

MEMORANDUM

Agenda Item No. 5(F)

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

DATE: May 3, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution granting petition to
close a southerly portion of NW
135 Street, from NW 47 Avenue
west to the Gratigny Parkway
(Vacation of Right-of-Way
Petition No. P-985); filed by Eric
Greenwald, registered agent for
AA Acquisitions, LLC; and
waiving the signature
requirements of Resolution No.
7606 as to adjacent property
owners

Resolution No. R-394-22

The accompanying resolution was prepared by the Transportation and Public Works Department and placed on the agenda at the request of Prime Sponsor Senator René García.



Geri Bonzon-Keenan
County Attorney

GBK/gh

Memorandum



Date: May 3, 2022

To: Honorable Chairman José “Pepe” Díaz
and Members, Board of County Commissioners

From: Daniella Levine Cava 
Mayor

Subject: Vacation of Right-of-Way Petition P-985
Section: 30-52-41
Southerly Portion of NW 135 Street from NW 47 Avenue West to the Gratigny
Parkway
Commission District: 13

Executive Summary

The purpose of the item is to gain Board approval for granting a petition filed on behalf of AA Acquisitions, LLC to vacate portions of County right-of-way located in District 13. The fee for this Vacation of Right-of-Way petition is \$1,960.

Recommendation

It is recommended that the Board of County Commissioners (Board) grant Vacation of Right-of-Way Petition P-985, attached to this Memorandum as Exhibit 2, following a public hearing. The Miami-Dade County Departments of Regulatory and Economic Resources, Transportation and Public Works (DTPW), Water and Sewer, and Fire Rescue have no objection to this right-of-way being closed. A location map is attached as Exhibit 1. The subject portion of right-of-way is undeveloped raw land covered with trees and brush. This request conforms with County regulations governing the closing of roads as set forth in Resolution No. R-7606.

Scope

This Vacation of Right-of-Way is located within District 13, which is represented by Commissioner Rene Garcia.

Fiscal Impact/Funding Source

The properties abutting the subject portion of right-of-way are tax-exempt. Therefore, the granting of this petition will not result in an increase in revenue from property taxes. The fee for this Vacation of Right-of-Way Petition is \$1,960.

Track Record/Monitor

DTPW is the entity overseeing this project, and the person responsible for monitoring it is Maria D. Molina, P.E., Chief, DTPW Right-of-Way Division.

Delegated Authority

There is no delegation of authority associated with this item.

Background

In conjunction with the Miami-Dade Aviation Department, AA Acquisitions, LLC, and Bridge Point Gratigny, LLC, wish to close a southerly portion of NW 135 Street, from NW 47 Avenue west to the Gratigny Parkway, in order to incorporate the land into the proposed plat of “MIAMI OPA-LOCKA EXECUTIVE AIRPORT,” Tentative Plat T-24184. AA Acquisitions LLC holds a

Attachments: Exhibit 1 – Location Maps, Exhibit 2 – Vacation of Right-of-Way Petition P-985

Honorable Chairman José “Pepe” Díaz
and Members, Board of County Commissioners
Page 2

long-term lease of certain property at Miami Opa-Locka Executive Airport pursuant to Resolution No. 310-07. Pursuant to the lease agreement and Resolution No. R-536-21, the Board delegated authority to the County Mayor to consent to an assignment of the parcels encompassing the T-24184 Tentative Plat to Bridge Point Gratigny, LLC and to support the petition for vacation of right-of-way. The original plat created two lots fronting on the subject right-of-way. Portions of these two lots will become unified into one tract together with portions of two other adjacent lots, the subject right-of-way, and the adjacent right-of-way for NW 49 Avenue which is being closed by a separate petition, once the proposed plat is approved. The subject right-of-way has never been improved nor maintained by Miami-Dade County. While road closings that are filed in conjunction with plats are normally contingent on the recording of the plat, the Applicants have requested that this Vacation of Right-of-Way Petition be independent of the aforementioned proposed plat.

The subject right-of-way was dedicated to the County in 1925 by the plat of “SUBDIVISION OF NE 1/4 OF SEC. 30 TWP. 52S RGE. 41E,” recorded in Plat Book 18, Page 14, of the Public Records of Miami-Dade County, Florida. The parcels abutting the subject right-of-way are zoned GP (Government Property) and consist of raw, undeveloped land covered with trees and brush. The portion of NW 49 Avenue that abuts the subject right-of-way on the south is the subject of Vacation of Right-of-Way Petition P-973.

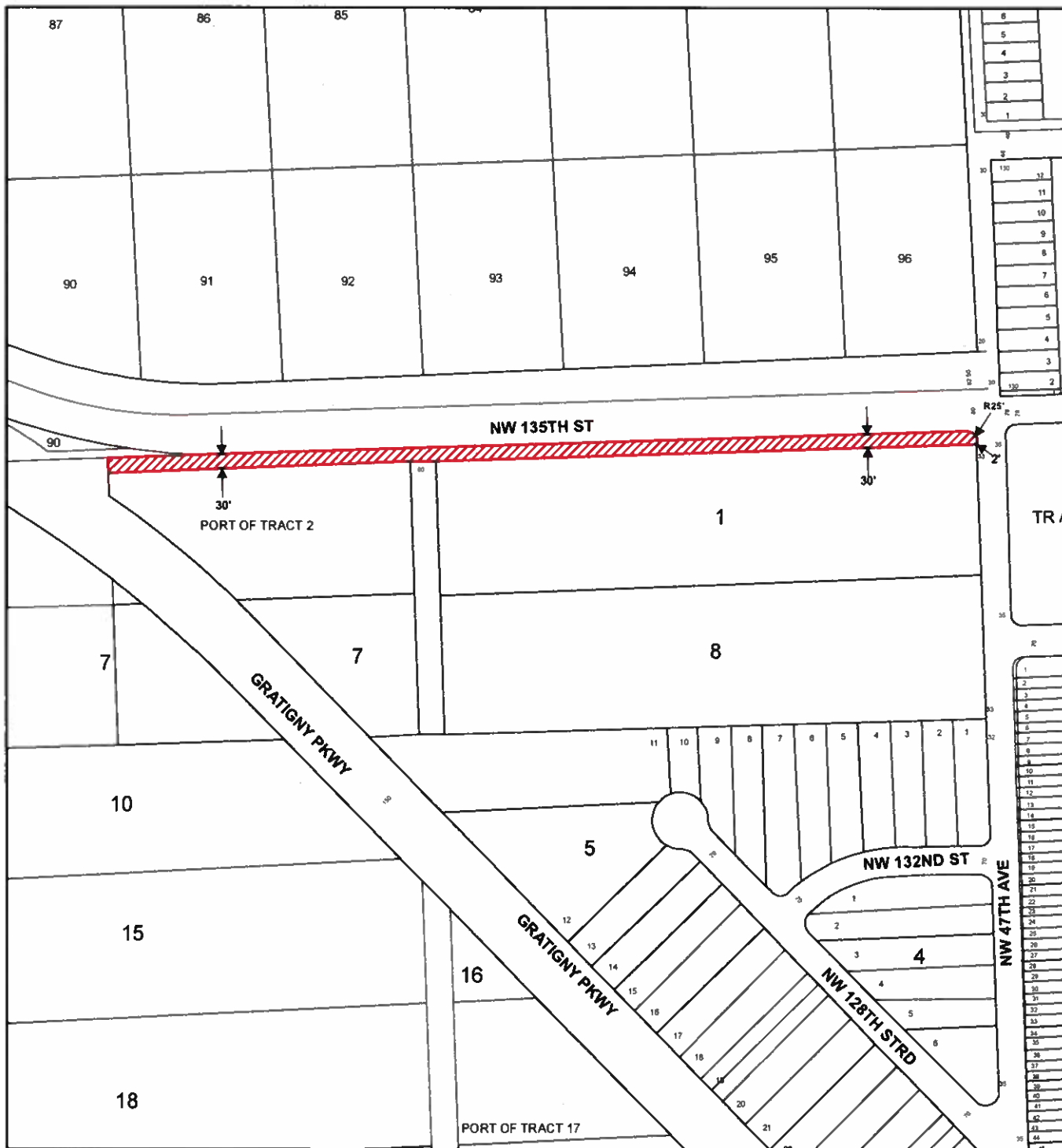


Jimmy Morales
Chief Operations Officer

Location Map

SECTION 30 TOWNSHIP 52 S RANGE 41 E

EXHIBIT "1"



This is not a survey

P- 985

Municipality: UNINCORPORATED MIAMI-DADE
Commission District: Rene Garcia 13

Legend



P-985 ROAD CLOSING

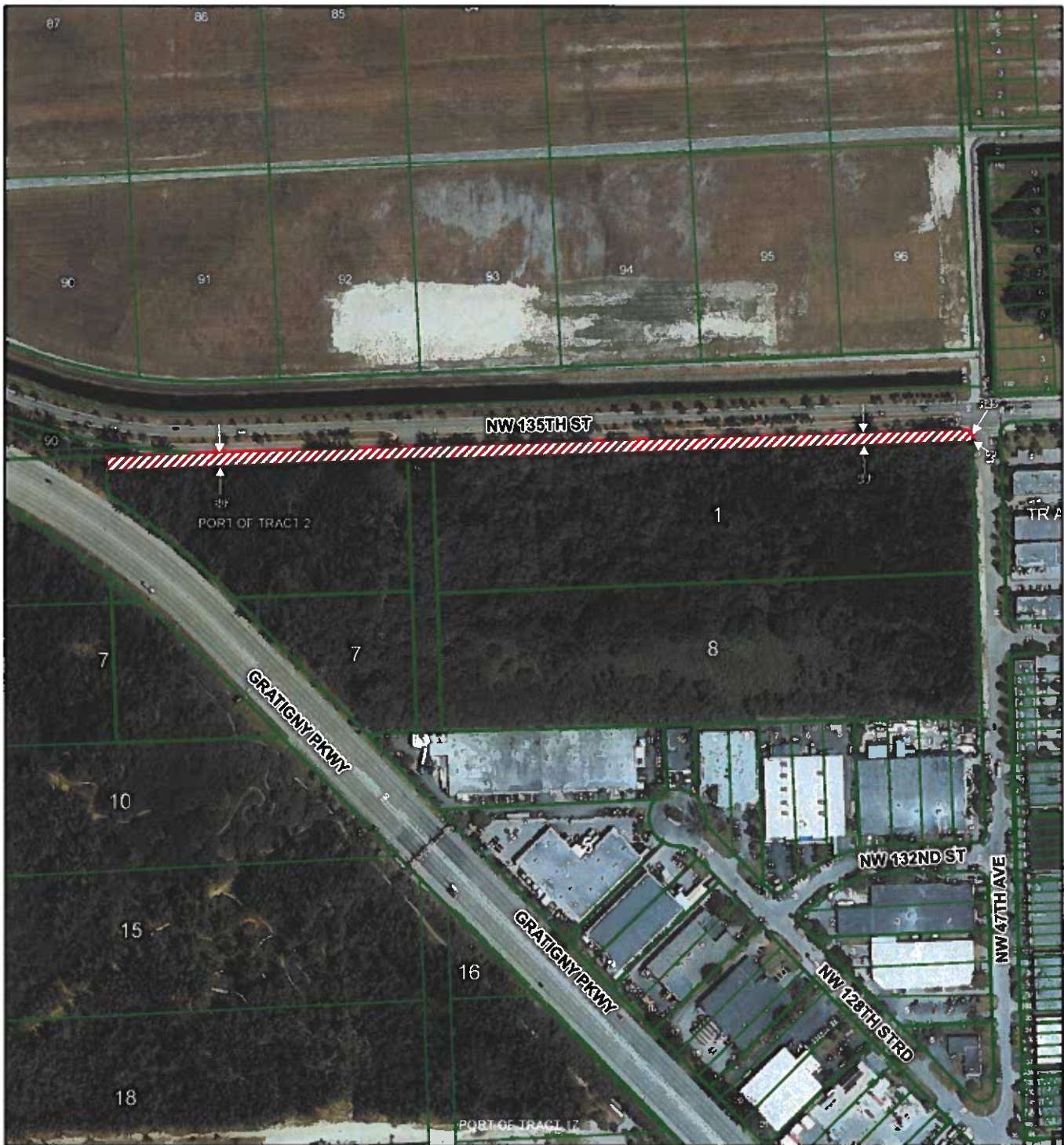
MIAMI-DADE COUNTY
Department of Transportation & Public Works
Right-of-Way Division
111 NW 1st STREET, SUITE 1610, MIAMI FLORIDA 33128
PH (305) 375-2714 FAX (305) 375-2825

Date: REV. December 02, 2021
Prepared by: ym

Location & Aerial Map

SECTION 30 TOWNSHIP 52 S RANGE 41 E

EXHIBIT "1"



This is not a survey

P- 985

Municipality: UNINCORPORATED MIAMI-DADE
Commission District: Rene Garcia 13

Legend

 P-985 ROAD CLOSING

MIAMI-DADE COUNTY
Department of Transportation & Public Works
Right-of-Way Division
111 NW 1st STREET, SUITE 1610, MIAMI FLORIDA 33128
PH (305) 375-2714 FAX (305) 375-2825

Date: REV December 02, 2021
Prepared by: ym

Exhibit 2

PETITION TO CLOSE ROAD

TO: Board of County Commissioners
Miami-Dade County, Florida

The undersigned, pursuant to Sections 336.09 – 336.12 Florida Statutes, hereby petitions the Board of County Commissioners to vacate, abandon, discontinue and close an existing public street, alleyway, road, highway, or other place used for travel, or a portion thereof, and to renounce and disclaim any right of the County and the public in and to any land in connection therewith; or to renounce and disclaim any right of County and the public in and to certain land, or interest therein, acquired by purchase, gift, devise, dedication or prescription for street, alleyway, road or highway purposes; or to renounce and disclaim any right of the County and the public in and to certain land delineated on recorded map or plat as a street, alleyway, road or highway.

The undersigned hereby certify:

1. LEGAL DESCRIPTION: The complete and accurate legal description of the road, right-of-way sought to be closed is as follows:

See Exhibit A

2. PUBLIC INTEREST IN ROAD: The title or interest of the county and the Public in and to the above described road, right-of-way was acquired and is evidenced in the following manner (state whether public interest was acquired by deed, dedication or prescription and set forth where deed or plat is recorded in public records):

The interest was acquired from the Florida Ranch and Dairy Corp. by way of a plat entitled – "Subdivision of NE ¼ Sec. 30 Twp. 52S Rge. 41E" as recorded in PB 18, Page 14 of the Public Records of Miami-Dade County, Florida.

3. ATTACH SURVEY SKETCH: Attached hereto is a survey accurately showing and describing the above described right-of-way and its location and relation to surrounding property, and showing all encroachments and utility easements.

See Exhibit A.

4. ABUTTING PROPERTY OWNERS: the following constitutes a complete and accurate schedule of all owners of property abutting upon the above described right-of-way.

PRINT NAME	FOLIO NO.	ADDRESS
Miami-Dade County	30 2130 001-0010	Mailing Address
Aviation Department	30 2130 001-0020	P.O. Box 025504
		Miami, FL 33102-5504
Ralph Cutié		
Director and		
Chief Executive Officer		

5. ACCESS TO OTHER PROPERTY: The undersigned certify that in the event this petition is granted no other property owners will be prevented from access to and from their property and no other property owners in the vicinity will be adversely affected.

6. GROUND FOR REQUESTING PETITION AND PROPOSED USE FOR THE LAND BY THIS REQUEST: The undersigned submits as a grounds and reasons in support of this petition the following (state in detail, why petition should be granted):

This roadway dedication is obsolete. It was originally created by way of a plat recorded in 1925. Since then, the road and surrounding areas have been incorporated in Opa-Locka Airport without any reference to this older plat. Currently, this land is subject to a long-term development lease between the sole property owner, Miami Dade County Aviation Department and a third party private developer, Adler Acquisitions, LLC.

Indeed, the roadway and surrounding property are subject of a pending Plat application and that process indicated this Petition is required.

Finally, the Florida Department of Transportation has confirmed that this small portion of the dedication is not a part of their State Road 916. See Exhibit B.

7. Signatures of all abutting property owners: Respectfully submitted,

SIGNATURE

ADDRESS

Folios



30 2130 001-0010
30 2130 001-0020

EXHIBIT A



SKETCH AND LEGAL DESCRIPTION

BY

PULICE LAND SURVEYORS, INC.

5381 NOB HILL ROAD
SUNRISE, FLORIDA 33351

TELEPHONE: (954) 572-1777 • E-MAIL: surveys@pulicelandsurveyors.com

CERTIFICATE OF AUTHORIZATION LB#3870



LEGAL DESCRIPTION: NW 135TH STREET RIGHT-OF-WAY TO BE VACATED

A PORTION OF THE RIGHT-OF-WAY WITHIN THE NORTH 30 FEET OF THE NORTHEAST 1/4 OF SECTION 30, TOWNSHIP 52 SOUTH, RANGE 41 EAST, AS SHOWN ON THE "SUBDIVISION OF NE 1/4 OF SEC. 30 TWP. 52 S RGE. 41 E.", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 18, PAGE 14, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF TRACT 1 OF SAID "SUBDIVISION OF NE 1/4 OF SEC. 30 TWP. 52 S RGE. 41 E." THENCE SOUTH 88°03'32" WEST 2.00 FEET TO A LINE PARALLEL WITH AND 2.00 FEET WEST OF THE EAST LINE OF SAID TRACT 1, ALSO BEING THE POINT OF BEGINNING; THENCE SOUTH 88°03'32" WEST, ALONG THE NORTH LINE OF TRACTS 1 AND 2 AND THE EXTENSION THEREOF OF SAID "SUBDIVISION OF NE 1/4 OF SEC. 30 TWP. 52 S RGE. 41 E.", 2008.46 FEET TO THE NORTHWEST CORNER OF THE EAST 1/2 OF SAID TRACT 2; THENCE NORTH 02°06'25" WEST, ALONG THE NORTHERLY EXTENSION OF THE WEST LINE OF SAID EAST 1/2 OF TRACT 2, 30.00 FEET TO A POINT ON THE NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 30, TOWNSHIP 52 SOUTH, RANGE 41 EAST; THENCE NORTH 88°03'32" EAST, ALONG SAID NORTH LINE, 1983.57 FEET TO A POINT OF CURVATURE OF A CIRCULAR CURVE CONCAVE SOUTHWESTERLY, THENCE ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 25.00 FEET, A CENTRAL ANGLE OF 90°11'17", FOR AN ARC DISTANCE OF 39.35 FEET TO A POINT OF TANGENCY ON A LINE PARALLEL WITH AND 2.00 FEET WEST OF THE EAST LINE OF SAID TRACT 1; THENCE SOUTH 01°45'11" EAST ALONG SAID PARALLEL LINE 4.92 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING AND BEING IN MIAMI-DADE COUNTY, FLORIDA AND CONTAINING 60,121 SQUARE FEET (1.3802 ACRES), MORE OR LESS.

NOTES:

1. BEARINGS ARE BASED ON AN ASSUMED MERIDIAN WITH THE NORTH LINE OF THE NE 1/4 OF SECTION 30-52-41 BEING N88°03'32"E.
2. THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FIELD SURVEY.
3. THIS SKETCH IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
4. ALL RECORDED DOCUMENTS ARE PER THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, UNLESS OTHERWISE NOTED.

FILE: BRIDGE DEVELOPMENT PARTNERS LLC

SCALE: N/A

DRAWN: DCW/LH

ORDER NO.: 68031

DATE: 2/1/21; 11/30/21 REV

NW 135TH STREET TO BE VACATED

MIAMI-DADE COUNTY, FLORIDA

FOR: BRIDGE POINT GRATIGNY

SHEET 1 OF 2

THIS DOCUMENT IS NEITHER FULL NOR
COMPLETE WITHOUT SHEETS 1 AND 2

- ☐ JOHN F. PULICE, PROFESSIONAL SURVEYOR AND MAPPER LS2691
- ☐ BETH BURNS, PROFESSIONAL SURVEYOR AND MAPPER LS6136
- ☐ VICTOR R. GILBERT, PROFESSIONAL SURVEYOR AND MAPPER LS6274
- ☐ DONNA C. WEST, PROFESSIONAL SURVEYOR AND MAPPER LS4290
STATE OF FLORIDA



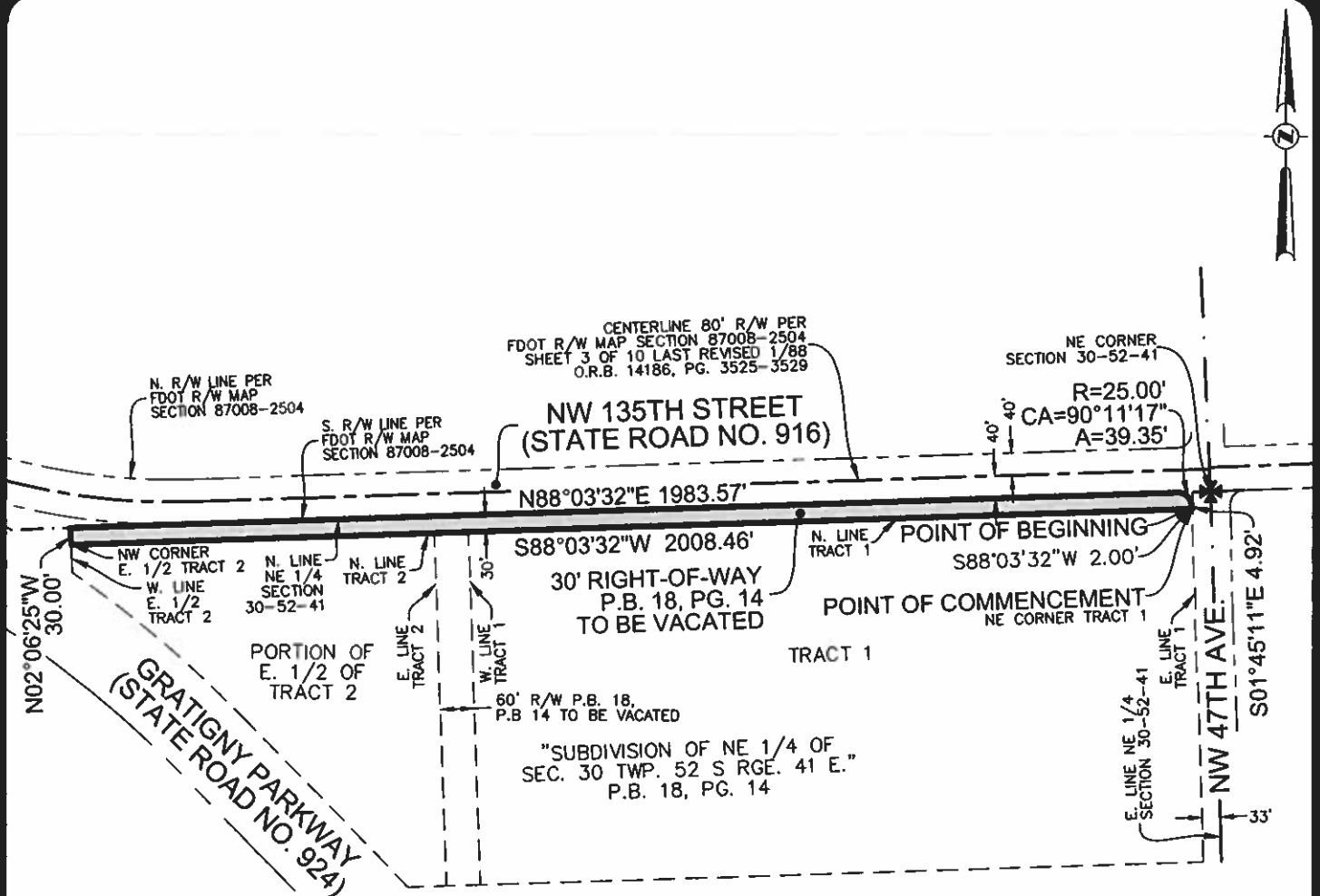
SKETCH AND LEGAL DESCRIPTION

BY

PULICE LAND SURVEYORS, INC.5381 NOB HILL ROAD
SUNRISE, FLORIDA 33351

TELEPHONE: (954) 572-1777 • E-MAIL: surveys@pulicelandsurveyors.com

CERTIFICATE OF AUTHORIZATION LB#3870



FILE: BRIDGE DEVELOPMENT PARTNERS LLC

SCALE: 1"=300'

DRAWN: DCW

ORDER NO.: 68031

DATE: 2/1/21

NW 135TH STREET TO BE VACATED

MIAMI-DADE COUNTY, FLORIDA

FOR: BRIDGE POINT GRATIGNY

SHEET 2 OF 2

THIS DOCUMENT IS NEITHER FULL NOR
COMPLETE WITHOUT SHEETS 1 AND 2**LEGEND & ABBREVIATIONS:**FDOT = FLORIDA DEPARTMENT OF TRANSPORTATION
P.B. = PLAT BOOK
PG. = PAGE
R/W = RIGHT-OF-WAY

EXHIBIT B

Gonzalez, Maria (LAA-Mia)

From: Mike Troxell <mtroxell@Thomaseg.com>
Sent: Tuesday, April 13, 2021 9:14 AM
To: Maxwell, Augusto (Ptnr-Mia)
Cc: Brian Latta; Bob Schecter
Subject: FW: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

Hi Gus,

Lets discuss

Thanks,

Michael Troxell



THOMAS ENGINEERING GROUP
6300 NW 31st Avenue
Fort Lauderdale, FL 33309
P: 954-202-7000
C: 561-414-4468
E: mtroxell@thomaseg.com
www.ThomasEngineeringGroup.com

PLEASE NOTE OUR NEW ADDRESS

Confidentiality Note: This e-mail, and any attachment to it, contains confidential information intended only for the use of the designated recipients, which information may also be privileged. If the reader of this e-mail is not the intended recipient, the document has been received in error and any use, review, dissemination, distribution, disclosure or copying of this message is strictly prohibited. If you have received this e-mail in error, please notify the sender via reply e-mail and immediately delete this e-mail from your system.

From: Llanes, Maria
Sent: Thursday, March 18, 2021 5:12 PM
To: Mike Troxell
Cc: Bob Schecter ; Brian Latta ; Cernuda, Milady
Subject: RE: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

We'll be happy to assist. If they are going to go through their vacate process, then part of the process is notifying us. I'm here to assist you.

Maria A. Llanes
Sr. Right of Way Agent
FDOT District Six Property Management
Consultant/The Urban Group

Work Hours: 7:30am – 4:00pm

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may be subject to public disclosure. (Chapter 119, Florida Statutes)

From: Mike Troxell <mtroxell@Thomaseg.com>
Sent: Thursday, March 18, 2021 5:11 PM
To: Llanes, Maria <Maria.Llanes@dot.state.fl.us>
Cc: Bob Schecter <bobschecter@gmail.com>; Brian Latta <blatta@bridgedev.com>
Subject: RE: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

Hi Maria,

I believe we made the request to the County and they sent us to FDOT. I'll check with the attorney who was handling the vacation request and get back with you. Thanks for your help.

Michael Troxell



THOMAS ENGINEERING GROUP
6300 NW 31st Avenue
Fort Lauderdale, FL 33309
P: 954-202-7000
C: 561-414-4468
E: mtroxell@thomaseg.com
www.ThomasEngineeringGroup.com

PLEASE NOTE OUR NEW ADDRESS

Confidentiality Note: This e-mail, and any attachment to it, contains confidential information intended only for the use of the designated recipients, which information may also be privileged. If the reader of this e-mail is not the intended recipient, the document has been received in error and any use, review, dissemination, distribution, disclosure or copying of this message is strictly prohibited. If you have received this e-mail in error, please notify the sender via reply e-mail and immediately delete this e-mail from your system.

From: Llanes, Maria <Maria.Llanes@dot.state.fl.us>
Sent: Thursday, March 18, 2021 5:05 PM
To: Mike Troxell <mtroxell@Thomaseg.com>
Cc: Bob Schecter <bobschecter@gmail.com>; Brian Latta <blatta@bridgedev.com>
Subject: RE: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

Mike,

You first need to go to the County. They will need to out to FDOT directly once you make the request.

Maria A. Llanes
Sr. Right of Way Agent
FDOT District Six Property Management
Consultant/The Urban Group
Work Hours: 7:30am – 4:00pm

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may be subject to public disclosure. (Chapter 119, Florida Statutes)

From: Mike Troxell <mtroxell@Thomaseg.com>
Sent: Thursday, March 18, 2021 4:17 PM
To: Llanes, Maria <Maria.Llanes@dot.state.fl.us>
Cc: Bob Schecter <bobschecter@gmail.com>; Brian Latta <blatta@bridgedev.com>
Subject: RE: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

EXTERNAL SENDER: Use caution with links and attachments.

Okay, but Miami-Dade may want a statement from FDOT that they no longer would need this right-of-way in order for me to have them release it. Is this something you could provide?

Thanks,

Michael Troxell



THOMAS ENGINEERING GROUP
6300 NW 31st Avenue
Fort Lauderdale, FL 33309
P: 954-202-7000
C: 561-414-4468
E: mtroxell@thomaseg.com
www.ThomasEngineeringGroup.com

PLEASE NOTE OUR NEW ADDRESS

Confidentiality Note: This e-mail, and any attachment to it, contains confidential information intended only for the use of the designated recipients, which information may also be privileged. If the reader of this e-mail is not the intended recipient, the document has been received in error and any use, review, dissemination, distribution, disclosure or copying of this message is strictly prohibited. If you have received this e-mail in error, please notify the sender via reply e-mail and immediately delete this e-mail from your system.

From: Llanes, Maria <Maria.Llanes@dot.state.fl.us>
Sent: Thursday, March 18, 2021 4:07 PM
To: Mike Troxell <mtroxell@Thomaseg.com>
Subject: FW: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

Hi Mike.

Our R/W engineering department confirmed that the 30' dedication, which was accepted by the County, is outside of FDOT's R/W. Please, scroll down to through the chain of emails for detailed information.

Maria A. Llanes
Sr. Right of Way Agent
FDOT District Six Property Management
Consultant/The Urban Group
Work Hours: 7:30am – 4:00pm

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communications may be subject to public disclosure. (Chapter 119, Florida Statutes)

From: Negrin, X <X.Negrin@dot.state.fl.us>
Sent: Thursday, March 18, 2021 3:59 PM
To: Marrero, Victor M. <VictorM.Marrero@dot.state.fl.us>; Llanes, Maria <Maria.Llanes@dot.state.fl.us>
Subject: RE: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

Maria,
Attached is the original transfer map.

Best regards,

X A. Negrin, PSM
District R/W Surveyor
Florida Department of Transportation
District VI, Adam Leigh Cann Bldg.
Surveying and Mapping, Room 6212B
1000 NW 111 Avenue
Miami, FL 33172
305-470-5242
X.Negrin@dot.state.fl.us



This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If you are not the intended recipient, please notify the sender, delete this message, and do not use, disseminate, or copy its contents. Thank you.

From: Negrin, X
Sent: Thursday, March 18, 2021 3:52 PM
To: Marrero, Victor M. <VictorM.Marrero@dot.state.fl.us>; Llanes, Maria <Maria.Llanes@dot.state.fl.us>
Subject: RE: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

And based on our records the 30' dedication by plat is not part of the FDOT right of way.

Best regards,

X A. Negrin, PSM
District R/W Surveyor
Florida Department of Transportation
District VI, Adam Leigh Cann Bldg.
Surveying and Mapping, Room 6212B
1000 NW 111 Avenue
Miami, FL 33172
305-470-5242
X.Negrin@dot.state.fl.us



This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If you are not the intended recipient, please notify the sender, delete this message, and do not use, disseminate, or copy its contents. Thank you.

From: Negrin, X
Sent: Thursday, March 18, 2021 3:50 PM
To: Marrero, Victor M. <VictorM.Marrero@dot.state.fl.us>; Llanes, Maria <Maria.Llanes@dot.state.fl.us>
Subject: RE: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

Hi Maria,
The 30' is dedicated by plat 18-14. See attached.
The dedication was accepted by Miami-Dade County.

Dan E. Glaser
Registered Engineer No. 147.

Foregoing dedication duly accepted Jun. 12, 1960,
by Dade County Res. No. 406, recorded O. R.
Bk. 1284, pg. 501, subject to conditions therein
stated. L. B. Leatherman, Clerk (SEAL).

Hobart C. Brabtree by R.S. Kolb
County Engineer Dade County.

Best regards,

X A. Negrin, PSM
District R/W Surveyor
Florida Department of Transportation
District VI, Adam Leigh Cann Bldg.
Surveying and Mapping, Room 6212B
1000 NW 111 Avenue
Miami, FL 33172
305-470-5242
X.Negrin@dot.state.fl.us



This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If you are not the intended recipient, please notify the sender, delete this message, and do not use, disseminate, or copy its contents. Thank you.

From: Marrero, Victor M. <VictorM.Marrero@dot.state.fl.us>
Sent: Thursday, March 18, 2021 1:58 PM
To: Llanes, Maria <Maria.Llanes@dot.state.fl.us>
Cc: Negrin, X <X.Negrin@dot.state.fl.us>
Subject: Re: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

Based on the limited info, it seems that the alley is in fact outside the RW.
X please check if there is more specific info in regards to this alley.

Thanks,

Victor M Marrero, PSM
District Surveyor & Mapper
Florida Department of Transportation
District VI, Adam Leigh Cann Bldg.
Surveying and Mapping, Room 6212B
1000 NW 111 Avenue
Miami, FL 33172
Office (305) 470-5194, Fax (305) 470-5249
victorm.marrero@dot.state.fl.us

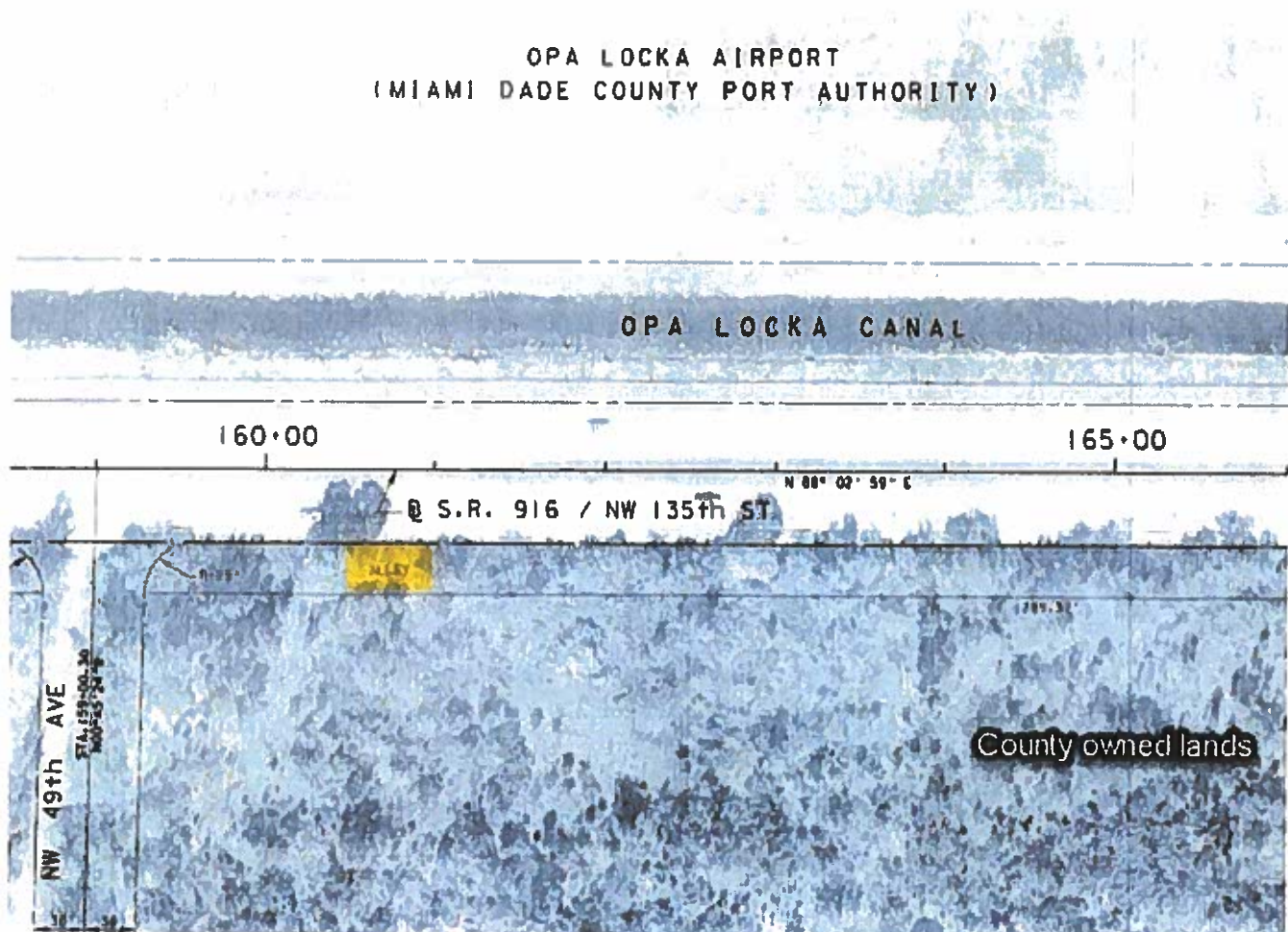
From: Llanes, Maria <Maria.Llanes@dot.state.fl.us>
Sent: Thursday, March 18, 2021 1:52:24 PM
To: Marrero, Victor M. <VictorM.Marrero@dot.state.fl.us>
Cc: Negrin, X <X.Negrin@dot.state.fl.us>
Subject: City of Opa Locka / 30' dedicated by plat / is it part of FDOT R/W

Hi Victor.

I received a request from the City of Opa-Locka to have the Department vacate or release the south 30' shown below and as dedicated by the attached plat.

My question is: are these 30' part of FDOT's right of way? It appears as an alley in the R/W maps and the adjacent owner is Miami-Dade County.

Please, can you confirm? Thank you, Victor.



Maria A. Llanes, Sr. Right of Way Agent
State of Florida Department of Transportation
District Six Property Management
Consultant/The Urban Group
1000 NW 111th Avenue
R/W Administration, Rm. 6105-B
Miami, Florida 33172
Work Hours: 7:30am-4:00pm



MEMORANDUM

(Revised)

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

DATE: May 3, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(F)

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(F)
5-3-22

RESOLUTION NO. _____ R-394-22

RESOLUTION GRANTING PETITION TO CLOSE A SOUTHERLY PORTION OF NW 135 STREET, FROM NW 47 AVENUE WEST TO THE GRATIGNY PARKWAY (VACATION OF RIGHT-OF-WAY PETITION NO. P-985); FILED BY ERIC GREENWALD, REGISTERED AGENT FOR AA ACQUISITIONS, LLC; AND WAIVING THE SIGNATURE REQUIREMENTS OF RESOLUTION NO. 7606 AS TO ADJACENT PROPERTY OWNERS

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

WHEREAS, Miami-Dade County, through its Miami-Dade Aviation Department, is the only adjacent property owner to Vacation of Right-of-Way Petition No. P-985 and the Aviation Department has no objection to the right-of-way being vacated; and

WHEREAS, a public hearing was held in compliance with Resolution No. 7606,

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

Section 1. The foregoing recitals are approved and incorporated by reference.

Section 2. Resolution No. 7606 is waived to the extent that it requires the signatures of all adjacent property owners on the petition to close a road.

Section 3. Vacation of Right-of-Way Petition No. P-985 is hereby granted and the avenue, street, highway or other place used for travel as described in the petition attached as Exhibit 2 to the Mayor's Memorandum is hereby vacated, abandoned, and closed.

Section 4. All rights of Miami-Dade County and the public in and to the same are hereby renounced and disclaimed.

Section 5. It is found that the action will serve a public purpose and benefit the public without violating private property rights.

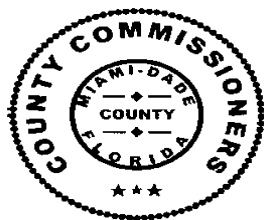
Section 6. The procedure utilized in the adoption of this resolution is expressly ratified and approved.

Section 7. Pursuant to Resolution No. 7606, the Clerk is hereby directed to publish notice of the adoption of this resolution one time within 30 days hereafter in a newspaper of general circulation of Miami-Dade County and the County Mayor or County Mayor's designee shall record the proof of publication of the notice of public hearing of this resolution as adopted and the proof of publication of the notice of the adoption of this hearing in the public records of Miami-Dade County.

The foregoing resolution was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Kionne L. McGhee** and upon being put to a vote, the vote was as follows:

	José "Pepe" Díaz, Chairman	aye	
	Oliver G. Gilbert, Vice Chairman	aye	
Sen. René García	aye	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	Rebecca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of May, 2022. 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

Basia Pruna

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be "AP", written over a horizontal line.

Annery Pulgar Alfonso