

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2009-133**

A RESOLUTION AUTHORIZING THE EXECUTION OF A DECLARATION OF RESTRICTIVE COVENANT REQUIRED BY MIAMI-DADE COUNTY, PURSUANT TO THE REQUIREMENT OF ESTABLISHING A COMMUNITY DEVELOPMENT DISTRICT (CDD) FOR THE PUBLIC PORTION OF THE PARKING GARAGE, ASSOCIATED WITH THE PALACE DEVELOPMENT, AT 50 ANDALUSIA AVENUE, CORAL GABLES, FLORIDA.

**WHEREAS**, the Palace Management Group, LLC has requested that the City execute a Declaration of a Restrictive Covenant; and

**WHEREAS**, on July 15, 2008 the City Commission adopted Resolution No. 2008-17 expressing support for the creation of the “Palace at Coral Gables Community Development District” by the Miami-Dade County Commission for the construction of the portion of the Public Parking Garage at 50 Andalusia Avenue, Coral Gables, FL; and

**WHEREAS**, as part of processing of this petition, the County has requested that both the City and the Palace Group enter into a Declaration of Restrictive Covenants running with the land; and

**WHEREAS**, the purpose of this Declaration is to require disclosure of the existence of a CDD to any third party purchases; and

**WHEREAS**, in the case of the Palace of Coral Gables, such sale of units is not permitted by existing leases nor is it contemplated by either the Palace Group or the City; and

**WHEREAS**, the execution of this Declaration is only being requested so as to comply with necessary County requirements;

**NOW, THEREFORE, BE IT DULY 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 adoption hereof.

**SECTION 2.** That the City Commission does hereby authorize the City Manager to execute the Declaration of Restrictive Covenant required by Miami-Dade County, pursuant to the requirement of establishing a Community Development District (CDD) for the public portion of the Parking Garage, associated with the Palace Development at 50 Andalusia Avenue, Coral Gables, Florida.

**SECTION 3.** That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS SECOND DAY OF JUNE, A.D., 2009.

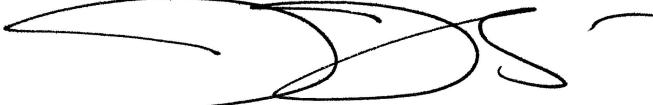
(Moved: Anderson / Seconded: Kerdyk)

(Yea: Withers, Anderson, Cabrera, Kerdyk, Slesnick)

(Unanimous: 5-0 Vote)

(Agenda Item: H-4)

APPROVED:



DONALD D. SLESNICK II  
MAYOR

ATTEST:



WALTER J. POEMAN  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:



ELIZABETH M. HERNANDEZ  
CITY ATTORNEY