

RESOLUTION 16-18

A RESOLUTION OF THE CITY OF MARCO ISLAND, FLORIDA APPROVING A SITE DEVELOPMENT PLAN AMENDMENT TO ALLOW FOR A 12,636 SQUARE FOOT BUILDING FOR THE CITY OF MARCO ISLAND PARK AND RECREATION DEPARTMENT FOR PROPERTY LOCATED AT 1361 ANDALUSIA TERRACE, MARCO ISLAND, FLORIDA 34145; PROVIDING FOR CONDITIONS OF APPROVAL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article 1X, 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 development plans; and

WHEREAS, City of Marco Island Parks and Recreation Department ("Petitioner") submitted Site Development Plan Amendment (SDPA 15-005243) for the construction of a new 12,636 square foot Community Center building at 1361 Andalusia Terrace, Marco Island, Florida 34145; and

WHEREAS, the City of Marco Island staff have reviewed and recommend approval of SDPA 15-005243; and

WHEREAS, the City's Planning Board reviewed and recommended approval of Site Development Plan Amendment SDP 15-005243 on February 5, 2016; and

WHEREAS, City Council does hereby approve Site Development Plan Amendment (SDP 15-005243), 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:

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

SECTION 2. Adoption and Approval. Site Development Plan Amendment (SDP 15-005243), with respect to the Community Center located at 1361 Andalusia Terrace, Marco Island, Florida 34145, is hereby approved subject to the below conditions.

SECTION 3. Conditions of Approval. This Resolution relating to Site Development Plan Amendment (SDPA 15-005243) is granted subject to the following conditions of approval:

1. The Site Development Plan Amendment includes the twenty-four (24) page document on file in the office of the City of Marco Island Growth Management Department entitled "Mackle Park Community Center, 1361 Andalusia Terrace, Marco Island, Florida." The documents were prepared by Grady Minor and Associates PA Engineering, Victor Latavish, Architect, and JRL Design Studio Landscape Architects.

2. Consistent with Section 166.033, Florida Statutes, prior to the commencement of development on site, the Owner/Developer/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 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 building fit out / interior layout to be reviewed and approved by the City of Marco Island Building Department during the construction documents 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 documents submittal phase.

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

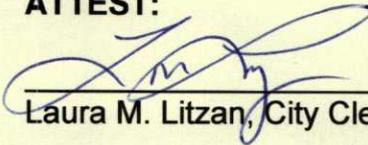
7. The Petitioner is responsible for any private deed restriction approvals with the Marco Island Civic Association.

SECTION 3. Effective Date.

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

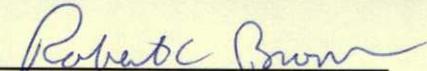
Passed in open and regular session of the City Council of the City of Marco Island, Florida, this 16th day of February 2016.

ATTEST:



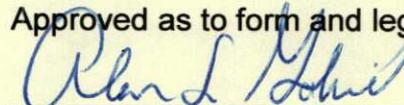
Laura M. Litzan, City Clerk

CITY OF MARCO ISLAND, FLORIDA

By: 

Robert C. Brown, Chairman

Approved as to form and legal sufficiency:



Alan L. Gabriel, City Attorney

A 1000
BYRON M

BYRON M
ZERROR
LINEN RECI

2012
PHIC
BYRON

