

RESOLUTION

of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
**CREATING THE PROCEDURE FOR AUTHORIZING SHORELINE
STABILIZATION DAMAGED AS A RESULT OF 2004 HURRICANES;
PROVIDING FOR AN EFFECTIVE DATE**

Resolution No. 2005- M-28

WHEREAS, the repair and restoration of shorelines constitute the alteration of shorelines and is subject to regulation under Article VI, Pumping and Dredging Control, of Chapter 15 of the Orange County Code; and

WHEREAS, the storms associated with the 2004 Hurricane season caused significant damage to the shorelines of Orange County waters; and

WHEREAS, the damaged or heavily eroded shorelines may cause environmental harm to the waters of Orange County due to deposition of upland sediments into the littoral zone of a waterbody, and increased turbidity; and

WHEREAS, unstable shorelines may create a hazard to persons using the shoreline; and sediment from damaged shorelines may create a navigational hazard; and

WHEREAS, repair and restoration of damaged or destroyed shorelines will prevent or reduce damage to property caused by the storm event and subsequent storm events; and

WHEREAS, the Board of County Commissioners desires to create a process to encourage the expeditious repair of shorelines damaged during the 2004 hurricane season; and

WHEREAS, the Board of County Commissioners desires to delegate to the Environmental Protection Officer the authority to approve permits for the repair and restoration of damaged or heavily eroded shorelines; and

WHEREAS, the Board desires that all repair and restoration work be completed on or before June 1, 2006 - the beginning of the 2006 hurricane season.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS
OF ORANGE COUNTY:

Section 1. The Board of County Commissioners hereby delegates to the Environmental

Protection Officer the authority to issue permits under section 15-218, Orange County Code, for the repair or restoration of shorelines damaged or severely eroded during the 2004 hurricane season upon the determination of the Environmental Protection Officer that the application for a shoreline alteration permit complies with the applicable provisions of Article VI of Chapter 15, Orange County Code.

Section 2. The Environmental Protection Officer may only issue permits under section 1 above for applications that maintain the configuration of the original shoreline. Any changes to the configuration of the shoreline must be approved by the Board of County Commissioners as set forth in Section 15-218, Orange County Code. This resolution does not authorize the Environmental Protection Officer to issue any permit for the construction or repair of a seawall.

Section 3. Any permit issued by the Environmental Protection Officer shall require the work to be completed within one year of permit issuance or June 1, 2006, whichever first occurs.

Section 4. This Resolution shall be effective upon passage by the Orange County Board of County Commissioners. The authority of the Environmental Protection Officer to issue permits pursuant to this Resolution shall expire 180 days from the effective date of this Resolution. This Resolution shall sunset, unless extended by a majority vote of this Board, on June 1, 2006.

ADOPTED this 23rd day of August, 2005.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: Richard T. Crotty
Richard T. Crotty
County Mayor

ATTEST: Martha O. Haynie, County Comptroller
As Clerk to the Board of County Commissioners

By: Martha O. Haynie
Deputy Clerk

