

Date: September 3, 2014

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

Agenda Item No. 5(L)

From: Carlos A. Gimenez
Mayor

Subject: Resolution approving the Waiver of Plat of LIBERTY ACADEMY DAYCARE AND
PRESCHOOL

Resolution No. R-740-14

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 350 feet south of NW 79 Street, on the east by NW 12 Avenue, on the south by NW 77 Terrace, and on the west by NW 12 Court. 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 3, Commissioner Audrey Edmonson.

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

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

LIBERTY ACADEMY DAYCARE AND PRESCHOOL (D-22990)

- Located in Section 11, Township 53 South, Range 41 East
- Zoning: RU-2
- Proposed Usage: Childcare 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 Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: September 3, 2014

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

SUBJECT: Agenda Item No. 5(L)

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(L)
9-3-14

RESOLUTION NO. R-740-14

RESOLUTION APPROVING THE WAIVER OF PLAT OF LIBERTY ACADEMY DAYCARE AND PRESCHOOL (D-22990), LOCATED IN THE SOUTHWEST 1/4 OF SECTION 11, TOWNSHIP 53 SOUTH, RANGE 41 EAST (BOUNDED ON THE NORTH APPROXIMATELY 350 FEET SOUTH OF NW 79 STREET, ON THE EAST BY NW 12 AVENUE, ON THE SOUTH BY NW 77 TERRACE, AND ON THE WEST BY NW 12 COURT).

WHEREAS, Liberty Academy Daycare and Preschool, LLC, a Florida limited liability company and Sarah Davis Brazier, a married woman, 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 the North 1/2 of Lot 1 of "Map of Tatum's Subdivision", according to the plat thereof, as recorded in Plat Book B, at Page 63, of the Public Records of Miami-Dade County, Florida, lying and being in the Southwest 1/4 of Section 11, Township 53 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 approval is conditioned upon the proper execution of all documents required by the County Attorney's Office.

The foregoing resolution was offered by Commissioner **Sally A. Heyman** who moved its adoption. The motion was seconded by Commissioner **Lynda Bell** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of September, 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

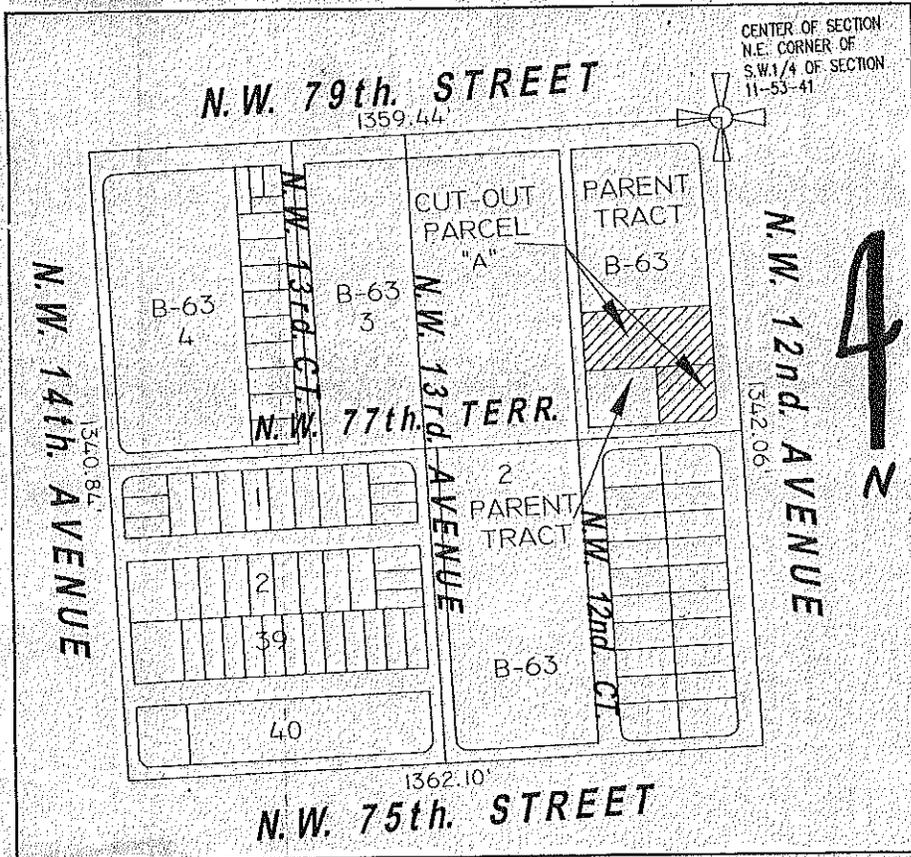
By: **Christopher Agrippa**
Deputy Clerk



Approved by County Attorney as
to form and legal sufficiency.

Lauren E. Morse

**LIBERTY ACADEMY DAY CARE & PRESCHOOL
(D-22990)
SEC. 11, TWP. 53 S., RGE. 41 E**



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