

RESOLUTION NO. 2018 - 034

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING AND ACCEPTING A PUBLIC RIGHT OF WAY DEDICATION ALONG S.W. 130TH AVENUE; ACCEPTING THE PERPETUAL MAINTAINENANCE OBLIGATION OF SAID PUBLIC RIGHT-OF-WAY; INCORPORATING SAID RIGHT-OF-WAY INTO THE TRANSPORTATION AND DRAINAGE ONGOING REHABILITATION (TSDOR) CONSTRUCTION PROGRAM; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE PUBLIC RIGHT OF WAY DEDICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the road located along S.W. 130th Avenue in the Town of Southwest Ranches is in need of repair and the residents along S.W. 130th Avenue own to the center line of the existing roadway; and

WHEREAS, certain residents along S.W. 130th Avenue have agreed to convey the land depicted and legally described in Exhibit "A", attached hereto and made a part hereof, for purposes of use as a public road right-of-way (hereinafter referred to as the "Land"); and

WHEREAS, Town Staff has determined that it is in the best interest of the Town to (i) accept title to the Land for the purpose of a public road right-of way (ROW) and for drainage; (ii) accept the perpetual maintenance obligation of the ROW; and (iii) incorporate the Land into the Town's Transportation Surface and Drainage Ongoing Rehabilitation Construction Program (TSDOR).

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA:

SECTION 1. ADOPTION OF RECITALS. The foregoing recitals are true and correct and are incorporated herein by reference.

SECTION 2. The Town Council hereby approves the conveyance of title for the Land along SW 130th Avenue to the Town, by the execution and delivery of a Quit Claim Deed(s) from the residents who currently own the Land, or portions thereof.

SECTION 3. The Town Council hereby accepts the perpetual maintenance obligation of said Right-of-Way along SW 130th Avenue.

SECTION 4. The Town Council hereby approves the incorporation of said Right-of-Way along SW 130th Avenue into the TSDOR construction program.

SECTION 5. The Town Council hereby approves the dedication of the Land as a public right-of-way to be used for ingress/egress, trails, drainage and utilities.

SECTION 6. The Mayor or Vice Mayor and the Town Administrator, as attested by the Town Clerk and approved as to legal form and correctness by the Town Attorney, are hereby authorized and directed to accept and record any and all documents as may be required in connection with effecting the foregoing resolutions, including but not limited to the Quit Claim Deeds; affidavits; Partial Releases of Mortgages and any other documents required to further effectuate the intent of this Resolution.

SECTION 7. EFFECTIVE DATE. This Resolution shall be effective immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 8th day of March, 2018, on a motion by C. Breitkreuz seconded by V. Fisikelli.

McKay	<u>Yes</u>	Ayes	<u>5</u>
Fisikelli	<u>Yes</u>	Nays	<u>0</u>
Breitkreuz	<u>Yes</u>	Absent	<u>0</u>
Jablonski	<u>Yes</u>	Abstaining	<u>0</u>
Schroeder	<u>Yes</u>		

ATTEST: Russell Muñiz
Russell Muñiz, Assistant Town Administrator/Town Clerk

Doug McKay
Doug McKay, Mayor

Approved as to legal Form and Correctness

Keith M. Pollakoff
Keith M. Pollakoff, Esq., Town Attorney

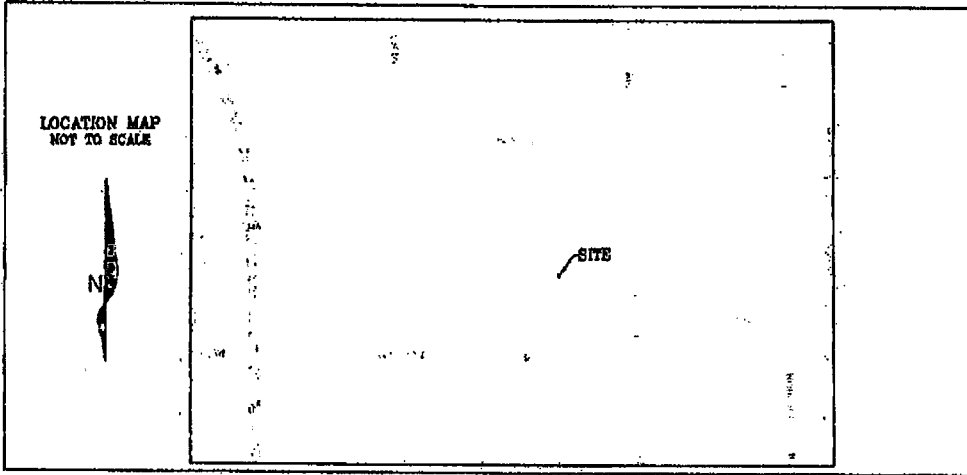
**DESCRIPTION FOR A PROPOSED
NEW LEGAL DESCRIPTION**

**THIS IS NOT A FIELD SURVEY
BROWARD COUNTY, FLORIDA
SEC. 35, TWP. 50S, RNG. 40E**

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN SECTION 35, TOWNSHIP 50 SOUTH, RANGE 40 EAST, BROWARD COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS

THE WEST 40 FEET OF THE NORTH ONE-HALF (N 1/2) OF THE WEST ONE-HALF (W 1/2) OF TRACT TEN (10), IN SECTION 15, TOWNSHIP 50 SOUTH, RANGE 40 EAST, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, SAID LANDS SITUATE, LYING AND BEING IN BROWARD COUNTY, FLORIDA.



SURVEYOR'S NOTES:

1. REPRODUCTIONS OF THIS DOCUMENT ARE NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
2. BEARINGS, IF ANY SHOWN HEREON, ARE BASED ON AN ASSUMED NORTH
3. THIS DOES NOT AND IS NOT INTENDED TO REPRESENT A FIELD SURVEY PREPARED UNDER THE DIRECTION OF THE UNDERSIGNED.
4. THE PURPOSE OF THESE DOCUMENTS IS TO PROVIDE A LEGAL DESCRIPTION AND GRAPHICAL DEPICTION THEREOF FOR A PROPOSED NEW RIGHT-OF-WAY DEDICATION
5. THE TEXT EXHIBITS AND THE GRAPHIC EXHIBITS INCLUDED HEREIN TOGETHER FORM THE CONTENTS OF THIS DOCUMENT, NEITHER EXHIBIT IS COMPLETE WITHOUT THE OTHER.
- 6.) ADDITIONS, OR DELETIONS TO THIS DOCUMENT BY OTHER THAN THE SIGNING PARTY IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY.
- 7.) THIS SKETCH OF DESCRIPTION IS COMPLIANT TO MINIMUM TECHNICAL STANDARDS PURSUANT TO CHAPTER 61G17-6, FLORIDA ADMINISTRATIVE CODE.

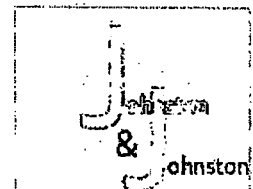
LEGEND AND ABBREVIATIONS

B.C.R. = BROWARD COUNTY RECORDS
C/L = CENTERLINE
M.D.C. = MIAMI-DADE COUNTY
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O.R.B. = OFFICIAL RECORDS BOOK
P.B. = PLAT BOOK
PG. = PAGE
P.O.B. = POINT OF BEGINNING
P.O.C. = POINT OF COMMENCEMENT
RNG. = RANGE
R/W = RIGHT-OF-WAY
SEC. = SECTION
SQ.FT. = SQUARE FEET
TWP. = TOWNSHIP
U.E. = UTILITY EASEMENT

PREPARED FOR: PANAGIOTIS TSOUKALAS & CHRISTINE NANFELDT

SITE ADDRESS: 5340 SW 130 AVENUE, SOUTHWEST RANCES, FL 33330


1/2/18
HENRY A. JOHNSTON P.L.S.#6843
JOHNSTON & JOHNSTON LAND SURVEYING SERVICES LG#7809
7081 TAFT ST. #160
PEMBROKE PINES, FL 33024
PHONE: 954-296-9516



Land Surveying Services Inc.

SHEET 1 OF 2 AND NOT VALID WITHOUT ALL SHEETS JOB#17-12-017

Exhibit "A" (page 1 of 4)

SKETCH FOR A PROPOSED
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SEC. 35, TWP. 50S, RNG. 40E

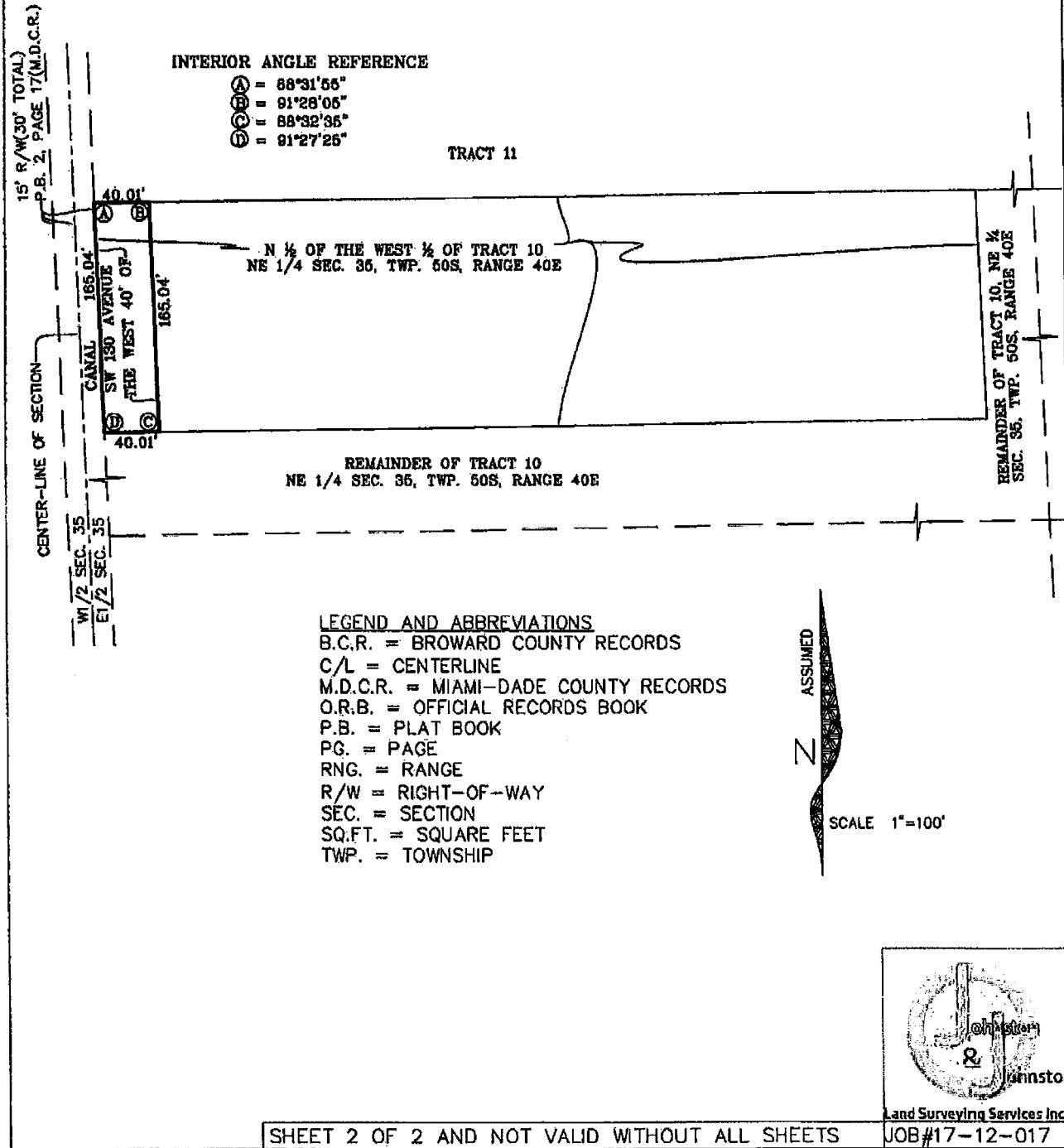


Exhibit "A" (page 2 of 4)

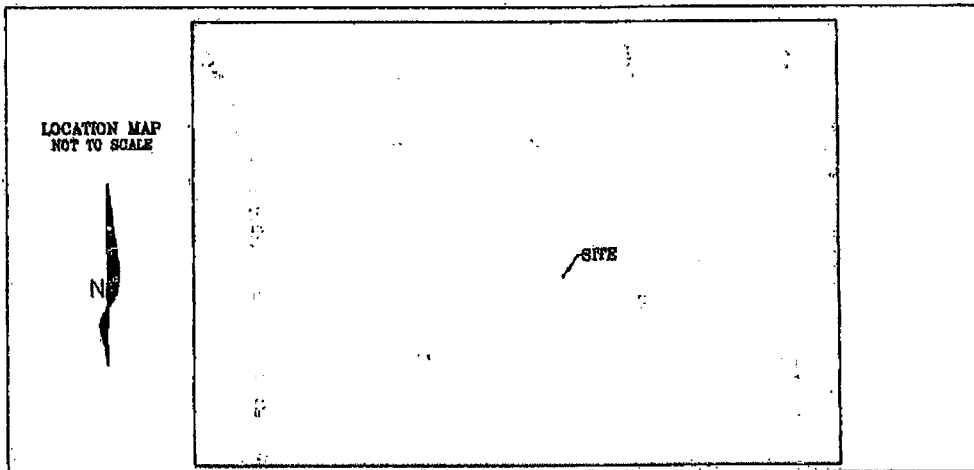
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PREPARED FOR: BUZZSAW, LLC

SITE ADDRESS: 5400 SW 130 AVENUE, SOUTHWEST RANCES, FL 33330

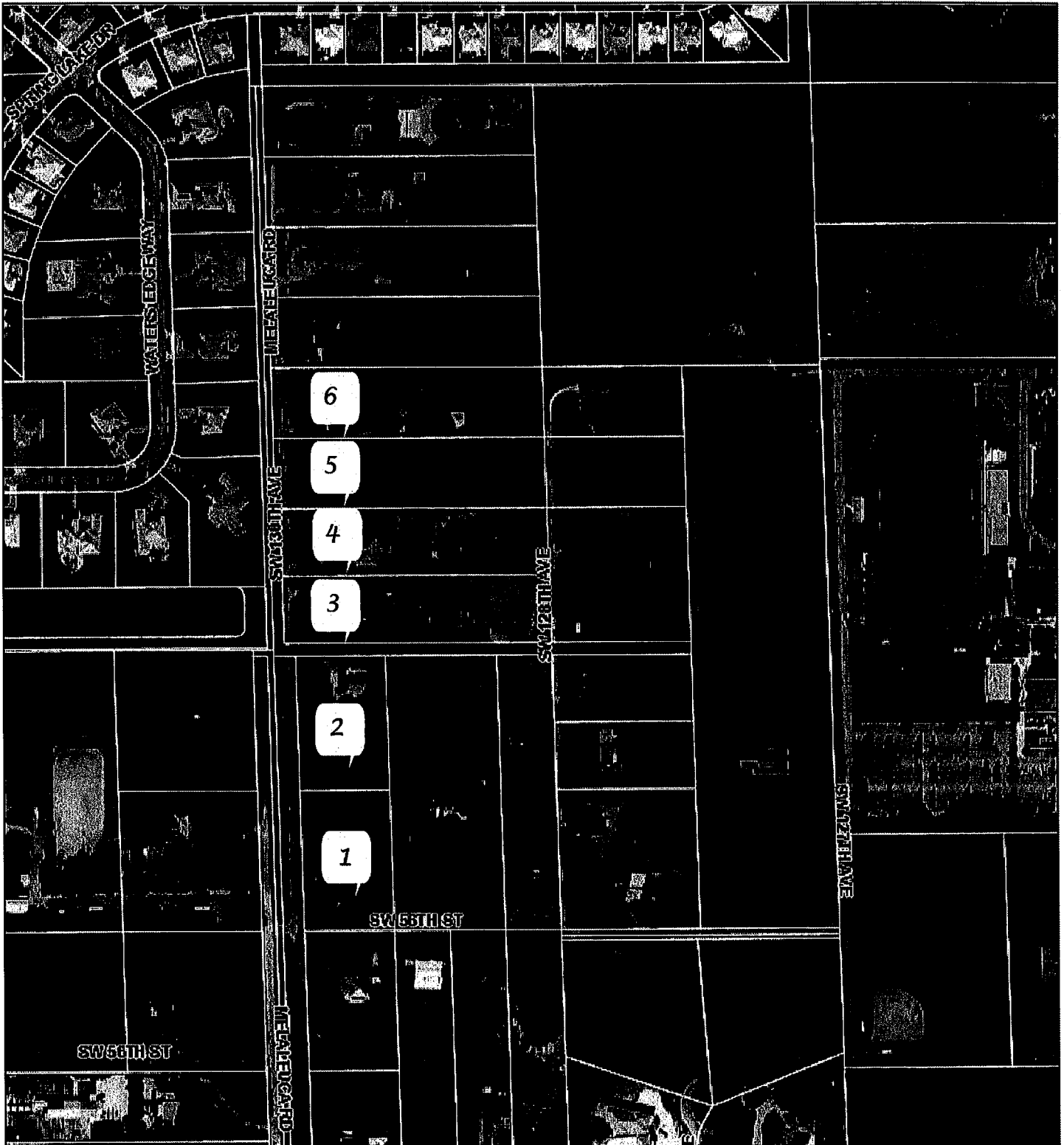

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2081 TAFT ST. #160
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PHONE: 904-298-9516

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Exhibit "A" (page 3 of 4)

Agenda Item #12: ROW Dedication Map



1. 5550 SW 130 AVE - Existing ROW - Included in TSDOR Program
2. 5500 SW 130 AVE - Existing ROW - Included in TSDOR Program
3. 5420 SW 130 AVE - Existing ROW - Discovered During Review Process
4. 5410 SW 130 AVE - Existing ROW - Discovered During Review Process
5. 5400 SW 130 AVE - Proposed ROW Dedication (NEW)
6. 5340 SW 130 AVE - Proposed ROW Dedication (NEW)

X Contacted and do not desire to dedicate ROW