

**RESOLUTION NO. 38-05-12**

**A RESOLUTION OF THE BOARD OF COMMISSITHREERS APPROVING THE REMOVAL OF TWO TAX PARCELS FROM THE 2009 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 15<sup>th</sup> DAY OF MAY 2012

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The foregoing RESOLUTION was offered by Commissioners Hammaker, 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	<input checked="" type="checkbox"/>	_____
Commissioners Hammaker	<input checked="" type="checkbox"/>	_____
Commissioners Brooks	<input checked="" type="checkbox"/>	_____
Commissioners Tobin	<input checked="" type="checkbox"/>	_____
Commissioners Higgins	<input checked="" type="checkbox"/>	_____

The Chairman thereupon declared Resolution No. 38-05-12 duly passed and adopted the 15<sup>th</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

SEAL



# EXHIBIT "A"

<b>00516610-000000</b>	<b>1635863</b>	<b>BAY HAVEN SEC 1 BK 5 LT 21 BAY HAVEN SEC 1 KEY LARGO PB2-28 OR524-535 OR2197-1846/1870DEC OR2312-1281/83DEC</b>
<b>00516620-000000</b>	<b>1635871</b>	<b>BAY HAVEN SEC 1 BK 5 LT 22 BAY HAVEN SEC 1 KEY LARGO PB2-28 OR524-535 OR2197-1846/1870DEC OR2312-1281/83DEC</b>