

Prepared by: RETURN:
City Attorney's Office
200 N.W. 1st Avenue
Delray Beach, Florida 33444

**AGREEMENT FOR
SIDEWALK IMPROVEMENTS**

THIS AGREEMENT entered into this ____ day of _____, 20__, between the CITY OF DELRAY BEACH (hereinafter the City) and BARRY M. CHODASH AND ANN R. CHODASH (hereinafter the Owners), for the purpose of waiving the requirement of the installation of a sidewalk along 1031 White Drive, Delray Beach until such time as the City requests the construction of the sidewalk by the Owners.

WHEREAS, Land Development Regulation Section 6.1.3(C) requires the installation of a sidewalk within the White Drive right-of-way immediately abutting the subject property by the Owners prior to the issuance of a certificate of occupancy; and,

WHEREAS, the Owners previously requested a waiver from the requirement of the installation of a sidewalk pursuant to pervious Land Development Regulation Section 6.1.3(D)(1)(b); and,

WHEREAS, in order to provide conformity along the street the City Commission voted to waive the requirement for the installation of a sidewalk until such time as the City requests the Owner construct the sidewalk.

WITNESSETH

NOW, THEREFORE, in witness of the above and in consideration of the City agreeing to waive the requirement for the installation of a sidewalk, at this time, for the property located at:

1031 White Drive, Delray Beach, Florida 33444;
Lot 38, DELRAY BEACH SHORES, according to the plat thereof, as recorded in
Plat Book 23, at Page 167, of the Public Records of Palm Beach County, Florida;
PCN 12-43-46-21-15-000-0380:

1. The Owners agree to construct a sidewalk, at its sole cost and expense, along the White Drive right-of-way abutting the subject property, within a time period that is acceptable to the City, after being requested to do so by the City. The sidewalk, when constructed, shall meet all of the current ordinances of the City of Delray Beach.

2. It is the intent of the parties that this Agreement shall run with the land. This Agreement shall be recorded in the public records of Palm Beach County, Florida and shall be binding on the parties' legal representatives, heirs, successors and assigns.

IN WITNESS WHEREOF, the parties to this agreement set their hands and seals this ____ day of _____, 20__.

ATTEST:

CITY OF DELRAY BEACH, FLORIDA

City Clerk

By: _____
Shelly Petrolia, Mayor

Approved as to form and sufficiency:

Lynn Gelin, City Attorney

WITNESSES:

Joanne Friedman
Signature
Joanne Friedman
Print Name

Elsa Gonzalez
Signature
Elsa Gonzalez
Print Name

GRANTOR

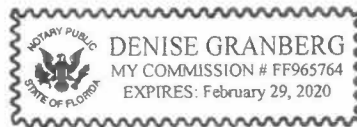
By: *Ann R. Chodash*
Name: ANN R. CHODASH
Its: _____
Date: 14 - Feb. 20

STATE OF Fla
COUNTY OF PB

The foregoing instrument was acknowledged before me by means of ☒ physical presence or ☐ online notarization, this 14 day of Feb, 2020 by Ann Chodash
(name of person acknowledging).

Personally known ☐ OR Produced Identification ☒
Type of Identification Produced FD

Denise Granberg
Notary Public - State of Florida



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WITNESSES:

[Signature]
Signature
José Friedman
Print Name

[Signature]
Signature
Elsa Somales
Print Name

GRANTOR

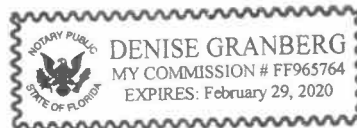
By: [Signature]
Name: Barry M Chodas
Its: _____
Date: 14 Feb 20

STATE OF Fla
COUNTY OF PB

The foregoing instrument was acknowledged before me by means of ☒ physical presence or ☐ online notarization, this 14 day of Feb, 2020 by Barry Chodas
(name of person acknowledging).

Personally known ☐ OR Produced Identification ☒
Type of Identification Produced FDL [Redacted]

[Signature]
Notary Public – State of Florida



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