

RESOLUTION OF THE LOCAL PLANNING AGENCY OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 2000- 07

A RESOLUTION OF THE LOCAL PLANNING AGENCY OF FORT MYERS BEACH

WHEREAS, John D. Wright has requested that the Town approve 3 variances in the (RM-2) district; 1] a variance from Section 34-715 from the required side yard of 7 feet to zero (0) feet; 2] a variance from Section 34-715 from the required rear setback of 20 feet to 7 feet; 3]a variance from section 34-2192 from a private street easement of 20 feet to 3.5 feet; and

WHEREAS, the subject property is located at 702 Estero Blvd., Ft. Myers Beach, in S24-T46S-R23E, Lee County, FL.; and

WHEREAS, the applicant has indicated the property's current STRAP number is: 24-46-23-W3-00400.008E and

WHEREAS, a public hearing was legally advertised and held before the Local Planning Agency (LPA) on March 14, and,

WHEREAS, the LPA gave full and complete consideration to the recommendations of the Staff, the documents in the file, and the testimony of all interested persons.

NOW, THEREFORE BE IT RESOLVED BY THE LPA OF THE TOWN OF FORT MYERS BEACH, FLORIDA as follows:

That the LPA recommends that the Town Council approve variance requests #1 and #2 to allow 7 feet for the rear setback and to allow a side yard setback of zero feet. The LPA further recommends that the Council deny the requested variance for a 3.5foot street setback and instead allow a 4.5 ft. street setback in order to allow a 3 ft. stairway.
Pursuant to this recommendation, the LPA finds the following;

Findings & Conclusions;

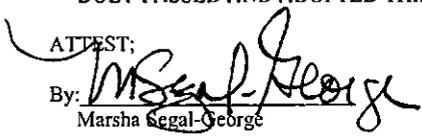
1. There are exceptional or extraordinary conditions or circumstances inherent to the property in question.
2. The exceptional or extraordinary conditions or circumstances are not the result of actions of the applicant taken subsequent to the adoption of the ordinance.
3. The required setbacks do place an unreasonable burden upon the applicant.
4. The granting of the variance would not be injurious to the neighborhood or otherwise detrimental to the public welfare.

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

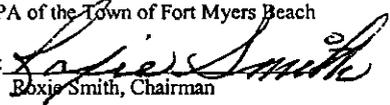
Jennifer Kaestner	yes
Dave Smith	yes
Rod Vayo	absent
Betty Simpson	yes
Roxie Smith	yes
Bill Van Duzer	yes
Jodi Hester	yes
Linda Beasley	absent
Harold Huber	absent

DULY PASSED AND ADOPTED THIS 14th day of March, 2000.

ATTEST;

By: 
Marsha Segal-George
Secretary to the LPA

LPA of the Town of Fort Myers Beach

By: 
Roxie Smith, Chairman