April 6, 2021

Mr. Vincent Cautero, Director
Department of Community Development
City of Cape Coral
1015 Cultural Park Boulevard
Cape Coral, Florida 33990

PROJECT: PROPOSED DOWNTOWNER CAR WASH
BLOCK 1543, LOTS 14-18 & 19-25

SUBJECT: VACATION OF THE UNDERLYING PUE WITHIN A VACATED ALLEY AND THE
ADJOINING 6' PUBLIC UTILITY EASEMENTS

Dear Mr. Cautero:

As provided for in Section 3.4.5 of the City of Cape Coral’s Land Development Code, and on behalf of the future property owner and car wash developer, DT Del Prado LLC, we hereby request approval of the following:

➢ To vacate the underlying 20’ easement lying between Lots 14-18 on the west and Lots 19-25 on the east that was reserved when the alley was vacated.

➢ To vacate the 6' PUE on the east and west side to the underlying easement.

The easement area consists of 7084.5 square feet and ranges in width from 10 feet to 32 feet. A legal and sketch have been provided. The site will maintain a 6’ perimeter easement.

The subject property is located at the corner of NE 3rd Terrace, Del Prado Boulevard North and NE 16th Place at 318 NE 16th Place. The site is requesting approval of a Zoning Amendment for the lots fronting NE 16th Place from RML (Residential Multi-family low density) to provide a 1.54 acre site with C (Commercial) Zoning and a Future Land Use of CP (Commercial/Professional) through a separate application. The site consists of one strap number 08-44-24-C4-01543.0190.

Applications for vacation shall be reviewed in accordance with the following criteria:

1. Whether the plat, easements, or rights-of-way are required by the City for any future transportation, access, water management, or public utility purposes.

The alley within this Block was vacated by Resolution 114-90. At the time of the vacation, the City determined that the alley was not necessary for any current or future transportation needs and that the alley did not contain any stormwater facilities. The public utility easements were retained by the city within the Resolution. The underlying easements do contain power lines. We have researched out to all the utility companies to inquire if they have services within the easements being vacated and about relocating those service lines with the development of this site. The site will maintain a 6’ Public Utility and Drainage Easement around the site.
2. Whether any required easements are necessary to accommodate the vacation of any plat, easement, or right-of-way.

The site currently has a 6' Public Utility Easement around the site. No portion of this perimeter easement is included in this vacation request.

3. If alternate routes are required or available that do not cause adverse impacts to surrounding areas.

Since the alley was vacated in 1990, access to the lots within this block are from Del Prado Blvd, NE 16th Place or NE 3rd Terrace. The proposed development will not need to provide an access route through their site for the other uses within this block.

4. If the closure of a right-of-way negatively affects areas utilized for vehicles to turn around and exit an area.

The alley was vacated in 1990 as it was not being utilized for the development that had occurred on this block. The development pattern includes commercial uses on the lots fronting Del Prado Blvd with single lot depth of 135' feet and Duplex units along NE 16th Place. The alley was not being utilized by the either of these uses. As future re-development occurs within this Block, the city should see commercial uses which utilize the full depth of the block.

5. Whether local utility providers have given consent to the vacation of the plat, easements, or rights-of-way. The local utility providers may require additional easements or relocation of existing utilities facilities to complete the vacation.

Notification and a request have been provided to all the utility companies. Letters of No Objection and the utility providers requirements will be provided to the City upon receipt.

We respectfully request approval of this Vacation of Plat for the underlying and adjoining easements. Please let us know if you have any questions or need further information.

Sincerely,

AVALON ENGINEERING, INC.

[Signature]
Linda Miller, AICP
Senior Planner
March 26, 2021

Mr. Bill Paul
Network Infrastructure Services
CENTURYLINK
8441 Littleton Road
North Fort Myers, FL 33903

PROJECT: PROPOSED CAR WASH

SUBJECT: REQUESTING A LETTER OF NO OBJECTION ON A VACATION OF EASEMENT

Dear Mr. Paul:

As provided for in Section 3.4.5 of the City of Cape Coral’s Land Development Code, and on behalf of the future property owner and car wash developer, DT Del Prado LLC, we hereby request a Letter of No Objection for the following:

To vacate the underlying 20’ easement lying between Lots 14-18 on the west and Lots 19-25 on the east that was reserved when the alley was vacated and the 6’ PUE on the east and west side to the underlying easements. The site will maintain a 6’ perimeter easement.

The subject property is located at the corner of NE 3rd Terrace, Del Prado Boulevard North and NE 16th Place at 318 NE 16th Place. The site consists of one strap number: 08-44-24-C4-01543.0190.

As you are aware, the City of Cape Coral requires a letter of no objection from the utility providers to approve a Vacation of Plat. Please provide us with a letter stating that CenturyLink has no objection to the requested vacation. The attached Exhibit A is provided depicting the area to be vacated. Please let us know if you have any existing services within the proposed area to be vacated.

We would appreciate a response at your earliest possible convenience.

Please contact me if you have any questions or require additional information.

Sincerely,

AVALON ENGINEERING, INC.

Linda Miller, AICP
Senior Planner

Attachment: Exhibit A
March 26, 2021

Mr. Timothy Green, Construction Specialist II
COMCAST
12600 Westlinks Dr. Suite #4
Fort Myers, Florida 33913

Via e-mail: Timothy_Green@Comcast.com

PROJECT: PROPOSED CAR WASH

SUBJECT: REQUESTING A LETTER OF NO OBJECTION ON A VACATION OF EASEMENT

Dear Mr. Green:

As provided for in Section 3.4.5 of the City of Cape Coral's Land Development Code, and on behalf of the future property owner and car wash developer, DT Del Prado LLC, we hereby request a Letter of No Objection for the following:

To vacate the underlying 20' easement lying between Lots 14-18 on the west and Lots 19-25 on the east that was reserved when the alley was vacated and the 6' PUE on the east and west side to the underlying easements. The site will maintain a 6' perimeter easement.

The subject property is located at the corner of NE 3rd Terrace, Del Prado Boulevard North and NE 16th Place at 318 NE 16th Place. The site consists of one strap number:08-44-24-C4-01543.0190.

As you are aware, the City of Cape Coral requires a letter of no objection from the utility providers to approve a Vacation of Plat. Please provide us with a letter stating that Comcast has no objection to the requested vacation. The attached Exhibit A is provided depicting the area to be vacated. Please let us know if you have any existing services within the proposed area to be vacated.

We would appreciate a response at your earliest possible convenience.

Please contact me if you have any questions or require additional information.

Sincerely,

AVALON ENGINEERING, INC.

Linda Miller, AICP
Senior Planner

Attachment: Exhibit A

G:2021/02/1090/PUE DE ALLEY Request for LONO/Comcast LONO Request.doc
March 26, 2021

Mr. Russel Goodman, Senior Right of Way Agent
LEE COUNTY ELECTRIC COOPERATIVE
4980 Bayline Drive
North Fort Myers, Florida 33917

PROJECT: PROPOSED CAR WASH
SUBJECT: REQUESTING A LETTER OF NO OBJECTION ON A VACATION OF EASEMENT

Via E-mail: Russel.Goodman@lcec.net

Dear Mr. Goodman:

As provided for in Section 3.4.5 of the City of Cape Coral's Land Development Code, and on behalf of the future property owner and car wash developer, DT Del Prado LLC, we hereby request a Letter of No Objection for the following:

To vacate the underlying 20’ easement lying between Lots 14-18 on the west and Lots 19-25 on the east that was reserved when the alley was vacated and the 6’ PUE on the east and west side to the underlying easements. The site will maintain a 6’ perimeter easement.

The subject property is located at the corner of NE 3rd Terrace, Del Prado Boulevard North and NE 16th Place at 318 NE 16th Place. The site consists of one strap number: 08-44-24-C4-01543.0190.

As you are aware, the City of Cape Coral requires a letter of no objection from the utility providers to approve a Vacation of Plat. Please provide us with a letter stating that Lee County Electric Cooperative Inc., has no objection to the requested vacation. The attached Exhibit A is provided depicting the area to be vacated. Please let us know if you have any existing services within the proposed area to be vacated.

We would appreciate a response at your earliest possible convenience.

Please contact me if you have any questions or require additional information.

Sincerely,

AVALON ENGINEERING, INC.

Linda Miller, AICP
Senior Planner

Attachment: Exhibit A
6/23/2021

DT Del Prado, LLC
C/o Avalon Engineering, Inc.
Linda Miller
2503 Del Prado Boulevard
Suite 200
Cape Coral, FL 33904

No Reservations/No Objection

SUBJECT: Vacation of the underlying 20' easement between Lots 14 – 18 on the west and Lots 19-25 on the east. Block 1543, Cape Coral Unit 17. According to the plat recorded in Plat Book 14, Page 23 of the Public Records of Lee County.

To Whom It May Concern:

Embarq Florida, Inc., d/b/a CENTURYLINK ("CenturyLink") has reviewed the request for the subject vacation and has determined that it has No Objection to the vacation request. Provided the Resolution can’t be recorded into the records of Lee County until the Developer has contracted with and paid for CenturyLink to relocate the facilities within this easement and until the existing utilities facilities owned by CenturyLink have been relocated outside of the vacated easement. A copy of the contract and receipt of payment and a certification of completion from CenturyLink has to be provided to the City before the Resolution is recorded into the records of Lee County.

The areas proposed for vacation as shown and/or described on Exhibit "A", said Exhibit "A" attached hereto and incorporated by this reference.

It is the intent and understanding of CenturyLink that this Vacation shall not reduce our rights to any other existing easement or rights we have on this site or in the area.

If you would like to discuss this vacate request, please contact Bill Paul at 727-449-3544 or william.d.paul@centurylink.com

Sincerely yours,

Mike Pietlikiewicz
Contract Manager III
CenturyLink
P836100
March 29, 2021

Attn:  
Lynda Brooks,

RE: Letter of Review and Recommendation – Vacation Utility Easements  
21-109 Proposed Car Wash  
Lots 14-18 & 19-25  
Strap No.: 08-44-24-C4-01543.0190

Dear Ms. Brooks,

Thank you for contacting Comcast regarding your proposed vacation. This is to inform you that Comcast Cable does have facilities in the proposed area and Comcast has no objection to the vacation providing that any of Comcast facilities that are in need of being relocated to be paid for by the customer and Comcast is granted new easements.

If you have any further question or concerns, please do not hesitate to contact me at (239)707-3998.

Sincerely,

Timothy Green  
Construction Specialist II

12600 Westlinks Dr. Suite #4  
Fort Myers, FL 33913  
Cell (239) 707-3998  
Office (239) 318-1524  
Timothy_Green@Comcast.com
June 23, 2021

Ms. Linda Miller, AICP
Senior Planner
Avalon Engineering, Inc.
2503 Del Prado Blvd S. Suite 200
Cape Coral, FL 33904

Re: Letter of No Objection to Vacation of Rear Platted Lot Line, Respective Rear Easements and Alley Between Lots 14-18, and Lots 19-25, Block 1543, Unit 40, CAPE CORAL, according to the Plat thereof as recorded amongst the Public Records as Plat Book 14, Pages, 23 through 38, inclusive; Owner: 318 NE 16th Place Trust; Strap#: 084424C401543.0190.

Dear Ms. Miller:

You have opened up negotiations on behalf of your customer, DT Del Prado, LLC, concerning:

• the vacation of some particular platted easements lines that exists between Lots 14-18, Block 1543, according to the Plat thereof as recorded amongst the Public Records as Plat Book 14, Pages 23 through 38, inclusive,
• The rear property line and easements of Lots 14, 15, 16, 17, and 18, to the west, and Lots 19, 20, 21, 22, 23, 24, and 25, to the east.
• Together with that portion of the Alley abutting respective Lots 14-18, to the west, and, Lots 19-25, to the east.

We have reviewed the Plat, the request submitted, and our internal records. LCEC has no objection to the vacation, as submitted and reflected, in the request. There has been a request to provide a ballpark estimate to remove power lines that would make development difficult to the buyers. The Ballpark estimate is $22,000.00 dollars. That number is good for 6 months. Payment shall be received in advance of work to be performed.

However, LCEC requires a continuous perimeter easement surrounding your property in order to serve you. Therefore, in the after situation to the vacation, you, the petitioner, will have provided to the appropriate local jurisdiction, an imposed six-foot wide easements so that there is a continuous perimeter easement located upon the parcel.

Should no definitive action, no approval, by local jurisdiction be received by the petitioner, this letter will terminate upon six months from the date listed above. This letter is not assignable to a third-party, and is non-recordable. This letter will become immediately void upon recordation.

Should there be any questions please call me at 239-656-2112, or, if you prefer, I can be reached by email at russel.goodman@lcec.net.

Very truly yours,

Russel Goodman, SR/WA
Senior Right of Way Agent
EASEMENT VACATION
LYING IN LOTS 14 THRU 25 AND PART
OF VACATED ALLEY, BLOCK 1543
CAPE CORAL, UNIT 17

SECTION 8, TOWNSHIP 44 SOUTH, RANGE 24 EAST
(PLAT BOOK 14, PAGES 23-38)
(D.R. BOOK 2165, PAGE 3047)
LEE COUNTY, FLORIDA

HARRIS-JORGENSEN, INC.
3046 DEL PRADO BLVD. S. 3A
CAPE CORAL, FLORIDA 33904
PHONE: (239) 257-2624
FAX: (239) 257-2921
DESCRIPTION: (VACATION OF ANY AND ALL UNDERLYING EASEMENTS)

A PARCEL OF LAND LYING IN LOTS 14 THROUGH 25 AND PART OF THE VACATED ALLEY, ALL LYING IN BLOCK 1543, CAPE CORAL, UNIT 17 AS RECORDED IN PLAT BOOK 14, PAGES 23 THROUGH 38, PUBLIC RECORDS OF LEE COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 19 OF THE AFORESAID BLOCK 1543; THENCE RUN N.90°00'00"E. ALONG SAID NORTH LINE OF SAID LOT 19 FOR 6.00 FEET; THENCE RUN S.00°00'00"W. (6.00 FEET EAST OF AND PARALLEL TO THE WEST LINE OF SAID LOT 19 FOR 6.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S.00°00'00"W. (6.00 FEET EAST OF AND PARALLEL TO THE WEST LINE OF LOTS 19 THROUGH 25 OF SAID BLOCK 1543) FOR 276.39 FEET; THENCE RUN S.90°00'00"W. (6.00 FEET NORTH OF AND PARALLEL TO THE SOUTH LINE OF SAID LOT 25) FOR 10.00 FEET; THENCE RUN N.00°00'00"E. (4.00 FEET WEST OF AND PARALLEL TO THE WEST LINE OF LOTS 23 THROUGH 25 OF SAID BLOCK 1543) FOR 80.00 FEET; THENCE RUN S.90°00'00"W. FOR 22.00 FEET TO A POINT THAT IS 6.00 FEET NORTH OF THE SOUTH LINE OF THE AFORESAID LOT 14 AND 6.00 FEET WEST OF THE EAST LINE OF SAID LOT 14; THENCE RUN N.00°00'00"E. (6.00 FEET WEST OF AND PARALLEL TO THE EAST LINE OF LOTS 14 THROUGH 18 OF SAID BLOCK 1543) FOR 196.39 FEET; THENCE RUN N.90°00'00"E. (6.00 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF LOTS 18 AND 19 OF SAID BLOCK 1543) FOR 32.00 FEET TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 7084.5 SQUARE FEET, MORE OR LESS.

BEARINGS ARE BASED ON THE NORTH LINE OF THE AFORESAID BLOCK 1543 AS BEING N.90°00'00"E.

PHILLIP M MOULD
LS6515
MARCH 31, 2021

NOTE:
THIS MAP/PLAT IS CONSIDERED SIGNED USING A DIGITAL SEAL IN ACCORDANCE WITH THE APPLICABLE STATE LAWS AND STATUTES FS 668.001-006; FS 668.50; FS 472.025; 5J-17.062, FLORIDA ADMINISTRATIVE CODE, STATE OF FLORIDA.
Protected Species Assessment

Unit 17, Block 1543, Lots 14-25
Cape Coral, Florida 33990
Section 08, Township 44S, Range 24E

March 2021

Prepared for:

DT Del Prado LLC
1009 Del Prado Boulevard South
Cape Coral, Florida 33990

Prepared by:

Avalon Engineering, Inc.
2503 Del Prado Boulevard South, Suite 200
Cape Coral, Florida 33904
INTRODUCTION

This 1.55 +/- acre site is located on the corner of NE 3rd Terrace, Del Prado Boulevard North and NE 16th Place, Section 08, Township 44S, Range 24E, Cape Coral, Florida. Adjacent properties consist of the following: to the North NE 3rd Terrace to the east NE 16th Place, to the South Cedeno Plaza and to the west Del Prado Boulevard North.

SITE CONDITIONS

A site inspection was conducted by Chris Taylor on March 25, 2021. The weather was clear with temperatures in the high 70's.

VEGETATION CLASSIFICATIONS

The table below displays the (#1) vegetative associations found on the subject parcel. These vegetative associations were identified using the Florida Land Use Cover Classification System (FLUCCS) and are shown on the table below. Also included is a description of each FLUCCS association below.

<table>
<thead>
<tr>
<th>FLUCCS CODE</th>
<th>DESCRIPTION</th>
<th>APPROXIMATE ACREAGE</th>
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</thead>
<tbody>
<tr>
<td>192</td>
<td>Inactive Lands Routinely Mowed</td>
<td>1.22</td>
</tr>
<tr>
<td>1331</td>
<td>Duplex Units</td>
<td>.33</td>
</tr>
</tbody>
</table>

Total Acreage 1.55

SURVEY METHOD

To provide at least 100% visual coverage, fourteen (14) centered transects were completed at 25' intervals within the construction area. This method was selected to examine for the presence or absence of protected or listed species within the entire construction area.

If a sign or sighting was observed, an aerial photograph was marked depicting the approximate location. The attached scale aerial map depicts the results of this survey. Other listed protected species which could occur on the subject parcel according to City of Cape Coral which were surveyed for are as follows:

<table>
<thead>
<tr>
<th>SPECIES</th>
<th>SCIENTIFIC NAME</th>
<th>OBSERVED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Burrowing Owl</td>
<td>Athene cunicularia</td>
<td>No</td>
</tr>
<tr>
<td>Gopher Tortoise</td>
<td>Gopherus polyphemus</td>
<td>No</td>
</tr>
</tbody>
</table>
RESULTS

The Protected Species Survey revealed the presence of no species listed by either the U.S. Fish & Wildlife Service (USFWS) or by the Florida Fish & Wildlife Conservation Commission (FFWCC).

Attachment: Transect Line Map
PROTECTED SPECIES TRANSECT
LINE MARCH 25, 2021

DEL PRADO BLVD. (NORTH)

NE 3RD TERRACE

PROJECT SITE
(1.55 AC.±)

PROJECT BOUNDARY

C/CP

RML/CP

C.C. UNIT 27

26

1543

0

20

50

( IN FEET )
Planning Division Case Report

Review Date: August 16, 2021

Property Owner: Recca Vincent Tr For 318 NE 16th Place Land Trust

Owner Address: 4005 Palm Tree Boulevard #206
Cape Coral, FL 33904

Applicant: DT Del Prado LLC

Authorized Representative: Avalon Engineering Inc.

Request: To vacate 7,084.5 sq.ft. of public utility and drainage easements and all underlying easements within a portion of Unit 17, Block 1543, Lots 14-25, Cape Coral Subdivision, at 318 NE 16th Place.

Location of Owner's Property:
318 NE 16th Place.
Cape Coral, FL 33909
Unit 17, Block 1543, Lot 14-25
Strap number: 0844-24-C4-01543.0190

Prepared By: Patrick Carlton White, Planner

Approved By: Mike Struve, AICP, LEED Green Associate, Planning Team Coordinator

Recommendation: Approval with conditions

Urban Service: Infill

Site Visit: August 16, 2021

Property Description:

The site is in eastern Cape Coral, southeast of the signalized intersection of Del Prado Boulevard and NE 3rd Terrace. The parcel is about 67,385.11 sq.ft. and has Commercial (C) Zoning and a Future Land Use Classification (FLUC) of Commercial/Professional (CP). Properties to the north, south, and west share the same zoning and FLUC. Properties to the east, across NE 16th Pl are zoned Residential Multi-family Low (RML) and have a Multi-Family (MF) FLUC.
Request

A platted alley in Block 1543 was vacated by Resolution 114-90 that retained all underlying Public Utility and Drainage Easements (PUE). The applicant now requests to vacate all underlying easements associated with the previously vacated alley on the site. The applicant also requests to vacate platted easements adjacent to the previously vacated alley. A six-foot wide PUE will be retained around the site’s perimeter.

Zoning History of the site

The FLUC of Lots 14-27 was amended from Commercial/Professional to Mixed Use by Ordinance 62-03 and from Mixed Use to Commercial/Professional by Ordinance 6-05.

The zoning of Lots 1-18 was amended from RC-1 to C-1 by Ordinance 61-90. The zoning of Lots 19-34 was amended from R-3 to RML by Ordinance 4-19. The zoning of lots 19-25 was recently amended from RML to C by Ordinance 58-21.

Minimum Standards

The owner is eligible to file this vacation request as this application provides the following:

• Color of title or ownership of the site for which the vacation is sought.
• Letters of no objection from CenturyLink, Comcast, and Lee County Electric Cooperative (LCEC). LCEC as a condition of approval, requests a continuous, six-foot wide perimeter easement around the site. CenturyLink requires the relocation of utilities prior to recordation of the resolution.
• Survey sketches and accompanying legal descriptions describing the easements that will be vacated.

Analysis

Staff analyzed this request with the Land Development Code (LDC), Section 3.4.5, “Vacation of Plats, Easements, and Rights-of-way.” The Comprehensive Plan and Economic Development Master Plan were also reviewed for applicable policies.

The owner requests vacating 7,084.5 sq. ft. of easements associated with the site. A perimeter PUE is retained by the City.
LDC, Section 3.4.5B states that vacations shall be reviewed in accordance with the following criteria:

1. Whether the plat, easements, or rights-of-way are required by the City for any future transportation, access, water management, or public utility purposes. **Staff response:** The existing easements provide no value for future transportation, access, water management, or public utility purposes.

2. Whether any required easements are necessary to accommodate the vacation of any plat, easement, or right-of-way. **Staff response:** No new easements are necessary as a continuous perimeter easement will remain in place.

3. If alternate routes are required or available that do not cause adverse impacts to surrounding areas. **Staff response:** This request does not involve the vacation of a right-of-way. No alternative routes are required and no adverse impacts will occur resulting from this vacation.

4. If the closure of a right-of-way negatively affects areas utilized for vehicles to turn around and exit an area. **Staff response:** This vacation does not close or eliminate any right-of-way.

5. Whether local utility providers have given consent to the vacation of the plat, easements, or rights-of-way. The local utility providers may require additional easements or relocation of existing utilities facilities to complete the vacation. **Staff response:** All three utility providers have issued letters of no objection regarding the requested vacations. LCEC does request that a continuous easement be provided around the perimeter of the site. CenturyLink requires the relocation of utilities prior to recordation of the resolution. These conditions will be met.

**Consistency with the Comprehensive Plan**

The project is consistent with the following objectives and policies appearing in the Comprehensive Plan.

*Future Land Use Element - Policy 1.15, Table 1.* Staff response: The Commercial (C) Zoning of the subject parcels is consistent with the Commercial/Professional FLUC.

*Future Land Use Element - Policy 4.2:* Future development requiring access or connection to public water and sewer facilities will be located within either the Urban Services Infill or Transition areas. **Staff response:** The site is in the City Urban Services Infill Area. The full suite of centralized utilities is available to this site. The proposed vacation will not impact the delivery of these utilities to the site.
Consistency with the Economic Development Master Plan

The project is consistent with the following strategies appearing in the Economic Development Master Plan.

Strategy 2.2 – Encourage business expansion. Staff response: This economic development strategy is furthered by the approval of this request, which expands an existing business franchise within the City.

Recommendation:

Based on the above analysis, staff recommends approval of the requested vacation with the following conditions.

Conditions of Approval

1. The vacation of the 7,084.5 sq.ft. of easements shall be consistent with that shown in the sketch and accompanying legal description prepared by Phillip M. Mould, dated March 31, 2021, labeled as Exhibit 1.
2. The Petitioners shall pay to the City of Cape Coral the cost of recording this resolution with the Office of the Lee County Clerk of Court.
3. The City shall record this resolution with the Office of the Lee County Clerk of Court following the receipt of three items: A. Recording costs from the Petitioners; B. A written statement from CenturyLink including a copy of the work contract, a certification of completion for the relocation work, and a receipt of payment indicating zero balance due for the referenced contract; and C. A written statement from the Cape Coral Utilities Department confirming the existing water main and sanitary service laterals have been relocated in accordance with the City regulations.

Staff Contact Information
Patrick Carlton White, Planner
PH: 239-574-0605
Email: PWhite@CapeCoral.net
500 FOOT NOTICE TO SURROUNDING PROPERTY OWNERS

CASE NUMBER: VP21-0005

RESOLUTION 234-21: To vacate 7,084.5 sq. ft. of public utility and drainage easements and all underlying easements within a portion of Unit 17, Block 1543, Lots 14-25, Cape Coral Subdivision, at 318 NE 16th Place.

CAPE CORAL STAFF CONTACT: Patrick White, Planner, 239-574-0605, pwhite@capecoral.gov

UPCOMING PUBLIC HEARING: Notice is hereby given that the Cape Coral City Council will hold a public hearing at 4:30 P.M. on November 3, 2021 on the above mentioned case. The public hearing will be held in the Cape Coral Council Chambers, 1015 Cultural Park Boulevard, Cape Coral, FL.

All interested parties are invited to appear and be heard. All materials presented before the City Council will become a permanent part of the record. The public hearing may be continued to a time and date certain by announcement at this public hearing without any further published notice. Copies of the staff report will be available five days prior to the hearing. The file can be reviewed at the Community Development Department, 1015 Cultural Park Blvd., Cape Coral, FL.

DETAILED INFORMATION: The case report and colored maps for this application are available at the City of Cape Coral website, www.capecoral.net/publichearing (Click on ‘Public Hearing Information’, use the case number referenced above to access the information); or, upon request at the Planning Division counter at City Hall, between the hours of 7:30 AM and 4:30 PM.

HOW TO CONTACT: Any person may appear at the public hearing and be heard, subject to proper rules of conduct. You are allowed sufficient time to write or appear at the public hearing to voice your objections or approval. Written comments filed with the Director will be entered into the record. Please reference the case number above within your correspondence and mail to: Department of Community Development, Planning Division, P.O. Box 150027, Cape Coral, FL 33915-0027.

ADA PROVISIONS: In accordance with the Americans With Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the City Clerk’s Office located at Cape Coral City Hall, 1015 Cultural Park Boulevard, Cape Coral, Florida; telephone 1-239-574-0411 for assistance; if hearing impaired, telephone the Florida Relay Service Numbers, 1-800-955-8771 (TDD) or 1-800-955-8770 (v) for assistance.

APPEALS: If a person decides to appeal any decision made by the City Council with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.
Please contact us with changes or cancellations as soon as possible, otherwise no further action needed.

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<tr>
<th>TOLL-FREE</th>
<th>Local #</th>
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</tr>
</thead>
<tbody>
<tr>
<td>888-516-9220</td>
<td>239-335-0258</td>
<td><a href="mailto:FNPLegals@gannett.com">FNPLegals@gannett.com</a></td>
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Customer: CITY OF CAPE CORAL DEPT OF COM

Address: 1015 CULTURAL PARK BLVD
CAPE CORAL FL 33990
USA

Ad No.: 0004942924

Net Amt: $606.90

Run Times: 2

Run Dates: 10/15/21, 10/22/21

Text of Ad:

NOTICE OF PUBLIC HEARING ADVERTISEMENT

CASE NUMBER: VP21-0005

RESOLUTION 234-21: To vacate 7,084.5 sq. ft. of public utility and drainage easements and all underlying easements within a portion of Unit 17, Block 1541, Lots 14-25, Cape Coral Subdivision, at 318 NE 16th Place.

CAPE CORAL STAFF CONTACT: Patrick White, Planner, 239-574-0605, pwhite@capecoral.gov

UPCOMING PUBLIC HEARING: Notice is hereby given that the City Council will hold a public hearing at 4:30 P.M. on November 3, 2021, on the above mentioned case. The public hearing will be held in the Cape Coral Council Chambers, 1015 Cultural Park Boulevard, Cape Coral, FL. All interested parties are invited to appear and be heard. All materials presented before the City Council will become a permanent part of the record. The public hearing may be continued to a date and time certain by announcement at this public hearing without any further published notice. Copies of the staff report will be available five days prior to the hearing. The file can be reviewed at the Cape Coral Community Development Department, Planning Division, 1015 Cultural Park Blvd., Cape Coral, FL.

DETAILED INFORMATION: The case report and colored maps for this application are available at the City of Cape Coral website, www.capecoral.net/publichearing (Click on ‘Public Hearing Information,’ use the case number referenced above to access the information); or upon request at the Planning Division counter at City Hall, between the hours of 7:30 AM and 4:30 PM.

HOW TO CONTACT: Any person may appear at the public hearing and be heard, subject to proper rules of conduct. You are allowed sufficient time to write or appear at the public hearing to voice your objections or approval. Written comments filed with the Director will be entered into the record. Please reference the case number above within your correspondence and mail to: Department of Community Development, Planning Division, P.O. Box 150027, Cape Coral, FL 33995-0027

ADA PROVISIONS: In accordance with the Americans With Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the City Clerk’s Office located at Cape Coral City Hall, 1015 Cultural Park Boulevard, Cape Coral, Florida; telephone 1-239-574-0411 for assistance; if hearing impaired, telephone the Florida Relay Service Numbers, 1-800-955-8771 (TDD) or 1-800-955-8770 (v) for assistance.
This map is not a survey and should not be used in place of a survey. While every effort is made to accurately depict the mapped area, errors and omissions may occur. Therefore, the City of Cape Coral cannot be held liable for incidents that may result due to the improper use of the information presented on this map. This map is not intended for construction, navigation or engineering calculations. Please contact the Department of Community Development with any questions regarding this map product.
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