

ORDINANCE #2012-09

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, APPROVING THE REZONING FROM IC (INDUSTRIAL COMMERCIAL) AND GU (GENERAL USE) TO DMU (DOWNTOWN MIXED USE) FOR ± 130 ACRES LOCATED ON THE NORTH SIDE OF NW 41ST STREET BETWEEN THEORETICAL NW 80TH AVENUE AND NW 87 AVENUE, DORAL, FLORIDA; PROVIDING FOR RECORDATION; PROVIDING AN EFFECTIVE DATE

WHEREAS, MSR Resort Hotel, LP, ("Applicant") has requested approval of (1) a rezoning of 130 ± acres located on the north side of NW 41st Street between theoretical NW 80th Avenue and NW 87th Avenue, Doral, Florida., Doral, Florida from IC (Industrial Commercial) and GU (General Use) to Downtown Mixed Use (DMU); (2) the associated Master Development Agreement; and

WHEREAS, after careful review and deliberation, staff has determined that this application has complied with the Code; and

WHEREAS, on January 25th, 2012 the City Council held a quasi-judicial hearing and received testimony and evidence related to the Application from the Applicant and other persons and found that the rezoning is consistent with the Comprehensive Plan and is in the best interest of the residents of Doral;

WHEREAS, after careful review and deliberation, staff has determined that this application has complied with the Code;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA THAT:

Section 1. The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance upon adoption hereof.

Section 2. a rezoning of 130 ± acres located on the north side of NW 41st Street between theoretical NW 80th Avenue and NW 87th Avenue, Doral, Florida., Doral, Florida from IC (Industrial Commercial) and GU (General Use) to Downtown Mixed Use (DMU); and

Section 3. Approval of the associated Master Development Agreement; is hereby approved.

Section 4. **Effective Date.** This Ordinance shall be effective upon adoption on second reading.

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

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Michael DiPietro	Yes
Councilman Peter Cabrera	No
Councilman Luigi Boria	No
Councilwoman Ana-Maria Rodriguez	Yes

PASSED AND ADOPTED on first reading this 25 day of January, 2012.

PASSED AND ADOPTED on second reading this 28 day of March, 2012.



Juan Carlos Bermudez, Mayor

ATTEST:



Barbara Herrera, City Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



Jimmy Morales, City Attorney