

MEMORANDUM

Agenda Item No. 8(N)(2)

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

DATE: April 4, 2023

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution designating a portion of Miami-Dade County-owned property identified on the attached exhibit "A" as road right-of-way for SW 27 Terrace from SW 27 Avenue west for approximately 264 feet, in section 16, Township 54 South, Range 41 East, and directing the County Mayor to take all actions necessary to effectuate same

The accompanying resolution was prepared by the Transportation and Public Works Department and placed on the agenda at the request of Prime Sponsor Commissioner Raquel A. Regalado.



Geri Bonzon-Keenan
County Attorney

GBK/ks


MDC001

Memorandum



Date: April 4, 2023

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

From: Daniella Levine Cava 
Mayor

Subject: Resolution Designating a Portion of Miami-Dade County Owned Property Identified on the Attached Exhibit "A" as Road Right-of-Way
Section: 16-54-41
A Portion of Right-of-Way Along the South Side of SW 27 Terrace from SW 27 Avenue West for Approximately 264 Feet
Commission District: 7

Executive Summary

The purpose of this item is for the Board of County Commissioners (Board) to grant the attached resolution designating a portion, 264 feet in length, of Miami-Dade County (County) owned property as public road right-of-way. The estimated annual maintenance costs associated with this item are \$50. The designation for road right-of-way of the subject parcel of land is needed by DTPW in order to effectuate the required roadway improvements associated with the Coconut Grove Station project. These improvements will consist of a new driveway wide enough to accommodate the turning radius of Miami-Dade County buses, as well as a new dedicated drop-off area for passengers. This designation for right-of-way will cause the subject land to become a part of the public roadway system so that it may be used for pedestrian and vehicular traffic to facilitate public access to the Coconut Grove Metrorail Station.

Recommendation

It is recommended that the Board grant the attached resolution designating a portion of County-owned property as public road right-of-way for the Coconut Grove Station project. The subject portion of land lies along the south side of SW 27 Terrace from SW 27 Avenue west for approximately 264 feet, as depicted in the Sketch and Legal Description attached to the resolution as Exhibit "A". Location maps are attached as Exhibit 1 to this memorandum. The Director of the Department of Transportation and Public Works (DTPW) concurs with this action.

Scope

The land to be designated as public road right-of-way is located within District 7, which is represented by Commissioner Raquel A. Regalado.

Fiscal Impact/Funding Source

The total annual maintenance costs associated with this item are estimated to be \$50 and will be funded by the DTPW General Fund allocation.

Track Record/Monitor

DTPW is the entity overseeing this project and the person responsible for monitoring it is Maria D. Molina, P.E., Chief, Right-of-Way Division.

Delegated Authority

There is no delegation of authority associated with this item.

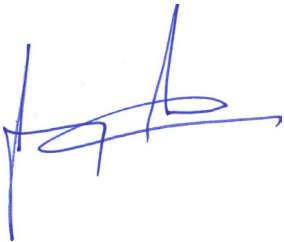
Attachments: Exhibit 1 – Location Maps, Exhibit 2 – Rapid Transit Zone Map, Exhibit "A" – Sketch and Legal Description

MDC002

Background

The designation for road right-of-way of the subject parcel of land is needed by DTPW in order to effectuate the required roadway improvements associated with the Coconut Grove Station project. This designation for right-of-way will cause the subject land to become a part of the public roadway system so that it may be used for pedestrian and vehicular traffic to facilitate public access to the Coconut Grove Metrorail Station (County Property Folio 01-4116-117-0010). Although the existing SW 27 Terrace at this location is maintained by the City of Miami, the portion of land sought to be designated for right-of-way will be maintained by the County since it lies within the Rapid Transit Zone, shown in red on the map attached as Exhibit 2. According to Section 33C-2 of the County Code, jurisdiction over street maintenance within the Rapid Transit Zone is vested in the County.

The Director of the affected County user department, the Department of Transportation and Public Works, concurs with the designation of the subject parcel for road right-of-way.

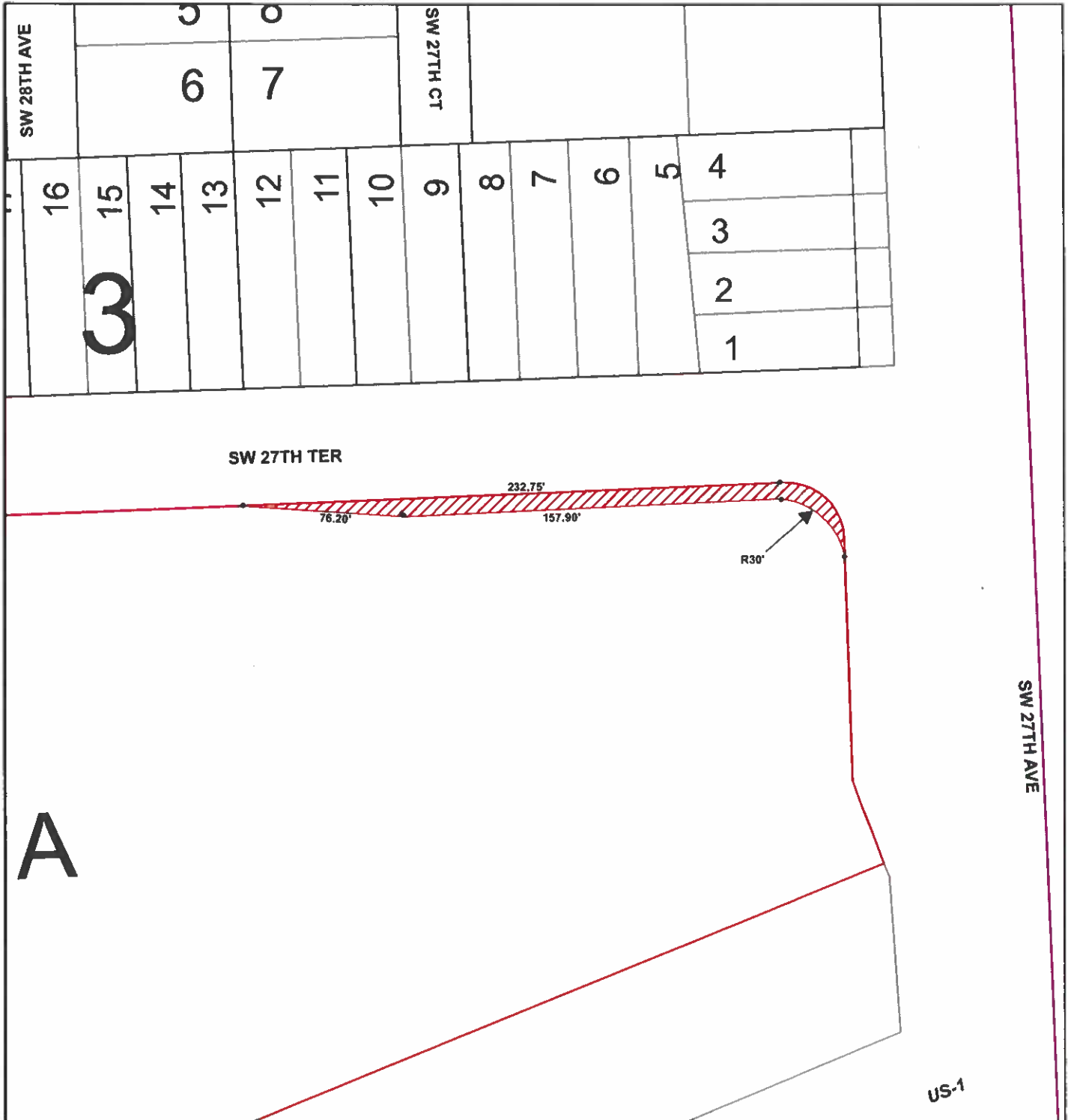


Jimmy Morales
Chief Operations Officer

LOCATION & AERIAL MAP

SECTION 16 TOWNSHIP 54 S RANGE 41 E

EXHIBIT "1"



This is not a survey

Municipality: MIAMI
Commission District: Raquel Regalado 7

Legend

 RW DESIGNATION PARCEL

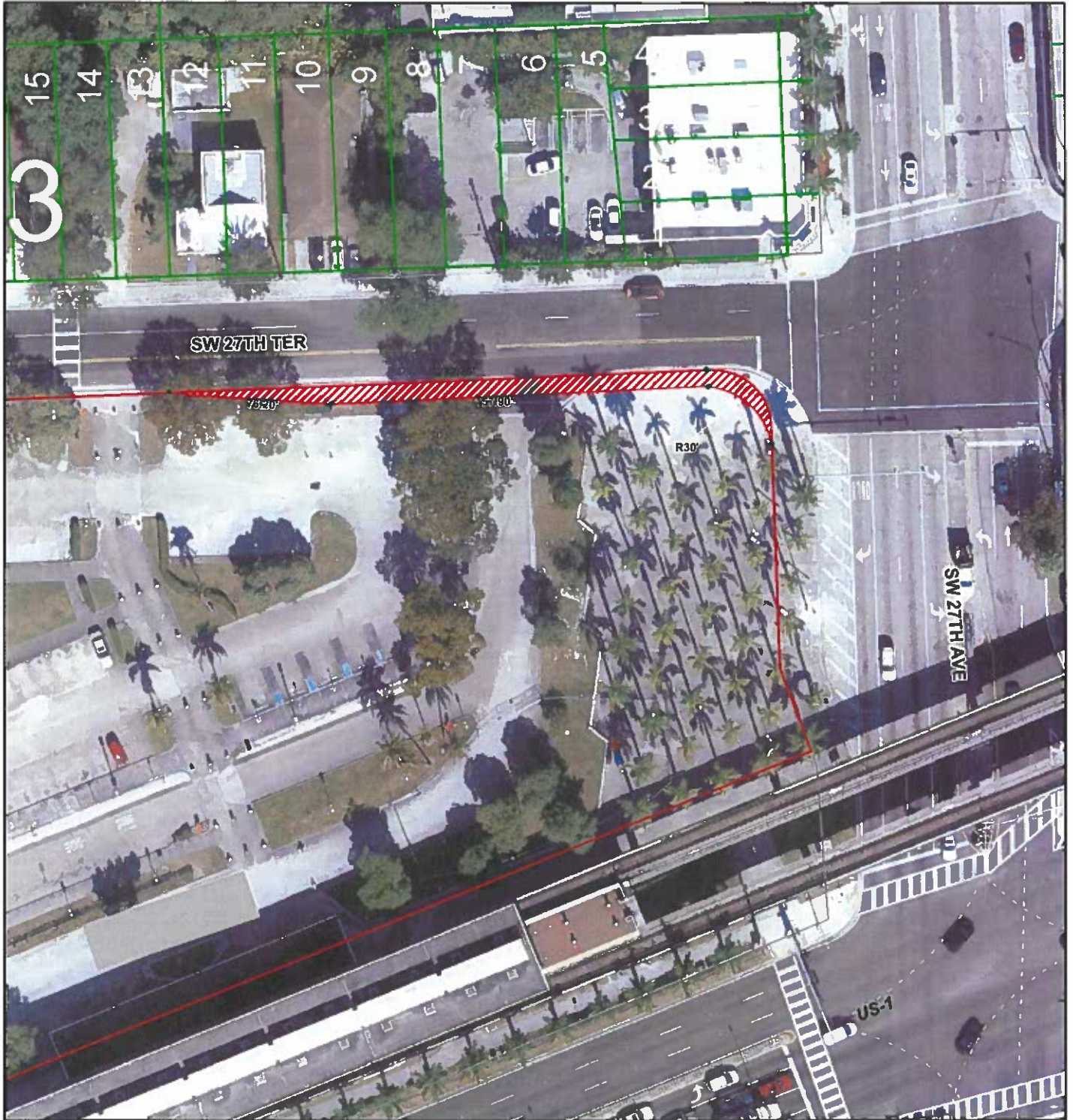
MIAMI-DADE COUNTY
Department of Transportation and Public Works
Right-of-Way Division
111 NW 1st Street, Suite 1610,
Miami, Florida 33128
PH (305) 375-2714 FAX (305) 375-2825

Date: NOVEMBER 30, 2022
Prepared by: ym

LOCATION & AERIAL MAP

SECTION 16 TOWNSHIP 54 S RANGE 41 E

EXHIBIT "1"



This is not a survey

Municipality: MIAMI
Commission District: Raquel Regalado 7

Legend

 RW DESIGNATION PARCEL

MIAMI-DADE COUNTY
Department of Transportation and Public Works
Right-of-Way Division
111 NW 1st Street, Suite 1610,
Miami, Florida 33128
PH (305) 375-2714 FAX (305) 375-2825

Date: NOVEMBER 30 2022
Prepared by - ym

MDC005

EXHIBIT 2

DATE	7-10-21
BY	[Signature]
CHECKED	[Signature]
APPROVED	[Signature]
TITLE	STAGE I RAPID TRANSIT SYSTEM
PROJECT	DADE COUNTY TRANSPORTATION IMPROVEMENT PROGRAM
SCALE	1" = 300'
SHEET	4 OF 4

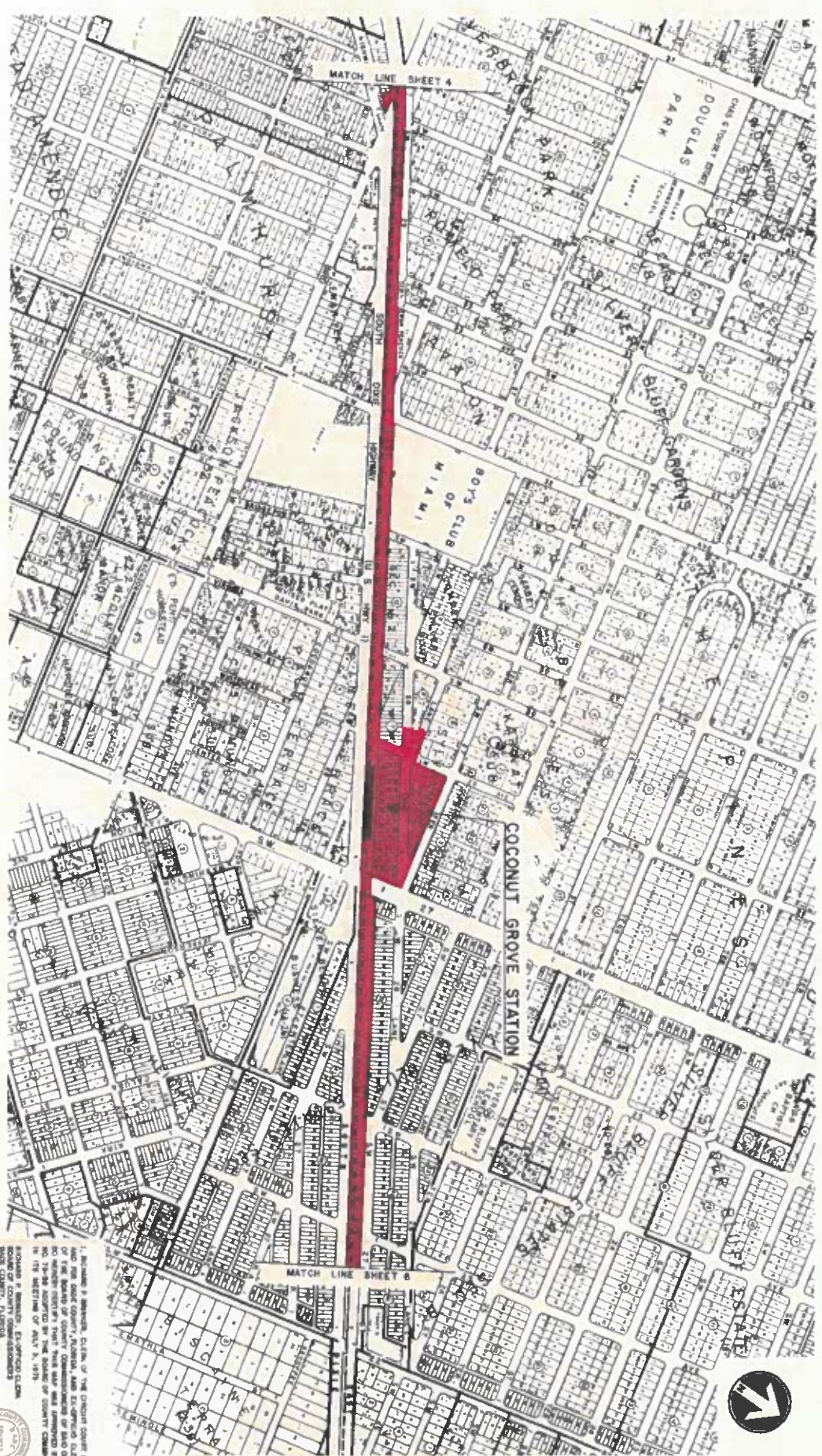
Dade County Transportation Improvement Program
METROPOLITAN DADE COUNTY
OFFICE OF TRANSPORTATION
ADMINISTRATION

THE KAISER TRAMST GROUP, a joint venture
 consisting of Kaiser Construction Company, Inc.
 and Kaiser Engineers, Inc.,
 10000 W. BIRCH AVE., SUITE 200, MIAMI, FL 33156
 ENGINEERS & ARCHITECTS, INC.
 10000 W. BIRCH AVE., SUITE 200, MIAMI, FL 33156

RAPID TRANSIT ZONE
STAGE I RAPID TRANSIT SYSTEM

SCALE 1" = 300'
 SHEET SKR-48 SHEET 4 OF 4 SHEETS

I, the undersigned, Clerk of the Circuit Court in and for said County, Florida, and Ex-officio Clerk of the Board of County Commissioners of said County, do hereby certify that this map was approved by me in its meeting of MAY 13, 1919.
 CLERK OF CIRCUIT COURT
 DADE COUNTY, FLORIDA
 BY: [Signature]



MDC007



MEMORANDUM
(Revised)

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

DATE: April 4, 2023

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(N)(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
- 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. 8(N)(2)
4-4-23

RESOLUTION NO. _____

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY-OWNED PROPERTY IDENTIFIED ON THE ATTACHED EXHIBIT "A" AS ROAD RIGHT-OF-WAY FOR SW 27 TERRACE FROM SW 27 AVENUE WEST FOR APPROXIMATELY 264 FEET, IN SECTION 16, TOWNSHIP 54 SOUTH, RANGE 41 EAST, AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE SAME

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

WHEREAS, the Director and CEO of the Department of Transportation and Public Works has recommended that a portion of County-owned land along SW 27 Terrace from SW 27 Avenue west for approximately 264 feet, as identified on the attached Exhibit "A", be designated as road right-of-way as required for the development of the adjacent Coconut Grove Station project, and as incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The foregoing recitals are approved and incorporated by reference.

Section 2. This Board hereby designates the County Property located along SW 27 Terrace from SW 27 Avenue west for approximately 264 feet, as identified on the attached Exhibit "A", as road right-of-way, and authorizes the County Mayor or County Mayor's designee to take all actions necessary to effectuate same.

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:

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

The Chairperson thereupon declared this resolution duly passed and adopted this 4th day of April, 2023. 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

LUIS G. MONTALDO, CLERK AD INTERIM

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Lauren E. Morse

EXHIBIT "A"

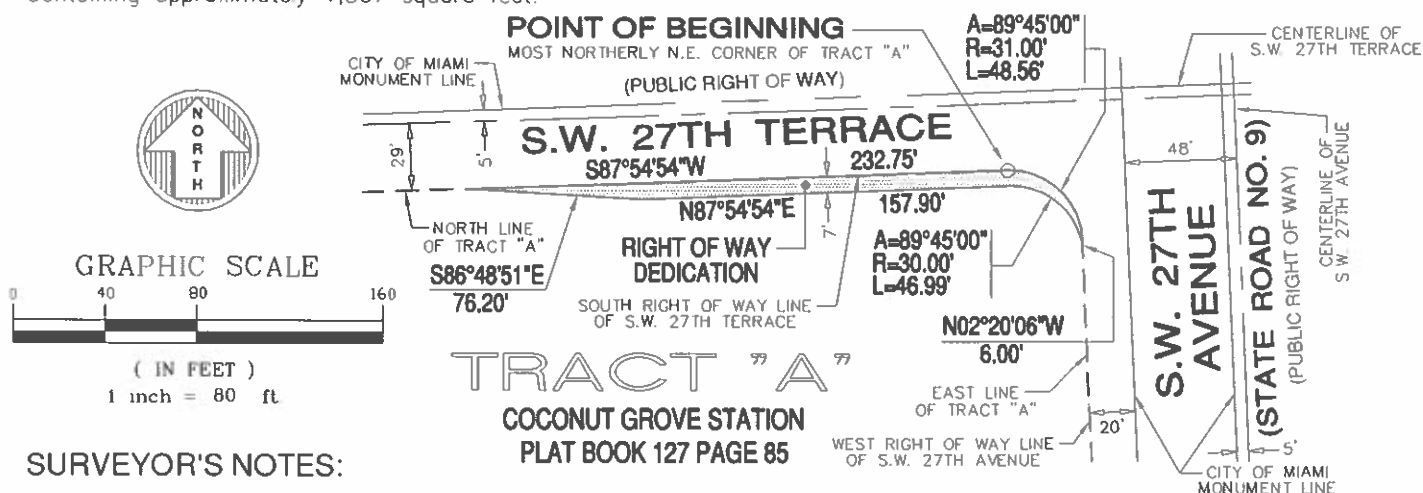
SKETCH AND LEGAL DESCRIPTION

LEGAL DESCRIPTION: Right of Way Dedication

That portion of Tract "A", COCONUT GROVE STATION, according to the plat thereof, as recorded in Plat Book 127 at Page 85 of the Public Records of Miami-Dade County, Florida, being more particularly described as follows:

Begin at the most Northerly Northeast corner of said Tract "A"; thence S 87°54'54" W along the North line of said Tract "A", also being the South right of way line of S.W. 27th Terrace for 232.75 feet; thence S 86°48'51" E for 76.20 feet; thence N 87°54'54" E along a line 7.00 feet South of and parallel with said North line of Tract "A" and South right of way line of S.W. 27th Terrace for 157.90 feet to a point of curvature; thence Southeasterly along a 30.00 foot radius curve leading to the right through a central angle of 89°45'00" for an arc distance of 46.99 feet; thence N 02°20'06" W along the East line of said Tract "A", also being the West right of way line of S.W. 27th Avenue for 6.00 feet to a point of curvature; thence Northwesterly along a 31.00 foot radius curve leading to the left through a central angle of 89°45'00" for an arc distance of 48.56 feet to the Point of Beginning.

Containing approximately 1,567 square feet.



SURVEYOR'S NOTES:

- This is not a "Boundary Survey" but only a graphic depiction of the description shown hereon.
- Bearings hereon are referred to an assumed value of S 87°54'54" W for the North line of Tract "A".

SURVEYOR'S CERTIFICATION:

I hereby certify that this "Sketch and Legal Description" was made under my responsible charge on October 5, 2022, and meets the applicable codes as set forth in the Florida Administrative Code, pursuant to Section 472.027, Florida Statutes.

Not valid without the signature and original raised seal or a digital signature of the Florida Licensed Surveyor and Mapper shown below

FORTIN, LEAVY, SKILES, INC., LB3653

Digitally signed by Daniel C Fortin
 DN: c=US, o=Florida,
 dnQualifier=A01410D0000017F51B204DE0
 01BDE6A, cn=Daniel C Fortin
 Date: 2022.11.02 16:09:24 -04'00'

By: 
 Daniel C. Fortin, Jr., For The Firm
 Surveyor and Mapper, LS6435
 State of Florida.

NOT A BOUNDARY SURVEY

Drawn By	MAP
Cad. No.	200881
Ref. Dwg.	2002-028-1
Plotted:	10/5/22 12:20a

SKETCH, LEGAL DESCRIPTION, NOTES & CERTIFICATION

FORTIN, LEAVY, SKILES, INC.
 CONSULTING ENGINEERS, SURVEYORS & MAPPERS
 FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER: 00003653
 180 Northeast 168th. Street / North Miami Beach, Florida. 33162
 Phone: 305-653-4493 / Fax 305-651-7152 / Email fls@flsurvey.com

Date	10/5/22
Scale	1"=80'
Job. No.	220793
Dwg. No.	1020-060-2
Sheet	1 of 1