

**RESOLUTION NO. 36-05-12**

**A RESOLUTION OF THE BOARD OF COMMISSITHREERS APPROVING THE REMOVAL OF FOUR TAX PARCELS FROM THE 2011 NON-AD VALOREM ASSESSMENT; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.**

WHEREAS, the Key Largo Wastewater Treatment District (hereinafter "District") has determined that it will not provide wastewater infrastructure to serve the Tax Parcels shown in Exhibit "A"; and

WHEREAS, The District has previously levied Non-Ad Valorem Assessments for various Tax years for the Parcels shown in Exhibit "A"; and

WHEREAS, The Monroe County Tax Collector has issued Tax Certificates on certain Parcels for certain tax years as shown in Exhibit "A"; and

WHEREAS, The District desires to cause refunds and/or credits to be made for all payments made on account of non-ad valorem assessments levied against those parcels;

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

**Section 1.** The District hereby removes and reverses all non-ad valorem assessments made by the District against the Tax Parcels shown in Exhibit "A".

**Section .2** The District hereby authorizes the Monroe County Tax Collector to credit the Tax Parcels shown in Exhibit "A" with all payments received on account of them, following the Monroe County Tax Collector's standard methodology.

**Section 3.** The District authorizes the Monroe County Tax Collector to issue credits to holders of tax certificates issued with respect to the Tax Parcels shown in Exhibit "A" insofar as the tax certificates were sold to collect District non-ad valorem assessments. The District will accept deductions from the Monroe County Tax Collector's sweeps to the District account for credits granted in accordance with this resolution.

**Section 4.** APPLICABILITY AND EFFECTIVE DATE. This resolution shall take effect upon adoption by the Board of Commissioners

RESOLVED AND ADOPTED THIS 1<sup>ST</sup> DAY OF MAY 2012

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

|                        | AYE      | NAY   |
|------------------------|----------|-------|
| Chairman Majeska       | <u>X</u> | _____ |
| Commissioners Hammaker | <u>X</u> | _____ |
| Commissioners Brooks   | <u>X</u> | _____ |
| Commissioners Tobin    | <u>X</u> | _____ |
| Commissioners Higgins  | <u>X</u> | _____ |

The Chairman thereupon declared Resolution No. 33-05-12 duly passed and adopted the 1<sup>ST</sup> day of May, 2012.

KEY LARGO WASTEWATER TREATMENT DISTRICT  
BY: [Signature]  
Chairman Majeska

ATTEST:  
[Signature]  
Carol Walker, District Clerk

Approved to as to form and legal sufficiency  
[Signature]  
General Counsel, Ray Giglio



# EXHIBIT "A"

| Parcel ID       | AK No.  | Parcel Description   |
|-----------------|---------|--|
| 00551006-011700 | 1676187 | BERMUDA SHORES KEY LARGO FL PB6-70 LOT 117 & PT OF UNDUG CANAL OR566-594<br>OR801-2207/09QC(CW)                |
| 00551006-012100 | 1676225 | BERMUDA SHORES KEY LARGO FL PB6-70 LOT 121 & PT OF UNDUG CANAL OR566-594<br>OR801-2207/09QC(CW)                |
| 00516610-000000 | 1635863 | BAY HAVEN SEC 1 BK 5 LT 21 BAY HAVEN SEC 1 KEY LARGO PB2-28 OR524-535<br>OR2197-1846/1870DEC OR2312-1281/83DEC |
| 00516620-000000 | 1635871 | BAY HAVEN SEC 1 BK 5 LT 22 BAY HAVEN SEC 1 KEY LARGO PB2-28 OR524-535<br>OR2197-1846/1870DEC OR2312-1281/83DEC |