

**CITY OF MARATHON, FLORIDA
RESOLUTION 2019-83**

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 28; AND PROVIDING FOR AN EFFECTIVE DATE (JULY 14, 2019 TO JANUARY 13, 2020)

WHEREAS, the City of Marathon City Council (the “City”) reviewed the market rate and affordable residential dwelling unit application rankings for Period 1, Year 28 in compliance with the RBPAS Procedures promulgated in Section 107.07 of the Land Development Regulations (the “LDRs”);

WHEREAS, the City conducted a properly advertised public hearing (the “Public Hearing”) regarding the proposed residential BPAS rankings, Period 1, Year 28 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 nineteen (19) Market Rate Residential, twenty-nine (29) 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) In addition to the three (3) affordable allocations typically provided, an additional twenty-six (26) have been awarded. The additional awardees must complete their building permit process within the next ninety (90) days or, in the case of “trade-out” units, complete necessary

transfers and obtained building permits for necessary building upgrades within the same period of time.

(4) 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 28 of RBPAS have been processed in accordance with Chapter 107 Article 1 of the LDRs.

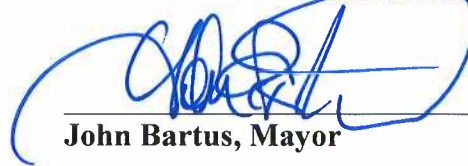
- (2) In rendering its decision, as reflected in this Resolution, the City Council has:
- (a) Accorded procedural due process;
 - (b) Observed the essential requirements of the law; and
 - (c) Supported its decision by substantial competent evidence of record.

(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 10th DAY OF SEPTEMBER, 2019.

THE CITY OF MARATHON, FLORIDA



John Bartus, Mayor

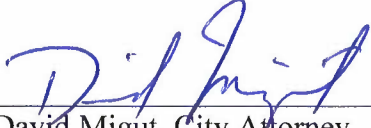
AYES: Zieg, Senmartin, Gonzalez, Cook, Bartus
NOES: None
ABSENT: None
ABSTAIN: None

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:**

A handwritten signature in blue ink, appearing to read "David Migut", written over a horizontal line.

David Migut, City Attorney

Attachment A:
Ranking of BPAS Applications for Period 1 Year 28
July 14, 2019 to January 13, 2020

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
1	RM-06/10/16-01	Calabrese, Mark & Laurie	67	10/16/2006	10:30 AM			2	00353060-000000
2	BM-18/11/16-01	The Cove at Coco Plum	67	11/16/2018	12:21 PM				00363770-000000
3	BM-18/11/16-02	The Cove at Coco Plum	67	11/16/2018	12:21 PM				00363770-000000
4	BM-18/11/16-03	The Cove at Coco Plum	67	11/16/2018	12:21 PM				00363770-000000
5	RM-04/08/18-01	JLW Living Trust 4/24/2014	66	8/18/2004	2:05 PM			3	00356900-000000
6	RM-07/03/07-01	Young, William & Terrie	65	3/7/2007	11:20 AM	4/26/2016	2:00 PM		00356850-000000
7	BM-17/06/14-01	Gunner Holdings LLC	65	6/14/2017	8:15 AM				00331061-016400
8	BM-17/07/12-01	Pontius, Christopher	65	7/12/2017	2:33pm				00365580-000000
9	BM-18/12/07-01	Ferradaz, Adrian	65	12/7/2018	3:00 PM				00363740-000000
10	RM-06/01/23-01	R & L Lending Inc	64	1/23/2006	2:00PM				00364790-000000
11	BM-15/1/14-01	Onorato, Gary	64	1/14/2015	2:00 PM				00356950-000000
12	BM-16/01/11-06	Royal Crest Homes	64	1/11/2016	11:05AM				00354190-000000
13	BM-17/01/04-01	8th And 7st Street Properties LLC	64	1/4/2017	3:36 PM				00327000-001700
14	BM-18/01/08-01	Design Center LLC	64	1/8/2018	3:00 PM				00356700-000000
15	BM-18/01/08-02	Florida Keys Homes LLC	64	1/8/2018	3:01 PM				00356710-000000
18	BM-18/12/07-02	Ferradaz, Adrian	64	12/7/2018	3:00 PM				00363740-000000
16	BM-18/01/16-05	Hole, Cheri	64	1/16/2018	8:35 AM				00331061-000500
17	BM-18/01/16-06	Clinton, Janice	64	1/16/2018	8:36 AM				00331061-000300
19	RM-04/08/05-09	Felling, Michael	63	8/5/2004	3:02 PM			3	00376160-000000
20	RM-04/08/09-10	Bindoboo Land Holdings, LLC	63	8/9/2004	2:00 PM			3	00354380-000000
21	RM-04/08/31-01	Daughtry, Christopher B	63	8/31/2004	4:31 PM	12/4/2006	8:00 AM	3	00333641-009210
22	RM-04/09/07-01	Rodriguez, Jose	63	9/7/2004	10:30 AM			3	00331061-002000
23	RM-04/10/12-01	Laviolette Rentals, LLC	63	10/12/2004	2:35 PM			3	00357041-002900
24	RM-04/11/18-01	Borowski, Gregory & Janice	63	11/18/2004	8:00AM			3	00373010-000000
25	RM-05/09/12-01	Kamph, Martin	63	9/12/2005	3:50 PM			3	00354350-000000
26	RM-05/11/07-01	Curley, Joseph D and Mary V	63	11/7/2005	10:33 AM			3	00105520-000000
27	BM-18/04/26-01	Cheon, Rodney	63	4/26/2018	3:00 PM				00105010-000000
28	BM-18/12/27-01	Firstco Marine LLC	63	12/27/2018	9:55 AM				00347480-000200
29	RM-05/11/28-01	Perona, Bernard P	62	11/28/2005	11:17AM			2	00320990-000100
30	RM-06/01/26-01	Leird, Christine & William	62	1/26/2006	10:13AM			2	00332310-000000
31	RM-06/02/08-01	Jarmolowitz, Aaron	62	2/8/2006	12:00 PM			2	00353970-000000
32	RM-06/02/14-01	Held, Michael & Robin	62	2/14/2006	12:00 PM			2	00105240-001900
33	RM-07/02/05-01	Blue Castle Holdings, LLC	62	2/5/2007	2:10 PM				00353690-000000
34	RM 07/03/13-01	J & S Real Estate Investment	62	3/13/2007	2:50 PM			2	00356060-000000
35	BM-17/07/13-01	Daniels Family Investments Inc.	62	7/13/2017	2:54PM				00360740-000100
36	BM-19/07/12-01	The Royal Company	62	7/12/2019	4:57 PM				00104441-000200
37	BM-19/07/15-01	Guerra, Roger	62	7/15/2019	2:23 PM				00332750-000000
38	BM-18/07/13-03	Silva, Alejandro	62	7/13/2018	3:14 PM				00365341-000400
39	RM-05/10/28-01	Aldama, Ivan	61	10/28/2005	2:30 PM			1	00347020-000000
40	RM-05/11/04-01	Gray, Ronald & Jeanne	61	11/4/2005	3:10 PM			2	00346480-000000
41	BM-16/01/11-01	Boumerhi, Pierre	61	1/11/2016	9:45AM				00341390-000000
42	BM-18/12/12-01	Fisher, Aaron	61	12/12/2018	1:30 PM				00354260-000000
43	BM-19/01/13-03	Torres, Guillermo	61	1/13/2019	3:25 PM				00354440-000000
44	BM-17/07/05-01	MAM Holdings	59	7/5/2017	11:04am				00363850-000000
45	BM-18/01/16-07	Clinton, Janice	59	1/16/2018	8:37 AM				00331061-000400
46	BM-18/07/13-02	Matlock, Kenny	59	7/13/2018	3:00 PM				00321990-000000
47	BM-18/01/16-01	4 Avenue D LLC	58	1/16/2018	8:30 AM				00363840-000000
48	BM-18/07/13-06	Epifano, Pamela	58	7/13/2018	4:56 PM				00105240-000500
49	BM-18/08/03-01	Francon, Castro	58	8/3/2018	12:00 PM				00105240-001000
50	BM-19/01/10-05	JC Construction Management	58	1/10/2019	2:02 PM				00349970-000000
51	RM-06/10/18-01	Edlund, Steve	57	10/18/2006	1:30 PM			1	00373190-000000
52	BM-17/07/05-02	MAM Holdings	57	7/5/2017	11:05AM				00363850-000000
53	BM-17/07/05-03	MAM Holdings	57	7/5/2017	11:06am				00363850-000000
54	BM-19/01/10-09	Bacallao, Pavel	57	1/10/2019	2:07 PM				00349000-000000
55	BM-19/07/16-01	Courter, Glenn	57	7/16/2019	12:00 PM				00363810-000220
56	RM-04/08/16-01	Tolton, Frank	56	8/16/2004	8:00 AM	11/15/2004	5:00 PM	1	00355418-001800
57	RM-05/11/08-01	RSW NV 2007 Trust 6/9/2007	56	11/8/2005	11:45 AM			1	00354420-000000
58	BM-08/05/13-01	Pieloch, Mark	56	5/13/2008	9:50 AM			1	00366710-000000
59	BM-18/01/16-02	4 Avenue D LLC	56	1/16/2018	8:31 AM				00363840-000000
60	BM-18/01/16-03	4 Avenue D LLC	56	1/16/2018	8:32 AM				00363840-000000
61	BM-19/07/15-02	Moreau, Guy	56	7/15/2019	3:00 PM				00329300-000000
62	RM-04/08/05-08	Benton, Frank & Karen	55	8/5/2004	12:01 PM			1	00365390-000000
63	RM-04/12/21-01	Prieto, Rogel	55	12/21/2004	2:21 PM				00328900-000000
64	RM-06/11/02-01	Pieloch, Mark	55	11/2/2006	4:20PM			1	00366031-000300
65	RM 07/03/09-01	Daniels, David C	55	3/9/2007	10:45 AM			1	00352080-000000
66	BM-19/04/09-01	Hall, Jonathan	55	4/9/2019	2:20 PM				00355151-001400
67	BM-18/01/09-01	Warner, William	54	1/9/2018	11:30 AM				00356580-000000
68	RM-04/08/09-05	Hallman, John & Carol	53	8/9/2004	10:48 AM				00365410-000000
69	RM-05/10/05-01	Forthman, Todd & Leslie	53	10/5/2005	12:30 PM				00339910-000000
70	BM-17/01/03-01	Goodwin, Trace	53	1/3/2017	11:51 AM				00360840-000100
71	BM-19/06/14-01	Perez, Mirtha	53	6/14/2019	1:40 PM				00353500-000000
72	RM-04/08/09-08	Mann, James	52	8/9/2004	11:25 AM	8/12/2005	1:15 PM		00355980-000000
73	RM-05/04/13-01	Yellowtail Trust Investments, LLC	52	4/13/2005	8:30 AM				00338780-000100
74	BM-19/02/15-01	Lefkowitz, Eric	52	2/15/2019	2:00 PM				00333641-000500
75	RM 07/03/09-02	Osborne, Robert F	51	3/9/2007	4:40 PM				00319870-000000
76	RM 07/03/09-02	Osborne, Robert F	51	3/9/2007	4:40 PM				00319870-000000
77	RM 07/03/09-03	Hetuin, Jean Michael	51	3/9/2007	4:41 PM				00319880-000000
78	RM 07/03/09-03	Hetuin, Jean Michael	51	3/9/2007	4:41 PM				00319880-000000
79	RM 07/03/09-04	Hayes, Scott & Erica	51	3/9/2007	4:42 PM				00319760-000000
80	RM 07/03/09-04	Hayes, Scott & Erica	51	3/9/2007	4:42 PM				00319760-000000
81	BM 07/10/10-01	Gray, Ronald	51	10/10/2007	2:20 PM				00346470-000000
82	BM-19/07/11-01	Javmar Holdings	51	7/11/2019	11:28 AM				00355810-000000
83	BM 08/06/03-01	Torres, Luis & Maria Elena	50	6/3/2008	1:55 PM				00100750-001200
84	RM-05/07/13-04	33 Southpoint, LLC	46	7/13/2005	3:20 PM				00358230-000104
85	RM-05/07/13-05	33 Southpoint, LLC	46	7/13/2005	3:22 PM				00358230-000106
86	BM 08/03/07-02	Jutstrom, Bryan	45	3/7/2008	3:50 PM				00345780-000000
87	BM-11/07/07-05	Pescayo, Inc.	45	7/7/2011	2:34 PM				00363520-000800

**Attachment A:
 Ranking of BPAS Applications for Period 1 Year 28
 July 14, 2019 to January 13, 2020**

88	BM-19/01/13-02	ARM S A LLC	45	1/13/2019	3:30 PM				00357041-002400
89	BM-11/07/07-02	232 Pescayo Ave, LLC	43	7/7/2011	2:31 PM				00363520-000200
90	BM-18/06/25-01	Valentin, Barbara	42	6/25/2018	4:00 PM				00345570-000000
91	BM-13/01/14-01	Keys Dragon Marathon, LLC	41	1/14/2013	2:00 PM				00102440-000000
92	BM-18/01/16-04	Vitale, John	40	1/16/2018	8:34 AM				00356720-000000
93	BM-19/07/18-01	Alsina, Emmanuel	40	7/18/2019	12: PM				00364610-000500
94	BM-16/01/11-07	Tatro Michigan, LTD	38	1/11/2016	10:00AM				00355417-003100
95	BM-19/03/22-01	JRC LLC	38	3/22/2019	3:31 PM				00355370-000101

Market Rate Owner Occupied Pool

RANK	ROGO/BPAS NUMBER	NAME	BPAS SCORE	DATE ENTERED	TIME ENTERED	DATE RE-ENTERED	TIME RE-ENTERED	# OF DEFERRALS	RE NUMBER
1	BM-18/07/13-04	Hurley, Lucia	72	7/13/2018	3:15 PM				00326080-000200
2	BM-18/08/23-01	Elgersma, Edwin	72	8/23/2018					00360390-000000
3	BM-18/08/21-01	Irwin, Bruce	71	8/21/2018	1:00 PM				00331061-003700
4	BM-19/06/11-01	O'Farrill, Jaun	71	6/11/2019	9:27 AM				00353650-000000
5	BM-19/06/13-01	Kuck, Sarah	67	6/13/2019	3:00 PM				00330280-000000
6	BM-19/01/13-01	Young, Forrest	62	1/13/2019	10:05 AM				00333641-000100
7	BM-19/06/14-01	Campbell, William	62	6/14/2019	1:40 PM				00353500-000000
				Awards	Available	Recommended	Remaining		
				General		9	0		
				Owner	12	3	0		

Any application submitted, perserverence points or changes made after July 14, 2019 will not be reflected on this list.

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