

Upon rehearing, the following resolution was offered by Commissioner Scaffie, seconded by Commissioner Rodda, and upon a vote of the members present, the vote was as follows:

DOUG TAYLOR	-	Absent
HARRY E. RODDA,	-	Aye
ROLAND "RO" ROBERTS	-	Aye
WADE H. SCAFFE	-	Aye
DICK STEELE	-	Aye

The Board of County Commissioners makes the following findings of fact:

1. The location of the subject parcel makes IL an appropriate land use in that the property is located next to a set of railroad tracks and next to Interstate 75.

2. The condition of the property makes it appropriate for land use as IL in that there is an existing borrow pit on the subject property and the land has been denuded of vegetation and trees.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA that the Board of County Commissioners approves the district boundary change to IL for all permitted uses except: food processing, ice manufacturing and distribution, textile, hosiery and weaving mills, tire vulcanizing and retreading, and any large scale repair of heavy equipment. The above district boundary change is subject to the following:

1. There shall be a buffer zone in which no structure shall be placed and the buffer zone shall be those lands lying 233 feet east of the centerline of Wetstone Road and continuing in the easterly direction to the westerly boundary of Colonial Acres Subdivision, and bound on the north by

Traverse 79. The buffer area shall be conveyed to the County by warranty deed for a park upon the completion of the Charlie Toppino and Sons Excavating contract which shall terminate upon the completion of the widening of Bayshore Road.

2. All storm water runoff from the subject parcel property shall be directed to the west and none of the storm water runoff shall be permitted to flow onto Colonial Acres Subdivision.

3. The subject parcel of property shall be developed as per the development plan filed in the Zoning file and signed and dated by the Chairman of the Board of County Commissioners except the Board and applicant hereby recognize and hereby amend the plan by establishing a 50-foot buffer area for access which the westerly boundary line of said buffer area shall be a line 233 feet east of the centerline of Wetstone Road and the easterly boundary line of said buffer area shall be 283 feet east of the centerline of Wetstone Road located in Section 21, Township 43, Range 25 East, and said buffer area shall run the entire length of the property.

The letters filed by the applicant are hereby made a part of the record of Zoning case 79-2-14.

Legal description is attached hereto and incorporated herein.

DULY ADOPTED this 10TH day of OCTOBER, 1979.

ATTEST:  
SAL GERACI, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By: *Alan Kutz, D.C.*  
Deputy Clerk

By: *R.L. Vint*  
Chairman

Approved As  
To Form.

By: *Wendy E. Mason*  
County Attorney

RESOLUTION Z-79-48B

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners, Lee County,  
Florida:

Section I. That the Board hereby amends the legal description for case  
79-2-14 as follows:

That portion of the SW 1/4 and the E 1/2 of the NE 1/4 and that portion of  
the NE 1/4 of the Southeast quarter (SE 1/4) of Section 20, Township 43  
South, Range 25 East, Lee County, Florida, lying Southerly of the Southerly  
limited access right-of-way line of I-75 and Northerly of the Northeast (NE)  
right-of-way line of the Seaboard Coastline Railroad. Subject to easements  
and restrictions of record. Also; that portion of the Westerly 283 feet of  
Section 21, Township 43 South, Range 25 East, Lee County, Florida, lying  
South of the Southerly limited access right-of-way line of I-75 and Northerly  
of the Northeasterly right-of-way line of the Seaboard Coastline Railroad.  
Subject to easements and restrictions of record. Also, of Lots 1 through  
10, Block D, R.H. Howell's Division as recorded in Plat Book 5 at Page 1,  
Public Records of Lee County, Florida.

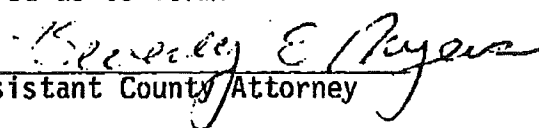
Section II. That the Board hereby amends Resolution entitled Z-79-48  
adopted October 10, 1979 for case 79-2-14, to be entitled Z-79-48A.

Motion made by Commissioner Scaffa, seconded by Commissioner Rodda, called and  
carried.

PASSED AND ADOPTED this 19th day of November, 1979.

Approved as to form:

BY:

  
Assistant County Attorney

RESOLUTION NUMBER Z-79-48B

HEARING NUMBER 79-2-14

That portion of the SW 1/4 and the E 1/2 of the NE 1/4 and that portion of the NE 1/4 of the Southeast quarter (SE 1/4) of Section 20, Township 43 South, Range 25 East, Lee County, Florida, lying Southerly of the Southerly limited access right of way line of I-75 and Northerly of the Northeast (NE) right of way line of the Seaboard Coastline Railroad. Subject to easements and restrictions of record. Also; that portion of the Westerly 283 feet of Section 21, Township 43 South, Range 25 East, Lee County, Florida, lying South of the Southerly limited access right-of-way line of I-75 and Northerly of the Northeasterly right-of-way line of the Seaboard Coastline Railroad. Subject to easements and restrictions of record. Also, of Lots 1 through 10, Block 10, R.H. Howell's Division as recorded in Plat Book 5 at Page 1, Public Records of Lee County, Florida.