

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2011-293

RESOLUTION AUTHORIZING THE GRANTING OF AN EASEMENT TO FLORIDA POWER & LIGHT COMPANY TO PLACE ELECTRICAL FACILITIES FOR THE SANITARY SEWER PUMP STATION "E" LOCATED ALONG THE WEST SIDE OF LOT 1 OF THE SUNRISE HARBOUR PARK AT 25 WEST SUNRISE AVENUE, CORAL GABLES, FLORIDA.

WHEREAS, the Florida Power & Light Company requires an easement for the constructing, operating and maintenance of the electrical utility facilities necessary to serve the new Pump Station "E" upgrades.

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

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

SECTION 2. That the City of Coral Gables hereby authorizes the granting an easement, as described in the attached Easement Agreement, to Florida Power & Light Company, its licensees, agents, successors and assignees, for the purpose of constructing, operating and maintaining the electrical utility facilities necessary to serve the new Pump Station "E" upgrades.

SECTION 3. That the City Manager is hereby authorized to execute the Easement Agreement, in substantially the attached Form, with the Florida Power & Light Company.

SECTION 4. That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS THIRTEENTH DAY OF DECEMBER, A.D., 2011.


(Moved: Anderson / Seconded: Kerdyk)

(Yeas: Kerdyk, Quesada, Anderson, Cabrera, Cason)

(Unanimous: 5-0 Vote)

(Agenda Item: C-14)

APPROVED:


JIM CASON
MAYOR

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:


CRAIG E. LEEN
CITY ATTORNEY

ATTEST:


WALTER J. FOEMAN
CITY CLERK

Work Request No.
Sec. _ , Twp _ S, Rge _ E
Parcel I.D.
(Maintained by County Appraiser)
Form 3722-A (Stocked) Rev. 7/94

EASEMENT

This Instrument Prepared By

Name: Craig E. Leen, Esq.
Co. Name: City Attorney, City of Coral Gables
Address: 405 Biltmore Way
Coral Gables, FL 33134
pg 1 of 3.

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company, its licensees, agents, successors, and assignees, an easement forever for the construction, operation and maintenance of overhead and underground electric utility facilities (including wires, poles, guys, cables, conduits and appurtenant equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage, change the size, and remove such facilities within an easement 10' x 40' described as follows:

Reserved for Circuit Court

See attached Exhibit "A".

Together with the right to permit any other person, firm or corporation to attach wires to any facilities hereunder and lay cable and conduit within the easement and to operate the same for communications purposes; the right of ingress and egress to said premises at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the easement area; to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the easement area which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the land heretofore described, over, along, under and across the roads, streets or highways adjoining or through said property.

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on _____, 20__.

Signed, sealed and delivered
in the presence of:

By: _____
(Grantor's signature)

(City Clerk's Signature)

Print Name: Patrick G. Salerno

Print Name: Walter J. Foeman,
City Clerk

Print Address: City Manager, City of Coral Gables

405 Biltmore Way, Coral Gables, FL 33134

STATE OF FLORIDA AND COUNTY OF MIAMI-DADE. The foregoing instrument was acknowledged before me this ____ day of _____, 20 __, by Patrick G. Salerno, City Manager, and Walter J. Foeman, City Clerk, respectively, of the City of Coral Gables, who are personally known to me or has(have) produced _____ as identification, and who did (did not) take an oath. (Type of Identification)

My Commission Expires:

Notary Public, Signature

Print Name _____

FLORIDA POWER AND LIGHT
ELECTRICAL FACILITIES EASEMENT

LEGAL DESCRIPTION

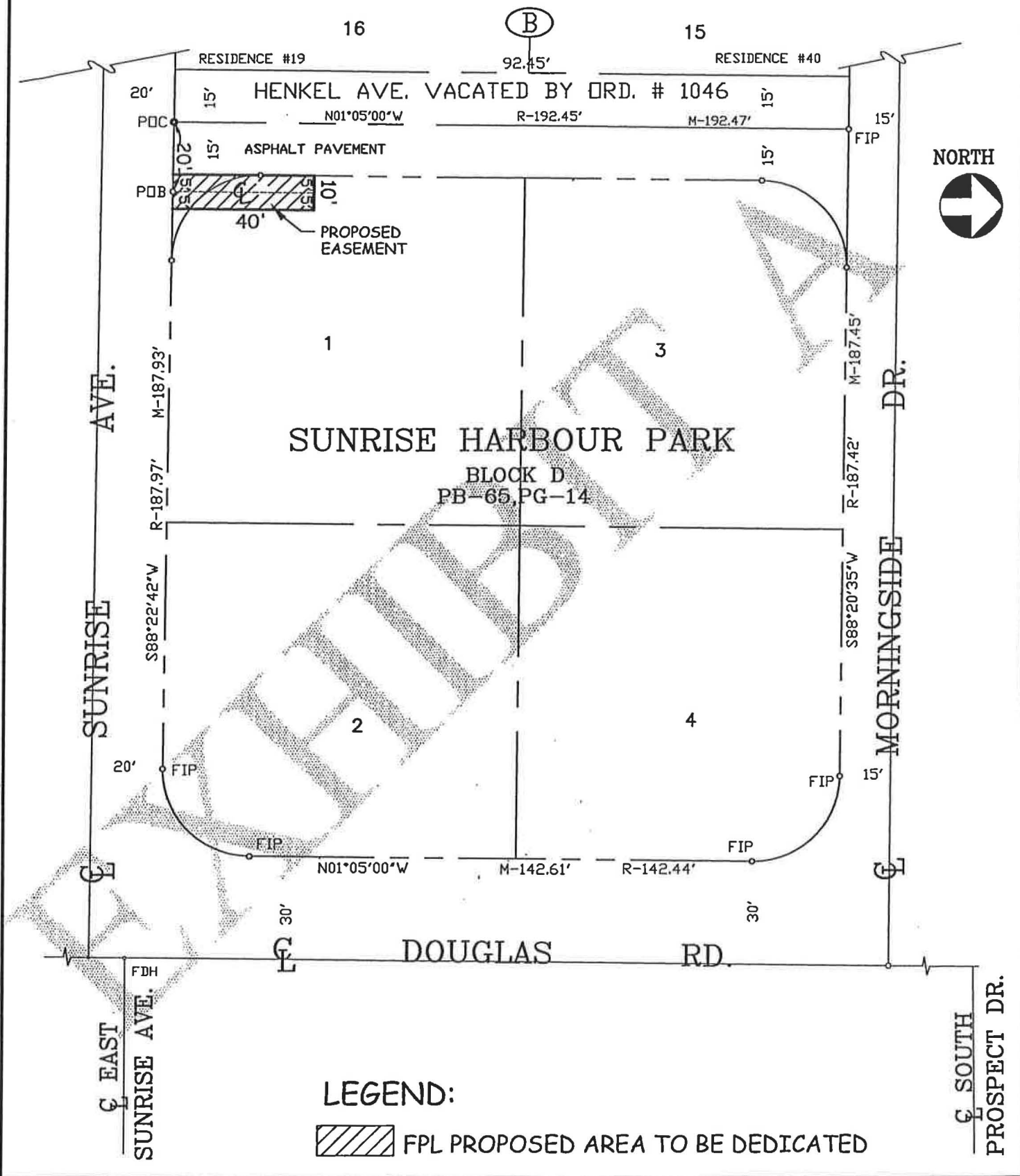
A 10 FOOT PERPETUAL EASEMENT FOR UTILITY PURPOSES OVER , UNDER , AND ACROSS THE FOLLOWING DESCRIBED PROPERTY:

LOTS 1 , 2 , 3 , AND 4 , OF BLOCK D , AND THE EAST HALF (1/2) OF THAT STREET WEST OF SAID BLOCK D , FORMELY KNOWN AS HENKEL AVENUE , AND VACATED BY ORDINANCE #1046 OF THE CITY OF CORAL GABLES ; AS SHOWN ON THE AMENDED AND CORRECTED PLAT OF "SUNRISE POINT" , AS RECORDED IN PLAT BOOK 65 , AT PAGE 14 , OF THE PUBLIC RECORDS OF MIAMI - DADE COUNTY , FLORIDA.

COMMENCING AT THE SOUTHWEST CORNER OF THE ABOVE DESCRIBED PROPERTY ; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID PROPERTY , THIS LINE ALSO BEING THE NORTH RIGHT - OF - WAY LINE OF SUNRISE AVENUE , FOR A DISTANCE OF 20.0 FEET TO THE BEGINNING OF THE CENTER LINE OF SAID 10 FEET PERPETUAL UTILITY EASEMENT ; THENCE NORTHERLY ALONG SAID CENTER LINE , AND PARALLEL TO THE WESTERLY LINE OF SAID PROPERTY, FOR A DISTANCE OF 40.0 FEET AND SAID CENTER LINE THERE TERMINATING.

CONTAINING 400 SQ. FEET , MORE OR LESS.

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



SUNRISE HARBOUR PARK - FPL PROPOSED EASEMENT TO BE DEDICATED

SCALE: N.T.S.
APP'D: J.M.
DRAWN BY: MEM

DEPARTMENT OF PUBLIC WORKS
 ENGINEERING DIVISION
 CITY OF CORAL GABLES, FLORIDA

DATE: 12/01/2011
SHEET: 1 OF 1
FILE: 2100-100M