

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 06-03

WHEREAS, the Town of Fort Myers Beach, Florida initiated a rezoning of 0.13+/- acres or approximately 5,500+/- square feet, from Residential Multifamily (RM) to Commercial Boulevard (CB) to include a previously existing commercial use within an existing adjacent limited commercial zoning district; and

WHEREAS, the subject property is located at 110 Mango Street, Fort Myers Beach, Section 19, Township 46 South, Range 24 East, Lee County, Florida, being more particularly described as

LOT 2, BLOCK "D", SEAGRAPE SUBDIVISION, PLAT BOOK 4,
PAGE 17, PUBLIC RECORDS OF LEE COUNTY, FLORIDA; and

WHEREAS, the Lee County Property Appraiser's Geographical Information System has indicated the property's current STRAP number is: 19-46-24-W3-0120D.0020; and

WHEREAS, a public hearing was legally advertised and held before the Local Planning Agency (LPA) on April 18, 2006, which recommended APPROVAL of the Town-initiated rezoning of the subject property from RM to CB; and

WHEREAS, a public hearing was legally advertised and duly held before the Town Council on May 8, 2006; and

WHEREAS, the Town Council gave full and complete consideration to the recommendations of the LPA, 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 AS FOLLOWS:

FINDINGS AND CONCLUSIONS

Based upon the presentations and testimony by the applicant, staff and other interested parties at the public hearing, and review of the application, documents submitted at the hearing and the standards for approval of rezoning, the Town Council makes the following findings and reaches the following conclusions:

1. The requested rezoning does not comply with:
 - a. The Fort Myers Beach Comprehensive Plan;
 - b. LDC Chapter 34; and

c. All other applicable Town ordinances and codes.

Therefore the applicant's request is DENIED.

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

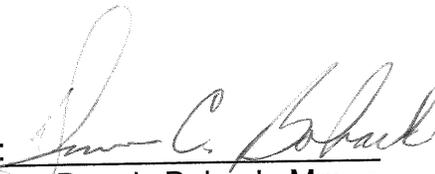
Dennis Boback, Mayor	AYE
Don Massucco, Vice Mayor	AYE
Charles Meador, Jr.	ABSTAIN
Garr Reynolds	AYE
William Shenko, Jr.	AYE

DULY PASSED AND ENACTED this 8th day of May, 2006.

ATTEST:

TOWN OF FORT MYERS BEACH

By: 
Rachel Lambert, Town Clerk

By: 
Dennis Boback, Mayor

Approved as to form by:


Anne Dalton, Town Attorney