

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. _____

RESOLUTION AUTHORIZING ENCROACHMENTS INTO THE PUBLIC RIGHT-OF-WAY WITHIN THE COCOPLUM SUBDIVISION FOR THE PURPOSE OF REPLACING EXISTING WOOD SIGNS WITH STONE SIGNS AT TWO LOCATIONS, SUBJECT TO THE REQUIREMENTS OF THE PUBLIC WORKS DEPARTMENT.

WHEREAS, The Islands of Cocoplum Homeowners Association has requested permission to replace the existing wood signs at the center median and side swales at the intersection of Cocoplum Road and Los Pinos Boulevard and at the Prado Boulevard entrance; and

WHEREAS, the new stone signs will be constructed in the same location as the existing wood signs within the public right-of-way; and

WHEREAS, the proposed signs have been reviewed and approved by the City's Board of Architects.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. The request to encroach into the public right-of-way at the intersection of Cocoplum Road and Los Pinos Boulevard and at the Prado Boulevard entrance with stone signs at the Cocoplum Subdivision shall be and is hereby approved, subject to the following requirements of the Public Works Department:

- a. The City of Coral Gables reserves the right to remove, add, maintain, or have the Islands of Cocoplum Homeowners Association remove any of the improvements within the right-of-way, at The Islands of Cocoplum Homeowners Association's expense;
- b. The Islands of Cocoplum Homeowners Association shall maintain the proposed encroachments in good condition at all times at the Islands of Cocoplum Homeowners Association's expense;
- c. The Islands of Cocoplum Homeowners Association shall meet with the City Attorney for the purpose of providing all information necessary for preparation of a maintenance agreement to be executed by the Islands of Cocoplum Homeowners Association, which states, in addition to the aforementioned requirements, that the Islands of Cocoplum Homeowners Association will provide Public Liability Insurance coverage for the encroachment in the minimum limits required by the City, and naming the City as an additional insured under the policy;

- d. That copies of the maintenance agreement, when fully executed and filed, together with certification of required insurance, shall be presented by the Islands of Cocoplum Homeowners Association to the Public Works Department and permits thereafter shall be obtained from that Department;
- e. The proposed encroachments shall be constructed in accordance with the Florida Building Code and all other pertinent Codes; and
- f. In the event the Public Works Department must issue a permit for a utility cut in the future within the area in which the encroachments are approved, the Islands of Cocoplum Homeowners Association shall replace the proposed encroachments so cut by the utility at the Islands of Cocoplum Homeowners Association's expense.
- g. The proposed encroachment be maintained in accordance with City Zoning Code, Section 5-1406, requiring that all visual obstructions be kept within a maximum height of thirty inches (30") within the triangle of visibility.

SECTION 2. This Resolution shall become effective upon the date of its adoption herein.

PASSED AND ADOPTED THIS TWENTY-SECOND DAY OF JANUARY, A.D., 2013.

APPROVED:

JIM CASON
MAYOR

ATTEST:

WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

CRAIG E. LEEN
CITY ATTORNEY