

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2010-98**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA APPROVING THE FINAL RANKINGS AND ALLOCATION OF THE MARKET RATE AND AFFORDABLE RESIDENTIAL DWELLING UNIT APPLICATIONS FOR PERIOD 1, YEAR 19 UNDER THE TEMPORARY RBPAS PROCEDURES PROMULGATED IN SECTION 107.07 G OF THE MARATHON CODE; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City of Marathon (the “City”) conducted a properly advertised public hearing (the “Public Hearing”) regarding the proposed residential BPAS rankings, Period 1, Year 19 pursuant to Chapter 107 Article 1 of the Marathon 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:

**Residential Building Permit Allocation (RBPAS)**

(1) The Public Hearing was properly advertised and held, as required by law, and the Applicants and all interested parties concerned in the matter were given an opportunity to be heard; and

(1) Based upon the RBPAS Rankings shown in the staff recommendation, attached as “Exhibits 1 & 2” for the Market Rate and Affordable RBPAS pools, the City Council awards seven (7) Market Rate allocations and zero (0) Affordable Allocations based upon a willingness to build immediately. Remaining BPAS Applicants will retain their relative positions in the BPAS ranking list and will be deferred in accordance with Section 107.07 of the Code.

**Section 3.** Based upon the above Findings of Fact, the City Council does hereby make the following Conclusions of Law:

(1) The CBPAS applications for Period 1, Year 19 of RBPAS have been processed in accordance with Chapter 107 Article 1 of the Code.

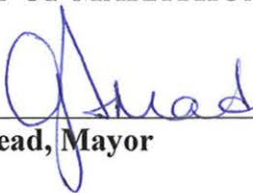
(2) In rendering its decision, as reflected in this Resolution, the City Council has:  
(a) Accorded procedural due process;

- (b) Observed the essential requirements of the law; and
  - (c) Supported its decision by substantial competent evidence of record.
- (3) The attached RBPAS allocation are awarded as set forth herein.

**Section 4.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 14<sup>th</sup> DAY OF SEPTEMBER, 2010.**

**THE CITY OF MARATHON, FLORIDA**

  
\_\_\_\_\_  
**Ginger Snead, Mayor**

AYES: Ramsay, Cinque, Worthington, Keating, Snead  
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

## Exhibit A

Attachment A:  
 Ranking of BPAS Applications for Period 1 Year 19  
 July 14, 2010 to January 13, 2011

Market Rate General Pool											
RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	RE NUMBER	SUBDIVISION	BLOCK	LOT
1	BM-08/11/12-01	Dean, James & Manning, Judy	47	11/12/2008	8:51 AM			00332160-000000	Venice	3	19
2	BM-10/07/07-01	Ljptak, William & Linda	46	7/8/2010	2:00 PM			00349550-000000	Gulfstream Shores	6	9
3	BM-10/07/13-01	Pescayo, Inc.	43	7/13/2010	9:00 AM			00363520-000400	Coco Plum		4
4	BM-10/07/13-02	Pescayo, Inc.	43	7/13/2010	9:15 AM			00363520-000500	Coco Plum		5
5	BM-10/07/13-03	Pescayo, Inc.	43	7/13/2010	9:30 AM			00363520-000600	Coco Plum		6
6	BM-09/11/03-01	Pyatt, Carl & Barbara	41	11/3/2009	9:32 AM			00355560-000000	Flamingo Island	1	12
7	BM-10/02/22-01	Llnes, Carl & Kathleen Cassin	36	2/22/2010	2:00 PM			00350620-000100	Sunrise Isle		8
8	RM-04/08/05-09	Felling, Michael	62	8/5/2004	3:02 PM			00376160-000000	Dorset	-	2
9	RM-04/08/06-07	Commercial Fish Inc.	62	8/6/2004	4:00 PM			00363280-000000	Coco Plum Beach	3	2
10	RM-04/08/09-06	Hazuka, John	62	8/9/2004	11:18 AM			00349680-000000	Gulfstream Shores	3	2
11	RM-04/08/09-07	Hazuka, John	62	8/9/2004	11:19 AM			00349690-000000	Gulfstream Shores	3	3
12	RM-04/08/09-10	Joulani, Aref	62	8/9/2004	2:00 PM			00354380-000000	Waloriss	M	16
13	RM-04/08/09-12	Groctefon, Robert	62	8/9/2004	2:46 PM			00326190-000000	Crane Hammock	G	7
14	RM-04/08/17-01	Kogut, Greg	62	8/17/2004	9:00 AM			00355418-000400	Sombrero Anglers Club South	-	37
15	RM-04/08/18-01	Iannucci, David	62	8/18/2004	2:05 PM			00356900-000000	Flamingo Island Estates	3	15
16	RM-04/09/02-01	Gill, Ronnie	62	9/2/2004	9:05 AM			00353680-000000	Waloriss	H	8
17	RM-04/09/07-01	Rodriguez, Jose	62	9/7/2004	10:30 AM			00331061-002000	Sea Aire Estates	1	20
18	RM-04/10/12-01	Cacciuti, John	62	10/12/2004	2:35 PM			00357041-002900	Sombrero Isle	-	29
19	RM-04/11/18-01	Borowski, Gregory & Janice	62	11/18/2004	8:00 AM			00373010-000000	Crain's	48	16
20	RM-04/11/23-01	Downes, David and Joanne	62	11/23/2004	8:32 AM			00364400-000000	Coco Plum Beach	10	14
21	RM-04/12/21-02	Saladino, Joseph & Kathleen	62	12/21/2004	2:38 PM			00330640-000000	North Marathon Shores	M	20
22	RM-05/08/22-01	Repetto, John and Colleen	62	8/22/2005	8:40 AM			00354240-000000	Waloriss	M	2
23	RM-05/08/22-02	Repetto, John and Colleen	62	8/22/2005	8:41 AM			00353880-000000	Waloriss	J	7
24	RM-05/08/22-03	Repetto, John and Colleen	62	8/22/2005	8:43 AM			00353890-000000	Waloriss	J	8
25	RM-05/08/22-04	Repetto, John and Colleen	62	8/22/2005	8:44 AM			00353850-000000	Waloriss	J	4
26	RM-05/09/12-01	Kamph, Martin	62	9/12/2005	3:50 PM			00354350-000000	Waloriss	M	13
27	RM-05/09/22-01	Culmer, Gene	62	9/22/2005	4:25 PM			00340370-000000	Days	2	6
28	RM-05/09/22-02	Culmer, Gene	62	9/22/2005	4:30 PM			00340380-000000	Days	2	7
29	RM-05/11/07-01	Bennett, Mark & Debra	62	11/7/2005	10:33 AM			00105520-000000	Tingler's Island	-	1
30	RM-04/08/31-01	Lentz, Barry & Karin	62	8/31/2004	4:31 PM	12/4/2006	8:00 AM	00333641-009100	Stirrup Key	-	91
31	RM-05/07/13-02	Crews, George & Kathy	61	7/13/2005	2:05 PM			00354950-000000	Sombrero Beach Village	2	1
32	RM-05/11/28-01	Perona, Bernard P.	61	11/28/2005	11:17 AM			00320990-000100	Sombrero Sub #2	-	6
33	RM-06/10/16-01	Fiorillo, Allen & Shelia	61	10/16/2006	10:30 AM			00353060-000000	Waloriss	C	5
34	RM-06/11/13-05	Micr, Fernando	61	11/13/2006	12:07 PM			00355780-000000	Waloriss	H	18
35	RM-05/11/04-01	Gray, Ronald & Jeanne	60	11/4/2005	3:10 PM			00346480-000000	Little Venice	-	115
36	RM-06/01/26-01	Leird, Christine & William	60	1/26/2006	10:13 AM			00332320-000000	Venice	4	7
37	RM-06/02/08-01	Andrus-Akins, Candace	60	2/8/2006	12:00 PM			00353970-000000	Waloriss	K	5
38	RM-06/02/14-01	Held, Michael & Robin	60	2/14/2006	12:00 PM			00105240-001900	Treasure Island		3
39	RM-06/03/06-01	Ham, Mona	60	3/6/2006	1:45 PM			00364810-000000	Coco Plum Beach	12	8
40	RM-06/05/05-01	Kaiser, Robert	60	5/5/2006	2:54 PM			00354070-000000	Waloriss	K	15

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 July 14, 2010 to January 13, 2011

RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	RE NUMBER	SUBDIVISION	BLOCK	LOT
41	RM-06/06/30-01	Kogut, Greg	60	6/30/2006	4:00 PM			00354460-000000	Wadoriss	M	24
42	RM-06/11/09-01	Florida Keys Planning & Devel.	60	11/9/2006	9:59AM			00342961-001000	Seascape Villas		10
43	RM 07/03/13-01	J & S Realstate Investment	60	3/13/2007	2:50 PM			00356060-000000	Flamingo Island	1	62
44	BM 07/10/16-01	Mullins, Judith	60	10/16/2007	1:05 PM			00353730-000000	Wadoriss	H	13
45	RM-04/08/09-03	Servais, Richard	59	8/9/2004	10:46 AM			00104920-000000	Boot Key	-	2
46	RM-04/09/08-01	Lovell, Thad	59	9/8/2004	12:35 PM			00365360-000000	Coco Plum Beach	14	13
47	RM-06/11/13-02	BT Land LLC	59	11/13/2006	10:56 AM	2/16/2007	11:35AM	00354000-000000	Wadoriss	K	8
48	RM-06/01/19-01	Servais & Sweeney	58	1/19/2006	3:29PM			00329300-000000	Marathon Shores N. Part B		18
49	RM-04/08/09-13	Vettraino, David	57	8/9/2004	3:25 PM			00355418-002100	Sombrero Anglers Club South	-	54
50	RM-05/10/28-01	Sand Dollars of the Keys, Inc.	57	10/28/2005	2:30 PM			00347020-000000	Atlantic Shores	-	2
51	RM-05/05/19-02	Dulimba, Dale	56	5/19/2005	12:29 PM			00325090-000000	Marameade	H	5
52	RM-06/10/18-01	Hattendorf, Doug	56	10/18/2006	1:30 PM			00373190-000000	Crain's	3	50
53	RM-04/08/09-11	Calvo, Jesus & Idemar	55	8/9/2004	2:28 PM			00363940-000000	Coco Plum Beach	8	13
54	RM-04/08/16-01	Schlichtman, Harry and Mary	55	8/16/2004	8:00 AM	11/15/2004	5:00 PM	00355418-001800	Sombrero Anglers Club South	-	51
55	RM-05/11/08-01	Keys Ltd.	55	11/8/2005	11:45 AM			00354420-000000	Wadoriss	M	20
56	RM-04/08/05-08	Benton, Frank & Karen	54	8/5/2004	12:01 PM			00365390-000000	Coco Plum Beach	14	16
57	RM-05/06/03-01	Massaro, James	54	6/3/2005	12:00 PM			00370330-000000	Crains	32	2
58	RM-05/11/14-02	Richards, John & Marcia	54	11/14/2005	8:59 AM			00354280-000000	Wadoriss	M	6
59	RM-06/06/23-01	Leader Property Investments	54	6/23/2006	4:30 PM			00354870-000000	Sombrero Beach Village	1	17
60	BM-08/05/13-01	Zieg, Dan	54	5/13/2008	9:50 AM			00366710-000000	Coco Plum	21	62 & 63
61	RM-04/08/24-01	Leigh, JoAnn	53	8/24/2004	11:00 AM	1/5/2005	12:00 PM	00343140-000000	Paraiso Estates	2	7
62	RM-06/03/03-01	Butler, Cecil & Dean, William	53	3/3/2006	4:05PM			00354850-000000	Sombrero Beach Village	1	15
63	RM 07/03/09-01	Keys Ltd. Profit	53	3/9/2007	10:45 AM			00352080-000000	Coral Colony		14
64	RM-04/12/21-01	Prieto, Rogel	52	12/21/2004	2:21 PM			00328900-000000	North Marathon Shores	C	9
65	RM-06/11/02-01	Worthington Springs Devel.	52	11/2/2006	4:20PM			00366031-000300	Coco Plum Beach	20	2A
66	RM-06/11/02-02	Worthington Springs Devel.	52	11/2/2006	4:21PM			00366031-000400	Coco Plum Beach	20	2B
67	RM-07/02/05-01	Ayers, Michael & Natalie	52	2/5/2007	2:10 PM			00353690-000000	Wadoriss	H	9
68	RM-04/08/09-04	Servais, Richard	51	8/9/2004	10:47 AM			00365400-000000	Coco Plum Beach	14	17
69	RM-04/08/09-05	Halbman, John & Carol	51	8/9/2004	10:48 AM			00365410-000000	Coco Plum Beach	14	18
70	RM-06/11/08-01	Leasure, Gary	51	11/18/2006	1:18 PM			00347050-000000	Atlantic Shores		3
71	RM-04/08/06-05	Lee, Allan & Gidget	50	8/6/2004	2:40 PM			00365420-000000	Coco Plum Beach	14	19
72	RM-05/10/05-01	Forthman, Todd & Leslie	50	10/5/2005	12:30 PM			00339910-000000	Sheryl	A	12
73	BM 07/11/08-01	Knight, Thomas & Sylvia	50	11/8/2007	2:00 PM			00332250-000000	Venice	3	28
74	RM-05/04/13-01	Wood, Roger and Barbara	49	4/13/2005	8:30 AM			00338780-000100	Edmunds Acreage Tracts	-	pt 10
75	RM-05/05/20-02	Wright, Cindy	49	5/20/2005	2:04 PM			00373280-000000	Crains	50	11
76	RM-05/07/01-01	Steinmetz, Petra	49	7/1/2005	1:58 PM			00341620-000000	Puerta Del Sol	D	16
77	RM-04/08/09-08	Mann, James	49	8/9/2004	11:25 AM	8/12/2005	1:15 PM	00355980-000000	Flamingo Island Estates	1	54
78	RM-06/07/13-01	Smith, Mark	48	7/13/2006	10:06 AM			00364630-000000	Coco Plum	11	14
79	RM-07/02/22-01	Naranjo, Jorge	48	2/22/2007	2:45PM			00353270-000000	Wadoriss	E	12
80	RM-07/02/28-01	Riffe, Bryan & Paula	48	2/28/2007	9:15 AM			00105140-000000			33
81	RM-07/03/07-01	Daughtry, Christopher	48	3/7/2007	11:20 AM			00356850-000000	Flamingo Island Estates	3	10
82	RM 07/03/09-02	Chaplin, James	48	3/9/2007	4:40 PM			00319870-000000		2	13



## **Exhibit B**

**Attachment B:**  
**Ranking of Affordable RBPAS Applications for Period 1, Year 19**  
**July 14, 2010 to January 13, 2011**

<b>Affordable General Pool</b>											
RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	RE NUMBER	SUBDIVISION	BLOCK	LOT
1	BA-07/08/09-01	Sweeting, Nolan	33	8/9/2007	9:10 AM			00342790-000000	Tropicana	E	6
2	BA-07/08/09-03	Sweeting, Nolan	33	8/9/2007	9:10 AM			00342790-000000	Tropicana	E	6
3	BA-07/08/09-04	Sweeting, Nolan	33	8/9/2007	9:10 AM			00342790-000000	Tropicana	E	6
<b>Community Workforce Housing</b>											
RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	RE NUMBER	SUBDIVISION	BLOCK	LOT
There are currently no applications in this pool											
<b>TBR Affordable Pool</b>											
RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	RE NUMBER	SUBDIVISION	BLOCK	LOT
1	BA-07/07/16-06	Daniels, Debra	35	7/16/2007	8:09 AM			00327940-000000	Thompson & Adams	1	4
2	BA-07/12/06-01	Driftwood LLC	36	12/6/2007	8:45 AM			00326380-000000	Key Colony Beach		0
3	BA-07/12/06-02	Driftwood LLC	36	12/6/2007	8:46 AM			00326380-000000	Key Colony Beach		0
4	BA-07/12/06-03	Driftwood LLC	36	12/6/2007	8:47 AM			00326380-000000	Key Colony Beach		0
5	BA-07/12/06-04	Driftwood LLC	36	12/6/2007	8:48 AM			00326380-000000	Key Colony Beach		0
6	BA-07/19/31-03 251 51St	Frahlich, Steven	34	10/31/2007	11:22 AM			00325030-000000	Maramede		6
7	BA-07/09/09-02	Sweeting, Nolan	33	8/9/2007	9:10 AM			00342790-000000	Tropicana	B	6
8	BA-07/19/31-04	Frahlich, Steven	33	10/31/2007	11:23 AM			00325030-000000	Maramede		6
9	BA-08/03/07-01	Doug Young & Linda Lawson	52	3/7/2008	9:00 AM			00327110-000000	Thompson & Adams		1&2
10	BA-07/07/16-03	Tennyson, Amy	29	7/16/2007	8:05 AM			00348080-000000	Lida	2	13
11	BA-07/07/16-04	Daniels, William & Jane	29	7/16/2007	8:07 AM			00323520-000000	Harbor Isles	8	1
12	BA-07/07/16-05	WPBD Inc	29	7/16/2007	8:08 AM			00323530-000000	Harbor Isles	8	2
13	BA-07/07/16-07	WPBD Inc	29	7/16/2007	8:10 AM			00323550-000000	Harbor Isles	8	4
14	BA-07/07/16-08 A & B	Cisneros, Raul	29	7/16/2007	8:11 AM			00337200-000000	Marathon Beach	2	6
15	BA-07/07/16-08 A & B	Cisneros, Raul	29	7/16/2007	8:11 AM			00337200-000000	Marathon Beach	2	6
16	BA-07/07/16-09 A & B	Cisneros, Raul	29	7/16/2007	8:12 AM			00337210-000000	Marathon Beach	2	7
17	BA-07/07/16-09 A & B	Cisneros, Raul	29	7/16/2007	8:12 AM			00337210-000000	Marathon Beach	2	7
18	BA-07/07/30-01	McGann, Terry	29	7/30/2007	11:00 AM				Keys RV		78 E
19	BA-07/08/31-03	Weilander, Nick	28	8/31/2007	4:02 PM			00334360-000000	Key Colony	32	
20	BA-07/08/31-04	Weilander, Nick	28	8/31/2007	4:03 PM			00334360-000000	Key Colony	32	
21	BA-07/08/31-05	Weilander, Nick	28	8/31/2007	4:04 PM			00334280-000000	Key Colony	24	
22	BA-07/08/31-06	Weilander, Nick	28	8/31/2007	4:04 PM			00334280-000000	Key Colony	24	
23	BA-07/11/16-02	Schmitt, Brian	28	11/16/2007	2:01 PM			00320840-000100	Sembrero		
24	BA-07/11/16-03	Schmitt, Brian	28	11/16/2007	2:01 PM			00320840-000100	Sembrero		
25	BA-07/11/16-04	Schmitt, Brian	28	11/16/2007	2:01 PM			00320840-000100	Sembrero		
26	BA-07/11/16-05	Schmitt, Brian	28	11/16/2007	2:03 PM			00320860-000000	Sembrero		
27	BA-07/11/16-06	Schmitt, Brian	28	11/16/2007	2:04 PM			00320860-000000	Sembrero		
28	BA-07/11/16-07	Schmitt, Brian	28	11/16/2007	2:05 PM			00320860-000000	Sembrero		
29	BA-07/11/16-09	Schmitt, Brian	28	11/16/2007	2:07 PM			00320860-000000	Sembrero		
30	BA-07/11/16-08	Schmitt, Brian	28	11/16/2007	2:06 PM			00320860-000000	Sembrero		
31	BA-07/11/28-01	Williams, Doyle	28	11/28/2007	11:12 AM			00102840-000200	Key Vacas		2
32	BA-07/11/28-02	Williams, Doyle	28	11/28/2007	11:12 AM			00102840-000200	Key Vacas		2
33	BA-09/01/02-01	Schindler, Gail	28	1/2/2008	10:15 AM			00333540-000000	Sturup Key Bight	2	5
34	BA-09/07/09-01	Poppleton, James & Eunice	26	7/9/2009	3:15 PM			00338930-001030	Keys RV		2E
				<b>Awards</b>	<b>Available</b>	<b>Recommended</b>	<b>Remaining</b>				
				General	18	0	19				
				Workforce	1	0	2				
				TBR	1	0	2				

Any application submitted, or changes made after January 13th, 2010 will not be reflected on this list.