

RESOLUTION No. 2005-99-276-Z-33

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING THE APPLICATION OF THE MIAMI-DADE COUNTY COMMUNITY ACTION AGENCY HEAD-START FOR A NON-USE VARIANCE FOR PROPERTY LOCATED AT 16405 NORTHWEST 25TH AVENUE, MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Miami-Dade County Human Services Department, on behalf of the Miami-Dade County Community Action Agency - Head Start, filed an application ("Application") with the City of Miami Gardens for the approval of a non-use setback variance to permit a childcare facility to be set back a distance of 25'2" from the property line instead of 50' which is required by Code, and

WHEREAS, the Applicant is also requesting a variance to decrease the spacing required between the Applicant's proposed non-residential structure and adjacent residential structures from the 75' that is required by Code, to approximately 20' to 25', and

WHEREAS, City staff has reviewed the Application and is recommending that the City Council approve the Applicant's request, and

WHEREAS, a Public Hearing on this matter has been held on July 27, 2005, and
WHEREAS, the City Council has reviewed the Application and approved the same,

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: The City Council for the City of Miami Gardens hereby approves the Application submitted by the Miami-Dade County Human Services Department on behalf of Miami-Dade County Community Action Agency - Head Start, for a non-use setback variance to permit a childcare facility to be set back a distance of 25'2" from the property line instead of 50' which is required by Code, as well as a variance to decrease the spacing required between a non-residential structure and adjacent residential structures, from the 75' that is required by Code, to approximately 20' to 25 feet.

Section 3. CONDITIONS: This aforementioned approval is subject to the following conditions:

- a. That the Applicant construct a concrete block decorative wall for the property's easterly boundary, from Northwest 167th Avenue to the project's southerly boundary. The wall shall include a stucco or similar finish facing single-family residences to the east.
- b. That the Applicant and/or Miami-Dade County reconstruct/repair traffic circulation improvements such as curbing, striping, and curb stops at the existing facility, to the City's satisfaction, and reconstruct/repair the driveway along the east property line which leads to the new Head Start facility, including proper striping of traffic circulation areas and parking.
- c. The hours of operation for the headstart shall be from 7:00 a.m. to 6:00 a.m., Monday through Friday.

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 REGULAR MEETING HELD ON JULY 27, 2005.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, CMC, CITY CLERK

Prepared by SONJA K. DICKENS, ESQ.
City Attorney

SPONSORED BY: Danny O. Crew, City Manager

MOVED BY: Councilman Bratton
SECONDED BY: Councilwoman Watson

VOTE: 6-0

Mayor Gibson	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Vice Mayor Campbell	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Councilman Melvin L. Bratton	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Councilman Oscar Braynon, II	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Councilwoman Audrey J. King	<input type="checkbox"/> (Yes)	<input type="checkbox"/> (No) Not present
Councilwoman Sharon Pritchett	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)
Councilwoman Barbara Watson	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)

SKD/bfc

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