

RESOLUTION NO. 05-12

A RESOLUTION TO ADOPT THE EVALUATION AND APPRAISAL REPORT (EAR) OF THE MARCO ISLAND COMPREHENSIVE PLAN, PREPARED PURSUANT TO CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR TRANSMITTAL OF THE REPORT TO THE DEPARTMENT OF COMMUNITY AFFAIRS IN ACCORDANCE WITH SECTION 163.3191, FLORIDA STATUTES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Marco Island, Florida adopted a legal Comprehensive Plan in January 2001 pursuant to the local government Comprehensive Planning and Land Development Regulation Act, Chapter 163, Florida Statutes; and

WHEREAS, Chapter 163, Florida Statutes, requires municipalities to periodically prepare a report that provides a review of the ability of the adopted Comprehensive Plan to respond to changes in state, regional, and local policies on planning and growth management and changing conditions and trends to ensure effective intergovernmental coordination, and to identify major issues regarding the community's achievement of its goals; and

WHEREAS, the Florida Department of Community Affairs (DCA) assigned March 1, 2005 as the applicable reporting date of the City's Evaluation and Appraisal Report by City Council; and

WHEREAS, the Marco Island Planning Board, as the local planning agency (LPA), considered the content of the proposed EAR Report at a public hearing on November 15, 2004, and upon review recommended approval of the proposed EAR Report by City Council; and

WHEREAS, City Council considered the recommended EAR Report at a public hearing on December 6, 2004, and upon review, approved the proposed EAR Report for transmittal to the Department of Community Affairs, and other review agencies for courtesy review and comment, as provided for in Chapter 163; and

WHEREAS, on January 13, 2005, the City received courtesy review comments from DCA and other reviewing agencies; and

WHEREAS, the proposed EAR Report has been modified to reflect comments from reviewing agencies; and

WHEREAS, the City Council of the City of Marco Island has reviewed the EAR Report; held an advertised public hearing, and provided for comments and public participation in accordance with the requirements of state law and the

participation and the procedures adopted for public participation in the planning process.

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

Section 1. The City Council hereby adopts the Evaluation and Appraisal Report for the City of Marco Island Comprehensive Plan.

Section 2. The City Council hereby approves transmittal of the Evaluation and Appraisal Report to the Department of Community Affairs for the purpose of a sufficiency review in accordance with Section 163.3191, Florida Statutes.

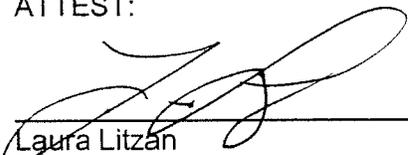
Section 3. This Resolution shall become effective immediately upon adoption.

Passed in open session of the Marco Island City Council, Marco Island, Florida, this 22<sup>nd</sup> Day of February 2005 after motion, second and majority votes.

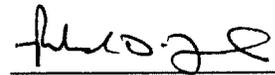
MARCO ISLAND CITY COUNCIL  
MARCO ISLAND, FLORIDA

By: Terri DiSciullo  
Terri DiSciullo, Chairwoman

ATTEST:

  
\_\_\_\_\_  
Laura Litzan  
City Clerk

Approved as to form and legality:

  
\_\_\_\_\_  
Richard D. Yovanovich  
City Attorney