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Reply to  
Russell P. Schropp  
Direct Fax Number 239.344.1535  
Direct Dial Number 239.344.1280  
E-Mail: russell.schropp@henlaw.com

April 29, 2015

**VIA HAND DELIVERY**

Richard Wm. Wesch  
Lee County Attorney  
2115 Second Street  
6<sup>th</sup> Floor  
Fort Myers, FL 33901

RECEIVED  
APR 29 2015

COMMUNITY DEVELOPMENT

Re: CPA2012-00001 - River Hall

Dear Richard:

As you are aware, I represent GreenPointe Communities LLC, the applicant for the above-referenced plan amendment. The adoption hearing for this plan amendment has been tentatively scheduled for Wednesday, June 3, 2015, before the Board of County Commissioners. According to Planning Division staff, the last day under Section 163.3184(4)(e)1., Florida Statutes, for conducting the adoption hearing is June 6, 2015 (see attached correspondence).

Out of an abundance of caution and in the event the adoption hearing does not occur for whatever reason on June 3 or prior to June 6, I would like to propose that we extend the date for the adoption hearing. Section 163.3184(4)(e)1. allows an extension of the date for adoption of a plan amendment upon agreement and notice to the Department of Economic Opportunity and affected persons.

In light of the Board's traditional recess during the month of July, I would suggest that the date for adoption of this plan amendment be extended to Wednesday, September 2, 2015.

Henderson, Franklin, Starnes & Holt, P.A.

Richard Wm. Wesch  
April 29, 2015  
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Please advise at your earliest convenience as to whether this extension is acceptable with Lee County. If the County is in agreement with this extension, I will coordinate with the Department of Community Development to provide the necessary notices. Thank you.

Sincerely,

A handwritten signature in dark ink, appearing to read "Russell P. Schropp", with a long, sweeping horizontal line extending to the right.

Russell P. Schropp

RPS/mls

Enclosure

cc: Michael Jacob  
Paul O'Connor  
Brandon Dunn  
Grady Miars

## Russell Schropp

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**From:** Dunn, Brandon <BDunn@leegov.com>  
**Sent:** Friday, April 24, 2015 11:15 AM  
**To:** Russell Schropp  
**Cc:** O'Connor, Paul  
**Subject:** River Hall Adoption  
**Attachments:** CPA201201ORC.pdf

Russell,

I have double checked my calculations and found that based on the receipt of the letter (from DEO) and the statute provided below the 180 days would expire on Saturday June 6, 2015. Lee County received the DEO's comments letter on December 8, 2014.

(c)1. The local government shall hold its second public hearing, which shall be a hearing on whether to adopt one or more comprehensive plan amendments pursuant to subsection (11). If the local government fails, within 180 days after receipt of agency comments, to hold the second public hearing, the amendments shall be deemed withdrawn unless extended by agreement with notice to the state land planning agency and any affected person that provided comments on the amendment. The 180-day limitation does not apply to amendments processed pursuant to s. 380.06.

If you would like to confirm the date with DEO please contact Ray Eubanks at (850) 717-8483, or by e-mail at [ray.eubanks@deo.myflorida.com](mailto:ray.eubanks@deo.myflorida.com).

Paul has discussed the possibility of an extension as allowed for by Section 163.3184(3)(c)(1), F.S. If the applicant would like to request an extension please let us know.

Thank you,

*Brandon D. Dunn*, Principal Planner

Lee County Division of Planning  
1500 Monroe Street  
Fort Myers FL 33901  
[bdunn@leegov.com](mailto:bdunn@leegov.com)  
239.533.8585

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