

**RESOLUTION 2018-08 OF THE LOCAL PLANNING AGENCY
OF THE TOWN OF FORT MYERS BEACH FLORIDA
APPROVING A REQUEST TO VACATE A PORTION OF
TOWN RIGHT-OF-WAY LOCATED NEAR 450 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 October 9, 2018 to consider an application to vacate public right-of-way located behind 450 Donora Boulevard; and

WHEREAS, the portion of property to be vacated, has no public purpose.

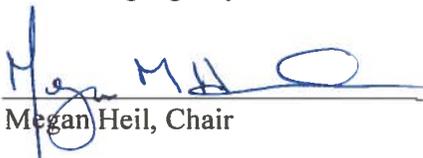
NOW THEREFORE BE IT RESOLVED BY THE LOCAL PLANNING AGENCY, that the LPA recommends that Town Council **APPROVE** the request to vacate a portion of the public right-of-way and canal located behind 450 Donora Boulevard and indicated by Exhibit B of the staff report.

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

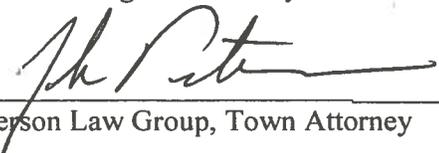
James Atterholt	Aye	Lorrie Wolf	Aye
Scott Safford	Aye	Dan Hughes	Aye
Jane Plummer, vice chair	Aye	Megan Heil, chair	Nay
Timothy Smith	Aye		

DULY PASSED AND ADOPTED THIS 9th day of October 2018.

Local Planning Agency of the Town of Fort Myers Beach

By: 
Megan Heil, Chair

Approved as to legal sufficiency:

By: 
Peterson Law Group, Town Attorney

ATTEST:

By: 
Michelle Mayher, Town Clerk