



Legislation Details (With Text)

File #: 24-818 **Version:** 1 **Name:**

Type: Request **Status:** Agenda Ready

File created: 5/30/2024 **In control:** City Commission

On agenda: 7/9/2024 **Final action:**

Title: ITEM(S) A1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 245 SE 4th AVE.
ITEM(S) B1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 143 S SWINTON AVE.

Sponsors: Public Works Department

Indexes:

Code sections:

Attachments: 1. A1a - Right of Way Deed - 245 SE 4th Ave - Peculiar Plots Inc, 2. A1b - Legal Review Right of Way Deed - 245 SE 4th Ave - Peculiar Plots Inc, 3. B1a - Right of Way Deed - 143 S Swinton Ave - Nigel Development Inc, 4. B1b - Legal Review Right of Way Deed - 143 S Swinton Avenue - Nigel Development, Inc.

Date	Ver.	Action By	Action	Result
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TO: Mayor and Commissioners
FROM: Missie Barletto, Public Works Director
THROUGH: Terrence R. Moore, ICMA-CM
DATE: July 9, 2024

ITEM(S) A1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 245 SE 4th AVE.

ITEM(S) B1 - ACCEPTANCE OF A RIGHT-OF-WAY DEDICATION BY 143 S SWINTON AVE.

Recommended Action:

Consideration of the following items:

Item A1 - Motion to approve and accept a Right-of-Way Dedication by the owners of 245 SE 4th Ave.

Item B1 - Motion to approve and accept a Right-of-Way Dedication by the owners of 143 S. Swinton Ave.

Background:

Item A1

Consider acceptance of a Right-of-Way Dedication located at 245 SE 4th Ave.

The owner(s), Peculiar Plots Inc. submitted building permit application #24-217050 on 03/08/24, for the subject property. During the application process it was determined that in accordance with LDR

6.1.2(C)(2)(e) for the intersection of SE 4th Ave. and SE 3rd St. a 25' radius Right-of-Way is required and was requested to satisfy the requirement.

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

Item B1

Consider acceptance of a Right-of-Way Dedication located at 143 S. Swinton Ave.

The owner(s), Nigel Development Inc. submitted building permit application # 22-203069 on 10/05/23, for the subject property. During the application process it was determined that in accordance with LDR 5.3.1 (A) the alley in the rear of the property has an ultimate Right-of-Way of 20 ft. That corresponds to a half-width of 10 ft. The current Right-of-Way half-width is 7.5 ft. As a result, a 2.5 ft. 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:

N/A

Timing of Request:

The timing of these requests is of high importance to allow projects to continue construction.