

RESOLUTION OF THE LOCAL PLANNING AGENCY OF THE
TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 2008-35

WHEREAS, the existence of the Local Planning Agency (LPA) is mandated by Florida Statutes Section 163.3174 and the specific functions, powers and duties of the LPA are set forth in Chapter 163, Florida Statutes, the Town of Fort Myers Land Development Code (LDC) Section 34-120 and Town Comprehensive Plan (Plan); and

WHEREAS, Policy 11-A-2(i) of the Plan requires the Town Manager to develop annually a proposed capital improvement program (CIP) which is based on a review of existing Town facilities, level of service standards, current and projected deficiencies and capital needs as identified in the Plan; and

WHEREAS, pursuant to Plan Policy 11-A-2(ii) and LDC section 34-120(5), the LPA is required to review the proposed CIP on an annual basis and make a recommendation to the Town Council as to whether it is consistent with the Plan; and

WHEREAS, following proper notice as required by law, at its regularly scheduled meeting of July 15, 2008, the LPA conducted its required review of the Town Manager's proposed 2008-2009 CIP, attached hereto as Exhibit "A" and hereby incorporated by reference.

NOW THEREFORE BE IT RESOLVED, AS FOLLOWS:

1. The LPA hereby recommends that the Town Council finds that the attached proposed 2008-2009 CIP is consistent with the Plan, except as set forth in paragraph two (2) below.

2. The LPA further states that the capital improvement line item "Beach access improvements (bathrooms) is not consistent with the proposed 2008-2009 CIP.

The foregoing Resolution was adopted by the LPA upon a motion by LPA Member Bill Van Duzer and seconded by LPA Member Joanne Shamp and upon being put to a vote, the result was as follows:

Dennis Weimer, Chair aye
Evie Barnes aye
Joanne Shamp aye

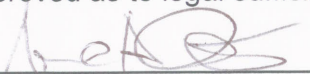
Alan Mandel, Vice Chair aye
Rochelle Kay aye
Bill Van Duzer aye Joe Yerkes absent

DULY PASSED AND ADOPTED THIS 15th day of July, 2008.

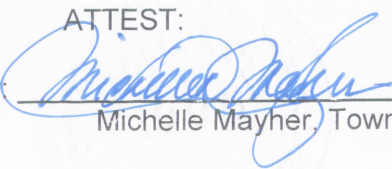
LPA of the Town of Fort Myers Beach

By: 
Dennis Weimer, Chair

Approved as to legal sufficiency:

By: 
Anne Dalton, Esquire
LPA Attorney

ATTEST:

By: 
Michelle Mayher, Town Clerk