

RESOLUTION NO. 2009-5

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, REQUESTING THAT THE CITY OF NORTH MIAMI DEFER THEIR CONSIDERATION OF A PROPOSED ORDINANCE CREATING NEW LAND DEVELOPMENT REGULATIONS IN THE CITY OF NORTH MIAMI; FURTHER REQUESTING THAT, UPON DEFERRAL, THE VILLAGE OF NORTH MIAMI AND ITS STAFF MEET WITH THE VILLAGE OF BISCAYNE PARK TO ADDRESS QUESTIONS AND CONCERNS WHICH THE VILLAGE HAS RESULTING FROM THE PROPOSED ZONING ORDINANCE; AUTHORIZING THE VILLAGE CLERK TO TRANSMIT THIS RESOLUTION TO THE CITY OF NORTH MIAMI; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in 2007, the City of North Miami began the process of adopting a new comprehensive plan and land use map consistent with Chapter 163, Florida Statutes; and

WHEREAS, during that process, the Village of Biscayne Park informed the City of North Miami of several concerns related to the changes in the City of North Miami's Comprehensive Plan; and

WHEREAS, during that process, the City of North Miami addressed several of the Village of Biscayne Park's concerns and, through its Mayor at a Village of Biscayne Park Commission meeting, promised to work with the Village of Biscayne Park prior to the City of North Miami's adoption of land development regulations resulting from the comprehensive plan changes; and

WHEREAS, last week, the Village of Biscayne Park learned that a proposed ordinance was being considered by the City of North Miami which would adopt new land development regulations having a significant impact on the Village of Biscayne Park; and

WHEREAS, the Village of Biscayne Park did not receive any notice or communication from the City of North Miami concerning these regulations; and

WHEREAS, the Village of Biscayne Park has enjoyed a strong and mutually beneficial relationship with the City of North Miami; and

WHEREAS, the Village of Biscayne Park needs time to review the proposed land development regulations and would like to work with its neighboring city consistent with the representations and promises of cooperation made by the Mayor of the City of North Miami; and

1 as to ensure compliance with the approved future land use plan's requirement of buffering and/or
2 compatible transitions between single family neighborhoods and higher intensity uses; and

3 WHEREAS, such an opportunity will be mutually beneficial to both cities;

4 NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE
5 VILLAGE OF BISCAYNE PARK, FLORIDA, THAT:

6 Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being
7 true and correct and hereby made a specific part of this Resolution upon adoption hereof.

8 Section 2. The Village of Biscayne Park, through its Commission, respectfully requests
9 that the City of North Miami defer the consideration of its proposed ordinance creating new land
10 development regulations until the Village of Biscayne Park has an opportunity to review the
11 proposed ordinance and to meet with the City of North Miami so that North Miami may receive and
12 address any concerns from the Village of Biscayne Park, consistent with the promises made by the
13 City of North Miami. The Village would further request that the deferral be made for a minimum of
14 thirty (30) days.

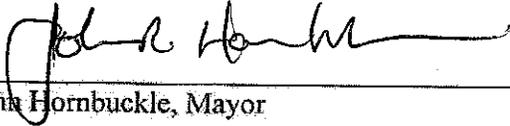
15 Section 3. The Village Clerk is hereby authorized and directed to transmit this
16 Resolution to the City of North Miami.

17 Section 4. This Resolution shall become effective upon adoption.
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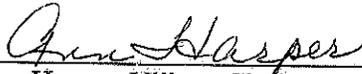
19 PASSED AND ADOPTED this 23rd day of March, 2009.

20 The foregoing resolution upon being
21 Put to a vote, the vote was as follows:

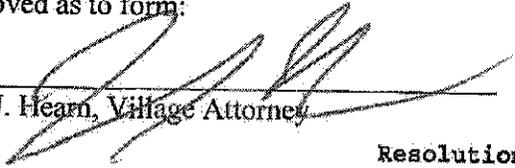
22 Mayor Hornbuckle yes
23 Vice Mayor Mallette Absent
24 Commissioner Bernard yes
25 Commission Morris yes
26 Commissioner Anderson yes

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22 
23
24 John Hornbuckle, Mayor

25 Attest:

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29 Ann Harper, Village Clerk

30 Approved as to form:

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33 
34 John J. Hearn, Village Attorney
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