

DIVISION OF PLANNING
MEMORANDUM



LEE COUNTY
SOUTHWEST FLORIDA

to: Local Planning Agency
from: Paul O'Connor, ^{POC}AICP, Director
subject: May 23, 2011 Local Planning Agency Public Hearing
date: Wednesday, May 18, 2011

Attached is the remainder of the packet for the May 23rd Local Planning Agency Public Hearing. This supplemental packet contains the Staff Report for CPA2010-07, Minus Forty Technologies, legal review memorandums from the County Attorney's Office concerning the Northeast, North Olga, and Alva community plans. These memos were inadvertently omitted from the previous packet. Staff would also like to provide a couple of clarifications on the staff recommendation concerning CPA2010-08 and CPA2010-17.

CPA2010-08 – Southwest Florida International Airport

Staff has continued to work with Port Authority staff concerning Lee Plan Amendment CPA2010-08. Port Authority staff has requested clarification to the proposed amendment to Policy 47.2.1. The revised language, agreed upon and recommended by Lee County and Port Authority staff, is as follows:

POLICY 47.2.1: The Port Authority will coordinate efforts with aviation and other transportation interests at Southwest Florida International Airport to establish multi-modal transfer facilities. During prior master planning efforts, the Port Authority identified on its Airport Layout Plan (Map 3F) an passenger multi-modal facility within its planning horizon "Ultimate Passenger Multi Modal" area. As part of the normal Airport Master Plan update approval process, the Airport Layout Plan was approved by the FAA, FDOT, and the Board of County Commissioners and is consistent with other transportation-related objectives. Future Southwest Florida International Airport Master Plan Update efforts will re-evaluate appropriate locations for multi-modal transfer facilities on airport property.

CPA2010-17 Alva Community Plan

Continued discussions with the County Attorney's Office concerning proposed Policy 34.2.2 and potential exposure under Bert J. Harris Private Property Rights Protection Act, has lead staff to recommend a modification to this policy, as follows:

POLICY 34.2.2: Land use amendments that would increase the allowable total density of Alva are prohibited-discouraged. Land use amendments that would decrease the allowable total density of the area and that are otherwise consistent with the objectives and policies of this goal are encouraged in Alva.