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Sanibel - Captiva

Islander

Vol. 19 No. 25

tuesday, june 19, 1979

one section 15 cents



It is that time of year again, as little gators swim happily around an Island pond. Mama is very protective while her younguns are small, so stay out of freshwater ponds. And, remember, it is against the law to feed alligators, big or small, on Sanibel.

photo by mark harmel

goode wins zoning fight

by gwen stevenson

Sanibel resident and former public works director John R. Goode has won an appeal brought by the City of Sanibel against a Circuit Court judgement changing the zoning on his Periwinkle Way property from residential back to commercial. When Goode purchased the land in 1974 it was zoned commercial under Lee County jurisdiction. The comprehensive land use plan, adopted in 1976, changed the zoning to residential.

The City had appealed Judge John R. Pack's decision that the residential zoning by Sanibel's plan, as it applied to Goode's property, was "unreasonable and arbitrary". The case was heard by the District Appeals for the Second District of Florida April 11, 1979 in Lakeland.

In an opinion written by Appellate Court Judge J. Scheb, and concurred with by the two other justices, Scheb upheld Pack's decision. Scheb cites the proximity of other commercial establishments including a shopping center, service station, fast food restaurants and clothing shops as one of the reasons for the decision. He also cited testimony by Sanibel real estate broker Tom Brown who said that, in four years, there had been no market

cont. on page 28

corps holds channel dredging hearing

by gwen stevenson

Captiva residents packed the Captiva Civic Association Building last Thursday night to make their feelings known at an Army Corps of Engineers hearing that District Engineer Col. James Adams termed "mostly for show." The Corps called the hearing to get public input on South Seas request for a permit to construct an access channel to the small boat basin at the southern end of their property. After a series of decisions and reversals, Mariner officials, who own the property, have received a permit from the Department of Environmental Resources (DER). The Corps permit is the final step.

Mariner Properties president Allen Ten Broek told the residents that, although they had told officials that they would not require an access channel to the basin when they obtained their original permits to enlarge the existing facility in 1975, "it became increasingly obvious to me during construction (of the boat basin) that we might have trouble with the access channel." Ten Broek also said that the original channel had, during the three years it took South Seas to obtain its permits and finish construction on the basin's expansion, filled in because of silting. Ten Broek said that they want

the channel across the grass flats to avoid creating one "by having boats go in and dig it for us." Ten Broek claims that old aerial shots prove that there had been a channel in that area and their request is just maintenance dredging. He was supported in his statement by former Plantation owner Paul Stahlin. The existence of a previous channel is a crucial issue because only maintenance dredging can be permitted in an Aquatic Preserve and the proposed channel is located in the Pine Island Sound Aquatic Preserve.

Several Captiva residents dispute the existing channel claim.

Capt. Andy Rosse, Capt. Belton Johnson and Marie Kahlman submitted a letter disputing that there had ever been a channel where South Seas says there was. They have lived a total of 93 years on Captiva.

Sanibel Mayor Duane White read a statement to Col. Adams saying that the City of Sanibel opposes the project because South Seas, in Sanibel's opinion, has not met the test that the channel will be in the public benefit and it represents an "increase of unsuitable use in the Pine Island Sound Aquatic Preserve."

cont. on page 28

maxwell files response to suit

by pat harmel

Attorneys for City Manager Bill Nungester have received a response from former city employee Steve Maxwell defending himself against harassment charges brought by Nungester.

Nungester has charged that complaints filed against him by Maxwell with the Florida City and County Management Association were brought with malicious intent, thus

"injuring his good name," and causing "great injury, embarrassment, humiliation, mental pain and anguish." Nungester is seeking \$100,000 in compensatory and punitive damages.

After being denied a request for dismissal by Judge John R. Schoonover, Maxwell filed a response citing eight points in his defense.

Ken Jones, attorney for Nungester,

cont. on page 28

properties purchase hits new snag

Lee County Circuit Court Judge John R. Schoonover has ruled that Sanibel must produce more paperwork before he will validate a \$32 million bond issue that will enable the City to purchase the Algiers Steamboat and Causeway properties. The bond validation is necessary before the City can borrow the money it needs for the purchases from the Farmers Home Administration.

Although the judge verified that the voters had been properly informed and their approving referendum last November was legitimate and that the

Sanibel City Council had acted properly when it passed the ordinances authorizing the properties purchase, he still declared that Sanibel has failed to produce sufficient evidence that the proposed indebtedness is within the authority of the ordinances.

City Attorney Neal Bowen said that the City would schedule another bond validation hearing with Schoonover. It will be the City's third attempt to gain the bond validation it requires before the properties purchase can be finalized.

corps receive permit request for captiva marina

by gwen stevenson

The Army Corps of Engineers and the Department of Environmental Regulation (DER) have announced that they have received a request for permits from Beulah Wiles, in care of Jim Horne of Captiva, to build two wooden T-docks in the water adjacent to the Timmy's Nook property in Roosevelt Channel.

They have requested permission for one dock of 150 feet with a 56-foot T-top and a second that will be over 140 feet with a 70-foot T-top, to accommodate 32 boats.

There are also plans for an adjoining fuel facility. The marina will be open to the public.

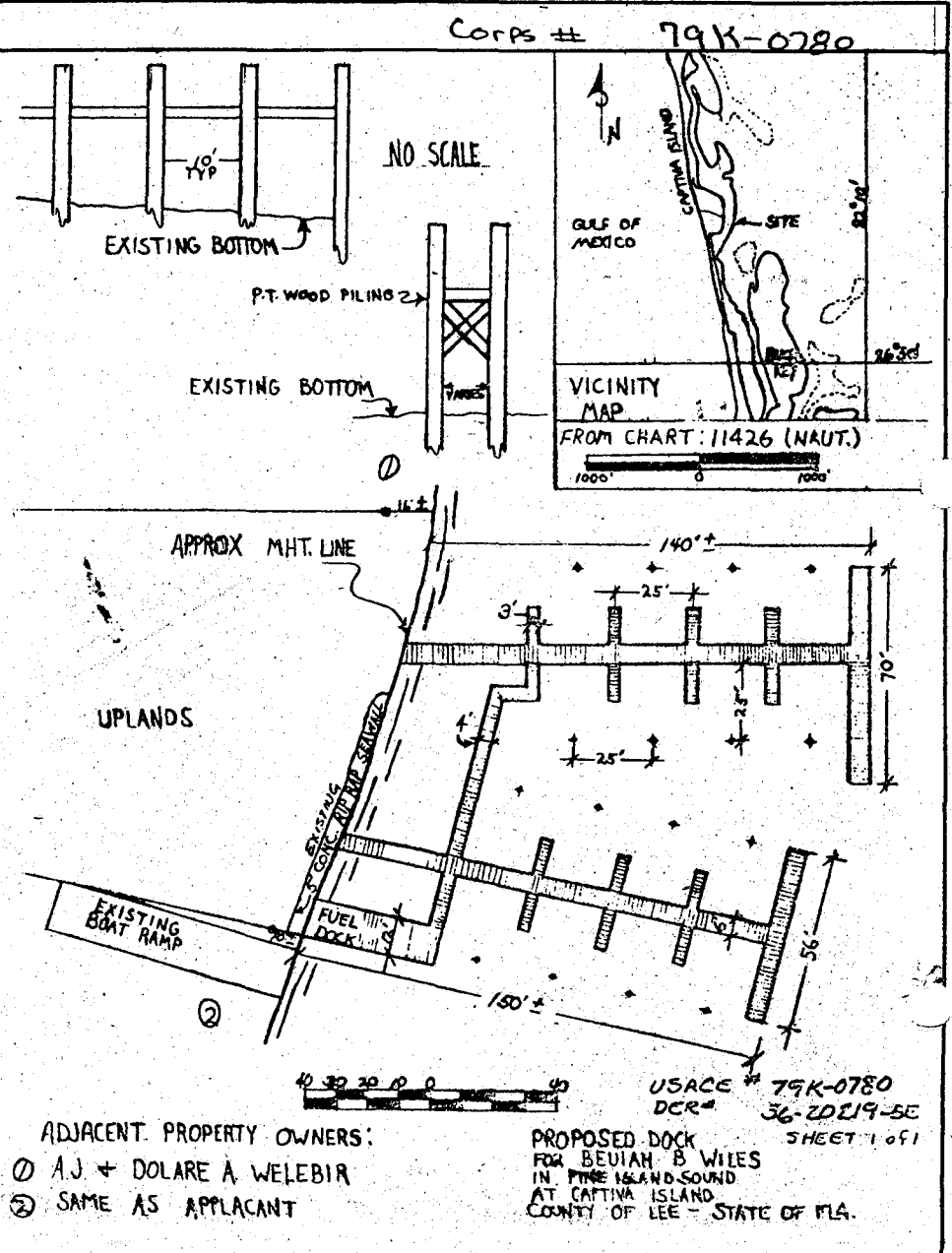
Last November, the Lee County Commissioners journeyed to Captiva for a town meeting to decide whether or not to approve a change in zoning to permit the marina. The area had originally been zoned for multi-family residential and some Captiva residents opposed the spot zoning change to CM-1, a specialized marina zoning category for marina and related commercial enterprise. Although the Captiva Civic Association had originally opposed the change, because they felt that the spot zoning would establish a dangerous precedent and because they felt the Island did not need a fourth marina, their attorney, Jim Humphrey, agreed to withdraw opposition to the zoning change with some specific restrictions. Some of the limitations he requested included no swimming pool, no free-standing cocktail lounge and no major convenience store. The commissioners approved the zoning change

unanimously, with these limitations.

One of their major reasons for doing so revolved around the fact that there is no public marina on Captiva and there are no fueling or emergency facilities that are open on a 24-hour basis. Horne's request for the marina and the supporting facilities was supported by the United States Coast Guard Chief Tim Vaught who told the Commissioners that, when he needed fuel after 6 p.m., he had to travel to Route 41 to get it.

Dewitt Jones, warned Horne that the Sanibel-Captiva Conservation Foundation would oppose the Army Corps and DER permit requests because they have vowed to fight "the installation of any structures into the Pine Island Sound Aquatic Preserve." The Foundation has been lobbying for several years for a master plan governing all development in the Aquatic Preserve and, until one is forthcoming, have stated that they will constantly oppose anything that disturbs the Preserve's bottomlands. SCCF director George Tenney said they would definitely request a public hearing.

Comments about the permit application should be submitted in writing to Corps, P.O. Box 4970, Jacksonville, Florida, 32201 or DER, 3201 Golf Course Blvd., Punta Gorda, Florida 33950. Comment period ends July 8, 1979. The Corps will decide whether or not a public hearing should be held after they evaluate the response.



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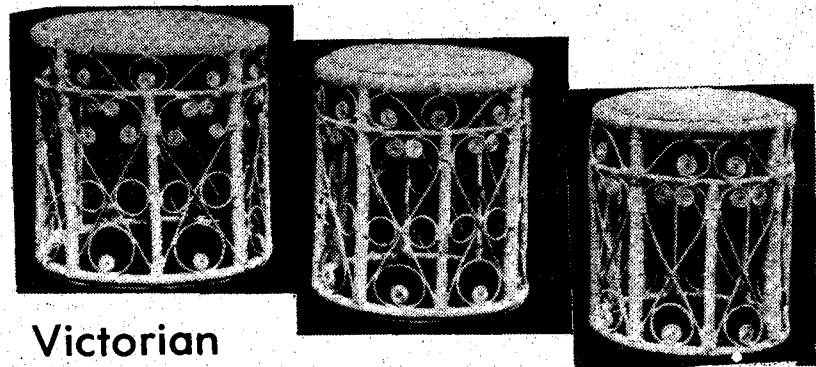
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fire district budget approved

by gwen stevenson

The Sanibel Fire Commissioners unanimously approved a budget of \$375,800 for fiscal year October 1, 1979 to September 30, 1980 at their meeting last Tuesday. The budget represents an increase of \$52,900 over last year's total budget. The increase is due primarily to the additional three men needed to man the District's new Bowman's Beach Road station, according to Fire Chief Allen Nave. Nave estimates that the new facility will be open "sometime in the next month or two.

Other items in the budget include a compact car for Fire Inspector Charlie Frederick. "Frederick is responsible for mounting a continuous inspection of all commercial buildings on Sanibel," said Nave. Another \$17,000 in equipment has been allocated for radios and some necessary items for the new station.

Equipment maintenance, training and utilities all remain at a level constant with last year. Insurance,

excluding workman's compensation is down \$6,000.

Other changes include a \$4100 increase in the commission for the tax appraiser, \$800 increase in the dispatching service, an \$1100 expansion in gas and oil costs, a \$1,000 increase in building and-grounds maintenance and a \$20,000 increase in fire hydrant charges.

The complete budget is as follows:

SANIBEL FIRE CONTROL DISTRICT
LEE COUNTY, FLORIDA
PROPOSED BUDGET FOR FISCAL
YEAR
OCTOBER 1, 1979 TO SEPTEMBER
30, 1980

1979-80 TAX
REVENUE
REQUIREMENT

Payroll expense, including wages, payroll taxes and insurance	\$181,400
Accounting	3,500
Commission - Tax Appraiser	7,300
Dispatching service	8,000
Gas and oil	3,600
Insurance (except workmen's compensation)	3,000
Legal expense	500
Maintenance - Grounds and buildings	4,000
Maintenance - Equipment	4,000
Material and supplies	3,500
Miscellaneous expense	3,000
Office supplies and expense	1,200
Telephone	3,000
Training program	4,000
Utilities	8,000
	\$238,000
Contingencies (10 percent)	23,800
Total operating expenses	\$261,800
Pumper accessories	10,000
New vehicle	7,000
Other equipment	17,000
Fire hydrants	75,000
New roof	5,000
Total	\$375,800

Even with the increases in the Fire District's proposed budget, there is little apparent likelihood of an increase in millage. "We expect it to be right around 1.59," said Administrative Assistant Phil Verdung, "which is about what it has always been. It shouldn't change the millage at all."



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Brenda Wilson Jerman

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commentary

swim team support appreciated

The fact that the Casa Ybel Swim Club swept to victory last Wednesday night (see story and pictures on page 11) is a remarkable tribute to both the kids' skills and the hard work their coaches have been exhibiting. But the story doesn't end there. It is also a tribute to the community spirit that we sometimes forget we have. The youngsters' parents - some 40 strong - were so enthusiastic in their support of

the young Islanders' endeavors, that they prompted one WBBH-TV reporter to comment that it was "the most noise I've ever heard." Even when the Sanibel club was way ahead, their enthusiasm didn't wane into complacency.

Community support for the swim team has also been in evidence through donations from the Islands' Service Clubs to help defray the costs of

bathing suits. The Lions Club, the Kiwanis Club, the American Legion and the Sanibel Police Recreation Club are all participating in contributing toward the purchase of the suits. When informed of this support, other swim club coaches were astonished.

Sanibel is unique in many ways - but possibly one way we don't hear enough about is the way the community will get behind a worthwhile project and

lend both its support and enthusiasm.

For years, the Island youth have been without any major type of a summer recreation program. The Casa Ybel Swim Club is not the only answer, but it is a giant step in the right direction. Casa Ybel, the Police Department for sparing Dick Noon - the club's prime mover and shaker - and the other Island adults who are supporting this are to be commended.

letters to the editor

Fort Myers Beach

story praised

The Islander
P.O. Box 3
Sanibel, Fl. 33957

To the Editor:

I'd like to congratulate the Islander for publishing Pat Harmel's deeply moving, sensitive, article on Fort Myers Beach. It took courage on the part of Ms. Harmel to do the article and on the part of the editor for printing it. I hope some good will come of it.

Gloria Berry
Box 38
Captiva, Fl. 33924

Beach problems can affect others

To the Editor,

Congratulations on the fine public service feature story "Fort Myers Beach - a personal odyssey" that Pat Harmel did for your June 12th issue.

Her assignment to do that story must have been a difficult chore for Pat who generally has the less seamy side of human endeavors to cover at City Hall and the rest of what she termed the "cherished lifestyle" of our unique barrier island.

Her story, I consider, is a genuine public service since it spotlights the existence of a human cesspool maintained by the greed of a few refugees from our vaunted American "Free Enterprise System." It not only silently chides the Beach's Chamber of

Commerce for its failure to drain that vile business swamp called downtown Fort Myers Beach - but it mocks the Lee County officials for their inattention towards protecting the health, safety, and welfare of that booming resort area.

The article emphasizes other inadequately voiced themes that law enforcement can never be better than the quality of the laws provided the enforcers. The County Commissioners need to provide local ordinances and actively seek the necessary State laws with which the Sheriff and our court system can stop the "transient, volatile, evergrowing culture in its tracks."

By dwelling on the sorry fate of Sanibel's Patricia Horn, the article

also makes the point to our public officials that the "sociopathic, fringe element subculture proliferating in the Times Square area" can, like a cancer, affect the entire beach resort area of Lee County - much as a cancer affects the entire human body. It can be the biggest detriment to a truly profitable tourist trade.

I suggest that copies of the article be furnished directly to our County Commissioners, our Southwest Florida Legislative delegation, and Governor Graham. It can be a sobering influence to produce the kind of laws we need.

Sincerely,

Paul A. Howe
Sanibel




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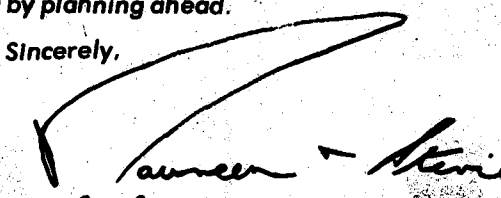
Some of you have been a little upset with us lately, and we regret this. Ads by major airlines in the local papers advertise special low rates on "Super-Saver" airfare. The ads say that "all you have to do is make your reservations seven days before you want to travel." You come into our office in plenty of time according to the ads, and we tell you no flights are available at special rates.

The facts are that only a certain number of seats are available at these low rates, and at present these seats are usually sold out at least a month in advance.

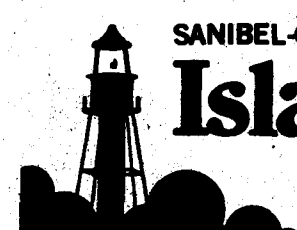
If you have plans for September and October, now's the time to make your reservations. If you're planning to leave in July or August, please come and see us today if not sooner, and we'll do our best to help you.

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Islander
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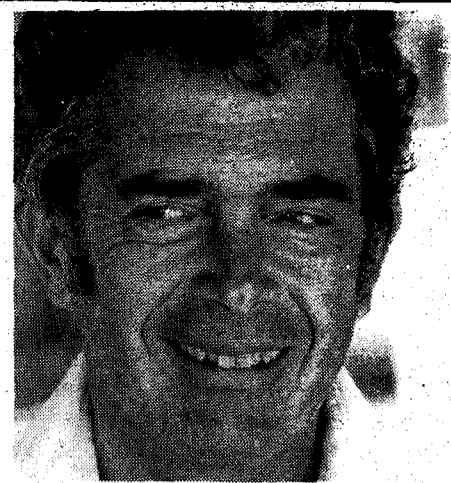
Post Master: Send form 3579 and changes of address to P.O. Box 3, Sanibel, Florida 33957.



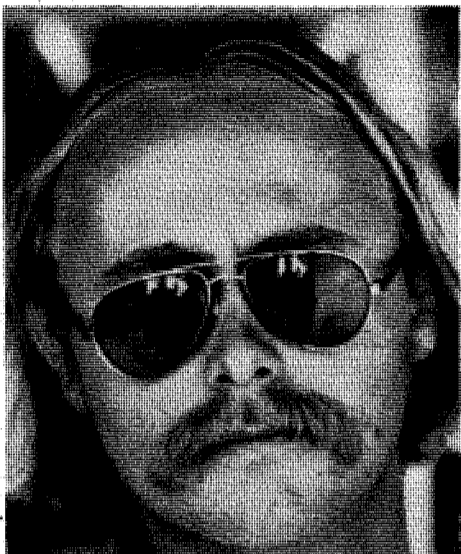
Charlotte Iten, Sanibel - "I would like to keep the Australian Pines. I have some at home and I keep mine trimmed. But, if they grow too tall, they could be a hazard."

in your opinion...

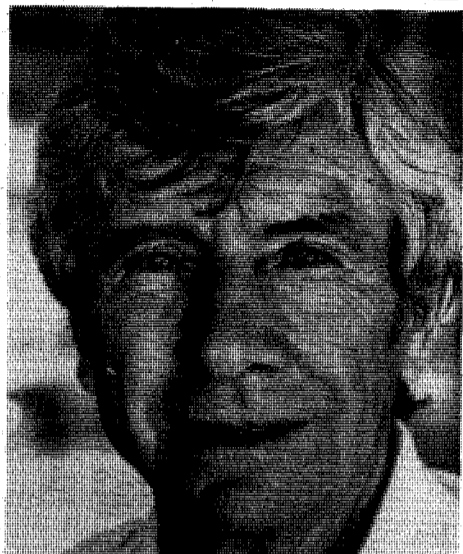
Some people feel that the Australian Pines are aesthetically pleasing while others claim that the trees pose a hazard during severe storms. Do you feel that the pines should be left alone, trimmed, or cut down?



Bob Leonard, Captiva - "I think they should be cut down completely. The Australian Pine is a dirty tree. I have a sundeck that I have to sweep every couple of days because my pines shed so much. And they are so shallow rooted that they are a hazard during a hurricane. I'm a gumbo limbo man."



Marc Aune, Sanibel - "Personally, I like the pines, but they have taken over a lot of space. I think that we need a comprehensive way to contain them. With the energy situation, possibly we could use them as a fuel source."



Millard Wilson, Sanibel - "Where the Australian Pine poses a hazard, the trees should be trimmed. Where a hazard doesn't exist, they should be left alone."



Sharon Kraft, Sanibel - "I like the Australian Pines. I would hate to see them cut down. They make Sanibel look like an island, not bare and brown like Fort Myers Beach."

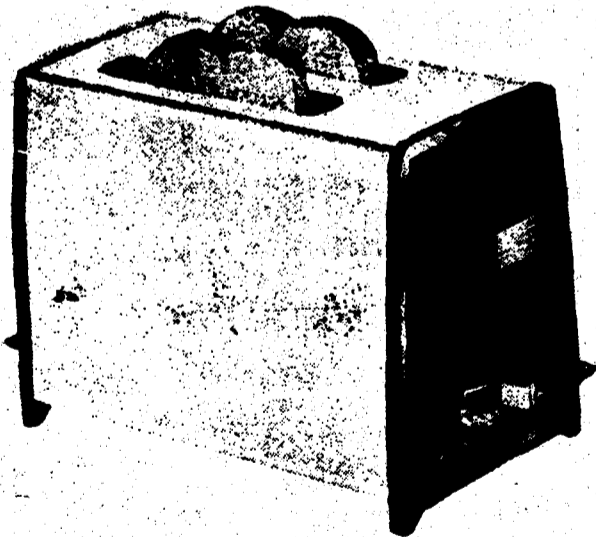


John Shocky, Sanibel - "They're beautiful. The Australian Pines should be trimmed back when necessary, but there are a lot of beautiful things in the world that are hazardous."

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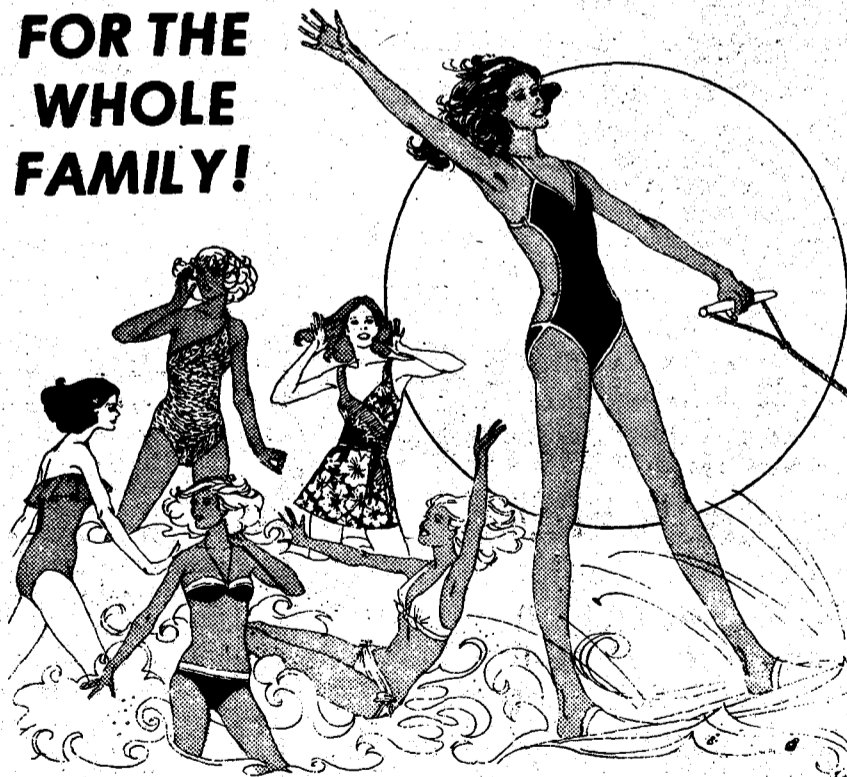
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Planning Commissioner Twink Underhill told City Council last week that 34 applications for multi-family development and 32 applications for single family development had been received for consideration under the next rate of growth (ROGO) allocations. According to Underhill, it is not likely that Commissioners will need to implement the competitive point system provided for in the allocation process because there are 74 development permits available for distribution and to date, only 66 applications have been received.

Sanibel's Planning Commission will be recommending to City Council they approve three applications for permission to place rip-rap along portions of the eroding bay beach at the lighthouse end of the Island. Mayor Duane White, Carlton Simmons, and the Lighthouse Resort (owned by Captran Inc.) were the applicants for the beach protection measures.

Commissioner Twink Underhill has requested that the beach erosion problem be placed high on City Council's list of priorities. She suggested that funds might be

available through the Department of Environmental Regulations (DER) of the Army Corps of Engineers to aid in renourishment and revegetation efforts by the City.

The next joint Planning Commission - City Council workshop will be held at MacKenzie Hall June 26, at 3 p.m. The major topic of discussion is expected to be the Public Properties Committee's recommendations for public use of the Algiers and Causeway parcels being purchased by the City. That workshop is open to the public.

Sanibel's Planning staff is in the process of drafting a review statement of the proposed Lee County Comprehensive Land Use Plan. When completed, that statement will be reviewed by both the Planning Commission and City Council and then forwarded to County Commissioners.

Sanibel officials have made no attempt to hide their disapproval and disappointment with the proposed plan. Sanibel resident Paul Howe suggested officials wait until the Lee plan was further down the road to County

adoption before commenting saying, "Now the plan is half-baked, lets wait until it's baked" to recommend action. Councilman Porter Goss protested Howe's suggestion however, saying, "I want input before this plan is cast in concrete and then handed to us."

City officials have met with the Lee County Administrator Lavonne Wisher to discuss the possibility of the County deeding small County controlled parks on the Island to the City. City representatives maintain the City can do a better job of maintenance and upkeep and "would logically give more personal attention to the areas." County crews could then be encouraged to focus their attention on maintenance of the recreational facilities at Sanibel Elementary School and Bowman's Beach.

City Council last week granted Robert Horak 90 day extensions for two building permits issued for the construction of single family residences at 734 and 742 Pyrula Avenue.

The next meeting of the City's Moderate Cost Housing Committee will

municipal

be June 21, at 7:30 p.m. in MacKenzie Hall.

According to Committee Chairperson Zee Butler, the Committee will be meeting with another "group of people from Sanibel" who are also trying to start a moderate cost housing foundation. Butler said the two groups will be working together to establish eligibility guidelines for the program.

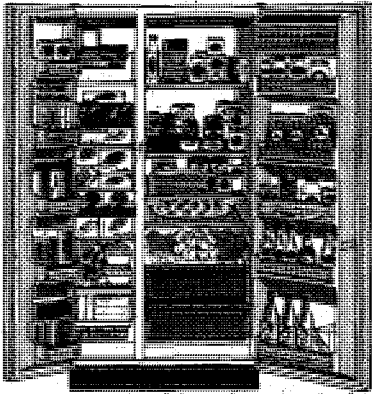
The City Council has officially appointed three additional members to the City committee established to study sewage treatment on the Island. The new members are Planning Commissioner Betty Robinson, Malcolm Beatty, and at the request of the IWA, Arthur Wykoff.

An amendment to Sanibel's Occupational License Ordinance, which would provide an avenue of appeal for persons contesting License provisions, stirred a brief furor at the first public reading before City Council last week.

Trainload Sale



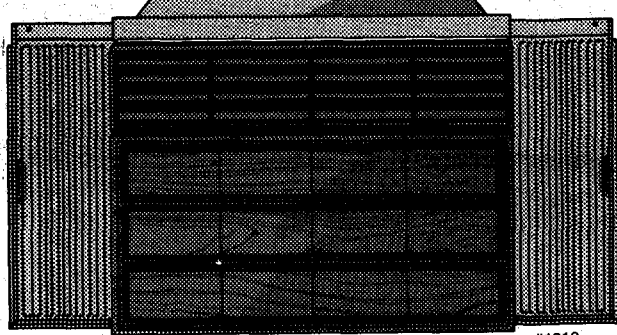
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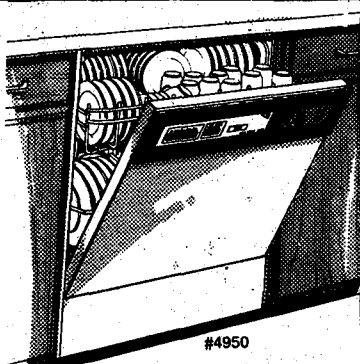
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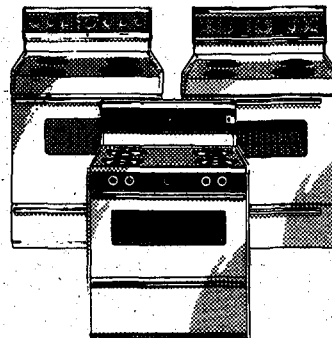
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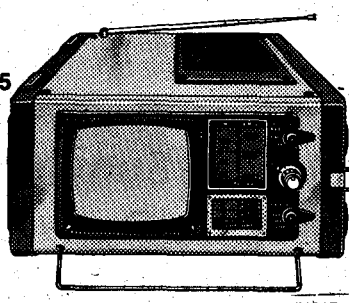
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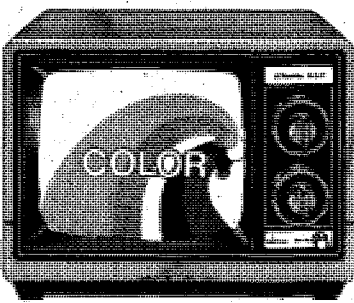
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records

by
pat
harmel

The amendment, which was drafted by City Attorney Neal Bowen at the request of Councilman Porter Goss, would allow aggrieved parties to petition the Council for a review of Ordinance applicability as determined by the City staff. Currently, the City staff makes the final determination on who is affected by the Occupational Licensing Ordinance.

Goss explained he felt there was a need for an avenue of appeal to determine "who is in business and who is not in business, and how many Occupational Licenses does anyone need to have? Currently," said Goss, "There is no process for answering these

questions...They're left up to the City staff." Goss supported the amendment calling it a "rational approach" to the licensing problem.

Mayor Duane White, however, did not share Goss' concerns, and said he thought people would appeal City decisions "just to avoid paying the tax." White said that if the grievance procedure was approved, "For the first six months, 75 percent of these (petitions) are going to be just gripes - people opposed to the tax."

Goss defended the amendment, saying, "I just want to make it clear that if people have a beef they know they have a place to take it." White responded that people had "always had an avenue of appeal," and, "They can go to court if they want to."

The amendment is scheduled for a second hearing and possible action on July 3.

City Council last week approved payment of official expenses incurred by Councilmember Zee Butler for the month of May. Those expenses include mileage for 13 trips to City Hall, seven trips to Fort Myers, and expenses accrued while attending a Florida League of Cities Board meeting. Total reimbursement was for \$264.22.

In an attempt to move their polishing ponds away from the Sanibel River thus assuaging charges that the Sanibel Sewer System is polluting the fresh-water body, Mariner Properties Inc. appeared before the Planning Commission last week requesting permission to construct new polishing ponds south of the Dunes subdivision.

Commissioners voted unanimously to recommend to City Council approval of two ponds on an 18 acre parcel. Treated waste water from the ponds

may be used for irrigation of the Dunes Golf Course, and according to Mariner representatives, the proposed ponds could provide a storage capacity of seven million gallons.

Sanibel's Planning Commission will be recommending City Council grant an increase in density to allow Al Duncan, owner of Scotty's Pub, to build 12 moderate cost rental units on a 1.5 acre parcel located behind the Pub.

Commissioners voted unanimously to recommend the density increase on the condition that the units stay in the moderate cost income bracket. Duncan, who has not applied for financing of the units yet, intends to use eight of the units for his own employees. He expects to rent the units for over \$300 a month to help recover the probable \$275,000 cost of the project.

cont. on page 17

CAPTIVA EROSION

DISTRICT WILL HOLD THEIR MEETINGS ON THE FIRST MONDAY OF EACH MONTH, STARTING AT 3:30 P.M. AT CAPTIVA COMMUNITY CENTER.

DAN BURNER
CHAIRMAN

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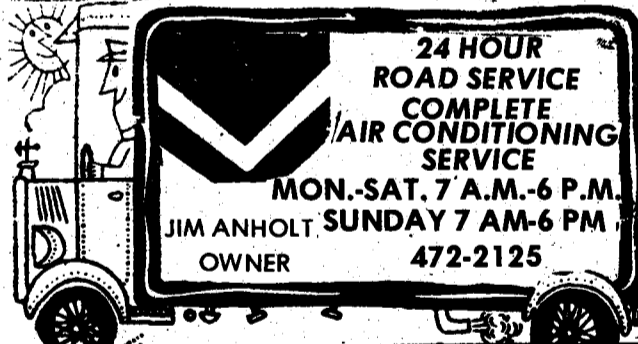
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You see, there's this exchange program that lets us trade our vacation time at South Seas Plantation and go to other resorts around the world. So, not only can we travel, but we're not tied down to taking our vacation the same time every year.



Our friends Rob and JoAnn are also owners here, and we've planned to spend one week here next spring and then all go to Acapulco together. We really look forward to the vacations we can now afford to take.

We figure we'll get our money's worth in a couple of years — and then no matter what inflation does — we'll still be taking first class vacations every year.

PLANTATION BEACH CLUB

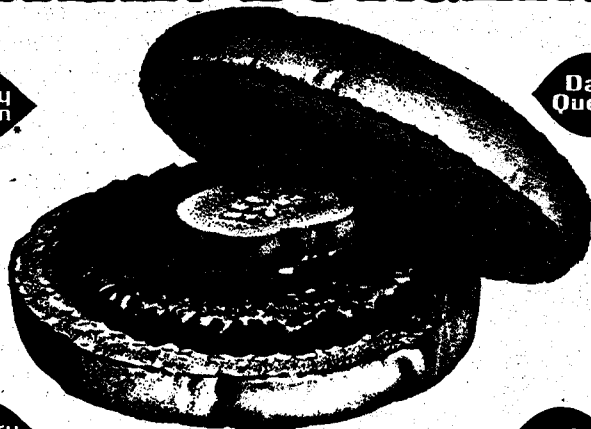
Visit our furnished model at South Seas Plantation, on Captiva Island — just drop by the Information Center next to Chadwick's Restaurant for your Special Guest Pass.

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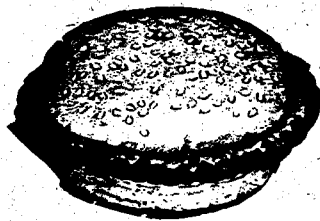


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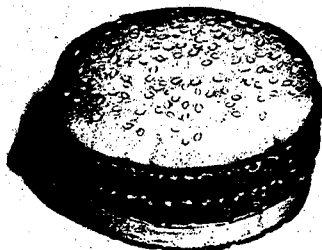


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In most of the shelling spots I recommend, you can reach the area by car, but this week you'll need a boat, because we're going to talk about Cayo Costa Island.

This relatively unspoiled island lies north of Upper Captiva Island. From the Sanibel Causeway, for instance, it would take the average boater about 45 minutes. From Tween Waters Marina, on Captiva Island, it generally takes me about 20 minutes to reach the southern tip of Cayo Costa where most of the best shelling is found.

The island is, for the most part, state-owned and that means lots of open beaches and plenty of room for beach walking. There are a lot of campers who like to pitch a tent in the trees, brave the bugs, and enjoy the fishing and shelling. But most shellers come up for a couple of hours to work the inside and outside of the island at this lower point.

Shelling tips ...

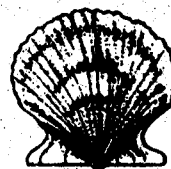
by capt. mike fuery

With your boat, pull up on the eastern side of the island and put out a bow and stern anchor. There is a really fast tide running north and south along the island. This keeps the water clear enough for good snorkling, but it can make problems anchoring. I've pushed many boaters off bottom because they anchor in shallow water on a dropping tide. Be careful.

On the inside, where you anchor, look for angel wings, bubbles, baby ears, worm shells and live shells. On the outside of the point, you might spot a full jewel box, lots of cockles, olive shells and if you are very, very lucky, a junonia or scotch bonnet.

You can rent small boats to reach this island, but if you have your own boat, you can take a ride up and spend some time. There are several other excellent shelling areas on Cayo Costa which we will talk about later. It's a beautiful island, well worth the trip up and usually a very good shelling spot.

Capt. Mike Fuery
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NORTH END OF SANIBEL
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Mariner purchases WRCC

Southwest Communications, a wholly-owned subsidiary of the Mariner Group, last week purchased Cape Coral radio station WRCC-FM for \$860,000. Bob Deiderich is the president of the firm and Bob Taylor is chairman of the board.

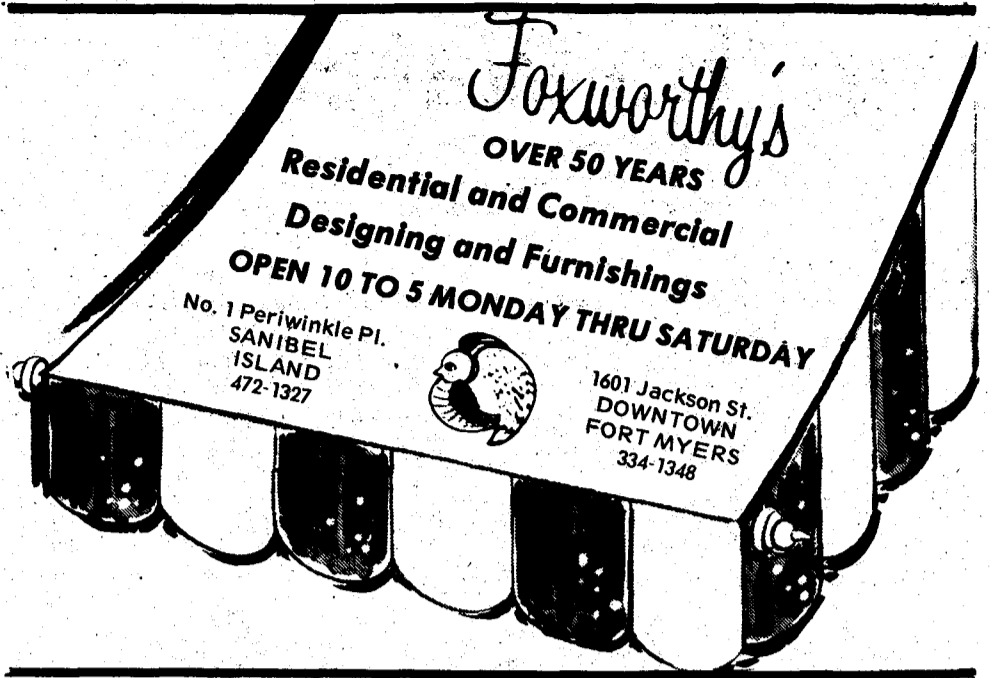
"We bought the radio station because we are interested in the potential growth of Cape Coral," said Taylor, who pointed out that Mariner Properties already owns the Del Prado Inn and another piece of multi-family zoned property. "It will give us a chance to be part of the community. Cape Coral has a lot of spirit, a lot going on. The communications industry is important to anyone doing business," Taylor said. "We do a lot on advertising," he added, "so it is an investment to us as a user." Mariner also recently purchased the Robb and Stuckey furniture stores on the same basis.

Taylor estimates that he will make no changes in either the staff or format.

"WRCC started in 1975 and it has gone from nothing to a very fine station," said Taylor. "There's no need to change anything."

Taylor explained his interest in the station on the grounds that both he and Mariner Properties President Allen Ten Broek got their business career starts with American Telephone and Telegraph so "we have an appreciation for the communications industry," Taylor pointed out. He added that the new Communications Company president Deiderich had five years with a Chicago radio station, WBBM, in general management.

"With Bob's background and our management experience, we think this will be a very good combination," Taylor concluded.





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--	---

on the water

Your common underwater snag might be the best friend you've ever had if you are an out-of-luck fisherman. Or, to put it another way, a good snag might be the most exciting event in your whole fishing day.

I wonder why no fishing guide ever advertises that he specializes in snags. Why not? They fight better than most fish, don't have to be cleaned and if you can't land one, the snag accounts for some of the most fantastic "fish stories" imaginable. Actually, I feel that the best of the "one that got away" was actually a snag.

Some of the better fishing spots are full of snags and often fool even the best of fishermen. The other day I had a man who wanted to catch a tarpon. He wanted to fish Boca Grande Pass, so, too early one morning, we picked our way up the Intracoastal Waterway in the dark and took our place in the daily parade of boats looking for a hook-up with a silver tarpon.

We drifted and we drifted that darn pass. Then we drifted some more, all the time other boaters were straining over their heavy rods with a monster 60 feet below. We patiently drifted time after time without even the slightest bump. Finally, it was time to go home, but we decided to take one last drift. It ended once again without a strike. The fella decided to bring in his line when he casually stood up and said that he was snagged. He was about to hand me the rod so I could break off the line when suddenly the "snag" took off as if it were shot out of a cannon. In short, the silver snag weighed in at just over 50 pounds. You never know.

That's the best kind of snag, of

course. The other kind is when you are drifting or trolling and hook up with something on the bottom that starts to move with you. This kind of snag, be it a large shell, branch or just balled-up line or something is very deceiving. The motion of the boat gives the snag life and pretty soon you are hooting and hollering because you think you've hooked into a 20-pound snook. You fight it all the way, as the boat drifts and when the moment to net the fish arrives, you see it's a broken shell or something. You want to crawl under the boat. Everyone around you grins and you all go back to fishing.

I think that fishing for grouper is the most frustrating type of angling because you are forced to fish in "snag heaven". Grouper have a nasty habit of charging out of their rocky covering in a pass or outside in the Gulf, gulping down the bait and madly dashing back into their hole.

You know you have a strike. You set the hook, but the next thing you have is a strong steady pull. Someone says, "Can't you tell a strike from a snag, yet?" And you mumble something like, "Well, I had a fish on first."

Not much you can do with snag grouper but circle the boat and hope that the fish decided to take off and free your line. Most of the time you say good-bye to a half a buck's worth of terminal tackle.

We all know how to catch snags, but what about avoiding them?

Well, some areas have developed systems to avoid snags. One of the best developments to ever come out of fresh water fishing was the "weedless" hook. Works fine, but never came in strong



photo by mark harmel

enough hooks. It will work for trout, however.

Sometimes the best way to get out of a snag is to sacrifice your sinker. These usually catch before the hook, anyway. One of the easiest ways to at least get your leader and hook back, is to rig a sinker on mono line about one-third the test of your regular line and suspend it six inches below the swivel joining the leader and line. If you are getting lots of snags in fast moving water, try this method. You'll get your hook back.

Good fishing this week and if the only thing you can get is a snag while everyone else is really killing them—then play that snag for all it's worth.

by mike fuery

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JUNE

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W	20	2:46 AML	8:53 AMH	5:03 PML	11:00 PMH
Th	21	3:26 AML	9:29 AMH	5:52 PML	
F	22	12:09 AMH	3:58 AML	10:04 AMH	6:34 PML
Sa	23	1:05 AMH	4:27 AML	10:37 AMH	7:12 PML
Su	24	1:54 AMH	4:53 AML	11:12 AMH	7:48 PML New
M	25	2:26 AMH	5:27 AML	11:47 AMH	8:22 PML
Tu	26	2:55 AMH	6:05 AML	12:25 PMH	8:56 PML

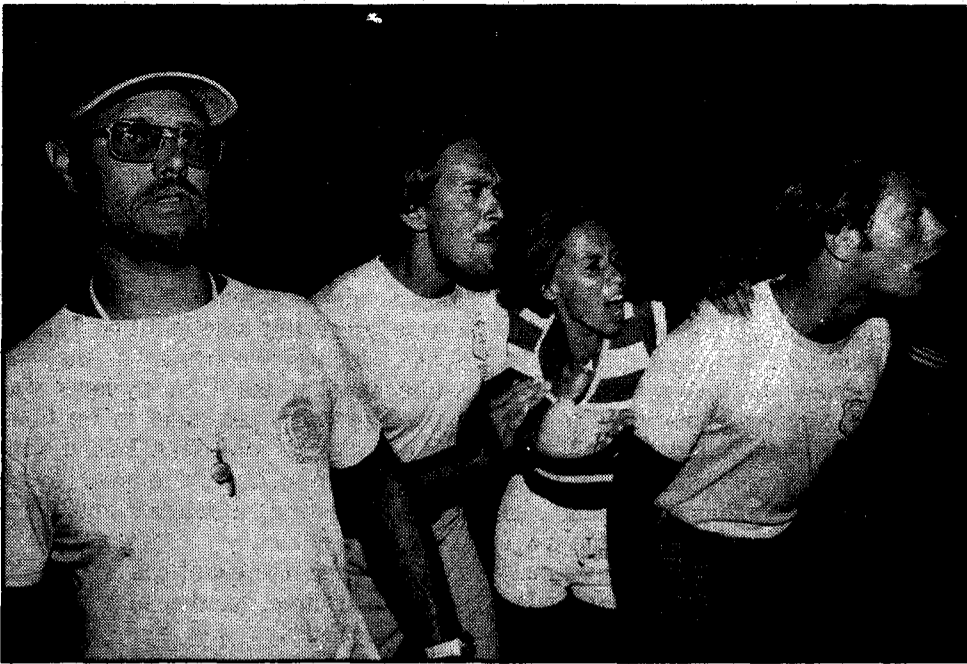
* Denotes strong tides
 ** Denotes very strong tides

Tides courtesy of THE REEL EEL - Herb (Skip) Purdy

Conversion table: The above tides are for the lighthouse point of Sanibel only. To convert for Redfish Pass (north tip of Captiva), add 55 minutes to the time shown for every hi tide subtract two minutes for every low tide (NO we don't know why, but it works. Instructions following are even less sensical but as we stated they do work!)
 For Captiva Island Gulf side, subtract 30 minutes from each high tide, and subtract hour and 16 minutes for each low tide.
 For Captiva Island, Pine Island Sound (Bay) side, add 1 hour and four minutes for each high tide and add 52 minutes for each low tide.
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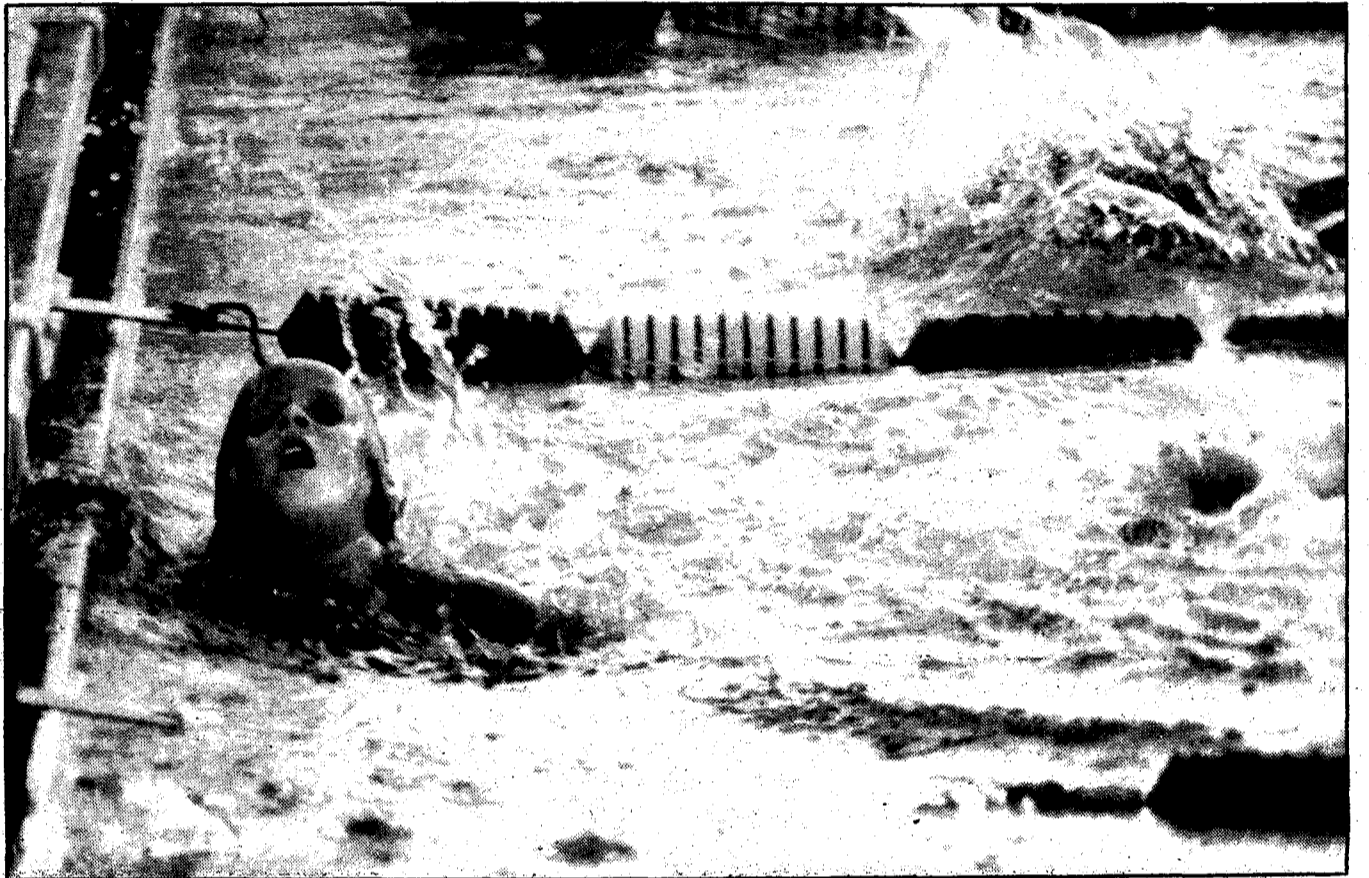
casa ybel swim team sweeps meet



Dick Noon, Lew and Helene and Jamie Phillips cheer on the swimmers

Casa Ybel Swim Team, under the direction of Dick Noon, assisted by David Thompson, swam their way last Wednesday to an overwhelming victory at a meet held at the Fort Myers "Y". The 45 Island swimmers garnered a total of 393 points, winning 20 out of the 24 events. The closest team was the Fort Myers "Y" with 144 points. Lehigh came in third with 76 and Rangoon was last with 75.

The next meet for the fledgling team will be July 11 at the Fort Myers "Y"



Heather Muench at the end of a successful race



Kim Duncan smiles triumphantly at the end of an event



Island parents showed loud and enthusiastic support



Coach Noon encourages Casey Moss

IWA committee recommends by-law changes

by gwen stevenson

A committee of Sanibel and Captiva residents appointed by the Island Water Association (IWA) Board of Directors to recommend an amendment to the IWA's by-laws to provide for a nominating committee for Board elections met last Wednesday afternoon. The committee agreed upon a draft amendment which they will submit to IWA attorney John Fletcher and the IWA Board of Directors. Serving on the committee is Captiva resident DeWitt Jones and Sanibel residents Bob Wiggins, Ed Vernon and George Tenney. Tenney is the chairman.

The committee agreed to recommend a change in the by-laws to provide that at least 90 days prior to the annual meeting, the president of the IWA Board will, with the Board's approval, appoint a nominating committee of five persons, all of whom must be association members. No member of the IWA Board can serve on the nominating committee. That committee shall then nominate one member for each Board vacancy and will present its selection(s) to the IWA Board 45 days prior to the annual meeting. The committee nominations will go to the membership 30 days prior

to the annual meeting along with the conditions for nominating additional candidates by the members. IWA members will be able to place into nomination any names of a candidate who presents a letter signed by at least 10 IWA members.

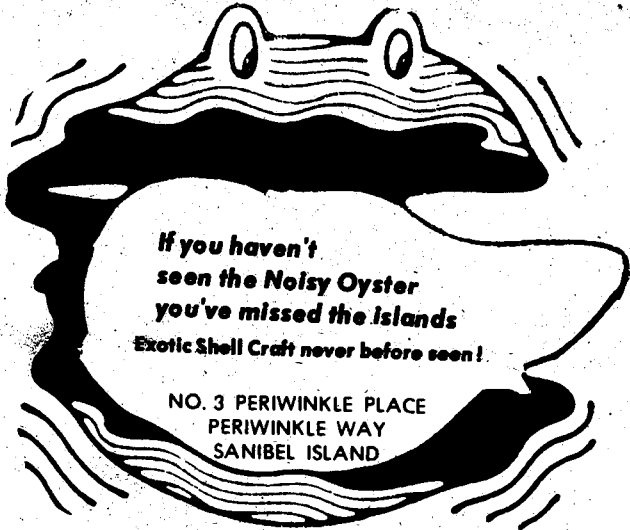
The problem with the procedure, Jones pointed out, is that the original letter, which goes to the membership with the nominating committee's choices will also include a request for proxies from the IWA Board of Directors. Anyone who wishes to run against the nominating committee's slate will have to solicit their own proxies, Jones continued, although, he added, proxies mailed into the IWA Board may be withdrawn at any time.

Jones pointed out that the chances for the election of a candidate selected by 10 independent members would be slim. He reminded the committee that, at last April's annual IWA membership meeting, the Captiva candidate carried the floor vote. "But I only had 45 or 46 proxies and pitted against the five hundred or so the Board had, well", Jones shrugged, "we didn't have a chance."

The procedure earlier this spring when an IWA-Board appointed nominating committees' candidates were refused for consideration by the Board incurred a fair amount of wrath on the part of IWA members, partially because the candidates supported by the existing Board, and later elected because of Board-held proxies, did not include any Captiva residents.

One interesting sidelight that Tenney found during Wednesday's meeting while reading the IWA by-laws was that there is a provision in Section three that says the IWA Board does not have to notice its annual membership meeting, although it must have a quorum of 50.

Other recommendations that the IWA committee decided to add to its official mandate was that the IWA Board should consider mailing out a periodic newsletter to its membership, one of the promises made by IWA General Manager Ralph Zeiss at the last annual meeting and they also decided to suggest that a time limit be placed on the number of terms one board director can serve.



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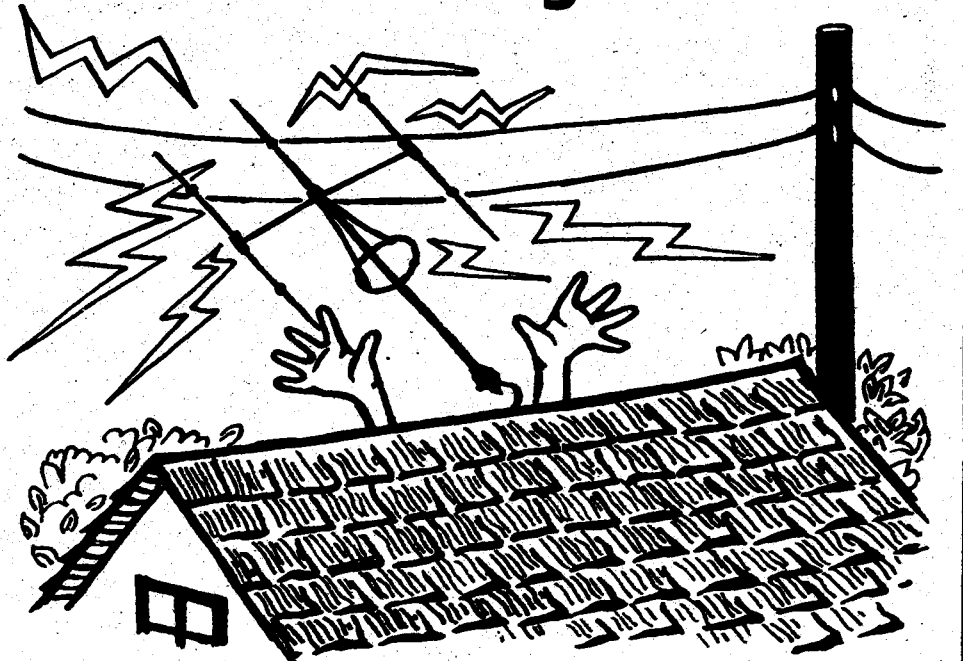
TELEPHONE 995-5467 TODAY (OUT OF TOWN CALL COLLECT)

NOTICE TO RESIDENTS

Members of Island Water Association are welcome to attend the third meeting of the committee studying the proposal to enlarge the IWA Board of Directors, on Monday, June 25, at 7 P.M. at the Sanibel Public Library.

Abe Lerner
Chairman

CB Antenna Accidents Increase Again



Each year improperly erected CB antennas and towers cause thousands of dollars in property damage and an alarming number of injuries and deaths when these antennas come into contact with power lines. In 1977, 1,225 Americans received serious injuries while working with CB antennas. Forty-nine of these accidents were severe electric shocks. The Consumer Product Safety Commission reports that 1,180 people received serious injury in the first nine months of 1978—almost as many as in all twelve months of 1977. Clearly, CB antenna accidents are on the increase.

Winds, faulty construction or carelessness during installation can cause antennas to fall across power lines. When this happens, the CB equipment is often damaged. Power may be cut off, disrupting the lives of many people, even cutting off vital power to police, fire and other community protections. Injuries or even deaths can result.

If you put up an antenna or tower you may be held liable for any damages incurred should they fall. You will be held responsible for any damage to neighboring properties, to electric utility equipment and to human lives.

To prevent serious accidents, choose an area free of obstructions ... a location where the antenna can be assembled, carried and erected safely. If you move the antenna or mast, AVOID ANY POSSIBILITY of raising into or dropping it on a power line.



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islander angling

There is big news and small news this week. The small news is that the shrimp has left for their annual spawning and are non-existent at most marinas. This shouldn't cause problems for most anglers since, according to Rick White at Sanibel Marina, two to two-and-a-half inch pinfish will work just as well or better. He suggests fishing in the same spot, using the same technique as you are used to fishing with shrimp. White also claims that pinfish are not as likely as are shrimp to nibbling by undersized fish. So even though pinfish are more expensive initially they may be cheaper in the long run. The big news is tarpon. They are said to "be really rolling" at Boca Grande Channel, and anglers are described as having "tarpon fever."

Capt. Duke Sells at Tween Waters Marina is having good luck with tarpon. His charters are reportedly catching and releasing three or four a day. But not much else is going on at the west end of the Islands. A few trout are being caught in the bayside flats but strong winds are limiting catches.

Blind Pass reports that there are a lot of snook at the cut of Blind Pass, both on the beach and the bay side, depending on the tide. The water in the bay has been clearing up and the trout are returning and fishing is picking up.

fishing derby winners

In the seventh week of the Island Open Fishing Derby only ten fish were entered, and for the second week in a row no trout were registered.

Clark Ellis of Fort Myers caught the largest of the six snook entered this week on the Gulf side north of Turner Beach. The snook was 28.5 pounds. Sanibel's Dr. S.G. Steven ran this week's honors with an 11-pound redfish that he caught at Roosevelt Channel. A 16-pound Cobia was pulled in from Red Fish Pass by Mrs. Robert Keenan of Nashville, Tenn. She was fishing with Capt. Holloway. The largest fish caught by a junior was a 14 pound snook from Red Fish Pass by 11-year-old Gary Francesconi of Goshen, Kentucky. He was fishing with Captain Mike Fuery.



Ray Hoxsey Realty of the Islands, Inc.
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A lovely single-bedroom in Spanish Cay, first floor, newly furnished and decorated. Never rented. This is a very quiet condominium complex. A 100-yard walk to the beach and right near the golf course. \$54,000. U.F. \$58,900. F.

Pointe Santo, with its Spanish-style architecture and beautiful grounds, is a favorite of many. We are offering a unit in this condominium complex. It is a two-bedroom, two-bath with a view of the Gulf overlooking the inner courtyard. Price: \$125,000.00 F. \$122,000.00 U.F. This is the best value in the complex. We will be glad to send photographs.

A lovely, Gulf-front home on Captiva. Completed in January. Beautifully furnished. Price: \$325,000.00 firm.

We have business opportunities available.

A restaurant business located in a very prime location on Sanibel.

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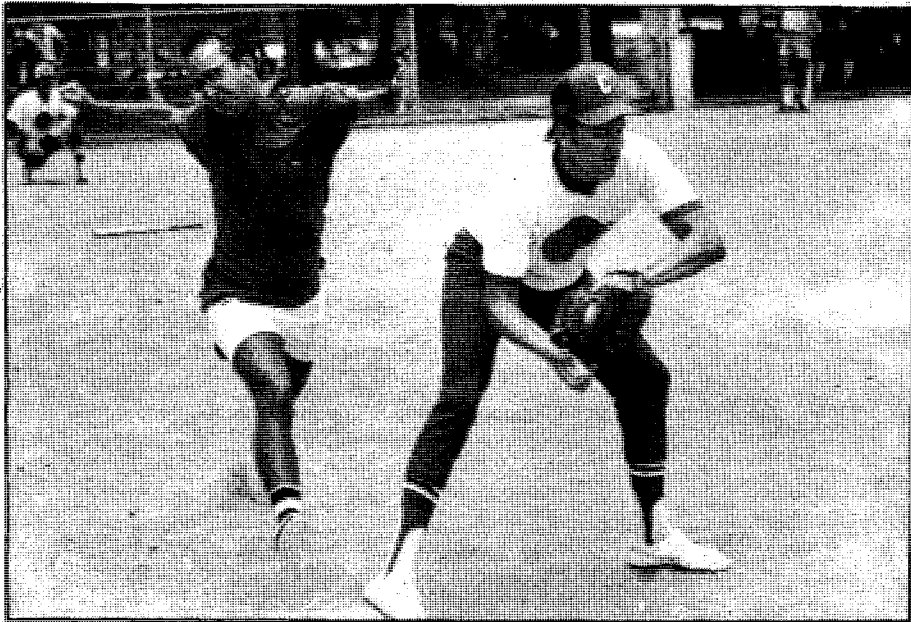
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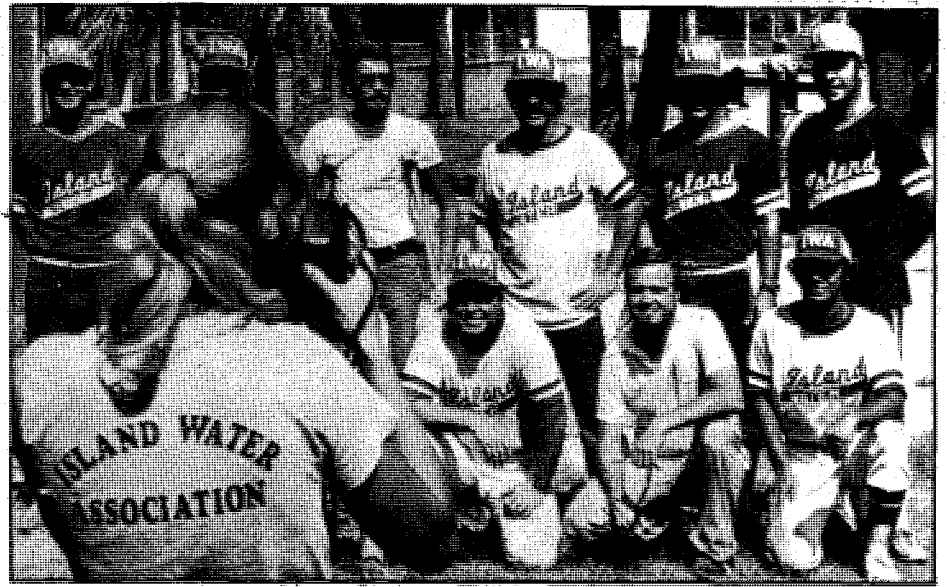
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Dick Workman dives into home kicking up a blinding dust cloud in Earl Lowerg's face and pulling a 180 to score for the Island Reporter.



Corky Voight, Brad Gleason, and Mark Twombly chase down a hard hit infield pop fly, and come up empty handed in the crucial 7th inning of the IWA - Island Reporter game.

photos by mark harmel

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Island Girls 18 - Foxes 8
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Men's - Tuesday
West Wind 9 - Hurricane Protection 8
Nave 16 - F & B 2
Bailey's - IWA rained out

Thursday
South Seas 9 - Captran 6
Naumann 18 - Island Reporter 3
Nave 20 - Bailey's 2

Sunday
Captran 9 - Naumann 5
IWA 15 - Island Reporter 14
F & B 8 - Hurricane Protection 7
West Wind 14 - South Seas 11

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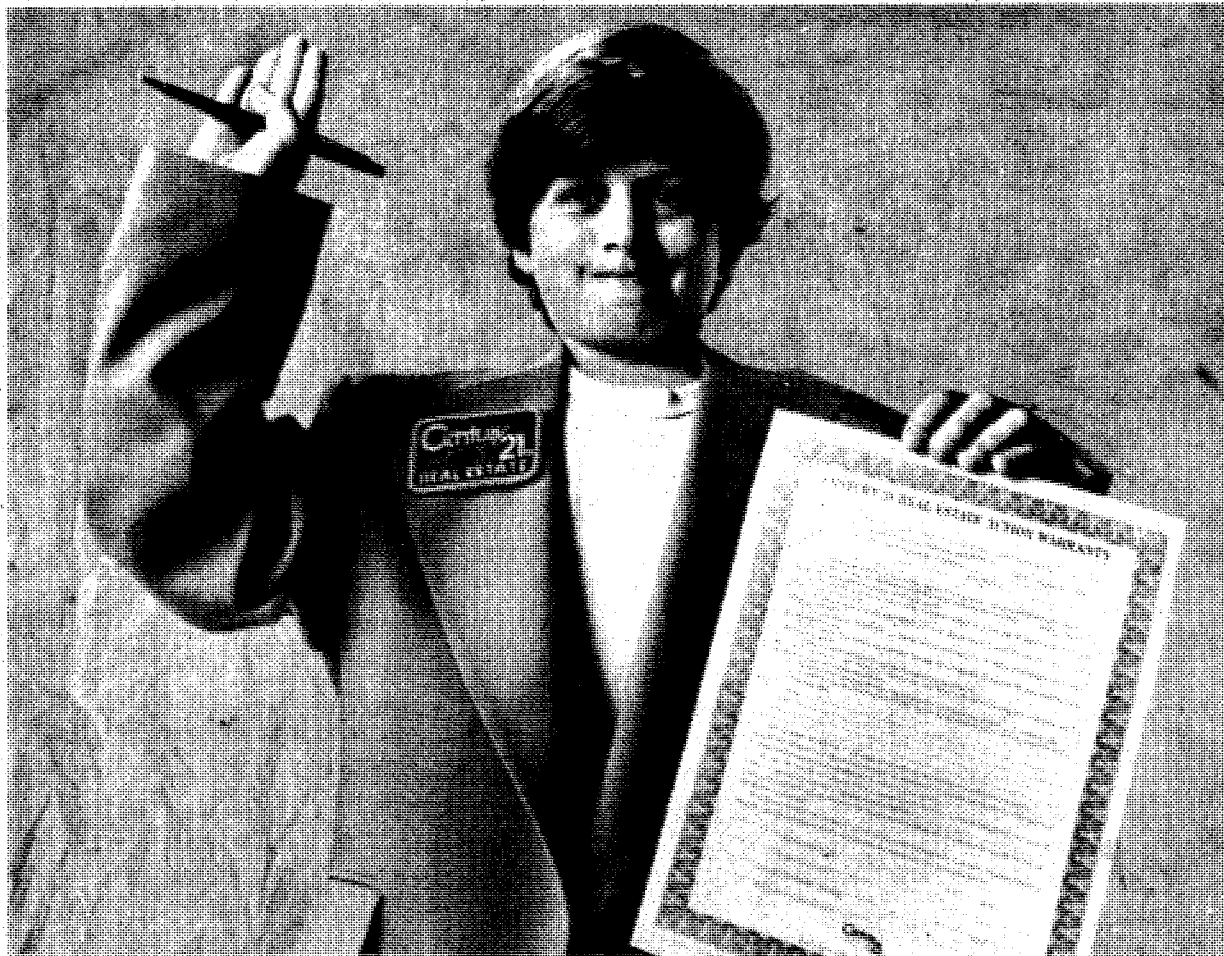
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energy officer unhappy with proposed energy law

by pat harmel

Sanibel's Energy Officer, Alex Wadkovsky, appeared before the City Council last week to explain such terms as "EER rating" and to assure the Council he was less than delighted with the proposed Energy Ordinance drafted by City staff based on his recommendations for Island conservation.

Wadkovsky gave a presentation to

City Council several weeks ago on energy conserving devices and answered numerous questions on solar energy, tax breaks, and energy consumption. At that time, Wadkovsky recommended the Council mandate legislation requiring numerous minimum energy consuming devices. Recommendations included: mandatory solar water heaters on new construction; increase in required

EER ratings on air conditioning and heating units; mandatory flow-controls on water faucets, mandatory cisterns; mandatory hot water pipe insulation; and prohibition of heated swimming pools by other means than solar energy and pool covers.

Later, the City staff told Council they would probably recommend Wadkovsky's suggestions but not mandate them. The Ordinance

presented to Council for a first reading last week, however, was a severely watered down version of Wadkovsky's original request.

The Ordinance would amend Appendix J of the Southern Standard Building Code already adopted by the City. The Ordinance includes: all structures heated or cooled for an area exceeding 750 square feet will be constructed to provide "required thermal performance of the various components,"; all cold and hot water shower facilities be required to install flow-controls permitting a maximum of three gallons per minute; swimming pools may not be heated with gas, oil, or electricity except for medical reasons; all hot water pipes should be insulated; minimum required EER rating of 7.2 on energy devices; that windows facing south, east or west be tinted or shaded with an overhang.

At his last weeks Council appearance, Wadkovsky questioned the Council on their lack of consideration of mandatory solar water heaters on the Island. He pointed out that heating water accounts for over 25 percent of domestic energy consumption and Florida's environment lends itself perfectly to solar devices.

Wadkovsky also attempted to clear up consumer protection worries, and told the Council that now all reputable devices were certified by the Florida Energy Center. The Center is also working on legislation, expected to be implemented next year, that will mandate certification of solar distributors and installers.

Wadkovsky reiterated federal and state governmental recommendation saying, "What I'm presenting here is the consensus opinion of many experts, not just myself." Tax breaks and reduced utility bills were selling points in his recommendations.

The Council, however, chose to accept the watered down Ordinance as a first reading. Councilmember Zee Butler told Wadkovsky, "This is not an attempt to cure all our energy ills... I would like to have introduced the mandatory solar water heaters too," but, she went on to say, "the public is not yet educated enough to handle the innovative energy conserving devices."

Mayor Duane White reiterated Butler's feelings, "I think there are enough red flags waving that all prudent thinking people will be doing their best to conserve voluntarily."

millage mix-up presents budget problems

An inner office mix-up in the Lee County Tax Appraiser's office is wreaking havoc with Sanibel's operating budget and just might continue to do so through the next fiscal year.

Last month, City officials learned that tax bills sent to Sanibel property owners were considerably less (20 percent) than has been authorized by the City and certified to by County Property Appraiser Harry Schooley. Sanibel's City Council had authorized Schooley to set a millage rate high enough to generate \$641,500 in revenue for the City, without charging less than 2.5 mills or more than 3.5 mills. A mill is \$1 tax for every \$1,000 of taxable property.

Sanibel officials have been operating on a budget based on 3.177 millage rate but learned last month that Schooley had sent out tax bills based on a 2.5 millage rate. That means the City will only receive about \$500,000 instead of the projected \$641,000 in tax revenues for this year.

When City Manager Bill Nungester explained to City Council the appraiser's mistake last month, he assured them that the City would be able to finish out the fiscal year with a few budgetary cutbacks. Assuming the same mistake was not made next year, budgetary problems were expected to be smoothed out.

At last week's City Council meeting, however, a new wrinkle in the appraisal jumble surfaced. Florida State law prohibits millage increases from one year to the next which exceed five percent. Working from the basis of 2.5 mills established in this year's billing, the necessary 3.177 mills expected for the next fiscal year would exceed the permitted five percent increase.

Last week, Nungester's recommendation to City Council was to file suit to reclaim City revenue lost through Schooley's error. The issue of exactly what level Sanibel's millage was certified at was also in question - was it the 3.177 authorized by the City or the 2.5 levied by Schooley's office?

Sanibel City Attorney Neal Bowen stated the City had Schooley's signature in writing certifying the Sanibel millage rate at 3.177, and therefore, even though less was charged on tax bills, the 3.177 number was the official levy. Although several Councilmembers thought Schooley should be made to reaffirm the correct

3.177 millage and acknowledge the billing error as the fault of his own department, Bowen called it "a little bit of tilting at windmills to ask him to certify something he's already certified."

Nungester has been in touch with Roy Parrish, director of the property tax division of the State Department of Revenue, and it is still not clear whether or not City officials will have to cope with unexpected cutbacks in the next fiscal year or hold a special referendum to raise the millage rate more than five percent of the levied 2.5 mills.

IWA shut-down resolution postponed until today

Discussion regarding the adoption of a resolution by the City Council that would permit the Island Water Association (IWA) to shut down operations in the event of an approaching hurricane or other natural disaster was continued last week until today's Council meeting.

Zeiss announced at last month's Emergency Preparedness meeting that he wanted to shut down operations early enough to permit his employees to evacuate safely and to discourage Islanders from remaining on the Islands.

At last Wednesday's IWA Board meeting, however, it was decided that the proper lines of authority for implementing Zeiss' plan should come from the County because the IWA serves Captiva, part of unincorporated Lee County, as well as the City of

Sanibel. Zeiss said that he would be discussing his plan with Lee County Commissioner Harry Rodda in the near future.

Zeiss' plan is to suspend normal activities when a Hurricane Watch is announced for Sanibel and Captiva and begin emergency preparations. Zeiss says that he is not clear how much time this is going to take and that he will probably have an unannounced dress rehearsal to find that out.

When a Hurricane Warning is announced, Zeiss said the IWA staff would move into Phase two, which he says are the final steps necessary to shut down the plant, "like closing the main tanks. Closing the main tanks is not a simple task," he cautioned, and said that he has ordered mechanically-assisted valve closures to speed up the process.

municipal records from page 7

According to City Manager Bill Nungester, letters have been mailed to various government agencies requesting information on financial assistance for the City should they decide to implement a travelers information radio station. Meetings have also been held with County Administrator Lavonne Wisher and Ben Pratt of the Department of Transportation to request their assistance in applying for a frequency allocation. The City hopes to convince the County to pick up 50 percent of the initial cost for application.

Shell Harbor Inn owner David Holtzman was granted permission to build 13 additional units by the City Council last week, ending a three year effort to gain 32 additional units bringing the total number to 100.

Planning Director Bruce Rogers interpreted the "partially developed land" provision of the Comprehensive

Land Use Plan (CLUP) as "offering clear guidelines" for handling Holtzman's situation. Rogers said that Holtzman had proven that he had "consistently planned for future development" of the resort and that 13 additional units "would not be out of line with CLUP provisions."

A former planning director for the City had recommended 30 units could be built on the remaining motel property and an earlier city-appointed fact-finding team had also recommended Holtzman's request be granted. Those recommendations, however, had been based on faulty information.

Councilman Porter Goss pointed out that "20 percent of our inventory (Island units) happen to be the motel type." Goss said the Council's first obligation was to enforce the CLUP, "unless there are compelling reasons not to." Goss did not see any "compelling" reason to increase the density

for more than 13 additional units.

At earlier hearings before the Planning Commission, Holtzman's attorneys had argued they needed 32 units to reach a total of 100 - the number needed to qualify for a liquor license. Holtzman's earlier arguments included the construction of a restaurant "to help make the Inn a complete service resort." Those arguments were not raised to City Council last week, however.

Sanibel's City Council last week unanimously adopted two Ordinances providing City enforcement authority for violations of the Comprehensive Land Use Plan and sign regulations.

According to City Manager Bill Nungester, the City has been in contact with Wayne Miller, Director of Lee County Mosquito Control District, regarding the possibility of Sanibel officials taking ownership and control

of the two weirs located on Sanibel. The City-appointed committee to study sewage treatment on the Island had recommended the City gain control of the water structures. Miller had earlier voiced no opposition to City control of the weirs but no official decision from his office has been made as yet.

Miller has also indicated a willingness to discontinue use of the Periwinkle County park at the end of the season as a landing pad for Mosquito Control helicopters. According to Nungester that area will then become available for construction of public restrooms by the City.

Road improvements scheduled for this fiscal year, including Donax, the Donax-Periwinkle intersection, and various resurfacing and utility crossing improvements, are under design and, according to the City Manager, will be ready for contract bidding beginning in July.

community calendar

christian women's club

The Sanibel-Captiva Christian Women's Club will hold its second annual Mother and Daughter luncheon on June 21 at Chadwick's Restaurant on Captiva.

A fashion show will be presented by Bailey's, featuring many popular lines

of beach and summer wear and modeled by local mothers and their daughters.

The musical entertainment will be by Fort Myers Trio, "His Own."

Laura Clay of Fort Myers will be the speaker. She attends Oral Roberts

University and is majoring in communications.

The public is cordially invited to attend the luncheon from 11 a.m. until 1 p.m. Tickets are \$4.75. Reservations are required and cancellations must be made 24 hours in advance. Call Diane Good at 472-4673 or 472-1218.

Free babysitting service is provided by contacting Meg Davis at 472-2061 from 10 a.m. until 5 p.m.

goodwins tell of brazil at church dessert buffet

Sanibel Community Church's mid-summer fellowship program on July 1 will feature Sanibel residents Mel and Harry Goodwin, who recently returned from a year and a half in Brazil. The program is scheduled to start at 7:30 p.m. in the Fellowship Hall, with a dessert buffet following the program.

An illustrated talk by the Goodwins will tell of their impressions of the people, the economics, and the geography of Brazil and South America. In addition, they will describe their thousand-mile trip up the Amazon River and show the many examples of South American arts and crafts that they have collected.

Island residents and guests are invited to attend, as well as members of the Community Church. All those attending are asked to bring a favorite dessert to share, and their own silverware.

Marguerite Strever is chairman of the Fellowship Committee, which is sponsoring the event.

kiwanis club

Tomorrow's speaker at the Sanibel Captiva Kiwanis Club will be architect Ray Fenton. Fenton, a member of the City's Committee on moderate cost housing, will discuss moderate cost housing and some of the alternatives that Sanibel has.

The meeting begins at 7:30 a.m. at the Ramada Inn restaurant.

vacation bible school set

"Sharing God's Gifts" is the theme to be carried out in story, music and craft activities at the Vacation Bible School at Sanibel Community Church July 9-20. Classes will meet each day, Monday through Friday, from 11 a.m. to 1:30 p.m.

Children entering kindergarten through those who have just finished sixth grade are welcome. Those attending should bring a bag lunch, and a beverage will be served.

Pre-registration is necessary to order sufficient supplies, according to Martha Ryckman, director. A charge of \$3 for members and \$5 for non-members is requested to cover the cost of materials.

Staffing the Vacation Bible School are: Linda Bjerke, Susan Fenton, Phyllis Hatcher, Bertha Hayden, Pat Kair, Jeanne Marris, Barbara Nave, Susan Pickens, Dorothy Seabrooke, Ruth Searing, Beverly Slay, Cheryl Weaver and Judy Wiggins.

Those desiring to register or requesting more information should call Dorothy Seabrooke at 472-1014.

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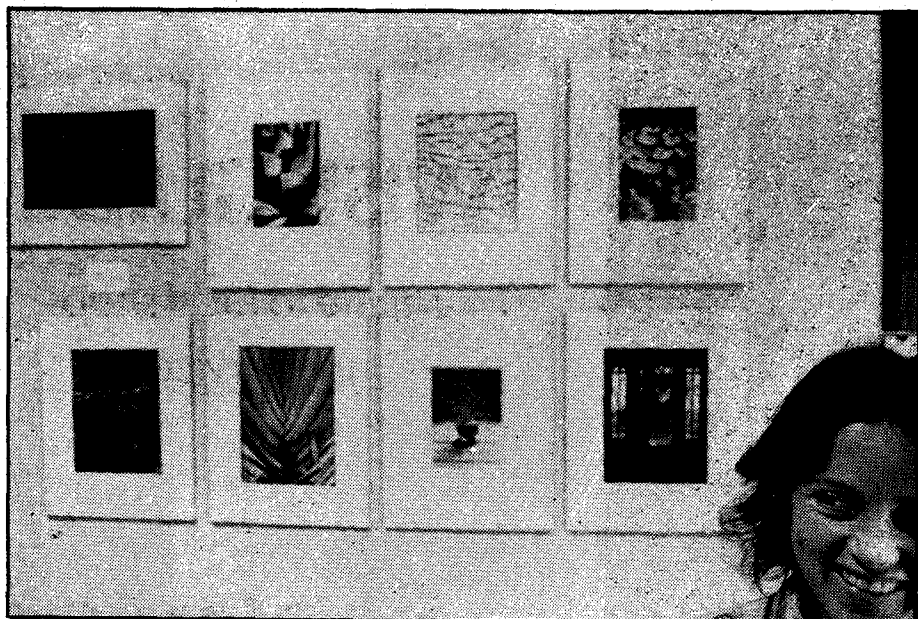
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group show opens at gallery

Leslie Burch poses with her photographs at the opening of a group show at The Photographer's Gallery. Burch is one of sixteen photographers exhibiting in the group show. Summer hours at the Gallery are Tuesday - Friday, 10:00 a.m. - 3 p.m. Saturday, noon - 5 p.m.

'Friends of Wine' at South Seas

Southwest Florida has its share of wine connoisseurs, and now a group of those gastronomes have formed a chapter of Les Amis du Vin on Florida's Captiva Island.

Les Amis du Vin, or Friends of Wine, is an international wine appreciation and education society established in America in 1969.

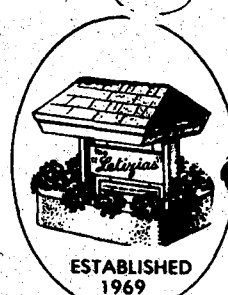
The Captiva Island chapter, headquartered at South Seas Plantation, was formally enrolled in the national society of Les Amis du Vin this month. Captiva chapter Director Tom Uhler explained the new Captiva chapter is open for registration to residents of Lee, Collier, Hendry, Charlotte, Glades and Highland Counties.

Robert Gourdin, National Director of Les Amis du Vin, states the club is basically a wine education society for those who appreciate fine wine and leisurely dining and want to cultivate their appreciations.

The South Seas, Captiva chapter of Les Amis du Vin hosted their first wine tasting for members in April, featuring Steve Mirrasou of Mirrasou Wines. Tom Uhler noted that additional events are being planned for members at various locations, including tastings, seminars, gourmet dinners and wine auctions.

Membership in Les Amis du Vin includes complimentary chapter wine tastings, a subscription to the society's monthly WINE magazine, discounts on wine and access to national society travel excursions and special events. Family memberships are \$20 per year, and student memberships are \$10 per year, with extended memberships available at reduced annual fees.

For the Captiva Island chapter, membership applications can be obtained by visiting Chadwick's at South Seas Plantation on Captiva Island, or by writing Tom Uhler, P.O. Box 137, Captiva Island, Florida, 33924.



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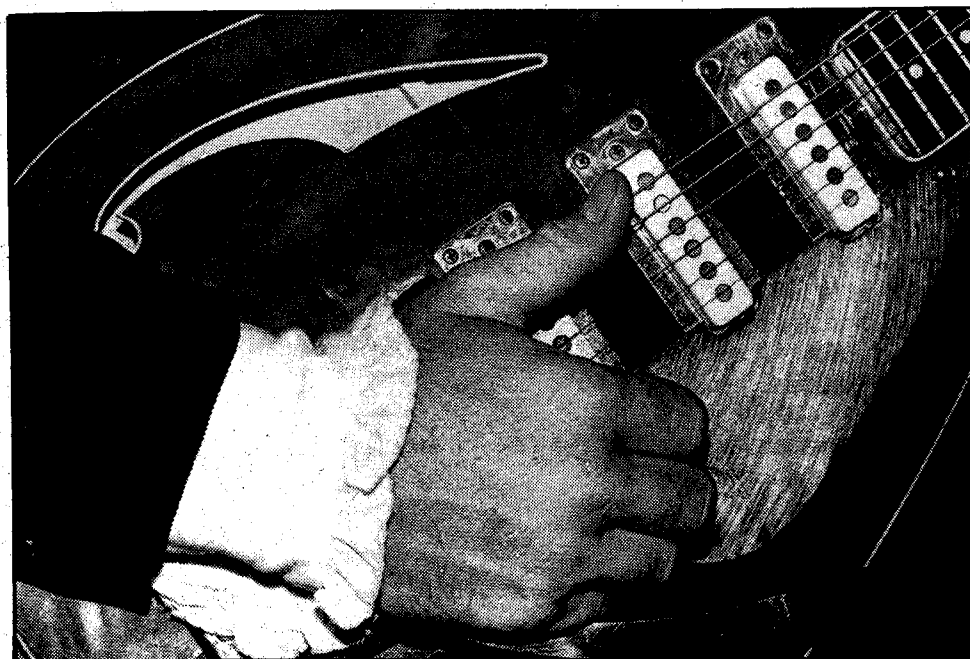
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by mark harmel

WISE GUIDE

a guide to local shops
and services

Scotty's

Rick Keeler is entertaining a private wedding party in Scotty's Lounge. One of the guests is talking with Keeler and admiring his one inch thick song book. Keeler nods as if to say, "Yep, that is a lot of songs." He then proceeds to pull an identical notebook from behind his podium. "I also have this one," Keeler explains, "and this one, and then there is this one..." To the amazement of the guests, Keeler pulls out seven identical blue notebooks, all packed with the words and chords of over 1,000 songs. "I can play to any group," boasts Keeler, "and I can go over three weeks without repeating a song."

By day Keeler works as a finish carpenter building homes for the local company, Framing Concepts, and every evening except Mondays he is singing at Scotty's Lounge. "I enjoy both jobs," he relates. "I don't consider either one of my jobs work. When I'm a carpenter I enjoy creating with my hands, and I enjoy meeting the people when I am singing."

Describing his interaction with the crowd, Keeler says, "When the people come in at night I can see that they are tired from their jobs, and as the night goes on I see them loosen up and begin to enjoy themselves. Early in the evening my playing is mostly background music but as the night progresses the crowd and I get more intimate. I really enjoy requests and sing-a-longs. If they want to hear it, I want to play it."

Keeler has dreams of becoming a lead singer with a group and hopes to have an album out before the year is over. The music on the album will be similar to the style of Barry Manilow, Johnny Mathis, or Elvis. One can tell that Elvis holds a special place in Keeler's heart. During a break, Keeler places a cassette of Elvis' music into his tape player to provide background music for the crowd. And during the interview, Keeler leaned in close and confessed, "I don't try to imitate him, but a lot of people tell me that I sound like Elvis." Your secret is safe with me, Rick.

Coming June 28 —
An evening with
MELANIE
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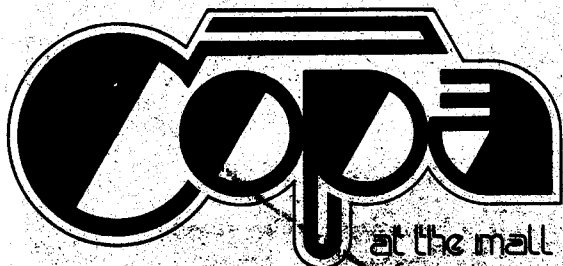


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Listening to stories is fun but sitting still in a chair may be a little too much to ask from Becky Story.



With the whole group moved to more comfortable seating arrangements, Emily Muench continues reading.

summer reading program underway

School is out for the summer and Island youngsters have more free time on their hands, but too much time can spell boredom. The summer reading program at the Sanibel Public Library provides an opportunity to relieve boredom while getting acquainted with the library.

The reading program will hold five more meetings on Wednesdays from 11 a.m. until noon. All children from age

four to ten are welcome to attend, and the staff expects a bigger crowd next week. Participants in the summer recreation program may go to the library as an activity and a Children's Center group will be attending the reading program next week. The June 27 meeting will be a "filmstrip and movie week," and on July 11, Dr. Engle Simmons will present a magic show. The group will not meet on the Fourth of July.



How does Snoopy kiss Lucy? Like this! Demonstrates Dawn Story during the reading of a Peanuts book.

by mark harmel

Gulf Shore Restaurant



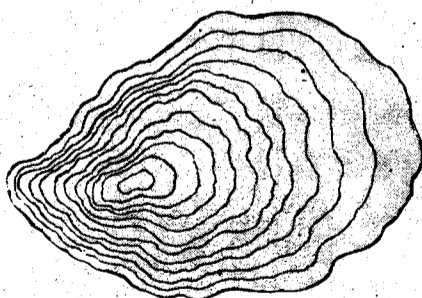
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Sanibel



TAX FAX

by paul a. howe

Regular readers of the ISLANDER may recall my May 1978 series of three articles (as above captioned) on the history and status of the Dual (or Double) Taxation issue involving

Florida's counties and cities.

This article is intended as a refresher and up-date on the nature and status of the issue. The need for a prompt settlement for Sanibel is now very urgent.

The urgency is founded on a tax misbilling by County officials that produced a serious shortfall in the City's anticipated revenues from the advalorem property tax.

In summary, Dual Taxation is the sneak-thief for us city folk who pay the tax to both County and City. It is the two-faced levy on our Sanibel property for many unwanted or unneeded County-provided facilities and services foisted upon us by the County. The Commissioners inflict it to ingratiate themselves to the slight and waning voting majority in the non-city areas - which is their exclusive domain.

Those "unwanted" services are just that, because they duplicate those now provided by the City simply because traditionally the Commission vindictively denied them to us - and still do.

In any event, Sanibel taxpayers now get "no real or substantial benefit" from those County services furnished mainly to the unincorporated areas. The Commissioners continue to reject compliance with the spirit of a 1974 Florida law intended to settle the issue in an equitable manner. That law leaned over backwards to provide the County with several alternative remedies. The remedies included: a remittal system for collected-taxes; repaying to the City the equivalent to the cost of the "unwanted" County services. (That remittal would go a long way towards paying for such services that are provided from City revenue sources); and the establish-

ment by the County of Municipal Services Taxing Units (MSTUs) in the unincorporated areas to separately fund County services furnished there - and "unwanted" in Sanibel.

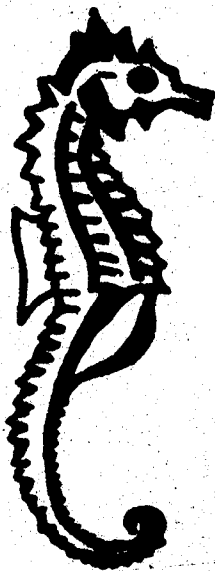
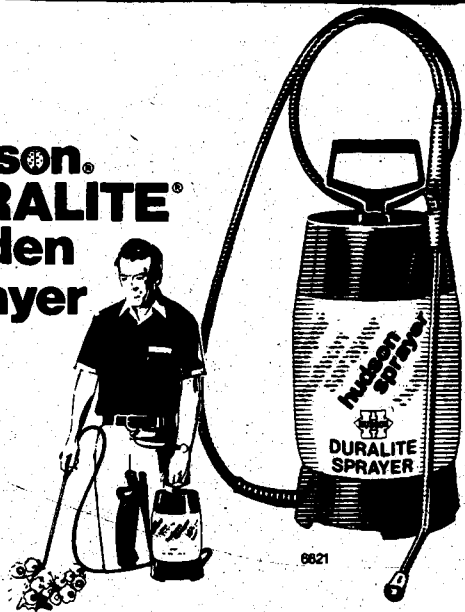
The Commissioners, in order to justify their reluctance to comply with the 1974 State law, hung their hats on the word "exclusively" used in that law and the Florida Constitution to identify the applicable service benefits. In a broad way, the Constitution states: "Property situated within municipalities shall not be subject to taxation for services rendered by the county exclusively for the benefit of the property or residents in the unincorporated areas."

The Florida Courts have construed "exclusively" in a more specific and positive way as meaning: "where such services are of no real and substantial benefit to property or residents within municipalities." The 1979 Legislature, by Chapter 79-87, amended the 1974 law to conform to that Court interpretation of the Constitution.

At its June 13 regular meeting, the Sanibel City Council established a standing Committee on Dual Taxation to implement the provisions of Chapter 79-87. The Committee of three will develop specific data with which the Council can request remittal from the County for taxes paid by Sanibel taxpayers for the "unwanted" unsupplied County services. The sincerity of our County Commissioners should be judged by the alacrity of their response to the City's remittal requests.

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army engineers to hold fourth public involvement workshop

The fourth public involvement workshop will be held by the Army Corps of Engineers at the Sundial Beach Hotel, 1246 Middle Gulf Drive, Sanibel, on June 21 from 9 a.m. until 12 noon, according to Colonel James W. R. Adams, District Engineer.

This workshop is the last one in a series of task-oriented workshops scheduled to explore the possibility of a general permit for the development of interior wetlands on Sanibel Island. Attendees of this workshop will be

requested to comment on proposed special conditions developed at the previous workshops held during May and June.

Shortly after this meeting, Col. Adams will decide whether or not to issue a public notice for the proposed general permit concerning the development of the interior wetlands of Sanibel Island. This decision will be based on all of the concerns and relevant factors expressed during the four workshops.

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obituary

Howard E. Swanson of 4291 Gulf Pines Drive, Sanibel, died in Moline, Ill. on June 14. He was 64. He served as Chief of the X-ray Diffraction Section

of the Metallurgy Department and retired in 1974. He was born in Basin, Wyo.

He is survived by his wife, Vera; one son, Steven R. Swanson of Dallas; one daughter, Mrs. Russell Hanson of Green Bay, Wis., one sister, Mrs. Roy

Stringer of Modesto, Calif., and five grandchildren.

Cremation was in Moline. There were no services.

Memorials may be sent to the Sanibel-Captiva Conservation Foundation.

golf

The Beachview Women's Association played a blind partner match last Monday. The winning pair was Evelyn Pothumus and Herta Holland.

The men also played partners on Tuesday. The winning team at 13 were Clay Marsh and Larry Snell. The runners up were Ray McKernan and Roy Hall with a +1. In his second week playing with the Beachview Men's Association Jim Hermes placed first in Saturday's head to head competition with a score of +4. Matt Asen trailed with a +3. Former head coach of The New York Giants, Bob Gibson became the second new member of the association in as many weeks.



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activities things to do

BINGO MUREX — American Legion Home, Thursday, 8:00 p.m. No minors. Sanibel-Captiva Road, 472-9979.
BIRD TOURS — Griffing Bancroft, 472-1447; George Weymouth, 472-1516; Dick Frieman, 472-1315.
FISHING GUIDES FOR CHARTER — Capt. Ted Cole, 472-2723; Capt. Doug Fischer, 472-1551; Capt. Baughn Holloway, 472-2802; Capt. Belton Johnson, 472-1122; Capt. Duke Sells, 472-1784; Capt. John Johnson, 472-1020; Capt. Bob Sabatino, 472-1784; Esperanza Woodring, 472-1126; Capt. Chic Kennedy, 472-4087; Capt. Herb Purdy, 472-1849; Capt. Jerry Way, 472-1784 or 472-1007; Capt. Butch Cottrill 472-2917.
FISHING GUIDE—Bud Dawson (283-0775) Special Pirate Cruise, Sightseeing, Nature Field Trips, Historical Trips, Audobon and Photo Tours.

ELLIE MY'S MUSEUM — By appointment, Call 472-2121.
NATIONAL HISTORY FIELD TRIPS — to Sanibel's wildlife habitats — for reservations, information, times and fees, call 472-2180, with naturalist, George Cambell.
SAILING — (lessons and - or charter) — Southwind, 472-2531; Paul Taylor, 472-1551; Chic Kennedy, 472-4087; Mike Fuery, 'Tween Waters, 472-5161; Ft. Myers Yacht Charters, Roger Nodruff, 463-2320, Twin Palms Marina; Papa Nui, 332-1200; Off-Shore Sailing School, S.S.P., 472-1551, ext. 4141. Capt. Hugh Alexander, Island Boat Rentals, 472-2228.
SIGHTSEEING TOURS — Herb Purdy, 472-1849; Tarpon Bay Marina (canoes) 472-1323; Capt. Chic Kennedy, 472-4087; Capt. Herb Purdy, 472-1849; Mike Fuery 472-1784; Jerry Way, 472-1784; Capt. Hugh Alexander, Island Boat Rentals, 472-2228.

TENNIS & TACKLE EQUIPMENT (RENTAL) — The Reel Eel, 472-2674.
OFF ISLAND DAY TIME ATTRACTIONS — Edison Home in Fort Myers, 334-1280; Shell Factory, U.S. 41 North Fort Myers; Jungle Cruises, 334-7474, Fort Myers Yacht Basin; Waltzing Waters, 283-0636, Pine Island Road.
 Macrame, Weaving, Crewel, Needlepoint, Knitting, or Crocheting lessons **IDLE HOURS**, 31 Periwinkle Place. By appointment only. 472-1039.
DUNES TENNIS RACQUET CLUB. Full racquet facilities. 472-3522.
THE SANIBEL-CAPTIVA CONSERVATION CENTER is now open from 9-5 daily except Sunday. Exhibits and nature trails. Members free. Nominal charge to visitors.

SANIBEL-CAPTIVA GYMNASTICS PROGRAM — Gymnastics and ballet classes for children and teens. Beginning, intermediate and advanced gym. Sat. 9-12 a.m. Beginning ballet, Friday 3-4 p.m. Adult Ballet-exercise, Weds. 8:30-9:30 a.m. Call Polly 472-1058 or Georgia 472-2053 for information.

BOATS (FISHING) TO RENT — Blind Pass Marina, 472-1020; 'Tween Waters Marina, 472-5161; Tarpon Bay (canoes) 472-1323.
BOATS (SAIL) TO RENT — Southwind, Inc. 472-2531, Island Boat Rentals, 472-2228, Capt. Hugh Alexander.
MOTORCYCLE RENTALS — Sanibel Motorcycle Rentals, 1203 Periwinkle - 472-2001.
BICYCLES FOR RENT - Hines Rental, 472-2847 or check the motel you are staying in.
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clubs & civic groups

SANIBEL-CAPTIVA LIONS CLUB meets on the first and third Wednesdays at the Sanibel Community Center.

SANIBEL-CAPTIVA LEAGUE OF WOMEN VOTERS meets at West Wind Inn the third Monday of the month, 9:30 a.m. coffee hour, 10 a.m.
AMERICAN LEGION POST NO. 123
 Meetings second Tuesday of the month 8:00 p.m.
 Open: Monday-Friday 3 p.m. - 10 p.m.
 Saturday 3 p.m. - 12 p.m.
 Sunday 12 p.m. - 10 p.m.
 Bingo Thursday 8 p.m.
SANIBEL COMMUNITY ASSOCIATION, INC. — Sanibel Community House, 1st Tuesdays, 6:30 p.m.
LADIES GUILD of the Sanibel Community Church meets at 1:30 every third Thursday of the month. For details phone 472-2425.
SANIBEL-CAPTIVA KIWANIS — Top O Mast II, Breakfast Meeting each Wednesday, 7:30 a.m.

AMERICAN BUSINESS WOMEN'S ASSOCIATION. Regular meeting the second Thursday of every month at 6:30 p.m. Call Bette Parke 472-2946 for location.

church

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 Sunday Mass 8:30 and 10:00 a.m.
 Saturday Evening Mass 5:30 p.m.
 Daily Mass 5:30 p.m.
 Vigil Mass preceding Holy Day 5:30 p.m.
 Holy Day Mass 10:00 a.m. and 5:30 p.m.
 Confessions .. Before each Mass and at 3:30 p.m. Saturday

FIRST BAPTIST CHURCH
 Interim Pastor, Walter Pratt
SUNDAY SERVICE:
 Sunday School 10:00 a.m.
 Worship 11:00 a.m.
 Evening Services 7:00 p.m.
WEDNESDAY EVENING:
 Prayer Meeting 7:00 p.m.

ST. MICHAEL AND ALL ANGELS EPISCOPAL CHURCH
 The Rev. James D.B. Hubbs, Rector
 Larry Brunke, Organist-Choirmaster
SUNDAY:
 Holy Eucharist, Rite I 7:30 a.m.
 Holy Eucharist, or morning prayer and church school 9:30 a.m.
WEDNESDAY:
 Holy Eucharist 9:00 a.m.

COMMUNITY CHURCH
 The Rev. Bruce E. Milligan, Pastor
 Worship Service 10 a.m.
 Church School Classes 10 a.m.
 Nursery through second grade 10 a.m.

Wednesday: Youth Club 3:15 p.m.
CHRISTIAN SCIENCE SERVICES
 Phone 472-4449
 Sunday 11 a.m. at the Sanibel Library
 Wednesday 8 p.m. at the Sanibel Library
CAPTIVA CHAPEL-BY-THE-SEA
 Services will resume in mid November

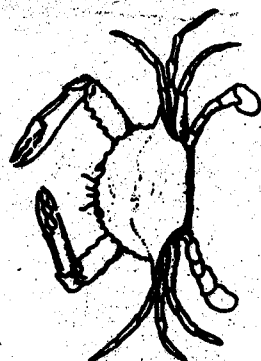
SANIBEL CONGREGATIONAL UNITED CHURCH OF CHRIST
 Rev. Dr. James W. Lenhart, Minister
 472-5290
 Sunday Worship at
 The Dunes Golf & Country Club Clubroom 10:30 a.m.

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 of Lee County
 915 SE 47th Terrace, Cape Coral, Fla.
 Rabbi: Samuel Silver, D.D.
 549-1967
 Friday evening 8:00 p.m.
 Sabbath Service 10:00 a.m.
GREEK ORTHODOX CHURCH The Rev. Fr. Arthur Kontinos
 Cypress Lake Drive 482-2099
 Orthos 9:30 a.m.
 Divine Liturgy 10:00

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 Prayer Meeting Wednesday, 7:30 p.m.

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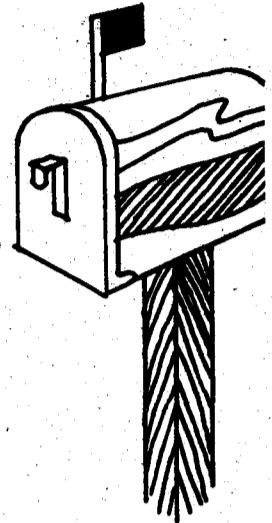
1. Select your Wedding Gown, Veil and Headpiece. As soon as you have chosen the type gown you wish to wear for the wedding, get your attendants to choose their dresses.
2. Start working on your invitation list. Make sure your fiance checks with his mother, to avoid possible duplications.
3. Order your invitations. Have envelopes delivered ahead of time so they can be addressed while your invitations are being printed.
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In South Seas Plantation, on the Bay with an exciting view of Pine Island Sound and the morning sunrises. Adjacent to the boat basin, this 1 bedroom, 2 bath apartment will be ready for occupancy by late fall. Amenities including golfing, boating, tennis, shelling, sunning and more. Perfect for the investor, vacationer or the week-end sailor. \$89,500.

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This beautifully furnished, two bedroom apartment has an outstanding view of San Carlos Bay from its first floor patios. There's plenty of elbow room with 1565 sq. ft. of living area, including a separate study and a laundry area. Priced to sell quickly at \$120,000.

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Offering the comfort, convenience and recreational facilities which allow you to enjoy the Island way of living to its fullest. This two bedroom luxuriously furnished apartment is located on the fourth floor with an excellent view of the beautifully landscaped courtyard and just steps away from your own private gulf beach. A perfect second or retirement home. \$90,000.

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The undersigned does hereby cer-
tify that she is conducting a Retail
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under the fictitious name of The
Nimble Thimble and that said
firm is composed of the following
person(s) Betty L. McGoan whose
name(s) and place of residence is
as follows: 1500 Popham Dr. B-22,
Fort Myers, Fla. 33907; Ownership
of the Nimble Thimble is as
follows: 100% Betty L. McGoan. It
is her intention to register the said
name of The Nimble Thimble and
to apply to the Clerk of the Circuit
Court in and for Lee County,
Florida, to register the said name
above under the provisions of Sec-
tion 865.09 Florida Statute, 1963.
Witness my hand, this 8th day of
June, 1979. Sworn to and sub-
scribed to by Betty L. McGoan,
before me this 8th day of June,
1979, A.D. William C. Hatcher
Notary Public
My commission expires August 14,
1979.

June 12, 19, 26, July 3

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goode

from page one

demand for a single family residence on Periwinkle Way.

The depreciation value from \$105,000 under Lee County's commercial zoning to \$17,500 under the city's zoning was also cited in the opinion.

The court rejected the City's contention that the Trial Court failed to accord proper credence to the land use plan. Goode's attorney, William T. Haverfield of the Fort Myers law firm of Pavese, Shields et al emphasized that his client's case was "never an attack on the land use plan itself, just the zoning as it applied to Goode's property."

"The City (in its rezoning) denied Goode the only beneficial use had for the property," said Haverfield, and that was commercial use."

Sanibel Mayor Duane White said that "I've always been of the philosophy that the inauguration of the land use plan was to preserve and protect Sanibel. In some cases we may have been wrong. This case was tried clearly, cleanly and honestly in the courts and, while the Council will probably leave the decision to the at-

torneys, I do not feel there should be an appeal. I am going to recommend at the City Council meeting (today) to the Council that we direct the Planning Department and the Planning Commission to proceed with rezoning the property to commercial since the court's decision clearly applies only to John Goode's property."

The City has 15 days to apply for a rehearing or to request that the Florida Supreme Court take jurisdiction in the case.

corps of engineers

from page one

Preserve." According to White, boaters' needs may be met by other nearby marinas.

Dick Workman, Administrative Director for the Sanibel-Captiva Conservation Foundation opposed the project on the grounds that the Foundation will oppose all projects that don't comply with the Aquatic Preserve Act until there is a major plan for the Preserve in force. Workman also felt that the boat channel was a matter of "comfort" for South Seas residents and visitors.

Sierra Club representative, biologist Richard Daly, told the Corps that the South Seas project is "not a devastating project to the Aquatic Preserve" but that it will be a "precedent-setting project." Daly also said that propellor cuts through the grass beds do not do as much ecological damage as digging a channel would. Mariner has consistently maintained, and was supported by DER, that one small channel through the grass beds, properly marked, would do less damage than random boat access across the beds. They produced slides

taken during an extremely low January tide showing a profusion of propellor scars across the flats.

Although Mariner has said that the boat basin will be open to the public and will house only a small operation selling bait, many audience members felt that, because the basin entrance is behind the South Seas gates, the basin was not, in fact, open to the public.

Fort Myers Beach Charter Captain Stan Lummis refuted many of the arguments that increased boat traffic had reduced the number of fish in the waters, and accused the channel opponents of being selfish. "You don't want any others to see the mangroves?" he asked. "If you put in the channel, you'll keep people off the flats and maybe you'll grow a few more fish," Lummis said.

U.S. Coast Guard Chief Tim Vaught said the Coast Guard supported the project because it would mean that boaters would have a refuge in the event of sudden summer squalls.

The comment period is open until June 28, after which time the Corps will decide whether or not to issue South Seas its permit.

maxwell

from page one

said that, in his response, Maxwell admitted filing the complaints against Nungester but denied having any information regarding Nungester's allegations. The response also set forth "eight affirmative defenses," according to Jones, which include; (1) the complaints filed with the Florida and International City Managers' Association "speak for themselves," (2) the complaints filed were filed with good faith and no malicious intent, (3) the agencies receiving Maxwell's complaints against Nungester have found the complaints to be filed in the proper form, warranting investigation and re-investigation by the agency, (4) Maxwell's right to file the complaints are protected by the U.S. Constitution and the State of Florida, (5) that statements made by Maxwell were covered by "absolute privilege," (6) that statements made by Maxwell were covered by "qualified privilege," (7) that statements made by Maxwell were covered by "conditional privilege."

According to Jones, "qualified" and "conditional" privilege, "are actually the same thing."

"In certain instances when slanderous statements are made," according to Jones, "they are protected," such as those made during the course of a legislative session. "But," he continued, "I don't think in Maxwell's case there is absolute privilege." Qualified privilege, however, according to Jones, pertains to a "slanderous statement that is made in certain settings that can be sued upon if it is made with malicious intent." Therefore, Nungester's attorneys will have to prove Maxwell's charges were filled with malicious intent.

According to Jones, Maxwell scheduled for a deposition June 21. No other depositions have been scheduled to date, although Jones said there was a possibility that more would be taken later. Nungester's attorneys have also filed a request for Maxwell to produce certain documents for their inspection before they request a trial date.

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Gold Fever Hits Sanibel Island

Area health officials have confirmed reports that a serious outbreak of "Gold Fever" has reached epidemic proportions on Sanibel Island. Origin of the outbreak is uncertain at this time, but questioning of those affected has produced disturbing similarities. All had recently visited The Cedar Chest in Tahitian Garden and viewed their exquisite collection of 14Kt. gold jewelry from master craftsmen. Within moments they developed an uncontrollable urge to possess one of these lovely handcrafted pieces and could not leave until the transaction was completed. Upon arriving home they felt compelled to return to The Cedar Chest and purchase yet another original design. Following this transaction the symptoms disappeared and the patient was overcome by feelings of contentment and satisfaction.

Area physicians do not feel that the situation is cause for alarm. They recommend a few minutes of your free time, a little pocket money, and a trip to The Cedar Chest in Tahitian Gardens as the best preventive medicine.

Hours 10:00-5:00

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