

RESOLUTION NUMBER 99- 21

A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA,  
REQUESTING THE FLORIDA GOVERNOR AND CABINET EXERCISE THEIR  
POWER OF EMINENT DOMAIN TO PRESERVE AND PROTECT ESTERO BAY.

WHEREAS, the Town of Fort Myers Beach is a Florida municipality located off the coast of Estero Bay; and,

WHEREAS, the Town of Fort Myers Beach has a vested interest in maintaining and enhancing the quality and productivity of the coastal waters of Southwest Florida; and,

WHEREAS, a substantial part of the economy, property values, recreational activities and aesthetic qualities that form the character of the Town are dependent upon these coastal waters; and,

WHEREAS, activities that occur inland are major determinants of the quality and productivity of the coastal waters; and,

WHEREAS, Pine Island Sound, Matlacha Pass, San Carlos Bay, the Caloosahatchee River and Estero Bay are all interconnected and interdependent parts of the coastal ecosystem of Southwest Florida; and,

WHEREAS, Sahdev Corp., owns one thousand two hundred eighty six acres, more or less, that have been approved by the Lee County Commission for development including one thousand five hundred ninety eight dwelling units, which development will adversely impact the environment of the land and surrounding waters; and,

WHEREAS, the property borders on a mangrove fringe areas critical to the water quality of Estero Bay and the property is a know refuge for several potentially endangered species including little blue herons, gopher tortoises, bald eagles and black bears; and,

WHEREAS, the quality of life in the Town of Fort Myers Beach will be adversely impacted by the intense development of the subject property.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, THAT THE FLORIDA GOVERNOR AND FLORIDA CABINET ARE EARNESTLY REQUESTED TO EXERCISE THEIR POWER OF EMINENT DOMAIN TO PURCHASE THE SUBJECT PROPERTY TO PRESERVE AND PROTECT ESTERO BAY.

IT IS FURTHER RESOLVED THAT THE TOWN MANAGER IS AUTHORIZED AND DIRECTED TO DISTRIBUTE THIS RESOLUTION AS DEEMED APPROPRIATE TO ACCOMPLISH ITS PURPOSE.

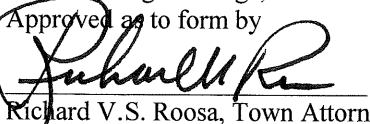
The foregoing resolution was adopted by the Fort Myers Beach Town Council upon being put to a vote, the result was as follows:

Anita T. Cereceda	<u>aye</u>
Daniel Hughes	<u>aye</u>
John Mulholland	<u>aye</u>
Garr Reynolds	<u>aye</u>
Ray Murphy	<u>aye</u>

DULY ADOPTED this 7th day of June, 1999.

ATTEST:

By:   
Marsha Segal-George, Town Clerk

Approved as to form by  
  
Richard V.S. Roosa, Town Attorney

TOWN OF FORT MYERS BEACH

By:   
Raymond P. Murphy, Mayor