

CITY OF MARATHON, FLORIDA
RESOLUTION 2004-157

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA APPROVING THE MARKET RATE RESIDENTIAL DWELLING UNIT ALLOCATION FOR QUARTER 1, YEAR 13 AND AFFORDABLE HOUSING RESIDENTIAL DWELLING UNIT ALLOCATION FOR QUARTER 1, YEAR 13 PURSUANT TO SECTION 9.5-124 OF THE CITY OF MARATHON LAND DEVELOPMENT REGULATIONS

WHEREAS, on 19th day of January, 2005, the City of Marathon (the "City") Planning Commission (the "Commission") and on the 25th day of January, 2005, the City Council (the "Council") conducted properly advertised public hearings (the "Public Hearings") regarding the market rate and affordable housing residential dwelling unit allocations for Quarter 1, Year 13 pursuant to Section 9.5-124 of the City Code (the "Code").

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. Findings of Fact.

(1) Based upon the Staff Report, the Council approves the Planning Commission's recommendation of the ROGO applications for:

- a. Market Rate Housing – quarter 1, Year 13 of ROGO.
- b. Affordable Housing – quarter 1, Year 13 of ROGO

(2) Based upon the Staff's Report, the Commission recommends that the City Council award allocations to applicants ranked one (1) through five (5) for Market Rate Dwelling Units, as indicated by Attachment "A"; and

(3) Based upon the Staff Report, the Commission recommends that the City Council award allocations to the applicants ranked one (1) and two (2) for Affordable Rate Dwelling Units, as indicated by Attachment "A"; and

(4) The Council has duly considered the recommendation of the Commission, and the information and documentary evidence presented by members of the public, does hereby find and determine as provided below; and

(5) The Public Hearing was properly advertised and held, as required by law, and the Applicant(s) and all interested parties concerned in the matter were given an opportunity to be heard.

Section 3. The City Council conditions the granting of the above awards on the availability of Nutrient Reduction Credits within the city and the acceptance of any required land dedication or restrictive covenants by the City Council as required by Section 9.5-122.1(b) of the City Code.

Section 4. Based upon the above Findings of Fact, the Council does hereby make the following Conclusions of Law:

(1) The ROGO applications for quarter 1 Year 13 of ROGO have been processed in accordance with Section 9.5-122 of the Code.

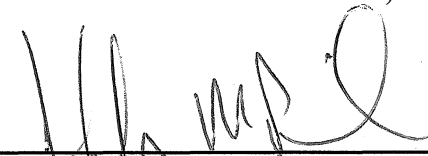
- (2) In rendering its decision, as reflected in this Resolution, the Council has:
- (a) Accorded procedural due process;
 - (b) Observed the essential requirements of the law; and
 - (c) Supported its decision by substantial competent evidence of record.

(3) The above allocations are awarded with conditions.

Section 5. That this Resolution shall become effective immediately upon its adoption.

PASSED AND APPROVED by the City Council of the city of Marathon, Florida, this 25th day of January, 2005.

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:

A handwritten signature in black ink, appearing to be 'JHJ', is written over a horizontal line.

City Attorney

Attachment A
Ranking of ROGO Applications for Quarter 1, Year 13, ending October 13, 2004
Market Rate Allocations

Rank	ROGO Number	Name	Score	Date of Rogo Appl.	Time	Date Re-Entered	Time Re-entered	RE #	Subdivision	Block	Lot
1	RM-02/09/04-01	Bonachea, Juan	18	9/4/2002				00340120-000000	Sheryl #2	D	8
2	RM-04/10/13-01	Felling, Michael	26	10/13/2004	3:30 PM			00366900-000000	Crain's	1	11
3	RM-04/08/09-09	Patti, Anthony & Marion	24	8/9/2004	11:31 AM			00364330-000000	Coco Plum Beach	10	7
4	RM-04/08/20-01	McNulty, William & Rosemary	24	8/20/2004	4:49 PM			00373070-000000	Crain's	49	6
5	RM-03/01/13-03	Van Ripper, Albert	24	1/13/2003	10:46 AM	10/6/2004	2:20 PM	00329660-000000	North Marathon Shores	E	10
	RM-04/08/16-03	Daniels, William	24	8/16/2004	4:58 PM	10/8/2004	4:25 PM	00105150-000000	Boot Key		40
	RM-04/09/21-01	Van Buren, Andrea & William	23	9/21/2004	8:55 AM			00105570-000000	Tingler's Island		6
	RM-04/08/10-01	Lane, Irvin & Mary	22	8/10/2004	10:55AM			00355370-000300	Sombrero Properties		28
	RM-03/01/13-06	Routhier, Richard	21	1/13/2003	1:04 PM	7/23/2004	10:30	00331061-015200	Sea Aire Estates	7	16
	RM-04/08/06-08	Poole, Raymond	20	8/6/2004	4:40 PM			00342400-000000	Fields		18
	RM-04/08/10-03	Schaumloffel, Mary Dean	20	8/10/2004	5:00 PM			00364030-000000	Coco Plum Beach	8	22
	RM-04/08/10-04	Salty Dog Financial, LLC	20	8/10/2004	5:01 PM			00364020-000000	Coco Plum Beach	8	21
	RM-04/08/11-01	Culmer, Samuel	20	8/11/2004	3:07 PM			00333641-004200	Stirrup Key		42
	RM-04/08/17-02	Key Vaca, LLC	20	8/17/2004	3:20 PM			00357880-000000	Yacht Harbour Island		9
	RM-04/08/18-02	Buttonwood Enterprises, LLC	20	8/18/2004	4:32 PM			00347440-000000	Imber		13
	RM-04/08/18-03	Buttonwood Enterprises, LLC	20	8/18/2004	4:35 PM			00347360-000000	Imber		5
	RM-04/08/18-04	Buttonwood Enterprises, LLC	20	8/18/2004	4:36 PM			00327080-000000	R & R		5
	RM-04/08/18-05	Buttonwood Enterprises, LLC	20	8/18/2004	4:40 PM			00101200-000610	Imber		10
	RM-04/08/19-01	Bisson, Rick & Karen	20	8/19/2004	11:45 AM			00333641-007900	Stirrup Key		79
	RM-04/08/31-01	Lentz, Barry & Karin	20	8/31/2004	4:31 PM			00333641-009100	Stirrup Key		91
	RM-04/09/29-01	Zieg, Dan & Nancy	20	9/29/2004	2:30 PM			00366710-000000	Coco Plum Beach	21	62 & 63
	RM-04/10/08-01	Joseph, Andrea	20	10/8/2004	4:15 PM			00373290-000000	Crain's	50	12
	RM-03/01/13-02	Sanborn, Patti (1/2 Duplex)	19	1/13/2003	10:07 AM			00355416-001200	Sombrero Anglers Club North		12
	RM-03/01/13-02	Sanborn, Patti (1/2 Duplex)	19	1/13/2003	10:07 AM			00355416-001200	Sombrero Anglers Club North		12
	RM-03/01/18-01	Watts, James & Susan	19	1/18/2003	1:09 PM			00333641-008800	Stirrup Key		88
	RM-03/01/24-01	Glass, Howard	19	1/24/2003	10:30 AM			00105060-000000	Tingler's Island		23
	RM-03/02/24-01	Nelson, Bruce	19	2/24/2003	12:08 PM			00355311-000100	Ibis Isle		1A
	RM-03/03/26-01	Edelstein, Don	19	3/26/2003	11:05 PM			00355417-000800	Tropic Isles		8
	RM-03/04/08-01	Servais/Sweeney	19	4/8/2003	9:38 AM			00355550-000000	Flamingo Island	1	11
	RM-03/04/11-01	Servais/Sweeney	19	4/11/2003	11:37 PM			00355311-000200	Ibis Isle		2A
	RM-03/04/11-02	Servais/Sweeney	19	4/11/2003	12:15 PM			00355310-000116	Tropic Isles		15A
	RM-03/04/14-02	Servias, Richard	19	4/14/2003	11:50 AM			00341640-000000	Puerta Del Sol	D	19
	RM-03/06/05-01	Lera, Yeni	19	6/5/2003	8:49 AM			00355417-000600	Tropic Isle		6
	RM-04/08/16-02	Laurino, Elizabeth	19	8/16/2004	12:00 PM			00360310-000000	Sunset Bay	1	5
	RM-02/07/02-04	Lefkowitz, Eric	18	7/2/2002	11:30 AM			00333641-005000	Stirrup Key		50
	RM-04/08/03-01	Servais & Sweeney	18	8/3/2004	11:15 AM			00104900-000900			
	RM-04/08/04-01	Servais & Sweeney	18	8/4/2004	1:20 PM			00355415-002000	Sombrero Country Club		20
	RM-04/08/04-03	Austin, Jim & Tudor	18	8/4/2004	3:50 PM			00355310-000108	Ibis Isle		10A
	RM-04/08/05-02	Servais & Sweeney	18	8/5/2004	10:33 AM			00353620-000000	Walariss	H	2
	RM-04/08/05-03	Lopez, Sonia	18	8/5/2004	10:39 AM			00353670-000000	Walariss	H	7
	RM-04/08/05-05	McDade, Lawrence	18	8/5/2004	11:03 AM			00355311-000400	Ibis Isle		5A
	RM-04/08/05-07	Servais, Richard	18	8/5/2004	12:00 PM			00345740-000000	Little Venice		42
	RM-04/08/05-09	Felling, Michael	18	8/5/2004	3:02 PM			00376160-000000	Dorsett		2
	RM-04/08/06-01	Bologna, Ciro & Pietronilla	18	8/6/2004	10:55 AM			00351970-000000	Coral Colony		3
	RM-04/08/06-02	Trivett, Sam & Jackson	18	8/6/2004	2:25 PM			00343320-000000	Paraiso Estates	4	1
	RM-04/08/06-03	Servais & Sweeney	18	8/6/2004	2:38 PM			00328790-000000	North Marathon Shores	B	13
	RM-04/08/06-04	Servais & Sweeney	18	8/6/2004	2:39 PM			00353610-000000	Walariss	H	1
	RM-04/08/06-06	Smith, Mark	18	8/6/2004	3:10 PM			00364830-000000	Coco Plum Beach	12	10

Rank	ROGO Number	Name	Score	Date of Rogo Appl.	Time	Date Re-Entered	Time Re-entered	RE #	Subdivision	Block	Lot
	RM-04/08/06-07	Burruano, Jack	18	8/6/2004	4:00 PM			00363280-000000	Coco Plum Beach	3	2
	RM-04/08/09-01	Crimella, Yvonne	18	8/9/2004	8:33 AM			00322980-000000	Harbor Isles	4	7
	RM-04/08/09-02	Servais, Richard	18	8/9/2004	10:45 AM			00343090-000000	Paraiso Estates	2	2
	RM-04/08/09-03	Servais, Richard	18	8/9/2004	10:46 AM			00104920-000000	Boot Key		2
	RM-04/08/09-06	Hazuka, John	18	8/9/2004	11:18 AM			00349680-000000	Gulfstream Shores	3	2
	RM-04/08/09-07	Hazuka, John	18	8/9/2004	11:19 AM			00349690-000000	Gulfstream Shores	3	3
	RM-04/08/09-10	Joulani, Aref	18	8/9/2004	2:00 PM			00354380-000000	Waloriss	M	16
	RM-04/08/09-11	Calvo, Jesus & Idgmar	18	8/9/2004	2:28 PM			00363940-000000	Coco Plum Beach	8	13
	RM-04/08/09-12	Grostepon, Robert	18	8/9/2004	2:46 PM			00326190-000000	Crane Hammock	G	7
	RM-04/08/09-13	Vettrano, David	18	8/9/2004	3:25 PM			00355418-002100	Sombrero Anglers Club South		54
	RM-04/08/10-02	Stelzer, James	18	8/10/2004	2:55 AM			00355417-000300	Tropic Isle		3
	RM-04/08/17-01	Kogut, Greg	18	8/17/2004	9:00 AM			00355418-000400	Sombrero Anglers Club South		37
	RM-04/08/18-01	Iannucci, David	18	8/18/2004	2:05 PM			00356900-000000	Flamingo Island Estates	3	15
	RM-04/08/23-02	Bertran, Ricardo	18	8/23/2004	11:45 AM			00330770-000000	North Marathon Shores	P	4
	RM-04/08/25-01	Weiland, Theodore	18	8/25/2004	1:45 PM			00328930-000000	Dodge	1	1
	RM-04/08/04-02	Tojeiro, Jorge & Michelle	18	8/4/2004	2:45 PM	8/27/2004	9:00 AM	00346460-000000	Little Venice		113
	RM-04/08/05-06	Childress, Carlton & Julie	18	8/5/2004	11:10 AM	8/27/2004	9:01 AM	00360630-000000	Sunset Bay	3	5
	RM-04/09/02-01	Gill, Ronnie	18	9/2/2004	9:05 AM			00353680-000000	Waloriss	H	8
	RM-04/09/07-01	Rodriguez, Jose	18	9/7/2004	10:30 AM			00331061-002000	Sea Aire Estates	1	20
	RM-04/10/12-01	Maraist, Barbara	18	10/12/2004	2:35 PM			00357041-002900	Sombrero Isle		29
	RM-03/01/13-04	Abati, Paul	17	1/13/2003	10:48 AM			00355418-000190	Sombrero Anglers Club		52
	RM-03/07/21-01	Cadenas, Ricardo	17	7/21/2003	11:15 AM			00333641-010500	Stirrup Key		105
	RM-04/08/05-04	Bohnen, Lawrence	17	8/5/2004	10:51 AM			00326130-000000	Crane Hammock	G	1
	RM-04/08/09-08	Spisak, Paul	17	8/9/2004	11:25 AM			00355980-000000	Flamingo Island Estates	1	54
	RM-04/08/16-01	Schlichtman, Harry and Mary	17	8/16/2004	8:00 AM			00355418-001800	Sombrero Anglers Club South		51
	RM-04/08/23-01	Miller, Mark	17	8/23/2004	8:51 AM			00355418-001600	Sombrero Anglers Club South		49
	RM-04/08/24-01	Leigh, JoAnn	13	8/24/2004	11:00 AM			00343140-000000	Paraiso Estates	2	7
	RM-00/12/06-01	Whitman, John	11	12/6/2000				00365430-000000	Coco Plum Beach	14	20
	RM-04/08/05-01	Perdigon, Orlando & Zaida	8	8/5/2004	10:32 AM			00365380-000000	Coco Plum Beach	14	15
	RM-04/08/05-08	Servais, Richard	8	8/5/2004	12:01 PM			00365390-000000	Coco Plum Beach	14	16
	RM-04/08/06-05	Servais, Richard	8	8/6/2004	2:40 PM			00365420-000000	Coco Plum Beach	14	19
	RM-04/08/09-04	Servais, Richard	8	8/9/2004	10:47 AM			00365400-000000	Coco Plum Beach	14	17
	RM-04/08/09-05	Servais, Richard	8	8/9/2004	10:48 AM			00365410-000000	Coco Plum Beach	14	18
	RM-04/09/08-01	Lovell, Thad & Lookadoo, Dona	8	9/8/2004	12:35 PM			00365360-000000	Coco Plum Beach	14	13

Attachment A
Ranking of ROGO Applications for Quarter 1, Year 13, ending October 13, 2004
Affordable Rate Allocations

1	RA-04/10/08-01	Cordova, Faustino & Socorro Salas	21	101812004	4:20 PM			00340330-000000	Days	2	4
2	RA-04110112-01	Brown, Lewis	21	1011212004	8:50 AM			00340160-000000	Sheryl #2	D	12
3	RA-04/10/08-02	Cordova, Faustino & Socorro Salas	20	10/8/2004	4:21 PM			00340320-000000	Days	2	3

Awards	Available	Recommended	Remaining
Market	19	5	14
Affordable	5	2	3