

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A PERPETUAL EASEMENT AND RELATED DONATION OF PROPERTY TO THE FLORIDA DEPARTMENT OF TRANSPORTATION, IN THE FORM ATTACHED TO THIS RESOLUTION AS COMPOSITE EXHIBIT "1," IN FAVOR OF THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT"), SAID EASEMENT HAVING APPROXIMATELY 192 SQUARE FEET, TO BE LOCATED ALONG COLLINS AVENUE, AT 36TH STREET, FOR THE PURPOSE OF INSTALLING AND MAINTAINING A NEW MAST ARM, THAT WILL SUPPORT RAPID FLASHING BEACONS; SAID EASEMENT LYING WITHIN A PORTION OF LOTS 5 AND 6, BLOCK 23, OF THE AMENDED MAP OF THE OCEAN FRONT PROPERTY OF THE MIAMI BEACH IMPROVEMENT COMPANY, RECORDED IN PLAT BOOK 5, AT PAGE 8.**

**WHEREAS**, in 2016, the City of Miami Beach Commission adopted the Transportation Master Plan which prioritizes pedestrians over all other modes of transportation; and

**WHEREAS**, since the adoption of the Transportation Master Plan, the City of Miami Beach has continued to work with jurisdictional agencies to advance pedestrian projects throughout the City; and

**WHEREAS**, at the request of the City, the Florida Department of Transportation (FDOT) is planning a road improvement project on A1A/Collins Avenue; and

**WHEREAS**, this project consists of the installation of mid-block pedestrian crossings with overhead rectangular rapid flashing beacons (RRFB) at three (3) locations along SR A1A/Collins Avenue within the City of Miami Beach boundaries; and

**WHEREAS**, the crosswalks are to be located to the south of 36th Street, to the south of 83rd Street, and to the south of 87th Street; and

**WHEREAS**, additional improvements included in the project are ADA improvements and additional signage to complement the proposed crosswalk locations, milling and resurfacing of the existing pavement, updating the pavement markings to match current standards, and lighting enhancements; and

**WHEREAS**, in order to complete this project, FDOT is requesting the donation of the following Easement Parcel, owned by the City, pursuant to Section 337.25 of the Florida Statutes:

800 (south of 36th Street), having approximately 192 square feet, to be located along Collins Avenue, at 36th Street, for the purpose of installing and maintaining a new mast arm, that will support rapid flashing beacons; said easement lying within a portion of Lots 5 and 6, Block 23, of the AMENDED MAP OF THE OCEAN FRONT PROPERTY OF THE MIAMI BEACH IMPROVEMENT COMPANY, recorded in Plat Book 5, at Page 8.

**WHEREAS**, the easements requested by FDOT will allow for access for installation of the proposed devices and perpetual access for future maintenance; and

**WHEREAS**; given that the project promotes safe pedestrian crossings at areas of need, the City's Public Works Department and the Transportation Department are recommending this easement donation.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby approve and authorize the Mayor and City Clerk to execute a Perpetual Easement and related Donation of Property to the Florida Department of Transportation, in the form attached to this Resolution as composite Exhibit "1," in favor of the State of Florida Department of Transportation ("FDOT"), having approximately 192 square feet, to be located along Collins Avenue, at 36th Street, for the purpose of installing and maintaining a new mast arm, that will support rapid flashing beacons; said Easement lying within a portion of Lots 5 and 6, Block 23, of the AMENDED MAP OF THE OCEAN FRONT PROPERTY OF THE MIAMI BEACH IMPROVEMENT COMPANY, recorded in Plat Book 5, at Page 8.

**PASSED and ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**ATTEST:**

\_\_\_\_\_  
Dan Gelber, Mayor

\_\_\_\_\_  
Rafael E. Granado, City Clerk

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

*[Handwritten Signature]* 1-7-20  
\_\_\_\_\_  
City Attorney *[Handwritten Initials]* Date

07-PE.13

This instrument prepared by,  
or under the direction of,  
Alicia Trujillo, Esq.  
District Six Chief Counsel  
State of Florida  
Department of Transportation  
1000 N.W. 111<sup>th</sup> Avenue  
Miami, Florida 33172  
September 20, 2019 - MF

Parcel No. : 800.1R(11/26/2019)RT  
Item/Segment No. : 441886-1  
Managing District : 6  
Parcel Folio : 02-3226-001-1490

**PERPETUAL EASEMENT**

THIS EASEMENT Made the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by **THE CITY OF MIAMI BEACH**, a municipality of the State of Florida, Grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, its successors and assigns, Grantee.

WITNESSETH: That the Grantor for and in consideration of the sum of One Dollar and other valuable considerations paid, the receipt and sufficiency of which is hereby acknowledged, hereby grants unto the Grantee, its successors and assigns, an exclusive perpetual easement for the purpose of installing and maintaining a new mast arm to house the proposed Rectangular Rapid Flashing Beacons (RRFB), in, over, under, upon and through the following described land in Miami-Dade County, Florida, viz:

PARCEL 800

F.P. NO. 441886-1

A portion of Lots 5 and 6, Block 23, AMENDED MAP OF THE OCEAN FRONT PROPERTY OF THE MIAMI BEACH IMPROVEMENT COMPANY, according to the Plat thereof, as recorded in Plat Book 5, at Page 8 of Public Records of Miami-Dade County, Florida, and being more particularly described as follows:

COMMENCE at the Northwest corner of said Lot 5, Block 23, THENCE South 07°27'43" West along the Westerly line of said Lot 5, being coincident with the Easterly existing Right-of-Way Line of State Road A1A / COLLINS AVENUE as shown on said Plat Book 5, at Page 8 for a distance of 36.40 feet to the POINT OF BEGINNING; THENCE South 82°32'17" East, a distance of 8.00 feet; THENCE South 07°27'56" West, a distance of 24.00 feet; THENCE North 82°32'03" West, a distance of 8.00 feet; THENCE North 07°27'43" East along the Westerly line of said Lots 5 and 6, a distance of 24.00 feet to the POINT OF BEGINNING.

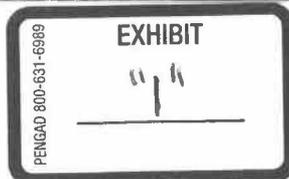
All of the foregoing lying in Section 26, Township 53 South Range 42 East, City of Miami Beach, Miami-Dade County, Florida and containing 192 square feet more or less.

IV/MB/09/23/2019

IV/MB/11/06/2019 Rev. (New Limits)

Prepared by:  
Biscayne Engineering Company, Inc. LB 0129  
529 West Flagler Street, Miami, FL 33130

AS SHOWN ON EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF



TO HAVE AND TO HOLD the same unto said Grantee, its successors and assigns forever, and the Grantor will defend the title to said lands against all persons claiming by, through or under said Grantor.

IN WITNESS WHEREOF, the said Grantor has caused these presents to be executed in its name by its Mayor, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: \_\_\_\_\_

The City of Miami Beach

Its City Clerk

By: \_\_\_\_\_

Its Mayor

\_\_\_\_\_

\_\_\_\_\_

Address

STATE OF FLORIDA

COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_, by \_\_\_\_\_, Mayor, who is personally known to me or who has produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
(Signature of person taking acknowledgment)

\_\_\_\_\_  
(Type, print or stamp name under signature)  
Title or rank and serial number, if any: \_\_\_\_\_

PARCEL 800

EXHIBIT "A"

GENERAL NOTES:

- THIS IS NOT A SURVEY
- Bearings shown hereon are relative to the Baseline along State Road A1A / COLLINS AVENUE, having a bearing of N07°27'43"E and are based on the Florida Department of Transportation Project Control Points, State Road A1A (Collins Ave.) / 36th Street, FP # 441886-1-52-01, Miami-Dade Florida, Prepared by C.S.A. Central, INC., Dated 08.18.2018.
- R/W lines, Section lines, baselines, lot lines, and parcel geometry shown hereon were provided by F.D.O.T.
- Bearings and distances are calculated unless noted.
- Additions and/or deletions to survey maps, sketches or reports by any party other than the signing party without the written consent of the signing party are prohibited.
- This document consists of four (4) sheets and shall not be considered full, valid, and complete unless each sheet is attached to the other.
- Biscayne Engineering Company reviewed Title Search No. 29391-1 prepared by American Government Services Corporation certified through September 6, 2019 at 8:00 A.M. Matters affecting the subject parcel (if any) are shown hereon.
- Not valid without the original signature and seal of a Florida Licensed Surveyor and Mapper.
- This sketch to accompany Legal Description is in compliance with the Standards of Practice as set forth by the Florida Board of Professional Land Surveyors and Mappers, Referenced in Rule SJ-17 Florida Administrative code pursuant to Section 472.027, Florida Statutes.

REFERENCES:

- F.D.O.T. Right-of-Way Map For State Road A1A / COLLINS AVE. & CREEK DR. Prepared by A.R. TOUSSAINT & ASSOC., Section 87060-MISC. 3, Dated: 3-2-87.
- F.D.O.T. Project Control Points, State Road A1A (Collins Ave.) / 36th Street, FP # 441886-1-52-01, Miami-Dade Florida, Prepared by C.S.A. Central, INC., Dated 08.18.2018.
- Plats of records as shown.

LEGEND:

- B - Baseline
- C.B. - Chord Bearing
- CL - Centerline
- 800 - Parcel Identification Number
- EXIST. - Existing
- F.D.O.T. - Florida Department of Transportation
- F.P. - Financial Project
- L - Length
- LT - Left
- NO. - Number
- P.B. - Plat Book
- PG. - Page
- S. - South

- PNC - Project Network Control
- R - Radius
- RGE. - Range
- R/W - Right-of-Way
- SEC. - Section
- STA. - Station
- S.R. - State Road
- T.B. - Tangent Bearing
- TWP. - Township
- P.O.B. - Point of Beginning
- P.O.C. - Point of Commence
- (P)- Plat
- S.R. - State Road
- Δ - Delta
- E. - East

BISCAYNE ENGINEERING COMPANY, INC.  
 529 W. FLAGLER ST, MIAMI, FL 33130  
 TEL. (305) 324-7671  
 STATE DEPARTMENT OF AGRICULTURE  
 CERTIFICATE OF AUTHORIZATION LB129

 DATE: 11/14/2019  
 SELVIN BRUCE, PSM, FOR THE FIRM  
 PROFESSIONAL SURVEYOR AND MAPPER  
 FLORIDA LICENSE NO. 5290

B.E.C. 03-86502  
 DWG# 2314-SS-4

**THIS IS NOT  
 A SURVEY**

		FLORIDA DEPARTMENT OF TRANSPORTATION	
		SKETCH TO ACCOMPANY LEGAL DESCRIPTION	
		STATE ROAD NO. A1A	MIAMI-DADE COUNTY
		BY	DATE
NEW LIMITS	I.G.	09/23/19	09/23/19
REVISION	BY	DATE	CHECKED M.B. 09/23/19
		PREPARED BY	BISCAYNE ENGINEERING COMPANY, INC. <small>529 W FLAGLER STREET        MIAMI FLORIDA 33130        TEL. 305-324-7671 LB129</small>
		F.P. NO.	441886-1-32-01
		SECTION	87060
		SHEET	1 OF 4

Parcel 800

Legal Description:

A portion of Lots 5 and 6, Block 23, AMENDED MAP OF THE OCEAN FRONT PROPERTY OF THE MIAMI BEACH IMPROVEMENT COMPANY, according to the Plat thereof, as recorded in Plat Book 5, at Page 8 of Public Records of Miami-Dade County, Florida, and being more particularly described as follows:

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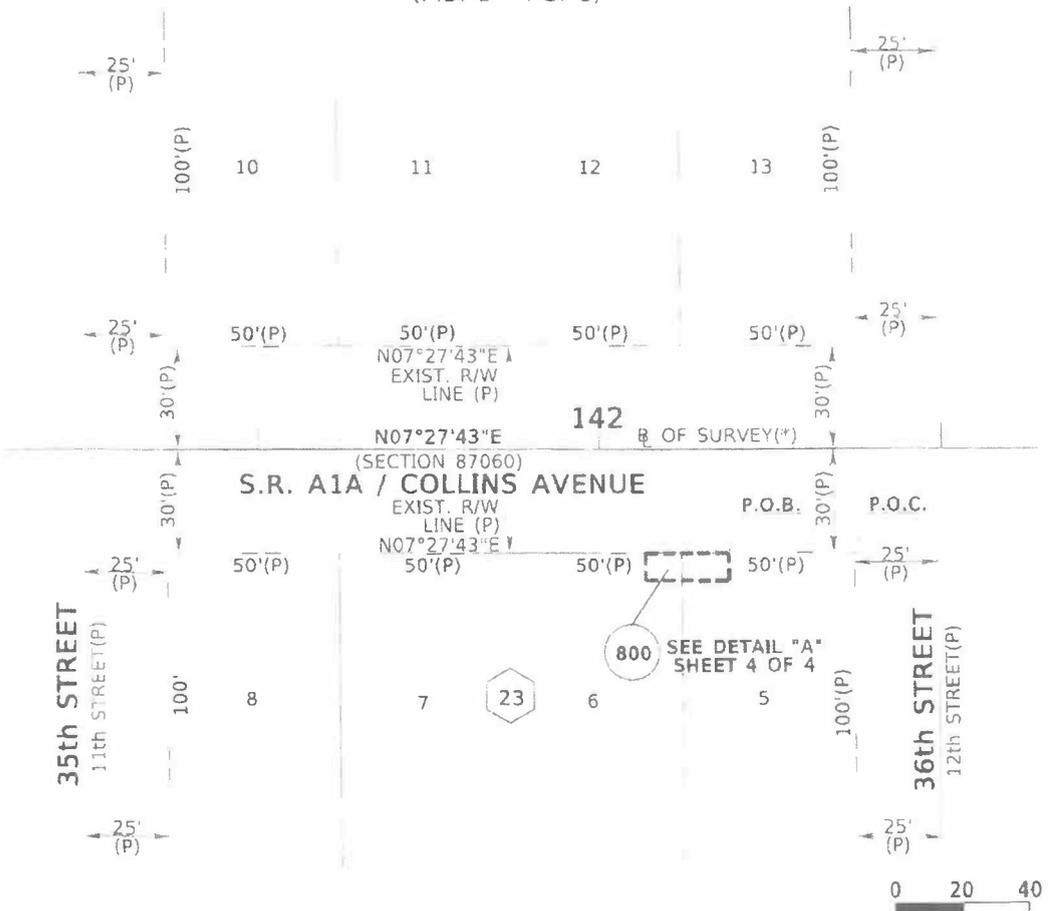
THIS IS NOT  
A SURVEY

This document consists of four (4) sheets and shall not be considered full, valid, and complete unless each sheet is attached to the other.

		FLORIDA DEPARTMENT OF TRANSPORTATION	
		SKETCH TO ACCOMPANY LEGAL DESCRIPTION	
		STATE ROAD NO. A1A	MIAMI-DADE COUNTY
APPROVED	DATE	BY	DATE
11/06/19	11/06/19	JAS	JAS
DRAWN	DATE	CHECKED	DATE
I.G.	09/23/19	M.D.	09/23/19
F.P. NO. 441886-1-32-01		SECTION 87060	
SHEET 2 OF 4		SEE GENERAL NOTES	

**DETAIL "A"**  
**CITY OF MIAMI BEACH, MIAMI-DADE COUNTY, FL.**  
**SECTION 26, TOWNSHIP 53 S., RANGE 42 E.**

AMENDED MAP OF THE OCEAN FRONT PROPERTY  
 OF THE MIAMI BEACH IMPROVEMENT COMPANY  
 (P.B. 5 - PG. 8)



AMENDED MAP OF THE OCEAN FRONT PROPERTY  
 OF THE MIAMI BEACH IMPROVEMENT COMPANY  
 (P.B. 5 - PG. 8)

FLORIDA DEPARTMENT OF TRANSPORTATION  
**SKETCH TO ACCOMPANY LEGAL DESCRIPTION**

STATE ROAD NO. A1A

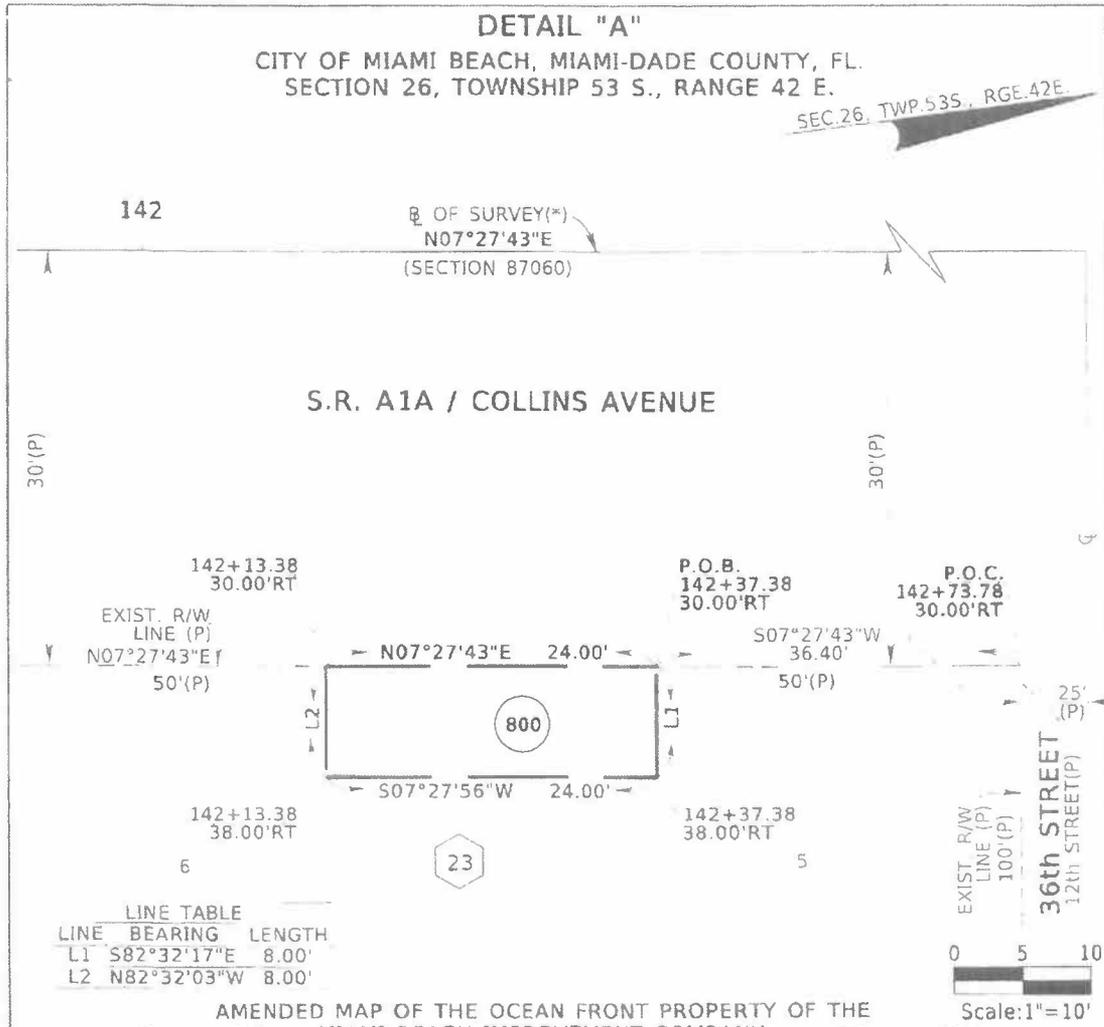
MIAMI-DADE COUNTY

NEW LIMITS	1.G.	11/07/19	DRAWN	1.G.	09/23/19	DATE	09/23/19	PREPARED BY	DISCAYNE LLC 575 P. HUGO ST. SUITE 1111 MIAMI, FLORIDA 33136 TEL 305.221.9271 FAX 305.221.9279	DATA SOURCE	SEL GENERATOR	NOTES
REVISION		DATE	CHECKED	M.B.	09/23/19	F.P. NO.	441886-1-32-01	SECTION	87060	SHEET 3 OF 4		

**DETAIL "A"**

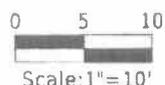
**CITY OF MIAMI BEACH, MIAMI-DADE COUNTY, FL.  
SECTION 26, TOWNSHIP 53 S., RANGE 42 E.**

SEC. 26, TWP. 53 S., RGE. 42 E.



**LINE TABLE**

LINE	BEARING	LENGTH
L1	S82°32'17"E	8.00'
L2	N82°32'03"W	8.00'



**AMENDED MAP OF THE OCEAN FRONT PROPERTY OF THE  
MIAMI BEACH IMPROVEMENT COMPANY  
PB. 5, PG. 8**

(\*) Per Florida Department of Transportation Project Control Points, State Road A1A (Collins Ave.) / 36th Street, FP # 441886-1-52-01, Miami-Dade Florida, Prepared by C.S.A. Central, INC., Dated 2018.09.06

**THIS IS NOT  
A SURVEY**

PARCEL NO.	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
800	CITY OF MIAMI BEACH	192 SQ.FT.		

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**FLORIDA DEPARTMENT OF TRANSPORTATION  
SKETCH TO ACCOMPANY LEGAL DESCRIPTION**

STATE ROAD NO. A1A MIAMI-DADE COUNTY

REV	DATE	BY	CHKD	DATE	DESCRIPTION
1	11/06/19	JG	JG	09/23/19	REVISED
2		MB	MB	09/23/19	CHECKED

PREPARED BY	DATE	DATA SOURCE
W. CATNE ENGINEERING COMPANY, INC. 219 W. PENNSYLVANIA STREET MIAMI, FL 33130 TEL: 305-321-7675 LB120		SEE GENERAL NOTES

F.P. NO.	SECTION	SHEET
441886-1-32-01	87060	4 OF 4



## Florida Department of Transportation

RON DESANTIS  
GOVERNOR

Office of Right of Way  
1000 NW 111th Avenue, Room 6105-B  
Miami, FL 33172

KEVIN J. THIBAUT, P.E.  
SECRETARY

### Donation of Property to the Florida Department of Transportation

December 5<sup>th</sup>, 2019

The City of Miami Beach  
1700 Convention Center Drive  
Miami Beach, FL 33139

ITEM/SEGMENT NO.:	<u>441886-1</u>
MANAGING DISTRICT:	<u>6</u>
F.A.P. NO.:	<u>N/A</u>
STATE ROAD NO.:	<u>A1A/Collins AVE</u>
COUNTY:	<u>Miami-Dade</u>
PARCEL NO.:	<u>800</u>
INTEREST CONVEYED:	<u>Perpetual Easement</u>

This is to advise that the undersigned, as owner of the property or property interest referenced above and as shown on Right of Way maps for referenced project, desires to make a voluntary donation of said property or property interest to the State of Florida for the use and benefit of the Florida Department of Transportation.

The undersigned hereby acknowledges that he/she has been fully advised by a Department representative of his/her right to have the referenced property or property interest appraised, to accompany the appraiser during the appraisal inspection of the property, to receive full compensation for the above referenced property, and to receive reimbursement for reasonable fees and costs incurred, if any. Having been fully informed of the above rights, I hereby waive those rights unless otherwise noted below.

\_\_\_\_\_  
Owner's Signature

\_\_\_\_\_  
Type or Print Property Owner's Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
Date