

**RESOLUTION NO. 19-06-40**

**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 2 OF 2019; 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. 18-11-120, thereby establishing a total of twelve (12) affordable residential units for allocation in 2019; and

**WHEREAS**, the Village Council adopted Resolution No. 19-04-22, thereby reserving a total of eight (8) affordable residential unit allocations through June 30, 2020; and

**WHEREAS**, there are twelve (12) affordable residential units remaining for allocation in Quarter 2 2019; and

**WHEREAS**, on June 27, 2019, 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 2 of 2019.

**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 seven (7) allocations for affordable dwelling units to Real Estate Number 00431870-000000, property owner 90184 Rentals LLC, 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 2 of 2019 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 Ken Davis; second by Councilman Jim Mooney.

**FINAL VOTE AT ADOPTION  
ISLAMORADA, VILLAGE OF ISLANDS**

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

**PASSED AND ADOPTED this 27<sup>th</sup> day of June, 2019.**

  
\_\_\_\_\_  
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 1<sup>st</sup> day of July, 2019.

  
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Kelly Toth, Village Clerk

cc: Florida Department of Economic Opportunity

DRAFT Ranking of BPAS Applications for 2019 Quarter 2 Affordable (closed Tuesday, April 30, 2019 @ 12:00pm)									RECOMMENDED FOR ALLOCATION		
Rank	Permit #	Name	Deferrals	Date of Application	Time of Application	Score	Key	Subdivision	Lot	Block	RE No.
1	PLCUP20190033	90184 Rentals LLC		4/30/2019	8:45 AM	14	Plantation	Plsntation Key Colony 1st Add	1-3 & 26-28	17	00431870-000000
2	PLCUP20190033	90184 Rentals LLC		4/30/2019	8:46 AM	14	Plantation	Plsntation Key Colony 1st Add	1-3 & 26-28	17	00431870-000000
3	PLCUP20190033	90184 Rentals LLC		4/30/2019	8:47 AM	14	Plantation	Plsntation Key Colony 1st Add	1-3 & 26-28	17	00431870-000000
4	PLCUP20190033	90184 Rentals LLC		4/30/2019	8:48 AM	14	Plantation	Plsntation Key Colony 1st Add	1-3 & 26-28	17	00431870-000000
5	PLCUP20190033	90184 Rentals LLC		4/30/2019	8:49 AM	14	Plantation	Plsntation Key Colony 1st Add	1-3 & 26-28	17	00431870-000000
6	PLCUP20190033	90184 Rentals LLC		4/30/2019	8:50 AM	14	Plantation	Plsntation Key Colony 1st Add	1-3 & 26-28	17	00431870-000000
7	PLCUP20190033	90184 Rentals LLC		4/30/2019	8:51 AM	14	Plantation	Plsntation Key Colony 1st Add	1-3 & 26-28	17	00431870-000000