

RESOLUTION NO. 13-05

A RESOLUTION GRANTING APPROVAL TO PETITION NUMBER BD-12-01 FOR AN AMENDMENT TO THE EXISTING BOAT DOCK FACILITY AS ILLUSTRATED AND APPROVED BY COLLIER COUNTY RESOLUTION NUMBER 96-10 TO ALLOW FOR A FIVE-FOOT EXTENSION TO THE EXISTING FINGER DOCK AS HIGHLIGHTED BY EXHIBIT "A," AND NOT TO EXCEED THE BOAT DOCK EXTENSION GRANTED BY RESOLUTION 96-10 FOR PROPERTY LEGALLY DESCRIBED AS MARCO BEACH UNIT 4, BLOCK 128, LOT 7, COLLIER COUNTY, FLORIDA AND THE CITY OF MARCO ISLAND.

WHEREAS, Chapter 54, Article IV, Marco Island Code of Ordinances, regulates the requirements for boat docking facilities on Marco Island; and

WHEREAS, Section 54-115 provides property owners the ability to petition the City for additional length or protrusion for boat docking facilities beyond the distances set forth in Chapter 54, Article IV, Marco Island Code of Ordinances; and

WHEREAS, pursuant to Section 54-115 and Section 38-40, Marco Island Code of Ordinances, the Marco Island Planning Board is responsible for reviewing and granting approval for private boat dock extensions in single-family districts; and

WHEREAS, Petition BD-12-01 is a request for a private boat dock extension as defined in Section 54-115(d), Marco Island Code of Ordinances; and

WHEREAS, Petitioner Jerome Harmeyer is the owner of the following property that is the subject of the petition: Marco Beach Unit 4, Block 128, Lot 7, Collier County, Florida and the City of Marco Island; and

WHEREAS, the Marco Island Planning Board has held a public hearing after proper notice, and considered the request for the five-foot extension to the existing finger dock originally approved by Collier County Planning Commission Resolution Number 96-10; and

WHEREAS, the Marco Island Planning Board, following such advertised public hearing, considered public input, the recommendation of the staff, and the standards and guidelines of Section 54-115, "Boat Dock Extensions" of the Marco Island Code of Ordinances; and

WHEREAS, all interested parties have been given the opportunity to be heard by this Board in public meeting assembled, and the Board having considered all matters presented;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MARCO ISLAND PLANNING BOARD of the City of Marco Island, Florida that:

Petition BD-12-01 filed by Jerome Harmeyer, as agent/petitioner with respect to the following real property:

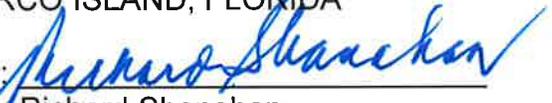
Marco Beach Unit 4, Block 128, Lot 7, Collier County, Florida and the City of Marco Island.

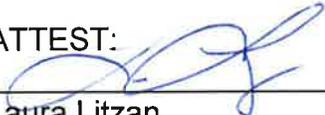
Petition BD-12-01 is hereby approved for a five-foot extension to the existing finger dock, originally approved by Collier County Planning Commission Resolution Number 96-10 (as shown in Exhibit "A") in the RSF-3 zoning district where said property is located, subject to the following conditions:

1. All docks, or mooring pilings, whichever produces the greatest protrusion into the water, regardless of length, shall have reflectors and house numbers four (4) inches in size (minimum) installed at the outermost end on both sides.
2. The petitioner is reminded that any outside lighting on the boat docking facility must comply with Chapter 6, Article V, Marco Island Code of Ordinances, which regulates the requirements of outdoor lighting.
3. The site plan attached to this resolution, also referred to as Exhibit "A," shall be binding upon the property upon approval of the resolution. Any deviation from the approved site plan shall require further consideration by the Planning Board after a properly noticed public hearing.
4. Prior to the issuance of a building permit for the approved boat dock facility, the property owner shall provide the City of Marco Island with a copy of the recorded resolution for approval."

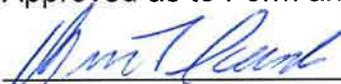
BE IT FURTHER RESOLVED that this Resolution relating to Petition Number BD-12-01 be recorded in the minutes of this Board and filed with the City Clerk's Office. This resolution adopted after motion, second and majority vote. Done this 4th day of January, 2013.

MARCO ISLAND PLANNING BOARD
MARCO ISLAND, FLORIDA

By: 
Richard Shanahan,
Planning Board Chairman

ATTEST: 

Laura Litzan
City Clerk

Approved as to Form and legal sufficiency:


Burt L. Saunders
City Attorney

