# ADMINISTRATIVE AMENDMENT (PD) ADD2010-00093

# ADMINISTRATIVE AMENDMENT LEE COUNTY, FLORIDA

WHEREAS, Bonita Springs Falls Creek Development LLC filed an application for administrative approval to a Mixed Use Planned Development on a project known as Coconut Point - Area 3/Pelican Colony Boulevard to amend the unified signage plan to:

- 1. add Entry Sign Walls Entry Sign Type 4 (as described in the Design Review Guidelines for Coconut Point, Estero, Florida), one on each side of Pelican Colony Blvd at the intersection with US 41, and
- 2. Add a deviation from LDC Section 30-153(2)a.4.requiring a permanent commercial identification sign to be no less than 15 feet from any street right-of-way or easement, to allow a "Medium Scale Monument Sign Project Identity Sign Type 3" to be no less than 2 feet from the right-of-way of US 41 within the median of Pelican Colony Boulevard.

The subject property is located within the Coconut Point development at Pelican Colony Boulevard and US 41, described more particularly as:

LEGAL DESCRIPTION: In Section 09, Township 47 South, Range 25 East, Lee County, Florida:

See attached Exhibit A

WHEREAS, the property was originally rezoned in Zoning Resolution Z-02-009 (with subsequent amendments in case numbers ADD2004-00060, ADD2004-00187, ADD2006-00024, ADD2006-00229, ADD2007-00028, ADD2007-00207, Z-07-040); and

WHEREAS, the subject property is located in the Urban Community Future Land Use Category as designated by the Lee Plan; and

WHEREAS, the Lee County Land Development Code provides for certain administrative changes to planned development master concept plans and planned unit development final development plans; and

WHEREAS, the subject application and plans have been reviewed by the Lee County Department of Community Development in accordance with applicable regulations for compliance with all terms of the administrative approval procedures; and

WHEREAS, as the approval of ADD2004-00060 included approval of the Design Review Guidelines for Coconut Point, Estero, Florida; and

WHEREAS, Signage within Coconut Point is regulated in Part 4 of the approved Guidelines; and

WHEREAS, the right-of-way of US 41 increases in width by 10 feet within the median of Pelican Colony Boulevard creating a unique condition; and

WHEREAS, the applicant desires to place the approved "Medium Scale Monument Sign - Project Identity Sign Type 4" two (2) feet from the existing right-of way line of US 41 in the median of Pelican Colony Boulevard; and

WHEREAS, the applicant also desires to place one (1) Entry Sign Walls - Entry Sign Type 4 sign on either side or Pelican Colony Boulevard at the intersection of US 41: and

WHEREAS, it is found that the proposed amendments do not increase density or intensity within the development; does not decrease buffers or open space required by the LDC; does not underutilize public resources or infrastructure; does not reduce total open space, buffering, landscaping or preservation areas; and does not otherwise adversely impact on surrounding land uses.

NOW, THEREFORE, IT IS HEREBY DETERMINED that the application for administrative approval for an amendment to Mixed Use Planned Development to allow the following changes is **APPROVED**, **subject to the following conditions**:

# **Changes:**

- 1. add Entry Sign Walls Entry Sign Type 4, one on each side of Pelican Colony Blvd at the intersection with US 41, and
- 2. Add a deviation from LDC Section 30-153(2)a.4.requiring a permanent commercial identification sign to be no less than 15 feet from any street right-of-way or easement, to allow a "Medium Scale Monument Sign Project Identity Sign Type 3" to be no less than 2 feet from the right-of-way of US 41 within the median of Pelican Colony Boulevard.

# **Conditions:**

- 1. The terms and conditions of the original zoning resolutions, as amended, remain in full force and effect, except as amended herein.
- 2. The proposed "Entry Sign Walls Entry Sign Type 4" must be in compliance with the Design Review Guidelines for Coconut Point, Estero, Florida.
- 3. The approved General Characteristics of Signage at Coconut Point, found in Part 4 (page 76) of the Design Review Guidelines, for Coconut Point, Estero, Florida is hereby amended by the attached Exhibit B, dated November 3, 2010 and stamped received on January 19, 2011. The only change approved is to allow "Entry Sign Walls Entry Sign Type 4" at the intersection of US 41 and Pelican Colony Boulevard.

- 4. The requested deviation is approved to permit the approved "Medium Scale Monument Sign Project Identity Sign Type 3" to be allowed within the median of Pelican Colony Boulevard at the intersection of US 41 no less than 2 feet from the right-of-way of US 41. All visibility and sight distance requirements must be maintained, and not cause adverse impacts to the health, safety, and welfare of the public. If the sign does become a public safety issue, the sign permit can be revoked and the sign must be removed.
- 5. A minor change to the local development order approval is necessary prior to approval of the sign permit for the "Medium Scale Monument Sign Project Identity Sign Type 3". Included in this minor change, the sign landscaping must be in substantial compliance with the applicant's landscape plan stamped received "November 18, 2010".

DULY SIGNED this 22 day of

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Pam Houck, Director

Division of Zoning

Department of Community Development



950 Encore Way • Naples, Florida 34110 • Phone: 239.254.2000 • Fax: 239.254.2075

# **LEGAL DESCRIPTION**

ALL OF TRACT R-1 OF COCONUT POINT - AREA 3 AS RECORDED AT INSTRUMENT NUMBER 2006000470844 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

HOLE MONTES, INC.

CERTIFICATE OF AUTHORIZATION NUMBER LB 1772.

- Mr. Mayon

\_P.S.M. #5628

STATE OF FLORIDA

APPROVED LEGAL & P

ADD 2011-00093



COMMUNITY DEVELOPMENT

A SUBDIVISION LOCATED IN A PORTION OF SECTION 9, TOWNSHIP 47 SOUTH, RANGE 25 EAST, LEE COUNTY, FLORIDA

#### DEDICATION

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1. TRACTS 'R-1', AND 'R-2', AS SHOWN HEREON ARE HEREBY DEDICATED IN FEE SUPPLE FOR ROAD RIGHT-OF-WAY (R-0-W), DRAINGE. LANDSCAPING AND UTILITY PURPOSES (SUBJECT TO ANY OTHER EASEMENTS WITHIN TRACT IT AS CREATED BY THIS PLATA

2. LAKE TRACTS '6-1', '6-2', '6-3', '6-4', '6-5', '6-6', '6-7', AND '6-8', AS SHOWN HEREON ARE HEREBY DEDICATED

3. ALL LAKE MANTENANCE EASEMENTS (LILE) AS SHOWN HEREON FOR THE PURPOSE OF WATER MANAGEMENT, STORM WATER DRAMME, REPGANCIAL, CONSTRUCTION, OPERATION, AND MANTENANCE OF LAKES AND LITTURAL ZONE LANDSCAPPIG.

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5. ALL LANDSCAPE BUFFER EASEMENTS (L.D.E.) AS SHOWN HEREON FOR THE PURPOSE OF CONSTRUCTION, OPERATION AND

6. TRACT OS-1 AS OPEN SPACE SUBJECT TO EASEMENTS AS CREATED BY THIS PLAT.

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D. RESERVE TO CENTRUM-ESTERO LIMITED PARTNERSHIP. A FLORIDA I MITTED PARTNERSHIP. CT '38' FOR FUTURE DEVELOPMENT SUBJECT TO EASEMENTS AS DEDICATED AND SHOWN HEREDIL

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THIS PLAT. AS RECORDED IN ITS GRAPHIC FORM. IS THE OFFICIAL DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO CIRCUMSTANCES BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OR DIGITAL FORM OF THE PLAT. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

#### NOTICE:

LANDS DESCRIBED IN THIS PLAT MAY BE SUBDIVIDED BY THE DEVELOPER WITHOUT THE ROADS. DRAINAGE, WATER AND SEWER FACILITIES BEING ACCEPTED FOR MAINTENANCE BY LEE COUNTY. ANY PURCHASER OF A LOT IN THIS SUBDIVISION IS ADVISED TO DETERMINE WHETHER THE LOT MAY BE SUBJECT TO ASSESSMENT OR CALLED UPON TO BEAR A PORTION OR ALL OF THE EXPENSE OF CONSTRUCTION. MAINTENANCE OR IMPROVEMENT OF ROADS, DRAINAGE, WATER AND SEWER FACILITIES.

COCONUT POINT — SOUTH VILLAGE ASSOCIATION, INC., A FLORIDA NOT—FOR—PROFIT CORPORATION, HEREBY ACCEPTS THE FEE SIMPLE NOT-THE-PROPERTY CONFORMANCE, REPORT ACCOUNTS HER PER SINCE.

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Rubney A. Weity Vice- President

#### ACKNOWLEDGEMENT

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# COUNTY APPROVALS:

THIS PLAT IS ACCEPTED AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS, LET COUNTY, FLORIDA THIS FATA DAY OF DECEMBER 2006

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LOCATION MAP

TWP 46S

SUBJECT

PROPERTY

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NOV 1 8 2010

### REVIEW BY COUNTY PROFESSIONAL EVELOPMENT SURVEYOR & MAPPER:

REVIEW BY THE DESIGNATED COUNTY PSM DETERMINED THAT THIS PLAT CONFORMS TO THE REQUIREMENT OF F.S. CH. 177, PART L

LICHAEL HARMON, P.S.M. LEE COUNTY DESIGNATED P.S.M.

# CLERK OF COURT CERTIFICATION:

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# SURVEYOR'S CERTIFICATION

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HOLE MONTES, INC. CERTIFICATE OF AUTHORIZATION HUMBER LB 1772 DATE:





6202F Presidential Court Phone: (239) 985-1200 Florida Certificate of

ENGINEERS PLANNERS SURVEYOR authorization No.1772 DRAWN BY TH/AK

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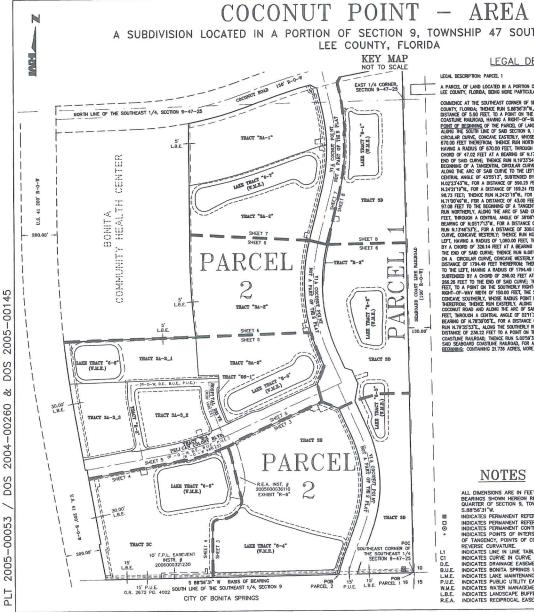
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THE GENERAL PRETIVER/AGR.

Sarah Hudans



A SUBDIVISION LOCATED IN A PORTION OF SECTION 9, TOWNSHIP 47 SOUTH, RANGE 25 EAST,

#### LEGAL DESCRIPTION:

LEGAL DESCRIPTION: PARCEL 1

A PARCEL OF LAND LOCATED IN A PORTION OF SECTION 9, TOWNSHIP 47 SOUTH, RANGE 25 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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INSTR. # 2006000470844

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LEGAL DESCRIPTION:

LEGAL DESCRIPTION: PARCEL 2

COMMUNITY DEVELOPMEN

A PARCEL OF LAND LOCATED IN A PORTION OF SECTION 9, TOWNSHIP 47 SOUTH, RANGE 25 EAST, LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PARCEL OF LAND LOCATION OF SECTION 9, TOWNSHIP AT SOUTH, RANGE 25 EAST, LEE COURTY, CHORDA, BEEN GUIDE OF PATHOLILLARY LOCKERIDA AS FOLLOWS:
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THIS INSTRUMENT WAS PREPARED BY JERRY L. RIFFELMACHER, P.S.M. #6130

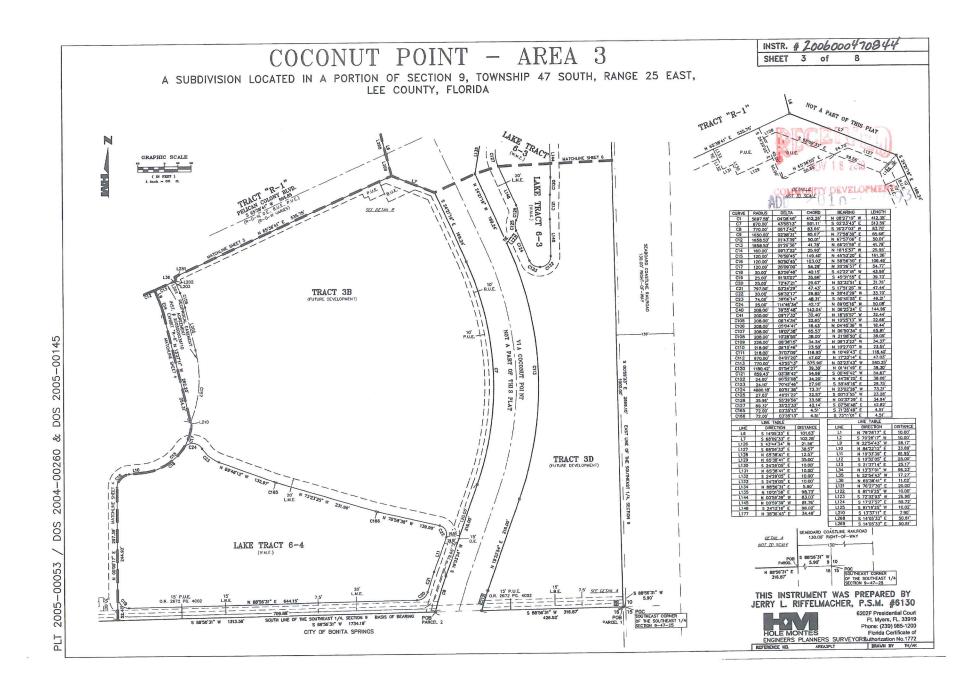
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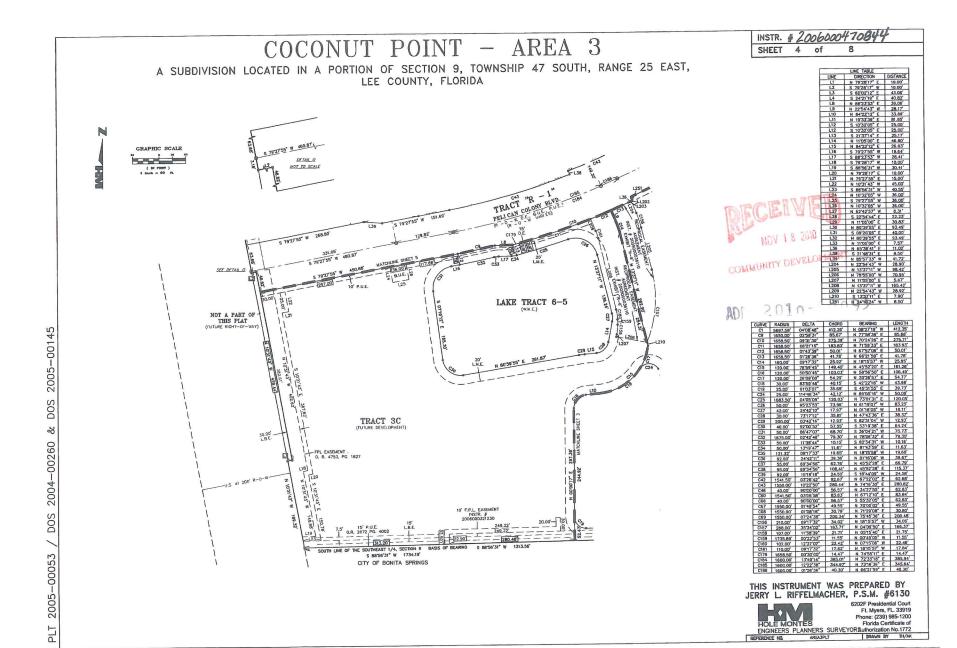


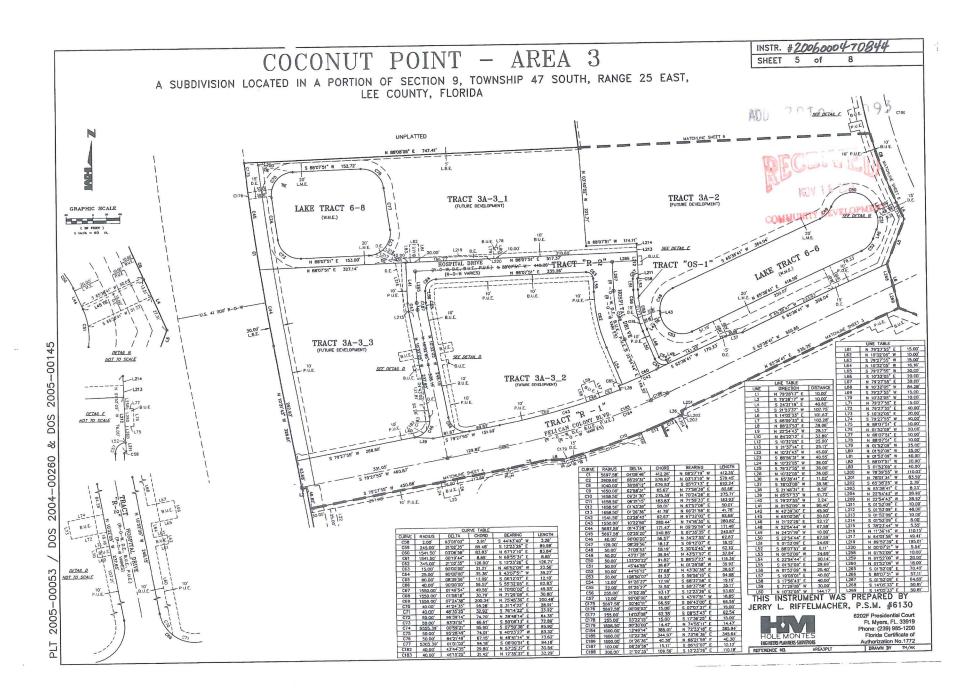
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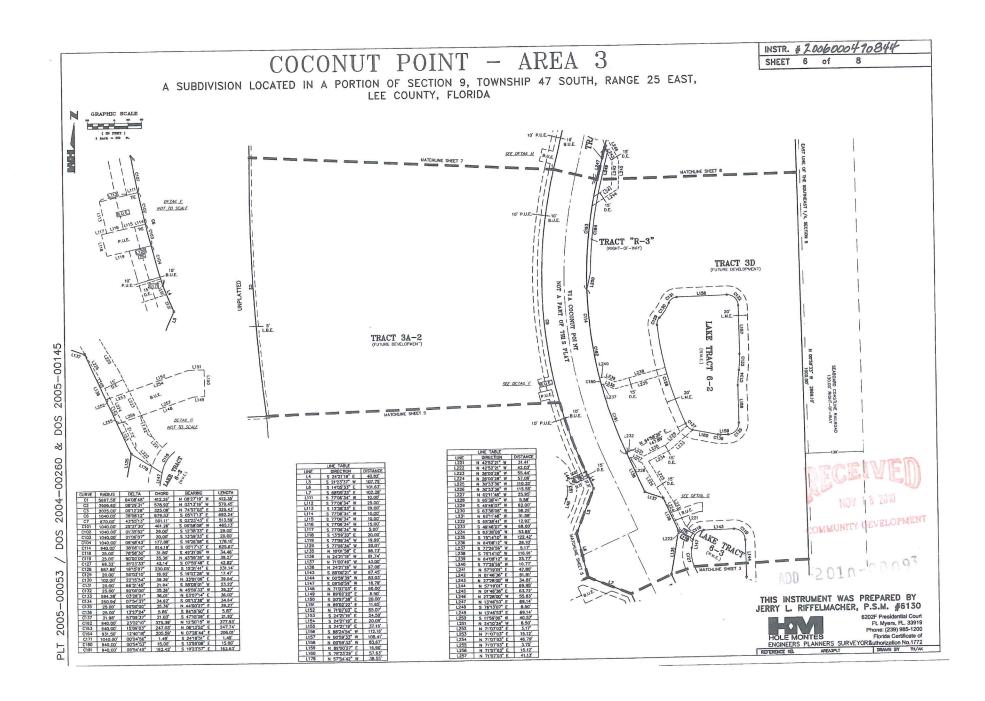
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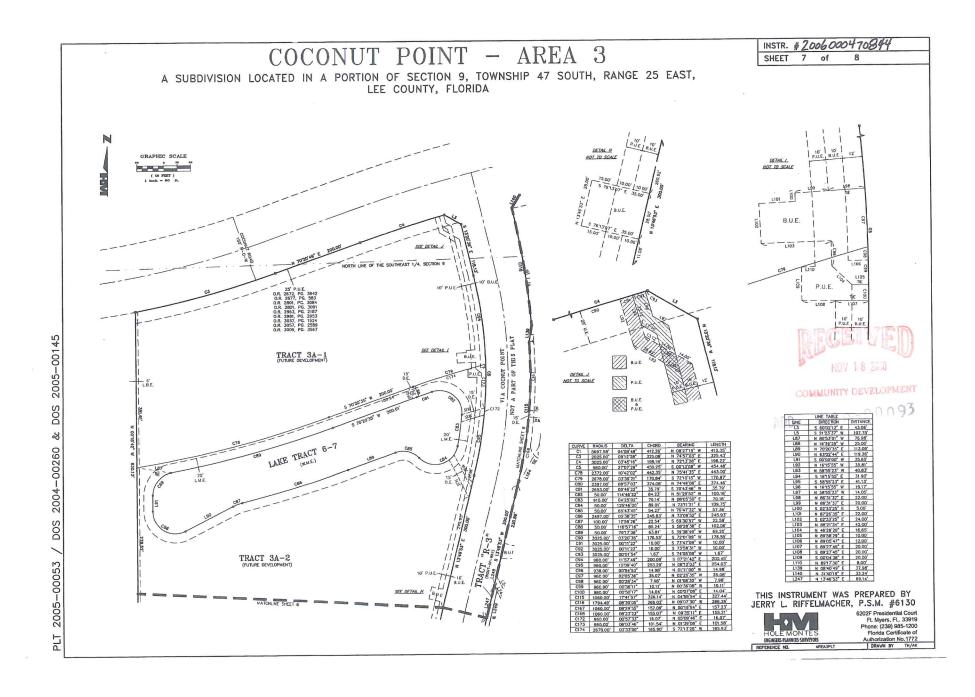
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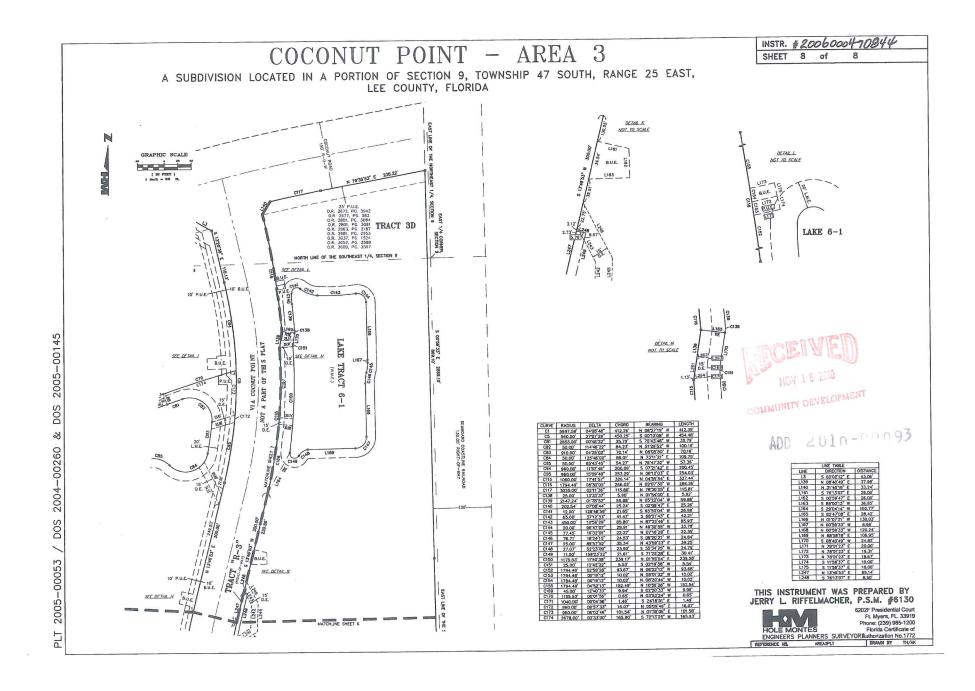












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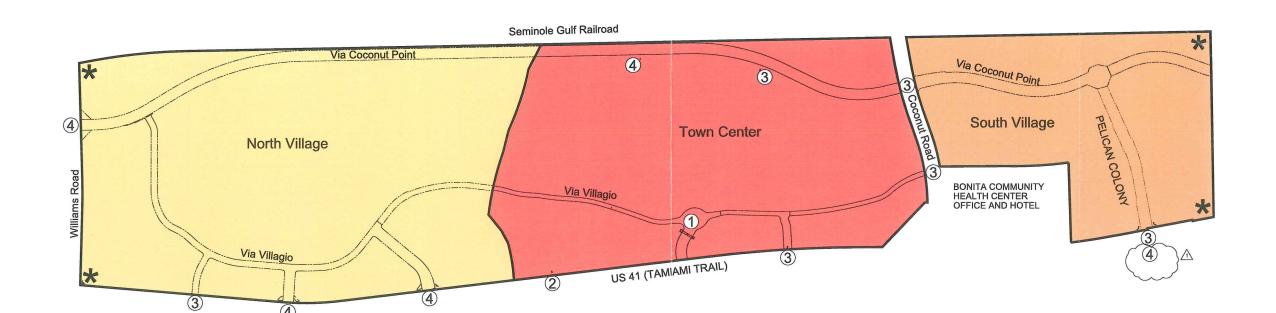
COCONUT POINT SIGN LOCATION PLAN

1288-01

10.070-D 1070DSLP

II. GENERAL CHARACTERISTICS OF SIGNAGE AT COCONUT POINT

- Project Identity Signage
- Project Identity Towers Project Identity Sign Type 1
- Large Scale Monument Signs Project Identity Sign Type 2
- Medium Scale Monument Signs Project Identity Sign Type 3
- Entry Sign Walls Project Identity Sign Type 4
- Project Identity Sign (shown on keyplan as \*)



# **APPROVED** Plan

November 3, 2010

Subject to Case # ADD 2010-000 93 Date 2-22-2011

