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RESOLUTION 15-21

**A RESOLUTION APPROVING A SITE IMPROVEMENT PLAN
FOR EAGLES NEST BEACH RESORT-PHASE II - 410 SOUTH
COLLIER BLVD MARCO ISLAND, FLORIDA 34145**

SECTION 1. Amendment and Adoption.

The conditions in this Resolution are hereby created and adopted as follows:

This Resolution is for Phase II. Phase II includes underground storm water management improvements, re-constructing curbs to improve internal turning radii, adding parking between the building and tennis courts, adding tree islands, adding a permanent guard shack, and replacing all existing pavers, to improve grading and provide parking stall lines and traffic marking by using contrasting pavers.

The following terms and conditions are a requirement of the petitioner:

1. The Site Improvement Plan Amendment includes the thirteen (13) page document on file in the office of the City of Marco Island Growth Management Department. The Plans consist of a seven (7) page document entitled "Site Development Plan Amendment Eagles Nest Beach Resort Phase II" prepared by American Engineering Consultants of Marco Island, Inc., of Marco Island, Florida, under Project No. 10443-001-03, dated February 2015, without revision for the Cover Sheet, Sheet 6 of 6, and for the Open Space Exhibit un-numbered sheet; with latest date of revision February 23, 2015, for Sheets 1, 2, 3, 4, and 5 of 6; AND for the five (5) page document entitled Eagles Nest Beach Resort Landscape Architectural Plans prepared by OPi Outside Productions, Inc., of Naples, under Job No. 073-14, dated February 3, 2015, with latest date of revision being February 17, 2015 for the Cover Sheet, Sheets CM-1, CM-2, CM-3, and CM-4.
2. Consistent with Section 166.033, Florida Statutes, prior to the commencement of development on site, the Owner/Developer and the petitioner must obtain any and all required approval from the Florida Department of Environmental Protection, and Florida Fish and Wildlife Conservation Commission, and all other applicable state or federal permits. Issuance of a development permit by the City of Marco Island does not in any way create any right on the part of an applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the City of Marco Island for issuance of the permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency, or undertakes actions that result in a violation of state or federal law. As used in this condition, the term "development" and "development permit" is as defined in Section 163.3164, Florida Statutes.
3. The petitioner is required to submit construction documents to the City of Marco Island Building Department for review and approval. A copy of the approved site improvement plan must be included as part of the submittal.
4. The petitioner is responsible for any private deed restriction approvals with the Marco Island Civic Association.

49 **SECTION 2. Effective Date.**

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51 This Resolution shall be effective immediately upon adoption by the City Council.

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53 ADOPTED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND this 16th day of
54 March, 2015.

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56 Attest:

CITY OF MARCO ISLAND, FLORIDA

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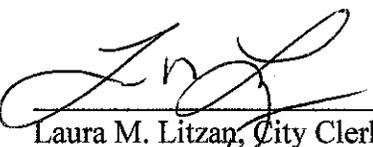
By:

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Larry Sacher, Chairman

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Laura M. Litzan, City Clerk

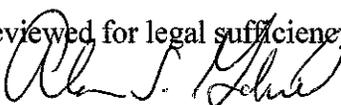
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64 Reviewed for legal sufficiency:

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Alan L. Gabriel, City Attorney