

GIS Tracking Sheet

Case No.: **DCI2012-00049**

Intake Date: 11-15-12

Project Name: Oasis Cove – SB2156 Extension

STRAP Number(s): 35-45-24-00-00014.0000
35-45-24-00-00015.0000

Planner Name: Chip Block Ext. 38371

FILE ON PLANNER'S DESK

LEGAL DESCRIPTION VERIFICATION and INITIAL GIS MAPPING

Date:

INTAKE:

LEGAL SUFFICIENT

☐ YES

☐ NO

Initials:

If not, give brief explanation:

MAP UPDATE following FINAL ACTION

Date:

☐ Hearing Examiner Decision

☐

Board of County Commissioner
Resolution

☐ Administrative Approval

☐

Blue Sheet

Zoning Notes:

MAP UPDATED 5/9/13

☒ YES

☐ NO

Initials: CJ

If not, give brief explanation:

ZONE: RPD: 501454

ZONE: CPD: 501495



SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

239-533-8585

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County Hearing
Examiner

December 03, 2012

CHARLES J. BASINAIT
HENDERSON, FRANKLIN, STARNES A
1715 MONROE ST
FORT MYERS FL 33901

Re: OASIS COVE
Senate Bill 2156 Extension (F)
DCI2012-00049

Dear CHARLES J. BASINAIT:

In accord with SB2156, development permits meeting certain criteria are entitled to an extension from the existing/initial permit expiration date. Accordingly, the effectiveness of the Master Concept Plan identified in Zoning Resolution, Z-10-009, DCI2009-00005, OASIS COVE, is hereby extended for the following:

APPROVAL OF AN MCP EXTENSION FROM JUNE 7, 2019 TO NOVEMBER 5, 2020 FOR OASIS COVE BASED ON FLORIDA STATUTE 252.363 AND EXECUTIVE ORDER NUMBER 12-140 (TROPICAL STORM DEBBY, AS EXTENDED BY EXECUTIVE ORDER NUMBERS 12-192 and 12-217) AND EXECUTIVE ORDER NUMBER 12-199 (TROPICAL STORM ISAAC).

No additional extensions under SB2156 may be granted for the above-referenced development permit. All underlying conditions of the zoning resolution remain in full force and effect. Failure to comply with zoning conditions may result in enforcement action as provided under Florida law and local regulations.

This extension applies only to the specific approvals identified above. If your project requires additional development permits or authorizations to continue construction, you are required to obtain the necessary approvals, including related permit extensions. If you hold other permits or authorizations that qualify for an extension under SB2156, you must file a specific request for each qualifying development permit.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Department of Community Development
Division of Zoning

Pam Houck
Director

Oasis Cove Chronology

- DCI2009-00005: Resolution Z-10-009
Adopted: June 7, 2010
- DCI2011-00036: BCRR 11-10-01 4 year extension
From June 7, 2015 to June 7, 2019
- DCI2012-00049: SB2156 (Florida Statutes 252.363) extension
From June 7, 2019 to November 5, 2020



Reply to
Charles J. Basinait
Direct Fax Number 239.344.1580
Direct Dial Number 239.344.1204
E-Mail: charles.basinaid@henlaw.com

November 15, 2012

VIA HAND DELIVERY

Pam Houck
Director of Zoning
Lee County Community Development
1500 Monroe Street
Ft. Myers, FL 33901

RECEIVED
NOV 15 2012
COMMUNITY DEVELOPMENT

Re: Notification of Extension regarding Master Concept Plan for the Oasis Cove project approved pursuant to Zoning Resolution No. Z-10-009, based on Executive Orders Numbers 12-140, 12-192 and 12-199 and Florida Statute Section 252.363 (see enclosed)

Strap Numbers: 35-45-24-00-00014.0000 and 35-45-24-00-00015.0000

Dear Ms. Houck:

Recently Governor Rick Scott declared a state of emergency for the entire State of Florida under Executive Orders (Numbers 12-140, 12-192 and 12-199) due to Tropical Storms Debby and Isaac. This declaration of a state of emergency by the governor extends certain permits for 17 months (unless the declaration is extended further).

Pursuant to Florida Statute 252.363, the declaration of a state of emergency applies to the following:

The expiration of a development order issued by a local government.

In this instance the term "development order" in F.S. 252.363 is deemed to include zoning master concept plans, among other development permits, consistent with the definition of same in the Florida Statutes.

As a consequence, please be advised that my clients are availing themselves of the extension provisions outlined in Executive Orders Numbers 12-140, 12-192 and 12-199 and Florida Statutes, Section 252.363 with respect to the expiration date of the zoning master concept plan for the Oasis Cove project approved pursuant to zoning resolution no. Z-10-009. Pursuant to the Executive Orders and relevant state statute the

Henderson, Franklin, Starnes & Holt, P.A.

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expiration date for the zoning master concept plan approval via zoning resolution no. Z-10-009 in connection with the Oasis Cove project is extended to November 7, 2020.

It is my understanding that this notice is sufficient to effectuate the provisions of the Executive Order and state statute. Please confirm my understanding of this extension via return correspondence that the County has included this notice of extension in the appropriate County records.

Sincerely,

A handwritten signature in black ink, appearing to read 'C. J. Basinait', with a stylized flourish at the end.

Charles J. Basinait

CJB/sbm
Enclosures E.O. 12-140, 12-192 and 12-199
 F.S. § 252.363

cc: *(Via e-mail)*
 Paul O'Connor
 Donna Marie Collins, Esq.
 Michael Jacob, Esq.