

RESOLUTION NO. R-2013-43

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING SUBMITTAL OF AN APPLICATION TO MIAMI-DADE COUNTY TO ANNEX INTO THE CITY AN AREA BORDERED ON THE WEST SIDE BY NORTHWEST 16TH AVENUE, ON THE EAST SIDE BY NORTHWEST 13TH AVENUE, ON THE SOUTH SIDE BY NORTHWEST 131ST STREET AND ON THE NORTH SIDE BY NORTHWEST 135TH STREET, IDENTIFIED AS THE SUNKIST GROVE ANNEXATION AREA (OTHERWISE KNOWN AS "AREA 2"); PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, policy 8.1.7 of the City of North Miami ("City") Comprehensive Plan encourages the City to actively pursue development and growth management opportunities through several mechanisms including, but not limited to the potential of annexations where necessary; and

WHEREAS, the Mayor and City Council desire to annex the subject properties bordered on the west side by Northwest 16th Avenue, on the east side by Northwest 13th Avenue, on the south side by Northwest 131st Street and on the north side by Northwest 135th Street, identified as the Sunkist Grove Annexation Area (otherwise known as "Area 2"); and

WHEREAS, Policy 1.1.10 of the City's Comprehensive Plan requires that the City conduct a study to determine the feasibility of annexing areas situated within unincorporated Miami-Dade County and which are contiguous to the City's boundaries; and

WHEREAS, on February 22, 2011, the Mayor and City Council adopted Resolution R-2011-23, authorizing the City administration to conduct an analysis and collect data to determine the feasibility of annexing the subject area; and

WHEREAS, City Administration completed its analysis on the proposed annexation and determined that the existing unincorporated enclave would be of benefit to the City, and due to its unique location (which engulfs the subject area on all four sides), it could be more efficiently served by the City as opposed to Miami-Dade County; and

WHEREAS, the proposed annexation application is keeping with the intent of Section 20-7(A)(1)(c) of the Miami-Dade County Code of Ordinances, which seeks to eliminate the

creation of such enclaves and create more cohesive, inclusive neighborhoods throughout the county; and

WHEREAS, pursuant to the requirements of Section 20-3(G) of the Miami-Dade County Code of Ordinances, the City obtained petitions representing the consent of twenty five (25) percent plus one (1) of the electors residing in the subject area; and

WHEREAS, City administration seeks authorization from the Mayor and City Council to file a formal annexation application with the Miami-Dade County Clerk, in accordance with the requirements of Section 20-3 of the Miami-Dade County Code of Ordinances; and

WHEREAS, the Mayor and City Council have reviewed the proposed annexation application and have determined that it satisfies the goals, objectives and policies of the City's Comprehensive Plan and therefore, it is in the best interest of the City to proceed with the formal annexation application with Miami-Dade County.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Approval of Submittal Annexation Application. The Mayor and City Council of the City of North Miami, Florida, hereby approve submittal of an application to Miami-Dade County to annex into the City an area bordered on the west side by Northwest 16th Avenue, on the east side by Northwest 13th Avenue, on the south side by Northwest 131st Street and on the north side by Northwest 135th Street, identified as the Sunkist Grove Annexation Area (otherwise known as "Area 2").

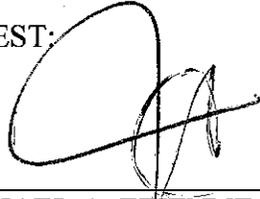
Section 2. Authorization to City Administration. The Mayor and City Council of the City of North Miami, hereby authorize City administration to take all necessary steps to file a formal annexation application with the Miami-Dade County Clerk to annex into the City, the stated Sunkist Grove Annexation Area, otherwise known as Area 2, in accordance with Miami-Dade County Code of Ordinances.

Section 3. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 23 day of April, 2013.

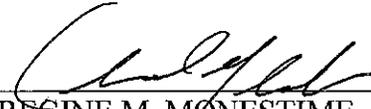

ANDRE D. PIERRE, ESQ.
MAYOR

ATTEST:



MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Councilman Galvin

Seconded by: Vice Mayor Steril

Vote:

Mayor Andre D. Pierre, Esq.	<u> x </u>	(Yes)	<u> </u>	(No)
Vice Mayor Marie Erlande Steril	<u> x </u>	(Yes)	<u> </u>	(No)
Councilperson Michael R. Blynn, Esq.	<u> x </u>	(Yes)	<u> </u>	(No)
Councilperson Scott Galvin	<u> x </u>	(Yes)	<u> </u>	(No)
Councilperson Jean R. Marcellus	<u> x </u>	(Yes)	<u> </u>	(No)

Proposed Annexation

Claude Pepper Park

NW 135TH ST

NW 134TH ST

NW 134TH ST

NW 133RD ST

**Area of Proposed
Annexation**

*Ben Franklin
Elementary
School*

NW 132ND TER

NW 132ND ST

NW 131ST ST

**Existing
North Miami
Area**

NW 129TH ST

0 250 500 1,000 1,500 Feet

