

## **RESOLUTION NO. 17-2023**

**A RESOLUTION OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT ("THE DISTRICT") APPROVING THE REQUEST BY EUGENIO AND LETICIA FONT ("THE OWNERS") FOR REINSTATEMENT OF WASTEWATER SERVICE TO TAX PARCEL 00489530-000000; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.**

**WHEREAS**, in accordance with Section 10.06(a)(i) of the District's General Rules and Regulations, the District is authorized to exclude vacant Tax Parcels from its non-ad valorem wastewater assessment roll provided that the vacant Tax Parcel is in common ownership with an adjacent improved Tax Parcel assessed by the District and is subsidiary to the use of the improved Tax Parcel and will not be improved with structures or facilities capable of generating wastewater that will enter the District's wastewater facilities; and

**WHEREAS**, the owners of the Subject Tax Parcel previously requested that the District exclude it from the non-ad valorem assessment roll in accordance with section 10.06 (a)(i);and

**WHEREAS**, having determined that the Subject Tax Parcel satisfied the criteria set forth in Section 10.06(a)(i), the District granted the owner request to exclude the Subject Tax Parcel from the non-ad valorem wastewater assessment roll; and

**WHEREAS**, the Owners executed a waiver of wastewater service and acknowledgment of potential cost which was recorded in the Office of the Monroe County Clerk of Court, in Official Records Book 2411, at Page 2410 on May 8, 2009; and

**WHEREAS**, the Owners of the Subject Tax Parcel has requested that wastewater service be restored to Subject Tax Parcel; and

**WHEREAS**, the District finds good and sufficient cause to approve the request of the Owners to restore wastewater service to the Subject Tax Parcel.

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

**Section 1.**

PARCEL ID: 00489530-000000

AK NO.: 1604577

LEGAL DESCRIPTION: Lot 44, Block 1, Amended Plat of Bay Harbor, according to the plat thereof as recorded in Plat Book 2, Page 91, Public Records of Monroe County, Florida.

**Section 2.**

The Owners have certified that they desire wastewater service to the Tax Parcel and agree to pay the current full direct and indirect District costs to restore wastewater services.

**Section 3.**

DIRECT AND INDIRECT DISTRICT COSTS. The Owners have paid the full direct and indirect cost to restore wastewater services in the amount of the sum of **\$7,607**.

**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 28<sup>th</sup> DAY OF NOVEMBER 2023.**


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    | ✓   | —   |
| Commissioner Heim     | ✓   | —   |
| Commissioner Maloney  | ✓   | —   |
| Commissioner Majeska  | ✓   | —   |
| Commissioner Schwartz | N/A | N/A |

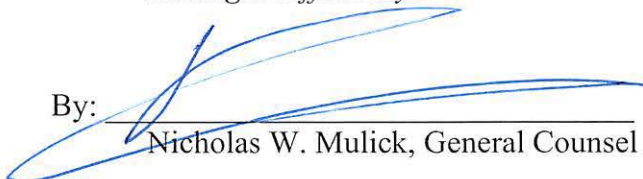
The Chairman thereupon declared this Resolution duly passed and adopted this 28<sup>th</sup> day of November 2023.

**KEY LARGO WASTEWATER TREATMENT DISTRICT**

  
\_\_\_\_\_  
Nicolas Rodriguez, Chairman

ATTEST:  
  
\_\_\_\_\_  
Shannon McCully, District Clerk

*Approved to as to form  
and legal sufficiency:*

By:   
\_\_\_\_\_  
Nicholas W. Mulick, General Counsel

