

RESOLUTION No. 16-82

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, SITTING AS THE LOCAL PLANNING AGENCY GOING FORWARD WITHOUT A RECOMMENDATION TO AMEND THE FUTURE LAND USE MAP FROM “OFFICE RESIDENTIAL” TO “COMMUNITY MIXED USE” FOR 7.79± ACRES OF LAND FOR THE PROPERTY GENERALLY LOCATED SOUTH OF N.W. 41 STREET AND BETWEEN N.W. 94TH AVENUE AND THEORETICAL N.W. 95TH AVENUE, CITY OF DORAL, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Shoma Investments Company (the "Applicant") has submitted an application to amend the Comprehensive Plan Future Land Use Map from the Office Residential (OR) future land use category to the Community Mixed Use (CMU) future land use category for the property consisting of 7.79± acres in size, generally located south of N.W. 41st Street between N.W. 94th Avenue and theoretical N.W. 95th Avenue, in Doral, Florida, as legally described in Exhibit A; and

WHEREAS, on April 20, 2016, the City Council of the City of Doral sitting as the Local Planning Agency (LPA) at a properly advertised hearing received testimony, evidence related to the application from the Applicant, and other persons, and found that the land use amendment to the Community Mixed Use category for the subject property, as recommended by staff, is/is not consistent with the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA SITTING AS THE LOCAL PLANNING AGENCY, AS FOLLOWS:

Section 1. Recitals. The foregoing recitals are confirmed, adopted, and incorporated herein and made a part hereof by this reference.

Section 2. Decision. The proposed land use amendment to the Comprehensive Plan Future Land Use Map from the Office Residential (OR) category to the Community Mixed Use (CMU) category for the 7.79± acre parcel generally located south of N.W. 41st Street between N.W. 94th Avenue and theoretical N.W. 95th Avenue is consistent with the City's Comprehensive Plan, and, therefore, it is recommended the City Council transmit this Resolution to the local governing body (City Council) without a recommendation.

Section 3. Effective Date. This Resolution shall be effective upon adoption.

The foregoing Resolution was offered by Councilmember Rodriguez who moved its adoption. The motion was seconded by Councilmember Ruiz and upon being put to a vote, the vote was as follows:

Mayor Luigi Boria	Yes
Vice Mayor Christi Fraga	Absent/Excused
Councilman Pete Cabrera	Absent/Excused
Councilwoman Ana Maria Rodriguez	Yes
Councilwoman Sandra Ruiz	Yes

TRANSMITTED WITHOUT A RECOMMENDATION TO THE LOCAL GOVERNING BODY (CITY COUNCIL) THIS 20 DAY OF APRIL, 2016.



LUIGI BORIA, MAYOR

ATTEST:



CONNIE DIAZ, CMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:



WEISS, SEROTA, HELEMAN, COLE & BIERMANN, P.L.
CITY ATTORNEY

Exhibit A

Shoma Investments Company
Property Legal Description

TRACT "F" OF "EASTERN DORAL ACRES SECTION ONE SUBDIVISION"
ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 111, PAGE
53, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.