

CITY OF CORAL GABLES, FLORIDA

ORDINANCE NO. 2008-25

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES FOR A CHANGE OF ZONING FROM "SFR", SINGLE FAMILY RESIDENTIAL TO "S", SPECIAL USE FOR THE FOLLOWING: MAGGIORE PARK ON LOTS 1-3, BLOCK 99, RIVIERA SECTION #2; ROTARY CENTENNIAL PARK ON LOTS 5-8, BLOCK 17, FLAGLER STREET SECTION; AND, SAN SEBASTIAN PARK ON LOTS 5-6, BLOCK 44, CRAFTS SECTION, CORAL GABLES, FLORIDA, AND INCLUDING REQUIRED CONDITIONS; PROVIDING FOR A REPEALER PROVISION, A SAVINGS CLAUSE, AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Application No. 08-07-024-P was submitted requesting a change of zoning from "SFR", Single Family Residential to "S", Special Use for the following: Maggiore Park on Lots 1-3, Block 99, Riviera Section #2; Rotary Centennial Park on Lots 5-8, Block 17, Flagler Street Section; and, San Sebastian Park on Lots 5-6, block 44, Crafts Section, Coral Gables, Florida; and

WHEREAS, after notice of public hearing duly published and notifications of all property owners of record within one thousand (1000) feet of each individual park, public hearings were held before the Planning and Zoning Board of the City of Coral Gables on August 13, 2008, at which hearings all interested persons were afforded the opportunity to be heard; and

WHEREAS, at a public hearing held on August 13, 2008, the Planning and Zoning Board recommended approval of the change of zoning with required conditions (vote: 6-0); and

WHEREAS, this application is accompanied by a Change of Land Use which was reviewed by the Local Planning Agency (Planning and Zoning Board) and City Commission at the same public hearings; and

WHEREAS, the City Commission held a public hearing on September 9, 2008 at which hearing all interested persons were afforded an opportunity to be heard and this application was approved on first reading (vote: 5-0); and

WHEREAS, after notice of a public hearing being duly published, the City Commission held a public hearing on October 14, 2008 at which hearing all interested persons were afforded an opportunity to be heard and this application was approved on second reading (vote: Majority 3-0);

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

SECTION 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

SECTION 2. The proposed change of zoning from "SFR", Single Family Residential to "S", Special Use, in accordance with the requirements of the Zoning Code shall be and are hereby approved for the following properties: Maggiore Park on Lots 1-3, Block 99, Riviera Section #2; Rotary Centennial Park on Lots 5-8, Block 17, Flagler Street Section; and, San Sebastian Park on Lots 5-6, block 44, Crafts Section, Coral Gables, Florida, with the following condition:

1. The City's Parks and Recreation Department shall complete neighborhood meetings with surrounding property owners to present and provide for public input and comments for future development plans for Maggiore and San Sebastian City parks when plans are being prepared.

SECTION 3. All rights, actions, proceedings and Contracts of the City, including the City Commissioners, the City Manager, or any of its departments, boards or officers undertaken pursuant to the existing code provisions, shall be enforced, continued, or completed, in all respects, as though begun or executed hereunder.

SECTION 4. All ordinances or parts of ordinances that are inconsistent or in conflict with the provisions of this Ordinance are repealed.

SECTION 5. If any section, part of session, paragraph, clause, phrase or word of this Ordinance is declared invalid, the remaining provisions of this Ordinance shall not be affected.

SECTION 6. It is the intention of the City Commission that the provisions of this Ordinance shall become and be made a part of the Code of the City of Coral Gables, Florida, as amended, which provisions may be renumbered or relettered and that the word ordinance be changed to "section", "article", or other appropriate word to accomplish such intention.

SECTION 7. This ordinance shall become effective upon the date of its passage and adoption hereof.

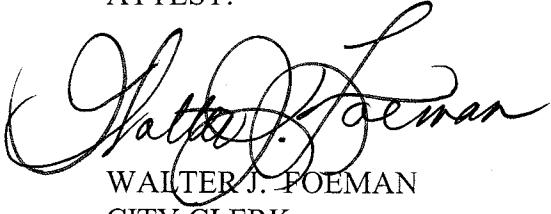
PASSED AND ADOPTED THIS FOURTEENTH DAY OF OCTOBER A.D., 2008.
(Moved: Anderson / Seconded: Withers)
(Yea: Withers, Anderson, Slesnick)
(Absent: Cabrera, Kerdyk)
(Majority: (3-0) Vote)
(Agenda Item: E-4)

APPROVED:



DONALD D. SLESNICK II
MAYOR

ATTEST:



WALTER J. POEMAN
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



ELIZABETH H. HERNANDEZ
CITY ATTORNEY