CITY OF BONITA SPRINGS, FLORIDA

RESOLUTION NO. 01 - 40

A RESOLUTION OF THE CITY OF BONITA SPRINGS, FLORIDA; REVISING AND REPLACING THE LEGAL DESCRIPTION IN Z-98-027 FOR THE VILLAGES OF BONITA RESIDENTIAL PLANNED DEVELOPMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Lee County approved resolution Z-98-027, in zoning case number DCI958881, f/k/a 96-05-158.02Z 01.01; and

WHEREAS, the legal description for the Residential Planned Development established by said Lee County zoning resolution excluded three phases of the Villages of Bonita Condominium, as recorded in Official Record Book 2780, Pages 1657 through 1865, Public Records of Lee County, Florida; and

WHEREAS, the exclusion of the condominium phases could adversely affect the common areas and setbacks of the excluded phases of the Villages of Bonita Condominium in the Residential Planned Development, if left uncorrected; and

WHEREAS, Section 34-613 of the Land Development Code (LDC) states that the current zoning maps are as much a part of the LDC as if they were fully described in Chapter 34; and

WHEREAS, LDC Section 34-615(b)(3) requires the boundaries of each zoning district to be shown on the current map; and

WHEREAS, adopting this resolution authorizes staff to revise the legal description (Exhibit A-1) in the current zoning map and the LDC of the City of Bonita Springs; and

WHEREAS, the area in discrepancy comprises approximately 16,000 square feet within the City of Bonita Springs, Florida, Section 22, Township 47 South, Range 25 East. The particular zoning districts affected by this change were established by Zoning Resolution Z-98-027 of the Board of County Commissioners of Lee County, as amended administratively by PUD-99-045, prior to the incorporation of the City of Bonita Springs, and as amended by the City Council of the City of Bonita Springs by Ordinance Z-01-14. The zoning districts are now entirely within the City limits.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bonita Springs, Lee County, Florida:

Section One: Revised Legal Description

The revised legal description (Exhibit A-1) of the property, copies of which are attached and incorporated herein by reference, is hereby approved and adopted, and the Director of Community Development is authorized to correct the current zoning maps to reflect this revision.

Section Two: Effective Date

This resolution shall take effect immediately upon adoption.

DULY PASSED AND ENACTED by the City Council of the City of Bonita Springs, Lee County, Florida, this 18th day of July, 2001.

AUTHENTICATION:

Mayor

City Clerk

APPROVED AS TO FORM: _____
City Attorney

Vote:

Arend	Aye	Piper	Aye
Edsall	Aye	Wagner	Aye
Nelson	Aye	Warfield	Aye
Pass	Aye		

Date filed with City Clerk: 7-23-01

RES-01-40-VILLAGES-BONITA-REVISE-LEGAL.

EXHIBIT A-1

PROPERTY DESCRIPTION

In Section 22, Township 47 South, Range 25 East, Lee County, Florida:

All of The Villages of Bonita subdivision, Plat Book 59, Pages 1 through 8, Public Records of Lee County, Florida;

LESS AND EXCEPTING THEREFROM the following lots in said subdivision: Lots 1 through 8, Block "A"; Lots 8 through 18, Block "B"; and Lots 2 through 4, and Lot 21, Block "C".