

## Miller, Janet

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**From:** Jenkins-Owen, Sharon  
**Sent:** Thursday, January 31, 2019 2:17 PM  
**To:** Miller, Janet  
**Subject:** FW: CPA2018-04 Portico  
**Attachments:** portico.pdf

Hi Janet,  
Please save this objection letter to Kwik Tags CPA2018-04.  
Thanks,  
Sharon

**Sharon Jenkins-Owen, AICP**  
Planner, Principal  
Lee County DCD Planning Section  
1500 Monroe Street  
Fort Myers, Florida 33901  
SJenkins-Owen@leegov.com

239.533.8535

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**From:** Rozdolski, Mikki  
**Sent:** Wednesday, January 30, 2019 9:02 AM  
**To:** Dunn, Brandon; Jenkins-Owen, Sharon; Miller, Janet  
**Subject:** FW: [EXTERNAL] Portico

Mikki Rozdolski  
Planning Section Manager  
Lee County Community Development  
email: [mrozdolski@leegov.com](mailto:mrozdolski@leegov.com)  
phone: 239-533-8309

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**From:** Jacob, Michael  
**Sent:** Wednesday, January 30, 2019 8:47 AM  
**To:** Dist5, Frank Mann; Dist2, Cecil Pendergrass; Dist4, Brian Hamman; Dist3, Larry Kiker; Dist1, John Manning  
**Cc:** Loveland, David; Ennis, Audra; Rozdolski, Mikki; Wesch, Richard  
**Subject:** FW: [EXTERNAL] Portico

Good morning Commissioners:

Each of you may have received the email below from Mr. Stillwell. As we have provided in the past, we wanted to provide you with a brief response to Mr. Stillwell's concerns over the notice for the Board's transmittal hearing for the Portico case.

Please note, the County Attorney's office has reviewed Mr. Stillwell's concerns and find that the County's notice is consistent with local and State regulations. Members of the public have received all notice and due process required through the published advertisement. It appears Mr. Stillwell's concerns are centered on the location of the documents for citizens to inspect.

As we all know, times have changed and the world is ever more technological. The County has gone to great lengths to develop an online permitting and information database for Lee County citizens. Individuals can now go to the County's website and find, read, download, and print any number of documents associated with a particular case. The webpage for each case provides, among other information, the status of the application, the name and contact information for the Staff member primarily responsible for the case, the dates and times of upcoming hearings, and backup documentation for those hearings. Some cases include documents that have 100s of pages (sometimes thousands). Requiring residents to come to the County to find the documents and pay for copies is counter to the County's goal of providing the website location for residents to review the documents for each case. Notwithstanding, the County's records for each case are available for inspection if a resident should choose to want to come by and see the file.

If you have any questions on this matter, please do not hesitate to let me know.

Michael D. Jacob  
Deputy County Attorney  
Lee County Attorney's Office  
(239) 533-2236 (telephone)  
(239) 485-2106 (facsimile)  
[mjacob@leegov.com](mailto:mjacob@leegov.com)

*Please note: Florida has a very broad public records law. Most written communications to or from County Employees and officials regarding County business are public records available to the public and media upon request. Your email communication may be subject to public disclosure. Under Florida law, e-mail addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.*

Begin forwarded message:

**From:** Gary Stilwell <[sggoat@embarqmail.com](mailto:sggoat@embarqmail.com)>  
**Date:** January 28, 2019 at 11:25:23 PM EST  
**To:** dist1 <[dist1@leegov.com](mailto:dist1@leegov.com)>, dist2 <[dist2@leegov.com](mailto:dist2@leegov.com)>, dist3 <[dist3@leegov.com](mailto:dist3@leegov.com)>, dist4 <[dist4@leegov.co](mailto:dist4@leegov.co)>, Frank Mann <[dist5@leegov.com](mailto:dist5@leegov.com)>  
**Cc:** william smith <[bsmith@news-press.com](mailto:bsmith@news-press.com)>, "Schafer, Grayden" <[SCHAFER.GRAYDEN@leg.state.fl.us](mailto:SCHAFER.GRAYDEN@leg.state.fl.us)>  
**Subject:** [EXTERNAL] Portico

re: Legal notice for the Portico DEVELOPMENT ZONING/COMP PLAN CHANGE

Commissioners,

This legal notice does not comply with Chpt 125.66 fs requirements. It does not list the "place or places" within the county where the citizens may "inspect" the documents; it only shows an internet ip address(which does not qualify)  
I don't need to remind the BOCC that all citizens do not have internet access--nor is that a requirement of the statute--the Statute is very clear and in plain language--"Place"--  
The definition of "place" does NOT include some nebulous IP address(that may not even be physically located in Lee County--contrary to the statute).

The advertisement for this meeting, at the very least, should be re-advertised to conform to the State Statutes--with the requisite time frames governing. Your Meeting concerning the River Hall OPN language was previously shut down for this very same reason-you want to try this again?

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If you like to get there in style, drive a Land Rover--If you actually want to get back home-Drive a Land Cruiser.

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