



## Legislation Details (With Text)

**File #:** ID 20-961      **Version:** 1      **Name:**  
**Type:** Resolution      **Status:** Passed  
**File created:** 8/5/2020      **In control:** City Council  
**On agenda:** 8/17/2020      **Final action:** 8/17/2020

**Title:** Resolution - Variance Petition Request (VP-20-000129) to Sec. 30-1024 (1) a., to install a thirty (30) foot flagpole at a property located at 1390 Jamaica Road, Marco Island, FL 34145

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Resolution 20-27, 2. Staff Report, 3. Application, 4. Site Plan, 5. Owner Letter 7-15-20

Date	Ver.	Action By	Action	Result
8/17/2020	1	City Council	Failed	Fail
8/17/2020	1	City Council	Approved	Pass

Agenda Item: 10(c)	Prepared By: Daniel J. Smith, AICP, Director
Business: Resolution	Department: Growth Management

**Subject:**

Resolution - Variance Petition Request (VP-20-000129) to Sec. 30-1024 (1) a., to install a thirty (30) foot flagpole at a property located at 1390 Jamaica Road, Marco Island, FL 34145

### BACKGROUND:

Mr. Pelling is requesting a variance to Sec. 30-1024 (1) a., to install a thirty (30) foot flagpole seven (7) feet from the rear property line and forty-nine (49) feet from each side property line. The maximum allowed height for a flagpole is twenty-five (25) feet and the flagpole must be located seven and one-half (7 ½) feet from the property line. Please note the request does not include flagpole location at seven feet from the rear property line. Attached to this report is the application and applicant's site plan.

### FUNDING SOURCE / FISCAL IMPACT:

Applicant has paid \$2,000 in applicable fees.

### RECOMMENDATION:

### PLANNING BOARD SUMMARY AND RECOMMENDATION

The Planning Board held a public hearing and considered this request at their July 10, 2020 meeting.

The applicant was not present. During the consideration, there was discussion about how the pole height is measured, which is ground level. There was discussion about setting precedence if approved and how it is based on a case by case basis.

There was clarity that this application is for a flagpole height variance, not a flag. There was discussion about the strength of the pole and how one of the adjacent neighbors, Island County Club, does not have an issue. There were no public comments. The Planning Board voted 6-1 to deny the requested variance and forward the denial to the City Council for their consideration.

City Staff received a letter from Mr. Pelling regarding the action and we have attached that letter for City Council review.

**POTENTIAL MOTION:**

As deemed appropriate.