

LEE COUNTY ORDINANCE NO. 24-08

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, REPEALING LEE COUNTY ORDINANCE NO. 07-20 KNOWN AS THE POST-DISASTER RECOVERY ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Lee County, Florida is the governing body in and for Lee County, a political subdivision, and Charter County of the State of Florida; and

WHEREAS, on June 12, 2007, the Board of County Commissioners adopted Lee County Ordinance No. 07-20 known as the Post-Disaster Recovery Ordinance to guide redevelopment activities within unincorporated Lee County in the event of a major or catastrophic disaster; and

WHEREAS, the Board of County Commissioners desires to repeal Ordinance 07-20.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, THAT:

**SECTION ONE: REPEALER**

Lee County Ordinance 07-20 is hereby repealed.

**SECTION TWO: EFFECTIVE DATE**

This ordinance shall take effect upon its filing with the Office of the Secretary of the Florida Department of State.


Commissioner Hamman made the motion to adopt the foregoing ordinance, seconded by Commissioner Sandelli. The Motion was as follows:

Kevin Ruane	Aye
Cecil L Pendergrass	Aye
Raymond Sandelli	Aye
Brian Hamman	Aye
Mike Greenwell	Aye

DULY PASSED AND ADOPTED this 2nd day of April 2024.

ATTEST: KEVIN C. KARNES  
CLERK OF CIRCUIT COURT

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By:   
Deputy Clerk

By:   
Mike Greenwell, Chairman



APPROVED AS TO FORM FOR THE  
RELIANCE OF LEE COUNTY ONLY:

By:   
Office of the County Attorney



## FLORIDA DEPARTMENT *of* STATE

**RON DESANTIS**  
Governor

**CORD BYRD**  
Secretary of State

April 5, 2024

Honorable Kevin Karnes  
Clerk of the Circuit Courts  
Lee County  
Post Office Box 2469  
Fort Myers, Florida 33902-2469

Dear Kevin Karnes:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Lee County Ordinance No. 24-08, which was filed in this office on April 5, 2024.

Sincerely,

Matthew Hargreaves  
Administrative Code and Register Director

MJH/wlh

**RECEIVED**

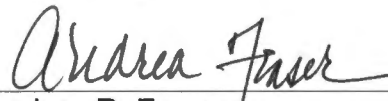
*By Chris Jagodzinski at 4:04 pm, Apr 05, 2024*

**MEMORANDUM  
FROM THE  
OFFICE OF COUNTY ATTORNEY**

VIA HAND DELIVERY

DATE: April 2, 2024

TO: Commissioner Mike Greenwell  
Chair, Board of County  
Commissioners

FROM:   
Andrea R. Fraser  
Deputy County Attorney

RE: **Ordinance No. 24-08  
Repeal Ordinance 07-20 – Post-Disaster Recovery  
Agenda Item Public Hearing #3, April 2, 2024**

---

Attached, approved as to form, please find the original of the above-referenced ordinance adopted by the Board of County Commissioners on April 2, 2024.

The original ordinance is attached to the memorandum for execution. Kindly execute the ordinance at your earliest convenience and then forward to the Minutes Department for filing and transmittal to Tallahassee.

By copy of this memorandum to Eileen Gabrick, I request that a clerk attest to the Chair's signature on the attached ordinance and return the fully executed copy with all exhibits to my attention via email.

Insofar as State Statute mandates that the ordinance reach Tallahassee within ten (10) days of the adoption, please expedite the above request so that the ordinance arrives in Tallahassee no later than April 12, 2024.

Also attached please find the Data Retrieval form. Kindly include this ordinance in the Lee County Ordinance History.

Thank you for your prompt attention to this matter.

ARF/emt

Attachment

VIA EMAIL ONLY:

Laurel Chick, Manager, Internal Services  
Samantha Westen, Executive Assistant  
Rose Bahena, Administrative Specialist, Senior  
Eileen Gabrick, Office Manager, Minutes Department  
Erica Temerario, Legal Administrative Specialist (for ordinance history)

2024 APR -5 PM 1:28

RECEIVED  
MINUTES OFFICE

FLORIDA COUNTY ORDINANCE DATA RETRIEVAL SYSTEM  
CODRS CODING FORM

COUNTY: Lee

COUNTY ORDINANCE #: 24-08

(e.g., 93-001)

PRIMARY KEYFIELD

DESCRIPTOR: Public Safety

SECONDARY KEYFIELD

DESCRIPTOR: Building/Development Regulations

OTHER KEYFIELD

DESCRIPTOR: \_\_\_\_\_

ORDINANCE DESCRIPTION: Repeal Ord.07-20

(25 Characters Maximum Including Spaces)

ORDINANCES AMENDED: (List below the ordinances that are amended by this legislation. If more than two, list the most recent two.)

AMENDMENT #1: \_\_\_\_\_ AMENDMENT #2: \_\_\_\_\_

ORDINANCES REPEALED: (List below the ordinances that are repealed by this legislation.)

REPEAL #1: 07-20 ; REPEAL #3: \_\_\_\_\_

REPEAL #2: \_\_\_\_\_ ; REPEAL #4: \_\_\_\_\_

(Others Repealed: List All That Apply): \_\_\_\_\_

(FOR OFFICE USE ONLY): COUNTY CODE NUMBER: \_\_\_\_\_

KEYFIELD 1 CODE: \_\_\_\_\_ KEYFIELD 2 CODE: \_\_\_\_\_

KEYFIELD 3 CODE: \_\_\_\_\_



**AGENDA ITEM REPORT**

**DATE:** April 2, 2024  
**DEPARTMENT:** County Attorney  
**REQUESTER:** Andrea Fraser  
**TITLE:** Conduct Public Hearing Repealing Ordinance 07-20 Post-Disaster Recovery

**I. MOTION REQUESTED**

Conduct a Public Hearing repealing Ordinance 07-20 Post Disaster Recovery Ordinance.

**II. ITEM SUMMARY**

Repeals Ordinance 07-20 Post Disaster Recovery Ordinance. The Ordinance will be replaced with a similar Administrative Code.

**III. BACKGROUND AND IMPLICATIONS OF ACTION**

- A) Board Action and Other History  
The Board adopted Ordinance 07-20 Post-Disaster Recovery Ordinance on June 12, 2007, repealing and replacing Ordinance 95-14. Ordinance 07-20 was adopted to better manage recovery, reconstruction, and mitigation activities following a major or catastrophic disaster within the unincorporated areas of Lee County.
- B) Policy Issues
- C) BoCC Goals  
Protect health, safety and welfare of the public.
- D) Analysis  
Ordinance 07-20 was adopted to better manage recovery, reconstruction, and mitigation activities following a major or catastrophic disaster within the unincorporated areas of Lee County. The adoption of the post disaster recovery plan in the form of an administrative code allows for easier amendments as needed.
- E) Options
  1. Keep the Ordinance and do not adopt the administrative code
  2. Repeal the ordinance and adopt the administrative code

**IV. FINANCIAL INFORMATION**

A)	Current year dollar amount of item:	No funding required.
B)	Is this item approved in the current budget?	N/A
C)	Is this a revenue or expense item?	N/A
D)	Is this Discretionary or Mandatory?	N/A
E)	Will this item impact future budgets? If yes, please include reasons in III(D) above.	No
F)	Fund: Program: Project: Account Strings:	/
G)	Fund Type?	N/A
H)	Comments:	

**V. RECOMMENDATION**

Approve

**VI. TIMING/IMPLEMENTATION**

**VII. FOLLOW UP**

**ATTACHMENTS:**

Description	Upload Date	Type
-------------	-------------	------

Ordinance Repealing Ordinance 07-20 Post-Disaster Recovery

3/21/2024

Ordinance

FAIS Form

3/12/2024

Backup Material

Business Impact Estimate

3/12/2024

Backup Material

**REVIEWERS:**

Department	Reviewer	Action	Date
County Attorney	Wesch, Richard Wm.	Approved	3/12/2024 - 2:16 PM
Budget Services	Henkel, Anne	Approved	3/21/2024 - 9:20 AM
Budget Services	Winton, Peter	Approved	3/21/2024 - 10:06 AM
County Attorney	Fraser, Andrea	Approved	3/21/2024 - 11:30 AM
County Manager	Brady, Christine	Approved	3/21/2024 - 2:50 PM