

RESOLUTION OF THE LOCAL PLANNING AGENCY OF THE  
TOWN OF FORT MYERS BEACH, FLORIDA  
RESOLUTION NUMBER 2009-01A

WHEREAS, the existence of the Local Planning Agency (LPA) is mandated by Florida Statutes Section 163.3174; and

WHEREAS, the Local Planning Agency (LPA) is statutorily responsible under Chapter 163, Florida Statutes, and the Town of Fort Myers Land Development Code (LDC)\_Section 34-120 for the review of proposed land development regulations, land development codes, or amendments thereto, and for making recommendations to the Town Council with regard thereto and performing such other reviews as are requested by the Town Council; and

WHEREAS, following proper notice and as required under Florida Statute and the LDC, the LPA conducted public hearings on February 24, 2009, and March 24, 2009, to consider proposed Town Ordinance 09-01 to establish a procedure within Chapter 10 of the LDC to vacate Town-owned interests in real property; and

WHEREAS, a copy of said Ordinance 09-01 is attached hereto as Exhibit A and is hereby incorporated by reference.

NOW THEREFORE BE IT RESOLVED, that the LPA **recommends** the Town Council approval and adoption of Town Ordinance 09-01 to amend Chapter 10 of the Town LDC to create procedures for vacating Town-owned interests in real property within the Town of Fort Myers Beach, Florida.

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

Dennis Weimer, Chair	<u>aye</u>	Alan Mandel, Vice Chair	<u>aye</u>
Evie Barnes	<u>absent</u>	Rochelle Kay	<u>aye</u>
Joanne Shamp	<u>aye</u>	Bill Van Duzer	<u>aye</u>
Joe Yerkes	<u>aye</u>		

DULY PASSED AND ADOPTED THIS 24<sup>th</sup> day of March , 2009.

LPA of the Town of Fort Myers Beach

By:   
Dennis Weimer, LPA Chair

Approved as to legal sufficiency:

By:   
Anne Dalton, Esquire  
LPA Attorney

ATTEST:

By:   
Michelle Mayher, Town Clerk