

Date Posted: June 25, 2013
 Date First Reading: June 25, 2013
 Date Second Reading: September 24, 2013
 Date Adopted:

ORDINANCE NO. 2013- 001

Zoning Map Change

AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA, AMENDING THE ZONING MAP OF THE VILLAGE OF EL PORTAL FOR SEVEN AREAS LOCATED WITHIN THE VILLAGE, AS DEPICTED IN EXHIBIT A; AND PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY AND CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village Council determines that it desires revisions to the zoning map in order to correct scrivener’s errors that were the result of mapping errors when the Village changed from a black and white zoning map to a color zoning map, and to implement the policies of the Comprehensive Plan; and

WHEREAS, staff recommended approval of the requested amendments to the zoning map in its report dated June 17, 2013; and

WHEREAS, public notice was provided in accordance with law; and

WHEREAS, after due notice and hearing, the Village Council finds this Ordinance to be consistent with the Village Code and the Village of El Portal Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL AS FOLLOWS:

Section 1. Findings. The foregoing whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. Approval of Zoning Map Amendments. Seven areas of the Village of El Portal Zoning Map are hereby amended as follows:

Area No.	Description	Acres	Rezone From	Rezone To
1	Mt. Olivers Church of God	0.68	Single Family Residential	Semi-Public and Public
2	Sherwood Forest	0.08	Single Family Residential	Park and Open Space
3	Little Farm Trailer Park	13.2	Business	Mixed-Use
4	Nature Trail	0.5	Single Family Residential	Park and Open Space
5	East Peacock/Eagle Avenue	0.36	Park and Open Space	Single Family Residential

6	Footbridge Park	0.25	Single Family Residential	Park and Open Space
7	Water and Sewer Dept. Open Space	0.25	Single Family Residential	Park and Open Space

Section 3. Recording. The Village Clerk shall record this Ordinance in the Public Records of Miami-Dade County, Florida.

Section 4. Repealer. All ordinances or resolutions or parts of ordinances or resolutions in conflict herewith, are hereby repealed.

Section 5. Severability. If any portion, section, phrase or clause of this Ordinance is held invalid by a court of competent jurisdiction, such ruling shall not affect the validity of the remainder of this Ordinance.

Section 6. Effective Date. This Ordinance shall be effective immediately upon adoption on second reading.

PASSED AND ADOPTED on First Reading this 25th day of **June, 2013**.

PASSED AND ADOPTED by the Village Council of the Village of El Portal, Florida this ____ day of _____, 2013, on second reading.

Mayor Daisy M. Black

Attest:

Carolina Montealegre
Interim Village Clerk

Approved as to form and legal sufficiency

Joseph S. Geller, Village Attorney

FIRST READING

Moved by: Councilperson Cubillos

Seconded by: Councilperson Old

Vote:

Councilperson Cubillos	<u>X</u> (Yes)	___(No)
Councilperson Nickerson	___ (Yes)	___(No) ABSENT
Councilperson Old	<u>X</u> (Yes)	___(No)
Vice-Mayor Marcus	<u>X</u> (Yes)	___(No)
Mayor Daisy M. Black	___(Yes)	___(No) ABSENT

Ordinance No: 2013-001 **Passed** by roll call vote of **3-0**.

SECOND READING/PUBLIC HEARING

Moved by:

Seconded by:

Vote:

Councilperson Cubillos	___(Yes)	___(No)
Councilperson Nickerson	___(Yes)	___(No)
Councilperson Old	___(Yes)	___(No)
Vice-Mayor Marcus	___(Yes)	___(No)
Mayor Daisy M. Black	___(Yes)	___(No)

Ordinance No.:2013-001 Passed/Failed by a roll call vote of ____.

I, Carolina Montealegre, Interim Village Clerk of the Village of El Portal, Miami-Dade County, Florida, do hereby certify that this is a true and correct copy of Ordinance No.: 2013-001 adopted on _____, 2013, as shown in the Official Records of the Village of El Portal, Miami-Dade County, Florida. Given under my hand and seal, this _____ day of _____, 2012.