

Sponsored by: Lindsey

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2017-105**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA ADOPTING A FEE SCHEDULE FOR THE DONATION OF MONEYS EITHER FOR LAND ACQUISITION OR FOR AFFORDABLE HOUSING AS PROVIDED IN SECTION B. 107.09 1. AND 2. "LOT DEDICATION OR CASH IN-LIEU OF DEDICATION," AS PART OF THE BPAS SCORING SYSTEM; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR IMMEDIATELY IMPLEMENTATION.**

**WHEREAS**, the City Council of the City of Marathon, Florida (the "City") adopted Land Development Regulations which became effective on November 7, 2007; and

**WHEREAS**, the Chapter 107, Article 1 of the LDRs, provides the terms and conditions for the award Allocations under the City's Building Permit Allocation System (BPAS);" and

**WHEREAS**, Chapter 107, Article 1, Sections 107.09 B. 1. and 2. identify two separate conditions under which donation of a cash fee may be made to the City to acquire points towards BPAS scoring, said funds to be earmarked for:

Acquisition of environmental lands  
Provision of affordable housing; and

**WHEREAS**, said fees may be utilized in the acquisition of points in either the Residential BPAS or Commercial BPAS system and fees have not been previously established;

**WHEREAS**, the pertinent section concerning fees for land acquisition provide the following:

"Donation of a cash fee to the City of Marathon, for the purposes of land acquisition. The required fee shall not be less than the average of the appraised value of an acre of Conservation (C) land in the City."

**WHEREAS**, The City is seeking the acquisition of 432 parcels through the Monroe County Land Authority and the State of Florida for conservations purposes. The total area of the 432 parcels is approximately 1,398 acres whose total tax value is currently \$7,248,374.00. Thus, the average value of one (1) acres of conservation land is approximately \$5,185.00; and

**WHEREAS**, City staff recommends for the sake of consistency a breakdown of cost per point based on the average value of conservation land to determine the cost for donation to the Affordable Housing fund. Thus  $\$5200.00 / 2 = \$2600.00$  per point and  $5 \times \$2600.00 = \$13,000$ .

**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 by this reference.

**Section 2.** Council approves the following fees for acquisition of point in the BPAS scoring procedure pursuant to Section 107.09 B. 1. And 2.:

Land Acquisition \$ 5,200.00  
Affordable housing \$13,000.00

**Section 3.** This resolution shall take effect immediately upon adoption.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 12<sup>TH</sup> DAY OF DECEMBER, 2017.**

**THE CITY OF MARATHON, FLORIDA**



**Michelle Coldiron, Mayor**

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

**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:**



David Migut, City Attorney