



**AGENDA
HARBOR AND WATERWAYS BOARD MEETING
MONDAY, APRIL 25, 2022
5:00 PM
DESTIN CITY HALL ANNEX COUNCIL CHAMBERS**

- 1. CALL TO ORDER/PLEDGE OF ALLEGIANCE/ROLL CALL**
- 2. APPROVAL OF MINUTES**
 - A) Minutes March 28, 2022**
- 3. PUBLIC COMMENTS**
- 4. NEW BUSINESS**
 - A) Proposed residential marine construction project at 621 Calhoun Avenue**
 - B) Proposed residential marine construction project at 441 Calhoun Avenue**
 - C) Proposed residential marine construction project at 339 Calhoun Avenue**
 - D) Proposed residential marine construction project at 4153 Belcourt Drive.**
 - E) Proposed commercial marine construction project at 119 Calhoun Avenue**
 - F) Proposed residential marine construction project at 132 Country Club Drive West**
 - G) Proposed residential marine construction project at 516 Osceola Drive**
- 5. OLD BUSINESS**
- 6. COMMITTEE MEMBER REPORTS**
 - A) Richard Hoey**
 - B) Guy Tadlock**
 - C) William McKissick**
 - D) Casey Jones**

E) Jim Green

F) John Stephens

G) Harvey Hurst

7. DIRECTOR'S REPORT

8. NEXT MEETING DATE: May 31, 2022

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the City Clerk at (850) 837-4242 at least 48 hours prior to the hearing. If a person decides to appeal any decision made with respect to any matter considered at such meeting, such person will need a record of the proceeding and for such purpose may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. (Sec. 286.0105, Florida Statutes)

**MINUTES OF THE
HARBOR AND WATERWAYS BOARD MEETING
DESTIN CITY HALL, MARCH 28, 2022 - 5:00 P.M.**

1. CALL TO ORDER:

Chairman Hoey called the Destin Harbor and Waterways Board meeting to order at approximately 5:30 p.m. on Monday, March 28, 2022, at Destin City Hall, with the Pledge of Allegiance immediately following.

2. ROLL CALL:

Member Present:

Richard Hoey
Guy Tadlock
John Stephens
Jim Green
Bill McKissick

Members Absent

Harvey Hurst
Casey Jones

Staff:

Rey Bailey City Clerk
Daniel Butler Senior Planner
Tunazzina Alam Planner
Louis Zunguze Com. Dev. Director
Kyle Bauman City Attorney

3. APPROVAL OF MINUTES:

➤ **February 28, 2022**

It was determined that the minutes that were included in the packet are not the final version and were pulled for approval.

4. PUBLIC COMMENTS:

None

5. OLD BUSINESS:

➤ **Status of the Harbor Pump**

Mr. O'Connor explained the last part to be installed was the variable speed control that should be installed if it hasn't already.

➤ **Status of the Harbor Capacity Steering Committee**

The agreement has been executed, funded and they will be out surveying and aerial flights during the upcoming busy holiday weekends as well as off weekends to get a good analysis between the two.

Mr. Zunguze added that the Army Corp. has their list of contractors that they use on a regular basis and will use the ones that are available to come here and work, which will be supervised by the Army Corp. He also discussed the surveys that are online for anyone to take and encouraged the members to take a few moments to go online to the City's website and complete them, as the information tremendously helps staff.

6. NEW BUSINESS:

A. Proposed Marine Construction project at 4049 Indian Bayou N.

Ms. Alam explained B&W Services, LLC, on behalf of Josh Reiker, has applied for Harbor and Waterways Board review of a residential construction application for one (1) 16' x 4' marginal dock addition to an existing dock, and installation of four (4) pilings for a boatlift, comprising approximately 64 square feet. The contractor has provided a Florida Department of Environmental Protection (FDEP) Self-Certification (File No.: 0412903001EE) for the project. City staff reviewed the application and determined that the plans comply with City Codes and regulations, including Section 11.05.01, Marina Siting.

Board member Stephens expressed concern for the marshy area present at the corner of the property.

Board member Tadlock asked if the 25-foot riparian setback would come into play for this request. According to Mr. O'Connor, it would not because the structure is a preexisting structure, and they are only removing a section of it.

Motion by Board member Stephens, seconded by Chairman Hoey to recommend City Council approve the request for the proposed Marine Construction project located at 4049 Indian Bayou N. In discussion, Board member Tadlock spoke of how he feels a walkway should be required, especially in the marshy area. Mr. O'Connor pointed out that there are no requirements for a walkway by the State and the city would only enforce that if the State or ACE did, and if they did, it be at the building permit level not this level. **The motion passed 4-0.**

B. Proposed Marine Construction project at 529 Norriego Road

Ms. Alam explained ECM, on behalf of Jim Parker, has applied for a Harbor and Waterways Board review of a residential construction application for an 18.9' x 11' covered dock and a 149.4' long seawall along the shoreline.

Mr. John Green, the applicant's contractor informed the Board that that the dock is an existing dock already in place.

There being no discussion, **Board member Tadlock made the motion to recommend the Harbor and Waterways Board recommends City Council approve the request for construction application for an 18.9' x 11' covered dock and a 149.4' long seawall along the shoreline. Board member Stephens provided the second and the motion passed 4-0.**

7. BOARD MEMBER COMMENTS:

Board member McKissick spoke of meeting with the Coast Guard and one of the discussions was getting reflective stickers to paddle boards.

Board member Stephens stated that he could help get them distributed to all the livery businesses on the harbor.

There was a brief discussion regarding the “Take over Crab Island” and how law enforcement is well aware and prepared to handle it, as they have in the past.

8. ADJOURNMENT:

With there being no further discussion, the meeting adjourned at 5:50 p.m.

Adopted and approved this _____ day of _____ 2022.

Richard Hoey, Chairman

Rey Bailey, City Clerk

CITY OF DESTIN – COMMUNITY DEVELOPMENT



AGENDA ITEM

MEETING DATE: April 25, 2022

BOARD/COMMITTEE: Harbor & Waterways Board

TYPE OF AGENDA ITEM: Action Item

OUTLINE NUMBER: 4.A.

TO: Harbor & Waterways Board

THRU: Lance Johnson, City Manager
Kyle Bauman, City Attorney

FROM: Sae More, Planner
Steve O'Connor, Principal Planner

DATE: April 19, 2022

SUBJECT: Proposed residential marine construction project at 621 Calhoun Avenue

I. BACKGROUND:

Maraman Construction, Inc, on behalf of Leonard Emmick has submitted an application for Harbor and Waterways Board review for construction of a 95' x 5' access pier, one (1) 20' x 20' covered dock, and one (1) 12' x 8' platform, comprising 971 square feet.

II. DISCUSSION:

The applicant requests Harbor and Waterways Board approval for a single-family marine construction project located at 621 Calhoun Avenue, located within Choctawhatchee Bay, a Class II Florida Waterbody.

The proposed marine construction project meets the following requirements of *Article 11.05.00 of the Destin Land Development Code*, in addition, to including the required 25-foot riparian setback,

- *11.05.01.A – Construction of new dock*
- *11.05.01.C, 11.05.01.D – Waste Disposal into the Harbor and Waterways of Destin*
- *11.05.01.F, 11.05.01.G, and 11.05.01.M – Length of the pier*

COMPREHENSIVE PLAN CONSISTENCY: The proposed marine construction project

is consistent with Coastal Management Element Goal 6-1, Coastal Management Element Objective 6-1.1, and Coastal Management Element Policy 6-1.1.3: Protect Coastal and Estuarine Environmental Quality and the Shoreline.

A. Link to Strategic Goals / Objectives:

- 1) Enhance Quality of Life
- 2) Enhance and Preserve Heritage and Environment.

B. Effect on Budget (EOB): There is no anticipated effect on the budget.

C. Level of Service (LOS): There is no anticipated effect on the LOS.

III. CONCLUSION:

The contractor provided a Florida Department of Environmental Protection (FDEP), Self-Certification File No. 0416720001EE. City staff reviewed the application and determined that the plans comply with City Codes and Regulations. Specifically, the proposed dock complies with **Article 11.05.01.M., Marina Siting** of the City Land Development Code, and the Coastal Management Element of the City's Comprehensive Plan (**Coastal Management Element Policy 6-1.1.3**).

STAFF RECOMMENDATION: Staff recommends approval of the single-family marine construction project proposed at 621 Calhoun Avenue, consisting of one access pier, one covered dock, and one platform, comprising approximately ±971 square feet, subject to the applicant meeting all applicable City permit requirements.

IV. RECOMMENDED MOTION: I move that the Harbor & Waterways Board recommend City Council approval of the single-family marine construction project located at 621 Calhoun Avenue, subject to the applicant meeting all applicable City permit requirements.

Attachments:

1. FDEP self certification
2. Site Plan with Dock Location
3. 621 Calhoun Abutter mailings



FLORIDA DEPARTMENT OF
Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

**CONDITIONS FOR DEPARTMENT OF THE ARMY SELF-CERTIFIED STATE
PROGRAMMATIC GENERAL PERMIT FOR A PROJECT AT A PRIVATE, SINGLE-FAMILY
RESIDENCE**

Self Certification File No.: **0416720001EE**

Verification that the project meets the Project Design Criteria:

You have verified that the project meets the Project Design Criteria (attached in a separate document), and have authorized FDEP to send a copy of this verification to the Corps on your behalf.

General Conditions:

1. The time limit for completing the work authorized on July 27, 2026.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner on the enclosed form and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Further Information:

1. Limits of this authorization:
 - a. This permit does not obviate the need to obtain other Federal, State, or local authorizations required by law.
 - b. This permit does not grant any property rights or exclusive privileges.
 - c. This permit does not authorize any injury to the property or rights of others.
 - d. This permit does not authorize interference with any existing or proposed Federal projects.
2. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any

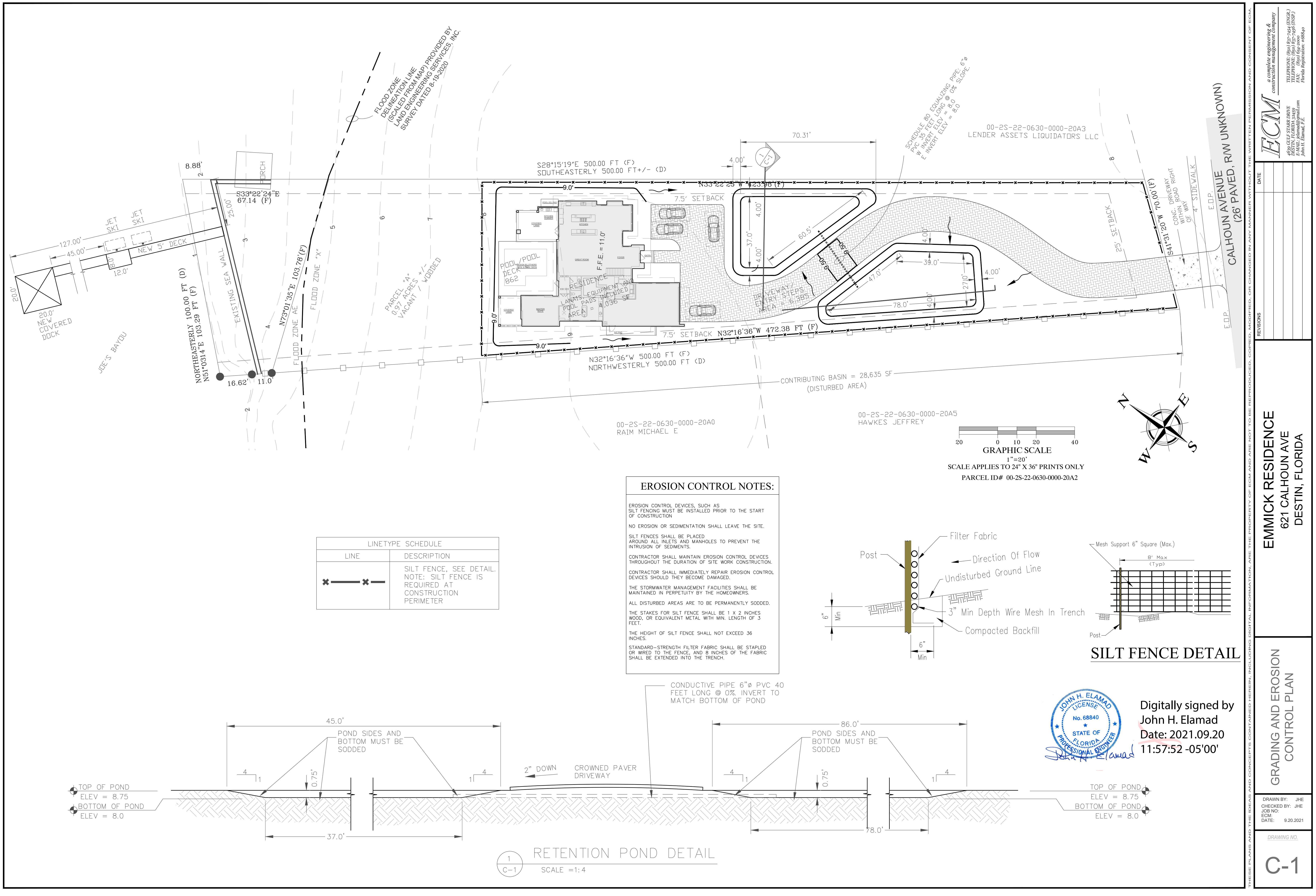
liability for the following:

- a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
 - b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
 - c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
 - d. Design or Construction deficiencies associated with the permitted work.
 - e. Damage claims associated with any future modification, suspension, or revocation of this permit.
3. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
 4. Reevaluation of Permit Decision: This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:
 - a. You fail to comply with the terms and conditions of this permit.
 - b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 3 above).
 - c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.
 5. Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CER 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.
 6. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date the enclosed form.
 7. 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, relocation or alteration.

Manatee Conditions:

1. All personnel associated with the project will be instructed about the presence of manatees and manatee speed zones, and the need to avoid collisions with and injury to manatees. The permittee will 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.
2. All vessels associated with the construction project will 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.
3. Siltation or turbidity barriers will be made of material in which manatees cannot become entangled, will be properly secured, and will be regularly monitored to avoid manatee entanglement or entrapment. Barriers must not impede manatee movement.

4. 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.
5. Any collision with or injury to a manatee shall be reported immediately to the Florida Fish and Wildlife Conservation Commission (FWC) Hotline at 1-888-404-3922. 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, and to FWC at **ImperiledSpecies@myFWC.com**.
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. Temporary signs that have already been approved for this use by the FWC must be used. One sign which reads Caution: Boaters must be posted. A second sign measuring at least 8 ½" 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. These signs can be viewed at MyFWC.com/manatee. Questions concerning these signs can be sent to the email address listed above.



LINETYPE SCHEDULE	
LINE	DESCRIPTION
	SILT FENCE, SEE DETAIL. NOTE: SILT FENCE IS REQUIRED AT CONSTRUCTION PERIMETER

EROSION CONTROL NOTES:

EROSION CONTROL DEVICES, SUCH AS SILT FENCING MUST BE INSTALLED PRIOR TO THE START OF CONSTRUCTION

NO EROSION OR SEDIMENTATION SHALL LEAVE THE SITE.

SILT FENCES SHALL BE PLACED AROUND ALL INLETS AND MANHOLES TO PREVENT THE INTRUSION OF SEDIMENTS.

CONTRACTOR SHALL MAINTAIN EROSION CONTROL DEVICES THROUGHOUT THE DURATION OF SITE WORK CONSTRUCTION.

CONTRACTOR SHALL IMMEDIATELY REPAIR EROSION CONTROL DEVICES SHOULD THEY BECOME DAMAGED.

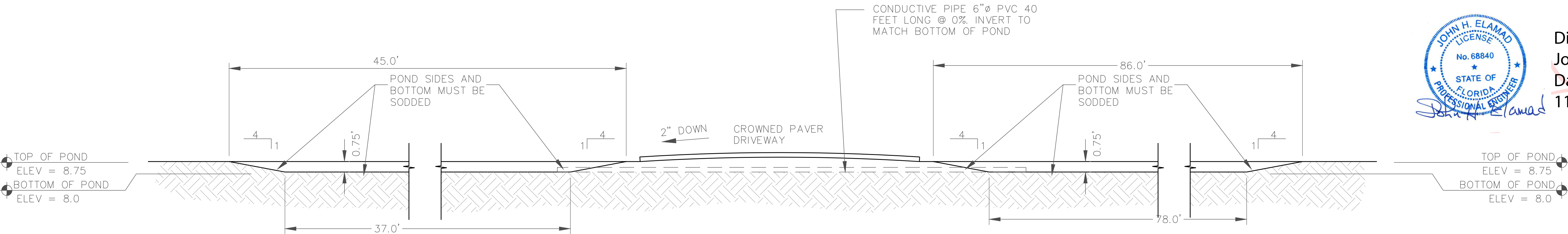
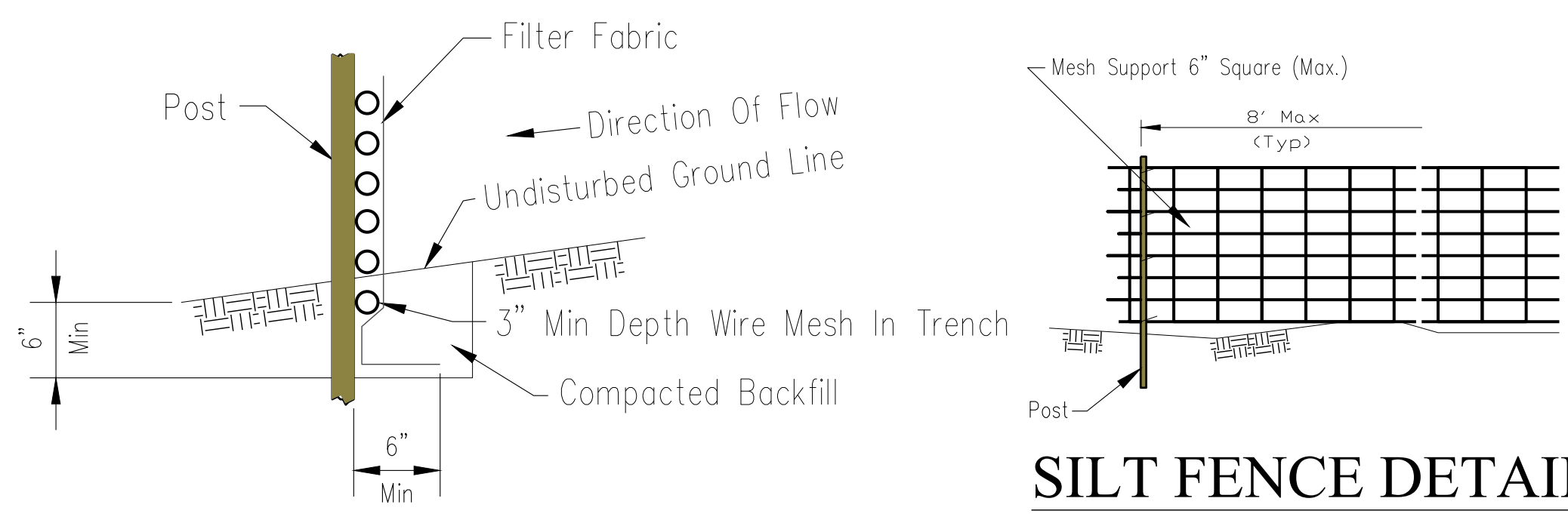
THE STORMWATER MANAGEMENT FACILITIES SHALL BE MAINTAINED IN PERPETUITY BY THE HOMEOWNERS.

ALL DISTURBED AREAS ARE TO BE PERMANENTLY SODDED.

THE STAKES FOR SILT FENCE SHALL BE 1 X 2 INCHES WOOD, OR EQUIVALENT METAL WITH MIN. LENGTH OF 3 FEET.

THE HEIGHT OF SILT FENCE SHALL NOT EXCEED 36 INCHES.

STANDARD-STRENGTH FILTER FABRIC SHALL BE STAPLED OR WIRED TO THE FENCE, AND 8 INCHES OF THE FABRIC SHALL BE EXTENDED INTO THE TRENCH.



1
C-1
RETENTION POND DETAIL
SCALE = 1:4

ECM

a complete engineering & construction management company

4630 GULF STAR DRIVE
DUNEDIN, FL 33511
TEL: (888) 827-7454 (TOLL FREE)
TEL: (850) 569-2007
FAX: (850) 569-2007
E-MAIL: elamad@gmail.com
John H. Elamad, P.E.
Florida Registration #68840

DATE

REVISIONS

EMMICK RESIDENCE

621 CALHOUN AVE

DESTIN, FLORIDA

GRADING AND EROSION CONTROL PLAN

DRAWN BY: JHE

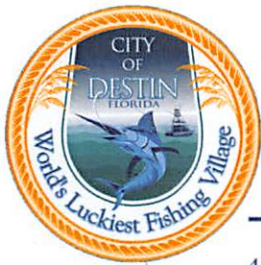
CHECKED BY: JHE

JOB NO: ECM

DATE: 9.20.2021

DRAWING NO.

C-1



Community Development Planning Division

4100 Indian Bayou Trail | Destin, FL 32541 | Phone: 850-654-1119 | Email: planning@cityofdestin.com

April 6, 2022

Subject: Notification of Application Submittal – Single-Family Residential Marine construction – 621 Calhoun Avenue

Dear Property Owner:

The purpose of this letter is to notify you of the Marine Construction Permit received by the Community Development Department. The Marine Construction application seeks Harbor and Waterways Board approval for construction of a single-family residential dock, comprising approximately 971 square feet. **The Application will be heard by the Harbor and Waterways Board at 5:00 p.m. at Destin City Hall Annex, 4100 Indian Bayou Trail on Monday, April 25, 2022.** As an owner of property located adjacent of this project, *Article 2.17.00 of the Destin Land Development Code (LDC)* requires a written notice providing you the following information.

This notice is for informational purposes only. No action is required on your part.

1. Name of Owner: Leonard Emmick
2. Name of Agent: Jonathan Maraman
3. Address of Project: 621 Calhoun Avenue
4. Parcel ID Number: 00-2S-22-0630-0000-20A2
5. Project Description: The project proposes construction of a 95' x 5' access pier, one (1) 20' x 20' covered dock, and one (1) 12' x 8' platform, comprising 971 square feet.
6. Location of Application Package: To request a digital copy of the application package be sent to you, please call the City Clerk at (850) 837-4242 or fill out a Public Records Request (PRR) online: <http://www.cityofdestin.com/forms.aspx?fid=121>

If you have any questions or concern regarding this letter, please do not hesitate to call (850) 654-1119 option 2 or email at planning@cityofdestin.com.

Sincerely,

Sae More

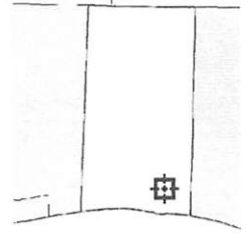
Sae More
Planner

CC: Louis Zunguze, MURP, Community Development Director
Planning Division
Community Development Department Project File





Overview



Legend

- ☐ Parcels
- ☐ Roads
- ☐ Water
- ☐ City Labels

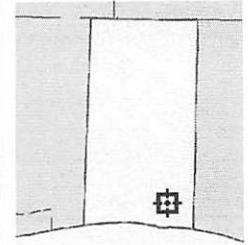
Parcel ID	00-25-22-0630-0000-20A0	Physical Address	619 CALHOUN AVE DESTIN	Land Value	\$629,720	Last 2 Sales			
Acres (GIS)	0.88	Mailing Address	RAIM MICHAEL E 501 HWY 98 E STE D DESTIN, FL 32541	Ag Land Value	\$0	Date	Price	Reason	Qual
Property Class	SINGLE FAM			Building Value	\$238,380	9/1/1982	\$1000	N/A	U
Taxing District	10			Misc Value	\$1,638	1/1/1977	\$27450	N/A	U
				Just Value	\$869,738				
				Assessed Value	\$406,204				
				Exempt Value	\$50,000				
				Taxable Value	\$356,204				

Date created: 4/6/2022
Last Data Uploaded: 4/6/2022 10:07:57 AM

Developed by Schneider
GEOSPATIAL



Overview



Legend

- ☐ Parcels
- ☐ Roads
- ☐ Water
- ☐ City Labels

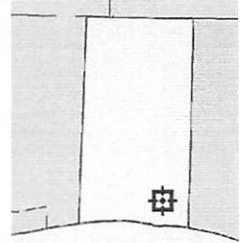
Parcel ID	00-25-22-	Physical	623 CALHOUN AVE	Land	\$491,573	Last 2 Sales			
	0630-0000-	Address	DESTIN	Value		Date	Price	Reason	Qual
	20A3	Mailing	LENDER ASSETS	Ag Land	\$0	7/26/2021	\$100	UNQUAL/CORRECTIVE/QCD,TD	U
Acres	0.95	Address	LIQUIDATORS LLC	Value		10/10/2020	\$275000	UNQUAL/NOT EXPOSED TO	U
(GIS)			RILEY STAPLETON	Building	\$40,969			OPEN-MKT	
Property	SINGLE FAM		HOLDINGS LLC	Value					
Class			429 WATERFORD DR	Misc	\$9,019				
Taxing	10		CARTERSVILLE, GA	Value					
District			30120	Just	\$541,561				
				Value					
				Assessed	\$541,561				
				Value					
				Exempt	\$0				
				Value					
				Taxable	\$541,561				
				Value					

Date created: 4/6/2022
Last Data Uploaded: 4/6/2022 10:07:57 AM

Developed by Schneider
GEOSPATIAL



Overview



Legend

- Parcels
- Roads
- Water
- City Labels

Parcel ID	00-25-22-0630-0000-20A5	Physical Address	619 CALHOUN AVE B DESTIN	Land Value	\$127,300	Last 2 Sales Date	11/15/2021	Price	\$500,000	Reason	QUAL/DEED EXAMINATION	Qual	Q
Acres	0.57	Mailing Address	SCURLOCK DESCENDANTS TRUST	Ag Land Value	\$0		8/31/2009	\$100		UNQUAL/CORRECTIVE/QCD,TD		U	
(GIS)			5 CALHOUN AVE #602	Building Value	\$203,614								
Property Class	SINGLE FAM		DESTIN, FL 32541	Misc Value	\$0								
Taxing District	10			Just Value	\$330,914								
				Assessed Value	\$330,914								
				Exempt Value	\$0								
				Taxable Value	\$330,914								

Date created: 4/6/2022
Last Data Uploaded: 4/6/2022 10:07:57 AM

CITY OF DESTIN – COMMUNITY DEVELOPMENT



AGENDA ITEM

MEETING DATE: April 25, 2022

BOARD/COMMITTEE: Harbor & Waterways Board

TYPE OF AGENDA ITEM: Action Item

OUTLINE NUMBER: 4.B.

TO: Harbor & Waterways Board

THRU: Lance Johnson, City Manager
Kyle Bauman, City Attorney
Steve O'Connor, Principal Planner

FROM: Sae More, Planner

DATE: April 19, 2022

SUBJECT: Proposed residential marine construction project at 441 Calhoun Avenue

I. BACKGROUND: Ben William, B&W Services LLC, on behalf of Keaton Thiem has submitted an application for Harbor and Waterways Board review for construction of dock consisting of a 32' x 4' access pier, one (1) 16' x 18' terminal platform, one (1) 16' x 6' hammock platform, one (1) 8' x 6' step-down platform, one (1) 40' x 2' catwalk, one (1) 24' x 14' covered boat slip, and one (1) 16' x 1' roof overhang, comprising approximately 992 square feet and replacement of 58.8' seawall.

II. DISCUSSION:

The applicant requests Harbor and Waterways Board approval for a single-family marine construction dock and seawall replacement project located at 441 Calhoun Avenue, located within Marler Bayou, a Class II Florida Waterbody.

The proposed marine construction project meets the following requirements of *Article 11.05.00, City of Destin Land Development Code*, in addition, including the required 25-foot riparian setback,

- **11.05.01.A** – Construction of new dock
- **11.05.01.C, 11.05.01.D** – Waste Disposal into the Harbor and Waterways of Destin
- **11.05.01.F, 11.05.01.G, and 11.05.01.M** – Length of the pier
- **11.01.06** – Seawall Length and Placement

COMPREHENSIVE PLAN CONSISTENCY: The proposed marine construction project is consistent with Coastal Management Element Goal 6-1, Coastal Management Element Objective 6-1.1, and Coastal Management Element Policy 6-1.1.3: Protect Coastal and Estuarine Environmental Quality and the Shoreline.

- A. **Link to Strategic Goals / Objectives:** 1) Enhance Quality of Life
2) Enhance and Preserve Heritage and Environment.
- B. **Effect on Budget (EOB):** There is no anticipated effect on the budget.
- C. **Level of Service (LOS):** There is no anticipated effect on the LOS.

III. CONCLUSION:

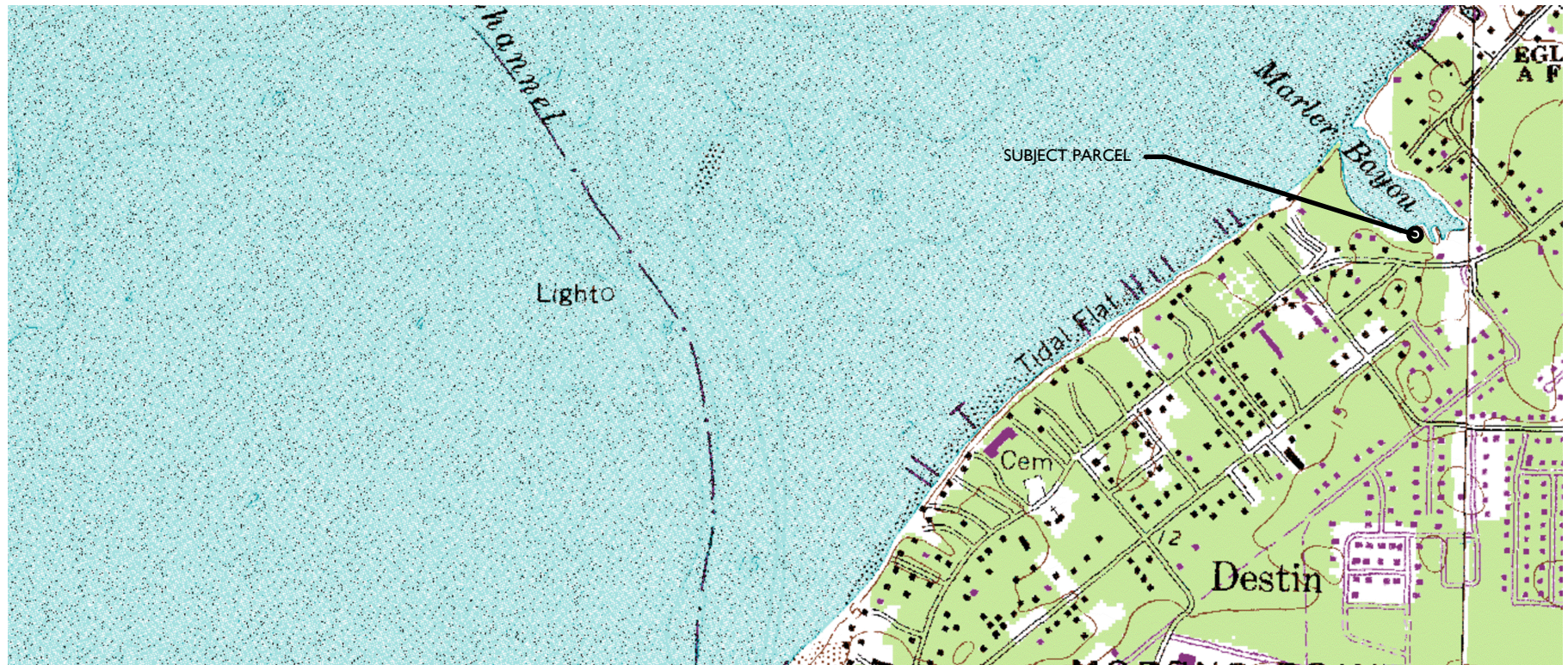
The contractor provided a Florida Department of Environmental Protection (FDEP), Permit No. 0414050-001-EE/46 & 0414050-002-EE/46 and U.S Army Corps of Engineers SAJ-2022-00057 (NW/GP-SWA). City staff reviewed the application and determined that the plans comply with City Codes and regulations. Specifically, the proposed dock complies with *Article 11.05.01.M., Marina Siting of the City's Land Development Code*, and the Coastal Management Element of the City's Comprehensive Plan (*Coastal Management Element Policy 6-1.1.3*).

STAFF RECOMMENDATION: Staff recommends approval of the single-family marine construction project proposed at 441 Calhoun Avenue, consisting of one access pier, one terminal platform, one hammock platform, one step-down platform, one catwalk, one covered boat slip, and one roof overhang, comprising approximately ±992 square feet, and replacement of the seawall subject to the applicant meeting all applicable City permit requirements.

IV. RECOMMENDED MOTION: I move that the Harbor & Waterways Board recommend City Council approval of the single-family marine construction project located at 441 Calhoun Avenue, subject to the applicant meeting all applicable City permit requirements.

Attachments:

1. Site Plan_v1
2. ERP_414050-001 002 Thiem Seawall and Dock_v1
3. 20220406-Army Corp Permit_v1
4. 22-10-HWB_441 Calhoun Ave_Abutter Notice

PROPERTY INFO

PID: 00-2S-22-0310-000D-0890

SITUS: 441 CALHOUN AVE
DESTIN, FL 32541

LAT: 30.405976

LONG: -86.501277

RECORD OWNERTHIEM TAYLOR & KEATON
441 CALHOUN AVE
DESTIN, FL 32541INDEX OF SHEETS

1- SITE LOCATION & SHEET INDEX

2-EXISTING SITE CONDITIONS

3-PLAN VIEW DEPICTED ONTO AERIAL

4-PLAN VIEW

5-PROFILE TYP.

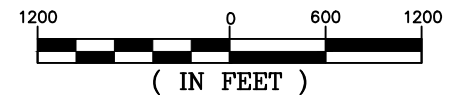
PROJECT NAME: 441 CALHOUN AVE, THIEM

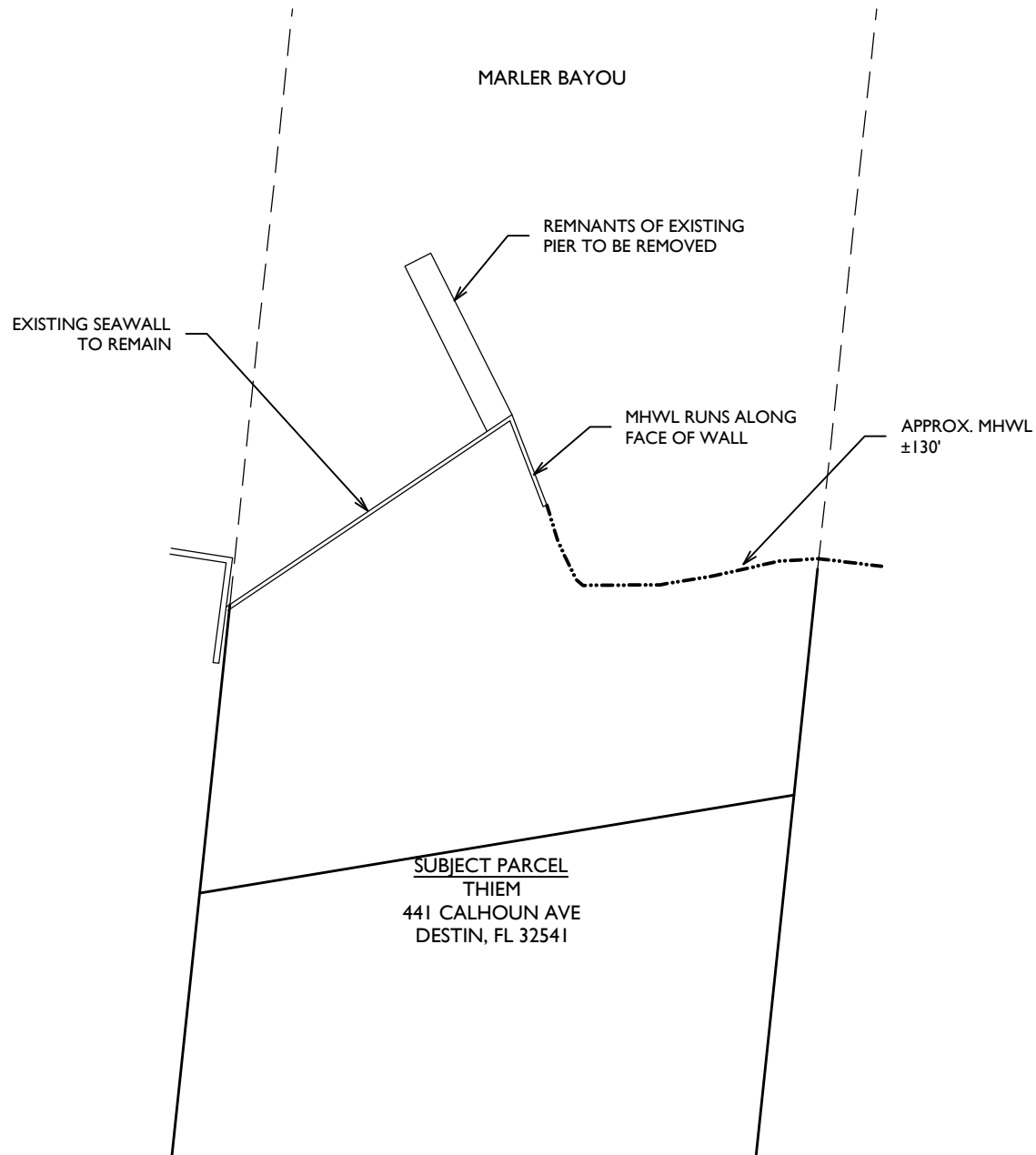
SITE LOCATION MAP & SHEET INDEX

PROJECT NO.: 2021-070

DRAWN BY: JAT DATE: 12/8/21

SHEET: 1 OF 5





PROJECT NAME: 441 CALHOUN AVE, THIEM

EXISTING SITE CONDITIONS

PROJECT NO.: 2021-070

DRAWN BY: JAT DATE: 12/8/21

SHEET: 2 OF 5





PROJECT NAME: 441 CALHOUN AVE, THIEM

PLAN VIEW DEPICTED ONTO AERIAL

PROJECT NO.: 2021-070

DRAWN BY: JAT DATE: 12/8/21

SHEET: 3 OF 5





FLORIDA DEPARTMENT OF Environmental Protection

Northwest District
160 W. Government Street, Suite 308
Pensacola, Florida 32502-5740

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

January 19, 2022

Keaton Thiem
441 Calhoun Ave
Destin, FL 32541
keaton.thiem@gmail.com

File No.: 0414050-001-EE/46 & 0414050-002-EE/46, Okaloosa County

Dear Mr. Thiem:

On December 22, 2021 we received your request for verification of exemption to perform the following activities:

To construct a dock and seawall within Marler Bayou, Class II Florida Waters, Prohibited Shellfish Harvesting Area. The project is located at 441 Calhoun Ave, Destin, FL 32541, Parcel No. 00-2S-22-0310-000D-0890, in Section 24, Township 2 South, Range 23 West in Okaloosa County; 30°24'21.1" North Latitude, 86°30'4.6" West Longitude.

Your request has been reviewed to determine whether it qualifies for (1) regulatory exemption, (2) proprietary authorization (related to state-owned submerged lands), and (3) federal approval that may be necessary for work in wetlands or waters of the United States.

Your project did not qualify for the federal review portion(s) of this verification request. **Additional authorization must be obtained prior to commencement of the proposed activity.** This letter does not relieve you from the responsibility of obtaining other federal, state, or local authorizations that may be required for the activity. Please refer to the specific section(s) dealing with that portion of the review below for advice on how to proceed.

If you change the project from what you submitted, the authorization(s) granted may no longer be valid at the time of commencement of the project. Please contact us prior to beginning your project if you wish to make any changes.

1. Regulatory Review – Verified

Based on the information submitted, the Department has verified that the activity as proposed is exempt, under Rule 62-330.051(5)(b), Florida Administrative Code (F.A.C.) under Section

403.813(1)(b), Florida Statutes (F.S.) and under Rule 62-330.051(12)(b) , Florida Administrative Code (F.A.C.) under Section 403.813(1)(e) from the need to obtain a regulatory permit under Part IV of Chapter 373 of the Florida Statutes.

This exemption verification is based on the information you provided the Department and the statutes and rules in effect when the information was submitted. This verification may not be valid if site conditions materially change, the project design is modified, or the statutes or rules governing the exempt activity are amended. In the event you need to re-verify the exempt status for the activity, a new request and verification fee will be required. Any substantial modifications to the project design should be submitted to the Department for review, as changes may result in a permit being required.

2. Proprietary Review – Granted

The Department acts as staff to the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees) and issues certain authorizations for the use of sovereign submerged lands. The Department has the authority to review activities on sovereign submerged lands under Chapters 253 and 258, F.S. and Chapters 18-20 and 18-21, F.A.C.

The activity appears to be located on sovereign submerged lands owned by the Board of Trustees. The activity is not exempt from the need to obtain the applicable proprietary authorization. As staff to the Board of Trustees, the Department has reviewed the activity described above, and has determined that the activity qualifies for an automatic consent by rule under Rule 1821.005(1)(b), F.A.C. and Section 253.77, F.S. to construct and use the activity on the specified sovereign submerged lands, as long as the work performed is located within the boundaries as described herein and is consistent with the terms and conditions herein. No further application is required for this consent by rule.

Special Consent Conditions for Sovereign Submerged Lands Authorization

1. The applicant agrees to indemnify, defend and hold harmless the Board of Trustees and the State of Florida from all claims, actions, lawsuits and demands in any form arising out of the authorization to use sovereignty submerged lands or the applicant's use and construction of structures on sovereignty submerged lands. This duty to indemnify and hold harmless will include any and all liabilities that are associated with the structure or activity including special assessments or taxes that are now or in the future assessed against the structure or activity during the period of the authorization.
2. Failure by the Board of Trustees to enforce any violation of a provision of the authorization or waiver by the Board of Trustees of any provision of the authorization will not invalidate the provision not enforced or waived, nor will the failure to enforce or a waiver prevent the Board of Trustees from enforcing the unenforced or waived provision in the event of a violation of that provision.
3. Applicant binds itself and its successors and assigns to abide by the provisions and conditions set forth in the authorization. If the applicant or its successors or assigns fails or refuses to

comply with the provisions and conditions of the authorization, the authorization may be terminated by the Board of Trustees after written notice to the applicant or its successors or assigns. Upon receipt of such notice, the applicant or its successors or assigns will have thirty (30) days in which to correct the violations. Failure to correct the violations within this period will result in the automatic revocation of this authorization.

4. All costs incurred by the Board of Trustees in enforcing the terms and conditions of the authorization will be paid by the applicant. Any notice required by law will be made by certified mail at the address shown on page one of the authorization. The applicant will notify the Board of Trustees in writing of any change of address at least ten days before the change becomes effective.

5. This authorization does not allow any activity prohibited in a conservation easement or restrictive covenant that prohibits the activity.

General Conditions for Authorizations for Activities on State-Owned Submerged Land

All authorizations granted by rule or in writing under rule 18-21.005, F.A.C., except those for geophysical testing, shall be subject to the general conditions as set forth in paragraphs (a) through (j) below. The general conditions shall be part of all authorizations under this chapter, shall be binding upon the grantee, and shall be enforceable under chapter 253 or 258, part II, F.S.

(a) Authorizations are valid only for the specified activity or use. Any unauthorized deviation from the specified activity or use and the conditions for undertaking that activity or use shall constitute a violation. Violation of the authorization shall result in suspension or revocation of the grantee's use of the sovereignty submerged land unless cured to the satisfaction of the Board.

(b) Authorizations convey no title to sovereignty submerged land or water column, nor do they constitute recognition or acknowledgment of any other person's title to such land or water.

(c) Authorizations may be modified, suspended or revoked in accordance with their terms or the remedies provided in sections 253.04 and 258.46, F.S., or chapter 18-14, F.A.C.

(d) Structures or activities shall be constructed and used to avoid or minimize adverse impacts to sovereignty submerged lands and resources.

(e) Construction, use, or operation of the structure or activity shall not adversely affect any species which is endangered, threatened or of special concern, as listed in rules 68A-27.003, 68A-27.004 and 68A-27.005, F.A.C.

(f) Structures or activities shall not unreasonably interfere with riparian rights. When a court of competent jurisdiction determines that riparian rights have been unlawfully affected, the structure or activity shall be modified in accordance with the court's decision.

(g) Structures or activities shall not create a navigational hazard.

(h) Activities shall not interfere with the public easement for traditional uses of the sandy beaches provided in section 161.141, F.S.

(i) Structures shall be maintained in a functional condition and shall be repaired or removed if they become dilapidated to such an extent that they are no longer functional. This shall not be construed to prohibit the repair or replacement subject to the provisions of rule 18-21.005, F.A.C., within one year, of a structure damaged in a discrete event such as a storm, flood, accident, or fire.

(j) Structures or activities shall be constructed, operated, and maintained solely for water dependent purposes, or for non-water dependent activities authorized under paragraph 18-21.004(1)(g), F.A.C., or any other applicable law.

3. Federal Review – SPGP Not Approved / Not Included

Your proposed activity as outlined on your application and attached drawings **does not qualify** for Federal authorization pursuant to the State Programmatic General Permit and a **SEPARATE permit** or authorization **shall be required** from the Corps. You must apply separately to the Corps using the Application for Department of the Army Permit (ENG 4345) or alternative as allowed by Corps regulations. More information on Corps permitting may be found online in the Jacksonville District Regulatory Division Sourcebook:

(<https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book/>).

Authority for review - an agreement with the USACOE entitled “Coordination Agreement Between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection (or Duly Authorized Designee), State Programmatic General Permit”, Section 10 of the Rivers and Harbor Act of 1899, and Section 404 of the Clean Water Act.

Additional Information

Please retain this letter. The activities may be inspected by authorized state personnel in the future to ensure compliance with appropriate statutes and administrative codes. If the activities are not in compliance, you may be subject to penalties under Chapter 373, F.S. and Chapter 18-14, F.A.C.

NOTICE OF RIGHTS

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until a subsequent order of the Department. Because the administrative hearing process is designed to formulate final agency action, the subsequent order may modify or take a different position than this action.

Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency_Clerk@FloridaDEP.gov. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a).

The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you

do not publish notice of this action, this waiver may not apply to persons who have not received a clear point of entry.

Extension of Time

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency_Clerk@FloridaDEP.gov, before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

Mediation

Mediation is not available in this proceeding.

FLAWAC Review

The applicant, or any party within the meaning of Section 373.114(1)(a) or 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under Section 373.114(1) or 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S. by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000) and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice must be filed within 30 days from the date this action is filed with the Clerk of the Department.

If you have any questions regarding this matter, please contact Lucas Kimmel at the letterhead address, at (850)595-0576, or at Lucas.Kimmel@FloridaDEP.gov

EXECUTION AND CLERKING

Executed in Orlando, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



Lucas Kimmel
Environmental Specialist
Submerged Lands and Environmental Resources Program

Attachments:

1. Rule 62-330.051(5)(b), F.A.C. and / or Section 403.813(1)(b), F.S., Rule 62-330.051(12)(b), F.A.C. and / or Section 403.813(1)(e) 2 pages
2. Project Drawings, 5 pages

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this document and all attachments were sent on the filing date below to the following listed persons:

Keaton Thiem, Applicant, keaton.thiem@gmail.com
Jason Taylor, Agent, jason@oakhurstconsult.com
Okaloosa County, mmartinez@co.okaloosa.fl.us, jautrey@co.okaloosa.fl.us,
sbitterman@co.okaloosa.fl.us, propertyappraiser@okaloosapa.com
City of Destin, planning@cityofdestin.com
Blake Chapman, FDEP, Blake.A.Chapman@FloridaDEP.gov

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52, F.S., with the designated Department Clerk, receipt of which is hereby acknowledged.



Clerk

January 19, 2022
Date

62-330.051 Exempt Activities.

The activities meeting the limitations and restrictions below are exempt from permitting. However, if located in, on, or over state-owned submerged lands, they are subject to a separate authorization under chapters 253 and 258, F.S., as applicable.

(5) Dock, Pier, Boat Ramp and Other Boating-related Work –

(b) Installation of private docks, piers, and recreational docking facilities, and installation of local governmental piers and recreational docking facilities, in accordance with section 403.813(1)(b), F.S. This includes associated structures such as boat shelters, boat lifts, and roofs, provided:

1. The cumulative square footage of the dock or pier and all associated structures located over wetlands and other surface waters does not exceed the limitations in section 403.813(1)(b), F.S.;
2. No structure is enclosed on more than three sides with walls and doors;
3. Structures are not used for residential habitation or commercial purposes, or storage of materials other than those associated with water dependent recreational use; and
4. Any dock and associated structure shall be the sole dock as measured along the shoreline for a minimum distance of 65 feet, unless the parcel of land or individual lot as platted is less than 65 feet in length along the shoreline, in which case there may be one exempt dock allowed per parcel or lot.

Rulemaking Authority 373.026(7), 373.043, 373.4131, 373.4145, 403.805(1) FS. Law Implemented 373.406, 373.4131, 373.4145, 373.415, 403.813(1) FS. History—New 10-1-13, Amended 6-1-18.

403.813 Permits issued at district centers; exceptions.—

(1) A permit is not required under this chapter, chapter 373, chapter 61-691, Laws of Florida, or chapter 25214 or chapter 25270, 1949, Laws of Florida, for activities associated with the following types of projects; however, except as otherwise provided in this subsection, this subsection does not relieve an applicant from any requirement to obtain permission to use or occupy lands owned by the Board of Trustees of the Internal Improvement Trust Fund or a water management district in its governmental or proprietary capacity or from complying with applicable local pollution control programs authorized under this chapter or other requirements of county and municipal governments:

(b) The installation and repair of mooring pilings and dolphins associated with private docking facilities or piers and the installation of private docks, piers and recreational docking facilities, or piers and recreational docking facilities of local governmental entities when the local governmental entity's activities will not take place in any manatee habitat, any of which docks:

1. Has 500 square feet or less of over-water surface area for a dock which is located in an area designated as Outstanding Florida Waters or 1,000 square feet or less of over-water surface area for a dock which is located in an area which is not designated as Outstanding Florida Waters;
2. Is constructed on or held in place by pilings or is a floating dock which is constructed so as not to involve filling or dredging other than that necessary to install the pilings;
3. Shall not substantially impede the flow of water or create a navigational hazard;
4. Is used for recreational, noncommercial activities associated with the mooring or storage of boats and boat paraphernalia; and
5. Is the sole dock constructed pursuant to this exemption as measured along the shoreline for a distance of 65 feet, unless the parcel of land or individual lot as platted is less than 65 feet in length along the shoreline, in which case there may be one exempt dock allowed per parcel or lot.

Nothing in this paragraph shall prohibit the department from taking appropriate enforcement action pursuant to this chapter to abate or prohibit any activity otherwise exempt from permitting pursuant to this paragraph if the department can demonstrate that the exempted activity has caused water pollution in violation of this chapter.

62-330.051 Exempt Activities.

The activities meeting the limitations and restrictions below are exempt from permitting. However, if located in, on, or over state-owned submerged lands, they are subject to a separate authorization under chapters 253 and 258, F.S., as applicable.

(12) Construction, Replacement, Restoration, Enhancement, and Repair of Seawall, Riprap, and Other Shoreline Stabilization –

(b) The restoration of a seawall or riprap under section 403.813(1)(e), F.S., where:

1. The seawall or riprap has been damaged or destroyed within the last year by a discrete event, such as a storm, flood, accident, or fire or where the seawall or riprap restoration or repair involves only minimal backfilling to level the land directly associated with the restoration or repair and does not involve land reclamation as the primary project purpose. See section 3.2.4 of Volume I for factors used to determine qualification under this provision;

2. Restoration shall be no more than 18 inches waterward of its previous location, as measured from the waterward face of the existing seawall to the face of the restored seawall, or from the waterward slope of the existing riprap to the waterward slope of the restored riprap; and

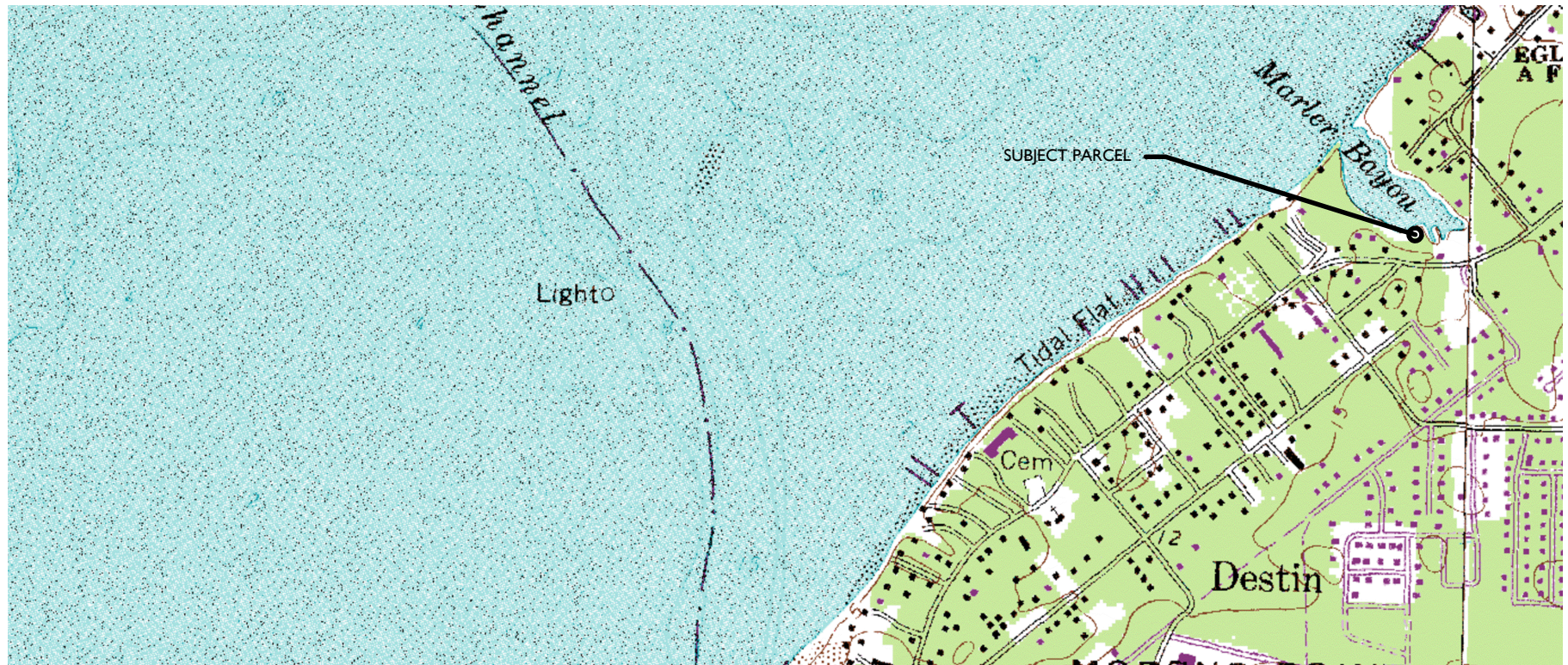
3. Applicable permits under chapter 161, F.S., are obtained.

Rulemaking Authority 373.026(7), 373.043, 373.4131, 373.4145, 403.805(1) FS. Law Implemented 373.406, 373.4131, 373.4145, 373.415, 403.813(1) FS. History—New 10-1-13, Amended 6-1-18.

403.813 Permits issued at district centers; exceptions.—

(1) A permit is not required under this chapter, chapter 373, chapter 61-691, Laws of Florida, or chapter 25214 or chapter 25270, 1949, Laws of Florida, for activities associated with the following types of projects; however, except as otherwise provided in this subsection, this subsection does not relieve an applicant from any requirement to obtain permission to use or occupy lands owned by the Board of Trustees of the Internal Improvement Trust Fund or a water management district in its governmental or proprietary capacity or from complying with applicable local pollution control programs authorized under this chapter or other requirements of county and municipal governments:

(e) The restoration of seawalls at their previous locations or upland of, or within 18 inches waterward of, their previous locations. However, this shall not affect the permitting requirements of chapter 161, and department rules shall clearly indicate that this exception does not constitute an exception from the permitting requirements of chapter 161.

PROPERTY INFO

PID: 00-2S-22-0310-000D-0890
 SITUS: 441 CALHOUN AVE
 DESTIN, FL 32541
 LAT: 30.405976
 LONG: -86.501277

RECORD OWNER

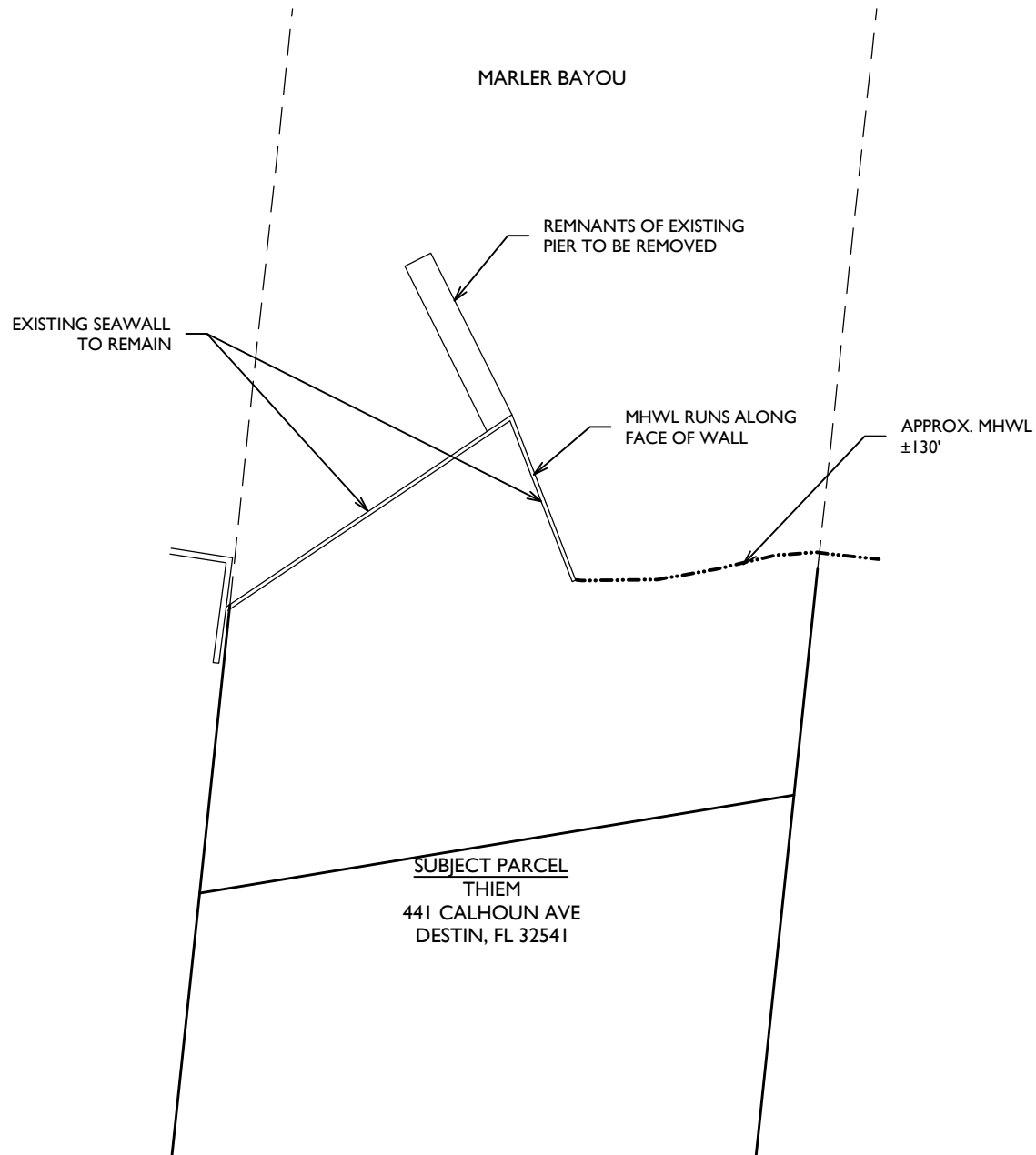
THIEM TAYLOR & KEATON
 441 CALHOUN AVE
 DESTIN, FL 32541

INDEX OF SHEETS

1- SITE LOCATION & SHEET INDEX
 2-EXISTING SITE CONDITIONS
 3-PLAN VIEW DEPICTED ONTO AERIAL
 4-PLAN VIEW
 5-PROFILE TYP.

PROJECT NAME: 441 CALHOUN AVE, THIEM
SITE LOCATION MAP & SHEET INDEX
PROJECT NO.: 2021-070
DRAWN BY: JAT DATE: 12/8/21
SHEET: 1 OF 5





PROJECT NAME: 441 CALHOUN AVE, THIEM

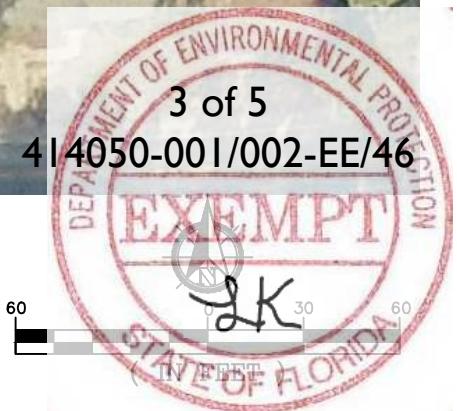
EXISTING SITE CONDITIONS

PROJECT NO.: 2021-070

DRAWN BY: JAT DATE: 12/8/21

SHEET: 2 OF 5





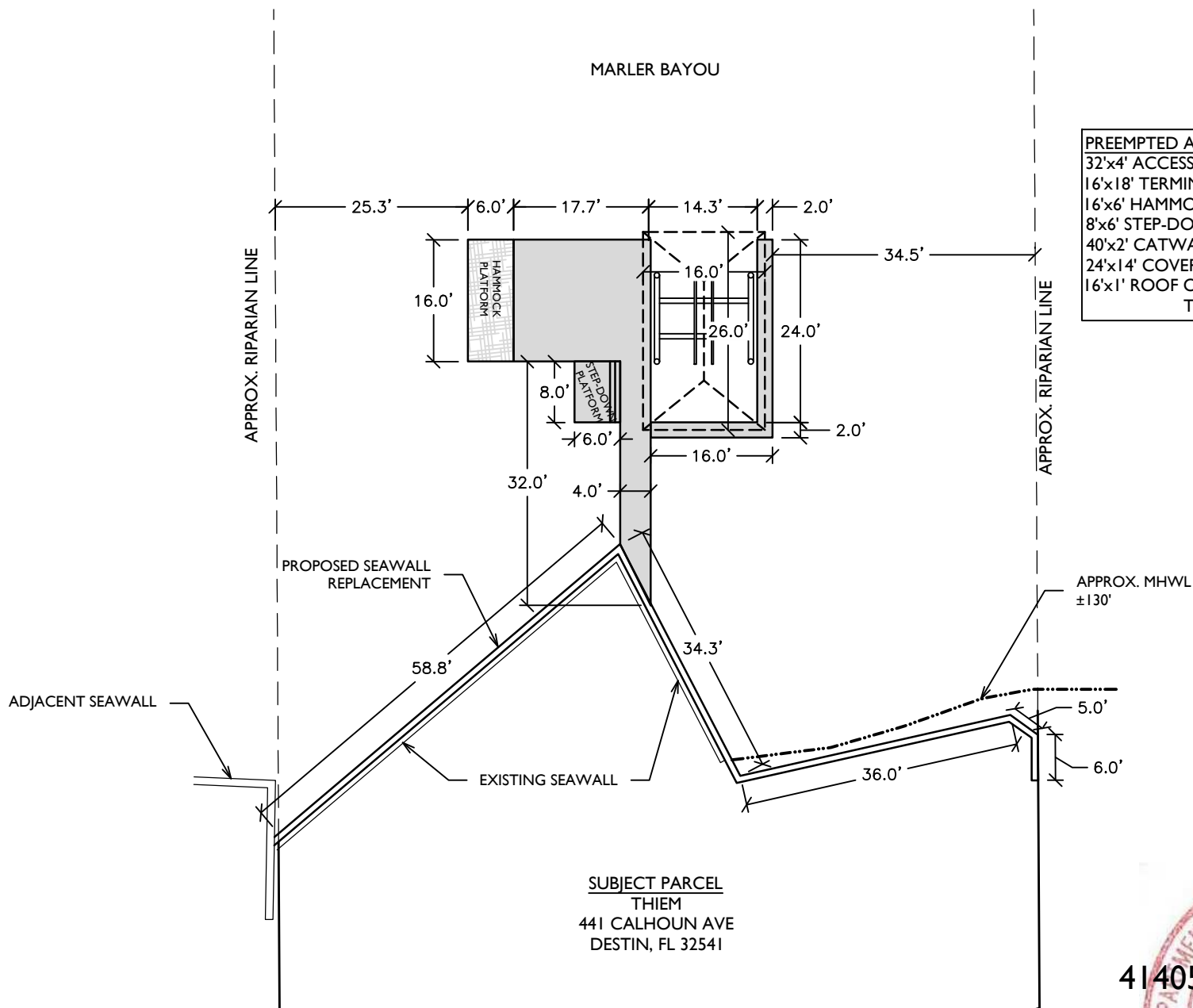
PROJECT NAME: 441 CALHOUN AVE, THIEM

PLAN VIEW DEPICTED ONTO AERIAL

PROJECT NO.: 2021-070

DRAWN BY: JAT DATE: 12/8/21

SHEET: 3 OF 5

**PREEMPTED AREA CALCS:**

32'x4' ACCESS PIER	= 128 S.F.
16'x18' TERMINAL PLATFORM	= 288 S.F.
16'x6' HAMMOCK PLATFORM	= 96 S.F.
8'x6' STEP-DOWN PLATFORM	= 48 S.F.
40'x2' CATWALK	= 80 S.F.
24'x14' COVERED BOAT SLIP	= 336 S.F.
16'x1' ROOF OVERHANG	= 16 S.F.
TOTAL	= 992 S.F.

PROJECT NAME: 441 CALHOUN AVE, THIEM

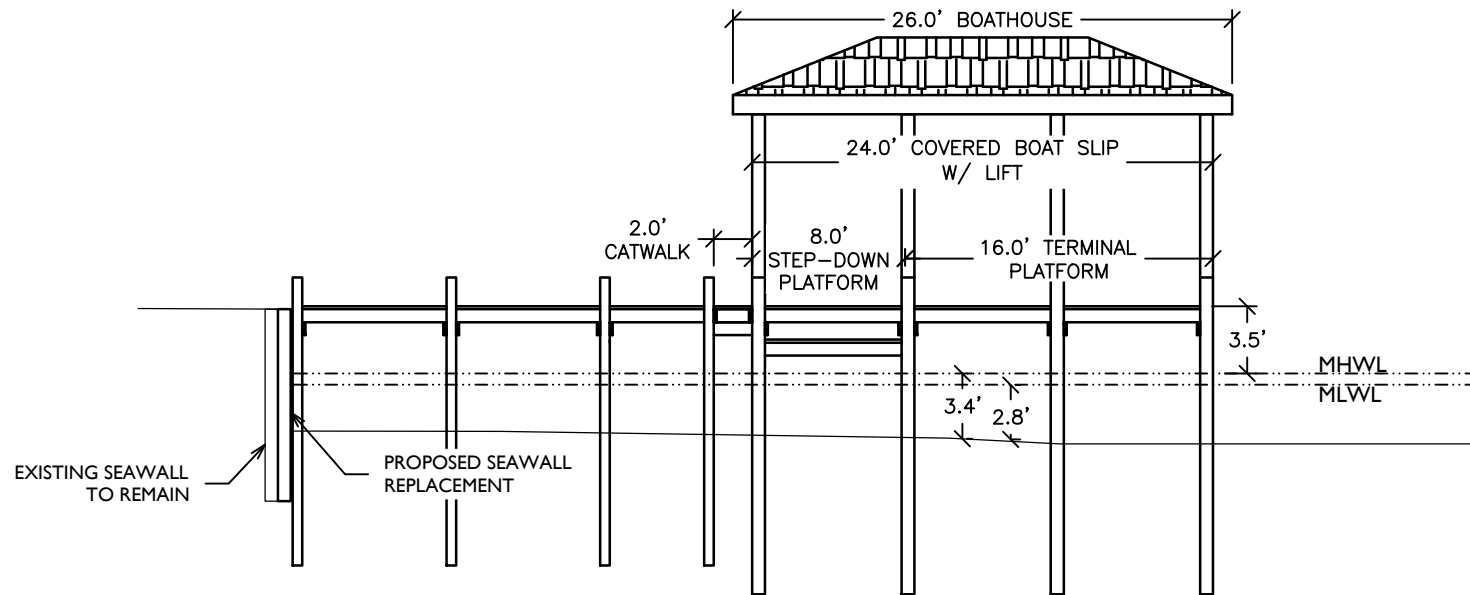
PLAN VIEW

PROJECT NO.: 2021-070

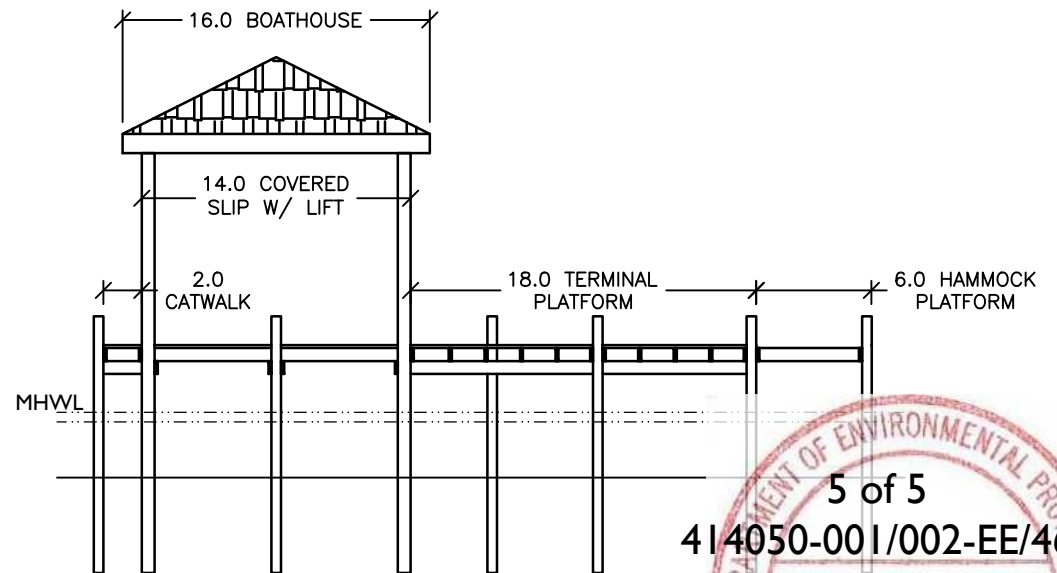
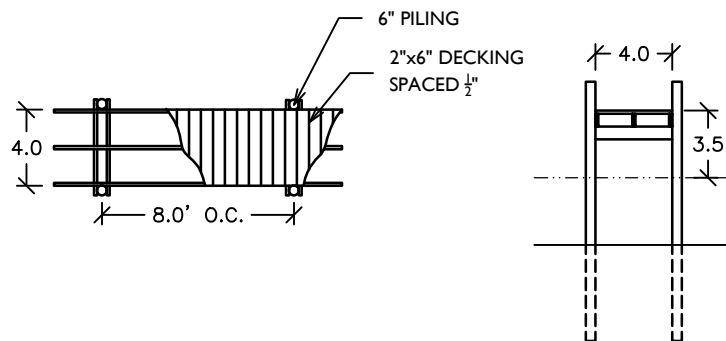
DRAWN BY: JAT DATE: 12/8/21

SHEET: 4 OF 5





NOTE: PROPOSED SEAWALL REPLACEMENT WILL BE NO MORE THAN 18" WATERWARD OF EXISTING SEAWALL



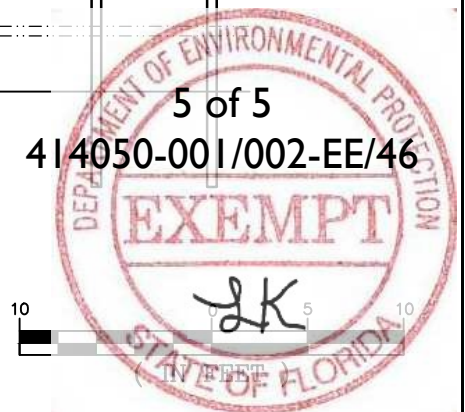
PROJECT NAME: 441 CALHOUN AVE, THIEM

PROFILE (TYPICAL)

PROJECT NO.: 2021-070

DRAWN BY: JAT DATE: 12/8/21

SHEET: 5 OF 5





DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, JACKSONVILLE DISTRICT
PENSACOLA REGULATORY OFFICE
41 NORTH JEFFERSON STREET, SUITE 301
PENSACOLA, FLORIDA 32502

April 6, 2022

Regulatory Division
North Branch
Pensacola Section
SAJ-2022-00057 (NW/GP-SWA)

Keaton Thiem
441 Calhoun Avenue
Destin, Florida 32541
Sent via email: Keaton.thiem@gmail.com

Dear Mr. Thiem:

The U.S. Army Corps of Engineers (Corps) has completed the review of your application for a Department of the Army permit received on December 22, 2021. Your application was assigned file number SAJ-2022-00057. A review of the information and drawings provided indicates that the proposed project is to construct a single-family dock and vertical seawall along the shoreline. Specifically, the dock will consist of a 32-foot by 4-foot access pier, a 16-foot by 18-foot terminal platform, a 16-foot by 6-foot utility platform, an 8-foot by 6-foot step-down platform, a 40-foot by 2-foot "L" shaped catwalk, and a 24-foot by 14-foot covered boat slip. The vertical seawall will be constructed along 133 linear feet of shoreline. The activities subject to this permit are authorized pursuant to authorities under Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. § 403), and Section 404 of the Clean Water Act (33 U.S.C. § 1344). The project is located in Marler Bayou at 441 Calhoun Avenue, Latitude: 30.406132°; Longitude: -86.501259°, Destin, Okaloosa County, Florida.

The aspect of your project involving the construction of 133 linear feet of seawall, as depicted on the attached drawings, is authorized by Nationwide Permit 13 (NWP-13), Bank Stabilization. **This verification is valid until March 14, 2026.** In order for this NWP authorization to be valid, you must ensure that the work is performed in accordance with the Nationwide Permit General Conditions, the Jacksonville District Regional Conditions, and the General and Project-Specific Special Conditions listed below. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant NWP is modified or revoked, you will have 12 months from the date of the modification or revocation of the NWP to complete the activity under the present terms and conditions of this NWP. Alternatively, you can access the U.S. Army Corps of Engineers' (Corps) Jacksonville District's Regulatory Source Book web page for links to view NWP information at: <https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book/>. Please be aware this Internet address is case sensitive and should be entered as it appears above. Once there you will need to select "Source Book" and then select "Nationwide Permits." These

files contain the description of the NWP authorization, the NWP general conditions, and the regional conditions, which apply specifically to this NWP verification.

The aspect of your project involving the construction of a single-family dock, as depicted on the attached drawings, is authorized by Regional General Permit (RGP) SAJ-20 and its subsequent modifications, if applicable. **This RGP authorization is valid until March 27, 2023.** Please access the Corps' Jacksonville District Regulatory Division Source Book webpage to view the special and general conditions for SAJ-20, which apply specifically to this authorization. The Internet URL address is: <http://www.saj.usace.army.mil/Missions/Regulatory.aspx>. Please be aware this Internet address is case sensitive, and you will need to enter it exactly as it appears above. Once there select "Source Book" and then select "General Permits." Then you will need to select the specific SAJ permit noted above.

You must comply with all of the special and general conditions for the NWP and RGP, including any project-specific conditions included in this letter and all conditions incorporated by reference as described above.

General Conditions (33 CFR PART 320-330):

1. The time limit for completing the work authorized by NWP 13 ends on **March 14, 2026**. The time limit for completing the work authorized by RGP SAJ-20 ends on **March 27, 2023**.

2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity, or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.

3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.

4. If you sell the property associated with this permit you must obtain the signature of the new owner on the transfer form attached to this letter and forward a copy to this office to validate the transfer of this authorization.

5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.

6. You must allow a representative from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Project Specific Special Conditions:

The following project specific special conditions are included with this verification:

1. Reporting Address: The Permittee shall submit all reports, notifications, documentation and correspondence required by the general and special conditions of this permit to either (not both) of the following addresses:

a. For electronic mail (preferred): SAJ-RD-Enforcement@usace.army.mil (not to exceed 15 MB).

b. For standard mail: U.S. Army Corps of Engineers, Regulatory Division, Enforcement Section, 415 Richard Jackson Boulevard, Suite 411, Panama City Beach, Florida 32407.

The Permittee shall reference this permit number, SAJ-2022-00057 (NW-SWA), on all submittals.

2. Permit Conditions Prevail: If information in the permit attachments conflict with the special conditions of this permit, the requirements of the permit special conditions shall prevail.

3. Commencement Notification: Within 10 days from the date of initiating the work authorized by this permit the Permittee shall complete and submit the attached "*Commencement Notification*" Form.

4. Posting of Permit: The Permittee shall have available and maintain for review a copy of this permit and approved plans at the construction site.

5. Self-Certification: Within 60 days of completion of the work authorized by this permit, the Permittee shall complete the attached "*Self-Certification Statement of Compliance*" form and submit it to the Corps. In the event that the completed work deviates in any manner from the authorized work, the Permittee shall describe the

deviations between the work authorized by this permit and the work as constructed on the “*Self-Certification Statement of Compliance*” form. The description of any deviations on the “*Self-Certification Statement of Compliance*” form does not constitute approval of any deviations by the Corps.

6. Assurance of Navigation and Maintenance: 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 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.

7. Turbidity Barriers: 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 suspended and erodible materials have been stabilized. Turbidity barriers shall be removed upon stabilization of the work area.

8. Jacksonville District Programmatic Biological Opinion (JAXBO): Structures and activities authorized under this permit will be constructed and operated in accordance with all applicable PDCs contained in the JAXBO, based on the permitted activity. Failure to comply with applicable PDCs will constitute noncompliance with this permit. In addition, failure to comply with the applicable PDCs, where a take of listed species occurs, would constitute an unauthorized take. The NMFS is the appropriate authority to determine compliance with the Endangered Species Act. The most current version of JAXBO can be accessed at the Jacksonville District Regulatory Division website in the Endangered Species section of the Sourcebook located at:
<http://www.saj.usace.army.mil/Missions/Regulatory/SourceBook.aspx>

JAXBO may be subject to revision at any time. The most recent version of these JAXBO must be utilized during the design and construction of the permitted work.

9. Manatee Conditions: The Permittee shall comply with the attached “*Standard Manatee Conditions for In-Water Work – 2011*”. The most recent version of the Manatee Conditions must be utilized.

10. Cultural Resources/Historic Properties:

a. No structure or work shall adversely affect impact or disturb properties listed in the *National Register of Historic Places* (NRHP) or those eligible for inclusion in the NRHP.

b. If, during permitted activities, items that may have historic or archaeological origin are observed the Permittee shall immediately cease all activities adjacent to the discovery that may result in the destruction of these resources and shall prevent his/her employees from further removing, or otherwise damaging, such resources. The applicant shall notify both the Florida Department of State, Division of Historical Resources, Compliance Review Section at (850)-245-6333 and the Corps, of the observations within the same business day (8 hours). Examples of submerged historical, archaeological or cultural resources include shipwrecks, shipwreck debris fields (such as steam engine parts, or wood planks and beams), anchors, ballast rock, concreted iron objects, concentrations of coal, prehistoric watercraft (such as log "dugouts"), and other evidence of human activity. The materials may be deeply buried in sediment, resting in shallow sediments or above them, or protruding into water. The Corps shall coordinate with the Florida State Historic Preservation Officer (SHPO) to assess the significance of the discovery and devise appropriate actions. Project activities shall not resume without verbal and/or written authorization from the Corps.

c. Additional cultural resources assessments may be required of the permit area in the case of unanticipated discoveries as referenced in accordance with the above Special Condition; and if deemed necessary by the SHPO, THPO(s), or Corps, in accordance with 36 CFR 800 or 33 CFR 325, Appendix C (5). Based, on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend or revoke the permit in accordance with 33 CFR Part 325.7. Such activity shall not resume on non-federal lands without written authorization from the SHPO for finds under his or her jurisdiction, and from the Corps.

d. In the unlikely event that unmarked human remains are identified on non-federal lands; they will be treated in accordance with Section 872.05 Florida Statutes. All work and ground disturbing activities within a 100-meter diameter of the unmarked human remains shall immediately cease and the Permittee shall immediately notify the medical examiner, Corps, and State Archeologist within the same business day (8-hours). The Corps shall then notify the appropriate SHPO and THPO(s). Based, on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend or revoke the permit in accordance with 33 CFR Part 325.7. Such activity shall not resume without written authorization from the State Archeologist and from the Corps.

11. Section 401 Water Quality Certification and Coastal Zone Consistency

Concurrence: Prior to the initiation of any construction, projects qualifying for this DA permit must qualify for an exemption under section 403.813(1), Florida Statutes or

373.406, Florida Statutes, or otherwise be authorized by the applicable permit required under Part IV of Chapter 373, Florida Statutes, by the Department of Environmental Protection, a water management district under section 373.069, Florida Statutes, or a local government with delegated authority under section 373.441, Florida Statutes, and receive Water Quality Certification and applicable Coastal Zone Consistency Concurrence or waiver thereto, as well as any authorizations required for the use of state-owned submerged lands under Chapter 253, Florida Statutes, and, as applicable, Chapter 258, Florida Statutes. You should check State-permitting requirements with the Florida Department of Environmental Protection or the appropriate water management district.

12. Listed Species Incident Reporting: Incidents where Johnson's seagrass, or any individuals of whale, sea turtle, sturgeon, sawfish, coral, or other species listed by NOAA Fisheries under the Endangered Species Act appear to be injured or killed as a result of discharges of dredged or fill material into waters of the United States or structures or work in navigable waters of the United States authorized by this NWP shall be reported to NOAA Fisheries, Office of Protected Resources at (301) 713-1401 and the Regulatory Office of the Jacksonville District of the U.S. Army Corps of Engineers at 904-232-1177. The finder should leave the plant or animal alone, make note of any circumstances likely causing the death or injury, note the location and number of individuals involved and, if possible, take photographs. Adult animals should not be disturbed unless circumstances arise where they are obviously injured or killed by discharge exposure, or some unnatural cause. The finder may be asked to carry out instructions provided by NOAA Fisheries, Office of Protected Resources, to collect specimens or take other measures to ensure that evidence intrinsic to the specimen is preserved.

A jurisdiction determination was not completed with this request. Therefore, this is not an appealable action. However, you may request an approved JD, which is an appealable action, by contacting the Corps for further instruction.

This letter of authorization does not include conditions that would prevent the 'take' of a state-listed fish or wildlife species. These species are protected under sec. 379.411, Florida Statutes, and listed under Rule 68A-27, Florida Administrative Code. With regard to fish and wildlife species designated as species of special concern or threatened by the State of Florida, you are responsible for coordinating directly with the Florida Fish and Wildlife Conservation Commission (FWC). You can visit the FWC license and permitting webpage (<http://www.myfwc.com/license/wildlife/>) for more information, including a list of those fish and wildlife species designated as species of special concern or threatened. The Florida Natural Areas Inventory (<http://www.fnai.org/>) also maintains updated lists, by county, of documented occurrences of those species.

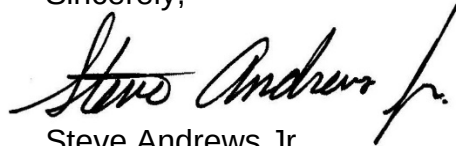
This letter of authorization does not give absolute Federal authority to perform the work as specified on your application. The proposed work may be subject to local building restrictions mandated by the National Flood Insurance Program. You should contact your local office that issues building permits to determine if your site is located in a flood-prone area, and if you must comply with the local building requirements mandated by the National Flood Insurance Program.

This letter of authorization does not preclude the necessity to obtain any other Federal, State, or local permits, which may be required.

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 complete our automated Customer Service Survey at <https://regulatory.ops.usace.army.mil/customer-service-survey/>. Please be aware this Internet address is case sensitive and you will need to enter it exactly as it appears above. Your input is appreciated – favorable or otherwise.

Should you have any questions related to this verification letter or have issues accessing the documents reference in this letter, please contact Steve Andrews Jr. at the letterhead address above, via telephone at 850-439-0707, or via e-mail at stephen.w.andrews@usace.army.mil.

Sincerely,

A handwritten signature in black ink that reads "Steve Andrews Jr." with a stylized flourish at the end.

Steve Andrews Jr.
Project Manager

Enclosures

Transfer Request
Permit Drawings
Commencement Notification
Self-Certification
Standard Manatee Conditions

Copy Furnished:

Oakhurst Consulting

DEPARTMENT OF THE ARMY PERMIT TRANSFER REQUEST

DA PERMIT NUMBER: SAJ-2022-00057 (NW/GP-SWA)

When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. Although the construction period for works authorized by Department of the Army permits is finite, the permit itself, with its limitations, does not expire.

To validate the transfer of this permit and the associated responsibilities associated with compliance with its terms and conditions, have the transferee sign and date below and mail to the U.S. Army Corps of Engineers, Enforcement Section, Post Office Box 4970, Jacksonville, FL 32232-0019 or submit via electronic mail to: SAJ-RD-Enforcement@usace.army.mil (not to exceed 15 MB).

(TRANSFEREE-SIGNATURE)

(SUBDIVISION)

(DATE)

(LOT)

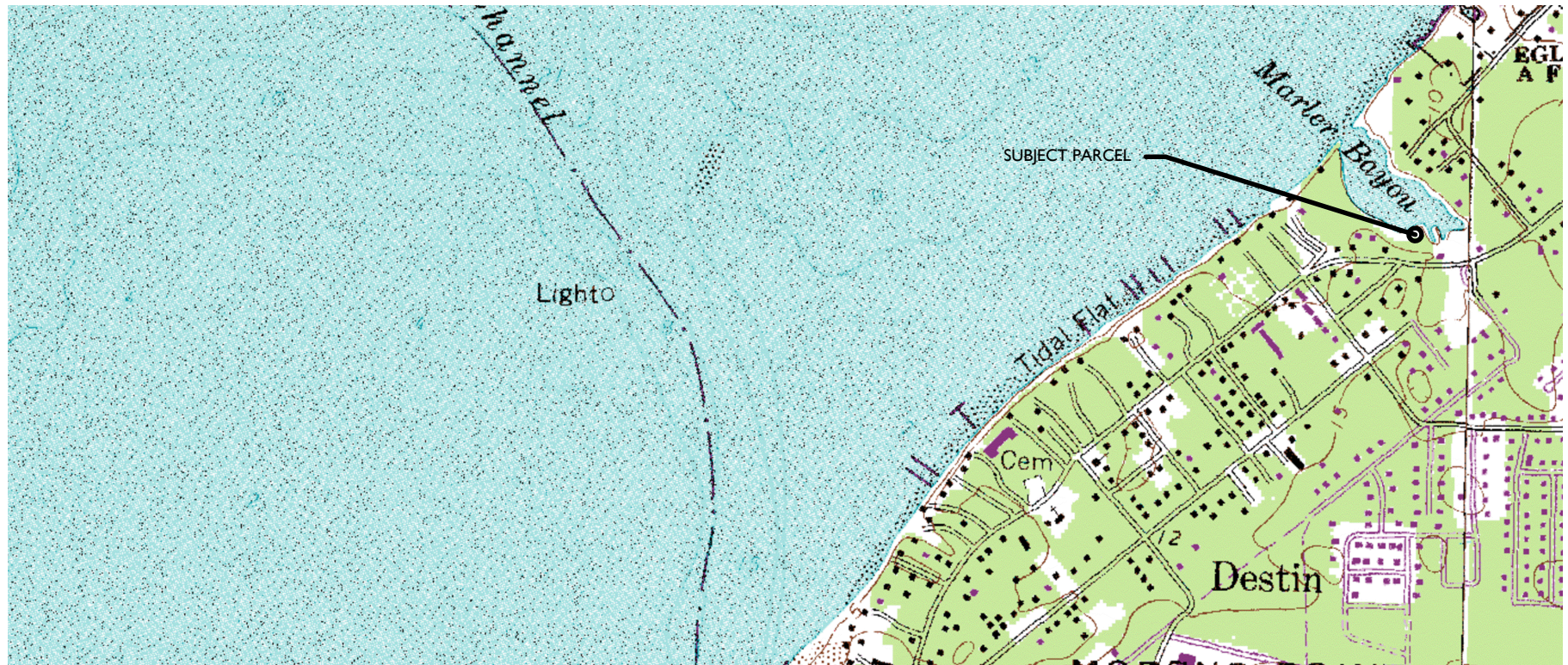
(BLOCK)

(NAME-PRINTED)

(STREET ADDRESS)

(MAILING ADDRESS)

(CITY, STATE, ZIP CODE)

PROPERTY INFO

PID: 00-2S-22-0310-000D-0890

SITUS: 441 CALHOUN AVE
DESTIN, FL 32541

LAT: 30.405976

LONG: -86.501277

RECORD OWNERTHIEM TAYLOR & KEATON
441 CALHOUN AVE
DESTIN, FL 32541INDEX OF SHEETS

1- SITE LOCATION & SHEET INDEX

2-EXISTING SITE CONDITIONS

3-PLAN VIEW DEPICTED ONTO AERIAL

4-PLAN VIEW

5-PROFILE TYP.

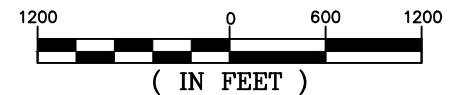
PROJECT NAME: 441 CALHOUN AVE, THIEM

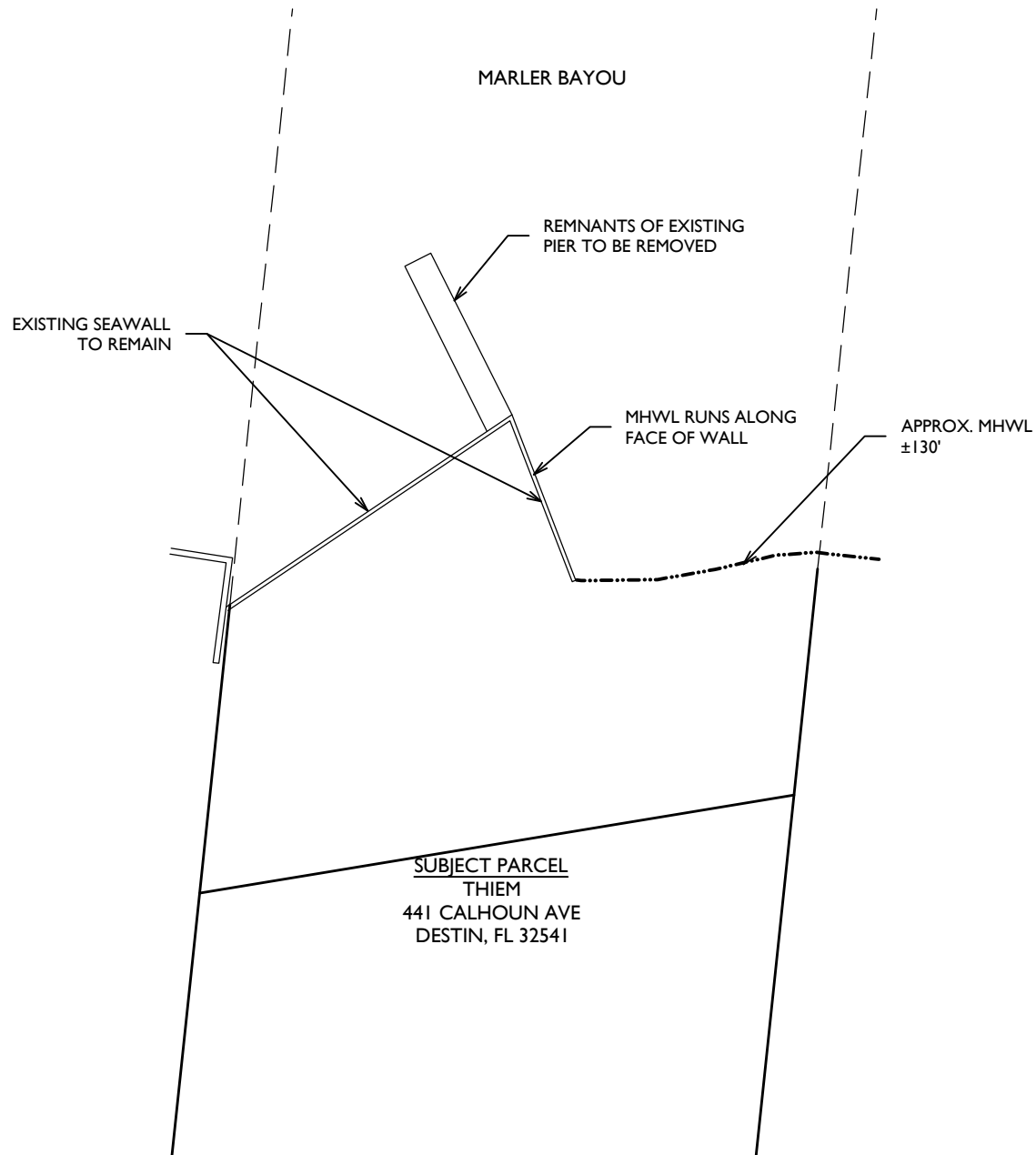
SITE LOCATION MAP & SHEET INDEX

PROJECT NO.: 2021-070

DRAWN BY: JAT DATE: 12/8/21

SHEET: 1 OF 5





PROJECT NAME: 441 CALHOUN AVE, THIEM

EXISTING SITE CONDITIONS

PROJECT NO.: 2021-070

DRAWN BY: JAT DATE: 12/8/21

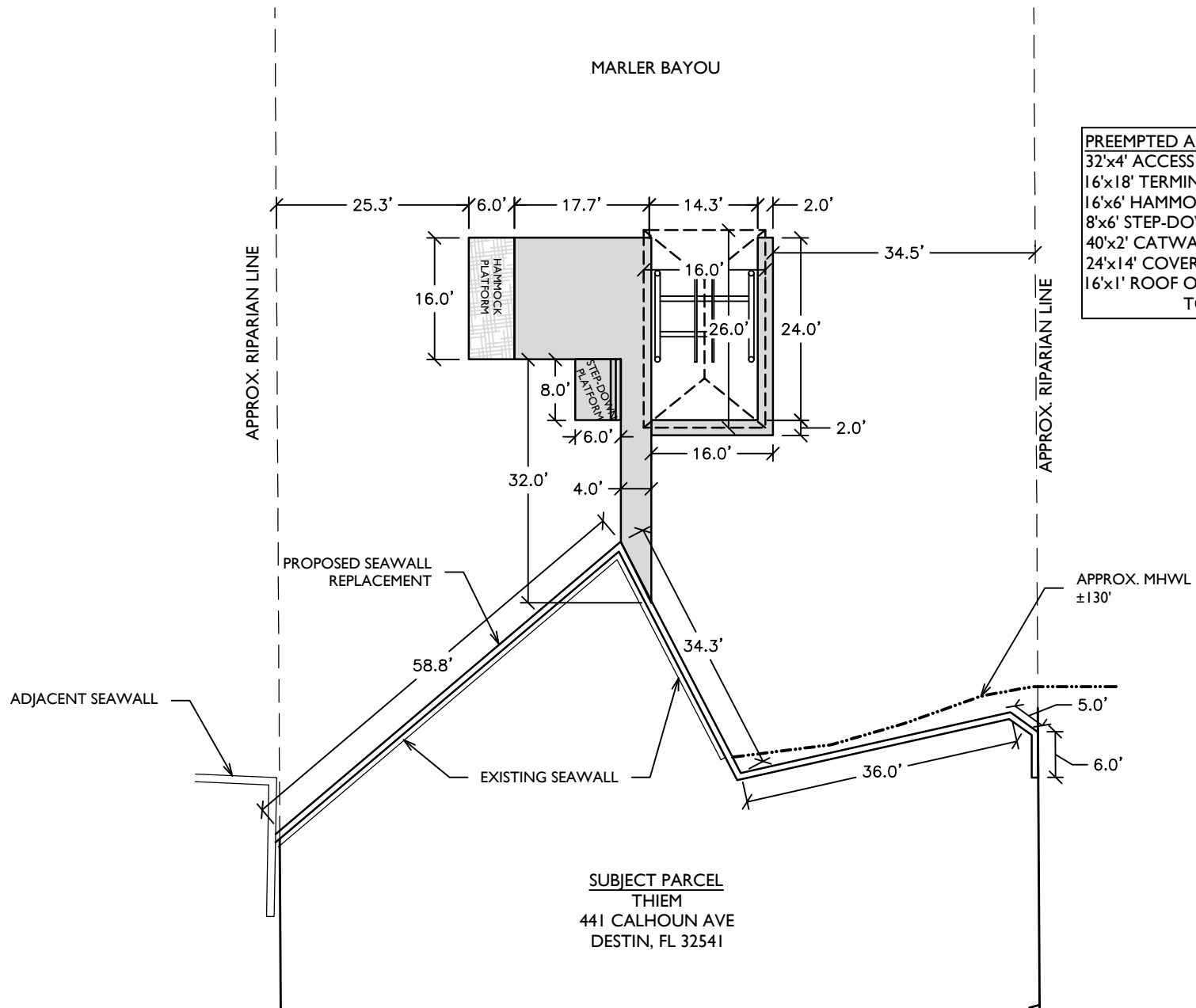
SHEET: 2 OF 5





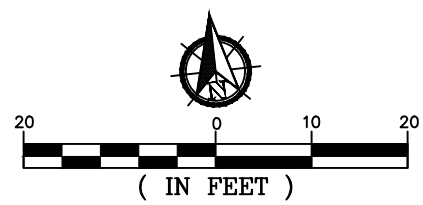
PROJECT NAME: 441 CALHOUN AVE, THIEM	
PLAN VIEW DEPICTED ONTO AERIAL	
PROJECT NO.: 2021-070	
DRAWN BY: JAT	DATE: 12/8/21
SHEET: 3 OF 5	

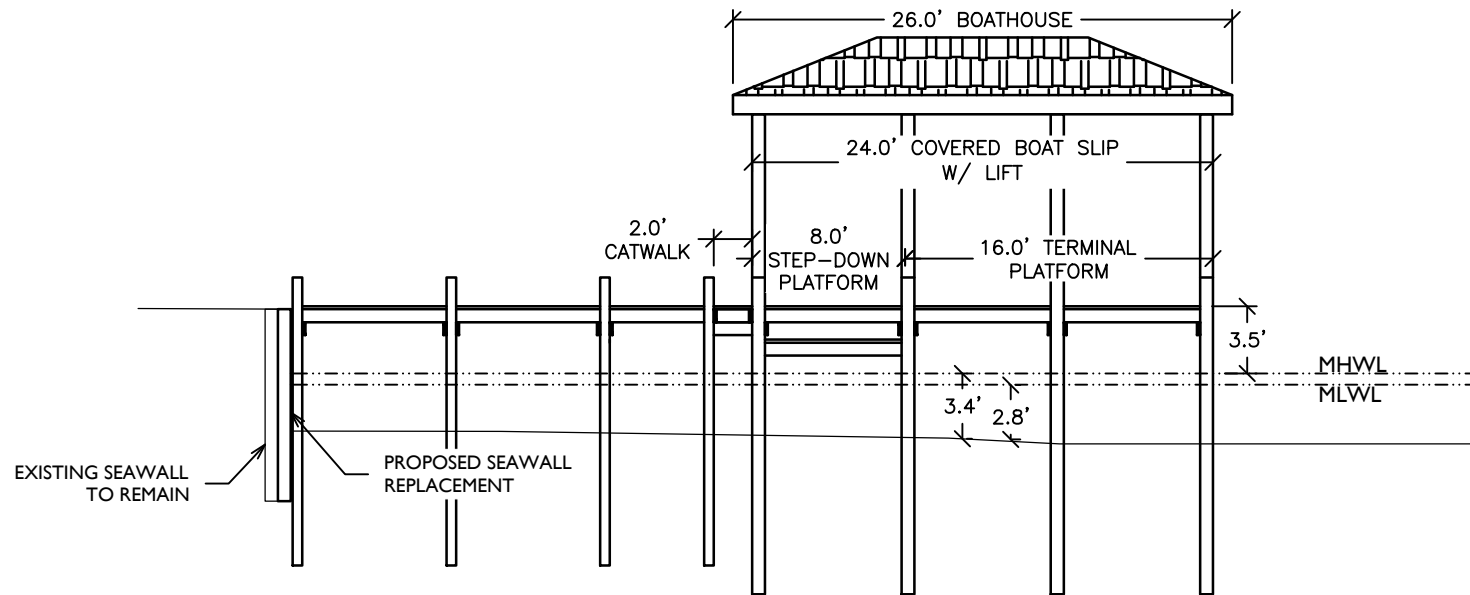




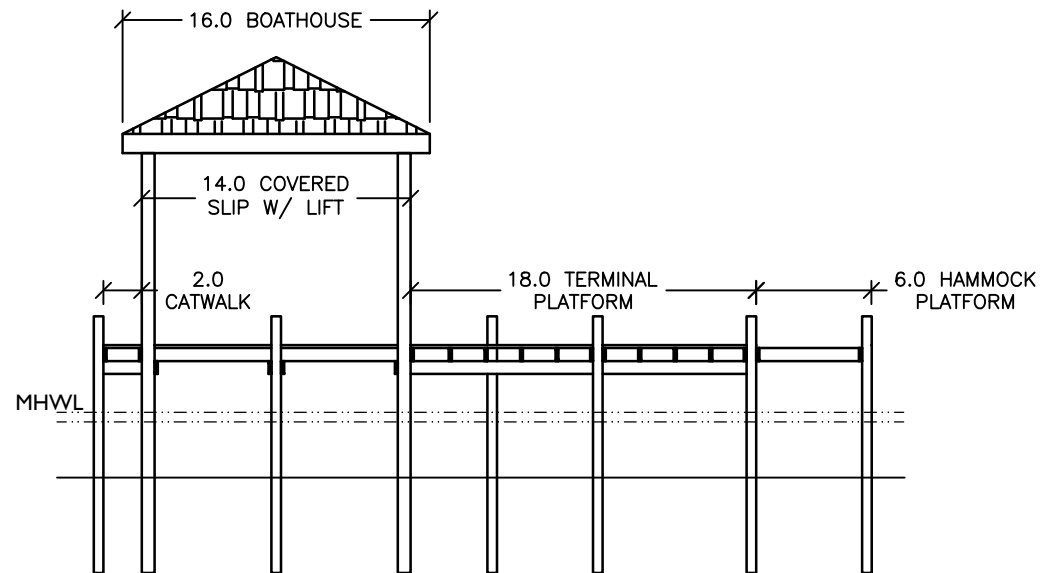
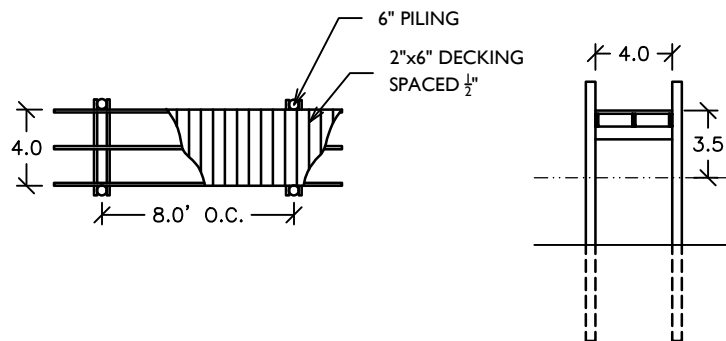
PREEMPTED AREA CALCS:	
32'x4' ACCESS PIER	= 128 S.F.
16'x18' TERMINAL PLATFORM	= 288 S.F.
16'x6' HAMMOCK PLATFORM	= 96 S.F.
8'x6' STEP-DOWN PLATFORM	= 48 S.F.
40'x2' CATWALK	= 80 S.F.
24'x14' COVERED BOAT SLIP	= 336 S.F.
16'x1' ROOF OVERHANG	= 16 S.F.
TOTAL	= 992 S.F.

PROJECT NAME: 441 CALHOUN AVE, THIEM	
PLAN VIEW	
PROJECT NO.: 2021-070	
DRAWN BY: JAT	DATE: 12/8/21
SHEET: 4 OF 5	





NOTE: PROPOSED SEAWALL REPLACEMENT WILL BE NO MORE THAN 18" WATERWARD OF EXISTING SEAWALL



PROJECT NAME: 441 CALHOUN AVE, THIEM

PROFILE (TYPICAL)

PROJECT NO.: 2021-070

DRAWN BY: JAT DATE: 12/8/21

SHEET: 5 OF 5



COMMENCEMENT NOTIFICATION

*Within ten (10) days of initiating the authorized work, submit this form via electronic mail to saj-rd-enforcement@usace.army.mil (preferred, not to exceed 15 MB) **or** by standard mail to U.S. Army Corps of Engineers, Enforcement Section, P.O. Box 4970, Jacksonville, FL 32232-0019.*

1. Department of the Army Permit Number: SAJ-2022-00057 (NW/GP-SWA)

2. Permittee Information:

Name: _____

Email: _____

Address: _____

Phone: _____

3. Construction Start Date: _____

4. Contact to Schedule Inspection:

Name: _____

Email: _____

Phone: _____

Signature of Permittee

Printed Name of Permittee

Date

SELF-CERTIFICATION STATEMENT OF COMPLIANCE

*Within sixty (60) days of completion of the authorized work, submit this form via electronic mail to saj-rd-enforcement@usace.army.mil (preferred, not to exceed 15MB) **or** by standard mail to U.S. Army Corps of Engineers, Enforcement Section, P.O. Box 4970, Jacksonville, FL 32232-0019.*

1. **Department of the Army Permit Number:** SAJ-2022-00057 (NW/GP-SWA)

2. **Permittee Information:** Name: _____

Email: _____

Address: _____

Phone: _____

3. **Date Authorized Work Started:** _____ **Completed:** _____

4. **Contact to Schedule Inspection:** Name: _____

Email: _____

Phone: _____

5. **Description of Authorized Work (e.g. bank stabilization, fill placed within wetlands, docks, dredging, etc.):** _____

6. **Acreage or Square Feet of Impacts to Waters of the United States:** _____

7. **Describe Mitigation completed (if applicable):** _____

8. **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

Printed Name of Permittee

Date

Dated 9/18/2019

STANDARD MANATEE CONDITIONS FOR IN-WATER WORK
2011

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 Florida Fish and Wildlife Conservation Commission (FWC) Hotline at 1-888-404-3922. 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, and to FWC at ImperiledSpecies@myFWC.com



Community Development

Planning Division

4200 Indian Bayou Trail | Destin, FL 32541 | Phone: 850-654-1119 | Email: planning@cityofdestin.com

April 11, 2022

**Subject: Notification of Application Submittal – Single-Family Residential Boat Dock –
441 Calhoun Ave**

Dear Property Owner:

The purpose of this letter is to notify you of the Marine Construction Permit received by the Community Development Department. The Marine Construction application seeks Harbor and Waterways Board approval for construction of a single-family residential dock, comprising approximately 992 square feet. **The Application will be heard by the Harbor and Waterways Board at 5:00 p.m. at Destin City Hall Annex, 4100 Indian Bayou Trail on Monday, April 25, 2022.** As an owner of property located adjacent of this project, *Article 2.17.00 of the Destin Land Development Code (LDC)* requires a written notice providing you the following information.

This notice is for informational purposes only. No action is required on your part.

1. Name of Owner: Keaton Thiem
2. Name of Agent: Ben William, B&W Services LLC
3. Address of Project: 441 Calhoun Ave
4. Parcel ID Number: 00-2S-22-0310-000D-0890
5. Project Description: The project proposes construction of a 32' x 4' access pier, one (1) 16' x 18' terminal platform, one (1) 16' x 6' hammock platform, one (1) 8' x 6' step-down platform, one (1) 40' x 2' catwalk, one (1) 24' x 14' covered boat slip, and one (1) 16' x 1' roof overhang, comprising approximately 992 square feet and replacement of 58.8' seawall.
6. Location of Application Package: To request a digital copy of the application package be sent to you, please call the City Clerk at (850) 837-4242 or fill out a Public Records Request (PRR) online: <http://www.cityofdestin.com/forms.aspx?fid=121>

If you have any questions or concern regarding this letter, please do not hesitate to call (850) 654-1119 option 2 or email at planning@cityofdestin.com.

Sincerely,

Sae More

Sae More
Planner

CC: Louis Zunguze, MURP, Community Development Director
Planning Division
Community Development Department Project File



CITY OF DESTIN – COMMUNITY DEVELOPMENT



AGENDA ITEM

MEETING DATE: April 25, 2022

BOARD/COMMITTEE: Harbor & Waterways Board

TYPE OF AGENDA ITEM: Action Item

OUTLINE NUMBER: 4.C.

TO: Harbor & Waterways Board

THRU: Lance Johnson, City Manager
Kyle Bauman, City Attorney

FROM: Steve O'Connor, Principal Planner
Tunazzina Alam, Planner

DATE: April 19, 2022

SUBJECT: Proposed residential marine construction project at 339 Calhoun Avenue

I. BACKGROUND: B&W Services, LLC, on behalf of Chatam Morgan, has submitted a permit for one (1) 56' x 4' access pier and one (1) 20' x 4' terminal platform, comprising approximately 304 square feet.

II. DISCUSSION:

The applicant requests Harbor and Waterways Board approval for a marine construction project located at 339 Calhoun Avenue, located on the Choctawhatchee Bay, a Class II Florida Waterbody.

The proposed marine construction project meets the requirements of *Article 11.05.00, City of Destin Land Development Code*, including the following sections:

- *11.05.01.A – Construction of new pilings.*
- *11.05.01.C – Waste Disposal into the Harbor and Waterways of Destin.*
- *11.05.01.F – Length of the pier.*
- *11.05.01.H, 11.05.01.K – Mooring of the vessel.*
- *11.05.01.S – 25' riparian setback.*

COMPREHENSIVE PLAN CONSISTENCY: The proposed marine construction project is consistent with Coastal Management Element Goal 6-1, Coastal Management Element Objective 6-1.1, and Coastal Management Element Policy 6-

1.1.3: Protect Coastal and Estuarine Environmental Quality and the Shoreline.

A. Link to Strategic Goals / Objectives:

- 1) Enhance Quality of Life
- 2) Enhance and Preserve Heritage and Environment.

B. Effect on Budget (EOB): There is no anticipated effect on the budget.

C. Level of Service (LOS):

1. There is no anticipated effect on the LOS.

III. CONCLUSION: The contractor provided a Florida Department of Environmental Protection (FDEP) receipt of submittal (Self-Certification File No.: 0416359001EE) for the project. City staff reviewed the application and determined that the plans comply with City Codes and regulations, including **Section 11.05.01, Marina Siting**.

STAFF RECOMMENDATION: Staff recommends approval of a single-family marine construction project proposed at 339 Calhoun Avenue, consisting of one access pier and one terminal platform, comprising approximately 304 square feet, subject to the applicant meeting all applicable City permit requirements.

IV. RECOMMENDED MOTION: I move that the Harbor & Waterways Board recommend City Council approval of the single-family marine construction project located at 339 Calhoun Avenue, subject to the applicant meeting all applicable City permit requirements.

Attachments:

1. DEP Permit_v1
2. 339 Calhoun Scaled Drawing_v2
3. 22-11-HWB_339 Calhoun
Ave_Abutter Notice

Ben Williams

From: no-reply@dep.state.fl.us
Sent: Thursday, February 10, 2022 2:30 PM
To: Ben Williams
Cc: ERP.SELFCERTS@DEP.STATE.FL.US; SPGP@USACE.ARMY.MIL;
NMFS.SER.PROGRAMMATICREVIEW@NOAA.GOV;
NWD_ERP_APPLICATIONS@FLORIDADEP.GOV
Subject: FDEP ERP Self-Certification Receipt
Attachments: ATT00001.bin; ac5022e4af92b95bf13a4af5bcb1946.pdf;
626364d58cab7af8d1222438519a497f.pdf; ProjectDesignCriteria_1_01.pdf



FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

Receipt for Submission

SELF-CERTIFICATION FOR A PROJECT AT A PRIVATE, RESIDENTIAL SINGLE-FAMILY DOCK

02/10/2022

Self-Certification File No.: **0416359001EE**

File Name: **339 Calhoun Ave Destin, FL 32541 - Self Certification Repair or Replace - Dock (General)**

Dear **Ben Williams**: On **02/10/2022** you used the Florida Department of Environmental Protection's electronic Self Certification Process to certify compliance with the terms and conditions of the Single-Family Dock ERP Exemption Self Certification Process for a project at private, single-family residence located at:

LAT - Degrees: **30** Minutes: **24** Seconds: **20.8403**
LONG - Degrees: **-86** Minutes: **30** Seconds: **18.3449**
SITE ADDRESS: **339 Calhoun Ave Destin, FL 32541**
COUNTY: **Okaloosa**

For:
Chatam Morgan
339 Calhoun Ave Destin, FL 32541

You have certified that the project you propose to construct at the above location meets all the conditions of the Self-Certification Process. A project that is built in conformance to those conditions (attached for reference) will:

1. Qualify for a regulatory exemption under Section 403.813(1)(b) of the Florida Statutes (F.S.) and Chapter 62-330, Florida Administrative Code (F.A.C.). As such, it is exempt from the need to obtain a DEP Environmental Resource Permit.;
2. Qualify for Consent by Rule or Letter of Consent (as applicable) under Chapter 253, F.S. and Chapter 18-21, F.A.C. (and Chapter 258, F.S. and Chapter 18-20, F.A.C., if applicable), when the project is located on submerged lands owned by the State of Florida.

Your Self-Certification is based solely on the information you provided under this process and applies only to the statutes and rules in effect when your certification was completed. The certification is effective only for the specific project proposed, and only if the project is constructed, operated, and maintained in conformance with all the terms, conditions, and limitations stated in the Self-Certification Process. In addition, any substantial modifications in your plans should be submitted to the Department for review, as changes may result in a permit being required.

You have acknowledged that this Self Certification will automatically expire if:

1. Construction of the project is not completed within one year from the self-certification date;
2. site conditions materially change;
3. the terms, conditions, and limitations of the Self Certification are not followed; or
4. the governing statutes or rules are amended before construction of the project.

Completion of the Self Certification constitutes your authorization for Department or Corps personnel to enter the property for purposes of inspecting for compliance.

Receipt of this Self-Certification constitutes authorization to use sovereignty/state-owned submerged lands, as required by rule 18-21.005, F.A.C.

The authorization must be visibly posted during all construction activities.

In waters that are accessible to manatees, obtain information on your mandatory Manatee Protection sign by [clicking here](#).

FEDERAL STATE PROGRAMMATIC GENERAL PERMIT (SPGP)

You have certified that the project you propose to construct at the above location meets all the conditions of the SPGP Self-Certification Process and will be built in conformance to those conditions (attached for reference). Your proposed activity as certified is in compliance with the SPGP program. U.S. Army Corps of Engineers (Corps) Specific conditions apply to your project, attached. **No further permitting for this activity is required by the Corps. Although the construction period for works authorized by Department of the Army permits is finite, the permit itself, with its limitations, does not expire.**

Notifications to the Corps. For all authorizations under this SPGP VI, including Self-Certifications, the Permittee shall provide the following notifications to the Corps:

- a. Commencement Notification. Within 10 days before the date of initiating the work authorized by this permit or for each phase of the authorized project, the Permittee shall provide a written notification of the date of commencement of authorized work to the Corps
- b. Corps Self-Certification Statement of Compliance form. Within 60 days of completion of the work authorized by this permit, the Permittee shall complete the "Self-Certification Statement of Compliance" form (attached) and submit it to the Corps. In the event that the completed work deviates in any manner from the authorized work, the Permittee shall describe the deviations between the work authorized by this permit and the work as constructed on the "Self-Certification Statement of Compliance" form. The description of any deviations on the "Self-Certification Statement of Compliance" form does not constitute approval of any deviations by the Corps.
- c. Permit Transfer. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date the enclosed form.
- d. Reporting Address. The Permittee shall submit all reports, notifications, documentation, and correspondence required by the general and special conditions of this permit to the following address.
 1. For standard mail: U.S. Army Corps of Engineers, Regulatory Division, Enforcement Section, P.O. Box 4970, Jacksonville, FL, 32232-0019.
 2. For electronic mail: SAJ-RD-Enforcement@usace.army.mil (not to exceed 10 MB). The Permittee shall reference this permit number, SAJ-2015-2575 on all submittals.

This SPGP Self-Certification is based solely on the information you provided under this process and applies only to the statutes and rules in effect when your certification was completed. You have recognized that your certification is effective only for the specific project proposed, and provided the project is constructed, operated, and maintained in conformance with all the terms, conditions, and limitations stated in the SPGP Self-Certification Process. This Self-Certification will not apply if any substantial modifications are made to the project. You agree to contact the Department for review of any plans to construct additional structures or to modify the project, as changes may result in a permit being required.

You have acknowledged that this Self-Certification will automatically expire if:

1. construction of the project is not completed by midnight, July 27, 2026, unless construction commenced or a contract to construct was executed before July 27, 2026, in which case the time limit for completing the work authorized by the SPGP ends at midnight, July 27, 2027. However, in no case can construction continue for more than one year beyond the Self-Certification date;
2. site conditions materially change;
3. the terms, conditions, and limitations of the Self-Certification are not followed; or
4. the governing statutes or rules are amended before construction of the project.

Completion of the Self-Certification constitutes your authorization for Department or Corps personnel to enter the property for purposes of inspecting for compliance.

If you have any questions, please contact your local Department District Office. Contact information can be found at:

https://floridadep.gov/sites/default/files/SLERC_contacts_web_map_01-2017_0.pdf.

For further information, contact the Corps directly at:

<https://www.saj.usace.army.mil/Missions/Regulatory.aspx>. When referring to your project, please use the SPGP Self-Certification file number listed above.

Authority for review - an agreement with the U.S. Army Corps of Engineers entitled Coordination Agreement between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection State Programmatic General Permit, Section 10 of the Rivers and Harbor Act of 1899 and Section 404 of the Clean Water Act.

ADDITIONAL INFORMATION

This Self-Certification Process does not relieve you from the responsibility of obtaining other permits or authorizations from other agencies (federal, state, Water Management District, or local) that may be required for the project. Failure to obtain all applicable authorizations prior to construction of the project may result in enforcement.

If you have any questions or issues with the attached documents, please contact your local Department District Office:

Northwest District

NWD_ERP_Applications@FloridaDEP.gov

Sincerely,
Florida Department of Environmental Protection.

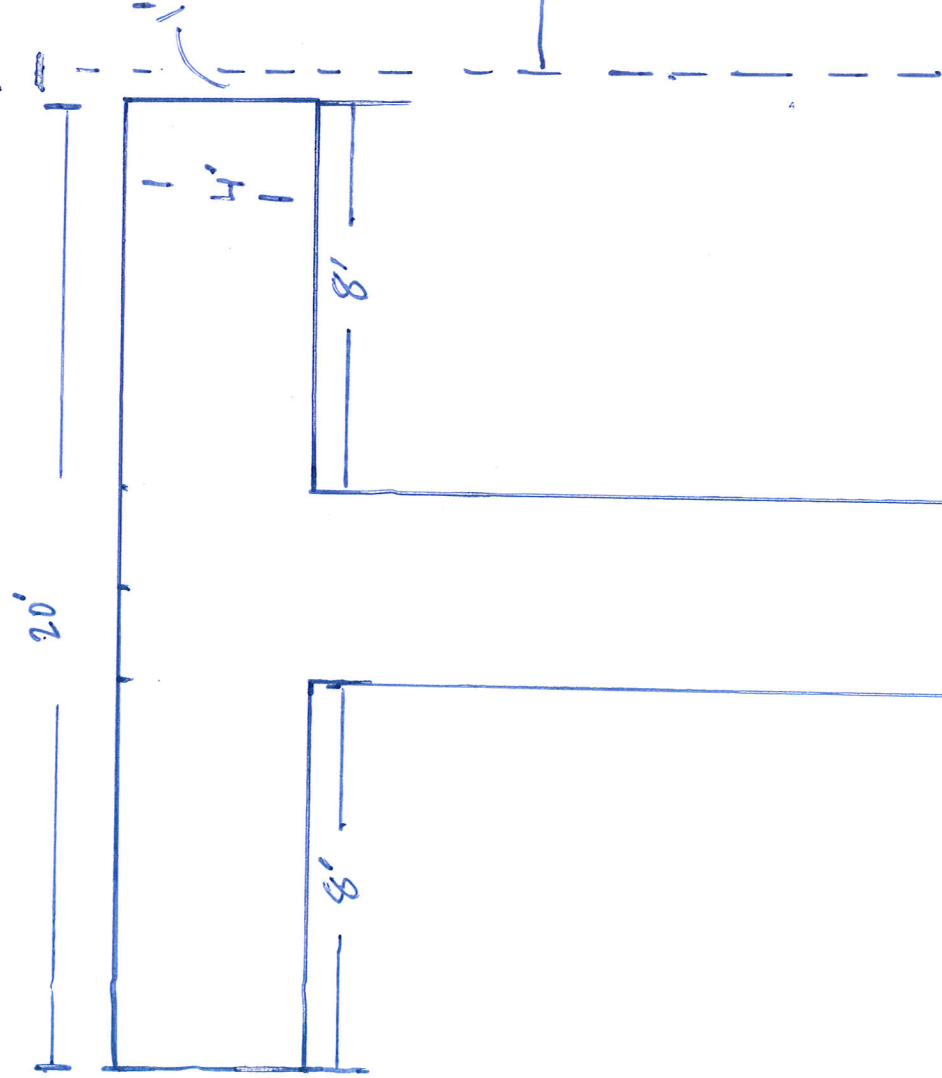
Attachments:

FDEP Terms and Conditions

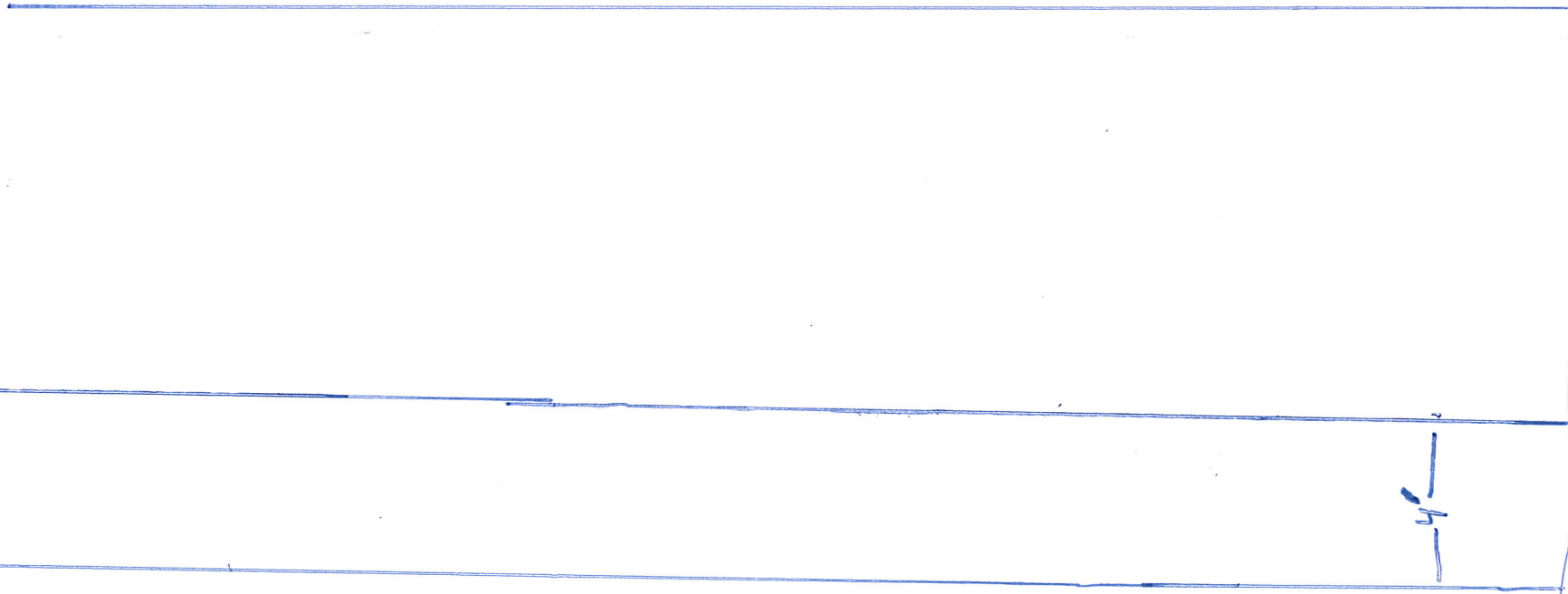
SPGP Terms and Conditions

Project Design Criteria





60'



shore

N

1/8" scale
Riparian
line

1/4" scale
Drawing
Chaton Morgan
339 Calhoun Dr



Community Development Planning Division

4100 Indian Bayou Trail | Destin, FL 32541 | Phone: 850-654-1119 | Email: planning@cityofdestin.com

April 11, 2022

Subject: Notification of Application Submittal – Single-Family Residential Marine Construction – 339 Calhoun Avenue

Dear Property Owner:

The purpose of this letter is to notify you of the Marine Construction Permit received by the Community Development Department. The Marine Construction application seeks Harbor and Waterways Board approval for construction of a new dock. **The Application will be heard by the Harbor and Waterways Board at 5:00 p.m. at Destin City Hall Annex, 4100 Indian Bayou Trail on Monday, April 25, 2022.** As an owner of property located adjacent of this project, *Article 2.17.00 of the Destin Land Development Code (LDC)* requires a written notice providing you the following information.

This notice is for informational purposes only. No action is required on your part.

1. Name of Owner: Chatam Morgan
2. Name of Agent: Ben Williams
3. Address of Project: 339 Calhoun Avenue
4. Parcel ID Number: 00-2S-22-0630-0000-17A0
5. Project Description: The project proposes construction of a 56' x 4' access pier and one (1) 20' x 4' terminal platform, comprising approximately 304 square feet.
6. Location of Application Package: To request a digital copy of the application package be sent to you, please call the City Clerk at (850) 837-4242 or fill out a Public Records Request (PRR) online: <http://www.cityofdestin.com/forms.aspx?fid=121>

If you have any questions or concern regarding this letter, please do not hesitate to call (850) 654-1119 option 2 or email at planning@cityofdestin.com.

Sincerely,

Tunazzina Binte Alam
Planner

CC: Louis Zunguze, MURP, Community Development Director
Planning Division
Community Development Department Project File



CITY OF DESTIN – COMMUNITY DEVELOPMENT



AGENDA ITEM

MEETING DATE: April 25, 2022

BOARD/COMMITTEE: Harbor & Waterways Board

TYPE OF AGENDA ITEM: Action Item

OUTLINE NUMBER: 4.D.

TO: Harbor & Waterways Board

THRU: Lance Johnson, City Manager
Kyle Bauman, City Attorney

FROM: Steve O'Connor, Principal Planner
Tunazzina Alam, Planner

DATE: April 19, 2022

SUBJECT: Proposed residential marine construction project at 4153 Belcourt Drive.

I. BACKGROUND: William F Davis Construction, Inc., on behalf of Mark J Tenholder, is requesting approval to construct one (1) 88' x 5' access pier, one (1) 16' x 12' terminal platform, one (1) 10' x 7' step-down platform, two (2) 40' x 4' finger pier, one (1) 40' x 18' covered boat slip, one (1) 14' x 13' uncovered boatlift, 20' x 2' roof overhang, and 28' x 6' PWC lifts, comprising approximately 2,132 square feet.

II. DISCUSSION:

The applicant requests Harbor and Waterways Board approval for a marine construction project located at 4153 Belcourt Drive, located within Indian Bayou, a Class II Florida Waterbody, and tributary of Choctawhatchee Bay.

The proposed marine construction project meets the requirements of *Article 11.05.00, City of Destin Land Development Code*, including the following sections:

- **11.05.01.A** – Construction of new pilings.
- **11.05.01.C** – Waste Disposal into the Harbor and Waterways of Destin.
- **11.05.01.F** – Length of the pier.
- **11.05.01.H, 11.05.01.K** – Mooring of the vessel.
- **11.05.01.S** – 25' riparian setback.

COMPREHENSIVE PLAN CONSISTENCY: The proposed marine construction project is consistent with **Coastal Management Element Goal 6-1, Coastal Management**

Element Objective 6-1.1, and Coastal Management Element Policy 6-1.1.3: Protect Coastal and Estuarine Environmental Quality and the Shoreline.

A. Link to Strategic Goals / Objectives:

- 1) Enhance Quality of Life
- 2) Enhance and Preserve Heritage and Environment.

B. Effect on Budget (EOB): There is no anticipated effect on the budget.

C. Level of Service (LOS): There is no anticipated effect on the LOS.

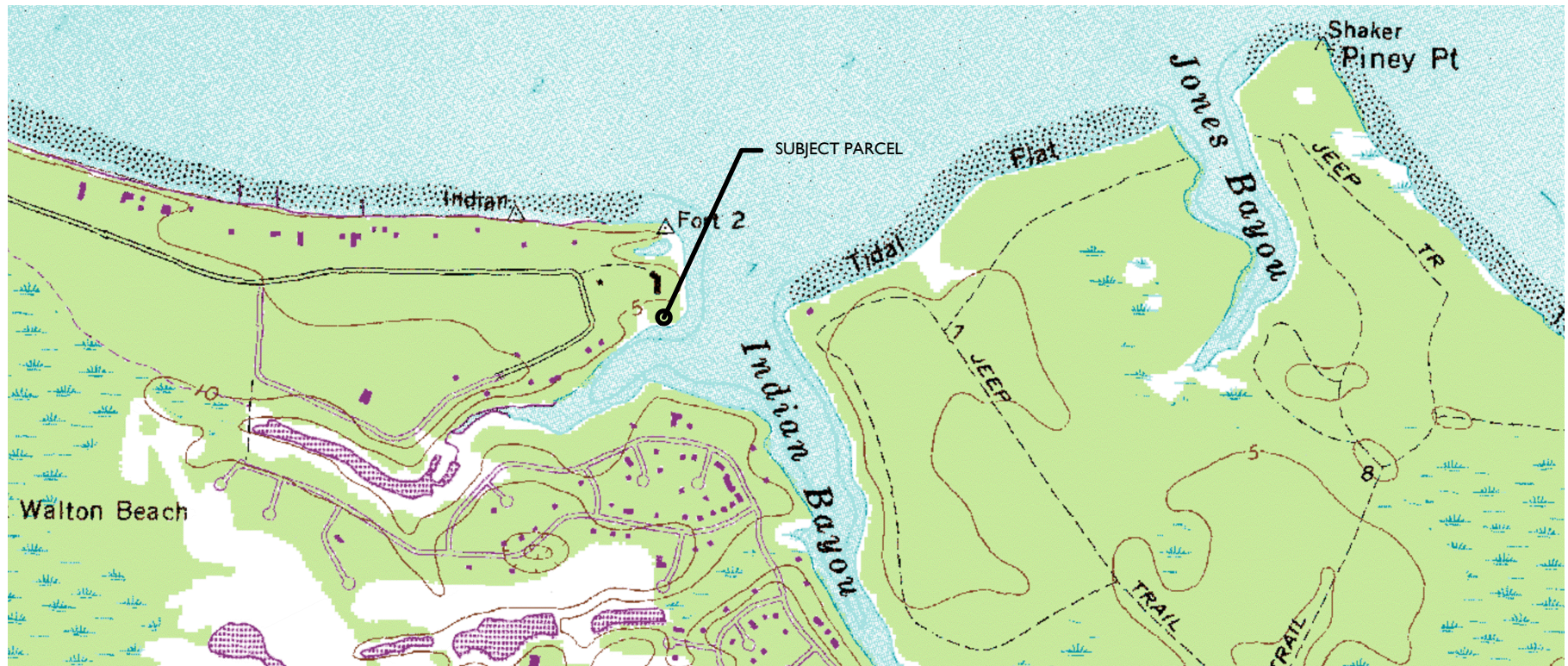
III. CONCLUSION: The applicant provided a Florida Department of Environmental Protection (FDEP) Environmental Resource Permit (Permit No: 0396573-001-EI/46, Lease File No: 460359481) and a Department of the Army, Corps of Engineers permit (permit number: SAJ-2021-00118 (RGP-SWA)) for the project. City staff reviewed the application and determined that the plans comply with City Codes and regulations, including **Section 11.05.01, Marina Siting.**

STAFF RECOMMENDATION: Staff recommends approval of a commercial marine construction project proposed at 4153 Belcourt Drive, consisting of an access pier, a terminal platform, a step-down platform, 2 finger piers, covered and uncovered boatlift, roof overhang, PWC lifts, comprising approximately 2,132 square feet, subject to the applicant meeting all applicable City permit requirements

IV. RECOMMENDED MOTION: I move that the Harbor & Waterways Board recommend City Council approval of a single-family marine construction project located at 4153 Belcourt Drive, subject to the applicant meeting all applicable City permit requirements.

Attachments:

1. PERMIT DRAWINGS_v1 (1)
2. DEP Permit_v1
3. 22-13-HWB_4153 Belcourt
Dr_Abutter Notice

PROPERTY INFO

PID: 00-2S-22-4600-0000-0120
 SITUS: 4137 BELCOURT DRIVE
 DESTIN, FL 32541
 LAT: 30.404580
 LONG: -86.452742

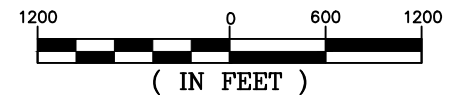
RECORD OWNER

REIKER, JOSH & ILONA
 737 BAYOU DRIVE
 DESTIN, FL 32541

INDEX OF SHEETS

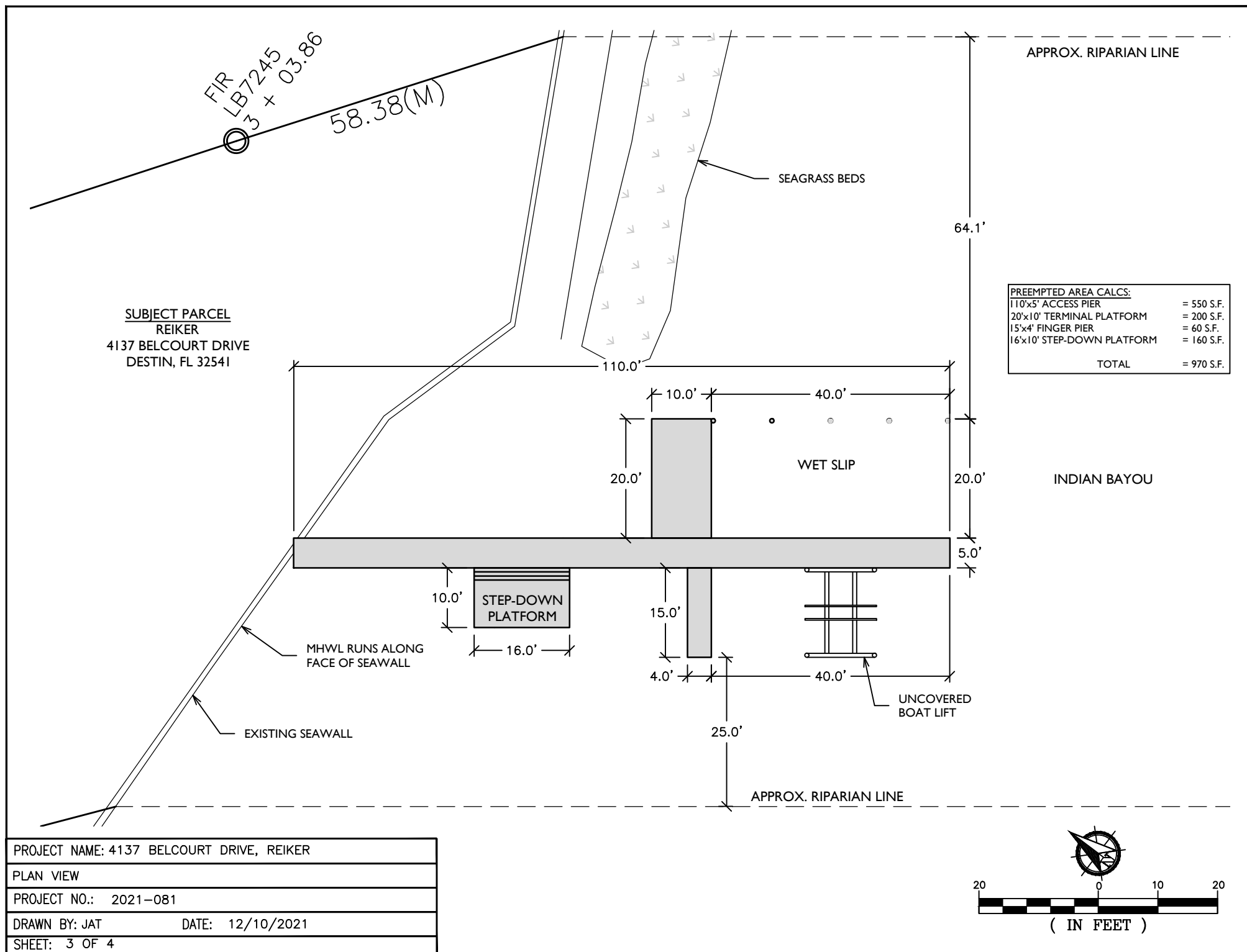
1-SITE LOCATION & SHEET INDEX
 2-PLAN VIEW DEPICTED ONTO AERIAL
 3-PLAN VIEW OVERALL
 4-DOCK PROFILE

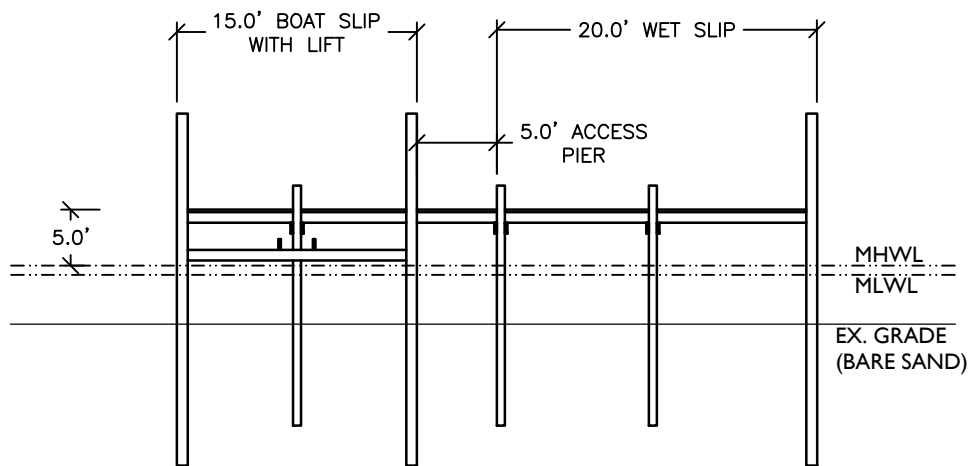
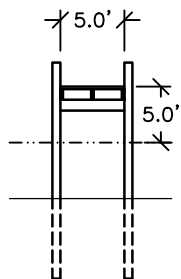
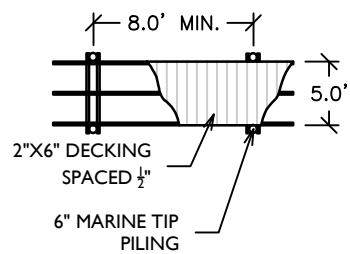
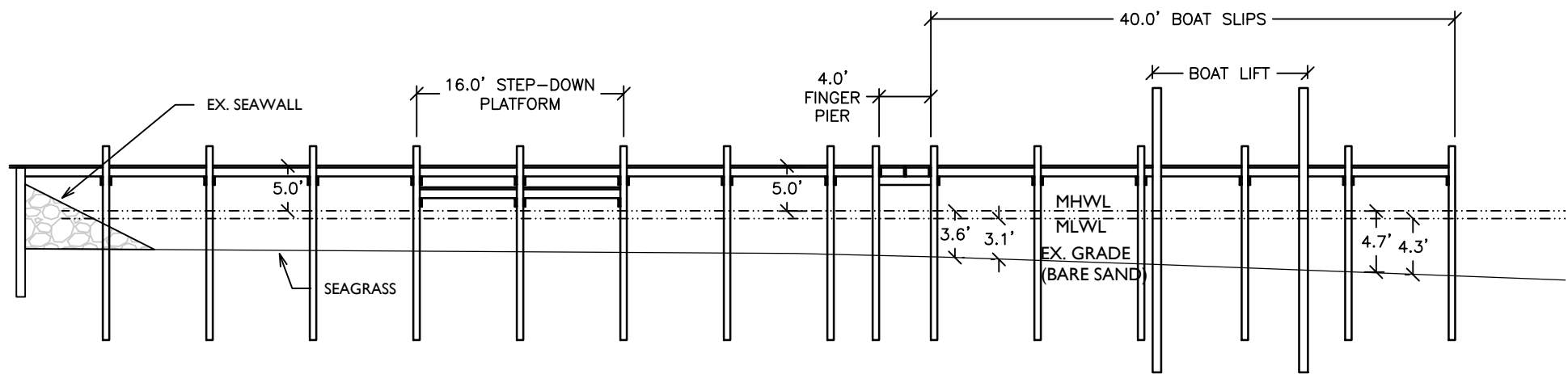
PROJECT NAME: 4137 BELCOURT DRIVE, REIKER
SITE LOCATION MAP & SHEET INDEX
PROJECT NO.: 2021-081
DRAWN BY: JAT DATE: 12/10/2021
SHEET: 1 OF 4



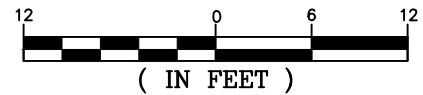
PROJECT NAME: 4137 BELCOURT DRIVE, REIKER	
PLAN VIEW DEPICTED ONTO AERIAL	
PROJECT NO.: 2021-081	
DRAWN BY: JAT	DATE: 12/10/2021
SHEET: 2 OF 4	







PROJECT NAME: 4137 BELCOURT DRIVE, REIKER	
DOCK PROFILE	
PROJECT NO.: 2021-081	
DRAWN BY: JAT	DATE: 12/17/2021
SHEET: 4 OF 4	



Ben Williams

From: wright branson <wright.branson@gmail.com>
Sent: Monday, January 10, 2022 7:34 PM
To: Ben Williams
Subject: Fwd: FDEP ERP Self-Certification Receipt
Attachments: mime-attachment; 2dfc9b4dcfaa57c94d9c52f87dfe5ea1.pdf;
2ed875b8cd9ceb4c9ed697f6feb7b.pdf; ProjectDesignCriteria_1_01.pdf

Sent from my iPhone

Begin forwarded message:

From: Josh Reiker <joshreiker@gmail.com>
Date: November 11, 2021 at 12:56:52 PM CST
To: wrightbranson@gmail.com
Subject: Fwd: FDEP ERP Self-Certification Receipt

Sent from my iPhone

Begin forwarded message:

From: no-reply@dep.state.fl.us
Date: October 13, 2021 at 2:41:33 PM CDT
To: joshreiker@gmail.com
Cc: ERP.SELFCERTS@dep.state.fl.us, SPGP@usace.army.mil,
NMFS.SER.PROGRAMMATICREVIEW@noaa.gov,
NWD_ERP_APPLICATIONS@floridadep.gov
Subject: FDEP ERP Self-Certification Receipt

FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

Receipt for Submission

**SELF-CERTIFICATION FOR A PROJECT AT A
PRIVATE, RESIDENTIAL SINGLE-FAMILY DOCK**

10/13/2021

Self-Certification File No.: **0411074001EE**

File Name: **4137 Belcourt Dr Destin, FL 32541 - Self Cert Exempt Dock with Boat Lift(s) (General)**

Dear **Joshua Reiker**: On **10/13/2021** you used the Florida Department of Environmental Protection's electronic Self Certification Process to certify compliance with the terms and conditions of the Single-Family Dock ERP Exemption Self Certification Process for a project at private, single-family residence located at:

LAT - Degrees: **30** Minutes: **24** Seconds: **16.0591**
LONG - Degrees: **-86** Minutes: **27** Seconds: **9.2852**
SITE ADDRESS: **4137 Belcourt Dr Destin, FL 32541**
COUNTY: **Okaloosa**

For:

Joshua Reiker
737 Bayou Dr. Destin, FL 32541

You have certified that the project you propose to construct at the above location meets all the conditions of the Self-Certification Process. A project that is built in conformance to those conditions (attached for reference) will:

1. Qualify for a regulatory exemption under Section 403.813(1)(b) of the Florida Statutes (F.S.) and Chapter 62-330, Florida Administrative Code (F.A.C.). As such, it is exempt from the need to obtain a DEP Environmental Resource Permit.;
2. Qualify for Consent by Rule or Letter of Consent (as applicable) under Chapter 253, F.S. and Chapter 18-21, F.A.C. (and Chapter 258, F.S. and Chapter 18-20, F.A.C., if applicable), when the project is located on submerged lands owned by the State of Florida.

Your Self-Certification is based solely on the information you provided under this process, and applies only to the statutes and rules in effect when your certification was completed. The certification is effective only for the specific project proposed, and only if the project is constructed, operated, and maintained in conformance with all the terms, conditions, and limitations stated in the Self-Certification Process. In addition, any substantial modifications in your plans should be submitted to the Department for review, as changes may result in a permit being required.

You have acknowledged that this Self Certification will automatically expire if:

1. Construction of the project is not completed within one year from the self-certification date;
2. site conditions materially change;
3. the terms, conditions, and limitations of the Self Certification are not followed; or
4. the governing statutes or rules are amended before construction of the project.

Completion of the Self Certification constitutes your authorization for Department or Corps personnel to enter the property for purposes of inspecting for compliance.

Receipt of this Self-Certification constitutes authorization to use sovereignty/state-owned submerged lands, as required by rule 18-21.005, F.A.C.

The authorization must be visibly posted during all construction activities.

In waters that are accessible to manatees, obtain information on your mandatory Manatee Protection sign by [clicking here](#).

FEDERAL STATE PROGRAMMATIC GENERAL PERMIT (SPGP)

You have certified that the project you propose to construct at the above location meets all the conditions of the SPGP Self-Certification Process and will be built in conformance to those conditions (attached for reference). Your proposed activity as certified is in compliance with the SPGP program. U.S. Army Corps of Engineers (Corps) Specific conditions apply to your project, attached. **No further permitting for this activity is required by the Corps. Although the construction period for works authorized by Department of the Army permits is finite, the permit itself, with its limitations, does not expire.**

Notifications to the Corps. For all authorizations under this SPGP V-R1, including Self-Certifications, the Permittee shall provide the following notifications to the Corps:

- a. Commencement Notification. Within 10 days before the date of initiating the work authorized by this permit or for each phase of the authorized project, the Permittee shall provide a written notification of the date of commencement of authorized work to the Corps
- b. Corps Self-Certification Statement of Compliance form. Within 60 days of completion of the work authorized by this permit, the Permittee shall complete the "Self-Certification Statement of Compliance" form (attached) and submit it to the Corps. In the event that the completed work deviates in any manner from the authorized work, the Permittee shall describe the deviations between the work authorized by this permit and the work as constructed on the "Self-Certification Statement of Compliance" form. The description of any deviations on the "Self-Certification Statement of Compliance" form does not constitute approval of any deviations by the Corps.
- c. Permit Transfer. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date the enclosed form.
- d. Reporting Address. The Permittee shall submit all reports, notifications, documentation, and correspondence required by the general and special conditions of this permit to the following address.
 1. For standard mail: U.S. Army Corps of Engineers, Regulatory Division, Enforcement Section, P.O. Box 4970, Jacksonville, FL, 32232-0019.
 2. For electronic mail: SAJ-RD-Enforcement@usace.army.mil (not to exceed 10 MB). The Permittee shall reference this permit number, SAJ-2015-2575 on all submittals.

This SPGP Self-Certification is based solely on the information you provided under this process, and applies only to the statutes and rules in effect when your certification was completed. You have recognized that your certification is effective only for the specific project proposed, and provided the project is constructed, operated, and maintained in conformance with all the terms, conditions, and limitations stated in the SPGP Self-Certification Process. This Self-Certification will not apply if any substantial modifications are made to the project. You agree to contact the Department for review of any plans to construct additional structures or to modify the project, as changes may result in a permit being required.

You have acknowledged that this Self-Certification will automatically expire if:

1. construction of the project is not completed by midnight, July 25, 2021, unless construction commenced or a contract to construct was executed before July 25, 2021, in which case the time limit for completing the work authorized by the SPGP ends at midnight, July 25, 2022. However, in no case can construction continue for more than one year beyond the Self-Certification date;
2. site conditions materially change;
3. the terms, conditions, and limitations of the Self-Certification are not followed; or
4. the governing statutes or rules are amended before construction of the project.

Completion of the Self-Certification constitutes your authorization for Department or Corps personnel to enter the property for purposes of inspecting for compliance.

If you have any questions, please contact your local Department District Office. Contact information can be found at:

https://floridadep.gov/sites/default/files/SLERC_contacts_web_map_01-2017_0.pdf.

For further information, contact the Corps directly at:

<https://www.saj.usace.army.mil/Missions/Regulatory.aspx>. When referring to your project, please use the SPGP Self-Certification file number listed above.

Authority for review - an agreement with the U.S. Army Corps of Engineers entitled Coordination Agreement between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection State Programmatic General Permit, Section 10 of the Rivers and Harbor Act of 1899 and Section 404 of the Clean Water Act.

ADDITIONAL INFORMATION

This Self-Certification Process does not relieve you from the responsibility of obtaining other permits or authorizations from other agencies (federal, state, Water Management District, or local) that may be required for the project. Failure to obtain all applicable authorizations prior to construction of the project may result in enforcement.

If you have any questions or issues with the attached documents, please contact your local Department District Office:

Northwest District

NWD_ERP_Applications@FloridaDEP.gov

Sincerely,
Florida Department of Environmental Protection.

Attachments:

FDEP Terms and Conditions
SPGP Terms and Conditions
Project Design Criteria





Community Development Planning Division

4100 Indian Bayou Trail | Destin, FL 32541 | Phone: 850-654-1119 | Email: planning@cityofdestin.com

April 11, 2022

Subject: Notification of Application Submittal – Single-Family Residential Marine Construction – 4153 Belcourt Dr

Dear Property Owner:

The purpose of this letter is to notify you of the Marine Construction Permit received by the Community Development Department. The Marine Construction application seeks Harbor and Waterways Board approval for construction of a new dock. **The Application will be heard by the Harbor and Waterways Board at 5:00 p.m. at Destin City Hall Annex, 4100 Indian Bayou Trail on Monday, April 25, 2022.** As an owner of property located adjacent of this project, *Article 2.17.00 of the Destin Land Development Code (LDC)* requires a written notice providing you the following information.

This notice is for informational purposes only. No action is required on your part.

1. Name of Owner: Mark Tenholder
2. Name of Agent: Kelce Shackley
3. Address of Project: 4153 Belcourt Dr
4. Parcel ID Number: 00-2S-22-4600-0000-0080
5. Project Description: The project proposes construction of a 88' x 5' access pier, one (1) 16' x 12' terminal platform, one (1) 10' x 7' step-down platform, two (2) 40' x 4' finger pier, one (1) 40' x 18' covered boat slip, one (1) 14' x 13' uncovered boatlift, 20' x 2' roof overhang, and 28' x 6' PWC lifts, comprising approximately 2,132 square feet.
6. Location of Application Package: To request a digital copy of the application package be sent to you, please call the City Clerk at (850) 837-4242 or fill out a Public Records Request (PRR) online: <http://www.cityofdestin.com/forms.aspx?fid=121>

If you have any questions or concern regarding this letter, please do not hesitate to call (850) 654-1119 option 2 or email at planning@cityofdestin.com.

Sincerely,

Tunazzina Binte Alam
Planner

CC: Louis Zunguze, MURP, Community Development Director
Planning Division
Community Development Department Project File



CITY OF DESTIN – COMMUNITY DEVELOPMENT



AGENDA ITEM

MEETING DATE: April 25, 2022

BOARD/COMMITTEE: Harbor & Waterways Board

TYPE OF AGENDA ITEM: Action Item

OUTLINE NUMBER: 4.E.

TO: Harbor & Waterways Board

THRU: Lance Johnson, City Manager
Kyle Bauman, City Attorney
Steve O'Connor, Principal Planner

FROM: Daniel Butler, Senior Planner

DATE: April 19, 2022

SUBJECT: Proposed commercial marine construction project at 119 Calhoun Avenue

I. BACKGROUND: Stephen Tatum of Matthews & Jones, LLP on behalf of Travis Glaze, has submitted an application for Harbor and Waterways Board review of a commercial watersports docking facility at the subject property, which consists of a 144-ft by 6-ft access pier and a 50-ft by 6-ft terminal platform. The applicant will permanently moor twelve (12) 24-ft pontoon boats along the access pier and will transient moor three (3) 32-ft parasail boats off the end of the terminal platform. There are no fueling facilities or sewage pump out being proposed.

II. DISCUSSION: The applicant requests Harbor and Waterways Board approval for the proposed commercial marine construction project located at 119 Calhoun, located on Choctawhatchee Bay, a Class II Florida Waterbody.

The proposed commercial marine construction project meets the requirements of Article 11.05.00, City of Destin Land Development Code, including the following section:

- **11.05.01.A** – Construction of docking facilities
- **11.05.01.M** – Docking facility maximum length
- **11.05.01.N** – Docking facility maximum density
- **11.05.01.S** – Docking facility setbacks

*The proposed marine construction project is consistent with **Coastal Management Element Goal 6-1, Coastal Management Element Objective 6-1.1, and Coastal Management***

Element Policy 6-1.1.3: Protect Coastal and Estuarine Environmental Quality and the Shoreline.

- A. Link to Strategic Goals / Objectives:** 1) Enhance Quality of Life
2) Enhance and Preserve Heritage and Environment.
- B. Effect on Budget (EOB):** There is no anticipated impact on the budget.
- C. Level of Service (LOS):** There is no anticipated impact on the Level of Service (LOS).

III. CONCLUSION: The applicant has provided a receipt of permit application submittal to Florida Department of Environmental Protection (FDEP) and United States Army Corps of Engineers (USACE). City staff reviewed the application and determined that the plans comply with City Codes and regulations, including ***Section 11.05.01, Marina Siting***. When submitting for the applicable building permit, the applicant will be required to provide the approval from both agencies.

IV. RECOMMENDED MOTION: I move that the Harbor & Waterways Board recommend City Council approval of a commercial watersports docking facility at 119 Calhoun Avenue, which consists of a 144-ft by 6-ft access pier and a 50-ft by 6-ft terminal platform, subject to the applicant meeting all applicable City, State, and Federal permitting requirements, with the following conditions:

1. The proposed dock does not propose a sewage pump-out; therefore, no vessels utilized by Wet N' Wild Watersports shall have on-board toilets, per LDC 11.05.01.I.
2. The proposed dock shall install a white navigation/security night-light installed at the furthest point seaward on said dock and such light is to be illuminated continuously from dusk to dawn every night of the year, per LDC 11.05.01.U. Such light shall be installed prior to the issuance of the Certificate of Occupancy.

Attachments:

1. USACE PROJECT MGR
ASSIGNED; SAJ-2020-04429 (Wet N
Wild Watersports)_v1
2. Dock Permit Drawings foe FDEP_v1
3. FDEP application submittal receipt_v1
4. 22-20-HWB_119 Calhoun
Ave_Abutter Notice



Oakhurst Environmental <oakhurstenvironmental@gmail.com>

USACE PROJECT MGR ASSIGNED; SAJ-2020-04429 (Wet N Wild Watersports)

1 message

Smenda, Ryan C Sr CIV USARMY CESAJ (US) <Ryan.C.Smenda@usace.army.mil>

Tue, Nov 3, 2020 at 11:44 AM

To: "tglaze75@hotmail.com" <tglaze75@hotmail.com>, Oakhurst Environmental <oakhurstenvironmental@gmail.com>

Your application for a Department of the Army, Corps of Engineers permit for a project known as "Wet N Wild Watersports" has been assigned number: SAJ-2020-04429. Please refer to this number in all future correspondence on this project and directly to your assigned Project Manager.

Daniel Irick has been assigned as the Project Manager. He can be reached at 850-433-8732 or daniel.l.irick@usace.army.mil

Ryan Smenda Sr.

Regulatory Program Assistant

USACE Jacksonville District

[701 San Marco Blvd](#)

[Jacksonville, FL 32207](#)-8175

904-232-2236

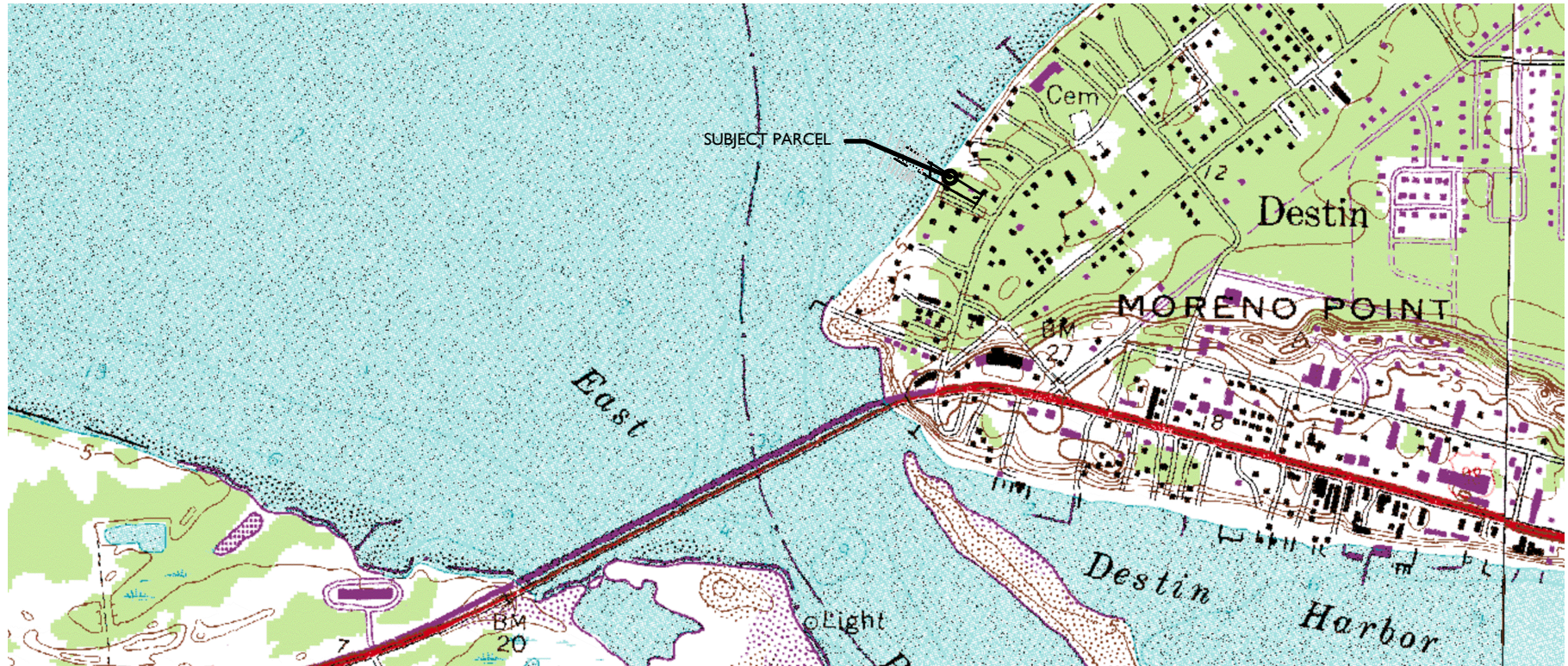
*NOTICE: Until further notice, Corps Regulatory offices are closed to the public in response to the coronavirus pandemic. Regulatory staff will be working remotely during this time and are restricted from official travel (including site inspections) and attending face-to-face meetings. At this time, the best method for communication with regulatory staff is through e-mail or other electronic means. We appreciate your cooperation as we work through this challenging situation.

PLEASE NOTE: The U.S. Army Corps of Engineers no longer receives permit applications or related information from the Florida DEP or the Water Management Districts.

You may electronically submit information for new permit applications to the following: Jacksonville Permits Section inbox - corpsjaxreg-nj@usace.army.mil; Florida Power & Light inbox - corpsjaxreg-fpl@usace.army.mil; Pensacola Permits Section inbox - corpsjaxreg-nl@usace.army.mil.

Download the ENG 4345 application form here: https://www.publications.usace.army.mil/Portals/76/Publications/EngineerForms/Eng_Form_4345_2019Feb.pdf?ver=2019-03-08-083618-337

Download the application checklist here: http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/permitting/forms/Checklists/Checklist_ENG4345fillable.pdf

PROPERTY INFO

PID: 00-2S-22-0630-0000-1310
 SITUS: 119 CALHOUN AVENUE
 DESTIN, FL 32541
 LAT: 30.399528
 LONG: -86.512910

RECORD OWNER

TW CALHOUN LLC
 119 CALHOUN AVE
 DESTIN, FL 32541

INDEX OF SHEETS

1- SITE LOCATION MAP & SHEET INDEX
 2-EXISTING SITE CONDITIONS
 3-PLAN VIEW DEPICTED ONTO AERIAL
 4-PLAN VIEW
 5-PLAN VIEW SLL BOUNDARY
 6-DOCK PROFILE 1 OF 2 (TYPICAL)
 7-DOCK PROFILE 2 OF 2 (TYPICAL)

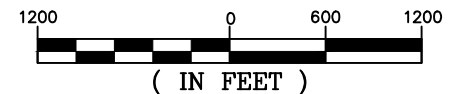
PROJECT NAME: 119 CALHOUN AVE, WET N WILD WATERSPORTS

SITE LOCATION MAP & SHEET INDEX

PROJECT NO.: 20-067

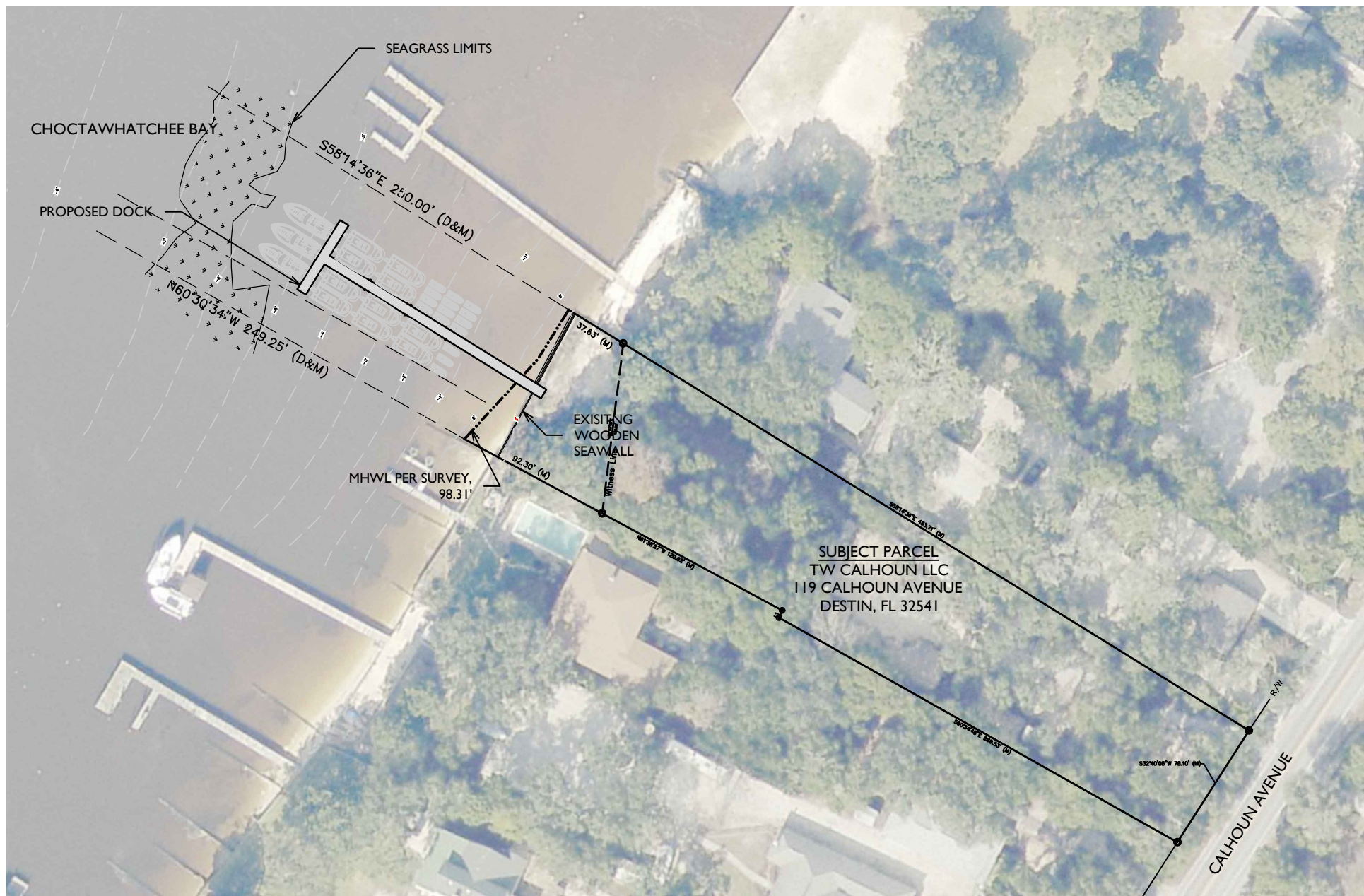
DRAWN BY: JAT DATE: 2/01/2021

SHEET: 1 OF 7



SHEET: 2 OF 7





PROJECT NAME: 119 CALHOUN AVE, WET N WILD WATERSPORTS

PLAN VIEW DEPICTED ONTO AERIAL

PROJECT NO.: 20-067

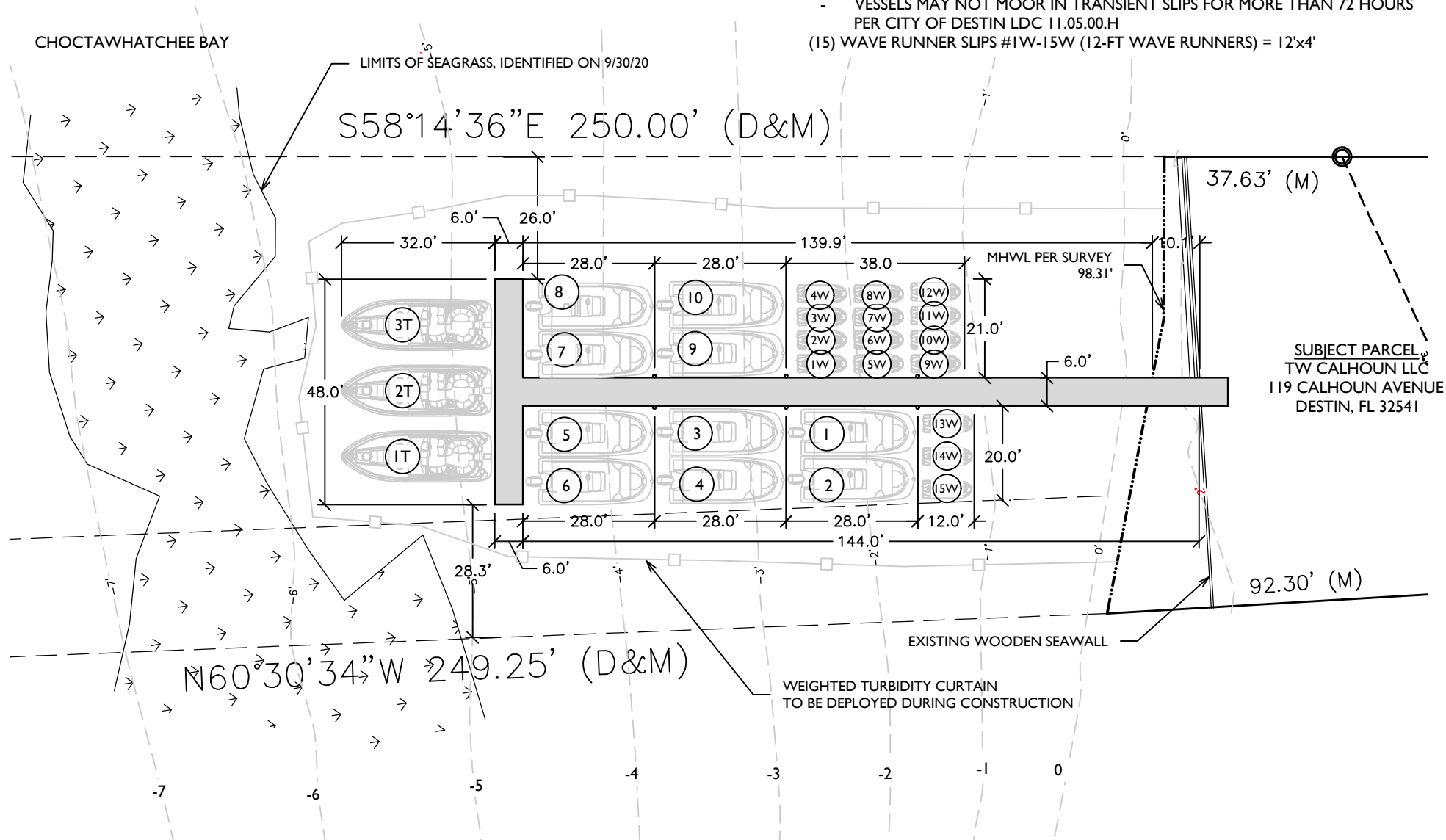
DRAWN BY: JAT DATE: 5/24/21

SHEET: 3 OF 7



NOTES:

- (10) PERMANENT MOORING SLIPS #1-10 (24-FT PONTOON BOATS) = 28'x10.5'
 (3) TRANSIENT MOORING SLIPS #1T-3T (30-FT PARASAIL BOATS) = 32'x16'
 - VESSELS MAY NOT MOOR IN TRANSIENT SLIPS FOR MORE THAN 72 HOURS
 PER CITY OF DESTIN LDC 11.05.00.H
 (15) WAVE RUNNER SLIPS #1W-15W (12-FT WAVE RUNNERS) = 12'x4'



PROJECT NAME: 119 CALHOUN AVE, WET N WILD WATERSPORTS

PLAN VIEW

PROJECT NO.: 20-067

DRAWN BY: JAT

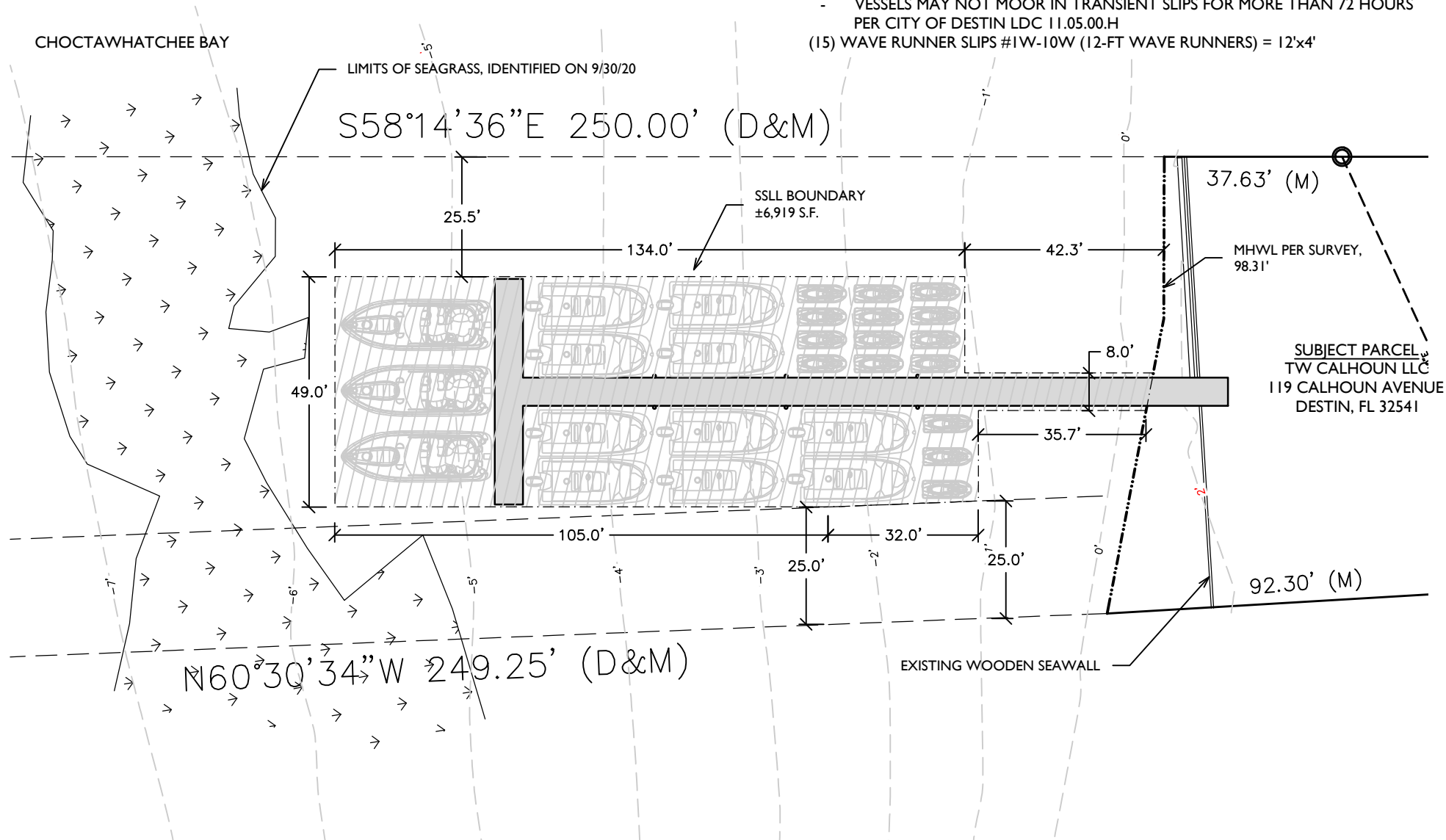
DATE: 5/24/21

SHEET: 4 OF 7



NOTES:

- (10) PERMANENT MOORING SLIPS #1-10 (24-FT PONTOON BOATS) = 28'x10.5'
 (3) TRANSIENT MOORING SLIPS #1T-3T (30-FT PARASAIL BOATS) = 32'x16'
 - VESSELS MAY NOT MOOR IN TRANSIENT SLIPS FOR MORE THAN 72 HOURS
 PER CITY OF DESTIN LDC 11.05.00.H
 (15) WAVE RUNNER SLIPS #1W-10W (12-FT WAVE RUNNERS) = 12'x4'



PROJECT NAME: 119 CALHOUN AVE, WET N WILD WATERSPORTS

PLAN VIEW - SUBMERGED LAND LEASE BOUNDARY

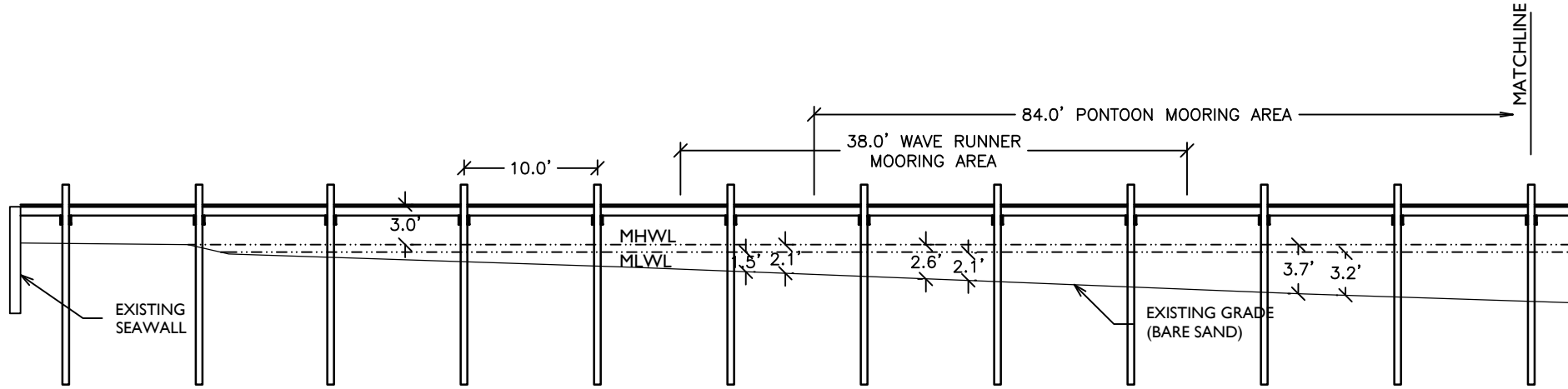
PROJECT NO.: 20-067

DRAWN BY: JAT

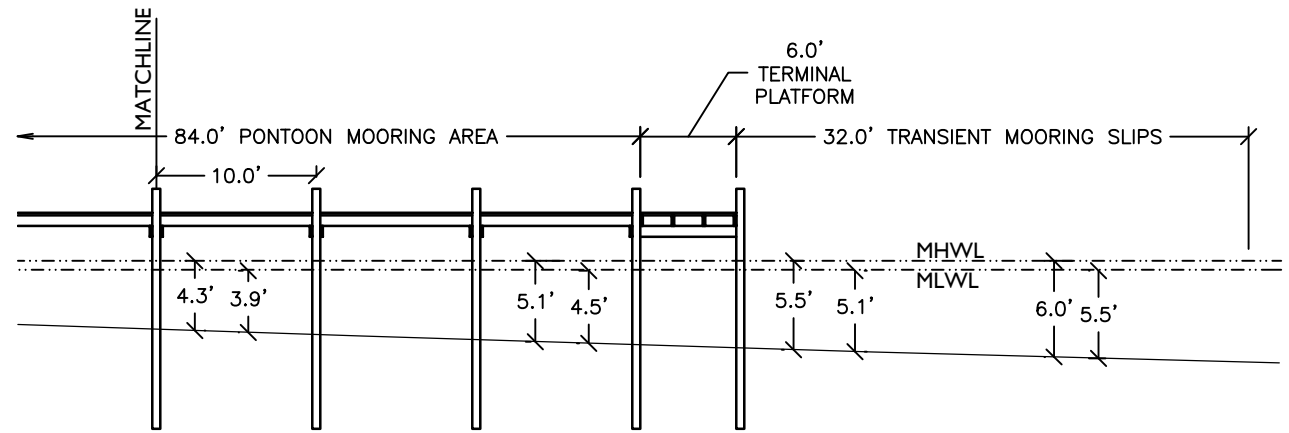
DATE: 5/24/21

SHEET: 5 OF 7

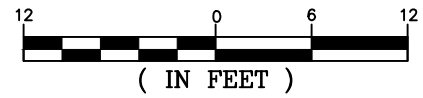


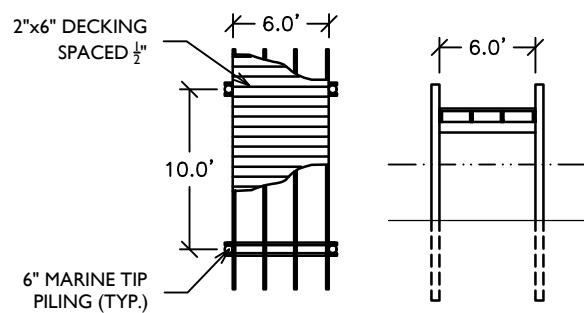


DOCK PROFILE

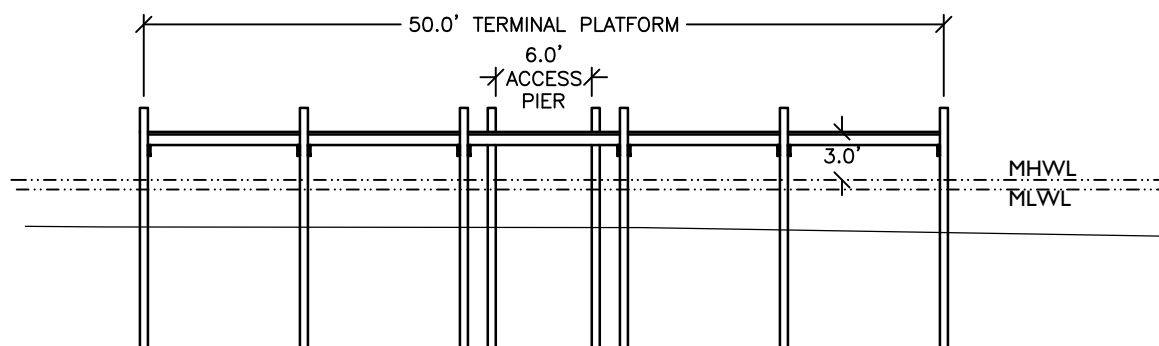


PROJECT NAME: 119 CALHOUN AVE, WET N WILD WATERSPORTS	
DOCK PROFILE 1 OF 2 (TYPICAL)	
PROJECT NO.: 20-067	
DRAWN BY: JAT	DATE: 5/24/21
SHEET: 6 OF 7	





ACCESS PIER DETAILS



WATERWARD VIEW OF TERMINAL PLATFORM

PROJECT NAME: 119 CALHOUN AVE, WET N WILD WATERSPORTS

DOCK PROFILE 2 OF 2 (TYPICAL)

PROJECT NO.: 20-067

DRAWN BY: JAT DATE: 2/1/2021

SHEET: 7 OF 7





FLORIDA DEPARTMENT OF
Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

Electronic Submission
Application for an Individual or Conceptual Permit

You have successfully submitted an Application for an Individual or Conceptual Permit in accordance with Part IV of Chapter 62-330 F.A.C.. Your request was received on October 16, 2020.

Below is a copy of the details of your request for your records.

Facility Information

Site Name: Wet N Wild Water Sports
Address Line 1: 119 Calhoun Ave
Address Line 2:
City/State/Zip Code: Destin, FL 32541 1503

Mailing Address

Address Line 1: 119 Calhoun Ave
Address Line 2:
City/State/Zip Code: Destin, FL 32541 1503

Applicant

Name: TRAVIS GLAZE
Address Line 1: 119 Calhoun Ave
Address Line 2:
City/State/Zip Code: Destin, FL 32541 1503
Phone Number: (850) 502-3550
Extension:
Cell Number:
Fax Number:
E-mail Address: TGLAZE75@HOTMAIL.COM

Agent

Name: JASON TAYLOR
Address Line 1: 1225 Oakview Rd
Address Line 2:
City/State/Zip Code: Decatur, GA 30030 4223
Phone Number: (850) 207-2442
Extension:
Cell Number:
Fax Number:
E-mail Address: OAKHURSTENVIRONMENTAL@GMAIL.COM

Property Owner

Name: TRAVIS GLAZE
Address Line 1: 119 Calhoun Ave
Address Line 2:
City/State/Zip Code: Destin, FL 32541 1503
Phone Number: (850) 502-3550
Extension:
Cell Number:
Fax Number:
E-mail Address: TGLAZE75@HOTMAIL.COM

Operation & Maintenance Entity

Name: TRAVIS GLAZE
Address Line 1: 119 Calhoun Ave
Address Line 2:
City/State/Zip Code: Destin, FL 32541 1503
Phone Number: (850) 502-3550
Extension:
Cell Number:
Fax Number:
E-mail Address: TGLAZE75@HOTMAIL.COM

Project Information

Tax Parcel Identification Number(s): 00-2S-22-0630-0000-1310
Anticipated Commencement Date:
Anticipated Completion Date:
Project Name (including Phase): Wet N Wild Water Sports
This project **IS NOT** part of a larger plan of development or sale.

Project or project phase area (in acres): 0.16

Impervious or semi-impervious area (excluding wetlands and other surface waters): 0

In: SQ FT

Volume of water the system is capable of impounding (in acre-feet): 0

The total number of proposed new (not existing) in-water boat slips (including mooring areas and boat lifts): 15

Total area of work (dredging, filling, construction, alteration, or removal) in, on, or over wetlands or other surface waters: 6864

In: SQ FT

Total volume of material to be dredged (in cubic yards): 0

Total volume of material to be filled (in cubic yards): 0

Pre-Application Meetings:

Agency	Date	Location	Attendees
FDEP		email	Diana Athnos

Project Description:

Applicant is proposing to construct a commercial docking watersports facility consisting of a 144-ft by 6-ft access pier and a 50-ft by 6-ft terminal platform. The applicant will permanently moor (12) 24-ft pontoon boats along the access pier and will transient moor (3) 32-ft parasail boats off the end of the terminal platform. There are no fueling facilities proposed. No sewage pump out proposed.

Waterbodies Information:

choctawhatchee bay

DEP Permits:

None.

Other Permits:

Attachments:

File Description: SWERP Supporting Document - Deed

File Name: Deed.pdf

File Hash: 6eeec44c74aad67e76b24f14248b5acee47d03bfcf58c2181220063b6df8c10

File Description: SWERP Supporting Document - Permit Drawings

File Name: PERMIT DRAWINGS.pdf

File Hash: 7e1d87f2a01a42349184a8690dae196fe38b1f2a218ea94cceb2db97a50d1a5d

Notification Submitted By

Name: JASON TAYLOR
Phone Number: (850) 207-2442
E-mail Address: OAKHURSTENVIRONMENTAL@GMAIL.COM

All information submitted was certified true, accurate, and correct to the best of the knowledge of the person whose name appears above.

If you have any questions or concerns about the information contained in this report, please contact the Division of Water Resource Management at (850) 245-8336 or by e-mail at ERP_eApps@dep.state.fl.us.



FLORIDA DEPARTMENT OF
Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

Electronic Submission
Application for an Individual or Conceptual Permit
Section F - Application for Authorization to Use State-Owned Submerged Lands

Type of Authorization Requested:

Exceptions:

	Construction or maintenance of a county water or sewer system under Section 153.04 F.S.
	Removal of material from the area adjacent to an intake or discharge structure under 403.813(1)(f), F.S.
	Removal of organic detrital material under Section 403.813(1)(r) or (u), F.S.
	Construction of floating vessel platforms under Section 403.813(1)(s), F.S.
	Trimming or alteration of mangroves under Sections 403.9321 through 403.9334, F.S.

Consent by Rule:

	Section 403.813(1), F.S., paragraphs (a); (b), provided that the structure is the only dock or pier on a parcel and it is not a private residential multi-family dock with three or more slips.
	Section 403.813(1), F.S., paragraphs (c); (d); (e); (f), provided that no severance fee is required under Rule 18-21.011, F.A.C., and the existing activity has a valid Board of Trustees authorization.
	Section 403.813(1), F.S., paragraphs (g); (h); (i), provided that no private residential multi-family dock or pier is constructed.
	Section 403.813(1), F.S., paragraph (k), provided that any channel markers delineate existing and authorized or permitted navigation channels.

Letter of Consent:

	One minimum-size private residential single-family dock (see definition in Rule 18-21.003, F.A.C.).
	Private residential single-family or multi-family docks, piers, boat ramps, and similar existing and proposed activities that cumulatively preempt no more than

	10 square feet of sovereignty submerged land for each linear foot of the applicant's riparian shoreline, along sovereignty submerged land on the affected waterbody within a single plan of development (see "preempted area" definition in Rule 18-21.003, F.A.C.).
	Private channels that provide access to an upland single-family or multi-family residential parcel and that measures no more than 10 square feet of sovereignty submerged land for each linear foot of the applicant's riparian shoreline along sovereignty submerged land on the affected waterbody within a single plan of development.
	Seawalls, bulkheads, or other shoreline stabilization structures no more than three feet waterward of mean or ordinary high water.
	Placement, replacement, or repair of riprap, groins, breakwaters, or intake and discharge structures no more than ten feet waterward of the line of mean or ordinary high water.
	Restoration and nourishment of naturally occurring sandy beaches, including borrow areas to be used for five years or less.
	Artificial reefs or fish attractors that are constructed for public use.
	Public docks or piers that are exempt from permit requirements under Section 403.813(1), F.S., or that qualify as minimum-size docks or piers or are less than or equal to the 10:1 preempted area to shoreline ratio; public boat ramps; public channels; or public swimming areas, provided that all such structures or activities are owned and operated by governmental entities and any revenues collected are used solely for operation and maintenance of the structure or adjacent public recreational facilities.
	Ski course buoys and ski jumps not associated with revenue-generating water skiing activities.
	Removal of wrecked, abandoned or derelict vessels or structures.
	Habitat restoration.

Lease:

X	Private residential single-family or multi-family docks or piers, other docks or piers, boat ramps, or other similar activities that do not qualify for a letter of consent.
	Private residential multi-family docks designed or used to moor three or more vessels within aquatic preserves.
	Docks designed or used to moor ten or more vessels in Monroe County.
	Commercial/industrial docks, as defined in Rule 18-18.004, F.A.C., in Biscayne Bay Aquatic Preserve, as required by paragraph 18-18.006(3)(c), F.A.C.
	All revenue-generating activities.
	Oil and gas exploration and development.
	Open-water mooring fields.
	Mining.

Easement:

	Utility crossings and rights of way.
	Road and bridge crossings and rights of way, including such structures built prior to the need to obtain an easement when proposed for modification or repair.
	Groins, breakwaters, and shoreline protection structures, except when constructed as part of a docking facility that requires a lease.
	Public navigation projects other than public channels.
	Private residential channels that do not qualify for a letter of consent, and channels that provide access to revenue-generating facilities in uplands.
	Oil, gas and other pipelines.
	Intake and discharge structures more than 10 feet waterward of the mean or ordinary high water line.
	Spoil disposal sites.
	Borrow areas that will be used for longer than five years for beach nourishment.
	Public water management projects other than public channels.
	Treasure salvage (Cultural Resource Recovery).



Community Development Planning Division

4100 Indian Bayou Trail | Destin, FL 32541 | Phone: 850-654-1119 | Email: planning@cityofdestin.com

April 11, 2022

Subject: Notification of Application Submittal – Commercial Marine Construction – 119 Calhoun Avenue.

Dear Property Owner:

The purpose of this letter is to notify you of the Marine Construction Permit received by the Community Development Department on March 10, 2022. The application seeks Harbor and Waterways Board approval for construction of a commercial dock. **The Application will be heard by the Harbor and Waterways Board at 5:00 p.m. at Destin City Hall Annex, 4100 Indian Bayou Trail on Monday, April 25, 2022.** As an owner of property located adjacent of this project, *Article 2.17.00 of the Destin Land Development Code (LDC)* requires a written notice providing you the following information.

This notice is for informational purposes only. No action is required on your part.

1. Name of Owner: Glaze Travis
2. Name of Agent: Stephen Tatum
3. Address of Project: 119 Calhoun Ave
4. Parcel ID Number: 00-2S-22-0630-0000-1310
5. Project Description: The project proposes removal of the existing dock and construction of a 144' x 6' access pier and a 50' x 6' terminal platform, comprising approximately 1,134 square feet. The facility will permanently moor ten (10) 24-ft. pontoon boats along the access pier and will transient moor three (3) 32-ft. parasail boats off the end of the terminal platform.
6. Location of Application Package: To request a digital copy of the application package be sent to you, please call the City Clerk at (850) 837-4242 or fill out a Public Records Request (PRR) online: <http://www.cityofdestin.com/forms.aspx?fid=121>

If you have any questions or concern regarding this letter, please do not hesitate to call (850) 654-1119 option 2 or email at planning@cityofdestin.com.

Sincerely,

Tunazzina Binte Alam
Planner



CC: Louis Zunguze, MURP, Community Development Director
Planning Division
Community Development Department Project File

CITY OF DESTIN – COMMUNITY DEVELOPMENT



AGENDA ITEM

MEETING DATE: April 25, 2022

BOARD/COMMITTEE: Harbor & Waterways Board

TYPE OF AGENDA ITEM: Action Item

OUTLINE NUMBER: 4.F.

TO: Harbor & Waterways Board

THRU: Lance Johnson, City Manager
Kyle Bauman, City Attorney

FROM: Steve O'Connor, Principal Planner
Tunazzina Alam, Planner

DATE: April 19, 2022

SUBJECT: Proposed residential marine construction project at 132 Country Club Drive West

I. BACKGROUND: Gulf Coast Maintenance and Construction, on behalf of Jean McGee, has submitted an application for Harbor and Waterways Board review of a residential construction application for construction of a 90' long and 36" high seawall and a walkway over the seawall.

II. DISCUSSION: The applicant requests Harbor and Waterways Board approval for the proposed marine construction project located at 132 Country Club Dr W, located within the Indian Bayou, a Class II Florida Waterbody, and tributary of Choctawhatchee Bay.

The proposed marine construction project meets the requirements of **Article 11.05.00, City of Destin Land Development Code**, including the following section:

- **11.05.01.A** - Construction of new seawall.
- **11.01.06.B.3.a** – Construction of private seawalls.

COMPREHENSIVE PLAN CONSISTENCY: The proposed marine construction project is consistent with Coastal Management Element Goal 6-1, Coastal Management Element Objective 6-1.1, and Coastal Management Element Policy 6-1.1.3: Protect Coastal and Estuarine Environmental Quality and the Shoreline.

A. Link to Strategic Goals / Objectives:

- 1) Enhance Quality of Life
- 2) Enhance and Preserve Heritage and Environment.

B. Effect on Budget (EOB): There is no anticipated effect on the budget.

C. Level of Service (LOS):

There is no anticipated effect on the LOS.

III. CONCLUSION: The applicant provided an exemption letter from Florida Department of Environmental Protection (FDEP) stating that the proposed activity does not require FDEP approval. City staff reviewed the application and determined that the plans comply with City Codes and regulations, including **Section 11.05.01, Marina Siting.**

STAFF RECOMMENDATION: Staff recommends approval of a single-family marine construction project proposed at 132 Country Club Dr W, consisting of seawall construction and a walkway, subject to the applicant meeting all applicable City permit requirements.

IV. RECOMMENDED MOTION: I move that the Harbor & Waterways Board recommend City Council approval of a single-family marine construction project located at 132 Country Club Dr W, subject to the applicant meeting all applicable City permit requirements.

Attachments:

1. FDEP Exemption Letter_v1
2. Construction Plan_1_v1
3. 22-21-HWB_132 Country Club Dr
W_Abutter Notice



Gill, Blakely <Blakely.Gill@floridadep.gov>

to me, Rick ▾

Hi Sarah,

Here is the rule language to show the project as described is exempt:

62-330.051 Exempt Activities.

The activities meeting the limitations and restrictions below are exempt from permitting. However, if located in, on, or over state-owned submerged lands, they are subject to a separate authorization under chapters 253 and 258,

(12) Construction, Replacement, Restoration, Enhancement, and Repair of Seawall, Riprap, and Other Shoreline Stabilization –

(c) The construction of seawalls or riprap in wetlands or other surface waters between and adjoining existing seawalls or riprap at both ends in accordance with section 403.813(1)(o), F.S. For purposes of this exemption, length and orientation limitations as a seawall.

403.813 Permits issued at district centers; exceptions.—

(1) A permit is not required under this chapter, chapter 373, chapter 61-691, Laws of **Florida**, or chapter 25214 or chapter 25270, 1949, Laws of **Florida**, for activities associated with the following types of projects; however, except as provided in this subsection, this subsection does not relieve an applicant from any requirement to obtain permission to use or occupy lands owned by the Board of Trustees of the Internal Improvement Trust Fund or a water management district in its proprietary capacity or from complying with applicable local pollution control programs authorized under this chapter or other requirements of county and municipal governments:

(o) The construction of private seawalls in wetlands or other surface waters where such construction is between and adjoins at both ends existing seawalls; follows a continuous and uniform seawall construction line with the existing seawall more than 150 feet in length; and does not violate existing water quality standards, impede navigation, or affect flood control. However, in estuaries and lagoons the construction of vertical seawalls is limited to the circumstances and purposes set forth in s. [373.414](#)(5)(b)1.-4. This paragraph does not affect the permitting requirements of chapter 161, and department rules must clearly indicate that this exception does not constitute an exception from the permitting requirements of chapter 161.

Feel free to reach out with any further questions!

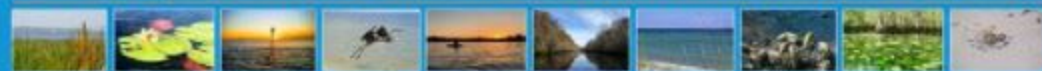
Thank you,



Ms. Blakely Gill
 Florida Department of Environmental Protection
 Compliance Assurance Program
 Northwest District - Pensacola
 Environmental Specialist II
Blakely.Gill@FloridaDEP.gov
 Office: 850-595-0568



Florida Department of Environmental Protection - Northwest District

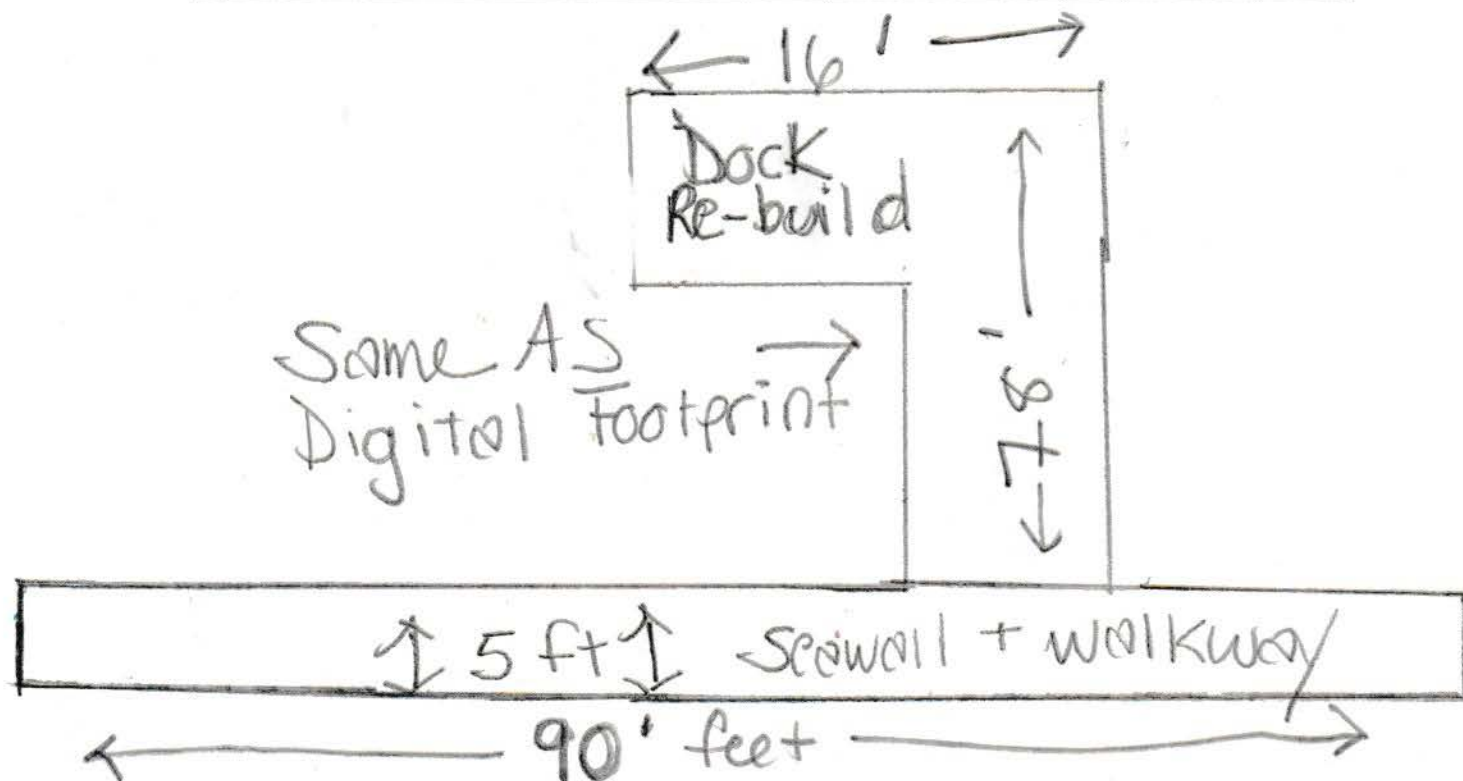


Request Pre-Application Meeting

132 County Club Dr, Destin, FL

Materials Used:

70 1x8x16 rough cut wood planks	Roll of filter cloth
11 2x6x16 rough cut wood planks	9 sticks of all thread
70 2x12x16 wood planks	Dirt and sod
32 2x12x16 wood planks	200 nuts and washers



Constructed with posts (wailers) 5' apart	Horizontal board on top (wood) 2x6 on bottom and top
Posts (wailers) are inserted into ground after water is pumped out.	Filter cloth mounted vertically to keep sediment on shoreline
Posts are inserted with an an excavator and vibrating tamp	Re-used existing pilings on dock
Posts are grounded down by anchoring them down with all thread to 'deadman' boards that are inserted into ground at a 45 degree angle	Wood walkway for topcap. 5' wide walkway



Community Development Planning Division

4200 Indian Bayou Trail | Destin, FL 32541 | Phone: 850-654-1119 | Email: planning@cityofdestin.com

April 11, 2022

Subject: Notification of Application Submittal – Single-Family Residential Seawall Construction – 132 Country Club Dr W

Dear Property Owner:

The purpose of this letter is to notify you of the Marine Construction Permit received by the Community Development Department. The Marine Construction application seeks Harbor and Waterways Board approval for construction of a seawall. **The Application will be heard by the Harbor and Waterways Board at 5:00 p.m. at Destin City Hall Annex, 4100 Indian Bayou Trail on Monday, April 25, 2022.** As an owner of property located adjacent of this project, *Article 2.17.00 of the Destin Land Development Code (LDC)* requires a written notice providing you the following information.

This notice is for informational purposes only. No action is required on your part.

1. Name of Owner: Jean McGee
2. Name of Agent: Sarah Ford
3. Address of Project: 132 Country Club Dr W
4. Parcel ID Number: 00-2S-22-1284-000J-0050
5. Project Description: The project proposes construction of a 90' long seawall and a 5' wide walkway over the seawall.
6. Location of Application Package: To request a digital copy of the application package be sent to you, please call the City Clerk at (850) 837-4242 or fill out a Public Records Request (PRR) online: <http://www.cityofdestin.com/forms.aspx?fid=121>

If you have any questions or concern regarding this letter, please do not hesitate to call (850) 654-1119 option 2 or email at planning@cityofdestin.com.

Sincerely,

Tunazzina Binte Alam
Planner

CC: Louis Zunguze, MURP, Community Development Director
Planning Division
Community Development Department Project File



CITY OF DESTIN – COMMUNITY DEVELOPMENT



AGENDA ITEM

MEETING DATE: April 25, 2022

BOARD/COMMITTEE: Harbor & Waterways Board

TYPE OF AGENDA ITEM: Action Item

OUTLINE NUMBER: 4.G.

TO: Harbor & Waterways Board

THRU: Lance Johnson, City Manager
Kyle Bauman, City Attorney

FROM: Steve O'Connor, Principal Planner
Tunazzina Alam, Planner

DATE: April 19, 2022

SUBJECT: Proposed residential marine construction project at 516 Osceola Drive

I. BACKGROUND: ECM, on behalf of Landon Banks has submitted an application for Harbor and Waterways Board review of a residential seawall construction totaling 133.3', of which, 54.3' is along the property line. A 5' wide wooden walkway, along with the associated pilings, is also proposed along the seawall.

II. DISCUSSION: The applicant requests Harbor and Waterways Board approval for the proposed marine construction project located at 516 Osceola Drive, located within Indian Bayou, a Class II Florida Waterbody, and tributary of Choctawhatchee Bay.

The proposed marine construction project meets the requirements of **Article 11.05.00, City of Destin Land Development Code**, including the following section:

- **11.01.06.B.3.a** – Construction of private seawalls
- **11.05.01.A & 11.05.01.G** – Construction of new pilings and piling addition
- **11.05.01.T** – Riparian rights of others.

COMPREHENSIVE PLAN CONSISTENCY: The proposed marine construction project is consistent with Coastal Management Element Goal 6-1, Coastal Management Element Objective 6-1.1, and Coastal Management Element Policy 6-1.1.3: Protect Coastal and Estuarine Environmental Quality and the Shoreline.

- A. Link to Strategic Goals / Objectives:** 1) Enhance Quality of Life
2) Enhance and Preserve Heritage and Environment.

- B. Effect on Budget (EOB):** There is no anticipated effect on the budget.
- C. Level of Service (LOS):** There is no anticipated effect on the LOS.

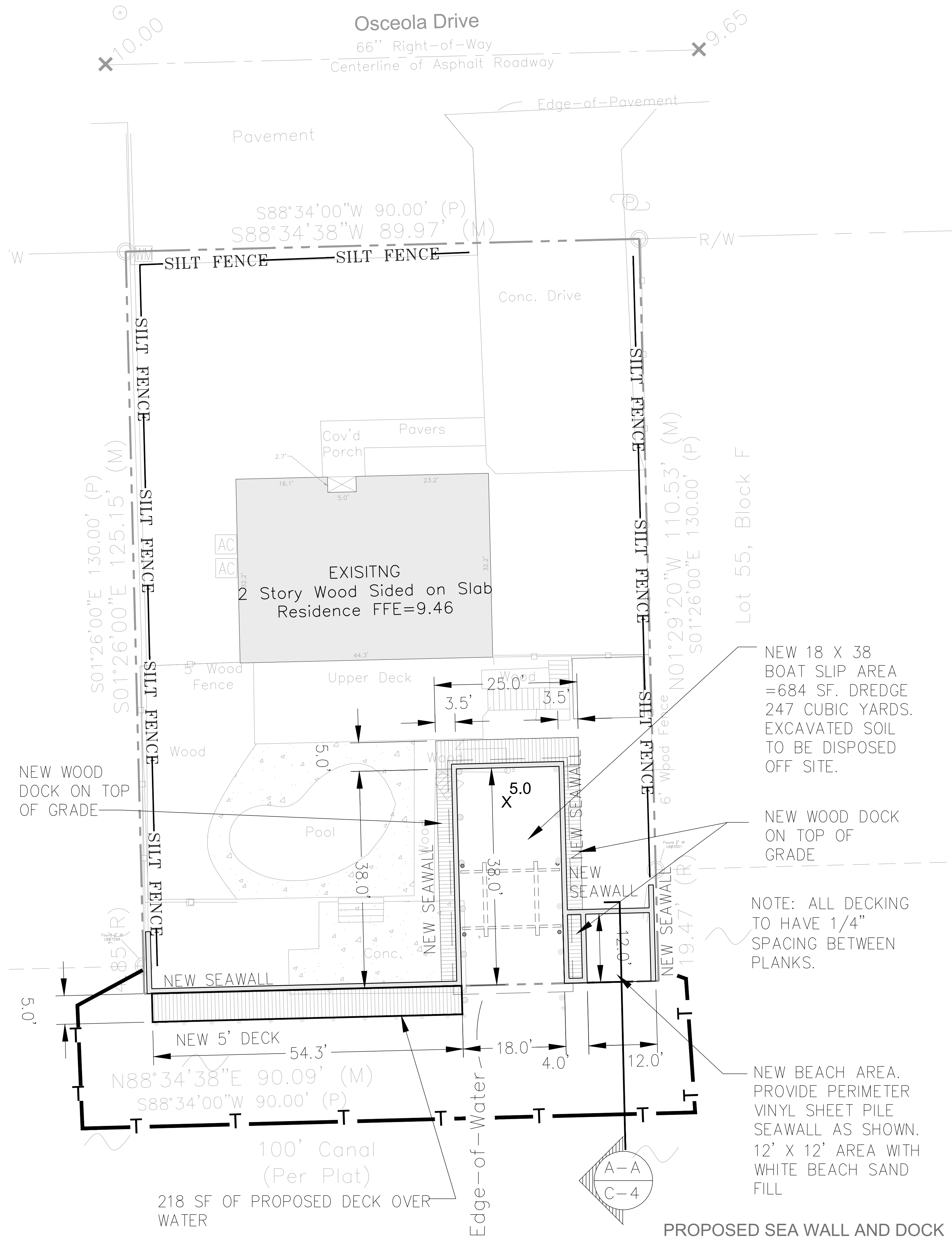
III. CONCLUSION: The applicant has provided a receipt of permit application submittal to Florida Department of Environmental Protection (FDEP). City staff reviewed the application and determined that the plans comply with City Codes and regulations, including **Section 11.05.01, Marina Siting**.

STAFF RECOMMENDATION: Staff recommends approval of a single-family marine construction project proposed at 516 Osceola Drive, consisting of seawall construction, subject to the applicant meeting all applicable City permit requirements.

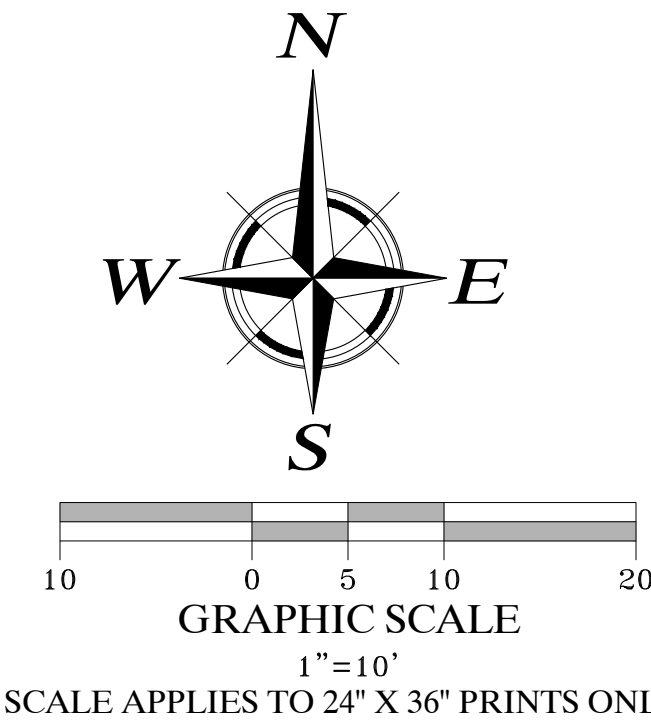
IV. RECOMMENDED MOTION: I move that the Harbor & Waterways Board recommend City Council approval of a single-family marine construction project located at 516 Osceola Drive, subject to the applicant meeting all applicable City permit requirements.

Attachments:

1. plans-c4 dep wall lrg scale
2. DEP Receipt
3. 22-26-HWB_516 Osceola Dr_Abutter
Notice



CONSTRUCTION LEGEND	
PATTERN/KEY	DESCRIPTION
	PROPOSED VINYL SHEET PILE SEA WALL
	SILT FENCE
	175' LONG FLOATING TURBIDITY BARRIER TYPE III CONFIGURATION



EROSION CONTROL NOTES:

EROSION CONTROL DEVICES, SUCH AS SILT FENCING MUST BE INSTALLED PRIOR TO THE START OF CONSTRUCTION

NO EROSION OR SEDIMENTATION SHALL LEAVE THE SITE.

SILT FENCES SHALL BE PLACED AROUND ALL INLETS AND MANHOLES TO PREVENT THE INTRUSION OF SEDIMENTS.

CONTRACTOR SHALL MAINTAIN EROSION CONTROL DEVICES THROUGHOUT THE DURATION OF SITE WORK CONSTRUCTION.

CONTRACTOR SHALL IMMEDIATELY REPAIR EROSION CONTROL DEVICES SHOULD THEY BECOME DAMAGED.

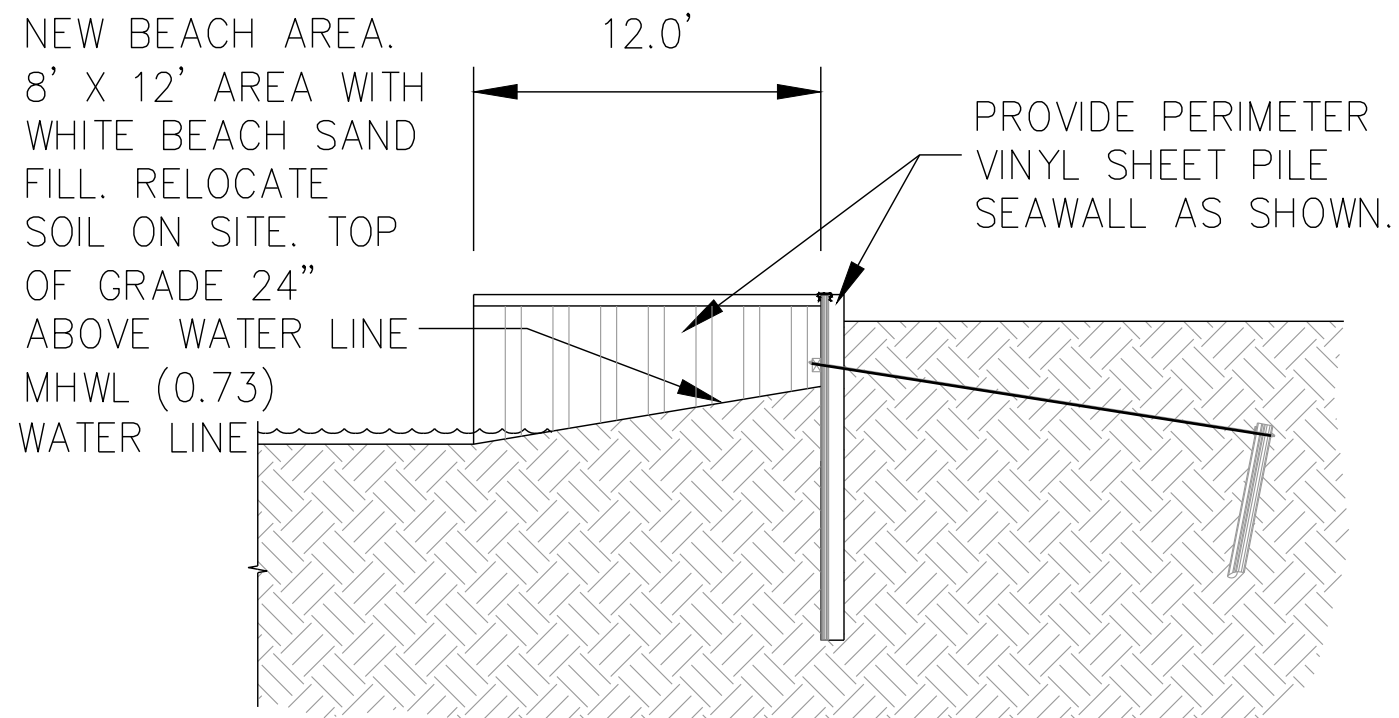
THE STORMWATER MANAGEMENT FACILITIES SHALL BE MAINTAINED IN PERPETUITY BY THE HOMEOWNERS.

ALL DISTURBED AREAS ARE TO BE PERMANENTLY SODDED.

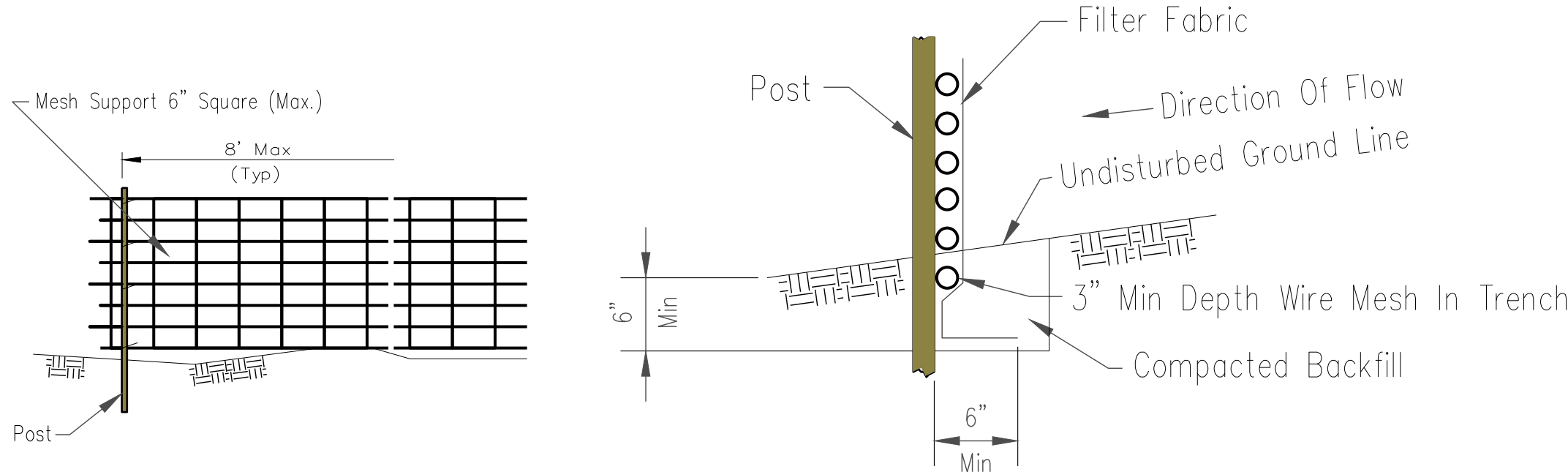
THE STAKES FOR SILT FENCE SHALL BE 1 X 2 INCHES WOOD, OR EQUIVALENT METAL WITH MIN. LENGTH OF 3 FEET.

THE HEIGHT OF SILT FENCE SHALL NOT EXCEED 36 INCHES.

STANDARD-STRENGTH FILTER FABRIC SHALL BE STAPLED OR WIRED TO THE FENCE, AND 8 INCHES OF THE FABRIC SHALL BE EXTENDED INTO THE TRENCH.



A-A BEACH AREA SECTION



SILT FENCE DETAIL

PROPOSED SEA WALL AND DOCK PLAN

ECM

a complete engineering & construction management company

4650 GULF STAR DRIVE
SUITE 200
FORT MYERS, FL 33907
TEL: (888) 887-7654 (NORFLA)
TEL: (888) 887-7654 (NSO)
FAX: (888) 887-7654 (NSO)
E-MAIL: info@ecm.com
John H. Edmund, P.E.
Florida Registration: #68849

DATE

REVISIONS

BANKS RESIDENCE
516 OCEOLA DRIVE
DESTIN, FLORIDA 32541

GRADING AND EROSION
CONTROL PLAN

DRAWN BY: JWP
CHECKED BY: JWG
JOB NO: D098
ECM: 21-05-122-497
DATE: 12.13.2021

DRAWING NO.
C-1



FLORIDA DEPARTMENT OF
Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

Payment Receipt

Remittance ID:	1499681
Remittance Date:	12/09/2021 03:28:14 PM
Name:	Creative Design Associates
Address:	4639 GULFSTARR DRIVE DESTIN, FL 32541
Payment Type:	FDEP Notice of Intent to Use an ERP General Permit
Amount:	\$750.00



Community Development Planning Division

4200 Indian Bayou Trail | Destin, FL 32541 | Phone: 850-654-1119 | Email: planning@cityofdestin.com

April 11, 2022

Subject: Notification of Application Submittal – Single-Family Residential Seawall and Deck Construction – 516 Osceola Dr

Dear Property Owner:

The purpose of this letter is to notify you of the Marine Construction Permit received by the Community Development Department. The Marine Construction application seeks Harbor and Waterways Board approval for construction of a seawall. **The Application will be heard by the Harbor and Waterways Board at 5:00 p.m. at Destin City Hall Annex, 4100 Indian Bayou Trail on Monday, April 25, 2022.** As an owner of property located adjacent of this project, *Article 2.17.00 of the Destin Land Development Code (LDC)* requires a written notice providing you the following information.

This notice is for informational purposes only. No action is required on your part.

1. Name of Owner: Landon Banks
2. Name of Agent: John Green
3. Address of Project: 516 Osceola Dr
4. Parcel ID Number: 00-2S-24-2186-000F-0540
5. Project Description: The proposed project includes the construction of a seawall totaling 133.3', of which, 54.3' is along the property line. A 5' wide wooden walkway, along with the associated pilings, is also proposed along the seawall.
6. Location of Application Package: To request a digital copy of the application package be sent to you, please call the City Clerk at (850) 837-4242 or fill out a Public Records Request (PRR) online: <http://www.cityofdestin.com/forms.aspx?fid=121>

If you have any questions or concern regarding this letter, please do not hesitate to call (850) 654-1119 option 2 or email at planning@cityofdestin.com.

Sincerely,

Tunazzina Binte Alam
Planner

CC: Louis Zunguze, MURP, Community Development Director
Planning Division
Community Development Department Project File

