

RESOLUTION NO. 05-02-10

A RESOLUTION OF THE BOARD OF COMMISSIONERS APPROVING THE REQUEST OF DAVID & TERRY HANN FOR REMOVAL OF ONE TAX PARCEL FROM THE 2007 NON-AD VALOREM ASSESSMENT; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.

WHEREAS, David Hann and Terry Hann, husband and wife have submitted documentation consisting of a recorded Lot Aggregation Restrictive Covenant, supporting a request for exception from the Wastewater Assessment; and

WHEREAS, the documentation states that the parcels owned by David Hann and Terry Hann, husband and wife have had their density reduced through a Lot Aggregation Restrictive Covenant from two dwelling units to one dwelling unit; and

WHEREAS, the documentation states that David Hann and Terry Hann, husband and wife have voluntary reduced the density from two dwelling units to one dwelling unit on the Parcels in Section One of this resolution.

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

Section 1.

Remove

PARCEL ID: 00552090-000000
AK NO. 1677639
PARCEL DESCRIPTION: BK 7 LT 7 ANGLERS PARK KEY LARGO PB1-159 OR431-228 OR1748-1308D/C OR1748-1309D/C OR1748-1310D/C OR1748-1311D/C OR1748-1317/19/WILL OR1748-1320 OR2363-562/563(REST)

Serve

PARCEL ID: 005521-000000
AK NO. 1677647
PARCEL DESCRIPTION: BK 7 LT 8 ANGLERS PARK KEY LARGO PB1-159 OR431-228 OR1748-1308D/C OR1748-1309D/C OR1748-1310D/C OR1748-1311D/C OR1748-1317/19/WILL OR1748-1320 OR2363-562/563(REST)

Section 2.

The Key Largo Wastewater Treatment District Board of Commissioners does hereby exclude the lot designated above from the Key Largo Wastewater Treatment District 2007 No Ad-Valorem Assessment.

Section 3.

APPLICABILITY AND EFFECTIVE DATE.

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

RESOLVED AND ADOPTED THIS 16th DAY OF Feb. 16, 2010

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.

David Hann

I, David Hann, 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 17th day of February, 2010, by David Hann who is personally known to me or who has produced FL DL - H500-162-50-007-0 as identification.

Carolyn Bilyeu, Notary Public



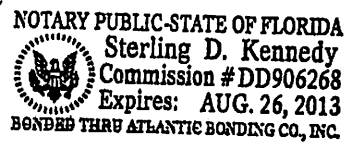
Terry Hann

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

State of FLA County of MONROE

The foregoing instrument was acknowledged before me this 18th day of Feb, 2010, by Terry Hann, who is personally known to me or who has produced _____ as identification.

[Signature], Notary Public



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

	AYE	NAY
Chairman Higgins	<u>✓</u>	_____
Commissioner Hammaker	<u>✓</u>	_____
Commissioner Brooks	<u>✓</u>	_____
Commissioner Tobin	_____	_____
Commissioner Majeska	<u>✓</u>	_____

Absent

The Chairman thereupon declared Resolution No. 05-02-10 duly passed and adopted the 16th day of Feb. 16, 2010

KEY LARGO WASTEWATER TREATMENT DISTRICT

BY: *Norma Higgins*
Chairman Higgins

ATTEST:
Carol Walker
Carol Walker, District Clerk

Approved to as to form and legal sufficiency
Thomas M. Dillon
District Counsel, Thomas M. Dillon

