



ORDINANCE # 2019-10

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF WEST MIAMI DEDICATING A UTILITY EASEMENT FOR THE ALAMEDA BUILDING #2 LEGAL DESCRIPTION, A PARCEL OF LAND BEING THE EAST 2.00 FEET LESS THE NORTH 5.00 FEET THEREOF, ALL AS MEASURED AT RIGHT ANGLES, OF LOT 10 OF BLOCK 1 OF RESUBDIVISION OF SECOND REVISED PLAT PORTION OF ALAMEDA, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 44, PAGE 45 OF THE PUBLIC RECORDS OF MIAMI - DADE COUNTY, FLORIDA AS DESCRIBED IN THE SKETCH ATTACHED HERETO AS EXHIBIT A; A SURVEY OF THE PROPERTY IS ATTACHED HERETO AS COMPOSITE EXHIBIT B AND HAS THE LEGAL DESCRIPTION LOTS 9 AND 10, BLOCK 1, OF RESUBDIVISION OF SECOND REVISED PLAT PORTION OF ALAMEDA, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 44, AT PAGE 45, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, by Ordinance number 2019-09 the City Commission vacated, abandoned and closed that certain utility easement described in said ordinance which is incorporated by reference as **Composite Exhibit C**, and

WHEREAS, That certain easement vacated, abandoned and closed by action of the City Commission will be rerouted north to south according to a sketch attached herein as **Composite Exhibit A**, and

WHEREAS, the north to south utility will service properties to the east and west of the new utility easement, and

WHEREAS, Alameda Holdings LLC filed an application to dedicate that portion of Utility Easement in the property represented by Folio # 15-4012-021-0060, as described in the sketch filed with the Application to Dedicate Public Alley attached hereto as **Composite Exhibit A**, and

WHEREAS, applicant to this next easement dedication will perform necessary work at their sole expense, and

WHEREAS, no interference to the interest and convenience of the public or individual rights shall occur.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WEST MIAMI, FLORIDA AS FOLLOWS:

SECTION 1. The above recitals are herein adopted as if fully stated herein.

SECTION 2. The City Commission found that this action will serve a public purpose and benefit the public without violating private property rights.

SECTION 3. That the application to dedicate a Utility Easement at the property at 6290 SW 8 Street, as filed by the applicant is hereby granted.

SECTION 4. That Applicant shall reroute that certain easement as described in **Composite Exhibit A** at their own expense.

SECTION 5. Applicant Alameda Holdings LLC shall hold the City of West Miami harmless and will indemnify the City in the event of any litigation against the City of West Miami or cost incurred in the dedication of the easement.

SECTION 6. That the procedure used in the adoption of this Ordinance is expressly ratified and approved.

SECTION 7. That the City Clerk is hereby directed to publish notice of the adoption of this Ordinance one time within thirty (30) days hereafter in a newspaper of general circulation in the City of West Miami.

SECTION 8. This ordinance shall become effective upon its passage.

SIGNATURE PAGE FOLLOWS

PASSED on First Public Reading September 19th, 2018.

PASSED on First Reading, Public Hearing August 21st, 2019.

CONTINUED on Second Reading, Public Hearing September 18th, 2019

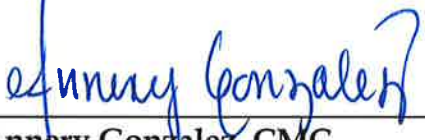
PASSED AND ADOPTED on Second Reading, Public Hearing this 2nd day of October, 2019.

Approved:



Mayor Rhonda A. Rodriguez

Attest:



Annery Gonzalez, CMC
City Clerk,

Approved as to form and sufficiency:

Jose A. Villalobos, City Attorney

Roll Call Vote:

Offered by Vice-Mayor Suarez, who moved its adoption. The motion was seconded by Commissioner Blanes. The vote was as follows:

| | |
|-------------------------------|----------|
| Mayor Rhonda A. Rodriguez | <u>Y</u> |
| Vice-Mayor Luciano L. Suarez | <u>Y</u> |
| Commissioner Candida Blanca | <u>Y</u> |
| Commissioner Juan M. Blanes | <u>Y</u> |
| Commissioner Eric Diaz Padron | <u>Y</u> |

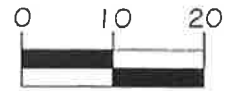
SKETCH AND LEGAL DESCRIPTION EAST UTILITY EASEMENT OF ALAMEDA BUILDINGS 1 & 2

"RESUBDIVISION OF SECOND REVISED
PLAT PORTION OF ALAMEDA"
(P.B. 44, PG. 45)

5' UTILITY EASEMENT
(DEED BOOK 2648, PG. 143)

LOT 9, BLOCK 1

LOT 8,
BLOCK 1



SCALE
1" = 20'

5' UTILITY EASEMENT
(DEED BOOK 2648, PG. 143)

N89°27'45"E
2.00'

LEGEND:
P.B. = PLAT BOOK
PG. = PAGE
CL = CENTER LINE

S00°20'15"E

S.W. 63RD AVENUE

LOT 11, BLOCK 1

2.00'

LOT 10, BLOCK 1

N00°20'15"W 120.00'

S00°20'15"E 120.00'

S89°27'45"W

S89°27'45"W
2.00'

30'

S.W. 9TH STREET

30'

S89°27'45"W



NOTICE: This document is not valid, full and complete without all pages.

EXHIBIT "A"

LONGITUDE SURVEYORS, LLC

7715 NW 48TH STREET, SUITE 310, DORAL, FLORIDA 33166 * PHONE: (305) 463-0912 * FAX: (305) 513-5680 * WWW.LONGITUDESURVEYORS.COM

JOB No. 15285 PAGE 1 OF 3

**SKETCH AND LEGAL DESCRIPTION
EAST UTILITY EASEMENT OF ALAMEDA BUILDINGS 1 & 2**

LEGAL DESCRIPTION OF EAST UTILITY EASEMENT:

A parcel of land being the East 2.00 feet, less the North 5.00 feet thereof, as measured at right angles, of Lot 10 of Block 1 of RESUBDIVISION OF SECOND REVISED PLAT PORTION OF ALAMEDA, according to the plat thereof as recorded in Plat Book 44, page 45 of the Public Records of Miami - Dade County, Florida.

Containing 240 square feet, more or less.

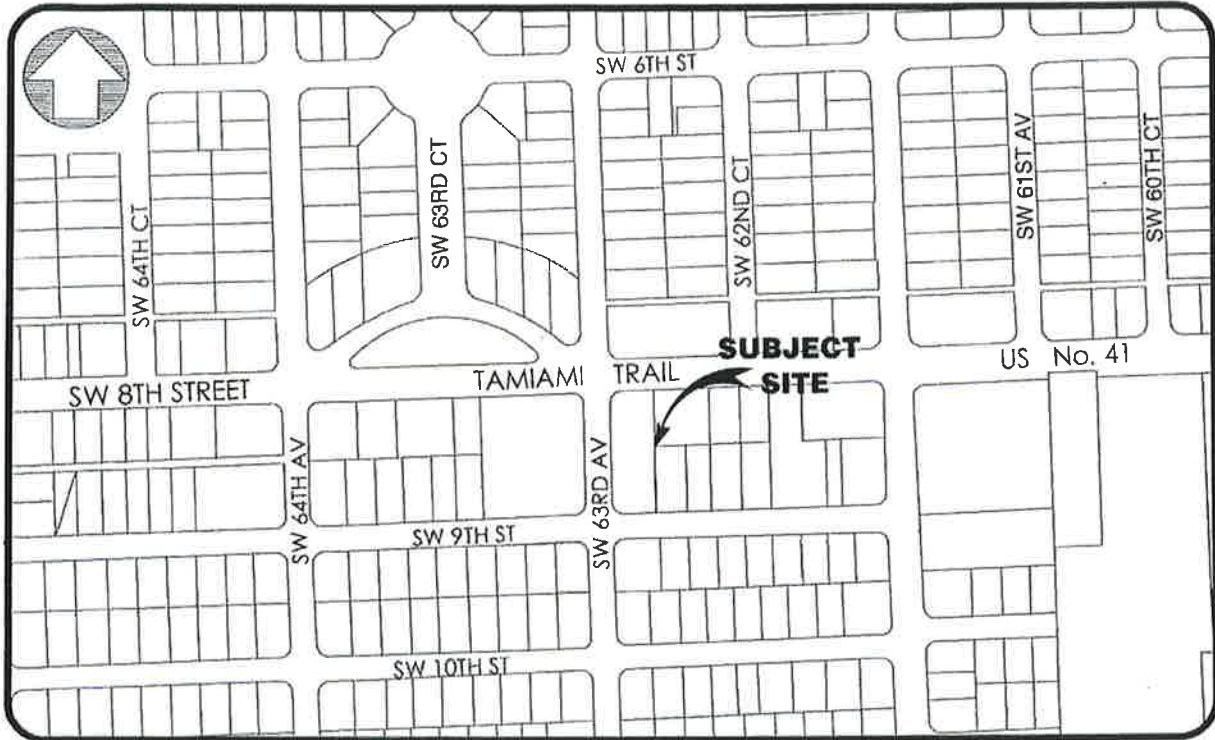
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JOB No. 15285 PAGE 2 OF 3

SKETCH AND LEGAL DESCRIPTION EAST UTILITY EASEMENT OF ALAMEDA BUILDINGS 1 & 2



LOCATION MAP
NOT TO SCALE

SOURCES OF DATA:

1. Plat of "RESUBDIVISION OF SECOND REVISED PLAT PORTION OF ALAMEDA", recorded in Plat Book 44, at Page 45 of the Public Records of Miami-Dade County, Florida.
2. Declaration of Restrictions (reserving easement), recorded in Deed Book 2648, at Page 143 of the Public Records of Miami-Dade County, Florida.

Bearings as shown hereon are based upon the centerline of S.W. 9th Street, with an assumed bearing of S89°27'45"W, said line to be considered a well established and monumented line.

EASEMENTS AND ENCUMBRANCES:

No information was provided as to the existence of any easements other than what appears on the underlying Plat of record. Please refer to the Limitations item with respect to possible restrictions of record and utility services.

LIMITATIONS:

Since no other information were furnished other than what is cited in the Sources of Data, the Client is hereby advised that there may be 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.

SURVEYOR'S CERTIFICATE:

I hereby certify: That this "Sketch to Accompany Legal Description" and the Survey Map resulting therefrom was performed under my direction and is true and correct to the best of my knowledge and belief and further, that said "Sketch to Accompany Legal Description" meets the intent of the applicable provisions of the "Minimum Technical Standards for Land Surveying in the State of Florida", pursuant to Rule 5J-17.051 through 5J-17.052 of the Florida Administrative Code and its implementing law, Chapter 472.027 of the Florida Statutes.

LONGITUDE SURVEYORS LLC., a Florida Limited Liability Company
Florida Certificate of Authorization Number LB7335

By: Eduardo M. Suarez, PSM Date: 7/18/14
Registered Surveyor and Mapper LSG313
State of Florida

NOTICE: Not valid without the signature and original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to Survey Maps by other than the signing party are prohibited without the written consent of the signing party.

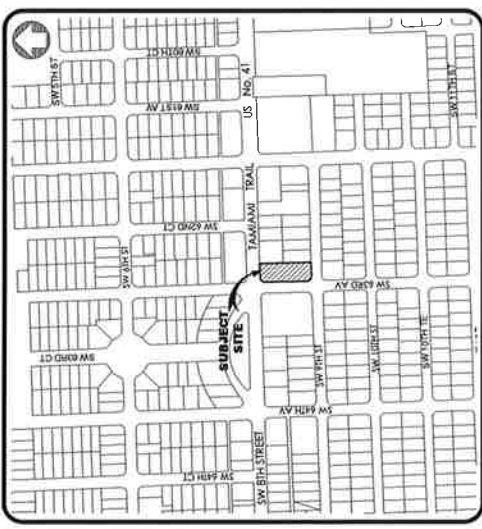
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ALTA / ACSM LAND TITLE SURVEY

SECTION 12 - TOWNSHIP 54 SOUTH - RANGE 40 EAST



VICINITY MAP NOT TO SCALE



LOCATION MAP NOT TO SCALE

LEGEND

| | |
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 WWW.LONGITUDESURVEYORS.COM

JOB NO.: 15572 DRAWN BY: JS
 REVISION: EBF SHEET 1 OF 2

DATE OF THIS SURVEY:

The date of completion of the original field survey was on MAY 11, 2015. (C/S Permit No. 1461)
 The date of completion of the final field survey was on MAY 11, 2015. (Amended No. 1461)
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LOCAL JURISDICTIONS:

City of Miami
 County of Miami-Dade
 State of Florida

PROJECT:

Subdivision of 3.03 acres, more or less, and 4.34 Acres (Total 7.37 Acres) (City of Miami, Florida) (C/S Permit No. 1461)
 located in Part Block 41, Range 40, Township 54 South, Miami-Dade County, Florida.

OWNER:

City of Miami, Florida
 3111 NW 1st Street, Miami, Florida 33136
 Phone: (305) 436-1000

ENGINEER:

Langitude Surveyors
 7715 NW 18th Street, Suite 310, Doral, Florida 33166
 Phone: (305) 655-4912

DATE OF THIS SURVEY:

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REMARKS:

1. This survey was conducted in accordance with the Florida Surveying and Mapping Act, Chapter 461, Florida Statutes, and the Florida Board of Surveying and Mapping, Board of Rules and Regulations, Rule 61C1-2.001, Florida Administrative Code.

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