

RESOLUTION NO. 12-028

A RESOLUTION GRANTING A WAIVER OF THE VARIANCE APPLICATION FEE RELATING TO PROPERTY LOCATED AT 1022 LINDGREN BOULEVARD AND 896 ANGEL WING DRIVE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Mr. Robert Smith, owner of a residential property located at 1022 Lindgren Boulevard and Mr. Mark Walz, owner of a residential property located at 896 Angel Wing Drive, appeared before City Council at the March 6, 2012 City Council meeting; and

WHEREAS, Mr. Smith and Mr. Walz requested that the variance fee application be waived for a variance request they intend to file with the Planning Commission relating to certain construction that they represent existed on their properties at the time each of them purchased their property; and

WHEREAS, pursuant to Section 90-5(f)(1)-(3) of the Sanibel Code, the City Council, by Resolution, may waive payment of all or part of a fee for any of the reasons set forth therein; and

WHEREAS, the City Council finds it appropriate to waive all of the application fee for the variance to be filed by Mr. Smith and Mr. Walz;

NOW, THEREFORE, BE IT RESOLVED by City Council of the City of Sanibel, Florida, that:

SECTION 1. Pursuant to Sanibel Code Section 90-5(f)(1)and(3), the City Council finds that the criteria for the granting of a waiver of the variance application fee have been met and the variance application fee is hereby waived for applicants Smith and Walz relating to 1022 Lindgren Boulevard and 896 Angel Wing Drive, respectively.

SECTION 2. Effective date.

This resolution shall take effect immediately upon adoption.

DULY PASSED AND ENACTED by the Council of the City of Sanibel, Florida this 3rd day of April, 2012.

AUTHENTICATION:

Kevin Ruane, Mayor

Pamela Smith, City Clerk

APPROVED AS TO FORM: Kenneth B. Cuyler
Kenneth B. Cuyler, City Attorney

3/22/12
Date

Vote of Council Members:

Ruane ___
Denham ___
Congress ___
Harrity ___
Jennings ___

Date filed with City Clerk: _____