

MARCO ISLAND PLANNING BOARD RESOLUTION NO. 05-__60

A RESOLUTION APPROVING PETITION NUMBER BD-05-15 FOR A 15-FOOT EXTENSION FROM THE MAXIMUM PERMITTED 20 FOOT PROTRUSION INTO THE WATERWAY TO ALLOW FOR A 35-FOOT BOAT DOCKING FACILITY ON PROPERTY LEGALLY DESCRIBED AS MARCO BEACH UNIT 13, BLOCK 419, LOT 13, 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-05-15 is a request for a private boat dock extension as defined in Section 54-115(d), Marco Island Code of Ordinances; and

WHEREAS, Petitioner Turf Tech LLC, is the owner of the following property that is the subject of the petition: Marco Beach Unit 13, Block 419, Lot 13, Collier County, Florida and the City of Marco Island; and

WHEREAS, the Petitioner's agent is Duane Thomas Marine Construction Inc.; and

WHEREAS, the Marco Island Planning Board has held a public hearing after proper notice, and considered the petition for a 15-foot extension of a boat dock from the maximum 20-foot protrusion into the waterway to allow for a 35-foot boat dock facility in a RSF-3 zoning district; 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 public meeting assembled, 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:

Petition BD-05-15 filed by Duane Thomas Marine Construction Inc., as agent for Turf Tech LLC, property owner, with respect to the following real property:

Marco Beach Unit 13, Block 419, Lot 13, Folio Number: 58116640005, Collier County, Florida

Be and the same is hereby approved for a 15-foot extension from the maximum permitted 20-foot protrusion into the waterway to allow for a 35-foot boat dock facility (as shown Exhibit "A") in the RSF-3 zoning district where in said property is located, subject to the following conditions:

1. 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.
2. 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.
3. 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.
4. 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-05-15 be recorded in the minutes of this Board and filed with the City Clerk's Office.

This resolution adopted after motion, second and majority vote.

Done this 19th day of August 2005.

MARCO ISLAND PLANNING BOARD
MARCO ISLAND, FLORIDA

By: 
Monte Lazarus, Chairman

Approved as to form and legal sufficiency:

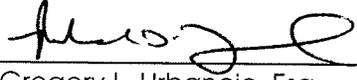

for Gregory L. Urbancic, Esq.
City Attorney

EXHIBIT A

SKETCH OF SURVEY

DESCRIPTION OF PROPERTY

LOTS 12-14, BLOCK 419 "MARCO BEACH" UNIT 13, AS RECORDED IN PLAT BOOK 6, PAGES 92 - 99 OF THE PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

NOTES

1. BEARINGS ARE BASED ON THE CENTERLINE OF COPELAND DRIVE BEING N.40°37'24"E.
2. DISTANCES ARE IN FEET AND DECIMALS THEREOF.
3. IMPROVEMENTS OTHER THAN THOSE SHOWN HAVE NOT BEEN LOCATED ON THIS SURVEY.
4. UNDERGROUND ENCROACHMENTS HAVE NOT BEEN LOCATED OR SHOWN.
5. LEGAL DESCRIPTION IS AS FURNISHED BY THE CLIENT.
6. BASIS OF ELEVATIONS: NATIONAL GEODETIC VERTICAL DATUM 1929
7. LANDS SHOWN HEREON ARE SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY OF RECORD. THIS IS NOT A CERTIFICATION OF TITLE, ZONING, SETBACKS OR FREEDOM OF ENCUMBRANCES.
8. UTILITIES AND TREES NOT LOCATED UNLESS SHOWN HEREON.
9. THERE MAY BE INFORMATION OR EVIDENCE DISCOVERED OR USED BY THE SURVEYOR THAT IS NOT SHOWN ON THIS SKETCH.
10. NO OTHER PERSON OR ENTITY MAY RELY ON THIS SURVEY. THIS SURVEY MAY NOT BE USED FOR DESIGN OR CONSTRUCTION PURPOSES WITHOUT THE EXPRESSED WRITTEN CONSENT OF THE SIGNING SURVEYOR & MAPPER.

Scott W. Alexander, P.S.M.
Florida License No. LS5802

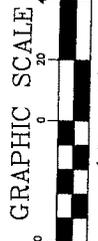
DATE OF SURVEY: APRIL 26, 2005

ADD PROP. DUCK 800 COPELAND PER CLIENT
REVISE PROP. DUCK PER CLIENT. 08/26/05

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

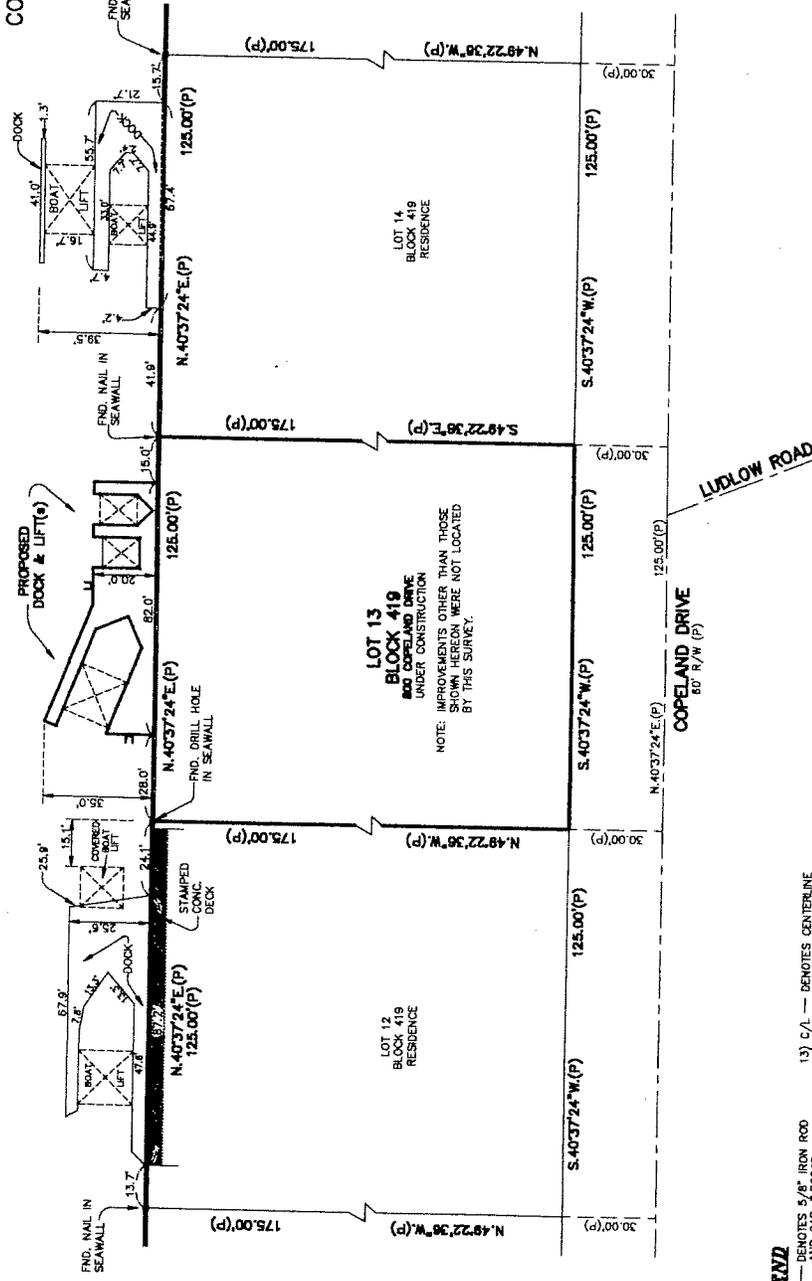
LEGEND

- 1) R/C — DENOTES 5/8" IRON ROD
- 2) R/W — DENOTES PARKER-KALON RIGHT-OF-WAY
- 3) (C) — DENOTES CALCULATED
- 4) B — DENOTES PLAT BOOK
- 5) P — DENOTES PUBLIC RECORDS
- 6) C.C.P.R. — DENOTES COLLIER COUNTY PUBLIC RECORDS
- 7) C.L. — DENOTES CHAIN LINK FENCE
- 8) C.L.F. — DENOTES CHAIN LINK FENCING UNIT
- 9) CONG. — DENOTES CONCRETE
- 10) (M) — DENOTES FIELD MEASURED
- 11) ID. — DENOTES IDENTIFICATION
- 12) PRU. — DENOTES FOUND
- 13) C/L — DENOTES CENTERLINE
- 14) P.K. — DENOTES PARKER-KALON
- 15) U/E — DENOTES UTILITY EASEMENT
- 16) U/L — DENOTES UTILITY EASEMENT
- 17) TEL — DENOTES TELEPHONE
- 18) P.F. — DENOTES POWER FASSETMENT
- 19) P.F.1 — DENOTES POWER & LIGHT
- 20) R — DENOTES RADIUS
- 21) A — DENOTES ARC LENGTH
- 22) P — DENOTES PER PLAT
- 23) (P) — DENOTES PER PLAT
- 24) C.A.T.V. — DENOTES CABLE TELEVISION BOX



THE SURVEY DEPICTED HEREON IS NOT COVERED BY PROFESSIONAL LIABILITY INSURANCE. ADDITIONAL DELETIONS TO SURVEY MAPS OR REPORTS IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.

COPELAND WATERWAY



BOUNDARY SURVEY

Duane Thomas
Marine Construction

FOR: *Marco Island Land Surveying and Mappers*
 SCALE: 1" = 40'
 DRAWING DATE: 04/26/05
 DRAWN: S.V.A.
 CHECKED: S.A.
 BOOK: 207
 FILE: 80-30
 W.F. Alexander, Assoc. 4/16/4
 Marco Island, Florida 39165 (239) 398-7961
 13-419RCU13
 REV: 10/05