

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2010-284**

RESOLUTION ELECTING TO USE THE UNIFORM METHOD OF COLLECTING SOLID WASTE COLLECTION NON-AD VALOREM ASSESSMENTS LEVIED WITHIN THE INCORPORATED AREA OF THE CITY; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, the City of Coral Gables, Florida (the "City") has the authority of imposing and collecting charges or fees for trash and/or garbage collection made by the City; and

**WHEREAS**, the City intends to use the uniform method for collecting non-ad valorem assessments for the cost of providing solid waste collection services to property within the incorporated area of the City as authorized by section 197.3632, Florida Statutes, as amended, because this method will allow such assessments to be collected in the same manner as provided for ad valorem taxes; and

**WHEREAS**, the City held a duly advertised public hearing prior to the adoption of this Resolution, proof of publication of such hearing being attached hereto as Exhibit A;

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

**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 the City Commission does hereby approve commencing with the Fiscal Year beginning on October 1, 2011, and with the tax statement mailed for such Fiscal Year and continuing thereafter until discontinued by the City, the City intends to use the uniform method of collecting non-ad valorem assessments authorized in section 197.3632, Florida Statutes, as amended, for collecting non-ad valorem assessments for the cost of providing solid waste collection services. Such non-ad valorem assessments shall be levied within the incorporated area of the City. A legal description of such area subject to the assessment is attached hereto as Exhibit B and incorporated by reference.

**SECTION 3.** That the City Commission does hereby determine that the levy of the assessments is needed to fund the cost of solid waste collection services within the incorporated area of the City.

**SECTION 4.** That upon passage and adoption, the City Clerk is hereby directed to send a copy of this Resolution by United States mail to the Florida Department of Revenue, the Miami-Dade County Tax Collector, and the Miami-Dade County Property Appraiser by January 10, 2011.

**SECTION 5.** That this resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS FOURTEENTH DAY OF DECEMBER, A.D., 2010.

(Moved: Withers / Seconded: Kerdyk)

(Yeas: Kerdyk, Withers, Cabrera, Anderson, Slesnick)

(Unanimous: 5-0 Vote)

(Agenda Item: E-7)

APPROVED:



DONALD D. SLESNICK II

MAYOR

ATTEST:



WALTER J. FOEMAN

CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:



ELIZABETH M. HERNANDEZ

CITY ATTORNEY

**EXHIBIT A**

**PROOF OF PUBLICATION**

[INSERT PROOF OF PUBLICATION]

# MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and  
Legal Holidays  
Miami, Miami-Dade County, Florida

## STATE OF FLORIDA COUNTY OF MIAMI-DADE:

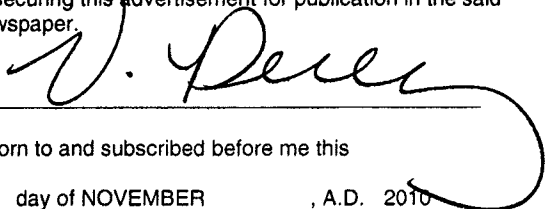
Before the undersigned authority personally appeared  
V. PEREZ, who on oath says that he or she is the  
LEGAL CLERK, Legal Notices of the Miami Daily Business  
Review f/k/a Miami Review, a daily (except Saturday, Sunday  
and Legal Holidays) newspaper, published at Miami in Miami-Dade  
County, Florida; that the attached copy of advertisement,  
being a Legal Advertisement of Notice in the matter of

## THE CITY OF CORAL GABLES - NOTICE OF INTENT TO USE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS

in the XXXX Court,  
was published in said newspaper in the issues of

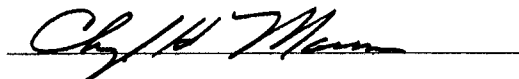
11/16/2010

Affiant further says that the said Miami Daily Business  
Review is a newspaper published at Miami in said Miami-Dade  
County, Florida and that the said newspaper has  
heretofore been continuously published in said Miami-Dade County,  
Florida, each day (except Saturday, Sunday and Legal Holidays)  
and has been entered as second class mail matter at the post  
office in Miami in said Miami-Dade County, Florida, for a  
period of one year next preceding the first publication of the  
attached copy of advertisement; and affiant further says that he or  
she has neither paid nor promised any person, firm or corporation  
any discount, rebate, commission or refund for the purpose  
of securing this advertisement for publication in the said  
newspaper.



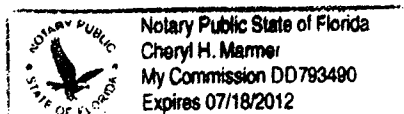
Sworn to and subscribed before me this

16 day of NOVEMBER, A.D. 2010



(SEAL)

V. PEREZ personally known to me



## NOTICE OF INTENT TO USE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS

The City of Coral Gables, Florida (the "City"), hereby provides notice pursuant to Section 197.3632, Florida Statutes, that commencing with the Fiscal Year beginning on October 1, 2011, and with the tax statement mailed for such Fiscal Year and continuing thereafter until discontinued by the City, the City intends to use the uniform method of collecting non-ad valorem assessments for the cost of providing solid waste collection services. Such non-ad valorem assessments shall be levied within the incorporated area of the City.

The City will consider the adoption of a resolution electing to use the uniform method of collecting such assessments at a public hearing to be held at 9:00 a.m. on December 14, 2010 at the Commission Chambers, 405 Biltmore Way, Coral Gables, Florida. Such resolution will state the need for the levy and will contain a legal description of the boundaries of the real property subject to the levy. Copies of the proposed form of resolution, which contains the legal description of the real property subject to the levy, are on file at the City Manager's Office, City Hall, 405 Biltmore Way, Coral Gables, Florida. All interested persons are invited to attend.

In the event any person decides to appeal any decision by the City with respect to any matter relating to the consideration of the resolution at the above-referenced public hearing, a record of the proceeding may be needed and in such an event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based. In accordance with the Americans with Disabilities Act, persons needing special accommodations or an interpreter to participate in this proceeding, should contact Glenn Kephart, Public Works Director, (305) 460-5001, at least one (1) day prior to the date of the hearing.

DATED this 16th day of November 2010.



11/16

WALTER J. FOEMAN  
CITY CLERK

10-4-132/1603762M

# MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and  
Legal Holidays  
Miami, Miami-Dade County, Florida

STATE OF FLORIDA  
COUNTY OF MIAMI-DADE:

Before the undersigned authority personally appeared MARIA MESA, who on oath says that he or she is the LEGAL CLERK, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

CITY OF CORAL GABLES - COLLECTING NON-AD VALOREM  
ASSESSMENTS - SOLID WASTE COLLECTION SERVICES

in the XXXX Court,  
was published in said newspaper in the issues of

11/23/2010

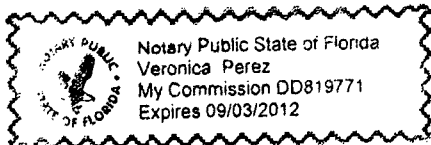
Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida, each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this

23 day of NOVEMBER, A.D. 2010

(SEAL)

MARIA MESA personally known to me



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The City of Coral Gables, Florida (the "City"), hereby provides notice pursuant to Section 197.3632, Florida Statutes, that commencing with the Fiscal Year beginning on October 1, 2011, and with the tax statement mailed for such Fiscal Year and continuing thereafter until discontinued by the City, the City intends to use the uniform method of collecting non-ad valorem assessments for the cost of providing solid waste collection services. Such non-ad valorem assessments shall be levied within the incorporated area of the City.

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In the event any person decides to appeal any decision by the City with respect to any matter relating to the consideration of the resolution at the above-referenced public hearing, a record of the proceeding may be needed and in such an event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based. In accordance with the Americans with Disabilities Act, persons needing special accommodations or an interpreter to participate in this proceeding, should contact Glenn Kephart, Public Works Director, (305) 460-5001, at least one (1) day prior to the date of the hearing.

DATED this 23rd day of November 2010.



WALTER J. FOEMAN  
CITY CLERK

11/23

10-4-138/1807527M

# MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and  
Legal Holidays  
Miami, Miami-Dade County, Florida

STATE OF FLORIDA  
COUNTY OF MIAMI-DADE:

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CITY OF CORAL GABLES - COLLECTING NON-AD VALOREM ASSESSMENTS RE: SOLID WASTE COLLECTION SERVICES

in the XXXX Court,  
was published in said newspaper in the issues of

12/01/2010

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida, each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

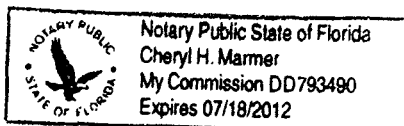
Sworn to and subscribed before me this

01 day of DECEMBER, A.D. 2010

*Cheryl H. Marmar*

(SEAL)

MARIA MESA personally known to me



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The City of Coral Gables, Florida (the "City"), hereby provides notice pursuant to Section 197.3632, Florida Statutes, that commencing with the Fiscal Year beginning on October 1, 2011, and with the tax statement mailed for such Fiscal Year and continuing thereafter until discontinued by the City, the City intends to use the uniform method of collecting non-ad valorem assessments for the cost of providing solid waste collection services. Such non-ad valorem assessments shall be levied within the incorporated area of the City.

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DATED this 1st day of December 2010.



WALTER J. FOEMAN  
CITY CLERK

12/1

10-4-143/1810734M

**EXHIBIT B**

**LEGAL DESCRIPTION**

[INSERT LEGAL DESCRIPTION]

**CITY OF CORAL GABLES, FLORIDA**

**ORDINANCE NO. 2004-19**

**AN ORDINANCE AMENDING SEC. 5 OF CITY CHARTER ENTITLED "BOUNDARIES - METES AND BOUNDS" TO INCLUDE SURVEY/LEGAL DESCRIPTION OF RECENTLY ANNEXED AREAS, COMMONLY REFERRED TO AS "CORAL WATERWAY", "KINGS BAY", AND REPEALING ALL ORDINANCES INCONSISTENT HEREWITH.**

**WHEREAS**, the Charter of the City of Coral Gables was adopted through various Special Acts of the Florida Legislature, including Chapter 13972, Special Acts, 1929 and Chapter 21160, Special Acts 1941, as well as subsequent Charter amendments and revisions; and

**WHEREAS**, on December 19, 1995, the City Commission appointed a Charter Review Committee to review the status of the City Charter and advise the City Commission on the status of prior Charter provisions and to make recommendations as to whether and how the City should adopt or readopt provisions of the City Charter, adopt or readopt provisions as ordinances, repeal or delete provisions as inconsistent with or preempted by state law, or recognize the repeal or obsolescence of a Charter provision by official action; and

**WHEREAS**, in 1973, the Florida Legislature enacted the Municipal Home Rule Powers Act, Public Law 73-129, Laws of Florida, codified at Section 166.01, Florida Statutes et seq., the purpose of which was to allow municipalities to exercise the broadest possible powers not inconsistent with the Florida Constitution and general laws; and

**WHEREAS**, consistent with such purpose the Municipal Home Rule Powers Act, in Section 166.021 (4), preserved existing Charter provisions or special laws addressing certain limited municipal powers, and expressly nullified and repealed municipal Charter provisions enacted prior to July 1, 1973, which imposed "any other limitation" on municipalities' powers. Further, Section 166.021 (5) Florida Statutes, provided that all existing special acts pertaining exclusively to the power or jurisdiction of a particular municipality except as otherwise provided in Section 166.021 (4), Florida Statutes, shall become an ordinance of the municipality subject to modification or repeal as other ordinances; and

**WHEREAS**, since the adoption of the Municipal Home Rule Powers Act in 1973, the City of Coral Gables has taken numerous official acts and it is the intent of this Commission to ratify and confirm and readopt all such prior acts so as not to call into question any resolution, ordinance, designation, decision, contract, or other action taken by this or any previously assembled City Commission;

**WHEREAS**, The area commonly known as Coral Waterway and Kings Bay, forms part of the annexed boundaries of the City of Coral Gables, as more particularly described as follows:



**Section 1.** The recitals and findings contained in the Preamble to this Ordinance are adopted by reference and incorporated as if fully set forth in this Section.

**Section 2.** That Section 5 of the City Charter is hereby amended to include the metes and bounds descriptions of the newly annexed areas commonly known as "Coral Waterway", and "Kings Bay", as in hereinafter set forth.

**Section 3. Boundaries--Metes and Bounds.**

The boundaries of the City of Coral Gables hereby established and organized shall be as follows:

Beginning at the Northwest corner of Section 7, Township 54 South, Range 41 East; the same being the center lines intersection of Tamiami Trail (SW 8<sup>th</sup> Street) with Red Road (SW 57<sup>th</sup> Avenue);

Thence South along the Range Line between Ranges 40 and 41 East, this line also being the center line of Red Road (SW 57<sup>th</sup> Avenue), to the Southwest corner of Section 30, Township 54 South, Range 41 East;

Thence East along the South line of said Section 30, this line also being the center line of Sunset Road (SW 72<sup>nd</sup> Street), to the Southwest corner of the East One Half (E½), of the Southeast Quarter (SE¼), of the Southwest Quarter (SW¼), of said Section 30;

Thence North along the West line of the East Half (E ½), of the Southeast Quarter (SE ¼), of the Southwest Quarter (SW ¼), of said Section 30, for a distance of 250 feet to a point;

Thence East along a line 250 feet North of, and parallel, to the South line of said Section 30, this line also being the south right-of-way line of Avenue San Ignacio, as shown on the Plat of Coral Gables Riviera Section, Part 14, as recorded in Plat Book 28, at Page 32, of the Public Records of Miami-Dade County, Florida, to a point on the East line of the Southwest Quarter (SW ¼), of said Section 30;

Thence South along the above mentioned East line of the Southwest Quarter (SW ¼), this line also being the center line of Trionfo Street, as shown on said Plat of Coral Gables Riviera Section, Part 14, for a distance of 250 feet to the Southeast corner of the Southwest Quarter (SW ¼), of said Section 30;

Thence East along the South line of said Section 30 and the North line of Section 31, Township 54 South, Range 41 East, also being the center line of said Sunset Road, to the Northwest corner of the East Half (E½), of the Northwest Quarter (NW¼), of the Northeast Quarter (NE¼), of the Northeast Quarter (NE¼), of said Section 31;

Thence South along the West line of the aforementioned East Half (E½), of the Northwest Quarter (NW¼), of the Northeast Quarter (NE¼), of the Northeast Quarter (NE¼), of said Section 31, to the Southwest corner thereof;

Thence East along the South line of said East Half ( $E\frac{1}{2}$ ), of the Northwest Quarter ( $NW\frac{1}{4}$ ), of the Northeast Quarter ( $NE\frac{1}{4}$ ), of the Northeast Quarter ( $NE\frac{1}{4}$ ), of said Section 31, to the Southeast corner thereof;

Thence North along the East line of said East Half ( $E\frac{1}{2}$ ), of the Northwest Quarter ( $NW\frac{1}{4}$ ), of the Northeast Quarter ( $NE\frac{1}{4}$ ), of the Northeast Quarter ( $NE\frac{1}{4}$ ), of said Section 31, to the Northeast corner thereof, the last three described courses as shown on the plat of Sunset Acre Estates, as recorded in Plat Book 87, at Page 81, of the Public Records of Dade County, Florida;

Thence East along the North line of said Section 31, this line also being the center line of said Sunset Road (SW 72<sup>nd</sup> ST), to the Northeast corner thereof, also being the Northwest corner of Section 32, Township 54 South, Range 41 East;

Thence East along the North line of said Section 32, also being the centerline of said Sunset Road, to the Northeast corner of the West One Half ( $W\frac{1}{2}$ ), of the Northwest Quarter ( $NW\frac{1}{4}$ ), of the Northwest Quarter ( $NW\frac{1}{4}$ ), of said Section 32;

Thence South along the East line of the West One Half ( $W\frac{1}{2}$ ), of the Northwest Quarter ( $NW\frac{1}{4}$ ), of the Northwest Quarter ( $NW\frac{1}{4}$ ), of said Section 32, to the Southeast corner of Lot "E" of the Mary W. Dorn Homestead, as shown upon the plat thereof recorded in Plat Book 48, at Page 37, of the Public Records of Dade County, Florida;

Thence West along the South line of Lots "E," "D," "C" and "B" of Mary W. Dorn Homestead as aforesaid, and along the North boundary of the land sold by Harley Stuart to Samuel E. Larkin as shown by deed in Deed Book 42, at Page 167, of the Public Records of Dade County, Florida, to a point 210 feet East of the West line of the aforesaid Section 32;

Thence North along a line parallel with and 210 feet East of the West line of said Section 32, to a point 210 feet South of the North line of said Section 32;

Thence West along a line parallel with and 210 feet South of the North line of said Section 32, to the West line of said Section 32;

Thence South along the East line of Section 31, Township 54 South, Range 41 East, and along the West line of Section 32, Township 54 South, Range 41 East, this line also being the center line of Erwin Road, to its intersection with the Easterly line of Lot 1 of the subdivision of Coco Plum Estates, as shown upon the plat thereof recorded in Plat Book 49, at page 93, of the Public Records of Dade County, Florida, and a point on the Westerly right-of-way line of Old Cutler Road;

Thence in a Southwesterly direction along the Easterly line of Lot 1 of Coco Plum Estates, as aforesaid, and along a line 85 feet from, measured at right angles to the Westerly line of lots 3, 2, and 1, Block A, of the Plat of Gables Estates Number 2, as recorded in Plat Book 60, at page 37, of the Public Records of Dade County, Florida, to the intersection thereof with the North line of

Section 6, Township 55 South, Range 41 East, this line also being the center line of N. Kendall Drive (SW 88<sup>th</sup> ST), and this point being 35 feet Westerly of and parallel, to the center line of Old Cutler Road (Ingraham Highway);

Thence Westerly along the North line of said Section 6, to the point of intersection with the East right-of-way line of Red Road (S.W. 57th Ave.), this line also being 50 feet East of and parallel, to the West line of Section 6, Township 55 South, Range 41 East;

Thence South along the East right-of-way line of Red Road (S.W. 57th Ave.), to its point of intersection with the South line of the Northwest Quarter (NW $\frac{1}{4}$ ), of the Southwest Quarter (SW $\frac{1}{4}$ ), of the Northwest Quarter (NW $\frac{1}{4}$ ), of Section 7, Township 55 South, Range 41 East;

Thence East along said South line, to its point of intersection with the center line of the Snapper Creek Canal (Canal C-2), as the same is shown on the plat of Snapper Creek Lakes Subdivision, as recorded in Plat Book 57, at Page 86, of the Public Records of Dade County, Florida;

Thence Southeasterly along said center line, to its point of intersection with the Westerly right-of-way line of the aforementioned Old Cutler Road, this line lying 35 feet Westerly of and parallel, to the center line of said Old Cutler Road, as the same is shown on the aforesaid plat of Snapper Creek Lakes Subdivision;

Thence Southerly and Westerly along the line 35 feet Westerly and Northerly of and parallel, to the center line of Old Cutler Road (Ingraham Highway), as described in DB2091, Page 36, to its intersection with the North line of the Southwest Quarter (SW $\frac{1}{4}$ ), of the Southwest Quarter (SW $\frac{1}{4}$ ), of Section 7, Township 55 South, Range 41 East;

Thence Westerly along said North line of said Southwest Quarter (SW $\frac{1}{4}$ ), of Southwest Quarter (SW $\frac{1}{4}$ ), to its intersection with the range line between Section 7, Township 55 South, Range 41 East, and Section 12, Township 55 South, Range 40 East, this point being the Northwest corner of the Southwest Quarter (SW $\frac{1}{4}$ ), of the Southwest Quarter (SW $\frac{1}{4}$ ), of said Section 7;

Thence North along the East line of the aforementioned Section 12, Township 55 South, Range 40 East, also being the center line of Red Road (SW 57<sup>th</sup> Ave), to its intersection with the Easterly extension of the North line of Block 1, of the plat of Pine Bay Estates Section No. 1, as recorded in Plat Book 82, at Page 24, of the Public Records of Dade County, Florida;

Thence Westerly along said North line of said Block 1 and its Easterly and Westerly extensions, to its intersection with the center line of SW 60th Ave., said line being the West line of Tracts 8, 9 and 10, as shown upon the plat of Avocado Land Cox's, as recorded in Plat Book 2, at Page 44, of the Public Records of Dade County, Florida;

Thence Southerly along said center line of SW 60th Ave., to its intersection with the Westerly extension of the South line of Block 4, of the aforementioned Plat of Pine Bay Estates Section No. 1;

Thence Easterly along the South line of Lots I and 2, of said Block 4, and its Westerly extension, to the Northwest corner of Lot 3, in Block 4, of Pine Bay Estates Section No. 2, as recorded in Plat Book 87, at Page 83, of the Public Records of Dade County, Florida, this point being on the Southwesterly right-of-way line of SW 59th Avenue Road;

Thence South along the West line of said Lot 3, in said Block 4, to its Southwest corner thereof;

Thence East along the South line of said Lot 3, to the Northwest corner of Lot 4, in said Block 4, of said Pine Bay Estates Section No. 2, this point being on the Westerly right-of-way line of said SW 59th Avenue Road;

Thence Southerly along the West line of said Lot 4, Block 4, and its Southerly extension, to its intersection with the South line of the aforementioned Section 12, Township 55 South, Range 40 East, this line also being the center line of SW 120th Street ( Montgomery Drive );

Thence Easterly along said South line of said Section 12, Township 55 South, Range 40 East, to a point 35 feet West of its Southeast corner thereof;

Thence South along a line 35 feet West of the Range line between Section 18, Township 55 South, Range 41 East, and Section 13, Township 55 South, Range 40 East, this line being the West right-of-way line of Red Road (SW 57<sup>th</sup> Ave.), to a point of curve as shown on the plat of Town and Ranch Estates, as recorded in Plat Book 50, at page 46, of the Public Records of Dade County, Florida, lying on the Northeast Quarter (NE $\frac{1}{4}$ ), of said Section 13;

Thence continue Southwesterly along the aforementioned curve on the Westerly right-of-way line of Old Cutler Road, as shown on said Plat of Town and Ranch Estates, to its intersection thereof with the South line of the Northeast Quarter (NE $\frac{1}{4}$ ), of said Section 13;

Thence East along the South line of the Northeast Quarter (NE $\frac{1}{4}$ ), of said Section 13, the same being the center line of Lugo Avenue, to the Southeast corner of the Northeast Quarter (NE $\frac{1}{4}$ ) of said Section 13;

Thence South along the East line of the Southeast Quarter (SE $\frac{1}{4}$ ), of said Section 13, to the Northeast corner of Section 24, Township 55 South, Range 40 East;

Thence West along the North line of said Section 24 for a distance of 2336.54 feet, more or less, to a point, the same being the Northeast corner of the U.S. Department of Agriculture property, as described in Deed Book 3221, at Page 377, of the Public Records of Dade County, Florida;

Thence Southerly along the Easterly boundary line of said U.S. Department of Agriculture property, for a distance of 579.95 feet, more or less, to a point;

Thence Southeasterly along the Northeasterly boundary line of said U.S. Department of Agriculture property, for a distance of 551.89 feet, more or less, to a point;

Thence Southwesterly along the Southeasterly boundary line of said U.S. Department of Agriculture property, for a distance of 1754.40 feet, more or less, to a point;

Thence Westerly along the Southerly boundary line of said U. S. Department of Agriculture property, for a distance of 1454.27 feet, more or less, to a point;

Thence Southwesterly along the Southeasterly boundary line of said U. S. Department of Agriculture property, for a distance of 221.70 feet, more or less, this point being the Northwest corner of Tract D-6, as shown on the plat of Deering Bay, as recorded in Plat Book 139, at Page 60, of the Public Records of Dade County, Florida;

Thence Southwesterly along the Southeasterly boundary line of said U.S. Department of Agriculture property, this line also being the most Westerly line of said Tract D-6 to its Southwest corner thereof, this point being on the North right-of-way line of Mitchell Drive (S. W. 144th St.);

Thence South along a line drawn at right angle to the North line of the Southwest Quarter (SW $\frac{1}{4}$ ), of the aforementioned Section 24, Township 55 South, Range 40 East, for a distance of 15 feet, to its intersection thereof;

Thence West along the North line of said Southwest Quarter (SW  $\frac{1}{4}$ ), of said Section 24, this line also being the center line of said Mitchell Drive (SW 144<sup>th</sup> St.), as shown on the plat of King's Bay Subdivision, as recorded in Plat Book 57, at Page 45, of the Public Records of Miami-Dade County, Florida, to the Northwest corner thereof;

Thence South along the West line of said Southwest Quarter (SW  $\frac{1}{4}$ ), of said Section 24, this line also being the center line of Ludlam Rd. (SW 67<sup>th</sup> Ave.), to the Northwest corner of the South 200 feet, of the West 1035 feet, of the North Half (N  $\frac{1}{2}$ ), of said Southwest Quarter (SW  $\frac{1}{4}$ );

Thence East along the North line of the above mentioned South 200 feet, of the West 1035 feet, of the North Half (N  $\frac{1}{2}$ ), of said Southwest Quarter (SW $\frac{1}{4}$ ), this line also being the South line of Lot 1, and Lots 55 thru 61 inclusive, and its prolongation West, of said King's Bay Subdivision, to the Northeast corner thereof;

Thence South along the East line of said South 200 feet, of the West 1035 feet, of the North Half (N $\frac{1}{2}$ ), of said Southwest Quarter (SW  $\frac{1}{4}$ ), this line also being the West line of Lot 62 and its prolongation North, of said King's Bay Subdivision, to the Southeast corner thereof;

Thence East along the South line of the North Half (N  $\frac{1}{2}$ ), of the Southwest Quarter (SW  $\frac{1}{4}$ ), of said Section 24, this line also being the South line of Lots 62 thru 75 inclusive, of said King's Bay Subdivision, to the Southeast corner thereof;

Thence South along the East line of said Southwest Quarter (SW  $\frac{1}{4}$ ), of said Section 24, to the southeast corner thereof;

Thence East along said South line, of said Section 24, to the Southeast corner of said Section 24;

Thence South along the South prolongation of the East line of said Section 24, to the intersection thereof with a line drawn at right angles to a straight line connecting the center of the North end of the Intracoastal Waterway channel through Featherbed Bank in Biscayne Bay, with the center of draw bridge of the Rickenbacker Causeway across Biscayne Bay, and through the Northerly end of Chicken Key;

Thence in a Southeasterly direction along the last described course, to the intersection thereof with a straight line connecting the center of the North end of the Intracoastal Waterway channel through Featherbed Bank in Biscayne Bay with the center of the draw bridge of the Rickenbacker Causeway across Biscayne Bay;

Thence in a Northerly direction along the aforesaid straight line connecting the center of the North end of the Intracoastal Waterway Channel through Featherbed Bank in Biscayne Bay with the center of the draw bridge of the Rickenbacker Causeway across Biscayne Bay, to the intersection thereof with the prolongation East of the North line of the South One Half ( $S\frac{1}{2}$ ), of the South One Half ( $S\frac{1}{2}$ ), of Section 28, Township 54 South, Range 41 East;

Thence West along the prolongation East of the North line of the South One Half ( $S\frac{1}{2}$ ), of the South One Half ( $S\frac{1}{2}$ ), of said Section 28, and along the North line of the South One Half ( $S\frac{1}{2}$ ), of the Southeast Quarter ( $SE\frac{1}{4}$ ), of Section 29, Township 54 South, Range 41 East, to the West line of the Southeast Quarter ( $SE\frac{1}{4}$ ), of said Section 29, this line also being the center line of Le Jeune Road;

Thence North along said West line of the Southeast Quarter ( $SE\frac{1}{4}$ ), of said Section 29, and continuing North along the West line of the Northeast Quarter ( $NE\frac{1}{4}$ ), of said Section 29, and along the West line of the Southeast Quarter ( $SE\frac{1}{4}$ ), of Section 20, Township 54 South, Range 41 East, this lines being the said center line of Le Jeune Road (SW 42<sup>nd</sup> Ave.), to a point four hundred thirty feet and eighty-nine hundredths (430.89) North of the Southwest corner of the Northwest Quarter ( $NW\frac{1}{4}$ ), of the Southeast Quarter ( $SE\frac{1}{4}$ ), of said Section 20;

Thence East parallel to, and four hundred thirty feet and eighty-nine hundredths (430.89) North of, the South line of the said Northwest Quarter ( $NW\frac{1}{4}$ ), of the Southeast Quarter ( $SE\frac{1}{4}$ ), of Section 20, to a point one thousand and ten feet and sixty-seven hundredths (1010.67) East of the West line of the Southeast Quarter ( $SE\frac{1}{4}$ ), of said Section 20;

Thence North parallel with the said West line of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section 20, to the East-West center line of Section 20, this line being the center line of Grand Avenue;

Thence East along the East-West center line of said Section 20, and the said center line of Grand Avenue, to the center line of Brooker Street as shown upon the Plat of McFarlane Homestead and St. Albans Park, as recorded in the Public Records of Dade County, Florida, in Plat Book 5, at Page 81;

Thence north along the center line of said Brooker Street, to the center line of Read Street (now known as Oak Avenue), as shown upon the said Plat of McFarlane Homestead and St. Albans Park;

Thence East along the center line of said Read Street, (now known as Oak Avenue), to the West line of the East Quarter (E $\frac{1}{4}$ ), of the Northeast Quarter (NE $\frac{1}{4}$ ), of said Section 20;

Thence North along said West line of the East Quarter (E $\frac{1}{4}$ ), of the Northeast Quarter (NE $\frac{1}{4}$ ), of said Section 20, the same being the East right-of-way line of Brooker Street, and the center line of SW 38<sup>th</sup> Avenue, to the Northeast corner of the South One Half (S $\frac{1}{2}$ ), of the Southwest Quarter (SW $\frac{1}{4}$ ), of the Northeast Quarter (NE $\frac{1}{4}$ ), of the Northeast Quarter (NE $\frac{1}{4}$ ), of Section 20;

Thence West along the North line of said South One Half (S $\frac{1}{2}$ ), of the Southwest Quarter (SW $\frac{1}{4}$ ), of the Northeast Quarter (NE $\frac{1}{4}$ ), of the Northeast Quarter (NE $\frac{1}{4}$ ), the same being the center line of Orange Street, to the East line of the Northwest Quarter (NW $\frac{1}{4}$ ), of the Northeast Quarter (NE $\frac{1}{4}$ ), of said Section 20;

Thence North along the last mentioned East line, and continuing North along the East line of the Southwest Quarter (SW $\frac{1}{4}$ ), of the Southeast Quarter (SE $\frac{1}{4}$ ), of Section 17, Township 54 South, Range 41 East, the same being the center line of SW 39<sup>th</sup> Avenue, to the South line of the Northeast Quarter (NE $\frac{1}{4}$ ), of the Southeast Quarter (SE $\frac{1}{4}$ ), of said Section 17;

Thence East along the last mentioned South line, to the East line of the West One Half (W $\frac{1}{2}$ ), of the Northeast Quarter (NE $\frac{1}{4}$ ), of the Southeast Quarter (SE $\frac{1}{4}$ ), of said Section 17;

Thence North along the last mentioned East line, also being the West right-of-way line of SW 38<sup>th</sup> avenue, to the North line of the Southeast Quarter (SE $\frac{1}{4}$ ), of said Section 17;

Thence East along the last mentioned North line, to the East line of said Section 17, this line also being the center line of Douglas Road (SW 37<sup>th</sup> Ave);

Thence North along the last mentioned East line, and continuing North along the East line of Sections 8 and 5, of Township 54 South, Range 41 East, also being the center line of said Douglas Road (SW 37<sup>th</sup> Ave.), to the center line of Palma Court, as shown by the Plat of Flagler Street Section of Coral Gables, as recorded in Plat Book 10, at Page 12, of the Public Records of Dade County, Florida;

Thence East and North along the center line of said Palma Court, to a point one hundred sixty-five (165) feet South of the North line of the Southwest Quarter (SW $\frac{1}{4}$ ), of Section 4, Township 54 South, Range 41 East;

Thence East from said point, one hundred feet and twenty-two hundredths (100.22), along the South line of Block 8 of Kirkland Heights, according to the plat thereof, as recorded in Plat Book 3, at Page 214, of the Public Records of Dade County, Florida, and its prolongation to the West;

Thence Northerly one hundred and sixty-five (165) feet along the East line of Lot 5, of said Block 8 of said Kirkland Heights, to the North line of the Southwest Quarter (SW¼), of Section 4, Township 54 South, Range 41 East;

Thence West along the North line of the Southwest Quarter (SW¼) of said Section 4, this line also being the center line of West Flagler Street, to the intersection thereof with the prolongation North of the West boundary line of the East ninety-three feet and six tenths (93.6) of Lots 1, 2 and 3, Block 1, of said Kirkland Heights;

Thence South along said prolongation North, and the West boundary of the East ninety-three feet and six tenths (93.6) of Lots 1, 2 and 3, Block 1, of Kirkland Heights, as aforesaid, to the North line of Block 1, of the above mentioned Flagler Street Section of Coral Gables;

Thence West along the North line of Block 1 of said Flagler Street Section of Coral Gables and its prolongation West, to a point on the West line of the Southwest Quarter (SW¼), of Section 4, Township 54 South, Range 41 East, this line also being the center line of the aforementioned Douglas Road (SW 37<sup>th</sup> Ave.);

Thence South along the West line of the Southwest Quarter (SW¼), of said Section 4, to the intersection thereof with the prolongation East of the North line of Block 3, of said Flagler Street Section of Coral Gables;

Thence West along said prolongation East, and along the North line of said Block 3, to the West line of said Block 3;

Thence South along the West lines of Blocks 3 and 4, of said Flagler Street Section, to the North line of Block 12;

Thence West along the North line of said Block 12, to the West line of said Block 12;

Thence South along the West lines of Blocks 12 and 13, and the prolongation South thereof, all as shown on the Plat of Flagler Street Section of Coral Gables as aforesaid, to the Southwest corner of the Southeast Quarter (SE¼), of the Southeast Quarter (SE¼), of Section 5, Township 54 South, Range 41 East, Dade County, Florida, and the Northwest corner of the Northeast Quarter (NE¼), of the Northeast Quarter (NE¼), of Section 8, Township 54 South, Range 41 East;

Thence West along the North line of Section 8, Township 54 South, Range 41 East, this line also being the center line of Tamiami Trail (SW 8<sup>th</sup> ST.), to the Northwest corner of the East One Half (E½), of the Northwest Quarter (NW¼), of the Northeast Quarter (NE¼), of said Section 8;

Thence South along the West line of Blocks 1, 10, 18, 27 and 34, and its prolongation North and South thereof, of the Revised Plat of Coral Gables Douglas Section, as shown upon the plat recorded in Plat Book 25, at Page 69, of the Public Records of Dade County, Florida, to the intersection thereof with the North line of Block 1 and/or the prolongation East thereof, of Coral



Gables Section "K," as shown upon the plat recorded in Plat Book 8, at Page 33, of the Public Records of Dade County, Florida;

Thence West along the North line of Block 1, of the aforesaid plat of Coral Gables Section "K", and its prolongation West, to a point on the East line of the Southwest Quarter (SW $\frac{1}{4}$ ), of Section 8, Township 54 South, Range 41 East, this line also being the center line of Le Jeune Road (SW 42<sup>nd</sup> Ave);

Thence North along the East line of the Southwest Quarter (SW $\frac{1}{4}$ ), of said Section 8, and the center line of said Le Jeune Road, to the Northeast corner of the Southwest Quarter (SW $\frac{1}{4}$ ), of said Section 8;

Thence West along the North line of the Southwest Quarter (SW $\frac{1}{4}$ ), of said Section 8, this line being the center line of Avenue Mendoza, to the Northwest corner of the Southwest Quarter (SW $\frac{1}{4}$ ), of said Section 8, and the Southeast corner of the Northeast Quarter (NE $\frac{1}{4}$ ), of Section 7, Township 54 South, Range 41 East;

Thence North along the East line of the Northeast Quarter (NE $\frac{1}{4}$ ), of said Section 7, this line being the center line of Avenue Cortez, to the intersection thereof with the prolongation West of the South line of Block 81 of the Revised Plat of Coral Gables Granada Section, as shown upon the plat recorded in Plat Book 8, at Page 113, of the Public Records of Dade County, Florida;

Thence East along the prolongation West of said South line of Block 81, and along the South line of said Block 81, of said Revised Plat of Coral Gables Granada Section, to the Southeast corner of said Block 81;

Thence North along the East line of said Block 81, of the Revised Plat of Coral Gables Granada Section as aforesaid, and its prolongation North, to a point on the North line of Section 8, Township 54 South, Range 41 East;

Thence West along the North line of the aforementioned Section 8, this line being the center line of Tamiami Trail (SW 8<sup>th</sup> ST), to the Northwest corner of said Section 8, also being the Northeast corner of Section 7, Township 54 South, Range 41 East;

Thence West along the North line of said Section 7, Township 54 South, Range 41 East, and the aforesaid center line of Tamiami Trail, to the point of beginning.

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

#### **Section 4. BOUNDARIES – METES AND BOUNDS**

The document entitled Metes and Bounds Description of the City of Coral Gables, prepared by Juan Martinez, Professional Land Surveyor, and dated January 16, 2004, is hereby adopted by reference as the metes and bounds description of the City of Coral Gables, Florida.

**Section 5.** That all ordinances or parts of ordinances inconsistent or in conflict herewith are hereby repealed insofar as there is conflict or inconsistency.

**Section 6.** This ordinance shall become effective ten days from the date of its adoption by the City Commission.

PASSED AND ADOPTED THIS ELEVENTH DAY OF MAY, A.D., 2004.

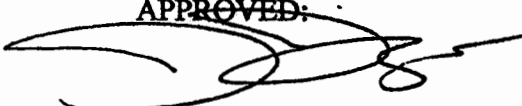
(Moved: Kerdyk/Seconded: Anderson)

(Yeas: Kerdyk, Withers, Anderson, Cabrera, Slesnick)

(Vote: 5/0)

(Agenda Item E-2)

APPROVED:




DONALD D. SLESNICK II  
MAYOR

ATTEST:



WALTER J. FOREMAN  
CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:



ELIZABETH M. HERNANDEZ  
CITY ATTORNEY