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**CITY OF MARATHON, FLORIDA
RESOLUTION 2005-164**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
MARATHON, FLORIDA, APPROVING THE REQUEST TO RESCIND THE
MINOR CONDITIONAL USE APPROVAL FOR SEAVIEW COMMONS,
LLC**

WHEREAS, the City of Marathon, Florida (the "City") granted minor conditional use approval to Seaview Commons, LLC, (the "Developer") on November 9, 2004 through Resolution 2004-139; and

WHEREAS, the Developer has requested the City rescind their approval of the conditional use request; and

WHEREAS, the City has agreed to rescind the minor conditional use approval granted to the property for the proposed development.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:

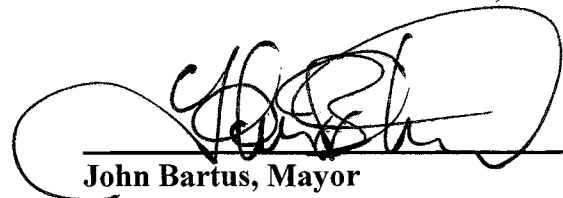
Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The conditional use approval granted to Seaview Commons, L.L.C., pursuant to City Resolution 2004-139 is hereby rescinded and City Resolution 2004-139 shall have no further force and effect.

Section 3. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED by the City Council of the City of Marathon, Florida, this 22nd day of November, 2005.

THE CITY OF MARATHON, FLORIDA



John Bartus, Mayor

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

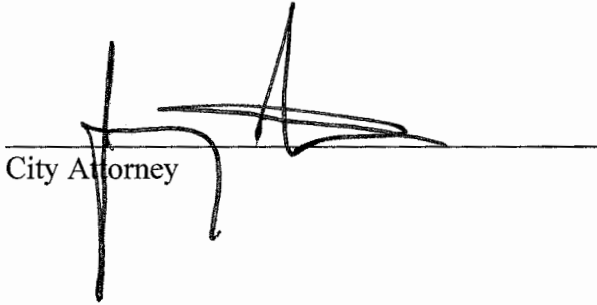
ATTEST:

A large, stylized handwritten signature in black ink, appearing to read "Cindy L. Ecklund", written over a horizontal line.

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 large, stylized handwritten signature in black ink, written over a horizontal line.

City Attorney