

ORDINANCE OF THE CITY OF WEST MIAMI, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF WEST MIAMI, FLORIDA BY DELETING CHAPTER 25 OF THE CODE ENTITLED "ZONING AND PLANNING" FROM THE CODE; CONTINUING IN EFFECT SECTION 18 OF ORDINANCE 282, ENTITLED "CITY PLANNING AND ZONING BOARD"; AMENDING SECTION 18, ORDINANCE 282 TO INCLUDE SECTIONS 25.6 AND 25.8-1 OF THE CODE; AND EXPRESSING INTENT THAT ORDINANCE 282 AS AMENDED NOT BE INCLUDED IN THE CODE.

WHEREAS, at the time the City codified its ordinances into the Code of Ordinances of the City of West Miami, Ordinance 209 was the Zoning Ordinance of the City and said Ordinance 209 contained a section provided for a Planning and Zoning Board and procedures for the granting of exceptions and variances and making changes in use regulations; and

WHEREAS, it was the opinion of the counsel at that time that the provisions of Section 18 should be made a part of the Code while the remaining sections of Ordinance 209 which contain the general zoning regulations of the City should not be made a part of the Code but should be kept separate so that persons interested in the zoning regulations of the City would not have to purchase the entire City Code; and

WHEREAS, thereafter Ordinance 282 was passed as the updated Zoning Ordinance of the City repealing Ordinance 209 but retaining the basic provisions of Section 18 of Ordinance 209 with amendments thereto, but said amendments were not included in the Code; and

WHEREAS, the Council is presently of the opinion that it would be more convenient for the provisions of Section 18 of

Ordinance 282 not be included in the Code but be retained as Section 18 of Ordinance 282 as Amended;

NOW, THEREFORE, BE IT ENACTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WEST MIAMI, FLORIDA:

Section 1. That Chapter 25 of the Code of Ordinances of the City of West Miami, Florida be deleted from the Code and that the provisions of Section 18 of Ordinance 282 as Amended be continued in full force and effect as originally enacted and amended.

Section 2. That Ordinance 282 be amended by adding as Sections 18.7-1 (formerly Section 25.6 of the Code) and 18.9-1 (formerly Section 25.8-1 of the Code); the following:

"Sec. 18.7-1. In order for any person, firm, or corporation to apply for a change, variance, exception, or repeal of the zoning of any property located in the Town of West Miami said person, firm, or corporation must have a financial interest in said property, or must produce with his application written permission, signed by the owner of said property, authorizing him to apply for said change, variance, exception or repeal."

"Sec. 18.9-1. For a period of six (6) months following the effective date of any amendment to this zoning ordinance, any property owner whose property on the effective date of such amendment is in violation of the terms of such amendment, may make application with the City Clerk for an exception or variance without the payment of the filing fee of Twenty Dollars (\$20.00), provided in section 18.9 hereof. After the expiration of six (6) calendar months from the effective date of any such amendment to this zoning ordinance, exemption of filing fees as herein provided shall expire."

Section 3. That Ordinance 282 be amended by amending Section 22 thereof to read as follows:

"Sec. 22. Application. That by reason of the content of this ordinance it shall not be included in the Code of Ordinance of the City of West Miami, Florida."

Section 4. By reason of the nature and content of this Ordinance it shall not be included in the Code of Ordinances of the City of West Miami, Florida.

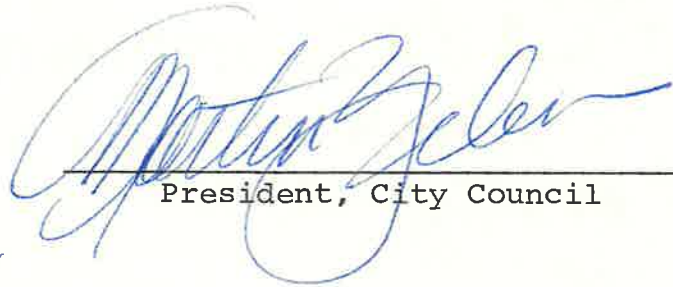
Section 5. This Ordinance shall take effect March 15, 1974.

PASSED and ADOPTED this 6 day of March, 1974.

ATTEST:



City Clerk



President, City Council

APPROVED:



MAYOR