

1 to consider the results of a comprehensive traffic study and effects of
2 approving reserve units, TDRs, and bonus floors under the DUV Code and
3 within the DUV.

4
5 **WHEREAS**, the Village Council, now desires to continue to exercise
6 its' right to research and study those districts and zoning standards within
7 the DUV area and therefor directs the Village Manager to return within 60
8 days of this action to bring forward an ordinance which provides updated
9 zoning standards for the DUV area; and

10
11 **WHEREAS**, to preserve the *status quo* it is necessary to establish a
12 Zoning In Progress on the issuance of building permits for developments
13 within the Village for a 180 day period; and

14
15 **WHEREAS**, the existing zoning-in-progress Resolution expires on
16 November 16, 2017, and the sixty (60) day extension provided for in this
17 Resolution will expire on January 15, 2018.

18
19 **BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF**
20 **THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:**

21
22 **Section 1.** Upon the date of approval of this resolution, staff
23 shall comply with 30-30.10, Council shall consider within 60 days of the
24 expiration of the existing zoning-in-progress Resolution with an ordinance
25 which provides updated zoning standards for the DUV area. In the interim,
26 no building permits, certificates of use, development orders, including but
27 not limited to site plans, shall be submitted or issued for developments.
28 This zoning in progress resolution shall expire within 60 days of the
29 expiration of the existing zoning-in-progress resolution or upon the first
30 reading of zoning ordinance, which is January 15, 2018.

31
32 **Section 2.** The Village Council approves this proposed zoning in
33 progress resolution extension. The Village Council has determined that a
34 zoning in progress resolution to allow the preparation of a detailed and
35 comprehensive analysis of the area in question is reasonably necessary
36 and desirable, and as such, the Village Council approves this zoning in
37 progress resolution extension; and order a fixed time, not to exceed 60
38 calendar days.

39

Section 3. Upon adoption of the zoning in progress resolution, the Village Clerk shall publish the adopted resolution in a newspaper of general circulation published in the Village, or Miami-Dade County, Florida within ten days following the date of adoption.

Section 4. During the 60 day zoning in progress period of time no permit(s), certificate(s) of use, or development order(s) of any kind shall be issued.

Section 5. Nothing in this resolution should be construed or applied to abrogate the vested right of a property owner to develop or utilize his/her property in any other way commensurate with zoning and other regulations, including any required renewal of permits for existing legally erected premises.

Section 6. A Town Hall Meeting will be held the week of December 11, 2017, to discuss the key differences between the current DUV code and the FT&I code.

Section 7. This Resolution shall take effect immediately upon enactment.

PASSED AND RESOLVED this 15th day of November, 2017.

Attest:

DocuSigned by:
Missy Arocha
8EDC211E5E8C48C...
Missy Arocha
Village Clerk

DocuSigned by:
Eugene Flinn
3B8854AD569F494...
Eugene Flinn
Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND RELIANCE OF THE VILLAGE OF PALMETTO BAY ONLY:

DocuSigned by:
Dexter W. Lehtinen
1B1D06E71321445...
Dexter W. Lehtinen
Village Attorney

1 FINAL VOTE AT ADOPTION:
2
3 Council Member Karyn Cunningham YES
4
5 Council Member David Singer YES
6
7 Council Member Larissa Siegel Lara YES
8
9 Vice-Mayor John DuBois YES
10
11 Mayor Eugene Flinn YES