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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: July 8, 2010

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

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

From: George M. Burgess
County Manager

Resolution No. R-746-10

Subject: Resolution Designating a Portion of Miami-Dade County Owned Property Known as Hampton House as Road Right-of-Way for the Radius Returns Located at the Intersections of NW 27 Avenue with NW 43 Terrace and with NW 27 Avenue and NW 42 Street, Located in Section 21, Township 53 South, Range 41 East
Commission District 3

At the June 9, 2010 Transit, Infrastructure and Roads Committee meeting this item was amended correcting a scrivener's error within the background section of this memo and resolution that replaces the name of the Office of Community and Economic Development (OCED) with Department of Housing and Community Development (HCD) wherever mentioned.

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 Hampton House as Road Right-of-Way for the radius returns located at the intersections NW 27 Avenue with NW 43 Terrace and with NW 42 Street, located in Section 21, Township 53 South, Range 41 East, Miami-Dade County, Florida.

Scope

The subject property is located within Commission District 3.

Fiscal Impact/Funding Source

There is no fiscal impact associated with this right of way dedication. The total approved budget for this improvement is $6,015,952 million and will be funded out of a $4.7 million Building Better Communities –General Obligation Bond allocation and $1,315,952 in Community Development Block Grant funding. No operation & maintenance costs are anticipated for the County upon completion of the restoration project since the County will not operate the facility.

Track Record/Monitor

Not Applicable.

Background

The subject property, the historic Hampton House, was acquired by the Department of Housing and Community Development (HCD). HCD is in the process of restoring the existing structure and has filed a Waiver of Plat with the Public Works Department (PWD). As a condition for approval of the Waiver of Plat, HCD is required to designate as road right-of-way land for two radius returns, one on the Northeast corner of the property and the other, on the Southeast corner.

This road dedication will improve vehicular traffic safety in this area of Miami-Dade County. The subject property is County-owned property under the jurisdiction of HCD. All properties being developed are required by County Code to dedicate the radius return. Therefore, as required by County Code, the radius returns of HCD's property need to be dedicated.

The Directors of the HCD and PWD 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)(M)

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)(M)
7-8-10

RESOLUTION NO. R-746-10

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY KNOWN AS HAMPTON HOUSE AS ROAD RIGHT-OF-WAY FOR THE RADIUS RETURNS LOCATED AT THE INTERSECTIONS OF NW 27 AVENUE AND NW 43 TERRACE AND NW 27 AVENUE AND NW 42 STREET, IN SECTION 21, TOWNSHIP 53 SOUTH, RANGE 41 EAST

WHEREAS, the Directors of the Departments of Public Works and the [[~~Office of Community and Economic Development~~]][1] >>Office of Housing and Community Development<< have recommended that a portion of County-owned land known as Hampton House be designated as right-of-way at the intersections of NW 27 Avenue and NW 43 Terrace and NW 27 Avenue and NW 42 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 NW 27 Avenue and NW 43 Terrace and NW 27 Avenue and NW 42 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.

[1] Committee amendments are indicated as follows: words stricken through and/or [[double bracketed]] shall be deleted, words underscored and/or >>double arrowed<< constitute the amendment proposed.

The foregoing resolution 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**
Jose "Pepe" Diaz, 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 Chairperson 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"

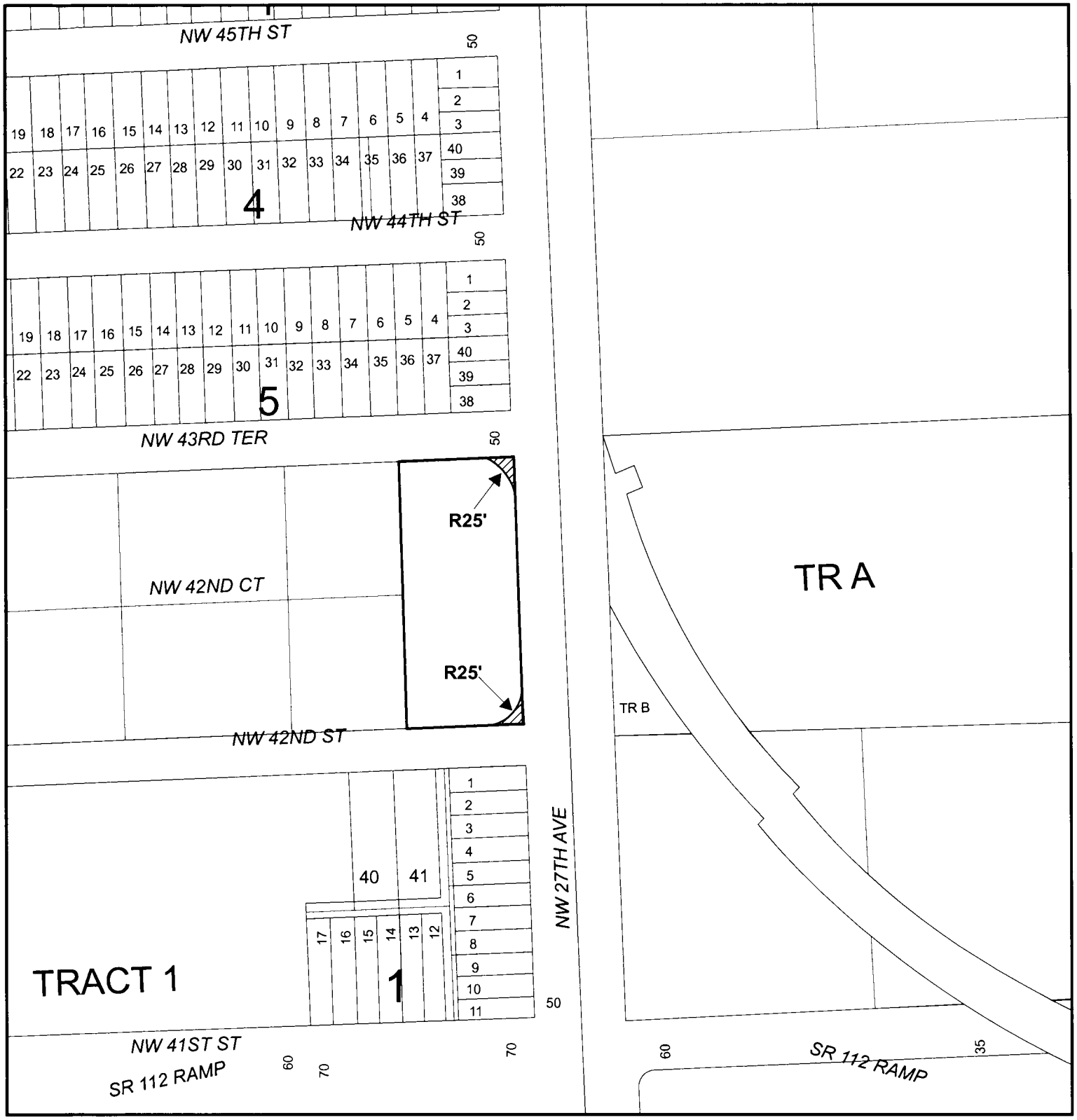
Legal Description:

Portions of the SE ¼ of the NE ¼ of the SE ¼ of Section 21, Township 53 South, Range 41 East, lying in Miami-Dade County, Florida, described as follows:

The area bounded by the south line of the north 25 feet and by the west line of the east 50 feet of the SE ¼ of the NE ¼ of the SE ¼ of said Section 21, and bounded by a 25 foot radius arc concave to the southwest, said arc being tangent to both of the last described lines;

And

The area bounded by the north line of the south 25 feet and by the west line of the east 50 feet of the North ½ of the SE ¼ of the NE ¼ of the SE ¼ of said Section 21, and bounded by a 25 foot radius arc concave to the northwest, said arc being tangent to both of the last described lines.



THIS IS NOT A SURVEY

Municipality: UNINCORPORATED MIAMI-DADE
Commission District: Audrey M. Edmonson, 3
Miami-Dade County Mayor Carlos Alvarez

FOLIO NO. 30-3121-000-1316
MIAMI-DADE COUNTY
SEC.21 53-41

EXHIBIT "B"

RIGHT OF WAY DESIGNATION

N
NTS

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

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Date: May 4, 2009
Prepared by: Yazmin Moreno