

RESOLUTION NO. 18-11-119

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING RESIDENTIAL BUILDING PERMIT ALLOCATION SYSTEM RANKINGS AND AWARDED AFFORDABLE RESIDENTIAL BUILDING PERMIT ALLOCATIONS FOR QUARTER 4 OF 2018; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Islamorada, Village of Islands (the “Village”) has implemented the Building Permit Allocation System (“BPAS”) as codified in Chapter 30, Article IV, Division 11 of the Village’s Code of Ordinances (the “Village Code”); and

WHEREAS, Section 30-474 of the Village Code requires that the Village Council 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 allocations between categories; and

WHEREAS, the Village Council adopted Resolution No. 17-11-94, thereby establishing a total of twenty-four (24) affordable residential units for allocation in 2018; and

WHEREAS, the Village Council adopted Resolution No. 17-06-39, thereby reserving a total of eight (8) affordable residential unit allocations for eighteen (18) months; and

WHEREAS, the Village Council adopted Resolution No. 18-02-15, thereby granting a total of six (6) affordable residential unit allocations; and

WHEREAS, there are ten (10) affordable residential units remaining for allocation in Quarter 4 2018; and

WHEREAS, on November 29, 2018, the Village Council conducted a public hearing regarding the Residential Dwelling Unit Allocation Evaluation Report (the “Report”) submitted

by the Director of Planning (the “Director”) pursuant to the applicable provisions of the Village Code and Comprehensive Plan; and

WHEREAS, the Village Council desires to approve the residential building permit affordable allocation rankings and award the affordable allocations for Quarter 4 of 2018.

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

Section 1. Findings of Fact.

The Village Council, having considered the testimony and evidence presented by all parties, including the Report, does hereby approves the rankings and recommendation of the Director (Exhibit “A”) to award four (4) allocations for affordable dwelling units to Real Estate Number 00417270-000000, property owner Habitat for Humanity of the Upper Keys Inc, with 14 points as set forth in Exhibit “A” hereto.

Section 2. Conclusions of Law.

Based upon the above Findings of Fact, the Village Council does hereby make the following Conclusions of Law:

- (1) The Building Permit Allocation System (the “BPAS”) affordable applications for Quarter 4 of 2018 have 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 Village 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 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 Jim Mooney, second by Councilman Ken Davis.

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

Mayor Deb Gillis	YES
Vice Mayor Mike Forster	YES
Councilman Ken Davis	YES
Councilwoman Cheryl Meads	YES
Councilman Jim Mooney	YES

PASSED AND ADOPTED THIS 29TH DAY OF NOVEMBER, 2018.



DEB GILLIS, MAYOR

ATTEST:


KELLY TOTH, VILLAGE CLERK

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


ROGET V. BRYAN, VILLAGE ATTORNEY

This Resolution was filed in the Office of the Village Clerk of this 4th day of December, 2018.



Kelly Toth, Village Clerk

cc: Florida Department of Economic Opportunity

DRAFT Ranking of BPAS Applications for 2018 Quarter 4 Affordable (closed Wednesday, October 31, 2018 @ 12:00pm)								RECOMMENDED FOR ALLOCATION		
Rank	Permit #	Name	Date of Application	Time of Application	Score	Key	Subdivision	Lot	Block	RE No.
1	PRSFA201800958	Habitat for Humanity of the Upper Keys (Unit A)	10/18/2018	9:30 AM	14	Plantation	Key Heights Sec 2	17	11	00417270-000000
2	PRSFA201800852	Habitat for Humanity of the Upper Keys (Unit B)	10/18/2018	9:31 AM	14	Plantation	Key Heights Sec 2	17	11	00417270-000000
3	PRSFA201800852	Habitat for Humanity of the Upper Keys (Unit C)	10/18/2018	9:32 AM	14	Plantation	Key Heights Sec 2	17	11	00417270-000000
4	PRSFA201800959	Habitat for Humanity of the Upper Keys (Unit D)	10/18/2018	9:33 AM	14	Plantation	Key Heights Sec 2	17	11	00417270-000000