# Memorandum

MIAMI-DADE COUNTY

**Date:** March 17, 2009

**To:** Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

Agenda Item No. 5(B)

**From:** George M. Burgess
County Manager

**Subject:** Governmental Facilities Hearing Application GF08-01 Killian Library Park for the Miami-Dade Public Library System and the Park and Recreation Department

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RECOMMENDATION

It is recommended that the Board of County Commissioners approve the attached resolution designating a vacant 3.42-acre parcel of land located at 11101 -11162 SW 87 Court as the future Killian Library Park site, in compliance with Section 33-303 of the Code of Miami-Dade County. This item was prepared by General Services Administration at the request of the Miami-Dade Public Library System and the Miami-Dade Park and Recreation Department. An accompanying item that requests approval of the Contract for Sale and Purchase of the 3.42-acre subject property is also on today's agenda for your consideration.

| | |
|---|---|
| LOCATION: | 11101 – 11162 SW 87 Court, Miami |
| COMMISSION DISTRICT: | 8 |
| COMMISSION DISTRICT IMPACTED: | Countywide |
| FOLIO NUMBERS: | 30-5009-038-0010, 30-5009-038-0020, 30-5009-038-0030, 30-5009-038-0040, 30-5009-038-0050, and 30-5009-038-0060 |
| SIZE: | 3.42-acres, more or less of vacant land |
| BACKGROUND: | The Miami-Dade Public Library System and the Miami-Dade Park and Recreation Department are preparing to jointly build the Killian Library Park. The proposed site is approximately 3.42-acres located on the northwest corner of S.W. 112 Street and S.W. 87 Avenue. The site is comprised of six (6) vacant platted lots located on a dedicated right-of-way cul de sac. The development of a library and park will adhere to the Comprehensive Development Master Plan (CDMP) guidelines and will be designed compatibly with the surrounding area. The subject property is currently surrounded by several institutional uses, including places of worship, a child care center, and a Montessori school. The right-of-way will be vacated as part of the site reconfiguration and development process. |

ZONING: EU-S, Single-Family Estate Use Suburban. The proposed use is not permitted under the current zoning. As a result, a Governmental Facilities hearing by the County is required pursuant to Section 33-303 of the Miami-Dade County Code. The Contract for Sale and Purchase will be presented to the Board of County Commissioners simultaneously with this item. There is an existing Declaration of Restrictions, which restricts the use of the site to six (6) single family residences, which is scheduled to be released at the zoning portion of today's meeting.

JUSTIFICATION: The 15,000 square foot library is proposed to be developed on approximately 2-acres of the property. The remaining 1.42-acres will be developed as a park. Typically, the Park and Recreation Department does not provide parking in mini or neighborhood parks since most people access these parks by bicycle, on foot or public transportation. However, since parking will be included on the site for the library, it will be shared by all visitors.

FACILITY DESCRIPTION: Park improvements may include benches for reading under shade trees, additional landscaping, a walking path, a small tot-lot, site furniture, and other passive recreational facilities.

The proposed facility will be designed to provide a full range of library services and programs geared to all age groups represented in the community. Its main service areas will be subdivided as follows: adult room, young adult area, children's room, and a multi-purpose room. Additionally, the library is also expected to have a staff work room, a delivery area, a mechanical room, an electrical room and a telecommunications room. The library will have ample and comfortable seating for the public as well as easily accessible public service desks such as customer service and information. The size of the library's opening day collection will be approximately 30,000 items that will encompass books, DVDs, audio books, periodicals, etc. The building will be equipped with approximately 30 computer workstations and 20 laptops. In addition to the facility's hard-wired network, the library will also be equipped with wireless network access that will allow patrons to use their own, or library-borrowed wireless devices, to access the Internet and all of the Library System's online services. The design of this facility will be in keeping with its surroundings and the building and site will be LEED certified.

DEVELOPMENT: A general plan for Killian Library Park will be formalized once the site is acquired. The departments will solicit input from the surrounding community during the planning and final design stages of the library and park.

FUNDING: Miami-Dade Library System: $1,800,409 from Library Taxing District Funds, which will be reimbursed with Building Better Communities General Obligation Bond Program proceeds from a future bond sale. The property will be land-banked until the time of development.

Miami-Dade Park and Recreation Department: The acquisition contribution of $1,299,591 will be funded by Open Space Impact Fees. Funding for the construction of the park facilities will be provided by Park Improvement Impact Fees. The property will be land-banked until the time of development.

SITE REVIEW COMMITTEE: The Committee's task is to review projects subject to Section 33-303 of the Code of Miami-Dade County with regard to the public need for the proposed facility, its impact upon the surrounding community, and other similar considerations. The Committee reviewed this project on July 16, 2008. The Miami-Dade Public Library System and the Miami-Dade Park and Recreation Department addressed the issues raised during the review process and satisfied the Committee's requirements.

COMMUNITY COUNCIL: The project was presented to Community Council 12 on September 9, 2008. The council members were fully supportive of the project and recommended approval of the application.

PUBLIC HEARING: Section 33-303 of the Code of Miami-Dade County provides that, prior to the construction or operation of a facility in the unincorporated areas of Miami-Dade, a favorable public hearing before the Board of County Commissioners is required. The Board may only authorize use, construction and operation of such facilities after considering, among other factors, the public need for the facility, the type of function involved, existing land use patterns in the area and the nature of the impact of the facility on surrounding property. The attached report from the Miami-Dade County Site Review Committee addresses these factors.

At this time the Miami-Dade Public Library System and the Miami-Dade Park and Recreation Department are requesting approval of the proposed use in order to acquire the property. The departments will apply for another governmental hearing once a final plan is developed.

MONITOR: Shannon Clark, Real Estate Officer

DELEGATED AUTHORITY: This resolution authorizes that the site be developed with a library and park.

Director
General Services Administration

# Memorandum

MIAMI-DADE COUNTY

**Date:** November 4, 2008

**To:** George M. Burgess
County Manager

**From:** Miami-Dade County
Site Review Committee

**Subject:** Governmental Facilities Hearing
Killian Library Park
GF08-01

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## RECOMMENDATION

It is recommended that the Board of County Commissioners approve the attached resolution designating a vacant 3.42-acre parcel of land as the future Killian Library Park site, in compliance with Section 33-303 of the Code of Miami-Dade County. This item was prepared by General Services Administration at the request of the Miami-Dade Public Library System and the Miami-Dade Park and Recreation Department and is recommended for approval. The Miami-Dade Site Review Committee's task is to review projects subject to Section 33-303 of the Code of Miami-Dade County with regard to the public need for the facility, its impact upon the surrounding community, and other similar considerations.

## BACKGROUND

The Miami-Dade Public Library System and the Miami-Dade Park and Recreation Department are engaged in a joint-venture to build Killian Library Park. The proposed site is approximately 3.42-acres and is located on the northwest corner of S.W. 112 Street and S.W. 87 Avenue. The site is comprised of six (6) vacant platted lots located on a dedicated right-of-way cul de sac. The development of a library and park will adhere to the Comprehensive Development Master Plan (CDMP) guidelines and will be designed compatibly with the surrounding area. The subject property is currently surrounded by several institutional uses, including places of worship; a child care center, and a Montessori school. The right-of-way will be vacated as part of the site reconfiguration and development process.

## PROJECT DESCRIPTION

The acquisition of this property will allow for the development of contiguous library and park facilities that will serve the local community. The library and park will complement the neighboring properties and surrounding residential area, by providing public facilities for the enjoyment of the youth, elderly and the entire family. The library and park will serve the Killian area with facilities scaled to the neighborhood level and will serve as a prototype for the future development of joint-use civic spaces offering multiple public services.

The 15,000 square foot library is proposed to be developed on approximately 2-acres of the property. The remaining 1.42-acres will be developed as a park. Typically, the Park and Recreation Department does not provide parking in mini or neighborhood parks since most people access these parks by bicycle, on foot or public transportation. However, since parking will be included on the site for the library, it will be shared by all visitors.

Park improvements may include benches for reading under shade trees, additional landscaping, a walking path, a small tot-lot, site furniture, and other passive recreational facilities.

The proposed facility will be designed to provide a full range of library services and programs geared to all age groups represented in the community. Its main service areas will be subdivided with an adult room, a young adult area, a children's room and a multi-purpose room. Additionally, the library is also expected to have a staff work room, a delivery area, a mechanical room, an electrical room, and a telecommunications room. The library will have ample and comfortable seating for the public as well as easily accessible public service desks such as customer service and information. The size of the library's opening day collection will be approximately 30,000 items that will encompass books, DVDs, audio books, periodicals etc. The building will be equipped with approximately 30 computer workstations and 20 laptops. In addition to the facility's hard-wired network, the library will also be equipped with wireless network access that will allow patrons to use their own, or library-borrowed wireless devices to access the Internet and all of the Library System's online services. The design of this facility will be in keeping with its surroundings and the building and site will be LEED certified.

## DESIGN ELEMENTS

The library and park will serve the Killian area with facilities scaled to the neighborhood level and will serve as a prototype for the development of joint-use civic spaces offering multiple public services.

As there is no similar existing facility, a site plan does not yet exist for a library and park fully integrated on one property. A general plan for Killian Library Park will be formalized once the site is acquired. The departments will solicit input from the surrounding community during the planning and final design stages of the library and park.

## COMPREHENSIVE DEVELOPMENT MASTER PLAN

The 3.42-acre site is currently undeveloped and is designated **Estate Density Residential** on the Adopted 2015 - 2025 Land Use Plan map. Land to the north, south, east and west is also designated Estate Density Residential. The Estate Density Residential designation allows a density range from 1 to 2.5 dwelling units per gross acre (DU/Ac), and is typically characterized by detached residential estates; however, a variety of housing types may be authorized. The site is surrounded with residences, religious facilities, a private school, and a day care.

The Comprehensive Development Master Plan (CDMP) states that small-scale uses or facilities intended to serve the immediate needs of a community, including schools, libraries and fire-rescue facilities, may be approved on compatible sites in all Residential Communities subject to adequate design and buffering. The CDMP also states that neighborhood or community serving institutional uses, including schools and libraries may be approved where compatible in all urban land use categories, in keeping with the specific conditions of the applicable category and where provided in Policy LU-4A. A site plan has not been submitted; however, the Park and Recreation Department has indicated that the building will be constructed in accordance with Leadership in Energy and Environmental Design (LEED) certification, which is consistent with CDMP Policy LU-10C. The Library Park, as a community-serving institutional use, is consistent with the CDMP.

## Policy LU-4A

When evaluating compatibility among proximate land uses, the County shall consider such factors as noise, lighting, shadows, glare, vibration, odor, runoff, access, traffic, parking, height, bulk, scale of architectural elements, landscaping, hours of operation, buffering, and safety, as applicable.

**Policy LU-10C**

Provides that Miami-Dade County shall encourage energy conservation by adopting Florida Green Building Coalition, US Green Building Council Leadership in Energy and Environmental Design (LEED), or other acceptable commercial standards for County-owned facilities.

**EXISTING LAND USE PATTERN**

| ZONING | | LAND USE PLAN DESIGNATION |
|---|---|---|
| **Subject Property:** | | |
| EU-S, vacant | | Estate Density Residential |
| **Surrounding Properties:** | | |
| **NORTH:** | EU-S; Single-Family Residence | Estate Density Residential |
| **SOUTH:** | EU-1, Single-Family Residence and Religious Facility | Estate Density Residential |
| **EAST:** | EU-1; Religious Facility and Private School. | Estate Density Residential |
| **WEST:** | EU-1; Religious Facility and Day nursery. | Estate Density Residential |

**IMPACT OF FACILITY ON SURROUNDING LAND USE**

Since parks and libraries attract mainly local residents, the impact on the surrounding area should not be substantial since access to the site will be provided through two major roadways, S.W. 112 Street, and S.W. 87 Avenue. Notwithstanding, any future design of the facility should locate the more intensive uses away from the residential properties and should provide substantial buffering between any two dissimilar land uses.

**STAFF RECOMMENDATIONS**

The **Department of Planning and Zoning** reviewed the application and recommends the project provides with the following conditions:

The Department of Planning and Zoning recommends approval with conditions of the proposed Library Park facility. The 3.42-acre site is designated as **Estate Density Residential** use on the Adopted 2015 and 2025 Land Use Plan (LUP) map of the Comprehensive Development Master Plan (CDMP). The CDMP states that small-scale uses or facilities intended to serve the immediate needs of a community, including schools, libraries and fire-rescue facilities, may be approved on compatible sites in all Residential Communities subject to adequate design and buffering. The CDMP also states that neighborhood or community serving institutional uses, including schools and libraries may be approved where compatible in all urban land use categories, in keeping with the specific conditions of the applicable category, and where provided in LU-4A. Although a site plan has not

been provided, the Park and Recreation Department has indicated that the building will be constructed in accordance with Leadership in Energy and Environmental Design (LEED) certification, which is consistent with CDMP Policy LU-10C. The proposed Library Park, as a community-serving institutional use, is **consistent** with the Comprehensive Development Master Plan (CDMP).

**BACKGROUND**

The subject property is a 3.42-acre parcel of land consisting of six (6) platted lots located at the northwest corner of S.W. 87 Avenue and S.W. 112 Street. In 2004, pursuant to Resolution #CZAB12-22-04, Community Zoning Appeal Board 12 denied a request for a district boundary change from EU-1, Single-Family One-Acre Estate District to EU-M, Estate Modified District. Subsequently, pursuant to Resolution #Z-40-04, the Board County Commissioners granted a district boundary change to EU-S, Estate Use Suburban District, in lieu of the requested E-UM zoning. Additionally, the applicant proffered a Declaration of Restrictions recorded in Official Record Book 23175, Pages 4420 – 4425 restricting the development of the subject property to a site plan submitted for the hearing, and limiting the development of the site to six (6) single-family residences. Staff notes that the Director of the Department of Planning and Zoning has filed a Public Hearing Application (#08-204) seeking to delete the aforementioned Declaration of Restrictions in order to allow the development of the subject property with the proposed Library Park in lieu of the approved six (6) residential units.

**FACILITY DESCRIPTION**

As stated previously the applicant has not submitted plans for this application and is only seeking to establish the Library Park use on the subject property.

**CONDITIONS**

1. That a plot plan be submitted to and meet the approval of the Director of the Department of Planning and Zoning; said plan to include among other things, but not limited to, location of building or buildings, type and location of signs, light standards, parking areas, exits and entrances, drainage, walls, landscaping, etc.

2. That the applicant submit to the Department of Planning and Zoning for its review and approval at the time of building permit, a landscaping plan which indicates the type of plant material and size to be installed prior to final construction sign off.

3. That the use be established and maintained in accordance with the approved plan.

4. That all landscaping to be provided on site be in accordance with Chapter 18A (The Landscape Code).

5. That the applicant shall submit to the Department of Planning and Zoning the proposed site plan and landscaping plan for staff's review prior to submitting final plans for building permit.

The **Public Works Department – Right-of Way Division** reviewed the application and has no objection to the proposed request.

The **Public Works Department – Highway Engineering Division** reviewed the application and provides the following comments:

Currently, Public Works Department (PWD) has no proposed roadway project adjacent to the Killian

Library Park site in the 2009 Transportation Improvement Program (TIP), or in the 2030 Long Range Transportation Plan (LRTP).

Be advised that the following roadways are part of the State Highway System:

S.W. 104/112 Street/Killian Drive (SR 990) from SR 874 to SR 5/US-1/South Dixie Highway, and

S.W./N.W. 87 Avenue/Galloway Road (SR 973) from SR 5/US-1/South Dixie Highway to N.W. 12 Street.

FDOT, in the 2030 LRTP, has listed as Priority II (planned to be funded between 2010 and 2015) an Intelligent Transportation Systems (ITS) project, which includes closed circuit television (CCTV), roadway sensors, arterial dynamic message signs, and wireless communications along: S.W. 87 Avenue Corridor from US-1 to SR 836, and S.W. 112 Street from Glades Drive to US-1.

A Public Works Department (PWD) permit will be required for this project. Please contact PWD Permit Section at (305) 375-2142, for more information.

The **Fire Rescue Department** – reviewed the application and provides the following comments:

The closest fire rescue station to this project is Suniland Station 23 located at 7825 S.W. 104 Street. This station is equipped with an Advanced Life Support Ladder and a Rescue Truck and can provide a four (4) minute response time.

This project must comply with Uniform Fire Safety Rules and Standards. All site plans must be reviewed and approved by the Fire and Water Engineering Bureau, located at 11805 S.W. 26 Street, (786) 315-2771.

The **Miami-Dade Water & Sewer Department (WASD)** – reviewed the application and recommends the project with the following conditions:

Water:

Connect to an existing twelve (12)-inch water main in S.W. 87 Avenue and S.W. 112 Street and extend the same northerly in S.W. 87 Avenue to the NE corner of the property. Any public water main extension within the property shall be twelve (12)-inch minimum in diameter. If two or more fire hydrants are to be connected to a public water main extension within the property, then the water system shall be looped with two (2) Points of Connection P.O.C. (s).

Sewer:

A private pump station, an executed agreement, and approved plans are required as long as all legal requirements are met. Connect to an existing twelve (12)-inch force main in S.W. 112 Street.

General Notes:

The size of the required water mains will depend upon the subject property's approved zoning, being twelve (12)-inch minimum in diameter required for high density residential, commercial, business, industrial, hospitals, public buildings, etc. and eight (8)-inch minimum in diameter required for low and medium density residential zonings. Please note that the aforementioned zonings are Miami-Dade County or equivalent, based on total amount of units per acre.

The right to connect the referenced property to the Department's sewer is subject to the terms, covenants and conditions set forth in the Settlement Agreement between the Florida Department of Environmental Protection ("DEP") and the County dated July 27, 1993, the First Amendment to Settlement Agreement between DEP and the County dated December 21, 1995, the First Partial Consent Decree and the Second and Final Partial Consent Decree entered in the United States of America Environmental Protection Agency vs. Metropolitan Dade County (Case Number 93-1109 CIV-MORENO), as currently in effect or as modified in the future, and all other current, subsequent or future agreements, court orders, judgments, consent orders, consent decrees and the like entered into between the County and the United States, State of Florida and/or any other governmental entity, and all other current, subsequent or future enforcement and regulatory actions and proceedings.

The **Office of ADA Coordination** – reviewed the application and provides the following comments:

The facility is to comply with ADAAG CFR Part 36, and FBC 2004, Chapter 11.

Progress design plans at the 50% design stage are recommended to be submitted for review by the Office of ADA.

The **General Services Administration Design & Construction Services Division** has reviewed the application and has no objections to the request.

The **Department of Environmental Resources Management (DERM)** has reviewed the subject application and has determined that it meets the minimum requirements of Chapter 24 of the Code of Miami-Dade County, Florida (the Code). Accordingly, DERM may approve the application, and the same may be scheduled for public hearing.

Wellfield Protection:

A portion of the subject property is located within the Maximum Day Pumpage Wellfield Protection Area for the Alexander Orr/Snapper Creek/Southwest Wellfield Complex. Development of the subject property shall be in accordance with the regulations established in Section 24-43 of the Code.

Potable Water Supply and Wastewater Disposal:

Public water and public sanitary sewers can be made available to the subject property. Therefore, connection of the proposed development to the public water supply system and sanitary sewer system shall be required in accordance with Code requirements. All sewer lines serving the property shall comply with the exfiltration standards as applied to development within wellfield protection areas.

Existing public water and public sanitary sewer facilities and services meet the Level of Service (LOS) standards set forth in the Comprehensive Development Master Plan (CDMP). Furthermore, the proposed development order, if approved, will not result in a reduction of the LOS standards subject to compliance with the conditions required by DERM for this proposed development order.

Notwithstanding the foregoing, and in light of the fact that the County's sanitary sewer system has limited sewer collection, transmission, and treatment capacity, no new sewer service connections can be permitted, unless there is adequate capacity to handle the additional flows that this project would generate. Consequently, final development orders for this site may not be granted if adequate capacity in the system is not available at the point in time when the project will be contributing

sewage to the system. Lack of adequate capacity in the system may require the approval of alternative means of sewage disposal. Use of an alternate means of sewage disposal may only be granted in accordance with Code requirements, and shall be an interim measure, with connection to the public sanitary sewer system required upon availability of adequate collection/transmission and treatment capacity.

Stormwater Management:

A Surface Water Management General Permit from DERM shall be required for the construction and operation of the required surface water management system. This permit shall be obtained prior to site development, final plat, or public works approval of paving and drainage plans. The applicant is advised to contact DERM for further information regarding permitting procedures and requirements. The applicant is advised to contact the DERM Water Control Section at (305) 372-6681 for further information regarding permitting procedures and requirements.

All stormwater shall be retained on-site utilizing properly designed seepage or infiltration drainage structures. Drainage must be provided for the 5-year/1-day storm event with full on-site retention of the 25-year/3-day storm. Pollution Control devices shall be required at all drainage inlet structures.

Site grading and development shall comply with the requirements of Chapter 11C of the Code.

Any proposed development shall comply with County and Federal flood criteria requirements. The proposed development order, if approved, will not result in a reduction in the LOS standards for flood protection set forth in the CDMP, subject to compliance with the conditions required by DERM for this proposed development order.

Operating Permits:

Section 24-18 of the Code authorizes DERM to require operating permits for facilities that could be a source of pollution. The applicant is advised that the requested use of the subject property may require operating permits from DERM. The Permitting Section of DERM's Pollution Regulation and Enforcement Division may be contacted at (305) 372-6600 for further information concerning operating requirements.

Wetlands:

The subject property does not contain jurisdictional wetlands, as defined in Section 24-5 of the Code; therefore, a Class IV Wetland Permit will not be required.

The applicant is advised that permits from the Army Corps of Engineers (305-526-7181), the Florida Department of Environmental Protection (561-681-6600) and the South Florida Water Management District (1-800-432-2045) may be required for the proposed project. It is the applicant's responsibility to contact these agencies.

Tree Preservation:

Tree Removal Permit 2005-106 was issued for the subject property to 8701 Southwest, LLC on October 4, 2005, renewed February 15, 2008 and is scheduled to expire on October 4, 2008. TP2005-106 requires the preservation of six (6) specimen-sized (trunk diameter 18 inches or greater) live oak (Quercus virginia) trees and two (2) royal Poinciana (Delonix regia) trees listed as

#105, 106, 107, 111, 139, 159, 146, and 147 in the DERM-approved plans entitled "8701 S.W. 112 Street", dated December 22, 2004, and prepared by Caribbean Land Surveyors, Inc. All approved tree removal or relocation; replanting and final inspection (a two week notice is required prior to the final inspection) must be completed prior to the scheduled expiration date of this permit to avoid violation of permit conditions. A new Miami-Dade County Tree Removal Permit or an amendment to Tree Removal Permit 2005-106 is required prior to the removal or relocation of any other tree on the subject properties. The applicant is advised to contact the DERM Tree Program at (305) 372-6574 for information regarding tree permits.

The open Tree Permit #2005-106 ("Tree Permit") shall be closed by Seller pursuant to the requirements of DERM, at or prior to closing. Seller will contribute $10,804.00 to the Miami-Dade County Tree Trust Fund. Once the contribution is made DERM will close out the permit and release the letter of credit given by the property owner in connection with Permit #2005-106.

Concurrency Review Summary:

DERM has conducted a concurrency review for this application and has determined that the same meets all applicable LOS standards for an initial development order, as specified in the adopted CDMP for potable water supply, wastewater disposal and flood protection. Therefore, the application has been approved for concurrency subject to the comments and conditions contained herein.

This concurrency approval does not constitute a final concurrency statement and is valid only for this initial development order as provided for in the adopted methodology for concurrency review. Additionally, this approval does not constitute any assurance that the LOS standards would be met by any subsequent development order applications concerning the subject property.

This memorandum shall constitute DERM's written approval, as required by the Code.

MIAMI-DADE COUNTY SITE REVIEW COMMITTEE

APPLICATION GF 08-01

KILLIAN LIBRARY PARK

Esther L. Calas, P.E., Director
Public Works Department

Marc La Ferrier, Director
Department of Planning and Zoning

Lauren A. Varga (for)
Mirtha Paez
Capital Improvement and Planning
Fire and Rescue Department

Lauren A. Varga (for)
Jose Gonzalez, P.E., Assistant
Department of Environmental
Resources Management

Lauren A. Varga (for)
Phillip Torres, P.E., Chief
Plans Review Section
Department of Water & Sewer

Wendi J. Norris, Director
General Services Administration

# MEMORANDUM
(Revised)

**TO:** Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

**DATE:** March 17, 2009

**FROM:** R. A. Cuevas, Jr. County Attorney

**SUBJECT:** Agenda Item No. 5(B)

**Please note any items checked.**

_____ **"4-Day Rule" ("3-Day Rule" for committees) applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Bid waiver requiring County Mayor's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

✓ **Housekeeping item (no policy decision required)**

✓ **No committee review**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 5(B)
3-17-09

RESOLUTION NO. _____

RESOLUTION APPROVING THE DESIGNATION OF A 3.42-ACRE VACANT PARCEL OF LAND LOCATED AT 11101 – 11162 S.W. 87 COURT, AS THE FUTURE KILLIAN LIBRARY PARK SITE IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY

**WHEREAS**, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference, and has conducted a public hearing in compliance with the provisions of Section 33-303 of the Code of Miami-Dade County, Florida,

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board hereby finds that the use of the Killian Library Park, on a 3.42-acre site located at 11101 – 11162 S.W. 87 Court, and more specifically described as follows:

SEE ATTACHED EXHIBIT A

is necessary to provide for and protect the public health, safety and welfare of the citizens residents of Miami-Dade County, Florida and in so finding, has considered, among other factors, the type of function involved, the public need therefore, the land use pattern in the area, and the nature of the impact on the surrounding property.

The foregoing resolution was offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

| | |
|---|---|
| Bruno A. Barreiro | Audrey M. Edmonson |
| Carlos A. Gimenez | Sally A. Heyman |
| Barbara J. Jordan | Joe A. Martinez |
| Dorrin D. Rolle | Natacha Seijas |
| Katy Sorenson | Rebeca Sosa |
| Sen. Javier D. Souto | |

The Chairperson thereupon declared the resolution duly passed and adopted this 17th day of March, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney as
to form and legal sufficiency. CHC

Craig H. Coller

By:_____
Deputy Clerk

EXHIBIT "A"

KILLIAN LIBRARY PARK

Legal Description

FOLIO NUMBERS: 30-5009-038-0010, 30-5009-038-0020, 30-5009-038-0030, 30-5009-038-0040, 30-5009-038-0050, and 30-5009-038-0060

Property Address: 11101 – 11162 S.W. 87 Court, Miami

Legal Description:

Lots 1 thru 6 Block 1, FORREST SUBDIVISION, according to the plat thereof as recorded in Plat Book 165, Page 23 of the Public Records of Miami-Dade County, Florida.

MIAMI-DADE COUNTY

# KILLIAN LIBRARY PARK - ACQUISITION SITE