

RESOLUTION 16-11

A RESOLUTION OF THE CITY OF MARCO ISLAND, FLORIDA APPROVING A SITE IMPROVEMENT PLAN FOR THE PRINCE CONDOMINIUM TO REPLACE THE EXISTING DUNE WALKOVER LOCATED AT 176 SOUTH COLLIER BOULEVARD, MARCO ISLAND, FLORIDA, 34145; PROVIDING FOR CONDITIONS FOR APPROVAL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article IX, Site Development and Site Improvement Plan Standards of the Marco Island Land Development Code provides standards and regulations for the review and approval of site improvement plans; and

WHEREAS, The Prince Condominium ("Petitioner") submitted for a Site Improvement Plan for the construction of a new 750 square foot boardwalk to replace the existing 375 square foot boardwalk, the Prince Condominium Dune Walkover located at 176 South Collier Boulevard, Marco Island, Florida 34145; and

WHEREAS, the City of Marco Island staff have reviewed and recommended approval of the Site Development Plan; and

WHEREAS, the City's Planning Board reviewed and recommended approval of the Site Improvement Plan on January 8, 2016; and

WHEREAS, City Council does hereby approve the Site Improvement Plan, subject to the conditions of approval as set forth in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA THAT:

SECTION 1. Recitals. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true, correct, and incorporated into this Resolution.

SECTION 2. Adoption. Petitioner's Site Improvement Plan, with respect to the Prince Condominium Dune Walkover located at 176 South Collier Boulevard, Marco Island, Florida 34145, is hereby approved subject to the below conditions.

SECTION 3. Conditions of Approval. This Resolution relating to the Prince Condominium Dune Walkover Site Improvement Plan is granted subject to the following conditions of approval:

1. The Site Improvement Plan includes the five (5) page document on file in the office of the City of Marco Island Growth Management Department entitled "The Prince Condominium Dune Walkover Remodel". The document was prepared by Arnold/Sanders Consulting Engineer, Inc.

2. Consistent with Section 166.033, Florida Statutes, prior to the commencement of development on site, the Petitioner must obtain any and all required approval from the Florida Department of Environmental Protection, and the 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 resubmit 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. Final approval of the structure to be reviewed and approved by the City of Marco Island Building Department during the construction document's submittal phase.

5. Final approval of the on-site grading to be reviewed and approved by the City of Marco Island Building Department during the construction document's submittal phase.

6. The Petitioner shall be required to submit a Right-of-Way permit application to the City of Marco Island Building Department prior to any off-site work within the right-of-way, including construction access activities.

7. The Petitioner is responsible for any private deed restriction approvals with the Marco Island Civic Association.

SECTION 3. Effective Date.

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

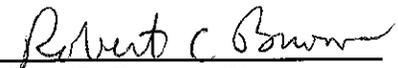
ADOPTED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA,
this 1st day of February 2016.

ATTEST:



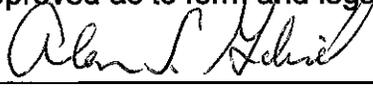
Laura M. Litzan, City Clerk

CITY OF MARCO ISLAND, FLORIDA

By: 

Robert C. Brown, Chairman

Approved as to form and legal sufficiency:



Alan L. Gabriel, City Attorney

