

## RESOLUTION 19-03

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA APPROVING AMENDMENTS TO THE CITY OF MARCO ISLAND CONSTRUCTION STANDARDS HANDBOOK FOR WORK WITHIN THE PUBLIC RIGHT-OF-WAY, AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the City has amended Chapter 42, Sections 42-33 and 42-75 of the Code of Ordinances of the City of Marco Island for the purpose of adopting the Construction Standards Handbook for Work Within the Public Right-of-Way; and

**WHEREAS**, there is a need to supplement and revise the standards set forth in the City of Marco Island Construction Standards Handbook for Work Within the Public Right-of-Way to be more responsive to the local conditions in the City of Marco Island; and

**WHEREAS**, approved amendments to Chapter 42, of the Code of Ordinances of the City of Marco Island require amendments to the Construction Standards Handbook for Work Within the Public Right-of-Way; and

**WHEREAS**, the adoption of amendments to the City of Marco Island Construction Standards Handbook for Work Within the Public Right-Of-Way, is considered to be in the best interest of public safety and the protection of public facilities within the public rights-of-way in the City.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Marco Island, Florida that:

**Section 1. Recitals.** The foregoing "Whereas" clauses are hereby ratified and confirmed as being true, correct, and incorporated herein.

**Section 2. Amendment.** The amendments to the City of Marco Island Construction Standards Handbook for Work Within the Public Right-of-Way are hereby approved as follows:

1. **Section 13: Sod & Approved Groundcover Species Placement** is hereby amended as follows:

Paragraph 1. (A), add the following approved ground cover: Frog Fruit (Phyla nodiflora).

Paragraph 1. (D), add the following approved ground cover: Frog Fruit (Phyla nodiflora).

Paragraph 1. Add the following subparagraph (J): Planting in the swale areas around mailboxes shall be allowed with the stipulation that nine square feet (9 SF, no larger than 3-ft by 3-ft) of the area be maintained no taller than 36-inches. No permit required.

**Section 3. Adoption.** This resolution shall take effect immediately upon its adoption.

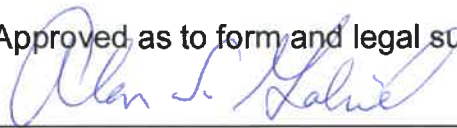
Passed in open and regular session of the City Council of the City of Marco Island, Florida, this 7<sup>th</sup> day of January 2019.

**ATTEST:**

  
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Laura M. Litzan, City Clerk

**CITY OF MARCO ISLAND, FLORIDA**  
By:   
\_\_\_\_\_  
Erik Brechnitz, Chairman

Approved as to form and legal sufficiency:

  
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Alan L. Gabriel, City Attorney