

This document prepared by (and after recording return to)

Name: Key Largo Wastewater Treatment District  
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City, State, Zip: Key Largo, FL 33037-0491  
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MONROE COUNTY DANNY L. KOLHAGE

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**RESOLUTION NO. 02-02-08**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS APPROVING THE REQUEST OF SUNSET ACRES HOMEOWNERS ASSOCIATION INC. FOR REMOVAL OF ONE TAX PARCEL FROM THE 2007 NON-AD VALOREM ASSESSMENT; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.**

WHEREAS, Sunset Acres Homeowners Association Inc. has submitted documentation supporting its request for exception from the Wastewater Assessment; and

WHEREAS, the documentation states that the parcel owned by Sunset Acres Homeowners Association Inc. is land that is Submerged Land; and

WHEREAS, the documentation states that it is unlikely that the parcel will be developed;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT;**

**Section 1.**

PARCEL ID: 00490321  
AK NO. 1606561  
PARCEL DESCRIPTION: SUNSET ACRES - RESUBDIVISION KEY LARGO - PB6-31 PT TRACT A (AKA BAYBTM .63AC DRY 3.61AC WET) OR470-817/819 OR641-559Q OR885-790/791C OR1082-1906Q/C(JMH) OR1219-2241/2C(CSP)

**Section 2. APPLICABILITY AND EFFECTIVE DATE.**

This resolution shall take effect upon adoption by the Board of Commissioners.

**RESOLVED AND ADOPTED THIS 5th DAY OF FEBRUARY, 2008**

RESOLUTION NO. 02-02-98  
 A RESOLUTION OF THE BOARD OF COMMISSIONERS APPROVING THE REQUEST OF SUNSET ACRES HOMEOWNERS ASSOCIATION INC. FOR REMOVAL OF ONE TAX PARCEL FROM THE 2007 NON-AD VALUATION ASSESSMENT AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.

WHEREAS, Sunset Acres Homeowners Association Inc. has submitted documentation supporting its request for exception from the 2007 Non-Ad Assessment and

WHEREAS, the documentation states that the parcel owned by Sunset Acres Homeowners Association Inc. is a vacant parcel that is subject to a tax abatement.

WHEREAS, the documentation states that it is unlikely that the parcel will be developed;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT:

Section 1.

TABLE ID: 00490321  
 PAR. NO. 100581  
 PARCEL DESCRIPTION: SUNSET ACRES - RES. DIVISION KEY LARGO -  
 PARCEL TRACT A (AKA BAYVIEW) (3AC) (3RY)  
 (3AC) (WET) (0470-817819 OR 41-2590) (04882-  
 7007910) (041082-10066) (C/M/H) (041210-  
 224100) (CSP)

Section 2.

APPLICABILITY AND EFFECTIVE DATE  
 This resolution shall take effect upon adoption by the Board of Commissioners.

This resolution is made in reliance upon information, representations, and documents provided by the owner of the Excluded Parcel. If, at some later date, the District determines that the information, representations, and documents contained false or misleading information material to the District's decision to designate the Tax Parcel as an Excluded Parcel, the District reserves the right, in its discretion, to revoke such designation, and to pursue all remedies at law and equity for injuries to the District caused by exclusion of the Tax Parcel.

**If the District in its sole discretion later provides Wastewater Service to an Excluded Parcel, the then-current owner(s) shall be required to pay to the District all direct and indirect costs and expenses, including, but not limited to, an amount fairly representing the special benefit that the Tax Parcel will receive, as determined by the District.. The undersigned understand and acknowledge that the amount charged at the time of later connection is expected to be significantly greater than the 2007 non-ad valorem assessment.**

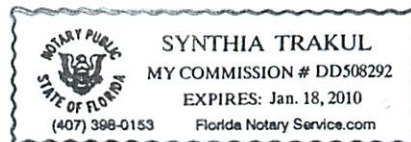
I, Robert W. Hauber, do hereby accept this resolution and agree that it will be recorded in the Public Record.

State of FL County of MONROE

The foregoing instrument was acknowledged before me this 7<sup>th</sup> day of February, 2008, by

Robert W. Hauber, representing the Sunset Acres Homeowners Association, Inc. who is personally known to me or who has produced FL DL # H 160-779-45-445-0 as identification.

Synthia Trakul, Notary Public



This resolution is made in reliance upon information, representations, and documents provided by the owner of the Parcel. If at some later date, the District determines that the information, representations, and documents contained false or misleading information material to the District's decision to designate the Parcel as an Excluded Parcel, the District reserves the right in its discretion to revoke such designation and to pursue all remedies at law and equity for injuries to the District caused by exclusion of the Parcel.

If the District in its sole discretion later provides a statement of assessment to an Excluded Parcel, the then-current owner(s) shall be required to pay to the District all direct and indirect costs and expenses, including but not limited to, an amount fairly representing the special benefit that the Parcel will receive, as determined by the District. The amount shall be paid and acknowledged that the amount charged at the time of later assessment is expected to be significantly greater than the amount charged at the time of later assessment.

I, \_\_\_\_\_ do hereby accept this resolution and agree that it will be recorded in the Public Record.

State of \_\_\_\_\_ County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 200X.

\_\_\_\_\_ representing the \_\_\_\_\_ owners \_\_\_\_\_ who is personally known to me or who has produced \_\_\_\_\_ as identification

Notary Public

The foregoing RESOLUTION was offered by Commissioner Bullock, who moved its approval. The motion was seconded by Commissioner Higgins, and being put to a vote the result was as follows:

	AYE	Absent	NAY
Chairman Gary Bauman	___	___	___
Commissioner Claude Bullock	<u>X</u>	___	___
Commissioner Susan Hammaker	<u>X</u>	___	___
Commissioner Andrew Tobin	<u>X</u>	___	___
Commissioner Norman Higgins	<u>X</u>	___	___

The Chairman thereupon declared Resolution No. 02-02-08 duly passed and adopted the 5<sup>th</sup> day of February, 2008.

KEY LARGO WASTEWATER TREATMENT DISTRICT

BY: [Signature]  
Acting Chairman Andrew Tobin

ATTEST:

[Signature]  
Carol Walker, Clerk

Approved to as to form and legal sufficiency

[Signature]  
District Counsel, Thomas M. Dillon



