

**RESOLUTION NO. R2022-XX**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, APPROVING THE VACATION AND ABANDONMENT OF A 30 FOOT WIDE PORTION OF NORTHEAST 153RD STREET TOTALING A 12,054 SQUARE FEET LOCATED BETWEEN NE 14<sup>TH</sup> COURT AND NE 15<sup>TH</sup> COURT, TO COMBINE LOTS 9 THROUGH 18 AND LOTS 17 THROUGH 24 OF BLOCK 8 INTO BLOCK 11 ACCORDING TO MIAMI DADE PLAT BOOK 2, PAGE 95, FOR THE EXPANSION AND REDEVELOPMENT OF THE WASHINGTON PARK COMMUNITY CENTER AND PARK; PROVIDING THE CITY MANAGER AND CITY ATTORNEY WITH THE AUTHORITY TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, staff requests the abandonment of a 30-foot wide portion NE 153<sup>rd</sup> Street totaling a 12,054 square feet located between NE 14<sup>th</sup> Court and NE 15 Court to combine Lots 9 through 18 (1475 NE 153 Terrace aka. basketball courts) and Lots 17 through 24 of Block 8 into Block 11 according to Miami Dade Plat Book 2, Page 95, for the expansion of the Washington Park Community Center and Park located at 15280 NE 15<sup>th</sup> Court; and

**WHEREAS**, the portion of NE 153<sup>rd</sup> Street separates north and south parcels of the park by a public right-of-way; and

**WHEREAS**, the request of the right of way abandonment will allow the city to combine the lots into one parcel to expand and redevelop the Washington Park Community Center Park located 15290 NE 15th Court; and

**WHEREAS**, the City has determined that there is no present necessity, or reasonably foreseeable necessity, for the retention of the right-of-way for public use and that the vacation is not detrimental to the public health, safety, and welfare; and

**WHEREAS**, the location of the right of way is more particularly described in Exhibit “A” and shown in Exhibit “B”, both of which are incorporated herein by reference; and

**WHEREAS**, the City Commission conducted a duly noticed public hearing in accordance with the law; and

**RESOLUTION NO. R2022-XX**

**WHEREAS**, the Mayor and City Commission hereby approve and find that the right of way, legally described and shown in the attached Exhibits "A" and "B," no longer serves a valid public purpose and it is in the best interests of the City to vacate the right of way.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA:**

**Section 1.    Recitals.** The foregoing recitals are confirmed, adopted, and incorporated herein and made a part hereof.

**Section 2.    Decision.** The Mayor and City Commission hereby approve the vacation and abandonment of the right of way, legally described and shown in the attached Exhibits "A" and "B," by finding that the right of way no longer serves a valid public purpose and its abandonment is consistent with the North Miami Beach Comprehensive Plan and is in the best interests of the City.

**Section 3.    Effective Date.** This Resolution shall be in force and take effect immediately upon its passage and adoption.

**APPROVED AND ADOPTED** by the City Commission of the City of North Miami Beach, Florida, at regular meeting assembled this      **the day of**           , **2022.**

[SIGNATURE PAGE TO FOLLOW]

ATTEST:

\_\_\_\_\_  
ANDRISE BERNARD  
CITY CLERK

\_\_\_\_\_  
ANTHONY F. DEFILLIPO  
MAYOR

(CITY SEAL)

APPROVED AS TO FORM &  
LANGUAGE & FOR EXECUTION

\_\_\_\_\_  
HANS OTTINOT  
CITY ATTORNEY

SPONSORED BY: Mayor and City Commission

	YES	NO	ABSTAIN	ABSENT
Commissioners				
Mayor Anthony DeFillipo				
Vice-Mayor McKenzie Fleurimond				
Commissioner Paule Villard				
Commissioner Barbara Kramer				
Commissioner Michael Joseph				
Commissioner Fortuna Smukler				
Commissioner Daniela Jean				

**RESOLUTION NO. R2022-XX**

**Exhibit "A"**

LEGAL DESCRIPTION: A PORTION OF NORTHEAST 153RD TERRACE, "PLAT OF WASHINGTON PARK" PER PLAT BOOK 2, PAGE 95 OF THE PLAT OF WASHINGTON PARK" PER PLAT BOOK 2, PAGE 95 OF THE PER PLAT BOOK 2, PAGE 95 OF THE OFFICIAL RECORDS OF MIAMI-DADE COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF BLOCK 8, "PLAT OF WASHINGTON PARK" PER PLAT BOOK 2, PAGE 95 PLAT OF WASHINGTON PARK" PER PLAT BOOK 2, PAGE 95 PER PLAT BOOK 2, PAGE 95 OF THE OFFICIAL RECORDS OF MIAMI-DADE COUNTY. SAID POINT ALSO BEING THE INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF NORTHEAST 153RD TERRACE WITH THE EAST RIGHT OF WAY LINE OF NORTHEAST 14TH COURT, THENCE NORTH 87°09'46" EAST ALONG SAID NORTH RIGHT OF WAY LINE, 401.76 FEET TO A POINT OF EAST ALONG SAID NORTH RIGHT OF WAY LINE, 401.76 FEET TO A POINT OF INTERSECTION WITH THE WEST RIGHT OF WAY LINE OF NORTHEAST 15TH COURT, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF SAID BLOCK 8; THENCE SOUTH 02°55'54" EAST ALONG SAID WEST RIGHT OF WAY LINE, EAST ALONG SAID WEST RIGHT OF WAY LINE, 30.00 FEET TO A POINT OF INTERSECTION WITH THE SOUTH RIGHT OF WAY LINE OF AFOREMENTIONED NORTHEAST 153RD TERRACE, SAID POINT ALSO BEING THE NORTHEAST CORNER OF BLOCK 11 OF SAID PLAT; THENCE SOUTH 87°09'46" WEST ALONG SAID SOUTH RIGHT OF WAY LINE, 401.84 FEET TO THE INTERSECTION WITH AFOREMENTIONED WEST ALONG SAID SOUTH RIGHT OF WAY LINE, 401.84 FEET TO THE INTERSECTION WITH AFOREMENTIONED EAST RIGHT OF WAY LINE FOR NORTHEAST 14TH COURT, SAID POINT ALSO BEING THE NORTHWEST CORNER OF SAID BLOCK 11; THENCE NORTH 02°47'08" WEST ALONG SAID EAST RIGHT OF WAY LINE, 30.00 FEET TO THE POINT OF WEST ALONG SAID EAST RIGHT OF WAY LINE, 30.00 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING IN THE CITY OF NORTH MIAMI BEACH, MIAMI-DADE COUNTY, FLORIDA, AND CONTAINING 12,054 SQUARE FEET (0.2767 ACRES), MORE OR LESS.

**RESOLUTION NO. R2022-XX**

