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

Memorandum

MIAMI-DADE COUNTY

Date: January 20, 2011

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

Agenda Item No. 5(G)

From: George M. Burgess
County Manager

Resolution No. R-08-11

Subject: CANADA DRY BOTTLING CO. OF FLORIDA, INC.

Recommendation
The following waiver of plat 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 61 Street, on the east by NW 72 Avenue, on the south by approximately NW 58 Street, and on the west by NW 74 Avenue.

Scope
This waiver of plat is located within the boundaries of Commission District 12.

Fiscal Impact /Funding Source
There is no associated fiscal impact to the County by the potential approval of this waiver of plat; all improvements are in place.

Track Record/Monitor
Not Applicable

Background
CANADA DRY BOTTLING CO. OF FLORIDA, INC. (D-23149)

- Located in Section 14, Township 53 South, Range 40 East
- Commission District: 12
- Zoning: IU-3
- Proposed Usage: Warehouse, fleet maintenance building and storage building
- Number of parcels: 1
- This plat meets concurrency

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 Joe A. Martinez and Members, Board of County Commissioners

DATE: January 20, 2011

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

_____ **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**

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 5(G)
1-20-11

RESOLUTION NO. R-08-11

RESOLUTION APPROVING THE WAIVER OF PLAT OF CANADA DRY BOTTLING CO. OF FLORIDA, INC., D-23149, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 14, TOWNSHIP 53 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY NW 61 STREET, ON THE EAST BY NW 72 AVENUE, ON THE SOUTH BY APPROXIMATELY NW 58 STREET, AND ON THE WEST BY NW 74 AVENUE)

WHEREAS, Canada Dry Bottling Co. of Florida, Inc., a Florida corporation, 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 Tracts 17 and 18 of the "Amended Plat of Section 14, Township 53 South, Range 40 East", according to the plat thereof, as recorded in Plat Book 8, at Page 16, of the Public Records of Miami-Dade County, Florida, lying and being in the Southwest 1/4 of Section 14, Township 53 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 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 parcel on this waiver of

plat conforms 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 **Lynda Bell**, who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** 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
Jose "Pepe" Diaz	aye	Carlos A. Gimenez	aye
Sally A. Heyman	absent	Barbara J. Jordan	absent
Jean Monestime	aye	Dennis C. Moss	aye
Natacha Seijas	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of January, 2011. 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

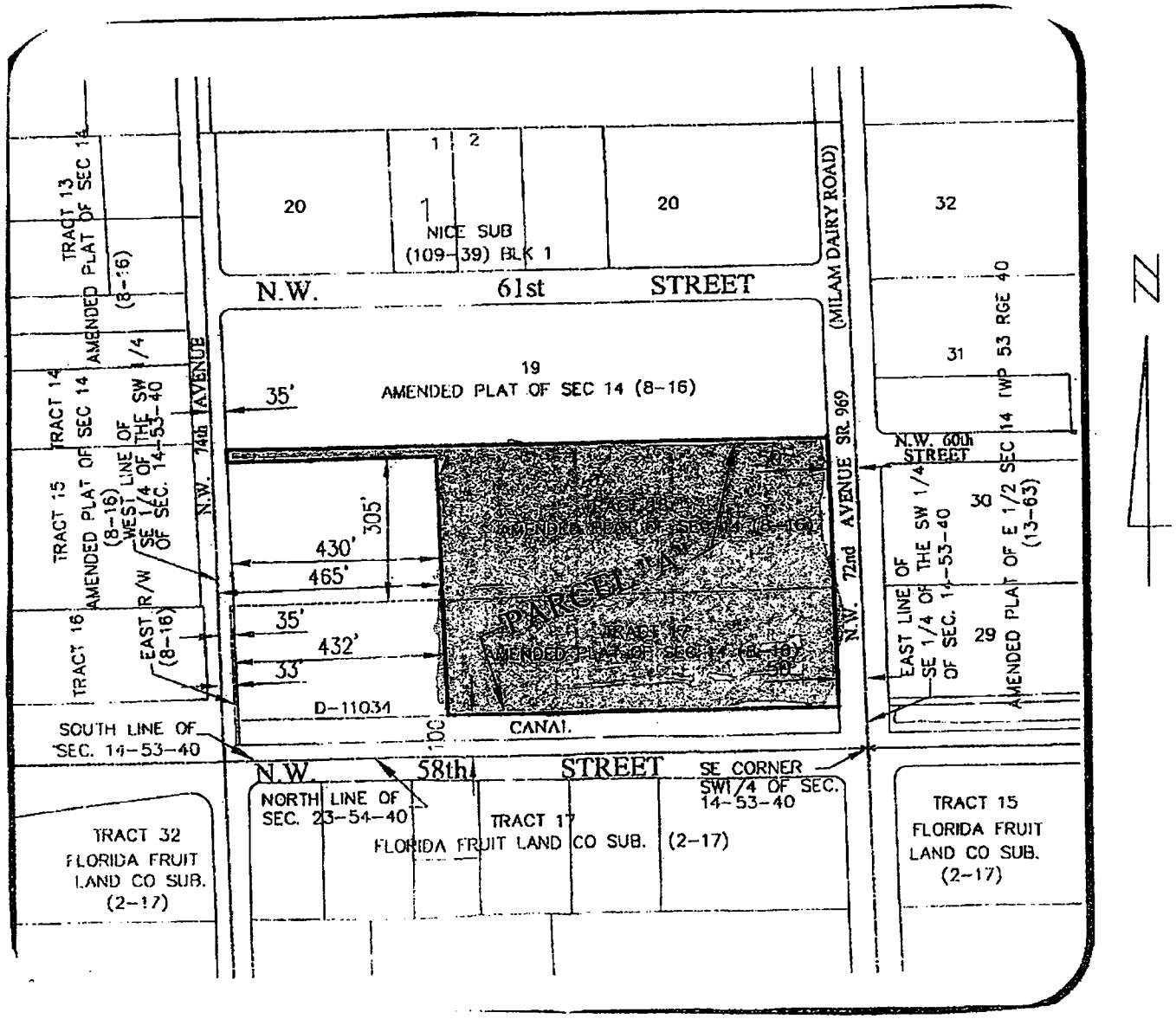
HARVEY RUVIN, CLERK

By: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Joni Armstrong Coffey

Canada Dry Bottling Co. of Florida, Inc
D-23149



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