

RESOLUTION No. 15-176

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, SITTING AS THE LOCAL PLANNING AGENCY, APPROVING A VARIANCE APPLICATION FOR GRAND DORAL I AND II RESIDENTIAL DEVELOPMENT TO PERMIT A WALL TO BE EIGHT (8) FEET IN HEIGHT WHERE THE MAXIMUM HEIGHT IS SIX (6) FEET PER SECTION 74-222 OF THE CITY LAND DEVELOPMENT CODE ON PROPERTY GENERALLY LOCATED ON THE SOUTHEAST CORNER OF THE INTERSECTION OF N.W. 112 AVENUE AND N.W. 82 STREET, DORAL, FLORIDA, CONSISTING OF APPROXIMATELY 8.46 ± ACRES; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Pablo Jose Valdes Florida Irrevocable Trust, ("Applicant"), has requested approval of a variance from Section 74-222 of the Land Development Code to permit a wall fence on the rear of the property to be eight (8) feet in height where the maximum height for a wall fence is six (6) feet per Section 74-222 of the land Development Code (the "Variance Application"), on property totaling 8.46 ± acres generally located on the southeast corner of the intersection of NW 112th Avenue and NW 82nd Street, Doral, Florida, as legally described in Exhibit A (the "Property"); and

WHEREAS, after careful review and deliberation, staff has determined that this Variance Application is not consistent with the Land Development Code; and

WHEREAS, on September 16, 2015, the City Council will hold a quasi-judicial hearing and receive testimony and evidence related to the Variance Application from the Applicant and other persons; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, SITTING AS THE LOCAL PLANNING AGENCY THAT:

Section 1. Recitals. The above recitals are true, correct, and incorporated herein and made a part hereof by this reference.

Section 2. Recommendation. The Variance Application associated with the Property to permit a wall fence on the rear of the property to be eight (8) feet in height where the maximum height for a wall fence is six (6) feet per Section 74-222 is hereby recommended for approval.

Section 3. Effective Date. This Resolution shall become effective upon its adoption.

The foregoing Resolution was offered by Vice Mayor Ruiz, who moved its adoption. The motion was seconded by Councilmember Cabrera and upon being put to a vote, the vote was as follows:

Mayor Luigi Boria	Yes
Vice Mayor Sandra Ruiz	Yes
Councilman Pete Cabrera	Yes
Councilwoman Christi Fraga	Absent
Councilwoman Ana Maria Rodriguez	Absent/Excused

PASSED AND ADOPTED this 16 day of September, 2015.



LUIGI BORIA, MAYOR

ATTEST:



CONNIE DIAZ, CITY CLERK

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



WEISS, SEROTA, HELFMAN, COLE
& BIERMAN, P.L.
CITY ATTORNEY

”Exhibit A”

LEGAL DESCRIPTION:

Tract 64 of Florida Fruit Lands Company's Subdivision No. 1 in Section 7, Township 53 South, Range 40 East Less West 35 Ft. and Less the North 35 Ft as Recorded in Plat Book 2 at Page 17 of the Public Records of Miami-Dade County.