RESOLUTION NO. 12-06-48

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE NONRESIDENTIAL BUILDING PERMIT ALLOCATION RANKING AND AWARDING NONRESIDENTIAL BUILDING PERMIT ALLOCATIONS FOR QUARTER 2 OF 2012 OF THE BUILDING PERMIT ALLOCATION SYSTEM; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, pursuant to Comprehensive Plan Policy 1-3.1.1 and applicable provisions of the Islamorada, Village of Islands Code of Ordinances (the “Village Code”), on the June 28, 2012 the Village Council (the “Council”) conducted a public hearing (the “Public Hearing”) regarding the Nonresidential Allocation Evaluation Report (the “Report”) submitted by the Director of Planning and Development Services (the “Director”).

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA AS FOLLOWS:

Section 1. Findings of Fact.

The Council, having considered the testimony and evidence presented by all parties, including the Report, does hereby find and determine:

Approves the ranking and recommendation of the Director (Exhibit “A”) to award one (1) allocation for nonresidential floor area to Net Five-NDA At Islamorada, LLC with 18 points.

Section 2. Conclusions of Law.

Based upon the above Findings of Fact, the Council does hereby make the following Conclusions of Law:
(1) The Building Permit Allocation System (the “BPAS”) application for Quarter 2 of 2012 of the BPAS has been processed in accordance with the Village Comprehensive Plan and Land Development Regulations; and

(2) In rendering its decision, as reflected in this Resolution, the Council has:
   (a) Accorded procedural due process; and
   (b) Observed the essential requirements of the law; and
   (c) Supported its decision by competent substantial evidence of record.

**Section 3. Effective Date.**

This Resolution shall not take effect until after both thirty (30) days following the date it is filed with the Village Clerk, during which time the Request herein shall be subject to appeal as provided in the Village Code.

Motion to adopt by Councilman Blackburn, second by Vice Mayor Philipson.

FINAL VOTE AT ADOPTION
VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS:

Mayor Michael Reckwerdt       Yes
Vice Mayor Ken Philipson       Yes
Councilman Don Achenberg      Yes
Councilman Ted Blackburn       Yes
Councilman Dave Purdo          Yes

Ken Philipson
KEN PHILIPSON, VICE MAYOR

ATTEST:

Debra E. Eastman, MMC
VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF
ISLAMORADA, VILLAGE OF ISLANDS ONLY

VILLAGE ATTORNEY

This Resolution was filed in the Office of the Village Clerk of this 28th day of June, 2012.

Debra E. Eastman, MMC, Village Clerk

cc: Florida Department of Economic Opportunity
### DRAFT Ranking of Nonresidential BPAS Applications for Quarter 2 of 2012 (closed April 30, 2012)

<table>
<thead>
<tr>
<th>Rank</th>
<th>Permit #</th>
<th>Name</th>
<th>Date of Application</th>
<th>Time of Application</th>
<th>Score</th>
<th>Key</th>
<th>Subdivision</th>
<th>Lot</th>
<th>Block</th>
<th>RE #</th>
<th>Floor Area Requested</th>
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<td>Net Five-NDA At Islamorada LLC</td>
<td>4/25/2012</td>
<td>3:38 PM</td>
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<td>Palm Harbor</td>
<td></td>
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