RESOLUTION NO. 26-_____

A RESOLUTION OF THE NAVAL PROPERTIES LOCAL REDEVELOPMENT AUTHORITY OF THE CITY OF KEY WEST, FLORIDA APPROVING THE DECLARATION OF RESTRICTIVE COVENANT BETWEEN THE NAVAL PROPERTIES LOCAL REDEVELOPMENT AUTHORITY OF THE CITY OF KEY WEST, FLORIDA AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION REQUIRING THE CURRENT DEVELOPMENT TO MAINTAIN ENGINEERING CONTROLS IN PERPETUITY FOR PARCEL "F" (A/K/A PARCEL 1 & PARCEL 2, AS DESCRIBED IN EXHIBITS "A", "B" & "C" OF THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION DECLARATION OF RESTRICTIVE COVENANT) AT THE BAHAMA VILLAGE PROPERTY; AUTHORIZING THE MAYOR TO EXECUTE THE DECLARATION OF RESTRICTIVE COVENANT ON BEHALF OF THE NAVAL PROPERTIES LOCAL REDEVELOPMENT AUTHORITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Navy transferred surplus land at Truman Annex, including property known as Parcel F, now known as "The Lofts Apartments and Condominiums at Bahama Village", to the City of Key West, Florida (Grantor) on December 3, 2002 through an Economic Development Conveyance. The Deed included specific restrictions, covenants and easements which run with the land unless released by the Federal Government; and

WHEREAS, NAVFAC Base Realignment and Closure Program Management office (BRAC PMO), in coordination with the Naval Air Station Key West (NASKW) and the Florida Department of Environmental Protection (FDEP), monitors the environmental conditions and ensures the land use controls (LUCs) pertaining to

Parcel F, the subject property. The Florida Department of Environmental Protection (FDEP) is the regulatory agency with enforcement authority; and

WHEREAS, all required land use controls have been implemented and the Florida Department of Environmental Protection has approved the Declaration of Restrictive Covenant to ensure continued environmental monitoring and enforcement of such controls; and

WHEREAS, the Naval Properties Local Redevelopment Authority of the City of Key West, Florida finds approving the Declaration of Restrictive Covent is in the City's best interest and fulfills the obligations of the City of Key West, Florida under the deed; and

NOW THEREFORE, BE IT RESOLVED BY THE NAVAL PROPERTIES LOCAL REDEVELOPMENT AUHTORITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That the forgoing recitals are true and correct and are incorporated into the certificate.

Section 2: That the attached Declaration of Restrictive Covenant is hereby approved.

Section 3: That the Mayor of the City of Key West, Florida, sitting as Chair of the Naval Properties Local Redevelopment Authority, is hereby authorized and directed to execute the Declaration of Restrictive Covenant, as attached hereto and made a part hereof, on behalf of the Naval Properties Local

Redevelopment Authority of the City of Key West, Florida and to take all steps necessary to effectuate the Declaration of Restrictive Covenant.

Section 4: 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 Authority.

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Passed and adopted by the Naval Properties Local Redevelopment Authority of the City of Key West, Florida at a meeting held this _____ day of _____, 2026.

Authenticated by the Presiding Officer and Clerk of the Authority on _____day of _____, 2026.

Filed with the Clerk on _____, 2026.

Chair Sam Kaufman	_____
Vice Chair Donald "Donie" Lee	_____
Commissioner Lissette Carey	_____
Commissioner Aaron Castillo	_____
Commissioner Monica Haskell	_____
Commissioner Christopher Massicotte	_____
Commissioner Mark Rossi	_____

_____
SAM KAUFMAN, CHAIR

ATTEST:

_____
KERI O'BRIEN, CITY CLERK