

Sponsored by: Bartus

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2005-015**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA REQUESTING THAT STATE REPRESENTATIVE KEN SORENSEN INTRODUCE AND SUPPORT LEGISLATION AMENDING THE SPECIAL LAW DESIGNATING THE FLORIDA KEYS AQUEDUCT AUTHORITY AS THE WASTEWATER UTILITY PROVIDER FOR THE CITY OF MARATHON, FLORIDA TO ALLOW THE CITY TO REQUEST THE TRANSFER OF ALL SUCH WASTEWATER FUNCTIONS AND RESPONSIBILITIES FROM THE FLORIDA KEYS AQUEDUCT AUTHORITY TO THE CITY OF MARATHON, FLORIDA**

**WHEREAS**, the Florida Keys Aqueduct Authority (the "FKAA") is a political subdivision of the State of Florida created by Special Act, Chapter 76-441, Laws of Florida, as amended by Chapter 98-519, Laws of Florida; and

**WHEREAS**, Chapter 98-519, Laws of Florida conferred upon the FKAA exclusive authority to provide wastewater utility services to all of the area within Monroe County except the City of Key West, the City of Key Colony Beach, the City of Layton, Islamorada Village of Islands and the area of Key Largo served by the Key Largo Wastewater District; and

**WHEREAS**, Chapter 98-519, Laws of Florida was enacted before the City of Marathon, Florida incorporated on November 30, 1999; and

**WHEREAS**, the City of Marathon, Florida (the "City") in the future may desire to assume the wastewater utility functions and responsibilities currently being performed by the FKAA; however, in order to do so, Chapter 98-519, Laws of Florida must be amended to exclude the City from the FKAA's exclusive wastewater utility service area.

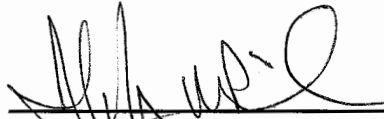
**NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, AS FOLLOWS:**

**Section 1.** The City Council requests that in the next legislative session State Representative Ken Sorensen sponsor and support legislation amending Chapter 98-519, Laws of Florida, that would allow the City upon a majority vote of the City Council to be excluded from the FKAA's wastewater utility service area.

**Section 2.** This resolution shall take effect immediately upon its adoption.

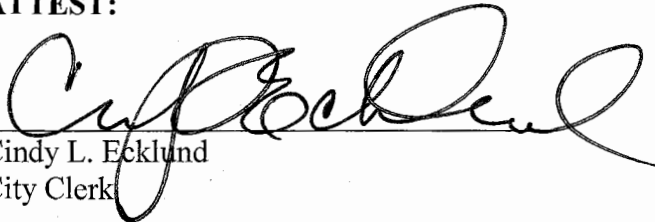
**PASSED AND APPROVED** by the City Council of the City of Marathon, Florida, this 7<sup>th</sup> day of February, 2005..

**THE CITY OF MARATHON, FLORIDA**

  
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**Jeffrey M. Binkus, 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