

Sponsored by: Worthington

**CITY OF MARATHON, FLORIDA
RESOLUTION 2006-175**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA REQUESTING THAT REPRESENTATIVE RON SAUNDERS INTRODUCE AND SUPPORT LEGISLATION IN THE 2007 LEGISLATIVE SESSION ESTABLISHING DIFFERENT CRITERIA FOR PROPERTY TAX APPRAISALS OF DEED RESTRICTED AFFORDABLE HOUSING IN THE STATE OF FLORIDA WHICH WOULD RESULT IN PROPERTY TAX ASSESSMENTS BASED ON THE AFFORDABLE DEED RESTRICTION AND NOT ON MARKET RATE USE; CALLING UPON THE FLORIDA LEGISLATURE TO ENACT SUCH LEGISLATION IN THE 2007 LEGISLATIVE SESSION; AND DIRECTING THE CITY'S LOBBYING FIRM TO ADD SUCH LEGISLATION TO THE CITY'S LEGISLATIVE AGENDA IN THE 2007 LEGISLATIVE SESSION

WHEREAS, the Florida Keys and the City of Marathon (the "City") in particular are in desperate need of maintaining existing affordable housing and creating new sources of affordable housing; and

WHEREAS, one of the tools available to local governments is to create incentives for property owners to deed restrict their properties for affordable housing; and

WHEREAS, the Property Appraiser in Monroe County assesses deed restricted affordable housing on the same basis as non-deed restricted market rate housing, thereby placing a costly burden on such affordable housing and creating a disincentive for property owners to voluntarily adopt such deed restrictions; and

WHEREAS, legislation is necessary to require the Property Appraiser to conduct tax assessments based on the deed restriction and not the highest and best economic use of the property.

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

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

Section 2. The City Council requests that in the 2007 legislative session State Representative Ron Saunders sponsor and support legislation creating different and mandatory criteria for property tax appraisals of deed-restricted affordable housing that would result in lower property tax assessments commensurate with the lower market value of the deed restricted property.

Section 3. The City Council calls upon the Florida Legislature to enact such legislation in the 2007 Legislative session, and further calls upon the Governor and the Cabinet to work diligently towards the implementation of such legislation.

Section 4. The City Council hereby directs Barreto, Cunningham and May, the City's lobbying firm in Tallahassee, to add such legislation to the City's state legislative agenda for the 2007 legislative session.

Section 5. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED by the City Council of the City of Marathon, Florida, this 14th day of November, 2006.


THE CITY OF MARATHON, FLORIDA



Christopher M. Bull, Mayor

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

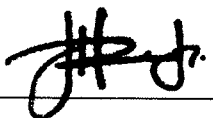
ATTEST:



Diane Clavier
City Clerk

(City Seal)

**APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:**



City Attorney