

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 168 SQUARE FEET, TO BE LOCATED ALONG COLLINS AVENUE, AT 83TH 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 LOT 1, BLOCK 17, OF THE CORRECTED PLAT ALTOS DEL MAR NO. 1, RECORDED IN PLAT BOOK 31, AT PAGE 40.

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:

801 (south of 83rd Street), having approximately 168 square feet, to be located along Collins Avenue, at 83th 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 Lot 1, Block 17, of the CORRECTED PLAT ALTOS DEL MAR NO. 1, recorded in Plat Book 31, at Page 40.

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 and the Transportation Departments 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 168 square feet, to be located along Collins Avenue, at 83th 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 Lot 1, Block 17, of the CORRECTED PLAT ALTOS DEL MAR NO. 1, recorded in Plat Book 31, at Page 40.

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. 111th Avenue
Miami, Florida 33172
September 20, 2019 - MF

Parcel No. : 801.1R(12/05/2019)MF
Item/Segment No. : 441886-1
Managing District : 6
Parcel Folio : 02-3202-004-0770

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, Grantor's interest therein arising from the Fee Simple Deed and Reservation of Easement, Official Records Book 14428, Page 341 and Quitclaim Deed, Official Records Book 19445, Page 2912.

PARCEL 801

F.P. NO. 441886-1

A portion of Lot 1, Block 17, CORRECTED PLAT ALTOS DEL MAR No. 1, according to the Plat thereof, as recorded in Plat Book 31, at Page 40 of Public Records of Miami-Dade County, Florida, and being more particularly described as follows:

BEGIN at the Northeast corner of said Lot 1, Block 17, THENCE South 01°32'39" East along the Easterly line of said Lot 1, being coincident with the Westerly existing Right-of-Way Line of State Road A1A / COLLINS AVENUE as shown on Florida Department of Transportation Right-of-Way Map for State Road A1A, prepared by METRIC ENGINEERING, FP # 2507471, Section 87060, Dated: 02-05, a distance of 21.00 feet; THENCE South 88°27'21" West, a distance of 8.00 feet; THENCE North 01°32'39" West, a distance of 20.91 feet; THENCE North 87°48'27" East, along Northerly line of said Lot 1, being coincident with the Southerly existing Right-of-Way line of Iris Street (now known as 83rd Street) as shown on said Right-of-Way Map for State Road A1A, a distance of 8.00 feet to the POINT OF BEGINNING.

All of the foregoing lying in Section 2, Township 53 South Range 42 East, City of Miami Beach, Miami-Dade County, Florida and containing 168 square feet more or less.

IV/MB/09/24/2019
IV/MB/11/05/2019 Rev. (New Limits)

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



Tel (305) 324-7671, Fax (305) 324-0809

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: _____

Its City Clerk

The City of Miami Beach

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: _____

EXHIBIT "A"

PARCEL 801

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 N01°32'39"W and are based on the Florida Department of Transportation Project Control Points, State Road A1A (Collins Ave.) / 83rd 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 three (3) 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. 19-73805 prepared by National Title and Abstract Company certified from June 1, 1923 through March 27, 2019 at 2:30 P.M. Matters affecting the subject parcel (if any) are shown hereon. Title Search indicates FPL Easement recorded on 11-07-1928 in Deed Book 1268, Page 233. The instrument describes miscellaneous electric equipment such as cables, wires, poles, etc. together with an easement, but does not specify whether said equipment is located within the Right of Way or private property. The diagram attached to said instrument also does not make it clear. This instrument is not clear as to its impact on the subject property.
- 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 5J-17 Florida Administrative code pursuant to Section 472.027, Florida Statutes.

REFERENCES:

- F.D.O.T. Right-of-Way Map For State Road A1A (INDIAN CREEK DR / HARDING AVENUE). Prepared by METRIC ENGINEERING, FP # 2507471, Section 87060, Dated: 02-05.
- F.D.O.T. Project Control Points, State Road A1A (Collins Ave.) / 83rd 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:

- | | |
|---|-------------------------------|
| ⊖ - Baseline | PNC - Project Network Control |
| C.B. - Chord Bearing | R - Radius |
| ⊖ - Centerline | RGE - Range |
| ⊖ - Parcel Identification | R/W - Right-of-Way |
| 801 - Parcel Identification Number | SEC. - Section |
| EXIST. - Existing | STA. - Station |
| F.D.O.T.-Florida Department of Transportation | S.R. - State Road |
| F.P. - Financial Project | T.B. - Tangent Bearing |
| L - Length | TWP. - Township |
| LT - Left | P.O.B. - Point of Beginning |
| NO. - Number | P.O.C. - Point of Commence |
| P.B. - Plat Book | (P)- Plat |
| PG. - Page | S.R. - State Road |
| S. - South | Δ - Delta |
| TIITF - Trustees of the Internal Improvement Trust Fund | E. - East |
| CMB City of Miami Beach | |

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

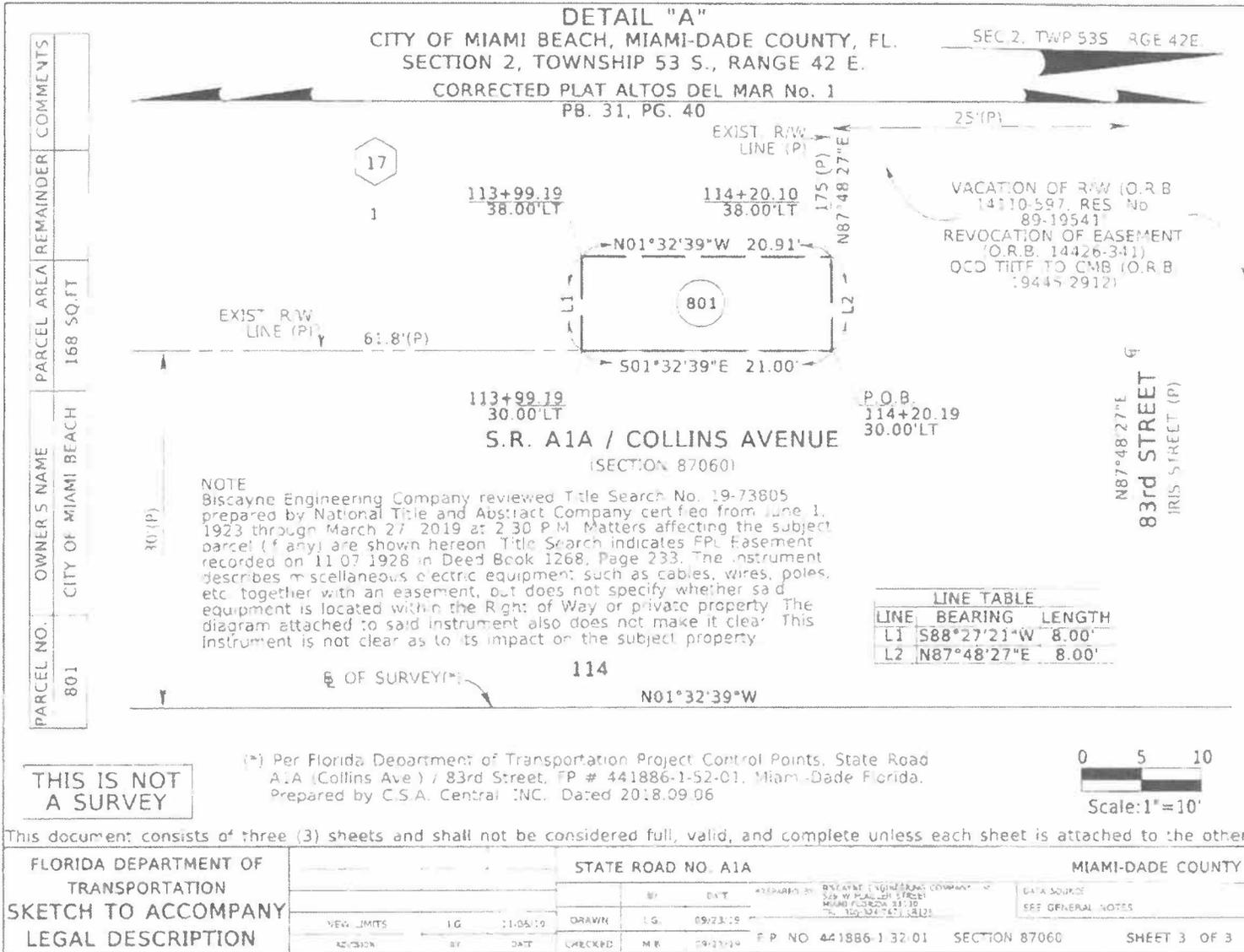
DATE: 11/22/19


SELVIN BRUCE, PSM, FOR THE FIRM
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA LICENSE NO. 5290

**THIS IS NOT
A SURVEY**

B.E.C. 03-86502
DWG# 2314-SS-5

FLORIDA DEPARTMENT OF TRANSPORTATION									
SKETCH TO ACCOMPANY LEGAL DESCRIPTION									
STATE ROAD NO. A1A					MIAMI-DADE COUNTY				
NEW LIMITS	1 G	11/16/19	DRAWN	I.G.	09/23/19	PREPARED BY	BISCAYNE ENGINEERING COMPANY, INC. 529 W. FLAGLER ST MIAMI FLORIDA 33130 TEL. (305) 324-7671	DATA SOURCE	SEE GENERAL NOTES
REVISION	BY	DATE	CHECKED	M.B.	09/23/19	F.P. NO.	441886-1-32-01	SECTION	87060
							SHEET 1 OF 3		





575-030-12
RIGHT OF WAY
OGC - 1/19

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 5th, 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>801</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