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

Memorandum

MIAMI-DADE COUNTY

Date: April 19, 2016

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

Agenda Item No. 5(G)

From: Carlos A. Gimenez
Mayor

Resolution No. R-315-16

Subject: Resolution Approving the Waiver of Plat of Kendall Residential, LLC

Recommendation

The following waiver of plat is submitted for consideration by the Board of County Commissioners for approval. This waiver of plat for Kendall Residential, LLC is bounded on the north approximately 400 feet south of SW 84 Street, on the east approximately 440 feet west of SW 107 Avenue, on the south by SW 86 Street, and on the west approximately 600 feet east of SW 109 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 10, which is represented by Senator Javier D. Souto.

Fiscal Impact/Funding Source

If this waiver of plat is approved, the fiscal impact to the County would be approximately $50.00 per year for the maintenance of minimal pavement as well as new drainage and sidewalk construction adjoining this property. These costs would be covered by the Department of Transportation and Public Works' annual General Fund allocation.

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

Kendall Residential, LLC (D-23523):

- Located in Section 31, Township 54 South, Range 40 East
- Zoning: RU-4M
- Proposed Usage: Apartment building with 31 apartment units
- Number of parcels: One (1)
- This plat meets concurrency.

Plat Restrictions

- None, waiver of plat.

Developer's Obligation

- Mobilization, clearing, milling, resurfacing, sidewalk, curb and gutter, valley gutter, drainage, street name signs, traffic control signs, striping, detectable warning surfaces, which are bonded under bond number 7956 in the amount of $27,733.00.

Jack Osterholt
Deputy Mayor

MEMORANDUM

(Revised)

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

DATE: April 19, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 5(G)

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(G)
4-19-16

RESOLUTION NO. R-315-16

RESOLUTION APPROVING THE WAIVER OF PLAT OF KENDALL RESIDENTIAL, LLC, D-23523, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 31, TOWNSHIP 54 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH APPROXIMATELY 400 FEET SOUTH OF SW 84 STREET, ON THE EAST APPROXIMATELY 440 FEET WEST OF SW 107 AVENUE, ON THE SOUTH BY SW 86 STREET, AND ON THE WEST APPROXIMATELY 600 FEET EAST OF SW 109 AVENUE)

WHEREAS, Kendall Residential, 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 land lying and being in the Southeast 1/4 of Section 31, Township 54 South, Range 40 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 **Xavier L. Suarez**, who moved its adoption. The motion was seconded by Commissioner **Esteban L. Bovo, Jr.** and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman **aye**
Esteban L. Bovo, Jr., Vice Chairman **aye**

Bruno A. Barreiro	**aye**	Daniella Levine Cava	**aye**
Jose "Pepe" Diaz	**absent**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**absent**	Barbara J. Jordan	**aye**
Dennis C. Moss	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**aye**	Xavier L. Suarez	**aye**
Juan C. Zapata	**aye**		

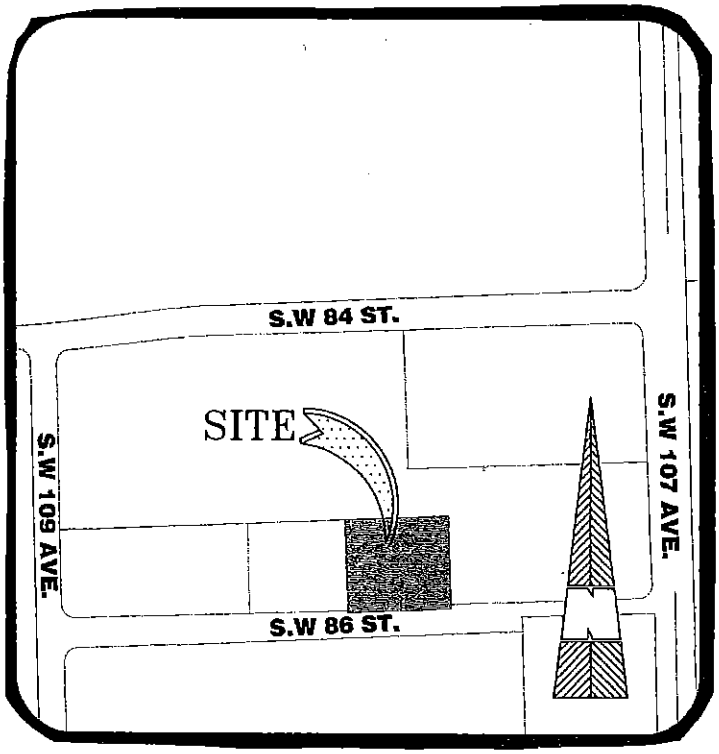
The Chairperson thereupon declared the resolution duly passed and adopted this 19th day of April, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override 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: Christopher Agrippa
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Lauren E. Morse

KENDALL RESIDENTIAL, LLC
(D-23523)
SEC. 31, TWP. 54 S, RGE. 40 E