



APPLICATION FOR AN ESSENTIALLY BUILT-OUT DETERMINATION PUBLIC HEARING UNINCORPORATED AREAS ONLY [LCLDC SEC. 34-204]

Project Name: _____

DRI Name: _____

- Essentially Built-out Determination Option I [34-204(a)(1)]
- Essentially Built-out Determination Option II [34-204(a)(2)]

PART 1
APPLICANT/AGENT INFORMATION

A. **Name of Applicant:** _____
 Address: _____
 City, State, Zip: _____
 Phone Number: _____
 E-mail Address: _____

- B. **Relationship of Applicant to owner (check one) and provide [Affidavit of Authorization](#) form:**
- Applicant is the sole owner of the property. [34-201(a)(1)a.1.]
 - Applicant has been authorized by the owner(s) to represent them for this action. [34-202(a)(3)]
 - Application is County initiated. Attach BOCC authorization.

C. **Authorized Agent: (If different than applicant) Name of the person who is to receive all County-initiated correspondence regarding this application. [34-202(a)(4)]**

1. Company Name: _____
 Contact Person: _____
 Address: _____
 City, State, Zip: _____
 Phone Number: _____
 Email Address: _____

2. **[Additional Agent\(s\)](#):** Provide the names of other agents that the County may contact concerning this application. [34-202(a)(4)]

LEE COUNTY COMMUNITY DEVELOPMENT
 PO BOX 398 (1500 MONROE STREET), FORT MYERS, FL 33902
 PHONE (239) 533-8585

**PART 2
PROPERTY OWNERSHIP**

- A. Property owner(s):** If multiple owners (corporation, partnership, trust, association), provide a list with owner interest. [34-202(a)(2)]

Name: _____
Address: _____
City, State, Zip: _____
Phone Number: _____ **Email:** _____

- B. Disclosure of Interest [34-202(a)(2)]:**

Attach [Disclosure of Interest](#) Form.

- C. Multiple parcels:**

- Property owners list. [34-202(a)(8)]
 Property owners map. [34-202(a)(8)]

- D. Certification of Title and Encumbrances [34-202(a)(7)]**

1. Title certification document, no greater than 90 days old. [34-202(a)(7)]
2. Date property was acquired by present owner(s): _____

**PART 3
PROPERTY INFORMATION**

- A. STRAP Number(s):** [Attach extra sheets if additional space is needed.] [34-203(a)(5)]

- B. Street Address of Property:** _____

- C. Legal Description and Sketch of the entire DRI (three copies needed):**

Legal description (8½"x11"paper) and sealed sketch of the legal description. [34-204(b)(5)]

- D. Property owners within the DRI:**

1. List of property owners within the DRI. [34-204(b)(3)]
2. Map of property owners within the DRI. [34-204(b)(3)]
3. One set of mailing labels. [34-204(b)(3)]

Note: When the case is found complete/sufficient, a new list and mailing labels must be submitted.

- E. Current Zoning of Property:** _____

Provide a list of all Zoning Resolutions and Zoning Approvals applicable to the subject property.

- G. Waivers from Application Submission Requirements:** Attach waivers, if any, approved by the Director of Zoning. [34-201(c)]

**PART 4
ADDITIONAL REQUIREMENTS**

- A. Development Order Conditions and Developer Commitments:** Provide a list of each development order condition and each developer commitment contained in the DO and a statement demonstrating how and when each condition/commitment was fulfilled. [34-204(b)(1)]

- B. Development Entitlements:** Provide a summary of the total development built and total development remaining for each land use category. Identify the geographic location of parcels with remaining unbuilt development entitlements and the nature of those entitlements. [34-204(b)(2)]

- C. Master Plan (Map H):** Provide a legible copy of the most recent Master Plan (Map H). [34-204(b)(4)]

- D. Draft Resolution:** Provide a draft Resolution to be executed by the BoCC which sets forth the information required by 34-205(b)(6). **[34-204(b)(6)]**
- E. Draft DRI DO Amendment:** Provide a draft amendment to the DRI DO in strike-through and underline format incorporating the EBO determination and findings of compliance with applicable Florida Statutes, local development regulations, and Lee Plan provisions, including § 380.06(15)(g), F.S., as well as the conditions that remain applicable to future development within the DRI. **[34-204(b)(7)]**
- F. Draft Agreement (Option I Determinations Only):** Provide a draft Agreement to be executed by the developer, the state land planning agency, and the County, in accordance with § 380.032, F.S., establishing the terms and conditions under which the development may be continued pursuant to the Agreement after the termination or expiration date contained in the development order. **[34-204(b)(8)]**

PART 5 SUBMITTAL REQUIREMENT CHECKLIST	
<i>Two copies required for submittal unless otherwise noted Clearly label your attachments as noted in bold below</i>	
<input type="checkbox"/>	Completed application for Public Hearing [34-202(a)(1)]
<input type="checkbox"/>	Filing Fee - [34-201(1)]
<input type="checkbox"/>	Affidavit of Authorization (notarized) Form [34-202(a)(3)]
<input type="checkbox"/>	Additional Agents [34-202(a)(4)]
<input type="checkbox"/>	Multiple Owners List (if applicable) [34-202(a)(2)]
<input type="checkbox"/>	Disclosure of Interest Form (multiple owners) [34-202(a)(2)]
<input type="checkbox"/>	Legal description and sealed sketch of legal description [34-202(a)(5)] (3 copies required)
<input type="checkbox"/>	Legal description (metes and bounds) and sealed sketch of legal description
	OR
<input type="checkbox"/>	Legal description (NO metes and bounds) if the property is located within a subdivision platted per F.S. Chapter 177, and is recorded in the Official Records of Lee County under Instruments or Plat Books. (Click here to see an example of a legal description with no metes and bounds.)
<input type="checkbox"/>	Property Owners list (if applicable) [34-202(a)(8)]
<input type="checkbox"/>	Property Owners map (if applicable) [34-202(a)(8)]
<input type="checkbox"/>	Confirmation of Ownership/Title Certification [34-202(a)(7)]
<input type="checkbox"/>	STRAP Numbers (if additional sheet is required) [34-202(a)(5)]
<input type="checkbox"/>	List of Property Owners Within DRI [34-204(b)(3)]
<input type="checkbox"/>	Map of Property Owners Within DRI [34-204(b)(3)]
<input type="checkbox"/>	Mailing labels [34-204(b)(3)]
<input type="checkbox"/>	List of Zoning Resolutions and Approvals
<input type="checkbox"/>	Waivers from Application Submission Requirements [34-201(c)]
<input type="checkbox"/>	Development Order (DO) Conditions and Developer Commitments [34-204(b)(1)]
<input type="checkbox"/>	Summary of Development Entitlements [34-204(b)(2)]
<input type="checkbox"/>	Master Plan (Map H) [34-204(b)(4)]
<input type="checkbox"/>	Draft Resolution [34-204(b)(6)]
<input type="checkbox"/>	Draft DRI DO Amendment [34-204(b)(7)]
<input type="checkbox"/>	Draft Agreement (Option I Determinations Only) [34-204(b)(8)]