

Memorandum



Date: September 1, 2021

Agenda Item No. 5(S)

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

From: Lourdes M. Gomez, Director  Resolution No. R-792-21
Department of Regulatory and Economic Resources

Subject: Resolution Approving the Waiver of Plat of Benito Enriquez Trejo and Adilene Y. Ortiz-Villeda filed by Benito Enriquez Trejo and Adilene Y. Ortiz-Villeda

Recommendation

The following waiver of plat is submitted for consideration by the Board of County Commissioners (Board) for approval. This waiver of plat for Benito Enriquez Trejo and Adilene Y. Ortiz-Villeda is bounded on the north by SW 216 Street, on the east approximately 170 feet west of SW 184 Place, on the south approximately 330 feet north of SW 218 Street, and on the west approximately 470 feet east of SW 187 Avenue.

The Miami-Dade County Plat Committee recommends approval 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.

Pursuant to Ordinance No. 16-73, this quasi-judicial matter may be submitted directly for placement on the Board's meeting agenda by the Director of the Department of Regulatory and Economic Resources.

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

Legal description of the boundaries of the land are on file with the Department of Regulatory and Economic Resources.

Scope

This waiver of plat is located in Commission District 8, which is represented by Commissioner Danielle Cohen Higgins.

Delegation of Authority

There are no delegation requirements with this item.

Fiscal Impact/Funding Source

There is no fiscal impact to Miami-Dade County with the approval of this waiver of plat as all improvements are in place.

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.

Background

Benito Enriquez Trejo and Adilene Y. Ortiz-Villeda (D-24571)

- Located in Section 13, Township 56 South, Range 38 East.
- Zoning: EU-1.
- Proposed usage: One single family residence.
- Number of parcels: One.
- This waiver of plat meets concurrency.
- A utility water supply and sanitary sewers are not within feasible distance to the subdivision. The Parcel will be served by an on-site drinking water supply well and a septic tank and drainfield system.

Developer’s Obligation

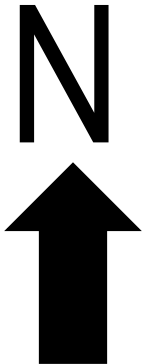
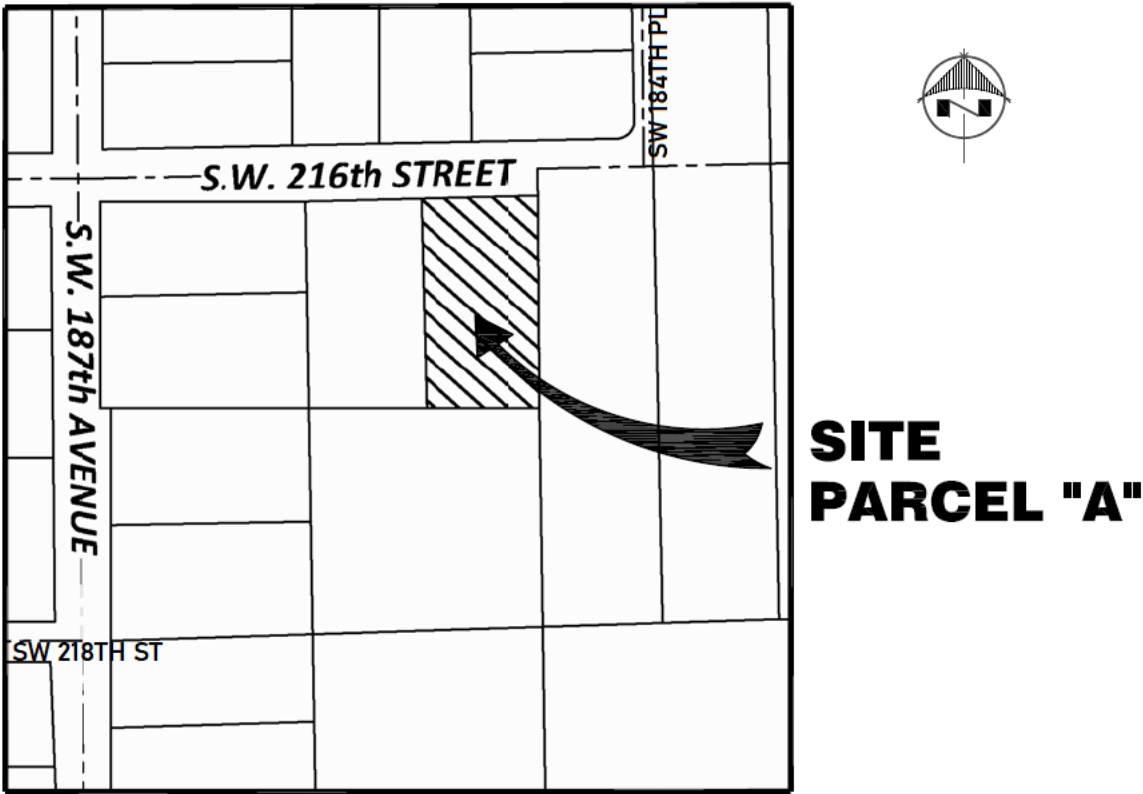
None.

BENITO ENRIQUEZ TREJO AND ADILENE Y. ORTIZ-VILLEDA

D-24571

Sec. 13 Twp. 56 South Rge. 38 East

EXHIBIT A





MEMORANDUM

(Revised)

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

DATE: September 1, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(S)

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. 5(S)
9-1-21

RESOLUTION NO. R-792-21

RESOLUTION APPROVING THE WAIVER OF PLAT OF BENITO ENRIQUEZ TREJO AND ADILENE Y. ORTIZ-VILLEDA, D-24571 FILED BY BENITO ENRIQUEZ TREJO AND ADILENE Y. ORTIZ-VILLEDA, LOCATED IN THE NORTHWEST 1/4 OF SECTION 13, TOWNSHIP 56 SOUTH, RANGE 38 EAST (BOUNDED ON THE NORTH BY SW 216 STREET, ON THE EAST APPROXIMATELY 170 FEET WEST OF SW 184 PLACE, ON THE SOUTH APPROXIMATELY 330 FEET NORTH OF SW 218 STREET, AND ON THE WEST APPROXIMATELY 470 FEET EAST OF SW 187 AVENUE)

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

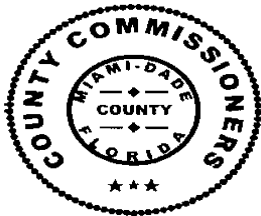
WHEREAS, Benito Enriquez Trejo, a single man, and Adilene Y. Ortiz-Villeda, a single woman, as Joint Tenants with Rights of Survivorship, have this day presented to this Board a waiver of plat of certain lands lying in Miami-Dade County, Florida, said waiver of plat of the property legally described as a portion of land lying and being in the Northwest 1/4 of Section 13, Township 56 South, Range 38 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 **Joe A. Martinez**,
 who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman**
 and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared this resolution duly passed and adopted this 1st day of September, 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: **Melissa Adames**
 Deputy Clerk

Approved by County Attorney as
 to form and legal sufficiency.

A handwritten signature in dark ink, appearing to read "LEM".

Lauren E. Morse