



## Cover Memorandum/Staff Report

---

**File #:** 21-919

**Agenda Date:** 9/13/2021

**Item #:** 6.H.

---

**TO:** Mayor and Commissioners  
**FROM:** Missie Barletto, Public Works Director  
**THROUGH:** Terrence R. Moore, ICMA-CM  
**DATE:** September 13, 2021

ITEM(S) A1 and A2 - ACCEPTANCE OF A RIGHT OF-WAY DEDICATION BY 10 NW 17 ST AND 1023 SW 8<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 10 NW 17<sup>th</sup> St. to the City of Delray Beach.

**Item A2** - Motion to approve and accept a Right of Way Dedication by the owner(s) of 1023 S.W. 8<sup>th</sup> Ave. to the City of Delray Beach.

**Background:**

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

**Item A1**

Consider acceptance of a Right of Way Dedication located at 10 NW 17<sup>th</sup> St.

The owner(s), 10 NW 17 St, LLC., submitted building permit #21-196898 on 5/06/21 for the subject property. The adjacent street has an ultimate right-of-way width of 50 feet. In accordance with City of Delray Beach Land Development Regulation (LDR) 5.3.1 (D), 5 feet would be required from the property for NW 17<sup>th</sup> Street. As a result, a 5-foot 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 1023 SW 8<sup>th</sup> Ave.

The owner(s), GMPA LLC., submitted building permit #21-194619 on 1/22/21 for the subject property. The adjacent alley has an ultimate right-of-way width of 20'. In accordance with LDR 5.3.1 (D), 2 feet

would be required from the property for the alley. As a result, a 2-foot Right-of-Way Dedication was requested to satisfy the requirement.

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 allow the project to continue construction.