

330 West Church Street
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CODE ENFORCEMENT

February 21, 2018

Hugo Tom Liebel
PO Box 3230
Davenport, Florida, 33837

Re: 1432 Adair Road, Davenport, FL 33837

Dear Mr. Liebel,

I am writing this letter at the request of Land Development Division Director, John Bohde. Mr. Bohde contacted me regarding the determination previously made by the Planner-on-Call regarding your elephant.

Mr. Bohde has interpreted the previous grandfather rights determination made by Gerald Martin dated August 19, 1994 with respect to your property to only permit circus vehicles and equipment and it did not specifically include the allowance of an elephant or other circus animals. If you remember correctly, my original letter made the same assertion. Mr. Bohde also concluded he did not see anything where the zoning would have permitted it or that you had sought and obtained an approval for an elephant to be kept on your property.

The Planner-on-Call determined the elephant is domesticated and therefore allowed. The letter I wrote for you that day reflected that decision which turns out was incorrect. I apologize for the confusion and the decision that was made in error.

The correct determination would be that the boarding of the elephant on your property is classified per the Land Development Code as a "Breeding, Boarding and Rehabilitation Facility, Wild or Exotic, which is not permitted in the RSX (North Ridge SAP) land use district.

At this time Polk County understands the subject elephant is not on your property. The intent of this letter is to inform you that you will not be able to bring the elephant back to your property at 1432 Adair Rd, Davenport, Florida. Your circus related trailers and equipment will still be allowed pursuant to the grandfather rights determination previously issued by Mr. Martin.

Should you have any questions, please contact me or Mr. Bohde at the number below.

Respectfully,

Sherry Sheffield, CEP, PMI
Codes Investigation Supervisor

Public Safety Group, Code Enforcement Unit
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