6. Second Reading and Second Public Hearing

b. **RESOLUTION 09-097 OF THE SANIBEL CITY COUNCIL ADOPTING A MAP ENTITLED "ESTABLISHED NEIGHBORHOODS" FOR IMPLEMENTING THE PROCEDURES AND STANDARDS OF SECTION 86-43 APPEARANCE OF STRUCTURES, SIZE AND MASS OF STRUCTURES; AND PROVIDING AN EFFECTIVE DATE**

CITY OF SANIBEL

RESOLUTION NO. 09-097

A RESOLUTION OF THE SANIBEL CITY COUNCIL ADOPTING A MAP ENTITLED "ESTABLISHED NEIGHBORHOODS" FOR IMPLEMENTING THE PROCEDURES AND STANDARDS OF SECTION 86-43 APPEARANCE OF STRUCTURES, SIZE AND MASS OF STRUCTURES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Sanibel has adopted amendments to the procedures and standards for implementing Section 86-43 of the Land Development Code; and

WHEREAS, the criteria for determining the appropriate review procedures for applications for single family and duplex dwelling units in Section 86-43 states that a map entitled "Established Neighborhoods" is to be adopted by City Council Resolution; and

WHEREAS, the "Established Neighborhoods" map was reviewed by the Planning Commission at their public hearing for the amendment to Section 86-43; and

WHEREAS, on August 11, 2009, the Planning Commission adopted a resolution (Planning Commission Resolution No. 09-10) recommending that City Council adopt the "Established Neighborhoods" map.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Sanibel, Florida:

SECTION 1. The "Established Neighborhoods" map, prepared by the City of Sanibel Planning Department and dated August 11, 2009 is hereby adopted by the City Council. A small-scale copy of the "Established Neighborhoods" map is attached to this resolution as Exhibit "A" and is incorporated herein.

SECTION 2. The City Manager or the City Manager's designees are hereby authorized and directed to implement use of the "Established Neighborhoods" map, pursuant to Land Development Code Section 86-43 Appearance of structures, size and mass of structures.

SECTION 3. Effective Date.

This resolution shall take effect immediately upon adoption.

DULY PASSED AND ENACTED by the City Council of the City of Sanibel, Florida, this 15th day of September, 2009.

AUTHENTICATION:

_____ _____

Mick Denham, Mayor Pamela Smith, City Clerk

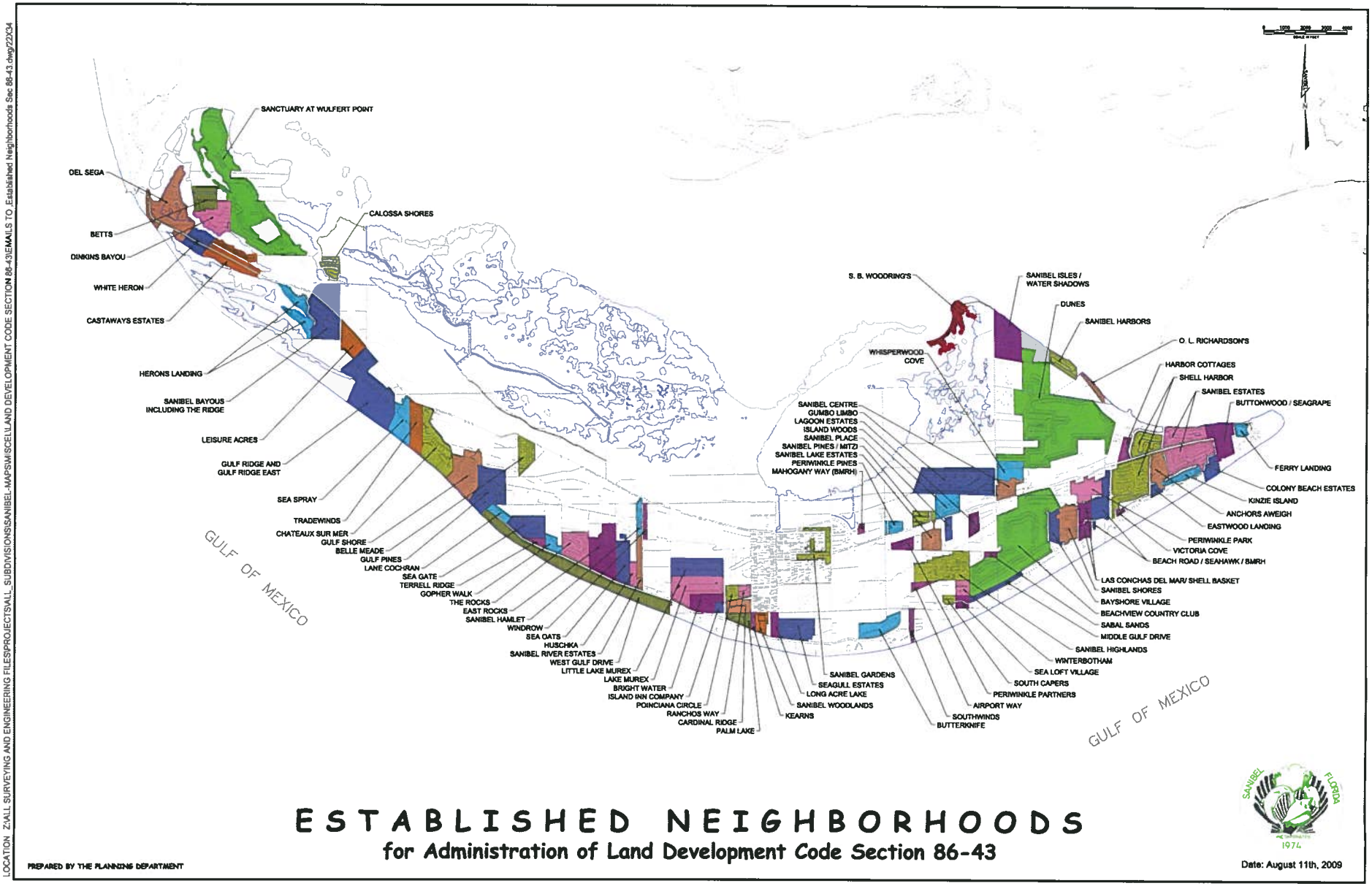
APPROVED AS TO FORM: Kenneth B. Cuyler, City Attorney 9/8/09 Date

VOTE OF COUNCIL MEMBERS:

Denham: _____
Ruane: _____
Harrity _____
Jennings _____
Pappas _____

Date filed with the City Clerk: _____

EXHIBIT "A"



ESTABLISHED NEIGHBORHOODS

for Administration of Land Development Code Section 86-43

PREPARED BY THE PLANNING DEPARTMENT

Date: August 11th, 2009

LOCATION Z:\ALL SURVEYING AND ENGINEERING FILES\PROJECTS\ALL_SUBDIVISIONS\SANIBEL-MAPS\MISC\LAND DEVELOPMENT CODE SECTION 86-43\EMAILS TO_Established Neighborhoods Sec 86-43.dwg\22X34