

ORDINANCE NO. 03- 07

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, ESTABLISHING THE CITY'S LOCAL PLANNING AGENCY; DESIGNATING THE CITY COUNCIL AS THE LOCAL PLANNING AGENCY; PROVIDING FOR POWERS AND DUTIES; PROVIDING FOR A RECORDING SECRETARY; PROVIDING FOR TRANSMITTAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, recognizing the value of resident input on planning issues, the City desires to establish a Local Planning Agency, as required by Section 163.3174, Florida Statutes; and

WHEREAS, the Local Planning Agency shall have the general responsibility for the conduct of comprehensive planning program and hear, review, and make recommendations to the City Council on proposed amendments to the City's Land Development Regulations, Comprehensive Plan and changes to the Official Zoning Map; and

WHEREAS, the provisions of this ordinance are consistent with the City's Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:

Section 1. **Local Planning Agency.** The Local Planning Agency is hereby established.

Section 2. **City Council.** The City Council is hereby designated as the City's Local Planning Agency. In addition to the City Council and pursuant to Section 163.3174(1) of the Florida Statutes, the Local Planning Agency shall include a non-voting representative of the school district appointed by the school board.

Section 3. Powers and Duties. The Local Planning Agency shall have the powers and duties provided in Section 163.3174, Florida Statutes, including but not limited to:

- a. To hear, review, and make recommendations to the City Council regarding the adoption or amendment of the Comprehensive Plan;
- b. To monitor and oversee the effectiveness and status of the Comprehensive Plan and recommend to the City Council such changes in the Comprehensive Plan as may from time to time be required, including preparation of the periodic reports required by section 163.3191, Florida Statutes;
- c. To review and make recommendations to the City Council in regard to proposed Land Development Regulations and changes to the Official Zoning Map and make recommendations to the City Council as to the consistency of the regulation or changes with the Comprehensive Plan;
- d. To make its special knowledge and expertise available upon reasonably written request and authorization of the City Council to any official, department, board, commission and/or agency of the City, county, state or federal government; and
- e. To adopt such rules of procedure necessary for the administration of their responsibilities not inconsistent with this article.

Section 4. Recording Secretary. The City Manager or designee shall appoint a recording secretary to serve the Local Planning Agency. The secretary shall keep minutes of all proceedings of the Local Planning Agency, which minutes shall be a summary of all proceedings before the Local Planning Agency, attested to by the

secretary, and which shall include the vote of each member upon every question. The minutes shall be approved by a majority of the members of the Local Planning Agency voting. In addition, the secretary shall maintain all records of Local Planning Agency meetings, hearings, proceedings, and the correspondence of the Local Planning Agency.

Section 5. **Staff.** The City Manager or designee shall appoint or assign such staff as may be necessary for the Local Planning Agency to conduct its business.

Section 6. **Transmittal.** The City Clerk is hereby authorized to transmit a certified copy of this Ordinance to the State Land Planning Agency and Miami-Dade County.

Section 7. **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 8. **Repeal of Conflicting Provisions.** The provisions of the City Code and ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 9. **Inclusion in the Code.** It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Doral, Florida, that the sections of the Ordinance may be renumbered or relettered to accomplish to such intentions, and that the word "Ordinance" shall be changed to "Section" or other appropriate word.

Section 10. Effective Date. This ordinance shall be effective immediately upon adoption.

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

Mayor Juan Carlos Bermudez	<u>yes</u>
Councilmember Pedro Cabrera	<u>yes</u>
Councilmember Michael DiPrieto	<u>yes</u>
Councilmember Sandra Ruiz	<u>yes</u>
Councilmember Robert Van Name	<u>yes</u>

PASSED AND ADOPTED on First Reading this ___ day of _____, 2003.

PASSED AND ADOPTED on Second Reading this 3rd day of Dec, 2003.

Juan Carlos Bermudez
JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:

[Signature]
CITY CLERK

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

[Signature]
CITY ATTORNEY