

within the 75-foot setback. No alternative means of meeting the underlying purpose of the rule were provided by the petitioner for retaining the concrete seawall tieback anchor.

Denial of the emergency variance request will require, as part of the after-the-fact permit, the mobile home to be repositioned 3.5 to 12 ft., depending on whether the attached deck will remain; and all concrete including the anchoring system, to be removed from within the 75-ft. setback, with the exception of a 5 ft. wide path to access one set of stairs and a 5 ft. wide cap/access along the seawall.

Granting of the variance will allow the structure and concrete to remain in the 75-ft. setback as part of the after-the-fact permit. The District published a notice regarding the project in the Florida Administrative Register on September 14, 2020. To date, no objections have been received.

LM/tm  
Attachments