

MARCO ISLAND CITY COUNCIL RESOLUTION NO. 01-19

RELATING TO PETITION NUMBER BD-01-09 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 Board of Zoning Appeals is responsible for reviewing and finally approving private boat dock extensions on multi-family properties; and

WHEREAS, the City Charter provides that the City Council shall serve as the Board of Zoning Appeals; and

WHEREAS, Petition BD-01-09 is a request for a private boat dock extension on a multi-family property as defined in Ordinance 98-1; 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 20, 2001 to consider the advisability of a 10-foot extension of a boat dock from the permitted 20 feet to allow for the construction of a 30-foot boat dock facility (as shown in Exhibit A) in a RMF-16 zone and voted 6-0 to recommend that the Marco Island City Council approve the requested extension; and

WHEREAS, the Marco Island City Council, being the duly constituted Board of Zoning Appeals for the area hereby affected, has held a public hearing after proper notice as provided in said Regulations was made, and has considered the advisability of a 10-foot extension of a boat dock from the permitted 20 feet to allow for the construction of a 30-foot boat dock facility (as shown in Exhibit A) in a RMF-16 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 Ordinance 00-04; and

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

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MARCO ISLAND CITY COUNCIL of the City of Marco Island, Florida that:

The petition filed by Jerry Neal, representing Vantage Point Condominium, with respect to the property hereinafter described as:

Vantage Point Condominium, located on Panama Court, Collier County, Florida and the City of Marco Island Marco Island

Be and the same is hereby approved for a 10-foot extension of a boat dock from the permitted 20 feet to allow for the construction of a 30-foot boat dock facility (as shown in Exhibit A) in the RMF-16 zoning district where in said property is located, subject to the following conditions:

1. Protrusion of the boat docking facility and moored vessels on the Huron Waterway is limited to 30 feet, as measured from the seawall.
2. Protrusion of the boat docking facility and moored vessels on the 100' ends within more than one waterway is limited to 30 feet, as measured from the seawall.
3. Protrusion of the boat docking facility and moored vessels on the Panama Waterway is limited to 30 feet, as measured from the seawall.
4. Protrusion of the boat docking facility and moored vessels on the Swallow Waterway is limited to 25 feet, as measured from the seawall.
5. All docks on the Panama Waterway will remain 30' from the seawall
6. The boat docking facility is for the use of property owners and residents of Vantage Point Condominium only. Slips may not be rented to other parties.
7. 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.
8. In order to address the protection of manatees, one (1) "Manatee Alert" sign shall be permanently affixed to a piling at this facility and shall be visible from the waterway.

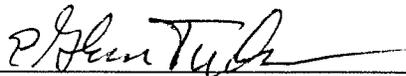
9. All exotic vegetation as defined in Section 3.9.6.4.1 of the LDC, shall be removed from the site and the property shall be maintained exotic free in perpetuity.
10. Any outside lighting on the boat docking facility will comply with Ordinance 99-7

BE IT FURTHER RESOLVED that this Resolution relating to Petition Number BD-01-09 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 7th day of May, 2001.

MARCO ISLAND CITY COUNCIL
MARCO ISLAND, FLORIDA

By: 
E. Glenn Tucker, Chairman

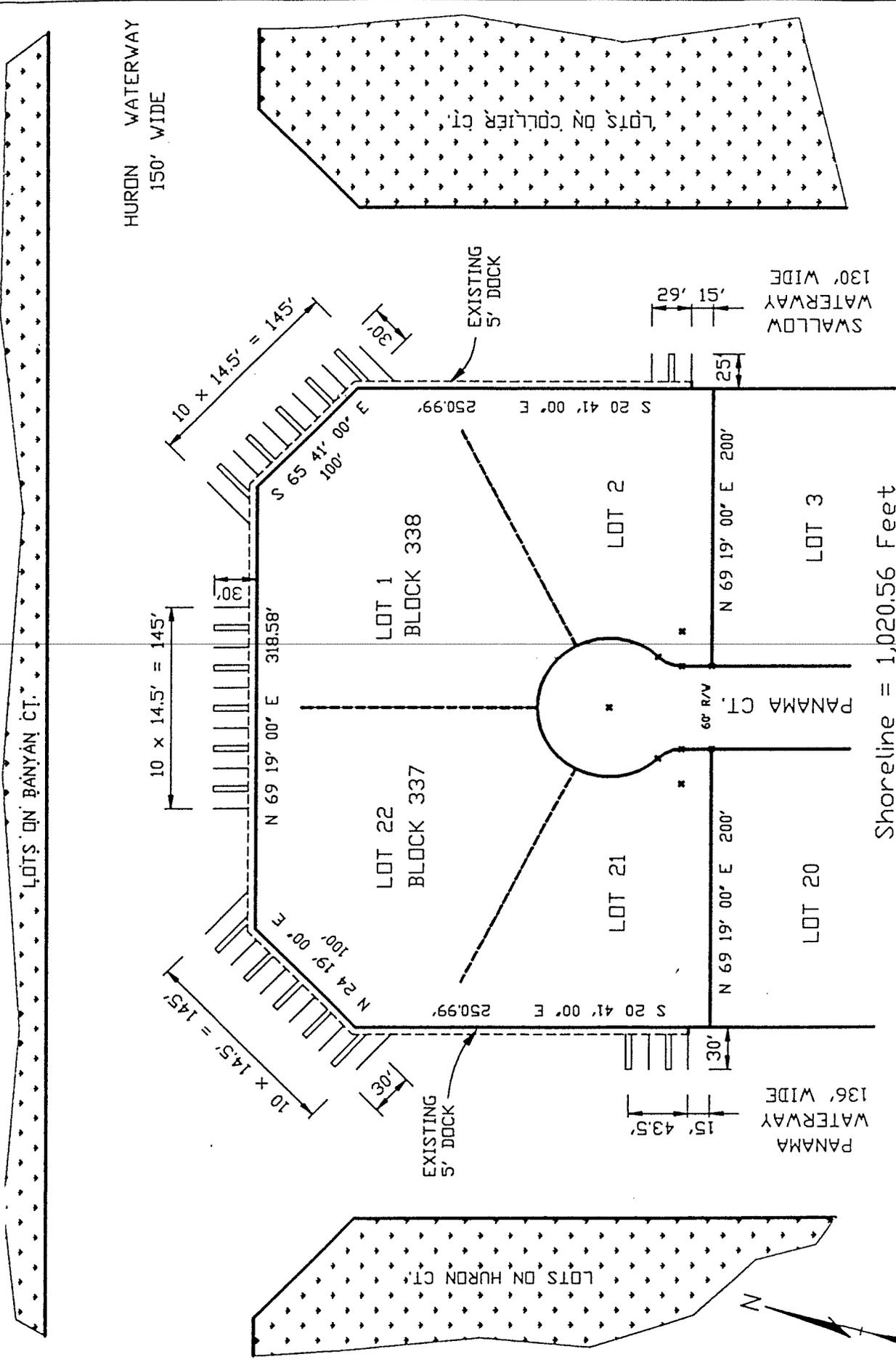
Attest:


A. William Moss
City Manager/City Clerk

Approved as to Form and legality:


Kenneth B. Cuyler
City Attorney

EXHIBIT A



Shoreline = 1,020.56 Feet
Proposed 35-90° Slips

**BOAT SLIP SITE PLAN
VANTAGE POINT CONDO**

Scale: 1" = 100'
REVISED 4-20-01

PURSE
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