

**CITY OF MARATHON, FLORIDA
RESOLUTION 2006-059**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING THE REQUEST BY MARATHON HOTEL PARTNERSHIP, LLC, FOR AN AMENDMENT TO A MAJOR CONDITIONAL USE PERMIT, PURSUANT TO SECTION 9.5-69 OF THE CITY OF MARATHON CODE, AUTHORIZING THE REDEVELOPMENT OF A HOTEL, AT PROPERTY LOCATED AT 13351 OVERSEAS HIGHWAY, AND LEGALLY DESCRIBED AS PART OF LOT 1, SECTIONS 5, TOWNSHIP 66 SOUTH, RANGE 33 EAST, FAT DEER KEY, MONROE COUNTY, FLORIDA, HAVING REAL ESTATE NUMBER 00100320-000000

WHEREAS, on the November 8, 2005 the City of Marathon City Council approved Resolution 2005-0158, which granted major conditional use approval to Marathon Hotel Partnership, LLC (the "Applicant") for the redevelopment of existing commercial floor area pursuant to Sections 9.5-69 of the City Code (the "Code"); and

WHEREAS, the Applicant has requested an extension to the major conditional use permit pursuant to Section 9.5-72; and

WHEREAS, on the 20th day of March, 2006, the City of Marathon Planning Commission and on the 10th day of April, 2006, the City of Marathon City Council, conducted properly advertised public hearings regarding the request submitted by the Applicant, for an extension to a major conditional use permit.

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

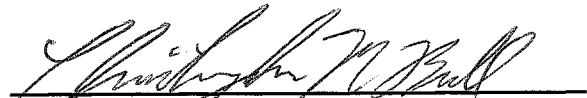
Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The City Council hereby approves a request for an extension to submit a building permit application by November 8, 2006 and of the major conditional use approval granted by Resolution 2005-0158 until November 8, 2008, with the condition that if redevelopment impact fees are established with 24 months of approval of this request for an extension to major conditional use approval, the applicant shall pay these fees to the City.

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 25th day of April, 2006.

THE CITY OF MARATHON, FLORIDA


Christopher M. Bull, Mayor

AYES: Mearns, Tempest, Worthington, Bull
NOES: None
ABSENT: None
ABSTAIN: Pinkus

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