

CITY OF CORAL GABLES, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES APPROVING THE VACATION OF A PUBLIC ALLEYWAY PURSUANT TO ZONING CODE ARTICLE 3, DIVISION 12, "ABANDONMENT AND VACATIONS" AND CITY CODE CHAPTER 62, ARTICLE 8, "VACATION, ABANDONMENT AND CLOSURE OF STREETS, EASEMENTS AND ALLEYS BY PRIVATE OWNERS AND THE CITY; APPLICATION PROCESS," PROVIDING FOR THE VACATION OF THE TWENTY (20) FOOT WIDE ALLEY WHICH IS TWO-HUNDRED AND SEVENTY (270) FEET IN LENGTH LYING BETWEEN LOTS 38-48, 1-10 AND A PORTION OF LOT 11, AND THE DEDICATION OF SUBSTITUTE PERPETUAL ACCESS AND UTILITY EASEMENT ON LOT 38 IN BLOCK 20, CORAL GABLES SECTION "K" (2151 SALZEDO STREET), CORAL GABLES, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, an Application was submitted by the City of Coral Gables requesting approval to vacate, abandon, and close a portion of the alley that presently runs from Salzedo Street between the boundary lines of Lots 38-38, 1-10 and a portion of Lot 11, Coral Gables Section "K," Coral Gables, Florida;

WHEREAS, comments were solicited from affected utility companies and no objections were received from any of the utility companies;

WHEREAS, after notice of public hearing duly published and courtesy notification of all property owners of record within one-thousand five hundred (1,500) feet, a public hearing was held before the Planning and Zoning Board of the City of Coral Gables on July 11, 2018 at which hearing all interested persons were afforded the opportunity to be heard;

WHEREAS, at the Planning and Zoning Board's July 11, 2018 meeting, the Board recommended approval of the proposed alley vacation (vote: 5-0) subject to conditions of approval;

WHEREAS, pursuant to the City Code an additional public hearing notice was provided via Certified Mail to all property owners within one-thousand five hundred (1,500) feet of the subject property advising of the upcoming Commission meeting;

WHEREAS, after notice of public hearing duly published, a public hearing was held before the City Commission on August 28, 2018, at which hearing this item was presented and all interested persons were afforded the opportunity to be heard; and,

WHEREAS, public hearings have been completed as indicated herein by the Coral Gables City Commission in consideration of a request to vacate an alley as required by the Zoning Code, and including careful consideration of written and oral comments by members of the public.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF CORAL GABLES THAT:

SECTION 1. The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of the Ordinance upon adoption hereof.

SECTION 2. The applicant and/or owner of record shall grant to the City by deed of dedication of absolute rights of public ingress and egress and of all utilities whatever interest they need in the access easement more particularly described as follows:

“The Lot 38, “Coral Gables Section K,” according to the plat thereof, as recorded in Plat Book 8, Page 33, of the public records of Miami-Dade County, Florida; Lot 38 together with 25.00 feet of that portion of the 20.00 foot wide alley between Lots 37 and 39 of said plat, containing 3,000 square feet, more or less.”

SECTION 3. The proposed alley vacation that presently runs from Salzedo Street between the boundary lines of Lots 38-48, 1-10 and a portion of Lot 11, Coral Gables Section “K”, Coral Gables, Florida shall be and is hereby approved.

SECTION 4. This ordinance shall become effective _____, 2018.

PASSED AND ADOPTED THIS _____ DAY OF _____ A.D., 2018.

APPROVED:

RAUL VALDES-FAULI
MAYOR

ATTEST:

WALTER FOEMAN
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

MIRIAM SOLER RAMOS
CITY ATTORNEY