

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2003-162**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
MARATHON, FLORIDA, APPROVING LAND DEDICATION FROM  
D.E.V. PROPERTIES, LLC**

**WHEREAS**, pursuant to Section 9.5-127(a)(5) of the City Code, a landowner may voluntarily elect to dedicate to the City a vacant, buildable lot or buildable land as part of the Residential Rate of Growth Ordinance ("ROGO") allocation process; and

**WHEREAS**, if a landowner proposes to dedicate land to the City as set forth above, the landowner is required to execute a statutory warranty deed conveying such land to the City that must be approved by the City Council prior to its recording in the public records of Monroe County, Florida.

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


**Section 1.** The City Council finds and determines that the property being dedicated to the City, as identified in Exhibit "A", is within an area proposed for conservation or resource protection and shall be held or used for public purposes, specifically for conservation and resource protection use.

**Section 2.** Upon approval of the City attorneys, D.E.V. Properties, LLC shall record, at her sole expense, the warranty deed, submitted under separate cover, in the public records of Monroe County, Florida.

**Section 3.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND APPROVED** by the City Council of the city of Marathon, Florida, this 23rd day of December, 2003.

**THE CITY OF MARATHON, FLORIDA**

  
\_\_\_\_\_  
Randy Mearns, Mayor

AYES: Bartus, Pinkus, Repetto, Worthington, Mearns  
NOES: None  
ABSENT: None  
ABSTAIN: None

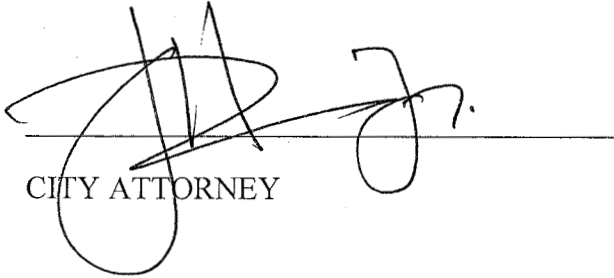
**ATTEST:**



Cindy L. Ecklund  
City Clerk

(City Seal)

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



CITY ATTORNEY

“EXHIBIT A”

LEGAL DESCRIPTION:

LOT 2, BLOCK 4, KINERCHA SUBDIVISION ON BIG PINE KEY, MONROE COUNTY  
FLORIDA, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 74, OF THE  
PUBLIC RECORDS OF MONROE COUNTY, FLORIDA