



June 26, 2023

Brian Roberts, P.E.
Development Services Division
Department of Community Development
1500 Monroe Street, 2nd floor
Fort Myers, Florida, 33902

Re: Florida Freezer Cold Storage Expansion
ADD2022-00163 -1st Insufficiency

Dear Brian:

Please find this letter in response to your Insufficiency correspondence requesting additional information. The below responses should address your comments.

DEVELOPMENT SERVICES

1. The Letter of Authorization Disclosure of Interest is signed by Robert H. Fay. The Division of Corporations lists Susan Jane Fay as the only registered agent. Please provide documentation that Robert H. Fay is authorized to bind the owners of the property.

Response: The 2023 Annual Report indicates Florida Freezer Limited Partnership as property owner, General Partner of this entity is Florida Freezer, Inc. Robert H. Fay is Director/President of Florida Freezer, Inc. as stated on the 2023 Annual Report, he is authorized to sign on behalf of the property owner. Both documents are attached for your file.

2. LDC 10-104(c)(2) requires the alternate proposal plan to be signed and sealed by a registered professional engineer. Please provide a signed/sealed plan with your resubmittal.

Response: A signed and sealed site plan (Deviation Alternative) is attached.

3. The submittal documents did not include the required explanation and justification of the request. Please see #17 of the application and LDC 10-104(b) for the deviation criteria.

Response: A narrative is attached which includes a summary and justification of the request.

4. Please show all easements affecting the property on the site plan. The survey shows a 10' PUE/DE on the south side of the site that is not reflected on the site plan.

Response: The site plan (Deviation Alternative) has been revised to reflect all easements affecting the subject property, including the easements to be vacated under VAC2022-00027.

Florida Freezer Cold Storage Expansion
ADD2022-00163

DOT

Please provide an explanation as to how the deviation satisfies the criteria provided in LDC Section 10-104(b): (1) The request is based on sound engineering practices (2) The request is no less consistent with the health, safety and welfare of abutting landowners and the general public than the standard from which the deviation is being requested.

Response: A narrative is attached which includes a summary and justification of the request. An explanation is provided within the narrative addressing the criteria stated in Lee County LDC Section 10-104(b).

Thank you for your assistance with this project and should you require additional information, please feel free to contact us.

Sincerely,
JOHNSON ENGINEERING, INC.

Debi Pendlebury

Debi Pendlebury

dlp
20192179-001