



**City of Coral Gables
CITY COMMISSION MEETING
November 13, 2018**

ITEM TITLE:

A Resolution setting forth conditions for encroachments into, onto, under and over the public right-of-way along San Lorenzo Avenue, Altara Avenue and Aurora Street consisting of: porte-cochere at the drop off area, planters, bike racks, canvas and public lighting along alley, wall sconces, lighting in the right-of-way, overhang structure top of elevation shaft, Fire Fighter test head at alley and Siamese connections at Aurora Street and San Lorenzo, adjacent to the proposed "Merrick Park Hotel" located at 4241 Aurora Street, Coral Gables, Florida.

DEPARTMENT HEAD RECOMMENDATION:

Approval.

BRIEF HISTORY:

Mrs. Laura Russo, on behalf of Hersha Hospitality, developer of the Merrick Park Hotel, has requested permission for encroachments into, onto, under and over the right-of-ways adjacent to 4241 Aurora of the installation Street, Coral Gables, Florida.

The proposed encroachments consist of the installation of a porte-cochere at the drop off area, planters, bike racks, canvas and public lighting along alley, wall sconces, lighting in the right-of-way, overhang structure top of elevation shaft, Fire Fighter test head at alley and Siamese connections at Aurora Street and San Lorenzo Avenue adjacent to 4241 Aurora Street, Coral Gables.

The proposed encroachments were reviewed and approved by the City's Board of Architects on September 13, 2018 and are processed under permit building permit number **BL-17-12-1996**.

In addition, the proposed encroachments are included in the Site Plan and Conditional-Use approved by the City Commission on July 11, 2017 by Resolution Number **2017-157**.

It is recommended that this request be approved, subject to the following requirements of the Public Works Department:

- a. The proposed encroachments shall conform to the Florida Building Code and all pertinent Codes;
- b. The City of Coral Gables reserves the right to remove, add, maintain, or have the Owner remove any of the improvements within the right-of-way, at Owner's expense;
- c. The Owner shall maintain the proposed encroachments in good condition at all times, at Owner's expense;
- d. In the event the Public Works Department must issue a permit for a utility cut in the future, affecting the area in which the encroachments are approved, the Owner shall replace any portion of the approved encroachment, at Owner's expense;
- e. The Owner shall meet with the City Attorney's office for the purpose of providing all the information necessary for the office to prepare a Restrictive Covenant to be executed by the

Owner, which runs with the title of the property, and which states, in addition to the above mentioned requirements, that the Owner will provide Public Liability Insurance coverage for the encroachment in the minimum limits required by the City, and naming the City as an additional insured under the policy;

- f. The copies of the Restrictive Covenant, when fully executed and filed, together with certification of required insurance, shall be presented to the Development Services and Public Works Departments and permits thereafter be obtained for the work from both of these Departments.

ADVISORY BOARD/COMMITTEE RECOMMENDATION(S):

Date	Board/Committee	Comments (if any)
May10, 2017	Planning & Zoning Board	Reviewed & recommended.
July 11, 2017	City Commission	Site Plan-Use approval as per Resolution 2017-157.
September 13, 2018	Board of Architects	Approved.

APPROVED BY:

Department Director	City Attorney	Assistant City Manager	City Manager

ATTACHMENT(S):

1. Proposed Resolution
2. Letter of Request
3. Proposed Encroachment Plans
4. Resolution 2017-157