



Legislation Text

File #: 22-1107, Version: 1

TO: Mayor and Commissioners
FROM: Missie Barletto- Public Works Director
THROUGH: Terrence Moore, ICMA-RM
DATE: September 6, 2022

ITEM(S) A1 - ACCEPTANCE OF FOUR RIGHT-OF-WAY DEDICATIONS BY EACH PROPERTY OWNER OF 1407 LAKE DRIVE, 245 NE 7TH AVE., 932 SE 4TH AVE. AND 1301 LAKE DR.

Recommended Action:

Consideration of the following items:

Item A1 - Motion to approve and accept a Right of Way Dedication by the owners of 1407 Lake Drive

Item B1 - Motion to approve and accept a Right of Way Dedication by the owners of 245 NE 7th Ave.

Item C1 - Motion to approve and accept a Right of Way Dedication by the owners of 932 SE 4th Ave.

Item D1 - Motion to approve and accept a Right of Way Dedication by the owners of 1301 Lake Dr.

Background:

Item A1

Consider acceptance of a Right-of-Way Dedication located at 1407 Lake Dr.

The owner(s), Joshua Khoury, submitted building permit #22-203826 on 4/21/2022, for the subject property. During the application process it was determined that in accordance with LDR 5.3.1 (A) a 25' dedication at the intersection of Lake Dr and NW 14th St would be required. As a result, a 25 ft radial right of way dedication was requested to satisfy the requirement.

There is no City cost now or in the future for this item.

Item B1

Consider acceptance of a Right of Way Dedication located at 245 NE 7th Ave.

The owner(s), Kathleen Yeakle, submitted building permit #22-203788 on 4/20/2022, for the subject property. During the application process it was found that in accordance with LDR 5.3.1 (A) the ultimate right of way of NE 3rd St is 50ft, and it was determined that a 15ft dedication would be

required. NE 7th Ave has an ultimate right of way of 50 ft, and it was determined that a 5ft dedication would be required. As a result, a 25 ft radial right of way at the intersection, a 15ft dedication along NE 3rd St, and a 5ft dedication along NE 7th Ave was requested to satisfy the requirement.

There is no City cost now or in the future for this item.

Item C1

Consider acceptance of a Right of Way Dedication located at 932 SE 4th Ave.

The owner(s), Michael and Jan Rosenstein submitted building permit #22-204546 on 5/24//2022, for the subject property. During the application process it was determined that the property was adjacent to a 16 ft alley and in accordance with LDR 5.3.1 (A) the ultimate right of way for alleys is 20ft. As a result, a 2 ft right of way dedication along the alley was requested to satisfy the requirement.

There is no City cost now or in the future for this item.

Item D1

Consider acceptance of a Right of Way Dedication located at 1301 Lake Drive

The owner(s), Richard and Patricia Quigley submitted building permit #22-203123 on 3/22/2022, for the subject property. During the application process it was determined that in accordance with LDR 5.3.1 (A) a 25' dedication at the intersection of Lake Dr and NW 13th St would be required. As a result, a 25 ft radial right of way dedication was requested to satisfy the requirement.

There is no City cost now or in the future for this item.

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 in order to allow projects to continue construction.