



**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS FOR MONROE COUNTY, FLORIDA, AUTHORIZING STAFF TO REQUEST OF KEY LARGO WASTEWATER TREATMENT DISTRICT EXEMPTIONS FROM THE WASTEWATER ASSESSMENTS FOR PROPERTIES ACQUIRED FOR CONSERVATION AND OTHER PURPOSES NOT CONSISTENT WITH DEVELOPMENT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, as it progresses on its system projects, Key Largo Wastewater Treatment District (KLWTD) imposes on properties in the area affected special assessments for the provision of wastewater treatment; and

**WHEREAS**, some of the County-owned properties within the KLWTD service area are not expected to be developed, generate wastewater, or benefit from wastewater treatment service; and

**WHEREAS**, KLWTD has a procedure by which the County may request an exemption from wastewater assessments for said properties; and

**WHEREAS**, the County understands and acknowledges that in the event an exempted property is later developed in a manner requiring connection to the KLWTD Wastewater treatment system, the County shall be required to pay to KLWTD all direct and indirect costs and expenses, including but not limited to, an amount fairly representing the special benefit the property will receive, as determined by KLWTD, which amount is expected to be higher than current KLWTD assessments; and

**WHEREAS**, the County should not pay for infrastructure which will not benefit those properties which are expected to be conserved and have no development which will generate wastewater;

**NOW, THEREFORE BE IT RESOLVED** by the Board of County Commissioners for Monroe county, Florida that:

1. The County Administrator or his designee is hereby authorized to submit to KLWTD requests for exemptions from assessments for any County-owned properties where the purpose or means of acquisition, the applicable development regulations, or the existing use indicate the properties will not be developed in a manner requiring state-mandated connection to a central sewerage system. Such properties shall consist primarily of, but not limited to, conservation lands acquired by ROGO dedication, purchase with grant funds, or settlements; lands designated Tier I; wetlands; undeveloped park lands acquired by dedication on plats; and properties serving as right-of-way.

2. The County Administrator and the County Attorney each have the authority to execute any documents required by KLWTD in order to finalize the award of exemption from any assessment.

3. This Resolution shall be effective upon adoption.

**PASSED AND ADOPTED** by the Board of County Commissioners of Monroe County, Florida at a regular meeting of said Board held on the \_\_\_ day of \_\_\_\_\_, 2008.

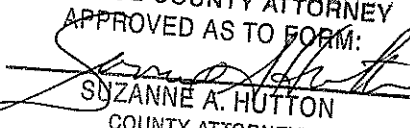
Mayor Charles McCoy \_\_\_\_\_  
Mayor Pro Mario DiGennaro \_\_\_\_\_  
Commissioner Sylvia J. Murphy \_\_\_\_\_  
Commissioner George Neugent \_\_\_\_\_  
Commissioner Dixie Spehar \_\_\_\_\_

ATTEST  
DANNY L. KOLHAGE, CLERK

By: \_\_\_\_\_  
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA

By: \_\_\_\_\_  
Mayor Charles McCoy

MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM:  
  
SUZANNE A. HUTTON  
COUNTY ATTORNEY  
Date 7/22/08