

RESOLUTION NO. 18-20

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, PROVIDING FOR THE ABANDONMENT OF A INGRESS AND EGRESS EASEMENT, WHICH WAS DEDICATED TO THE CITY OF DELRAY BEACH AS RECORDED IN THE BILL WALLACE NISSAN, PLAT BOOK 56 PAGE 91, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

WHEREAS, the City of Delray Beach, Florida, received an application (2020-048-ABR-CCA) for abandonment of 24-foot wide ingress and egress easement as described in Exhibit "A" as recorded in the Bill Wallace Nissan, Plat Book 56 Pages 91, of the public records of Palm Beach County; and,

WHEREAS, the application of abandonment of easement was processed pursuant to Section 2.4.6 (N), "Abandonment of Public Easement," of the Land Development Regulations of the City of Delray Beach, Florida; and,

WHEREAS, the ingress and egress easement was dedicated via plat for the construction and maintenance of public utilities and to provide access to the Princess Boulevard; and,

WHEREAS, Princess Boulevard was abandoned per Resolution No. 63-86 of the City of Delray Beach as recorded in Official Records Book 5140 page 1276 of the public records of Palm Beach County, and, the need for the ingress and egress easement is negated; and,

WHEREAS, pursuant to LDR Section 2.4.6(N)(3)(c), the application was forwarded to the City Commission with the recommendation that the abandonment be approved, based upon positive findings; and,

WHEREAS, the City Commission of the City of Delray Beach, Florida, pursuant to LDR Section 2.4.6(N)(5), finds that the abandonment will not result in detriment for the provision of utility services to adjacent properties or the general area; and,

WHEREAS, upon approval by the City Commission, the resolution be recorded with Exhibit "A" (sketch and legal description).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the foregoing recitals are hereby incorporated herein by this reference.

Section 2. That pursuant to Chapter 177 and Chapter 166 of the Florida Statutes, it is hereby determined to vacate and abandon all right and interest it holds to the following real property, more particularly described in Exhibit "A".

Section 3. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED in regular session on the \_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Katerri Johnson, City Clerk

\_\_\_\_\_  
Shelly Petrolia, Mayor

Approved as to form and legal sufficiency:

\_\_\_\_\_  
Lynn Gelin, City Attorney

RES. No. 18-20

Exhibit A

SKETCH & DESCRIPTION  
**VACATION OF INGRESS & EGRESS EASEMENT**

A PORTION OF PARCEL 'A'  
(P.B. 56, PG. 91, P.B.C.R.)  
PALM BEACH COUNTY, FLORIDA

**LAND DESCRIPTION:**

A portion of Parcel 'A', BILL WALLACE NISSAN, as recorded in Plat Book 56, Page 91 of the Public Records of Palm Beach County, Florida, being described as follows:

Commence at the most southerly southeast corner of said Parcel 'A'; thence S89°34'23"W, 0.76 feet; thence N85°51'10"W, 22.28 feet (the previous two bearings and distances being along the southerly line of said Parcel 'A') to the Point Of Beginning; thence continue N85°51'10"W along the southerly line of said Parcel 'A', 24.02 feet; thence N02°00'01"E, 127.22 feet; thence N89°41'20"E, 47.04 feet to the most westerly east line of said Parcel 'A'; thence S02°00'01"W along the most westerly east line of said Parcel 'A', 24.01 feet; thence S89°40'42"W, 23.04 feet; thence S02°00'01"W, 105.07 feet to the southerly line of said Parcel 'A' also being the Point Of Beginning.

**SURVEYOR'S NOTES:**

1. Reproductions of this Sketch are not valid without the signature and the original seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to this sketch by other than the signing party is prohibited without written consent of the signing party.
2. No Title Opinion or Abstract to the subject property has been provided. It is possible that there are Deeds, Easements, or other instruments (recorded or unrecorded) which may affect the subject property. No search of the Public Records has been made by the Surveyor.
3. The land description shown hereon was prepared by the Surveyor.
4. Bearings shown hereon are relative to the plat, BILL WALLACE NISSAN, based on the south boundary line having a bearing of S89°34'23"W.
5. Data shown hereon was compiled from instrument(s) of record and does not constitute a boundary survey.
6. Abbreviation Legend: F.B. = Field Book; L.B. = Licensed Business; P.B. = Plat Book; P.B.C.R. = Palm Beach County Records; PG. = Page; P.L.S. = Professional Land Surveyor; P.O.B. = Point of Beginning; P.O.C. = Point of Commencement.

**CERTIFICATION:**

I HEREBY CERTIFY that the attached Sketch and Description of the hereon described property is true and correct to the best of my knowledge and belief as prepared under my direction. I FURTHER CERTIFY that this Sketch and Description meets the Standards of Practice set forth in Chapter 5J-17, Florida Administrative Code, pursuant to Chapter 472, Florida Statutes.

Date: 11/20/2019

  
JOHN T. DOOGAN, P.L.S.  
Florida Registration No. 4409  
AVIROM & ASSOCIATES, INC.  
L.B. No. 3300

**NOT VALID WITHOUT  
SHEETS 1 AND 2**

REVISIONS



**AVIROM & ASSOCIATES, INC.**  
SURVEYING & MAPPING

50 S.W. 2nd AVENUE, SUITE 102  
BOCA RATON, FLORIDA 33432  
(561) 392-2594 / [www.AVIROMSURVEY.com](http://www.AVIROMSURVEY.com)

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JOB #: 10655\_V

SCALE: -

DATE: 11/20/2019

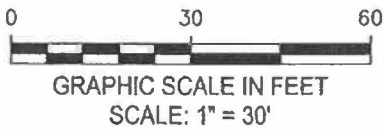
BY: W.R.E.

CHECKED: J.T.D.

F.B. - PG. -

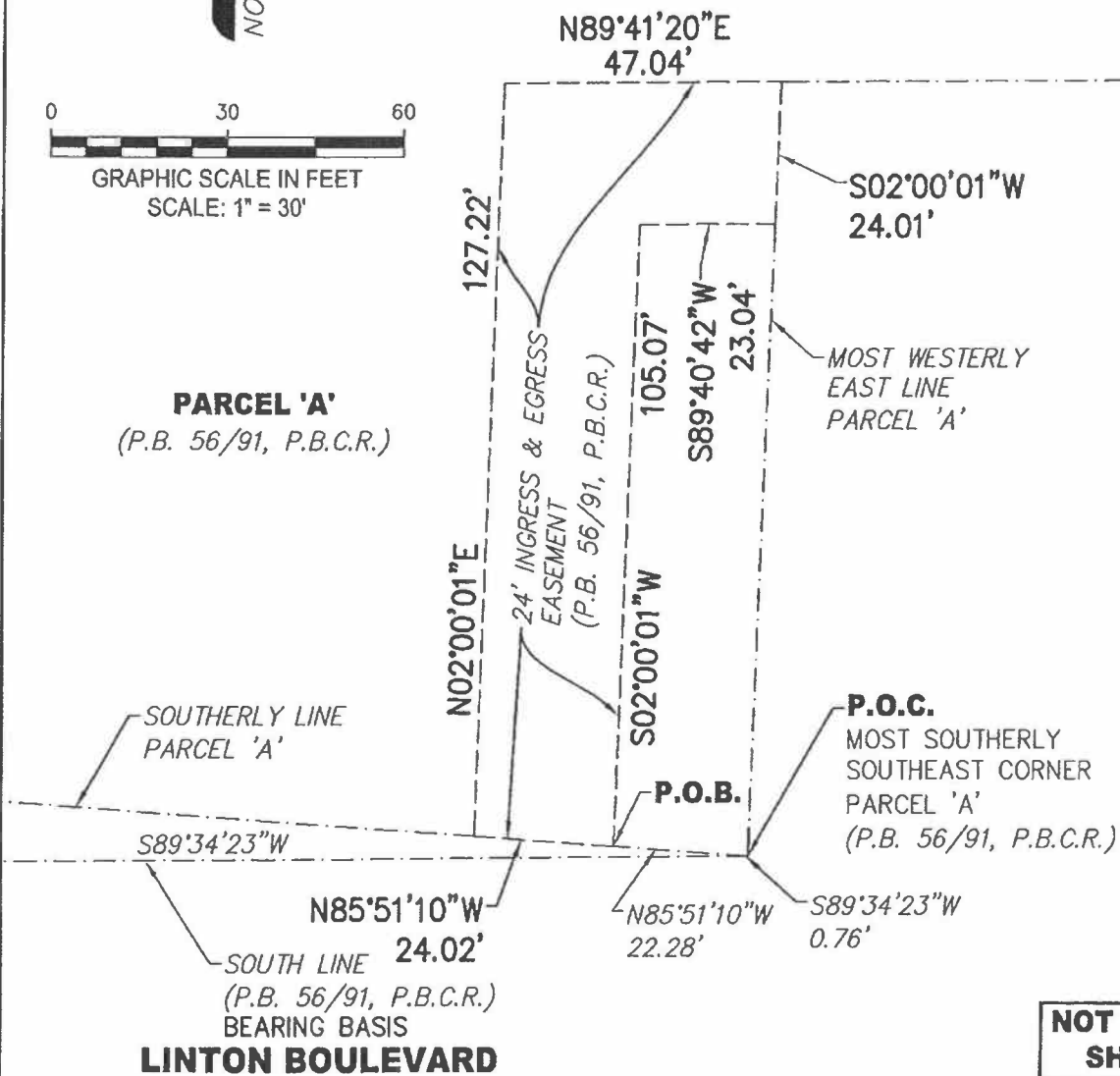
SHEET: 1 OF 2

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 A PORTION OF PARCEL 'A'  
 (P.B. 56, PG. 91, P.B.C.R.)  
 PALM BEACH COUNTY, FLORIDA



**PARCEL 'A'**  
 (P.B. 56/91, P.B.C.R.)

**PARCEL 'A'**  
 (P.B. 56/91, P.B.C.R.)



**NOT VALID WITHOUT  
 SHEETS 1 AND 2**

**REVISIONS**

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JOB #: 10655\_V  
 SCALE: 1" = 30'  
 DATE: 11/20/2019  
 BY: W.R.E.  
 CHECKED: J.T.D.  
 F.B. -- PG. --  
 SHEET: 2 OF 2