

RESOLUTION No. 16-162

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A DEED DEDICATING A 35-FOOT SEGMENT OF DORAL LEGACY PARK, ALONG THE NORTHERN EDGE OF THE PROPERTY, TO THE PUBLIC RIGHT-OF-WAY FOR THE WIDENING OF NW 82 STREET BETWEEN NW 113 PASSAGE AND NW 112 AVENUE AND DEDICATING THE RIGHT-OF-WAY FOR THE EXISTING ROADWAYS ALONG NW 114 AVENUE AND NW 112 AVENUE ADJACENT TO DORAL LEGACY PARK; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Doral (the "City") is currently constructing the Doral Legacy Park ("Park Project") approximately located at the intersection of NW 114 Avenue and NW 82 Street; and

WHEREAS, as part of the Park Project, NW 82 Street will be widened along the frontage of the park in order to match the existing roadway typical section east and west of the park; and

WHEREAS, in order to accomplish the widening, there will need to be a dedication of 35 feet from the Doral Legacy Park property to the public right-of-way; and

WHEREAS, the Miami-Dade County Property Appraiser's offices shows the existing roadways along NW 114 Avenue and NW 112 Avenue as Doral Legacy Park property which will also be dedicated to the public right-of-way as part of the same deed; and

WHEREAS, Staff has recommended that the City Council authorize the City Manager to execute the attached deed that will dedicate 35 feet along the northern edge of the Doral Legacy Park property to the public right-of-way for the widening of NW 82 Street between NW 113 Passage and NW 112 Avenue and will also dedicate to the public

right-of-way portions of the Doral Legacy Park property along the existing NW 114 Avenue and NW 112 Avenue roadways.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are confirmed, adapted, and incorporated herein and made part hereof by this reference.

Section 2. Approval. The City Manager is authorized to execute a right of way deed, attached hereto as Exhibit "A", which is incorporated herein and made a part hereof by this reference, that will dedicate a 35-foot segment of Doral Legacy Park along the northern edge of the property to the public right-of-way for the widening of NW 82 Street between NW 113 Passage and will also dedicate to the public right-of-way portions of the Doral Legacy Park property along the existing NW 114 Avenue and NW 112 Avenue roadways.

Section 3. Implementation. The City Manager and the City Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and the provisions of this Resolution.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Councilmember Ruiz who moved its adoption.
The motion was seconded by Councilmember Cabrera and upon being put to a vote, the
vote was as follows:

Mayor Luigi Boria	Yes
Vice Mayor Christi Fraga	Yes
Councilman Pete Cabrera	Yes
Councilwoman Ana Maria Rodriguez	Yes
Councilwoman Sandra Ruiz	Yes

PASSED AND ADOPTED this 10 day of August, 2016.



LUIGI BORIA, MAYOR

ATTEST:



CONNIE DIAZ, CMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:



WEISS, SEROTA, HELFMAN, COLE, & BIERMAN, PL
CITY ATTORNEY

EXHIBIT “A”

Return to:
Director of Parks and Recreation
City of Doral
8401 NW 53rd Terrace
Doral, FL 33178

Instrument prepared by:
Daniel A. Espino, Esq.
Weiss Serota Helfman
Cole & Bierman, PL.
2525 Ponce de Leon Blvd., Suite 700
Coral Gables, Florida 33134

This space reserved for recording

STATE OF FLORIDA)
)SS
COUNTY OF MIAMI-DADE)

RIGHT OF WAY DEED

THIS INDENTURE made this _____ day of _____, 2016, between **The City of Doral**, a municipal corporation of the State of Florida, whose mailing address is 8401 NW 53rd Terrace, Doral, Florida 33166, hereinafter referred to as Grantor, and **The City of Doral**, a municipal corporation of the State of Florida, whose mailing address is 8401 NW 53rd Terrace, Doral, Florida 33166, hereinafter referred to as Grantee.

WITNESSETH:

That said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged and accepted, by these presents does grant, remise, release, bargain and sell and quitclaim unto the said Grantee, its successors and assigns forever, subject to and in accordance with the purposes hereinafter set forth, all the rights, title, interest, claim and/or demand of Grantor in and to 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 "Property")

It is the intention of the Grantor, by this instrument, to convey to the Grantee, and its successors in interest, the Property as right of way for any public improvements that Grantee may construct therein and for all purposes incidental thereto.

TO HAVE AND TO HOLD the same together with all and singular the tenements, hereditaments and appurtenances with every privilege, right, title, interest, estate, reversion, remainder and easement thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the same in fee simple.

IN WITNESS WHEREOF, Grantor has caused this Right of Way Deed to be duly executed effective on the date indicated above.

GRANTOR:
THE CITY OF DORAL,
a municipal corporation of the State of Florida

By: _____
EDWARD A. ROJAS
CITY MANAGER

ATTEST:

Witness

Print Name

Witness

Print Name

STATE OF FLORIDA)
)SS
COUNTY OF MIAMI-DADE)

I **HEREBY CERTIFY**, that on this _____ day of _____, 2016, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared _____ whom is personally known to me, or proven, by producing the following forms of identification: Edward A. Rojas, City Manager of the City of Doral, who executed the foregoing instrument freely and voluntarily for the purposes therein expressed.

WITNESS my hand and official seal in the County and State aforesaid, the day and year last aforesaid.

Notary Signature

Printed Notary Signature

NOTARY SEAL/STAMP

Notary Public, State of Florida
My commission expires:
Commission/Serial No. _____

The foregoing was accepted and approved on the _____ day of _____, A.D. 2016, by the City of Doral.

CITY OF DORAL

EDWARD A. ROJAS
CITY MANAGER

ATTEST: CONNIE DIAZ,

CITY CLERK

Approved as to form and legal sufficiency for the sole use
of the City of Doral

WEISS SEROTA HELFMAN COLE & BIERMAN, PL
CITY ATTORNEY

Exhibit "A"

That portion of TRACT 33 of "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION No. 1", according to the plat thereof, as recorded in Plat Book 2, Page 17, of the Public Records of Miami-Dade county, Florida, lying within the North 35 feet and East 35 feet of the SW 1/4 of Section 7, Township 53 South, Range 40 East.

TOGETHER WITH

The external area formed by a 25.00 feet radius arc, concave to the Southwest, tangent to the Line 35' South of the North Line of the SW 1/4 of said Section 7, and tangent to the Line 35' West of the East Line of the SW 1/4 of said Section 7, Township 53 South, Range 40 East.

AND

That portion of TRACTS 34 and 33 of "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION No. 1", according to the plat thereof, as recorded in Plat Book 2, Page 17, of the Public Records of Miami-Dade County, Florida, lying within the east 35 feet of the SW 1/4 of Section 7, Township 53 South, Range 40 East.

AND

Beginning at the Northeasterly corner of Tract A of "Doral Isles North Section One" according to the plat thereof as recorded in plat book 161 at page 57 of the public records of Miami-Dade County, Florida; thence, along a curve to the right and concave to the southeast, having a radial bearing of N 66°07'49" W with an arc length of 373.20', with a radius of 3,040.00', with a central angle of 7°02'02" and a chord length of 351.62', to a point of compound curvature; thence, along the same curve to the right and concave to the southeast, having an arc length of 308.31', with a radius of 3040.00', with a central angle of 5°48;39" and a chord length of 308.18', to a point of reverse curvature; thence along a curve to the left, concave to the southwest with an arc length of 55.47; with a radius of 25.00', with a central angel of 127°07'14", and a chord length of 44.77'; thence, N 89°35'42" E a distance of 165.16' to a point of curvature, thence, along a curve to the left, concave to the southeast with an arc length of 22.22' with a radius of 25.00', with a central angle of 50°55'59" E, with a chord length of 21.50' to a point of compound curvature; thence along a curve turning to the left, concave to the southeast with an arc length of 351.82', with a radius of 2,960.00' with a central angle of 6°48;37", with a chord length of 351.62'; thence along the same curve to the left, concave to the southeast with an arc length of 376.10', with a radius of 2,960.00', with a central angle of 7°16'48", for a chord length of 375.85' to a point; thence, S 89°35'27" W a distance of 88.00; to the point of Beginning.

EXHIBIT "A" SKETCH TO ACCOMPANY LEGAL DESCRIPTION

PAGE 1 OF 3
Job No.: 07113

City of Doral, Florida

prepared by:



HADONNE

LAND SURVEYOR AND MAPPERS
3D LASER SCANNING
LAND DEVELOPMENT CONSULTANTS
SUBSURFACE UTILITY ENGINEERING



SOURCES OF DATA:

The Legal Description of the Subject Parcel was generated a Survey performed by this firm within a portion of section Section 7, Township 53 South, Range 40 East, in Miami-Dade County.

Bearings as shown hereon are based upon the North line of Tract 33 of FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION No. 1 of Section 7, Township 53 South, Range 40 East, according to the thereof as recorded in Plat Book 2 at Page 17 , of the Public Records of Miami-Dade County, with an assumed bearing of N 89°35'38" E.

LIMITATIONS:

Since no other information other than what is cited in the Sources of Data were furnished, the Client is hereby advised that there may legal restrictions on the subject property that are not shown on the Sketch or contained within this Report that may be found in the Public Records of Miami-Dade County, Florida or any other public and private entities as their jurisdictions may appear. This document does not represent a field boundary survey of the described property, or any part or parcel thereof.

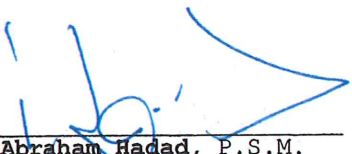
CERTIFY TO:

This "Sketch to Accompany Legal Description," was prepared at the insistence of and certified to:
The City of Doral.

SURVEYOR'S CERTIFICATE:

I hereby certify: That this "Sketch to Accompany Legal Description," was prepared under my direction and is true and correct to the best of my knowledge and belief and further, that said Sketch meets the intent of the "Standards of Practice for Land Surveying in the State of Florida", pursuant to Rule 5J-17 of the Florida Administrative Code and its implementing Rule, Chapter 472.027 of the Florida Statutes.

NOTE: The Geometric figure depicted & described in this document exceeds a Geometric Closure of 1:10000.

By:  Date: 08-12-2015
Abraham Hadad, P.S.M.
Professional Surveyor and Mapper LS6006
HADONNE CORP
Certificate of Authorization LB7097
1985 N.W. 88th Court, Suite 201
Doral, Florida 33172
Phone: +1 (305) 266-1188
Fax: +1 (305) 207-6845

NOTICE: Not valid without the signature and original raised seal of a Florida Licensed Surveyor and Mapper. Each Sheet as incorporated therein shall not be considered full, valid and complete unless attached to the others. This Notice is required by Rule 61G17-6 of the Florida Administrative Code.

EXHIBIT "A" SKETCH TO ACCOMPANY LEGAL DESCRIPTION

PAGE 2 OF 3
 Job No.: 07113

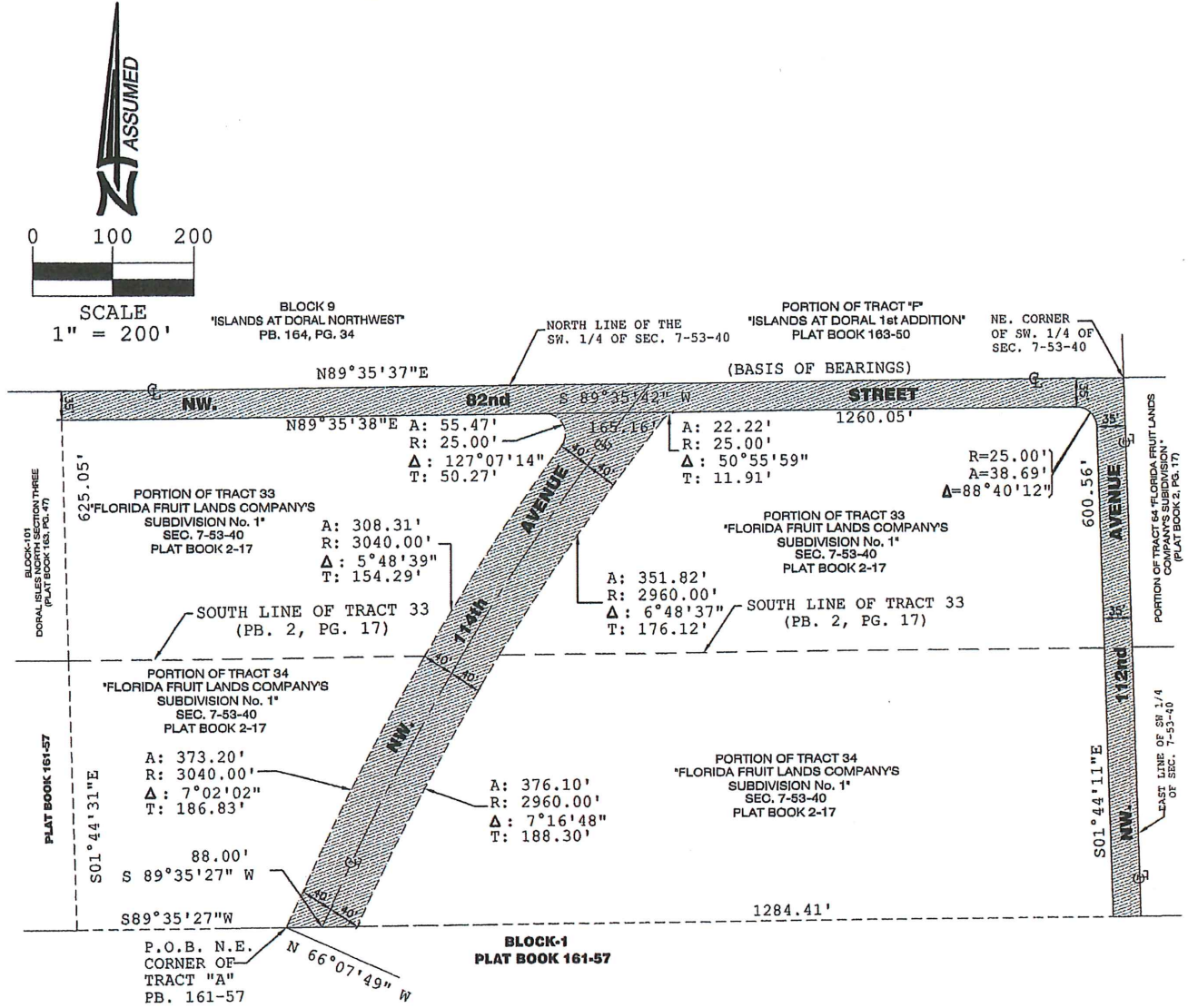
City of Doral, Florida

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 LAND DEVELOPMENT CONSULTANTS
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- LEGEND**
- P.O.B. = POINT OF BEGINNING
 - P.O.C. = POINT OF COMMENCE
 - P.B. = PLAT BOOK
 - PG. = PAGE
 - SEC. = SECTION
 - R/W = RIGHT OF WAY
 - P/L = PROPERTY LINE
 - ⊕ = CENTER LINE

EXHIBIT "A"

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

City of Doral, Florida

PAGE 3 OF 3

Job No.: 07113

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3D LASER SCANNING
LAND DEVELOPMENT CONSULTANTS
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LEGAL DESCRIPTION:

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