

AUG 23 '22 PM 11:26

HARVEY FELTQUATE
105 Bella Vista Terrace Unit D
N. Venice, FL 34275

Kelly Michaels, MMC
Venice City Clerk
401 West Venice Avenue
Venice, FL 34285

August 17, 2022

Dear Ms. Michaels,

This letter is written as requested to inform you and the City Council of our ongoing litigation with the South West Florida Water Management District (SWFWMD) relative to the permit issued to the Venetian Golf and River Club for the construction of three pickleball courts. Our civil engineer has reviewed the plans and the applicants' engineers February 22, 2022, response letter submitted to the Bureau. We take exception to the permit issuance for construction which we feel does not conform to Sec 62-330-050 (9-61) and Sec 62-330-051 and violates the requirements of the original development permit issued to the Venetian Golf and River Club Community.

I am enclosing the amended Petition (Case #22-2212) sent to SWFWMD to back up our charges. SWFWMD has reviewed the petition and scheduled a hearing before Chief Judge Brian Newman on October 11th and 12th to hear arguments between the petitioner Harvey Feltquate and the responder, SWFWMD. The hearing will be held in Sarasota in person (no zoom).

Due to the late date of the hearing it might be prudent to reschedule our September 27, 2022 meeting with City Council after a decision on the case is made.

Sincerely,



Harvey Feltquate

HARVEY FELTQUATE
210B PINE LANE EXT.
OSTERVILLE, MA 02655

Southwest Florida Water Management District
7601 US Highway 301
N. Tampa, FL 33637-6759

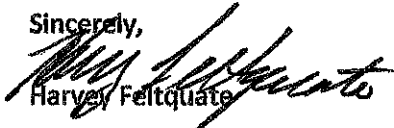
July 6, 2022

Re: Permit no. 43021171.037

To Whom It May Concern,

I am forwarding an amended petition to permit no. 43021171.037 and enclosing all pertinent information relative to this case. Currently I am residing on Cape Cod for the summer. It took over ten days including holiday for me to receive your order of dismissal. I hope you will allow me extra time, if needed, to address this matter.

Sincerely,


Harvey Feltquate

A Weitzman <okarnle@yahoo.com>

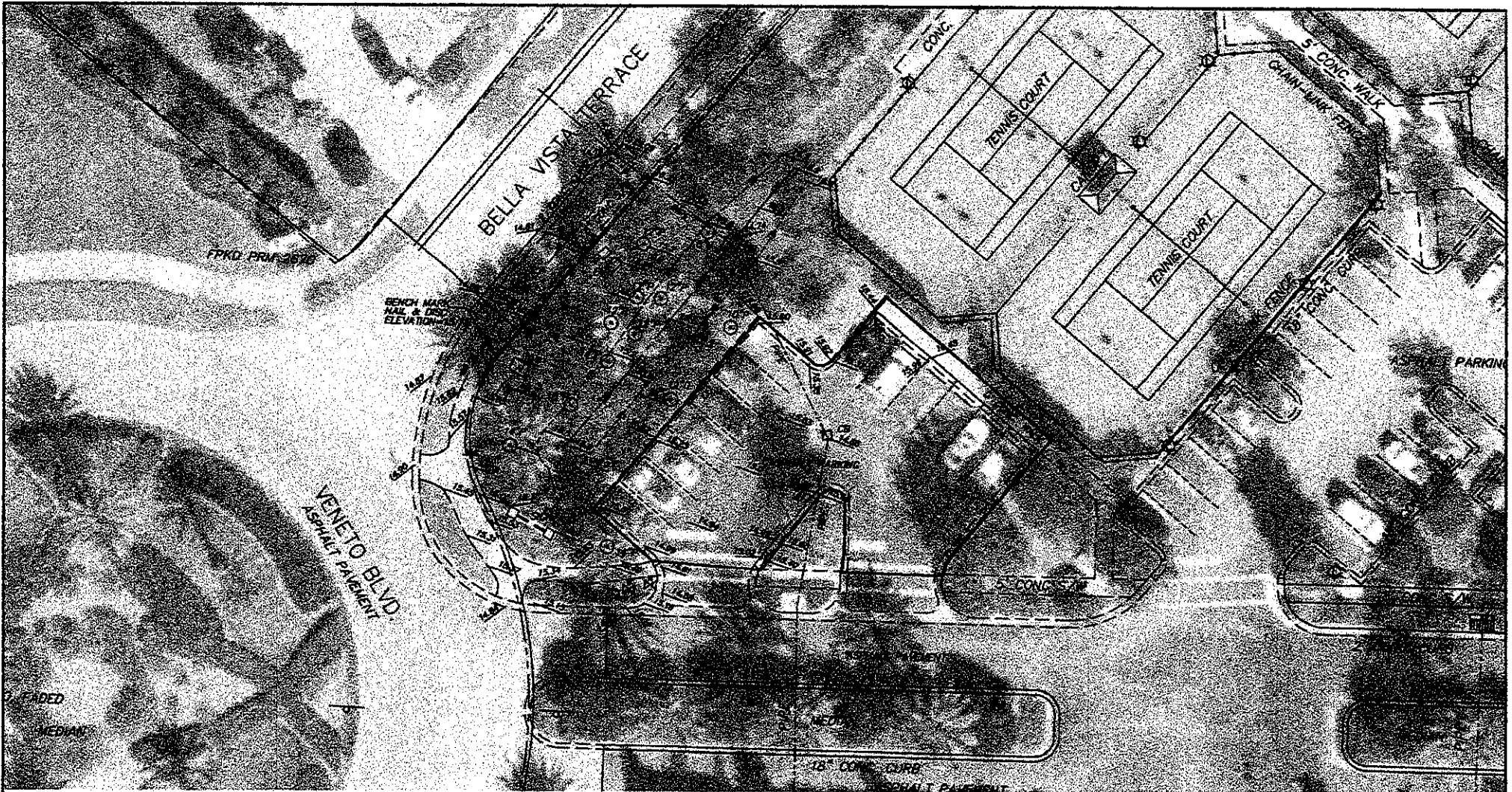
7/3/2022 9:16 PM

Completed amended petition

To Harvey Feltquate <capelfeltquate1@comcast.net> • Tyler Cassell <carnescassell@msn.com> •
Jasbouquet72 <jasbouquet72@comcast.net>

.see attached word file and engineering map

- Petitioner's engineer drawing.pdf (7 MB)
- section28-106.201.docx (20 KB)



AREA = 5897.32 SQ. FT.
 PERIMETER = 366.5 FT.

North Venice, FL 34275

Telephone #774-286-9307

Email address: capefeltquate1@comcast.net

The action by the VCDD will have a substantial economic and health impact to myself and family plus XX residents that are adjacent to the proposed site. The community is totally developed and open space is locked by the original developer.

Notice

Until June 24, 2022, I nor any resident adjacent to the proposed VCDD project was officially notified that a permit was filed with the SWFWMD or was the site posted that a permit was submitted to the SWFWMD.

We learned of the permit at a City of Venice Planning and Zoning Commission meeting.

Disputed Issues

The applicant contends that the proposed action does not increase the impervious surface or alter the stormwater flow. However, an analysis by

A professional engineer states that the applicant is in error and there is a significant impact to the area by this activity.

Petitioners statement of Facts

The proposed VCDD activity will remove 20 years of vegetation growth shielding the residential street from a new recreational activity not included in the original development. The Venetian Golf and River Club Master Declaration requires the VCDD to maintain all the open space in the community. This proposed action will reduce the amount of open space and alternate the original approved stormwater management plan by increasing the impervious space from 5,798.32 sq. ft. To 6,282.92 sq. ft. and reduce the retention capacity of the current 15 ft. wide and one foot deep swale to a 5 ft. wide by one-half foot deep swale. The original swale is filled and the proposed swale is moved toward the roadway. The petitioner Engineer's calculations used the applicants plans and AutoCAD 2018 MeasureGeo software. This action will alternate the flow path and the time of concentration resulting in increased stormwater volume runoff during critical storm events in the high precipitation season when the ponds and lakes are at capacity. This activity is in direct violation of the original Storm Water Management permit of the Venetian Golf & River Club Community.

Statement of Specific Rules

Section 62-330-050 subsection 9 specifically states:

The following apply when specified in an exemption in Rule 62-330.051, F.A.C.:

(b) Construction, alteration, and operation shall not:

1. Adversely impound or obstruct existing water flow, cause adverse impacts to existing surface water storage and conveyance capabilities, or otherwise cause adverse water quantity or flooding impacts to receiving water and adjacent lands;

As stated above the proposed activity obstructs existing water flow; reduces existing water retention and conveyance capabilities; and can cause adverse water quality by erosion due to steep slopes.

Relief Sought

In order to eliminate the economic and health issues of this proposed activity, the petitioner believes that the applicant must stay within the current boundaries of existing impervious surfaces, maintain the current mature vegetation, and not alter the existing stormwater conveyance system approved for each area of the original community permit.