This document Prepared by & return to:

Name: Key Largo Wastewater Treatment District
Address: P.O. Box 491
Key Largo, FL 33037

RESOLUTION NO. 09-03-09

A RESOLUTION OF THE BOARD OF COMMISSIONERS APPROVING THE REQUEST OF HERBERT J SHAW JR AND DIANE, FOR REMOVAL OF ONE TAX PARCEL FROM THE 2006 NON-AD VALOREM ASSESSMENT; AND REFUNDING COLLECTED ASSESSMENT PAYMENTS AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.

WHEREAS, the Key Largo Wastewater Treatment District has determined that the lot in Section 1 is classified as Tier 1 with no access; and

WHEREAS, the Key Largo Wastewater Treatment District has no plans to sewer the lot in Section 1

WHEREAS, the Key Largo Wastewater Treatment District has determined to refund $1,117.32 in collected assessments for the parcel in Section 1

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

Section 1.

PARCEL ID:	00086640-000000
AK NO.	1095214
PARCEL DESCRIPTION:	22 61 39 ISLAND OF KEY LARGO PT GOVT LOT 1 OR520-148 OR919-853 OR1401-2171/80TR OR1401-2181/82AFF OR1401-2183/85 OR1401-2186AFF OR1677-221/23

Section 2. The Key Largo Wastewater Treatment District Board of Commissioners does herby exclude the lot designated above from the Key Largo Wastewater Treatment District 2006 No Ad-Valorem Assessment.

Section 3. The Key Largo Wastewater Treatment District Board of Commissioners does herby authorize the refund of $1,117.32.

Section 4. APPLICABILITY AND EFFECTIVE DATE.

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

RESOLVED AND ADOPTED THIS 3rd DAY OF March 2009

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 2006 non-ad valorem assessment.

I, Herbert J Shaw Jr, Herbert J Shaw Jr. do hereby accept this resolution and agree that it will be recorded in the Public Record.

_____

State of Florida County of Monroe

The foregoing instrument was acknowledged before me this 11 day of March, 2009, by Herbert J Shaw Jr who is personally known to me or who has produced FL DR Lic S000-330-42-299-0 as identification.

_____, Notary Public

GUSTAVO L. MELENDEZ
Notary Public - State of Florida
My Commission Expires May 6, 2012
Commission # DD 785951
Bonded Through National Notary Assn.

I, Diane Shaw, Diane Shaw. 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 11 day of March, 2009, by Diane Shaw who is personally known to me or who has produced FL DR Lic S000-743-43-582-0. as identification.

_____, Notary Public

GUSTAVO L. MELENDEZ
Notary Public - State of Florida
My Commission Expires May 6, 2012
Commission # DD 785951
Bonded Through National Notary Assn.

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

	AYE	NAY
Chairwoman Hammaker	X	
Commissioner Higgins	X	
Commissioner Brooks	X	
Commissioner Tobin	X	
Commissioner Majeska	X	

The Chairman thereupon declared Resolution No. 09-03-09 duly passed and adopted the 3rd day of March, 2009.

KEY LARGO WASTEWATER TREATMENT DISTRICT

BY: _____
Chairwoman Hammaker

ATTEST:

Carol Walker, District Clerk

Approved to as to form and legal sufficiency

District Counsel, Thomas M. Dillon

SEAL

Key Largo Wastewater Treatment District Seal