



Legislation Details (With Text)

File #:	18-433	Version:	1	Name:	
Type:	Resolution	Status:		Passed	
File created:	6/29/2018	In control:		City Commission	
On agenda:	7/10/2018	Final action:		7/10/2018	
Title:	RESOLUTION 84-18: QUIT-CLAIM DEED TO TRANSFER A PORTION OF RIGHT-OF-WAY AT 998 PELICAN LANE TO DOUGLAS AND EMILY BOWRING IN EXCHANGE FOR A RIGHT-OF-WAY EASEMENT IN FAVOR OF THE TOWN OF GULFSTREAM (PUBLIC HEARING)				
Sponsors:	City Attorney Department				
Indexes:					
Code sections:					
Attachments:	1. Agenda Cover Report, 2. Resolution 84-18, 3. BOWRING Quit Claim Deed for Pelican Lane final (4), 4. Map of Area, 5. Easement in favor of the town of Gulstream				

Date	Ver.	Action By	Action	Result
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TO: Mayor and Commissioners
FROM: R. Max Lohman, City Attorney
DATE: July 10, 2018

RESOLUTION 84-18: QUIT-CLAIM DEED TO TRANSFER A PORTION OF RIGHT-OF-WAY AT 998 PELICAN LANE TO DOUGLAS AND EMILY BOWRING IN EXCHANGE FOR A RIGHT-OF-WAY EASEMENT IN FAVOR OF THE TOWN OF GULFSTREAM (PUBLIC HEARING)

Recommended Action:

Motion to approve Resolution 84-18 authorizing the City to execute a quit claim deed to transfer a portion of right-of-way at 998 Pelican Lane to Douglas and Emily Bowring subject to the condition that the Town of Gulfstream accept a right-of-way easement over the same area.

Background:

In 1958, a 554-square foot portion of right-of-way forming the paved corner cut at the intersection of 998 Pelican Lane and Andrews Avenue was deeded to the City of Delray Beach. This area is located in the Town of Gulfstream, and not within the City boundaries. The owners of the adjacent property at 998 Pelican Lane, Douglas and Emily Bowring, have requested the City convey the property to them in exchange for a right-of-way easement running in favor of the Town of Gulfstream.

The City has no record of requesting or accepting the deed to this property, and has no current need for the property, as the property is located within the Town of Gulfstream and not in the City. The City previously owned and maintained a sewer pipe near this area on Andrews Avenue, but that pipe was removed in 2000.

If the City approves this conveyance, the Town of Gulfstream will make a motion to accept a right-of-way easement over the area at its meeting on July 13, 2018. Pursuant to the easement, the Bowrings have agreed not to construct any improvements over the area, ensuring that this area of

the right-of-way will remain unobstructed.

City Attorney Review:

Approved as to form and legal sufficiency.