

**RESOLUTION 2018-05 OF THE LOCAL PLANNING AGENCY  
OF THE TOWN OF FORT MYERS BEACH FLORIDA DENYING  
A REQUEST TO VACATE A PORTION OF TOWN RIGHT-  
OF-WAY LOCATED NEAR 300 DONORA BOULEVARD**

**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**, LDC Section 10-220 requires the Town Council to consider the complete staff report, staff recommendations, and the local planning agency minutes and resolution with recommendation; and

**WHEREAS**, following proper notice and as required under the LDC, the LPA conducted a public hearing on August 21, 2018 to consider an application to vacate public right-of-way located behind 300 Donora Boulevard.

**NOW THEREFORE BE IT RESOLVED BY THE LOCAL PLANNING AGENCY**, that the LPA recommends that Town Council **DENY** the request to vacate a portion of the public right-of-way and canal located behind 300 Donora Boulevard.

The foregoing Resolution was adopted by the LPA upon a motion by LPA Member Jane Plummer and seconded by LPA Member Hank Zuba and upon being put to a vote, the result was as follows:

Hank Zuba, Chair	AYE	Lorrie Wolf	Absent
Scott Safford	AYE	Dan Hughes	AYE
Jane Plummer	AYE	Megan Heil	AYE
Dan Hendrickson, Vice	AYE		

DULY PASSED AND ADOPTED THIS 21<sup>st</sup> day of August 2018.

Local Planning Agency

By: \_\_\_\_\_ **Hank Zuba**  
Hank Zuba, Chair (signed electronically  
for scheduling)

Approved as to legal sufficiency:

ATTEST:

By: \_\_\_\_\_  
Peterson Law Group, Town Attorney

By: \_\_\_\_\_  
Michelle Mayher, Town Clerk