

# Memorandum



**Date:** April 20, 2010  
**To:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

Agenda Item No. 5(I)

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

A handwritten signature in black ink, appearing to read "Burgess", written over the printed name of George M. Burgess.

**Subject:** ALL STATES AUTO TRANSPORT, INC.

## Recommendation

The following waiver of plat 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 plat is bounded on the north by NW 96 Street, on the east by NW 21 Avenue, on the south by NW 95 Street, and on the west by NW 22 Avenue.

## Scope

This waiver of plat is located within the boundaries of Commission District 2.

## Fiscal Impact /Funding Source

Not Applicable

## Track Record/Monitor

Not Applicable

## Background

ALL STATES AUTO TRANSPORT, INC. (D-22581)

- Located in Section 3, Township 53 South, Range 41 East
- Commission District: 2
- Zoning: BU-3
- Proposed Usage: Used car sales dealership
- Number of parcels: 1
- This plat meets concurrency
- All States Transport, Inc. had three (3) Building and Neighborhood Compliance Department cases, all which are currently closed. Case Management System (CMS) # 200804004956 was opened on July 12, 2008 for unusual use of the property/junk yard; sent to lien on July 20, 2009 for non-compliance; a compliance inspection was conducted on March 4, 2010 which found the violation corrected; and the lien was settled and paid in full on March 5, 2010. The release of lien has been submitted to the Clerk of the Courts and the case is closed. Case Management System (CMS) # 200904006288 was opened August 12, 2009 for unauthorized use/industrial district; the violation was corrected on September 2, 2009; and the case is closed. Case Management System (CMS) # 200804004956 was opened on August 11, 2009 for unauthorized use/industrial district; referred to the Planning and Zoning Department outreach section; and the case was closed on the same day.

## Plat Restrictions

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

## Developer's Obligation

- None, all improvements are in place.

Honorable Chairman Dennis C. Moss  
And Members, Board of County Commissioners  
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Should you need additional information, please contact Mr. Raul Pino, PLS, Chief, Land Development Division, Public Works Department at (305) 375-2112.



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Assistant County Manager



# MEMORANDUM

(Revised)

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

**DATE:** April 20, 2010

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

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

Please note any items checked.

- "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
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor

Agenda Item No. 5 (I)

Veto \_\_\_\_\_

4-20-10

Override \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

RESOLUTION APPROVING THE WAIVER OF PLAT OF ALL STATES AUTO TRASPORT, INC., D-22581, LOCATED IN THE NORTHEAST 1/4 OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 41 EAST (BOUNDED ON THE NORTH BY NW 96 STREET, ON THE EAST BY NW 21 AVENUE, ON THE SOUTH BY NW 95 STREET, AND ON THE WEST BY NW 22 AVENUE)

**WHEREAS**, All States Auto Transport, Inc., a Florida corporation, has 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 a portion of land lying and being in the Northeast 1/4 of Section 3, Township 53 South, Range 41 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 parcel on this waiver of plat conforms 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 |                    |
| Bruno A. Barreiro               | Audrey M. Edmonson |
| Carlos A. Gimenez               | Sally A. Heyman    |
| Barbara J. Jordan               | Joe A. Martinez    |
| Dorin D. Rolle                  | Natacha Seijas     |
| Katy Sorenson                   | Rebeca Sosa        |
| Sen. Javier D. Souto            |                    |

The Chairperson thereupon declared the resolution duly passed and adopted this 20<sup>th</sup> day of April, 2010. 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.

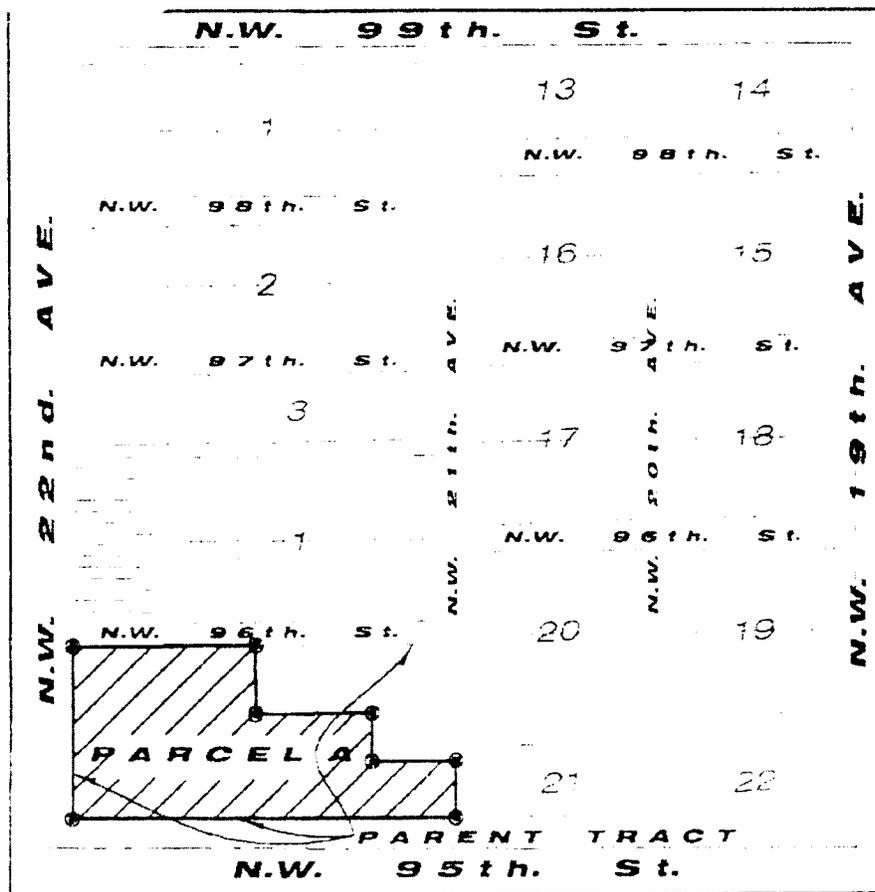
MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

BY: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency. 

Joni Armstrong Coffey



All States Auto Transport, Inc.  
D-22581