



Memorandum

To: The Honorable Mayor and City Commission

Date: May 9, 2023

From: Albert P. Childress
City Manager

APC

Subject: Application for Expansion of Pier B

Introduction

The City Manager's Office received notice from the State of Florida on Thursday, May 3rd of a request from Pier B to expand their use of the Pier.

Background

On Wednesday May 3rd, 2023, the Committee for Safer Cleaner Ships sent an e-mail to the Mayor and City Commissioners, the City Attorney, the City Clerk, City Manager, and the Port Director with respect to a notice that the Florida Department of Environmental Protection (FLDEP) had posted. The notice was Pier B's request to modify its existing submerged lands lease and expand the cruise port by approximately 25% in total area.

In the e-mail from Safer, Cleaner Ships, they requested that the Mayor and City direct staff to 1) determine the City's property rights under FAC18-21 regarding the 25 foot setback and the potential implications of Pier B's proposed lease modifications with respect to those rights 2) determine potential impacts of an expansion of Pier B cruise port on the City's current or future maritime activities and/ or other revenue generating activities at Mallory; and 3) determine potential impacts of an expanded Pier B cruise port and larger ships on the visitor experience at Mallory. Additionally, Safer, Cleaner Ships requested that the Mayor and City Commission formally notify FLDEP of the City's opposition to the proposed lease modification at this time. The FLDEP has requested any comments to the application be submitted by May 19th, 2023.

On Wednesday May 3rd, 2023, the City Manager's Office received a letter from the FLDEP notifying the city of the application. (Please see attached).

Under Section 3.07 of the City Charter the Mayor, any two (2) members of the City Commission, consistent with the Sunshine Law or the City Manager, may call a special meeting of the Commission. On Saturday, May 6th, 2023, the City Manager notified the Mayor and City Commission that a Special Meeting was being called for May 9th from 5:00PM – 7:00PM to discuss the application that was submitted.