

## **RESOLUTION 19-10-96**

**A RESOLUTION OF THE VILLAGE COUNCIL OF  
ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA,  
REQUESTING A SUBLEASE OF PROPERTY OWNED BY  
THE BOARD OF TRUSTEES OF THE INTERNAL  
IMPROVEMENT TRUST FUND OF THE STATE OF  
FLORIDA IDENTIFIED BY REAL ESTATE PARCEL ID  
NUMBER 00097221; APPROVING COMPLETION OF AN  
APPLICATION FOR THE SUBLEASE; PROVIDING FOR  
TRANSMITTAL OF THIS RESOLUTION; AND  
PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, Islamorada, Village of Islands (the “Village”) is committed to the protection of coastal resources and the marine environment, providing safe water access and recreational opportunities for residents and visitors, and maintaining a positive image of the Village and the Florida Keys; and

**WHEREAS**, the area known as “the Fills” in Islamorada encompasses the roadway and adjacent land along US 1 connecting Upper Matecumbe and Lower Matecumbe Keys, from approximately Mile Marker 77.5 to 79.8, including Tea Table Key Fill, Indian Key Fill, Lignumvitae Key Fills as well as the connecting bridges; and

**WHEREAS**, the Fills has been, and continues to be, a local asset enjoyed by generations of citizens and visitors; and

**WHEREAS**, as the number of people visiting the Fills has risen, so has the amount of trash, human waste, shoreline erosion and human-made trails through the mangroves; and

**WHEREAS**, the property, identified by Parcel ID Number 0097221 (the “Lease Area”), is approximately 7.38 acres of mostly submerged land that includes the area known as the Indian Key Boat Ramp; and

**WHEREAS**, the Lease Area is owned by the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida and leased to the Florida Department of Environmental Protection (the “FDEP”) Division of Recreation and Parks; and

**WHEREAS**, the Florida Department of Transportation (the “FDOT”) is the owner of the property comprising the remainder of the Fills not including the Lease Area; and

**WHEREAS**, by entering into short term agreements with the FDEP Division of Recreation and Parks and the FDOT, the Village was allowed to manage the Fills area beginning in June 2019; and

**WHEREAS**, the Village’s management activities included creating parking spaces, limiting areas of access by vehicles, installing additional trash drums, increasing the frequency of trash collection, placing and maintaining portable toilets, and assigning staff members to monitor and direct visitors; and

**WHEREAS**, the management activities were considered successful in the improvement of safety and enjoyment of the area while reducing the environmental damage caused by overuse; and

**WHEREAS**, the Village desires to develop a long-term plan to continue to the management activities, including an appropriate level of parking and recreational space at the Lease Area; and

**WHEREAS**, the Division of Recreation and Parks reviewed the Village’s request for sublease and determined that the use is not inconsistent with the goals of the Park’s approved management plan; and

**WHEREAS**, the Village Council of Islamorada, Village of Islands finds that a sublease of the Lease Area and subsequent management of the area is in the best interest of the Village.

**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. Request for Sublease.** The Village Council of Islamorada, Village of Islands hereby requests a sublease of the property identified by Parcel ID Number 0097221, owned by the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida and leased to the Florida Department of Environmental Protection Division of Recreation and Parks, in accordance with the aerial photograph with property lines attached hereto as Exhibit "1".

**Section 3. Authorizing Village Officials.** The Village Manager and/or his designee and the Village Attorney are authorized to take all necessary action required to complete the Application for the use of State Owned Uplands and all necessary Florida Department of Environmental Protection documents required for submittal of the Application to the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida.

**Section 4. Transmittal.** The Village Manager and/or his designee are directed to transmit a copy of this resolution to the Florida Department of Environmental Protection Division of State Lands Bureau of Public Land Administration as a required attachment to the Application for the use of State-Owned Uplands.

**Section 5. Effective Date.** This resolution shall become effective immediately upon its adoption.

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 ON THIS 10<sup>TH</sup> DAY OF OCTOBER, 2019.**

Deb Gillis  
DEB GILLIS, MAYOR

ATTEST:

Kelly S. Toth  
KELLY TOTH, VILLAGE CLERK

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

Roget V. Bryan  
ROGET V. BRYAN, VILLAGE ATTORNEY

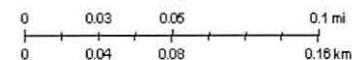
**EXHIBIT "1"**



June 4, 2019

- State Land Records (BTLDSR)
- Public Land Survey System 2006

12,257



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