

CITY OF MARATHON, FLORIDA
RESOLUTION 2014-49

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, APPROVING THE REVISED FINAL RANKING AND ALLOCATION OF THE MARKET RATE AND AFFORDABLE RESIDENTIAL DWELLING UNIT APPLICATIONS FOR PERIOD 2, YEAR 22 UNDER THE TEMPORARY RBPAS PROCEDURES PROMULGATED IN SECTION 107.07 G. 1. OF THE CITY OF MARATHON LAND DEVELOPMENT REGULATIONS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Marathon City Council (the “City”) reviewed the market rate and affordable residential dwelling unit application rankings for Period 2, Year 22 in compliance with the Temporary RBPAS Procedures promulgated in Section 107.07 G. 1. of the Land Development Regulations (the “LDRs”);

WHEREAS, City Staff initiated the call-down procedure contemplated under the Temporary 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 2, Year 22 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, the City Council awards twelve (12) Market Rate allocations based upon a willingness to build immediately; and

(3) The remaining RBPAS Applicants will retain their relative positions in the RBPAS ranking list and will be 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 2, Year 22 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 (highlighted) are awarded. Provided as "Attachment A."

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 13th DAY OF MAY, 2014.

THE CITY OF MARATHON, FLORIDA


Dick Ramsay, Mayor

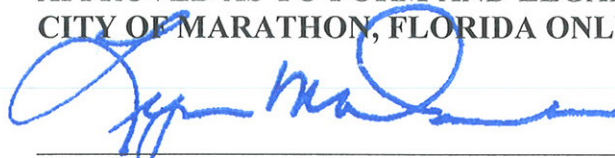
AYES: Bartus, Bull, Senmartin, Keating, Ramsay
NOES: None
ABSENT: None
ABSTAIN: None

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

Attachment A:
 Ranking of BPAS Applications for Period 2 Year 22
 January 14, 2014 to July 13, 2014

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	RM-050519-01	Hall, Joe and Wendy	68	5/19/2005	12:28 PM	7/21/2005	9:50 AM		00329760-000000	North Marathon Shores	43	6
2	RM-060623-01	Marrero, Charles	54	6/23/2006	4:36 PM				00354870-000000	Sombrero Beach Village	1	17
3	RM-040806-05	Nickel, Williams and Deles	50	8/6/2004	2:46 PM				00365420-000000	Coco Plum Beach	14	19
4	RM-120518-01	Cristello, Jimmy	47	5/18/2012	8:15 AM				00351790-000000	Overseas Estates		17
5	RM-131218-01	Azanda	46	12/18/2012	12:00 PM				00355418-000000	Sombrero Anglers Club South		39
6	RM-131231-01	Payer, Jim	46	12/11/2013	4:00 PM				00333641-000100	Stimp Key		51
7	RM-131025-01	Bwart, Carl	41	10/25/2013	12:00 PM				00355417-000000	Tropic Isle		8
8	RM-131220-01	Olivera, Michael	41	12/20/2013	12:00 PM				00327240-000000	Peacocks		7
9	RM-061102-01	Garcia, Tyler	52	11/2/2006	4:20 PM				00366031-000000	Coco Plum Beach	20	25
10	RM-040805-09	Felling, Michael	63	8/5/2004	3:02 PM				00376160-000000	Dorsset		2
11	RM-040809-06	Hazden, John	62	8/9/2004	11:18 AM				00349880-000000	Gulfstream Shores	2	2
12	RM-040809-07	Hazden, John	62	8/9/2004	11:19 AM				00349890-000000	Gulfstream Shores	2	2
13	RM-040809-10	Joulon, Aref	63	8/9/2004	1:00 PM				00354390-000000	Waleriss	M	16
14	RM-040818-01	Lamuel, David	62	8/18/2004	2:05 PM				00356000-000000	Flamingo Island Estates	3	15
15	RM-040902-01	Gill, Ronnie	62	9/2/2004	9:54 AM				00353680-000000	Waleriss	H	8
16	RM-040907-01	Rodriguez, Jose	62	9/7/2004	10:39 AM				00331061-002000	Sea Air Estates	1	20
17	RM-041002-01	Cassiani, John	62	10/12/2004	2:35 PM				00357041-002000	Sombrero Isle		29
18	RM-041118-01	Borowski, Gregory & Janice	62	11/18/2004	9:00 AM				00372010-000000	Craik's	48	16
19	RM-041123-01	Downes, David and Joanne	62	11/23/2004	8:32 AM				00364000-000000	Coco Plum Beach	10	14
20	RM-041221-02	Salafino, Joseph & Kathleen	62	12/21/2004	2:38 PM				00330540-000000	North Marathon Shores		
21	RM-050822-01	Repetto, John and Colleen	62	8/22/2005	8:49 AM				00354240-000000	Waleriss	M	2
22	RM-050822-02	Repetto, John and Colleen	62	8/22/2005	8:41 AM				00352890-000000	Waleriss	7	7
23	RM-050822-03	Repetto, John and Colleen	62	8/22/2005	8:43 AM				00350390-000000	Waleriss	7	8
24	RM-050822-04	Repetto, John and Colleen	62	8/22/2005	8:44 AM				00353640-000000	Waleriss	7	4
25	RM-050912-01	Saugh, Martin	62	9/12/2005	3:50 PM				00354350-000000	Waleriss	M	13
26	RM-050922-01	Culmer, Gene	62	9/22/2005	4:25 PM				00340370-000000	Davis	2	6
27	RM-051107-01	Bennett, Mark & Debra	62	11/7/2005	10:33 AM				00105520-000000	Hingler's Island		1
28	RM-040831-01	Lantz, Barry & Kazin	62	8/31/2004	4:31 PM	12/4/2006	8:00 AM		00333641-000100	Stimp Key		91
29	RM-050713-02	Crews, George & Kathy	61	7/13/2005	2:05 PM				00354950-000000	Sombrero Beach Village	2	1
30	RM-051128-01	Perona, Bernard P.	61	11/28/2005	11:17 AM				00320990-000100	Sombrero Sub #1		6
31	RM-061016-01	Calabrese, Mark & Laurie	61	10/16/2006	10:39 AM				00350500-000000	Waleriss	C	5
32	RM-061113-05	Mier, Fernando	61	11/13/2006	12:07 PM				00351780-000000	Waleriss	H	18
33	RM-060126-01	Leird, Christine & William	60	1/26/2006	10:13 AM				00332320-000000	Venice	4	7
34	RM-060208-01	Janselowitz, Aaron	60	2/8/2006	12:00 PM				00353070-000000	Waleriss	K	5
35	RM-060306-01	Hans, Mona	60	3/6/2006	1:45 PM				00364810-000000	Coco Plum Beach	12	8
36	RM 070313-01	J & S Realstate Investment	60	3/13/2007	3:50 PM				00356060-000000	Flamingo Island	1	62
37	RM-060214-01	Held, Michael & Robin	60	2/14/2006	12:00 PM				00105240-001000	Treasure Island		3
38	RM-051104-01	Gray, Ronald & Jeanne	60	11/4/2005	3:10 PM				00346480-000000	Little Venice		115
39	RM-062109-01	Florida Keys Planning & Devel.	60	11/9/2006	9:59 AM				00342961-001000	Seascape Villas		10
40	RM 071016-01	Mullins, Judith	60	10/16/2007	1:05 PM				00353730-000000	Waleriss	H	13
41	RM-060119-01	Servais & Sweeney	59	1/19/2006	3:29 PM				00328000-000000	Marathon Shores N. Part B		18
42	RM-040908-01	Levell, Thad	59	9/8/2004	12:55 PM				00365360-000000	Coco Plum Beach	14	13
43	RM-040806-03	Servais, Richard	59	8/9/2004	10:46 AM				00104920-000000	Boat Key		2
44	RM-061113-02	B.T. and LLC	59	11/13/2006	10:56 AM	2/16/2007	11:35 AM		00354900-000000	Waleriss	K	8
45	RM-040809-13	Vetraine, David	58	8/9/2004	3:25 PM				00355418-000100	Sombrero Anglers Club South		54

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RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	# OF DEFERRALS	RE NUMBER	SUBDIVISION	BLOCK	LOT
46	RM-05/10/28-01	Sand Dollars of the Keys, Inc.	57	10/28/2003	3:30 PM				00947020-000000	Atlantic Shores	.	2
47	RM-05/05/19-02	Dalimba, Dale	56	5/19/2003	12:29 PM				00325020-000000	Marameade	11	5
48	RM-06/10/18-01	Edmund, Steve	56	10/18/2006	1:30 PM				00373190-000000	Crisis	3	50
49	RM-04/08/09-11	Calvo, Jesus & Ieger	55	8/9/2004	2:28 PM			1	00362940-000000	Coco Plum Beach	8	13
50	RM-04/08/16-01	Schleelman, Harry and Mary	55	8/16/2004	8:09 AM	11/15/2004	5:09 PM		00355418-001800	Sonbrere Anglers Club South	.	51
51	RM-05/11/08-01	Keys Ltd.	55	11/8/2005	11:45 AM				00354420-000000	Valeriss	M	20
52	BM-11/12/15-01	Herfort, Tom & Carol	55	12/13/2011	10:11 AM				00333641-008200	Stamp Key	.	82
53	BM-08/05/13-01	Genari Key	54	5/13/2008	9:50 AM				00366710-000000	Coco Plum	21	62 & 63
54	RM-04/08/05-08	Benton, Frank & Karen	54	8/5/2004	12:01 PM				00365390-005000	Coco Plum Beach	14	16
55	RM-05/11/14-02	Richards, John & Marcia	54	11/14/2005	8:59 AM				00354280-000000	Valeriss	M	6
56	RM-06/03/03-01	Butler, Cecil & Dean, William	53	3/3/2006	4:03 PM				00354850-000000	Sonbrere Beach Village	1	15
57	RM 07/03/09-01	Keys Ltd. Profit	53	3/9/2007	10:45 AM				00352080-000000	Coral Colony	.	14
58	RM-04/08/24-01	Lugh, JoAnn	53	8/24/2004	11:00 AM	1/5/2005	12:00 PM		00342140-000000	Paraiso Estates	2	7
59	RM-07/02/05-01	Avers, Michael & Natalie	53	2/5/2007	2:10 PM				00353890-000000	Valeriss	11	9
60	RM-04/12/21-01	Pristo, Rosal	53	12/21/2004	3:21 PM				00328900-000000	North Marathon Shores	C	9
61	RM-06/11/02-02	Worthington Springs Devel.	52	11/2/2006	4:11 PM				00366031-000400	Coco Plum Beach	20	25
62	RM-04/08/09-04	Servais, Richard	51	8/9/2004	10:47 AM				00365400-000000	Coco Plum Beach	14	17
63	RM-04/08/09-05	Hallman, John & Carol	51	8/9/2004	10:48 AM				00365410-000000	Coco Plum Beach	14	18
64	RM-06/11/08-01	Leasure, Gary	51	11/18/2006	1:18 PM				00347030-000000	Atlantic Shores	.	3
66	RM-05/10/05-01	Portman, Todd & Leslie	50	10/5/2005	12:30 PM				00339910-000000	Sherd	A	12
67	RM-05/04/13-01	Wood, Roger and Barbara	49	4/13/2005	8:30 AM				00338780-000100	Edwards Acreage Tracts	.	st 10
68	RM-05/07/01-01	Steinmetz, Petra	49	7/1/2005	1:58 PM				00341620-000000	Puerta Del Sol	D	16
69	RM-04/08/09-06	Mann, James	49	8/9/2004	11:25 AM	8/12/2005	1:15 PM	1	00355980-000000	Flamingo Island Estates	1	54
70	RM 07/02/28-001	Riffe, Bryan	48	2/28/2007	9:15 AM				00105140-000000	Boat Key	.	33
71	RM-07/03/07-01	Daughtry, Christopher	48	3/7/2007	11:20 AM				00356850-000000	Flamingo Island Estates	3	10
72	RM 07/03/09-02	Chaplin, James	48	3/9/2007	4:40 PM				00319870-000000	Knight's Key Village	2	13
73	RM 07/03/09-02	Chaplin, James	48	3/9/2007	4:40 PM				00319870-000000	Knight's Key Village	2	13
74	RM 07/03/09-02	Chaplin, James	48	3/9/2007	4:41 PM				00319880-000000	Knight's Key Village	2	14
75	RM 07/03/09-03	Chaplin, James	48	3/9/2007	4:41 PM				00319880-000000	Knight's Key Village	2	14
76	RM 07/03/09-04	Chaplin, James	48	3/9/2007	4:42 PM				00319760-000000	Knight's Key Village	2	3
77	RM 07/03/09-04	Chaplin, James	48	3/9/2007	4:42 PM				00319760-000000	Knight's Key Village	2	3
78	RM-06/07/13-01	Smith, Mark	48	7/13/2006	10:55 AM				00364630-000000	Coco Plum	11	14
79	BM 07/10/10-01	Gray, Ronald	48	10/10/2007	2:28 PM				00346470-000000	Little Venice #2	.	114
80	BM 07/10/15-02	D'Ascanio, Amedeo & Lynn	48	10/15/2007	3:06 PM				00366230-000000	Coco Plum Beach	21	14
81	BM 08/06/03-01	Torres, Luis & Maria Elena	47	6/3/2008	1:55 PM				00100780-001200	Fat Deer Key	.	12
83	RM-05/07/11-01	Servais & Sweeney	44	7/11/2005	11:34 AM				00341540-000000	Puerta Del Sol	D	7
84	RM-05/07/13-04	33 Southpoint, LLC	43	7/13/2005	3:20 PM				00358230-000100	Marina Homes at Seawatch	.	4
85	RM-05/07/13-05	33 Southpoint, LLC	43	7/13/2005	3:23 PM				00358230-000100	Marina Homes at Seawatch	.	6
86	RM-06/01/23-01	Sparkegan, Joseph	43	1/23/2006	2:00 PM				00364790-000000	Coco Plum Beach	12	6
87	BM 08/03/07-02	Justron, Bryan	42	3/7/2008	3:50 PM				00345780-000000	Little Venice	.	46
88	BM-11/07/07-02	Peseyo, Inc.	42	7/7/2011	2:31 PM				00363520-000200	Peseyo Village	1	3
89	BM-11/07/07-05	Peseyo, Inc.	42	7/7/2011	2:34 PM				00363520-000800	Peseyo Village	1	8
90	BM-11/07/07-01	Peseyo, Inc.	42	7/7/2011	2:30 PM				00363520-000100	Peseyo Village	1	1
91	BM-09/11/03-01	Wallace, Keenan & Rita	41	11/3/2009	9:32 AM				00355560-000000	Flamingo Island	1	12
92	RM-05/03/16-01	Pavtas, James	39	3/16/2006	1:48 PM				00358230-000105	Marina Homes at Seawatch	.	5
93	BM-12/01/14-01	Bolobanac, Emil & Janet	37	1/14/2013	2:00 PM				00102440-000000	.	.	2
94	BM-11/04/25-01	Trujillo, Osvaldo & Abena	10	4/25/2011	9:20 AM				00320660-000000	Sonbrere #6	.	.

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RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	# OF DEFERRALS	RE NUMBER	SUBDIVISION	BLOCK	LOT
Market Rate Owner Occupied Pool												
1	RM-04/08/17-01	Zucker, Stephen	62	8/17/2003	9:20 AM			1	00355416-000400	Seabrook Astoria Club South		37
2	RM-14/01/14-01	Samess, Daniel	51	1/14/2014	4:00 PM				00355310-000126	late file - unrecorded plat		10-5
3	RM-14/01/03-02	Watson, Ronald	46	1/14/2014	12:28 PM				00349740-000020	Gulfstream Shores of Marathen	3	9
4	RM-05/19/19-01	Ferreiro, John	68	10/19/2003	9:20 AM			3	00355560-000090	Key Colony	2	6
				<i>Awards</i>	<i>Available</i>	<i>Recommended</i>	<i>Remaining</i>					
				General	9	8	1					
				Owner	3	3	0					