

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2009-143**

**A RESOLUTION OF THE CITY COUNCIL OF MARATHON, FLORIDA ENDORSING A DESIGN VARIATION TO HIGHWAY STANDARDS FOR THE IMPLEMENTATION OF THE MARATHON HIGHWAY BEAUTIFICATION PROJECT BETWEEN AVIATION BOULEVARD AND 107<sup>TH</sup> STREET, ALLOWING TREES TO BE INSTALLED WITHIN THE CLEAR SIGHT TRIANGLE OF SIDE STREETS AND WITHIN THE HORIZONTAL CLEARANCE OF THE NARROWEST PORTIONS OF CURBED MEDIANS OF US HIGHWAY 1, AND AUTHORIZING THE CITY MANAGER TO TAKE ACTIONS NECESSARY TO REQUEST THE VARIATION AND EXECUTE A MAINTENANCE AGREEMENT BETWEEN THE CITY OF MARATHON AND THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE PROPOSED LANDSCAPING.**

**WHEREAS**, the City Council wishes to implement the Marathon Highway Beautification Project to plant palm trees in the curbed medians of US Highway 1 between Aviation Boulevard and 107<sup>th</sup> Streets; and

**WHEREAS**, implementation of the Marathon Highway Beautification Project requires a design variation to highway standards which will allow trees to be installed within the clear sight triangle of side streets and within the horizontal clearance of the narrowest portions of curbed medians of the highway; and

**WHEREAS**, the Florida Department of Transportation (“FDOT”) requested the Marathon City Council pass a resolution endorsing the design variation request.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:**

**Section 1.** The above recitals are true and correct and incorporated herein.

**Section 2.** The City Council hereby endorses a design variation to highway standards for the implementation of the Marathon Highway Beautification Project between Aviation Boulevard and 107th Street, allowing trees to be installed within the clear sight triangle of side streets and within the horizontal clearance of the narrowest portions of curbed medians of US Highway 1, and authorizes the City Manager to take actions necessary to request the design variation.

**Section 3.** This resolution shall take effect immediately upon its adoption.


**PASSED AND APPROVED** by the City Council of the City of Marathon, Florida, this 22nd day of September 2009.

**THE CITY OF MARATHON, FLORIDA**

  
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**Michael Cinque, Mayor**

AYES: Ramsay, Snead, Vasil, Worthington, Cinque  
NOES: None  
ABSENT: None  
ABSTAIN: None

**ATTEST:**

  
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Diane Clavier  
City Clerk

(City Seal)

**APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:**

  
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City Attorney