

**CITY OF CORAL GABLES, FLORIDA**

**ORDINANCE NO. 2010-30**

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES GRANTING APPROVAL OF AN AMENDMENT TO ZONING CODE ARTICLE 3, DIVISION 19, ENTITLED "DEVELOPMENT AGREEMENTS", SECTION 3-1907, ENTITLED "CONTENTS OF DEVELOPMENT AGREEMENT/RECORDING", BY INCREASING THE DURATION OF A DEVELOPMENT AGREEMENT FROM NOT TO EXCEED TEN (10) YEARS TO NOT TO EXCEED TWENTY (20) YEARS; AND PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

**WHEREAS**, the Florida Statutes were amended by the Legislature to increase the maximum term of a development agreement from ten (10) to twenty (20) years; and

**WHEREAS**, the University of Miami has requested an amendment to the Zoning Code to extend the valid time frame of a Development Agreement from ten (10) to twenty (20) years pursuant to a pending Development Agreement between the City of Coral Gables and the University; and

**WHEREAS**, after notice duly published, a public hearing was held before the Planning and Zoning Board on August 11, 2010 at which hearing all interested parties were afforded the opportunity to be heard; and

**WHEREAS**, the Board was presented with a text amendment to the Zoning Code and after due consideration, recommended approval (vote: 6-0) of the amendment; and

**WHEREAS**, after notice duly published, a public hearing for First Reading was held before the City Commission on September 14, 2010 at which hearing all interested parties were afforded the opportunity to be heard; and

**WHEREAS**, the City Commission was presented with a text amendment to the Zoning Code, and after due consideration and discussion, recommended approval the amendment on First Reading (vote: 5-0);

**NOW, THEREFORE, BE IT RESOLVED 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.** The Zoning Code of the City of Coral Gables Article Article 3, Division 19, entitled "Development Agreements", Section 3-1907, entitled "Contents of development agreement/recording", by increasing the duration of a development agreement from not to exceed ten (10) years to not to exceed twenty (20) years; is hereby amended as follows (changes in ~~strikethrough~~ / underline format):

***"Section 3-1907. Contents of development agreement/recording.***

*A. Contents. The approved development agreement shall contain, at a minimum, the following information:*

- 1. A legal description of the land subject to the development agreement.*
- 2. The names of all persons having legal or equitable ownership of the land.*
- 3. The duration of the development agreement shall not exceed ~~ten (10)~~ twenty (20) years."*

**SECTION 3.** All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

**SECTION 4.** 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 5.** It is the intention of the City Commission that the provisions of this Ordinance shall become and be made a part of Ordinance No. 2007-01 as amended and known as the "Zoning Code" of the City of Coral Gables, Florida, which provisions may be renumbered or re-lettered and the word ordinance be changed to "section", "article", or other appropriate word to accomplish such intention.

**SECTION 6.** That this Ordinance shall become effective ten (10) days after final reading and adoption thereof.

PASSED AND ADOPTED THIS TWENTY-EIGHTH DAY OF SEPTEMBER,  
A.D., 2010.

(Moved: Kerdyk / Seconded: Anderson)  
(Yeas: Anderson, Cabrera, Kerdyk, Withers, Slesnick)  
(Unanimous: 5-0 Vote)  
(Agenda Item: E-5)


APPROVED:

  
DONALD D. SLESNICK II  
MAYOR

ATTEST:

  
WALTER J. FOEMAN  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

  
ELIZABETH M. HERNANDEZ  
CITY ATTORNEY