

RESOLUTION No. 2005-25-202

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, ACCEPTING A DECLARATION OF RESTRICTIONS FROM WAL-MART FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF STATE ROAD 7 AND 177TH STREET ("NORLAND SUPERCENTER") AND PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 27TH AVENUE AND 199TH STREET ("PRO PLAYER SUPERCENTER"), A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Wal-Mart intends to develop two (2) parcels of property located in the City of Miami Gardens, generally located at the Southwest corner of State Road 7 and 177th Street ("Norland Supercenter"), and Southeast corner of 27th Avenue and 199th Street ("Pro Player Supercenter"), and

WHEREAS, Wal-Mart voluntarily, and without duress, has agreed to provide a Declaration of Restrictions to the City, related to the Norland Supercenter and Pro Player Supercenter, and

WHEREAS, the City of Miami Gardens would like to accept the Declaration of Restrictions being proffered by Wal-Mart,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. ACCEPTANCE OF DECLARATION OF RESTRICTIONS: The

City Council for the City of Miami Gardens hereby accepts the Declaration of Restrictions offered by Wal-Mart, attached hereto as Exhibit "A".

Section 3. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON FEBRUARY 9, 2005.

  
SHIRLEY GIBSON, MAYOR

ATTEST:

  
RONETTA TAYLOR, CMC, CITY CLERK

Prepared by SONJA KNIGHTON DICKENS, ESQ.  
City Attorney

SPONSORED BY: DANNY O. CREW, CITY MANAGER

MOVED BY: Councilwoman Watson  
SECONDED BY: Councilman Braynon

VOTE: 7-0

|                               |                    |                  |
|-------------------------------|--------------------|------------------|
| Mayor Gibson                  | <u>  x  </u> (Yes) | <u>    </u> (No) |
| Vice Mayor Campbell           | <u>  x  </u> (Yes) | <u>    </u> (No) |
| Councilman Melvin L. Bratton  | <u>  x  </u> (Yes) | <u>    </u> (No) |
| Councilman Oscar Braynon, II  | <u>  x  </u> (Yes) | <u>    </u> (No) |
| Councilwoman Audrey J. King   | <u>  x  </u> (Yes) | <u>    </u> (No) |
| Councilwoman Sharon Pritchett | <u>  x  </u> (Yes) | <u>    </u> (No) |
| Councilwoman Barbara Watson   | <u>  x  </u> (Yes) | <u>    </u> (No) |

SKD/bfc