

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2007-179**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
MARATHON, FLORIDA, ESTABLISHING A LIST OF MUNICIPALLY  
OWNED PROPERTIES DETERMINED TO BE SUITABLE FOR  
AFFORDABLE HOUSING DEVELOPMENT**

**WHEREAS**, pursuant to Chapter 166.0451(1), Florida Statutes, each municipality in Florida is required to:

1. prepare an inventory list that identifies all real property within its jurisdiction to which the municipality holds fee simple title that is appropriate for use as affordable housing; and
2. adopt a resolution with an inventory list of such properties identified as suitable for affordable housing development; and

**WHEREAS**, pursuant to Chapter 166.0451(2), Florida Statutes, the properties identified as appropriate for use as affordable housing on the inventory list adopted by the municipality may be offered for sale and the proceeds may be used to purchase land for the development of affordable housing or to increase the local government fund earmarked for affordable housing, or may be sold with a restriction that requires the development of the property as permanent affordable housing, or may be donated to a nonprofit housing organization for the construction of permanent affordable housing, or the municipality may otherwise make the property available for use for the production and preservation of permanent affordable housing; and

**WHEREAS**, the City of Marathon (the "City") has adopted a comprehensive plan which became effective on July 7, 2005; and

**WHEREAS**, Policy 2-1.1.1 of the comprehensive plan states:

"Through implementation of the housing program, and the intergovernmental Coordination Element, the City will coordinate with appropriate private and non-profit agencies to improve housing opportunities and availability";

**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 finds that the following list constitutes the inventory of properties within the City of Marathon to which the City holds fee simple title, and that are suitable for affordable housing development:

1. **PROPERTY LEGALLY DESCRIBED AS A PART OF GOVERNMENT LOT 2, SECTION 6, TOWNSHIP 66 SOUTH, RANGE 33 EAST, ON KEY VACA, U.S. 1 AT 104TH STREET, MARATHON, MONROE COUNTY, FLORIDA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SECTION 6, T. 66 S., R. 33 E. AND THE SOUTHERLY RIGHT-OF-WAY LINE OF U. S. HIGHWAY NO. 1 FOR A DISTANCE OF 1709.80 FEET TO A POINT OF INTERSECTION OF THE SOUTHERLY RIGHT-OF-WAY OF U. S. HIGHWAY NO. 1, THENCE WITH A DEFLECTED ANGLE TO THE RIGHT OF 10 DEGREES AND 00 MINUTES AND NORTHEASTERLY ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF U. S. HIGHWAY NO. 1 FOR A DISTANCE OF 270.05 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREINAFTER DESCRIBED, FROM SAID POINT OF BEGINNING CONTINUE NORTHEASTERLY ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF U. S. HIGHWAY NO. 1 FOR A DISTANCE OF 270.05 FEET TO A POINT; THENCE WITH A DEFLECTED ANGLE TO THE RIGHT OF 102 DEGREES AND 09 MINUTES AND SOUTH FOR A DISTANCE OF 450.00 FEET; THENCE WITH A DEFLECTED ANGLE TO THE RIGHT OF 77 DEGREES AND 51 MINUTES AND SOUTHWESTERLY FOR A DISTANCE OF 270.05 FEET; THENCE WITH A DEFLECTED ANGLE TO THE RIGHT OF 102 DEGREES AND 09 MINUTES AND NORTH FOR A DISTANCE OF 450.00 FEET TO THE POINT OF BEGINNING.**

**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 11th day of December, 2007.

**THE CITY OF MARATHON, FLORIDA**

  
Edward P. Worthington, Mayor

AYES: Bull, Cinque, Tempest, Vasil, Worthington  
NOES: None  
ABSENT: None  
ABSTAIN: None

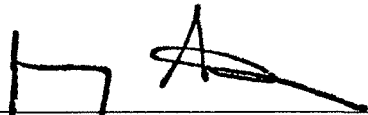
ATTEST:



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



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STATE OF FLORIDA  
**DEPARTMENT OF COMMUNITY AFFAIRS**  
*"Dedicated to making Florida a better place to call home"*

**CHARLIE CRIST**  
Governor

**THOMAS G. PELHAM**  
Secretary

February 26, 2008

Clarence Feagin  
Director of Planning  
City of Marathon  
9805 Overseas Highway  
Marathon, FL 33050


**RE: RESOLUTION 2007-179 OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, ESTABLISHING A LIST OF MUNICIPALLY OWNED PROPERTIES DETERMINED TO BE SUITABLE FOR AFFORDABLE HOUSING DEVELOPMENT.**

Dear Mr. Feagin:

The Department of Community Affairs - Area of Critical State Concern field office has received your request for a letter stating whether we will appeal the above resolution, pursuant to Section 380.07, Florida Statutes. We will not appeal the resolution; however please note that it is still subject to the local administrative appeal provisions.

This letter is not intended to constitute, and shall not be construed as constituting, a verification of compliance with the Comprehensive Plan and Land Development Regulations, and shall not be relied upon as a precedent or a waiver of rights regarding any other development order.

Sincerely,

  
Rebecca Jetton, Administrator  
Area of Critical State Concern

**2555 SHUMARD OAK BOULEVARD \$ TALLAHASSEE, FLORIDA 32399-2100**  
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