

**Date:** September 1, 2009  
**To:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners  
**From:** George M. Burgess  
County Manager   
**Subject:** THE JOY TRUST

Agenda Item No. 5(F)

**Resolution No. R-1069-09**

### Recommendation

The following waiver of plat meets concurrency and is hereby submitted for consideration by the Board of County Commissioners for approval. The Miami-Dade County Plat Committee recommends approval of the waiver of plat listed below. This plat is bounded on the north by approximately NW 99 Street, on the east by approximately NW 22 Avenue, on the south by NW 98 Street, and on the west by approximately NW 23 Avenue.

### Scope

This waiver of plat is located within the boundaries of Commission District 2.

### Fiscal Impact /Funding Source

Not Applicable

### Track Record/Monitor

Not Applicable

### Background

THE JOY TRUST (D-23039)

- Located in Section 3, Township 53 South, Range 41 East
- Commission District: 2
- Zoning: RU-2
- Proposed Usage: Duplex
- Number of parcels: 2

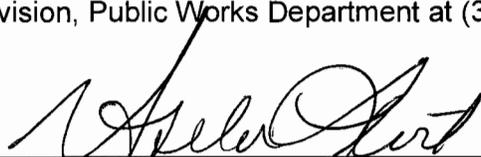
### Plat Restrictions

- Plat restrictions: none, waiver of plat.
- Covenant requirements: none, waiver of plat.

### Developer's Obligation

- None, all improvements are in place.

Should you need additional information, please contact Mr. Raul Pino, PLS, Chief, Land Development Division, Public Works Department at (305) 375-2112.

  
Assistant County Manager



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

**DATE:** September 1, 2009

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

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

Please note any items checked.

- "4-Day Rule" ("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
- Bid waiver requiring County Mayor's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 5 (F)  
9-1-09

RESOLUTION NO. R-1069-09

RESOLUTION APPROVING THE WAIVER OF PLAT OF THE JOY TRUST, D-23039, LOCATED IN THE NORTHWEST 1/4 OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 41 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY NW 99 STREET, ON THE EAST BY APPROXIMATELY NW 22 AVENUE, ON THE SOUTH BY NW 98 STREET, AND ON THE WEST BY APPROXIMATELY NW 23 AVENUE)

**WHEREAS**, The Joy Trust, a trust agreement, 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 Lot 5, Block 1, of "East Gulfair", according to the plat thereof, as recorded in Plat Book 42, at Page 47, of the Public Records of Miami-Dade County, Florida, lying and being in the Northwest 1/4 of Section 3, 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 Subdivision of 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 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 **Dorrin D. Rolle** who moved its adoption. The motion was seconded by Commissioner **Audrey M. Edmonson** and upon being put to a vote, the vote was as follows:

	Dennis C. Moss, Chairman	aye	
	Jose "Pepe" Diaz, Vice-Chairman	aye	
Bruno A. Barreiro	absent		Audrey M. Edmonson
Carlos A. Gimenez	aye		Sally A. Heyman
Barbara J. Jordan	aye		Joe A. Martinez
Dorrin D. Rolle	aye		Natacha Seijas
Katy Sorenson	aye		Rebeca Sosa
Sen. Javier D. Souto	aye		aye

The Chairperson thereupon declared the resolution duly passed and adopted this 1<sup>st</sup> day of September, 2009. 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

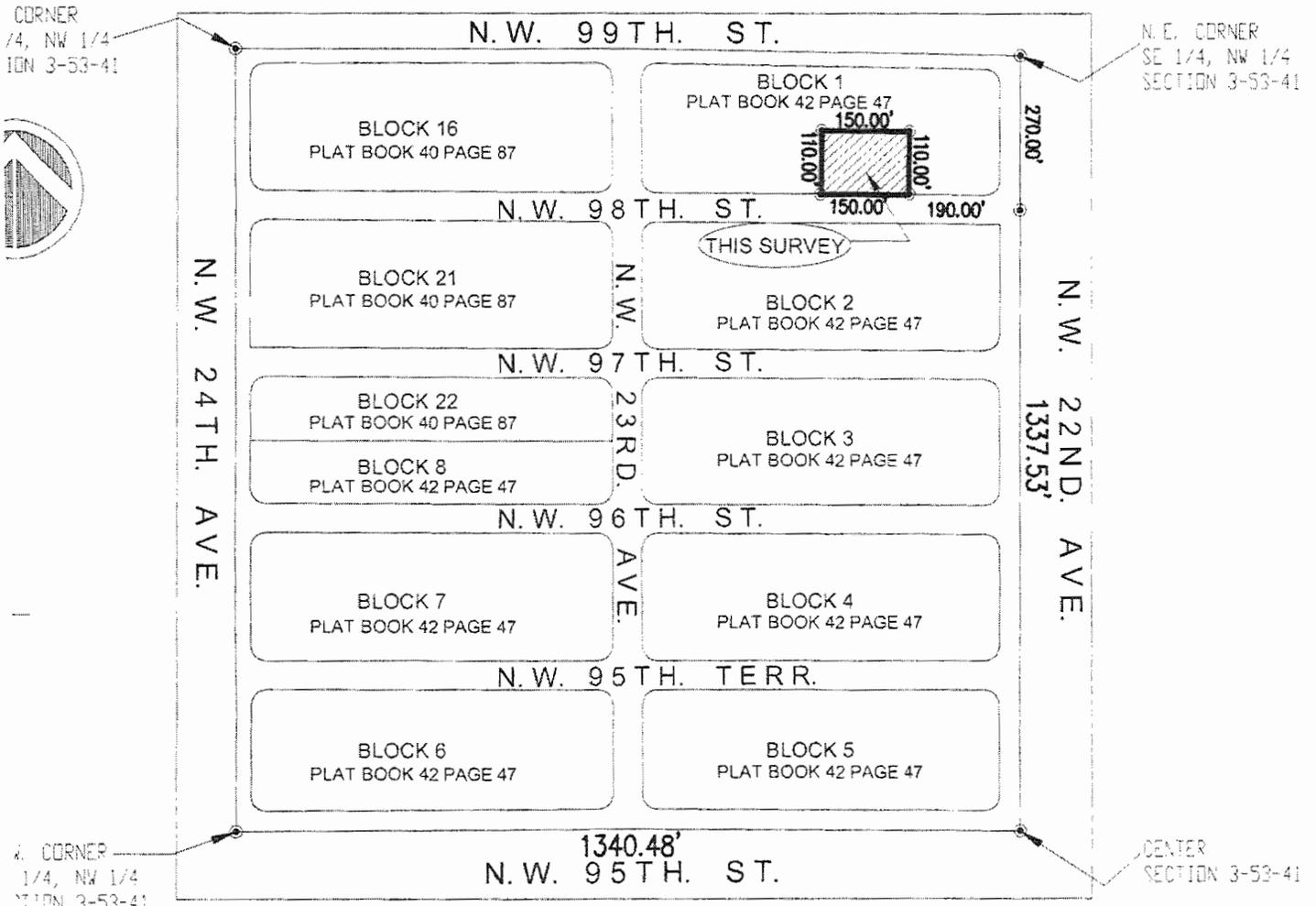


By: **DIANE COLLINS**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Joni Armstrong Coffey

# The Joy Trust D-23039



**LOCATION MAP**  
 SE 1/4-NW 1/4, SECTION 3-53-41  
 SCALE: 1" = 300'

5