

ORDINANCE 25-04

AN ORDINANCE OF THE CITY OF MARCO ISLAND AMENDING SECTION 30-526, "SIGNS IN COMMERCIAL, PUBLIC USE AND COMMUNITY FACILITY DISTRICTS," OF THE CITY OF MARCO ISLAND CODE OF ORDINANCES, TO ALLOW FOR GOVERNMENT INFORMATION SIGNS WITH A COMBINED ELECTRONIC FACE NOT TO EXCEED 48 SQUARE FEET IN PUBLIC USE ZONING DISTRICTS AND IN PUBLIC AREAS; AMENDING SECTION 30-530, "DEFINITIONS," OF THE CITY OF MARCO ISLAND CODE OF ORDINANCES TO INCLUDE A DEFINITION FOR "GOVERNMENT INFORMATION SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 38-40(1), of the City of Marco Island Code of Ordinances, the Planning Board serves as the City's Local Planning Agency and Land Development Regulation Commission; and

WHEREAS, Section 30-62(c)(3)d, of the City of Marco Island Code of Ordinances, requires that the Planning Board determine the need and justification for a Land Development Code ("LDC") amendment, as well as the proposal's consistency with the City of Marco Island's Comprehensive Plan; and

WHEREAS, the need and justification for this Ordinance is to provide for fair and consistent regulations that are easily enforced, and to provide for the simple and clear dissemination of public information at City owned or controlled property for the benefit of the public; and

WHEREAS, Objective 2.1 Land Use Element of the City's Comprehensive Plan provides:

The City will implement LDC regulations that specify enhanced landscaping, signage and architectural standards consistent with the goal of maintaining the City's small town coastal identity; and

WHEREAS, upon consideration of testimony by the City's Growth Management staff and consideration of this Ordinance, the Planning Board finds that this Ordinance is consistent with the City's Comprehensive Plan, and in particular Objective 2.1 of the Comprehensive Plan's Future Land Use Element; and

WHEREAS, the Planning Board has found that the need and justification of this Ordinance is to enhanced landscaping, signage and architectural standards consistent with the goal of maintaining the City's small town coastal identity; and

WHEREAS, the Planning Board has found that, as a result of the foregoing, this Ordinance will promote the public health, safety, aesthetics, and welfare of the community; and

WHEREAS, the City Council adopts the findings of the Planning Board, also sitting as the City's Local Planning Agency.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA:

SECTION 1. Recitals. Each and all the foregoing recitals be and the same are hereby incorporated into this Ordinance as if specifically set forth herein.

SECTION 2. Amendment and Adoption. That section 30-526 and section 30-530 of the City of Marco Island Code of Ordinances be, and the same is hereby amended to read as follows:

Sec. 30-526. Signs in commercial, public use and community facility districts.

(j) Parks in Public Use (P) zone districts: Two (2) government information electronic signs, not to exceed a combined electronic face of 48 square feet, shall be permitted in public parks, as a means of communicating information to the community for things such as programs, events, laws, notices, and any other similar content. Commercial advertising is prohibited.

Sec. 30-530. Definitions.

"Government Information Signs" means a structure, which includes an electronic sign or message board, constructed by the City on property owned or controlled by the City, which provides public information through an electronic display or by some other means.

SECTION 4. Severability/Interpretation.

(a) If any term, section, clause, sentence or phrase of this Ordinance is for any reason held to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, the holding shall not affect the validity of the other or remaining terms, sections, clauses, sentences, or phrases portions of this Ordinance, and this Ordinance shall be read and/or applied as if the invalid, illegal, or unenforceable term, provision, clause, sentence, or section did not exist.

(b) In interpreting this Ordinance, underlined words indicate additions to existing text, and ~~stricken through~~ words include deletions from existing text. Asterisks (* * *) indicate a deletion from the Ordinance of text, which continues to exist in the Code of Ordinances. It is intended that the text in the Code of Ordinances denoted by the asterisks and not set forth in this Ordinance shall remain unchanged from the language existing prior to adoption of this Ordinance.

SECTION 5. Effective Date. This Ordinance shall be effective immediately upon adoption by the City Council on second reading.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND this ____ day of _____, 2025.

ATTEST:

CITY OF MARCO ISLAND, FLORIDA

Joan Taylor, City Clerk

By: _____
Erik Brechnitz, Chairman

Approved as to form and legal sufficiency:

Alan L. Gabriel, City Attorney