Barton W. Smith, Esq.

SMITH OROPEZA, P.L.

Patrick Flanigan, Esq.

Richard McChesney, Esq.

RECEIVED

JUL 18 2014 CITY MANAGER

July 18, 2014

Gregory S. Oropeza, Esq.

138-142 Simonton Street

Key West, Florida 33040 Telephone: (305) 296-7227

Facsimile: (305) 296-8448

# VIA HAND DELIVERY AND ELECTRONIC MAIL jscholl@keywestcity.com & sspurlock@keywestcity.com

James K. Scholl, City Manager Sarah H. Spurlock, Assistant City Manager City of Key West, City Hall 3132 Flagler Avenue Key West, Florida 330440

RE: Request to Transfer of Mobile Vendor License No. 12786:

Dear Mr. Scholl and Ms. Spurlock,

I represent the interests of Theodore Wasilak, the owner and holder of City of Key West Mobile Vendor License No. 12786 ("License"). Due to a hardship, Mr. Wasilak is requesting the ability to transfer the License pursuant to the applicable provisions of Key West City Code Section 18-325. The proposed transferee is Dylan Lafferman. Due to severe health related issues with a family member, Mr. Wasilak no longer has the capability of operating his mobile vending license and needs to relocate to Connecticut to assume the duties as a primary care giver for his ill family member.

Pursuant to the applicable City code provisions, I have included an affidavit from Mr. Wasilak, attesting to the need for the transfer. Additionally, I have enclosed the requisite processing fee in the amount of One Hundred and 00/100 Dollars (\$100.00). We would respectfully request this request be placed on the next available City Commission agenda. If you should have any questions, or require any additional documentation, please do not hesitate to contact me.

Very Truly Yours,

Gregory S. Oropeza, Esq.

Enc.

## Affidavit of Hardship of Theodore Wasilak

### STATE OF FLORIDA

#### COUNTY OF MONROE

COMES NOW, THEODORE WASILAK, the undersigned Affiant, who personally appeared on this \_\_day of July 2014 and states as follows:

- 1. My name is Theodore Wasilak and I am over the age of Eighteen (18) years of age.
- I am the current owner and holder of that certain City of Key West Mobile
   Vendor License No. 12786.
- 3. Due to an illness in my family, I need to relocate to Connecticut to assume the responsibility as the primary care giver for my ill family member who no longer can care for himself without assistance.
- 4. It is not financially feasible for me to live in Connecticut and operate my mobile vendor license. Economically, I am not financially capable of doing both.
- 5. Due to the foregoing, I would respectfully request the ability to transfer my mobile vendor license.
- 6. I hereby affirm that I have read the foregoing affidavit, together with the request presented by my attorney, Gregory S. Oropeza, Esq.

Theodore Wasilak

#### State of Florida County of Monroe

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgements, THEODORE WASILAK, who is personally known to me or who produced valid Drivers (icense as identification, to be the same person who is executed the foregoing statement, and acknowledged to me he executed the same freely and voluntarily and purposes therein expressed.

(Seal)

Stefania Maria McDade
Notary Public, State of Connecticut
My Commission Expires March 31, 2017

SMITH OROPEZA P L 138 - 142 SIMONTON ST KEY WEST, FL 33040 BB&T BRANCH BANKING AND TRUST COMPANY 1-800-BANK BBT BBT.com 63-9138/2631 3688

7/18/2014

PAY TO THE ORDER OF\_

City of Key West

\$ \*\*100.00

One Hundred and 00/100\*\*\*\*

DOLLARS

Details on Back.

Security Features Included

City of Key West Revenue Customer Service P.O. Box 1409 Key West, FL 33041-1409

МЕМО

Mobile Vendor License -Theodore Wasilak

Muion.

AUTHORIZED SIGNATURE

#OO3688# #263191387#0000146546242#

SMITH OROPEZA P L

3688

City of Key West

7/18/2014 City of Key West's fee for Mobile Vendor License

100.00

**Operating Account** 

Mobile Vendor License -Theodore Wasilak

100.00