

Sec. 3.07. - Docks and dune crossovers.

- A. *Location.* Docks may be constructed only in the waters of the Indian River and waters tributary thereto. Dune crossovers may be constructed over the primary dune to provide access to the beach. Each dock or dune crossover and its associated pilings shall be located in the middle one-third of the lot on which the dock is an accessory use and oriented such that a docked boat would also be in a location that corresponds to the middle one-third of the lot on which the dock is an accessory use (See Illustration 20: Location of Dock, Exhibit A), unless the board of adjustment approves another location using alternative development standards.
- B. *Size.* No dock shall exceed 500 square feet, and no dune crossover shall have a sitting or reviewing deck exceeding 100 square feet in addition to the area of the walkway, unless the board of adjustment approves additional area using alternative development standards.
- C. *Height.*
 - 1. *Docks.*
 - a. The deck of a dock shall not be higher than four feet above mean high water, or five feet above mean high water if the Department of Environmental Protection so requires after performing an official survey and providing a statement of seagrass that is acceptable to the administrative official. (See Illustration 21: Dock Dimensions, Exhibit A)
 - b. Pilings supporting such dock or used in conjunction therewith shall not be higher than eight feet above mean high water. (See Illustration 21: Dock Dimensions, Exhibit A)
 - 2. *Dune crossovers.*
 - a. The deck of a dune crossover shall not be higher than one foot above the existing grade, unless a greater height is approved by the board of adjustment using alternative development standards.
 - b. Dune crossover posts and railings shall not be higher than three feet above the deck of the dune crossover.
- D. *Design.*
 - 1. Railings shall be of post and rail construction that does not create a material visual obstruction to the waters of the Indian River or tributaries, or to the Atlantic Ocean from contiguous lots or rights-of-way.
 - 2. Fencing, screening, walls or louvered windbreaks on docks or dune crossovers are prohibited unless approved by the board of adjustment using alternative development standards.
 - 3. Covered structures or buildings of any type are prohibited on docks and dune crossovers.
 - 4. Dock boxes not exceeding 30 inches in height are permitted on docks; provided that such boxes are limited to one dock box per boat regularly moored at the dock. (See Illustration 21: Dock Dimensions, Exhibit A)
 - 5. Overhead hoists, davits or machinery connected therewith shall not exceed eight feet above mean high water.
 - 6. Dock construction shall meet the standards for dock construction as prescribed by the United States Army Corps of Engineers.
- E. *Utilities.* All electrical and water service supplied to any dock or dune crossover in the town shall meet the standards for service as provided in the Florida Building Code.
- F. *Hoisting and daviting of boats.*
 - (a) No boat shall be hoisted or davited if:
 - (1) Any part of the boat is positioned outside of the middle one-third of the lot, extended waterward; or

(2) The dock to which the hoist or davit is attached does not conform to this section.

- (b) No boat shall be hoisted or daviged to such a height that the top of the main superstructure, but not including masts, antennas, outriggers or other attachments to said boat, shall be more than eight feet above mean high water, and no boat exceeding 31 feet in overall length shall be hoisted or daviged from the water and supported by a dock, unless approved by the impact review committee using the standards set forth in article X, division II, section 2.04.

(Ord. No. 342, § 1, 9-17-13)

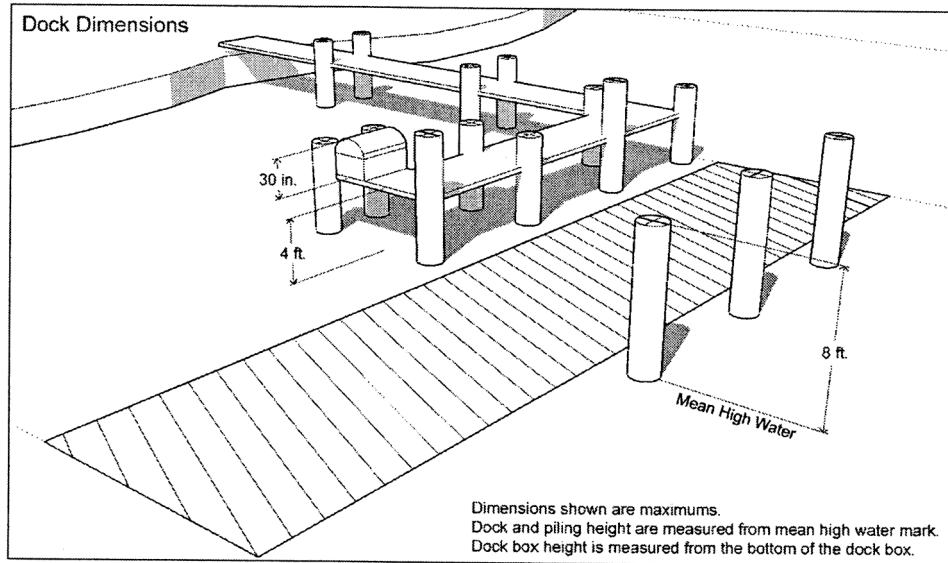


Illustration 21: Dock Dimensions