

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
CITY OF CORAL GABLES
AND
TAHITI BEACH HOMEOWNERS ASSOCIATION, INC., A FLORIDA NOT FOR
PROFIT**

THIS MEMORANDUM OF UNDERSTANDING (the “Agreement”) by and between the City of Coral Gables, Florida, a municipal corporation organized under the laws of the State of Florida (the “City”) and Tahiti Beach Homeowners Association, Inc., a Florida not for profit (“Tahiti Beach HOA”), is entered into this _____ day of _____, 2017.

WITNESSETH:

WHEREAS, Tahiti Beach HOA owns the real property consisting of Tracts J, K, L, and M, of Cocoplum Section Two, Plat E (the common area of Tahiti Beach Homeowners Association under folio number 03-4132-030-0410, and

WHEREAS, Tahiti Beach HOA is requesting that the City’s Police Department and Code Enforcement Department patrol the Tahiti Beach area as it does any other neighborhood in Coral Gables, and

WHEREAS, Ordinance No. 2684 passed by the City Commission in 1987, approving Cocoplum Section Two, Plat E (the subdivision n/k/a Tahiti Beach) requires access on the private street to any authorized City representative, and

WHEREAS, the City and the Tahiti Beach HOA have determined that such patrolling is in the best interests of the City and Tahiti Beach HOA,

NOW THEREFORE, in consideration of the mutual promises herein contained, Tahiti Beach HOA and the City enter into this Memorandum of Understanding and agree as follows:

1. The above recitals are true and correct and incorporated herein.
2. Ordinance No. 2684 approving Cocoplum Section Two, Plat E, specifically states under Section 16.6. that access to Tract “M” (the private street) shall be available at all times to any authorized representative of the City of Coral Gables.
3. Tahiti Beach HOA is specifically requests City Police Officers to patrol Tahiti Beach as they do any other neighborhood in Coral Gables. Tahiti Beach HOA acknowledges that access is required under Ordinance no. 2684.

4. Tahiti Beach HOA additionally requests that Code Enforcement Officers patrol Tahiti Beach as they would any other similarly situated neighborhoods.
5. The term of this Agreement is for so long as Plat E is in existence and the City Commission does not pass an Ordinance rescinding or restricting the access required for any Coral Gables authorized representative under Ordinance No. 2684.
6. All notices required pursuant to this Agreement shall be in writing and shall be delivered by hand or by United States Postal Service, certified mail service, postage prepaid, return receipt requested, addressed to the following addressees of record:

City of Coral Gables
 City of Coral Gables, City Manager
 City of Coral Gables, City Attorney
 405 Biltmore Way
 Coral Gables, Florida 33134

Tahiti Beach Homeowners Association
 30 Tahiti Beach Island Road
 Coral Gables, Florida 33143

7. The parties will co-operate with one another in complying with the Ordinance requirements.

Made and entered into this _____ day of _____, 2017.

Tahiti beach Homeowners Association, Inc.,
 a Florida not for profit

By: _____

CITY OF CORAL GABLES

By: _____
 Cathy Swanson Rivenbark, City Manager

ATTEST:

By: _____
Walter Foeman, City Clerk

APPROVED AS TO LEGAL FORM
AND SUFFICIENCY:

Craig E. Leen, City Attorney