

RESOLUTION NO. 2021-R-34

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE SITE PLAN FOR A PROPOSED 3-STORY, 119,700 SQ. FT. PUBLIC CHARTER SCHOOL, AND A 3-STORY, 24-UNIT APARTMENT BUILDING, WITH 2,400 SQ. FT. OF RETAIL SPACE ON THE 7.61 ACRE REAL PROPERTY, LOCATED AT 13855 NW 17TH AVENUE, AND SPECIFICALLY IDENTIFIED WITH MIAMI-DADE COUNTY FOLIO NUMBER: 06-2123-000-0060, IN ACCORDANCE WITH ARTICLE 2, DIVISION 7, SECTION 2-701, ARTICLE 3, DIVISION 2, SECTION 3-204 THROUGH SECTION 3-206, AND ARTICLE 3, DIVISION 3, SECTION 3-302 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, CHAPTER 29, ENTITLED “LAND DEVELOPMENT REGULATIONS”; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, on July 11, 2017, the Mayor and City Council of the City of North Miami adopted the Land Development Regulations (“LDRs”) under Chapter 29 of the City’s Code of Ordinances, in order to implement the adopted EAR-Based Amendments to the Comprehensive Plan, consistent with the requirements of section 163.3184 of the Florida Statutes; and

WHEREAS, Article 3, Division 2, Section 3-204 through 3-206 of the LDRs establish criteria for Site Plan review by the Development Review Committee (“DRC”); and

WHEREAS, Article 2, Division 7, Section 2-701 of the LDRs provide that the Mayor and Council review and approve of Site Plan applications for developments over twenty-thousand (20,000) square feet; and

WHEREAS, Lively Stone, LLC is the owner of the Subject Property, which is 331,286 sq. ft (7.6 acres) in size, located at 13855 NW 17th Avenue, and specifically identified with Miami-Dade County folio number: 06-2123-000-0060; and

WHEREAS, the subject property has a zoning designation of Planned Development (PD-3), which requires mixed used development consisting of three or more uses, one of which must be residential; and

WHEREAS, the property owner, Lively Stone, LLC authorized KIPP New Jersey (“Applicant”) to submit a Site Plan application to the Community Planning and Development

Department, requesting site plan approval for “KIPP School”, a proposed 3-story, 119,700 sq. ft. public charter school and a 3-story, 24-unit apartment building with 2,400 square feet of commercial space on the Subject Property; and

WHEREAS, the DRC reviewed the Site Plan and on March 08, 2021, found that it conforms to the requirements of LDRs and the City’s Comprehensive Plan, and thereby recommends the application for approval to the Mayor and City Council, subject to the conditions indicated in the corresponding Staff Report; and

WHEREAS, in accordance with Article 2, Division 7, Section 2-701, and Article 3, Division 2, Section 3-204 through 3-206 of the LDRs, the Mayor and City Council find that the proposed site plan application is consistent with the City’s adopted LDRs and the goals, policies and objectives of the City’s Comprehensive Plan.

WHEREAS, the Mayor and City Council have determined that the proposed site plan furthers the best interest of the City, will not adversely affect the public health, safety, and welfare, and thereby approve the Site Plan application as recommended by the DRC.

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

Section 1. Mayor and City Council Approval. The Mayor and City Council of the City of North Miami, Florida, hereby approve the site plan application, subject to the conditions indicated in the corresponding Staff Report, for “KIPP School” from applicant, KIPP New Jersey, to develop a proposed 3-story, 119,700 sq. ft. public charter school, a 3-story, 24-unit apartment building with 2,400 square feet of commercial space on the Subject Property located at 13855 NW 17th Avenue, specifically identified with Miami-Dade County folio number: 06-2123-000-0060, in accordance with Article 3, Division 2, Section 3-204 through 3-206 of the City of North Miami Code of Ordinances, Land Development Regulations.

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 23rd day of March, 2021.


PHILIPPE BIEN-AIME
MAYOR

ATTEST:



VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Keys

Seconded by: Desulme

Vote:

Mayor Philippe Bien-Aime
Councilman Scott Galvin
Councilwoman Carol Keys, Esq.
Councilwoman Mary Estimé-Irvin
Councilman Alix Desulme, Ed.D.

<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)