

## **RESOLUTION NO. 20-12-18**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT (“THE BOARD”) ADOPTING THE KEY LARGO WASTEWATER TREATMENT DISTRICT (“KLWTD”) STAFF’S RECOMMENDATION TO RECALCULATE THE SYSTEM DEVELOPMENT CHARGE (“SDC”) FOR THE RESIDENTIAL TAX PARCEL LOCATED AT 1117 HERON ROAD, KEY LARGO, FLORIDA, WITH PARCEL IDENTIFICATION NUMBER 00485920-000000; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Philip H. Mckenna Revocable Trust dated 6-29-15 is the owner of real property located at 1117 Heron Road, Key Largo, Florida, with Parcel Identification Number 00485920-000000, legally described in Exhibit “A” attached hereto and made a part hereof by reference (“the Subject Tax Parcel”); and

**WHEREAS**, the Subject Tax Parcel is currently classified as Residential as that term is defined in Article XIII of the KLWTD General Rules and Regulations (“KLWTD R&Rs”); and

**WHEREAS**, in accordance with the provisions of Section 10-01(b)(1) of the KLWTD R&Rs, each residential tax parcel located within the service area of KLWTD shall be assessed an SDC based on the number of residential dwelling units located thereon; and

**WHEREAS**, the Subject Tax Parcel had been assigned two dwelling units based on the state of development of the Subject Tax Parcel at the time of the original calculation of the SDC assessment, as reflected in the Final Assessment Resolution adopted on May 19, 2009; and

**WHEREAS**, the owner of the Subject Tax Parcel has requested a recalculation of the SDC assessment to reflect the existence of one dwelling unit on the Subject Tax Parcel; and

**WHEREAS**, KLWTD staff, having reviewed the current state of development of the Subject Tax Parcel, has recommended that the SDC assessment imposed on the Subject Tax Parcel be recalculated based on one dwelling unit; and

**WHEREAS**, the Board has considered the staff’s recommendation at a regular meeting of the Board held on December 18, 2018.

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

Section 1. *Recitals.* The above recitals are true and correct and incorporated into this Resolution by reference.

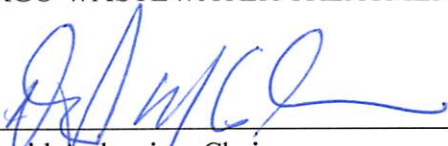
- Section 2. *Adoption of Recommendation.* The Board finds that there is good and sufficient cause to adopt the staff's recommendation to recalculate the SDC assessment imposed on the Subject Tax Parcel based on a single dwelling unit.
- Section 3. *Recalculation of SDC.* As of the effective date of this Resolution, the SDC assessment imposed on the Subject Tax Parcel shall be recalculated based on a single dwelling unit.
- Section 4. *Effective Date.* This Resolution shall be effective upon adoption by the Board.
- Section 5. *Implementation.* The General Manager and/or his designee is authorized to take all actions necessary to implement the terms of this Resolution.

The foregoing Resolution was offered by Commissioner Heim, who moved for its approval. The motion was seconded by Commissioner Tobin, 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 18<sup>th</sup> day of December 2018.

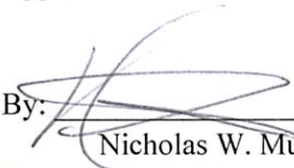
KEY LARGO WASTEWATER TREATMENT DISTRICT

By:   
David Asdourian, Chairman

Approved to as to form and legal sufficiency:

ATTEST:

By:   
Diane Bockelman, Clerk

By:   
Nicholas W. Mulick, General Counsel

SEAL



# **EXHIBIT “A”**

**RESOLUTION NO. 20-12-18**

**RE NO. 00485920-000000**

**AK NO. 1595501**

**Lots 16 and 17, Block 5, LIME GROVE ESTATES, according to the Plat thereof, as recorded in Plat Book 5, at Page 54, of the Public Records of Monroe County, Florida.**