



CAPTIVA COMMUNITY PANEL

P.O. BOX 72, CAPTIVA, FL 33924-0072

Dear Captiva Property Owners on Wiles Drive and Chapin, Gore and Murmond Lanes:

The Captiva Chapel by the Sea has asked the Captiva Community Panel to recommend that Lee County amend the county's "no parking" rules on Captiva to permit limited street parking for the Chapel on Sundays during the tourist season and on Christmas Eve.

The Panel would like to make such a recommendation but only if that part of our community directly affected by this proposed amendment is aware of the request, and has been provided an opportunity to comment on its pros and cons. For many decades, the visitors to the popular Sunday services have parked on the streets when the parking lot was full. The Chapel understood this limited street parking for a Sunday service as a permissible "special event." However, that is not the current interpretation of a "special event" since Chapel services occur every Sunday. So, out of respect for its parishioners, for the property owners on the nearby streets, and the deputies who must fairly and consistently enforce the laws, the Chapel wishes to make the limited parking legal and safe for all concerned.

Specifically, parking on Wiles, Chapin, Gore and Murmond would be permitted on Sunday for a maximum of two hours between 10:30 a.m. and 12:30 p.m. from the second Sunday of November to the last Sunday in April – and will also be permitted on Christmas Eve between 5:00 p.m. and 7:00 p.m. Before any parking on the streets, the CCA and Chapel yard parking lots must first be full. Furthermore, all of the affected streets shall have clear signage and markers designating where one can park and the limited times when parking would be permitted. Parking attendants will also be present on each Sunday. At no time shall a person park a vehicle within 15 feet of a fire hydrant, interfere with any other facilities needed by the Fire Department, park within 5 feet of a private driveway, or trespass upon private property. At all other times, the no parking rules shall be strictly enforced.

The relevant parts of the "no parking" ordinance currently in effect is copied below with the changes shown as underlined language. All Captiva property owners will also be receiving a complete set of proposed Captiva Land Development Code changes in the mail for their review. However, the Captiva Community Panel wanted the property owners on the four affected streets to receive a special mailing highlighting the possible changes in the "no parking" ordinance, and to be provided with an opportunity for comment.

Please let the Panel know your thoughts by March 1, 2020 by mailing comments to the above address or by emailing the Panel at captivacommunitypanel@gmail.com.

CAPTIVA COMMUNITY PANEL

*Members: Antje Baumgarten • Mike Boris • Ann Brady • Jay Brown • John Jensen
Mike Kelly • Mike Lanigan • Tony Lapi • David Mintz • Rene Miville • Mike Mullins*

LEE COUNTY, FLORIDA, CODE OF ORDINANCES
Chapter 24 – Motor Vehicles and Traffic
Article II. – Stopping, Standing and Parking

DIVISION 2. - PARKING ON CAPTIVA ISLAND [4]

Sec. 24-41. - Definitions.

(b) *Vehicle*, for purposes of this division, shall mean and include any device in, upon or by which any person or property is or may be transported or drawn upon a highway, including motorcycles, golf carts and motor-driven cycles as defined by Florida Statutes. Bicycles and mopeds are excluded from the purview of this division.

Sec. 24-42. - General prohibition.

The parking of vehicles in or upon all street and road rights-of-way within the boundaries of Captiva Island, Lee County, Florida, is hereby prohibited.

Sec. 24-43. - Exceptions.

This division shall not apply to:

(7) Individual private vehicles as approved by the county administrator or the administrator's designee, after consultation with the Captiva Fire Control District chief, to allow parking for special events of limited duration.

(a) Parking for special events of limited duration are pre-approved to include parking for a maximum of 2 hours duration between 10:30 a.m. and 12:30 p.m. for Sunday Captiva Chapel by the Sea services commencing on the second Sunday of November and concluding on the last Sunday in April, and also including Christmas Eve between 5:00 p.m. and 7:00 p.m.

(b) Visitors for Sunday Captiva Chapel by the Sea services and Christmas Eve shall first park in the CCA parking lot (and Chapel yard when available), and then, when necessary, only in designated areas on Chapin Lane, Wiles Drive, Gore Lane and Murmond Lane. All parking areas shall have clear signage and markers designating the parking areas and times parking is permitted, and parking attendants will be present during the full special event period. At no time shall a person park a vehicle within fifteen (15) feet of a fire hydrant, interfere with any other facilities needed by the Captiva Fire Control District or other emergency vehicles, park within five (5) feet of the edge of a private driveway, or otherwise trespass upon private property.

(c) Weddings and memorial services at the Captiva Chapel by the Sea shall not be considered special events and parking for those events shall only utilize the CCA parking lot (and Chapel yard when available) and shall not be permitted to park on any residential street on Captiva.

Sec. 24-45. - Penalty.

(a) Any violation of section 24-42 shall be punishable by a fine of thirty-two dollars (\$32.00). Any person who fails to satisfy the provisions contained in the Lee County summons for violation of parking contained in the Lee County Parking Ordinance and elects to appear before a designated official to present evidence shall be deemed to have waived his right to the civil penalty provisions of the ticket. The official, after a hearing, shall make a determination as to whether a parking violation has been committed and may impose a fine not to exceed two hundred dollars (200.00) plus court costs.

(b) The penalty provision in the Lee County Parking Ordinance shall apply to violations which are prohibited by the Lee County Parking Ordinance and are not specifically prohibited by this division.