

**RESOLUTION No. 15-139**

**A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AND ACCEPT A DEED PROVIDING A 35 FOOT RIGHT-OF-WAY DEDICATION ALONG THE EASTERN EDGE OF THE PROPERTY IDENTIFIED BY FOLIO NUMBER 35-3028-000-0030 TO THE CITY OF DORAL FOR THE CONSTRUCTION OF THE NW 92 AVENUE ROADWAY CONNECTION BETWEEN NW 28 STREET AND NW 33 STREET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the City of Doral (the “City”) is constantly evaluating opportunities to complete the roadway network in the City of Doral; and

**WHEREAS**, the City’s Public Works Department is currently working on the design of the NW 92 Avenue roadway extension from NW 28 Street to NW 33 Street that will require 35 feet of right-of-way from the eastern edge of the property identified by folio number 35-3028-000-0030; and

**WHEREAS**, the Federal Aviation Administration owns the property identified by folio number 35-3028-000-0030 and has executed the attached deed (Exhibit “A”) dedicating the 35 feet needed for the NW 92 Avenue roadway extension from NW 28 Street to NW 33 Street to the City; and

**WHEREAS**, the 35 foot dedication along the eastern edge of the property identified by folio number 35-3028-000-0030 will be used to construct the new roadway connection on NW 92 Avenue between NW 28 Street and NW 33 Street that will improve the Level of Service on NW 87 Avenue and NW 97 Avenue and expand the City’s roadway network; and

**WHEREAS**, the City Council hereby finds the adoption of this resolution to be in the best interest and welfare of the residents of the City of Doral.

**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. Authorization.** The City Manager is hereby authorized to accept and execute the Right of Way Deed, attached hereto as Exhibit "A", incorporated herein and made a part hereof by this reference, for the referenced 35 foot segment between 28<sup>th</sup> and 33<sup>rd</sup> Street needed to complete 92<sup>nd</sup> Avenue.

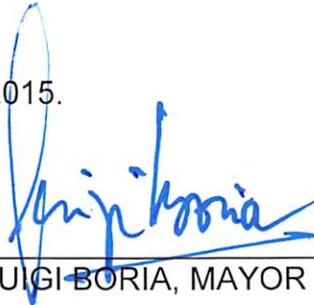
**Section 3. Implementation.** The City Manager and the City Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and the provisions of this resolution.

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

The foregoing Resolution was offered by Councilmember Fraga 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 Sandra Ruiz	Yes
Councilman Pete Cabrera	Yes
Councilwoman Christi Fraga	Yes
Councilwoman Ana Maria Rodriguez	Yes

PASSED AND ADOPTED this 5 day of August, 2015.




---

LUIGI BORIA, MAYOR

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”

**Return to:**

Director of Public Works  
City of Doral  
8401 NW 53<sup>rd</sup> Terrace  
Doral, FL 33178

Federal Aviation Administration  
Real Estate & Utilities Group, ALO-620  
1701 Columbia Ave  
College Park, GA 30337

**Instrument prepared by:**

Gilberto Pastoriza, Esq.  
City of Doral Attorney  
Folio No. 35-3028-000-0030  
User Department: Public Works

---

**RIGHT-OF-WAY DEED TO CITY OF DORAL  
CONVEYS THE TITLE FOR HIGHWAY PURPOSES**

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

**THIS INDENTURE**, Made this 29<sup>th</sup> day of July, 2015, by and between **United States of America**, and its assigns, party of the first part, and The City of Doral, a municipality organized under the laws of the State of Florida, and its successors in interest, whose Post Office Address is 8401 NW 53 Terrace, Doral, FL 33178, party of the second part,

**WITNESSETH:**

That the said party of the first part, for and in consideration of the sum of One Dollar (\$1.00) to it in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, and for other and further good and valuable considerations, does hereby grant, bargain and sell to the party of the second part, and its successors in interest, for the purpose of a public highway and purposes incidental thereto, all the right,

title, interest, claim or demand of the party of the first part, in and to the following described land, situate, lying and being in Miami-Dade County, State of Florida, to-wit:

See attached Exhibit "A"

It is the intention of the party of the first part, by this instrument, to convey to the said party of the second part, and its successors in interest, the land above described for use as a public highway and for all purposes incidental thereto.

It is expressly provided that if and when the said highway shall be lawfully and permanently discontinued, the title to the said above described land shall immediately revert to the party of the first part, its heirs and assigns, and it shall have the right to immediately repossess the same.

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

**IN WITNESS WHEREOF**, the said party of the first part, by its Managing Member, has caused these presents to be signed for and on its behalf, the day and year first above written.

Signed, Sealed and Delivered  
in our presence:

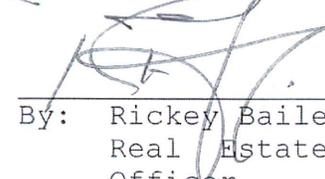
Matalie Bates  
Witness

Natalie Bates  
Witness Printed Name

Lamore Thompson  
Witness

LAMARE THOMPSON  
Witness Printed Name

~~United States of America~~

 (Sign)  
By: Rickey Bailey  
Real Estate Contracting  
Officer

STATE OF FLORIDA        )  
                                  )  
COUNTY OF \_\_\_\_\_)

I HEREBY CERTIFY, that on this \_\_\_\_\_ day of \_\_\_\_\_, 2015, 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: \_\_\_\_\_ to be the Managing Member duly authorized on behalf of (OWNER), (TYPE OF ENTITY). Said Managing Member 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 \_\_\_\_\_

My commission expires: \_\_\_\_\_

Commission/Serial No. \_\_\_\_\_

The foregoing was accepted and approved on the \_\_\_\_\_ day of \_\_\_\_\_, A.D. 2015, by Resolution No. \_\_\_\_\_ of the City Council of the City of Doral, Florida.

\_\_\_\_\_  
CITY MANAGER

ATTEST: CONNIE DIAZ,

By: \_\_\_\_\_  
City Clerk

Approved as to form  
and legal sufficiency

\_\_\_\_\_  
City Attorney

NOTARY ACKNOWLEDGEMENT

STATE OF Georgia

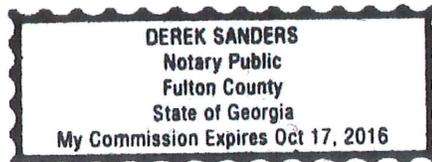
COUNTY OF Fulton

On this, the 29 day of July, Two Thousand Twelve before me, Derek Sanders a Notary Public in and for the County of Fulton State of Georgia, duly commissioned and qualified, personally appeared, Rickey Bailey known to me to be the person described in and whose name is subscribed to the attached instrument, and acknowledged to me that he/she executed the instrument for the purposes and consideration therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my office seal, at my office the day and year in this certificate first written above.

By: [Signature]

My Commission Expires: 10-17-2016



SKETCH TO ACCOMPANY LEGAL DESCRIPTION

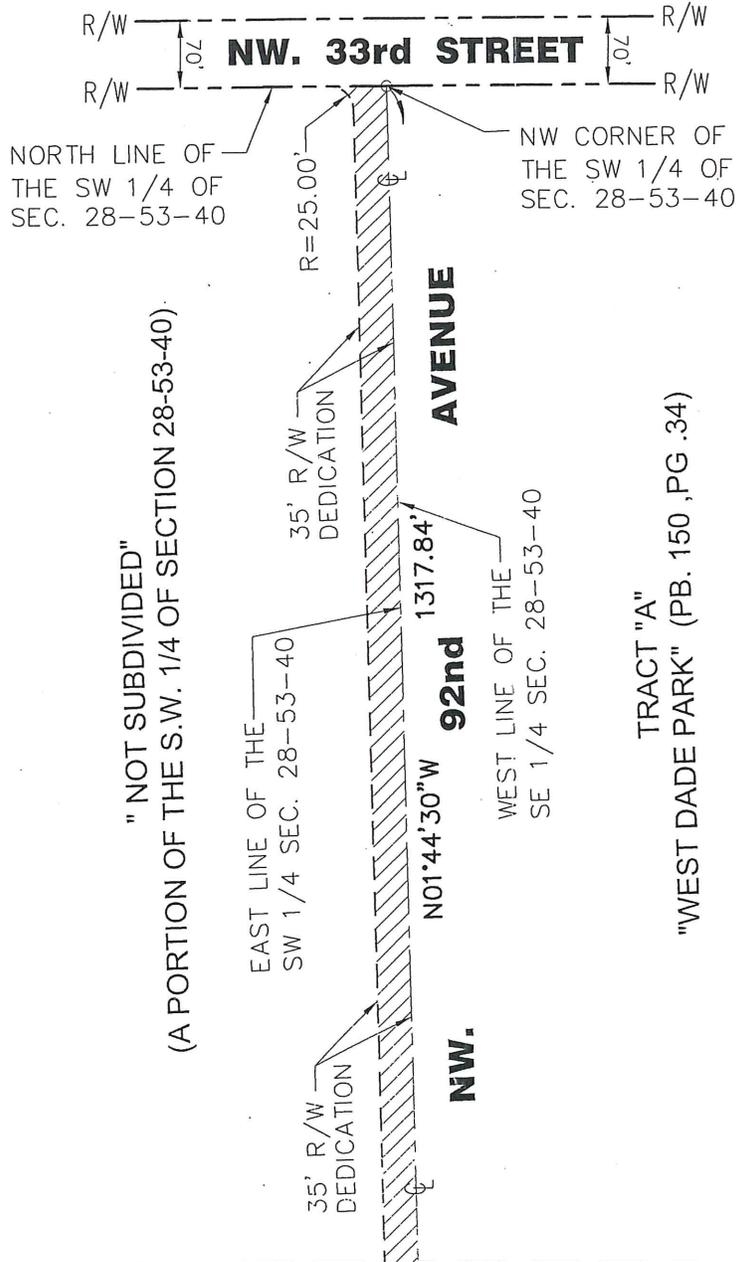
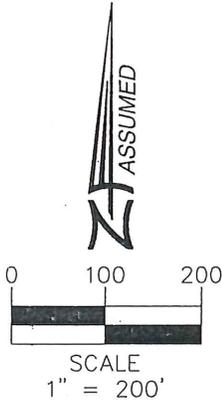
for  
City of Doral, Florida  
prepared by:



LAND SURVEYOR AND MAPPERS  
3D LASER SCANNING  
UTILITY COORDINATION  
SUBSURFACE UTILITY ENGINEERING

March 2015

**EXHIBIT "A"**



" NOT SUBDIVIDED"  
(A PORTION OF THE S.W. 1/4 OF SECTION 28-53-40)

**LEGEND**

- P.B = PLAT BOOK
- PG. = PAGE
- SEC. = SECTION
- R/W = RIGHT OF WAY
- ORB. = OFFICIAL RECORD BOOK
- ⊕ = CENTERLINE

FOR CONTINUATION SEE SHEET 2 OF 4

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

for  
City of Doral, Florida

prepared by:



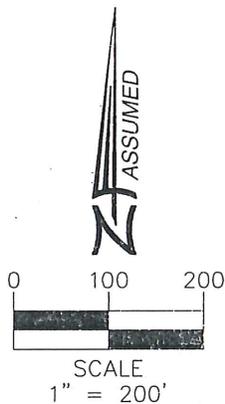
**HADONNE**

LAND SURVEYOR AND MAPPERS  
3D LASER SCANNING  
UTILITY COORDINATION  
SUBSURFACE UTILITY ENGINEERING

March 2015

**EXHIBIT "A"**

FOR CONTINUATION SEE SHEET 1 OF 4



"NOT SUBDIVIDED"  
(A PORTION OF THE S.W. 1/4 OF SECTION 28-53-40)

EAST LINE OF THE  
SW 1/4 SEC. 28-53-40

987.85'

N01°44'30"W

1317.85'

**92nd**

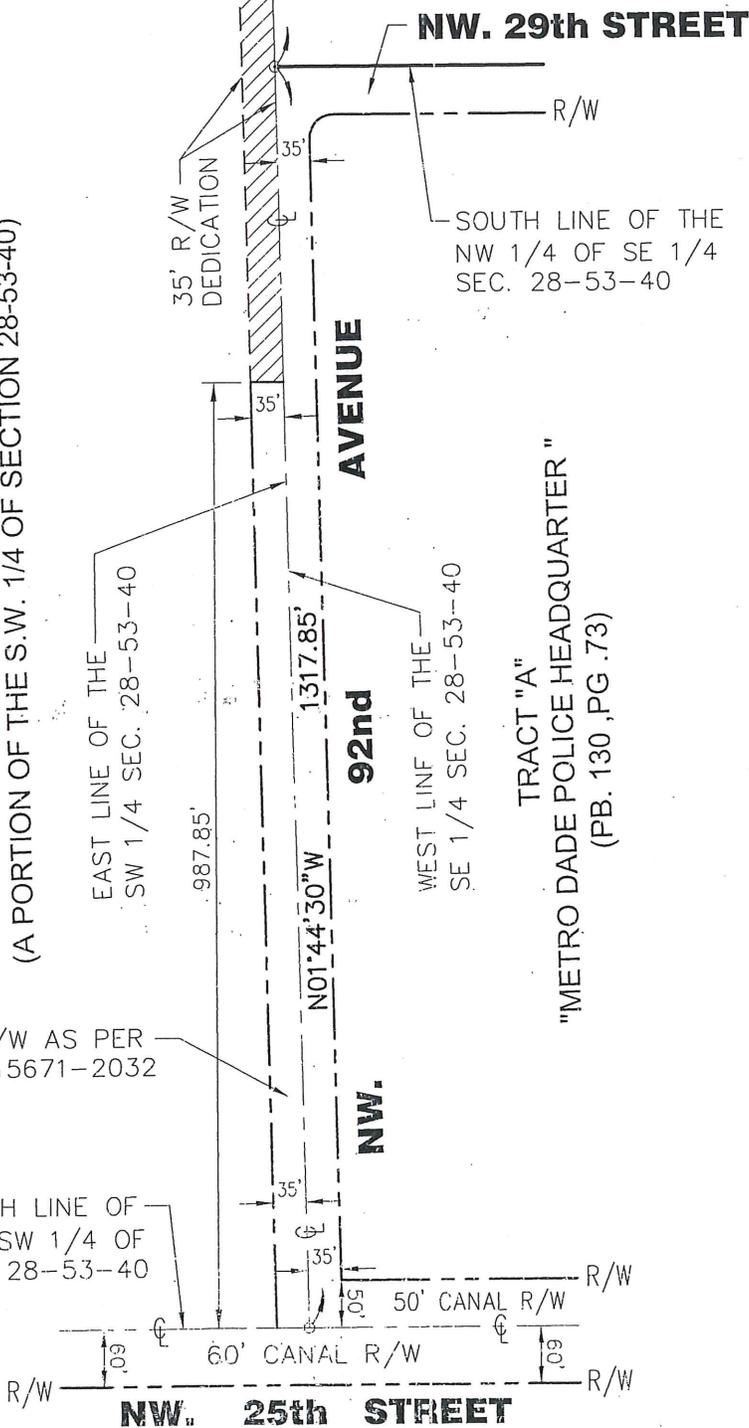
**NW.**

WEST LINE OF THE  
SE 1/4 SEC. 28-53-40

TRACT "A"  
"METRO DADE POLICE HEADQUARTER"  
(PB. 130 ,PG .73)

35' R/W AS PER  
ORB. 15671-2032

SOUTH LINE OF  
THE SW 1/4 OF  
SEC. 28-53-40



**LEGEND**

- P.B. = PLAT BOOK
- PG. = PAGE
- SEC. = SECTION
- R/W = RIGHT OF WAY
- ORB. = OFFICIAL RECORD BOOK
- ⊕ = CENTERLINE

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

for

City of Doral, Florida

prepared by:



**HADONNE**

LAND SURVEYOR AND MAPPERS  
3D LASER SCANNING  
UTILITY COORDINATION  
SUBSURFACE UTILITY ENGINEERING

March 2015

**EXHIBIT "A"**

**LEGAL DESCRIPTION:**

A portion of the Southwest 1/4 of Section 28, Township 53 South, Range 40 East, of the Public Records of Miami-Dade County, Florida; more particularly described as follow:

The West 35.00 feet less the South 987.85 of the Southwest 1/4 of said Section 28, Township 53 South, Range 40 East, of the Public Records of Miami-Dade County, Florida.

TOGETHER WITH

The external area formed by a 25.00 feet radius arc, concave to the Southwest, tangent to the North line of the Southwest 1/4 of said Section 28 and tangent to the line, that is West and 35 feet parallel to the East line of the Southwest 1/4 of said Section 28.

Containing 57,793 square feet or 1.33 acres more or less by calculations.

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

for

City of Doral, Florida

prepared by:



**HADONNE**

LAND SURVEYOR AND MAPPERS  
3D LASER SCANNING  
UTILITY COORDINATION  
SUBSURFACE UTILITY ENGINEERING

March 2015

**EXHIBIT "A"**

**SOURCES OF DATA:**

The Legal Description of the Subject Property was generated from Section 28, Township 53 South, Range 40 East, in Miami-Dade County. In addition, the following sources of data were used to the extent required to complete this document in a defensible matter, that is to say:

Sketch provided by the client showing the approximate portion of Land subject to Right-of-way Dedication.

Bearings as shown hereon are based upon the East Line of the SW ¼ of Section 28, Township 53 South, Range 40 East, with an assumed bearing of N01°44'30"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 portion with respect to possible restrictions of record and utility services.

**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.

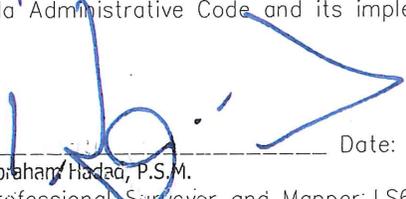
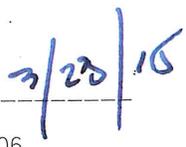
This document does not represent a field boundary survey of the described property, or any part or parcel thereof.

**INTENDED USE/EXPRESS PURPOSES:**

It is understood by the Surveyor that the intended use of this document is to dedicate a Parcel of Land for Right of Way.

**SURVEYOR'S CERTIFICATE:**

I hereby certify to City of Doral: 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 "Minimum Technical Standards for Land Surveying in the State of Florida", pursuant to Rule 61G17-6 of the Florida Administrative Code and its implementing Rule, Chapter 472.027 of the Florida Statutes.

By:  Date: 

Abraham Hadad, P.S.M.  
Professional Surveyor and Mapper LS6006  
HADONNE CORP.  
Land Surveyors and Mappers  
Certificate of Authorization LB7097  
8700 W. Flagler Street, Suite 420  
Miami, Florida 33174  
305.266.1188 phone  
305.207.6845 fax

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.