



MDX Permit No. 16-009

MIAMI-DADE EXPRESSWAY AUTHORITY

SPECIAL PERMIT

|                 |              |            |
|-----------------|--------------|------------|
| State Road: 924 | From MP: 1.0 | To MP: 1.1 |
|-----------------|--------------|------------|

|  |                       |
|--|-----------------------|
| Permittee: Town of Miami Lakes                   |                       |
| Address: 6601 Main Street, Miami Lakes, FL 33014 |                       |
| Telephone No: 305-364-6100                       | Fax No.: 305-558-8511 |
| E-mail: lopezt@miamilakes-fl.gov                 |                       |

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|--|-------------------------------|
| Requesting permission to perform,<br>construct, operate and maintain SR 924 ROW on the northeast quadrant of 67 Ave. |                               |
| Requested Start Date: 11/1/2016  | Requested End Date: 4/30/2017 |

- Permitted Area:** This Special Permit is granted pursuant to the terms, conditions, project limits and specifications identified in the Construction Agreement, ("the Agreement") between the parties dated **October 31, 2016**. The Agreement is attached to and incorporated as additional conditions of this Special Permit.
- MDX owns utilities, such as power and communication lines for tolling and ITS, which are part of the Sunshine State One-Call of Florida, Inc. ("One-Call") system. In addition, MDX owns roadway lighting, which are within the MDX Right of Way and are not part of the One Call system. Therefore, in addition to submitting a request for locates through the One- Call system, the Permittee shall notify MDX of any request for utility locations within the Permitted Area by contacting MDX Roadway Asset Maintenance provider The Permittee shall clearly mark all areas to be excavated and request the location of all such utilities from MDX at least 7 days prior to commencing work. MDX shall locate all MDX owned utilities within the Permitted Area once. The Permittee is responsible for ensuring that non-MDX owned utilities are located in the Permitted Area to avoid conflicts. The Permittee or its Contractor shall maintain the location markings throughout the construction period.
- The Permittee shall be responsible for repairing any damage to MDX owned utilities or to any other utilities and facilities damaged in the Permitted Area as a result of the Permittee's (or Permittee's employees, contractors or agents) activities pursuant to the Agreement and this Special Permit. All repairs shall be made within 48 hours of the occurrence. The Permittee agrees that damage not repaired within 48 hours may, at MDX's discretion, be repaired by MDX and that the Permittee shall be responsible for payment of all costs incurred for such repairs.
- It is expressly stipulated that this Special Permit is a revocable license for permissive use only and that the placing of facilities MDX Right of Way pursuant to this Special Permit shall not operate as, create or vest any property right or interest in the Permitted Area.
- Whenever it is determined by MDX of the necessity to use the Permitted Area for the construction, repair, improvement, maintenance, safe and efficient operation of the right of way or for public transportation purposes, the Permittee shall at its own expense immediately remove or relocate within MDX Right of Way any and all facilities or structures herein permitted, to the extent required by MDX.

6. The Permittee understands and agrees that the privileges provided herein are granted only to the extent of MDX's right, title and interest in the Permitted Area.
7. The Permittee hereby agrees to indemnify, save and hold harmless MDX and all of its officers, agents and employees against all loss and damage, including damage to person or property, due to any act or omission by, or negligence of the Permittee, or its contractors, subcontractors, officers, agents, and employees arising out of the Agreement and this Special Permit, to the extent permitted by law.
8. The Permittee must control traffic affected by its work in the Permitted Area in accordance Part VI of the Manual of Uniform Traffic Control Devices, Index 600, of the Florida Department of Transportation's Roadway and Traffic Design Standards, and the MDX Roadway Lane Closure Policy, as amended and supplemented, by displaying necessary safety devices and taking whatever other measures are required or appropriate.
9. If the Permittee fails to meet any of the requirements of the Agreement or this Special Permit, the Permittee will be BARRED from performing further work in the Permitted Area and will be required to bring into compliance or to remove said work from the Right of Way at no cost to MDX, and the Permittee shall also be subject to the provisions of paragraphs 5 and 7 of this Special Permit and all applicable provisions of the Agreement.
10. All work shall meet MDX's Standards and be certified by the Permittee's ENGINEER OF RECORD, that the work has been substantially completed in accordance with the South Florida Building Code, and Miami-Dade County in accordance with all rules, regulations, policies, plans, special provisions, and safety standards pertaining to this type of work. The Engineer of Record is Kimley-Horn and Associates, Inc. for the Permittee and is located at 600 N. Pine Island Road, Suite 450 Plantation, Florida 33324; Telephone Number 954-535-5100.
11. All materials, equipment and work may be subject to inspection by the MDX Manager of Maintenance and Operations, or designee.
12. All MDX Right of Way affected by the Permittee's activities in the Permitted Area shall be restored to its original condition as far as practical, in keeping with the MDX's specifications, and in a manner satisfactory to MDX.
13. The Permittee shall commence substantial prosecution of the work within 90 days from the date of permit approval and shall be completed by the Requested End Date. If the beginning date is more than 90 days from the date of permit approval, the Permittee must review the permit with the MDX Manager of Maintenance and Operations, or his Designee, to make sure that no changes have occurred in the highway that would affect the Permitted Area. If substantial prosecution of the work has not begun within 365 days of the permit approval, this Special Permit shall be void.
14. The office of the MDX Manager of Maintenance and Operations is located at 3790 NW 21 Street, Miami, Florida 33142, telephone number (305) 637-3277. The MDX Manager of Maintenance and Operations shall be notified 48 hours in advance of the pre-construction meeting, 48 hours before beginning work, and again within 7 days of completion of the work.
15. **Special Instructions:**  
The Permittee is required to coordinate all aspects of work within the Permitted Area, which includes a preconstruction coordination meeting prior to NTP to harmonize all schedule matters associated with the work zone in the event of a conflict. The Permittee will maintain the constructed facilities and the Permitted Area in accordance with MDX's facility maintenance standards. The Permittee shall remediate any code violations or non-compliant aesthetical conditions within the Permitted Area within 48 hours of the occurrence of the violation or receiving notice from MDX of the need to correct the violation or condition.

16. **Special Conditions:**

Permittee will provide MDX with As-Built Drawings upon completion of the work in CADD, and PDF format, along with an updated survey with legal description of the Permitted Area. All aspects of construction will be governed by the Agreement. MDX reserves the right to allow the MDX maintenance contractor to remediate any condition, violation, not rectified within the 48 hour window, and the Permittee will assume responsibility of all costs associated for such contactor services and payment.

17. Emergency Contact Person:

Name: Tony Lopez Title: Chief of Operations

E-mail: Lopezt@miamilakes-fl.gov

Name: Tirso Martinez Title: Project Manager

E-mail: tirso@tpmarchitects.com

**The Permittee as an authorized agent hereby agrees to the terms and conditions of this Special Permit:**

Signature: \_\_\_\_\_ Date: 6/30/2016  
Applicant/Owner

Name (Print) Alex Rey Title: Town Manager

Contractor  
Information: Town of Miami Lakes

Name (Print) Tirso Martinez, Title: Project Manager

**MDX USE ONLY**

Recommended for approval by:

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Name (Print): \_\_\_\_\_ Title: \_\_\_\_\_

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_

Juan Toledo, P.E. Deputy Executive Director, Dir. of Engineering

## PERMIT FINAL INSPECTION REPORT

Date: \_\_\_\_\_ Permit No.: \_\_\_\_\_ MDX Road No. \_\_\_\_\_

Telephone: \_\_\_\_\_

Date Work Started: \_\_\_\_\_

Date Work Completed: \_\_\_\_\_

Inspected By: \_\_\_\_\_

Remarks: \_\_\_\_\_

### PERMITTEE

The undersigned, a legally authorized agent for the Permittee, does hereby certify that the construction and activities approved by \_\_\_\_\_ was installed in accordance with the permit requirements.

Permittee Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

### MDX APPROVAL

I herein certify that all previously identified issues of Permittee's non-compliance with the terms and conditions of this Permit, if any, have been resolved and that Final Inspection of the Permitted Area did not reveal apparent violations of permit terms and conditions.

MDX Designee Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_