

**CITY OF MARATHON, FLORIDA
RESOLUTION 2018-98**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, APPROVING THE RANKING AND ALLOCATIONS OF THE MARKET RATE AND AFFORDABLE RESIDENTIAL DWELLING UNIT ALLOCATION SYSTEM (RBPAS) FOR PERIOD 1, YEAR 27; AND PROVIDING FOR AN EFFECTIVE DATE (JULY 14, 2018 TO JANUARY 13, 2019)

WHEREAS, the City of Marathon City Council (the “City”) reviewed the market rate and affordable residential dwelling unit application rankings for Period 1, Year 27 in compliance with the RBPAS Procedures promulgated in Section 107.07 of the Land Development Regulations (the “LDRs”);

WHEREAS, City Staff initiated the call-down procedure contemplated under the BPAS Procedures promulgated in the LDRs; and

WHEREAS, the City conducted a properly advertised public hearing (the “Public Hearing”) regarding the proposed residential BPAS rankings, Period 1, Year 27 pursuant to Chapter 107 Article 1 of the LDRs.

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 evidence and testimony 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

(2) Based upon the RBPAS Rankings shown in the staff recommendation, attached as “Attachment A” for the Market Rate RBPAS pools and “Attachment B” for the Affordable pools, the City Council awards Thirteen (13) Market Rate Residential, three (3) Affordable Residential made up of remaining affordable allocations and allocations which have rolled over from years when they remained unused based upon a willingness to build immediately and/or to meet the requirements for rehabilitating existing residential units to meet the Florida Building Code (FBC); and

(3) The remaining RBPAS Applicants will retain their relative positions in the RBPAS ranking list and will be marked as deferred in accordance with Section 107.07 of the LDRs.

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 27 of RBPAS have been processed in accordance with Chapter 107 Article 1 of the LDRs.

(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 allocations are awarded. Applicants requesting transfer of building rights as part of the provision of affordable allocations shall be required to meet the criteria established in Chapter 107,17 C, prior to the receipt of affordable allocations from the City completion of transfer of market rate residential units to other locations.

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 25th DAY OF SEPTEMBER, 2018.

THE CITY OF MARATHON, FLORIDA



Michelle Coldiron, Mayor

AYES: Senmartin, Zieg, Cook, Coldiron
NOES: None
ABSENT: Bartus
ABSTAIN: None

ATTEST:



Diane Clavier, City Clerk

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



David Migut, City Attorney

**Attachment A:
Ranking of BPAS Applications for Period 1 Year 27
July 13, 2018 to Januray 14, 2019**

Market Rate General Pool												
RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	# OF DEFERRALS	RE NUMBER	SUBDIVISION	BLOCK	LOT
1		Tarpon Harbor	9 of 9									
2	BM-18/01/16-08	Strayer, Scott	69	1/16/2018	8:38 AM				00363800-000200	Coco Plum Beach	7	19B
3	BM-18/01/16-09	Seam Water Investments LLC	69	1/16/2018	8:39 AM				00363800-000210	Coco Plum Beach	7	19B
4	BM-16/12/13-01	Balmori, Abraham	68	12/13/2016	4:00 PM				00353280-000000	Waloriss	F	1
5	BM-17/01/12-01	Stephens, Charles	65	1/12/2017	2:16 PM				00104700-000100	Tingler		25
6	RM-06/07/13-01	Daniels, Benjamin	64	7/13/2006	10:06 AM				00364630-000000	Coco Plum	11	14
7	BM-16/04/01-02	Henry, William	64	4/1/2016	2:08 PM				00358170-000000	Yacht Harbor		38
8	BM-16/04/15-01	Sea N Ski LLC	64	4/15/2016	10:16AM				00355151-001100	Sunrise Isle		11
9	BM-16/05/11/01	Pacifico, Anthony	64	5/11/2016	9:00AM				00363800-000100	Coco Plum Beach Replat	7	19
10	BM-16/05/11/02	Pacifico, Anthony	64	5/11/2016	9:01AM				00363800-000100	Coco Plum Beach Replat	7	19
11	BM-17/05/03-01	Gunner Holdings LLC	64	5/3/2017	3:31 PM				00331061-016300	Sea Air Estates	8	8
12	BM-17/05/08-01	Jamaleidin, Maurice	64	5/8/2017	9:18 AM				00345550-000100	Little Venice 2		22
13	BM-17/06/14-01	Gunner Holdings LLC	64	6/14/2017	8:15 AM				00331061-016400	Sea Air Estates	8	7
14	BM-17/07/12-01	Pontius, Christopher	64	7/12/2017	2:33pm				00365580-000000	Coco Plum Beach	15	15
15	BM-16/01/11-06	Royal Crest Homes	63	1/11/2016	11:05AM				00354190-000000	Waloriss	K	27
16	BM-18/01/08-01	Design Center LLC	63	1/8/2018	3:00 PM				00356700-000000	Flamingo Island Estates	2	6
17	BM-18/01/08-02	Florida Keys Homes LLC	63	1/8/2018	3:01 PM				00356710-000000	Flamingo Island Estates	2	7
18	BM-18/01/16-05	Hole, Cheri	63	1/16/2018	8:35 AM				00331061-000500	Sea Air Estates	1	5
19	BM-18/01/16-06	Clinton, Janice	63	1/16/2018	8:36 AM				00331061-000300	Sea Air Estates	1	3
20	RM-04/08/05-09	Felling, Michael	62	8/5/2004	3:02 PM			3	00376160-000000	Dorsett		
21	RM-04/08/09-10	Bindoo Land Holdings, LLC	62	8/9/2004	2:00 PM			3	00354380-000000	Waloriss	3	3
22	RM-04/08/31-01	Daughtry, Christopher B	62	8/31/2004	4:31 PM	12/4/2006	8:00 AM	3	00333641-009210	Stirrup Key	-	1
23	RM-04/09/07-01	Rodriguez, Jose	62	9/7/2004	10:30 AM			3	00331061-002000	Sea Air Estates	H	8
24	RM-04/10/12-01	Laviolette Rentals, LLC	62	10/12/2004	2:35 PM			3	00357041-002900	Sombrero Isle	1	20
25	RM-04/11/18-01	Borowski, Gregory & Janice	62	11/18/2004	8:00AM			3	00373010-000000	Crain's	-	29
26	RM-05/09/12-01	Kamph, Martin	62	9/12/2005	3:50 PM			3	00354350-000000	Waloriss	J	4
27	RM-05/11/07-01	Curley, Joseph D and Mary V	62	11/7/2005	10:33 AM			3	00105520-000000	Tingler's Island	2	6
28	RM-05/11/28-01	Perona, Bernard P.	61	11/28/2005	11:17AM			2	00320990-000100	Sombrero Sub #2	-	91
29	RM-06/01/26-01	Leird, Christine & William	61	1/26/2006	10:13AM			2	00332310-000000	Venice	H	18
30	RM-06/02/08-01	Jarmolowitz, Aaron	61	2/8/2006	12:00 PM			2	00353970-000000	Waloriss	4	7
31	RM-06/02/14-01	Held, Michael & Robin	61	2/14/2006	12:00 PM			2	00105240-001900	Treasure Island	1	62
32	RM-06/10/16-01	Calabrese, Mark & Laurie	61	10/16/2006	10:30 AM			2	00353060-000000	Waloriss	-	6
33	RM-07/02/05-01	Blue Castle Holdings, LLC	61	2/5/2007	2:10 PM				00353690-000000	Waloriss		14
34	RM-07/03/13-01	J & S Real Estate Investment	61	3/13/2007	2:50 PM			2	00356060-000000	Flamingo Island	12	8
35	RM-05/11/04-01	Gray, Ronald & Jeanne	60	11/4/2005	3:10 PM			2	00346480-000000	Little Venice		3
36	BM-15/07/13-05	Zamora, Rosa	60	7/13/2015	5:00 PM				00353920-000000	Waloriss	J	11
37	BM-16/01/11-01	Boumerhi, Pierre	60	1/11/2016	9:45AM				00341390-000000	Puerta Del Sol	C	7
38	RM-07/03/07-01	Young, William & Terrie	59	3/7/2007	11:20 AM	4/26/2016	2:00 PM		00356850-000000	Flamingo Island Estates	1	54
39	BM-15/11/14-01	Onorato, Gary	59	1/14/2015	2:00 PM				00356950-000000	Flamingo Island Estates	4	3
40	BM-17/07/13-01	Daniels Family Investments Inc.	59	7/13/2017	2:54PM				00360740-000000	Sunset Bay	3	16
41	BM-17/07/05-01	MAM Holdings	58	7/5/2017	11:04am				00363850-000000	Coco Plum Beach	8	5
42	BM-18/01/16-07	Clinton, Janice	58	1/16/2018	8:37 AM				00331061-000400	Sea Air Estates	1	4
43	BM-18/07/13-02	Matlock, Kenny	58	7/13/2018	3:00 PM				00321990-000000	Sombrero		D23
44	RM-05/10/28-01	Aldama, Ivan	57	10/28/2005	2:30 PM			1	00347020-000000	Atlantic Shores	-	54
45	BM-18/01/16-01	4 Avenue D LLC	57	1/16/2018	8:30 AM				00363840-000000			
46	BM-18/07/13-06	Epifano, Pamela	57	7/13/2018	4:56 PM				00105240-000500	Treasure		5A
47	RM-06/10/18-01	Edlund, Steve	56	10/18/2006	1:30 PM			1	00373190-000000	Crain's	H	5

**Attachment A:
Ranking of BPAS Applications for Period 1 Year 27
July 13, 2018 to Januray 14, 2019**

RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	# OF DEFERRALS	RE NUMBER	SUBDIVISION	BLOCK	LOT
48	BM-17/07/05-02	MAM Holdings	56	7/5/2017	11:05AM				00363850-000000	Coco Plum Beach	8	5
49	BM-17/07/05-03	MAM Holdings	56	7/5/2017	11:06am				00363850-000000	Coco Plum Beach	8	5
50	RM-04/08/16-01	Tolton, Frank	55	8/16/2004	8:00 AM	11/15/2004	5:00 PM	1	00355418-001800	Sombrero Anglers Club South	8	13
51	RM-05/11/08-01	RSW NV 2007 Trust 6/9/2007	55	11/8/2005	11:45 AM			1	00354420-000000	Waloriss	-	51
52	BM-08/05/13-01	Pieloch, Mark	55	5/13/2008	9:50 AM			1	00366710-000000	Coco Plum	20	2A
53	BM-18/01/16-02	4 Avenue D LLC	55	1/16/2018	8:31 AM				00363840-000000			
54	BM-18/01/16-03	4 Avenue D LLC	55	1/16/2018	8:32 AM				00363840-000000			
55	RM-04/08/05-08	Benton, Frank & Karen	54	8/5/2004	12:01 PM			1	00365390-000000	Coco Plum Beach		82
56	RM-04/12/21-01	Prieto, Rogel	54	12/21/2004	2:21 PM				00328900-000000	North Marathon Shores	H	9
57	RM-06/11/02-01	Pieloch, Mark	54	11/2/2006	4:20PM			1	00366031-000300	Coco Plum Beach	14	16
58	RM 07/03/09-01	Daniels, David C	54	3/9/2007	10:45 AM			1	00352080-000000	Coral Colony	1	15
59	BM-18/01/09-01	Warner, William	53	1/9/2018	11:30 AM				00356580-000000	Flamingo Island	1	113
60	RM-04/08/09-05	Hallman, John & Carol	52	8/9/2004	10:48 AM				00365410-000000	Coco Plum Beach	C	9
61	RM-05/10/05-01	Forthman, Todd & Leslie	52	10/5/2005	12:30 PM				00339910-000000	Sheryl		3
62	BM-17/01/03-01	Goodwin, Trace	52	1/3/2017	11:51 AM				00360840-000100	Sunset Bay	3	25
63	RM-04/08/09-08	Mann, James	51	8/9/2004	11:25 AM	8/12/2005	1:15 PM		00355980-000000	Flamingo Island Estates	-	pt 10
64	RM-05/04/13-01	Yellowtail Trust Investments, LLC	51	4/13/2005	8:30 AM				00338780-000100	Edmunds Acreage Tracts	A	12
65	RM 07/03/09-02	Osborne, Robert F	50	3/9/2007	4:40 PM				00319870-000000	Knights Key Village	3	10
66	RM 07/03/09-02	Osborne, Robert F	50	3/9/2007	4:40 PM				00319870-000000	Knights Key Village	2	13
67	RM 07/03/09-03	Hetuin, Jean Michael	50	3/9/2007	4:41 PM				00319880-000000	Knights Key Village	2	13
68	RM 07/03/09-03	Hetuin, Jean Michael	50	3/9/2007	4:41 PM				00319880-000000	Knights Key Village	2	14
69	RM 07/03/09-04	Hayes, Scott & Erica	50	3/9/2007	4:42 PM				00319760-000000	Knights Key Village	2	14
70	RM 07/03/09-04	Hayes, Scott & Erica	50	3/9/2007	4:42 PM				00319760-000000	Knights Key Village	2	3
71	BM 07/10/10-01	Gray , Ronald	50	10/10/2007	2:20 PM				00346470-000000	Little Venice #2	2	3
72	BM 08/06/03-01	Torres, Luis & Maria Elena	49	6/3/2008	1:55 PM				00100750-001200	Fat Deer Key		114
73	BM-18/07/13-01	Rodriguez, Omar	48	7/13/2018	2:18 PM				00355417-001000	Tropic Isle		10
74	RM-04/08/18-01	JLW Living Trust 4/24/2014	46	8/18/2004	2:05 PM			3	00356900-000000	Flamingo Island Estates	M	16
75	RM-05/07/13-04	33 Southpoint, LLC	45	7/13/2005	3:20 PM				00358230-000104	Marina Homes at Seawatch	D	7
76	RM-05/07/13-05	33 Southpoint, LLC	45	7/13/2005	3:22 PM				00358230-000106	Marina Homes at Seawatch	-	4
77	BM 08/03/07-02	Jutstrom, Brvan	44	3/7/2008	3:50 PM				00345780-000000	Little Venice	12	6
78	BM-11/07/07-02	232 Pescayo Ave, LLC	44	7/7/2011	2:31 PM				00363520-000200	Pescayo Village		46
79	BM-11/07/07-05	Pescayo, Inc.	44	7/7/2011	2:34 PM				00363520-000800	Pescayo Village	1	2
80	BM-	Marathon Land Holdings 3, LLC	43						00100280-000000			3
81	BM-	Marathon Land Holdings 3, LLC	43						00100280-000000			3
82	BM-	Marathon Land Holdings 3, LLC	43						00100280-000000			3
83	BM-	Marathon Land Holdings 3, LLC	43						00100280-000000			3
84	BM-	Marathon Land Holdings 3, LLC	43						00100280-000000			3
85	BM-	Marathon Land Holdings 3, LLC	43						00100280-000000			3
86	RM-06/01/23-01	R & L Lending Inc	42	1/23/2006	2:00PM				00364790-000000	Coco Plum Bch	-	6
87	BM-18/06/25-01	Valentin, Barbara	41	6/25/2018	4:00 PM				00345570-000000	Little Venice 2		25
88	BM-13/01/14-01	Keys Dragon Marathon, LLC	40	1/14/2013	2:00 PM				00102440-000000		-	5
89	BM-17/01/04-01	8th And 7st Street Properties LLC	40	1/4/2017	3:36 PM				00327000-001700	Anglers at Sombrero		17
90	BM-18/01/16-04	Vitale, John	39	1/16/2018	8:34 AM				00356720-000000	Flamingo Island Estates	2	8
91	BM-	Marathon Land Holdings 3, LLC	38						00100280-000000			3
92	BM-	Marathon Land Holdings 3, LLC	38						00100280-000000			3
93	BM-	Marathon Land Holdings 3, LLC	38						00100280-000000			3
94	BM-	Marathon Land Holdings 3, LLC	38						00100280-000000			3
95	BM-	Marathon Land Holdings 3, LLC	38						00100280-000000			3
96	BM-16/01/11-07	Tatro Michigan, LTD	37	1/11/2016	10:00AM				00355417-003100	Tropic Isle A		

RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	RE NUMBER	SUBDIVISION	BLOCK	LOT