

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 ~~ELECTRONIC GOVERNMENT INFORMATION SIGNS AND KIOSKS~~ WITH A COMBINED ELECTRONIC FACE NOT TO EXCEED 48 SQUARE FEET IN PUBLIC USE ZONING DISTRICTS AND IN PUBLIC ~~ACCESS \ EASEMENT~~ AREAS; AMENDING SECTION 30-530, "DEFINITIONS," OF THE CITY OF MARCO ISLAND CODE OF ORDINANCES TO INCLUDE A DEFINITION FOR ~~"GOVERNMENT INFORMATION SIGNS"~~ ~~"KIOSK"~~; 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

42       **WHEREAS**, the Planning Board has found that the need and justification of this  
43 Ordinance is to enhanced landscaping, signage and architectural standards consistent  
44 with the goal of maintaining the City's small town coastal identity; and  
45

46       **WHEREAS**, the Planning Board has found that, as a result of the foregoing, this  
47 Ordinance will promote the public health, safety, aesthetics, and welfare of the  
48 community; and  
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50       **WHEREAS**, the City Council adopts the findings of the Planning Board, also sitting  
51 as the City's Local Planning Agency.  
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53 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF**  
54 **MARCO ISLAND, FLORIDA:**  
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56       **SECTION 1. Recitals.** Each and all the foregoing recitals be and the same are  
57 hereby incorporated into this Ordinance as if specifically set forth herein.  
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59       **SECTION 2. Amendment and Adoption.** That section 30-526 and section 30-  
60 530 of the City of Marco Island Code of Ordinances be, and the same is hereby amended  
61 to read as follows:  
62

63       **Sec. 30-526. Signs in commercial, public use and community facility**  
64 **districts.**  
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- 66       (j) Parks in Public Use (P) zone districts: Two (2) government  
67 information signs, not to exceed a combined electronic face of 48  
68 square feet, shall be permitted in public parks, as a means of  
69 communicating information to the community for things such as  
70 programs, events, laws, notices, and any other similar content.  
71 Commercial advertising is prohibited  
72 Public Use (P) zone districts and  
73 city controlled public beach access/easements: Two (2) government  
74 information electronic signs and/or kiosks, not to exceed a combined  
75 electronic face of 48 square feet, shall be permitted in public places  
76 such as a City park and areas, city controlled beach access, or other  
77 city government property zoned Public Use, as a means of  
78 communicating information to the community for things such as  
79 programs, events, laws, notices, and any other similar content.  
80 Commercial advertising is prohibited.

81       **Sec. 30-530. Definitions.**  
82

83       "Government Information SignsKiosk" means a structure, which  
84 includes an electronic sign or message board, constructed by the  
85 City on property owned or controlled by the City, or where the City

86 ~~has a beach access easement,~~ which provides public information  
87 through an electronic display or by some other means.  
88

89 **SECTION 4. Severability/Interpretation.**  
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91 (a) If any term, section, clause, sentence or phrase of this Ordinance is for any  
92 reason held to be invalid, illegal, or unconstitutional by a court of competent jurisdiction,  
93 the holding shall not affect the validity of the other or remaining terms, sections, clauses,  
94 sentences, or phrases portions of this Ordinance, and this Ordinance shall be read and/or  
95 applied as if the invalid, illegal, or unenforceable term, provision, clause, sentence, or  
96 section did not exist.  
97

98 (b) In interpreting this Ordinance, underlined words indicate additions to  
99 existing text, and ~~stricken through~~ words include deletions from existing text. Asterisks (\*  
100 \* \* \*) indicate a deletion from the Ordinance of text, which continues to exist in the Code  
101 of Ordinances. It is intended that the text in the Code of Ordinances denoted by the  
102 asterisks and not set forth in this Ordinance shall remain unchanged from the language  
103 existing prior to adoption of this Ordinance.  
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105 **SECTION 5. Effective Date.** This Ordinance shall be effective immediately upon  
106 adoption by the City Council on second reading.  
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108 ADOPTED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND this \_\_\_\_ day  
109 of \_\_\_\_\_, 2025.  
110

111 **ATTEST:**

**CITY OF MARCO ISLAND, FLORIDA**

By: \_\_\_\_\_  
Erik Brechnitz, Chairman

111 \_\_\_\_\_  
112 Joan Taylor, City Clerk  
113

114 Approved as to form and legal sufficiency:  
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116 \_\_\_\_\_  
117 Alan L. Gabriel, City Attorney