

RESOLUTION No. 2004-97-148-Z-20

A RESOLUTION OF THE CITY OF MIAMI GARDENS APPROVING THE APPLICATION OF ALICIO AND MARTA GONZALEZ FOR WAIVERS OF THE SET-BACK REQUIREMENTS OF THE MIAMI-DADE COUNTY ZONING BOARD; PROVIDING FOR CERTAIN CONDITIONS; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Alicia and Marta Gonzalez ("Applicants") submitted an application for the following requests:

1. To permit a single-family residence setback a minimum of 2.65' (7.5' required) from the interior side (Northwest) property line;
2. To permit said residence setback 24.5' (25' required) from the rear (Southwest) property line, and

WHEREAS, the City Council has considered the testimony of the Applicants as well as the Applicants' representatives, if any, and the Staff Report attached hereto as Exhibit "A" and incorporated herein by reference, and

WHEREAS, the City Council has also considered the testimony of the Planning and Zoning staff for Miami-Dade County,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. APPROVAL OF APPLICATION: The City Council for the City of Miami Gardens hereby approves the application submitted by Alicia and Marta Gonzalez for the following requests:

1. To permit a single-family residence setback a minimum of

2.65' (7.5' required) from the interior side (Northwest) property line.

Approved Yes No

2. To permit said residence setback 24.5' (25' required) from the rear (Southwest) property line.

Approved Yes No

Section 4. CONDITIONS: The aforementioned approvals are subject to the following conditions:

- a. Enhanced landscaping to include six street trees (native or similar in type, three lot trees, and ninety shrubs.
- b. Relocation of chain link fence to the middle of the property line or the Northwest Side.
- c. Obtaining "as built" permits – 180 day time period to come into compliance.

Section 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS ZONING MEETING HELD ON SEPTEMBER 1, 2004.


 SHIRLEY GIBSON, MAYOR

ATTEST:


 RONETTA TAYLOR, CMC, CITY CLERK

Prepared by SONJA K. KNIGHTON, ESQ.
City Attorney

SPONSORED BY: DANNY O. CREW, CITY MANAGER

MOVED BY:

VOTE: 7-0

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| Mayor Gibson | <u> x </u> (Yes) | <u> </u> (No) |
| Vice Mayor Campbell | <u> x </u> (Yes) | <u> </u> (No) |
| Councilman Melvin L. Bratton | <u> x </u> (Yes) | <u> </u> (No) |
| Councilman Oscar Braynon, II | <u> x </u> (Yes) | <u> </u> (No) |
| Councilwoman Audrey J. King | <u> x </u> (Yes) | <u> </u> (No) |
| Councilwoman Sharon Pritchett | <u> x </u> (Yes) | <u> </u> (No) |
| Councilwoman Barbara Watson | <u> x </u> (Yes) | <u> </u> (No) |

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