



## Legislation Details (With Text)

**File #:** 19-255      **Version:** 1      **Name:**  
**Type:** Request      **Status:** Passed  
**File created:** 2/22/2019      **In control:** City Commission  
**On agenda:** 3/12/2019      **Final action:** 3/12/2019  
**Title:** ACCEPTANCE OF A PEDESTRIAN INGRESS AND EGRESS EASEMENT AND A VEHICULAR EASEMENT FOR MIDTOWN DELRAY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF SWINTON AND ATLANTIC AVENUES  
**Sponsors:** Development Services Department  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Agenda Cover Report, 2. executed easement block 61, 3. executed easement Deed, 4. Agenda Cover Memo Res no 10-18, 5. Res No. 10-18

Date	Ver.	Action By	Action	Result
3/12/2019	1	City Commission	approved	

**TO:** Mayor and Commissioners  
**FROM:** Timothy Stillings, Development Services Department  
**THROUGH:** Chief Neal de Jesus, Interim City Manager  
**DATE:** March 12, 2019

ACCEPTANCE OF A PEDESTRIAN INGRESS AND EGRESS EASEMENT AND A VEHICULAR EASEMENT FOR MIDTOWN DELRAY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF SWINTON AND ATLANTIC AVENUES

### **Recommended Action:**

Motion to approve and accept the pedestrian ingress and egress and vehicular easements for Midtown as a condition of approval of the alley abandonment approved by Resolution No. 10-18.

### **Background:**

On March 6, 2018, the City Commission approved an alley abandonment in Block 61, Town of Linton, associated with the Midtown Delray Development, located on the south side of Atlantic Avenue between Swinton Avenue and SW 1st Avenue. The approval of the abandonment was conditioned on the acceptance and recording of a pedestrian and vehicular easement over the area of the alley right-of-way.

### **City Attorney Review:**

Approved as to form and legal sufficiency.

### **Funding Source/Financial Impact:**

N/A

### **Timing of Request:**

The easements must be accepted by the City Commission and recorded prior to site plan certification

and recorded concurrent with the recording of the alley abandonment.