

ORDINANCE NO. 2014-58

ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA VACATING A PORTION OF WEST 21 STREET, SOUTH OF THE ROAD CENTERLINE, 15 FEET WIDE, MORE OR LESS, FOR A LENGTH OF 268 FEET, MORE OR LESS, DEDICATED TO THE PUBLIC FOR USE AS RIGHT-OF-WAY PURSUANT TO THE PLAT OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. PROPERTY LOCATED WEST OF WEST 4 AVENUE, HIALEAH, FLORIDA, AND MORE PARTICULARLY DESCRIBED IN THE SURVEYOR'S LEGAL DESCRIPTION AND LOCATION SKETCH ATTACHED HERETO AND MADE A PART HEREOF AS EXHIBIT "A".

WHEREAS, the portion of the right-of-way to be vacated, more particularly described and illustrated on the surveyor's legal description and location sketch attached hereto as Exhibit A, no longer serves a public purpose;

WHEREAS, the continued maintenance of the right-of-way would cause financial burden to the City of Hialeah without any beneficial returns to the public which would justify such expenditures; and

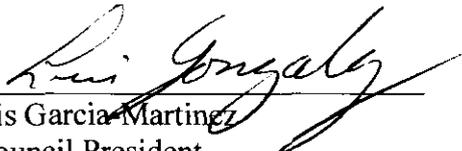
WHEREAS, there being no water or sewer line facilities or any other utilities presently located within the portion of the right-of-way proposed to be vacated;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The City of Hialeah, Florida hereby vacate a portion of West 21 Street, south of the road centerline, 15 feet wide, more or less, for a length of 268 feet, more or less, dedicated to the public for use as right-of-way pursuant to the Plat of Florida Fruit Land Company's Subdivision No. 1, as recorded in Plat Book 2, at Page 17,

of the Public Records of Miami-Dade County, Florida. The Property is located to the west of West 4 Avenue, Hialeah, Florida. The portion of the right-of-way to be vacated is more particularly described in the surveyor's legal description and location sketch attached hereto and made a part hereof as Exhibit A.

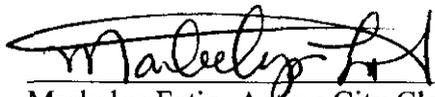
PASSED AND ADOPTED this 14 day of October, 2014.



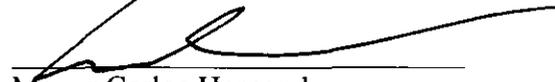
Isis Garcia-Martinez
Council President
Luis Gonzalez - Council Vice President
for Isis Garcia-Martinez- Council President

Attest:

Approved on this 21 day of October, 2014.

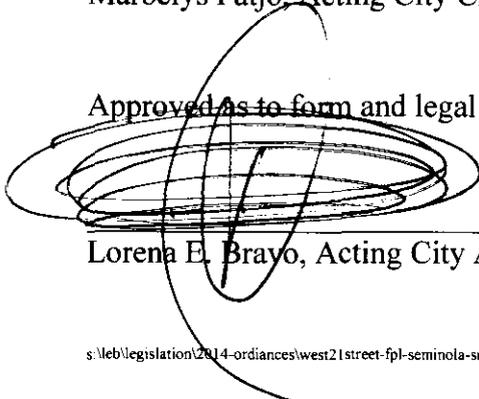


Marbelys Fatjo, Acting City Clerk



Mayor Carlos Hernandez

Approved ~~as to form~~ and legal sufficiency:



Lorena E. Bravo, Acting City Attorney

THE FOREGOING ORDINANCE
OF THE CITY OF HIALEAH WAS
PUBLISHED IN ACCORDANCE
WITH THE PROVISIONS OF
FLORIDA STATUTE 166.041
PRIOR TO FINAL READING.

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Ordinance was adopted by a 6-0-1 vote with Council Members Caragol, Casáls-Muñoz, Cue-Fuente, Gonzalez, Hernandez, & Lozano voting "Yes", & Councilmember Garcia-Martinez, absent.

LEGAL DESCRIPTION - W. 21ST STREET RIGHT OF WAY VACATION

THAT PORTION OF THE W. 21ST STREET RIGHT OF WAY LYING SOUTH OF THE NORTH LINE OF SECTION 13, TOWNSHIP 53 SOUTH, RANGE 40 EAST; EAST OF THE EAST LINE AND THE NORTHERLY PROLONGATION THEREOF, OF TRACT 1, BLOCK 2, BING'S RED ROAD TERMINALS, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 65, PAGE 13 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; NORTH OF TRACT 1 OF SECTION 13, TOWNSHIP 53 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; AND WEST OF THE SOUTHERLY LIMITED ACCESS RIGHT OF WAY LINE OF STATE ROAD 934 (HIALEAH EXPRESSWAY) AS SHOWN ON THE FDOT RIGHT OF WAY MAP, SECTION NO. 87080-2515. ALL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF TRACT 1, BLOCK 2, BING'S RED ROAD TERMINALS AS RECORDED IN PLAT BOOK 65, PAGE 13; SAID POINT OF COMMENCEMENT ALSO BEING ON THE WEST LINE OF TRACT 1 OF SECTION 13, TOWNSHIP 53 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION;

THENCE, BEARING NORTH 1°42'16" WEST, ALONG THE WEST LINE OF SAID TRACT 1 OF SECTION 13, TOWNSHIP 53 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION, A DISTANCE OF 20.01 FEET TO THE NORTHWEST CORNER OF SAID TRACT 1 AND THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL;

THENCE, BEARING NORTH 1°42'16" WEST, ALONG THE NORTHERLY PROLONGATION OF THE WEST LINE OF SAID TRACT 1, A DISTANCE OF 15.00 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 13, TOWNSHIP 53 SOUTH, RANGE 40 EAST;

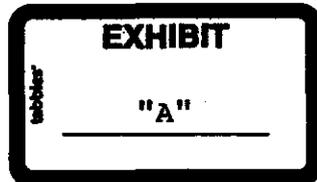
THENCE, BEARING NORTH 89°38'04" EAST, ALONG THE NORTH LINE OF SAID SECTION 13, A DISTANCE OF 237.46 FEET TO A POINT ON THE SOUTHERLY LIMITED ACCESS RIGHT OF WAY LINE OF STATE ROAD 934 (HIALEAH EXPRESSWAY);

THENCE, LEAVING THE NORTH LINE OF SAID SECTION 13, BEARING SOUTH 74°28'20" EAST, ALONG THE SOUTHERLY LIMITED ACCESS RIGHT OF WAY LINE OF STATE ROAD 934, A DISTANCE OF 31.98 FEET TO A POINT;

THENCE, CONTINUING ALONG SAID SOUTHERLY LIMITED ACCESS RIGHT OF WAY LINE, BEARING SOUTH 2°19'30" EAST, A DISTANCE OF 6.25 FEET TO A POINT;

THENCE, LEAVING SAID SOUTHERLY LIMITED ACCESS RIGHT OF WAY LINE, BEARING SOUTH 89°38'04" WEST, ALONG A LINE 15.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID SECTION 13, A DISTANCE OF 268.08 FEET TO THE POINT OF BEGINNING.

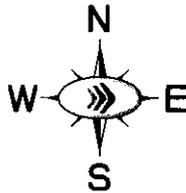
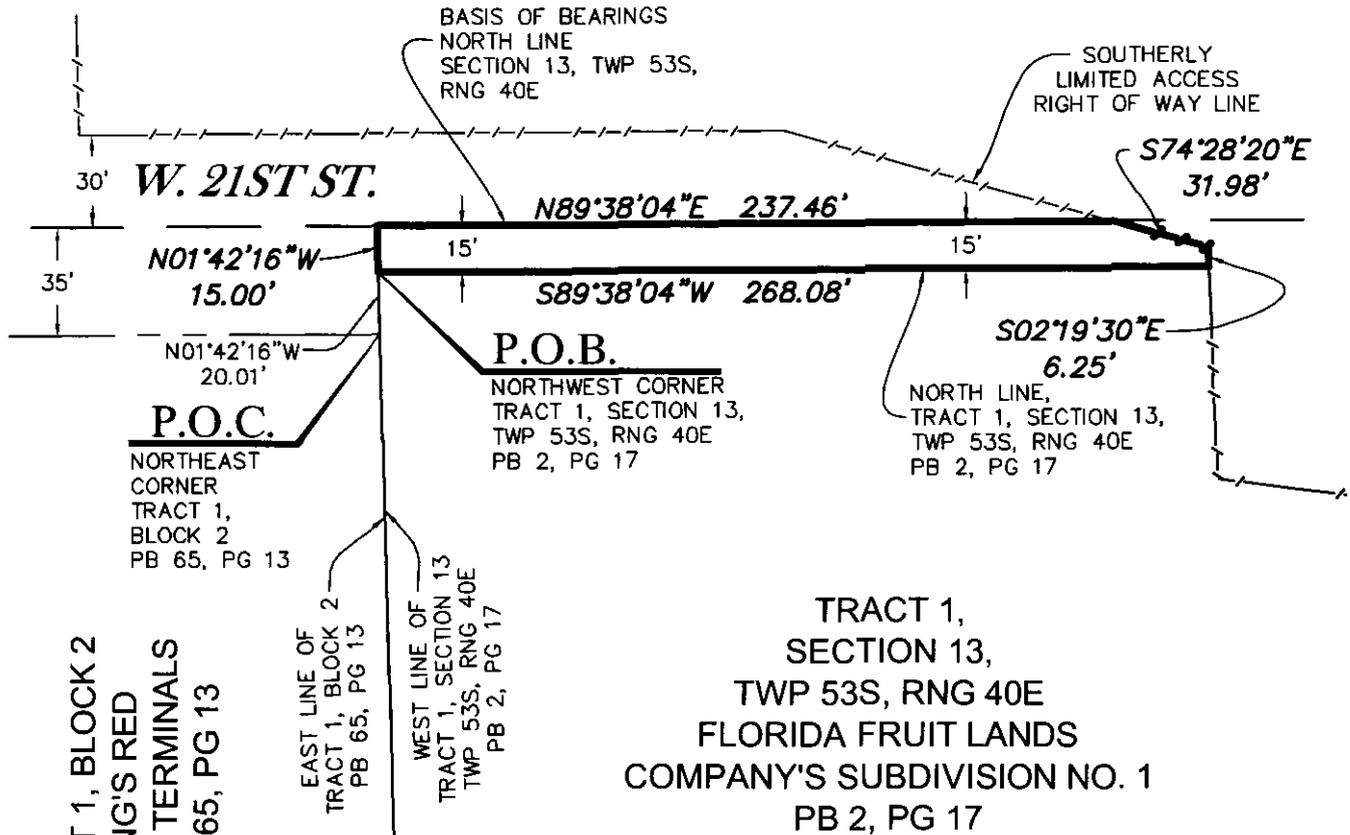
CONTAINING 3,887 SQUARE FEET OR 0.09 ACRES, MORE OR LESS.



SHEET NUMBER 2 OF 2	DATE 9/9/14	W. 21ST STREET RIGHT OF WAY VACATION FPL SEMINOLA SUBSTATION	SCALE N/A	 © 2014 KIMLEY-HORN AND ASSOCIATES, INC. 445 24TH STREET, SUITE 200, VERO BEACH, FL 32960 PHONE: 772-794-4100 WWW.KIMLEY-HORN.COM LB 698
	PROJECT NO. 14708800		DRAWN BY PCS	

S.R. 934 (HIALEAH EXPRESSWAY)

FDOT RIGHT OF WAY MAP SECTION NO. 87080-2515



LEGEND

- RIGHT OF WAY VACATION LINE
- PROPERTY LINE
- LIMITED ACCESS LINE
- ST. STREET
- S.R. STATE ROAD
- TWP TOWNSHIP
- RNG RANGE
- PB PLAT BOOK
- PG PAGE
- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- FDOT FLORIDA DEPARTMENT OF TRANSPORTATION

SURVEYORS NOTES

1. THIS IS A SKETCH OF LEGAL DESCRIPTION ONLY, NOT A BOUNDARY RETRACEMENT SURVEY.
2. THE BEARING BASE FOR THIS LEGAL DESCRIPTION IS THE NORTH LINE OF SECTION 13. SAID LINE HAVING A BEARING OF N89°38'04"E.
3. THE SCALE OF THIS DRAWING MAY HAVE BEEN DISTORTED DURING REPRODUCTION PROCESSES.

This certifies that a legal description and sketch of the property described hereon was made under my supervision and that this legal description and sketch meets the minimum technical standards set forth by the Florida Board of Professional Land Surveyors in Chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes. Subject to notes and notations shown hereon.

E.C. DEMETER, P.S.M. No. 5179

DATE: _____
 NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF THE FLORIDA LICENSED SURVEYOR AND MAPPER ABOVE.

SHEET NUMBER
1
OF
2

DATE
9/9/14
PROJECT NO.
147088001

W. 21ST STREET RIGHT OF WAY VACATION
FPL SEMINOLA SUBSTATION

SCALE 1"=60'
DESIGNED BY
DRAWN BY PCS
CHECKED BY ECD

Kimley»Horn
 © 2014 KIMLEY-HORN AND ASSOCIATES, INC.
 445 24TH STREET, SUITE 200, VERO BEACH, FL 32960
 PHONE: 772-794-4100
 WWW.KIMLEY-HORN.COM LB 696