

ORDINANCE NO. 13-158

AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, ADOPTING AN OFFICIAL ZONING MAP; AUTHORIZING THE MAYOR TO SIGN THE OFFICIAL ZONING MAP; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE BY REFERENCE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Miami Lakes (the “Town”) upon incorporation adopted Chapter 33 of the Miami –Dade County Code (2000), entitled “Zoning” as the Town of Miami Lakes Land Development Code (“the Town LDC”), including the official zoning maps as applicable within the Town boundaries, by Section 8.3 of the Town Charter; and

WHEREAS, subsequent to its adoption, the Town has adopted a number of ordinances amending the zoning categories applicable to various properties in the Town; and

WHEREAS, Section 13-4 of the Town’s Land Development Code requires that an Official Zoning Map be maintained by the Town; and

WHEREAS, the Town desires to adopt a new Official Zoning Map as the official record of the zoning status of property within the Town; and

WHEREAS, after conducting a properly noticed public hearing and considering the recommendations of the public, the Local Planning Agency (LPA) and Town staff, the Town Council wishes to adopt the new Official Zoning Map, attached hereto as Exhibit A; and

WHEREAS, the proposed amendments are consistent with the Town of Miami Lakes Comprehensive Plan; and

WHEREAS, the proposed amendments are in conformance with all applicable requirements of the Town’s Code of Ordinances, including the LDC; and

WHEREAS, the proposed amendments will not be in conflict with the public interest; and

WHEREAS, the Town Council hereby finds and declares that adoption of this Ordinance is necessary, appropriate and advances the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. Each of the above stated recitals are true and correct and are incorporated herein by this reference.

Section 2. Adoption. The Town Council hereby adopts the Official Zoning Map, as shown in Exhibit A.

Section 3. Legislative Intent. The Town Council hereby declares that it is the legislative intent of the Town Council that the Official Zoning Map adopted by this ordinance accurately reflects the zoning category of all properties in Miami Lakes established through previous ordinances. In the event of a conflict between the Official Zoning Map adopted by this ordinance and zoning categories duly established by previous ordinances, such previous ordinances shall prevail. However, zoning categories on properties within the Town may be subsequently amended through the process established in the Town's Code.

Section 4. Repeal of Conflicting Provisions. All provisions of the Code of the Town of Miami Lakes that are specifically in conflict with this Ordinance are hereby repealed.

Section 5. Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 6. Inclusion in the Town Code. It is the intention of the Town Council, and it is hereby ordained, that the Official Zoning Map included as Exhibit a of this ordinance, is hereby incorporated as part of the Town's Code by reference, as provided for in Section 13-4.

Section 7. Authorization. The Mayor and Town Clerk are hereby authorized to sign the Official Zoning Map adopted by this ordinance, as shown in Exhibit A.

Section 8. Effective Date. That this Ordinance shall be effective immediately upon its adoption on second reading.

The foregoing Ordinance was offered by Councilmember Nelson Hernandez, who moved its adoption on first reading. The motion was seconded by Councilmember Nelson Rodriguez and upon being put to a vote, the vote was as follows:

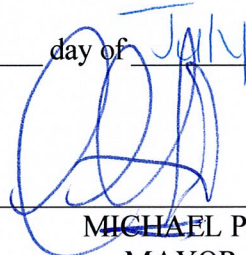
Mayor Michael Pizzi	yes
Vice-Mayor Ceasar Mestre	yes
Councilmember Manny Cid	yes
Councilmember Tim Daubert	yes
Councilmember Tony Lama	yes
Councilmember Nelson Hernandez	yes
Councilmember Nelson Rodriguez	yes

PASSED AND ADOPTED on first reading this 23rd day of April, 2013.

The foregoing Ordinance was offered by Councilmember Pizzi, who moved its adoption on second reading. The motion was seconded by Councilmember Mestre, and upon being put to a vote, the vote was as follows:

Mayor Michael Pizzi	<u>Yes</u>
Vice-Mayor Ceasar Mestre	<u>Yes</u>
Councilmember Manny Cid	<u>Yes</u>
Councilmember Tim Daubert	<u>Yes</u>
Councilmember Tony Lama	<u>Yes</u>
Councilmember Nelson Hernandez	<u>Yes</u>
Councilmember Nelson Rodriguez	<u>Yes</u>

PASSED AND ADOPTED on second reading this 9 day of July, 2013.



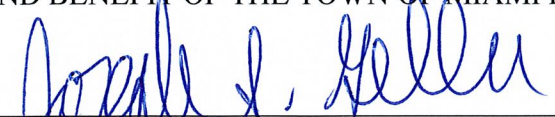
MICHAEL PIZZI
MAYOR *Cesar Mestre*

ATTEST:

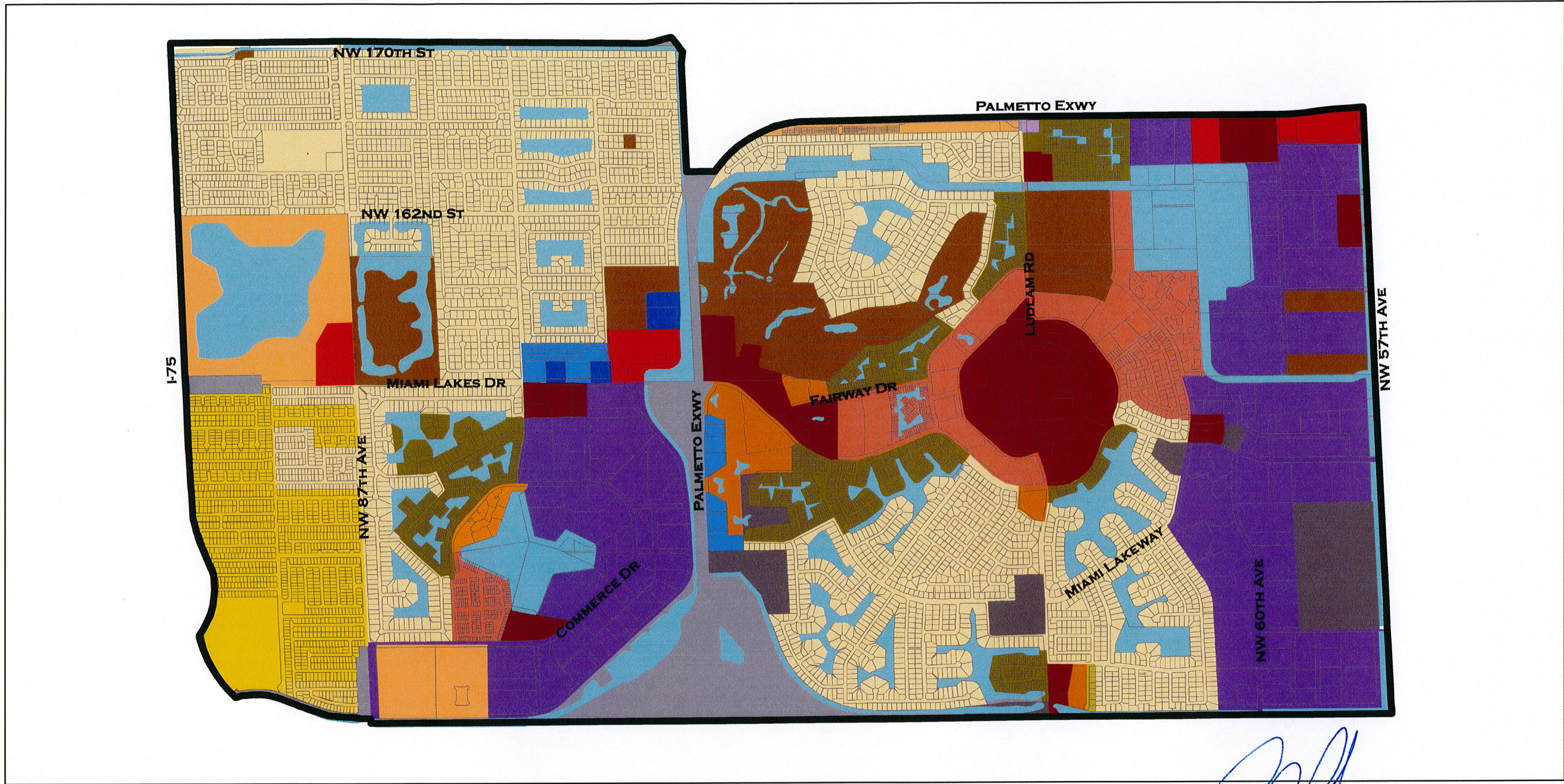


MARJORIE TEJEDA
TOWN CLERK

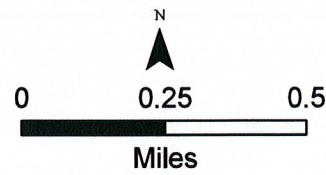
APPROVED AS TO FORM AND LEGALITY FOR THE USE AND BENEFIT OF THE TOWN OF MIAMI LAKES ONLY:



JOSEPH S. GELLER
GREENSPOON MARDER
TOWN ATTORNEY



TOWN OF MIAMI LAKES
OFFICIAL ZONING MAP



Zoning

GU	RU-2	RM-50	IU-1
AU	RU-TH	RO-13	IU-C
RU-1	RM-13	RO-50	Other
RU-1A	RM-23	BU-1A	Water
RU-1Z	RM-36	BU-2	Right-of-Way

Cesar Mestre, Mayor
 Attest:
 Marjorie Tejeda, Town Clerk

8/19/13
 Date
8/19/13
 Date