

MEMORANDUM

Agenda Item No. 8(L)(2)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: July 8, 2021

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution authorizing the
County Mayor to seek approval
for a replat of certain property
located within the City of Miami;
and authorizing the County
Mayor to take all actions
necessary to effectuate the same

The accompanying resolution was prepared by the Regulatory and Economic Resources Department and placed on the agenda at the request of Prime Sponsor Commissioner Keon Hardemon.



Geri Bonzon-Keenan
County Attorney


GBK/uw

Memorandum



Date: July 8, 2021

To: Honorable Chairman Jose “Pepe” Diaz
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor 

Subject: Resolution Authorizing the County Mayor or County Mayor’s Designee to Seek Approval of the Plat of Pump Station 49 Located Within the City of Miami

Recommendation

It is recommended that the Board of County Commissioners (Board) approve this resolution delegating authority to the County Mayor or County Mayor’s Designee to seek approval by the City of Miami of the plat for the Miami-Dade Water and Sewer Department (MDWASD) Pump Station No. 49.

A location sketch is attached to this memorandum as Exhibit A.

Scope

The property to be platted is located in Commission District 3, which is represented by Commissioner Keon Hardemon.

Delegation of Authority

Authority is delegated to the County Mayor or County Mayor’s designee to apply to the City of Miami for approval of a plat within municipal boundaries and authorizes the County Mayor to sign the plat as property owner.

Fiscal Impact/Funding Source

The approval to delegate authorization in this resolution will not have a fiscal impact to Miami-Dade County.

Track Record/Monitor


The Development Services Division within 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. If this resolution is approved, the Planning and Development Division within the Miami-Dade Water and Sewer Department, will then seek approval of this plat with the City of Miami, and the person responsible for this function is Ramon R. Alba, P.E.

Background

The existing MDWASD Pump Station 49 is located in the middle of the residential street (NE 83rd Street), with a portion of the control panel within the clear zone on the south side of the roadway. The pump station is approximately 30-feet deep with the majority of the electrical controls on the first level below grade and was damaged during Hurricane Irma. Additionally, the existing pump station does not have a backup generator.

Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners
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MDWASD is relocating Pump Station 49 from its existing location underneath NE 83rd Street between NE 9th Avenue and NE 10th Avenue to an acquired site located within the 899 NE 83rd Street property. The new Pump Station project will increase the capacity of the existing Pump Station 49 to accommodate future wastewater flows and to provide emergency power by incorporating a backup generator as required by the Department of Regulatory and Economic Resources for discharge force main equal to or greater than 12 inches in diameter. Pursuant to Florida Statutes section 177.071(1)(a), the City of Miami has jurisdiction over the subdivision of properties that are located wholly within its municipal boundaries.



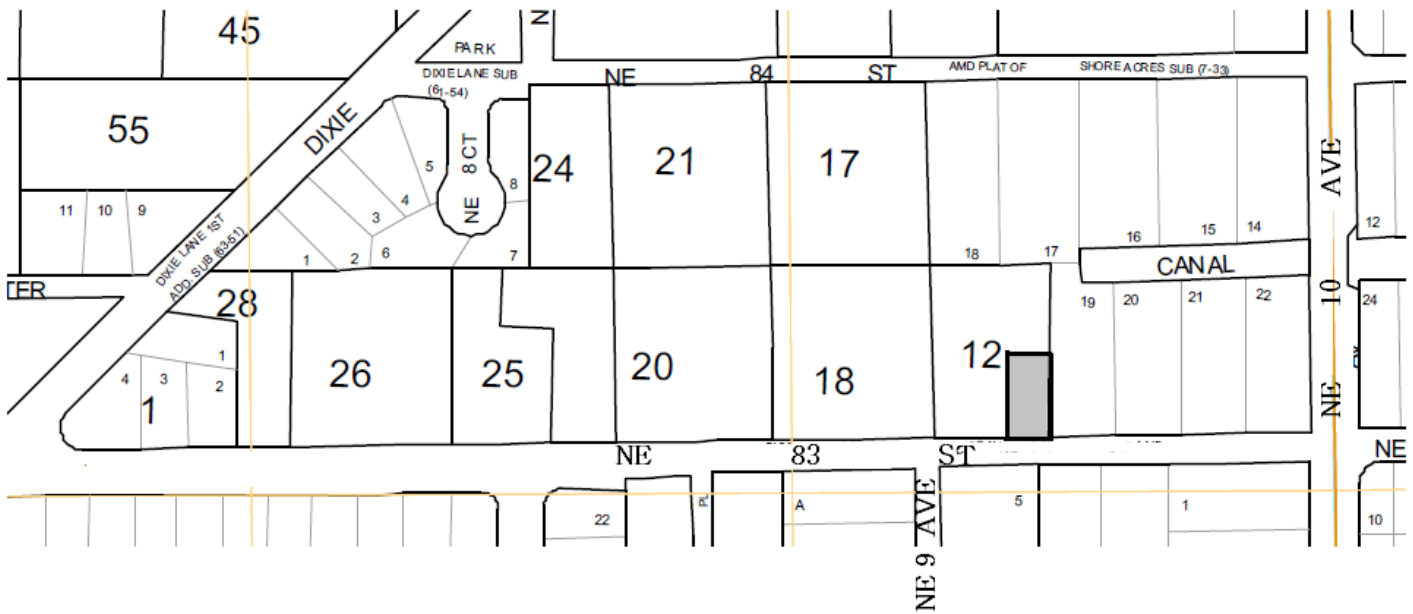
Jimmy Morales
Chief Operations Officer

FOLIO NUMBER 01-3207-003-0025

PUMP STATION 49 T-24420

Sec. 7 Twp. 53 South Rge. 42 East

EXHIBIT A





MEMORANDUM
(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: July 8, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(L)(2)

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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) 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. 8(L)(2)
7-8-21

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SEEK APPROVAL FOR A REPLAT OF CERTAIN PROPERTY LOCATED WITHIN THE CITY OF MIAMI; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THE SAME

WHEREAS, Miami-Dade County owns certain property, identified as Exhibit A to the County Mayor's Memorandum, land lying wholly within the boundaries of the City of Miami; and

WHEREAS, the Miami-Dade County Water and Sewer Department intends to use the property as a proposed pump station; and

WHEREAS, pursuant to Florida Statutes section 177.071(1)(a), the City of Miami has jurisdiction over the subdivision of properties that are located wholly within its city limits; and

WHEREAS, the plat for Pump Station 49 requires the County Mayor's signature, on behalf of the county as owner, of the property in question, before the City of Miami can approve the final plat; and

WHEREAS, the Board of County Commissioners desires to facilitate the development of this site,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Approves and incorporates the foregoing recitals.

Section 2. Authorizes the County Mayor or County Mayor’s designee to apply to the City of Miami for the replat of the subdivided parcel of land, more particularly described by the following folio number: 01-3207-003-0025, as depicted in Exhibit A to the County Mayor’s Memorandum.

Section 3. Authorizes the County Mayor or the County Mayor’s designee to execute the plat as owner of the property and to perform all other acts necessary to effectuate the same.

The foregoing resolution was offered by Commissioner _____,
who moved its adoption. The motion was seconded by Commissioner _____
and upon being put to a vote, the vote was as follows:

Jose “Pepe” Diaz, Chairman	
Oliver G. Gilbert, III, Vice-Chairman	
Sen. René García	Keon Hardemon
Sally A. Heyman	Danielle Cohen Higgins
Eileen Higgins	Joe A. Martinez
Kionne L. McGhee	Jean Monestime
Raquel A. Regalado	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared this resolution duly passed and adopted this 8th day of July, 2021. 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: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Lauren E. Morse