RESOLUTION NO. 12-08-60

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 3 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 August 9, 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 14,250 square feet of nonresidential floor area to Monte Green with 2 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 3 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 Vice Mayor Philipson, second by Councilman Purdo.

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
PASSED AND ADOPTED THIS 9TH DAY OF AUGUST, 2012.

KENPHILIPSON, VICE MAYOR

ATTEST:

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 13th day of Aug., 2012.

Debra Eastman, Village Clerk

cc: Florida Department of Economic Opportunity