

MARCO ISLAND CITY COUNCIL RESOLUTION NO. 01-22

RELATING TO PETITION NUMBER BD-01-06 FOR AN EXTENSION OF A BOAT DOCK ON PROPERTY HEREINAFTER DESCRIBED IN 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 of Marco Island has adopted Ordinance 00-04 which regulates the requirements for boat docking facilities on Marco Island; and

WHEREAS, the Marco Island Planning Board conducted a public hearing on April 6, 2001 to consider the advisability of a 10-foot extension of a boat dock from the permitted 20 feet to allow for a 30-foot boat dock facility (as shown Exhibit "A") in a C-5 zone for the property hereinafter described, and voted 7-0 to recommend that the Marco Island City Council approve the requested boat dock extension; and

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

WHEREAS, the Marco Island City Council has held a public hearing and has considered the advisability of a 10-foot extension of a boat dock from the permitted 20 feet to allow for a 30-foot boat dock facility (as shown Exhibit "A") in a C-5 zone 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 CITY OF MARCO ISLAND CITY COUNCIL that:

The petition filed by Lisa Smith as agent for Achim Martin, property owner, with respect to the property hereinafter described as:

1145 Kerr Court, which is legally, described as Collier City, North 50 feet of the South 120 feet parcel designated as Doxsee property not included in plat, Collier County, and the City of Marco Island, Florida

Be and the same is hereby approved for a 10-foot extension of a boat dock from the permitted 20 feet to allow for a 30-foot boat dock facility (as shown Exhibit "A") in a C-5 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. Permits or letters of exemption from the U.S. Army Corps of Engineers and the Florida Department of Environmental Protection shall be presented prior to the issuance of a building permit.
3. If applicable, any exotic vegetation as defined in Section 3.9.6.4.1 of the Land Development Code shall be removed from the site and the property shall be maintained exotic free in perpetuity.
4. Any outside lighting on the boat docking facility will comply with Ordinance 99-7.

BE IT FURTHER RESOLVED that this Resolution relating to Petition Number BD-01-06 be recorded in the minutes of this Board and filed with the City Clerk's Office.

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This resolution adopted after motion, second and majority vote.

Done this 4<sup>th</sup> day of June 2001.

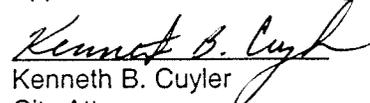
MARCO ISLAND CITY COUNCIL  
MARCO ISLAND, FLORIDA

By:   
E. Glenn Tucker, Chairman

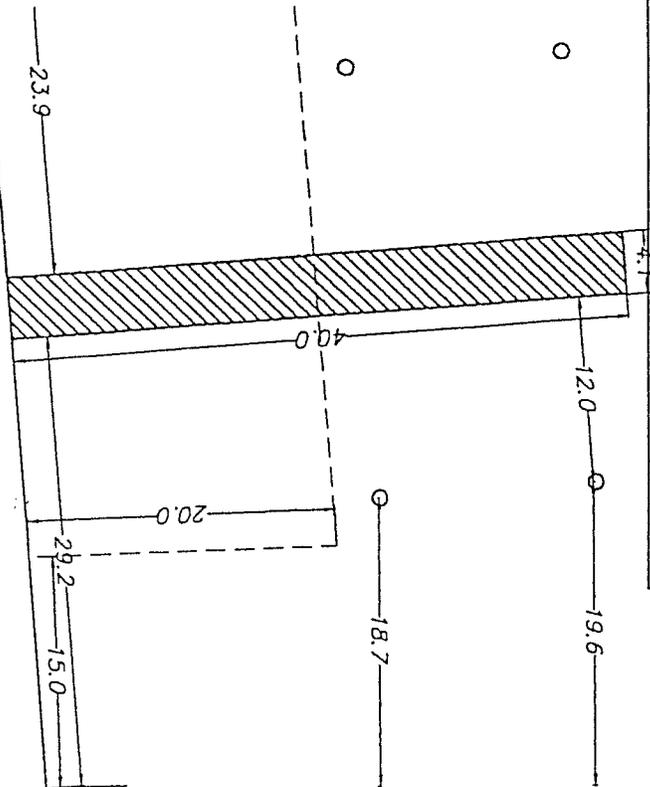
ATTEST:

  
A. William Moss  
City Manager/City Clerk

Approved as to form and legality:

  
Kenneth B. Cuyler  
City Attorney

APPROXIMATE M.H.W  
LINE



TOTAL PROTRUSION 30'  
MIN SET BACK REQUIREMENTS MET

ACHIM MARTIN  
PROPERTY OWNER  
SUBJECT PROPERTY

