

**Date:** February 21, 2023

**To:** Honorable Chairman Oliver G. Gilbert, III  
and Members, Board of County Commissioners

Agenda Item No. 5(D)

**From:** Lourdes M. Gomez, Director   
Department of Regulatory and Economic Resources

Resolution No. R-131-23

**Subject:** Resolution Approving the Plat of AHS Old Cutler South Filed by Village at Old Cutler, LLC

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**Recommendation**

The following plat is submitted for consideration by the Board of County Commissioners (Board) for approval. This plat for AHS Old Cutler South is bounded on the north by Old Cutler Road, on the east by Florida's Turnpike, on the south approximately 140 feet north of SW 228 Terrace, and on the west by SW 107 Avenue.

The Miami-Dade County Plat Committee recommends approval of this 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.

Full scale copy of the plat and legal description of the boundaries of the land being subdivided, as well as the plat restrictions contained therein, are on file with the Department of Regulatory and Economic Resources.

**Scope**

This 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**

If this plat is approved, the fiscal impact to the county would be approximately \$2,500.00 annually for the maintenance of new roadway and landscaped median construction adjacent to the project. These costs would be covered by the Department of Transportation and Public Works' annual General Fund allocation.

**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**

AHS Old Cutler South T-24465

- Located in Section 17, Township 56 South, Range 40 East.
- Zoning: RU-2.
- Proposed Usage: 198 apartment units.
- Number of Parcels: One.
- This plat meets concurrency.
- Available public water and sewer lines abut the proposed subdivision. The parcel is required to connect to public water and public sanitary sewers.

**Developer's Obligation**

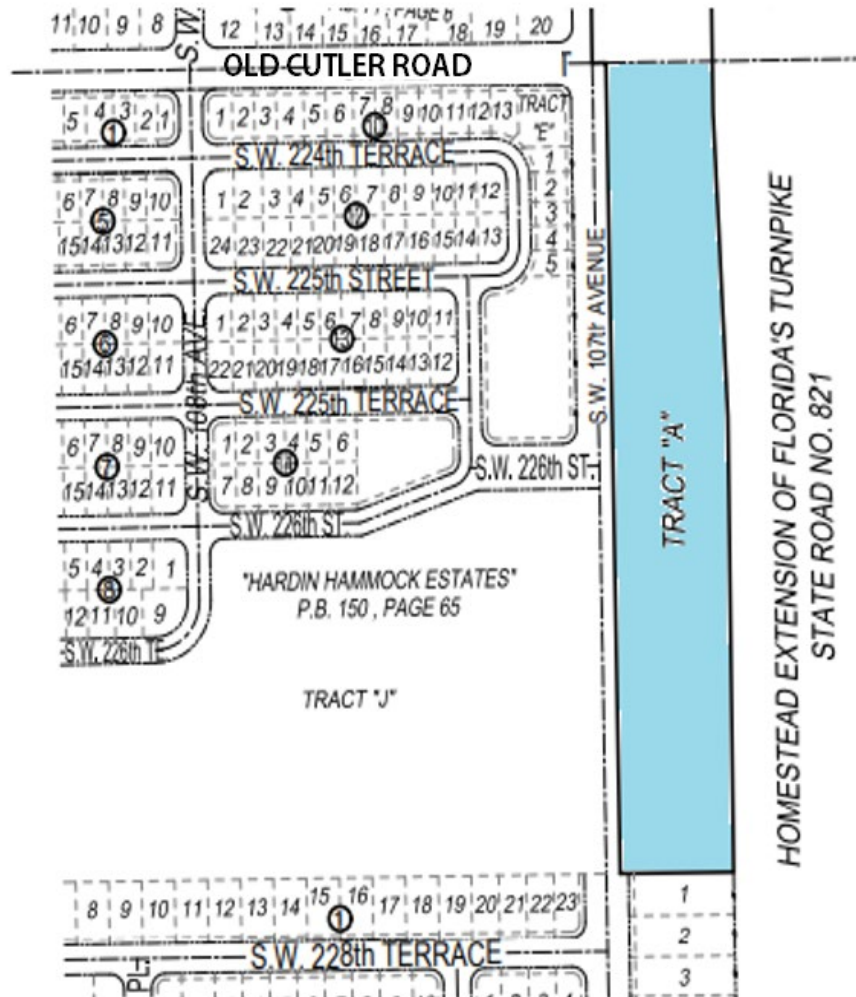
Clearing, mobilization, maintenance of traffic, paving, milling, resurfacing, drainage, sidewalk, curb & gutter, valley gutter, curb, detectable warning surfaces, landscaping, traffic control signs, striping, and monumentation which are bonded under bond number 8321 in the amount of \$934,944.00.

# AHS OLD CUTLER SOUTH

## T-24465

Sec. 17 Twp. 56 South Rge. 40 East

### EXHIBIT A



MDC003



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Oliver G. Gilbert, III  
and Members, Board of County Commissioners

**DATE:** February 21 , 2023

**FROM:**   
Gen Bonzon-Keenan  
County Attorney

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

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(D)  
2-21-23

RESOLUTION NO. R-131-23

RESOLUTION APPROVING THE PLAT OF AHS OLD CUTLER SOUTH, FILED BY VILLAGE AT OLD CUTLER, LLC, LOCATED IN THE WEST 1/2 OF SECTION 17, TOWNSHIP 56 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY OLD CUTLER ROAD, ON THE EAST BY FLORIDA'S TURNPIKE, ON THE SOUTH APPROXIMATELY 140 FEET NORTH OF SW 228 TERRACE, AND ON THE WEST BY SW 107 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**, Village at Old Cutler, LLC, a Florida limited liability company, has this day presented to this Board a plat of certain lands lying in Miami-Dade County, Florida, said plat to be known as "AHS Old Cutler South," the same being a replat of a portion of Tract 3 of "Amended Plat of East Dixie Park," according to the plat thereof, as recorded in Plat Book 31, at Page 61 of the Public Records of Miami-Dade County, Florida, lying and being in the West 1/2 of Section 17, Township 56 South, Range 40 East, Miami-Dade County, Florida, and it appears that all requirements of law concerning said plat insofar as the authority of this Board is concerned have been complied with,

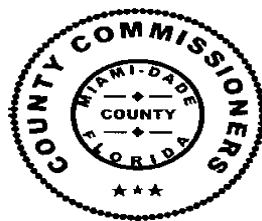
**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that said plat is hereby approved; that the dedication of the streets, alleys and other rights-of-way however designated or depicted on said plat is hereby accepted; that the Miami-Dade County Plat Restrictions as listed

on said plat are approved and are to be enforced; that approval of the 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 plat conform to those requirements.

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

|                                  |               |                      |               |
|----------------------------------|---------------|----------------------|---------------|
| Oliver G. Gilbert, III, Chairman | <b>absent</b> |                      |               |
| Anthony Rodríguez, Vice Chairman | <b>aye</b>    |                      |               |
| Marleine Bastien                 | <b>aye</b>    | Juan Carlos Bermudez | <b>aye</b>    |
| Kevin Marino Cabrera             | <b>absent</b> | Sen. René García     | <b>aye</b>    |
| Roberto J. Gonzalez              | <b>aye</b>    | Keon Hardemon        | <b>absent</b> |
| Danielle Cohen Higgins           | <b>aye</b>    | Eileen Higgins       | <b>aye</b>    |
| Kionne L. McGhee                 | <b>aye</b>    | Raquel A. Regalado   | <b>aye</b>    |
| Micky Steinberg                  | <b>aye</b>    |                      |               |

The Chairperson thereupon declared this resolution duly passed and adopted this 21<sup>st</sup> day of February, 2023. 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

LUIS G. MONTALDO, CLERK AD INTERIM

By: Basia Pruna  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Lauren E. Morse