

RESOLUTION NO. 02-31

RELATING TO PETITION NUMBER SP-02-01
FOR SUBDIVISION PLAT APPROVAL ON PROPERTY
HEREIN DESCRIBED IN THE CITY OF MARCO ISLAND, FLORIDA

WHEREAS, City of Marco Island Ordinance 02-14 established subdivision standards and regulations providing design standards, improvement requirements, and approval procedures for subdivision plats; and

WHEREAS, on June 21, 2002, the Marco Island Planning Board unanimously approved the subject subdivision plat; and

WHEREAS, the Marco Island City Council, being the duly appointed and constituted authority for final review and approval of a Subdivision Plat, has held a public hearing after due notice and has considered the advisability of a Subdivision Plat approval for the property hereinafter described and has found that satisfactory provision and arrangements have been made concerning all applicable matters required by said regulations and in accordance with Section Five of Ordinance 02-14 thereof, and has recommended approval of said Subdivision Plat; and

WHEREAS, all interested parties have been given opportunity to be heard by this Council in public meeting assembled and the Council having considered all matters presented.

NOW, THEREFORE, BE IT RESOLVED BY THE MARCO ISLAND CITY COUNCIL that:

The petition filed by Alan Neal, of American Engineering, representing Mike Gionet, with respect to the property hereinafter described as:

Exhibit "A"

be and the same for which the Subdivision Plat referenced as Exhibit "B" is hereby approved subject to the following conditions:

1. The "Otter" shell walls occurring across the northern and western parts of the parcel shall be preserved by a conservation easement as part of the proposed development.
2. Development of the parcel will require monitoring by an archaeologist during ground clearing, exotic plant removal and construction excavation including all foundations, utility lines and services, septic trenches, and swimming pools. If a historical or archaeological artifact is found, all

development within the minimum area necessary to protect the discovery shall be immediately stopped and the Marco Island Code Enforcement Department contacted.

3. Monitoring may need to be augmented with additional archaeological excavations if the significant elements of the site are affected by development.
4. The shell wall easement as provided on the plat shall be preserved and not bisected for ingress/egress purposes. Ingress/egress to lot 1 shall be provided through lot 2. A note shall be provided on the subject plat that an easement exists for ingress/egress purposes.
5. The "Otter" outhouse should be donated to the Marco Island Historical Society, as they have expressed interest in preserving it.
6. The portions of the "Otter" shell wall located within the Addison Court right-of-way shall be preserved during all construction related activities located on and off-site.

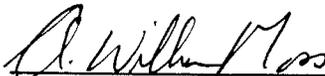
BE IT FURTHER RESOLVED that this Resolution relating to Petition Number SP-02-01 be recorded in the City Council minutes and filed with the Marco Island City Clerk's Office.

Passed in open and regular session of the City Council of the City of Marco Island, Florida this 7th day of October, 2002.

DATED: October 7, 2002

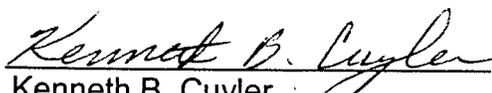
ATTEST:

CITY OF MARCO ISLAND


A. William Moss
City Manager/City Clerk


E. Glenn Tucker, Chairman

Approved as to form and legality:


Kenneth B. Cuyler
City Attorney

PROPERTY DESCRIPTION

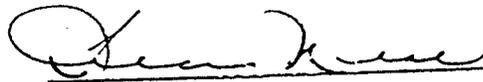
BEING A PARCEL OF LAND THAT IS LYING WITHIN SECTION 21, TOWNSHIP 52 SOUTH, RANGE 26 EAST, CITY OF MARCO ISLAND, COLLIER COUNTY, FLORIDA AND WHICH IS MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY LINE OF ADDISON COURT (A 60' ROADWAY) AND THE WEST LINE OF LOTS 11 AND 10, BLOCK 406, PLAT OF "MARCO BEACH UNIT THIRTEEN", AS RECORDED IN PLAT BOOK 9 PAGES 92 THROUGH 99 AT THE OFFICE OF PUBLIC RECORD FOR COLLIER COUNTY, FLORIDA; THENCE SOUTH 1 DEGREE 49 MINUTES 13 SECONDS EAST ALONG SAID WEST LINE, A DISTANCE OF 210.12 FEET; THENCE SOUTH 88 DEGREES 07 MINUTES 02 SECONDS WEST, A DISTANCE OF 369.01 FEET TO THE INTERSECTION OF THE EAST LINE OF LOTS 2 AND 1, BLOCK 407 OF THE ABOVE MENTIONED PLAT; THENCE NORTH 1 DEGREE 48 MINUTES 57 SECONDS WEST ALONG SAID EAST LINE, A DISTANCE OF 210.27 FEET TO THE INTERSECTION OF SAID SOUTH RIGHT-OF-WAY LINE; THENCE NORTH 88 DEGREES 08 MINUTES 27 SECONDS EAST ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 368.99 FEET TO THE POINT OF BEGINNING; SAID DESCRIBED TRACT CONTAINING 1.78 ACRES, MORE OR LESS.

SUBJECT TO ANY EASEMENTS, RESTRICTIONS AND/OR ENCUMBRANCES OF RECORD.

THE BEARINGS USED FOR THIS DESCRIPTION ARE BASED UPON AN ASSUMED BEARING OF NORTH 88 DEGREES 08 MINUTES 27 SECONDS EAST FOR THE CENTERLINE OF THE ABOVE MENTIONED ADDISON COURT.

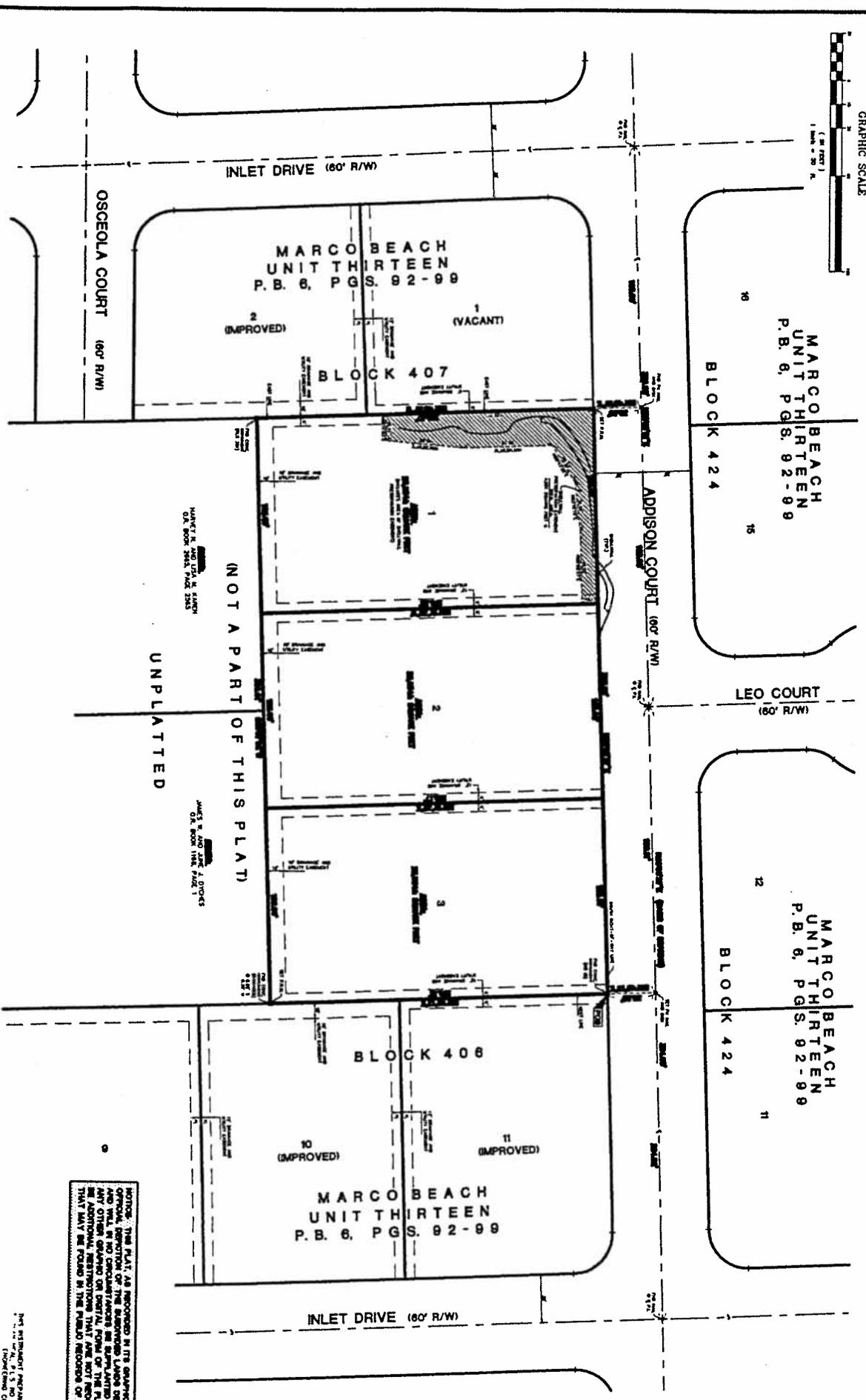
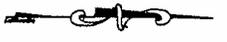
PREPARED BY:
AMERICAN ENGINEERING CONSULTANTS, INC.

 01/10/02

T. ALAN NEAL
PROFESSIONAL SURVEYOR AND MAPPER
STATE OF FLORIDA REG. #4656

ADDISON ESTATES

A SUBDIVISION OF A PORTION OF
SECTION 21, TOWNSHIP 52 SOUTH, RANGE 26 EAST
COLLIER COUNTY, FLORIDA



NOTICE: THIS PLAT, AS RECORDED IN ITS SHOWN FORM, IS THE OFFICIAL, DEFINITIVE AND UNALTERED RECORD OF THE SUBDIVISION AND OF THE LOTS, BLOCKS AND STREETS THEREIN. ANY OTHER VERSIONS OR REVISIONS OF THIS PLAT, WHETHER MADE BY HAND OR BY MEANS OF ANY MECHANICAL OR ELECTRONIC DEVICE, ARE HEREBY REJECTED AND WILL NOT BE CONSIDERED VALID UNLESS THEY ARE APPROVED BY THE COUNTY CLERK OF COLLIER COUNTY, FLORIDA. ANY DISCREPANCIES BETWEEN THIS PLAT AND ANY OTHER RECORDS OF THE COUNTY CLERK OF COLLIER COUNTY, FLORIDA, SHALL BE DEEMED TO BE IN FAVOR OF THIS PLAT.

