



Fort Myers Beach Town Council

**Diamondhead Beach Resort
2000 Estero Blvd.
Fort Myers Beach, FL 33931**

Agenda

Monday, June 5, 2023

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 / REPORTS / APPOINTMENTS**
- VIII. APPROVAL OF MINUTES**
 - A. Town Council May 15, 2023
- IX. CONSENT AGENDA**
 - A. Farmers Market
Special Event - Farmers Market Under the Bridge.
 - B. Resolution 23-52 Heavy Equipment Purchase
Motion to approve Resolution 23-52 entitled: A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA APPROVING A PIGGYBACK CONTRACT BETWEEN THE TOWN AND CREEL TRACTOR COMPANY. IN AN AMOUNT NOT TO EXCEED \$108,416.46, UTILIZING SOURCEWELL CONTRACT 031121, AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT, EXPEND FUNDS, AND TAKE ALL APPROPRIATE ACTIONS TO PURCHASE A REPLACEMENT TRACTOR; AND PROVIDING FOR AN EFFECTIVE DATE.

- C. Authorize Town Manager to approve Coastal Engineering Consultants, Inc. STA# 4 for Contract RFQ-21-09-EN to monitor shorebird nesting for the Emergency Berm Project.

Motion to authorize the Town Manager to approve Coastal Engineering Consultants, Inc. STA# 4 for Contract RFQ-21-09-EN to monitor shorebird nesting for the Emergency Berm Project.

- D. RFQ-20-22-AD, STA #8

Motion to approve STA #8 authorizing the appropriation of additional funds for Axis International to continue to provide planning and zoning professional services.

X. PUBLIC HEARINGS

- A. Ordinance 23-08; Parallelogram Lot Setbacks

Final Reading and Public Hearing on proposed Ordinance 23-08 entitled: AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA AMENDING CHAPTER 34, ARTICLE II., DIVISION 6, ADDING SECTIONS 34-269 PARALLELOGRAM LOT SETBACKS, AND ASSOCIATED DEFINITIONS IN CHAPTER 34, ARTICLE I., SECTION 34-2 DEFINITIONS; PROVIDING FOR SEVERABILITY; CODIFICATION; SCRIVENER'S ERRORS; CONFLICTS OF LAW AND AN EFFECTIVE DATE.

- B. Ordinance 23-10; Olde Seaport CPD and MCP Amendment

First reading and Public Hearing on proposed Ordinance 23-10 entitled: AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA REPLACING TOWN OF FORT MYERS BEACH RESOLUTION NO. 17-39, AND AMENDING THE AREA FOR CONSUMPTION ON PREMISES AND THE MASTER CONCEPT PLAN FOR THE COMMERCIAL PLANNED DEVELOPMENT ZONING FOR THE PROPERTY LOCATED AT 645 OLD SAN CARLOS BLVD., FORT MYERS BEACH; PROVIDING FOR REVISIONS TO CONDITIONS OF APPROVAL, AND OTHER CLARIFICATIONS AS NECESSARY; PROVIDING FOR CONFLICTS OF LAW, SCRIVENER'S ERRORS, SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE. Open the first public hearing and schedule for second reading and final adoption on June 20, 2023 at 9:00 a.m.

- C. Ordinance 23-11; Setbacks for residential uses in nonresidential districts

First Reading and Public Hearing on proposed Ordinance 23-11 entitled: AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA AMENDING CHAPTER 34, ARTICLE III., DIVISION 5, SUBDIVISION II. DOWNTOWN ZONING DISTRICT, SECTION 34-674 BUILDING PLACEMENT; PROVIDING FOR SEVERABILITY; CODIFICATION; SCRIVENER'S ERRORS; CONFLICTS OF LAW AND AN EFFECTIVE DATE. Open the first public hearing and schedule for second reading and final adoption on June 20, 2023 at 9:00 a.m.

- D. Ordinance 23-12; Amending side setbacks for lots less than 50 feet wide
First Reading and Public Hearing on proposed Ordinance 23-12 entitled:
**AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA
AMENDING CHAPTER 34, ARTICLE III., DIVISION 4, TABLE 34-3
DIMENSIONAL REGULATIONS IN CONVENTIONAL ZONING DISTRICTS;
PROVIDING FOR SEVERABILITY; CODIFICATION; SCRIVENER'S
ERRORS; CONFLICTS OF LAW AND AN EFFECTIVE DATE.** Open the
first public hearing and schedule for second reading and final adoption
on June 20, 2023 at 9:00 a.m.

- XI. ADMINISTRATIVE AGENDA
XII. FINAL PUBLIC COMMENT
XIII. TOWN MANAGER'S ITEMS
XIV. TOWN ATTORNEY'S ITEMS
XV. COUNCILMEMBERS ITEMS AND REPORTS
XVI. ADJOURNMENT

NOTE: THIS MEETING IS STREAMED LIVE ON YOUTUBE.

**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**

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.