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**CITY OF MARATHON, FLORIDA  
RESOLUTION 2008-168**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, REPEALING RESOLUTION 2008-055 ESTABLISHING A REVISED ANNUAL ALLOCATION QUANTITY FOR EACH CATEGORY OF DWELLING UNIT ALLOCATIONS FOR THE RESIDENTIAL BUILDING PERMIT ALLOCATION SYSTEM (BPAS); PROVIDING FOR ROLLOVER TO FUTURE BPAS PERIODS OF UNUSED BPAS ALLOCATIONS, PROVIDING FOR NUMERICAL ADJUSTMENTS OF THE ALLOCATIONS BY RESOLUTION OF THE CITY COUNCIL; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the City Council of the City of Marathon, Florida (the “City”) adopted a revised set of Land Development Regulations in 2007 (the “LDR’s”); and

**WHEREAS**, the LDR’s establish a Residential Building Permit Allocation System (BPAS) in Chapter 107, Section 107.02, “Numerical Allocation Limits” which sets a total annual allocation quantity of thirty (30); and

**WHEREAS**, the City Council originally adopted Resolution 2008-055 on March 25, 2008, which in part established an allocation quantity for each category on a trimester basis; and

**WHEREAS**, Section 107.01 stipulates that the BPAS system shall run on a semi-annual basis such that fifteen (15) new Building Permit Allocations may be awarded each period; and

**WHEREAS**, Section 107.02 indicates that the annual allocations are to be distributed in a ratio of eighty (80%) percent / twenty (20%) percent Market Rate to Affordable; and

**WHEREAS**, Section 107.04, “Establishment of Allocation Pools,” establishes five (5) allocation pools; and

**WHEREAS**, Section 107.04 also allows for certain numerical adjustments among the categories, allowing for periodic adjustments as may be necessary during each BPAS year; and

**WHEREAS**, it is the desire of the City Council to provide an appropriate distribution of Building Permit Allocations during the current BPAS year as required under the LDR’s,

**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.** BPAS shall run on a semi-annual basis such that allocations are awarded twice per year.

**Section 3.** The BPAS Annual Allocation Pools for year 17 are as follows and will be maintained as such for future years unless otherwise modified:

<u>Category</u>	<u>BPAS / Period</u>
(Market Rate)	
(a) Owner-occupied Pool	3 / period
(b) General Market Pool	9 / period
(Affordable)	
(c) General Affordable Pool	2 / period
(d) Community Workforce Pool	1 / period
(Administrative Relief)	
(e) Administrative Relief Pool	0 / period

This BPAS Allocation pool represents an 80% percent / 20 % percent split of Market Rate to Affordable Building Permit Allocations.

**Section 3.** After award of BPAS allocations each period, if there are remaining allocations they may be awarded in the alternate Annual Allocation Pool within the major category that they were awarded, Market Rate or Affordable. If there are still allocations that are not awarded in a given period, then the BPAS allocations roll into the Annual Allocation Pool for the next BPAS period within the category(ies) that the allocations were originally distributed.

**Section 4.** The distribution of Building Permit Allocations may be adjusted at any meeting of the City Council by further resolution. In particular, should the need arise to provide allocations to the Administrative Relief Pool, then allocations may be taken from either of the market rate pools at the direction of the City Council.

**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 28th day of October, 2008.

**THE CITY OF MARATHON, FLORIDA**


  
Edward P. Worthington, Mayor

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

ATTEST:

  
Diane Clavier  
City Clerk

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

  
City Attorney