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OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: July 8, 2010

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

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

From: George M. Burgess
County Manager

Resolution No. R-745-10

Subject: Resolution Designating a Portion of Miami-Dade County Owned Property Known as South Dade Park as Road Right-of-Way; Located in Section 5, Township 57 South, Range 39 East Commission District 8

Recommendation

It is recommended that the Board of County Commissioners (BCC) approve the attached resolution designating a portion of Miami-Dade County-owned property known as South Dade Park as road Right-of-Way for SW 280 Street and the radius returns located at the intersections of SW 164 Avenue with SW 280 Street; SW 164 Avenue with SW 282 Street; SW 163 Avenue with SW 280 Street; and SW 163 Avenue with SW 282 Street, located in Section 5, Township 57 South, Range 39 East, Miami-Dade County, Florida.

Scope

The subject property is located within Commission District 8.

Fiscal Impact/Funding Source

There is no fiscal impact associated with this right of way dedication.

Costs associated with relocation of an existing fence and sidewalk encroaching on the right of way are estimated at $55,000 and will be funded from Park Improvement Impact Fees. This portion of the project is currently budgeted and will have a one-time impact with no recurring operation and maintenance costs.

The estimated cost for the future park improvements (which at this time are not scheduled to go into construction until approximately 2015 or beyond) are $5 million and will be funded out of future Building Better Communities –General Obligation Bond funds. Additional operation & maintenance costs upon project build out are anticipated to be negligible as the improvements consist mainly of the replacement of an existing pool; all other improvements are pending the identification of operating funds.

Track Record/Monitor

Not Applicable.

Background

The subject property, South Dade Park, was acquired by the Park and Recreation Department (PRD). PRD has requested that all those portions of the subject property lying within the zoned right-of-way be designated road right-of-way.

These road dedications will improve vehicular traffic safety in this area of Miami-Dade County. Planned immediate improvements include relocation of a fence and portions of a concrete sidewalk encroaching on the right of way; future park improvements include aquatic facility improvements, specifically the replacement of the competition pool with accessible area, expansion of bathhouse building, expansion of parking, and park irrigation.

The subject property is County owned property under the jurisdiction of PRD. All properties being developed are required by County Code to dedicate the zoned right-of-way and the radius returns. Therefore, as required by County Code, the zoned right-of-way and the radius returns of PRD's property need to be dedicated.

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

Assistant County Manager

MEMORANDUM

(Revised)

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

DATE: July 8, 2010

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

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

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)(L)
7-8-10

RESOLUTION NO. R-745-10

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY KNOWN AS SOUTH DADE PARK AS ROAD RIGHT-OF-WAY FOR SW 280 STREET AND THE RADIUS RETURNS LOCATED AT THE INTERSECTIONS OF SW 164 AVENUE WITH SW 280 STREET; SW 164 AVENUE WITH SW 282 STREET; SW 163 AVENUE WITH SW 280 STREET; AND SW 163 AVENUE WITH SW 282 STREET, IN SECTION 5, TOWNSHIP 57 SOUTH, RANGE 39 EAST

WHEREAS, the Directors of the Departments of Public Works and Park and Recreation have recommended that a portion of County-owned land known as South Dade Park be designated as 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 for SW 280 Street and the radius returns located at the intersections of SW 164 Avenue with SW 280 Street; SW 164 Avenue with SW 282 Street; SW 163 Avenue with SW 280 Street; and SW 163 Avenue with SW 282 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 was offered by Commissioner **Katy Sorenson**, who moved its adoption. The motion was seconded by Commissioner **Jose "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	aye		
José "Pepe" Díaz, Vice-Chairman	aye		
Bruno A. Barreiro	absent	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Barbara J. Jordan	aye	Joe A. Martinez	aye
Dorrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairman thereupon declared the resolution duly passed and adopted this 8th day of July, 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: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Jorge Martinez-Esteve

Exhibit "A"

Legal Description

All that portion of the NW 1/4 of the NE 1/4 of Section 5, Township 57 South, Range 39 East, Miami-Dade County, Florida more particularly described as follows:

The South 5 feet of the North 40 feet of the NW 1/4 of the NE 1/4

And

That area bounded by the West line of East 25 feet of the NW 1/4 of the NE 1/4 and the South line of the North 40 feet of the NW 1/4 of the NE 1/4, and bounded by a 25 foot radius arc concave to the southwest and tangent to both of the last described lines.

And

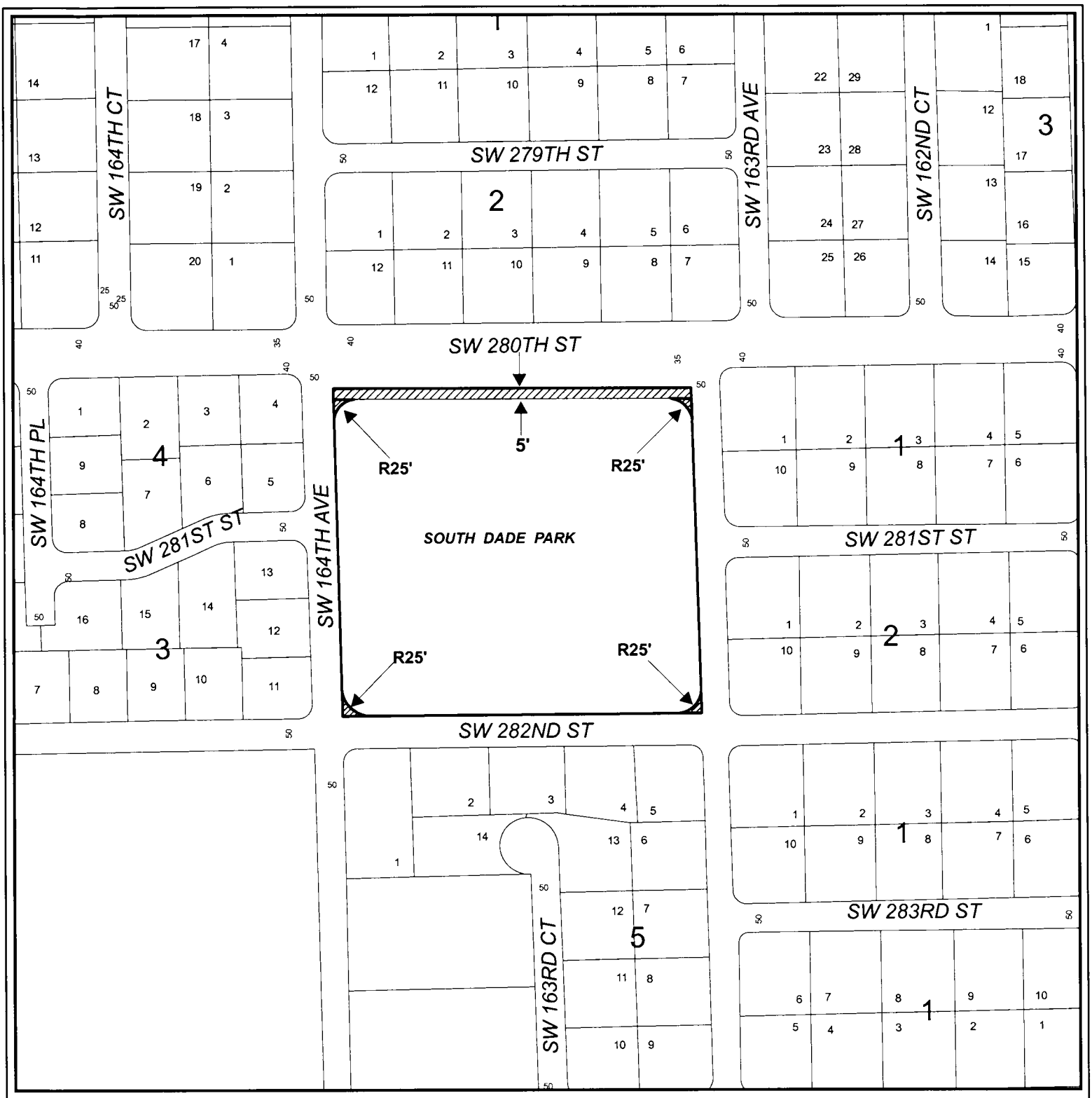
That area bounded by North line of the South 25 feet of NW 1/4 of the NE 1/4 and the West line of the East 25 feet of the NW 1/4 of the NE 1/4 and bounded by a 25 foot radius arc concave to the northwest and tangent to both of the last described lines.

And

That area bounded by the North line of the South 25 feet of the NW 1/4 of the NE 1/4 and the East line of the West 25 feet of the NW 1/4 of the NE 1/4 and bounded by a 25 foot radius arc concave to the northeast and tangent to both of the last described lines.

And

That area bounded by the South line of the North 40 feet of the NW 1/4 of the NE 1/4 and the East line of the West 25 feet of the NW 1/4 of the NE 1/4 and bounded by a 25 foot radius arc concave to the southeast and tangent to both of the last described lines.



THIS IS NOT A SURVEY

Municipality: UNINCORPORATED MIAMI-DADE
Commission District: Katy Sorenson, 8
Miami-Dade County Mayor Carlos Alvarez

FOLIO: 30-7905-000-0162
PARK AND RECREATION
SEC. 5-57-39

RIGHT OF WAY DESIGNATION

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W E
S
NTS

MIAMI-DADE COUNTY

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

Date: May 4th, 2010
Prepared by: Yazmin Moreno