

ORDINANCE NO. 2012-13-286

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPLICATION SUBMITTED BY THE YWCA OF GREATER MIAMI DADE COUNTY FOR THE REZONING OF PROPERTY LOCATED AT 3468 NORTHWEST 199TH STREET, MIAMI GARDENS, FLORIDA, MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO, FROM R-25 MULTI-FAMILY RESIDENTIAL TO NC, NEIGHBORHOOD COMMERCIAL; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE

WHEREAS, the YWCA of Greater Miami Dade County ("Applicant") is requesting the rezoning of land located at 3468 Northwest 199th Street, from R-25, Multi-family residential to NC, Neighborhood Commercial district, and

WHEREAS, this rezoning would allow the continued use of the property and new construction of a daycare center/community center on the property, and

WHEREAS, the City's Planning and Zoning staff has made the determination that the Application is consistent with the Comprehensive Development Master Plan, and recommends approval of the Application, and

WHEREAS, City Council has considered the testimony of the City's Planning and Zoning staff, the Applicant, if any, and the staff report is attached hereto as Exhibit "B" incorporated by reference, if any

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.

Ordinance No. 2012-13-286

Section 2: APPROVAL. The City Council of the City of Miami Gardens hereby approves the Application submitted by the YWCA of Greater Miami Dade County for the rezoning of property located at 3468 Northwest 199th Street, Miami Gardens, Florida, more particularly described on Exhibit "A" attached hereto from R-25 Multi-Family Residential to NC, Neighborhood Commercial.

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 CONFLICT: All ordinances or Code provisions in conflict herewith are hereby repealed.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 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 and that the section of this Ordinance may be renumbered or relettered and the word "Ordinance" may be changed to "Chapter," "Section," "Article" or such other appropriate word or phrase, the use of which shall accomplish the intentions herein expressed.

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

PASSED ON FIRST READING ON THE 5th DAY OF SEPTEMBER, 2012.

PASSED ON SECOND READING ON THE 3rd DAY OF OCTOBER, 2012.

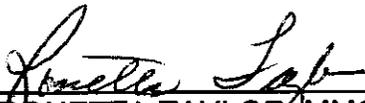
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ADOPTED AND PASSED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS ZONING MEETING HELD ON THE 3rd DAY OF OCTOBER, 2012.



OLIVER GILBERT, III, MAYOR

ATTEST:



RONETTA TAYLOR, MMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ., CITY ATTORNEY

SPONSORED BY: DR. DANNY O. CREW, CITY MANAGER

Moved by: Councilman David Williams Jr.
Second by: Councilwoman Odom

VOTE: 6-0

Mayor Oliver Gilbert, III	<u> X </u> (Yes)	_____ (No)
Vice Mayor Lisa Davis	<u> X </u> (Yes)	_____ (No)
Councilwoman Lillie Q. Odom	<u> X </u> (Yes)	_____ (No)
Councilman David Williams Jr	<u> X </u> (Yes)	_____ (No)
Councilwoman Felicia Robinson	<u> X </u> (Yes)	_____ (No)
Councilman Andre' Williams	_____ (Yes)	_____ (No) (not present)
Councilman Erhabor Ighadora, Ph.D	<u> X </u> (Yes)	_____ (No)