



## CITY OF VENICE

CITY CLERK'S OFFICE

401 W. Venice Avenue, Venice, FL 34285

(941) 486-2626

[www.venicegov.com](http://www.venicegov.com)

### REQUEST FOR AFFECTED PERSON STATUS

**TO BE FILED WITH THE CITY CLERK AT LEAST THREE (3) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING**

Please see the back of this application for more information regarding affected person status.

<b>Requestor Name:</b> VICTOR & PATRICIA MANNING (S.WILLIAM MOORE, ESQ.)	
<b>Address:</b> 940 SUNSET DR., VENICE, FL	
<b>Email:</b> bmoore@mbrfirm.com; ksewell@mbrfirm.com	<b>Phone:</b> 941-365-3800 WK.
<b>Project Name/Petition No.</b>	
<b>This request is for the hearing before the:</b> <input checked="" type="checkbox"/> Planning Commission <input type="checkbox"/> City Council	

Please check the applicable statement below and fill in blanks:

	1. I am an owner/resident/other occupant (individual or business entity) of property located approximately _____ feet from the property which is the subject of the quasi-judicial action.
X	2. I am the authorized representative of an owner/resident/other occupant (individual or business entity) of property located approximately _____ feet from the property which is the subject of the quasi-judicial action.
	3. I am the authorized representative of a condominium or neighborhood association whose members consist of owners, residents or occupants of real property located approximately _____ feet from property which is the subject of the quasi-judicial action. Association name:

**NOTE: If you checked Item 2 or 3 above, unless you are an attorney you must have written authorization signed by the person, entity, or association you represent. In the case of an association, the authorization must be signed by an officer of the Board of Directors of the association.**

I will be adversely affected by the approval of the above referenced application because ( explain below how you will be adversely affected to a greater degree than other members of the community at large, attach a separate sheet if necessary):

The Mannings are objecting to the variance for reasons to be further explained, but specifically, the proposed wall to be constructed in the gully, has not been studied for hydrological and drainage impacts to adjacent properties.

I understand that completion of this form does not substitute for speaking in person at the public hearing on the matter. I hereby certify that the statements on this form are true to the best of my knowledge and belief. I understand that I or someone on my behalf must be present at the public hearing to present my case to the Planning Commission and/or the City Council.

<b>Signature:</b> S. William Moore	<b>Date:</b> 9/5/2021
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Information regarding Affected Person Status:
<ul style="list-style-type: none"><li>• All members of the public have the opportunity to speak under the audience participation section of a public hearing. You do not need to file a Request for Affected Person Status to be allowed to speak at the public hearing.</li></ul>
<ul style="list-style-type: none"><li>• If granted affected person status, you will have the same opportunity as the applicant to present evidence and testimony and to cross-examine witnesses for the applicant, City, and any other party. You may also be cross-examined by the City, applicant, or any other party.</li></ul>
<ul style="list-style-type: none"><li>• To be eligible for affected person status you must submit this application to the City Clerk, including all appropriate documentation, at least three (3) business days prior to the public hearing.</li></ul>
<ul style="list-style-type: none"><li>• Your status as an affected person will be determined at the public hearing. Staff does not have any part in the determination.</li></ul>
<ul style="list-style-type: none"><li>• You must be present at the public hearing concerning the matter in which you are seeking affected person status.</li></ul>
<ul style="list-style-type: none"><li>• The granting of affected person status by the Planning Commission does not guarantee City Council will grant affected person status. A new request will need to be timely submitted to the City Clerk's office prior to the public hearing before City Council.</li></ul>
<ul style="list-style-type: none"><li>• The granting of affected person status is limited to the land use petition at issue. If a subsequent petition is filed for the same property, affected person status will need to be requested again prior to the public hearing. For example, the granting of affected person status for a zoning map amendment does not mean you automatically have affected person status for a preliminary plat or site &amp; development plan petition for the same property.</li></ul>

# MOORE BOWMAN & REESE, P.A.

EMINENT DOMAIN & PROPERTY RIGHTS LAWYERS

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September 3, 2021

The City of Venice Planning Commission  
Mr. Barry Snyder, Chairman  
Mr. Shaun Graser  
Mr. Richard Hale  
Mr. Bill Wilson  
Mr. Richard Lawson  
Mr. Jerry Jasper

**VIA ELECTRONIC MAIL**

Re: "Affected Person" Status regarding Variance Request 21-12VZ  
Victor & Patricia Manning – 940 Sunset Dr.

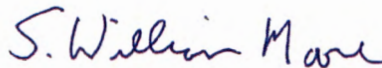
Dear Planning Commissioners:

Please receive this letter as a request on behalf of our clients, Victor & Patricia Manning, that they may be granted "Affected Person" status by the Planning Commission, in reference to the proposed variance request (21-12VZ) by Craig & Julie Hoensheid, 1100 Sunset Drive.

Mr. & Mrs. Manning own a home adjacent to the applicant, and will be materially affected by any decision by the commission regarding the variance, set for public hearing on September 7, 2021.

Thank you for your consideration.

Respectfully submitted,



S. William Moore

SWM/kpt

cc: Victor & Patricia Manning

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