



Fort Myers Beach Town Council

**Council Chambers
2525 Estero Blvd.
Fort Myers Beach, FL 33931**

Agenda

Monday, March 21, 2022

9:00 AM

ORDER OF BUSINESS

- I. CALL TO ORDER**
- II. INVOCATION**
- III. PLEDGE OF ALLEGIANCE**
- IV. APPROVAL OF FINAL AGENDA**
- V. PUBLIC COMMENT**
- VI. LOCAL ACHIEVEMENTS AND RECOGNITIONS**
- VII. ADVISORY COMMITTEES ITEMS AND REPORTS**
- VIII. APPROVAL OF MINUTES**
 - A. March 7, 2022 Town Council meeting
 - B. March 10, 2022 Management & Planning
- IX. PRESENTATION**
 - A. Beach Renourishment Project
Presentation: Coastal Engineering Consultants update on the Beach Renourishment Project
- X. CONSENT AGENDA**
 - A. Special Event: Newton Beach Park
Special Event Application for Private Anniversary Party at Newton Beach Park on May 29, 2022
- XI. PUBLIC HEARINGS**
 - A. RES 22-12, SEZ 20210129 Consumption on Premise for Outdoor Seating at 6241 Estero Boulevard (Charley's Boathouse)
Approve/Approve with Conditions/Deny Resolution 22-12, granting a Special Exception authorizing the extension of use of the restaurant's

COP to allow service to an outside area (830 sq ft) within 500 feet of a dwelling unit at Charley's Boathouse.

B. Ordinance 22-04; Motorized Micromobility Devices

Second Reading and Final Public Hearing: AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA AMENDING SECTIONS SECTION 28-19, SECTION 28-82, AND SECTION 28-84 OF CHAPTER 28, "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES, TOWN OF FORT MYERS BEACH, FLORIDA, TO DEFINE AND REGULATE MOTORIZED MICRO-MOBILITY DEVICES; PROVIDING FOR CODIFICATION; CONFLICTS; SCRIVENER'S ERRORS; SEVERABILITY AND AN EFFECTIVE DATE.

C. Ordinance 22-08; Election Qualifying Period

First Reading and Public Hearing for proposed Ordinance 22-08: AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA AMENDING THE QUALIFYING PERIOD FOR TOWN COUNCIL CANDIDATES FOR THE NOVEMBER 2022 ELECTION AND FUTURE ELECTIONS; PROVIDING FOR SCRIVENER'S ERRORS; CONFLICTS OF LAW; SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Open the first public hearing and schedule for second reading and final adoption on April 4, 2022 at 9:00 AM

XII. ADMINISTRATIVE AGENDA

A. Resolution 22-10 - Approving Piggyback Contract with Vetor Contracting Services, LLC

Adopt Resolution 22-10, approving a piggy-back contract for utility repairs with Vetor Contracting, LLC pursuant to Collier County's competitively procured contract, ITB # 20-7771 for emergency and routine utility repairs.

B. Status Report on Laguna Shores Dredging Project

Status Report on Laguna Shores Dredging Project

C. Resolution 22-09, FBIP Grant Application, Grant Agreement and Grant Administration

Adopt Resolution 22-09, authorizing the Town Manager or designee to apply for, execute related grant application and grant agreement documents, and administer a grant from the Florida Boating Improvement Program for funds not-to-exceed \$3,000,000 for the construction of upland services for the Mooring Field Operations; providing an effective date.

D. Resolution 22-11; Participation in Program for Public Information (PPI) for Community Rating System (CRS)

Adopt Resolution 22-11, authorizing the Town's participation in the multi-jurisdictional Program for Public Information documents as part of the Town's Community Rating System (CRS) efforts under the

National Flood Insurance Program (NFIP).**XIII. FINAL PUBLIC COMMENT****XIV. TOWN MANAGER'S ITEMS****XV. TOWN ATTORNEY'S ITEMS****XVI. COUNCILMEMBERS ITEMS AND REPORTS****XVII. ADJOURNMENT**

NOTE: THIS MEETING IS TELEVISED LIVE ON COMCAST CHANNEL 98.

IF A PERSON DECIDES TO APPEAL A DECISION MADE BY THE COUNCIL IN ANY MATTER CONSIDERED AT THIS MEETING/HEARING, SUCH PERSONS MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, TO INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH ANY SUCH APPEAL IS TO BE BASED.



For special accommodations, please notify the Town Clerk's Office at least 72 hours in advance. (239) 765-0202



Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the Town Clerk's Office.

In accordance with the Americans with Disabilities Act (ADA), persons needing a special accommodation to participate in the Board's proceedings should contact the Town Clerk's Office not later than three days prior to the proceedings.



Fort Myers Beach Town Council

**Council Chambers
2525 Estero Blvd.
Fort Myers Beach, FL 33931**

Minutes

Monday, March 7, 2022

9:00 AM

ORDER OF BUSINESS

I. CALL TO ORDER

Members present: Mayor Murphy, Vice Mayor Hosafros, Council Member Allers, Council Member Atterholt and Council Member Veach.

II. INVOCATION

Town Clerk Baker.

III. PLEDGE OF ALLEGIANCE

IV. APPROVAL OF FINAL AGENDA

Vice Mayor Hosafros moved to approve the final agenda; second by Council Member Veach.

Motion carried unanimously.

V. PUBLIC COMMENT

Tom Torgerson, resident, provided an update regarding Margaritaville and noted they were on schedule. He introduced Chief Operating Officer Robert Kisobeth, who stated they were actively recruiting a management team. He added they would hire between 250-300 employees.

Dave Nusbaum, President of Island Winds Condominiums, discussed the new glass ordinance and unintended consequences. He commented that they were halfway through their 10-year project to replace the windows but had to stop because there was no grandfather clause. Mr. Nusbaum stated that Fort Myers Beach appeared to be the only municipality in Florida that went to a .15 tint instead of a .45, which was recommended by the FWC (Fish & Wildlife Conservation Commission). He displayed a sample of the glass. He noted that they supported Turtle Time, but they had to find a balance.

Patricia Rittinger, resident of Island Winds, read a letter from Gateway Villas Condominium Association regarding the glass. Many owners installed sliding glass doors with the .45 tint. The board could not approve the installation of .15

glass doors because the new glass conflicted with the condominium's governing documents, which stated there could be no alterations changing the physical appearance of the property. They asked the Council to consider a minimum 5-year moratorium on implementing the .15 glass to allow the industry to find suitable alternatives.

Lisa Price, Property Manager at Island Winds Condominiums, read a letter from Terry Neal, the President of Sandarac II, Condominiums. They requested changing the ordinance to a .45 tint due to the exterior uniform appearance requirement in the bylaws. Costs were considerably higher and the product was not widely available. They requested a 5-year moratorium.

Sue O'Brien from the Sand Caper Condominiums read a letter from the President. The letter stated that 45% of owners had upgraded their sliding glass doors with hurricane impact doors. The ordinance directly conflicted with their governing condominium documents regarding changing the exterior appearance. The President asked that the ordinance be revised to apply to new construction only. John R. King represented Islands End Condominium Association. He supported the other condominiums and their concerns regarding the .15 glass tint. He proposed candidate forums before the upcoming elections.

Dave Wisor, President of Smuggler's Cove Condo Association, requested a moratorium on the ordinance. He stated the .15 glass made the condos too dark to move around without turning the lights on. He appreciated Environmental Project Manager Chadd Chustz working with them regarding tints.

Jennifer Brown, General Manager at Mariner's Boathouse and Beach Resort, represented the condominium and read a letter from the President. She indicated the building was constructed in 1985 and it was time to replace the sliding glass doors facing the Gulf. The new glass was too expensive, and they struggled to find vendors who carried the product. The president stated they needed time to implement the change and asked for a 5-year moratorium.

Bob Loria, Vice President of Mariner's Boathouse, had a letter from the Director of Operations of VRI regarding the .15 glass requirement. He noted the change to their units would be too dramatic and hoped Town Council would reconsider the ordinance.

Edward McCabe, Board Member at Carlos Point, read a letter from the President regarding the .15 glass requirement. He requested that they revise the ordinance to the .45 glass. Mr. McCabe stated that the new ordinance did not make sense. Sharon Hegstrom, President of Castle Beach Condominiums, stated they had been making structural repairs to the building for the last four years and were stretched to their limit. She noted they followed turtle lighting regulations and were involved with the FWC birding project. The new glass was costly and would affect their views. She asked that the Council reconsider their decision concerning the .15 glass.

Marty Weit, resident, addressed the property purchased by the town behind Town Hall for a new upland service building. He did not support the project and increased traffic on the canal.

Larry Abramoff, resident, discussed the land purchased on Tropical Shores and stated it was a residential neighborhood. He described intrusions on their property

and noted the canal was shallow during low tide. Neighbors were concerned that the canal would be too crowded and they would eventually lose the mangroves. Mr. Abramoff indicated he sent a list of several commercial sites available to staff and suggested they make one of those locations work. He remarked that it belonged in a commercial district and he offered to work with the town regarding other locations.

Star Sherwood, resident, was opposed to the project and felt it could be an unsafe environment and would intrude on their privacy.

Gloria Abramoff, resident, was opposed to the project. She stated that their canal was one of two with an intact mangrove site. She urged them not to go forward with the building.

Todd Zachinelli, resident, opposed the project and felt it would turn their neighborhood into a commercial area.

Harvey Staley, resident, was opposed to the project. He asked that they reconsider. Sylvia Lucas, resident, thanked Council Member Veach for meeting with them. She described the neighborhood and the wildlife in the canal and mangroves and was concerned about the environmental impact.

Eddie Foster applauded the new beach access signs. She discussed the parking area at Pine Ridge Road and noted it was not used much. She indicated the signs on Summerlin were not adequate to bring attention to the lot. She suggested adding trash cans on the sidewalks at beach accesses and adding signs telling people to cross in crosswalks.

Joe Orlandini, resident, discussed the liens on Sunset Grill and asked that they release the liens on the Estero Blvd. homes. The owners could not close on the houses until they were removed from the LLC. He noted it was costing them a lot of money. He asked that they add the issue to the agenda.

Chase Hussey brought up PWVL and PAL renewals. He stated he purchased the parasailing business from Patrick Renalli.

Jen Rusk attended the Citizens Academy and thanked Town staff, Town Clerk Baker and Communications Coordinator Jennifer Dexter. She was concerned regarding the lighting plan and encouraged Council to include input from Advisory Committees. She invited community members to attend Marine Resources Task Force meetings and encouraged everyone to stop by the pop-up events.

Terry Persaud, business owner, discussed issues at Sunset Beach Tropical Grill. He stated he had been trying to resolve them for four years. Their liquor license was revoked. He reviewed their history of denied permit applications, pending legal matters and violations. He requested a meeting with a neutral mediator to resolve the issues and requested that the town remove the lien on the houses and put them on the Sunset Grill.

Sarah Spector with Roetzel and Andress represented Mr. Persaud. She requested that the violations be removed from other Persaud properties. She described communications with town staff regarding fines and violations and noted she had not received any correspondence after February 15. She stated they wanted to resolve the issues.

Steve Johnson, resident, discussed the last Management and Planning meeting

regarding the lighting ordinance and accent lighting. He stated light pollution was not minimized at Bayside Park or Times Square due to the uplights. He described the glare from uplights and indicated there were ways to design with responsible lighting.

VI. PRESENTATIONS, LOCAL ACHIEVEMENTS AND RECOGNITIONS

Council Members Veach and Atterholt recognized the Citizens Academy class. Vice Mayor Hosafros appreciated the thoughtful, polite and civil comments by the community. She congratulated Adam Knight from the Mound House for writing an article regarding his project at the Mound House. She noted it was published in The Legacy magazine.

Council Member Allers welcomed the Shrimp Festival and St. Patrick's Day Parade. He thanked Cultural Parks & Recreation Director Alison Giesen and staff for hosting the memorial for Dan Hughes.

Mayor Murphy agreed the reception at the Mound House was very well done. He relayed that his father thanked Town Council for his 100th birthday proclamation.

A. Lee County Sheriff's Update

Captain Lalor described increased traffic enforcement and new drinking and driving signs. He stated they worked with ABT (Alcoholic Beverage and Tobacco) regarding underage serving. Vice Mayor Hosafros suggested more law enforcement and publicity regarding drinking and driving on the beach. Captain Lalor stated that one of the two fatalities involved alcohol and traffic enforcement was a priority. Dennis Petrarca, Lieutenant from the Sheriff's Office, described penalties for moving violations and legal issues with checkpoints. Captain Lalor stated that he would work with their public information officer concerning enhancing public safety.

B. Problem Gambling Awareness Month

The Florida Council on Compulsive Gambling requests the Town Council proclaim March 2021 as *Problem Gambling Awareness Month* in Fort Myers Beach

Mayor Murphy read the proclamation.

C. FMB Citizens Academy Graduation

Mayor Murphy presented diplomas to the Citizens Academy class. Town Clerk Baker thanked the staff for their hard work, described the class and congratulated the graduates.

VII. ~~ RECESS AND REFRESHMENTS ~~

VIII. ADVISORY COMMITTEES ITEMS AND REPORTS

A. Public Safety Committee (PSC)

Chair Dawn Thomas reported that they met with members of the homeless community outreach program, bells and lights for bicycles were promoted and continued to be distributed. The PSC website was enhanced and updated.

They were working with Tiffany Wood from Lee County Sheriff's Dept regarding organizing neighborhood watch programs. They communicated with Jennifer Campbell from the Fire Department regarding educational materials to add to their website. She noted they met with Rob Phelan from LDOT (Lee County Department of Transportation) concerning bicycle markings, signage and crosswalks. She requested that PSC be kept in the loop regarding lighting crosswalks.

Council Member Allers suggested that PSC contact FP&L (Florida Power & Light) regarding replacing burnt-out lights. Chair Thomas agreed.

Vice Mayor Hosafros brought up publicizing helmets for bicyclists. She noted that many bicyclists' rode against traffic, which was against the law. Chair Thomas replied that they discussed the issue with Mr. Phelan and he mentioned eye fatigue from too many signs. She noted they needed to find a balance.

Chair Thomas summarized their conversation regarding churches providing services to less fortunate people, many of whom were not homeless.

A discussion was held regarding distributing lights and bells.

IX. APPROVAL OF MINUTES

A. February 7, 2022 Town Council meeting

Vice Mayor Hosafros moved to approve the minutes; second by Council Member Allers.

Motion carried unanimously.

B. February 10, 2022 Management & Planning Session

Vice Mayor Hosafros moved to approve the minutes; second by Council Member Allers.

Motion carried unanimously.

X. PUBLIC HEARINGS

A. Ordinance 22-04; Motorized Micromobility Devices

Second Reading and Final Public Hearing of an Ordinance entitled: AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA AMENDING SECTIONS SECTION 28-19, SECTION 28-82, AND SECTION 28-84 OF CHAPTER 28, "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES, TOWN OF FORT MYERS BEACH, FLORIDA, TO DEFINE AND REGULATE MOTORIZED MICRO-MOBILITY DEVICES; PROVIDING FOR CODIFICATION; CONFLICTS; SCRIVENER'S ERRORS; SEVERABILITY AND AN EFFECTIVE DATE.

Mayor Murphy read the title of the ordinance. Town Attorney Herin, Jr. revealed that the advertisement appeared past the date to conduct the hearing. He requested that the matter be continued to March 21, 2022. Vice Mayor Hosafros moved to continue the matter to March 21, 2022; second by Council Member Veach.
Motion carried unanimously.

XI. ADMINISTRATIVE AGENDA

A. Flock Safety License Plate Camera Agreement

Adopt Resolution 22-08 approving an Agreement between the Town and Flock Group, Inc. to provide automatic license plate detection software and hardware to monitor the Town's sidewalks, shared use paths, streets, and roads in an amount not to exceed \$15,000 annually, with a one-time implementation fee of \$1,500.

Mayor Murphy read the title of the resolution.

Council Member Allers moved to adopt Resolution 22-08; second by Vice Mayor Hosafros.

Town Attorney Herin, Jr. stated that he would have conversations with Flock to provide language in the agreement to limit litigation risks.

Motion carried unanimously.

B. Resolution 22-07: FDEP Grant Agreement

Adopt Resolution 22-07 re Ratifying the Town Manager's execution of a Grant Agreement between the Town and the Florida Department of Environmental Regulation accepting a \$1 million grant award for the expansion of outdoor recreation facilities as part of the redevelopment of Bay Oaks.

Mayor Murphy read the title of the resolution.

Mayor Murphy moved to adopt the resolution; second by Council Member Veach.

Motion carried unanimously.

C. Resolution 22-06; WCIND Grant Application

Approve Resolution 22-06 authorizing the Town Manager or his designee to submit a grant application to West Coast Inland Navigational District (WCIND) for Law Enforcement Grant Requests for marine patrol and enforcement; and execute the WCIND grant agreement.

Mayor Murphy read the title of the resolution.

Vice Mayor Hosafros moved to approve Resolution 22-06; second by Council Member Allers.

Motion carried unanimously.

XII. FINAL PUBLIC COMMENT

No public comment.

XIII. TOWN MANAGER'S ITEMS

Town Manager Hernstadt reported that the blue lights between Lani Kai and Crescent Beach would be repaired soon.

He thanked everyone for their patience with installing the new audio/visual system.

XIV. TOWN ATTORNEY'S ITEMS

Town Attorney Herin, Jr. stated that Judge Fuller entered an order in favor of the town regarding short-term rentals and the definition of a month.

In reference to the homes included in the LLC lien mentioned during public comment, Town Attorney Herin, Jr. indicated a settlement agreement had been entered into by both parties but not completed. He stated there was nothing to release until the terms of the settlement were complied with. He noted that the property owner still had not brought the other property into compliance and fines continued to accrue.

Council Member Atterholt questioned whether mediation would be helpful. Town Attorney Herin, Jr. replied negatively and noted that the property owner knew what needed to be done to mitigate the situation. Mayor Murphy questioned whether Town Attorney Herin, Jr. could work out a settlement agreement. Vice Mayor Hosafros reviewed the history of the case and noted they bent over backward for the property owner, but he refused to comply with their requests and conditions. She stated there was nothing to negotiate, mediate or discuss. She added it would be unfair to other property owners who followed the code. Town Attorney Herin, Jr. agreed and added that the town had invested a lot in trying to get the property owner to comply with the code. He did not think that any other mechanism would ensure compliance. He added that they have not received anything from the property owner regarding the agreement except for requests to release the liens.

Town Manager Hernstadt explained that the property owner entered into a contract to sell the homes knowing there were underlying issues. He stated the property owner could come into compliance and request a fine reduction or submit a settlement with the Town Attorney.

Town Attorney Herin, Jr. clarified that if they released the homes from the lien right now, the property owner could sell the homes and use the proceeds to potentially turn around and use that against the town in ongoing litigation.

Town Manager Hernstadt stated the property owner could resolve the issue if he wanted to.

A. PWVL / PAL's Renewal Procedures

Council Member Veach preferred a lottery rather than a first-come, first-serve basis for inactive licenses. Council Member Atterholt brought up negotiations between TPI developers and Margaritaville and their belief they could self-perform. He suggested that they look at language to address promises made to Margaritaville and address this particular license so they could self-perform and move forward. Town Attorney Herin, Jr. replied that he would work on the language.

Council Member Veach explained that they could add a plus one for the current situation and when a license was dropped, that license would expire and the cap would remain. Town Manager Hernstadt did not support a first-come, first-serve basis for vacant licenses. He suggested that Town Council set up a process to review applicants.

XV. COUNCILMEMBERS ITEMS AND REPORTS

Council Member Allers questioned whether they could add a discussion to an M&P agenda concerning language in the code requiring a 20-foot liner for parking garages. Council Member Atterholt agreed, but Mayor Murphy explained why he did not support a discussion. Council Member Veach added his support for a discussion. Council Member Allers stated he was open to reviewing the .15 glass requirement. All members agreed to add it to an M&P. Council Member Allers suggested that staff bring forward costs involved with lighting based on the photometric study. Town Manager Hernstadt explained that pricing changed quickly, but they could provide numbers. He noted that Council had to decide whether they were ready to take responsibility for lighting Estero Blvd. before moving forward. Council Member Veach agreed to move it to an M&P, but Council Member Allers felt they had enough information to make a decision. Council Member Allers suggested a June 1, 2022 deadline to allow FP&L to test the new amber light and then decide based on the results. Council Member Atterholt felt the lighting consultant was obligated to provide options and estimated costs. Mayor Murphy supported another discussion and brought up the history of the core level of services. He stated that if the town was going to take responsibility for Estero Blvd., it should be the town's road. Vice Mayor Hosafros agreed that it was a legitimate discussion. Council Member Veach brought up liability issues with taking over Estero Blvd. Mayor Murphy remarked that it was ludicrous for the town not to own their main street. Council Members continued to discuss details, opinions and suggestions. Town Manager Hernstadt agreed to get the numbers. Vice Mayor Hosafros suggested that they take immediate action if the state allowed them to prevent smoking on the beach. No items from other members.

A. Lee County TDC Seat

Ex-Officio, Non-Voting Seat on TDC

Town Manager Hernstadt explained that Lee County and the TDC created a new ex-officio, non-voting seat to allow each of the municipalities to have a seat on the TDC. Vice Mayor Hosafros stated she would do it but thought it would be good if someone else attended meetings to learn the intricacies of the TDC. Council Member Atterholt offered to serve.

Vice Mayor Hosafros moved to appoint Council Member Atterholt as an ex-officio, non-voting member of the TDC; second by Council Member Veach. Motion carried unanimously.

XVI. ADJOURNMENT

Council Member Allers moved to adjourn the meeting; second by Council Member Veach.

Motion carried unanimously.

The meeting was adjourned at 1:06 p.m.

DRAFT



Fort Myers Beach Management & Planning Session

Council Chambers
2525 Estero Blvd.
Fort Myers Beach, FL 33931

Minutes

Thursday, March 10, 2022

9:00 AM

ORDER OF BUSINESS

I. CALL TO ORDER

Members present: Mayor Murphy, Vice Mayor Hosafros, Council Member Allers, Council Member Atterholt and Council Member Veach.

II. PLEDGE OF ALLEGIANCE

III. ITEMS FOR DISCUSSION

A. Conceptual Upland Building Location

Conceptual Plan for Mooring Field Upland Services building location behind Town Hall.

Town Manager Hernstadt noted the conceptual plan was presented now due to the grant deadline of April 1. If the Council decided not to make a decision soon, they would have to wait a year for the next grant cycle. He added that the grant opportunity was for maritime activities only and required a match.

Town Manager Hernstadt indicated the purchase price of the property could be used as part of the match and he estimated a building would cost around \$3 million.

Council Member Atterholt questioned whether boaters would check in at Town Hall or at the new facility. Vice Mayor Hosafros, Anchorage Advisory Committee (AAC) Liaison, replied that check-in was done electronically unless there was an issue. Mayor Murphy wondered about the amount of traffic generated by boaters using the facilities. It was estimated that the traffic would consist of 10 vessels per day.

Town Manager Hernstadt stated that the building would be two stories. Council Member Allers questioned whether the current facility could handle an expanded field. Town Manager Hernstadt replied that it would not be adequate. Council Member Allers felt they were rushing into deciding without knowing the consequences. He supported waiting until next year.

Council Member Veach questioned whether the facility would be staffed. Town Manager Hernstadt thought staffing needs would be minimal due to the proximity of Town Hall. He indicated that Council would determine the hours of operation and access would be electronic. Council Member Veach questioned the location of the dinghy dock and Town Manager Hernstadt responded that he could check with the coastal engineer. He noted there was flexibility with the location of the building after the site plan was submitted. He stated the purpose of the discussion was to receive feedback and answer questions.

B. Comp Plan / LDC Updates

The Corradino Group will provide a project status of the Comprehensive Plan updates

The consultant utilized PowerPoint for his presentation. Slides included: Agenda; FMB Population; Population Projections; Housing Data; Town SWOT Analysis; Tools; Inclusionary Zoning, Workforce Housing Bonus; Future Land Use; Comprehensive Plan & Land Development Regulations; Current Comprehensive Plan Policies; Considerations - Comprehensive Plan Policies; Future Land Use Map; Proposed Districts; Times Square Mixed-Use District; Civic Center & Coconut Village RV Park; Publix Commercial Parcel; Neighborhood Center; Theatre & Arts District; Santini Village; Town-Wide Recommendations and Discussion. (Recess to fix video.)

Council Member Atterholt questioned whether Santini Plaza could add stories to their building. Community Development Planner Sara Propst replied that she would check. She discussed creating a community land trust to set criteria for workforce housing. The consultant noted he would present the information to the Local Planning Agency (LPA) for their input and re-draft the plan before bringing it back to Town Council.

C. Electric Charging Stations

Presentation: MBS - Electric Charging Stations

Richard Meek, President of MBS of Naples, utilized PowerPoint for his presentation. Slides included: Zevtron Product Life Cycle Stages; US Plug-In Vehicle Fleet Size; Illustration of PEV Charging Infrastructure; Who is Zevtron?; How Does Zevtron Differentiate?; How Do You Want to Charge?; Rate Table; Dashboard; Fast-Charging Unit; Level 2 Charger; Other Applications; and Zevtron Advantage.

Mr. Meek stated he was working with Collier, Broward and Miami-Dade Counties.

D. EV Charging Stations

The discussion of EV charging options

Town Manager Hernstadt questioned how they wanted to move forward. Mayor Murphy supported a hybrid approach, while Council Member Veatch leaned toward a level 2 charging system. Town Manager Hernstadt noted they might want to evaluate a fast-charging system based on the turnover of vehicles. Vice Mayor Hosafros brought up constraints with the FPL contract. Town Manager Hernstadt responded that they would negotiate an agreement they were comfortable with. Council Member Atterholt agreed with a hybrid system. Town Attorney Herin, Jr. revealed that past negotiations with FPL regarding the contract were unsuccessful. Town Manager Hernstadt added that they could work with other firms and customize what they needed.

IV. AGENDA MANAGEMENT

A. March 2022

Add the MRTF name change to a future agenda.

Add the FPL document received yesterday to an M&P and invite FPL representatives.

Town Attorney Herin, Jr. stated he was unavailable for the meeting on March 21, 2022, and Mr. Sanabria would attend.

Town Manager Hernstadt questioned addressing people who enclosed lower levels for habitation without authorization.

V. ADJOURNMENT

Mayor Murphy adjourned the meeting at 12:06 p.m.

Estero Island Shore Protection Project Update

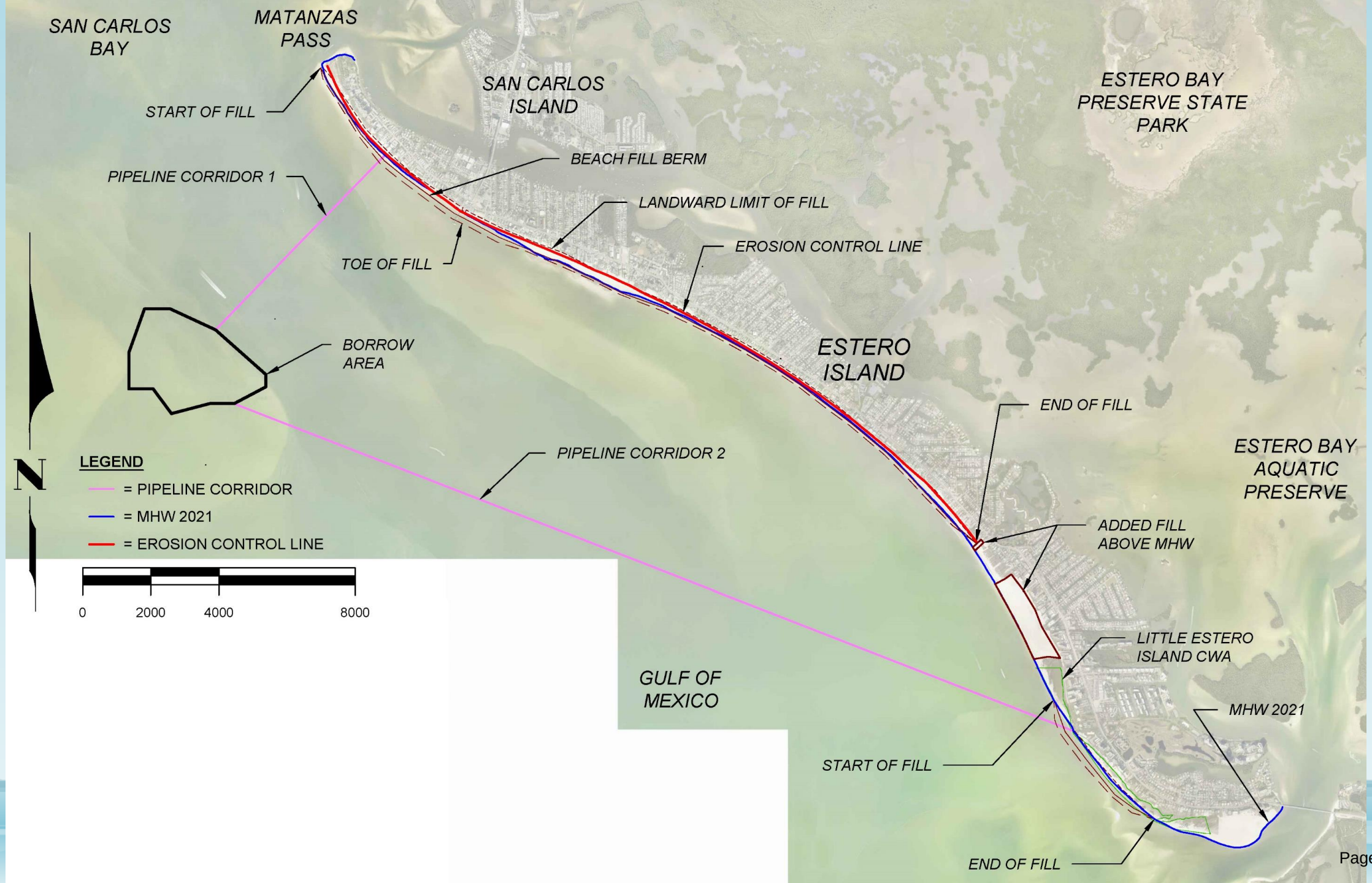
MARCH 21, 2022



OUTLINE

- Project Design
- Permit Status
- Funding
- Public Access
- Contracting
- ECL
- Easements
- Construction
- Post-Construction Requirements

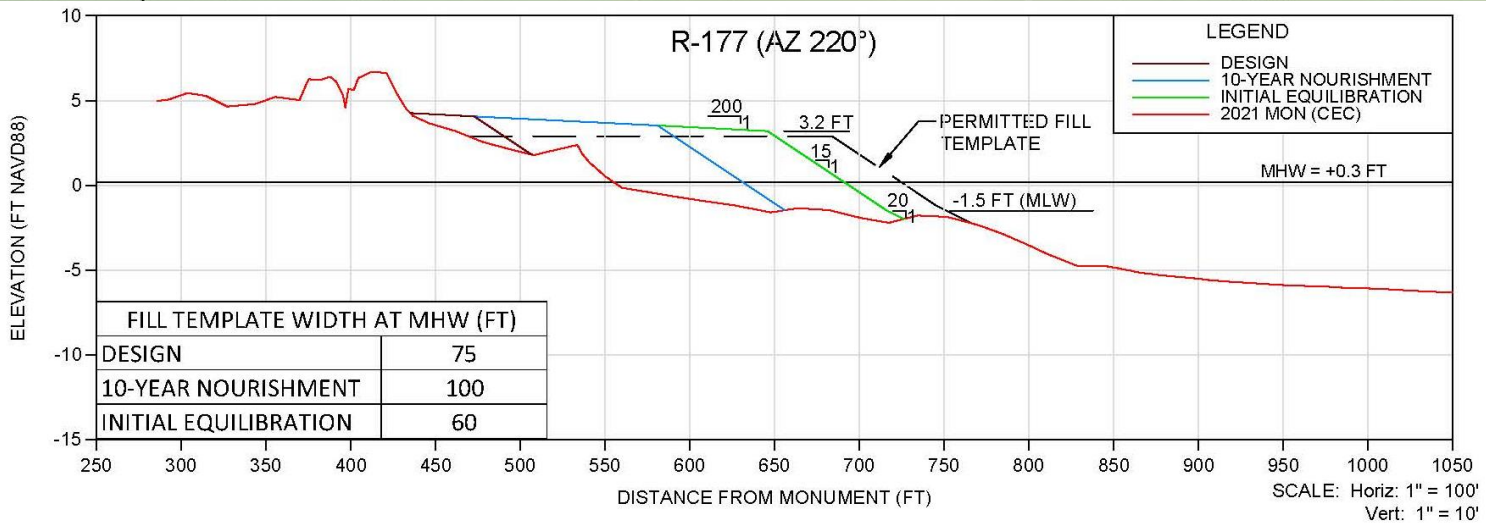




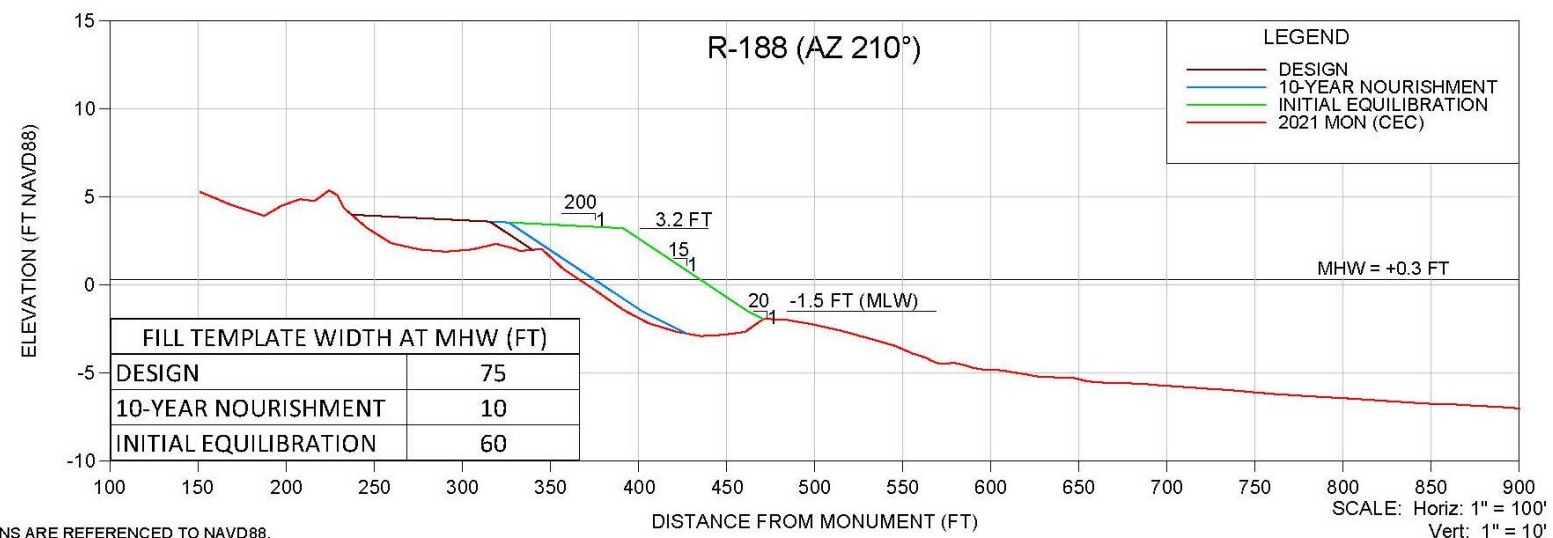
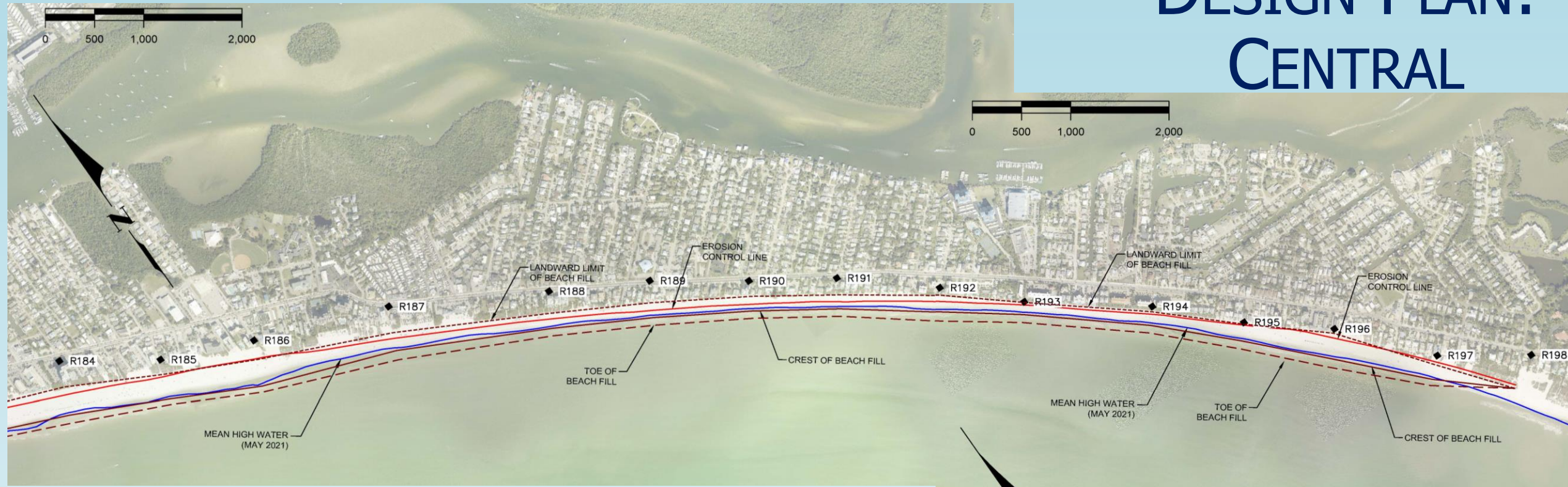
BEACH FILL DESIGN

- Beach Fill Segments
 - North: C-174.5 (Terminal Groin) to R-182
 - Central: R-182 to R-200
 - Non-Critical Erosion Segment: R-200 to R-203
 - South: R-203 to R-207
 - Non-Critical Erosion Segment: R-207 to R-210
- 25-Year Design Storm Event
- Beach Fill Template
 - Design Width
 - Background Erosion (Advanced Nourishment)
 - Equilibrium Profile Adjustment (Initial Adjustments)

DESIGN PLAN: NORTH

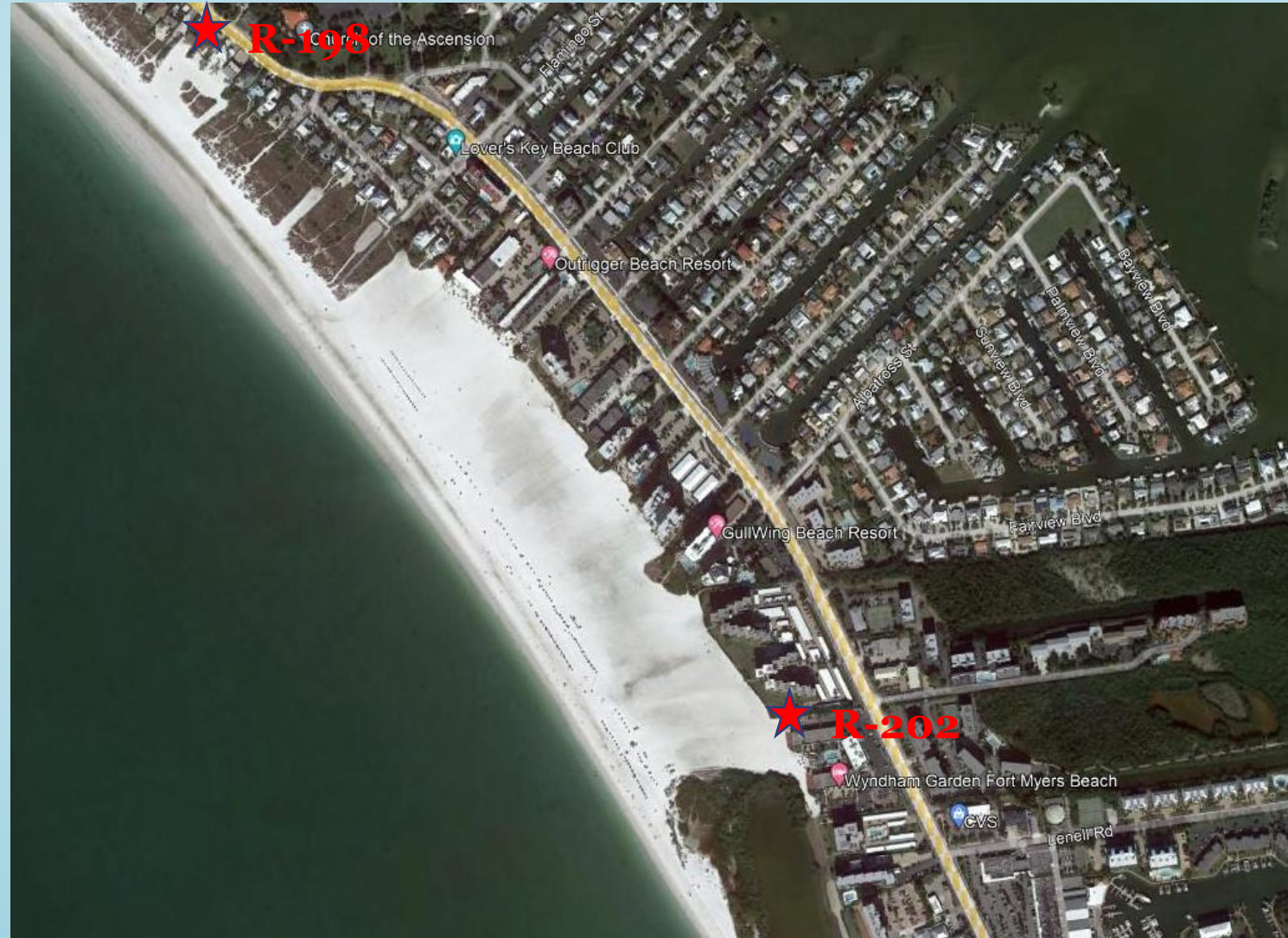


DESIGN PLAN: CENTRAL

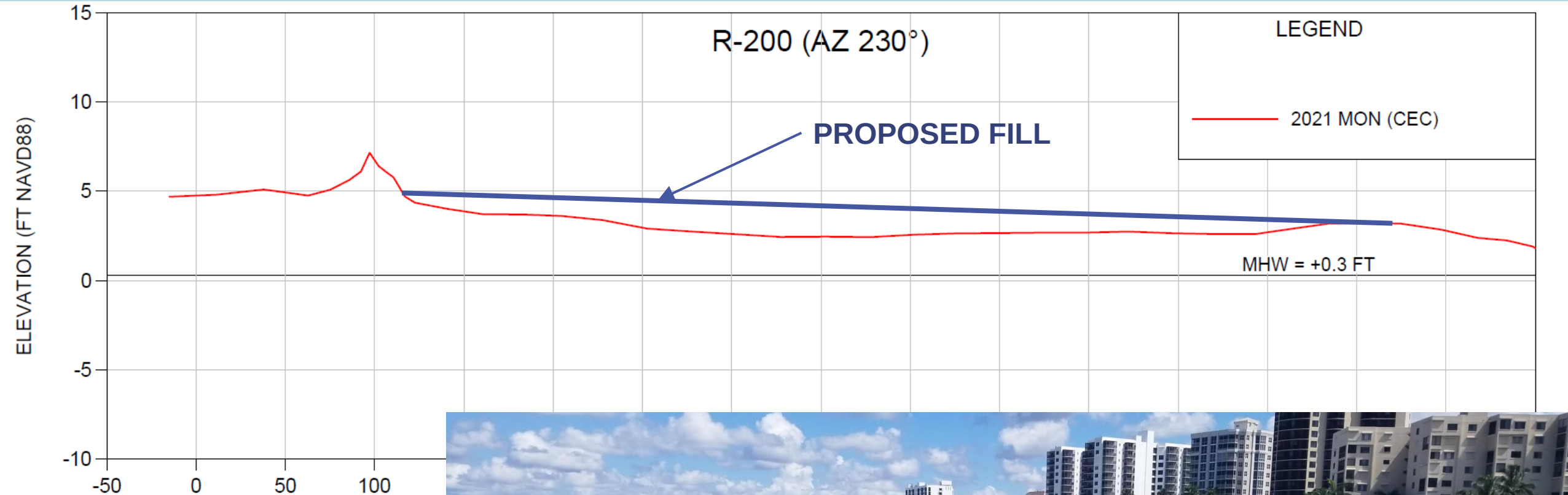


DESIGN PLAN: R-198 TO R-202

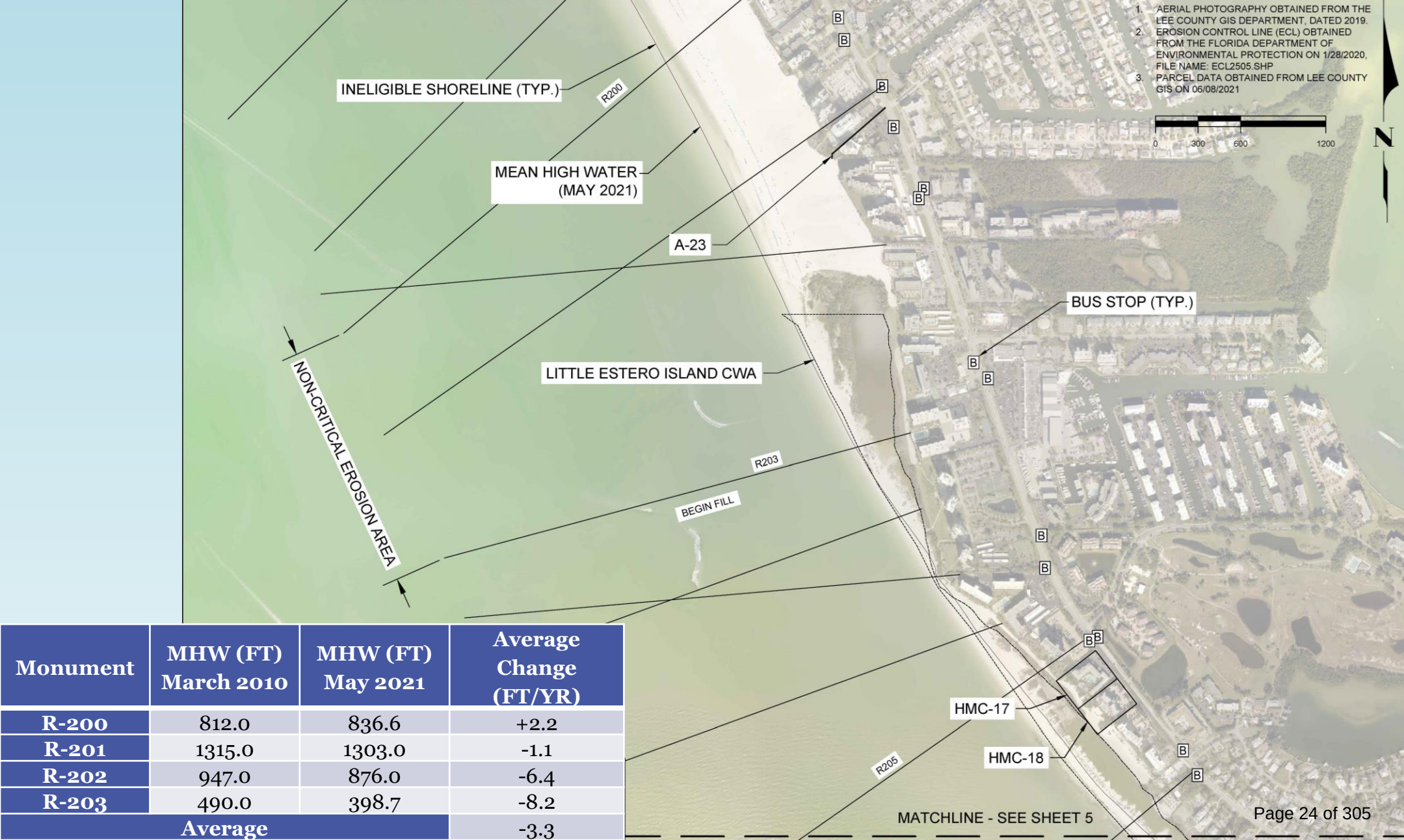
- ECL Ends ~ R-198
- Little Estero Island CWA Begins ~ R-202
- Upland Development set back from Gulf Shoreline; Wide Open Sandy Beach Area
- Address Ponding Issues: Import Fill & Maintenance Grading



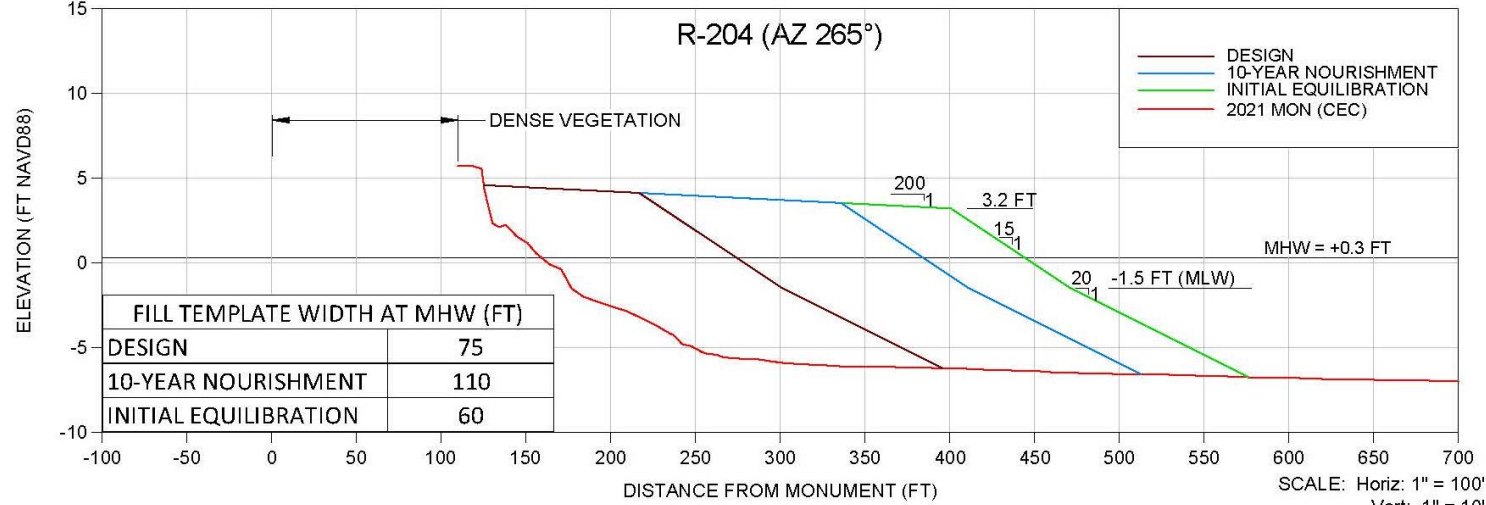
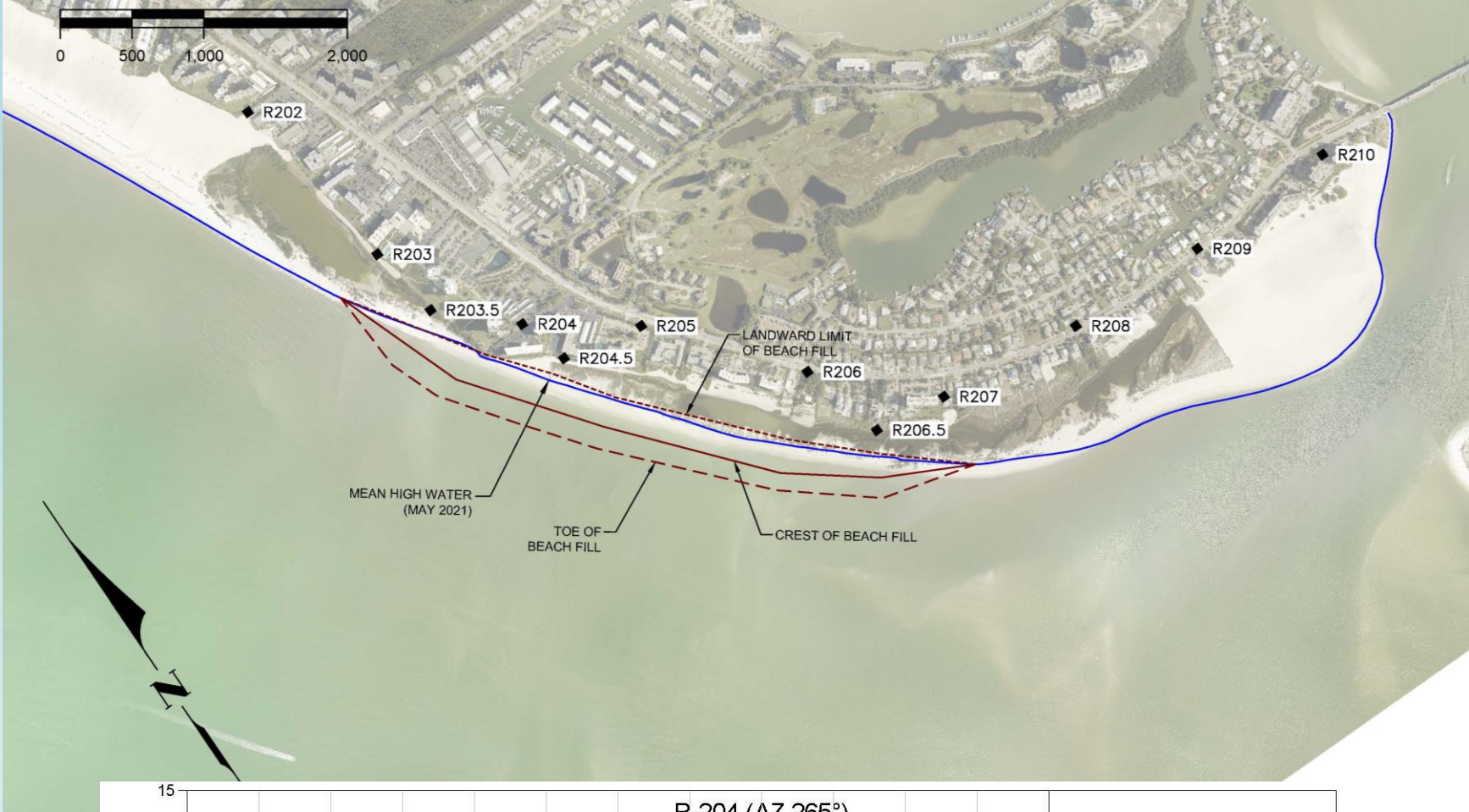
TYPICAL DESIGN SECTION



NON-CRITICALLY ERODING SEGMENT: R-200 TO R-203



DESIGN PLAN: SOUTH



PERMIT STATUS

- Joint Coastal Permit Application in RAI Phase
 - FDEP – Issued Request for Additional Information
 - USACE
- 15-Year Permit
 - Initial Event ~ Up to 900,000 CY
 - Hot Spot Maint / Post-Storm Recovery ~ Inland Mines
 - Maintenance Grading (Ponding Areas)

FUNDING

- Preliminary Opinion of Probable Project Cost

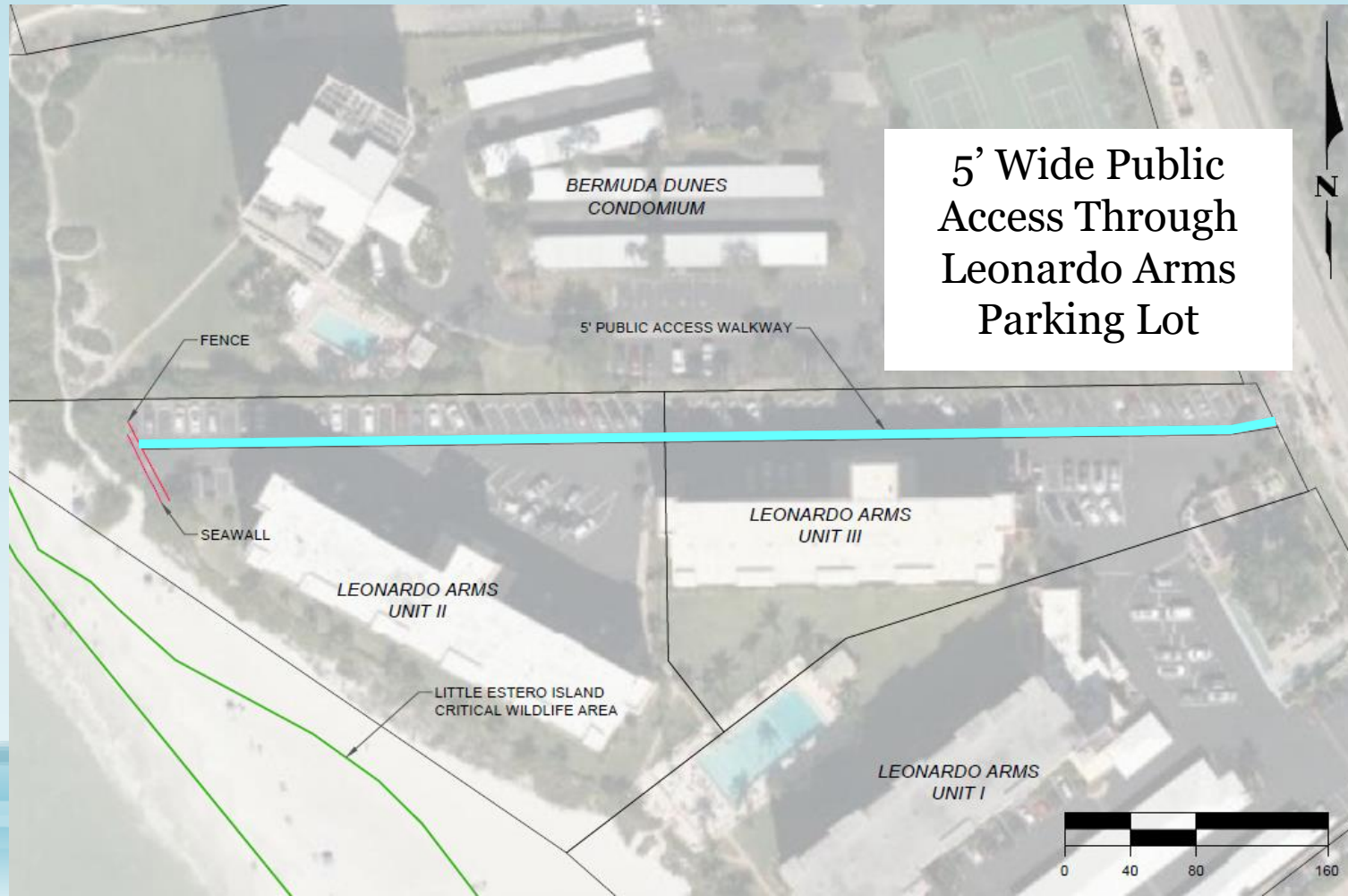
ESTERO ISLAND BEACH RENOURISHMENT PRELIMINARY OPINION OF PROBABLE PROJECT COSTS ANTICIPATED YEAR OF CONSTRUCTION: 2023						
Item	Description	Unit	Quantity	Unit Price	Extended Price ¹	Subtotals
DP-1	Design and Permitting	LS	1	\$382,000	\$382,000	\$382,000
C-1	Mobilization/Demobilization	LS	1	\$7,065,000	\$7,065,000	
C-2	Beach Fill	CY				
C-2A	North-Central		614,000	\$13.70	\$8,412,000	
C-2B	South		316,000	\$14.10	\$4,456,000	
C-3	Environmental Protection	LS	1	\$36,000	\$36,000	
C-4	Turbidity Monitoring	Days	120	\$500	\$60,000	
C-5	Shorebird Abatement	Days	106	\$450	\$48,000	\$20,077,000
CM-1	Construction Monitoring	LS	1	\$45,000	\$45,000	\$45,000
CP-1	Construction Phase Services	LS	1	\$354,000	\$354,000	\$354,000
M-1	Biological Monitoring	Years	1	\$50,000	\$50,000	
M-2	Physical Monitoring	Years	1	\$47,000	\$47,000	
M-3	Beach Tilling	Years	1	\$50,000	\$50,000	\$147,000
¹ Values rounded to the nearest \$1,000					Subtotal	\$21,005,000
 COASTAL ENGINEERING CONSULTANTS INC.					10% Contingency	\$2,048,000
					Grand Total	\$23,053,000

COST SHARING / GRANT OPPORTUNITIES

- Cost Sharing To Date – Design & Permitting
 - County: \$340,000 (Tourist Development Council)
 - FDEP: \$150,000 (Beach Management Funding Assistance)
- Cost Sharing – Grants Requested for Construction
 - County: ~ \$6.8 Million to \$9.9 Million
 - FDEP: ~ \$9.1 Million to \$13.9 Million (State Ownership / Critical Wildlife Area along Southern Segment TBD)
 - [Town Share: ~ \$2.3 Million to \$3.6 Million]

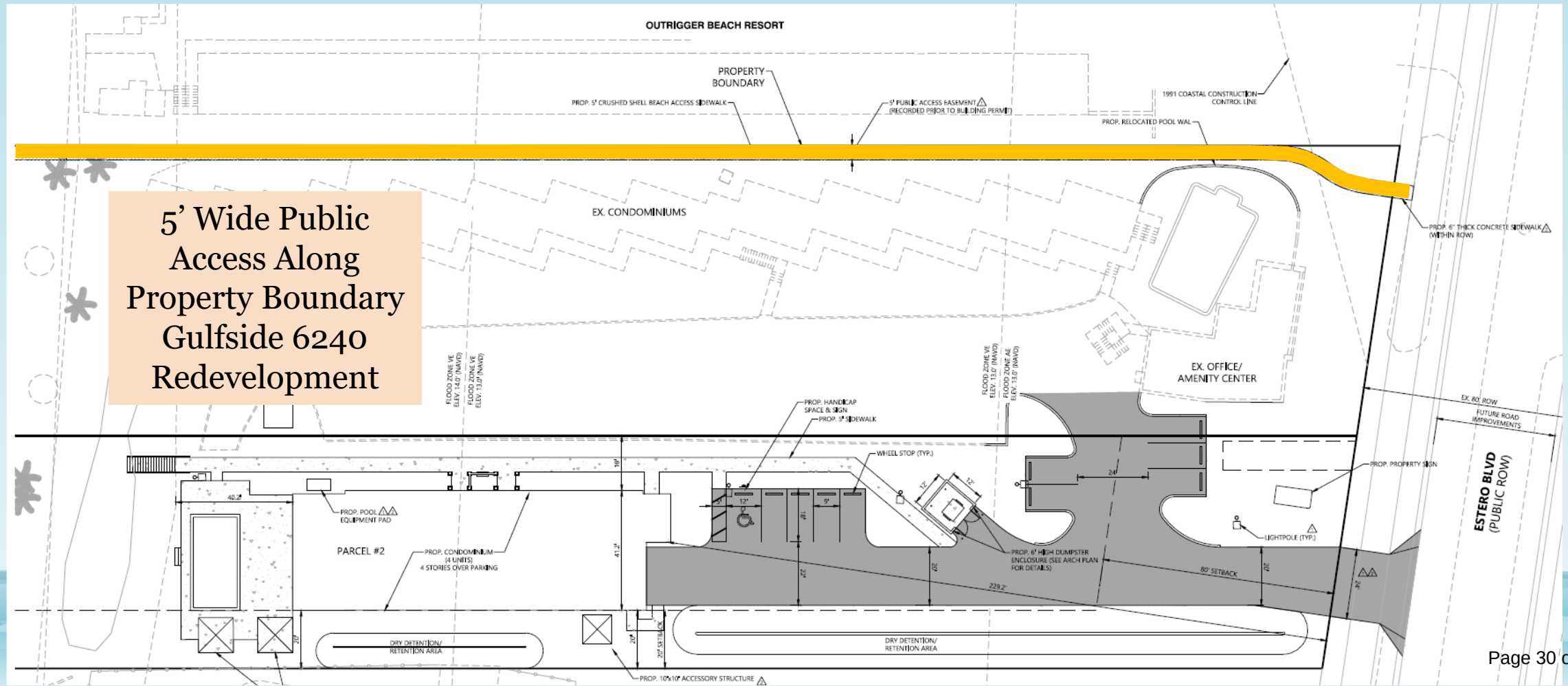
PUBLIC ACCESS

- Town working with Property Owners, Residents, and Developers to Acquire / Create new Public Accesses to Increase State and TDC Cost Sharing Opportunities



PUBLIC ACCESS

- Town working with Property Owners, Residents, and Developers to Acquire / Create new Public Accesses to Increase State and TDC Cost Sharing Opportunities



CONTRACTING

#1: Town Contract

- Current Project path forward
- Town contracts directly with dredge company
- Reimbursement from TDC (2 to 3 year pay back)
- Reimbursement from FDEP (Monthly)

#2: Town “Piggy-back” on Lee County Contract

- County contracting with dredge company to build Lovers Key & Bonita
- Town “piggy-back” to hire mobilized contractor
- Requires adding County’s offshore borrow area into Permit Process
- Requires mapping new pipeline corridor to deliver sand to Estero Island
- Uncertainties on timing and FDEP reimbursement process

CONTRACTING

#3: Town Sole Source to Construct North Segment

- USACE to dredge Matanzas Pass in 2023
- Town contracts directly with USACE dredge company (“Sole Source”)
- Uncertainties on contractor availability and appropriate and adequate dredge plant and equipment
- Central Segment would be renourished via USACE beneficial use of sand from channel dredging
- Does not afford same level of storm damage reduction benefits
- South Segment – Construct via 1st or 2nd Approach

PAY DOWN SCHEDULE

	PAY DOWN SCHEDULE	9 MONTH CONSTRUCTION WINDOW	
MONTH	DESCRIPTION	AMOUNT	CUMULATIVE
1	MOBILIZATION	\$3,929,017	\$3,929,017
2	BEACH FILL	\$2,386,267	\$6,315,283
3	BEACH FILL	\$2,386,267	\$8,701,550
4	BEACH FILL	\$2,386,267	\$11,087,817
5	BEACH FILL	\$2,386,267	\$13,474,083
6	BEACH FILL	\$1,706,833	\$15,180,917
7	BEACH FILL	\$1,706,833	\$16,887,750
8	BEACH FILL	\$1,706,833	\$18,594,583
9	DEMOBILIZATION	\$3,929,017	\$22,523,600

EROSION CONTROL LINE

- Must we establish an Erosion Control Line (ECL)?
 - Yes, for the South Segment. Prior to beach erosion control projects in the State of Florida, an ECL must be established along the shoreline to define the property boundary between sovereign submerged land and upland ownership.
- What is the ECL?
 - Record of the Mean High Water Line (MHW) at the time established to legally document and fix the boundary between upland riparian property ownership and submerged lands of the State. MHW survey to be performed within 6 months of construction.

STATE POLICY

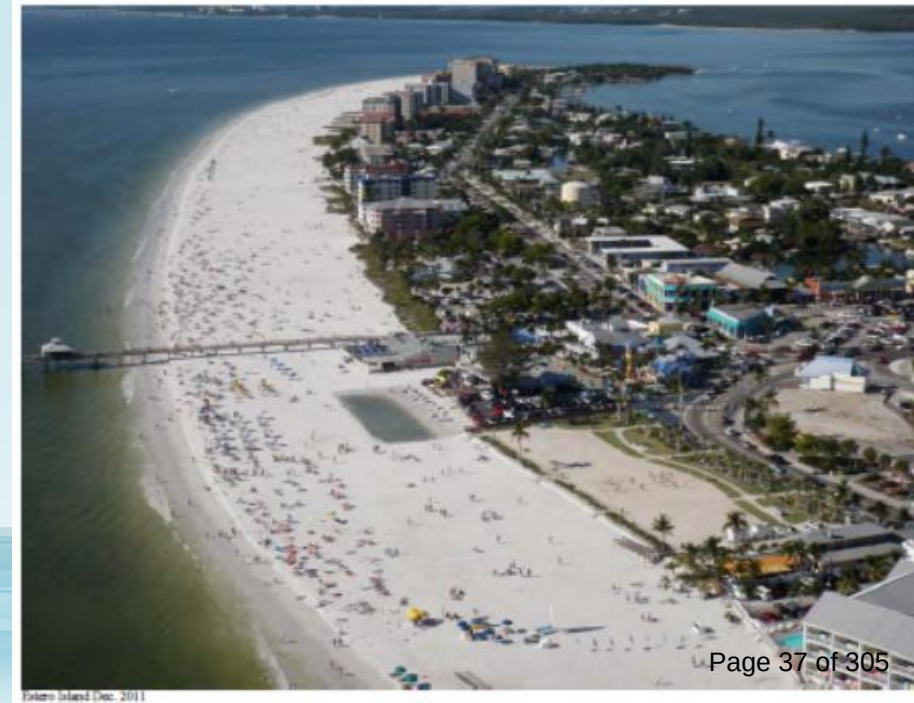
- ECL State Policy (FS 161.141)
 - The Legislature declares that it is the public policy of the state to cause to be fixed and determined, pursuant to beach restoration, beach nourishment, and erosion control projects, the boundary line between sovereignty lands of the state bordering on the Atlantic Ocean, the Gulf of Mexico, or the Straits of Florida, and the bays, lagoons, and other tidal reaches thereof, and the upland properties adjacent thereto...

ECL APPROVAL PROCESS

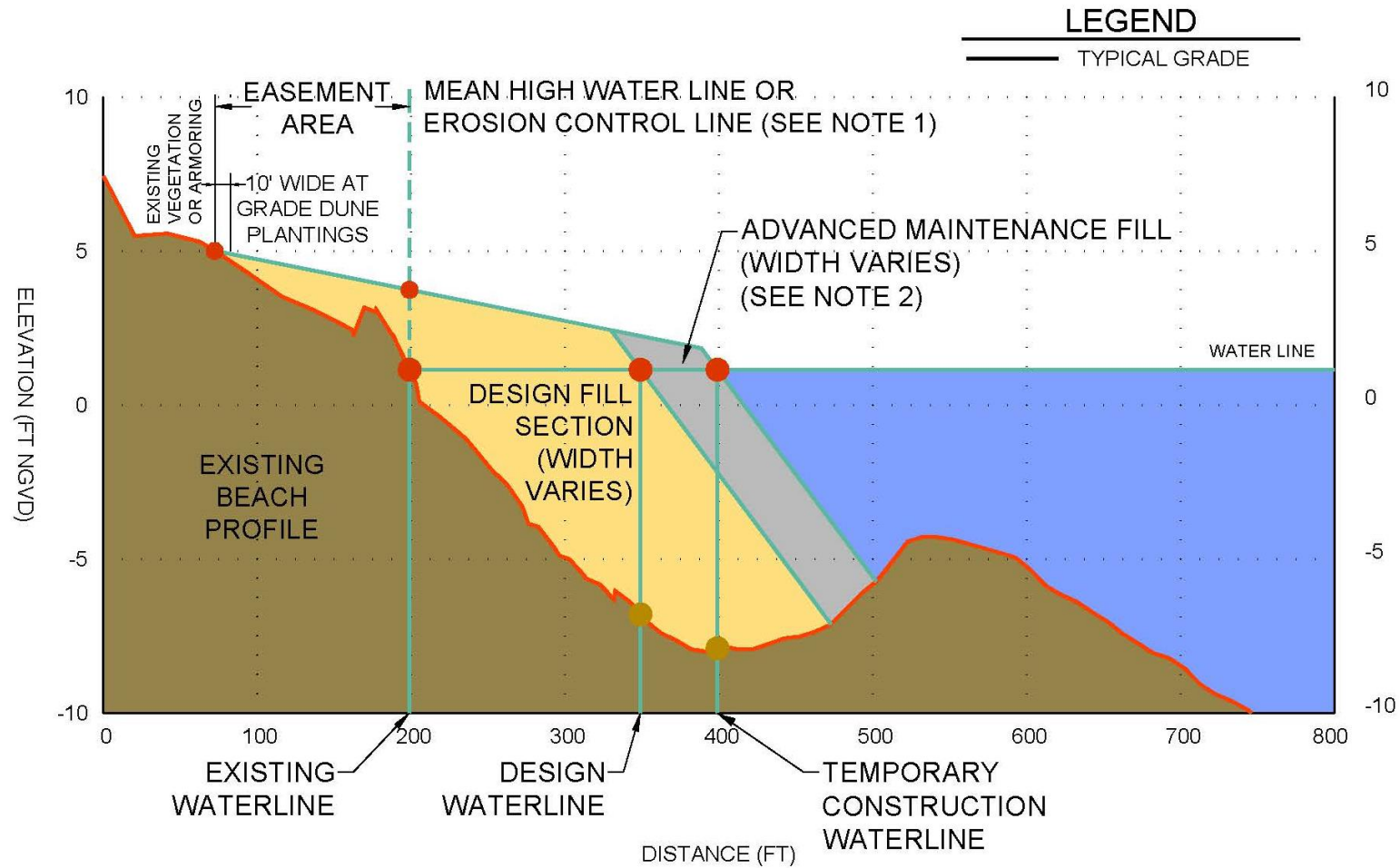
- FDEP Bureau of Surveying and Mapping (BSM) approves elevation of MHW (July)
- CEC conducts MHW Survey, Create Survey Plats presenting MHW overlain on aerial photos (August - September)
- BSM reviews and approves Survey Plats (October - November)
- FDEP conducts Public Workshop and Hearing locally (December - January)
- Upon ECL approval, FDEP issues Town a Resolution formally establishing ECL (February)
- Town records ECL in County records (March)
- Timeline ~ 9 months

EASEMENTS

- What is the Purpose of the CE?
 - To allow for the Town, Contractor, Engineer, and Monitors to conduct work on private property
- Do I need to sign my Construction Easement (CE)?
 - Only if you want sand
- What “area” does the CE cover?
 - Definition Sketch



CONSTRUCTION EASEMENT DEFINITION SKETCH



NOTES:

1. THE SEAWARD LIMIT OF THE EASEMENT AREA IS THE MEAN HIGH WATER LINE OR THE EROSION CONTROL LINE IF ONE IS ESTABLISHED.
2. ADVANCED MAINTENANCE MAY BE PROPOSED SUBJECT TO FISCAL CONSTRAINTS.

CONSTRUCTION DETAILS

- Schedule

- Goal is late summer 2023 start. 9-Month Construction Window.

- Construction Sequence

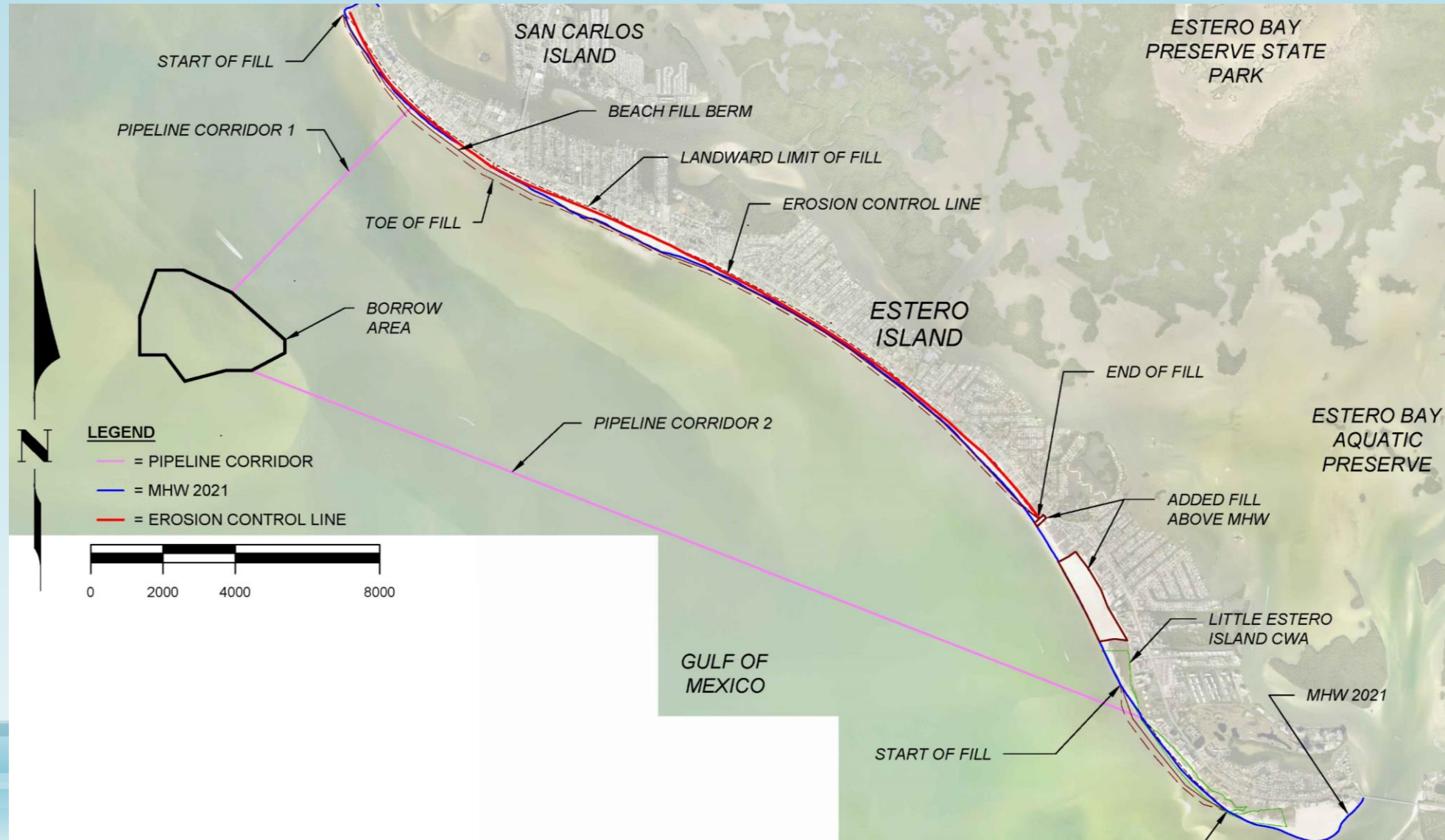
- Contractor will be allowed to sequence their construction. Town will not dictate start north and proceed south or vice-versus.

- Construction Access & Staging

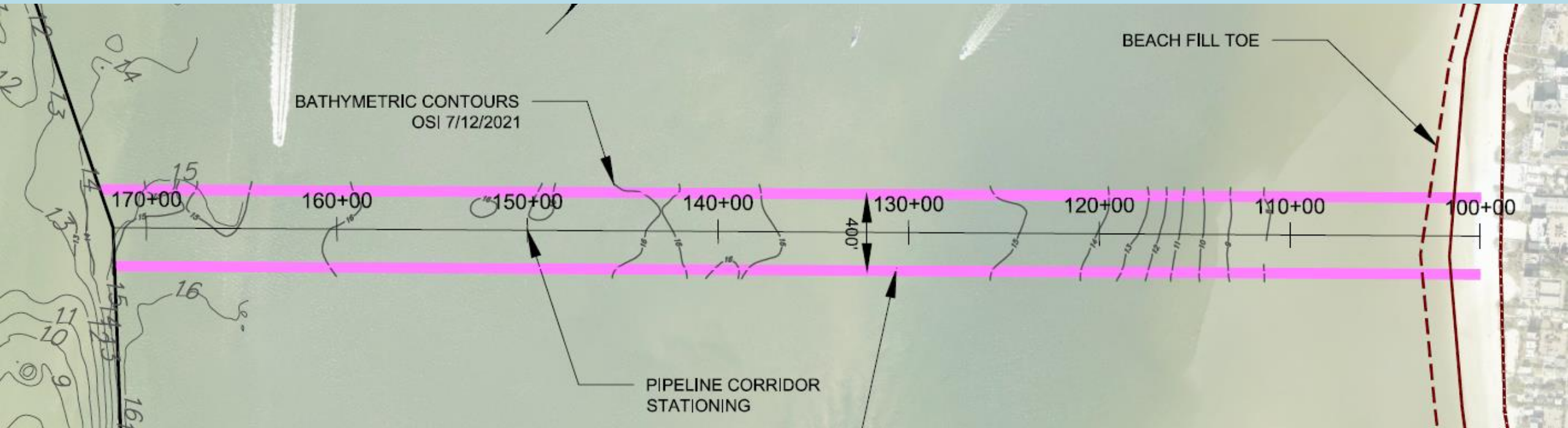
- Contractor will be allowed to utilize a portion of Newton Beach Park. Pipe and equipment will be brought to beach either from uplands or via ramp barge. Means and methods are up to contractor.

PIPELINE CORRIDOR & LANDING

- Town and Engineer identified two corridors: North and South



PIPELINE CORRIDOR NORTH



PIPELINE CORRIDOR SOUTH



WHAT TO EXPECT...

- When the pipeline first makes landing at the beach, the Contractor will pump sand to build a pad of sand. Once the pad is created the contractor will add pipe sections and progress along the beach using the grading equipment to shape the beach. The bulldozers, grading equipment and movable office will move with the beach fill advance. The active construction typically takes a few days to complete sand placement for 200 feet of beach. However, the pipeline remains in place through the end of pumping. Then the contractor has to final grade and till the beach.



POST-CONSTRUCTION REQUIREMENTS

- Beach Tilling

- Till beach for three consecutive seasons to loosen sand and enhance sea turtle nesting (hydraulically placed sand is artificially compacted)

- Sea Turtle Lighting Compliance

- Conduct lighting surveys/reporting

- Annual Monitoring

- Conduct beach profiles, aerial photos, and performance assessment



ESTERO ISLAND SHORE PROTECTION PROJECT
PROJECT DESCRIPTION
CEC FILE NO. 21.504
DECEMBER 7, 2021

I. PROJECT DEFINITION

The Project provides erosion control and includes beach nourishment for approximately 6.5 miles of critically eroding gulf shoreline along Estero Island, Lee County. The Project boundary extends from the terminal groin to Florida Department of Environmental Protection (FDEP) Reference Monument R-207. The total length of shoreline within the Project boundary is 33,923 feet. The length of shoreline within the Project boundary that is designated critically eroding by FDEP is approximately 30,905 feet (terminal groin to R-200, R-203 to R-207). The length of shoreline that has an established Erosion Control Line (ECL) is approximately 24,177 feet (terminal groin to R-198). The length of shoreline within the Little Estero Island Critical Wildlife Area (CWA) is approximately 5,662 feet (R-202 to R-207). Measurements and lengths presented herein are based on Mean High Water (MHW) measurements conducted by Coastal Engineering Consultants, Inc. (CEC) in May 2021 as part of the design survey.

The Project is consistent with the State's Strategic Beach Management Plan (FDEP, 2021) including these components:

- Restore critically eroding beaches;
- Maximize the infusion of beach-quality sand into the coastal system;
- Implement projects that contribute most significantly to addressing the state's beach erosion problems;

The request is for a 15-year permit for the renourishment of the north and central beach segments and initial restoration and subsequent renourishment of the south beach segment utilizing offshore sand sources, use of approved upland quarries for hot-spot maintenance and post-storm recovery, and maintenance grading of historic ponding areas.

The activity is located on Estero Island, Lee County, along the Gulf of Mexico shoreline. Directions to the Project area include the following. Travel south on U.S. 41. Turn right onto Boy Scout Drive (2.0 mi) and head west. Turn left on Summerlin Road and head south- southwest (6.2 mi). Turn left onto Pine Ridge Road and head south then west (0.9 mi). Turn left onto FL-865/San Carlos Blvd and head south onto Estero Island (2.6 mi.).

II. PROJECT JUSTIFICATION

The proposed Project includes restoration of designated critically eroding beaches and their long-term maintenance and nourishment. Per Section 161.088 of Florida Statutes, "Because beach

erosion is a serious menace to the economy and general welfare of the people of this state and has advanced to emergency proportions... The Legislature declares that ... beach restoration and beach nourishment projects, as approved pursuant to s. 161.161, are in the public interest”.

III. HISTORY

In December 2011, Lee County completed construction of the Estero Island Beach Restoration Project including sand placement along the north segment of the island and the addition of a terminal groin on the northern end of the beach fill.

The 2011 initial beach restoration project was constructed between April 2011 and December 2011. Approximately 403,000 cubic yards (CY) of sand were excavated and placed in the beach fill area between the terminal groin and R-182. The beach was constructed to a berm height of 2.9 feet NAVD88 over a shoreline distance of approximately 6,700 feet (1.3 miles). The design berm extended seaward at the 2.9 feet NAVD88 elevation an average of 236 feet and then sloped to the -1.2 feet NAVD88 elevation at a 15H:1V slope. The design then adjusted to a 20H:1V slope seaward until it connected with existing grade. All dredging was conducted in the Borrow Area located in the Gulf of Mexico approximately 1.4 miles southwest of the Project area. The terminal groin was constructed with approximately 3,630 tons of limestone rock for a length of 240 feet with a maximum crest width of approximately 12.7 feet. A single vinyl sheetpile row was installed along the centerline of the structure to make it sand tight (Lee County, 2003).

In 2016, the U.S. Army Corps of Engineers (USACE) dredged Matanzas Pass and placed dredged material (estimated quantity was 130,000 CY based on USACE Project Plans) in the nearshore area between R-182 and R-187.

In 2017, the West Coast Inland Navigation District and Lee County completed the initial dredging of the Big Carlos Pass Navigation Channel. Over 55,000 CY were excavated and placed between R-203 and R-206 (Humiston and Moore, 2018).

In 2017, Lee County imported over 2,000 CY via truck haul to address erosion due to Hurricane Irma along the Crescent Beach shoreline in the vicinity of R-181.

In 2020, the Town of Fort Myers Beach took over the local sponsorship from the County. The Town contracted with CEC to conduct a project performance assessment (CEC, 2020). Based on the assessment, the Town and CEC applied to the Lee County Tourist Development Council for funding and received a grant in the amount of \$300,000 to initiate the Project’s design and permitting specific to renourishment of the original fill limits along the north segment. The Town

and CEC successfully applied for funding assistance through the State of Florida's Beach Management Funding Assistance Program and the Town is set to receive \$150,000 for the design and permitting phase.

In 2020, Lee County imported over 4,000 CY via truck haul to address erosion due to Tropical Storm Eta along the Lynn Hall Beach Park shoreline in the vicinity of R-180.

In 2020, the USACE dredged Matanzas Pass and placed dredge material (estimated quantity was 124,000 CY based on USACE Project Plans) in the nearshore area between R-182 and R-187.

In 2020 and 2021, the Island was impacted by multiple tropical storms and hurricanes, most notably Tropical Storm Eta (2020) and Hurricane Elsa (2021). Multiple beachfront property owners located primarily in the south segment, which has never been restored, requested the Town include them in their beach management program. The Town engaged CEC as their consultant to design and permit the next renourishment project as well as expand the beach management program to include all of the designated critically eroding beach segments on Estero Island.

IV. PROPOSED ACTIVITY

A. North Segment (Terminal Groin to R-182)

Based on eight years of monitoring results and CEC's project performance assessment, the 2011 project has performed well. The background erosion rate was measured equal to approximately 20,000 CY/YR. The updrift and downdrift beach segments adjacent to the beach fill limits were generally accretional due to the spreading of the beach fill alongshore as well as the beneficial use of the maintenance dredging of Matanzas Pass. There were no documented adverse impacts from the terminal groin or from dredging the Borrow Area (CEC, 2020).

CEC performed cross-shore sediment transport modeling utilizing SBEACH to analyze the existing conditions along Estero Island and determine the optimal beach width to provide storm damage reduction benefits for the 25-year design storm. Based on the modeling CEC selected 75 feet as the design beach fill width noting the majority of the existing shoreline is on the order of 75 feet as measured during the May 2021 design survey. Utilizing the pre- and post-construction surveys and monitoring results, CEC computed the average initial profile equilibrium adjustment equaled 60 feet, and the 9-year background erosion averaged approximately 10 feet per year. The Town desires a 10-year renourishment interval. Combining the design width (75 feet), advanced nourishment (100 feet), and equilibrium profile adjustment (60 feet) totals 235 feet.

The berm crest elevation of 3.2 feet NAVD88 was established by conducting a sea level change analysis which resulted in raising the 2011 crest elevation of 2.9 feet NAVD88 by 0.3 feet. The design template slopes include a 200H:1V beach berm slope, a 15H:1V seaward slope from the crest to approximate mean low water (MLW), and a 20H:1V slope below MLW. Based on the 2021 design survey, the volume for the north segment was computed equal to 276,000 CY.

B. Central Segment (R-182 to R-200)

CEC applied the results of their analysis for the north segment to the central segment. The model results for the central beach profiles indicate the majority of the beach currently provides the storm damage reduction benefits for the design storm thus the 75-foot wide design template was adopted for the central segment. During the original shore protection project design and permitting, the ECL was established along the Island extending to approximately R-198. While the original fill limits ended at R-181.5, the routine maintenance dredging and beneficial use of dredge spoil has benefited this shoreline segment. The average shoreline change rate has been net accretional, averaging 7 to 8 feet per year. CEC recommends using 1 foot per year of erosion for the advanced nourishment and adopting 60 feet from the north segment analysis to account for equilibrium profile adjustment. Combining the design width (75 feet), advanced nourishment (10 feet), and equilibrium profile adjustment (60 feet) totals 145 feet. The template berm and slopes are the same as the north segment. Based on the 2021 design survey, the volume for the central segment was computed equal to 338,000 CY extending to the southern end of the ECL.

From the southern limit of the ECL (~R-198) to R-200, the Town desires to permit placement of sand (ebb shoal sand source or FDEP approved upland sources) to fill in low-lying “ponding” areas above MHW only. That is, there is no proposed placement of sand seaward of existing MHW. Subsequent work may include maintenance grading to restore a smooth profile of uniform grade from the existing vegetation line / armoring line to MHW. As an optional alternative to address the “ponding” issue, the Town desires to permit regrading of the existing beach landward of MHW.

C. Non-Designated Segment (R-200 to R-203)

Currently, the shoreline segment between R-200 and R-203 is not designated by FDEP as critically eroded or non-critically eroded beach (FDEP, 2020). The Town respectfully requests the FDEP review the MHW data from the 2010 pre-construction survey to the May 2021 design survey tabulated below (Table 1) and designate the reach from R-200 to R-203 as critically eroding. Bridging this short gap along Estero Island will benefit the overall performance of the renourishment, and provide additional storm damage reduction benefits. Lastly, it will enhance the north end of the CWA.

Sand placement from R-200 to the northern boundary of the CWA (~R-202) is also proposed to fill in low-lying “ponding” areas above MHW only with subsequent maintenance grading. There is no proposed placement of sand / grading seaward of MHW. As an optional alternative to address the “ponding” issue, the Town desires to permit regrading of the existing beach landward of MHW.

Table 1. MHW Positions from R-200 to R-203 for 2010 to 2021

Monument	MHW (FT) March 2010	MHW (FT) May 2021	Average Change (FT/YR)
R-200	812.0	836.6	+2.2
R-201	1315.0	1303.0	-1.1
R-202	947.0	876.0	-6.4
R-203	490.0	398.7	-8.2
Average			-3.3

D. South Segment (R-203 to R-207)

CEC also applied the results of their analysis for the north segment to the south segment. While some portion of the south segment beach is in good condition, the reach from R-203.5 to R-204.5 has been extremely erosional and little to no dry beach remains along multiple properties. The model results indicated the 75-foot design width would provide the desired benefit except in this reach, where an additional 40 feet of width was added to achieve the design goal. Utilizing the monitoring data, CEC computed the background erosion averaged approximately 11 feet per year. Combining the design width (75 feet), advanced nourishment (110 feet), and equilibrium profile adjustment (60 feet) totals 245 feet plus an additional 40 feet at R-204. The template berm and slopes are the same as the north and central segments. Based on the 2021 design survey, the volume for the south segment was computed equal to 316,000 CY.

E. Non-Designated Segment (R-207 to R-210)

Currently, the shoreline segment between R-207 and R-210 is not designated by FDEP as critically eroded or non-critically eroded beach (FDEP, 2020). The Town respectfully requests the FDEP review the MHW data from the 2010 pre-construction survey to the May 2021 design survey tabulated below (Table 2) and designate the reach from R-207 to R-208.5 (end of CWA) as critically eroding. Extending this designation will provide the opportunity to address restoration of the CWA in the future if warranted.

Table 2. MHW Positions from R-207 to R-210 for 2010 to 2021

Monument	MHW (FT) March 2010	MHW (FT) May 2021	Average Change (FT/YR)
R-207	509.0	320.2	-16.9
R-208	694.0	616.0	-7.0
R-209	693.0	910.4	19.5
R-210	409.0	1101.7	62.0

F. Borrow Area

Based on the 2021 survey, the originally permitted Borrow Area located within the Matanzas Pass ebb shoal complex has over 1 MCY of available volume. It is anticipated that with shoaling between the monitoring survey and time of construction, there will be sufficient volume for the initial event. Subsequent renourishment events will require identification of additional offshore borrow areas. The Town contracted with the CEC team to conduct a detailed level geophysical and cultural resource investigation of the Borrow Area concurrent with the sediment pipeline corridor investigations. No areas of potential hardbottom exposure were resolved within the borrow area or its buffer by the side scan sonar or subbottom profiler. These data are currently being reviewed by the Team's marine archaeologist. At this time the buffers that were instituted for the original project have been retained. If upon review of these data changes are recommended by the Team's marine archaeologist, a revised Borrow Area plan will be provided.

G. Pipeline Corridors

The CEC team conducted a detailed level geophysical and cultural resource investigation within two sediment pipeline corridor alignments, the first extending from the borrow area directly to the beach fill in the vicinity of R-178, the second extending from the borrow area to the south beach fill in the vicinity of R-204. The results of this investigation indicate that numerous side scan sonar targets and magnetic anomalies exist within and proposed corridors. The vast majority of the targets and anomalies detected during this investigation are fairly small and not associated with any recognizable manmade features. Several alignments of magnetic anomalies were detected crossing the corridors. There are no NOAA charted utilities crossing the areas investigated. Preliminary background research suggests that the alignments crossing the corridors may be associated with abandon telegraph cables in the area. No areas of possible hardbottom exposure were mapped within the R-204 corridor by the side scan sonar or subbottom profiler. (OSI, 2021).

H. Benthic Surveys and Hardbottom Investigations

Borrow Area and Pipeline Corridors

A diver verification survey of benthic habitats adjacent to the Borrow Area and proposed sediment pipeline corridors was conducted. Patchy seagrass (*H. wrightii*) had been identified on adjacent shoals during the original borrow area development. The purpose of the current field survey was to verify seagrass presence/absence adjacent to the borrow area and if present, to map the extent of adjacent seagrass bed/patch edges. Seagrass was not observed at any of the cross-shore transects along the historic seagrass bed edge within 1,000 ft (305 m) of the Borrow Area limits or two transects which extended into the interior of the Borrow Area. The only seagrass observed was a solitary 32 sq. ft (3 sq. m) patch of *H. wrightii* more than 1,700 ft (518 m) from the proposed borrow area (CEG, 2021).

Anomaly alignments from the magnetometer survey and an unknown signature from the side scan survey at the landward end of the corridor were recommended for diver verification. The magnetic anomalies had no correlating sidescan or subbottom signatures. The nearshore signature in the sidescan survey was presumed to be “noise” but needed diver verification to verify the absence of exposed hardbottom. The bottom along the three transects within the submerged sediment pipeline corridor was unconsolidated sediment with occasional bivalve shell deposits. The two anomaly alignments showed no evidence of the source of the magnetic signature on the sediment surface. No emergent sessile fauna or exposed hardbottom were observed. No objects with magnetic signatures were observed, and seafloor anomalies in the side scan sonar data likely resulted from transitions between sandy bottom and bivalve shell deposits (CEG, 2021).

Estero Island Nearshore Zone

The nearshore mapping extended along the Estero Island shoreline south of the historic beneficial use placement site for the Matanzas Pass maintenance dredging, extending for approximately 22,400 feet, within a swath extending approximately 400 to 1,100 feet offshore of the Island. Soundings, side scan sonar imagery and subbottom profiling data acquired in the Project area were reviewed with the focus to identify and map areas of potential hardbottom exposures on the seafloor. Analysis of the data along with the results of limited push probing performed during the survey found no apparent signatures of hardbottom exposure on the seafloor (OSI, 2021).

I. Upland Sand Sources

FDEP approved upland sand sources are proposed to address hot-spot maintenance or assist with post-storm recovery efforts and filling in ponded areas. Large scale mining operations within the vicinity of the Project area include but are not limited to Stewart Mining Industries’ Immokalee Mine, Vulcan Materials Company’s Witherspoon Mine, E.R. Jahna Industries’ Ortona Mine, and

CEMEX Lake Wales Mine. The proposed source will be chosen per competitive bidding and will be required to meet the specifications contained in the approved Sediment QA-QC plan.

J. Dune Management Plan

The Town proposes to incorporate at grade dune plantings upon completion of construction consistent with the Fort Myers Beach Dune Management Plan for beach segments to be restored / renourished without existing dune vegetation subject to receipt of construction easements by the private property owners.

K. Beach Regrading

The Town requests the authorization to regrade the entire beach fill limits, outside of shorebird and sea turtle nesting seasons, to address “ponding” areas in the future as a maintenance activity.

V. CONSTRUCTION DETAILS

A. Construction Methods

The Town proposes to permit the use of a hydraulic cutterhead dredge for excavation of the Borrow Area. Cutterhead dredges utilize a rotary excavating bit to loosen the sediment. The bit or cutter is located on the end of an arm (the ladder) that is hinged off the forward end of the dredge. The ladder can be maneuvered vertically to control its depth and the dredge and ladder maneuvered laterally and fore/aft using anchors deployed off the forward quarters in combination with vertical spuds. The loosened slurry is pumped up the ladder to a large suction pump in the dredge hull, which also pumps it ashore through a submerged pipeline, often aided by a booster pump, through the sediment pipeline corridors. The dredged sediment will be discharged into the fill templates, where it will be graded using conventional earth moving equipment.

Two sediment delivery pipeline conveyance corridors have been delineated to connect the Borrow Area to the fill templates. They will be thoroughly surveyed for depth, sonar targets, and magnetic anomalies, and sited to avoid as many potential cultural resource targets as possible. The corridors do not require any excavation for pipeline installation, as the weighted sediment discharge pipelines will be placed directly on the sea floor.

The in-water work will be conducted using barge/vessel-based heavy equipment (vessel draft: 4’ to 8’ offshore, 3’ to 4’ inshore) with no blasting. The land-based work for beach fill construction, hot-spot maintenance, upland sand truck hauls, and maintenance grading would be conducted by bulldozers, excavators, front-end loaders, dump trucks, and off-road vehicles.

B. Environmental Protection

The Town proposes to conduct natural resource protection programs during construction for sea turtles, shorebirds, water quality, manatees, and smalltooth sawfish. These programs will be conducted consistent with the most current and applicable State and Federal Reasonable and Prudent Measures for protection of the pertinent threatened and endangered species including the 2015 Statewide Programmatic Biological Opinion for Sea Turtles, and the 2013 Programmatic Piping Plover Biological Opinion which shall also apply to Red Knots. The proposed sea turtle protection plan consists of daily monitoring of turtle nesting, marking and avoidance, nest relocations, escarpment removal, lighting, and beach tilling corresponding to the state and federal requirements. The proposed shorebird protection plan includes monitoring of bird activity and nesting, passive abatement measures, and marking/maintaining/enforcing appropriate construction buffers during construction events. The proposed water quality protection plan contains standard water quality monitoring provisions for turbidity monitoring. The proposed manatee, swimming sea turtle, and smalltooth sawfish protection plans contain the standard construction conditions corresponding to the state and federal requirements.

C. Construction Schedule

Dates are taken from Date of Notice to Proceed to be issued by the FDEP. Goal is to initiate construction of the Project spring of 2023.

- Mobilization: 45 days
- Dredge and Fill: 165 days
- Demobilization: 45 days

VI. EXISTING AND PROPOSED UPLAND USES

Estero Island is developed and includes single family, multi-family, condominium residences, commercial uses, and beach parks (County and Town). The beaches within the Project Area are publicly accessible. No changes are proposed for the existing upland uses.

Primary structures along the Project area include the Terminal Groin constructed in 2011 (~C-174.2), Ft. Myers Beach Pier (~R-180.7), Crescent Beach Park seawall and walkovers (~R-181.2), and Newton Beach Park seawall and walkovers/ADA ramps (~R-192.3). Secondary structures include seawalls and dune walkovers for the residential and commercial properties.

VII. SUMMARY

The Town and CEC are developing the Joint Coastal Permit Application for the Project based on CEC's preliminary design. If successful with designating the segment from R-200 to R-203 as

critically eroding, CEC will redesign the south end to extend the fill design to the northern boundary of the CWA (~R-202) while conserving volume.

The beach fill design template volume equates to 252,000 CY, the advanced nourishment volume to account for background erosion equates to 295,000 CY, and the volume to account for equilibrium profile adjustment equates to 383,000 CY. In total, up to 930,000 CY are proposed for Project construction. The previously utilized Borrow Area has over 1 MCY remaining and is proposed for the initial event. The Preliminary Opinion of Probable Project Cost including design and permitting, construction, construction phase services, and first year monitoring is approximately \$23,068,000.

Hot-spot maintenance and post-storm recovery will be implemented based on monitoring surveys utilizing FDEP approved upland sand sources, as will maintenance grading, through the life of the Permits.

VIII. REFERENCES

Coastal Eco-Group. (2021). Estero Island Shore Protection Project: Diver Reconnaissance Surveys-Proposed Borrow Area and Submerged Pipeline Corridor.

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ESTERO ISLAND BEACH RESTORATION PROJECT PRELIMINARY BEACH FILL DESIGN REPORT



Prepared for:

**Town of Fort Myers Beach
2525 Estero Blvd.
Fort Myers Beach, FL 33931**

**November 8, 2021
CEC File No. 21.504**



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Appendix 1: Estero Island Beach Survey Profiles

Appendix 2: Estero Island Fill Template Plans

1 INTRODUCTION

The Town of Fort Myers Beach (Town) tasked Coastal Engineering Consultants, Inc. (CEC) with developing, designing and permitting a 15-year management plan for beach restoration and nourishment of Estero Island hereafter referred to as the Project.

The scope of work includes:

- Review the initial restoration project constructed in 2011 and its historic monitoring survey data;
- Computation of shoreline and volume changes and background erosion from the initial restoration to the 2021 beach monitoring survey;
- Evaluation of performance of the 2011 beach fill and terminal groin;
- Sea level change analysis applying industry standard techniques (e.g., USACE methodology) and estimation of the change since the permit was issued in 2002 through 2021. Assessment of whether the existing permitted fill template needs to be vertically adjusted to account for future sea level change;
- Review of FDEP's critical erosion designations, evaluation of extending the 2011 beach fill to include critically eroded segments;
- Numerical modeling using the SBEACH model to determine optimal beach width and elevation;
- Computation of background erosion rate and advanced fill volume to account for future losses between renourishment cycles;
- Equilibration analysis to account for initial beach profile equilibration after fill placement. Combine design, advanced and initial equilibration volumes to estimate beach fill requirements and yield the recommended template to advance in the design and permitting phases.

2 GOALS AND OBJECTIVES

The Town's beach management goals for Estero Island include the following:

- Restore and maintain the critically eroding beaches utilizing high quality beach compatible sand.
- Provide an appropriate level of storm damage reduction along the developed shoreline segments through an engineered beach fill design plan.
- Provide environmental protection and enhancement for threatened and endangered species such as shorebirds and sea turtles through creation and maintenance of habitats, monitoring, and implementation of best management practices and safeguards during construction.
- Provide and sustain the design beach fill template between renourishment cycles.

3 HISTORY OF ESTERO ISLAND PROJECTS

In December 2011, Lee County completed construction of the Estero Island Beach Restoration Project including sand placement along the north segment of the island and the addition of a terminal groin on the northern end of the beach fill (Figure 1). The project was constructed between April 2011 and December 2011. Approximately 403,000 cubic yards (CY) of sand were excavated and placed in the beach fill area between the terminal groin and R-182. The beach was constructed to a berm height of 2.9 feet NAVD88 over a shoreline distance of approximately 6,700 feet (1.3 miles). The design berm extended seaward at the 2.9 feet NAVD88 elevation an average of 236 feet and then sloped to the -1.2 feet NAVD88 elevation at a 15H:1V slope. The design then adjusted to a 20H:1V slope seaward until it connected with existing grade. All dredging was conducted in the Borrow Area located in the Gulf of Mexico approximately 1.4 miles southwest of the Project area. The terminal groin was constructed with approximately 3,630 tons of limestone rock for a length of 240 feet with a maximum crest width of approximately 12.7 feet (Figure 2). A single vinyl sheetpile row was installed along the centerline of the structure to make it sand tight (Lee County, 2003).

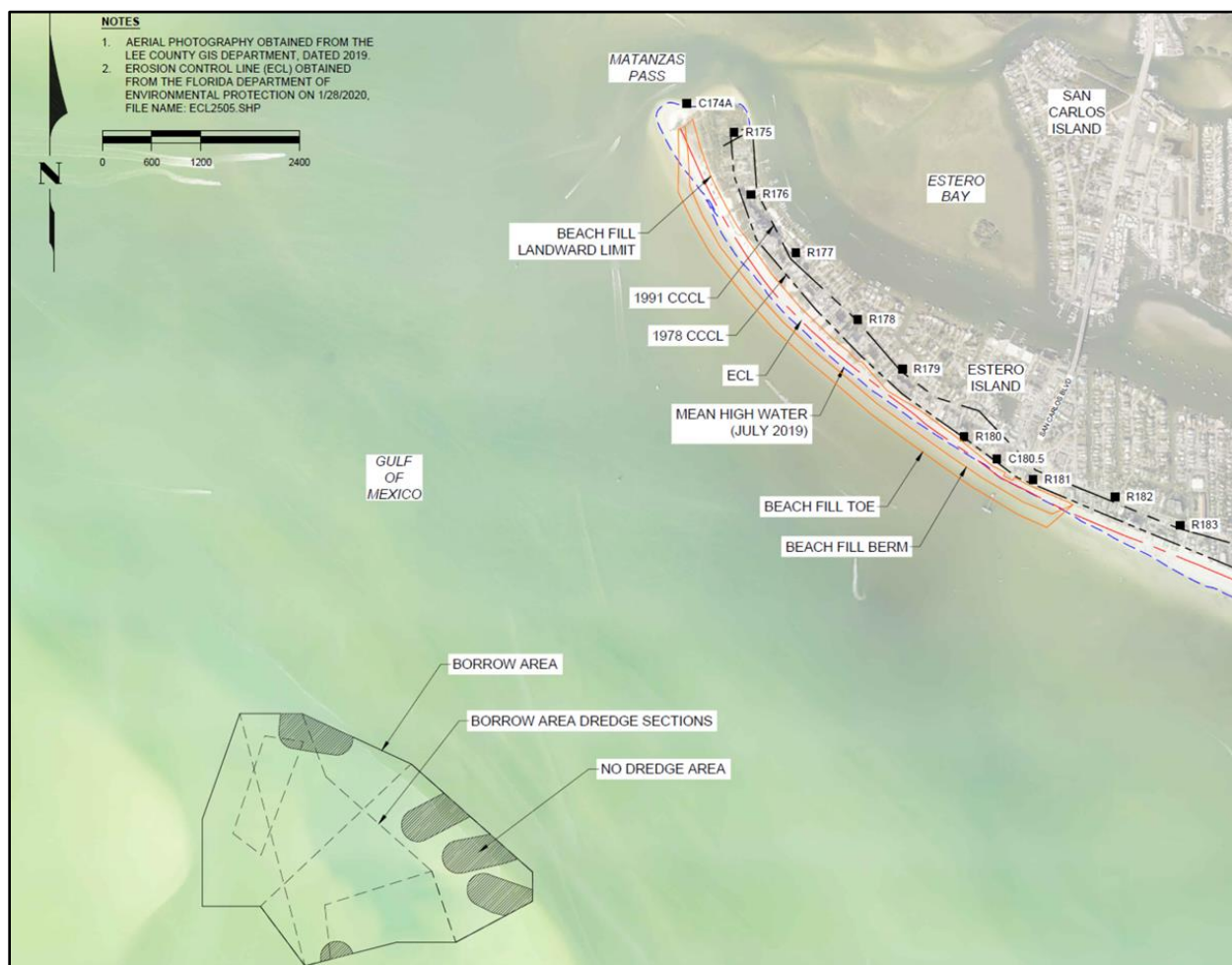


Figure 1. 2011 Project Details Plan.



Figure 2. 2011 Project Terminal Groin Located just South of C-174A.

In 2016, the U.S. Army Corps of Engineers (USACE) dredged Matanzas Pass and placed dredged material (estimated quantity was 130,000 CY based on USACE Project Plans) in the nearshore area between R-182 and R-187.

In 2017, the West Coast Inland Navigation District (WCIND) and Lee County completed the initial dredging of the Big Carlos Pass Navigation Channel. Over 55,000 CY were excavated and placed between R-203 and R-206 (Humiston and Moore, 2018).

In 2017, Lee County imported over 2,000 CY via truck haul to address erosion due to Hurricane Irma along the Crescent Beach shoreline in the vicinity of R-181.

In 2020, Lee County imported over 4,000 CY via truck haul to address erosion due to Tropical Storm Eta along the Lynn Hall Beach Park shoreline in the vicinity of R-180.

In 2020, the USACE dredged Matanzas Pass and placed dredge material (estimated quantity was 124,000 CY based on USACE Project Plans) in the nearshore area between R-182 and R-187.

Between 2011 and 2021, the Island was impacted by Hurricane Irma (2017), Tropical Storm Emily (2017), Tropical Storm Gordon (2018), Hurricane Eta (2020), Tropical Storm Sally (2020) and Hurricane Elsa (2021) (Figures 3 and 4). Multiple beachfront property owners located primarily in the south segment, which has never been restored, requested the Town include them in their beach management program. The Town engaged CEC as their consultant to design and permit the next renourishment project as well as expand the beach management program to include all of the designated critically eroding beach segments on Estero Island.

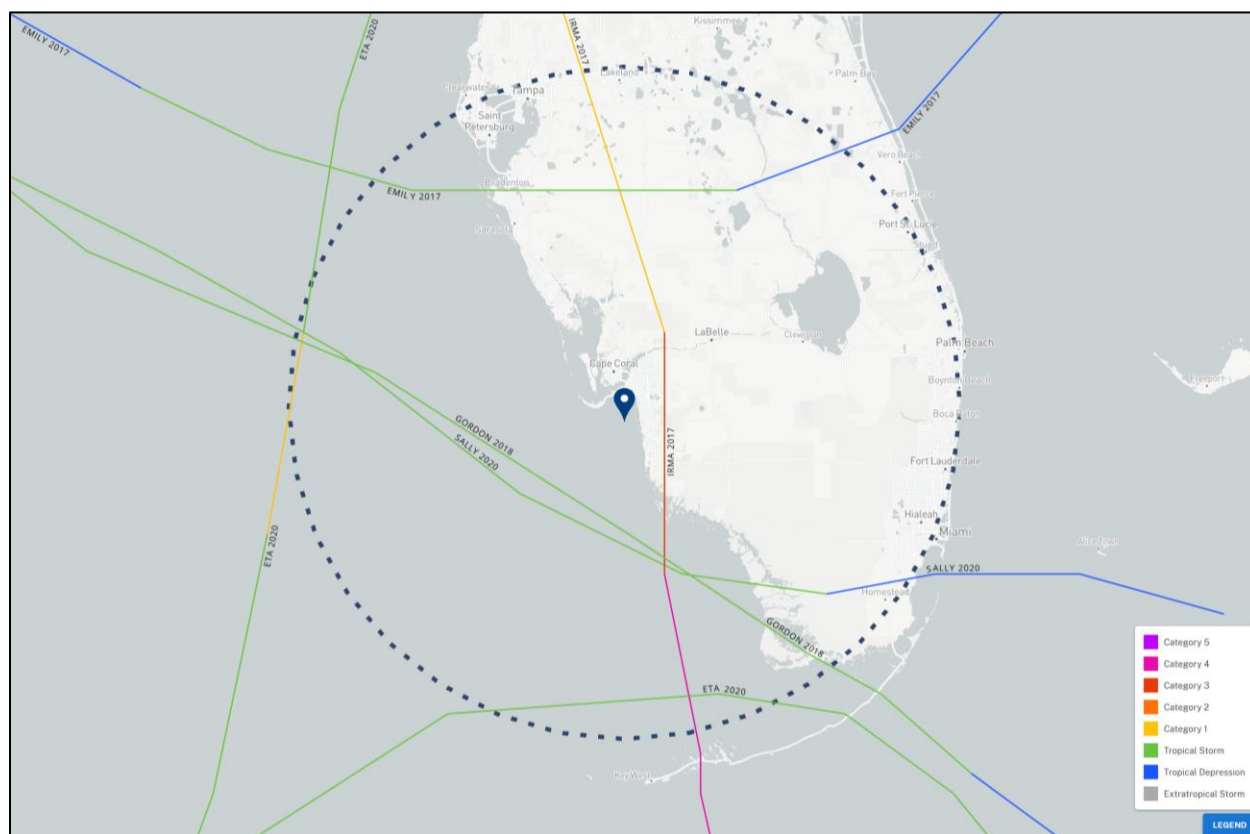


Figure 3. 2011-2020 Storm Tracks within 100-nautical-miles.



Figure 4. 2021 Hurricane Elsa Track.

4 DATA COLLECTION

4.1 Beach Survey

The beach survey covering the North, Central and South Estero Island beach profiles between C-174A and R-210 was conducted by CEC's upland and boat survey crews utilizing multiple Trimble Real Time Kinematic (RTK) Global Positioning Systems (GPS) on May 26-27, 2021.

Appendix 1 presents the 2021 and several historic beach profiles surveyed at each R-monument. All work activities and deliverables were conducted in accordance with the latest update of the FDEP Monitoring Standards for Beach Erosion Control Projects, Sections 01000, 01100, and 01200.

4.2 Depth of Closure

The offshore depth beyond which the net sediment transport does not result in significant changes in mean water depth is known as the depth of closure (DOC). The DOC values were established for the North, Central and South sections of Estero Island as part of their respective annual monitoring surveys (Table 1).

Table 1. Variability of Depth of Closure along Estero Island.

Monument	Depth of Closure (ft, NAVD88)
C-174A to R-179	-14.5
R-180 to R-181	-12.0
R-182	-11.0
R-183	-10.5
R-184	-10.0
R-185	-11.0
R-186	-11.0
R-187 to R-208	500 ft seaward of MHW
R-209 to R-210	1400 ft seaward of Monument

5 ASSESSMENT OF 2011 PROJECT PERFORMANCE

5.1 Shoreline Evolution

CEC reviewed profile and Mean High Water (MHW = +0.3 feet NAVD88) survey data pertinent to the 2011 restoration project including pre-construction, post-construction and monitoring surveys. The data were analyzed to determine:

- average fill placed during construction measured at MHW;

- typical adjustment that beach profiles undergo immediately after construction, which is also known as profile equilibration; and
- post-construction erosion rates.

Table 2 presents the data used in the analysis. The average fill width placed at MHW between R-175 and R-181 was 232.7 feet and the equilibration was 61.1 feet per year. The average post-construction shoreline change within the fill area between 2013 and 2021 measured approximately 79 feet equal to a rate of 9.8 feet per year of erosion.

To further interpret how the 2011 restoration project and the rest of Estero Island performed over time, CEC created graphics visualizing how shoreline positions evolved over time since the 2010 pre-construction conditions at each R-monument spanning the shoreline segment from R-175 on the north end of Estero Island to R-210 on the south end. These graphics are presented in Figures 5 through 8 and also depict restoration and storm events.

Table 2. 2011 Project Performance Analysis.

Mon.	Area	Shoreline (MHW) Position (feet)				Fill Placed Mar. 2010-Jan. 2012 (feet)	MHW Change Rate (Equilibration) Jan. 2012-Apr. 2013 (feet per year)	MHW Change Rate Apr. 2013-May 2021 (feet per year)	MHW Change Rate Mar. 2010-May 2021 (feet per year)	Average Fill Placed Apr. 2011-Jan. 2012 (feet)	Average MHW Change Rate (Equilibration) Jan. 2012-Apr. 2013 (feet per year)	Average MHW Change Rate (feet per year)
		Pre-Con Apr. 2011*/Mar. 2010**	Post-Con Jan. 2012	1 st Year Mon Apr. 2013	9 th Year Mon May 2021							
R-175	Fill Area North Estero	439.6	759.7	767.2	763.3	320.1	6.0	-0.5	Not Used	Terminal Groin Influence		
R-176		347.8	673.0	591.0	537.6	325.2	-65.6	-6.6	Not Used	232.7	-61.1	-9.8
R-177		455.8	739.8	647.2	554.7	284.0	-74.1	-11.5	Not Used			
R-178		472.2	656.2	611.7	527.9	184.0	-35.6	-10.4	Not Used			
R-179		353.7	564.7	516.9	429.5	211.0	-38.3	-10.8	Not Used			
R-180		117.3	332.1	257.9	152.5	214.8	-59.3	-13.1	Not Used			
C-180.5		132.8	323.9	241.2	148.6	191.1	-66.1	-11.5	Not Used			
R-181		113.1	331.9	220.9	181.7	218.8	-88.8	-4.9	Not Used			
R-182	Central Estero	398.4	394.8	424.3	482.7	N/A	N/A	Not Used	7.6	N/A	N/A	7.8
R-183		418.0	449.6	434.2	554.2	N/A	N/A	Not Used	12.2			
R-184		420.0	469.5	447.8	550.9	N/A	N/A	Not Used	11.7			
R-185		217.0	229.1	256.2	398.6	N/A	N/A	Not Used	16.3			
R-186		277.0	296.9	318.7	462.2	N/A	N/A	Not Used	16.6			
R-187		385.5	N/S	N/S	443.3	N/A	N/A	Not Used	5.2			
R-188		289.1	N/S	N/S	366.0	N/A	N/A	Not Used	6.9			
R-189		307.9	N/S	N/S	364.0	N/A	N/A	Not Used	5.0			
R-190		251.7	N/S	N/S	294.4	N/A	N/A	Not Used	3.8			
R-191		258.5	N/S	N/S	299.5	N/A	N/A	Not Used	3.7			
R-192		160.1	N/S	N/S	228.3	N/A	N/A	Not Used	6.1			
R-193		61.0	N/S	N/S	110.4	N/A	N/A	Not Used	4.4			
R-194		126.9	N/S	N/S	173.7	N/A	N/A	Not Used	4.2			
R-195		91.3	N/S	N/S	170.5	N/A	N/A	Not Used	7.1			
R-196		175.6	N/S	N/S	285.4	N/A	N/A	Not Used	9.8			
R-197		152.6	N/S	N/S	231.7	N/A	N/A	Not Used	7.1			
R-198		480.6	N/S	N/S	542.3	N/A	N/A	Not Used	5.5			

Table 2 (cont'd). 2011 Project Performance Analysis.

Mon.	Area	Shoreline (MHW) Position (feet)				Fill Placed Mar. 2010-Jan. 2012 (feet)	MHW Change Rate (Equilibration) Jan. 2012-Apr. 2013 (feet per year)	MHW Change Rate Apr. 2013-May 2021 (feet per year)	MHW Change Rate Mar. 2010-May 2021 (feet per year)	Average Fill Placed Mar. 2010-Jan. 2012 (feet)	Average MHW Change Rate (Equilibration) Jan. 2012-Apr. 2013 (feet per year)	Average MHW Change Rate (feet per year)
		Pre-Con Apr. 2011*/ Mar. 2010**	Post Con Jan. 2012	1 st Year Mon Apr. 2013	9 th Year Mon May 2021							
R-199	South of ECL	519.1	N/S	N/S	576.9	N/A	N/A	Not Used	5.2	N/A	N/A	3.7
R-200		812.0	N/S	N/S	836.6	N/A	N/A	Not Used	2.2			
R-201	Non-Critical	1315.0	N/S	N/S	1303.0	N/A	N/A	Not Used	-1.1	N/A	N/A	-3.7
R-202		947.0	N/S	N/S	876.0	N/A	N/A	Not Used	-6.4			
R-203	South Estero	490.0	N/S	N/S	398.7	N/A	N/A	Not Used	-8.2	N/A	N/A	-10.7
R-204		300.0	N/S	N/S	159.0	N/A	N/A	Not Used	-12.6			
R-205		524.0	N/S	N/S	547.4	N/A	N/A	Not Used	2.1			
R-206		731.0	N/S	N/S	528.9	N/A	N/A	Not Used	-18.1			
R-207		509.0	N/S	N/S	320.2	N/A	N/A	Not Used	-16.9			
R-208	Non-Critical	694.0	N/S	N/S	616.0	N/A	N/A	Not Used	-7.0	N/A	N/A	24.8
R-209		693.0	N/S	N/S	910.4	N/A	N/A	Not Used	19.5			
R-210		409.0	N/S	N/S	1101.7	N/A	N/A	Not Used	62.0			

* Pre-construction survey of the 2011 Project limits, R-175 to R-181, was conducted in April 2011

** March 2010 survey was used as Pre-construction survey for the remainder of Estero Island, R-182 to R-210

N/S = Not Surveyed

N/A = Not Applicable

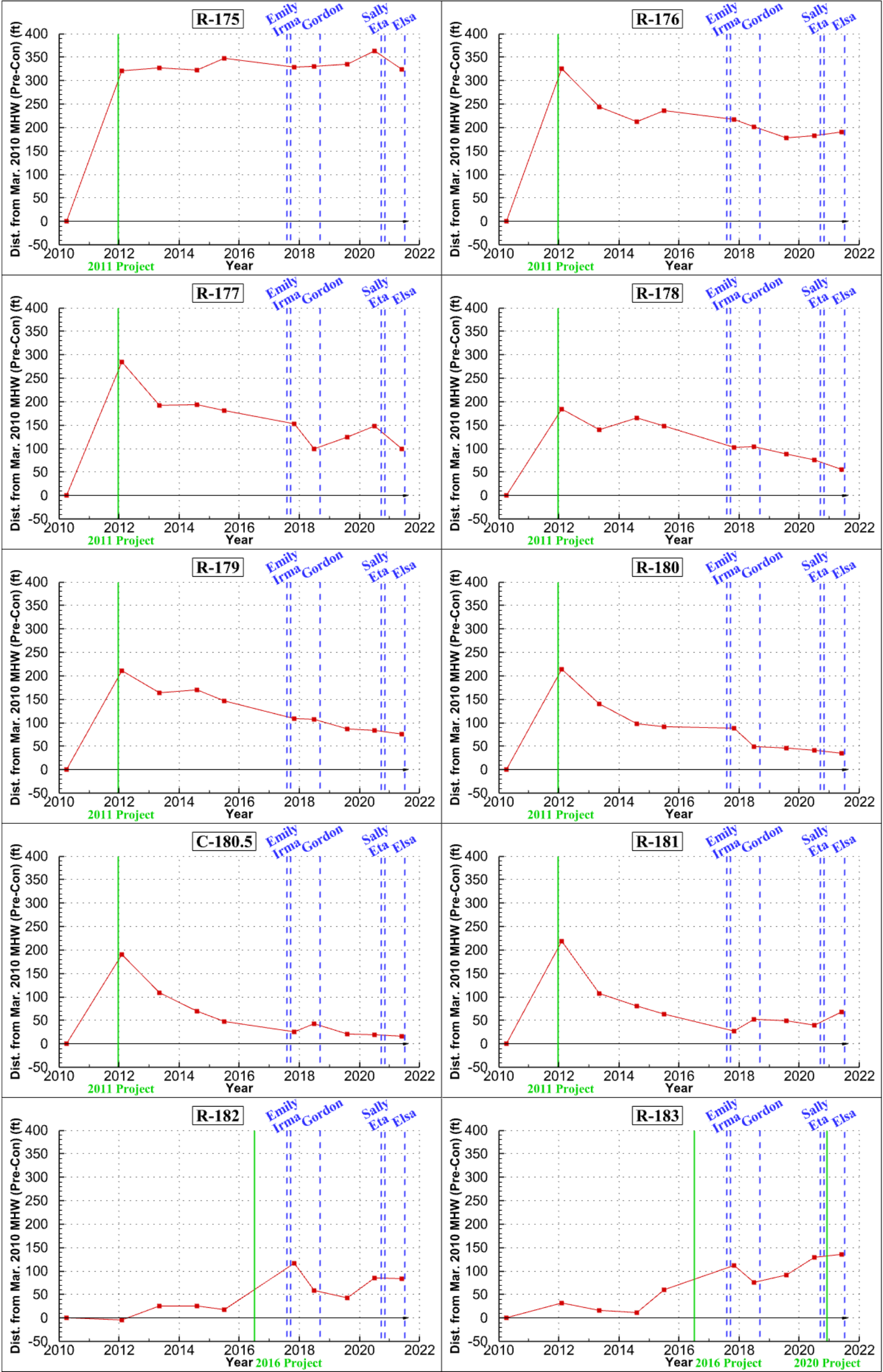


Figure 5. Shoreline Evolution Since 2010, R-175 – R-183.

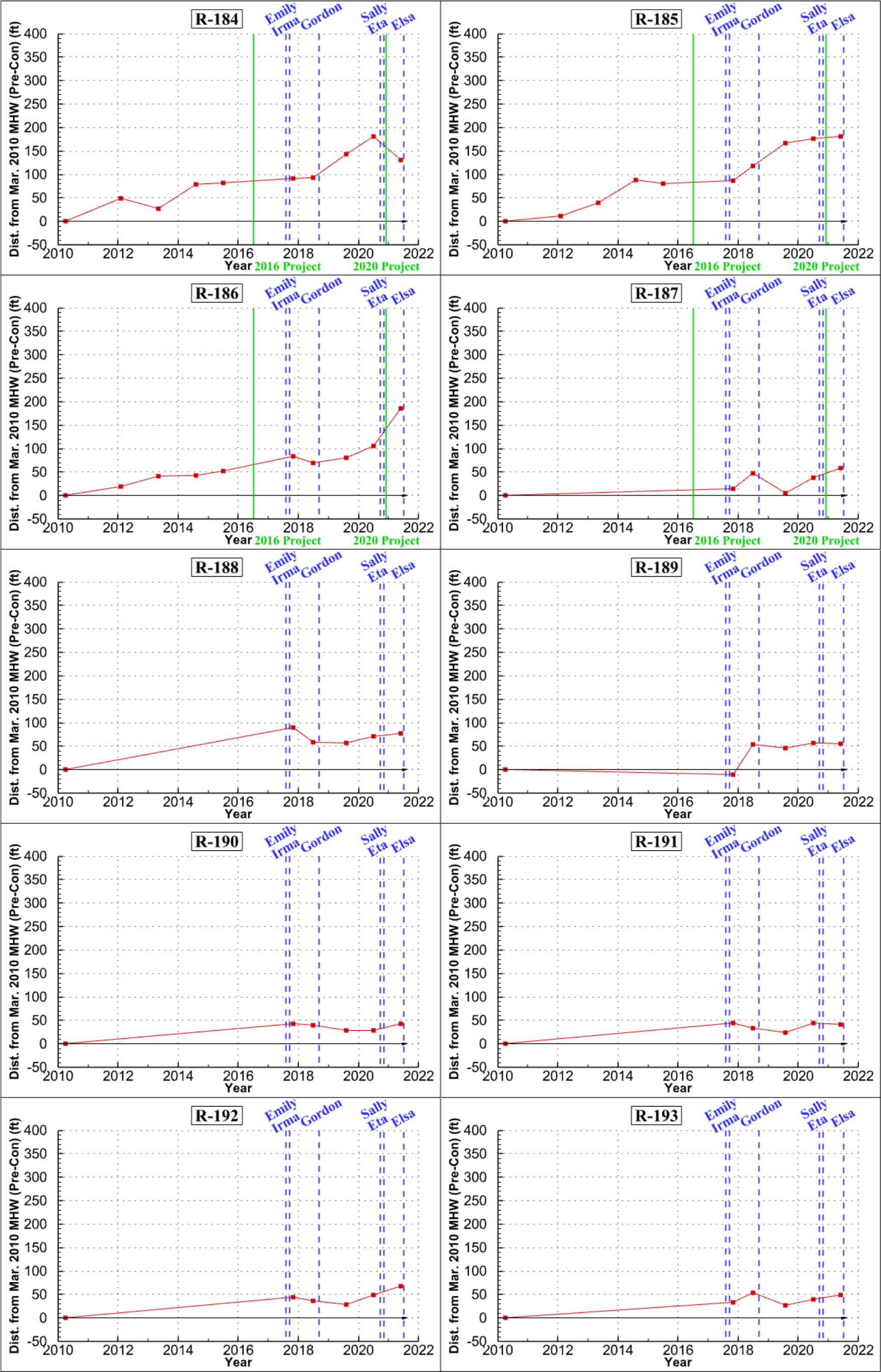


Figure 6. Shoreline Evolution Since 2010, R-184 – R-193.

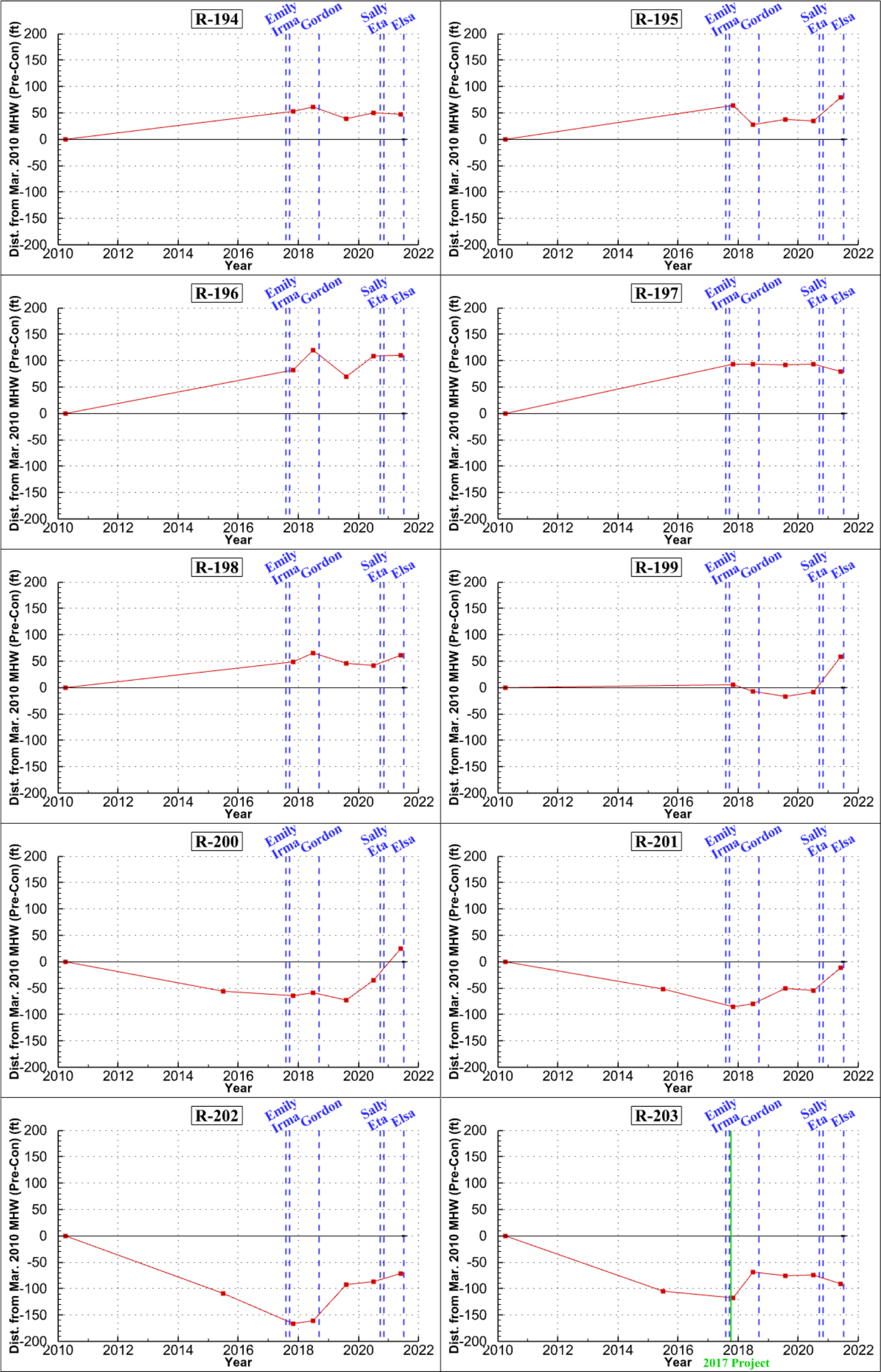


Figure 7. Shoreline Evolution Since 2010, R-194 – R-203.

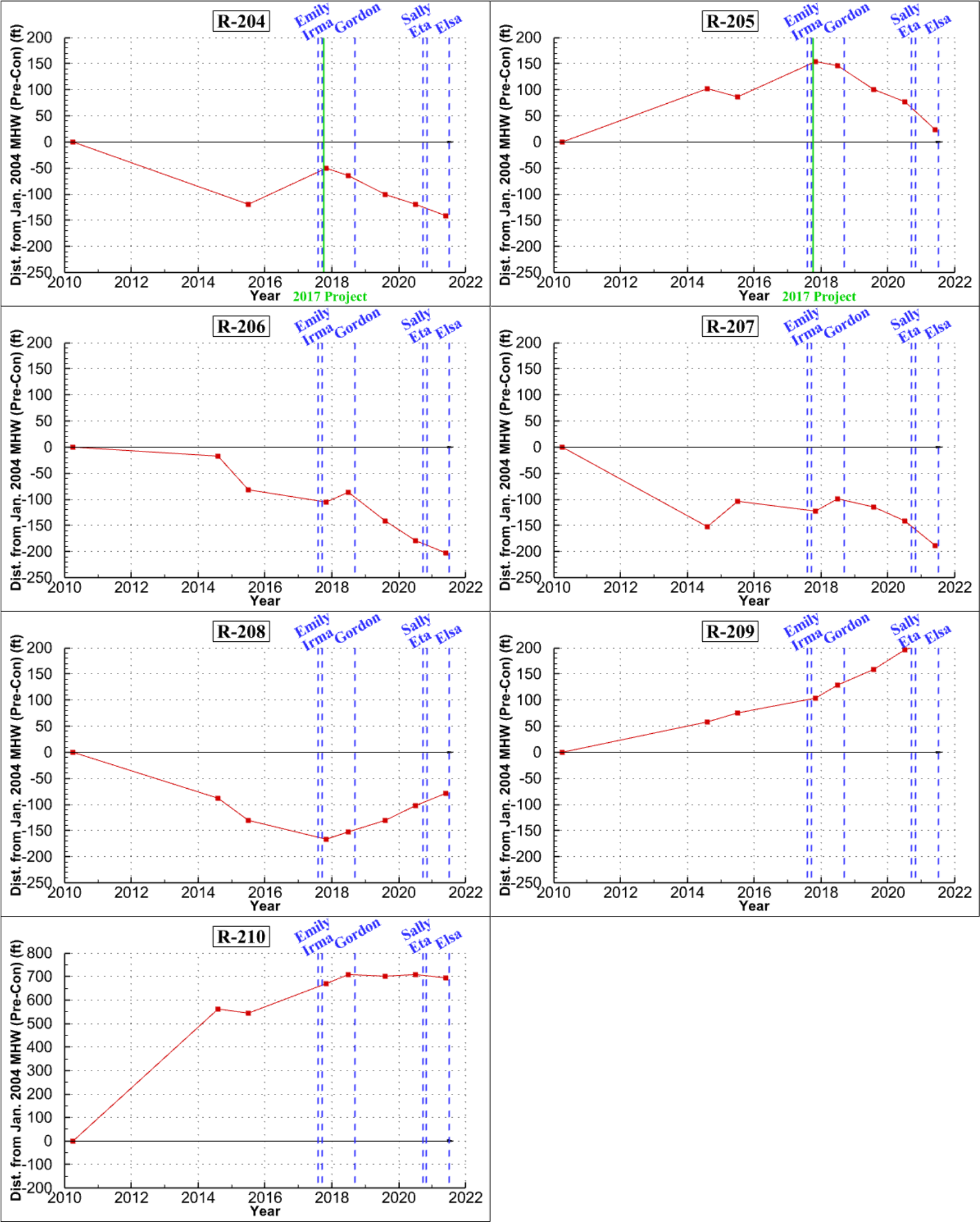


Figure 8. Shoreline Evolution Since 2010, R-204 – R-210.

5.2 Volume Change Analysis

According to the 2011 Project Physical Monitoring Plan, CEC conducted monitoring surveys of the shoreline segment between C-174A and R-186 and performed volumetric change analyses to MHW and DOC. Tables 3 and 4 present summaries of the changes to MHW and DOC from the 2012 post-construction survey to the 2021 monitoring survey.

Between 2012 and 2021, the 2011 Project area, C-174A to R-182, lost approximately 33,140 CY and 68,590 CY above MHW and to DOC, respectively. The area adjacent to the Project Area on the south end, R-182 to R-186, gained approximately 94,050 CY and 383,810 CY, respectively. The majority of the gains are attributed to the 2016 and 2020 USACE projects that placed approximately 254,000 CY in the nearshore area between R-182 and R-187.

Table 3. Summary of 2012-2021 Volumetric Changes above MHW.

Segment	Volume Change (CY)								
	2012-2013	2013-2014	2014-2015	2015-2017	2017-2018	2018-2019	2019-2020	2020-2021	2012-2021
Project Area (C-174A – R-182)	-28,779	2,714	-126	-27,994	7,587	7,635	9,573	-3,750	-33,140
South Adjacent Shoreline (R-182 – R-186)	1,543	24,867	5,525	18,143	2,632	20,403	12,262	8,670	94,045
Total (C-174A – R-186)	-27,236	27,581	5,399	-9,851	10,219	28,038	21,835	4,920	60,905

Table 4. Summary of 2012-2021 Volumetric Changes to DOC.

Segment	Volume Change (CY)								
	2012-2013	2013-2014	2014-2015	2015-2017	2017-2018	2018-2019	2019-2020	2020-2021	2012-2021
Project Area (C-174A – R-182)	86,326	-92,069	24,605	-39,276	-40,206	13,387	26,666	-48,020	-68,587
South Adjacent Shoreline (R-182 – R-186)	103,342	-34,359	-1,545	159,270	-44,659	20,996	8,013	172,750	383,808
Total (C-174A – R-186)	189,668	-126,428	23,060	119,994	-84,865	34,383	34,679	124,730	315,221

5.3 Summary

Overall, the 2011 project performed well. Based on the 2021 survey, the shoreline width at MHW exceeded the pre-construction shoreline width surveyed in 2010. The 2016 and 2020 USACE Matanzas Pass dredging projects that placed approximately 254,000 CY in the nearshore area between R-182 and R-187 benefited the 2011 project through lateral spreading of the placed sediment over time.

6 SEA LEVEL CHANGE ANALYSIS

The beach fill design for the project constructed in 2011 was based on the 2005 permit drawings. The sea level change analysis presented here was performed by applying industry standard techniques to estimate the rise in sea level since the 2005 permitted beach fill design through the next renourishment event scheduled for 2022.

According to NOAA (<http://tidesandcurrents.noaa.gov>), the mean seal level (MSL) trend at the Naples, FL tide station presented in Figure 9 is 3.11 mm/year with a 95% confidence interval of ± 0.44 mm/year based on monthly mean sea level data from 1965 to 2020 which is equivalent to a change of 1.02 feet in 100 years.

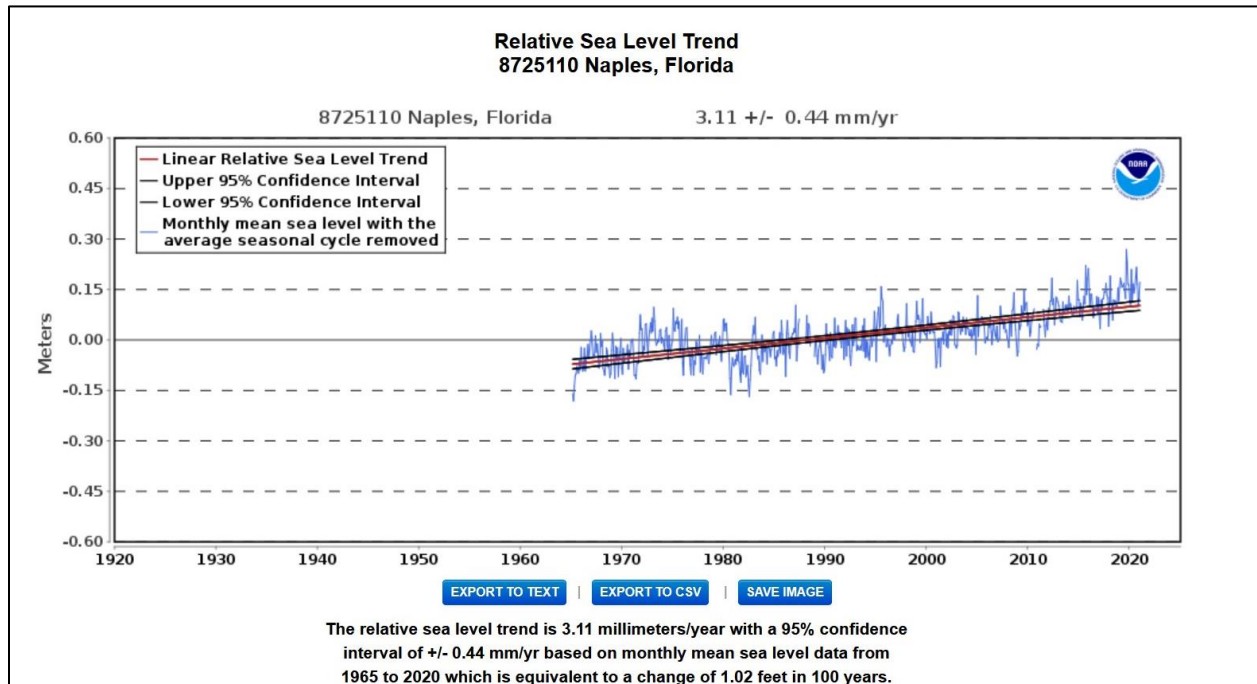


Figure 9. Sea Level Trend at Naples, FL (<http://tidesandcurrents.noaa.gov>).

This estimated MSL trend combines the global MSL rise and the local vertical land motion, subsidence. Estimates of projected sea-level change were determined by following an 18-step guidance developed by USACE to account for future changes in MSL (USACE, 2011 and 2013). A flowchart of the steps is presented in Figure 10.

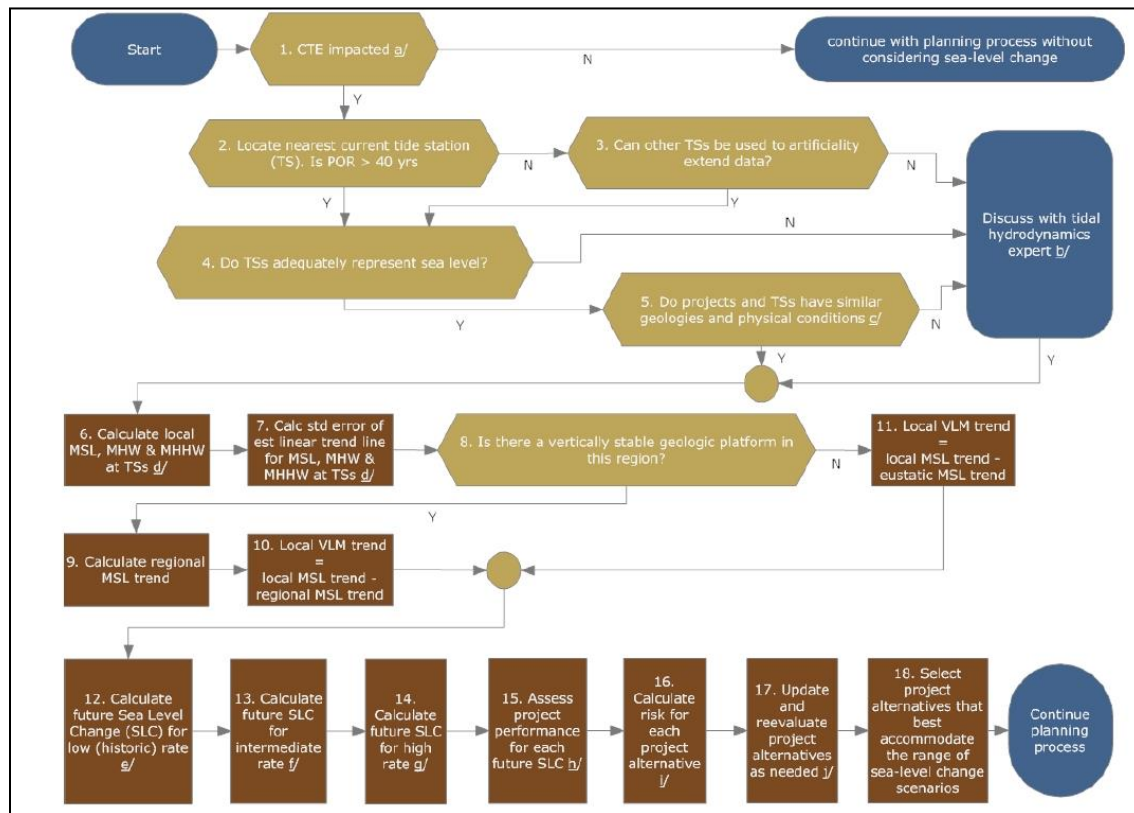


Figure 10. 18-step Flowchart to Account for Changes in MSL (USACE, 2011).

Below are answers to each step throughout the flowchart applied to this analysis.

Step 1: Yes → Step 2

Step 2: Yes → Step 4

Step 4: Yes → Step 5

Step 5: Yes → Step 6

Step 6: Local Low/Historic MSL rise trend is 0.0102 feet per year → Step 7

Step 7: Standard error is 0.0014 feet per year with a 95% confidence interval → Step 8

Step 8: No → Step 11

Step 11: Subtract 0.0056 feet per year (=1.7 mm per year) from 0.0102 feet per year which results in 0.0046 feet per year, this is the design vertical land movement (VLM) or subsidence rate → Step 12

Step 12: Low/Historic eustatic sea-level rise values are
 Between 2005 and 2022 = 0.095 feet → Step 13

Step 13: Intermediate (NRC Curve I) eustatic sea-level rise values are
 Between 2005 and 2022 = 0.160 feet → Step 14

Step 14: High (NRC Curve III) eustatic sea-level rise values are
 Between 2005 and 2022 = 0.366 feet → Step 15

Steps 15 through 18 are to determine project performance and evaluate risk.

Table 5 presents low/historic, intermediate and high relative sea-level changes for Year 2022 which combine the eustatic sea-level rise and subsidence rates. Figure 11 presents the three curves computed to year 2055.

Table 5. Estimated Relative Sea-level Changes, 2005-2022.

Rate Type	Eustatic SLR, feet	Subsidence, feet	Relative SLR, feet
Low/Historic	0.095	0.079	0.173
Intermediate (NRC Curve I)	0.160	0.079	0.238
High (NRC Curve III)	0.366	0.079	0.444

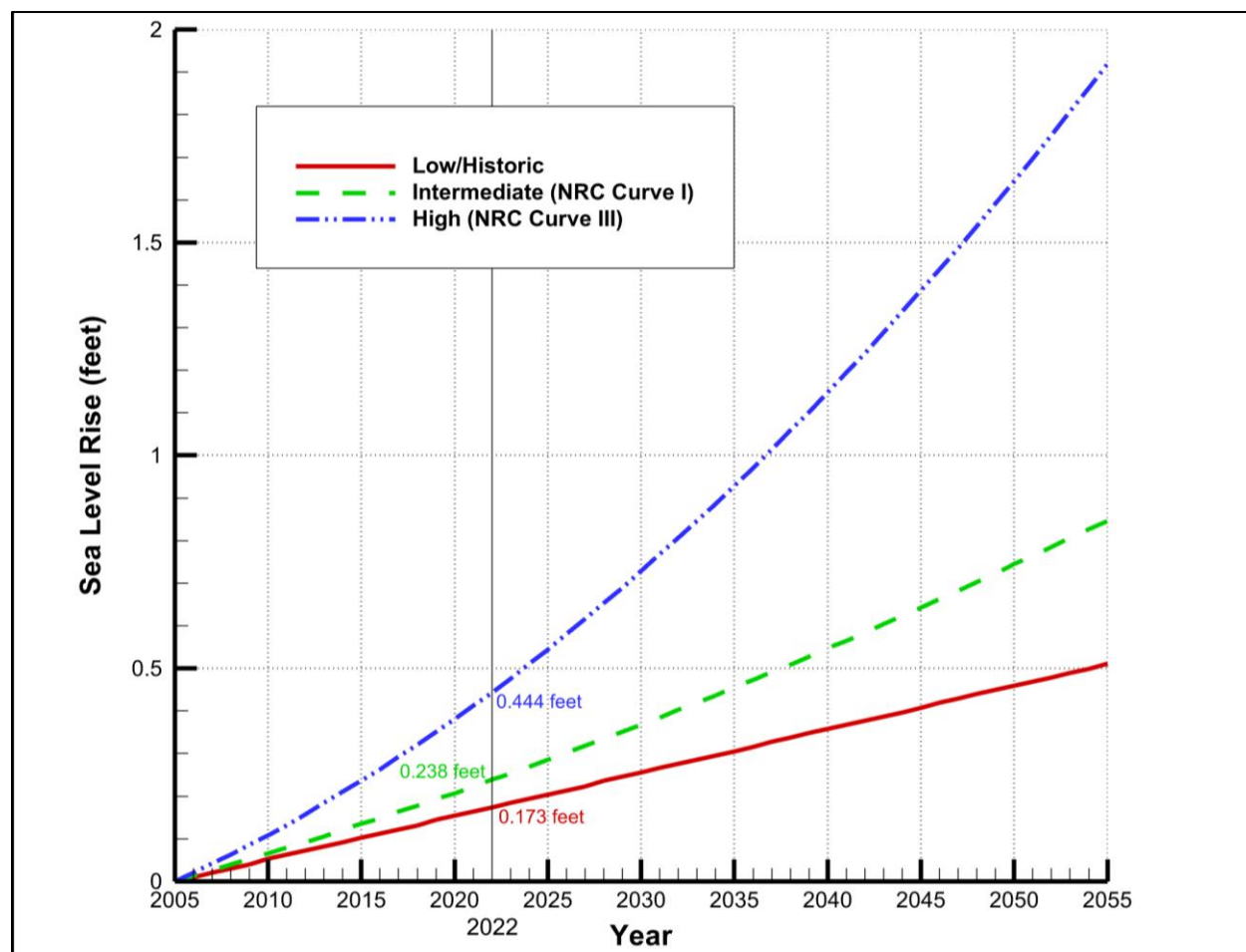


Figure 11. Estimated Relative Sea Level Rise since 2005 based on USACE Methodology.

Based on the analysis, the estimated sea level rise to the Year 2022 is 0.173 feet, 0.238 feet, and 0.444 feet, for the low/historic, intermediate and high curves, respectively. CEC recommends a value of 0.3 feet, which falls between the intermediate and high sea-level rise estimates, as the design criteria for sea level change through 2022, the estimated construction year for the next renourishment project. The design berm height of the 2011 project was 2.9 feet NAVD88, therefore, the recommended berm height for the next renourishment project is 3.2 feet NAVD88.

7 DEVELOPMENT OF NEW DESIGN BEACH FILL TEMPLATE

7.1 Introduction

The design template is the recommended beach berm width and elevation to provide storm damage reduction benefits from a 25-year return interval storm event. Beach fill design was analyzed through numerical modeling of beach profile response to a design 25-year storm using the Storm-Induced BEACH CHange (SBEACH) model (CERP, 1993).

Estero Island was broken into three beach fill segments:

- 1) North Fill: C-174A.5 (Terminal Groin) to R-182, which represents the 2011 Project fill limits,
- 2) Central Fill: R-182 to R-200, which represents a designated by FDEP critically eroded beach (FDEP 2020), and
- 3) South Fill: R-203 to R-207, which represents a designated by FDEP critically eroded beach (FDEP 2020).

Beach segments R-200 to R-203 and R-207 to R-210 are not designated by FDEP as critically eroded or non-critically eroded beach segments (FDEP, 2020).

7.2 SBEACH Model Calibration

Wang and Manausa (2015) conducted a comprehensive SBEACH storm erosion model study for Lee County. In this study, the SBEACH model was calibrated through model sensitivity analysis based on which a recommendation on model parameters was presented. The author's recommended SBEACH model parameters for Estero Island, R-monument range R-175 through R-210, are presented in Table 6.

Table 6. Recommended SBEACH Model Parameters for Estero Island (Wang and Manausa, 2015).

Parameters	Unit	Recommended Values for Lee County
Transport rate coefficient, K	m ⁴ /N	0.5 e ⁻⁰⁰⁶
Overwash transport parameter		0.002
Coefficient for slope dependent term	m ² /s	0.005
Transport rate decay coeff. multiplier	m ⁻¹	0.5
Landward surf zone depth	ft	1.0
Effective grain size (mean D ₅₀)	mm	0.18
Maximum slope prior to avalanching	degree	15
Water temperature	degree, C	28
Wave Height, H	ft	10
Wave Period, T _p	sec	10
Wave Direction, α	degree	0 (shore-normal)

7.3 SBEACH Input Data

The input data used in the SBEACH simulations included the bathymetric/topographic survey data, sediment characteristics, and time series of water level and wave forcing. The sources and characteristics of these data are presented below.

7.3.1 Bathymetry/Topography

CEC utilized the most recent survey of Estero Island between C-174A and R-210 which was conducted on May 26-27, 2021. All R-monument beach profiles were extended approximately 3,000 feet seaward of Mean High Water (MHW). Upland data was collected from MHW to the R-monuments or to the vegetation line, whichever was less.

7.3.2 25-Year Design Storm Event Waves

To generate the 25-year storm wave parameters, the Wave Information Studies (WIS) database (<http://wis.usace.army.mil/>) was utilized to analyze wave conditions specific to the Project Area. WIS produces a high-quality online database of hindcast, nearshore wave conditions covering U.S. coastlines. The time interval of the data was one hour. Wang and Manausa (2015) recommended using a 10-foot high and 10-second long wave for simulating a 25-year storm event. Figure 12 presents a 36-hour time series of wave height and period used in the SBEACH simulations. The peak wave height and period reach 10 feet and 10 seconds, respectively, at hour 15.

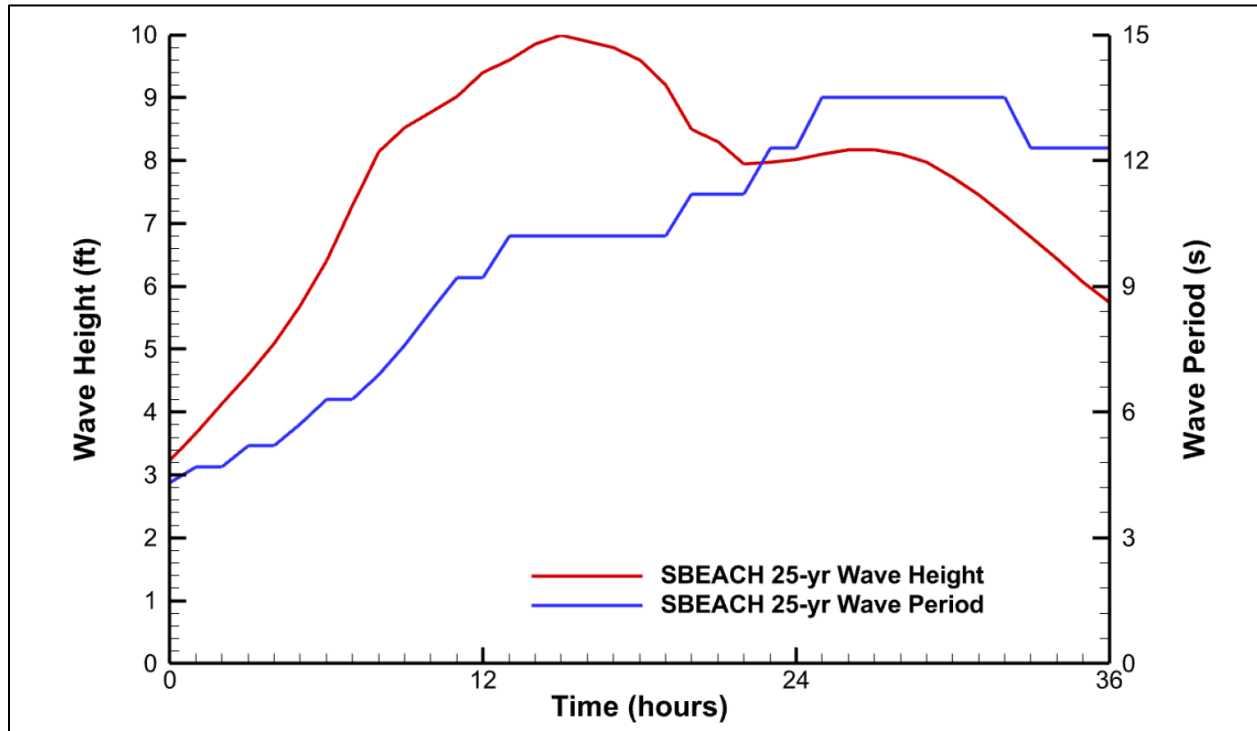


Figure 12. SBEACH 25-Year Storm Wave Height and Period Input.

7.3.3 Water Levels

According to Wang and Manausa (2015), the 25-year peak storm elevation for Estero Island is approximately 9.7 feet NAVD88. It includes contributions of wind stress, barometric pressure, wave setup, and tides. Because SBEACH accounts for wave setup internally, the wave setup component of the peak storm elevation had to be excluded from the SBEACH hydrograph. The recommended 25-year storm hydrograph is presented in Figure 13 and has a peak elevation of 8.0 feet NAVD88. It should be noted that due to variability in beach profile characteristics (e.g., slope, berm width and elevation) between R-175 and R-210, the modeled peak elevation using the recommended hydrograph varied within ± 0.2 feet from 9.7 feet depending on profile location. In order to achieve the recommended 9.7-foot peak for all profiles, the recommended hydrograph was adjusted through iterations until the model predicted the maximum storm elevation of 9.7 feet NAVD88. Overall, four (4) hydrographs were generated.

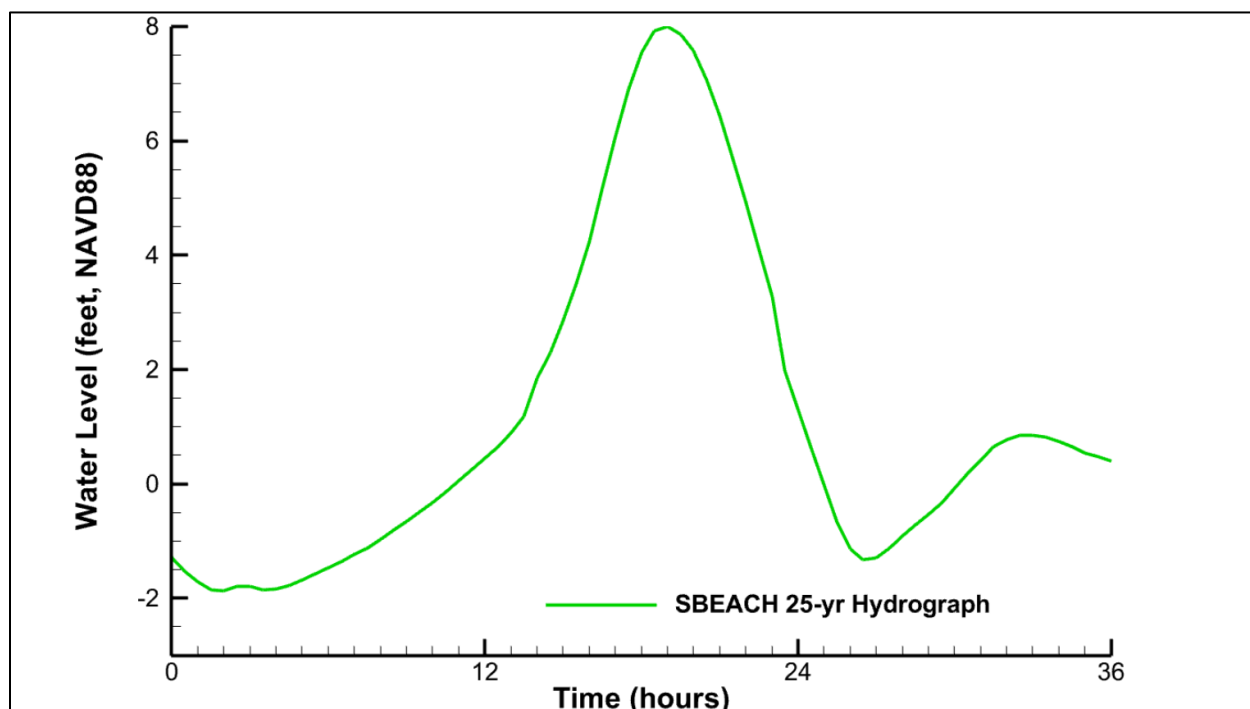


Figure 13. SBEACH 25-Year Storm Hydrograph Input.

7.4 SBEACH Results

7.4.1 North Fill: C-174A.5 (Terminal Groin) to R-182

The North Fill segment, C-174A.5 (Terminal Groin) to R-182, represents the 2011 Project fill limits. Approximately 403,000 CY of sand were excavated and placed in the beach fill area. CEC compared the latest 2021 survey data to the 2011 pre-construction survey data to estimate the design width of the fill at MHW for the next project (Table 7).

Table 7. Comparison of Shoreline Positions Measured in 2011 and 2021.

Mon.	Area	Shoreline (MHW) Position (feet)		Beach Width Compared to 2010 Pre-Con Conditions Mar. 2010-May 2021 (feet)	Average Beach Width Compared to 2010 Pre-Con Conditions Mar. 2010-May 2021 (feet)
		Pre-Con Apr. 2011	9 th Year Mon May 2021		
R-175	Fill Area North Estero	439.6	763.3	323.7	Terminal Groin Influence
R-176		347.8	537.6	189.8	
R-177		455.8	554.7	98.9	77.1
R-178		472.2	527.9	55.7	
R-179		353.7	429.5	75.8	
R-180		117.3	152.5	35.2	
C-180.5		132.8	148.6	15.8	
R-181		113.1	181.7	68.6	

On average, the 2021 shoreline is seaward of the pre-construction conditions by approximately 77.1 feet. Based on this, CEC modeled the existing conditions based on the 2021 beach profile and the new “design” fill template with berm height of +3.2 feet NAVD88 and beach width of 75 feet measured at MHW from the April 2011 MHW position. The berm slope of 200H:1V was used from the landward extent to the berm crest, then 15H:1V slope from the berm crest to Mean Low Water (MLW = -1.5 feet NAVD88). Seaward of MLW, the slope adjusted to 20H:1V until it connected with existing grade.

Figure 14 presents the results of SBEACH modeling at R-179. The results include comparisons between the initial profile measured in May 2021, final modeled post-25-year-storm profile, initial design template and final modeled post-25-year-storm template. The 2011 pre-construction profile, seaward most limits of upland vegetation and beach-front buildings are also plotted for illustrative purposes.

The points of intersection between the initial and final profiles within the upper beach/dune area indicate the limits of storm-induced erosion. For the existing 2021 profile, the limit of erosion predicted by the model is at the building which can potentially expose and undermine its foundation indicating under current conditions the upland development is susceptible to a 25-year storm event. For the design template, the erosion limit is approximately 20 feet seaward of the building. The model predictions indicate the design fill will provide the desired goal for storm damage reduction benefits.

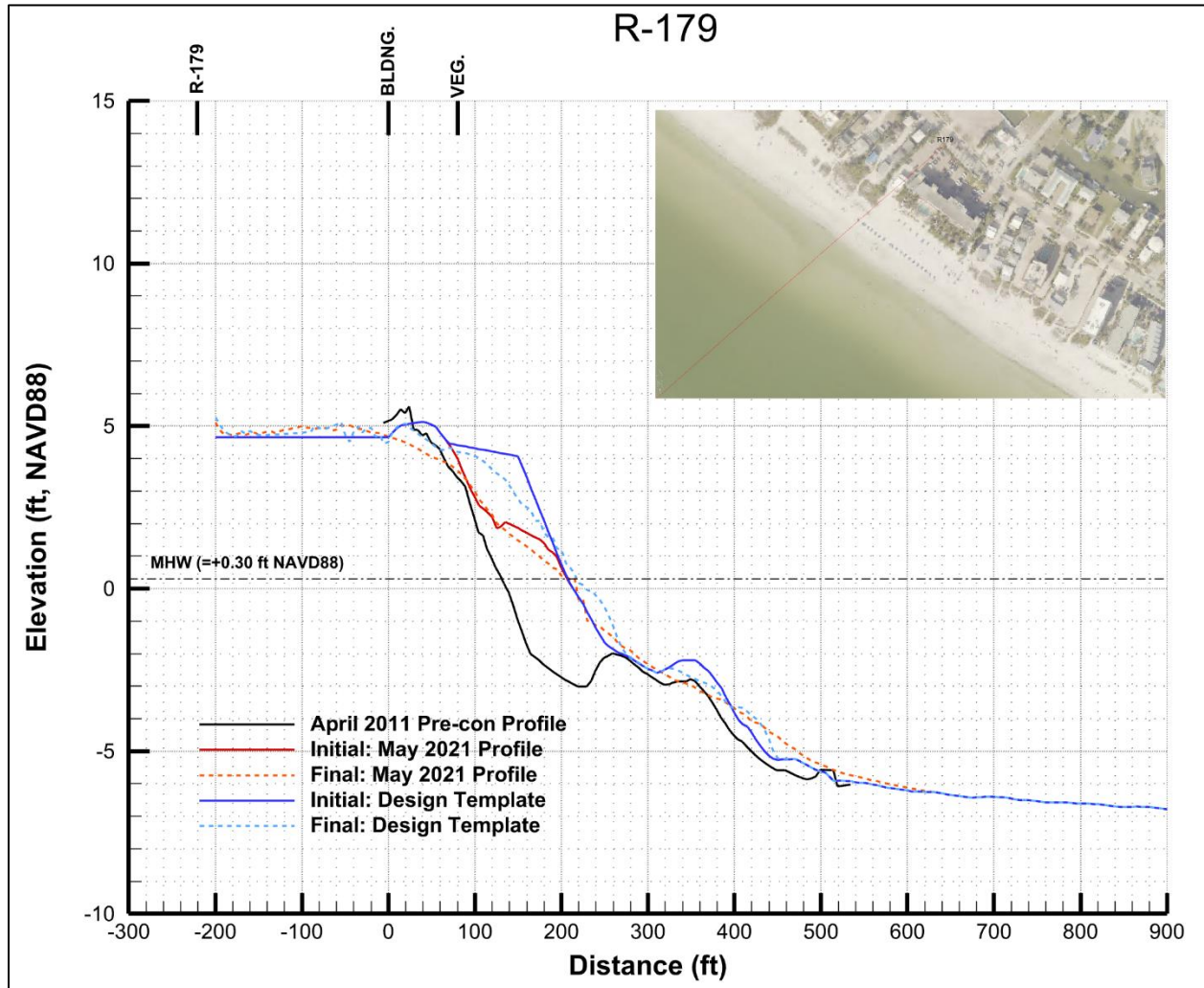


Figure 14. SBEACH Model Results R-179.

7.4.2 Central Fill: R-182 to R-200

The Central Fill segment, R-182 to R-200, represents a designated by FDEP critically eroded beach. It has never been restored before, however, historically the USACE dredge Matanzas Pass and placed dredged material in the nearshore area between R-182 and R-187. CEC developed the “design” fill template parameters for this segment to match the North Fill segment design.

CEC modeled the existing conditions based on the 2021 beach profile and the new “design” fill template with berm height of +3.2 feet NAVD88 and beach width of 75 feet measured at MHW from the March 2010 MHW position. The berm slope of 200H:1V was used from the landward extent to the berm crest, then 15H:1V slope from the berm crest to MLW. Seaward of MLW, the slope adjusted to 20H:1V until it connected with existing grade.

Figure 15 presents the results of SBEACH modeling at R-188. The results include comparisons between the initial profile measured in May 2021, final modeled post-25-year-storm profile, initial design template and final modeled post-25-year-storm template. The 2010 profile, seaward most limits of upland vegetation and beach-front buildings are also plotted for illustrative purposes.

For the existing 2021 profile, the limit of erosion predicted by the model is approximately 15 feet seaward of the building. For the design template, the erosion limit approximately 55 feet seaward of the building. The model predictions indicate the design fill will provide the desired goal for storm damage reduction benefits.

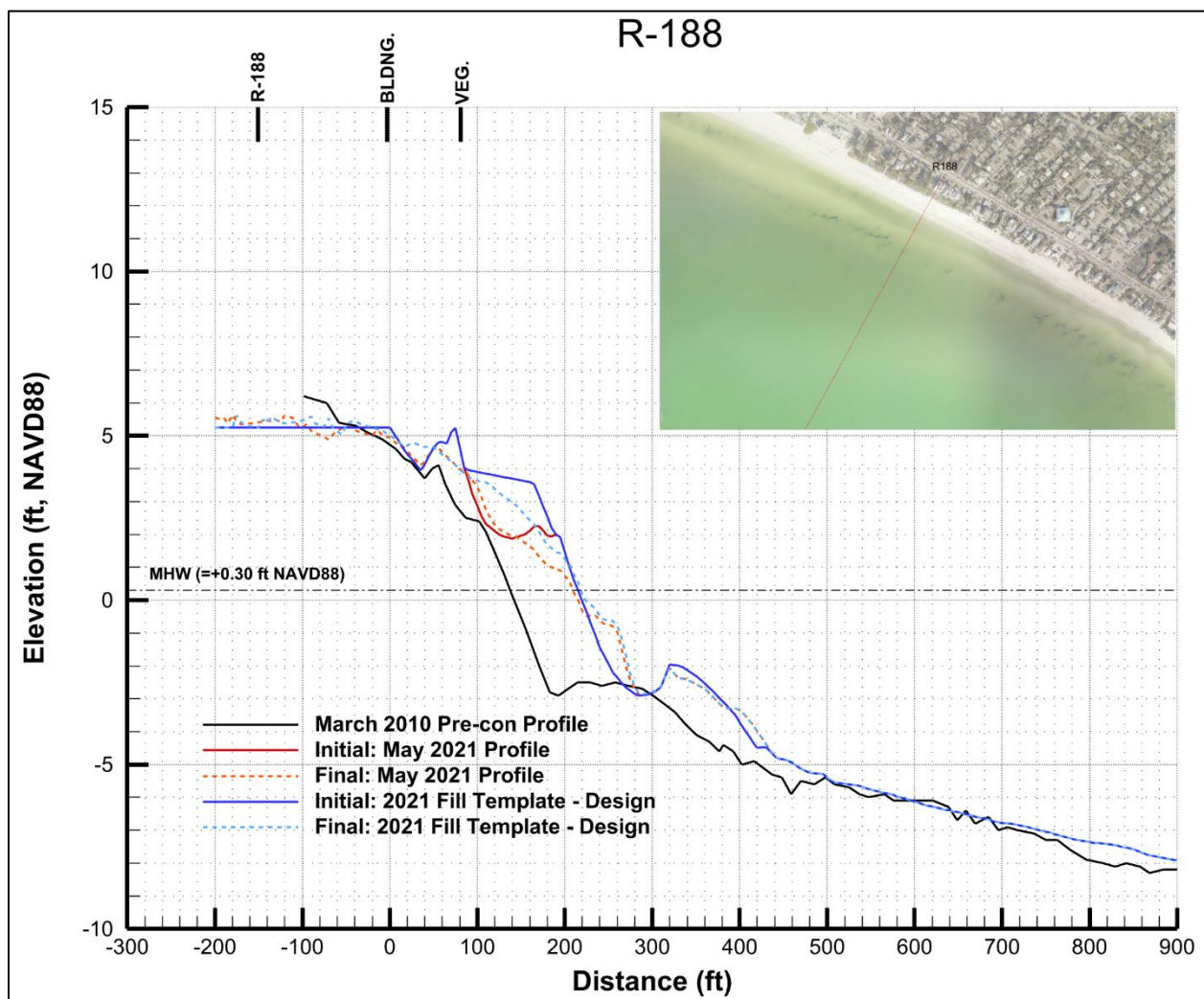


Figure 15. SBEACH Model Results at R-188.

7.4.3 South Fill: R-203 to R-207

The South Fill segment, R-203 to R-207, represents a designated by FDEP critically eroded beach. In 2017, the WCIND and Lee County completed the initial dredging of the Big Carlos Pass Navigation Channel. Over 55,000 CY were excavated and placed between R-203 and R-206.

First, CEC modeled the existing conditions based on the 2021 beach profile and the new “design” fill template with berm height of +3.2 feet NAVD88 and beach width of 75 feet measured at MHW from the May 2021 MHW position. The berm slope of 200H:1V was used from the landward extent to the berm crest, then 15H:1V slope from the berm crest to MLW. Seaward of MLW, the slope adjusted to 20H:1V until it connected with existing grade.

Figure 16 presents the results of SBEACH modeling at R-204. The results include comparisons between the initial profile measured in May 2021, final modeled post-25-year-storm profile, initial design template and final modeled post-25-year-storm template. The seaward most limits of upland vegetation, parking lot and beach-front buildings are also plotted for illustrative purposes.

The points of intersection between the initial and final profiles within the upper beach/dune area indicate the limits of storm-induced erosion. For the existing 2021 profile, the limit of erosion predicted by the model is approximately 20 feet landward of the building which indicates exposure and undermining of its foundation. For the design template, the existing parking lot will still be undermined as the erosion limit is approximately 44 feet landward of the parking lot. The fill, therefore, provides some level of storm damage reduction benefits to the building but not the parking lot.

Based on these results, CEC revised the “design” fill template by increasing the width 40 feet. The adjusted “design” fill template has a berm height of +3.2 feet NAVD88 and beach width of 115 feet measured at MHW from the May 2021 MHW position. The berm slope of 200H:1V was used from the landward extent to the berm crest, then 15H:1V slope from the berm crest to MLW. Seaward of MLW, the slope adjusted to 20H:1V until it connected with existing grade.

Figure 17 presents the results of SBEACH modeling at R-204 for the revised design. The limit of erosion predicted by the model is approximately 69 feet and 4 feet seaward of the building and parking lot. The model predictions indicate the revised design fill will provide the desired goal for storm damage reduction benefits.

Monument R-204 is the only one within the South Fill segment with upland structures close to the shoreline, approximately 80 feet from the 2021 MHW position to the parking lot. Along the remaining stretch of the segment the upland structures are located 200 to 300 feet from the shoreline. Therefore, CEC recommends using the 115-foot wide template at R-204 only and the 75-foot wide template at R-205 and R-206.

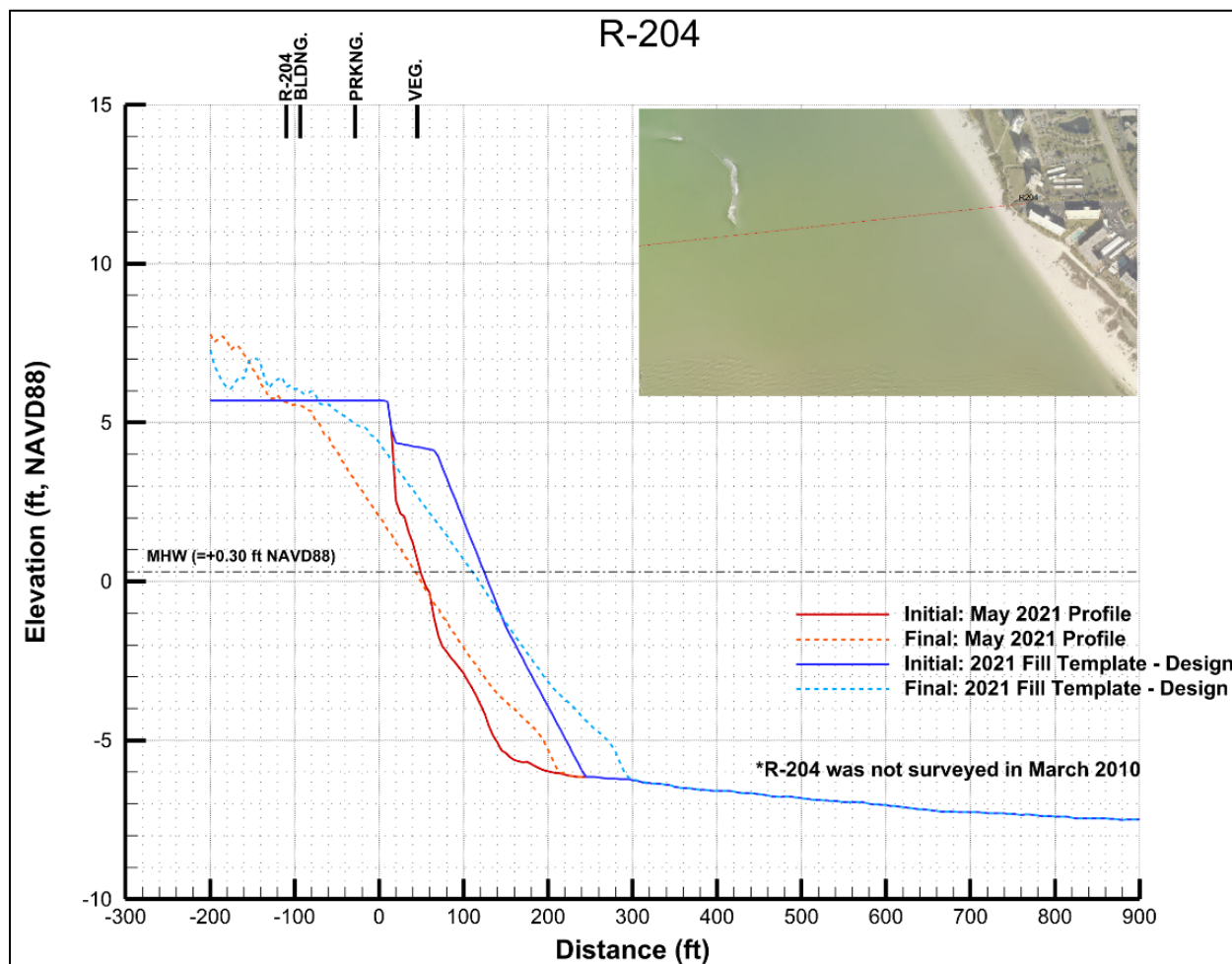


Figure 16. SBEACH Model Results at R-204 with 75-ft Wide Design.

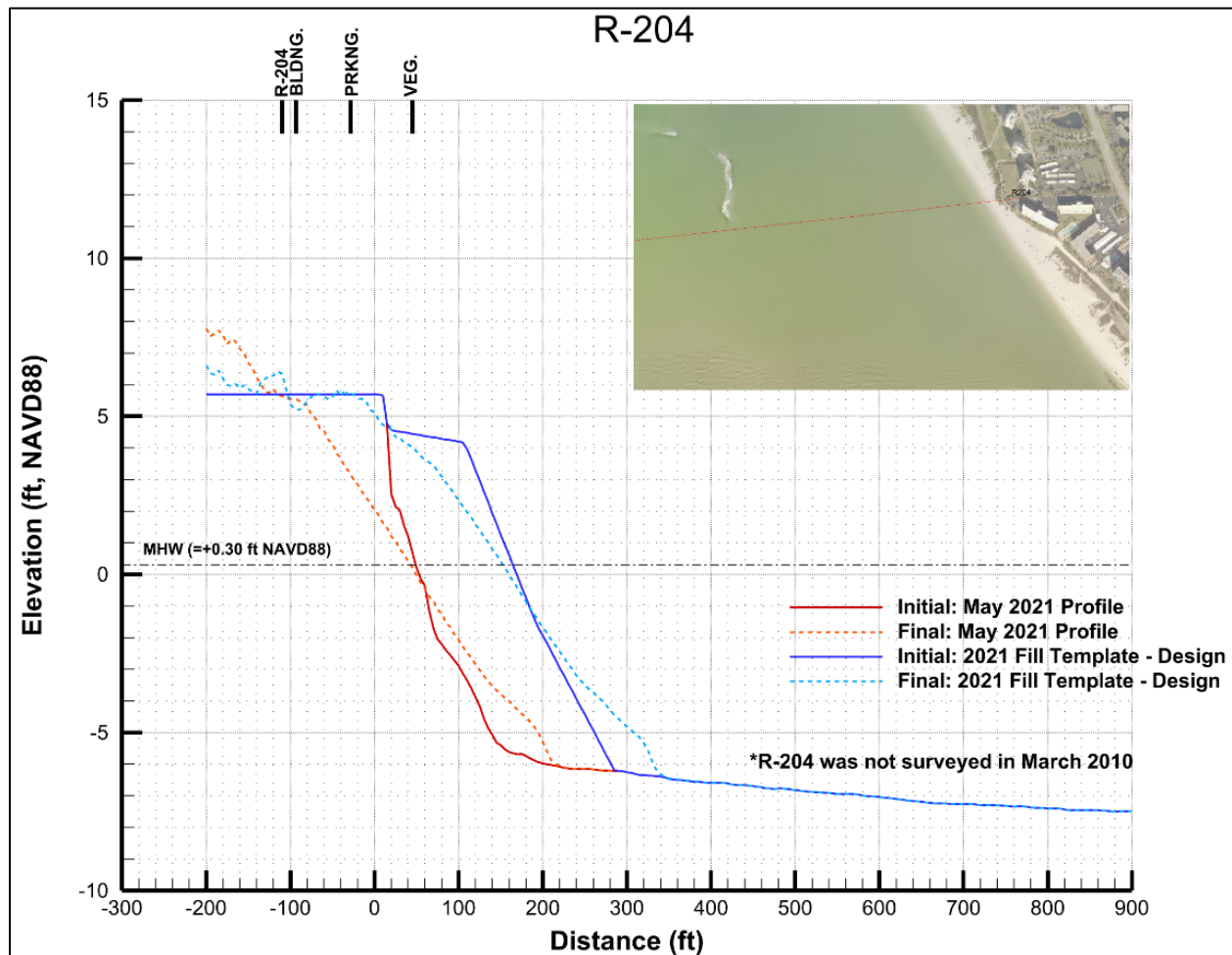


Figure 17. SBEACH Model Results at R-204 with 115-ft Wide Design.

8 BEACH FILL TEMPLATE SUMMARY

8.1 Beach Fill Template Components

CEC developed a three-segment beach fill template for the next Estero Island beach nourishment project, North Fill, Central Fill and South Fill. The template consists of three components: 1) design component to provide storm damage reduction benefits from a 25-year return interval storm, 2) advanced nourishment component to offset background erosion during nourishment cycle, and 3) equilibrium profile adjustment component to offset post-construction profile equilibration.

8.2 North Fill: C-174A.5 (Terminal Groin) to R-182

Utilizing the results of the 2011 Project shoreline and volume change calculations from Section 5.1, the initial profile adjustment was computed to approximately 60 feet and the background erosion rate for a 10-year renourishment cycle equated to approximately 100 feet. These values are recommended for the equilibrium profile adjustment and advanced nourishment components of the design template.

Applying the results of the SBEACH model, a 75-foot-wide design beach is recommended for the beach fill template to provide storm damage reduction benefits. Based on the sea level change analysis, a berm elevation of +3.2 feet NAVD88 is recommended to account for sea level change since the original design through year 2022.

The typical recommended beach fill template developed for R-179 is presented in Figure 18. The permitted fill template is shown in comparison to the recommended template. The plan view is presented in Appendix 2.

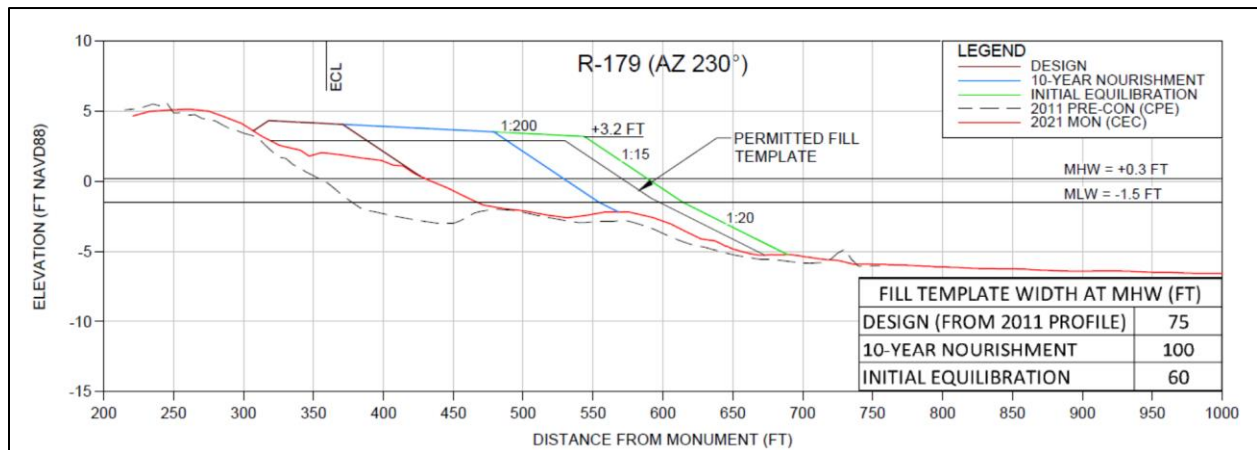


Figure 18. Recommended Typical Beach Fill Template for North Fill Segment.

8.3 Central Fill: R-182 to R-200

For the Central Fill segment, CEC recommends the initial profile equilibration component that matches the North Fill segment, approximately 60 feet. The shoreline change analysis yielded accretional trend over the Central Fill segment, CEC recommends a 1 foot per year background erosion rate which equates to 10 feet for a 10-year renourishment cycle.

Applying the results of the SBEACH model, a 75-foot-wide design beach is recommended for the beach fill template to provide storm damage reduction benefits. The berm elevation of +3.2 feet NAVD88 to match the North Fill segment is recommended for the Central Fill segment.

The typical recommended beach fill template developed for R-188 is presented in Figure 19. The plan view is presented in Appendix 2.

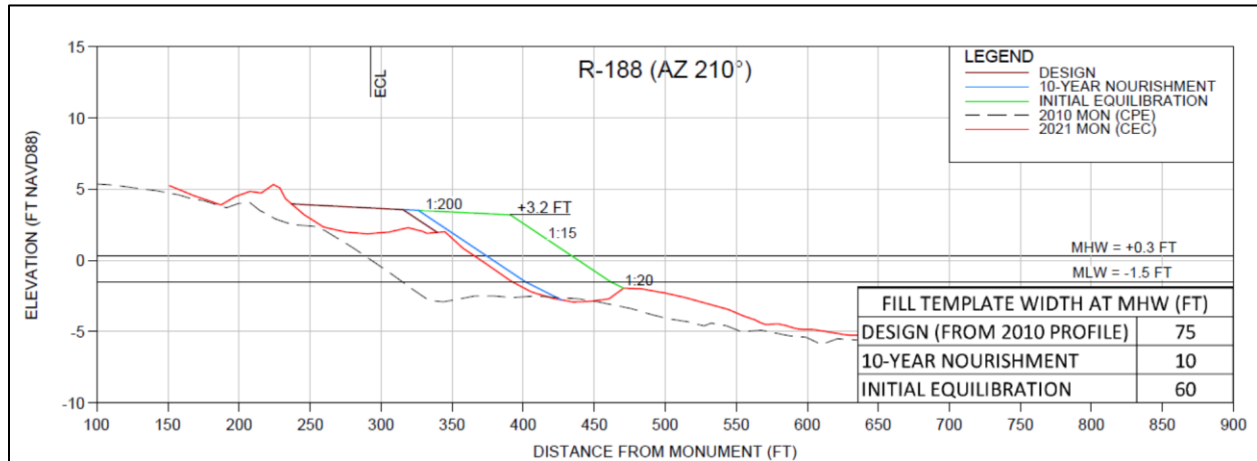


Figure 19. Recommended Typical Beach Fill Template for Central Fill Segment.

8.4 South Fill: R-203 to R-207

For the South Fill segment, CEC recommends the initial profile equilibration component that matches the North Fill and Central Fill segments, approximately 60 feet. The shoreline change analysis yielded 110 feet of background erosion for the 10-year renourishment cycle.

Applying the results of the SBEACH model at R-204, a 115-foot-wide design beach is recommended for the beach fill template to provide storm damage reduction benefits (Figure 20). For the remaining portion of the segment a 75-foot-wide design beach is recommended (Figure 21). The berm elevation of +3.2 feet NAVD88 to match the North Fill and Central Fill segments is recommended for the portions of South Fill segment that do not include the lagoon feature (Figure 20). For the portions of the segment that include the lagoon (Figure 21), the recommended berm elevation does not exceed the highest elevation of the existing profile between the lagoon and the Gulf. This should maintain the historical overtopping and tidal exchange process between the lagoon and the Gulf. The plan view is presented in Appendix 2.

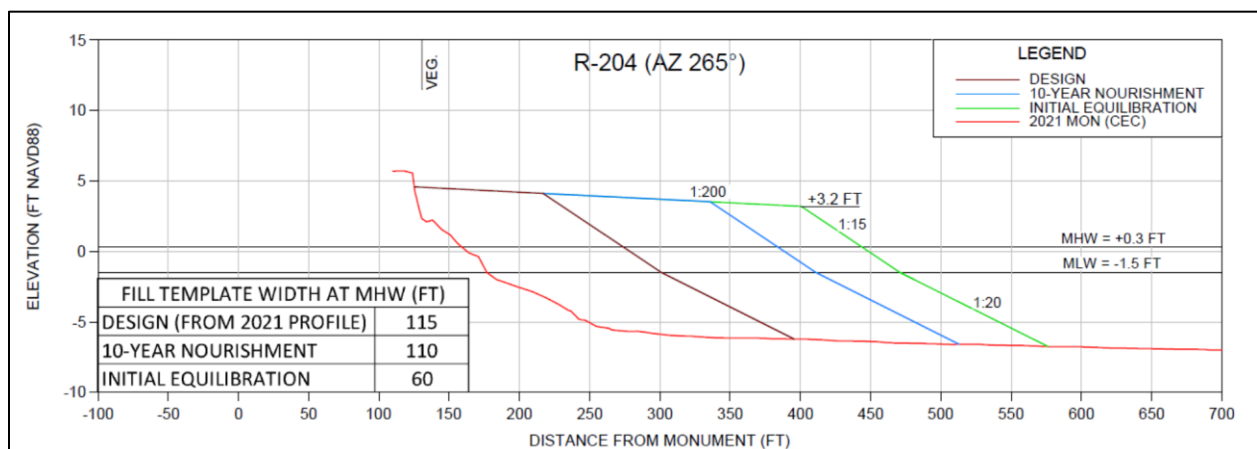


Figure 20. Recommended Beach Fill Template for South Fill Segment R-204.

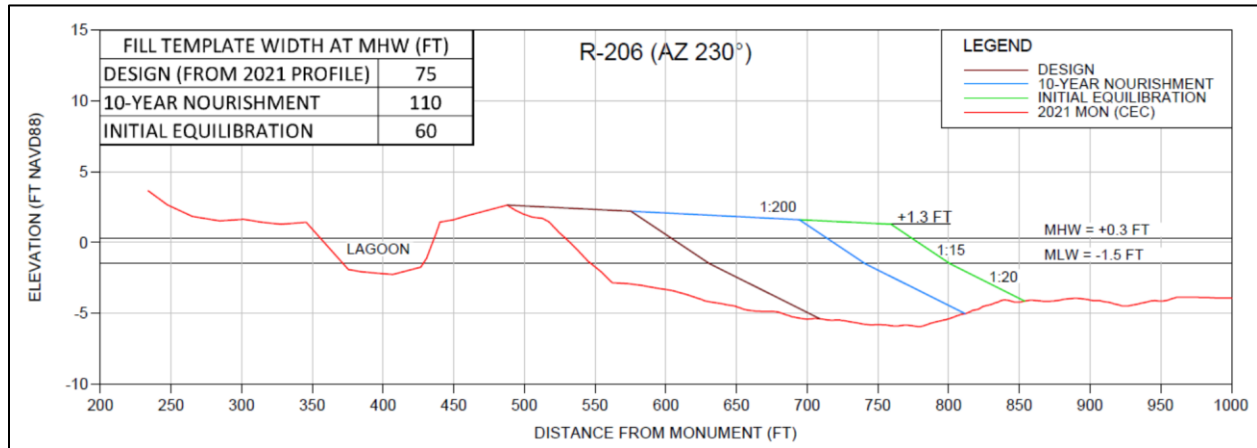


Figure 21. Recommended Typical Beach Fill Template for South Fill Segment.

9 ADDITIONAL FILL PLACEMENT AND REGRADING ABOVE MHW

The segment of the Estero Island beach between R-198 and R-202 features a wide sandy area with upland development set back from the Gulf (Figure 22). This area has been experiencing ponding issues when after a storm or significant rainfall event the area remains inundated for a long duration due to the flat upland berm that is lower in elevation compared to the Gulf fronting beach berm which prevents water runoff into the Gulf (Figure 23).

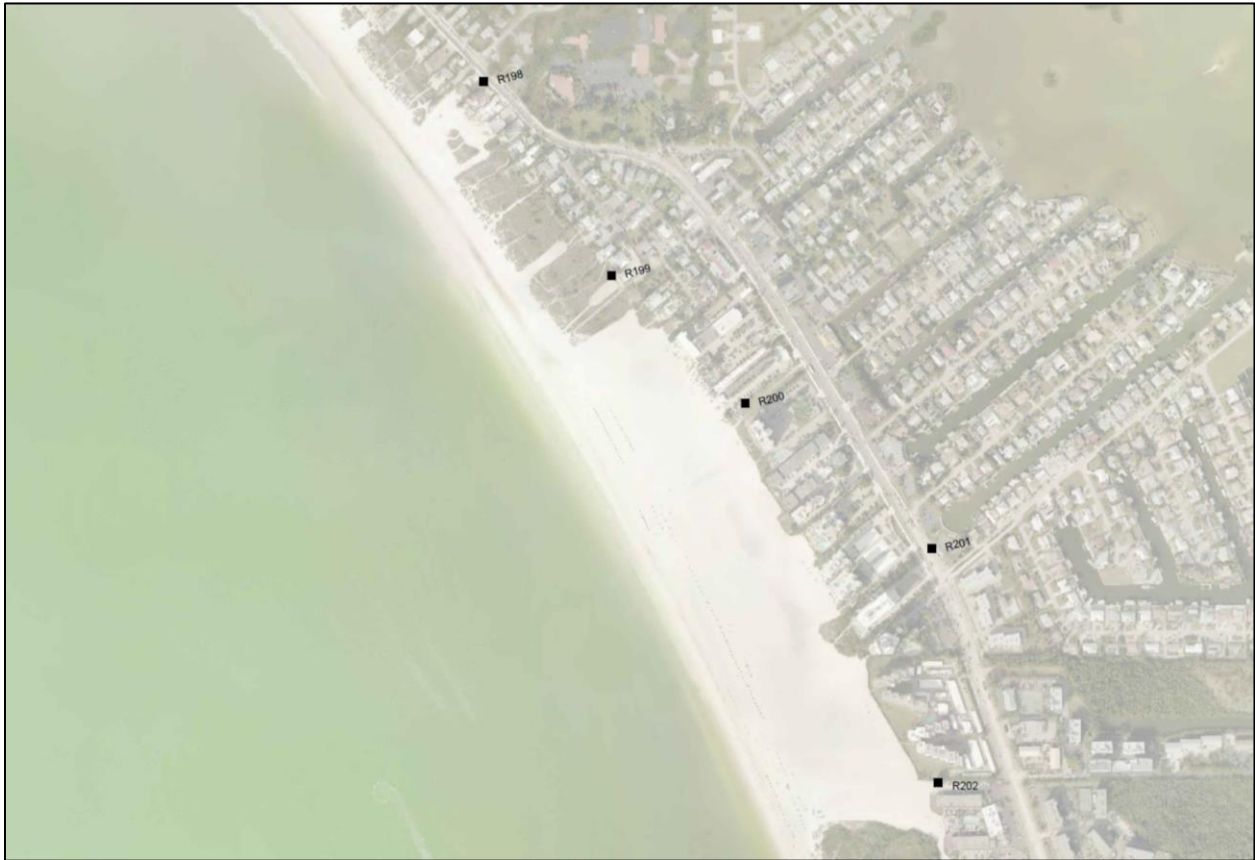


Figure 22. Estero Island beach between R-198 and R-202.



Figure 23. Photograph of Ponding Issue.

CEC recommends filling the area by creating a slope of 200H:1V. The entire additional fill placement is above MHW (Figure 24). The plan view is presented in Appendix 2.

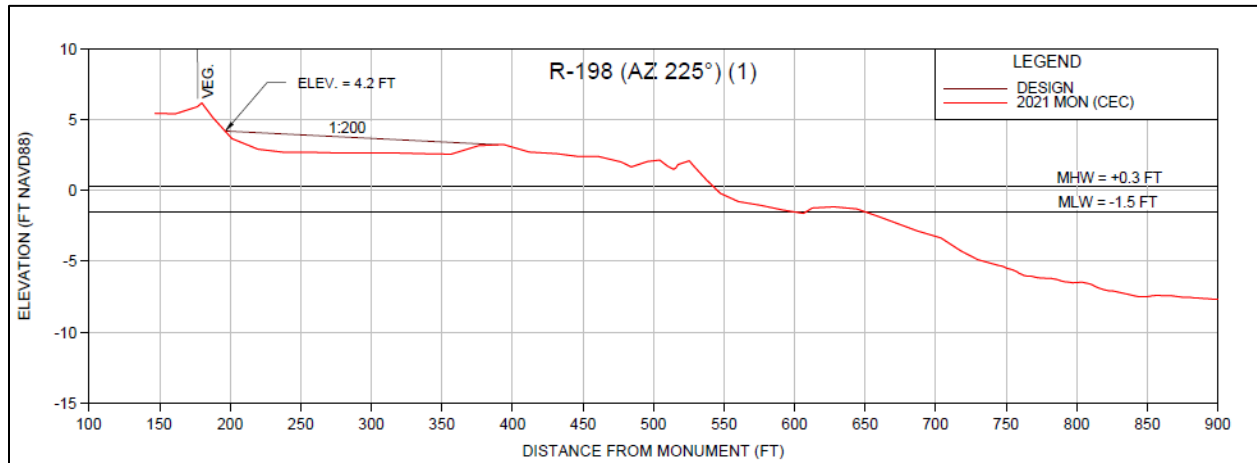


Figure 24. Recommended Typical Beach Fill Template for Additional Fill Placement.

An optional alternative to address the ponding issue was developed to regrade the existing beach landward of MHW as presented in Figure 25.

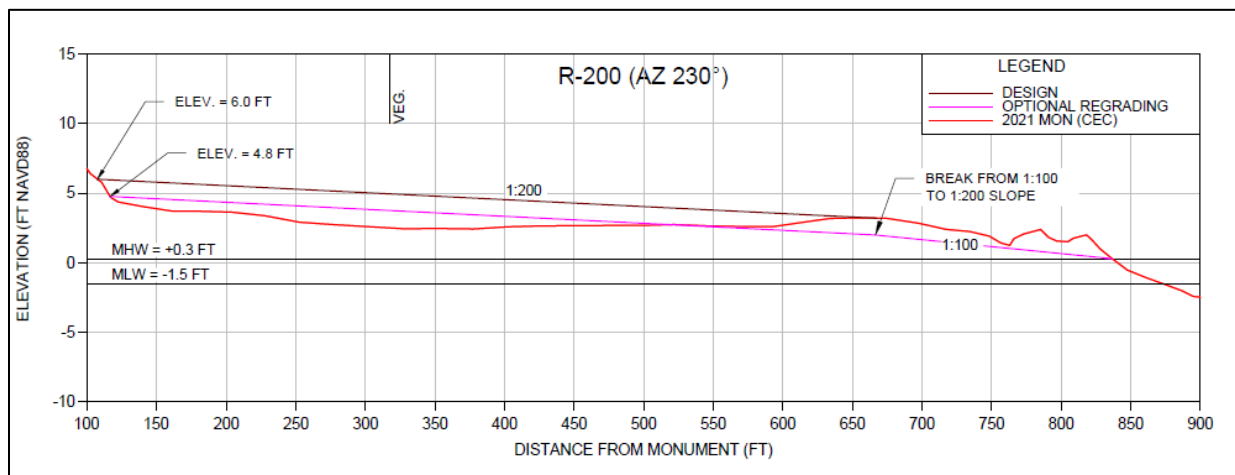


Figure 25. Optional Typical Beach Regrading Template.

10 SUMMARY

CEC developed a three-segment beach fill template for the next Estero Island beach nourishment project, North Fill, Central Fill and South Fill. The template consists of three components: 1) design component to provide storm damage reduction benefits from a 25-year return interval storm, 2) advanced nourishment component to offset background erosion during nourishment cycle, and 3) equilibrium profile adjustment component to offset post-construction profile equilibration.

CEC performed a sea-level change analysis based on which the 2011 Project berm crest elevation was raised by 0.3 feet. SBEACH modeling was performed to develop a design template which provided storm damage reduction benefits to the upland development.

The recommended fill template features a beach berm with berm crest height of +3.2 feet NAVD88 and typical design beach width of 75 feet, measured at MHW. The berm slope of 200H:1V was used from the landward extent to the berm crest, then 15H:1V slope from the berm crest to MLW. Seaward of MLW, the slope adjusted to 20H:1V until it connected with existing grade.

CEC also developed an additional placement template for the area between R-198 and R-202 that has been experiencing ponding issues after a storm or significant rainfall event. An optional alternative to address the ponding issue was developed to regrade the existing beach landward of MHW.

The fill template plans are presented in Appendix 2.

11 REFERENCES

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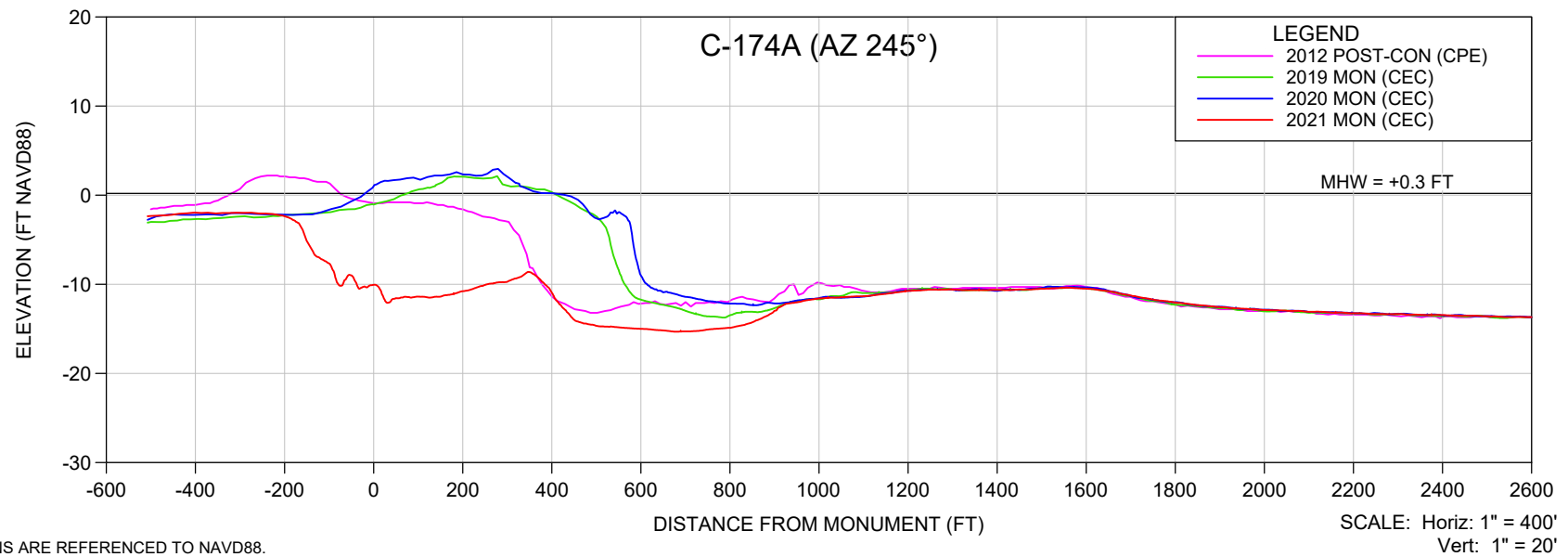
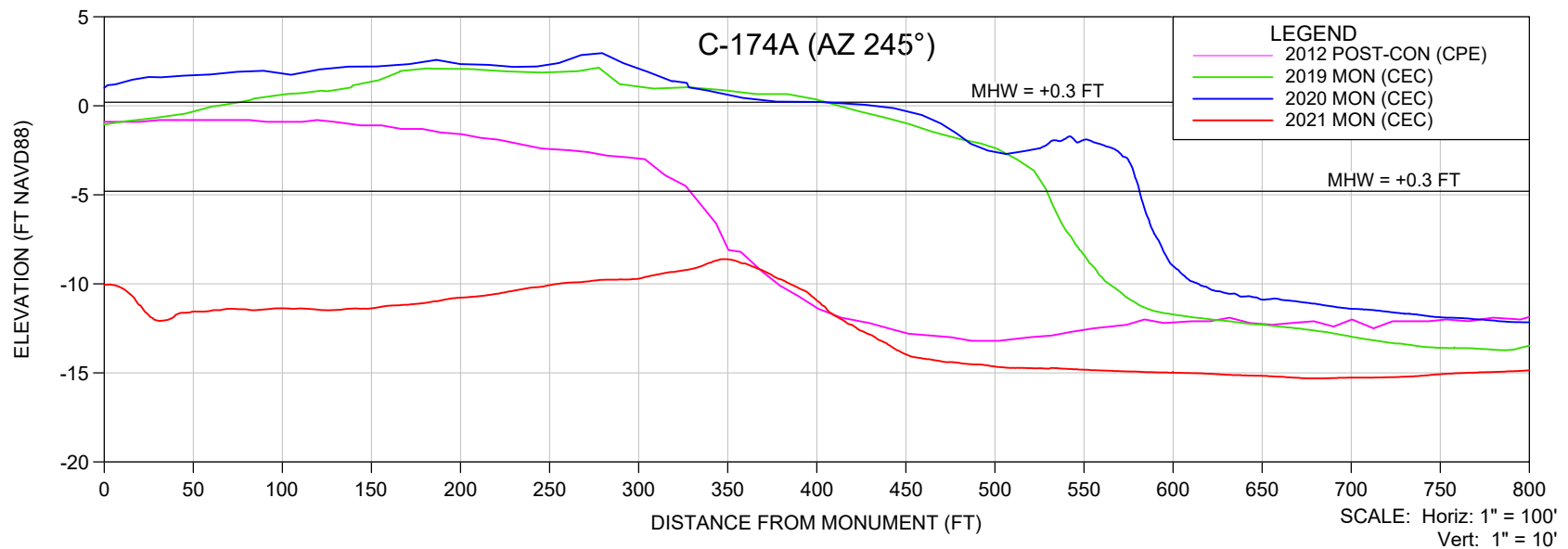
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Wang S. Y. and M. Manausa, 2015. SBEACH High-Frequency Storm Erosion Model Study for Lee County, Florida Department of Environmental Protection, June 2015.

APPENDIX 1
ESTERO ISLAND BEACH SURVEY PROFILES



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

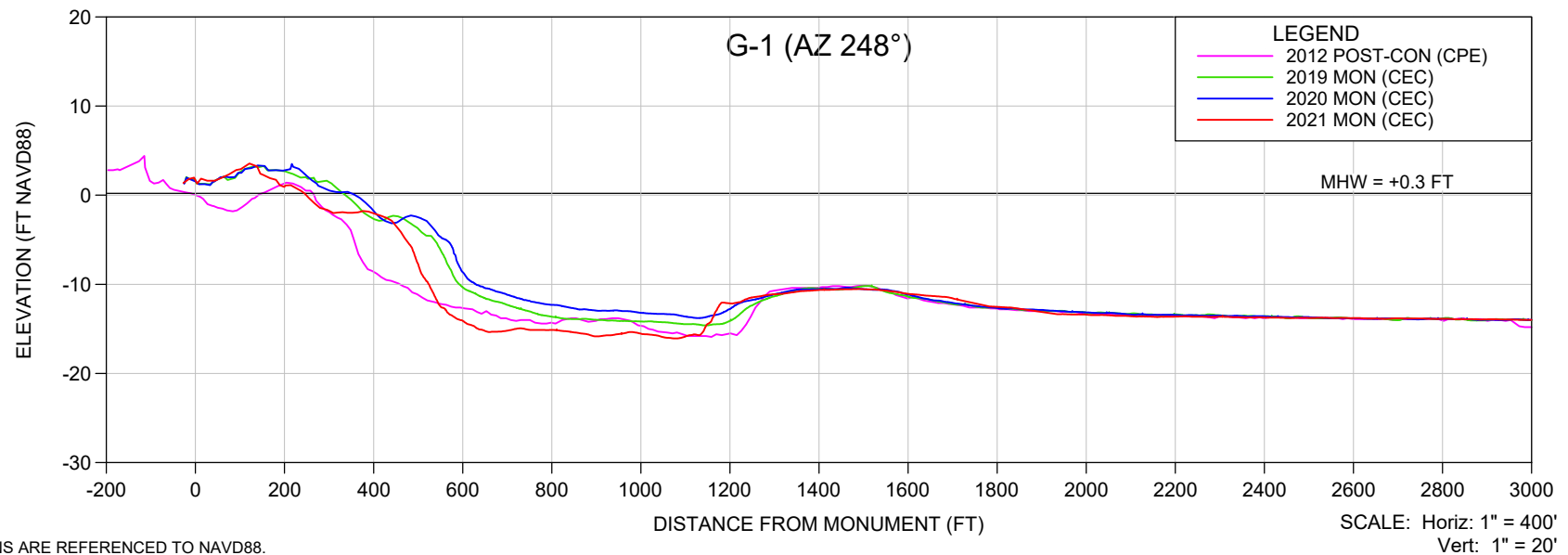
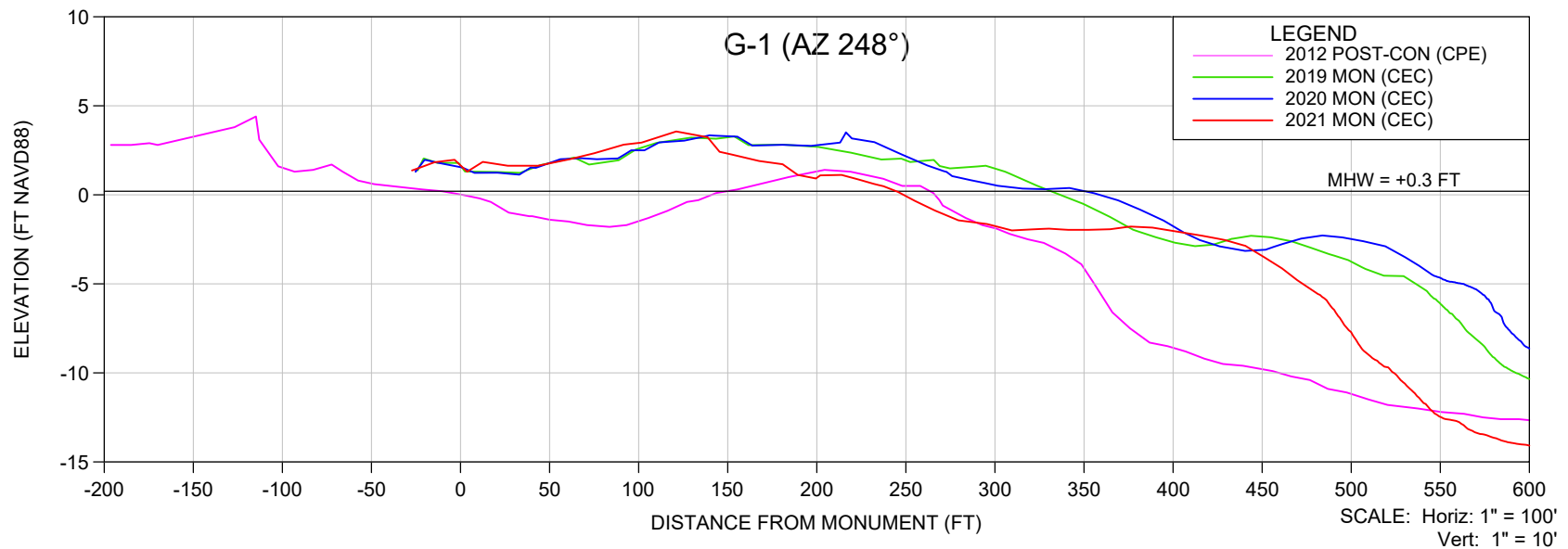
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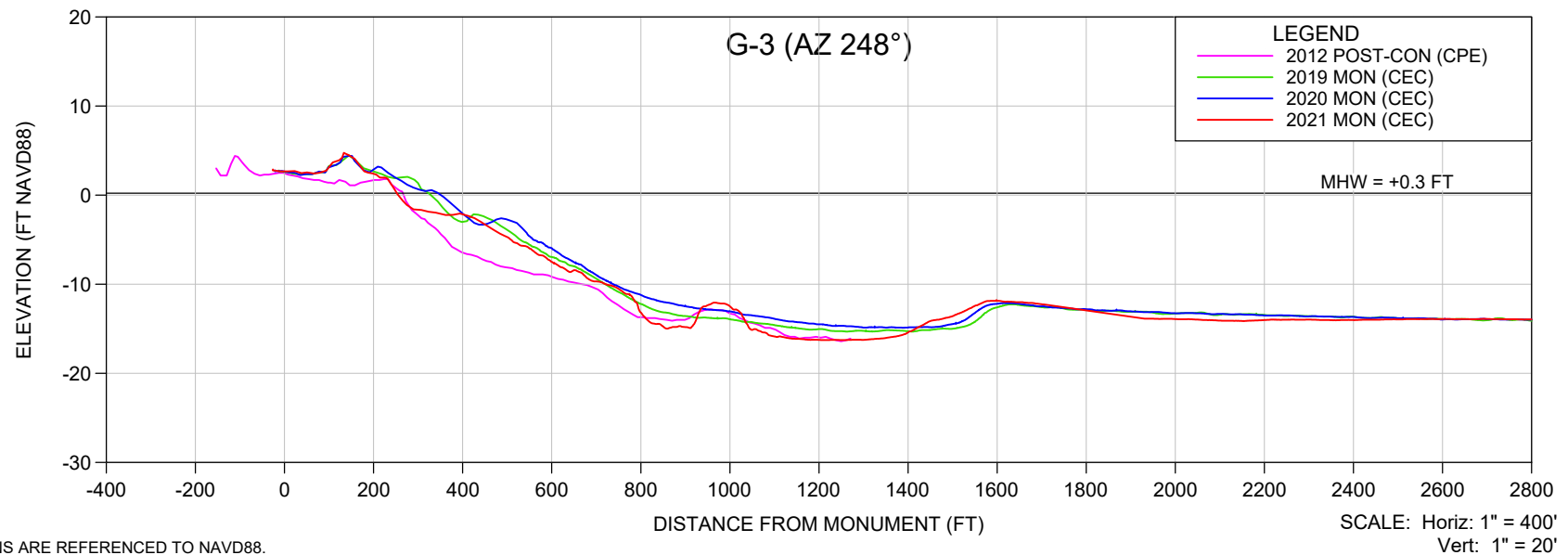
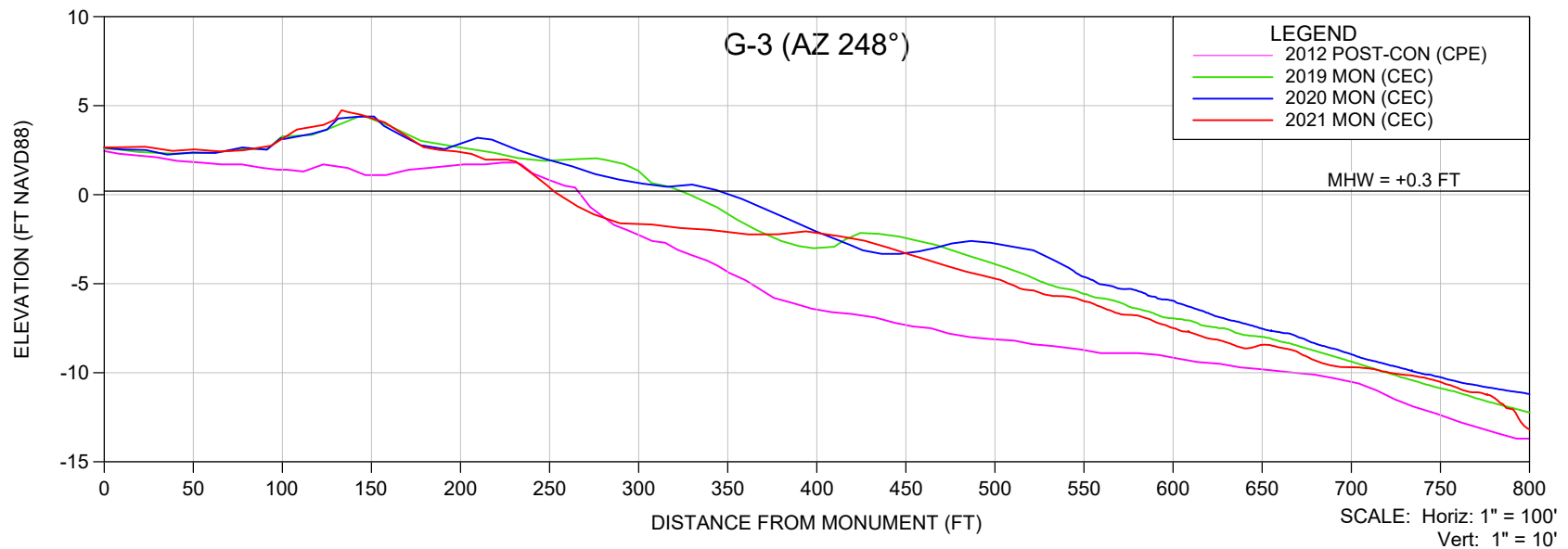
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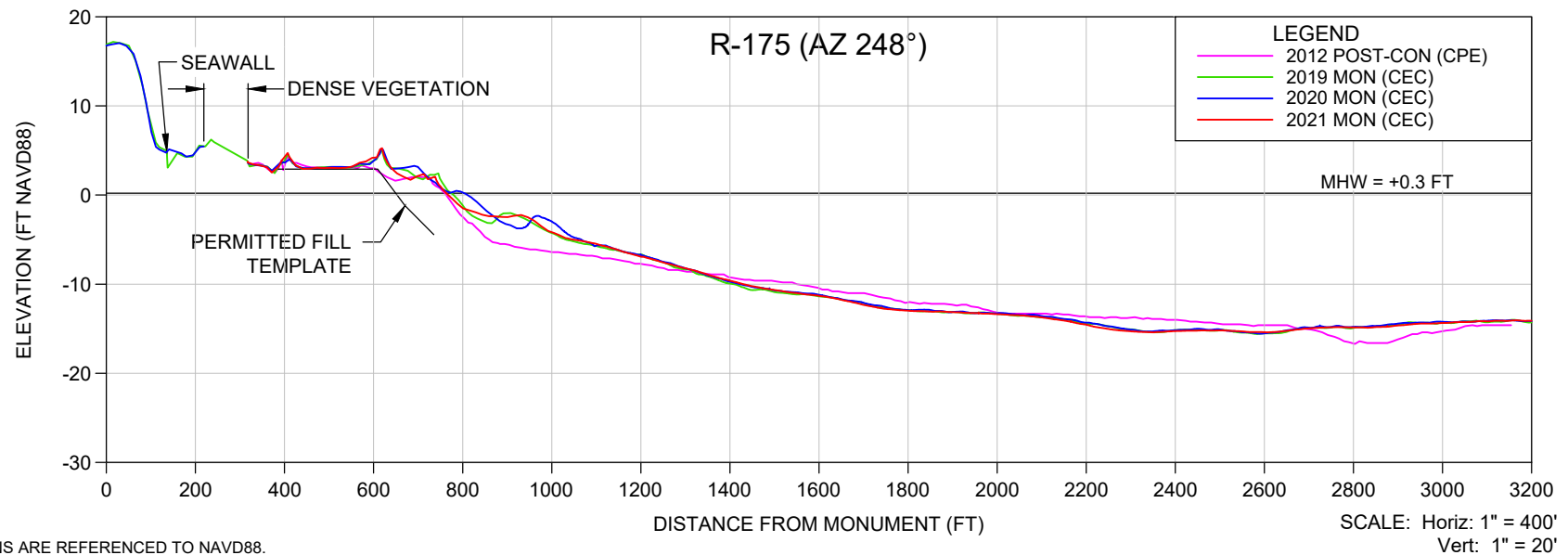
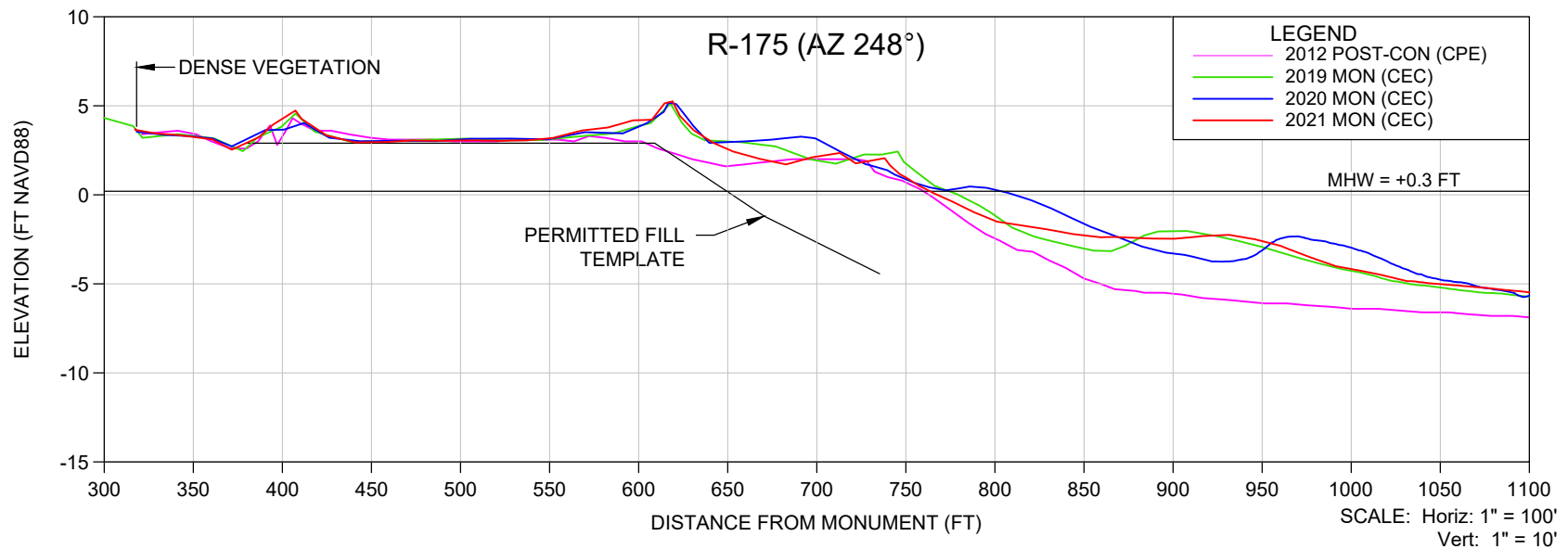
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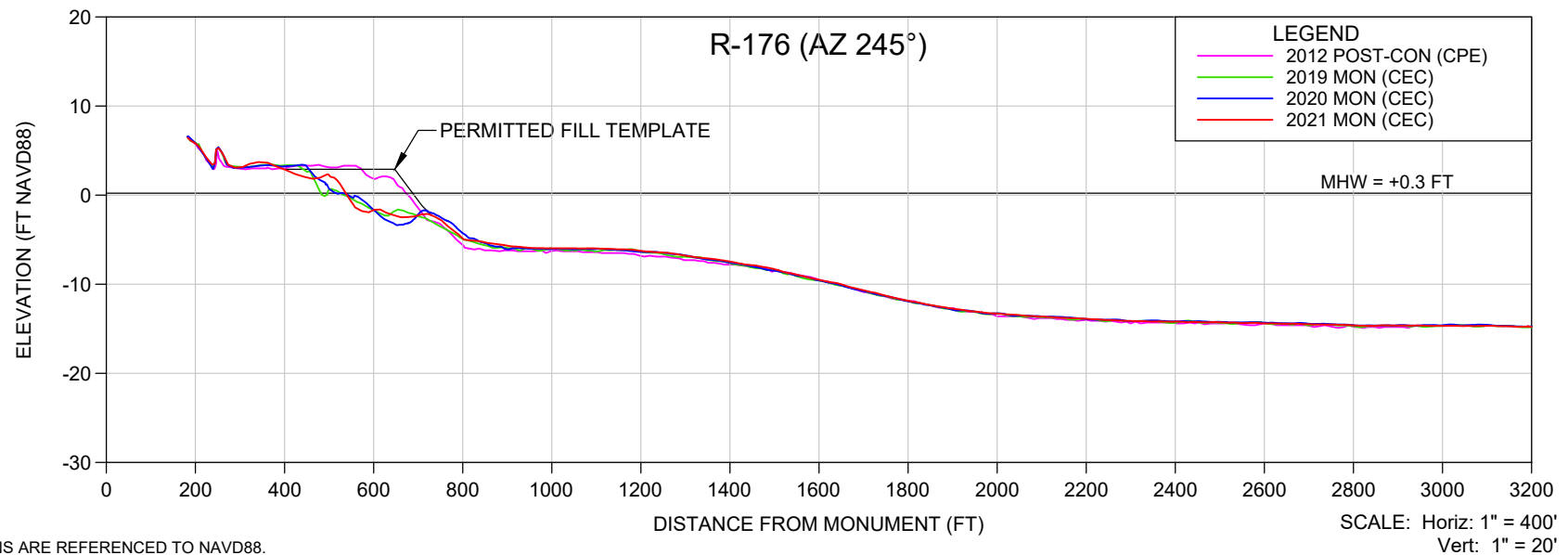
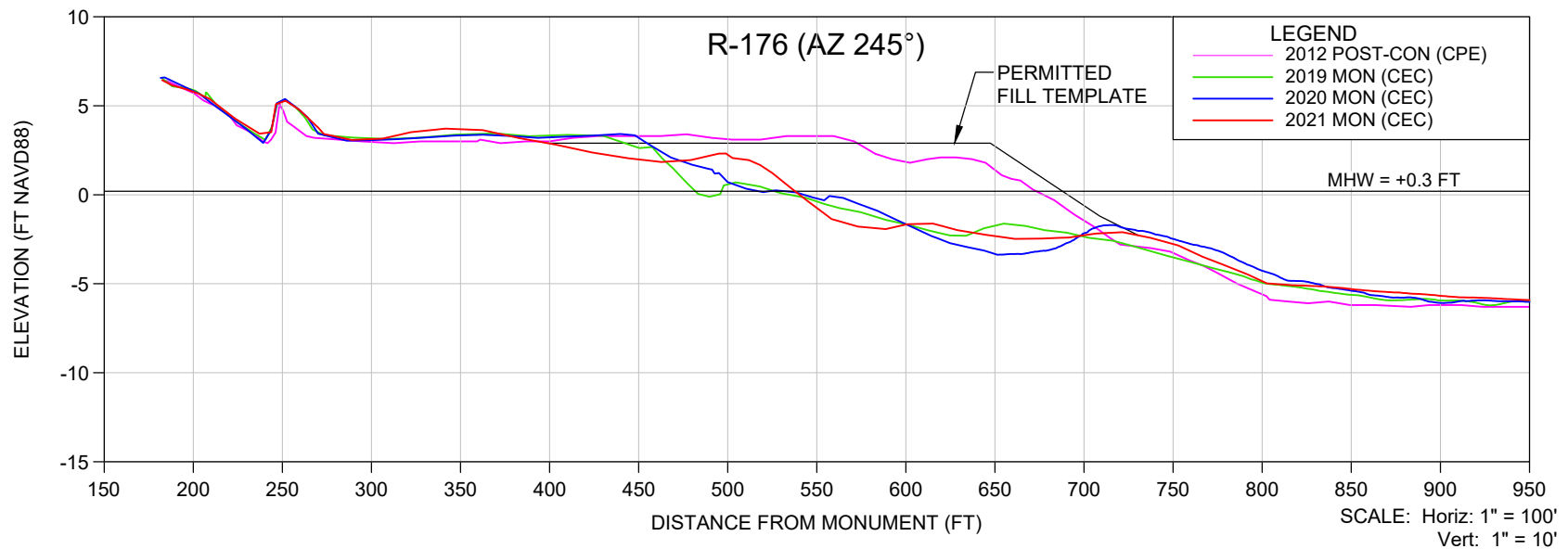
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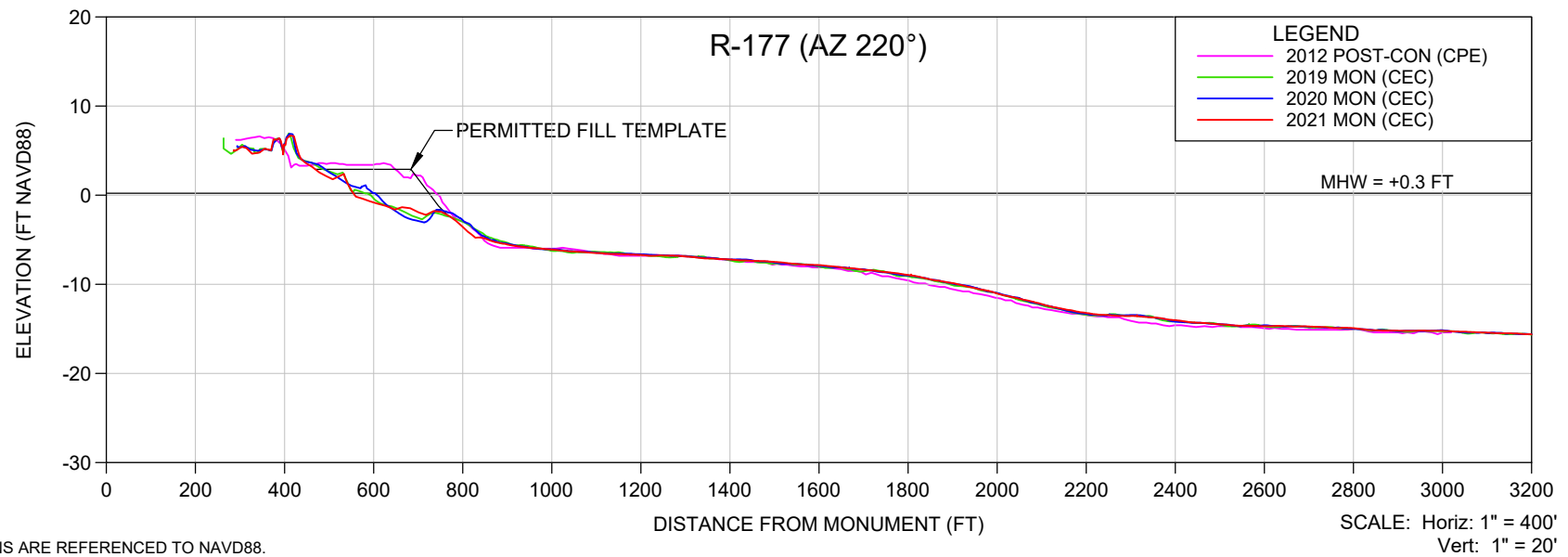
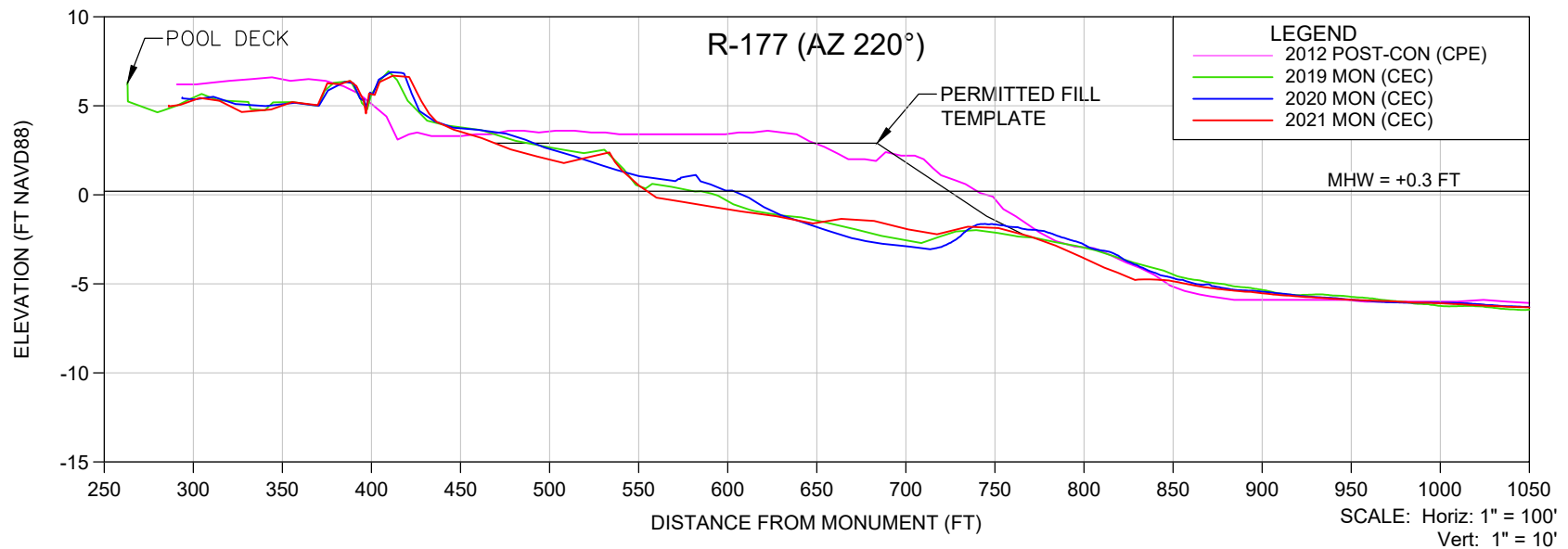
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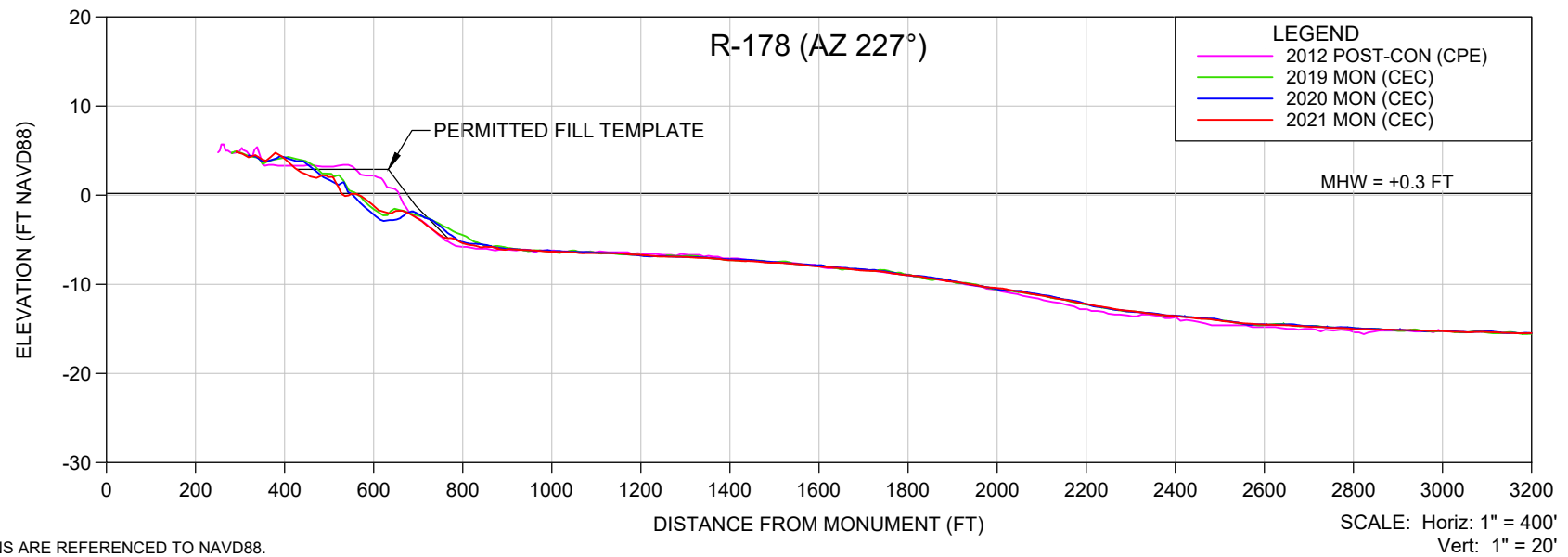
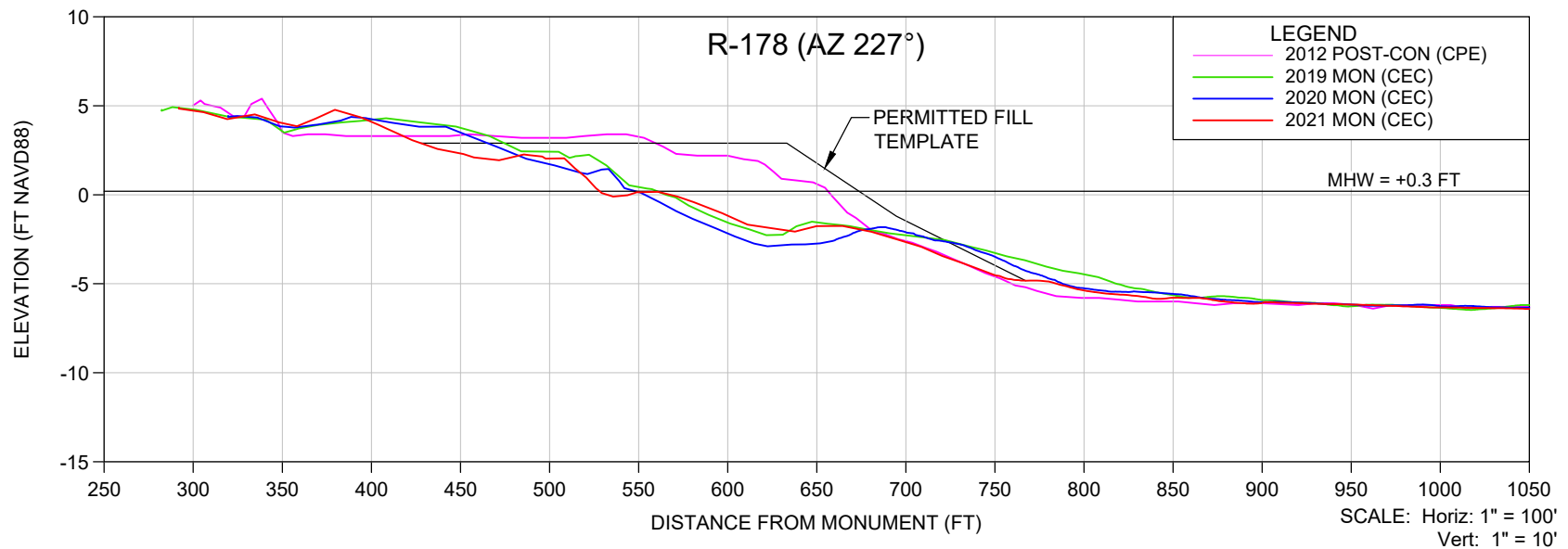
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CLIENT: **LEE COUNTY**
TITLE: **R-177 (AZ 245°) MONITORING SURVEY**

DATE: 6/7/2021
DRAWN: VVA
CHECKED: MTP
SEC. TWP. RNG.
ACAD NO. 21102 Estero Island Profiles.dwg
REF. NO. 21.102

SCALE: AS SHOWN
F.B.
PG.

NO.	DATE	BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 7
FILE NO.: 21102-R-178-AZ227

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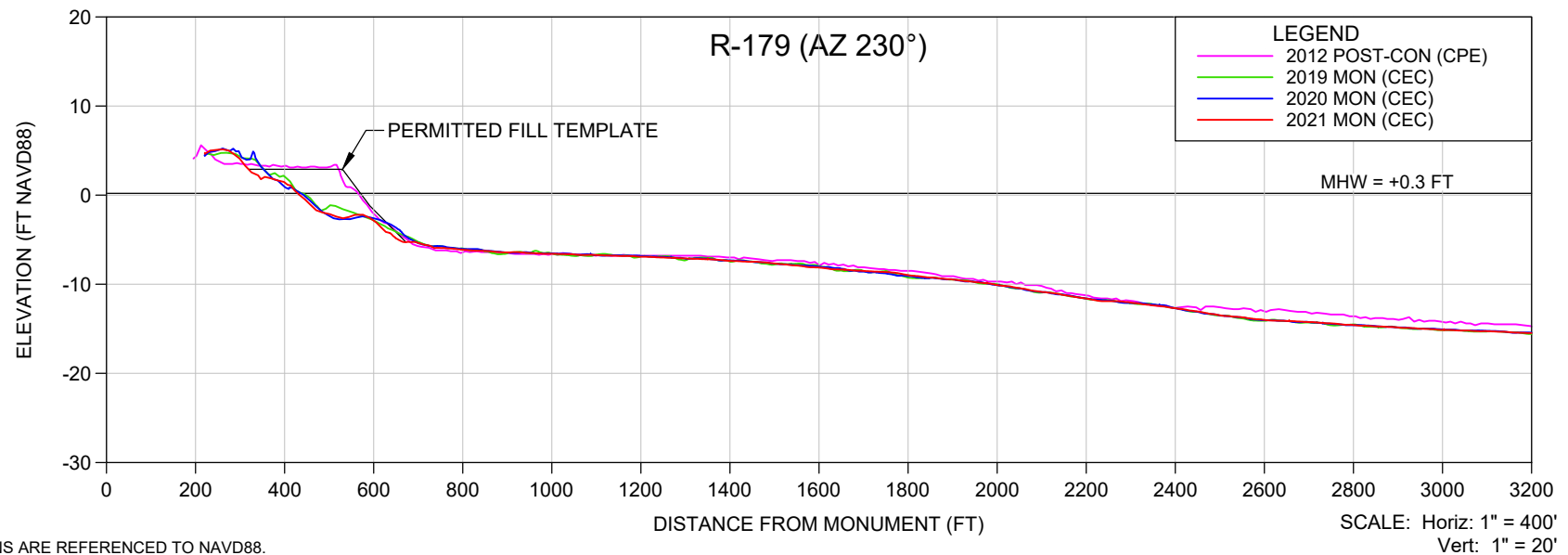
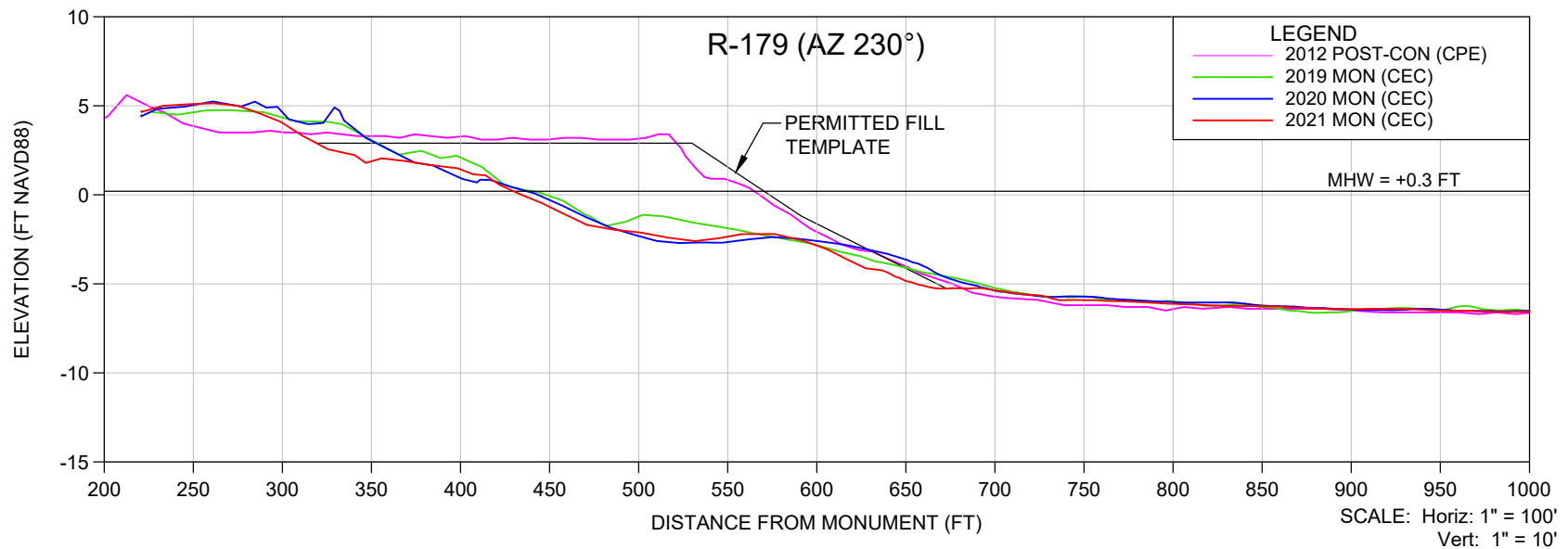
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CLIENT: **LEE COUNTY**

TITLE: **R-178 (AZ 227°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 8
FILE NO.: 21102-R-179 AZ230

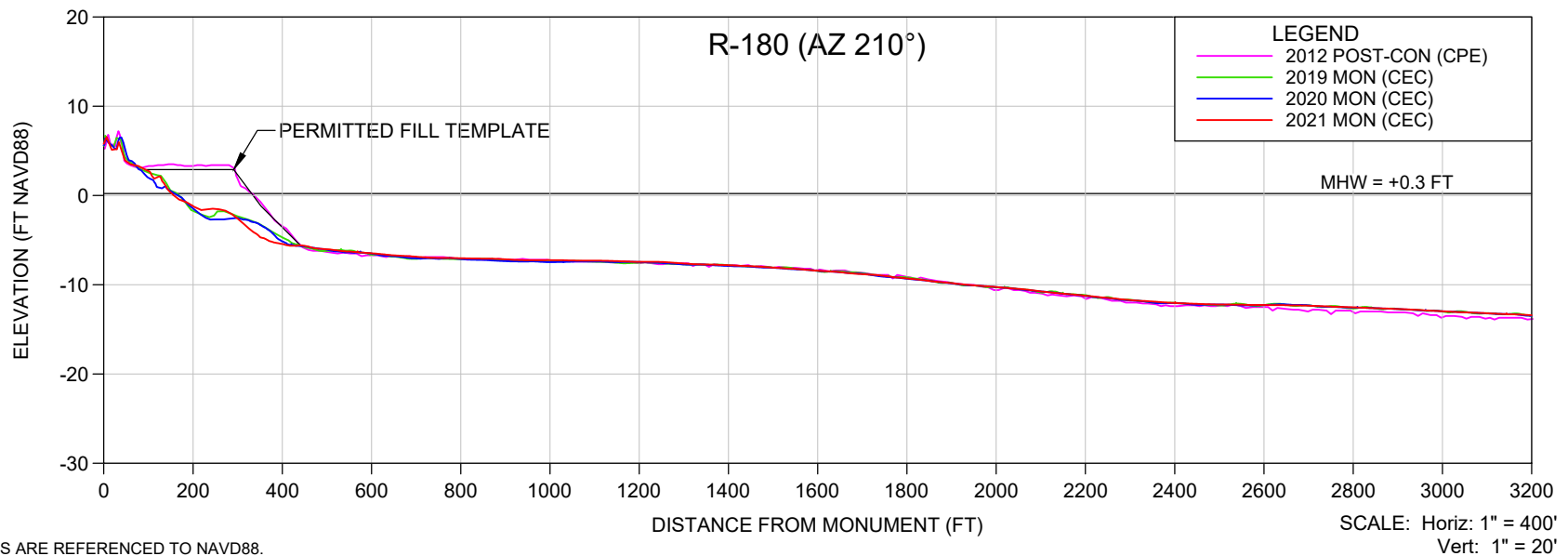
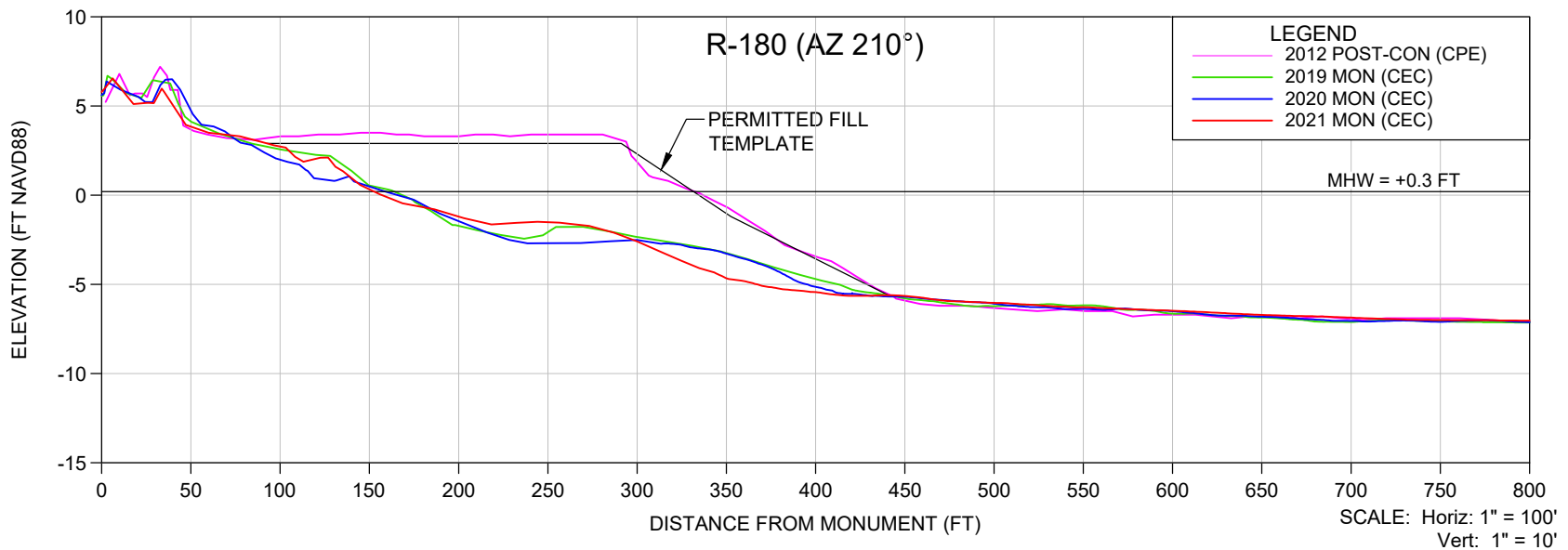
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TITLE: **R-179 (AZ 230°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
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CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE

BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 9
FILE NO.: 21102-R-180-AZ210

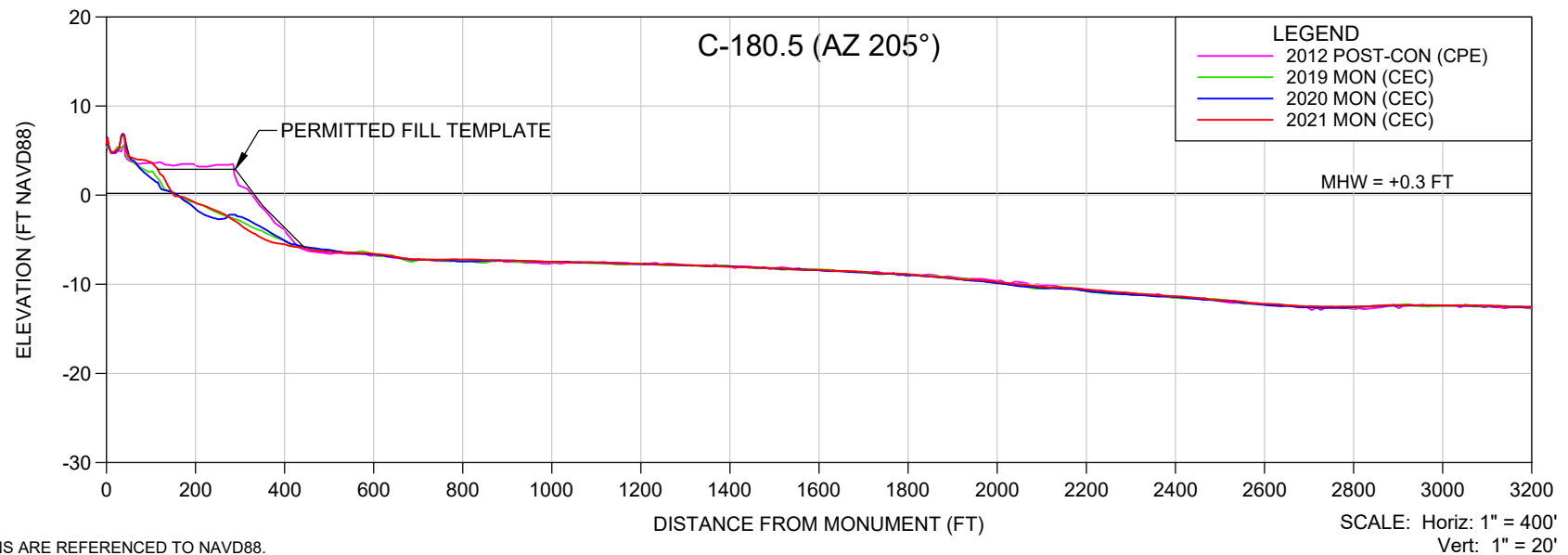
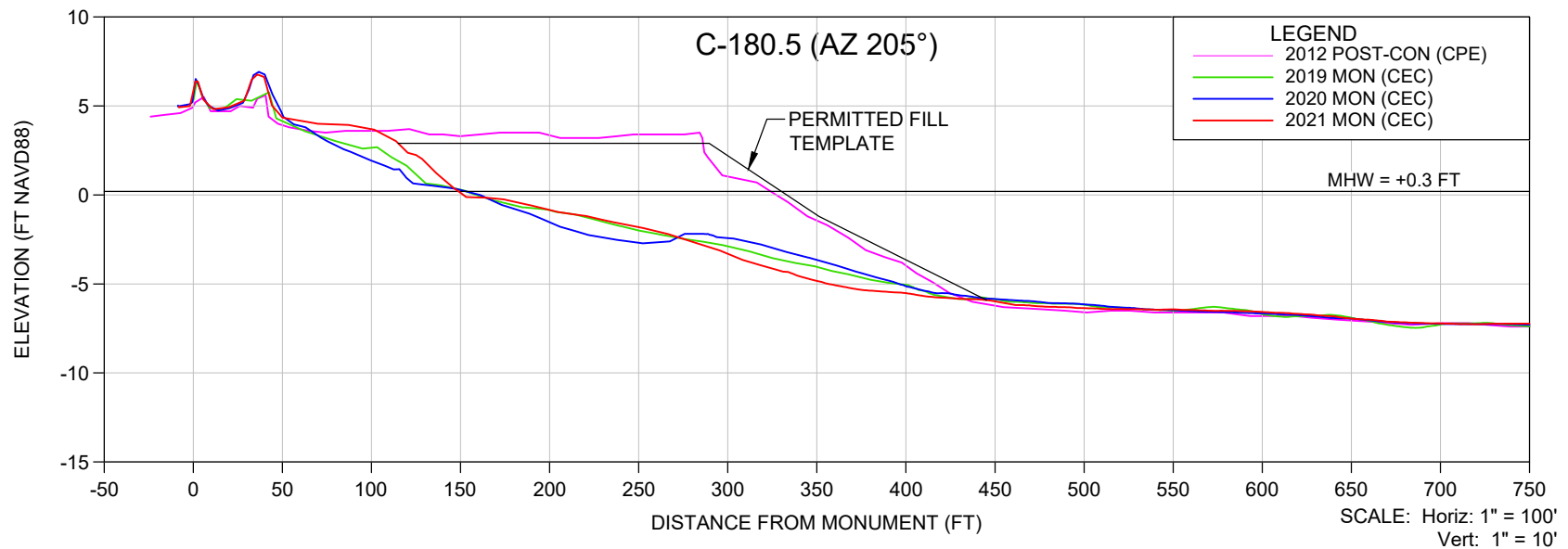
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TITLE: **R-180 (AZ 210°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
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CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE

BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
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SHEET 10
FILE NO.: 21102-C180.5 AZ205

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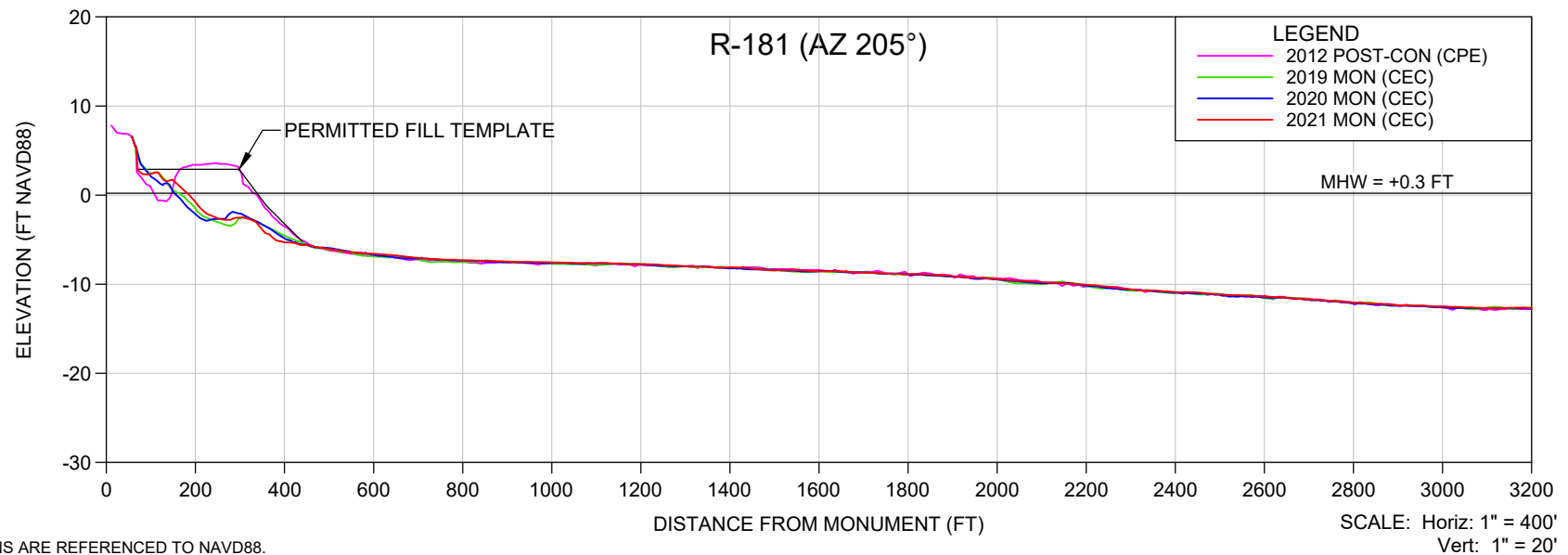
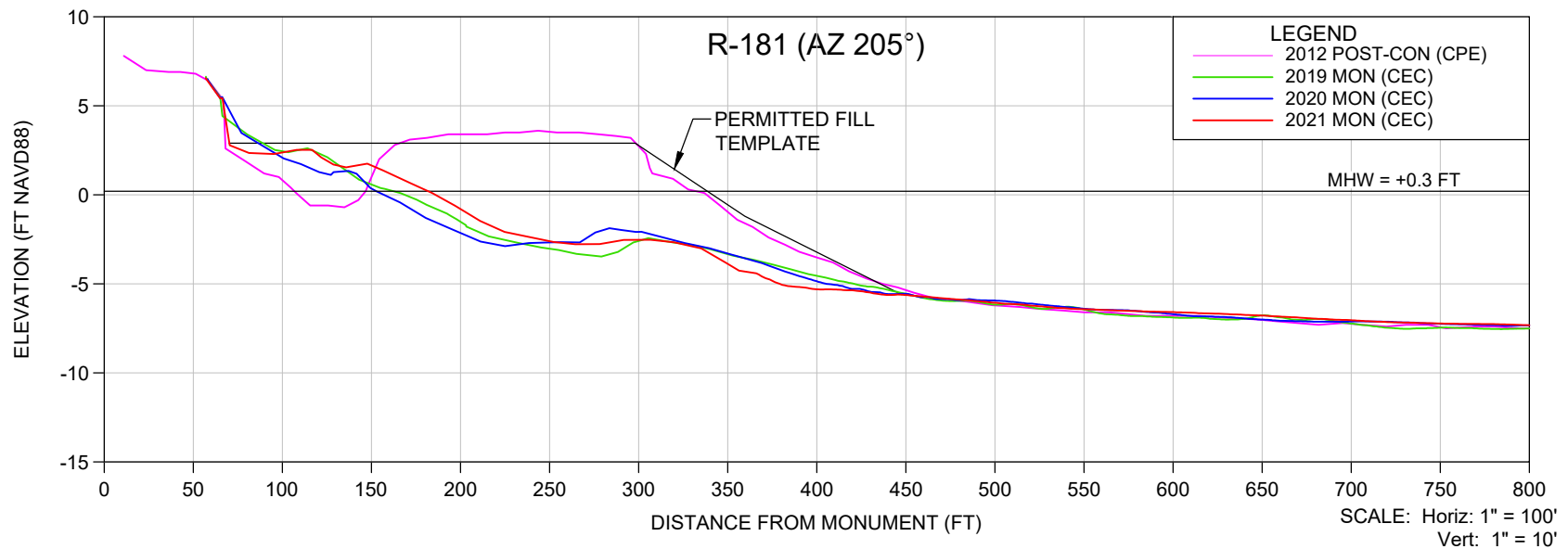
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TITLE: **C-180.5 (AZ 205°) MONITORING SURVEY**

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CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102		

NO.	DATE	BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 11
FILE NO.: 21102-R-181-AZ205

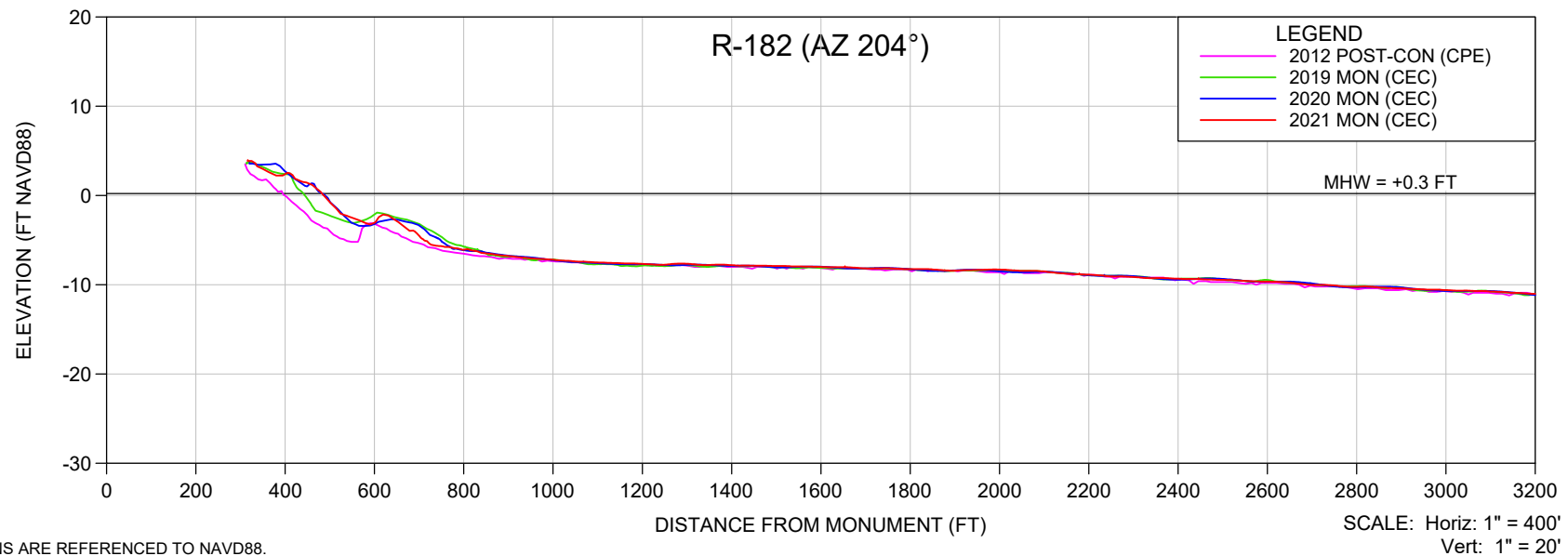
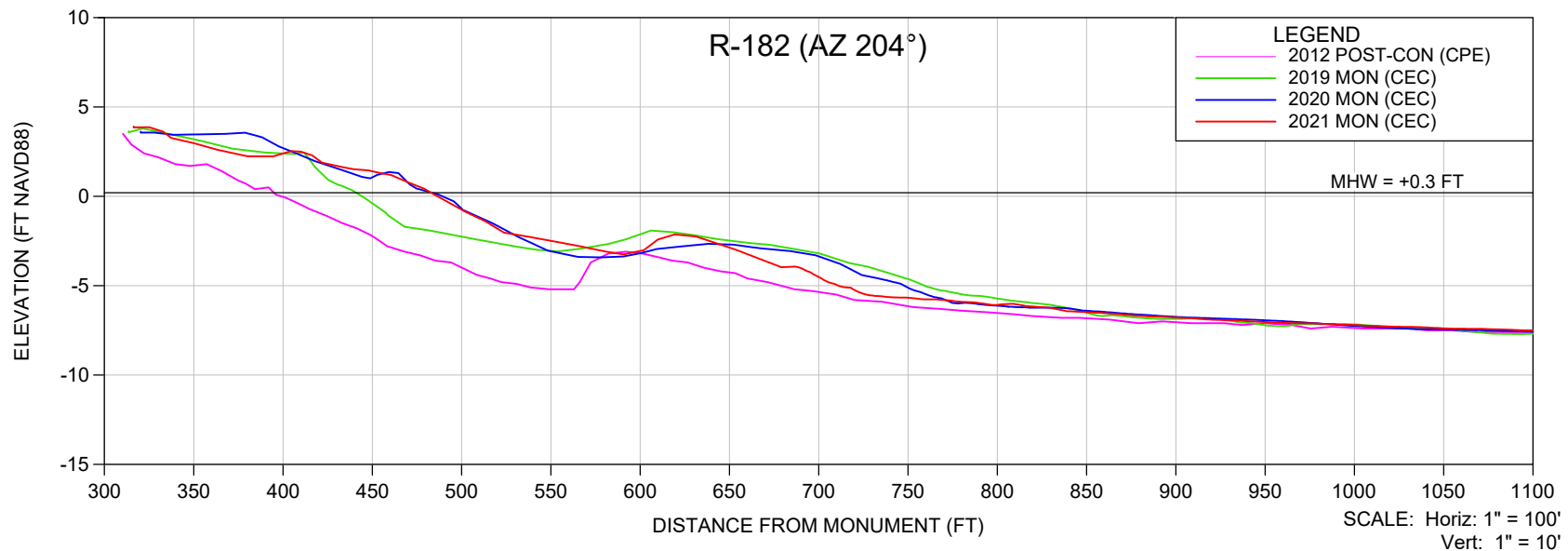
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CLIENT: **LEE COUNTY**
 TITLE: **R-181 (AZ 205°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
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CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE

BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 12
FILE NO.: 21102-R-182-AZ204

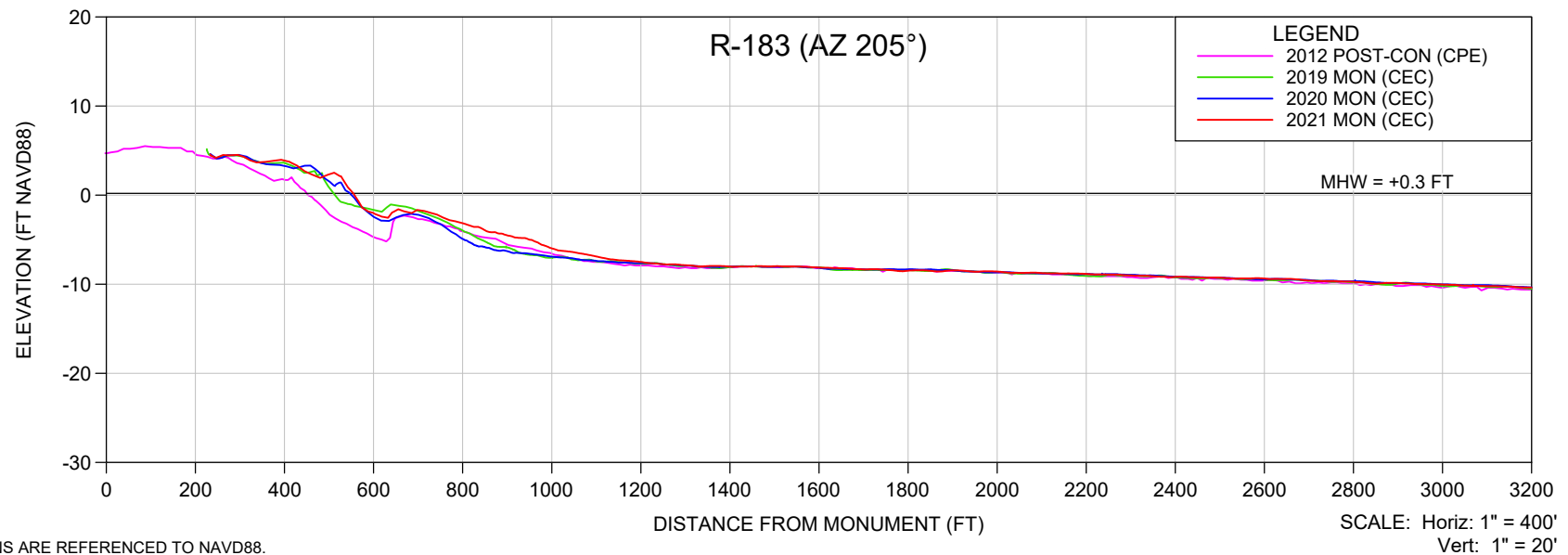
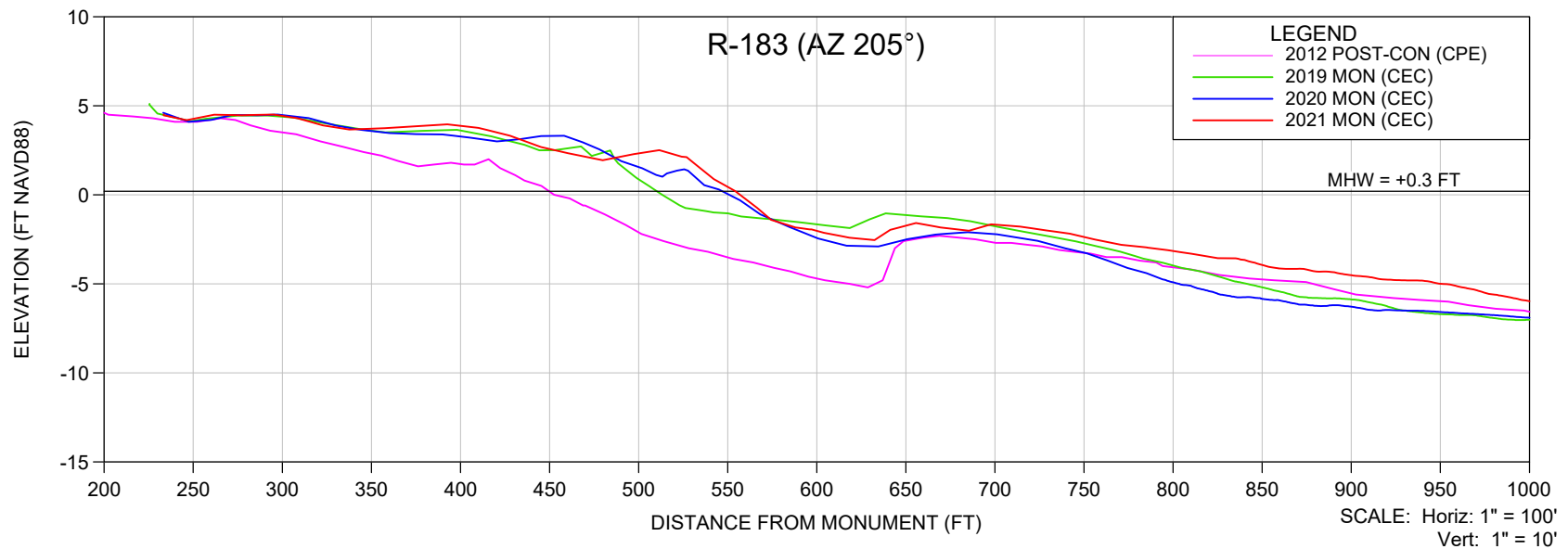
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 TITLE: **R-182 (AZ 204°) MONITORING SURVEY**

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SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE

NO.	DATE	BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 13
FILE NO.: 21102-R-183-AZ205

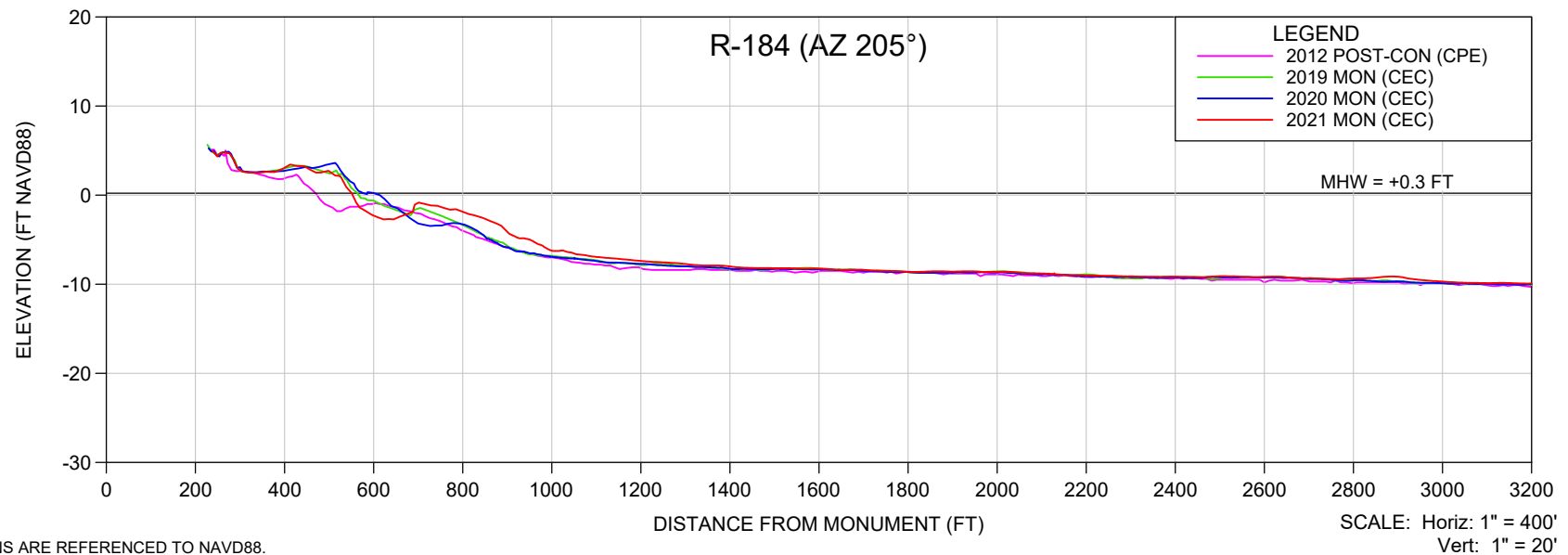
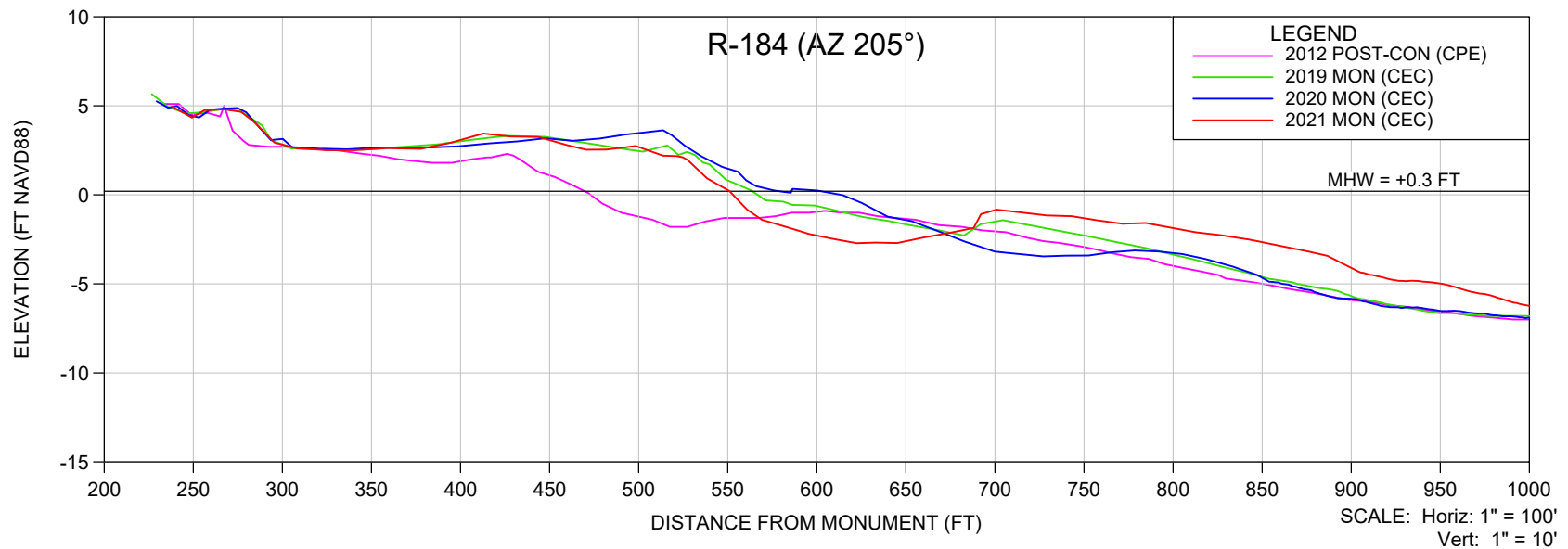
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 TITLE: **R-183 (AZ 205°) MONITORING SURVEY**

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CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE

BY	REVISION DESCRIPTION



NOTES:

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SHEET 14
FILE NO.: 21102-R-184 AZ205

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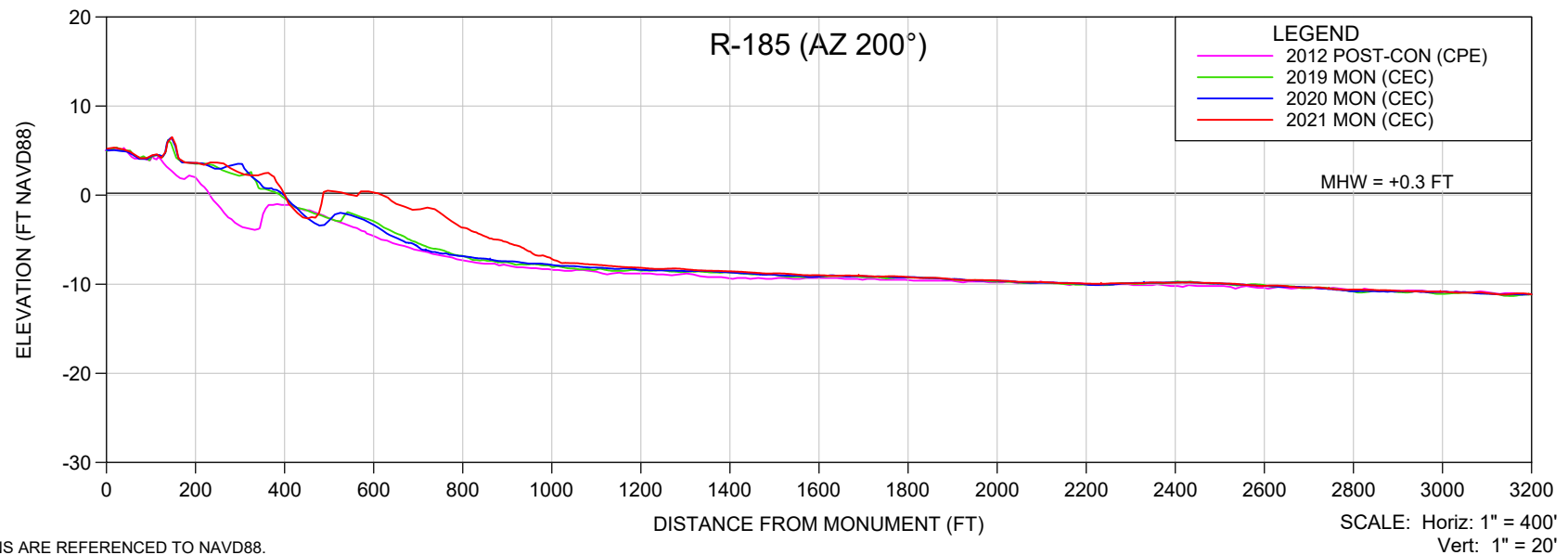
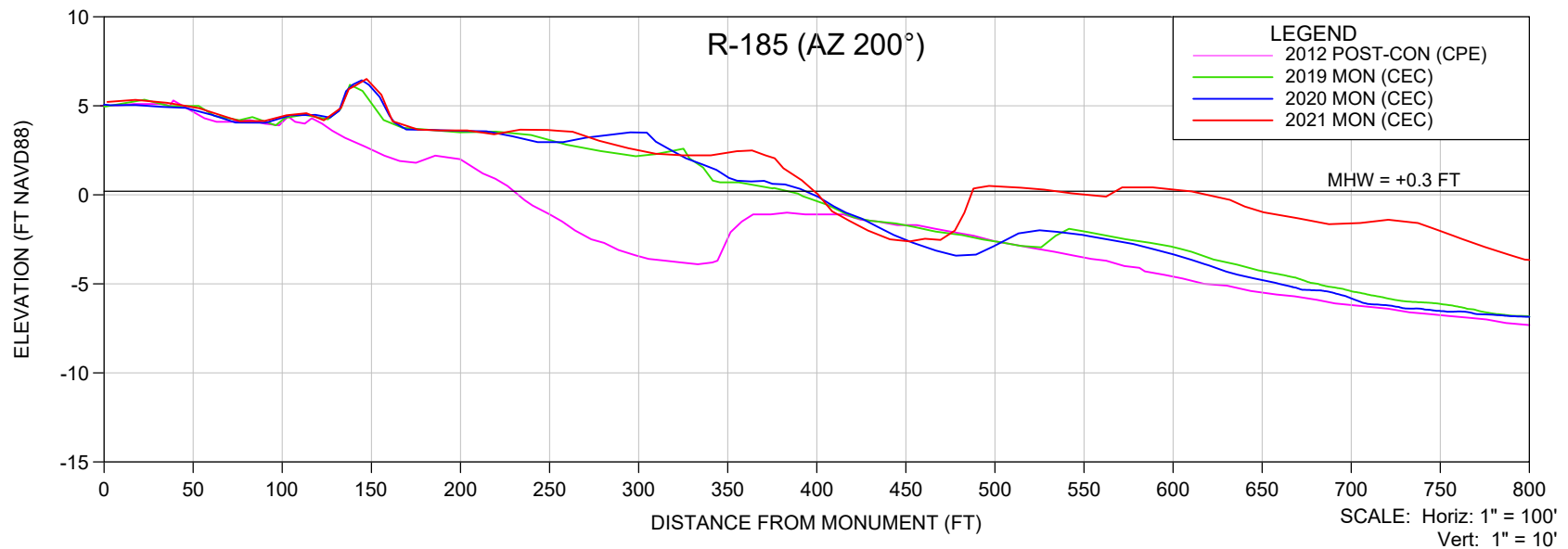
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TITLE:

R-184 (AZ 205°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 15
FILE NO.: 21102-R-185-AZ200

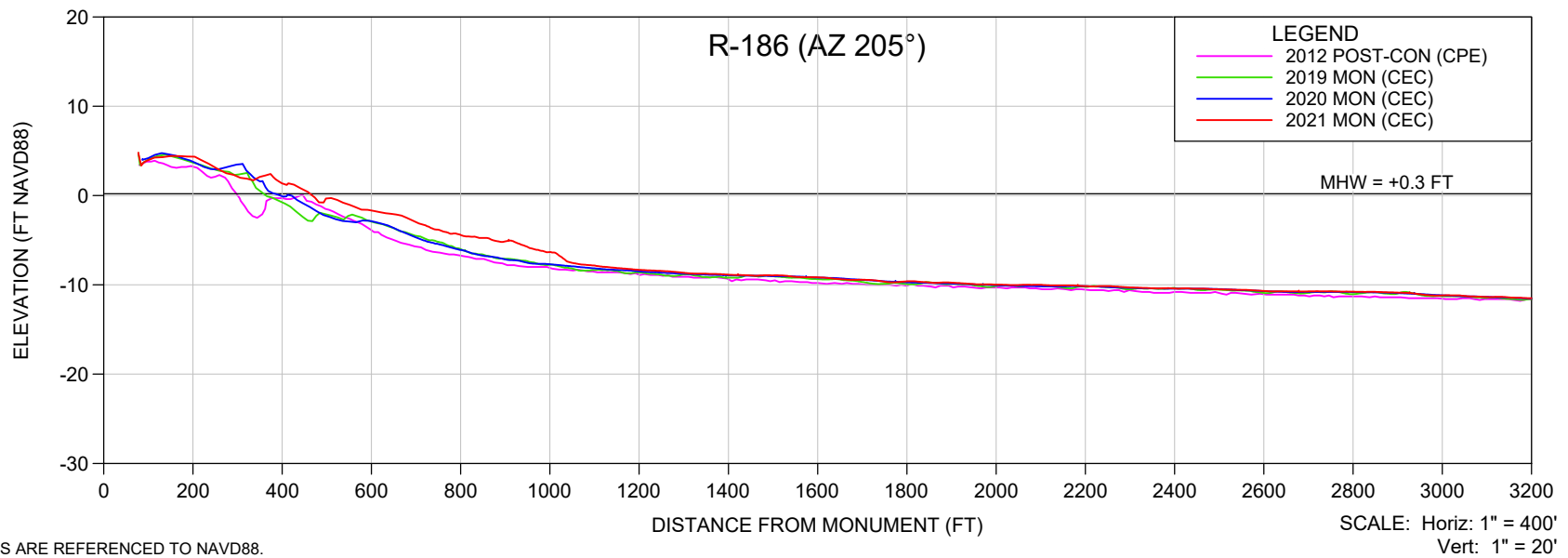
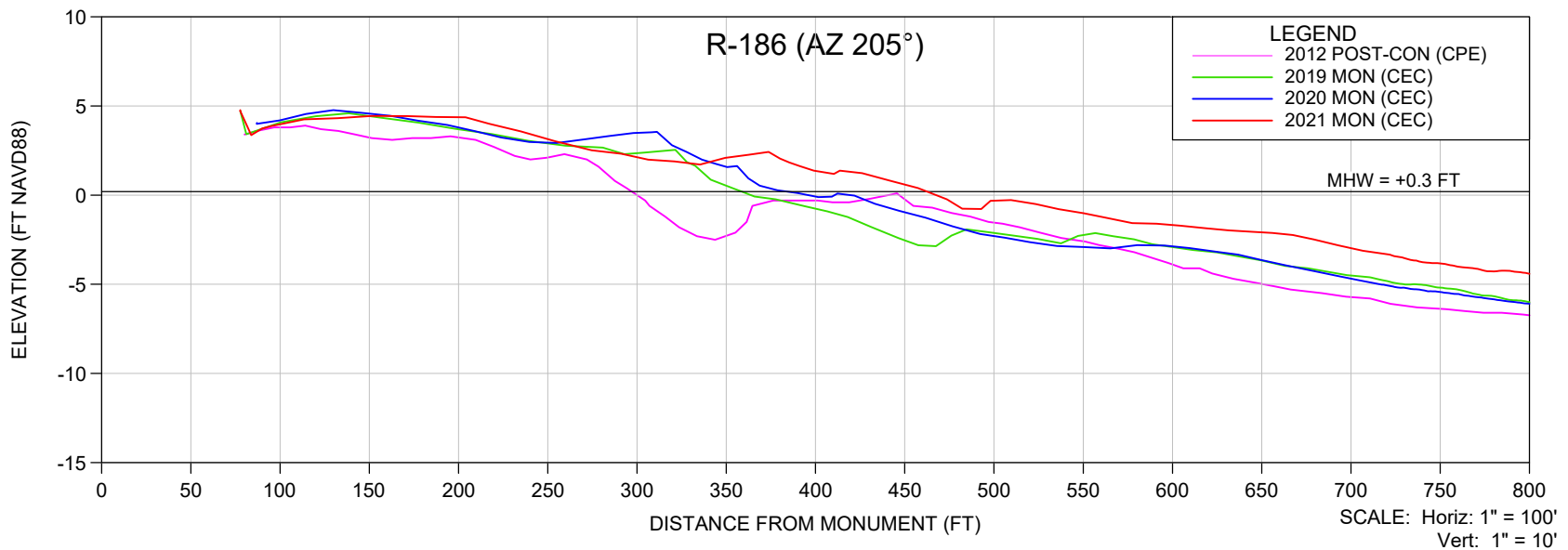
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 TITLE: **R-185 (AZ 200°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
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CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE

NO.	DATE	BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

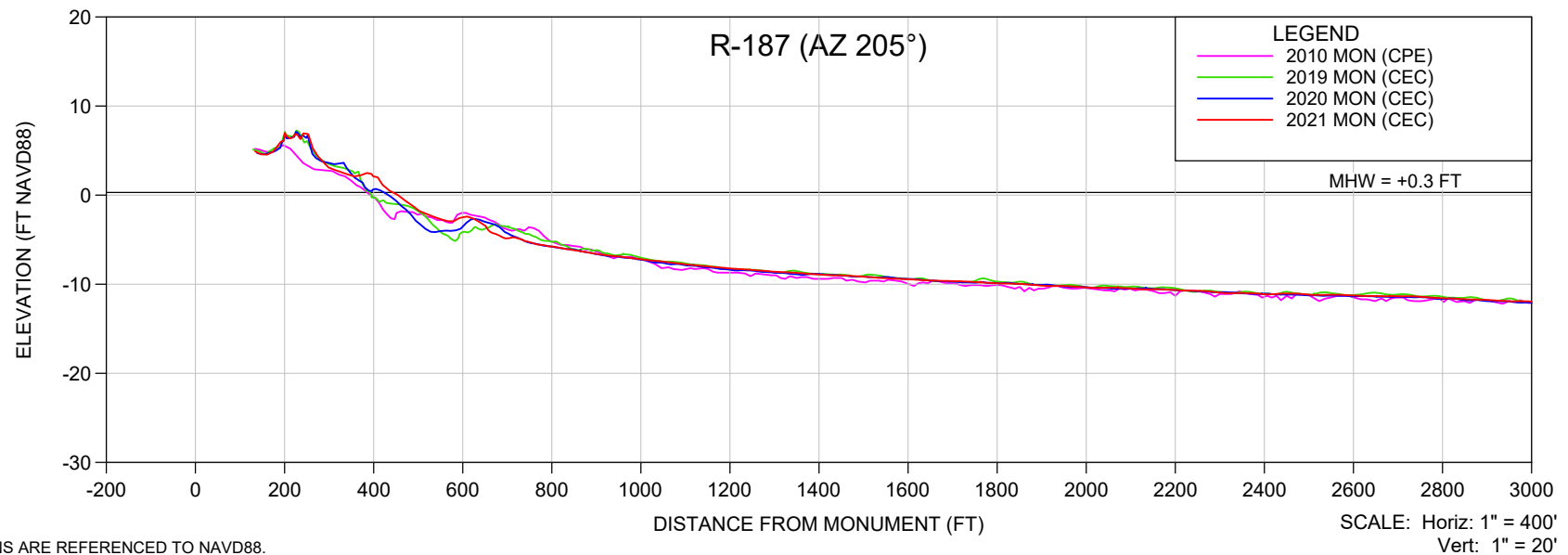
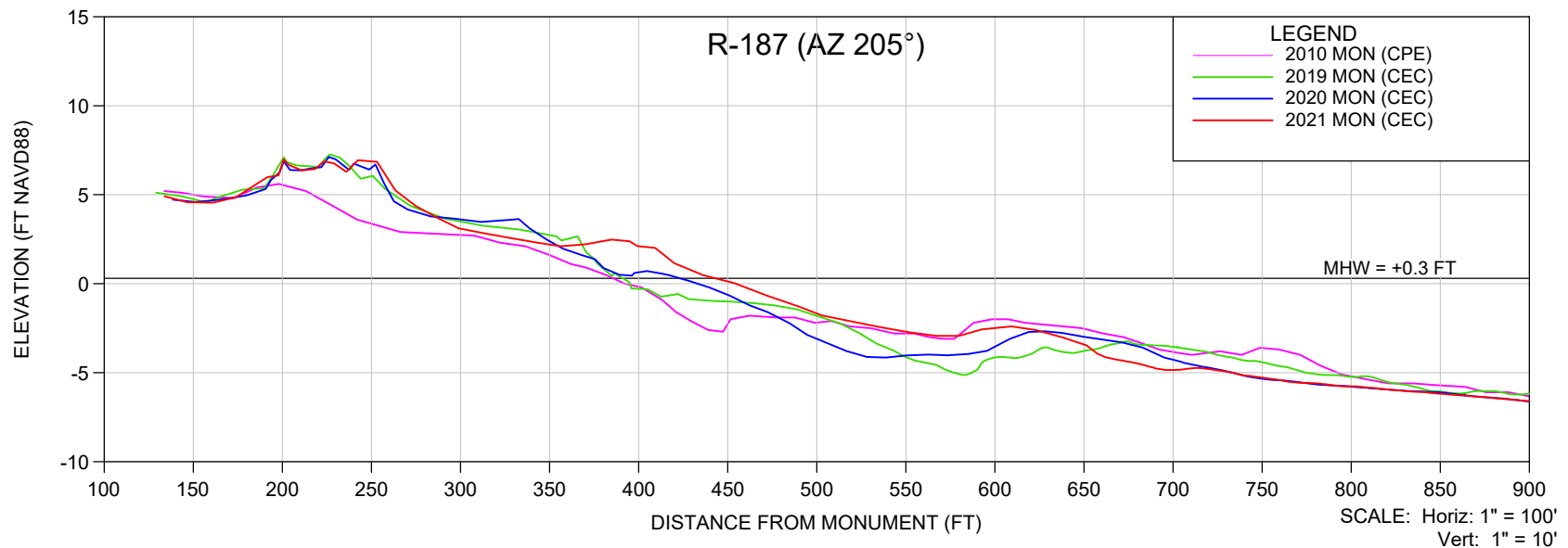
SHEET 16
FILE NO.: 21102-R-186 AZ205

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CLIENT: **LEE COUNTY**
 TITLE: **R-186 (AZ 205°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
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SHEET 17
FILE NO.: 21102-R-187-AZ205

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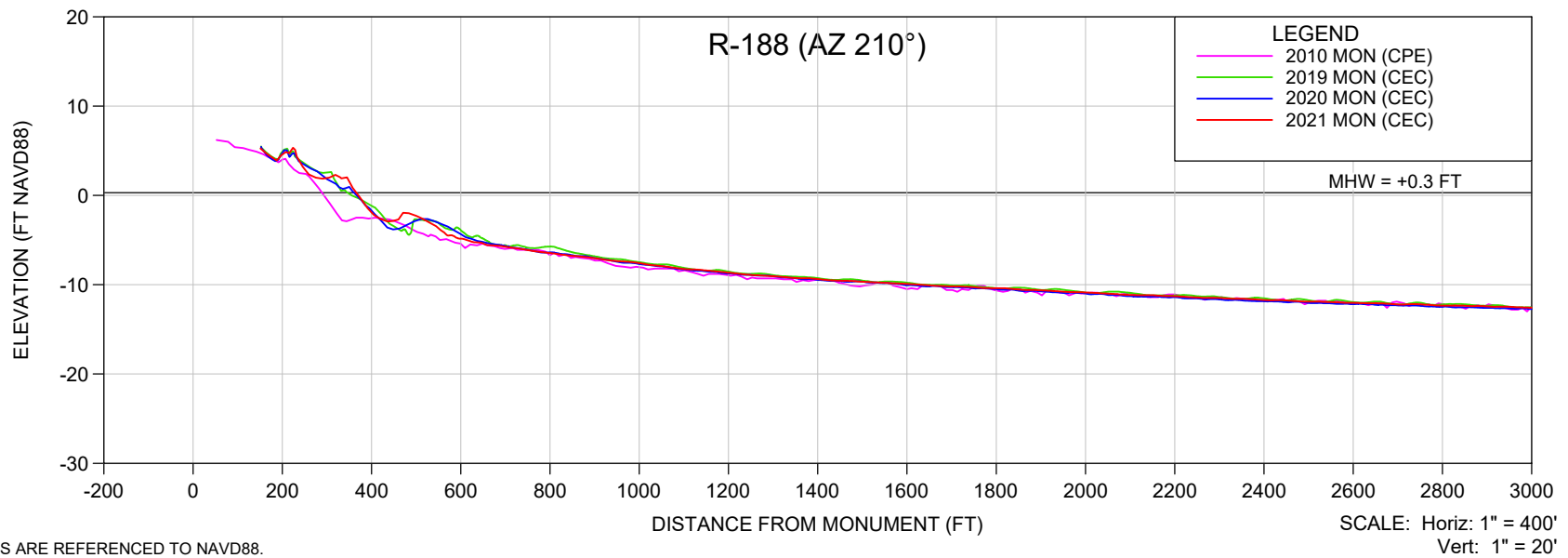
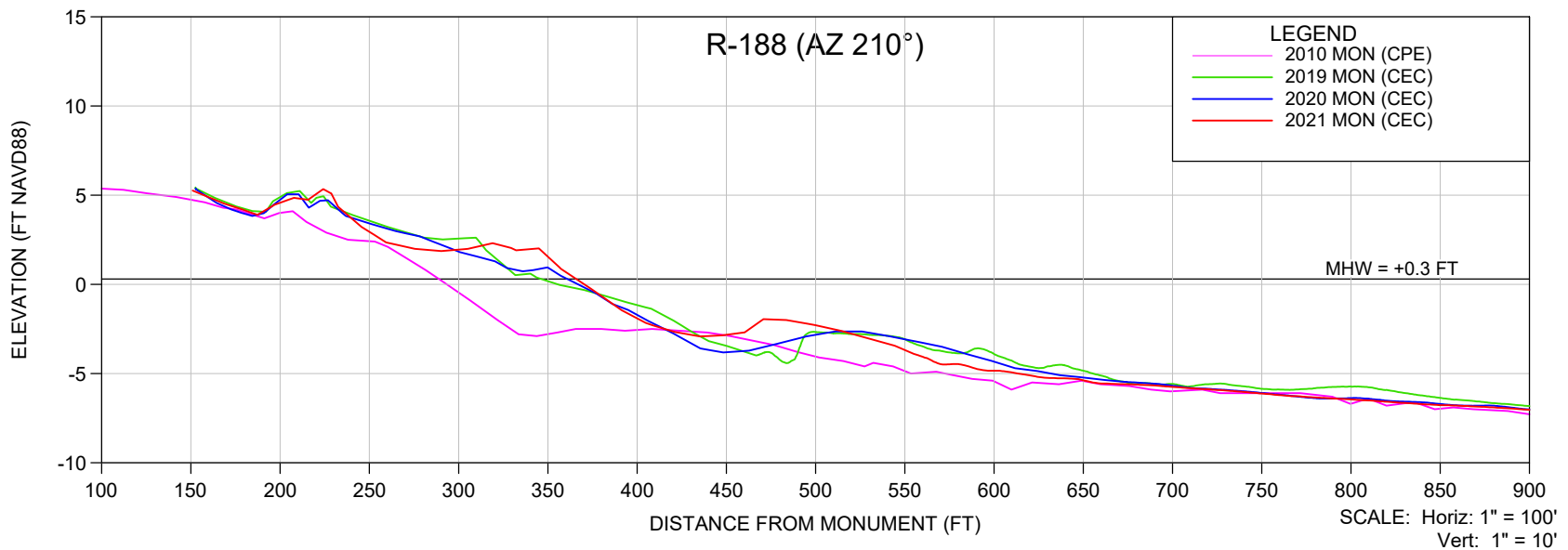
CLIENT:

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TITLE:

R-187 (AZ 205°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
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CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

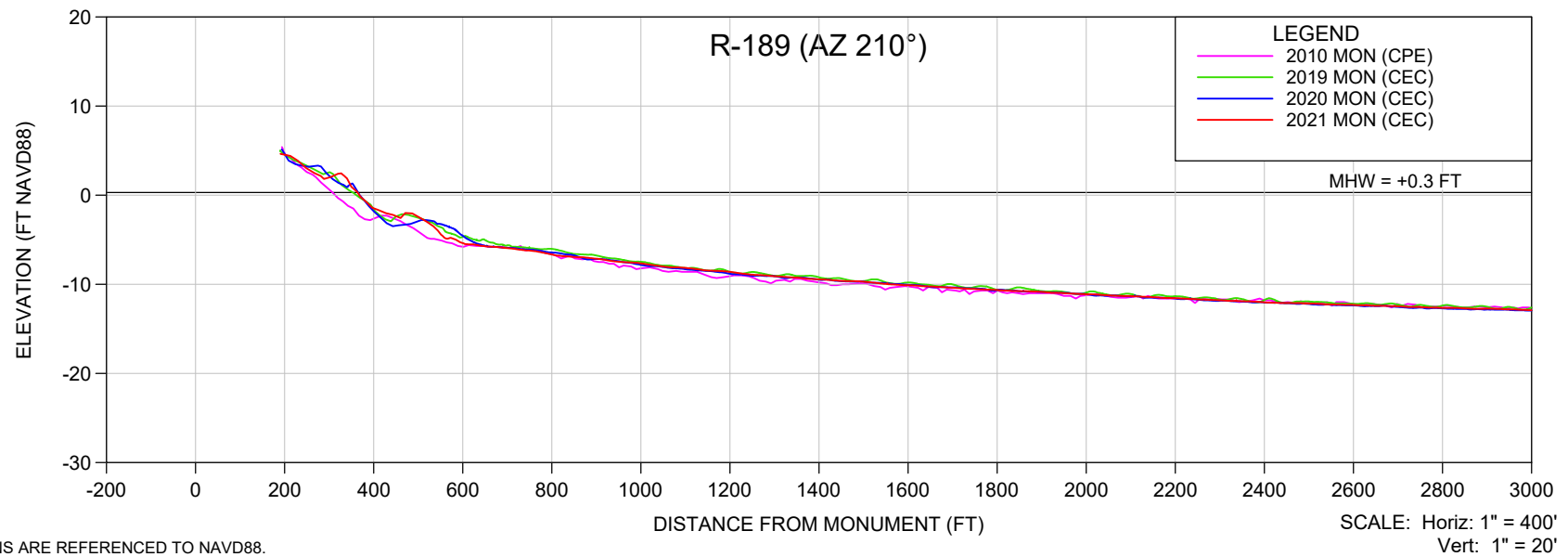
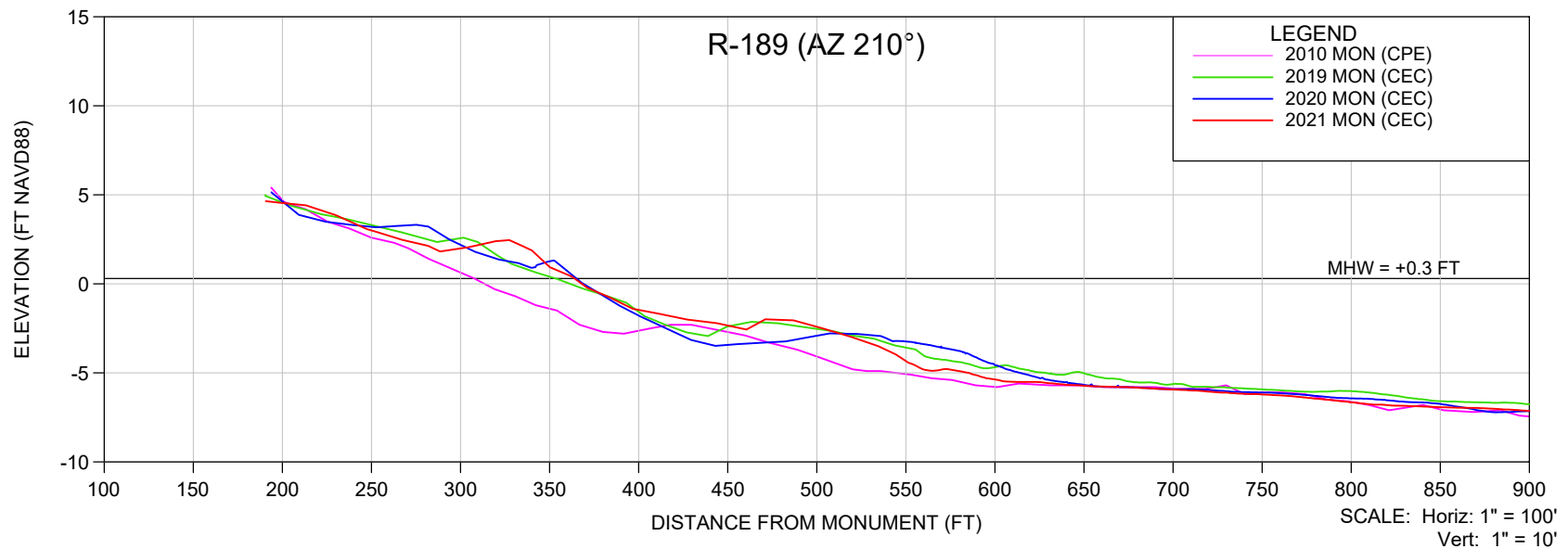
SHEET 18
FILE NO.: 21102-R-188-AZ210

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 TITLE: **R-188 (AZ 210°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
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SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
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NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
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SHEET 19
FILE NO.: 21102-R-189-AZ210

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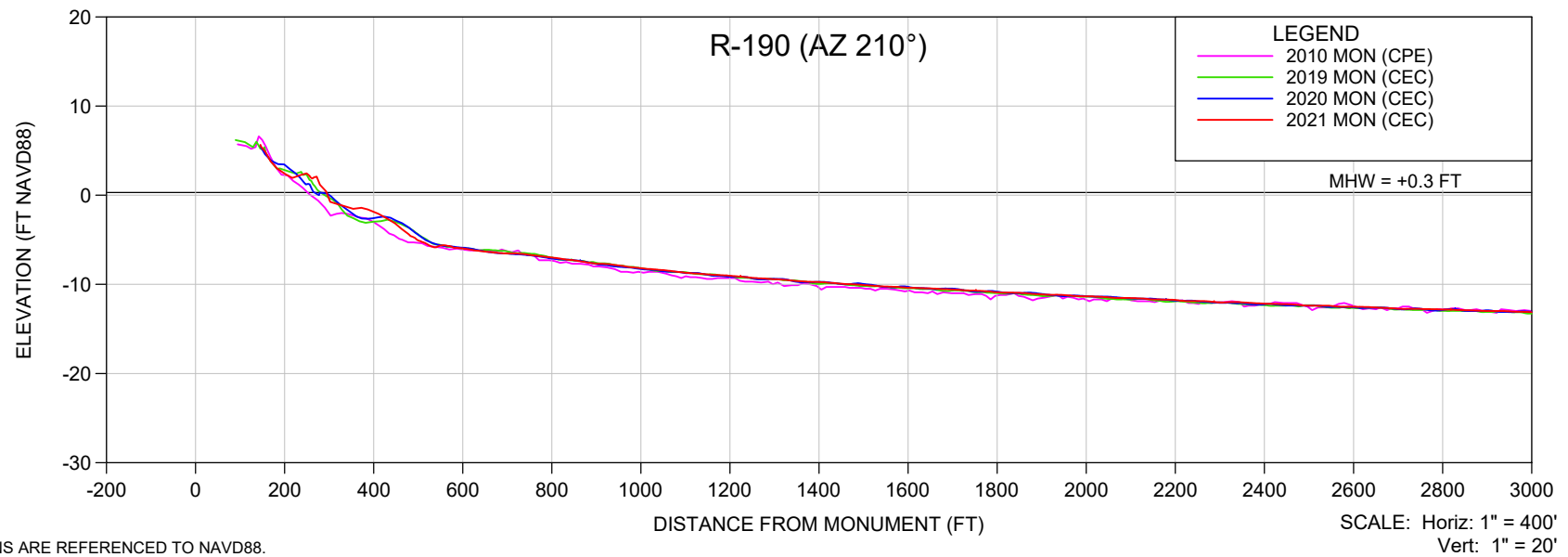
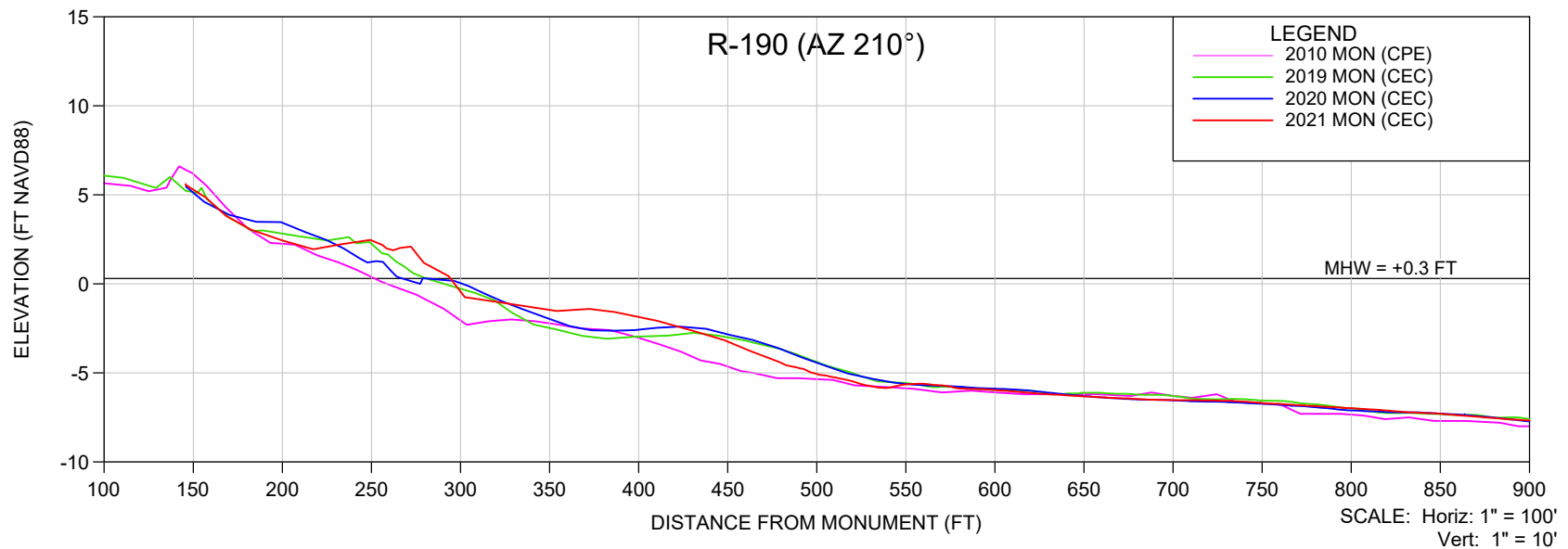
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TITLE:

R-189 (AZ 210°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
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SHEET 20
FILE NO.: 21102-R-190-AZ210

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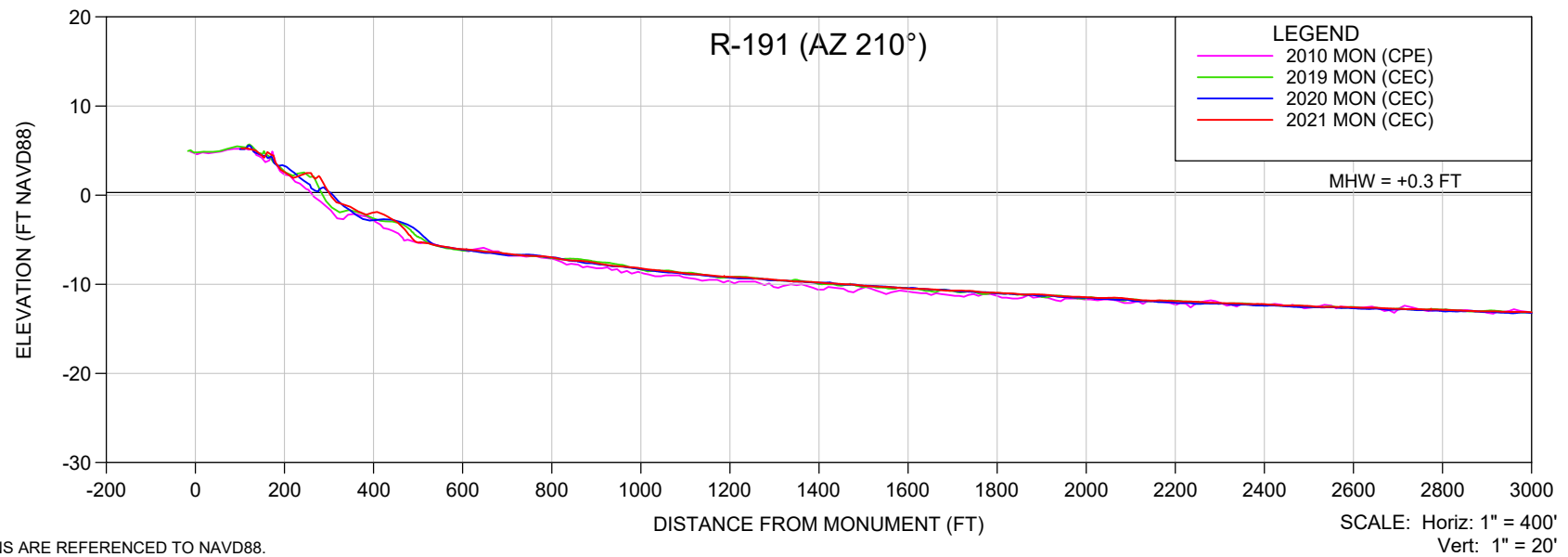
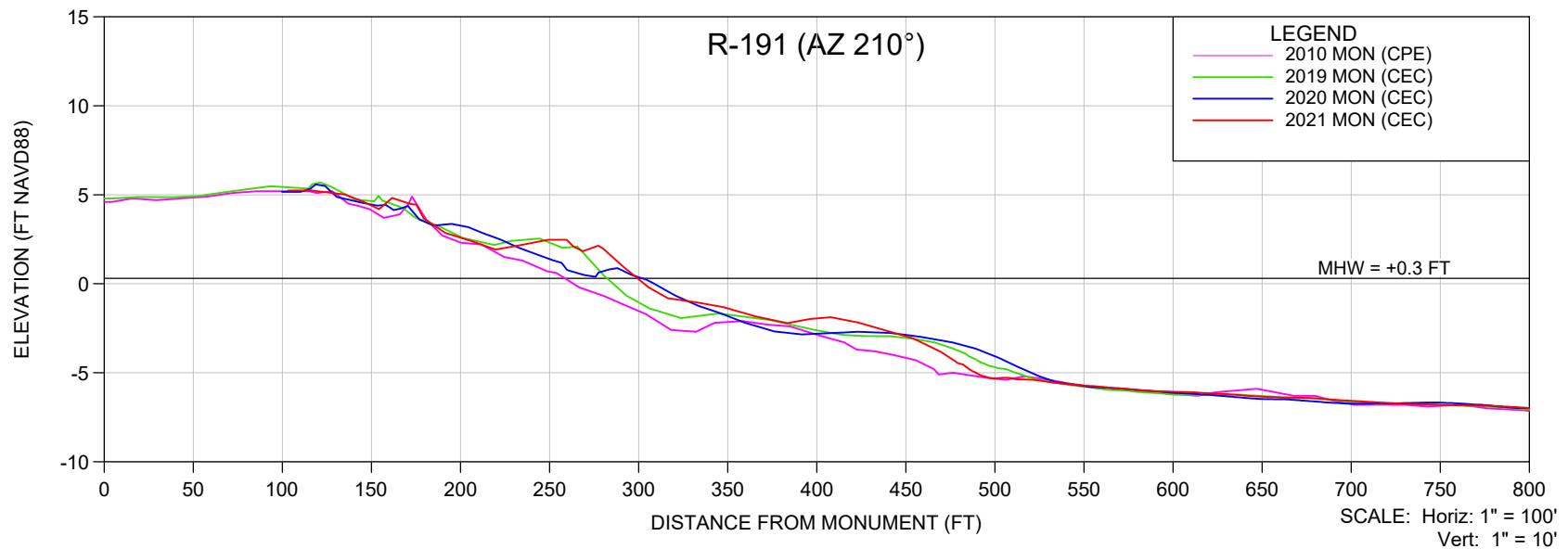
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TITLE:

R-190 (AZ 210°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
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SHEET 21
FILE NO.: 21102-R-191-AZ210

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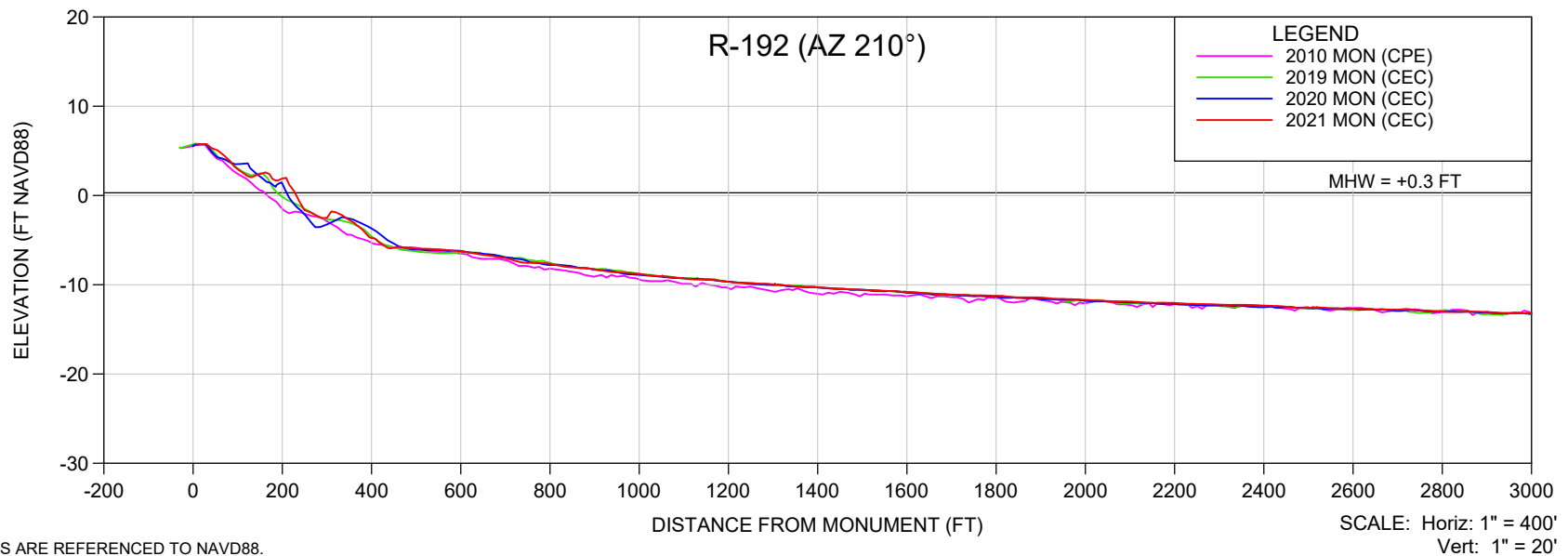
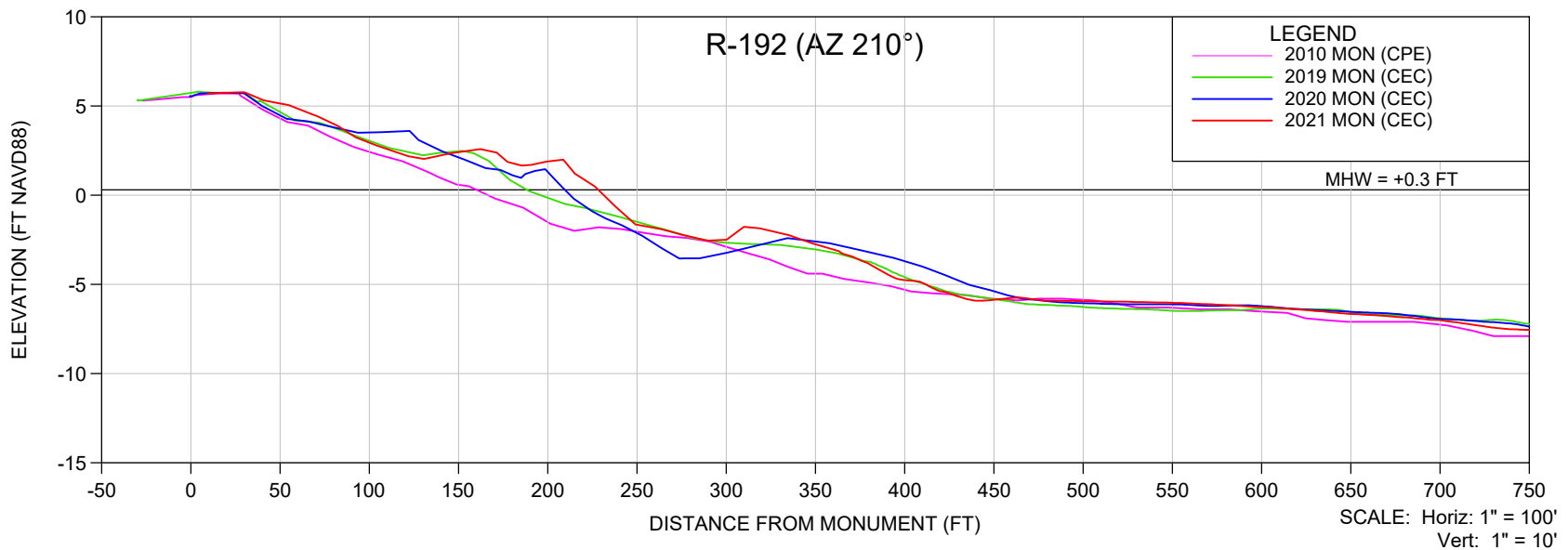
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TITLE:

R-191 (AZ 210°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
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SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
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NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

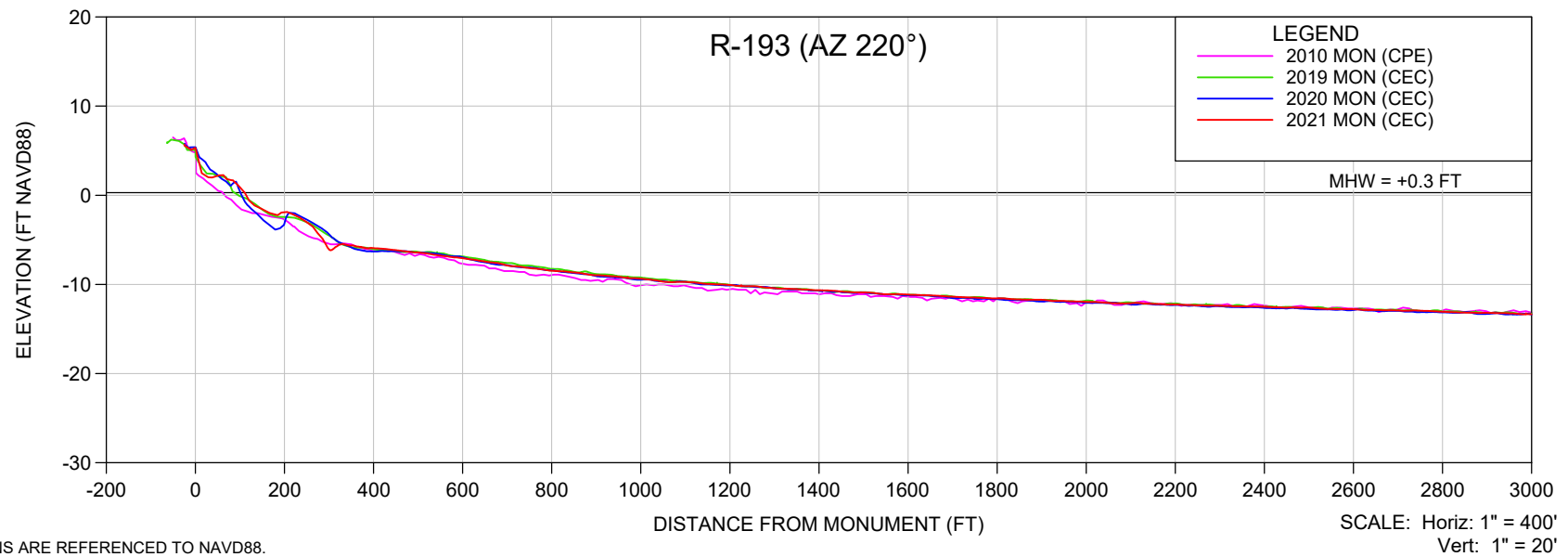
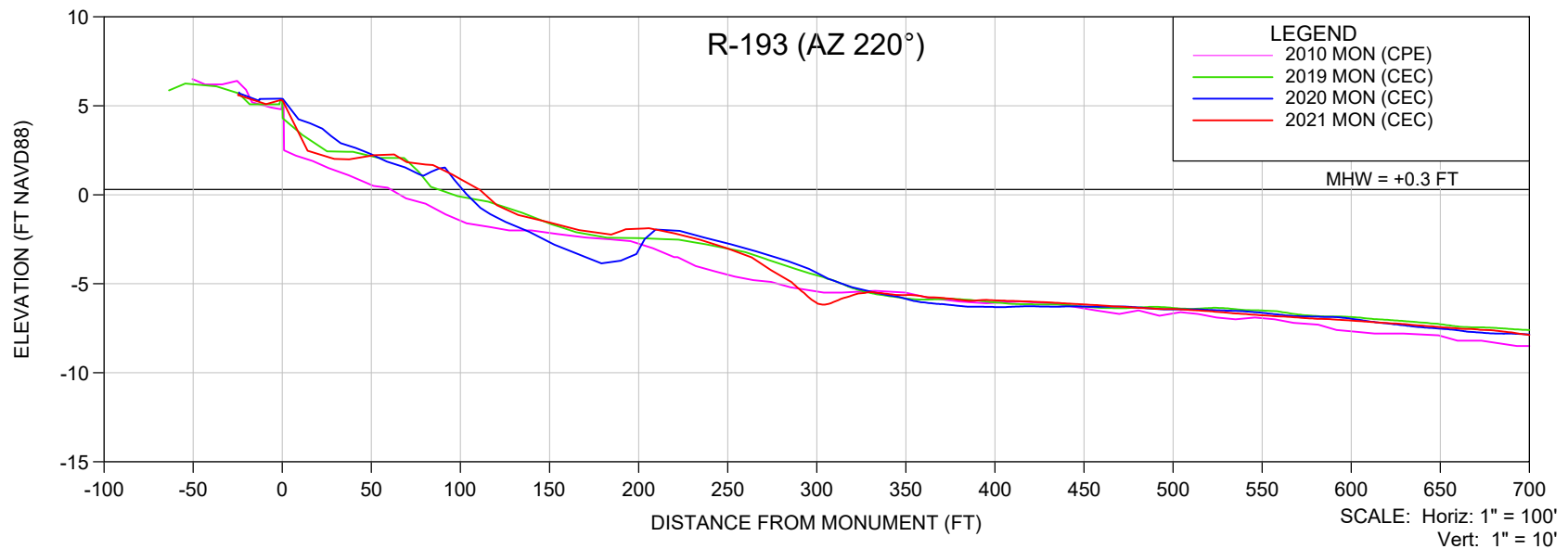
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FILE NO.: 21102-R-192-AZ210

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SURVEYING: LB 2464
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FAX: (239)643-1143
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E-Mail: info@ceciff.com

CLIENT: **LEE COUNTY**
TITLE: **R-192 (AZ 210°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 23
FILE NO.: 21102-R-193-AZ220

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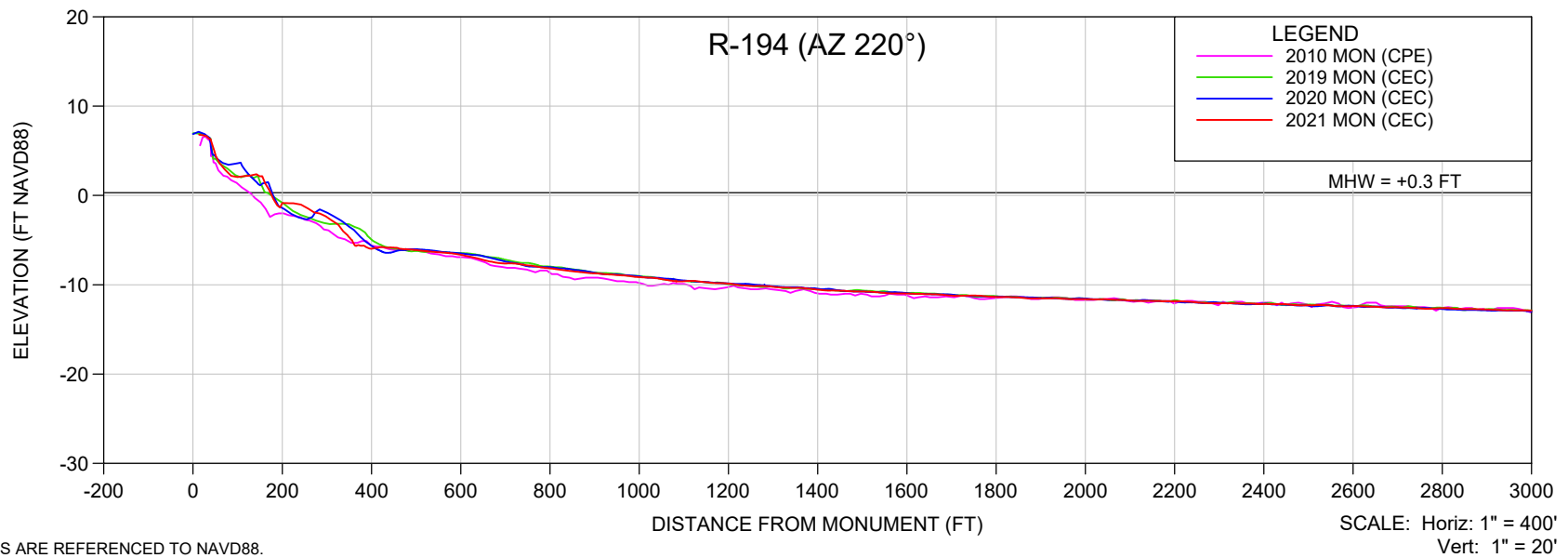
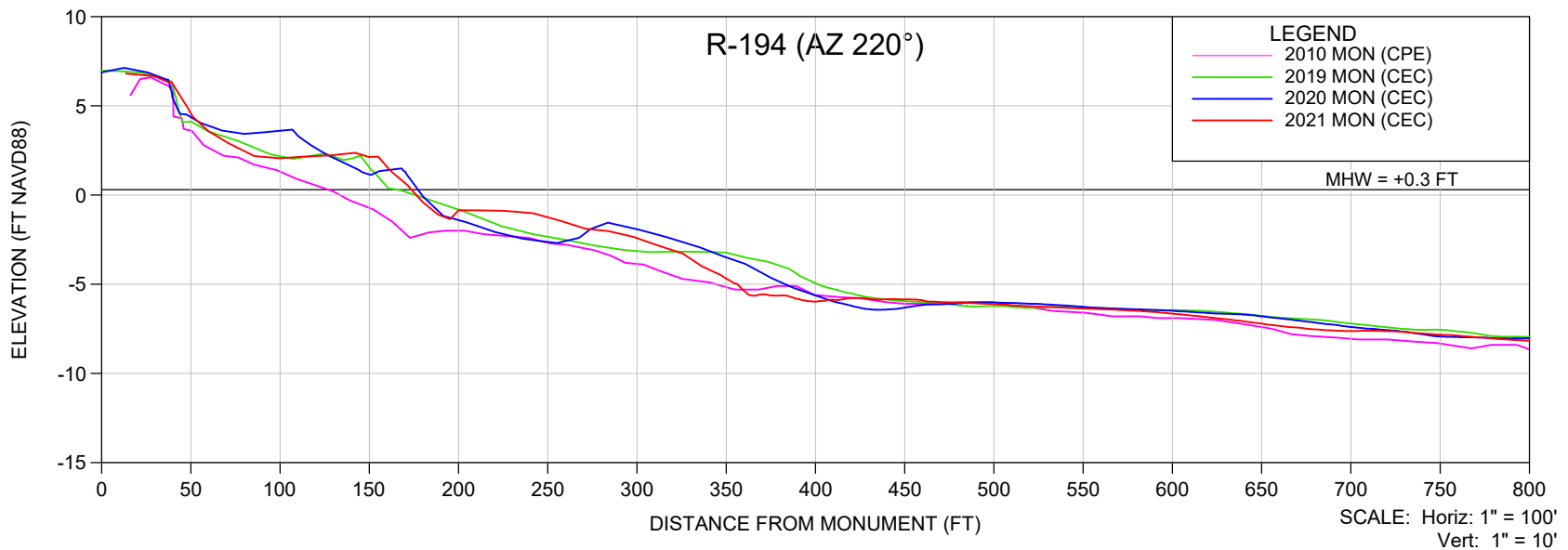
CLIENT:

LEE COUNTY

TITLE:

R-193 (AZ 220°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 24
FILE NO.: 21102-R-194-AZ220

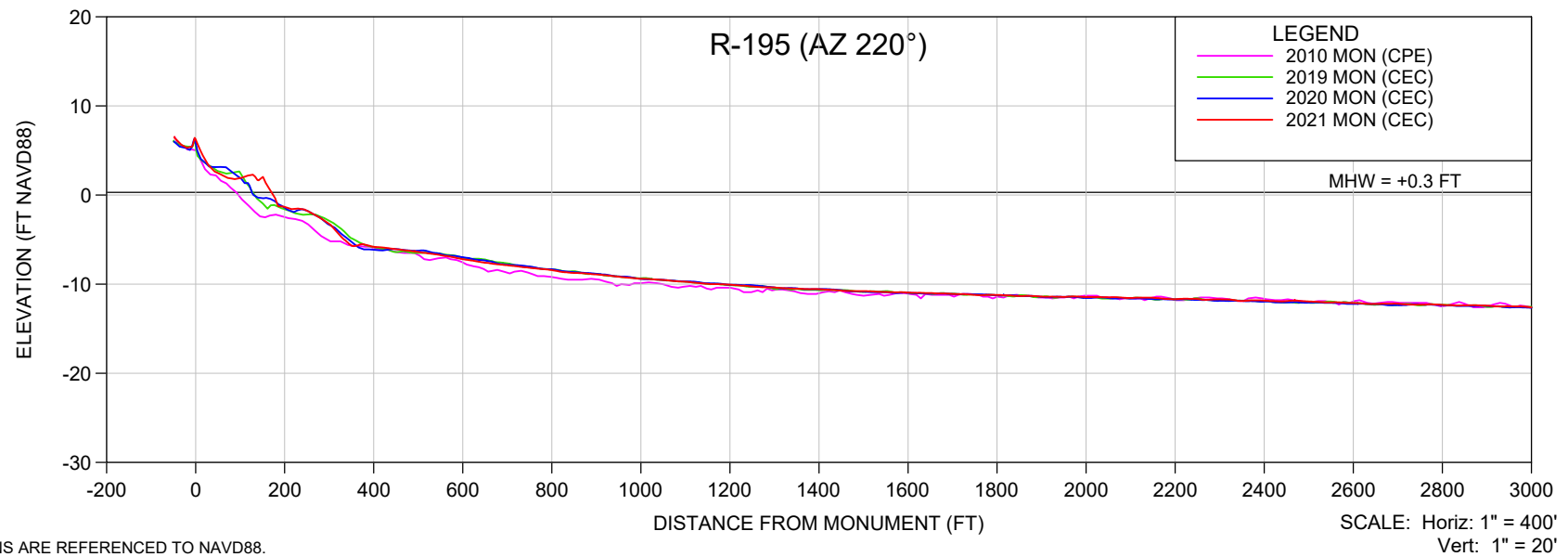
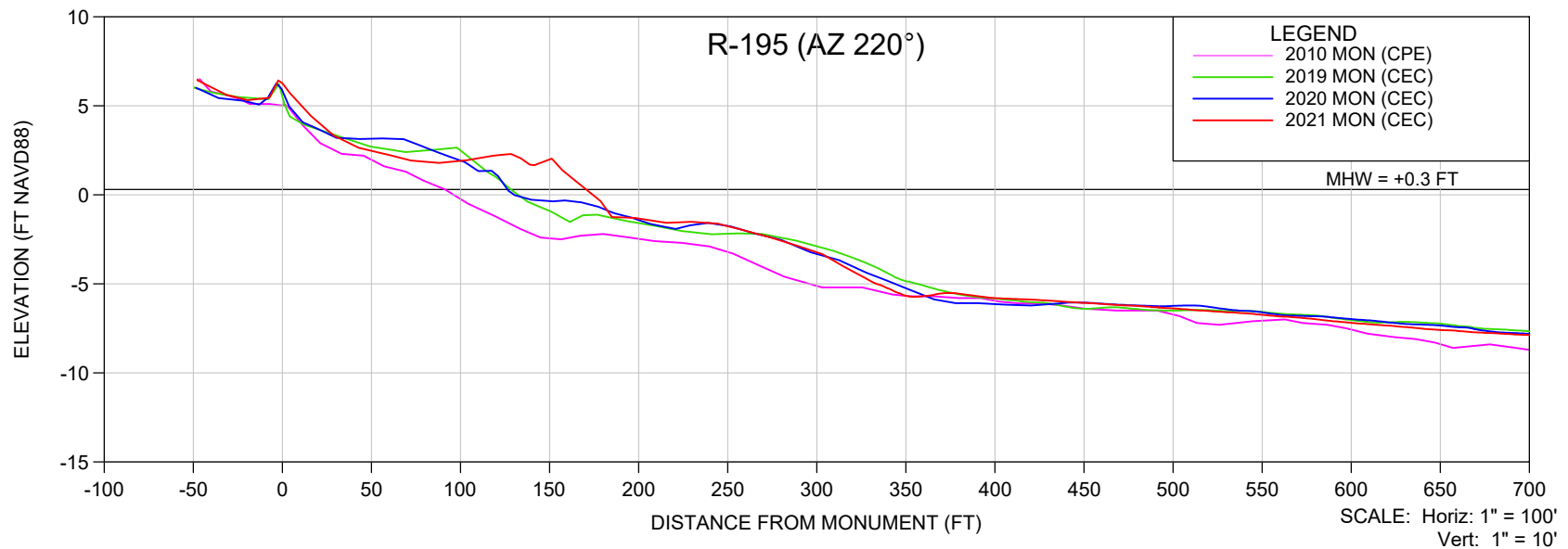
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CLIENT: **LEE COUNTY**
TITLE: **R-194 (AZ 220°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE

BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

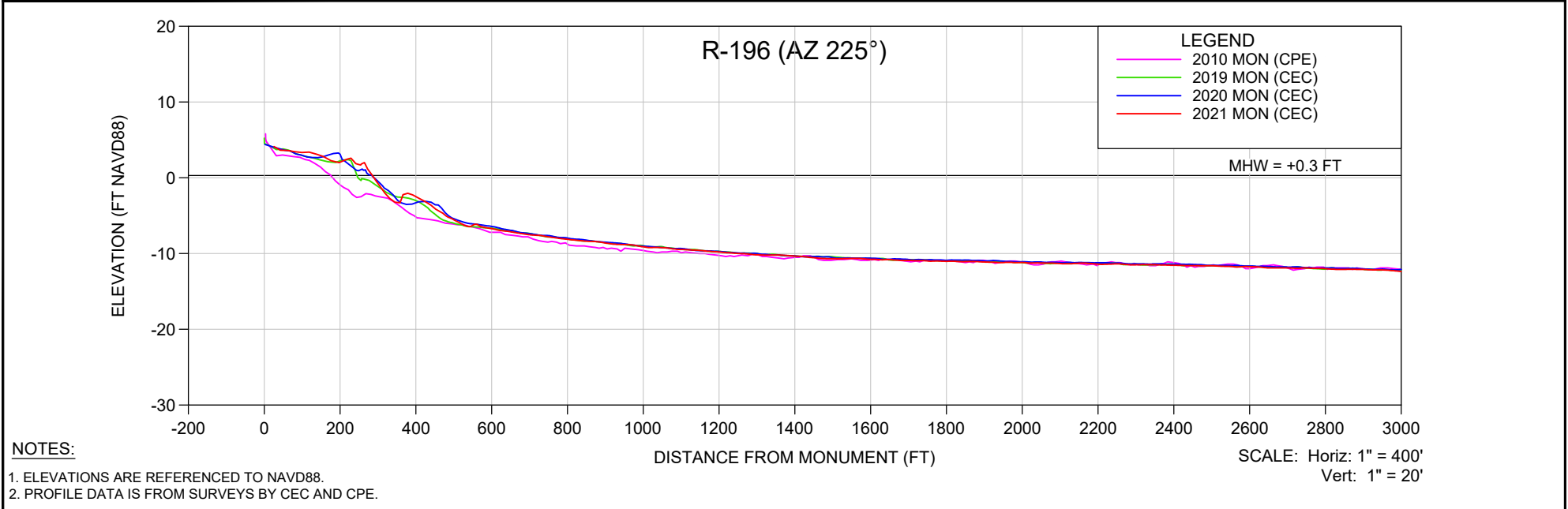
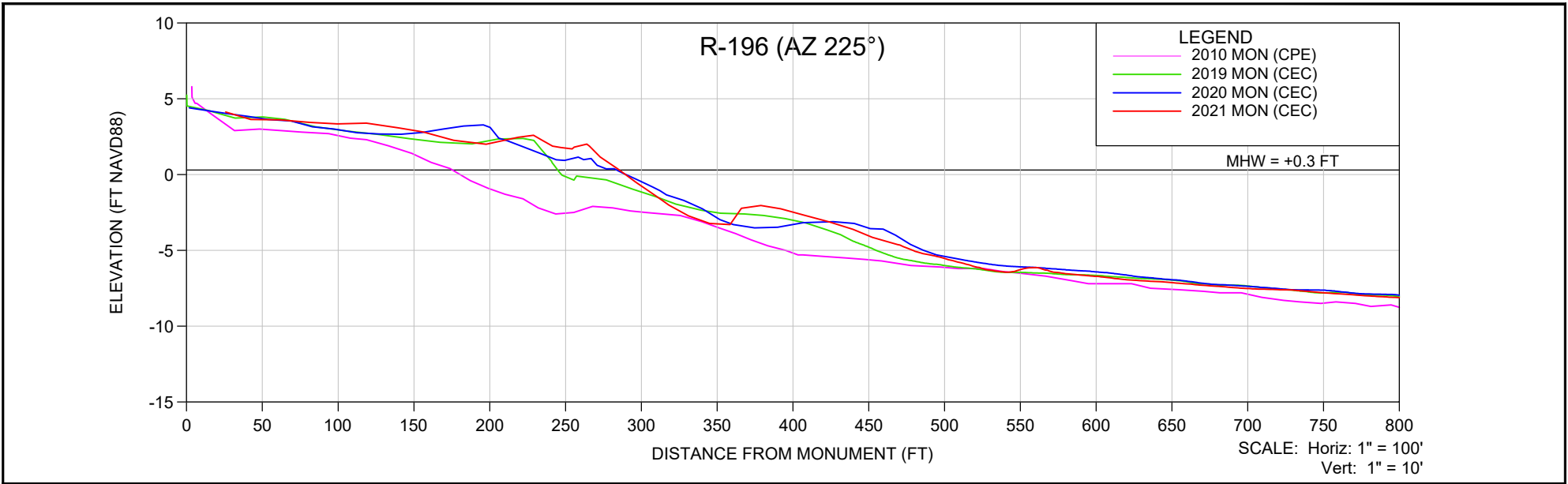
SHEET 25
FILE NO.: 21102-R-195-AZ220

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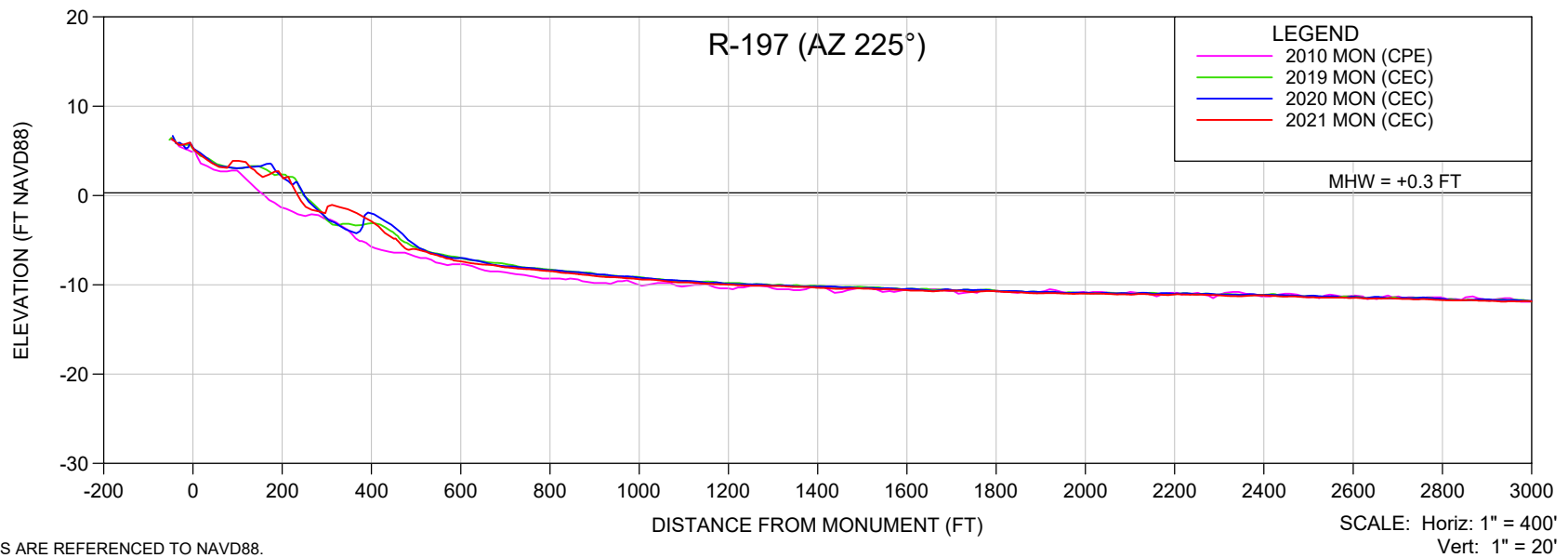
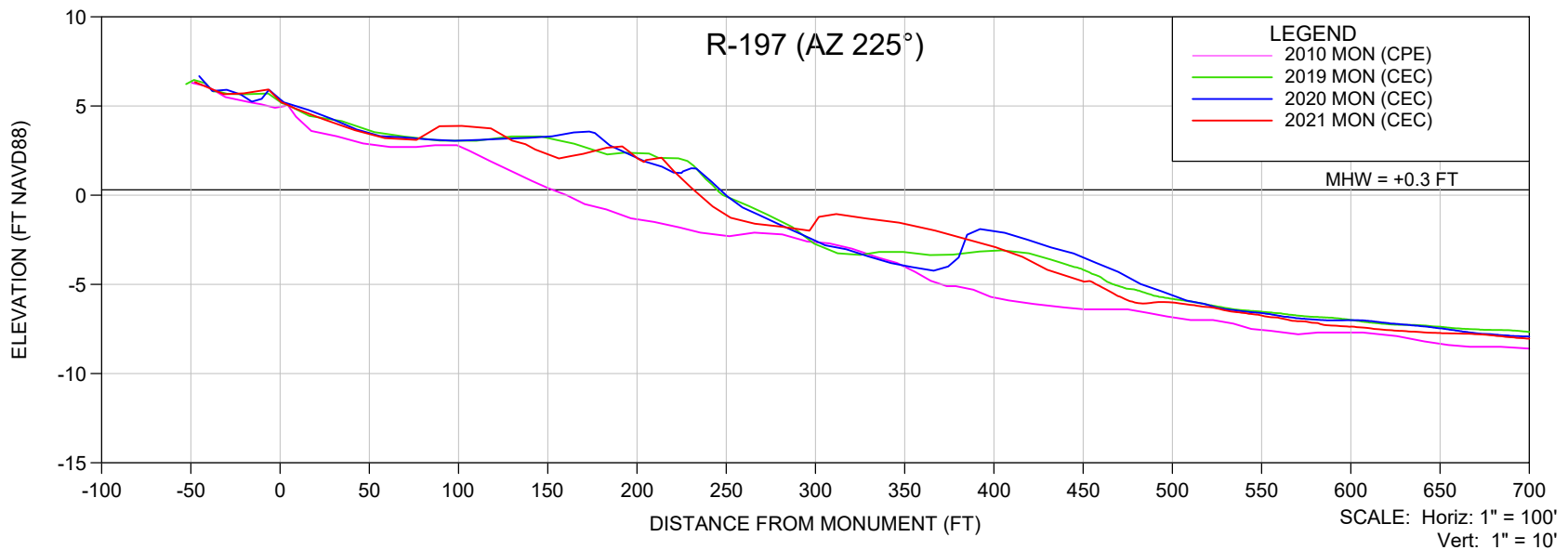
CLIENT: **LEE COUNTY**
TITLE: **R-195 (AZ 220°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:
 1. ELEVATIONS ARE REFERENCED TO NAVD88.
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SHEET 26 FILE NO.: 21102-R-196 AZ225	 COASTAL ENGINEERING CONSULTANTS INC. Serving Florida Since 1977 28421 BONITA CROSSINGS BLVD BONITA SPRINGS, FLORIDA 34135	COASTAL & MARINE ENGINEERING ENVIRONMENTAL & GEOLOGICAL SERVICES SURVEY & MAPPING ENGINEERING: CA 2464 SURVEYING: LB 2464 PHONE: (239)643-2324 FAX: (239)643-1143 www.coastalengineering.com E-Mail: info@ceciff.com	CLIENT:	LEE COUNTY		DATE:	6/7/2021	SCALE:	AS SHOWN				
			TITLE:	R-196 (AZ 225°) MONITORING SURVEY		DRAWN:	VVA	F.B.					
					CHECKED:	MTP	PG.						
					SEC.	TWP.	RNG.						
					ACAD NO.	21102 Estero Island Profiles.dwg							
		REF. NO.	21.102			NO.	DATE	BY	REVISION DESCRIPTION				



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 27
FILE NO.: 21102-R-197-AZ225

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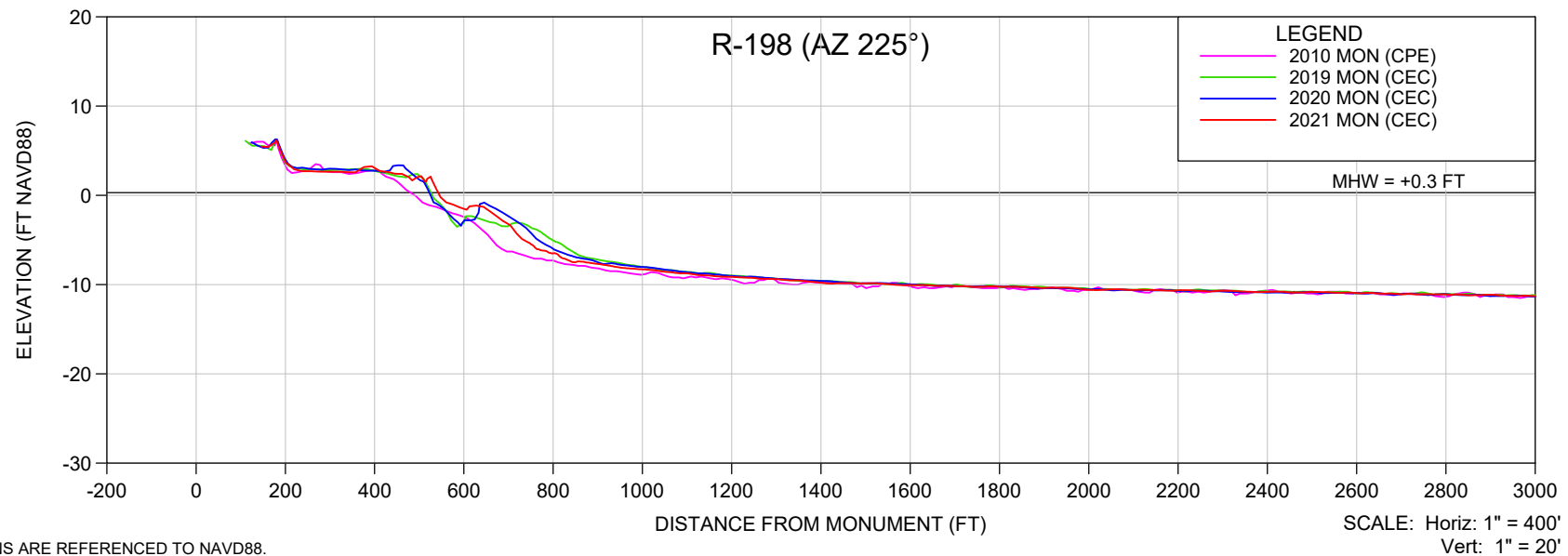
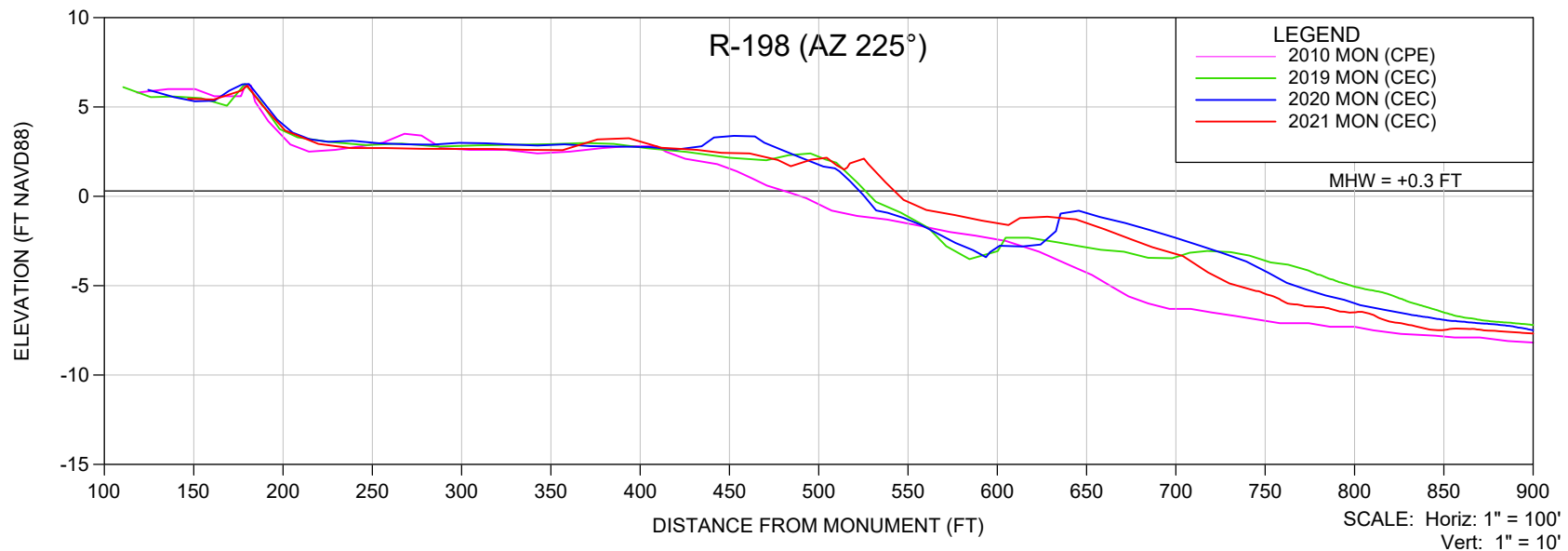
CLIENT:

LEE COUNTY

TITLE:

R-197 (AZ 225°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 28
FILE NO.: 21102-R-198-AZ225

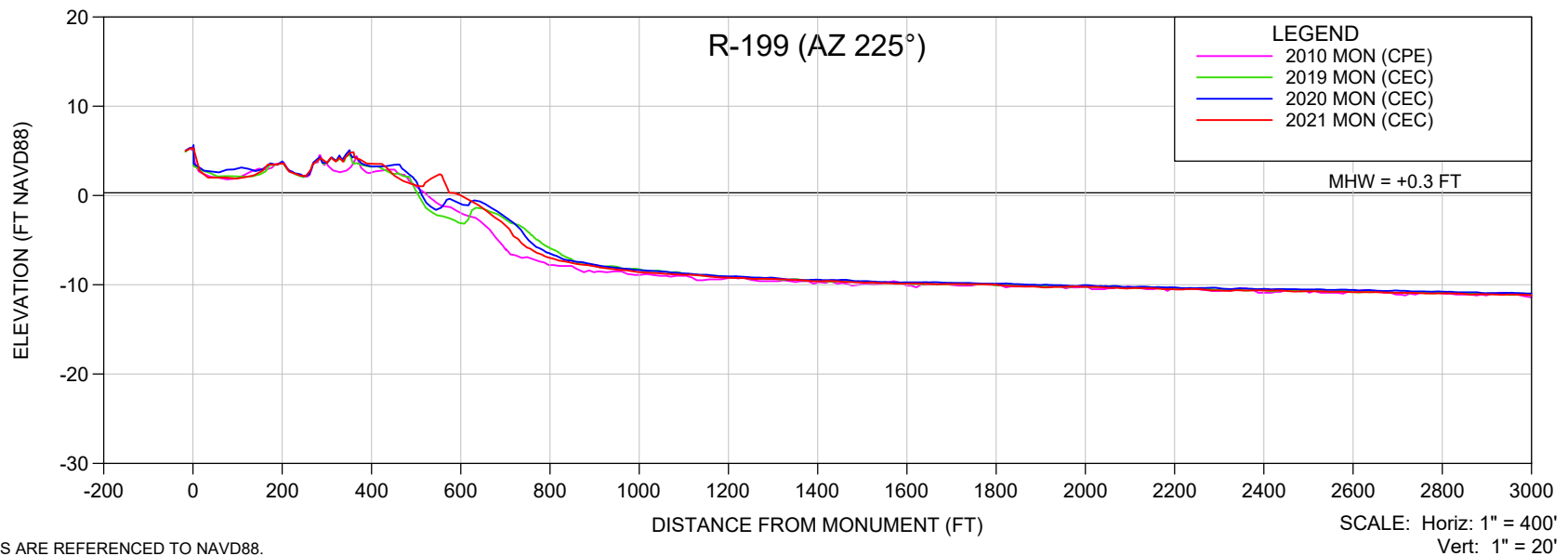
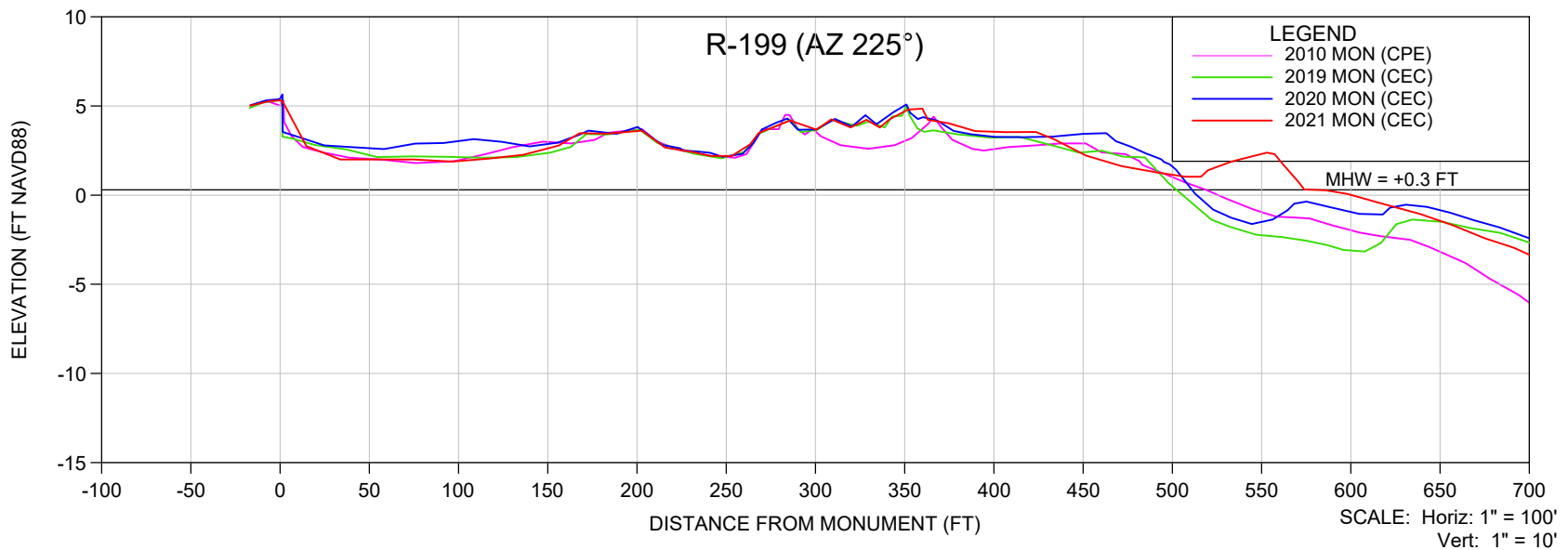
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CLIENT: **LEE COUNTY**
 TITLE: **R-198 (AZ 225°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE

NO.	DATE	BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC AND CPE.

SHEET 29
FILE NO.: 21102-R-199-AZ225

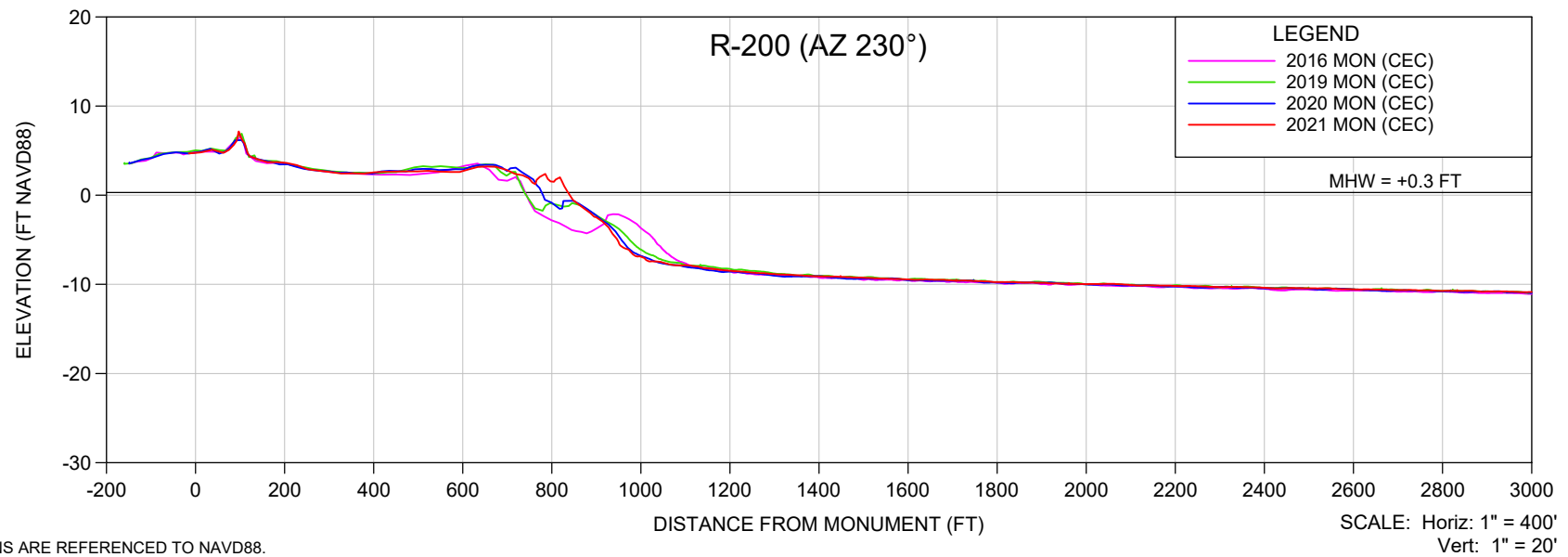
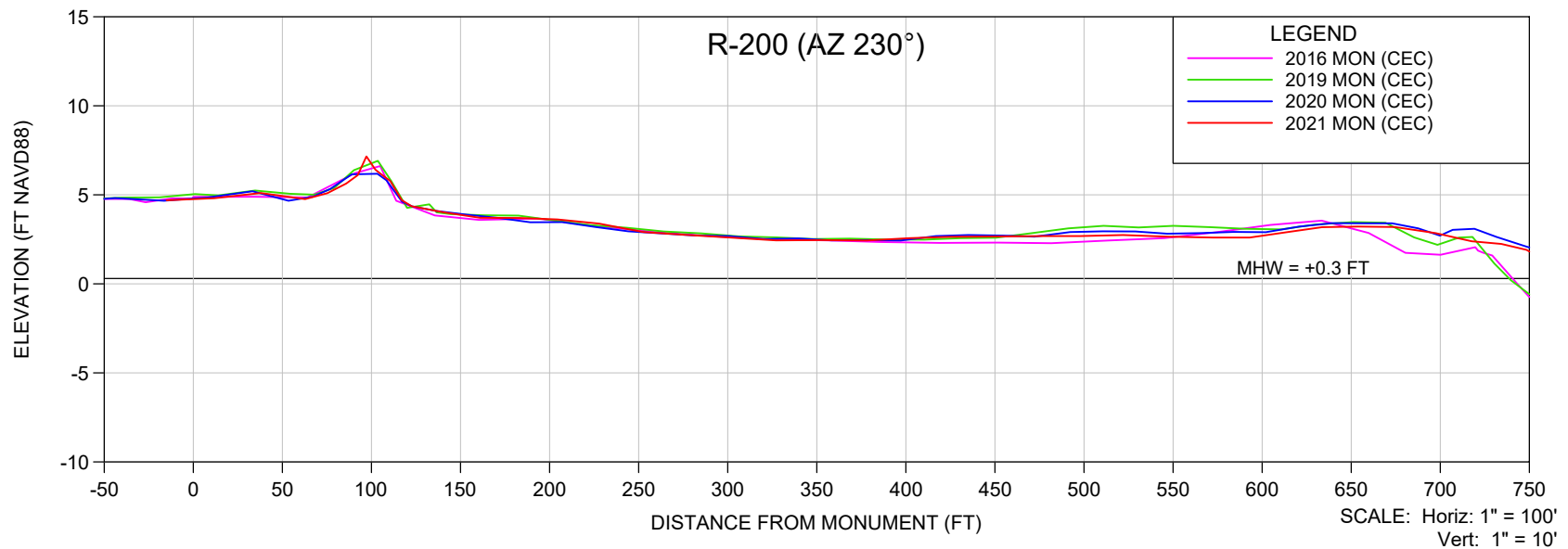
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CLIENT: **LEE COUNTY**
 TITLE: **R-199 (AZ 225°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE

NO.	DATE	BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 30
FILE NO.: 21102-R-200 AZ230

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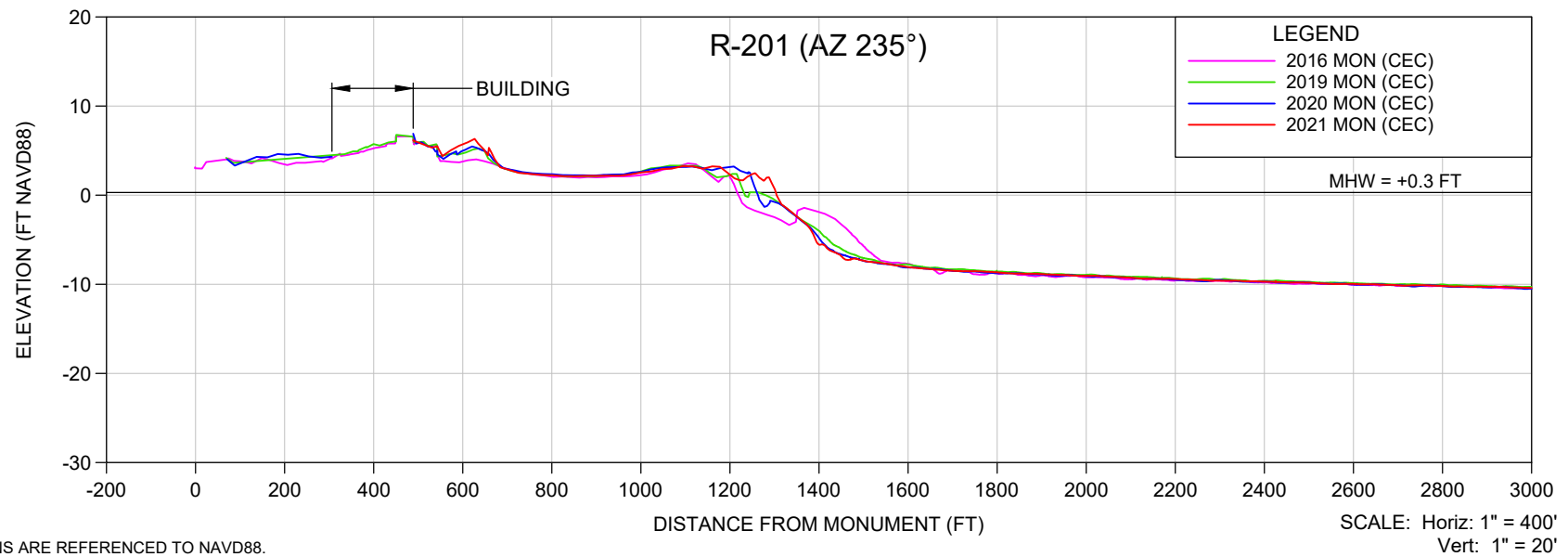
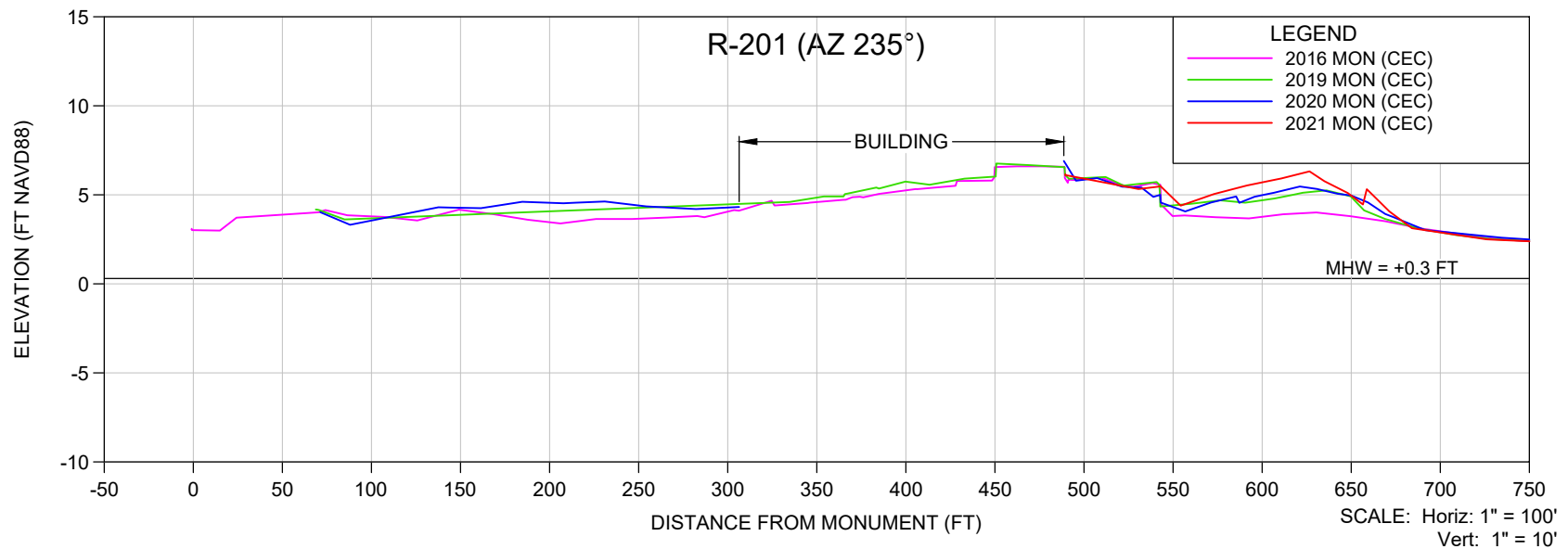
CLIENT:

LEE COUNTY

TITLE:

R-200 (AZ 230°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

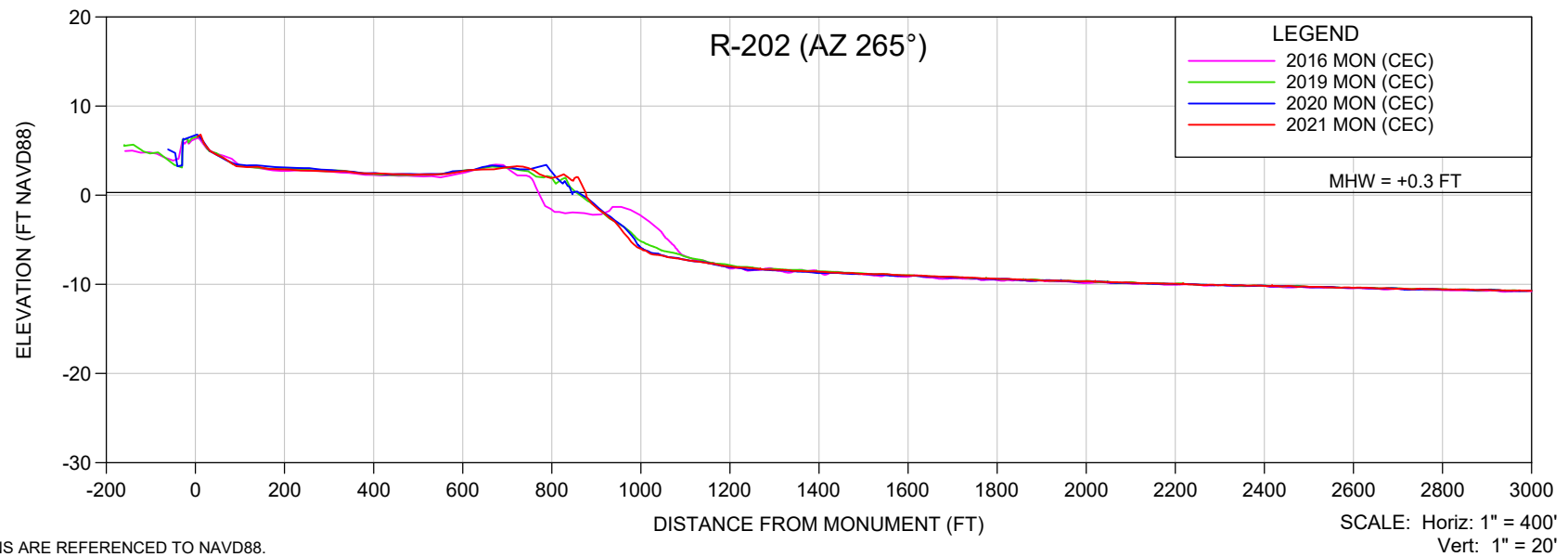
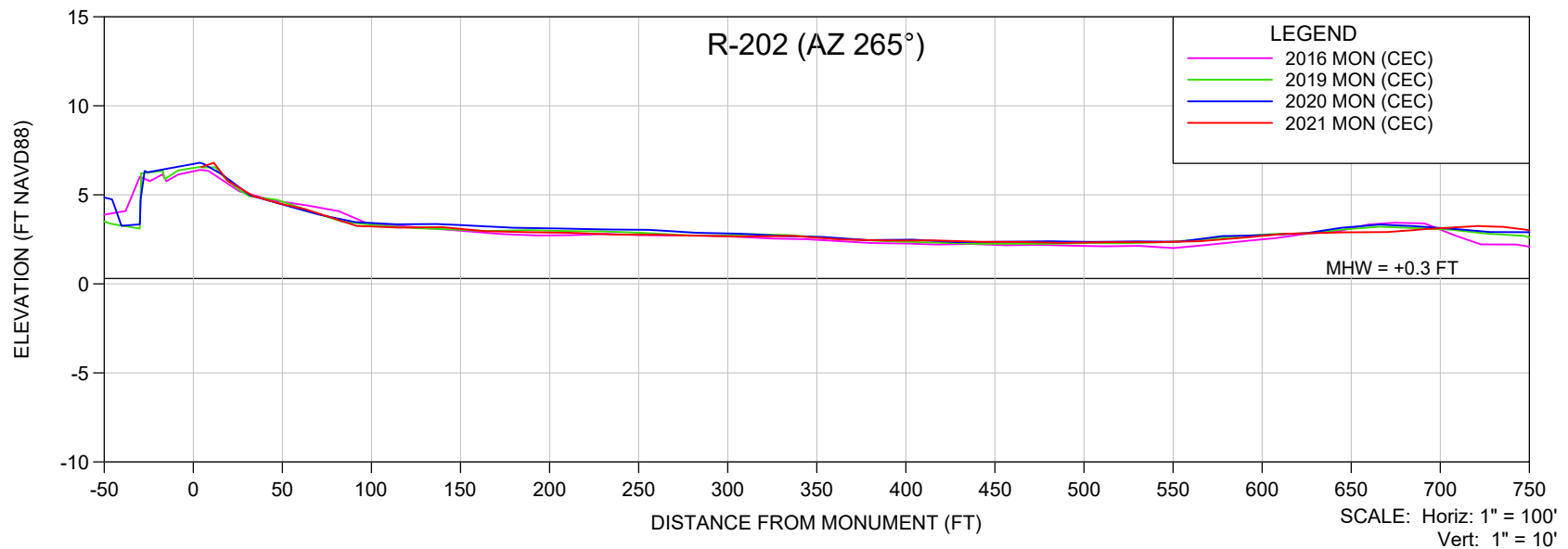
SHEET 31
FILE NO.: 21102-R-201 AZ235

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CLIENT: **LEE COUNTY**
 TITLE: **R-201 (AZ 235°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 32
FILE NO.: 21102-R-202-AZ265

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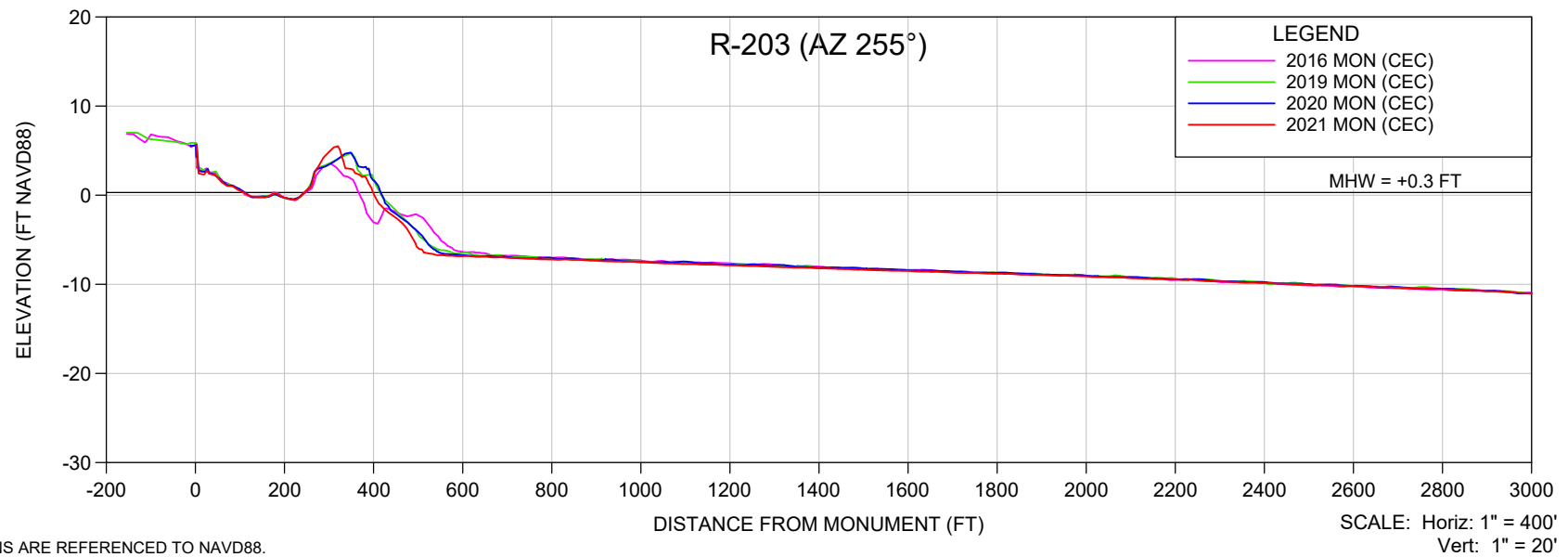
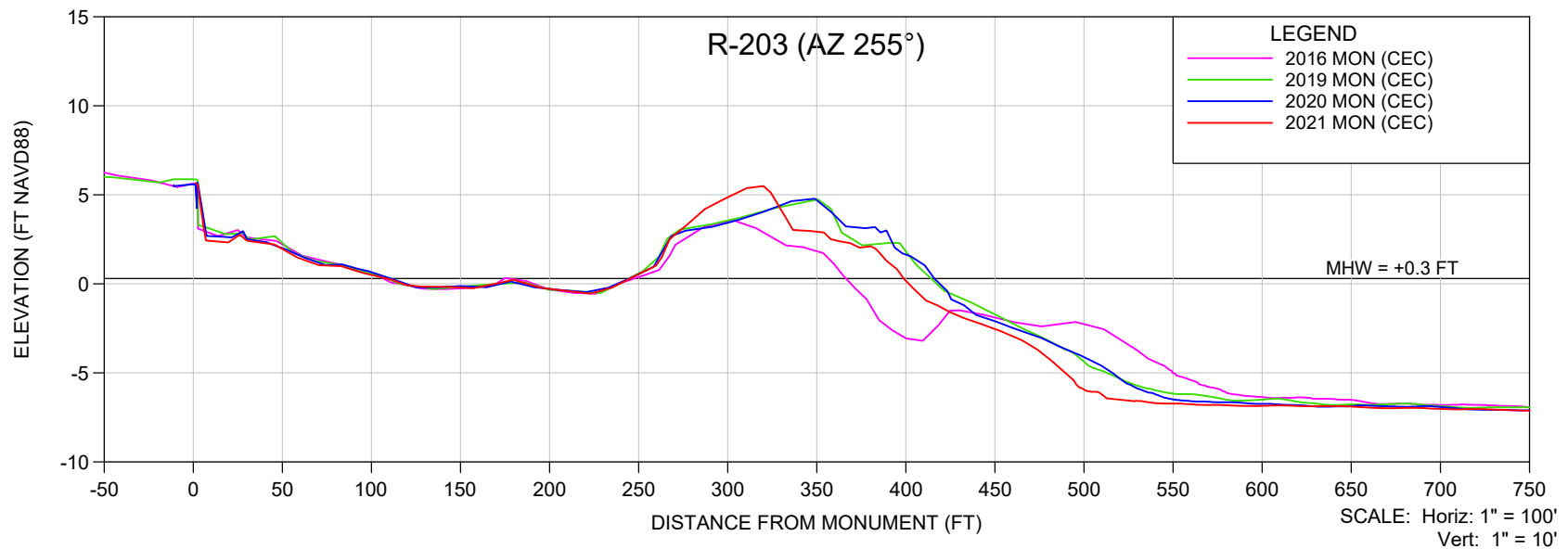
CLIENT:

LEE COUNTY

TITLE:

R-202 (AZ 265°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 33
FILE NO.: 21102-R-203 AZ255

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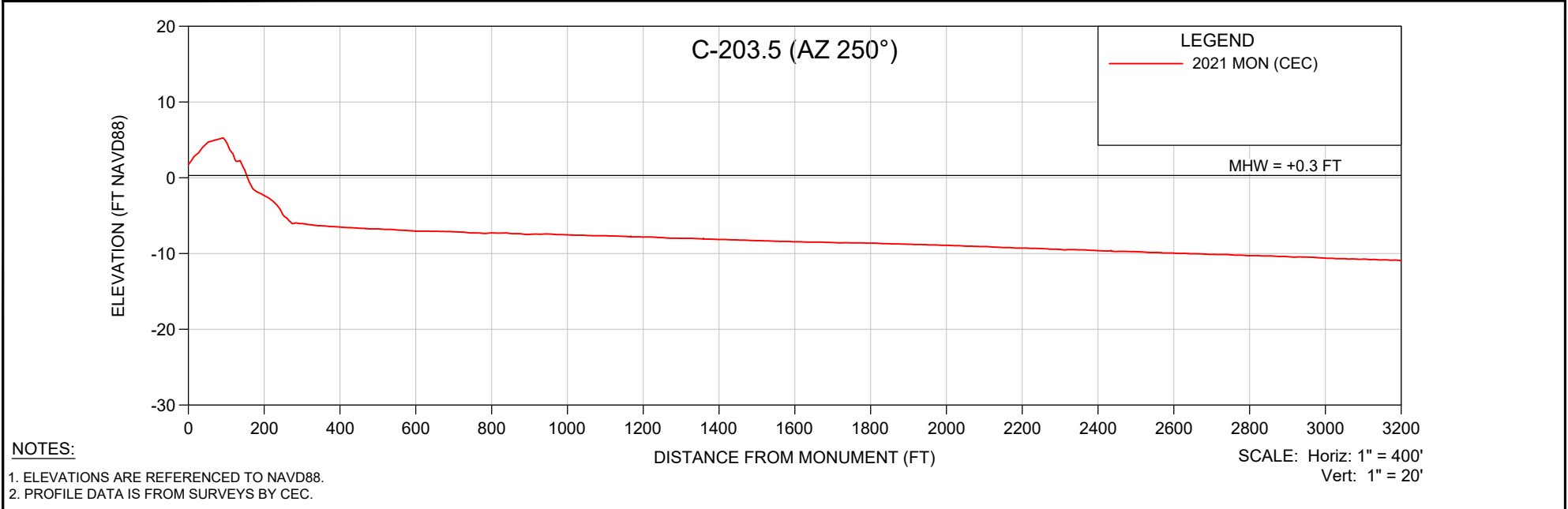
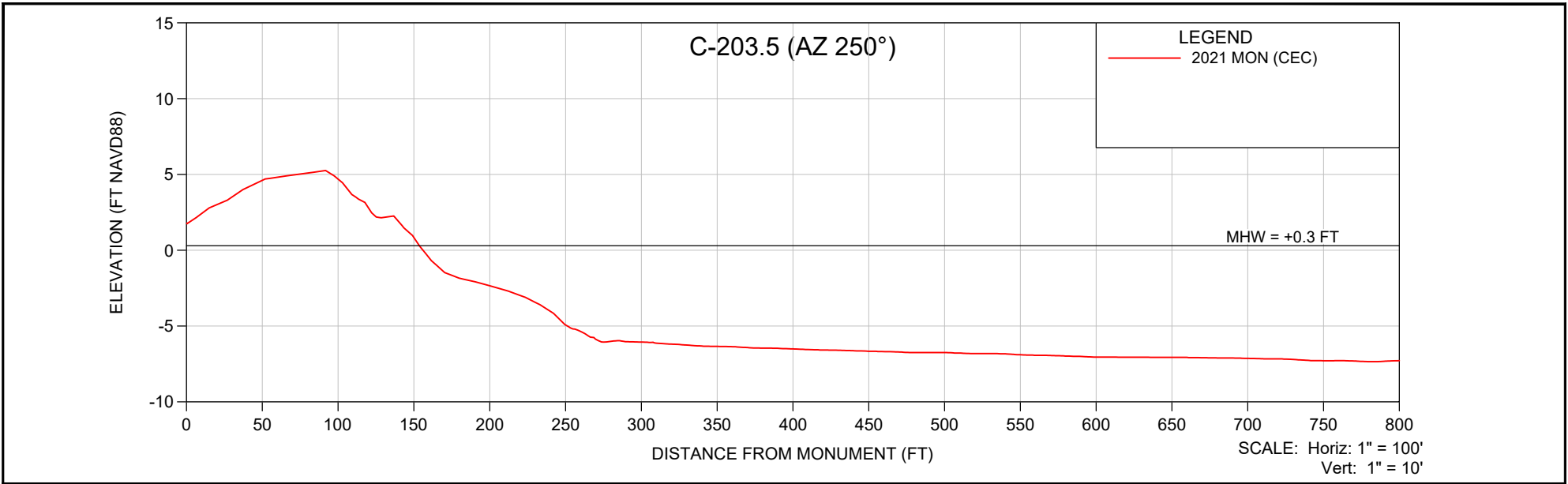
CLIENT:

LEE COUNTY

TITLE:

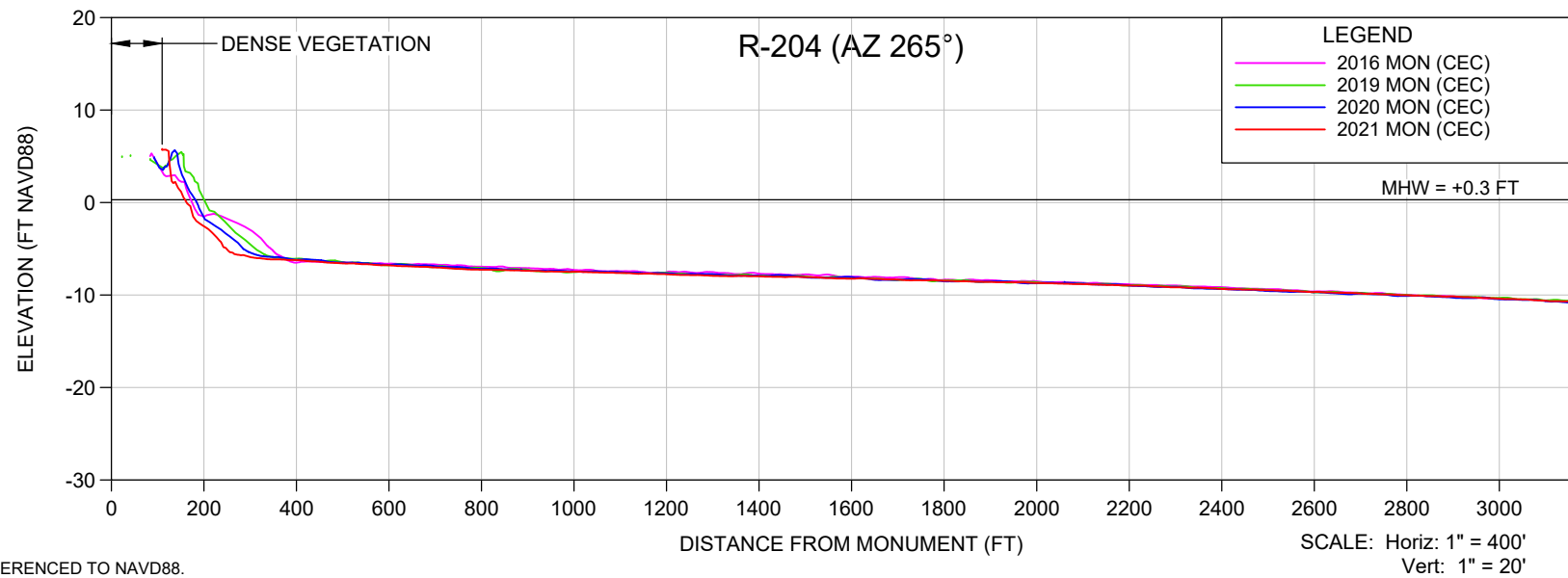
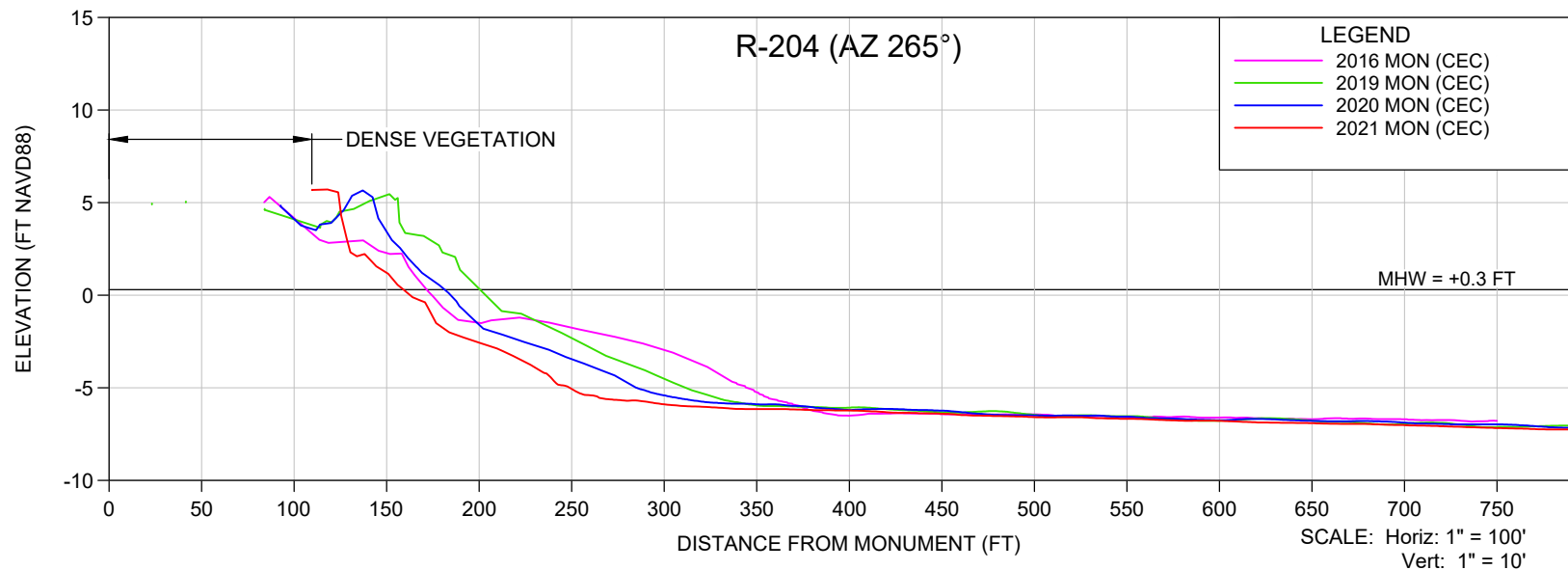
R-203 (AZ 255°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:
 1. ELEVATIONS ARE REFERENCED TO NAVD88.
 2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 34 FILE NO.: 21102-R203.5 AZ250  COASTAL ENGINEERING CONSULTANTS INC. Serving Florida Since 1977 28421 BONITA CROSSINGS BLVD BONITA SPRINGS, FLORIDA 34135	COASTAL & MARINE ENGINEERING ENVIRONMENTAL & GEOLOGICAL SERVICES SURVEY & MAPPING ENGINEERING: CA 2464 SURVEYING: LB 2464 PHONE: (239)643-2324 FAX: (239)643-1143 www.coastalengineering.com E-Mail: info@ceciff.com	CLIENT: LEE COUNTY	DATE: 6/7/2021	SCALE: AS SHOWN				
	TITLE: R-203.5 (AZ 250°) MONITORING SURVEY	DRAWN: VVA	F.B.					
		CHECKED: MTP	PG.					
		SEC.	TWP.	RNG.				
		ACAD NO. 21102 Estero Island Profiles.dwg						
		REF. NO. 21.102			NO.	DATE	BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 35
FILE NO.: 21102-R-204 AZ265

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CLIENT:

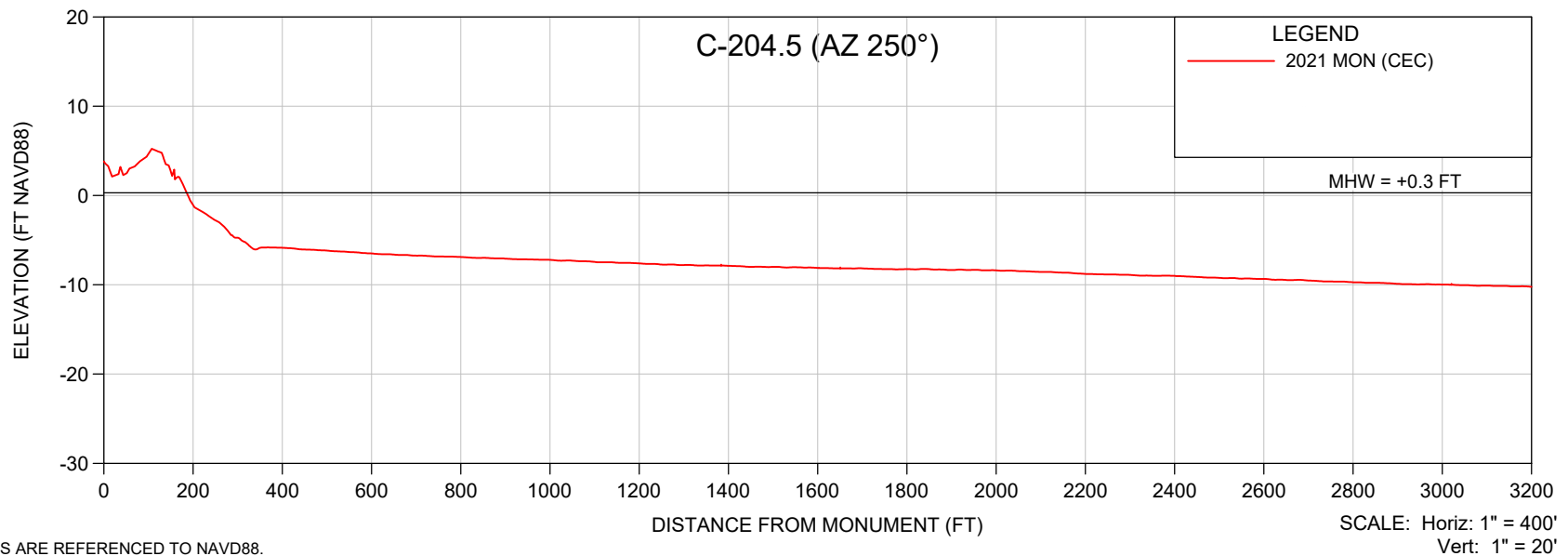
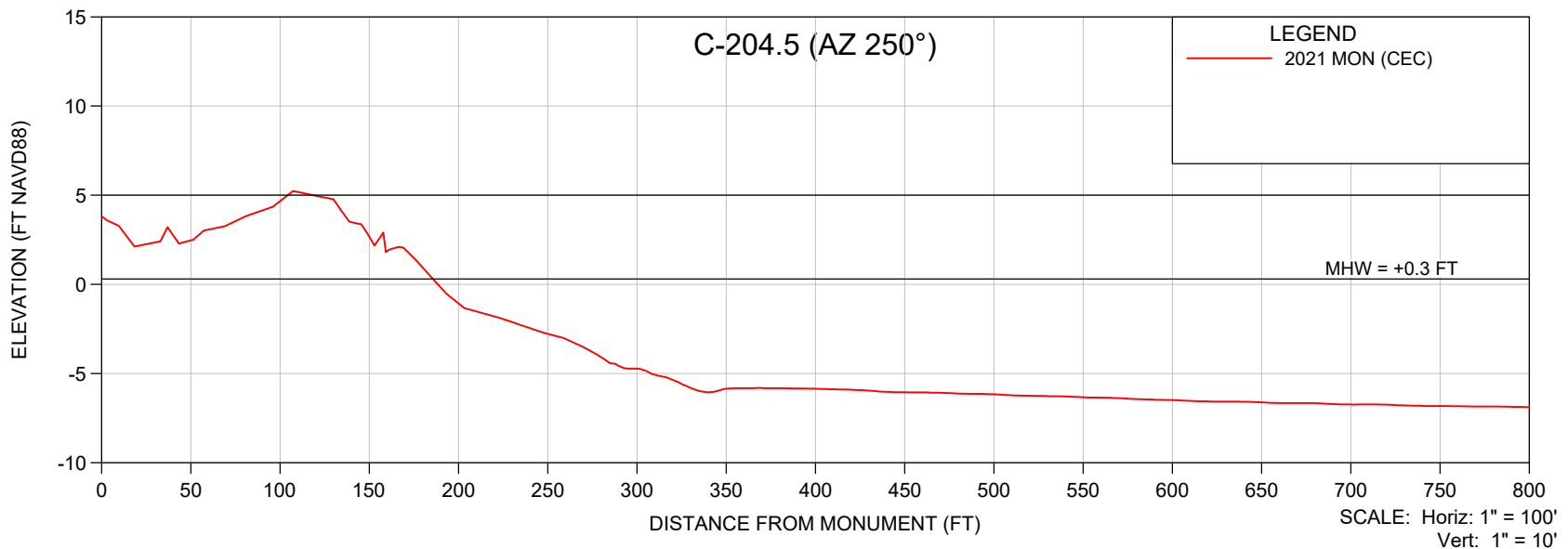
LEE COUNTY

TITLE:

R-204 (AZ 265°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102		

NO.	DATE	BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

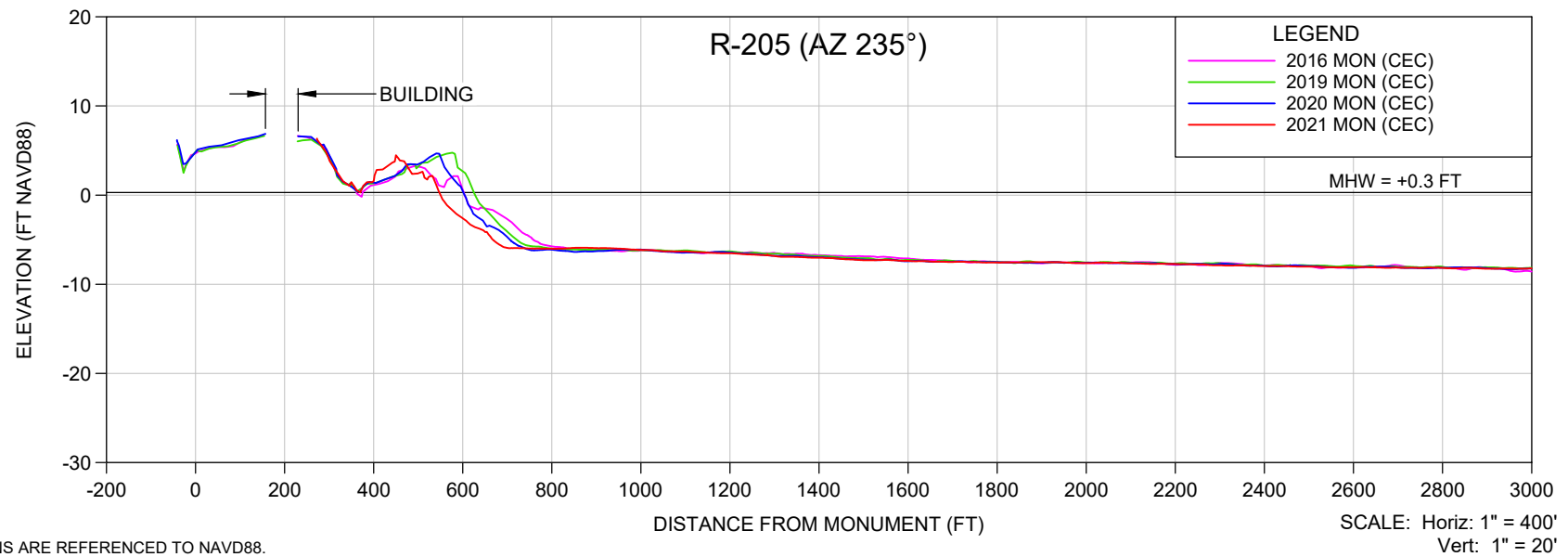
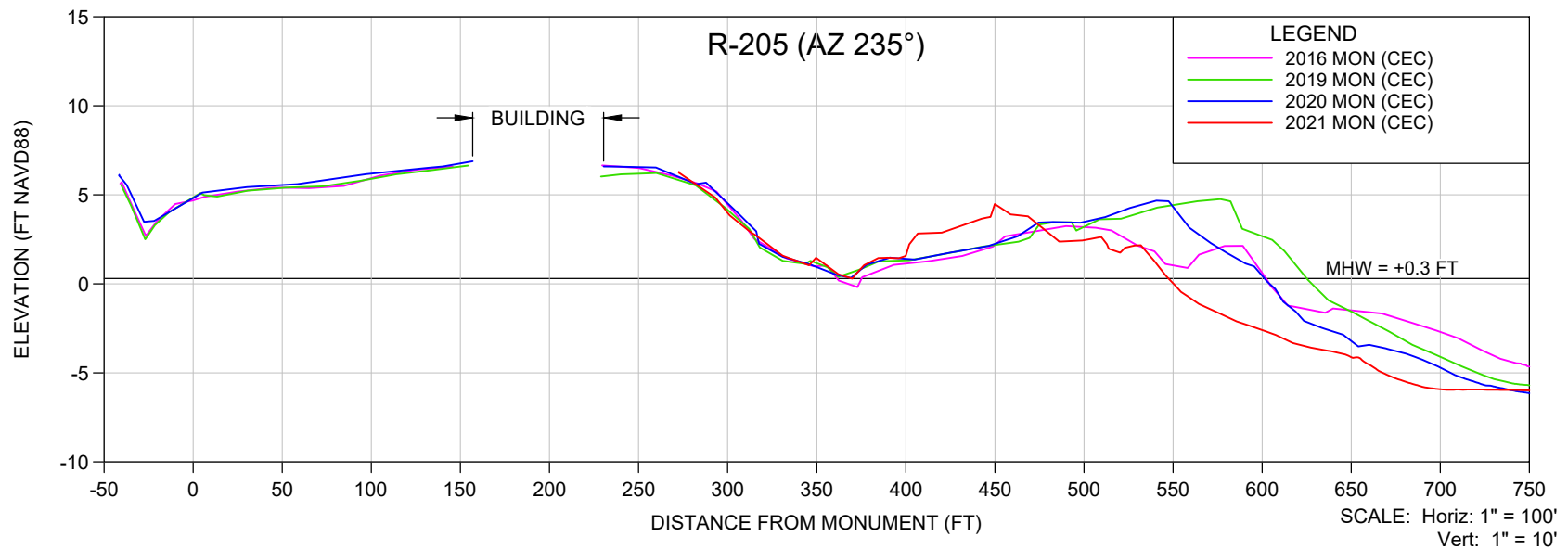
SHEET 36
FILE NO.: 21102-R204.5 AZ250

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CLIENT: **LEE COUNTY**
TITLE: **R-204.5 (AZ 250°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
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NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 37
FILE NO.: 21102-R-205 AZ235

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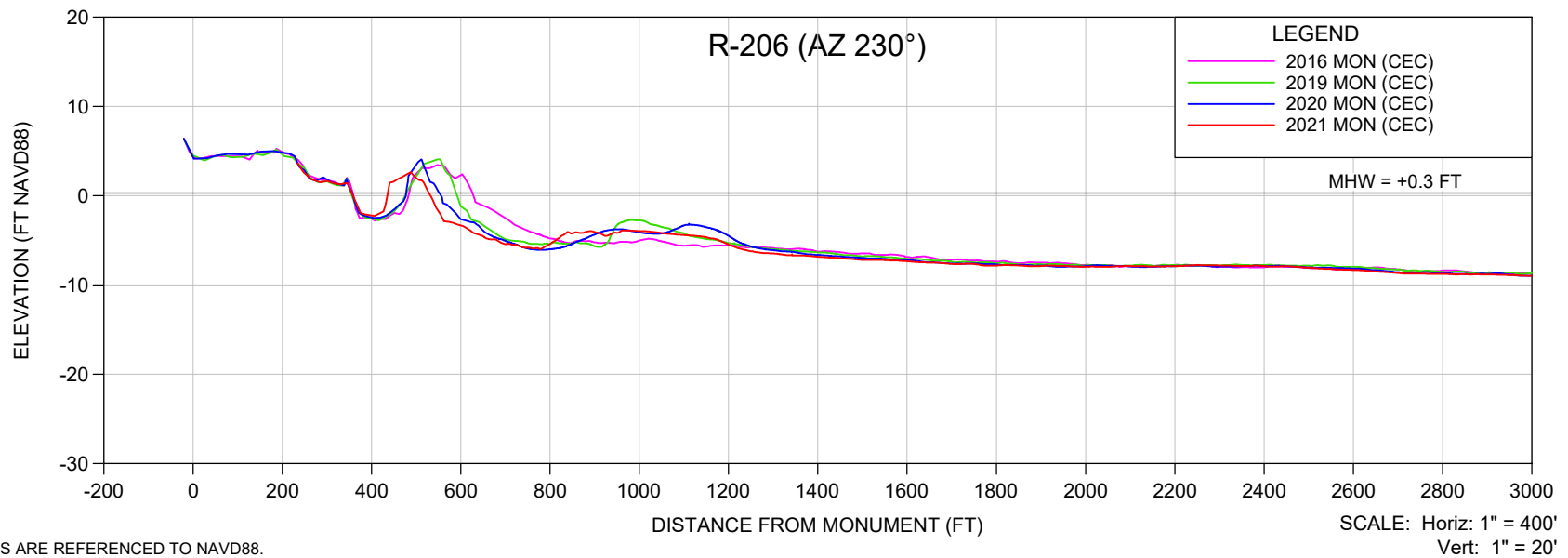
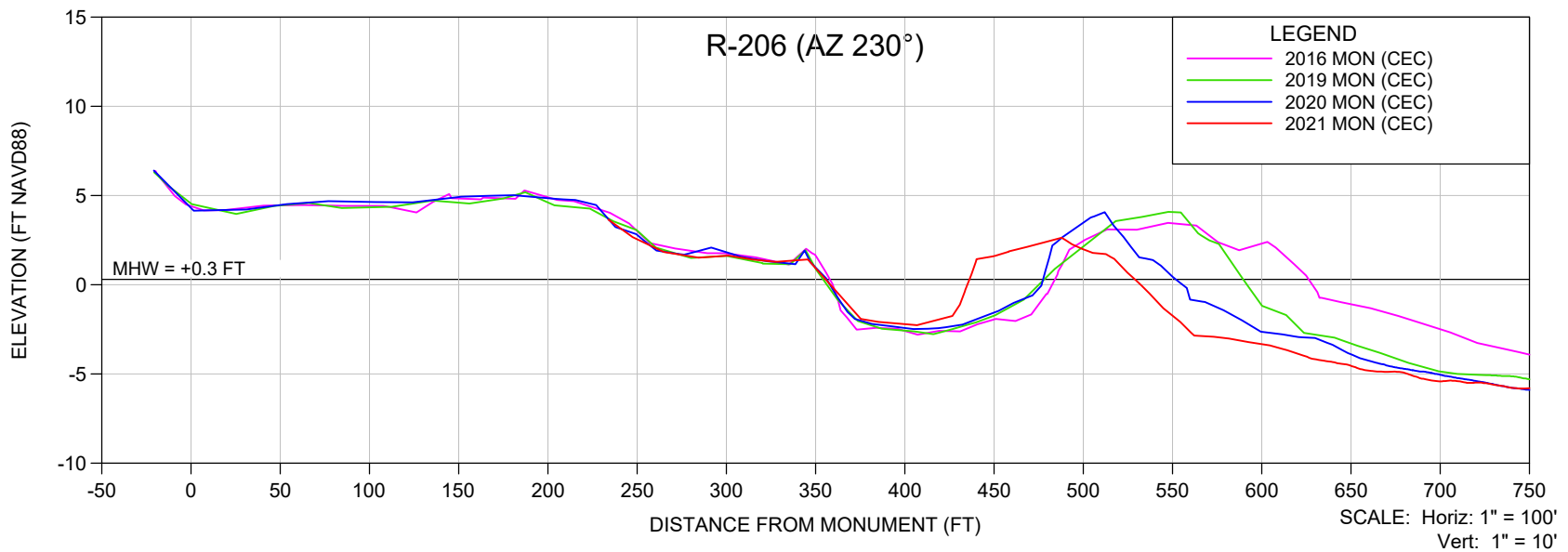
CLIENT:

LEE COUNTY

TITLE:

R-205 (AZ 235°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 38
FILE NO.: 21102-R-206 AZ230

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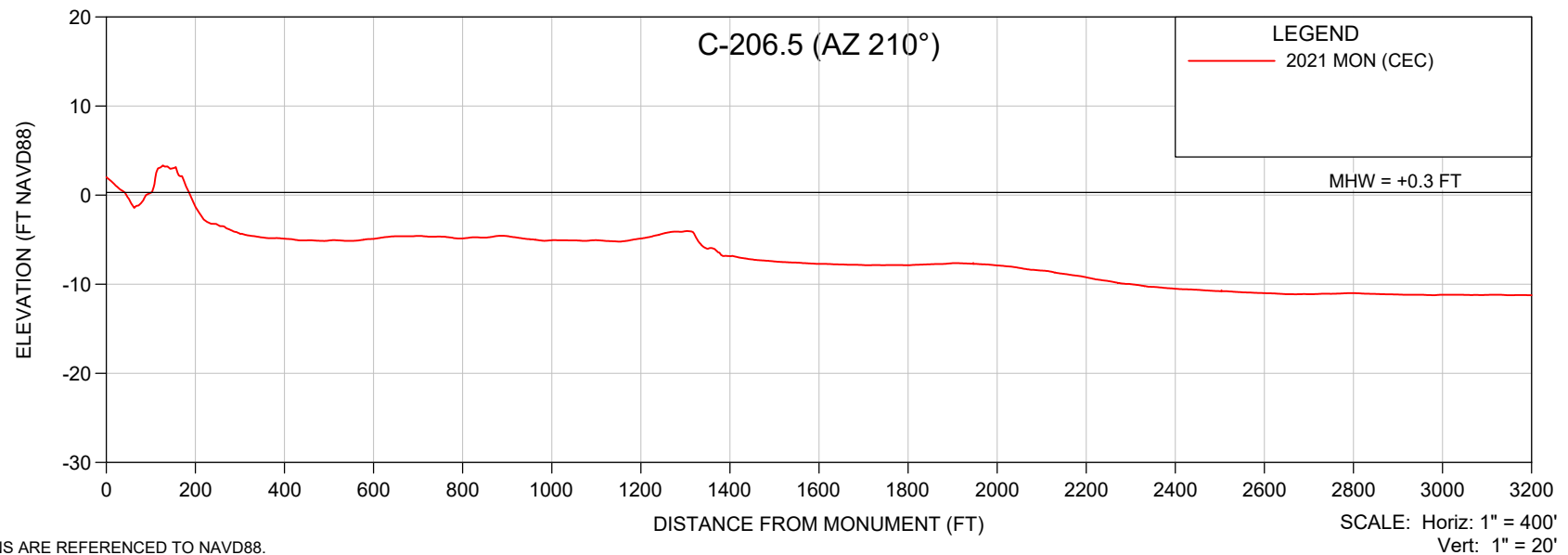
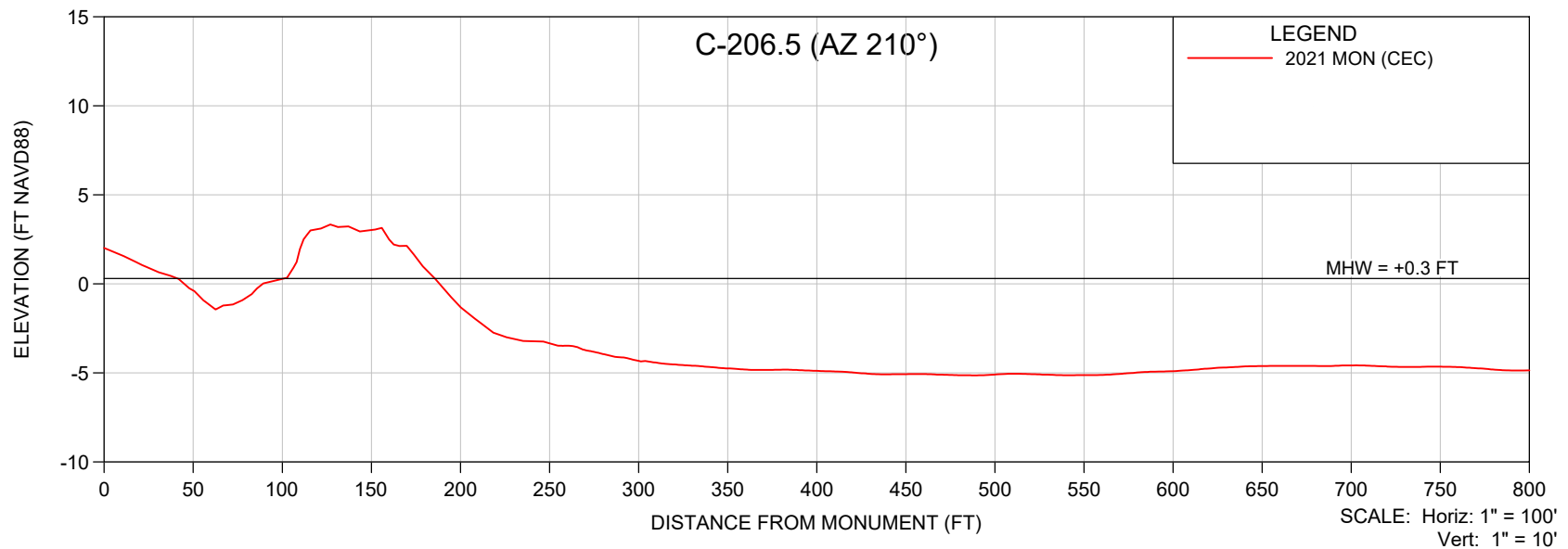
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SURVEYING: LB 2464

PHONE: (239)643-2324
FAX: (239)643-1143
www.coastalengineering.com
E-Mail: info@ceciff.com

CLIENT: **LEE COUNTY**

TITLE: **R-206 (AZ 230°) MONITORING SURVEY**

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 39
FILE NO.: 21102-R206.5 AZ11

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BONITA SPRINGS, FLORIDA 34135

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SURVEYING: LB 2464
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www.coastalengineering.com
E-Mail: info@ceciff.com

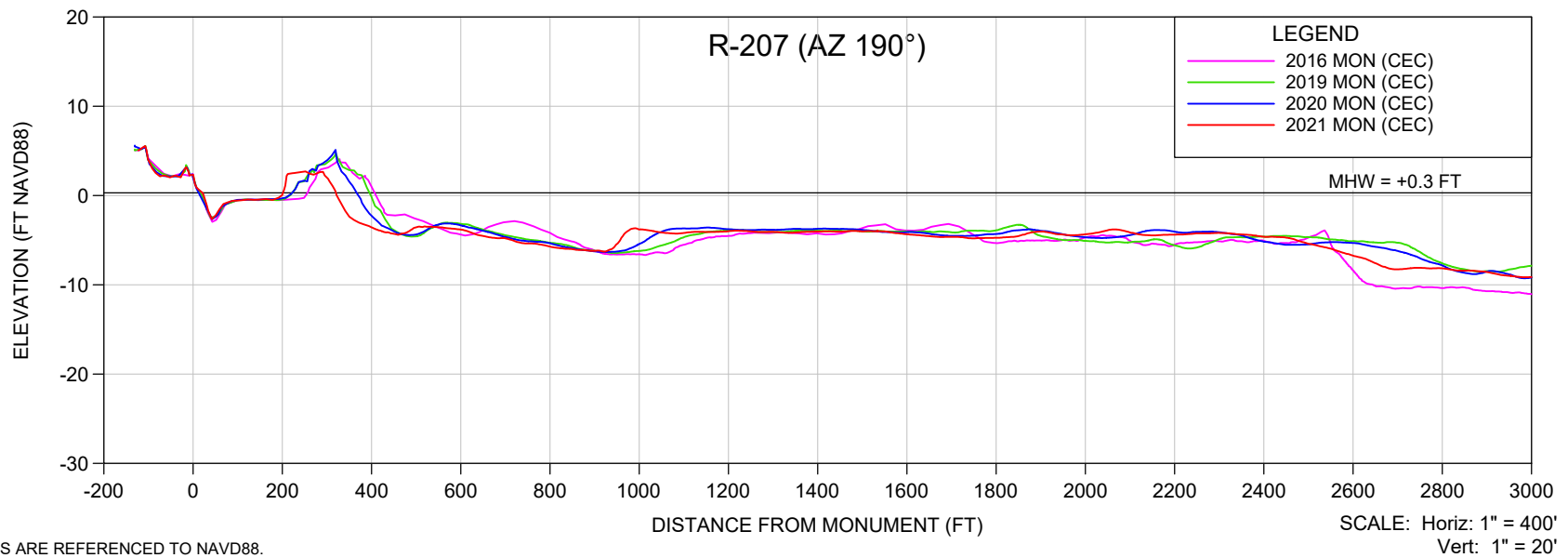
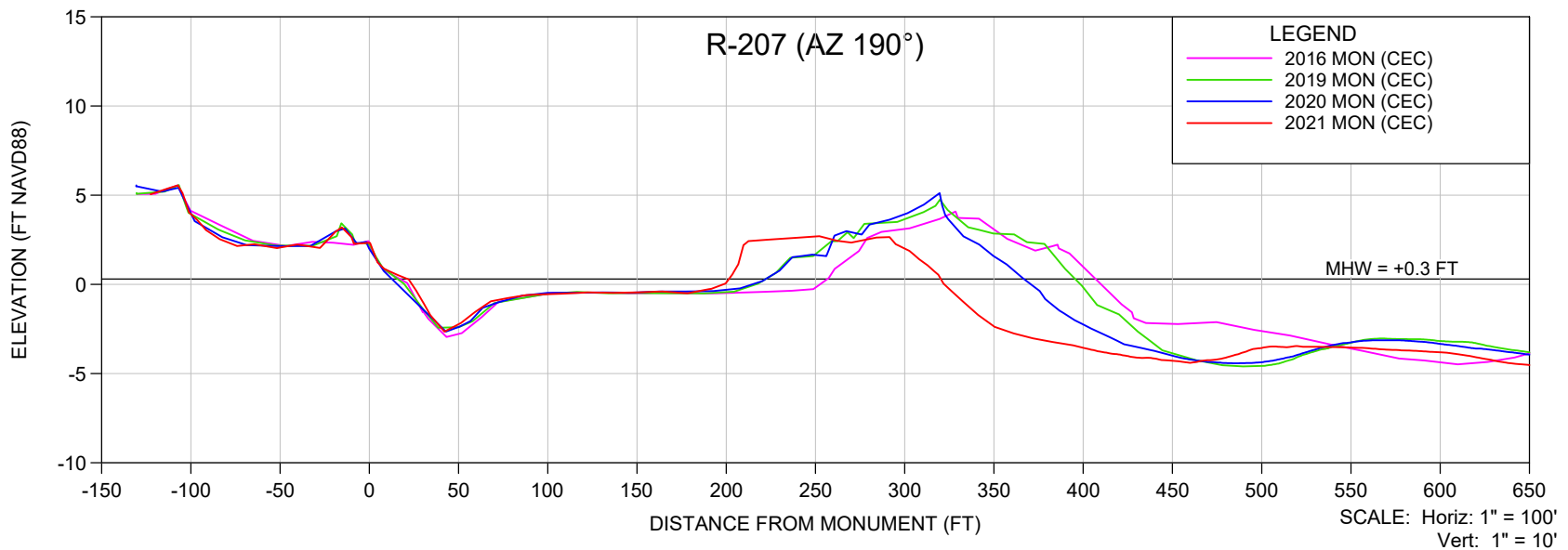
CLIENT:

LEE COUNTY

TITLE:

R-206.5 (AZ 210°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 40
FILE NO.: 21102-R-207 AZ 190°

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FAX: (239)643-1143
www.coastalengineering.com
E-Mail: info@ceciff.com

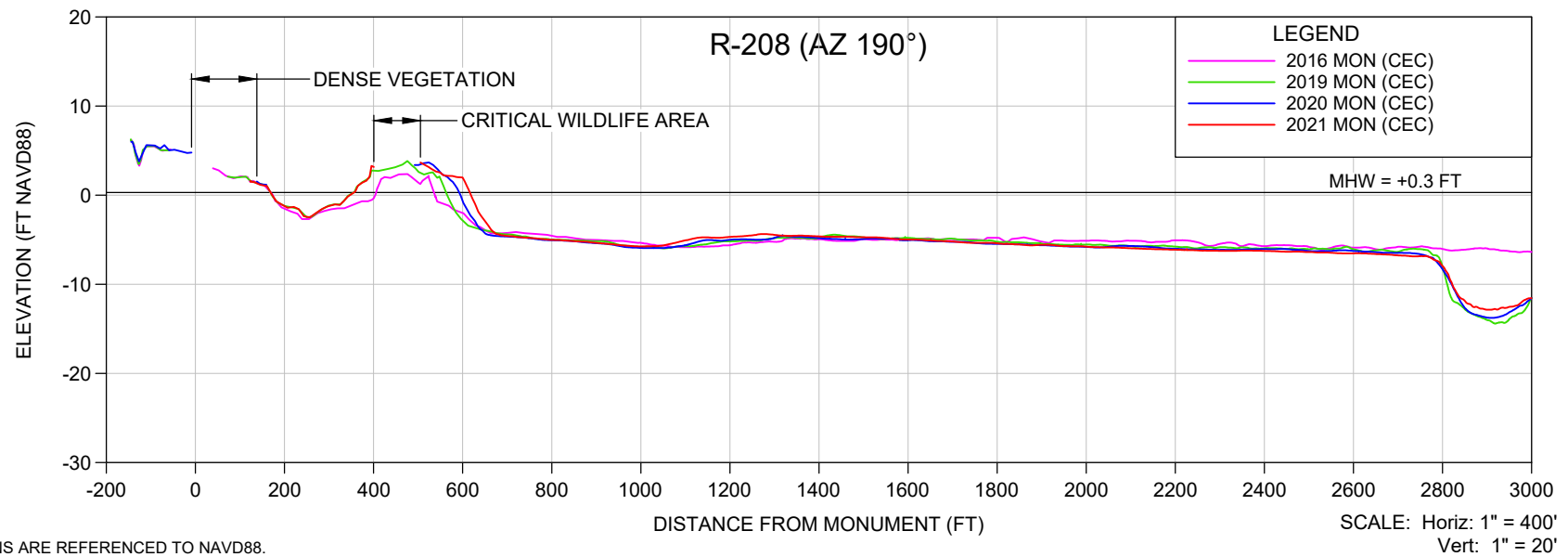
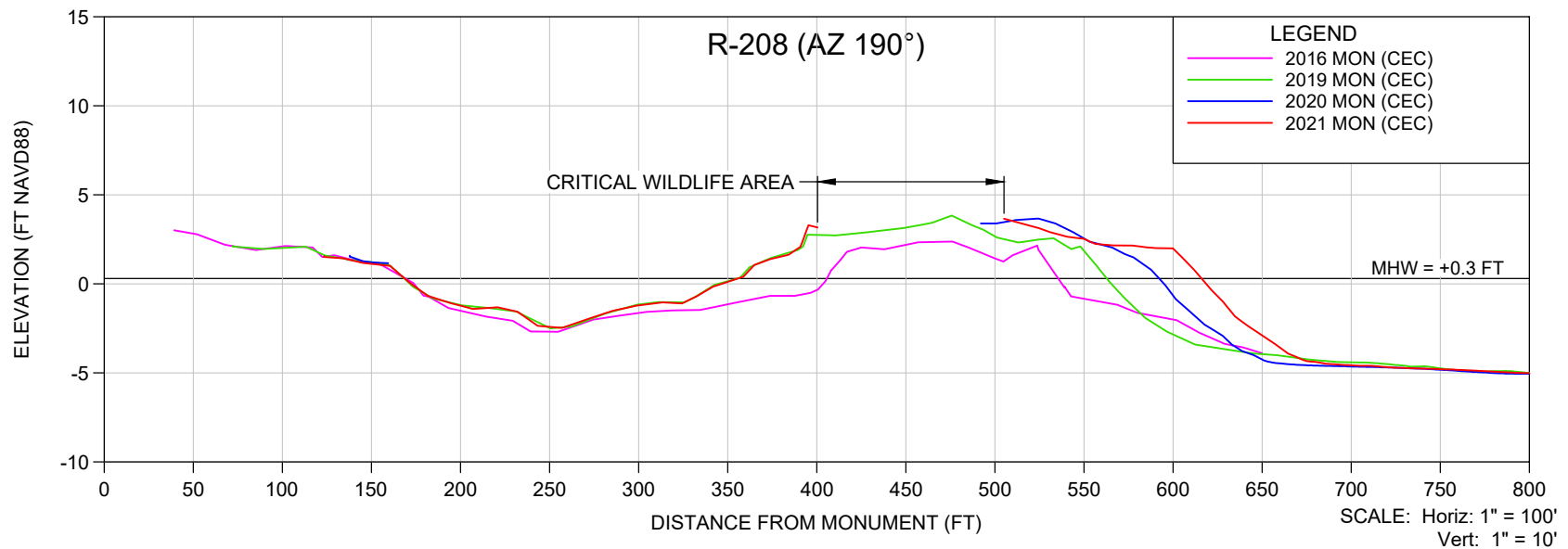
CLIENT:

LEE COUNTY

TITLE:

R-207 (AZ 190°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 41
FILE NO.: 21102-R-208 AZ 190°

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 www.coastalengineering.com
 E-Mail: info@ceciff.com

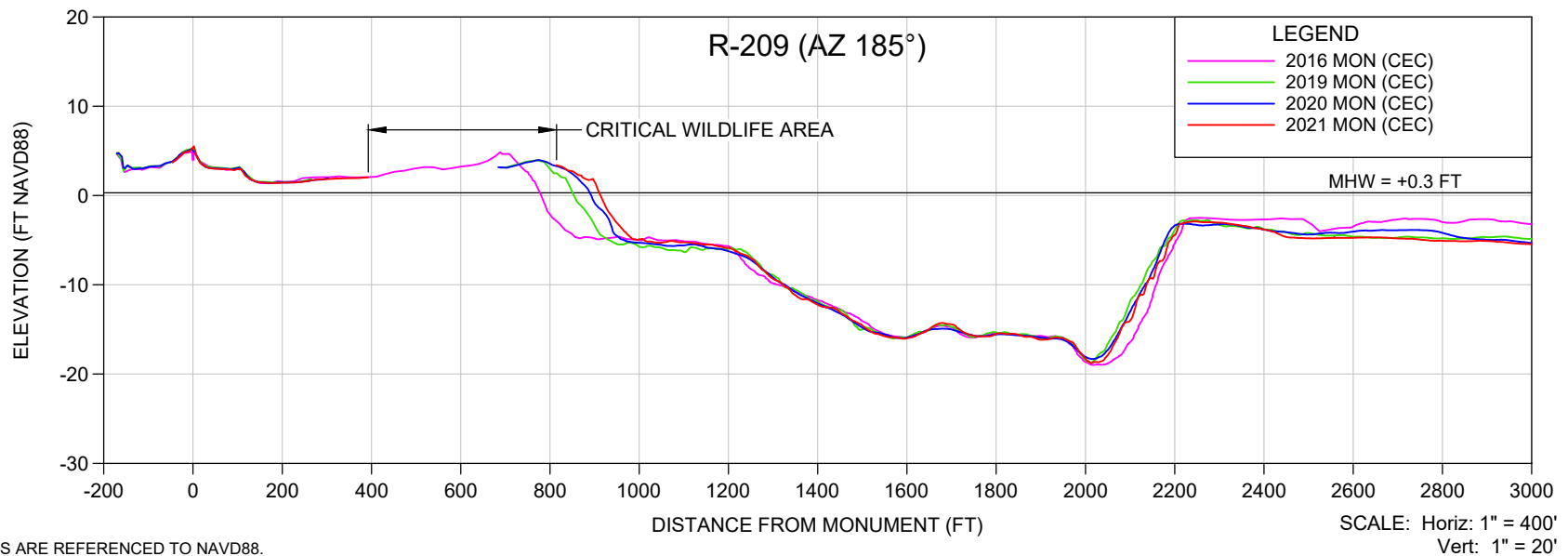
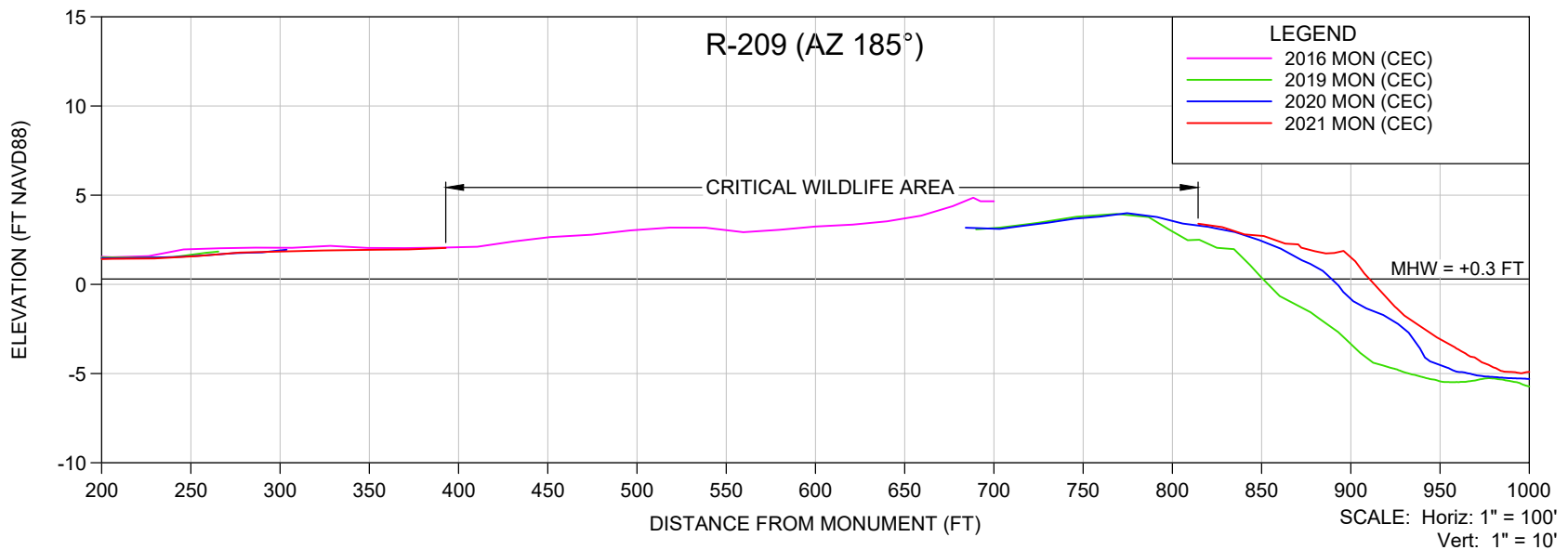
CLIENT:

LEE COUNTY

TITLE:

R-208 (AZ 190°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 42
FILE NO.: 21102-R-209 AZ 185

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 BONITA SPRINGS, FLORIDA 34135

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 www.coastalengineering.com
 E-Mail: info@ceciff.com

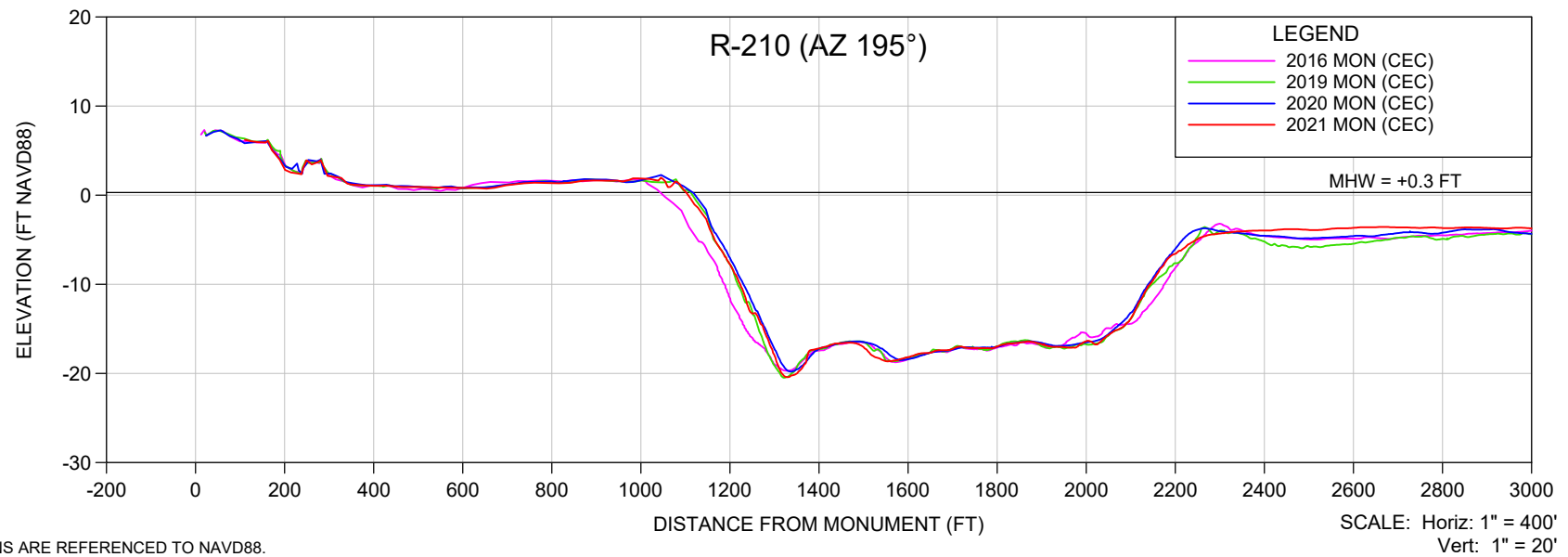
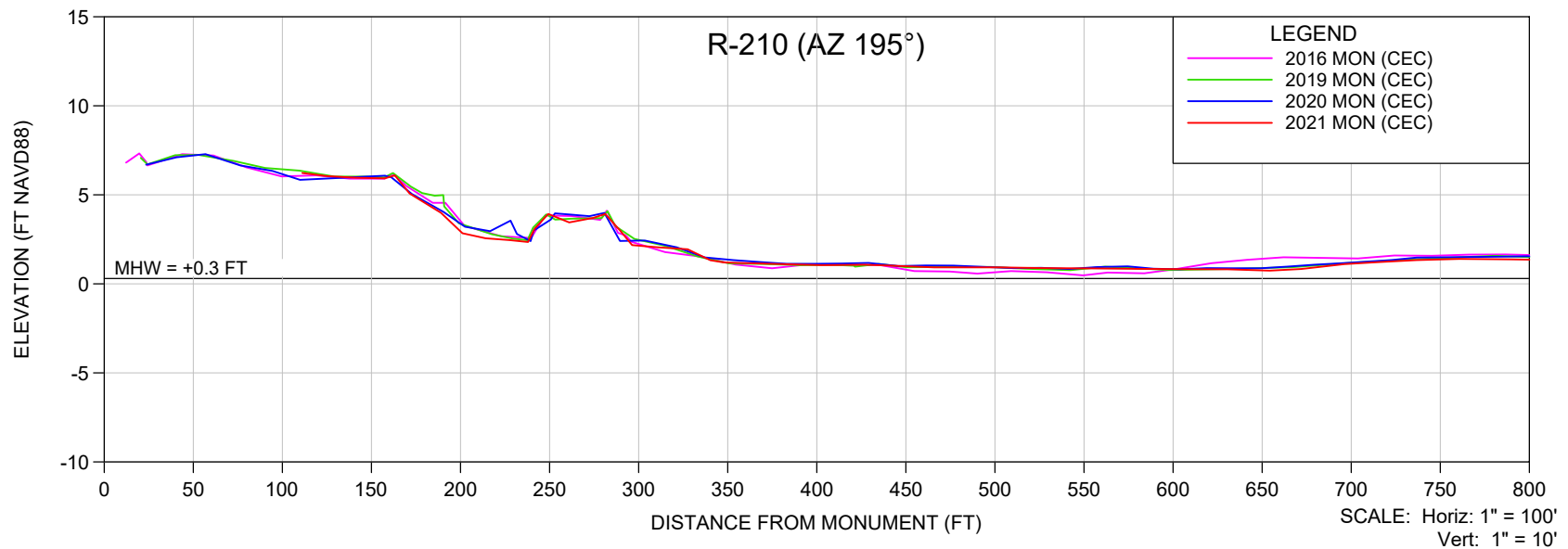
CLIENT:

LEE COUNTY

TITLE:

R-209 (AZ 185°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION



NOTES:

1. ELEVATIONS ARE REFERENCED TO NAVD88.
2. PROFILE DATA IS FROM SURVEYS BY CEC.

SHEET 43
FILE NO.: 21102-R-210 AZ 195

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FAX: (239)643-1143
www.coastalengineering.com
E-Mail: info@ceciff.com

CLIENT:

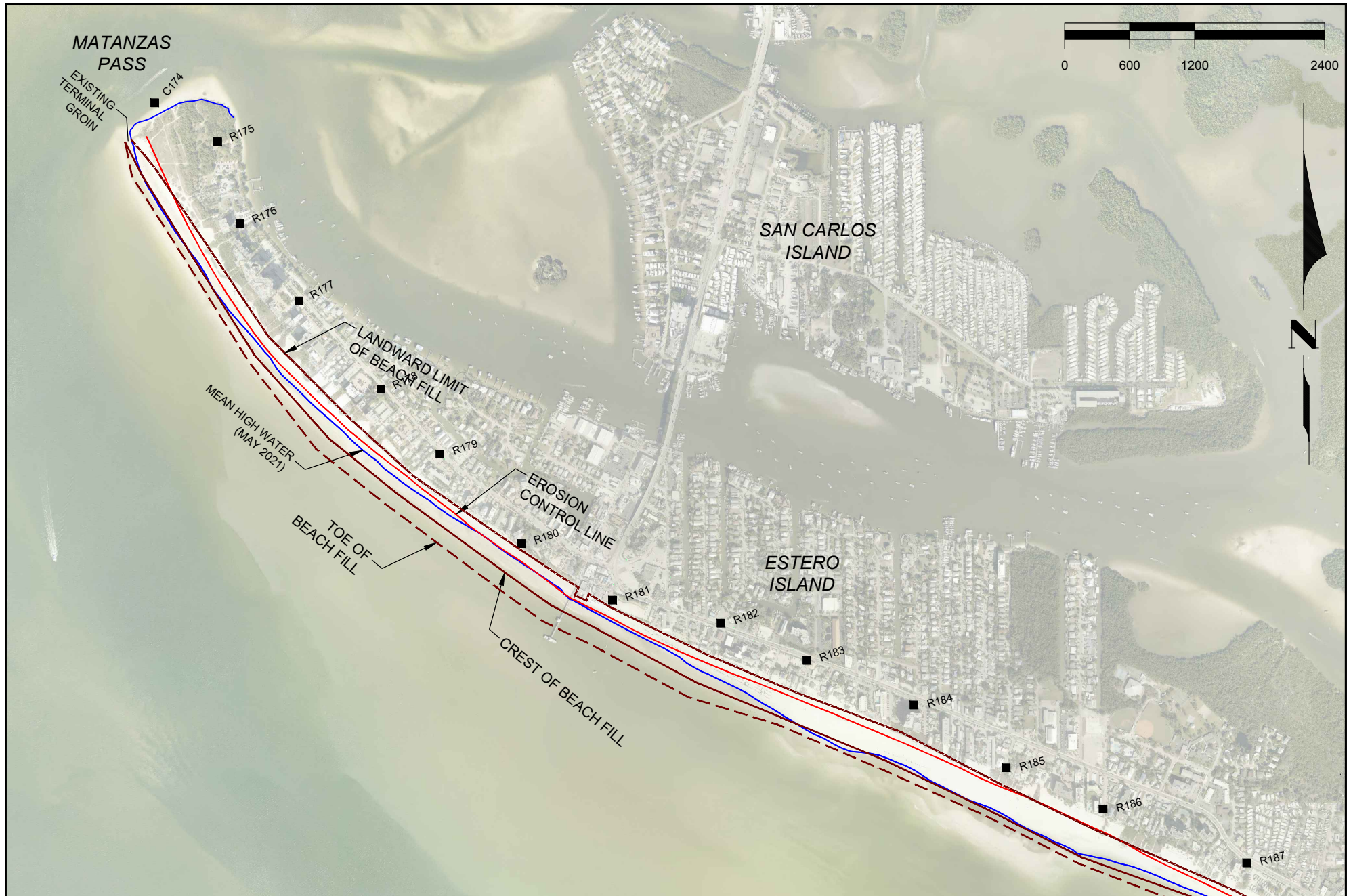
LEE COUNTY

TITLE:

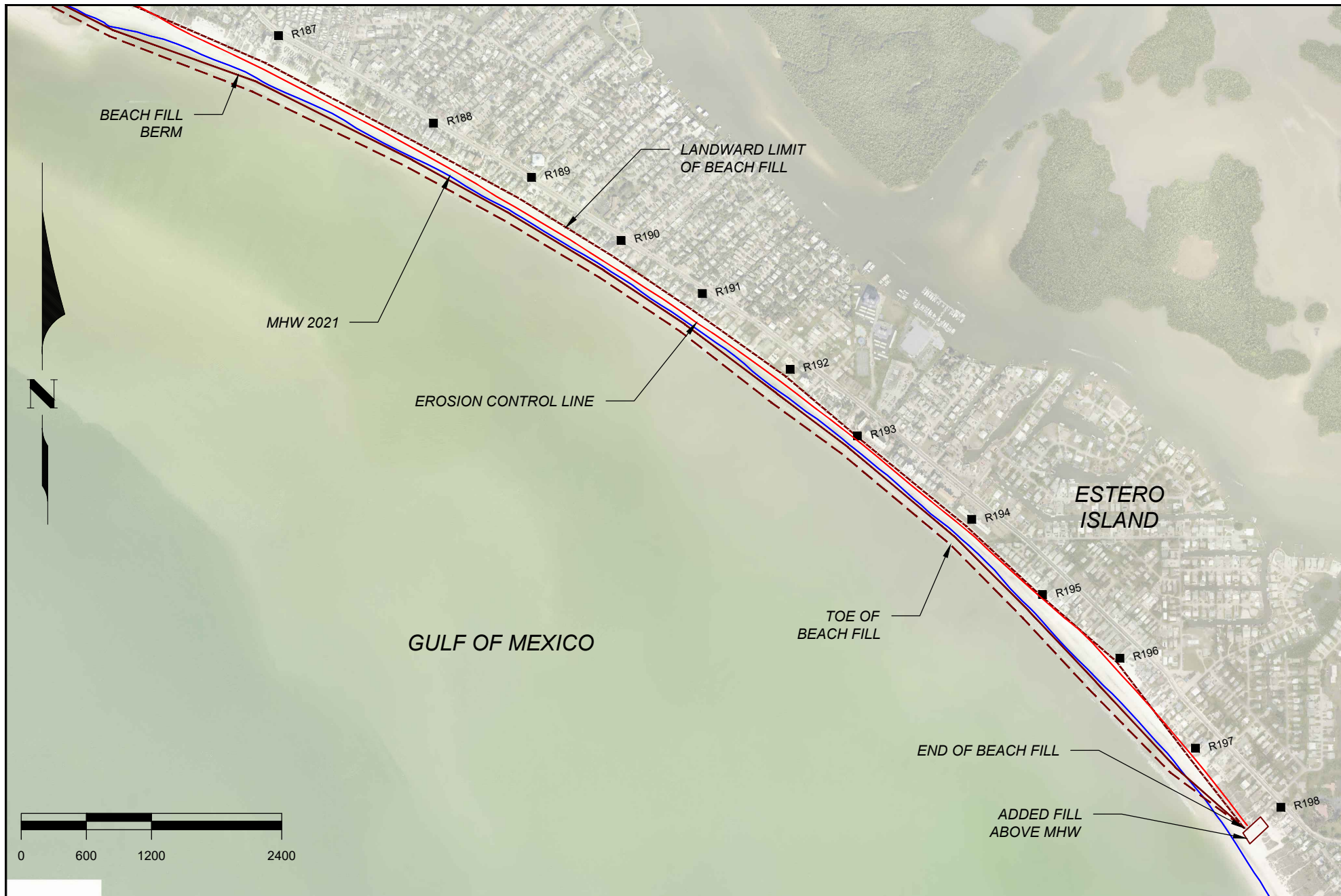
R-210 (AZ 195°) MONITORING SURVEY

DATE:	6/7/2021	SCALE:	AS SHOWN
DRAWN:	VVA	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21102 Estero Island Profiles.dwg		
REF. NO.	21.102	NO.	DATE
		BY	REVISION DESCRIPTION

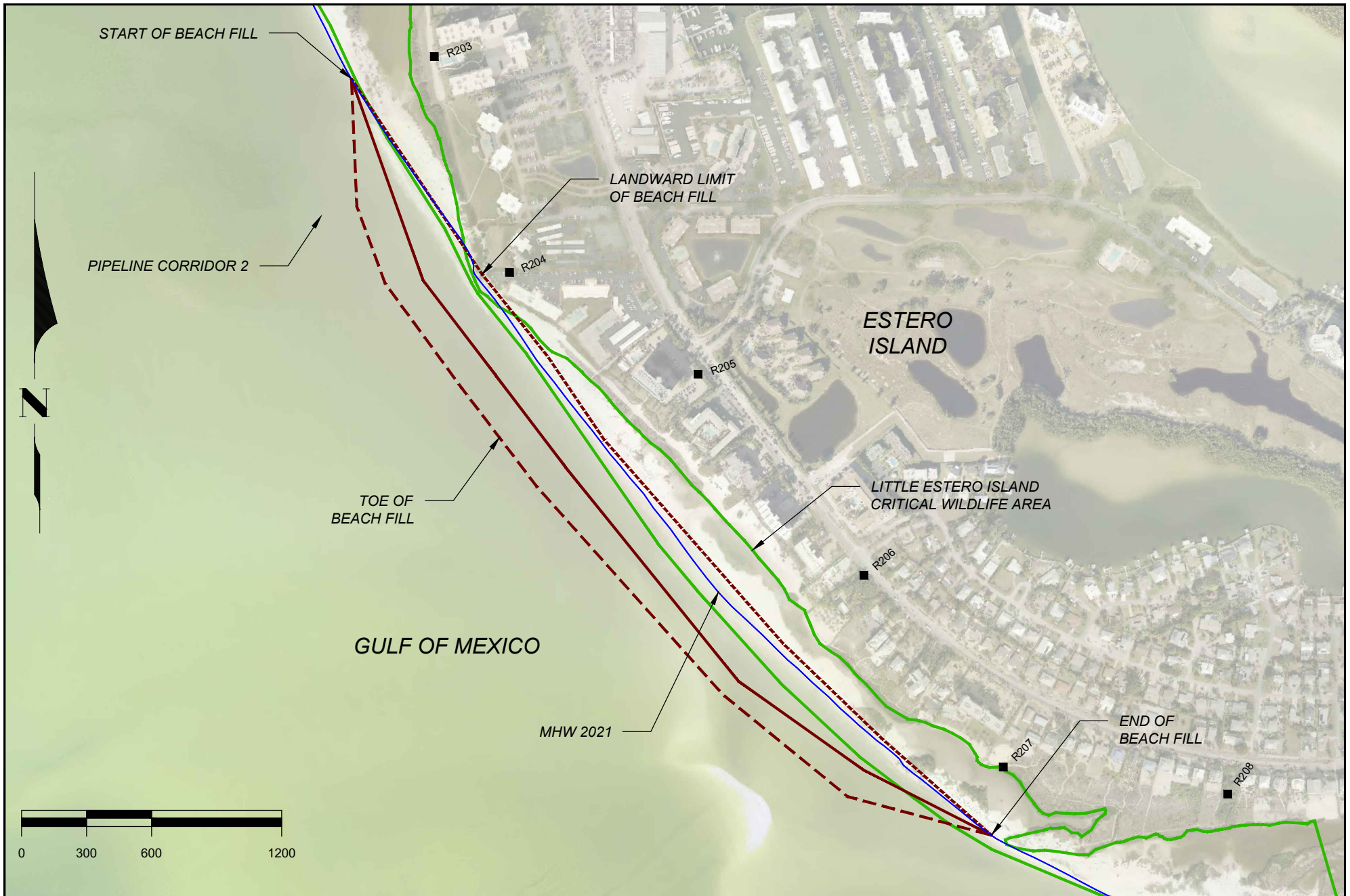
APPENDIX 2
ESTERO ISLAND FILL TEMPLATE PLANS



SHEET 4 FILE NO. 21504.4  COASTAL ENGINEERING CONSULTANTS INC. Serving Florida Since 1977 28421 BONITA CROSSINGS BLVD BONITA SPRINGS, FLORIDA 34135	COASTAL & MARINE ENGINEERING ENVIRONMENTAL & GEOLOGICAL SERVICES SURVEY AND MAPPING ENGINEERING: CA 2464 SURVEYING: LB 2464 PHONE: (239)643-2324 FAX: (239)643-1143 www.coastalengineering.com E-Mail: info@cecifl.com	CLIENT: TOWN OF FORT MYERS BEACH	DATE: 10/12/2021	SCALE: AS NOTED					
			DRAWN: KMG	F.B.					
			CHECKED: MTP	PG.					
			SEC. TWP. RNG.						
			ACAD NO. 21504-Permit-Mod-2021.dwg						
			REF. NO. 21.504						
						NO.	DATE	BY	REVISION DESCRIPTION



SHEET 6 COASTAL ENGINEERING CONSULTANTS INC. Serving Florida Since 1977 28421 BONITA CROSSINGS BLVD BONITA SPRINGS, FLORIDA 34135	COASTAL & MARINE ENGINEERING ENVIRONMENTAL & GEOLOGICAL SERVICES SURVEY AND MAPPING ENGINEERING: CA 2464 SURVEYING: LB 2464 PHONE: (239)643-2324 FAX: (239)643-1143 www.coastalengineering.com E-Mail: info@cecifl.com	CLIENT:	TOWN OF FORT MYERS BEACH	DATE:	10/12/2021	SCALE:	AS NOTED				
		TITLE:	BEACH FILL PLAN VIEW (R187-R198)	DRAWN:	KMG	F.B.					
				CHECKED:	MTP	PG.					
				SEC.	TWP.	RNG.					
				ACAD NO.	21504-Permit-Mod-2021.dwg						
				REF. NO.	21.504			NO.	DATE	BY	REVISION DESCRIPTION



SHEET 10
FILE NO.: 21504-10

**COASTAL
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SURVEYING: LB 2464

PHONE: (239)643-2324
FAX: (239)643-1143
www.coastalengineering.com
E-Mail: info@cecifl.com

CLIENT:

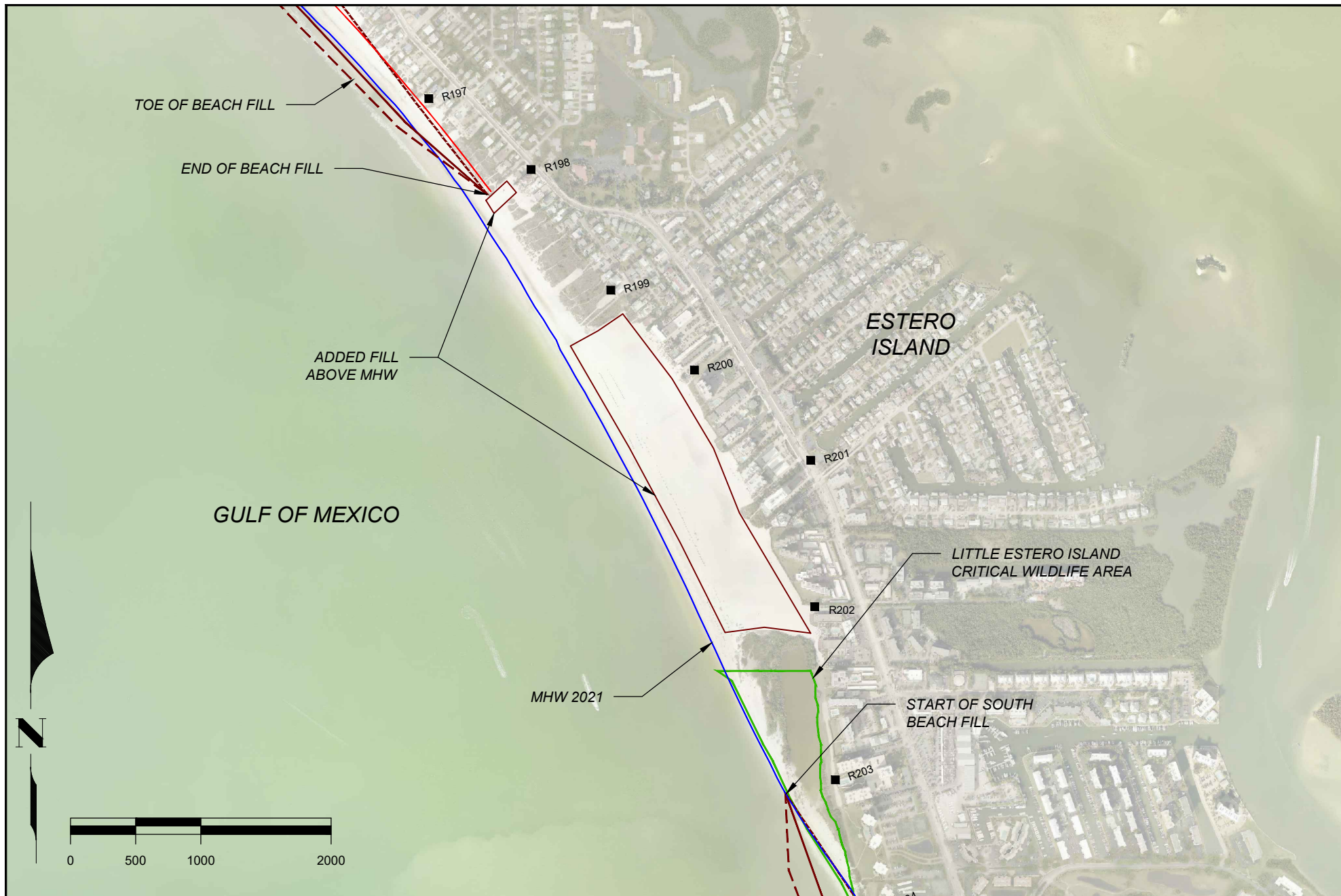
TOWN OF FORT MYERS BEACH

TITLE:

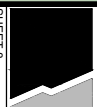
**SOUTH FILL
PLAN VIEW
(R203-R207)**

DATE:	10/12/2021	SCALE:	AS NOTED
DRAWN:	KMG	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21504-Permit-Mod-2021.dwg		
REF. NO.	21.504		

NO.	DATE	BY	REVISION DESCRIPTION



SHEET 8



**COASTAL
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SURVEYING: LB 2464

PHONE: (239)643-2324
FAX: (239)643-1143
www.coastalengineering.com
E-Mail: info@cecifl.com

CLIENT:

TOWN OF FORT MYERS BEACH

TITLE:

**UPLAND FILL
PLAN VIEW**

DATE:	10/12/2021	SCALE:	AS NOTED
DRAWN:	KMG	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	21504-Permit-Mod-2021.dwg		
REF. NO.	21.504		

NO.	DATE	BY	REVISION DESCRIPTION

1. **Requested Motion:**

Meeting Date: March 21, 2022

Special Event Application for Private Anniversary Party at Newton Beach Park on May 29, 2022

Why the action is necessary:

Council approval is required when alcohol is requested to be on the premises of Town Property.

What the action accomplishes:

Allows the anniversary party to take place on premises.

2. **Agenda:**

CONSENT AGENDA

3. **Requirement/Purpose:**

4. **Submitter of Information:**

5. **Background:**

Approval of a Special Event Application is required for alcohol to be served at Newton Beach Park.

Attachments:

1. 220216 Baack Rental Newton 2022

Financial Impact:

Rental fees will be collected for the event if approved.

6. **Alternative Action**

To not approve

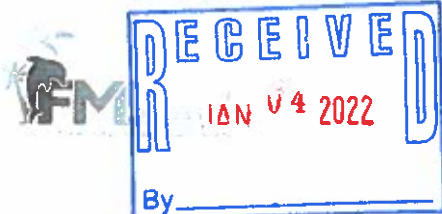
7. **Management Recommendations:**

To approve application.

8. **Recommended Approval:**

Alison Giesen, Director of Cultural, Parks & Recreation
Alison Giesen, Director of Cultural, Parks & Recreation
John R Herin Jr, Town Attorney
Amy Baker, Town Clerk
Roger Hernstadt, Town Manager

Created/Initiated - 3/14/2022
Approved - 3/14/2022
Approved - 3/16/2022
Approved - 3/16/2022
Final Approval - 3/16/2022



Town of Fort Myers Beach

2525 Estero Boulevard, Fort Myers Beach, Florida 33931
Tel: (239) 765-0202 Fax: (239) 765-0909 Email: Specialevents@fmb.gov



Name of event

Anniversary Party

Attach separate sheet of paper with detailed description of event

Date(s) and times of event

Sunday, May 29, 2022

Address of event

Newton Beach Park + Cottage

Expected # of participants/attendees

75-100

Sponsoring Organization

n/a

Organization address

n/a

Contact Person/Phone#

Rebecca Baack 651-592-7855

E-mail

Becca129@msn.com

Amplified Music Y ☐ N ☒

500 Ft Notifications

Copy of Letter

Renting Town Property Y ☒ N ☐

Renting Parking Spaces Y ☐ N ☒

How many Spaces?

How many hours

Extension of Premises? Y ☐ N ☐

ABT Form

How many days?

(Over 3 days needs to go to Council)

Letters of Permission to use Property

Letters of Permission to use Parking

Parking Plan

Site Plan

Insurance

(Naming Town of FMB as Certificate Holder)

Requesting Water Y ☐ N ☐

Electric Y ☐ N ☐

Requires Council Approval:

Waiver of open container Y ☒ N ☐

Waiver of Town parking fees Y ☐ N ☒

Waiver of Noise Ordinance Y ☐ N ☒

Recurring Event Y ☐ N ☒

Applicant Signature

Rebecca Baack

Printed Name

Rebecca Baack

This permit is subject to the applicant meeting all requirements contained in Fort Myers Beach Code of Ordinance Book Part 2 Chapter 22 and in compliance with all items in the special event application.

Applicant to Complete:

Company managing trash removal: To be determined

No. of dumpsters: _____ **Type of dumpsters:** _____

Who is responsible for clean-up and payment: Rebecca Brack

City right-of-way Parking Use: _____ **Number of spaces:** _____

To be completed by Town Hall employees:

FMB Public Works:

Public Works remarks: _____

Approval: _____ **Date:** _____

FMB Environment Science: Tel (239)765-0202 Fax (239)765-0909

FMB Environmental Sciences remarks: See Attached

Approval: _____ **Date:** _____



: 02/22/2022

Permit #: 220216

Permit Date: 01/04/2022

Review Date: 02/10/2022

Permit Type:

Review Type: SEP-Environmental

Target Date: 02/11/2022

Scheduled Time: 00:00

Completed Date: 02/17/2022

Description:

Review Status: REVIEWED W/CONDITIONS

Assigned To: Chadd Chustz

Time In: 00:00

Time Out: 00:00

Hours: 0.0

Property Information

Parcel#: 294624W30080H0010

TOWN OF FORT MYERS BEACH FINANCE DEPT

4650 ESTERO BLVD

Zoning: CPDLot: 0010Block: 0080H

TOWN OF FORT MYERS BEACH FINANCE DEPT

2525 ESTERO BLVD

FORT MYERS BEACH, FL 33931



: 02/22/2022

Permit #: 220216

Permit Date: 01/04/2022

Review Date: 02/10/2022

Permit Type:

Review Type: SEP- Fire Review

Target Date: 02/11/2022

Scheduled Time: 00:00

Completed Date: 02/14/2022

Description:

Review Status: REVIEWED FOR COMPLIANCE

Assigned To: Jennifer Campbell

Time In: 00:00

Time Out: 00:00

Hours: 0.0

Property Information

Parcel#: 294624W30080H0010

TOWN OF FORT MYERS BEACH FINANCE DEPT

4650 ESTERO BLVD

Zoning: CPDLot: 0010Block: 0080H

TOWN OF FORT MYERS BEACH FINANCE DEPT

2525 ESTERO BLVD

FORT MYERS BEACH, FL 33931

FORT MYERS BEACH FIRE DEPT

17891 San Carlos Blvd – 3rd Floor, Fort Myers Beach, FL 33931

Tel (239) 590-4210

Fax (239) 463-6761

Fire Guards: (how many?) 0

Fee: _____

Flammable Vegetation: _____

First Aid Equipment: _____

Fire Extinguishing Equipment: _____

Special Arrangements: _____

Print Name_____
Approval Signature_____
Date

prevention@fmbfire.org – For Fire Department Handbook and additional application.

LEE COUNTY SHERIFF'S DEPT

15650 Pine Ridge Road, Fort Myers, FL 33908

Tel (239) 477-1830

Fax (239) 432-0268

Parking: All parking will be in authorized areas only and the right of way must not be at any time. Anyone walking to/from event must use all established walk-ways, paths, & pedestrian crossings.

Deputies (how many?) LCSO will not be staffing this event with extra duty detail deputies.

Traffic Control: _____

Fees: None.

Special Arrangements: Any amplified sound must adhere to the Town of FMB noise ordinances. This is a public park and any arrangements for rental of the park or its facilities is between the event coordinator & the Town of FMB. LCSO will not be responsible for closing the park to the public. Permission to consume alcohol within the confines

of the park is being sought through the Town of Ft Myers Beach through permitting process and event coordinator will be responsible for working with the Town of Ft Myers Beach to adhere to any approval contingencies that the

Town of Ft Myers Beach declares.

Steven Brady
Print NameCapt. Steven Brady
Approval Signature1/18/22
Date

September 27, 2021



: 02/14/2022

Permit #: 220216

Permit Date: 01/04/2022

Review Date: 02/10/2022

Permit Type:

Review Type: SEP- Fire Review

Target Date: 02/11/2022

Scheduled Time: 00:00

Completed Date: 02/14/2022

Description:

Review Status: REVIEWED FOR COMPLIANCE

Assigned To: Jennifer Campbell

Time In: 00:00

Time Out: 00:00

Hours: 0.0

Property Information

Parcel#: 294624W30080H0010

TOWN OF FORT MYERS BEACH FINANCE DEPT

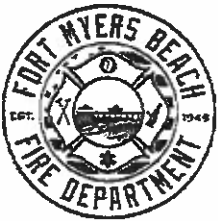
4650 ESTERO BLVD

Zoning: CPDLot: 0010Block: 0080H

TOWN OF FORT MYERS BEACH FINANCE DEPT

2525 ESTERO BLVD

FORT MYERS BEACH, FL 33931



FORT MYERS BEACH FIRE DEPARTMENT

100 VOORHIS STREET · FORT MYERS BEACH, FLORIDA 33931
MAILING ADDRESS: POST OFFICE BOX 2880 · FORT MYERS BEACH, FLORIDA 33932

Special Events Application and Guidebook

Event Type:

☒ Small Outdoor/Indoor Event	☐ Large Outdoor/Indoor Event	☐ Firework Display
Date of Application:		Date of Event: <u>MAY 29, 2022</u>
Location: <u>Newton Beach Park and Cottage</u>		
Event Start Date/Time: <u>5-29-2022 1pm</u>		Event End Date/Time: <u>5-29-22 9pm</u>
Setup Date: <u>5-29-2022</u>	Setup Time: <u>1pm</u>	Inspection Time:
Event Sponsor: <u>N/A</u>		
Sponsor Contact:	Sponsor Phone #:	Sponsor Email:
Anticipated Number of Attendees: <u>75-100</u>	Anticipated Number of Event Workers: <u>3</u>	
Will there be carnival or mechanical rides: <u>NO</u>	Number of Stages: <u>0</u>	
Total Number of Vendors: <u>1</u>	Total Number of Hot Food Vendors: <u>1</u>	
Number of Tents larger than 20 x 20: <u>0</u>	Number of 10 x 10 Tents: <u>0</u>	

Every vendor with a booth will receive a fire inspection and is responsible for paying an inspection fee. Please list the contact information for the responsible party below.

Please Note: If the event sponsor elects not to pay the vendor's inspection fee, a list of vendors with full contact information must be provided to the Fort Myers Beach Fire Department. This information will include contact name, number, and e-mail. All inspection fees will be due at time of service. All fees must be paid prior to releasing any permit.

Event applications submitted less than thirty (30) days prior to the event will be subject to additional fees. An expedited review may be requested and will be based upon availability, additional fees will apply.

Applications shall include the following:

- A legible site plan to include proposed layout of the event; fire hydrant locations; fire/emergency access; and distances to any structures.
- A life safety evaluation may be required based on the size of the event in accordance with the fire code.
- All vendors should review FMBFD guidelines, on our website at www.FMBFire.org
- Failure to comply with requirements of the FMBFD may result in additional fees and/or shutdown of the vendor(s).

Submitting Party Name (Print) <u>Rebecca Baack</u>		Administrative Use Only	
Submitting Party Name (Sign) <u>Rebecca Baack</u>		Date Received:	Received By:
Date: <u>1/11/2022</u>		Fees Due:	Paid: ☐
		Forwarded for Review:	



FORT MYERS BEACH FIRE DEPARTMENT

100 VOORHIS STREET · FORT MYERS BEACH, FLORIDA 33931
MAILING ADDRESS: POST OFFICE BOX 2880 · FORT MYERS BEACH, FLORIDA 33932

Special Events Application and Guidebook

Event Type:

☒ Small Outdoor/Indoor Event	☐ Large Outdoor/Indoor Event	☐ Firework Display
Date of Application:		Date of Event: <u>May 29, 2022</u>
Location: <u>Newton Beach Park and Cottage</u>		
Event Start Date/Time: <u>5-29-2022 1pm</u>		Event End Date/Time: <u>5-29-22 9pm</u>
Setup Date: <u>5-29-2022</u>	Setup Time: <u>1pm</u>	Inspection Time:
Event Sponsor: <u>n/a</u>		
Sponsor Contact:	Sponsor Phone #:	Sponsor Email:
Anticipated Number of Attendees: <u>75-100</u>	Anticipated Number of Event Workers: <u>3</u>	
Will there be carnival or mechanical rides: <u>no</u>	Number of Stages: <u>0</u>	
Total Number of Vendors: <u>1</u>	Total Number of Hot Food Vendors: <u>1</u>	
Number of Tents larger than 20 x 20: <u>0</u>	Number of 10 x 10 Tents: <u>0</u>	

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- All vendors should review FMBFD guidelines, on our website at www.FMBFire.org
- Failure to comply with requirements of the FMBFD may result in additional fees and/or shutdown of the vendor(s).

Submitting Party Name (Print) <u>Rebecca Baack</u>	Administrative Use Only	
Submitting Party Name (Sign) <u>Rebecca Baack</u>	Date Received:	Received By:
Date: <u>1/11/2022</u>	Fees Due:	Paid: ☐
	Forwarded for Review:	

1. Requested Motion:

Meeting Date: March 21, 2022

Approve/Approve with Conditions/Deny Resolution 22-12, granting a Special Exception authorizing the extension of use of the restaurant's COP to allow service to an outside area (830 sq ft) within 500 feet of a dwelling unit at Charley's Boathouse.

Why the action is necessary:

LDC Sec. 34-1264(b)(1)a, a COP for outdoor dining within 500ft of a dwelling unit needs to be approved by Town Council

What the action accomplishes:

It will allow the restaurant to serve alcohol to customers in an 830 sq ft outdoor dining area withing 500 ft. of multiple residential dwellings.

2. Agenda:

PUBLIC HEARINGS

3. Requirement/Purpose:

LDC Sec. 34-1264(a)(2): A special exception is required for any establishment providing outdoor seating areas for its patrons consuming alcoholic beverages, within 500 feet of a residential dwelling unit under separate ownership.

4. Submitter of Information:

5. Background:

Paul Joeckel, the applicant for the property located 6241 Estero Blvd, is requesting a special exception to extend Charley's Boat House Grill & Wine Bar's COP to include an outside area, 830 square feet, within 500 feet of a residential dwelling unit. Currently, the restaurant is allowed to serve alcohol inside per the Town's Land Development Code (LDC). LDC Sec. 34-1264 allows restaurants to serve alcohol through an administrative approval process, if the restaurant is in compliance with regulations regarding the services and sales of alcohol and food. Charley's Boat House Grill & Wine Bar is in compliance with all of the Town's regulations for the indoor sale and consumption of alcohol as part of the restaurant.

Per Section 34-1264(a)(2)2 of the LCD, a special exception is required for service of alcohol in an outdoor seating area within 500 feet of a residential dwelling unit. The proposed location of the outdoor dining area where alcohol is proposed to be sold and consumed is within 500 feet of multiple residences and therefore a special exception is required.

The staff recommend approval with conditions, which includes restaurant hours and limitations on amplified music and entertainment. The LPA recommended approval with conditions

Attachments:

1. 22-12, SEZ 20210129 Charleys Boathouse Consumption on Premise
2. SEZ20210129 - 6241 Estero Blvd - Staff Report LPA final-C
3. Special exception application and supplemental form
4. SEZ20210129 - 6241 Estero Blvd - 500 Ft Notice (1)

Financial Impact:

None expected

6. Alternative Action

Approve/Approve with Conditions/Deny

7. Management Recommendations:

Approve with Conditions

8. Recommended Approval:

Kendra Rosa, Zoning Coordinator/Planner 1
Daphnie Bercher, Community Services Administrator
Jason Green, Community Development Services
John R Herin Jr, Town Attorney
Amy Baker, Town Clerk
Roger Hernstadt, Town Manager

Created/Initiated - 3/14/2022
Approved - 3/14/2022
Approved - 3/16/2022
Approved - 3/16/2022
Approved - 3/17/2022
Final Approval - 3/17/2022

RESOLUTION NUMBER 22-12

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH FLORIDA APPROVING/APPROVING WITH CONDITIONS/DENYING SPECIAL EXCEPTION SEZ 20210129 TO ALLOW THE SALE AND CONSUMPTION OF ALCOHOL ON PREMISE IN AN 830 SQUARE FEET OUTDOOR SEATING AREA AT THE PROPERTY LOCATED AT 6241 ESTERO BLVD; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal service, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, applicant Colorado Southern, Inc. is requesting a Special Exception to allow a Consumption on Premise use in an 830 square feet outdoor seating area within 500 feet of multiple residential dwelling units under different ownership; and

WHEREAS, the STRAP number for the subject property is 34-46-24-W4-00018.0000 (“Property”); and

WHEREAS, the Property is located in the “Boulevard” category of the Future Land Use Map of the Comprehensive Plan and the “Commercial Boulevard” zoning district of the Official Zoning Map of the Town of Fort Myers Beach, Florida; and

WHEREAS, a public hearing on this matter was legally noticed and held before the Local Planning Agency (“LPA”) on February 8, 2022 and at said hearing the LPA gave full and complete consideration to the request of Applicant, recommendations of staff, the documents in the file, and the testimony of all interested persons, as required by Section 34-88 of the Town Land Development Code (“LDC”). The LPA voted unanimously to recommend approval with conditions.

WHEREAS, on March 21, 2022 the Town Council held a duly noticed public hearing to fully consider the request of the Applicant, the recommendations of Town staff and the LPA, the documents in the record, and testimony of all interested persons as required by Section 34-88 of the LDC; and

WHEREAS, the Town Council determined it is in the best interest of the Town to approve/approve with conditions/deny the request.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are true, correct, incorporated herein by this reference, and adopted as the legislative and administrative findings of the Town Council.

Section 2. The Town Council determines the Applicant did/did not meet its burden of proof that the requested Special Exception does/does not meet the requirements of the Town Comprehensive Plan and LDC, and approving the Special Exception is in the best interest of the Town. Therefore, based upon the recommendations, testimony, and evidence presented by the Applicant, Town staff, and interested parties and public, the Town Council APPROVES/APPROVES WITH CONDITIONS/DENIES the Special Exception for Consumption on Premise of alcohol in an 830 square feet outdoor seating area within 500 feet of multiple residential dwelling units under separate ownership.

Section 3. In approving/approving with conditions the Special Exception, the Town Council makes the following findings and conclusions in accordance with the requirements of Sections 34-84 and 34-88 of the LDC:

- A. There exist/do not exist changed or changing conditions which make approval of the request appropriate.
- B. The request is consistent/inconsistent with the goals, objectives, policies, and intent of the Fort Myers Beach Comprehensive Plan.
- C. The request meets/does not meet all performance and locational standards set forth for the proposed use.
- D. The request will/will not protect, conserve, or preserve environmentally critical areas and natural resources.
- E. The request will/will not be compatible with existing or planned uses and not cause damage, hazard, nuisance, or other detriment to persons or property.
- F. The requested consumption on premises of alcohol use (2COP) will/will not be in compliance with applicable general zoning provisions and supplemental regulations set forth in Chapter 34 of the LDC.

Section 4. If the Town Council approves the requested special exception, the following conditions of approval are imposed on the Applicant and the Property:

- A. No amplified music or entertainment outside of the enclosed restaurant. No amplified music or entertainment inside the existing restaurant after 10 PM.
- B. No outdoor seating after 10 PM Sunday-Thursday, and 11 PM Friday and Saturday

C. Any violation of the conditions of approval shall render the special exception null and void.

The foregoing Resolution was adopted by the Town Council upon a motion by Council Member Atterholt and seconded by Council Member Veach, and upon being put to a vote, the result was as follows:

Raymond P. Murphy, Mayor	_____
Rexann Hosafros, Vice Mayor	_____
Dan Allers	_____
Bill Veach	_____
Jim Atterholt	_____

ADOPTED this 21st day of March 2022 by the Town Council of the Town of Fort Myers Beach, Florida.

FORT MYERS BEACH TOWN COUNCIL

Raymond P. Murphy, Mayor

ATTEST:

Amy Baker, Town Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:**

John R. Herin, Jr., Town Attorney

This Resolution was filed in the Office of the Town Clerk on this ____ day of March 2022.



Town of Fort Myers Beach
COMMUNITY DEVELOPMENT DEPARTMENT
STAFF REPORT

TYPE OF CASE: Special Exception

CASE NUMBER: SEZ20210129

CASE NAME: 6241 Estero Blvd, to extend COP coverage to include a small dining area outside the restaurant within 500 feet of a dwelling unit.

LPA

HEARING DATE: February 8, 2022 at 9.00 AM

STAFF

RECOMMENDATION: Approve with conditions

**PREPARED/
SUBMITTED BY:** Carl Benge/ Jason Green AICP

I. APPLICATION SUMMARY

Applicant/Owner: Colorado Southern, Inc.
Paul Joeckel, Agent

Request: Special exception for extension of the restaurant's COP to an existing outside dining area (830 sq ft) within 500 feet of a dwelling unit.

Subject property: See attached site plan

Physical Address: 6241 Estero Blvd

STRAP #: 34-46-24-W4-00018.0000

FLU: Boulevard

Zoning: Commercial Boulevard (CB)

Adjacent zoning and land uses:

North:	COMMERCIAL PLANNED DEVELOPMENT (CPD) Commercial
South:	RESIDENTIAL MULTI-FAMILY (RM) AND COMMERCIAL BOULEVARD (CB) Commercial
East:	RESIDENTIAL CONSERVATION (RC) AND RESIDENTIAL SINGLE-FAMILY Single-family Residence
West:	COMMERCIAL RESORT (CR) AND RESIDENTIAL PLANNED DEVELOPMENT Multi-family Residences

II. BACKGROUND AND ANALYSIS

Background:

Paul Joeckel as agent for the applicant – Colorado Southern, Inc. – (“Applicant”) owner of the property located at 6241 Estero Blvd. (Charley’s Boat House Grill & Wine Bar), is requesting a special exception to extend the restaurant’s COP to include the existing outside seating area (approx. 830 square feet), but within 500 feet of a dwelling unit. The restaurant has a COP for indoor alcohol service per the Land Development Code (LDC) 34-1264(a)(1)f.

LDC Sec. 34-1264(a)(2)a.2. requires a special exception for outdoor seating within 500 feet of a place of worship, religious facility, school, daycare center, park, or dwelling unit. The proposed location for the outdoor dining area at Charley’s Boat House is within 500 feet of dwelling units.

Analysis:

The restaurant is located within CB zoning district and is an allowed use. The restaurant currently has a COP, allowed per LDC 34-1264((a)(2). That section of the LDC allows administrative approval of a COP if the restaurant meets several criteria:

- (b)(2)a.1. the sale of alcohol at the restaurant complies with state regulations,
- (b)(2)a.2. the restaurant cooks and serves meals daily,
- (b)(2)a.3. the cocktail lounge is not visible from the outside,
- (k) the restaurant sells more food than alcohol, and
- (b)(3) the restaurant meets all parking requirements.

Charley's Boat House Grill currently meets all the above referenced requirements for the existing COP.

The existing outdoor seating area is 830 square feet and contains approximately six dining tables. It will be located 106 feet from the nearest home on Curlew St, per a site plan provided by Banks Engineering. Utilizing GIS, staff determined that the residential property line is approximately 70 feet from the outdoor dining area. The dining area will be separated from the nearest single family residential properties by a portion of the restaurant building and a canal.

Neighborhood Compatibility:

A review of the aerial photography of the neighborhood, discloses a mix of nearby uses. The area to the north is predominately residential, to the south there is the Carousel Inn and Sunset Condominium, and other commercial uses to the east and west of the subject site. The closest property – residential - is across the canal, approximately 70 feet from the restaurant.

Findings and Conclusions:

The decision to approve or deny a request for special exception shall be based on the applicant demonstrating through competent substantial evidence that it meets all the criteria listed in Sec. 34-88 of the LDC. The criteria and staff's evaluation of same are set forth below:

- a. *Whether there exist changed or changing condition which make approval of the request appropriate*

Due to the recent health and social climate, there has been an increased demand for outdoor dining and drinking in regard to maintaining social distancing.

- b. *Whether the request is consistent with the goals, objectives, policies, and intent of the Fort Myers Beach Comprehensive Plan.*

The request is consistent with goals, objectives, policies, and intent of the Fort Myers Beach Comprehensive Plan.

- c. *Whether the request meets or exceeds all performance and locational standards for the proposed use*

The request meets performance and location standards for the sale and consumption of alcohol in the proposed outdoor seating area.

- d. *Whether the request will protect, conserve, or preserve environmentally critical areas and natural resources.*

The request will not have an impact on the protection, conservation, or preservation of environmentally critical areas and natural resources.

- e. Whether the request will be compatible with existing or planned uses and not cause damage, hazard, nuisance, or other detriment to persons or property.*

There is no anticipated negative impact or injury to surrounding properties, as the business is already in operation and the outdoor dining tables are already in place. Staff is unaware of any complaints.

- f. Whether a requested use will be in compliance with the applicable general zoning provisions and supplemental regulations set forth in Chapter 34 of the Town's Land Development Code.*

The request will comply with the applicable zoning provisions and supplemental regulations.

III. RECOMMENDATION

Staff finds that the requested special exception to expand the consumption on premises of alcohol to include the 830 square feet of outdoor dining area complies with the applicable provisions of the LDC, as the request is not contrary to the public interest, health, safety, comfort, convenience and welfare of the residents and visitors of the Town.

Therefore, staff recommends that the LPA recommend **APPROVAL WITH CONDITIONS** for SEZ20210129, to allow a COP for the 830 square foot outdoor dining area at Charley's Boat House Grill and Wine Bar, as shown on site plan.

IV. CONDITIONS OF APPROVAL

- 1. No amplified music or entertainment outside of the enclosed restaurant. No amplified music or entertainment inside the existing restaurant after 10 PM.*
- 2. No outdoor seating after 10 PM Sunday-Thursday, and 11 PM Friday and Saturday.*
- 3. Any violation of the conditions of approval shall render the special exception null and void.*

Staff Report Exhibits:

A – Site Plan

B – Complete Application

C – Letter to Adjacent Property Owners



COMMUNITY DEVELOPMENT DEPARTMENT APPLICATION for PUBLIC HEARING

This is a first part of a two-part application. Please be sure to fill out this form, which requires general information, as well as the Supplemental Form application specific to action requested for the subject property. Please submit a complete Public Hearing application with required, supplemental information, exhibits and documents to zoningpermits@fmbgov.com. Please do not submit the instructions at the end of the application.

Site Address: 6241 Estero Blvd., Fort Myers Beach FL 33931
STRAP Number: 34-46-24-W4-00018.0000
Applicant: Colorado Southern Inc. Phone: _____
Contact Name: Paul Joeckel Phone: (303)483-5127
Email: joeckelpaul52@gmail.com Fax: _____
Current Zoning District: Commercial Boulevard
Future Land Use Map (FLUM) Category: Boulevard
FLUM Density Range: 6 dwelling units per acre Platted Overlay: ☐ YES ☒ NO

ACTION REQUESTED

- ☒ Special Exception
☐ Variance
☐ Conventional Rezoning
☐ Planned Development ☐ Commercial ☐ Residential
☐ Master Concept Plan Extension
☐ Appeal of Administrative Action
☐ Vacation of Platted Right-of-way and Easement
☐ Other – cite LDC Section: _____

SUPPLEMENTAL FORM REQUIRED

PH-A
PH-B
PH-C
PH-D
PH-E
PH-F
PH-G
attach on separate sheet

PART I – General Information

A. Applicant*: Colorado Southern Inc. Phone: (303)483-5127
**Applicant must submit a statement under oath that he/she is the authorized representative of the property owner.
Please see PART III to complete the appropriate Affidavit form for the type of applicant.*
Applicant Mailing Address: 6241 Estero Blvd., Fort Myers Beach FL 33931
Email: joeckelpaul52@gmail.com Fax: _____
Contact Name: Matt Noble Phone: (239)898-5182



COMMUNITY DEVELOPMENT DEPARTMENT APPLICATION for PUBLIC HEARING

B. Relationship of Applicant to subject property:

- | | | |
|---|---|--|
| ☐ Owner* | ☐ Land Trust* | ☐ Partnership* |
| ☒ Corporation* | ☐ Association* | ☐ Condominium* |
| ☐ Subdivision* | ☐ Timeshare Condo* | ☐ Contract Purchaser* |
| ☐ Authorized Representative* | ☐ Other* (please indicate) _____ | |

**Applicant must submit a statement under oath that he/she is the authorized representative of the property owner.
Please see PART III to complete the appropriate Affidavit form for the type of applicant.*

C. Authorized Agent(s). Please list the name of Agent authorized to receive correspondence Agents

Name: Matthew A. Noble Phone: (239)898-5182
Address: 1842 Seafan Cir, North Fort Myers, FL 33903
Email: anobleplan@gmail.com Fax: _____

D. Other Agent(s). Please list the names of all Authorized Agents (attach extra sheets if necessary)

Name: Tom Lehnert Phone: (239)939-5490
Address: 10511 Six Mile Cypress Pkwy, Ste 101 Fort Myers, Florida 33966
Email: Tlehnert@bankseng.com Fax: (239)939-2523

Name: _____ Phone: _____
Address: _____
Email: _____ Fax: _____

PART II – Nature of Request

Requested Action (each request requires a separate application)

- ☒ Special Exception
- ☐ Variance from LDC Section _____ - _____
- ☐ Conventional Rezoning from _____ to _____
- ☐ Planned Development
- ☐ Rezoning from _____ to ☐ Commercial PD ☐ Residential PD
- ☐ Amendment. List the project number: _____
- ☐ Extension/reinstatement of Master Concept Plan. List project number: _____



COMMUNITY DEVELOPMENT DEPARTMENT APPLICATION for PUBLIC HEARING

☐ Appeal of Administrative Action

☐ Vacation

☐ Right-of-Way

☐ Easement

☐ Other. Please Explain: _____

PART III – Waivers

Please indicate any specific submittal items that have been waived by the Director for the request. Attach a copy of the signed approval as Exhibit 3-1. (Use additional sheets if necessary)

Code Section: _____ Description: _____

Code Section: _____ Description: _____

Code Section: _____ Description: _____

PART IV – Property Ownership (Single Owner)

☐ Single Owner (individual or husband and wife)

Name: _____ Phone: _____

Mailing Address: _____

Email: _____ Fax: _____

AFFIDAVIT

APPLICATION IS SIGNED BY AN INDIVIDUAL OWNER OR APPLICANT

I, _____ swear or affirm under oath, that I am the owner or the authorized representative of the owner(s) of the property and that:

I have full authority to secure the approval(s) requested and to impose covenants and restrictions on the referenced property as a result of any action approved by the Town of Fort Myers Beach in accordance with this application and the Land Development Code;

All answers to the questions in this application and any sketches, data or other supplementary matter attached hereto and made a part of this application are honest and true;



COMMUNITY DEVELOPMENT DEPARTMENT APPLICATION for PUBLIC HEARING

I have authorized the staff of the Town of Fort Myers Beach Community Development to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made thru this application; and that
The property will not be transferred, conveyed, sold or subdivided unencumbered by the conditions and restrictions imposed by the approved action.

Signature

Printed Name

STATE OF _____ COUNTY OF _____

The foregoing instrument was certified and subscribed before me by means of ____ physical

presence OR ____ online notarization, this ____ day of _____, 20____, by

_____, ☐ who is personally known to me OR ☐ who has produced

_____ as identification.

(SEAL)

Notary Public Signature

PART V

Property Ownership (Multiple Owners)

☒ Multiple Owners (including corporation, partnership, trust, association, condominium, timeshare, or subdivision)

- ☒ Complete Disclosure of Interest Form (see below)
- ☒ Attach list of property owners as Exhibit 5-1
- ☐ Attach map showing property owners interests as Exhibit 5-2 (for multiple parcels)
- ☐ For condominiums and timeshares see Explanatory Notes Part V - Exhibit 5-3
- ☐ Letter of Opinion - Exhibit 5-4

DISCLOSURE OF OWNERSHIP INTEREST

If the property is owned in fee simple by an INDIVIDUAL, tenancy by the entirety, tenancy in common, or joint tenancy, list all parties with an ownership interest as well as the percentage of such interest.

Name and Address

Percentage Ownership



COMMUNITY DEVELOPMENT DEPARTMENT

APPLICATION for PUBLIC HEARING

If the property is owned by a CORPORATION, list the officers and stockholders and the percentage of stock owned by each.

Name, Address and Office

Percentage of Stock

See Attached ownership list

_____	_____
_____	_____
_____	_____
_____	_____

If the property is in the name of a TRUSTEE, list the beneficiaries of the trust with percentage of interest.

Name and Address

Percentage of Interest

_____	_____
_____	_____
_____	_____
_____	_____

If the property is in the name of a GENERAL PARTNERSHIP OR LIMITED PARTNERSHIP, list the names of the general and limited partners.

Name and Address

Percentage of Ownership

_____	_____
_____	_____
_____	_____
_____	_____

If there is a CONTRACT FOR PURCHASE, whether contingent on this application or not, and whether a Corporation, Trustee, or Partnership, list the names of the contract purchasers below, including the officers, stockholders, beneficiaries, or partners.

Name, Address and Office

Percentage of Stock

_____	_____
_____	_____
_____	_____
_____	_____



COMMUNITY DEVELOPMENT DEPARTMENT APPLICATION for PUBLIC HEARING

Date of Contract: _____

If any contingency clause or contract terms involve additional parties, list all individuals or officers, if a corporation, partnership, or trust.

Name	Address
_____	_____
_____	_____
_____	_____
_____	_____

For any changes of ownership or changes in contracts for purchase subsequent to the date of the application, but prior to the date of final certificate of compliance, a supplemental disclosure of interest must be filed.

The above is a full disclosure of all parties of interest in this application, to the best of my knowledge and belief.

_____	_____
Signature	Printed Name

AFFIDAVIT

APPLICATION IS SIGNED BY A CORPORATION, LIMITED LIABILITY COMPANY (L.L.C.), LIMITED COMPANY (L.C.), PARTNERSHIP, LIMITED PARTNERSHIP, OR TRUSTEE

I, Paul Joeckel (name), as President (title)
of COLORADO SOUTHERN INCORPORATED (company), swear or affirm under oath, that I am the owner or the authorized representative of the owner(s) of the property and that:

1. I have full authority to secure the approval(s) requested and to impose covenants and restrictions on the referenced property as a result of any action approved by the Town of Fort Myers Beach in accordance with this application and the Land Development Code;
2. All answers to the questions in this application and any sketches, data or other supplementary matter attached hereto and made a part of this application are honest and true;
3. I have authorized the staff of Fort Myers Beach Community Development to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made thru this application; and that
4. The property will not be transferred, conveyed, sold or subdivided unencumbered by the conditions and restrictions imposed by the approved action.



COMMUNITY DEVELOPMENT DEPARTMENT
APPLICATION for PUBLIC HEARING

Colorado Southern Inc

Name of Entity (corporation, partnership, LLP, LLC, etc)

Signature

Paul Joeckel

Typed or Printed Name

President

Title

11/22/2021

Date

STATE OF Florida COUNTY OF Lee

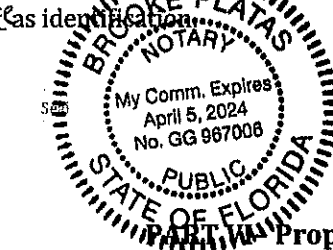
The foregoing instrument was certified and subscribed before me by means of ☒ physical presence OR ☐ online notarization, this 22nd day of November, 2021, by

Paul Joeckel



who is personally known to me OR ☒ who has produced

Florida Driver's License
exp 3/8/2025



Brooke Platas

Notary Public Signature

Property Information

A. Legal Description:

STRAP: 34-46-24-W4-00018.0000

Property Address: 6241 Estero Blvd., Fort Myers Beach FL 33931

Is the subject property within a platted subdivision recorded in the official Plat Books of Lee

County? ☒ No. Attach a legible copy of the legal description as Exhibit 6-1.

☐ Yes. Property identified in subdivision: _____

Book: _____ Page: _____ Unit: _____ Block: _____ Lot(s): _____

B. Boundary Survey:

☒ Attach a Boundary Survey of the property meeting the minimum standards of Chapter 61G17-6 of the Florida Administrative Code. A Boundary Survey must bear the raised seal and original signature of a Professional Surveyor and Mapper licensed to practice Surveying and Mapping by the State of Florida. Attach and label as Exhibit 6-2.



COMMUNITY DEVELOPMENT DEPARTMENT APPLICATION for PUBLIC HEARING

C. Property Dimensions:

Width (please provide an average width if irregular in shape) 312 +/- feet
Depth (please provide an average width if irregular in shape) 85 +/- feet
Frontage on street: 312 +/- feet. Frontage on waterbody: 190 +/- feet
Total land area: 0.69 +/- ☒ acres ☐ square feet

D. General Location of Subject Property (from Sky Bridge or Big Carlos Pass Bridge):

Located on Estero Blvd approximately 2 miles north of the Big Carlos Pass Bridge.

Located between Bahia Via and Curlew Street.

☒ Attach Area Location Map as Exhibit 6-3

E. Property Restrictions (check applicable):

- ☒ There are no deed restrictions and/or covenants on the subject property.
☐ A list of deed restrictions and/or covenants affecting the subject property is attached as Exhibit 6-4.
☐ A narrative statement detailing how the restrictions/covenants may or may not affect the request is attached as Exhibit 6-5.

F. Surrounding Property Owners (these items can be obtained from the Lee County Property Appraiser):

- ☒ Attach a list of surrounding property owners within 500 feet as Exhibit 6-6.
☒ Attach a map showing the surrounding property owners as Exhibit 6-7.
☒ Provide Staff with two (2) sets of surrounding property owner mailing labels.

G. Future Land Use Category (see Future Land Use Map):

- | | |
|--|--|
| ☐ Low Density | ☐ Marina |
| ☐ Mixed Residential | ☐ Recreation |
| ☒ Boulevard | ☐ Wetlands |
| ☐ Pedestrian Commercial | ☐ Platted Overlay |



COMMUNITY DEVELOPMENT DEPARTMENT APPLICATION for PUBLIC HEARING

EXPLANATORY NOTES

Please do not print, copy and submit these instructions

Please submit required applications, supplemental information, exhibits and documents to zoningpermits@fmbgov.com.

Application fees are set by resolution of the Town Council of the Town of Fort Myers Beach and must be paid before any materials submitted will be considered an application.

The applicant is responsible for the accuracy and completeness of this application. Time delays or additional expenses necessitated by submitting inaccurate or incomplete information will be the responsibility of the applicant. Decisions regarding requests to waive submittal requirements are at the discretion of the Community Development Director and may not be appealed.

All information submitted with the application becomes a part of the public record and will be a permanent part of the file.

All attachments and exhibits must be legible, suitable for recording, and of a size that will fit or conveniently fold into a letter size (8 ½ by 11) folder.

Explanatory Notes – Part I

- A. Applicant's name: The applicant may be the landowner or an authorized agent.
- B. Relationship of applicant to property: Indicate if the applicant is the property owner, and if so, the type of ownership. If the applicant is not the owner of the property, indicate the relationship of the applicant to the owner and submit a notarized authorization from the owner(s) to the applicant.
- C. Agent's name: If the applicant will have others representing him/her in processing the application, indicate name, address, and phone number.
- D. Other agents: Provide contact information for any other agents that may be involved in the request.

Explanatory Notes – Part II

Indicate the requested action.

Explanatory Notes – Part III

If waiver of any application requirement has been approved by the Community Development Director, attach a copy of the approval. Please request waivers prior to applying. Exhibit 3-1

Explanatory Notes – Part IV

- A. If the property owner is an individual or husband and wife, check the box and provide the information.



COMMUNITY DEVELOPMENT DEPARTMENT APPLICATION for PUBLIC HEARING

Explanatory Notes – Part V

- A. If there are multiple property owners exhibit 5-1, complete the disclosure form and include the names and mailing addresses of all persons or entities having an ownership interest in the property, including the names of all stockholders and trust beneficiaries. Disclosure is not required of any entity whose interests are solely equity interests that are regularly traded on an established securities market in the United States or another country.
- B. If more than one parcel is involved, submit a list of all property owners and their mailing addresses. Provide a map keyed to the list of property owners showing their interests. The applicant is responsible for the accuracy of the list and map Exhibit 5-2
- C. Where the property is a condominium or timeshare condominium, the application must be initiated by both the condominium association and no less than 75% of the total number of unit owners. To verify ownership, the list of property owners must be identified by unit number and/or timeshare period as applicable, along with proof that the owners who did not join in the application were given actual written notice of the application by the applicants, who must verify the list and the notice by sworn affidavit. Attach this affidavit as Exhibit 5-3.
- D. In addition, a letter of opinion from an attorney licensed to practice law in the State of Florida addressing the considerations in LDC Section 34-201(a)(1)b.3. must be attached as Exhibit 5-4.

Explanatory Notes – Part VI

- A. Include the street address of the subject property. List STRAP number. If more than one parcel is involved, list all STRAP numbers. If you don't know the STRAP number, you can look up the property in the records of the Lee County Property Appraiser at <http://www.leepa.org>. If the application includes only one or more undivided platted lots within a subdivision officially recorded in the Plat Books of Lee County, Florida, identify the property by lot number(s), block if applicable, subdivision unit if applicable, subdivision name, and plat book number and page number. If the property is not one or more undivided platted lots or is in an "unrecorded" subdivision, attach a metes and bounds legal description giving accurate bearings and distances for each course. If multiple parcels are involved, the metes and bounds legal description must describe the perimeter of the entire property subject to the request. The initial point in the description must be related to at least one established identifiable real property corner, such as a government corner or a recorded corner. The bearings used in the description must be clearly referenced to a well-established and monumented line. Exhibit 6-1
- B. Submit a Boundary Survey meeting the minimum technical standards for surveying set out in Chapter 61G17-6 of the Florida Administrative Code. Make sure that the surveyor is aware of any specific needs of the survey (location of Coastal Construction Lines, locations of existing structures, locations of easements, etc) that are relevant to your request. The perimeter boundary of the entire subject property should be indicated clearly with a heavy



COMMUNITY DEVELOPMENT DEPARTMENT APPLICATION for PUBLIC HEARING

line. Exhibit 6-2

- C. Provide the property dimensions or the approximate dimensions if the property is not a regular quadrilateral.
- D. Describe how to get to the property starting from either the Sky Bridge or the Big Carlos Pass Bridge (specify which). Exhibit 6-3
- E. If there are any deed restrictions or covenants that might affect the requested action, provide the information. Exhibit 6-4
- F. A narrative statement detailing how the restrictions/covenants may or may not affect the request is attached as Exhibit 6-5
- G. Attach a list of the surrounding property owners within 500 feet of the perimeter of the area of the request. Also include two sets of mailing labels providing the names and addresses of the owners on this list, and a map showing the parcel boundaries within the 500-foot radius Exhibit 6-6. This information can be acquired for a small fee by requesting a "variance report" from the Map Sales Office at the Lee County Property Appraiser's Office. Contact information for the Property Appraiser can be found at <http://www.leepa.org>.
- H. Indicate the Future Land Use Map category or categories of the property as shown on the Fort Myers Beach Comprehensive Plan's Future Land Use Map, and whether the property is located in the "platted overlay" on the map.
- I. Indicate the current zoning of the property. In most cases the current zoning is shown on the official zoning map of the Town of Fort Myers Beach, as adopted by ordinance. If zoning actions affecting the subject property have been taken since March 2004, call Town Hall to verify the current zoning.

Explanatory Notes – Part IV & V

The applicant must sign and submit either of the affidavits in Part V & VI, as applicable.



Case# _____

Date Received: _____

Town of Fort Myers Beach

COMMUNITY DEVELOPMENT DEPARTMENT

Supplement PH-A

Additional Required Information for a Special Exception Application

This is the second part of a two-part application. This part requests specific information for a special exception. Include this form with the Request for Public Hearing form.

Project Name: Charley's Boat House Grill & Wine Bar Outdoor Seating Area
Authorized Applicant: Paul Joeckel
LEOPA STRAP Number(s): 34-46-24-W4-00018.0000

Current Property Status: Utilized as a Restaurant
Current Zoning: Commercial Boulevard
Future Land Use Map (FLUM) Category: Boulevard
Platted Overlay? ☐ yes ☒ no FLUM Density Range:

Requested Action:

☐	Use of premises in the EC (Environmentally Critical) zoning district for:
☒	Use of premises in the <u>Commercial Boulevard</u> zoning district for:
A small outdoor seating area for the restaurant and associated consumption on premises of alcoholic beverages.	



Case# _____

Date Received: _____

PART I
Narrative Statements

A. Request for: (indicate the proposed use that requires a special exception)

Outdoor seating with consumption on premises.
LDC Section 34-1264(a)(2) requires this approval.
Required when seating area is within 500 feet of residences.
Seating Area will be utilized by restaurant patrons.

B. Reasons for request: (state how the property qualifies for a special exception and what impact granting the request could have on surrounding properties. Direct these statements toward the guidelines in LDC Section 34-88)

The property qualifies for a Special Exception because:
The small outdoor seating area is buffered from the nearest residences by existing buildings.
Ongoing pandemic & Estero Blvd. project are changed conditions making request appropriate.
Request is consistent with the Fort Myers Beach Comprehensive Plan.
Request meets or exceeds all performance and locational standards for the proposed use.
Request will protect, conserve or preserve environmentally critical areas and natural resources.
Request will be compatible with existing and planned uses, and will not cause damage, hazard, or be a nuisance.
Requested use will be in compliance with applicable zoning provisions and supplemental regulations of the LDC.



Outdoor seating area will not affect the existing or planned uses of the surrounding properties.

For Consumption of Alcoholic Beverages (COP) license approval:

- a. Notarized authorization from the Property Owner to apply for permit
- b. A statement indicating the type of establishment, the type of state license to be acquired, and the planned hours of operation. Also indicate if the request includes outdoor seating areas and indicate the seating areas and capacity on the site plan.
- c. A map showing the locations of other properties within 500 feet of the request where consumption-on-premises uses are already in operation.
- d. The site plan must include the public entrances and exits to the building, the floor area and proposed seating capacity, and floor area and seating capacity of any areas within the building subdivided between restaurant and bar/lounge areas. The site plan should also indicate the parking area, including the spacing and the locations of entrances and exits.

For transit terminals:

The site plan must indicate the location of the bus stalls; commuter parking areas, if provided; taxi waiting stalls; circulation pattern for buses including the entrances and exits; and the location of any building(s) housing the terminal and waiting areas.

For use of the EC zoning district:

- a. If the location of the request is in the portion of the EC zoning district between Estero Boulevard and the Gulf of Mexico, provide a survey meeting the requirements of Chapter 62B-33.0081 of the Florida Administrative Code, also including the precise location of the (1978) Coastal Construction Setback Line for Estero Island recorded in Plat Book 33, Page 3, of the Official Records of Lee County, Florida.
- b. The site plan must indicate the precise location of the request on the subject property and any related details of the existing conditions or planned improvements to the subject property. For areas in the EC zoning district between Estero Boulevard and the Gulf of Mexico, the precise location of the request in relation to the (1978) Coastal Construction Setback Line must be shown on the site plan.



Case# _____ Date Received: _____

Guide to Filing Supplement PH-A for Special Exceptions

Case Number will be inserted by Community Development staff.

Project Name must be the same as the name used on the Request for Public Hearing form.

Authorized Applicant must be the same as on the Request for Public Hearing form.

STRAP numbers must be the same as on the Request for Public Hearing form.

Current status of property must be the same as on the Request for Public Hearing form.

Requested Action: Indicate the nature of the request and include the current zoning of the property.

Part 1 Narrative Statements:

"Request for..."

Indicate the nature of the request that requires a special exception, and explain why it requires a special exception. Describe the relationship of the requested use to any existing use(s) of the property, if applicable.

"The property qualifies for a special exception because..."

Explain why the request and the subject property qualify for a special exception. Address the standards for decision-making for special exceptions that are provided in the Land Development Code, as follows:

- Whether there exist changed or changing conditions which make approval of the request appropriate.
- Whether the request is consistent with the goals, objectives, policies, and intent of the Fort Myers Beach Comprehensive Plan.
- Whether the request meets or exceeds all performance and locational standards for the proposed use.
- Whether the request will protect, conserve, or preserve environmentally critical areas and natural resources.

- Whether the request will be compatible with existing or planned uses and not cause damage, hazard, nuisance, or other detriment to persons or property.
- Whether a requested use will be in compliance with the applicable general zoning provisions and supplemental regulations set forth in Chapter 34 of the Land Development Code.

"Granting the requested special exception could impact surrounding properties as follows..."

Explain how this request, if granted for the subject property, could affect the surrounding properties and the existing or planned uses on those properties.

Submittal Requirements Check List and Filing Guide



A completed Public Hearing Application Form.

A completed Supplemental form PH-A.



Site Plan. The site plan should be to scale and should indicate the location of the request on the property. Existing buildings and other improvements (such as swimming pools, fences, decks, or parking lots) should also be shown on the site plan. The site plan should also indicate the existing uses on adjacent properties. Also include any additional relevant detail related to the specific request.

Guide to Filing Supplement PH-A for Special Exceptions

Case Number will be inserted by Community Development staff.

Project Name must be the same as the name used on the Request for Public Hearing form.

Authorized Applicant must be the same as on the Request for Public Hearing form.

STRAP numbers must be the same as on the Request for Public Hearing form.

Current status of property must be the same as on the Request for Public Hearing form.

Requested Action: Indicate the nature of the request and include the current zoning of the property.



Case# _____ Date Received: _____

Part 1 Narrative Statements: "Request for..."

Indicate the nature of the request that requires a special exception, and explain why it requires a special exception. Describe the relationship of the requested use to any existing use(s) of the property, if applicable.

"The property qualifies for a special exception because..."

Explain why the request and the subject property qualify for a special exception. Address the standards for decision-making for special exceptions that are provided in the Land Development Code, as follows:

- Whether there exist changed or changing conditions which make approval of the request appropriate.
- Whether the request is consistent with the goals, objectives, policies, and intent of the Fort Myers Beach Comprehensive Plan.
- Whether the request meets or exceeds all performance and locational standards for the proposed use.
- Whether the request will protect, conserve, or preserve environmentally critical areas and natural resources.
- Whether the request will be compatible with existing or planned uses and not cause damage, hazard, nuisance, or other detriment to persons or property.
- Whether a requested use will be in compliance with the applicable general zoning provisions and supplemental regulations set forth in Chapter 34 of the Land Development Code.

"Granting the requested special exception could impact surrounding properties as follows..."

Explain how this request, if granted for the subject property, could affect the surrounding properties and the existing or planned uses on those properties.

EXPLANATORY NOTES

Please do not print, copy and submit these instructions

Please submit required applications, supplemental information, exhibits and documents to zoningpermits@fmbgov.com.

Application fees are set by resolution of the Town Council of the Town of Fort Myers Beach and must be paid before any materials submitted will be considered an application.



Case# _____ Date Received: _____

The applicant is responsible for the accuracy and completeness of this application. Time delays or additional expenses necessitated by submitting inaccurate or incomplete information will be the responsibility of the applicant. Decisions regarding requests to waive submittal requirements are at the discretion of the Community Development Director and may not be appealed.

All information submitted with the application becomes a part of the public record and will be a permanent part of the file.

Explanatory Notes – Part I

- A. Applicant's name: The applicant may be the landowner or an authorized agent.
- B. Relationship of applicant to property: Indicate if the applicant is the property owner, and if so, the type of ownership. If the applicant is not the owner of the property, indicate the relationship of the applicant to the owner and submit a notarized authorization from the owner(s) to the applicant.
- C. Agent's name: If the applicant will have others representing him/her in processing the application, indicate name, address, and phone number.
- D. Other agents: Provide contact information for any other agents that may be involved in the request.

Explanatory Notes – Part II

Indicate the requested action.

Explanatory Notes – Part III

If waiver of any application requirement has been approved by the Community Development Director, attach a copy of the approval. Please request waivers prior to applying. Exhibit 3-1

Explanatory Notes – Part IV

- A. If the property owner is an individual or husband and wife, check the box and provide the information.

Explanatory Notes – Part V

- A. If there are multiple property owners exhibit 5-1, complete the disclosure form and include the names and mailing addresses of all persons or entities having an ownership interest in the property, including the names of all stockholders and trust beneficiaries. Disclosure is not required of any entity whose interests are solely equity interests that are regularly traded on an established securities market in the United States or another country.
- B. If more than one parcel is involved, submit a list of all property owners and their mailing addresses. Provide a map keyed to the list of property owners showing their interests. The applicant is responsible for the accuracy of the list and map Exhibit 5-2
- C. Where the property is a condominium or timeshare condominium, the application must be initiated by both the condominium association and no less than 75% of the total number of unit owners. To verify ownership, the list of property owners must be identified by unit number and/or timeshare period as applicable, along with proof that the owners who did not join in the application were given actual written notice of the application by the applicants, who must verify the list and the notice by sworn affidavit. Attach this affidavit as Exhibit 5-3.
- D. In addition, a letter of opinion from an attorney licensed to practice law in the State of Florida addressing the considerations in LDC Section 34-201(a)(1)b.3. must be attached as Exhibit 5-4.

Explanatory Notes – Part VI

- A. Include the street address of the subject property. List STRAP number. If more than one parcel is involved, list all STRAP numbers. If you don't know the STRAP number, you can look up the property in the records of the Lee County Property Appraiser at <http://www.leepa.org>. If the application includes only one or more undivided platted lots within a subdivision officially recorded in the Plat Books of Lee County, Florida, identify the property by lot number(s), block if applicable, subdivision unit if applicable, subdivision name, and plat book number and page number. If the property is not one or more undivided platted lots or is in an "unrecorded" subdivision, attach a metes and bounds legal description giving accurate bearings and distances for each course. If multiple parcels are involved, the metes and bounds legal description must describe the perimeter of the entire property subject to the request. The initial point in the description must be related to at least one established identifiable real property corner, such as a government



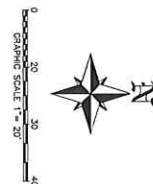
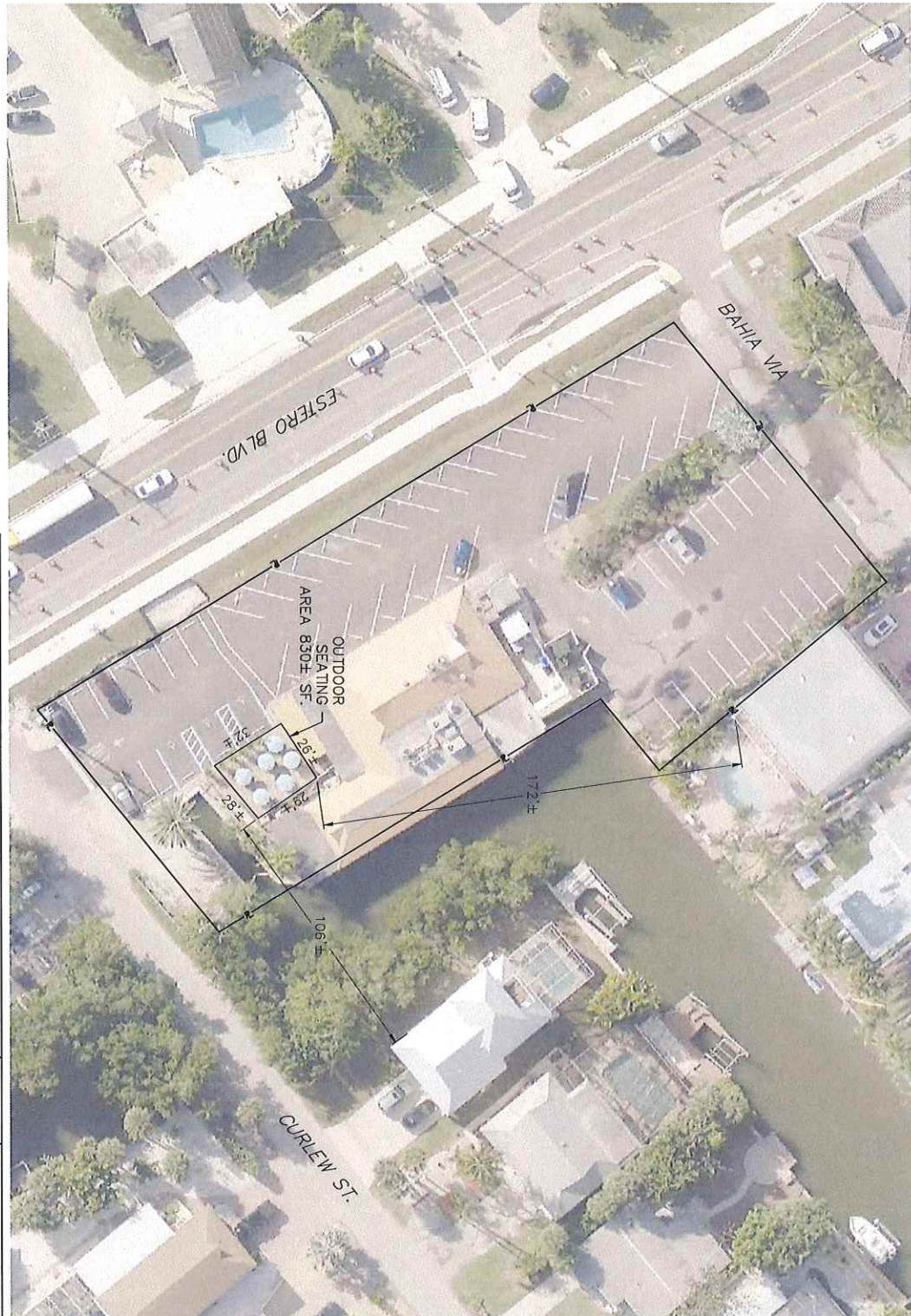
Case# _____ Date Received: _____

- corner or a recorded corner. The bearings used in the description must be clearly referenced to a well-established and monumented line. Exhibit 6-1
- B. Submit a Boundary Survey meeting the minimum technical standards for surveying set out in Chapter 61G17-6 of the Florida Administrative Code. Make sure that the surveyor is aware of any specific needs of the survey (location of Coastal Construction Lines, locations of existing structures, locations of easements, etc) that are relevant to your request. The perimeter boundary of the entire subject property should be indicated clearly with a heavy line. Exhibit 6-2
 - C. Provide the property dimensions or the approximate dimensions if the property is not a regular quadrilateral.
 - D. Describe how to get to the property starting from either the Sky Bridge or the Big Carlos Pass Bridge (specify which). Exhibit 6-3
 - E. If there are any deed restrictions or covenants that might affect the requested action, provide the information. Exhibit 6-4
 - F. A narrative statement detailing how the restrictions/covenants may or may not affect the request is attached as Exhibit 6-5
 - G. Attach a list of the surrounding property owners within 500 feet of the perimeter of the area of the request. Also include two sets of mailing labels providing the names and addresses of the owners on this list, and a map showing the parcel boundaries within the 500-foot radius Exhibit 6-6. This information can be acquired for a small fee by requesting a "variance report" from the Map Sales Office at the Lee County Property Appraiser's Office. Contact information for the Property Appraiser can be found at <http://www.leepa.org>.
 - H. Indicate the Future Land Use Map category or categories of the property as shown on the Fort Myers Beach Comprehensive Plan's Future Land Use Map, and whether the property is located in the "platted overlay" on the map.
 - I. Indicate the current zoning of the property. In most cases the current zoning is shown on the official zoning map of the Town of Fort Myers Beach, as adopted by ordinance. If zoning actions affecting the subject property have been taken since March 2004, call Town Hall to verify the current zoning.

Explanatory Notes – Part IV & V

The applicant must have either of the affidavits in Part V & VI, notarized, signed and submit, as applicable.

DATE	12/7/2021
PROJECT	8771
DESIGN	-
SCALE	1"=20'
SHEET	1
BANKS ENGINEERING Professional Engineers, Planners, and Surveyors 10000 W. BOULEVARD, SUITE 100, FORT MYERS, FL 33907 PHONE: (888) 333-3333 FAX: (888) 333-3333 WWW.BANKSENGINEERING.COM	
CHARLEY'S BOAT HOUSE GRILL & WINE BAR TOWN OF FORT MYERS BEACH - LEE COUNTY, FLORIDA	
OUTDOOR SEATING AREA SITE PLAN	





BANKS ENGINEERING

Professional Engineers, Planners, & Land Surveyors
Serving The State Of Florida

10511 SIX MILE CYPRESS PARKWAY
FORT MYERS, FLORIDA 33966
PHONE: (239) 939-5490 FAX: (239) 939-2523
ENGINEERING LICENSE # EB 8469
SURVEY LICENSE # LB 6650
WWW.BANKSENG.COM

LOCATION MAP - EXHIBIT 6-3

CHARLEY'S BOAT HOUSE GRILL & WINE BAR TOWN OF FORT MYERS BEACH - LEE COUNTY, FLORIDA

DATE	PROJECT	DRAWING	DESIGN	DRAWN	CHECKED	SCALE	SHEET
12/7/2021	8771	-	-		TRL	1"=1100'	2



**STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

DIV OF ALCOHOLIC BEVERAGES & TOBACCO
2601 BLAIR STONE ROAD
TALLAHASSEE FL 32399-0783

850.487.1395

COLORADO SOUTHERN INC
CHARLEYS BOATHOUSE GRILL
6200 ESTERO BLVD
FORT MYERS BEACH FL 33931

Congratulations! With this license you become one of the nearly one million Floridians licensed by the Department of Business and Professional Regulation. Our professionals and businesses range from architects to yacht brokers, from boxers to barbeque restaurants, and they keep Florida's economy strong.

Every day we work to improve the way we do business in order to serve you better. For information about our services, please log onto www.myfloridalicense.com. There you can find more information about our divisions and the regulations that impact you, subscribe to department newsletters and learn more about the Department's initiatives.

Our mission at the Department is: License Efficiently, Regulate Fairly. We constantly strive to serve you better so that you can serve your customers. Thank you for doing business in Florida, and congratulations on your new license!



**STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION**

BEV4605067 ISSUED: 03/21/2021

RETAILER OF ALCOHOLIC BEVERAGES
COLORADO SOUTHERN INC
CHARLEYS BOATHOUSE GRILL
CONSUMPTION ON PREMISES ONLY

IS LICENSED under the provisions of Ch. 561 FS.
Expiration date : MAR 31, 2022 L2103210000581

DETACH HERE

RON DESANTIS, GOVERNOR

JULIE I. BROWN, SECRETARY

**STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIV OF ALCOHOLIC BEVERAGES & TOBACCO**

LICENSE NUMBER	SERIES	TYPE
BEV4605067	4COP	SFS

The RETAILER OF ALCOHOLIC BEVERAGES
Named below IS LICENSED

Under the provisions of Chapter 561 FS.

Expiration date: MAR 31, 2022

CONSUMPTION ON PREMISES ONLY

COLORADO SOUTHERN INC
CHARLEYS BOATHOUSE GRILL
6225 ESTERO BLVD
FT MYERS BEACH FL 33931



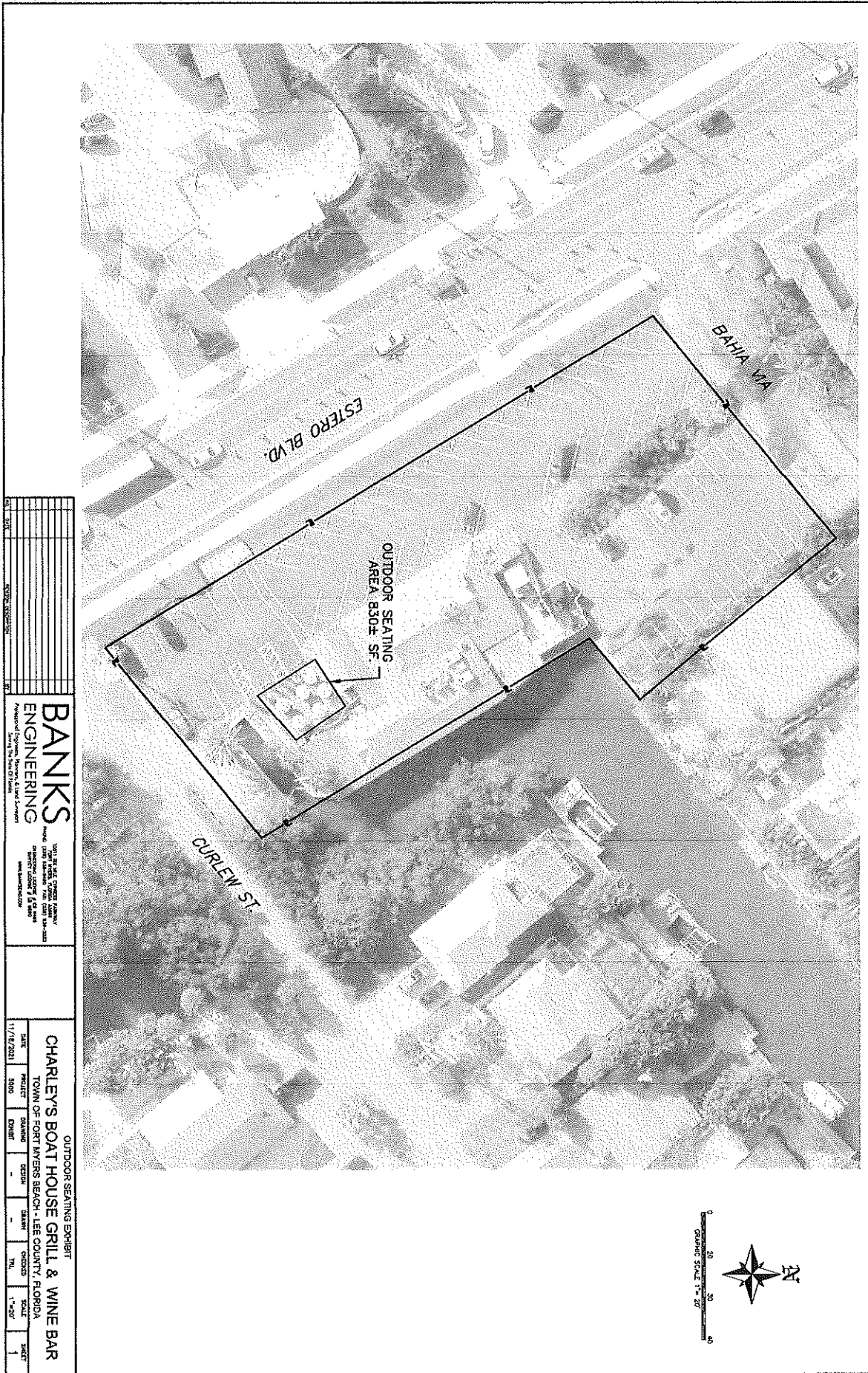
CANNOT MOVE FROM
THIS LOCATION



ISSUED: 03/21/2021

DISPLAY AS REQUIRED BY LAW

SEQ # L2103210000581



STATE OF FLORIDA

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 20-112

(Phase 1: Safe. Smart. Step-by-Step. Plan for Florida's Recovery)

WHEREAS, on March 9, 2020, I issued Executive Order 20-52 declaring a state of emergency for the entire State of Florida as a result of COVID-19; and

WHEREAS, on April 3, 2020, I issued Executive Order 20-91 and Executive Order 20-92 directing all persons in Florida to limit their movements and personal interactions outside of their home only to those necessary to obtain or provide essential services or conduct essential activities; and

WHEREAS, my administration has implemented a data-driven strategy devoted to high-volume testing and aggressive contact tracing, as well as strict screening protocols in long-term care facilities to protect vulnerable residents; and

WHEREAS, data collected by the Florida Department of Health indicates the State has achieved several critical benchmarks in flattening the curve, including a downward trajectory of hospital visits for influenza-like illness and COVID-19-like syndromic cases, a decrease in percent positive test results, and a significant increase in hospital capacity since March 1, 2020; and

WHEREAS, during the week of April 20, 2020, I convened the Task Force to Re-Open Florida to evaluate how to safely and strategically re-open the State; and

WHEREAS, the path to re-opening Florida must promote business operation and economic recovery while maintaining focus on core safety principles.

NOW, THEREFORE, I, RON DESANTIS, as Governor of Florida, by virtue of the authority vested in me by Article IV, Section (1)(a) of the Florida Constitution and Chapter 252, Florida Statutes, and all other applicable laws, promulgate the following Executive Order:

Section 1. Phase 1 Recovery

In concert with the efforts of President Donald J. Trump and the White House Coronavirus Task Force, and based on guidance provided by the White House and the Centers for Disease Control and Prevention (CDC), the Occupational Safety and Health Administration (OSHA), and the Florida Surgeon General and State Health Officer, Dr. Scott Rivkees, I hereby adopt the following in response to the recommendations in Phase 1 of the plan published by the Task Force to Re-Open Florida.

Section 2. Responsible Individual Activity

A. All persons in Florida shall continue to limit their personal interactions outside the home; however, as of the effective date of this order, persons in Florida may provide or obtain:

1. All services and activities currently allowed, *i.e.*, those described in Executive Order 20-91 and its attachments, which include activities detailed in Section 3 of Executive Order 20-91, the U.S. Department of Homeland Security in its Guidance on the Essential Critical Infrastructure Workforce and a list propounded by Miami-Dade County in multiple orders (as of April 1, 2020), as well as other services and activities approved by the State Coordinating Officer. Such services should continue to follow safety

guidelines issued by the CDC and OSHA. If necessary, employee screening or use of personal protective equipment should continue.

2. Additional services responsibly provided in accordance with Sections 3 and 4 of this order in counties other than Miami-Dade, Broward and Palm Beach. In Miami-Dade, Broward and Palm Beach counties, allowances for services and activities from Sections 3 and 4 of this order will be considered in consultation with local leadership.

B. Except as provided in Section 2(A)(1) of this order, senior citizens and individuals with a significant underlying medical condition (such as chronic lung disease, moderate-to-severe asthma, serious heart conditions, immunocompromised status, cancer, diabetes, severe obesity, renal failure and liver disease) are strongly encouraged to stay at home and take all measures to limit the risk of exposure to COVID-19.

C. For the duration of this order, all persons in Florida should:

1. Avoid congregating in large groups. Local jurisdictions shall ensure that groups of people greater than ten are not permitted to congregate in any public space that does not readily allow for appropriate physical distancing.
2. Avoid nonessential travel, including to U.S. states and cities outside of Florida with a significant presence of COVID-19.
3. Adhere to guidelines from the CDC regarding isolation for 14 days following travel on a cruise or from any international destination and any area with a significant presence of COVID-19.

D. This order extends Executive Order 20-80 (Airport Screening and Isolation) and Executive Order 20-82 (Isolation of Individuals Traveling to Florida), with exceptions for persons involved in military, emergency, health or infrastructure response or involved in commercial activity. This order extends Sections 1(C) and 1(D) of Executive Order 20-86 (Additional Requirements of Certain Individuals Traveling to Florida), which authorize the Department of Transportation, with assistance from the Florida Highway Patrol and county sheriffs, to continue to implement checkpoints on roadways as necessary.

Section 3. Businesses Restricted by Previous Executive Orders

Unless I direct otherwise, for the duration of this order, the following applies to businesses directly addressed by my previous Executive Orders:

- A. Bars, pubs and nightclubs that derive more than 50 percent of gross revenue from the sale of alcoholic beverages shall continue to suspend the sale of alcoholic beverages for on-premises consumption. This provision extends Executive Order 20-68, Section 1 as modified by Executive Order 20-71, Sections 1 and 2.
- B. Restaurants and food establishments licensed under Chapters 500 or 509, Florida Statutes, may allow on-premises consumption of food and beverage, so long as they adopt appropriate social distancing measures and limit their indoor occupancy to no more than 25 percent of their building occupancy. In addition, outdoor seating is permissible with appropriate social distancing. Appropriate social distancing requires maintaining a minimum of 6 feet between parties, only seating parties of 10 or fewer people and keeping bar counters closed to seating. This provision

extends Executive Order 20-68, Section 3 and supersedes the conflicting provisions of Executive Order 20-71, Section 2 regarding on-premises food consumption.

- C. Gyms and fitness centers closed by Executive Order 20-71 shall remain closed.
- D. The prohibition on vacation rentals in Executive Order 20-87 remains in effect for the duration of this order.
- E. The Department of Business and Professional Regulation shall utilize its authorities under Florida law to implement and enforce the provisions of this order as appropriate.

Section 4. Other Affected Business Services

Unless I direct otherwise, for the duration of this order, the following applies to other business services affected by my previous Executive Orders:

- A. In-store retail sales establishments may open storefronts if they operate at no more than 25 percent of their building occupancy and abide by the safety guidelines issued by the CDC and OSHA.
- B. Museums and libraries may open at no more than 25 percent of their building occupancy, provided, however, that (a) local public museums and local public libraries may operate only if permitted by local government, and (b) any components of museums or libraries that have interactive functions or exhibits, including child play areas, remain closed.

Section 5. Medical Procedures

Subject to the conditions outlined below, elective procedures prohibited by Executive Order 20-72 may resume when this order goes into effect. A hospital ambulatory surgical center, office surgery center, dental office, orthodontic office, endodontic office or other health care

practitioners' office in the State of Florida may perform procedures prohibited by Executive Order 20-72 only if:

- A. The facility has the capacity to immediately convert additional facility-identified surgical and intensive care beds for treatment of COVID-19 patients in a surge capacity situation;
- B. The facility has adequate personal protective equipment (PPE) to complete all medical procedures and respond to COVID-19 treatment needs, without the facility seeking any additional federal or state assistance regarding PPE supplies;
- C. The facility has not sought any additional federal, state, or local government assistance regarding PPE supplies since resuming elective procedures; and
- D. The facility has not refused to provide support to and proactively engage with skilled nursing facilities, assisted living facilities and other long-term care residential providers.

The Agency for Health Care Administration and the Department of Health shall utilize their authority under Florida law to further implement and enforce these requirements. This order supersedes the conflicting provisions of Executive Order 20-72.

Section 6. Previous Executive Orders Extended

The Executive Order 20-69 (Local Government Public Meetings) is extended for the duration of this order.

Section 7. Enforcement

This order shall be enforced under section 252.47, Florida Statutes. Violation of this order is a second-degree misdemeanor pursuant to section 252.50, Florida Statutes, and is punishable by imprisonment not to exceed 60 days, a fine not to exceed \$500, or both.

Section 8. Effective Date

This order is effective at 12:01 a.m. on May 4, 2020.



IN TESTIMONY WHEREOF, I have hereunto
set my hand and caused the Great Seal of the
State of Florida to be affixed, at Tallahassee, this
29th day of April, 2020.



RON DESANTIS, GOVERNOR

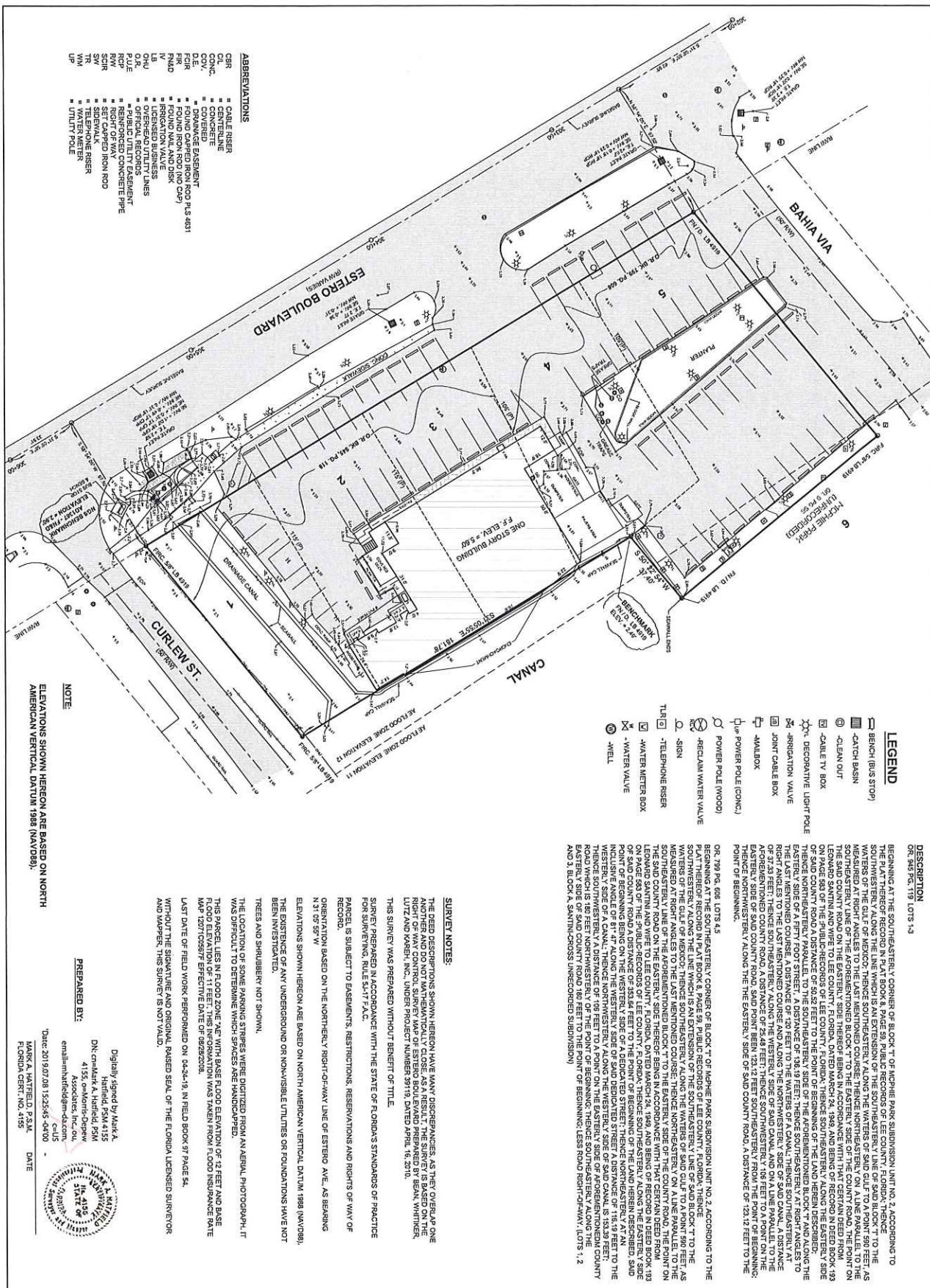
ATTEST:



SECRETARY OF STATE

2020 APR 29 PM 4:52

FILED



PROJECT: CHARLES BOAT HOUSE GRILL

LOCATION: 6241 ESTERO BLVD FT MEYERS BEACH FL 33931

CLIENT:

CONTRACT:

DATE:

SCALE: 1"=40'

DATE:

PROJECT MANAGER: M.A.K.

DRAWING BY: M.A.K.

CHECKED BY: M.A.K.

DATE:

PROJECT MANAGER: M.A.K.

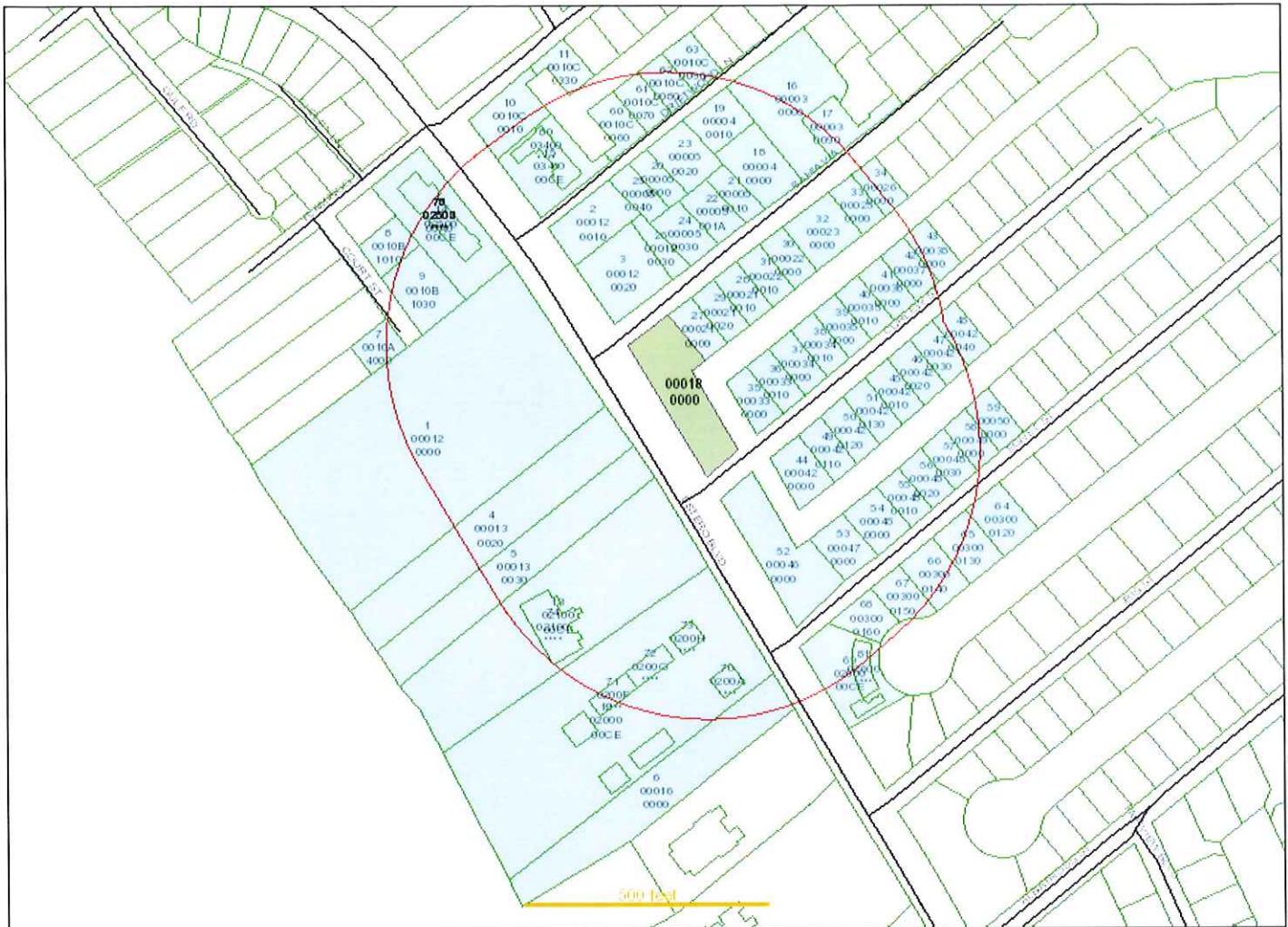
DRAWING BY: M.A.K.

CHECKED BY: M.A.K.

DATE:

Exhibit 5-1**List of Property Owners****Charley's Boat House Grill & Wine Bar**

Joeckel Family Trust, 18620 Cypress Haven Dr., Fort Myers, FL 33908 Paul Joeckel, Trustee, President and Treasurer	25%
Dempsey Family Trust, 6241 Estero Blvd., Fort Meyers Beach, FL 33931 Michael Dempsey, Trustee, Secretary	25%
Carol Young Trust, 6241 Estero Blvd., Fort Meyers Beach, FL 33931 Stockholder	12.5%
Dick Murphy, 6241 Estero Blvd., Fort Meyers Beach, FL 33931 Stockholder	12.5%
Dana Gosford Trust, 6241 Estero Blvd., Fort Meyers Beach, FL 33931 Dana Gosford Trustee, Vice President	8.33%
Stacey Ferreira Trust, 6241 Estero Blvd., Fort Meyers Beach, FL 33931 Stockholder	8.33%
Gretta Corazza, 6241 Estero Blvd., Fort Meyers Beach, FL 33931 Stockholder	8.33%



Date of Report: December 07, 2021

Buffer Distance: 500 feet

Parcels Affected: 208

Subject Parcel: 34-46-24-W4-00018.0000

[Click here to download the map image, mailing labels \(Avery 5161\) and CSV formatted information.](#)
To change, add or remove subject parcels please change the parcel selection in [GeoView](#)

OWNER NAME AND ADDRESS	STRAP AND LOCATION	LEGAL DESCRIPTION	MAP INDEX
COLORADO SOUTHERN INC 6200 ESTERO BLVD Fort Myers Beach FL 33931	33-46-24-W3-00012.0000 6200 ESTERO BLVD FORT MYERS BEACH FL 33931	PARL IN SE 1/4 AS DESC IN OR 471 PG 487 + OR 490 PG 826	1
SOUTHLAND CORPORATION CORPORATE TAX DEPT 2711 N HASKELL AVE DALLAS TX 75204	33-46-24-W3-00012.0010 6221 ESTERO BLVD FORT MYERS BEACH FL 33931	A PARCEL OF LAND IN SEC.33 + 34 AS FOLLOWS BEG AT A PT ON NELY SIDE ESTERO	2
6231 ESTERO LLC DOUGLAS D SCHUMANN 500 KINGS TOWN DR NAPLES FL 34102	33-46-24-W3-00012.0020 6231 ESTERO BLVD FORT MYERS BEACH FL 33931	PARL IN S E 1/4 SEC 33 + S W 1/4 SEC 34 TWP 46 R 24	3
6230 CAROUSEL LLC 174 WEST ST #212 LITCHFIELD CT 06759	33-46-24-W3-00013.0020 6230 ESTERO BLVD FORT MYERS BEACH FL 33931	BEG AT A PT OF INTERSEC ESTERO BLVD. + A LI PARL TO + 690 FT SE OF SE LI	4
CAROUSEL BEACH REDEVELOPMENT L 815 N EAST AVE OAK PARK IL 60302	33-46-24-W3-00013.0030 6240 ESTERO BLVD FORT MYERS BEACH FL 33931	A PARCEL OF LAND 80 FT WIDE LYING IN SEC 33 + 34 DESCRIBED AS FOLLOWS BEG	5

GULFVIEW MANOR LLC PO BOX 60014 FORT MYERS FL 33906	33-46-24-W3-00016.0000 6530 ESTERO BLVD FORT MYERS BEACH FL 33931	PARL IN SEC 33 TWP 46 R 24 DESC IN OR 01315 PG 0624	6
JOHNSON DIANNE D TR 6160 COURT CT FORT MYERS BEACH FL 33931	33-46-24-W3-0010A.4000 6156/6158 COURT ST FORT MYERS BEACH FL 33931	FLAMINGO PARK BLK A PB 9 PG 66 BEG AT NELY COR BLK A TH	7
OSFS REAL ESTATE TRUST 2200 KENTMERE PKWY WILMINGTON DE 19806	33-46-24-W3-0010B.1010 6125 COURT ST FORT MYERS BEACH FL 33931	FLAMINGO PARK BLK B PB 9 PG 66 LT 1 SELY 80 FT OF NWLY 160FT	8
STEVENS FAMILY VENTURES LP 1170 MASSEY ST NAPLES FL 34120	33-46-24-W3-0010B.1030 6145 COURT ST FORT MYERS BEACH FL 33931	FLAMINGO PARK BLK B PB 9 PG 66 SELY 140 FT OF LOT 1	9
6101 ESTERO LLC 14511 STIRLING RD SOUTHWEST RANCHES FL 33330	33-46-24-W3-0010C.0010 6101 ESTERO BLVD FORT MYERS BEACH FL 33931	LOTS 1 + 2 BLK C FLAMINGO PARK IN SECS 33 + 34 TWP 46 R 24 DESC OR 362 PG 299	10
MSV-HOLDING TRUST CORP 24890 EBRO CT BONITA SPRINGS FL 34135	33-46-24-W3-0010C.0330 130 FLAMINGO ST FORT MYERS BEACH FL 33931	FLAMINGO PARK BLK C PB 9 PG 66 LOT 33	11
PRIVATEER OF FT MYERS BEACH 6500 ESTERO BLVD FORT MYERS BEACH FL 33931	33-46-24-W3-02000.00CE 6500/6502 ESTERO BLVD FORT MYERS BEACH FL 33931	PRIVATEER OF FT MYERS BCH COMMON AREA OR414/0032 + OR2508/0334 + CPB 21 PG 39	12
SUNSET CONDO 6400 ESTERO BLVD FORT MYERS BEACH FL 33931	33-46-24-W3-02100.00CE SUNSET CONDO C/E FORT MYERS BEACH FL 33931	SUNSET CONDO COMMON AREA OR 1342 PG 2265	13
COQUINA CONDOMINIUM ASSOC SENTRY MANAGEMENT INC 2180 W SR 434 STE 5000 LONGWOOD FL 32779	33-46-24-W3-02500.00CE 6102 ESTERO BLVD FORT MYERS BEACH FL 33931	COQUINA CONDO DESC OR 1512 PG 2283 CE: POOL+SHUFFLEBOARD	14
ISLAND BREEZE CONDO 6151 ESTERO BLVD FORT MYERS BEACH FL 33931	33-46-24-W3-03400.00CE ISLAND BREEZE CONDO C/E FORT MYERS BEACH FL 33931	ISLAND BREEZE FKA HANCOCK GALLERY COMMON AREA OR1541/0904 + OR3243/0494	15
ROTHENBERG HENRY J 7259 WINKLER RD FORT MYERS FL 33919	34-46-24-W4-00003.0000 175 BAHIA VIA FORT MYERS BEACH FL 33931	PARL IN SEC 34 AS DESC IN OR 1030 PG 62 LESS 3.001 THRU 3.0100 LESS INST# 2016000169394	16
ROTHENBERG HENRY J 175 BAHIA VIA FORT MYERS BEACH FL 33931	34-46-24-W4-00003.0090 191 BAHIA VIA FORT MYERS BEACH FL 33931	FR INTERSEC NELY RW ESTERO BLVD + NWLY RW BAHIA VIA TH NELY ALG NWLY AS DESC IN INST# 2016000169394	17
PILKONS WALTER T & 159 BAHIA VIA FORT MYERS BEACH FL 33931	34-46-24-W4-00004.0000 159 BAHIA VIA FORT MYERS BEACH FL 33931	A PARL AS DESC IN OR 1283 PG 512	18
RYAN PATRICK G + 170 DRIFTWOOD LN FORT MYERS BEACH FL 33931	34-46-24-W4-00004.0010 170 DRIFTWOOD LN FORT MYERS BEACH FL 33931	PARL IN N W 1/4 OF S W 1/4 SEC 34 TWP 46 R 24 DESC IN OR 193 PG 486	19
MAGOURK JOHN + BETH ANN 134 DRIFTWOOD LN FORT MYERS BEACH FL 33931	34-46-24-W4-00005.0000 134 DRIFTWOOD LN FORT MYERS BEACH FL 33931	PARL DESC IN OR 1421 PG 1133 LESS OR 1528 PG 1186	20
SKAGGS STEPHEN P + LISA A 135 BAHIA VIA FORT MYERS BEACH FL 33931	34-46-24-W4-00005.0010 135 BAHIA VIA FORT MYERS BEACH FL 33931	A PAR IN SEC 34 DESC AS FOLL FR A PT ON NELY SI ESTERO BLVD 590 FT SELY ON	21
CHOMEL JEFFREY + CATHY	34-46-24-W4-00005.001A	A PARCEL IN SEC 34 TWP 46	22

2201 LINCOLN AVE CONNERSVILLE IN 47331	117119 BAHIA VIA FORT MYERS BEACH FL 33931	R 24 DESC IN OR 1075 PG 649	
MORGADO DAVID R TR + 144 DRIFTWOOD LN FORT MYERS BEACH FL 33931	34-46-24-W4-00005.0020 144 DRIFTWOOD LN FORT MYERS BEACH FL 33931	A PARL AS DESC IN OR 1266 PG 1771	23
HAINBUCHNER ERONIM PATRIK 200 NEW COURT NOVI MI 48377	34-46-24-W4-00005.0030 113115 BAHIA VIA FORT MYERS BEACH FL 33931	A PAR IN SEC 33 + 34 FR A PT ON NELY SI ESTERO BLVD 590 FT SELY FR BLK 1 MCPHIE PK 2 TH NE 200 FT TO POB	24
MARTIN BROTHERS REAL ESTATE LL 3926 VALLEY RD CLEVELAND OH 44109	34-46-24-W4-00005.0040 132 DRIFTWOOD LN FORT MYERS BEACH FL 33931	PARL DESC IN OR 1528 PG 1186	25
KEENER MARK A & KATHY L 1441 S CO RD 200 E CONNERSVILLE IN 47331	34-46-24-W4-00012.0030 111 BAHIA VIA FORT MYERS BEACH FL 33931	PARL IN S E 1/4 SEC 33 + S W 1/4 SEC 34 TWP 46 R 24 DESC IN OR 568 PG 790	26
ROXYJAY REAL ESTATE LLC 210 CURLEW ST FORT MYERS BEACH FL 33931	34-46-24-W4-00021.0000 110 BAHIA VIA FORT MYERS BEACH FL 33931	LOTS 6 BLK A SANTINI CROSS UNREC PLAT BEG SELY COR BLK 1 MC PHIE PK #2	27
BARTOW MARTIN J & 130 BAHIA VIA FORT MYERS BEACH FL 33931	34-46-24-W4-00021.0010 130 BAHIA VIA FORT MYERS BEACH FL 33931	LOT 8 BLK A SANTINI-CROSS UNREC PLAT BEG SELY COR BLK 1 MCPHIE PK #2 SELY AT	28
BAHIA VIA LLC 4180 BRIGADOON DR SHOREVIEW MN 55126	34-46-24-W4-00021.0020 120122 BAHIA VIA FORT MYERS BEACH FL 33931	LOT 7 BLK A SANTINI CROSS SUB.UNREC.BEG SELY COR BLK 1 MCPHIE PK UNIT 2 TH	29
DIMURRO JOHN 150 BAHIA VIA FORT MYERS BEACH FL 33931	34-46-24-W4-00022.0000 150 BAHIA VIA FORT MYERS BEACH FL 33931	LOT 10 BLK A SANTINI CROSS UNREC PLAT BEG SELY COR BLK 1 MC PHIE PK #2	30
SISTEVARIS GREGORY & DANA S 323 TWIN EAGLES BLVD E HUNTERTOWN IN 46748	34-46-24-W4-00022.0010 140 BAHIA VIA FORT MYERS BEACH FL 33931	FR SELY COR BLK 1 MC PHIE PK #2 SELY RT ANGLES TO SELY SI SD BLK 1 590 FT AKA LT9 BLK A UNREC	31
DIMURRO JOHN 160 BAHIA VIA FORT MYERS BEACH FL 33931	34-46-24-W4-00023.0000 160 BAHIA VIA FORT MYERS BEACH FL 33931	LOTS 11 + 12 BLK A SANTINI CROSS UNREC PLAT BEG SELY COR BLK 1 MCPHIE PK #2	32
QUEDEVEZ BARION PROPERTIES LLC 1317 N MIAN ST STE M BOX 18 SUMMERVILLE SC 29483	34-46-24-W4-00025.0000 180 BAHIA VIA FORT MYERS BEACH FL 33931	LOT 13 BLK A SANTINI CROSS UNREC PLAT BEG SELY COR BLK 1 590 FT NELY AT RT	33
WOLF MICHAEL & SUZANNE 707 WEST ST EDGAR WI 54426	34-46-24-W4-00026.0000 190 BAHIA VIA FORT MYERS BEACH FL 33931	LOT 14 BLK A SANTINI CROSS UNREC PLAT BEG SELY COR BLK 1 MC PHIE PK #2	34
CAMPBELL ROBERT E & PHYLLIS 3627 HUBBARD MIDDLESEX WEST MIDDLESEX PA 16159	34-46-24-W4-00033.0000 125 CURLEW ST FORT MYERS BEACH FL 33931	PARL IN S W 1/4 SEC 34 TWP 46 R 24 DESC IN OR 702 PG 263	35
3RD GEN LLC 6334 STATE RT 48 LAWRENCEBURG IN 47025	34-46-24-W4-00033.0010 127 CURLEW ST FORT MYERS BEACH FL 33931	SANTINI CROSS UNREC PLAT BLK B LOT 2 DESC IN OR 276 PG 60	36
LEE JASON R 195 GREENCASTLE RD TYRONE GA 30290	34-46-24-W4-00034.0000 129 CURLEW ST FORT MYERS BEACH FL 33931	LOT 3 BLK B SANTINI CROSS PLAT BEG SELY COR BLK 1 MC PHIE PK #2 SELY AT RT	37
CUMMINGS JOHN L 4 PETERS BROOK DR HOOKSETT NH 03106	34-46-24-W4-00034.0010 139 CURLEW ST FORT MYERS BEACH FL 33931	SANTINI CROSS UNREC PLAT BLK B LOT 4 BEG SELY COR BLK 1 MC PHIE PK #2 SELY	38
SCHWIRTZ MARK J & SHEILA L 507 ABBEY WAY MENDOTA HEIGHTS MN 55120	34-46-24-W4-00035.0000 147 CURLEW ST FORT MYERS BEACH FL 33931	PARL IN N W 1/4 OF S W 1/4 DESC IN OR 604 PG 801 AKA LT 5 BLK B SANTINI CRO	39

FINLEY TIMOTHY J & BRENDA J TR 553 WYATT DR SAINT PETERS MO 63376	34-46-24-W4-00035.0010 153 CURLEW ST FORT MYERS BEACH FL 33931	SANTINI CROSS UNREC BLK B LOT 6	40
KOCISKO DAVID A + MAUREEN J 322 EDISTO CT CHAPEL HILL NC 27514	34-46-24-W4-00036.0000 159 CURLEW ST FORT MYERS BEACH FL 33931	LOT 7 BLK B SANTINI CROSS UNREC PLAT BEG SELY COR BLK I MC PHIE PK #2 SELY	41
BUSDEKER THOMAS R & SHERI M WESTFIELD GROUPS PO BOX 93 GIBSONBURG OH 43431	34-46-24-W4-00037.0000 179 CURLEW ST FORT MYERS BEACH FL 33931	LOT 8 BLK B SANTINI CROSS UNREC PLAT BEG SELY COR BLK I MC PHIE PK #2 SELY	42
WYMORE LINDA JANE 3520 FOXCROFT DR LEWIS CENTER OH 43035	34-46-24-W4-00038.0000 189 CURLEW ST FORT MYERS BEACH FL 33931	PARCEL IN SEC 34 TWN 46 RGE 24 AS DESC IN OR 1291 PG 1193	43
SOUTHERN LATITUDE RETREAT LLC E 19885 COUNTY RD ND AUGUSTA WI 54722	34-46-24-W4-00042.0000 110 CURLEW ST FORT MYERS BEACH FL 33931	LOT 1 BLK C SANTINI CROSS UNREC PLAT BEG SELY COR BLK I MC PHIE PK #2 SELY	44
KILBURG JUDITH R TR 150 CURLEW ST FORT MYERS BEACH FL 33931	34-46-24-W4-00042.0010 150 CURLEW ST FORT MYERS BEACH FL 33931	PARL IN N W 1/4 OF S W 1/4 DESC OR 401 PG 109 AKA LT 5 BLK C SANTINI CROSS	45
NACCARATO CARMELO + FRANCA 3220 PINE CONE CT MILFORD MI 48381	34-46-24-W4-00042.0020 160 CURLEW ST FORT MYERS BEACH FL 33931	FR SE COR BLK I MC PHIE PK UT 2 DESC OR 1131 PG 614 AKA LT 6 BLK C	46
JMB REALTY LLC 25335 PINSON DR BONITA SPRINGS FL 34135	34-46-24-W4-00042.0030 170 CURLEW ST FORT MYERS BEACH FL 33931	FR SE COR BLK I MC PHIE PK UNIT 2 SW TO WATERS OF GULF TH SELY ALG SD WATERS	47
SIMPSON BETTY J 180 CURLEW ST FORT MYERS BEACH FL 33931	34-46-24-W4-00042.0040 180 CURLEW ST FORT MYERS BEACH FL 33931	FR SE COR BLK I MC PHIE PK UNIT 2 SWLY TO WATERS OF GULF TH SELY ALG SD WATERS	48
PHILLIPS TIMOTHY SCOTT & 120 CURLEW ST FORT MYERS BEACH FL 33931	34-46-24-W4-00042.0110 120 CURLEW ST FORT MYERS BEACH FL 33931	PARL IN N W 1/4 OF S W 1/4 DESC OR 733 PG 491 AKA BLK C LT 2 SANTINI-CRO	49
BASILONE GEORGE + 32 GOLF OVAL SPRINGFIELD NJ 07081	34-46-24-W4-00042.0120 130 CURLEW ST FORT MYERS BEACH FL 33931	SANTINI CROSS UNREC PLAT BLK C LOT 3 BEG SELY COR BLK I MC PHIE PK #2 SELY	50
YANAKEFF DAVID + ROSEMARY TR 9560 WALDRON RD JEROME MI 49249	34-46-24-W4-00042.0130 140 CURLEW ST FORT MYERS BEACH FL 33931	PARL IN N W 1/4 OF S W 1/4 SEC 34 TWP 46 R 24 DESC IN OR 288 PG 6	51
FORT MYERS BEACH PROPERTIES PO BOX 60014 FORT MYERS FL 33906	34-46-24-W4-00046.0000 6425 ESTERO BLVD FORT MYERS BEACH FL 33931	PARLS IN S W 1/4 OF S W 1/4 SEC 34 TWP 46 R 24 DESC IN OR 504 PG 588 + PAR AKA LOTS 1 THRU 3 BLK D SANTINI CROSS UNREC	52
CAVANAUGH JOHN F 209 MILDRED AVE CARY IL 60013	34-46-24-W4-00047.0000 121 EGRET ST FORT MYERS BEACH FL 33931	A PARL AS DESC IN OR 1270 PG 1946	53
DUNLAP JAMES E & MICHELE L 10087 IDLE PINE LN ESTERO FL 34135	34-46-24-W4-00048.0000 131 EGRET ST FORT MYERS BEACH FL 33931	A PARL AS DESC IN OR 1265 PG 213 LOT 8 + NE 30 FT OF LOT 7 BLK D SANTINI CROSS UNREC	54
GAERTNER MARK A + 3273 COSTA DR VADNAIS HEIGHTS MN 55127	34-46-24-W4-00048.0010 141 EGRET ST FORT MYERS BEACH FL 33931	LOT 6 BLK A MARTIN LEWIS UNREC BEG SE COR BLK I MC PHIE PK #2 SELY AT RT	55
HENNEMAN GENEVA M 151 EGRET ST FORT MYERS BEACH FL 33931	34-46-24-W4-00048.0020 151 EGRET ST FORT MYERS BEACH FL 33931	LOT 7 BLK A MARTIN LEWIS UNREC BEG SE COR BLK I MC PHIE PK #2 SELY AT RT	56
VANFLEET JOHN L JR	34-46-24-W4-00048.0030	PARL IN N W 1/4 OF S W 1/4	57

155 EGRET ST FORT MYERS BEACH FL 33931	155 EGRET ST FORT MYERS BEACH FL 33931	SEC 34 TWP 46 R 24 DESC IN OR 713 PG 11	
KEHOE DONALD B & SHERRI S 8405 EAGLE CREST LN INDIANAPOLIS IN 46234	34-46-24-W4-00049.0000 161 EGRET ST FORT MYERS BEACH FL 33931	LOT 9 BLK A MARTIN LEWIS UNREC PLAT BEG SELY COR BLK 1 MC PHIE PK #2 SELY	58
PACCHINO CARMIN E + 171 EGRET ST FORT MYERS BEACH FL 33931	34-46-24-W4-00050.0000 171 EGRET ST FORT MYERS BEACH FL 33931	LOT 10 BLK A MARTIN-LEWIS SUB.BEG SELY COR BLK 1 MC PHIE PK #2 SELY AT RT	59
MESSICK JERRY L & TERESA M 21305 E 35TH TER CT 5 INDEPENDENCE MO 64057	34-46-24-W4-0010C.0060 135 DRIFTWOOD LN FORT MYERS BEACH FL 33931	FLAMINGO PARK BLK C PB 9 PG 66 LOT 6	60
EL ALAYLI SHERIF & ERICA 11149 SPRUCE POINTE DRIVE BRIGHTON MI 48114	34-46-24-W4-0010C.0070 143 DRIFTWOOD LN FORT MYERS BEACH FL 33931	FLAMINGO PARK BLK C PB 9 PG 66 LOT 7	61
STEIER ERIC R & CAROL L 5211 GRAND AVE WESTERN SPRINGS IL 60558	34-46-24-W4-0010C.0080 153 DRIFTWOOD LN FORT MYERS BEACH FL 33931	FLAMINGO PARK BLK C PB 9 PG 66 LOT 8	62
WUNDERLICH DAVID + PAULA 203 DRIFTWOOD LN FORT MYERS BEACH FL 33931	34-46-24-W4-0010C.0090 203 DRIFTWOOD LN FORT MYERS BEACH FL 33931	FLAMINGO PARK BLK C PB9 PG 66 LT 9 + SWLRY 10 FT LT 10	63
FOGDALL JAMES + JUDITH 160 EGRET ST FORT MYERS BEACH FL 33931	34-46-24-W4-00300.0120 160 EGRET ST FORT MYERS BEACH FL 33931	SANDPIPER VILLAGE 2 PB 9 PG 52 LOT 12 ALSO 1/99 PROP DESC	64
GUANCHE MIGUEL + MAYRA 6995 GLENEAGLE DR MIAMI LAKES FL 33014	34-46-24-W4-00300.0130 140 EGRET ST FORT MYERS BEACH FL 33931	SANDPIPER VILLAGE 2 PB 9 PG 52 LOT 13 ALSO 1/99 INT PROP	65
ONSAGER FLORIDA LLC + 1096 TAYLOR LN STOUGHTON WI 53589	34-46-24-W4-00300.0140 130/132 EGRET ST FORT MYERS BEACH FL 33931	SANDPIPER VILLAGE 2 PB 9 PG 52 LOT 14 ALSO 1/99 INT PROP	66
BASS THOMAS L + TIFFANY E 4091 STALEY RD FORT MYERS FL 33905	34-46-24-W4-00300.0150 120 EGRET ST FORT MYERS BEACH FL 33931	SANDPIPER VILLAGE UNIT 2 PB 9 PG 52 LOT 15 LESS SLY 15 FT ALSO INT RW	67
UNKNOWN HEIRS OF 915 S 28TH ST SOUTH BEND IN 46615	34-46-24-W4-00300.0160 110 EGRET ST FORT MYERS BEACH FL 33931	SANDPIPER VILLAGE 2 PB 9 PG 52 LOT 16 + SLY 15 FT LOT 15 ALSO INT RW	68
RTJP INVESTMENTS INC 17 DORAL CT MATTOON IL 61938	34-46-24-W4-02600.00CE 6553 ESTERO BLVD FORT MYERS BEACH FL 33931	DOLPHIN INN CONDO COMMON AREA DESC IN OR 1899 PG 2799	69
FELDMANN GARY 3 TIMBERLINE DR ALEXANDRIA KY 41001	33-46-24-W3-0200A.1010 6500 ESTERO BLVD #A101 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG A UNIT 101	70
KING DAVID J + JOANN M 6500 ESTERO BLVD #A103 FORT MYERS BEACH FL 33931	33-46-24-W3-0200A.1030 6500 ESTERO BLVD #A103 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG A UNIT 103	70
WIMBERLY & WIMBERLY PO BOX 694 RICHMOND KY 40476	33-46-24-W3-0200A.2010 6500 ESTERO BLVD #A201 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG A UNIT 201	70
ZAPP DAVID P & 1626 BELFIELD ST INDIANAPOLIS IN 46217	33-46-24-W3-0200A.2030 6500 ESTERO BLVD #A203 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG A UNIT 203	70
SOLDIER CAY INC 999 VANDERBILT BEACH RD STE 501 NAPLES FL 34108	33-46-24-W3-0200A.3010 6500 ESTERO BLVD #A301 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG A UNIT 301	70
ROWE DONN A TR 220 LOOP AVE MANSON WA 98831	33-46-24-W3-0200A.3030 6500 ESTERO BLVD #A303 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG A UNIT 303	70

WALSH TERRENCE A # 6679 N HIAWATHA CHICAGO IL 60646	33-46-24-W3-0200F.1120 6500 ESTERO BLVD #F112 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG F UNIT 112	71
HOLZENDOFT RUTH EVANS TR 756 HOLLAND LANE ROMEIOVILLE IL 60446	33-46-24-W3-0200F.1140 6500 ESTERO BLVD #F114 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG F UNIT 114	71
SNEDDON JOY B TR 4790 GOEBLE RD FORT MYERS FL 33905	33-46-24-W3-0200F.1160 6500 ESTERO BLVD #F116 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG F UNIT 116	71
WIEN DAVID P & JANICE K 708 GREENBANK RD WILMINGTON DE 19808	33-46-24-W3-0200F.1180 6500 ESTERO BLVD #F118 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG F UNIT 118	71
HOSKINS BRIAN K & SUSAN B 801 W COLISEUM BLVD FORT WAYNE IN 46808	33-46-24-W3-0200F.2120 6500 ESTERO BLVD #F212 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG F UNIT 212	71
HENRY KATHRYN & TED 16176 LAKESIDE AVE SE PRIOR LAKE MN 55372	33-46-24-W3-0200F.2140 6500 ESTERO BLVD #F214 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG F UNIT 214	71
GRANT RICKY A + TERESA R 160 E ROCKDALE RD CAMBRIDGE WI 53523	33-46-24-W3-0200F.2160 6500 ESTERO BLVD #F216 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG F UNIT 216	71
GENZINK RETHA 2085 112TH AVE HOLLAND MI 49424	33-46-24-W3-0200F.2180 6500 ESTERO BLVD #F218 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG F UNIT 218	71
PELLETIER SCOTT & JUDY TR 11802 FAR EDGE PATH COLUMBIA MD 21044	33-46-24-W3-0200G.1040 6500 ESTERO BLVD #G104 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG G UNIT 104	72
BARTLETT ROBERT M + LILA F 3396 MAPLE LEAF LOOP SOUTH FARGO ND 58104	33-46-24-W3-0200G.1060 6500 ESTERO BLVD #G106 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG G UNIT 106	72
FLORY SUSAN E TR 6500 ESTERO BLVD #G108 FORT MYERS BEACH FL 33931	33-46-24-W3-0200G.1080 6500 ESTERO BLVD #G108 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG G UNIT 108	72
WALLIS LISA S TR 28270 INSULAR WAY BONITA SPRINGS FL 34135	33-46-24-W3-0200G.1100 6500 ESTERO BLVD #G110 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG G UNIT 110	72
RICHARDSON JACK D & DONNA L 8303 MERLOT LN LAUREL MD 20723	33-46-24-W3-0200G.2040 6500 ESTERO BLVD #G204 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG G UNIT 204	72
SCHMIDT MARTIN S 1307 SHORELINE DRIVE WAYZATA MN 55391	33-46-24-W3-0200G.2060 6500 ESTERO BLVD #G206 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG G UNIT 206	72
DELANEY GARY L + KATHRYN TR 112 PRAIRIE DR MINOOKA IL 60447	33-46-24-W3-0200G.2080 6500 ESTERO BLVD #G208 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG G UNIT 208	72
ALVES A DACOSTA & SANDRA J 4543 CATALINA LANE BONITA SPRINGS FL 34134	33-46-24-W3-0200G.2100 6500 ESTERO BLVD #G210 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG G UNIT 210	72
KNIBBE DAVID J & GAYLE E 2530 W G AVE KALAMAZOO MI 49009	33-46-24-W3-0200H.1000 6500 ESTERO BLVD #H100 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG H UNIT 100	73
RUSSELL WILLIAM G IV # 119 COMMERCE ST CLINTON CT 06413	33-46-24-W3-0200H.1020 6500 ESTERO BLVD #H102 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG H UNIT 102	73
BROUGHER DOUGLAS E # 1220 HALF MOON LN	33-46-24-W3-0200H.2000 6500 ESTERO BLVD #H200	THE PRIVATEER CONDO DESC OR BK 414 PG 32	73

CICERO IN 46034	FORT MYERS BEACH FL 33931	BLDG H UNIT 200	
GIERSEWSKI STEPHEN T 6500 ESTERO BLVD #H202 FORT MYERS BEACH FL 33931	33-46-24-W3-0200H.2020 6500 ESTERO BLVD #H202 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG H UNIT 202	73
ZDEB DIANE D TR 1697 WHITCOMB AVE DES PLAINES IL 60018	33-46-24-W3-0200H.3000 6500 ESTERO BLVD #H300 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG H UNIT 300	73
GREIG LUCIA 10737 FIRST LINE NASSEGEWAYA MILTON ON LOP 1JO CANADA	33-46-24-W3-0200H.3020 6500 ESTERO BLVD #H302 FORT MYERS BEACH FL 33931	THE PRIVATEER CONDO DESC OR BK 414 PG 32 BLDG H UNIT 302	73
SUNSET 100 LLC PO BOX 30 DECATUR IN 46733	33-46-24-W3-02100.0100 6400 ESTERO BLVD #100 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 100	74
MCCARTY RONALD G + JENNIFER TR 18292 DEEP PASSAGE LN FORT MYERS BEACH FL 33931	33-46-24-W3-02100.0101 6400 ESTERO BLVD #101 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 101	74
RUSSELL ROBERT M # 3 WYCLIFFE RD EAST WALPOLE MA 02032	33-46-24-W3-02100.0102 6400 ESTERO BLVD #102 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 102	74
FANCHER SHANE R + MICHELLE L 4160 S LAKE CT DECATUR IL 62521	33-46-24-W3-02100.0103 6400 ESTERO BLVD #103 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 103	74
STONER JONATHAN # LEESA 3631 SILVER BROOK LN GAINESVILLE GA 30506	33-46-24-W3-02100.0104 6400 ESTERO BLVD #104 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 104	74
PARRISH GREGG S + KAREN 11809 EAGLE VIEW CT FORT WAYNE IN 46814	33-46-24-W3-02100.0105 6400 ESTERO BLVD #105 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 105	74
BAKER CARL + NELDA 43440 MARIETTA RD CALDWELL OH 43724	33-46-24-W3-02100.0200 6400 ESTERO BLVD #200 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 200	74
JOHNSON JAMES N 6754 GRAND OAKS CT MASON OH 45040	33-46-24-W3-02100.0201 6400 ESTERO BLVD #201 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 201	74
DOWNEN JERRY L # MARY ANNE TR 402 N ALTON ST FREEBURG IL 62243	33-46-24-W3-02100.0202 6400 ESTERO BLVD #202 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 202	74
CARRICO EMIDO G # 215 JUNIPER DR YORKTOWN HEIGHTS NY 10598	33-46-24-W3-02100.0203 6400 ESTERO BLVD #203 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 203	74
SPAKE KAREN J 220 LANE 440 LAKE JAMES ANGOLA IN 46703	33-46-24-W3-02100.0204 6400 ESTERO BLVD #204 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 204	74
DANIEL DOUGLAS R # PATSY L 1706 HIDDEN VALLEY DR IOWA FALLS IA 50126	33-46-24-W3-02100.0205 6400 ESTERO BLVD #205 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 205	74
BAKER TERRY L + NANCY L 2848 E 550TH N DECATUR IN 46733	33-46-24-W3-02100.0300 6400 ESTERO BLVD #300 FORT MYERS BEACH FL 33931	SUNSET CONDO DESC OR 1342 PG 2265 UNIT 300	74
SCHRIER LARRY E + SHERRY L TR 742 HOMESTEAD WY BROWNSBURG IN 46112	33-46-24-W3-02100.0301 6400 ESTERO BLVD #301 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 301	74
DANIEL DOUGLAS R + PATSY L 1706 HIDDEN VALLEY DR IOWA FALLS IA 50126	33-46-24-W3-02100.0302 6400 ESTERO BLVD #302 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 302	74

SEMEL EVELYN B 14323 PATTY BERG DR FORT MYERS FL 33919	33-46-24-W3-02100.0303 6400 ESTERO BLVD #303 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 303	74
DAWSON TODD A + JAN 205 EMS T34C LN LEESBURG IN 46538	33-46-24-W3-02100.0304 6400 ESTERO BLVD #304 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 304	74
SCOTT A DRAKE TRUST + 81 EMS T32C LN LEESBURG IN 46538	33-46-24-W3-02100.0305 6400 ESTERO BLVD #305 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 305	74
WALZ STEPHEN N + CHERYL S 6400 ESTERO BLVD #400 FORT MYERS BEACH FL 33931	33-46-24-W3-02100.0400 6400 ESTERO BLVD #400 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 400	74
AMARAL LOUISE J 324 FRONT ST #3 MARION MA 02738	33-46-24-W3-02100.0401 6400 ESTERO BLVD #401 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 401	74
PARADISE POINT PROPERTIES LLC 1706 HIDDEN VALLEY DR IOWA FALLS IA 50126	33-46-24-W3-02100.0402 6400 ESTERO BLVD #402 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 402	74
LORIS RENTAL LLC LORETTA FREY 77E 550N CRAWFORDSVILLE IN 47933	33-46-24-W3-02100.0403 6400 ESTERO BLVD #403 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 403	74
CARDWELL DOUGLAS F TR 6400 ESTERO BLVD #404 FORT MYERS BEACH FL 33931	33-46-24-W3-02100.0404 6400 ESTERO BLVD #404 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 404	74
VIECELI DAVID A + DONNA L 6400 ESTERO BLVD #405 FORT MYERS BEACH FL 33931	33-46-24-W3-02100.0405 6400 ESTERO BLVD #405 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 405	74
RAWAS MAHMOUD + FADIA 8160 GLENMILL CT CINCINNATI OH 45249	33-46-24-W3-02100.0500 6400 ESTERO BLVD #500 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 500	74
JENNER CAROLINE J 6400 ESTERO BLVD # 501 FORT MYERS BEACH FL 33931	33-46-24-W3-02100.0501 6400 ESTERO BLVD #501 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 501	74
RICHARD C FREEMAN III TRUST + 4717 LEGACY COVE LN MABLETON GA 30126	33-46-24-W3-02100.0502 6400 ESTERO BLVD #502 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 502	74
HOWARD STACY & RHONDA 1600 SOUTH LEE AVENUE MORTON IL 61550	33-46-24-W3-02100.0503 6400 ESTERO BLVD #503 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 503	74
HARVEY JANICE L PO BOX 700 EAST AMHERST NY 14051	33-46-24-W3-02100.0504 6400 ESTERO BLVD #504 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 504	74
DANGELO CRAIG M + MARGARET A 3333 CRAIG DR NORTH TONAWANDA NY 14120	33-46-24-W3-02100.0505 6400 ESTERO BLVD #505 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 505	74
NIEDOSIK DENNIS L/E PO BOX 823 GRANGER IN 46530	33-46-24-W3-02100.0600 6400 ESTERO BLVD #600 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 600	74
FRIEDMAN ABIGAIL TR 4919 S DORCHESTER AVE CHICAGO IL 60615	33-46-24-W3-02100.0601 6400 ESTERO BLVD #601 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 601	74
HOFMAN KYE P + SHERI L 11497 S 450 E HAUBSTADT IN 47639	33-46-24-W3-02100.0602 6400 ESTERO BLVD #602 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 602	74
MCGUIRK JOHN F TRUST	33-46-24-W3-02100.0603	SUNSET CONDO	74

PO BOX 1250 INDIAN RIVER MI 49749	6400 ESTERO BLVD #603 FORT MYERS BEACH FL 33931	OR 1342 PG 2265 UNIT 603	
KIMBERLY A TORTORA TRUST + 17199 N LAUREL PARK DR STE 100 LIVONIA MI 48152	33-46-24-W3-02100.0604 6400 ESTERO BLVD #604 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 604	74
GRAFF NANCY W + 123 HAZEL ST KITTANNING PA 16201	33-46-24-W3-02100.0605 6400 ESTERO BLVD #605 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 605	74
HINTZ LARRY J TR 43W219 TALL PINES RD ELGIN IL 60124	33-46-24-W3-02100.0700 6400 ESTERO BLVD #700 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 700	74
MUNTEAN ANTOINETTE A TR 7604 SCENICVIEW DR INDEPENDENCE OH 44131	33-46-24-W3-02100.0701 6400 ESTERO BLVD #701 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 701	74
MONTGOMERY RICKY G + SUSAN M 3 FIRESIDE CT FRANKFORT IN 46041	33-46-24-W3-02100.0702 6400 ESTERO BLVD #702 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 702	74
FALK DONALD E & NANCY J 1725 W 4TH ST RED WING MN 55066	33-46-24-W3-02100.0703 6400 ESTERO BLVD #703 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 703	74
ALI MEDIAN & JNEIDI MUNA 10324 APPLE PARK CT DAYTON OH 45458	33-46-24-W3-02100.0704 6400 ESTERO BLVD #704 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 704	74
MUSTO RICHARD W & JOANN G 2050 JAMIESON AVENUE APT 1003 ALEXANDRIA VA 22314	33-46-24-W3-02100.0705 6400 ESTERO BLVD #705 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 705	74
VIECELI DAVID A + DONNA L 6400 ESTERO BLVD # 405 FORT MYERS BEACH FL 33931	33-46-24-W3-02100.0800 6400 ESTERO BLVD #800 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 800	74
JONES DEBRA L TR PO BOX 88 WAITSFIELD VT 05673	33-46-24-W3-02100.0801 6400 ESTERO BLVD #801 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 801	74
LLOYD R SHROYER TRUST + 3700 E FOREST GLEN AVE LEESBURG IN 46538	33-46-24-W3-02100.0802 6400 ESTERO BLVD #802 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 802	74
HICKLING NANCY WHITE 24 LOCHAN LANE BOX 1239 BOBCAYGEON ON KOM 1A0 CANADA	33-46-24-W3-02100.0803 6400 ESTERO BLVD #803 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 803	74
TENNESSEA LLC 655 N EAST END STRAWBERRY PLAINS TN 37871	33-46-24-W3-02100.0804 6400 ESTERO BLVD #804 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 804	74
MOCKLER JAMES P TR 2703 JUNONIA CT FORT MYERS FL 33908	33-46-24-W3-02100.0805 6400 ESTERO BLVD #805 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 805	74
FANCHER MICHELLE L 4160 S LAKE CT DECATUR IL 62521	33-46-24-W3-02100.0900 6400 ESTERO BLVD #900 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 900	74
BUCELLI PHILIP J & 47 WOOD ST WOBURN MA 01801	33-46-24-W3-02100.0901 6400 ESTERO BLVD #901 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 901	74
SHORT TINA 16555 N MCCAULEY LN MOUNT VERNON IL 62864	33-46-24-W3-02100.0902 6400 ESTERO BLVD #902 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 902	74
ISLE PROPERTY INVESTMENTS LLC 1842 TOSSING MANE CT	33-46-24-W3-02100.0903 6400 ESTERO BLVD #903	SUNSET CONDO OR 1342 PG 2265	74

DAYTON OH 45458	FORT MYERS BEACH FL 33931	UNIT 903	
HILTON MARK E & DIANA L 23 AGNELL CT SACRAMENTO CA 95835	33-46-24-W3-02100.0904 6400 ESTERO BLVD #904 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 904	74
BELLINA SUSAN A TR 5980 ESTERO BLVD FORT MYERS BEACH FL 33931	33-46-24-W3-02100.0905 6400 ESTERO BLVD #905 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 905	74
FORT MYERS BEACHSIDE LLC 10900 N DANA DR PEORIA IL 61615	33-46-24-W3-02100.1000 6400 ESTERO BLVD #1000 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1000	74
GOLDENBERG ALAN L/E 6400 ESTERO BLVD #1001 FORT MYERS BEACH FL 33931	33-46-24-W3-02100.1001 6400 ESTERO BLVD #1001 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1001	74
POPPALARDO PHYLLIS A + 909 RANDOLPH RD MIDDLETOWN CT 06457	33-46-24-W3-02100.1002 6400 ESTERO BLVD #1002 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1002	74
CHIPS AND QUESO TRUST 9951 WOODLANDS DR FISHERS IN 46037	33-46-24-W3-02100.1003 6400 ESTERO BLVD #1003 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1003	74
LINTON DIANE E + DAVID H TR 110 WHITE TAIL LN LANCASTER MA 01523	33-46-24-W3-02100.1004 6400 ESTERO BLVD #1004 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1004	74
DEME JACK + MARIE 6400 ESTERO BLVD #1005 FORT MYERS BEACH FL 33931	33-46-24-W3-02100.1005 6400 ESTERO BLVD #1005 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1005	74
TAYLOR LYNNE C 6966 OVERLOOK DR FORT MYERS FL 33919	33-46-24-W3-02100.1100 6400 ESTERO BLVD #1100 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1100	74
SUNSET 1101 LLC 731 NE 7TH AVE FORT LAUDERDALE FL 33304	33-46-24-W3-02100.1101 6400 ESTERO BLVD #1101 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1101	74
BRADY STEVE A & JULIE A 1128 PLUM TREE LN PALATINE IL 60067	33-46-24-W3-02100.1102 6400 ESTERO BLVD #1102 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1102	74
BP SUNSET PROPERTIES LLC ROSALIE PAUCK 1105 TURFRUNNER CT FLORISSANT MO 63034	33-46-24-W3-02100.1103 6400 ESTERO BLVD #1103 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1103	74
WEBB FLORENCE + 508 E 1ST ST AUBURN IN 46706	33-46-24-W3-02100.1104 6400 ESTERO BLVD #1104 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1104	74
PAYETTE MARY MULCAHY TR 579 HOLLY LN N OAKDALE MN 55128	33-46-24-W3-02100.1105 6400 ESTERO BLVD #1105 FORT MYERS BEACH FL 33931	SUNSET CONDO OR 1342 PG 2265 UNIT 1105	74
6100 ESTERO BLVD LLC 200 EXECUTIVE WAY STE 200 PONTE VEDRA BEACH FL 32082	33-46-24-W3-02500.00A0 6100 ESTERO BLVD FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 COMM UNITS A B C	75
SWEENEY TIMOTHY J & 2445 EDGERTON ST LITTLE CANADA MN 55117	33-46-24-W3-02502.00A0 6100 ESTERO BLVD #2A FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 2-A	76
WITTEKIND RAYMOND E JR & 11311 SOUTH MILLARD CHICAGO IL 60655	33-46-24-W3-02502.00B0 6100 ESTERO BLVD #2B FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 2-B	76
GUIX FAMILY LLC 16855 DRAKE CT BROOKFIELD WI 53005	33-46-24-W3-02502.00C0 6100 ESTERO BLVD #2C FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 2-C	76

PECK ROBERT & SARAH B 75 BUFFALO AVE MEDFORD NY 11763	33-46-24-W3-02502.00DO 6100 ESTERO BLVD #2D FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 2-D	76
SIMS FRANCIS C + 10545 S RIDGEWAY AVE CHICAGO IL 60655	33-46-24-W3-02502.00EO 6100 ESTERO BLVD #2E FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 2-E	76
OREILLY MICHAEL J + 10615 S BELL AVE CHICAGO IL 60643	33-46-24-W3-02502.00FO 6100 ESTERO BLVD #2F FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 2-F	76
KINSINGER CHERYL L TR 1109 WESTMINSTER DR WASHINGTON IL 61571	33-46-24-W3-02503.00AO 6100 ESTERO BLVD #3A FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 3-A	77
JEFFREY F SHAW TRUST + 4437 XERXES AVE S MINNEAPOLIS MN 55410	33-46-24-W3-02503.00BO 6100 ESTERO BLVD #3B FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 3-B	77
FINLAYSON JAMES R TR 2157 W 110TH ST CHICAGO IL 60643	33-46-24-W3-02503.00CO 6100 ESTERO BLVD #3C FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 3-C	77
MURRAY MICHAEL M TR 6100 ESTERO BLVD #3D FORT MYERS BEACH FL 33931	33-46-24-W3-02503.00DO 6100 ESTERO BLVD #3D FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 3-D	77
MURPHY DONNA RABBIT + 1307 ROBERTSON DR CRESTWOOD KY 40014	33-46-24-W3-02503.00EO 6100 ESTERO BLVD #3E FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 3-E	77
LARSON STEPHEN P & DEBRA J 6100 ESTERO BLVD #3F FORT MYERS BEACH FL 33931	33-46-24-W3-02503.00FO 6100 ESTERO BLVD #3F FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 3-F	77
GREISSINGER GARY S 6100 ESTERO BLVD #4A FORT MYERS BEACH FL 33931	33-46-24-W3-02504.00AO 6100 ESTERO BLVD #4A FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 4-A	78
LESKI WALTER + 9229 N HORIZAN TRAIL FOUNTAIN HILLS AZ 85268	33-46-24-W3-02504.00BO 6100 ESTERO BLVD #4B FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 4-B	78
CURRAN KATHLEEN TR 9236 TANDRAGEE DR ORLAND PARK IL 60462	33-46-24-W3-02504.00CO 6100 ESTERO BLVD #4C FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 4-C	78
GARY L BROOKS TRUST + 29 RAVEN GLASS LN BLUFFTON SC 29909	33-46-24-W3-02504.00DO 6100 ESTERO BLVD #4D FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 4-D	78
MAHONEY JOHN J & MAUREEN T 10635 S MAPLEWOOD AVE CHICAGO IL 60655	33-46-24-W3-02504.00EO 6100 ESTERO BLVD #4E FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 4-E	78
SANFORD DAVID A TR 2251 NW RIVERVIEW DR RIVERSIDE MO 64150	33-46-24-W3-02504.00FO 6100 ESTERO BLVD #4F FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 4-F	78
LIKENS JO LYNN 907 COUNTRY CLUB DR WARSAW IN 46580	33-46-24-W3-02505.00AO 6100 ESTERO BLVD #5A FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 5-A	79
NORRIS CECILIA E TR 26 HIGHRIDGE RD WILLOWBROOK IL 60527	33-46-24-W3-02505.00BO 6100 ESTERO BLVD #5B FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 5-B	79
CURRAN BARBARA L TR 8914 CREST OAK LN SAINT LOUIS MO 63126	33-46-24-W3-02505.00CO 6100 ESTERO BLVD #5C FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 5-C	79
TEMPLES KATHLEEN A L/E 6100 ESTERO BLVD #5D	33-46-24-W3-02505.00DO 6100 ESTERO BLVD #5D	COQUINA CONDO OR 1512 PG 2283	79

FORT MYERS BEACH FL 33931	FORT MYERS BEACH FL 33931	UNIT 5-D	
COLEMAN BRIAN P & 3724 ARMOUR CT WOODRIDGE IL 60517	33-46-24-W3-02505.00F0 6100 ESTERO BLVD #5F FORT MYERS BEACH FL 33931	COQUINA CONDO OR 1512 PG 2283 UNIT 5-F	79
EGELUS GERALD A + 87 WILLOW RD CIR WAYNESVILLE NC 28786	33-46-24-W3-03400.0010 6151 ESTERO BLVD #1 FORT MYERS BEACH FL 33931	ISLAND BREEZE OR 1541 PG 904 + OR 3243/494 APT 1	80
VANWECHEL CHRISTY A & 41947 MATSON POINT ROAD PELICAN RAPIDS MN 56572	33-46-24-W3-03400.0020 6151 ESTERO BLVD #2 FORT MYERS BEACH FL 33931	ISLAND BREEZE OR 1541 PG 904 + OR 3243/494 APT 2	80
STONE JENNIFER L 6151 ESTERO BLVD #3 FORT MYERS BEACH FL 33931	33-46-24-W3-03400.0030 6151 ESTERO BLVD #3 FORT MYERS BEACH FL 33931	ISLAND BREEZE OR 1541/904 + OR 3243/494 APT 3	80
DEMPSEY KURT & ANGELA 10664 SNYDER CHURCH RD BALTIMORE OH 43105	33-46-24-W3-03400.0040 6151 ESTERO BLVD #4 FORT MYERS BEACH FL 33931	ISLAND BREEZE OR 1541 PG 904 + OR 3243/494 APT 4	80
DANZI REAL ESTATE VENTURES LLC 1352 SHEFIELD WAY FORT MYERS FL 33919	33-46-24-W3-03400.0050 6151 ESTERO BLVD #5 FORT MYERS BEACH FL 33931	ISLAND BREEZE OR 1541 PG 904 + OR 3243/494 APT 5 - COMM UNIT	80
VANDYKE AURA A 9088 MCGREGOR RD PINCKNEY MI 48169	33-46-24-W3-03400.0060 6151 ESTERO BLVD #6 FORT MYERS BEACH FL 33931	ISLAND BREEZE OR 1541 PG 904 + OR 3243/494 APT 6	80
LANGONE KARINA 6350 NW 95TH LN PARKLAND FL 33076	33-46-24-W3-03400.0070 6151 ESTERO BLVD #7 FORT MYERS BEACH FL 33931	ISLAND BREEZE OR 1541 PG 904 + OR 3243/494 APT 7	80
MORGAN JEFFREY R & SIRENA S 8136 E CHEROKEE RD SYRACUSE IN 46567	33-46-24-W3-03400.0080 6151 ESTERO BLVD #8 FORT MYERS BEACH FL 33931	ISLAND BREEZE OR 1541 PG 904 + OR 3243/494 APT 8	80
CRITCHLEY JOSPEH & TANIA 9 HIGHLAND AVE RED BANK NJ 07701	33-46-24-W3-03400.0090 6151 ESTERO BLVD #9 FORT MYERS BEACH FL 33931	ISLAND BREEZE OR 1541 PG 904 + OR 3243/494 APT 9	80
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0010 6555 ESTERO BLVD #1 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 1	81
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0020 6555 ESTERO BLVD #2 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 2	81
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0030 6555 ESTERO BLVD #3 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1889 PG 2799 UNIT 3	81
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0040 6555 ESTERO BLVD #4 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 4	81
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0050 6555 ESTERO BLVD #5 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 5	81
DSSBB LLC 120 S CENTRAL AVE STE 1800	34-46-24-W4-02600.0060 6555 ESTERO BLVD #6	DOLPHIN INN OR 1899 PG 2799	81

SAINT LOUIS MO 63105	FORT MYERS BEACH FL 33931	UNIT 6	
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0070 6555 ESTERO BLVD #7 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 7	81
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0080 6555 ESTERO BLVD #8 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 8	81
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0090 6555 ESTERO BLVD #9 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 9	81
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0100 6555 ESTERO BLVD #10 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 10	81
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0110 6555 ESTERO BLVD #11 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 11	81
DSSBB LLC 120 S CENTRAL AVE STE 1800 SAINT LOUIS MO 63105	34-46-24-W4-02600.0120 6555 ESTERO BLVD #12 FORT MYERS BEACH FL 33931	DOLPHIN INN OR 1899 PG 2799 UNIT 12	81



Town of Fort Myers Beach
Community Development Services - Planning Division
2525 Estero Blvd,
Fort Myers Beach, FL 33966

NOTICE TO PROPERTY OWNERS WITHIN 500 FEET

Notice is hereby given that the Town Council of the Town of Fort Myers Beach will hold a public hearing which will take place at Town Hall, 2525 Estero Boulevard, Fort Myers Beach, Florida, 33931.

TIME: 9:00AM
DATE: FEBRUARY 8, 2022
CASE: SEZ20210129
ADDRESS: 6241 ESTERO BLVD
APPLICANT: PAUL JOECKEL
REQUEST: 6241 ESTERO BLVD, TO EXTEND COP COVERAGE TO INCLUDE A SMALL DINING AREA OUTSIDE THE RESTAURANT WITHIN 500 FEET OF A DWELLING UNIT.

TOWN CONTACT: CARL BENGE CBENGE@FMBGOV.COM

You may appear in person, through counsel, or through an authorized agent and provide testimony, legal argument, or other evidence to become a participant in the hearing. At this hearing, the **Local Planning Agency** will review the application materials and make a **recommendation**. If any person should desire to have verbatim record of the proceedings, which record indicates the testimony and evidence presented, that person will have to make arrangements on their own.

Copies of the application and staff report are available for viewing at Fort Myers Beach Town Hall. Call 239-765-0202 for more information. Town Hall is open between the hours of 8:30 AM and 4:30 PM. Reasonable accommodations will be made in accordance with the Americans with Disabilities Act. If you need reasonable accommodation, contact Town Hall at 239-765-0202.



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Community Development Services - Planning Division
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Fort Myers Beach, FL 33966

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Town of Fort Myers Beach
2525 Estero Blvd,
Fort Myers Beach, FL 33931

Town of Fort Myers Beach
2525 Estero Blvd,
Fort Myers Beach, FL 33931

«OwnerName»
«MailAddress»
«MailCity», «MailState», «MailZip»«Next Record»

«OwnerName»
«MailAddress»
«MailCity», «MailState», «MailZip»«Next Record»

Town of Fort Myers Beach
2525 Estero Blvd,
Fort Myers Beach, FL 33931

Town of Fort Myers Beach
2525 Estero Blvd,
Fort Myers Beach, FL 33931

«OwnerName»
«MailAddress»
«MailCity», «MailState», «MailZip»«Next Record»

«OwnerName»
«MailAddress»
«MailCity», «MailState», «MailZip»

1. Requested Motion:

Meeting Date: March 21, 2022

Second Reading and Final Public Hearing: AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA AMENDING SECTIONS SECTION 28-19, SECTION 28-82, AND SECTION 28-84 OF CHAPTER 28, "TRAFFIC AND VEHICLES" OF THE CODE OF ORDINANCES, TOWN OF FORT MYERS BEACH, FLORIDA, TO DEFINE AND REGULATE MOTORIZED MICRO-MOBILITY DEVICES; PROVIDING FOR CODIFICATION; CONFLICTS; SCRIVENER'S ERRORS; SEVERABILITY AND AN EFFECTIVE DATE.

Why the action is necessary:

Article X of the Town Charter of the Town of Fort Myers Beach ("Town") empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town;

What the action accomplishes:

Clarification of motorized micromobility devices definitions.

2. Agenda:

PUBLIC HEARINGS

3. Requirement/Purpose:

Ordinance

4. Submitter of Information:

5. Background:

As requested by Town Council at their December 6, 2021 regular meeting.

Attachments:

1. Ordinance 22-04 re Regulating Motorized Micro-mobility Devices(130216935.1)-C

Financial Impact:

6. Alternative Action

7. Management Recommendations:

8. Recommended Approval:

Amy Baker, Town Clerk
Daphnie Bercher, Community Services Administrator
John R Herin Jr, Town Attorney
Amy Baker, Town Clerk
Roger Hernstadt, Town Manager

Created/Initiated - 3/14/2022
Approved - 3/14/2022
Approved - 3/16/2022
Approved - 3/16/2022
Final Approval - 3/16/2022

ORDINANCE NO. 22-04

AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA AMENDING SECTIONS SECTION 28-19, SECTION 28-82, AND SECTION 28-84 OF CHAPTER 28, “TRAFFIC AND VEHICLES” OF THE CODE OF ORDINANCES, TOWN OF FORT MYERS BEACH, FLORIDA, TO DEFINE AND REGULATE MOTORIZED MICRO-MOBILITY DEVICES; PROVIDING FOR CODIFICATION; CONFLICTS; SCRIVENER’S ERRORS; SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal service, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach (“Town”) empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, the Town finds that motorized micro-mobility devices need to be regulated, because the use of motorized micro-mobility devices on sidewalks, shared use paths, streets, and roads presents a potential hazard in part due to the heavy use of such public areas by pedestrians, other bicyclists, inline skaters, pet owners who are walking dogs, vehicles, and similar public use of such areas; and

WHEREAS, the Town finds that it is in the best interests of the health, safety, and welfare of the Town’s residents and visitors to prohibit motorized micro-mobility devices on the Town’s sidewalks, shared use paths, streets, and roads.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, AS FOLLOWS: ¹

Section 1. The above recitals are true, correct, incorporated herein by this reference, and adopted as the legislative and administrative findings of the Town Council.

Section 2. Sec. 28-19, Definitions; Sec. 28-82, Vehicles Prohibited, and Sec. 28-84, Assisted Bicycles Prohibited, Chapter 28 of the Code of Ordinance, Town of Fort Myers Beach are hereby amended to read as follows:

CHAPTER 28 – TRAFFIC AND VEHICLES

Sec. 28-19. Definitions.

^{1/} Additions to existing text are shown by underline, changes to existing text on second reading are shown by double underline, and deletions are shown as strikethrough.

Motorized micro-mobility devices means self-propelled mobility devices that have a motor, gas or electric, and a deck which a person may ride, which includes, but is not limited to, electric scooters, electric skateboards, one-wheeled devices, and hoverboards.

Sec. 28-82. – Vehicles Prohibited.

No person shall drive any vehicle, other than by human power upon any public sidewalk or path except for authorized government personnel, emergency vehicles, and special mobile equipment for repair or maintenance of the sidewalk areas. This section does not apply to motorized wheelchairs having three or more wheels. ~~Electric scooters and all types of motorized mopeds are prohibited.~~ Motorized micro-mobility devices, including but not limited to electric scooters, electric skateboards, one-wheeled devices, and hoverboards are prohibited.

Section 28-84. Assisted Bicycles Prohibited.

No bicycle having any type of helper motor and having two or more wheels shall be driven upon any public sidewalk, path, or beach. This section does not apply to motorized wheelchairs having three or more wheels. ~~Electric scooters and all types of motorized mopeds are prohibited.~~ Motorized micro-mobility devices, including but not limited to electric scooters, electric skateboards, one-wheeled devices, and hoverboards are prohibited.

Section 3. The Town Council intends that the provisions of this ordinance be made a part of the Fort Myers Beach Code of Ordinances, and that sections herein may be renumbered or re-lettered and the words or phrases herein may be changed to accomplish codification.

Section 4. Whenever the requirements or provisions of this Ordinance conflict with the requirements or provisions of any other lawfully adopted Land Development Code, Ordinance, Resolution, Town Code provision, or statute, the most restrictive shall apply.

Section 5. Any typographical errors that do not affect intent may be corrected with notice to and authorization of the Town Manager without further process.

Section 6. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason, declared by a court of competent jurisdiction to be unconstitutional or invalid, such decision will not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared.

Section 7. This Ordinance shall become effective upon adoption by the Town Council.

The foregoing Ordinance was adopted by the Town Council upon a motion by _____ and seconded by _____ and upon being put to a roll call vote, the result was as follows:

Raymond P. Murphy, Mayor	_____
Rexann Hosafros, Vice Mayor	_____
Dan Allers, Council Member	_____
Jim Atterholt, Council Member	_____
Bill Veach, Council Member	_____

ADOPTED this _____ day of February 2022, by the Town Council of the Town of Fort Myers Beach, Florida.

TOWN OF FORT MYERS BEACH

Raymond P. Murphy, Mayor

ATTEST:

Amy Baker, Town Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:

John R. Herin, Jr., Town Attorney

This Ordinance was filed in the Office of the Town Clerk on this ____ day of February 2022.

1. Requested Motion:

Meeting Date: March 21, 2022

First Reading and Public Hearing for proposed Ordinance 22-08: AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA AMENDING THE QUALIFYING PERIOD FOR TOWN COUNCIL CANDIDATES FOR THE NOVEMBER 2022 ELECTION AND FUTURE ELECTIONS; PROVIDING FOR SCRIVENER'S ERRORS; CONFLICTS OF LAW; SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Open the first public hearing and schedule for second reading and final adoption on April 4, 2022 at 9:00 AM

Why the action is necessary:

Will allow for sufficient time to prepare, proof, and mail official ballots containing federal, state, and municipal contests.

What the action accomplishes:

Moves the candidate-qualifying period in accordance with Section 101.75(3), Florida Statutes.

2. Agenda:

PUBLIC HEARINGS

3. Requirement/Purpose:

4. Submitter of Information:

5. Background:

Under State law, the qualifying period for Town candidates for the November 8, 2022, municipal election and other future elections is from the 50th day to the 46th day before the election, or Monday, September 19, 2022, to Friday, September 23, 2022. This candidate qualifying period for Town Council elections severely impacts and limits the Town and the Lee County Supervisor of Elections' ability to prepare and timely mail official ballots in accordance with state law. The deadline to mail overseas ballots in the November 8, 2022 General Election is Saturday, September 24.

The Lee County Supervisor of Elections has requested that the Town, in accordance with Section 101.75(3), Florida Statutes, move its candidate-qualifying period to Monday, June 13, 2022, through Friday, June 17. In doing so, they will be afforded sufficient time to prepare, proof, and mail official ballots containing federal, state and municipal contests - including the Town's.

Attachments:

1. 22-08, Ordinance 22-08 Amending the Town's Election Qualifying Period(131924244.1)-C

Financial Impact:

6. Alternative Action

7. Management Recommendations:

8. Recommended Approval:

Amy Baker, Town Clerk
John R Herin Jr, Town Attorney

Created/Initiated - 3/14/2022
Approved - 3/16/2022

Amy Baker, Town Clerk
Roger Hernstadt, Town Manager

Approved - 3/16/2022
Final Approval - 3/16/2022

ORDINANCE NO. 22-08

AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA AMENDING THE QUALIFYING PERIOD FOR TOWN COUNCIL CANDIDATES FOR THE NOVEMBER 2022 ELECTION AND FUTURE ELECTIONS; PROVIDING FOR SCRIVENER'S ERRORS; CONFLICTS OF LAW; SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal service, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach ("Town") empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, Section 5.01 of the Town of Fort Myers Beach ("Town") Charter establishes the time period that candidates for Town Council must qualify from noon of the 50th day to noon of the 46th day before the November 8, 2022 election; and

WHEREAS, the current time frame for Town candidates to qualify severely impacts and limits the Lee County Supervisor of Elections' ability to prepare and timely mail official ballots in accordance with state law; and

WHEREAS, Section 101.75(3), *Florida Statutes*, provides that the Town may, by ordinance, move the dates for qualifying for the Town elections by ordinance; and

WHEREAS, the Lee County Supervisor of Elections has requested that the Town Council move the Town Council candidate qualifying period for the 2022 election year – and all years thereafter - to noon of the 71st day to noon of the 67th day prior to November 8, 2022; and

WHEREAS, the Town has the legal authority to adopt this Ordinance pursuant to its broad home rule powers and Section 101.75(3), *Florida Statutes*; and

WHEREAS, the Town hereby desires to change the candidate qualifying period for the November 8, 2022 Town Council election and future Town Council Elections in November.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA AS FOLLOWS:

Section 1. The above recitals are true and correct and incorporated herein as though fully set forth herein.

Section 2. In accordance with Section 101.75(3), *Florida Statutes*, the Town Council candidate qualifying period shall be from noon of the 71st day to noon of the 67th day prior to the November 8, 2022 election, and all elections in November thereafter.

Section 3. The Town Council intends that this Ordinance be made part of the Code of Ordinances, Town of Fort Myers Beach, Florida. Typographical errors and clarification of ambiguous wording that does not affect the intent of this Ordinance can be corrected with the authorization of the Town Manager without the need for a public hearing.

Section 4. Whenever the requirements or provisions of this Ordinance are in conflict with the requirements or provisions of any other lawfully adopted ordinance or statute, the most restrictive requirements will apply.

Section 5. If any Section or portion of a Section of this Ordinance proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force or effect of any other Section or part of this Ordinance.

Section 6. This Ordinance will take effect immediately upon adoption by the Town Council.

The foregoing Ordinance was adopted by the Town Council upon motion by Councilmember _____ and seconded by Councilmember _____ and upon being put to a roll call vote, the result was as follows:

Raymond P. Murphy, Mayor	_____
Rexann Hosafros, Vice Mayor	_____
Dan Allers, Council Member	_____
Jim Atterholt, Council Member	_____
Bill Veach, Council Member	_____

ADOPTED, this _____ day of April, 2022 by the Town Council of the Town of Fort Myers Beach, Florida.

TOWN OF FORT MYERS BEACH

Raymond P. Murphy, Mayor

ATTEST:

Amy Baker, Town Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:

John R. Herin, Jr., Town Attorney

This Ordinance was filed in the Office of the Town Clerk on this ____ day of April 2022.

1. Requested Motion:

Meeting Date: March 21, 2022

Adopt Resolution 22-10, approving a piggy-back contract for utility repairs with Vetor Contracting, LLC pursuant to Collier County's competitively procured contract, ITB # 20-7771 for emergency and routine utility repairs.

Why the action is necessary:

This contract will provide a critical emergency resource for stormwater and water utility repairs, including two potable water storage tank repairs as needed.

What the action accomplishes:

Authorizes the Town Manager to execute a contract with Vetor Contracting Services, LLC and expend appropriated funds.

2. Agenda:

ADMINISTRATIVE AGENDA

3. Requirement/Purpose:

4. Submitter of Information:

5. Background:

Attachments:

1. 22-10 re Approving Piggyback Contract Vetor Contracting LLC Utilities
2. Piggyback Contract Vetor Contracting Services, LLC-C
3. Collier County Contract - Vetor Contracting Services, LLC

Financial Impact:

Having this contract in place will lock in pricing and prevent price gouging in highly technical repairs.

6. Alternative Action

7. Management Recommendations:

Approve

8. Recommended Approval:

Sarah Lisenko, Administrative Officer
Christy Cory, Utilities Director
John R Herin Jr, Town Attorney
Amy Baker, Town Clerk
Roger Hernstadt, Town Manager

Created/Initiated - 3/14/2022
Approved - 3/14/2022
Approved - 3/16/2022
Approved - 3/16/2022
Final Approval - 3/16/2022

RESOLUTION NUMBER 22-10

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA APPROVING A PIGGYBACK CONTRACT BETWEEN THE TOWN AND VETOR CONTRACTING, LLC., FOR SMALL GENERAL CONTRACTING SERVICES FOR UTILITIES, PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal service, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach (“Town”) empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, the Town needs hurricane clean up, potable water tank repairs and seawall repairs; and

WHEREAS, under the Town Code, the purchase of goods under a contract awarded by another governmental entity is authorized provided the finance department director makes a written determination that time and expense factors make it financially advantageous for the Town to do so; and

WHEREAS, Collier County and Vetor Contracting, LLC., (“Vetor”) have entered into a competitively procured contract for utility repairs, and the Town’s Finance Director has determined that piggybacking on this contract is financially advantageous to the Town; and

WHEREAS, the Town wants to appropriate and allocate funding as approved in the current fiscal year’s budget to be utilized for the Project(s).

NOW, THEREFORE, BE IT HEREBY RESOLVED, BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA AS FOLLOWS:

Section 1. The above recitals are true and correct, and incorporated herein by this reference and are hereby adopted as the legislative and administrative findings of the Town Council.

Section 2. The piggyback contract between the Town and Vetor, is approved. The Town Manager is authorized to execute the contract and expend appropriated funds on behalf of the Town.

Section 3. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

Section 4. This resolution shall take effect immediately upon its adoption.

The foregoing Resolution was adopted by the Town Council upon a motion by _____ and seconded by _____, and upon being put to a vote, the result was as follows:

Raymond P. Murphy, Mayor
Rexann Hosafros, Vice Mayor
Dan Allers, Council Member
Jim Atterholt, Council Member
Bill Veach, Council Member

ADOPTED this 21st day of March 2022 by the Town Council of the Town of Fort Myers Beach, Florida.

TOWN OF FORT MYERS BEACH

Raymond P. Murphy, Mayor

ATTEST:

Amy Baker, Town Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:**

John R. Herin, Jr., Town Attorney

This Resolution was filed in the Office of the Town Clerk on this ____ day of March 2022.

**AGREEMENT TO PIGGYBACK A CONTRACT FOR GOODS AND SERVICES
COMPETITIVELY PROCURED BY ANOTHER GOVERNMENTAL ENTITY**

THIS AGREEMENT is made and entered into this 21st day of March, 2022, by and between the Town of Fort Myers Beach, Florida (“Town”), a Florida municipal corporation whose principal place of business is 2525 Estero Blvd., Ft. Myers Beach, FL 33391 and Vetor Contracting Services, LLC, a Florida corporation, (“Contractor”) whose principal place of business is 9201 Cockleshell Court #3, Bonita Springs, Fl. 34135 (“Contract”). Town and Contractor may also be referred collectively as the “Parties.”

WHEREAS, Contractor and Collier County, Florida entered into a competitively procured contract known as Fixed Term Service Multi-Contractor for Small General Contracting Services, as amended (“Collier County Contract”); and

WHEREAS, the Town needs a service provider for current and future hurricane clean up, potable water tank repairs and seawall repairs; and

WHEREAS, the Town desires to contract with Vetor Contracting Services, LLC to provide these services as set forth herein (“Services”); and

WHEREAS, under the Town Code, the purchase of goods and services under a contract awarded by another governmental entity is authorized provided the finance department director makes a written determination that time and expense factors make it financially advantageous for the Town to do so; and

WHEREAS, Contractor is willing to provide the Services, subject to the terms and conditions of the Collier County Contract, with the specific modifications set forth herein; and

WHEREAS, the Town’s finance department director has determined that piggybacking on the Collier County Contract is financially advantageous to the Town.

NOW, THEREFORE, IN CONSIDERATION of the mutual promises and covenants contained herein, the parties do mutually agree as follows:

1. Incorporation of County Contract. This Contract incorporates by reference, the Collier County Contract, which is attached as Exhibit A.
2. Scope of Service. During the Term of this Contract, Contractor will provide the Services to the Town on an as needed basis.
3. Pricing. The Town and Contractor will follow the fee schedule attached hereto as Exhibit A.
4. Contract Term. The Term of this Contract begins on the date set forth above and ends on September 30, 2025. The Town has the option to renew this Contract up to two (2)

additional one (1) year periods with written notice to the Contractor at least thirty (30) days before the Contract expires.

5. Designated Representative. The Town's Utilities Director, or designee, shall be the Town's Designated Representative in matters arising under Contract.

Christy Cory, Utilities Director
Town of Fort Myers Beach
2525 Estero Boulevard
Fort Myers Beach, FL. 33931
(christy@fmbgov.com)

6. Modifications to Collier County, Florida Contract. Notwithstanding the incorporation of the Collier County, Florida Contract into this Contract as referenced, the Parties hereby agree to certain modifications to the Collier County Contract, as follows:

- a. All references in the Collier County Contract to terms such as "County" or "City" will be deemed to refer to the Town. In addition, all references within the County Contract to specific officers/departments/divisions, or to specific locations (such as for delivery of goods/services, receipt of Contractor invoicing, etc.), if not specifically addressed in this Contract, will be deemed to refer to the equivalent Town officers/departments/divisions, and Town locations, as hereafter designated by the Town's Designated Representative.
- b. Town's performance and obligation to pay under the Contract is contingent upon an annual appropriation by the Town Council.
- c. The Contractor (and its subcontractors) have an obligation to utilize the U.S. Department of Homeland Security's (DHS) E-Verify system for all newly hired employees. By executing this Contract, the Contractor certifies that it is registered with, and uses, the E-Verify system for all newly hired employees. The Contractor must obtain an affidavit from its subcontractors in accordance with paragraph (2)(b) of §448.095, Fla. Stat., and maintain a copy of such affidavit for the duration of the Contract.
- d. This section serves as notice to the Contractor regarding the requirements of §448.095, Fla. Stat., specifically sub-paragraph (2)(c)l, and the Town's obligation to terminate the Contract if it has a good faith belief that the Contractor has knowingly violated §448.09(1), Fla. Stat. If terminated for such reason, the Contractor will not be eligible for award of a public contract for at least one year after the date of such termination. The Town reserves the right to order the immediate termination of any contract between the Contractor and a subcontractor performing work on its behalf should the Town develop a good faith belief that the subcontractor has knowingly violated §448.095(1), Fla. Stat.
- e. By execution of this Contract, in accordance with the requirements of §§287.135 and 215.473, Fla. Stat., Contractor certifies that Contractor is not participating in a boycott of Israel. Contractor further certifies that Contractor is not on the Scrutinized Companies that Boycott Israel list, not on the Scrutinized Companies with Activities in Sudan List, and not on the Scrutinized Companies with Activities

in the Iran Petroleum Energy Sector List, or has Contractor been engaged in business operations in Cuba or Syria. Subject to limited exceptions provided in state law, the Town will not contract for the provision of goods or services with any scrutinized company referred to above. Submitting a false certification shall be deemed a material breach of Contract. The Town shall provide notice, in writing, to Contractor of the Town's determination concerning the false certification. Contractor shall have five (5) days from receipt of notice to refute the false certification allegation. If such false certification is discovered during the active Contract term, Contractor shall have ninety (90) days following receipt of the notice to respond in writing and demonstrate that the determination of false certification was made in error. If Contractor does not demonstrate that the Town's determination of false certification was made in error then the Town shall have the right to terminate the contract and seek civil remedies pursuant to §287.135, Fla. Stat., as amended from time to time.

- f. The following provisions are required by §119.0701, Fla. Stat., and may not be amended. Contractor shall keep and maintain public records required by the Town to perform the services required under this Contract. Upon request from Town's custodian of public records, Contractor shall provide Town with a copy of any requested public records or to allow the requested public records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in Chapter 119, Florida Statutes, or as otherwise provided by law. Contractor shall ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law for the duration of the Contract's term and following completion of the Contract if Contractor does not transfer the public records to Town. Upon completion of the Contract, Contractor may transfer, at no cost, to Town all public records in possession of Contractor or keep and maintain public records required by Town to perform the services required under the Contract. If Contractor transfers all public records to Town upon completion of the Contract, Contractor shall destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. If Contractor keeps and maintains public records upon completion of the Contract, Contractor shall meet all applicable requirements for retaining public records. All records stored electronically must be provided to Town, upon request from Town's custodian of public records, in a format that is compatible with Town's information technology systems. The failure of Contractor to comply with the provisions set forth in this Section shall constitute a Default and Breach of this Agreement, for which, the Town may terminate the Agreement.

IF A PARTY TO THIS AGREEMENT HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO ITS DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THE AGREEMENT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT (239) 765-0202, FMBPUBLICRECORDS@FMBGOV.COM , 2525 ESTERO BOULEVARD, FORT MYERS BEACH, FLORIDA 33931.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as below.

TOWN OF FORT MYERS BEACH

CONTRACTOR

Roger T. Hernstadt, Town Manager

By: _____
Its: _____

ATTEST:

Amy Baker, Town Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:**

John R. Herin Jr., Town Attorney

FIXED TERM SERVICE MULTI-CONTRACTOR AWARD AGREEMENT

20-7771

for

Small General Contracting Services

THIS AGREEMENT, made and entered into on this 14th day of September 2021, by and between Vetor Contracting Services, LLC, authorized to do business in the State of Florida, whose business address is 9201 Cockleshell Court #3, Bonita Springs, FL 34135, (the "Contractor") and Collier County, a political subdivision of the State of Florida, (the "County"):

W I T N E S S E T H:

1. **AGREEMENT TERM.** The Agreement shall be for a three (3) year period, commencing ☒ upon the date of Board approval; or ☐ on _____ and terminating on three (3) year(s) from that date or until all outstanding Purchase Order(s) issued prior to the expiration of the Agreement period have been completed or terminated.

The County may, at its discretion and with the consent of the Contractor, renew the Agreement under all of the terms and conditions contained in this Agreement for two (2) additional one (1) year(s) periods. The County shall give the Contractor written notice of the County's intention to renew the Agreement term prior to the end of the Agreement term then in effect.

The County Manager, or his designee, may, at his discretion, extend the Agreement under all of the terms and conditions contained in this Agreement for up to one hundred and eighty (180) days. The County Manager, or his designee, shall give the Contractor written notice of the County's intention to extend the Agreement term prior to the end of the Agreement term then in effect.

2. **COMMENCEMENT OF SERVICES.** The Contractor shall commence the work upon issuance of a ☒ Purchase Order ☐ ~~Notice to Proceed.~~
3. **STATEMENT OF WORK.** The Contractor shall provide services in accordance with the terms and conditions of ☐ Request for Proposal (RFP) ☐ Invitation to Bid (ITB) ☒ Other Invitation for Qualification (IFQ) # 20-7771, including all Attachment(s), Exhibit(s) and Addenda and the Contractor's proposal referred to herein and made an integral part of this Agreement.

☒ The Contractor shall also provide services in accordance with **Exhibit A – Scope of Services** attached hereto.

3.1 This Agreement contains the entire understanding between the parties and any modifications to this Agreement shall be mutually agreed upon in writing by the Parties, in compliance with the County's Procurement Ordinance, as amended, and Procurement Procedures in effect at the time such services are authorized.

3.2 ☒ The procedure for obtaining Work under this Agreement is outlined in **Exhibit A – Scope of Services** attached hereto.

3.3 ☐ The procedure for obtaining Work under this Agreement is outlined in ☐ Other Exhibit/Attachment: _____.

3.4 ☐ The County reserves the right to specify in each Request for Quotations: the period of completion; collection of liquidated damages in the event of late completion; and the Price Methodology selected in 4.1.

4. **THE AGREEMENT SUM.** The County shall pay the Contractor for the performance of this Agreement based on Work performed pursuant to the quoted price offered by the Contractor in response to specific Request for Quotation and pursuant to the Price Methodology in Section 4.1 Contractor's quoted prices for time and material shall be based on **Exhibit B- Fee Schedule**. Payment will be made upon receipt of a proper invoice and upon approval by the County's Contract Administrative Agent/Project Manager, and in compliance with Chapter 218, Fla. Stats., otherwise known as the "Local Government Prompt Payment Act".

4.1 Price Methodology (as selected below):

☒ **Lump Sum (Fixed Price):** A firm fixed total price offering for a project; the risks are transferred from the County to the contractor; and, as a business practice there are no hourly or material invoices presented, rather, the contractor must perform to the satisfaction of the County's project manager before payment for the fixed price contract is authorized.

☒ **Time and Materials:** The County agrees to pay the contractor for the amount of labor time spent by the contractor's employees and subcontractors to perform the work (number of hours times hourly rate), and for materials and equipment used in the project (cost of materials plus the contractor's markup). This methodology is generally used in projects in which it is not possible to accurately estimate the size of the project, or when it is expected that the project requirements would most likely change. As a general business practice, these contracts include back-up documentation of costs; invoices would include number of hours worked and billing rate by position (and not company (or subcontractor) timekeeping or payroll records), material or equipment invoices, and other reimbursable documentation for the project.

☐ **Unit Price:** ~~The County agrees to pay a firm total fixed price (inclusive of all costs, including labor, materials, equipment, overhead, etc.) for a repetitive product or service delivered (i.e. installation price per ton, delivery price per package or carton, etc.). The invoice must identify the unit price and the number of units received (no contractor inventory or cost verification).~~

4.2 Any County agency may obtain services under this Agreement, provided sufficient funds are included in their budget(s).

4.3 Payments will be made for services furnished, delivered, and accepted, upon receipt and approval of invoices submitted on the date of services or within six (6) months after completion of the Agreement. Any untimely submission of invoices beyond the specified deadline period is subject to non-payment under the legal doctrine of "laches" as untimely submitted. Time shall be deemed of the essence with respect to the timely submission of invoices under this Agreement.

4.3 The County, or any duly authorized agents or representatives of the County, shall have the right to conduct an audit of Contractor's books and records to verify the accuracy of the Contractor's claim with respect to Contractor's costs associated with any Payment Application, Change Order, or Work Directive Change.

4.5 ☐ (check if applicable) ~~Travel and Reimbursable Expenses:~~ ~~Travel and Reimbursable Expenses must be approved in advance in writing by the County. Travel expenses shall be reimbursed as per Section 112.061 Fla. Stats.~~

~~Reimbursements shall be at the following rates:~~

Mileage	\$0.44.5 per mile
Breakfast	\$6.00
Lunch	\$11.00
Dinner	\$19.00
Airfare	Actual ticket cost limited to tourist or coach class fare
Rental car	Actual rental cost limited to compact or standard size vehicles
Lodging	Actual cost of lodging at single occupancy rate with a cap of no more than \$150.00 per night
Parking	Actual cost of parking
Taxi or Airport Limousine	Actual cost of either taxi or airport limousine

~~Reimbursable items other than travel expenses shall be limited to the following: telephone long distance charges, fax charges, photocopying charges and postage. Reimbursable items will be paid only after Contractor has provided all receipts. Contractor shall be responsible for all other costs and expenses associated with activities and solicitations undertaken pursuant to this Agreement.~~

5. **SALES TAX.** Contractor shall pay all sales, consumer, use and other similar taxes associated with the Work or portions thereof, which are applicable during the performance of the Work. Collier County, Florida as a political subdivision of the State of Florida, is exempt from the payment of Florida sales tax to its vendors under Chapter 212, Florida Statutes, Certificate of Exemption # 85-8015966531C.

6. **NOTICES.** All notices from the County to the Contractor shall be deemed duly served if mailed or emailed to the Contractor at the following:

Company Name:	<u>Vetor Contracting Services, LLC</u>
Address:	<u>5621 Strand Blvd. # 207</u>
	<u>Naples, FL 34110</u>
Authorized Agent:	<u>Ryan Vetor, MGR</u>
Attention Name & Title:	
Telephone:	<u>(810) 343-7232</u>
E-Mail(s):	<u>Rvetor@vetorcontracting.com</u>

All Notices from the Contractor to the County shall be deemed duly served if mailed or emailed to the County to:

Board of County Commissioners for Collier County, Florida

Division Director:	<u>Damon Grant</u>
Division Name:	<u>Facilities Management Division</u>
Address:	<u>3335 Tamiami Trail East, Ste 109</u>
	<u>Naples, FL 34112</u>

Administrative Agent/PM:	<u>Juan Delgado / James Williams</u>
Telephone:	<u>(239) 252-7292 / (239) 252-8380</u>
E-Mail(s):	<u>Juan.Delgado@colliercountyfl.gov / James.Williams@colliercountyfl.gov</u>

The Contractor and the County may change the above mailing address at any time upon giving the other party written notification. All notices under this Agreement must be in writing.

7. **NO PARTNERSHIP.** Nothing herein contained shall create or be construed as creating a partnership between the County and the Contractor or to constitute the Contractor as an agent of the County.
8. **PERMITS: LICENSES: TAXES.** In compliance with Section 218.80, F.S., all permits necessary for the prosecution of the Work shall be obtained by the Contractor. The County will not be obligated to pay for any permits obtained by Subcontractors.

Payment for all such permits issued by the County shall be processed internally by the County. All non-County permits necessary for the prosecution of the Work shall be procured and paid for by the Contractor. The Contractor shall also be solely responsible for payment of any and all taxes levied on the Contractor. In addition, the Contractor shall comply with all rules, regulations and laws of Collier County, the State of Florida, or the U. S. Government now in force or hereafter adopted. The Contractor agrees to comply with all laws governing the responsibility of an employer with respect to persons employed by the Contractor.

9. **NO IMPROPER USE.** The Contractor will not use, nor suffer or permit any person to use in any manner whatsoever, County facilities for any improper, immoral or offensive purpose, or for any purpose in violation of any federal, state, county or municipal ordinance, rule, order or regulation, or of any governmental rule or regulation now in effect or hereafter enacted or adopted. In the event of such violation by the Contractor or if the County or its authorized representative shall deem any conduct on the part of the Contractor to be objectionable or improper, the County shall have the right to suspend the Agreement of the Contractor. Should the Contractor fail to correct any such violation, conduct, or practice to the satisfaction of the County within twenty-four (24) hours after receiving notice of such violation, conduct, or practice, such suspension to continue until the violation is cured. The Contractor further agrees not to commence operation during the suspension period until the violation has been corrected to the satisfaction of the County.
10. **TERMINATION.** Should the Contractor be found to have failed to perform his services in a manner satisfactory to the County as per this Agreement, the County may terminate said Agreement for cause; further the County may terminate this Agreement for convenience with a thirty (30) day written notice. The County shall be the sole judge of non-performance.

In the event that the County terminates this Agreement, Contractor's recovery against the County shall be limited to that portion of the Agreement Amount earned through the date of termination. The Contractor shall not be entitled to any other or further recovery against the County, including, but not limited to, any damages or any anticipated profit on portions of the services not performed.

11. **NO DISCRIMINATION.** The Contractor agrees that there shall be no discrimination as to race, sex, color, creed or national origin.
12. **INSURANCE.** The Contractor shall provide insurance as follows:

A. ☒ **Commercial General Liability:** Coverage shall have minimum limits of \$ 1,000,000 Per Occurrence, \$ 2,000,000 aggregate for Bodily Injury Liability and Property Damage Liability. This shall include Premises and Operations; Independent Contractors; Products and Completed Operations and Contractual Liability.

B. ☒ **Business Auto Liability:** Coverage shall have minimum limits of \$ 1,000,000 Per Occurrence, Combined Single Limit for Bodily Injury Liability and Property Damage Liability. This shall include: Owned Vehicles, Hired and Non-Owned Vehicles and Employee Non-Ownership.

C. ☒ **Workers' Compensation:** Insurance covering all employees meeting Statutory Limits in compliance with the applicable state and federal laws.

The coverage must include Employers' Liability with a minimum limit of \$ 500,000 for each accident.

~~D. ☐ **Professional Liability:** Shall be maintained by the Contractor to ensure its legal liability for claims arising out of the performance of professional services under this Agreement. Contractor waives its right of recovery against County as to any claims under this insurance. Such insurance shall have limits of not less than \$ _____ each claim and aggregate.~~

~~E. ☐ **Cyber Liability:** Coverage shall have minimum limits of \$ _____ per claim.~~

~~F. ☐ _____ : Coverage shall have minimum limits of \$ _____ per claim.~~

Special Requirements: Collier County Board of County Commissioners, OR, Board of County Commissioners in Collier County, OR, Collier County Government shall be listed as the Certificate Holder and included as an **"Additional Insured"** on the Insurance Certificate for Commercial General Liability where required. This insurance shall be primary and non-contributory with respect to any other insurance maintained by, or available for the benefit of, the Additional Insured and the Contractor's policy shall be endorsed accordingly.

Current, valid insurance policies meeting the requirement herein identified shall be maintained by Contractor during the duration of this Agreement. The Contractor shall provide County with certificates of insurance meeting the required insurance provisions. Renewal certificates shall be sent to the County thirty (30) days prior to any expiration date. Coverage afforded under the policies will not be canceled or allowed to expire until the greater of: thirty (30) days prior written notice, or in accordance with policy provisions. Contractor shall also notify County, in a like manner, within twenty-four (24) hours after receipt, of any notices of expiration, cancellation, non-renewal or material change in coverage or limits received by Contractor from its insurer, and nothing contained herein shall relieve Contractor of this requirement to provide notice.

Contractor shall ensure that all subcontractors comply with the same insurance requirements that the Contractor is required to meet.

13. **INDEMNIFICATION.** To the maximum extent permitted by Florida law, the Contractor shall defend, indemnify and hold harmless Collier County, its officers and employees from any and all liabilities, damages, losses and costs, including, but not limited to, reasonable attorneys' fees and paralegals' fees, whether resulting from any claimed breach of this Agreement by Contractor, any statutory or regulatory violations, or from personal injury, property damage, direct or consequential damages, or economic loss, to the extent caused by the negligence, recklessness, or intentionally wrongful conduct of the Contractor or anyone employed or utilized by the Contractor in the performance of this Agreement. This indemnification obligation shall not be construed to negate, abridge or reduce any other rights or remedies which otherwise may be available to an indemnified party or person described in this paragraph.

This section does not pertain to any incident arising from the sole negligence of Collier County.

13.1 The duty to defend under this Article 13 is independent and separate from the duty to indemnify, and the duty to defend exists regardless of any ultimate liability of the Contractor, County and any indemnified party. The duty to defend arises immediately upon presentation of a claim by any party and written notice of such claim being provided to Contractor. Contractor's obligation to indemnify and defend under this Article 13 will survive the expiration or earlier termination of this Agreement until it is determined by final judgment that an action against the County or an indemnified party for the matter indemnified hereunder is fully and finally barred by the applicable statute of limitations.

14. **AGREEMENT ADMINISTRATION.** This Agreement shall be administered on behalf of the County by the Facilities Management Division.
15. **CONFLICT OF INTEREST.** Contractor represents that it presently has no interest and shall acquire no interest, either direct or indirect, which would conflict in any manner with the performance of services required hereunder. Contractor further represents that no persons having any such interest shall be employed to perform those services.
16. **COMPONENT PARTS OF THIS AGREEMENT.** This Agreement consists of the following component parts, all of which are as fully a part of the Agreement as if herein set out verbatim: Contractor's Proposal, Insurance Certificate(s), ☒ Exhibit A Scope of Services, Exhibit B Fee Schedule, ☐ RFP/ ☐ ITB/☒ Other Invitation for Qualification (IFQ) #20-7771, including Exhibits, Attachments and Addenda/Addendum, ☒ subsequent quotes, and ☐ Other Exhibit/Attachment: _____
17. **APPLICABILITY.** Sections corresponding to any checked box (☒) expressly apply to the terms of this Agreement.
18. **SUBJECT TO APPROPRIATION.** It is further understood and agreed by and between the parties herein that this Agreement is subject to appropriation by the Board of County Commissioners.
19. **PROHIBITION OF GIFTS TO COUNTY EMPLOYEES.** No organization or individual shall offer or give, either directly or indirectly, any favor, gift, loan, fee, service or other item of value to any County employee, as set forth in Chapter 112, Part III, Florida Statutes, Collier County Ethics Ordinance No. 2004-05, as amended, and County Administrative Procedure 5311. Violation of this provision may result in one or more of the following consequences: a. Prohibition by the individual, firm, and/or any employee of the firm from contact with County staff for a specified period of time; b. Prohibition by the individual and/or firm from doing business with the County for a specified period of time, including but not limited to: submitting bids, RFP, and/or quotes; and, c. immediate termination of any Agreement held by the individual and/or firm for cause.
20. **COMPLIANCE WITH LAWS.** By executing and entering into this Agreement, the Contractor is formally acknowledging without exception or stipulation that it agrees to comply, at its own expense, with all federal, state and local laws, codes, statutes, ordinances, rules, regulations and requirements applicable to this Agreement, including but not limited to those dealing with the Immigration Reform and Control Act of 1986 as



located at 8 U.S.C. 1324, et seq. and regulations relating thereto, as either may be amended; taxation, workers' compensation, equal employment and safety including, but not limited to, the Trench Safety Act, Chapter 553, Florida Statutes, and the Florida Public Records Law Chapter 119, if applicable, including specifically those contractual requirements at F.S. § 119.0701(2)(a)-(b) as stated as follows:

IF THE CONTRACTOR HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE CONTRACTOR'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT:

**Communication and Customer Relations Division
3299 Tamiami Trail East, Suite 102
Naples, FL 34112-5746
Telephone: (239) 252-8999
Email: PublicRecordRequest@colliercountyfl.gov**

The Contractor must specifically comply with the Florida Public Records Law to:

1. Keep and maintain public records required by the public agency to perform the service.
2. Upon request from the public agency's custodian of public records, provide the public agency with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in this chapter or as otherwise provided by law.
3. Ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law for the duration of the contract term and following completion of the contract if the Contractor does not transfer the records to the public agency.
4. Upon completion of the contract, transfer, at no cost, to the public agency all public records in possession of the Contractor or keep and maintain public records required by the public agency to perform the service. If the Contractor transfers all public records to the public agency upon completion of the contract, the Contractor shall destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. If the Contractor keeps and maintains public records upon completion of the contract, the Contractor shall meet all applicable requirements for retaining public records. All records stored electronically must be provided to the public agency, upon request from the public agency's custodian of public records, in a format that is compatible with the information technology systems of the public agency.

If Contractor observes that the Contract Documents are at variance therewith, it shall promptly notify the County in writing. Failure by the Contractor to comply with the laws referenced herein shall constitute a breach of this Agreement and the County shall have the discretion to unilaterally terminate this Agreement immediately.

21. **OFFER EXTENDED TO OTHER GOVERNMENTAL ENTITIES.** Collier County encourages and agrees to the successful Contractor extending the pricing, terms and conditions of this solicitation or resultant Agreement to other governmental entities at the discretion of the successful Contractor.
22. **PAYMENTS WITHHELD.** The County may decline to approve any application for payment, or portions thereof, because of defective or incomplete work, subsequently discovered evidence or subsequent inspections. The County may nullify the whole or any part of any approval for payment previously issued and the County may withhold any payments otherwise due to Contractor under this Agreement or any other Agreement between the County and Contractor, to such extent as may be necessary in the County's opinion to protect it from loss because of: (a) defective Work not remedied; (b) third party claims failed or reasonable evidence indicating probable filing of such claims; (c) failure of Contractor to make payment properly to subcontractors or for labor, materials or equipment; (d) reasonable doubt that the Work can be completed for the unpaid balance of the Contract Amount; (e) reasonable indication that the Work will not be completed within the Contract Time; (f) unsatisfactory prosecution of the Work by the Contractor; or (g) any other material breach of the Contract Documents.
- If any conditions described above are not remedied or removed, the County may, after three (3) days written notice, rectify the same at Contractor's expense. The County also may offset against any sums due Contractor the amount of any liquidated or unliquidated obligations of Contractor to the County, whether relating to or arising out of this Agreement or any other Agreement between Contractor and the County.
23. **CLEAN UP.** Contractor agrees to keep the Project site clean at all times of debris, rubbish and waste materials arising out of the Work. At the completion of the Work, Contractor shall remove all debris, rubbish and waste materials from and about the Project site, as well as all tools, appliances, construction equipment and machinery and surplus materials, and shall leave the Project site clean.
24. **STANDARDS OF CONDUCT: PROJECT MANAGER, SUPERVISOR, EMPLOYEES.** The Contractor shall employ people to work on County projects who are neat, clean, well-groomed and courteous. Subject to the American with Disabilities Act, Contractor shall supply competent employees who are physically capable of performing their employment duties. The County may require the Contractor to remove an employee it deems careless, incompetent, insubordinate or otherwise objectionable and whose continued employment on Collier County projects is not in the best interest of the County.
25. **WARRANTY.** Contractor expressly warrants that the goods, materials and/or equipment covered by this Agreement will conform to the requirements as specified, and will be of satisfactory material and quality production, free from defects, and sufficient for the purpose intended. Goods shall be delivered free from any security interest or other lien, encumbrance or claim of any third party. Any services provided under this Agreement shall be provided in accordance with generally accepted professional standards for the particular service. These warranties shall survive inspection, acceptance, passage of title and payment by the County.

Contractor further warrants to the County that all materials and equipment furnished under the Contract Documents shall be applied, installed, connected, erected, used, cleaned and conditioned in accordance with the instructions of the applicable manufacturers, fabricators, suppliers or processors except as otherwise provided for in the Contract Documents.

If, within one (1) year after final completion, any Work is found to be defective or not in conformance with the Contract Documents, Contractor shall correct it promptly after receipt of written notice from the County. Contractor shall also be responsible for and pay for replacement or repair of adjacent materials or Work which may be damaged as a result of such replacement or repair. These warranties are in addition to those implied warranties to which the County is entitled as a matter of law.

26. **■ TESTS AND INSPECTIONS.** If the Contract Documents or any codes, laws, ordinances, rules or regulations of any public authority having jurisdiction over the Project requires any portion of the Work to be specifically inspected, tested or approved, Contractor shall assume full responsibility therefore, pay all costs in connection therewith and furnish to the County the required certificates of inspection, testing or approval. All inspections, tests or approvals shall be performed in a manner and by organizations acceptable to the County.
27. **■ PROTECTION OF WORK.**
- A. Contractor shall fully protect the Work from loss or damage and shall bear the cost of any such loss or damage until final payment has been made. If Contractor or anyone for whom Contractor is legally liable is responsible for any loss or damage to the Work, or other work or materials of the County or County's separate contractors, Contractor shall be charged with the same, and any monies necessary to replace such loss or damage shall be deducted from any amounts due to Contractor.
 - B. Contractor shall not load nor permit any part of any structure to be loaded in any manner that will endanger the structure, nor shall Contractor subject any part of the Work or adjacent property to stresses or pressures that will endanger it.
 - C. Contractor shall not disturb any benchmark established by the County with respect to the Project. If Contractor, or its subcontractors, agents or anyone, for whom Contractor is legally liable, disturbs the County's benchmarks, Contractor shall immediately notify the County. The County shall re-establish the benchmarks and Contractor shall be liable for all costs incurred by the County associated therewith.
28. **SUBMITTALS AND SUBSTITUTIONS.** Any substitution of products/materials from specifications shall be approved in writing by the County in advance.
29. **CHANGES IN THE WORK.** The County shall have the right at any time during the progress of the Work to increase or decrease the Work. Promptly after being notified of a change, Contractor shall submit an estimate of any cost or time increases or savings it foresees as a result of the change. Except in an emergency endangering life or property, or as expressly set forth herein, no addition or changes to the Work shall be made except upon modification of the Purchase Order by the County, and the County shall not be liable

to the Contractor for any increased compensation without such modification. No officer, employee or agent of the County is authorized to direct any extra or changed work orally. Any modifications to this Agreement shall be in compliance with the County Procurement Ordinance and Procedures in effect at the time such modifications are authorized.

30. **AGREEMENT TERMS.** If any portion of this Agreement is held to be void, invalid, or otherwise unenforceable, in whole or in part, the remaining portion of this Agreement shall remain in effect.
31. **ADDITIONAL ITEMS/SERVICES.** Additional items and/or services may be added to this Agreement in compliance with the Procurement Ordinance, as amended, and Procurement Procedures.
32. **DISPUTE RESOLUTION.** Prior to the initiation of any action or proceeding permitted by this Agreement to resolve disputes between the parties, the parties shall make a good faith effort to resolve any such disputes by negotiation. The negotiation shall be attended by representatives of Contractor with full decision-making authority and by County's staff person who would make the presentation of any settlement reached during negotiations to County for approval. Failing resolution, and prior to the commencement of depositions in any litigation between the parties arising out of this Agreement, the parties shall attempt to resolve the dispute through Mediation before an agreed-upon Circuit Court Mediator certified by the State of Florida. The mediation shall be attended by representatives of Contractor with full decision-making authority and by County's staff person who would make the presentation of any settlement reached at mediation to County's board for approval. Should either party fail to submit to mediation as required hereunder, the other party may obtain a court order requiring mediation under section 44.102, Fla. Stat.
33. **VENUE.** Any suit or action brought by either party to this Agreement against the other party relating to or arising out of this Agreement must be brought in the appropriate federal or state courts in Collier County, Florida, which courts have sole and exclusive jurisdiction on all such matters.
34. ☐ **KEY PERSONNEL.** ~~The Contractor's personnel and management to be utilized for this project shall be knowledgeable in their areas of expertise. The County reserves the right to perform investigations as may be deemed necessary to ensure that competent persons will be utilized in the performance of the Agreement. The Contractor shall assign as many people as necessary to complete the services on a timely basis, and each person assigned shall be available for an amount of time adequate to meet the required service dates. The Contractor shall not change Key Personnel unless the following conditions are met: (1) Proposed replacements have substantially the same or better qualifications and/or experience. (2) that the County is notified in writing as far in advance as possible. The Contractor shall make commercially reasonable efforts to notify Collier County within seven (7) days of the change. The County retains final approval of proposed replacement personnel.~~
- ☒ **AGREEMENT STAFFING.** The Contractor's personnel and management to be utilized for this Agreement shall be knowledgeable in their areas of expertise. The County reserves the right to perform investigations as may be deemed necessary to ensure that



competent persons will be utilized in the performance of the Agreement. The Contractor shall assign as many people as necessary to complete required services on a timely basis, and each person assigned shall be available for an amount of time adequate to meet required services.

35. ☒ **ORDER OF PRECEDENCE.** In the event of any conflict between or among the terms of any of the Contract Documents, the terms of solicitation the Contractor's Proposal, and/or the County's Board approved Executive Summary, the Contract Documents shall take precedence.

☐ **ORDER OF PRECEDENCE (Grant Funded).** In the event of any conflict between or among the terms of any of the Contract Documents and/or the County's Board approved Executive Summary, the terms of the Agreement shall take precedence over the terms of all other Contract Documents, except the terms of any Supplemental Conditions shall take precedence over the Agreement. To the extent any conflict in the terms of the Contract Documents cannot be resolved by application of the Supplemental Conditions, if any, or the Agreement, the conflict shall be resolved by imposing the more strict or costly obligation under the Contract Documents upon the Contractor at County's discretion.

36. **ASSIGNMENT.** Contractor shall not assign this Agreement or any part thereof, without the prior consent in writing of the County. Any attempt to assign or otherwise transfer this Agreement, or any part herein, without the County's consent, shall be void. If Contractor does, with approval, assign this Agreement or any part thereof, it shall require that its assignee be bound to it and to assume toward Contractor all of the obligations and responsibilities that Contractor has assumed toward the County.
37. **SECURITY.** The Contractor is required to comply with County Ordinance 2004-52, as amended. Background checks are valid for five (5) years and the Contractor shall be responsible for all associated costs. If required, Contractor shall be responsible for the costs of providing background checks by the Collier County Facilities Management Division for all employees that shall provide services to the County under this Agreement. This may include, but not be limited to, checking federal, state and local law enforcement records, including a state and FBI fingerprint check, credit reports, education, residence and employment verifications and other related records. Contractor shall be required to maintain records on each employee and make them available to the County for at least four (4) years. All of Contractor's employees and subcontractors must wear Collier County Government Identification badges at all times while performing services on County facilities and properties. Contractor ID badges are valid for one (1) year from the date of issuance and can be renewed each year at no cost to the Contractor during the time period in which their background check is valid, as discussed below. All technicians shall have on their shirts the name of the contractor's business.

The Contractor shall immediately notify the Collier County Facilities Management Division via e-mail (DL-FMOPS@colliergov.net) whenever an employee assigned to Collier County separates from their employment. This notification is critical to ensure the

continued security of Collier County facilities and systems. Failure to notify within four (4) hours of separation may result in a deduction of \$500 per incident.

38. ☒ **SAFETY**. All Contractors and subcontractors performing service for Collier County are required and shall comply with all Occupational Safety and Health Administration (OSHA), State and County Safety and Occupational Health Standards and any other applicable rules and regulations. Also, all Contractors and subcontractors shall be responsible for the safety of their employees and any unsafe acts or conditions that may cause injury or damage to any persons or property within and around the work site.

Collier County Government has authorized the Occupational Safety and Health Administration (OSHA) to enter any Collier County Facility, property and/or right-of-way for the purpose of inspection of any Contractor's work operations. This provision is non-negotiable by any division/department and/or Contractor. All applicable OSHA inspection criteria apply as well as all Contractor rights, with one exception. Contractors do not have the right to refuse to allow OSHA onto a project that is being performed on Collier County Property. Collier County, as the owner of the property where the project is taking place shall be the only entity allowed to refuse access to the project. However, this decision shall only be made by Collier County's Risk Management Division Safety Manager and/or Safety Engineer.

(Intentionally left blank -signature page to follow)

IN WITNESS WHEREOF, the parties hereto, by an authorized person or agent, have executed this Agreement on the date and year first written above.

ATTEST:

Crystal K. Kinzel, Clerk of Court &
Comptroller

By: *Ngela King*

Dated: September 23, 2021

(SEAL)

Attest as to Chairman's

signature only.

Contractor's Witnesses:

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

By: *Penny Taylor*

PENNY TAYLOR, Chair

Vetor Contracting Services, LLC

Contractor

DBA

By: *Ryan Vektor*

Signature

Ryan Vektor, President

↑Type/print signature and title↑

Newana Cesarone

Contractor's First Witness

Newana Cesarone

↑Type/print witness name↑

Andrew Vektor

Contractor's Second Witness

Andrew Vektor

↑Type/print witness name↑

Approved as to Form and Legality:

Sam Ashkar
Assistant County Attorney

Sam Ashkar
Print Name

*SA
5/17/21*

Exhibit A

Scope of Services

☒ following this page (pages ¹ through ⁴)

☐ this exhibit is not applicable



IFQ # 20-7771 "Small General Contracting Services"

EXHIBIT A

SCOPE OF SERVICES

The Facilities Management Division (herein after referred to as "Division" and/or "County") is responsible for maintaining various County owned and leased buildings and facilities throughout Collier County. This Agreement establishes a pool of qualified contractors that can provide general construction and construction-related services, including maintenance services, after-hours repairs, and minor renovation services of County-owned and operated facilities to minimize operational downtime and maintain top operating conditions.

The terms "Agreement" and "Contract" shall be used interchangeably throughout this Agreement.

DETAILED SCOPE OF WORK

Contractors, licensed in the State of Florida, shall provide minor repairs, construction, renovation, installation, and maintenance services. Normal and after-hours repair services will be required Countywide and include, but not be limited to, the following example types of work:

- Supervision/administration of construction-related work; and
- New construction work for renovations and building additions; and
- Renovations/retrofits, repairs/replacements, maintenance, and installations; and
- Demolition associated with renovations/retrofits; and
- Scheduling work and subcontractors in harmony with the County's operations; and
- Estimating cost of future projects; and
- On-Call Urgent Services.

Typically, maintenance and repair services will be completed during normal business hours, considered to be Monday through Friday between 7:00 AM and 5:00 PM. The County may request services during afterhours as deemed necessary by the County's representative or designee. Afterhours are considered before 7:00 AM and after 5:00 PM on weekdays and at any time on Saturday, Sunday or County-observed Holidays.

Contractors must be qualified and are directly responsible for 100% of the contracted work. In the event the Contractor does not "self-perform" any or all tasks within the specifications, and utilizes subcontractors, the Contractor is directly responsible for all supervision, monitoring and compliance with the schedule, cost, work scope, plans and specification quality in the performance of a project for the County.

Contractors are expected to submit quotes for each Request for Quotation that will be issued under this contract. Repeatedly failing to submit a quote, when requested, may result in the termination of Contractors Agreement.

A. Procedures for Non-Urgent Work:

- I. For projects with a value up to \$200,000, the procedure for obtaining quotes from the awarded Contractors is outlined below:
 1. A Summary of Work, project plans, technical specifications, etc. will be provided to all awarded Contractors, along with a quote schedule for providing an all-inclusive lump sum quote. Completion time may be specified in the Request for Quotation.
 2. The County's Project Manager will set the required response time for each project, but the Contractors will be given a minimum of seven (7) business days to provide a quote. Other projects may require a longer quoting period to allow for proper coordination. This period may also include a pre-bid meeting.

3. Contractors shall provide a lump sum quote based on the quote schedule provided. The following is an example of a quote schedule that may be required:

Item Number	Description	Unit	Amount	Item Cost
1	Mobilization	Lump Sum	1	\$0.00
2	Sitework	Lump Sum	1	\$0.00
3	Demolition	Lump Sum	1	\$0.00
4	Masonry	Lump Sum	1	\$0.00
5	Structural	Lump Sum	1	\$0.00
6	Roofing	Lump Sum	1	\$0.00
7	Plumbing	Lump Sum	1	\$0.00
8	HVAC	Lump Sum	1	\$0.00
9	Electrical	Lump Sum	1	\$0.00
			Lump Sum Total	\$0.00

4. The County's Project Manager will review all quotes received by the given due date and may negotiate with the Contractor who submits the lowest quote, if outside the budget.
5. **No single project may exceed \$200,000.**
6. Contractor will commence work upon County's issuance of a Purchase Order. The Contractor agrees that any Purchase Order that extends beyond the expiration date of the contract will survive and remain subject to the terms and conditions of the resultant contract until the completion or termination of work.
- II. The County reserves the right to waive any or all of these requirements and to separately solicit any job if in the best interest of the County. The County reserves the right to supply all necessary parts for selected projects and repairs.

B. Urgent Work:

Urgent work shall be defined as any work that is not scheduled. 24-hour availability is needed to complete on-call urgent work. Urgent work will be completed on a rotating schedule with one (1) Contractor designated for a one (1) week period. Each awarded Contractor shall supply all County departments utilizing the resultant contract with a minimum of two (2) twenty-four (24) hour urgent contact phone numbers. All Contractors must participate in the urgent work rotation, which will be equally divided among the awarded Contractors. The annual schedule will be developed at a meeting with all awarded Contractors at the beginning of the contract term, and annually thereafter. The Facilities Management Division will manage and maintain rotation schedules such that three (3) months of future assignments are accessible to all Contractors.

Urgent work requests require telephone or email acknowledgement of the request within two (2) hours. Contractor must provide a Time and Materials Not to Exceed (T&M NTE) quote within 24 hours of the visit and also provide a schedule to complete required repairs. The County may require the Contractor to secure damaged work area via a temporary repair. Should a Contractor fail to respond to an urgent call the next Contractor in rotation shall be contacted. Any failure to provide coverage by a Contractor, may be subject to termination.

C. Changes in the Work:

The County shall have the right at any time during the progress of the Work to increase or decrease the work. Promptly after being notified of a change, Contractor shall provide the County with a T&M NTE proposal for any changes in the work.

D. Invoices:

All T&M NTE work assignments will utilize a fee schedule for labor/parts/equipment. Fee schedule rates, which are subject to additions or deletions, will be negotiated with the awarded Contractors and will be added to the contract

for utilization. For all T&M NTE work, Contractor(s) shall be required to provide backup documentation of Contractor's time and proof of the subcontractor services and/or parts/materials/supplies/equipment by providing invoices and receipts at the time of invoice submission. Ancillary charges may be transferred to the County in the actual amount; however, mark-ups will not be allowed. Mark-ups will not be allowed on sales tax, consumer fees or taxes, use and other similar taxes or fees associated with any work under the resultant contract.

Awarded Contractors agree to the following, as it pertains to markups and labor rates on T&M NTE work:

1. The mark-up on rental equipment shall not exceed 10%.
2. The mark-up on materials shall not exceed 10%.
3. The mark-up on subcontractors shall not exceed 15%. A copy of the Subcontractor invoice must be provided.
4. The labor rates provided by the Contractor are to be fully burdened to include overhead, insurance, profit and use of company owned small tools and equipment.

E. Contractor's Responsibilities:

Contractor(s) shall furnish all necessary qualified labor, materials, equipment, tools, consumables, transportation, skills, and incidentals required for the services requested. All work, equipment, parts and materials must meet Collier County Vertical Standards. If the work request is not specific and/or the Collier County Vertical Standards do not specify, then the work/equipment/parts/materials must be approved by the County's representative or designee.

- F. Permits/Licenses:** The Contractor shall obtain and maintain all required permits and/or licenses necessary for the prosecution of the work prior to the start of construction. The Contractor must use a qualified engineer or company representative (with all related licenses and certifications being current and in full force and applicable jurisdiction) with the experience and ability to obtain all permits required for any and all repairs, when necessary and applicable.
- G. Warranty:** The Contractor shall professionally perform to the industry standards and to the requirements in this solicitation and subsequent contractual documents. The Contractor shall warrant their work for one (1) year following final acceptance by the County.

Parts and fixtures shall be new and warranted for a minimum of one (1) year or the maximum allowed by the manufacturer, whichever is greater. An extended warranty may be purchased through the Contractor from the manufacturer without any markup being charged to the County.

- H. Records and Documentation:** The Contractor(s) is responsible to maintain and update records for services provided. The documentation will include, and not be limited to, records of all service calls, maintenance performed, and any modifications, if applicable. All reports shall be sent to the County's representative or designee, noting date, repair, materials, location, and/or disposal information. The County reserves the right to require photographs of the completed work.

Contractors will be required to use the County's Work Management procedures, such as utilizing online work request system, at no additional cost to the County or Contractor(s). The Contractor(s) will be responsible for utilizing any systems used by the County for work requests under the resultant contract. The Contractors may be required to update, complete and close work requests and attach before and after pictures, as necessary.

- I. Incidents:** Contractor(s) must report any/all accidents/hazards immediately upon occurrence to the County's representative or designee, in writing, followed by any and all notifications required by law, such as Occupational Safety and Health Administration (OSHA) requirements.
- J. Inspections:** The County and the Contractor(s) may conduct an inspection of the completed services provided in response to any resulting Purchase Order. Any deficiencies noted during an inspection shall be corrected before final acceptance. Such deficiencies shall be corrected within 24 hours after receipt of notification, unless otherwise directed by the County's representative or designee, at the Contractor's expense.
- K. Equipment Inventory:** The Contractor(s) shall, under no circumstances, remove any equipment containing a County asset sticker. The Contractor(s) shall request that, when replacing equipment, the asset sticker be removed by an appropriate County's representative or designee authorized to adjust equipment inventory records.

- L. Facility Safety and Security:** The Contractor and their subcontractors are required to comply with County Ordinance 2004-52, as amended. The Contractor and their subcontractors must meet all background checks and fingerprinting requirements and shall be responsible for all associated costs. At all times, the Contractor and their subcontractors must wear the assigned contractor badge while conducting work on County property.

The awarded Contractors will be asked to work in the Collier County Sheriff's Office Correctional Facilities and other areas considered "high security", which require thorough background checks of personnel and tools taken into such Facilities.

Work must be performed in accordance with industry standards and guidelines. The Contractor(s) will comply with all applicable federal, state and local laws, ordinances, rules and regulations pertaining to the performance of the services requested herein. Any fines levied due to inadequacies, or failure to comply with any requirements, will be the sole responsibility of the Contractor(s). Any employee or representative of the Contractor(s) found not in conformance with any laws, statutes, rules or regulations will not be allowed on the job site. Violations by a Contractor may constitute cause for immediate contract termination.

The Contractor(s) must comply with Federal and State right-to-know laws if hazardous materials are used. Material Safety Data Sheets (MSDS) will be made available and must be provided to the County per the County's representative or designee direction. The Contractor is required to immediately report to the County's representative or designee any spillage or dumping of hazardous material on County property. The Contractor shall bear all costs associated with the cleanup of any such incidents.

Contractors will be expected to understand and comply with Collier County Practices and Procedures (CMA's), Standard Operating Procedures (SOP's) or Job Safety Analysis (JSA's) that pertain to environmental, health and safety standards and/or work practices applicable to the activities they perform. These include but are not limited to:

- Storage, handling, and use of flammable liquids and hazardous materials.
- Storage, handling, and use of compressed gas cylinders.
- Periodic safety inspections of equipment and work-site housekeeping.
- Use of fall protection while working at heights above 6 feet.
- Following electrical safety practices and lock out / tag out procedures.
- Proper use of personal protective equipment.
- Proper maintenance and use of ladders and other equipment.
- Guarding of wall and floor openings, open trenches, and excavations.

- M. Clean-up:** The Contractor(s) shall be responsible for removing all debris from the site and cleaning affected areas in the most environmentally friendly manner possible. The Contractor(s) shall keep the premises free of debris and unusable materials resulting from their work and as work progresses, or upon request by the County's representative or designee, shall remove such debris and materials from the property. The Contractor(s) shall leave all affected areas as they were prior to beginning work. There will be no cost to the County for clean-up.

Exhibit B

Fee Schedule

following this page (pages ¹ through ¹)

IFQ # 20-7771 "Small General Contracting Services"

EXHIBIT B

FEE SCHEDULE

VETOR CONTRACTING SERVICES, LLC	
Project Manager	\$94.00
Assistant Project Manager	\$52.00
Superintendent	\$75.00
Skilled Laborer	\$66.00
Non-Skilled Laborer	\$45.00
Special Equipment Rates:	
Skid-Steer	\$65.00
Mini Excavator	\$65.00

1. Contractor must provide a Time and Materials Not to Exceed (T&M NTE) quote based on above rates for Urgent Work as set forth in Exhibit A.
2. The mark-up on rental equipment shall not exceed 10%.
3. The mark-up on materials shall not exceed 10%.
4. The mark-up on subcontractors shall not exceed 15%. A copy of the Subcontractor invoice must be provided.
5. The labor rates provided by the Contractor are to be fully burdened to include overhead, insurance, profit and use of company owned small tools and equipment.

Other Exhibit/Attachment

Description: _____

☐ following this page (pages ____ through ____)

☒ this exhibit is not applicable



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

5/19/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER VTC Insurance Group Troy Office 1175 W. Long Lake Ste. 200 Troy MI 48098-4960		CONTACT NAME: Tara Oliveres PHONE (A/C, No. Ext): (248) 828-3377 FAX (A/C, No): (248) 828-3741 E-MAIL ADDRESS: toloveres@vtcins.com	
INSURED Vetor Contracting Services, LLC. 9201 Cockleshell Ct. #3 Bonita Springs MI 34135		INSURER(S) AFFORDING COVERAGE INSURER A: Amerisure Mutual Insurance Co. 23396 INSURER B: Colony Insurance Company 39993 INSURER C: INSURER D: INSURER E: INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 21-22 VCS Master

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PROJECT ☐ LOC OTHER:	X	Y	CPP20953840502	1/1/2021	1/1/2022	EACH OCCURRENCE \$ 1,000,000	
	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000							
	MED EXP (Any one person) \$ 10,000							
	PERSONAL & ADV INJURY \$ 1,000,000							
A	☒ AUTOMOBILE LIABILITY ☒ ANY AUTO ALL OWNED AUTOS ☒ HIRED AUTOS ☐ SCHEDULED AUTOS NON-OWNED AUTOS	X	Y	CA20953820502	1/1/2021	1/1/2022	GENERAL AGGREGATE \$ 2,000,000	
	PRODUCTS - COMP/OP AGG \$ 2,000,000							
	Employee Benefits \$ 1,000,000							
	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000							
A	☒ UMBRELLA LIAB ☒ EXCESS LIAB ☐ OCCUR ☐ CLAIMS-MADE DED ☒ RETENTION \$ 0			CU20953860602	1/1/2021	1/1/2022	BODILY INJURY (Per person) \$	
	BODILY INJURY (Per accident) \$							
	PROPERTY DAMAGE (Per accident) \$							
	EACH OCCURRENCE \$ 5,000,000							
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	Y	WC20995450402	1/1/2021	1/1/2022	AGGREGATE \$ 5,000,000
	PER STATUTE ☒ OTH-ER ☐							
	E.L. EACH ACCIDENT \$ 1,000,000							
	E.L. DISEASE - EA EMPLOYEE \$ 1,000,000							
B	Professional/Pollution			CPLUS306168	1/1/2021	1/1/2022	Limit \$1,000,000	
	A Installation Floater						CPP20953840602	1/1/2021

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

For any and all work performed on behalf of Collier County. Where required by written contract, Collier County Board of County Commissioners is add'l insured for General Liability (GL) as respects ongoing & completed operations on a primary & non-contributory basis and additional insured with respects to Automobile liability. GL, Auto & Workers Comp policies include waiver of subrogation on behalf of add'l insd as required by written contract and where allowed by law. Umbrella/Excess liability coverage follows form over GL, Auto & Employers Liability.

CERTIFICATE HOLDER**CANCELLATION**

Collier County Board of County Commissioners 3295 Tamiami Trail E. Naples, FL 34112	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE Alan Chandler/TOLIVE <i>Alan P. Chandler</i>

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ACORD 25 (2014/01)

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INS025 (201401)

1. **Requested Motion:**

Meeting Date: March 21, 2022

Status Report on Laguna Shores Dredging Project

Why the action is necessary:

Property owners in the Laguna Shores neighborhood requested that the Town to share the cost to dredge Laguna Channel. The 2020 survey indicated that the channel had filled in to a depth of -1 to -3 feet relative to mean low water (MLW) in some areas. The design depth established by the previous dredge of the channel is -7 feet MLW.

What the action accomplishes:

2. **Agenda:**

ADMINISTRATIVE AGENDA

3. **Requirement/Purpose:**

4. **Submitter of Information:**

5. **Background:**

The current project cost estimate is \$600,000. Funding from the benefiting properties in Laguna Shores neighborhood is currently pending. This price is valid for a limited amount of time. Upon receipt of funding from benefiting properties, the Town Council will consider the following future agenda item: Approve and authorize the Town Manager to negotiate and execute contract documents with the lowest responsive and responsible respondent, Arbor Tree & Land, Inc. for the dredging of Laguna Shores Channel. If negotiations with the lowest bidder are not successful, then approve and authorize the Town Manager to negotiate and execute contract documents with the next lowest respondent.

ITB-22-10-EN Laguna Shores Dredge was issued and properly advertised on January 4, 2022. Addendums were issued on January 27, 2022 and February 10, 2022. Bids were received on February 24, 2022. Contractor submitted bids ranged from \$527,945.00 to \$780,492.65 and are bonded through May 18, 2022 (90 days from bid opening).

The bids were evaluated by engineering firm HWA, Inc. Adjustments were made to the bid tabulations by the engineer to make comparisons between bid submittals like for like.

For "contractor alternative" (3.a.) material handling, placement and disposal, bids ranged from \$549,605.00 to \$658,609.50.

For material handling, placement, and disposal within 300 yards of 280 Estrellita Dr (3.b.), bids ranged from \$540,905.00 to \$696,732.15. This calculation included a provision to dispose of up to 4,500 cubic yards of material on 3 lots, with the remaining volume going to the City of Ft Myers.

For material handling, placement, and disposal at the City of Ft Myers property (3.c.), bids ranged from \$585,905.00 to \$760,407.15.

These costs do NOT include any cost associated with the use of any Estrellita properties for material handling, placement and disposal.

Attachments:

1. HWA Bid Recommendation Letter

2. HWA Bid Tabulation Worksheets (3)
3. 2020SEPT24 - Laguna Channel Dredge Monitoring
4. 2015JAN15 Laguna Channel POST Dredge Monitoring
5. 2013DEC28 Laguna Channel POST Dredge Monitoring

Financial Impact:

6. Alternative Action

Do not dredge Laguna Channel.

7. Management Recommendations:

8. Recommended Approval:

Chadd Chustz, Environmental Services
Daphnie Bercher, Community Services Administrator
Jason Green, Community Development Services
John R Herin Jr, Town Attorney
Amy Baker, Town Clerk
Roger Hernstadt, Town Manager

Created/Initiated - 3/14/2022
Approved - 3/14/2022
Approved - 3/15/2022
Approved - 3/16/2022
Approved - 3/17/2022
Final Approval - 3/17/2022



Marine Engineers and Environmental Consultants

March 3, 2022

Town of Fort Myers Beach
C/O Mr. Chad Chustz
Environmental Project Manager
2525 Estero Blvd.
Fort Myers Beach, FL 33931

Chad:

I have reviewed the submitted bid packages, supplied by the Town of Fort Myers Beach, and compared each contractors Official Bid Form entries. Based on pricing submitted, that included the full project bid quantity of 6,600 CY for Material Placement, Disposal and Dredging, I would recommend that the Town of Fort Myers Beach award a contract to Arbor Tree & Land, Inc. (ATL) for ITB-22-10-EN, Laguna Shores Dredge.

Respectfully,

A handwritten signature in black ink, appearing to read 'Paul Domke', is written over a light blue horizontal line.

Paul Domke, E.I.
Project Engineer
239-334-6870

**TOWN OF FT MYERS BEACH
LAGUNA SHORES DREDGE
BID COMPARISON
LOWEST TWO BIDDERS**

ITEM #	ITEM DESCRIPTION	QTY IN PLACE	UNIT	ATL Inc. - CORRECTED		LPS Contracting - CORRECTED		Difference ATL-LPS - CORRECTED	
				UNIT PRICE	TOTAL COST IN PLACE	UNIT PRICE	TOTAL COST IN PLACE	UNIT PRICE	TOTAL COST IN PLACE
1	Mobilization (<5%)	5%	Lump Sum	\$ 30,000.00	\$ 30,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
2	Performance, Payment, and Maintenance Bond Premiums and Insurance	1%	Lump Sum	\$ 6,000.00	\$ 6,000.00	\$ 3,500.00	\$ 3,500.00	\$ 2,500.00	\$ 2,500.00
3	Material Handling, Placement and Disposal	----	----	----	----	----	----	----	----
3.a	CONTRACTOR alternative material handling, placement and disposal; attach narrative	6600	Cubic Yard	\$ 9.00	\$ 59,400.00	\$ 37.80	\$ 249,480.00	\$ (28.80)	\$ (190,080.00)
3.b	Material handling, placement and disposal within 300 yards of 280 Estrellita Drive.	~4,500 may vary	Cubic Yard	\$ 4.50	\$ 20,250.00	\$ 34.19	\$ 153,855.00	\$ (29.69)	\$ (133,605.00)
3.c	Material handling, placement and disposal at City of Fort Myers property.	up to 6,600	Cubic Yard	\$ 14.50	\$ 95,700.00	\$ 37.84	\$ 249,744.00	\$ (23.34)	\$ (154,044.00)
4	Mechanical Dredging	6600	Cubic Yard	\$ 52.00	\$ 343,200.00	\$ 50.40	\$ 332,640.00	\$ 1.60	\$ 10,560.00
5	Turbidity Monitoring	1	Lump Sum	\$ 45,000.00	\$ 45,000.00	\$ 22,950.00	\$ 22,950.00	\$ 22,050.00	\$ 22,050.00
6	Local Permits and Authorizations	1	Lump Sum	\$ 5,500.00	\$ 5,500.00	\$ -	\$ -	\$ 5,500.00	\$ 5,500.00
SUBTOTAL BID 3.a				\$	489,100.00	\$	623,570.00	\$	(134,470.00)
SUBTOTAL BID 3.b plus 2,100 CY 3.c				\$	480,400.00	\$	607,409.00	\$	(127,009.00)
SUBTOTAL BID 3.c				\$	525,400.00	\$	623,834.00	\$	(98,434.00)
A (4)	Demobilization (Project Closeout)	5%	Lump Sum	\$ 30,252.50	\$ 30,252.50	\$ 15,000.00	\$ 15,000.00	\$	15,252.50
B (5)	Contingency	5%	Lump Sum	\$ 30,252.50	\$ 30,252.50	\$ 20,039.50	\$ 20,039.50	\$	10,213.00
TOTAL BID 3.a				\$	549,605.00	\$	658,609.50	\$	(109,004.50)
TOTAL BID 3.b plus 2,100 CY 3.c				\$	540,905.00	\$	642,448.50	\$	(101,543.50)
TOTAL BID 3.c				\$	585,905.00	\$	658,873.50	\$	(72,968.50)

Estimated Mobilization	30 days after Notice to Proceed	April 7, 2022	----
Substantial Completion (calendar)	90	90	----
Final Completion (calendar)	120	120	----
Bid Bond	Yes	Yes	----
HWA items of Interest	No narrative for 3.a	No narrative for 3.a	----
	West Palm Beach, FL Offices	McHenry County, IL Offices	----
	In business under present Name - 40 yrs	In business under present Name - 4 + yrs	----

**TOWN OF FT MYERS BEACH
LAGUNA SHORES DREDGE
BID COMPARISON
ALL BIDDERS**

3-3-2022

ITEM #	ITEM DESCRIPTION	QTY IN PLACE	UNIT	ATL Inc. - CORRECTED		LPS Contracting - CORRECTED		Gator Dredging - CORRECTED		Sea & Shoreline - CORRECTED	
				UNIT PRICE	TOTAL COST IN PLACE	UNIT PRICE	TOTAL COST IN PLACE	UNIT PRICE	TOTAL COST IN PLACE	UNIT PRICE	TOTAL COST IN PLACE
1	Mobilization (<5%)	5%	Lump Sum	\$ 30,000.00	\$ 30,000.00	\$ 15,000.00	\$ 15,000.00	\$ 35,000.00	\$ 35,000.00	\$ 30,650.00	\$ 30,650.00
2	Performance, Payment, and Maintenance Bond Premiums and Insurance	1%	Lump Sum	\$ 6,000.00	\$ 6,000.00	\$ 3,500.00	\$ 3,500.00	\$ 7,727.65	\$ 7,727.65	\$ 6,130.00	\$ 6,130.00
3	Material Handling, Placement and Disposal	----	----	----	----	----	----	----	----	----	----
3.a	CONTRACTOR alternative material handling, placement and disposal; attach narrative	6600	Cubic Yard	\$ 9.00	\$ 59,400.00	\$ 37.80	\$ 249,480.00	----	----	----	----
3.b	Material handling, placement and disposal within 300 yards of 280 Estrellita Drive.	~4,500 may vary	Cubic Yard	\$ 4.50	\$ 20,250.00	\$ 34.19	\$ 153,855.00	\$ 12.25	\$ 55,125.00	\$ 20.00	\$ 90,000.00
3.c	Material handling, placement and disposal at City of Fort Myers property.	up to 6,600	Cubic Yard	\$ 14.50	\$ 95,700.00	\$ 37.84	\$ 249,744.00	\$ 26.40	\$ 174,240.00	-	-
4	Mechanical Dredging	6600	Cubic Yard	\$ 52.00	\$ 343,200.00	\$ 50.40	\$ 332,640.00	\$ 74.00	\$ 488,400.00	\$ 63.00	\$ 415,800.00
5	Turbidity Monitoring	1	Lump Sum	\$ 45,000.00	\$ 45,000.00	\$ 22,950.00	\$ 22,950.00	\$ 10,000.00	\$ 10,000.00	\$ 67,420.00	\$ 67,420.00
6	Local Permits and Authorizations	1	Lump Sum	\$ 5,500.00	\$ 5,500.00	----	----	\$ 10,000.00	\$ 10,000.00	\$ 3,000.00	\$ 3,000.00
SUBTOTAL BID 3.a				\$	489,100.00	\$	623,570.00	NO BID		NO BID	
SUBTOTAL BID 3.b plus 2,100 CY 3.c				\$	480,400.00	\$	607,409.00	\$	661,692.65	Unable to calculate with no 3.c bid	
SUBTOTAL BID 3.c				\$	525,400.00	\$	623,834.00	\$	725,367.65	NO BID	
A (4)	Demobilization (Project Closeout)	5%	Lump Sum	\$ 30,252.50	\$ 30,252.50	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 30,252.50	\$ 30,252.50
B (5)	Contingency	5%	Lump Sum	\$ 30,252.50	\$ 30,252.50	\$ 20,039.50	\$ 20,039.50	\$ 20,039.50	\$ 20,039.50	\$ 30,252.50	\$ 30,252.50
TOTAL BID 3.a				\$	549,605.00	\$	658,609.50	NO BID		NO BID	
TOTAL BID 3.b plus 2,100 CY 3.c				\$	540,905.00	\$	642,448.50	\$	696,732.15	Unable to calculate with no 3.c bid	
TOTAL BID 3.c				\$	585,905.00	\$	658,873.50	\$	760,407.15	NO BID	

Estimated Mobilization	30 days after Notice to Proceed	April 7, 2022	April 1, 2022	15 days after Notice to Proceed
Substantial Completion (calendar)	90	90	120	120
Final Completion (calendar)	120	120	135	150
Bid Bond	Yes	Yes	Yes	Yes
HWA items of Interest	No narrative for 3.a	No narrative for 3.a	Full Narrative Provided	No narrative for 3.a
	West Palm Beach, FL Offices	McHenry County, IL Offices	Clearwater, FL Offices	Winter Garden, FL Offices
	In business under present Name - 40 yrs	In business under present Name - 4 + yrs	In business under present Name - 16 yrs	In business under present Name - 7 yrs

**TOWN OF FT MYERS BEACH
LAGUNA SHORES DREDGE
BID COMPARISON
ALL BIDDERS
AS SUBMITTED BY CONTRACTORS**

ITEM #	ITEM DESCRIPTION	QTY IN PLACE	UNIT	ATL Inc.		LPS Contracting		Gator Dredging		Sea and Shoreline	
				UNIT PRICE	TOTAL COST IN PLACE	UNIT PRICE	TOTAL COST IN PLACE	UNIT PRICE	TOTAL COST IN PLACE	UNIT PRICE	TOTAL COST IN PLACE
1	Mobilization (<5%)	5%	Lump Sum	\$ 30,000.00	\$ 30,000.00	\$ 15,000.00	\$ 15,000.00	\$ 35,000.00	\$ 35,000.00	\$ 30,650.00	\$ 30,650.00
2	Performance, Payment, and Maintenance Bond Premiums and Insurance	1%	Lump Sum	\$ 6,000.00	\$ 6,000.00	\$ 3,500.00	\$ 3,500.00	\$ 7,727.65	\$ 7,727.65	\$ 6,130.00	\$ 6,130.00
3	Material Handling, Placement and Disposal										
3.a	CONTRACTOR alternative material handling, placement and disposal; attach narrative	6600	Cubic Yard	\$ 9.00	\$ 59,400.00	\$ 37.80	\$ 249,480.00	NO BID	NO BID	NO BID	NO BID
3.b	Material handling, placement and disposal within 300 yards of 280 Estrellita Drive.	~4,500 may vary	Cubic Yard	\$ 4.50	\$ 20,250.00	\$ 34.19	\$ 153,855.00	\$ 12.25	\$ 55,125.00	\$ 20.00	\$ 90,000.00
3.c	Material handling, placement and disposal at City of Fort Myers property.	up to 6,600	Cubic Yard	\$ 14.50	\$ 95,700.00	\$ 37.84	\$ 249,744.00	\$ 26.40	\$ 174,240.00	NO BID	NO BID
4	Mechanical Dredging	6600	Cubic Yard	\$ 52.00	\$ 343,200.00	\$ 50.40	\$ 332,640.00	\$ 74.00	\$ 488,400.00	\$ 63.00	\$ 415,800.00
5	Turbidity Monitoring	1	Lump Sum	\$ 45,000.00	\$ 45,000.00	\$ 22,950.00	\$ 22,950.00	\$ 10,000.00	\$ 10,000.00	\$ 67,420.00	\$ 67,420.00
6	Local Permits and Authorizations	1	Lump Sum	\$ 5,500.00	\$ 5,500.00	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00	\$ 3,000.00	\$ 3,000.00
SUBTOTAL BID 3.a				\$ 489,100.00		\$ 623,570.00		NO BID		NO BID	
SUBTOTAL BID 3.b				\$ 449,950.00		\$ 527,945.00		\$ 606,252.65		\$ 613,000.00	
SUBTOTAL BID 3.c				\$ 525,400.00		\$ 623,834.00		\$ 725,367.65		NO BID	
A (4)	Demobilization (Project Closeout)	5%	Lump Sum	\$ 30,252.50	\$ 30,252.50	\$ 15,000.00	\$ 15,000.00	\$ 39,024.63	\$ 39,024.63	\$ 30,650.00	\$ 30,650.00
B (5)	Contingency	5%	Lump Sum	\$ 30,252.50	\$ 30,252.50	\$ 20,039.50	\$ 20,039.50	\$ 39,025.63	\$ 39,025.63	\$ 30,650.00	\$ 30,650.00
TOTAL BID				\$ 549,905.00		\$ 562,984.50		\$ 760,690.26		\$ 674,300.00	
Contractor Bid Form Entry Subtotal				\$ 605,050.00		\$ 527,945.00		\$ 780,492.65		\$ 613,000.00	
Difference between Contractor entered low total bid				\$ 77,105.00		Zero		\$ 252,547.65		\$ 85,055.00	

Estimated Mobilization	30 days after Notice to Proceed	April 7, 2022	April 1, 2022	15 days after Notice to Proceed
Substantial Completion (calendar)	90	90	120	120
Final Completion (calendar)	120	120	135	150
Bid Bond	Yes	Yes	Yes	Yes
HWA items of Interest	No narrative for 3.a	No narrative for 3.a	Full Narrative Provided	No narrative for 3.a
	West Palm Beach, FL Offices	McHenry County, IL Offices	Clearwater, FL Offices	Winter Garden, FL Offices
	In business under present Name - 40 yrs	In business under present Name - 4 + yrs	In business under present Name - 16 yrs	In business under present Name - 7 yrs



Marine Engineers and Environmental Consultants

September 24, 2020

Chadd Chustz
Environmental Project Manager
Town of Fort Myers Beach
2523 Estero Boulevard
Fort Myers Beach, FL 33931

Subject: Laguna Shores Channel Monitoring

On September 17, 2020 Hans Wilson and Associates, Inc. staff was on site to conduct a bathymetric survey of Laguna Shores Channel on the south end of Estero Island and leading to Big Carlos Pass. The data was collected on an approximate 25' x 25' grid and using a computer system in conjunction with a CeeEcho echo sounder, a submeter GPS, and a single beam 200 kHz transducer. The data was processed using Hypack 2019 software.

All depths reference Mean Low Water (MLW) datum. Elevations reference DEP Tide Station 872-5331 (Estero Island – Ostego Bay), with MLW elevation at -1.58' NAVD88.

Refer to the attached drawing "Bathymetric Survey 9-17-20" for details regarding current depths. Also attached is the drawing "Bathymetric Survey 1-15-15" for use in comparing the depths from the last survey to the current survey. When comparing the two surveys it is clear that significant infill has occurred along the entire length of the channel, with the most extreme infill occurring towards the midpoint of the channel. There is an obvious shoal that exists off of the northern side of the tip of the island that runs south almost to the causeway. The channel dredging in the past has interrupted the shoal, but over time material will continue to fill in this area at a faster rate than the rest of the channel.

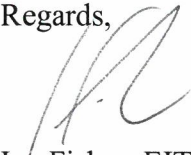


Photo showing the shoal that exists off the end of the island.

The original dredge footprint was used to calculate the volume of material requiring removal to restore the channel to the original design template. This design template has a depth of -7' MLW. The approximate volume of material to be removed is 5,472 cubic yards. The original dredge volume was 6,460 cubic yards. The infill amount constitutes approximately 84.7% of the original volume. The infill rate based on the survey is approximately 995 cubic yards per year.

If you have any questions or comments, please let me know.

Regards,

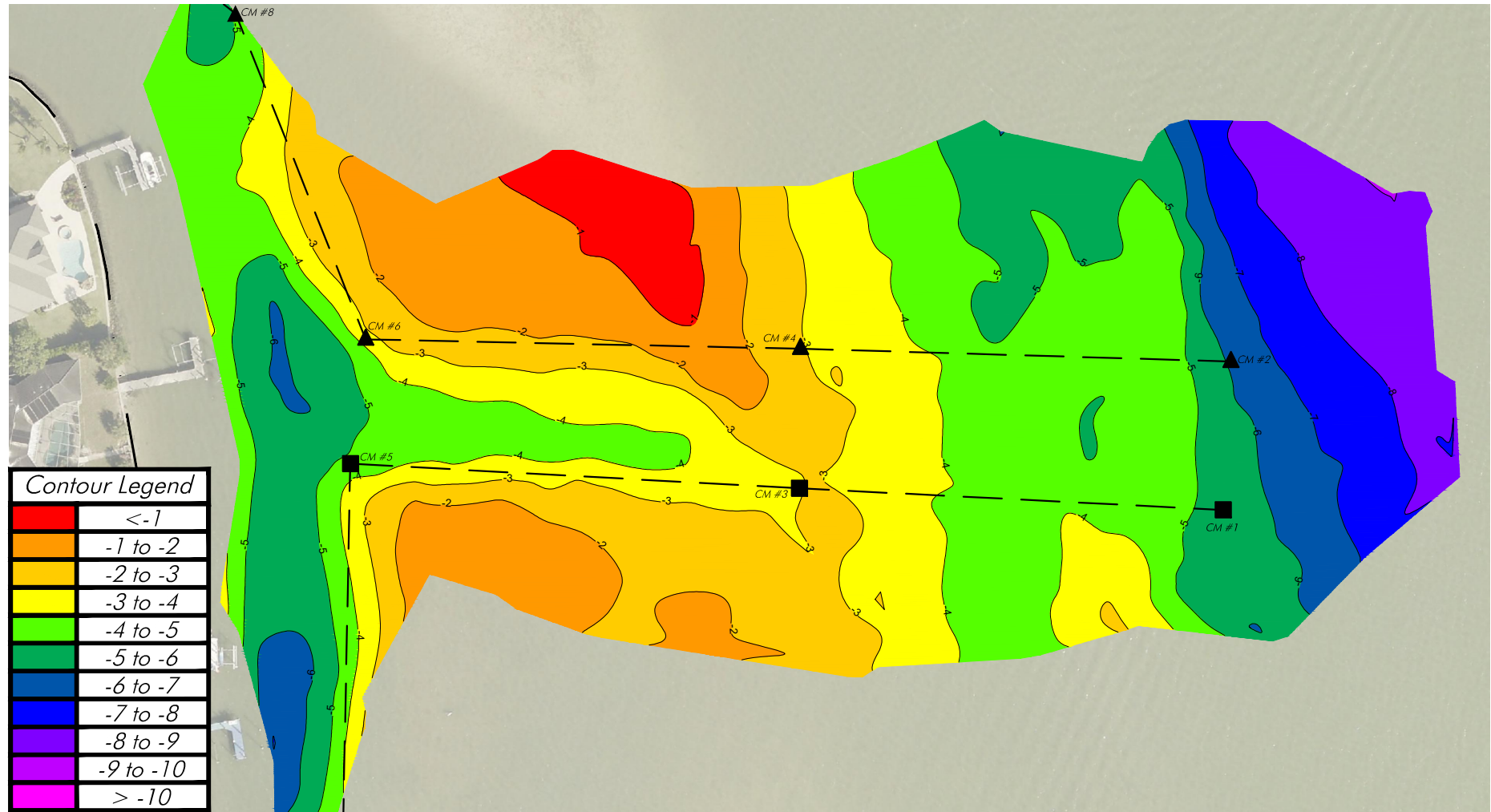
A handwritten signature in black ink, appearing to read 'I. Fisher', written over the word 'Regards,'.

Ian Fisher, EIT

SECTION: 3
TOWNSHIP: 47 South
RANGE: 24 East

Lee County Aerial 2020

0 50 100
SCALE FEET



Notes: Depths referenced to Mean Low Water (MLW) per DEP Tide Station 872-5331. Bathymetric survey completed on 9-17-20 by HWA, Inc.

Post Dredge Survey 9-17-20

SCALE: 1" = 100'

DISCUSSION PLANS, NOT FOR CONSTRUCTION

September 24, 2020 8:13:45 a.m.
Drawing: FMB10MASTER.DWG



1938 Hill Avenue, Fort Myers, Florida 33901
Office: 239-334-6870 Fax: 239-334-7810
MARINE and ENVIRONMENTAL CONSULTANTS

9-24-20

IMF

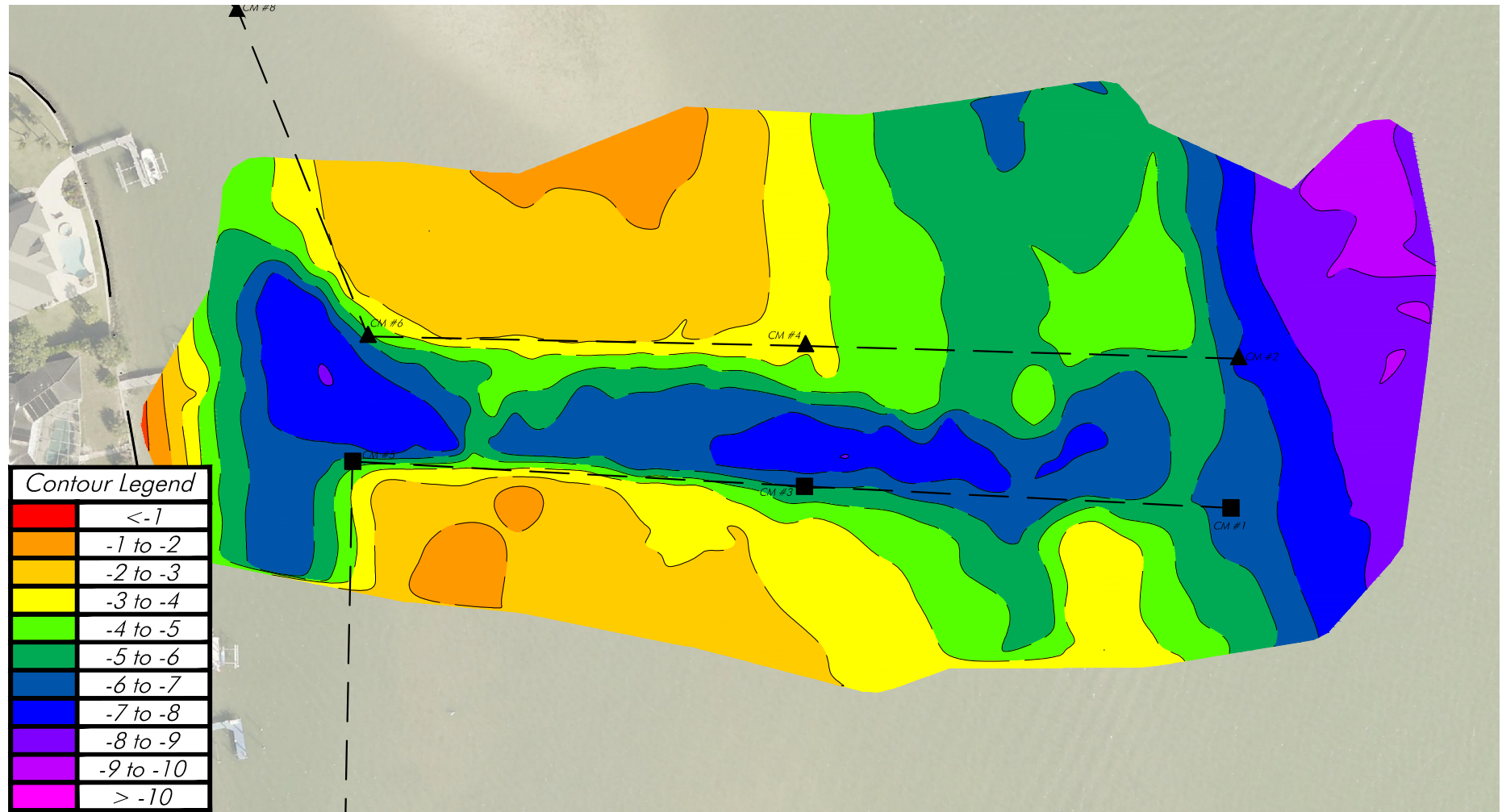
Town of Fort Myers Beach

SHEET

SECTION: 3
TOWNSHIP: 47 South
RANGE: 24 East

Lee County Aerial 2020

0 50 100
SCALE FEET



Notes: Depths referenced to Mean Low Water (MLW) per DEP Tide Station 872-5331. Bathymetric survey completed on 1-15-15 by HWA, Inc.

Post Dredge Survey 1-15-15

SCALE: 1" = 100'

DISCUSSION PLANS, NOT FOR CONSTRUCTION

September 24, 2020 8:13:45 a.m.
Drawing: FMB10MASTER.DWG



1938 Hill Avenue, Fort Myers, Florida 33901
Office: 239-334-6870 Fax: 239-334-7810
MARINE and ENVIRONMENTAL CONSULTANTS

9-24-20

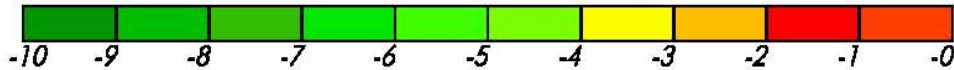
IMF

Town of Fort Myers Beach

SHEET

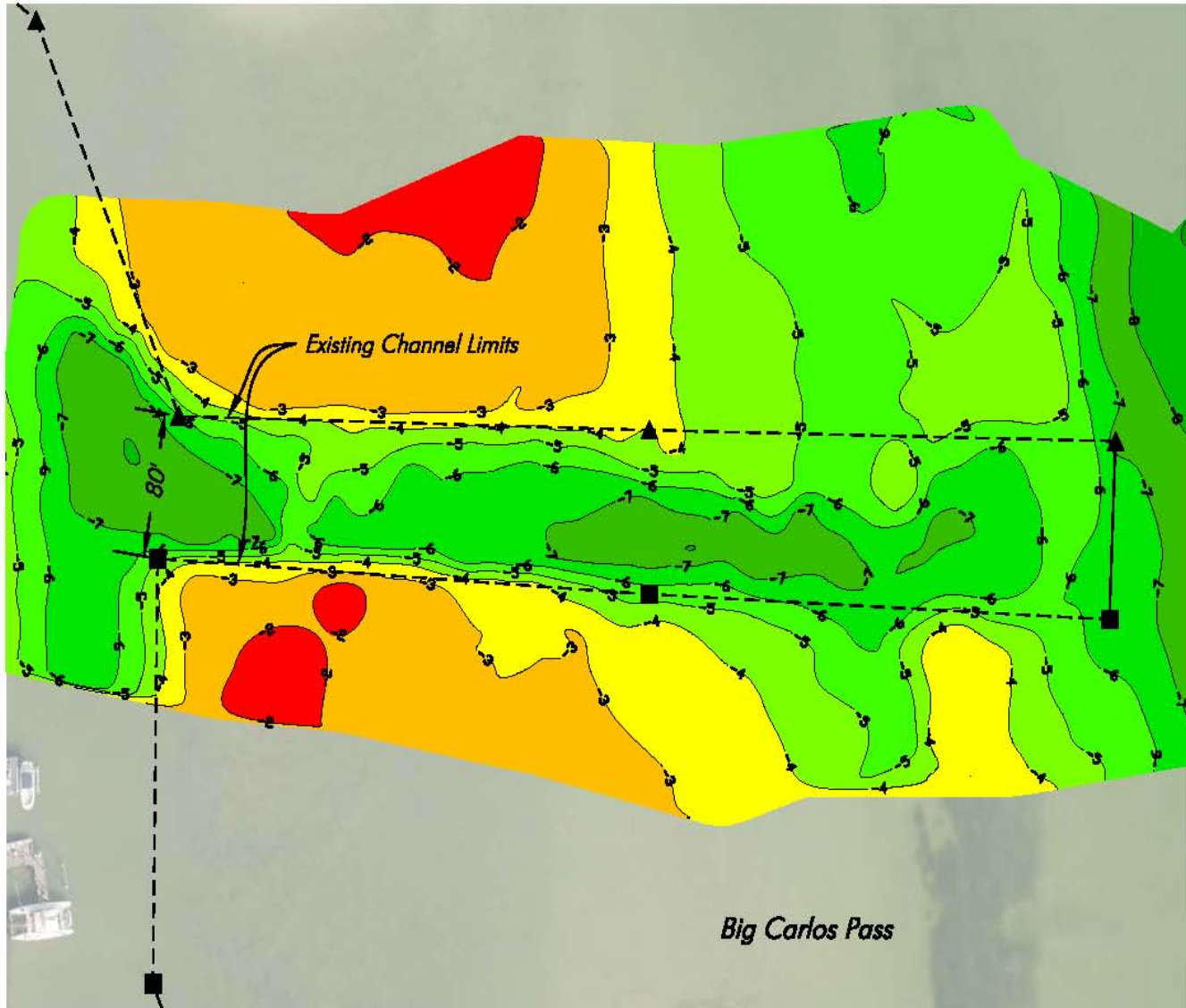
SECTION: 3
TOWNSHIP: 47S
RANGE: 24E

Depth data was collected by Hans Wilson & Associates using a computer system in conjunction with an Odom Hydrotrac echo sounder, submeter GPS, and a single beam 200 KHz Transducer. Data was processed using Hypack 2014 software.



2012 LEE COUNTY AERIAL PHOTOGRAPH

0 50 100
SCALE FEET



Post Dredge Survey 01-15-15

SCALE: 1" = 100'

Notes: Depths referenced to Mean Low Water (MLW)
per DEP Tide Station 872-5331 Estero Island - Ostego Bay.
Bathymetric Survey most recently completed on 01-20-15 by HWA.

RECORD DRAWINGS

HANS J.M. WILSON
REGISTERED PROFESSIONAL ENGINEER
FLORIDA REGISTRATION NO. 39680
CA. LIC. NO. 8519
DATE: February 02, 2015 3:21:18 p.m.
Drawing: FMB4MASTER.DWG



1938 Hill Avenue, Fort Myers, Florida 33901
Office: 239-334-6870 Fax: 239-334-7810
MARINE and ENVIRONMENTAL CONSULTANTS

02-02-15

TM

**Town of Ft.
Myers Beach**

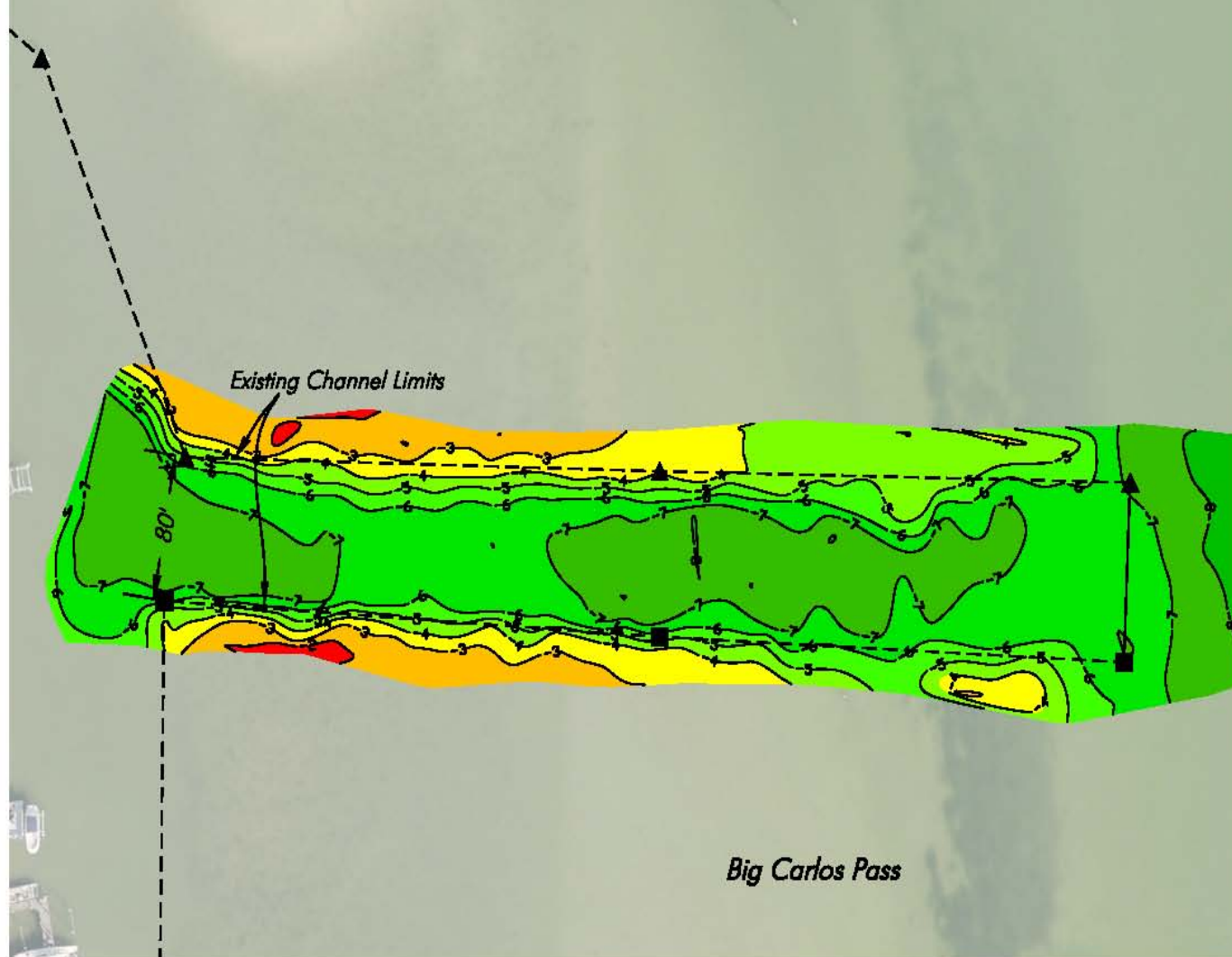
SHEET

SECTION: 3
TOWNSHIP: 47 S
RANGE: 24 E

2012 LEE COUNTY AERIAL PHOTOGRAPH

0' 50' 100'
SCALE FEET

Depth data was collected by Hans Wilson & Associates using a computer system in conjunction with an Odom Hydrotrac echo sounder, submeter GPS, and a single beam 200 Khz Transducer. Data was processed using Hypack 2013 software.



Post Dredge Survey 12-28-13

SCALE: 1" = 100'

Notes: Depths referenced to Mean Low Water (MLW)
per DEP Tide Station 872-5331 Estero Island - Ostego Bay.
Bathymetric Survey most recently completed on 12-28-13 by HWA.

HANS J.M. WILSON
REGISTERED PROFESSIONAL ENGINEER
FLORIDA REGISTRATION NO. 39680
CA. LIC. NO. 8519
DATE: January 02, 2014 8:58:38 a.m.
Drawing: FMB3MASTER.DWG

BID PLANS, NOT FOR CONSTRUCTION



1938 Hill Avenue, Fort Myers, Florida 33901
Office: 239-334-6870 Fax: 239-334-7810
MARINE and ENVIRONMENTAL CONSULTANTS

01-02-14

TM

**Town of Ft.
Myers Beach**

SHEET

RESOLUTION NO. 22-09

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA AUTHORIZING THE TOWN MANAGER OR DESIGNEE TO APPLY FOR, EXECUTE A GRANT AGREEMENT, AND ADMINISTER GRANT FUNDING FROM THE FLORIDA BOATING IMPROVEMENT PROGRAM FOR IN THE AMOUNT OF UP TO \$3,000,000.00 FOR CONSTRUCTION OF THE MATANZAS PASS MOORING FIELD UPLAND SERVICES FACILITIES; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal service, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, the Town of Fort Myers Beach (“Town”) has an opportunity to apply for grant funding from the Florida Boating Improvement Program (“Grant”) through Florida Fish and Wildlife Conservation Commission (“FWC”) for construction of the Matanzas Pass Mooring Field upland services facilities (“Project”); and

WHEREAS, the Town has purchased and expended \$1,000,000 for the acquisition of land for this Project, and

WHEREAS, the Town desires to apply for a Grant in the not-to-exceed amount of \$3,000,000 to provide the Town with funds to complete the Project, to execute a grant funding agreement (“Grant Agreement”) with the FWC, and administer the Grant Agreement; and

WHEREAS, a Resolution of the Town designating a “Project Manager”, authorizing the Project Manager to apply for the Grant, execute the Grant Agreement, and administer the Grant Agreement on behalf of the Town is required by the FWC as a condition precedent to applying for the Grant; and

WHEREAS, the Town will be required to commit matching funds (up to \$3,000,000) to complete the Grant requirement, which funding is available within the current and future fiscal year budgets for the Project; and

WHEREAS, the Town finds that it is in the best interests of the health, safety, and welfare of the Town’s residents and visitors to apply for the Grant, enter into the Grant Agreement, and administer the Grant Agreement.

NOW, THEREFORE, BE IT HEREBY RESOLVED, BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA AS FOLLOWS:

Section 1. The above recitals are true and correct, and incorporated herein by this reference and adopted as the legislative and administrative findings of the Town Council.

Section 2. The Town Manager or designee is designated as the Project Manager and authorized to apply for the Grant in the not-to-exceed amount of \$3 million, enter into a Grant Agreement with the FWC, to expend matching funds in the amount of up to \$3 million and other budgeted funds for the Project, and administer the Grant Agreement on behalf of the Town.

Section 3. This Resolution shall take effect immediately upon its adoption.

THE FOREGOING RESOLUTION was adopted by the Town Council upon a motion by _____ and seconded by _____, and upon being put to a vote, the result was as follows:

DULY PASSED AND ADOPTED on this 21st day of March, 2022.

Raymond P. Murphy, Mayor
Rexann Hosafros, Vice Mayor
Dan Allers, Council Member
Bill Veach, Council Member
Jim Atterholt, Council Member

TOWN OF FORT MYERS BEACH

Raymond P. Murphy, Mayor

ATTEST:

Amy Baker, Town Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:

John R. Herin, Jr., Town Attorney

This Resolution was filed in the Office of the Town Clerk on this ____ day of _____ 2022.

1. Requested Motion:

Meeting Date: March 21, 2022

Adopt Resolution 22-11, authorizing the Town's participation in the multi-jurisdictional Program for Public Information documents as part of the Town's Community Rating System (CRS) efforts under the National Flood Insurance Program (NFIP).

Why the action is necessary:

Resolutions must be approved by Town Council

What the action accomplishes:

Allows the Town to go forward with the PPI.

2. Agenda:

ADMINISTRATIVE AGENDA

3. Requirement/Purpose:

22-11

4. Submitter of Information:

5. Background:

Program for Public Information (PPI) is a committee-based, localized approach to community outreach about flood hazards and flood insurance under the NFIP's Community Rating System (CRS) Program. The Town participates in a multi-jurisdictional program within Lee County. As mandated by the 2017 CRS manual, the Town must update the PPI at least every 5 years. Adoption and participation in the PPI provides the Town with credit towards the community's CRS rating.

Attachments:

1. Exhibit A 5 year updated PPI - 2020 (002)
2. 22-11, Resolution 22-11 Renewal of Multijurisdictional PPI-C
3. 16-02, Multijurisdictional FINAL

Financial Impact:

6. Alternative Action

7. Management Recommendations:

8. Recommended Approval:

Kristin Schumacher, Flood Plain Supervisor
Daphnie Bercher, Community Services Administrator
Jason Green, Community Development Services
John R Herin Jr, Town Attorney
Amy Baker, Town Clerk
Roger Hernstadt, Town Manager

Created/Initiated - 3/14/2022
Approved - 3/14/2022
Approved - 3/15/2022
Approved - 3/16/2022
Approved - 3/16/2022
Final Approval - 3/16/2022



LEE COUNTY
Multi-jurisdictional
PROGRAM FOR PUBLIC INFORMATION
ABOUT FLOOD HAZARDS AND FLOOD INSURANCE RATE MAPS

AUGUST 2020

A Comprehensive Outreach Strategy for:
Bonita Springs
Cape Coral
Estero
Fort Myers
Fort Myers Beach
Unincorporated Lee County
Sanibel

Mission Statement: To protect public health and property by educating the community about flood hazards, flood insurance, proper building techniques for floodplains, and floodplain functions. An important objective of this PPI is to encourage a unified message consistent with NFIP and CRS objectives.

PPI AT A GLANCE

- Projects implemented January through July
- Annual monitoring meeting each August
- Annual evaluation report prepared each year and submitted with annual recertification.
- PPI updated every 5 years

Background/Timeline/Update

Background

A Program for Public Information (PPI) is a committee-based, localized approach to community outreach about flood hazards and flood insurance under the NFIP's Community Rating System (CRS) program.

In 2015, the first Multi-jurisdictional Program for Public Information was created and implemented. The original PPI document included: 1) Establishment of the PPI Committee; 2) Review of flood mapping, structure location and NFIP insurance coverage; 3) Selection of target areas and audiences; 4) Assessment of public information needs; 5) Formulation of messages and outcomes; 6) Selection of outreach projects; 7) Selection of flood response projects; and 8) Agreement on implementation, monitoring and yearly evaluation.

As mandated by the 2017 Community Rating System Manual, the community must update its Program for Public Information at least every five years. Detailed and thorough research was integrated in the original PPI document as a baseline for PPI creation. Rather than alter the intent and integrity of the original set of data and information, this PPI document has been revised to include new information with a focus on capturing and comparing data through a five-year perspective.

Annually, an addendum is created to cover membership changes or minor tweaks that will not alter the overall intent of the PPI. Those have been absorbed into this five-year update, and include changing the annual committee meeting to August and updating some language in the outreach messages to reflect our experiences during Hurricane Irma.

This five-year update discontinues the practice of tracking NFIP coverage rates for non-residential structures. Since 2015, it has become clear that the NFIP data does not allow us to easily determine the difference between a policy for a commercial structure or policies for a leased unit and/or contents within that structure. We cannot presume that all of these policies are for structures. As a result, it is difficult to determine an accurate coverage rate among either structures or units. This is also the reason that the 2015 document declined to track NFIP coverage rates for multi-family residential units. This is NOT viewed as a disadvantage. We continue to regard single-family residential coverage, which we do track, as a sentinel indicator of NFIP coverage rates.

One emerging issue, however, has presented a challenge in the 2020 update: our inability to effectively determine how many local home owners are turning to private flood insurance carriers, how that effects our overall coverage rates, and whether that is an explanation for what appears to be a decline in coverage rates for some areas of Lee County.

Timeline

June 3, 2014	PPI Kickoff meeting
Nov 23, 2015	Original PPI document released and published
April 11, 2016	1 st annual monitoring meeting
April 25, 2017	2 nd annual monitoring meeting
May 30, 2018	3 rd annual monitoring meeting
August 14, 2019	4 th annual monitoring meeting
August 28, 2020	5 th annual monitoring meeting
April 2021	5 year PPI update document released and published

UPDATE (5 year) SUMMARY

Each CRS Coordinator or Floodplain Manager from the seven Lee County jurisdictions documented their activities throughout the year and since the adoption and implementation of the original PPI in late 2015. They were polled to evaluate their success and provide feedback regarding the outreach projects. Below is the outcome of a five year evaluation:

Observations/Trends

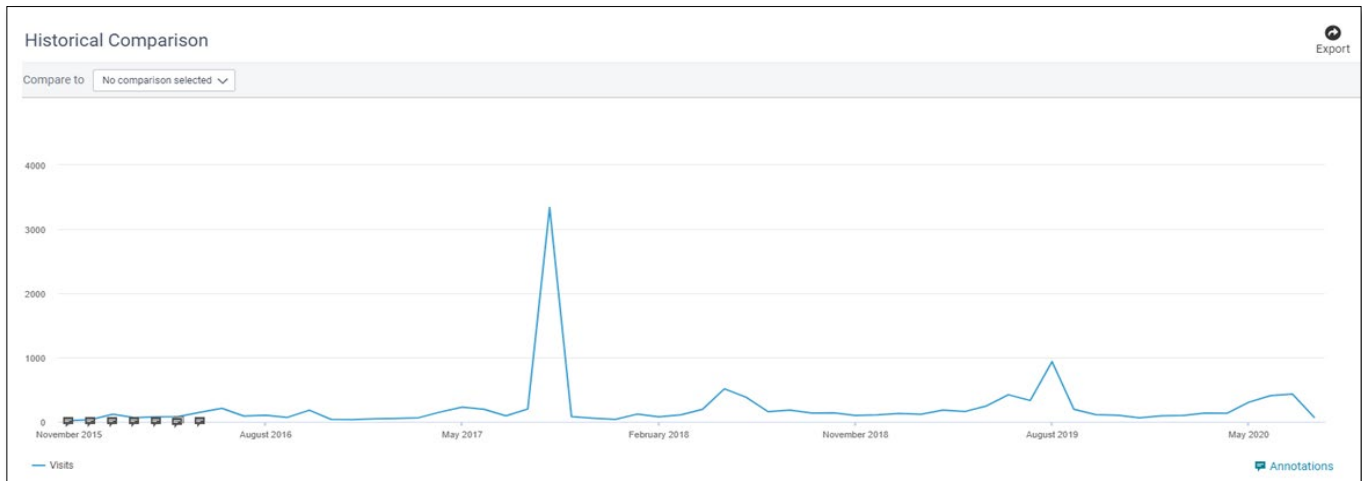
- Decrease (for several communities) for RFAs (Request For Action);
- Increased requests for FIRM information (particularly after the Agents/lenders email is sent);
- Increase in construction projects that exceed minimum standards (based on the 2017 FBC freeboard requirement);
- Increase in Mitigated Rep Loss structures due to Substantial Damage incurred due to Invest 92L Storm and Hurricane Irma (both from 2017);
- Increase (temporary) in requests for information related to the Rep Loss mailers (especially in regards to the “financial assistance” language in the letter);
- Increase in renovation projects in SFHA (with most projects remaining just under the substantial Improvement 50% threshold);
- Frustration regarding broken FEMA web links due to the recent massive website overhaul;
- Virtual media event created in response to the COVID pandemic to adapt to the current environment;
- Increase in Flood Insurance premiums and flood insurance in force. Decrease in flood insurance policies (see page 22);
- Increase in hits to online zone look up or other floodplain pages;
- Increase in flood protection information and sit visit requests;
- Increase in number of permits for flood prone area; and
- Increase in violations for unpermitted or non-compliant construction.

Changes to PPI

Based on the observations over the last five years, below are the changes to the Program for Public Information.

- PPI committee meeting date changes to August of each year;
- Committee member replacements in addendums absorbed into updated document;
- Tweaks to outreach language regarding Elevation Certificates on record (changed to *if on record*);
- Tweaks to outreach language regarding the insuring your property (changed to *buy flood insurance*);
- Tweaks to outreach language regarding evacuation notifications (changed to *pack your go bag and pet needs*);
- Tweaks to FRP outreach 3 (changed from word document to webpage/weblinks);
- Annual rainy season project change (changed from annual rainy season briefing to annual rainy season *media event*);
- Annual media hazard change (changed from Media Hazard Guide to Media Hazard *Webpage*);
- Change PPI Event Calendar to PPI *Project* Calendar;
- CodeRed changed to AlertLee;
- LeeEvac changed to LeePrepares;
- PPI Monitoring/Reporting – over time the committee has refined the data collection method to become more simplified; and
- Lee County’s Find My Flood Zone app no longer serves addresses in the municipal jurisdictions that have their own NFIP memberships, because the County does not receive updates for all of their flood map amendments and revisions.

The chart below represents activity on the All Hazard Guide website over a five-year span. There were significant spikes in August/September of 2017 due to the summer storms (Invest92L) and Hurricane Irma. The other significant spikes may be attributed to the annual release dates of the digital hazard guide versions as well as each completed outreach.



History

In August 1979, the City of Sanibel became the first community in Lee County to join the National Flood Insurance Program (NFIP) and adopt Federal Emergency Management Agency (FEMA) Flood Insurance Rate Maps. By 1984, all Lee County jurisdictions joined the program, which was created in 1968 to provide flood insurance to private property owners. Since then, newly incorporating jurisdictions in Lee County, an area of 521,000 acres or 813 square miles along the Gulf of Mexico in Southwest Florida, have followed this example and joined the NFIP.

When communities adopt Flood Insurance Rate Maps and flood hazard ordinances and enforce FEMA construction requirements, their residents become eligible to buy policies from the NFIP. This facilitates real estate transactions because flood insurance is required to obtain mortgages in the Special Flood Hazard Area as designated on FEMA flood maps. In addition, FEMA agrees to provide emergency disaster assistance to NFIP communities.

Beyond NFIP requirements, all jurisdictions in Lee County participate in the NFIP's voluntary Community Rating System (CRS). Under CRS guidelines, member communities agree to adopt and enforce higher regulatory standards for construction, record keeping and public outreach. In return for these higher standards, communities earn points that translate into flood insurance discounts. In 2011, municipal and county jurisdictions in Lee, Collier and Charlotte counties formed the Southwest Florida CRS Users Group to share ideas and mutual assistance toward the goal of higher standards of floodplain management.

The original PPI document combined Unincorporated Lee County and Estero data because the Village of Estero was not an official member of the NFIP until 9/30/2015 and their independent data was not available until 2016, after the baseline data was compiled. For comparison consistency, the 2020 data includes the combined totals for Unincorporated Lee and Estero, in addition to their separate data.

Establishing the PPI Committee

In 2013, members of the CRS Users Group in Lee County agreed to enhance their communication outreach with a Multijurisdictional Program for Public Information, a new communication option offered in the 2013 CRS Manual.

The Lee County Multijurisdictional Program for Public Information began with the creation of a PPI Committee representing public stakeholders and local government staff. An organizational meeting was held June 3, 2014 for committee volunteers representing banking, real estate, public health, insurance and general business and residential interests from all the communities. The Committee accomplished these tasks:

- Assess countywide public information needs and identify critical target audiences;
- Formulate important flood-related messages;
- Identify outreach projects to convey the messages;
- Examine other public information initiatives;
- Prepare this Program for Public Information document and have it adopted by the governing boards of member communities; and
- Implement, monitor, and evaluate the program.

Below is a current membership list as of August 2020. Details of the committee's **initial** membership, meeting dates, meeting notes and attendance from 2015 can be found in Appendix A. Member replacement can also be found in the PPI Addendums. Future committee member replacements will continue to be featured in addendums to the PPI as opposed to revisions to the PPI document.

Lee County Multijurisdictional PPI Committee and Dates of PPI Adoption				
Community	Government Staff	Public Stakeholders	Adoption	5 year renewal
Bonita Springs	Ayita Williams, Floodplain Manager	Bob Rosier, President, Rosier Insurance	Bonita Springs City Council Res 15-63	
Cape Coral	Wyatt Daltry, Planning Coordinator	Craig McElroy, Cape Coral resident	Cape Coral City Council Res 15-16	
Estero	Matt Noble, Principal Planner	Marilyn Edwards, Estero resident	Village of Estero Council Res 2016-01	
Fort Myers	Robert Ward, Floodplain Coordinator Brent Brewster, Flood Plain Manager	Danielle St. Onge, Realtor Association of Greater Fort Myers and the Beach		
Fort Myers Beach	Chelsea O'Riley, Public Works Manager	Jacki Liszak, President Fort Myers Beach Chamber of Commerce	Town of Fort Myers Beach Council Res 16-02	
Unincorporated Lee County	Betsy Clayton, Public Information Officer Billie Jacoby, CRS Coordinator	Robbie Roepstorff, President, Edison National Bank Josh Overmyer, resident of North Fort Myers and SFHA	Lee Board of County Commissioners Res 15-11-22	
Sanibel	Harold Law, CRS Director	Chris Heidrick, President, Heidrick & Company Insurance	Sanibel City Council Res 15-096	

2020 PPI Committee Approvals

The following charts of topics, target audiences, outreach projects, messages and outcomes summarize the PPI Committee's final accomplishment. An "at-a-glance" summary of all the projects by message and outcome codes is included in Appendix B Community Rating System reviewers. The remainder of this document details how this Program for Public Information addresses specific Community Rating System Activities and how these audiences, messages and projects were chosen by the committee.

Topics: 1 - Know Your Flood <u>Hazard</u> 2 - Buy Flood <u>Insurance</u> 3 - Protect <u>People</u> from Flood Hazard 4 - Protect <u>Property</u> from Flood Hazard 5 - <u>Build</u> Responsibly 6 - Protect <u>Natural</u> Floodplain Functions 7 - Prepare for <u>Hurricanes</u>	Messages: 1 – Learn your flood hazard, zone and map information and your evacuation zone; 2 – Buy flood insurance for your home and contents; 3 – Ask your community floodplain manager about flood protection assistance; 4 – Get a print or online copy of the Lee County All Hazards Guide; 5a – Get a permit before you build; 5b – Know the safety and insurance benefits of exceeding minimum standards; 5c – Before you remodel, learn about flood regulations and building codes; 6a – Don't block natural flowways; 6b – Report blocked ditches, swales and canals; 7 – Choose your flood warning system.	
Outreach projects: OP1 - Rep Loss Residents letter OP2 - Rep Loss Non-resident owners' letter OP3 - Permit applicant brochure OP4 - Media event OP5 - Media Hazard Webpage OP6 - Agents email	Flood response projects: FRP1 - Pre-storm news releases FRP2 - Social Media postings FRP3 - Media briefings in the EOC FRP4 - Post-storm news releases FRP5 - Additional web postings	Target Audience: - Media - Permit applicants - Real estate agents, insurance agents and lenders - Residents of repetitive loss areas - Non-resident property owners in rep loss areas

CRS Activity 330 Proposed Scoring

	330 Outreach Projects	Topics Covered (T) and Messages Used (M)							OP		PPI
		T1 Hazard	T2 Insure	T3 People	T4 Property	T5 Build	T6 Natural	T7 Hurricane			
OP1	RL Residents letter	M1	M2	M3	M4	M5c	M6b	M7	✓	✓	✓
OP2	RL Non-resident owners letter	M1	M2	M3	M4	M5c	M6a	M7	✓	✓	✓
OP3	Permit applicant brochure	M1	M2		M4	M5b	M6a	M7	✓	✓	✓
OP4	Media event	M1	M2	M3	M4	M5a	M6b	M7	✓	✓	✓
OP5	Media Hazard Webpage	M1	M2	M3	M4		M6b	M7	✓	✓	✓
OP6	Agents email	M1	M2	M3	M4	M5c	M6b	M7	✓	✓	✓
	330 Flood Response Projects	Topics Covered (T) and Messages Used (M)							OP		PPI
		T1 Hazard	T2 Insure	T3 People	T4 Property	T5 Build	T6 Natural	T7 Hurricane			
FRP1	Pre-storm news releases			M2			M3	M1	✓	✓	✓
FRP2	Social Media postings			M2			M3	M1	✓	✓	✓
FRP3	Media briefings in the EOC			M2				M1	✓	✓	✓
FRP4	Post-storm news releases			M4	M4	M5			✓	✓	✓
FRP5	Additional web postings			M4	M4	M5			✓	✓	✓

6 Outreach Projects

Target Audience	Outreach Project 1	Messages	Results/Outcome	Schedule	Responsibility
Residents of repetitive loss areas	Annual Letter	1 – Learn your flood hazard, zone and map information and your evacuation zone;	R1 – Increased requests for FIRM information from the jurisdictions – to be tracked by each jurisdiction R2 – Increased hits to online zone look-ups and other floodplain management web pages, to be tracked by each jurisdiction;	February	An elected official (in coordination with the Floodplain Manager or CRS Coordinator) in each jurisdiction will send a letter to every residence in the repetitive loss area
		2 – Buy flood insurance for your home and contents.	R3 – Increase in the number of flood insurance policies, to be tracked by each jurisdiction		
		3 – Ask your community floodplain manager about flood protection assistance.	R4 – Increased calls for flood protection information and site visits, to be tracked by the jurisdictions		
		4 – Get a print or online copy of the Lee County All Hazards Guide.	R5 – Increased distribution of the Lee County All Hazards Guide; print versions to be tracked by Lee EOC and downloads to be tracked by all jurisdictions		
		5c – Before you remodel, learn about flood regulations and building codes.	R6 – Fewer violations for unpermitted or non-compliant construction; to be tracked by each jurisdiction		
		6b – Report blocked ditches, swales and canals.	R9 – Increased requests for action, to be tracked by each jurisdiction		
		7 – Choose your flood warning system.	R10 – Increased sign-up for personal notification, to be tracked by Lee County Emergency Management		

Target Audience	Outreach Project 2	Messages	Results/Outcome	Schedule	Responsibility
Non-resident owners of houses in repetitive loss areas	Annual Letter	1 – Learn your flood hazard, zone and map information and your evacuation zone;	R1 – Increased requests for FIRM information from the jurisdictions – to be tracked by each jurisdiction R2 – Increased hits to online zone look-ups and other floodplain management web pages, to be tracked by each jurisdiction	February	An elected official (in coordination with the Floodplain Manager or CRS Coordinator) in each jurisdiction will send a letter to non-resident property owners in the repetitive loss area
		2 – Buy flood insurance for your home and contents.	R3 – Increase in the number of flood insurance policies, to be tracked by each jurisdiction		
		3 – Ask your community floodplain manager about flood protection assistance.	R4 – Increased calls for flood protection information and site visits, to be tracked by the jurisdictions		
		4 – Get a print or online copy of the Lee County All Hazards Guide.	R5 – Increased distribution of the Lee County All Hazards Guide; print versions to be tracked by Lee EOC and downloads to be tracked by all jurisdictions		
		5c – Before you remodel, learn about flood regulations and building codes.	R6 – Fewer violations for unpermitted or non-compliant construction; to be tracked by each jurisdiction		
		6a – Don't block natural flowways.	R8 – Fewer violations of unpermitted filling or blocking of natural flowways; to be tracked by each jurisdiction		
		7 – Choose your flood warning system.	R10 – Increased sign-up for personal notification, to be tracked by Lee County Emergency Management		

Target Audience	Outreach Project 3	Messages	Results/Outcome	Schedule	Responsibility
Permit applicants	Build Responsibly brochure	1 – Learn your flood hazard, zone and map information and your evacuation zone;	R1 – Increased requests for FIRM information from the jurisdictions – to be tracked by each jurisdiction R2 – Increased hits to online zone look-ups and other floodplain management web pages, to be tracked by each jurisdiction;	Year-round	Floodplain manager or CRS coordinator will ensure this brochure is given to every permit applicant at the time of application
		2 – Buy flood insurance for your home and contents.	R3 – Increase in the number of flood insurance policies, to be tracked by each jurisdiction		
		4 – Get a print or online copy of the Lee County All Hazards Guide.	R5 – Increased distribution of the Lee County All Hazards Guide; print versions to be tracked by Lee EOC and downloads to be tracked by all jurisdictions		
		5b – Know the safety and insurance benefits of exceeding minimum standards.	R7 – Increase in construction projects that exceed minimum standards; to be tracked by each jurisdiction		
		6a – Don't block natural flowways.	R8 – Fewer violations of unpermitted filling or blocking of natural flowways; to be tracked by each jurisdiction		
		7 – Choose your flood warning system.	R10 – Increased sign-up for personal notification, to be tracked by Lee County Emergency Management		

Target Audience	Outreach Project 4	Messages	Results/Outcome	Schedule	Responsibility
Media	Annual rainy season Media event	1 – Learn your flood hazard, zone and map information and your evacuation zone;	R1 – Increased requests for FIRM information from the jurisdictions – to be tracked by each jurisdiction R2 – Increased hits to online zone look-ups and other floodplain management web pages, to be tracked by each jurisdiction;	May	Lee County PIO will invite representatives of all media to an event where they can hear our messages and bank flood insurance and floodplain management information
		2 – Buy flood insurance for your home and contents.	R3 – Increase in the number of flood insurance policies, to be tracked by each jurisdiction		
		3 – Ask your community floodplain manager about flood protection assistance.	R4 – Increased calls for flood protection information and site visits, to be tracked by each jurisdiction		
		4 – Get a print or online copy of the Lee County All Hazards Guide.	R5 – Increased distribution of the Lee County All Hazards Guide; print versions to be tracked by Lee EOC and downloads to be tracked by all jurisdictions		
		5a – Get a permit before you build.	R6 – Fewer violations for unpermitted or non-compliant construction; to be tracked by each jurisdiction		
		6b – Report blocked ditches, swales and canals.	R9 – Increased requests for action, to be tracked by each jurisdiction		
		7 – Choose your flood warning system.	R10 – Increased sign-up for personal notification, to be tracked by Lee County Emergency Management		

Target Audience	Outreach Project 5	Messages	Results/Outcome	Schedule	Responsibility
Media	Media Hazard Webpage	1 – Learn your flood hazard, zone and map information and your evacuation zone;	R1 – Increased requests for FIRM information from the jurisdictions – to be tracked by each jurisdiction R2 – Increased hits to online zone look-ups and other floodplain management web pages, to be tracked by each jurisdiction;	May	Lee County PIO will distribute a weblink for easy to access information regarding flood hazards for storm events
		2 – Buy flood insurance for your home and contents.	R3 – Increase in the number of flood insurance policies, to be tracked by each jurisdiction		
		3 – Ask your community floodplain manager about flood protection assistance.	R4 – Increased calls for flood protection information and site visits; to be tracked by each jurisdiction		
		4 – Get a print or online copy of the Lee County All Hazards Guide.	R5 – Increased distribution of the Lee County All Hazards Guide; print versions to be tracked by Lee EOC and downloads to be tracked by all jurisdictions		
		6b – Report blocked ditches, swales and canals.	R9 – Increased requests for action, to be tracked by each jurisdiction		
		7 – Choose your flood warning system.	R10 – Increased sign-up for personal notification, to be tracked by Lee County Emergency Management		

Target Audience	Outreach Project 6	Messages	Results/Outcome	Schedule	Responsibility
Real estate and insurance agents, and lenders	Annual email	1 – Learn your flood hazard, zone and map information and your evacuation zone;	R1 – Increased requests for FIRM information from the jurisdictions – to be tracked by each jurisdiction R2 – Increased hits to online zone look-ups and other floodplain management web pages, to be tracked by each jurisdiction;	June	Floodplain manager or CRS coordinator for each jurisdiction will send a letter to every real estate and insurance agent and lender in the jurisdiction
		2 – Buy flood insurance for your home and contents.	R3 – Increase in the number of flood insurance policies, to be tracked by each jurisdiction		
		3 – Ask your community floodplain manager about flood protection assistance.	R4 – Increased calls for flood protection information and site visits; to be tracked by each jurisdiction		
		4 – Get a print or online copy of the Lee County All Hazards Guide.	R5 – Increased distribution of the Lee County All Hazards Guide; print versions to be tracked by Lee EOC and downloads to be tracked by all jurisdictions		
		5c – Before you remodel, learn about flood regulations and building codes.	R6 – Fewer violations for unpermitted or non-compliant construction; to be tracked by each jurisdiction		
		6b – Report blocked ditches, swales and canals.	R9 – Increased requests for action, to be tracked by each jurisdiction		
		7 – Choose your flood warning system.	R10 – Increased sign-up for personal notification, to be tracked by Lee County Emergency Management		

CRS activities objectives

This PPI document will assist the jurisdictions in supporting the communication objectives of the following CRS activities:

Map Information Services	Flood Protection Information	Rep Loss Area Outreach
Outreach Projects	Flood Protection Assistance	Drainage System Maintenance
Hazard Disclosure	Insurance Promotion	Flood Warning and Response

Map Information Services Activities

All projects publicize how to get FEMA Flood Insurance Rate Map information. This information also can be obtained in various ways depending on the jurisdiction. Some, like Lee County, use a “Find My Flood Zone” app. Lee County’s app and the widely distributed Lee County [All Hazards Guide](#) also point users to their appropriate jurisdictions and FEMA’s Flood Map Service Center. Each jurisdiction has its own method of providing map information services, and all jurisdictions provide this information by phone or in person at their offices. In addition, several jurisdictions issue a written a FIRM letter if requested.

The map information includes:

- All FIRM panel information;
- Flood zone and BFE, floodway or COBRA/OPA zone;
- Coastal High Hazard Area, Coastal Building Zone, Windspeed Building Risk Category;
- Evacuation Zone;
- Watershed ID and related issues; and
- Grade elevation and issues related to the difference between grade and BFE.

Outreach Project Activities

This document implements both the Program for Public information and the Flood Response Preparation package under this activity. When a storm is severe enough to activate the Lee County Emergency Operations Center, the Lee County PIO stationed at the EOC, which is also staffed by representatives of each jurisdiction, will take over countywide communication. This pre-packaged information includes select messages from the PPI. For the convenience of the Community Rating System reviewers, a table summarizes the PPI messages in the format of the “CRS Activity 330 Proposed Scoring” chart on page 6.

Hazard Disclosure Activities

The PPI includes an annual email to real estate agents with messages that communicate the select CRS topics. It includes a copy of Lee County All Hazards Guide with the recommendation that they share it with their clients. That guide is loaded with information about how someone can learn the flood zone, flood map and other flood hazard details for any parcel in all of the jurisdictions. It also includes information about how their clients can contact the jurisdictions for site visits or other information. In addition, the State of Florida requires that flood zone and flood information is part of sale closing documentation.

Flood Protection Information Activities

All PPI outreach projects include each jurisdiction's web site as an important conduit of information in the PPI. The jurisdictions will agree to a checklist of information to be placed on each jurisdiction's floodplain management home page. This same checklist would be offered to media and other partners. And, the jurisdictions are encouraged to embrace these website references in other outreach projects as well.

The check list would include:

- The seven committee-selected communication topics and related messages;
- Information about flood warning systems, flood hazard and evacuation maps, and links to flood safety precautions, and shelter locations, including special-needs shelters; and
- Links to:
 - Additional flood hazard and flood insurance information, especially those topics for which the jurisdiction claims CRS credit;
 - FEMA's FloodSmart website;
 - Emergency operations centers;
 - Elevation Certificate look-up; and
 - Rain gages.

Flood Protection Assistance Activities

Jurisdiction staff provide one-on-one advice to anyone interested in protecting their building from flood damage. Some of these can be inexpensive, such as retrofitting an elevated foundation with the proper flood openings. Some can be expensive, such as elevating a slab-on-grade structure. Therefore the assistance includes a discussion of possible financial assistance and all relevant regulatory requirements. Some instances may include a site visit to determine the source of flood damage and to review alternative protection measures. These may be followed by a written summary of the flood problem and recommended alternatives. The reviews will include how elevating a building, retrofitting flood openings, and having the proper enclosed areas can reduce flood insurance premiums.

The committee discussed this service and made two recommendations:

First, in the past, the public has been advised of this service through an annual mailing to all properties in the community or all properties in the SFHA. This has proven to be very expensive and publicizes the service to many people who do not need it. The committee agreed that the real target would be those most likely to experience flooding and benefit from this assistance – their repetitive loss areas.

The communities originally mapped their repetitive loss areas using NFIP data, local data, and statistics, initially focusing on structures that had received at least one or more flood insurance claim to the NFIP. Then, dates of the claims were compared to the dates of known weather events to determine the potential causes of flooding. Topographic data was used to identify areas with significantly lower elevations than the developed areas with no flood claims. Two-foot (spaced) contours and a LiDAR DEM were used as a background to help with visualization of topography. The process also looked at the areas that are most vulnerable to storm surge along the coast and shoreline, populated areas along interior waterways, areas that the communities have had detailed studies due to flooding and/or local knowledge of problematic flooding. The result of mapping the many layers of information is that the communities were able to better determine the areas and specific structures that may be subject to flooding.

While an annual notice to repetitive loss area properties will be the primary publicity vehicle for the service, it was decided that the assistance should also be included in other media that reach a wider audience, such as on each community's website, the All Hazards Guide, and notices to lenders, real estate agents, and insurance agents.

Second, the committee recommended that appropriate PPI messages be conveyed to people receiving the assistance along with the recommendations from the visit. For example, these messages could be reinforced:

- Buy flood insurance for your home and contents or keep a flood insurance policy (Message 2);
- Protect your family, too. Get a print or online copy of the Lee County All Hazards Guide (Message 4); and/or
- Learn about the building regulations and get a permit before you start (Messages 5c and 5a).

Insurance Promotion Activities

This PPI document includes communication that supports the goal of increasing flood insurance coverage. A lender sits on the PPI Committee. The PPI includes the assessment of NFIP coverage for the number of policies in each jurisdiction in the AE and VE flood zones, and the number of policies covering residential and non-residential structures. An outcome for all six outreach projects is to increase the number of NFIP flood insurance policies in the jurisdictions. An elected official in each jurisdiction will send the letter to Repetitive Loss Area property owners and residents. This document establishes 2015 baseline coverage rates for single family residences and non-residential structures in each jurisdiction and sets the 2015 baseline number of policies for single-family homes, residential 2-4 units, other residential units, and non-residential structures.

Rep Loss Area Outreach Activities

The PPI identifies repetitive loss areas as a target area and includes two outreach projects to separate target audiences: residents and non-resident owners of houses in repetitive loss areas. It also verifies that the outreach messages promote flood insurance, flood protection assistance and warning systems and response.

Drainage System Maintenance Activities

Florida's Stream Dumping Regulations make dumping or obstructing flows in ditches and streams illegal. In this PPI, Outreach Projects 2 and 4 will bring the message "Don't block natural flowways," to all permit applicants and non-resident owners of properties in repetitive loss areas. The message "Report blocked ditches, swales and canals," is delivered in Outreach Projects 1, 3, 5 and 6. The projects will outline the benefits of these messages, including reduction of neighborhood flooding. It will also include the consequences violating the Florida Statute.

Flood Warning and Response Activities

Traditionally, the public is advised of this service through an annual mailing to all properties in the community or all properties in the SFHA. The committee favors an alternative approach for four reasons:

1. Government mailers are more likely to be tossed as junk mail than to actually be read and saved.
2. The expense of a multijurisdictional mailing to 119,424 structures is estimated to be approximately \$47,770. This is based on a cost of \$.40 per mailer including stationery and bulk mail rates. Due to the committee's desire to communicate several messages, it was decided that this communication would not be appropriate for a mailed postcard or a utility bill stuffer. Also note that no single utility company covers the entire jurisdiction. Not all of the jurisdictions have an existing mailer that can "piggy-back" for this mailing.
3. The most compelling reason the committee embraced the alternative is that many outreach projects already exist in the multijurisdictional area to communicate about flood warning systems and response as well as flood hazard and safety messages. These saturate the Southwest Florida area throughout the June 1-October 31 storm season. Led by the Lee County Emergency Operations staff, all jurisdictions participate in hurricane preparedness outreach. The Lee County EOC distributes approximately 25,000 printed All Hazards Guides throughout the county. This guide includes an abundance of information about both criteria for 610 – notice of the warning system and recommended safety measures for a flood. Its hurricane preparedness seminars reach more than 3,500 people annually. In addition, all jurisdictions have newsletters and/or web sites that explain flood warning systems and hazards and promote safety information. Beyond that, stakeholder groups participate in hurricane season communication – all of which highlights flood warning and response information coupled with messages about flood hazard risks and safety measures. These include:
 - Four major newspapers with a combined circulation of more than 200,000: The News-Press, Naples Daily News, Florida Weekly – Fort Myers, and Breeze Newspapers – which has five community newspapers, all publish annual hurricane guides for both print and online distribution during June. In addition, these newspapers repeat this information often during hurricane season as part of their coverage of tropical storms, storm anniversaries and rainy season events.
 - NBC, CBS, ABC and Fox local television broadcast affiliates reach all of Southwest Florida with routine storm warning, response and hazard safety information. Each also posts an online Hurricane Guide and routinely references warning and response information and flood safety information as part of coverage of tropical storms, storm anniversaries and rainy season events.
 - WGCU, the Public Radio station affiliated with Florida Gulf Coast University and a communication partner with the Lee County Emergency Operations Center, and all major radio stations similarly broadcast this information.
 - The Lee County Electric Coop includes this information in its billing at least once annually – often more frequently in stormy seasons.
 - All local Publix and Home Depot stores distribute this information, and Home Depot holds several preparedness seminars at its stores during June.
 - In jurisdictions where Publix and Home Depot do not exist, smaller chains or private grocery and hardware stores fill this role.
 - The Lee County Public Information Officer conducted a survey of all major distributors of hurricane season guides and analyzed the content. Her survey found at least a dozen additional hurricane season outreach projects that re-distribute the flood warning and response and hazard safety information distributed by the Lee County Emergency Operations Center.
 - This information is posted in all libraries throughout Lee County.

4. The final reason the committee prefers the alternative outreach is that the news media is now the primary source of storm, weather and impending disaster information. However, every reporter, editor, anchor, blogger, etc. is communicating something different. An important objective of this PPI is to encourage a unified message consistent with NFIP and CRS objectives. That consistency will be extended to communication to insurance agents, real estate agents, lenders, residents of repetitive loss areas and non-resident owners of property in the repetitive loss areas. A clear and consistent message will be distributed in the way it is most likely to be received. Specifically, the flood warning system information will be communicated through the message: Choose your flood warning system. The committee is encouraging individuals not simply to turn on the TV or radio to learn if a storm is coming, but to **CHOOSE** a method of personal notification. In this jurisdiction, those options include:
- **AlertLee** – A free telephone, text or email service;
 - **LeePrepares for iPhone** – A free app for Apple devices that pushes evacuation notifications in real time during emergencies and which also allows users to search for evacuation zones by street address;
 - **LeePrepares for Android** – A free app for Android devices that pushes evacuation notifications in real time during emergencies and which also allows users to search for evacuation zones by street address or by GPS;
 - **Facebook** – This Facebook page posts real time updates about emergency conditions and always offers general preparedness information;
 - **Twitter** – There are two Twitter accounts: [@LeeEOC](#) - offers purely emergency information, and [@LCMFLL](#) - offers also includes general and preparedness information;
 - **IPAWS** – Lee County Public Safety is a FEMA Integrated Public Alert Warning System (IPAWS) Alerting Authority. We can utilize the IPAWS to alert and warn Lee County residents and visitors about serious emergencies through various means, including the Emergency Alert System (EAS), Wireless Emergency Alerts (WEA), and the National Oceanic and Atmospheric Administration (NOAA) Weather Radio.

Review of Mapping, Structure Location and Insurance Coverage

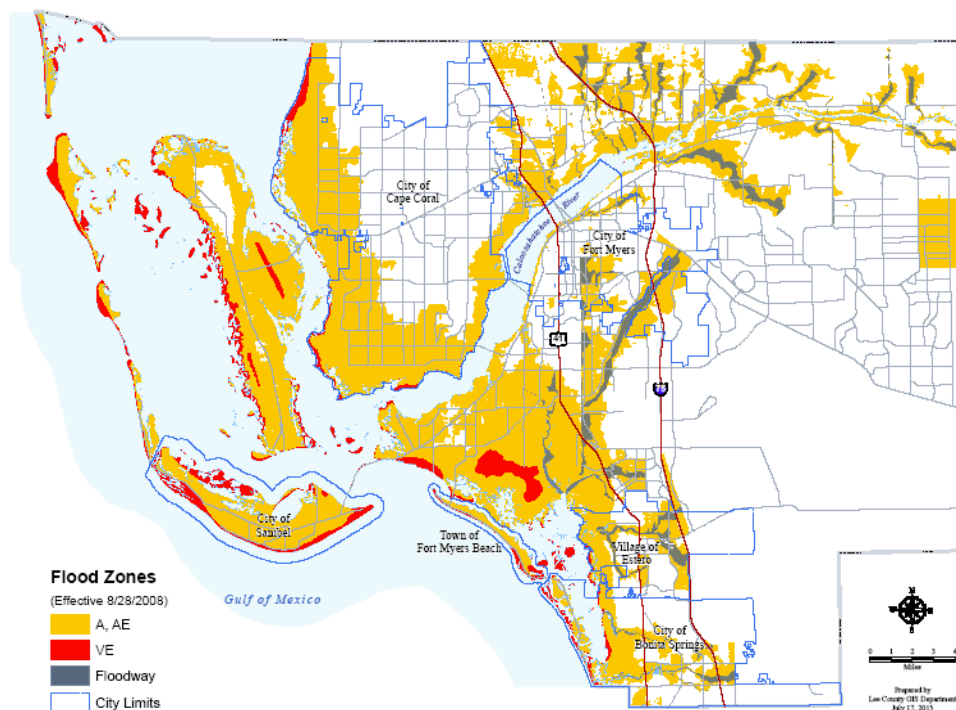
The committee crafts its public information program with a review of countywide FEMA Flood Insurance Rate Maps, the Lee County Hurricane Evacuation Map, which was adopted as part of Lee County's Local Mitigation Strategy, and consideration of areas where the National Flood Insurance Program reported repetitive losses.

The committee specifically considers VE Zones, A and AE zones; regulatory floodways in the AE zones; X Zones outside the Special Flood Hazard Area; and repetitive loss areas in each of the communities.

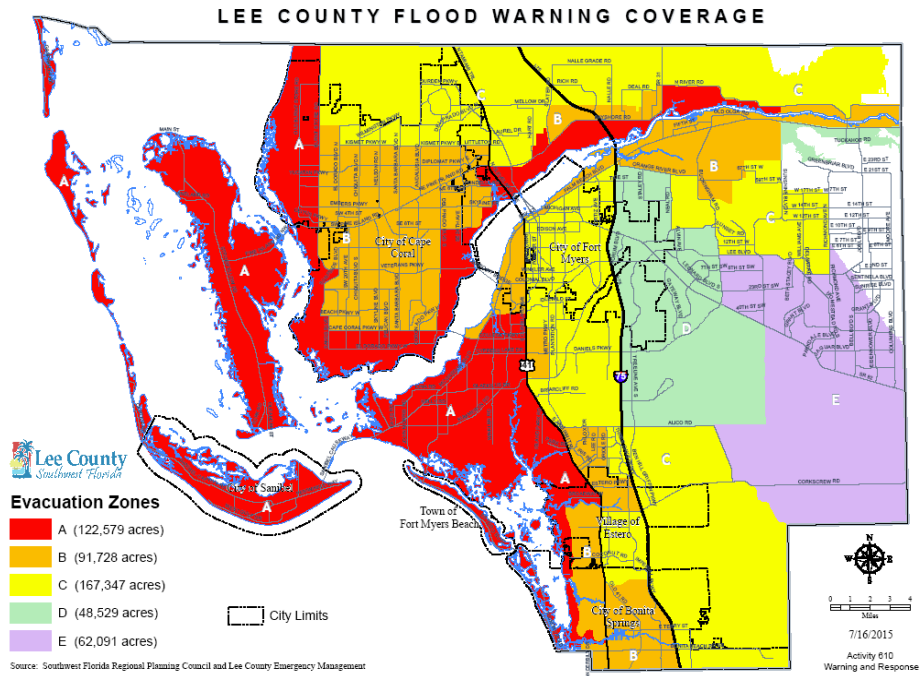
The Flood Insurance Rate Maps show that most of Lee County's communities include a mix of FEMA flood zones, with two exceptions:

- The barrier islands of Fort Myers Beach and Sanibel are mapped almost completely in the Special Flood Hazard Area and have no significant areas of X Zone;
- Because they are barrier islands and FEMA has mapped them exclusively with coastal modeling, neither Sanibel nor Fort Myers Beach has regulatory riverine floodways.

Lee County Flood Zones and Regulatory Floodways established by FEMA



In reviewing the Lee County Hurricane Evacuation Map from 2015, the committee noted that all V Zones from the FEMA Flood Insurance Rate Maps are included in Evacuation Zone A. The same holds true for the most updated version of this evacuation map in 2020.



Acres in Flood Zone – 2015 Baseline

Descriptions of the flood zones, Evacuation Zone A and repetitive loss areas can be summarized in this table, which reflects **zones in acres and repetitive loss properties in numbers of structures as of 2015:**

	FLOOD INSURANCE RATE MAPS				EVACUATION MAP	NFIP Data
	V Zone	A and AE	Regulatory Floodway	X Zone	Evacuation Zone A	Rep Loss Properties
Bonita Springs	792	8,338	501	16,784	3,391	62
Cape Coral	1,269	32,431	28	40,218	25,262	2
Estero	115	6,280	1,194	9,985	2,695	1
Fort Myers	36	6,976	901	19,003	18	5
Fort Myers Beach	645	1,017	0	0	1,661	326
Lee County	9,680	105,271	8,413	251,076	78,925	197
Sanibel	2,727	8,015	0	4	10,745	61
Total Multijurisdictional Area	15,264	168,328	9,843	337,070	122,697	654

Structures in Flood Zones – 2015 Baseline

In addition to looking at the flood zones and other flood hazard features, the committee considered the number of structures located within the Special Flood Hazard Area in the V, AE and A zones, and outside the Special Flood Hazard Area in the X Zone.

Residential structures consistently comprise at least 90% of the SFHA structures in each community, with the exception of Fort Myers, where it is 88%.

Information gleaned from this review can be summarized in the following two tables:

Structure Count in The Special Flood Hazard Area				
Jurisdiction	Land Use	Number of Structures	Total of Structures	Percentage of Total
Bonita Springs	NON-RES	352	9,134	3.9%
	RES 1-4	8,518		93.3%
	RES 5 OR MORE	264		2.9%
Cape Coral	NON-RES	621	29,227	2.1%
	RES 1-4	27,977		95.7%
	RES 5 OR MORE	629		2.2
Estero	NON-RES	216	4,524	4.8%
	RES 1-4	4,182		92.4%
	RES 5 OR MORE	126		2.8%
Fort Myers	NON-RES	665	5,655	11.8%
	RES 1-4	4,588		81.1%
	RES 5 OR MORE	402		7.1%
Fort Myers Beach	NON-RES	150	3,071	4.8%
	RES 1-4	2,784		90.6%
	RES 5 OR MORE	137		4.5%
Lee County	NON-RES	3,797	62,617	6.1%
	RES 1-4	56,695		90.5%
	RES 5 OR MORE	2,125		3.4%
Sanibel	NON-RES	524	5,196	10.1%
	RES 1-4	4,423		85.1%
	RES 5 OR MORE	249		4.8%

Structure Count Outside the Special Flood Hazard Area				
Jurisdiction	Land Use	Number of Structures	Total of Structures	Percentage of Total
Bonita Springs	NON-RES	926	14,533	6.4%
	RES 1-4	13,211		90.9%
	RES 5 OR MORE	396		2.72%
Cape Coral	NON-RES	1,552	42,319	3.8%
	RES 1-4	40,297		95.2%
	RES 5 OR MORE	470		1.1%
Estero	NON-RES	264	11,381	2.3%
	RES 1-4	10,671		93.8%
	RES 5 OR MORE	446		3.9%
Fort Myers	NON-RES	2,678	16,760	15.98%
	RES 1-4	13,206		78.79%
	RES 5 OR MORE	876		5.23%
Fort Myers Beach	NON-RES	0	0	0
	RES 1-4	0		0
	RES 5 OR MORE	0		0
Lee County	NON-RES	4,999	88,685	5.6%
	RES 1-4	82,221		92.7%
	RES 5 OR MORE	1,465		1.7%
Sanibel	NON-RES	0	1	0
	RES 1-4	1		100%
	RES 5 OR MORE	0		0

For the five-year update, the Committee collected 2020 NFIP policy data and moved 2015 baseline data into a new appendix. Other comparison data is shown below with green sections representing 2020 data. First, the number of residential and non-residential structures that are insured is summarized.

Bonita Springs	Policies in Force	Premium	Insurance in Force	Trend
Single Family	3,601	\$2,584,634	\$1,018,508,500	↑
2-4 Family	539	\$276,822	\$107,802,000	
All Other Residential	3,385	\$1,192,826	\$648,374,200	
Non Residential	162	\$249,890	\$64,382,900	
Total 2015	7,687	\$4,304,172	\$1,839,067,600	
Total 2020	12,688	\$7,944,259	\$3,201,100,900	
Cape Coral	Policies in Force	Premium	Insurance in Force	↑
Single Family	24,263	\$17,457,691	\$6,807,001,200	
2-4 Family	1,305	\$714,142	\$250,949,100	
All Other Residential	6,298	\$2,281,650	\$968,686,500	
Non Residential	433	\$762,624	\$186,428,400	
Total 2015	32,299	\$21,216,107	\$8,213,065,200	
Total 2020	33,429	\$23,768,793	\$9,019,135,600	
Fort Myers	Policies in Force	Premium	Insurance in Force	↑
Single Family	2,420	\$1,519,168	\$666,345,800	
2-4 Family	142	\$74,506	\$27,954,100	
All Other Residential	2,328	\$538,209	\$533,836,000	
Non Residential	357	\$722,979	\$163,534,600	
Total 2015	5,247	\$2,854,862	\$1,391,670,500	
Total 2020	6,575	\$3,906,250	\$1,832,223,700	
Fort Myers Beach	Policies in Force	Premium	Insurance in Force	↑
Single Family	752	\$1,472,743	\$171,361,000	
2-4 Family	181	\$270,854	\$37,885,100	
All Other Residential	2,155	\$1,008,029	\$424,961,600	
Non Residential	91	\$343,534	\$27,202,500	
Total 2015	3,179	\$3,095,160	\$661,410,200	
Total 2020	6,366	\$7,816,562	\$1,388,515,900	
Lee County and Estero	Policies in Force	Premium	Insurance in Force	↓
Single Family	37,569	\$29,482,789	\$9,945,139,600	
2-4 Family	9,348	\$4,470,315	\$1,761,470,600	
All Other Residential	29,097	\$10,271,974	\$4,963,202,700	
Non Residential	2,629	\$5,220,373	\$1,083,827,500	
Total 2015	78,643	\$49,445,451	\$17,753,640,400	
Total 2020	67,332	\$45,814,380	\$16,284,149,600	
Sanibel	Policies in Force	Premium	Insurance in Force	↓
Single Family	3,167	\$3,717,049	\$965,807,100	
2-4 Family	636	\$853,437	\$131,318,800	
All Other Residential	4,167	\$3,020,452	\$712,038,200	
on Residential	449	\$1,435,628	\$134,824,000	
Total 2015	8,419	\$9,026,566	\$1,943,988,100	
Total 2020	7,528	\$9,395,904	\$1,827,281,200	

Year	Policies in Force totals ↓	Premium totals ↑	Insurance in Force totals ↑
2015	135,474	\$89,942,318	\$31,802,842,000
2020	133,918	\$98,646,148	\$33,552,402,900

In the second category, the number of buildings in AE and VE FIRM zones that are insured is summarized as of 2015.

Bonita Springs	Policies in Force	Premium	Insurance in Force
A01-30 & AE Zones	5,095	\$2,634,413	\$1,101,897,300
V01-30 & VE Zones	356	\$719,184	\$74,124,100
Cape Coral	Policies in Force	Premium	Insurance in Force
A01-30 & AE Zones	27,843	\$19,441,499	\$6,897,670,400
V01-30 & VE Zones	4	\$10,926	\$880,000
Fort Myers	Policies in Force	Premium	Insurance in Force
A01-30 & AE Zones	3,863	\$2,137,968	\$975,113,600
V01-30 & VE Zones	2	\$13,667	\$580,900
Fort Myers Beach	Policies in Force	Premium	Insurance in Force
A01-30 & AE Zones	2,498	\$1,916,153	\$560,935,200
V01-30 & VE Zones	681	\$1,179,007	\$100,475,000
Lee County and Estero	Policies in Force	Premium	Insurance in Force
A01-30 & AE Zones	65,232	\$40,462,568	\$14,389,566,800
V01-30 & VE Zones	2,820	\$4,049,213	\$481,045,300
Sanibel	Policies in Force	Premium	Insurance in Force
A01-30 & AE Zones	6,471	\$5,738,677	\$1,612,233,800
V01-30 & VE Zones	1,944	\$3,281,768	\$330,878,500

The Committee also collected insurance data regarding the value of policies.

	Policies in Force	Coverage in Force	Premiums in Force	Claims Submitted	Claims Paid	Total Payments
	As of June 30, 2015			Jan. 1, 1978 – June 30, 2015		
Bonita Springs	7,687	\$1.8 billion	\$4.3 million	9	5	\$111,140
Cape Coral	32,299	\$8.2 billion	\$21.2 million	751	110	\$800,137
Estero	3,632	Unavailable as of October 2015.		Unavailable as of October 2015.		
Fort Myers	5,247	\$1.4 billion	\$2.8 million	238	130	\$1.5 million
Fort Myers Beach	3,179	\$661.4 million	\$3.1 million	340	281	\$6.3 million
Lee County	75,011	\$17.7 billion	\$49.4 million	6,527	4,338	\$59.1 million
Sanibel	8,419	\$1.9 billion	\$9.0 million	1,337	583	\$7.3 million
Total Multijurisdictional Area	135,474	\$31.7 billion	\$89.8 million	9,202	5,447	\$75.1 million

Determine Level of Flood Insurance Coverage

The committee was interested in looking at coverage rates by category of structure within the SFHA, particularly for single-family homes. However, the shared CIS (Community Information System) data does not enable us to give a coverage rate for a particular kind of structure, such as single-family or multi-family, specifically within the SFHA. Therefore, coverage rates by type of structure can only be provided for the combined area inside and outside of the SFHA.

The islands of Sanibel and Fort Myers Beach provide an exception for the specific category of single family residences, because every SFR structure – with the exception of one single-family house on Sanibel – is in the SFHA.

A similar conundrum appears with the analysis of the multi-family categories. The number of 2-4 family policies exceeds the number of structures in that category. In the all-other residential category, coverage rates appear to be close to 100% (or over 100%) only because the number of policies for dwelling units is disproportionate to the number of multi-unit structures. Therefore coverage rates cannot be accurately calculated for any category that includes multi-family structures. This would include any “total” comparisons adding in the number of policies attributed to multi-family dwellings. Those coverage rates will be artificially high. To determine an accurate multi-family coverage rate, the jurisdictions would have to determine how many multi-family dwelling units are in each jurisdiction, and the NFIP would have to break out the policies for multi-family structures from the policies for multi-family units, many of which may be for contents only.

Therefore, the committee used the NFIP data to establish two important baselines:

1. The number of flood policies in each jurisdiction by residential and non-residential structure categories;
2. Jurisdiction-wide coverage rates for single-family residences and non-residential structures.

Baseline 2015 Number of NFIP Policies						
	Single Family	2-4 Family	All Other Residential	Non Residential	Totals 2015	Totals 2020
Bonita Springs	3,601	539	3,385	162	7,687	8,696
Cape Coral	24,263	1,305	6,298	433	32,299	27,673
Fort Myers	2,420	142	2,328	357	5,247	3,685
Fort Myers Beach	752	181	2,155	91	3,179	6,366
Lee County/Estero	37,569	9,348	29,097	2,629	78,643	54,028
Sanibel	3,167	636	4,167	449	8,419	7,527
Total Multijurisdictional Area	71,772	12,151	47,430	4,121	135,474	107,975

2015 Coverage Rates for All Single-Family and Non-Residential Structures					
Jurisdiction	Structure Type	Structures in the SFHA	Total Structures	Total Policies	Total Coverage Rate
Bonita Springs 5,451 policies in the SFHA	Single family	5,096	13,096	3,601	27%
	All Other Residential	3,686	9,653	3,385	
	Non-Residential	352	1,278	162	13%
	Total structures	9,134	23,667	7,687	
Cape Coral 27, 848 policies in the SFHA	Single Family	26,493	64,696	24,263	37%
	All Other Residential	2,113	4,677	7,603	
	Non-Residential	621	2,173	433	20%
	Total structures	29,227	71,546	32,299	
Estero 1,741 policies in the SFHA	Single Family	2,586	9,866	Not yet available; reflected in Lee County totals.	
	All Other Residential	1,722	5,559		
	Non-Residential	216	480		
	Total structures	4,524	15,905		
Fort Myers 917 policies in the SFHA	Single Family	2,922	12,939	2,420	19%
	All Other Residential	2,068	6,133	2,468	
	Non-Residential	665	3,343	357	11%
	Total structures	5,655	22,415	5,247	
Fort Myers Beach 3,179 policies in the SFHA	Single Family	2,373	2,373	752	32%
	All Other Residential	548	548	2,336	
	Non-Residential	150	150	91	61%
	Total structures	3,071	3,071	3,179	
Lee County 68,482 policies in the SFHA	Single Family	31,994	91,061	37,569	41%
	All Other Residential	28,826	51,445	38,445	
	Non-Residential	3,797	8796	2,629	30%
	Total structures	62,617	151,302	78,643	
Sanibel 8,419 policies in the SFHA	Single Family	3,655	3,656	3,167	87%
	All Other Residential	1,017	1,017	4,803	
	Non-Residential	524	524	449	86%
	Total structures	5,196	5,196	8,419	

Recommendations Related to the PPI Document and Insurance Coverage Outcomes

The committee acknowledged that the single-family coverage rates based on this analysis may appear artificially low for the jurisdictions with large areas outside the SFHA, especially Bonita Springs, Cape Coral and unincorporated Lee County. The committee recognizes the challenge in improving these coverage rates, especially considering the rising cost of flood insurance premiums and the high number of structures outside the SFHA, which are not mandated to have insurance. Another factor at play may be the high number of retired homeowners who do not have mortgages.

All of these factors contribute to the wide variation in single-family coverage rates among the jurisdictions. The committee wrestled with the question: Is the current NFIP coverage adequate? The committee feels it is not, but did not feel it was useful to assign some percentage or number-driven goal to the promotion of NFIP policies.

Therefore, the committee took a two-step approach to encouraging increased NFIP coverage throughout the multijurisdictional area:

1. Track the residential and non-residential coverage rates in each jurisdiction and the numbers of policies in the flood zones and among the residential and non-residential structures against the 2015 baselines established in this report.
2. The PPI document would be used to outline an information program to increase the NFIP protection for property.

This PPI document addresses the topic Buy Flood Insurance with this message, “Buy flood insurance for your home and contents.” This outreach is explored fully throughout this PPI document, and can be summarized here:

Message: Buy flood insurance for your home and contents	
Outcome: Increase the number of flood insurance policies	
Outreach Project	Target Audience
1 Annual letter – sent by elected official	Residents of repetitive loss area
2 Annual letter – sent by elected official	Non-resident owners of repetitive loss area
3 Build Responsibly brochure	Permit applicants
4 Annual rainy season media event	Media
5 Media Hazard Webpage	Media
6 Annual agent email	Real estate and insurance agents and lenders

Details of the annual review of insurance coverage are included in the Implementation, Monitoring and Evaluation section of this PPI. This includes the directive for an annual report to the governing bodies of each jurisdiction.

2015-2020 Trend Analysis

2015-2020 Trend Analysis - NFIP Policies								
	2015 Policies in Force		2020 Policies in Force		Trend	2015 NFIP Coverage Rate	2020 NFIP Coverage Rate	Trend
	Residential	Non-Residential	Residential	Non-Residential		Single-Family	Single-Family	
Bonita Springs	7,525	162	12,420	268	UP	27%	41%	UP
Cape Coral	31,866	433	33,027	402	UP/DOWN	37%	36%	DOWN
Estero			1,463	60	NEW		11%	NEW
Fort Myers	4,890	357	6,223	352	UP/DOWN	19%	25%	UP
Fort Myers Beach	3,187	91	6,206	160	UP	32%	47%	UP
Lee County			63,695	2,114	NEW		36%	NEW
LeeCounty/Estero*	76,014	2,629	65,158	2,174	DOWN	41%	34%	DOWN
Sanibel	7,970	449	7,178	350	DOWN	87%	75%	DOWN

In addition to the structure and policy numbers included in this report, the Lee County Multijurisdictional PPI tracked NFIP coverage rates for single-family residences and for commercial structures.

This five-year update discontinues the practice of tracking NFIP coverage rates for commercial (non-residential) structures. Since 2015, it has become clear that the NFIP data does not allow us to easily determine the difference between a policy for a commercial structure or policies for a leased unit and/or contents within that structure. We cannot presume that all of these policies are for structures. As a result, it is difficult to determine an accurate coverage rate among either structures or units. This is also the reason that the 2015 document declined to track NFIP coverage rates for multi-family residential units. This is NOT viewed as a disadvantage. We continue to regard single-family residential coverage, which we do track, as a sentinel indicator of NFIP coverage rates.

At a glance, the above trend chart appears to show a reduction in policies in force for the NFIP coverage rate for commercial structures in Cape Coral, Fort Myers and the outdated 2015 category for Lee County/Estero. In addition, the trend chart for NFIP coverage rates – which reflects newly constructed structures from 2015 to 2022 – shows a drop in the NFIP coverage rate for single-family homes for Cape Coral, Sanibel and the outdated comparison category of Lee County/Estero. This is particularly interesting in Cape Coral, where the number of residential policies in force increased by 1,161 or 3.6% but the coverage rate – figuring in new construction – declined by a slim 1 percentage point.

Looking more in-depth into these trends, the committee concluded that its messaging to promote the purchase of NFIP policies continues to be successful. We lack conclusive data to verify these trends, which can also be influenced by NFIP policy and economic conditions beyond our control.

These are the main considerations for a statistical decline:

1. **Increase in private flood insurance policies:** Over the last five years, the number of private flood insurance options available here has skyrocketed, but we do not have access to reliable data regarding how many policy holders are substituting private coverage for NFIP policies. Anecdotally, local insurance agents, including the two who serve on our committee, acknowledge that this is a significant trend. Private insurance options include broader coverage, lower premiums and/or deductibles, faster waiting periods, and easier underwriting (no EC). There are also higher payout caps, which tends to attract owners of high-value properties – like those on Sanibel Island – where home values far exceed the \$250,000 maximum payoff on an NFIP policy. It may seem more advantageous for homeowners to obtain *one* robust private policy – especially for VE zone structures – than to couple an NFIP and private policy, which had been a common practice in the past.
2. **LOMCs** – There has been an uptick in the Letters of Map Change which remove buildings or properties from the SFHA, therefore the federal mandate to carry flood insurance is typically removed.
3. **Pre-FIRM, Non-Primary structures** – Lee County has a substantial number of Pre-FIRM structures, many of which are seasonal residences, rented to others, or commercial properties. The Homeowner Flood Insurance Affordability Act (HFIAA) mandated 25% annual premium increases on these structures. Compounded, premiums for these properties have tripled since HFIAA became law. As a result, many of these property owners have moved to private insurers offering equal or better coverage at lower premiums or could no longer afford coverage and now self-insure.
4. **The NFIP allows for dropped coverage if there is no mortgage** – and cash purchases continue to be popular here.

The committee will continue its practice of updating statistics annually so that the new categories reflected in the trend chart will begin to reveal trends in Lee County and Estero that are more suited to annual comparisons.

Target Areas and Audiences

With the review of maps and insurance policy data, the committee turned its attention to target areas and audiences.

Because Lee County communities have been members of the NFIP since the early 1980s, much of the construction here complies with NFIP standards. And, because the Florida Building Code has long addressed hurricane and other flood-related issues. The exception could be Fort Myers Beach, which is a barrier island with pre-FIRM development and the greatest concentration of repetitive loss properties. However, the committee felt that the messages targeted to Fort Myers Beach would also be needed throughout the Special Flood Hazard Area.

The other exception is the repetitive loss properties themselves, and by extension, the neighborhoods around those properties. The committee saw the residents of rep loss structures as a separate audience from the owners of these structures. This is particularly the case Southwest Florida where there are many seasonal residents and rentals.

The committee also agreed that construction permit applicants should be a target audience to encourage exceeding minimum requirements and to be aware of substantial improvement/substantial damage regulations in the SFHA. However, because they felt that building responsibly in areas outside the Special Flood Hazard Area is also important, they broadened this audience to all construction permit applicants with the goal of informing them about the safety and insurance benefits of exceeding minimum construction standards.

In addition, the committee identified two other target audiences, which are not only stakeholders who will benefit from the communication goals of the PPI and but also will pass that information to additional audiences. The media was selected not only because most people turn to news coverage to hear weather and storm reports, but also because they do not usually report a message consistent with NFIP and CRS objectives. Real estate and insurance agents and lenders, who deal routinely with NFIP issues, were also identified as a direct conduit to their clients. They can especially be useful to spread the word about flood map and flood protection services.

Therefore, the committee finalized its TARGET AUDIENCE as:

- Residents and non-resident property owners within repetitive loss areas;
- Permit applicants;
- Real estate and insurance agents and lenders;
- The media.

The PPI Committee discussed that the media in the Lee County jurisdictions are both a target audience and an important source of communication outreach.

Assessment of Public Information Needs

Assessment of current outreach efforts to the target areas and target audiences are done annually. It includes an inventory of existing outreach efforts, not only about flood insurance and floodplain management issues, but also about hurricanes and related topics. The original inventory was Jan. 1, 2013 through October 1, 2015. Subsequent reviews note a strong trend toward digital communication.

The Lee County Public Information Officer conducted a thorough assessment of media coverage particularly to prepare for the 2015 hurricane season. This began with a collection of all hurricane guides or related special outreach projects done in 2014. The content was reviewed for common messages. As a second step, the PIO contacted all major media outlets and asked specific questions about their needs and interests for future coverage. This discussion included the most useful file types for maps (vector files not jpg) and text (word processing documents rather than pdf) and how they prefer to receive information (electronic not print). The PIO determined that local media are willing and even eager to have additional information about hurricane and flood hazards in a ready-to-use format.

In the spring of 2015, the Lee County PIO conducted the first coordinated media outreach. It included:

- The Lee County All Hazards Guide expanded to include additional flood hazard messages converted to AP Style and burned to a disk,
- A special landing page on the Lee County Emergency Management website for the Hurricane Guide media kit so those without the disk could access the files and info.
- Tracked the hurricane guides and messaging as they came out in 2015.

In addition to reviewing communication by the media, the committee also looked at everything the jurisdictions distribute and post in libraries.

Private sector communication was also surveyed. Although there was a variety, the Committee specifically examined these, which reached a large number of people:

News media, including The News-Press, Naples Daily News, Breeze Newspapers, NBC-2, ABC-7, WINK (CBS), WINK Radio, Fox-4, WGCU (PBS)

- The media distributes weather, warning system, evacuation and emergency response information as needed as storms approach, during and after.
- Both major newspapers and the Breeze family of local newspapers and all four of the major broadcasters posted hurricane guides that include information about warning systems, preparation for storms, and storm safety.
- WINK produces an additional print version of the guide which it distributes.
- All media does news coverage on the anniversary of major storms. Since the last CRS site visit, this has included anniversary information about Hurricanes Charley and Wilma.
- All news media is included in news releases distributed by the Lee County PIO when the Lee County Emergency Operations Center is activated.

Home Depot and local hardware stores

- During hurricane season, Home Depot distributes hurricane preparation information that includes local warning systems and tips on preparation for storms and storm safety.
- Also during hurricane season, Home Depot stores hold presentations and workshops about storm safety.
- Both the print and presentation information covers advice in property protections and building standards.

- In small communities, like Sanibel Island and Fort Myers Beach, which do not have a Home Depot specifically, local hardware or drug stores distribute similar information.

Lee County Electric Cooperative (LCEC)

- At least once a year and more frequently in a busy storm season, the electric company billing includes information on local warning systems, preparation for storms, and storm safety.
- This billing stuffer is usually timed for hurricane season.

Libraries

- The Town of Fort Myers Beach Library and Lee County library system, which serves all the other jurisdictions, is a repository for all flood hazard and flood map information. Lee County's All Hazards Guide is also available.
- Information in the libraries covers local warning systems, preparation for storms, and storm safety.

Publix Grocery Stores

- Annually Publix distributes a hurricane guide that includes information about warning systems, preparation for storms, and storm safety. It is often the WINK guide.
- In small communities, like Sanibel Island and Fort Myers Beach, which do not have a Publix specifically, local stores distribute similar information.

Red Cross

- The Red Cross distributes warning system, evacuation and emergency response information as needed during storms.
- The Red Cross is also a distributor of 1,300 copies of the Lee County All Hazards Guide.

The committee made this over-arching conclusion: Only the jurisdictions are communicating information truly consistent with CRS and NFIP objectives. All other outreach saturates the community with information about flood warning and response information, emergency safety tips and general preparedness consistent with Activity 610. Despite this abundant (even redundant) communication, the coverage tended to encourage the community to watch their news outlet for breaking information. There was little encouragement to sign up for personal alert systems coming directly from the Lee County Emergency Operations Center. The media was seen not only as an under-utilized partner, but also as a potential distraction from CRS/NFIP messages.

The committee agreed outreach to the media could counteract this and reinforce unified messages. As a member of the PPI Committee, the Lee County PIO proposed two specific outreach projects to the media as a target group to improve this effort: a media event and a specific Hazards Guide for the media.

The inventory discovered these additional important "gaps" in communication:

- Most communication related to flood insurance and floodplain management is distributed by local governments. However, not all jurisdictions were communicating the same messages in a consistent, action-oriented way.
- Lee County's Public Safety Department produces an All Hazards Guide, but it lacks input from local floodplain managers and does not support CRS messages. The committee recommended that the All Hazards Guide content be expanded to include consistent messages.
- Traditional print or broadcast outreach by the jurisdictions and the media is being supplemented by electronic communication, especially web sites. But the sites themselves are not an effective outreach because they have no consistent messages. The committee agreed that all jurisdictions should post key links (as outlined in the discussion of Flood Protection Information) and should encourage the media and others to post these links as well.

The following chart summarizes this assessment process.

Outreach Projects/Messages	Bonita Springs	Cape Coral	Fort Myers	Fort Myers Beach	Lee County/Es-tero	Sanibel	Other
Annual outreach to SFHA residents about hazard warning systems and storm safety	Phone book ad	Direct mail	Phone book ad	Direct mail	Phone book ad	Direct mail	Media, Publix, Home Depot, LCEC, libraries, local stores
Annual letter to insurance, real estate agents about hazard warning systems and the risk of flooding	✓	✓	✓	✓	✓	✓	
Annual mailing to rep loss area property owners and residents about the risk of flooding and how to get additional assistance	✓	✓	✓	✓	✓	✓	
Annual hurricane preparedness information	✓	✓	✓	✓	✓	✓	Media, Publix, Home Depot, LCEC, libraries
All Hazards Guide – focuses on warning systems and storm preparation	Produced by Lee County Public Safety and distributed widely in all the jurisdictions and through many stores, living facilities, libraries, etc.						
Annual Storm Season Media Outreach					✓		
As-needed news outreach, including during storms	✓	✓		✓	✓	✓	Red Cross
FIRM letters on request	✓	✓		✓	✓	✓	
Presentations, workshops	✓	✓		✓	✓	✓	Home Depot
Storm anniversary outreach						✓	All media
Brochures available at Town Hall	✓			✓	✓	✓	
Advice on property protection and building standards	✓	✓	✓	✓	✓	✓	Home Depot, local stores
Site visits to discuss flooding and natural floodplain protection	✓	✓	✓	✓	✓	✓	

Formulate Messages and Outcomes

The Committee reviewed the recommended CRS outreach topics and chose seven. Specific, action-oriented messages were selected for each topic, which are labeled by the CRS topic number in the summary table.

Effective communication will result in measureable outcomes, which are labeled in the following summary table as R for “results.” Of course, it is presumed that a variety of other factors, including the rising cost of flood insurance, a relatively active or inactive hurricane season, a relatively dry or rainy summer season, could also affect the outcomes. Therefore, they are viewed as indicators, and not an exact measure of the success of these campaigns. These outcomes will be tracked as explained in the summary table and will be reported at an annual committee meeting. That meeting will be more fully explained in the Implementation, Monitoring and Evaluation section of this document.

Most of these messages are self-explanatory, but several bear additional comment.

“Choose your flood warning system” was specifically crafted to encourage all residents and audiences to take individual action to sign up for personal warning notification. This fulfills the “warning system” portion of 610, and therefore is a message in every outreach project.

“Get a print or online copy of the Lee County All Hazards Guide” was finally chosen after the committee considered a variety of flood safety messages like “Turn around Don’t Drown,” and “Obey Evacuation Notices.” Because these messages mimic the tips and preparedness information already in the Lee County All Hazards Guide, which also includes the flood warning system information, the committee agreed that the most important task is to urge people to get a copy of the guide for complete information. This is a primary message in all six outreach projects, including those which encourage the media, real estate and insurance agents, and lenders to emphasize the messages in the guide, to post the guide on their websites and to pass along the links to their customers.

The Build Responsibly and Protect Natural Floodplain Functions topics include alternative messages to accommodate different target audiences.

The Build Responsibly message 5a, “Get a permit before you build,” is targeted to media for widespread redistribution. 5b “Know the safety and insurance benefits of exceeding minimum standards” is aimed at permit applicants, real estate and insurance agents, and lenders. 5c “Before you remodel, learn about flood regulations and building codes” is aimed at both residents and non-resident owners in rep loss areas.

6a “Don’t block natural flowways,” is used in the outreach to permit applicants. The companion to this message, 6b “Report blocked ditches, swales and canals” was considered important enough to include in all of the other five outreach projects. Flat terrain and porous, sandy soil encourage standing water in this multijurisdictional area. One of the most useful tasks for residents is to let the jurisdictions know if there is a blockage so it can be cleared to improve drainage capacity before a serious storm event.

Outreach Project Results Summary Table

All Messages and Results/Outcomes		
Topic	Messages	Results/Outcomes (R)
1. Know Your Flood Hazard	1 – Learn your flood hazard, zone and map information and your evacuation zone.	R1 – Increased requests for FIRM information from the jurisdictions – to be tracked by each jurisdiction R2 – Increased hits to online zone look-ups and other floodplain management web pages, to be tracked by each jurisdiction
2. Buy Flood Insurance	2 – Buy flood insurance for your home and contents.	R3 – Increase in the number of flood insurance policies, to be tracked by each jurisdiction
3. Protect Property from Flood Hazard	4 – Get a print or online copy of the Lee County All Hazards Guide.	R5 – Increased distribution of the Lee County All Hazards Guide; print versions to be tracked by Lee EOC and downloads to be tracked by all jurisdictions
4. Protect People from Flood Hazard	3 – Ask your community floodplain manager about flood protection assistance.	R4 – Increased calls for flood protection information and site visits; to be tracked by the jurisdictions
5. Build Responsibly	5a – Get a permit before you build.	R6 – Fewer violations for unpermitted or non-compliant construction; to be tracked by each jurisdiction
	5b – Know the safety and insurance benefits of exceeding minimum standards.	R7 – Increase in construction projects that exceed minimum standards; to be tracked by each jurisdiction
	5c – Before you remodel, learn about flood regulations and building codes.	R6 – Fewer violations for unpermitted or non-compliant construction; to be tracked by each jurisdiction.
6. Protect Natural Floodplain Functions	6a – Don't block natural flowways.	R8 – Fewer violations of unpermitted filling or blocking of natural flowways; to be tracked by each jurisdiction
	6b – Report blocked ditches, swales and canals.	R9 – Increased requests for action, to be tracked by each jurisdiction
7. Prepare for Hurricanes	7 – Choose your flood warning system.	R10 – Increased sign-up for personal notification, to be tracked by Lee County Emergency Management

After considering a long list of possible outreach projects, the committee selected these six:

- annual letter to residents in the Repetitive Loss Areas
- annual letter to non-resident home owners in repetitive loss areas
- applicant brochure
- annual event for representatives of all media
- annual Media Hazard Webpage
- annual email or letter to real estate and insurance agents, and lenders

The products themselves will be designed to the requirements of Activity 610 – Flood Warning and Response through the alternative outreach option 611 B (5c).

Outreach Project 1: Distribute an annual letter to residents in the Repetitive Loss Areas from the elected official who chairs the jurisdiction’s governing board. This letter will go out in February, the peak of Lee County’s visitor season.

This outreach will deliver these messages:

- 1 – Learn your flood hazard, zone and map information and your evacuation zone;
- 2 – Buy flood insurance for your home and contents;
- 3 – Ask your community floodplain manager about flood protection assistance;
- 4 – Get a print or online copy of the Lee County All Hazards Guide;
- 5c – Before you remodel, learn about flood regulations and building codes;
- 6b – Report blocked ditches, swales and canals;
- 7 – Choose your flood warning system.

The letter includes how to contact the local communities and directs readers to websites.

Outreach Project 2: Distribute an annual letter to non-resident home owners in repetitive loss areas, also from the elected official who chairs the jurisdiction’s governing board and also in February. Insurance and real estate agents and lenders on the committee felt strongly that this is likely to be a different audience from the residents because of the local likelihood that many dwellings are seasonally occupied or are rentals. The alternative message 6a was used here because the non-resident would be more likely to build something to obstruct a flowway than to notice one that is blocked in the neighborhood.

- 1 – Learn your flood hazard, zone and map information and your evacuation zone;
- 2 – Buy flood insurance for your home and contents;
- 3 – Ask your community floodplain manager about flood protection assistance;
- 4 – Get a print or online copy of the Lee County All Hazards Guide;
- 5c – Before you remodel, learn about flood regulations and building codes;
- 6a – Don’t block natural flowways;
- 7 – Choose your flood warning system.

The letter includes how to contact the local communities and directs readers to websites.

Outreach Project 3: Each jurisdiction's floodplain administrator or CRS coordinator will ensure that all permit applicants are given a **brochure** to encourage them to learn about the safety and insurance benefits of exceeding minimum building standards for new construction and remodeling. This brochure is given regardless of whether the construction project is in or out of the SFHA. The messages are:

- 1 – Learn your flood hazard, zone and map information and your evacuation zone;
- 2 – Buy flood insurance for your home and contents;
- 4 – Get a print or online copy of the Lee County All Hazards Guide;
- 5b – Know the safety and insurance benefits of exceeding minimum standards;
- 6a – Don't block natural flowways;
- 7 – Choose your flood warning system.

The brochure directs readers to websites.

Outreach Project 4: The Lee County PIO will host an **annual event for representatives of all media** – particularly assignment editors and weather reporters. This presents the opportunity for persuasive, two-way communication with decision-making assignment editors as well as reporters. This enables the committee members, floodplain administrators, CRS coordinators and the Lee County PIO to interact with both reporters and assignment editors and respond to their needs. It is designed to push messages that will be useful annually in any storm event. It is important to note that although the media in Lee County saturates the area with storm warning and response information and general safety and preparedness tips, it does not present this information with consistent, action-oriented messages that reflect the NFIP/CRS topics. This event will not simply regurgitate the information in either the Media Hazard Webpage or the Lee County All Hazards Guide.

This will be in May at the outset of the June 1-October 31 hurricane season, which is also the local rainy season. In addition to receiving information, editors and reporters can interview local floodplain managers, emergency response staff and PPI Committee members for stock photos and video to be used not only for hurricane and storm preparedness but also for prestorm coverage.

This will heavily urge the media to either link their web sites to the Lee County EOC and jurisdictional flood home pages or to post the recommended flood hazard links on their own web sites. These messages will be delivered, and they will fulfill the Activity 610 requirements:

- 1 – Learn your flood hazard, zone and map information and your evacuation zone;
- 2 – Buy flood insurance for your home and contents;
- 3 – Ask your community floodplain manager about flood protection assistance;
- 4 – Get a print or online copy of the Lee County All Hazards Guide;
- 5a – Get a permit before you build;
- 6b – Report blocked ditches, swales and canals;
- 7 – Choose your flood warning system.

Outreach Project 5: The Lee County PIO will provide a link to the **annual Media Hazard Webpage** with "ready to use" messages, information and maps (flood and evacuation) for every media outlet as well as individual reporters. During a storm event, this prepared information will make it easy for media to access action-oriented, consistent messages, especially those supporting Activity 610 objectives. In addition to communicating the PPI messages, this outreach will also encourage the media to refer its

audience to the jurisdictions' web sites, to FloodSmart and other important websites, and floodplain management staff for additional information. It will also encourage the media to post or reprint this information to their own websites and their hurricane preparedness guides. The Lee County PIO will update the webpage as needed with input from Lee County Emergency Management staff, floodplain managers and CRS coordinators. This will be done in coordination with May/June hurricane season coverage. The Topics/Messages are:

- 1 – Learn your flood hazard, zone and map information and your evacuation zone;
- 2 – Buy flood insurance for your home and contents;
- 3 – Ask your community floodplain manager about flood protection assistance;
- 4 – Get a print or online copy of the Lee County All Hazards Guide;
- 6b – Report blocked ditches, swales and canals;
- 7 – Choose your flood warning system.

Outreach Project 6: Floodplain managers or CRS coordinators for each jurisdiction will distribute an **annual email or letter to real estate and insurance agents, and lenders** in June. In addition to communicating the PPI messages, it will also encourage the agents and lenders to post this information on their websites and pass it along to their clients. The messages will include:

- 1 – Learn your flood hazard, zone and map information and your evacuation zone;
- 2 – Buy flood insurance for your home and contents;
- 3 – Ask your community floodplain manager about flood protection assistance;
- 4 – Get a print or online copy of the Lee County All Hazards Guide;
- 5c – Before you remodel, learn about flood regulations and building codes;
- 6b – Report blocked ditches, swales and canals;
- 7 – Choose your flood warning system.

Flood Response Projects

The multijurisdictional PPI develops standards for the Flood Response Preparation (FRP) package that is created annually by the Lee County Emergency Operations Center for distribution by the Lee County Public Information Officer if a flood event occurs. All jurisdictions have input into this package of information. During activation of the Lee County Emergency Operations Center, the Lee County PIO becomes the central spokesperson for the media. Where and when appropriate, however, references to contacts in each of the jurisdictions will be made. This is especially important for post-storm permitting. This information includes messages for broadcast and print media news releases, social media dissemination, and websites.

The chart below lists the messages (labeled as “M”) for the flood protection and response communication – and their corresponding CRS topics (CRST). It also lists the outcomes (labeled as “O”) expected for these messages.

Flood Protection Messages		
Timing	Message/CRS Topic	Outcome
As the storm or hurricane approaches (pre-storm)	M1 Obey evacuation notices (CRST 7 Prepare for Hurricanes)	O1 People willingly and quickly evacuate
	M2 Pack your go-bag and your pet needs. (CRST 4 Protect People.)	
	M3 Report blocked ditches, swales and canals (CRST 6 Protect Natural Floodplain Functions)	O2 Flooding is reduced
After the storm (post-storm)	M4 Do life-saving and damage mitigation immediately (CRST 3 Protect Property) (CRST 4 Protect People)	O3 Injury and more serious property damage is mitigated
	M5 Get a permit for permanent repairs. (CRST 5 Build Responsibly)	O4 New construction meets code

These are the (flood response preparation) projects that will deliver these messages:

FRP1 – Pre-storm News Releases: The Lee County Public Information Officer, who is a member of the PPI Committee, will include the M1, M2, M3 messages in all appropriate storm-related news releases.

FRP2 – Social Media Postings: The Lee County Public Information Officer, who is a member of the PPI Committee, will ensure that the M1, M2, M3 messages are included in Facebook, Twitter and all other social media communication prior to the storm.

FRP3 – News Briefings from the EOC: If the EOC is activated during an event, the Lee County Public Information Officer, who is a member of the PPI Committee, will include the M1, M2 messages in all media briefings.

FRP update: As a result in the media guide to the media webpage in Outreach Project 5, the sample attachment within this FRP has been tweaked. The FRP references a webpage link now.

FRP4 – Post-storm News Releases: The Lee County Public Information Officer, who is a member of the PPI Committee, will include the M4, M5 messages in all appropriate storm-related news releases.

FRP5 – Additional web postings: The Floodplain Administrators or CRS Coordinators for each jurisdiction will post additional M4, M5 messages on their permitting web pages. This is very important because the permitting offices of the different jurisdictions may alter their routine permitting processes as a result of the storm event. The storm-related permitting information must clarify these alternate guidelines.

These messages will be disseminated for all events in which the Lee County Emergency Operations Center is in pre-activation (during which the event is continually reviewed to determine whether a full activation is required) or in full activation.

Flood Response Projects Summary					
Timing	Audience	Outcome	Message	Project	Assignment
Pre-storm	Media	O1, O2	M1, M2, M3,	FRP1 Pre-storm news releases	Lee PIO
Pre-storm	Media, all residents and visitors	O1, O2	M1, M2, M3	FRP2 Social media postings	Lee PIO
Pre-storm	Media	O1	M1, M2	FRP3 News briefings in the EOC	Lee PIO
Post-storm	Media	O3, O4	M4, M5	FRP4 post-storm News releases	Lee PIO
Post-storm	Residents and owners of damaged property	O3, O4	M4, M5	FRP5 Additional postings on jurisdictions' permitting web pages	Floodplain Administrators or CRS Coordinators for each jurisdiction

Messages:

- 1 – Learn your flood hazard, zone and map information and your evacuation zone;
- 2 – Buy flood insurance for your home and contents;
- 3 – Ask your community floodplain manager about flood protection assistance;
- 4 – Get a print or online copy of the Lee County All Hazards Guide;
- 5a – Get a permit before you build;
- 5b – Know the safety and insurance benefits of exceeding minimum standards;
- 5c – Before you remodel, learn about flood regulations and building codes;
- 6a – Don't block natural flowways;
- 6b – Report blocked ditches, swales and canals;
- 7 – Choose your flood warning system.

IMPLEMENTATION, MONITORING AND EVALUATION

Floodplain managers and CRS coordinators will document their activities throughout the year. The PPI committee will meet annually no later than August 31 of each year to review those activities, evaluate their success and update the PPI document if necessary through an addendum. Over time, the committee has refined the data collection method to become more simplified.

Specific tasks of this implementation include:

	Floodplain managers and CRS coordinators will view Website content monthly to update content and test link
	Floodplain managers and CRS coordinators will update insurance statistics charts each time the NFIP distributes updated, to any member jurisdiction and/or when new CIS (community information system) information is available.
	The Lee County PIO will maintain an updated contact list of local media.
	Floodplain managers and CRS coordinators (prior to the annual meeting of the PPI Committee) will update their contact lists of licensed real estate and insurance agents and lending institutions.

Trends:

	Floodplain managers and CRS coordinators will discuss and contribute information/data to a composite annual draft PPI report that is to be presented each calendar year at the annual monitoring meeting to attest to accomplishment of the above tasks and show the tracking of <i>general</i> outcomes including, but not limited to:
	Increase or decrease in Requests for FIRM information from the jurisdictions
	Increase or decrease in Hits to online zone look-ups and other floodplain management web pages
	Increase or decrease in Number of flood insurance policies in force (through the CIS documentation)
	Increase or decrease in Requests for flood protection information and site visits from the jurisdictions (including a notation of which came from the Repetitive Loss outreach projects)
	Increase or decrease in Number of printed copies distributed & downloads of the All Hazards Guide
	Increase or decrease in violations for unpermitted or non-compliant construction
	Increase or decrease in Construction projects that exceed minimum standards
	Increase or decrease in Violations of dumping/obstructing flows in creek, canals, ditches and streams
	Increase or decrease in Reports of blocked ditches, swales and canals

FRP:

	In years when there is a storm event, these items below will also be tracked as outcomes of the Flood Response Projects (FRP). This is especially important because we haven't had enough local flooding to establish a good baseline.
	Statistics on evacuation, including occupancy of shelters and traffic counts on major highways – if available
	Activation of Lee County and Cape Coral EOC
	General information on the extent of flooding
	General information on injuries and property damage
	Statistics on flood-related construction and violations for unpermitted work

After the PPI committee meets to review the year's outreach programs and the results of outcome monitoring, the annual evaluation report will be finalized and sent to the governing board of each jurisdiction.

Appendix A PPI Committee Meeting Notes (establishing the PPI)

Where the evaluation shows revisions would be productive, such as dropping a project that is not having an effect on the desired outcomes, the committee may vote to adjust the projects accordingly and release an addendum to the PPI if necessary.

June 3, 2014 – Organizational meeting, attendance included:

- Bonita Springs: John Gucciardo, Assistant City Manager, and Bob Rosier, Rosier Insurance;
- Cape Coral: Rick Sosnowski, Principal Planner, and Mary Briggs, Lee Memorial Hospital Communications Manager;
- Fort Myers: Brent Brewster, Floodplain Administrator, and Danielle St. Onge, Realtors Association of Greater Fort Myers and The Beach;
- Fort Myers Beach: Josh Overmyer, Floodplain Administrator;
- Lee County: Robert Stewart, Floodplain Administrator, and Robbie Roepstorff, Edison National Bank;
- Sanibel: Laura Wesserling, Deputy Building Official, and Chris Heidrick, Heidrick and Company Insurance.

July 23, 2015 – Discussion of messages, audiences, and potential projects; attendance included:

- Bonita Springs: John Gucciardo, Assistant City Manager, and Bob Rosier, Rosier Insurance;
- Cape Coral: Wyatt Daltry, Principal Planner, and Mary Briggs, Lee Memorial Hospital Communications Manager;
- Fort Myers: Brent Brewster, Floodplain Administrator, and Danielle St. Onge, Realtors Association of Greater Fort Myers and The Beach;
- Fort Myers Beach: Megan Will, Floodplain Administrator, and Dave Anderson, Fort Myers Beach Chamber of Commerce;
- Lee County: Tim Engstrom, Lee County assistant PIO; and Robbie Roepstorff, Edison National Bank; Billie Jacoby, Lee County CRS Coordinator;
- Sanibel: William Dalton, Emergency Management Director, and Chris Heidrick, Heidrick and Company Insurance;
- Also in attendance: Joan LaGuardia, Lee County Administration.

Sept. 15, 2015 – Refinement of messages and projects; discussion of templates; attendance included:

- Bonita Springs: John Gucciardo, Assistant City Manager, and Bob Rosier, Rosier Insurance;
- Cape Coral: Wyatt Daltry, Principal Planner;
- Estero: Marilyn Edwards, resident;
- Fort Myers: Danielle St. Onge, Realtors Association of Greater Fort Myers and The Beach;
- Fort Myers Beach: Megan Will, Floodplain Administrator;
- Lee County: Betsy Clayton, Lee Co. PIO; Billie Jacoby, Lee Co. CRS Coordinator; Josh Overmyer, resident;
- Sanibel: Laura Wesserling, Deputy Building Official, and Chris Heidrick, Heidrick and Company Insurance.
- Also in attendance: Joan LaGuardia, Lee County Administration.

Oct. 13, 2015 – Discussion of writing the PPI and designing the projects as alternative outreach options 611 B (5c) for Activity 610 and 362 A (4C) and 362 B (3) for this Activity360; **final agreement** of the projects, outcomes and overall approach of the document; attendance included:

- Bonita Springs: Bob Rosier, Rosier Insurance;
- Cape Coral: Wyatt Daltry, Principal Planner;
- Estero: Marilyn Edwards, resident;
- Fort Myers: Danielle St. Onge, Realtors Association of Greater Fort Myers and The Beach;
- Fort Myers Beach: Megan Will, Floodplain Administrator; Dave Anderson, Fort Myers Beach Chamber of Commerce;

Appendix B At-a-Glance CRS Summary

- Lee County: Betsy Clayton, Lee County PIO; Billie Jacoby, Lee County CRS Coordinator; Robbie Roepstorff, Edison National Bank;
- Sanibel: Sandy Larsen, Assistant City Engineer; Chris Heidrick, Heidrick and Company Insurance;
- Also in attendance: Joan LaGuardia, Lee County Administration.

Project	Audience	Message	Result/Outcome	Schedule	Responsibility
OP 1	Residents in repetitive loss areas	1, 2, 3, 4, 5c, 6b, 7	R1, R2, R3, R4, R5, R6, R9, R10	February	Floodplain manager or CRS coordinator for each jurisdiction
OP2	Non-resident owners of property in the repetitive loss areas	1, 2, 3, 4, 5c, 6a, 7	R1, R2, R3, R4, R5, R6, R8, R10	February	Floodplain manager or CRS coordinator for each jurisdiction
OP3	Permit applicants	1, 2, 4, 5b, 6a, 7	R1, R2, R5, R7, R8, R10	Year-round	Floodplain manager or CRS coordinator for each jurisdiction
OP4	Media	1, 2, 3, 4, 5a, 6b, 7	R1, R2, R3, R4, R5, R6, R9, R10	May	Lee County PIO
OP5	Media	1, 2, 3, 4, 6b, 7	R1, R2, R4, R5, R9, R10	May	Lee County PIO
OP6	Real estate and insurance agents and lenders	1, 2, 3, 4, 5c, 6b, 7	R1, R2, R3, R4, R5, R6, R9, R10	June	Floodplain manager or CRS coordinator for each jurisdiction

RESOLUTION NO. 22-11

A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA ACCEPTING THE MULTI-JURISDICTIONAL PROGRAM FOR PUBLIC INFORMATION DOCUMENT AS PART OF THE TOWN'S COMMUNITY RATING SYSTEM EFFORTS UNDER THE NATIONAL FLOOD INSURANCE PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal service, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach ("Town") empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, The Town is a participant in the National Flood Insurance Program (NFIP); and

WHEREAS, The Town's voluntary participation in the NFIP's Community Rating System (CRS) provides property owners and residents of the Town a 25% discount on a standard NFIP flood insurance policy in the Special Flood Hazard Area; and

WHEREAS, The Town supports the goal of a CRS Program for Public Information to broaden public understanding of flood hazards, mapping, planning, and insurance; and

WHEREAS, The Town, as part of the Lee County Multijurisdictional Committee, has identified important messages to be communicated to target audiences in a Program for Public Information; and

WHEREAS, adoption and use of the Multi-jurisdictional Program for Public Information Document attached hereto as Exhibit "A" is in the best interest of the property owners and residents of the Town.

NOW THEREFORE, IT IS HEREBY RESOLVED BY THE TOWN OF FORT MYERS BEACH AS FOLLOWS:

Section 1. The above recitals are true and correct and are hereby incorporated by reference as though fully set forth herein and are hereby adopted as the legislative and administrative findings of the Town Council.

Section 2. The Multi-jurisdictional Program for Public Information Document recommended by the Program for Public Information Committee of Lee County is adopted by the Town for use by Town staff to communicate to target audiences to broaden public understanding of flood hazards, mapping, planning and insurance.

Section 3. This resolution shall take effect immediately upon its adoption by the Town Council of the Town of Fort Myers Beach.

The foregoing Resolution was adopted by the Town Council upon a motion by _____ and seconded by _____ and upon being put to a vote, the result was as follows:

Raymond P. Murphy, Mayor	_____
Rexann Hosafros, Vice Mayor	_____
Dan Allers, Council Member	_____
Jim Atterholt, Council Member	_____
Bill Veach, Council Member	_____

ADOPTED this ____ day of February 2022 by the Town Council of the Town of Fort Myers Beach, Florida.

TOWN OF FORT MYERS BEACH

Raymond P. Murphy, Mayor

ATTEST:

Amy Baker, Town Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE TOWN OF FORT MYERS BEACH SOLELY:

John R. Herin, Jr., Town Attorney

This Resolution was filed in the Office of the Town Clerk on this ____ day of March 21, 2022.

RESOLUTION NO. 16-02

**A RESOLUTION OF THE FORT MYERS BEACH TOWN COUNCIL ACCEPTING THE
MULTIJURISDICTIONAL PROGRAM FOR PUBLIC INFORMATION DOCUMENT AS
PART OF THE TOWN'S COMMUNITY RATING SYSTEM EFFORTS UNDER THE
NATIONAL FLOOD INSURANCE PROGRAM.**

- WHEREAS,** Effective on the 19th day of September 1984, the Lee County Commission adopted its first Flood Insurance Rate Maps; and
- WHEREAS,** On January 1, 1996, the Town of Fort Myers Beach was established and the Flood Insurance Rate Maps adopted by the Lee County Commission in 1984 became the Town's adopted Flood Insurance Rate Maps; and
- WHEREAS,** The Town of Fort Myers Beach is a member of the National Flood Insurance Program (NFIP); and
- WHEREAS,** The Town of Fort Myers Beach's voluntary participation in the NFIP's Community Rating System (CRS) provides residents of the Town a 15% discount on a standard NFIP flood insurance policy in the Special Flood Hazard Area; and
- WHEREAS,** The Town Council supports the goal of a CRS Program for Public Information to broaden public understanding of flood hazards, mapping, planning and insurance; and
- WHEREAS,** The Town of Fort Myers Beach, as part of the Lee County Multijurisdictional Committee, has identified important messages to be communicated to target audiences in a Program for Public Information; and
- WHEREAS,** The Town Council appreciates the contributions of the committee's private members: Dave Anderson, Greater Fort Myers Beach Area Chamber of Commerce; Mary Briggs, Lee Memorial Health System, Director of Media Relations; Chris Heidrick, President, Heidrick & Company Insurance; Josh Overmyer, resident of North Fort Myers; Robbie Roepstorff, President, Edison National Bank; Bob Rosier, President, Rosier Insurance of Bonita Springs; and Danielle St. Onge, Realtor Association of Greater Fort Myers and the Beach;

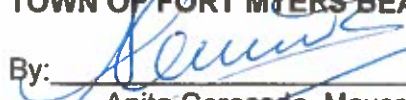
NOW, THEREFORE BE IT RESOLVED, that the Town Council of Fort Myers Beach does hereby accept the Multijurisdictional Program for Public Information Document recommended by the Program for Public Information Committee.

DULY EXECUTED this 1st day of February, 2016.

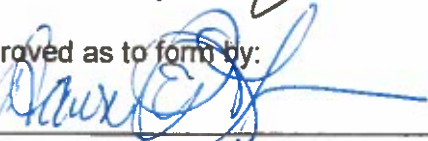
ATTEST:

By: 
Michelle Mayher, Town Clerk

TOWN OF FORT MYERS BEACH

By: 
Anita Cereceda, Mayor

Approved as to form by:

By: 
Dawn Lehnert, Town Attorney