## CITY OF MARATHON, FLORIDA RESOLUTION 2006-005

## A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING THE MARKET RATE RESIDENTIAL DWELLING UNIT ALLOCATION FOR PERIOD 2, YEAR 14 PURSUANT TO SECTION 9.5-124 OF THE CITY OF MARATHON CODE

WHEREAS, on December 19, 2005, the City of Marathon Planning Commission (the "Commission") and on January 10, 2006, the City Council (the "Council") conducted properly advertised public hearings (the "Public Hearings") regarding the market rate residential dwelling unit allocations for Period 2, Year 14 pursuant to Section 9.5-124 of the City Code (the "Code"); and

WHEREAS, based upon the Staff Report, the Commission recommended that the Council award ROGO allocations to applicants ranked one (1) through six (6) for Market Rate Dwelling Units, as indicated by "Exhibit A" hereto

## 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 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 and the Commission's recommendations, the Council approves the ROGO allocations to applicants ranked one (1) through six (6) for Market Rate Dwelling Units, as indicated by "Exhibit A" hereto.

**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 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 Period 2, Year 14 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. This Resolution shall become effective immediately upon its adoption.

**PASSED AND APPROVED** by the City Council of the City of Marathon, Florida, this 10<sup>th</sup> day of January, 2006.

THE CITY OF MARATHON, FLORIDA

John Bartus, Mayor

AYES:Pinkus, Mearns, Miller, Bull, BartusNOES:NoneABSENT:NoneABSTAIN:None

ATTEST: Cindy L. **E**cklund 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: Ranking of ROGO Applications for Period 2, Year 14 November 14, 2005 to March 13, 2006

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NAME - NAME		Olsen, Terry & Bennett, Kenji	Trivett, Sam & Jackson	DiDonato, Thomas	Florida Keys Enterprises	Philipps, Norman and Bette	Robinson, Benjamin and Jacquelvn	Poole. Raymond	Schatmioffel Mary Dean	Salty Dog Financial, LLC	Culmer Samuel	Buttonwood Enterprises, LLC	Buttonwood Enterbrises, LLC	Buttonwood Enterprises. LLC	PM4.04/08/18.05 Buttonwood Enterprises 11.0	I entr Barry & Karin	Zien [Jan & Nancy	Incorb Andrea	Josephi, Andrea	Millel, Mark	Sanborn, Patti (1/2 Duplex)	Sariborn, Patti (1/2 Duplex)	Threadgold, Stuart & Christine	Lancaste Auto Sales	Edelstein, Don	Servais & Sweeney	Servais & Sweeney	Servais, Richard	Lera, Yeni	Hoerner Thomas	Salko, Thomas & Cyndy	Lefkowitz, Eric	Servais & Sweeney	Servais & Sweeney	Austin Jim & Tudor	Servais & Sweeney	I oner Sonia	5.00.00		INCUAUE, LAWIERICE	Servais, Kichard			Servais & Sweeney	RM-04/08/06-04 Servais & Sweeney
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NOTF- This spreadsheet reflects scores as of November 14, 2005. Any applications submitted, perseverance points accumulated, or changes made after this date will not be reflected on this list.

# Attachment A: Ranking of ROGO Applications for Period 2, Year 14 November 14, 2005 to March 13, 2006

RE NUMBER         SUBDIVISION         BLOCK           00334830-000000         Coco Plum Beach         12           00323800-000000         Harbor Isles         12           00323800-000000         Harbor Isles         12           00323800-000000         Boot Key         2           00323800-000000         Boot Key         2           0014950-000000         Boot Key         2           0014950-000000         Guitstream Shores         3           003533940-000000         Guitstream Shores         3           00353418-001000         Coro Plum Beach         8           00355418-0010000         Coro Plum Beach         8           00355418-001000         Coro Plum Beach         8           00355418-001000         Coro Plum Beach         8           00355418-001000         Coro Plum Beach         8           00355418-0010000         Carne Hammock         6           00355418-0010000         Carne Hammock         7           00355418-0010000         Carne Hammock         8           00355418-000000         Carne Hammock         6           00355418-000000         Carne Hammock         7           003555418-0000000         Carne Hammock         7 <th>00353850-00000 Watoriss J 00353850-00000 Watoriss J 003547560-00000 Watoriss M 00340370-000000 Days 2</th>	00353850-00000 Watoriss J 00353850-00000 Watoriss J 003547560-00000 Watoriss M 00340370-000000 Days 2
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	<ul> <li>(22-03) Repetto, John and Colleen</li> <li>(22-04) Repetto, John and Colleen</li> <li>(12-01) Kämph, Martin</li> <li>(22-01) Culmer, Gene</li> </ul>
RANK         ROGC NUMBER           43         RM-04/08/06-06           445         RM-04/08/09-01           45         RM-04/08/09-05           45         RM-04/08/09-05           46         RM-04/08/09-05           47         RM-04/08/09-05           48         RM-04/08/09-05           49         RM-04/08/09-05           51         RM-04/08/09-05           53         RM-04/08/09-11           54         RM-04/08/09-12           55         RM-04/08/09-12           53         RM-04/08/09-13           54         RM-04/08/09-13           55         RM-04/08/09-13           56         RM-04/08/09-13           57         RM-04/08/09-13           58         RM-04/08/09-13           59         RM-04/08/09-05           61         RM-04/08/09-05           63         RM-04/08/09-05           64         RM-04/08/09-05           65         RM-04/08/09-05           64         RM-04/08/09-05           65         RM-04/08/09-05           66         RM-04/08/09-05           67         RM-04/08/09-05           68         RM-04/08/09-05<	82         RM-05/08/22-03           83         RM-05/08/22-04           84         RM-05/09/12-01           85         RM-05/09/22-01

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	Culmer, Gene	8		Bennett, Mark & Debra		O'Jea, Jose & Pilar	RM-05/11/14-01 Nata Joseph & Kathi	Richards, John & Marcia	Kluck, Joyce M.	Leigh, JoAnn	-		Waish, Matthew	Sand Dollars of the Kevs, Inc.	Servais & Sweeney	Servais & Sweenev			GEM Homes	Servais & Sweeney	Forthman, Todd & Leslie	Cinquegrana, Ben/ Jayla Properties	Perdigen Orlando & Zalda	Servais, Richard	Servais, Richard	Servais, Richard	Servais, Richard	Lovell, Thad & Lookadoo, Dona	Welborn, Hugh and Barbara	33 Southpoint, LLC	33 Southpoint, LLC	Massaro, James			
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Remaining	7	7
Recommended	9	0
Available	13	2
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