

ORDINANCE NO. 2016-93

ORDINANCE APPROVING A FINAL PLAT OF VILLAS DE LAS PALMAS. PROPERTY LOCATED AT 3500 WEST 9TH AVENUE, HIALEAH, FLORIDA. 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.

WHEREAS, the Planning and Zoning Board at its meeting of November 16, 2016 recommended approval of this ordinance.

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 Villas De Las Palmas, submitted by Maurice Cayon, is hereby accepted. Property located at 3500 West 9th Avenue, Hialeah, Florida. Zoned R-3-3 (Multiple Family District) and classified under the Future Land Use Map as Medium Density Residential, and legally described as follows:

The West ½ of the Northeast ¼ of the Northwest ¼ of Section 12, Township 53 South, Range 40 East, lying in the City of Hialeah, Miami-Dade County, Florida, less therefrom: The North 264 feet and less the South 300 feet and less the East 30 feet and less the West 30 feet and less the South 25 feet of the North 289 feet thereof.

also known as:

The West ½ of the Northeast ¼ of the Northwest 1/4, LESS the North 264 feet and LESS the South 300 feet and LESS the East and West 30 feet and LESS the North 25 feet for road right of way purposes, Section 12, Township 53 South, Range 40 East, lying and being in Miami-Dade County, Florida.

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All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.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

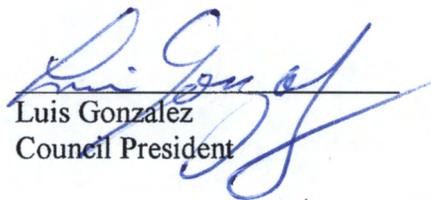
jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance.

Section 6: Effective Date.

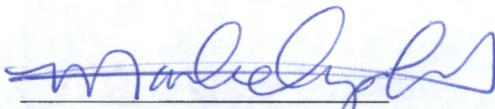
This ordinance shall become effective when passed by the City Council of the City of Hialeah, Florida, upon signature of the Mayor of the City of Hialeah or at the next regularly scheduled City Council meeting if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

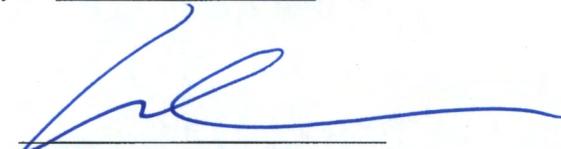
PASSED and ADOPTED this 13 day of December, 2016.

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

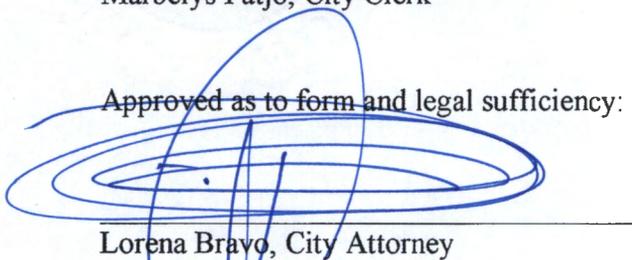

Luis Gonzalez
Council President

Attest: Approved on this 16 day of December, 2016.


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 (5-0-2) vote with Councilmembers, Caragol, Gonzalez, Hernandez, Lozano, and Cue-Fuente voting "Yes". Councilwoman Casáls-Muñoz not present and Councilwoman Garcia-Martinez absent.