RESOLUTION NO. R-2013-99

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE SUBMITTAL OF AN APPLICATION TO MIAMI-DADE COUNTY TO ANNEX INTO THE CITY OF NORTH MIAMI AN AREA KNOWN AS THE 'NORTHEAST 149TH STREET ANNEXATION AREA', AND BORDERED ON THE NORTH-SIDE BY NORTHEAST 149TH STREET, ON THE EAST-SIDE BY NORTHEAST 11TH AVENUE (INCLUDING THOSE UNINCORPORATED PORTIONS OF NORTHEAST 11TH COURT), ON THE SOUTH-SIDE BY NORTHEAST 147TH STREET, AND ON THE WEST-SIDE BY NORTHEAST 10TH COURT; 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 area known as the '*Northeast 149th Street Annexation Area*', and bordered on the north-side by Northeast 149th Street, on the east-side by Northeast 11th Avenue (including those unincorporated portions of Northeast 11th Court), on the south-side by Northeast 147th Street, and on the west-side by Northeast 10th Court ("Subject Area"), as depicted in the attached map; 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 July 9, 2013, the Mayor and City Council adopted Resolution R-2013-85, 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 of the proposed annexation and determined that: 1) due its current isolated location, the Subject Area is essentially an unincorporated enclave engulfed by the City by more than eighty (80) percent and would be more efficiently served by the City rather than Miami-Dade County, and 2) with the area located less than one (1) mile away, the residents would benefit from its close proximity to City Hall and

most City services, as opposed to Miami-Dade County which is located twenty (20) miles away; and

WHEREAS, consistent with Miami-Dade County Code of Ordinances, formal notice of the City's intent to annex the Subject Area was published in a newspaper of general circulation, and provided to all property owners situated within the Subject Area, as well as six hundred (600) feet from the boundaries of 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 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 to Miami-Dade County.

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

Section 1. **Authorization to Submit Annexation Application.** The Mayor and City Council of the City of North Miami, hereby approve the submittal of an application to Miami-Dade County to annex into the City of North Miami an area known as the 'Northeast 149th Street Annexation Area', and bordered on the north-side by Northeast 149th Street, on the east-side by Northeast 11th Avenue (including those unincorporated portions of Northeast 11th Court), on the south-side by Northeast 147th Street, and on the west-side by Northeast 10th Court, as depicted in the attached map.

Section 2. **Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 4-1 vote of the Mayor and City Council of the City of North Miami, Florida, this 27 day of August, 2013.

Lucie Tondreau

LUCIE M. TONDREAU
MAYOR

ATTEST:

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

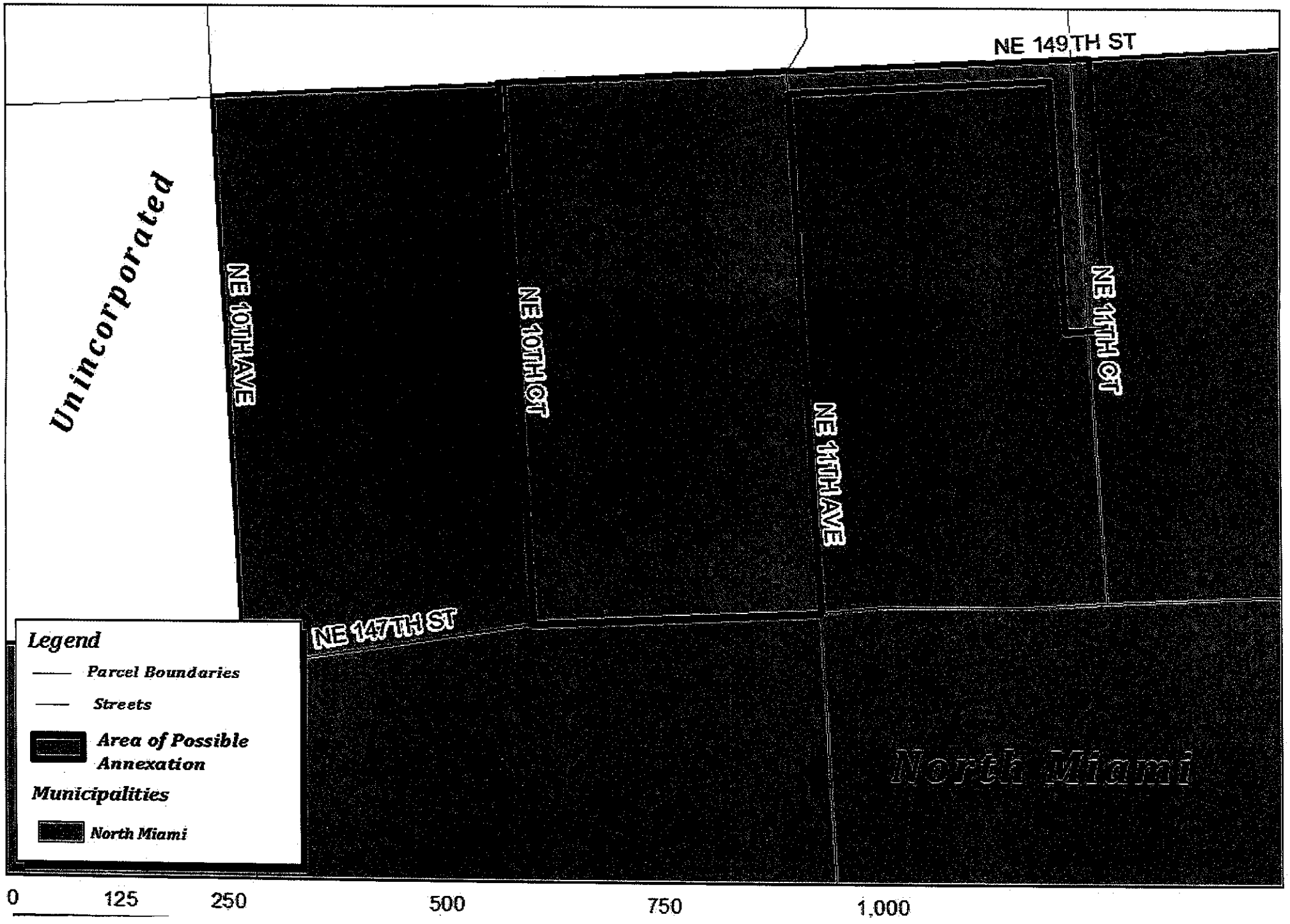
REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Vice Mayor Steril

Seconded by: Councilman Galvin

Vote:

Mayor Lucie M. Tondreau	x	(Yes)		(No)
Vice Mayor Marie Erlande Steril	x	(Yes)		(No)
Councilperson Scott Galvin		(Yes)	x	(No)
Councilperson Carol F. Keys, Esq.	x	(Yes)		(No)
Councilperson Philippe Bien-Aime	x	(Yes)		(No)

Possible Annexation: 149th Street Annexation Area