

45
46 **WHEREAS**, said regulation would properly act to protect the health, safety, property,
47 and welfare of the citizens of and visitors to the City, and
48

49 **WHEREAS**, there is a need to protect and enhance waterbodies, so that the public may
50 continue to enjoy the traditional recreational uses, to maintain important habitat for fish and
51 wildlife, to assimilate nutrients in the sediments and water column in the littoral zone, and to
52 stabilize the shoreline soils from wave action and erosional forces.
53

54 **NOW, THEREFORE BE IT ENACTED BY THE CITY COUNCIL OF THE CITY**
55 **OF MAITLAND, FLORIDA:**
56

57 **SECTION 1.** Chapter 11, Section 11-78, Permit Required, is amended to read as follows
58 (note: additions are identified by underscore and deletions by ~~striketrough~~):
59

60 Any person desiring to construct a boat dock, boathouse, boat ramp, boardwalk or
61 seawall within the City of Maitland on all natural and artificial (including City-owned) bodies of
62 water shall first apply for a City of Maitland Waterfront Structure Permit prior to the installation.
63 No boat dock (floating or stationary), boathouse, boat ramp, boardwalk, ~~or boat slip,~~ seawall, or
64 other shall be constructed except in accordance with an approved permit issued ~~consistent with~~
65 pursuant to this chapter.
66

67 This ordinance is intended for all waterfront structures. It is the intent of this chapter to
68 ensure that on canalfront lots, lakefront lots and streamfront lots no boating hazards will be
69 created, water pollution from stormwater runoff and other sources will be minimized, views of
70 water from adjoining properties will not be unduly impaired, and the appearance of the shore
71 when viewed from the water will be kept as natural as reasonably possible. The City's lakes,
72 canals and streams are among the city's greatest assets, and it is in the public interest to require
73 that their aesthetic appeal and water quality be maintained and enhanced when possible.
74

75 Application shall be made to the City in a format approved by the City. A processing fee,
76 in an amount which shall be determined from time to time by City Council shall be paid at the
77 time the application is submitted for review. Payment of the application fee shall in no way
78 guarantee issuance of a ~~p~~-Permit, and such fee is non-refundable.
79 (Ord. No. 1014, § 7, 7-23-01, amended Ord. No. xxx)
80

81 **SECTION 2.** ~~See. Chapter 11, Section 11-79- ,~~ Application for ~~p~~-Permit is amended to
82 read as follows:
83

84 Application forms for a permit shall be available at the permitting desk of the ~~Fire/Rescue~~
85 Community Development & Building Department. If the proposed structure is for public use, the
86 application shall be reviewed by the appropriate City Boards. Except for docks or related
87 structures approved for public use, no permit application will be accepted unless a principal use
88 exists on the applicant's property. Along with the ~~Waterfront Structural Permit application~~
89 waterfront structure permit application, the applicant must submit ~~three~~ four copies of a scaled
90 ~~sketch~~ or drawing that provides accurately the information requested on the ~~p~~-Permit application.

91 ~~The application shall include a scaled sketch or drawing illustrating the location and dimensions~~
92 ~~of the boat dock, boathouse, boat ramp, boardwalk or seawall, the dimensions of the property~~
93 ~~(including boundaries and bench marks) which shows the lake elevation, Mean Sea Level (MSL~~
94 ~~and the height above the Normal High Water Elevation (NHWE) listed on Table No. 1 in section~~
95 ~~11-80 for the property subject to the application. Where possible, the required measurements~~
96 ~~elevations shall be determined using as a reference a certified depth gauge placed in each lake by~~
97 ~~the City of Maitland. The scaled sketch or drawing shall also include:~~

- 98
- 99 (1) The name of the lake or water body;
- 100
- 101 (2) An arrow indicating the northerly direction;
- 102
- 103 (3) An indication of the scale to which the ~~sketch or~~ drawings are prepared;
- 104
- 105 (4) ~~The~~ All dimensions of the subject property and the length dimensions and
106 location of the proposed waterfront structure, the 100-year flood elevation, and
107 the lake elevation (NHWE) listed in Table No. 1. Length shall be measured from
108 the lake elevation (MSL/NHWE) listed in Table No. 1 in Section 11-80 herein; of
109 this Ordinance.
- 110
- 111 (5) The point where the lake elevation (MSL/NHWE) listed on Table No. 1 in Section
112 11-80 intersects with the shoreline and proposed construction;
- 113
- 114 (6) ~~The distance of~~ setbacks from adjacent property lines;
- 115
- 116 (7) The floor elevation of the proposed boat dock, and the floor and roof elevation of
117 any boat house or any other structure connected to the dock; relative to the lake
118 elevation (NHWE) listed in Table No 1. Section 11-80 of this Ordinance.
- 119
- 120 (8) Width of the ~~waterway~~ water body or canal at the location of the proposed dock,
121 if said water body or canal is less than two hundred (200) feet in width. All
122 measurements shall be taken from the lake elevation (MSL/NHWE) listed on
123 Table No. 1 in Section 11-80 herein.
- 124
- 125 (9) Elevation of the top of seawalls shall be indicated on plans. The maximum
126 elevation ~~is~~ shall not be higher than the 100-year flood elevation listed on in Table
127 No. ~~2~~1 in Section 11-80 herein.
- 128
- 129 (10) Location of floating turbidity barriers and upland erosion controls.
- 130
- 131 (11) Either a piling location survey certified by the contractor, or a piling location
132 survey prepared by a registered land surveyor, to provide evidence of proper
133 piling location. The piling survey shall include the lake elevation (NHWE), the
134 finish floor elevation of the waterfront Structure(s), piling layout with clearly
135 indicated measurements of the side yard setbacks, boat dock length and distance
136 into the water body measured from a permanent reference point. This document

137 must be approved by the City prior to proceeding with the decking or framing.
138 Any deviation from this procedure, due to individual construction methods, must
139 be approved in advance by the City.

- 140
141 (12) As part of a waterfront structure permit application, shorelines that do not meet
142 the vegetation standards of section 8-14 of the Maitland City Code shall be
143 required to be planted with native aquatic species so that no more than 50 feet, or
144 50 percent (whichever is less) of the shoreline remains clear of vegetation.

145
146 (Ord. No. 1014, § 7, 7-23-01, amended Ord. No. xxx)

147
148
149 **SECTION 3.** ~~See Chapter 11, Section 11-80-2, Review of application.~~ Application, is
150 amended to read as follows:

151
152 The permit application shall be processed by the City Manager or designee under the
153 following rules and regulations:

- 154
155 (1) Boat docks, boathouses, boat ramps, and boardwalks shall have a minimum side
156 set-back from the property line abutting shoreline property of ten (10) feet,
157 measured at the point(s) where the property lines(s) intersect the lake elevation
158 (MSLNHWE) listed in ~~the following Lake Elevation Chart Table No. 1 in Section~~
159 11-80 herein, or unless approved as a part of a ~~P~~planned ~~D~~development or
160 ~~D~~developers ~~A~~greement or by City Council on appeal:

161
162 Table No. 1 – Lake Elevations

163
164 TABLE INSET:

165

Lake	Elevation in Feet Above Sea Level (MSL)
Catherine	69.20
Charity	67.50
Destiny	89.40
Eulalia	69.20
Faith	71.30
Gem	70.00
Harvest	92.27
Hope	67.50
Hungerford	93.44

Jackson—	81.34—
Lily—	71.10—
Lomond—	91.00—
Love—	72.70—
Lucien—	91.42—
Maitland—	66.15—
Minnehaha—	66.15—
Nina—	66.15—
Park—	71.51—
Shadow—	82.6—
Sybelia—	71.0—
Seminary—	82.5—

166

<u>Lake</u>	<u>Normal High Water Elevation (NHWE) -</u>	<u>100-Year Flood Elevations</u>
<u>Catherine</u>	<u>69.20</u>	<u>71.40</u>
<u>Charity</u>	<u>67.50</u>	<u>73.20</u>
<u>Destiny</u>	<u>89.40</u>	<u>91.00</u>
<u>Eulalia</u>	<u>69.20</u>	<u>71.40</u>
<u>Faith</u>	<u>71.30</u>	<u>73.40</u>
<u>Gem</u>	<u>70.00</u>	<u>73.00</u>
<u>Harvest</u>	<u>90.27</u>	<u>92.00</u>
<u>Hope</u>	<u>67.50</u>	<u>74.30</u>
<u>Hungerford</u>	<u>93.44</u>	<u>96.00</u>
<u>Jackson</u>	<u>81.34</u>	<u>84.40</u>
<u>Lily</u>	<u>71.10</u>	<u>73.40</u>
<u>Lomond</u>	<u>89.40</u>	<u>91.00</u>
<u>Love</u>	<u>72.70</u>	<u>74.00</u>
<u>Lucien</u>	<u>91.42</u>	<u>94.00</u>
<u>Maitland</u>	<u>66.50</u>	<u>70.00</u>
<u>Minnehaha</u>	<u>66.50</u>	<u>68.30</u>
<u>Nina</u>	<u>66.50</u>	<u>68.30</u>
<u>Park</u>	<u>71.51</u>	<u>73.00</u>
<u>Shadow</u>	<u>82.60</u>	<u>84.60</u>
<u>Sybelia</u>	<u>71.00</u>	<u>78.00</u>
<u>Seminary</u>	<u>82.50</u>	<u>86.90</u>
<u>Waumpi</u>	<u>58.50</u>	<u>64.00</u>

NOTE: All elevations in feet above sea level, National Geodetic Vertical Datum of 1929 (NGVD29).

167

168

169 This chart shall be based on the best available data and shall be updated by the
170 City as needed to ensure consistency with federal flood regulations and Water
171 Management District Rules and guidelines.

172
173 (2) The permissible length of boat docks and other structures will be such as to assure
174 that use by the owner will not unreasonably interfere with the riparian or littoral
175 rights of other persons and property, including but not limited to navigation, lake
176 access, and safety issues. The length will be measured from the lake elevation as
177 listed in Table No. 1 in Section 11-80 of this Ordinance. In no event shall a boat
178 dock exceed a distance of fifty (50) feet into the lake, (measurement shall start at
179 the point the main access ~~to~~ walkway of the dock crosses the ~~MSL-NHWE~~
180 elevation listed in Table 1 consistent with the intent listed in Section 11-78),
181 unless otherwise approved as part of a Planned Development or Developers
182 Agreement with the City or by City Council on appeal.

183
184 (3) No structure shall be built within, on, over, or under areas which constitute
185 easements for ingress or egress, conservation, or for drainage. Under no
186 circumstances shall a boat dock, boathouse, boat ramp or boardwalk be used for
187 living purposes.

188
189 (4) The minimum finished floor of boat docks and boardwalks shall be at least one
190 (1) foot above the lake elevation (~~MSL~~) listed in Table 1 in Section 11-80. The
191 maximum boathouse height shall be thirteen (13) feet above the lake elevation
192 (MSL-NHWE) listed in Table No. 1 in Section 11-80. The maximum finished
193 floor of boat docks and boardwalks waterward of the NHWE shall not exceed two
194 (2) feet above the lake elevation (NHWE) listed in Table 1 in Section 11-80.
195 Except for seawalls, the maximum floor elevation of any waterfront structure
196 permitted under this ordinance landward of the NHWE shall not exceed two (2)
197 feet above existing grade. The maximum boathouse height shall not exceed
198 thirteen (13) feet above the lake elevation (NHWE) listed in Table No. 1 in
199 Section 11-80, and the roof must be pitched. The minimums and maximums in
200 this subsection shall apply unless otherwise approved as part of a Planned
201 Development or Developer's Agreement with the City or by City Council on
202 appeal.

203
204 (5) ~~Boathouses and boat shelters may not exceed six hundred (600) square feet in the~~
205 ~~covered area and shall have no enclosed areas, unless otherwise approved as part~~
206 ~~of a Planned Development or Developers Agreement or by City Council on~~
207 ~~appeal. The terminal platform of any boathouse, boat dock, boat slip, boardwalk,~~
208 ~~not including the main access walkway, or any other structure permitted under~~
209 ~~this ordinance, shall not exceed eight hundred (800) square feet in total area, and~~
210 ~~shall have no enclosed areas. The maximum width of the terminal platform (see~~
211 ~~definition) shall not exceed 30 feet, unless otherwise approved as part of a~~
212 ~~Planned Development or Developer's Agreement with the City or by City Council~~
213 ~~on appeal.~~

- 215 (6) Except for seawalls, the natural shoreline must not be changed in the
 216 construction of a boathouse, boat shelter or dock any waterfront structure. No soil
 217 or sediments shall be allowed to enter any waterway from adjacent upland areas
 218 and no sediments within a water body which are disturbed in the process of
 219 constructing waterfront structures shall be allowed outside of the approved
 220 containment area, as indicated on the permit. Floating turbidity barriers and
 221 upland erosion controls are required for all waterfront construction projects and
 222 must be installed and approved prior to any other activity, including any site
 223 preparation or demolition.
- 224
- 225 (7) No boat dock/boathouse combination should exceed one thousand (1,000) square
 226 feet in area, unless approved by the Department of Environmental Protection
 227 (DEP) and as part of a Planned Development or Developers Agreement. The
 228 maximum width of the landward portion of any structure permitted under this
 229 Ordinance shall not exceed seventy-two (72) inches. A minimum width of forty-
 230 four (44) inches shall be required for the waterward portion of any structure,
 231 except that a minimum width of seventeen (17) inches shall be required for any
 232 secondary access around boathouses or boat slips. Boards used to construct the
 233 surface of the structure, whether landward or waterward, shall not exceed eight
 234 (8) inches in width and shall be spaced at least one-quarter (1/4) inch apart.
- 235
- 236 (8) ~~The maximum width will be limited by the setbacks and maximum square footage~~
 237 ~~allowed. A minimum width of forty four (44) inches shall be required for main~~
 238 ~~dock access, and the waterward portion of any structure, except that a minimum~~
 239 ~~width of seventeen (17) inches shall be required for any secondary access around~~
 240 ~~boathouses or boat slips.~~
- 241
- 242 (9)(8) No person shall install, repair or replace an electrical device in a waterfront
 243 structure without first obtaining an electrical permit in conjunction with
 244 the Wwaterfront
 245 Sstructure permit.
- 246
- 247 (10)(9) Seawalls An existing seawall's vertical height shall not exceed the 100-year
 248 Fflood Eelevation listed in Table 21. No seawall shall be built on the lake
 249 side of the MSLNHWE listed in Table 1. All seawalls shall be required to
 250 have a permit from the Department of Environmental Protection (DEP)
 251 prior to issuance of the application for a City of Maitland Wwaterfront
 252 Sstructure permit. Existing seawalls requiring maintenance and repair
 253 shall be faced with rip-rap for stabilization and prevention of undercutting
 254 and erosion. New vertical seawalls are prohibited except along canals or
 255 stream banks that do not allow sufficient area for sloped seawalls. Sloped
 256 riprap type structures or geotube type structures that allow wave energy to
 257 dissipate, and allow shoreline vegetation to propagate, may be permitted.
- 258
- 259
- 260

Table 2

TABLE INSET:

Lake	100-Year Flood Elevations
Catherine	71.40
Charity	73.20
Destiny	91.00
Eulalia	71.40
Faith	73.40
Gem	73.00
Harvest	92.00
Hope	74.30
Hungerford	96.00
Jackson	84.40
Lily	73.40
Lomond	91.00
Love	74.00
Lucien	92.00
Maitland	70.00
Minnehaha	68.30
Nina	68.30
Park	73.00
Shadow	84.60
Sybelia	78.00
Seminary	86.90

262
 263
 264
 265
 266
 267
 268
 269
 270
 271
 272
 273

(11)(10) Permit applications will be reviewed by the City Manager or designee for the following ~~criteria~~:

- a. Possible obstruction to navigability;
- b. ~~Impairment of lake view visibility from living areas of abutting properties;~~
- ~~e.b.~~ Hazardous or safety condition; and
- ~~d.c. Whether the proposed structure unreasonably interferes~~ Unreasonable interference with the riparian or

littoral rights of other property owners. "Unreasonable interference" shall include but not be limited to:

1. Proximity of docks of abutting property owners;
2. Access for boaters and swimmers; and
3. Any unusual configuration of the shoreline, which would cause the proposed dock to restrict access to sections of the waterway, or impairment of lakeview visibility from living areas of abutting properties.

~~(12)~~(11) Upon receiving the application, the City Manager or his designee will send notices to the record owners of the five properties ~~owners~~ to each side of the property, along the shoreline of the waterbody where the proposed construction is to occur, by certified mail, return receipt requested.

~~(13)~~(12) After the City Manager or designee has conducted an onsite inspection, and after all regulations for issuance of a permit have been satisfied as outlined in this ~~e~~Chapter, the City Manager or designee shall approve, deny, or approve the permit with conditions. The decision shall be in writing, and shall indicate the date of the decision. The applicant will be notified and copies will be sent via certified mail to those property owners required to be notified in subsection ~~12~~11 above.

~~(14)~~(13) Plan revisions must be submitted pursuant to section 11-80, including re-notification under 11-80(~~12~~). ~~A revision processing fee shall be paid at the time the plan revision is submitted for review.~~11).

~~(15)~~(14) House numbers shall be prominently displayed on all ~~boathouses and docks~~ waterfront structures (see definitions).

(Ord. No. 1014, § 7, 7-23-01, amended Ord. No. xxx)

SECTION 4. ~~See Chapter 11, Section 11-81-~~, Appeals from ~~d~~Decisions of the City Manager or ~~d~~Designee, is amended to read as follows:-

(1) Appeal Process for Adversely Affected Property Owners

Any person may file a written objection with the City Manager, within fifteen (15) calendar days of the date on which the City mailed the notices referred to in Section 11-80(~~12~~11). If no such notice of appeal is received within the fifteen-day period, then the ruling of reviewing staff shall be final. If an appeal is filed, such appeal shall be heard by the City Council at their next available regular meeting. Notice of the appeal will be provided to the applicant, nearby property owners entitled to notification under Section 11-80(11 ~~(12)~~), and to persons who have objected in writing to the proposed ~~s~~Structure. At an advertised public hearing, the City Council may affirm, reverse, or modify the decision of the reviewing staff. A copy of the

320 decision of the City Council will be sent via certified mail to the applicant and those who filed
321 written objections to the Permit.

322
323 (2) Appeal Process for Applicants

324
325 If the City Manager or designee either denies a permit or approves a permit with
326 conditions, the applicant may appeal the adverse decision or the conditions placed on the permit
327 by sending a letter requesting an appeal to the City Clerk within fifteen (15) calendar days on
328 which the City mailed the notices referred to in Section 11-80(12). If no such notice of appeal is
329 received within the fifteen-day period, then the ruling of reviewing staff shall be final. If an
330 appeal is filed, such appeal shall be heard by the City Council at their next available regular
331 meeting. Notice of the appeal will be provided to the applicant, nearby property owners entitled
332 to notification under Section 11-80(11), and to persons who have objected in writing to the
333 proposed Structure. At an advertised public hearing, the City Council may affirm, reverse, or
334 modify the decision of the reviewing staff. A copy of the decision of the City Council will be
335 sent via certified mail to the applicant and those who filed written objections to the permit.
336 (Ord. No. 1014, § 7, 7-23-01, amended Ord. No. xxx)

337
338 **SECTION 5.** See Chapter 11, Section 11-82; Nonconforming sStructures; is amended
339 to read as follows:

340
341 Where a sStructure exists prior to the adoption of this Code that is not in compliance with
342 the terms of this Code, such structure shall be treated as a legal nonconforming ~~use-structure~~,
343 subject to the following provisions:

- 344
345 (1) No such nonconforming structure may be enlarged in a way; which increases its
346 nonconformity, but any structure or portion thereof may be maintained or altered
347 to decrease or maintain its nonconformity;.
- 348
349 (2) Minor repairs to the routine maintenance of nonconforming structures are
350 permitted and encouraged. Routine repairs and maintenance of nonconforming
351 structures or fixtures, wiring or plumbing, or on the repair or replacement of walls
352 shall be permitted. Nothing in this code shall be deemed to prevent the
353 strengthening or restoring to a safe condition of any structure, or part thereof
354 declared to be unsafe by any Public Official charged with protecting the public
355 safety upon order of such Official.
- 356
357 ~~(2)~~(3) Should such nonconforming structure or nonconforming portion of structure be
358 destroyed by any means to an extent of more than seventy five per cent (75%) of
359 the assessed value of the total structure, the nonconforming structure or
360 nonconforming portion of the structure shall not be reconstructed except in
361 conformity with the provisions of this Code as a new waterfront structure; and
- 362
363 ~~(3)~~(4) Should such structure be moved or relocated for any reason for any distance what
364 so ever, it shall thereafter conform to the requirements of this Code as a new
365 waterfront structure.

366
367 (Ord. No. 1014, § 7, 7-23-01, amended Ord. No. xxx)

368
369 **SECTION 6** ~~See Chapter 11-83. Scope, effect of permit.~~ Section 11-84 Public
370 Hazards, is added to read as follows:

371
372 ~~The required permit under this chapter shall not substitute for, and shall be in addition to,~~
373 ~~any permitting requirements of any state or federal agencies. No permit for any boat dock,~~
374 ~~boathouse, boat ramp or boardwalk shall be approved in any water body where state or federal~~
375 ~~regulations prohibit such installation.~~

376
377 (1) Structures shall be deemed a public hazard when the Lakes Management
378 Coordinator and a Building Department Designee from the city has determined
379 that said structure has fallen into disrepair. A written notification from the City of
380 Maitland will be sent to the owner giving the owner 60 days to remedy the hazard,
381 or to provide a signed contract for removal or repair to be completed within 90
382 days of notification, or to document a good faith effort to remedy the hazard in a
383 timely manner with an explanation, in writing, as to why the hazard has not been
384 remedied. Such explanation must be acceptable to both the Lakes Management
385 Coordinator and to the Building Official or Designee.

386
387 (2) Vessels that have sunk below operable depth shall be removed or refloated by the
388 vessel's owner within fifteen (15) days of the owner's receipt of written
389 notification from the City of Maitland instructing the owner to remove or refloat
390 the vessel. (Fuel and oil within the vessel shall be removed from the vessel by the
391 vessel's owner within 24 hours after receipt and notification from the City).

392 (Ord. No. 1014, § 7, 7-23-01, amended Ord. No. xxx)

393
394
395 **SECTION 7.** Chapter 11, Section 11-85 is added to include the following definitions:

396
397 **DEFINITIONS**

398
399 **(These definitions are to be utilized for Maitland City Code, Chapter 11, Division 4 only)**

400
401 **Access Walkway:** means that portion of the dock that commences on the upland parcel and
402 terminates at the junction with the terminal platform.

403
404 **Boat Dock or Dock:** means any temporary, permanently fixed, floating structure extending from
405 the Normal High Water Elevation (NHWE) into or over the water, capable of use for vessel
406 mooring and other water-dependent recreational activities. This includes any floating structure,
407 boat lift or mooring pilings, detached from the land, capable of use for mooring vessels and or
408 for other water-dependent activities. This also includes any area adjacent to the dock designated
409 for mooring purposes.

410
411 **Boardwalk:** elevated walkway structure typically constructed with timber.

412
413 **Boathouse:** roofed structure, primarily over water, used to shelter boats and/or watercraft.
414

415 **Boat Ramp:** means any structure or clearing that extends to or waterward of the Normal High
416 Water Elevation or any structure or clearing upon which trailer-able watercraft can be launched
417 or retrieved. Provided, however, that, notwithstanding the foregoing, this definition shall not
418 apply to a homeowner who clears land which is the site of his personal residence, in compliance
419 with applicable regulations, without building any structure or dredging or filling, for the purpose
420 of launching and retrieving his or her personal watercraft.

421
422 **Boat Shelter:** same as Boathouse.
423

424 **Boat Slip:** area of the dock designed to enclose the boat on 3 sides.
425
426

427 **Disrepair:** state of being in need of repair.
428

429 **Enclosed Areas:** an area containing one or more walls or partitions constructed of any material.
430

431 **Geo Tube:** specially fabricated containers made of high-strength, woven geotextile, with special
432 high strength seaming to resist pressures during pumping operations reclaiming lake bottom
433 materials, used as integral components in the construction of a variety of marine and hydraulic
434 structures.

435
436 **Living Purposes:** a space in a structure for living, sleeping, eating, cooking and/or bathrooms.
437

438 **Main Access Walkway:** primary access to the boathouse or boat dock. Means that portion of
439 the dock which commences on the upland parcel and terminates at the junction with the terminal
440 platform.

441
442 **Normal High Water Elevation:** means the average elevation of the landward edge of waters
443 over a 19-year period, as listed in Table 1, herein. For shorter periods of observation, “Mean
444 High Water” means the height of the high waters after corrections are applied to eliminate
445 known variations and to reduce the result to the equivalent of a mean 19-year value. Source:
446 FLORIDA STATUTES CHAPTER 177, PART II, COASTAL MAPPING ACT.
447

448 **Permit or Waterfront Structure Permit:** means the waterfront structure permit issued by the
449 City of Maitland, which includes the placard and set of plans, authorizing construction of a boat
450 dock, boathouse, boat ramp boardwalk or seawall within the City of Maitland’s natural and
451 artificial bodies of water.

452
453 **Permit Application Package:** means the completed package including the permit application,
454 plans, fees, and detailed specifications submitted to the City of Maitland for review and
455 approval.
456

457 **Principal Use:** means a use of the upland parcel for residential or governmental purpose. At a
458 minimum, a principal use shall be established by the issuance of a Certificate of Occupancy for a
459 principal structure.

460
461 | **Retaining Wall:** A man-made structure built of materials such as, but not limited to, large
462 stones, cement, rubble, railroad ties, cement blocks, or wooden planks that form a wall to hold
463 upland soil in place, preventing its erosion into a water body. It is built landward of a surface
464 | water's Normal High Water Elevation and the Wetland Delineation Line, established by the
465 Florida Department of Environmental Protection.

466
467 | **Riprap:** broken rock, cobbles, or boulders placed in front of seawalls to slow down wave action
468 | and reduce the wave's energy being carried shoreward.

469
470 | **Seawall:** A man-made structure made of materials such as, but not limited to, cement block,
471 concrete, galvanized steel, wood, or metal that is located between the 100 year flood elevation
472 and NHWE of a water body. The structure is designed and placed such that it prevents shoreline
473 erosion by dispersing the energy of a wave's action elsewhere on the shoreline.

474
475 | **Secondary Access:** secondary means of accessing boat and/or secondary area to tie up a boat.

476
477 | **Structure:** that which is built, constructed, erected, or placed, including all temporary, fixed, or
478 | movable construction.

479
480 | **Sunk:** submerged below usable depth for vessel operation.

481
482 | **Terminal Platform:** means that portion of a dock beginning at the terminal end of the main
483 access walkway including platform decking, boathouse, boat slip and secondary access. The
484 terminal platform shall be designed for the mooring and launching of vessels or other water-
485 dependent activities.

486
487 | **Waterfront Structure:** any seawall; retaining wall; boardwalk; boat slip; boat ramp; boathouse;
488 boat dock, floating structure; boat lift; or mooring pilings, whether temporary or permanent,
489 located within a Shoreline Protection Area, that area beginning 15 feet landward of the NHWE
490 and extending through the littoral zone of the waterbody.

491
492 | **Waterway or Water Body:** lakes, streams, canals, runs and creeks.

493
494 | **Written:** communication of written words including correspondence by letter, e-mail, and
495 facsimile.

496
497 | (Ord. No. 1014, § 7, 7-23-01, amended Ord. No. xxx)

498
499 | **SECTION 8.** All ordinances or parts of ordinances in conflict herewith are hereby
500 repealed to the extent of such conflict.

501

