

January 6, 2020

Via Hand Delivery and Email Transmittal

Ms. Donna Marie Collins
Lee County Hearing Examiner
1500 Monroe Street – Suite 218
Fort Myers, FL 33901

**RE: RaceTrac Alico EDO
DCI2019-00015
Applicant's 48-Hour Letter**

Dear Madam Hearing Examiner:

Please accept this as the Applicant's 48 hour letter. The applicant agrees with the staff recommendation of approval of the amendments to the Master Concept plan and the Schedule of Uses and Deviation 9. Deviation 8 seeks relief from Section 10-265, LDC, which the County staff submits requires development within future urban areas to provide a sidewalk along Lee Road. The Applicant submits that it has demonstrated entitlement to a deviation and as such the Applicant disagrees with the staff recommendation of denial.

The Applicant's Witness List and the Applicant's Exhibit List are attached hereto.

Your consideration of this matter is greatly appreciated.

Sincerely,


Neale Montgomery

NM/kc

Attachments: Applicant's Witness List
Applicant's Exhibit List

cc: John Fredyma
Audra Ennis
Anthony Rodriguez ✓
Ted Treesh
Drew Fitzgerald
Dan DeLisi
Samantha Jones, RaceTrac
Cleo Chang, RaceTrac

**RACETRAC ALICO EDO
DCI2019-00015**

HEX Hearing January 9, 2020

1. Drew Fitzgerald, P.E.
2. Ted B. Treesh, PTP
3. Daniel DeLisi, AICP
4. Cleo Chang, RaceTrac Petroleum
5. Samantha Jones, RaceTrac Petroleum
6. Neale Montgomery, Esq.

**RACETRAC ALICO EDO
DCI2019-00015**

**HEX Hearing January 9, 2020
Applicant's Exhibit List**

1. Applicant's PowerPoint Presentation (hard copy)

Copy of the exhibit will be provided at the Hearing pre-labeled as
Applicant's Exhibit 1.