OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: January 20, 2011

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

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Resolution No. R-20-11

Subject: Resolution Authorizing a Declaration of Maintenance Responsibilities on South Florida Water Management District Right-of-Way along the Snake Creek Canal from N.E. Miami Gardens Drive to Florida's Turnpike for the Snake Creek Greenway Trail Improvements

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Recommendation
It is recommended that the Board approve the attached resolution authorizing the Declaration of Trail Maintenance Responsibilities of the Miami-Dade Park and Recreation Department (MDPR) within South Florida Water Management District (SFWMD) right-of-way (Exhibit 1) along the Snake Creek Canal from N.E. Miami Gardens Drive to the Florida Turnpike for the Snake Creek Greenway Trail. The resolution sets out the MDPR's intent to maintain the proposed Snake Creek Greenway Trail.

Scope
Snake Creek Greenway Trail is a County-wide facility within SFWMD's right-of-way along the south side of the Snake Creek (C-9) Canal from N.E. Miami Gardens Drive to the Florida Turnpike (Exhibit 2).

Fiscal Impact/Funding Source
The total project budget to design, permit and construct the Snake Creek Greenway Trail Improvements is $5,334,000 and consists of $3,350,000 of Surface Transportation Program Grant funds allocated in fiscal year 2011-2012 (index code PRE130935714) and $1,984,000 of Building Better Communities (BBC) General Obligation Bonds (GOB) allocated to BBC GOB Project No. 51 – Snake Creek Trail Phase I in fiscal years 2008-2012 (index code CPD051PR0359.)

Construction is estimated to be complete in August, 2012, the annual fiscal impact to the MDPR is estimated to be $31,004 per year to maintain the proposed 3.37 mile long Snake Creek Greenways Trail improvements. Funding will be made available in fiscal year 2012- 2013 through the General Fund – North Region Roving Crew (2B) (index code PRERE2428223). That amount represents an incremental fiscal impact of $29,004 over the current $2,000 annual expenditure to maintain the existing facilities.

Track Record/Monitor
Jorge Mora, Capital Programs Director, MDPR will coordinate with SFWMD to assure compliance with the terms of the Declaration of Trail Maintenance.

Background
The 3.37 mile long Snake Creek Greenway Trail project is one of 24 proposed new trails or proposed improvements to existing trails in Miami-Dade County's North Dade Greenways Master Plan adopted by Metropolitan Planning Organization Resolution No. 37-98 (Exhibit 3) in

November, 1998. The Snake Creek Trail is also part of the system of greenways in the Open Space Master Plan adopted by the Board of County Commissioners (BCC) Resolution No. R-171-08 in February, 2008 (Exhibit 6). MDPR is proposing improvements along a portion of the south side of the existing 33 year old Snake Creek Trail. The long range vision is to renovate this trail into a non-motorized shared-use facility that complies with current American Association of State Highway and Transportation Officials (AASHTO) design standards and 2005 Planning and Feasibility Study.

Because the existing trail is within SFWMD's right-of-way, a modification to the existing Right-of-Way Occupancy Permit #6542 (Exhibit 4) to allow the improvements and reconstruction of the existing non-motorized shared-use trail is necessary. One of the conditions of obtaining SFWMD's permit approval is Miami-Dade County's assurance that it is committed and financially capable of maintaining the proposed improvements for the life of the permit by way of the authorization of the Declaration of Maintenance. Similar declarations of maintenance responsibilities have been authorized by the BCC in the past (i.e., Resolution R-1469-04 Confirming Intent to Maintain Improvements within the Black Creek Trail – Exhibit 5).

Attachments

Alex Muñoz
Assistant County Manager

MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners

DATE: January 20, 2011

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

SUBJECT: Agenda Item No. 8(M)(1)(A)

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**

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Approved _____ Mayor

Veto _____

Override _____

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

1-20-11

RESOLUTION NO. R-20-11

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE DECLARATION OF TRAIL MAINTENANCE RESPONSIBILITIES OF MIAMI-DADE COUNTY PARK AND RECREATION DEPARTMENT FOR IMPROVEMENTS WITHIN SOUTH FLORIDA WATER MANAGEMENT DISTRICT PROPERTIES, SPECIFICALLY THE SNAKE CREEK GREENWAY TRAIL ALONG SIDE OF SNAKE CREEK (C-9) CANAL RIGHT-OF-WAY, EXTENDING FROM NE MIAMI GARDENS DRIVE TO THE FLORIDA TURNPIKE AT AN ANNUAL COST OF $29,004.00

WHEREAS, the Metropolitan Planning Organization passed Resolution R-37-98 on November 24, 1998, adopting the North Dade Greenways Network Master Plan, of which the Snake Creek Trail along the South Florida Water Management District's Snake Creek (C-9) Canal forms a part; and

WHEREAS, the Board of County Commissioners passed Resolution R-171-08 on February 19, 2008, adopting the Miami-Dade County Park and Recreation Open Space Master Plan, of which the Snake Creek Trail along the South Florida Water Management District's Snake Creek (C-9) Canal forms a part; and

WHEREAS, the District has a policy of allowing the public to utilize publicly owned rights-of-ways for passive recreational purposes and the District supports the development of linear parks and greenways; and

WHEREAS, the County, through its Park and Recreation Department, has existing Permit #6542 with the District to provide public access to a landscaped non-motorized bike path along the Snake Creek (C-9) Canal extending from N.W 1st Place to W. Dixie Highway; and

WHEREAS, the County, through its Park and Recreation Department, intends to construct improvements to a portion of the District's Snake Creek (C-9) Canal from NE Miami Gardens Drive to the Florida Turnpike; and

WHEREAS, the County is in the process of requesting a Right-of-Way Occupancy permit modification from the District to authorize said improvements to enhance the trail; and

WHEREAS, the County intends to maintain the specific improvements that the County desires to construct on District properties; and

WHEREAS, the County understands the adverse implications of inadequate maintenance to the District's ability to perform its mission to control flooding; and

WHEREAS, the District has requested that the County state in a resolution that the County would perform maintenance on facilities that the County constructed or desires to construct on District properties; and

WHEREAS, this Board desires to accomplish the purposes 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 authorizes the County Mayor or Mayor's designee to execute the Declaration of Trail Maintenance responsibilities of Miami-Dade Park and Recreation Department, in substantially the form attached hereto as Exhibit 1 and made as part hereof, for improvements to be constructed along sections of the Snake Creek Trail, located within the south side of the Snake Creek (C-9) Canal right-of-way from NE Miami Gardens Drive to the Florida Turnpike; authorizes the County Mayor or Mayor's designee to take appropriate actions to accomplish same for and on behalf of Miami-Dade County at an annual cost of $29,004.00.

The foregoing resolution was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Jean Monestime** and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman	aye		
Audrey M. Edmonson, Vice Chairwoman	absent		
Bruno A. Barreiro	aye	Lynda Bell	aye
Jose "Pepe" Diaz	aye	Carlos A. Gimenez	aye
Sally A. Heyman	absent	Barbara J. Jordan	absent
Jean Monestime	aye	Dennis C. Moss	aye
Natacha Seijas	absent	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of January, 2011. 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. MR

Monica Rizo

Exhibit 1

Declaration of

Trail Maintenance Responsibilities of

Miami-Dade County Park and Recreation Department

Within

South Florida Water Management Right-of-Way

WHEREAS, the District has a policy of allowing the public to utilize publicly owned rights-of-ways for passive recreational purposes and the District supports the development of linear parks and greenways, and

WHEREAS, the County obtains permits from the District to improve specific portions of the right-of-way of District canals, to establish shared-use trails within greenways, and

WHEREAS, the MPO passed Resolution R-37-98 adopting the North Dade Greenways Master Plan, of which various canal trails form a part, and

WHEREAS, the County is willing and financially capable of maintaining the facilities that the County desires to construct on District properties for as long as the County has the permit and facilities within the District right-of-way, and

WHEREAS, the County understands the adverse implications of inadequate maintenance to the District's ability to perform its mission to control flooding and the financial responsibility of the County should a loss occur, and

WHEREAS, the District has requested that the County state in a resolution that the County would perform maintenance on facilities that the County constructed or desires to construct on District properties,

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NOW, THEREFORE, the County declares as follows:

The County agrees to:

1. Provide maintenance to the facilities that the County has constructed and will construct in the future, on lands located within the jurisdiction of the District.
2. Seek approval from the District before undertaking projects and activities proposed on lands/waters within the District's jurisdiction.
3. Remove and trim any landscaping in a timely manner when requested to do so by the District.
4. Assume the responsibility to comply with any applicable tree ordinances and not attempt to use such ordinances as a means to keep trees which the District determines must be removed.
5. In addition to maintaining the permitted facilities (i.e., path, trees, shelters, trash receptacles, benches, fitness stations, signage, etc.) the County will provide cycle mowing and weed trimming, repair of erosion (attributable to the project) and trash removal for the width of the ROW.
6. Design all facilities and improvements so as
    a. to maintain a clear access pathway for District maintenance equipment and vehicles.
    b. to provide suitable set-up and operation areas for the District equipment to perform emergency debris removal operations.
    c. to allow areas for the District to temporarily stockpile debris.
    d. to prevent taller plants and trees from falling into the canal in case of a hurricane or severe windstorm event.
    e. to not impact any existing District staging areas.
    f. to not interfere with the District's access or passive recreational areas within the canal right of way.
7. Use a planting list that contains no less than 98% of the District's approved plant list and contains no noxious or undesirable species.

This document shall not be construed as a waiver or relinquishment of the District's right and responsibilities for maintaining the canal areas within its jurisdiction. The District will have use and access to the areas for canal maintenance, including the elimination and removal of all safety hazards, natural or man-made, to canal maintenance.

FOR MIAMI-DADE COUNTY:

Signature:_____ Date:_____

George M. Burgess
County Manager
Miami-Dade County

Exhibit 2

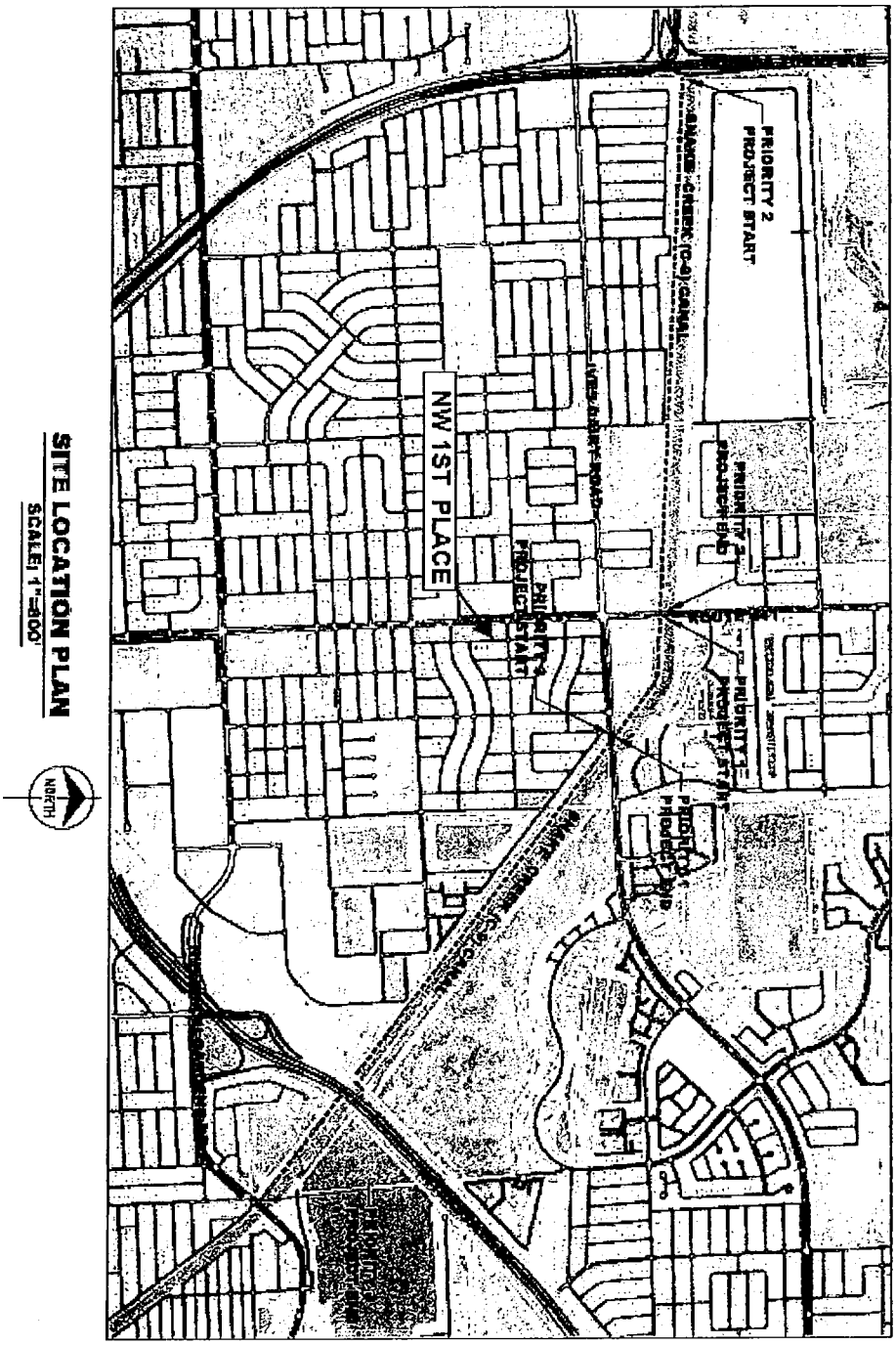
SNAKE CREEK TRAIL
SITE LOCATION PLAN
SCALE: 1"=800'
NORTH
NW 1ST PLACE
PRIORITY 2
PROJECT START
PRIORITY 2
PROJECT END
PRIORITY 3
PROJECT START
PRIORITY 1
PROJECT START
PRIORITY 1
PROJECT END

Exhibit 3

MPO RESOLUTION # 37-98

RESOLUTION ADOPTING THE NORTH DADE GREENWAYS STUDY AS PART OF MIAMI-DADE COUNTY'S BICYCLE FACILITIES PLAN

WHEREAS, the Interlocal Agreement creating and establishing the Metropolitan Planning Organization (MPO) for the Miami Urbanized Area requires that the MPO provide a structure to evaluate the adequacy of the transportation planning and programming process, and

WHEREAS, the Transportation Planning Council (TPC) has been established and charged with the responsibility and duty of fulfilling the aforementioned functions, and

WHEREAS, the TPC finds that the study is consistent with the goals and objectives of the Transportation Plan for the Miami Urbanized Area.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE METROPOLITAN PLANNING ORGANIZATION FOR THE MIAMI URBANIZED AREA:

SECTION 1. That the North Dade Greenways Study is hereby adopted as part of the Miami-Dade County's Bicycle Facilities Plan.

The foregoing resolution was offered by Board Member Miriam Alonso, who moved its adoption. The motion was seconded by Board Member George J. Berlin, and upon being put to vote, the vote was as follows:

Board Member Miriam Alonso	-	aye
Board Member Bruno A. Barreiro	-	aye
Board Member George J. Berlin	-	aye
Board Member Barbara M. Carey	-	aye
Board Member Miguel Diaz de la Portilla	-	aye
Board Member Betty T. Ferguson	-	aye
Board Member Richard N. Krinzman	-	absent
Board Member Natacha Seijas Millan	-	aye
Board Member Jimmy L. Morales	-	aye
Board Member Dennis C. Moss	-	absent
Board Member Pedro Reboredo	-	absent
Board Member Dorrin Rolle	-	aye
Board Member Katy Sorenson	-	aye
Board Member Javier D. Souto	-	aye
Board Member Raul Valdes-Fauli	-	absent
Chairperson Gwen Margolis	-	aye

The Chairperson thereupon declared the resolution duly passed and approved this 24th day of November, 1998.

METROPOLITAN PLANNING ORGANIZATION FOR THE MIAMI URBANIZED AREA

By _____

Jose-Luis Mesa
MPO Secretariat

METROPOLITAN PLANNING ORGANIZATION DADE COUNTY FLORIDA MPO

MPORES8/K13A-8

Exhibit 4

FCD
FORM 597
Rev. 11-75

F. C. D. PERMIT NO. 6542

(NON-ASSIGNABLE)

August 12, 1976 DATE ISSUED

AUTHORIZING:

- BIKEWAY ON C-9 SOUTH RIGHT-OF-WAY BETWEEN N. W. 1ST
- PLACE AND W. DIXIE HIGHWAY WITH 2 BIKEWAY BRIDGES
- OVER C-9, ONE BRIDGE UPSTREAM AND THE OTHER DOWNSTREAM
  OF W. DIXIE HIGHWAY BRIDGE.

LOCATED IN DADE COUNTY, SECTION 6,8,9,16 AND 17 TWP. 52S RGE. 42E
1 52S 41E

ISSUED TO:
(Owner)

- Metro Dade County (Public Works Department)
- 909 S. E. First Avenue
- Miami, Florida 33131

This permit is issued pursuant to Application for Permit No. 21568 dated July 12, 19 76 and permittee's agreement to hold and save the Flood Control District and its successors harmless from any and all damages, claims, or liabilities which may arise by reason of the construction, operation, maintenance, or use of the work or structure involved in the permit. Said application, including all plans and specifications attached thereto, is by reference made a part hereof. This permit may be cancelled upon thirty (30) days written notice to the permittee or under emergency circumstances as set forth in the District's Criteria Manual, with which permittee is put on notice.

This permit does not convey to permittee any property rights nor any rights or priveleges other than those specified herein, nor relieve the permittee from complying with any law, regulation or requirement affecting the rights of other bodies or agencies. All structures and works installed by permittee hereunder shall remain the property of the permittee.

WORK PROPOSED, WILL BE COMPLETED ON OR BEFORE Dec. 31, 19 77 otherwise, this permit is voided and all rights thereunder are automatically cancelled unless an extension to the construction period is applied for and granted.

SPECIAL CONDITIONS ARE AS FOLLOWS:

1. BICYCLE BRIDGE PILE BENTS AND LOW MEMBER ELEVATION SHALL EQUAL THOSE OF W. DIXIE HIGHWAY BRIDGE.
2. REST AREAS SHALL BE CONSTRUCTED LANDWARD OF BIKEWAY.
3. DISTRICT NOT RESPONSIBLE FOR INADVERTANT DAMAGE TO BIKEWAY DUE TO MAINTENANCE AND OPERATION ACTIVITY.

CENTRAL AND SOUTHERN FLORIDA
FLOOD CONTROL DISTRICT, BY ITS
GOVERNING BOARD

By _____
Secretary

1-1

CENTRAL AND SOUTHERN FLORIDA

RECEIVED
AUG 20 1976
PUBLIC WORKS DEPT.

...R. MALOY, Executive Director

FLOOD CONTROL DISTRICT

P. O. BOX V
WEST PALM BEACH
FLORIDA 33402
Telephone (305) 686-880

IN REPLY REFER TO:

August 13, 1976

ERNING BOARD

ERT L. CLARK, JR.
Chairman
ort Lauderdale

I.M. DeGROVE
ce Chairman
oca Raton

OMAS
...e Harbor

ERT W. PADRICK
ort Pierce

SCARBOROUGH
ake Placid

SPRATT
sBelle

UDE O. GODWIN, D.D.S.
itusville

ARDY MATHESON
liami

SHEPARD
...lab

Dear Permittee:

Enclosed is your permit as authorized by the Governing Board of Central and Southern Florida Flood Control District as its meeting on August 12, 1976.

It is requested that you read your permit thoroughly and understand its contents and conditions. If you have any questions, please do not hesitate to call this office.

Sincerely,

Vern Kaiser
Regulation Division

VK/laT

Enclosure

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Exhibit 5

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
DADE COUNTY, FLORIDA

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(M)(1)(A)

12-14-04

RESOLUTION NO. R-1469-04

RESOLUTION CONFIRMING INTENT TO MAINTAIN IMPROVEMENTS WITHIN THE BLACK CREEK TRAIL ALONG THE C-1 CANAL EXTENDING FROM SW 87TH AVENUE TO BLACK POINT PARK AND MARINA

WHEREAS, the County passed Resolution R-679-95 on May 16, 1995, adopting the South Dade Greenway Network Master Plan, of which the Black Creek Trail along the South Florida Water Management District's C-1 Canal forms a part; and

WHEREAS, the District has a policy of allowing the public to utilize publicly owned rights of ways for passive recreational purposes and the District supports the development of linear parks and greenways; and

WHEREAS, the County, through its Park and Recreation Department, has Permit #7333 with the District to provide public access to a landscaped bike path along the C-1 Canal extending from SW 137 Avenue to Black Point Park and Marina; and

WHEREAS, the County, through its Park and Recreation Department, has Land and Water Conservation Fund monies to construct specific improvements to a portion of the District's C-1 Canal from SW 87th Avenue to Black Point Park and Marina; and

WHEREAS, the County is in the process of amending Permit #7333 from the District to authorize specific improvements to enhance the trail; and

WHEREAS, the County intends to maintain the specific improvements that the County desires to construct on District properties; and

MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners

DATE: December 14, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 7(M)(1)(A)

Please note any items checked.

_____ "4-Day Rule" ("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

_____ Bid waiver requiring County Manager's written recommendation

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

_____ Housekeeping item (no policy decision required)

_____ No committee review

WHEREAS, the County understands the adverse implications of inadequate maintenance to the District's ability to perform its mission to control flooding; and

WHEREAS, the District has requested that the County state in a resolution that the County would perform maintenance on facilities that the County constructed or desires to construct on District properties; and

WHEREAS, this Board desires to accomplish the purposes 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 confirms its intent to maintain improvements to be constructed along sections of the Black Creek Trail extending along the C-1 Canal from SW 87th Avenue to Black Point Park and Marina as shown on the map attached hereto and made a part hereof; and authorizes the County Manager to take appropriate actions to accomplish same for and on behalf of Miami-Dade County.

The foregoing resolution was offered by Commissioner Dennis C. Moss, who moved its adoption. The motion was seconded by Commissioner Dorrin C. Rolle and being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman	aye		
Dennis C. Moss, Vice-Chairman	aye		
Bruno A. Barreiro	aye	Dr. Barbara Carey-Shuler	aye
Jose "Pepe" Diaz	aye	Carlos A. Gimenez	aye
Sally A. Heyman	aye	Barbara J. Jordan	aye
Dorrin D. Rolle	aye	Natacha Seijas	absent
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 14th day of December, 2004. This Resolution and contract, if not vetoed, shall become effective in accordance with Resolution No. R-377-04.

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

HARVEY RUVIN, CLERK

By: KAY SULLIVAN
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. MMC

Mariela Martinez-Cid

Memorandum

MIAMI-DADE COUNTY

Date:	December 14, 2004
To:	Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners
From:	George M. Burgess County Manager
Subject:	Black Creek Trail Maintenance Declaration, South Florida Water Management District

Agenda Item No. 7(M)(1)(A)

RECOMMENDATION

It is recommended that the Board approve the attached resolution confirming the County's intent to maintain the facilities to be constructed on the Black Creek Trail, along the C-1 Canal from SW 87th Avenue to Black Point Park and Marina.

BACKGROUND

The Park and Recreation Department has Permit #7333 with the South Florida Water Management District to allow landscaping and improvements within the Black Creek Trail, along the C-1 Canal from SW 137th Avenue to Black Point Park and Marina. The Department has funding from the Land and Water Conservation Fund to construct new facilities within its right of way from SW 87 Avenue to Black Point Park and Marina. Improvements planned include a restroom and fishing platform. Because the canal right of way is under the District's jurisdiction, the facilities require the District's approval. Before the District will grant its approval, it has requested that the County provide assurance of its intent to maintain the facilities. It is understood that the County's commitment as expressed in this resolution is contingent upon the District's policy of allowing the public to use its land for passive recreational purposes.

It is recommended that the County confirm its intent to:

1. Provide maintenance to the facilities that it has and will construct along the C-1 Canal until Permit #7333 expires.

2. Seek approval from the District before constructing any of the facilities mentioned above that are within the District's jurisdiction.

3. Remove and trim any landscaping in a timely manner when requested to do so by the District until Permit #7333 expires.

4. Assume the responsibility to comply with any applicable tree ordinances and not attempt to use such ordinances as a means to retain trees, which the District determines, must be removed.

5. Design all facilities and improvements so as:
   A. to maintain a clear access pathway for District maintenance equipment and vehicles.

   B. to provide suitable set-up and operation areas for the District equipment to perform emergency debris removal operations.

   C. to allow areas for the District to temporarily stockpile debris.

   D. to prevent taller plants and trees from falling into the canal in case of a hurricane or severe windstorm event.

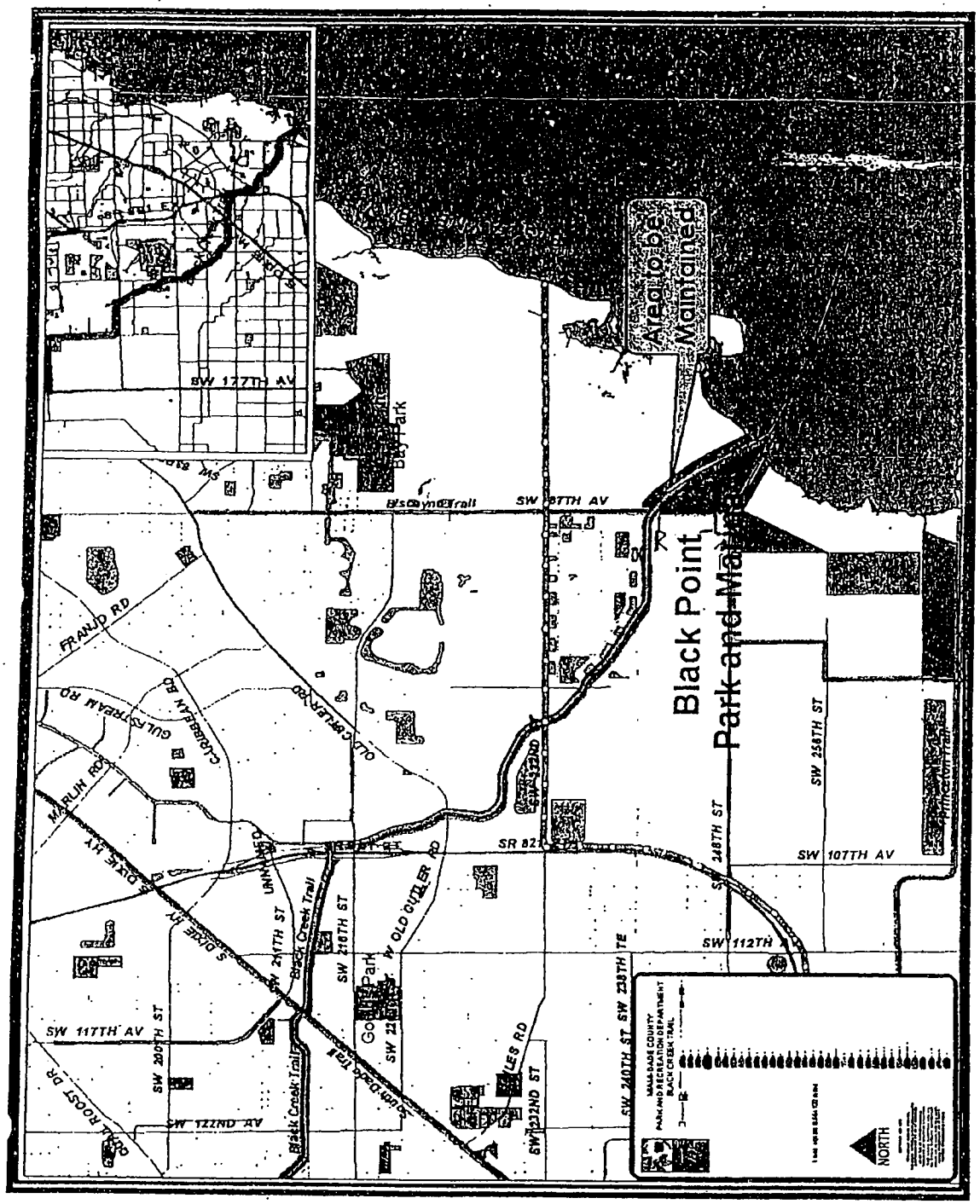
   E. not to impact any existing District staging areas.

   F. not to interfere with the District's access or passive recreational areas within the canal right of way.

6. Use a planting list that contains no less than 98% of the District's approved plant list and contains no noxious or undesirable species.

This resolution shall not be construed as a waiver or relinquishment of the District's right and responsibilities for maintaining areas within its jurisdiction. The District will have use and access to the areas for levee maintenance, including the elimination and removal of all safety hazards, natural or man-made, to levee maintenance.

Assistant County Manager


Area to be Maintained
Black Point Park and Marina
SW 177TH AV
Biscayne Trail
SW 87TH AV
FRANJO RD
GULFSTREAM RD
CARIBBEAN BD
MARLIN RD
OLD CUTLER RD
SR 821
SW 107TH AV
SW 112TH
SW 248TH ST
SW 258TH ST
SW 117TH AV
SW 200TH ST
SW 122ND AV
SW 232ND ST
SW 240TH ST
SW 238TH TE
SW 216TH ST
SW 211TH ST
Black Creek Trail
South Dade Trail
Princeton Trail
NORTH

BACK CREEK CANAL

Agenda Item No. 5(D)(1)
5-16-95

RESOLUTION NO. R-679-95

RESOLUTION ADOPTING SOUTH DADE GREENWAY NETWORK MASTER PLAN AND DIRECTING THE COUNTY MANAGER TO IMPLEMENT THE PLAN AS FUNDING PERMITS

WHEREAS, the proposed comprehensive system of multi-purpose trails in South Dade County known as the South Dade Greenway Network Master Plan would provide scenic, recreational and utilitarian corridors to be enjoyed by both residents and tourists, thereby promoting ecotourism and fostering economic development in that part of Dade County; and

WHEREAS, the Metropolitan Planning Organization by its action on May 12, 1994, has already included the South Dade Greenway Network Master Plan in the 1994-95 Transportation Improvement Program; and

WHEREAS, the South Florida Water Management District by its action in December 1994 has also approved and adopted the South Dade Greenway Network Master Plan; and

WHEREAS, six million dollars has already been committed by the Florida Department of Transportation, the Dade County Public Works Department and ISTEA to implement the South Dade Greenway Network Master Plan;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DADE COUNTY, FLORIDA, that this Board hereby adopts the South Dade Greenway Network Master Plan, to create an organized system of ten interconnecting trails, totalling 194

miles in length and spanning the area south of Kendall Drive to the Monroe County line, and west from Biscayne Bay to Everglades National Park. The Board further directs the County Manager to implement the Plan and to conduct all County activities in South Dade in a manner consistent with the Plan.

The foregoing resolution was sponsored by Commissioner Katy Sorenson and was offered by Commissioner Penelas, who moved its adoption. The motion was seconded by Commissioner Teele, and upon being put to a vote, the vote was as follows:

James Burke	Aye	Miguel Diaz de la Portilla	Aye
Betty T. Ferguson	Aye	Maurice A. Ferre	Aye
Bruce Kaplan	Aye	Gwen Margolis	Aye
Natacha S. Millan	Aye	Dennis C. Moss	Aye
Alexander Penelas	Aye	Pedro Reboredo	Aye
Katy Sorenson	Aye	Javier D. Souto	Aye
Arthur E. Teele, Jr.	Aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 16th day of May, 1995.

DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: KAY SULLIVAN
Deputy Clerk

Approved by County Attorney as to form and legal sufficiency.

COUNTY COMMISSIONERS SEAL

27

MIAMI-DADE COUNTY
BOARD OF COUNTY COMMISSIONERS
OFFICE OF THE COMMISSION AUDITOR

Legislative Notes

Agenda Item: 8(M)1(A)

File Number: 102753

Committee(s) of Reference: Board of County Commissioners

Date of Analysis: January 5, 2011

Type of Item: Resolution to Execute Declaration of Trail Maintenance Responsibilities

Summary

This resolution authorizes the Declaration of Trail Maintenance Responsibilities of the Miami-Dade Park and Recreation Department (MDPR) within South Florida Water Management District (SFWMD) right-of-way along Snake Creek Canal from N.E. Miami Gardens Drive to the Florida Turnpike for the Snake Creek Greenway Trail (Phase 1). Phase 1 of the Snake Creek Trail is a 3.37 mile, County-wide facility within SFWMD right-of-way along south side of the Snake Creek Canal from N.E. Miami Gardens Drive to the Florida Turnpike.

Background and Relevant Legislation

The Snake Creek Trail is one of the 24 proposed new trails or proposed improvements to existing trails in Miami-Dade County's North Dade Greenways Master Plan (NDGMP) adopted by the Metropolitan Planning Organization (Resolution No. 37-98). According to the NDGMP, the North Dade Greenways study area is located on the south by North Kendall Drive (Southwest 88th Street), on the west by Krome Avenue (Southwest 177th Avenue), on the north by County Line Road (Northwest 202nd Street), and on the east by Biscayne Bay and the Atlantic Ocean. According to the Metropolitan Planning Organization, the NDGMP network is 310 trail miles.

According to the NDGMP, the North Dade Greenways serves an estimated 1.5 million residents and includes the following trails: Atlantic, Beacon, Commordore, East-West, Flagler, Gold Coast, Krome, Lake Belt, Lehman, Ludlam, M-Path, Memorial, Merrick, Miami River, Miccosukee Link, Miller, Oleta, Perimeter, Snake Creek, Snapper Creek, Turnpike, Unity, Venetian and West Kendall. The area is criss-crossed with a network of SFWMD canals; Florida Power and Light transmission corridors; local roads; arterials; expressways; and railroad right-of-way.

According to the NDGMP, the Snake Creek Trail description contains the following five regions:

- Region 1: Occupies the right-of-way of the Snake Creek Canal, at the northern boundary of Miami-Dade County.
- Region 2: Offers a bicycle and pedestrian link to the proposed Turnpike Trail, which will provide a southbound connection to Miami Lakes and the opportunity to travel further south to the commercial zones west of Miami International Area.
- Region 3: Links to the existing bicycle and pedestrian loop around the Calder Race Track at Northwest 7th Avenue located in the residential neighborhoods of Carol City and Norland.
- Region 4: Provides opportunity to extend the present segment of the bicycle and pedestrian facility along the Snake Creek Canal at Northeast 2nd Avenue. It will also create a link to the proposed Gold Coast Trails. An existing pedestrian bridge at Miami Drive in North Miami Beach provides access to retail and civic facilities north and south of the Snake Creek Trail. This connection provides Snake Creek Trail users an alternate opportunity to link to the northwest areas of North Miami Beach and Golden Beach, and the southwest areas of Uleta, Biscayne Gardens, and Opa-Locka.
- Region 5: The terminus of the Snake Creek Trail at the junction of the proposed Flagler Trail and the existing facility on Sunny Isles Boulevard (Northeast 163rd Street) creates travel opportunities along the Florida East Coast (FEC) Rail Corridor right-of-way. This will provide northbound access to Aventura Mall, Greynolds Park and the Spanish Monastery. The southbound access will provide linkage opportunity to the North Campus of Florida International University and Oleta River State Recreation Area.

Budgetary Impact

According to the Park and Recreation Department, the total project budget to design, permit and construct the Snake Creek Greenway Trail Improvements Phase 1 is $5,334,000.

The funding source is comprised of the following:

- $3,350,000 of Surface Transportation Program Grant funds; and
- $1,984,000 of Building Better Communities General Obligation Bonds (BBC-GOB) Project No. 51.

Additionally, the annual expenditure to maintain the facility (Phase 1 only) is $31,004 funded through the General Fund.

The cost of future trail maintenance is calculated per mile and on an annual basis (mi/yr) as follows:

Trail Maintenance	Cost
Landscape - (16 cycles/year to include mowing, pruning, tree care, mulching and litter removal)	$7400/mi/yr
Hardscape - Annually includes trail patching & crack filling, graffiti removal and sign repair)	$1800/mi/yr
Total	**$9200/mi/yr**

Phase I of Snake Creek annual expenditure is calculated as follows: $9200 / mile/ yr x 3.37 miles = $31,004

According to the Parks and Recreation Department, an additional 13 miles is envisioned in the NDGMP for the remaining portion of Snake Creek Trail. However, no funding is currently available for the remaining portion. Additionally, the current development of Phase I does not require the future development to be functional. Using the above mentioned formula, the estimated trail maintenance cost for the remaining 13 trail miles of Snake Creek is $119,600 ($9200 x 13). **Total annual maintenance cost for a fully completed Snake Creek Trail is estimated to be $150,604 ($31,004 + 119,600).**

Comments

The Black Creek Greenway Trail Project is another project that is partially funded by BBC-GOB Project No. 51 and is listed on the January 20, 2011, Board of County Commissioners Agenda.

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