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August 10, 1995

Howard Gregg
Planning, Dade County Parks Dept.
50 SW 32 Rd
Miami, Fl 33129

RE: Arch Creek Park Access (Military Trail aka Old Dixie Highway)

Dear Howard:

On behalf of the Arch Creek Trust, Inc ("Trust"), I thank you for your involvement in the effort to maintain the important school bus/public access to Arch Creek Park.(Old Dixie Highway) This is a request that Dade County Parks Department provide a statement to the City of North Miami Beach ("City") setting forth the public need for continuing access to the Park from Biscayne Blvd.

After you told me that the North Miami Beach City Manager and head of the Community Development Department told you that the City was not abandoning Old Dixie Highway as a publicly-owned road, I reviewed my file.

The City had intervened in legal proceedings between the DOT and the individual property owners abutting the road. The City required certain redevelopment commitments in accordance with a site plan. The agreements between the City and the property owners were memorialized in Stipulated Orders from the Dade County Circuit Court. The Orders stated that the City would transfer title to the road to abutting property owners provided improvements to the properties were done. The condition states:

" If Owner for whatever reason does not implement ...improvements within eighteen (18) months from the date of this Order, then Owner has waived the right to obtain the title to Old Dixie Highway. Old Dixie Highway would then remain City owned..."

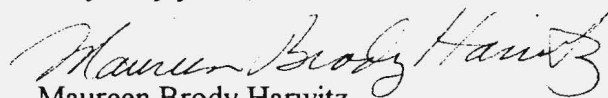
Since the Orders were signed January and February, 1994, and more than eighteen(18) months from the date of the Order have elapsed , it appears that the transfer of title has not been effectuated. I assume that the reason you were told that Old Dixie Highway is city owned is that there has not been compliance with the Order---thus no transfer of title.

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The Trust believes that it is essential that the Dade County Parks Department provide a statement for the record that there is a need for the Old Dixie Highway to remain as public access to Arch Creek Park. The City must have complete information about the significance of the road access to the community, so that it can incorporate this access need into its development plans.

Thank you, again, for your efforts in this important matter. The Trust is available at anytime to assist the Parks Department. Please feel free to contact us for any additional information or assistance.

Very truly yours,



Maureen Brody Harwitz

MBH/jw

c.c. Carole Helene
Henny Roth
Elmore Kerkela
Marty Washington, Dade Parks