

## NOTICE OF INTENT TO AFFIRM THE EXISTENCE OF RECREATIONAL CUSTOMARY USE

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Indian River County, Florida ("County"), has conducted a Public Hearing and adopted this Notice of Intent to Affirm the Existence of a Recreational Customary Use of the beach on private property between Wabasso Beach Park, located at the intersection of County Road 510 and A1A, and 9586 Doubloon Drive, Vero Beach, Florida 32963 ("Beach Area at Issue"), in accordance with section 163.035(3), Florida Statutes.

The Beach Area at Issue is depicted in "Attachment A" and includes the beach located adjacent to the following parcels of real property:

<b>SITE_ADDR</b>	<b>AD_CITY</b>	<b>AD_ZIP</b>
1811 E PEBBLE PATH	VERO BEACH	32963
1811 E BAREFOOT PL	VERO BEACH	32963
WABASSO BEACH RD	VERO BEACH	32963
1802 E BAREFOOT PL	VERO BEACH	32963
1801 E SHELL LN	VERO BEACH	32963
1801 E BAREFOOT PL	VERO BEACH	32963
9470 DOUBLOON DR	VERO BEACH	32963
9586 DOUBLOON DR	VERO BEACH	32963
1800 E SHELL LN	VERO BEACH	32963
1800 E PEBBLE PATH	VERO BEACH	32963
9536 DOUBLOON DR	VERO BEACH	32963
9450 DOUBLOON DR	VERO BEACH	32963
9460 DOUBLOON DR	VERO BEACH	32963
9566 DOUBLOON DR	VERO BEACH	32963
1801 E PEBBLE PATH	VERO BEACH	32963
9546 DOUBLOON DR	VERO BEACH	32963
9576 DOUBLOON DR	VERO BEACH	32963
9500 DOUBLOON DR	VERO BEACH	32963
9490 DOUBLOON DR	VERO BEACH	32963
9440 DOUBLOON DR	VERO BEACH	32963
9480 DOUBLOON DR	VERO BEACH	32963
9556 DOUBLOON DR	VERO BEACH	32963

In the past, the Beach Area at Issue was traversed by many people including, but not limited to, the Ais Indians. However, the recreational customary use of the Beach Area at Issue has been ancient, reasonable, without interruption (unless for national security purposes)<sup>1</sup>, and free from dispute since the 1920s when the Wabasso Bridge was built and allowed for the residential and commercial development of the barrier

---

<sup>1</sup> In 1942, the U.S. Navy established a Naval Air Station (NAS) at the Vero Beach municipal airport. At its peak, the NAS held 1,400 servicemen and 250 planes. Beaches were regularly patrolled by service men on horses to watch for German U-Boats. As a matter of national security, the public was denied access at times.

island. The recreational use of the Beach Area at Issue includes, but is not limited to, sun-bathing, shell hunting, picnicking, and swimming. "Attachment B"

The County relies upon the following sources of evidence to support this assertion:

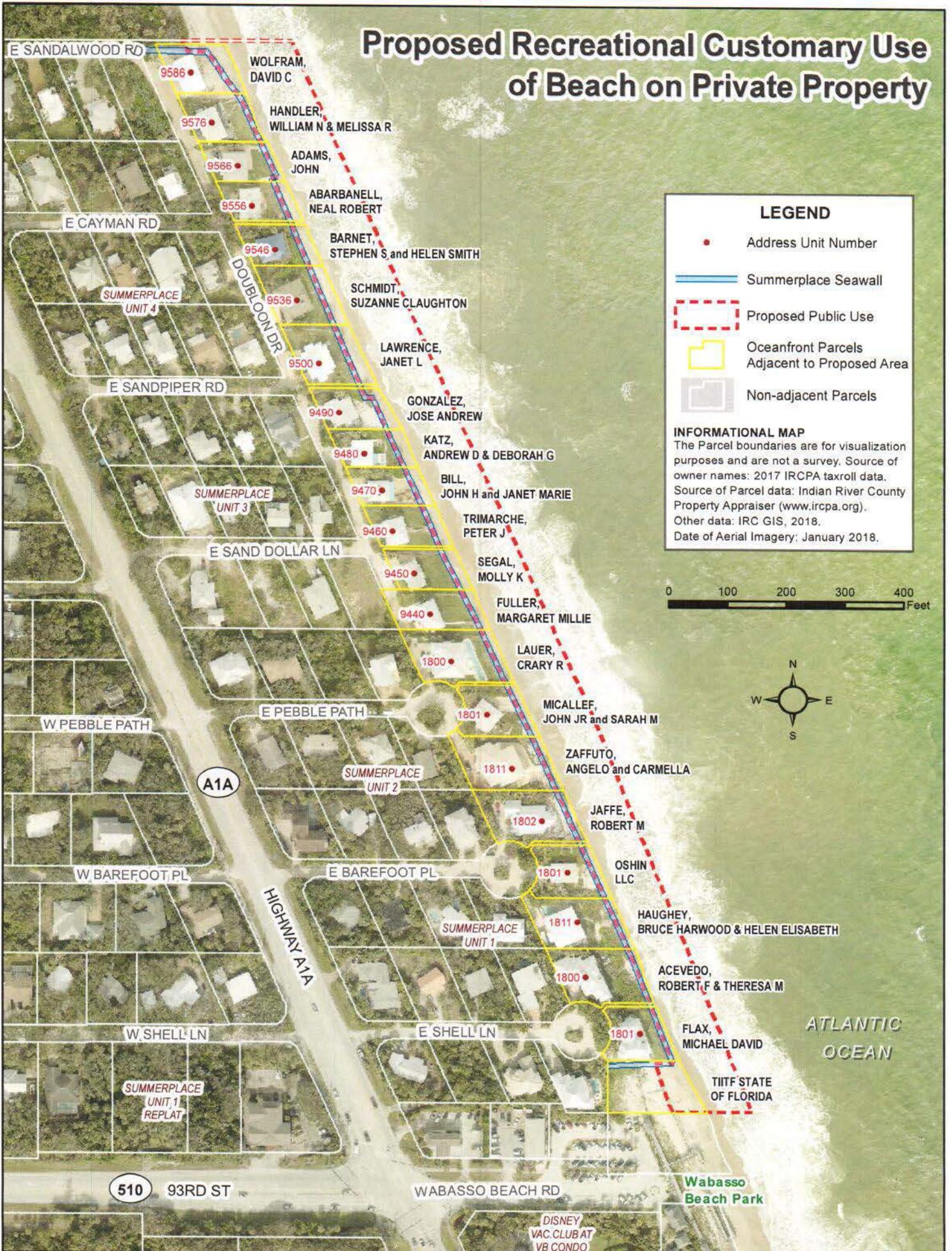
- (1) Article about Wabasso Bridge being built in 1927 to connect the mainland to the barrier island of Orchid Island (the island where the Beach Area at Issue is located);
- (2) Photo titled "Picnic at the Beach- Wabasso, Florida" and dated 1931;
- (3) Aerial map that shows the Wabasso Bridge and the Beach Area at Issue taken by the Navy in 1943;
- (4) Photo titled "Sea Mist Apartments- Wabasso Beach, Florida" that depicts people on the beach at the Beach Area at Issue in the 1940s.
- (5) An advertisement for Summerplace Homes from the 1960s that clearly states all property owners have equal access to the beach in front of Summerplace and the beach is owned by members of Summerplace Improvement Association;
- (6) Photo is Wabasso Beach between 1968 and 1973 that shows people on the beach at the Beach Area at Issue. *This photo is Courtesy of Indian River County Historical Society Collection, Archive Center, Indian River County Main Library;*
- (7) Photo of people walking on the beach just north of E. Pebble, which is located within the Beach Area at Issue, on November 25, 1984;
- (8) Photos of people picnicking in front of 1800 E. Shell Lane, which is located within the Beach Area at Issue, in 1985;
- (9) Photos provided by Marjorie Rickard depicting the Beach Area at Issue, dated between 1992 to present;
- (10) Photo of people walking along the Beach Area at Issue on November 7, 2011;
- (11) Testimony of James Gray, former Coastal Engineer and current Natural Resources Manager for Indian River County for the last 16 years, who visits the Beach Area at Issue once a month and regularly observes people on the beach collecting shells, sunbathing, surfing, exercising, etc.;
- (12) Testimony from Kendra Cope, Coastal Environmental Specialist for Indian River County for the last 3 and a half years, who visits the area at issue approximately six times a year and observes people collecting shells, sunbathing, exercising, cleaning the beach, surfing/skim boarding, etc.;
- (13) Email testimony from Rachel Smith, Conservation Programs Manager for Disney Resort in Vero, which includes a picture detailing the route for the turtle night walks that have taken place since approximately 2009;
- (14) Email testimony from Renee Hall, dated September 16, 2018;
- (15) Email testimony from Gary Fox, dated September 17, 2018;
- (16) Email testimony from Patty and Walter Garrard, dated August 31, 2018; and
- (17) Email testimony from Cray Lauer, dated September 18, 2018.

The Beach Area at Issue has also benefited from past beach renourishment projects that used state and local funds. Specifically, the Beach Area at Issue was renourished between 2010-2012 and repaired after a natural storm event in 2015.

Attachment A

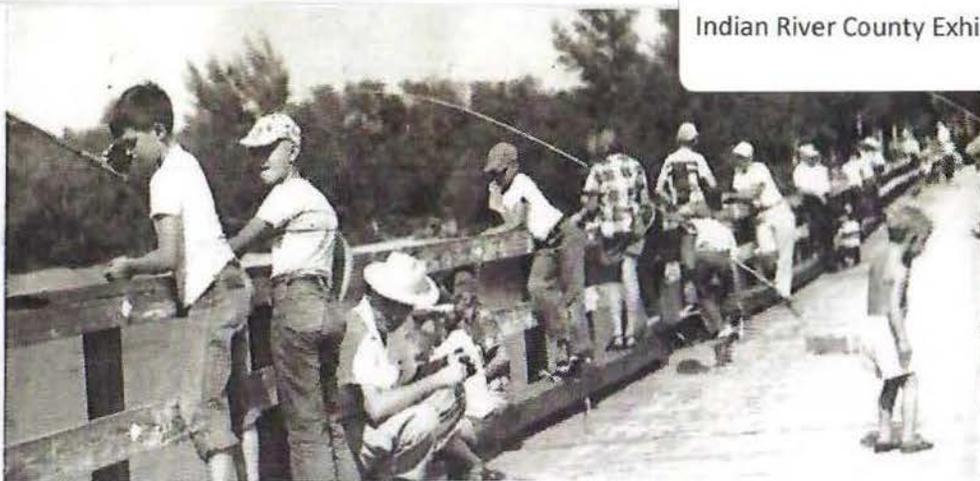
Beach Area at Issue – Map of Proposed Recreational Customary Use of Beach on Private Property

# Proposed Recreational Customary Use of Beach on Private Property



Attachment B

Beach Area at Issue – Supportive Evidence



## The Wabasso Bridge To Disney

*By: Ruth Stanbridge, County Historian*

Since Disney's Vero Beach Resort opened in 1995 it has brought guests from around the world who cross over the Wabasso bridge for their first glimpse at the ocean. Few know the historical link that Disney has to Wabasso that dates back to the years just before Disney World was completed.

The connection goes all the way back to the 1880's. In those days a boating trip down the Indian River Lagoon was a dangerous and challenging adventure. Towns and people were few and far between. One of the landmarks along the Indian River seen on the 1887 Coastal map was an Ais Indian midden call Two Dollar Bluff. The Bluff stood tall along the western shoreline and remnants still exist at the approach to the Wabasso Bridge.

The bridge really began as a dock built to provide the families of Captain Frank Forster and Stephen Michael a place to tie up the boats when they crossed the Indian River Narrows to the mainland. In the late 1880's, very few people lived in the area of Orchid or along the Orchid-Narrow Road (now the south end of Jungle Trail).

When the Florida East Coast Railway came in the early 1890s the Wabasso Dock became the only means for delivery of citrus, pineapples, and winter vegetables from Orchid Island, to the railroad and to market. Land sales on Orchid Island were not only promoted by Captain Forster from his homestead at Orchid, but he had an agreement with Henry Flagler to furnish citrus and other fresh vegetables to the Flagler hotels by way of this "new" rail line.

By 1925 and through the "roaring 20's" the development on Orchid Island across from Wabasso grew until it was obvious a bridge was needed. In 1928, a narrow wooden bridge was in place. The river channel located on the Orchid side of the River needed a "swing" bridge and a bridgetender. This "swing" opened for the boats plying the Intracoastal Waterway. The



bridgetender's house sat in the middle of the River on the north side of this very narrow two-lane bridge. A turnwheel was used to open the metal swing bridge and was located on the span between the house and the shoreline of Orchid Island.

In the late 1960's, as plans were being made to build a "modern" causeway and a new high-rise "arch" bridge over the river channel, a fire broke out and destroyed a large section of the old Wabasso bridge. For several months the only way to cross the river was via a "pontoon" bridge from the World War II era as the transportation corridor. The floating bridge was utilized the new Wabasso Bridge (CR 510) was completed.

It was about that time that Florida's Magic Kingdom was constructing a small railroad to encircle the theme park. They needed a draw bridge over a canal from the lagoon to the boatyard where the ferries were serviced. They heard about the Florida Department of Transportation replacing an old swing bridge in Wabasso and decided to check it out. After careful inspection, the Disney engineers decided they could salvage it. They bought it from the DOT and cut it up into smaller sections. The old bridge parts were then loaded on barges and towed to shipyard in Tampa. It was then painstakingly build to Disney's high standards and put into use. Today millions of passengers from around the world ride the Main Street Railroad daily without a thought about the history that links Wabasso to Disney.

Now as you cross over the high "arch" of the Wabasso Bridge that spans the Intracoastal Waterway, your vista includes Orchid Island, the shoreline of the Atlantic Ocean and the Disney Vero Beach Resort. And as you take the railroad around the Magic Kingdom theme park you cross over the old Wabasso swing bridge. It seems that fate has forever connected the Wabasso Bridge to Disney in the beautiful circle of life.

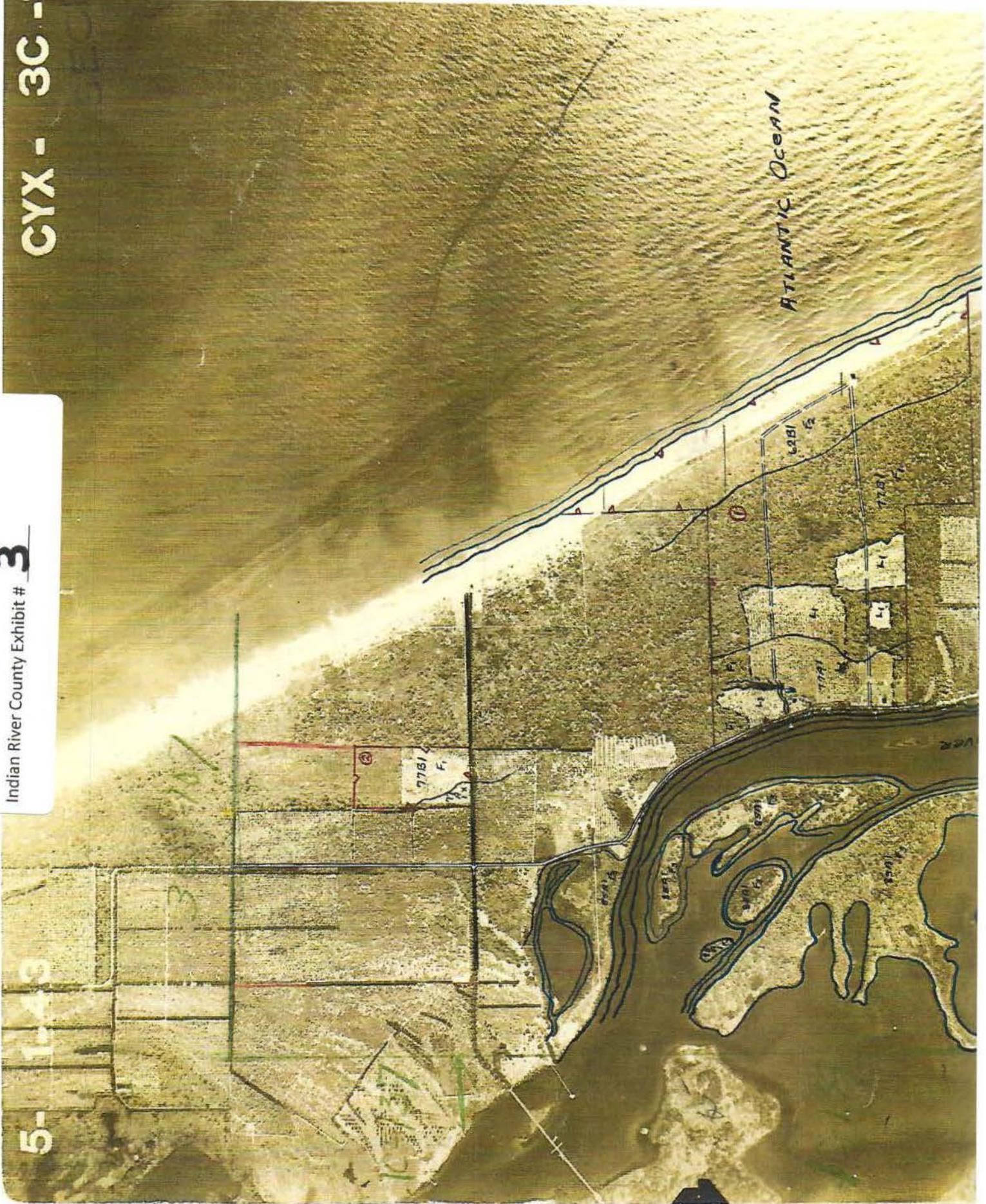


*Picnic at the beach - Wabasso, Florida. 1931. Black & white photonegative, 4 x 5 in. State Archives of Florida, Florida Memory.*

5- 1-43

Indian River County Exhibit # **3**

CYX - 3C -

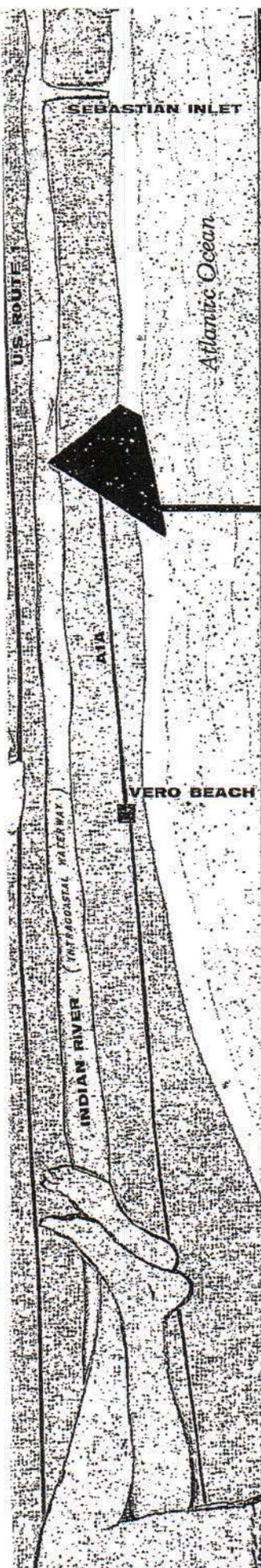




## Sea Mist Apartments - Wabasso Beach, Florida

*Sea Mist Apartments - Wabasso Beach, Florida. 194-. Black & white photonegative, 4 x 5 in. State Archives of Florida, Florida Memory*

**COTTAGES AND LOTS FOR SALE**



*P*  
*RENICK*

# Summerplace

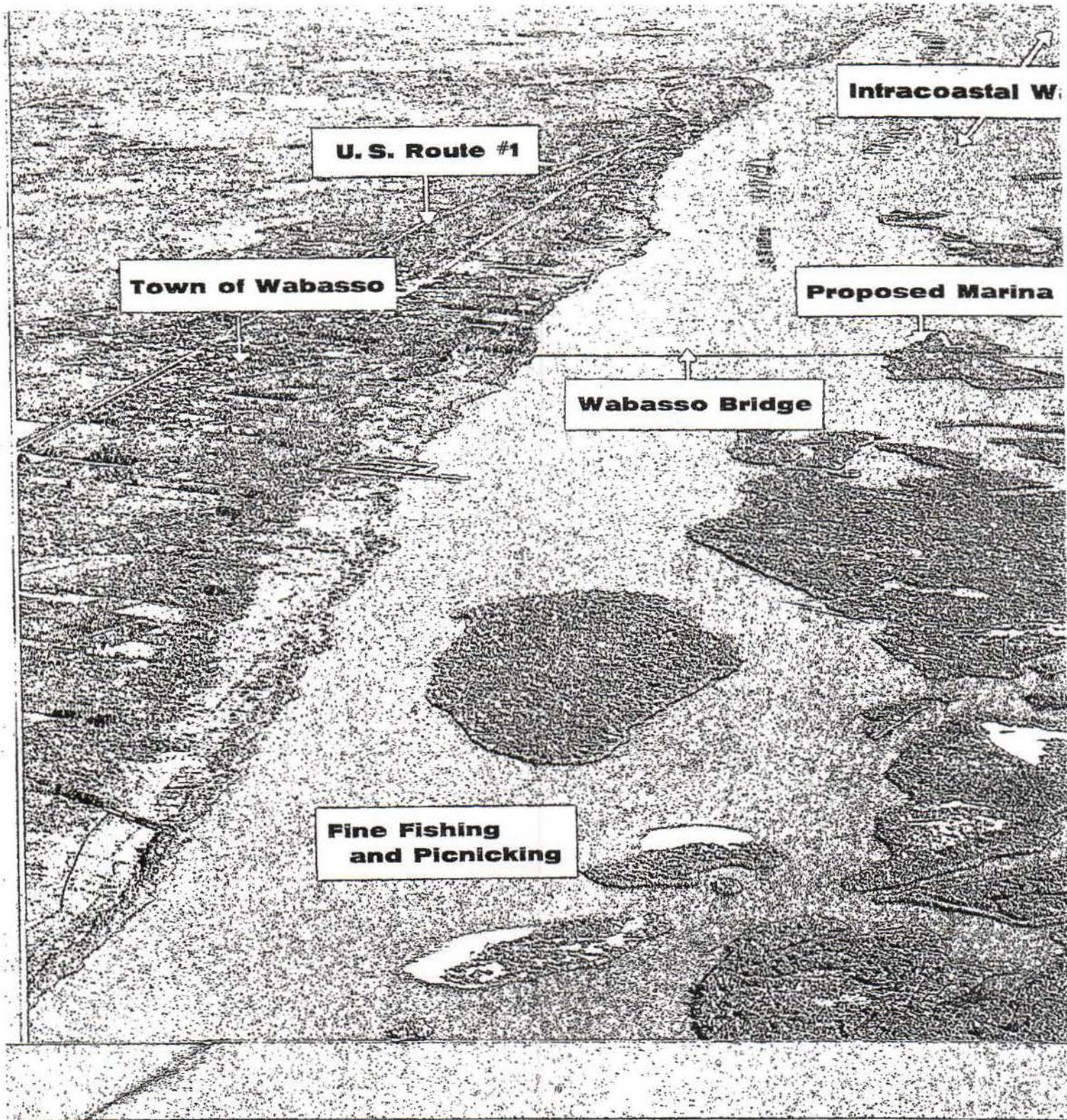
**FLORIDA**

*... a distinctive  
cottage colony*

*seven miles north  
of VERO BEACH*

*on A1A*





### *An Oak-shaded Cottage by the Sea*

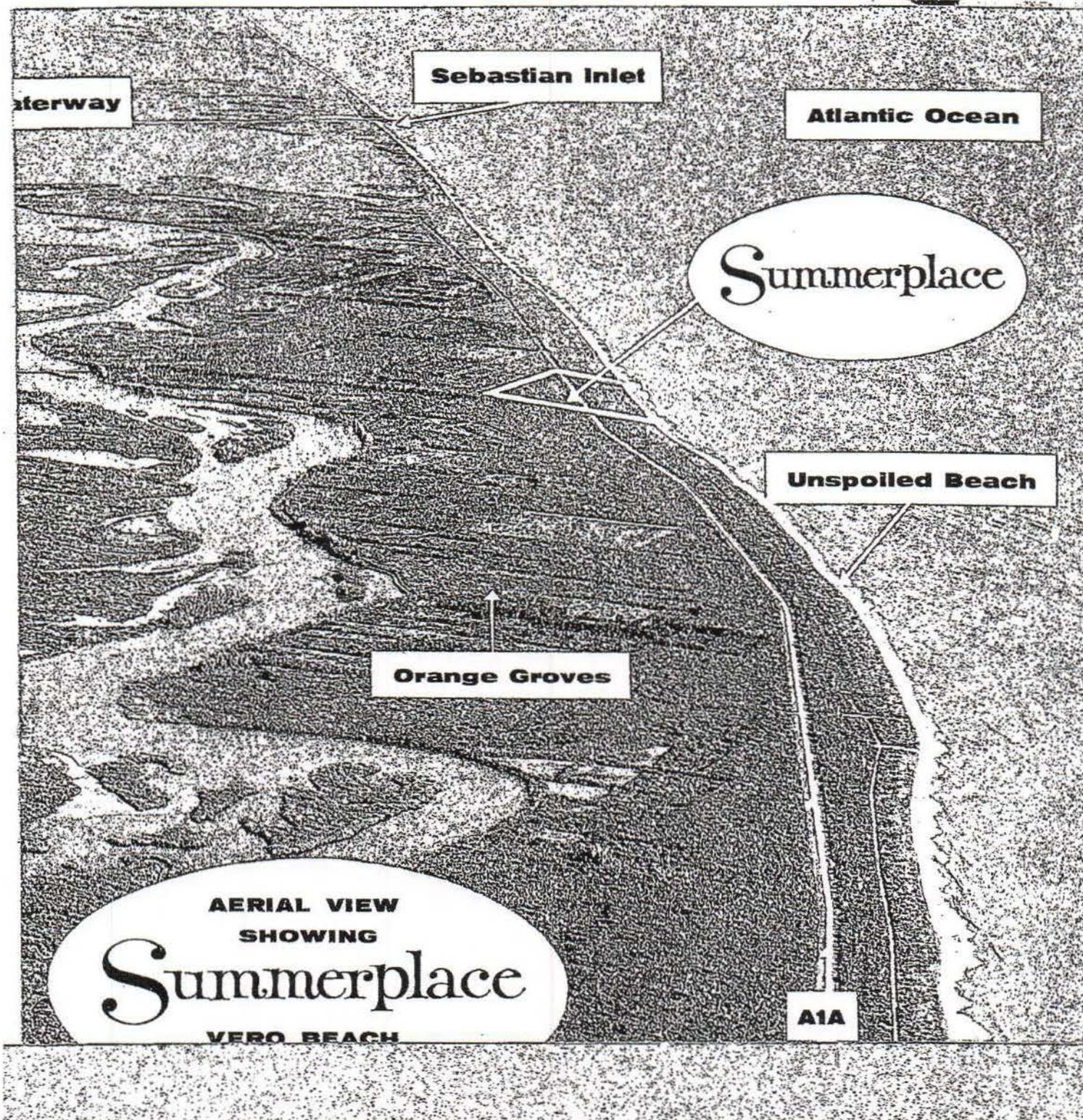
On this half mile of unspoiled seafront, Summerplace provides for the first time the peerless experience of an oak-shaded hideaway house on a tropical shore. Here's an incomparable vacation and weekend way of life—your own Florida beach cottage . . . simple, inexpensive, available on long-term financing, yet distinctive in style and more satisfying for your holidays than the plush-est resort hotel.

Buy your cottage now and enjoy it soon, or take a

lot and build later. Summerplace Homes, Inc., will build for you, or you may choose your own contractor.

#### **Your beach and boat basin**

The entire 2,800 feet of beach is yours to enjoy at all times; all property owners have equal rights of access. A marina will be built on the Indian River and deeded to the Summerplace property owners through their Improvement Association. Roads have been deliberately left narrow and shell-surfaced; traffic will not be a problem here. Nearly all the trees will be left to stand;



there will be a minimum amount of clearing. A short distance down there's fine well water. Congenial neighbors will be assured for you through the selective procedures of the Improvement Association.

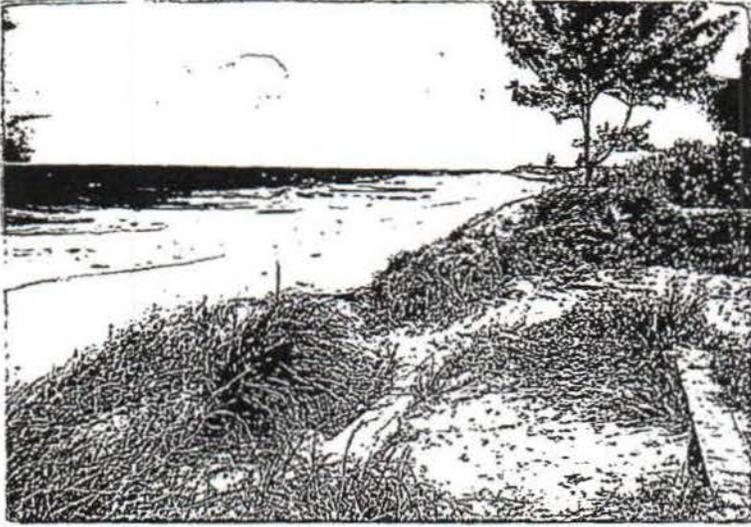
**There's much to do**

The ocean bathing here is superb; the bottom slopes gently for a long way out. Water skiing and boating on the Indian River can fill your sunsplashed days . . . or picnicking on the beach or the river islands. There's surf, bridge and skiff fishing enough for the most avid angler.

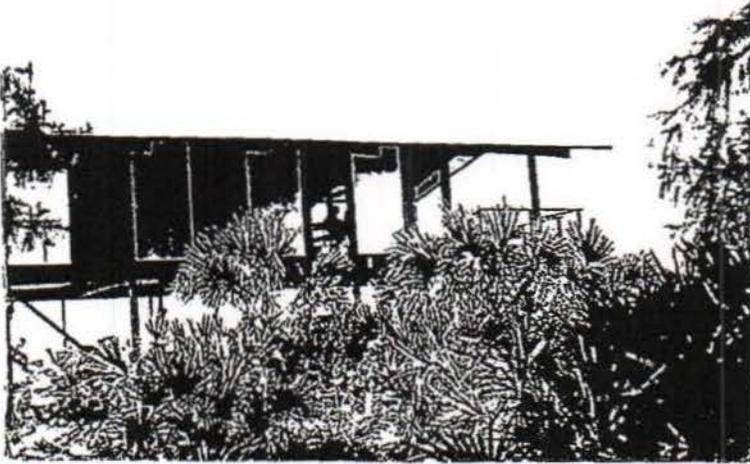
Summerplace is sequestered but not isolated. Around the charming city of Vero Beach are golf courses, excellent restaurants, smart shops, deep-sea fishing boats. Vero itself is lovely and friendly, has several fine motels and apartments, good medical facilities, a small airport, and a flourishing business center.

*For Sales Information:*

3213 S. Ocean Drive • Vero Beach, Florida  
 Phone: JJordan 2-6505 -06

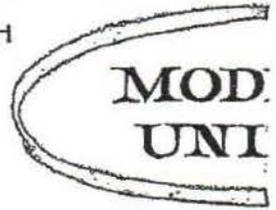


All property owners own the beach  
as members of Summerplace Im-  
provement Association.



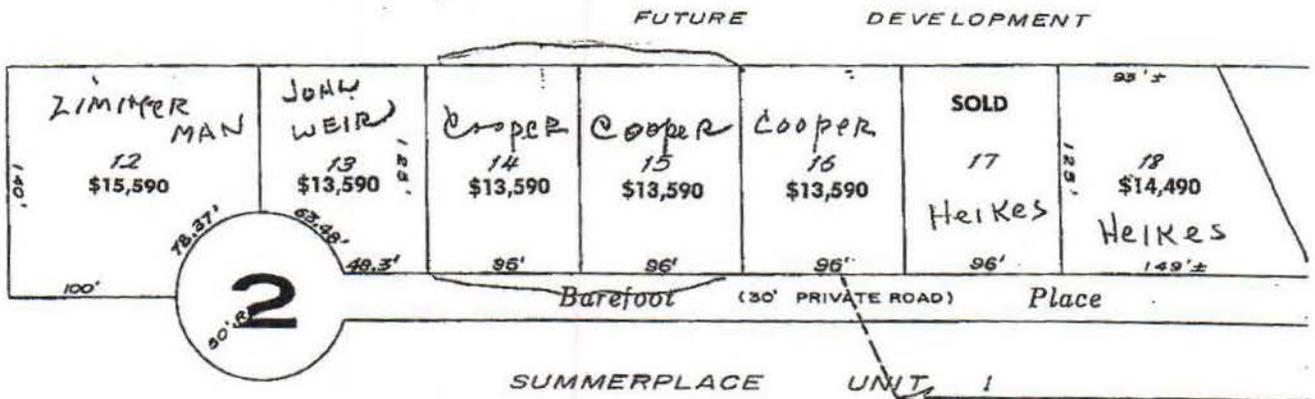
# Summer

VERO BEACH



Please note:

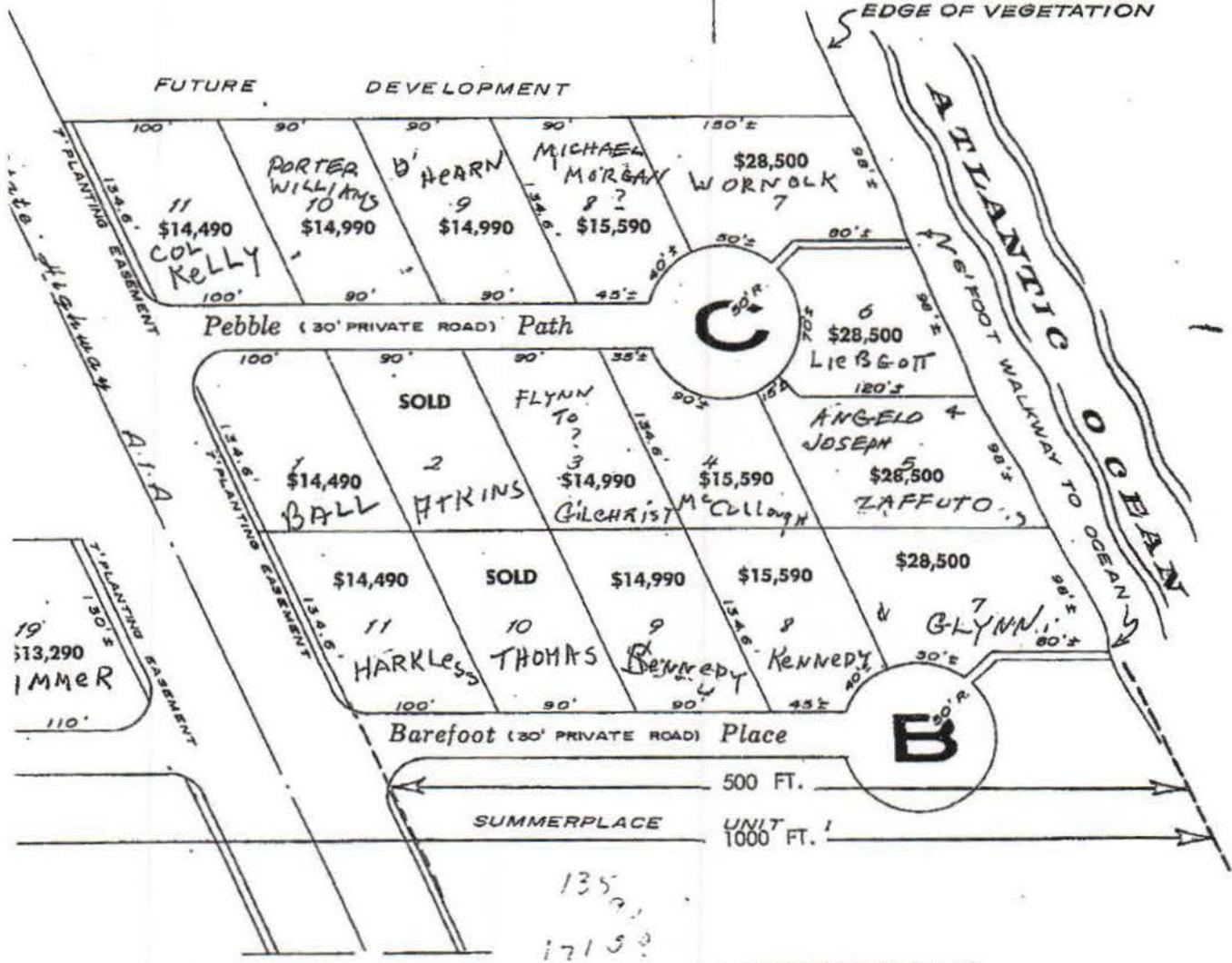
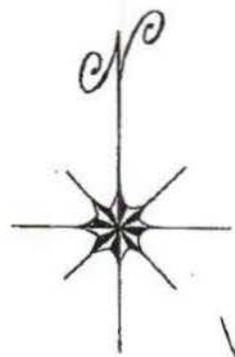
Prices shown on this plat apply only to Model #1 in Unit #2. Sale prices include cottage, lot, and all closing costs. Terms are given on separate page.



# Summerplace

FLORIDA

BL#1  
[#2



R. D. CARTER ENGINEERING FIRM, INC.  
 ENGINEERS & SURVEYORS  
 VERO BEACH, FLORIDA  
 SINCE 1911

**James Gray**

---

**From:** wgarrard2@aol.com  
**Sent:** Tuesday, August 14, 2018 12:10 PM  
**To:** James Gray  
**Cc:** mhynes44@yahoo.com  
**Subject:** Summerplace Beach  
**Attachments:** Summerplace History Docs.pdf

Good Afternoon James,

I have attached Summerplce Homes Brochures, Sales Information and pictures from my family archives. The Summerplace Beach was established as a community beach for the entire Summerplace Development. The beach was not to be owned by individual private persons. The Summerplace Improvement Association, Inc. beach (Summerplace Units 1 and 2) is owned and/or controlled by the Association. The beach has been open to use by all persons since 1960 or before due to the public access at Wabasso Beach.

I have spread the word to the other communities involved. Please keep me informed and let me know if I can be of further assistance.

Regards,

Walter

*Patty & Walter Garrard*  
[wgarrard2@aol.com](mailto:wgarrard2@aol.com)

Indian River County Exhibit # 6



550 Beach

Acc # 9145

Is of Indian River County (1968-1973)

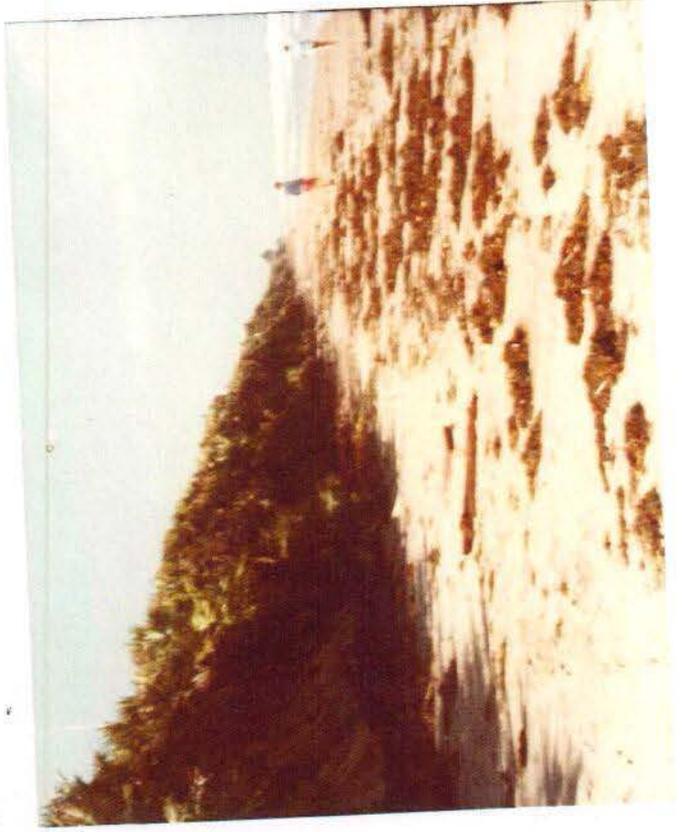
ed and Photographed by Bob Palmer (d 1995)

Indian River County Exhibit # 7

11/25/84

Truss No. of E. Pebble

Richard

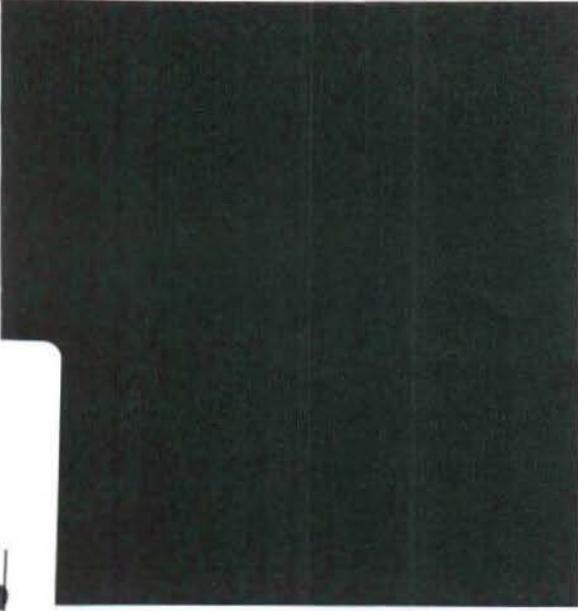


Indian River County Exhibit #

8



3/85



0002002070 POLAR  
BARNELL HOME ON LEFT 1800 E.  
SMELL - NOW FLAX HOME  
FORWARD

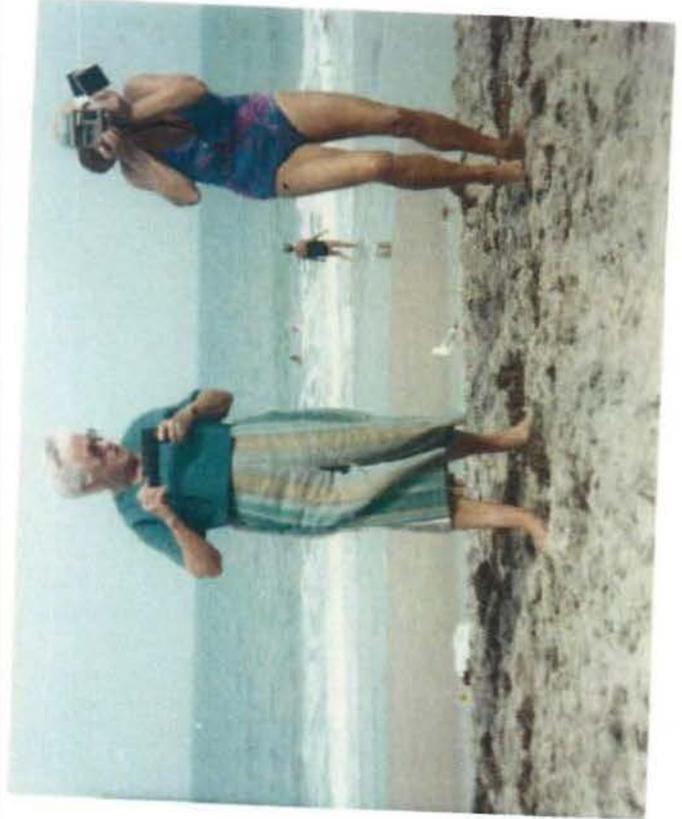
85

E. SHEAR + LOER.

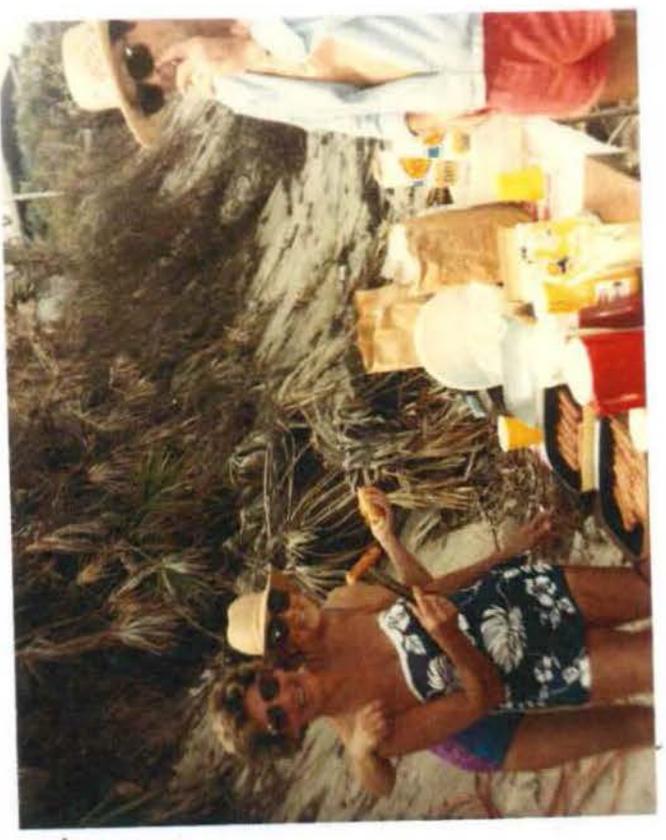
86

FRONT OF E. SHEAR STONE  
1800 E. SHEAR

FINISHED



FINISHED



Photos Provided by Marjorie Rickard depicting the Beach Area at Issue, dated between 1992 to present.



Photos Provided by Marjorie Rickard depicting the Beach Area at Issue, dated between 1992 to present.



Photo of people walking along the Beach Area at Issue on November 7, 2011



Customary Use Hearing – October 2, 2018

## James Gray Testimony

I have been employed by the County for over 16 years. During this time I have held the positions of Coastal Engineer and currently Natural Resources Manager. Although I manage several coastal programs for the County, I am mainly responsible for implementing the County's Beach Preservation Plan which divides the County's 22.4 miles of shoreline into 8 separate sectors and provides a restoration strategy for each sector designated by the Florida Department of Environmental Protection as critically eroded. Of the 22.4 miles of shoreline 15.7 miles are designated critically eroded and includes, Sectors 1, 2, 3, 5, and 7. For the purpose of this hearing, the subject properties are located within the Sector 3 project area and extends approximately 2,000 feet north of the County's Wabasso Beach Park.

As part of my beach management responsibilities, frequent visits to the beach are required to; assess the current beach condition, assess pre and post storm beach conditions, observe beach restoration projects, conduct pre and post construction monitoring, and respond to questions and concerns raised by the public. Under a normal frequency I typically visit the beach once per month to document the beach condition.

During my beach visits, which includes the shoreline fronting Wabasso Beach Park and Summerplace properties, I usually observe people utilizing the beach collecting shells, sunbathing, surfing, exercising, etc. Until recently, I have never observed a private property owner restrict public access along the sandy beach throughout my tenure with the County. Additionally, after review of County files pertaining to beach studies and/or beach management I have not read or know of any private property owners restricting beach access prior to July 2018.

Throughout my time with the County (2002-2018) I have managed five separate dune repair projects and two large scale beach nourishment projects within the Sector 3 project area. Just like a roadway repair or maintenance project, and in the interest of public health and safety, the County temporarily restricts the public from accessing construction staging areas and active construction zones on the beach. Temporary beach closures can range from a few days to a few weeks and typically align with scheduled construction. In all cases the public is notified well in advance of beach closures and beaches reopen immediately at the end of construction.

Customary Use Hearing – October 2, 2018

Kendra Cope Testimony

I have been employed by the County for almost 3.5 years. During this time, I have held the position of Coastal Environmental Specialist. Although I have the privilege of managing several coastal programs, my main responsibility is to implement and manage the County's Habitat Conservation Plan (HCP) for the Protection of Sea Turtles. The County's HCP sets goals for our beaches to become a more productive nesting habitat and the plan provides a strategy for County-wide sea turtle monitoring and protection.

Part of my responsibilities is to conduct daily nesting surveys in the southern portion of the County, but also to manage all other sea turtle Permit Holders that conduct sea turtle nesting surveys along Indian River County Beaches. I also work with County and City lifeguards to assist with hatchling recovery and sea turtle stranding events. This requires weekly updates from these permit holders and occasional visits to the beaches for observation or turtle rescue. The area of concern or today's hearing is Wabasso Beach, a very popular public beach, and the Summerplace neighborhood. When not assisting the Coastal Engineer on beach projects, I visit this section of beach approximately six times a year.

During my beach visits to the area of concern, I usually observe people utilizing the beach collecting shells, sunbathing, exercising, cleaning the beach, surfing/skim boarding, etc. Until recently, I have never observed a private property owner restrict public access along the sandy beach. Since the installation of restricted access, the permit holders who monitor sea turtle nesting have been asked to remain outside the boundary and to record all data from outside the barricade. If a nest was to be marked inside the barricade they were to call me to come and mark it for them. It is most likely due to it being the end of the nesting season that we have not had a nest laid inside the barricade, since there are records of nests inside that barricaded area from earlier in the season and in previous years. There were non nesting crawls that enter the barricaded area and the turtle did interact with the bollards outlining the restricted zone.

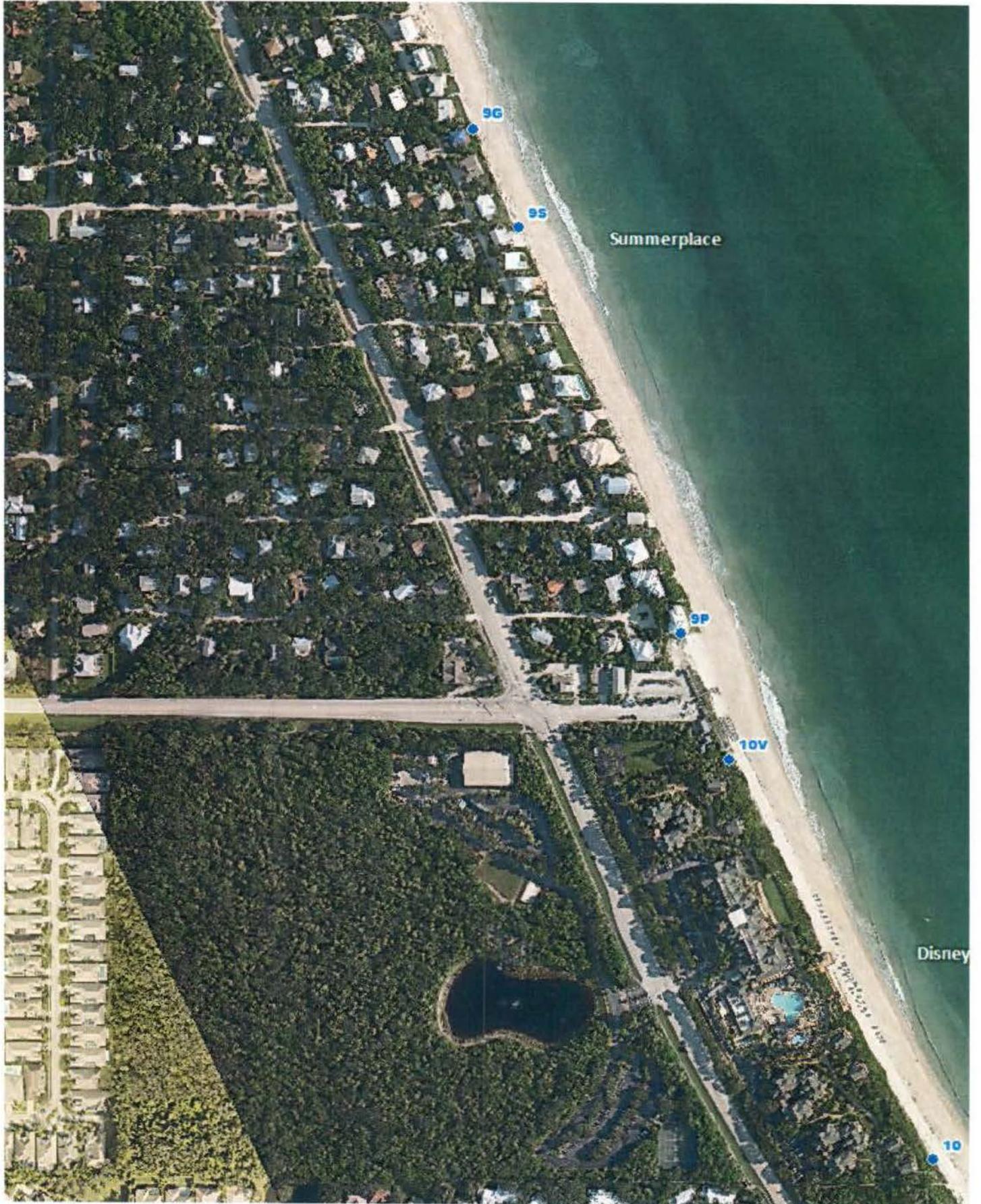
**James Gray**

---

**From:** Kendra Cope  
**Sent:** Tuesday, August 21, 2018 10:22 AM  
**To:** Dylan Reingold  
**Cc:** Kate Pingolt Cotner; James Gray  
**Subject:** FW: Disney night walks

Below is an email from Rachel Smith. She manages the sea turtle research and conservation program for Disney. In June and July Disney conducts multiple public nighttime turtle walks and the boundaries of those walks are listed below and provided for you in a simple map (attached). These boundaries do extend north of the Disney resort up until the end of the Summerplace Seawall noted at turtle zone marker

9G.



Kendra Cope, M.S.

Coastal Environmental Specialist/Sea Turtle Coordinator  
Indian River County Public Works  
1801 27<sup>th</sup> Street  
Vero Beach, FL 32960  
772-538-0616  
kcope@ircgov.com

"If we unbalance nature, humankind will suffer...A clean environment is a human right like any other. It is therefore our responsibility towards others to ensure that the world we pass on is as healthy, if not healthier, than when we found it." – Dalai Lama

---

**From:** Smith, Rachel <Rachel.Smith@disney.com>  
**Sent:** Monday, August 20, 2018 9:17 PM  
**To:** Kendra Cope <kcope@ircgov.com>  
**Subject:** Disney night walks

Our night walk zone runs from the northern boundary of 9G to the northern boundary of 13S

Rachel Smith  
Conservation Programs Manager  
Disney's Animals, Science and Environment

\*please excuse typos, sent from a mobile device

**James Gray**

---

**From:** Dylan Reingold  
**Sent:** Monday, September 17, 2018 9:04 AM  
**To:** Kate Pingolt Cotner; Charlotte Grose; James Gray; Kendra Cope  
**Subject:** FW: Customary Use of Beach at Summerplace, in Wabasso, FL

**From:** Renee.Hall@boehringer-ingelheim.com <Renee.Hall@boehringer-ingelheim.com>  
**Sent:** Sunday, September 16, 2018 6:14 PM  
**To:** Dylan Reingold <dreingold@ircgov.com>  
**Subject:** Customary Use of Beach at Summerplace, in Wabasso, FL

Dear County Attorney Reingold,

I understand that you are willing to receive letters from interested parties about public use of the Summerplace Beach near Wabasso in Vero Beach, Florida. My husband Jim and I reside at 1840 E. Barefoot Place, and we have loved living in this area these last four years. We could not have understood at the time of purchase that one of our neighbors would invest so much time and money in frivolous lawsuits that seek to threaten public spaces, but regardless, the moment our toes hit the sand, we are reminded why we purchased so close to the Atlantic ocean and all its many charms. In point of fact, we purchased BECAUSE of the access to the beach, as our retirement investment.

I have lived all over the United States throughout my life, and most often in coastal states, and I believe beaches are a place for all citizens, so that they may learn and enjoy all that our world's oceans and beaches have to offer in terms of biodiversity. It would never have occurred to me that we might have to fight to keep our beach open to the public, but that is no longer surprising given the litigious interpretations of our neighbor, Mr. Robert Jaffe. Please do not allow him to be successful using his monies to reduce the enjoyment of these majestic beaches and beach access points. I implore you to do what you can to block his many attempts to destroy peaceful living in our community.

Rest assured, he does not diminish our love of this land, nor our efforts to protect it. My husband Jim Chalkley and I walk the beach multiple times each day, noting turtle nests and the changes that come with each tide and moon. We walk each day at sunrise, midmorning, just before the news and again before bedtime. We walk along the wall from Wabasso Beach north to Moss Beach, where the wall ends. We pick up trash each day as well, doing our small part to keep this area pristine, and we would fight to keep this open to the public so that future generations may enjoy without the threat of moneyed homeowners trying to thwart public access to one of the world's wonders.

We paddleboard regularly in both the ocean and the lagoon, enjoying bird life and sea life alike. My husband lives on Barefoot Place full time, and I am a frequent visitor, but spend a big part of my time in Atlanta, GA as an executive for a corporation called Boehringer Ingelheim. Our company is dedicated to the health and wellness of all animal species, and our life in Vero extends that same mission that is evident in the my life is constructed. My time in Vero is precious to me. Thank you for helping to keep it open, to me and to the future generations who would wish to put their toes into the sand and the surf. Enjoyment of the ocean is something that I would bet everyone can recall, and I hope that you get time at the beach too!

If you would like to have more detailed information about how we enjoy the beach every day, don't hesitate to let us know.

Renee Hall  
1840 E. Barefoot Pl.

Vero Beach, FL 32963  
804-399-5452

**James Gray**

---

**From:** Dylan Reingold  
**Sent:** Monday, September 17, 2018 12:25 PM  
**To:** Kendra Cope; Charlotte Grose; Kate Pingolt Cotner; James Gray  
**Subject:** FW: Summerplace Public Beach  
**Attachments:** Beach.JPG

**From:** Gary Fox <gary@verobeach.com>  
**Sent:** Monday, September 17, 2018 12:19 PM  
**To:** Dylan Reingold <dreingold@ircgov.com>  
**Subject:** Summerplace Public Beach

Dear Attorney Reingold,

We purchased our first home in Summerplace in 1982, before the seawall was erected. A big reason for our purchase was the fact that each home had deeded access to the beach. Our two boys were born and raised in summerplace, going to the beach daily in their strollers and later boogie boarding and surfing with their many neighborhood friends.

Our neighborhood families routinely gathered for picnics, holidays and weekend fun. For 36 years we and all our neighbors have been using the beach for recreation and a place to gather. My two son's and grandson visit and look forward to enjoying the beach they grew up with. Most evenings you will still find us walking the beach or sitting with our neighborhood friends.

The beach has always been open to residents as well as visitors using Wabasso Beach. All have always been welcome, please keep it that way. The property values depend on it.

Gary Fox  
1920 Bareffot Place  
Vero Beach, FL. 32963  
(772) 766-1536  
[gary@VeroBeach.com](mailto:gary@VeroBeach.com)  
[www.VeroBeach.com](http://www.VeroBeach.com)

**James Gray**

---

**From:** Dylan Reingold  
**Sent:** Monday, September 17, 2018 10:26 AM  
**To:** James Gray; Kendra Cope; Kate Pingolt Cotner; Charlotte Grose  
**Subject:** FW: Summerplace Beach Usage  
**Attachments:** Summerplace Beach 1982 2003.pdf

**From:** wgarrard2@aol.com <wgarrard2@aol.com>  
**Sent:** Tuesday, September 11, 2018 12:11 PM  
**To:** Dylan Reingold <dreingold@ircgov.com>  
**Subject:** Fwd: Summerplace Beach Usage

*Patty & Walter Garrard*  
[wgarrard2@aol.com](mailto:wgarrard2@aol.com)

-----Original Message-----

**From:** wgarrard2 <[wgarrard2@aol.com](mailto:wgarrard2@aol.com)>  
**To:** dreingold <[dreingold@irc.gov](mailto:dreingold@irc.gov)>  
**Sent:** Fri, Aug 31, 2018 3:13 pm  
**Subject:** Summerplace Beach Usage

Dear Mr. Reingold,

I previously sent Summerplace photos and brochures to James Gray. I am adding pictures of my wife Patty and daughter Danielle on the beach in 1982 and my daughter Elizabeth and her daughter Skylar in 2003. My father in law (Ralph Renick) built a Summerplace cottage in 1960. Our extended family has built/owned 4 cottages in Summerplace, including 1802 Barefoot place in the 60s and 70s. My wife and I inherited the cottage at 1960 Shell Lane in 1991 and have lived permanently in our new home at that address since 2009. I have served in various positions for the Summerplace Improvement Association, Inc. since 2010 and have been president since 2012.

We have enjoyed the beach since 1960. We have walked the Summerplace Beach since 1960. We have followed turtle tracks to nests along the dune line from Captain Butchers to Golden Sands. We usually set up our beach umbrellas and chairs by Shell Lane, Barefoot Place or Pebble Path. Due to melanoma cancer I wear protective clothing and move to the shade of the sea wall when the sun gets to the correct angle in the afternoon.

*Patty & Walter Garrard*  
[wgarrard2@aol.com](mailto:wgarrard2@aol.com)

**James Gray**

---

**From:** Dylan Reingold  
**Sent:** Tuesday, September 18, 2018 12:54 PM  
**To:** Kendra Cope; James Gray; Charlotte Grose; Kate Pingolt Cotner  
**Subject:** FW: access to beach

**From:** Crary Lauer <mustangcrary@gmail.com>  
**Sent:** Tuesday, September 18, 2018 10:43 AM  
**To:** Dylan Reingold <dreingold@ircgov.com>  
**Subject:** access to beach

Good morning, I am a resident in summerplace and want to voice my opinion about keeping the access to the beach open to all. We built our home here because of the beach and the water...and have enjoyed living here because of the beautiful surroundings, and the friendliness of all but one neighbor. As human beings we are drawn to the ocean, and many happy family memories have been made enjoying the beach here in Vero. If I was more computer savvy I could send you many fun pictures of friends and family enjoying the beach, and also of people we don't know enjoying the beach with respect and consideration of the turtles' nesting grounds. I hope the negative behavior of one disgruntled person doesn't change that...he can just move. Many thanks, crary lauer, 1800 east pebble path