

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2024-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA AMENDING RESOLUTION NO. 2022-170 WHICH APPROVED A MIXED-USE SITE PLAN FOR THE PROJECT REFERRED TO AS "REGENCY PARC" ON THE PROPERTY LEGALLY DESCRIBED AS LOTS 1-12 AND LOTS 35-46, INCLUDING THE PUBLIC ALLEYWAY LYING IN BETWEEN, BLOCK 10, AND LOTS 103, BLOCK 15, CORAL GABLES, CRAFTS SECTION (290, 272, 250, 244, VALENCIA AVENUE, 247, 297 ALMERIA AVENUE, AND 2701 SALZEDO STREET) CORAL GABLE, FLORIDA TO ALLOW FOR THE ART IN PUBLIC PLACES CONTRIBUTION TO BE MADE PURSUANT TO AN ESCROW AGREEMENT.

WHEREAS, pursuant to Resolution No. 2022-170, the City Commission approved a mixed-use site plan for the project known as Regency Parc (the "Project") owned by Regency Parc, LLC ("Regency Parc"); and

WHEREAS, pursuant to Section 2(4)(b) of Resolution No. 2022-170, prior to issuance of the Building Permit, Developer "shall provide a complete and notarized copy of the Project Value Application to the City. Prior to the issuance of the first Building Permit, applicant must make the required contribution to the appropriate Art in Public Places ("AIPP") fund or receive approval for a waiver in accordance with the requirements of Article 9," of the City of Coral Gables Zoning Code (the "Art in Public Places Obligation"); and

WHEREAS, Regency Parc has requested that the City Commission amend Resolution No. 2022-170 to allow for the Art in Public Places Obligation to be satisfied pursuant to the terms of an Escrow Agreement in substantially the form attached as Exhibit A.

WHEREAS, the City Commission has reviewed and considered the request and finds that given the uniqueness of the situation, the request to amend Resolution No. 2022-170 is reasonable.

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

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

SECTION 2. That the City Commission approves and authorizes the City Manager to execute the Escrow Agreement in substantially the form attached as Exhibit A, with such modifications approved by the City Manager and the City Attorney consistent with the

Commission's intent.

SECTION 3. That Resolution No. 2022-170 is amended to allow for the Art in Public Places Obligation set forth in Section 2(4)(b) to be satisfied pursuant to the terms of the Escrow Agreement. All other provisions of Resolution No. 2022-170 remain unchanged and in full force and effect.

SECTION 3. That the City Commission authorizes the City Manager and the City Attorney to approve an amended restrictive covenant consistent with the amended conditions approved in this resolution, if necessary.

SECTION 4. That this Resolution shall become effective immediately upon the date of its passage and adoption herein.

PASSED AND ADOPTED _____ 2024

APPROVED:

VINCE LAGO
MAYOR

ATTEST:

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

BILLY Y. URQUIA
CITY CLERK

CRISTINA M. SUÁREZ
CITY ATTORNEY