

MARCO ISLAND CITY COUNCIL RESOLUTION NO. 01-26

RELATING TO PETITION NUMBER V-01-05 FOR A VARIANCE ON PROPERTY  
HEREINAFTER DESCRIBED IN THE CITY OF MARCO ISLAND, FLORIDA

WHEREAS, the Legislature of the State of Florida established the Charter of the City of Marco Island in Chapter 97-367, Laws of Florida ("City Charter"); and

WHEREAS, the City Charter provides that the Collier County Land Development Code in effect on August 28, 1997 ("Regulations") shall remain in effect as the City of Marco Island's transitional land development regulations; and

WHEREAS, the Marco Island Planning Board held a public hearing on June 7, 2001 after proper notice as provided in said Regulations, and voted 6-0 to recommend approval of Petition V-01-05 to the City Council with the stipulations contained in this resolution; and

WHEREAS, the Marco Island City Council is acting as the Board of Zoning Appeals; and

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WHEREAS, City Council, as the Board of Zoning Appeals, has held a public hearing after proper notice as provided in said Regulations was made, and has considered the advisability of a 1.65-foot variance from the required 8-foot side yard setback for an existing screen enclosure and wood deck as shown on the attached site plan, Exhibit "A", for the property hereinafter described, and has found as a matter of fact that satisfactory provision and arrangement have been made concerning all applicable matters required by said regulations and in accordance with Section 2.7.5 of the Zoning Regulations of said Land Development Code for the City of Marco Island.

WHEREAS, all interested parties have been given 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 MARCO ISLAND CITY COUNCIL that:

The petition filed by Berry & Greusel, Attorneys at Law, representing Charles W. and Grace L. Simpson, property owners, with respect to the property herein described as 1680

Ludlow Road, further described as Marco Beach Unit 13, Block 421, Lot 5, Collier County, Florida and the City of Marco Island, is hereby approved.

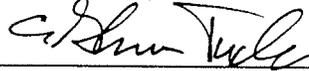
The subject variance authorizes a 1.65-foot reduction from the required side yard setback of 8 feet for an existing screen enclosure and wood deck as shown on the attached site plan, Exhibit "A", of the RSF-3 zoning district wherein said property is located.

BE IT FURTHER RESOLVED that this Resolution relating to Petition Number V-01-05 be recorded in the Minutes of this Board and filed with the Marco Island City Clerk's Office.

This Resolution adopted after motion, second, and majority vote.

Done this 16<sup>th</sup> day of July 2001.

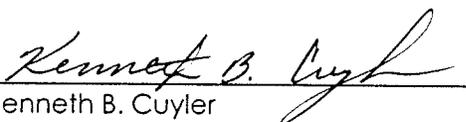
MARCO ISLAND CITY COUNCIL  
MARCO ISLAND, FLORIDA

By:   
E. Glenn Tucker, Chairman

ATTEST:

  
A. William Moss  
City Manager/City Clerk

Approved as to form and legality:

  
Kenneth B. Cuyler  
City Attorney

# Exhibit "A"

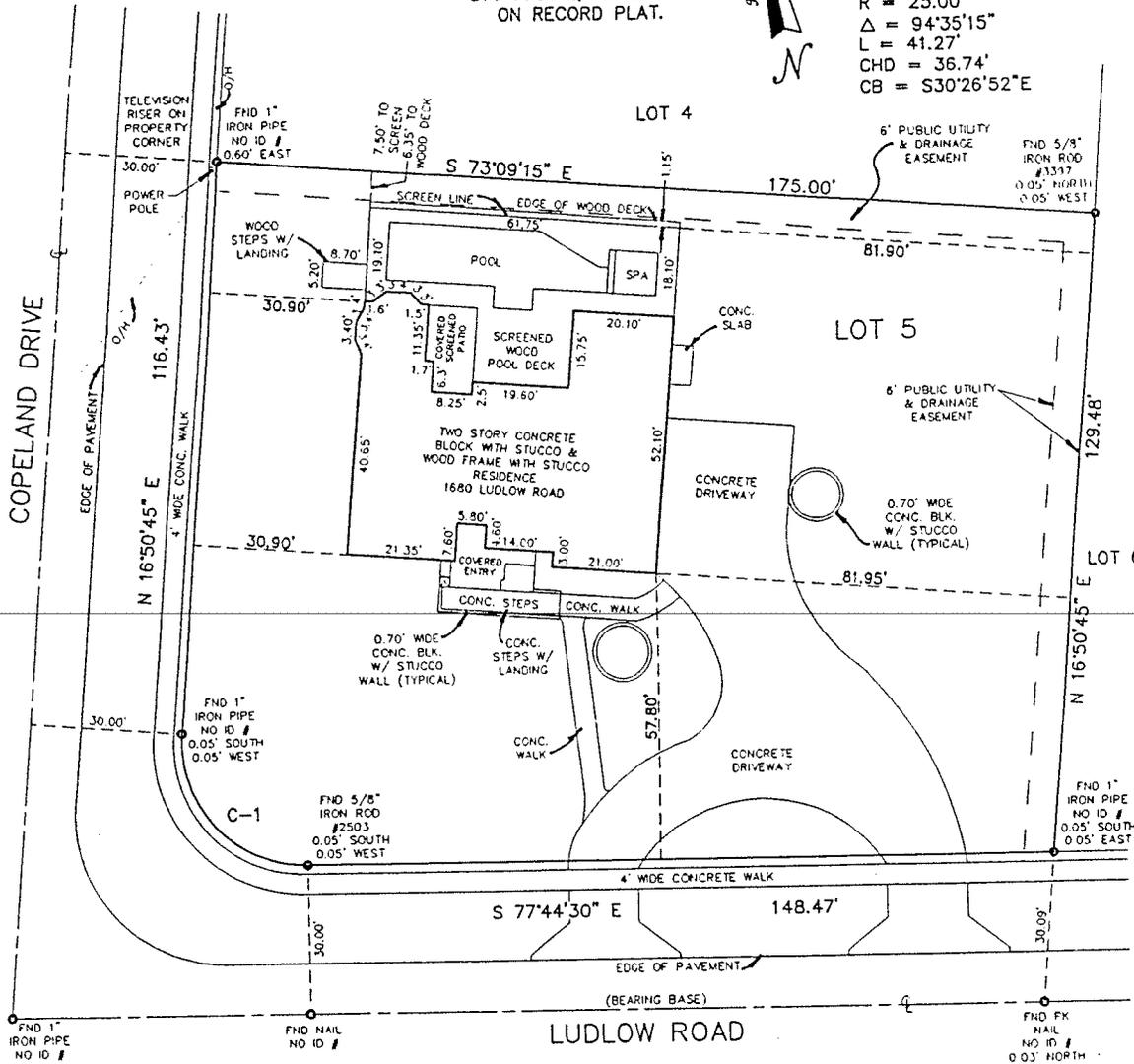
PLAT OF SURVEY CERTIFIED CORRECT TO:  
 Chuck and Grace Simpson; PNC Mortgage, its successors and/or assigns; First Title & Abstract, Inc. and Chicago Title Insurance Company.

DESCRIPTION (FURNISHED BY CLIENT):  
 LOT 5, BLOCK 421, MARCO BEACH, UNIT THIRTEEN, according to the plat thereof, as recorded in Plat Book 6, Pages 92 through 99, Public Records of Collier County, Florida.

BEARINGS SHOWN HEREON  
 ARE BASED ON THE  
 CENTERLINE OF LUDLOW  
 ROAD AS BEING  
 S77°44'30"E, AS SHOWN  
 ON RECORD PLAT.



C-1  
 R = 25.00'  
 $\Delta$  = 94°35'15"  
 L = 41.27'  
 CHD = 36.74'  
 CB = S30°26'52"E



NOTICE: This "Plat of Survey" represents deed and/or platted boundary lines and does not constitute ownership lines.  
 WARNING: This "Plat of Survey" is not intended to be used for architectural and/or construction purposes without the written consent of the signing Professional Surveyor and Mapper.  
 NOTICE: There may be additional restrictions that are not recorded on this Plat of Survey that may be found in the Public Records of this County. (Setbacks, Easements & other Restrictions)  
 NOTES: \*\* This Survey is subject to any facts that may be disclosed by a full and accurate Title Search. \*\*  
 \*\* Zoning of this property has not been determined by this "Plat of Survey". \*\*  
 \*\* Elevation(s) shown hereon (if any) in non-flood zone areas (no base 100 year flood elevation established by F.E.M.A.) are based on an assumed elevation datum not related to mean sea level. \*\*  
 \*\* Accuracy of the record plat boundary was not determined by this plat of survey. \*\*  
 \*\* In some cases, the remainder portions of parcels and/or lots are too cumbersome or too large to show all dimensions and directions. \*\*  
 \*\* Coastal Construction Control line has not been located unless otherwise shown as requested by the client. \*\*  
 \*\* Utilities and other services within right-of-ways and/or easements are not located except as shown unless specifically requested by the client. \*\*  
 \*\* Symbols shown hereon representing utilities, services, fences, or other physical features are not necessary to scale. \*\*  
 \*\* Elevations shown hereon (if any) are based on National Geodetic Vertical Control Datum (N.G.V.D. 29). \*\*  
 \*\* Ties shown hereon are to the Platted or Described Boundary Lines. \*\*  
 \*\* No underground foundations or loadings (loaders) have been located except as shown. \*\*  
 \*\* No underground installations or improvements have been located except as shown. \*\*  
 • INDICATES A 1/2" IRON ROD L.B. #6355 (UNLESS OTHERWISE NOTED)

FOR: CHUCK & GRACE SIMPSON		LEGEND		BOUNDARY SURVEY	
ACTION SURVEYS		ASPH = ASPHALT    A/C = AIR CONDITIONER ADDN = ADDITION    ALUM = ALUMINUM BLK = BLOCK    B.M. = BENCHMARK CALC. = CALCULATED    CONC. = CONCRETE C.L.F. = CHAIN LINK FENCE    C.L. = CENTERLINE C.M. = CONCRETE MORTMENT    # = NUMBER C.S. = CONCRETE SLAB/STOOP    DR. = DRIVE ENCR. = ENCRANCHING (MENT)    FLR. = FLOOR ESMT. = EASEMENT    FND. = FOUNDATION ELEV. = ELEVATION    I.R. = IRON ROD I.P. = IRON PIPE    O/H = OVER HEAD MEAS. = MEASURED    O.R. = OFFICIAL RECORD M.S.B. = METAL STORAGE BUILDING    * = AND N.R. = NOT RADIAL    N&D = NAIL AND DISK P.C. = POINT OF CURVE    P.L. = PROPERTY LINE P.O.B. = POINT OF BEGINNING    RAD. = RADIAL REC. = RECOVERED    RES. = RESIDENCE R/O.W. = RIGHT-OF-WAY    SCR. = SCREENED TYP. = TYPICAL    W/ = WITH    WK. = WALK W.F.S.B. = WOOD FRAME STORAGE BUILDING W.F. = WOOD FRAME    W/W = WINDHALL W.P.F. = WOOD PRIVACY FENCE    W.D. = WOOD E = EAST    W = WEST    N = NORTH    S = SOUTH R = RADIUS $\Delta$ = DELTA OR CENTRAL ANGLE L = LENGTH OF ARC T = TANGENT    T/BRC = TANGENT BEARING CHD = CHORD    C.B. = CHORD BEARING		CERTIFICATIONS SUBJECT TO NOTES AND NOTATIONS SHOWN ON THIS PLAT OF SURVEY. FLOOD CERTIFICATION FOR BUILDING SITE BASED ON THE NATIONAL FLOOD INSURANCE PROGRAM "F.I.R.M." MAP FLOOD ZONE <u>X</u> DATED <u>07/20/98</u> COMMUNITY-PANEL # <u>120426-0512E</u> The Base 100 Year Flood Elevation is <u>N/A</u> (Mean Sea Level)	
DATE	TYPE OF SURVEY	THIS CERTIFIES THAT A SURVEY WAS MADE OF THE PROPERTY DESCRIBED HEREON UNDER MY SUPERVISION AND IS A CORRECT REPRESENTATION THEREOF. I FURTHER CERTIFY THAT THIS PLAT OF SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF LAND SURVEYORS PURSUANT TO ADMINISTRATIVE CODE CHAPTER 61C17 AND SECTION 472.027 OF THE FLORIDA STATUTES.			
01/11/01	BOUNDARY SURVEY	John Genevino    Date: 01/12/01 PROFESSIONAL SURVEYOR AND MAPPER #4085 NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL PAID SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER			
SCALE 1" = 30'	PROJECT # 99-0107B				