

Deputy Clerk ABARTLEY  
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LEE COUNTY RESOLUTION NO. 25-02-10

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, AMENDING RESOLUTION NO. 89-10-11, AS AMENDED, WHICH DESIGNATED DANIELS PARKWAY AS A CONTROLLED ACCESS ROAD AND ESTABLISHED PERMANENT ACCESS POINTS.**

**WHEREAS**, section 10-298 of the Lee County Land Development Code provides for the designation of certain streets in Lee County as “controlled access” facilities to which permanent access points are restricted to locations established and set by design study and plans adopted by resolution of the Lee County Board of County Commissioners; and

**WHEREAS**, the Board of County Commissioners retains the right and authority to exercise its police power to modify roadway median openings, access points and turning movements to protect the health, safety, and welfare of the traveling public; and

**WHEREAS**, on October 4, 1989, the Board of County Commissioners adopted Resolution No. 89-10-11, which designated Daniels Parkway as a controlled access road, from U.S. 41 to State Road 82, and established permanent access points; and

**WHEREAS**, Resolution No. 89-10-11 was further amended by Board Resolutions adopted as follows:

1. Resolution No. Z-92-073, adopted April 5, 1993, to add a connection point and median opening at Station 170+95 +/-50 on the south side; and
2. Resolution No. Z-93-045, adopted September 15, 1993, to add a connection point at Station 312+86 +/-50 on the north side for a temporary right-in/right-out access only; and
3. Resolution No. 97-12-04, adopted December 2, 1997, to add a connection point at Station 135+93.59 on the north side for a full movement connection point at an existing median opening; and
4. Resolution No. 98-03-07, adopted March 24, 1998, to add a right-turn in only

connection point at Station 158+40± on the south side of Daniels Parkway;  
and

5. Resolution No. 99-08-23, adopted August 17, 1999, to add a right-in/right-out only connection point at Station 156+80 on the north side of Daniels Parkway;  
and
6. Resolution No. 01-01-28, adopted January 23, 2001, identified and designated access points on Daniels Parkway from Treeline Avenue to State Road 82; and
7. Resolution No. 04-04-05, adopted April 6, 2004, added a right-in/right-out only connection point at highway station 2529+01 on the north side of Daniels Parkway; and
8. Resolution No. 06-11-28, adopted November 14, 2006, added a right-in/right-out only connection point on the south side of Daniels Parkway at Station 272+38 +/-50; and
9. Resolution No. 08-08-57, adopted August 19, 2008, to add a new connection point to Daniels Parkway for right-in emergency vehicle access only on the south side of Daniels Parkway at Highway Station 276+05 approximately 303 feet west of Sophomore Lane to serve the South Trail Fire Station; and
10. Resolution No. 16-04-08, adopted April 5, 2016, to add a new connection point to Daniels Parkway, a controlled access facility from U.S. 41 to State Road 82, for a right-in/right-out access at Station 200+70, which is 440 feet west of Six Mile Cypress Parkway, for a development proposed for the north side of Daniels Parkway; and
11. Resolution No. 21-02-10, adopted February 16, 2021, to add a new connection point to Daniels Parkway, a controlled access facility from U.S. 41 to State Road 82, for a right-in only access at Station 2586+40 +/-50, for a new development on the north side of Daniels Parkway; and
12. Resolution No. 21-05-06, adopted May 4, 2021, to add a new temporary connection point to Daniels Parkway, a controlled access facility from U.S. 41 to State Road 82, for a right-in/right-out only access at Station 2461+63, which is approximately 660 feet to the west of Rickenbacker Parkway on the north side of Daniels Parkway. This driveway will be required to be eliminated should the driveway approved at Station 2457+25 be constructed with cross access to the

subject property; and

13. Resolution No. 21-08-04, adopted August 3, 2021, to add a new access point to Daniels Parkway for a right-in/right-out only access at Station 2571+80±50, for a development proposed on the north side of Daniels Parkway.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Lee County, Florida, that:

1. Daniels Parkway, from U.S. 41 to State Road 82, including its intersections, is designated as a controlled access road facility.
2. Absent subsequent Board action in accordance with applicable County regulations, the connection points are limited to those identified on attached Exhibit A. Provided, however, no vested right to a particular connection point location is granted by virtue of adopting Exhibit A. The County retains full power and authority to exercise its police power to modify connection points, median openings, and turning movements to protect the health, safety and welfare of the traveling public.
3. Resolution No. 89-10-11 is further amended to add a new connection point to Daniels Parkway, a controlled access facility from U.S. 41 to State Road 82, for a right-in only access at Station 2682+25 +/-50, for a development proposed on the north side of Daniels Parkway.

Commissioner Pendergrass made a motion to adopt the foregoing resolution, seconded by Commissioner Hamman. The vote was as follows:

KEVIN RUANE	<u>Aye</u>
CECIL L PENDERGRASS	<u>Aye</u>
DAVID MULICKA	<u>Aye</u>
BRIAN HAMMAN	<u>Aye</u>
MIKE GREENWELL	<u>Aye</u>


DULY PASSED AND ADOPTED this 4th day of February, 2025.

ATTEST:

KEVIN C. KARNES  
CLERK OF CIRCUIT COURT

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By:   
Deputy Clerk

By:   
Chair  
Vice  
Commissioner Cecil L. Pendergrass,  
Lee County Board of County Commissioners  
District 2



APPROVED AS TO FORM FOR THE  
RELIANCE OF LEE COUNTY ONLY

By:   
Office of the Lee County Attorney