

**RESOLUTION NO. 2016-R-93**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, DESIGNATING A PORTION OF THE MEDIAN LOCATED EAST OF BISCAYNE BOULEVARD WITHIN THE VICINITY OF 2000 NE 135<sup>TH</sup> STREET AND 2600 NE 135<sup>TH</sup> STREET (APPROXIMATELY 0.6 OF A MILE IN LENGTH AS ILLUSTRATED IN THE ATTACHED MAP) AS A 'PASSIVE PARK'; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO EFFECTUATE THE DESIGNATION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.**

**WHEREAS**, the City of North Miami ("City") owns the median located east of Biscayne Boulevard within the vicinity of 2000 NE 135<sup>th</sup> Street and 2600 NE 135<sup>th</sup> Street, approximately .6 of a mile in length as illustrated in the attached map ("Subject Property"); and

**WHEREAS**, residents have communicated their desire to have the City designate and establish a 'passive park' within the Subject Property; and

**WHEREAS**, a 'passive park' or 'passive recreation area' is generally an undeveloped space that requires little or no development, to be maintained by the City for the health and well-being of the public and for the preservation of wildlife and native flora; and

**WHEREAS**, Objective 1.12 of the City Comprehensive Plan ("Comprehensive Plan"), requires the City to preserve the existing environment by encouraging open spaces, greenways, linear trails, native plants and trees in development and redevelopment projects; and

**WHEREAS**, Objective 7.2 of the Comprehensive Plan is focused on ensuring that a variety of parks, recreation, and open space facilities (such as passive green spaces) are made available to City residents; and

**WHEREAS**, the Mayor and City Council have determined that the proposed designation of a 'passive park' on the Subject Property is in the best interest of the City and advantageous to the public health, safety and welfare.

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

**Section 1. Property Designation.** The Mayor and City Council of the City of North

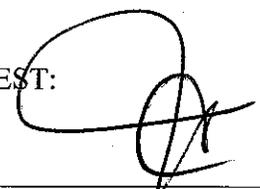
Miami, Florida, hereby designate a portion of the median located east of Biscayne Boulevard within the vicinity of 2000 NE 135<sup>th</sup> Street and 2600 NE 135<sup>th</sup> Street (approximately 0.6 of a mile in length as illustrated in the attached map) as a 'Passive Park'.

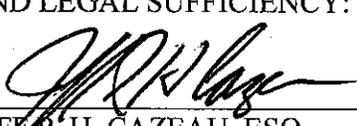
**Section 2. Authorization of the City Manager.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Manager to do all things necessary to effectuate the designation.

**Section 3. 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 13th day of September, 2016

  
\_\_\_\_\_  
DR. SMITH JOSEPH  
MAYOR

ATTEST:  
  
\_\_\_\_\_  
MICHAEL A. ETIENNE, ESQ.  
CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:  
  
\_\_\_\_\_  
JEFF P. H. CAZEAU, ESQ.  
CITY ATTORNEY

SPONSORED BY: COUNCILWOMAN CAROL KEYS

Moved by: Bien-Aime

Seconded by: Galvin

**Vote:**

Mayor Smith Joseph, D.O., Pharm. D.  
Vice Mayor Alix Desulme  
Councilman Scott Galvin  
Councilwoman Carol Keys, Esq.  
Councilman Philippe Bien-Aime

<u>X</u>	(Yes)	_____	(No)
_____	(Yes)	<u>X</u>	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)