERTY LOCATION AND ZONING

The property is located within the Idlewyld Isles RS-8 Residential Low Density Zoning District. It is situated on the western shore of the Intracoastal Waterway where the overall width on the northern and southern boundaries are approximately 499.44' and 516.68' respectively, according to the survey provided in **Exhibit 1**. The distance from the seawall cap to the west edge of the navigable channel of the New River Sound ranges from 165.49' to 168.79'. The distance from the water most structure, the boatlift to the western edge of the navigational channel is approximately 130'.

### WATERWAY DEPTH AND TIDAL CONDITIONS

The applicant's narrative indicates water depths insufficient for dockage purposes necessitate mooring structures extending beyond Code. The Idlewyld Drive waterfront has a history of dock waivers due to shallow water depths and extensive silting, as illustrated in Table 2.

### DOCK PLAN AND BOATING SAFETY

Marine Facilities' records reflect that there have been eleven (11) waivers of docking distance limitations approved by the City Commission since 1986 with the most recent at 709 Idlewyld approved by the City Commission at their meeting of February 3, 2009. A comparison of these as shown in Table 2 including the maximum distances of mooring structures/pilings extending into the Intracoastal Waterway along Idlewyld Drive based upon similar circumstances follows:

**TABLE 2**

<b>DATE</b>	<b>ADDRESS</b>	<b>MAXIMUM DISTANCE</b>
1986	801 Idlewyld Drive	54.00'
1994	407 Idlewyld Drive	63.75'
1995	517 Idlewyld Drive	42.00'
2000	629 Idlewyld Drive	50.70'
2001	606 Idlewyld Drive	55.80'
2005	413 Idlewyld Drive	81.45'
2007	649 Idlewyld Drive	45.00'
2007	375 Idlewyld Drive	68.00'
2008	674 Idlewyld Drive	58.00'
2008	637 Idlewyld drive	58.00'
2009	709 Idlewyld Drive	53.20'

### RECOMMENDATIONS

Should the Marine Advisory consider approval of the application, the resolution under consideration for approval by the City Commission should include at least the following as prescribed in the ULDR and City Code of Ordinances as follows:

1. The applicant is required to comply with all applicable building and zoning regulations as well as any other Federal and State laws and permitting requirements including the Broward County Environmental Protection and Growth Management Department, the Florida Department of Environmental Protection and the U.S. Army Corps of Engineers.
2. The applicant is required to install and affix reflector tape to the boatlift pilings in accord with Section 47.19.3.E of the Unified Land and Development Regulations (ULDR).

AC  
Attachment

cc: Cate McCaffrey, Deputy Director of Parks and Recreation  
Jonathan Luscomb, Supervisor of Marine Facilities

**CITY OF FORT LAUDERDALE  
MARINE FACILITIES  
APPLICATION FOR WATERWAY PERMITS, WAIVERS AND LICENSES**

Any agreement with the City of Fort Lauderdale and other parties, such as, but not limited to, licenses, permits and approvals involving municipal docking facilities or private uses in the waterways as regulated by Section 8 of the City Code of Ordinances or Section 47-19.3 of the City's Urban Land Development Regulations, shall be preceded by the execution and filing of the following application form available at the Office of the Supervisor of Marine Facilities. The completed application must be presented with the applicable processing fee paid before the agreement is prepared or the application processed for formal consideration (see City of Fort Lauderdale Code Section 2-157). If legal publication is necessary, the applicant agrees to pay the cost of such publication in addition to the application fee.

**APPLICATION FORM**  
**(Must be in Typewritten Form Only)**

1. **LEGAL NAME OF APPLICANT** - (If corporation, name and titles of officers as well as exact name of corporation. If individuals doing business under a fictitious name, correct names of individuals, not fictitious names, must be used. If individuals owning the property as a private residence, the name of each individual as listed on the recorded warranty deed):

NAME: Joe H. Scott Jr.

TELEPHONE NO: \_\_\_\_\_ (314) 378-3783 FAX NO. \_\_\_\_\_  
(home) (business)

2. **APPLICANT'S ADDRESS** (if different than the site address):

801 Idlewyld Drive, Fort Lauderdale, FL 33301

3. **TYPE OF AGREEMENT AND DESCRIPTION OF REQUEST:**

Request for Waiver of Limitations per attached narrative and plans

4. **SITE ADDRESS:**

801 Idlewyld Drive

**ZONING:**

RS-8

**LEGAL DESCRIPTION:**

Idlewyld 1-19 B Lot 1 less W 80 & N1/2 of Lot 2 less W 80 Blk 7

5. **EXHIBITS** (In addition to proof of ownership, list all exhibits provided in support of the applications).

See attached  
Applicant's Signature \_\_\_\_\_

2/1/13  
Date \_\_\_\_\_

The sum of \$ \_\_\_\_\_ was paid by the above-named applicant on the \_\_\_\_\_ of \_\_\_\_\_, 2009 Received by: \_\_\_\_\_

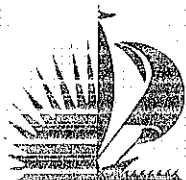
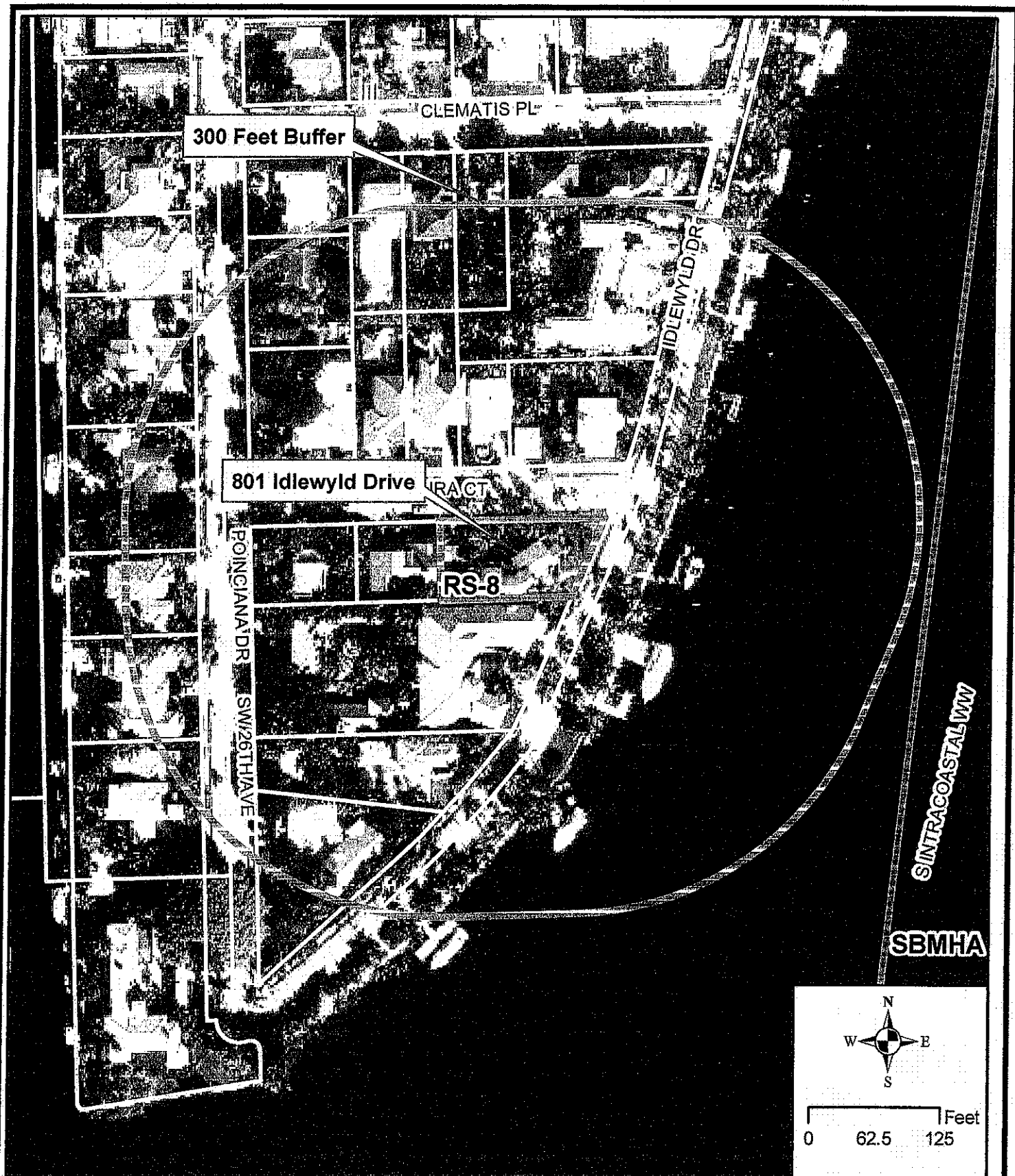
City of Fort Lauderdale

=====For Official City Use Only=====

**Marine Advisory Board Action**  
Formal Action taken on \_\_\_\_\_

**Commission Action**  
Formal Action taken on \_\_\_\_\_

Recommendation \_\_\_\_\_  
Action \_\_\_\_\_



CITY OF FORT LAUDERDALE

# 801 Idlewyld Drive

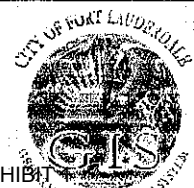
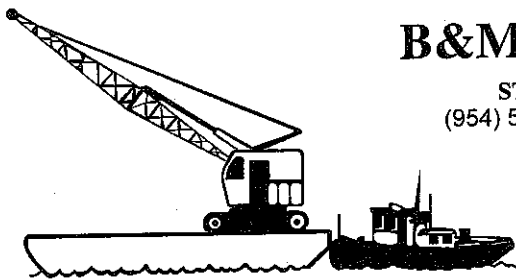


EXHIBIT  
CAM 13-0455  
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# B&M Marine Construction, Inc.

STATE LICENSED MARINE CONTRACTORS  
(954) 520-9593 #CG C052820 FAX (954) 427-5168

- DOCKS & SEAWALLS
  - REPAIRS OF ALL KINDS
  - PILING WORK
- Wood-Concrete

January 14, 2013

Marine Advisory Board  
2 South New River East  
Ft. Lauderdale, Fl. 33301

Re: Joe Scott Jr.  
801 Idlewyld Drive  
Fort Lauderdale, FL 33301

Dear Board Members

We are requesting a waiver of limitations to permit a 29.9' x 10.0' extension to an existing L-pier. The existing pier consists of a 31.9 x 8.0' platform and a 20.1' x 5' access. There is an existing boatlift on the outside of the existing platform and that lift will be authorized under the requested waiver as well. There were three existing mooring pilings that were removed during the installation of the extension and will not be reinstalled.

The new extension will not extend further than the extent of the existing pier which is 28.1 feet out into the waterway. The pier was authorized under a waiver in 1986. The outer edge of the existing pier and the extension is 28.1' from the edge of the existing seawall cap. The lift extends 10 feet further than the pier and as such is 38.1 feet from the edge of the cap. The north end of the pier extension extends up to the north side riparian line. The existing pier is 12.1 feet from the south side riparian line at its closest point.

The City Building Code, Section 47-19.3, Paragraph (c), allows docks, piers and lifts to extend from the property line up to 25% of the waterway width or 25 feet, whichever is less. The requested Waiver of Limitations will be to allow the pier and its extension to extend an additional 3.1 feet beyond the City Building Code limits, and to allow the lift to extend an additional 13.1 feet beyond the City Building Code limits.

The waterway at this property is approximately 500+/- feet wide to the opposite bulkhead. The watermost structures, the existing lift, will be approximately 130 feet from the edge of the navigational channel. Based on these distances, these structures will be more than sufficiently far from the channel so as to not impose any navigational hazards or obstructions.

The area has shallow water depths and a pier longer than that allowed by the City Code is necessary to reach sufficient water depth. That is why the pier was originally allowed in 1986. Over time, those depths have not increased; in fact the navigational traffic has caused silt to collect and decrease the depths even more. Due to the rough wave actions caused by the navigational traffic, to safely board the vessel, the lift was necessary. And to safely moor the vessel on the lift, the pier extension is necessary. Mooring the vessel on the lift without the extension has caused damage to the vessel, but the extension breaks the wave action enough to float the vessel on to the lift without further damages.

The pier extension and the lift have been reviewed and licensed by Broward County (which licensed the structures on behalf of the State DEP) and the Army Corps of Engineers. Those licenses are included in this application package. Although the environmental licenses are now expired, the structures were installed while they were still in effect. Therefore, no additional licensing by these agencies will be necessary. An email has been sent to the County and the Corps requesting verification of this. Their responses have been included in the attachments.

If the waiver is not granted, the pier extension and the lift will have to be removed, and the owner will be forced to deal again with the unsafe nature of mooring and boarding the vessel caused by the rough wave actions in this area. In conclusion, the homeowner, Joe Scott, Jr. and B & M Marine Construction Inc. should be granted permission to keep and permit the pier extension and the lift with the City building department.

Sincerely,



Glen Bryant

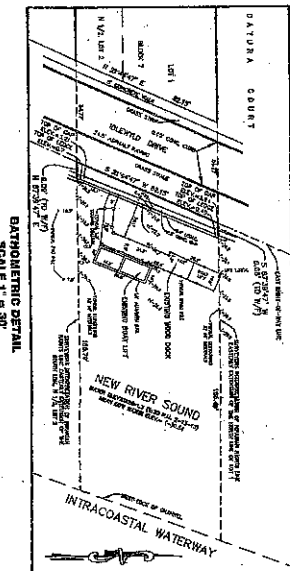
B & M Marine Construction Inc.



GRAPHIC SCALE

(18 FEET)

1 inch = 50 ft.



FILE NO: **01-3-049 (13)**

www.MECO-100.com

DO NOT SCALE

Let it, I fear, the West and East, and the North go—half (N 1/2) of Lot 2, less the West and East, Block 7, KLESTED, according to the plot thereto, as returned in Plot Sheet 1, Page 19 of the public records of Broward County, Florida.

Said lands situate, lying and being in this City of Fort Lauderdale, Broward County, Florida.

Dated at Fort Lauderdale, Florida, the 13th day of February, 2015.

**JERALD A. McLAUGHLIN**  
Registered Land Surveyor No. 5509  
State of Florida

**BROWARD COUNTY  
DEVELOPMENT & ENVIRONMENTAL  
REGULATION DIVISION  
ENVIRONMENTAL RESOURCE LICENSE  
BROWARD COUNTY CODE 27-331 TO 27-341**

**PROJECT** Scott - Dock extension

**REVIEWER** AKH **DATE** 4/11/12

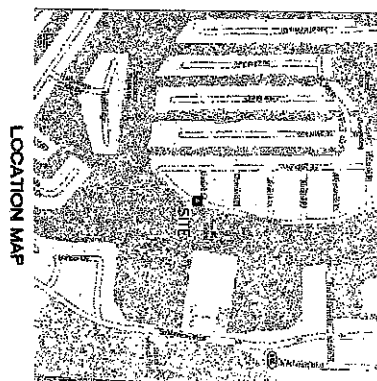
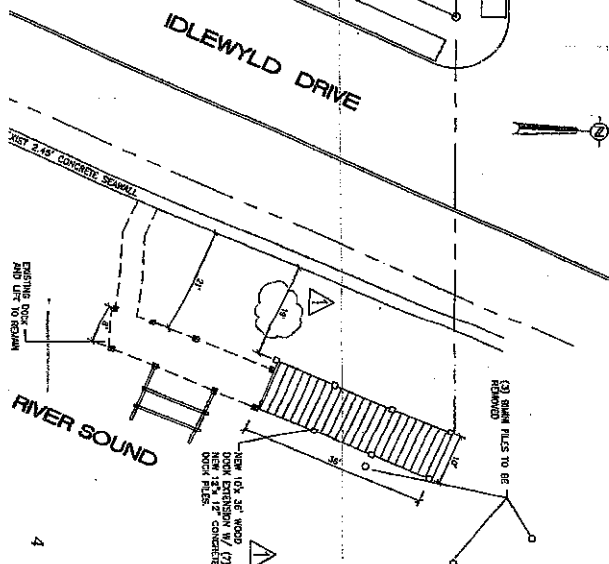
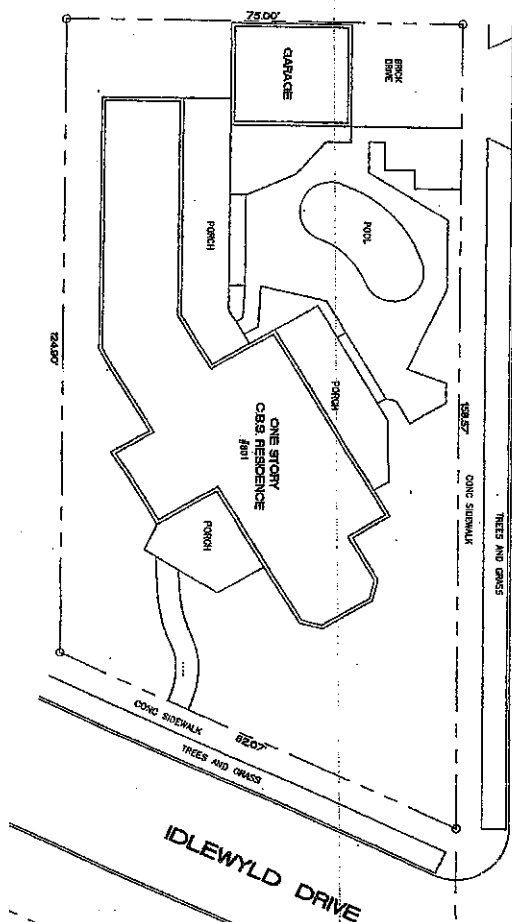
**ATTACHED TO LICENSE NO.** DE 12-1072

**DRAWING** 1 **OF** 3 **ENTERS AS INDICATED IN LICENSE**

**SCOPE OF WORK:**

- DOCK:**
1. REMOVE (3) EXISTING WOOD PILES.
  2. DRIVE (7) NEW 12" DIA. CONCRETE DOCK PILES.
  3. CONSTRUCT A NEW 10' x 36' DOCK EXTENSION.

**NOTE:**  
DOCK NOT TO EXCEED 5.5 HGT. MAX



SITE PLAN	
Old File Number: Scott-Add-Dock	Scale: AS NOTED
Project: 1897 M.L.L.	Project No: 1897-10
Design: M.L.L.	Drawn: B.H.
Sheet No: 1	Sheet No: 1



**MORRISON BUILDERS**  
GENERAL CONTRACTORS

2765 SW 36th STREET - DANIA BEACH, FL. 33312  
PHONE: (954) 583-8500 FAX: (954) 583-4212

**SCOTT RESIDENCE**  
801 IDLEWYLD  
FT. LAUDERDALE, FLORIDA

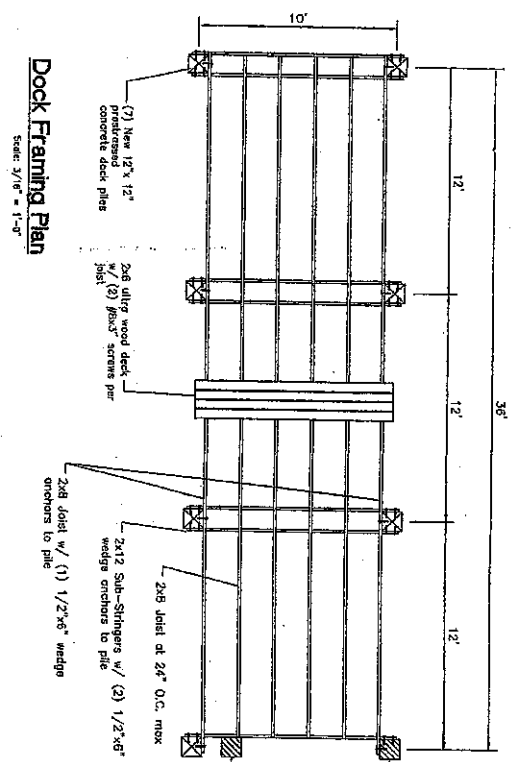


**DESIGN GROUP**  
1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA  
33315

Phone: 954-937-9192  
Email: dfgroup@mindspring.com

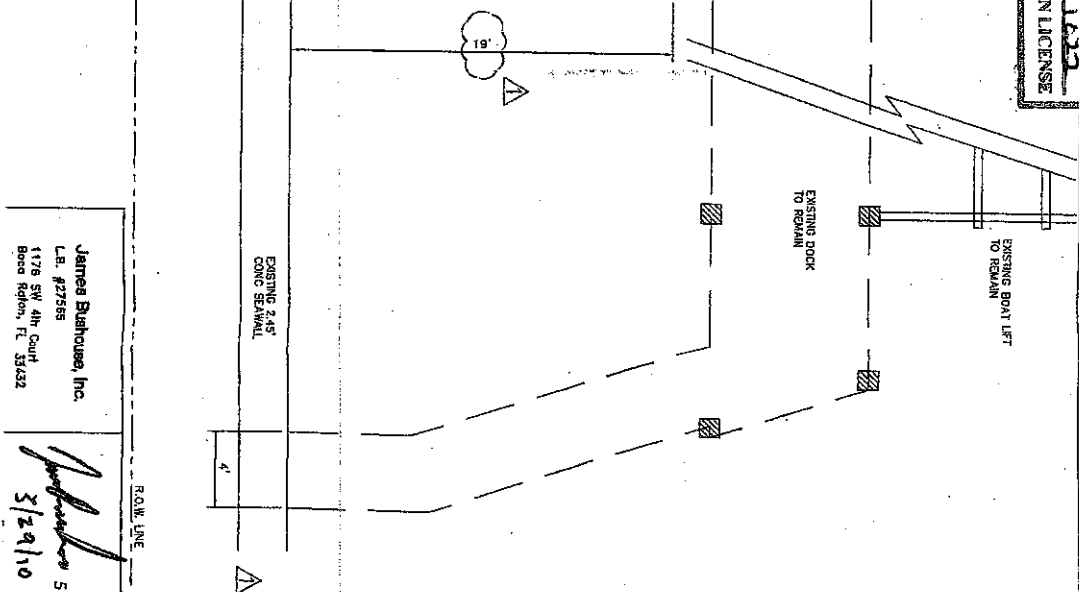
**BROWARD COUNTY  
DEVELOPMENT & ENVIRONMENTAL  
REGULATION DIVISION  
ENVIRONMENTAL RESOURCE LICENSE  
BROWARD COUNTY CODE 27-331 TO 27-344**

**PROJECT** Self - Dock extension **DATE** 4/24/10  
**REVIEWER** YSSA  
**ATTACHED TO LICENSE NO.** SE-10-1037  
**DRAWING** 2 OF 3 **EXPIRES AS INDICATED IN LICENSE**



**Dock Framing Plan**  
 Scale 3/8\" = 1'-0"

- GENERAL NOTES:**
- 1.) ALL FRAMING MATERIALS TO BE PRESSURE TREATED, SOUTHERN YELLOW PINE, GRADE 2 OR BETTER, MIN. FB = 1450 psi OR BETTER.
  - 2.) ALL HARDWARE TO BE GALVANIZED OR STAINLESS STEEL.
  - 3.) ELEVATIONS SHOWN ARE BASED ON THE NATIONAL GEODETIC VERTICAL DATUM OF 1929.
  - 4.) PILING TO BE 12\" x 12\" PRESTRESSED CONCRETE PILES DRIVEN A MINIMUM OF 8' INTO BERM OR 2' INTO YIELDING MATERIAL.
  - 5.) DESIGN IN ACCORDANCE WITH 2007 FLORIDA BUILDING CODE, WITH 2009 AMENDMENTS.



**James Blahouse, Inc.**  
 L.E. #27565  
 1178 SW 4th Court  
 Boca Raton, FL 33432

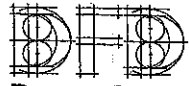
*[Signature]*  
 3/24/10

<b>DOCK DETAILS</b>	
Code for Number 2007-2008	Project No.
Scale as noted	Design No.
Project Name	Drawn: EBT
Project No.	
Design No.	
Drawn: EBT	

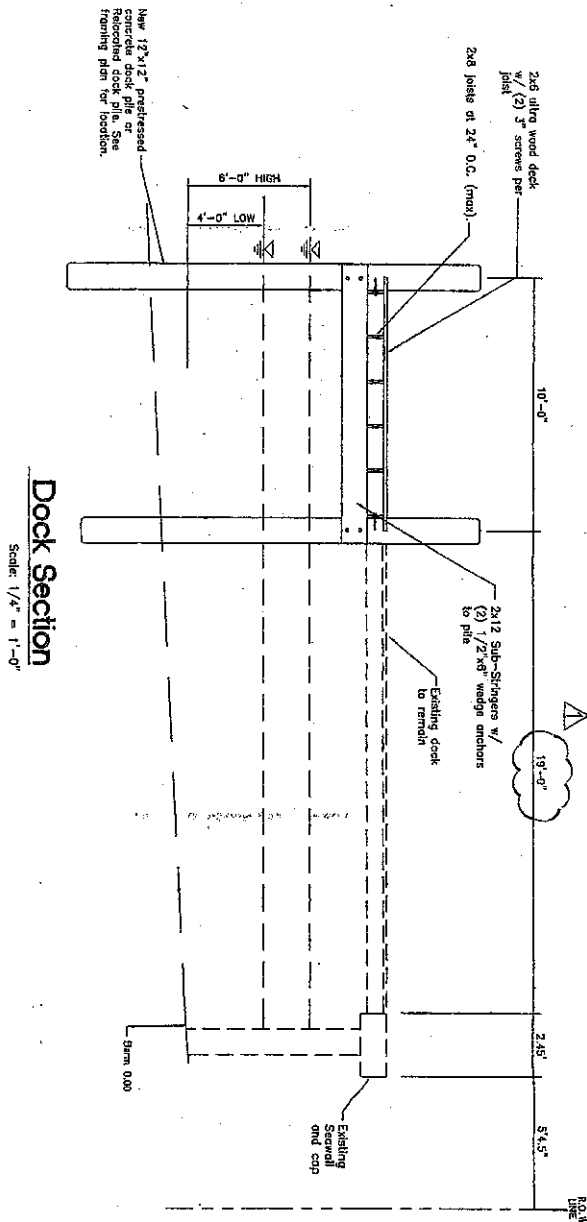


**MORRISON BUILDERS**  
 GENERAL CONTRACTORS  
 2765 SW 36th STREET - DANIA BEACH, FL 33312  
 PHONE: (954) 583-8500 FAX: (954) 583-4212

**SCOTT RESIDENCE**  
 801 IDLEWYLD  
 FT. LAUDERDALE, FLORIDA



**DESIGN GROUP**  
 1511 N.W. 4th Avenue  
 FT. LAUDERDALE, FLORIDA 33315  
 Phone: 354-937-9182  
 Email: dfggroup@mindspring.com



**Dock Section**

Scale: 1/4" = 1'-0"

**BROWARD COUNTY  
DEVELOPMENT & ENVIRONMENTAL  
REGULATION DIVISION  
ENVIRONMENTAL RESOURCE LICENSE  
BROWARD COUNTY CODE 27-331 TO 27-341**

PROJECT Scott Residence DATE 4/16/10  
 REVIEWER John ATTACHED TO LICENSE NO. 2610-1022  
 DRAWING 3 OF 3 EXPIRES AS INDICATED IN LICENSE

James Burhouse, Inc.  
L.B. #2755  
1176 SW 4th Court  
Boca Raton, FL 33432

*John*  
3/29/10

**DOCK DETAILS**

Check the Number, Seal, and Date  
 Scale as noted  
 Project: Hgt. Max.  
 Design: Hgt. Max.  
 Drawn: Hgt. Max.

**MORRISON BUILDERS**  
GENERAL CONTRACTORS

2765 SW 36th STREET - DANIA BEACH, FL. 33312  
 PHONE: (954) 583-8500 FAX: (954) 583-4212

**SCOTT RESIDENCE**  
801 IDLEWYLD  
FT. LAUDERDALE, FLORIDA



**DESIGN GROUP**

1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA  
33315  
Phone: 954-937-9192  
Email: dfogroup@mindspring.com

Return To:  
③ Judy 5831-1  
BEDZOW, KORN, et al  
P.O. BOX 8020  
FORT LAUDERDALE, FL 33308

MARKED BY:  
MARK B. SCHORR, P.A.  
800 SE 3rd Avenue, Suite 300  
Fort Lauderdale, FL 33316  
  
WC 48

INSTR # 100156886  
OR BK 30347 PG 0459  
RECORDED 83/28/2000 01:42 PM  
COMMISSION  
BROWARD COUNTY  
DOC STEP-D 10,500.00  
DEPUTY CLERK 2075

WARRANTY DEED

THIS WARRANTY DEED, made and executed this 15th day of MARCH, 2000, by DAVID G. VINIKOOR and ILENE VINIKOOR, husband and wife, hereinafter called the Grantor, to JOE E. SCOTT, JR., hereinafter called the Grantee, whose post office address is P.O. Box 289, Chesterfield, MO 63006.

(Wherever used herein the terms "Grantors" and "Grantees" include all parties to this instrument and their heirs, legal representatives assigns.)  
WITNESSETH: That the Grantor, for and in consideration of the sum of Ten (\$10.00) Dollars and other valuable considerations, receipt of which is hereby acknowledged, by these presents does grant, bargain, sell, assign, remise, release, convey and confirm unto the Grantee, the following described land situate in Broward County, Florida, to wit:

Lot One (1) and the North Half (N 1/2) of Lot Two (2), of Block Seven (7) of IDLEWYLD, the New River Development Company's subdivision of part of the Northwest quarter (NW 1/4) and Government Lots Two (2), Four (4) and Five (5) of Section Twelve (12), Township Fifty (50) South, Range Forty-Two (42) East, according to the plat thereof recorded in Plat Book No. 1, Page 19, of the Public Records of Broward County, Florida; less the West Eighty (80) feet thereof.

SUBJECT TO the following:

1. Applicable zoning ordinances;
2. Restrictions and easements of record, if any;
3. Taxes for the year of Closing and subsequent years.
4. All easements, servitudes, conditions, and limitations of record appearing on the plat of IDLEWYLD, the New River Development Company's Subdivision in Section 12, Township 50 South, Range 42 East, Broward County, Florida, recorded in Plat Book 1, Page 19, Public Records of Broward County, Florida.

GRANTOR FURTHER ASSIGNS to Grantee all of Grantor's rights under any existing policies of title insurance on the demised property.

TO HAVE AND TO HOLD, the same in fee simple forever.  
AND the Grantor hereby covenants with said Grantee that the Grantor is lawfully seized of said land in fee simple; that the Grantor has good right and lawful authority to sell and convey said land; and hereby warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever.

GRANTEE HEREIN STATES THAT THE SUBJECT PROPERTY IS NOT NOW HIS HOMESTEAD.

IN WITNESS WHEREOF, the Grantor has caused these presents to be executed in his name, the day and year first above written.

Witness  
JENNIFER LEVIN  
(PRINT WITNESS' NAME)

Witness  
DAVID COMARIC  
(PRINT WITNESS' NAME)

David G. Vinikoor  
1790 BAY DR., FOMP.BCN.  
Address

Address  
Ilene Vinikoor  
1790 Bay Dr.  
Address  
FOMP. Bcn, FL  
Address

STATE OF FLORIDA  
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 15th day of MARCH, 2000 by DAVID G. VINIKOOR and ILENE VINIKOOR, husband and wife, who are personally known to me ☒ or who has produced the following identification: \_\_\_\_\_

Mark B. Schorr  
NOTARY PUBLIC (Signature)  
Printed name of Notary  
Mark B. Schorr  
Commission # CG 864013  
Expires Sep. 10, 2003  
Bonded Thru  
Atlantic Bonding Co., Inc.

**LORI PARRISH**  
**BROWARD**  
 COUNTY  
 PROPERTY  
 APPRAISER



Site Address	801 IDLEWYLD DRIVE , FORT LAUDERDALE	ID #	5042 12 02 0640
Property Owner	SCOTT,JOE H JR	Millage	0312
Mailing Address	801 IDLEWYLD DR FORT LAUDERDALE FL 33301	Use	01
Abbreviated Legal Description	IDLEWYLD 1-19 B LOT 1 LESS W 80 & N1/2 OF LOT 2 LESS W 80 BLK 7		

The just values displayed below were set in compliance with Sec. 193.011, Fla. Stat., and include a reduction for costs of sale and other adjustments required by Sec. 193.011(8).

Property Assessment Values					
Click here to see 2012 Exemptions and Taxable Values as reflected on the Nov. 1, 2012 tax bill.					
Year	Land	Building	Just / Market Value	Assessed / SOH Value	Tax
2013	\$531,000	\$1,061,050	\$1,592,050	\$1,479,460	
2012	\$531,000	\$1,061,050	\$1,592,050	\$1,454,730	\$28,631.20
2011	\$531,000	\$1,061,370	\$1,592,370	\$1,412,360	\$27,682.77

IMPORTANT: The 2013 values currently shown are "roll over" values from 2012. These numbers will change frequently online as we make various adjustments until they are finalized on June 1. Please check back here AFTER June 1, 2013, to see the actual proposed 2013 assessments and portability values.

2013 Exemptions and Taxable Values by Taxing Authority				
	County	School Board	Municipal	Independent
Just Value	\$1,592,050	\$1,592,050	\$1,592,050	\$1,592,050
Portability	0	0	0	0
Assessed/SOH 06	\$1,479,460	\$1,479,460	\$1,479,460	\$1,479,460
Homestead 100%	\$25,000	\$25,000	\$25,000	\$25,000
Add. Homestead	\$25,000	0	\$25,000	\$25,000
Wid/Vet/Dis	0	0	0	0
Senior	0	0	0	0
Exempt Type	0	0	0	0
Taxable	\$1,429,460	\$1,454,460	\$1,429,460	\$1,429,460

Sales History					Land Calculations		
Date	Type	Price	Book	Page	Price	Factor	Type
3/15/2000	WD	\$1,500,000	30347	459	\$50.00	10,620	SF
12/1/1988	WD	\$544,000	16127	47			
7/1/1985	WD	\$550,000					
3/1/1977	WD	\$120,000					
					Adj. Bldg. S.F. (See Sketch)		4751
					Units		1

Special Assessments								
Fire	Garb	Light	Drain	Impr	Safe	Storm	Clean	Misc
03								
R								
1								



Environmental Protection and Growth Management Department  
**DEVELOPMENT AND ENVIRONMENTAL REGULATION DIVISION**  
1 North University Drive, Suite 102-A • Plantation, Florida 33324 • 954-357-6666 • FAX 954-357-6521 • 954-519-1412

RRR# 7006 2760 0004 8968 4625

Joe Scott  
801 Idlewyld Drive  
Fort Lauderdale, FL 33301

Dear Mr. Scott:

This is to notify you of the Environmental Protection and Growth Management Department's action concerning your application received February 17, 2010. The application has been reviewed for an Environmental Resource License.

**Broward County Environmental Resource License Review – Granted**

The Environmental Protection and Growth Management Department has reviewed the project for compliance with Aquatic and Wetland Resource Protection Ordinance Sec. 27-331 through 27-341 of the Broward County Code.

Based on the information submitted, Environmental Resource License No. DF10-1022 is hereby issued. The above named licensee is hereby authorized to perform the work per the approved drawings(s), plans, documents and specifications as submitted by the licensee, and made a part hereof. The above referenced approvals will remain in effect subject to the attached Broward County General Conditions, Broward County Specific Conditions, and attached exhibits.

Should you wish to object to the Agency action or file a petition, please provide written objections, petitions and/or waivers within ten (10) days from the rendition of the action (refer to the attached "Variance and Administrative Review Procedures", Chapter 27 -10 through 27-14) to:

Director, Environmental Protection and Growth Management Department  
1 North University Drive  
Plantation, Florida 33324

The "Notice of Rights" addresses the procedures to be followed if you desire a public hearing or review of the Agency's action.

Sincerely,

*Linda Sunderland NRS IV*

4/28/10  
Date

*for* Al Simon  
Division Director

ENC:

1. Environmental Resource License
2. One set of stamped drawings (3 pages)
3. Variance and Administrative Review Procedures

CC:

1. Morrison Builders, Inc. (via US Mail, w/ copy of license, 3 sets of original stamped drawings, and copy of Variance and Administrative Review Procedures)
2. USACOE - Sarah Shea (via email)



**Environmental Protection and Growth Management Department**

Development and Environmental Regulation Division

1 North University Drive • Plantation, Florida 33324 • 954-519-1230 • FAX 954-519-1412

## ENVIRONMENTAL RESOURCE LICENSE

**LICENSEE:**

**Joe Scott  
801 Idlewyld Drive  
Fort Lauderdale, FL 33301**

**LICENSE NO.: DF10-1022**

**PROJECT: Dock Replacement**

This license is issued under the provision of Chapter 27 of the Broward County Code of Ordinances also cited as Broward County Natural Resource Protection Code hereinafter called the Code. The above-named applicant, hereinafter called licensee, is hereby authorized to perform the work or operate the facility shown on the approved drawing(s), plans, documents, and specifications as submitted by applicant, and made a part hereof and specifically described as follows:

**Description of Work:** This project involves the installation of a 10 foot wide by 36 foot long wood dock extension attached to the north side of an existing terminal platform. The existing L-shaped wood dock with an 8 foot wide by 38 foot long terminal platform attached to the 4 foot wide by 21 foot long access walkway and boatlift shall remain as is. The total over-water area of existing and proposed structures from the wet face of the existing seawall panel shall be approximately 748 square feet. *This license does not authorize dredging or any impacts to natural resources.*

**Location of Work:** This project is located adjacent to 801 Idlewyld Drive, Section 12, Township 50 South, Range 42 East, in the City of Fort Lauderdale. Folio Number: 504212020640.

Construction shall be in accordance with the Environmental Resource License Application Form, received on 2/17/10, and all additional information submitted; plans stamped by the Department on 04/26/10 (attached); and with all General and Specific Conditions of this license.



## GENERAL CONDITIONS

- (1) The terms, conditions, requirements, limitations and restrictions set forth herein are accepted by the licensee and must be completed by the licensee and are enforceable by EPD pursuant to this chapter. EPD will review this license periodically and may revoke or suspend the license, and initiate administrative and/or judicial action for any violation of the conditions by the licensee, its agents, employees, servants or representatives.
- (2) This license is valid only for the specific uses set forth in the license application and any deviation from the approved uses may constitute grounds for revocation, suspension, and/or enforcement action by EPD.
- (3) In the event the licensee is temporarily unable to comply with any of the conditions of the license or with this chapter, the licensee shall notify EPD within eight (8) hours or as stated in the specific section of this chapter. Within three (3) working days of the event, the licensee shall submit a written report to EPD that describes the incident, its cause, the measures being taken to correct the problem and prevent its reoccurrence, the owner's intention regarding the repair, replacement and reconstruction of destroyed facilities and a schedule of events leading toward operation with the license condition.
- (4) The issuance of this license does not convey any vested rights or exclusive privileges, nor does it authorize any injury to public or private property or any invasion of personal rights, or any violation of federal, state or local laws or regulations.
- (5) This license must be available for inspection on the licensee's premises during the entire life of the license.
- (6) By accepting this license, the licensee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this licensed facility or activity, that are submitted to the county, may be used by the county as evidence in any enforcement proceeding arising under this chapter, except where such use is prohibited by section 403.111, Florida Statutes.
- (7) The licensee agrees to comply and shall comply with all provisions of the most current version of this chapter.
- (8) Any new owner or operator of a licensed facility shall apply by letter for a transfer of license within thirty (30) days after sale or legal transfer. The transferor shall remain liable for performance in accordance with the license until the transferee applies for and is granted a transfer of license. The transferee shall be liable for any violation of this chapter that results from the transferee's activities. The transferee shall comply with the transferor's original license conditions when the transferee has failed to obtain its' own license.
- (9) The licensee, by acceptance of this license, specifically agrees to allow access and shall allow access to the licensed source, activity or facility at times to EPD personnel for the purposes of inspection and testing to determine compliance with this license and this chapter.
- (10) This license does not constitute a waiver or approval of any other license, approval, or regulatory requirement by this or any other governmental agency that may be required.
- (11) Enforcement of the terms and provisions of this license shall be at the reasonable discretion of EPD, and any forbearance on behalf of EPD to exercise its rights hereunder in the event of any breach by the licensee, shall not be deemed or construed to be a waiver of EPD's rights hereunder.
- (12) In addition to the general conditions set forth above, each license issued by EPD shall contain general conditions, specific conditions, and operating requirements to ensure compliance with this chapter. The licensee agrees that general conditions and specific conditions are enforceable by the county for any violation thereof.
- (13) General and specific license conditions and operating requirements must be complied with at all times the licensed activity occurs even though the license may have expired, been suspended, or been revoked.

License No. DF10-1022  
LICENSEE: Joe Scott

SPECIFIC CONDITIONS:

A. Standard

1. **Notify the Development and Environmental Regulation Division in writing (Fax: 954/519-1412, or e-mail) a minimum of 48 hours prior to project commencement and a maximum of 48 hours after project completion. Failure to comply with this condition will result in enforcement action.**
2. Any project-caused environmental problem(s) shall be reported immediately to the Environmental Protection and Growth Management Department's Environmental Response Line at 954-519-1499.
3. All project generated solid waste and/or spoil material must be disposed of in a suitable approved manner at an upland location.
4. Turbidity screens or equivalent shall be properly employed and maintained as necessary during construction activities so that turbidity levels do not exceed 29 NTU's above natural background 50 feet downstream of point of discharge. If turbidity levels exceed these limits, project activities shall immediately cease, and work shall not resume until turbidity levels drop to within these limits [62-302.530(69) FAC].
5. All watercraft associated with the construction and use of the permitted structure shall only operate within waters of sufficient depth so as to preclude bottom scouring or prop dredging. **Specifically, there shall be a minimum 12-inch clearance between the deepest draft of the vessel (with the motor in the down position) and the top of any submerged resources or canal bottom at mean low water.**
6. The total over-water area of existing and proposed structures from the wet face of the existing seawall panel shall be approximately 748 square feet.
7. The dock extension shall remain within the property line extended as indicated on sheet 1 of the stamped drawings.
8. This license does not authorize dredging or any impacts to natural resources.
9. As-built drawings by a Professional Engineer registered in the State of Florida and/or the final inspection from the City of Fort Lauderdale demonstrating that the project is in substantial compliance with the licensed plans shall be submitted to the Department within thirty (30) days from completion of the project. **Failure to construct the dock extension as authorized will result in enforcement action.**
10. If the approved license drawings and/or permit attachments/plans conflict with the specific conditions, then the specific conditions shall prevail.
11. This license does not eliminate the necessity to obtain any required federal, state, local and special district authorizations prior to the start of any activity approved by this license.

B. Manatee Conditions

1. All personnel associated with the project shall be instructed about the presence of manatees and manatee speed zones, and the need to avoid collisions with and injury to manatees. The licensee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing manatees which are protected under the Marine Mammal


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LICENSEE: Joe Scott

Protection Act, the Endangered Species Act, and the Florida Manatee Sanctuary Act.

2. All vessels associated with the construction project shall operate at "No Wake/Idle Speed" at all times while in the construction area and while in water where the draft of the vessel provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.
3. Siltation or turbidity barriers shall be made of material in which manatees cannot become entangled, shall be properly secured, and shall be regularly monitored to avoid manatee entanglement or entrapment. Barriers must not impede manatee movement.
4. All construction personnel are responsible for observing water-related activities for the presence of manatee(s). All equipment, including vessels, must be shutdown if a manatee(s) comes within 50 feet of the operation. Activities will not resume until the manatee(s) has moved beyond the 50-foot radius of the project operation, or until 30 minutes elapses if the manatee(s) has not reappeared within 50 feet of the operation. Animals must not be herded away or harassed into leaving.
5. Any collision with or injury to a manatee shall be reported immediately to the FWC Hotline at 1-888-404-FWCC. Collision and/or injury should also be reported to the U.S. Fish and Wildlife Service in Jacksonville (1-904-731-3336) for north Florida or Vero Beach (1-772-562-3909) for south Florida.
6. Temporary signs concerning manatees shall be posted prior to and during all in-water project activities. All signs are to be removed by the permittee upon completion of the project. Awareness signs that have already been approved for this use by the Florida Fish and Wildlife Conservation Commission (FWC) must be used (see MyFWC.com). One sign which reads *Caution: Boaters* must be posted. A second sign measuring at least 8 1/2" by 11" explaining the requirements for "Idle Speed/No Wake" and the shutdown of in-water operations must be posted in a location prominently visible to all personnel engaged in water-related activities.

C. **A COPY OF THIS LICENSE SHALL BE KEPT ON SITE DURING ALL PHASES OF LICENSED CONSTRUCTION.**

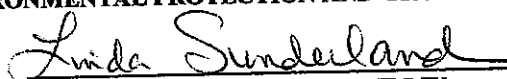
Recommended for approval by:

  
License Processor

Issued this 28<sup>th</sup> day of April, 2010

Expiration: 28<sup>th</sup> day of April, 2012

**BROWARD COUNTY ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT**

  
**LINDA SUNDERLAND, NRS IV**  
**AQUATIC & WETLAND RESOURCES SECTION**  
**DEVELOPMENT AND ENVIRONMENTAL REGULATION DIVISION**

Sec. 27-14. Administrative review of EPD determinations.

- (a) A person with a substantial interest may file a petition to request review of or to intervene in a review of a final administrative determination made pursuant to this chapter concerning:
  - (1) The requirement that a facility or activity obtain a license or environmental review approval.
  - (2) Interpretations of license or environmental review approval conditions.
  - (3) Interpretations of variance conditions.
  - (4) The decision to suspend or revoke a license or environmental review approval.
  - (5) The requirement of certain license conditions.
  - (6) The issuance of a license or environmental review approval.
  - (7) The denial of a license or environmental review approval.
  - (8) The scope of a license or environmental review approval, geographic or otherwise.
  - (9) The scope of a variance, geographic or otherwise.
  - (10) The issuance of a stop work order.
  - (11) Similar final administrative determinations.

This administrative review procedure shall be the only means of review available for the above final administrative determinations by either the petitioner or the intervenor (the parties).

- (b) person may not obtain review by this procedure of:
  - (1) The issuance or adjudication of or other matters involving a notice of violation or a citation.
  - (2) Internal policy decisions
- (c) A person desiring a review of a staff determination made pursuant to this Chapter shall first bring the determination to the attention of the appropriate section supervisor to attempt to resolve the matter. If a resolution cannot be reached, then the decision shall be reviewed by successive supervisory levels until the issue is resolved or reaches the level of the director or his or her designee for the final determination.
- (d) A person desiring administrative review of a final determination made by the director or the designee shall file a petition with the director for review by the hearing examiner. The petition shall be filed within ten (10) days from the rendition of the action taken or of the decision made by the director. An entity whose license or approval is being challenged shall be a party to the action.
- (e) The review shall not be heard until the provisions of subsection (f) are met. Upon motion to the hearing examiner, an insufficient petition shall be dismissed with or without leave to refile. If a petition is determined to be insufficient by the hearing examiner and the petitioner has been given leave to refile by the hearing examiner, unless otherwise ordered by the hearing examiner, the petitioner must refile within ten (10) days of the rendition of the order of dismissal or the petition will be dismissed with prejudice.
- (f) A sufficient petition for review or petition for intervention in the review shall, at a minimum, contain the following information:
  - (1) The nature of the determination sought to be reviewed.

- (2) A short, plain statement of the facts which form the subject matter upon which the determination was made as asserted by all parties of record at the time that the petition is filed; a statement of the material facts in dispute, if any. If any party is unable to state the matters in sufficient detail at the time initial petition is filed, the petition may be limited to a statement of the issues involved; and thereafter, upon timely written motion, a more definite and detailed statement shall be furnished not less than seven (7) days prior to the date set for the hearing.
  - (3) The specific determination for which the review is sought.
  - (4) The specific legal grounds upon which the parties seek review of the determination.
  - (5) A short statement of the petitioner's or the intervenor's substantial interest in the matter to be reviewed.
  - (6) The specific section of this chapter on which the decision is based, if known, and the specific section that the parties allege should control the decision, if known.
  - (7) A copy of the director's or the designee's written final determination.
  - (8) A statement of the relief requested stating precisely the action that the petitioner wants EPD to take with respect to the final determination.
- (g) All pleadings or other documents filed in the proceeding must be signed by a party, the party's attorney, or the party's qualified representative. The signature of a party, the party's attorney or a party's qualified representative constitutes a certificate that he or she has read the pleading or other document and that to the best of his or her knowledge, information, and belief formed after reasonable inquiry, it is not brought for any improper purposes, such as to harass or to cause unnecessary delay or for frivolous purpose or needless increase in the cost of litigation. If a pleading or other document is signed in violation of these requirements, the hearing examiner, upon motion or his or her own initiative, shall dismiss the matter.
- (h) A petitioner or intervenor may request an emergency hearing to stay all activities or work conducted pursuant to the challenged license or approval. Such petitioner or intervenor has the burden of proof to show by a preponderance of the evidence that the continued activities would cause substantial pollution or degradation to the environment. An emergency hearing shall be scheduled by EPD and be held within five (5) days of said request or as soon thereafter as possible subject to the availability of the hearing examiner. The petitioner or intervenor shall comply with the notice provisions of section 27-14(j)(2)a. and c. and section 27-14(j)(3) and (4) of this chapter.
- (i) The petition for review will not stay environmental protection activities required for the remediation or mitigation of a site or facility, the protection of the environment or the health, safety and welfare of the citizens of Broward County, or the prevention of further environmental degradation. The person responsible for these activities must take all necessary steps to prevent environmental degradation and must conduct the remediation or mitigation activities required by this chapter. The director may allow these activities to be delayed until after the hearing examiner's decision by certifying to the hearing examiner that, by reason of facts stated in the certificate, a delay in the initiation or completion of these activities would not cause substantial environmental degradation or peril to life or property. The delay for conducting these activities may be subject to appropriate terms to ensure protection of the environment. The person responsible for these activities shall be responsible for any environmental damage or any violation of this chapter caused by the delay.
- (j) Notice and Scheduling Requirements:

- (1) The hearing on the review shall be scheduled within a reasonable time. It shall be the responsibility of the petitioner to request through EPD that the hearing date be scheduled. It shall also be the responsibility of the petitioner to give notice in accordance with this section at least ten (10) days prior to the hearing.
- (2) The petitioner shall give notice of the hearing by:
  - a. Giving personal notice to all proper parties; and
  - b. Publishing notice on two (2) days in a newspaper of general circulation in the county; and
  - c. Posting notice at a location determined by the Broward County Administrator's Office.
- (3) The petitioner shall bear the cost of giving notice.
- (4) The notice shall contain, at a minimum:
  - a. A description and location of the facility or the activity to be conducted by the petitioner; and
  - b. The time and place of the hearing.
- (k) The petitioner shall bear the cost of accurately and completely preserving all testimony and providing full or partial transcripts to all parties.
- (l) The hearing shall be a quasi-judicial hearing.
  - (1) The applicant/petitioner requesting the administrative review, any intervenor/petitioner and EPD shall have an opportunity to respond to and to present witnesses, other evidence and argument on all issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of facts and orders, and to be represented by counsel. Members of the general public who are not intervenors as set forth in Section 27-14 of this chapter are not parties to the proceeding.
  - (2) When appropriate, the general public may be given an opportunity to present oral or written communications. If the hearing examiner proposes to consider such material, then all parties shall be given an opportunity to cross-examine, challenge or rebut it.
- (m) Denial, protest of, revocation, or suspension of a license, environmental review approval, or any other approval:
  - (1) In regard to denial or protest of approval of a license and any other review of an administrative decision, notwithstanding (2) below, the petitioner shall have the burden of showing, by a preponderance of the evidence, that the determination of the director was an arbitrary and/or capricious abuse of discretion, not supported by competent, substantial evidence or not in conformance with the essential requirements of this chapter. The hearing examiner shall not substitute his or her judgment for that of EPD on an issue of discretion even though the hearing examiner may have reached a different conclusion based on the same facts.
  - (2) In an action to revoke or suspend a valid license or approval, the burden shall be upon EPD to prove, by a preponderance of the evidence in an administrative hearing, the grounds for revocation or suspension. The license holder or approval recipient shall be provided notice of the hearing and a copy of the petition stating the grounds for revocation or suspension as provided in section 27-63 of this chapter. The petition shall state with specificity the acts complained of in order to allow the license holder or

approval recipient an opportunity to prepare a defense. The hearing shall be conducted in accordance with the provisions of Section 27-37 of this chapter.

- (n) Findings of fact shall be based exclusively on the evidence of record and on matters officially recognized.
- (o) If the hearing examiner finds that the director or his or her designee has erroneously interpreted a provision and that a correct interpretation compels a particular action, he or she shall remand the case to the director or his or her designee for further action under a correct interpretation of the provision.
- (p) The hearing examiner shall complete and submit to the director and all parties a final order consisting of his or her findings of fact and conclusions of law.
- (q) A party to the hearing may obtain appellate review of the final order as provided by section 27-42 of this chapter.
- (r) A petitioner or intervenor shall pay a filing fee at the time the application for review is filed. The amount of the filing fee shall be set by resolution of the Board.

(Ord. No. 2003-34, § 1, 9-23-03; Ord. No. 2005-08, § 2.03, 4-26-05)  
Secs. 27-15--27-19. Reserved.

**BROWARD COUNTY  
DEVELOPMENT & ENVIRONMENTAL  
REGULATION DIVISION  
ENVIRONMENTAL RESOURCE LICENSE  
BROWARD COUNTY CODE 27-331 TO 27-341**

**PROJECT** Scott - Dock extension **DATE** 4/16/12

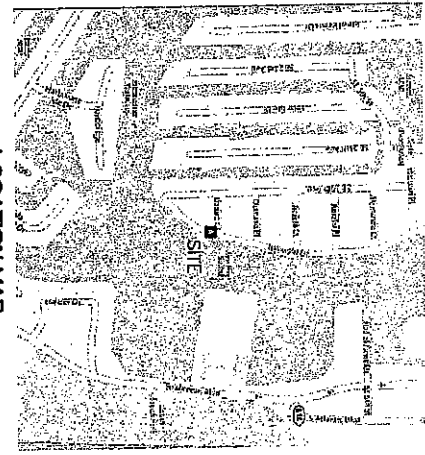
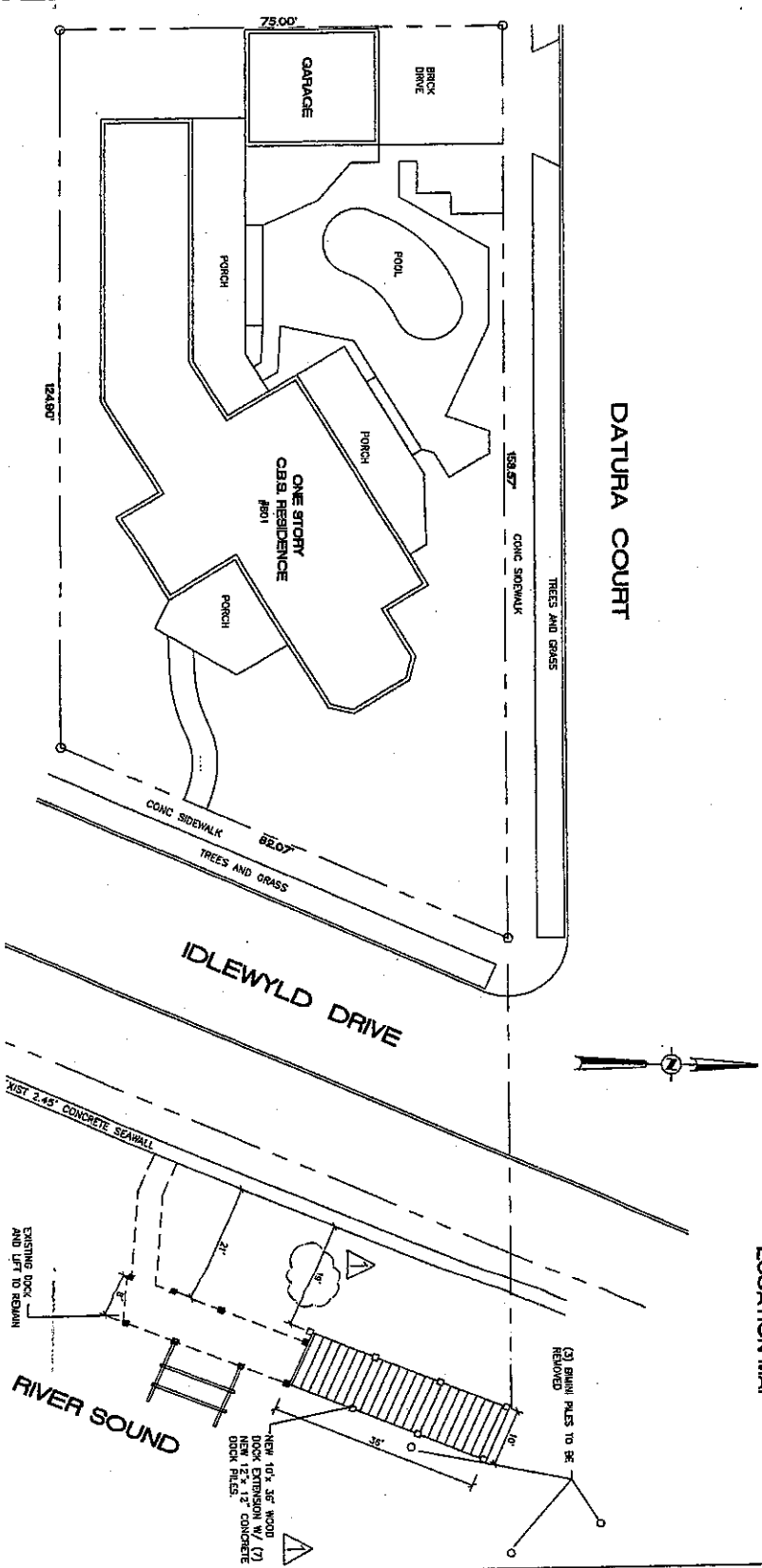
**REVIEWER** AKH **ATTACHED TO LICENSE NO.** 27-10-1022

**DRAWING** 1 **OF** 3 **EXPIRATION INDICATED IN LICENSE**

**SCOPE OF WORK:**

- DOCK:**
1. REMOVE (3) EXISTING WOOD PILES.
  2. DRIVE (7) NEW 12" x 12" CONCRETE DOCK PILES.
  3. CONSTRUCT A NEW 10' x 36' DOCK EXTENSION.

**NOTE:**  
DOCK NOT TO EXCEED 5.5 MSL MAX



<p><b>SITE PLAN</b></p> <p>Ord File Number: Scott-666-006</p> <p>Scale: AS NOTED</p> <p>Project Mgr: MM</p> <p>Design: EKH</p> <p>Drawn: EKH</p> <p>Sheet No: 18</p>	<p><b>MORRISON BUILDERS</b> GENERAL CONTRACTORS 2765 SW 36th STREET - DANIA BEACH, FL. 33312 PHONE: (954) 583-8500 FAX: (954) 583-4212</p>	<p><b>DESIGN GROUP</b> 1511 N.E. 4th AVENUE FT. LAUDERDALE, FLORIDA 33315 Phone: 954-937-9192 Email: dfggroup@mindspring.com</p>
	<p><b>SCOTT RESIDENCE</b> 801 IDLEWYLD FT. LAUDERDALE, FLORIDA</p>	
	<p>Revisions: 3-27-10 Rev'd per comments</p>	
	<p>Project No: MB-001-10</p>	
	<p>Project Name: Scott-666-006</p>	



**BROWARD COUNTY  
DEVELOPMENT & ENVIRONMENTAL  
REGULATION DIVISION  
ENVIRONMENTAL RESOURCE LICENSE**

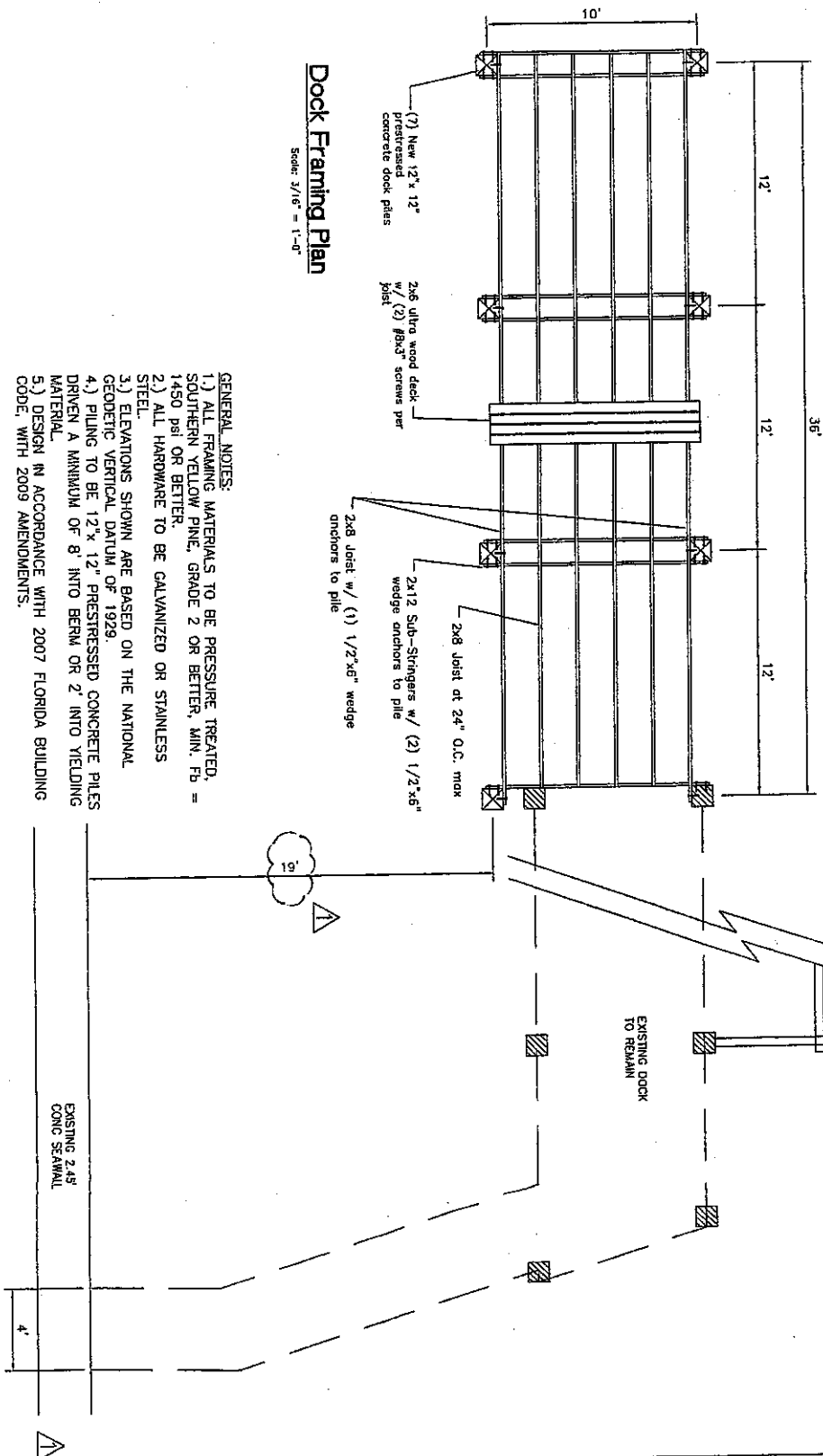
BROWARD COUNTY CODE 27-331 TO 27-341

**PROJECT** Scott - Dock Addition **DATE** 4/24/10

**REVIEWER** YEH

**ATTACHED TO LICENSE NO.** DE 10-1022

**DRAWING** 2 OF 3 EXPIRES AS INDICATED IN LICENSE



**Dock Framing Plan**  
Scale: 3/16" = 1'-0"

- GENERAL NOTES:**
- 1.) ALL FRAMING MATERIALS TO BE PRESSURE TREATED, SOUTHERN YELLOW PINE, GRADE 2 OR BETTER, MIN. Fb = 1450 psi OR BETTER.
  - 2.) ALL HARDWARE TO BE GALVANIZED OR STAINLESS STEEL.
  - 3.) ELEVATIONS SHOWN ARE BASED ON THE NATIONAL GEODETIC VERTICAL DATUM OF 1929.
  - 4.) PILING TO BE 12" x 12" PRESTRESSED CONCRETE PILES DRIVEN A MINIMUM OF 8' INTO BERM OR 2' INTO YIELDING MATERIAL.
  - 5.) DESIGN IN ACCORDANCE WITH 2007 FLORIDA BUILDING CODE, WITH 2009 AMENDMENTS.

**James Buhrhouse, Inc.**  
L.B. #27565  
1176 SW 4th Court  
Boca Raton, FL 33432

*James Buhrhouse*  
3/29/10

DOCK DETAILS	
Grid File Number: Scott-dock.dwg	
Scale: as noted	
Project Mgr: M.M.	Project No: MB-801-10
Design: U.M.	
Drawn: E.H.	

Revisions
3-27-10 Rev'd per comments

**MORRISON BUILDERS**  
GENERAL CONTRACTORS  
2765 SW 36th STREET - DANIA BEACH, FL. 33312  
PHONE: (954) 583-8500 FAX: (954) 583-4212

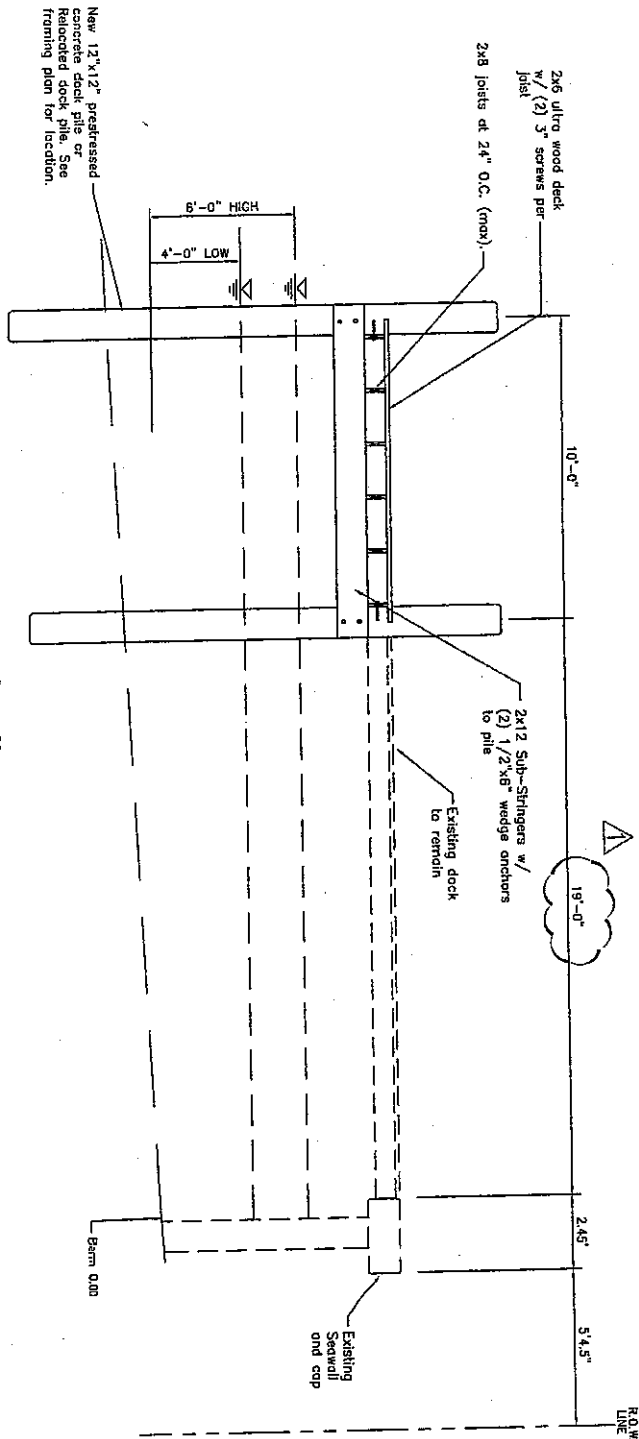
**SCOTT RESIDENCE**  
801 IDLEWYLD  
FT. LAUDERDALE, FLORIDA

19

**DESIGN GROUP**

1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA  
33315

Phone: 954-937-9192  
Email: dfdgroupp@mindspring.com



# **Dock Section**

Scale: 1/4" = 1'-0"

<b>BROWARD COUNTY DEVELOPMENT &amp; ENVIRONMENTAL REGULATION DIVISION</b>	
<b>ENVIRONMENTAL RESOURCE LICENSE</b>	
BROWARD COUNTY CODE 27-331 TO 27-341	
<b>PROJECT</b> <i>Scott - New Extension</i>	<b>DATE</b> <i>4/16/10</i>
<b>REVIEWER</b> <i>AKW</i>	<b>DATE</b> <i>4/16/10</i>
<b>ATTACHED TO LICENSE NO.</b> <i>2510-1022</i>	
<b>DRAWING</b> <i>3 OF 3</i> <b>EXPIRES AS INDICATED IN LICENSE</b>	

James Buehse, Inc.  
L.B. #27565  
1176 SW 4th Court  
Boca Raton, FL 33432

*James Buehse*  
3/24/10



**MORRISON BUILDERS**  
GENERAL CONTRACTORS

2765 SW 36th STREET - DANIA BEACH, FL. 33312  
PHONE: (954) 583-8500 FAX: (954) 583-4212

**SCOTT RESIDENCE**  
801 IDLEWYLD  
FT. LAUDERDALE, FLORIDA



**DESIGN GROUP**  
1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA  
33315

Phone: 954-937-9192  
Email: dfgroup@mindspring.com



DEPARTMENT OF THE ARMY  
JACKSONVILLE DISTRICT CORPS OF ENGINEERS  
4400 PGA BLVD., SUITE 500  
PALM BEACH GARDENS, FL 33410

REPLY TO  
ATTENTION OF

FEB 22 2010

Palm Beach Gardens Regulatory Section  
SAJ-2010-0539 (GP-SS)

→ Joe H. Scott, Jr.  
801 Idlewyld Drive  
Ft. Lauderdale, FL 33301

Dear Mr. Scott:

Your application for a Department of the Army permit received on 18 February 2010 has been assigned number SAJ-2010-0539. A review of the information and drawings provided shows the proposed work is the removal of 3 existing piles and the construction of a 10 foot wide by 30 foot long dock extension to be constructed at the northeast end of the existing dock and the installation of 7 concrete piles. The project is located along the Intracoastal Waterway Canal adjacent to 810 Idlewyld Drive, Ft. Lauderdale in Section 12, Township 50 South, Range 42 East, Broward County, Florida.

Your project, as depicted on the enclosed drawings, is authorized by Regional General Permit (GP) SAJ-20. This authorization is valid until 1 May 2012. Please access the Corps' Regulatory webpage to view the special and general conditions for SAJ-20, which apply specifically to this authorization. The website address is as follows:

<http://www.saj.usace.army.mil/Divisions/Regulatory/sourcebook.htm>.

Please be aware this web address is case sensitive and should be entered as it appears above. Once there you will need to click on "General Permits." Then you can click on the specific SAJ permit. You must comply with all of the special and general conditions and any project-specific conditions of this authorization or you may be subject to enforcement action. The following project-specific conditions are included with this authorization:

1. Within 60 days of completion of the work authorized, the attached "Self-Certification Statement of Compliance" must be completed and submitted to the U.S. Army Corps of Engineers.

Mail the completed form to the Regulatory Division, Enforcement Section, Post Office Box 4970, Jacksonville, Florida 32232-0019.

2. The Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the U.S. Army Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.

3. No structure or work shall adversely affect or disturb properties listed in the National Register of Historic Places or those eligible for inclusion in the National Register. Prior to the start of work, the Permittee or other party on the Permittee's behalf, shall conduct a search in the National Register Information System (NRIS). Information can be found at: <http://www.cr.nps.gov/nr/research/nris.htm>. Information on properties eligible for inclusion in the National Register can be identified by contacting the Florida Master File Office by email at [fmsfile@dos.state.fl.us](mailto:fmsfile@dos.state.fl.us) or by telephone at 850-245-6440.

If unexpected cultural resources are encountered at any time within the project area that was not the subject of a previous cultural resource assessment survey, work should cease in the immediate vicinity of such discoveries. The permittee, or other party, should notify the SHPO immediately, as well as the appropriate Army Corps of Engineers office. After such notifications, project activities should not resume without verbal and/or written authorization from the SHPO.

If unmarked human remains are encountered, all work shall stop immediately, and the proper authorities notified in accordance with Section 872.05, Florida Statutes, unless on Federal lands. After such notifications, project activities on non-Federal lands shall not resume without verbal and/or written authorization from the Florida State Archaeologist for finds under his or her jurisdiction.

4. Prior to the initiation of any of the work authorized by this permit the Permittee shall install floating turbidity

barriers with weighted skirts that extend to within 1 foot of the bottom around all work areas that are in, or adjacent to, surface waters. The turbidity barriers shall remain in place and be maintained until the authorized work has been completed and all erodible materials have been stabilized.

5. The Permittee shall adhere to the attached standard Manatee Construction Conditions.

6. The Permittee shall adhere to the attached Sea Turtle and Smalltooth Sawfish Construction Conditions.

7. No more than two (2) vessels shall be moored at the docking structure authorized herein, at any time. This condition shall be subject to specific enforcement by the Corps. In the event that this condition is not complied with by the permittee, or their heirs, successors, grantees, and assigns, an action at law or in equity may be commenced by the against any person violating, causing, permitting, allowing, or suffering the violation of said permit condition. For the purposes of this permit, "vessel" is herein defined as any craft designed to float or navigate on water, including but not limited to: sailboats, powerboats, rowboats, boats, ships, skiffs, houseboats, jet skis, and inflatable boats.

This letter of authorization does not obviate the necessity to obtain any other Federal, State, or local permits, which may be required. In Florida, projects qualifying for this GP must be authorized under Part IV of Chapter 373 by the Department of Environmental Protection, a water management district under S.373.069, F.S., or a local government with delegated authority under S.373.441, F.S. and receive Water Quality Certification (WQC) and Coastal Zone Consistency Concurrence (CZCC) or waiver thereof, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC. You should check State-permitting requirements with the Florida Department of Environmental Protection or the appropriate water management district.

If you are unable to access the internet or require a hardcopy of any of the conditions, limitations, or expiration date for the above referenced GP, please contact Sarah Shea by telephone at 561-472-3532.

Thank you for your cooperation with our permit program. The Corps Jacksonville District Regulatory Division is committed to improving service to our customers. We strive to perform our duty in a friendly and timely manner while working to preserve our environment. We invite you to take a few minutes to visit the following link and complete our automated Customer Service Survey: <http://regulatory.usacesurvey.com/>. Your input is appreciated - favorable or otherwise.

Sincerely,



Tori White  
Chief, Palm Beach Gardens Section

Enclosures

Copies Furnished:

Morrison Builders, Inc.  
Attn: Michael Morrison  
2765 SW 36<sup>th</sup> Street  
Dania, FL 33312

CESAJ-RD-PE

**SELF-CERTIFICATION STATEMENT OF COMPLIANCE**

General Permit Number: SAJ-20  
Application Number: SAJ-2010-0539

Permittee's Name & Address (please print or type): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Telephone Number: \_\_\_\_\_

Location of the Work: \_\_\_\_\_

\_\_\_\_\_  
Date Work Started: \_\_\_\_\_ Date Work Completed: \_\_\_\_\_

Description of the Work (e.g. bank stabilization, residential or  
commercial filling, docks, dredging, etc.): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Acreage or Square Feet of Impacts to Waters of the United States:

\_\_\_\_\_  
Describe Mitigation completed (if applicable): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Describe any Deviations from Permit (attach drawing(s) depicting the  
deviations): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

\*\*\*\*\*

I certify that all work and mitigation (if applicable) was done in  
accordance with the limitations and conditions as described in the  
permit. Any deviations as described above are depicted on the  
attached drawing(s).

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Date



UNITED STATES DEPARTMENT OF COMMERCE  
National Oceanic and Atmospheric Administration  
NATIONAL MARINE FISHERIES SERVICE  
Southeast Regional Office  
263 13th Avenue South  
St. Petersburg, FL 33701

## SEA TURTLE AND SMALLTOOTH SAWFISH CONSTRUCTION CONDITIONS

The permittee shall comply with the following protected species construction conditions:

- a. The permittee shall instruct all personnel associated with the project of the potential presence of these species and the need to avoid collisions with sea turtles and smalltooth sawfish. All construction personnel are responsible for observing water-related activities for the presence of these species.
- b. The permittee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing sea turtles or smalltooth sawfish, which are protected under the Endangered Species Act of 1973.
- c. Siltation barriers shall be made of material in which a sea turtle or smalltooth sawfish cannot become entangled, be properly secured, and be regularly monitored to avoid protected species entrapment. Barriers may not block sea turtle or smalltooth sawfish entry to or exit from designated critical habitat without prior agreement from the National Marine Fisheries Service's Protected Resources Division, St. Petersburg, Florida.
- d. All vessels associated with the construction project shall operate at "no wake/idle" speeds at all times while in the construction area and while in water depths where the draft of the vessel provides less than a four-foot clearance from the bottom. All vessels will preferentially follow deep-water routes (e.g., marked channels) whenever possible.
- e. If a sea turtle or smalltooth sawfish is seen within 100 yards of the active daily construction/dredging operation or vessel movement, all appropriate precautions shall be implemented to ensure its protection. These precautions shall include cessation of operation of any moving equipment closer than 50 feet of a sea turtle or smalltooth sawfish. Operation of any mechanical construction equipment shall cease immediately if a sea turtle or smalltooth sawfish is seen within a 50-ft radius of the equipment. Activities may not resume until the protected species has departed the project area of its own volition.
- f. Any collision with and/or injury to a sea turtle or smalltooth sawfish shall be reported immediately to the National Marine Fisheries Service's Protected Resources Division (727-824-5312) and the local authorized sea turtle stranding/rescue organization.
- g. Any special construction conditions, required of your specific project, outside these general conditions, if applicable, will be addressed in the primary consultation.

Revised: March 23, 2006

O:\forms\Sea Turtle and Smalltooth Sawfish Construction Conditions.doc





## STANDARD MANATEE CONDITIONS FOR IN-WATER WORK 2009

The permittee shall comply with the following conditions intended to protect manatees from direct project effects:

- a. All personnel associated with the project shall be instructed about the presence of manatees and manatee speed zones, and the need to avoid collisions with and injury to manatees. The permittee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing manatees which are protected under the Marine Mammal Protection Act, the Endangered Species Act, and the Florida Manatee Sanctuary Act.
- b. All vessels associated with the construction project shall operate at "Idle Speed/No Wake" at all times while in the immediate area and while in water where the draft of the vessel provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.
- c. Siltation or turbidity barriers shall be made of material in which manatees cannot become entangled, shall be properly secured, and shall be regularly monitored to avoid manatee entanglement or entrapment. Barriers must not impede manatee movement.
- d. All on-site project personnel are responsible for observing water-related activities for the presence of manatee(s). All in-water operations, including vessels, must be shutdown if a manatee(s) comes within 50 feet of the operation. Activities will not resume until the manatee(s) has moved beyond the 50-foot radius of the project operation, or until 30 minutes elapses if the manatee(s) has not reappeared within 50 feet of the operation. Animals must not be herded away or harassed into leaving.
- e. Any collision with or injury to a manatee shall be reported immediately to the FWC Hotline at 1-888-404-FWCC. Collision and/or injury should also be reported to the U.S. Fish and Wildlife Service in Jacksonville (1-904-731-3336) for north Florida or Vero Beach (1-772-562-3909) for south Florida.
- f. Temporary signs concerning manatees shall be posted prior to and during all in-water project activities. All signs are to be removed by the permittee upon completion of the project. Awareness signs that have already been approved for this use by the Florida Fish and Wildlife Conservation Commission (FWC) must be used (see MyFWC.com). One sign which reads *Caution: Boaters* must be posted. A second sign measuring at least 8 1/2" by 11" explaining the requirements for "Idle Speed/No Wake" and the shut down of in-water operations must be posted in a location prominently visible to all personnel engaged in water-related activities.

# CAUTION: MANATEE HABITAT

**All project vessels**

## **IDLE SPEED / NO WAKE**

When a manatee is within 50 feet of work  
all in-water activities must

## **SHUT DOWN**

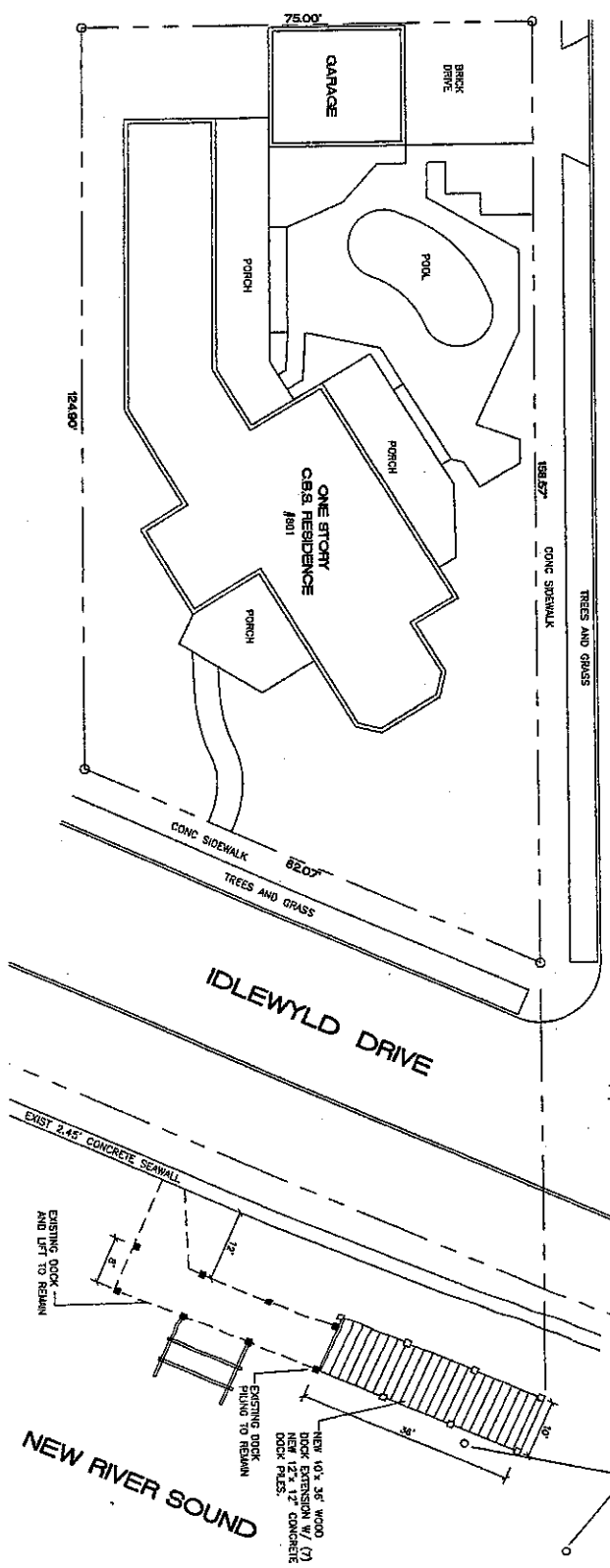
Report any collision with or injury to a manatee:

**Wildlife Alert:**

**1-888-404-FWCC(3922)**

cell \*FWC or #FWC





DATURA COURT

**NOTE:**

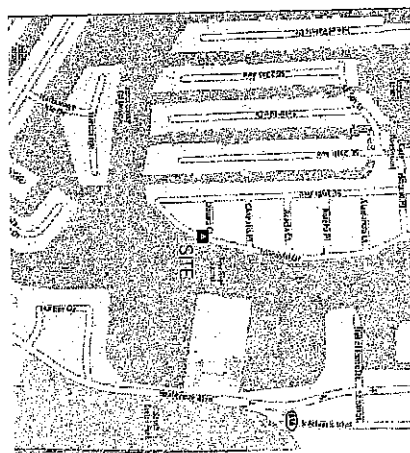
DOCK NOT TO EXCEED 5.5 MSJ. MAX

**SCOPE OF WORK:**

**DOCK:**

1. REMOVE (3) EXISTING WOOD PILES.
2. DRIVE (7) NEW 12" x 12" CONCRETE DOCK PILES.
3. CONSTRUCT A NEW 10' x 36' DOCK EXTENSION.

LOCATION MAP

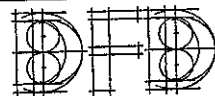


SITE PLAN	
Scale: AS NOTED	Project No: MB-801-10
Design: E.H.	Sheet No: 1
Checked: M.M.	
Draw: 1-21-10	
Project Name: Scott-dock.dwg	
Project Manager: M.M.	
Design: E.H.	
Checked: M.M.	
Draw: 1-21-10	



2765 SW 36th STREET - DANIA BEACH, FL. 33312  
PHONE: (954) 583-8500 FAX: (954) 583-4212

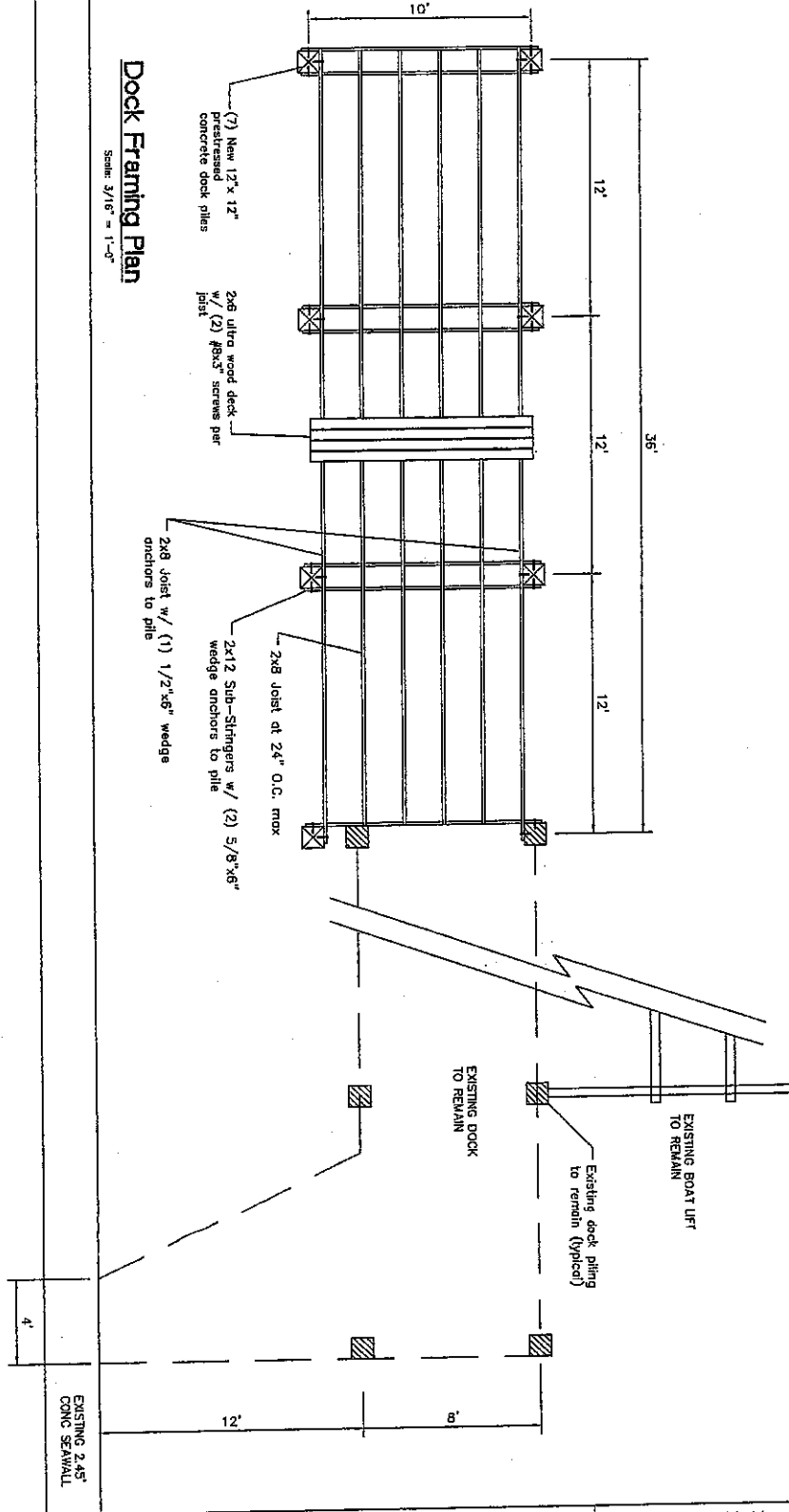
**SCOTT RESIDENCE**  
801 IDLEWYLD DRIVE  
FT. LAUDERDALE, FLORIDA



**DESIGN GROUP**  
1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA 33315  
Phone: 954-937-9182  
Email: dfggroup@mindspring.com

# Dock Framing Plan

Scale: 3/16" = 1'-0"



- GENERAL NOTES:**
- 1.) ALL FRAMING MATERIALS TO BE PRESSURE TREATED, SOUTHERN YELLOW PINE, GRADE 2 OR BETTER, MIN. Fb = 1450 psi OR BETTER.
  - 2.) ALL HARDWARE TO BE GALVANIZED OR STAINLESS STEEL.
  - 3.) ELEVATIONS SHOWN ARE BASED ON THE NATIONAL GEODETIC VERTICAL DATUM OF 1929.
  - 4.) PILING TO BE 12" x 12" PRESTRESSED CONCRETE. PILES DRIVEN A MINIMUM OF 8' INTO BERM OR 2' INTO YIELDING MATERIAL.
  - 5.) DESIGN IN ACCORDANCE WITH 2007 FLORIDA BUILDING CODE, WITH 2009 AMENDMENTS.

**James Bushouse, Inc.**  
L.B. #27565  
1176 SW 4th Court  
Boca Raton, FL 33432  
Phone - 561-417-3891

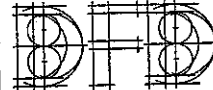
*James Bushouse*  
2/10/10  
James Bushouse  
P.E. # 70111

DOCK DETAILS	
Grid File Number: Sack-dock.dwg	Project No:
Scale: as noted	Project Name:
Project Mgr: J.M.	Design: E.L.
Design: E.L.	MB-801-10
Checked: E.L.	Sheet No:

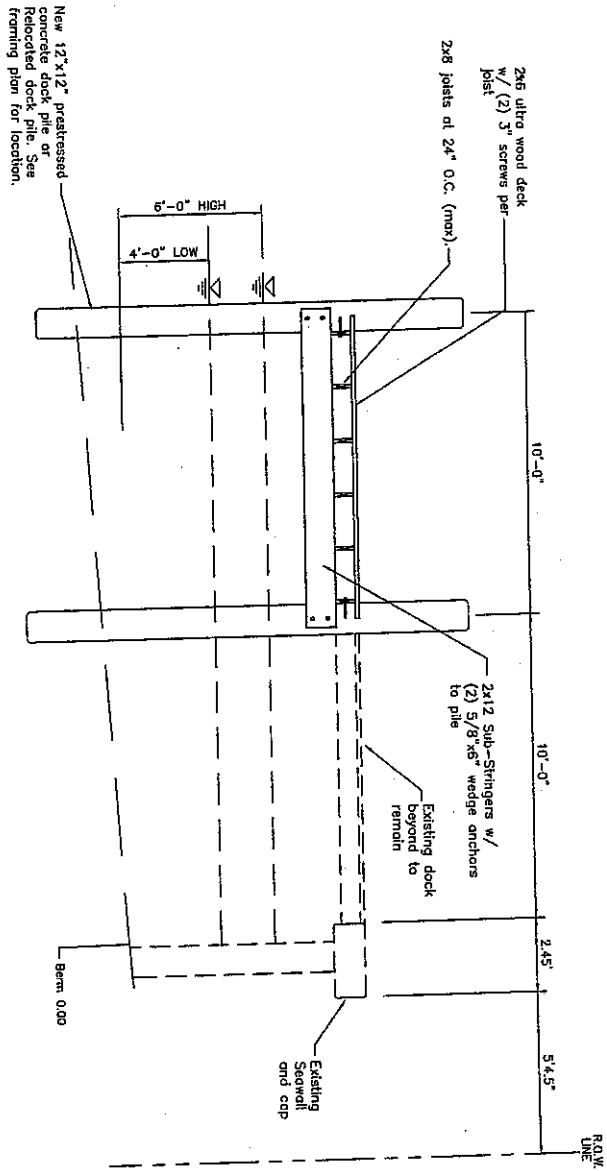


2765 SW 36th STREET - DANIA BEACH, FL. 33312  
PHONE: (954) 583-8500 FAX: (954) 583-4212

**SCOTT RESIDENCE**  
801 IDLEWYLD DRIVE  
FT. LAUDERDALE, FLORIDA



**DESIGN GROUP**  
1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA  
33315  
Phone: 954-937-9192  
Email: dfggroup@mindspring.com



## Dock Section

Scale: 1/4" = 1'-0"

**James Bushouse, Inc.**  
L.B. #27565  
1176 SW 4th Court  
Boca Raton, FL 33432  
Phone - 561-417-3891

James Bushouse  
P.E. # 20311

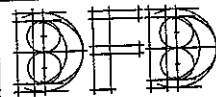
**DOCK DETAILS**  
Cold Fra Number: 20311  
Scale: as noted  
Project Mgr: M.L.  
Design: M.L.  
Drawn: E.H.  
Checked: J.B.  
Sheet No: 3



**MORRISON BUILDERS**  
GENERAL CONTRACTORS

2765 SW 36th STREET - DANIA BEACH, FL. 33312  
PHONE: (954) 583-8500 FAX: (954) 583-4212

**SCOTT RESIDENCE**  
801 IDLEWYLD DRIVE  
FT. LAUDERDALE, FLORIDA



**DESIGN GROUP**

1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA  
33315  
Phone: 954-937-9192  
Email: dldgroup@mindspring.com



DEPARTMENT OF THE ARMY  
JACKSONVILLE DISTRICT CORPS OF ENGINEERS  
4400 PGA BLVD., SUITE 500  
PALM BEACH GARDENS, FL 33410

REPLY TO  
ATTENTION OF

MAY 20 2010

Palm Beach Gardens Regulatory Section  
SAJ-2010-0539(GP-SS)

Joe H. Scott, Jr.  
801 Idlewyld Drive  
Ft. Lauderdale, FL 33301

Dear Mr. Scott:

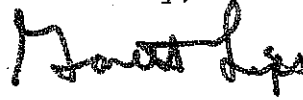
The U.S. Army Corps of Engineers has completed the review and evaluation of your request to modify project drawings verified as a General Permit 20 under SAJ-2010-0539(GP-SS) on February 26, 2010, for a single-family dock. The verification included: the removal of 3 existing piles and the construction of a 10 foot wide by 30 foot long dock extension to be constructed at the northeast end of the existing dock and the installation of 7 concrete piles. The project is located along the Intracoastal Waterway Canal adjacent to 810 Idlewyld Drive, Ft. Lauderdale in Section 12, Township 50 South, Range 42 East, Broward County, Florida.

The purpose of the modified drawings is to reflect the current distance of the existing dock. The new drawing reflects the distance and the proposed work as follows: the removal of 3 existing piles and the construction of a 10 foot wide by 36 foot long dock extension to be constructed at the northeast end of the existing dock and the installation of 7 concrete piles along the Intracoastal Waterway side. This letter serves to update the previously verified GP with new project drawings. All other conditions of the permit remain in full force and effect. The project must be completed in accordance with the enclosed construction drawings which are incorporated in, and made a part of the original permit verification letter.

If you have any questions concerning permit modification, please contact Dana Rankin at the letterhead

address, by telephone at 561-472-3526 or by electronic mail at Dana.L.Rankin@usace.army.mil.

Sincerely,



Tori White  
Chief, Palm Beach Gardens Section

Enclosures

Copies Furnished:

Morrision Builders, Inc.  
Attn: Michael Morrison  
2765 SW 36<sup>th</sup> Street  
Dania, FL 33312

CESAJ-RD-PE

SELF-CERTIFICATION STATEMENT OF COMPLIANCE

General Permit Number: SAJ-20  
Application Number: SAJ-2010-0539

Permittee's Name & Address (please print or type): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone Number: \_\_\_\_\_

Location of the Work: \_\_\_\_\_  
\_\_\_\_\_

Date Work Started: \_\_\_\_\_ Date Work Completed: \_\_\_\_\_

Description of the Work (e.g. bank stabilization, residential or commercial filling, docks, dredging, etc.): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Acreage or Square Feet of Impacts to Waters of the United States: \_\_\_\_\_  
\_\_\_\_\_

Describe Mitigation completed (if applicable): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Describe any Deviations from Permit (attach drawing(s) depicting the deviations): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*\*\*\*\*

I certify that all work and mitigation (if applicable) was done in accordance with the limitations and conditions as described in the permit. Any deviations as described above are depicted on the attached drawing(s).

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Date



JACKSONVILLE DISTRICT  
USACE

MAY 14 2010

**RECEIVED**

**SCOPE OF WORK:**

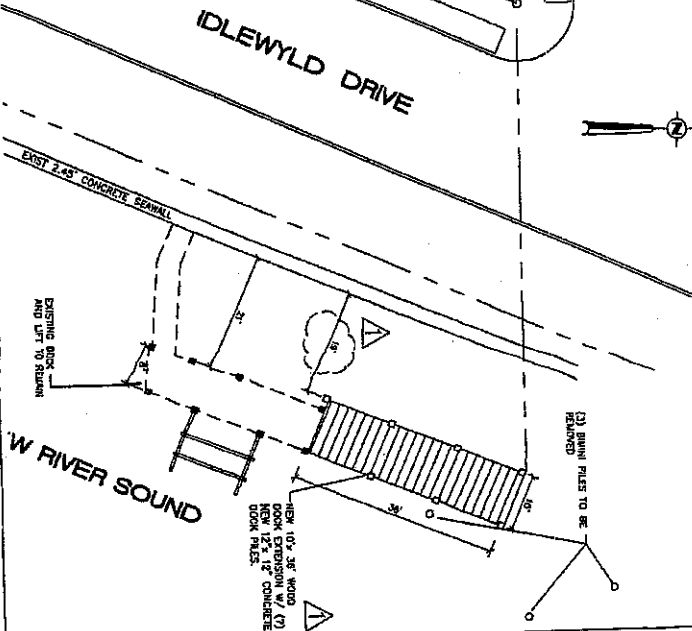
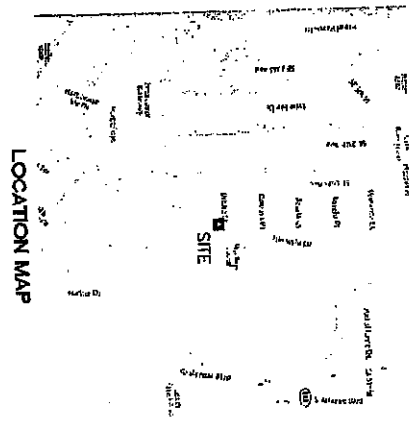
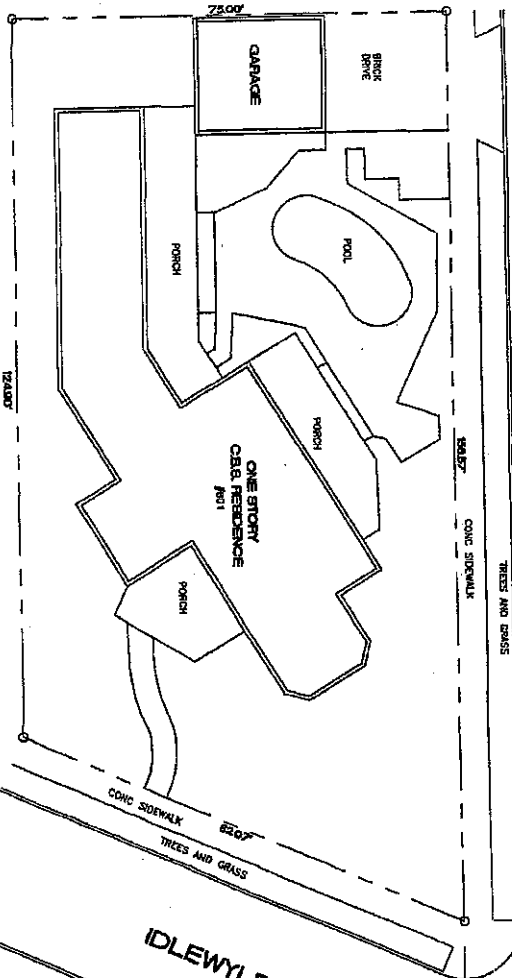
**DOCK:**

1. REMOVE (3) EXISTING WOOD PILES.
2. DRIVE (7) NEW 12" x 12" CONCRETE DOCK PILES.
3. CONSTRUCT A NEW 10' x 36' DOCK EXTENSION.

**NOTE:**

DOCK NOT TO EXCEED 5.5 MSL MAX

DATURA COURT



**MORRISON BUILDERS**  
GENERAL CONTRACTORS

2765 SW 36th STREET - DANIA BEACH, FL. 33312  
PHONE: (954) 583-8500 FAX: (954) 583-4212

**SCOTT RESIDENCE**  
801 IDLEWYLD  
FT. LAUDERDALE, FLORIDA

35



**DESIGN GROUP**  
1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA  
33315

Phone: 954-937-8192  
Email: dfggroup@mindspring.com

**SITE PLAN**

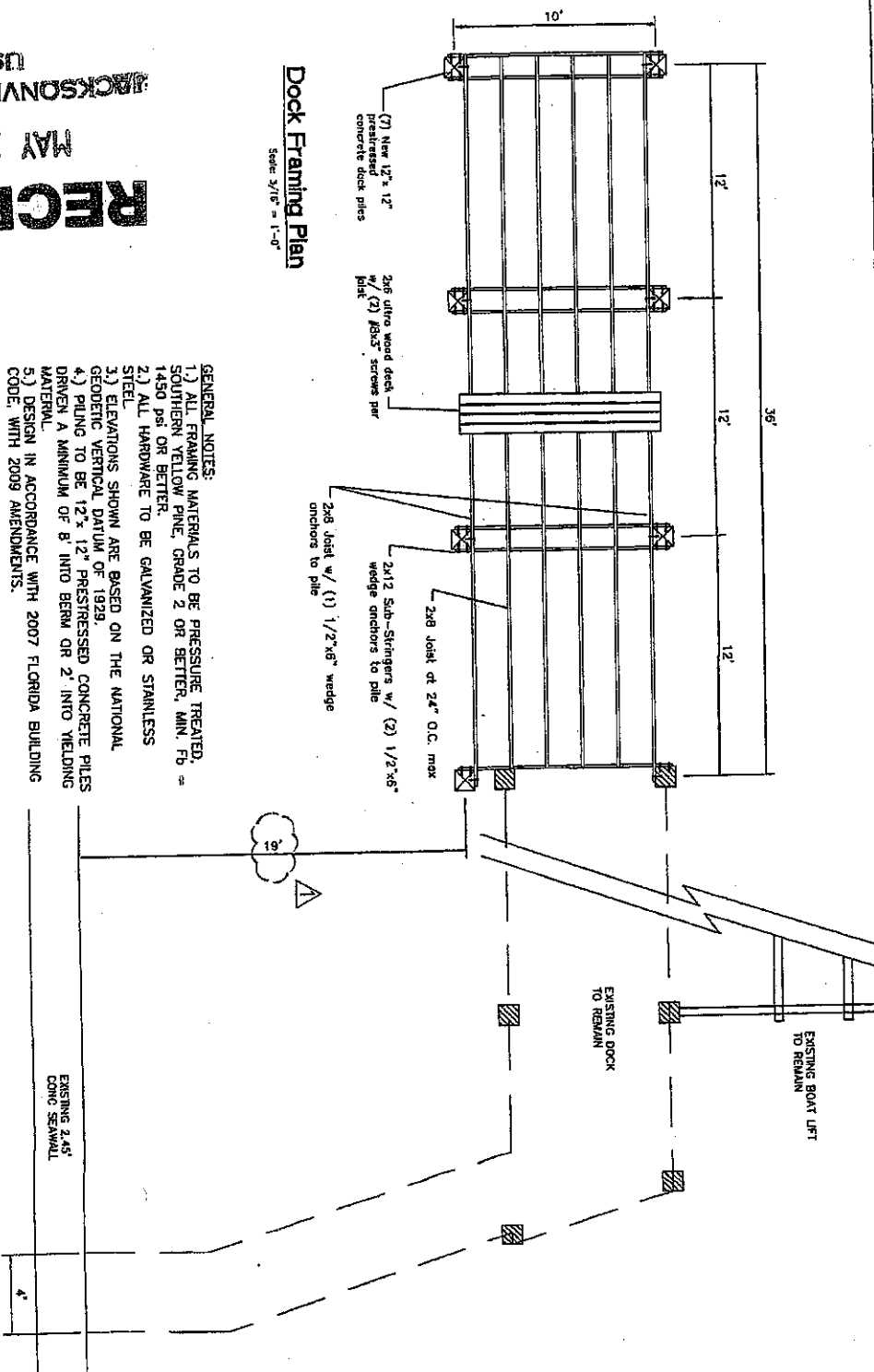
City File Number: Scott-dock-08  
Scale: AS NOTED  
Project No.: MB-901-10  
Design: EJA  
Drawn: EJA  
Checked: JAL  
Date: 1-21-10  
Sheet No.: 1

**RECEIVED**  
MAY 14 2010  
JACKSONVILLE DISTRICT  
USACE

# **Dock Framing Plan**

See 3/10 = 1'-0"

- GENERAL NOTES:**
- 1.) ALL FRAMING MATERIALS TO BE PRESSURE TREATED, SOUTHERN YELLOW PINE, GRADE 2 OR BETTER, MIN. T<sub>b</sub> = 1450 psi OR BETTER.
  - 2.) ALL HARDWARE TO BE GALVANIZED OR STAINLESS STEEL.
  - 3.) ELEVATIONS SHOWN ARE BASED ON THE NATIONAL GEODETIC VERTICAL DATUM OF 1929.
  - 4.) PILING TO BE 12" x 12" PRESTRESSED CONCRETE PILES DRIVEN A MINIMUM OF 8' INTO BERM OR 2' INTO YIELDING MATERIAL.
  - 5.) DESIGN IN ACCORDANCE WITH 2007 FLORIDA BUILDING CODE, WITH 2009 AMENDMENTS.



**James Burhouse, Inc.**  
L.B. #27565  
1176 SW 4th Court  
Boca Raton, FL 33432  
Phone - 561-417-3891

*James Burhouse*  
3/24/10  
James Burhouse  
PE# 20311

## **DOCK DETAILS**

Call File Number: Scott-000-000  
Scale: as noted  
Project Map: M.L.  
Design: M.L.  
Drawn: E.H.  
Checked: J.B.  
Date: 1-21-10

Project No: MB-001-10  
Sheet No: 2



**MORRISON BUILDERS**  
GENERAL CONTRACTORS

2765 SW 36th STREET - DANIA BEACH, FL. 33312  
PHONE: (954) 583-8500 FAX: (954) 583-4212

**SCOTT RESIDENCE**  
801 IDLEWYLD  
FT. LAUDERDALE, FLORIDA

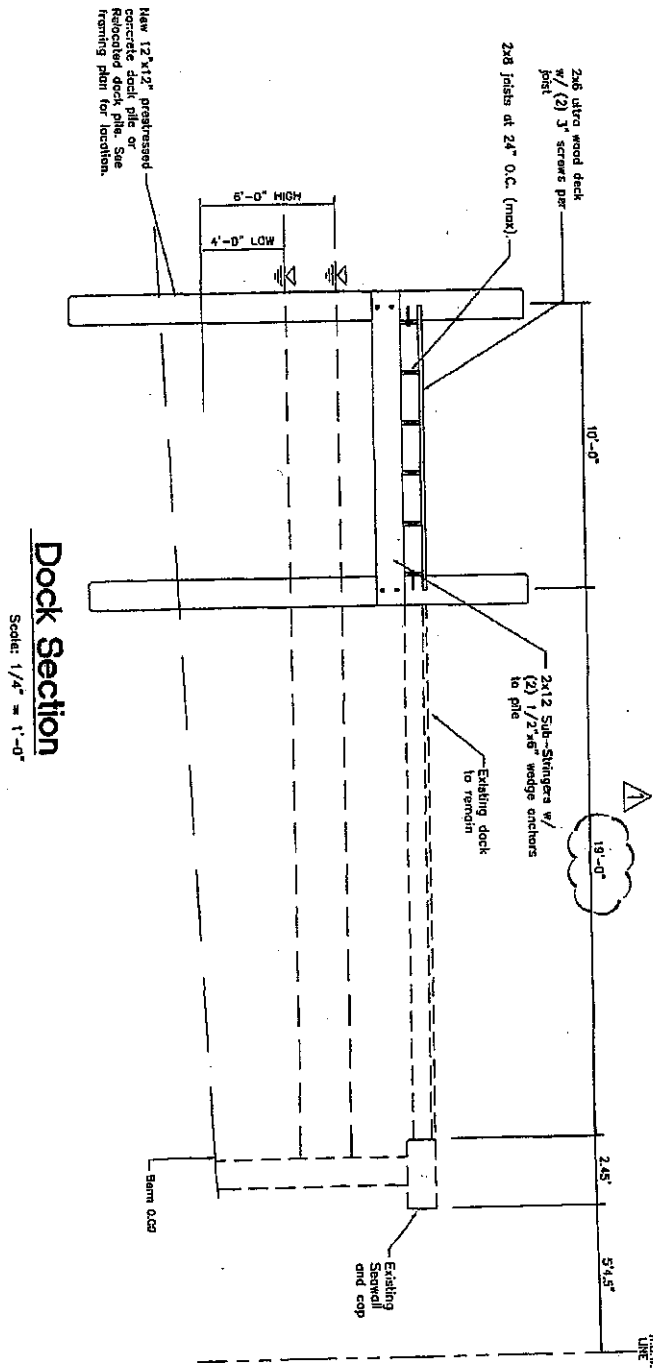


**DESIGN GROUP**

1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA  
33315

Phone: 954-837-9192  
Email: dfgroup@mindspring.com

**RECEIVED**  
MAY 14 2010  
JACKSONVILLE DISTRICT  
USACE




**Dock Section**

Scale: 1/4" = 1'-0"

James Bluehouse, Inc.  
L.B. #27565  
1176 SW 4th Court  
Boca Raton, FL 33432  
Phone - 561-417-1891

*James Bluehouse*  
3/24/10  
PEF 20331

DOCK DETAILS			
Grid Row Number	Scott-docking	Project No.	MB-001-10
Scale as noted		Design EIT	
Project Mgr	MB	Drawn EIT	
Checked EIT		Sheet No.	3
Date: 1-24-10			



**MORRISON BUILDERS**  
GENERAL CONTRACTORS  
2765 SW 36th STREET - DANIA BEACH, FL. 33312  
PHONE: (954) 583-8500 FAX: (954) 583-4212

**SCOTT RESIDENCE**  
801 IDLEWYLD  
FT. LAUDERDALE, FLORIDA



**DESIGN GROUP**  
1511 N.E. 4th AVENUE  
FT. LAUDERDALE, FLORIDA  
33315  
Phone: 954-937-9192  
Email: dfggroup@mindspring.com

**From:** Magrino, Marisa (MMAGRINO@broward.org)  
**To:** nutt3839@bellsouth.net;  
**Date:** Wed, January 16, 2013 12:19:21 PM  
**Cc:**  
**Subject:** RE: Scott Pier extension (SAJ-2010-0539; DF10-1022)

Hi David,

Please be advised that the County would not require a new license if the dock was built before the license expiration date and it was constructed in conformance with the stamped plans and license.

Based on a Property Appraiser website review, the dock was constructed before the license expiration date and it appears to be in compliance with the license; however, please submit as-built drawings by a Professional Engineer registered in the State of Florida and/or the final inspection from the City of Fort Lauderdale as indicated in the Standard Condition #9. Please be advised that staff may still conduct a site inspection to verify any documents submitted.

Thank you,



Marisa Magrino  
Environmental Protection and Growth Management Dept.  
Planning and Environmental Regulation Division  
1 North University Drive, Suite 102-A  
Plantation, Florida 33324  
Phone (954) 519-1205  
Fax (954) 519-1412  
[www.broward.org](http://www.broward.org)

**From:** david nutter [mailto:nutt3839@bellsouth.net]  
**Sent:** Monday, January 14, 2013 10:50 AM  
**To:** leah.a.oberlin@usace.army.mil; Magrino, Marisa  
**Subject:** Scott Pier extension (SAJ-2010-0539; DF10-1022)

Leah and Marisa,

Mr. Scott has asked B & M to help him with obtaining a waiver of limitations from the City of Fort Lauderdale for this pier extension. The pier extends more watrward than teh City Code allows and must be authorized by a waiver from the City Commission. The pier has been properly permitted by the County and the Corps, and I believe the County issue don behalf of the State. The pier was installed by the contractor that pule dthe environmental licenses, but they installed prior to obtaining a permit from the City, due to the fact that a waiver would be necessary. We must now pull an after-the-fact waiver and and after-the-fact permit with the City.

My question to both of you is will I have to repermit with your agencies? I am hoping that I don't since the structure was installed under the licenses issues while they were in effect. The City may ask for updated licenses, but I am hoping that a simple email stating that since they wewere installed before the licenses expired, there is no need to renew, extend or reissue the licenses. Please let me know.

38

Leah,

This permit was processed by Sarah Shea. however I do not know if she is still there at the Corps.

That's why I addressed this email to you.

Marisa,  
regardless of your answer to the above, I may need new stamped drawings to submit to the City Building department when and if the waiver is granted.

Thanks to you both for your attention and help.

David Nutter  
DJN Permit Services  
for: B & M Marine Construction  
[nutt3839@bellsouth.net](mailto:nutt3839@bellsouth.net)  
954-868-8476

---

Under Florida law, most e-mail messages to or from Broward County employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the County, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

**From:** Carothers, James M SAJ (James.M.Carothers@usace.army.mil)  
**To:** nutt3839@bellsouth.net;  
**Date:** Mon, January 14, 2013 2:53:46 PM  
**Cc:**  
**Subject:** RE: Scott Pier extension (SAJ-2010-0539; DF10-1022) (UNCLASSIFIED)

Classification: UNCLASSIFIED  
Caveats: NONE

OK, let us know if they want anything else.

Thanks,

Mike Carothers  
U.S. Army Corps of Engineers  
4400 PGA Boulevard, Suite 500  
Palm Beach Gardens, FL 33410  
Office 561-472-3526 Fax 561-626-6971

Jacksonville District Regulatory Division has a new Web address! Visit us at  
<http://www.saj.usace.army.mil/Missions/Regulatory.aspx>

Let us know how we're doing: Customer Survey <<http://per2.nwp.usace.army.mil/survey.html>>

-----Original Message-----

**From:** david nutter [mailto:[nutt3839@bellsouth.net](mailto:nutt3839@bellsouth.net)]  
**Sent:** Monday, January 14, 2013 2:45 PM  
**To:** Carothers, James M SAJ  
**Subject:** Re: Scott Pier extension (SAJ-2010-0539; DF10-1022) (UNCLASSIFIED)

No further in physical work is necessary. Its just that the original contractor installed without going thru the proper procedures with the City and teh owner now has to do it as an after -the-fact with them. I am just assuming the City may ask for environmental licenses that are not expired, but if if I have a statement from those agencies saying it is not necessary to reissue, they should accept that. Your statement should suffice.

David Nutter  
DJN Permit Services  
for:  
[nutt3839@bellsouth.net](mailto:nutt3839@bellsouth.net)  
954-868-8476

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**From:** "Carothers, James M SAJ" <[James.M.Carothers@usace.army.mil](mailto:James.M.Carothers@usace.army.mil)>  
**To:** david nutter <[nutt3839@bellsouth.net](mailto:nutt3839@bellsouth.net)> 40  
**Sent:** Mon, January 14, 2013 1:44:42 PM

Subject: FW: Scott Pier extension (SAJ-2010-0539; DF10-1022) (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

David - as long as the construction was completed before permit expiration, and the work was done according to the drawings and conditions, then the project was in compliance with the Corps. Will additional work or modification need to be done to satisfy the City?

Thanks,

Mike Carothers  
U.S. Army Corps of Engineers  
4400 PGA Boulevard, Suite 500  
Palm Beach Gardens, FL 33410  
Office 561-472-3526 Fax 561-626-6971

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-----Original Message-----

From: Oberlin, Leah A SAJ  
Sent: Monday, January 14, 2013 12:52 PM  
To: Carothers, James M SAJ  
Subject: FW: Scott Pier extension (SAJ-2010-0539; DF10-1022) (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

Mike, can you look this up and answer his question please.

Leah

-----Original Message-----

From: david nutter [<mailto:nutt3839@bellsouth.net>]  
Sent: Monday, January 14, 2013 10:50 AM  
To: Oberlin, Leah A SAJ; Marisa Magrino  
Subject: Scott Pier extension (SAJ-2010-0539; DF10-1022)

Leah and Marisa,  
Mr. Scott has asked B & M to help him with obtaining a waiver of limitations from the City of Fort Lauderdale for this pier extension. The pier extends more watrward than teh City Code allows and must be authorized by a waiver from the City Commission. The pier has been properly permitted by the County and the Corps, and I believe the County issue don behalf of the State. The pier was installed by the contractor that pule dthe environmental licenses, but they installed prior to obtaining a permit from the City, due to the fact that a waiver would be necessary. We must now pull an after-the-fact waiver

and and after-the-fact permit with the City.

My question to both of you is will I have to repermit with your agencies? I am hoping that I don't since the structure was installed under the licenses issues while they were in effect. The City may ask for updated licenses, but I am hoping that a simple email stating that since they were installed before the licenses expired, there is no need to renew, extend or reissue the licenses. Please let me know.

Leah,

This permit was processed by Sarah Shea. however I do not know if she is still there at the Corps. That's why I addressed this email to you.

Marisa,

regardless of your answer to the above, I may need new stamped drawings to submit to the City Building department when and if the waiver is granted.

Thanks to you both for your attention and help.

David Nutter  
DJN Permit Services  
for: B & M Marine Construction  
[nutt3839@bellsouth.net](mailto:nutt3839@bellsouth.net)  
954-868-8476

Classification: UNCLASSIFIED  
Caveats: NONE

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Caveats: NONE

Classification: UNCLASSIFIED  
Caveats: NONE





