

**CITY OF MARATHON, FLORIDA
RESOLUTION 2005-110**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA APPROVING THE RANKINGS OF THE NON-RESIDENTIAL PERMIT ALLOCATION SYSTEM (NROGO) FOR PERIOD 2, YEAR 1 PURSUANT TO ORDINANCE 2004-12 OF THE CITY OF MARATHON, FLORIDA

WHEREAS, on 15th day of August, 2005, the City of Marathon (the “City”) Planning Commission (the “Commission”) and on the 23rd day of August, 2005, the City Council (the “Council”) conducted properly advertised public hearings (the “Public Hearings”) regarding the non-residential permit allocations for Period 2, Year 1 pursuant to Ordinance 2004-12 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. Based upon the information and documented evidence presented by City Staff and members of the public, the City Council hereby finds:

(1) The Public Hearings were 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; and

(2) Based upon the Staff Report attached as “Exhibit A”, the Commission recommended that the City Council award Non-Residential Floor Area allocations to applicants ranked one (1) through five (5), as set forth in Attachment “A” to the Staff Report; and

(3) Based upon the Staff Report and the Commission’s recommendations, the Council approves the Non-Residential Floor Area allocations to applicants ranked one (1) through five (5) of the NROGO applications for Period 2, Year 1, as set forth in Attachment “A” to the Staff Report.

Section 3. Based upon the above Findings of Fact, the Council does hereby make the following Conclusions of Law:

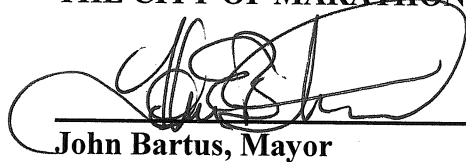
(1) The NROGO applications for Period 2, Year 1 of NROGO have been processed in accordance with Ordinance 2004-12 of the Code.

- (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.

Section 4. That 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 August, 2005.

THE CITY OF MARATHON, FLORIDA



John Bartus, Mayor

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

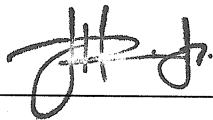
ATTEST:



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

Attachment A:
 NROGO Rankings
 Period 2, Year 1 (March 1, 2005 to July 13, 2005)

NROGO APPLICATIONS												
Rank	Score	NROGO Number	City/View Number	Name	Square Feet Requested	Date Entered	Time Entered	Expansion?	RE NUMBER	SUBDIVISION	BLOCK	LOT
1	19	N-05/07/11-01	DP2005-0045	Cisneros, Raul and Ana	2,125	7/11/2005	1:05 PM	No	00337200-000000	Marathon Beach	2	6,7,8
2	19	N-05/07/13-02	DP2005-0050	Morton Street Development Corp.	342	7/13/2005	1:30 PM	Yes	00357070-000000	Eberharter	-	1-5
3	14	N-05/04/12-01	DP2005-0020	Chaplin, James and Bettye	480	4/12/2005	10:00 AM	No	00363020-000000	Coco Plum Beach	1	23&24
4	14	N-05/07/06-01	DP2005-0044	Williams, Robert	2,498	7/6/2005	9:30 AM	No	00102440-000100	Key Vaccas	Govt. Lot	2
5	14	N-05/07/13-01	DP2005-0049	Grand Keys, LLC	1,444	7/13/2005	9:40 AM	Yes	00101780-000100	Hog Key	Govt. Lot	1
				Expansions								
				TOTAL	6,889							

**Attachment B:
NROGO Applications By Points
Period 2, Year 1 (March 1, 2005 to July 13, 2005)**

Name	Chaplin, James and Bettye	Williams, Robert	Cisneros, Raul and Ana	Grand Keys, LLC	Morton Street Development Corporation
NROGO Number	N-05/04/12-01	N-05/07/06-01	N-05/07/11-01	N-05/07/13-01	N-05/07/13-02
City/View Number	DP2005-0020	DP2005-0044	DP2005-0045	DP2005-0049	DP2005-0050
Square Feet Requested	480	2498	2125	1444	342
Date Entered	4/12/2005	7/6/2005	7/11/2005	7/13/2005	7/13/2005
Time Entered	10:00 AM	9:30 AM	1:05 PM	9:40 AM	1:30 PM
RE NUMBER	00363020-000000	00102440-000100	00337200-000000	00101780-000100	00357070-000000
CRITERIA					
<i>Infill Site</i>	+10	10	10	10	10
<i>FAR Reduce</i>	+4				
<i>Perservance Points</i>	+1 per yr				
<i>Flood Zone</i>	-1 or -6	-1	-1	-1	-1
<i>Historic Resources Impacted</i>	-10				
<i>Historic Resources Preserved</i>	+10				
<i>No Additional US 1 Connection</i>	+5		5		5
<i>Affordable Unit</i>	+5				
<i>Land Dedication</i>	+2 per lot				
<i>Environmental Habitat Group</i>	+5, -2, -5, or -10	5	5	5	5
<i>Known T/E</i>	-10 per specie				
<i>Potential T/E</i>	-5 per specie				
<i>Wide Ranging T/E</i>	-2				
<i>100 feet of Turtle Nesting</i>	-10				
<i>500 feet of Piping Plover</i>	-10				
<i>Florida Forever</i>	-10				
<i>Secondary Zone</i>	-10				
<i>COBRA</i>	-10				
<i>Cons. Land Protection Area</i>	-2				
<i>2 x landscaping</i>	+3				
<i>25% more than 2x landscaping</i>	+1				
<i>Water Conservation Landscaping</i>	+2				
TOTAL	14	14	19	14	19