

ORDINANCE NO. 2017-033

ORDINANCE APPROVING A FINAL PLAT OF COUNTYLINE CORPORATE PARK; ACCEPTING ALL DEDICATION OF AVENUES OR OTHER PUBLIC WAYS, TOGETHER WITH ALL EXISTING AND FUTURE PLANTING OF TREES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING PENALTIES FOR VIOLATION HEREOF; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE. **PROPERTY BOUNDED BY AND DIRECTLY ADJACENT THERETO, ON THE NORTH BY THEORETICAL N.W. 162 STREET, ON THE SOUTH BY N.W. 154 STREET, ON THE EAST BY N.W. 97 AVENUE, AND ON THE WEST BY N.W. 102-7AVENUE, HIALEAH, FLORIDA.**

WHEREAS, the Planning and Zoning Board at its meeting of April 26, 2017 recommended approval of this ordinance; and

WHEREAS, the dedication of the 30-acres of parkland illustrated on the plat map as Tracts “B” and “C” shall occur by separate instrument as provided by that certain Developer’s Agreement dated March 31, 2014, and approved by the City of Hialeah Ordinance No. 2014-18.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The final plat of CountyLine Corporate Park, submitted by CountyLine I LLC, a Florida limited liability company, is hereby accepted, along with the 30-acres of Parkland identified on the plat map as Tracts “B” and “C” to be granted by separate instrument. **Property bounded by and directly adjacent thereto, on the North by theoretical N.W. 162 street, on**

the South by N.W. 154 street, on the East by N.W. 97 avenue, and on the West by N.W. 1027 avenue, Hialeah, Florida, zoned Business Development District (BDH) and classified under the Future Land Use Map as Industrial, and legally described in the attached Exhibit “A”

Section 2: All dedication of avenues or other public ways together with all existing and future plantings of trees and shrubbery are hereby accepted.

Section 3: Repeal of Ordinances in Conflict.

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: Penalties.

Every person violating any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be assessed a civil penalty not to exceed \$500.00 within the discretion of the court or administrative tribunal having jurisdiction. Each act of violation and each day upon which any such violation shall occur shall constitute a separate offense. In addition to the penalty prescribed above, the city may pursue other remedies such as abatement of nuisance, injunctive relief, administrative adjudication and revocation of licenses or permits.

Section 5: Severability Clause.

If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the judgment or decree of a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance.

Section 6: Effective Date.

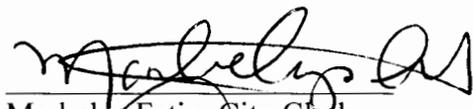
This ordinance shall become effective when passed by the City Council of the City of Hialeah, Florida, upon signature of the Mayor of the City of Hialeah or at the next regularly scheduled City Council meeting if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

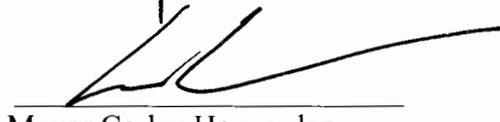
PASSED and ADOPTED this 23 day of May, 2017.

THE FOREGOING ORDINANCE OF THE CITY OF HIALEAH WAS PUBLISHED IN ACCORDANCE WITH THE PROVISIONS OF FLORIDA STATUTE 166.041 PRIOR TO FINAL READING.

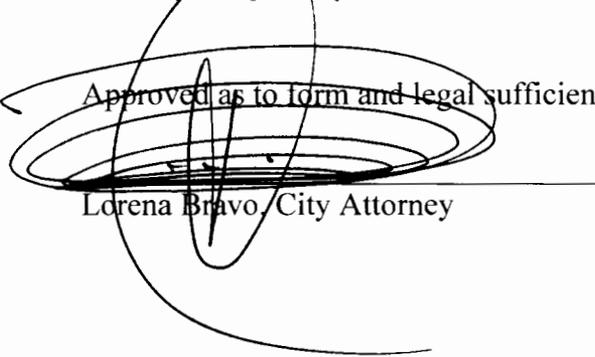

Luis Gonzalez
Council President

Attest: Approved on this 30 day of May, 2017.


Marbelys Fatjo, City Clerk


Mayor Carlos Hernandez

Approved as to form and legal sufficiency:


Lorena Bravo, City Attorney

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Ordinance was adopted by a (6-0-1) vote with Councilmembers, Caragol, Gonzalez, Hernandez, Cue-Fuente, Garcia-Martinez and Lozano voting "Yes". Councilwoman Casals-Muñoz not present during roll call.