

RESOLUTION NO. 02-05-61

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, APPROVING THE BORROWING OF A RESIDENTIAL DWELLING UNIT ("ROGO") ALLOCATION FROM QUARTER THREE OF YEAR TEN OF ROGO, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to section 9.5-126(c)(1) of the City Code, the Planning Commission may recommend awarding additional units from future quarterly allocation periods to fully grant an application for attached residential units; and

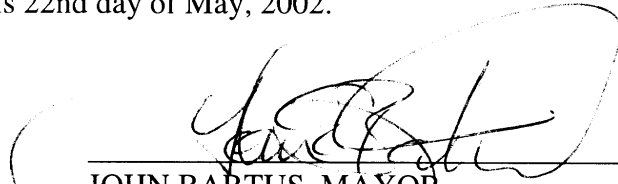
WHEREAS, pursuant to Section 9.5-126(c)(1) of the City Code, the City Council must approve the borrowing of the ROGO allocation from the next succeeding quarterly allocation period.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, AS FOLLOWS:

Section 1. Approval of Additional ROGO Allocation. In accordance with section 9.5-(126)(c)(1) of the City Code, the City Council approves the City Planning Commission's recommendation to award an additional a ROGO allocation borrowed from the next succeeding quarterly allocation period (quarter 3 of year 10 of ROGO), as specified in the staff report dated May 22, 2002, attached as Exhibit "A". Additionally the next ROGO quarter allocation shall be reduced to reflect the use of the allocation during the current quarter.

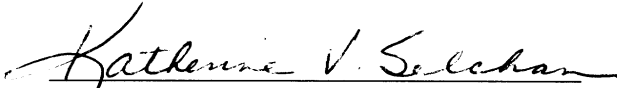
Section 2. That this Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 22nd day of May, 2002.



JOHN BARTUS, MAYOR

ATTEST:



KATHERINE V. SELCHAN
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:



CITY ATTORNEY

MEMORANDUM

City of Marathon

TO: Mayor, City Council and City Manager

FROM: Sandra Lee, Environmental Planner

DATE: 5/7/02

MEETING DATE: 5/22/02

SUBJECT: Resolution approving rankings for ROGO, Quarter 3 of Year 10

ITEM:

A Resolution of the City of Marathon accepting and approving the ROGO rankings as presented by staff and conditionally approving one (1) affordable rate and five (5) market rate ROGO allocations for quarter 3 of year 10 (January 14, 2002 to April 13, 2002).

STATEMENT OF PURPOSE:

Pursuant to the criteria outlined in Section 9.5-127 of the City Code, this agenda item presents the rankings of the applicants in the ROGO Permit Allocation System for the purpose of conditionally approving the designated number of allocations this ROGO quarter.

ADDITIONAL INFORMATION:

This process implements the interim Permit Allocation System for new residential development required by Comprehensive Plan Policy 101.2.13.

BUDGET IMPACT:

Fifteen (15) of the ROGO applications are market rate cost recovery items, two are pre-cost recovery applications and the one affordable rate applicant is exempt from cost recovery.

AGENCY IMPACT:

The State of Florida, in conjunction with Monroe County and the City, has instituted a cesspit identification/elimination program. This program, instituted per F.A.C. Rule No. 28-20.100 by the State of Florida, provides the means to identify and eliminate cesspits, replacing them with approved on-site sewage treatment and disposal systems (OSTDS) and thereby building "cesspit credits" for ROGO allocation awards. Applicants who receive a ranking sufficient to obtain an allocation award this quarter must receive a cesspit/nutrient credit from the Department of Health, or have purchased one on the open market, before issuance of the building permit for the awarded ROGO allocation. Thus, ROGO allocations are conditionally awarded until a cesspit credit is available in the ROGO area within which the ROGO allocation is awarded.

STAFF IMPACT:

Upon approval, the Resolution approving these rankings will be forwarded to the State Department of Community Affairs. Separate Resolutions to approve and accept the Affordable Housing along with the density reduction Declaration of Covenants, Conditions and Restrictions will be presented to the City Council for approval. Staff will be required to monitor the twenty (20) year Deed Restriction on the affordable housing parcel.

RECOMMENDATION:

Staff finds this item in compliance with the goals, objectives and policies of the Comprehensive Plan, the Land Development Regulations and the principles for guiding development in the Florida Keys Area of Critical State Concern.