

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2008-163

A RESOLUTION APPROVING ENCROACHMENTS INTO THE RIGHT-OF-WAY CONSISTING OF PAVERS, COLUMNS, AN OPEN-AIR BREEZEWAY AND IRON GATES ADJACENT TO 285 ARAGON AVENUE, SUBJECT TO THE REQUIREMENTS OF THE PUBLIC WORKS DEPARTMENT.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. That the request for encroachments, consisting of stone pavers, four (4) columns encroaching one foot, three inches (1'-3"), one foot, seven inches (1'-7"), one foot, eight inches (1'-8") and three feet, three inches (3'-3"), supporting an open-air breezeway, and two (2) pair of wrought-iron motorized gates into and over the right-of-way (alley) adjacent to 285 Aragon Avenue, on property legally described as in the attached EXHIBIT "A" located in "Coral Gables Section K", as recorded in Plat Book 8, Page 33 of the Public Records of Miami-Dade County, shall be hereby approved, subject to the following requirements of the Public Works Department:

- a. That the proposed encroachments shall conform to the Florida Building Code and all pertinent Codes.
- b. That the City of Coral Gables reserves the right to remove, add to, maintain, or have the Owner remove any of the improvements within the right-of-way and at Owner's expense.
- c. That the Owner maintains the proposed encroachments in good condition at all times and at Owner's expense.
- d. That copies of the Restrictive Covenant, when fully executed and filed, shall be presented to the Building and Zoning Department and to the Public Works Department, and permits thereafter be obtained for the work from both of these Departments.
- e. That the Owner shall replace, at the Owner's expense, any portion of the encroachment affected in the event the Public Works Department must issue a permit for a utility cut in the future in the are in which the encroachments are approved.

SECTION 2. That this resolution shall become effective immediately upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS FOURTEENTH DAY OF OCTOBER, A.D., 2008.
(Moved: Anderson / Seconded: Withers)
(Yeas: Anderson, Withers, Slesnick)
(Absent: Cabrera, Kerdyk)
(Majority: (3-0) Vote)
(Agenda Item: D-5)

APPROVED:



DONALD D. SLESNICK II
MAYOR

ATTEST:



WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



ELIZABETH M. HERNANDEZ
CITY ATTORNEY

EXHIBIT "A"

Legal description and street address of Subject Property:

The building is within the limits of the City of Coral Gables, Florida. The existing building is located on the north side of Aragon Avenue.

285 Aragon Avenue
Coral Gables, FL 33134

Folio Number: 03-4108-006-3100

Lots 1 thru 4 & 42 thru 48 inclusive, Block 34, Coral Gables Section K, Plat Book 8, Page 33, of the Public Records of Miami-Dade County, Florida.