



**City of Coral Gables  
CITY COMMISSION MEETING  
December 14, 2010**

**E-4**

**ITEM TITLE:**

**Ordinance on First Reading. Abandonment and Vacation of Non-Fee Interests.** An Ordinance of the City Commission of Coral Gables pursuant to Zoning Code Article 3, Division 12, "Abandonment and Vacations", providing for the abandonment and vacation of non-fee interests of the City for the following public rights-of-way identified as: Theo. Dickinson Drive, Wm. E. Walsh Avenue, George E. Merrick Street, Henry King Stanford Drive, Pavia Street and Levante Avenue, all within the University of Miami campus, Coral Gables, Florida; providing for severability, repealer, codification, and an effective date.

**DEPARTMENT HEAD RECOMMENDATION:**

The Planning Department recommends approval of the abandonment and vacation of non-fee interests of the City for the following public rights-of-way identified as: Theo. Dickinson Drive, Wm. E. Walsh Avenue, George E. Merrick Street, Henry King Stanford Drive, Pavia Street and Levante Avenue, all within the University of Miami campus, Coral Gables, Florida subject to the following conditions of approval.

1. The vacation of the rights-of-way shall be subject to continued enforcement of all public utility easements within the rights-of-way.
2. Provisions shall be made for 24-hour access for utility owners and City personnel to enter upon these easements.
3. The public rights-of-way to be abandoned are not considered an integral part of the overall City street system.
4. The proposed vacations will not impact properties and traffic movements of the geographic area within 2,500 feet of the proposed vacations.
5. The proposed vacations shall not impede emergency vehicular access to adjacent easement properties or solid waste pick-up arrangements within the street vacations.
6. Within 180 days of City Commission approval for the vacation of the streets, the University shall produce plans and drawings to the Fire Department identifying all roadways within the campus as being dedicated "fire access roads" per Florida Fire Prevention Code NFPA 1-18.1.1.1. Further, said plans need to identify all roads, parking lot lanes, and fire apparatus staging lanes per Florida Fire Prevention Code NFPA 1-18.2.3.1.2.
7. All future traffic control devices and designs shall be submitted to the Fire Department for approval prior to any installation per Florida Fire Prevention Code NFPA 1-18.2.3.4.7.
8. All fire access roads and lanes shall be maintained and prohibited from any obstructions thereafter per Florida Fire Prevention Code NFPA 1-18.2.3.5.1.

See Exhibit A- Ordinance. All mapping and legal descriptions are on file in the Planning Department.

**PLANNING AND ZONING BOARD RECOMMENDATION:**

The Planning and Zoning Board at their 11.30.10 meeting recommended unanimous approval (vote: 5-0) of application subject to Staff's conditions of approval.

**BRIEF HISTORY:**

Abandonments and vacations of non-fee interests (public rights-of-way) of the City require review and comments by the Public Works Department, Development Review Committee (DRC) and recommendation by the Planning and Zoning Board prior to consideration by the City Commission.

The proposal was presented to the DRC on 11.19.10. Both the Public Works Department and the DRC had no objections and supported the application with the conditions of approval indentified herein.

A detailed description of the proposal is provided in the Planning Department's Staff Report, Public Works Department's report, DRC review and comments and application package provided as Exhibit B. The 11.30.10 Planning and Zoning Board meeting minutes and summary of public comments are provided as Exhibits C and D.

**LEGISLATIVE ACTION:**

Date:	Resolution/Ordinance No.	Comments
N/A		

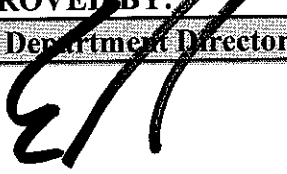


**OTHER ADVISORY BOARD/COMMITTEE RECOMMENDATION(S):**

Date	Board/Committee	Comments (if any)
11.30.10	Planning and Zoning Board	Approval - Abandonment and vacation with conditions (vote: 5-0).

**PUBLIC NOTIFICATION(S):**

Date	Form of Notification
10.21.10	Courtesy notification mailed to property owners within 1,500 feet of the subject property by the Planning Department.
10.21.10	Published Planning and Zoning Board Meeting Agenda in newspaper.
10.27.10	Courtesy notification mailed to property owners within 1,500 feet of the subject property by the Public Works Department.
11.12.10	Posted property.
11.17.10	Posted agenda on City web page/City Hall.
11.24.10	Posted Staff report on City web page.
12.01.10	Advertisement of public hearing notification for First Reading.
12.03.10	Notification by certified mail to property owners within 1,500 feet of the subject property by the Public Works Department.
12.10.10	City Commission memo and all attachments posted on City web page.

**APPROVED BY:**

Department Director	City Attorney (If Applicable)	City Manager
		

**EXHIBIT(S):**

- A. Ordinance.
- B. 11.30.10 Planning Department Staff Report.
- C. 11.30.10 Planning and Zoning Board meeting minutes.
- D. Public comments.