

RESOLUTION NO. 2024-__

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, APPROVING AND ACCEPTING DEDICATION BY RIGHT-OF-WAY MAINTENANCE MAP OF THE WEST PORTION OF SW 70TH AVENUE BETWEEN SW 90TH STREET AND SW 92ND STREET BY OPERATION OF LAW IN ACCORDANCE WITH SECTION 95.361, FLORIDA STATUTES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 95.361, Florida Statutes, where it cannot be determined who constructed a roadway, but the roadway has been maintained by a municipality with public funds for the immediate preceding seven (7) years, the road shall be deemed to be dedicated to the public to the extent of the width that has been maintained by the municipality; and

WHEREAS, the Village of Pinecrest (the "Village") has maintained the portion of SW 70th Avenue located between SW 90th Street and SW 92nd Street ("Roadway") and identified in the Right-of-Way Maintenance Map attached hereto as Exhibit "A" (the "Right-of-Way Maintenance Map") for more than seven (7) years; and

WHEREAS, pursuant to Section 95.361, Florida Statutes, the dedication to the public vests all rights, title, easement, and appurtenances in and to the Roadway in the Village upon the filing of the Right-of-Way Maintenance Map with the office of the Miami-Dade County Clerk of Courts; and

WHEREAS, the Village desires to approve and accept a dedication of the Roadway, as identified in the Right-of-Way Maintenance Map attached hereto as Exhibit "A," by operation of law, as provided for in Section 95.361, Florida Statutes; and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF PINECREST, FLORIDA, AS FOLLOWS:

Section 1. Recitals. That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. Dedication Approved and Accepted. The Village Council hereby approves and accepts, by operation of law, the dedication of Roadway, including those portions of SW 70th Avenue, as identified in the Right-of-Way Maintenance Map attached hereto as Exhibit "A."

Section 3. Implementation. The Village Manager and Village Clerk are authorized to take any action necessary to certify the acceptance of the Roadway dedication, including the execution and filing the Right-of-Way Maintenance Map attached hereto as Exhibit "A" with Miami-Dade County, Florida, Clerk of Courts, and any other required documentation, and implement the purposes of this Resolution.

Section 4. Effective Date. This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 13th day of February, 2024.

Joseph M. Corradino, Mayor

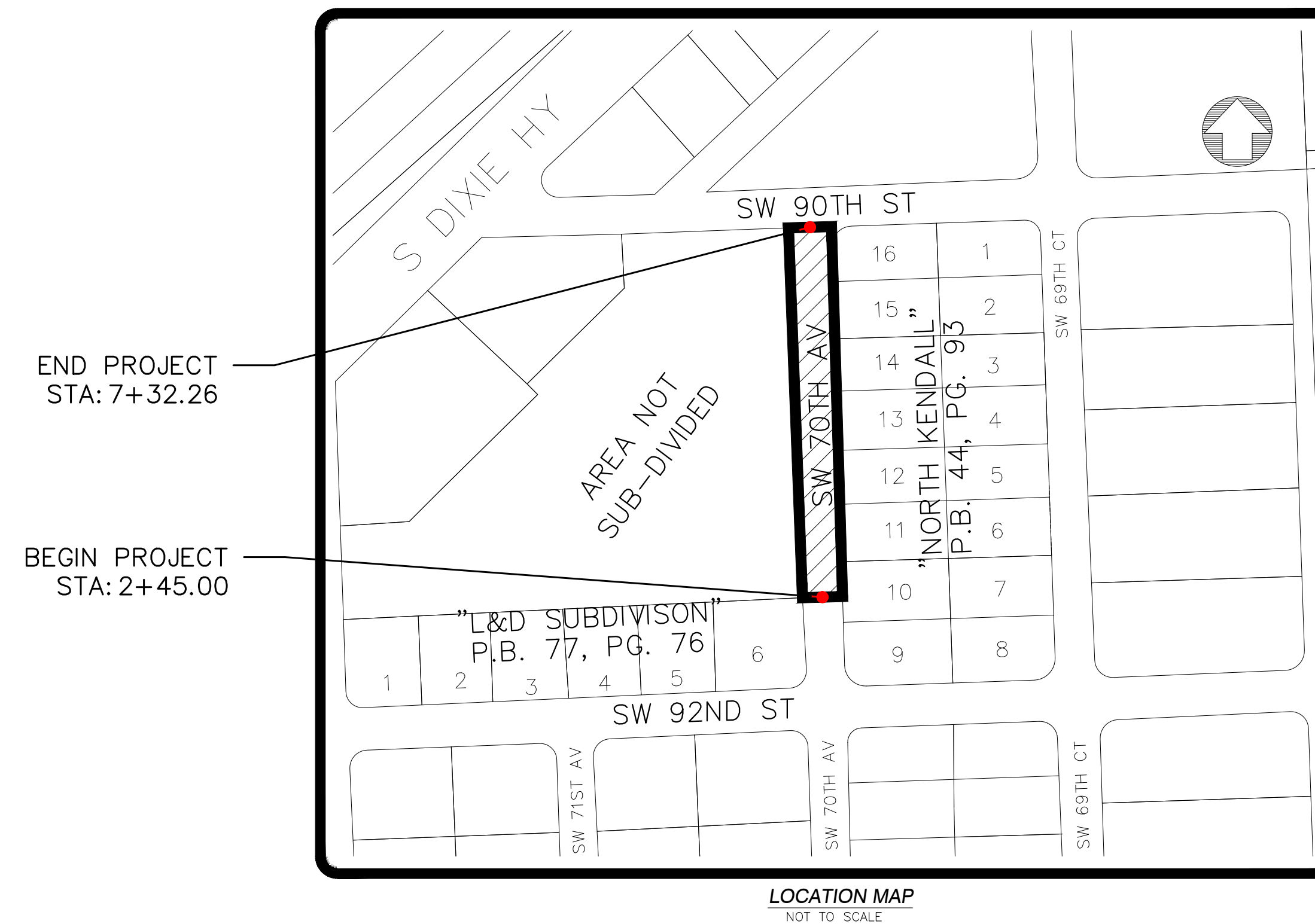
Attest:

Priscilla Torres, MMC
Village Clerk

Approved as to Form and Legal Sufficiency:

Mitchell Bierman
Village Attorney

M A I N T E N A N C E M A P



END PROJECT
STA: 7+32.26

BEGIN PROJECT
STA: 2+45.00

SURVEYOR'S NOTES:

NORTH ARROW DIRECTION IS BASED ON AN ASSUMED MERIDIAN.

BEARINGS AS SHOWN HEREON ARE BASED UPON THE SURVEY BASELINE OF SW 70th AVENUE WITH AN ASSUMED BEARING OF S02°11'50"E, SAID LINE BEING A WELL ESTABLISHED AND MONUMENTED LINE.

LEGAL DESCRIPTION WAS FURNISHED BY THIS LAND SURVEYING FIRM.

PLAT OF "NORTH KENDALL", RECORDED IN PLAT BOOK 44, AT PAGE 93, PUBLIC RECORDS OF MIAMI-DADE COUNTY FLORIDA.

PLAT OF "L AND D SUBDIVISION", RECORDED IN PLAT BOOK 77, AT PAGE 76, PUBLIC RECORDS OF MIAMI-DADE COUNTY FLORIDA.

WARRANTY DEED, DATED MAY 8, 1979, RECORDED IN OFFICIAL RECORDS BOOK 10385, PAGE 2330, PUBLIC RECORDS OF MIAMI-DADE COUNTY FLORIDA.

MAINTENANCE MAP CERTIFICATION:

THIS IS TO CERTIFY THAT SHEETS NUMBERED 1 TO 2, INCLUSIVE, CONSTITUTES THE OFFICIAL MAINTENANCE MAP SHOWING LOCATION AND SURVEY FOR A PORTION OF SW 70th AVENUE, VILLAGE OF PINECREST, FLORIDA.

THE PROPERTY SHOWN CROSS-HATCHED ON SAID MAP HAS BEEN VESTED IN THE VILLAGE OF PINECREST, FLORIDA PURSUANT TO THE PROVISIONS OF SECTION 95.361, FLORIDA STATUTES.

PLAT OF "NORTH KENDALL", RECORDED IN PLAT BOOK 44, AT PAGE 93, PUBLIC RECORDS OF MIAMI-DADE COUNTY FLORIDA.

PLAT OF "L AND D SUBDIVISION", RECORDED IN PLAT BOOK 77, AT PAGE 76, PUBLIC RECORDS OF MIAMI-DADE COUNTY FLORIDA.

WARRANTY DEED, DATED MAY 8, 1979, RECORDED IN OFFICIAL RECORDS BOOK 10385, PAGE 2330, PUBLIC RECORDS OF MIAMI-DADE COUNTY FLORIDA.

APPROVALS VILLAGE OF PINECREST:

THIS IS TO CERTIFY THAT THE LIMITS OF THE ROADWAY AS SHOWN SHADED ON THIS MAP HAVE BEEN MAINTAINED CONTINUOUSLY FOR SEVEN (7) YEARS IMMEDIATELY PAST, WITHOUT INTERRUPTION OR DISTURBANCE FOR SW 70th AVENUE WHEREAS, THE ABOVE REFERENCED RIGHT-OF-WAY IS PART OF THE CITY STREET SYSTEM; AND, WHEREAS, THE ABOVE REFERENCED RIGHT-OF-WAY IS NOT CURRENTLY ON THE AD VALOREM TAX ROLLS FOR MIAMI-DADE COUNTY, FLORIDA AND, NOW THEREFORE. THIS MAP IS BEING RECORDED PURSUANT TO S.95.361 (3) (2022). TO INDICATE THAT TO SUCH STATUTE THAT THE RIGHT-OF-WAY SEGMENT IS DEEMED DEDICATED TO THE PUBLIC AND THAT SUCH DEDICATION ON VESTS ALL RIGHT, TITLE, EASEMENT, AND APPURTENANCES IN AND TO SUCH ROAD IN THE VILLAGE OF PINECREST, FLORIDA.

THIS MAINTENANCE MAP WAS APPROVED BY THE PUBLIC WORKS DIRECTOR OF THE VILLAGE OF PINECREST, FLORIDA, THIS ____ DAY OF _____, ____.

BY: _____ PUBLIC WORKS DIRECTOR
DAVID J. MENDEZ, P.E.

THIS MAINTENANCE MAP WAS APPROVED BY RESOLUTION No. _____, PASSED AND ADOPTED BY THE VILLAGE OF PINECREST, FLORIDA, THIS ____ DAY OF _____, ____ AS RECORDED IN OFFICIAL RECORDS BOOK _____ PAGE _____ OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.

IN WITNESS WHEREOF, WE HAVE HEREON TO SET OUR HANDS AND AFFIXED THE SEAL OF THE VILLAGE OF PINECREST, FLORIDA, THIS ____ DAY OF _____, ____.

ATTEST: _____ VILLAGE CLERK
PRISCILLA TORRES

BY: _____ MAYOR
JOSEPH M. CORRADINO

CLERK OF COURTS CERTIFICATION:

FILED FOR RECORD THIS ____ DAY OF _____, 2024. AT ____:____.M.
IN BOOK _____ OF MAP PLATS, AT PAGE _____, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. THIS MAINTENANCE MAP COMPLIES WITH THE LAWS OF THE STATE OF FLORIDA AND MIAMI-DADE COUNTY, FLORIDA.

JUAN FERNANDEZ-BARQUIN
CLERK OF CIRCUIT COURT, MIAMI-DADE COUNTY, FLORIDA

BY: _____ DEPUTY CLERK

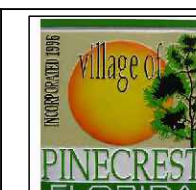
SURVEYOR'S CERTIFICATE:

THIS SURVEY WAS PERFORMED FOR THE SPECIFIC PURPOSE OF ESTABLISHING A SURVEY LINE AND LOCATING THE LIMITS OF MAINTAINED RIGHT-OF-WAY AS IDENTIFIED BY THE MAINTENANCE ENGINEER FOR THE VILLAGE OF PINECREST, FLORIDA AND DEPICTED HEREON. I HEREBY CERTIFY THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THIS IS A TRUE, ACCURATE, AND COMPLETE DEPICTION OF A SURVEY PERFORMED UNDER MY DIRECTION AND COMPLETED ON 11/30/2022. I FURTHER CERTIFY THAT SAID DRAWING IS IN COMPLIANCE WITH THE MINIMAL TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS, IN CHAPTER 5J-17 FLORIDA ADMINISTRATIVE CODE PURSUANT TO SECTION 472.027, OF THE FLORIDA STATUTES.

HADONNE CORP., A FLORIDA CORPORATION
FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER LB7097

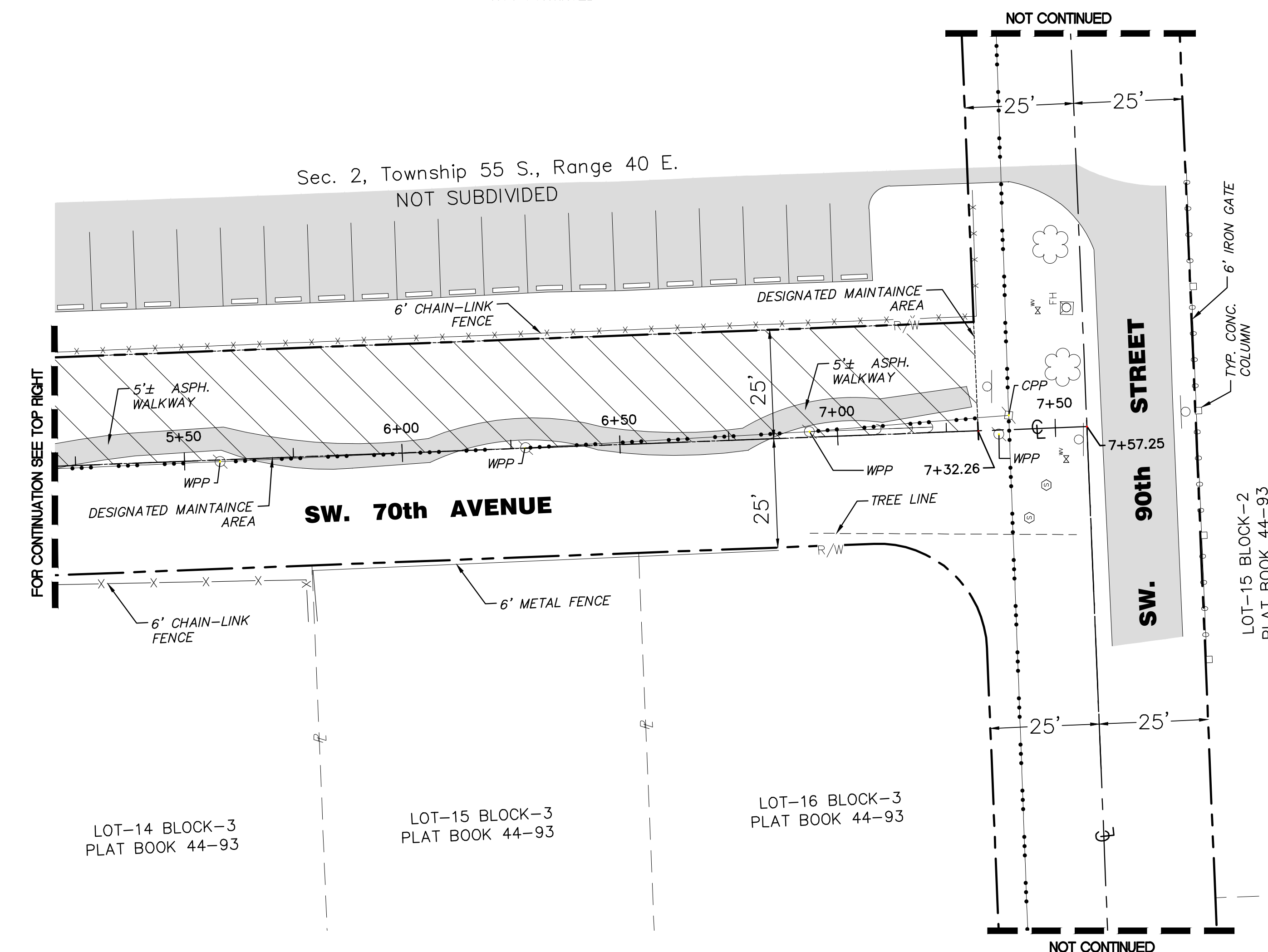
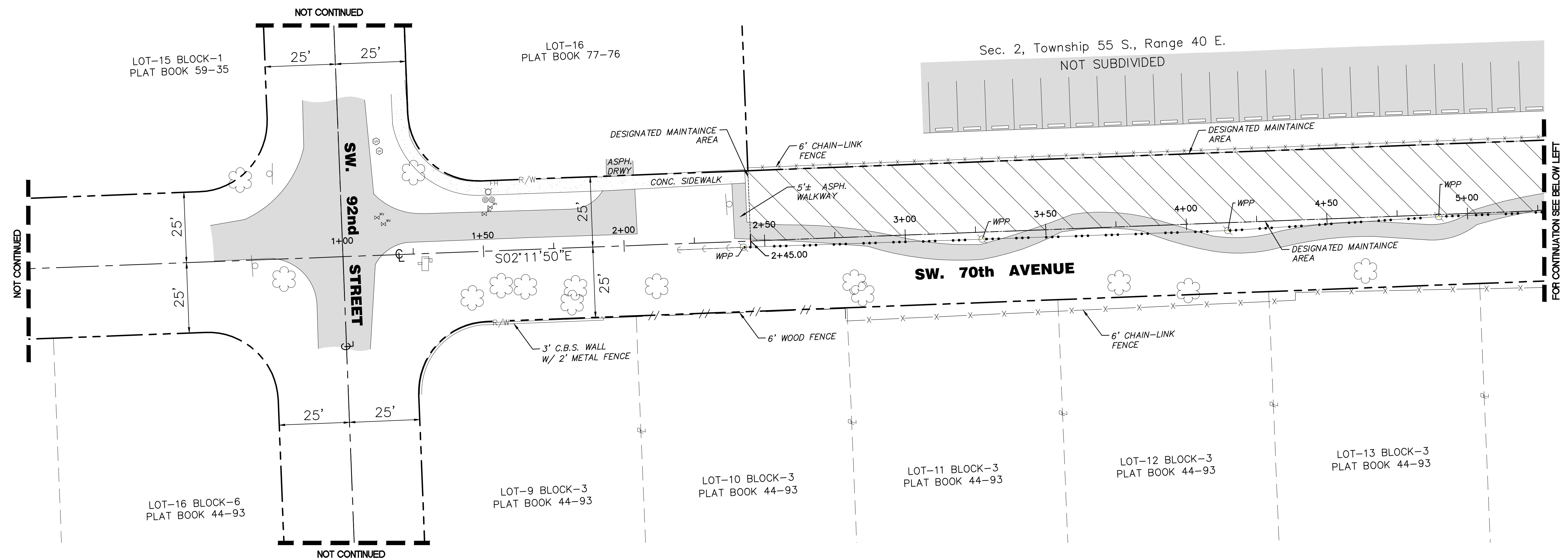
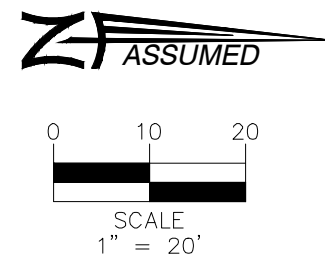
ABRAHAM HADAD, PSM
FOR THE FIRM
REGISTERED SURVEYOR AND MAPPER LS6006
STATE OF FLORIDA

NOTICE: NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. ADDITIONS OR DELETIONS TO SURVEY MAPS BY OTHER THAN THE SIGNING PARTY ARE PROHIBITED WITHOUT THE WRITTEN CONSENT OF THE SIGNING PARTY.



REVISION	BY	DATE	BY	DATE	SUBMITTED BY:	DATE
			SURVEYED	V.L.	11.30.22	
			DRAWN	M.M.	12.01.22	APPROVED BY:
			CHECKED	J.S.	12.08.22	DATE

M A I N T E N A N C E M A P



SYMBOL	DESCRIPTION	SYMBOL	DESCRIPTION	SYMBOL	DESCRIPTION
●	FOUND IRON REBAR	UTILITY STRUCTURE NUMBER		▨	AREA TO BE MAINTAINED
○	FOUND IRON PIPE WITH CAP	⊠	CATCH BASIN	—	MAINTENANCE LINE
PL	PROPERTY LINE	⊞	ELECTRIC UTILITY BOX	—	PROPERTY LINE
R/W	RIGHT-OF-WAY	⊞	WATER METER	—	RIGHT-WAY LINE
CBS	CONCRETE BLOCK STUCCO	⊞	WATER VALVE	—	EASEMENT LINE
N.G.V.D.	NATIONAL GEODETIC VERTICAL DATUM	⊞	SANITARY SEWER CLEAN OUT	—	X-UTL-DRAIN
PB	PLAT BOOK	⊞	SANITARY SEWER MANHOLE	—	X-UTL-SANT
PG	PAGE	⊞	SANITARY SEWER VALVE	—	OVERHEAD UTILITY LINE
F.N.D.	FOUND NAIL & DISK	⊞	MANHOLE UNKNOWN	—	GRAVEL
N.O.P.	NUMBER OF PARKING SPACES	⊞	DRAINAGE MANHOLE	—	BRICK
S.I.P.	SET IRON PIPE	⊞	GREASE TRAP MANHOLE	—	BUILDING HATCH
T.O.P.	TOP OF PIPE	⊞	FIRE DEPT. CONNECTOR	—	CONCRETE
SWK	SIDEWALK	⊞	GAS METER	—	ASPHALT PAVEMENT
P.O.B.	POINT OF BEGINNING	⊞	TELECOMMUNICATIONS BOX		
N.T.S.	NOT TO SCALE	⊞	MONITORING WELL		
T.B.M.	TEMPORARY BENCH MARK	⊞	FIRE HYDRANT		
F.F.E.	FINISH FLOOR ELEVATION	⊞	LIGHT POST		
S.I.R.	SET IRON REBAR	⊞	BACK-FLOW PREVENTER		
F.D.H.	FOUND DRILL HOLE	⊞	GUARDRAIL		
F.I.P.	FOUND IRON PIPE	⊞	CLAY ANCHOR		
F.I.R.	FOUND IRON REBAR	⊞	POST		
⊞	BENCHMARK	⊞	SIGN		
⊞	EXISTING ELEVATION	⊞	MAILBOX		
⊞	TREE	⊞	FPL TRANSFORMER		
⊞	PALM TREE	⊞	SIGNAL MAST ARM		
⊞	IRRIGATION CONTROL VALVE	⊞	INTERCOM BOX		
TT	TREE NUMBER	⊞	CONCRETE UTILITY POLE		
		⊞	WOOD UTILITY POLE		



REVISION	BY	DATE	BY	DATE	SUBMITTED BY:	DATE
			SURVEYED	V.L.	11.30.22	
			DRAWN	M.M.	12.01.22	
			CHECKED	J.S.	12.08.22	

APPROVED BY:	DATE
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Yocelyn Galiano, ICMA-CM
Village Manager
manager@pinecrest-fl.gov

VILLAGE OF PINECREST
Office of the Village Manager

DATE: February 6, 2024
TO: The Honorable Mayor and Members of the Village Council
FROM: Yocelyn Galiano, ICMA CM, Village Manager
RE: Resolution for Agreement to Approve a Maintenance Map for SW 70th Ave
between SW 90th St and SW 92 St.

Attached for your consideration, please find the Maintenance Map for the subject location. The proposed ROW take will be for the remaining west half ROW of 70th Ave for the limits shown.

I hereby respectfully recommend the Village Council adopt the attached resolution authorizing the Village Manager to execute the agreement.

