

MEMORANDUM

Agenda Item No. 8(N)(8)

TO:	Honorable Chairman Jose "Pepe" Diaz and Members, Board of County Commissioners	DATE:	April 20, 2021
FROM:	Geri Bonzon-Keenan County Attorney	SUBJECT:	Resolution declaring surplus County-owned rights-of-way located along a portion of NW 6 Avenue between NW 146 Street and NW 150 Street, between NW 151 Street and the South Florida Water Management District Canal C-8; and between Canal C-8 and NW 159 Street; also known as Parcel 100 Part I, Part II, and Part III; authorizing the conveyances of same to the Florida Department of Transportation in accordance with section 125.38, Florida Statutes, for no monetary consideration, for improvements along such road; authorizing the County Mayor to take all actions necessary to accomplish the conveyances of said properties; and authorizing the Chairperson or Vice Chairperson of the Board of County Commissioners to execute a County Deed for such purposes

Resolution No. R-308-21

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



Geri Bonzon-Keenan
County Attorney

GBK/uw

Memorandum



Date: April 20, 2021

To: Honorable Chairman Jose “Pepe” Diaz
and Members, Board of County Commissioners

From: Daniella Levine Cava 
Mayor

Subject: Resolution Declaring Surplus County-Owned Rights-of-Way Located Along a Portion of NW 6 Avenue Between NW 146 Street and NW 150 Street, Between NW 151 Street and the South Florida Water Management District Canal C-8, and Between Canal C- 8 and NW 159 Street

Recommendation

It is recommended that the Board of County Commissioners (Board), pursuant to section 125.38 of the Florida Statutes, approve the attached resolution and authorize the Chairperson and the Clerk of the Board to execute a County Deed also known as Parcel 100 Part I, Part II, and Part III, depicted in Exhibit “A”, copies of which are attached and incorporated herein. The parcels will be conveyed to the Florida Department of Transportation (FDOT) for no monetary consideration and will revert to the County in the event that their use by FDOT for transportation purposes ever ceases.

Scope

The portions of road being conveyed are located on the east side of I-95 within District 2, which is represented by Commissioner Jean Monestime.

Fiscal Impact/Funding Source

As a result of the transfer to FDOT, there is no impact on the annual estimated operational cost or maintenance to the County.

Track Record/Monitor

The Department of Transportation and Public Works (DTPW) is the entity overseeing this project and the person responsible for monitoring this conveyance is Mr. Alejandro Barrios, Manager, Stormwater Engineering and Right-of-Way Division.

Delegated Authority

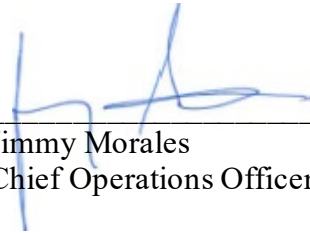
There are no authorities beyond that specified in the resolution which includes authority for the Mayor and Mayor’s designee to take all actions necessary to accomplish the conveyances of the rights-of-way; and authorizes the execution of a County Deed instrument in substantially the form attached by the Board of County Commissioners acting by the Chairperson or Vice Chairperson of the Board.

Background

Florida Department of Transportation is planning improvements as part of the Golden Glades Interchange Enhancement Project. In addition to other improvements, the project will consist of rebuilding and widening I-95 to provide a direct connection from the Northbound I-95 Express Lanes to the Florida’s Turnpike Extension (SR 821). The Department of Transportation and Public Works

Honorable Chairman Jose “Pepe” Diaz
and Members, Board of County Commissioners
Page No. 2

(DTPW) has no objection to the conveyance of these rights-of-way which are in the public’s best interest and welfare.



Jimmy Morales
Chief Operations Officer

EXHIBIT "A"

LEGAL DESCRIPTION - PARCEL 100

Part I

A portion of NW 6th Avenue as shown on BRANDON PARK SECTION "A", according to the plat thereof, as recorded in Plat Book 34, at Page 77, of the Public Records of Miami-Dade County, Florida, and being a portion of Section 24, Township 52 South, Range 41 East, more particularly described as follows:

COMMENCE at the Southwest (SW) corner of the Northwest (NW) 1/4 of said Section 24; thence N 86°29'48"E, along the South line of said NW 1/4 of Section 24, for a distance of 507.85 feet to a point on the Baseline of Survey of State Road 9A (I-95) at Station 542+64.48; thence N 00°27'39" E, along said Baseline of survey of State Road 9A (I-95), for a distance of 930.04 feet; thence S 89°32'21" E, departing said Baseline of Survey at a right angle, for a distance of 116.68 feet to a point on the Existing Limited Access Right of Way line of said State Road 9A (I-95), said point being the POINT OF BEGINNING of the hereinafter described parcel:

Thence along said Existing Limited Access Right of Way line of said State Road 9A (I-95) for the following describe Three (3) courses: 1) thence N 01°04'47" W for a distance of 947.30 feet; 2) thence N 00°46'36" E for a distance of 308.70 feet; 3) thence N 02°48'25" W for a distance of 194.51 feet to a point on the Proposed Limited Access Right of Way line for said State Road 9A (I-95); thence continue along the previously described Proposed Limited Access Right of Way line for the following Eight (8) courses; 1) thence N 89°23'41" E for a distance of 23.34 feet; 2) thence S 01°10'44"W for a distance of 107.04 feet; 3) thence S 01°10'02" E for a distance of 577.03 feet to a point of curvature of a circular curve concave to the West; 4) thence Southeasterly along the arc of said curve to the right, having a radius of 598.08 feet and a central angle of 02°46'37" for a distance of 28.99 feet; 5) thence S 00°55'22" E for a distance of 264.44 feet; 6) thence S 01°13'51" E for a distance of 376.92 feet; 7) thence S 03°20'07" W for a distance of 96.02 feet; 8) thence S 88°55'13" W for a distance of 16.36 feet to the POINT OF BEGINNING;

Containing 30,963 Square Feet or 0.711 Acres, more or less.

Part II

A portion of NW 6th Avenue as shown on BRANDON PARK SECTION "A", according to the plat thereof, as recorded in Plat Book 34, at Page 77, as shown also on REVISED PLAT OF PORTION OF BRANDON PARK SECTION "A", according to the plat thereof, as recorded in Plat Book 40, at Page 48, and as shown on the State of Florida State Road Department Right of Way Map, Section 87270-2411, as recorded in Plat Book 81, at Page 36, all in the Public Records of Miami-Dade County, Florida, lying in Sections 13 and 24, Township 52 South, Range 41 East, and being more particularly described as follows:

COMMENCE at the Southwest (SW) corner of the Southwest (SW) 1/4 of said Section 13; thence N 87°05'21"E, along the South line of said SW 1/4 of Section 13, for a distance of 634.33 feet; thence N 02°54'39" W for a distance of 59.00 feet to a point on the Existing Limited Access Right of Way line of State Road 9A (I-95); thence along the Existing Limited Access Right of Way line of said State Road 9A (I-95) for the following described six (6) courses: 1) thence N 03°40'53" E for a distance of 44.42 feet; 2) thence N 02°47'16" W for a distance of 30.16 feet to the POINT OF BEGINNING of the hereinafter described parcel:

3) Thence N 02°47'16" W for a distance of 278.95 feet; 4) thence N 04°15'57" W for a distance of 193.84 feet; 5) thence N 02°47'59" W for a distance of 449.18 feet; 6) thence N 03°49'19" W for a distance of 215.06 feet to a point of intersection with the Proposed Limited Access Right of Way Line; thence along the previously described Proposed Limited Access Right of Way Line for the following Five (5) courses; 1) thence N 87°06'49" E for a distance of 10.01 feet; 2) thence S 03°34'55" E for a distance of 312.85 feet to a point of curvature of a circular curve concave to the West; 3) thence South, along the arc of said curve to the right, having a radius of 20,849.01 feet and a central angle of 00°33'36" for an arc distance of 203.74 feet; 4) thence S 86°58'41" W, along a line radial to the following described curve, for a distance of 0.50 feet to a point on said circular curve concave to the West; 5) thence South, along the arc of said curve to the right, having a radius of 20,848.51 feet and a central angle of 01°42'18" for an arc distance of 620.45 feet to the POINT OF BEGINNING.

Containing 9,610 Square Feet or 0.221 Acres, more or less.

This document consists of ten (10) sheets and neither shall be considered full, valid, and complete without the other.

THIS IS NOT A SURVEY

FLORIDA DEPARTMENT OF TRANSPORTATION SKETCH TO ACCOMPANY LEGAL DESCRIPTION

STATE ROAD NO. 9A (INTERSTATE 95)

MIAMI DADE COUNTY

REV. LEGAL DESC.	D.DENIS	02/13/2020	BY	DATE	PREPARED BY: MASER CONSULTING P.A. 8290 NW 64 STREET MIAMI, FL 33166 (LB7388)	DATA SOURCE: SEE GENERAL NOTES ON SHEET 3
REV. PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18	
REVISION	BY	DATE	CHECKED	SN	11-18	

F.P. No. 437053-4

SECTION 87270

SHEET 01 OF 10

SKETCH 3000-171.01

EXHIBIT "A"

LEGAL DESCRIPTION - PARCEL 100

Part III

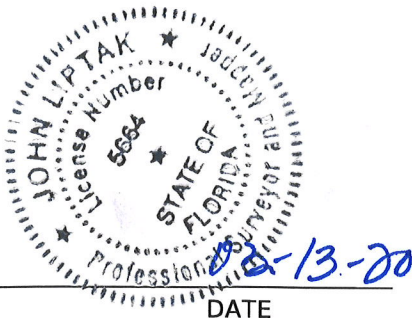
A portion of NW 6th Avenue as shown on the State of Florida State Road Department Right of Way Map, Section 87270-2411, as recorded in Plat Book 81, at Page 36, and as shown on BEACON SQUARE, according to the plat thereof, as recorded in Plat Book 165, at Page 94, all in the Public Records of Miami-Dade County, Florida, lying in Section 13, Township 52 South, Range 41 East, and being more particularly described as follows:

COMMENCE at the Northwest (NW) corner of the Southwest (SW) 1/4 of said Section 13; thence N 87°08'12" E, along the North line of said SW 1/4 of Section 13, for a distance of 624.73 feet to a point on the Existing Limited Access Right of Way line of State Road 9A (I-95), said point being the POINT OF BEGINNING of the hereinafter described parcel:

Thence N 02°47'12" W, along the previously described Existing Limited Access Right of Way line of said State Road 9A (I-95), for a distance of 121.51 feet to a point of intersection with the Proposed Limited Access Right of Way line and a point of cusp of a circular curve concave to the West, said point bears N 84°04'24" E from the center of said curve; thence along the previously described Proposed Limited Access Right of Way line for the following five (5) courses; 1) thence Southeasterly along the arc of said curve to the right having a radius of 14,320.89 feet and a central angle of 01°33'04" for a distance of 387.72 feet; 2) thence S 01°50'51" E for a distance of 341.78 feet; 3) thence S 03°00'29" E for a distance of 527.22 feet; 4) thence S 03°34'55" E for a distance of 135.38 feet; 5) thence S 87°06'49" W for a distance of 10.42 feet to a point on the Existing Limited Access Right of Way line of State Road 9A (I-95); thence along the previously described Existing Limited Access Right of Way line of State Road 9A (I-95) for the following two (2) courses; 1) thence N 03°49'19" W for a distance of 215.10 feet; 2) thence N 02°47'12" W for a distance of 1,055.13 feet to the POINT OF BEGINNING.

Containing 15,355 Square Feet or 0.353 Acres, more or less.

And a combine total of 55,928 Square Feet or 1.284 Acres, more or less.



JOHN LIPTAK
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA LICENSE NO. 5664

THIS IS NOT A SURVEY

This document consists of ten (10) sheets
and neither shall be considered full,
valid, and complete without the other.

			FLORIDA DEPARTMENT OF TRANSPORTATION						
			SKETCH TO ACCOMPANY LEGAL DESCRIPTION						
			STATE ROAD NO. 9A (INTERSTATE 95)					MIAMI DADE COUNTY	
REV. LEGAL DESC.	D.DENIS	02/13/2020		BY	DATE	PREPARED BY: MASER CONSULTING P.A. 8290 NW 64 STREET MIAMI, FL 33166 (LB7388)		DATA SOURCE: SEE GENERAL NOTES ON SHEET 3	
REV. PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18				
REVISION	BY	DATE	CHECKED	SN	11-18	F.P. No. 437053-4		SECTION 87270	SHEET 02 OF 10

R:\CAD\Proj\3000 RW Mapping\3000-171 s9A FP437053-4 Rev 56L14370534\vwmap\RWPS100_01-04.dgn

EXHIBIT "A"

GENERAL NOTES

- Reproductions of this map are not valid without the original signature and raised seal of the Florida Licensed Surveyor and Mapper in responsible charge.
- Lands shown hereon were abstracted for ownership, by American Government Services Corporation, per Ownership Search Reports 29000-1, 2900-2, and 2900-3, all dated 11/09/2018.
- Bearings and coordinates area relative to the State Plane Coordinate System, Florida East Zone (0901), Transverse Mercator Projection, North American Datum 1983 (NAD83), 1990 Adjustment.
- Bearings are based on the Baseline of Survey of State Road 9A (I-95), having a bearing of N 00°27'39" E, as shown on the Florida Department of Transportation (FDOT) Right of Way Control Survey Map for State Road 9A (I-95), Section 87270, prepared by CH Perez and Associates for FP 428358-1, dated May 17, 2016, and provided by FDOT.
- Baseline of Survey, Existing Right of Way (R/W) lines and Limited Access R/W lines shown hereon are based on said R/W Control Survey for State Road 9A (I-95).
- Parcel geometry was provided by FDOT in digital CADD format.
- Station and offsets refer to the Baseline of Survey of State Road 9A (I-95).
- Dimensions are calculated unless otherwise shown.
- Additions and/or deletions to survey maps, sketches or reports by any party other than the signing party are prohibited without the written consent of the signing party.
- This Sketch to Accompany Legal Description is in compliance with the Standards of Practice as set forth by the Florida Board of Professional Land Surveyors and Mappers, referenced in Rule 5J-17 Florida Administrative code pursuant to Section 472.027, Florida Statutes.

LEGEND

100

AC. - Acres
 B - Baseline
 CL - Centerline
 (C) - Calculated
 Δ - Curva Delta Angle
 D - Degree of Curve
 EXIST. - Existing
 FDOT - Florida Department of Transportation
 F.P. - Financial Project
 F.P.L. - Florida Power & Light
 L - Arc Length
 L/A - Limited Access
 LB - Licensed Business
 LT - Left
 N/A - Not Applicable
 O.R.B. - Official Records Book
 (P) - Platted Dimension

P.B. - Plat Book
 PC - Point of Curvature
 PG. - Page
 PI - Point of Intersection
 P.O.B. - Point of Beginning
 P.O.C. - Point of Commencement
 PT - Point of Termination
 R - Radius
 RGE. - Range
 RT - Right
 R/W - Right of Way
 SEC. - Section
 S.F. - Square Feet
 SR - State Road
 STA. - Station
 T - Tangent
 TWP. - Township
 U.E. - Utility Easement

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FLORIDA DEPARTMENT OF TRANSPORTATION SKETCH TO ACCOMPANY LEGAL DESCRIPTION

STATE ROAD NO. 9A (INTERSTATE 95)

MIAMI DADE COUNTY

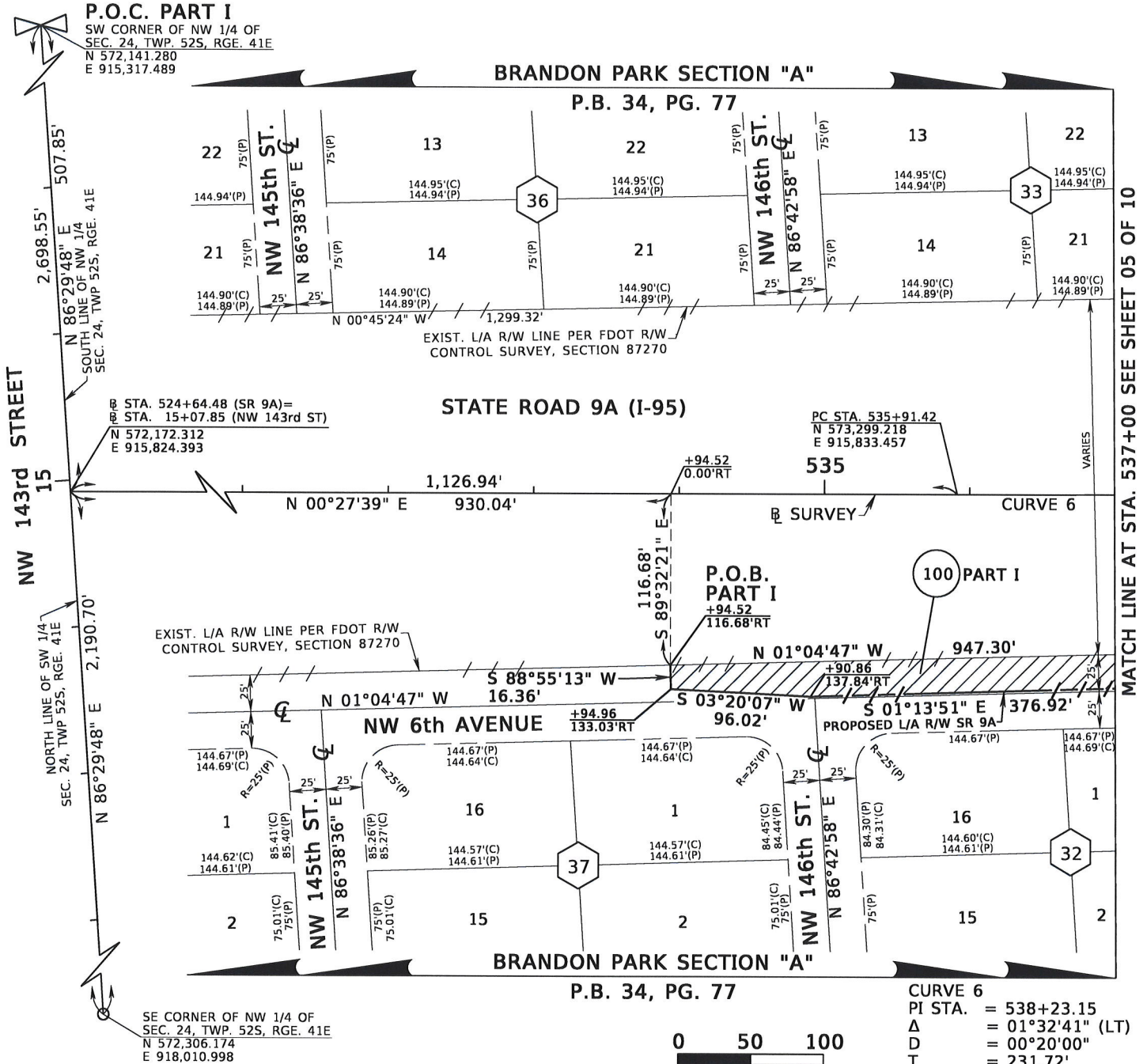
REV. LEGAL DESC.	D.DENIS	02/13/2020	BY	DATE	PREPARED BY: MASER CONSULTING P.A. 8290 NW 64 STREET MIAMI, FL 33166 (LB7388)	DATA SOURCE: SEE GENERAL NOTES
REV. PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18	
REVISION	BY	DATE	CHECKED	SN	11-18	F.P. No. 437053-4 SECTION 87270 SHEET 03 OF 10

PARCEL #	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
100	MIAMI-DADE COUNTY	55,928 S.F. (1.284 AC.)	N/A	

EXHIBIT "A"

NW 1/4, SECTION 24, TOWNSHIP 52S, RANGE 41E
MIAMI-DADE COUNTY, FLORIDA

SEC.24, TWP.52S, RGE.41E



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FLORIDA DEPARTMENT OF TRANSPORTATION SKETCH TO ACCOMPANY LEGAL DESCRIPTION

STATE ROAD NO. 9A (I-95)

MIAMI-DADE COUNTY

REV. LEGAL DESC.	D.DENIS	02/13/2020	BY	DATE	PREPARED BY:	DATA SOURCE:
REV. PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18	SEE GENERAL NOTES ON SHEET 3
REVISION	BY	DATE	CHECKED	SN	11-18	F.P. No. 437053-4 SECTION 87270 SHEET 04 OF 10

PARCEL #	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
100	MIAMI-DADE COUNTY	55,928 S.F. (1.284 AC.)	N/A	

EXHIBIT "A"

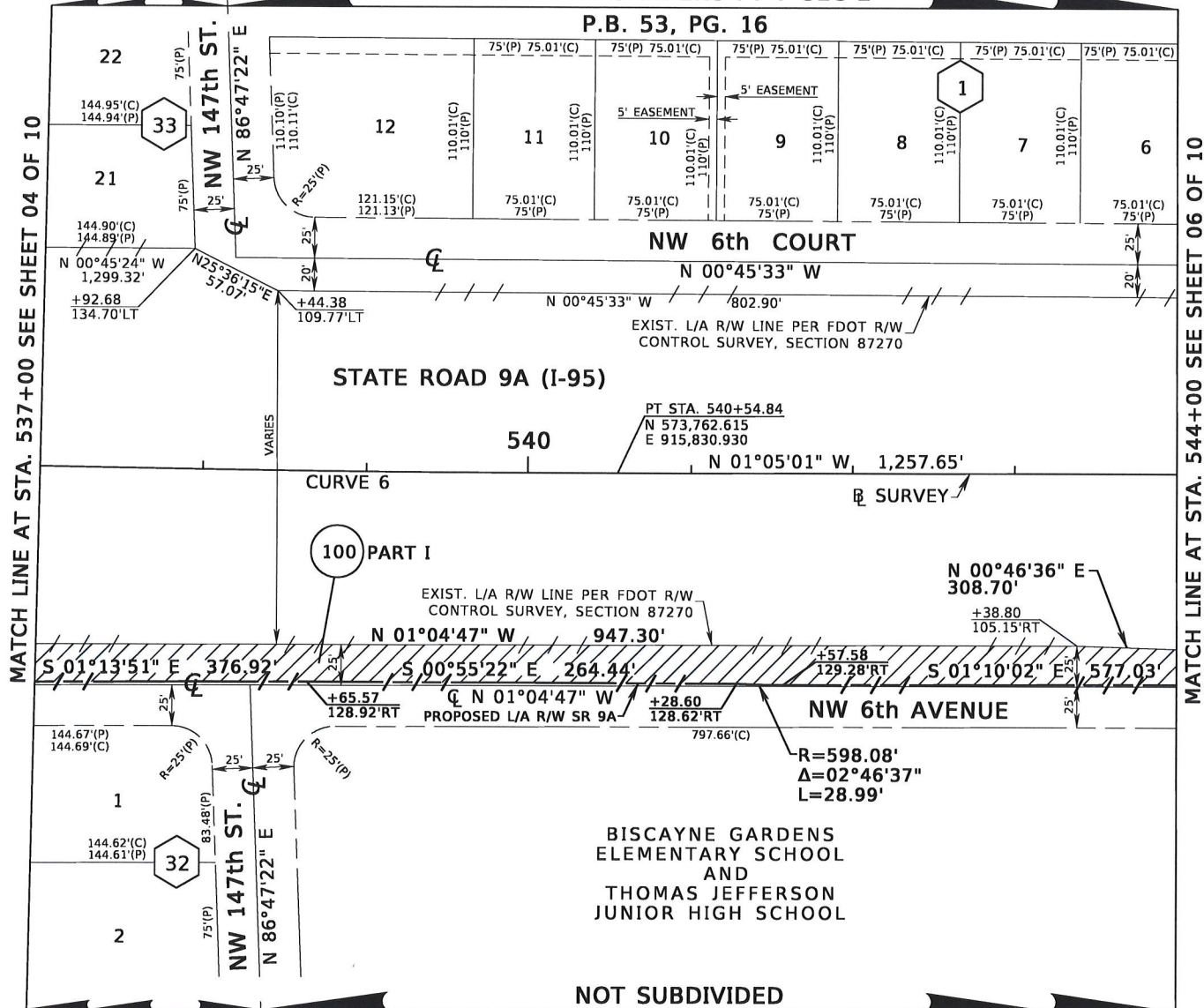
NW 1/4, SECTION 24, TOWNSHIP 52S, RANGE 41E
MIAMI-DADE COUNTY, FLORIDA

SEC.24, TWP.52S, RGE.41E

BRANDON PARK
SECTION "A"
P.B. 34, PG. 77

BISCAYNE GARDENS PT 7 SEC-E

P.B. 53, PG. 16



BRANDON PARK
SECTION "A"
P.B. 34, PG. 77

CURVE 6
PI STA. = 538+23.15
Δ = 01°32'41" (LT)
D = 00°20'00"
T = 231.72'
L = 463.42'
R = 17,188.76'
PC STA. = 535+91.42
PT STA. = 540+54.84

0 50 100
Scale: 1" = 100'

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FLORIDA DEPARTMENT OF TRANSPORTATION SKETCH TO ACCOMPANY LEGAL DESCRIPTION

STATE ROAD NO. 9A (I-95)

MIAMI-DADE COUNTY

REV. LEGAL DESC.	D.DENIS	02/13/2020	BY	DATE	PREPARED BY: MASER CONSULTING P.A. 8290 NW 64 STREET MIAMI, FL 33166 (L87388)	DATA SOURCE: SEE GENERAL NOTES ON SHEET 3
REV. PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18	
REVISION	BY	DATE	CHECKED	SN	11-18	

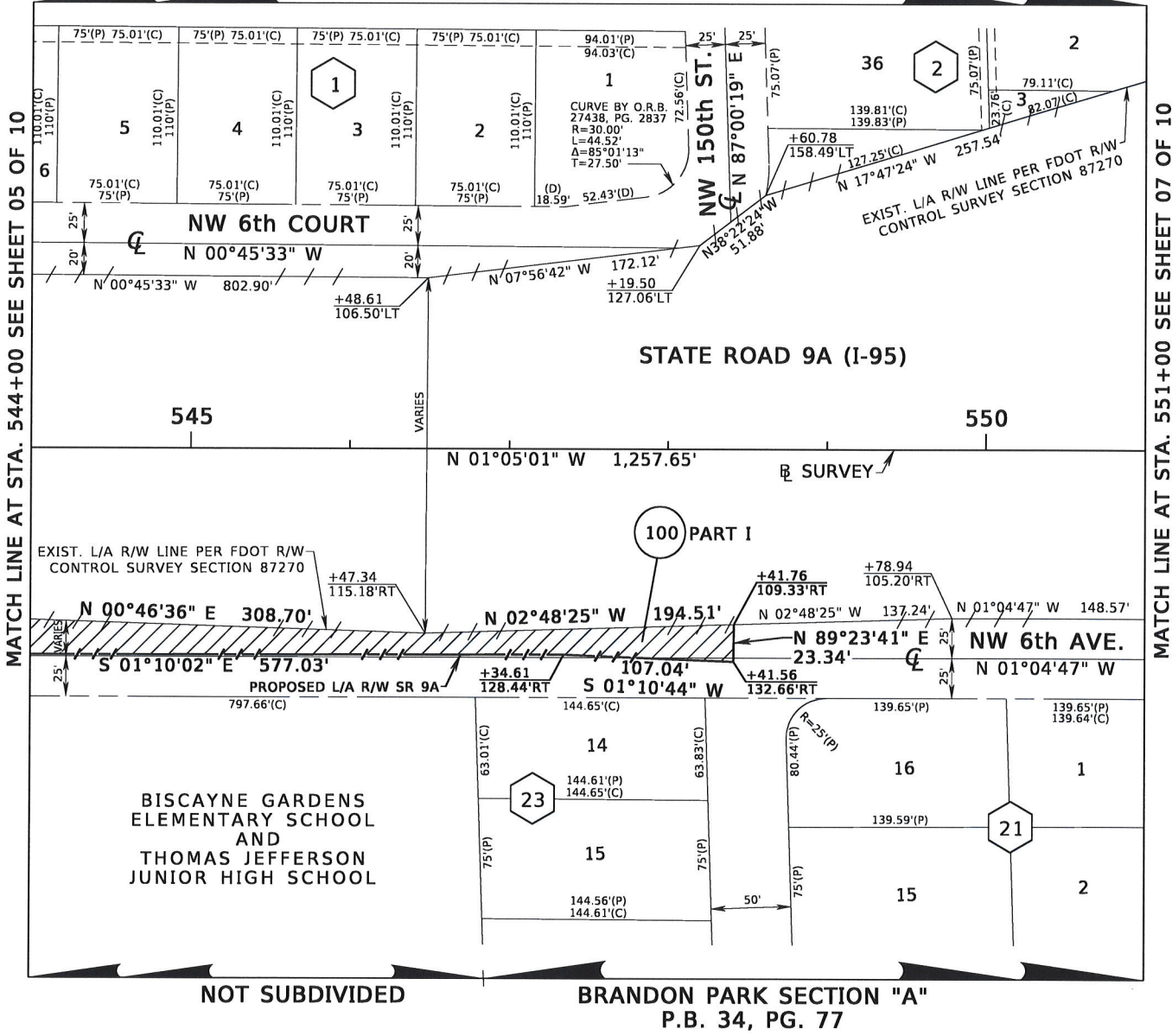
PARCEL #	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
100	MIAMI-DADE COUNTY	55,928 S.F. (1.284 AC.)	N/A	

EXHIBIT "A"

NW 1/4, SECTION 24, TOWNSHIP 52S, RANGE 41E
MIAMI-DADE COUNTY, FLORIDA

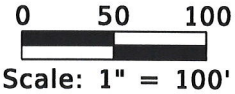
SEC.24, TWP.52S, RGE.41E

BISCAYNE GARDENS PT 7 SEC-E
P.B. 53, PG. 16



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FLORIDA DEPARTMENT OF TRANSPORTATION SKETCH TO ACCOMPANY LEGAL DESCRIPTION

STATE ROAD NO. 9A (I-95) MIAMI-DADE COUNTY

REV. LEGAL DESC.	D.DENIS	02/13/2020	BY	DATE	PREPARED BY: MASER CONSULTING P.A. 8290 NW 64 STREET MIAMI, FL 33166 (LB7388)	DATA SOURCE: SEE GENERAL NOTES ON SHEET 3
REV. PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18	
REVISION	BY	DATE	CHECKED	SN	11-18	

PARCEL #	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
100	MIAMI-DADE COUNTY	55,928 S.F. (1.284 AC.)	N/A	

EXHIBIT "A"

SW 1/4, SECTION 13, TOWNSHIP 52S, RANGE 41E
MIAMI-DADE COUNTY, FLORIDA

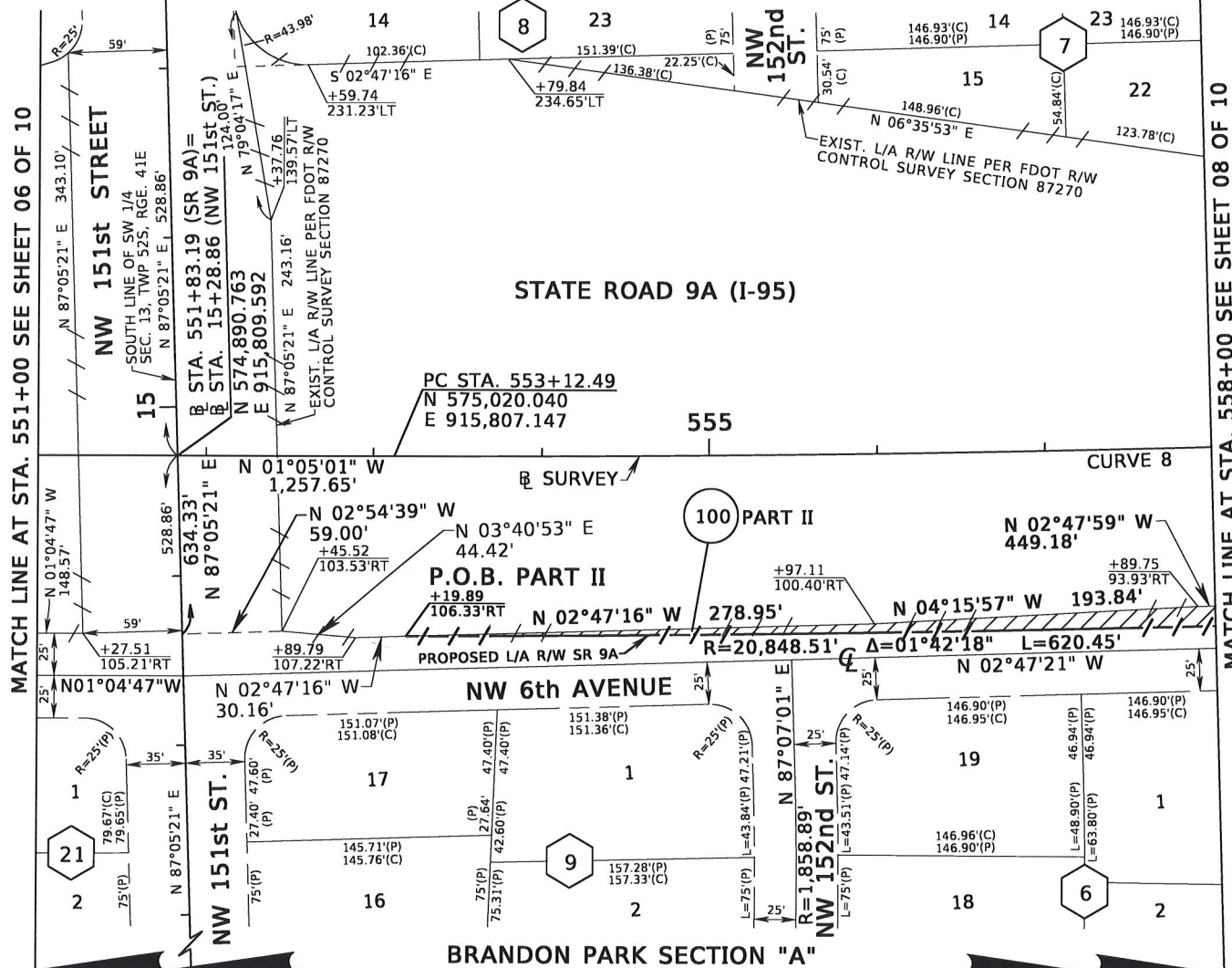
SEC.13, TWP.52S, RGE.41E

BISCAYNE
GARDENS
PT 7 SEC-E
P.B. 53,
PG. 16

P.O.C. PART II
SW CORNER OF SW 1/4 OF
SEC. 13, TWP. 52S, RGE. 41E
N 574,863.906
E 915,281.413

BRANDON PARK SECTION "A"

P.B. 34, PG. 77



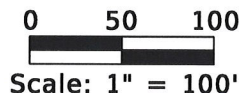
MATCH LINE AT STA. 551+00 SEE SHEET 06 OF 10

MATCH LINE AT STA. 558+00 SEE SHEET 08 OF 10

STATE ROAD 9A (I-95)

P.B. 34, PG. 77

SE CORNER OF SW 1/4 OF
SEC. 13, TWP. 52S, RGE. 41E
N 574,997.801
E 917,914.583



CURVE 8
PI STA. = 556+86.67
Δ = 02°29'41" ('LT)
D = 00°20'00"
T = 374.25'
L = 748.39'
R = 17,188.76'
PC STA. = 553+12.42
PT STA. = 560+60.81

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STATE ROAD NO. 9A (I-95)

MIAMI-DADE COUNTY

REV.	LEGAL DESC.	D.DENIS	02/13/2020	BY	DATE	PREPARED BY:	MASER CONSULTING P.A. 8290 NW 64 STREET MIAMI, FL 33166 (LB7388)	DATA SOURCE:	SEE GENERAL NOTES ON SHEET 3
REV.	PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18			
REVISION	BY	DATE	CHECKED	SN	11-18	F.P. No. 437053-4	SECTION 87270	SHEET 07 OF 10	

PARCEL #	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
100	MIAMI-DADE COUNTY	55,928 S.F. (1.284 AC.)	N/A	

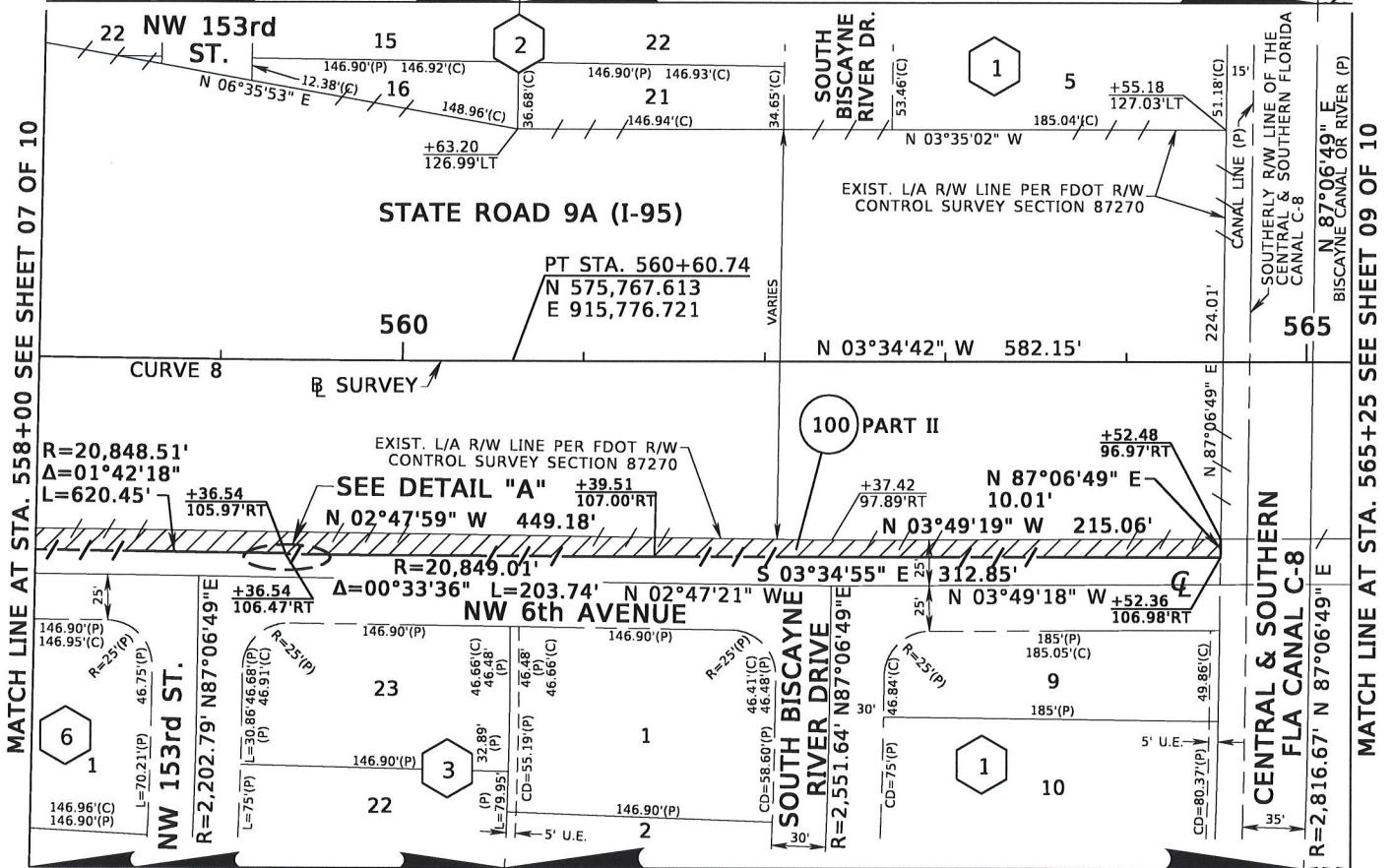
EXHIBIT "A"

SW 1/4, SECTION 13, TOWNSHIP 52S, RANGE 41E
MIAMI-DADE COUNTY, FLORIDA

SEC.13, TWP.52S, RGE.41E

BRANDON PARK SECTION "A"
P.B. 34, PG. 77

REVISED PLAT OF PORTION OF JAMES' LOTS
BRANDON PARK SECTION "A" P.B. 62, PG. 81
P.B. 40, PG. 48

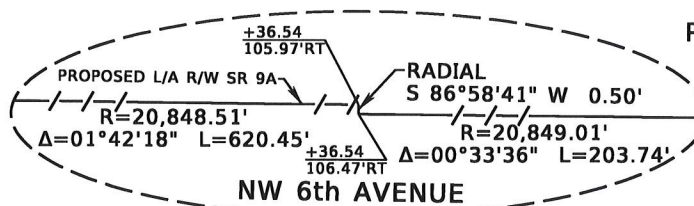


BRANDON PARK SECTION "A"
P.B. 34, PG. 77

REVISED PLAT OF PORTION OF
BRANDON PARK SECTION "A"
P.B. 40, PG. 48

BISCAYNE GARDENS
SECTION "B"
P.B. 40, PG. 49

CURVE 8
PI STA. = 556+86.67
Δ = 02°29'41" ('LT)
D = 00°20'00"
T = 374.25'
L = 748.39'
R = 17,188.76'
PC STA. = 553+12.42
PT STA. = 560+60.81



NW 6th AVENUE

DETAIL "A"
NOT TO SCALE

0 50 100
Scale: 1" = 100'

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FLORIDA DEPARTMENT OF TRANSPORTATION SKETCH TO ACCOMPANY LEGAL DESCRIPTION

STATE ROAD NO. 9A (I-95)

MIAMI-DADE COUNTY

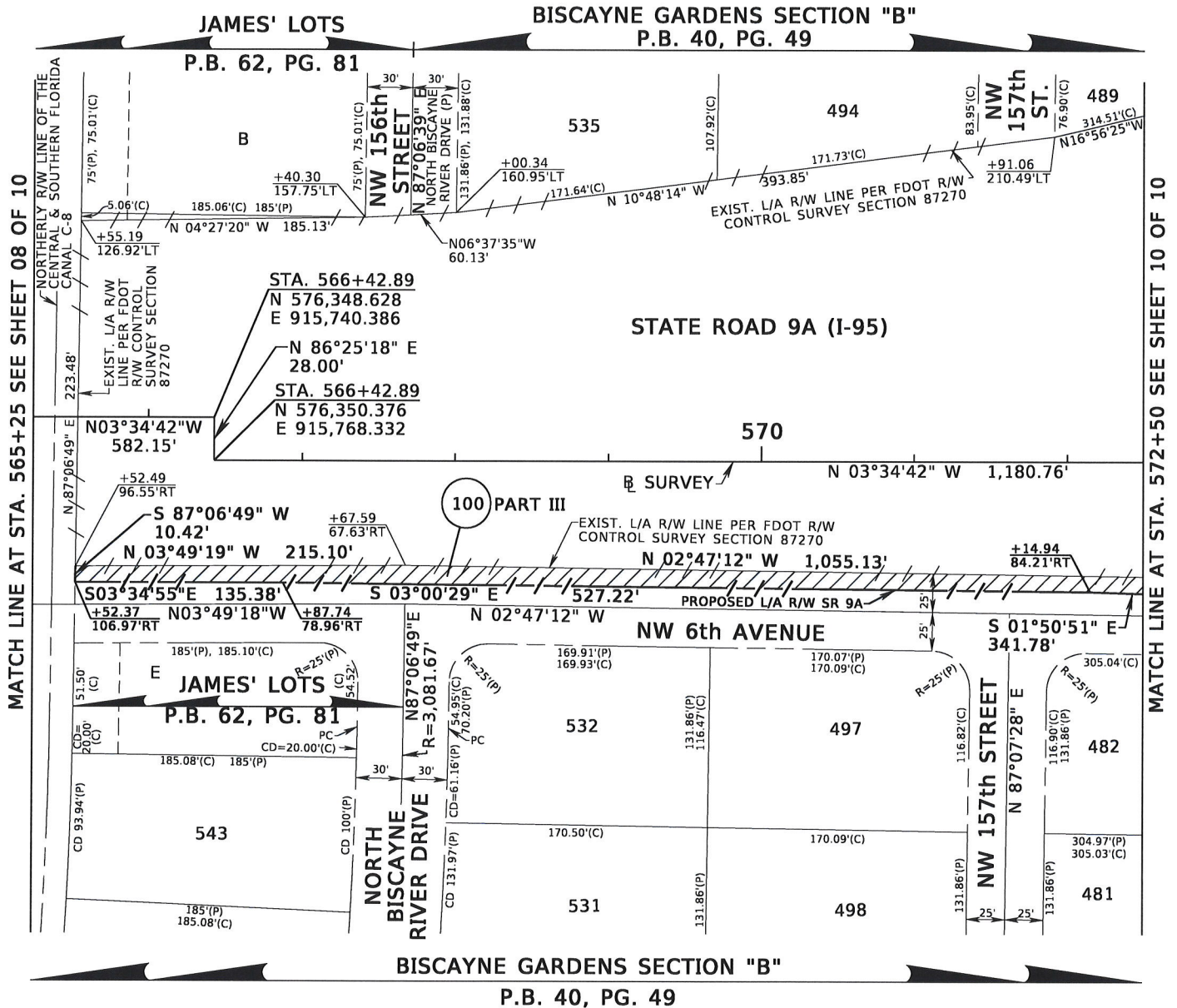
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REV. PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18	SEE GENERAL NOTES ON SHEET 3
REVISION	BY	DATE	CHECKED	SN	11-18	F.P. No. 437053-4 SECTION 87270 SHEET 08 OF 10

PARCEL #	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
100	MIAMI-DADE COUNTY	55,928 S.F. (1.284 AC.)	N/A	

EXHIBIT "A"

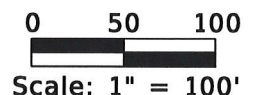
SW 1/4, SECTION 13, TOWNSHIP 52S, RANGE 41E
MIAMI-DADE COUNTY, FLORIDA

SEC.13, TWP.52S, RGE.41E



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FLORIDA DEPARTMENT OF TRANSPORTATION
SKETCH TO ACCOMPANY LEGAL DESCRIPTION

STATE ROAD NO. 9A (I-95)

MIAMI-DADE COUNTY

				BY	DATE	PREPARED BY: MASER CONSULTING P.A. 8290 NW 64 STREET MIAMI, FL 33166 (LB7388)	DATA SOURCE: SEE GENERAL NOTES ON SHEET 3	
REV. LEGAL DESC.	D.DENIS	02/13/2020						
REV. PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18			
REVISION	BY	DATE	CHECKED	SN	11-18	F.P. No. 437053-4	SECTION 87270	SHEET 09 OF 10

SKETCH 3000-171.01

PARCEL #	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
100	MIAMI-DADE COUNTY	55,928 S.F. (1.284 AC.)	N/A	

EXHIBIT "A"

W 1/2, SECTION 13, TOWNSHIP 52S, RANGE 41E
MIAMI-DADE COUNTY, FLORIDA

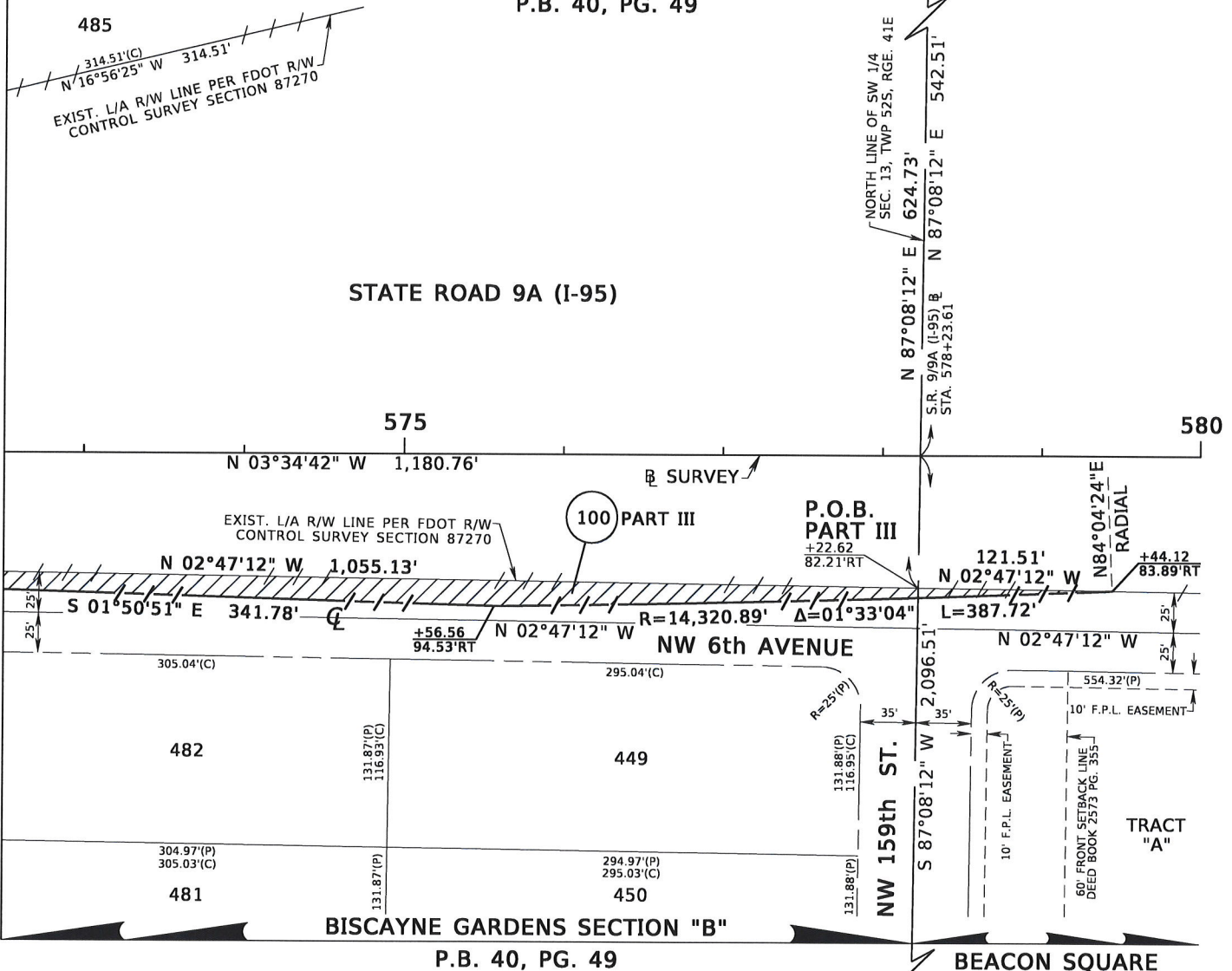
SEC.13, TWP.52S, RGE.41E

P.O.C. PART III
NW CORNER OF SW 1/4 OF
SEC. 13, TWP. 52S, RGE. 41E
N 577,501.728
E 915,152.800

BISCAYNE GARDENS SECTION "B"

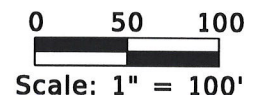
P.B. 40, PG. 49

MATCH LINE AT STA. 572+50 SEE SHEET 09 OF 10



This document consists of ten (10) sheets and neither shall be considered full, valid, and complete without the other.

THIS IS NOT A SURVEY



FLORIDA DEPARTMENT OF TRANSPORTATION SKETCH TO ACCOMPANY LEGAL DESCRIPTION

STATE ROAD NO. 9A (I-95)

MIAMI-DADE COUNTY

REV. LEGAL DESC.	D.DENIS	02/13/2020	BY	DATE	PREPARED BY: MASER CONSULTING P.A. 8290 NW 64 STREET MIAMI, FL 33166 (LB7388)	DATA SOURCE: SEE GENERAL NOTES ON SHEET 3
REV. PARCEL GEOMETRY	D.DENIS	07/02/2019	DRAWN	DH	11-18	
REVISION	BY	DATE	CHECKED	SN	11-18	F.P. No. 437053-4

SECTION 87270

SHEET 10 OF 10



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: April 20, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(N)(8)

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)(8)
4-20-21

RESOLUTION NO. _____ R-308-21

RESOLUTION DECLARING SURPLUS COUNTY-OWNED RIGHTS-OF-WAY LOCATED ALONG A PORTION OF NW 6 AVENUE BETWEEN NW 146 STREET AND NW 150 STREET, BETWEEN NW 151 STREET AND THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT CANAL C-8 AND BETWEEN CANAL C-8 AND NW 159 STREET, ALSO KNOWN AS PARCEL 100 PART I, PART II, AND PART III; AUTHORIZING THE CONVEYANCES OF SAME TO THE FLORIDA DEPARTMENT OF TRANSPORTATION IN ACCORDANCE WITH SECTION 125.38, FLORIDA STATUTES, FOR NO MONETARY CONSIDERATION, FOR IMPROVEMENTS ALONG SUCH ROAD; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE CONVEYANCES OF SAID PROPERTIES; AND AUTHORIZING THE CHAIRPERSON OR VICE CHAIRPERSON OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A COUNTY DEED FOR SUCH PURPOSES

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 Florida Department of Transportation (FDOT) desires to acquire certain County-owned rights-of-way, which are identified and described in Exhibit "A" attached to the Mayor's Memorandum known as Parcel No. 100 Part I, Part II, and Part III, which are located on County roads (rights-of-way) that abut the Golden Glades Interchange/I-95/North Bound; and

WHEREAS, FDOT has applied to the County for conveyances of same for the purpose of constructing roadway improvements; and

WHEREAS, the County's conveyances of the rights-of-way to the FDOT is in the public's best interest and welfare by allowing the use of the rights-of-way for the proposed improvements; and

WHEREAS, this Board has determined that the FDOT requires the rights-of-way for such use, and the rights-of-way are not otherwise needed for County purposes inconsistent with said use; and

WHEREAS, the conveyances of the rights-of-way to the FDOT for said purpose shall be for no monetary consideration; and

WHEREAS, the conveyances of the rights-of-way to the FDOT are in accordance with Section 125.38, Florida Statutes, governing the County's conveyances of rights-of-way; and

WHEREAS, the acceptance of the rights-of-way by the FDOT is in accordance with Sections 337.25, Florida Statutes, governing FDOT's acceptance of the donation for transportation facilities; and

WHEREAS, the rights-of-way will revert to the County in the event that their use by FDOT for transportation purposes ever ceases,

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

Section 1. The foregoing recitals are incorporated as if fully herein.

Section 2. This Board (a) declares the rights-of-way as surplus; (b) pursuant to Section 125.38, Florida Statutes, authorizes the conveyances of the rights-of-way, Parcel No. 100 Part I, Part II, and Part II, as shown on Exhibit "A" attached to the Mayor's Memorandum, for no monetary consideration, subject to the restriction that the rights-of-way shall be used for public transportation purposes; (c) authorizes the County Major or County Mayor's designee to take all

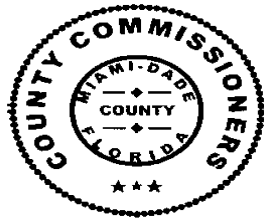
actions necessary to accomplish the conveyances of the rights-of-way; and (d) authorizes the execution of a County Deed instrument in substantially the form attached to the Mayor's Memorandum by the Board of County Commissioners acting by the Chairperson or Vice Chairperson of the Board.

Section 3. Pursuant to Resolution R-974-09, this Board (a) directs the County Mayor or County Mayor's designee to record the instruments of conveyance approved herein in the Public Records of Miami-Dade County, and to provide a recorded copy of said instrument(s) to the Clerk of the Board within thirty (30) days of execution of said instruments, and to deliver a recorded copy of said instrument to the District Secretary, and (b) directs the Clerk of the Board to attach and permanently store a recorded copy of said instruments together with this resolution.

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

Jose "Pepe" Diaz, Chairman	aye		
Oliver G. Gilbert, III, Vice-Chairman	aye		
Sen. René García	aye	Keon Hardemon	aye
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Joe A. Martinez	aye
Kionne L. McGhee	aye	Jean Monestime	aye
Raquel A. Regalado	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 20th day of April, 2021. 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

HARVEY RUVIN, CLERK

Melissa Adames

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Lauren E. Morse