

Approved: _____ Mayor

Veto: _____

Override: _____

RESOLUTION NO. Z-2-07

WHEREAS, pursuant to Section 33K of the code of Miami-Dade County, **LEXUS OF KENDALL AUTO PARK** had filed an appeal to the Developmental Impact Executive Council for the following:

Appeal of Administrative of Administrative Decision of the Director of the Department of Planning and Zoning concerning the assessment of Road Impact Fee in the amount of \$611,238.75.

SUBJECT PROPERTY: Tract "A", WEST KENDALL AUTO PARK, Plat book 163, Page 34.

LOCATION: 13750 S.W. 136 Street, Miami-Dade County, Florida, and

WHEREAS, a hearing of the Developmental Impact Executive Council Executive Council was held on March 1, 2006, and

WHEREAS, all interested parties concerned in the matter were given an opportunity to be heard, and upon due and proper consideration having been given to the matter, it was the opinion of the Developmental Impact Executive Council that said road impact fees were to be reassessed as (1) Car sales for floors 1 and a portion of floor 2, and (2) warehouse for the remainder of floor 2 and floors 3 through 5, and said road impact fees were reassessed by Developmental Impact Executive Council Order No. AP-03-04, and

WHEREAS, **LEXUS OF KENDALL AUTO PARK** appealed the decision of the Developmental Impact Executive Council to the Board of County Commissioners for the following:

The applicant is appealing an administrative decision alleging that the Developmental Impact Executive Council erred in its determination of the road impact fee assessment.

SUBJECT PROPERTY: Tract "A", WEST KENDALL AUTO PARK, Plat book 163, Page 34.

LOCATION: 13750 S.W. 136 Street, Miami-Dade County, Florida, and

is hereby granted, and the decision of the Developmental Impact Executive Council is overruled.

BE IT FURTHER RESOLVED that D.I.C. Order No. AP-03-04 is hereby null and void as it pertains to the road impact fee assessment.

The Director is hereby authorized to make the necessary notations upon the records of the Miami-Dade County Department of Planning and.

THIS RESOLUTION HAS BEEN DULY PASSED AND ADOPTED this 22nd day of February, 2007, and 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.

No. 06-9-CC-2
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HARVEY RUVIN, Clerk
Board of County Commissioners
Miami-Dade County, Florida

By **KAY SULLIVAN**
Deputy Clerk

THIS RESOLUTION WAS TRANSMITTED TO THE CLERK OF THE BOARD OF COUNTY COMMISSIONERS ON THE 23RD DAY OF MARCH, 2007.

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

I, Earl Jones, as Deputy Clerk for the Miami-Dade County Department of Planning and Zoning as designated by the Director of the Miami-Dade County Department of Planning and Zoning and Ex-Officio Secretary of the Board of County Commissioners of said County, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of Resolution No. Z-2-07 adopted by said Board of County Commissioners at its meeting held on the 22nd day of February, 2007.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this the 23rd day of March, 2007.



Earl Jones, Deputy Clerk (3230)
Miami-Dade County Department of Planning and Zoning

SEAL

