

ORDINANCE NO. 2019-088

ORDINANCE APPROVING A FINAL PLAT OF AXIS PARK; ACCEPTING ALL DEDICATION OF AVENUES, STREETS, ROADS 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 LOCATED AT 725 SE 9 COURT, HIALEAH, FLORIDA.**

WHEREAS, the Planning and Zoning Board at its meeting of September 11, 2019 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 Axis Park submitted by Columbia Florida 9th Industrial, LLC, a Delaware limited liability company, is hereby accepted. Property located at 725 SE 9 Court, Hialeah, Florida, Zoned M-1 (Industrial District) classified under the Future Land Use Map as Industrial, and legally described in Exhibit "A" attached.

Section 2: All dedication of avenues or other public ways together with all existing and future planting, trees, shrubbery and fire hydrants thereon 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All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.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 section of this ordinance.

Section 6: Effective Date.

This ordinance shall become effective when passed by the City Council of the City of Hialeah, Florida, and signed by the Mayor of the City of Hialeah, Florida.

PASSED and ADOPTED this 8 day of October, 2019.

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



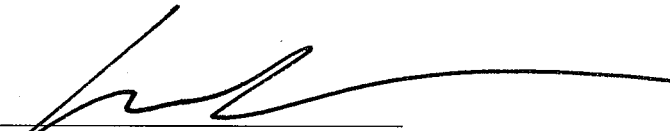
Vivian Casals-Muñoz
Council President

Approved on this 11 day of October, 2019.

Attest:

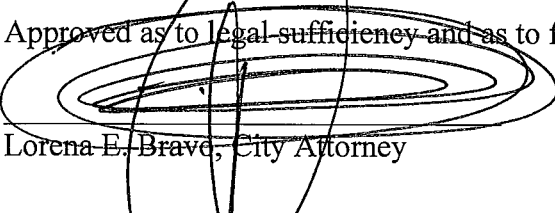


Marbelys L. Fatjo, City Clerk



Mayor Carlos Hernandez

Approved as to legal sufficiency and as to form:



Lorena E. Brave, City Attorney

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Ordinance was adopted by a 5-0-2 vote with Councilmembers, Cue-Fuente, Caragol, Hernandez Zogby, Casals-Muñoz voting "Yes" and with Council Vice President Garcia-Martinez and Councilwoman Lozano absent.

EXHIBIT "A"

A PORTION OF THE NORTHEAST 1/4 OF SECTION 20, TOWNSHIP 53 SOUTH, RANGE 41 EAST, MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF LOT 3, BLOCK 6, "ROSE SUBDIVISION", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 47, PAGE 38, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; THENCE SOUTH 89°45'43" EAST ON THE EASTERLY EXTENSION OF THE SOUTH LINE OF SAID LOT 3, BLOCK 6, ALSO BEING THE NORTH RIGHT-OF-WAY LINE OF SOUTHEAST 8TH STREET, AS RECORDED IN OFFICIAL RECORDS BOOK 10117, PAGE 986, OF SAID PUBLIC RECORDS, AND ITS EASTERLY EXTENSION, 177.41' TO THE POINT OF BEGINNING ON THE EASTERLY RIGHT-OF-WAY LIMIT OF SOUTHEAST 9TH COURT, RECORDED IN OFFICIAL RECORDS BOOK 10745, PAGE 329, OF SAID PUBLIC RECORDS, A POINT ON THE ARC OF A CIRCULAR CURVE, CONCAVE NORTHEASTERLY, THE RADIUS POINT OF WHICH BEARS NORTH 53°06'20" EAST; THENCE NORTHWESTERLY ON SAID RIGHT-OF-WAY LIMIT AND ON THE ARC OF SAID CURVE TO THE RIGHT, WITH A RADIUS OF 25.00 FEET, A CENTRAL ANGLE OF 36°52'15", FOR AN ARC DISTANCE OF 16.09 FEET TO A POINT OF TANGENCY; THENCE NORTH 00°01'28" WEST ON SAID EASTERLY RIGHT-OF-WAY LIMIT 40.02 FEET; THENCE NORTH 01°00'46" WEST ON THE UNDOCUMENTED EASTERLY RIGHT-OF-WAY LINE OF SAID SOUTHEAST 9TH COURT 583.39 FEET TO THE INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LIMIT OF SAID SOUTHEAST 9TH COURT, AS RECORDED IN PLAT BOOK 59, PAGE 76, OF SAID PUBLIC RECORDS, A POINT ON THE ARC OF A CIRCULAR CURVE, CONCAVE SOUTHWESTERLY, THE RADIUS POINT OF WHICH BEARS SOUTH 89°58'10" WEST; THENCE ON SAID EASTERLY RIGHT-OF-WAY LIMIT THE FOLLOWING 3 COURSES AND DISTANCES: 1) NORTHWESTERLY ON THE ARC OF SAID CURVE TO THE LEFT, WITH A RADIUS OF 476.00 FEET, A CENTRAL ANGLE OF 16°04'29", FOR AN ARC DISTANCE OF 133.55 FEET TO A POINT OF REVERSE CURVATURE OF A CIRCULAR CURVE CONCAVE NORTHEASTERLY; 2) NORTHWESTERLY ON THE ARC OF SAID CURVE TO THE RIGHT, WITH A RADIUS OF 225.00 FEET, A CENTRAL ANGLE OF 16°04'29", FOR AN ARC DISTANCE OF 63.13 FEET TO A POINT OF TANGENCY; 3) NORTH 00°01'50" WEST 104.35 FEET; THENCE SOUTH 89°49'19" EAST ON THE SOUTH RIGHT-OF-WAY LINE OF SOUTHEAST 5TH STREET, RECORDED IN DEED BOOK 475, PAGE 608, OF SAID PUBLIC RECORDS, 773.63 FEET TO THE NORTHWEST CORNER OF LOT 1, "RAYON SUBDIVISION", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 141, PAGE 22, OF SAID PUBLIC RECORDS; THENCE

SOUTH 00°35'19" WEST ON THE WEST LINE OF SAID "RAYON SUBDIVISION" 178.48 FEET TO THE SOUTHWEST CORNER OF SAID "RAYON SUBDIVISION"; THENCE SOUTH 89°49'15" EAST ON THE SOUTH LINE OF SAID "RAYON SUBDIVISION" 208.71 FEET TO THE SOUTHEAST CORNER OF SAID "RAYON SUBDIVISION", A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF SEABOARD ALL FLORIDA RAILWAY, SECTION 87270-1477, RECORDED IN OFFICIAL RECORDS BOOK 14491, PAGE 326, OF SAID PUBLIC RECORDS; THENCE ON SAID WESTERLY RIGHT-OF-WAY LINE THE FOLLOWING 3 COURSES AND DISTANCES: 1) SOUTH 00°35'32" WEST 457.18 FEET; 2) SOUTH 89°47'29" EAST 1.00 FEET; 3) SOUTH 00°35'32" WEST 306.95 FEET TO THE INTERSECTION WITH THE NORTH RIGHT-OF-WAY LINE OF SOUTHEAST 8TH STREET, RECORDED IN OFFICIAL RECORDS BOOK 10117, PAGE 986, OF SAID PUBLIC RECORDS; THENCE ON SAID NORTH RIGHT-OF-WAY LINE THE FOLLOWING 3 COURSES AND DISTANCES: 1) NORTH 89°45'43" WEST 604.79 FEET; 2) NORTH 00°00'43" WEST 5.00 FEET; 3) NORTH 89°45'43" WEST 325.92 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH:

A VARIED WIDTH STRIP OF LAND BEING A PORTION OF THE WEST 70 FEET OF THE EAST 3/5 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 20, TOWNSHIP 53 SOUTH, RANGE 41 EAST, BOUND ON THE SOUTH BY THE NORTH LINE OF RIGHT-OF-WAY DEDICATION FOR SE 9TH COURT AS RECORDED IN OFFICIAL RECORDS BOOK 10745, PAGE 329, AND BOUND ON THE NORTH BY THE SOUTH LINE OF "HIALEAH HOMES", AS RECORDED IN PLAT BOOK 59, PAGE 76, BOTH OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 58, BLOCK 1 OF SAID "HIALEAH HOMES", SAID POINT BEING THE SOUTHWEST CORNER OF SE 9TH COURT RIGHT-OF-WAY AS RECORDED IN SAID "HIALEAH HOMES"; THENCE SOUTH 89°49'07" EAST ON THE SOUTH LINE OF SAID PLAT, ALSO BEING THE SOUTH LIMITS OF SAID RIGHT-OF-WAY DEDICATION 60.00 FEET TO THE SOUTHEAST CORNER OF SAID RIGHT-OF-WAY DEDICATION AND TO THE INTERSECTION WITH THE WEST OWNERSHIP LINE OF PROPERTY DESCRIBED IN OFFICIAL RECORDS BOOK 30580, PAGE 219, OF SAID PUBLIC RECORDS; THENCE SOUTH 01°00'46" EAST ON SAID WEST OWNERSHIP LINE 583.39 FEET TO THE NORTHEAST CORNER OF RIGHT-OF-WAY DEDICATION FOR SE 9TH COURT AS RECORDED IN OFFICIAL RECORDS BOOK 10745, PAGE 329, OF SAID PUBLIC RECORDS, SAID LINE LYING 90.00 FEET NORTH OF AND PARALLEL TO THE SOUTH LINE OF THE NORTHEAST 1/4 OF SAID SECTION 20; THENCE NORTH 89°45'43" WEST ON THE NORTH LINE OF SAID RIGHT-OF-WAY DEDICATION 70.00 FEET TO THE NORTHWEST CORNER OF SAID RIGHT-

OF-WAY DEDICATION, SAID LINE LYING ON THE EAST OWNERSHIP LINE OF PROPERTY DESCRIBED IN OFFICIAL RECORDS BOOK 17958, PAGE 4637, OF SAID PUBLIC RECORDS AND DESCRIBED AS THE EAST LINE OF THE WEST 2/5 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 20; THENCE NORTH 00°01'50" WEST ON SAID EAST LINE AND OWNERSHIP LINE 583.20 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE, LYING AND BEING IN THE CITY OF HIALEAH, MIAMI-DADE COUNTY, FLORIDA, AND CONTAINING 895,793 SQUARE FEET (20.5646 ACRES), MORE OR LESS.

4E
725 SE 9 COURT

City of Hialeah



LOBBYIST REGISTRATION FORM

Lobbyist means a person employed, paid or retained by a principal, who seeks to influence a decision of the mayor, city council, city board or committee or attempts to obtain the good will of a city official or employee. A lobbyist is not a person who merely appears before the mayor, city council, city board or committee in an individual capacity for the purpose of representing himself or others without compensation to support or oppose any ordinance, resolution, decision or action of the mayor, city council, city board or committee. A lobbyist includes paid consultants retained by an applicant or third party, attorneys, surveyors, architects or other people representing an applicant or third party before the city council or board. See Hialeah Code § 26-66.

Principal means the person who has employed or retained a lobbyist. See Hialeah Code § 26-66.

Lobbyist Information

Lobbyist Name: Jane Storms

Mailing Address: 5381 Nob Hill Rd, Sunrise FL 33351

Business Telephone: 954-572-1777 Fax Number: 954-572-1778

E-mail: jane@pulicelandsurveyors.com

Principal Information

Name, address and telephone number of the principal: (i.e., person, business entity, governmental entity, religious organization, non-profit corporation, or association whose interest you represent or by whom you are employed.)

Name: Columbian Florida 9th Industrial LLC

Mailing Address: 120 N. La Salle St # 2900
Chicago, FL 60602

Telephone Number: _____ Fax Number: _____

(OVER)

If the principal is a corporation, partnership or trust, please list:

- The name of the chief officer, partner, or beneficiary: n/a
- All persons holding, directly or indirectly, a 5% or more ownership interest in such corporation, partnership or trust: _____

Specific Issue Employed to Lobby

Describe the specific issue on which you have been employed to lobby. Make sure to specify any city department, office, agency, board, committee, task force, employee or elected official that you intend to lobby.

Plat of Axis Park Item # 4E

Prior Employment or Relationship

- Have you been employed by the City of Hialeah in the last two years? Yes No

If yes, state the position you held: _____

Note, no person shall appear in representation of any third party for compensation before the city council or other city board, commission or agency for a period of two years after the officer, official or employee has left city service or terminated city employment, unless employed by another governmental entity. See Hialeah Code § 26-33(b).

- Describe the extent of any direct or indirect business association, partnership, or financial relationship with the mayor, any member of the city council, city board, or committee before whom the lobbyist lobbies or intends to lobby. See Hialeah Code § 26-67(b). _____

Notice

Separate Lobbyist Registration Forms must be completed for each principal and/or issue for which the lobbyist will be representing any principal.

OATH

UNDER PENALTY OF PERJURY, I AFFIRM THAT ALL OF THE FOREGOING FACTS ARE TRUE AND CORRECT, AND THAT I HAVE READ OR AM FAMILIAR WITH THE PROVISIONS CONTAINED IN HIALEAH CODE § 26-66 AND 26-67.

Jane Sporns
Signature of Reporting Lobbyist

9-24-19
Date

OFFICE OF THE CITY CLERK
Attn: Marbelys Fatjo
CITY OF HIALEAH
501 PALM AVENUE, 3RD FLOOR
HIALEAH, FL 33010