

MEMORANDUM

Agenda Item No. 8(A)(2)


TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: July 2, 2013

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

SUBJECT: Resolution relating to Miami International Airport; authorizing conveyance to the Florida Department of Transportation (FDOT), for no monetary consideration, of Three Perpetual Easements for locations at or adjacent to the Airport designated as parcels 801.1, 804.1, and 805.1 on N.W. 36th street

The accompanying resolution was prepared by the Aviation Department and placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss.



R. A. Cuevas, Jr.
County Attorney

RAC/cp

Memorandum



Date: July 2, 2013

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: Carlos Gimenez
Mayor

A handwritten signature in black ink, appearing to be "Carlos Gimenez", written over a horizontal line.

Subject: Resolution Authorizing Conveyance to the Florida Department of Transportation of Three Perpetual Easements for Locations at or Adjacent to Miami International Airport Designated as Parcels 801.1, 804.1 and 805.1 for Purposes of Allowing FDOT to Construct and thereafter Maintain Two Road Intersection Mast Arm Traffic Signals and a Sidewalk

RECOMMENDATION

It is recommended that the Board approve the three attached Perpetual Easements for locations at or adjacent to the north side of Miami International Airport (MIA) on the 36th street corridor designated as Parcels 801.1, 804.1 and 805.1 for the purposes of allowing the Florida Department of Transportation (FDOT) to construct and maintain two road intersection mast arm traffic signals and a sidewalk.

SCOPE

The property associated with this agreement is located within Chairwoman Rebeca Sosa's Commission District Six and Commissioner Jose "Pepe" Diaz' District 12; however, the impact of this item is countywide as Miami International Airport is a regional asset.

FISCAL IMPACT/FUNDING SOURCE

There is no fiscal impact associated with the three Perpetual Easements for Parcels 801.1, 804.1 and 805.1.

TRACK RECORD/MONITOR

The Perpetual Easements for Parcels 801.1, 804.1 and 805.1 will be managed by José A. Ramos, MDAD Division Director of Aviation Planning, Land-Use & Grants.

BACKGROUND

The installation and maintenance of the two road intersection mast arm traffic signals and sidewalk are part of FDOT's 36th Street Project (429136-1-52-01) for rehabilitation, restoration and resurfacing along the 36th Street corridor. Its main objective is to extend the service life of the pavement and improve a number of deficient ADA features and safety related features along the corridor. Parcels 801.1, 804.1 and 805.1 are located on the north side of Miami International Airport as described in their respective legal descriptions referenced in the three attached perpetual easements.

A handwritten signature in black ink, appearing to be "Jack Osterhoff", written over a horizontal line.

Jack Osterhoff, Deputy Mayor



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: July 2, 2013

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

SUBJECT: Agenda Item No. 8(A)(2)

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 Mayor'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(A)(2)
7-2-13

RESOLUTION NO. _____

RESOLUTION RELATING TO MIAMI INTERNATIONAL AIRPORT; AUTHORIZING CONVEYANCE TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), FOR NO MONETARY CONSIDERATION, OF THREE PERPETUAL EASEMENTS FOR LOCATIONS AT OR ADJACENT TO THE AIRPORT DESIGNATED AS PARCELS 801.1, 804.1, AND 805.1 ON N.W. 36TH STREET FOR THE PURPOSE OF ALLOWING FDOT TO CONSTRUCT AND THEREAFTER MAINTAIN TWO ROAD INTERSECTION MAST ARM TRAFFIC SIGNALS IN, OVER, UNDER, UPON, AND THROUGH PARCELS 801.1 AND 804.1 AND A SIDEWALK AND ASSOCIATED STRUCTURES IN, OVER, UPON, AND THROUGH PARCEL 805.1, SUCH EASEMENT PROPERTIES NOT BEING NEEDED FOR COUNTY PURPOSES

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum and documents, copies of which are incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board (a) approves the conveyance to the Florida Department of Transportation (FDOT), for no monetary consideration, of three (3) Perpetual Easements for the limited purpose of allowing FDOT to construct and thereafter maintain (i) two road intersection Mast-Arm traffic signals in, over, under, upon, and through two locations at or adjacent to Miami International Airport (MIA) designated as Parcels 801.1 and 804.1 and (ii) a sidewalk in, over, upon, and through Parcel 805.1; (b) pursuant to Resolution No. R-974-09, directs the County Mayor or Designee to cause the recording of the three instruments of conveyance in the Public Records of Miami-Dade County and to provide a recorded copy of each instrument to the Clerk of the Board within thirty (30) days of their execution, and directs the Clerk of the Board to attach and permanently store a

recorded copy of each of the three conveyance instruments together with a copy of this resolution; and (c) authorizes the Mayor or designee to execute each of the three perpetual Easements on behalf of Miami-Dade County and to exercise all rights of the County that are contained therein.

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:

Rebeca Sosa, Chairwoman
Lynda Bell, Vice Chair

Bruno A. Barreiro
Jose "Pepe" Diaz
Sally A. Heyman
Jean Monestime
Sen. Javier D. Souto
Juan C. Zapata

Esteban L. Bovo, Jr.
Audrey M. Edmonson
Barbara J. Jordan
Dennis C. Moss
Xavier L. Suarez

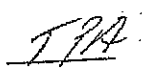
The Chairwoman thereupon declared the resolution duly passed and adopted this 2nd day of July, 2013. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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.



Thomas P. Abbott



Location of Mast Arm 804.1

NW 66 Avenue

NW 36 Street Sidewalk Easement 805.1

Lee Drive

NW 36 Street

NW 72 Avenue

Location of Mast Arm 801.1



FDOT 36th Street Project 801.1, 804.1 & 805.1

Miami International Airport

NTS

May 2013

07-PE.11-04/93

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
October 4, 2012 - NE

Parcel No. : 801.1
Item/Segment No. : 4291361
Managing District : 6

PERPETUAL EASEMENT

THIS EASEMENT Made the ____ day of _____, 20 _____, by MIAMI-DADE COUNTY, a political subdivision 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, a perpetual easement for the purpose of constructing and maintaining a Mast Arm in, over, under, upon and through the following described land in Miami-Dade County, Florida, viz:

PARCEL 801: F.P. No. 429136-1

Being a parcel of land lying in the Northeast one-quarter (1/4) of Section 26, Township 53 South, Range 40 East, in Miami-Dade County, Florida, and being more particularly described as follows:

COMMENCE at the Northwest corner of Tract "A" of FIRE STATION NO. 17, according to the plat thereof, as recorded in Plat Book 92, Page 61, in the Public Records of Miami-Dade County, Florida, said point also lying on the South right-of-way line of State Road 948 (NW 36th Street), as shown on the Florida Department of Transportation Right of Way Map, Section 87220-2506, dated 10/23/1987; thence S 89°22'00" W, along said South right-of-way line 291.54 feet to the beginning of a curve concave to the Southeast, having a radius of 30.00 feet; thence southwesterly along the arc of said curve 15.46 feet, through a central angle of 29°31'40" to the POINT OF BEGINNING of the following described parcel:

Thence continue southwesterly along said curve 8.02 feet, through a central angle of 15°19'34"; thence S 37°49'28" E 6.00 feet; thence N 52°10'32" E 8.00 feet; thence N 37°49'28" W 6.00 feet to the POINT OF BEGINNING.

Containing 49.4 Square Feet of land, more or less.
DD/CG/07/25/2012

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

TO HAVE AND TO HOLD the same unto said grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairperson or Vice-Chairperson of said Board, the day and year aforesaid.

ATTEST: _____

Clerk (or Deputy Clerk) of the Circuit Court

(Affix County Seal)

County of Miami-Dade, Florida,
By its Board of County Commissioners

By: _____

Its Chair (or Vice-Chair)

(Address)

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this _____ day of _____, 20____, by _____, Chairperson (or Vice-Chairperson), 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"

LEGAL DESCRIPTION - PARCEL 801:

Being a parcel of land lying in the Northeast one-quarter (1/4) of Section 26, Township 53 South, Range 40 East, in Miami-Dade County, Florida, and being more particularly described as follows:


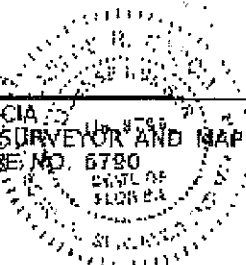
COMMENCE at the Northwest corner of Tract "A" of FIRE STATION NO. 17, according to the plat thereof, as recorded in Plat Book 92, Page 61, in the Public Records of Miami-Dade County, Florida, said point also lying on the South right-of-way line of State Road 948 (NW 36th Street), as shown on the Florida Department of Transportation Right of Way Map, Section 8722B-2506, dated 10/23/1987; thence S 89°22'00" W, along said South right-of-way line 291.54 feet to the beginning of a curve concave to the Southeast, having a radius of 30.00 feet; thence southwesterly along the arc of said curve 15.46 feet, through a central angle of 29°31'40" to the POINT OF BEGINNING of the following described parcel:

Thence continue southwesterly along said curve 8.02 feet, through a central angle of 15°19'34"; thence S 37°49'28" E 6.00 feet; thence N 52°10'32" E 8.00 feet; thence N 37°49'28" W 6.00 feet to the POINT OF BEGINNING.

Containing 49.4 Square Feet of land, more or less.

GENERAL NOTES:

- THIS IS NOT A SURVEY
- Reproductions of this map are not valid without the signature and original raised seal of the Florida Licensed Surveyor and Mapper in responsible charge.
- The Bearings shown hereon are referenced to the Baseline of Survey of State Road 948 (NW 36th Street), having a bearing of N 89°22'00" E, as shown on the Florida Department of Transportation Project Network Control for said State Road 948, completed on 04/06/2011 by Atkins North America, Inc., for Project No. 429136-1.
- The data used in the calculation and preparation of the legal description was provided by the FDOT Project Manager for said Project No. 429136-1.
- Additions and/or deletions to survey maps, sketches or reports by any party other than the signing party are prohibited without the written consent of the signing party.

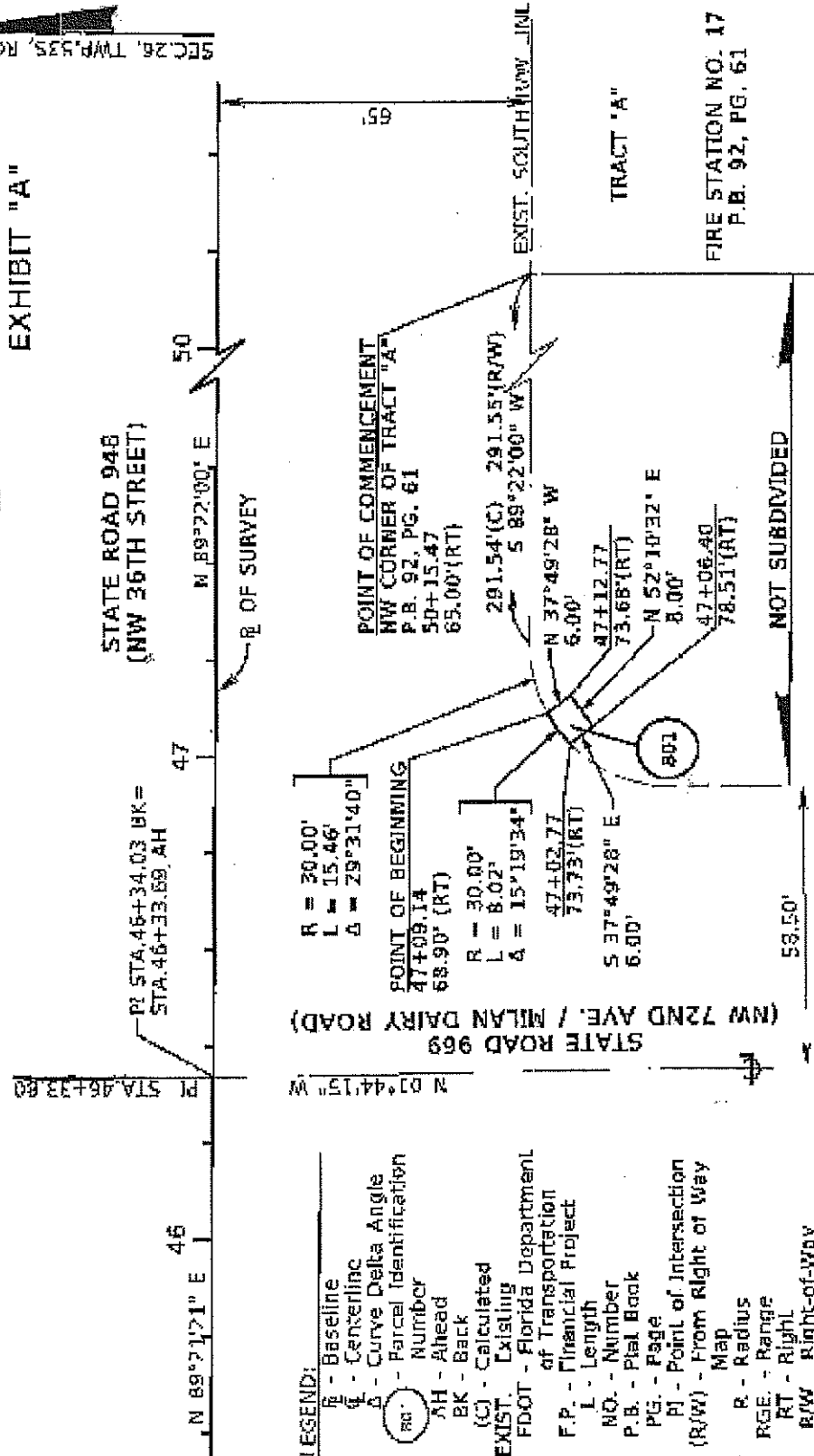



09/18/2012
DATE

This document consists of two (2) 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. 948	MIAMI-DADE COUNTY
DRAWN BY: D. GENE CHECKED BY: G. GARCIA DATE: 07/20/12 DATE: 07/25/12	PREPARED BY: FDOT DISTRICT C DATE RECEIVED: SEE GENERAL NOTES P.L. NO. 429-36-1 SECTION 8722D SHEET 1 OF 2

PARCEL NO.	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
801	MIAMI-DADE COUNTY AVIATION DEPARTMENT	49.4 SQ.FT.	UNDETERMINED	



- LEGEND:**
- B - Baseline
 - C - Centerline
 - Δ - Curve Delta Angle
 - ⊙ - Parcel Identification Number
 - AH - Ahead
 - BK - Back
 - (C) - Calculated
 - EXIST. - Existing
 - FDOT - Florida Department of Transportation
 - F.P. - Financial Project
 - L - Length
 - NO. - Number
 - P.B. - Plat Book
 - PG. - Page
 - PI - Point of Intersection
 - (R/W) - From Right of Way Map
 - R - Radius
 - RGE - Range
 - RT - Right
 - R/W - Right-of-Way
 - SEC. - Section
 - STA. - Station
 - TWP. - Township

FLORIDA DEPARTMENT OF TRANSPORTATION	STATE ROAD NO. 945	MIAMI-DADE COUNTY
SKETCH TO ACCOMPANY LEGAL DESCRIPTION	SECTION 87220	SECTION 87220
	F.P. NO. 429136-1	SHEET 2 OF 2

10

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
October 4, 2012 - NE

Parcel No. : 801.1
Item/Segment No. : 4291361
Managing District : 6

RESOLUTION

ON MOTION of Commissioner _____, seconded by Commissioner _____, the following Resolution was adopted:

WHEREAS, the State of Florida Department of Transportation proposes to construct or improve State Road No. 948, Item No. 4291361, in Miami-Dade County, Florida: and

WHEREAS, it is necessary that an easement across certain lands now owned by Miami-Dade County, be acquired by the State of Florida Department of Transportation: and

WHEREAS, said use is in the best interest of the County: and

WHEREAS, the State of Florida Department of Transportation has made application to said County to execute and deliver to the State of Florida Department of Transportation a perpetual easement, or easements, in favor of the State of Florida Department of Transportation for the purpose of constructing and maintaining a Mast Arm, and said request having been duly considered.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Miami-Dade County, that the application of the State of Florida Department of Transportation for a perpetual easement, or easements, is for transportation purposes which are in the public or community interest and for public welfare; that a perpetual easement, or easements, in favor of the State of Florida Department of Transportation in Miami-Dade County, should be drawn and executed by this Board of County Commissioners. Consideration shall be \$ _____.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded forthwith to the State of Florida Department of Transportation at Tallahassee, Florida.

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

I HEREBY CERTIFY that the foregoing is a true copy of a Resolution adopted by the Board of County Commissioners of Miami-Dade County, Florida, at a meeting held on the ___ day of _____, 20 ____.

ATTEST: _____
Clerk (or Deputy Clerk) of the Circuit Court
(Affix County Seal)

Miami-Dade County, Florida,
By its Board of County Commissioners

By: _____

Its Chair (or Vice-Chair)

(Address)

07-PE.11-04/93

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
November 13, 2012 - NE

Parcel No. : 804.1
Item/Segment No. : 4291361
Managing District : 6

PERPETUAL EASEMENT

THIS EASEMENT Made the _____ day of _____, 20 _____, by MIAMI-DADE COUNTY, a political subdivision 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, a perpetual easement for the purpose of constructing and maintaining a Mast Arm in, over, under, upon and through the following described land in Miami-Dade County, Florida, viz:

PARCEL 804: F.P. No. 429136-1

Being a parcel of land lying in the Northeast one-quarter (¼) of Section 26, Township 53 South, Range 40 East, in Miami-Dade County, Florida, and being more particularly described as follows:

COMMENCE at the Northeast corner of Tract 12, Block 2 of TOLIN INDUSTRIAL SITES, according to the plat thereof, as recorded in Plat Book 100, Page 39, in the Public Records of Miami-Dade County, Florida, said point also lying on the West right-of-way line of State Road 969 (Milan Dairy Road / NW 72nd Ave.); thence N 88°15'45" E, departing said West right-of-way line of State Road 969 at right angles, 108.50 feet to the intersection with the East right-of-way line of said State Road 969; thence S 01°44'15" E, along said East right-of-way line of State Road 969, a distance of 177.82 feet to the beginning of a curve concave to the Northeast, having a radius of 25.00 feet; thence southeasterly along the arc of said curve 16.77 feet, through a central angle of 38°26'21" to the POINT OF BEGINNING of the following described parcel:

Thence N 49°49'24", along a radial line to lastly described curve, 6.00 feet; thence S 49°16'20" E 6.01 feet; thence S 31°37'55" W 6.00 feet to the intersection with a non-tangent curve, concave to the Northeast, having a radius of 25.00 feet, to which point a radial line bears S 31°37'55" W; thence northwesterly along the arc of said curve 7.94 feet, through a central angle of 18°11'28" to the POINT OF BEGINNING.

Containing 42.9 Square Feet of land, more or less.

DD/CG/11/13/2012

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

TO HAVE AND TO HOLD the same unto said grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairperson or Vice-Chairperson of said Board, the day and year aforesaid.

ATTEST: _____

County of Miami-Dade, Florida,
By its Board of County Commissioners

Clerk (or Deputy Clerk) of the Circuit Court

(Affix County Seal)

By: _____

Its Chair (or Vice-Chair)

(Address)

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this ____ day of _____ 20____, by _____, Chairperson (or Vice-Chairperson), 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"

LEGAL DESCRIPTION - PARCEL 804:

Being a parcel of land lying in the Northeast one-quarter (¼) of Section 26, Township 53 South, Range 40 East, in Miami-Dade County, Florida, and being more particularly described as follows:

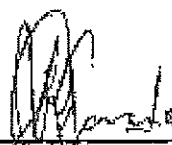
COMMENCE at the Northeast corner of Tract 12, Block 2 of TOLIN INDUSTRIAL SITES, according to the plat thereof, as recorded in Plat Book 100, Page 39, in the Public Records of Miami-Dade County, Florida, said point also lying on the West right-of-way line of State Road 969 (Milan Dairy Road / NW 72nd Ave.); thence N 88°15'45" E, departing said West right-of-way line of State Road 969 at right angles, 108.50 feet to the intersection with the East right-of-way line of said State Road 969; thence S 01°44'15" E, along said East right-of-way line of State Road 969, a distance of 177.87 feet to the beginning of a curve concave to the Northeast, having a radius of 25.00 feet; thence southeasterly along the arc of said curve 16.77 feet, through a central angle of 38°26'23" to the POINT OF BEGINNING of the following described parcel:

Thence N 49°49'74", along a radial line to lastly described curve, 6.00 feet; thence S 48°16'20" E 6.01 feet; thence S 31°37'55" W 6.00 feet to the intersection with a non-tangent curve, concave to the Northeast, having a radius of 25.00 feet, to which point a radial line bears S 31°37'55" W; thence northwesterly along the arc of said curve 7.94 feet, through a central angle of 18°11'28" to the POINT OF BEGINNING.

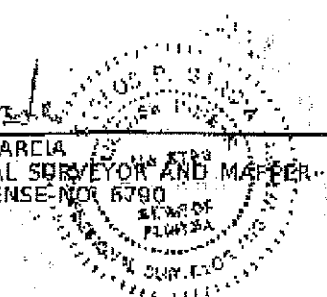
Containing 42.9 Square Feet of land, more or less.

GENERAL NOTES:

- THIS IS NOT A SURVEY
Reproductions of this map are not valid without the signature and original raised seal of the Florida Licensed Surveyor and Mapper in responsible charge.
- The Bearings shown hereon are referenced to the Baseline of Survey of State Road 948 (NW 35th Street), having a bearing of N 89°22'00" E, as shown on the Florida Department of Transportation Project Network Control for said State Road 948, completed on 04/06/2011 by Atkins North America, Inc., for Project No. 429136-1.
- The data used in the calculation and preparation of the legal description was provided by the FDOT Project Manager for said Project No. 429136-1.
- Additions and/or deletions to survey maps, sketches or reports by any party other than the signing party are prohibited without the written consent of the signing party.


 CARLOS R. GARCIA
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA LICENSE NO. 6790

11/13/2012
 DATE



This document consists of two (2) 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. 948	MIAMI-DADE COUNTY
		BY DATE	DRAWN BY DATE
		DRAWN J. BROWN 11/08/12	DRAWN J. BROWN 11/08/12
		CHECKED C. GARCIA 11/13/12	CHECKED C. GARCIA 11/13/12
		F.P. NO. 429136-1	SECTION 87226
			SHEET 1 OF 2

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
November 13, 2012 - NE

Parcel No. : 804.1
Item/Segment No. : 4291361
Managing District : 6

RESOLUTION

ON MOTION of Commissioner _____, seconded by Commissioner _____, the following Resolution was adopted:

WHEREAS, the State of Florida Department of Transportation proposes to construct or improve State Road No. 948, Item No. 4291361, in Miami-Dade County, Florida: and

WHEREAS, it is necessary that an easement across certain lands now owned by Miami-Dade County, be acquired by the State of Florida Department of Transportation: and

WHEREAS, said use is in the best interest of the County: and

WHEREAS, the State of Florida Department of Transportation has made application to said County to execute and deliver to the State of Florida Department of Transportation a perpetual easement, or easements, in favor of the State of Florida Department of Transportation for the purpose of constructing and maintaining a Mast Arm, and said request having been duly considered.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Miami-Dade County, that the application of the State of Florida Department of Transportation for a perpetual easement, or easements, is for transportation purposes which are in the public or community interest and for public welfare; that a perpetual easement, or easements, in favor of the State of Florida Department of Transportation in Miami-Dade County, should be drawn and executed by this Board of County Commissioners. Consideration shall be \$ _____.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded forthwith to the State of Florida Department of Transportation at Tallahassee, Florida.

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

I HEREBY CERTIFY that the foregoing is a true copy of a Resolution adopted by the Board of County Commissioners of Miami-Dade County, Florida, at a meeting held on the ____ day of _____, 20 ____.

ATTEST: _____

Clerk (or Deputy Clerk) of the Circuit Court
(Affix County Seal)

Miami-Dade County, Florida,
By its Board of County Commissioners

By: _____

Its Chair (or Vice-Chair)

(Address)

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
March 5, 2013 - NE

Parcel No. : 805.1
Item/Segment No. : 4291361
Managing District : 6

PERPETUAL EASEMENT

THIS EASEMENT Made the _____ day of _____, 20 _____, by MIAMI-DADE COUNTY, a political subdivision 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, a perpetual easement for the purpose of constructing and maintaining a sidewalk including but not limited to curb ramps, signalization facilities, improvements to meet ADA compliance, roadway signing, and drainage structures and to maintain the roadway areas including but not limited to asphalt and pavement markings in, over, under, upon and through the following described land in Miami-Dade County, Florida, viz:

PARCEL 805: F.P. No. 429136-1

Being a portion of Tracts 27, 22, 21, 12 and 5, of the FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1, according to the plat thereof, as recorded in Plat Book 2, Page 17, lying in the Northwest and Northeast one-quarter (1/4) of Section 25, Township 53 South, Range 40 East; and a portion of the Northwest one-quarter (1/4) and the Northeast one-quarter (1/4) of Section 30, Township 53 South, Range 41 East; and a portion of the Northwest one-quarter (1/4) of Section 29, Township 53 South, Range 41 East all in the public records of Miami-Dade County, Florida, and being more particularly described as follows:

COMMENCE at Station 87+43.00, being a PK Nail and Washer stamped EDOT at a Point of Curvature along the Baseline of Survey of State Road 948 (NW 36th Street) as shown on a Project Network Control Sheet, prepared by ATKINS North America, Inc., for the Florida Department of Transportation under Financial Project ID 429136-1-52-01, with a date of certification of April 14th, 2011; thence S 89°30'28" W, along said Baseline of Survey, a distance of 654.10; thence S 00°29'32" E 50.00 feet to a point on the South right-of-way line of said State Road 948 and the POINT OF BEGINNING of the following described parcel:

Thence N 89°30'28" E 654.09 feet to a tangent circular curve concave Northerly, having a radius of 1960.08 feet; thence Easterly along the arc of said curve 347.80 feet, through a central angle of 10°10'00" thence N 79°20'28" E 62.48 feet to Reference Point "J"; thence S 10°23'58"E 4.00 feet; thence S 79°20'28" W 66.20 feet; thence S 85°28'18" W 9.80 feet; to a non-tangent circular curve concave Northerly, having a radius of 1963.08 feet, to which a radial line bears S 10°15'56"E; thence Westerly along the arc of said curve 192.68 feet, through a central angle of 05°37'26" thence S 79°38'34" W 9.80 feet; to a non-tangent circular curve concave Northerly, having a radius of 1964.08 feet; to which a radial line bears S 04°21'26" E; thence Westerly along the arc of said curve 132.50 feet, through a central angle of 03°51'55" thence S 89°30'28" W 654.09 feet; thence N 00°29'32" W to a point on said South right-of-way line of State Road 948, a distance of 4.00 feet to the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "J"; a point being on the South right-of-way line of State Road 948 for the following six (6) courses: thence N 79°20'28" E 276.85 feet to the point of curvature of tangent circular curve concave Southerly, having a radius 1860.08 feet, thence Easterly along the arc of said curve 171.51 feet, through a central angle of 5°16'59"; thence S 88°52'07" E 185.78 feet; thence N 89°32'34" E 541.82 feet; thence N 85°55'44" E 190.38 feet; thence N 89°32'34" E 426.44 feet to the POINT OF BEGINNING of the following described parcel:

Thence continue N 89°32'34" E, along said South right-of-way line of State Road 948, a distance of 334.26 feet; thence S 00°27'26" E 6.78 feet to Reference Point "A"; thence N 78°36'33" W 12.34 feet; thence S 89°32'34" W 322.19 feet; thence N 00°27'26" W 4.25 feet to a point on said South right-of-way line of State Road 948 and the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "A", a point being on the South right-of-way line of State Road 948; thence S 00°27'26" E 5.22 feet; thence N 89°32'34" E 48.35 feet to the POINT OF BEGINNING of the following described parcel:

Thence continue N 89°32'34" E, along said South right-of-way line of State Road 948, a distance of 1326.80 feet to Reference Point "K"; thence S 00°27'26" E 6.85 feet; thence N 84°59'36" W 26.74 feet; thence S 89°32'34" W 1197.31 feet to a tangent circular curve concave Southerly, having a radius of 520.00 feet; thence Westerly along the arc of said curve 68.16 feet, through a central angle of 07°30'38"; thence S 82°01'56" W 33.67 feet; thence N 19°33'19" W 4.67 feet; thence N 00°27'26" W 8.75 feet to a point on said South right-of-way line of said State Road 948 and to the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "K", a point being on the South right-of-way line of State Road 948; thence N 89°32'34" E 105.74 feet; thence N 01°38'20" E, to the POINT OF BEGINNING of the following described parcel:

Thence continue N 01°38'20" W 32.46 feet thence N 87°29'49" E to the South right-of-way of State Road 948; thence N 87°29'49" E along said South right-of-way line of State Road 948, a distance of 880.38 feet to Reference Point "B" thence S 02°30'11" E 23.97 feet; thence S 62°47'04" W 5.68 feet; to a non-tangent circular curve concave Southwesterly, having a radius of 23.00 feet; to which a radial line bears N 69°06'56" E; thence Northwesterly along the arc of said curve 28.75 feet, through a central angle of 71°37'07" thence S 87°29'49" W 260.21 feet; to a tangent circular curve concave Northerly, having a radius of 95.00 feet; thence Westerly along the arc of said curve 32.78 feet, through a central angle of 19°46'15"; thence S 87°29'49" W 23.87 feet; to a tangent circular curve concave Southerly, having a radius of 3700.00 feet; thence Westerly along the arc of said curve 269.88 feet, through a central angle of 04°10'45" thence S 83°19'04" W 129.32 feet; thence S 86°04'19" W 66.05 feet; thence S 87°39'27" W 50.78 feet; to a tangent circular curve concave Southerly, having a radius of 40.00 feet; thence Westerly along the arc of said curve 23.59 feet, through a central angle of 33°47'11" to the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "B", a point being on the South right-of-way line of State Road 948; thence N 87°29'49" E, along said South right-of-way line of State Road 948, a distance of 44.09 feet to the POINT OF BEGINNING of the following described parcel:

Thence continue N 87°29'49" E, along said South right-of-way line of State Road 948, a distance of 133.61 feet to Reference Point "C" and a point of cusp with a non-tangent circular curve concave Southerly, having a radius of 120.00

feet, to which a radial line bears N 02°30'11" W, thence Westerly along the arc of said curve 36.63 feet, through a central angle of 17°29'16", to a point of reverse curvature with a tangent circular curve, concave Northerly, having a radius of 120.00 feet; thence Westerly along the arc of said curve 35.11 feet, through a central angle of 16°45'43" thence S 86°46'17" W 30.22 feet; to a tangent circular curve concave Southeasterly, having a radius of 33.00 feet; thence Southwesterly along the arc of said curve 33.89 feet, through a central angle of 58°50'14" thence N 62°24'42" W 5.49 feet; thence N 02°30'11" W 24.99 feet to a point on said South right-of-way line of State Road 948 and the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "C", a point being on the South right-of-way line of State Road 948; thence N 87°29'49"E, along said South right-of-way line of State Road 948, a distance of 577.20 feet to the POINT OF BEGINNING of the following described parcel:

Thence continue N 87°29'49"East, along said South right-of-way line of State Road 948, a distance of 47.44 feet to Reference Point "D"; thence S 02°30'11" E 9.77 feet; thence N 88°21'20" W 10.31 feet; thence S 40°23'22" W 3.99 feet; to a non-tangent circular curve concave Southerly, having a radius of 195.00 feet, to which a radial line bears N 10°17'12 E; thence Westerly along the arc of said curve 34.81 feet, through a central angle of 10°13'40" thence N 02°30'11" W, to a point on said South right-of-way line of State Road 948, a distance of 7.30 feet to the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "D", a point being on the South right-of-way line of State Road 948; thence N 87°29'49" E, along said South right-of-way line of State Road 948, a distance of 49.30 feet to the POINT OF BEGINNING of the following described parcel:

Thence continue N 87°29'49"E, along said South right-of-way line of State Road 948, a distance of 12.56 feet; thence S 21°22'53" W 2.43 feet; thence S 34°36'08"E 23.35 feet; thence N 87°29'49" E 29.08 feet; thence N 02°30'11" W 22.00 feet to a point on said South right-of-way line of State Road 948; thence N 87°29'49" E, along said South right-of-way line, a distance of 5.50 feet; thence S 02°30'11" E 22.00 feet; thence N 87°29'49"E 698.46 feet; thence N 09°39'29" E 7.87 feet; to a non-tangent circular curve concave Southwesterly, having a radius of 9.00 feet, to which a radial line bears N 48°17'37" E, thence Northwesterly along the arc of said curve 7.98 feet, through a central angle of 50°47'48" thence S 87°29'49"W 13.02 feet; thence N 02°30'11"W 11.00 feet to a point on said South right-of-way line of State Road 948; thence N 87°29'49"E, along said South right-of-way line, a distance of 30.99 feet to Reference Point "E" thence S 02°30'11"E 19.77 feet; thence N 73°06'00" W 6.46 feet; thence S 09°39'29" W 10.10 feet; thence S 87°29'49" W 740.53 feet; thence N 34°36'08" W 26.79 feet; thence N 83°08'08" W 6.80 feet; thence N 02°30'11" W, to a point on said South right-of-way line of State Road 948, a distance of 3.70 feet to the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "E", a point being on the South right-of-way line of State Road 948; thence N 87°29'41" E, along said South right-of-way line of State Road 948, a distance of 26.56 feet to the POINT OF BEGINNING of the following described parcel:

Thence continue N 87°29'49" E, along said South right-of-way line of State Road 948, a distance of 132.70; thence N 87°29'41" E 732.36 feet to Reference Point "F" thence S 02°30'19" E 4.00 feet; thence S 87°29'41" W 840.73 feet; to a tangent circular curve concave Southerly, having a radius of 8.00 feet; thence Westerly along the arc of said curve 12.51 feet, through a central angle of 89°36'02" thence S 02°06'21" E 8.51 feet; thence S 87°29'49" W 16.27 feet; thence N 02°30'11" W, to a point on said South right-of-way line of State Road 948, a distance of 20.46 feet to the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "F", a point being on the South right-of-way line of State Road 948; thence N 87°29'41" E, along said South right-of-way line of State Road 948, a distance of 44.11 feet to the POINT OF BEGINNING of the following described parcel:

Thence continue N 87°29'41" E, along said South right-of-way line of State Road 948, a distance of 585.56 feet to Reference Point "G" thence S 02°30'19" E 5.33 feet; thence N 82°11'42" W 8.84 feet; thence S 87°29'41" W 576.86 feet; thence N 02°30'19" W, to a point on said South right-of-way line of State Road 948, 3.75 feet to the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "G", a point being on the South right-of-way line of State Road 948; thence N 87°29'41" E, along said South right-of-way line of State Road 948, a distance of 43.33 feet to the POINT OF BEGINNING of the following described parcel:

Thence continue N 87°29'41" E, along said South right-of-way line of State Road 948, a distance of 775.72 feet to Reference Point "H" thence S 02°30'19" E 17.67 feet; thence S 87°29'46" W 5.51 feet; thence N 02°30'19" W 11.92 feet; thence S 87°29'41" W 131.92 feet; thence S 02°30'19" E 2.00 feet; thence S 87°29'41" W 5.50 feet; thence N 02°30'19" W 2.00 feet; thence S 87°29'41" W 422.71 feet; thence S 82°32'29" W 8.69 feet; thence S 87°29'41" W 184.25 feet; thence S 65°54'17" W 11.33 feet; thence S 10°02'01" W 2.84 feet; thence N 82°02'32" W 6.12 feet; thence N 02°30'19" W, to a point on said South right-of-way line of State Road 948, a distance of 12.83 feet to the POINT OF BEGINNING;

Together With:

COMMENCE at said Reference Point "H", a point being on the South right-of-way line of State Road 948; thence N 87°29'41" E, along said South right-of-way line of State Road 948, a distance of 15.12 feet to the POINT OF BEGINNING of the following described parcel:

Thence continue N 87°29'41" E 486.72 feet to Reference Point "I"; thence S 02°30'19" E 12.65 feet; thence S 66°12'17" W 5.06 feet; to a non-tangent circular curve concave Southwesterly, having a radius of 14.00 feet, to which a radial line bears N 65°25'52" E; thence Northwesterly along the arc of said curve 16.60 feet, through a central angle of 67°56'11" thence S 87°29'41" W 178.78 feet; thence S 42°29'41" W 3.18 feet; thence S 87°29'41" W 7.19 feet; thence N 47°30'19" W 3.18 feet; thence S 87°29'41" W 36.56 feet; thence S 42°29'41" W 2.47 feet; thence S 87°29'41" W 7.00 feet; thence N 47°30'19" W 2.47 feet; thence S 87°29'41" W 31.24 feet; thence S 42°29'41" W 1.41 feet; thence S 87°29'41" W 4.40 feet; thence N 47°30'19" W 1.41 feet; thence S 87°29'41" W 7.10 feet; thence S 39°01'18" W 18.93 feet; thence S 87°22'59" W 174.21 feet; thence North 02°30'19" W, to a point on said South right-of-way line of State Road 948, a distance of 20.26 feet to the POINT OF BEGINNING;

Together With:

COMMENCE at Reference Point "I", a point being on the South right-of-way line of State Road 948; thence N 87°29'41" E 24.45 feet; thence N 88°07'59" E 32.04 feet to the POINT OF BEGINNING; of the following described parcel:

Thence N 88°07'59" E 524.44 feet to a point of intersection with a Turn Lane Dedication as described in Official Records Book 27460, Page 4417 of the Public Records of Miami-Dade County, Florida; thence S 84°58'43" E, along said Turn Lane Dedication, a distance of 56.25 feet; thence S 88°07'46" W 215.73 feet; to a tangent circular curve concave Southerly, having a radius of 75.00 feet; thence Westerly along the arc of said curve 17.90 feet, through a central angle of 13°40'18" to a point of reverse curvature with a tangent circular curve, concave Northerly, having a radius of 75.00 feet; thence Westerly along the arc of said curve 17.90 feet, through a central angle of 13°40'18"; thence S 88°07'46" W 53.46

feet to a tangent circular curve concave Northerly, having a radius of 118.00 feet; thence Westerly along the arc of said curve 22.89 feet, through a central angle of 11°06'58"; thence S 49°45'54" W 4.60 feet; thence N 85°13'45" W 9.35 feet; thence N 41°42'18" W 4.96 feet; thence S 88°07'46" W 236.82 feet; thence N 01°52'14" W, to a point on said South right-of-way line of State Road 948, a distance of 6.75 feet to the POINT OF BEGINNING.

Containing 50,837.88 Square Feet of land, more or less.

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

TO HAVE AND TO HOLD the same unto said grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairperson or Vice-Chairperson of said Board, the day and year aforesaid.

ATTEST: _____

Clerk (or Deputy Clerk) of the Circuit Court

(Affix County Seal)

County of Miami-Dade, Florida,
By its Board of County Commissioners

By: _____

Its Chair (or Vice-Chair)

(Address)

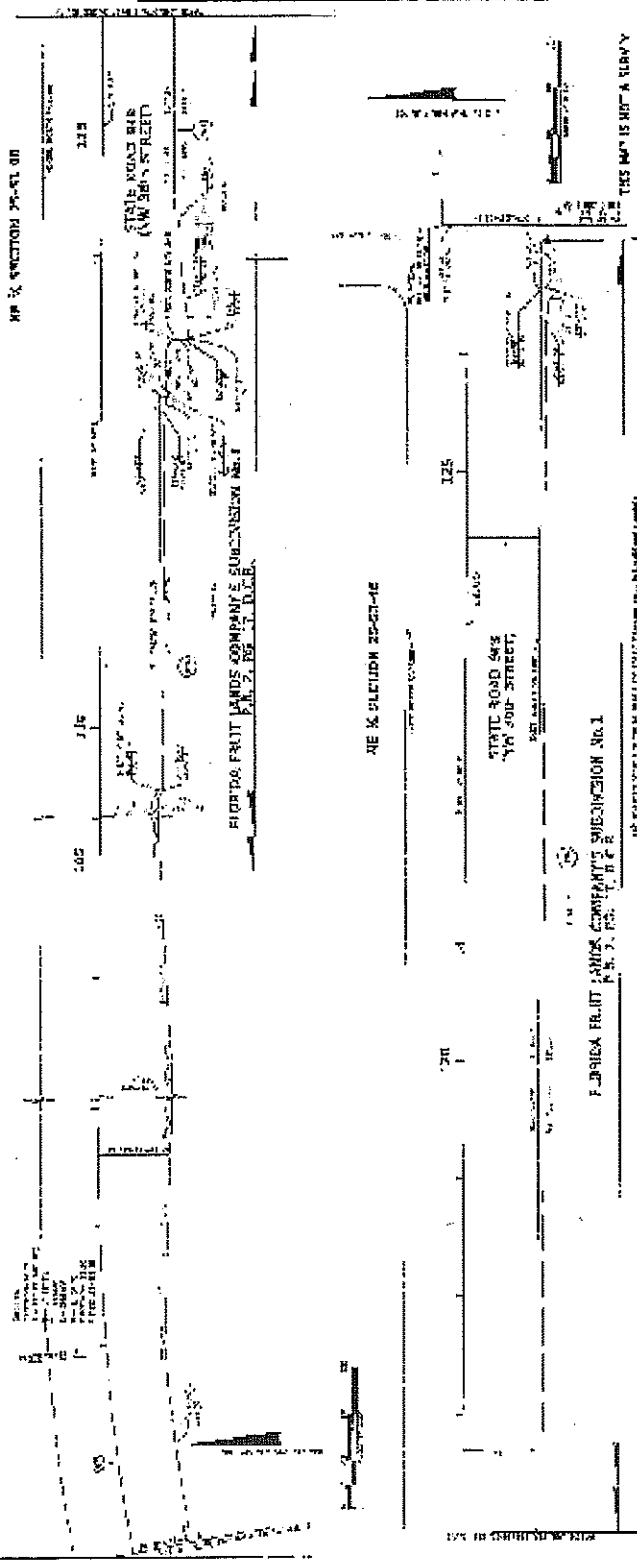
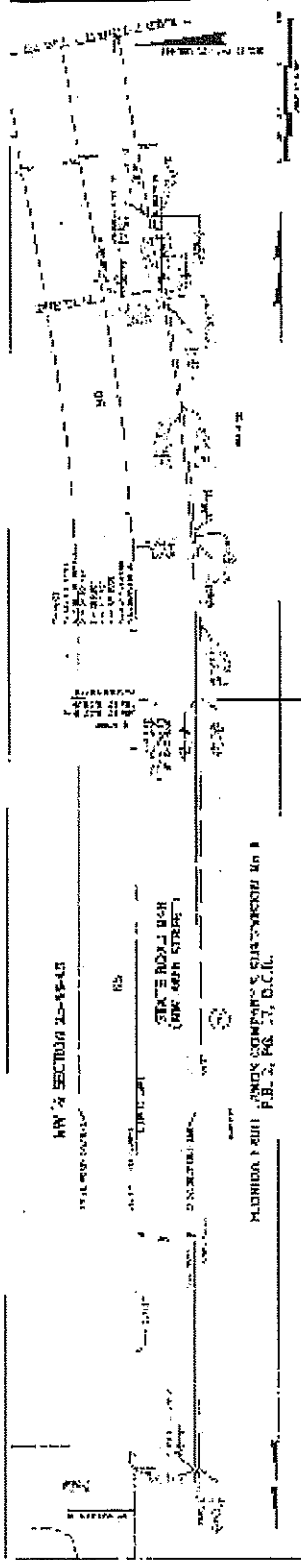
STATE OF FLORIDA

COUNTY OF MIAMI-DADE

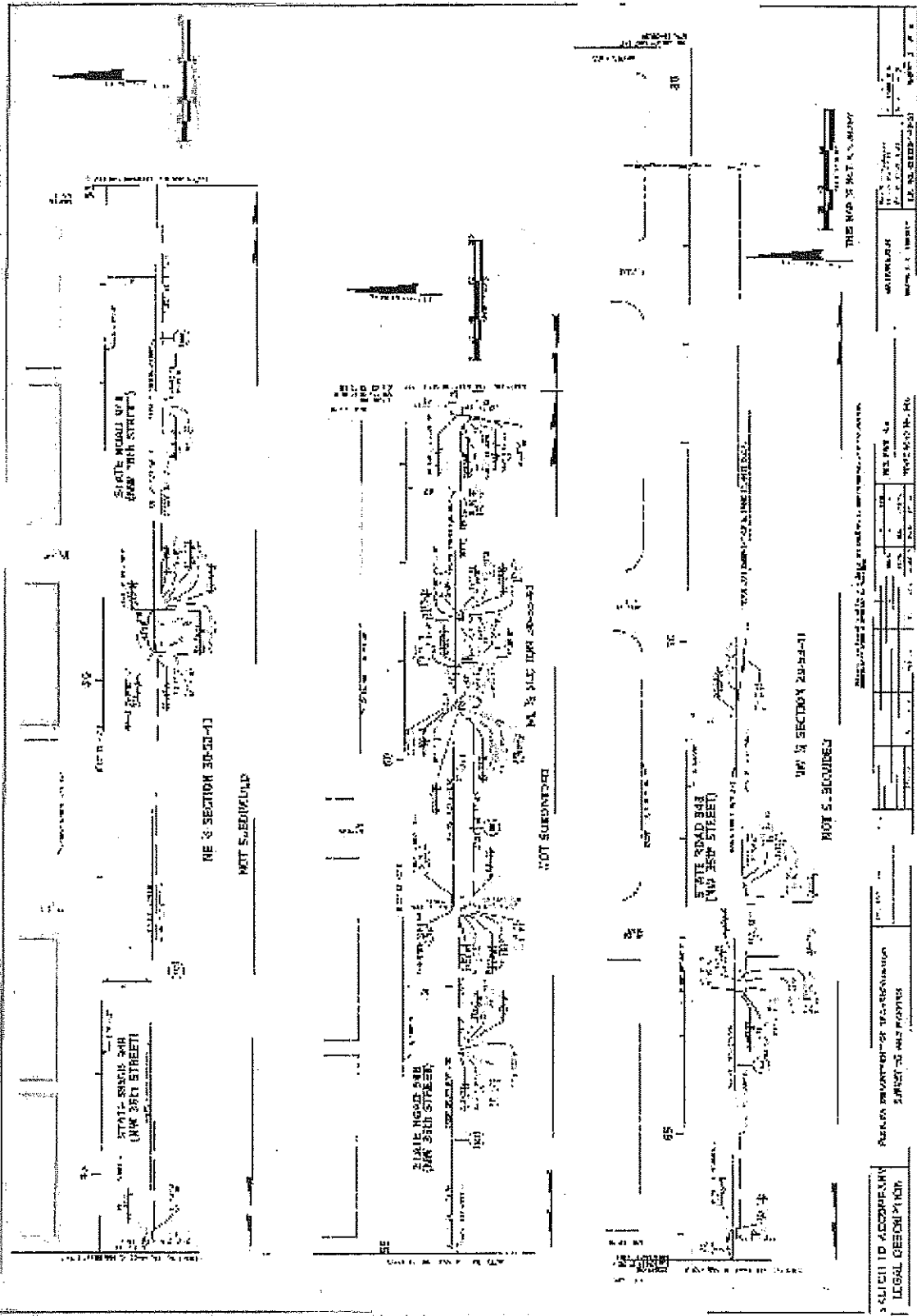
The foregoing instrument was acknowledged before me this _____ day of _____ 20____, by _____, Chairperson (or Vice-Chairperson), who is personally known to me or who has produced _____ as identification.

(Signature of person taking acknowledgment)

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



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SELECT TO ACCURATELY LEGAL DESCRIPTION	AREA OF INTEREST OR RECONSTRUCTION SURVEY TO BE MADE	PROJECT NO. 44 PROJECT NO. 44 PROJECT NO. 44	DATE OF SURVEY DATE OF SURVEY DATE OF SURVEY	DRAWN BY DRAWN BY DRAWN BY	CHECKED BY CHECKED BY CHECKED BY	DATE OF PLOTTING DATE OF PLOTTING DATE OF PLOTTING	SCALE SCALE SCALE
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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
March 5, 2013 - NE

Parcel No. : 805.1
Item/Segment No. : 4291361
Managing District : 6

RESOLUTION

ON MOTION of Commissioner _____, seconded by Commissioner _____, the following Resolution was adopted:

WHEREAS, the State of Florida Department of Transportation proposes to construct or improve State Road No. 948, Item No. 4291361, in Miami-Dade County, Florida: and

WHEREAS, it is necessary that an easement across certain lands now owned by Miami-Dade County, be acquired by the State of Florida Department of Transportation: and

WHEREAS, said use is in the best interest of the County: and

WHEREAS, the State of Florida Department of Transportation has made application to said County to execute and deliver to the State of Florida Department of Transportation a perpetual easement, or easements, in favor of the State of Florida Department of Transportation for the purpose of constructing and maintaining a Mast Arm, and said request having been duly considered.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Miami-Dade County, that the application of the State of Florida Department of Transportation for a perpetual easement, or easements, is for transportation purposes which are in the public or community interest and for public welfare; that a perpetual easement, or easements, in favor of the State of Florida Department of Transportation in Miami-Dade County, should be drawn and executed by this Board of County Commissioners. Consideration shall be \$ _____.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded forthwith to the State of Florida Department of Transportation at Tallahassee, Florida.

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

I HEREBY CERTIFY that the foregoing is a true copy of a Resolution adopted by the Board of County Commissioners of Miami-Dade County, Florida, at a meeting held on the ____ day of _____, 20 ____.

ATTEST: _____
Clerk (or Deputy Clerk) of the Circuit Court
(Affix County Seal)

Miami-Dade County, Florida,
By its Board of County Commissioners

By: _____

Its Chair (or Vice-Chair)

(Address)