Memorandum

MIAMI-DADE COUNTY

Date:	May 7, 2013
To:	Honorable Chairwoman Rebeca Sosa and Members, Board of County Commissioners
From:	Carlos A. Gimenez Mayor
Subject:	Resolution approving the Waiver of Plat for MIAMI-DADE COUNTY (TRANSIT)

Agenda Item No. 5(J)

Recommendation

The following waiver of plat is hereby submitted for consideration by the Board of County Commissioners for approval. This plat is bounded on the north by NW 79 Street, on the east by NW 31 Avenue, on the south by NW 77 Street, and on the west by NW 32 Avenue. The Miami-Dade County Plat Committee, comprised of representatives from the Florida Department of Transportation, the Florida Department of Health, the Miami-Dade County School Board and Miami-Dade County departments of Fire Rescue, Parks, Recreation and Open Spaces, Regulatory and Economic Resources, Public Works and Waste Management, and Water and Sewer, recommends approval of this waiver of plat.

Scope

This waiver of plat is located within Commission District 2 (Commissioner Monestime).

Fiscal Impact/Funding Source

There is no associated fiscal impact to Miami-Dade County with the approval of this waiver of plat; all improvements are in place.

Track Record/Monitor

The Department of Regulatory and Economic Resources, Development Services Division, administers the processing of plats and waivers of plat. The person responsible for this function is Raul A. Pino, P. L. S.

Background

MIAMI-DADE COUNTY (TRANSIT), D-23342

- Located in Section 9, Township 53 South, Range 41 East
- Zoning: NCUAD
- Proposed Usage: 100 residential apartments and retail stores
- Number of parcels: 1
- This plat meets concurrency

Plat Restrictions

- Plat restrictions: none, waiver of plat.

Developer's Obligation

- None, all improvements are in place.

Jack Osterholt, Deputy Mayor

MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 7, 2013

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

SUBJECT: Agenda Item No. 5(J)

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 Mayor'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
Veto _____
Override _____

Agenda Item No. 5(J)
5-7-13

RESOLUTION NO. _____

RESOLUTION APPROVING THE WAIVER OF PLAT OF MIAMI-DADE COUNTY (TRANSIT) D-23342, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 53 SOUTH, RANGE 41 EAST (BOUNDED ON THE NORTH BY NW 79 STREET, ON THE EAST BY NW 31 AVENUE, ON THE SOUTH BY NW 77 STREET, AND ON THE WEST BY NW 32 AVENUE)

WHEREAS, Miami-Dade County, a political subdivision of the State of Florida, 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 Tract "A" of "Northside Station", according to the plat thereof, as recorded in Plat Book 167, Page 28, of the Public Records of Miami-Dade County, Florida, lying and being in the Southeast 1/4 of Section 9, 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, Subdivisions, of the 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:

Rebeca Sosa, Chairwoman
Lynda Bell, Vice Chair

Bruno A. Barreiro	Esteban L. Bovo, Jr.
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Jean Monestime	Dennis C. Moss
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of May, 2013. 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.

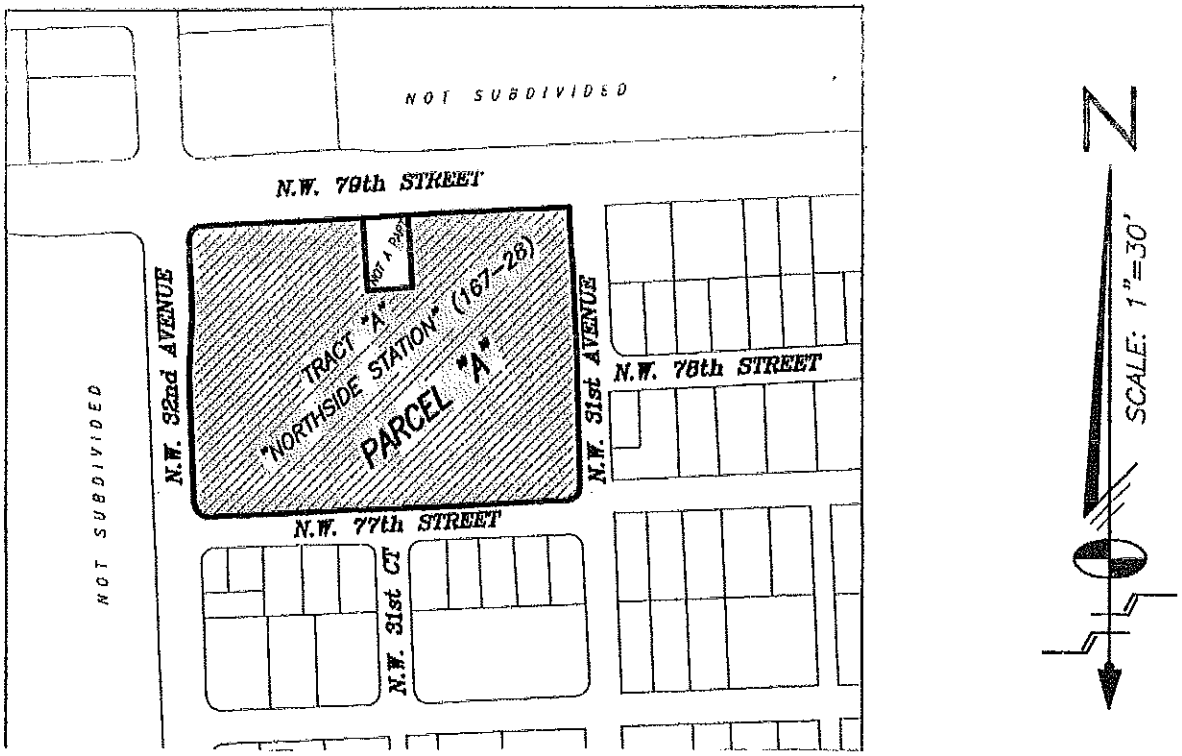
MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. JM

John McInnis



MIAMI-DADE COUNTY (TRANSIT)
D-23343
SEC. 9, TWP. 53 S, RGE. 41 E