

# Memorandum



**Date:** June 30, 2015

**To:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor

**Subject:** Resolution approving the Waiver of Plat of TUYA, LLC

Agenda Item No. 5(W)

## 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 840 feet south of NW 6 Street, on the east by NW 137 Avenue, on the south approximately 270 feet north of theoretical NW 2 Street, and on the west by theoretical NW 138 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, and Water and Sewer, recommends approval of this waiver of plat.

## Scope

This waiver of plat is located in Commission District 12, which is represented by Commissioner Jose "Pepe" Diaz.

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

## Background

Tuya, LLC (D-23282)

- Located in Section 3, Township 54 South, Range 39 East
- Zoning: IU-1
- Proposed Usage: Paintball Family Center
- 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 Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** June 30, 2015

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

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

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(W)  
6-30-15

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

RESOLUTION APPROVING THE WAIVER OF PLAT OF TUYA, LLC, D-23282, LOCATED IN THE NORTHEAST 1/4 OF SECTION 3, TOWNSHIP 54 SOUTH, RANGE 39 EAST (BOUNDED ON THE NORTH APPROXIMATELY 840 FEET SOUTH OF NW 6 STREET, ON THE EAST BY NW 137 AVENUE, ON THE SOUTH APPROXIMATELY 270 FEET NORTH OF THEORETICAL NW 2 STREET, AND ON THE WEST BY THEORETICAL NW 138 AVENUE)

**WHEREAS**, Tuya, LLC, a Florida limited liability company, 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 16 of "Everglades Gardens", according to the plat thereof, as recorded in Plat Book 8, at Page 14, of the Public Records of Miami-Dade County, Florida, lying and being in the Northeast 1/4 of Section 3, Township 54 South, Range 39 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.

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:

- |                                     |                      |
|-------------------------------------|----------------------|
| Jean Monestime, Chairman            |                      |
| Esteban L. Bovo, Jr., Vice Chairman |                      |
| Bruno A. Barreiro                   | Daniella Levine Cava |
| Jose "Pepe" Diaz                    | Audrey M. Edmonson   |
| Sally A. Heyman                     | Barbara J. Jordan    |
| Dennis C. Moss                      | Rebeca Sosa          |
| Sen. Javier D. Souto                | Xavier L. Suarez     |
| Juan C. Zapata                      |                      |

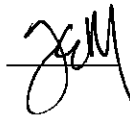
The Chairperson thereupon declared the resolution duly passed and adopted this 30<sup>th</sup> day of June, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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

**TUYA, LLC (D-23282)**  
**SEC. 3, TWP. 54 S, RGE. 39 E**

NE Cor  
Sec. 3-

N.W. 6th ST.

*4*  
*N*

