

MARCO ISLAND CITY COUNCIL RESOLUTION NO. 01-16

RELATING TO PETITION NUMBER V-00-15 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 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 February 9, 2001 to consider the advisability of a 3.5 foot variance from the required riparian line setback of 7.5 feet for boat docking facilities on side end lots and voted 7-0 to recommend that the Marco Island City Council approve the requested variance; and

WHEREAS, the Marco Island City Council is acting as the Board of Zoning Appeals; 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 3.5 foot variance from the required riparian line setback of 7.5 feet for boat docking facilities on side end lots 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 CITY OF MARCO ISLAND CITY COUNCIL that:

The petition filed by Jerry Neal of Purse Associates representing Johann Lutz, property owner, with respect to the property herein described as 813 Hyacinth Court, further described as Marco Beach Unit 11, Block 356, Lot 2, Collier County, and the City of Marco Island, Florida is hereby approved.

The subject variance authorizes a 3.5 foot reduction of the required riparian line setback from 7.5 feet from to 4 feet as shown on the attached site plan, Exhibit "A", of the RSF-3-MIZO zoning district wherein said property is located, and subject to the following conditions:

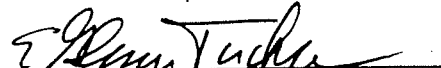
A. Outdoor lighting shall comply with the City's outdoor lighting ordinance.

BE IT FURTHER RESOLVED that this Resolution relating to Petition Number V-00-15 be recorded in the Minutes of this Board and filed with the Marco Island City Clerk's Office.

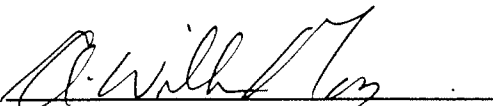
This Resolution adopted after motion, second, and majority vote.

Done this 16th day of April 2001.

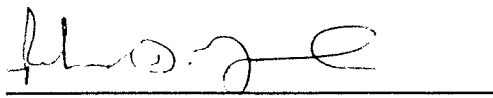
MARCO ISLAND CITY COUNCIL
MARCO ISLAND, FLORIDA

By: 
E. Glenn Tucker, Chairman

ATTEST:


A. William Moss
City Manager/City Clerk

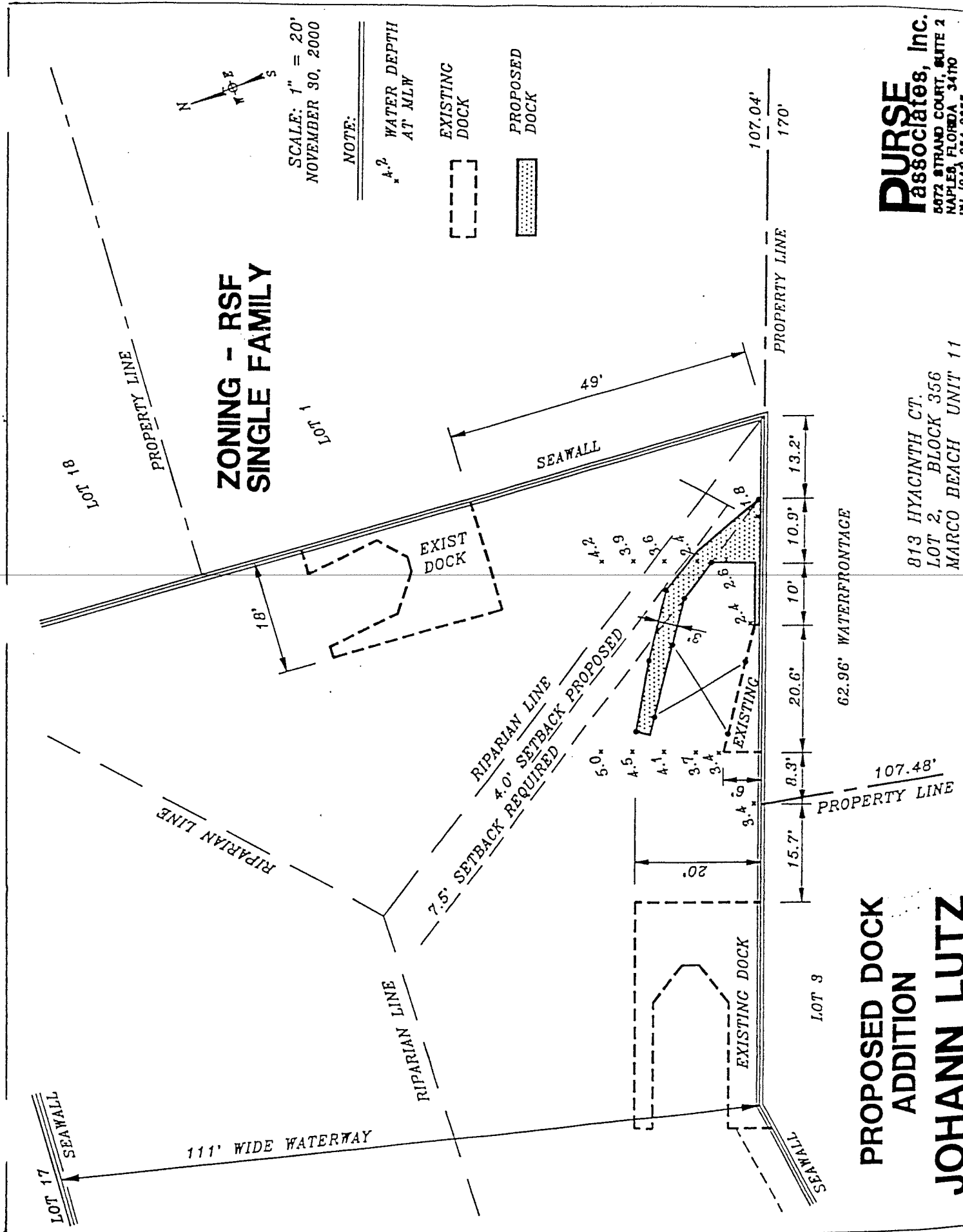
Approved as to form and legality:


for Kenneth B. Cuyler
City Attorney

PURSE
Associates, Inc.
5672 STRAND COURT, SUITE 2
NAPLES, FLORIDA 34110
TEL: (813) 934-0000

813 HYACINTH CT.
LOT 2, BLOCK 356
MARCO BEACH UNIT 11

**PROPOSED DOCK
ADDITION
JOHANN LUTZ**



**ZONING - RSF
SINGLE FAMILY**

NOTE:

A.2
WATER DEPTH
AT MLW

EXISTING
DOCK

PROPOSED
DOCK