

**MARCO ISLAND CITY COUNCIL RESOLUTION NO. 00- 01**

**RELATING TO PETITION NUMBER V-99-10  
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 City Council is acting as the Board of Zoning Appeals; and

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 2.5 foot after-the-fact variance from the required rear yard setback of ten (10) feet to seven and one-half (7.5) feet for an existing screen enclosure as shown on the attached plan Exhibit “A” in a RSF-4-MIZO 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 MARCO ISLAND CITY COUNCIL ACTING AS THE BOARD OF ZONING APPEALS, that:**

The petition V-99-10, filed by Craig R. Woodward representing Joseph S. Chrustek with respect to the property herein described as 340 Regatta Street, further described as Lot 13, Block 288, Marco Beach Unit 8, Section 16, Township 52 South, Range 26 East, City of Marco Island, Florida. The same is hereby approved for the subject after-the-fact variance from the required rear yard setback of ten (10) feet to seven and one-half (7.5) feet as shown on the attached plot plan, Exhibit “A”, of the RSF-4-MIZO zoning district wherein said property is located.

**BE IT FURTHER RESOLVED** that this Resolution relating to Petition Number V-99-10 be recorded in the Minutes of this Board and filed with the Marco Island City Clerk’s Office.

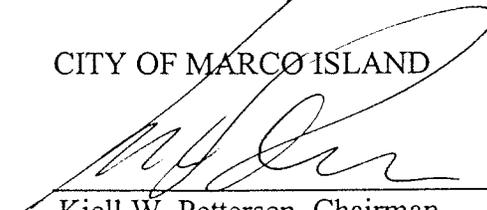
Passed in open and regular session of the City Council of the City of Marco Island, this 3rd day of January, 2000.

DATED: January 3, 2000

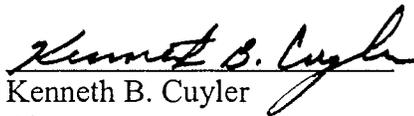
ATTEST:

  
A. William Moss  
City Manager/City Clerk

CITY OF MARCO ISLAND

  
Kjell W. Pettersen, Chairman

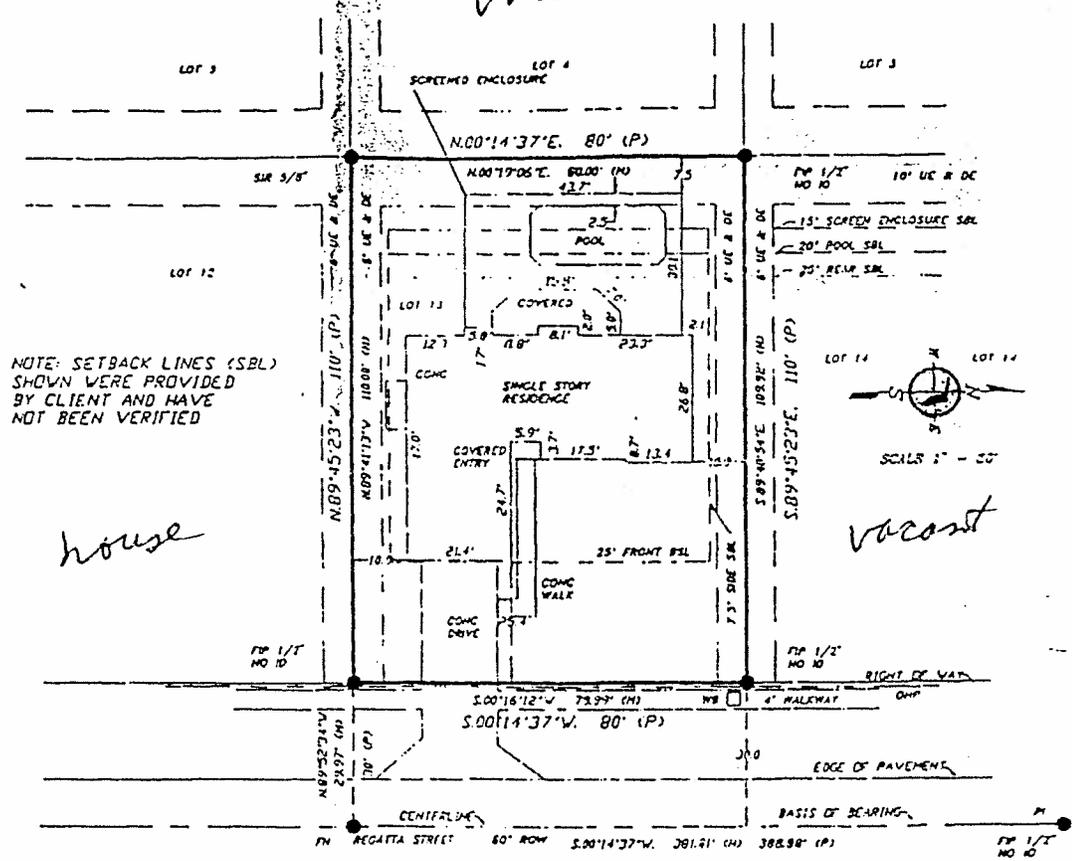
Approved as to form and legality:

  
Kenneth B. Cuyler  
City Attorney

**SURVEY SKETCH OF BOUNDARY SURVEY**  
**NOT FOR CONSTRUCTION**  
**NOT FOR DESIGN**

STREET ADDRESS:  
 340 REGATTA STREET  
 MARCO ISLAND, FLORIDA

NOTE: SUBJECT PROPERTY  
 IS ON CENTRAL WATER



**LEGAL DESCRIPTION :**

LOT 13, BLOCK 288, MARCO BEACH, UNIT 2, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 6, PAGES 63 THROUGH 69, INCLUSIVE, OF THE PUBLIC RECORD OF COLLIER COUNTY, FLORIDA.

**CERTIFIED TO :**

THOMAS G. METTS,  
 NATIONALSBANK, N. A.;  
 FREDERICK C. KRAHER;  
 FIDELITY NATIONAL TITLE INSURANCE COMPANY

FLOOD ZONE : "AE" ELEV. 10'  
 COMMUNITY PANEL 120087-C012E  
 DATED : 02-18-95  
 (FLOOD ZONE "B", "C", "D", & "X" ARE NOT IN DESIGNATED FLOOD HAZARD ZONE AREA)

**CERTIFICATION :**

I CERTIFY THAT THIS SURVEY WAS MADE UNDER MY DIRECTION AND THAT IT MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE BOARD OF PROFESSIONAL LAND SURVEYORS AND MAPPERS IN CHAPTER 61G17-5, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

NOTE:  
 IN COMPLIANCE WITH F.A.C. 61G17-5.003(5)(e) (IF LOCATION OF CASEMENTS OR RIGHT-OF-WAY OF RECORD OTHER THAN THOSE ON RECORD PLAT IS REQUIRED, THIS INFORMATION MUST BE FURNISHED TO THE SURVEYOR AND MADE AVAILABLE TO THE PUBLIC.)  
 NOTE: FENCES BEHINDER ON OR OFF LINE (APPROXIMATE LOCATION ONLY)

BY *[Signature]* SURVEY DATE : 6-28-99

CLINTON W. FINSTAD, PLS #2450    JEFFERY H. HILLGROSS, PLS #1400    IRLAND F. DYSARD, PLS #3859  
 MARY E. FINSTAD, PSM #5901    KENNETH W. SMITH, PSM #5744    STEPHEN MACDONALD, PLS #4001  
 LELAND E. BEDWELL, PSM #5884    C. DREW BRANCH, PSM #5542

NOT A CERTIFICATION OF TITLE, ZONING, EASEMENTS OR FREEDOM OF ENCUMBRANCES  
 NOT VALID WITHOUT SURVEYOR'S SIGNATURE AND EMBOSSED SEAL  
 SURVEY IS VALID FOR 90 DAYS. PLEASE REFER TO REVERSE SIDE FOR GENERAL NOTES & ABBREVIATIONS

F.L.A. SURVEYS CORP. PROFESSIONAL LAND SURVEYORS & MAPPERS - IB 6569		4760 N TAMiami TRAIL SIF 22 NAPLES, FLORIDA 34103 941-643-2822 FAX 643-3593 12730 NEW BRITANNY BLVD FT. MYERS, FLORIDA 33907 941-275-8660 FAX 275-3367	REVISION PROJECT 99-11193
DRAWN BY: SJ	CHECKED BY:		

EXHIBIT "A"



Naples Daily News  
Naples, FL 34102

Affidavit of Publication  
Naples Daily News

CITY OF MARCO ISLAND  
ATT: DEE PHILLIPS  
950 N COLLIER BLVD #308  
MARCO ISLAND FL 34145

REFERENCE: 054361  
57977530 V-99-10 PUBLIC HEARI

State of Florida  
County of Collier

Before the undersigned authority, personally appeared B. Lamb, who on oath says that she serves as the Assistant Corporate Secretary of the Naples Daily News, a daily newspaper published at Naples, in Collier County, Florida: that the attached copy of advertising was published in said newspaper on dates listed.

Affiant further says that the said Naples Daily News is a newspaper published at Naples, in said Collier County, Florida, and that the said newspaper has heretofore been continuously published in said Collier County, Florida, each day and has been entered as second class mail matter at the post office in Naples, in said Collier County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or coporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

PUBLISHED ON: 12/10

AD SPACE: 40.000 INCH  
FILED ON: 12/10/99

Signature of Affiant \_\_\_\_\_

Sworn to and Subscribed before me this 10 day of Dec 1999

Personally known by me \_\_\_\_\_

V-99-10  
PUBLIC HEARING  
CITY OF  
MARCO ISLAND  
The City Council of Marco Island, meeting in regular session at 6:00 p.m. on January 3, 2000, at the Frank E. Mackle Jr. Community Park, 1361 Andalusia Terrace, Marco Island, Florida, will conduct a public hearing in regard to the following petition:  
Petition V-99-10 Variance. Craig R. Woodward of Woodward, Pires & Lombardo, P.A. representing Joseph S. Chrusiek requesting a 2.5 foot after-the-fact variance from the required rear yard setback of 10.0 feet to 7.5 feet for an existing screen enclosure for property located at 340 Regatta Street, Lot 13, Block 288, Marco Beach Unit 8, Section 16, Township 52 South, Range 26 East, City of Marco Island, Florida.  
Members of the public are invited to make oral or written comments in regards to these public petitions.  
Dec. 10 No. 1525215



Susan D Flora  
My Commission CC581717  
Expires Dec. 10, 2000