

RESOLUTION NO. 2004-82

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF CITY OF DORAL, FLORIDA, REQUESTING THAT THE MIAMI-DADE COUNTY COMMISSION DEFER CONSIDERING THE ADOPTION OF THE PROPOSED MIAMI-DADE COUNTY ZONING ORDINANCE RELATING TO MIAMI INTERNATIONAL AIRPORT AT ANY LEVEL; REQUESTING THE DEFERRAL SO THAT THE CITY OF DORAL MAY MEET AND PARTICIPATE IN REVISIONS TO THE ORDINANCE; PROVIDING, IN THE EVENT A DEFERRAL IS NOT GRANTED, THAT THE CITY OF DORAL OBJECTS TO THE PASSAGE OF THE ORDINANCE WITHOUT HAVING CONSIDERED THE INPUT OF THE CITY OF DORAL; PROVIDING FOR TRANSMISSION OF THIS RESOLUTION TO MIAMI-DADE COUNTY AND TO THE COUNTY COMMISSIONERS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Legislature of the State of Florida has mandated the adoption of land use regulations by Miami-Dade County, as a political subdivision authorized to establish and operate airports within its territorial limits, to assure compatible land uses in the areas surrounding such airports; and

WHEREAS, Chapter 333, Florida Statutes, specifically requires the regulation of the siting and construction of educational facilities, including but not limited to traditional public schools, charter schools and private schools, in certain defined areas in proximity to airports; and

WHEREAS, on July 27, 2004, the Board of County Commissioners of Miami-Dade County passed, on first reading, a proposed ordinance establishing zoning regulations for Miami International Airport; and

WHEREAS, a public hearing to discuss the ordinance is scheduled to be heard by the County's Governmental Operations and Environmental Committee on September 14, 2004; and

WHEREAS, the City of Doral was not timely informed that a public hearing was to occur concerning this matter; and

WHEREAS, City of Doral staff has now reviewed the ordinance and has recommended revisions to the ordinance; and

WHEREAS, based on the above, the City strongly urges and requests that this proposed ordinance be deferred so that the City of Doral may meet and participate in the drafting of the ordinance; now, therefore

BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, as follows:

Section 1. That the City Council, on behalf of its citizenry, formally requests that the County Commission defer considering the adoption of the proposed Miami-Dade County zoning ordinance relating to Miami International Airport at any level until such time that the City of Doral may meet and participate in revisions to the ordinance.

Section 2. That The City Clerk is hereby directed to transmit this Resolution to Miami-Dade County and to each County Commissioner.

Section 3. This Resolution shall become effective immediately upon its adoption.

The foregoing Resolution was offered by Vice Mayor Cabrera, who moved its adoption. The motion was seconded by Councilman Van Name and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	yes
Vice Mayor Peter Cabrera	yes
Councilman Michael DiPietro	yes
Councilwoman Sandra Ruiz	absent
Councilman Robert Van Name	yes

PASSED AND ADOPTED on this 8th day of September, 2004.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



SHEILA PAUL, CMC, CITY CLERK

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



JOHN J. HEARN, CITY ATTORNEY