

**RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 08-35**

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH REQUESTING EMERGENCY CONSIDERATION FROM THE SOUTHWEST FLORIDA CONGRESSIONAL DELEGATION AND THE U.S. ARMY CORPS OF ENGINEERS RELATIVE TO THE SEVERELY DETERIORATED AND DANGEROUS FEDERAL ENTRANCE CHANNEL AT MATANZAS PASS/FORT MYERS BEACH.

WHEREAS, the northerly point of Estero Island/Town of Fort Myers Beach, known as Bowditch Point, historically experiences accretion due to littoral processes, thereby encroaching on the federal channel access to Matanzas Harbor, and

WHEREAS, West Coast Inland Navigation District (WCIND) received a letter from the U.S. Coast Guard Command, Sector St. Petersburg, outlining dangerous channel-way conditions, and requesting assistance from WCIND through "Whatever actions you can take to address the issues associated with the apparent shoaling in and around the channel by Matanzas Pass would both have significant impact in preventing groundings and economic loss, and be most appreciated by the mariners transiting these waters.", and

WHEREAS, documentation in the form of letter reports have been filed by the U.S. Coast Guard station Fort Myers Beach, and also the commanding officer of the vessel, USCGC Marlin, regarding dangerous and intermittent impassable conditions in the federal channel, and

WHEREAS, remedial dredging events have occurred in past years to ameliorate this apparent chronic natural phenomena, and

WHEREAS, a recently formed group of harbor businesses dependent on the safety of the federal channel conditions will be formally requesting assistance from all government agencies with responsibility and vested interest in the Matanzas Pass entrance channel.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Fort Myers Beach requests:

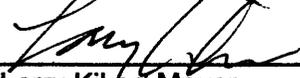
- 1. Assistance from WCIND to cooperatively pursue consideration by the U.S. Army Corps of Engineers through the Southwest Florida Congressional Delegation involving the safety and function of the Matanzas Pass/Fort Myers Beach federal entrance channel.**
- 2. Consideration of an expedited review process regarding construction authorization due to these emergency conditions, and hopeful implementation to result in commencement of construction activities in the month of November 2008.**
- 3. Funding for this project be obtained through the WCIND CNIF subfund and the dredging methodologies and project management strategies be the most cost effective and timely as possible.**

The foregoing Resolution was adopted upon a motion by Council Member Babcock and seconded by Vice Mayor Acken. Upon being put to a vote, the result was as follows:

Herb Acken	aye	Tom Babcock	aye
Larry Kiker	aye	Jo List	aye
Bob Raymond	aye		

DULY ADOPTED THIS 18TH day of August, 2008.

Town Council of the Town of Fort Myers Beach

BY: 
Larry Kiker, Mayor

Approved as to legal sufficiency:

By: 
Anne Dalton, Esquire
Town Attorney

ATTEST:

By: 
Michelle D. Mayher, Town Clerk