# Memorandum

MIAMI-DADE COUNTY

**Date:** May 5, 2009

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

Agenda Item No. 5(W)

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

**Subject:** FDG FLAGLER STATION III, LLC AND FDG FLAGLER STATION 33, LLC

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## RECOMMENDATION

The following waiver of plat meets concurrency and is hereby submitted for consideration by the Board of County Commissioners for approval. The Miami-Dade County Plat Committee recommends approval of the waiver of plat listed below. This waiver of plat is bounded on the north by NW 106 Street, on the east by NW 108 Avenue, on the south by NW 103 Street, and on the west by approximately NW 112 Avenue.

## SCOPE

This waiver of plat is located within the boundaries of Commission District 12.

## FISCAL IMPACT/FUNDING SOURCE

Not Applicable

## TRACK RECORD/MONITOR

Not Applicable

## BACKGROUND

FDG FLAGLER STATION III, LLC AND FDG FLAGLER STATION 33, LLC (D-23028)

- Located in Section 6, Township 53 South, Range 40 East
- Commission District: 12
- Zoning: IU-C
- Proposed Usage: Warehouses
- Number of parcels: 2

## PLAT RESTRICTIONS

- Plat restrictions: none, waiver of plat.
- Covenant requirements: none, waiver of plat.

**DEVELOPER'S OBLIGATION**

- None, all improvements in place.

Should you need additional information, please contact Mr. Raul Pino, PLS, Chief, Land Development Division, Public Works Department at (305) 375-2112.

Assistant County Manager

# MEMORANDUM

(Revised)

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

**DATE:** May 5, 2009

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

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

**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(W)
5-5-09

RESOLUTION NO. _____

RESOLUTION APPROVING THE WAIVER OF PLAT OF FDG FLAGLER STATION III, LLC AND FDG FLAGLER STATION 33, LLC, D-23028, LOCATED IN THE NORTHEAST 1/4 OF SECTION 6, TOWNSHIP 53 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY NW 106 STREET, ON THE EAST BY NW 108 AVENUE, ON THE SOUTH BY NW 103 STREET, AND ON THE WEST BY APPROXIMATELY NW 112 AVENUE)

**WHEREAS**, FDG Flagler Station III, LLC, a Delaware limited liability company, and FDG Flagler Station 33, LLC, a Delaware limited liability company , have this day presented to this Board a waiver of plat of certain lands lying in Miami-Dade County, Florida, said waiver of plat of the property legally described as Lots 2 and 3, Block 4 of "Beacon Station First Addition", according to the plat thereof, as recorded in Plat Book 155, at Page 79, of the Public Records of Miami-Dade County, Florida, lying and being in the Northeast 1/4 of Section 6, Township 53 South, Range 40 East, Miami-Dade County, Florida, and it appears that all requirements of law concerning said waiver of plat insofar as the authority of this Board is concerned have been complied with,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that said waiver of plat is hereby approved; that the property has been found to be in compliance with Chapter 28 Subdivision of Miami-Dade County Code; that approval of this waiver of plat is not a waiver of any zoning regulations and that the requirements of the zoning existing on this land at the time this resolution is approved shall be enforced whether or not the various parcels on this waiver of plat conform to those requirements; this

approval is conditioned upon the proper execution of all documents required by the County Attorney's Office.

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

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|---|---|
| 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 5th day of May, 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

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Joni Armstrong Coffey

FDG Flagler Station III, LLC
FDG Flagler Station 33, LLC
D-23028

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