

SPECIAL NOTES

1. *Requests for DEFERRAL or CONTINUANCE must be in accordance with Section 4-228 of the Land Development Code.*
2. *If request for DEFERRAL or CONTINUANCE is for more than 60 days (or is indefinite), the applicant must apply in writing at least 45 days prior to the preferred hearing date to reactivate the case. All new evidence must be presented at that time.*
3. *CONTINUANCE: In the case of a request for CONTINUANCE, the applicant or his authorized agent, must submit this application to, and the application must be received by Community Development prior to the advertised hearing date, OR the applicant or his authorized agent must appear before the hearing board, and orally request the continuance. The applicant is entitled to one continuance before each decision-making body as a matter of right. Each decision-making body has the authority to grant additional continuances upon a showing of good cause.*

A hearing board may deny or grant the additional request for continuance:

 - a. *If the request for CONTINUANCE is denied, the hearing will proceed in accordance with the published agenda.*
 - b. *If a request for CONTINUANCE is approved, the hearing board may set a date certain for hearing the application.*
4. *DEFERRAL: To qualify as a deferral, this application form must be received by Community Development prior to the time the Department submits notice of the hearing to the newspaper for publication. If application is not received in time, the applicant must request a CONTINUANCE instead.*
5. *REHEARING must be filed within 15 days of the decision.*
6. *REHEARING: You must attach a statement that explains, with particularity, any new evidence and the points of law or facts which you believe the City of Bonita Springs over-looked or misunderstood: include all documentation to support the request for a rehearing in accordance with Section 4-54. No oral testimony will be allowed when the City Council considers whether to grant a rehearing of this case.*
7. *APPLICANT: must be the property owner OR his duly authorized representative OR, if for a rehearing, the aggrieved party. See LDC 4-54 and 4-194(b)(1).*
8. *FEES: A fee must be paid by the applicant or aggrieved party, in accordance with the adopted fee schedule. Fees for a continuance must be paid prior to the continuance hearing.*