

RESOLUTION NO. 2018- 2560-A

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A TEMPORARY EASEMENT AGREEMENT WITH MIAMI-DADE COUNTY FOR EQUIPMENT STAGING IN CONNECTION WITH BEACH RENOURISHMENT, EROSION CONTROL AND HURRICANE PROTECTION PROJECT; PROVIDING FOR AUTHORIZATION AND IMPLEMENTATION OF THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Surfside ("Town"), Miami-Dade County and the Army Corps of Engineers have jointly coordinated to provide renourishment and material in multiple eroded areas of the Town for beach erosion control and hurricane protection ("Joint Project"); and

WHEREAS, in furtherance of the Joint Project, the Army Corps of Engineers and Miami-Dade County require use of certain property owned and/or located in the Town currently used for public beach access east of the bulkhead up to the emergency access area ("hardpack") at 89th Street and 92th Street for equipment staging, and have requested that the Town enter into the Temporary Easement Agreement substantially in the form attached hereto as Exhibit "A" ("Easement Agreement"); and

WHEREAS, the Town Commission finds that the Easement Agreement is in the best interest and welfare of the Town and wishes to approve same in substantially the form attached hereto as Exhibit "A."

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE AS FOLLOWS:

Section 1. Recitals. The above-stated recitals are true and correct and are incorporated herein by this reference.

Section 2. Approval and Authorization. The Easement Agreement between the Town and Miami-Dade County, substantially in the form attached hereto as Exhibit "A," is hereby approved. The Town Commission authorizes the Town Manager to execute the Easement Agreement on behalf of the Town, together with such non-substantive changes as may be approved by the Town Manager and Town Attorney for legal sufficiency.

Section 3. Implementation. The Town Manager and/or designee are authorized to take any and all action necessary to implement the Easement Agreement and the purposes of this Resolution. .

Section 4. Effective Date. This Resolution shall become effective immediately upon adoption.


PASSED AND ADOPTED this 11th day of December, 2018.

Moved By: Commissioner Gielchinsky

Second By: Commissioner Paull.

FINAL VOTE ON ADOPTION

Commissioner Michael Karukin	<u>Absent</u>
Commissioner Tina Paul	<u>Yes</u>
Commissioner Barry Cohen	<u>Absent</u>
Vice Mayor Daniel Gielchinsky	<u>Yes</u>
Mayor Daniel Dietch	<u>Yes</u>



Daniel Dietch
Mayor

ATTEST:



Sandra Novoa, MMC
Town Clerk

**APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**



Weiss Serota Helfman Cole & Bierman, P.L.
Town Attorney

**Exhibit A
Town of Surfside**

Description	Folio Number	Full Legal Description	Ownership	Intended Use	Remarks
Public beach access area east of Bulkhead up to Emergency Access ("Hardpack") @ 89 Street	14-2235-005-4170	NORMANDY BEACH 2ND AMD PL PB 16-44 LAKE AVE E OF COLLINS DRIVE & RIP RTS & PORT LYING EAST & ADJACENT WEST OF EROSION LINE PER PB 105-62 LOT SIZE 17659 SQ FT M/L OR 16306-0287 0394 3	Town of Surfside	Equipment Staging	
Public beach access area east of Bulkhead up to Emergency Access ("Hardpack") @ 92 Street	14-2235-006-2980	ALTOS DEL MAR NO 5 PB 8-92 LOT A AT FOOT OF QUAMASH STREET FACING ON ATLANTIC OCEAN & RIP RTS & PORT LYING EAST & ADJACENT WEST OF EROSION LINE PER PB 105-62 LOT SIZE 6115 SQ FT M/L OR 16306-0287 0394 3	Town of Surfside	Equipment Staging	