

**RESOLUTION OF THE LOCAL PLANNING AGENCY OF THE
TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 2008-03**

WHEREAS, the existence of the Local Planning Agency (LPA) is mandated by Florida Statutes Section 163.3174 and the LPA is statutorily responsible for the review of proposed land development regulations, land development codes, or amendments thereto, and for making recommendations to the Town Council as to the consistency of such proposals with the adopted Comprehensive Plan (Plan); and

WHEREAS, Section 34-120(4) of the Town Land Development Code (LDC) states that the LPA will review proposed LDC amendments and make recommendations to the Town Council regarding their consistency with the Plan, and

WHEREAS, at its meeting of November 19, 2007, the Town Council directed the LPA at its earliest availability to consider the provisions of Ordinance 08-03 regarding modification of temporary sign provisions of the Land Development Code to allow "open house" signs for real estate sale purposes; and

WHEREAS, on January 15, 2008, the LPA held a public workshop to consider the issues raised by Town Council as set forth above and received input from realtors located on Fort Myers Beach and on March 18, 2008, the LPA held a public hearing on Ordinance 08-03.

IT IS HEREBY RESOLVED BY THE LPA OF THE TOWN OF FORT MYERS BEACH, FLORIDA as follows:

1. The LPA recommends that the Town Council approve Ordinance 08-03 as modified in Exhibit "A", attached hereto.
2. The LPA recommends that this Ordinance automatically sunset on December 31, 2008, and that the Town Council direct the LPA to review this Ordinance no later than the month of October, 2008 and come forward to the Town Council with further recommendations.
3. The LPA further recommends that Ordinance 08-03 not be codified into the Town Land Development Code due to its temporary nature.

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

Tom Babcock, Chair	<u>aye</u>	Alan Mandel	<u>absent</u>
Bob Simon, Vice Chair	<u>nay</u>	Bob Raymond	<u>aye</u>
Evie Barnes	<u>aye</u>	Dennis Weimer	<u>aye</u>
Rochelle Kay	<u>nay</u>		

DULY PASSED AND ADOPTED THIS 18th day of March, 2008.
LPA of the Town of Fort Myers Beach

By: Tom Babcock
Tom Babcock, Chair of the LPA

Approved as to legal sufficiency:

By: Anne Dalton
Anne Dalton, Esquire, LPA Attorney

ATTEST:

By: Michelle Mayher
Michelle Mayher, Town Clerk