

RESOLUTION OF THE LOCAL PLANNING AGENCY OF THE
TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 2009-16

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 reviewed and discussed modifications to the beach furniture provisions set forth in LDC Chapter 14, said modifications concerning beach furniture and equipment licensing as set forth in a proposed LDC Section 14-12 (copy attached as Exhibit A) which had been excluded from Ordinance 07-03 at the time of its passage on April 2, 2007; and

WHEREAS, the LPA has determined that there is no need for further regulation of this matter in the manner proposed in LDC Section 14-12 and no need for a hearing by Town Council or the LPA.

NOW THEREFORE BE IT RESOLVED, that the LPA **recommends** the Town Council discontinue consideration of proposed LDC Section 14-12 regarding further regulation of beach furniture and equipment licensing within the Town of Fort Myers Beach, Florida.

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

Dennis Weimer, Chair aye
Carleton Ryffel aye
Joanne Shamp aye

Alan Mandel, Vice Chair aye
Rochelle Kay aye
Bill Van Duzer aye

DULY PASSED AND ADOPTED THIS 13th day of July , 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