Memorandum

MIAMI-DADE COUNTY

Date: October 7, 2014

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

Agenda Item No. 5(H)

From: Carlos A. Gimenez
Mayor

Subject: Resolution approving the Waiver of Plat of CURBY CORP.

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 approximately 360 feet south of SW 134 Street, on the east approximately 120 feet west of SW 105 Avenue, on the south approximately 120 feet north of SW 136 Street, and on the west by SW 106 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 (RER), Public Works and Waste Management (PWWM), and Water and Sewer, recommends approval of this waiver of plat.

Scope

This waiver of plat is located within the boundaries of Commission District 8, Commissioner Lynda Bell.

Fiscal Impact/Funding Source

The fiscal impact to the County would be approximately $100.00 per year for the annual maintenance cost of that portion of SW 106 Avenue once the road is constructed adjacent to the project, which will be funded through PWWM General Fund allocation.

Track Record/Monitor

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

Background

CURBY CORP. (D-23370)

- Located in Section 17, Township 55 South, Range 40 East
- Zoning: EU-M
- Proposed Usage: Single family residence
- Number of parcels: 1
- This plat meets concurrency

Plat Restrictions

- Plat restrictions: none, waiver of plat.

Developer's Obligation

- Mobilization, clearing grubbing, paving, drainage, traffic control signs, guardrail. Bonded under bond number 7901 in the amount of $30,039.00.

Jack Osterholt, Deputy Mayor

MEMORANDUM

(Revised)

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

DATE: October 7, 2014

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

SUBJECT: Agenda Item No. 5(H)

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(H)
10-7-14

RESOLUTION NO. _____

RESOLUTION APPROVING THE WAIVER OF PLAT OF CURBY CORP., D-23370, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 17, TOWNSHIP 55 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH APPROXIMATELY 360 FEET SOUTH OF SW 134 STREET, ON THE EAST APPROXIMATELY 120 FEET WEST OF SW 105 AVENUE, ON THE SOUTH APPROXIMATELY 120 FEET NORTH OF SW 136 STREET, AND ON THE WEST BY SW 106 AVENUE)

WHEREAS, Curby Corp., 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 Southwest 1/4 of Section 17, Township 55 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, 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 various parcels 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 October, 2014. 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.

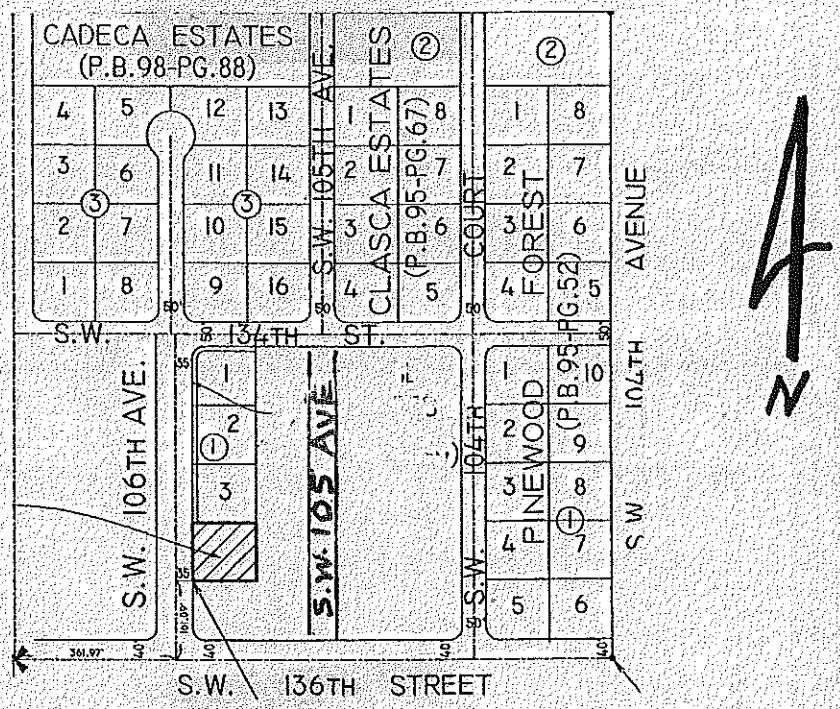
MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Lauren E. Morse

CURBY CORP. (D-23370)

SEC. 17, TWP. 55 S, RGE. 40 E