

MARCO ISLAND CITY COUNCIL RESOLUTION NO. 99- 36

**RELATING TO PETITION NUMBER V-99-06
FOR MULTIPLE VARIANCES 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 Board of Zoning Appeals, being the duly elected constituted Board of 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 six (6) foot variance from the required rear yard setback of ten (10) feet to four (4) feet for an existing screen enclosure; a three (3) foot variance from the required rear yard setback of ten (10) feet to seven (7) feet for an existing spa and pool; and a five (5) foot variance from the required side yard setback of seven and one-half (7.5) feet to two and one-half (2.5) feet for an existing boat dock as shown on the attached plan Exhibit “A” in a RSF-3-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 BOARD OF ZONING APPEALS of Marco Island, Florida, that:

The petition V-99-06, filed by Ronald G. Alexander, owner, with respect to the property herein described as Lot 26, Block 82, Marco Beach Unit 3, Section 9, Township 52 South, Range 26 East, City of Marco Island, Florida. The same is hereby approved for the subject variances as shown on the attached plot plan (Exhibit “A”) of the RSF-3-MIZO zoning district wherein said property is located, subject to the following conditions:

- A. Outdoor lighting shall comply with the City’s outdoor lighting ordinance.
- B. The petitioner shall submit after-the-fact building permits for the pool, spa, screen enclosure and boat dock. The petitioner shall not pay after-the-fact building permit fees.

BE IT FURTHER RESOLVED that this Resolution relating to Petition Number V-99-06 be recorded in the Minutes of this Board and filed with the Marco Island City Clerk's Office.

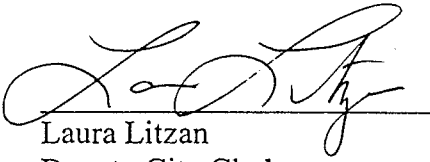
This Resolution adopted after motion, second and majority vote.

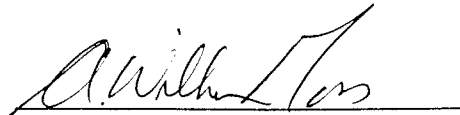
Done this 16th day of August, 1999.

MARCO ISLAND CITY COUNCIL
MARCO ISLAND, FLORIDA

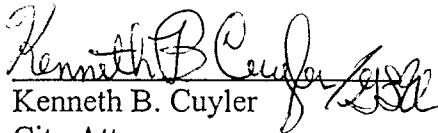
By: 
David Brandt, Chairman

ATTEST:


Laura Litzan
Deputy City Clerk


A. William Moss
City Manager

Approved as to form and legality:


Kenneth B. Cuyler
City Attorney

City Planner/Resolution. PetitionV99.04

