



## Cover Memorandum/Staff Report

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**File #:** 21-050

**Agenda Date:** 2/2/2021

**Item #:** 6.C.

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**TO:** Mayor and Commissioners  
**FROM:** Missie Barletto- Public Works Director  
**THROUGH:** Jennifer Alvarez, Interim City Manager  
**DATE:** February 2, 2021

ITEM(S) A1, A2 AND A3- ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION FOR 218 NW 9<sup>th</sup> St.;  
ACCEPTANCE OF TWO RIGHT-OF-WAY DEDICATIONS FOR 200 NE 7<sup>TH</sup> AVE.

**Recommended Action:**

**Consideration of the following items:**

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

**Items A**

**Item A1** - Motion to approve and accept a Right-of-Way dedication by the owner(s) of 218 NW 9<sup>th</sup> St.  
to the City of Delray Beach.

**Item A2** - Motion to approve and accept a Right-of-Way dedication by the owners of 200 NE 7<sup>th</sup> Ave.  
to the City of Delray Beach.

**Item A3** - Motion to approve and accept a Right-of-Way dedication by the owners of 200 NE 7<sup>th</sup> Ave.  
to the City of Delray Beach

**RIGHT OF WAY DEDICATION(S)**

**Item A1**

Consider acceptance of a Right-of-Way Dedication located at 218 NW 9<sup>th</sup> St.

The owner(s), Christopher J. Brown, submitted building permit #20-191250 on 8/10/20 for the subject property. The property is at the intersection of NW 9<sup>th</sup> Street and NW 3<sup>rd</sup> Avenue. In accordance with LDR 6.1.2 (C)(2)(e), there must be a 25' radius at the intersection of two road right-of-ways. There is currently only a 20' radius. As a result, a 25' radius 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 200 NE 7<sup>th</sup> Ave.

The owner(s), JD Realty Holdings, LLC, submitted building permits #18-179506, 18-179508 and 18-179510 for the subject property. The adjacent roadway has an ultimate right-of-way width of 50 feet. In accordance with LDR 5.3.1 (D), 5' would be required from this property. As a result, a 5' 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 located at 200 NE 7<sup>th</sup> Ave.

The owner(s), JD Realty Holdings, LLC, submitted building permits #18-179506, 18-179508 and 18-179510 for the subject property. The adjacent alleyway has an ultimate right-of-way width of 20 feet. In accordance with LDR 5.3.1 (D), 2' would be required from this property. As a result, a 2' Right-of-Way dedication was requested to satisfy the requirement.

**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 Certificates of Occupancy when completed.