



Legislation Text

File #: 18-8257, **Version:** 1

A Resolution authorizing encroachments consisting of installation of wing walls and pavers at the intersection of Cocoplum Road and Los Pinos Boulevard and new signage at the Cartagena Circle entrance, subject to requirements of the Public Works Department.

On January 22, 2013 the City Commission approved encroachments consisting of new stone signs replacing the existing wood signs within the public right-of-way.

On January 10, 2019 the Board of Architects (BOA) denied the Applicant's proposed improvements at the entrance of Cartagena Circle and the median and swales of Cocoplum Road and Los Pinos Boulevard and Prado Boulevard. This decision was appealed by the Applicant.

On February 6, 2019 a Conflict Resolution meeting was held addressing the BOA's comments, approving their amended request.

The Islands of Cocoplum Homeowners Association's amended request consist of: modification of the existing encroachments with the installation of wing walls and pavers at the intersection of Cocoplum Road and Los Pinos Boulevard and Prado Boulevard at the location of the existing right-of-way encroachment, and new signage at the Cartagena Circle entrance subject to requirements of the Public Works Department.

The Public Works Department does not object to the request to encroach into the public right-of-way at the aforementioned locations, subject to the following conditions of the Public Works Department:

- a. The proposed improvements have been reviewed and approved by the City's Board of Architects;
- b. The City of Coral Gables reserves the right to remove, add, maintain, or have the Islands of Cocoplum Homeowners Association remove any of the improvements within the right-of-way, at the Islands of Cocoplum Homeowners Association's expense;
- c. The Islands of Cocoplum Homeowners Association shall maintain the proposed encroachments in good condition at all times at The Islands of Cocoplum Homeowners Association's expense;
- d. The Islands of Cocoplum Homeowners Association shall meet with the City Attorney for the purpose of providing all information necessary for preparation of a maintenance agreement to be executed by the Islands of Cocoplum Homeowners Association, which states, in addition to the aforementioned requirements, that the Islands of Cocoplum Homeowners Association 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;
- e. Copies of the maintenance agreement, when fully executed and filed, together with the required certificate of insurance, shall be provided by the Islands of Cocoplum Homeowners Association to the

Public Works Department; and permits thereafter shall be obtained from that Department;

- f. The proposed encroachments shall be constructed in accordance with the Florida Building Code and all other pertinent Codes;
- g. In the event the Public Works Department must issue a permit for a utility cut in the future within the area in which the encroachments are approved, the Islands of Cocoplum Homeowners Association shall replace the proposed encroachments cut by the utility at The Islands of Cocoplum Homeowners Association's expense;
- h. The proposed encroachment shall be maintained in accordance with the City Zoning Code, Section 5-1406, requiring that all visual obstructions be kept within a maximum height of thirty inches (30") within the visibility triangle.