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June 9, 2015

D. Albrey Arrington, Ph.D., Executive Director

Clint Yerkes, Deputy Executive Director

Loxahatchee River Environmental Control District

2500 Jupiter Park Drive

Jupiter, Florida 33458-8964

Re: **Resolution 2015-24 and PRELIMINARY Assessment Roll for SET-N-SUN**

Dear Albrey & Clint:

Attached to this letter is Resolution 2015-24, Exhibit "A" Preliminary Assessment Roll, Exhibit A Map, and the most recent Exhibit "B" list of property owners, as part of the Resolution.

A **SUGGESTED MOTION** for the Board at the June 18, 2015 meeting is as follows:

"THAT THE GOVERNING BOARD approve Resolution **2015-24** adopting the **SET-N-SUN Preliminary Assessment Roll and Exhibits.**"

Sincerely,

Curtis L. Shenkman

Curtis L. Shenkman

LRECD RESOLUTION NO. 2015-24

A RESOLUTION OF THE LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT RELATING TO THE **SET-N-SUN** ASSESSMENT AREA IMPROVEMENTS; ADOPTING THE PRELIMINARY ASSESSMENT ROLL FOR **SET-N-SUN** ASSESSMENT AREA IMPROVEMENTS AS PREPARED BY THE DISTRICT CLERK AND ATTACHED HERETO AS EXHIBITS "A" AND "B"; AUTHORIZING THE DISTRICT GOVERNING BOARD TO ACT AS THE BOARD OF ADJUSTMENT; PROVIDING FOR THE FURNISHING OF TEN DAYS' WRITTEN NOTICE TO ALL PROPERTY OWNERS AFFECTED; DIRECTING THAT AN AFFIDAVIT OF PUBLICATION BE OBTAINED; REQUIRING THE FILING OF THE PROOF OF PUBLICATION AND OF THE WRITTEN NOTICE; MAKING REFERENCE TO RESOLUTION NO. **2013-24** PROVIDING FOR THE PUBLICATION OF THE NOTICE OF THE MEETING TO CONSIDER CONFIRMATION OF THE PRELIMINARY ASSESSMENT ROLL; DIRECTING THAT AN AFFIDAVIT OF PUBLICATION BE OBTAINED; REQUIRING THE FILING OF THE PROOF OF PUBLICATION; PROVIDING FOR CONSISTENCY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Governing Board of the Loxahatchee River Environmental Control District (hereinafter called the "District" has authorized the sewer improvements to the **SET-N-SUN** Assessment Area in **PALM BEACH** County, Florida.

WHEREAS, the Governing Board has considered the presentation of the District Engineer and considered such recommendations to be in accordance with the requests and the best interests of the citizens of the District.

WHEREAS, the Governing Board has considered the improvements to be in accordance with the best interests of the citizens of the **SET-N-SUN** Assessment Area.

WHEREAS, the District's previous Resolution **2013-24** was approved by the District's Governing Board and directed the preparation of the Assessment Roll.

WHEREAS, the District Clerk has prepared the Preliminary Assessment Roll attached hereto as Exhibits "A" and "B".

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE DISTRICT, THAT:

Section 1. The District adopts the Preliminary Assessment Roll in the form as attached hereto as Exhibits "A" and "B".

RESOLUTION 2015-24 OF THE LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT

Section 2. The District Clerk is directed to publish a Notice stating that the District's Governing Board shall act as the **Board of Adjustment** at a hearing to be held on the **16th day of July, 2015** at the District's Governing Board meeting chambers, Jupiter, Florida. Such Notice shall be published at least ten (10) days in advance of such hearing, once in a newspaper published in Martin County and once in a newspaper published in Palm Beach County. Such Notice shall state that at the hearing, the Governing Board will hear objections of all interested persons to the confirmation of such resolution. Such Notice shall state in brief and general terms a description of the improvements with the location thereof and shall also state that plans, specifications, estimates, and the tentative apportionment of cost thereof are on file in the office of the District. The District Clerk is directed to mail a copy of such Notice to each of the affected property owners at least ten (10) days in advance of the hearing.

Section 3. During the Board of Adjustment hearing, such affected property owner may present information to the Governing Board in relation to his Special Assessment and the project, provided that such property owners must submit in writing to the District either prior to or at the time of said meeting of the Board of Adjustment their objections to the Special Assessment.

Section 4. The District Clerk is directed to obtain from the publisher of the newspaper(s) used for publication herein an affidavit confirming the publication of the Notice of the Hearing of the Governing Board as the Board of Adjustment as set forth herein.

Section 5. The District Clerk shall file Proof of Publication and Proof of Written Notice to the affected property owners at the Board of Adjustment hearing.

Section 6. Resolutions No. **2013-24 and 2015-24** of the District shall be a part of the record to be considered by the Governing Board at the aforescribed hearing when the Governing Board sits as the Board of Adjustment.

Section 7. The District Clerk is directed to publish a Notice stating that at the meeting of the Governing Board to be held on **July 16, 2015** at the District Governing Board meeting chambers, Jupiter, Florida, all interested persons may appear and file written objections to the confirmation of the Final Assessment Roll. Such Notice shall be published at least twelve (12) days in advance of such meeting, once in a newspaper published in Martin County and once in a newspaper published in Palm Beach County. Such Notice shall state the class of the improvement and the location thereof by terminal points and route. Such Notice shall also be mailed to those interested parties requesting such in writing.

Section 8. The District Clerk is directed to obtain from the publisher of the newspaper(s) used for publication herein an affidavit confirming the publication of the Notice of the Meeting of the Governing Board to confirm the Final Assessment Roll.

Section 9. All Resolutions or parts of Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

RESOLUTION 2015-24
OF THE LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT

Section 10. In the event that any portion of this Resolution is found to be unconstitutional or illegal, it shall be severed herefrom without affecting the validity or enforceability of the remaining portions of this Resolution.

Section 11. This Resolution shall become effective upon its passage and adoption.

PASSED AND ADOPTED BY THE GOVERNING BOARD OF THE LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT, THIS 18th DAY OF JUNE, 2015.

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT

VOTE

STEPHEN ROCKOFF, Chairman

GORDON M. BOGGIE

HARVEY SILVERMAN

JAMES D. SNYDER

DR. MATT H. ROSTOCK

EXHIBIT "A"
PRELIMINARY ASSESSMENT ROLL
LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT
SET-N-SUN ASSESSMENT AREA

TOTAL COSTS AND EXPENSES RELATED TO THE IMPROVEMENTS. The District shall consider the **total** costs and expenses related to the improvements in the **SET-N-SUN** Assessment Area shall be **\$7,524.53** per parcel of property in the **SET-N-SUN** Area.

APPORTIONMENT OF COSTS BETWEEN THE DISTRICT AND THE PROPERTY OWNERS. The District shall pay from the District's general funds ten percent (10%) of the total cost to the District of construction, reconstruction, labor, materials, acquisition, or property rights, surveys, design, engineering, and legal fees, administration expenses, and all other expenses necessary or incidental to completion of the specially assessed improvement and each lot or parcel of land subject to this special assessment shall be responsible for ninety percent (90%) of the total cost.

ASSESSMENT BASED ON PARCEL OF PROPERTY. Each Parcel of Property in the **SET-N-SUN** Assessment Area identified on EXHIBIT "B" shall be currently assessed in the amount of **\$6,772.07**.

PAYMENT OF ASSESSMENT. As to Parcels of **SET-N-SUN** Assessment Area Property in EXHIBIT "B", the **\$6,772.07** assessment may be paid, interest free, at the office of the District on or before May 1, 2016.

Owners who do not pay the \$6,772.07 assessment on or before May 1, 2016 shall have the \$6,772.07 principal added to the tax roll as a non-ad valorem assessment to accrue interest at six and seven eighths percent (6.875%) per annum, to be collected in twenty (20) equal annual installments of \$633.04, commencing with the November 1, 2016 Real Estate Tax Bill.

LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT

By: _____
D. Albrey Arrington, District Clerk, Executive Director

Mr. & Mrs. Rodolfo Varona
5757 Set N Sun Pl
Jupiter FL 33458
re: 5757 Set N Sun Pl
00-42-40-35-10-000-0010

Mr. & Mrs. Sean Riley
5775 Set N Sun Pl
Jupiter FL 33458
re: 5775 Set N Sun Pl
00-42-40-35-10-000-0020

Mr. & Mrs. Mark Shone
5793 Set N Sun Pl
Jupiter FL 33458
re: 5793 Set N Sun Pl
00-42-40-35-10-000-0030

Mr. & Mrs. Peter Farkas
5811 Set N Sun Pl
Jupiter FL 33458
re: 5811 Set N Sun Pl
00-42-40-35-10-000-0040

Ms. Esther Pezzella
68 Pheasant Way
S Windsor CT 06074
re: 5829 Set N Sun Pl
00-42-40-35-10-000-0050

Mr. & Mrs. Joseph Brophy
5754 Set N Sun Pl
Jupiter FL 33458
re: 5754 Set N Sun Pl
00-42-40-35-10-000-0060

Ms. Florence Cacioppo-Jahn
5772 Sundance Ct
Jupiter FL 33458
re: 5772 Sundance Ct
00-42-40-35-10-000-0070

Mr. & Mrs. Ross Lehman
5796 Sundance Ct
Jupiter FL 33458
re: 5796 Sundance Ct
00-42-40-35-10-000-0080

Mr. Albert Settles Jr
5820 Sundance Ct
Jupiter FL 33458
re: 5820 Sundance Ct
00-42-40-35-10-000-0090

Mr. & Mrs. Bruce Kahn
5844 Sundance Ct
Jupiter FL 33458
re: 5844 Sundance Ct
00-42-40-35-10-000-0100

Mr. & Mrs. Paul Strauss
5868 Sundance Ct
Jupiter FL 33458
re: 5868 Sundance Ct
00-42-40-35-10-000-0110

Mr. & Mrs. James Tomaszewski
5892 Sundance Ct
Jupiter FL 33458
re: 5892 Sundance Ct
00-42-40-35-10-000-0120

Mr. & Mrs. Alfred Arbuthnot
5946 Set N Sun Pl
Jupiter FL 33458
re: 5946 Set N Sun Pl
00-42-40-35-10-000-0130

Mr. & Mrs. Robert Bashwiner
5964 Set N Sun Pl
Jupiter FL 33458
re: 5964 Set N Sun Pl
00-42-40-35-10-000-0140

A Moulis/D Sutterfield
5982 Set N Sun Pl
Jupiter FL 33458
re: 5982 Set N Sun Pl
00-42-40-35-10-000-0150

Mr Rudolph Garber III
5991 Set N Sun Pl
Jupiter FL 33458
re: 5991 Set N Sun Pl
00-42-40-35-10-000-0160

Mr. & Mrs. Michael Cronin
5973 Set N Sun Pl
Jupiter FL 33458
re: 5973 Set N Sun Pl
00-42-40-35-10-000-0170

Mr. & Mrs. Mark Hataway
5955 Set N Sun Pl
Jupiter FL 33458
re: 5955 Set N Sun Pl
00-42-40-35-10-000-0180

Mr. & Mrs. Scott Movic
5937 Set N Sun Pl
Jupiter FL 33458
re: 5937 Set N Sun Pl
00-42-40-35-10-000-0190

Mr. Jeff Michaels
5919 Set N Sun Pl
Jupiter FL 33458
re: 5919 Set N Sun Pl
00-42-40-35-10-000-0200

Mr. & Mrs. Gerardo Lami
5901 Set N Sun Pl
Jupiter FL 33458
re: 5901 Set N Sun Pl
00-42-40-35-10-000-0210

Mr. James Kozan
5883 Set N Sun Pl
Jupiter FL 33458
re: 5883 Set N Sun Pl
00-42-40-35-10-000-0220

Mr. & Mrs. Brandon Ulmer
5865 Set N Sun Pl
Jupiter FL 33458
re: 5865 Set N Sun Pl
00-42-40-35-10-000-0230

Mr. & Mrs. Tom Averhart
5921 Sundance Ct
Jupiter FL 33458
re: 5921 Sundance Ct
00-42-40-35-10-000-0240

Mr. & Mrs. Patrick Cloutier
1609 Fremont Ln
Vienna VA 22182
re: 5895 Sundance Ct
00-42-40-35-10-000-0250

Ms. Gail Felice-Cassas
5869 Sundance Ct
Jupiter FL 33458
re: 5869 Sundance Ct
00-42-40-35-10-000-0260

Mr. & Mrs. Harvey Kaufman
5825 Sundance Ct
Jupiter FL 33458
re: 5825 Sundance Ct
00-42-40-35-10-000-0270

Mr. & Mrs. Robert Girard
5798 Set N Sun Pl
Jupiter FL 33458
re: 5798 Set N Sun Pl
00-42-40-35-10-000-0280

Mr. & Mrs. Eddie Mc Farland
5816 Set N Sun Pl
Jupiter FL 33458
re: 5816 Set N Sun Pl
00-42-40-35-10-000-0290

Mr. & Mrs. James Nord
5834 Set N Sun Pl
Palm Bch Grdns FL 33420
re: 5834 Set N Sun Pl
00-42-40-35-10-000-0300

Mr. D Drahos/J Parker
5870 Set N Sun Pl
Jupiter FL 33458
re: 5870 Set N Sun Pl
00-42-40-35-10-000-0310