

**RESOLUTION 19-45**

**A RESOLUTION OF THE PLANNING BOARD OF THE CITY OF MARCO ISLAND, COLLIER COUNTY, FLORIDA; GRANTING A ONE-YEAR EXTENSION OF A TEMPORARY USE PERMIT FOR A MODEL HOME; MAKING FINDINGS; GRANTING THE PERMIT FOR PROPERTY DESCRIBED AS LOT 47, BLOCK 591, MARCO BEACH UNIT TWENTY-THREE, PLAT BOOK 8, PAGE 81, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA, LOCATED AT 446 KENDALL DRIVE AS PROVIDED FOR IN SECTION 30-794(6) OF THE MARCO ISLAND LAND DEVELOPMENT CODE, CITY OF MARCO ISLAND, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Section 30-794 of the Marco Island Land Development Code provides standards and regulations for model homes and model sales center permits; and

**WHEREAS**, on October 16, 2017 the Marco Island Growth Management Department granted a two-year temporary use permit for a model home located at 446 Kendall Drive pursuant to Section 30-794(3) of the Marco Island Land Development Code; and

**WHEREAS**, Section 30-794(6) of the Marco Island Land Development Code provides that an applicant may be granted an extension of a temporary use permit for a maximum of one (1) year per extension, and a cumulative maximum of three (3) years; and

**WHEREAS**, Divco Construction Corp., has requested a one (1) year extension of a model home temporary use permit for a model home located at 446 Kendall Drive from October 17, 2019 to October 17, 2020.

**NOW, THEREFORE BE IT RESOLVED, BY THE PLANNING BOARD OF THE CITY OF MARCO ISLAND, FLORIDA, THAT:**

**SECTION 1. Recitals; Definitions.**

(a) That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are made a specific part of this Resolution.

(b) As used herein, unless the context or City Code of Ordinances requires to the contrary, the following terms will be defined as set forth below:

(1) "City" means the City of Marco Island, a Florida Municipal Corporation.

(2) "Development" is defined as set forth in Section 163.3164, Florida Statutes.

(3) "Owner/Developer" means Jeff and Karla Patenaude and Divco Construction Corp., a Florida Corporation, and its successors and assigns.

(4) "Subject Property" is real property situate and lying in the State of Florida, County of Collier, City of Marco Island, to-wit: Lot 47, Block 591, Marco Beach Unit Twenty-Three, according to the plat thereof, as recorded in Plat Book 8, Page 81, Public Records of Collier County, Florida (Street Address: 446 Kendall Drive; Collier County Property Appraiser's Parcel No. 58771920005).

(5) "Site Plan" is the one (1) page drawing entitled "site plan" prepared by Boyatt Design of Naples, FL, under Job No. 2122 dated June 6, 2017, without revision of Sheet A-1.

**SECTION 2. Adoption and Approval.** The Temporary Use Permit (TUP-19-001009 for the Model Home Development on the Subject Property for the Owner/Developer, is hereby approved for the period from October 17, 2019 to October 17, 2020 pursuant to Section 30-794(6) of the Marco Island Land Development Code.

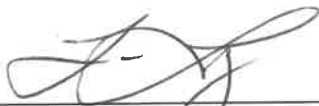
**SECTION 3. Recordation.** This Resolution relating to petition number TUP-19-001009 shall be filed with the City Clerk's Office. This is the final approval for a Model Home/Sales Center at this location.

**SECTION 4. Effective Date.** This Resolution shall become effective upon adoption.

ADOPTED BY THE PLANNING BOARD OF THE CITY OF MARCO ISLAND, this 1<sup>st</sup> day of November 2019.

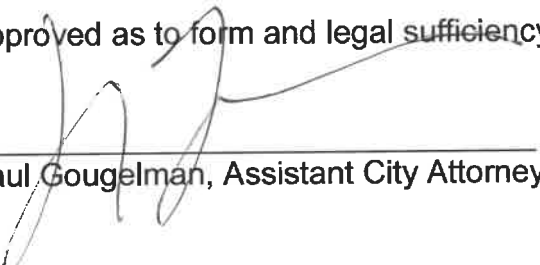
ATTEST:

CITY OF MARCO ISLAND, PLANNING BOARD

  
\_\_\_\_\_  
Laura Litzan, City Clerk

By:   
\_\_\_\_\_  
Ron Goldstein, Chairman

Approved as to form and legal sufficiency:

  
\_\_\_\_\_  
Paul Gougelman, Assistant City Attorney