

RESOLUTION NO. 2016 – 3672

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS RECONFIRMING ITS INTENTIONS TO CONTINUE ITS LONG STANDING EFFORTS TO SECURE A MUNICIPAL BOUNDARY CHANGE FOR THE CITY THROUGH THE ANNEXATION PROCESSES AND PROCEDURES OF MIAMI-DADE COUNTY CONSISTENT WITH ITS PREVIOUSLY FILED RESOLUTION, ORDINANCES, APPLICATIONS, AND OTHER REQUIRED DOCUMENTATION; REQUESTING THE CONSIDERATION AND APPROVAL OF THE CITY'S REQUESTED ANNEXATION BY MIAMI-DADE COUNTY AND THE BOARD OF COUNTY COMMISSIONERS; PROVIDING AUTHORIZATION TO PROPER OFFICERS AND OFFICIALS; DIRECTING THE CITY CLERK TO NOTIFY MIAMI-DADE COUNTY; EFFECTIVE DATE

WHEREAS, the City has previously filed with Miami-Dade County Resolution No. 2002-3204, Ordinance No. 900-2003, Ordinance No. 912-2004, Ordinance No. 977-2009, and Ordinance No. 991-2010 related to City's requests for annexation, copies of which are attached hereto; and,

WHEREAS, the aforesaid resolution and ordinances, along with all other applications and required documentation previously filed with the County, constitute and support the City's requested boundary change through the County's annexation processes and procedures; and,

WHEREAS, the City of Miami Springs is desirous of advising Miami-Dade County and the Board of County Commissioners of its continued long standing intention to seek and secure a municipal boundary change through annexation; and,

WHEREAS, the City of Miami Springs remains supportive and committed to the four (4) City annexation that was previously negotiated and proposed by Miami-Dade County; and,

WHEREAS, the City Council of the City of Miami Springs hereby affirms the previous acts, actions, and enactments of the City in regard to its efforts to secure annexation and further affirms its belief that annexation for the City is both proper and appropriate and in the best interest of the City and its citizens,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That the City Council of the Miami Springs hereby reconfirms its intentions to continue its long standing efforts to secure a municipal boundary change through the annexation processes and procedures of Miami-Dade County.

Section 2: That the City Council of the City of Miami Springs hereby requests consideration and approval of the City's long standing requested annexation by Miami-Dade County and the Board of County Commissioners.

Section 3: That the City Council of the City of Miami Springs hereby authorizes the proper officers and officials of the City to initiate or continue whatever acts or actions are required to secure the consideration of the City's annexation request by the Board of County Commissioners.

Section 4: That the City Council of the City of Miami Springs hereby directs the City Clerk to provide certified copies of this resolution to the Clerk of the Board of County Commissioners and to any and all other appropriate County officials.

Section 5: That the provisions of this Resolution shall be effective immediately upon adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Miami Springs, Florida, this 23rd day of May, 2016, on a motion by Councilman Bain and seconded by Councilman Petralanda.

Vice Mayor Buckner	<u>YES</u>
Councilman Best	<u>ABSENT</u>
Councilwoman Bain	<u>YES</u>
Councilman Petralanda	<u>YES</u>
Mayor Garcia	<u>YES</u>



Zavier M. Garcia, Mayor

ATTEST:



Erika Gonzalez-Santamaria, MMC, City Clerk



APPROVED AS TO LEGALITY AND FORM:



Jan K. Seiden, City Attorney

RESOLUTION NO. 2002-3204

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS NOTIFYING MIAMI-DADE COUNTY OF THE CITY'S INTEREST IN THE ANNEXATION OF CERTAIN UNINCORPORATED AREAS ADJACENT TO THE CITY; REQUESTING PARTICIPATION IN ALL FUTURE ANNEXATION PROCESSES; DIRECTING PARTICIPATION BY ALL APPROPRIATE MUNICIPAL PERSONNEL; DIRECTING TRANSMISSION OF RESOLUTION BY CITY CLERK; EFFECTIVE DATE

WHEREAS, Miami-Dade County has previously announced that it would consider the annexation of certain unincorporated areas into adjacent and neighboring municipalities under appropriate circumstances; and,

WHEREAS, the City of Miami Springs has received notification that certain areas to the west, south, and east of the City are being considered for annexation by other municipalities; and,

WHEREAS, at its Regular Meeting of October 8, 2002, the Miami-Dade County Commission deferred, for further discussion and review, any decision on the annexation of certain unincorporated areas to the west of the City by the Town of Medley and the yet to be incorporated area of Doral; and,

WHEREAS, the County Commission directed the County Administrative Staff to further review the annexation of the subject area and to secure and consider the positions of all adjacent municipalities in evaluating the feasibility and desirability of any annexation; and,

WHEREAS, at its Regular City Council Meeting of October 14, 2002, the City Council of the City of Miami Springs directed the City Administrative Staff and the City Attorney's office to initiate all appropriate investigations, inquiries, and discussions regarding the possible annexing of unincorporated areas into the City; and,

WHEREAS, the initial investigations, inquiries, and discussions in regard to the annexation of unincorporated areas adjacent to the City have been conducted; and,

WHEREAS, the City has reviewed the policies and procedures adopted and implemented by the County in annexation matters in anticipation of the City's participating in the annexation process with the County and other interested municipalities; and,

WHEREAS, the City Council of the City of Miami Springs has determined that before the City would be in a position to enact an appropriate annexation resolution or to enter into discussions with the County Staff and other interested municipalities in the annexation of the unincorporated areas adjacent to all municipalities, it is both appropriate and proper for the City to officially notify Miami-Dade County of its interest in participating in, and being considered for, the annexation of the unincorporated areas to the west, south, and east of the City:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That the City Council of the City of Miami Springs hereby officially notifies Miami-Dade County of the City's desire to participate in all appropriate processes and discussions with the County and any other interested municipality in regard to the annexation of the unincorporated areas depicted on the map attached hereto as Exhibit "A".

Section 2: That the City Council of the City of Miami Springs hereby requests that the City be included in all future discussions, negotiations, and meetings that relate to the annexation of any of the unincorporated areas depicted on Exhibit "A" attached hereto.

Section 3: That the City Council of the City of Miami Springs hereby directs all proper and appropriate City officers, officials, employees, and representatives, to participate in any and all future discussions, negotiations, and meetings regarding the annexation of any of the unincorporated areas depicted on Exhibit "A" attached hereto.

Section 4: That the City Clerk is hereby directed to forward a certified copy of this Resolution to the Clerk of the Miami-Dade County Commission for distribution to all appropriate County officials and officers.

Section 5: That this Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Miami Springs, Florida, this 12th day of November, 2002.

The motion to adopt the foregoing resolution was offered by Councilwoman Gannon, seconded by Councilman Caudle, and on roll call the following vote ensued:

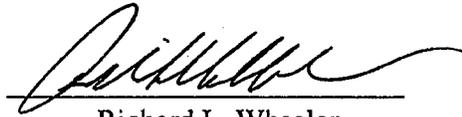
Vice Mayor Youngs
Councilman Caudle

"aye"
"aye"

Resolution No. 2002-3204

Councilwoman Fulton
Councilwoman Gannon
Mayor Wheeler

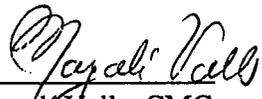
"aye"
"aye"
"aye"



Richard L. Wheeler
Mayor

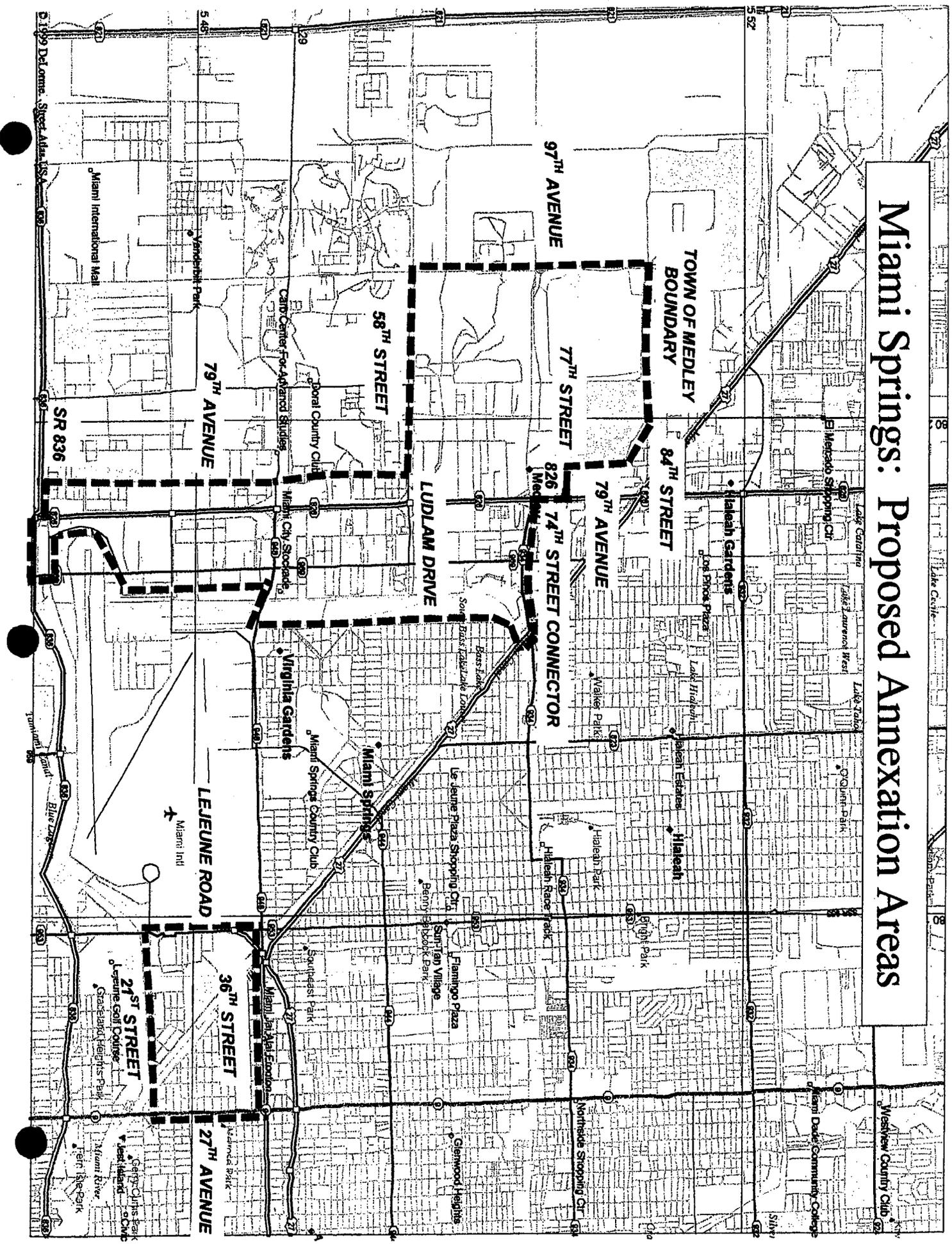
ATTEST:

APPROVED AS TO LEGALITY AND FORM:


Magali Valls, CMC
City Clerk

Jan K. Seiden
Assistant City Attorney

Miami Springs: Proposed Annexation Areas



ORDINANCE NO. 900-2003

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS; INITIATING AND REQUESTING A BOUNDARY CHANGE, BY ANNEXATION, FOR THE CITY OF MIAMI SPRINGS OF CERTAIN IDENTIFIED AND SPECIFIED CONTIGUOUS AND ADJACENT UNINCORPORATED AREAS OF MIAMI-DADE COUNTY; PROVIDING CITY OF MIAMI SPRINGS CITY COUNCIL APPROVAL; DELINEATING THE REQUESTED ANNEXATION BOUNDARY CHANGE BY MIAMI-DADE COUNTY; AUTHORIZING ALL APPROPRIATE AND CONSISTENT ACTIONS BY CITY OFFICERS, OFFICIALS, AND CITY COUNCIL MEMBERS; DIRECTIONS TO THE CITY CLERK FOR ACTIONS REQUIRED BY THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

WHEREAS, the City Council of the City of Miami Springs previously authorized and approved City Resolution No. 2002-3204 which notified Miami-Dade County of the City's interest in the annexation of certain contiguous and adjacent unincorporated areas of the county; and,

WHEREAS, the City contracted with The Corradino Group to investigate and prepare a report on the feasibility and appropriateness of the City annexing the subject contiguous and adjacent unincorporated areas of the county identified in Resolution No. 2002-3204; and,

WHEREAS, the City has received, reviewed and discussed the City of Miami Springs Annexation Report received from The Corradino Group; and,

WHEREAS, pursuant to state law, municipalities located within the boundaries of Miami-Dade County are required to comply with the annexation procedures and requirements established by Miami-Dade County; and,

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WHEREAS, Section 5.04 of the Home Rule Charter of Miami-Dade County authorizes and empowers the Board of County Commissioners of Miami-Dade County to effect boundary changes through the annexation process upon the request of a municipality; and,

WHEREAS, Section 20-3 of the Miami-Dade County Code of Ordinances specifies the procedures and requirements that must be complied with by a municipality wishing to initiate a boundary change by the annexation process with the county; and,

WHEREAS, the City Council of the City of Miami Springs has determined that it is desirous of changing its municipal boundaries by the addition of certain contiguous and adjacent unincorporated areas of the county through the utilization of the county annexation process; and,

WHEREAS, the City has attached hereto, as Exhibit "A", the legal description of those unincorporated areas of the county being sought for the proposed boundary change through the annexation process and a map, attached as Exhibit "B", which depicts and more graphically identifies the unincorporated areas of the county sought for annexation by the City; and,

WHEREAS, City of Miami Springs Charter Section 2.02 requires and mandates that any proposed annexation by the City must be authorized by ordinance; and,

WHEREAS, in the process of enactment of this ordinance, the City has complied with all city requirements for enactment and the notice and public hearing requirements mandated by Miami-Dade County Code of Ordinance Section 20-3; and,

WHEREAS, that in addition to the foregoing, the City has accomplished all threshold requirements mandated by county ordinance for the initiation of boundary change/annexation proceedings and is prepared to comply with all the requirements of Code of Ordinance Section 20-3 and all other code requirements and procedures of Miami-Dade County for annexation; and,

WHEREAS, although the City is prepared to address the fiscal impacts of its proposed

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annexation with the appropriate county officials and the Board of County Commissioners, the City believes that the proposed annexation is both proper and appropriate and consistent with the policy of Miami-Dade County to provide balance in the annexation process between those municipalities which are primarily residential and those which are predominately industrial and commercial; and,

WHEREAS, the City Council of the City of Miami Springs has determined that it is both proper and appropriate, and in the best interests of the City and its citizens, to secure the requested boundary change through the annexation process with Miami-Dade County:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That the above recitals are true and correct and are hereby incorporated herein and made a part hereof by this reference.

Section 2: That the City Council of the City of Miami Springs hereby authorizes and approves the boundary change and annexation proposed in this ordinance and the corresponding amendment of the legal description of the City contained in the Charter of the City of Miami Springs to reflect the addition of the contiguous and adjacent unincorporated areas of Miami-Dade County acquired through the annexation process which are more particularly described in the legal description and map attached hereto as Exhibits "A" and "B" respectively.

Section 3: That the City Council of the City of Miami Springs hereby requests the Board of County Commissioners of Miami-Dade County, Florida, to adopt an appropriate ordinance granting the request of the City of Miami Springs for the annexation of the contiguous and adjacent unincorporated areas of Miami-Dade County identified in Exhibits "A" and "B" attached hereto, and by so doing, authorize the amendment and enlargement of the municipal

boundaries of the City of Miami Springs.

Section 4: That the proper City officers, officials and members of the City Council are hereby authorized and directed to take such action and to execute such documentation as may be deemed necessary or desirable to effectuate the intent and mandate evidenced herein in regard to the City's annexation and boundary change request of Miami-Dade County.

Section 5: That the City Clerk is hereby authorized and directed to transmit three (3) duly certified copies of this Ordinance, including the exhibits attached hereto, together with proof of compliance of the notice requirements set forth in Miami-Dade County Ordinance Section 20-3, accompanied by all other documentation and information required by the aforesaid Miami-Dade County Code Section.

Section 6: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 7: That this Ordinance shall take effect in the manner provided by law.

PASSED AND ADOPTED by the City Council of the City of Miami Springs, Florida this 14th day of July, 2003.

The motion to adopt the foregoing ordinance was offered on second reading by Vice Mayor Elza, seconded by Councilman Pacheco, and on roll call the following vote ensued:

Vice Mayor Elza
Councilman Caudle

"aye"
"absent"

Ordinance No. 900-2003

Councilman Pacheco
Councilman Youngs
Mayor Bain

"aye"
"aye"
"aye"


Billy Bain
Mayor

ATTEST:


Megali Valls, CMC
City Clerk

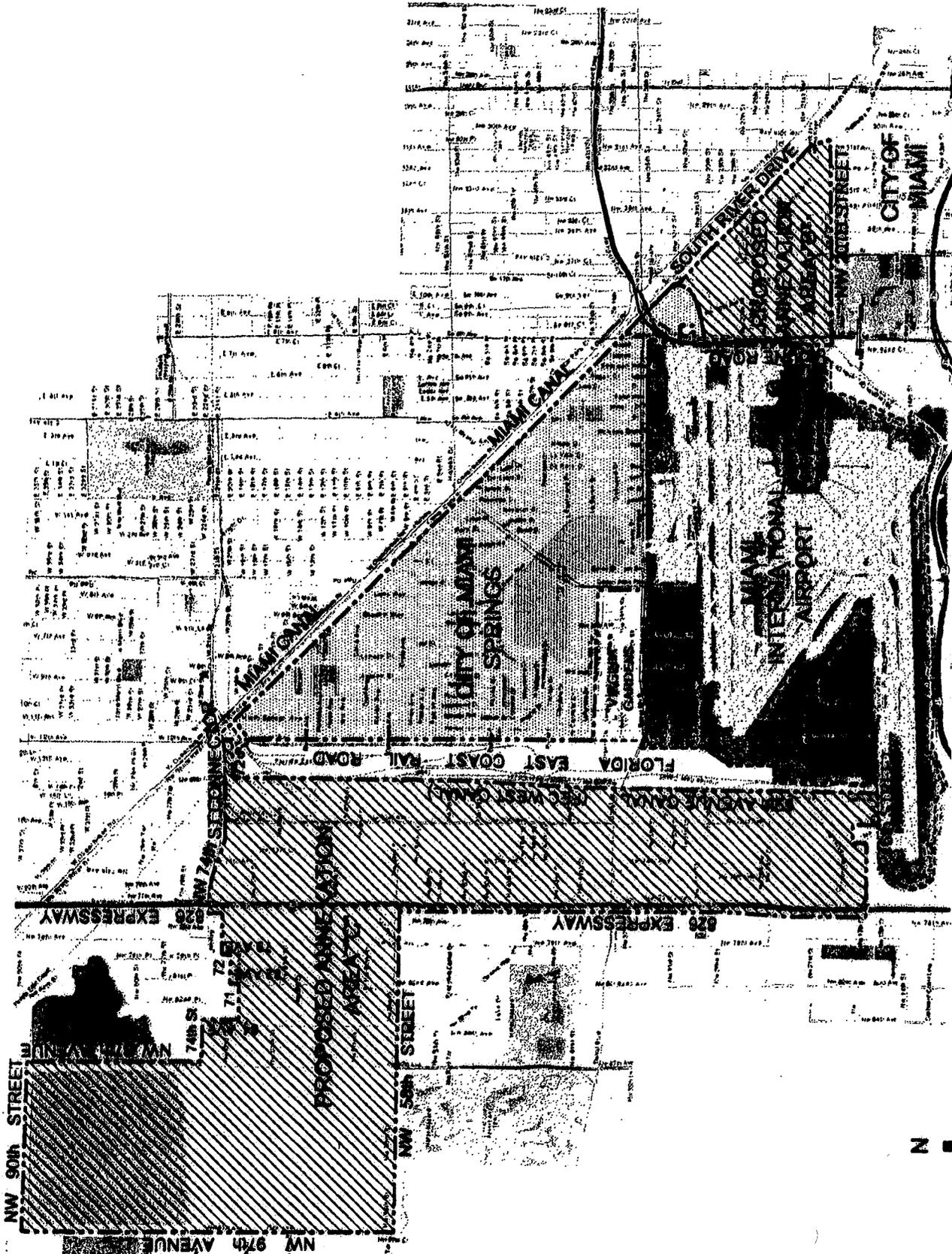
APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Jan K. Seiden, Esquire
City Attorney

1st reading: 06/23/2003
2nd reading: 07/14/2003

Words ~~stricken through~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.

Ordinance No. 900-2003



CITY OF MIAMI SPRINGS: COMPARATIVE LAYOUT
INCORPORATION OF AREAS 'B' & 'C'

ORDINANCE NO. 912-2004

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS; INITIATING AND REQUESTING A BOUNDARY CHANGE, BY ANNEXATION, FOR THE CITY OF MIAMI SPRINGS OF CERTAIN IDENTIFIED AND SPECIFIED CONTIGUOUS AND ADJACENT UNINCORPORATED AREAS OF MIAMI-DADE COUNTY; PROVIDING CITY OF MIAMI SPRINGS CITY COUNCIL APPROVAL; DELINEATING THE REQUESTED ANNEXATION BOUNDARY CHANGE BY MIAMI-DADE COUNTY; AUTHORIZING ALL APPROPRIATE AND CONSISTENT ACTIONS BY CITY OFFICERS, OFFICIALS, AND CITY COUNCIL MEMBERS; DIRECTIONS TO THE CITY CLERK FOR ACTIONS REQUIRED BY THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

WHEREAS, the City Council of the City of Miami Springs previously authorized and approved City Resolution No. 2002-3204 which notified Miami-Dade County of the City's interest in the annexation of certain contiguous and adjacent unincorporated areas of the county; and,

WHEREAS, the City contracted with The Corradino Group to investigate and prepare a report on the feasibility and appropriateness of the City annexing the subject contiguous and adjacent unincorporated areas of the county identified in Resolution No. 2002-3204; and,

WHEREAS, the City received, reviewed and discussed the City of Miami Springs Annexation Report received from The Corradino Group; and,

WHEREAS, pursuant to state law, municipalities located within the boundaries of Miami-Dade County are required to comply with the annexation procedures and requirements established by Miami-Dade County; and,

Ordinance No. 912-2004

WHEREAS, Section 5.04 of the Home Rule Charter of Miami-Dade County authorizes and empowers the Board of County Commissioners of Miami-Dade County to effect boundary changes through the annexation process upon the request of a municipality; and,

WHEREAS, Section 20-3 of the Miami-Dade County Code of Ordinances specifies the procedures and requirements that must be complied with by a municipality wishing to initiate a boundary change by the annexation process with the county; and,

WHEREAS, the City Council of the City of Miami Springs previously determined that it was desirous of changing its municipal boundaries by the addition of certain contiguous and adjacent unincorporated areas of the county through the utilization of the county annexation process by the enactment of Ordinance No. 900-2003 on July 14, 2003; and,

WHEREAS, since the enactment of Ordinance No. 900-2003, the City has determined that certain lands sought for annexation therein should no longer be annexed by the City; and,

WHEREAS, the City is also desirous of correcting certain inconsistencies and conflicts, and meeting certain requirements, raised by Miami-Dade County in its review of the City's application for annexation filed in conjunction with Ordinance No. 900-2003; and,

WHEREAS, in an effort to present the County with a more concise and accurate application, the City has determined that it is appropriate to again follow and comply with the ordinance and application processes required for the filing of a new annexation application instead of amending the presently pending application; and,

WHEREAS, the City has attached hereto, as Exhibit "A", the legal description of those unincorporated areas of the county being sought for the proposed boundary change through the annexation process and a map, attached as Exhibit "B", which depicts and more graphically

Ordinance No. 912-2004

identifies the unincorporated areas of the county sought for annexation by the City; and,

WHEREAS, City of Miami Springs Charter Section 2.02 requires and mandates that any proposed annexation by the City must be authorized by ordinance; and,

WHEREAS, in the process of enactment of this ordinance, the City has complied with all city requirements for enactment and the notice and public hearing requirements mandated by Miami-Dade County Code of Ordinance Section 20-3; and,

WHEREAS, that in addition to the foregoing, the City has accomplished all threshold requirements mandated by county ordinance for the initiation of boundary change/annexation proceedings and is prepared to comply with all the requirements of Code of Ordinance Section 20-3 and all other code requirements and procedures of Miami-Dade County for annexation; and,

WHEREAS, although the City is prepared to address the fiscal impacts of its proposed annexation with the appropriate county officials and the Board of County Commissioners, the City believes that the proposed annexation is both proper and appropriate and consistent with the policy of Miami-Dade County to provide balance in the annexation process between those municipalities which are primarily residential and those which are predominately industrial and commercial; and,

WHEREAS, the City Council of the City of Miami Springs has determined that it is both proper and appropriate, and in the best interests of the City and its citizens, to secure the requested boundary change through the annexation process with Miami-Dade County:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That the above recitals are true and correct and are hereby incorporated

Ordinance No. 912-2004

herein and made a part hereof by this reference.

Section 2: That the City Council of the City of Miami Springs hereby authorizes and approves the boundary change and annexation proposed in this ordinance and the corresponding amendment of the legal description of the City contained in the Charter of the City of Miami Springs to reflect the addition of the contiguous and adjacent unincorporated areas of Miami-Dade County acquired through the annexation process which are more particularly described in the legal description and map attached hereto as Exhibits "A" and "B" respectively.

Section 3: That the City Council of the City of Miami Springs hereby requests the Board of County Commissioners of Miami-Dade County, Florida, to adopt an appropriate ordinance granting the request of the City of Miami Springs for the annexation of the contiguous and adjacent unincorporated areas of Miami-Dade County identified in Exhibits "A" and "B" attached hereto, and by so doing, authorize the amendment and enlargement of the municipal boundaries of the City of Miami Springs.

Section 4: That the proper City officers, officials and members of the City Council are hereby authorized and directed to take such action and to execute such documentation as may be deemed necessary or desirable to effectuate the intent and mandate evidenced herein in regard to the City's annexation and boundary change request of Miami-Dade County.

Section 5: That the City Clerk is hereby authorized and directed to transmit three (3) duly certified copies of this Ordinance, including the exhibits attached hereto, together with proof of compliance of the notice requirements set forth in Miami-Dade County Ordinance Section 20-3, accompanied by all other documentation and information required by the aforesaid Miami-Dade County Code Section.

Ordinance No. 912-2004

Section 6: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 7: That this Ordinance shall take effect immediately upon adoption.

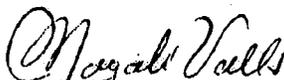
PASSED AND ADOPTED by the City Council of the City of Miami Springs, Florida this 30th day of March, 2004.

The motion to adopt the foregoing ordinance was offered on second reading by Councilman Pacheco, seconded by Councilman Youngs, and on roll call the following vote ensued:

Vice Mayor Caudle	"aye"
Councilman Elza	"absent"
Councilman Pacheco	"aye"
Councilman Youngs	"aye"
Mayor Bain	"aye"


Billy Bain
Mayor

ATTEST:


Magali Valls, CMC
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Jan K. Seiden, Esquire
City Attorney

1st reading: 03/22/2004
2nd reading: 03/30/2004

Words ~~stricken through~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.

Ordinance No. 912-2004

Exhibit A

The legal description of the parcels comprising the Proposed Annexation Areas B and C are as follows:

That Portion of Section 28, Township 53 South, Range 41 East, Less and except those portions lying Northeasterly of the Centerline of the Miami-Canal Right of Way;

Together with

The East ½ of Section 29, Township 53 South, Range 41 East, Less and except those portions lying Northeasterly of the centerline of the Miami Canal Right of Way; and less that portion of the NE ¼ of said Section 29 previously annexed by the City of Miami Springs, as described in Chapter of the City of Miami Springs Corporate Limits, Section 2.01 (B) and (C) of the Code of Ordinances.

Together with

Section 15, Township 53 South, Range 40 East, less and except the following described Property: All of Tracts 1, 15, 16, 17, 18, and 19 of "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION No 1", in Section 15, Township 53 South, Range 40 East, according to the Plat thereof, as recorded in Plat Book 2, at page 17, of the Public Records of Miami-Dade County, Florida.

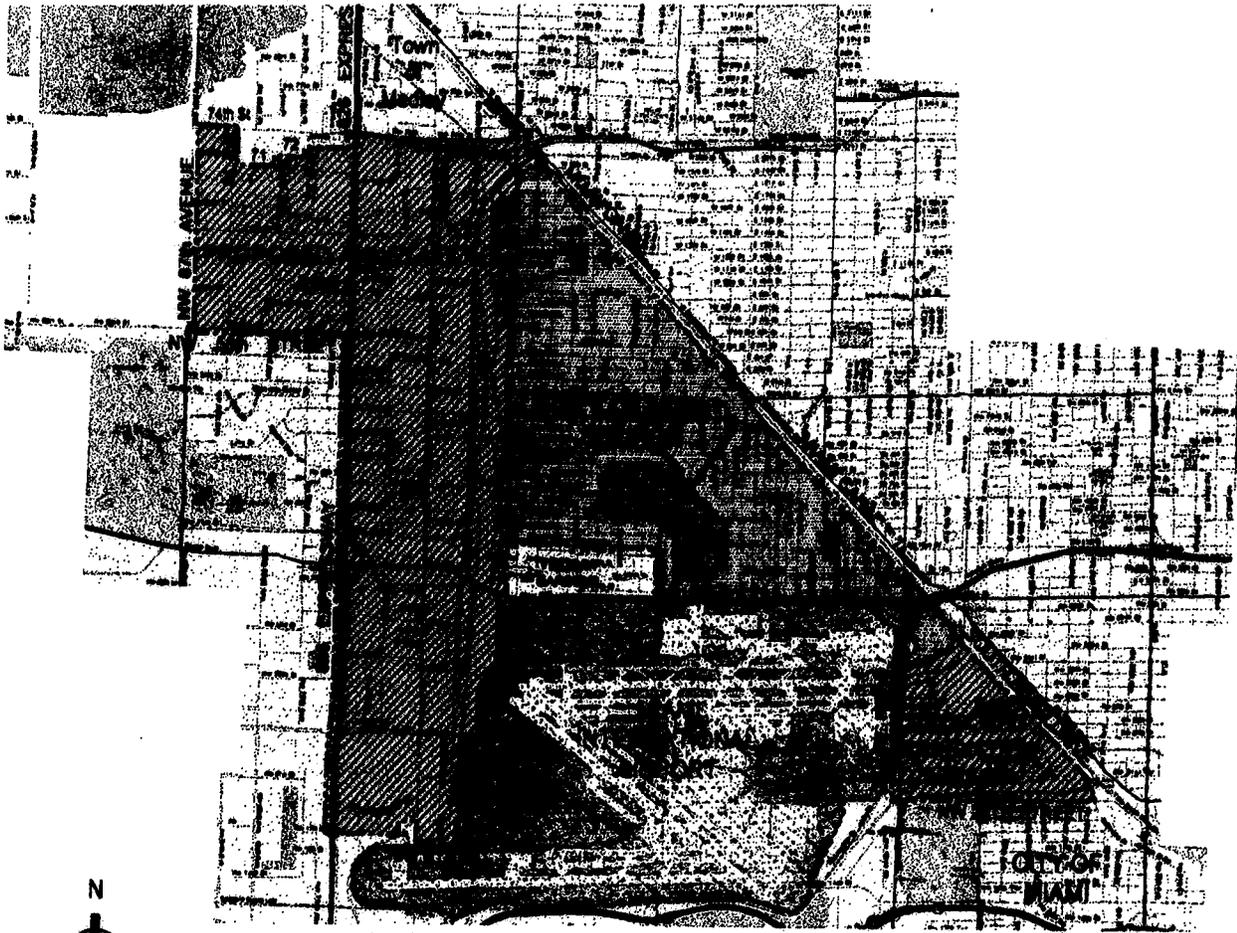
Together with

Those portions of Tracts 31 and 32 in the NW ¼ of Section 13, Township 53 South, Range 40 East, of "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION No 1", lying Southwesterly of the centerline of the Miami Canal, and Northwesterly of the centerline of the Florida East Coast Railroad Main Line; and Sections 14, 23, and 26, Township 53 South, Range 40 East, Miami-Dade County, Florida

Together with

Portions of Section 35, Township 53 South, Range 40 East, more particularly described as follows: Beginning at the Northwest corner of said Section 35; thence run S 89 degrees 50'00" along the north line of said Section 35 for 3,956.99 feet to the Western Boundary of Miami International Airport; Thence Southerly following the Western Boundary of Miami International Airport to the point that that boundary meets with NW 16th Street / Perimeter Road (the boundary of the Miami International Airport; Thence Westerly following that Airport Boundary to the Western boundary of said Section 35, inclusive of the "AIRPORT CORPORATE CENTER"; Thence N 01 degrees 25' 45" W along the West line of said Section 35 for 2,641.91 feet to the POINT OF BEGINNING.

Exhibit B



CITY OF MIAMI SPRINGS: COMPARATIVE LAYOUT
INCORPORATION OF AREAS "B" & "C"

ORDINANCE NO. 977-2009

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS; INITIATING AND REQUESTING A BOUNDARY CHANGE, BY ANNEXATION, FOR THE CITY OF MIAMI SPRINGS OF CERTAIN IDENTIFIED AND SPECIFIED CONTIGUOUS AND ADJACENT UNINCORPORATED AREAS OF MIAMI-DADE COUNTY; PROVIDING CITY OF MIAMI SPRINGS CITY COUNCIL APPROVAL; DELINEATING THE REQUESTED ANNEXATION BOUNDARY CHANGE BY MIAMI-DADE COUNTY; AUTHORIZING ALL APPROPRIATE AND CONSISTENT ACTIONS BY CITY OFFICERS, OFFICIALS, AND CITY COUNCIL MEMBERS; DIRECTIONS TO THE CITY CLERK FOR ACTIONS REQUIRED BY THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

WHEREAS, the City Council of the City of Miami Springs previously authorized and approved City Resolution No. 2002-3204 which notified Miami-Dade County of the City's interest in the annexation of certain contiguous and adjacent unincorporated areas of the county; and,

WHEREAS, at that time the City contracted with The Corradino Group to investigate and prepare a report on the feasibility and appropriateness of the City annexing the subject contiguous and adjacent unincorporated areas of the county identified in Resolution No. 2002-3204; and,

WHEREAS, the City previously received, reviewed and discussed the City of Miami Springs Annexation Report received from The Corradino Group; and,

Ordinance No. 977-2009

WHEREAS, pursuant to state law, municipalities located within the boundaries of Miami-Dade County are required to comply with the annexation procedures and requirements established by Miami-Dade County; and,

WHEREAS, Section 5.04 of the Home Rule Charter of Miami-Dade County authorizes and empowers the Board of County Commissioners of Miami-Dade County to effect boundary changes through the annexation process upon the request of a municipality; and,

WHEREAS, Section 20-3 of the Miami-Dade County Code of Ordinances specifies the procedures and requirements that must be complied with by a municipality wishing to initiate a boundary change by the annexation process with the county; and,

WHEREAS, in 2003, the City Council of the City of Miami Springs determined that it was desirous of changing its municipal boundaries by the addition of certain contiguous and adjacent unincorporated areas of the county through the utilization of the county annexation process by and through the enactment of Ordinance No. 900-2003 on July 14, 2003; and,

WHEREAS, following the enactment of Ordinance No. 900-2003, the City determined that certain lands sought for annexation therein and thereby should no longer be annexed by the City; and,

WHEREAS, at that time, the City was also desirous of correcting certain inconsistencies and conflicts, and complying with certain requirements noted by Miami-Dade County in its review of the City's application for annexation filed in conjunction with Ordinance No. 900-2003; and,

Ordinance No. 977-2009

WHEREAS, in an effort to present the County with a more concise and accurate application, the City determined that it was then appropriate to again follow, and comply with, the ordinance and application processes required for the filing of a new annexation application instead of amending the presently pending application; and,

WHEREAS, the City attached thereto, as Exhibit "A", the legal description of those unincorporated areas of the county being sought for the proposed boundary change through the annexation process and a map, attached as Exhibit "B", which depicted and more graphically identified the unincorporated areas of the county sought for annexation by the City; and,

WHEREAS, City of Miami Springs Charter Section 2.02 requires and mandates that any proposed annexation by the City must be authorized by ordinance; and,

WHEREAS, in the process of enactment of ordinance No. 912-2004, the City complied with all city requirements for enactment and the notice and public hearing requirements mandated by Miami-Dade County Code of Ordinance Section 20-3; and,

WHEREAS, that in addition to the foregoing, the City previously accomplished all threshold requirements mandated by county ordinance for the initiation of boundary change/annexation proceedings and was prepared to comply with all the requirements of Code of Ordinance Section 20-3 and all other code requirements and procedures of Miami-Dade County for annexation; and,

Ordinance No. 977-2009

WHEREAS, the City was prepared to address the fiscal impacts of its proposed annexation with the appropriate county officials and the Board of County Commissioners and believed that the proposed annexation was both proper and appropriate and consistent with the policy of Miami-Dade County to provide balance in the annexation process between those municipalities which are primarily residential and those which are predominantly industrial and commercial; and,

WHEREAS, the City Council of the City of Miami Springs determined that it was both proper and appropriate, and in the best interests of the City and its citizens, to secure the requested boundary change through the annexation process with Miami-Dade County by the enactment of City ordinance No. 912-2004; and,

WHEREAS, since the enactment of ordinance No. 912-2004, the City participated in County mandated conferences with the Village of Virginia Gardens, Town of Medley and City of Doral in an effort to secure joint approval of the annexation boundary lines for each of the four cities; and,

WHEREAS, following many conferences, meetings, discussions, and an "ex parte session" with county officials, the four (4) cities were finally able to agree on the annexation boundary lines to be provided to the County; and,

WHEREAS, it was mutually agreed by the four (4) cities and the county, that each city would only be required to file amended annexation applications instead of starting the process from the beginning; and,

Ordinance No. 977-2009

WHEREAS, the city re-hired The Corradino Group to update its annexation report previously provided to the city and to amend the city's pending annexation application with the county; and,

WHEREAS, the City Council continued to conduct discussion and debate on annexation at its City Council meetings, conducted a Special Meeting for the purpose of presenting the updated annexation report by The Corradino Group, and called a Special City Election for citizens to vote on the pending annexation (copies of the ballot question and diagram of the proposed annexation area are attached hereto for reference); and,

WHEREAS, the City Council adopted Resolution No. 2009-3437 on March 16, 2009, which supported the pending annexation by the City and the citizens of Miami Springs authorized and approved the City's proposed annexation by a margin of 76.09% for and 23.91% against (a copy of the ballot tabulation sheet is attached hereto for reference) at the city's Special Election of April 7, 2009; and,

WHEREAS, in light of all the foregoing acts and actions taken by the city in the investigation of annexation, the currently updated city annexation report and amended annexation application, City Resolution No. 2009-3437 supporting annexation and the mandate of the voters in support of annexation secured at the Special City Election of April 7, 2009, the City Council has determined, that is both proper and appropriate and in the best interests of the City and its citizens, to enact this ordinance to comply with the City Charter and the annexation procedures of Miami-Dade County, and to secure the requested boundary change through the annexation process with Miami-Dade County:

Ordinance No. 977-2009

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF MIAMI SPRINGS, FLORIDA:**

Section 1: That the above recitals are true and correct and are hereby incorporated herein and made a part hereof by this reference.

Section 2: That the City Council of the City of Miami Springs hereby authorizes and approves the boundary change and annexation proposed in this ordinance and the corresponding amendment of the legal description of the City contained in the Charter of the City of Miami Springs to reflect the addition of the contiguous and adjacent unincorporated areas of Miami-Dade County acquired through the annexation process which are more particularly described in the legal description and map attached hereto as Exhibits "A" and "B" respectively.

Section 3: That the City Council of the City of Miami Springs hereby requests the Board of County Commissioners of Miami-Dade County, Florida, to adopt an appropriate ordinance granting the request of the City of Miami Springs for the annexation of the contiguous and adjacent unincorporated areas of Miami-Dade County identified in Exhibits "A" and "B" attached hereto, and by so doing, authorize the amendment and enlargement of the municipal boundaries of the City of Miami Springs.

Section 4: That the proper City officers, officials and members of the City Council are hereby authorized and directed to take such action and to execute such documentation as may be deemed necessary or desirable to effectuate the intent and mandate evidenced herein in regard to the City's annexation and boundary change request of Miami-Dade County.

Ordinance No. 977-2009

Section 5: That the City Clerk is hereby authorized and directed to transmit three (3) duly certified copies of this Ordinance, including the exhibits attached hereto, together with proof of compliance of the notice requirements set forth in Miami-Dade County Ordinance Section 20-3, accompanied by all other documentation and information required by the aforesaid Code Section to Miami-Dade County.

Section 6: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 7: That this Ordinance shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Miami Springs, Florida this 11th day of May, 2009.

The motion to adopt the foregoing ordinance was offered on second reading by VICE MAYOR BEST , seconded by COUNCIL WOMAN ATOR , and on roll call the following vote ensued:

Vice Mayor Best
Councilman Espino

"aye"
"aye"

Ordinance No. 977-2009

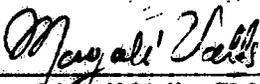
Councilman Lob
Councilwoman Ator
Mayor Bain

"aye"
"aye"
"aye"


Billy Bain
Mayor



ATTEST:


Magali Valls, CMC
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY


Jan K. Seiden, Esquire
City Attorney

First reading: 04/22/2009
Second reading: 05/11/2009

Words ~~stricken through~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.

Ordinance No. 977-2009



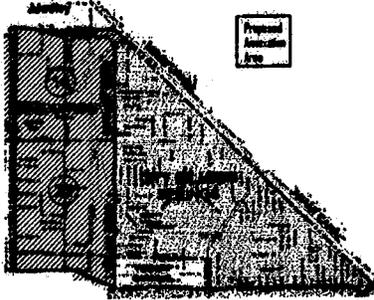
City of Miami Springs

ANNEXATION: WHAT YOU NEED TO KNOW

April, 2009

Mayor Billy Bain
Councilman Bob Best
Councilman Paul Dotson

Councilman Xavier Garcia
Councilman Rob Youngs
City Manager James R. Borgmann



At the April 7th municipal election, or by absentee ballot or early voting, Miami Springs voters will be deciding important questions regarding annexation. This fact sheet has been prepared to acquaint our residents with the key facts of this significant opportunity. An expanded version of this information may be viewed at www.miamisprings-fl.gov.

The map to the left shows the 2.11 square mile area under consideration. It includes all land north of NW 36th Street on the south, to NW 74th Street on the north (except for certain small "out parcel" areas), to Ludlum Drive on the east, and to the service road parallel to the Palmetto Expressway on the west.

YOUR CITY COUNCIL HAS VOTED TO URGE YOU TO VOTE "YES" ON THIS OPPORTUNITY!

- ✓ This property is currently zoned industrial and commercial by Miami-Dade County. Miami Springs intends to maintain this zoning until this area can be included in the Miami Springs Comprehensive Plan. There are no residential properties in this area.
- ✓ This area will be annexed by some city, either Doral, Medley, Virginia Gardens or Miami Springs. These cities have all agreed that they will not object to the annexation of this area by Miami Springs.
- ✓ This is a chance for Miami Springs to:
 - Secure much needed additional revenue without increasing millage rates.
 - Achieve agreement with the County on the control of zoning, land use and code enforcement under the County's "Terminal Ordinance" in this area. (Although the County will retain zoning and land use authority so long as a terminal "use" exists in the area.)
 - Achieve a more balanced commercial/residential tax base ratio, ensuring the financial viability of our City into the future. This annexation will improve our assessed tax base ratio to approximately 50% commercial in comparison to 90% residential today.
 - Achieve the ability to lower taxes by up to 3.2 mils and increase the quality of services for current and future tax payers.
- ✓ The proposed annexation will produce (according to our consultant using 2006 County records and our current millage rate) net surplus taxes of approximately \$3.2 million after providing City services such as Police, Street Maintenance, Drainage, Building Inspection, Planning and Zoning.
- ✓ If property tax revenues decrease due to economic conditions, the City believes there will still be a substantial net revenue gain to the City.
- ✓ The City will not be assuming any responsibility or incurring any financial liability for cleanup costs for any of the County designated 27 hazardous waste sites in this area, or any new sites in the future. According to State and Federal law, the cleanup costs are the responsibility of the property owners, site operators, site contributors, or site transporters and is administered and controlled by the County Department of Environmental Resource Management (DERM) and the Federal Environmental Protection Agency (EPA).

Following voter approval, an interlocal agreement with the County will need to be approved by the City Council in order to finalize annexation.



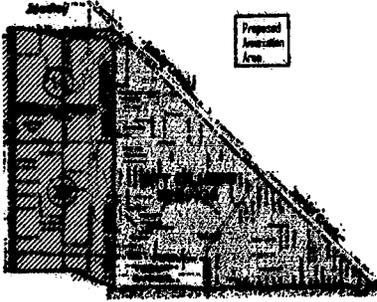
Ciudad de Miami Springs

ANEXION: LO QUE NECESITA SABER

Abril del 2009

Alcalde Billy Bain
Concejal Bob Best
Concejal Paul Dotson

Concejal Xavier Garcia
Concejal Rob Youngs
Administrador de la Ciudad James R. Borgmann



En la Elección Municipal del 7 de abril, o por medio de la boleta de ausente o por votación anticipada, los electores de Miami Springs tomarán decisiones sobre preguntas importantes respecto a la anexión. Esta hoja de datos ha sido preparada para familiarizar a nuestros residentes con los puntos más sobresalientes de esta oportunidad tan significativa. Se puede encontrar una versión más completa de esta información en www.miamisprings-fl.gov.

El mapa a la izquierda presenta el área que se va a considerar de 2.11 millas cuadradas. Incluye toda la zona al norte de la calle 36 del NW por el sur, hasta la calle 74 del noroeste por el norte, (excepto por unas pequeñas "parcelas externas"), hasta Ludlam Drive por el este, y hasta la vía de servicio paralela a la autopista del Palmetto por el oeste.

EL CONCEJO MUNICIPAL VOTO Y LOS EXHORTA A QUE VOTEN "SI" EN ESTA OPORTUNIDAD!

- ✓ En la actualidad, esta propiedad está considerada como zona industrial y comercial por el Condado de Miami-Dade. Miami Springs tiene la intención de mantener esta zonificación hasta que esta área esté incluida en el Plan General de Miami Springs. No hay propiedades residenciales en esta área.
- ✓ El área será anexada por alguna ciudad, que puede ser Doral, Medley, Virginia Gardens o Miami Springs. Todas estas ciudades han acordado no oponerse a la anexión de esta área por Miami Springs.
- ✓ Esta es una oportunidad para Miami Springs de:
 - Asegurar ingresos adicionales de los cuales estamos muy necesitados, sin subir la tasa de amillaramiento.
 - Llegar a un acuerdo con el Condado sobre el control de la zonificación, el uso de los terrenos y la aplicación del código bajo la "Ordenanza Terminal" del Condado en esta área. (A pesar de que el Condado retendrá la autoridad sobre la zonificación y el uso de los terrenos hasta que el "uso" terminal exista en el área).
 - Lograr una tasa de impuestos comercial/residencial más equilibrada, asegurando la viabilidad financiera de nuestra Ciudad para el futuro. Esta anexión mejorará la tasa básica de impuestos de amillaramiento hasta aproximadamente un 50% comercial en comparación con el 90% residencial actual.
 - Tener la habilidad de rebajar los impuestos hasta un amillaramiento de 3.2 e incrementar la calidad de servicios para los actuales y futuros pagadores de impuestos.
- ✓ La anexión propuesta producirá (de acuerdo con nuestro asesor y utilizando los datos del Condado del 2008 y nuestra tasa de amillaramiento actual) un superávit neto de aproximadamente \$3.2 millones en los impuestos después de que la Ciudad provea servicios tales como Policía, Mantenimiento y Drenaje de las Calles, Inspección de Edificios y Zonificación y Planeamiento.
- ✓ Si los ingresos de los impuestos de la propiedad disminuyen debido a las condiciones económicas, la Ciudad estima que todavía quedaría una ganancia substancial neta para la Ciudad.
- ✓ La Ciudad no asumirá ninguna responsabilidad ni incurrirá en ninguna obligación financiera por los gastos de limpieza de ninguno de los 27 sitios existentes designados por el Condado como áreas de materiales de desechos peligrosos en esta área, o ningún nuevo sitio en el futuro. De acuerdo con las leyes estatales y federales, los costos de limpieza recaen sobre los dueños de la propiedad, los operadores del lugar, los que llevan desechos a ese lugar, o los transportadores a ese lugar, y es legislada y controlada por el Departamento de Administración de Recursos Ambientales del Condado (DERM) y la Agencia Federal de Protección Ambiental (EPA).

Después de la aprobación de los electores, se necesitará que un Acuerdo Interlocal con el Condado sea aprobado por el Concejo Municipal para completar la anexión.

SUMMARY REPT-GROUP DETAIL

OFFICIAL MUNICIPAL ELECTION
 MIAMI SPRINGS, FLORIDA
 APRIL 7, 2009

OFFICIAL RESULTS

RUN DATE:04/09/09 01:41 PM

REPORT-EL45A PAGE 001

	TOTAL VOTES	%	ED OSS	ED IVO	ABSENTEE	EV OSS	EV IVO
PRECINCTS COUNTED (OF 4)	4	100.00					
REGISTERED VOTERS - TOTAL	8,122						
BALLOTS CAST - TOTAL	2,420		1,195	2	540	682	1
VOTER TURNOUT - TOTAL		29.80					
MAYOR CITY:MIAMI SPRINGS							
(Vote for) 1							
Billy Bain	1,473	61.30	735	1	289	447	1
Paul C. Dotson	930	38.70	449	1	245	235	0
Total	2,403		1,184	2	534	682	1
Over Votes	1		0	0	1	0	0
Under Votes	16		11	0	5	0	0
CITY COUNCIL - GROUP I CITY:MIAMI SPRINGS							
(Vote for) 1							
Bob Best	1,381	58.37	677	1	285	417	1
Jim Llewellyn	985	41.63	495	1	235	254	0
Total	2,366		1,172	2	520	671	1
Over Votes	0		0	0	0	0	0
Under Votes	54		23	0	20	11	0
CITY COUNCIL - GROUP II CITY:MIAMI SPRINGS							
(Vote for) 1							
Dan Espino	1,448	62.07	742	1	313	391	1
Todd Stiff	885	37.93	409	0	203	273	0
Total	2,333		1,151	1	516	664	1
Over Votes	1		0	0	1	0	0
Under Votes	86		44	1	23	18	0
CITY COUNCIL - GROUP III CITY:MIAMI SPRINGS							
(Vote for) 1							
Mel P. Johnson	553	23.65	234	1	182	136	0
George V. Lob	1,166	49.87	613	1	178	373	1
Fernando J. "Fred" Suco	619	26.48	310	0	155	154	0
Total	2,338		1,157	2	515	663	1
Over Votes	2		0	0	2	0	0
Under Votes	80		38	0	23	19	0
CITY COUNCIL - GROUP IV CITY:MIAMI SPRINGS							
(Vote for) 1							
Jennifer Ator	1,289	55.92	612	1	261	414	1
Peter G. Newman	1,016	44.08	527	1	249	239	0
Total	2,305		1,139	2	510	653	1
Over Votes	0		0	0	0	0	0
Under Votes	115		56	0	30	29	0
Amend1 CITY:MIAMI SPRINGS							
(Vote for) 1							
YES/SI	1,502	64.49	702	1	383	416	0
NO/NO	827	35.51	438	1	142	245	1
Total	2,329		1,140	2	525	661	1
Over Votes	4		0	0	4	0	0
Under Votes	87		55	0	11	21	0

SUMMARY REPT-GROUP DETAIL

OFFICIAL MUNICIPAL ELECTION
 MIAMI SPRINGS, FLORIDA
 APRIL 7, 2009

OFFICIAL RESULTS

RUN DATE:04/09/09 01:41 PM

REPORT-EL45A

PAGE 002

	TOTAL VOTES	x	ED OSS	ED IVO	ABSENTEE	EV OSS	EV IVO
Question1 CITY:MIAMI SPRINGS							
(Vote for) 1							
YES/SI	1,779	76.09	890	1	346	541	1
NO/NO.	559	23.91	274	1	167	117	0
Total	2,338		1,164	2	513	658	1
Over Votes	1		0	0	1	0	0
Under Votes	81		31	0	26	24	0

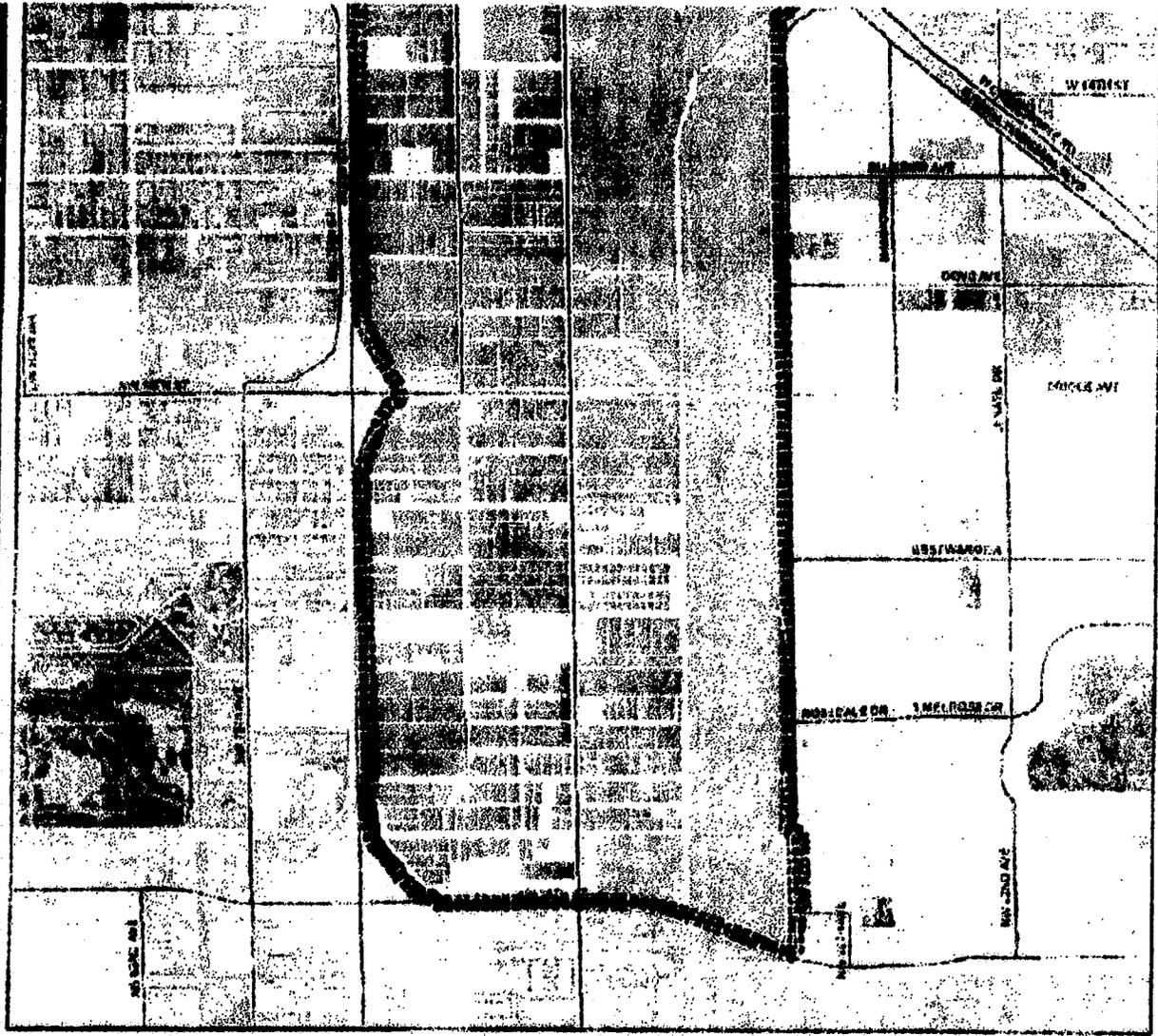
Legal Description

A portion of sections 11, 12, 13, 14, 23, 24 and 26, lying in township 53 south, range 40 east, all lying and being in Miami-Dade County, Florida, as it is more particularly described to wit;

Begin at the northeast corner of section 26, township 53 south, range 40 east; thence southerly along the east line of said section 26 to a point, said point being the intersection of the centerline of NW 36 Street (state road 948) as shown on Florida Department of Transportation right-of-way map section 87220-2506 and the east line of said section 26; thence westerly along the centerline of NW 36 Street (state road 948) as shown on Florida Department of Transportation right-of-way map section 87220-2506 to the intersection of the southerly extension of the easterly limited access right-of-way line of state road 826 (Palmetto Expressway) as shown on Florida Department of Transportation right-of-way map section 87260-2516; thence northerly along the easterly limited access right-of-way line of state road 826 (Palmetto Expressway) as shown on Florida Department of Transportation right-of-way map sections 87260-2516 and 87260-2517 to the intersection of the north line of section 23, township 53 south, range 40 east and the northerly extension of the easterly limited access right-of-way line of state road 826 (Palmetto Expressway) as shown on Florida Department of Transportation right-of-way map section 87260-2517; thence easterly along the south line of said section 23 to a point, said point being the intersection of the southerly extension of the easterly limited access right-of-way line of state road 826 (Palmetto Expressway) as shown on Florida Department of Transportation right-of-way map section 87260-2517 and the south line of said section 23, thence continue northerly along the easterly limited access right-of-way line of state road 826 (Palmetto Expressway) as shown on Florida Department of Transportation right-of-way map sections 87260-2517 and 87260-2518 to a point, said point being the southerly right-of-way line of state road 934 (Hialeah Expressway) as shown on Florida Department of Transportation right-of-way map section 87080-2515; thence easterly along the southerly right-of-way line of state road 934 (Hialeah Expressway) as shown on Florida Department of Transportation right-of-way map section 87080-2515 to a point, said point being the intersection of the centerline of NW 74 Avenue and the easterly extension on the southerly right-of-way line of state road 934 (Hialeah Expressway) as shown on Florida Department of Transportation right-of-way map section 87080-2515; thence northerly along the centerline of NW 74 Avenue to a point of intersection with the westerly extension of the southerly right-of-way line of state road 934 (Hialeah Expressway) as shown on Florida Department of Transportation right-of-way map section 87080-2515; thence continue easterly along the southerly right-of-way line of state road 934 (Hialeah Expressway) as shown on Florida Department of Transportation right-of-way map section 87080-2515 to a point, said point being the intersection of the west line of the NE $\frac{1}{4}$ of section 14, township 53 south, range 40 east and the easterly extension of the southerly right-of-way line of state road 934 (Hialeah Expressway) as shown on Florida Department of Transportation right-of-way map section 87080-2515, thence northerly along the west line of the NE $\frac{1}{4}$ of said section 14, also being the centerline of state road 969 (NW 72 Avenue) to a point of intersection with the easterly extension of the southerly right-of-way line of NW 74 Street as shown on Florida Department of Transportation right-of-way map section 87080-2515, thence easterly along the southerly right-of-way line of NW 74 Street and NW 74 Street extension, said right-of-way line also being 40.00 feet south of and parallel to the north line of the NE $\frac{1}{4}$ of section 14, township 53 south, range 40 east, to a point on the west line of the NW $\frac{1}{4}$ of section 13, township 53 south, range 40 east; thence continue easterly along a line 40.00 feet south of and parallel to the north line of the NW $\frac{1}{4}$ of said section 13 to a point, said point being on the easterly right-of-way line of Royal Poinciana Boulevard; thence southeasterly along the easterly right-of-way line of Royal Poinciana Boulevard to a point, said point being the intersection of the centerline of the Florida East Coast Railroad and the easterly right-of-way line of Royal Poinciana Boulevard; thence southwesterly along the centerline of the Florida East Coast Railroad, also being the northern city limits of the City of Miami Springs, to a point, said point being on a line 50.00 feet west of and parallel to the west line

of section 13, township 53 south, range 40 east and the western city limits of the City of Miami Springs; thence southerly along a line 50.00 feet west of and parallel to west line of sections 13 and 24, township 53 south, range 40 east, to a point, said point being on the south line of the SE ¼ of section 23, township 53 south, range 40 east; thence easterly along the south line of the SE ¼ of said section 23 to the Point of Beginning.

Containing 1,352 acres more or less.



SINGLE FAMILY
 PLANNED RESIDENTIAL (HIGH, MEDIUM)
 COMMERCIAL, SHOPPING CENTERS, STATUES
 CITY
 OFFICE TOWER
 INDUSTRIAL EXTRACTIVE
 PUBLIC
 AMUSEMENT, PUBLIC
 COMMUNICATIONS, UTILITIES, RECORDS

STREET'S ADJACENT EXPRESSIONS RAMP
 STREET'S EXPRESSIONS RAMP
 WATER CONSERVATION AREAS
 CANALS & BARRIERS
 CANALS FOR IRRIGATION PRIVATELY OWNED
 CANALS & BARRIERS
 INLAND WATERS
 TRANSFER POINTS
 WATERSHEDS

MARCH 1969

Planning Section

DEPARTMENT OF PLANNING & ZONING
 PLANNING RESEARCH SECTION

ORDINANCE NO. 991-2010

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS; AUTHORIZING THE FURTHER AMENDMENT OF ITS ANNEXATION APPLICATION NOW PENDING BEFORE MIAMI-DADE COUNTY; DELETING THE FLORIDA EAST COAST RAILROAD RAILYARD PROPERTY FROM THE CITY'S ANNEXATION APPLICATION; ATTACHING AN AMENDED LEGAL DESCRIPTION FOR THE CITY'S ANNEXATION APPLICATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

WHEREAS, the City Council of the City of Miami Springs previously passed and adopted Ordinance No. 977-2009 on May 11, 2009, which was titled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS; INITIATING AND REQUESTING A BOUNDARY CHANGE, BY ANNEXATION, FOR THE CITY OF MIAMI SPRINGS OF CERTAIN IDENTIFIED AND SPECIFIED CONTIGUOUS AND ADJACENT UNINCORPORATED AREAS OF MIAMI-DADE COUNTY; PROVIDING CITY OF MIAMI SPRINGS CITY COUNCIL APPROVAL; DELINEATING THE REQUESTED ANNEXATION BOUNDARY CHANGE BY MIAMI-DADE COUNTY; AUTHORIZING ALL APPROPRIATE AND CONSISTENT ACTIONS BY CITY OFFICERS, OFFICIALS AND CITY COUNCIL MEMBERS; DIRECTIONS TO THE CITY CLERK FOR ACTIONS REQUIRED BY THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE."

and,

WHEREAS, the aforesaid Ordinance authorized the filing of the City's amended annexation application with Miami-Dade County; and,

WHEREAS, since the filing of the City's amended annexation application, the City, in consultation with the Florida East Coast Railroad, has determined that the City's annexation application should no longer include the railroad railyard adjacent to the western boundary of the City; and,

WHEREAS, the Miami-Dade County Office of Strategic Business Management has advised that official City action is required in order to delete the railyard property from the City's pending annexation application; and,

WHEREAS, the City Council of the City of Miami Springs has determined that it is in the best interests of the City and its citizens to enact this ordinance authorizing the further amendment of the City's pending annexation application with Miami-Dade County by deleting the Florida East Coast Railroad railyard property from legal description of the property to be annexed by the City:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That the City Council of the City of Miami Springs hereby authorizes and approves the further amendment of the City's application for annexation now pending before Miami-Dade County.

Section 2: That the City Council of the City of Miami Springs hereby authorizes and approves the deletion of the Florida East Coast Railroad railyard property, adjacent to the western boundary of the City, from the City's application for annexation now pending before Miami-Dade County.

Section 3: That attached hereto, and by this reference made a part hereof, is the amended legal description for the City's annexation application now pending before Miami-Dade County.

Section 4: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 5: That the provisions of this Ordinance shall be effective immediately upon adoption by the City Council.

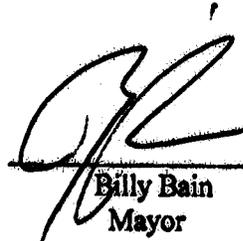
PASSED AND ADOPTED by the City Council of the City of Miami Springs,
Florida this 12th day of July, 2010.

The motion to adopt the foregoing ordinance was offered on second reading by Councilman Espino, seconded by Vice Mayor Lob, and on roll call the following vote ensued:

Vice Mayor Lob	"aye"
Councilman Best	"aye"

Councilman Espino
Councilwoman Ator
Mayor Bain

"aye"
"aye"
"aye"



Billy Bain
Mayor



ATTEST:


Maribel Valls, CMC
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY



Jan K. Seiden, Esquire
City Attorney

First reading: 06/28/2010
Second reading: 07/12/2010

Words ~~stricken through~~ shall be deleted. Underscored words constitute the amendment proposed.
Words remaining are now in effect and remain unchanged.

Proposed Annexation Area - Without FEC

1010 Acres

1919.97 Acres

**Miami Springs Annexation
Sections 14, 23 and 26**

Annex Area without FEC
MIAMI SPRINGS

Major Roadways
Roadways

