Memorandum MIAMI-DADE COUNTY

Date: December 7, 2010

Agenda Item No. 8(P)(1)(B)

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Resolution Designating a Portion of Miami-Dade County Owned Property known as Tree Island Park as Public Road Right-of-Way for the Radius Returns Located at the Intersections of SW 10 Street with SW 149 Avenue and SW 147 Avenue with SW 10 Street, Located in Section 9, Township 54 South, Range 39 East
Commission District 11

Recommendation
It is recommended that the Board of County Commissioners (Board) approve the attached resolution designating a portion of Miami-Dade County-owned property known as Tree Island Park as public road right-of-way for the radius returns located at the intersections of SW 10 Street with SW 149 Avenue and SW 147 Avenue with SW 10 Street, Section 9, Township 54 South, Range 39 East, Miami-Dade County, Florida.

Scope
The subject property is located within Commission District 11.

Fiscal Impact/Funding Source
There is no fiscal impact associated with this item.

Track Record/Monitor
Not Applicable.

Background
The subject property, Tree Island Park, was acquired by Miami-Dade County Park and Recreation Department (MDPR) in August 1976. In order to comply with Miami-Dade Public Works Department requirements, MDPR has requested that the area for the two (2) radius returns be designated as public road right-of-way.

This road dedication will improve both pedestrian and vehicular traffic safety in this area of Miami-Dade County. All properties being developed are required by County Code to dedicate the radius return. Therefore, the radius returns of this property needs to be dedicated.

The Directors of the Departments of Miami-Dade Park and Recreation and Public Works agree upon the public benefits to be derived from the designation of portions of this parcel for public road right-of-way purposes.

Assistant County Manager

MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: December 7, 2010

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 8(P)(1)(B)

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**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) 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. 8(P)(1)(B)
12-7-10

RESOLUTION NO. _____

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY KNOWN AS TREE ISLAND PARK AS PUBLIC ROAD RIGHT-OF-WAY FOR THE RADIUS RETURNS LOCATED AT THE INTERSECTIONS OF SW 10 STREET WITH SW 149 AVENUE AND SW 147 AVENUE WITH SW 10 STREET, IN SECTION 9, TOWNSHIP 54 SOUTH, RANGE 39 EAST

WHEREAS, the Directors of the Departments of Public Works and the Miami-Dade Park and Recreation have recommended that a portion of County-owned land known as Tree Island Park be designated as public road right-of-way at the intersections of SW 10 Street with SW 149 Avenue and SW 147 Avenue with SW 10 Street be designated as public road right-of-way, and the County Manager has concurred in said recommendation as outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, THAT: this Board hereby designates and declares the following described lands at the intersections of SW 10 Street with SW 149 Avenue and SW 147 Avenue with SW 10 Street, owned by Miami-Dade County, as public road right-of-way, as set forth in the accompanying memorandum from the County Manager:

See Exhibits "A" and "B" attached hereto and made a part hereof.

The foregoing resolution was offered by Commissioner ,

who moved its adoption. The motion was seconded by Commissioner

and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Lynda Bell
Audrey M. Edmonson	Carlos A. Gimenez
Sally A. Heyman	Barbara J. Jordan
Joe A. Martinez	Jean Monestime
Natacha Seijas	Rebeca Sosa
Sen. Javier D. Souto	

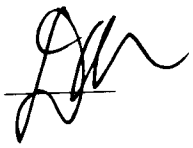
The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of December, 2010. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Debra Herman

EXHIBIT "A"

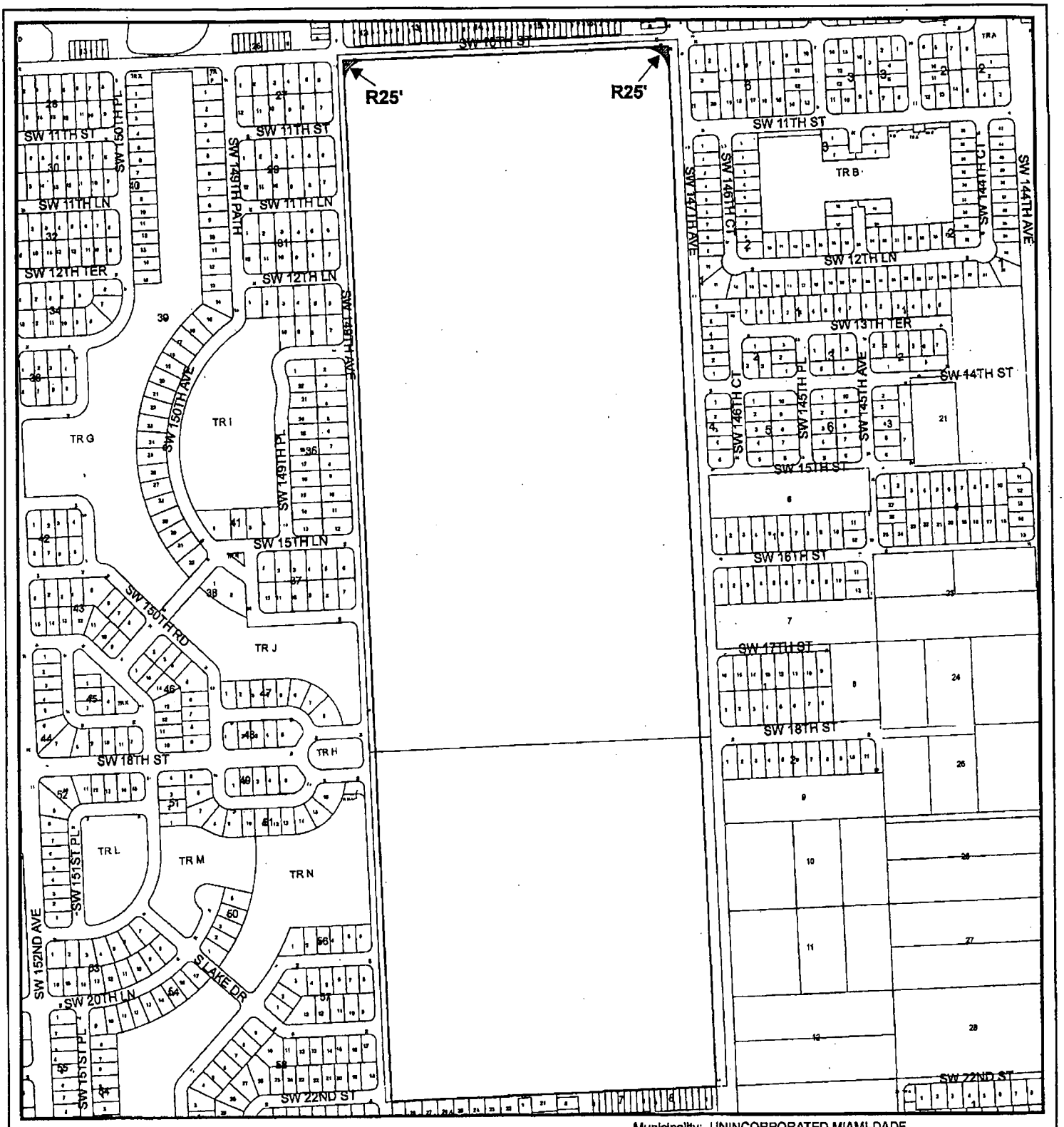
LEGAL DESCRIPTION

That portion of the East 1/2 of the NE 1/4 of Section 9, Township 54 South, Range 39 East, Miami-Dade County, Florida more particularly described as:

The external area formed by a 25 foot radius concave to the southeast, tangent to the East line of the West 25 feet of the East 1/2 of the NE 1/4 of said Section 9, and tangent to the South line of the North 25 feet of the NE 1/4 of said Section 9,

And

The external area formed by a 25 foot radius concave to the southwest, tangent to the West line of the East 40 feet of the East 1/2 of the Northeast 1/4 of said Section 9, and tangent to the South line of the North 25 feet of the NE 1/4 of said Section 9.



THIS IS NOT A SURVEY

Municipality: UNINCORPORATED MIAMI-DADE
Commission District: Joe A. Martinez, 11
Miami-Dade County Mayor Carlos Alvarez

EXHIBIT "B"

FOLIO: 30-4909-000-0010
SEC.9 54 39
PARK AND RECREATION

N
NTS

RIGHT OF WAY DESIGNATION

MIAMI-DADE COUNTY PUBLIC WORKS DEPARTMENT
RIGHT-OF-WAY
111 NW 1st STREET, SUITE 1610, MIAMI FLORIDA 33128
PH (305) 375-2714 FAX (305) 375-2825

MIAMI-DADE COUNTY

PWD

Date: September 22, 2010
Prepared by: Yazmin Moreno