

1

RESOLUTION OF THE TOWN COUNCIL OF  
THE TOWN OF FORT MYERS BEACH, FLORIDA  
RESOLUTION NUMBER 00-24

WHEREAS, Donald Corcelli, the property owner, petitioned for a variance in the (RS-1) district from LDC Section 34-695 which requires a minimum lot width (street frontage) of 75 feet to permit 25 feet of street frontage for an existing single family residence, conditioned upon the vacation of a portion of a public roadway described as "Parcel 1" in an instrument of dedication recorded in Miscellaneous Book 28, at Page 158 of the Public Records of Lee County Florida lying between the centerline thereof and Lot 2, Unit No. 1, SANDPIPER VILLAGE, as per the map or plat thereof recorded in Plat Book 9, at Page 45, of the Public Records of Lee County, Florida; and,

WHEREAS, the subject property is located at 290 Ibis Street., Ft. Myers Beach, in S34-T46S-R24E, Lee County, FL., the legal description for the property is as follows:

Lots 1 & 2, Unit 1, SUBDIVISION Sandpiper Village, as recorded in Plat Book 9, page 45, of the Public Records of Lee County, Florida, and that portion of vacated Ibis Street, as recorded in C.C.M.B. 11, Page 525, lying in Section 34, Township 46 south, Range 24 East, Lee County, Florida.

The legal description for the proposed roadway vacation is:

Beginning at the westerly corner of said Lot 2; run N 45degrees W for 25 feet to the centerline of said roadway as shown on said plat; then run N 45 degrees E for 60 feet; thence run S 45 degrees E for 25 feet; thence run S 45 degrees W for 60 feet to the point of beginning; and

WHEREAS, the applicant has indicated the property's current STRAP number is: 34-46-24-W4-00200.0010 and

WHEREAS a hearing was held and the council considered the following criteria, recommendations and testimony of the staff, testimony from the applicant and from the public.

IT IS THE FINDING of this council that the following exist:

- a. That there are/not exceptional or extraordinary conditions or circumstances that are inherent to the property in question and that do not apply generally to the other nearby properties in the same zoning district;
- b. That the exceptional or extraordinary conditions or circumstances are not the result of actions of the applicant taken subsequent to the adoption of the ordinance (any action taken by an applicant pursuant to lawfully adopted regulations preceding the adoption of the ordinance from which this chapter is derived will not be considered self-created);

c. That the variance is/~~not~~ the minimum variance that will relieve the applicant of an unreasonable burden caused by the application of the regulation in question to his property;

d. That the granting of the variance will not be injurious to the neighborhood or otherwise detrimental to the public welfare; and

e. That the condition or situation of the specific piece of property, or the intended use of the property, for which the variance is sought is not of so general or recurrent nature as to make it more reasonable and practical to amend the ordinance.

NOW THEREFORE BE IT RESOLVED THAT THE VARIANCE IS ~~DISAPPROVED~~/APPROVED SUBJECT TO THE FOLLOWING conditions and requirements that are necessary for the protection of the health, safety, comfort, convenience and welfare of the general public and that are reasonably related to the variance requested.

The subject property may not be subdivided and is limited to one single family residence.

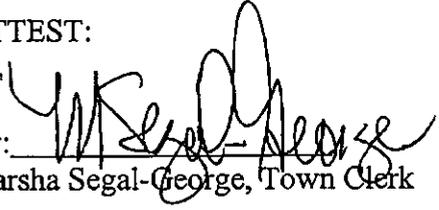
The foregoing resolution was adopted by the Fort Myers Beach Town Council upon being put to a vote, the result was as follows:

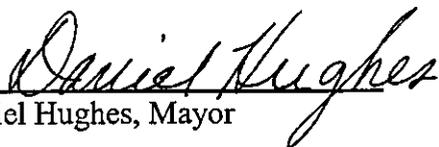
Anita T. Cereceda	aye
Daniel Hughes	aye
Garr Reynolds	aye
Ray Murphy	aye
Terry Cain	aye

APPLICATION DULY ~~DENIED~~/GRANTED this 5th day of June, 2000.

ATTEST:

TOWN OF FORT MYERS BEACH

By:   
Marsha Segal-George, Town Clerk

By:   
Daniel Hughes, Mayor

Approved as to form by:

  
Richard V.S. Roosa, Town Attorney