

**CITY OF SANIBEL**

**RESOLUTION NO. 12 -033**

**A RESOLUTION APPROVING A CERTIFICATE OF APPROPRIATENESS FOR THE RELOCATION OF A SINGLE FAMILY DWELLING KNOWN AS “SHOREHAVEN” CURRENTLY LOCATED AT 1111 BIRD LANE, TO THE CITY OF SANIBEL’S HISTORICAL MUSEUM AND VILLAGE LOCATED AT 950 DUNLOP ROAD; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Sanibel Historic Preservation Committee has recommended to the Sanibel Planning Commission the relocation of the single family dwelling known as “Shorehaven” currently located at 1111 Bird Lane to the City’s Historical Museum and Village located at 950 Dunlop Road, Sanibel, Florida, pursuant to Historical Preservation Committee Resolution No: 12-01, a copy of which is attached hereto and incorporated herein as Exhibit “A”; and

**WHEREAS**, on March 27, 2012, the City of Sanibel Planning Commission approved Resolution No. 12-02 recommending City Council approve a Certificate of Appropriateness for the relocation of a single family dwelling known as “Shorehaven” currently located at 1111 Bird Lane to the City of Sanibel’s Historical Museum and Village located at 950 Dunlop Road, (a copy of Planning Commission Resolution No. 12-02 is attached hereto and incorporated herein as Exhibit B); and

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

**SECTION 1.** The City Council finds it appropriate to approve a Certificate of Appropriateness for the relocation of the single family dwelling known as “Shorehaven” currently located at 1111 Bird Lane to the Sanibel Historic Museum and Village located at 950 Dunlop Road, Sanibel, Florida, and such Certificate is hereby approved.

**SECTION 2.** The City Council further finds that in the event the relocation of Shorehaven does not occur on or before August 15, 2012, the City may issue the owners of Shorehaven a permit for demolition.

**SECTION 3.** Effective Date.

This Resolution shall take effect immediately upon adoption.

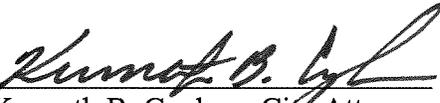
**DULY PASSED AND ENACTED** by the Council of the City of Sanibel, Florida, this 3<sup>rd</sup> day April, 2012.

**AUTHENTICATION:**

\_\_\_\_\_  
Kevin Ruane, Mayor

\_\_\_\_\_  
Pamela Smith, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Kenneth B. Cuyler, City Attorney

3/27/12  
Date

Vote of Council members:

Ruane \_\_\_\_\_  
Denham \_\_\_\_\_  
Congress \_\_\_\_\_  
Harrity \_\_\_\_\_  
Jennings \_\_\_\_\_

Date filed with City Clerk: \_\_\_\_\_

EXHIBIT "A"

**RESOLUTION NO. 12-01  
CITY OF SANIBEL  
HISTORICAL PRESERVATION COMMITTEE**

**A RESOLUTION RECOMMENDING THAT THE CITY OF SANIBEL PLANNING COMMISSION APPROVE A CERTIFICATE OF APPROPRIATENESS FOR THE RELOCATION OF THE SINGLE FAMILY DWELLING KNOWN AS SHORE HAVEN. THE SINGLE FAMILY DWELLING WOULD BE RELOCATED TO THE CITY'S HISTORICAL MUSEUM AND VILLAGE AT 950 DUNLOP ROAD.**

**IN THE MATTER OF:** Relocation of the single family dwelling known as Shore Haven to the City's Historical Museum and Village

**APPLICANT:** The Sanibel Historical Museum and Village, Inc. for the City of Sanibel

**APPLICATION NOS.:** 11-6368CA (Demolition) and 12-6616CA (Relocation)

**CONCLUSION OF DISCUSSION:** March 1, 2012

**ADOPTION OF RESOLUTION:** March 1, 2012

**WHEREAS**, the March 1, 2012 meeting of the Historic Preservation Committee was called to order by Chairwoman Deborah Gleason; and

**WHEREAS**, in addition to the Chairwoman the following Committee members were present; Jim Pickens, Martha Ponader and Alex Werner. Committee members Don Adams, Lynne Campean, Sheila Fortney and Yvonne Hill were excused from the meeting; and

**WHEREAS**, the Historical Preservation Committee, after full and complete consideration of the discussion and evidence presented on March 1, 2012 by Roy Gibson, City Planner, at which written minutes were taken determined that the requirements of the Land Development Code, Chapter 98, Historic Preservation, Division 2, Certificate of Appropriateness, Subdivision II. Alterations or Repairs, Sec. 98-91, Certificate of appropriateness required and Subdivision III. Demolition, Section 98-111. Certificate of appropriateness required; and Sec. 98-113 Development of plan, were followed; and

**WHEREAS**, the single family dwelling known as Shore Haven located at 1111 Bird Lane, Sanibel, Florida was included on the Local Register of Historic Landmarks; and

**ATTACHMENT 2**

**PLANNING DEPARTMENT STAFF REPORT  
SHORE HAVEN  
CERTIFICATE OF APPROPRIATENESS  
APPLICATION NOS. 11-6368CA & 12-6616CA**

**WHEREAS**, the Historical Preservation Committee discussed Application No. 12-6616CA for the relocation of Shore Haven to the City's Historical Museum and Village located at 950 Dunlop Road, Sanibel, Florida; and

**WHEREAS**, the plan from the Sanibel Historical Museum and Village, Inc. the relocation of Shore Haven is pending; and

**WHEREAS**, the Historical Preservation Committee discussed Application No. 11-6368CA for the demolition of Shore Haven if the relocation isn't accomplished within a reasonable length of time; and

**WHEREAS**, the Historical Preservation Committee recommends to the Planning Commission that a Certificate of Appropriateness be approved for the relocation of Shore Haven from 1111 Bird Lane to the City's Historical Museum and Village at 950 Dunlop Road.

**MOTION:** Mr. Werner moved to have a Resolution prepared recommending that the Planning Commission approve the relocation of Shore Haven from 1111 Bird Lane to the Historical Museum and Village. Mr. Pickens seconded the motion. The motion carried by a unanimous voice vote of the attending Historical Preservation Committee members.

**NOW, THEREFORE, BE IT RESOLVED**, by the Historical Preservation Committee of the City of Sanibel recommending that the Planning Commission find that all criteria for a Certificate of Appropriateness have been met and that Application No. 12-6616CA be **APPROVED**.

Signed:   
Chair Person

3/15/2012  
Date Signed

EXHIBIT "B"

**RESOLUTION NO. 12-02**

**CITY OF SANIBEL  
PLANNING COMMISSION**

**A RESOLUTION RECOMMENDING THAT CITY COUNCIL APPROVE A CERTIFICATE OF APPROPRIATENESS FOR EITHER THE RELOCATION OR DEMOLITION OF THE SINGLE FAMILY DWELLING KNOWN AS SHOREHAVEN. THE SINGLE FAMILY DWELLING WOULD BE RELOCATED TO THE CITY'S HISTORICAL MUSEUM AND VILLAGE AT 950 DUNLOP ROAD.**

**IN THE MATTER OF:** Relocation or demolition of the single family dwelling known as Shorehaven to the City's Historical Museum and Village

**APPLICANT:** For demolition: William Jacobelli for the property owners, Terrence J. Cassaday and Brenda R. Cassaday; for relocation: The Sanibel Historical Museum and Village, Inc. for the City of Sanibel.

**APPLICATION NOS.:** 11-6368CA (Demolition)  
12-6616CA (Relocation)

**CONCLUSION OF HEARING:** March 27, 2012

**ADOPTION OF RESOLUTION:** March 27, 2012

**WHEREAS**, the Planning Commission heard Application Nos. 11-6368CA and 12-6616CA submitted for consideration of applications for the issuance of a Certificate of Appropriateness for the demolition or relocation of Shorehaven, a single family dwelling listed on the City's Local Register of Historical Sites and Structures. The subject structure is located at 1111 Bird Lane (tax parcel no. 18-46-23-T3-00200.0050) and is currently owned by Terrence J. Cassaday and Brenda R. Cassaday. The application for demolition is submitted by William Jacobelli for the property owners. Application No. 11-6368CA. The Sanibel Historical Museum and Village, Inc. for the City of Sanibel submitted the application for the relocation of Shorehaven to the Historical Museum and Village, 950 Dunlop Road, (tax parcel no. 26-46-22-T2-00007.0000). Application No. 12-6616CA; and

**WHEREAS**, the Sanibel Historic Preservation Committee has recommended relocation of the single family dwelling known as Shorehaven to the City's Historical Village and Museum; and

**WHEREAS**, a public hearing was legally and properly noticed and held on March 27, 2012 before the Sanibel Planning Commission; and

**WHEREAS**, the deliberations of the Planning Commission and this resolution constitute the Commission's site evaluation report; and

**WHEREAS**, the Planning Commission reviewed the relocation site plan as submitted by the Planning Department and the Historical Preservation Committee; and

**WHEREAS**, as a condition of the relocation approval, the single family dwelling known as Shorehaven shall be prepared in such a manner that it will survive the move from its present location at 1111 Bird Lane to the City's Historical Museum and Village; and

**WHEREAS**, in the event the structure is not relocated by the Sanibel Historical Museum and Village, Inc., the owners of Shorehaven may obtain a demolition permit.

**NOW, THEREFORE, BE IT RESOLVED**, that the Planning Commission finds, based on the totality of the testimony, documentation presented and recommendations from the Historical Preservation Committee and the Planning Department staff, that the application is consistent with the policies of the Sanibel Plan and the standards of the Land Development Code. Furthermore, the Planning Commission recommends that City Council pass a resolution granting a Certificate of Appropriateness to relocate the original single family dwelling known as Shorehaven to the City's Historical Museum and Village. In the event the relocation does not occur by August 15, 2012 a permit for demolition can be issued to the owners of Shorehaven. The Commission further directs the Chairperson to immediately execute this Resolution to avoid delay.

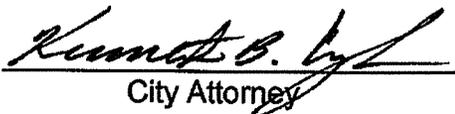
The foregoing Resolution was adopted by the Planning Commission upon a motion by Commission Member Michael Valiquette and seconded by Commission Member Phillip Marks, and the vote was as follows:

Christopher Heidrick	<u>Yes</u>	Phillip Marks	<u>Yes</u>
Chuck Keltman	<u>Yes</u>	Holly Smith	<u>Yes</u>
Tom Krekel	<u>Yes</u>	Michael Valiquette	<u>Yes</u>
Paul Reynolds Resigned from the Commission effective March 8, 2012			

**DULY PASSED AND ADOPTED** this 27th day of March, 2012

**SANIBEL PLANNING COMMISSION**

Signed:  3/27/12  
Chairman Date Signed

Approved As To Form:  3/22/12  
City Attorney Date Signed

Date Filed With City Manager: 3/27/12