

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2011-80**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
MARATHON, FLORIDA APPROVING THE RANKING AND  
ALLOCATION OF THE MARKET RATE AND AFFORDABLE  
RESIDENTIAL DWELLING UNIT APPLICATIONS FOR PERIOD 1,  
YEAR 20; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, on September 13, 2011 the City Council (the "Council") of the City of Marathon (the "City") conducted a properly advertised public hearing (the "Public Hearing") regarding the Residential Building Permit Allocation System ranking and allocation applications for Period 1, Year 20 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 makes the following findings of fact:

**Residential Building Permit Allocation (RBPAS)**

- (1) The Public Hearing was properly advertised and held, as required by law, and the Applicant(s) and all interested parties concerned in the matter were given an opportunity to be heard; and
- (2) City staff recommended the City Council award three (3) Market Rate allocations and zero (0) Affordable Allocations based upon the selected Applicants willingness to build immediately as set forth in Exhibit "A" and "B" attached hereto.

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

- (1) The RBPAS applications for Period 1, Year 20 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 RBPAS allocations as set forth in Exhibit "A" and "B" attached hereto are awarded. The remaining RBPAS Applicants will retain their positions in the RBPAS ranking list and be deferred in accordance with Section 107.07 of the Code.

**Section 4.** This Resolution shall not take effect until after thirty (30) days following the date it is filed with the City Clerk, during which time the approvals herein shall be subject to appeal as provided in the Code.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 13<sup>th</sup> DAY OF SEPTEMBER, 2011.**

**THE CITY OF MARATHON, FLORIDA**

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

AYES: Ramsay, Cinque, Keating, Worthington, 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

This Resolution was filed in the Office of the City Clerk on this 15 day of September 2011.

  
\_\_\_\_\_  
Diane Clavier, City Clerk



**EXHIBIT A**

Attachment A:  
 Ranking of BPAS Applications for Period 1 Year 20  
 July 14, 2011 to January 13, 2012

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	RM-05/09/22-02	Schugar, David	46	9/22/2005	4:30 PM			00340380-000000	Days	2	7
2	BM-07/10/15-01	Gurgio, Mary	45	10/15/2007	3:05 PM			00333641-002800	Stirrup Key		28
3	BM-11/07/07-04	Pescayo, Inc.	42	7/7/2011	2:33 PM			00363520-000700	Pescayo Village	1	7
4	RM-04/08/05-09	Felling, Michael	63	8/5/2004	3:02 PM			00376160-000000	Dorsett		2
5	RM-04/08/09-06	Hazuka, John	63	8/9/2004	11:18 AM			00349680-000000	Gulfstream Shores	3	2
6	RM-04/08/09-07	Hazuka, John	63	8/9/2004	11:19 AM			00349690-000000	Gulfstream Shores	3	3
7	RM-04/08/09-10	Joulani, Aref	63	8/9/2004	2:00 PM			00354380-000000	Waloriss	M	16
8	RM-04/08/09-12	Grostefon, Robert	63	8/9/2004	2:46 PM			00326190-000000	Crane Hammock	G	7
9	RM-04/08/17-01	Kogut, Greg	63	8/17/2004	9:00 AM			00355418-000400	Sombrero Anglers Club South	-	37
10	RM-04/08/18-01	Iannucci, David	63	8/18/2004	2:05 PM			00356900-000000	Flamingo Island Estates	3	15
11	RM-04/09/02-01	Gill, Ronnie	63	9/2/2004	9:05 AM			00353680-000000	Waloriss	H	8
12	RM-04/09/07-01	Rodriguez, Jose	63	9/7/2004	10:30 AM			00331061-002000	Sea Aire Estates	1	20
13	RM-04/10/12-01	Cacciani, John	63	10/12/2004	2:35 PM			00357041-002900	Sombrero Isle	-	29
14	RM-04/11/18-01	Borowski, Gregory & Janice	63	11/18/2004	8:00 AM			00373010-000000	Crain's	4S	16
15	RM-04/11/23-01	Downes, David and Joanne	63	11/23/2004	8:32 AM			00364400-000000	Coco Plum Beach	10	14
16	RM-04/12/21-02	Saladino, Joseph & Kathleen	63	12/21/2004	2:38 PM			00330640-000000	North Marathon Shores	M	20
17	RM-05/08/22-01	Repetto, John and Colleen	63	8/22/2005	8:40 AM			00354240-000000	Waloriss	M	2
18	RM-05/08/22-02	Repetto, John and Colleen	63	8/22/2005	8:41 AM			00353880-000000	Waloriss	J	7
19	RM-05/08/22-03	Repetto, John and Colleen	63	8/22/2005	8:43 AM			00353890-000000	Waloriss	J	8
20	RM-05/08/22-04	Repetto, John and Colleen	63	8/22/2005	8:44 AM			00353850-000000	Waloriss	J	4
21	RM-05/09/12-01	Kamph, Martin	63	9/12/2005	3:50 PM			00354350-000000	Waloriss	M	13
22	RM-05/09/22-01	Culmer, Gene	63	9/22/2005	4:25 PM			00340370-000000	Days	2	6
23	RM-05/11/07-01	Bennett, Mark & Debra	63	11/7/2005	10:33 AM			00105520-000000	Tingler's Island	-	1
24	RM-04/08/31-01	Lentz, Barry & Karin	63	8/31/2004	4:31 PM	12/4/2006	8:00 AM	00333641-009100	Stirrup Key	-	91
25	RM-05/07/13-02	Crews, George & Kathy	62	7/13/2005	2:05 PM			00354950-000000	Sombrero Beach Village	2	1
26	RM-05/11/28-01	Perona, Bernard P.	62	11/28/2005	11:17 AM			00320990-000100	Sombrero Sub #2	-	6
27	RM-06/10/16-01	Piorillo, Allen & Shelia	62	10/16/2006	10:30 AM			00353060-000000	Waloriss	C	5
28	RM-06/11/13-05	Mier, Fernando	62	11/13/2006	12:07 PM			00353780-000000	Waloriss	H	18
29	RM-04/08/06-07	Commercial Fish Inc.	61	8/6/2004	4:00 PM			00363280-000000	Coco Plum Beach	3	2
30	RM-05/11/04-01	Gray, Ronald & Jeanne	61	11/4/2005	3:10 PM			00346480-000000	Little Venice	-	115
31	RM-06/11/09-01	Florida Keys Planning & Devel.	61	11/9/2006	9:59 AM			00342961-001000	Seascape Villas		10
32	BM-07/10/16-01	Mullins, Judith	61	10/16/2007	1:05 PM			00353730-000000	Waloriss	H	13
33	RM-06/01/26-01	Laird, Christine & William	61	1/26/2006	10:13 AM			00332320-000000	Venice	4	7
34	RM-06/02/08-01	Andrus-Akins, Candace	61	2/8/2006	12:00 PM			00353970-000000	Waloriss	K	5
35	RM-06/02/14-01	Held, Michael & Robin	61	2/14/2006	12:00 PM			00105240-001900	Treasure Island		3
36	RM-06/03/06-01	Ham, Mona	61	3/6/2006	1:45 PM			00364810-000000	Coco Plum Beach	12	8
37	RM-06/06/30-01	Kogut, Greg	61	6/30/2006	4:00 PM			00354460-000000	Waloriss	M	24
38	RM-06/05/05-01	Koutros, Gregg & Kristen	61	5/5/2006	2:54 PM			00354070-000000	Waloriss	K	15
39	RM-07/03/13-01	J & S Real Estate Investment	61	3/13/2007	2:50 PM			00356060-000000	Flamingo Island	1	62
40	RM-04/08/09-03	Servais, Richard	60	8/9/2004	10:46 AM			00104920-000000	Boot Key	-	2

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**July 14, 2011 to January 13, 2012**

RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	RE NUMBER	SUBDIVISION	BLOCK	LOT
41	RM-04/09/08-01	Lovell, Thad	60	9/8/2004	12:35 PM			00365360-000000	Coco Plum Beach	14	13
42	RM-06/11/13-02	BT Land LLC	60	11/13/2006	10:56 AM	2/16/2007	11:35AM	00354600-000000	Wadoriss	K	8
43	RM-06/01/19-01	Servais & Sweeney	59	1/19/2006	3:29PM			00329300-000000	Marathon Shores N. Part B		18
44	RM-04/08/09-13	Vettrano, David	58	8/9/2004	3:25 PM			00355418-002100	Sombrero Anglers Club South	-	54
45	RM-05/10/28-01	Sand Dollars of the Keys, Inc.	58	10/28/2005	2:30 PM			00347020-000000	Atlantic Shores	-	2
46	RM-06/10/18-01	Hattendorf, Doug	57	10/18/2006	1:30 PM			00373190-000000	Crain's	3	50
47	RM-05/05/19-02	Dulimba, Dale	57	5/19/2005	12:29 PM			00325090-000000	Maramade	H	5
48	RM-04/08/09-11	Calvo, Jesus & Idgmar	56	8/9/2004	2:28 PM			00363940-000000	Coco Plum Beach	8	13
49	RM-04/08/16-01	Schlichtman, Harry and Mary	56	8/16/2004	8:00 AM	11/15/2004	5:00 PM	00355418-001800	Sombrero Anglers Club South	-	51
50	RM-05/11/08-01	Keys Ltd.	56	11/8/2005	11:45 AM			00354420-000000	Wadoriss	M	20
51	RM-04/08/05-08	Benton, Frank & Karen	55	8/5/2004	12:01 PM			00365390-000000	Coco Plum Beach	14	16
52	RM-05/11/14-02	Richards, John & Marcia	55	11/14/2005	8:59 AM			00354280-000000	Wadoriss	M	6
53	RM-05/06/03-01	Masaro, James	55	6/3/2005	12:00 PM			00370330-000000	Crains	32	2
54	RM-06/06/23-01	Connor, Edward & Sherry	55	6/23/2006	4:30 PM			00354870-000000	Sombrero Beach Village	1	17
55	BM-08/05/13-01	Gemini Key	55	5/13/2008	9:50 AM			00366710-000000	Coco Plum	21	62 & 63
56	RM-04/08/24-01	Lerigh, JoAnn	54	8/24/2004	11:00 AM	1/5/2005	12:00 PM	00343140-000000	Paraiso Estates	2	7
57	RM-06/03/03-01	Butler, Cecili & Dean, William	54	3/3/2006	4:05PM			00354850-000000	Sombrero Beach Village	1	15
58	RM 07/03/09-01	Keys Ltd. Profit	54	3/9/2007	10:45 AM			00352080-000000	Coral Colony		14
59	RM-04/12/21-01	Prieto, Rogel	53	12/21/2004	2:21 PM			00328900-000000	North Marathon Shores	C	9
60	RM-06/11/02-01	Worthington Springs Devel.	53	11/2/2006	4:20PM			00366031-000300	Coco Plum Beach	20	2A
61	RM-06/11/02-02	Worthington Springs Devel.	53	11/2/2006	4:21PM			00366031-000400	Coco Plum Beach	20	2B
62	RM-07/02/05-01	Ayers, Michael & Natalie	53	2/5/2007	2:10 PM			00353690-000000	Wadoriss	H	9
63	RM-04/08/09-04	Servais, Richard	52	8/9/2004	10:47 AM			00365460-000000	Coco Plum Beach	14	17
64	RM-04/08/09-05	Haltman, John & Carol	52	8/9/2004	10:48 AM			00365410-000000	Coco Plum Beach	14	18
65	RM-06/11/08-01	Leasure, Gary	52	11/18/2006	1:18 PM			00347030-000000	Atlantic Shores		3
66	RM-04/08/06-05	Lee, Allan & Gidget	51	8/6/2004	2:40 PM			00365420-000000	Coco Plum Beach	14	19
67	RM-05/10/05-01	Forthman, Todd & Leslie	51	10/5/2005	12:30 PM			00339910-000000	Sheryl	A	12
68	RM-05/04/13-01	Wood, Roger and Barbara	50	4/13/2005	8:30 AM			00338780-000100	Edmunds Acreage Tracts	-	pt 10
69	RM-05/05/20-02	Wright, Cindy	50	5/20/2005	2:04 PM			00375280-000000	Crains	50	11
70	RM-05/07/01-01	Steinmetz, Petra	50	7/1/2005	1:58 PM			00341620-000000	Puerta Del Sol	D	16
71	RM-04/08/09-08	Mann, James	50	8/9/2004	11:25 AM	8/12/2005	1:15 PM	00355980-000000	Flamingo Island Estates	1	54
72	BM 07/10/10-01	Gray, Ronald	49	10/10/2007	2:20 PM			00346470-000000	Little Venice #2		114
73	BM 07/10/15-02	D'Ascanio, Amedeo & Lynn	49	10/15/2007	3:06 PM			00366230-000000	Coco Plum Beach	21	14
74	RM-06/07/13-01	Smith, Mark	49	7/13/2006	10:06 AM			00364630-000000	Coco Plum	11	14
75	RM-07/02/28-01	Riffe, Bryan & Paula	49	2/28/2007	9:15 AM			00105140-000000			33
76	RM-07/03/07-01	Daughtry, Christopher	49	3/7/2007	11:20 AM			00356850-000000	Flamingo Island Estates	3	10
77	RM 07/03/09-02	Chaplin, James	49	3/9/2007	4:40 PM			00319870-000000		2	13
78	RM 07/03/09-02	Chaplin, James	49	3/9/2007	4:40 PM			00319870-000000		2	13
79	RM 07/03/09-03	Chaplin, James	49	3/9/2007	4:41 PM			00319880-000000		2	14
80	RM 07/03/09-03	Chaplin, James	49	3/9/2007	4:41 PM			00319880-000000		2	14
81	RM 07/03/09-04	Chaplin, James	49	3/9/2007	4:42 PM			00319760-000000		2	3
82	RM 07/03/09-04	Chaplin, James	49	3/9/2007	4:42 PM			00319760-000000		2	3

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**July 14, 2011 to January 13, 2012**

RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	RE NUMBER	SUBDIVISION	BLOCK	LOT
83	BM-08/06/03-01	Torres, Luis & Maria Elena	48	6/3/2008	1:55 PM			00100750-001200	For Deer Key		12
84	RM-05/07/11-01	Servais & Sweeney	45	7/11/2005	11:34 AM			00341540-000000	Puerta Del Sol	D	7
85	RM-05/07/13-04	33 Southpoint, LLC	44	7/13/2005	3:20 PM			00358230-000104	Marina Homes at Seawatch	-	4
86	RM-05/07/13-05	33 Southpoint, LLC	44	7/13/2005	3:22 PM			00358230-000106	Marina Homes at Seawatch	-	6
87	RM-06/01/23-01	Sparkman, Joseph	44	1/23/2006	2:00PM			00364790-000000	Coco Plum Bch	12	6
88	BM-08/03/07-02	Jutstrom, Bryan	43	3/7/2008	3:50 PM			00345780-000000	Little Venice		46
89	BM-09/11/03-01	Wallace, Keenan & Rita	42	11/3/2009	9:32 AM			00355560-000000	Fleming Island	1	12
90	BM-11/07/07-01	Pescayo, Inc.	42	7/7/2011	2:30 PM			00363520-000100	Pescayo Village	1	1
91	BM-11/07/07-02	Pescayo, Inc.	42	7/7/2011	2:31 PM			00363520-000200	Pescayo Village	1	2
92	BM-11/07/07-03	Pescayo, Inc.	42	7/7/2011	2:32 PM			00363520-000300	Pescayo Village	1	3
93	BM-11/07/07-05	Pescayo, Inc.	42	7/7/2011	2:34 PM			00363520-000800	Pescayo Village	1	8
94	RM-04/08/05-04	Rabito, Kimberly	41	8/5/2004	10:51 AM			00326130-000000	Crane Hammock	G	1
95	RM-06/03/16-01	Paytas, James	40	3/16/2006	1:45PM			00358230-000105	Marina Homes at Seawatch	-	5
96	BM-11/04/25-01	Trujillo, Osvaldo & Alicia	10	4/25/2011	9:00 AM			00322060-000000	Sombrero #6		
<b>Market Rate Owner Occupied Pool</b>											
1	RM-05/10/19-01	Ferreiro, John	69	10/19/2005	9:20 AM			00335060-000000	Key Colony	2	6
2	RM-05/05/19-01	Daniels, Michael	66	5/19/2005	12:28 PM	7/21/2005	9:50 AM	00329760-000000	North Marathon Shores	G	6
				<b>Awards</b>	<b>Available</b>	<b>Recommended</b>	<b>Remaining</b>				
				General	38	2	36				
				Owner	17	1	16				

**EXHIBIT B**



RBPAS Attachment B. Affordable BPAS Y 20, P1

Affordable 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	BA-070809-01	Sweeting, Nolan	33	8/9/2007	9:10 AM			00342790-000000	Tropicana	B	6
2	BA-070809-03	Sweeting, Nolan	33	8/9/2007	9:10 AM			00342790-000000	Tropicana	B	6
3	BA-070809-04	Sweeting, Nolan	33	8/9/2007	9:10 AM			00342790-000000	Tropicana	B	6
Community Workforce Housing											
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.											
TBR Affordable Pool											
RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	RE NUMBER	SUBDIVISION	BLOCK	LOT
1	BA-070716-06	Daniels, Debra	36	7/16/2007	8:09 AM			00327940-000000	Thompson & Adams	1	4
2	BA-071206-01	Driftwood LLC	36	12/6/2007	8:45 AM			00326380-000000	Key Colony Beach		0
3	BA-071206-02	Driftwood LLC	36	12/6/2007	8:46 AM			00326380-000000	Key Colony Beach		0
4	BA-071206-03	Driftwood LLC	36	12/6/2007	8:47 AM			00326380-000000	Key Colony Beach		0
5	BA-071206-04	Driftwood LLC	36	12/6/2007	8:48 AM			00326380-000000	Key Colony Beach		0
6	BA-071031-03 251 51St	Frublich, Steven	34	10/31/2007	11:22 AM			00325030-000000	Marameade		6
7	BA-070809-02	Sweeting, Nolan	33	8/9/2007	9:10 AM			00342790-000000	Tropicana	B	6
8	BA-071031-04	Frublich, Steven	33	10/31/2007	11:23 AM			00325030-000000	Marameade		6
9	BA-080307-01	Doug Young & Linda Lawson	33	3/7/2008	9:00 AM			00327110-000400	Thompson & Adams		1&2
10	BA-070716-03	Tennyson, Amy	29	7/16/2007	8:05 AM			00348080-000000	Lida	2	13
11	BA-070716-04	Daniels, William & Jane	29	7/16/2007	8:07 AM			00323520-000000	Harbor Isles	8	1
12	BA-070716-05	WPBD Inc	29	7/16/2007	8:08 AM			00323530-000000	Harbor Isles	8	2
13	BA-070716-07	WPBD Inc	29	7/16/2007	8:10 AM			00323550-000000	Harbor Isles	8	4
14	BA-070716-08 A & B	Cisneros, Raul	29	7/16/2007	8:11 AM			00337200-000000	Marathon Beach	2	6
15	BA-070716-08 A & B	Cisneros, Raul	29	7/16/2007	8:11 AM			00337200-000000	Marathon Beach	2	6
16	BA-070716-09 A & B	Cisneros, Raul	29	7/16/2007	8:12 AM			00337210-000000	Marathon Beach	2	7
17	BA-070716-09 A & B	Cisneros, Raul	29	7/16/2007	8:12 AM			00337210-000000	Marathon Beach	2	7
18	BA-070730-01	McGann, Terry	29	7/30/2007	11:00 AM				Keys RV		78 E
19	BA-070831-03	Weilander, Nick	28	8/31/2007	4:02 PM			00334360-000000	Key Colony	32	
20	BA-070831-04	Weilander, Nick	28	8/31/2007	4:03 PM			00334360-000000	Key Colony	32	
21	BA-070831-05	Weilander, Nick	28	8/31/2007	4:04 PM			00334280-000000	Key Colony	24	
22	BA-070831-06	Weilander, Nick	28	8/31/2007	4:04 PM			00334280-000000	Key Colony	24	
23	BA-071116-02	Schmitt, Brian	28	11/16/2007	2:01 PM			00320840-000100	Sombrero		
24	BA-071116-03	Schmitt, Brian	28	11/16/2007	2:01 PM			00320840-000100	Sombrero		
25	BA-071116-04	Schmitt, Brian	28	11/16/2007	2:01 PM			00320840-000100	Sombrero		
26	BA-071116-05	Schmitt, Brian	28	11/16/2007	2:03 PM			00320860-000000	Sombrero		
27	BA-071116-06	Schmitt, Brian	28	11/16/2007	2:04 PM			00320860-000000	Sombrero		
28	BA-071116-07	Schmitt, Brian	28	11/16/2007	2:05 PM			00320860-000000	Sombrero		
29	BA-071116-09	Schmitt, Brian	28	11/16/2007	2:07 PM			00320860-000000	Sombrero		
30	BA-071116-08	Schmitt, Brian	28	11/16/2007	2:06 PM			00320860-000000	Sombrero		
31	BA-071128-01	Williams, Doyle	28	11/28/2007	11:12 AM			00102840-000200	Key Vacas		2
32	BA-071128-02	Williams, Doyle	28	11/28/2007	11:12 AM			00102840-000200	Key Vacas		2
33	BA-0806102-01	Schindler, Gail	29	1/2/2008	10:15 AM			00333540-000000	Stirrup Key Bight	2	5
34	BA-090709-01	Puppletor, James & Eunice	27	7/9/2009	3:15 PM			00338850-001030	Keys RV		2E
			Awards	Available	Recommended	Remaining					
			General	21	0	22					
			Workforce	4	0	5					
			TBR	4	0	5					