

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  <input checked="" type="checkbox"/> <i>Wendy Evans</i> <input type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to: <i>CHA 2010-06 Pine Tarr</i></p> <p>Department of Agriculture and Consumer Services  Office of Policy and Budget  The Capitol, Plaza Level 8  Tallahassee, FL 32399-0800  Attn: Comprehensive Plan Review</p>	<p>B. Received by (Printed Name)  <i>Wendy Evans</i></p>	<p>C. Date of Delivery  <i>12/27/11</i></p>
	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>2. Article Number  (Transfer from service label)</p>	<p>7007 0710 0005 1079 9786</p>	
	<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>		
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>		

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<p>1. Article Addressed to: <i>CHA 2010-06 Pine Tarr</i></p> <p>Department of State  Bureau of Historic Preservation  500 South Bronough Street  Tallahassee, FL 32399-0250  Attn: Susan Harp, Historic Preservation  Planner</p>	<p>B. Received by (Printed Name)  DEPT. OF STATE</p>	<p>C. Date of Delivery  DEC 27 2011</p>
	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>2. Article Number  (Transfer from service label)</p>	<p>7007 0710 0005 1079 9748</p>	
	<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>		
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<p>2. Article Number            (Transfer from service label)</p>	<p>7007 0710 0005 1079 9793</p>
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

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<p>2. Article Number            (Transfer from service label)</p>	<p>7007 0710 0005 1079 9762</p>
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

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<p>1. Article Addressed to: <i>CPA 2010-06 Pine Tarr</i>          Department of Environmental Protection          Office of Intergovernmental Programs          3900 Commonwealth Boulevard, Mail Station 47          Tallahassee, FL 32399-3000          Attn: Jim Quinn, Environmental Manager</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  <input checked="" type="checkbox"/> No          If YES, enter delivery address below:</p> <p>Service Type:  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label) 7007 0710 0005 1079 9779</p>	
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

RECEIVED

DEC 22 2011

DEP MAIL CENTER

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<p>1. Article Addressed to: <i>CPA 2010-06 Pine Tarr</i>          Southwest Florida Regional Planning Council          1926 Victoria Avenue          Fort Myers, FL 33901          Attn: Mr. Ken Heatherington, Exec. Director</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  <input checked="" type="checkbox"/> No          If YES, enter delivery address below:</p> <p>Service Type:  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label) 7007 0710 0005 1079 9755</p>	
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

*Ken Heatherington*

*Deb Koo*

*12/20/11*

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1. Article Addressed to: <i>CPA2010-06 Pine Tarr</i> South Florida Water Management District P.O. Box 24680 West Palm Beach, FL 33406 Attn: Jim Jackson, A.I.C.P., Senior Supervisor Planner	B. Received by ( <i>Printed Name</i> ) <i>Jim Jackson</i>	C. Date of Delivery DEC 22 2011
	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
2. Article Number (Transfer from service label)	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
	4. Restricted Delivery? ( <i>Extra Fee</i> ) <input type="checkbox"/> Yes	
2. Article Number (Transfer from service label) <b>7007 0710 0005 1079 9724</b>		
PS Form 3811, February 2004	Domestic Return Receipt	102595-02-M-1540

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1. Article Addressed to: <i>CPA2010-06 Pine Tarr</i> Department of Transportation, District One Southwest Area Urban Office 10041 Daniels Parkway Fort Myers, FL 33913 Attn: Lawrence Massey, Growth Management Coordinator	B. Received by ( <i>Printed Name</i> ) <i>Caroline Sanecki</i>	C. Date of Delivery 12-20-11
	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
2. Article Number (Transfer from service label)	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
	4. Restricted Delivery? ( <i>Extra Fee</i> ) <input type="checkbox"/> Yes	
2. Article Number (Transfer from service label) <b>7007 0710 0005 1079 9731</b>		
PS Form 3811, February 2004	Domestic Return Receipt	102595-02-M-1540



**LEE COUNTY**  
SOUTHWEST FLORIDA  
BOARD OF COUNTY COMMISSIONERS

John E. Manning December 19, 2011  
*District One*

Brian Bigelow  
*District Two*

Ray Judah  
*District Three*

Tammy Hall  
*District Four*

Frank Mann  
*District Five*

Karen B. Hawes  
*County Manager*

Michael D. Hunt  
*County Attorney*

Diana M. Parker  
*County Hearing Examiner*

Ray Eubanks, Plan Processing Administrator  
Department of Economic Opportunity  
Bureau of Community Planning  
Caldwell Building  
107 East Madison St. MSC 160  
Tallahassee, FL. 32399-6545

Re: Amendment 11-1 ESR  
Amendments to the Lee Plan  
Adoption Submission Package (CPA2010-16)  
2010/2011 Regular Comprehensive Plan Amendment Cycle

Dear Mr. Eubanks:

In accordance with the provisions of F.S. Chapter 163.3184 and 163.3187, this submission package includes the final amendment to the 2010/2011 Regular Comprehensive Plan Amendment Cycle to the Lee Plan. The Lee County Board of County Commissioners held an adoption hearing for this plan amendment on December 14, 2011 starting at 9:30 a.m.

This amendment packet includes the final action and adopting ordinance for CPA 2010-16 (Pine Tarr, LLC), which had been previously delayed by the Board of County Commissioners to address concerns of several interested parties. Per F.S. 163.3184 the final action on this amendment was completed within 180 days of the receipt of the state land planning agency's review letter.

The name of the local newspaper in which the Notice of Intent should be published is The News-Press, Fort Myers, Florida.

The name, title, address, telephone number, facsimile number, and email address of the person for the local government who is most familiar with the proposed amendment is as follows:

Mr. Paul O'Connor, AICP  
Lee County Planning Division Director  
P.O. Box 398  
Fort Myers, Florida 33902-0398  
(239) 533-8585  
Fax (239) 485-8319  
Email: [oconnops@leegov.com](mailto:oconnops@leegov.com)

Included with this package is one paper copy and two CD ROM copies, in PDF format, of the proposed amendment and supporting data and analysis. One paper copy and one CD ROM copy is being sent to the Southwest Florida Regional Planning Council and the South Florida Water Management District. The following agencies will be receiving a CD ROM only:

Florida Fish and Wildlife Conservation Commission, Office of Policy and Stakeholder Coordination;

Florida Department of Transportation (FDOT), District One;

Florida Department of State, Bureau of Historic Preservation;

Florida Department of Environmental Protection, Office of Intergovernmental Programs; and,  
Department of Agriculture and Consumer Services, Office of Policy and Budget.

Sincerely,  
**DEPT. OF COMMUNITY DEVELOPMENT**  
**Division of Planning**



Paul O'Connor, AICP  
Director

**NEWS-PRESS**

Published every morning - Daily and Sunday

Fort Myers, Florida

**Affidavit of Publication**

STATE OF FLORIDA  
COUNTY OF LEE

Before the undersigned authority, personally appeared **Kathy Allebach** who on oath says that he/she is the **Legal Assistant** of the News-Press, a daily newspaper, published at Fort Myers, in Lee County, Florida; that the attached copy of advertisement, being a **Display** in the matter of **Notice of Proposed Amendment** in the court was published in said newspaper in the issues of **June 3, 2011**

Affiant further says that the said the News-Press is a paper of general circulation daily in Lee, Charlotte, Collier, Glades and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Collier County; Florida, each week, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this

3rd day of June 2011 by

**Kathy Allebach**  
personally known to me or who has produced

as identification, and who did or did not take an oath.

Notary Public

Print Name

My commission Expires:

**NOTICE OF PROPOSED AMENDMENT TO THE LEE COUNTY COMPREHENSIVE LAND USE PLAN (TRANSMITTAL HEARING)**

The Lee County Board of County Commissioners will hold a public hearing to consider proposed amendments to the Lee County Comprehensive Land Use Plan on Monday, June 13, 2011. The hearing will commence at 9:30 a.m. in the Board Chambers at 2120 Main Street in downtown Fort Myers. At this hearing, the Board will consider the proposed amendments for transmittal to the Florida Department of Community Affairs.

This meeting is open to the public. Persons participating in the Comprehensive Plan Amendment process, who provide their name and address on the record, will receive a courtesy informational statement from the Department of Community Affairs prior to the publication of the Notice of Intent to find a plan amendment in compliance.

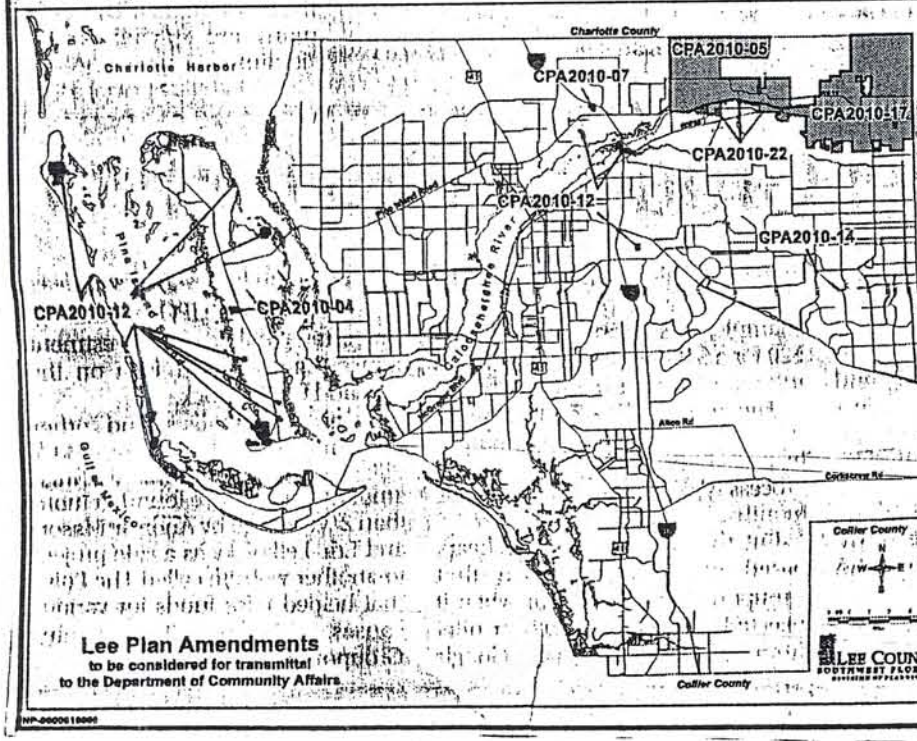
A verbatim record of the proceeding will be necessary to appeal a decision made at this hearing. Contact the Lee County Division of Planning at 239-533-8585 for further information on obtaining a record.

In accordance with the Americans with Disabilities Act, reasonable accommodations will be made upon request. Contact Janet Miller at 239-533-8583.

**JUNE 13, 2011  
9:30 A.M.**

**Items Proposed for Transmittal**

- A. CPA2010-04: Villages of Pine Island Sewer Service.** Amend Future Land Use Map Series, Map 7 Future Sewer Service Areas, to provide sanitary sewer service to an approved multi-family residential development and two commercial properties.
- B. CPA2010-05: Northeast Lee County and North Olga Community Plans.** Proposed North Olga Community Plan and the Northeast Lee County Planning Community Goal.
- C. CPA2010-06: Pine Tarr, LLC.** Amend policy 14.1.5 to permit clearing of wetlands in accordance with an approved Environmental Resource Permit for commercial planned development twenty-five acres or larger.
- D. CPA2010-07: Minus Forty Technology Corporation.** Amend the Future Land Use Map Series, Map 1, to change 15.56 +/- acres of land designated Suburban to Industrial Development, Conservation Lands Uplands, and Conservation Lands Wetlands.
- E. CPA2010-08: Southwest Florida International Airport Non-Aviation Development Update.** Amend provisions governing the development of the Southwest Florida International Airport (SWFIA) and Table 5(a) SWFIA Development Schedule to modify the development parameters allowed within the future non-aviation areas.
- F. CPA2010-12: Conservation Lands Update.** Amend the Future Land Use Map series, Map 1, by updating the Conservation land use categories.
- G. CPA2010-14: Mixed Use Overlay Update.** Amend Objective 4.3.1 to reference the Land Development Code Chapter 32: Compact Communities; Adopt Policy 4.2.7 and revise Objective 6.1 to exempt commercial development within the Mixed Use Overlay from the site location standards of Policy 6.1.2 when implementing LDC Chapter 32; Amend Future Land Use Map Series Map 1, Page 6 Mixed Use Overlay to match the Lehigh Acres Downtown Specialized Mixed-Use Node.
- H. CPA2010-15: Captiva Island Community Plan Height Restriction Re-Evaluation.** Amend Policy 13.1.2 to clarify building and structure height regulations on Captiva Island.
- I. CPA2010-16: Remove Duplicate Boca Grande Goal.**
- J. CPA2010-17: Northeast Lee County and Alva Community Plans.** Amend the Alva Community Plan.
- K. CPA2010-19: Recreation Facilities Standards Update.** Amend Objective 79.1, Objective 82.2, Objective 83.2, Policy 83.2.1, and Policy 95.1.3 concerning the Non-Regulatory Level of Service Standards for boat ramps, water access, and community recreation standards.
- L. CPA2010-21: Beach Renourishment Resource Protection.** Amend Policy 113.3.1 to clarify that beach renourishment sand sources should be identified and protected.
- M. CPA2010-22: Caloosahatchee Shores Community Plan Clarifications.** Amend Future Land Use Map Series Map 1, Special Treatment Areas, Page 2 of 8, Community Planning Areas, to modify the boundary between the Caloosahatchee Shores and Olga Communities. Clarify appropriate areas for commercial and mixed uses. Clarify public participation language in Policy 21.6.3.



Lee Plan Amendments to be considered for transmittal to the Department of Community Affairs

# NOTICE OF PROPOSED AMENDMENT TO THE LEE COUNTY COMPREHENSIVE LAND USE PLAN (ADOPTION HEARING)

In compliance with the Florida Statutes, notice is hereby given that the Lee County Board of County Commissioners will hold a public hearing to consider the adoption of proposed amendments to the Lee County Comprehensive Land Use Plan (Lee Plan) on Wednesday, September 28, 2011. The hearing will commence at 9:30 a.m. in the Board of County Commissioners' Hearing Chambers at 2120 Main Street in Downtown Fort Myers. The Board proposes to adopt amendments to the Lee Plan by Ordinance described below.

This meeting is open to the public. Interested parties may appear and be heard on all proposed amendments. If a person decides to appeal a decision made at this hearing, a verbatim record of the proceeding will be necessary. Contact the Lee County Division of Planning at 239-533-8585 for further information on obtaining a record.

In accordance with the Americans with Disabilities Act, reasonable accommodations will be made upon request. If you are in need of an accommodation, contact Janet Miller at 239-533-8583.

September 28, 2011  
9:30 A.M.

### Adoption of Ordinances Incorporating Amendments to the Lee Plan set forth on the Consent and Administrative Agenda:

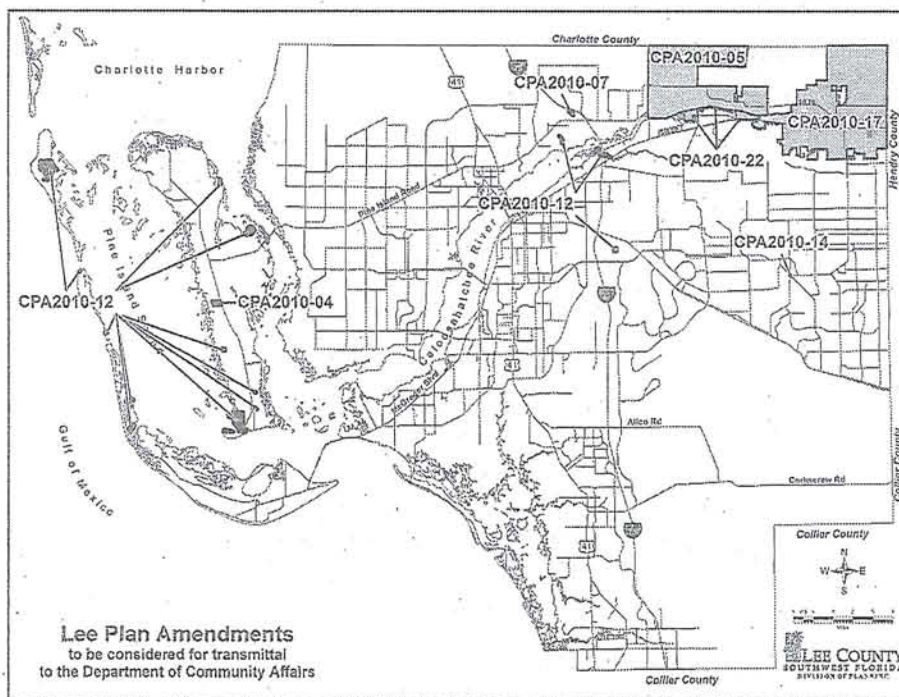
**Consent Agenda:**

- CPA2010-04: Villages of Pine Island Sewer Service.
- CPA2010-07: Minus Forty Technology Corporation. (Private Amendment in Bayshore)
- CPA2010-08: Southwest Florida International Airport Non-Aviation Development Update.
- CPA2010-12: Conservation Lands Update.
- CPA2010-14: Mixed Use Overlay Update.
- CPA2010-16: Remove Duplicate Boca Grande Goal.
- CPA2010-19: Recreation Facilities Standards Update.
- CPA2010-21: Beach Renourishment Resource Protection.
- CPA2010-22: Caloosahatchee Shores Community Plan Clarifications.

**Administrative Agenda:**

- CPA2010-15: Captiva Island Community Plan Height Restriction Re-Evaluation.
- CPA2010-06: Pine Tarr, LLC. Amend policy 14.1.5. (Private Amendment on Pine Island)
- CPA2010-05: Northeast Lee County and North Olga Community Plan.
- CPA2010-17: Northeast Lee County and Alva Community Plan.

Information on individual amendments is available for public inspection at the Division of Planning, 1500 Monroe Street, Fort Myers, Florida or may be accessed online at <http://www.leegov.com/gov/dept/dcd/Planning/Amendments/Pages/cycles.aspx?cid=71>



**NEWS-PRESS**  
*Published every morning –  
Daily and Sunday  
Fort Myers, Florida*  
**Affidavit of Publication**

STATE OF FLORIDA  
COUNTY OF LEE

Before the undersigned authority, personally appeared  
**Jessica Braband**

Who on oath says that he/she is the  
**Legal Assistant** of the News-Press, a daily newspaper,  
published at Fort Myers, in Lee County, Florida; that the  
attached copy of advertisement, being a -

**Display Ad**

In the matter of:

**Notice of Proposed amendment to the  
Lee County Comprehensive Land Use Plan  
(Adoption Hearing)**

in the court was published in said newspaper in the issues  
**September 21, 2011**

Affiant further says that the said News-Press is a paper of  
general circulation daily in Lee, Charlotte, Collier, Glades and  
Hendry Counties and published at Fort Myers, in said Lee  
County, Florida and that said newspaper has heretofore been  
continuously published in said Lee County, Florida, each day,  
and has been entered as a second class mail matter at the post  
office in Fort Myers in said Lee County, Florida, for a period of  
one year next preceding the first publication of the attached  
copy of the advertisement; and affiant further says that he/she  
has neither paid nor promised any person, firm or corporation  
any discount, rebate, commission or refund for the purpose of  
securing this advertisement for publication in the said  
newspaper.

*Jessica Braband*

Sworn to and subscribed before me this 21st day of  
September, 2011.

**By Jessica Braband**

Personally known to me or who has produced

as identification, and who did or did not take an  
oath.

Notary Public *Carolyn W. Wacker*

Carolyn W. Wacker  
Commission # DD 826805  
Expires December 13, 2012

Print Name

My commission Expires:

2011 SEP 23 AM 8:25  
 RECEIVED BY  
 LEE CO. ATTORNEY  
**RECEIVED**  
 SEP 23 2011  
 COMMUNITY DEVELOPMENT