



MEMORANDUM

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

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

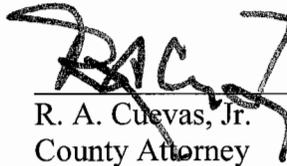
DATE: September 1, 2011

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

SUBJECT: Resolution accepting Bike Path
easement by municipality and
temporary construction easement
from the City of Coral Gables

Resolution No. R-682-11

The accompanying resolution was prepared by the Public Works Department and placed on the agenda at the request of Prime Sponsor Commissioner Xavier L. Suarez.



R. A. Cuevas, Jr.
County Attorney

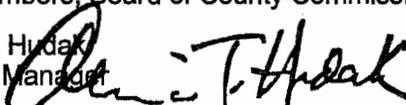
RAC/cp

Memorandum



Date: September 1, 2011

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

From: Alina T. Hudak
County Manager 

Subject: Resolution Accepting Bike Path Easement by Municipality and Temporary Construction Easement from the City of Coral Gables

Recommendation

It is recommended that the Board of County Commissioners (BCC) accept the attached easements to allow: 1) construction of a bicycle/pedestrian bridge crossing the Coral Gables waterway between Cocoplum circle and Ingraham Park, and 2) bike path improvements on City of Coral Gables (City) property along a designated Bike Route 1 within the City's Ingraham and Sunrise Harbor Parks. This resolution further authorizes the County Mayor or the County Mayor's designee and the Clerk of the Board to certify same, and authorizing the recordation thereof among the Public Records of Miami-Dade County, Florida.

Scope

The project is located within County Commission District 7.

Fiscal Impact/Funding Source

The total cost of the project is \$1,799,000. The County has allocated \$1,000,000 million for design and construction from the Building Better Communities General Obligation Bond Program (BBC GOB) Project #127, \$212,000 from the Florida Department of Transportation Local Agency Program Agreement, and \$587,000 from Road Impact Fee District 7. These costs will be funded through the Public Works Department's capital budget under index codes CPD127PW1284 and CPE07C.BCC07C.BIKEWY.

Track Record/Monitor

The implementing agency for construction is the Public Works Department (PWD) and the Project Manager responsible for monitoring project construction for the County is Bassam Moubayed, CFM, Chief, Construction Division, PWD.

Background

On May 10, 2011 Miami-Dade County Public Works Department representatives appeared before the City Commission to request permission to improve its bikeway facilities on the Commodore Bike Trail within the City by implementing certain enhancements between its existing bicycle path on Ingraham Highway and the northerly City Limits at the intersection of Douglas Road and North Prospect Drive. Said permission was granted and as such the City Manager signed all the required and necessary easements in order for PWD to proceed with the enhancements which include the following:

- a new bicycle/pedestrian single-span bridge between Cocoplum Circle and Ingraham Park,
- a ten (10) foot-wide separate asphalt bicycle path inside Ingraham Park,
- signage identifying Edgewater Drive as a bicycle route,
- a new separate eight (8) foot-wide concrete path on the west side of Douglas Road including five (5) foot-wide maximum encroachment into Sunrise Harbor Park,

Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners
Page 2

- a new bicycle/pedestrian crosswalk on Douglas Road at its intersection with Morningside Drive, and
- a new eight (8) foot-wide concrete path adjacent to a swale area and a new curb and gutter on the east side of Douglas Road between Morningside Drive and North Prospect Drive, as such, grants of easements for construction purposes have been prepared to allow the County to install these enhancements on City of Coral Gables property.

It is therefore recommended that the attached Bike Path Easement by Municipality and Temporary Construction Easement be approved by the BCC and recorded in the Public Records of Miami-Dade County, Florida.

The originals are to be executed by the County Mayor or the County Mayor's designee and Clerk of the BCC and returned to the PWD for recording in the Public Records of Miami-Dade County, Florida. A copy of the recorded easements shall subsequently be delivered to the City of Coral Gables.

Attachments



Assistant County Manager



MEMORANDUM
(Revised)

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

DATE: September 1, 2011

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

SUBJECT: Agenda Item No. 8(P)(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

Approved _____ Mayor

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

Veto _____

9-1-11

Override _____

RESOLUTION NO. R-682-11

RESOLUTION ACCEPTING BIKE PATH EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT FROM THE CITY OF CORAL GABLES, REGARDING PROPERTY LOCATED IN SECTION 29, TOWNSHIP 54 SOUTH, RANGE 41 EAST

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:

Section 1. This Board ratifies and adopts the matters set forth in the foregoing recital.

Section 2. This Board approves the acceptance of the Bike Path Easement and the Temporary Construction Easement attached hereto, provided however that it is specifically understood that such construction is at the option of Miami-Dade County.

Section 3. Pursuant to Resolution No. R-974-09, the Board directs the County Mayor or the County Mayor's designee to take all steps to effectuate such acceptance, to record the instruments of conveyance accepted herein in the Public Records of Miami-Dade County, Florida; and to provide a recorded copy of the instrument to the Clerk of the Board within thirty (30) days of execution of said instrument; and directs the Clerk of the Board to attach and permanently store a recorded copy together with this resolution.

4

The foregoing resolution was offered by Commissioner **Jose "Pepe" Diaz**, who moved its adoption. The motion was seconded by Commissioner **Audrey Edmonson** and upon being put to a vote, the vote was as follows:

	Joe A. Martinez, Chairman	aye
	Audrey M. Edmonson, Vice Chairwoman	aye
Bruno A. Barreiro	absent	Lynda Bell aye
Esteban L. Bovo, Jr.	aye	Jose "Pepe" Diaz aye
Sally A. Heyman	aye	Barbara J. Jordan aye
Jean Monestime	aye	Dennis C. Moss aye
Rebeca Sosa	aye	Sen. Javier D. Souto absent
Xavier L. Suarez	absent	

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of September, 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

Christopher Agrippa

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

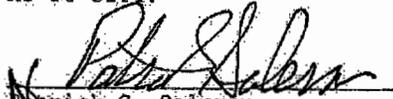
Debra Herman

And the said party of the first part will defend the title to said land against the lawful claims of all persons, whomsoever, claiming by through or under it.

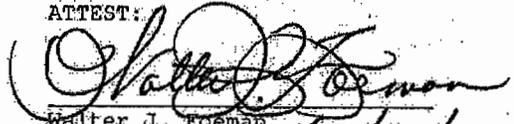
IN WITNESS WHEREOF, the said party of the first part has caused these presents to be executed in its name, by its City Manager and attested by its City Clerk, the day and year first above written.

City of Coral Gables, Florida, a political subdivision of the State of Florida

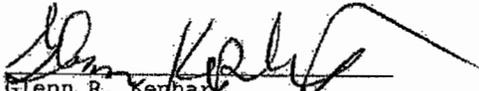
AS TO CITY:


Derrick G. Salerno
City Manager

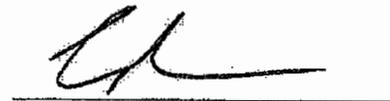
ATTEST:


Walter J. Foeman
City Clerk
6/2/11

Approved by
Department Director or head of the
Negotiations team as to
the negotiated business terms:


Glenn R. Keyhar
Public Works Director

APPROVE AS TO FORM AND
LEGAL SUFFICIENCY:


Craig E. Leen
City Attorney

Legal Description: Pedestrian and Bike Path Easement

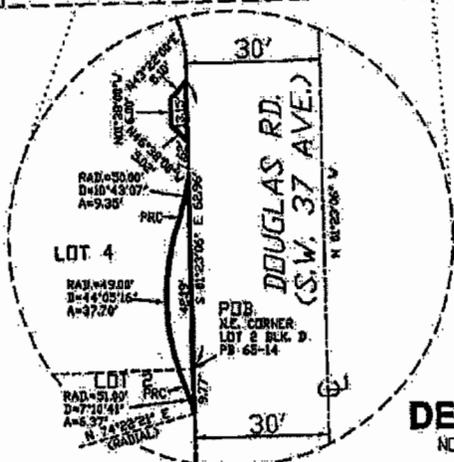
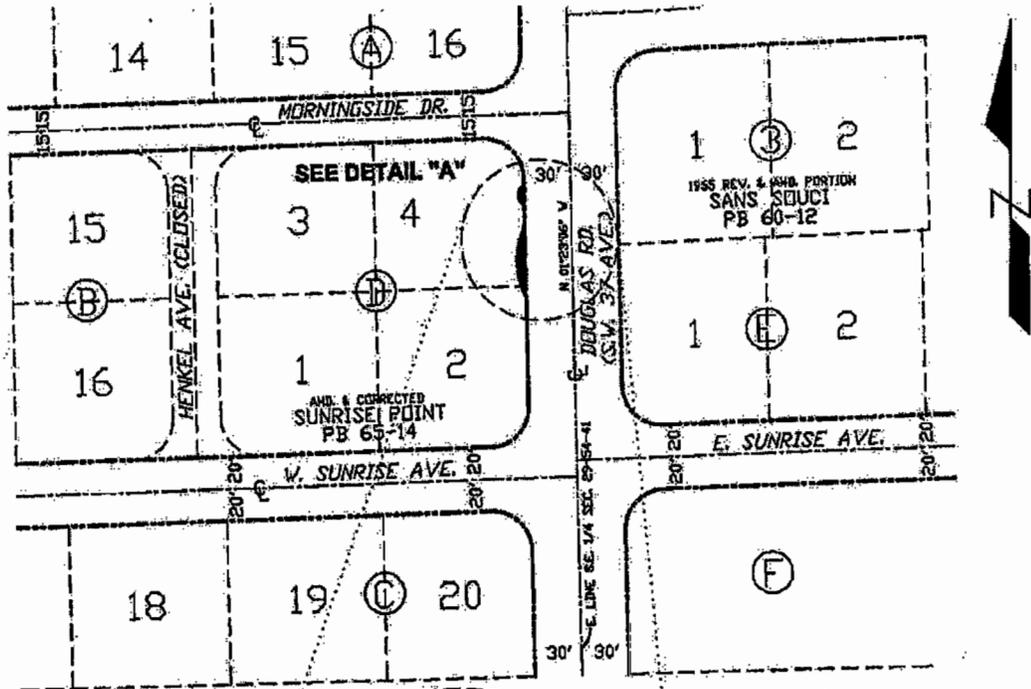
A easement for pedestrian and bike path purposes, over, under and across a portion of Lots 2 and 4, Block D, of AMENDED AND CORRECTED PLAT OF SUNRISE POINT, according to the plat thereof as recorded in Plat Book 65, Page 14 of the Public Records of Miami-Dade County, Florida; being more particularly described as follows:

Begin at the northeast corner of said Lot 2; thence South 01 degrees 23 minutes 06 seconds East along the east line of said Lot 2 for a distance of 9.77 feet to a non-tangent point lying on a circular curve concave the the Southwest, a radial bearing North 74 degrees 22 minutes 21 seconds East to said point, having a radius of 51.00 feet; thence northwesterly along the arc of said curve through a central angle of 7 degrees 10 minutes 41 seconds for a distance of 6.37 feet to a point of reverse curvature with a circular curve concave easterly, having a radius of 49.00 feet; thence northerly along the arc of said curve for a distance of 37.70 feet to a point of reverse curvature with a circular curve concave northwesterly, having a radius of 50.00 feet; thence northeasterly along the arc of said curve through a central angle of 10 degrees 43 minutes 07 seconds for a distance of 9.35 feet to a non-tangent point lying on the east line of said Lot 4; thence North 01 degrees 23 minutes 06 seconds West along the east line of said Lot 4 for a distance of 7.62 feet to a point; thence North 46 degrees 38 minutes 00 seconds West for a distance of 5.02 feet to a point; thence North 01 degrees 38 minutes 00 seconds West for a distance of 6.00 feet to a point; thence North 43 degrees 22 minutes 00 seconds East for a distance of 5.10 feet to a point lying on the east line of said Lot 4; thence South 01 degrees 23 minutes 06 seconds East along the east line of said Lots 2 and 4 for a distance of 62.96 feet to the Point of Beginning.

EXHIBIT "A"

Sketch to Accompany Legal Description Pedestrian and Bike Path Easement

SEC 29
TWP 54 S
RGE 41 E



DETAIL "A"
NOT TO SCALE

ABBREVIATIONS:
 AMD. = AMENDED
 BLK. = BLOCK
 RAD. = RADIUS
 D. = CENTRAL ANGLE
 A. = ARC DISTANCE
 P.R.C. = POINT OF REVERSE CURVATURE
 P.O.B. = POINT OF BEGINNING
 REV. = REVISED
NOT A SURVEY



PUBLIC WORKS DEPT.
 RIGHT-OF-WAY ENGINEERING DIVISION
 111 N.W. 1ST ST., 18TH FLR.
 MIAMI, FL 33128

PREPARED BY:
 STEVEN B. BURTON, PSM
 FLORIDA REG. NO. 4982
 DATE: 5/14/10
 REVISION DATE: 6/16/10;
 8/16/10
 PROJECT 20070687
 SHEET 1 OF 2
NOT TO SCALE

SEC 29
TWP 54 S
RGE 41 E

Legal Description: Pedestrian and Bike Path Easement

A easement for pedestrian and bike path purposes, over, under and across a portion of Lots 2 and 4, Block D, of AMENDED AND CORRECTED PLAT OF SUNRISE POINT, according to the plat thereof as recorded in Plat Book 65, Page 14 of the Public Records of Miami-Dade County, Florida; being more particularly described as follows:

Begin at the northeast corner of said Lot 2; thence South 01 degrees 23 minutes 06 seconds East along the east line of said Lot 2 for a distance of 9.77 feet to a non-tangent point lying on a circular curve concave the the Southwest, a radial bearing North 74 degrees 22 minutes 21 seconds East to said point, having a radius of 51.00 feet; thence northwesterly along the arc of said curve through a central angle of 7 degrees 10 minutes 41 seconds for a distance of 6.37 feet to a point of reverse curvature with a circular curve concave easterly, having a radius of 49.00 feet; thence northerly along the arc of said curve for a distance of 37.70 feet to a point of reverse curvature with a circular curve concave northwesterly, having a radius of 50.00 feet; thence northeasterly along the arc of said curve through a central angle of 10 degrees 43 minutes 07 seconds for a distance of 9.35 feet to a non-tangent point lying on the east line of said Lot 4; thence North 01 degrees 23 minutes 06 seconds West along the east line of said Lot 4 for a distance of 7.62 feet to a point; thence North 46 degrees 38 minutes 00 seconds West for a distance of 5.02 feet to a point; thence North 01 degrees 38 minutes 00 seconds West for a distance of 6.00 feet to a point; thence North 43 degrees 22 minutes 00 seconds East for a distance of 5.10 feet to a point lying on the east line of said Lot 4; thence South 01 degrees 23 minutes 06 seconds East along the east line of said Lots 2 and 4 for a distance of 62.96 feet to the Point of Beginning.

SURVEYOR'S NOTES:
BEARINGS SHOWN HEREON ARE BASED ON
THE CENTERLINE OF DOUGLAS RD. (SW 37 AVE.)
AS BEING ON AN ASSUMED BEARING OF
N 01°23'06" W.



PUBLIC WORKS DEPT.
RIGHT-OF-WAY ENGINEERING DIVISION
111 N.W. 1ST ST. 16TH FLR.
MIAMI, FL. 33128

PREPARED BY:
STEVEN B. BURTON, PSM
FLORIDA REG. NO. 4982
DATE: 5/14/10
REVISION DATE: 6/16/10;
8/18/10

PROJECT 20070687
SHEET 2 OF 2

11

Return to:

Right of Way Division
Miami-Dade County Public Works Dept.
111 N.W. 1st Street
Miami, FL 33128-1970

Instrument prepared by:

Steven B. Burton
Professional Land Surveyor No. 4982.
Miami-Dade County Public Works Dept.
111 N.W. 1st Street
Miami, FL 33128-1970

TEMPORARY CONSTRUCTION EASEMENT

STATE OF FLORIDA)
)
COUNTY OF MIAMI-DADE)

THIS EASEMENT, Made this 2nd day of June, A.D. 2011, by and between CITY OF CORAL GABLES, a political subdivision of the State of Florida, grantor, to the MIAMI-DADE COUNTY, FLORIDA, a political subdivision of the State of Florida, its successors and assigns, grantees.

WITNESSETH:

That the said party of the first part, for and in consideration of the sum of One Dollar and other valuable considerations, receipt and sufficiency of which is hereby acknowledged, does hereby grant to the party of the second part, and its successors in interest, a non-exclusive temporary construction easement, for the purpose of construction and maintenance of a bike path and pedestrian bridge, ingress and egress upon the following described land, situate, lying and being in Miami-Dade County, State of Florida, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

The County does hereby agree to indemnify and hold harmless the City to the extent and within the limitations of Section 768.28 Fla. Stat., subject to the provisions of that Statute whereby the County shall not be liable to pay a personal injury or property damage claim or judgment by any one person which exceeds the sum of \$100,000, or any claim or judgments or portions thereof, which, when totaled with all

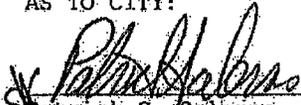
other occurrence, exceeds the sum of \$200,000 from any and all personal injury or property damage claims, liabilities, losses and causes of action which may arise solely as a result of the negligence of the County. However, nothing herein shall be deemed to indemnify the City from any liability or claim arising out of the negligent performance or failure of performance of the City or any unrelated third party.

THIS EASEMENT shall be in effect until a permanent easement for ingress and egress and maintenance of said bike path and pedestrian bridge is granted and recorded in the Public Records or until the grantee determines it will not construct the pedestrian bridge and bike path, then the Temporary Construction Easement granted, conveyed, assigned and transferred by the City of Coral Gables shall immediately revert to the City of Coral Gables, and the City shall have the right to immediately re-possess said easement.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its City Manager and attested by its City Clerk, the day and year aforesaid.

City of Coral Gables, Florida, a
political subdivision of the State of
Florida

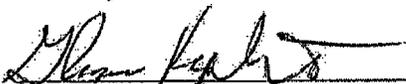
AS TO CITY:


Patrick G. Salerno
City Manager

ATTEST:


Walter J. Feeman
City Clerk
6/2/11

Approved by
Department Director or head of the
Negotiations team as to
the negotiated business terms;


Glenn R. Lephart
Public Works Director

APPROVE AS TO FORM AND
LEGAL SUFFICIENCY:


Craig E. Leen
City Attorney

The foregoing was accepted and approved on the ____ day of _____, A.D. 20____, by Resolution No. _____ of the Board of County Commissioners of Miami-Dade County, Florida, a political subdivision of the State of Florida.

Special Assistant to the
County Manager

Printed Name

ATTEST: HARVEY RUVIN,
Clerk of said Board

By: _____
Deputy Clerk

Legal Description: Temporary Construction Easement

A temporary easement for construction of a pedestrian bridge and bike path purposes, over, under and across a portion of the Southeast Quarter of Section 29, Township 54 South, Range 41 East, lying in Miami-Dade County, Florida, and being more particularly described as follows:

Commence at the southwest corner of said Southeast Quarter of said Section 29, as shown on the plat of "Baker Homestead", according to the plat thereof as recorded in Plat Book 41, at Page 38 of the Public Records of Miami-Dade County, Florida; thence North 00 degrees 00 minutes 00 seconds East along the West line of said Southeast Quarter of Section 29 for a distance of 469.24 feet to a point; thence North 90 degrees 00 minutes 00 seconds East for a distance of 35.00 feet to the Point of Beginning of the herein described temporary easement; thence North 00 degrees 00 minutes 00 seconds East on a line easterly of, and parallel with said West line of the said Southeast Quarter of Section 29, for a distance of 53.35 feet to a point of curvature of a tangential curve concave to the southeast, having a radius of 110.00 feet and a central angle of 90 degrees 25 minutes 25 seconds; thence northeasterly along the arc of said curve for a distance of 173.60 feet to point of tangency; thence South 89 degrees 34 minutes 35 seconds East for a distance of 225.82 feet to a point of curvature of a tangential curve concave to the southwest having a radius of 25.00 feet and a central angle of 90 degrees 00 minutes 00 seconds; thence southeasterly and southerly along the arc of said curve for a distance of 39.27 feet to a point of tangency; thence South 00 degrees 25 minutes 25 seconds West for a distance of 49.90 feet to a point, the same being the northwest corner of Tract 1, of said plat of "Baker Homestead"; thence North 89 degrees 34 minutes 35 seconds West for a distance of 25.00 feet to a point; thence North 00 degrees 25 minutes 25 seconds East for a distance of 39.90 feet to a point of curvature of a tangential curve concave to the southwest, having a radius of 25.00 feet and a central angle of 90 degrees 00 minutes 00 seconds; thence northwesterly and westerly along the arc of said curve for a distance of 39.27 feet to a point of tangency; thence North 89 degrees 34 minutes 35 seconds West for a distance of 200.82 feet to a point of curvature of a tangential curve concave to the southeast, having a radius of 100.00 feet and a central angle of 90 degrees 25 minutes 25 seconds; thence southwesterly and southerly along the arc of said curve for a distance of 157.82 feet to a point of tangency; thence South 00 degrees 00 minutes 00 seconds West for distance of 53.35 feet to a point of curvature of a tangential curve concave to the northeast, having a radius of 95.00 feet and central angle of 47 degrees 15 minutes 07 seconds; thence southeasterly along the arc of said curve for a distance of 78.35 feet to a point of reverse curvature; thence southeasterly along the arc of a curve concave to the southwest, having a radius of 105.00 feet and central angle of 34 degrees 20 minutes 35 seconds for a distance of 62.94 feet to a point of cusp with a non-tangential curve concave to the southwest, having a radius 20.00 feet, and a central angle of 100 degrees 13 minutes 42 seconds, and a radial bearing of South 10 degrees 16 minutes 41 seconds East from said point of cusp; thence easterly, southeasterly and southerly along the arc of said curve for a distance of 34.99 feet to a point of tangency; thence South 20 degrees 30 minutes 23 seconds West for a distance of 10.52 feet to a point; thence South 69 degrees 29 minutes 37 seconds East for a distance of 45.64 feet to a point, the same being on the westerly boundary line of Tract 1 of the above mentioned plat of Baker Homestead"; thence South 28 degrees 16 minutes 24 seconds West along said westerly line of Tract 1, for a distance of 7.31 feet;

EXHIBIT "A" 1 OF 2

PREPARED BY:

16

Legal Description: Temporary Construction Easement

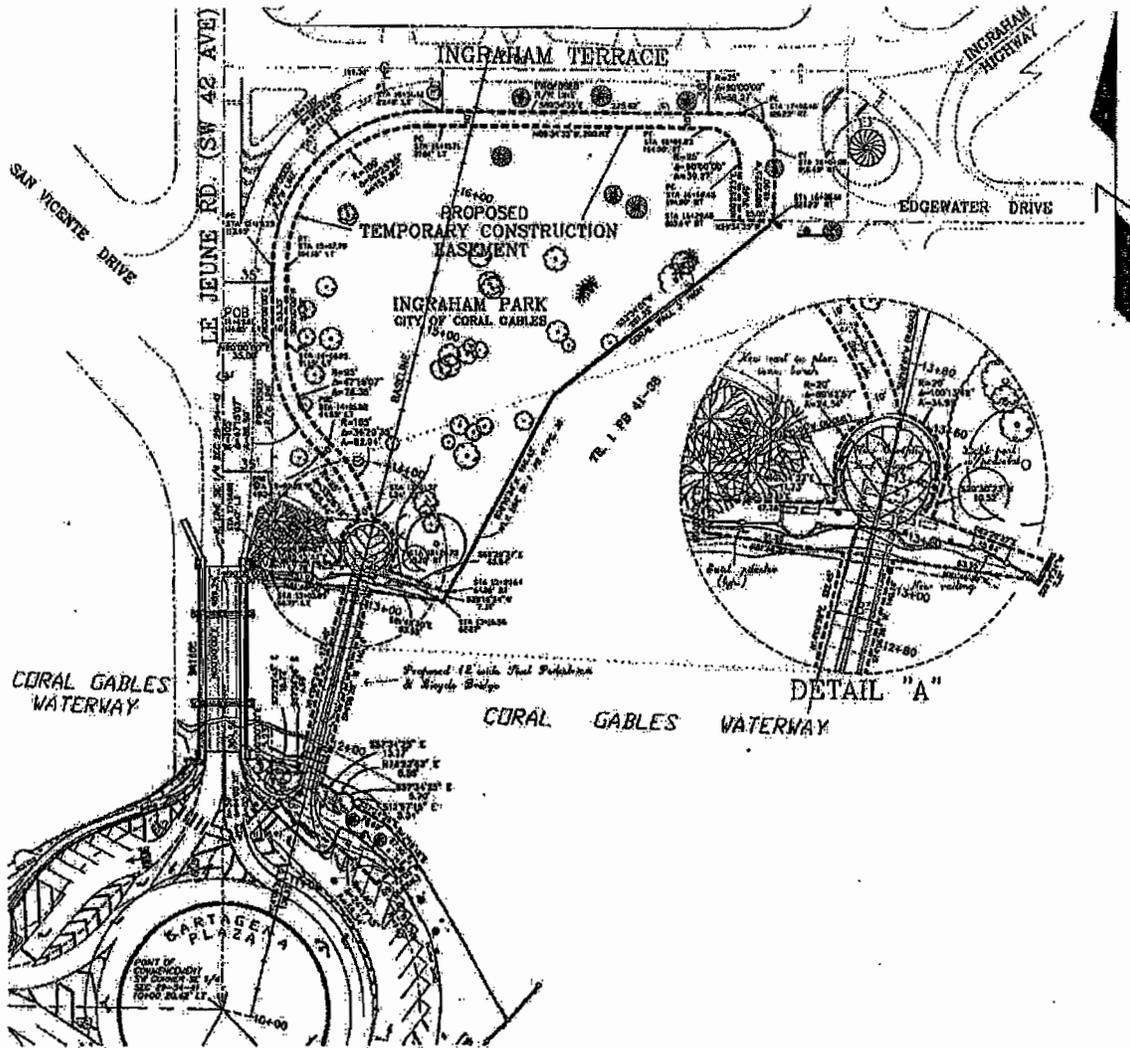
thence North 81 degrees 46 minutes 30 seconds West for a distance of 53.55 feet to a point; thence South 14 degrees 06 minutes 26 seconds West, across the Coral Gables Waterway for a distance of 140.14 feet to a point inside the "Loretta Sheehy Park" Tract as the same is shown as public park on the plat of "Coco Plum Park", as recorded in Plat Book 48, at Page 57, of the Public Records of Miami-Dade County, Florida; thence South 57 degrees 34 minutes 25 seconds East for a distance of 13.27 feet to a point; thence North 78 degrees 23 minutes 53 seconds East for a distance of 5.55 feet to a point; thence South 57 degrees 34 minutes 25 seconds East for a distance of 3.70 feet to a point; thence South 12 degrees 57 minutes 15 seconds East for a distance of 5.34 feet to a point; thence South 57 degrees 34 minutes 25 seconds East for a distance of 28.69 feet to a point; thence South 42 degrees 19 minutes 18 seconds East for a distance of 27.10 feet to a point; thence South 51 degrees 42 minutes 03 seconds West for a distance of 33.73 feet to a point on a 140.00 feet radius curve concave to the southwest, with a radial bearing of South 51 degrees 42 minutes 03 seconds West from said point, said curve being the southwesterly boundary line of the above mentioned plat of "Coco Plum Park", and the northeasterly right-of-way line of Cocoplum Plaza (also known as Cartagena Plaza) as shown on said plat of "Coco Plum Park"; thence northwesterly along the arc of the above mentioned curve and having a central angle of 24 degrees 17 minutes 13 seconds for a distance of 59.34 feet to a point of reverse curvature; thence northwesterly and northerly along said right-of-way line and the arc of a curve concave to the northeast, having a radius of 50.00 feet and a central angle of 64 degrees 00 minutes 35 seconds, for a distance of 55.86 feet to a point of tangency; thence North 00 degrees 00 minutes 00 seconds East, along said right-of-way line, for a distance of 5.23 feet to a point; thence South 75 degrees 22 minutes 43 seconds East for a distance of 15.72 feet to a point; thence South 57 degrees 34 minutes 56 seconds East for a distance of 4.69 feet to a point; thence North 14 degrees 06 minutes 26 seconds East, leaving the above mentioned "Loretta Sheehy Park" Tract, and across the Coral Gables Waterway, for a distance of 132.45 feet to a point; thence North 81 degrees 46 minutes 30 seconds West for a distance 51.98 feet to a point; thence North 00 degrees 00 minutes 00 seconds East on a line that is 35.00 feet easterly of, and parallel with the west line of the above mentioned Southwest Quarter of Section 29, for a distance of 11.33 feet to a point; thence South 88 degrees 45 minutes 33 seconds East for a distance of 47.78 feet to a point; thence North 01 degrees 14 minutes 27 seconds East for a distance of 11.73 feet to a point of curvature of a tangential curve concave to the southeast, having a radius of 20.00 feet and a central angle of 69 degrees 42 minutes 57 seconds; thence northeasterly along the arc of said curve for a distance of 24.34 feet to a point of cusp with a non-tangential curve concave to the southwest, having a radius of 95.00 feet, and a central angle of 33 degrees 26 minutes 16 seconds, and a radial bearing of South 76 degrees 11 minutes 09 seconds West from said point of cusp; thence northwesterly along the arc of said curve for a distance of 55.44 feet to a point of reverse curvature; thence northwesterly and northerly along the arc of a curve concave to the northeast, having a radius of 105.00 feet and a central angle of 47 degrees 15 minutes 07 seconds for a distance of 86.59 feet to the Point of Beginning.

EXHIBIT "A" 2 OF 2

17

Sketch to Accompany Legal Description Temporary Construction Easement

SEC 29
TWP 54 S
RGE 41 E



PREPARED BY:
STEVEN B. BURTON, PSM
FLORIDA REG. NO. 4982
DATE: 12/15/09
REVISED: 1/14/10
RE-ALIGNMENT: 3/19/10
REVISE LEGAL DESC. 4/15/10;
6/18/10; 6/24/10
REVISE SKETCH: 8/18/10



PUBLIC WORKS DEPT.
RIGHT-OF-WAY ENGINEERING DIVISION
111 N.W. 1ST ST. 16TH FLR.
MIAMI, FL. 33128

NOT A SURVEY

PROJECT 20070687
SHEET 1 OF 3

**Legal Description:
Temporary Construction Easement**

SEC 29
TWP 54 S
RGE 41 E

A temporary easement for construction of a pedestrian bridge and bike path purposes, over, under and across a portion of the Southeast Quarter of Section 29, Township 54 South, Range 41 East, lying in Miami-Dade County, Florida, and being more particularly described as follows:

Commence at the southwest corner of said Southeast Quarter of said Section 29, as shown on the plat of "Baker Homestead", according to the plat thereof as recorded in Plat Book 41, at Page 38 of the Public Records of Miami-Dade County, Florida; thence North 00 degrees 00 minutes 00 seconds East along the West line of said Southeast Quarter of Section 29 for a distance of 469.24 feet to a point; thence North 90 degrees 00 minutes 00 seconds East for a distance of 35.00 feet to the Point of Beginning of the herein described temporary easement; thence North 00 degrees 00 minutes 00 seconds East on a line easterly of, and parallel with said West line of the said Southeast Quarter of Section 29, for a distance of 53.35 feet to a point of curvature of a tangential curve concave to the southeast, having a radius of 110.00 feet and a central angle of 90 degrees 25 minutes 25 seconds; thence northeasterly along the arc of said curve for a distance of 173.60 feet to point of tangency; thence South 89 degrees 34 minutes 35 seconds East for a distance of 225.82 feet to a point of curvature of a tangential curve concave to the southwest having a radius of 25.00 feet and a central angle of 90 degrees 00 minutes 00 seconds; thence southeasterly and southerly along the arc of said curve for a distance of 39.27 feet to a point of tangency; thence South 00 degrees 25 minutes 25 seconds West for a distance of 49.90 feet to a point, the same being the northwest corner of Tract 1, of said plat of "Baker Homestead"; thence North 89 degrees 34 minutes 35 seconds West for a distance of 25.00 feet to a point; thence North 00 degrees 25 minutes 25 seconds East for a distance of 39.90 feet to a point of curvature of a tangential curve concave to the southwest, having a radius of 25.00 feet and a central angle of 90 degrees 00 minutes 00 seconds; thence northwesterly and westerly along the arc of said curve for a distance of 39.27 feet to a point of tangency; thence North 89 degrees 34 minutes 35 seconds West for a distance of 200.82 feet to a point of curvature of a tangential curve concave to the southeast, having a radius of 100.00 feet and a central angle of 90 degrees 25 minutes 25 seconds; thence southwesterly and southerly along the arc of said curve for a distance of 157.82 feet to a point of tangency; thence South 00 degrees 00 minutes 00 seconds West for distance of 53.35 feet to a point of curvature of a tangential curve concave to the northeast, having a radius of 95.00 feet and central angle of 47 degrees 15 minutes 07 seconds; thence southeasterly along the arc of said curve for a distance of 78.35 feet to a point of reverse curvature; thence southeasterly along the arc of a curve concave to the southwest, having a radius of 105.00 feet and central angle of 34 degrees 20 minutes 35 seconds for a distance of 62.94 feet to a point of cusp with a non-tangential curve concave to the southwest, having a radius 20.00 feet, and a central angle of 100 degrees 13 minutes 42 seconds, and a radial bearing of South 10 degrees 16 minutes 41 seconds East from said point of cusp; thence easterly, southeasterly and southerly along the arc of said curve for a distance of 34.99 feet to a point of tangency; thence South 20 degrees 30 minutes 23 seconds West for a distance of 10.52 feet to a point; thence South 69 degrees 29 minutes 37 seconds East for a distance of 45.64 feet to a point, the same being on the westerly boundary line of Tract 1 of the above mentioned plat of Baker Homestead"; thence South 23 degrees 16 minutes 24 seconds West along said westerly line of Tract 1, for a distance of 7.31 feet;



PUBLIC WORKS DEPT.
RIGHT-OF-WAY ENGINEERING DIVISION
111 N.W. 1ST ST. 16TH FL.
MIAMI, FL. 33128

PREPARED BY:
STEVEN B. BURTON, PSM
FLORIDA REG. NO. 4982
DATE: 12/15/09
REVISED: 1/14/10
RE-ALIGNMENT: 3/19/10
REVISE LEGAL DESC. 4/13/10;
6/16/10; 6/24/10
REVISE SKETCH: 8/18/10

NOT A SURVEY

PROJECT 20070687
SHEET 2 OF 3

**Legal Description:
Temporary Construction Easement**

SEC 29
TWP 54 S
RGE 41 E

thence North 81 degrees 46 minutes 30 seconds West for a distance of 53.55 feet to a point; thence South 14 degrees 06 minutes 26 seconds West, across the Coral Gables Waterway for a distance of 140.14 feet to a point inside the "Loretta Sheehy Park" Tract as the same is shown as public park on the plat of "Coco Plum Park", as recorded in Plat Book 48, at Page 57, of the Public Records of Miami-Dade County, Florida; thence South 57 degrees 34 minutes 25 seconds East for a distance of 13.27 feet to a point; thence North 78 degrees 23 minutes 53 seconds East for a distance of 5.55 feet to a point; thence South 57 degrees 34 minutes 25 seconds East for a distance of 5.70 feet to a point; thence South 12 degrees 57 minutes 15 seconds East for a distance of 5.34 feet to a point; thence South 57 degrees 34 minutes 25 seconds East for a distance of 28.69 feet to a point; thence South 42 degrees 19 minutes 18 seconds East for a distance of 27.10 feet to a point; thence South 51 degrees 42 minutes 03 seconds West for a distance of 33.73 feet to a point on a 140.00 feet radius curve concave to the southwest, with a radial bearing of South 51 degrees 42 minutes 03 seconds West from said point, said curve being the southwesterly boundary line of the above mentioned plat of "Coco Plum Park", and the northeasterly right-of-way line of Cocoplum Plaza (also known as Cartagena Plaza) as shown on said plat of "Coco Plum Park"; thence northwesterly along the arc of the above mentioned curve and having a central angle of 24 degrees 17 minutes 13 seconds for a distance of 59.34 feet to a point of reverse curvature; thence northwesterly and northerly along said right-of-way line and the arc of a curve concave to the northeast, having a radius of 50.00 feet and a central angle of 64 degrees 00 minutes 35 seconds, for a distance of 55.86 feet to a point of tangency; thence North 00 degrees 00 minutes 00 seconds East, along said right-of-way line, for a distance of 5.23 feet to a point; thence South 75 degrees 22 minutes 43 seconds East for a distance of 15.72 feet to a point; thence South 57 degrees 34 minutes 56 seconds East for a distance of 4.69 feet to a point; thence North 14 degrees 06 minutes 26 seconds East, leaving the above mentioned "Loretta Sheehy Park" Tract, and across the Coral Gables Waterway, for a distance of 132.45 feet to a point; thence North 81 degrees 46 minutes 30 seconds West for a distance 51.98 feet to a point; thence North 00 degrees 00 minutes 00 seconds East on a line that is 35.00 feet easterly of, and parallel with the west line of the above mentioned Southwest Quarter of Section 29, for a distance of 11.33 feet to a point; thence South 88 degrees 45 minutes 33 seconds East for a distance of 47.78 feet to a point; thence North 01 degrees 14 minutes 27 seconds East for a distance of 11.73 feet to a point of curvature of a tangential curve concave to the southeast, having a radius of 20.00 feet and a central angle of 69 degrees 42 minutes 57 seconds; thence northeasterly along the arc of said curve for a distance of 24.34 feet to a point of cusp with a non-tangential curve concave to the southwest, having a radius of 95.00 feet, and a central angle of 33 degrees 26 minutes 16 seconds, and a radial bearing of South 76 degrees 11 minutes 09 seconds West from said point of cusp; thence northwesterly along the arc of said curve for a distance of 55.44 feet to a point of reverse curvature; thence northwesterly and northerly along the arc of a curve concave to the northeast, having a radius of 105.00 feet and a central angle of 47 degrees 15 minutes 07 seconds for a distance of 86.59 feet to the Point of Beginning.



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SHEET 3 OF 3