CITY OF SANIBEL

RESOLUTION 14-038

A RESOLUTION APPROVING THE REQUEST OF LEGACY PRODUCTIONS GROUP, INC. D/B/A LEGACY TOURS, FOR A BUSINESS TAX RECEIPT TO OPERATE AN EDUCATIONAL AND HISTORICAL BUS TOUR WITHIN THE CITY OF SANIBEL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, applicant, Legacy Productions Group, Inc. d/b/a Legacy Tours, has filed an Application for a Business Tax Receipt requesting to operate an educational and historical bus tour within the City of Sanibel; and

WHEREAS, City Council has reviewed and considered such request;

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

SECTION 1. City Council hereby approves the Application for Business Tax Receipt for Legacy Productions Group, Inc. d/b/a Legacy Tours to operate an educational and historical bus tour within the City of Sanibel with the following conditions:

a. The operation is limited to two buses (VIN#1FDXE45FX3HB33368 and VIN# **[to be determined]**) with a capacity of up to 22 passengers each.
b. Vehicle and liability insurance must be maintained at all times.
c. Any and all signs on the bus and signs associated with the operation of the bus tour shall comply with Chapter 106 of the Sanibel Land Development Code, as it may be amended from time to time.
d. No signs may be located on any of the commercial, residential resort, or other properties along the tour route.
e. Only one primary pick up/drop off location shall be used for or by the bus tours and that shall be at 1200 Periwinkle Way (Matzaluna Restaurant parking lot). The bus tour shall be authorized to pick up/drop off passengers at a residential resort property on an occasional basis upon request and with the property owner's permission. Such pick up/drop off shall be only on and within such residential resort property.
f. Bus tour stops are the Sanibel Lighthouse, the Historical Village and Museum, Sanibel Captiva Conservation Foundation, J.N. "Ding" Darling National Wildlife Refuge, and Bailey Matthews Shell Museum.
g. The tour bus operation shall at all times comply with the City's noise Ordinance, Chapter 30, Article III of the City of Sanibel Code of Ordinances.
h. Parking on public rights-of-way is not permitted.
i. This approval is for Fiscal Year 2013-2014 only and does not create any rights other than those granted, with conditions, in this Resolution and does not create any vested or other rights for any year beyond Fiscal Year 2013-2014.

SECTION 2. Effective date.

This resolution shall take effect immediately upon adoption.

DULY PASSED AND ENACTED by Council of the City of Sanibel, Florida, this 1st day of April, 2014.

AUTHENTICATION:

_____
, Mayor

_____
Pamela Smith, City Clerk

APPROVED AS TO FORM: Kenneth B. Cuyler 3/25/14
Kenneth B. Cuyler, City Attorney Date

Vote of Council Members:

_____ _____
_____ _____
_____ _____
_____ _____
_____ _____

Date filed with City Clerk: _____

CITY OF SANIBEL
800 DUNLOP ROAD
SANIBEL FL 33957
239-472-9615

LICENSE # _____
CONTROL# _____
LOCATION# _____

APPLICATION FOR BUSINESS TAX RECEIPT ( ) REGISTRATION (X)

TYPE OF BUSINESS: Educational / Historical Tours
NAME OF BUSINESS/TRADENAME/d/b/a: Legacy Productions Group Inc d/b/a Legacy Tours
LOCATION OF BUSINESS: 10923 Kelly Rd SUITE #: _____
Fort Myers, FL 33908
MAILING ADDRESS OF BUSINESS: _____
TELEPHONE #: (239) 464-9925 EMAIL ADDRESS: ydhill2424@yahoo.com
CHECK ONE: INDIVIDUAL ( ) PARTNERSHIP ( ) CORPORATION (X)
NAMES OF PARTNERS OR CORPORATE OFFICERS: YVONNE D. HILL

Florida State law (205.0535, F.S.) requires that you provide us with your Federal ID number and/or your Social Security number prior to issuance of your license.
FEDERAL ID #: [redacted] and/or SOCIAL SECURITY#: [redacted]
NAME OF APPLICANT/OWNER: YVONNE D. HILL
ADDRESS OF OWNER/APPLICANT 5746 Pine Tree Dr
CITY/STATE/ZIP CODE: Sanibel, FL 33957 TELEPHONE #: 239-464-9925
DRIVER'S LICENSE #: [redacted] STATE: ____ BIRTHPLACE: _____ BIRTHDATE: _____
HAVE YOU OR YOUR ORGANIZATION EVER BEEN CONVICTD OF A FELONY OR HAD A BUSINESS OR REGULATORY LICENSE OF ANY KIND REVOKED OR SUSPENDED? YES ( ) NO (X)

ALL CONTRACTORS: No Business Tax Receipt/Registration shall be issued to any contractor unless the applicant shall first present proof of a City of Sanibel Contractor License. Sanibel Contractor License #: _____

ALL SANIBEL BUSINESSES:
WILL THIS BUSINESS BE THE ONLY BUSINESS LOCATED IN THE SPACE YOU PROPOSE TO OCCUPY? YES ( ) NO ( )
IS THIS BUSINESS A HOME OCCUPATION? YES ( ) NO ( )
IF THIS BUSINESS IS A HOME OCCUPATION, A CERTIFICATION OF COMPLIANCE WITH HOME OCCUPATION REQUIREMENTS FORM MUST BE ATTACHED.

IF THE APPROPRIATE TAX IS BASED ON SUCH FACTORS, PLEASE STATE THE NUMBER OF:

SQUARE FEET		RESTAURANT SEATS		EMPLOYEES	
UNITS		BICYCLES/BOATS		PUMPS	
DEVICES		PIERS/DOCKS		OTHER:	

EMERGENCY CONTACT INFORMATION FOR POLICE DEPARTMENT ONLY

	PRIMARY CONTACT	SECONDARY CONTACT
NAME OF CONTACT PERSON:	YVONNE D. HILL	
ADDRESS:	5746 Pine Tree Dr Sanibel, FL 33957	
TELEPHONE #:	(239) 464-9925	

ALARM TYPE: ( ) NONE ( ) AUDIBLE ( ) TELEPHONE ( ) DIRECT LINE

THE ABOVE FACTS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Yvonne Hill
SIGNATURE OF APPLICANT/OWNER

SWORN TO AND SUBSCRIBED BEFORE ME THIS 21st DAY OF March, 2014.
STATE OF FLORIDA
COUNTY OF LEE

CAROL R. SHEARN
NOTARY PUBLIC
STATE OF FLORIDA
Comm# EE016541
Expires 8/12/2014

Carol R. Shearn
NOTARY PUBLIC – STATE OF FLORIDA
(STAMP)

DO NOT WRITE BELOW THIS LINE – FOR OFFICIAL USE ONLY

APPROVED: PLANNING	DATE	ORDINANCE CODE#
APPROVED: BUILDING	DATE	TAX
APPROVED: CITY MANAGER/DESIGNEE	DATE	PENALTY
LICENSE CLERK		TOTAL AMOUNT

Legacy Tours

Yvonne Hill
(239)464-9925

March 18, 2014

City of Sanibel
800 Dunlop Road
Sanibel, FL 33957

To Whom It May Concern:

Legacy Productions Group, Inc., d/b/a Legacy Tours, has filed an Application for a Business Tax Receipt requesting to operate educational and historical tours within the City of Sanibel. We will initially be operating a bus (VIN # 1FDXE45FX3HB33368) with a passenger capacity of up to 22. Plans are to have another bus of the same capacity in operation sometime in the future.

Tours are planned for the Sanibel Lighthouse, Historical Village and Museum, Sanibel Captiva Conservation Foundation, J. N. "Ding" Darling National Wildlife Refuge, and the Bailey Mathews Shell Museum. We will only have one primary pickup/drop-off location at Matzaluna Restaurant and occasionally (only if requested) at a resort for a group pickup. The bus will be stored at 10923 Kelly Rd, Fort Myers, FL when not in operation.

We are excited about our new venture and look forward to your approval of our request.

Sincerely,

Yvonne Hill
President, Legacy Tours
239-464-9925

P.O. Box 1635 Sanibel, FL 33957
www.legacygrouptours.com

Lee County Tax Collector

2480 Thompson Street
Fort Myers, Florida 33901
www.leetc.com Tel: 239.533.6000

Local Business Tax Account: 1402099

Dear Business Owner:

Your 2013-2014 Lee County Local Business Tax Receipt is attached below. The receipt is non-regulatory and is issued using the information currently on file with our office. It does not signify compliance with zoning, health or other regulatory requirements nor is it an endorsement of work quality.

Annual account renewal notices are mailed in August to the address of record at that time; to ensure delivery of your annual notice, mailing addresses may be updated online at www.leetc.com.
If there is a change in the business name, ownership, physical location or if the business is being closed, please follow the instructions on the back of this letter to transfer or to close the account.

I hope you have a successful year.

Lee County Tax Collector

Detach and display bottom portion and keep upper portion for your records

LEE COUNTY LOCAL BUSINESS TAX RECEIPT
2013 - 2014

ACCOUNT NUMBER: 1402099 **ACCOUNT EXPIRES SEPTEMBER 30, 2014**

May engage in the business of:
GUIDE

THIS LOCAL BUSINESS TAX RECEIPT IS NON REGULATORY

Location
10923 KELLY RD
FT MYERS FL 33908

LEGACY TOURS
HILL YVONNE D
10923 KELLY RD
FT MYERS FL 33908

THIS IS NOT A BILL - DO NOT PAY

PAID	347316-24-1	02/19/14 03:38:31
	LAD1	$50.00

February 25, 2014

Matt Asen
Matzaluna Restaurant
1200 Periwinkle Way
Sanibel, FL 33957

Dear Matt,

Per our recent conversation, we are requesting to use your parking lot as a pick-up and drop-off location for our new venture, Legacy Productions Group d/b/a Legacy Tours. Our entertaining and informative tours steeped in rich, island stories lead by professional guides will be offered twice a day, once in the morning (9:00am – 12:30pm) and in the afternoon (1:00 pm – 4:30pm), Tuesday through Saturday.

We will be using a tour bus with air-conditioning, luxurious seating and state-of-the art multimedia with a passenger capacity of 22. The outside of the bus will be wrapped with engaging historical Sanibel images with space for sponsor advertising. As a part of our marketing strategy, we would like to offer tour participants discount coupons to your restaurant which should prove to be mutually beneficial to us both.

The start date for our first tour is April, 2014. This tour is complimentary and will be reserved for invited managers/concierges from area resorts and hotels. We would love for you to be one of our VIP guests on this inaugural tour.

We are excited about our new business and look forward to working with you to make our launch memorable. To confirm that we have your permission to use your location for a pick-up/drop-off location, please sign this letter below.

Thank you so much for your support.

Best Regards,

Yvonne Hill
President, Legacy Tours

I, Ed Wissel (for) (Matt Asen) hereby give Legacy Tours permission to use the Matzaluna parking lot for a pick-up / drop-off location beginning in March, 2014

Signature: _____ Date: 3/18/14

CITY OF SANIBEL

RESOLUTION 13-096

A RESOLUTION APPROVING THE REQUEST OF ADVENTURES IN PARADISE, INC., TO RENEW ITS BUSINESS TAX RECEIPT APPLICATION TO OPERATE HISTORICAL TROLLEY TOURS WITHIN THE CITY OF SANIBEL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, applicant, Adventures in Paradise, Inc., has filed an Application for a Business Tax Receipt requesting to continue to operate historical trolley tours within the City of Sanibel; and

WHEREAS, City Council has reviewed and considered such request;

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

SECTION 1. City Council hereby approves the Application for Business Tax Receipt for Adventures in Paradise, Inc. to operate historical trolley tours within the City of Sanibel with the following conditions:

a. The operation is limited to two existing trolleys (VIN#1GBJP37N3R3327897 and VIN#1GBJP37NXR332636), both with a capacity of up to 22 passengers.
b. Vehicle and liability insurance must be maintained at all times.
c. All signs on the trolleys and signs associated with the operation of the trolleys shall comply with Chapter 106 of the Sanibel Land Development Code, as it may be amended from time to time.
d. All new or existing related trolley signs, located on any of the commercial or residential resort properties along the tour route, shall comply with the sign regulation of Chapter 106 of the Land Development Code.
e. Boarding stations are limited to residential resort developments with permission required from development owners. Any additional boarding stations must be approved by the City Manager.
f. Trolley tour stops are the Sanibel Lighthouse, the end of Bailey Road, the Historical Village and Museum, Sanibel Captiva Conservation Foundation, J.N. "Ding" Darling National Wildlife Refuge, Bailey Matthews Shell Museum, Thistle Lodge at Casa Ybel Resort, Gulfside City Park, Trost Parking Lot, Bowman's Beach and Turner Beach at Blind Pass.
g. It shall be unlawful to make, continue, or cause to be made or continued any noise disturbance, as defined in Chapter 30 Noise of the Land Development Code, that is either excessively loud or raucous which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the limits of the City of Sanibel.

h. Parking on public rights-of-way is not permitted. Beach access parking is limited to the Lighthouse Beach, Gulfside City Park, Trost Parking Lot, Bowman's Beach and Turner Beach at Blind Pass.

i. The Sanibel Resorts complimentary trolley shuttle stops must be located on the properties. Any additional trolley stops must be approved by the City Manager. Non-residential resort development trolley shuttle stops may not be used as origin points for trolley shuttle service.

SECTION 2. This approval is for a Business Tax Receipt for Fiscal Year 2013-2014 and shall constitute an approval for subsequent fiscal year Business Tax Receipts provided (1) the applicable business tax application renewal is filed by the owner, and (2) the applicable fee is paid, and (3) all conditions of this Resolution are met and adhered to at all times by the applicant/owner. In the event that the City Manager determines that the applicant/owner has failed to adhere to any condition of this Resolution, the City Manager shall cause the subsequent fiscal year Business Tax Receipt application or renewal to be heard by City Council, in addition to any enforcement action determined appropriate by the City Manager.

SECTION 3. Effective date.

This resolution shall take effect immediately upon adoption.

DULY PASSED AND ENACTED by Council of the City of Sanibel, Florida, this 5th day of November, 2013.

AUTHENTICATION:

Kevin Ruane, Mayor

Pamela Smith, City Clerk

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

10/24/13
Date

Vote of Council Members:

Ruane	yea
Congress	yea
Denham	yea
Harrity	yea
Jennings	excused

Date filed with City Clerk: November 5, 2013

City of Sanibel

Planning Department
STAFF REPORT

City Council Meeting: **July 19, 2011**
Agenda Item: **13. a**
Applicant Name: **Adventures in Paradise, Inc.**

A request for the renewal of a Business Tax Receipt, to continue the operation of a trolley service offering historical tours within the City of Sanibel, as submitted by Adventure in Paradise, Inc., the owners of the tour service.

Issue

In this instance, should the Business Tax Receipt for the historical tour trolley service be approved and, if so approved, what are the appropriate conditions that should be attached to this request?

Background

In the past Adventures in Paradise, Inc. have operated a trolley service offering historical tours on the Island. The initial tour service was approved by City Council in 1995 by Resolution 95-249 and subsequent approvals were granted by Council in 1999, by Resolution No. 99-164, and in 2000, by Resolution No. 00-132.

The trolley customer picks up and returns are limited to residential resort properties located along West, Middle and East Gulf Drive. In the past tour stops have included:

- Bailey Tract
- Bailey-Matthews Shell Museum
- Blind Pass Beach
- Bowman's Beach
- City Hall
- Gulfside City Park
- Historical Village
- J. N. "Ding" Darling National Wildlife Refuge
- Lighthouse Beach
- Sanibel Public Library
- Sanibel-Captiva Conservation Foundation
- Tarpon Bay Recreation Center
- Trost parking lot

Proposal

According to the trolley owner and operator, the historical tour services are scheduled to resume later this year in fall.

Although the City does not currently regulate trolley, taxi, limousine or similar vehicles for hire the historical tours conducted within the City by the trolley does require a Business Tax Receipt.

Recommendation

Staff supports the continuation of the trolley historical tours subject to the conditions attached to the last approval received in 2000 and to the following new conditions.

1. All new or existing related trolley signs, located on any of the commercial or residential resort properties along the tour route, shall comply with the sign regulation of Chapter 106 of the Land Development Code.

2. It shall be unlawful to make, continue, or cause to be made or continued any noise disturbance, as defined in Chapter 30 Noise of the Land Development Code, that is either excessively loud or raucous which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the limits of the City of Sanibel.

CITY OF SANIBEL

RESOLUTION 11-063

A RESOLUTION APPROVING THE REQUEST OF ADVENTURES IN PARADISE, INC., TO OPERATE HISTORICAL TROLLEY TOURS WITHIN THE CITY OF SANIBEL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, applicant, Adventures in Paradise, Inc., has filed an Application for a Business Tax Receipt requesting to operate historical trolley tours within the City of Sanibel; and

WHEREAS, City Council has reviewed and considered such request;

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

SECTION 1. City Council hereby approves the Application for Business Tax Receipt for Adventures in Paradise, Inc. to operate historical trolley tours within the City of Sanibel with the following conditions:

a. The operation is limited to two existing trolleys (VIN#1GBJP37N3R3327897 and VIN#1GBJP37NXR332636), both with a capacity of up to 22 passengers.
b. Vehicle and liability insurance must be maintained at all times.
c. All signs on the trolleys and signs associated with the operation of the trolleys shall comply with Chapter 106 of the Sanibel Land Development Code, as it may be amended from time to time.
d. All new or existing related trolley signs, located on any of the commercial or residential resort properties along the tour route, shall comply with the sign regulation of Chapter 106 of the Land Development Code.
e. Boarding stations are limited to residential resort developments with permission required from development owners. Any additional boarding stations must be approved by the City Manager.
f. Trolley tour stops are the Sanibel Lighthouse, the end of Bailey Road, the Historical Village and Museum, Sanibel Captiva Conservation Foundation, J.N. "Ding" Darling National Wildlife Refuge, Bailey Matthews Shell Museum, Thistle Lodge at Casa Ybel Resort, Gulfside City Park, Trost Parking Lot, Bowman's Beach and Turner Beach at Blind Pass.
g. It shall be unlawful to make, continue, or cause to be made or continued any noise disturbance, as defined in Chapter 30 Noise of the Land Development Code, that is either excessively loud or raucous which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the limits of the City of Sanibel.

h. Parking on public rights-of-way is not permitted. Beach access parking is limited to the Lighthouse Beach, Gulfside City Park, Trost Parking Lot, Bowman's Beach and Turner Beach at Blind Pass.

i. The Sanibel Resorts complimentary trolley shuttle stops must be located on the properties. Any additional trolley stops must be approved by the City Manager. Non-residential resort development trolley shuttle stops may not be used as origin points for trolley shuttle service.

j. This approval is for Fiscal Year 2011-2012 only and does not create any rights other than those granted, with conditions, in this Resolution and does not create any vested or other rights for any year beyond Fiscal Year 2011-2012.

SECTION 2. Effective date.

This resolution shall take effect immediately upon adoption.

DULY PASSED AND ENACTED by Council of the City of Sanibel, Florida, this 19th day of July, 2011.

AUTHENTICATION:

Kevin Ruane, Mayor

Pamela Smith, City Clerk

APPROVED AS TO FORM: Kenneth B. Cuyler, City Attorney 7/21/11 Date

Vote of Council Members:

Ruane yea
Denham yea
Congress yea
Harrity yea
Jennings yea

Date filed with City Clerk: July 19, 2011