

RESOLUTION NO. 2025-21

A RESOLUTION OF THE VILLAGE OF ESTERO, FLORIDA, ACKNOWLEDGING RECEIPT OF DIRECTION FROM FDEM AND FEMA DIRECTING STAFF TO PUBLISH THE FINAL PUBLIC NOTICE REQUIRED BY FEMA AS PART OF THE HMGP GRANT AWARD PROCESS; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY AND FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Estero had applied for a grant from the Federal Emergency Management Agency's (FEMA) Hazard Mitigation Grant Program (HMGP) funded in accordance with Section 404 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Public Law 93-288, as amended; and

WHEREAS, the Village has received a notification from the Florida Division of Emergency Management (FDEM) and FEMA advising that it is now time to publicly advertise a Final Notice prior to FEMA making a determination on awarding the Village HMGP funds for the project HMGP-4673- (609)- Village of Estero, Estero River Watershed Utility, Infrastructure Retrofit; and

WHEREAS, the grant is conditioned upon the Village's compliance with various federal regulations including a requirement that the Village provide a Public Notice regarding the potential award which notice must be open for comment for thirty days; and

WHEREAS, the Village Council finds that adoption of this Resolution is necessary to ensure compliance with the notice requirement.

NOW, THEREFORE BE IT RESOLVED by the Village Council of the Village of Estero, Florida, that:

Section 1. Adoption of Notice

The Public Notice attached to this Resolution and made a part hereof is hereby adopted by the Village of Estero.

Section 2. Provision of Public Notice

The Village Manager, assisted by the Village Clerk, shall ensure the Public Notice under one or more of the following methods:

- A sign posted at the project site or nearby intersection - Provide photograph of the sign
- A notice posted on the wall at the post office, community center or other public location - Provide copy of the notice and photograph of it posted at the location.
- A notice on a local government web site (Most recommended) - Provide web address
- A newspaper legal notice or article - Provide affidavit and copy of the notice
- A public meeting (ex. Village Council, transportation committee, HOA, etc.) - Provide meeting minutes and copy of the sign-in sheet

- Flyers mailed/handed out to the people who will be affected by the project - Copy of the flyer and address of who received the flyer
- Any additional ways the Village Manager believes information can be dispersed to the public.

Section 3. Record of Public Comments

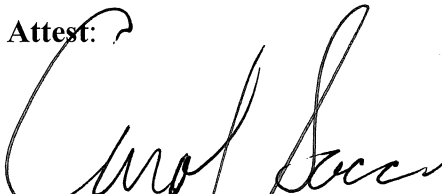
In accordance with FEMA's regulations, the Village Manager will keep a record of the methods of the Village's Public Notice posting, as well as any public comments, and the Village's response to such comments, and submit each of these to the relevant FEMA grant coordinator when the 30-day notice period is complete.

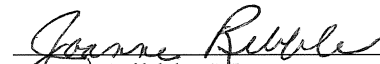
BE IT FURTHER RESOLVED that if any section, subsection, sentence, clause, provision or word of this Resolution is held unconstitutional or otherwise legally invalid, same shall be severable and the remainder of this Resolution shall not be affected by such invalidity, such that any remainder of the Resolution shall withstand any severed provision, as the Village Council would have adopted the Resolution even absent the invalid part.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption.

DULY ADOPTED with a quorum present and voting this 10th day of September, 2025.

Attest:


 Carol Sacco, Village Clerk


 Joanne Ribble, Mayor

**JOINT FEDERAL, STATE, LOCAL
PUBLIC NOTICE**

September 10th 2025

The Federal Emergency Management Agency and Florida Division of Emergency Management have received the following application for Federal grant funding. Final notice is hereby given of the Federal Emergency Management Agency's (FEMA) consideration to provide funding in the form of Hazard Mitigation Grant Program. Funds will be provided in accordance with Section 404 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Public Law 93-288, as amended.

Under the National Environmental Policy Act (NEPA), federal actions must be reviewed and evaluated for feasible alternatives and for social, economic, historic, environmental, legal, and safety considerations. Under Executive Order (EO) 11988 and EO 11990 FEMA is required to consider alternatives to and to provide public notice of any proposed actions in or affecting floodplains or wetlands. EO 12898 also requires FEMA to provide the opportunity for public participation in the planning process and to consider potential impacts to minority or low-income populations.

Funding for the proposed project will be conditional upon compliance with all applicable federal, tribal, state and local laws, regulations, floodplain standards, permit requirements and conditions.

Applicant:

Village of Estero

Project Title:

HMGP-4673- (609)- Village of Estero, Estero River Watershed Utility, Infrastructure Retrofit

Location of Proposed Work:

The area affected by this project consists of homes in the following locations:

Phase A:

Pine Tree Lane
Coconut Drive
Park Place
Palmetto Terrace
Riverside Drive
Royal Palm Drive
Mederia Lane
Porthole Court
Armada Court

Phase B:

Broadway Ave West (west of River Drive)
Holiday Drive
Charing Cross Circle

Phase C:

Sherrill Lane
Leuttich Lane

Proposed Work and Purpose:

The project consists of the construction of sanitary sewer and potable water lines within the existing street rights-of-way, connection of the adjacent residences to the sewer and water lines, and elimination of the existing septic tanks. The Phase A area will include a sewer pumping station (lift station) constructed on the east side of Park Place between Royal Palm Drive and Mederia Lane. A force main will connect to the existing Lee County Utilities force main on Broadway Avenue West. The Phase B area will include a sewer lift station constructed on the north side of Broadway Avenue West, across from Charing Cross Circle. A force main will connect to the existing Lee County Utilities force main on Broadway Avenue West. The Phase C area will connect to the Phase B sewer lift station and also includes stormwater drainage improvements to reduce the potential for flooding in the area. As part of the project, roadways impacted by the installation of sewer and water lines will be reconstructed.

Construction of the project will provide safe potable water to all residences currently utilizing on site wells and provide safe and reliable sanitary sewer disposal facilities. The potable water and sanitary sewer services will be more likely to continue to function during times of flooding from either intense rainfall or tidal storm surge. To help ensure the functionality of the sanitary sewer systems, the lift stations include the provision for either a portable generator rapid connection or an on-site generator. An additional environmental benefit is that elimination of the septic systems is anticipated to reduce the currently identified nutrient and bacterial loading within the Estero River.

Project Alternatives:

The alternatives to the project that have been and will be considered are

- Alternative 1: the no action alternative,
- Alternative 2: construction of a vacuum assisted sanitary sewer collection system (to minimize excavation depths) along with the standard potable water line system, and
- Alternative 3: relocation, acquisition/demolition of the affected residential neighborhoods.

These alternatives to the proposed project are not viable because:

- Alternative 1: The potential for repetitive flooding to negatively impact the existing wells and septic systems is not alleviated and the needs of the neighborhoods would not be served;
- Alternative 2: Lee County Utilities is unwilling to accept ownership and operation of a vacuum assisted sanitary sewer collection system as it would be different from their other existing facilities and have different maintenance requirements; and
- Alternative 3: The existing owners within the project's neighborhoods do not desire to see their residences eliminated, would not retain the fabric of the community by removing several neighborhoods, and is cost prohibitive and therefore not practicable.

Comment Period:

Comments are solicited from the public; local, state or federal agencies; and other interested parties in order to consider and evaluate the impacts of the proposed project. The comments should be made in writing and addressed to the Florida Division of Emergency Management, Bureau of Mitigation, 2555 Shumard Oak Blvd., Tallahassee, FL 32399-2100. These are due within 30 days of September 10th 2025. The State will forward comments to applicable regulatory agencies as needed. Interested persons may

submit comments, obtain more detailed information about the proposed action, or request a copy of the findings by contacting:

Robert Wiley, Project Manager
Village of Estero

(239) 319-2810
wiley@estero-fl.gov

Kayla Born, State Lead Environmental Specialist
Florida Division of Emergency Management

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