MARCO ISLAND PLANNING BOARD RESOLUTION NO. 10-02

A RESOLUTION RELATING TO PETITION NUMBER BD-09-01 FOR A 40 FOOT BOAT DOCK EXTENSION FROM THE MAXIMUM PERMITTED 30-FOOT PROTRUSION FOR WATERWAYS GREATER THAN 100 FEET IN WIDTH TO ALLOW FOR A 70 FOOT BOAT DOCKING FACILITY ON PROPERTY LOCATED AT 919 CAXAMBAS DRIVE, FURTHER DESCRIBED AS MARCO BEACH UNIT 13, BLOCK 403, LOT 24, 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 that property owners may 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 finally approving private boat dock extensions in single-family districts; and

WHEREAS, Petition BD-09-01 is a request for a private boat dock extension as described in Section 54-115(d), Marco Island Code of Ordinances; and

WHEREAS, Glenn and Tracey Morrow are the owners of the following property that is the subject of the petition: Marco Beach Unit 13, Block 403, Lot 24, Collier County, Florida and the City of Marco Island; and

WHEREAS, the Petitioner's agent is Kieran Freshwater of Freshwater Construction; and

WHEREAS, the Marco Island Planning Board has held a public hearing after proper notice, and considered the advisability of a 40 foot boat dock extension from the maximum permitted 30 foot protrusion for waterways greater than 100 feet in width to allow for a 70 foot

boat docking facility (as shown in Exhibit "A") in an RSF-3 zoning district where the subject property is located; 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 a public hearing, 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:

SECTION 1. Recitals.

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

SECTION 2. Findings.

Petition BD-09-01 filed by Kieran Freshwater of Freshwater Construction, as agent for Glenn and Tracey Morrow, property owners, with respect to the following real property:

Marco Beach Unit 13, Block 403, Lot 24, Folio Number: 58106360007, Collier County, Florida

Be and the same is hereby approved for a 40 foot boat dock extension from the maximum permitted 30 foot protrusion for waterways greater than 100 feet in width to allow for a 70 foot boat docking facility (as shown in Exhibit "A") in an RSF-3 zoning district where the subject property is located, subject to the following conditions:

1. The exact location of the walkway may be field adjusted to reduce impacts to the mangrove forest.
2. All docks, or mooring pilings, whichever protrudes the greater into the water, regardless of length shall have reflectors and house numbers four (4) inches minimum size installed at the outermost end on both sides.

3. Permits or letters of exemption from the U.S. Army Corps of Engineers and the Florida Department of Environmental Protection, including Mangrove Removal Permit if necessary, shall be presented prior to the issuance of a building permit.
4. If applicable, any exotic vegetation as defined in Section 30-963 of the Land Development Code shall be removed from the site and the property shall be maintained exotic free in perpetuity.
5. Any outside lighting on the boat docking facility will comply with Chapter 6, Article V, Marco Island Code of Ordinances, which regulates the requirements of outdoor lighting.
6. 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.
7. 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 of approval.

BE IT FURTHER RESOLVED that this Resolution relating to Petition Number BD-09-01 be recorded in the minutes of this Board and filed with the City Clerk's Office.

SECTION 3. Effective Date. This Resolution adopted after motion, second and majority vote.

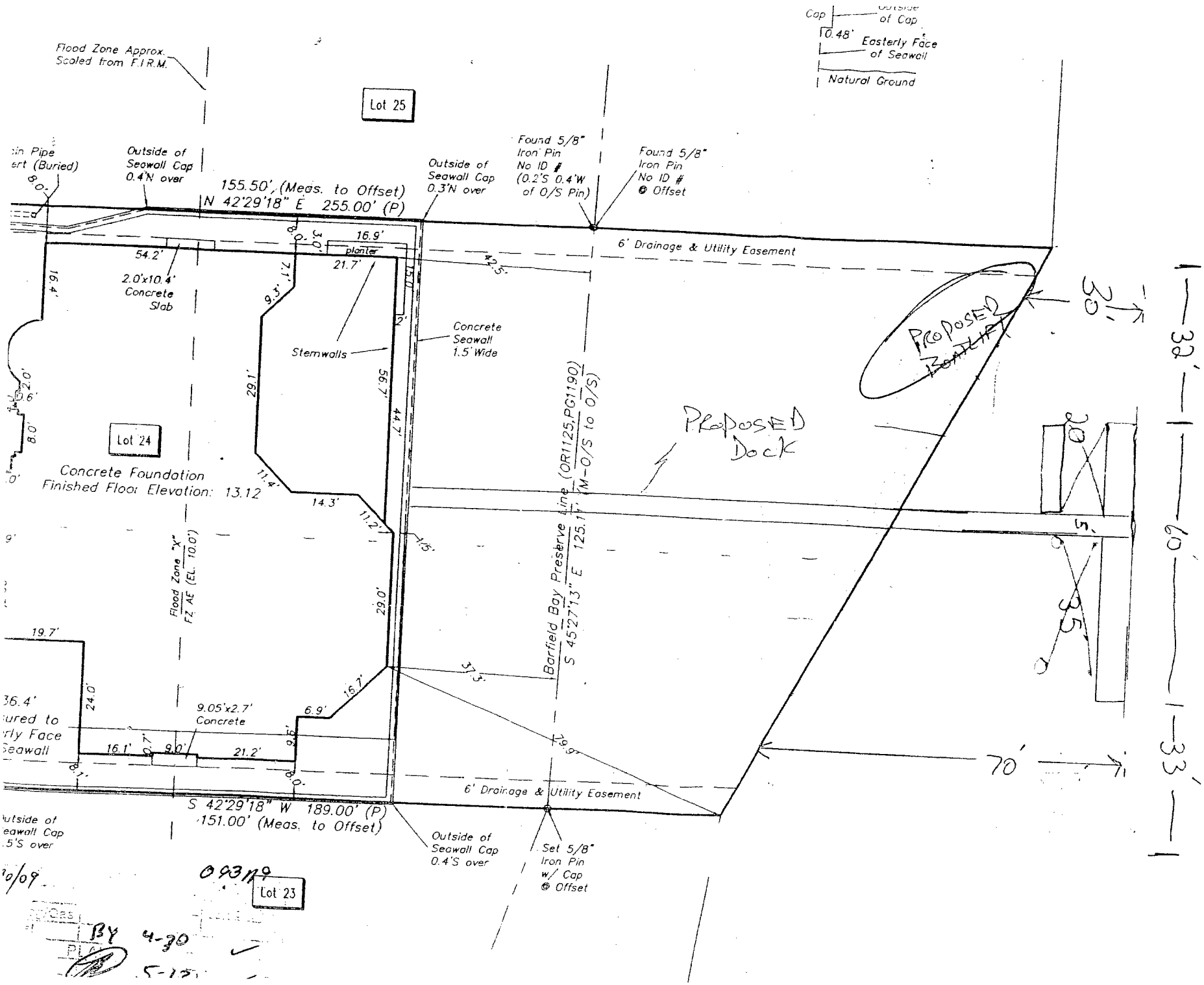
Done this **15th day of January, 2010**.

ATTEST:

Laura Litzan
City Clerk

MARCO ISLAND PLANNING BOARD
MARCO ISLAND, FLORIDA

Dr. James C. Riviere, Chairman



Flood Zone Approx. Scaled from F.I.R.M.
Lot 25
Cap
Outside of Cap
0.48'
Easterly Face of Seawall
Natural Ground
Outside of Seawall Cap 0.4'N over
155.50' (Meas. to Offset)
N 42°29'18" E 255.00' (P)
Outside of Seawall Cap 0.3'N over
Found 5/8" Iron Pin No ID # (0.2'S 0.4'W of O/S Pin)
Found 5/8" Iron Pin No ID # @ Offset
6' Drainage & Utility Easement
54.2'
2.0'x10.4' Concrete Slab
16.9'
planter
21.7'
Stemwalls
Concrete Seawall 1.5' Wide
Lot 24
Concrete Foundation
Finished Floor Elevation: 13.12
Flood Zone "X" FZ AE (EL. 10.0')
Barfield Bay Preserve Line (OR1125,PG1190)
S 45°27'13" E 125.11' (M-O/S to O/S)
PROPOSED BOATLIFT
PROPOSED DOCK
32'
60'
33'
70'
30'
35'
19.7'
24.0'
9.05'x2.7' Concrete
16.1'
9.0'
21.2'
6.9'
16.7'
37.3'
29.0'
44.7'
56.7'
29.1'
14.3'
11.4'
11.2'
9.3'
7.1'
16.4'
2.0'
8.0'
6' Drainage & Utility Easement
S 42°29'18" W 189.00' (P)
151.00' (Meas. to Offset)
Outside of Seawall Cap 0.4'S over
Set 5/8" Iron Pin w/ Cap @ Offset
Lot 23