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### RIGHT OF WAY OCCUPANCY CONSENT AGENDA FOR GOVERNING BOARD APPROVAL

APRIL 12, 2007

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**RIGHT OF WAY OCCUPANCY NEW PERMITS**

1. RAY & IMOGENE DAVINO Permit Number 13034  
Okeechobee County Appl. No. 07-0110-1  
(Easement)

AUTHORIZING: REPAIR WORK ON 130 LINEAR FEET OF EXISTING SEAWALL, AN EXISTING DOCK AND CONCRETE BOAT RAMP WITHIN THE EAST RIGHT OF WAY OF L-47 AT THE REAR OF 6460 HIGHWAY 441 SOUTHEAST (LOTS 21 AND 22, BLOCK 5, AMENDED PLAT OF R.E. HAMRICK).

LAST DATE FOR BOARD ACTION: MAY 10, 2007

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2. FRED & ANN MARIE LARGEY Permit Number 13035  
St. Lucie County Appl. No. 07-0213-1  
(Easement)

AUTHORIZING: EXISTING DOCK WITHIN THE WEST RIGHT OF WAY OF C-23A LOCATED AT THE REAR OF 12192 RIVERBEND LANE (LOT 21, BAY ST. LUCIE).

LAST DATE FOR BOARD ACTION: MAY 10, 2007

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3. BOLANATH M. & TARA E. NARACE Permit Number 13037  
Broward County Appl. No. 07-0208-1  
(Easement)

AUTHORIZING: EXISTING FENCE ENCLOSURE ENCROACHING 13' (75' FROM THE TOP OF THE CANAL BANK) WITHIN THE WEST RIGHT OF WAY OF C-42 AT THE REAR OF 4630 NORTHWEST 113<sup>TH</sup> AVENUE (LOT 6, BLOCK 3, SUNRISE GOLF VILLAGE, SECTION 26).

LAST DATE FOR BOARD ACTION: APRIL 12, 2007

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**RIGHT OF WAY OCCUPANCY PERMIT MODIFICATIONS**

1. MARGERY NADALIN Permit Number 11933  
St. Lucie County Appl. No. 07-0125-1M  
(Easement)

AUTHORIZING: EXISTING DOCK EXTENSION WITH ROOF AND AN ADDITIONAL BOAT LIFT WITHIN THE NORTH RIGHT OF WAY OF C-24 AT THE REAR OF 2656 SOUTHWEST RIVER SHORE DRIVE (LOT 32, SOUTH RIVER SHORES SUBDIVISION).

LAST DATE FOR BOARD ACTION: MAY 10, 2007

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2. ANTHONY PERSICO Permit Number 12672  
St. Lucie County Appl. No. 07-0301-1M  
(Easement)

AUTHORIZING: EXISTING STEPS TO EXISTING, PREVIOUSLY-AUTHORIZED DOCK WITHIN THE NORTH RIGHT OF WAY OF C-24 AT THE REAR OF 908 SULTAN DRIVE (LOT 16, BLOCK 1291, PORT ST. LUCIE, SECTION 12).

LAST DATE FOR BOARD ACTION: MAY 10, 2007

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## RIGHT OF WAY OCCUPANCY PERMIT APPLICATIONS FOR DENIAL

1. Consideration of a request by **Comcast ABB Management Corporation** (Application Number 03-1205-1) for issuance of a Right of Way Occupancy Permit for the proposed installation of an aerial crossing over-lashing an existing Florida Power and Light Company facility crossing C-9 located at Sierra Drive and N.E. 2<sup>nd</sup> Street. Location: Miami-Dade County, Section 3, Township 52 South, Range 41 East.

Staff recommends **denial** of the application as the applicant has failed to provide information sufficient to demonstrate that the proposed use meets the criteria established in the document referred to in Rule 40E-6.091, F.A.C.

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2. Consideration of a request by **Comcast ABB Management Corporation** (Application Number 04-0106-4) for issuance of a Right of Way Occupancy Permit for the proposed installation of an aerial crossing over-lashing an existing Florida Power and Light Company facility crossing C-9 located between N.E. 175<sup>th</sup> and N.E. 176<sup>th</sup> Streets. Location: Miami-Dade County, Section 8, Township 52 South, Range 42 East.

Staff recommends **denial** of the application as the applicant has failed to provide information sufficient to demonstrate that the proposed use meets the criteria established in the document referred to in Rule 40E-6.091, F.A.C.

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3. Consideration of a request by **John A. Wilcox, Jr., (Wilcox Builders, Inc.)** (Application Number 03-1120-4) for issuance of a Right of Way Occupancy Permit for the proposed re-shaping of the bank/berm of a portion of the south right of way of L-62 adjacent to Parcels A and B of Sunrise Estates, Okeechobee. Location: Okeechobee County, Section 22, Township 37 South, Range 34 East.

Staff recommends **denial** of the application for issuance of a Right of Way Occupancy Permit due to the fact that the applicant is no longer the owner of the land lying adjacent to the District's Works as required in District Rule 40E-6.221(9), F.A.C.

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4. Consideration of a request by **Lee and Diana Mele** (Application Number 05-0510-1) for issuance of a Right of Way Occupancy Permit for the proposed placement of fencing, landscaping and a trampoline within the south right of way of the Hillsboro Canal at the rear of 4085 N.W. 7<sup>th</sup> Place, Deerfield Beach. Location: Broward County, Section 33, Township 47 South, Range 42 East.

Staff recommends **denial** of the application for issuance of a Right of Way Occupancy Permit due to the fact that the applicant is no longer the owner of the land lying adjacent to the District's Works as required in District Rule 40E-6.221(9), F.A.C.

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5. Consideration of a request by **TCI of South Dade** (Application Number 99-0826-1) for issuance of a Right of Way Occupancy Permit to allow an existing aerial crossing hung on existing Florida Power and Light Company poles crossing C-100A at S.W. 124<sup>th</sup> Street. Location: Miami-Dade County, Section 14, Township 55 South, Range 40 East.

Staff recommends **denial** of the request for issuance of a Right of Way Occupancy Permit due to the fact that the applicant (TCI of South Dade) is not a viable company located or doing business in South Florida.

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