

ORDINANCE NO. 90-2

AN ORDINANCE OF THE CITY OF WEST MIAMI, FLORIDA, AMENDING ZONING ORDINANCE 282, BY CHANGING ZONING CLASSIFICATIONS AS TO CERTAIN REAL PROPERTY COMMONLY KNOWN AS "THE FISH FARM" AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY BY PROVIDING THAT SAID PROPERTY BE REZONED IN ACCORDANCE WITH THE COMPREHENSIVE PLAN OF THE CITY, CONDITIONED UPON A WARRANTY DEED BE EXECUTED BY THE PROPERTY OWNER THEREOF AND DULY RECORDED GRANTING TO THE CITY THE EAST 50 FEET OF THE NORTH 170 FEET OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, LESS THE SOUTH 56.67 FEET OF THE EAST 144 FEET, SECTION 12, TOWNSHIP 54 SOUTH, RANGE 40 EAST, DADE COUNTY, FLORIDA, LESS THE WEST 25 FEET, THE NORTH 25 FEET, AND THE EAST 25 FEET THEREOF DEDICATED FOR STREET PURPOSES, FOR THE USE AS A PUBLIC PARK, PROVIDED THAT SAID REAL PROPERTY CONVEYED TO THE CITY BE COUNTED FOR LOT COVERAGE AS TO UNIT NUMBERS AND FOR GREEN AREA PLANTING REQUIREMENTS UNDER THE CODE OF THE CITY OF WEST MIAMI, FLORIDA, FOR THE REMAINING PORTION OF THE PROPERTY AFTER CONVEYANCE TO THE CITY OF THE EAST 50 FEET THEREOF ; PROVIDING SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND, PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF WEST MIAMI, FLORIDA:

Section 1. Subsection 3.5 of Section 3, of Zoning Ordinance #282 of the City of West Miami, Florida, be and is hereby amended as follows:

3.5. The boundaries of the above use districts are those shown on the map of the City of West Miami attached to and made a part of this Ordinance as Exhibits #1 through #4, inclusive, and that said map of the City of West Miami is amended by providing that the following real property be re-zoned in accordance with the Comprehensive Plan of the City, conditioned

upon a Warranty Deed being executed by the property owner thereof and duly recorded, granting to the City

the East 50 feet of the North 170 feet of the Northwest 1/4 of the Southwest 1/4 of the Northwest 1/4, less the South 56.67 feet of the East 144 feet, Section 12, Township 54 South, Range 40 East, Dade County, Florida, providing for the West 35 feet, the North 25 feet, and the East 25 feet thereof,

dedicated to the public for street purposes for the use as a public park, providing further that said real property conveyed to the City be counted for lot coverage as to unit numbers and for green area planting requirements under the Code of the City of West Miami, Florida, for the remaining portions of the property after conveyance to the City of the East 50 feet thereof.

Section 2. That the Official Zoning Map of the City of West Miami, Florida, be and is hereby amended and the following described real property be re-zoned in accordance with the Comprehensive Plan of the City of West Miami:

North 170 feet of the Northwest 1/4 of the Southwest 1/4 of the Northwest 1/4, less the South 56.67 feet of the East 144 feet, Section 12, Township 54 South, Range 40 East, Dade County, Florida, less the West 25 feet, the North 25 feet and the East 25 feet thereof, dedicated for street purposes, and less the East 50 feet of the North 170 feet of the Northwest 1/4 of the Southwest 1/4 of the Northwest 1/4, less the South 56.67 feet of the East 144 feet, Section 12, Township 54 So., Range 40 East, Dade County, Florida, less the West 25 feet, the North 25 feet and the East 25 feet thereof dedicated for street purposes.

Section 3. All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 4. If any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall

not be affected thereby, but shall remain in full force and effect.

Section 6. This Ordinance shall take effect immediately upon passage.

PASSED AND ADOPTED this 3 day of January, 1990.

APPROVED:


MAYOR

ATTEST:


CITY CLERK

Approved as to form and sufficiency

CITY ATTORNEY

Roll Call Vote:

Mayor Reboredo Y

Vice Mayor Busse Y

Commissioner Chavez ABSENT

Commissioner Hickey-Patton Y

Commissioner Trigo Y

Date of 1st reading: 12-20-89

Date of Publication: 12-22-89

Date of 2nd reading: 1-3-90