

ORDINANCE NO. 2010-10-218

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, ADOPTING THE CITY'S LAND DEVELOPMENT REGULATIONS, ATTACHED HERETO AS EXHIBIT "A;" PROVIDING FOR GENERAL PROVISIONS; PROVIDING FOR ADMINISTRATION; PROVIDING FOR CONCURRENCY MANAGEMENT AND IMPACT FEES; PROVIDING FOR ALCOHOLIC BEVERAGE REGULATIONS; PROVIDING FOR HOUSING REGULATIONS; PROVIDING FOR FLOODPLAIN MANAGEMENT REGULATIONS; PROVIDING FOR SUBDIVISION AND PLAT REGULATIONS; PROVIDING FOR PERMITTED USES; PROVIDING FOR DEVELOPMENT STANDARDS; PROVIDING FOR ACCESSORY USES; PROVIDING FOR OFF-STREET PARKING AND VEHICULAR CIRCULATION STANDARDS; PROVIDING FOR DESIGN STANDARDS; PROVIDING FOR LANDSCAPE AND BUFFERING STANDARDS; PROVIDING FOR SIGNAGE REGULATIONS; PROVIDING FOR CERTAIN DISTRICTS; PROVIDING FOR DEFINITIONS; PROVIDING FOR MASTER USE LIST AND MASTER USE DEFINITIONS; PROVIDING FOR OFFICIAL ZONING MAP, ATTACHED HERETO AS EXHIBIT "B;" PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Miami Gardens is currently administering zoning, land development and construction regulations under the Miami-Dade County Code of Ordinances, and

WHEREAS, it is the desire of the City Council to adopt its own Land Development Regulations to ensure that future development and redevelopment within the City of Miami Gardens is architecturally and aesthetically pleasing and in line with the policies adopted by the City's Comprehensive Development Master Plan (CDMP), as well as to promote public health, safety and welfare, and

WHEREAS, City Staff along with City planning consultants, the Mellgren Planning Group (MPG), have drafted Land Development Regulations to be implemented throughout the City of Miami Gardens,

NOW, THEREFORE, BE IT ORDAINED 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 Ordinance.

Section 2. ADOPTION OF LAND DEVELOPMENT REGULATIONS: The City Council of the City of Miami Gardens hereby adopts those certain Land Development Regulations attached hereto as Exhibit "A" and incorporated herein by reference.

Section 3. CONFLICT: All Ordinances or Code provisions in conflict herewith are hereby repealed.

Section 4. SEVERABILITY: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 5. INCLUSION IN THE CODE: It is the intention of the City Council of the City of Miami Gardens, that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Miami Gardens, that the Sections of this Ordinance may be remembered or re-lettered

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or the word Ordinance may be changed to Chapter, Section, Article or any other such word or phrase, the use of which shall accomplish the intentions herein expressed, provided however, that Section 1 hereof of the provisions contemplated thereby shall not be codified.

Section 6. EFFECTIVE DATE: This Ordinance shall become effective immediately upon its final passage.

PASSED ON FIRST READING ON THE 6th DAY OF JANUARY, 2010.

PASSED ON SECOND READING ON THE 3rd DAY OF FEBRUARY, 2010.

PASSED ON FINAL READING ON THE 7th Day OF APRIL 2010

ADOPTED AND PASSED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON THE 7th DAY OF APRIL, 2010.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, MMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, CITY ATTORNEY

SPONSORED BY: DANNY CREW, CITY MANAGER

Moved by: Vice Mayor Campbell

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Second by: Councilman Bratton

VOTE: 6-1

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| Mayor Shirley Gibson | <u> X </u> (Yes) | <u> </u> (No) |
| Vice Mayor Aaron Campbell | <u> X </u> (Yes) | <u> </u> (No) |
| Councilman Melvin L. Bratton | <u> X </u> (Yes) | <u> </u> (No) |
| Councilman Oliver Gilbert, III | <u> X </u> (Yes) | <u> </u> (No) |
| Councilman Andre' Williams | <u> X </u> (Yes) | <u> </u> (No) |
| Councilwoman Sharon Pritchett | <u> </u> (Yes) | <u> X </u> (No) |
| Councilwoman Barbara Watson | <u> X </u> (Yes) | <u> </u> (No) |