

RESOLUTION NO. 39-06-12

**A RESOLUTION OF THE BOARD OF COMMISSIONERS
APPROVING THE REMOVAL OF THREE 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 5TH DAY OF JUNE 2012

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The foregoing RESOLUTION was offered by Commissioners BROOKS, who moved its approval. The motion was seconded by Commissioners HAMMAKER, 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. 39-06-12 duly passed and adopted the 5th day of June, 2012.

KEY LARGO WASTEWATER TREATMENT DISTRICT

BY: [Signature]
Chairman Majeska

Doc# 1885964
Bk# 2573 Pg# 1194

ATTEST:
[Signature]
Carol Walker, District Clerk

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



EXHIBIT "A"

Excluded Property

Property One:

Alternate Key: 1545112 **Parcel ID: 00445430-000000**

Property Location: VACANT LAND KEY LARGO

Subdivision: PALMA SOLA

Legal Description: BK 18 LT 5 PALMA SOLA PB1-115 KEY LARGO G50-305/306 OR809-1825

Property Two:

Alternate Key: 1545104 **Parcel ID: 00445420-000000**

Property Location: VACANT LAND KEY LARGO

Subdivision: PALMA SOLA

Legal Description: BK 18 LT 4 PALMA SOLA PB1-115 KEY LARGO G50-305/306 OR809-1825

Property Three:

Alternate Key: 1545121 **Parcel ID: 00445440-000000**

Property Location: VACANT LAND KEY LARGO

Subdivision: PALMA SOLA

Legal Description: BK 18 LT 6 PALMA SOLA PB1-115 KEY LARGO G50-305/306 OR809-1825