

**Mayor**

Yioiset De La Cruz

**City Council Members**

Chairman Luciano "Lucky" García

Vice Chairman Rolando "Roly" Piña

Council member Jorge A. Merida

Council member Jorge Gutierrez

Council member Elmo L. Urrea

**PUBLIC NOTICE: TO ALL CONCERNED CITIZENS OF HIALEAH GARDENS, FLORIDA. NOTICE TO BE POSTED AT CITY HALL.**

**AGENDA: CITY COUNCIL MEETING  
COUNCIL CHAMBERS  
TUESDAY, October 5, 2021– 7:30 P.M.**

**NOTE:** In compliance with Robert's Rules of Order, all speakers will be heard only on items which are on the agenda and opened by the Chairperson for discussion by the public. Speakers will be limited to five minutes, unless the Chairperson allows more time for presentation.

**ATTENTION ALL LOBBYISTS:** Chapter 2, Section 2-308 of the City Code of Hialeah Gardens entitled "Lobbying" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Council, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyist's laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

**AGENDA –October 5, 2021– 7:30 P.M. -COUNCIL CHAMBERS**

- 1. Call to Order**
- 2. Roll Call**
- 3. Invocation**
- 4. Pledge of Allegiance**
- 5. Deletions/Emergency Additions**
- 6. Review of Minutes:** September 21, 2021
- 7. Public Comments**
- 8. First Reading for consideration of the following ordinances:**
  - A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN TO DEVELOP A GAS STATION WITHOUT REPAIR FACILITY AND WITHOUT DESIGN FOR SERVICE TO TRUCKS WITH A CONVENIENCE STORE BUILDING AND SIGN VARIANCES OF HEIGHT OF 14' WHERE 6' IS PERMITTED AND AREA OF 56.6 SF WHERE 32 SF IS PERMITTED AS PER SEC. 78-176 FOR 7-ELEVEN, CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE WEST 264 FEET OF TRACT 16, LESS THE NORTH 65 FEET AND ALSO LESS THE WEST 15 FEET THEREOF FOR STREET PURPOSES OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1" OF IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. SAID TRACT OF LAND CONTAINING 65,958 SQUARE FEET (1.5142 ACRES), MORE OR LESS. APPROXIMATE LOCATION: S.E. INTERSECTION OF N.W 138 STREET AND N.W 102ND AVENUE, HIALEAH GARDENS, FLORIDA. FOLIO #: 27-2029-001-0172, PROVIDING FOR EFFECTIVE DATE PROVIDING FOR CONDITIONS. (TRC Vote: 5-0; P&Z Vote: 5-0 on all variances)

**AGENDA –October 5, 2021– 7:30 P.M. -COUNCIL CHAMBERS**

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION 2APS (BEER AND WINE FOR SALE IN SEALED CONTAINERS AND FOR CONSUMPTION OFF PREMISES ONLY) FOR 7-ELEVEN, CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE WEST 264 FEET OF TRACT 16, LESS THE NORTH 65 FEET AND ALSO LESS THE WEST 15 FEET THEREOF FOR STREET PURPOSES OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1" OF IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. SAID TRACT OF LAND CONTAINING 65,958 SQUARE FEET (1.5142 ACRES), MORE OR LESS. APPROXIMATE LOCATION: S.E. INTERSECTION OF N.W 138 STREET AND N.W 102ND AVENUE, HIALEAH GARDENS, FLORIDA. FOLIO #: 27-2029-001-0172, TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES 2APS BEER AND WINE FOR SALE IN SEALED CONTAINERS AND FOR CONSUMPTION OFF PREMISES ONLY; PROVIDING FOR EFFECTIVE DATE PROVIDING FOR CONDITIONS. (TRC Vote: 5-0; P&Z Vote: 5-0 on all variances)

**9. Second / Reading for consideration and final adoption of the following ordinances:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR GOLD LAKE INVESTMENT WAREHOUSE, CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT 60, LESS THE EAST 35 FEET, LESS THE NORTH 40 FEET, LESS THE WEST 40 FEET, LESS THAT EXTERNAL AREA FORM BY A 25 FOOT RADIUS CURVE AT THE NORTHEAST CORNER AND LESS THAT EXTERNAL AREA FORMED AT THE NORTHWEST CORNER BY A 25 FOOT RADIUS CURVE, IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1", ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 2, PAGE 17, PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. APPROXIMATE LOCATION: SOUTH OF N.W 142ND STREET AND BETWEEN N.W 109ND AVENUE AND N.W. 112TH AVENUE, HIALEAH GARDENS, FLORIDA. FOLIOS #: 27-2019-001-0670 AND 27-2019-001-0675; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: 4-0)

**AGENDA –October 5, 2021– 7:30 P.M. -COUNCIL CHAMBERS**

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING RESOLUTION #1408 FROM SPECIAL EXCEPTION USE FOR DAY CARE FACILITY TO SCHOOL FACILITY LOCATED AT: 12503 W. OKEECHOBEE ROAD, HIALEAH GARDENS, FLORIDA, UNDER ROYAL KIDS ACADEMY, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: 4-0)
- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR A.J. PROPERTIES TRACT, LEGAL DESCRIPTION: THE SOUTH ½ OF TRACT 12, IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. LESS THE LANDS CONVEYED BY RIGHT-OF-WAY DEED RECORDED IN O.R. BOOK 27606, PAGE 2676, DESCRIBED AS FOLLOWS: THOSE PORTIONS OF THE SOUTH ONE-HALF (S. ½) OF THE NORTH ONE-HALF (N. ½) OF THE NORTH ONE-HALF (N. ½) OF THE SOUTHWEST ONE-QUARTER (SW. ¼) OF THE NORTHEAST ONE-QUARTER (N.E. ¼) OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE WEST 40.00 FEET OF THE SOUTH ONE-HALF (S. ½) OF THE NORTH ONE-HALF (N. ½) OF THE NORTH ONE-HALF (N. ½) OF THE SOUTHWEST ONE-QUARTER (SW. ¼) OF THE NORTHEAST ONE-QUARTER (NE. ¼) OF SAID SECTION 19. AND THE EAST 35.00 FEET OF THE SOUTH ONE-HALF (S. ½) OF THE NORTH ONE-HALF (N. ½) OF THE NORTH ONE-HALF (N. ½) OF THE SOUTHWEST ONE-QUARTER (SW. ¼) OF THE NORTHEAST ONE-QUARTER (NE. ¼) OF SAID SECTION 19. AND EXCEPTING THERE FROM ANY PORTION OF THE ABOVE-DESCRIBED LANDS PREVIOUSLY DEDICATED AS PUBLIC RIGHT-OF-WAY. FOLIO #: 27-2019-001-0120. LOCATION: 14900 NW 109<sup>TH</sup> AVENUE, HIALEAH GARDENS, FLORIDA. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: n/a)

**10. City Attorney's Report****11. Mayor's Report – Miscellaneous**

## **AGENDA –October 5, 2021– 7:30 P.M. -COUNCIL CHAMBERS**

### **12. Council Members Concerns / Reports / Board Appointments**

Police Pension Board Appointment – Pending

Water & Sewer Board Appointment (J. Merida) – (E. Urra) - Pending

### **13. Adjournment**

Agenda certified by:

---

Maria L. Joffe, City Clerk

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation to participate in this proceeding should contact the City Clerk's office no later than four days prior to the proceeding. For assistance, the City's telephone number is (305) 558-4114; if hearing impaired the telephone for the Florida Relay Service is (800) 955-8771 (TDD) or (800) 955-8770 (VOICE).

Pursuant to Section 286.0105 Florida Statutes, any person desiring to appeal any decision made by the Council with respect to any matter considered at this meeting will need a record of the proceedings, and it will be their responsibility to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

#### **SCHEDULE OF MEETINGS**

##### **CITY COUNCIL**

Tuesday, October 19, 2021, 7:30 P.M.

##### **PLANNING AND ZONING BOARD**

Monday, October 18, 2021, 7:30 P.M.

##### **TECHNICAL REVIEW COMMITTEE**

Thursday, October 7, 2021, 11:00 A.M.

##### **WATER AND SEWER BOARD**

Wednesday, October 27, 2021, 7:00 P.M.

##### **POLICE PENSION BOARD**

Tuesday, November 9, 2021, 5:30 P.M.