

Approved: _____ Mayor

Veto: _____

Override: _____

RESOLUTION NO. Z-25-09

WHEREAS, EUREKA BUILDERS 184 L.L. C. applied to Community Zoning Appeals

Board 14 for the following:

AU to RU-TH

SUBJECT PROPERTY: The north 163.16' of the NW ¼ of the SW ¼ of the SW ¼ of the SE ¼ of Section 31, Township 55 South, Range 40 East, less the west 35' for right-of-way and less the south 75' of the west 155' excluding the west 35' for right-of-way thereof. AND: The south 75' of the west 155' of the north 163.16' of the NW ¼ of the SW ¼ of the SW ¼ of the SE ¼ of Section 31, Township 55 South, Range 40 East, less the west 35' for right-of-way.

LOCATION: 18201 S.W. 112 Avenue, Miami-Dade County, Florida, and

WHEREAS, a public hearing of Community Zoning Appeals Board 14 was advertised and held, as required by law, and all interested parties concerned in the matter were given an opportunity to be heard, and upon due and proper consideration having been given to the matter it was the opinion of Community Zoning Appeals Board 14 that the requested district boundary change to RU-TH would not be compatible with the neighborhood and area concerned and would be in conflict with the principle and intent of the plan for the development of Miami-Dade County, Florida, and should be denied, and said application was denied by Resolution No. CZAB14-4-08, and

WHEREAS, EUREKA BUILDERS 184 L. L. C. appealed the decision of Community Zoning Appeals Board 14 to the Board of County Commissioners for the following:

AU to RU-TH

SUBJECT PROPERTY: The north 163.16' of the NW ¼ of the SW ¼ of the SW ¼ of the SE ¼ of Section 31, Township 55 South, Range 40 East, less the west 35' for right-of-way and less the south 75' of the west 155' excluding the west 35' for right-of-way thereof. AND: The south 75' of the west 155' of the north 163.16' of the NW ¼ of the SW ¼ of the SW ¼

of the SE ¼ of Section 31, Township 55 South, Range 40 East, less the west 35' for right-of-way.

LOCATION: 18201 S.W. 112 Avenue, Miami-Dade County, Florida, and

WHEREAS, a public hearing of the Board of County Commissioners was advertised and held, as required by the Zoning Procedure Ordinance, and all interested parties concerned in the matter were given an opportunity to be heard, and at which time the applicant requested that the application be remanded back to Community Zoning Appeals Board 14 for further consideration, and

WHEREAS, after reviewing the record and decision of the Metropolitan Dade County Zoning Appeals Board 14 and after having given an opportunity for interested parties to be heard, it is the opinion of the Board of County Commissioners, Miami-Dade County, Florida, that the decision of Community Zoning Appeals Board 14 should be vacated, and that that the request to remand the application back to Community Zoning Appeals Board 14 for further reconsideration should be granted with leave to amend, and

WHEREAS, a motion to vacate the decision of Community Zoning Appeals Board 14, and remand the application back to Community Zoning Appeals Board 14 with leave to amend, was offered by Commissioner Dennis C. Moss, seconded by Commissioner Rebecca Sosa, and upon a poll of the members present the vote was as follows:

Bruno A. Barreiro	absent	Joe A. Martinez	absent
Jose "Pepe" Diaz	absent	Dorrin D. Rolle	aye
Audrey M. Edmonson	aye	Natacha Seijas	absent
Carlos A. Gimenez	aye	Katy Sorenson	aye
Sally A. Heyman	aye	Rebecca Sosa	aye
Barbara J. Jordan	aye	Sen. Javier D. Souto	aye
	Dennis C. Moss	aye	

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners, Miami-Dade County, Florida, that the decision of Community Zoning Appeals Board 14

should be vacated, and that that the request to remand the application back to Community Zoning Appeals Board 14 for further consideration should be granted with leave to amend.

BE IT FURTHER RESOLVED that Resolution No. CZAB14-4-08 is hereby null and void.

The Director is hereby authorized to make the necessary notations upon the maps records of the Miami-Dade County Department of Planning and Zoning.

THIS RESOLUTION HAS BEEN DULY PASSED AND ADOPTED this 8th day of October, 2009, and shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

No. 08-1CZ14-3
ej

HARVEY RUVIN, Clerk
Board of County Commissioners
Miami-Dade County, Florida

By DIANE COLLINS
Deputy Clerk

THIS RESOLUTION WAS TRANSMITTED TO THE CLERK OF THE BOARD OF COUNTY COMMISSIONERS ON THE 14TH DAY OF OCTOBER, 2009.

STATE OF FLORIDA

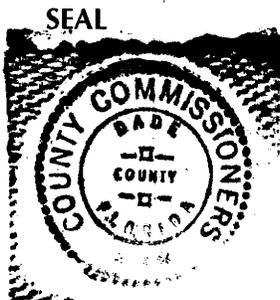
COUNTY OF MIAMI-DADE

I, Deputy Clerk's Name, as Deputy Clerk for the Miami-Dade County Department of Planning and Zoning as designated by the Director of the Miami-Dade County Department of Planning and Zoning and Ex-Officio Secretary of the Board of County Commissioners of said County, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of Resolution No. Z-25-09 adopted by said Board of County Commissioners at its meeting held on the 8th day of October, 2009.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this the 14th day of October, 2009.



Earl Jones, Deputy Clerk (3230)
Miami-Dade County Department of Planning and Zoning





Planning and Zoning
111 NW 1st Street • Suite 1210
Miami, Florida 33128-1902
T 305-375-2800

miamidade.gov

Carlos Alvarez, Mayor

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- Employee Relations
- Empowerment Trust
- Enterprise Technology Services
- Environmental Resources Management
- Fair Employment Practices
- Finance
- Fire Rescue
- General Services Administration
- Government Information Center
- Historic Preservation
- Homeless Trust
- Housing Agency
- Housing Finance Authority
- Human Services
- Independent Review Panel
- International Trade Consortium
- Juvenile Services
- Medical Examiner
- Metro-Miami Action Plan
- Metropolitan Planning Organization
- Park and Recreation
- Planning and Zoning**
- Police
- Procurement Management
- Property Appraisal
- Public Library System
- Public Works
- Safe Neighborhood Parks
- Seaport
- Solid Waste Management
- Strategic Business Management
- Team Metro
- Transit
- Task Force on Urban Economic Revitalization
- Vizcaya Museum And Gardens

October 14, 2009

Eureka Builders 184 L.L. C.
c/o Simon Ferro
Las Olas City Centre, Suite 1650
401 East Las Olas Boulevard
Fort Lauderdale, Florida 33301

Re: Hearing No. 08-1CZ14-3
Location: 18201 S.W. 112 Avenue, Miami-Dade County,
Florida

Dear Applicant:

Enclosed herewith is Resolution No. Z-25-09, adopted by the by the Board of County Commissioners which vacated the Decision of Community Zoning Appeals Board 14 and remanded the application back to the Community council for further consideration

Sincerely,

Earl Jones
Deputy Clerk

Enclosure