

**RESOLUTION No. 16-95**

**A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, MAKING CERTAIN FINDINGS AND DESIGNATING THE REAL PROPERTY LOCATED IN THE VICINITY OF NW 102 AVENUE AND NW 62ND STREET, IDENTIFIED BY MIAMI-DADE COUNTY FOLIO NO. 35-3017-001-0360, AS FURTHER IDENTIFIED BY THE ATTACHED MAP, COMMONLY REFERRED TO AS THE NW 62<sup>ND</sup> STREET PASSIVE PARK GREEN REUSE AREA PURSUANT TO SECTION 376.80, FLORIDA STATUTES, FLORIDA'S BROWNFIELD REDEVELOPMENT ACT, FOR THE PURPOSE OF ENVIRONMENTAL REHABILITATION, JOB CREATION AND PROMOTING ECONOMIC REDEVELOPMENT; AUTHORIZING THE CITY CLERK TO NOTIFY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION OF SAID DESIGNATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, Chapter 376, Florida Statutes, provides for designation of certain specified areas by local government adoption of a resolution in order to promote environmental remediation, sustainable land redevelopment and/or reuse, and economic revitalization; and

**WHEREAS**, the City of Doral (the "City") owns property, commonly known as the NW 62<sup>nd</sup> Street Passive Park Green Reuse Area, located at, near, or in the vicinity of NW 102<sup>nd</sup> Avenue and NW 62<sup>nd</sup> Street Doral, FL 33178, identified by Miami-Dade County Folio No. 35-3017-001-0360 (hereinafter the "Subject Property"), as shown in the attached Exhibit "A" and more particularly described in the legal description as shown in the attached Exhibit "B", both of which are incorporated and made a part hereof by this reference, which warrants environmental remediation, sustainable land redevelopment and/or reuse, and economic revitalization; and

**WHEREAS**, the City intends to utilize the regulatory, financial, and other benefits associated with Florida's Brownfield Redevelopment Program by designating the Subject Property as a "Green Reuse Area," pursuant to Section 376.80, Florida Statutes; and

**WHEREAS**, the Mayor and City Council have reviewed the relevant procedures that apply effectuating this designation, as specified in Section 376.80, Florida Statutes, and find the City in compliance with the statutory requirements; and

**WHEREAS**, proper notice of the designation of the proposed Green Reuse Area has been provided in accordance with Section 376.80(1)(c) and Section 166.041(3)(c)2, Florida Statutes; and

**WHEREAS**, the Mayor and City Council have made certain findings with regard to the Subject Property that are further specified herein; and

**WHEREAS**, the Mayor and City Council have determined that the proposed Green Reuse Area designation on the Subject Property is in the best interest of the City, and advantageous to the public health, safety and welfare; and

**WHEREAS**, the City desires to notify the Florida Department of Environmental Protection of its resolution designating the Subject Property as the "NW 62<sup>nd</sup> Street Passive Park Green Reuse Area" to further its rehabilitation and redevelopment for the purposes enunciated under Sections 376.77 through 376.86, Florida Statutes.

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

**Section 1. Recitals.** The foregoing recitals are confirmed, adopted, and incorporated herein and made a part hereof by this reference.

**Section 2. Adoption of Representations.** Pursuant to, and in satisfaction of, the requirements of designation in section 376.80, Florida Statutes, the following findings are made:

- A. The Subject Property, as the proposed Green Reuse Area, warrants economic development and has a reasonable potential for such activities;
- B. The proposed Green Reuse Area represents a reasonably focused approach and is not overly large in geographic coverage;
- C. The proposed Green Reuse Area has potential to interest the private sector in participating in rehabilitation; and
- D. The proposed Green Reuse Area is largely comprised of land suitable for recreational open space and related wellness purposes.

**Section 3. Property Designation.** The area depicted on Exhibit “A” and legally described on Exhibit “B,” attached hereto and incorporated herein by reference, is hereby designate the as the NW 62<sup>nd</sup> Street Passive Park Green Reuse Area for purposes of Sections 376.77 through 376.86, Florida Statutes (2015).

**Section 4. Authorization to City Clerk.** The City Clerk is hereby authorized to notify the Florida Department of Environmental Protection of the City Council’s Resolution designating the Subject Property as the “NW 62<sup>nd</sup> Street Passive Park Green Reuse Area” for purposes of Sections 376.77 through 376.86, Florida Statutes (2015).

**Section 5. Implementation.** The City Manager, the City Attorney, and the City Clerk are hereby authorized to take such further action as may be necessary to implement the purpose and provisions of this Resolution.


**Section 6. Effective Date.** This Resolution shall become effective immediately upon adoption.

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

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

PASSED AND ADOPTED on first reading this 27 day of January, 2016

PASSED AND ADOPTED on second reading this 20 day of April, 2016.

  
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LUIGI BORIA, MAYOR

ATTEST:

  
\_\_\_\_\_

CONNIE DIAZ, CMC  
CITY CLERK

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

  
\_\_\_\_\_

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

# Exhibit A



## NW 62nd Street Passive Park Green Reuse Area

**Address :** Located in the vicinity of NW 102nd Avenue and NW 62nd Street

**Folio Number:** 35-3017-001-0360

**Size:** Approximately 5 acres



Approximate Brownfield Area



**EXHIBIT B**  
**LEGAL DESCRIPTION**

West One-half (W1/2) of Tract 61, of Florida Fruit Lands Company's Subdivision Map No.1, in Section 17, Township 53 South, Range 40 East, according to the Plat thereof, as recorded in Plat Book 2, at Page 17, of the Public Records of Miami-Dade County, Florida.