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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: October 1, 2013

Agenda Item No. 3(B)(6)

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

From: Carlos A. Gimenez
Mayor

Subject: La Flecha Transit, Corp. Application for Modification of Passenger Motor Carrier Certificate of Transportation No. 31008

Resolution No. R-787-13

Recommendation
It is recommended that the Board of County Commissioners (Board) approve the application of La Flecha Transit, Corp. to modify existing Passenger Motor Carrier (PMC) Certificate of Transportation No. 31008.

Scope
This PMC Certificate of Transportation is countywide, allowing the certificate holder to operate in unincorporated and incorporated areas of Miami-Dade County.

Fiscal Impact/Funding Source
Licensing, operating permit and inspection fees are collected by the Department of Regulatory and Economic Resources to support regulatory activities. There is an annual regulatory fee of $625 per certificate and $625 per vehicle that will yield $1,250 in revenue annually if the company operates only one (1) vehicle. Passenger Motor Carrier certificate holders can operate an unlimited number of vehicles under the certificate. Vehicle inspections are $38 per vehicle.

Track Record/Monitor
Applicant is an existing service provider. The applicant is in compliance with all Miami-Dade County Code (Code) requirements. Joe Mora, Division Chief within the Department of Regulatory and Economic Resources, will be responsible for monitoring this company.

Background
On February 17, 1981, the Board of County Commissioners adopted Ordinance 81-17, subsequently amended by Ordinance 85-20 on April 16, 1985, which regulates the passenger motor carrier industry in Miami-Dade County under Chapter 31 of the Code of Miami-Dade County.

Section 31-103 of the Code provides the procedures to be followed by Miami-Dade County in processing certificate applications. Based on those requirements, a public hearing has been scheduled before the Board of County Commissioners. At the conclusion of the public hearing the Board may issue or refuse to issue the certificate, or issue the certificate with such modifications or upon such terms and conditions as in its judgment the public interest may require. In reaching its determination, the Board shall consider the application, the County Manager's report and recommendation, all matters presented at the public hearing, and among others, the following criteria:

1. That the applicant is fit, willing and able, in accordance with the requirements of this section, to provide the transportation to be authorized by the certificate and is able to comply with this article and regulation of the Commission.

2. That the transportation to be provided under the requested certificate is consistent with the public interest.

3. That the proposed transportation service will improve the quality of transportation available to the public.

4. That, if applying for a jitney or fixed route authority, the proposed transportation will not adversely affect the existing transportation system as a whole or future planned transit service as designated in the most current Miami-Dade Transportation Plan. In particular, it shall be deemed not in the public interest to authorize certificates of transportation for service on actual transit or passenger motor carrier corridors where service presently exists at average frequencies of twenty-nine (29) minutes or less and/or where such service will impair special transportation provided by the passenger motor carrier industry.

La Flecha Transit, Corp., located at 2400 NW 167 Street, Miami, FL 33054, seeks to modify Passenger Motor Carrier Certificate of Transportation No. 31008 to provide expanded jitney service. This class is defined as any motor vehicle having a maximum seating capacity of fifteen (15) or less, transporting passengers for compensation on a semi-fixed route between fixed terminals not on a fixed schedule basis. This is an existing route which has been operated by the applicant since approval was granted by the Board in 2011. The route modification, which is attached (Attachment A), includes an extension to Dadeland Mall. The Miami-Dade Transit (MDT) Service Planning and Scheduling Division determined that the proposed route modification is in compliance with the criteria of Section 31-103 (g) (4) of the Miami-Dade County Code (Attachment B).

Transportation will be provided using chauffeur driven vehicles with a seating capacity of at least nine (9) nine or more, excluding the driver, but no more than 15 passengers, seven days a week, from 5:00 a.m. to 7:30 p.m. The proposed rates are $2.00 per person, one-way.

The management plan submitted by Mr. Livio Martinez, President of La Flecha Transit, Corp., includes maintenance, communication, and record keeping systems and meets the requirements of the Code. All required financial statements and credit references have been submitted and the proposed service standards adequately meet passenger transportation and comfort needs. A background investigation reveals no criminal conviction for the applicant or any corporate officers within five years of the date of the application.

In accordance with Section 31-103 (3) of the Code, a notice of application was provided to all affected municipalities within Miami-Dade County, all jitney certificate holders and interested parties affording them an opportunity to protest the application. No protests were filed.

Jack Osterholt
Deputy Mayor

MEMORANDUM

(Revised)

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

DATE: October 1, 2013

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

SUBJECT: Agenda Item No. 3(B)(6)

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. 3(B)(6)
10-1-13

RESOLUTION NO. R-787-13

RESOLUTION APPROVING APPLICATION OF LA FLECHA TRANSIT, CORP. TO MODIFY CERTIFICATE OF TRANSPORTATION NO. 31008 TO PROVIDE JITNEY SERVICE AS A PASSENGER MOTOR CARRIER

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that in accordance with Chapter 31 of the Code, the application of La Flecha Transit, Corp. to modify by expansion of the route Certificate of Transportation No. 31008, which provides jitney transportation service in Miami-Dade County as a passenger motor carrier is approved. This class of transportation is defined as any motor vehicle having a maximum capacity of fifteen (15) or less, transporting passengers for compensation on a semi-fixed route between fixed terminals not on a fixed schedule basis.

The foregoing resolution was offered by Commissioner **Esteban L. Bovo, Jr.**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of October, 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

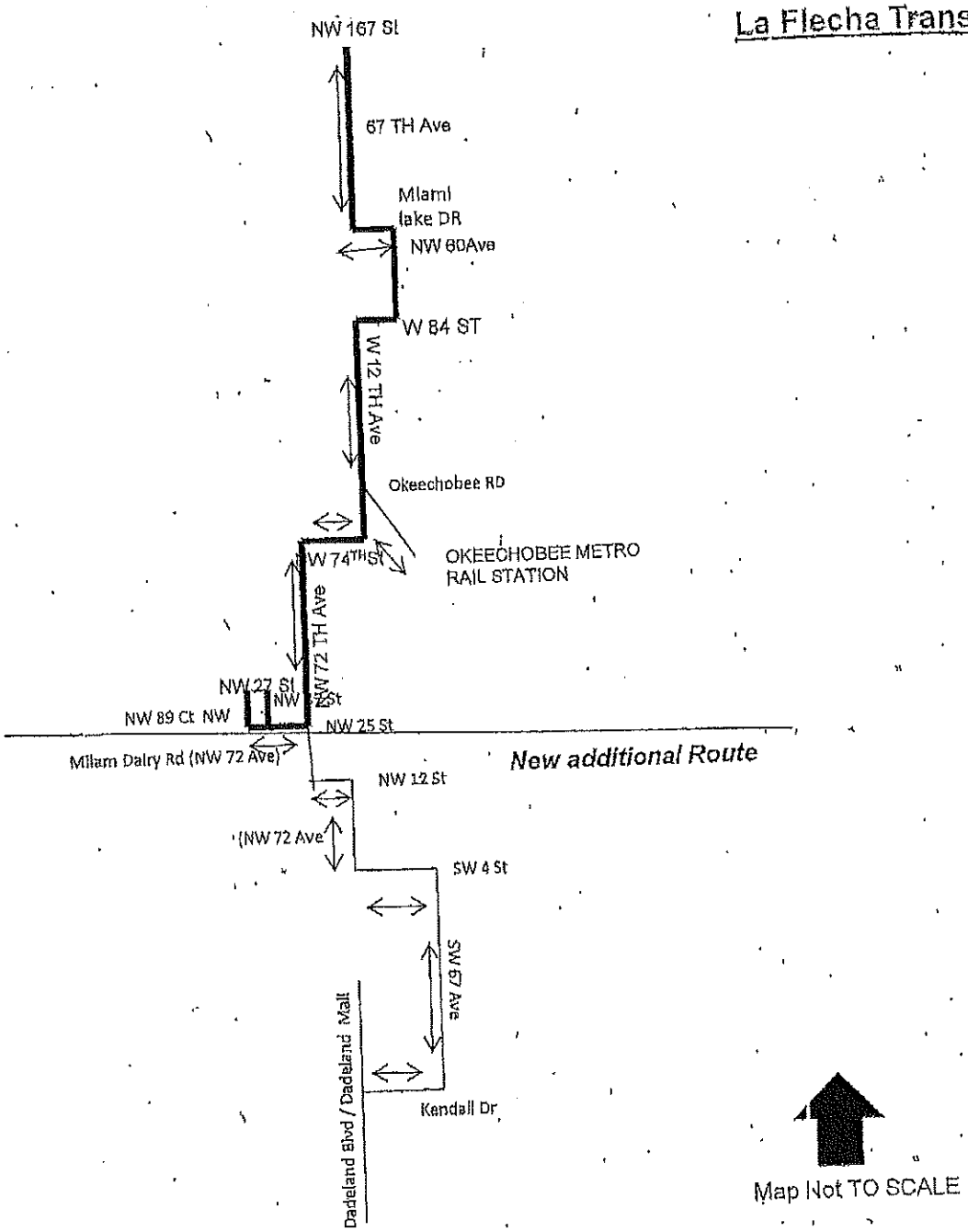
By: Christopher Agrippa
Deputy Clerk

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

Gerald K. Sanchez

ATTACHMENT A

La Flecha Transit.Corp



Map Not TO SCALE

ATTACHMENT B

Memorandum

MIAMI-DADE COUNTY

Date: May 29, 2013

To: Jack Osterholt
Department of Regulatory and Economic Resources Director

From: Gerald Bryan, Chief of Service Planning & Scheduling
Miami-Dade Transit

Subject: Jitney Extension Route Review
La Flecha Transit Corp.

The Service Planning and Scheduling Division of Miami-Dade (MDT) reviewed, in accordance with Section 31-103(g)(4) of the Miami-Dade County Code, the extension jitney route alignment proposal filed with the Department of Regulatory and Economic Resources by Mr. Livio Martinez of La Flecha Transit Corp.

Based on these results, MDT has found that the modified route proposed by La Flecha Transit Corp. is in compliance with the criteria established in Section 31-103(g)(4) of Miami-Dade County Code, as amended by the Ordinance No. 02.1 relating to Regulation of Passenger Motor Vehicle Carriers.

Attachment

Route Mileage	Dist. B.P. (Miles)	Cum dist.	Dupl. Miles	Exist Serv.	Headway
NW 167 St/ NW 67 Ave	0.00	0.00	0.00		
Miami Lakes Dr (NW 150 St)/ NW 67 Ave	1.12	1.12	0.00	73	
Miami Lakes Dr (NW 150 St)/ NW 60 Ave	0.70	1.82	0.00	73	
NW 60 Av/ NW 138 St	0.80	2.62	0.80	29, 73, 135, Conchita	<29
NW 138 St/ W 12 Ave.	0.60	3.22	0.00	73	
West 12 Ave/ NW 68 St	1.00	4.22	0.00	73	
West 12 Ave/ West 49 St	1.20	5.42	0.00	73	
West 12 Ave/ West 37 St	0.80	6.22	0.80	73, Hialeah Transit	<29
West 12 Ave/ West 29 St	0.50	6.72	0.00	73	
Okeechobee Station	0.70	7.42	0.00	73	
NW 74 St/ NW 72 Ave	0.70	8.12	0.00	73	
NW 72 Ave/NW 66 St	0.40	8.52	0.00	73	
NW 72 Ave/NW 58 St	0.50	9.02	0.00	73	
NW 72 Ave/NW 36 St	1.20	10.22	0.00	73	
NW 72 Ave/ NW 25 St	0.80	11.02	0.00	73	
NW25 St/ NW 87 Ave	1.50	12.52	0.00	238	
NW25 St/ NW 88 Ave	0.20	12.72	0.00	95, 238	<29
NW 88 Ave/ NW 27 St	0.10	12.82	0.00	None	
NW 27 St/ NW 87 Ave	0.10	12.92	0.00	None	
NW 87 Ave/ NW 25 St	0.20	13.12	0.00	87, 95	<29
NW 25 St/ NW 12 St	1.20	14.32	1.20	238	
NW 12 St/72 Ave	0.30	14.62	0.30	73, 238	<29
NW 72 Ave/NW12 St	0.10	14.72	0.10	73, 238	<29
NW 72 Ave/NW 7 St	0.30	15.02	0.30	73, 238	<29
NW 72 Ave/SW 4 St	0.70	15.72	0.00	73	
SW 4th St/SW 67 Ave	0.50	16.22	0.00	None	
SW 67 Ave/ SW 8 St	0.30	16.52	0.00	73	
SW 67 Ave/SW 16 St	0.50	17.02	0.00	73	
SW 67 Ave/ SW 24 St	0.50	17.52	0.00	73	
SW 67 Ave/ SW 40 St	1.01	18.53	0.00	73	
SW 67 Ave/ SW 48 St	0.50	19.03	0.00	73	
SW 67 Ave/SW 56 St	0.50	19.53	0.00	73	
SW 67 Ave/ SW 64 St	0.10	19.63	0.00	73	
SW 67 Ave/ SW 72 St	1.00	20.63	0.00	73	
SW 67 Ave/ SW 88 St (Kendall Dr.)	1.08	21.71	0.00	73	
Kendall Dr. /U.S.1	0.30	22.01	0.00	73	
Kendall Dr. /Dadeland Blvd.	0.30	22.31	0.30	87, 88, 104	<29
			3.80		
Percentage of Duplication			17%		