

Key Largo Wastewater Treatment District Board of Commissioners Meeting Agenda Item Summary

Meeting Date:
October 1, 2024

Agenda Item Number: O-2

Action Required:
Yes

Department: Legal
Sponsor: Nick Mulick

Subject:
Rescission of Resolution 15-2024 Removing Parcels from Tax Roll (Reso. 20-2024)

Summary:
Recission of Resolution 15-2024 approving the request by Crawdaddy, Inc. to remove tax parcels AK Nos. 1668435 and 1668443 from the 2006 non-ad valorem assessment roll due to nonconveyance of the tax parcels to the Monroe County Land Authority.

Reviewed / Approved

Operations: _____
Administration: _____
Finance: _____
District Counsel: _____
District Clerk: _____
Engineering: _____

Financial Impact

\$

Funding Source:
N/A

Budgeted:
N/A

Attachments

1. Resolution 20-2024
2. Resolution 15-2024
3. Notice of nonconveyance of the tax parcels from MCLA

Approved By:  Date: 09/26/2024
General Manager

RESOLUTION NO. 20-2024

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT RESCINDING RESOLUTION NO. 15-2024; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.

WHEREAS, on August 6, 2024, the Key Largo Wastewater Treatment District Board of Commissioners adopted Resolution No. 15-2024 approving the request by Crawdaddy Inc. for the removal of tax parcels AK No. 1668435 (Lot 8) and AK No. 1668443 (Lot 9) from the 2006 non-ad valorem assessment roll pursuant to Key Largo Wastewater Treatment District General Rules and Regulations Section 10.06(a)iii, which provides for the waiver of wastewater service and exclusion from the non-ad valorem assessment roll of tax parcels that are being conveyed to the Monroe County Land Authority for purposes of conservation, and

WHEREAS, the District has been informed by the Monroe County Land Authority that the proposed conveyances of title to the subject tax parcels will **not** take place, and

WHEREAS, in light of the foregoing, the District desires to rescind Resolution 15-2024 and restore tax parcels AK No. 1668435 (Lot 8) and AK No. 1668443 (Lot 9) to the 2006 non-ad valorem tax roll.

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

- Section 1.** LEGAL DESCRIPTION. Lots 8 and 9, Block 9, BAHIA MAR ESTATES, according to the Plat thereof, as recorded in Plat Book 4, at Page 79, of the Public Records of Monroe County, Florida.
- Section 2.** RESCISSION. Resolution No. 15-2024 shall be and is hereby rescinded in its entirety and the tax parcels identified in Section 1 are restored to the 2006 ad valorem tax roll.
- Section 3.** EFFECTIVE DATE. This Resolution shall be effective immediately upon its adoption by the Board.

Section 4. 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 1st DAY OF OCTOBER 2024.

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

	AYE	NAY
Chairman Rodriguez	_____	_____
Commissioner Heim	_____	_____
Commissioner Maloney	_____	_____
Commissioner Schwartz	_____	_____
Commissioner Majeska	_____	_____

The Chairman thereupon declared this Resolution duly passed and adopted the 1st day of October 2024.

KEY LARGO WASTEWATER TREATMENT DISTRICT

By: _____
Nicolas Rodriguez, Chairman

Approved as to form and legal sufficiency:

ATTEST:

Nicholas W. Mulick, General Counsel

Shannon McCully, Clerk

SEAL

RESOLUTION NO. 15 - 2024

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT (“THE BOARD”) APPROVING THE REQUEST BY CRAWDADDY INC (“THE OWNER”), FOR THE REMOVAL OF TWO TAX PARCELS AK# 1668435; AND AK# 1668443 FROM THE 2006 NON-AD VALOREM ASSESSMENT ROLL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Crowdaddy Inc (“The Owner”) is the owner of the tax parcels described in Section 1 below (“the Subject Tax Parcels”); and

WHEREAS, the Key Largo Wastewater Treatment District (the “District”) assessed the Subject Tax Parcels via Resolution 28-08-06 dated August 9, 2006 (the “2006 Non-ad Valorem Assessment Roll”); and

WHEREAS, the Subject Tax Parcels are being conveyed to the Monroe County Comprehensive Plan Land Authority for conservation purposes; and

WHEREAS, the Owner requests that the District remove the Subject Tax Parcels from the 2006 Non-ad Valorem Assessment Roll, pursuant to the Key Largo Wastewater Treatment District’s General Rules and Regulations, Section 10.06(a)(iii).

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

Section 1.

PARCEL I.D.: 00544920-000000
AK NO.: 1668435
PARCEL DESCRIPTION: BK 9 LT 8 BAHIA MAR EST PB4-79 KEY LARGO OR301-534 OR1102-1059DC OR1102-1060/64 OR1180-2269/70PR OR1948-614 OR1948-602D/C OR1948-607/12WILL

PARCEL I.D.: 00544930-000000
AK NO.: 1668443
PARCEL DESCRIPTION: BK 9 LT 9 BAHIA MAR EST PB4-79 KEY LARGO OR339-249 (COUNTY HELD CERT) OR810-474T/D OR1952-1946

Section 2.

EFFECTIVE DATE. This Resolution shall take effect and the Subject Tax Parcels excluded from the 2006 Final Assessment Roll upon receipt by the District of proof that the Subject Tax Parcels have been purchased by the Monroe County Comprehensive Plan Land Authority for conservation purposes. No part of the System Development Charge paid prior to the effective date of this Resolution shall be refunded.

Section 3.

RESOLUTION NO. 15 – 2024

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 6th DAY OF AUGUST 2024.

The foregoing RESOLUTION was offered by Commissioner Heim, who moved for its adoption. The motion was seconded by Commissioner Majeska, and being put to a vote the result was as follows:

	AYE	NAY
Chairman Rodriguez	<u>✓</u>	_____
Commissioner Majeska	<u>✓</u>	_____
Commissioner Heim	<u>✓</u>	_____
Commissioner Schwartz	_____	_____
Commissioner Maloney	_____	_____

The Chairman thereupon declared this Resolution duly passed and adopted this 6th day of August 2024.

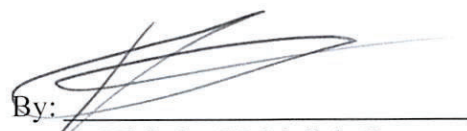
KEY LARGO WASTEWATER TREATMENT DISTRICT

By: 
Nicolas Rodriguez,
Chairman

ATTEST:


Shannon McCully, District Clerk

*Approved as to form
and legal sufficiency:*

By: 
Nicholas W. Mulick, Esq.,
General Counsel





RE: 1008 Gibraltar Rd, 1010 Gibraltar Rd - Resolution Rescission

From Scull-Paunece <Scull-Paunece@MonroeCounty-FL.Gov>
Date Wed 9/25/2024 11:03 AM
To Alexis Irizarry <Alexis.Irizarry@klwtd.com>
Cc lisafrins@florida-keys-homes.com <lisafrins@florida-keys-homes.com>

[Report This Email](#)

Hello Alexis,

MCLA never had 1008 and 1010 Gibraltar under contract for purchase.

The applicant erroneously listed those lots on the waiver request. The waiver request should be for lots RE00544940-000000 and RE005455950-000000 (1006 and 1004 Gibraltar Road) which MCLA has under contract to purchase for conservation.

Thank you,

Neecie
Paunece Scull
Property Acquisition Specialist
Monroe County Land Authority
1200 Truman Avenue, Suite 207
Key West, FL 33040
Ph: (305) 295-5180; Cell: (786) 883-6945 Fx: (305) 295-5181
Mail stop: 5B
scull-paunece@monroecounty-fl.gov

From: Alexis Irizarry <Alexis.Irizarry@klwtd.com>
Sent: Wednesday, September 25, 2024 9:27 AM
To: Scull-Paunece <Scull-Paunece@MonroeCounty-FL.Gov>
Subject: 1008 Gibraltar Rd, 1010 Gibraltar Rd - Resolution Rescission

...

CAUTION: This email originated from outside of the County. Whether you know the sender or not, do not click links or open attachments you were not expecting.

Good morning Paunece,

I am currently working on the rescission of the listed lots. Could you please email me confirmation from MCLA that they are withdrawing from purchasing the properties located at 1008 and 1010 Gibraltar Rd?

An email confirmation will suffice.