



**UNLIMITED PERMIT SERVICES, INC.**

City of Delray Beach Development Services

Planning & Zoning

100 NW 1<sup>st</sup> Avenue

Delray Beach, FL 33444

RE: Project Relief Request for Waiver of LDR Sec. 7.1.7(D) Seawall max elevation at  
1310 NW 13 St, Delray Beach, FL 33444

To whom this may concern:

I am writing on behalf of Audrey Balbiers and William Panoff, owners of the property located at 1310 NW 13 St, Delray Beach, FL 33444. The property is legally described as "LAKE IDA ESTATES LT 1" with Parcel Control Number 12-43-46-08-52-000-0010.

We are requesting a relief waiver from the Delray Beach Land Development Regulations (LDR) Sec 7.1.7(D), which states the maximum elevation of a seawall or dock is determined by the base flood elevation (BFE) for the property, as identified in the corresponding FEMA Flood Insurance Rate Map (FIRM). The request is pursuant to Section 2.4.11(B) Waivers.

The proposed construction is to build a new seawall in front of the existing. The currently stacked stone and wood constructed existing seawall is measured at an existing elevation of 9.68' NAVD. This is higher than the BFE of 9.0' NAVD. There is significant structural deterioration which has resulted in dangerous sinkholes forming landward of the wall. These voids present a serious safety hazard and are at risk of progressive soil loss and further structural instability.

The rear of the property has an unsafe slope that requires correcting. The proposed elevation of the new seawall is 11.33' NAVD. This will decrease the property to a more gradual slope from the edge of the pool deck to the seawall for functional and safety in the rear yard.

The Florida Department of Environmental Protection (FDEP) under Project No.: 50-0364605-002,003,004-EE and Army Corps of Engineers pursuant to the SPGP VI-RI permit approvals are received and submitted with this application.

In accordance with Section 2.4.11 (B)(5), and in support of this waiver application, we affirm that:

- (a) The proposed seawall improvements will not adversely affect the neighboring area. The design is consistent with shoreline stabilization modern resiliency design standards.
- (b) The improvements will not diminish the provision of public facilities; the site does not encroach on public easements, rights-of-way, or utilities.
- (c) No unsafe situation will be created. On the contrary, the proposed seawall is to prevent the hazardous drop offs and sinkholes.
- (d) No special privilege is being granted. The same waiver has already been granted for nearby properties under similar circumstances. Similar relief would be appropriate for another property and applicant that is faced with these existing property grade elevations and constraints.

Thank you for your review and consideration of this request. If you have any questions or need any additional information, please do not hesitate to contact me.

Sincerely,



Lisa McConnell

Authorized Permit Agent

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