

Board of Adjustment Agenda

Wednesday, August 17, 2022, at 1:30 p.m.

Brevard County Government Center
2725 Judge Fran Jamieson Way, Building C, First Floor,
Viera, Florida

Approval of July 20, 2022 Minutes

1. **(22V00012) Indian River Colony Club, Inc.** (Michael Allen) requests variances of Chapter 62, Article VI, Brevard County Code, as follows: 1.) Section 62-1945(d), to permit a variance of 10 ft. from the required 25-ft. setback from the eastern property line; 2.) Section 62-1945(d), to permit a variance of 15 ft. from the required 25-ft. setback from the southern property line, in a PUD (Planned Unit Development) zoning classification. The property is 6.46 acres, located at the end of Old Glory Blvd., approx. 0.2 mile east of Murrell Rd. (1600 Old Glory Blvd., Melbourne) (Tax Account 2600723) (District 4)

BOA ACTION: Higgins/McCann - Denied. The vote was unanimous.

2. **(22V00013) Robert L. and Theresa A. Sheck** (Scott Herber) request variances of Chapter 62, Article VI, Brevard County Code, as follows: 1.) Section 62-2118(d)(3), to permit a variance of 5.3 ft. over the maximum 30-ft. projection permitted for a boat dock (main dock); 2.) Section 62-2118(d)(3), to permit a variance of 1.2 ft. over the maximum 30-ft. projection permitted for a boat dock (finger dock); 3.) Section 62-2118(d)(5), to permit a variance of 60 sq. ft. over the maximum 400 sq. ft. permitted for the deck of a dock; 4.) 212 sq. ft. over the maximum 600 sq. ft. allowed for a deck together with a roofed area (main dock), in a PUD (Planned Unit Development) zoning classification. The property is 0.55 acres, located on the northeast corner of Lanternback Island Dr., approx. 1.1 mile north of Tortoise Dr. (265 Lanternback Island Dr., Satellite Beach) (Tax Account 2606891) (District 4)

BOA ACTION: McCann/Higgins - Approved as depicted on the survey provided by the applicant. The vote was unanimous.

3. **(22V00020) Daniel Dee and Brandi R. Chavez** request variances of Chapter 62, Article VI, Brevard County Code, as follows: 1.) Section 62-1334(5)(b), to permit a variance of 0.7 ft. from the required 15-ft. side (west) setback for an accessory structure; 2.) Section 62-1334(5)(b), to permit a variance of 3.4 ft. from the required 15-ft. side (west) setback for an accessory structure; 3.) Section 62-1334(4), to permit a variance of 1.5 acres from the required 2.5-acre minimum lot size, in an AU (Agricultural Residential) zoning classification. The property is 1 acre, located on the south side of Palmetto Ave., approx. 220 ft. south of Highway 528. (5041 Palmetto Ave., Cocoa) (Tax Account 2403668) (District 1)

BOA ACTION: Higgins/McCann - Approved as depicted on the survey provided by the applicant. The vote was unanimous.

4. **(22V00024) Shawn M. Beard and Dawn M. Ostovich** (Davin Erickson) request variances of Chapter 62, Article VI, Brevard County Code, as follows: 1.) Section 62-2118(d)(2), to permit a variance of 5.5 ft. from the required 7.5-ft. side (east) setback for a dock; 2.) Section 62-2118(d)(2), to permit a variance of 5.5 ft. from the required 7.5-ft. side (west) setback for a

dock; 3.) Section 62-2118(d)(3), to permit a variance of 5.0 ft over the 30-foot projection permitted for a boat dock for a dock, in an RU-2-15 (Medium Density Multi-Family Residential) zoning classification. The property is 0.24 acres, located on the south side of Red Sail Way, approx. 910 ft. west of Green Turtle Cove. (449 Red Sail Way, Satellite Beach) Tax Account 2606765) (District 4)

BOA ACTION: Higgins/McCann - Approved variances 1 & 3 as depicted on the survey provided by the applicant; approved variance 2 as 2.5 ft. from the required 7.5-ft. side (west) setback for a dock. The vote was unanimous.

Pursuant to the Florida Rules of Appellate Procedure, any person or persons jointly or severally aggrieved by any decision of the Board of Adjustment may, within thirty (30) days after the date the order is signed, apply to a court of competent jurisdiction for appropriate relief. Speakers must provide their names and addresses for the public record.