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**CITY OF MARATHON, FLORIDA  
RESOLUTION 2004-109**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
MARATHON, FLORIDA, APPROVING THE AWARD OF A ROGO  
EXEMPT AFFORDABLE DWELLING UNIT ALLOCATION TO FRANK  
AND JUDY GREENMAN**

**WHEREAS**, on August 14, 2002, and April 16, 2003, the Monroe County Board of County Commissioners granted the City of Marathon (the "City") a total 142 ROGO exempt Affordable Dwelling Unit Allocations (the "ROGO Exempt Allocations"); and

**WHEREAS**, the City of Marathon (the "City") has determined there is a need for affordable housing within the City, and Frank and Judy Greenman have proposed to build one (1) affordable housing unit on property they own legally described as Lot 11, Block 2, Vaca Village Subdivision, Plat Book 2, Page 106 (the "Project"); and

**WHEREAS**, the City desires to facilitate the Project by awarding one (1) ROGO exempt allocations to Frank and Judy Greenman.

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

**Section 1.** The City Council awards one (1) ROGO exempt affordable housing dwelling unit allocation to Frank and Judy Greenman to be built on property legally described as Lot 11, Block 2, Vaca Village Subdivision, Plat Book 2, Page 106.

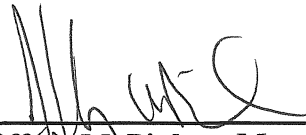
**Section 2.** A building permit application for the one (1) dwelling unit shall be submitted no later than one hundred twenty (120) days from September 22, 2004, or the allocation shall revert to the City with no further action required.

**Section 3.** Prior to the issuance of a certificate of occupancy for the dwelling unit allocation awarded herein, Frank and Judy Greenman shall record in the public records of Monroe County, Florida a restrictive covenant running in favor of the City, for a period no less than fifty (50) years, limiting the occupancy of the dwelling unit to only households whose total household income does not exceed one hundred twenty (120) percent of the median monthly household income for Monroe County.

**Section 4.** This resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** by the City Council of the City of Marathon, Florida, this 22<sup>nd</sup> day of September, 2004.

THE CITY OF MARATHON, FLORIDA

  
\_\_\_\_\_  
Jeffrey M. Pinkus, Mayor

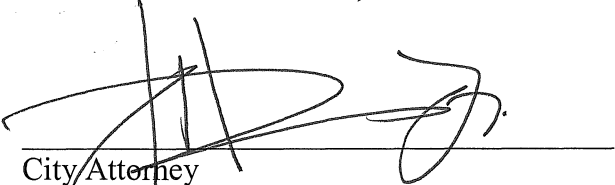
AYES: Bartus, Bull, Mearns, Miller, Pinkus  
NOES: None  
ABSENT: None  
ABSTAIN: None

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