



## Legislation Details (With Text)

**File #:** 17-448      **Version:** 1      **Name:**  
**Type:** Resolution      **Status:** Passed  
**File created:** 5/5/2017      **In control:** City Commission  
**On agenda:** 6/6/2017      **Final action:** 6/6/2017  
**Title:** ADOPTION OF RESOLUTION NO. 44-17 SALE OF 15' RIGHT OF WAY (602 ALLEN AVENUE) THROUGH QUIT CLAIM DEED  
**Sponsors:** City Attorney Department  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Resolution No. 44-17

Date	Ver.	Action By	Action	Result
6/6/2017	1	City Commission	approved	

**TO:** Mayor and Commissioners  
**FROM:** R. Max Lohman, City Attorney  
**DATE:** June 6, 2017

ADOPTION OF RESOLUTION NO. 44-17 SALE OF 15' RIGHT OF WAY (602 ALLEN AVENUE) THROUGH QUIT CLAIM DEED

### **Recommended Action:**

Motion to Approve Resolution No. 44-17.

### **Background:**

According to the Property Appraiser, the City of Delray Beach owns a land-locked parcel that lies adjacent to and south of lots 7, 8 and 9 of the Snow Hill Plat. As early as 1982, the subject parcel was abandoned by the City as evidenced by various warranty deeds of neighboring properties. Through a Tax Deed signed in 1997, the parcel was deeded back to the City of Delray Beach from Palm Beach County.

The land-locked parcel is of no use to the City. In fact, the parcel was recently advertised as a "surplus property" for sale. ESD has confirmed that no easement is necessary. City staff believes it is in the City's best interest to quit-claim deed the parcel to the property owner, pursuant to their request. However, the property owner, in exchange for the Quit-Claim Deed, will be required to complete and record a Unity of Title in order to finalize the transaction.

### **City Attorney Review:**

Approved as to form and legal sufficiency.

### **Finance Department Review:**

Finance recommends approval.

**Funding Source:**

N/A

**Timing of Request:**

N/A