

CITY OF CORAL GABLES, FLORIDA

ORDINANCE NO. 2019-33

AN ORDINANCE OF THE CITY COMMISSION AMENDING SECTION 2 OF ORDINANCE NO. 2011-06 TO INCREASE THE MAXIMUM STUDENT ENROLLMENT FROM 1,162 TO 1,240 STUDENTS FOR GULLIVER ACADEMY LOCATED AT 12595 RED ROAD, CORAL GABLES, FLORIDA; ALL OTHER CONDITIONS OF APPROVAL CONTAINED IN ORDINANCE NO. 2011-06 SHALL REMAIN IN EFFECT; AND PROVIDING AN EFFECTIVE DATE. (LEGAL DESCRIPTION ON FILE)

WHEREAS, on March 22, 2011, the City Commission passed and adopted Ordinance No. 2011-06 approving the Planned Area Development (PAD) assignment, Site Plan amendment which allows for new classrooms, pavilion building, gymnasium, baseball field house, natatorium and other miscellaneous improvements, Encroachments, and, Zoning Code Text Amendment to Site Specific Zoning Regulations for Gulliver Academy located at 12595 Red Road, Coral Gables, Florida; and

WHEREAS, an application was submitted by Gulliver Schools, Inc., requesting to increase Gulliver School's maximum student enrollment from 1,162 to 1,240 students; and

WHEREAS, per Ordinance No. 2011-06, an increase in student enrollment shall be considered major amendment and subject to review and consideration at public hearings; and

WHEREAS, after notice of public hearing duly published and courtesy notification of all property owners of record within one-thousand (1,000) feet, a public hearing was held before the Planning and Zoning Board of the City of Coral Gables on July 10, 2019 at which hearing all interested persons were afforded the opportunity to be heard; and

WHEREAS, at the Planning and Zoning Board's July 10, 2019 meeting, the Planning and Zoning Board recommended approval of the proposed amendment (vote: 4-2) subject to conditions of approval; and

WHEREAS, after notice duly published, a public hearing for First Reading was held before the City Commission on August 27, 2019, at which hearing all interested parties were afforded the opportunity to be heard; and

WHEREAS, the City Commission was presented with the proposed amendment, and after due consideration and discussion, approved the request to increase the maximum student enrollment for Gulliver Academy on First Reading (vote: 5- 0), and

WHEREAS, after notice duly published, a public hearing for Second Reading was held before the City Commission on October 8, 2019, at which hearing all interested parties were afforded the opportunity to be heard; and

WHEREAS, the City Commission was presented with the proposed amendment, and after due consideration and discussion, approved the request to increase the maximum student enrollment for Gulliver Academy on Second Reading (vote: 5-0);

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

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. That the Applicant’s request for approval to increase the maximum student enrollment for Gulliver School from 1162 students to 1240 students is approved.

SECTION 3. That Section 2 of Ordinance No. 2011-06, which approved the Gulliver School’s Planned Area Development (PAD) assignment, Site Plan amendment, Encroachments, and, Zoning Code Text Amendment to Site Specific Zoning Regulations for Gulliver Academy located at 12595 Red Road, Coral Gables, Florida, is hereby amended follows:

4. School use and operations.

b. Student mix and population.

2.) Maximum student enrollment. Maximum student capacity shall remain at ~~1,162~~ 1,240 students. This occupancy limit includes students enrolled at another Gulliver campus who attend the Academy Campus for one or more of their scheduled classes during the regular school day. Gulliver is prohibited from seeking an increase to this student capacity and occupancy before October 1, 2029.

3.) Annual report on student enrollment. Gulliver Academy shall submit to the City an executed affidavit each year within 30 days after the first day of the school year, identifying and attesting to the number of students enrolled for the academic school year in total and by grade at the Academy Campus, and the number of students by grade not enrolled at the Academy Campus, but who attend one or more scheduled classes during the regular school day at the Academy Campus. The combined total number of these two categories of students shall not exceed the maximum student enrollment.

SECTION 4. All other conditions of approval contained in Ordinance No. 2011-06 shall remain in effect.

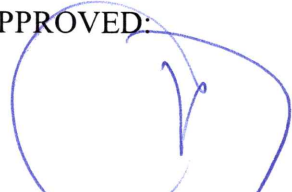
SECTION 5. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 6. If any section, part of section, paragraph, clause, phrase or word of this Ordinance is declared invalid, the remaining provisions of this Ordinance shall not be affected.

SECTION 7. This Ordinance shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS EIGHTH DAY OF OCTOBER, A.D., 2019.
(Moved: Keon / Seconded: Mena)
(Yeas: Lago, Mena, Fors, Jr., Keon, Valdes-Fauli)
(Unanimous: 5-0)
(Agenda Item: F-1)

APPROVED:



RAUL VALDES-FAULI
MAYOR

ATTEST:



BILLY Y. URQUIA
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



MIRIAM SOLER RAMOS
CITY ATTORNEY