



## Cover Memorandum/Staff Report

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**File #:** 20-694

**Agenda Date:** 9/22/2020

**Item #:** 6.L.

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**TO:** Mayor and Commissioners  
**FROM:** Missie Barletto, Public Works Director  
**THROUGH:** Jennifer Alvarez, Interim City Manager  
**DATE:** September 22, 2020

DEDICATION OF A UTILITY EASEMENT TO FLORIDA POWER AND LIGHT FOR 223 NE 12<sup>th</sup> St. (ITEM A1) AND ACCEPTANCE OF A RIGHT-OF-WAY DEED FOR 301 NE 8<sup>TH</sup> AVE (ITEM B1).

**Recommended Action:**

Consideration of the following items:

**UTILITY EASEMENT DEDICATION(S)**

Item A1 - Motion to approve the dedication of a Utility Easement to Florida Power and Light for 223 NE 12<sup>th</sup> St. from the City of Delray Beach.

**RIGHT-OF-WAY DEED(S)**

Item B1 - Motion to approve and accept a Right-of-Way Deed for 301 NE 8<sup>th</sup> Ave. to the City of Delray Beach.

**Background:**

Item A1 -- Florida Power and Light, as a part of their effort to underground power lines on NE 12<sup>th</sup> Street has requested that the City of Delray Beach dedicate a 10' x 10' Easement in favor of Florida Power and Light which intends to use it to install a transformer. This Utility Easement Dedication to Florida Power and Light is located at 223 NE 12<sup>th</sup> St.

Item -B1 -- The owner(s), Azure 301 NE 8<sup>th</sup> Avenue LLC., submitted building permit # 19-00185171 on 8/20/19 to construct a new single-family residence. NE 3<sup>rd</sup> Street has been determined to have a right-of-way width of 50 feet and requires a 25-foot radius at the intersection between local streets. In accordance with LDR 5.3.1 (D) and 6.1.2(C) (2) (e), a 15-foot tangent dedication and 25-foot radius dedication is needed. Acceptance of a Right-of-Way Dedication located at 301 NE 8<sup>th</sup> Ave, will satisfy this requirement.

**City Attorney Review:**

Approved as to form and legal sufficiency.

**Funding Source/Financial Impact:**

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

**Timing of Request:**

These requests are time sensitive in order to process the project Certificates of Occupancy (CO) when completed.