



Town of Fort Myers Beach

COMMUNITY DEVELOPMENT DEPARTMENT

Supplement PH-F

Additional Required Information for an Appeal of an Administrative Action

This is the second part of a two-part application. This part requests specific information for an appeal of an administrative action. Include this form with the Request for Public Hearing form.

Project Name:
Authorized Applicant:
STRAP Number(s):

Current Property Status:
Current Zoning:
Future Land Use Map (FLUM) Category:
Platted Overlay? __yes__ no FLUM Density Range:

Requested Action:

<input type="checkbox"/> Appeal interpretation of LDC Section(s) _____
<input type="checkbox"/> Appeal other administrative action (Explain: _____)
<input type="checkbox"/> Appeal development permit (must be authorized by property owner)
<input type="checkbox"/> Appeal decision of LPA (Explain: _____)

Date of decision:

Submittal Requirements

Narratives

On separate sheets, address the following questions as applicable to the specific type of action you are appealing:

LDC Interpretation

1. What is the interpretation that you are appealing?

Also attach copies of the request for an interpretation, and the written response by the Town, as "Exhibit 1."

2. Describe what interpretation, in your opinion, should have been given. Explain the basis for your opinion.

Other administrative action

1. What administrative action are you appealing? (summarize)

Also attached copies of your application for administrative action and the written response by the Town, as "Exhibit 1."

2. Describe what action, in your opinion, should have been taken. Explain the basis for your opinion.

Appeal of development permit

1. What specific development permit application are you appealing?

Include as much information as is necessary to make clear the nature of the proposed development, including site plans, elevations, construction plans, or any other relevant plans or designs. Attach these items and a copy of the written response by the Town or designee as "Exhibit 1"

2. Describe what action should have been taken, in your opinion, on the development permit being appealed. Explain the basis for your opinion.

Appeal of LPA decision

1. What specific LPA decision are you appealing? Indicate the context of the LPA decision (Historic Preservation Board decision, landmark sign request, MUD hearing, Comprehensive Plan interpretation) and attach a copy of the LPA resolution constituting the decision you are appealing.

Case # _____
Planner _____

Date Received _____
Date of Sufficiency/Completeness _____

2. Describe what decision the LPA (or LPA acting as Historic Preservation Board) should have made, in your opinion. Explain the basis for your opinion.

LDC Section 34-86 governs appeals of administrative actions unless other procedures are specifically provided in the LDC in a particular context. Note that an appeal is appropriate where it is alleged that there is an *error* in the administration and enforcement of the provisions of the LDC or any other ordinance.