

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 98- 34

WHEREAS, Stardial Investments, represented by Giles Development, Inc., in reference to Waterside at Bay Beach, Phase iii - D.O. 98-03-010.OOD has appealed an administrative interpretation made by the Development Services Division regarding a denial of a Development Order for the application of LDC Section 34-2175 (3) which limits the height of buildings built within the Town; and,

WHEREAS, the subject property is located at Bay Beach Lane, Fort Myers Beach, Florida, and is located in Section 3, Township 47 South, Range 24 East, Lee County, Florida; and,

WHEREAS, the applicant has indicated the property's Current STRAP number is: 03 47 24 W3 00014.1030; and,

WHEREAS, the Town Council has given full and complete consideration to the recommendations of the Staff, the documents in the file, and the testimony of all interested persons.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA that the Town Council approves Waterside III based upon the principle of equitable estoppel.

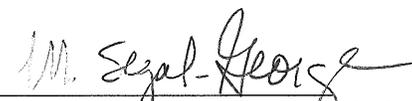
THE FOREGOING WAS ADOPTED by the Town Council upon a motion made and seconded, and, upon being put to a vote, the result was as follows:

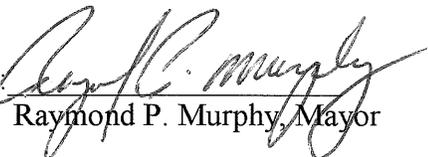
Anita T. Cereceda	aye
Dan Hughes	aye
John Mulholland	nay
Garr Reynolds	nay
Ray Murphy	aye

DULY PASSED AND ADOPTED this 14th day of December, 1998.

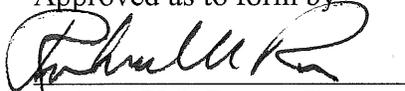
ATTEST:

Town of Fort Myers Beach

By: 
Marsha Segal-George, Town Clerk

By: 
Raymond P. Murphy, Mayor

Approved as to form by:


Richard V.S. Roosa, Town Attorney