



Legislation Details (With Text)

File #: 17-627 **Version:** 1 **Name:**

Type: Resolution **Status:** Passed

File created: 7/12/2017 **In control:** City Commission

On agenda: 8/15/2017 **Final action:** 8/15/2017

Title: RESOLUTION NO. 54-17: TO FORMALLY ABANDON THE CITY’S INTEREST IN OBTAINING THE 40’ WIDE BY 647.48’ LONG RESERVED RIGHT-OF-WAY, ADJACENT TO DELRAY SQUARE AT 14530 SOUTH MILITARY TRAIL.

Sponsors: Planning & Zoning Department

Indexes:

Code sections:

Attachments: 1. Resolution 54-17-DelraySquare-ROW-Aband-Aug2017- Support, 2. Delray Square Military Trail Abandonment Exhibit

Date	Ver.	Action By	Action	Result
8/15/2017	1	City Commission	approved	

TO: Mayor and City Commissioners
FROM: Timothy Stillings, Planning, Zoning, and Building Director
THROUGH: Chief Neal de Jesus, Interim City Manager
DATE: August 15, 2017

RESOLUTION NO. 54-17: TO FORMALLY ABANDON THE CITY’S INTEREST IN OBTAINING THE 40’ WIDE BY 647.48’ LONG RESERVED RIGHT-OF-WAY, ADJACENT TO DELRAY SQUARE AT 14530 SOUTH MILITARY TRAIL.

Recommended Action:

Motion to Approve Resolution No. 54-17 formally abandoning the City’s interest in the 40’ wide by 647.48’ long reserved right-of-way, adjacent to Delray Square at 14530 South Military Trail.

Background:

The property owner of Delray Square at 14530 South Military Trail is seeking the abandonment of a 40’ right-of-way adjacent to the property through Palm Beach County (County). As part of the County’s abandonment process, the County is requiring the City of Delray Beach to formally abandon its interest in the right-of-way. This 40’ wide portion of South Military Trail was deeded to Palm Beach County in 1986 by Delray Square Shopping Center Associates as a State of Florida Right-of-Way Reservation. The existing right-of-way measures 120’ wide, which meets the Ultimate right-of-way requirement listed in Table T-1 of the Transportation Element; the “reserved” 40’ right-of-way is in addition to the 120’. Additionally, the 40’ portion, which measures 647.48’ long, currently contains landscaping and parking improvements associated with and maintained by Delray Square.

The subject request is associated with a Master Development Plan Modification for Delray Square for the addition of a restaurant within the existing parking area and adjacent to the shopping center’s access road from South Military Trail.

REVIEW BY OTHERS

N/A

City Attorney Review:

Approved as to form and legal sufficiency.

Finance Department Review:

N/A

Funding Source:

N/A

Timing of Request:

N/A