



RESOLUTION # 2014-64

RESOLUTION OF THE MAYOR AND THE CITY COMMISSION OF THE CITY OF WEST MIAMI APPROVING THE GRANTING OF UTILITY EASEMENT FOR UNDERGROUND POWER SERVICE FOR THE NEW PUBLIX STORE SITE LOCATED AT 1500 SW 57TH AVENUE, WEST MIAMI, FL 33144 AND ON THE EAST SIDE OF COOPER PARK DESCRIBED AS A STRIP OF LAND 10.00 FEET IN WIDTH FOR UTILITY PURPOSES IN THE SOUTH ½ OF THE SOUTH ½ OF THE SOUTHEAST ¼ OF THE NORTHEAST ¼, LESS THE NORTH 25 FEET AND THE SOUTH 35 FEET AND LESS THE WEST 400 FEET AND THE EAST 400.01 FEET OF SECTION 12, TOWNSHIP 54 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA; GRANTING FLORIDA POWER AND LIGHT (FPL) THE DESCRIBED EASEMENT ACCORDING TO THE SKETCH AND LEGAL DESCRIPTION EXHIBITS TO BE MADE PART OF THE PERMANENT RESOLUTION RECORDS OF THE CITY AND PROVIDING FOR EFFECTIVE DATE.

WHEREAS, the City of West Miami owns certain property located on the east side of Cooper Park, on S.W. 57th Court, between S.W. 15th Street and 16th Street, West Miami, FL; and

WHEREAS, an underground power service is necessary for the new Publix store site project located at 1500 SW 57th Avenue, West Miami, FL 33144; and

WHEREAS, The office of the City Manager and the Director of Planning and Zoning recommend the granting of the utility easement use by Florida Power and Light (FPL) as it is in the public interest, subject to the terms and conditions set forth by the attached memorandum.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of West Miami as follows:

SECTION 1. The aforementioned statements are true and correct and adopted as is fully stated herein.

SECTION 2. The City Commission of the City of West Miami hereby authorizes the granting of the utility easement to Florida Power and Light (FPL) necessary for the new Publix store project located at 1500 SW 57th Avenue, West Miami, FL 33144 and more specifically described in the sketch, legal description and surveyor notes as attached herein as Exhibit B.

SECTION 3. That the City Manager is hereby authorized to execute any and all legal documents for the granting of the easement described herein.

SECTION 4. This Resolution shall take effect immediately upon passage by the City Commission and signature of the Mayor.

PASSED AND ADOPTED this 15th day of October 2014.

APPROVED:



JUAN M. BLANES, VICE-MAYOR

ATTEST:



ANNERY GONZALEZ, CITY CLERK

APPROVED AS TO FORM AND SUFFICIENCY:



JOSE A. VILLALOBOS, CITY ATTORNEY

ROLL CALL VOTE:

MAYOR EDUARDO H. MUHIÑA
VICE-MAYOR JUAN M. BLANES
COMMISSIONER CANDIDA BLANCA
COMMISSIONER RHONDA A. RODRIGUEZ
COMMISSIONER LUCIANO L. SUAREZ

NOT PRESENT
Y
Y
Y
Y

FPL CO. EASEMENT DESCRIPTION

SURVEYOR'S NOTES:

1. EASEMENTS, RESTRICTIONS AND LIMITATIONS OF RECORD, IF ANY, ARE NOT SHOWN.
2. RIGHT-OF-WAY INFORMATION OBTAINED FROM RECORDED PLAT.
3. NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYORS AND MAPPERS.
4. THIS IS NOT A BOUNDARY SURVEY.
5. BEARINGS ARE REFERENCED TO THE SOUTH LINE OF THE NE 1/4, OF SECTION 12-54-40

LEGEND:

P.B.= PLAT BOOK
PG.= PAGE
U.E.= UTILITY EASEMENT
P.O.B.= POINT OF BEGINNING
P.O.C.= POINT OF COMMENCEMENT
S.W. = SOUTHWEST
S = SOUTH
NE = NORTHEAST
SE = SOUTHEAST

CERTIFICATE NOTE:

I HEREBY CERTIFY THAT THE SKETCH AND LEGAL DESCRIPTION OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS DELINEATED UNDER MY DIRECTION ON OCTOBER 8th, 2014.

I FURTHER CERTIFY THAT THIS SKETCH AND DESCRIPTION MEETS THE TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS PURSUANT TO SECTION 472.027 FLORIDA STATE STATUTES.

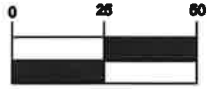


LOUIS J. LEBRON
PROFESSIONAL SURVEYOR AND MAPPER,
REGISTRATION No. 4428
STATE OF FLORIDA

DATE: 10-06-2014
8-0286

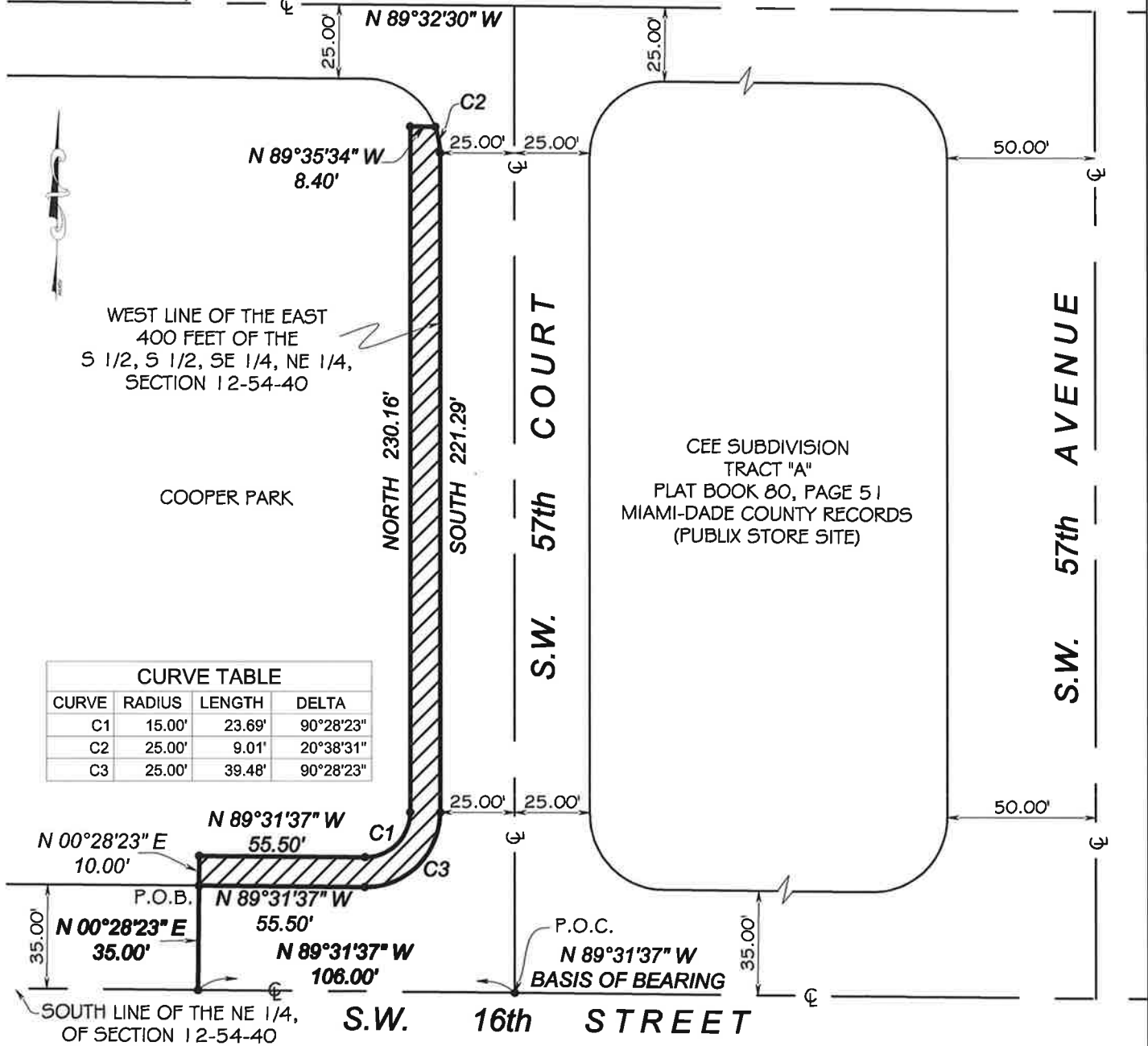
SKETCH TO ACCOMPANY A LEGAL DESCRIPTION

GRAPHIC SCALE



NORTH LINE S 1/2, S 1/2,
SE 1/4, NE 1/4, SECTION 12-54-40

S.W. 15th STREET



CURVE TABLE			
CURVE	RADIUS	LENGTH	DELTA
C1	15.00'	23.69'	90°28'23"
C2	25.00'	9.01'	20°38'31"
C3	25.00'	39.48'	90°28'23"

EXHIBIT A

LOUIS J. LEBRON P.S.M.
6480 SW 138th COURT, MIAMI, FL 33183
TEL: 305.9150885
E-MAIL: SURVEYORMAPPER@YAHOO.COM

SHEET: 2
OF 3 SHEETS

FPL CO. EASEMENT DESCRIPTION

LEGAL DESCRIPTION:

A STRIP OF LAND 10.00 FEET IN WIDTH FOR UTILITY PURPOSES IN THE SOUTH 1/2 OF THE SOUTH 1/2 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4, LESS THE NORTH 25 FEET AND THE SOUTH 35 FEET AND LESS THE WEST 400 FEET AND THE EAST 400.01 FEET OF SECTION 12, TOWNSHIP 54 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.

COMMENCE AT THE INTERSECTION OF THE CENTERLINE OF S.W. 16th STREET WITH THE CENTERLINE OF S.W. 57th COURT; THENCE N 89°31'37" W ALONG THE CENTERLINE OF SAID S.W. 16th STREET, ALSO BEING THE SOUTH LINE OF THE NORTHEAST 1/4 OF SAID SECTION 12, AS A BASIS OF BEARING, FOR A DISTANCE OF 106.00 FEET; THENCE N 00°28'23" E FOR A DISTANCE OF 35.00 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF S.W. 16th STREET SAID POINT BEING THE POINT OF BEGINNING; THENCE CONTINUE N 00°28'23" E FOR A DISTANCE OF 10.00 FEET; THENCE S 89°31'37" FOR A DISTANCE OF 55.50 FEET TO A POINT ON A CIRCULAR CURVE CONCAVE TO THE NORTHWEST; THENCE RUN NORTHEASTERLY, NORTHERLY ALONG THE ARC OF SAID CIRCULAR CURVE, HAVING A RADIUS OF 15.00 FEET, THROUGH A CENTRAL ANGLE OF 90°28'23" FOR AN ARC DISTANCE OF 23.69 FEET TO A POINT OF TANGENCY; THENCE NORTH FOR A DISTANCE OF 230.16 FEET; THENCE S 89°35'34" E FOR A DISTANCE OF 8.40 FEET TO A POINT ON A CIRCULAR CURVE CONCAVE TO THE SOUTHWEST; THENCE RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 25.00 FEET, THROUGH A CENTRAL ANGLE OF 20°38'31" FOR AN ARC DISTANCE OF 9.01 FEET TO A POINT OF TANGENCY; THENCE SOUTH ALONG THE WEST LINE OF THE EAST 400.00 FEET OF THE SOUTH 1/2 OF THE SOUTH 1/2 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 12, FOR A DISTANCE OF 221.29 FEET TO A POINT ON A CIRCULAR CURVE TANGENCY; THENCE N 89°31'37" W ALONG THE NORTHERLY RIGHT OF WAY LINE OF SAID S.W. 16th STREET FOR A DISTANCE OF 55.50 FEET TO THE POINT OF BEGINNING.









