

RESOLUTION NO. 21-12-127

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ESTABLISHING THE TOTAL AMOUNT OF NONRESIDENTIAL FLOOR AREA AND RESIDENTIAL DWELLING UNITS, QUARTERLY ALLOCATIONS, AND THE DISTRIBUTION OF ALLOCATIONS BETWEEN CATEGORIES OF THE BUILDING PERMIT ALLOCATION SYSTEM FOR 2022; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Village Council of Islamorada, Village of Islands (the "Village") adopted Ordinance 02-17 which implemented the Building Permit Allocation System ("BPAS") as set forth in Chapter 30, Article IV, Division 11 of the Village Code of Ordinances (the "Code"); and

WHEREAS, in accordance with Section 30-474(e) of the Village Code, the Village Council is required to establish the total amount of nonresidential floor area and residential dwelling units that may be made available for the next annual allocation, the quarterly allocations for that year, and the distribution of this allocation between categories; and

WHEREAS, the Village Council desires to establish the total amount of nonresidential floor area and residential dwelling units that may be made available for 2022.

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

Section 1. **Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

Section 2. **Nonresidential Floor Area.** The total amount of nonresidential floor area available for allocation in 2021 is 33,457 square feet (2,500 square feet available for 2022 plus 30,957 square feet rolled over from 2021).

Section 3. Quarterly Nonresidential Floor Area Allocations. (a) Pursuant to

Village Comprehensive Plan Policy 1-3.1.1 nonresidential floor area shall be allocated quarterly as follows:

- Quarter 1 (January) - 33,457 square feet
- Quarter 2 (April) - Any rollover floor area from Quarter 1
- Quarter 3 (July) - Any rollover floor area from Quarter 2
- Quarter 4 (October) - Any rollover floor area from Quarter 3.

Section 4. Amount of Residential Dwelling Units. The total number of residential allocations available for 2021 is 22 market-rate and 7 affordable (6 affordable dwelling units established for 2022 plus 1 affordable dwelling unit rolled over from 2021).

Section 5. Quarterly Residential Allocations.

(a) Pursuant to Village Comprehensive Plan Policy 1-3.1.1 residential units shall be allocated quarterly as follows:

- Quarter 1 (January) - 7 affordable (in perpetuity)
 - Five (5) market rate without land dedication
- Quarter 2 (April) - Any rollover affordable from Quarter 1
 - Five (5) market rate without land dedication
 - One (1) market rate with land dedication
- Quarter 3 (July) - Any rollover affordable from Quarter 2
 - Five (5) market rate without land dedication
- Quarter 4 (October) - Any rollover affordable from Quarter 3
 - Five (5) market rate without land dedication
 - One (1) market rate with land dedication

Section 6. Market Rate Residential Allocation Categories. In quarterly allocation periods where market rate applications with land dedications do not rank higher than those applications without land dedications, the applications which rank highest shall be awarded the allocations(s). If there are no market rate applications with land dedication, the allocations shall be awarded to market rate applications without land dedication.

Section 7. Effective Date. This resolution shall become effective immediately upon its adoption.

Motion to adopt by Councilman David Webb, seconded by Vice Mayor Henry Rosenthal.

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

Mayor Pete Bacheler	YES
Vice Mayor Henry Rosenthal	YES
Councilman Mark Gregg	YES
Councilman Joseph B. Pinder III	YES
Councilman David Webb	YES

PASSED AND ADOPTED THIS 16TH DAY OF DECEMBER, 2021.



PETE BACHELER, MAYOR

ATTEST:



KELLY TOTH, VILLAGE CLERK

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



ROGET V. BRYAN, VILLAGE ATTORNEY