RESOLUTION 2013-40

A RESOLUTION OF THE TOWN OF LONGBOAT KEY, FLORIDA, SETTING A DATE FOR A PUBLIC HEARING TO DETERMINE WHETHER A PUBLIC NUISANCE EXISTS ON PROPERTY LOCATED AT 1620 GULF OF MEXICO DRIVE, LONGBOAT KEY, FL, AS PROVIDED IN SECTION 150.22(A) OF THE LONGBOAT KEY TOWN CODE; PROVIDING DIRECTION FOR NOTICING THE HEARING; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Building Official of the Town of Longboat Key (the "Town") has examined the structures and buildings located at The Colony Beach and Tennis Resort, 1620 Gulf of Mexico Drive, Longboat Key, Florida 34228 which determined that the condition of the buildings and structures could result in damage or threat of damage to public and private property and threaten the safety of the public; and

WHEREAS, pursuant to Section 150.22 of the Town Land Development Code, the Building Official has issued a report to the Town Commission detailing the condition of the property and finding it to be a public nuisance; and

WHEREAS, the Town Commission has considered the Building Official's report and finds that the structures and buildings described therein may constitute a public nuisance; and

WHEREAS, pursuant to Section 150.22(D), the Town is hereby setting a time, place, and date for a public hearing on whether the existing structures and buildings constitute a public nuisance.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LONGBOAT KEY, THAT:

SECTION 1. The Town will hold a public hearing on whether the structures and buildings at The Colony Beach and Tennis Resort, 1620 Gulf of Mexico Drive, Longboat Key, Florida 34228, is a public nuisance on March 4, 2014, at 9:00 a.m., or as soon thereafter as possible, at the Longboat Key Town Hall, Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida 34228.

SECTION 2. Notice of this hearing, describing the property on which the structures and buildings are located sufficient for identification, must be published at least once in a newspaper of general circulation at least seven days prior to the hearing. The Town Clerk, or designee, is hereby directed to post a notice of the public hearing on the property and send a copy of the notice, by registered mail, to the owners of the premises on which the structures and buildings are located, as it appears on the most current town or county tax assessment roll. The notice to the owner shall also describe, in general terms, the condition of the structures and buildings that are alleged to constitute a public nuisance.

SECTION 3. If any section, subsection, sentence, clause or provision of this

Resolution is held invalid, the remainder of the Resolution shall not be affected.

SECTION 4. This Resolution shall become effective immediately upon adoption.

Passed by the Town Commission of the Town of Longboat Key at a meeting this 11th day of December, 2013.

James L. Brown, Mayor

ATTEST:

Trish Granger, Town Clerk