

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2732.21

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE GRANT OF EASEMENT TO MIAMI-DADE COUNTY WATER & SEWER DEPARTMENT, FOR WATER AND SEWAGE FACILITIES FOR A PUMP STATION, ATTACHED AS EXHIBIT "A," GENERALLY LOCATED WITHIN NORTH PARK; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Miami-Dade County Water & Sewer Department (the "County"), requires an area of approximately 420 square feet located within North Park owned by the Town of Golden Beach, Florida (the "Town"), for operation and maintenance of a pump station facility; and

WHEREAS, the Town has agreed to grant the County an easement over the property owned by the Town and legally described and depicted in Exhibit "A" attached hereto (the "Easement"), for the operation and maintenance of the County's water and sewage and pump station facilities; and

WHEREAS, the Town finds that the Easement to the County for use in connection with the pump station facility benefits the Town and its residents by providing a utility easement to service North Park and the Town; and

WHEREAS, the Town Council finds that this Resolution is in the best interest and welfare of the residents of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Authorization for Easement. The Town Council hereby authorizes the Easement from the Town to Miami-Dade County Water & Sewer Department, attached as Exhibit "A" to this Resolution.

Section 3. Town Mayor Authorization. The Town Council hereby authorizes the Town Mayor to execute the Easement and take any and all steps necessary to effectuate the intent and purpose of this Resolution.


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

The Motion to adopt the foregoing Resolution was offered by Vice Mayor Lusskin, seconded by Councilmember Einstein and on roll call the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Judy Lusskin	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 16th day March, 2021.

ATTEST:



LISSETTE PEREZ
TOWN CLERK



MAYOR GLENN SINGER

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELFMAN
TOWN ATTORNEY

EXHIBIT "A"

(Attach Legal Description and Sketch of Easement)



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: March 16, 2021

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz, *Alex B*
Town Manager

Subject: **Resolution No. 2732.21 – Authorizing the Grant of Easement to
Miami-Dade County Water & Sewer Department For A Pump
Station In North Park**

Item Number:

11

Recommendation:

It is recommended that the Town Council adopt the attached Resolution No. 2732.21 as presented.

Background:

Miami-Dade Water and Sewer has enjoyed having a sewer pump station in North Park for over 20 years. They are in the process of making improvements to said pump station and discovered that there is no recorded easement for this facility.

We are asking that the attached easement be approved.

Fiscal Impact:

None

Return to:
Liliana M. Blore
Real Estate Manager
Water and Sewer Department
3071 SW 38th Ave (Le Jeune Rd.)
Miami, Fl 33146

GRANT OF EASEMENT PS 491

STATE OF FLORIDA
COUNTY OF MIAMI-DADE

THIS EASEMENT, Made this _____ day of _____, A.D. 2021 and between **Town of Golden Beach**, a Florida municipality having its office and principal place of business at _____ Golden Beach, Florida hereinafter called the **GRANTOR**, and Miami-Dade Water & Sewer Department, a Political Subdivision of the State of Florida, and its successors in interest, whose Post Office address is P.O. Box 330316, Miami, Florida 33233-0316, hereinafter called the **GRANTEE**,

WITNESSETH:

THAT, the **GRANTOR**, for and in consideration of the sum of **TEN DOLLARS (\$10.00)** and other good and valuable considerations, the receipt of which is hereby acknowledged by the **GRANTOR**, has granted and does hereby grant, to the **GRANTEE**, its successors and assigns, forever, the right, privilege and easement to construct, reconstruct, lay, install, operate, maintain, relocate, repair, replace, improve, remove and inspect water transmission and distribution facilities and all appurtenances thereto, including but not limited to, fire hydrants, and/or sewage transmission and collection facilities and all appurtenant equipment, which right, privilege and easement shall include the right to remove or demolish, with no obligation to repair or replace same, any obstructions placed on the easement, including pavers, or that may extend up to twenty-five (25) feet vertically above the finished grade over the easement, as may be necessary to carry out any right granted herein. This right, privilege and easement also provides **GRANTEE** with full and unlimited right of ingress thereto and egress therefrom on the property of the **GRANTOR** described as follows, to wit:

SEE ATTACHED EXHIBIT "A"

And the said **GRANTOR** will defend the title to said land against the lawful claims of all persons whomsoever, claiming by, through or under it.

IN WITNESS WHEREOF, the said GRANTOR, by its proper officials has hereunto set its hands and seals the day and year first above written.

Attest:

Town of Golden Beach

Town Clerk

By: Town Mayor

**STATE OF FLORIDA
COUNTY OF MIAMI-DADE**

The foregoing instrument was acknowledged before me by means of [] physical presence or [] remote audio-visual means of notarization, this ____ day of _____ 2021 , by Glenn Singer, as Town Mayor, on behalf of the Town of Golden Beach . He/she is personally known by me or has produced, _____ as identification.

Notary Seal

Notary Public

Name: _____

Commission No. _____

My Commission Expires: _____

IN WITNESS WHEREOF, Miami-Dade County, by its County Mayor, or his designee, has caused the easement to be accepted and delivered on this ____ day of _____, 2021.

Miami-Dade County

County Mayor

ATTEST: HARVEY RUVIN,
Clerk of Said Board

By: _____
Deputy Clerk

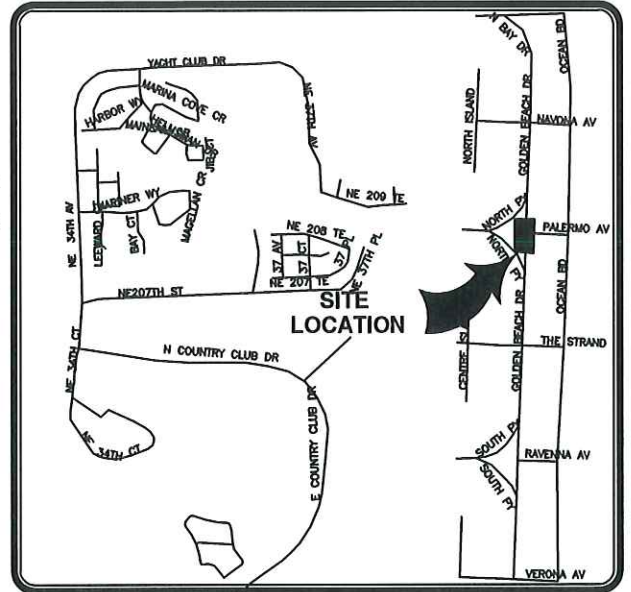
Approved as to Form and
Legal Sufficiency:

Assistant County Attorney
Date: _____

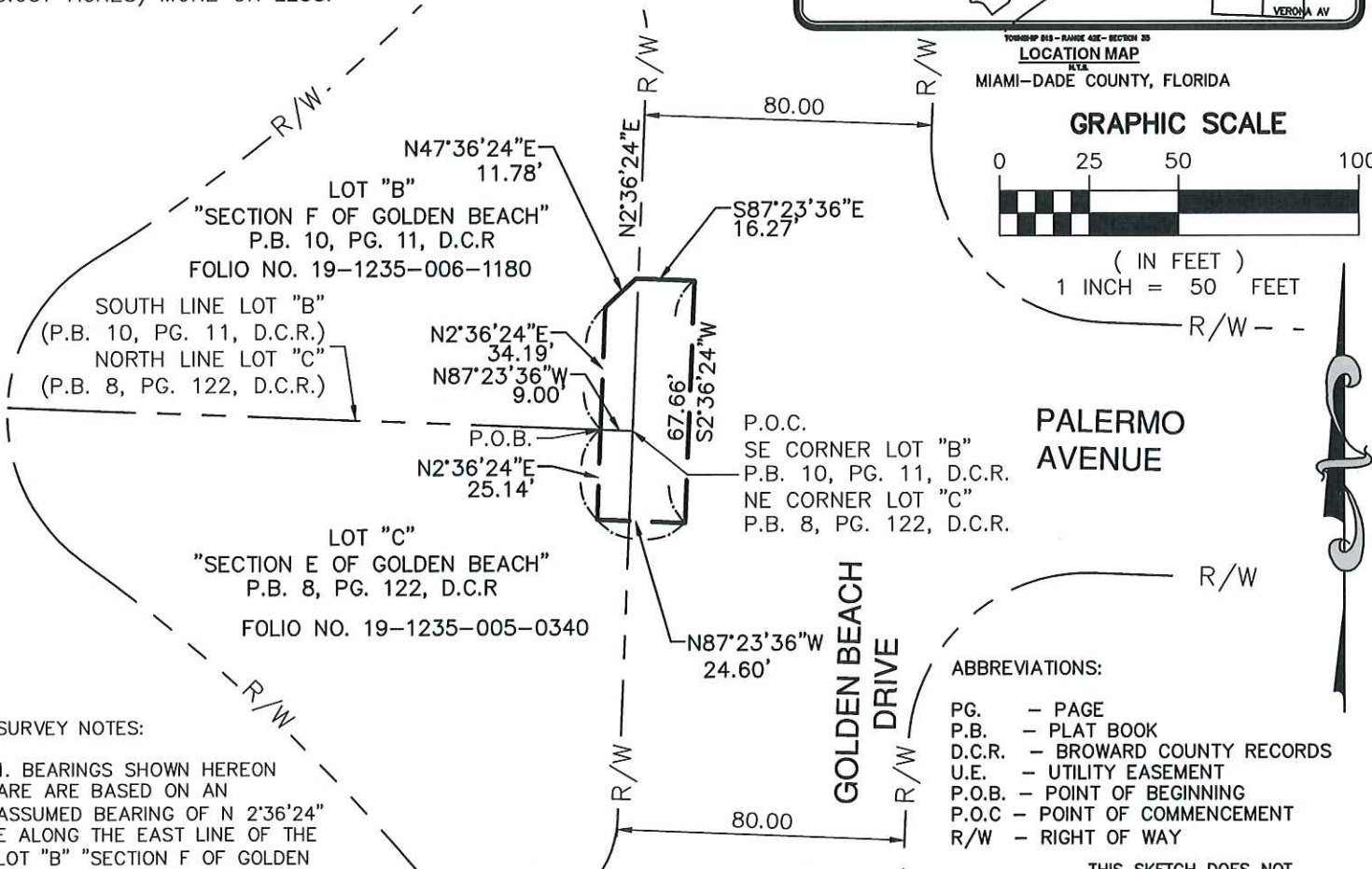
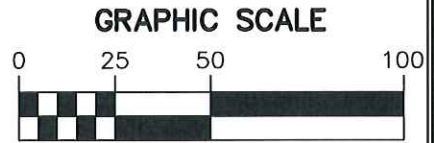
This Grant of Easement is authorized
by Resolution No. R-176-04.

LEGAL DESCRIPTION:

A PORTION OF LOT "B" OF "SECTION F OF GOLDEN BEACH" ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 10, PAGE 11 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, TOGETHER WITH A PORTION OF LOT "C" OF "SECTION E OF GOLDEN BEACH" ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 8, PAGE 122 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, TOGETHER WITH A PORTION OF THE RIGHT-OF-WAY OF GOLDEN BEACH DRIVE ACCORDING TO THE AFOREMENTIONED PLATS MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCE AT THE SOUTHEAST CORNER OF SAID LOT "B" ALSO BEING A NORTHEAST CORNER OF SAID LOT "C"; THENCE ALONG THE SOUTH LINE OF SAID LOT "B" ALSO BEING THE NORTH LINE OF SAID LOT "C" N87°23'36"W 9.00 FEET; THENCE N2°36'24"E 34.19 FEET; THENCE N47°36'24"E 11.78 FEET; THENCE S87°23'36"E 16.27 FEET; THENCE S2°36'24"W 67.66 FEET; THENCE N87°23'36"W 24.60 FEET; THENCE N2°36'24"E 25.14 FEET TO THE POINT OF BEGINNING.
 SAID LANDS LYING AND BEING IN THE TOWN OF GOLDEN BEACH, MIAMI DADE COUNTY, FLORIDA AND CONTAINING 1630 SQUARE FEET (0.037 ACRES) MORE OR LESS.



LOCATION MAP
 MIAMI-DADE COUNTY, FLORIDA



SURVEY NOTES:

1. BEARINGS SHOWN HEREON ARE BASED ON AN ASSUMED BEARING OF N 2°36'24" E ALONG THE EAST LINE OF THE LOT "B" "SECTION F OF GOLDEN BEACH" (P.B. 10, PG. 11, D.C.R.)

SKETCH & DESCRIPTION

ABBREVIATIONS:

- PG. - PAGE
- P.B. - PLAT BOOK
- D.C.R. - BROWARD COUNTY RECORDS
- U.E. - UTILITY EASEMENT
- P.O.B. - POINT OF BEGINNING
- P.O.C. - POINT OF COMMENCEMENT
- R/W - RIGHT OF WAY

THIS SKETCH DOES NOT REPRESENT A BOUNDARY SURVEY

DATE	REVISIONS	DWN.	CHK.

CERTIFIED TO:
MIAMI-DADE COUNTY WATER & SEWER DEPARTMENT

MILLER LEGG
 South Florida Office: 5747 N. Andrews Way
 Ft. Lauderdale, Florida · 33309-2364
 954-436-7000 · Fax: 954-436-8664
 www.millerlegg.com

I HEREBY CERTIFY THAT THIS SKETCH MEETS STANDARDS OF PRACTICE AS SET FORTH BY THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE PURSUANT TO SECTION 472.027, FLORIDA STATUTES.
 DATED THIS 26th DAY OF SEPTEMBER 2020 A.D.
Martin P. Rossi
MARTIN P. ROSSI
 PROFESSIONAL SURVEYOR AND MAPPER
 STATE OF FLORIDA REGISTRATION No. 5857
 NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER
 CERTIFICATE OF AUTHORIZATION: LB6880

DRAWN BY: LP CHECKED BY: KL

PROJECT NO. **20-00079** FILE NO. **S&D**