



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: May 5, 2015

Subject: Resolution 2015—30 Approving the Amended Legal Description of the Proposed Annexation Area to be Incorporated into the Annexation Application

Prepared By: Heidi Siegel, AICP, Village Manager

Sponsored By: Staff

BACKGROUND

On February 4, 2014 the Village Commission approved Resolution 2014-09 which requested a boundary change to the Village of Biscayne Park to annex property bordered on the west-side by the FEC railway, on north-side by Northeast 121 Street, on the east-side by Biscayne Boulevard, on the south-side by Northeast 119 Street, except that between Northeast 16 Avenue and Biscayne Boulevard the south border shall extend to the point where Northeast 16 Avenue and Biscayne Boulevard intersect Near Northeast 116 Street in Miami-Dade County, Florida. This application was prepared by former Planning Consultants Bell David Planning Group, Inc.

On page thirteen (13) of the application a legal description of the area was provided (Attachment A). Upon recent review of the application by the Miami Dade County Office of Management and Budget Community Redevelopment and Municipal Services Division it was determined that the submitted legal description should be more descriptive. The Miami-Dade County Public Works Department has provided the amended legal description to meet the Community Redevelopment and Municipal Services Division's requirements (Attachment B). ***There are no changes to the physical boundaries of the application approved by Resolution 2014-09.***

FISCAL / BUDGET IMPACT: None. The legal description was provided to the Village at no charge. Typically there is a charge for this service by the County.

STAFF RECOMMENDATION: Staff recommends approval Resolution 2015-30.

ATTACHMENTS

- Resolution 2015-30
- Attachment A -- Original Legal Description
- Attachment B -- Amended Legal Description
- Attachment C -- Map of Proposed Annexation Area

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RESOLUTION NO. 2015-30

**A RESOLUTION OF THE VILLAGE
COMMISSION OF THE VILLAGE OF
BISCAYNE PARK, FLORIDA, APPROVING
THE AMENDED LEGAL DESCRIPTION OF
THE PROPOSED ANNEXATION AREA TO BE
INCORPORATED IN THE ANNEXATION
APPLICATION; PROVIDING FOR AN
EFFECTIVE DATE.**

WHEREAS, the Village Commission of the Village of Biscayne Park adopted Resolution 2014-09 on February 4, 2014, to initiate and request proposed boundary changes to the Village of Biscayne Park in order to annex property; and,

WHEREAS, the Village Administration has been working with representatives from Miami Dade County Office of Management and Budget Community Redevelopment and Municipal Services Division in the preparation of all required documents and applications; and,

WHEREAS, the Village was notified that the legal description of the proposed area needs to be amended and was provided a more detailed description.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA.

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

Section 2. The Village Commission of the Village of Biscayne Park approves the amended legal description of the proposed annexation area to be incorporated in the annexation application. The amended legal description is attached and incorporated by reference into this resolution as exhibit 1.

Section 3. This Resolution shall become effective upon adoption.

PASSED AND ADOPTED this ____ day of _____, 2015.

**The foregoing resolution upon being
put to a vote, the vote was as follows:**

Mayor Coviello: ____
Vice Mayor Jonas: ____
Commissioner Anderson: ____
Commissioner Ross: ____
Commissioner Watts: ____

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David Coviello, Mayor

Attest:

Maria C. Camara, Village Clerk

Approved as to form:

John J. Hearn, Village Attorney

MAP AND LEGAL DESCRIPTION

See Figures 1-3. above for location

Legal Description:

An area bordered on the West-Side by the FEC Railway, on North-Side by Northeast 121 Street, on the East-Side by Biscayne Boulevard, on the South-Side by Northeast 119 Street, except that between Northeast 16 Avenue and Biscayne Boulevard the South border shall extend to the point where Northeast 16 Avenue and Biscayne Boulevard intersect near Northeast 116 Street in Miami-Dade County, Florida.

Total Number of Acres: 43.5

**LEGAL DESCRIPTION
Biscayne Park Annexation
(2015)**

That portion of the South 1/2 of the South 1/2 of the South 1/2 of Section 29, Township 52, South Range 42 East, in Miami-Dade County, Florida which is bordered on the West by the Westerly right-of-way line of the Florida East Coast Railroad; bordered on the North by the City of North Miami along the North Line of said South 1/2 of the South 1/2 of the South 1/2 of said Section 29 (South right-of-way line of Northeast 121 Street); bordered on the East by the Easterly right-of-way line of Biscayne Boulevard; bordered on the South by the South line of said Section 29, Township 52 South, Range 42 East (approximately Northeast 119 Street), EXCLUDING therefrom that portion of the Easterly 17.00 feet of said Biscayne Boulevard lying South of the centerline of Northeast 119 Street within the corporate limits of the City of North Miami.

-AND-

That part of the NW 1/4 of the NE 1/4 of the NE 1/4 of Section 32, Township 52 South, Range 42 East, lying Northwesterly of the Easterly 17.00 feet of Biscayne Boulevard which are within the corporate limits of the City of North Miami.

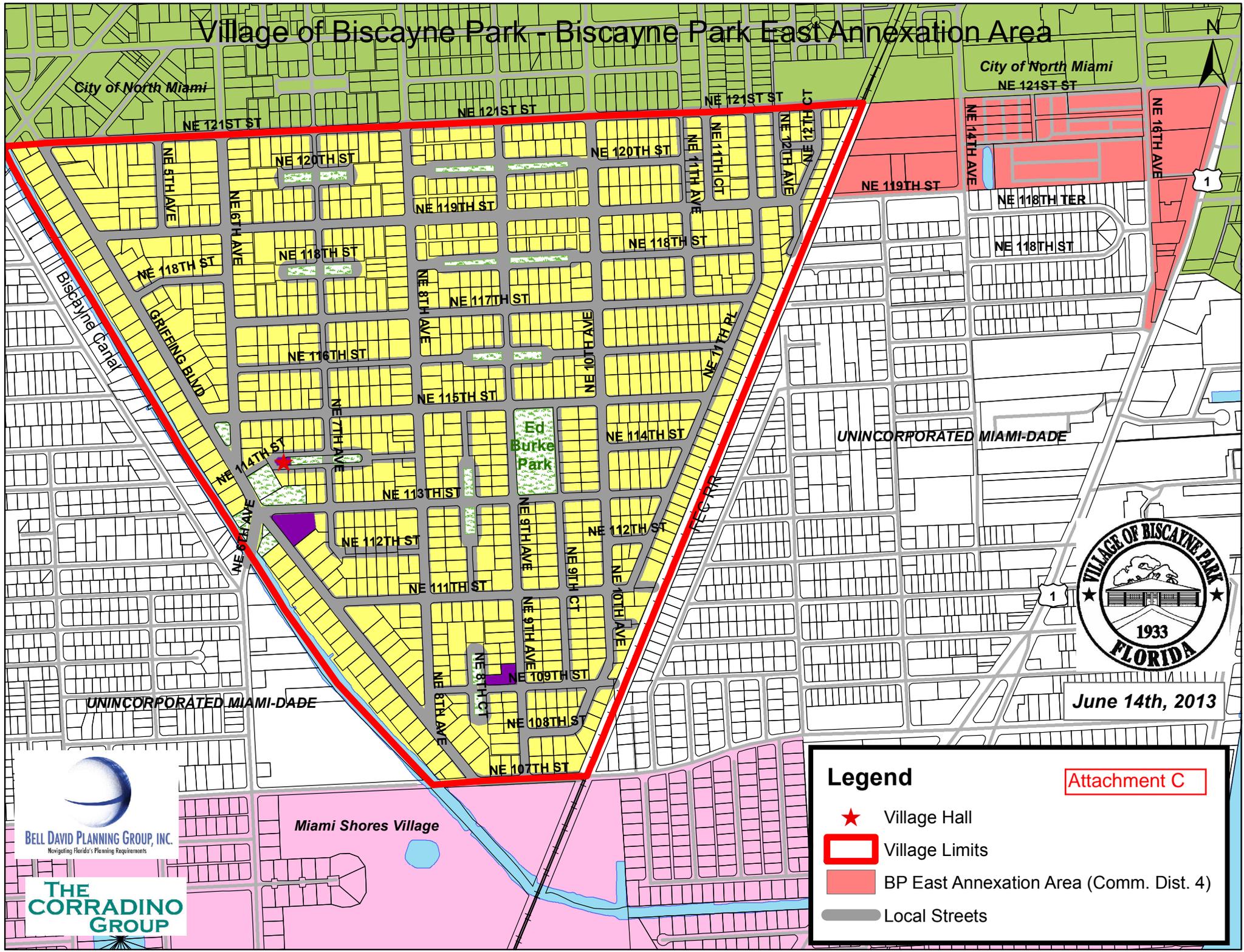
-AND-

The North 125 feet of the SW 1/4 of the NE 1/4 of the NE 1/4 of Section 32, Township 52 South, Range 42 East, lying Northwesterly of the Easterly right-of-way of Biscayne Boulevard, being North of the centerline of Northeast 117 Street.

-AND-

That part of the SE 1/4 of the NW 1/4 of the NE 1/4 of Section 32, Township 52 South, Range 42 East, lying Northwesterly of the Easterly right-of-way of Biscayne Boulevard, being North of the centerline of Northeast 116 Street and Southeasterly of the centerline of NE 16 Ave (East Dixie Highway).

Village of Biscayne Park - Biscayne Park East Annexation Area



June 14th, 2013

Legend

- ★ Village Hall
- ▭ Village Limits
- ▭ BP East Annexation Area (Comm. Dist. 4)
- ▬ Local Streets

Attachment C

BELL DAVID PLANNING GROUP, INC.
Navigating Florida's Planning Requirements

THE CORRADINO GROUP