

Date: February 21, 2024

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

Agenda Item No. 5(E)

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

Resolution No. R-143-24

Subject: Resolution Approving the Plat of West Lake Shopping Center Filed by MMG Westlake, LLC and Miami-Dade County, a Political Subdivision of the State of Florida

Recommendation

The following plat is submitted for consideration by the Board of County Commissioners (Board) for approval. This plat for West Lake Shopping Center is bounded on the north approximately 75 feet south of SW 38 Terrace, on the east by SW 109 Avenue, on the south by SW 40 Street, and on the west by SW 110 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 10, which is represented by Vice Chairman Anthony Rodriguez.

Delegation of Authority

The County Mayor is authorized to execute the plat on behalf of Miami-Dade County.

Fiscal Impact/Funding Source

If this plat is approved, the fiscal impact to the county would be approximately \$150.00 annually for the maintenance of new roadway 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

West Lake Shopping Center T-24739

- Located in Section 18, Township 54 South, Range 40 East.
- Zoning: BRCUAD.
- Proposed Usage: Existing shopping center, fast food restaurant, and existing lift station.
- Number of Parcels: Three.
- This plat meets concurrency.
- The proposed subdivision was determined to be within feasible distance to public water and sewer using the feasible distance requirements in effect prior to the new feasible distance Ordinance No. 22-137.
- The proposed development is required to connect to public water and sewer.

Developer's Obligation

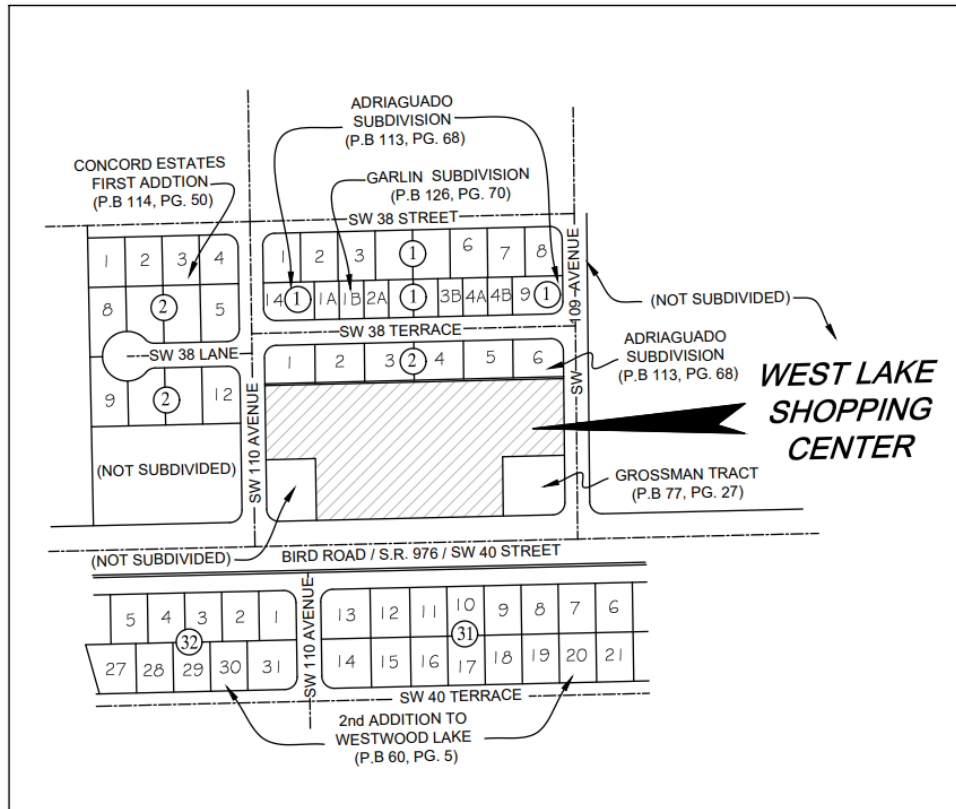
Sidewalks, curb & gutter, valley gutter, paving, milling, resurfacing, street name signs, striping, mobilization, clearing, maintenance of traffic and monumentation which are bonded under bond number 8388 in the amount of \$41,870.00.

WEST LAKE SHOPPING CENTER

T-24739

Sec. 18 Twp. 54 South Rge. 40 East

EXHIBIT A





MEMORANDUM

(Revised)

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

DATE: February 21, 2024

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(E)

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(E)
2-21-24

RESOLUTION NO. R-143-24

RESOLUTION APPROVING THE PLAT OF WEST LAKE SHOPPING CENTER FILED BY MMG WESTLAKE, LLC, AND MIAMI-DADE COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 18, TOWNSHIP 54 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH APPROXIMATELY 75 FEET SOUTH OF SW 38 TERRACE, ON THE EAST BY SW 109 AVENUE, ON THE SOUTH BY SW 40 STREET, AND ON THE WEST BY SW 110 AVENUE); AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE PLAT ON BEHALF OF MIAMI-DADE COUNTY AS OWNER

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

WHEREAS, MMG Westlake, LLC, a Florida limited liability company, and Miami-Dade County, a Political Subdivision of the State of Florida, have this day presented to this Board a plat of certain lands lying in Miami-Dade County, Florida, said plat to be known as "West Lake Shopping Center," the same being a subdivision of a portion of land lying and being in the Southeast 1/4 of Section 18, Township 54 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, and that the County Mayor or County Mayor's designee is hereby authorized to execute the plat of West Lake Shopping Center on behalf of Miami-Dade County in its capacity as fee simple title holder.

The foregoing resolution was offered by Commissioner **Juan Carlos Bermudez** , who moved its adoption. The motion was seconded by Commissioner **Kevin Marino Cabrera** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared this resolution duly passed and adopted this 21st day of February, 2024. 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



JUAN FERNANDEZ-BARQUIN, CLERK

By: Basia Pruna
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in dark ink, appearing to read "LEM", is written over a horizontal line.

Lauren E. Morse