

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20020926

1. REQUESTED MOTION:

ACTION REQUESTED: Approve Resolution to the State of Florida Trustees of the Internal Improvement Trust fund requesting use of state lands in Gasparilla Island State Park and Lovers Key State Park for completion of beach renourishment projects.

WHY ACTION IS NECESSARY: In accordance with Florida Administrative Code 18-2.018(2)(o), requests by local governmental agencies for any activity on state owned uplands shall be by formal action by the appropriate governing board.

WHAT ACTION ACCOMPLISHES: Requests use of state property for access, construction, and maintenance of beach renourishment projects on Gasparilla Island and Lovers Key, including construction of a T-head groin in Gasparilla Island State Park.

**2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #:**

C8B

3. MEETING DATE:

08-27-2002

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:
(Specify)**

- STATUTE
- ORDINANCE
- ADMIN. CODE FAC 18-2.018
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT Public Works
- C. DIVISION Natural Resources
- BY: Roland Ottolini, P.E., Nat. Res. Dir.

[Signature]

7. BACKGROUND: Lee County has received state permits to complete beach renourishment projects on Gasparilla Island and Lovers Key, including areas owned by the State of Florida and managed as State Parks. In order to complete the projects, it will be necessary to use State Park property. In accordance with the Florida Administrative Code, the request for such use must be made by formal action of the BOCC.

State Park staff have already reviewed the proposed actions and provided comments. Upon receipt of this resolution, Bureau of State Lands will prepare the necessary instruments to allow the use of the park areas and define applicable conditions and terms. It is anticipated that a temporary use agreement will be granted for a five-year term of use for Lovers Key and Gasparilla Island State Parks. This will allow for access, staging, construction, and permit required maintenance of the beach fill. In addition, we expect to be given a fifty year easement for a portion of Gasparilla Island State Park for construction and maintenance of a T-head groin designed to restore and protect a sandy beach in the park area. The draft agreements will be submitted to the County for review and approval prior to final execution by the Governor and Cabinet sitting as the Trustees of the Internal Improvement Trust Fund.

The referenced beach projects are in the public interest. Authorization has already been granted for use of state owned submerged lands. Use of the uplands is necessary for construction access and to maintain the integrity of the project design.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
					OA	OM	Risk	GC	
<i>[Signature]</i> 8.9.02	<i>N/A</i>		<i>BAD</i> <i>8-9</i>	<i>[Signature]</i> <i>8/12/02</i>	<i>[Signature]</i> <i>8/13/02</i>	<i>[Signature]</i> <i>8/13/02</i>	<i>[Signature]</i> <i>8/13/02</i>	<i>[Signature]</i> <i>8/13/02</i>	<i>[Signature]</i> 8.9.02

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by Coitty
 Date: *8/12/02*
 Time: *3:00pm*
 Forwarded To:
Budget
8/13/02

RECEIVED BY
 COUNTY ADMIN. *PM*
8-12-02
9:10
 COUNTY ADMIN.
 FORWARDED TO:
8/13/02

RESOLUTION NO. _____

A RESOLUTION BY THE LEE COUNTY BOARD OF COUNTY COMMISSIONERS REQUESTING THAT THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND PROVIDE THE STATE LANDS NECESSARY TO COMPLETE THE GASPARILLA ISLAND AND LOVERS KEY BEACH RENOURISHMENT PROJECTS

WHEREAS, Lee County proposes to construct beach restoration projects along the southern 3.4 miles of Gasparilla Island and the central 1.1 miles of Lovers Key in accordance with applicable federal authorizations and Joint Coastal Permits in order to restore areas designated as critically eroded shorelines by the Florida Department of Environmental Protection, and

WHEREAS, an eroded shoreline does not provide the important storm protection or recreational benefits associated with a dry sandy beach, and

WHEREAS, Lee County has developed a long range plan to identify and correct eroded shorelines in cooperation with Federal and State agencies and the effected property owners, and

WHEREAS, portions of the projects are located in Gasparilla Island State Park and Lovers Key State Park where construction activities are necessary to complete the projects,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY OF LEE OF THE STATE OF FLORIDA THAT:

Section 1. The County of Lee respectfully requests that the Board of Trustees of the Internal Improvement Trust Fund grant temporary authorization of five years for Gasparilla Island State Park and Lovers Key State Park for the purposes of access and construction of the beach fill including any subsequent grading or tilling as required by State or Federal permits.

Section 2. The County of Lee respectfully requests that the Board of Trustees of the Internal Improvement Trust Fund grant a fifty year easement for the construction and maintenance of a T-head groin erosion control structure in Gasparilla Island State Park.

Section 3. This Resolution shall take effect immediately upon its adoption.

Passed by the Board of County Commissioners of Lee County, Florida, this _____ day of _____, 2002 by a vote of _____ to _____; the motion was made by _____, seconded by _____ and upon being put to a vote, the vote was as follows:

BOB JANES _____
DOUGLAS ST. CERNY _____
RAY JUDAH _____
ANDREW W. COY _____
JOHN E. ALBION _____

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
LEE COUNTY,

BY: _____
DEPUTY CLERK

CHAIRMAN

APPROVED AS TO FORM

BY: _____
ASST. COUNTY ATTORNEY

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20020926

1. REQUESTED MOTION:

ACTION REQUESTED: Approve Resolution to the State of Florida Trustees of the Internal Improvement Trust fund requesting use of state lands in Gasparilla Island State Park and Lovers Key State Park for completion of beach renourishment projects.

WHY ACTION IS NECESSARY: In accordance with Florida Administrative Code 18-2.018(2)(o), requests by local governmental agencies for any activity on state owned uplands shall be by formal action by the appropriate governing board.

WHAT ACTION ACCOMPLISHES: Requests use of state property for access, construction, and maintenance of beach renourishment projects on Gasparilla Island and Lovers Key, including construction of a T-head groin in Gasparilla Island State Park.

**2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #:**

C8B

3. MEETING DATE:

08-27-2002

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:
(Specify)**

- STATUTE
- ORDINANCE
- ADMIN. CODE FAC 18-2.018
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT Public Works
- C. DIVISION Natural Resources
- BY: Roland Ottolini, P.E., Nat. Res. Dir.

[Signature]

7. BACKGROUND: Lee County has received state permits to complete beach renourishment projects on Gasparilla Island and Lovers Key, including areas owned by the State of Florida and managed as State Parks. In order to complete the projects, it will be necessary to use State Park property. In accordance with the Florida Administrative Code, the request for such use must be made by formal action of the BOCC.

State Park staff have already reviewed the proposed actions and provided comments. Upon receipt of this resolution, Bureau of State Lands will prepare the necessary instruments to allow the use of the park areas and define applicable conditions and terms. It is anticipated that a temporary use agreement will be granted for a five-year term of use for Lovers Key and Gasparilla Island State Parks. This will allow for access, staging, construction, and permit required maintenance of the beach fill. In addition, we expect to be given a fifty year easement for a portion of Gasparilla Island State Park for construction and maintenance of a T-head groin designed to restore and protect a sandy beach in the park area. The draft agreements will be submitted to the County for review and approval prior to final execution by the Governor and Cabinet sitting as the Trustees of the Internal Improvement Trust Fund.

The referenced beach projects are in the public interest. Authorization has already been granted for use of state owned submerged lands. Use of the uplands is necessary for construction access and to maintain the integrity of the project design.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
					OA	OM	Risk	GC	
<i>[Signature]</i> 8.9.02	<i>n/a</i>		<i>BAD</i> <i>8-9</i>	<i>[Signature]</i> <i>8/12/02</i>	<i>[Signature]</i> <i>8/13/02</i>	<i>[Signature]</i> <i>8/13/02</i>	<i>[Signature]</i> <i>8/13/02</i>	<i>[Signature]</i> <i>8/13/02</i>	<i>[Signature]</i> 8.9.02

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by Coitty
 Date: *8/12/02*
 Time: *3:00pm*
 Forwarded To:
Budget
8/13/02

RECEIVED BY
 COUNTY ADMIN. *PM*
8-12-02
9:10
 COUNTY ADMIN.
 FORWARDED TO:
8/13/02

RESOLUTION NO. _____

A RESOLUTION BY THE LEE COUNTY BOARD OF COUNTY COMMISSIONERS REQUESTING THAT THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND PROVIDE THE STATE LANDS NECESSARY TO COMPLETE THE GASPARILLA ISLAND AND LOVERS KEY BEACH RENOURISHMENT PROJECTS

WHEREAS, Lee County proposes to construct beach restoration projects along the southern 3.4 miles of Gasparilla Island and the central 1.1 miles of Lovers Key in accordance with applicable federal authorizations and Joint Coastal Permits in order to restore areas designated as critically eroded shorelines by the Florida Department of Environmental Protection, and

WHEREAS, an eroded shoreline does not provide the important storm protection or recreational benefits associated with a dry sandy beach, and

WHEREAS, Lee County has developed a long range plan to identify and correct eroded shorelines in cooperation with Federal and State agencies and the effected property owners, and

WHEREAS, portions of the projects are located in Gasparilla Island State Park and Lovers Key State Park where construction activities are necessary to complete the projects,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY OF LEE OF THE STATE OF FLORIDA THAT:

Section 1. The County of Lee respectfully requests that the Board of Trustees of the Internal Improvement Trust Fund grant temporary authorization of five years for Gasparilla Island State Park and Lovers Key State Park for the purposes of access and construction of the beach fill including any subsequent grading or tilling as required by State or Federal permits.

Section 2. The County of Lee respectfully requests that the Board of Trustees of the Internal Improvement Trust Fund grant a fifty year easement for the construction and maintenance of a T-head groin erosion control structure in Gasparilla Island State Park.

Section 3. This Resolution shall take effect immediately upon its adoption.

Passed by the Board of County Commissioners of Lee County, Florida, this _____ day of _____, 2002 by a vote of _____ to _____; the motion was made by _____, seconded by _____ and upon being put to a vote, the vote was as follows:

BOB JANES _____
DOUGLAS ST. CERNY _____
RAY JUDAH _____
ANDREW W. COY _____
JOHN E. ALBION _____

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
LEE COUNTY,

BY: _____
DEPUTY CLERK

CHAIRMAN

APPROVED AS TO FORM

BY: _____
ASST. COUNTY ATTORNEY