

## **RESOLUTION NO. 02-2024**

**A RESOLUTION OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT (“THE DISTRICT”) APPROVING THE REQUEST BY TIRSO SIMO AND MARIA SIMO (“THE OWNER(S)”) TO REINSTATE WASTEWATER SERVICE TO TAX PARCEL 00549120-000100; AND PROVIDING FOR APPLICABILITY AND 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 Section 10.06(a)(i) of the District's General Rules and Regulations, the District is authorized to remove from its non-ad valorem wastewater assessment vacant tax parcel(s) in common ownership with an adjacent improved tax parcel assessed by the District, provided that the vacant tax parcel 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**, having determined that the Subject Tax Parcel satisfied the criteria set forth in Section 10.06(a)(i), the District granted the Owner(s) request to exclude the Subject Tax Parcel from the non-ad valorem wastewater assessment roll; and

**WHEREAS**, Key Largo Wastewater Treatment District’s Resolution 19-2020 removing the Subject Tax Parcel from the District’s 2007 Non-ad Valorem Wastewater Assessment Roll was recorded in the Office of the Monroe County Clerk of Court, in Official Records Book 3120, at Page 2311 on August 20, 2021; and

**WHEREAS**, the Owner(s) of the Subject Tax Parcel have requested that the District reverse the waiver and provide wastewater to the Subject Tax Parcel; and

**WHEREAS**, the District finds good and sufficient cause to approve the request to reverse the waiver and provide 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: 00549120-000100

AK NO: 9104495

LEGAL DESCRIPTION: Lot 1, Block 8, TWIN LAKES, according to the plat thereof, as recorded in Plat Book 3 at Page 160 of the Public Records of Monroe County, Florida.

**Section 2.**

The Owner(s) have requested that the District provide wastewater service to the subject tax parcel and agreed to pay the current full direct and indirect District cost to provide wastewater services ("THE SIC")

**Section 3.**

PAYMENT OF SIC. For the Reversal of Waiver, the Owner(s) have paid the SIC in the amount 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 6<sup>th</sup> DAY OF FEBRUARY 2024.**

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


	AYE	NAY
Chairman Rodriguez	✓	—
Commissioner Majeska	✓	—
Commissioner Heim	✓	—
Commissioner Maloney	✓	—
Commissioner Schwartz	✓	—

The Chairman thereupon declared this Resolution duly passed and adopted this 6<sup>th</sup> day of February 2024.


**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

