

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, PROVIDING FOR A WAIVER OF PAST DUE UTILITY FEES FOR SEWER, STORMWATER AND SOLID WASTE IN THE AMOUNT OF \$14,253.71 FOR A LAWFUL UNIT LOCATED AT 716 EISENHOWER DRIVE (703 PEARL STREET); PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the property located at 716 Eisenhower Drive, owned by the Key West Housing Authority and leased for 99 years to Habitat for Humanity of Key West and the Lower Florida Keys, Inc., is permanently deed restricted as affordable housing and contains 12 lawful units, acquired with a majority of funding from the Monroe County Land Authority after approval by the City Commission of Key West; and

WHEREAS, the Planning Department performed a unit count determination, finding a total of 11 units, prior to the property's acquisition in 2011, and then in 2014 reevaluated the unit count, amending the total to 12 units, based on newly available information in response to a request by the Key West Housing Authority and Habitat for Humanity; and

WHEREAS, the unit known as 703 Pearl Street is identified in the 1987 Polk Directory, and a 1988 Finance Department receipt shows a City Utilities account for twelve units on the site. The Planning Department's letter of February 21, 2014 establishes that 12 non-transient residential units exist on the property; and

WHEREAS, the unit known as 703 Pearl Street cannot be added to the Licensing Division's data base unless and until all back due fees are paid, pursuant to Sec. 14-1 of the Code of Ordinances; and

WHEREAS, as of May, 2014, the City has calculated that the unit known as 703 Pearl Street owes \$14,253.17 to the City of Key West for sewer, storm water and garbage monthly fees that were not previously paid; and

WHEREAS, Habitat for Humanity has acquired and managed this property and invested over \$350,000.00 in materials and subcontractors to renovate, repair and eliminate unsafe conditions in these historic contributing structures since June

of 2011, while paying for required licenses, permits, and easement fees, abiding by affordable housing requirements, and not displacing tenants during the renovations; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That outstanding back due utility fees owed to the City of Key West for sewer, storm water and solid waste for the 12th unit located at 703 Pearl Street are waived in an amount not to exceed \$14,253.71.

Section 2: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held
this _____ day of _____, 2014.

Authenticated by the presiding officer and Clerk of the
Commission on _____, 2014.

Filed with the Clerk _____, 2014.

Mayor Craig Cates	_____
Vice Mayor Mark Rossi	_____
Commissioner Teri Johnston	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____
Commissioner Tony Yaniz	_____

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK