

**CITY OF SANIBEL
ORDINANCE 23-022**

AN ORDINANCE AMENDING ORDINANCE 22-009 TO CORRECT A SCRIVENER'S ERROR CONTAINED IN SECTION 4, CONDITION 3, RELATING TO THE EXTERIOR OF THE ORIGINAL BUILDING, NAMELY PROPERTY OWNED BY PRISCILLA MURPHY CENTER, A CONDOMINIUM, AND LOCATED AT 1019 PERIWINKLE WAY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Ordinance 22-009 was adopted by City Council on October 3, 2022; and

WHEREAS, subsequently, staff has determined that Section 4.3. contains a scrivener's error and seeks to remedy.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SANIBEL, FLORIDA THAT:

SECTION 1. The recitals above are true and correct and made a part hereof.

SECTION 2. Section 4, third condition of Ordinance 22-009, is hereby amended to read as follows:

3. The exterior of the original building (as depicted on Attachment A, attached hereto) shall be and remain primarily white ~~with black shutters~~, unless a certificate of appropriateness is obtained to approve a change.

SECTION 3. Codification. The City Manager is hereby authorized and directed to indicate these amendments in future City Code publications.

SECTION 4. Conflict. All ordinances and parts of ordinances in conflict herewith shall be and the same hereby repealed. If any part of this ordinance conflicts with any other part, it shall be severed, and the remainder shall have full force and effect and be liberally construed.

SECTION 5. Severance. If any section, subsection, sentence, clause, phrase or portion of this ordinance, or application hereof, is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion or application shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion or application hereof.

SECTION 6. Effective date. This Ordinance shall be effective immediately upon adoption.

FIRST READING THE 11TH DAY OF SEPTEMBER 2023.

ADOPTED AT SECOND READING AND PUBLIC HEARING IN OPEN AND REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA THE 3RD DAY OF OCTOBER 2023.

Attest:

Scotty Lynn Kelly, City Clerk

Richard Johnson, Mayor

Approved as to form and legality:

John D. Agnew, City Attorney

Date filed with City Clerk: _____

Vote of Council Members:

Johnson _____

Miller _____

Crater _____

Henshaw _____

Smith _____

First Reading: September 11, 2023

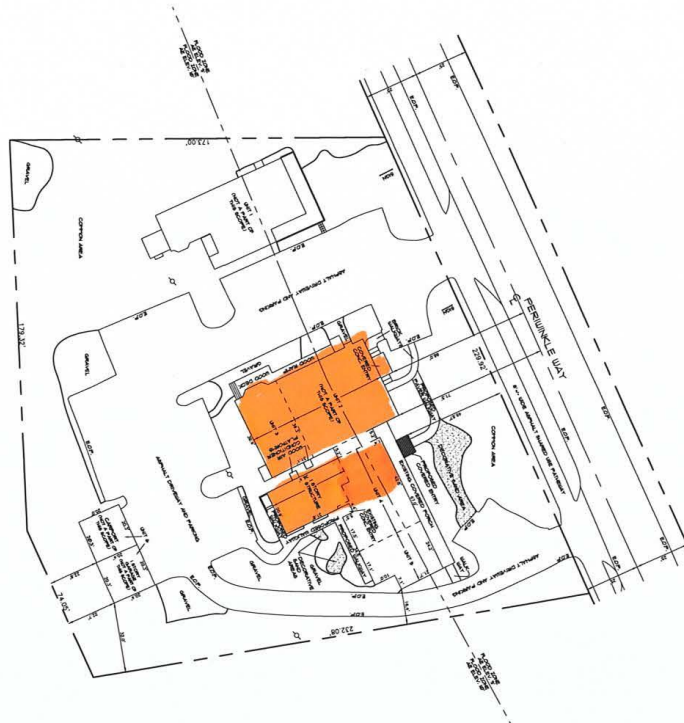
Publication Date: September 21, 2023

Second Reading: October 3, 2023

Drawing Log: XX/XX/XX (XXX) XX/XX/XX (XXX) XX/XX/XX (XXX) XX/XX/XX (XXX) XX/XX/XX (XXX)
 Vic DePue, Moore and Spence Architects 8/17/2021 2:31 PM 21029-04-AS1.dwg

ATTACHMENT A TO ORDINANCE

Reviewed for code compliance
 Sanibel Building Div.
 8/26/2021, 5:11:22 PM
 11/22/2021 11:42:44 AM



GENERAL SITE NOTES:

1. THIS SITE IS AN EXISTING DEVELOPMENT. THE SITE LIES WITHIN ALL PREVIOUSLY ZONED AREAS.
2. THE PROPOSED DEVELOPMENT IS A TENANT RENOVATION OF AN EXISTING BUILDING. THE PROPOSED DEVELOPMENT IS NOT A NEW CONSTRUCTION PROJECT. THE PROPOSED DEVELOPMENT IS NOT A NEW CONSTRUCTION PROJECT.
3. THE SITE LIES WITHIN A ZONED AREA. THE PROPOSED DEVELOPMENT IS A TENANT RENOVATION OF AN EXISTING BUILDING. THE PROPOSED DEVELOPMENT IS NOT A NEW CONSTRUCTION PROJECT. THE PROPOSED DEVELOPMENT IS NOT A NEW CONSTRUCTION PROJECT.

ARCHITECTURAL SITE PLAN
 SCALE: 1" = 20'

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A PROPOSED TENANT RENOVATION FOR:
 - JOHN R. WOODS REALTY -
 1019 PERIWINKLE WAY
 SANIBEL, FLORIDA 33957
 ARCHITECTURAL SITE PLAN



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 12613 NEW BRITTANY BLVD.
 FORT MYERS, FLORIDA 33907
 (239) 278-3520 FAX (239) 278-3519
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