RESOLUTION NO. 13-05-22

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING A PORTION OF THE RESIDENTIAL BUILDING PERMIT ALLOCATION RANKINGS AND AWARDS ONE (1) AFFORDABLE RESIDENTIAL BUILDING PERMIT ALLOCATION FOR QUARTER 2 OF 2013 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 May 9, 2013, the Village Council (the “Council”) conducted a public hearing (the “Public Hearing”) regarding the Affordable Residential Dwelling Unit Allocation Evaluation Report (the “Report”) submitted by the Director of Planning and Development Services (the “Director”); and

WHEREAS, the Village currently has twenty-four (24) affordable dwelling unit allocations available to be allocated in the Building Permit Allocation System (the “BPAS”); and

WHEREAS, there is one (1) application for one (1) affordable dwelling unit in the affordable dwelling unit allocation queue.

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 affordable dwelling unit to H & C Islander Resort, LLC with nine (9) 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 BPAS application for Quarter 2 of 2013 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.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]
Motion to adopt by Councilwoman Deb Gills; second by Councilman Mike Forster.

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS:

Mayor Ken Philipson  YES
Vice Mayor Ted Blackburn  YES
Councilman Mike Forster  YES
Councilwoman Deb Gillis  YES
Councilman Dave Purdo  YES

PASSED AND ADOPTED this 9th day of May, 2013.

KEN PHILIPSON, MAYOR

ATTEST:

ARIANA S. LAWSON, 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 10th day of May, 2013.

VILLAGE CLERK

cc:  Florida Department of Economic Opportunity
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