

**CITY OF MARATHON, FLORIDA
RESOLUTION 2017-46**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA APPROVING A ONE-YEAR EXTENSION OF A DEVELOPMENT AGREEMENT FOR BOAT WORKS INVESTMENT, LLC, FOR THE REDEVELOPMENT OF AN EXISTING BOAT REPAIR MARINA FACILITY WITH BOAT SLIPS, AND EXISTING COMMERCIAL FLOOR AREA, LOCATED AT 700 39TH STREET GULF, MILE MARKER 48.5-49 AND IS LEGALLY DESCRIBED AS PART OF BLOCK 2 AND ALL OF BLOCK 5, LOTS 1, 2, 3, 5, 6, 7, 8, 9, 10, 14, 15, 16, 17, 18 & 19, MARATHON BEACH, KEY VACA, MONROE COUNTY, FLORIDA RE#00337390-000000, 00103480-000100, 00337270-000000, 00337280-000000, 00337290-000000, 00337300-000000, 00337310-000000, 00337470-000000, 00337380-000000 AND 00337330-000000, PROVIDING FOR CONDITIONS AND REQUIREMENTS OF DEVELOPMENT, INCLUDING BUT NOT LIMITED TO, THE PROVISIONS FOR AFFORDABLE/WORKFORCE HOUSING, BUFFERS BUILDING HEIGHTS, SETBACKS, AND OTHER REQUIREMENTS.

WHEREAS, by Resolution 2006-185, the City Council of the City of Marathon, Florida (the "City") approved a Development Agreement (the "Agreement") for Boat Works Investment, LLC ("Owner"), a copy of which is attached as Exhibit "A"; and

WHEREAS, Section B of the Agreement provides that the Agreement shall remain in effect for seven (7) years from its effective date with an option to extend the Agreement; and

WHEREAS, Section H. 17 provides for renewal of the Agreement after legal public notice and two (2) public hearings; and

WHEREAS, the Owner is requesting an amendment to said section to allow an option for three (3) additional years from the date of approval of this Amendment; and

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. The Development Agreement (See Exhibit A, (Resolution 2006-185) is amended to allow for a one (1) year extension with a review of progress at the end of the year. The extension as hereby approved will initiate on the date of signature of all parties.

Section 3. This Resolution shall take effect.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 13th DAY OF JUNE 2017.

THE CITY OF MARATHON, FLORIDA


Dr. Daniel Zieg, Mayor

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


David Migut, City Attorney

EXHIBIT A

RESOLUTION 2006-185
DEVELOPMENT AGREEMENT FOR COMPASS POINTE
(Boat Works Investments, LLC)
Incorporated by reference here