

**CITY OF MARATHON, FLORIDA
RESOLUTION 2006-031**

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 1, YEAR 2 PURSUANT TO ORDINANCE 2004-12 OF THE CITY OF MARATHON, FLORIDA

WHEREAS, on 21st day of February, 2006, the City of Marathon (the “City”) Planning Commission (the “Commission”) and on the 28th day of February, 2006, the City Council (the “Council”) conducted properly advertised public hearings (the “Public Hearings”) regarding the non-residential permit allocations for Period 1, Year 2 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 applicant ranked one (1), 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 the applicant ranked one (1) of the NROGO applications for Period 1, Year 2, 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:

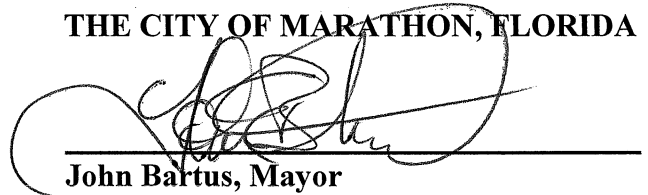
(1) The NROGO applications for Period 1, Year 2 of NROGO have been processed in accordance with Ordinance 2004-12 of the Code.

- (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 28th day of February, 2006.

THE CITY OF MARATHON, FLORIDA



John Bartus, Mayor

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

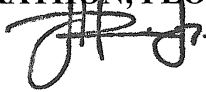
ATTEST:



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

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-05/09/28-01	DP2005-0071	SJN Ventures, Inc.	3,660	9/28/2005	2:35 PM	yes	00100490-000102	Govt Lot	-	-
				Expansions	3,660							
				TOTAL	3,660							