

RESOLUTION NO. 14-09-18

A RESOLUTION OF THE BOARD OF COMMISSIONERS APPROVING THE REQUEST OF LUIS M. ARCOS AND MIRTHA U. PEREZ FOR THE REINSTATEMENT OF ASSESSMENT OF ONE TAX PARCEL TO THE 2009 NON-AD VALOREM ASSESSMENT; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.

WHEREAS, the Key Largo Wastewater Treatment District (“District”) assessed the parcel listed below in Section 1 by Resolution 20-05-09 dated May 19, 2009, (“the Parcel”); and

WHEREAS, the Monroe County Land Authority (“Land Authority”) previously requested that the District exclude the Parcel from the District’s Assessment roll and waive the Assessments levied against the Parcel on the grounds that, upon acquisition of title to the Parcel by the Land Authority, the Parcel cannot and/or will not receive Wastewater Service; and

WHEREAS, the District adopted *Resolution No. 15-05-17* approving the request to remove the Parcel from the District’s Assessment roll and waive the balance of the outstanding assessments, conditioned upon acquisition of title of the Parcel by the Land Authority, which was filed in the Office of the Clerk of the Circuit Court of Monroe County, State of Florida, in Official Records Book Number 2861, at Page 448 on the 23rd day of June, 2017; and

WHEREAS, the Land Authority did not acquire title to the Parcel and the current Owners have requested that the District reinstate wastewater service to the previously waived Parcel; and

WHEREAS, *Resolution No. 15-05-17* requires Owners of this previously waived Parcel, who later desire wastewater service be provided to the tax parcel, or develop the parcel(s) with any structure capable of producing wastewater, to pay all direct and indirect District costs of providing service, as well as, any unpaid portions of the waived assessment, including System Development Charge (SDC), in accordance with Resolution Number 15-05-17.

WHEREAS, the District approves the request of the current parcel owner, Luis M Arcos and Mirtha U. Perez to reverse the waiver on the parcel described in Section 1.

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

Section 1.

PARCEL ID: 00449920-000000
AK NO. 1549550
PARCEL DESCRIPTION: BK 8 LT 5 HARRIS OCEAN PK ESTATES FIRST ADDN KEY LARGO PB4-139 OR330-536 OR1362-1279 OR1981-1997 OR1997-242 OR1997-243RES OR2890-2169/74 OR2899-1207/08

Section 2.

The request to reinstate the Parcel assessment is hereby granted and Resolution number 20-05-09 dated May 19, 2009 (The 2009 Final Assessment Resolution), Section 3.01 (Assessment Roll) shall be amended to include the Parcel listed in Section 1 above.

Section 3.

The owner has paid the SDC of \$4,160.00, plus additional costs of \$0.00, plus an administrative fee of \$0.00 for a total of \$4,160.00.

Section 4.

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

Section 5.

AUTHORIZATION OF DISTRICT OFFICIALS. The General Manager and/or his designee(s) are authorized to take all actions necessary to implement the terms and conditions of this resolution.

RESOLVED AND ADOPTED THIS 18th DAY OF SEPTEMBER, 2018

The foregoing RESOLUTION was offered by Commissioner Tobin, 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 Asdourian	<u>✓</u>	___
Commissioner Gibbs	<u>✓</u>	___
Commissioner Heim	<u>✓</u>	___
Commissioner Majeska	<u>✓</u>	___
Commissioner Tobin	<u>✓</u>	___

The Chairman thereupon declared this Resolution duly passed and adopted the 18TH day of September, 2018.

KEY LARGO WASTEWATER TREATMENT DISTRICT



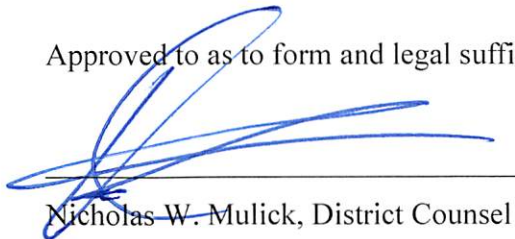
David Asdourian, Chairman

ATTEST:

Approved to as to form and legal sufficiency



Diane Bockelman, District Clerk



Nicholas W. Mulick, District Counsel

SEAL

