

Resolution 92-83

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AUTHORIZING A CREDIT TOWARDS THE WATER AND SEWER UNIT CONNECTION FEES FOR THE DEVELOPMENT KNOWN AS CAPTAIN'S POINTE.

WHEREAS, St. Johns County has acquired the assets of a water and sewer utility from United Florida Utilities Corporation.

WHEREAS, Captain's Pointe at the Shores, Inc., and Sacks-Martin Construction Corp. was the developer of Captain's Pointe, and on September 29, 1986, the developer made a contribution-in-aid-of-construction in the amount of \$48,100.00 to United Florida Utilities Corporation to supply utility service for Captain's Pointe.

WHEREAS, developer's successors assert that they are entitled to a credit towards future connection fees based on such contribution.

WHEREAS, any entitlement to such a credit is expressly denied by the County, but in order to avoid the costs of litigation it is deemed in the best interest of the County to allow the resolution of this dispute with developer's successors.

NOW, THEREFORE BE IT RESOLVED, the capital contribution made by the developer of Captain's Pointe towards the construction of the water and sewer system servicing such development shall be prorated among the seventy-four (74) units and credited, as a pre-payment, against the water and sewer unit connection fees that the developer's successors will be required to pay for connection to the County utility system.

BE IT FURTHER RESOLVED, that each unit owner at the time of connection to the County utility system shall pay to the County the difference between the then applicable connection fees as established by County ordinance and the credit of \$650.00 per unit.

PASSED AND ADOPTED by the Board of County Commissioners this 26 day of May, 1992.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Juan Balbana
Its Chairman

ATTEST:

CARL "BUD" MARKEL, CLERK

By: Andy Edgell
Deputy Clerk