

RESOLUTION NO. 19-2020

A RESOLUTION OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT (“KLWTD”) APPROVING THE REQUEST BY TIRSO SIMO AND MARIA SIMO (“THE OWNERS”) FOR THE EXCLUSION OF ONE TAX PARCEL FROM THE 2007 NON-AD VALOREM WASTEWATER ASSESSMENT ROLL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the District assessed the vacant parcel listed below in Section 1 (“the Subject Tax Parcel”) via Resolution No.14-2020, dated September 1, 2020; and

WHEREAS, in accordance with the provisions Section 10.04(a) of the KLWTD General Rules and Regulations (“KLWTD R&R”), the Owners have requested that the tax parcel be excluded from the 2007 Final Assessment and classified as Waived; and

WHEREAS, in accordance with Section 10.06(a)(i) of the KLWTD R&R, KLWTD is authorized to exclude from its non-ad valorem wastewater assessment roll, vacant tax parcel(s) immediately adjacent to a tax parcel served by and connected to KLWTD’s central wastewater collections system; and

WHEREAS, pursuant to Section 10.06(b) of the KLWTD R&R, the owners have certified and agreed that if they or any subsequent owner’s later desire wastewater service to the Subject Tax Parcel, they must pay the full direct costs of providing the same.

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

Section 1.

PARCEL ID: 00549120-000100 AK NO.: 9104495

PARCEL DESCRIPTION: BK 8, LT 1, TWIN LAKES, according to the Plat thereof, recorded in Plat Book 3, Page 160, of the Public Records of Monroe County, FL.

Section 2. *Recitals.* The above recitals are true and correct and incorporated into this Resolution by reference.

Section 3. *Approve Waiver.* The Board finds that there is good and sufficient cause to approve the Owners request to waive their right to receive wastewater service to the Subject Tax Parcel and remove from the 2007 Final Assessment Roll.

Section 4. *Exclude Tax Parcel.* As of the effective date of this Resolution, the System Development Charge imposed on the Subject Tax Parcel shall be removed and the property classified as Waived.

Section 5. *Implementation.* The General Manager and/or his designee is authorized to take all actions necessary to implement the terms of this Resolution.

RESOLVED AND ADOPTED THIS 1st DAY OF SEPTEMBER, 2020

The foregoing Resolution was offered by Commissioner Rodriguez, 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>1</u> | — |
| Commissioner Heim | <u>1</u> | — |
| Commissioner Majeska | <u>1</u> | — |
| Commissioner Rodriguez | <u>1</u> | — |
| Commissioner Tobin | <u>1</u> | — |

The Chairman thereupon declared this Resolution duly passed and adopted the 1st day of September, 2020.


KEY LARGO WASTEWATER TREATMENT DISTRICT



David Asdourian, Chairman

*Approved to as to form
and legal sufficiency:*

ATTEST:



Diane Bockelman, Clerk



Nicholas W. Mulick, General Counsel

SEAL

