

**MINUTES OF THE HEARINGS OF
THE CITY OF CAPE CORAL
HEARING EXAMINER**

Tuesday, January 24, 2023

COUNCIL CHAMBERS

9:00 A.M.

Madam Hearing Examiner Dalton called the hearings to order at 9:00 a.m.

ALSO PRESENT: Mike Struve, Planning Team Coordinator
Candise Forde, Associate Planner
John Naclerio, Assistant City Attorney

**Case# VAC22-000029*, Address: 5346 Baypoint Ct.; Applicant: CT Lending
Solutions LP, c/o Justin Negip**

Recording Secretary Rhine read the case into the record and administered the oath.

Associate Planner Forde confirmed the notice requirements had been met.

Hearing Examiner Dalton found that proper notice had been met.

Justin Negip, President of Lux Development Group representative for the applicant discussed the requested vacation and to incorporate Staff Report.

Hearing Examiner Dalton asked Mr. Negip to provide information about the property.

Mr. Negip responded with the following:

- Property location
- Scope of project – custom residence on the property

Hearing Examiner Dalton asked Mr. Negip if he wished to incorporate the application into his presentation.

Mr. Negip responded in the affirmative.

Hearing Examiner Dalton asked Mr. Negip if he had any other comments to make at this time.

Mr. Negip responded in the negative.

Associate Planner Forde presented the following displayed slides:

- VAC22-000029

- Applicant, Authorized Representative, Location, and Request (2 slides)
- 2022 Aerial Map
- Official Zoning Map
- Background
- Vacation Requests (2 slides)
- Criteria in LDC, 3.4.5B (4 slides)
- Comprehensive Plan
- Recommendation: approval with conditions
- Correspondence: 1 phone call no objection
- Conditions of approval (3 slides)

Public Hearing opened.

No speakers.

Public Hearing closed.

Hearing Examiner Dalton asked Mr. Negip if he wished to incorporate the testimony of Staff into his presentation.

Mr. Negip responded in the affirmative.

Hearing Examiner Dalton asked Mr. Negip if he had any further testimony.

Mr. Negip responded in the negative.

Hearing Examiner Dalton noted Staff did not have any further testimony. She would recommend to the City Council that the vacation to go forward as requested by the applicant's representative and she will get the recommendation out as quickly as possible.

Hearing closed.

DATE AND TIME OF NEXT HEARING

The next Hearing Examiner Hearings have been scheduled for Tuesday, February 7, 2023, at 9:00 a.m. in Council Chambers.

ADJOURNMENT

There being no further business, the hearing adjourned at 9:15 a.m.

Submitted by,



Sheri Rhine
Recording Secretary