



## Cover Memorandum/Staff Report

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**File #:** 24-817

**Agenda Date:** 6/18/2024

**Item #:** 7.A.2.

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**TO:** Mayor and Commissioners  
**FROM:** Anthea Gianniotis, Development Services Department  
**THROUGH:** Terrence R. Moore, ICMA-CM  
**DATE:** June 18, 2024

ITEM 1 - ACCEPTANCE OF A GENERAL UTILITY EASEMENT AGREEMENT BY 2001 S FEDERAL HIGHWAY.

ITEM 2 - ACCEPTANCE OF A HOLD HARMLESS AGREEMENT BY 2001 S FEDERAL HIGHWAY.

ITEM 3 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 2001 S FEDERAL HIGHWAY.

ITEM 4 - ACCEPTANCE OF A PERPETUAL SIDEWALK EASEMENT BY 2001 S FEDERAL HIGHWAY.

**Recommended Action:**  
**Consideration of the following items:**

Item 1 - Motion to approve and accept a General Utility Easement Agreement by the owners of 2001 S Federal Highway.

Item 2 - Motion to approve and accept a Hold Harmless Agreement by the owners of 2001 S Federal Highway.

Item 3 - Motion to approve and accept a Right-of-Way Dedication by the owners of 2001 S Federal Highway.

Item 4 - Motion to approve and accept a Perpetual Sidewalk Easement by the owners of 2001 S Federal Highway.

**Background:**

**Item 1**

Consider acceptance of a General Utility Easement Agreement located at 2001 S Federal Highway.

The owner(s), MDR Motors, LLC, submitted Abandonment of ROW application (File No. 2024-052) for the subject property. During the application process it was determined that an easement would be needed to allow access to utilities on this property. As a result, an easement agreement was created.

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

## Item 2

Consider acceptance of a Hold Harmless Agreement located at 2001 S Federal Highway.

The owner(s), MDR Motors, LLC, submitted Abandonment of ROW application (File No. 2024-052) for the subject property. During the application process it was determined that a Hold Harmless Agreement would be needed. As a result, a Hold Harmless agreement was created.

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

## Item 3

Consider acceptance of a Right-of-Way Dedication located at 2001 S Federal Highway.

The owner(s), MDR Motors, LLC, submitted Level 3 Site Plan application (File No. 2022-248) for the subject property. During the application process it was determined that in accordance with LDR 6.1.2 (C)(2)(e) the intersection of South Federal Highway and Tropic Boulevard requires a 25-foot radius dedication. As a result, a 150 square foot corner clip Right-of-Way dedication was requested to satisfy the requirement.

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

## Item 4

Consider acceptance of a Perpetual Sidewalk Easement located at 2001 S Federal Highway.

The owner(s), MDR Motors, LLC, submitted Level 3 Site Plan application (File No. 2022-248) for the subject property. During the application process it was determined that the sidewalk along South Federal Highway encroaches onto the site by approximately one foot. As a result, a Sidewalk Easement Agreement was created.

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

### **City Attorney Review:**

All items are 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 the site plan modifications to continue.