

ORDINANCE NO. 2016-84

ORDINANCE REZONING PROPERTY FROM M-1 (INDUSTRIAL DISTRICT) TO R-3-5 (MULTIPLE FAMILY DISTRICT). **PROPERTY LOCATED AT 7925 WEST 2 COURT, HIALEAH, FLORIDA.** PROVIDING PENALTIES FOR VIOLATION HEREOF; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Board at its meeting of October 26, 2016 recommended approval of this ordinance;

WHEREAS, the rezoning makes the landuse and zoning consistent as the landuse was changed in July from Industrial to High Density Residential;

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

Section 1. The below-described property is hereby rezoned from M-1 (Industrial District) to R-3-5 (Multiple Family District). Property located at 7925 West 2 Court, Hialeah, Miami-Dade County, Florida and legally described as follows:

THE WEST 1/2 OF THE WEST 1/2 OF SECTION 30, TOWNSHIP 52 SOUTH, RANGE 41 EAST, LESS THE SOUTH 4,792.01 FEET THEREOF, AND LESS THE WEST 1,055.51 FEET OF THE WEST 1/2 OF THE WEST 1/2 OF SECTION 30, TOWNSHIP 52 SOUTH, RANGE 41 EAST, LESS THE SOUTH 4,926.02 FEET

Section 2: **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 3: Severability Clause.

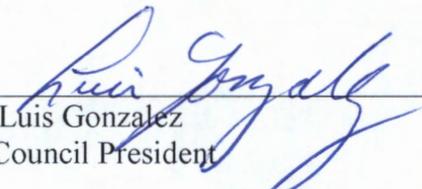
If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the judgment or decree of a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or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

Section 4: Effective Date.

This ordinance shall become effective when passed by the City Council and signed by the Mayor 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.

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

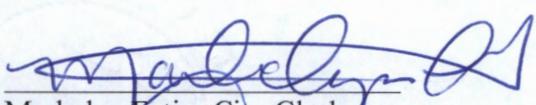
PASSED and ADOPTED this 22 day of November, 2016.



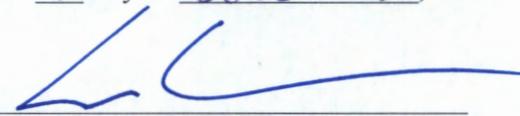
Luis Gonzalez
Council President

Attest:

Approved on this 6 day of December, 2016.

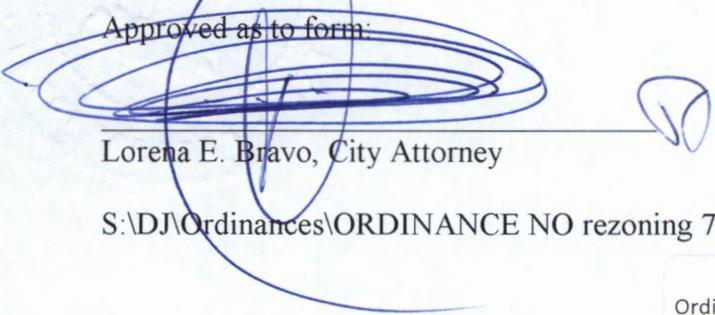


Marbelys Fatjo, City Clerk



Mayor Carlos Hernandez

Approved as to form:



Lorena E. Bravo, City Attorney

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Ordinance was adopted by a (6-0-1) vote with Councilmembers, Caragol, Gonzalez, Hernandez, Garcia-Martinez, Cue-Fuente and Casáls-Muñoz voting "Yes". Councilwoman Lozano absent.