

## APPLICATION FOR A COMPREHENSIVE PLAN AMENDMENT - MAP

577.1	ect Name: McGregor-Mixed Use Overlay
'roje	ect Description: Add 1.93 acres extend the Mixed-Use Overlay boundary west McGregor, North College Pkwy.
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Iap(	s) to Be Amended: Map 1-C- Mixed Use Overlay
0.70	Review Process 1. X Small-Scale Review
	Dispersion Contains and Contain
	Name of Applicant: McGregor 12690 Properties, LLC
	Address: 10481 Solaro St.
	City, State, Zip: Fort Myers, FL 33913
	Phone Number: E-mail:
	and the state of t
	Name of Contact: Al Quattrone, P.E Quattrone & Associates, Inc
	Address: 4301Veronica Shoemaker Blvd
	City, State, Zip: Fort Myers, FL 33916
	Phone Number: 239-936-5222 E-mail: permits@qainc.net
5 1	, gv. Ed
	Owner(s) of Record: Please See Owner on Record
	Address:
	City, State, Zip:
	Phone Number: E-mail:
	Property Location:
	1. Site Address: 12690, 12670, 12680 McGregor Blvd; Fort Myers, FL 33919
	2. STRAP(s): 16-45-24-00-00007.0060, 16-45-24-00-00005.0000, 16-45-24-00-00006.0010
	(c). (c). (c)
	Property Information:
	Total Acreage of Property: ±1.93 acres  Total Acreage Included inRequest: ±1.93 acres.
	Total Uplands: ±1.93 acres Total Wetlands: 0 Current Zoning: C-1
	Current Future Land Use Category (ies): Intensive Development
	Area in Each Future Land Use Category: ±1.93 acres
	Existing Land Use: Commercial
	Zantaning Zanta Goot Gommorous
	Calculation of maximum allowable development under current Lee Plan:
	Residential Units/Density: 22 du/ac=42 Commercial Intensity: 19,300sf Industrial Intensity: N/A
	Tel 2015 Super Control
	Calculation of maximum allowable development with proposed amendments:
	Residential Units/Density: 22 du/ac=42 Commercial Intensity: 19,300sf Industrial Intensity: N/A
	residential entist Delisity. 22 data 42 Commendatinensity 17.5001
	27 OCT 0 9 2023

COMMUNITY DEVELOPMENT

### **Public Facilities Impacts**

NOTE: The applicant must calculate public facilities impacts based on the maximum development.

- Traffic Circulation Analysis: The analysis is intended to determine the effect of the land use change on the Financially
  Feasible Highway Plan Map 3A (20-year plus horizon) and on the Capital Improvements Element (5-year horizon).
  Toward that end, an applicant must submit a Traffic Impact Statement (TIS) consistent with Lee County Administrative
  Code (AC)13-17.
  - a. Proposals affecting less than 10 acres, where development parameters are contained within the Traffic Analysis Zone (TAZ) or zones planned population and employment, or where there is no change in allowable density/intensity, may be eligible for a TIS requirement waiver as outlined in the Lee County TIS Guidelines and AC-13-17. Identification of allowable density/intensity in order to determine socio-economic data for affected TAZ(s) must be coordinated with Lee County Planning staff. Otherwise a calculation of trip generation is required consistent with AC-13-17 and the Lee County TIS Guidelines to determine required components of analysis for:
    - i. Total peak hour trip generation less than 50 total trip ends trip generation.
    - ii. Total peak hour trip generation from 50 to 300 total trip ends trip generation, trip distribution and trip assignment (manual or Florida Standard Urban Transportation Modeling Structure (FSUTMS) analysis consistent with AC-13-17 and TIS Guidelines), short-term (5 year) and long-range (to current Lee Plan horizon year) segment LOS analysis of the nearest or abutting arterial and major collector segment(s) identified in the Transportation Inventory based on the trip generation and roadway segment LOS analysis criteria in AC-13-17. A methodology meeting is recommended prior to submittal of the application to discuss use of FSUTMS, any changes to analysis requirements, or a combined CPA and Zoning TIS short term analysis.
    - iii. Total peak hour trip generation is over 300 total trip ends trip generation, mode split, trip distribution and trip assignment (manual or FSUTMS analysis consistent with AC-13-17 and TIS Guidelines), short-term (five-year) and long-range (to current Lee Plan horizon year) segment LOS analysis of arterial and collector segments listed in the Transportation Inventory. LOS analysis will include any portion of roadway segments within an area three miles offset from the boundary of the application legal description metes and bounds survey. LOS analysis will also include any additional segments in the study area based on the roadway segment LOS analysis criteria in AC-13-17. A methodology meeting is required prior to submittal of the application.
  - b. Map amendment greater than 10 acres -Allowable density/intensity will be determined by Lee County Planning staff.
- 2. Provide an existing and future conditions analysis for the following (see Policy 95.1.3):
  - a. Sanitary Sewer
  - b. Potable Water
  - c. Surface Water/Drainage Basins
  - d. Parks, Recreation, and Open Space
  - e. Public Schools

Analysis for each of the above should include (but is not limited to) the following (see the Lee County Concurrency Management Report):

- a. Franchise Area, Basin, or District in which the property is located
- b. Current LOS, and LOS standard of facilities serving the site
- c. Projected 2030 LOS under existing designation
- d Projected 2030 LOS under proposed designation
- e. Existing infrastructure, if any, in the immediate area with the potential to serve the subject property
- f Improvements/expansions currently programmed in 5 year CIP, 6-10 year CIP, and long range improvements
- g. Provide a letter of service availability from the appropriate utility for sanitary sewer and potable water



### In addition to the above analysis, provide the following for potable water:

- Determine the availability of water supply within the franchise area using the current water use allocation (Consumptive Use Permit) based on the annual average daily withdrawal rate.
- Include the current demand and the projected demand under the existing designation, and the projected demand under the proposed designation.
- c. Include the availability of treatment facilities and transmission lines for reclaimed water for irrigation.
- d. Include any other water conservation measures that will be applied to the site (see Goal 54).

### 3. Provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities, including:

- a. Fire protection with adequate response times
- b. Emergency medical service (EMS) provisions
- c. Law enforcement
- d. Solid Waste
- e. Mass Transit
- f. Schools

In reference to above, the applicant must supply the responding agency with the information from application items 5, 6, and 7 for their evaluation. This application must include the applicant's correspondence/request to the responding agency.

### **Environmental Impacts**

Provide an overall analysis of the character of the subject property and surrounding properties, and assess the site's suitability for the proposed change based upon the following:

- 1. A map of the Plant Communities as defined by the Florida Land Use Cover and Classification system (FLUCCS).
- 2. A map and description of the soils found on the property (identify the source of the information).
- 3. A topographic map depicting the property boundaries and 100-year flood prone areas indicated (as identified by FEMA).
- 4. A map delineating the property boundaries on the most recent Flood Insurance Rate Map.
- 5. A map delineating wetlands, aquifer recharge areas, and rare & unique uplands.
- 6. A table of plant communities by FLUCCS with the potential to contain species (plant and animal) listed by federal, state or local agencies as endangered, threatened or species of special concern. The table must include the listed species by FLUCCS and the species status (same as FLUCCS map).

### **Impacts on Historic Resources**

List all historic resources (including structure, districts, and/or archaeologically sensitive areas) and provide an analysis of the proposed change's impact on these resources. The following should be included with the analysis:

- A map of any historic districts and/or sites listed on the Florida Master Site File which are located on the subject property or adjacent properties.
- 2 A map showing the subject property location on the archaeological sensitivity map for Lee County.

### Internal Consistency with the Lee Plan

- 1. Discuss how the proposal affects established Lee County population projections, Lee Plan Table 1(b) and the total population capacity of the Lee Plan Future Land Use Map.
- 2 List all goals and objectives of the Lee Plan that are affected by the proposed amendment or that affect the subject property. This analysis should include an evaluation of all relevant policies under each goal and objective.
- 3. Describe how the proposal affects adjacent local governments and their comprehensive plans.

### State Policy Plan and Regional Policy Plan

List State Policy Plan and Regional Policy Plan goals, strategies and actions, and policies which are relevant to this plan amendment.

### Justify the proposed amendment based upon sound planning principles

Support all conclusions made in this justification with adequate data and analysis.

### Planning Communities/Community Plan Area Requirements

If located within a planning community/community plan area, provide a meeting summary document of the required public informational session [Lee Plan Goal 17].

### **Sketch and Legal Description**

The certified legal description(s) and certified sketch of the description for the property subject to the requested change. A metes and bounds legal description must be submitted specifically describing the entire perimeter boundary of the property with accurate bearings and distances for every line. The sketch must be tied to the state plane coordinate system for the Florida West Zone (North America Datum of 1983/1990 Adjustment) with two coordinates, one coordinate being the point of beginning and the other an opposing corner. If the subject property contains wetlands or the proposed amendment includes more than one land use category a metes and bounds legal description, as described above, must be submitted in addition to the perimeter boundary of the property for each wetland or future land use category.

### SUBMITTAL REQUIREMENTS

Clearly label all submittal documents with the exhibit name indicated below.

For each map submitted, the applicant will be required to submit a 24"x36" version and 8.5"x11" reduced map for inclusion in public hearing packets.

### MINIMUM SUBMITTAL ITEMS (3 Copies)

	Completed Application (Exhibit – M1)
W 0	Disclosure of Interest (Exhibit – M2)
	Surrounding Property Owners List, Mailing Labels, and Map For All Parcels Within 500 Feet of the Subject Property (Exhibit – M3)
	Existing Future Land Use Map (Exhibit – M4)
Opt.	Map and Description of Existing Land Uses (Not Designations) of the Subject Property and Surrounding Properties (Exhibit – M5)
	Map and Description of Existing Zoning of the Subject Property and Surrounding Properties (Exhibit – M6)
	Signed/Sealed Legal Description and Sketch of the Description for Each FLUC Proposed (Exhibit - M7)
	Copy of the Deed(s) of the Subject Property (Exhibit – M8)
18	Aerial Map Showing the Subject Property and Surrounding Properties (Exhibit – M9)
	Authorization Letter From the Property Owner(s) Authorizing the Applicant to Represent the Owner (Exhibit – M10)
	Proposed Amendments (Exhibit – M11)
	Lee Plan Analysis (Exhibit – M12)
	Environmental Impacts Analysis (Exhibit – M13)
	Historic Resources Impact Analysis (Exhibit – M14)
	Public Facilities Impacts Analysis (Exhibit – M15)
	Traffic Circulation Analysis (Exhibit – M16)
	Existing and Future Conditions Analysis - Sanitary Sewer, Potable Water, Surface Water/Drainage Basins, Parks and Rec, Open Space, Public Schools (Exhibit – M17)
	Letter of Determination For the Adequacy/Provision of Existing/Proposed Support Facilities - Fire Protection, Emergency Medical Service, Law Enforcement, Solid Waste, Mass Transit, Schools (Exhibit – M18)
	State Policy Plan and Regional Policy Plan (Exhibit – M19)
	Justification of Proposed Amendment (Exhibit – M20)
	Planning Communities/Community Plan Area Requirements (Exhibit – M21)

### <u>APPLICANT – PLEASE NOTE:</u>

Changes to Table 1(b) that relate directly to and are adopted simultaneously with a future land use map amendment may be considered as part of this application for a map amendment.

Once staff has determined the application is sufficient for review, 15 complete copies will be required to be submitted to staff. These copies will be used for Local Planning Agency hearings, Board of County Commissioners hearings, and State Reviewing Agencies. Staff will notify the applicant prior to each hearing or mail out to obtain the required copies.

If you have any questions regarding this application, please contact the Planning Section at (239) 533-8585.

I, <u>Daniel M Clemens</u>, <u>SR</u>, certify that I am the owner or authorized representative of the property described herein, and that all answers to the questions in this application and any sketches, data, or other supplementary matter attached to and made a part of this application, are honest and true to the best of my knowledge and belief. I also authorize the staff of Lee County Community Development to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made through this application.

Signature of Applicant Date

Daniel M Clemens, SR

STATE OF FLORIDA

COUNTY OF LEE

Printed Name of Applicant

The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization on (date) by Daniel M Clemens, SR-President

(name of person providing oath or affirmation), who is personally known to me or who has produced

Signature of Notary Public

(Name typed, printed or stamped)

LEONA J. MARTIN
Commission # HH 165448
Expires September 4, 2025
Bonded Thru Budget Notary Services

I, Kevin W Taylor	, certify that I am the	owner or authorized representative of the
property described herein, and that a	all answers to the questions	in this application and any sketches, data, or
other supplementary matter attached	d to and made a part of this	application, are honest and true to the best of
my knowledge and belief. I also aut	horize the staff of Lee Cour	nty Community Development to enter upon
the property during normal working	hours for the purpose of in	vestigating and evaluating the request made
through this application.		<b>~ .</b>
. /	- T - J	
Nord	2/9/23	

Signature of Applicant

Date

Kevin W Taylor

Printed Name of Applicant

STATE OF FLORIDA COUNTY OF LEE

The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of v physical presence or O online notarization on 03/09/23 (date) by Kevin W Taylor-Director

(name of person providing oath or affirmation), who is personally known to me or who has produced (type of identification) as identification.

Signature of Notary Public

AUBLEY EDW ARS (Name typed, printed or stamped)

AUDREY TAYLOR EDWARDS Notary Public - State of Florida Commission # GG 941485

I,James M Todd	, certify that I am the owner or authorized representative of the
property described herein, and that	all answers to the questions in this application and any sketches, data, or
other supplementary matter attached	ed to and made a part of this application, are honest and true to the best of
my knowledge and belief. I also au	thorize the staff of Lee County Community Development to enter upon
the property during normal workin	g hours for the purpose of investigating and evaluating the request made
through this application	

James M Todd

Printed Name of Applicant

STATE OF FLORIDA COUNTY OF LEE

The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of ☑ physical presence or ☐ online notarization on ② (date) by James M Todd-Co-Owner

(name of person providing oath or affirmation), who is personally known to me or who has produced \_\_\_\_\_\_(type of identification) as identification.

Signature of Notary Public

Linda R. Davis (Name typed, printed or stamped)

LINDA R DAVIS

Notary Public - State of Florida

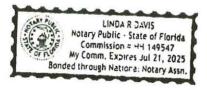
Commission # HH 149547

My Comm. Expires Jul 21, 2025

Bonded through National Notary Assn.

I,Karen F Todd, certify that I am the owner or authorized representative of the property described herein, and that all answers to the questions in this application and any sketches, data, or other supplementary matter attached to and made a part of this application, are honest and true to the best of my knowledge and belief. I also authorize the staff of Lee County Community Development to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made through this application.
Fignature of Applicant Date
Karen F Todd Printed Name of Applicant
STATE OF FLORIDA COUNTY OF LEE
The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of physical presence or □ online notarization on 2 923 (date) by Karen F Todd-Co-Owner
(name of person providing oath or affirmation), who is personally known to me or who has produced  (type of identification) as identification.
Signature of Notary Public

Linda L. DAVIS
(Name typed, printed or stamped)



### DISCLOSURE OF INTEREST AFFIDAVIT

0

BEFORE ME this day appeared <u>Daniel M Clemans</u>, SR, who, being first duly sworn and deposed says:

- 1. That I am the record owner, or a legal representative of the record owner, of the property that is located at 12690 McGregor Blvd. Fort Myers, FL 33919 and is the subject of an Application for zoning action (hereinafter the "Property").
- 2. That I am familiar with the legal ownership of the Property and have full knowledge of the names of all individuals that have an ownership interest in the Property or a legal entity owning an interest in the Property.

[OPTIONAL PROVISION IF APPLICANT IS CONTRACT PURCHASER: In addition, I am familiar with the individuals that have an ownership interest in the legal entity that is under contract to purchase the Property.]

- 3. That, unless otherwise specified in paragraph 6 below, no Lee County Employee, County Commissioner, or Hearing Examiner has an Ownership Interest in the Property or any legal entity (Corporation, Company, Partnership, Limited Partnership, Trust, etc.) that has an Ownership Interest in the Property or that has contracted to purchase the Property.
- 4. That the disclosure identified herein does not include any beneficial Ownership Interest that a Lee County Employee, County Commissioner, or Hearing Examiner may have in any entity registered with the Federal Securities Exchange Commission or registered pursuant to Chapter 517, whose interest is for sale to the general public.
- 5. That, if the Ownership Interest in the Property changes and results in this affidavit no longer being accurate, the undersigned will file a supplemental Affidavit that identifies the name of any Lee County Employee, County Commissioner, or Hearing Examiner that subsequently acquires an interest in the Property.
- Disclosure of Interest held by a Lee County Employee, County Commissioner, or Hearing Examiner.

Name and Addres	Percentage of Ownership

Under penalty of perjury, I declare that I have read the foregoing and the facts alleged are true to the best of my knowledge and belief. Property Owner Daniel M Clemens, SR Print Name \*\*\*\*\*\*\*\*\*NOTE: NOTARY PUBLIC IS NOT REQUIRED FOR ADMINISTRATIVE APPROVALS\*\*\*\*\*\*\*\*\* ALL OTHER APPLICATION TYPES MUST BE NOTARIZED STATE OF FLORIDA **COUNTY OF LEE** The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, on 3 21 2023 (date) by Daniel M Clemens, SR-President (name of person providing oath or affirmation), who is personally known to me or who has produced Honda Driver Licence (type of identification) as identification. STAMP/SEAL Signature of Notary Public LEONAJ, MARTIN



### DISCLOSURE OF INTEREST AFFIDAVIT

BEFORE ME this day appeared Kevin W Taylor, who, being first duly sworn and deposed says:

- 1. That I am the record owner, or a legal representative of the record owner, of the property that is located at <u>12680 McGregor Blvd.</u>, Fort Myers, FL 33919 and is the subject of an Application for zoning action (hereinafter the "Property").
- 2. That I am familiar with the legal ownership of the Property and have full knowledge of the names of all individuals that have an ownership interest in the Property or a legal entity owning an interest in the Property.

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- 6. Disclosure of Interest held by a Lee County Employee, County Commissioner, or Hearing Examiner.

Name and Address	Percentage of Ownership

Under penalty of perjury, I declare that I have read the foregoing and the facts alleged are true to the best of my knowledge and belief. **Property Owner** Kevin W Taylor Print Name \*\*\*\*\*\*\*\*NOTE: NOTARY PUBLIC IS NOT REQUIRED FOR ADMINISTRATIVE APPROVALS\*\*\*\*\*\*\*\*\*\* **ALL OTHER APPLICATION TYPES MUST BE NOTARIZED** STATE OF FLORIDA COUNTY OF LEE The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, on 02/09/23 by Kevin W Taylor-Director (name of person providing oath or affirmation), who is personally known to me or who has produced of identification) as identification. AUDREY TAYLOR EDWARDS Notary Public - State of Florida Commission # GG 941485 My Comm. Expires Apr 18, 2024 Bonded through National Notary Assn.

### DISCLOSURE OF INTEREST AFFIDAVIT

BEFORE ME this day appeared <u>James M Todd</u>, who, being first duly sworn and deposed says:

- 1. That I am the record owner, or a legal representative of the record owner, of the property that is located at <u>12670 McGregor Blvd. Fort Myers, FL 33919</u> and is the subject of an Application for zoning action (hereinafter the "Property").
- 2. That I am familiar with the legal ownership of the Property and have full knowledge of the names of all individuals that have an ownership interest in the Property or a legal entity owning an interest in the Property.

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- Disclosure of Interest held by a Lee County Employee, County Commissioner, or Hearing Examiner.

Name and Address	Percentage of Ownership

Under penalty of perjury, I declare that I have read the foregoing and the facts alleged are true to the best of my knowledge and belief.

Propervowner

James M Todd
Print Name

James M Todd

Propervowner

James M Todd
Print Name

James M Todd

Propervowner

James M Todd

Propervowner

James M Todd

Propervowner

All OTHER APPLICATION TYPES MUST BE NOTARIZED

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, on 3 21 23 (date) by James M Todd-Co-Owner (name of person providing oath or affirmation), who is personally known to me or who has produced property for identification) as identification.

LINDA R DAVIS

Notary Public - State of Florida

Commission # HH 149547

My Comm. Expires Jul 21, 2025

Bonded through National Notary Assn.

STAMP/SEAL

### DISCLOSURE OF INTEREST AFFIDAVIT

BEFORE ME this day appeared <u>Karen F Todd</u>, who, being first duly sworn and deposed says:

- 1. That I am the record owner, or a legal representative of the record owner, of the property that is located at <u>12670 McGregor Blvd. Fort Myers, FL 33919</u> and is the subject of an Application for zoning action (hereinafter the "Property").
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- Disclosure of Interest held by a Lee County Employee, County Commissioner, or Hearing Examiner.

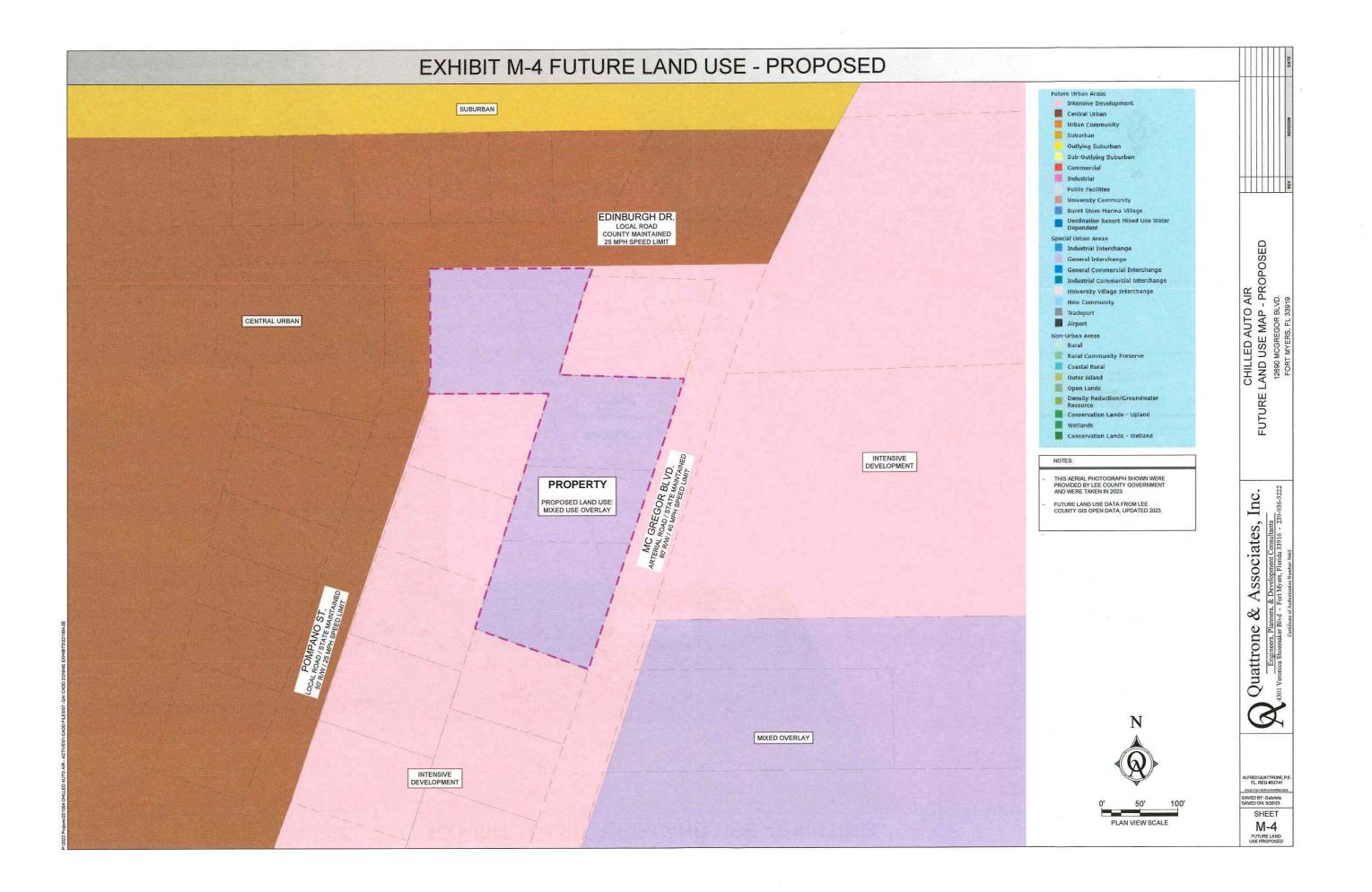
Name and Address	Percentage of Ownership

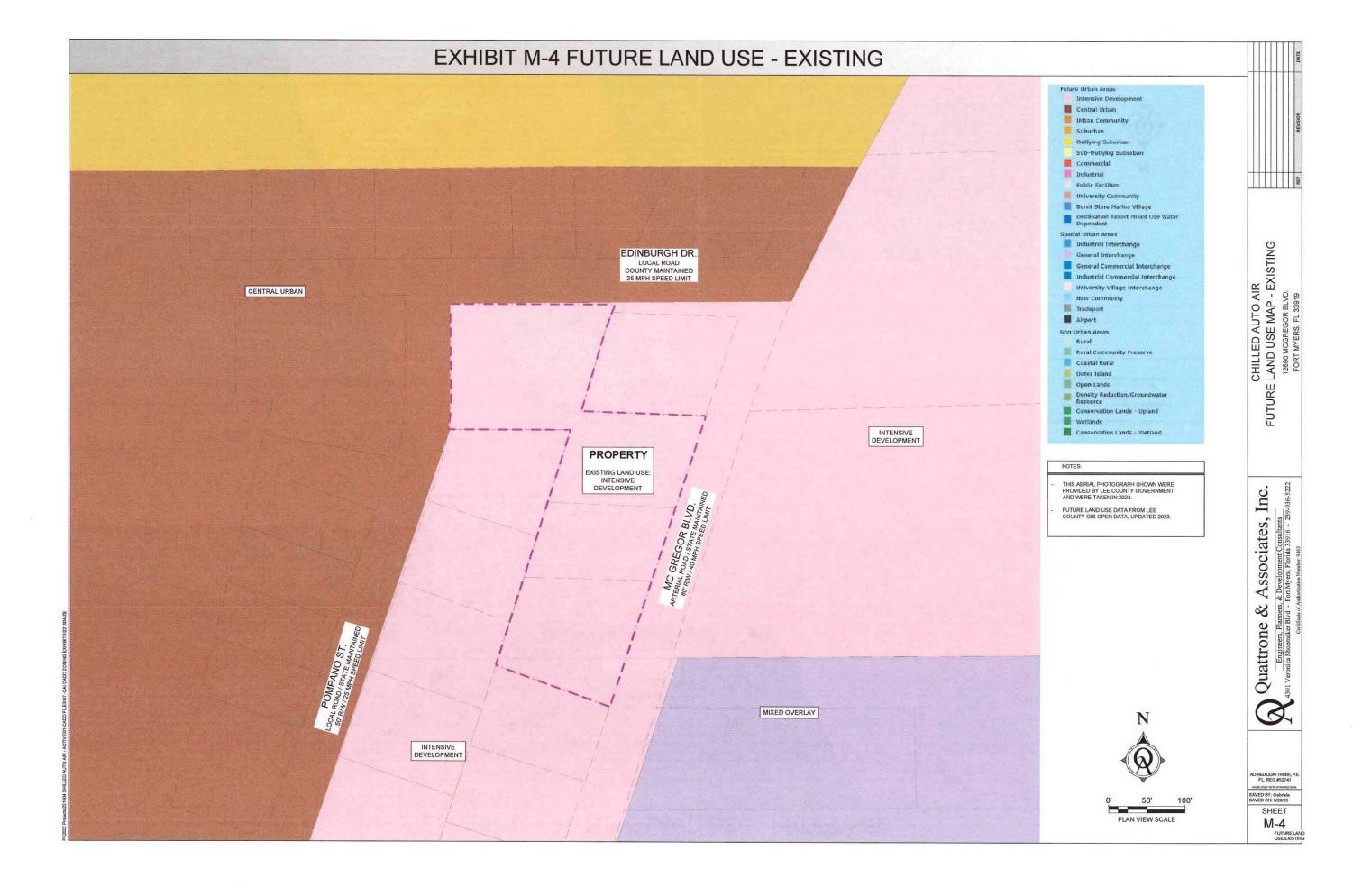
STAMP/SEAL

### **Owners on Record**

- McGregor 12690 Properties, LLC10481 Solaro St.Fort Myers, FL 33913
- T & C Enterprises of SWFL, Inc 12680 McGregor Blvd #2 Fort Myers, FL 33919
- Todd James M & Karen F 409 Coral Dr Cape Coral, FL 33904









### McGregor-Mixed Use Overlay

### Description of Existing Land Uses of the Subject Property and Surrounding Properties

### Subject Properties

The subject property is a total of ±1.93 acres site. The property is located to the west of McGregor Blvd. approximately 0.1 mile north of the intersection of McGregor Blvd. and College Pkwy. The overall site consists of three parcels with existing commercial development that consist of Vacant Commercial Building, Neighborhood Shopping Center and JM Business Equipment and Handling with development order approvals under 88-12-014-00D, LDO2011-00128 and 94-04-025-01L which provides pedestrian and automobile connection onto McGregor Blvd.

### East

Adjacent to the east is McGregor Blvd. (arterial roadway) with existing sidewalk, bike lane and paved shoulder. Across McGregor consist of neighborhood shopping center, a restaurant, nightclub, a multiple-occupancy office and various retail shops.

### South

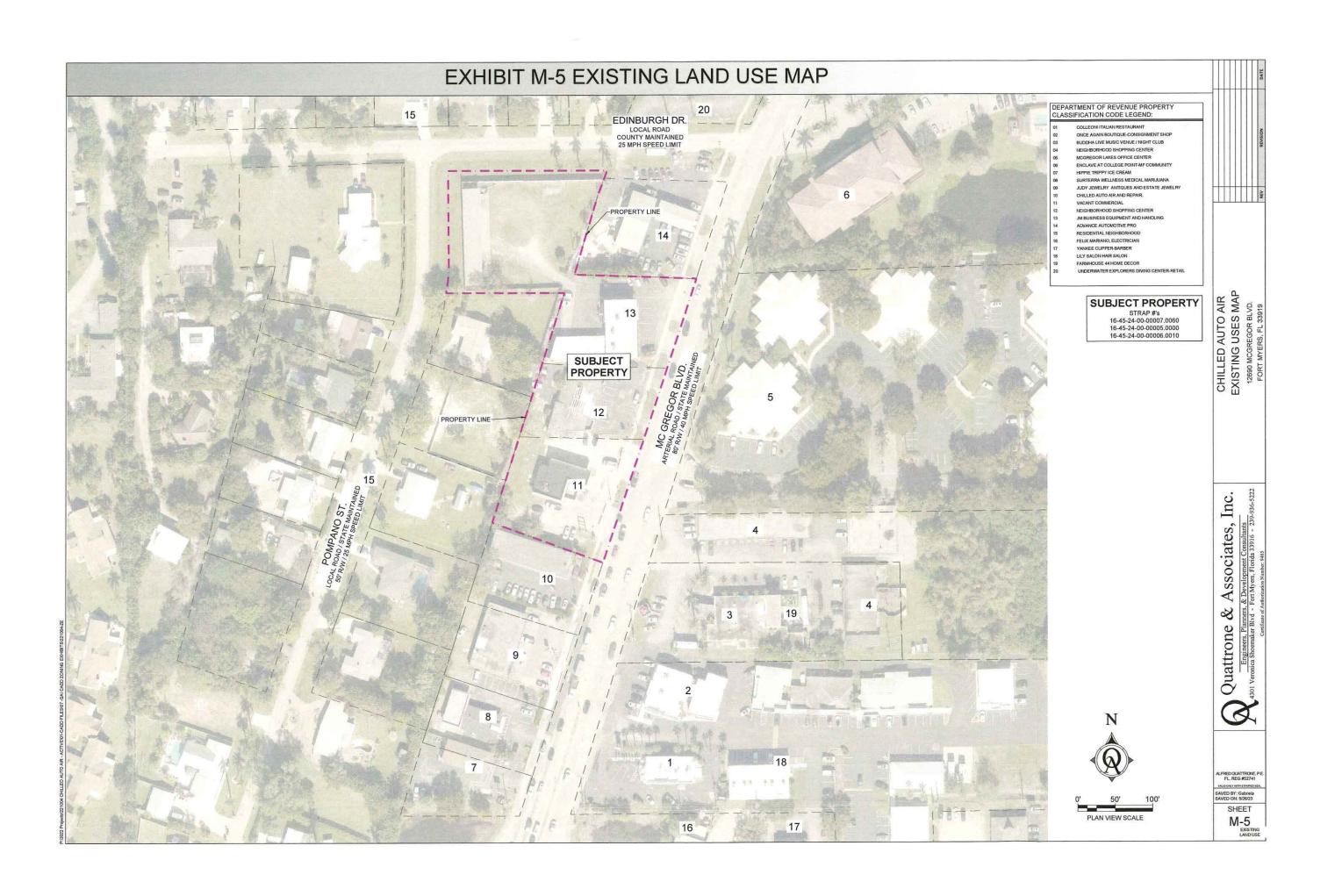
Adjacent to the south is Hippie Trippy Ice Cream parlor, Surterra Wellness Medical Marijuana and Judy antiques and estates jewelry store. Behind the commercial parcels is College Parkway (County Maintained Arterial Road)

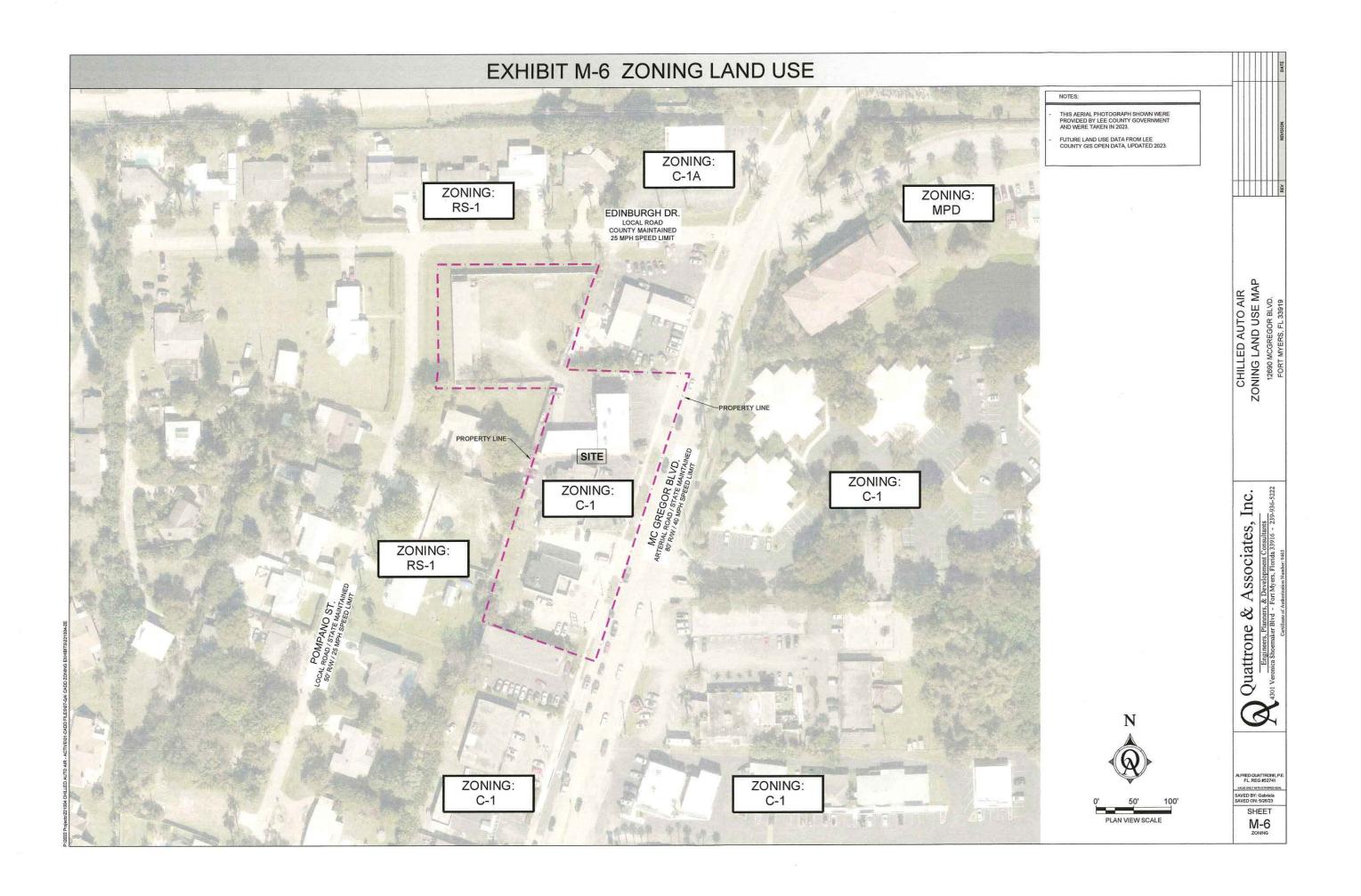
### West

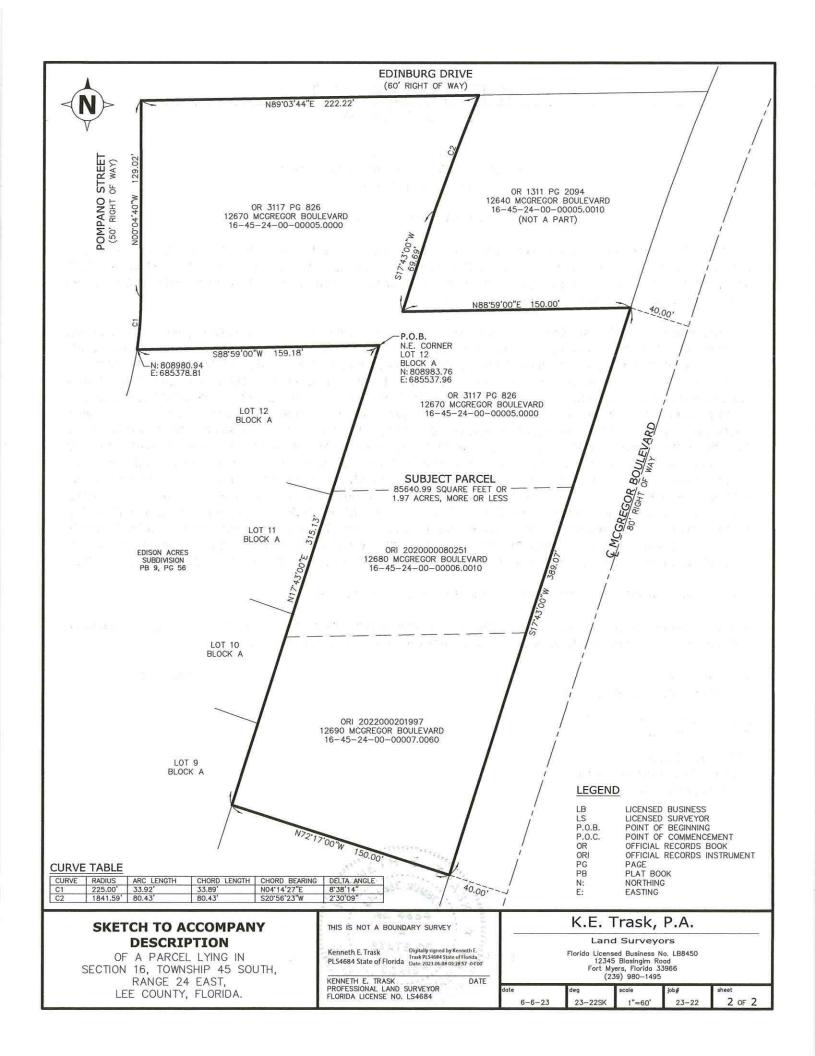
Adjacent to the west is residential, single-family homes and multi-family. (Caloosa Yacht & Racquet Club.

### North

Adjacent to the north is Advanced Automotive Pro, Underwater Explorers Diving Center-Retail then Residential, primarily single family.







### K.E. TRASK, P.A.

### LAND SURVEYORS

PL A PARCEL LYING IN SECTION 16, TOWNSHIP 45 SOUTH, RANGE 24 EAST, LEE COUNTY, FLORIDA.

(12670, 12680 & 12690 MCGREGOR BOULEVARD)

A TRACT OR PARCEL OF LAND SITUATED IN THE STATE OF FLORIDA, COUNTY OF LEE, LYING IN SECTION 16, TOWNSHIP 45 SOUTH, RANGE 24 EAST, BEING THE PARCELS AS DESCRIBED IN OFFICIAL RECORDS BOOK 3117, PAGE 826, OFFICIAL RECORDS INSTRUMENT 2020000080251, AND OFFICIAL RECORDS INSTRUMENT 2022000201997, LEE COUNTY PUBLIC RECORDS AND BEING FURTHER BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 12, BLOCK A, UNIT NO. 1, EDISON ACRES, PLAT BOOK 9, PAGE 56, SAID PUBLIC RECORDS; THENCE S.88°59'00"W. ALONG THE NORTH LINE OF SAID LOT 12 FOR 159.18 FEET TO THE EAST RIGHT OF WAY LINE OF POMPANO STREET, 50 FOOT WIDE RIGHT OF WAY, BEING A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 225.00 FEET, A CHORD BEARING N.04°14'27"E. AND LENGTH OF 33.89 FEET; THENCE ALONG SAID CURVE AND SAID RIGHT OF WAY LINE, THROUGH A CENTRAL ANGLE OF 08°38'14" FOR AN ARC LENGTH OF 33.92 FEET; THENCE N.00°04'41"W. ALONG SAID RIGHT OF WAY LINE FOR 129.02 FEET TO THE SOUTH RIGHT OF WAY LINE OF EDINBURG DRIVE, 60 FOOT WIDE RIGHT OF WAY; THENCE N.89°03'44"E. ALONG SAID RIGHT OF WAY LINE FOR 222.21 FEET TO THE NORTHWEST CORNER OF THE PARCEL AS DESCRIBED IN OFFICIAL RECORDS BOOK 1311, PAGE 2094; SAID CORNER LYING N.89°03'44"E. AT 150.35 FEET FROM THE WESTERLY RIGHT OF WAY LINE OF MCGREGOR BOULEVARD, 80 FOOT WIDE RIGHT OF WAY; THENCE ALONG THE BOUNDARY OF SAID PARCEL, BEING A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1841.59 FEET, A CHORD BEARING S.20°56'23"W. AND LENGTH OF 80.43 FEET; A CENTRAL ANGLE OF 02°30'09" FOR AN ARC LENGTH OF 80.43 FEET; THENCE S.17°43'00"W. ALONG SAID BOUNDARY FOR 69.69 FEET; THENCE N.88°59'00"E. ALONG SAID BOUNDARY FOR 150.00 FEET TO SAID WESTERLY RIGHT OF WAY LINE OF MCGREGOR BOULEVARD; THENCE S.17°43'00"W. ALONG SAID RIGHT OF WAY LINE FOR 389.07 FEET; THENCE LEAVING SAID RIGHT OF WAY LINE FOR 389.07 FEET; THENCE LEAVING SAID RIGHT OF WAY LINE, N.72°17'00"W. FOR 150.00 FEET TO THE EASTERLY LINE OF BLOCK A, SAID UNIT NO. 1, EDISON ACRES; THENCE N.17°43'00"E. ALONG SAID EAST LINE FOR 315.13 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 85640.99 SQUARE FEET OR 1.97 ACRES, MORE OR LESS.

BEARINGS ARE REFERENCED TO THE FLORIDA STATE PLANE COORDINATE SYSTEM, WEST ZONE, NORTH AMERICAN DATUM OF 1983/1990, BASED ON THE RIGHT OF WAY LINE OF MCGREGOR BOULEVARD AS BEARING S.17°43'00"W.

K.E. TRASK, P.A. FLORIDA LICENSED BUSINESS LB8450 JUNE 6, 2023

Kenneth E. Trask
Digitally signed by Kenneth E.
Trask PLS4684 State of Florida
Date: 2023.06.08 09:29:22 - 04'00'

KENNETH E. TRASK
PROFESSIONAL LAND SURVEYOR
FLORIDA LICENSE LS4684

### **Property Data**

### STRAP: 16-45-24-00-00007.0060 Folio ID: 10202048

Generated on 1/31/2023 7:55 AM

### Owner Of Record - Sole Owner

[Change Address]

MCGREGOR 12690 PROPERTIES LLC 10481 SOLARO ST FORT MYERS FL 33913

### Site Address

Site Address maintained by E911 Program Addressing

12690 MCGREGOR BLVD FORT MYERS FL 33919

### **Property Description**

Do not use for legal documents!



BEG AT PT 550FT NELY FR WLY SI MCGREGOR BLVD + NLY SI MILES RD AS SHOWN



### Current Working Values







Attributes

246,031

Land Units Of Measure 49 Units 0

Just

SF

Total Number of Buildings

22650.00

Total Bedrooms / Fixtures Gross Building Area 0

1st Year Building on Tax Roll ()

0/4 1,215

Historic Designation

1965 No

[ Tax Map Viewer ] [ View Comparables ]



[ Pictometry Aerial Viewer ]







Last Inspection Date: 01/18/2023

### **Property Value History**

Tax Year	Just	Land	Market Assessed	Capped Assessed	Exemptions	Taxable
1992	151,830	102,650	151,830	151,830	0	151,830
1993	150,000	102,080	150,000	150,000	0	150,000
1994	143,360	94,100	143,360	143,360	0	143,360
1995	142,310	93,720	142,310	142,310	0	142,310
1996	129,930	82,010	129,930	129,930	0	129,930
1997	132,210	84,530	132,210	132,210	0	132,210
1998	131,140	84,150	131,140	131,140	0	131,140
1999	129,760	83,450	129,760	129,760	0	129,760
2000	128,370	82,740	128,370	128,370	0	128,370
2001	124,610	82,410	124,610	124,610	0	124,610
2002	123,570	82,000	123,570	123,570	0	123,570
2003	124,530	83,610	124,530	124,530	0	124,530
2004	155,370	91,930	155,370	155,370	0	155,370
2005	181,220	97,600	181,220	181,220	0	181,220
2006	315,060	230,870	315,060	315,060	0	315,060
2007	347,130	233,810	347,130	347,130	0	347,130
2008	346,770	233,450	346,770	346,770	0	346,770
2009	265,350	126,840	265,350	265,350	0	265,350
2010	227,018	90,600	227,018	227,018	0	227,018
2011	180,073	67,950	180,073	180,073	0	180,073
2012	180,056	67,950	180,056	180,056	0	180,056
2013	225,340	113,250	225,340	198,062	0	198,062
2014	225,323	113,250	225,323	217,868	0	217,868
2015	191,331	79,275	191,331	191,331	0	191,331
2016	203,795	79,275	203,795	189,866	0	189,866
2017	204,542	79,275	204,542	204,542	0	204,542
2018	215,577	79,275	215,577	215,577	0	215,577
2019	215,305	83,633	215,305	215,305	0	215,305
2020	232,178	90,600	232,178	232,178	0	232,178
2021	236,569	90,600	236,569	236,569	0	236,569
2022	246,031	93,554	246,031	246,031	0	246,031

The **Just** value is the total parcel assessment (less any considerations for the cost of sale). This is the closest value to *Fair Market Value* we produce and is dated as of January 1st of the tax year in question (F.A.C. 12D-1.002).

The Land value is the portion of the total parcel assessment attributed to the land.

The **Market Assessed** value is the total parcel assessment (less any considerations for the cost of sale) based upon the assessment standard. Most parcels are assessed based either upon the *Highest and Best Use* standard or the *Present Use* standard (*E.S. 193.011*). For *Agriculturally Classified* parcels (or parts thereof), only agricultural uses are considered in the assessment (*E.S. 193.461 (6) (a)*). The difference between the *Highest and Best Use/Present Use* and the *Agricultural Use* is often referred to as the *Agricultural Exemption*. (i.e. Market Assessed = Just - Agricultural Exemption)

The **Capped Assessed** value is the *Market Assessment* after any *Save Our Homes* or 10% Assessment Limitation cap is applied. This assessment cap is applied to all properties and limits year-to-year assessment increases to either the *Consumer Price Index* or 3%, whichever is lower for Homestead properties OR 10% for non-Homestead properties.

The Exemptions value is the total amount of all exemptions on the parcel.

The **Taxable** value is the *Capped Assessment* after exemptions (*Homestead, etc.*) are applied to it. This is the value that most taxing authorities use to calculate a parcel's taxes.

(i.e. Taxable = Capped Assessed - Exemptions)

### **Exemptions / Classified Use (Current)**

Generated on 1/31/2023 7:55 AM

No existing exemptions found for this property.

### Exemptions / Classifed Use (2022 Tax Roll)

Generated on 1/31/2023 7:55 AM

No exemptions found for this tax year.

	<b>Values</b> (202	22 Tax Roll) 🐨	
	Generated on 1/3	31/2023 7:55 AM	
Property Valu	es	Attributes	
Just	246,031	Land Units Of Measure 0	SF
Assessed	246,031	Units (1)	22650.00
Portability Applied	0	Total Number of Buildings	1
Cap Assessed	246,031	Total Bedrooms / Fixtures	0/4
Taxable	246,031	1st Year Building on Tax Roll (1)	1965
Cap Difference	0	Historic Designation	No

Name / Code	Category	Mailing Address
LEE CO GENERAL REVENUE / 044	County	LEE COUNTY OFFICE OF MGMT & BUDGET PO BOX 398 FORT MYERS FL 33902-0398
LEE CO ALL HAZARDS PROTECTION DIST / 101	Dependent District	LEE COUNTY OFFICE OF MGMT & BUDGET PO BOX 398 FORT MYERS FL 33902-0398
		LEE COUNTY OFFICE OF MGMT & BUDGET

Taxing Authorities
Generated on 1/31/2023 7:55 AM
IONA MCGREGOR FIRE / 068

LEE COUNTY OFFICE OF MGMT & BUDGET
PO BOX 398
FORT MYERS FL 33902-0398

Dependent District

PO BOX 398

FORT MYERS FL 33902-0398

IONA MCGREGOR FIRE DISTRICT / 050

Independent District

IONA MCGREGOR FIRE DISTRICT 6061 S POINTE BLVD FORT MYERS FL 33919

LEE CO UNINCORPORATED MSTU / 020

LEE CO HYACINTH CONTROL DIST / 051	Independent District	LEE CO HYACINTH CONTROL DIST 15191 HOMESTEAD RD LEHIGH ACRES FL 33971
LEE CO MOSQUITO CONTROL DIST / 053	Independent District	LEE CO MOSQUITO CONTROL DIST 15191 HOMESTEAD RD LEHIGH ACRES FL 33971
WEST COAST INLAND NAVIGATION DIST / 098	Independent District	WEST COAST INLAND NAVIGATION DIST 200 MIAMI AVE E VENICE FL 34285-2408
PUBLIC SCHOOL - BY LOCAL BOARD / 012	Public Schools	LEE COUNTY SCHOOL BOARD BUDGET DEPARTMENT 2855 COLONIAL BLVD FORT MYERS FL 33966
PUBLIC SCHOOL - BY STATE LAW / 013	Public Schools	LEE COUNTY SCHOOL BOARD BUDGET DEPARTMENT 2855 COLONIAL BLVD FORT MYERS FL 33966
SFWMD-DISTRICT-WIDE / 110	Water District	SFWMD 3301 GUN CLUB RD WEST PALM BEACH FL 33406
SFWMD-EVERGLADES CONSTRUCTION PROJECT / 084	Water District	SFWMD 3301 GUN CLUB RD WEST PALM BEACH FL 33406
SFWMD-OKEECHOBEE BASIN / 308	Water District	SFWMD 3301 GUN CLUB RD WEST PALM BEACH FL 33406

### Sales / Transactions 9

### Generated on 1/31/2023 7:55 AM

Sale Price	Date	OR Number	Type	Notes	Vacant/Improved
185,000.00	06/09/2022	2022000201997	01		ľ
10.00	04/24/2014	2014000144351	11		in the latest the late
100.00	04/01/1996	2697/2399	03		
3,823,000.00	02/01/1990	2125/2447	02		

Help safeguard your home against property fraud. Sign up for the Lee Clerk's free Property Fraud Alert.

### **Building/Construction Permit Data**

### Generated on 1/31/2023 7:55 AM

Permit Number	Permit Type		Date
FNC2019-02395	Fence	01/22/2020	
DEM2008-00208	Demolition	09/23/2008	
FNC2003-01249	Fence	07/29/2003	
FNC1995-01658	Fence	02/20/1995	
199309560	Commercial	10/14/1993	
COM000608580	Commercial	08/21/1986	
86136	Commercial	04/02/1982	
83323	Commercial	12/02/1981	

### IMPORTANT: THIS MAY NOT BE A COMPREHENSIVE OR TIMELY LISTING OF PERMITS ISSUED FOR THIS PROPERTY.

Note: The Lee County Property Appraiser's Office does not issue or maintain any permit information. The Building/Construction permit data displayed here represents only those records this Office may find necessary to conduct Property Appraiser business. Use of this information is with the understanding that in no way is this to be considered a comprehensive listing of permits for this or any other parcel.

The Date field represents the date the property appraiser received information regarding permit activity; it may or not represent the actual date of permit issuance or completion.

Full, accurate, active and valid permit information for parcels can only be obtained from the appropriate permit issuing agency.

**Location Information** 

Generated on 1/31/2023 7:55 AM

Township

Range

Section 16

Block

Lot

45 Municipality 24E

Latitude

Longitude

Lee County Unincorporated

26.55851

-81.91012

Links

View Parcel on Google Maps

View Parcel on GeoView

### Solid Waste (Garbage) Roll Data

Generated on 1/31/2023 7:55 AM

Solid Waste District

Roll Type

Category

Unit / Area

Tax Amount

002 - Service Area 2

C - Commercial Category

C

1630

46.01

Garbage

Collection Days Recycling

Horticulture

Tuesday

Tuesday

Tuesday

### Flood and Storm Information

Generated on 1/31/2023 7:55 AM

Flood Insurance Find my flood zone

**Evacuation Zone** 

Community 125124

Panel 0416 Version

Date 8/28/2008

A

### Address History

Generated on 1/31/2023 7:55 AM

Street Number MCGREGOR BLVD

Street Name

Unit

Zip

**Maintenance Date** 

12690

FORT MYERS

33919

5/30/2007 9:27:07 AM

MCGREGOR BLVD 12690 12690 MCGREGOR BLVD

Fort Myers

33919

9/1/1999 5:14:56 PM

Fort Myers

33919

12/31/1996 11:11:19 AM

### Appraisal Details (2022 Tax Roll)

Generated on 1/31/2023 7:55 AM

Land

**Land Tracts** 

Use Code

**Use Code Description** 

**Number of Units** 

Unit of Measure

1100

Store, One (1) Floor

22650.00

Square Feet

Land Features

Description

Year Added

Units

BLACK TOP - IMPROVED

1982 1967 1999

2003

19,000 1,208

121

864

SLAB - CONCRETE FENCE - WOOD STOCKADE

PAVEMENT - CONCRETE - PARKING

**Buildings** 

**Building 1 of 1 Building Characteristics** 

**Model Type** 

Stories

**Living Units** 

Improvement Type 35 - Stores - Retail

4 - commercial

1.0

0

Bedrooms 0

Fixtures 0.0

Year Built 1965

**Effective Year Built** 1984

**Building Subareas** 

Description

Heated / Under Air

Area (Sq Ft)

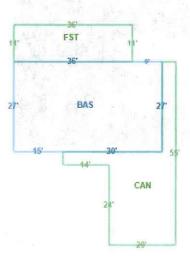
BAS - BASE	Y	1,215
CAN - CANOPY	N	724
FST - FINISHED UTILITY	N	396

### **Building Front Photo**



Photo Date: June of 2022

### **Building Footprint**



### <u>Appraisal Details (Current Working Values)</u>

Generated on 1/31/2023 7:55 AM

### Land

**Land Tracts** 

Use Code	Use Code Description	Number of Units	Unit of Measure
1100	Store, One (1) Floor	22650.00	Square Feet
	Land	Features	

 Description
 Year Added
 Units

 BLACK TOP - IMPROVED
 1982
 19,000

 PAVEMENT - CONCRETE - PARKING
 1967
 1,208

 SLAB - CONCRETE
 1999
 121

 FENCE - WOOD STOCKADE
 2003
 864

### **Buildings**

### Building 1 of 1

### **Building Characteristics**

Improvement Type	Model Type	Stories	Living Units
35 - Stores - Retail	4 - COMMERCIAL	1.0	0
Bedrooms	Fixtures	Year Built	<b>Effective Year Built</b>
0	0.0	1965	1984

### **Building Subareas**

Description	Heated / Under Air	Area (Sq Ft)
BAS - BASE	Υ	1,215
CAN - CANOPY	N	724
FST - FINISHED UTILITY	N	396

## Building Front Photo

Photo Date: June of 2022

# Building Footprint FST 36' 27' BAS 27' CAN 28'

Generated on 1/31/2023 7:55 AM

### **Property Data**

STRAP: 16-45-24-00-00006.0010 Folio ID: 10202042

Generated on 1/31/2023 7:58 AM

### Owner Of Record - Sole Owner

[Change Address]

T & C ENTERPRISES OF SWFL INC 12680 MCGREGOR BLVD #2 FORT MYERS FL 33919

### Site Address

Site Address maintained by E911 Program Addressing

12680 MCGREGOR BLVD FORT MYERS FL 33919

### **Property Description**

Do not use for legal documents!

PARL IN NW 1/4 OF SE 1/4 AS DESC OR 638/0074







### Current Working Values



Tax Roll Valu

ue Letter		



Just Attributes 445,097

Land Units Of Measure 0 Units (1)

SF 15000.00

Total Number of Buildings Total Bedrooms / Fixtures

0/10

Gross Building Area () 1st Year Building on Tax Roll (3) 3,885 1973

Historic Designation

No

Last Inspection Date: 04/07/2020



[ Pictometry Aerial Viewer ]





### **Property Value History**

Tax Year	Just	Land	Market Assessed	Capped Assessed	Exemptions	Taxable
1992	110,410	63,530	110,410	110,410	0	110,410
1993	116,030	63,250	116,030	116,030	0	116,030
1994	118,760	62,960	118,760	118,760	0	118,760
1995	117,000	62,690	117,000	117,000	0	117,000
1996	117,910	54,920	117,910	117,910	0	117,910
1997	117,720	54,650	117,720	117,720	0	117,720
1998	123,960	54,380	123,960	123,960	0	123,960
1999	129,270	54,110	129,270	129,270	0	129,270
2000	128,930	53,840	128,930	128,930	0	128,930
2001	140,040	53,570	140,040	140,040	0	140,040
2002	140,410	53,570	140,410	140,410	0	140,410
2003	140,290	51,570	140,290	140,290	0	140,290
2004	150,810	55,320	150,810	150,810	0	150,810
2005	151,880	59,070	151,880	151,880	0	151,880
2006	179,680	139,640	179,680	179,680	0	179,680
2007	194,890	139,640	194,890	194,890	0	194,890
2008	243,800	139,640	243,800	243,800	0	243,800
2009	187,600	84,000	187,600	187,600	0	187,600
2010	212,410	60,000	212,410	206,360	0	206,360
2011	222,204	45,000	222,204	222,204	0	222,204
2012	264,727	45,000	264,727	244,424	0	244,424
2013	284,564	45,000	284,564	268,866	0	268,866
2014	326,136	76,104	326,136	295,753	0	295,753
2015	389,048	101,950	389,048	325,328	0	325,328
2016	403,170	75,086	403,170	357,861	0	357,861
2017	403,165	74,555	403,165	393,647	0	393,647
2018	305,473	56,490	305,473	305,473	0	305,473
2019	322,136	63,162	322,136	322,136	0	322,136
2020	333,100	61,674	333,100	333,100	0	333,100
2021	356,084	63,630	356,084	356,084	0	356,084
2022	445,097	73,968	445,097	391,692	0	391,692

The Just value is the total parcel assessment (less any considerations for the cost of sale). This is the closest value to Fair Market Value we produce and is dated as of January 1st of the tax year in question (F.A.C. 12D-1.002).

The Land value is the portion of the total parcel assessment attributed to the land.

The Market Assessed value is the total parcel assessment (less any considerations for the cost of sale) based upon the assessment standard. Most parcels are assessed based either upon the Highest and Best Use standard or the Present Use standard (F.S. 193.011). For Agriculturally Classified parcels (or parts thereof), only agricultural uses are considered in the assessment (F.S. 193.461 (6) (a)). The difference between the Highest and Best Use/Present Use and the Agricultural Use is often referred to as the Agricultural Exemption. (i.e. Market Assessed = Just - Agricultural Exemption)

The Capped Assessed value is the Market Assessment after any Save Our Homes or 10% Assessment Limitation cap is applied. This assessment cap is applied to all properties and limits year-to-year assessment increases to either the Consumer Price Index or 3%, whichever is lower for Homestead properties OR 10% for non-Homestead properties.

The Exemptions value is the total amount of all exemptions on the parcel.

The Taxable value is the Capped Assessment after exemptions (Homestead, etc.) are applied to it. This is the value that most taxing authorities use to calculate a parcel's taxes.

(i.e. Taxable = Capped Assessed - Exemptions)

### **Exemptions / Classified Use (Current)**

Generated on 1/31/2023 7:58 AM

No existing exemptions found for this property.

### Exemptions / Classifed Use (2022 Tax Roll)

Generated on 1/31/2023 7:58 AM

No exemptions found for this tax year.

		22 Tax Roll) 🐷 31/2023 7:58 AM	
Property Values		Attributes	
Just	445,097	Land Units Of Measure (5)	SF
Assessed	445,097	Units 3	15000.00
Portability Applied	0	Total Number of Buildings	1
Cap Assessed	391,692	Total Bedrooms / Fixtures	0 / 10
Taxable	391,692	1st Year Building on Tax Roll 0	1973
Cap Difference	53,405	Historic Designation	No

### **Taxing Authorities**

Generated on 1/31/2023 7:58 AM

10	NA MCGREGOR FIRE / 068	
Name / Code	Category	Mailing Address
LEE CO GENERAL REVENUE / 044	County	LEE COUNTY OFFICE OF MGMT & BUDGET PO BOX 398 FORT MYERS FL 33902-0398
LEE CO ALL HAZARDS PROTECTION DIST / 101	Dependent District	LEE COUNTY OFFICE OF MGMT & BUDGET PO BOX 398 FORT MYERS FL 33902-0398
LEE CO UNINCORPORATED MSTU / 020	Dependent District	LEE COUNTY OFFICE OF MGMT & BUDGET PO BOX 398 FORT MYERS FL 33902-0398
LEE COUNTY LIBRARY DIST / 052	Dependent District	LEE COUNTY OFFICE OF MGMT & BUDGET PO BOX 398 FORT MYERS FL 33902-0398
IONA MCGREGOR FIRE DISTRICT / 050	Independent District	IONA MCGREGOR FIRE DISTRICT 6061 S POINTE BLVD FORT MYERS FL 33919

LEE CO HYACINTH CONTROL DIST 15191 HOMESTEAD RD Independent District LEE CO HYACINTH CONTROL DIST / 051 LEHIGH ACRES FL 33971 LEE CO MOSOUITO CONTROL DIST 15191 HOMESTEAD RD LEE CO MOSQUITO CONTROL DIST / 053 Independent District LEHIGH ACRES FL 33971 WEST COAST INLAND NAVIGATION DIST 200 MIAMI AVE E Independent District WEST COAST INLAND NAVIGATION DIST / 098 VENICE FL 34285-2408 LEE COUNTY SCHOOL BOARD BUDGET DEPARTMENT PUBLIC SCHOOL - BY LOCAL BOARD / 012 Public Schools 2855 COLONTAL BLVD FORT MYERS FL 33966 LEE COUNTY SCHOOL BOARD BUDGET DEPARTMENT PUBLIC SCHOOL - BY STATE LAW / 013 **Public Schools** 2855 COLONIAL BLVD FORT MYERS FL 33966 SFWMD 3301 GUN CLUB RD SFWMD-DISTRICT-WIDE / 110 Water District WEST PALM BEACH FL 33406 SFWMD 3301 GUN CLUB RD SFWMD-EVERGLADES CONSTRUCTION PROJECT / 084 Water District WEST PALM BEACH FL 33406 SFWMD 3301 GUN CLUB RD SFWMD-OKEECHOBEE BASIN / 308 Water District WEST PALM BEACH FL 33406

### Sales / Transactions 9

### Generated on 1/31/2023 7:58 AM

Sale Price	Date	OR Number	Туре	Notes	Vacant/Improved
375,000.00	03/31/2020	2020000080251	37		1
0.00	01/23/2019	2019000027752	11		1
0.00	01/23/2019	2019000025276	11		<u> </u>
100.00	01/17/2005	4602/1176	01		- I
100.00	02/21/2003	3865/985	01		1
0.00	04/20/1996	2712/729	03		d d
200,000.00	04/01/1985	1781/1611	01		y × 1 = 1

View Recorded Plat at LeeClerk.org

Use the above link to do a search on the Lee County Clerk of Courts website, using 638 and 74 for the book and page numbers and Official Records for the book type.

Help safeguard your home against property fraud. Sign up for the Lee Clerk's free Property Fraud Alert.

### **Building/Construction Permit Data**

Generated on 1/31/2023 7:58 AM

Permit Number Permit Type

Date

COM2003-00776 Building Remodel / Repair

05/21/2003

<u>113551</u> Commercial 05/05/1989

### IMPORTANT: THIS MAY NOT BE A COMPREHENSIVE OR TIMELY LISTING OF PERMITS ISSUED FOR THIS PROPERTY.

Note: The Lee County Property Appraiser's Office does not issue or maintain any permit information. The Building/Construction permit data displayed here represents only those records this Office may find necessary to conduct Property Appraiser business. Use of this information is with the understanding that in no way is this to be considered a comprehensive listing of permits for this or any other parcel.

The Date field represents the date the property appraiser received information regarding permit activity; it may or not represent the actual date of permit issuance or completion.

Block

Horticulture

Full, accurate, active and valid permit information for parcels can only be obtained from the appropriate permit issuing agency.

**Location Information** 

Generated on 1/31/2023 7:58 AM

Township Range Section

45 24E

Municipality Latitude Longitude

Lee County Unincorporated 26.55887 -81.91001 - 0

Links

View Parcel on GeoView View Parcel on Google Maps

Solid Waste (Garbage) Roll Data

Generated on 1/31/2023 7:58 AM

Roll Type **Solid Waste District** Category Unit / Area **Tax Amount** 

C 4031 110.02 002 - Service Area 2 C - Commercial Category

Collection Days

Garbage Recycling Tuesday Tuesday Tuesday

Flood and Storm Information

Generated on 1/31/2023 7:58 AM

Flood Insurance Find my flood zone

**Evacuation Zone** Version Community Panel Date

F 8/28/2008 125124 0416 Α

**Address History** 

Generated on 1/31/2023 7:58 AM

	Octobated 611 176 172 025 1 . 05 7 W								
Street Number	Street Name	Unit City	Zip	Maintenance Date					
12680	MCGREGOR BLVD	FORT MYERS	33919	9/10/2012 3:14:47 PM					
12680	MCGREGOR BLVD	FORT MYERS	33919	7/28/2011 10:49:16 AM					
12680	MCGREGOR BLVD	FORT MYERS	33919	2/26/2010 1:41:48 PM					
12680	MCGREGOR BLVD	FORT MYERS	33919	5/30/2007 9:27:07 AM					
12680	MCGREGOR BLVD	Fort Myers	33919	9/1/1999 5:14:56 PM					
12680	MCGREGOR BLVD	Fort Myers	33919	12/31/1996 11:11:19 AM					

### Appraisal Details (2022 Tax Roll)

Generated on 1/31/2023 7:58 AM

Land

**Land Tracts** 

Number of Units Unit of Measure Use Code **Use Code Description** 15000.00 1610 Square Feet

Shopping Center, Neighborhood **Land Features** 

Units Description Year Added

**BLACK TOP - IMPROVED** 1973 540 **BLACK TOP - IMPROVED** 1980 8,986

100 FENCE - WOOD STOCKADE 1973

**Buildings** 

**Building 1 of 1** 

**Building Characteristics** 

Improvement Type **Model Type** Stories **Living Units** 4 - commercial 1.0 38 - Shopping Center - Neighborhood

Fixtures Year Built **Effective Year Built** Bedrooms 0.0 1973 1984 0

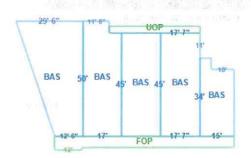
	Building Subareas		1 3 4 4 4 4
	Description	Heated / Under Air	Area (Sq Ft)
	BAS - BASE	Y	1,050
	BAS - BASE	Y CONTRACTOR OF THE	823
	BAS - BASE	Υ	791
	BAS - BASE	Y	460
	BAS - BASE	Υ	761
	FOP - FINISHED OPEN PORCH	N	407
I	UOP - UNFINISHED OPEN PORCH	N	120

### **Building Front Photo**



Photo Date: April of 2020

### **Building Footprint**



### Appraisal Details (Current Working Values)

Generated on 1/31/2023 7:58 AM

### Land

### **Land Tracts**

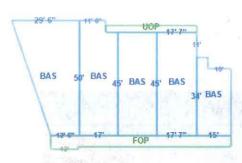
Use Code	Use Code Descri	ption	<b>Number of Units</b>	Unit of Measure				
1610	Shopping Center, Nei	ghborhood	15000.00	Square Feet				
Land Features								
	Description		Year Added	Units				
BLACK TOP - IMPROVED			1973	540				
BLACK TOP - IMPROVED			1980	8,986				
FENCE - WOOD STOCKA	DE		1973	100				
		Buildings						
		Building 1 of 1						
		<b>Building Characteristics</b>						
Impro	evement Type	Model Type	Stories	Living Units				
38 - Shopping C	Center - Neighborhood	4 - COMMERCIAL	1.0	0				
В	edrooms	Fixtures	Year Built	Effective Year Built				
	0	0.0	1973	1984				
		<b>Building Subareas</b>						
	Description		Heated / Under Air	Area (Sq Ft)				
BAS - BASE			Υ	1,050				
BAS - BASE			Y	823				
BAS - BASE			Υ	791				
BAS - BASE			Υ	460				
BAS - BASE			Υ	761				
FOP - FINISHED OPEN P	ORCH		N	407				

### **Building Front Photo**



Photo Date: April of 2020

### **Building Footprint**



Generated on 1/31/2023 7:58 AM

### **Property Data**

STRAP: 16-45-24-00-00005.0000 Folio ID: 10202040

Generated on 1/31/2023 8:01 AM

### Owner Of Record - Tenants by Entirety [Change Address]

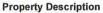
TODD JAMES M & KAREN F 409 CORAL DR CAPE CORAL FL 33904



### Site Address

Site Address maintained by E911 Program Addressing

12670 MCGREGOR BLVD FORT MYERS FL 33919



Do not use for legal documents!



PAR IN SE1/4 S OF EDIN-BURGH DR +W OF MCGREGOR BLVD OR 2454/2566





### Current Working Values 🦚



Tax Roll Value Letter



1,026,556

Just

### Attributes

Land Units Of Measure 0 Units 9

SF 51008.00

Total Number of Buildings

Total Bedrooms / Fixtures (multiple buildings, see Appraisal Details below)

0/7

Gross Building Area (multiple buildings, see Appraisal Details below) 0

7,175

1st Year Building on Tax Roll 0

1953

Historic Designation

No

### [ Tax Map Viewer ] [ View Comparables ]



[ Pictometry Aerial Viewer ]







≪ Photo Date December of 2012 
≫ 
□ View other photos

Last Inspection Date: 08/02/2017

### **Property Value History**

Tax Year	Just	Land	Market Assessed	Capped Assessed	Exemptions	Taxable
1992	61,000	61,000	61,000	61,000	0	61,000
1993	61,000	61,000	61,000	61,000	0	61,000
1994	244,980	139,900	244,980	244,980	0	244,980
1995	244,660	139,600	244,660	244,660	194,460	50,200
1996	234,440	129,400	234,440	234,440	209,840	24,600
1997	307,090	137,220	307,090	307,090	210,760	96,330
1998	306,140	137,180	306,140	306,140	280,380	25,760
1999	316,210	137,150	316,210	316,210	279,900	36,310
2000	314,790	137,110	314,790	314,790	0	314,790
2001	319,210	137,960	319,210	319,210	0	319,210
2002	321,370	137,940	321,370	321,370	0	321,370
2003	319,540	136,260	319,540	319,540	0	319,540
2004	403,560	148,820	403,560	403,560	0	403,560
2005	528,600	191,870	528,600	528,600	0	528,600
2006	706,750	382,690	706,750	706,750	0	706,750
2007	706,960	382,640	706,960	706,960	0	706,960
2008	704,970	382,600	704,970	704,970	0	704,970
2009	600,560	238,980	600,560	600,560	0	600,560
2010	490,586	170,700	490,586	490,586	0	490,586
2011	393,257	150,900	393,257	393,257	0	393,257
2012	385,633	150,900	385,633	385,633	0	385,633
2013	384,423	150,900	384,423	384,423	0	384,423
2014	383,212	150,900	383,212	383,212	0	383,212
2015	391,900	160,800	391,900	391,900	0	391,900
2016	493,857	165,776	493,857	431,090	0	431,090
2017	480,310	165,776	480,310	474,199	0	474,199
2018	480,227	165,776	480,227	480,227	0	480,227

2019	526,972	173,369	526,972	526,972	0	526,972
2020	721,475	246,511	721,475	579,669	0	579,669
2021	987,109	329,009	987,109	637,636	0	637,636
2022	1,026,556	313,317	1,026,556	701,400	0	701,400

The **Just** value is the total parcel assessment (less any considerations for the cost of sale). This is the closest value to Fair Market Value we produce and is dated as of January 1st of the tax year in question (F.A.C. 12D-1.002).

The Land value is the portion of the total parcel assessment attributed to the land.

The **Market Assessed** value is the total parcel assessment (less any considerations for the cost of sale) based upon the assessment standard. Most parcels are assessed based either upon the *Highest and Best Use* standard or the *Present Use* standard (*E.S. 193.011*). For *Agriculturally Classified* parcels (or parts thereof), only agricultural uses are considered in the assessment (*E.S. 193.461 (6) (a)*). The difference between the *Highest and Best Use/Present Use* and the *Agricultural Use* is often referred to as the *Agricultural Exemption*. (i.e. Market Assessed = Just - Agricultural Exemption)

The **Capped Assessed** value is the *Market Assessment* after any *Save Our Homes* or 10% *Assessment Limitation* cap is applied. This assessment cap is applied to all properties and limits year-to-year assessment increases to either the *Consumer Price Index* or 3%, whichever is lower for Homestead properties OR 10% for non-Homestead properties.

The Exemptions value is the total amount of all exemptions on the parcel.

The **Taxable** value is the *Capped Assessment* after exemptions (*Homestead, etc.*) are applied to it. This is the value that most taxing authorities use to calculate a parcel's taxes.

(i.e. Taxable = Capped Assessed - Exemptions)

### Exemptions / Classified Use (Current)

Generated on 1/31/2023 8:01 AM

No existing exemptions found for this property.

### Exemptions / Classifed Use (2022 Tax Roll)

Generated on 1/31/2023 8:01 AM

No exemptions found for this tax year.

	100	22 Tax Roll)	
	Generated on 1/	31/2023 8:01 AM	
Property Values		Attributes	
Just	1,026,556	Land Units Of Measure ()	SF
Assessed	1,026,556	Units ()	51008.00
Portability Applied	0	Total Number of Buildings	2
Cap Assessed	701,400	Total Bedrooms / Fixtures (multiple buildings, see Appraisal	0/7
Taxable	701,400	Details below)	
Cap Difference	325,156	1st Year Building on Tax Roll (9	1953
		Historic Designation	No

### **Taxing Authorities**

Generated on 1/31/2023 8:01 AM

**IONA MCGREGOR FIRE / 068** 

Category

LEE CO GENERAL REVENUE / 044	County	LEE COUNTY OFFICE OF MGMT & BUDGET PO BOX 398 FORT MYERS FL 33902-0398

LEE CO ALL HAZARDS PROTECTION DIST / 101	Dependent District	LEE COUNTY OFFICE OF MGMT & BUDGET PO BOX 398 FORT MYERS FL 33902-0398
The second secon	13334000 - V Consequence of Property of Consequence	FUNT MITCHS FE 33902-0390

		LEE COUNTY OFFICE OF MGMT & BUDGET
LEE CO UNINCORPORATED MSTU / 020	Dependent District	PO BOX 398 FORT MYERS FL 33902-0398
POSSESSIONER ENGINEERING MANAGEMENT AND		FORT MIERS FE 33302-0330

Name / Code

Mailing Address

LEE COUNTY LIBRARY DIST / 052	Dependent District  LEE COUNTY OFFICE OF MGMT & BUDG PO BOX 398 FORT MYERS FL 33902-0398	SET
IONA MCGREGOR FIRE DISTRICT / 050	IONA MCGREGOR FIRE DISTRICT 6061 S POINTE BLVD FORT MYERS FL 33919	Totali H
LEE CO HYACINTH CONTROL DIST / 051	Independent District  LEE CO HYACINTH CONTROL DIST 15191 HOMESTEAD RD LEHIGH ACRES FL 33971	
LEE CO MOSQUITO CONTROL DIST / 053	LEE CO MOSQUITO CONTROL DIST 15191 HOMESTEAD RD LEHIGH ACRES FL 33971	
WEST COAST INLAND NAVIGATION DIST / 098	WEST COAST INLAND NAVIGATION DIS 200 MIAMI AVE E VENICE FL 34285-2408	ST .
PUBLIC SCHOOL - BY LOCAL BOARD / 012	LEE COUNTY SCHOOL BOARD BUDGET DEPARTMENT Public Schools 2855 COLONIAL BLVD FORT MYERS FL 33966	p : e
PUBLIC SCHOOL - BY STATE LAW / 013	LEE COUNTY SCHOOL BOARD BUDGET DEPARTMENT 2855 COLONIAL BLVD FORT MYERS FL 33966	=00 p
SFWMD-DISTRICT-WIDE / 110	SFWMD 3301 GUN CLUB RD WEST PALM BEACH FL 33406	1
SFWMD-EVERGLADES CONSTRUCTION PROJECT / 084	SFWMD 3301 GUN CLUB RD WEST PALM BEACH FL 33406	
SFWMD-OKEECHOBEE BASIN / 308	SFWMD 3301 GUN CLUB RD WEST PALM BEACH FL 33406	

### Sales / Transactions 0

### Generated on 1/31/2023 8:01 AM

Contracted on the tracted of the					
Sale Price	Date	OR Number	Type	Notes	Vacant/Improved
425,000.00	05/07/1999	3117/826	03		wheth - T. I
100.00	05/15/1997	2824/3849	04		Ĭ
340,000.00	12/01/1993	2454/2566	03		1
450,000.00	11/01/1985	1815/362	06		V

### View Recorded Plat at LeeClerk.org

Use the above link to do a search on the Lee County Clerk of Courts website, using 2454 and 2566 for the book and page numbers and Official Records for the book type.

Help safeguard your home against property fraud. Sign up for the Lee Clerk's free Property Fraud Alert.

### **Building/Construction Permit Data**

Generated on 1/31/2023 8:01 AM

Permit Number		Permit Type			Date	
ROF2018-10429		Roof				08/02/2018
COM2018-00238	¥ 3	Building Wind	ow / Door Replacement			03/06/2018
ROF2004-04991		Roof				10/18/2004
DEM2004-00263		Demolition				08/23/2004
COM199404865		<b>Building New</b>	Construction			05/16/1994

IMPORTANT: THIS MAY NOT BE A COMPREHENSIVE OR TIMELY LISTING OF PERMITS ISSUED FOR THIS PROPERTY.

Note: The Lee County Property Appraiser's Office does not issue or maintain any permit information. The Building/Construction permit data displayed here represents only those records this Office may find necessary to conduct Property Appraiser business. Use of this information is with the understanding that in no way is this to be considered a comprehensive listing of permits for this or any other parcel.

The Date field represents the date the property appraiser received information regarding permit activity; it may or not represent the actual date of permit issuance or completion.

Full, accurate, active and valid permit information for parcels can only be obtained from the appropriate permit issuing agency.

### Parcel Numbering History 9

Generated on 1/31/2023 8:01 AM

Prior STRAP

Prior Folio ID

Renumber Reason

Renumber Date

16-45-24-00-00006.0000

N/A

Combined (With another parcel-Delete Occurs)

N/A

### **Location Information**

Generated on 1/31/2023 8:01 AM

Township

Range

Section

Block

Lot

45

24E

16

Longitude

Municipality Lee County Unincorporated

26.55936 - 0

-81.9101

View Parcel on Google Maps

View Parcel on GeoView

### Solid Waste (Garbage) Roll Data

Links

Generated on 1/31/2023 8:01 AM

Solid Waste District

**Roll Type** 

Latitude

Category

Unit / Area

**Tax Amount** 

002 - Service Area 2

C - Commercial Category

C

7752

209.22

Garbage Tuesday Recycling Tuesday

Collection Days

Horticulture Tuesday

### Flood and Storm Information

Generated on 1/31/2023 8:01 AM

Flood Insurance Find my flood zone

Version

Date

**Evacuation Zone** 

Community 125124

Panel 0416

F

8/28/2008

A

### Address History

### Generated on 1/31/2023 8:01 AM

	Street Number	Street Name	Unit	City	Zip	Maintenance Date
	12670	MCGREGOR BLVD	Fo	ort Myers	33919	3/22/2002 9:15:54 AM
Ì	12670	MCGREGOR BLVD	Fo	rt Myers	33919	9/25/1997 8:53:33 AM
	12650	MCGREGOR BLVD	Fo	ort Myers	33919	12/31/1996 11:11:19 AM

### Appraisal Details (2022 Tax Roll)

Generated on 1/31/2023 8:01 AM

Land

**Land Tracts** 

Use Code

Use Code Description

**Number of Units** 

Unit of Measure

1100

Store, One (1) Floor

51008.00

Square Feet

Land Features

Description

Year Added

Units

BLACK TOP - IMPROVED

1975

10,000

WALL - CONCRETE BLOCK

1975

2,877

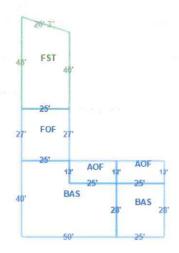
SLAB - CONCRETE		1997	600
Improvement Type	Buildings Building 1 of 2 Building Characteristics Model Type	Stories	Living Units
35 - Stores - Retail	4 - commercial	1.0	0
Bedrooms	Fixtures	Year Built	Effective Year Built
0	0.0	1953	1981
	<b>Building Subareas</b>		
Description		Heated / Under Air	Area (Sq Ft)
AOF - AVERAGE OFFICE		Υ	300
AOF - AVERAGE OFFICE		Υ	700
AOF - AVERAGE OFFICE		Y	300
AOF - AVERAGE OFFICE		Υ	300
BAS - BASE		Y	700
BAS - BASE		Υ	1,700
FOF - FAIR OFFICE		Υ	675
FST - FINISHED UTILITY		N	1,100
	<b>Building Features</b>		
Description		Year Added	Units
OVERHEAD DOOR - SMALL LESS THAN 10X10		1975	2

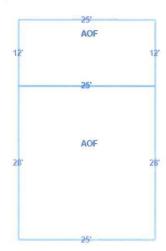
### **Building Front Photo**



Photo Date: December of 2012

### **Building Footprint**





Building 2 of 2

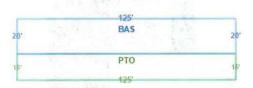
Building Characteristics

I	Improvement Type	Model Type	Stories	<b>Living Units</b>
1	82 - Warehouse - Metal/Frame	6 - Warehouse/Industrial	1.0	0
l	Bedrooms	Bathrooms	Year Built	<b>Effective Year Built</b>
i	0	0.0	1996	1997
J		<b>Building Subareas</b>		
1	Description		Heated / Under Air	Area (Sq Ft)
1	BAS - BASE		Υ	2,500
1	PTO - PATIO		N	1,875
I		<b>Building Features</b>		
I	Description		Year Added	Units
ı	OVERHEAD DOOR - SMALL LESS THAN 10X10		1996	1

# Building Front Photo Copyright ©2012 Pictometry International Corp

Photo Date: December of 2012

### **Building Footprint**



## <u>Appraisal Details (Current Working Values)</u>

Generated on 1/31/2023 8:01 AM

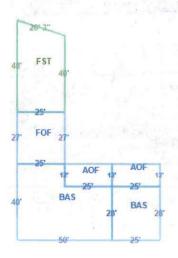
	001101		0.0 0.0		
		Land			
		Land Tract	S		
Use Code	<b>Use Code Description</b>		Number of U	Inits	Unit of Measure
1100	Store, One (1) Floor		51008.0	0	Square Feet
		Land Featur	es		
	Description			Year Added	Units
BLACK TOP - IMPROVED				1975	10,000
WALL - CONCRETE BLOCK				1975	2,877
SLAB - CONCRETE				1997	600
		Buildings Building 1 of Building Characte	f 2		
Improvement Type		Model Type		Stories	Living Units
35 - Stores - Retail		4 - COMMERCIA	E T. CI. Text	1.0	0
Bedrooms		Fixtures	CONTRACTOR	Year Built	Effective Year Built
0		0.0		1953	1981
		<b>Building Suba</b>	reas		
	Description			Heated / Under Air	Area (Sq Ft)
AOF - AVERAGE OFFICE				Y	300
AOF - AVERAGE OFFICE			The state of the s	Υ	700
AOF - AVERAGE OFFICE				Y	300
AOF - AVERAGE OFFICE			3	Υ	300
BAS - BASE				Υ	700
BAS - BASE			and the same of	Υ	1,700
FOF - FAIR OFFICE				Υ	675
FST - FINISHED UTILITY			1	N	1,100
		<b>Building Feat</b>	ures		
	Description			Year Added	Units
OVERHEAD DOOR - SMALL LES	S THAN 10X10			1975	2

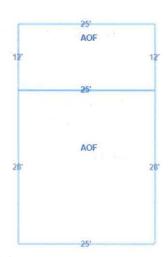
### **Building Front Photo**



Photo Date: December of 2012

### Building Footprint

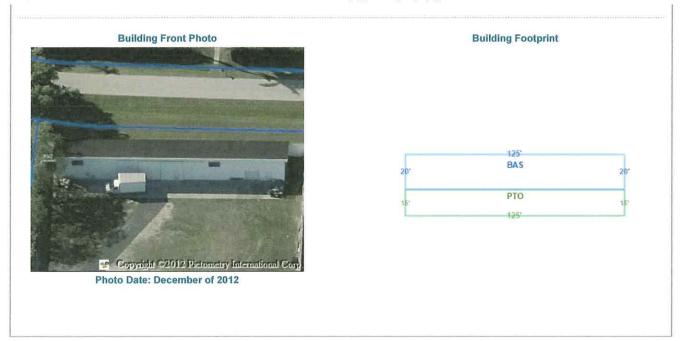




Building 2 of 2

Building Characteristics
--------------------------

Improvement Type	Model Type	Stories	Living Units
82 - Warehouse - Metal/Frame	6 - WAREHOUSE/INDUSTRIAL	1.0	0
Bedrooms	Bathrooms	Year Built	Effective Year Built
0	0.0	1996	1997
	<b>Building Subareas</b>		
	Description	Heated / Under Air	Area (Sq Ft)
BAS - BASE		Υ	2,500
PTO - PATIO		N	1,875
	<b>Building Features</b>		
	Description	Year Added	Units
OVERHEAD DOOR - SMALL LESS THA	AN 10X10	1996	1



Generated on 1/31/2023 8:01 AM

Kevin C. Karnes, Lee County Clerk of Circuit Court INSTR. # 2022000201997, Doc Type D, Pages 7, Recorded 6/16/2022 at 4:49 PM, Deputy Clerk LHINSPETER ERECORD Rec Fees: \$61.00 Deed Doc: \$1,295.00

> THIS DOCUMENT PREPARED BY: Speedway LLC c/o 7-Eleven, Inc. Legal Department 3200 Hackberry Road Irving, Texas 75063

WHEN RECORDED MAIL TO: Stewart Title Guaranty Company 1360 Post Oak Blvd., 10th Floor Houston, Texas 77056 Attn: Tiffany Gourgis

SEND FUTURE TAX STATEMENTS TO: McGregor 12690 Properties, LLC 10481 Solaro Street Fort Myers, FL 33913-7198

Tax ID No. 16-45-24-00-00007.0060

### SPECIAL WARRANTY DEED

SPEEDWAY LLC, a Delaware limited liability company, with a principal address of c/o 7-Eleven, Inc., 3200 Hackberry Road, Irving, Texas 75063 ("Grantor"), GRANTS, BARGAINS, CONVEYS AND SELLS to MCGREGOR 12690 PROPERTIES, LLC, a Florida limited liability company, with a principal address of 10481 Solaro Street, Fort Myers, Florida 33913 ("Grantee"), for the sum of TEN AND NO/100 DOLLARS (\$10.00) AND OTHER GOOD AND VALUABLE CONSIDERATION, the real property located in FORT MYERS, LEE COUNTY, FLORIDA and more fully described on Exhibit A attached hereto and made a part hereof (the "Property"). For purposes of this Deed, the "Closing" shall mean the recordation of this Deed, fully-executed and acknowledged, in the official records of the County, and the "Closing Date" shall mean the date this Deed is so recorded.

TO HAVE AND TO HOLD the Property, with all and singular the rights, members and appurtenances thereof, belonging or in anywise appertaining, to Grantee, its successors and assigns, forever. GRANTOR, for itself and its successors, does covenant, promise and agree, to and with Grantee, its successors and assigns, that Grantor is lawfully seized of said land in fee simple; that Grantor has good, right and lawful authority to sell and convey said land; Grantor has not done, or suffered to be done, anything whereby the Property is, or may be, in any manner encumbered or charged, except as set forth

above, and Grantor hereby SPECIALLY WARRANTS AND AGREES TO FOREVER DEFEND the Property against all persons lawfully claiming the same by, through or under it, but not otherwise,

SUBJECT TO (i) current taxes and assessments not yet delinquent and taxes and assessments for subsequent years; (ii) all covenants, conditions, restrictions, servitudes, liens, reservations, easements, rights-of-way, declarations, encumbrances and other matters of record or to which reference is made in the public records; (iii) zoning and other regulatory laws and ordinances affecting the Property; (iv) matters that would be disclosed by an accurate survey; and (v) rights of tenants in possession (if any); and (v) any plat affecting the Property ("Conditions").

The payment of current ad valorem taxes on the Property having been prorated to the date hereof, the payment thereof is assumed by Grantee.

Invalidation of any one provision herein by judgment or court order shall in no way affect any other provision.

Neither Grantee nor its successors, assigns or legal representatives, lessees, or sublessees, shall conduct or permit the conduct on the Property of, and the Property shall not be used for:

- i. a grocery or convenience store selling at retail any food or food products, dairy products, beer, or wine or other alcoholic beverages for consumption off the premises; or
- ii. the sale of motor fuels and petroleum products.

The Property is sold and conveyed AS IS, WHERE IS, WITH ALL FAULTS, SUBJECT, HOWEVER, TO THE WARRANTIES OF TITLE SET FORTH IN THIS DEED. GRANTOR DOES NOT EXPRESSLY OR IMPLIEDLY WARRANT OR GUARANTEE THE CONDITION OF THE PROPERTY NOR ITS MERCHANTABILITY OR FITNESS FOR ANY PURPOSE.

BY ITS ACCEPTANCE OF THIS CONVEYANCE, GRANTEE AGREES AS FOLLOWS: PURSUANT TO SECTION 10 OF THE SALES CONTRACT, DATED JANUARY 31, 2022, BY AND BETWEEN GRANTOR AND GRANTEE, SUBSECTIONS (A) THROUGH (J) BELOW SHALL BE COVENANTS RUNNING WITH THE LAND AND SHALL BE BINDING UPON GRANTEE AND ITS SUBSIDIARIES, LEGAL REPRESENTATIVES, HEIRS, SUCCESSORS AND ASSIGNS, AS APPLICABLE, INCLUDING, BUT NOT LIMITED TO, FUTURE OWNERS OF ALL (OR ANY PORTION) OF THE PROPERTY, AND SHALL INURE TO THE BENEFIT OF GRANTOR AND ITS SUBSIDIARIES, LEGAL REPRESENTATIVES, HEIRS, SUCCESSORS AND ASSIGNS, AS APPLICABLE. THE INTENTION OF GRANTOR AND GRANTEE IS THAT SAID COVENANTS SHALL LAST IN PERPETUITY. IF REQUESTED BY GRANTOR, GRANTEE OR THE THEN OWNER(S) OF THE PROPERTY, BY ITS ACCEPTANCE OF A DEED FOR ALL OR A PORTION OF THE PROPERTY, AGREES TO EXECUTE SUCH DOCUMENTATION OR TAKE SUCH ACTION AS GRANTOR MAY REASONABLY REQUEST TO CONFIRM OR OTHERWISE GIVE EFFECT TO SUCH COVENANTS.

a. <u>Hazardous Substances</u>. Except as set forth below, Grantee hereby assumes liability for, and agrees to take all actions required by law relating to, all environmental obligations or liabilities, including investigation, monitoring and remediation obligations and third party claims, arising from environmental conditions or Hazardous Substances (as defined herein) existing on, beneath or migrating from the Property as of the Closing Date, including, but not limited to: (i) any violation or alleged violation of, or liability or alleged liability under, any local, state or federal law, rule or regulation or common law duty pertaining to human health, natural resources or the environment, including, without limitation, the

Comprehensive Environmental Response, Compensation and Liability Act of 1980 (42 U.S.C. §9601 et seq.), the Resource Conservation and Recovery Act of 1976 (42 U.S.C. §6901 et seq.), the Federal Water Pollution Control Act (33 U.S.C. §1251 et seq.), the Clean Air Act (42 U.S.C. §7401 et seq.), the Emergency Planning and Community-Right-to-Know Act (42 U.S.C. §11001 et seq.), the Endangered Species Act (16 U.S.C. §1531 et seq.), the Toxic Substances Control Act (15 U.S.C. §2601 et seq.), the Occupational Safety and Health Act (29 U.S.C. §651 et seq.) and the Hazardous Substances Transportation Act (49 U.S.C. §1801 et seq.), and those relating to Lead Based Paint (as hereinafter defined) and each of their state counterparts and the regulations promulgated pursuant to said laws, all as amended from time to time (collectively, "Environmental Laws"), relating to or affecting the Property, whether or not caused by or within the control of Grantor; (ii) the presence, release or threat of release of or exposure to any hazardous, toxic or harmful substances, wastes, materials, pollutants or contaminants (including, without limitation, asbestos or asbestos-containing materials, polychlorinated biphenyls, petroleum or petroleum products or byproducts, flammable explosives, radioactive materials, paint containing more than .05% lead by dry weight ("Lead Based Paint"), infectious substances or raw materials which include hazardous constituents) or any other substances or materials which are included under or regulated by Environmental Laws (collectively, "Hazardous Substances") or any toxic mold or fungus of a type that may pose a risk to human health or the environment or would negatively impact the value of the Property ("Toxic Mold"), on, in, under or affecting all or any portion of the Property or any surrounding areas, regardless of whether or not caused by or within the control of Grantor; (iii) any transport, treatment, recycling, storage, disposal or arrangement therefor of Hazardous Substances whether on the Property, originating from the Property, or otherwise associated with the Grantee or any operations conducted on the Property at any time; or (iv) any environmental investigation, assessment, audit or review conducted in connection with the Property or the operations conducted at any time thereon, including, without limitation, the cost of assessment, investigation, containment, removal and/or remediation of any and all Hazardous Substances or Toxic Mold from all or any portion of the Property or any surrounding areas, the cost of any actions taken in response to the presence, release or threat of release of any Hazardous Substances or Toxic Mold on, in, under or affecting any portion of the Property or any surrounding areas to prevent or minimize such release or threat of release so that it does not migrate or otherwise cause or threaten danger to present or future public health, safety, welfare or the environment, and costs incurred to comply with Environmental Laws in connection with all or any portion of the Property or any surrounding areas.

- b. <u>Indemnity</u>. Grantee will protect, defend, hold harmless and indemnify Grantor, its directors, officers, agents and employees from and against any and all expenses, claims, actions, liabilities, attorney's fees, damages, losses, penalties, fines and interest of any kind whatsoever (including without limiting the foregoing, death of or injury to persons and damage to Property), actually or allegedly resulting from or connected with the environmental condition of the Property or from the omission or commission of any act, lawful or unlawful, by Grantee or its agents or employees, whether or not such act is within the scope of the employment of such agents or employees, or from leaks, seepage, spills or other loss of motor fuels or other toxic pollutants at the Property. Grantee hereby agrees that this indemnity shall survive the Closing.
- c. <u>Waiver and Release.</u> <u>Subject to the terms of subsection (d) below,</u> (i) Grantee hereby waives, relinquishes and releases Grantor from all costs by reason of or arising out of any environmental conditions at the Property and from any contribution action; and (ii) should any clean-up, remediation or removal of Hazardous Substances or other environmental conditions on the Property be required after the Closing Date, it is hereby understood and agreed that such clean-up, removal or remediation shall be the responsibility of and shall be performed at the sole cost and expense of Grantee. It is understood and agreed that the Purchase Price reflects the allocation of risk set forth in this subsection. Further, notwithstanding anything to the contrary herein, Grantee covenants and agrees that in no event shall it commence any action or make any claim against Grantor, its parent corporation, subsidiaries, affiliates and assigns, or any former owner or operator of the Property which in any way relates to the environmental or other condition of the Property, including any claim for property damage or diminution

of property value by reason of the presence of Hazardous Substances at, on under or emanating from the Property, and Grantee hereby releases Grantor from all such claims. It is acknowledged and agreed that the Purchase Price of the Property reflects the condition of the Property. Grantee's sole remedy after Closing with respect to any such contamination shall be for specific performance of Grantor's obligations under this Section.

- Remedial Measures. Notwithstanding the foregoing, Grantee is hereby advised that the Property has been impacted by subsurface petroleum contamination ("Release"), which has been reported to the Florida Department of Environmental Protection ("Department"). Grantor is currently conducting Remedial Measures (as defined below) and shall, at its expense, use commercially reasonable efforts to complete such Remedial Measures after the Closing. As used herein, "Remedial Measures" shall consist of those activities which, in Grantor's reasonable opinion, in consultation with the Department, are required to investigate, monitor and/or remediate petroleum hydrocarbon conditions or other environmental conditions originating on the Property prior to Closing. The Remedial Measures shall be undertaken in such a commercially reasonable manner, subject to the requirements of the Department, as to minimize disruption to Grantee's business on the Property. The parties agree that Grantor's Remedial Measures shall be based upon the least stringent standards acceptable to the Department for non-residential or commercial purposes, including natural attenuation, and that residual contamination may remain at the Property after the conclusion of the Remedial Measures. Grantor will provide to Grantee copies of all reports generated by the environmental consultant for delivery to the Department. Grantor will be entitled to all reimbursement available with respect to the performance of the Remedial Measures and Grantee will cooperate with Grantor in that regard to the extent reasonably requested. Grantor acknowledges that the indemnity set forth in subsection (a) above shall not be applicable to the Release.
- e. <u>Access Agreement</u>. At Closing, in addition to the closing documents set forth in Section 7 of the Sales Contract, Grantor and Grantee will execute an Access Agreement in the form attached to the Sales Contract as Exhibit C, pursuant to which Grantee will provide Grantor with access to the Property for the purpose of performing the Remedial Measures.
- f. <u>Completion of Remedial Measures</u>. Remedial Measures for the Property shall be deemed completed when either (i) Grantee receives a written determination from the appropriate governmental authority having jurisdiction over the Property that no further activities are required to meet applicable industrial/commercial clean-up standards (excluding periodic monitoring) under applicable environmental laws, including without limitation a "No Further Action" letter or order; or (ii) if the applicable environmental laws do not provide for such a written determination, then when all required activities have been completed to meet applicable industrial/commercial clean-up standards pursuant to a work plan approved by the Department or any appropriate governmental authority having jurisdiction over the Property (the "Satisfaction of Environmental Remediation"). Grantor will deliver the Satisfaction of Environmental Remediation, Grantor shall thereafter be released from any liability associated with any Hazardous Substances fuels on the Property prior to Closing.
- g. <u>Post-Closing Release</u>. If, at any time after Closing, during the performance of the Remedial Measures at the Property, either party has reason to believe that a post-closing release has occurred, such party shall notify the other immediately and take those steps reasonably required by law or by the Department, to determine and abate the source of the release. If, upon subsequent investigation by Grantor and Grantee, hydrocarbon contamination is determined to have occurred subsequent to the Closing, Grantor and Grantee shall agree on an allocation of responsibility for tests undertaken by Grantee and for the remediation expenses from that date forward based on the degree to which the post-closing release increased the estimated overall remediation costs, with Grantee and Grantor to be responsible for their respective share of the remediation costs and entitled to receive the reimbursement applicable to their

respective share. If the subsequent release is larger than the condition being remediated, Grantee shall become the "responsible party" and shall conclude any required remediation, and Grantor shall reimburse Grantee its pro-rata share of such remediation costs base on the allocation of responsibility described above.

- Memorandum of Agreement. At Closing, in addition to the closing documents set forth in Section 7 of the Sales Contract, Grantor and Grantee will execute and record a Memorandum of Agreement in the form attached to the Sales Contract as Exhibit D, pursuant to which Grantee shall agree on behalf of itself and its successors, assigns, lessees, or other persons with any interest or control of the Property ("Grantee Controlled Entities") to assume a duty of cooperation with Grantor. Such cooperation may include, without limitation (i) ongoing compliance with the Access Agreement, and agreement to modify the Access Agreement as may be reasonably necessary in Grantor's sole discretion, to provide Grantor the ongoing access to the Property necessary for the purpose of conducting the Remedial Measures; (ii) executing or causing to be executed documents that are necessary for Grantor to perform or complete the Remedial Measures, including any restrictive covenants that prohibit the use of the Property for nonresidential purposes and/or the use of groundwater; (iii) complying with the requirements and/or conditions of any institutional controls; (iv) agreeing to not destroy, alter, remove, relocate or block any investigation, monitoring or remediation equipment, or otherwise interfere with or obstruct Grantor's performance or completion of the Remedial Measures; (v) cooperating with Grantor as to any ongoing or future investigations, including the installation of borings and monitoring wells at the Property, that are required by the Department or that Grantor in its sole discretion determines are reasonably necessary; and (vi) cooperating with Grantor as to any other reasonable requests necessary for the performance and completion of the Remedial Measures.
- i. <u>Notice of Changes.</u> Grantee shall give Grantor not less than thirty (30) days' prior written notice of any plans of Grantee to remove, relocate or alter the equipment utilized by Grantor to perform the Remedial Measures, whether above or below the surface of the Property, and including, without limitation, all piping used by Grantor to perform the Remedial Measures, and any such activities will require Grantor's prior approval and will be performed at Grantee's sole cost and expense.
- j. <u>Survival</u>. The covenants of this Section 10 shall survive Closing and shall be binding upon and shall inure to the successors and assigns of each of the parties and all subsequent purchasers of the Property. Upon the request of Grantor, Grantee agrees to execute and deliver such instruments in recordable form as necessary to effect record notice of the foregoing rights and covenants.

[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK. SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, Grantor has ca	used this Special Warranty Deed to be execut	ed this
Witness: 3 10 10 Name: Braeden Powell	GRANTOR:  SPEEDWAY LLC, a Delaware limited licompany	ability
Witness: Kelsey Landis	By: Name: Randy Quinn Title: Manager	2 8 inc
ACKNOW	LEDGEMENT	
STATE OF TEXAS §		
COUNTY OF DALLAS §		
On this	o me to be the person whose name is subscritt he/she executed the same as the act of such co	ion Randy ibed to the
GIVEN UNDER MY HAND AND , 2022.	SEAL OF OFFICE this 17th	day of
(seal)	Notary (Ignature)  In Francy Lewis  yped or printed name)	
Notary Public, State of Texas My Comm. Expires 2-21-2026 Notary ID 13360092-2	My commission expires: $\frac{\partial}{\partial l}$	, 

### **EXHIBIT A**

### **Property Description**

A tract or parcel of land lying in the Northwest quarter (NW 1/4) of the Southeast quarter (SE 1/4) of Section 16, Township 45 South, Range 24 East, Lee County, Florida, which tract or parcel is described as follows:

From the intersection of the North line of Miles Road with the Northwesterly line of McGregor Boulevard as shown on the plat of Unit No. 1, EDISON ACRES according to a map or plat thereof recorded in Plat Book 9, Page 56, of the Public Records of Lee County run N 17°43'00" E along the Northwesterly boundary of McGregor Boulevard For 550 feet to the point of beginning of the lands herein described. From said point of beginning continue N 17°43'00" E along said Northwesterly line of McGregor Boulevard for 166 feet to a point 200 feet Southeasterly of the lands marked "not included in this plat": thence run S 88°59'00" W parallel with the South line of said lands "not included in this plat" for 158.39 feet to the Southeasterly line of Lot 10, Block A, said Unit No. 1, EDISON ACRES: thence run S 17°43'00" W along said Southeasterly line of Block A, Unit No. 1, EDISON ACRES for 115.23 feet to an intersection with a line perpendicular to said Northwesterly line of McGregor Boulevard passing through the point of beginning; thence run S 72°17'00" E along said perpendicular line for 150 feet to the point of beginning.

Linda Doggett, Lee County Clerk of Circuit Court

INSTR. # 2020000080251, Doc Type D, Pages 2, Recorded 3/31/2020 at 3:27 PM, Deputy Clerk MCOSSAIRT ERECORD

Rec Fees: \$18.50 Deed Doc: \$2,625.00

Prepared by and return to: Ashley L. Suarez, Esq. Roetzel & Andress, L.P.A. 2320 First Street, Suite 1000 Fort Myers, FL 33901-2904 239-337-3850 File Number: 142180.0002

Parcel Identification No. 16-45-24-00-00006,0010

[Space Above This Line For Recording Data]\_

# **Warranty Deed**

(STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 31st day of March, 2020 between Barbara Proctor, a married woman whose post office address is 3404 Jewel Court, The Villages, FL 32163 of the County of Sumter, State of Florida, grantor\*, and T & C Enterprises of SWFL, Inc, a Florida corporation whose post office address is 12680 McGregor Boulevard, #2, Fort Myers, FL 33919 of the County of Lee, State of Florida, grantee\*,

Witnesseth that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Lee County, Florida, to-wit:

The South one-half (S 1/2) of the following described property: A parcel of land in the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of Section 16, Township 45 South, Range 24 East, Lee County, Florida, described as follows: BEGINNING at the Northeast corner of Lot 12, in Block A, Unit No. 1, EDISON ACRES, according to the map or plat thereof on file and recorded in the Office of the Clerk of the Circuit Court of Lee County, Florida, in Plat Book 9, at Page 56, run East, along a prolongation of the North line of said Lot 12 and the South line of the lands conveyed by deed recorded in Deed Book 173, at Page 141 of said Public Records, for 158.39 feet to a point on the West right-of-way line of McGregor Boulevard (State Road 867); thence run South 17°43' West along said right-of-way line (40 feet from center line) for 200 feet; thence run South 88°59' West, parallel to said North line of Lot 12, Block A, for 158.39 feet to the Easterly line of said Block A; thence run North 17°43' East, along said Easterly line of Block A, for 200 feet to the Point of Beginning.

Subject to taxes for 2020 and subsequent years; covenants, conditions, restrictions, easements, reservations and limitations of record, if any.

NON-HOMESTEAD: Grantor warrants that at the time of this conveyance, the subject property is not the Grantor's homestead within the meaning set forth in the constitution of the state of Florida, nor is it contiguous to or a part of homestead property.

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

\* "Grantor" and "Grantee" are used for singular or plural, as context requires.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Witness #1 Signature

CIFF Barringur

Witness #1 Printed Name

Signed, sealed and delivered in our presence:

Witness #2 Signature

Witness #2 Printed Name

State of Florida County of Sumter

The foregoing instrument was acknowledged before me by means of [X] physical presence or [] online notarization, this  $26^{7h}$  day of March, 2020 by Barbara Proctor, who [] is personally known or [] has produced Florida Drivers like 5 [] as identification.

[Notary Seal]

ROBERT F. LE BLANC Notary Public – State of Florida Commission & GG 126941 My Comm. Expires Jul 23, 2021 Bonded through National Notary Assn. Printed Name: ROBERT F. LEBIANC

My Commission Expires: 07/23/3021

### 4632395

This Instrument Prepared by and Return to: S. Renae Henry Title Group Services, Ltd. 13131 University Drive Fort Myers, Florida 33907

RECORDED BY
JOANNE MILLER, D.C.

Property Appraisers Parcel Identification (Folio) Numbers: 16-45-24-00-00005.0000 Grantees SS #s:

SPACE ABOVE THIS LINE FOR RECORDING DATA...

THIS WARRANTY DEED, made the 7th day of May, A.D. 1999 by Habitat for Humanity of Lee County, Inc., a Florida Not for Profit Corp. herein called the grantor, whose post office address is 1288 North Tamiami Trail, North Fort Myers, FI 39903, to James M. Todd and Karen F. Todd, husband and wife whose post office

address is 409 Coral Drive, Cape Coral, FL 33904, hereinafter called the Grantees:
(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

WITNESSETH: That the grantor, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee all that certain land situate in LEE County, State of Florida, viz:

### SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Subject to easements, restrictions and reservations of record and to taxes for the year 1999 and thereafter.

TOGETHER, with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

AND, the grantor hereby covenants with said grantees that the grantor is/are lawfully seized of said land in fee simple; that the grantor has good right and tawful authority to sell and convey said land, and hereby warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 1998.

IN WITNESS WHEREOF, the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

Habitat for Humanity of Lee County, Inc., a

CHARLIE GREEN, CLERK, LEE COUNTY
By Loanne Miller Deputy Clerk

9

Florida Not for Profit Corp

Vernon Archibald, President

Printed Signature

STATE OF FLORIDA COUNTY OF LEE

The foregoing instrument was acknowledged before me this 7th day of May, 1999 by Vemon Archibald, President of Habitat for Humanity of Lee County, Inc., a Florida Not for Profit Corp. on behalf of the corporation. He/she is personally known to me or has produced to the County as identification.

SEAL

Willras

Printed Notary Signature

My Commission Expires:



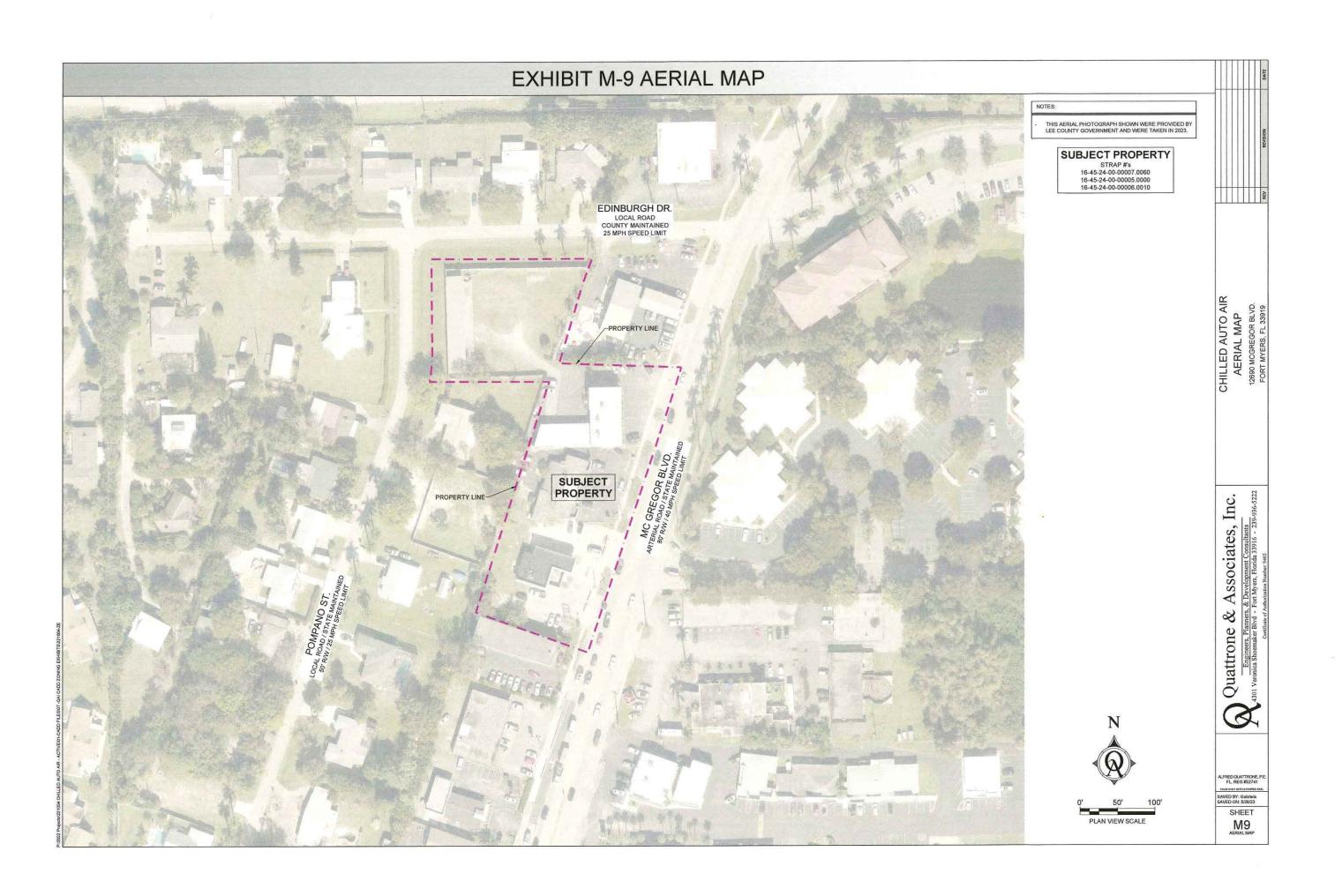
# LEE COUNTY ELERK

### **EXHIBIT "A"**

A tract or parcel of land situated in the State of Florida, County of Lee, Section 16, Township 45 South, Range 24 East and further bounded and described as follows: Starting at a concrete monument marking the intersection of the South right-of-way line of McGregor Boulevard (State Road No. 867), (80 feet wide), said point being 200.00 feet, more or less, South of the North line of the Southeast 1/4 of said Section 16, thence South 89 degrees 03'44" West along the South right-of-way line of Edinburg Drive for 150.50 feet to a concrete monument and the point of beginning; thence continue South 89 degrees 03'44" West along said right-of-way line for 222.21 feet to a concrete monument marking the Easterly right-of-way line of Pompano Street (50.00 feet wide); thence South 00 degrees 04'40" East along said right-of-way line for 129.02 feet to the beginning of a curve concave to West having a radius of 225.00 feet; thence southerly along said curve and said right-of-way through a central angle of 08 degrees 37' 02" for 33.84 feet to a concrete monument marking the Northwest corner of Lot 12, EDISON ACRES SUBDIVISION, as recorded in Plat Book 9 at Page 56; thence North 88 degrees 59'00" East along the Northerly line of said lot for 159.16 feet to a concrete monument marking the Northeast corner of said lot; thence South 17 degrees 43'00" West along the Easterly line of said Lot 12 for 100.00 feet; thence North 88 degrees 59'00" East parallel to the North line of said Lot 12 for 158.39 feet to an intersection with the Westerly right-of-way line of the aforesaid McGregor Bouelvard; thence North 17 degrees 43'00" East along said right-of-way line for 123.07 feet; thence South 88 degrees 59'00" West for 150.00 feet; thence North 17 degrees 43'00" East parallel to said McGregor Boulevard for 69.10 feet to the beginning of a non-tangent curve concave to the Southeast having a radius of 1819.07 feet and to which point a radial line bears North 70 degrees 19'09" East; thence Northeasterly along said curve through a central angle of 02 degrees 32'52" for 80.89 feet to the Point of Beginning.

File # 990331L

1999 HAY 13 AM 9: 42



### McGregor-Mixed Use Overlay

Lee Plan Analysis Exhibit M12

### Request

The 2-acre +/- site is located on the west side of McGregor Blvd. and north of College within the South Fort Myers Planning Community. Its Future Land Use Classification is Intensive Development. The overall site consists of three parcels as seen in the aerial below.



Figure 1. Subject Property Location Map

### **Existing and Surrounding Conditions**

The subject property is located within the South Fort Myers Planning Community. It consists of three C-I zoned parcels. The surrounding area has been developed with a mixture of Residential, Commercial and institutional uses. Future Land Use designations, zoning and current adjacent uses are identified in the table below.

	North	South	East	West
FLU	Central Urban & Intensive Development	Intensive Development	Intensive Development w./Mixed Use	Central Urban 8 Intensive Development
Zoning	C-I & RS-I	C-I & RS-I	C-I & MPD	RS-I
Actual Use	Auto Repair * Business Services w./Retail * SF	Retail * Medical * Auto Repair	Office * Retail * Bar & Lounge	SF



# Extension of and Compatibility with Existing Development Patterns and Surrounding Uses:

The proposed mixed-use overlay amendment will advance a more efficient use of the land via alternative land development standards that incentivize a more efficient use of the property. Thus, the amendment facilitates neighborhood re- development with like commercial uses.

The subject property abuts McGregor, a major roadway connecting employment and activity centers to the North Fort Myers city-center and to the South Fort Myers metropolitan area. Existing uses along McGregor Blvd are a range of residential, commercial retail, commercial office, professional office and institutional activities. Due to the de-minimis size of the property and of its existing commercial uses, the roadway has sufficient capacity to serve the subject property. The proposed amendment is consistent with sound planning practices promoting infill and allowing intensification along major corridors to ensure an efficient use of public infrastructure.

As identified on the following pages, the proposed incorporation of the Mixed-Use overlay over the 2-acre Intensive Future Land Use property will serve to promote a more intensive urban redevelopment that is consistent, compatible and complementary to the surrounding land uses and development patterns.

### Lee Plan Consistency Narrative

### Future Land Use Element

**POLICY 1.1.1:** The Future Land Use Map depicts the pattern for future development and substantial redevelopment within the unincorporated portion of Lee County through the year 2045.

RESPONSE \_Existing buildings within the project limits are 30 + years old and in some cases predate current rules for setbacks and buffers. Incorporating the properties into the mixed-use overlay would allow these properties to be redeveloped in accordance with the new land development requirements. The mixed-use overlay would be appropriate for this area.

POLICY 1.1.2: The Intensive Development future land use category is located along major arterial roads. By virtue of their location, the County's current development patterns, and the available and potential levels of public services, areas with this designation are suited to accommodate high densities and intensities. Mixed use developments of high-density residential, commercial, limited light industrial, and office uses are encouraged to be developed as described in Objective 11.1, where appropriate. The standard density range is from eight dwelling units per acre (8 du/acre) to fourteen dwelling units per acre (14 du/acre), with a maximum total density of twenty-two dwelling units per acre (22 du/acre). The maximum total density may be increased to thirty dwelling units per acre (30 du/acre) utilizing Greater Pine Island Transfer of Development Units. (Ord. No. 94- 30, 09-06, 10-10, 16-07, 21-09)





RESPONSE \_ The subject property is located in close proximity to two arterial roadways (McGregor Blvd. and College Pkwy). Urban services are available and adequate to serve the development, as demonstrated in the letters of availability provided by Lee County Utilities, Lee Tran, Lee County Schools, Iona McGregor Fire District, Lee County Solid Waste Division, Lee County Emergency Medical Services, and the Lee County Sheriff's Office. The property is adjacent to the College Parkway Mixed-Use Overlay district which consists of conventional and mixed use planned development zoned projects and high-density MF residential and commercial use. Consisting of long-standing commercial suitable for redevelopment, the subject two acre property is ideally suited for the Mixed Use Overlay in



that the reduced development standards will serve as sound incentives for greater urbanized, compact growth. This is consistent with Policy 1.1.2.

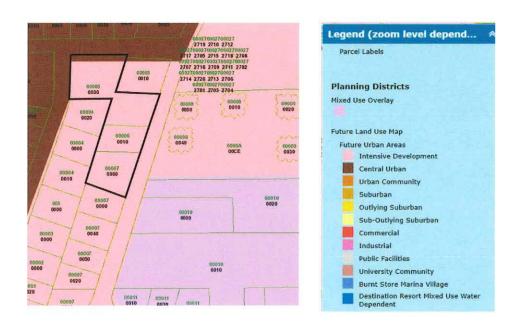


Figure 2. FLUM-Proximately to Existing Mixed-Use Overlay

**OBJECTIVE 2.1: DEVELOPMENT LOCATION.** Contiguous and compact growth patterns will be promoted through the rezoning process to contain urban sprawl, minimize energy costs, conserve land, water, and natural resources, minimize the cost of services, and prevent development patterns where large tracts of land are by-passed in favor of development more distant from services and existing communities. (Ordinance No. 94-30, 00-22)

**POLICY 2.1.1:** Most residential, commercial, industrial, and public development is expected to occur within the designated future urban areas on the Future Land Use Map through the assignment of very low densities to the non-urban categories.

**POLICY 2.1.2**: New land uses will be permitted only if they are consistent with the Future Land Use Map and the goals, objectives, policies, and standards of this plan. (Ord. No. 00-22)

RESPONSE \_ The request for a mixed-use overlay designation for the subject property is reasonable and conforms to accepted professional land use practices and principles. The site location is ideal for incentivized commercial redevelopment since it is near the



intersection of two arterial roadways (McGregor Blvd. and College Pkwy) and is classified as a Future Intensive Development land use. The surrounding McGregor and College Parkway properties are built-out with uses including retail, professional office, restaurants and multi-Family. The property has a zoning designation of C-1. Adding the 2-acre property to the Mixed-Use Overlay is consistent with Objective 2.1: Development Location, Policy 2.1.1 and Policy 2.1.2 because it incentivizes appropriate commercial uses based on accepted professional planning practices.

**OBJECTIVE 2.2: DEVELOPMENT TIMING.** Direct new growth to those portions of the future urban areas where adequate public facilities exist or are assured and where compact and contiguous development patterns can be created. Development orders and permits (as defined in Section 163.3164(7), F.S.) will be granted only when consistent with the provisions of Sections 163.3202(2)(g) and 163.3180, F.S. and the concurrency requirements in the Land Development Code. (Ordinance No.94-30, 00-22, 17-19)

**POLICY 2.2.1:** Rezoning's and Development of Regional Impact proposals will be evaluated as to the availability and proximity of the road network; central sewer and water lines; community facilities and services such as schools, EMS, fire and police protection, and other public facilities; compatibility with surrounding land uses; and any other relevant facts affecting the public health, safety, and welfare. (Ordinance No. 94-30, 00-22)

RESPONSE \_ The subject property is located within the Intensive Development urban land use. The property has more than adequate public facilities. The property has frontage on an arterial roadway (McGregor Blvd) near the intersection with an Arterial roadway (College Parkway) that is signalized. Lee County Utilities has existing potable water and sanitary sewer lines in operation adjacent to the subject property and has provided a letter of availability, which is included with the application. Tanglewood Riverside School Elementary School is ±2.7 miles from the site, Cypress Lake Middle School is ±1.8 miles from the site and Cypress Lake High School is ±2.3 miles from the site. Iona-McGregor Fire Station 74 and EMS Medic 84 are located ±0.7 mile from the property at 6061 South Pointe Blvd. Lee County Sheriff's Office West District Substation is ±3.8 miles from the site. There is existing development to the north, south, east and west. Approval of the requested Map Amendments will allow for incentivized urban infill development providing a compact and contiguous development pattern, consistent with Objective 2.2 and Policy 2.2.1

**POLICY 2.2.2:** Map I of the Future Land Use Map series indicates the uses and density ranges that will ultimately be permitted on a given parcel. However, it is not a guarantee that such densities or uses are immediately appropriate, as the map provides for the county's growth beyond the Lee Plan's planning horizon of 2030. During the rezoning process the Board of County Commissioners will balance the overall standards and policies of this plan with three additional factors:

- I. Whether a given proposal would further burden already overwhelmed existing and committed public facilities such that the approval should be delayed until the facilities can be constructed; and
- 2. Whether a given proposal is for land so far beyond existing development or adequate public



facilities that approval should be delayed in an effort to encourage compact and efficient growth patterns; and

RESPONSE \_ The subject property is zoned C-I (Commercial District), which permits a mix of residential and commercial uses. As such, is perfectly suited for the Mixed Use Overlay, The request is consistent with Objective 2.2: Development Timing, Policy 2.2.1, and Policy 2.2.2

**GOAL 4: GENERAL DEVELOPMENT STANDARDS.** Pursue or maintain land development regulations which protect the public health, safety and welfare, encourage creative site designs and balance development with service availability and protection of natural resources. (Ordinance No. 94-30, 07-15,17-13)

### STANDARD 4.1.1: WATER.

- 2. If the proposed development lies within the boundaries of a water utility's certificated or franchised service area, or Lee County Utilities' future potable water service area (see Map 6), then the development must be connected to that utility.
- 3. The developer must provide proof that the prior commitments of the water utility, plus the projected need of the developer, do not exceed the supply and facility capacity of the utility
- 4. All waterline extensions to new development will be designed to provide minimum fire flows, as well as adequate domestic services as required by Chapter 62-555, FAC.

RESPONSE \_ The subject property is located within the Lee County Utilities future water service area as depicted on Lee Plan Map 4-A. Lee County Utilities has existing potable water distribution lines in place adjacent to the subject property (see Letter of Service Availability). Water treatment and distribution will be provided through the Corkscrew Water Treatment Plant. The requested Map is consistent with Standard 4.1.1.

### STANDARD 4.1.2: SEWER.

2. If the proposed development exceeds the thresholds listed above and lies within the boundaries of a sewer utility's certificated or franchised service area, or Lee County Utilities' future sanitary sewer service area (see Map 7), and that utility has sufficient capacity to provide minimum service to the development, then the development must connect to that sewer utility if there is existing infrastructure adequate to accept the effluents of the development within I/4 mile from any part of the development.

RESPONSE \_ The subject property is located within the Lee County Utilities future sewer service area as depicted on Lee Plan Map 4-B. Lee County Utilities has existing sanitary sewer collection lines in place adjacent to the subject property (see Letter of Service Availability). Sanitary Sewer treatment service will be provided through the Fort Myers South Water Reclamation Facility. The requested Map and Text Amendments are consistent with Standard 4.1.2.

### STANDARD 4.1.4: ENVIRONMENTAL FACTORS.



I. In any case where there exists or there is the probability of environmentally sensitive areas (as identified by Lee County, the Corps of Engineers, Department of Environmental Protection, South Florida Water Management District, or other applicable regulatory agency), the developer/applicant must prepare an environmental assessment that examines the existing conditions, addresses existing or anticipated environmental problems, and proposes means and mechanisms to protect, conserve, or preserve the environmental and natural resources.

RESPONSE \_ The proposed land use change will not negatively impact environmental protection policies and standards because the 2-acre property is completely developed; it does not contain natural features. The amendment is consistent with Standard 4.1.4.

**GOAL 6: COMMERCIAL LAND USES.** To permit orderly and well-planned commercial development at appropriate locations within the county. (Ordinance No. 94-30)

**POLICY 6.1.1:** All applications for commercial development will be reviewed and evaluated as to:

- a. Traffic and access impacts (rezoning and development orders);
  - RESPONSE The parcel has direct access onto McGregor Blvd.
- c. Screening and buffering (planned development rezoning and development orders);
  - RESPONSE \_ The mixed-use overlay allows for reduced ROW and Adjacent Property Sec. 10-416 Buffering. The amendment advances a more efficient use of the land and thus encourages re-development.
- d. Availability and adequacy of services and facilities (rezoning and development orders);
  - RESPONSE \_ As documented by Lee County Utilities the project has access to water and sanitary sewers.
- e. Impact on adjacent land uses and surrounding neighborhoods (rezoning)
  - RESPONSE \_ The amendment does not change the existing non-residential to residential
    west boundary interface. Hence no unanticipated impacts are expected at the subject
    location.

f Proximity to other similar centers (rezoning);

- RESPONSE \_ The property adjoins commercial facilities and uses, including restaurants, business, and personal services.
- g. Environmental considerations (rezoning and development orders).
  - RESPONSE \_ The property is comprised of improved commercial uses absent of critical or sensitive environmental site characteristics.

**POLICY 6.1.3:** Commercial developments requiring rezoning and meeting Development of County Impact (DCI) thresholds must be developed as commercial planned developments designed to arrange uses in an integrated and cohesive unit in order to:

· Provide visual harmony and screening.



- RESPONSE \_ The mixed-use overlay allows for continued ROW and Adjacent Property Buffering.
- · Reduce dependence on the automobile.
  - RESPONSE \_ The mixed-use overlay may end up reducing automobile dependence depending of the final re-development of the property.
- · Promote pedestrian movement within the development.
  - RESPONSE \_ The mixed-use overlay may end up promoting internal pedestrian movement
    depending if the property is re-developed as a uniform project; code required sidewalks will
    promote pedestrian traffic based on the final re-development plan.
- Utilize joint parking, access and loading facilities.
  - RESPONSE \_ The mixed-use overlay may end up promoting join parking, access and loading depending if the property is re-developed as a uniform project.
- Avoid negative impacts on surrounding land uses and traffic circulation.
  - RESPONSE \_ The mixed-use overlay amendment does not create new negative impacts on
    the surrounding land uses and circulation due to the underlying land use and zoning remain
    the same with or without the mixed use overlay.
- · Protect natural resources;
  - RESPONSE \_ The property is comprised of improved commercial uses absent of critical or sensitive environmental site characteristic. The overlay amendment does not impact natural resources.
- •Provide necessary services and facilities where they are inadequate to serve the proposed use.
  - RESPONSE \_ As documented by Lee County Utilities the project has access to water and sanitary sewers, along with fire and other public safety services.

**POLICY 6.1.4:** Commercial development will be approved only when compatible with adjacent existing and proposed land uses and with existing and programmed public services and facilities.

RESPONSE \_ The mixed-use overlay amendment does not present new and/or unanticipated compatibility and public services and facilities impacts on surrounding land uses. This is because the underlying land use and zoning remain the same and, that the property's di minimus size eliminates potential unanticipated impacts.

**POLICY 6.1.5:** The land development regulations will require that commercial development be designed to protect the traffic-carrying capacity of roads and streets. Methods to achieve this include but are not limited to frontage roads; clustering of activities; limiting access; sharing access; setbacks from existing rights-of-way; acceleration, deceleration and right-turn-only lanes; and, signalization and intersection improvements. (Ordinance No. 94-30, 00-22)



 RESPONSE \_ The mixed-use overlay amendment does not create new and/or unanticipated McGregor Blvd. traffic circulation because the underlying land use and zoning remain the same and, that the properties small size reduces noticeable traffic impacts.

**POLICY 6.1.6:** The land development regulations will require that commercial development provide adequate and appropriate landscaping, open space, and buffering. Such development is encouraged to be architecturally designed so as to enhance the appearance of structures and parking areas and blend with the character of existing or planned surrounding land uses.

 RESPONSE \_ Any project that occurs via the mixed-use overlay amendment will meet all LDC rules and regulations.

**POLICY 6.1.7:** Prohibit commercial developments from locating in such a way as to open new areas to premature, scattered, or strip development; but permit commercial development to infill on small parcels in areas where existing commercial development would make a residential use clearly unreasonable.

 RESPONSE \_ The mixed-use overlay amendment for an existing commercial property does not open up new and premature, scattered strip development.

**POLICY 6.1.8:** Prohibit commercial development from locating near existing or planned school areas in such a way as to jeopardize the safety of students. (Ord. No. 00-22, 17-13)

 RESPONSE \_ The mixed-use overlay amendment is for an existing and developed commercial property that is not located near existing or planned schools.

**POLICY 6.1.11:** Encourage the upgrading or revitalization of deteriorating commercial areas but prohibit the expansion or replacement of commercial uses which are inappropriately located or that have an adverse impact on surrounding residential and non-residential uses. Such revitalization includes but is not limited to: store-front renewal, sign control, and the provision of common parking areas and consolidated access. (Ord. No. 94-30, 17-13, 21-09

RESPONSE \_ The mixed-use overlay amendment's development standards encourages the
upgrading of the property; the small size of the property serves to avoid an inappropriate
use potential.

**OBJECTIVE 11.2: MIXED USE OVERLAY.** The county will maintain an overlay in the future land use map series identifying locations appropriate for mixed use located in proximity to: public transit routes; education facilities; recreation opportunities; and, existing residential, shopping and employment centers. Mixed Use, Traditional Neighborhood, and Transit Oriented development patterns are encouraged and preferred within the Mixed-Use Overlay.

**POLICY 11.2.1:** The Mixed-Use Overlay identifies locations where mixed-use development will have a positive impact on transportation facilities though increased transit service, internal trip capture, and reduced travel distance. Requests to expand the Mixed-Use Overlay will be evaluated based on all of the following criteria:

I. Located within the extended pedestrian shed of established transit routes; and,



- 2. Distinct pedestrian and automobile connections to adjacent uses can be achieved without accessing arterial roadways; and,
- 3. Located within the Intensive Development, Central Urban, or Urban Community future land use categories; and,
- 4. Availability of adequate public facilities and infrastructure.
- 5. Will not intrude into predominately single-family residential neighborhoods.
  - RESPONSE The mixed-use overlay amendment advances and is consistent with 11.2.1. Lee Tran Routes 30 run along College Parkway, with an existing bus stop #10210 @ 0.1 mile to the south. There are existing sidewalks on both sides of McGregor Blvd., and an existing bike lane. The site access has existing access to an arterial roadway. The portion of the site proposed for inclusion in the Mixed-Use Overlay is within the Intensive Development future land use category. The submitted letters of review and recommendation demonstrate that adequate public facilities and infrastructure are available. Being along McGregor Blvd and with less than 300-ft in depth, any new development t project under the Mixed-Use Overlay will not intrude into predominately single-family residential neighborhoods. The subject property and the properties to the north, south and east have existing commercial zoning along the McGregor Blvd. frontage. During the development order review will need to provide "visual harmony and screening; reduce dependence on the automobile; promote pedestrian movement within the development; utilize joint parking, access and loading facilities; avoid negative impacts on surrounding land uses and traffic circulation; protect natural resources. The request is consistent with Policy 11.2.1

**POLICY 11.2.2**: Development in the Mixed-Use Overlay should accommodate connections to adjacent uses. (Ord. No. 07-15, 17-13

• RESPONSE \_ The parcel(s) are currently developed and if redeveloped during the development order review will need to meet all LDC rules and regulations.

**POLICY 11.2.3**: At the discretion of the Board of County Commissioners, the Mixed-Use Overlay boundary may be extended up to one-quarter mile to accommodate developments located partially within a Mixed-Use Overlay or immediately adjacent to a Mixed-Use Overlay. (Ord. No. 07-15, 17-13)

 RESPONSE \_ The mixed-use overlay amendment is adjacent to and well within one-quarter mile distance of an existing Mixed Use Overlay boundary.

### Conclusion

In conclusion, the proposed Map Amendment is consistent with accepted professional planning principles and practices, is consistent with the intent of the Objective 11.2 Mixed-use Overlay and is consistent with Lee Plan goals, objectives and policies.

Quattrone & ssociates, Inc.

### McGregor-Mixed Use Overlay

### Environmental Analysis Exhibit M13

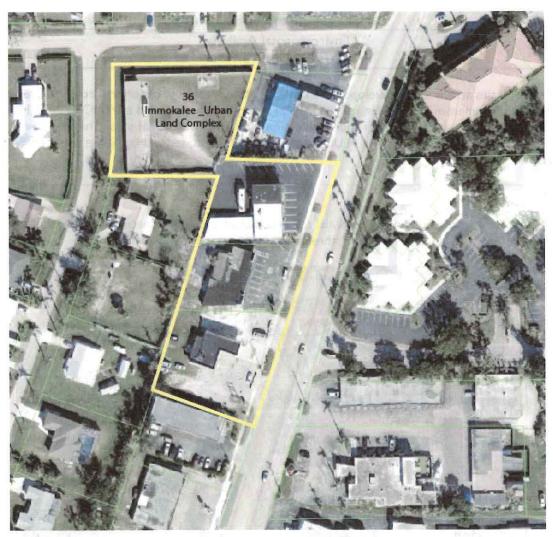
The total site area is  $\pm 2$ -ac developed and urbanized land that abuts the arterial road McGregor Blvd and commercial and residential uses. The property may be classified as FLUCCS 1822 High Intensity Urban, which includes residential, commercial and institutional uses. The map overlay amendment does not change the FLUCCS category. The requested Map Series are identified below.

### FLUCCS 1822 100% Site Area

The property does not have any potential to contain plant and animal species listed by federal, state or local agencies as endangered, threatened or species of special concern.



Ex. M13 Environmental Analysis \_ FLUCCS



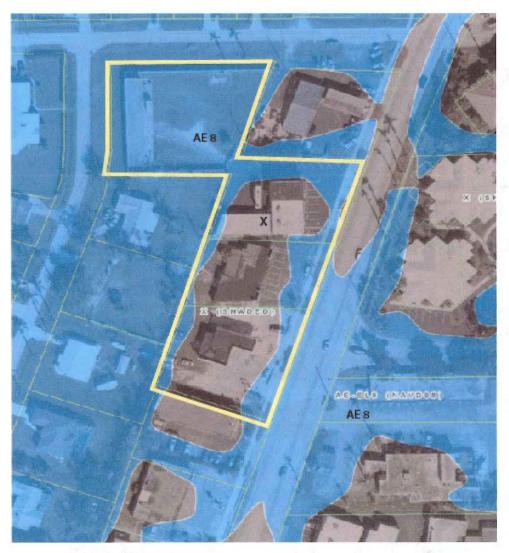
Ex. M13 Environmental Analysis \_ Soils Source \_ Lee Co. LEESPINS

Immokalee\_Urban Complex - 36



Ex. M13 Environmental Analysis\_Topography Source\_Lee Co. LEESPINS

Six -ft to Eight - ft range



Approx. 50% Zone X and 50% AE 8



Ex. M13 Environmental Analysis \_ WETLAQNDS RECHARGE UPLANDS Map \_ Sources: Lee Co. LEESPINS

The property is a FLUCCS 1822 Urban Land w./an absence of aquifer recharge areas, wetlands and sensitive uplands.



McGregor-Mixed Use Overlay

Historical Resources Impact Analysis Exhibit M14

# Florida Master Site File

Per the Florida Master Site File, there are not any previously recorded cultural or historic resources located within 150 feet of the subject property.

# Archaeological Sensitivity Map

The subject property is not identified as being archaeologically sensitive (sensitivity Level 1 or 2) on the Lee County Archaeological Sensitivity Map, dated December 2014. See Attached Map

# **Sharon Hrabak**

From:

Frederick, Cassandra A. < Cassandra. Frederick@dos.myflorida.com>

Sent:

Wednesday, May 24, 2023 9:06 AM

To:

Sharon Hrabak

Subject:

RE: McGregor Mixed Use Overlay

**Attachments:** 

ResourceRoster.pdf; Map.pdf



# **EXTERNAL SENDER**

Good morning Sharon,

I have searched the properties you listed and have attached the results here. There is one previously recorded resource on/near each of the properties listed. Please let me know if you have any questions or need anything else. Have a great day!

Kind regards,

# CASSIE FREDERICK

Historic Data Analyst | Florida Master Site File | Bureau of Historic Preservation | Division of Historical Resources | Florida Department of State | 500 South Bronough Street | Tallahassee, Florida

32399 | 850.245.6424 | 1.800.847.7278 | Fax: 850.245. 6439 | filheritage.com



This record search is for informational purposes only and does **NOT** constitute a project review. This search only identifies resources recorded at the Florida Master Site File and does **NOT** provide project approval from the Division of Historical Resources. Contact the Compliance and Review Section of the Division of Historical Resources at 850-245-6333 for project review information.

From: Tobias, Jennifer L. <Jennifer.Tobias@dos.myflorida.com>

Sent: Wednesday, May 24, 2023 8:38 AM

To: Sharon Hrabak <Sharon@qainc.net>
Cc: FMSFILE <FMSFILE@dos.myflorida.com>
Subject: RE: McGregor Mixed Use Overlay

Hi, Sharon. The Florida Master Site File will be happy to provide you with a list of historical resources located on these parcels. I have copied them on this email to get things started.

Thank you,

# Jennifer Tobias

Historic Sites Specialist | Bureau of Historic Preservation | Division of Historical Resources | Florida Department of State | 500 South Bronough Street | Tallahassee, Florida 32399 | flheritage.com



From: Sharon Hrabak < Sharon@gainc.net > Sent: Wednesday, May 24, 2023 7:37 AM

To: Tobias, Jennifer L. < Jennifer. Tobias@dos.myflorida.com >

Subject: McGregor Mixed Use Overlay

# EMAIL RECEIVED FROM EXTERNAL SOURCE

The attachments/links in this message have been scanned by Proofpoint.

Jennifer,

Currently our firm will be submitting Comp Plan Amendment within Lee county. We will need to provide correspondence with the Bureau of Historic Preservation regarding the search of the Florida Master Site File. The properties are located. 12690, 12670, 12680 McGregor Blvd; Fort Myers, FL 33919, with strap # 16-45-24-00-00007.0060, 16-45-24-00-00006.0010

Thank you,

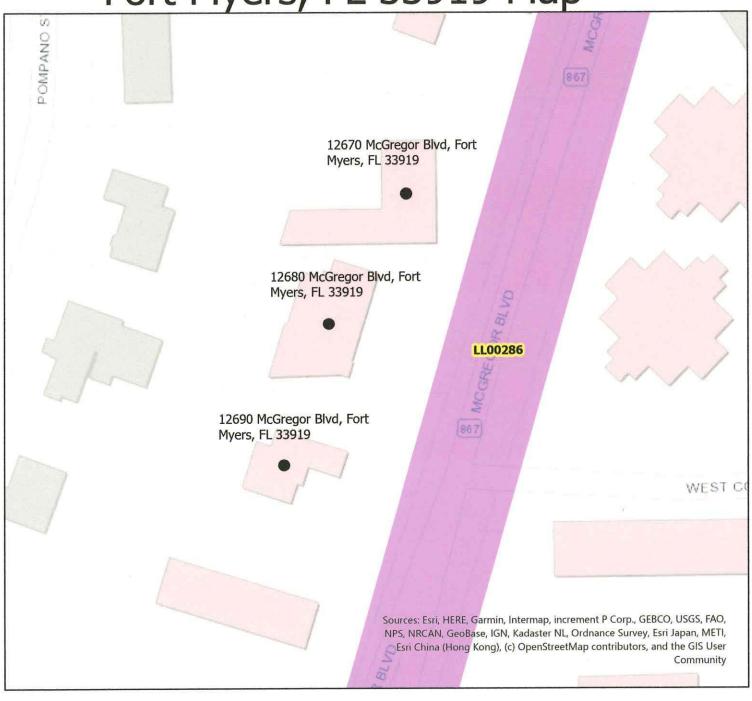
Sharon Hrabak

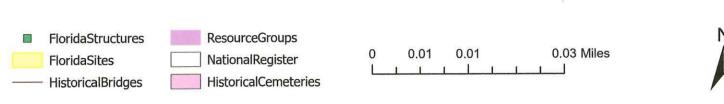


4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916

P: 239-936-5222 | F: 239-936-7228 sharon@gainc.net | www.gainc.net

12670,12680,12690 McGregor Blvd Fort Myers, FL 33919 Map





Created: 5/24/2023



# **Cultural Resource Roster**

SiteID	Туре	Site Name	Address	Additional Info	SHPO Eval	<b>NR Status</b>
LL00286	RG	MCGREGOR BLVD	Fort Myers	Linear Resource - 1 Contrib Resources	Eligible	



# McGregor-Mixed-Use Overlay

Existing and Future Public Facilities Impacts Analysis Exhibit M15

# Potable Water and Sanitary Sewer

The subject property is within Lee County Utilities (LCU)

The subject property is within the Lee County Utilities (LCU) potable water franchise area as depicted on Maps 4A and 4B of the Lee Plan. LCU owns and maintains existing potable water and wastewater lines along the adjacent streets. Corkscrew Water Treatment Plant will provide potable water service to the proposed development while City of Fort Myers South Reclamation Facility will provide wastewater service.

Lee County utilities has sufficient capacity to provide water and sewer service for redevelopment of the existing Commercial properties and will remain in Urban Community land use. The proposed addition to Mixed-Use Overlay has similar uses that could be developed, the difference in the expected water and sewer demand would be only due to the addition of the square footage summarized below.

Existing Development: ±8,000 SF commercial:

478 gallon used month/ 30 days-= 16 GPD

Proposed Development Potential: 33,658 SF commercial:

 $(\pm 33,658 \times 10/100) = 3,365 GPD$ 

According to the 2022 Lee County Concurrency Report, LCU's interconnected water distribution system is permitted with a capacity of 52.9 million gallons per day (MGPO) and is projected planned future to operate at 54.3 MGPO. Therefore, there is sufficient capacity within the existing water distribution system to serve the project at build-out.

According to the 2022 Lee County Concurrency Report LCU's / CFM combined wastewater Water Reclamation Facility is permitted with a capacity of 43.4 million gallons per day (MGPD) and is projected to operate at 49.4, by 2023/2024. Therefore, there is sufficient capacity within the existing plant to serve the increase in demand to the wastewater system from the project at build-out.

# Surface Water/Drainage Basins

The existing site consists of developed commercial parcels. There is an existing stormwater swale along ROW of McGregor Blvd. The existing stormwater runoff sheet flows generally to the south into Coastal flow way and will continue to do so.

The subject site is currently in a FEMA Zone AE-EL8 per map panel 12071C0416G, which has an established base flood elevation of 9' NAVD.



The Lee Plan Policy 95.1.3 establishes regulatory standards and non-regulatory standards for public facilities and states as follows:

Stormwater Management Facilities LOS: The existing surface water management system in the unincorporated areas of the county will be sufficient to prevent the flooding of designated evacuation routes (see Map 3J) from the 25-year, 3-day storm event (rainfall) for more than 24 hours.

The 2022 Concurrency Report confirms that none of the evacuation routes in the studied watersheds are anticipated to be flooded for more than 24 hours, and that new developments that receive approval from the South Florida Water Management District and comply with standards in Florida Administrative Code Chapter 62- 330 will be deemed concurrent with the Lee Plan's surface water management LOS. The McGregor-Mixed Use Overlay project will receive approval for an Environmental Resource Permit from the South Florida Water Management District and, as such, will be consistent with the surface water management Level of Service standards of the Lee Plan.

The amendment to extend the Mixed-Use Overlay will not change the developable area. The proposed development will include a surface water management system which will provide both stormwater attenuation and water quality treatment. The surface water management system will include controlled discharge into the Hendry Creek system, meeting all requirements of South Florida Water Management District and Lee County at the time of development order.

The change in land use will have no impacts on the design or function of the surface water management system, drainage basin, discharge rates, nutrient loadings, water quality or flood zone.

# Parks, Recreation and Open Space

# Regional Parks:

The Lee County Public Facilities Level of Service and Concurrency Report 2022 indicates a total of 7,066 acres of existing regional parks operated by county, local, state, and federal governments within Lee County. The capacity required to meet The Lee Plan Policy 95.1.3 non-regulatory level of-service standard of 6 acres per 1,000 total seasonal county population is equal to:

923,000 [seasonal county population] X (6 acres/1,000 population) = 5,538 acres

The Bureau of Economic and Business Research (BEBR) Projections of Florida Population by County, 2020-2045, with Estimates for 2019 provided a high projected population of 997,000 for Lee County in 2030. This would require 5,982 acres to meet the level of service standard. There is more than adequate existing Regional Park acreage in Lee County to meet the needs of the project.



# Community Parks

The Lee County Public Facilities Level of Service and Concurrency Report 2022 indicates a total of 670.1 acres of existing community parks operated by Lee County or jointly operated with The School District of Lee County within Lee County. The capacity required to meet the Lee Plan Policy 95.1.3 non-regulatory level of-service standard of 0.8 acres per 1,000 total permanent county population is equal to:

384,000 [permanent unincorporated county population] X (0.8 ac/1,000 population) = 307 ac

The existing inventory of community parks within Lee County meets the community park level ofservice standard in the County for the year 2020 and will continue to do so at least through the next five years. The level of service standard increased from 285 acres in 2019 to 295 acres in 2021 which represents here is more than adequate existing Community Park acreage in Lee County to meet the needs of the project.

# **Public Schools**

The subject property is within the South Zone, Lee Plan Policy 95.1.3 provides that Public Schools Facilities LOS standards for Elementary Schools, Middle Schools, High Schools and Special Purpose Facilities is based upon Permanent Florida Inventory School Houses (FISH) capacity and is 100% as adjusted by the School Board annually to account for measurable programmatic changes.

According to the Lee County Public Facilities Level of Service and Concurrency Report 2022, the South Zone showed an available capacity of 638 elementary school seats, 337 middle school seats, and 347 high school seats. The letter of review and recommendation has been requested from the School District of Lee County.



# Engineers, Planners & Development Consultant

4301 Veronica Shoemaker Boulevard, Fort Myers, FL 33912 239.936.5222 | QAINC.NET | f 239.936.7228

# CHILLED AUTO AIR

# MINOR TRAFFIC STUDY

July 14, 2023

Prepared By: Paul M. Torocco, P.E. Fl. PE#93442

QAI Project # 221004





### Chilled Auto Air

STRAP#: 16-45-24-00-00005.0000, 16-45-24-00-00006.0010 & 16-45-24-00-00007.0060 12690 McGregor Blvd.

The purpose of this Minor Traffic Study is to analyze the potential traffic impacts of Comp Plan Amendment.

# **EXISTING CONDITIONS**

### **OVERVIEW**

The proposed parcels that are to change land uses are located on the west side of McGregor Blvd approximately 600 ft north of College Pkwy. Exhibit T-01 displays the location of the sites along with their current use.

# **ROADWAY INFORMATION**

McGregor Blvd is a two-lane undivided arterial adjacent to the proposed development. McGregor Blvd has a posted speed limit of 45 mph and is under the jurisdiction of the Florida Department of Transportation.

Utilizing FDOT's Florida Traffic Online reports, the existing peak hour traffic volume was calculated by multiplying the AADT value by the K and D factors. The current peak hour peak directional volume was found to be 735 vehicles. Currently, the roadway is operating at LOS C

### PROPOSED AMMENDMENT

The proposed amendment will allow the commercial zoning to have the option to develop up to 14 units per acre. The existing commercial uses are expected to remain at the same intensity, meaning the highest additional projected traffic would be a result of the residential units. The total subject site is approximately 1.94 acres which will expected to be fully built out for a conservative approach. The likely use of residential will be Multifamily Housing (Low-Rise) due to area restrictions.

Below is the land use code utilized to calculate the projected trips:

# LUC 220 - Multifamily Housing (Low-Rise)

**27 Dwelling Units** 

# TRIP GENERATION

The trip generation proposed for the development was determined using OTISS software which references the Institute of Transportation Engineer's (ITE) report, titled *Trip Generation*, I I th Edition.

The LUC 220 Multifamily Housing (Low-Rise) was not within the ITE data ranges for weekday analysis, therefore the average method analysis was used to generate trips. However the AM and PM peak hour were generated utilizing the ITE fitted curve equation.

The table below outlines the anticipated weekday A.M. and P.M. peak hour trip generation for the proposed use as well as weekday analysis, calculated by OTISS.

	Peak AM		Peak PM		Weekday	
Land Use	Entry	Exit	Entry	Exit	Entry	Exit
220 – Multifamily Housing (Low-Rise)	7	24	20	12	91	91



# TRIP DISTRIBUTION AND LEVEL OF SERVICE ANALYSIS

For a conservative approach to this Minor Traffic Study, the distribution analyzed all trips utilizing the same roadway. The proposed amendment will not have any adverse impacts on McGregor Blvd. Table I, demonstrates the LOS analysis, the peak hour, peak direction trips for the subject roadway of the development added to the background traffic.

### 100<sup>TH</sup> HIGHEST HOUR LEVEL OF SERVICE (LOS) CALCULATION MCGREGOR BLVD **CHILLED AUTO AIR** PROJECT NAME: ENGINEER: QUATTRONE & ASSOCIATES, INC. DATE: July 14, 2023 12690 MCGREGOR BLVD PROJECT LOCATION: 100th HOUR VEHICLES PER HOUR (V.P.H.) Year | Rate: 2022 735 C LOS EXISTING = 24 100th HOUR V.P.H. FOR PROJECT = **NEW TRIP DISTRIBUTION % =** 100% **NEW TRIPS =** 24 100th HOUR V.P.H. ADJUSTED + NEW TRIPS = 735 24 759 LOS WITH PROJECT = LOS TRIP THRESHOLD = MCGREGOR BLVD 0 В 0 C 872 D 924 Ε 924

Table 1 LOS Calculations & Analysis

# CONCLUSION

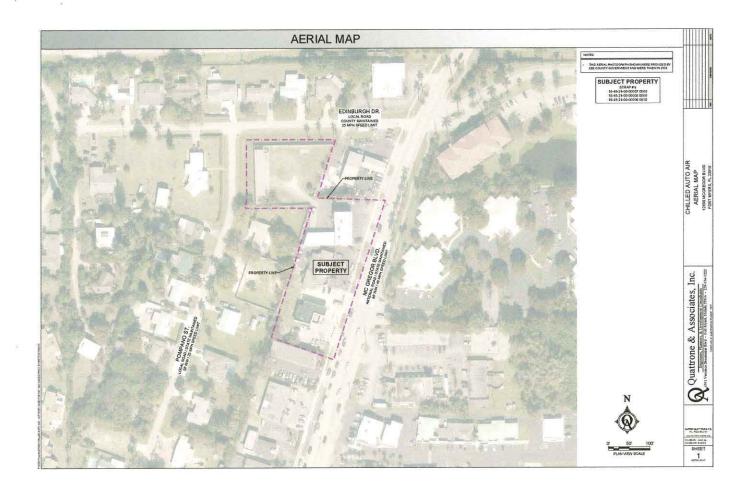
There is no change in the Level of Service for McGregor Blvd, based on the 100th highest hour LOS calculations. Therefore, no improvements will be warranted as a result of the amendment.

# REFERENCES

- Trip Generation by OTISS Online Traffic Impact Study Software
- Institute of Transportation Engineers Trip Generation, 11th Edition
- Generalized Peak Hour Directional Volumes, Table 7 (FDOT)
- Florida Traffic Online Report (FDOT)



# PROJECT AERIAL





# TRIP GENERATION GRAPHS

# Land Use: 220 Multifamily Housing (Low-Rise)

# Description

Low-rise multifamily housing includes apartments, townhouses, and condominiums located within the same building with at least three other dwelling units and that have two or three floors (levels). Various configurations fit this description, including walkup apartment, mansion apartment, and stacked townhouse.

- · A walkup apartment typically is two or three floors in height with dwelling units that are accessed by a single or multiple entrances with stairways and hallways.
- A mansion apartment is a single structure that contains several apartments within what appears to be a single-family dwelling unit.
- A fourplex is a single two-story structure with two matching dwelling units on the ground and second floors. Access to the individual units is typically internal to the structure and provided through a central entry and stairway.
- A stacked townhouse is designed to match the external appearance of a townhouse. But, unlike a townhouse dwelling unit that only shares walls with an adjoining unit, the stacked townhouse units share both floors and walls. Access to the individual units is typically internal to the structure and provided through a central entry and stairway.

Multifamily housing (mid-rise) (Land Use 221), multifamily housing (high-rise) (Land Use 222), affordable housing (Land Use 223), and off-campus student apartment (low-rise) (Land Use 225) are related land uses.

# Land Use Subcategory

Data are presented for two subcategories for this land use: (1) not close to rail transit and (2) close to rail transit. A site is considered close to rail transit if the walking distance between the residential site entrance and the closest rail transit station entrance is ½ mile or less.

# **Additional Data**

For the three sites for which both the number of residents and the number of occupied dwelling units were available, there were an average of 2.72 residents per occupied dwelling unit.

For the two sites for which the numbers of both total dwelling units and occupied dwelling units were available, an average of 96.2 percent of the total dwelling units were occupied.

The technical appendices provide supporting information on time-of-day distributions for this land use. The appendices can be accessed through either the ITETripGen web app or the trip



generation resource page on the ITE website (https://www.ite.org/technical-resources/topics/tripand-parking-generation/).

For the three sites for which data were provided for both occupied dwelling units and residents, there was an average of 2.72 residents per occupied dwelling unit.

It is expected that the number of bedrooms and number of residents are likely correlated to the trips generated by a residential site. To assist in future analysis, trip generation studies of all multifamily housing should attempt to obtain information on occupancy rate and on the mix of residential unit sizes (i.e., number of units by number of bedrooms at the site complex).

The sites were surveyed in the 1980s, the 1990s, the 2000s, the 2010s, and the 2020s in British Columbia (CAN), California, Delaware, Florida, Georgia, Illinois, Indiana, Maine, Maryland, Massachusetts, Minnesota, New Jersey, Ontario (CAN), Oregon, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Utah, and Washington.

# Source Numbers

188, 204, 237, 300, 305, 306, 320, 321, 357, 390, 412, 525, 530, 579, 583, 638, 864, 866, 896, 901, 903, 904, 936, 939, 944, 946, 947, 948, 963, 964, 966, 967, 1012, 1013, 1014, 1036, 1047, 1056, 1071, 1076



# Multifamily Housing (Low-Rise) Not Close to Rail Transit (220)

Vehicle Trip Ends vs: Dwelling Units
On a: Weekday

Setting/Location: General Urban/Suburban

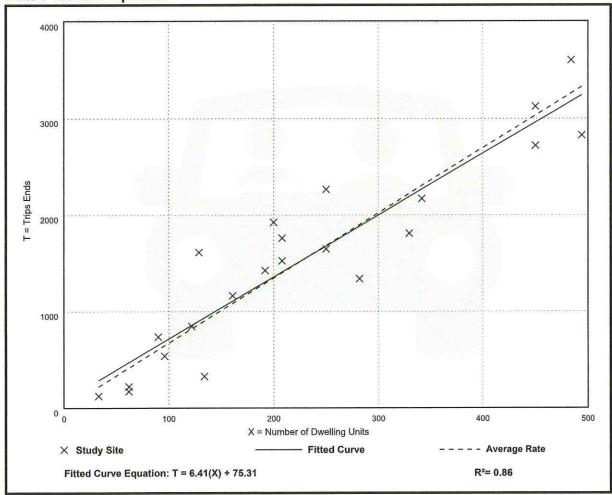
Number of Studies: 22 Avg. Num. of Dwelling Units: 229

Directional Distribution: 50% entering, 50% exiting

# Vehicle Trip Generation per Dwelling Unit

Average Rate	Range of Rates	Standard Deviation
6.74	2.46 - 12.50	1.79

# **Data Plot and Equation**





# Multifamily Housing (Low-Rise) Not Close to Rail Transit (220)

Vehicle Trip Ends vs: Dwelling Units

On a: Weekday,

Peak Hour of Adjacent Street Traffic,

One Hour Between 7 and 9 a.m.

Setting/Location: General Urban/Suburban

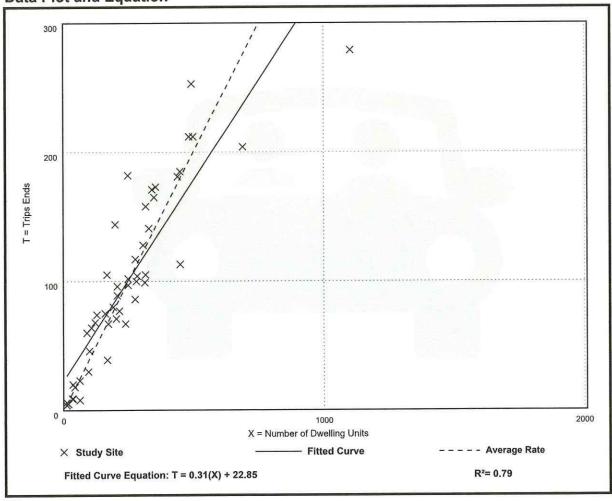
Number of Studies: 49 Avg. Num. of Dwelling Units: 249

Directional Distribution: 24% entering, 76% exiting

# Vehicle Trip Generation per Dwelling Unit

Average Rate	Range of Rates	Standard Deviation
0.40	0.13 - 0.73	0.12

# **Data Plot and Equation**





# Multifamily Housing (Low-Rise) Not Close to Rail Transit (220)

Vehicle Trip Ends vs: Dwelling Units

On a: Weekday,

Peak Hour of Adjacent Street Traffic,

One Hour Between 4 and 6 p.m.

Setting/Location: General Urban/Suburban

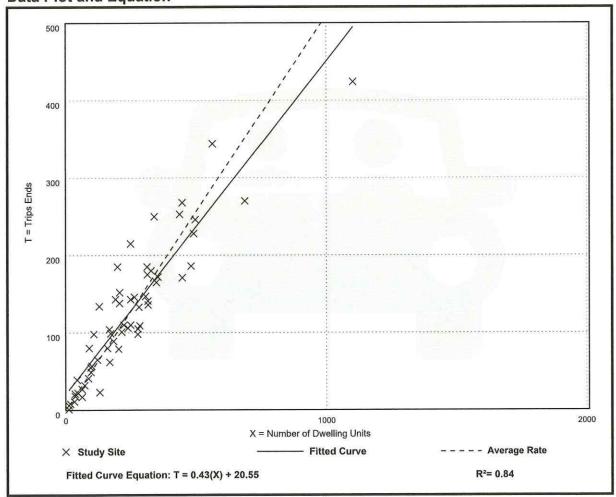
Number of Studies: 59 Avg. Num. of Dwelling Units: 241

Directional Distribution: 63% entering, 37% exiting

# Vehicle Trip Generation per Dwelling Unit

Average Rate	Range of Rates	Standard Deviation
0.51	0.08 - 1.04	0.15

# **Data Plot and Equation**







<b>TRAFFIC</b>	REPORT	
		10
6		

**Urbanized Areas** 

January 2020

INTE	KRUPI	EDIL	OW I	ACILI	IIES

### STATE SIGNALIZED ARTERIALS

Class I (40 mph or higher posted speed limit)

Median	В	C	D	E
Undivided	*	830	880	**
Divided	*	1,910	2,000	**
Divided	*	2,940	3,020	**
Divided	*	3,970	4,040	**
Class II (35 mp	h or slo	wer posted	speed limit	:)
Median	В	C	D	E
Undivided	*	370	750	800
Divided	*	730	1,630	1,700
Divided	*	1,170	2,520	2,560
Divided	*	1,610	3,390	3,420
	Undivided Divided Divided Divided Class II (35 mp Median Undivided Divided Divided	Undivided * Divided * Divided * Divided *  Class II (35 mph or slo Median B Undivided * Divided * Divided *	Undivided         *         830           Divided         *         1,910           Divided         *         2,940           Divided         *         3,970           Class II (35 mph or slower posted Median         B         C           Undivided         *         370           Divided         *         730           Divided         *         1,170	Undivided * 830 880  Divided * 1,910 2,000  Divided * 2,940 3,020  Divided * 3,970 4,040  Class II (35 mph or slower posted speed limit Median B C D  Undivided * 370 750  Divided * 730 1,630  Divided * 1,170 2,520

# Non-State Signalized Roadway Adjustments

(Alter corresponding state volumes by the indicated percent.) Non-State Signalized Roadways - 10%

Median & Turn Lane Adjustments

Lanes	Median	Exclusive Left Lanes	Exclusive Right Lanes	Adjustment Factors
1	Divided	Yes	No	+5%
1	Undivided	No	No	-20%
Multi	Undivided	Yes	No	-5%
Multi	Undivided	No	No	-25%
_	_	_	Yes	+ 5%

# **One-Way Facility Adjustment**

Multiply the corresponding directional volumes in this table by 1.2

# BICYCLE MODE<sup>2</sup>

(Multiply vehicle volumes shown below by number of directional roadway lanes to determine two-way maximum service volumes.)

Paved				
Shoulder/Bicycle				
Lane Coverage	В	C	D	E
0-49%	*	150	390	1,000
50-84%	110	340	1,000	>1,000
85-100%	470	1.000	>1.000	**

# PEDESTRIAN MODE<sup>2</sup>

(Multiply vehicle volumes shown below by number of directional roadway lanes to determine two-way maximum service volumes.)

Sidewalk Coverage	В	C	D	E
0-49%	*	*	140	480
50-84%	*	80	440	800
85-100%	200	540	880	>1,000

# BUS MODE (Scheduled Fixed Route)3

(Buses in peak hour in peak direction)

Sidewalk Coverage	В	C	D	E
0-84%	> 5	$\geq 4$	$\geq 3$	$\geq 2$
85-100%	>4	≥ 3	$\geq 2$	$\geq 1$

		I ICELAN TOTAL		
		Core Urbaniz	zed	
Lanes	В	C	D	E
2	2,230	3,100	3,740	4,080
3	3,280	4,570	5,620	6,130
4	4,310	6,030	7,490	8,170
5	5,390	7,430	9,370	10,220
6	6,380	8,990	11,510	12,760
		The section of		

UNINTERRUPTED FLOW FACILITIES

FREEWAYS

		Urbanized		
Lanes	В	C	D	E
2	2,270	3,100	3,890	4,230
3	3,410	4,650	5,780	6,340
4	4,550	6,200	7,680	8,460
5	5,690	7,760	9,520	10,570

## Freeway Adjustments

Auxiliary	Ramp
Lane	Metering
+1,000	+ 5%

# UNINTERRUPTED FLOW HIGHWAYS

Lanes	Median	В	C	D	E
1	Undivided	580	890	1,200	1,610
2	Divided	1,800	2,600	3,280	3,730
3	Divided	2,700	3,900	4,920	5,600

# Uninterrupted Flow Highway Adjustments

Lanes	Median	Exclusive left lanes	Adjustment factors
1	Divided	Yes	+5%
Multi	Undivided	Yes	-5%
Multi	Undivided	No	-25%

<sup>1</sup>Values shown are presented as peak hour directional volumes for levels of service and are for the automobile/truck modes unless specifically stated. This table does not constitute a standard and should be used only for general planning applications. The computer models from which this table is derived should be used for more specific planning applications. The table and deriving computer models should not be used for corridor or intersection design, where more refined techniques exist. Calculations are based on planning applications of the HCM and the Transit Capacity and Quality of Service Manual.

<sup>2</sup> Level of service for the bicycle and pedestrian modes in this table is based on number of vehicles, not number of bicyclists or pedestrians using the facility.

<sup>3</sup> Buses per hour shown are only for the peak hour in the single direction of the higher traffic flow.

\* Cannot be achieved using table input value defaults.

\*\* Not applicable for that level of service letter grade. For the automobile mode, volumes greater than level of service D become F because intersection capacities have been reached. For the bicycle mode, the level of service letter grade (including F) is not achievable because there is no maximum vehicle volume threshold using table input value defaults.

Source:

Florida Department of Transportation Systems Implementation Office https://www.fdot.gov/planning/systems

# FLORIDA DEPARTMENT OF TRANSPORTATION TRANSPORTATION STATISTICS OFFICE 2022 HISTORICAL AADT REPORT

COUNTY: 12 - LEE

SITE:	5001 - SR	867,	N O	F SHADDELEE	LN/S	OF WINKLER	LC331		
YEAR	AADT		DII	RECTION 1	DI	RECTION 2	*K FACTOR	D FACTOR	T FACTOR
2022	15200	F	N	7700	S	7500	9.00	53.70	5.20
2021	15200		N	7700	S	7500	9.00	53.10	5.20
2020	15300		N	7500	S	7800	9.00	52.80	4.40
2019	16500	C	N	8100	S	8400	9.00	53.30	4.10
2018	16400	C	N	8300	S	8100	9.00	53.30	4.70
2017	15900	C	N	8000	S	7900	9.00	53.20	4.30
2016	16200	C	N	8300	S	7900	9.00	55.90	3.00
2015	16000	C	N	8200	S	7800	9.00	54.40	3.60
2014	16800	F	N	8700	S	8100	9.00	54.90	3.30
2013	16800	C	N	8700	S	8100	9.00	55.20	3.30
2012	16300	C	N	8400	S	7900	9.00	55.50	3.80
2011	17900	F'	N	9200	S	8700	9.00	54.70	2.80
2010	17500		N	9000	S	8500	9.40	55.43	2.80
2009	16600		N	8500	S	8100	9.68	55.28	3.10
2008	15900		N	8100	S	7800	9.74	55.49	3.80
2007	17600	0	NT.	0000	C	0000	12 15	51 63	4 10

AADT FLAGS: C = COMPUTED; E = MANUAL ESTIMATE; F = FIRST YEAR ESTIMATE
S = SECOND YEAR ESTIMATE; T = THIRD YEAR ESTIMATE; R = FOURTH YEAR ESTIMATE
V = FIFTH YEAR ESTIMATE; 6 = SIXTH YEAR ESTIMATE; X = UNKNOWN
\*K FACTOR: STARTING WITH YEAR 2011 IS STANDARDK, PRIOR YEARS ARE K30 VALUES



## MAP LEGEND

Spoil Area

Stony Spot

Wet Spot

△ Other

Rails

US Routes

Major Roads

Local Roads

Aerial Photography

Very Stony Spot

Special Line Features

Streams and Canals

Interstate Highways

H

(23)

V

\*\*

+++

Background

Water Features

Transportation

# Area of Interest (AOI)

Area of Interest (AOI)

### Soils

Soil Map Unit Polygons



Soil Map Unit Lines

# Soil Map Unit Points

Special Point Features

Blowout

Borrow Pit

Clay Spot

Olosed Depression

Gravel Pit

Gravelly Spot

Candfill

A Lava Flo

Marsh or swamp

Mine or Quarry

Miscellaneous Water
Perennial Water

Perennial Water

→ Saline Spot

\*.\* Sandy Spot

Severely Eroded Spot

Sinkhole

Slide or Slip

Sodic Spot

## MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:20,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service Web Soil Survey URL: Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Lee County, Florida Survey Area Data: Version 20, Sep 1, 2022

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: Nov 14, 2021—Nov 23, 2021

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

# **Map Unit Legend**

Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
36	Immokalee sand-Urban land complex, 0 to 2 percent slopes	8.1	67.7%
59	Urban land, 0 to 2 percent slopes	3.9	32.3%
Totals for Area of Interest		11.9	100.0%

# **Sharon Hrabak**

From:

Sharon Hrabak

Sent:

Friday, May 19, 2023 11:34 AM

To:

fireprevention@ionafire.com

Subject:

McGregor

Attachments:

Letter of Availability - Iona McGregor Department.pdf; Location Map.pdf

To Whom it May Concern,

We will be proposing a Comprehensive Amendment to change the future land use and as part of the submittal we need to provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities. Please see attached Letter of request as well as the Location Map for the properties that would be included with our proposal.

Please feel free to reach out if you have any questions.

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd.
Fort Myers, Florida 33916
P: 239-936-5222 | F: 239-936-7228
sharon@qainc.net | www.qainc.net

Engineers, Planners & Development Consultants 4301 Veronica Shoemaker Blvd. Fort Myers, FL 239.936.5222 | QAINC.net | f 239.936.7228

May 16, 2023

Seth Comer, Chief lona McGregor Fire Department 6061 South Pointe Blvd. Fort Myers, FL 33919

Re:

Request for Letter of Service Availability

McGregor Blvd

Comprehensive Plan Amendment

Strap # 16-45-24-00-00007.0060, 16-45-24-00-00005.0000, 16-45-24-00-00006.0010

# Dear Chief Comer:

We are seeking an amendment to the Lee County Comprehensive ±1.93 acres to the Mixed-Use Overlay. The application is intended to extend the Mixed-Use Overlay Boundary on the west of McGregor Blvd. and North of College Parkway.

The primary intent of the amendment is to accommodate redevelopment of the property. The current land uses of Intensive Development encourage mixed use of high density residential and commercial development. Although the proposed land use would be slightly more intensive from a development, traffic, utility and public service needs standpoint, there is adequate infrastructure to serve the project.

The application requires us to provide a Letter of Service Availability from all agencies determining the adequacy/provision of existing/proposed support facilities. If you could please provide us with a letter of availability for services to the referenced parcels at your earliest convenience, we would greatly appreciate it.

If you have any questions, or require additional information, please do not hesitate to contact me at 239-936-5222 or <a href="mailto:sharon@gainc.net">sharon@gainc.net</a>

Sincerely,
QUATTRONE & ASSOCIATES, INC.

Sharon Hrabak Permitting Manager



# IONA McGREGOR FIRE DISTRICT

# 6061 SOUTH POINTE BLVD FORT MYERS, FL 33919

MAIN OFFICE: (239) 433-0660 FIRE PREVENTION OFFICE: (239) 425-9336 www.ionafire.com

July 26, 2023

Quattrone & Associates, Inc. Sharon Hrabak, Permitting Manager 4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916

Re: Letter of Service Availability – McGregor Blvd Comprehensive Plan Amendment Strap # 16-45-24-00-00007.0060, 16-45-24-00-00005.0000, 16-45-24-00-00006.0010

Ms. Hrabak,

Our office is in receipt of your request for a Letter of Service Availability for the abovementioned parcels, totaling 33,628ft² maximum commercial square footage.

lona McGregor Fire District is the primary fire protection rescue service agency responsible for coverage at the location you have provided. Because we currently serve this area and have a sufficient response data sample, we evaluated response times in this vicinity to simulate the anticipated demand and response.

The primary responding fire protection and rescue service for this location is IMFD Station #74, located 1.4 miles southeast of the property.

It is our opinion that the fire protection and rescue service availability for the proposed development of this property is adequate at this time. Should the plans change, a new analysis of this impact would be required.

Please contact our office if we can be of further assistance.

Sincerely,

Jackielou Mozes Fire Marshal

# **Sharon Hrabak**

From:

Sharon Hrabak

Sent:

Friday, May 19, 2023 11:12 AM

То:

Abes, Benjamin

Subject:

McGregor Mixed Use

Attachments:

Location Map.pdf; Letter of Availability - Lee County Public Safety.pdf

Ben,

We will be proposing a Comprehensive Amendment to change the future land use and as part of the submittal we need to provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities. Please see attached Letter of request as well as the Location Map for the properties that would be included with our proposal.

Please feel free to reach out if you have any questions.

Thank you,

Sharon Hrabak

Quattrone &

4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916

P: 239-936-5222 | F: 239-936-7228 sharon@gainc.net | www.gainc.net



# Engineers, Planners & Development Consultants

4301 Veronica Shoemaker Blvd. Fort Myers, FL 239.936.5222 | QAINC.net | f 239.936.7228

May 16, 2023

Mr. Benjamin Abes, Public Safety Director Lee County Department of Public Safety P.O. Box 398 Fort Myers, FL 33902 Benjamin.Abes@leegov.com

Re:

Request for Letter of Service Availability

McGregor Blvd

Comprehensive Plan Amendment

Strap #16-45-24-00-00007.0060, 16-45-24-00-00005.0000, 16-45-24-00-00006.0010

Dear Mr. Abes,

We are seeking an amendment to the Lee County Comprehensive ±1.93 acres to the Mixed-Use Overlay. The application is intended to extend the Mixed-Use Overlay Boundary on the west of McGregor Blvd. and North of College Parkway.

The primary intent of the amendment is to accommodate redevelopment of the property. The current land uses of Intensive Development encourage mixed use of high density residential and commercial development. Although the proposed land use would be slightly more intensive from a development, traffic, utility and public service needs standpoint, there is adequate infrastructure to serve the project.

The application requires us to provide a Letter of Service Availability from all agencies determining the adequacy/provision of existing/proposed support facilities. If you could please provide us with a letter of availability for services to the referenced parcels at your earliest convenience, we would greatly appreciate it.

If you have any questions, or require additional information, please do not hesitate to contact me at 239-936-5222 or <a href="mailto:sharon@qainc.net">sharon@qainc.net</a>

Sincerely,
QUATTRONE & ASSOCIATES, INC.

Sharon Hrabak Permitting Manager



# **Board of County Commissioners**

Kevin Ruane District One

Cecil L Pendergrass District Two

Ray Sandelli

District Three

Brian Hamman Mike Greenwell

Roger Desjarlais County Manager

Richard Wm. Wesch County Attorney

Donna Marie Collins County Hearing Examiner

May 21, 2023

Sharon Hrabak Quattrone & Associates, Inc. 4301 Veronica Shoemaker Blvd.

Fort Myers, FL 33901

Re: Letter of Service Availability - McGregor/Edinburgh

Ms. Hrabak,

I am in receipt of your letter requesting a Letter of Service Availability for a Comprehensive Plan Amendment. This amendment would extend the mixed use overlay west of McGregor Boulevard. The property bears STRAP 16-45-24-00-00007.0060, 16-45-24-00-00005.0000, and 16-45-24-00-00006.0010.

Lee County Emergency Medical Services is the primary EMS transport agency responsible for coverage at the location you have provided. There are two ambulances located 0.8 miles southeast. There are two other locations within five miles of the property.

It is our opinion that the EMS service availability for the proposed development of this property is adequate at this time. Should the plans change, a new analysis of this impact would be required.

Singerely,

Benjamin Abes

Director, Public Safety

# **Sharon Hrabak**

From:

Sharon Hrabak

Sent:

Friday, May 19, 2023 11:30 AM

To:

Nelson, Stanley

Subject:

McGregor Mixed Use

Attachments:

Location Map.pdf; Letter of Availability - Lee County Sheriff's Office.pdf

Stan,

We will be proposing a Comprehensive Amendment to change the future land use and as part of the submittal we need to provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities. Please see attached Letter of request as well as the Geo Map for the properties that would be included with our proposal.

Please feel free to reach out if you have any questions.

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916 P: 239-936-5222 | F: 239-936-7228 sharon@gainc.net | www.qainc.net



Engineers, Planners & Development Consultants
4301 Veronica Shoemaker Blvd. Fort Myers, FL
239.936.5222 | QAINC.net | f 239.936.7228

May 16, 2023

Stan Nelson, Director of Planning & Research Patrol Special Operations Lee County Office of the Sherriff 14750 Six Mile Cypress Parkway Fort Myers, FL 33912 SNelson@sheriffleefl.org

Re:

Request for Letter of Service Availability

McGregor Blvd

Comprehensive Plan Amendment

Strap # 16-45-24-00-00007.0060, 16-45-24-00-00005.0000, 16-45-24-00-00006.0010

Dear Major Chris Reeves,

We are seeking an amendment to the Lee County Comprehensive ±1.93 acres to the Mixed-Use Overlay. The application is intended to extend the Mixed-Use Overlay Boundary on the west of McGregor Blvd. and North of College Parkway.

The primary intent of the amendment is to accommodate redevelopment of the property. The current land uses of Intensive Development encourage mixed use of high density residential and commercial development. Although the proposed land use would be slightly more intensive from a development, traffic, utility and public service needs standpoint, there is adequate infrastructure to serve the project.

The application requires us to provide a Letter of Service Availability from all agencies determining the adequacy/provision of existing/proposed support facilities. If you could please provide us with a letter of availability for services to the referenced parcels at your earliest convenience, we would greatly appreciate it.

If you have any questions, or require additional information, please do not hesitate to contact me at 239-936-5222 or <a href="mailto:sharon@gainc.net">sharon@gainc.net</a>

Sincerely,
QUATTRONE & ASSOCIATES, INC.

Sharon Hrabak Permitting Manager

# Carmine Marceno Sheriff



State of Florida County of Lee

May 22, 2023

Sharon Hrabak Quattrone & Associates, Inc. 4301 Veronica Shoemaker Blvd. Fort Myers, FL 33916

Ms. Hrabak,

The Lee County Sheriff's Office has reviewed your Lee County Comprehensive Plan amendment request to the Mixed-Use Overlay for the following parcels: STRAP # 16-45-24-00-00007.0060, 16-45-24-00-00005.0000, 16-45-24-00-00006.0010)

The request would extend the Mixed Use Overlay Boundary to the identified parcels in order to accommodate redevelopment of the property. This Agency evaluated your request solely on its ability to provide law enforcement service to the project. Based on that criterion, the proposed change would not affect our ability to provide law enforcement services to the project and surrounding area.

Law enforcement services will be provided from our West District offices in Fort Myers. At the time of application for a development order or building permit, we request that the applicant provide a Crime Prevention Through Environmental Design (CPTED) report done by the applicant and given to the Lee County Sheriff's Office for review and comment. Please contact Community Response Unit Crime Prevention Practitioner Kim Swanson at (239) 477-1617 with any questions regarding the CPTED study.

Respectfully,

Chris Reques Major, Patrol Bureau



# **Sharon Hrabak**

From:

Sharon Hrabak

Sent:

Friday, May 19, 2023 11:28 AM

To:

BKantor@leegov.com

Subject:

McGregor Mixed Use

Attachments:

Letter of Availability - Lee County Solid Waste.pdf; Location Map.pdf

# Brigitte,

We will be proposing a Comprehensive Amendment to change the future land use and as part of the submittal we need to provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities. Please see attached Letter of request as well as the Geo Map for the properties that would be included with our proposal.

Please feel free to reach out if you have any questions.

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd.
Fort Myers, Florida 33916
P: 239-936-5222 | F: 239-936-7228
sharon@qainc.net | www.qainc.net



Engineers, Planners & Development Consultants
4301 Veronica Shoemaker Blvd. Fort Myers, FL
239.936.5222 [QAINC.net] f 239.936.7228

May 16, 2023

Brigitte Kantor, Public Utilities Manager Lee County Solid Waste Division 6431 Topaz Court Fort Myers, FL 33966 BKantor@leegov.com

Re:

Request for Letter of Service Availability

McGregor Blvd

Comprehensive Plan Amendment

Strap # 16-45-24-00-00007.0060, 16-45-24-00-00005.0000, 16-45-24-00-00006.0010

Dear Ms. Kantor:

We are seeking an amendment to the Lee County Comprehensive ±1.93 acres to the Mixed-Use Overlay. The application is intended to extend the Mixed-Use Overlay Boundary on the west of McGregor Blvd. and North of College Parkway.

The primary intent of the amendment is to accommodate redevelopment of the property. The current land uses of Intensive Development encourage mixed use of high density residential and commercial development. Although the proposed land use would be slightly more intensive from a development, traffic, utility and public service needs standpoint, there is adequate infrastructure to serve the project.

The application requires us to provide a Letter of Service Availability from all agencies determining the adequacy/provision of existing/proposed support facilities. If you could please provide us with a letter of availability for services to the referenced parcels at your earliest convenience, we would greatly appreciate it.

If you have any questions, or require additional information, please do not hesitate to contact me at 239-936-5222 or <a href="mailto:sharon@qainc.net">sharon@qainc.net</a>

Sincerely,
QUATTRONE & ASSOCIATES, INC.

Sharon Hrabak Permitting Manager

From:

Sharon Hrabak

Sent:

Monday, July 24, 2023 5:08 PM

To:

BKantor@leegov.com

Subject:

FW: McGregor Mixed Use

**Attachments:** 

Letter of Availability - Lee County Solid Waste.pdf; Location Map.pdf

Brigitte,

Please let us know if you have any questions regarding our request for the LOA.

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd.
Fort Myers, Florida 33916
P: 239-936-5222 | F: 239-936-7228
sharon@gainc.net | www.gainc.net

From: Sharon Hrabak

Sent: Wednesday, July 12, 2023 4:59 PM

To: BKantor@leegov.com

Subject: FW: McGregor Mixed Use

Hello,

We are following up with our request to see if you have any questions?

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916

P: 239-936-5222 | F: 239-936-7228 sharon@gainc.net | www.gainc.net From: Sharon Hrabak

Sent: Friday, May 19, 2023 11:28 AM

To: <u>BKantor@leegov.com</u> Subject: McGregor Mixed Use

Brigitte,

We will be proposing a Comprehensive Amendment to change the future land use and as part of the submittal we need to provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities. Please see attached Letter of request as well as the Geo Map for the properties that would be included with our proposal.

Please feel free to reach out if you have any questions.

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd.

Fort Myers, Florida 33916 P: 239-936-5222 | F: 239-936-7228 sharon@qainc.net | www.qainc.net

From:

Sharon Hrabak

Sent:

Friday, May 19, 2023 11:26 AM

To:

Mnolen@leegov.com

Subject:

McGregor Mixed Use

Attachments:

Letter of Availability - Lee County Transit.pdf; Location Map.pdf

# Margo,

We will be proposing a Comprehensive Amendment to change the future land use and as part of the submittal we need to provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities. Please see attached Letter of request as well as the Geo Map for the properties that would be included with our proposal.

Please feel free to reach out if you have any questions.

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd.
Fort Myers, Florida 33916
P: 239-936-5222 | F: 239-936-7228
Sharon@qainc.net | www.qainc.net

# Engineers, Planners & Development Consultants 4301 Veronica Shoemaker Blvd. Fort Myers, FL 239.936.5222 | QAINC.net | f 239.936.7228

May 16, 2023

Ms. Margo Nolen, Senior Support Specialist LeeTran Headquarters 3401 Metro Parkway Fort Myers, FL 33901 MNolen@leegov.com

Re:

Request for Letter of Service Availability

McGregor Blvd

Comprehensive Plan Amendment

Strap # 16-45-24-00-00007.0060, 16-45-24-00-00005.0000, 16-45-24-00-00006.0010

Dear Ms. Nolen,

We are seeking an amendment to the Lee County Comprehensive ±1.93 acres to the Mixed-Use Overlay. The application is intended to extend the Mixed-Use Overlay Boundary on the west of McGregor Blvd. and North of College Parkway.

The primary intent of the amendment is to accommodate redevelopment of the property. The current land uses of Intensive Development encourage mixed use of high density residential and commercial development. Although the proposed land use would be slightly more intensive from a development, traffic, utility and public service needs standpoint, there is adequate infrastructure to serve the project.

The application requires us to provide a Letter of Service Availability from all agencies determining the adequacy/provision of existing/proposed support facilities. If you could please provide us with a letter of availability for services to the referenced parcels at your earliest convenience, we would greatly appreciate it.

If you have any questions, or require additional information, please do not hesitate to contact me at 239-936-5222 or <a href="mailto:sharon@qainc.net">sharon@qainc.net</a>

Sincerely,
QUATTRONE & ASSOCIATES, INC.

Sharon Hrabak Permitting Manager



LeeTran Headquarters Lee County Transit 3401 Metro Parkway Fort Myers, FL 33901

Kevin Ruane Distnet One

May 30, 2023

Cecil L. Pendergrass

Sharon Hrabak **Permitting Manager** 

Ray Sandelli

QUATTRONE & ASSOCIATES, INC.

Brian Hamman

McGregor Blvd Comprehensive Plan Amendment Letter of Service Availability Request

Mike Greenwell

Roger Desjarlais

Sharon Hrabak,

Richard Wesch County Attorney

LeeTran has reviewed your request for service availability regarding a proposed Comprehensive Plan Amendment. After reviewing the site and comparing the location with our existing and planned route locations according to the 2020 Transit Development Plan (TDP), the following has been determined:

**Donna Mane Collins** Examiner

- Subject area is within one-quarter mile of a fixed-route corridor.
- Closest bus stop, #10210 is within one-quarter mile of the subject parcels.
- The 2021 TDP does identify the need for enhanced or additional transit services in the area.

Proposed future development does currently meet the applicability outlined within Lee County Transit Land Development Code Sec. 10-442 (a)(1) and Sec. 10-296 (4)(a). The developer will be required to connect to and improve transit facilities because planning action does trigger the relevant Development Code.

If transit services have been modified within one-quarter mile of the subject parcels at the time of a DO or LDO type D submittal, necessary improvements will be determined at that time.

Attached is a map of the closest bus stop that serves the subject parcels. If you have any questions or require further information, please do not hesitate to contact me at (239) 533-0340 or cmarinodiaz@leegov.com.

Sincerely,

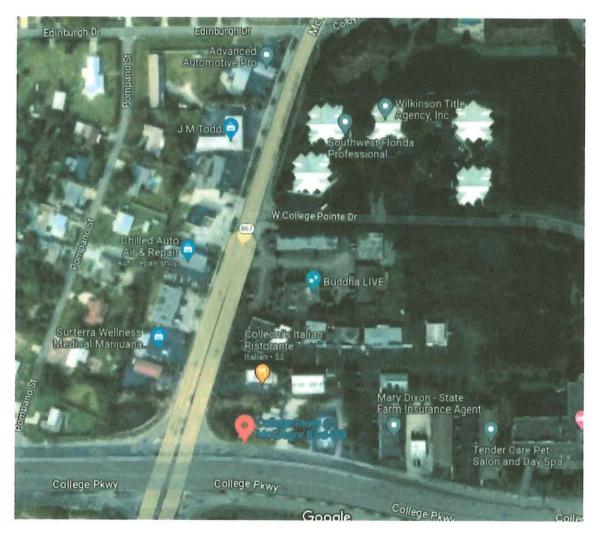
Clarissa Marino Diag

Clarissa Marino Diaz,

Transit Service Planner

Phone: (239) 533-0340





From:

Sharon Hrabak

Sent: To: Friday, May 19, 2023 11:15 AM JacquelineHe@LeeSchools.net

Subject:

McGregor Mixed Use

**Attachments:** 

Location Map.pdf; Letter of Availability - Lee County School District.pdf

# Jacqueline,

We will be proposing a Comprehensive Amendment to change the future land use and as part of the submittal we need to provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities. Please see attached Letter of request as well as the Geo Map for the properties that would be included with our proposal.

Please feel free to reach out if you have any questions.

Thank you,

Sharon Hrabak



Fort Myers, Florida 33916 P: 239-936-5222 | F: 239-936-7228

4301 Veronica Shoemaker Blvd.

sharon@gainc.net | www.gainc.net

# Engineers, Planners & Development Consultants 4301 Veronica Shoemaker Blvd. Fort Myers, FL 239.936.5222 | QAINC.net | f 239.936.7228

May 16, 2023

Mr. Joel Deguzman
The School District of Lee County
2855 Colonial Boulevard
Fort Myers, Florida 33966
joelsd@leeschools.net

Re:

Request for Letter of Service Availability

McGregor Blvd

Comprehensive Plan Amendment

Strap # 16-45-24-00-00007.0060, 16-45-24-00-00005.0000, 16-45-24-00-00006.0010

Dear Mr. Gemelli,

We are seeking an amendment to the Lee County Comprehensive  $\pm 1.93$  acres to the Mixed-Use Overlay. The application is intended to extend the Mixed-Use Overlay Boundary on the west of McGregor Blvd. and North of College Parkway.

The primary intent of the amendment is to accommodate redevelopment of the property. The current land uses of Intensive Development encourage mixed use of high density residential and commercial development. Although the proposed land use would be slightly more intensive from a development, traffic, utility and public service needs standpoint, there is adequate infrastructure to serve the project.

The application requires us to provide a Letter of Service Availability from all agencies determining the adequacy/provision of existing/proposed support facilities. If you could please provide us with a letter of availability for services to the referenced parcels at your earliest convenience, we would greatly appreciate it.

If you have any questions, or require additional information, please do not hesitate to contact me at 239-936-5222 or <a href="mailto:sharon@gainc.net">sharon@gainc.net</a>

Sincerely,
QUATTRONE & ASSOCIATES, INC.

Sharon Hrabak Permitting Manager

From:

Heredia, Jacqueline <JacquelineHe@LeeSchools.net>

Sent:

Thursday, July 13, 2023 2:24 PM

To:

Sharon Hrabak

Subject:

RE: McGregor Mixed Use

#### **EXTERNAL SENDER**

Good afternoon,

The School District has no comment McGregor Mixed Use. The applicant is not proposing additional dwelling units nor are they proposing COP within 500' of school.

Please do not hesitate to reach out should you have any questions

# Jacqueline Heredia

# **District Planning Specialist**

2855 Colonial Blvd, Fort Myers, FL 33966 o: 239-335-1494 JacquelineHE@leeschools.net

www.leeschools.net

#### THE SCHOOL DISTRICT OF LEE COUNTY

PERSONAL | PASSIONATE | PROGRESSIVE











From: Sharon Hrabak < Sharon@qainc.net> Sent: Thursday, July 13, 2023 2:21 PM

To: Heredia, Jacqueline < JacquelineHe@LeeSchools.net>

Subject: RE: McGregor Mixed Use

NOTICE: This message originated from outside the District's network.

#### Jacqueline,

Our client currently is not proposing any residential, however for the purpose of the FLU amendment we need to foresee the highest intensity that would be allowed. Currently the area has a FLU of Intensive Development which allow for 14 dwelling Units per acre. If the property owners decide to redevelop the existing commercial parcels the FLU maximum would be an overall 14 DU. I would assume multifamily would be the only possible way to achieve the highest possible density of 14 units per acre given the size.

Thank you,



4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916 P: 239-936-5222 | F: 239-936-7228 sharon@gainc.net | www.gainc.net

From: Heredia, Jacqueline < JacquelineHe@LeeSchools.net>

Sent: Thursday, July 13, 2023 2:14 PM
To: Sharon Hrabak < Sharon@gainc.net >
Subject: RE: McGregor Mixed Use

#### **EXTERNAL SENDER**

Are these single family or multi family?

From: Sharon Hrabak < Sharon@qainc.net > Sent: Wednesday, July 12, 2023 4:56 PM

To: Heredia, Jacqueline < <u>JacquelineHe@LeeSchools.net</u>>

Subject: FW: McGregor Mixed Use

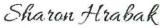
NOTICE: This message originated from outside the District's network.

Jacqueline,

Following up with our request for a letter of availability?

We are proposing commercial, however if ever its redevelopment the Land Use would allow for 14 dwelling units per acre. The request is 1.93 acres which would allow for 27 dwelling units if ever it is redeveloped.

Thank you,





4301 Veronica Shoemaker Blvd.
Fort Myers, Florida 33916
P: 239-936-5222 | F: 239-936-7228
sharon@qainc.net | www.gainc.net

From: Sharon Hrabak

Sent: Wednesday, June 21, 2023 5:06 PM

To: Heredia, Jacqueline < <u>JacquelineHe@LeeSchools.net</u>>

Subject: RE: McGregor Mixed Use

Jacqueline,

The proposed with be for Commercial only. No residential!

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916 P: 239-936-5222 | F: 239-936-7228 sharon@gainc.net | www.gainc.net

From: Heredia, Jacqueline < JacquelineHe@LeeSchools.net>

Sent: Friday, June 16, 2023 1:47 PM
To: Sharon Hrabak < Sharon@gainc.net >
Subject: RE: McGregor Mixed Use

#### **EXTERNAL SENDER**

I apologize for this email some how was lost in my inbox. Are there any multifamily or single family homes being developed? If so how many and on how many acres will they be places on? I did not see that specified.

Thank you

# Jacqueline Heredia

# **District Planning Specialist**

2855 Colonial Blvd, Fort Myers, FL 33966 o: 239-335-1494 JacquelineHE@leeschools.net www.leeschools.net

#### THE SCHOOL DISTRICT OF LEE COUNTY

PERSONAL PASSIONATE | PROGRESSIVE











From: Sharon Hrabak < Sharon@qainc.net > Sent: Friday, May 19, 2023 11:15 AM

To: Heredia, Jacqueline < JacquelineHe@LeeSchools.net>

Subject: McGregor Mixed Use

NOTICE: This message originated from outside the District's network.

## Jacqueline,

We will be proposing a Comprehensive Amendment to change the future land use and as part of the submittal we need to provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities. Please see attached Letter of request as well as the Geo Map for the properties that would be included with our proposal.

Please feel free to reach out if you have any questions.

Thank you,

Sharon Hrabak

Quattrone &

4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916

P: 239-936-5222 | F: 239-936-7228 sharon@gainc.net | www.qainc.net

From:

Sharon Hrabak

Sent:

Tuesday, July 25, 2023 1:24 PM

To:

Icudcap

Subject:

FW: McGregor-Mixed Use

**Attachments:** 

Letter of Availability - LCU.doc; 7. LOA Mcgregor - Mixed Use - Quattrone - Letter.pdf

### Ashanti

For the purpose of our Comp Plan amendment, we need to include the limits of our request. If all the parcels were redeveloped the maximum commercial square footage would be 33,628 square feet of building footprint over the 3 parcels with an approximation of maximum 3,369 gpd usage. Can you please revise the letter?

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd.

Fort Myers, Florida 33916

P: 239-936-5222 | F: 239-936-7228 sharon@qainc.net | www.qainc.net

From: lcudcap < lcudcap@leegov.com> Sent: Thursday, June 8, 2023 7:40 AM

To: Sharon Hrabak <Sharon@gainc.net>; lcudcap <lcudcap@leegov.com>

Subject: RE: McGregor-Mixed Use

#### **EXTERNAL SENDER**

No Problem! I don't mind at all. I was just saying I didn't forget about you.

If you have any questions, please feel free to contact me by email or phone.

PLEASE NOTE: All project related emails must be sent to <a href="Lcudcap@leegov.com">Lcudcap@leegov.com</a> (Multiple staff members will receive emails at this address)

#### Here are some helpful LCU website links

- 1. LCU rates and fees (Approved LCU Rate Resolution 11-08-26)
- 3. Typical LCU developer project process
- 5. Application for new meter sets

- 2. <u>LCU design manual</u> (for Record Drawing requirements
- see 'General Responsibilities, Requirements & Processes')
- 4. LCU Developer project forms
- 6. Lee County Utilities Cross Connection Control Policy

Respectfully,



# LEE COUNTY UTILITIES REQUEST FOR LETTERS OF AVAILABILITY

DATE: <u>JULY 26, 2023</u>

To: MARY MCCORMIC	FROM: SHARON HRABAK
Technician Senior	FIRM: QUATTRONE & ASSOCIATES
	ADDRESS: 4301 VERONICA SHOEMAKER BLVD
	ADDRESS: FORT MYERS, FL 33916 -
	PHONE#: (239)936-5222 FAX: ( ) -
	E-MAIL ADDRESS; SHARON@QAINC.NET
PROJECT NAME: McGregor CPU	
PREVIOUS PROJECT NAME(S):	
STRAP NUMBER(s): 16-45-24-00-0000	7.0060, 16-45-24-00-00005.000, 16-45-24-00-00006.0010
PRIOR STRAP NUMBER(S) (IF ANY):	
LOCATION/SITE ADDRESS: 12690, 12670, 1268	80 McGregor Blvd; Fort Myers, FL 33919
PURPOSE OF LETTER:	
☐ DEVELOPMENT ORDER SUBMITTAL ☐ FINA	NCING EFFLUENT REUSE
Commence of the second	ENT (SOUTH FLORIDA WATER MANAGEMENT DISTRICT)
OTHER: (PLEASE SPECIFY) FLU AMENDMENT	
PLANNED USE:	
☐ COMMERCIAL    ☐ INDUSTRIAL    ☐     ☐ OTHER: (PLEASE SPECIFY)	RESIDENTIAL - (SINGLE-FAMILY MULTI-FAMILY)
PLANNED # OF COMMERCIAL/INDUSTRIAL BUILD	INGS: ±4 TOTAL SQUARE FOOTAGE: ±33.628 SF
RESIDENTIAL UNITS: SINGLE-FAMILY: MU	**************************************
AVERAGE ESTIMATED DAILY FLOW (GPD): 500 (	<del></del>
Set semantical and the set of the	D DETERMINE AVERAGE ESTIMATED DAILY FLOW (GPD) PER
CRITERIA SET FORTH IN LEE COUNTY UTILITIES	
Retail 10/ 100sf 33,628 SF /100 = 336 X 10= 3,363	
10, 1000, 20,020 51,100 200 1210 2200	
Please e-mail the completed form at mmccormic	c@leegov.com.
If you should have any questions or require assi	stance, please feel free to call our office at (239) 533-8532.



### **BOARD OF COUNTY COMMISSIONERS**

Kevin Ruane District One

Via E-Mail

Cecil L Pendergrass

Raymond Sandelli District Three

Brian Hamman District Four

Michael Greenwell District Five

Roger Desiarlais County Manager

Richard Wm Wesch County Attorney

Donna Marie Collins County Chief Hearing Examiner

July 26, 2023

required. Sharon Hrabak Ouattrone & Associates

4301 Veronica Shoemaker Boulevard

Fort Myers, Fl 33916

RE: Potable Water and Wastewater Availability

12690, 12680, 12670 McGregor

STRAP # 16-45-24-00-00007.0060; 16-45-24-00-00005.0000;

16-45-24-00-00006.0010

To whom this may concern:

The subject property is located within Lee County Utilities Future Service Area as depicted on Maps 4A and 4B of the Lee County Comprehensive Land Use Plan. Potable water and sanitary sewer lines are in operation adjacent to the property mentioned above. However, in order to provide service to the subject parcels, developer funded system enhancements such as line extensions may be

Your firm has indicated that this project will consist of four commercial units with an estimated flow demand of approximately 3,363 gallons per day. Lee County Utilities presently has sufficient capacity to provide potable water and sanitary sewer service as estimated above.

Availability of potable water and sanitary sewer service is contingent upon final acceptance of the infrastructure to be constructed by the developer. Upon completion and final acceptance of this project, potable water service will be provided through our Corkscrew Water Treatment Plant.

Sanitary sewer service will be provided by the City of Ft Myers South Water Reclamation Facility. The Lee County Utilities' Design Manual requires the project engineer to perform hydraulic computations to determine what impact this project will have on our existing system.

There are no reuse mains in the vicinity of these parcels.

Prior to beginning design work on this project, please meet with LCU Staff to determine the best point of connection and discuss requirements for construction.



Mcgregor - Mixed Use - Quattrone - Letter - REVISED.Docx July 26, 2023 Page 2

This letter should not be construed as a commitment to serve, but only as to the availability of service. Lee County Utilities will commit to serve only upon receipt of all appropriate connection fees, a signed request for service and/or an executed service agreement, and the approval of all State and local regulatory agencies.

Further, this letter of availability of potable water and sanitary sewer service is to be utilized for Comprehensive Plan Amendment only. Individual letters of availability will be required for the purpose of obtaining building permits.

Sincerely,

LEE COUNTY UTILITIES

Ashanti Shahriyar

Ashanti Shahriyar Plan Reviewer 239-533-8531 UTILITIES ENGINEERING

From:

Utilities Customer Correspondence < Utilities@leegov.com>

Sent:

Thursday, July 27, 2023 10:16 AM

To:

Sharon Hrabak

Subject:

RE: Water Usage Request McGregor Blvd.

# **EXTERNAL SENDER**

#### Good morning,

Thank you for contacting Lee County Utilities. To produce the average gallon usage per day you can calculate it by dividing the total amount of water used by the number of days in the billing period. So, in this case, it would be divided by the number of days between the readings. Due to the amount of usage at all three properties most of the usage amounts are 0, so there won't be average gallon per day usage for those dates. If you have any further questions, please call us at the number below.

Thank you! Have a great day!



# Lee County Utilities

7391 College Parkway, Fort Myers, FL 33907

office: (239) 533-8845 fax: (239) 485-8845

email: utilities@leegov.com
web: www.legov.com/utilities
Connect With Us On Social Media









Customer portal: myutilities.leegov.com

Customer Service Survey

**KCP** 

From: Sharon Hrabak < Sharon@qainc.net> Sent: Wednesday, July 26, 2023 10:44 AM

To: Utilities Customer Correspondence < Utilities@leegov.com > Subject: [EXTERNAL] RE: Water Usage Request McGregor Blvd.

I apologize for my ignorance, but I am trying to come up with a average gallon per day usage. How should I go about that?

Thank you,



4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916

P: 239-936-5222 | F: 239-936-7228 sharon@qainc.net | www.qainc.net

From: Utilities Customer Correspondence < Utilities@leegov.com>

Sent: Wednesday, July 26, 2023 8:50 AM To: Sharon Hrabak < Sharon@qainc.net>

Subject: RE: Water Usage Request McGregor Blvd.

## **EXTERNAL SENDER**

Good morning,

Thank you for contacting Lee County Utilities. 12690 McGregor Blvd doesn't have a usage report. I have attached the other two usage reports. If you have any further questions, please call us at the number below.

Thank you!

Have a great day!



## Lee County Utilities

7391 College Parkway, Fort Myers, FL 33907

office: (239) 533-8845 fax: (239) 485-8845

email: utilities@leegov.com
web: www.legov.com/utilities
Connect With Us On Social Media









Customer portal: myutilities.leegov.com

Customer Service Survey

**KCP** 

From: Sharon Hrabak < Sharon@qainc.net > Sent: Tuesday, July 25, 2023 2:12 PM

To: Utilities Customer Correspondence < Utilities@leegov.com>

Subject: [EXTERNAL] Water Usage Request McGregor Blvd.

# Good Afternoon,

Can you please provide a 12-month usage for the following addresses:

12690 McGregor Blvd 12680 McGregor Blvd 12670 McGregor Blvd.

Thank you,

Sharon Hrabak



4301 Veronica Shoemaker Blvd. Fort Myers, Florida 33916

P: 239-936-5222 | F: 239-936-7228 sharon@qainc.net | www.qainc.net

## Receive updates from Lee County Government by subscribing to our newsletter

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, email 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.

Service Address: 12670 MCGREGOR BLVD 2, FORT MYERS FL Water
Service Id: 26811
Last Billed: 7/5/2023

Meter	Source of Read	Reading Type	Read Date	Reading	Multiplier
1700086668	Meter Reading	AMI Read (Mueller)	6/28/2023	205.0	1.0
1700086668	Meter Reading	AMI Read (Mueller)	5/30/2023	285.0	
1700086668	Meter Reading	AMI Read (Mueller)	4/27/2023	285.0	1.0
1700086668	Meter Reading	AMI Read (Mueller)	3/30/2023	285.0	1.0
1700086668	Meter Reading	AMI Read (Mueller)	2/28/2023	285.0	1.0
1700086668	Manual Entry	Corrected Read	1/31/2023	285.0	1.0
1700086668	Meter Reading	SQL Read Update	1/31/2023	285.0	
1700086668	Meter Reading	SQL Read Update	12/29/2022	294.0	1.0
1700086668	Meter Reading	SQL Read Update	11/29/2022	294.0	1.0
1700086668	Meter Reading	SQL Read Update	10/28/2022	294.0	1.0
	Principalitation (Principalitation)		9/28/2022	294.0	1.0
1700086668	Estimated Reading	Estimate Reading		294.0	1.0
1700086668	Meter Reading	AMI Read (Mueller)	8/25/2022	285.0	1.0
1700086668	Meter Reading	AMI Read (Mueller)	7/27/2022	284.0	1.0
1700086668	Meter Reading	AMI Read (Mueller)	6/27/2022	281.0	1.0

Account Number : Account Name : Service Address : Service :	T&C ENTERPRISES OF SWFL IN 12680 MCGREGOR BLVD, FORT MYERS Water				
Service Id: Last Billed:	7/3/2023	20014			
Meter	Source of Read	Reading Type	Read Date	Reading	Multiplier
21135599	Meter Reading	AMI Read (Mueller)	6/28/2023	181.0	1.0
21135599	Meter Reading	AMI Read (Mueller)	5/30/2023	180.0	1.0
21135599	Meter Reading	AMI Read (Mueller)	4/27/2023		
21135599	Meter Reading	AMI Read (Mueller)	3/30/2023	179.0	1.0
21135599	Meter Reading	AMI Read (Mueller)	2/28/2023	178.0	1.0
21135599	Estimated Reading	Estimate Reading	1/30/2023	177.0	1.0
M. Accompagnets		Principle Code 181 wide 1989		164.0	1.0
21135599	Estimated Reading	Estimate Reading	12/29/2022	164.0	1.0
21135599	Meter Reading	AMI Read (Mueller)	11/29/2022	164.0	1.0
21135599	Meter Reading	AMI Read (Mueller)	10/28/2022	132.0	1.0
21135599	Estimated Reading	Estimate Reading	9/28/2022	63.0	1.0
21135599	Meter Reading	AMI Read (Mueller)	8/25/2022		
21135599	Meter Reading	AMI Read (Mueller)	7/28/2022	63.0	1.0
21135599	Meter Reading	AMI Read (Mueller)	6/28/2022	58.0	1.0
2110000	motor recoming	· ····· · · · · · · · · · · · · · · ·		8.0	1.0



# McGregor-Mixed Use Overlay

State and Regional Policy Plan Exhibit M19

Consistent with FSS 29I-6.002 Strategic Policy Plan, the 2-acre +/- property is consistent with the SWFRPC SRPP in the following manner:

Transportation Strategy \_ Promote Smart growth where residential communities are linked with job centers through transit, carpooling, or other high occupancy vehicle transportation.

REPONSE – The requested Mixed-use Overlay map amendment serves to advance urban infill redevelopment via reduced development standards. It is an accepted professional planning principle and practice that urban infill redevelopment is "Smart Growth". The map amendment is consistent with the SWFRPC Strategic Regional Policy Plan.

Economic Strategy \_ Ensure the adequacy of lands for commercial and industrial centers, with suitable services provided.

REPONSE – The requested Mixed-use Overlay map amendment serves to ensure an adequate supply of urban city-center commercial lands. It does so by incentivizing urban infill commercial redevelopment. The map amendment is consistent with the SWFRPC Strategic Regional Policy Plan.

Consistent with FSS 187.201 State Comprehensive Plan, the 2-acre +/- property is consistent with the Florida plan in the following manner:

(7)(a)(b.5) Water Resources \_ 5. Ensure that new development is compatible with existing local and regional water supplies.

REPONSE – The requested Mixed-use Overlay map amendment has available to it at adequate capacity potable water and sanitary sewer services consistent with all local government utility plans. The map amendment is consistent with the State Comprehensive Plan.

(7)(b.1) Land Use \_ 1. Promote state programs, investments, and development and redevelopment activities which encourage efficient development and occur in areas which will have the capacity to service new population and commerce.

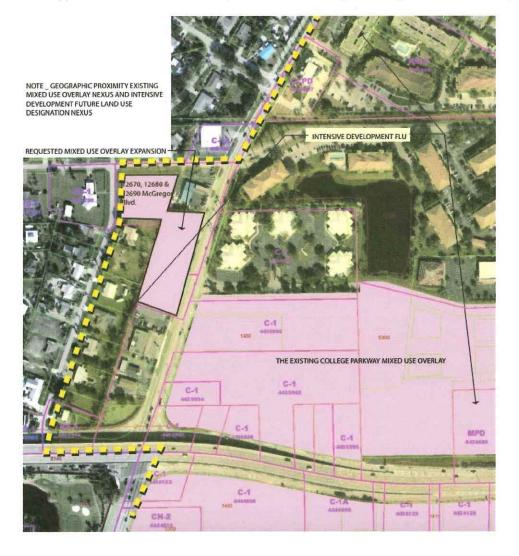
REPONSE – The requested map amendment advances urban infill investment and redevelopment via reduced development standards. The map amendment is consistent with the State Comprehensive Plan.



# McGregor-Mixed Use Overlay

Justification of Proposed Amendment Exhibit M20

The applicant is requesting an amendment to Lee Plan Map I-C to allow the Mixed-Use Overlay to be extended west to include 2 acres +/-. The subject property is located on the west side of McGregor Blvd, approximately 0.5 mile north of College Parkway and is adjacent to the College Parkway Mixed-use Overlay. The property is development and improved commercial land, is located within the Intensive Development Future Use Category, and is zoned C-I. The applicant desires to re-develop the property and thus desires the overlay's reduced development standards to advance economic feasibility. As identified within the below graphic, there is sound location and land use nexus to support the minor westward expansion of the College Parkway Mixed-use Overlay.





The intent of the Mixed-Use Overlay is to identify locations within Lee County that facilitate mixed-use development and urban infill development. Overlay location criteria are based on accommodating future growth in proximity to public transportation, existing commercial and residential centers, education and recreation facilities. As outlined within Policy 11.2.1, overlay expansion criteria includes proximity of transit routes, enabling pedestrian and automobile connections, location within the Intensive Development Future Land Use, having adequate public facilities and infrastructure, and not intruding into predominately single-family residential neighborhoods. The subject property, being located on Lee Tran routes 30, in the Intensive Development future land use category and its proximity to several properties within the Mixed-Use Overlay and existing public facilities, serves to facilitate continued opportunities for infill-clustered development. Though the 2 acre property abuts 4 home lots to the west, the site is not within a predominantly single family neighborhood since it's urban form is McGregor Blvd. commercial strip. The subject property and the properties to the north and south have existing commercial zoning, and development since 1965. The request is consistent with Policy 11.2.1.

In conclusion, the application meets the criteria to amend the College Parkway Mixed-Use Overlay and is consistent with and furthers the Goals, Objectives and Policies of the Lee Plan.



EXISTING COLLEGE PARKWAY MIXED USE OVERLAY COMMERCIAL AND RESIDENTIAL USES



Date of Report:

May 01, 2023

Buffer Distance:

500

feet Rerun

Click here to download the map image, mailing labels (Avery 5161) and CSV formatted information.

Parcels Affected: 102

Subject Parcels:

 $16 - 45 - 24 - 00 - 00005.0000, \ 16 - 45 - 24 - 00 - 00006.0010, \ 16 - 45 - 24 - 00 - 00007.0060$ 

To change, add or remove subject parcels please change the parcel selection in GeoView

OWNER NAME AND ADDRESS	STRAP AND LOCATION	LEGAL DESCRIPTION	MAP INDEX
UNDERWATER EXPLORERS	16-45-24-00-00004.0000	PARL IN NW 1/4 OF SE 1/4	1
7770 CAMERON CIR	12600 MCGREGOR BLVD	AS DESC OR 1259/0441	
FORT MYERS FL 33912	FORT MYERS FL 33919		
RUFENER GARY D	16-45-24-00-00005.0010	PARL IN NW 1/4 OF SE 1/4	2
12640 MCGREGOR BLVD	12640 MCGREGOR BLVD	AS DESC OR 1065/1421	
FORT MYERS FL 33919	FORT MYERS FL 33919		
IDEAL INVESTMENTS AND	16-45-24-00-00007.0000	PARL IN NW 1/4 OF SE 1/4	3
PROPERTY	12700 MCGREGOR BLVD	AS DESC OR 0613/0453	
616 BASS LN	FORT MYERS FL 33919		
CHARLOTTE NC 28270			
LEE COUNTY	16-45-24-00-00007.0010	PARL IN NW 1/4 OF SE 1/4	4
PO BOX 398	12740 MCGREGOR BLVD	AS DESC OR 0186/0127	
FORT MYERS FL 33902	FORT MYERS FL 33919	LESS RD R/W	
CELEJ ALAN & MARINO GINA	16-45-24-00-00007.0020	PARL IN NW 1/4 OF SE 1/4	5
12730 MCGREGOR BLVD	12730 MCGREGOR BLVD	AS DESC OR 1192/0920	
FORT MYERS FL 33919	FORT MYERS FL 33919		
BAMBOO SHAN PROPERTIES LLC	16-45-24-00-00007.0040	PARL IN NW 1/4 OF SE 1/4	6
TOMMY LEE	12710 MCGREGOR BLVD	AS DESC OR 0732/0633	

17240 S TAMIAMI TRL STE 3 FORT MYERS FL 33908	FORT MYERS FL 33919		
V 3 FUND III FT MYERS LLC V 3 CAPITAL GROUP LLC 496 S HUNT CLUB BLVD APOPKA FL 32703	16-45-24-00-00007.0050 12720 MCGREGOR BLVD FORT MYERS FL 33919	PARL IN NW 1/4 OF SE 1/4 AS DESC OR 1014/0071	7
C P T MING & ASSOCIATES INC TOMMY LEE 17240 S TAMIAMI TRL STE 3 FORT MYERS FL 33908	16-45-24-00-00010.0000 12695/697 MCGREGOR BLVD FORT MYERS FL 33919	PARL IN NW 1/4 OF SE 1/4 E OF BLVD AS DESC IN OR 0552/0443	8
NOTES DRIVE LLC	<b>16-45-24-00-00010.0010</b>	PARL IN NW 1/4 OF SE 1/4	9
835 S TOWN + RIVER	12709-731 MCGREGOR BLVD	E OF BLVD DESC IN OR 222/	
FORT MYERS FL 33908	FORT MYERS FL 33919	825 + OR 593/223 LS RD R/W	
BAMBOO SHAN PROPERTIES LLC TOMMY LEE 17240 S TAMIAMI TRL STE 3 FORT MYERS FL 33908	16-45-24-00-00010.0020 12691/693 MCGREGOR BLVD FORT MYERS FL 33919	PARL IN NW 1/4 OF SE 1/4 E OF BLVD AS DESC OR 0927/0455	10
LEE COUNTY	16-45-24-00-00011.0010	PARL NW 1/4 OF SE 1/4	11
PO BOX 398	12741 MCGREGOR BLVD	DESC OR 1998/3856	
FORT MYERS FL 33902	FORT MYERS FL 33919	LESS RD R/W	
STOKES PROPERTIES LLC	16-45-24-00-00011.0030	PARL IN NW 1/4 OF SE 1/4	12
15955 PINE RIDGE RD	9340 COLLEGE PKWY	E OF BLVD AS DESC IN	
FORT MYERS FL 33908	FORT MYERS FL 33919	OR 0868/0820 LESS RD R/W	
HARRISON JAMES W &	<b>16-45-24-00-00011.0040</b>	PARL IN NW 1/4 OF SE 1/4	13
1206 LA FAUNCE WAY	9320 COLLEGE PKWY	E OF BLVD AS DESC IN	
FORT MYERS FL 33919	FORT MYERS FL 33919	OR 0669/0665 LESS RD R/W	
MCGREGOR BUILDING LLC	<b>16-45-24-01-00000.060A</b>	BAYSHORE PARK PB 3 PG 40	14
12581 MCGREGOR BLVD	12581 MCGREGOR BLVD	PT LT 60 DESC IN	
FORT MYERS FL 33919	FORT MYERS FL 33919	2006000365523	
FORD DOUGLAS E	16-45-24-02-00001.0010	EDISON ACRES UNIT 1	15
6089 POMPANO ST	6089 POMPANO ST	BLK A PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 2 LESS ELY 82.5 FT	
COASTAL TRAFFIC DISPLAYS LLC	<b>16-45-24-02-00001.001A</b>	EDISON ACRES UNIT 1	16
PO BOX 160	6085 POMPANO ST	BLK A PB 9 PG 56	
WINDERMERE FL 34786	FORT MYERS FL 33919	ELY 82.5 FT LOT 2 LESS RD	
JOHNSTON THEODORE II	16-45-24-02-00001.0020	EDISON ACRES UNIT 1	17
1510 MONROE AVE	6081 POMPANO ST	BLK A PB 9 PG 56	
RIVER FOREST IL 60305	FORT MYERS FL 33919	LOT 3	
LAMBERT ELIZABETH SUSAN L/E +	16-45-24-02-00002.0000	EDISON ACRES UNIT 1	18
6073 POMPANO ST	6073 POMPANO ST	BLK A PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 4 + S 1/2 LOT 5	
LIRETTE MARY ELIZABETH	16-45-24-02-00003.0000	EDISON ACRES UNIT 1	19
18167 PHLOX DR	6065 POMPANO ST	BLK A PB 9 PG 56	
FORT MYERS FL 33967	FORT MYERS FL 33919	LOTS 6 + N 1/2 LOT 5	
MCGREGOR 12690 PROPERTIES LLC	16-45-24-02-00004.0000	EDISON ACRES UNIT 1	20
10481 SOLARO ST	6039 POMPANO ST	BLK A PB 9 PG 56	
FORT MYERS FL 33913	FORT MYERS FL 33919	LOT 10 + SWLY 1/2 LOT 11	
FRIER SCOTT A & MONICA L	16-45-24-02-00004.0010	EDISON ACRES UNIT 1	21
6047 POMPANO ST	6047 POMPANO ST	BLK.A PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 9 + NLY 1/2 LOT 8	
HARMON PETER & LESLEY	16-45-24-02-00004.0020	EDISON ACRES UNIT 1	22
6031 POMPANO ST	6031 POMPANO ST	BLK A PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	NELY 1/2 LOT 11 + LOT 12	
MAGOUYRK TODD & LORI S	<b>16-45-24-02-00005.0000</b>	EDISON ACRES UNIT 1	23
2742 JACKSON PIKE	6057 POMPANO ST	BLK.A PB 9 PG 56	
BATAVIA OH 45103	FORT MYERS FL 33919	LOT 7 + SLY 1/2 LOT 8	
PESSA ANTHONY & ELIZABETH	16-45-24-02-00007.0000	EDISON ACRES UNIT 1	24
3427 SE 22ND PL	534 EDINBURGH DR	BLK.A PB 9 PG 56 PT LT 14	
CAPE CORAL FL 33904	FORT MYERS FL 33919	TH N 120 FT OF W 80 FT	

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TOCK KEVIN C	16-45-24-02-00007.0020	EDISON ACRES UNIT 1	25
548 EDINBURGH DR	548 EDINBURGH DR	BLK.A PB 9 PG 56 LOT PT 14	
FORT MYERS FL 33919	FORT MYERS FL 33919	AS DESC OR 0497/0435	
WALLACE NATHAN L & JULIE A	16-45-24-02-00007.0030	EDISON ACRES UNIT 1	26
544 EDINBURGH DR	544 EDINBURGH DR	BLK.A PB 9 PG 56 PT LOT 14	
FORT MYERS FL 33919	FORT MYERS FL 33919	AS DESC OR 736/0172	
BROWN JANICE +	16-45-24-02-00008.0000	EDISON ACRES UNIT 1	27
528 EDINBURGH DR	528 EDINBURGH DR	BLK A PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 15	
NDARAWIS WAHABALLAH &	16-45-24-02-00009.0000	EDISON ACRES UNIT 1	28
516 EDINBURGH DR	516 EDINBURGH DR	BLK.A PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 17	
RAUN FAMILY REVOCABLE TRUST	16-45-24-02-00009.0010	EDISON ACRES UNIT 1	29
522 EDINBURGH DR	522 EDINBURGH DR	BLK A PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 16	
GENSEL RUSSELL H & KATHI L	16-45-24-02-00009.0020	EDISON ACRES UNIT 1	30
506 EDINBURGH DR	506 EDINBURGH DR	BLK A PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 19	
REDMAN BRADLEY KENT +	16-45-24-02-00009.0030	EDISON ACRES UNIT 1	31
508 EDINBURGH DR	508 EDINBURGH DR	BLK.A PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 18	
ONEIL ROBERT &	16-45-24-02-00013.0010	EDISON ACRES UNIT 1	32
5080 POMPANO ST	6080 POMPANO ST	BLK B PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LTS 3 + 4 + PT LTS 2 + 17A	
KINGOS GREGORY VANCE TR	16-45-24-02-00014.0000	EDISON ACRES UNIT 1	33
6669 EICHEN CIR W	6056/6058 POMPANO ST	BLK.B PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 7	
BEYER BARBARA	16-45-24-02-00014.0010	EDISON ACRES UNIT 1	34
5050 POMPANO ST	6050 POMPANO ST	BLK B PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 8	
KOSMAN JERRY JOHN & P DIANE	16-45-24-02-00015.0000	EDISON ACRES UNIT 1	35
5044 POMPANO ST	6044 POMPANO ST	BLK.B PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 9	
WORKINGER PAMELA J	16-45-24-02-00016.0000	EDISON ACRES UNIT 1	36
5036 POMPANO ST	6036 POMPANO ST	BLK.B PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 11	
KARASU MARTI A	16-45-24-02-00016.0010	EDISON ACRES UNIT 1	37
6040 POMPANO ST	6040 POMPANO ST	BLK.B PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 10	
COVACS WILLIAM F	16-45-24-02-00017.0000	EDISON ACRES UNIT 1	38
6026 POMPANO ST	6026 POMPANO ST	BLK.B PB 9 PG 56	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOTS 12 THRU 15	
WALKER WENDY &	16-45-24-02-00018.0000	EDISON ACRES UNIT 1	39
03 EDINBURGH DR	503 EDINBURGH DR	BLK B PB 9 PG 56 LOTS 16	
FORT MYERS FL 33919	FORT MYERS FL 33919	+ 17 + N 50 FT OF LOT 17 A	
/ANDERMARK WALTER C	16-45-24-02-00019.0020	EDISON ACRES UNIT 1	40
0509 MY WAY LN	9509 MY WAY LN	BLK B PB 9 PG 56 PT LT 17A	
FORT MYERS FL 33919	FORT MYERS FL 33919	S 100 FT OF N 150 FT	
MAZZOTTA JAMES I &	16-45-24-02-00019.0030	EDISON ACRES UNIT 1	41
1515 MY WAY LN	9515 MY WAY LN	BLK B PB 9 PG 56 PT LT 17A	
FORT MYERS FL 33919	FORT MYERS FL 33919	S 100 FT OF N 250 FT	
BRIAN P MCDONALD INVESTMENTS	16-45-24-02-00019.0040	EDISON ACRES UNIT 1	42
6791 PALM RD	9521 MY WAY LN	BLK B PB 9 PG 56 PT LOT	
FORT MYERS FL 33908	FORT MYERS FL 33919	17A DESC OR 1684 PG 2772	
TAYLOR DWAYNE II	16-45-24-09-00000.00B0	MCGREGOR ISLES UNIT 1	43
548 PRATHER DR	548 PRATHER DR	PB 12 PG 24	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT B LESS THE SW 14 FT	

ROGERS MARC & SUMMER	16-45-24-09-00000.1090	MCGREGOR ISLES UNIT 1	44
560 KEENAN AVE	560 KEENAN AVE	PB 12 PG 24	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 109	
STOCKFISH PAMELA CHRISTINE +	16-45-24-09-00000.1100	MCGREGOR ISLES UNIT 1	45
552 KEENAN AVE	552 KEENAN AVE	PB 12 PG 24	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 110	
SKALKO JOHN J & NANCY C	<b>16-45-24-09-00000.1110</b>	MCGREGOR ISLES UNIT 1	46
548 BRUCE CIR	548 BRUCE CIR	PB 12 PG 24	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 111	
WAGNER JASON J & JENNIFER E	<b>16-45-24-09-00000.1120</b>	MCGREGOR ISLES UNIT 1	47
1625 SUNDANCE DR	546 BRUCE CIR	PB 12 PG 24	
SAINT CLOUD FL 34771	FORT MYERS FL 33919	LOT 112	
PEARCE MALCOLM B JR TR APRIL LOWE 14 MAPLE ST WESTHAMPTON BEACH NY 11978	16-45-24-09-00000.1130 542 BRUCE CIR FORT MYERS FL 33919	MCGREGOR ISLES UNIT 1 PB 12 PG 24 LOT 113	48
POPE CHRISTOPHER L	16-45-24-10-00000.00C0	MCGREGOR ISLES UNIT 2	49
542 PRATHER DR	542 PRATHER DR	PB 12 PG 140 LOT C +	
FORT MYERS FL 33919	FORT MYERS FL 33919	SW 14 FT OF LOT B UNIT 1	
TATA BEATRIZ P TR	16-45-24-10-00000.0940	MCGREGOR ISLES UNIT 2	50
497 PRATHER DR	497 PRATHER DR	PB 12 PG 140	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 94	
WILSON SHANE M	16-45-24-10-00000.0950	MCGREGOR ISLES UNIT 2	51
5980 ADELE CT	5980 ADELE CT	PB 12 PG 140	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 95	
BERRY JEFFREY S &	16-45-24-10-00000.1000	MCGREGOR ISLES UNIT 2	52
5973 ADELE CT	5973 ADELE CT	PB 12 PG 140	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 100	
ROBERTS JIMMY CASSELL III &	16-45-24-10-00000.1010	MCGREGOR ISLES UNIT 2	53
5981 ADELE CT	5981 ADELE CT	PB 12 PG 140	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 101	
DESQUESNES MARC H + SARAH S	16-45-24-10-00000.1020	MCGREGOR ISLES UNIT 2	54
515 PRATHER DR	515 PRATHER DR	PB 12 PG 140	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 102	
SAFFORD STEWART P	16-45-24-10-00000.1030	MCGREGOR ISLES UNIT 2	55
523 PRATHER DR	523 PRATHER DR	PB 12 PG 140	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 103	
SHEU JOHN E & CHERYL L	16-45-24-10-00000.1040	MCGREGOR ISLES UNIT 2	56
525 PRATHER DR	525 PRATHER DR	PB 12 PG 140	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 104	
LITOWITZ DENNIS JAY TR	16-45-24-10-00000.1050	MCGREGOR ISLES UNIT 2	57
531 PRATHER DR	531 PRATHER DR	PB 12 PG 140	
FORT MYERS FL 33919	FORT MYERS FL 33919	LOT 105	
COPP W GEORGE TR	16-45-24-10-00000.1060	MCGREGOR ISLES UNIT 2	58
535 PRATHER DR	535 PRATHER DR	PB 12 PG 140 LOT 106 LESS	
FORT MYERS FL 33919	FORT MYERS FL 33919	PT RETAINED OR 984/635	
STEPHENSON MICHAEL	16-45-24-10-00000.1070	MC GREGOR ISLES UT 1 + 2	59
545 PRATHER DR	545 PRATHER DR	PB 12 PGS 24 + 140 LOT 107+108	
FORT MYERS FL 33919	FORT MYERS FL 33919	PT LOT 106 OR 1285/1445	
MCGREGOR ISLES OWNERS ASSN	<b>16-45-24-10-0000A.00CE</b>	MCGREGOR ISLES UNIT 2	60
PO BOX 6801	12596 MCGREGOR BLVD	PB 12 PG 140	
FORT MYERS FL 33911	FORT MYERS FL 33919	LOT A	
CALOOSA BAYVIEW VILLAGE HOMES SAK & ASSOCIATES MGMT INC 12901 MCGREGOR BLVD STE 20 216 FORT MYERS FL 33919	<b>16-45-24-20-00000.00CE</b> CALOOSA BAYVIEW C/E FORT MYERS FL 33919	CALOOSA BAYVIEW VILLAGE HOMES UNIT NO 1 COMMON ELEMENTS POOL + TENNIS	61

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CALOOSA BAYVIEW CONDO PH B INFINITY ACCOUNTING GROUP INC 12901 MCGREGOR BLVD STE 20 216 FORT MYERS FL 33919	16-45-24-22-00000.00CE CALOOSA BAYVIEW C/E FORT MYERS FL 33919	CALOOSA BAYVIEW CONDO PH B DESC OR BK 1063 PG 0716 CE:POOL+TENNIS	62
GULF STREAM WEST LLC TCG PM LLC 9450 CORKSCREW PALMS CIR #101 ESTERO FL 33928	16-45-24-45-00000.0010 12651 MCGREGOR BLVD #1 FORT MYERS FL 33919	MCGREGOR LAKES CENTER OFFICE PARK PB 73 PGS 64 + 65 LOT 1	63
GULF STREAM WEST LLC TCG PM LLC 9450 CORKSCREW PALMS CIR #101 ESTERO FL 33928	16-45-24-45-00000.0020 12651 MCGREGOR BLVD #2 FORT MYERS FL 33919	MCGREGOR LAKES CENTER OFFICE PARK PB 73 PGS 64 + 65 LOT 2	64
GULF STREAM WEST LLC TCG PM LLC 9450 CORKSCREW PALMS CIR #101 ESTERO FL 33928	16-45-24-45-0000.0030 12651 MCGREGOR BLVD #3 FORT MYERS FL 33919	MCGREGOR LAKES CENTER OFFICE PARK PB 73 PGS 64 + 65 LOT 3	65
GULF STREAM WEST LLC TCG PM LLC 9450 CORKSCREW PALMS CIR #101 ESTERO FL 33928	16-45-24-45-00000.0040 12651 MCGREGOR BLVD #4 FORT MYERS FL 33919	MCGREGOR LAKES CENTER OFFICE PARK PB 73 PGS 64 + 65 LOT 4	66
GULF STREAM WEST LLC TCG PM LLC 9450 CORKSCREW PALMS CIR #101 ESTERO FL 33928	16-45-24-45-00000.0050 12651 MCGREGOR BLVD #5 FORT MYERS FL 33919	MCGREGOR LAKES CENTER OFFICE PARK PB 73 PGS 64 + 65 LOT 5	67
MCGREGOR LAKES CENTER ASSN COMMERCIAL PROPERTY SPEC 12734 KENWOOD LN STE 93 FORT MYERS FL 33907	16-45-24-45-0000A.00CE MCGREGOR LAKES CENTER C/E FORT MYERS FL 33919	MCGREGOR LAKES CENTER OFFICE PARK PB 73 PGS 64 + 65 TRACT A	68
ENCLAVE AT COLLEGE POINTE ASSN SWFL CAM SERVICES 10231 METRO PKWY # 204 FORT MYERS FL 33966		ENCLAVE AT COLLEGE POINTE DESC IN OR 4768 PG 951 FKA COLLEGE POINTE PB 62/76- 78 TRACTS L-D-K + POR TR E COMMON ELEMENTS	69
KINGOS TARA HALL + 5669 EICHEN CIR W FORT MYERS FL 33919	16-45-24-L3-00013.0000 6062 POMPANO ST FORT MYERS FL 33919	EDISON ACRES UNIT 1 BLK.B PB 9 PG 56 LOT 5	70
KINGOS TARA HALL + 5669 EICHEN CIR W FORT MYERS FL 33919	16-45-24-L3-00013.0010 6060 POMPANO ST FORT MYERS FL 33919	EDISON ACRES UNIT 1 BLK.B PB 9 PG 56 LOT 6	71
EUGSTER DAVID P 1760 DUNNWOOD WAY OREGON WI 53575	16-45-24-22-00014.1066 4262 ISLAND CIR #3 FORT MYERS FL 33919	CALOOSA BAYVIEW PH B COND BLDG 14 OR 1063 PG 709 UNIT 1066	72
LEHMAN KIMBERLY DAWN 4262 ISLAND CIR #2 FORT MYERS FL 33919	16-45-24-22-00014.1068 4262 ISLAND CIR #2 FORT MYERS FL 33919	CALOOSA BAYVIEW PH B COND BLDG 14 OR 1063 PG 709 UNIT 1068	72
WAGNER JENNIFER KAY 4262 ISLAND CIR #1 FORT MYERS FL 33919	16-45-24-22-00014.1070 4262 ISLAND CIR #1 FORT MYERS FL 33919	CALOOSA BAYVIEW PH B COND BLDG 14 OR 1063 PG 709 UNIT 1070	72
KLEVINSKY LAURA M 420 CUNAT BLVD APT 3B RICHMOND IL 60071	16-45-24-22-0016A.1040 4261 ISLAND CIR #8 FORT MYERS FL 33919	CALOOSA BAYVIEW PH B COND BLDG 16A OR 1063 PG 709 UNIT 1040 + VINYL PORCH	73
RICHARDS MARILYN 4261-G ISLAND CIR FORT MYERS FL 33919	16-45-24-22-0016A.1041 4261 ISLAND CIR #7 FORT MYERS FL 33919	CALOOSA BAYVIEW PH B COND BLDG 16A OR 1063 PG 709 UNIT 1041	73
KRAUS CONRAD J & JENNIE G 820 FOX CHASE RD ROCKLEDGE PA 19046	16-45-24-22-0016A.1043 4261 ISLAND CIR #6 FORT MYERS FL 33919	CALOOSA BAYVIEW PH B COND BLDG 16A OR 1063 PG 709 UNIT 1043	73

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MEANS DIANE E & THOMAS P	<b>16-45-24-22-0016A.1045</b>	CALOOSA BAYVIEW PH B COND	73
4261 ISLAND CIR UNIT E	4261 ISLAND CIR #5	BLDG 16A OR 1063 PG 709	
FORT MYERS FL 33919	FORT MYERS FL 33919	UNIT 1045	
CORNER IRENE R	16-45-24-22-0016A.1047	CALOOSA BAYVIEW PH B COND	73
4261 ISLAND CIR APT D	4261 ISLAND CIR #4	BLDG 16A OR 1063 PG 709	
FORT MYERS FL 33919	FORT MYERS FL 33919	UNIT 1047	
CARRUTHERS JO ANN	<b>16-45-24-22-0016A.1050</b>	CALOOSA BAYVIEW PH B COND	73
4261 ISLAND CIR APT B	4261 ISLAND CIR #2	BLDG 16A OR 1063 PG 709	
FORT MYERS FL 33919	FORT MYERS FL 33919	UNIT 1050	
DONAHUE D P & MARIE T	16-45-24-22-0016A.1051	CALOOSA BAYVIEW PH B COND	73
79 COLLINS LN	4261 ISLAND CIR #1	BLDG 16A OR 1063 PG 709	
GETZVILLE NY 14068	FORT MYERS FL 33919	UNIT 1051	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2701	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2701	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2701	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2702	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2702	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2702	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2703	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2703	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2703	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2704	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2704	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2704	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2705	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2705	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2705	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2706	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2706	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2706	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2707	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2707	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2707	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2708	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2708	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2708	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2709	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2709	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2709	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2710	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2710	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2710	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027,2711	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2711	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2711	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027,2712	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2712	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2712	
	16-45-24-47-00027.2713 9085 COLBY DR #2713 FORT MYERS FL 33919	ENCLAVE AT COLLEGE POINTE DESC IN OR 4768 PG 951 BLDG 27 UNIT 2713	74
JSM @ COLLEGE POINTE PH IV LLC 1260 STELTON RD PISCATAWAY NJ 08854	THE PROPERTY OF THE PROPERTY O	ENCLAVE AT COLLEGE POINTE DESC IN OR 4768 PG 951 BLDG 27 UNIT 2714	74
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2715	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2715	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2715	

JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2716	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2716	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2716	
JSM @ COLLEGE POINTE PH IV LLC	<b>16-45-24-47-00027.2717</b>	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2717	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2717	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2718	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2718	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2718	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2719	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2719	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2719	
JSM @ COLLEGE POINTE PH IV LLC	16-45-24-47-00027.2720	ENCLAVE AT COLLEGE POINTE	74
1260 STELTON RD	9085 COLBY DR #2720	DESC IN OR 4768 PG 951	
PISCATAWAY NJ 08854	FORT MYERS FL 33919	BLDG 27 UNIT 2720	