

**RESOLUTION NO. 2015-6**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING A CONDITIONAL USE APPLICATION FOR A 1,745 SQUARE FOOT PACKAGE LIQUOR STORE LOCATED AT 624 CRANDON BOULEVARD, UNIT 8, AS LEGALLY DESCRIBED ON EXHIBIT "A;" PROVIDING FOR FINDINGS; PROVIDING FOR RECORDING; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Section 30-72 of the Village Code of Ordinances (the "Village Code"), Winn Dixie Supermarket, Inc. (the "Applicant"), submitted a Planning & Zoning Application bearing Public Hearing # CU-05 (the "Application") seeking approval of a 1,745 square foot package liquor store within a multi-tenant shopping center located at 624 Crandon Boulevard, Unit 8, as legally described on Exhibit "A" (the "Property"); and

**WHEREAS**, on January 27, 2015, the Village Council conducted a duly noticed public hearing and considered the Application in its entirety as well as all testimony and other evidence presented and otherwise made part of the record.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** The Recitals set forth above are hereby adopted, confirmed, and incorporated herein.

**Section 2. Findings.** The Village Council, based upon all testimony and other evidence presented and otherwise made part of the record, finds that the Application has met all of the conditional use criteria set forth in Section 30-72(c) of the Village Code.


**Section 3. Conditional Use Approved.** The Village Council hereby approves the Application.

**Section 4. Recording.** This Resolution shall be recorded, prior to the issuance of a building permit, by the Applicant at its expense in the public records of Miami-Dade County. A copy of the proof of recordation shall be submitted to the Building, Zoning and Planning Department prior to the issuance of any building permits.

**Section 5. Effective Date.** This Resolution shall become effective immediately upon adoption.

**Section 6. Appeal.** Any appeal of this approval granted under this Resolution shall be filed within 30 days of rendition in accordance with Rule 9.100(c) of the Florida Rules of Appellate Procedure.

PASSED AND ADOPTED this 27th day of January, 2015.

  
MAYOR MAYRA PEÑA LINDSAY

ATTEST AND RENDERED THIS 6th DAY OF February

  
CONCHITA H. ALVAREZ, MMC, VILLAGE CLERK



APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

  
VILLAGE ATTORNEY

**Exhibit "A"**

**LEGAL DESCRIPTION**

Unit 8, of KEY BISCAYNE RETAIL CONDOMINIUM, according to the Declaration thereof, recorded in Official Records Book 19788, Page 732 of the Public Records of Miami-Dade County, Florida.