

M E M O R A N D U M
FROM
THE OFFICE OF THE
LEE COUNTY HEARING EXAMINER

DATE: May 28, 2024

TO: Chahram Badamtchian, DCD Staff

FROM: Amanda L. Rivera *ALR*
Deputy Hearing Examiner

RE: DCI2023-00038 – FLOOR & DÉCOR CPD
REQUEST FOR ADDITIONAL INFORMATION

After a review of the case materials, the Hearing Examiner requests the Parties provide:

- A community meeting summary with requisite information detailed in LDC §33-1532(b);¹ and
- Confirmation from the County Attorney's Office that sufficient notice of the community meeting was provided.²

Requested information must be delivered to the Hearing Examiner's office by 4:30pm on June 3, 2024.

Copies Provided to: Michael Jacob, Esq., Deputy County Attorney
Joseph Adams, Esq., Assistant County Attorney
Anthony Rodriguez, AICP, MPA, Manager
Jamie Princing, Community Development
Applicant's Representatives

¹ The LDC requires rezoning applicants in the North Fort Myers Planning Community provide **a meeting summary that contains: the date, time, and location of the meeting; a list of attendees; a summary of the concerns or issues that were raised at the meeting; and a proposal for how the applicant will respond to any issues raised.** LDC §33-1532(b). Community review provisions *must* be satisfied prior to obtaining approval or finding of sufficiency. LDC §33-1532(a). The Staff Report contains e-mail correspondence before the meeting occurred, without a post-meeting summary document containing the requisite information. See Staff Report (Attachment I).

² The LDC requires applicants provide notice of the community meeting. §33-1532(a). The Staff Report includes screenshots of social media posts announcing the meeting. See Staff Report (Attachment I).