



## Cover Memorandum/Staff Report

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**File #:** 18-0914 CRA

**Agenda Date:** 9/28/2021

**Item #:** 7D.

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**TO:** CRA Board of Commissioners  
**FROM:** Tara Toto, Redevelopment Manager  
**THROUGH:** Renée A. Jadusingh, Esq., CRA Executive Director  
**DATE:** September 28, 2021

### **PERPETUAL SIDEWALK EASEMENT AGREEMENT - PUBLIC RIGHT OF WAY ACCESSIBILITY IMPROVEMENTS, FAIRFIELD INN AND SUITES DELRAY BEACH, FL**

#### **Recommended Action:**

Approve the Perpetual Sidewalk Easement Agreement with the City of Delray Beach for the CRA owned property located at 910 W Atlantic Avenue Delray Beach, FL 33444 for the purpose of completing public right of way improvements and for the CRA Chair to sign all documents for said purpose in substantially the attached form.

#### **Background:**

The Delray Beach Community Redevelopment Agency (CRA) is the owner of the property located at 910 West Atlantic Avenue, Delray Beach, FL 33444 (Fairfield Inn and Suites). The City of Delray Beach Public Works Department is completing a Public Right-of-Way Accessibility Improvements project which includes construction of missing sidewalk segments and/or the correction of ADA deficiencies or repairs to existing sidewalk that is located, in part, on the CRA property. In order to construct or repair the sidewalk located on the property, the City of Delray Beach needs permission. A Perpetual Maintenance Sidewalk Easement Agreement for the sidewalk area on the property is required. This Maintenance Sidewalk Agreement is for the purpose of constructing, installing, and maintaining the sidewalk and the Easement shall continue and exist in perpetuity even after the completion of construction activities.

CRA Staff recommends approval of the Perpetual Sidewalk Easement Agreement with the City of Delray Beach for the CRA owned property located at 910 W Atlantic Avenue Delray Beach, FL 33444 for the purpose of completing public right of way improvements and for the CRA Chair to sign all required documents for said purpose.

Attachment(s): Exhibit A - Perpetual Sidewalk Easement Letter and Agreement

#### **CRA Attorney Review:**

N/A

#### **Finance Review:**

N/A

#### **Funding Source/Financial Impact:**

N/A