

RESOLUTION NO. 10 - 74

A RESOLUTION OF THE CITY OF DORAL, FLORIDA, AMENDING PLANNING AND ZONING APPLICATION FEE SCHEDULE TO PROVIDE FOR A NEW APPLICATION FEE ENTITLED "LAND USE PLAN AMENDMENT TO IMPLEMENT ADOPTED DORAL COMPREHENSIVE PLAN" FOR INSTANCES WHERE THE MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN MUST BE AMENDED TO IMPLEMENT THE DORAL ADOPTED COMPREHENSIVE PLAN; PROVIDING FOR PARTIAL REFUNDS APPLICABLE TO ACTIVE APPLICATIONS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Doral is authorized by state law to provide for fees for the issuance of building permits and for the consideration and processing of applications for planning and zoning approvals, including re-zoning, variances, appeals of administrative interpretation and other building, zoning and planning regulatory services provided by the City; and

WHEREAS, the City Council adopted and implemented a mechanism for the City to establish and adjust, from time to time, its own building permit and zoning and planning application fees through Ordinance 04-15;

WHEREAS, Section 2 of Ordinance 04-15 provides that planning and zoning application fees may be amended from time to time by resolution of the City Council following public hearing;

WHEREAS, Section N(6) of the City of Doral Building & Planning Fee Schedule as approved via Ordinance 04-15, and amended by Resolution 05-82, provides fees associated with Land Use Amendment Application (CDMP Amendments);

WHEREAS, due to ongoing litigation, the City of Doral's Adopted Comprehensive Plan has been rendered inoperative since April 2006, thereby requiring property owners to request land use amendments to the Miami-Dade County Comprehensive Development Plan (CDMP) Future Land Use Map as it applies to the City of Doral in order to implement the City of Doral's Adopted Comprehensive Plan designations;

WHEREAS, the fees set forth in the City of Doral Building & Planning Fee Schedule intend to cover the costs associated with the review and processing of such applications;

WHEREAS, the City of Doral Adopted Comprehensive Plan has been fully reviewed and processed by the City and all pertinent local, regional and state agencies thereby reducing the costs of such review and processing of these applications;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:

Section 1. New Fee. The City Council hereby amends the schedule for the issuance of fees for the filing and processing of comprehensive plan amendments to provide for a new application fee of \$7,500, for "land use plan amendments to implement the Adopted Doral Comprehensive Plan," where the intent of the request is solely to implement the City of Doral Adopted Comprehensive Plan by amending the Miami-Dade County Comprehensive Development Master Plan (CDMP) as it applies to the City of Doral.

Section 2. Refund. The City Council hereby authorizes the City Manager or her designee to issue a partial refund to applicants whose applications are currently in process.

Section 3. Effective Date. This Resolution shall be effective immediately upon adoption.

The foregoing Resolution was offered by Councilman DiPietro who moved its adoption. The motion was seconded by Vice Mayor Van Name and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Robert Van Name	Yes
Councilman Peter Cabrera	Yes
Councilwoman Sandra Ruiz	Yes
Councilman Michael DiPietro	Yes

PASSED and ADOPTED on the 14th day of April, 2010.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE CITY OF DORAL:



JIMMY MORALES, CITY ATTORNEY