

Date: January 24, 2012

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: Carlos A. Gimenez 
Mayor

Subject: Approving the Plat for PONCE GATE

Agenda Item No. 5(I)

Resolution No. R-21-12

Recommendation

The following plat is hereby submitted for consideration by the Board of County Commissioners for approval. This plat is bounded on the north approximately 339 feet south of SW 80 Street, on the east by SW 49 Avenue (Ponce de Leon Road), on the south by SW 82 Street, and on the west approximately 930 feet east of SW 52 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, Permitting, Environment and Regulatory Affairs, Public Works and Waste Management (PWWM), and Water and Sewer, recommends approval and recording of this plat.

Scope

This plat is located within the boundaries of Commission District 7.

Fiscal Impact /Funding Source

If this plat is approved, the fiscal impact to the County would be approximately \$150.00 per year for annual maintenance cost of the additional lane of pavement and drainage facilities once constructed adjacent to the project, which will be funded through the PWWM's General Fund allocation.

Track Record/Monitor

PWWM, Land Development/Right-of-Way Division administers the processing of plats and the person responsible for the function is Raul A. Pino, PLS, Land Development/Right-of-Way Division Chief.

Background

PONCE GATE (T-23089)

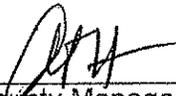
- Located in Section 31, Township 54 South, Range 41 East
- Commission District: 7
- Zoning: EU-1
- Proposed Usage: Single family residences
- Number of parcels: 4
- This plat meets concurrency

Plat Restrictions

- That the Street and Avenue, as illustrated on the plat, together with all existing and future planting, trees, shrubbery and fire hydrants thereon, are hereby dedicated to the perpetual use of the public for proper purposes, reserving to the dedicators, their successors or assigns, the reversion or reversions thereof whenever discontinued by law.
- That individual wells shall not be permitted within this subdivision, except for swimming pools, sprinkler systems and/or air conditioners.
- That the use of septic tanks will not be permitted on any lot within this subdivision, unless approved for temporary use, in accordance with County and State regulations.
- That all new electric and communication lines, except transmission lines, within this subdivision, shall be installed underground.
- That the utility easements, depicted by dashed lines on the plat, are hereby reserved for the installation and maintenance of public utilities.

Developer's Obligation

- Mobilization, clearing, embankment, paving, curb and gutter, drainage, traffic control signs, striping, landscaping and monumentation. Bonded under bond number 7845 in the amount of \$45,884.00.



County Manager/Deputy Mayor



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: January 24, 2012

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 _____

1-24-12

Override _____

RESOLUTION NO. R-21-12

RESOLUTION APPROVING THE PLAT OF PONCE GATE, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 31, TOWNSHIP 54 SOUTH, RANGE 41 EAST (BOUNDED ON THE NORTH APPROXIMATELY 339 FEET SOUTH OF SW 80 STREET, ON THE EAST BY SW 49 AVENUE (PONCE DE LEON ROAD), ON THE SOUTH BY SW 82 STREET, AND ON THE WEST APPROXIMATELY 930 FEET EAST OF SW 52 AVENUE)

WHEREAS, Ponce Lots, LLC, a Florida limited liability company, has this day presented to this Board a plat of certain lands lying in Miami-Dade County, Florida, said plat to be known as PONCE GATE, the same being a replat of a portion of Lot 9 of "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, of the Public Records of Miami-Dade County, Florida, lying and being in the Southeast 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 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 plat is hereby approved; that the dedication of the streets, alleys and other rights-of-way however designated or depicted on said plat is hereby accepted; that the Miami-Dade County Plat Restrictions as listed on said plat are approved and are to be enforced; that approval of the 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 plat conform

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 **Rebeca Sosa** who moved its adoption. The motion was seconded by Commissioner **Xavier L. Suarez** and upon being put to a vote, the vote was as follows:

	Joe A. Martinez, Chairman	aye	
	Audrey M. Edmonson, Vice Chairwoman	aye	
Bruno A. Barreiro	aye	Lynda Bell	aye
Esteban L. Bovo, Jr.	aye	Jose "Pepe" Diaz	aye
Sally A. Heyman	aye	Barbara J. Jordan	aye
Jean Monestime	aye	Dennis C. Moss	aye
Rebeca Sosa	aye	Sen. Javier D. Souto	aye
Xavier L. Suarez	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 24th day of January, 2012. 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: **Christopher Agrippa**
Deputy Clerk

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

SW

80th

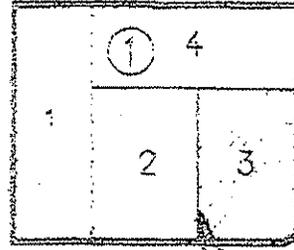
STREET

AVENUE
P25 MS
SW 82nd

SW

82nd

STREET



PONCE GATE

(PONCE DE LEON ROAD)
ENWAYA P284 MS
SW 49th AVENUE

T-23089

Sec. 31, Twp 54 S, Rge. 41 E