

CITY OF CORAL GABLES

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING PROPOSED MODIFICATIONS TO AN EXISTING ENCROACHMENT AT THE GABLES ESTATES SUBDIVISION'S ENTRANCE CONSISTING OF CONSTRUCTION OF ONE COLUMN ON THE SOUTH SIDE OF ARVIDA PARKWAY AND INSTALLATION OF DECORATIVE GATES ON THE NEW COLUMN AND ONTO THE EXISTING COLUMN ON THE NORTH SIDE OF ARVIDA PARKWAY AT 800 ARVIDA PARKWAY, CORAL GABLES; SUBJECT TO REQUIREMENTS OF PUBLIC WORKS DEPARTMENT.

WHEREAS, Mr. Randall Fiorenza, on behalf of Gables Estates Club, Inc., is requesting authorization for modifications to an existing encroachment at the entrance to the Gables Estates Subdivision consisting of construction of one column on the South side of Arvida Parkway and the installation of decorative gates on the new column and onto the existing column on the North side of Arvida Parkway at 800 Arvida Parkway, Coral Gables; and

WHEREAS, the proposed encroachment has been reviewed and approved by the City's Board of Architects on August 15, 2014 under permit number **AB-15-06-6199**; and

WHEREAS, the proposed encroachment is part of the proposed modification to existing encroachments is part of the plans prepared by Pacheco-Martinez & Associates LLC and processed under building permit number **BL-15-07-5016**.

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

SECTION 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption.

SECTION 2. That the request to modify the existing encroachment consisting of construction of one column on the South side of Arvida Parkway and the installation of decorative gates on the new column and onto the existing column on the North side of Arvida Parkway at 800 Arvida Parkway shall be and it is hereby approved, subject to the following requirements of the Public Works Department:

- a. That entrance access to the general public be maintained at all times;
- b. That the proposed encroachments shall conform to the Florida Building Code and all pertinent Codes;
- c. That the City of Coral Gables reserves the right to remove, add, maintain, or have Gables Estates Club, Inc. remove any of the improvements within the right-of-way, at Gables Estates Club, Inc.'s expense;
- d. That Gables Estates Club, Inc. shall maintain the proposed encroachments in good condition at all times, at Gables Estates Club, Inc.'s expense;

- e. That in the event the Public Works Department must issue a permit for a utility cut in the future affecting the area in which the encroachments are approved, Gables Estates Club, Inc. shall replace any portion of the approved encroachment, at Gables Estates Club, Inc.'s expense;
- f. That Gables Estates Club, Inc. shall meet with the City Attorney's office for the purpose of providing all the information necessary for the office to prepare a Restrictive Covenant to be executed by Gables Estates Club, Inc., which runs with the title of the property, and which states, in addition to the above mentioned requirements, that Gables Estates Club, Inc. 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;
- g. That copies of the Restrictive Covenant, when fully executed and filed, together with certification of required insurance, be presented to the Development Services and Public Works Departments and permits thereafter be obtained for the work from both of these Departments.

SECTION 3. That this Resolution shall become effective upon the date of its adoption herein.

PASSED AND ADOPTED THIS TWENTY-FIFTH DAY OF AUGUST, A. D., 2015.

APPROVED:

ATTEST:

JIM CASON
MAYOR

WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

CRAIG E. LEEN
CITY ATTORNEY