

# REQUEST FOR CITY COUNCIL CONSIDERATION

Meeting Date: April 23, 2007

Agenda Item: 6 (B)	Prepared By: Donald R. Blalock, Jr. Date: April 10, 2007
Agenda Section: Business: Resolution – Public Hearing	
Subject: Petitions BD-07-01; Request by Breezy Point Condominium Association for a 15-foot boat dock extension for an existing boat dock facility.	Department: Community Development

## **BACKGROUND:**

Petition No. BD-07-01, Craig R. Woodward of Woodward, Pires & Lombardo, P.A., as agent for Breezy Point Condominiums, property owner, involves a request for a 15-foot boat dock extension from the maximum permitted 20 foot protrusion into the waterway to allow the existing 35-foot boat docking facility to remain. The subject property is located at 880 Huron Court, further described as Marco Beach Unit 10, Block 336, Lot 25 & Block 337, Lot 1, Collier County, Florida and the City of Marco Island.

Several months ago, City Code Compliance Officers notified the Breezy Point Condominium Association that several vessels docked at the Breezy Point docking facility were protruding past their permitted 30-foot docking limit. The Condominium Association at Breezy Point believed the original boat dock extension (BD-01-03, Resolution 01-09) as approved by City Council in 2001, permitted boat owners to dock their vessels 30 feet from the five-foot wide lay along (parallel) dock. Unfortunately, the approved boat dock extension allowed 30 feet from the seawall, not from the parallel dock. As a result, several of the vessels moored there are in violation of protruding past the 30-foot limit.

Approval of petition BD-07-01 will bring all current vessels docked at the facility into compliance and will resolve the Code Compliance case. Staff understands that no new structures are to be added at this time.

City Council will act as the City's Board of Zoning Appeals in this matter. The Planning Board heard this request at their March 23, 2007 meeting and voted 5-2 to recommend approval of the petition to City Council.

Included for Council's consideration are the following: Planning Board Minutes for the March 23, 2007 meeting, staff report, petitioner's application, all correspondence, and Resolution 01-03.

**RECOMMENDED ACTION:** Conduct public hearing; and adopt resolution.

Reviewed by Department Director <i>Gene Orsted</i>	Reviewed by City Manager <i>A. Wilbur</i>
Council Action: Motion by:	Second by: