# Memorandum

MIAMI-DADE COUNTY

**Date:** July 6, 2016

Agenda Item No. 5(M)

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

**From:** Carlos A. Gimenez
Mayor

**Subject:** Resolution Approving the Waiver of Plat of Paula Morabito and Maria M. Yip

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**Recommendation**

The following waiver of plat is submitted for consideration by the Board of County Commissioners for approval. This waiver of plat for Paula Morabito and Maria M. Yip is bounded on the north by SW 72 Street, on the east approximately 250 feet west of SW 49 Avenue, on the south approximately 320 feet north of theoretical SW 74 Street, and on the west approximately 920 feet east of SW 52 Avenue.

The Miami-Dade County Plat Committee recommends approval and recording of this waiver of plat. The Plat Committee is comprised of representatives from:

- Florida Department of Transportation;
- Florida Department of Health;
- Miami-Dade County School Board; and
- Miami-Dade County departments of Fire Rescue; Parks, Recreation and Open Spaces; Regulatory and Economic Resources; Transportation and Public Works; and Water and Sewer.

**Scope**

This waiver of plat is located in Commission District 7, which is represented by Commissioner Xavier L. Suarez.

**Fiscal Impact/Funding Source**

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

**Track Record/Monitor**

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

**Background**

Paula Morabito and Maria M. Yip (D-23765)

- Located in Section 31, Township 54 South, Range 41 East
- Zoning: EU-1
- Proposed Usage: Single family residence
- Number of parcels: one (1)
- This plat meets concurrency.

**Plat Restrictions**

- None, waiver of plat.

**Developer's Obligation**

None as all improvements are in place.

Jack Osterholt
Deputy Mayor

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# MEMORANDUM

**(Revised)**

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

**DATE:** July 6, 2016

**FROM:** Abigail Price-Williams
County Attorney

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

**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**

_____ **Statement of social equity 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(M)
7-6-16

RESOLUTION NO. _____

RESOLUTION APPROVING THE WAIVER OF PLAT OF PAULA MORABITO AND MARIA M. YIP, D-23765, LOCATED IN THE NORTHEAST 1/4 OF SECTION 31, TOWNSHIP 54 SOUTH, RANGE 41 EAST (BOUNDED ON THE NORTH BY SW 72 STREET, ON THE EAST APPROXIMATELY 250 FEET WEST OF SW 49 AVENUE, ON THE SOUTH APPROXIMATELY 320 FEET NORTH OF THEORETICAL SW 74 STREET, AND ON THE WEST APPROXIMATELY 920 FEET EAST OF SW 52 AVENUE)

**WHEREAS,** Paula Morabito, a single woman, and Maria M. Yip, a single woman, as joint tenants with rights of survivorship, 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 a portion of Lot 1 of the "Correction of Map of the Subdivision of the Property of A.E. Kingsley", according to the plat thereof, as recorded in Plat Book 1, at Page 41, the Public Records of Miami-Dade County, Florida, lying and being in the Northeast 1/4 of Section 31, Township 54 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 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

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|---|---|
| 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 | |

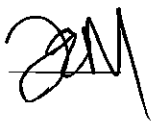
The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of July, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by 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

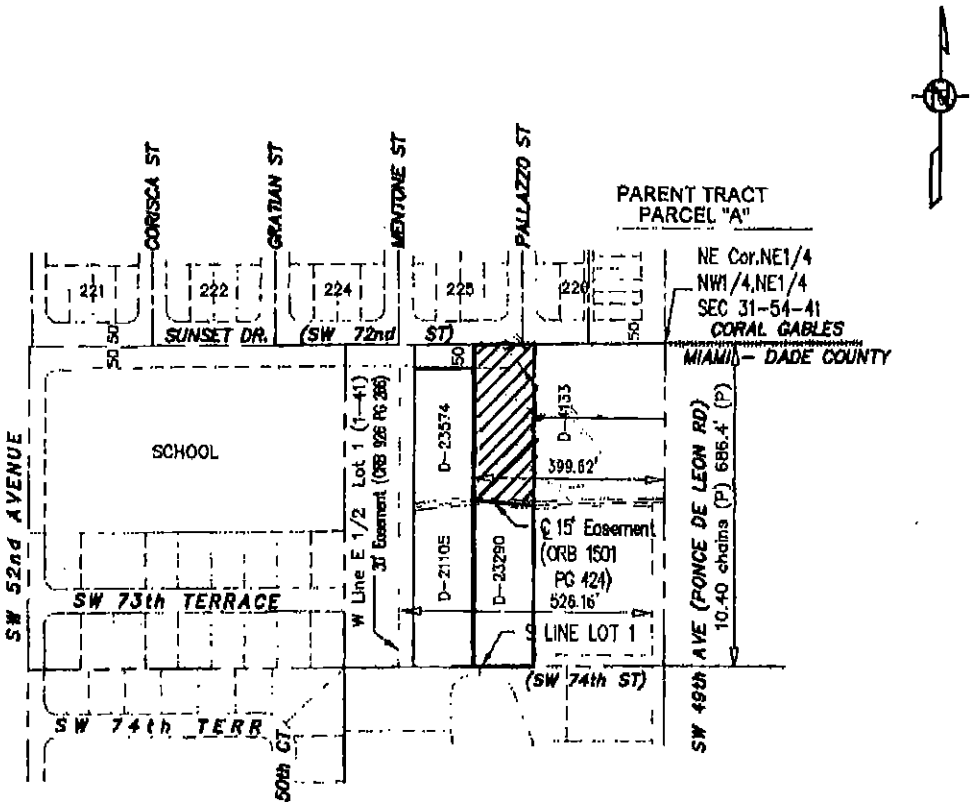
By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Lauren E. Morse

# PAULA MORABITO AND MARIA M. YIP
# (D-23765)
# SEC. 31, TWP. 54 S., RGE. 41 E




LOCATION MAP

A Portion of W 1/2 NE 1/4 Section 31,
Township 54 South, Range 41 East