

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2017-292**

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR SEWER CONNECTION FOR PROPERTY LOCATED OUTSIDE THE CITY'S SEWER DISTRICT AT 5827 AND 5855 PONCE DE LEON BOULEVARD, CORAL GABLES, FLORIDA TO THE CITY OF CORAL GABLES WASTEWATER COLLECTION / TRANSMISSION SYSTEM, SUBJECT TO THE REQUIREMENTS OF THE PUBLIC WORKS DEPARTMENT AS PROVIDED UNDER CHAPTERS 62 AND 78 OF THE CITY CODE, ORDINANCE NO. 2007-29 AND 2009-39 AND RESOLUTION NO. 2008-07; AND PROVIDED THAT THE EXECUTED AGREEMENT BE MADE PART OF THIS RESOLUTION.

**WHEREAS**, Cherokee Consulting, Inc., on behalf of the property Owner, University of Miami, is requesting authorization for an outside sewer connection to the City Sanitary sewer district to serve two (2) existing buildings; and

**WHEREAS**, the buildings are located at 5827 Ponce De Leon Boulevard, Coral Gables, Florida Folio No. 03-4130-009-0130, and 5855 Ponce De Leon Boulevard, Coral Gables, Florida; Folio No. 03-4130-009-0120; and

**WHEREAS**, the properties are located outside City's sewer service area and new private gravity system will be installed to serve the project; and

**WHEREAS**, On July 7, 2017, the University of Miami entered into a Consent Agreement with Miami-Dade Department of Regulatory and Economic Resources (MDC-RER); and

**WHEREAS**, the City of Coral Gables shall provide assurance that it will not issue a Certificate of Completion, Temporary Certificate of Occupancy, Certificate of Occupancy, Temporary Certificate of Use or Certificate of Use, or other municipal approvals granting occupancy or use of the establishment, prior to MDC-RER issuing and Sewer Extension permit and certifying the Sewer Extension; and

**WHEREAS**, as per MDC-RER, the receiving Pump Station shall have sufficient capacity for the proposed project and all downstream pump stations including the treatment plant have capacity at this time; and

**WHEREAS**, flows from the project will connect through the existing private gravity main own and maintained by University of Miami, which is located along Levante Avenue west of Sagua Avenue; and

**WHEREAS**, the request consists of a sewer extension for a private system of approximately 192 liner feet of 8-inch SDR35 PVC gravity main, 3 manholes and 51 linear feet of 6-inch SDR35 PVC lateral line for 2 services;

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

**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 hereof.

**SECTION 2.** That authorization is hereby given for an outside sewer connection outside the City Sanitary sewer district to serve existing buildings subject to the requirements of the Public Works Department, as set forth in Chapter 62 and 78 of the City Code, Ordinance No. 2007-29, and No. 2009-39 and Resolution No. 2008-07.

**SECTION 3.** That upon approval of Cherokee Consulting’s Letter of Agreement, the property Owner will execute an agreement, agreeing to comply with the terms outlined in Ordinance No. 2007-29, and No. 2009-39 and Resolution No. 2008-07.

**SECTION 4.** That the property Owner pays a connection fee estimated to be **\$14,086.80** to the City of Coral Gables concurrently upon signing the agreement based on the estimated daily peak flow.

**SECTION 5.** That the property Owner shall provide a Maintenance or other Surety Bond in the amount of five percent (5%) of the construction cost to assure timely repairs of the Owner’s facilities should a failure occurs.

**SECTION 6.** That said Surety runs in perpetuity or until connection is no longer required.

**SECTION 7.** That the property Owner shall provide Liability Insurance in the amounts required by Resolution No. 2008-07, naming the City as additional insured, and covering any damages to public and private property due to failure in the customer’s facilities and a Certificate of Insurance shall be required at the execution of the agreement in a form of acceptable to the City of Coral Gables.

**SECTION 8.** That the property Owner shall provide the City with final plans and certifications for approval by the Public Works Department and MDC-RER.

**SECTION 9.** That the property Owner shall secure all required permits to perform this project.

**SECTION 10.** That the executed Agreement shall be made part of this Resolution and be kept in the file in the office of City Clerk.

**SECTION 11.** This Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TENTH DAY OF OCTOBER, A.D., 2017.  
(Moved: Lago / Seconded: Mena)  
(Unanimous Voice Vote)  
(Agenda Item: C-4)

APPROVED:

A handwritten signature in blue ink, appearing to read 'Raúl Valdés-Fauli', written in a cursive style.

RAÚL VALDÉS-FAULI  
MAYOR

ATTEST:

A large, stylized handwritten signature in blue ink, appearing to read 'Walter J. Foeman', written in a cursive style.

WALTER J. FOEMAN  
CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

A handwritten signature in blue ink, appearing to read 'Craig E. Leen', written in a cursive style.

CRAIG E. LEEN  
CITY ATTORNEY