

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 02- 10 a

WHEREAS, the property owner Robert & Brenda Burandt have requested a variance from the Standard Building Code as allowed by LDC 6-81, which requires a three story structure to have a fire sprinkler system; and,

WHEREAS, the subject property is located at 457 Estero Boulevard, Ft. Myers Beach, in S24-T46S-R23E, Lee County, FL.; and,

WHEREAS, the applicant has indicated the property's current STRAP number is: 24-46-23-W1-0070D.021A; and,

WHEREAS, the LPA recommended that the Town Council approve the request with the condition that the existing portion of the building does not have to be protected by a fire sprinkler system, but the newly constructed addition must have a fire sprinkler system.

WHEREAS a re- hearing was held on April 15, 2002 and the Council considered the recommendations and testimony of the staff, testimony from the applicant and from the public.

IT IS THE FINDING of this Council that;

1. Resolution Number 02-10 is rescinded.
2. The existing portion of the building does not have to be protected by a fire sprinkler system, but the newly constructed addition (all 3 levels) must have a fire sprinkler system.

Pursuant to this determination, the Council finds the following;
Based upon sufficient evidence, the enforcement of the rule would do manifest injustice and would be contrary to the spirit and purpose of the code..

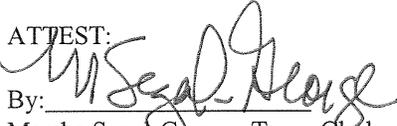
NOW THEREFORE BE IT RESOLVED THAT THE VARIANCE as conditioned is approved..

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

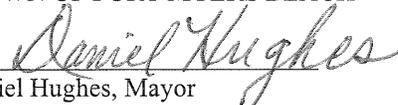
Howard Rynearson	yes
Daniel Hughes	no
Bill Thomas	yes
W. H. "Bill" Van Duzer	no
Terry Cain	yes

APPROVED this 15th day of April, 2002.

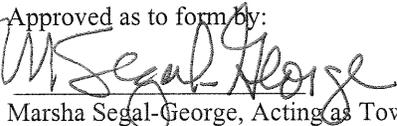
ATTEST:

By: 
Marsha Segal-George, Town Clerk

TOWN OF FORT MYERS BEACH

By: 
Daniel Hughes, Mayor

Approved as to form by:


Marsha Segal-George, Acting as Town Attorney