

**CITY OF MARCO ISLAND  
ORDINANCE NO. 99- 15**

AN ORDINANCE AMENDING SECTION 1.19.1 OF ORDINANCE NUMBER 91-102, THE COLLIER COUNTY LAND DEVELOPMENT CODE IN EFFECT ON AUGUST 28, 1997, WHICH IS THE LAND DEVELOPMENT CODE FOR THE CITY OF MARCO ISLAND; PROVIDING FOR UP TO TWELVE AMENDMENTS TO THE LAND DEVELOPMENT CODE PER CALENDAR YEAR; PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, pursuant to Section 7.03 of the City Charter, the Collier County Land Development Code in effect on August 28, 1997, constitutes the land development regulations of the City of Marco Island (the "LDC") until changed by the City Council of Marco Island; and

**WHEREAS**, Section 1.19.1 of the LDC contains a restriction that the LDC may not be amended more than two times during a calendar year; and

**WHEREAS**, the amendment restriction contained in Section 1.19.1 of the LDC unduly restricts the ability of the City of Marco Island (the "City") to enact code amendments in a timely manner; and

**WHEREAS**, the City desires to amend the restriction contained in Section 1.19.1 of the LDC to permit up to twelve (12) amendments to the LDC during any calendar year.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA, THAT:**

**SECTION ONE:** Section 1.19.1 of Ordinance No. 91-102, the Collier County Land Development Code in effect August 28, 1997, which is the Land Development Code for the City of Marco Island, is hereby amended as follows:

**Sec. 1.19.1. Timing.**

Amendments to this code may be made not more than ~~two~~ twelve times during any calendar year as scheduled by the county manager, except:

- 1.19.1.1. Any amendments to the Collier County official zoning atlas may be made more often than ~~twice~~ twelve times during the calendar year.
- 1.19.1.2. Any amendments to the Access Management Plan maps (Appendix V) may be made more often than ~~twice~~ twelve times during the calendar year if related to, and if submitted and reviewed in conjunction with submittal and review of, the following types of development orders: Rezoning, PUD amendment, Development of Regional Impact (DRI) approval, DRI amendment, Conditional Use, Site Development Plan (SDP) approval, SDP amendment, subdivision approval (including plats, plans, and amendments), construction approval for infrastructure (including water, sewer, grading, paving), and Building Permit (for single family dwelling only.)
- 1.19.1.3. In the case of an emergency, amendments to this code may be made more often than ~~twice~~ twelve times during the calendar year if the additional code amendment receives the approval of all of the members of the board. For this purpose, "emergency" means any occurrence or threat thereof whether accidental or natural, caused by man, in war or peace, which results or may result in substantial injury or harm to the population or substantial damage to or loss of property or public funds.

**SECTION TWO: EFFECTIVE DATE**

This ordinance shall become effective immediately upon adoption by the City Council of Marco Island.

**PASSED IN OPEN AND REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA, THIS 6th DAY OF July, 1999.**

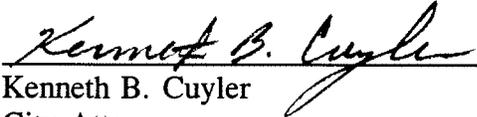
Attest:

  
A. William Moss  
City Manager

**CITY OF MARCO ISLAND**

By:   
David E. Brandt, Chairman

Approved as to form and legal  
sufficiency:

  
Kenneth B. Cuyler  
City Attorney

174331\_1.WP5

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  
57896559 91-102 SECOND READIN

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: 06/26

AD SPACE: 39.000 INCH  
FILED ON: 06/28/99

Signature of Affiant *B. Lamb*

Sworn to and Subscribed before me this 28 day of June 1999

Personally known by me *Joyce E. Blazier*



Joyce E. Blazier  
MY COMMISSION # CC702521 EXPIRES  
April 10, 2002  
BONDED THRU TROY FAIR INSURANCE, INC.

91-102  
SECOND READING  
& PUBLIC HEARING  
ORDINANCE  
CITY OF  
MARCO ISLAND  
The City Council of Marco Island, meeting in regular session at 6:00 p.m., on July 6, 1999 at the Marco Island YMCA, 101 Sand Hill Street, Marco Island, Florida will consider:  
AN ORDINANCE  
AMENDING SECTION  
1.19.1 OF ORDINANCE  
NUMBER 91-102, THE  
COLLIER COUNTY  
LAND DEVELOP-  
MENT CODE IN EF-  
FECT ON AUGUST 28,  
1997, WHICH IS THE  
LAND DEVELOP-  
MENT CODE FOR THE  
CITY OF MARCO IS-  
LAND; PROVIDING  
FOR UP TO TWELVE  
AMENDMENTS TO  
THE LAND DEVELOP-  
MENT CODE PER  
CALENDAR YEAR;  
PROVIDING AN EF-  
FECTIVE DATE.  
Members of the Public  
are invited to make oral  
or written comments in  
regards to this Ordinance.  
June 26 No. 1438111