



Cover Memorandum/Staff Report

File #: 20-629

Agenda Date: 9/10/2020

Item #: 6.D.

TO: Mayor and Commissioners
FROM: Missie Barletto, Public Works Director
THROUGH: Jennifer Alvarez, Interim City Manager
DATE: September 10, 2020

ITEMS A1, A2, A3, & B1 - ACCEPTANCE OF RIGHT-OF-WAY DEDICATIONS FOR 308 SW 3rd AVE., 312 SW 3rd AVE., AND 1003 NE 9th AVE AND A GENERAL EASEMENT UTILITY AGREEMENT FOR 702 NE 3rd AVE.

Recommended Action:
Consideration of the following items:

RIGHT-OF-WAY DEED(S)
Items A

- (A1)** Motion to approve and accept a Right-of-Way dedication by the owner(s) of 308 SW 3rd Ave. to the City of Delray Beach.
- (A2)** Motion to approve and accept a Right-of-Way Dedication by the owner(s) of 312 SW 3rd Ave. to the City of Delray Beach.
- (A3)** Motion to approve and accept a Right-of-Way Dedication by the owner(s) of 1003 NE 9th Ave. to the City of Delray Beach.

GENERAL UTILITY EASEMENT(S)
Items B

- (B1)** Motion to approve and accept a General Easement Utility Agreement by the owner(s) of 702 NE 3rd Ave.

Background:

RIGHT OF WAY DEDICATION(S)
Item A1

Consider acceptance of a Right-of-Way Dedication located at 308 SW 3rd Ave.

The owner(s), JSM Delray, LLC., submitted building permit # 20-188268 on 2/26/20 to construct a new single-family residence. The alley has an ultimate right-of-way width of 20 feet. In accordance with LDR 5.3.1 (D), 4' would be required from this property. As a result, a 4' 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 312 SW 3rd Ave.

The owner(s), JSM Delray, LLC., submitted building permit # 20-188267 on 2/26/20 to construct a new single-family residence. The alley has an ultimate right-of-way width of 20 feet. In accordance with LDR 5.3.1 (D), 4' would be required from this property. As a result, a 4' 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 of 25' radius located at 1003 NE 9th Ave.

The owner(s), LHK Holdings, LLC., submitted building permit # 20-187304 on 1/02/20 to construct a new single-family residence. NE 9th Ave Street has been determined to require a 25' radius at the intersection between local streets. In accordance with LDR 6.1.2(C) (2) (e) a 25' right-of-way radius dedication is required to satisfy the requirement.

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

**GENERAL UTILITY EASEMENT(S)
ITEMS**

(B1) Consider acceptant of a General Easement Utility Agreement located at 702 NE 3rd Ave.

The owner(s) QC East Holdings, LLC, submitted permit # 20-00187729 on 1/29/20 for an addition on a single- family residence. A 10' General Utility Easement is required to accommodate the needs of utilities in this area.

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:

NA

Timing of Request:

The timing of these requests is of high importance in order to process the project C/Os when

completed.