



Cover Memorandum/Staff Report

File #: 23-1460

Agenda Date: 11/14/2023

Item #: 6.E.

TO: Mayor and Commissioners
FROM: Missie Barletto, Public Works Director
THROUGH: Terrence R. Moore, ICMA-CM
DATE: November 14, 2023

ITEM(S) A1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 1122 OCEAN TER.

ITEM(S) A2 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 102 NW 7th ST.

ITEM(S) A3 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 4760 W. ATLANTIC AVE.

ITEM(S) A4 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 13 EASTVIEW AVE.

ITEM(S) A5 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 321 NW 7th ST.

Recommended Action:

Consideration of the following items:

Item A1 - Motion to approve and accept a Right-of-Way Dedication by the owners of 1122 Ocean Ter.

Item A2 - Motion to approve and accept a Right-of-Way Dedication by the owners of 102 NW 7th St.

Item A3 - Motion to approve and accept a Right-of-Way Dedication by the owners of 4760 W. Atlantic Ave.

Item A4 - Motion to approve and accept a Right-of-Way Dedication by the owners of 13 Eastview Ave.

Item A5 - Motion to approve and accept a Right-of-Way Dedication by the owners of 321 NW 7th St.

Background:

Item A1

Consider acceptance of a Right-of-Way Dedication located at 1122 Ocean Ter.

The owner(s), Sea to Seaside Development LLC submitted building permit application #22-206541 on 09/02/22, for the subject property. During the application process it was determined that in accordance with LDR 5.3.1 (A) Ocean Ter has an ultimate Right-of-Way of 50 ft. That corresponds to a half-width of 25 ft. The current Right-of-Way half-width is 20 ft. As a result, a 5 ft. Right-of-Way dedication was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item A2

Consider acceptance of a Right-of-Way Dedication located at 102 NW 7th St.

The owner(s), Melissa L. Cohn submitted building permit application #23-213516 on 09/08/23, for the subject property. During the application process it was determined that in accordance with LDR 6.1.2 (C)(2)(e) for the intersection of NW 7th St. and NW 1st Ave. a 25' radius Right-of-Way is required and was requested to satisfy the requirement. It was also determined that in accordance with LDR 5.3.1 (A) the alley in the rear of the property has an ultimate Right-of-Way of 20 ft. That corresponds to a half-width of 10 ft. The current Right-of-Way half-width is 8 ft. As a result, a 2 ft. Right-of-Way dedication was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item A3

Consider acceptance of a Right-of-Way Dedication located at 4760 W. Atlantic Ave.

The owner(s), WPG Atlantic LLC submitted building permit application #23-211422 on 05/11/23, for the subject property. During the application process it was determined that in accordance with LDR 6.1.2(C)(2)(e) for the intersection of W. Atlantic Ave and Whatley Rd. a 25' radius Right-of-Way is required and was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item A4

Consider acceptance of a Right-of-Way Dedication located at 13 Eastview Ave.

The owner(s), Connect Developers LLC submitted building permit application #22-209447 on 02/13/23, for the subject property. During the application process it was determined that in accordance with LDR 5.3.1 (A) Eastview Ave. has an ultimate Right-of-Way of 50 ft. That corresponds to a half-width of 25 ft. The current Right-of-Way half-width is 20 ft. As a result, a 5 ft. Right-of-Way dedication was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item A5

Consider acceptance of a Right-of-Way Dedication located at 321 NW 7th St.

The owner(s), NW 7th Ave. LLC submitted building permit application #23-212297 on 06/07/23, for the subject property. During the application process it was determined that in accordance with LDR 6.1.2 (C)(2)(e) for the intersection of NW 4th Ave. and NW 7th St. a 25' radius Right-of-Way is required and was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

City Attorney Review:

Approved as to form and legal sufficiency.

Funding Source/Financial Impact:

N/A

Timing of Request:

The timing of these requests is of high importance to allow projects to continue construction.