## ADMINISTRATIVE AMENDMENT (PD) ADD2010-00103

## ADMINISTRATIVE AMENDMENT LEE COUNTY, FLORIDA

WHEREAS, USA South Volleyball, Inc. filed an application for administrative approval to a Industrial Planned Development on a project known as USA South Volleyball for the addition of Schools, Commercial to the schedule of uses on an Industrial Planned Development (IPD) on property located at 7881/7883 Drew Circle (Lot 16 Alico Commercial Park), described more particularly as:

LEGAL DESCRIPTION: In Section 08, Township 46 South, Range 25 East, Lee County, Florida:

See Exhibit "A".

WHEREAS, the property was originally rezoned in case number ZAB-84-130 (with subsequent amendments in case numbers DCI2000-00031); and

WHEREAS, the subject property is located in the Industrial Development Future Land Use Category as designated by the Lee Plan; and

WHEREAS, the Lee County Land Development Code provides for certain administrative changes to planned development master concept plans and planned unit development final development plans; and

WHEREAS, PR Alico Properties, LLC, the owner of the subject parcel, has authorized Dave Douglas Associates, Inc. to act as an agent to pursue this application; and

WHEREAS, the subject application and plans have been reviewed by the Lee County Department of Community Development in accordance with applicable regulations for compliance with all terms of the administrative approval procedures; and

WHEREAS, the applicant has requested to administratively amend the IPD portion of the CPD/IPD to add "Schools, Commercial" to the Schedule of Uses for the Alico Commercial Park (approved per Zoning Resolution #Z-00-075); and

WHEREAS, the intent is place a volleyball training on Lot 16 of the IPD, located at an existing building on 7883 Drew Circle; and

WHEREAS, the applicant was rejected for a use permit (USE2010-01073) for a volleyball training facility at this location; and

WHEREAS, Schools, Commercial will allow for the applicant's proposed use; and

WHEREAS, the schedule of uses for the IPD currently allows for Business Services Group I and II, Computer and Data Processing Services, Personal Services Group I and III, Research and Development Laboratories, and other commercial uses; and

WHEREAS, this proposed use is less intensive than commercial uses already allowed in the IPD; and

WHEREAS, this proposed use does not increase the amount of traffic on surrounding roads any more than other uses already permitted in the IPD; and

WHEREAS, the subject application and plans have been reviewed by the Lee County Department of Community Development in accordance with applicable regulations for compliance with all terms of the administrative approval procedures; and

WHEREAS, it is found that the proposed amendment and use does not increase density or intensity within the development; does not decrease buffers or open space required by the LDC; does not underutilize public resources or infrastructure; does not reduce total open space, buffering, landscaping or preservation areas; and does not otherwise adversely impact on surrounding land uses.

NOW, THEREFORE, IT IS HEREBY DETERMINED that the application for administrative approval for an amendment to add Schools, Commercial to the schedule of uses adopted in Resolution #Z-00-075 for an Industrial Planned Development is **APPROVED subject to the following conditions:** 

- 1. The approval is limited to the addition of Schools, Commercial to the approved schedule of uses for the IPD. No other changes have been approved as part of this administrative amendment.
- 2. Resolution #Z-00-075 Condition 2. a. "Schedule of Uses In the IPD district" is hereby amended by adding "SCHOOLS, COMMERCIAL" as a permissible use.
- 3. The terms and conditions of the original zoning resolutions remain in full force and effect.

DULY SIGNED this 11th day of Journa

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A.D., 2011

BY:

Pam Houck, Director

Division of Zoning

Department of Community Development

## **Legal Description**

Lot 16, Alico Commercial Park, a subdivision, located in Section 08, Township 46, Range 25 East, according to the plat thereof on file and recorded in Plat Book 75, Page 13 of the Public records of Lee County, Florida.

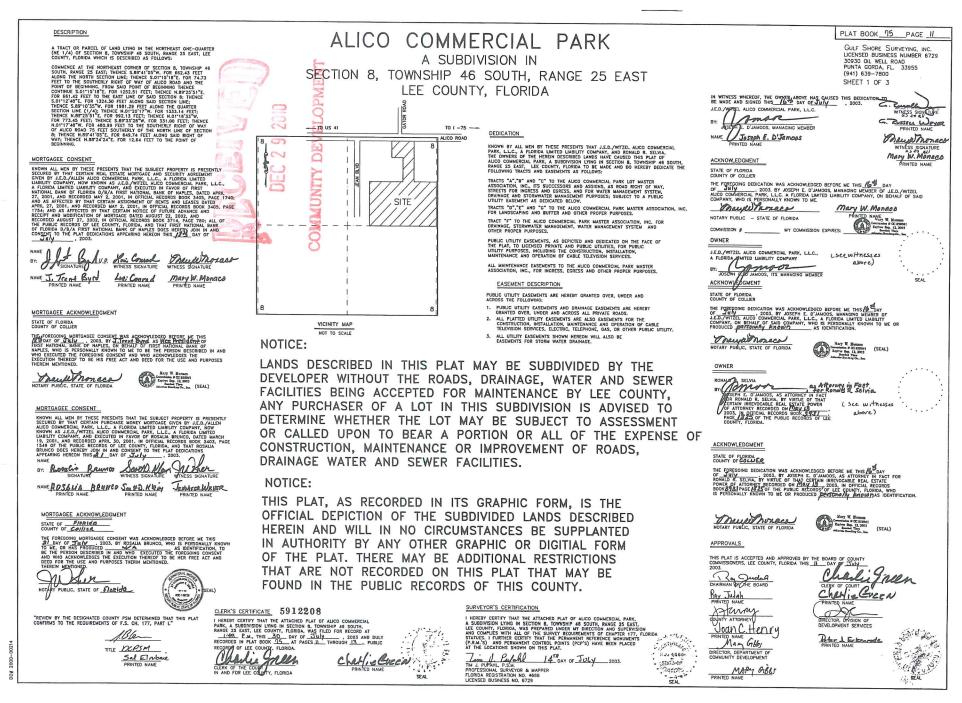
Strap Number

08-46-25-57-00000.0160

**EXHIBIT A** 

ADD2010-00103

Legal Reviewed By: 85/ 1/3/11



PLAT BOOK 15 PAGE 12

GULF SHORE SURVEYING, INC. LICENSED BUSINESS NUMBER 6729 30930 OIL WELL ROAD PUNTA GORDA, FL. 33955 (941) 639-7800 SHEET 2 0F 3

## ALICO COMMERCIAL PARK

A SUBDIVISION IN SECTION 8, TOWNSHIP 46 SOUTH, RANGE 25 EAST LEE COUNTY, FLORIDA

EASEMENT DESCRIPTION

PUBLIC UTILITY EASEMENTS ARE HEREBY GRANTED OVER, UNDER AND ACROSS THE FOLLOWING:

- PUBLIC UTILITY EASEMENTS AND DRAINAGE EASEMENTS ARE HEREBY GRANTED OVER, UNDER AND ACROSS ALL PRIVATE ROADS.
- ALL PLATTED UTILITY EASEMENTS ARE ALSO EASEMENTS FOR THE CONSTRUCTION, INSTALLATION, MAINTENANCE AND OPERATION OF CABLE TELEVISION SERVICES, ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY.

