

RESOLUTION NO. 06-02-10

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

WHEREAS, William M. Shahane, a single man, has 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 William M. Shahane, a single man, has had his density reduced through a Lot Aggregation Restrictive Covenant from two dwelling units to one dwelling unit; and

WHEREAS, the documentation states that William M Shahane, a single man has 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: 00510870-000000
AK NO. 1630187
PARCEL DESCRIPTION: BK 3 LT 35 REVISED AMENDED PLAT OF RIVIERA VILLAGE PB2-80
KEY LARGO OR532-719 OR921-847 OR921-847 OR1020-153 OR1090-2078
OR1358-446/47 OR1561-473/75 OR1999-748/49QC(CW)

Serve

PARCEL ID: 00510880.000000
AK NO. 1630195
PARCEL DESCRIPTION: BK 3 LT 36 REVISED AMENDED PLAT OF RIVIERA VILLAGE PB2-80
KEY LARGO OR532-719 OR921-847 OR1020-153 OR1090-2078 OR1358-
446/47 OR1358-446/47 OR1561-470/72 OR1999-748/49QC(CW)

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.

*

I, William M. Shahane, 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 _____, 2010, by

William M. Shahane who is personally known to me or who has produced _____ as identification.

_____, 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	<input checked="" type="checkbox"/>	___
Commissioner Hammaker	<input checked="" type="checkbox"/>	___
Commissioner Brooks	<input checked="" type="checkbox"/>	___
Commissioner Tobin	___	___
Commissioner Majeska	<input checked="" type="checkbox"/>	___

ABSENT

The Chairman thereupon declared Resolution No. 06-02-10 duly passed and adopted the 16th day of Feb. 16, 2010

KEY LARGO WASTEWATER TREATMENT DISTRICT

BY: Carol Walker
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

