



**City of Coral Gables**  
**CITY COMMISSION MEETING**  
**March 11, 2008**

**ITEM TITLE:**

Appearance of Iris Escarra, Esq., Greenberg and Traurig, on behalf of Merrick Park LLC, for permission to encroach into and over the right-of-way at various locations with a total of seven (7) signs, of which two (2) will replace existing signs and one (1) is reinstating a previously approved entryway sign for a parking garage at The Village of Merrick Park ("Merrick Park"), Coral Gables, Florida.

**CITY MANAGER'S RECOMMENDATION:**

That the request for encroachments consisting of seven (7) signs be approved, subject to Public Works requirements.

**BRIEF HISTORY:**

The request was made by Iris Escarra, Esq. from Greenberg and Traurig on behalf of Merrick Park LLC, for permission to encroach into and over the right-of-way at various locations with a total of seven (7) signs, of which two (2) will replace existing signage and one (1) is reinstating a previously approved entryway sign for a parking garage at The Village of Merrick Park ("Merrick Park"), Coral Gables.

As stated on the applicant's letter of request, the signage will consist of both primary and secondary entry markers as well as a free-standing parking entry sign. The exact locations are as indicated in the attached Exterior Sign Package Plan prepared by Jones Sign Nationwide revised on October 15, 2007.

It is recommended that this request be approved, subject to the following requirements of the Public Works Department.

- a. That the proposed encroachments shall conform to the Florida Building Code and all pertinent Codes.
- b. That the City of Coral Gables reserves the right to remove, add, maintain, or have the Owner remove any of the improvements within the right-of-way, and at Owner's expense.
- c. That the Owner maintains the proposed encroachments in good condition at all times, and at Owner's expense.
- d. The Owner meet with the City Attorney's office for the purpose of providing all the information necessary for that office necessary for that office to prepare a Restrictive Covenant to be executed by the Owner which runs with the title of the property, and which states, in addition to the above mentioned, that the Owner 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.

- e. That copies of the Restrictive Covenant, when fully executed and filed, together with certification of required insurance, shall be presented to the Building and Zoning Department and to the Public Works Department and permits thereafter be obtained for the work from both of these Departments.
  
- f. That the Owner shall replace, at the Owner's expense, any portion of the encroachment affected, in the event the Public Works Department must issue a permit for a utility cut in the future in the area in which the encroachments are approved, the Owner shall replace the proposed encroachments so cut by the utility, at Owner's expense.

**ADVISORY BOARD/COMMITTEE RECOMMENDATION(S):**

<b>Date</b>	<b>Board/Committee</b>	<b>Comments (if any)</b>
01-04-07	Board of Architects	Approved the request

**LEGISLATIVE ACTION:**

<b>Date:</b>	<b>Resolution/Ordinance No.</b>	<b>Comments</b>
July 23, 2002	Resolution No. 30336	Approved encroachments onto the right-of-way adjacent to the Village of Merrick Park.
February 10, 2004	Resolution No. 2004-34	Approved encroachment on to the right-of-way with one directional sign in connection with the Village of Merrick Park.
July 22, 2003	Resolution No. 2003-133	Approved entry way signage to the Village of Merrick Park parking.

**FINANCIAL INFORMATION: (If Applicable)**

<b>No.</b>	<b>Amount</b>	<b>Source of Funds</b>
1. N/A		

**APPROVED BY:**

--

**APPROVED BY:**

<b>Department Director</b>	<b>City Attorney (If Applicable)</b>	<b>City Manager</b>

**ATTACHMENT(S):**

- 1. Cover form w/draft Resolution & supporting documents