

RESOLUTION 12-91

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA APPROVING (1) THE MODIFICATION OF CONDITION NO. 16 OF THE MIAMI INTERNATIONAL MALL DEVELOPMENT OF REGIONAL IMPACT (DRI) DEVELOPMENT ORDER, TO PERMIT THE PREVIOUSLY APPROVED HOTEL TO BE BUILT ANYWHERE WITHIN THE MIAMI INTERNATIONAL MALL DRI LOCATED AT 1275 NW 107 AVENUE, DORAL, FLORIDA, AND APPROVING THE NOTICE OF PROPOSED CHANGE (NOPC) TO MODIFY THE EXISTING MIAMI INTERNATIONAL MALL CONSOLIDATED DRI; PROVIDING FOR RECORDATION; PROVIDING AN EFFECTIVE DATE

WHEREAS, West Dade County Associates, Inc.. ("Applicant") has requested a (1) modification of Condition No. 16 of the Development of Regional Impact (DRI) Development Order last amended by Resolution Z05-31, to permit the previously approved hotel to be built anywhere within the Miami International Mall located at 1275 NW 107 Avenue, Doral, Florida , rather than only on tract B of the Miami International Mall and (2) a substantial deviation determination for a Notice of Proposed Change (NOPC) to modify the existing Miami International Mall Consolidated DRI pursuant to Sec. 380.06(19) of the Florida Statutes; and

WHEREAS, after careful review and deliberation, staff has determined that this application for a modification to the DRI does not constitute a substantial deviation as per section 380.06, Florida Statue and recommends approval of request to modify Condition No. 16 of the Miami International Mall DRI ; and

WHEREAS, on June 27, 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 Notice of Proposed Change (NOPC) meet all applicable regulations ;

NOW, THEREFORE, BE IT RESOLVED 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 Resolution upon adoption hereof.

Section 2. The City Council of the City of Doral hereby approves modification of Condition No. 16 of the Development of Regional Impact (DRI) Development Order last amended by Resolution Z05-31, to permit the previously approved hotel to be built anywhere within the Miami International Mall located at 1275 NW 107 Avenue, Doral, Florida , rather than only on tract B of the Miami International Mall and the Notice of Proposed Change, incorporated herein, to modify the existing Miami International Mall Consolidated DRI pursuant to Sec. 380.06(19) of the Florida Statutes

Section 3. This resolution shall be recorded in the Public Records of Dade County, Florida, with the Applicant to pay the costs thereof.

Section 4. This resolution shall become effective upon its passage and adoption by the City Council and is binding on all successors and assigns.

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

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Michael DiPietro	Yes
Councilman Luigi Boria	Yes
Councilman Peter Cabrera	Yes
Councilwoman Ana Maria Rodriguez	Yes

PASSED AND ADOPTED this 27 day of June, 2012.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



JIMMY MORALES, ESQ., CITY ATTORNEY