



Legislation Details (With Text)

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Title: ITEMS (A-M) - ACCEPTANCE OF PERPETUAL SIDEWALK EASEMENTS AND EASEMENT AGREEMENT FOR MULTIPLE PROPERTIES

Sponsors: Public Works Department

Indexes:

Code sections:

Attachments: 1. Agenda Cover Report, 2. Simple Legal Review Approval- pse agreements, 3. Item (A) Exhibit A Sketch-237 NW 5th Ave., 4. Item (A) Papa Map - 237 NW 5th Ave., 5. Item (A) Papa Page 237 NW 5th Ave., 6. Item (A) PSE Agreement-237 NW 5th Ave., 7. Item (A) Sunbiz -237 NW 5th Ave., 8. Item (B) PSE Agreement - 233 SW 14th Ave., 9. Item (B) Exhibit A Sketch 233 SW 14th Ave., 10. Item (B) PAPA Map Page 233 SW 14th Ave., 11. Item (B) PAPA Page 233 SW 14th Ave., 12. Item (B)Sunbiz - 233 SW 14th Ave, 13. Item (C) Exhibit A -229 SW 14th Ave., 14. Item (C) PAPA Page -229 SW 14th Ave., 15. Item (C) PAPA Map Page- 229 SW 14th Ave., 16. Item (C) PSE Agreement - 229 SW 14th Ave., 17. Item (C) Sunbiz145 SW -229 SW 14th Ave., 18. Item (D) Exhibit A Sketch - 1121 Miami Blvd., 19. Item (D) PAPA Map 1121 Miami Blvd., 20. Item (D) PAPA Page 1121 Miami Blvd., 21. Item (D) PSE Agreement - 1121 Miami Blvd., 22. Item (F) Exhibit A Sketch - 1110 Waterway Ln., 23. Item (F) PAPA Map 1110 Waterway Ln., 24. Item (F) PAPA Page 1110 Waterway Ln., 25. Item (F) PSE Agreement - 1110 Waterway Ln., 26. Item (G) Address App - 303 NW 18th St., 27. Item (G) Exhibit A Sketch -303 NW 18th St., 28. Item (G) PAPA Map 303 NW 18th St., 29. Item (G) PAPA Page 303 NW 18th St., 30. Item (G) PSE Agreement -303 NW 18th St., 31. Item (H) - Exhibit A - 901 Allamanda Dr., 32. Item (H) - PAPA Map - 901 Allamanda Dr, 33. Item (H) - PAPA Page - 901 Allamanda Dr., 34. Item (H) - PSE Agreement - 901 Allamanda Dr, 35. Item (H) - Survey -901 Allamanda Dr, 36. Item (I) Exhibit A - 12 NW 18th St., 37. Item (I) PAPA Map - 12 NW 18th St., 38. Item (I) PAPA Page - 12 NW 18th St., 39. Item (I) PSE Agreement - 12 NW 18th St., 40. Item (I) Sunbiz - 12 NW 18th St., 41. Item (J) Exhibit A Sketch - 315 NW 18th St., 42. Item (J) PAPA Map 315 NW 16th St., 43. Item (J) PAPA Page 315 NW 16th St., 44. Item (J) PSE Agreement -315 NW 16th St. Redacted, 45. Item (K) Exhibit A Sketch -1126 Waterway Ln., 46. Item (K) PAPA Map 1126 Waterway Ln., 47. Item (K) PAPA Page 1126 Waterway Ln., 48. Item (K) PSE Agreement - 1126 Waterway Ln., 49. Item (L) Exhibit A Sketch - 941 Seagate Dr., 50. Item (L) PAPA Map 941 Seagate Dr., 51. Item (L) PAPA Page - 941 Seagate Dr., 52. Item (L) PSE Agreement - 941 Seagate Dr., 53. Item (L) Sunbiz - 941 Seagate Dr., 54. Item (M) - Exhibit A Sketch - 509 Curlew Rd., 55. Item (M) Easement Agreement - 509 Curlew Rd., 56. Item (M) PAPA Map - 509 Curlew Rd., 57. Item (M) PAPA Page - 509 Curlew Rd.

Date	Ver.	Action By	Action	Result
11/5/2019	1	City Commission	approved	

TO: Mayor and Commissioners
FROM: Missie Barletto, Assistant Public Works Director
THROUGH: Suzanne Fisher, Assistant City Manager
THROUGH: Neal de Jesus, Interim City Manager
DATE: November 5, 2019

ITEMS (A-M) - ACCEPTANCE OF PERPETUAL SIDEWALK EASEMENTS AND EASEMENT AGREEMENT FOR MULTIPLE PROPERTIES

Recommended Action:

Item A

(A) Motion to approve and accept 5' of sidewalk easement on 237 NW 5th Ave.

Item B

(B) Motion to approve and accept 5' of sidewalk easement on 233 SW 14th Ave.

Item C

(C) Motion to approve and accept 5' of sidewalk easement on 229 SW 14th Ave.

Item D

(D) Motion to approve and accept 5' of sidewalk easement on 1121 Miami Blvd.

Item F

(F) Motion to approve and accept 5' of sidewalk easement on 1110 Waterway Lane.

Item G

(G) Motion to approve and accept 5' of sidewalk easement on 303 NW 18th St.

Item H

(H) Motion to approve and accept 5' of sidewalk easement on 901 Allamanda Dr.

Item I

(I) Motion to approve and accept 5' of sidewalk easement on 12 NW 18th St.

Item J

(J) Motion to approve and accept 5' of sidewalk easement on 315 NW 16th St.

Item K

(K) Motion to approve and accept 5' of sidewalk easement on 1126 Waterway Ln.

Item L

(L) Motion to approve and accept 5' of sidewalk easement on 941 Seagate Dr.

Item M

(M) Motion to approved and accept 10' Utility easement located at 509 Curlew Rd.

Background:

Item A

Consider acceptance of a 5' of sidewalk easement located at 237 NW 5th Ave.

The owner, Delray Beach Community Land Trust, submitted building permit # 19-00182159 on 3/12/19 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item B

Consider acceptance of sidewalk easement located at 233 SW 14th Ave.

The owner, Delray Beach Community Land Trust, submitted building permit # 19-00183685 on 6/03/19 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item C

Consider acceptance of a 5' of sidewalk easement located at 229 SW 14th Ave., Lot 8.

The owner, Delray Beach Community Land Trust, submitted building permit # 19-00183686 on 6/03/19 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item D

Consider acceptance of a 5' of sidewalk easement located at 1121 Miami Blvd.

The owner, H3 International, LLC, submitted building permit # 16-00165171 on 8/24/16 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item F

Consider acceptance of a 5' sidewalk easement located at 1110 Waterway Lane.

The owner, Next Chapter Investments, LLC, submitted building permit #19-00183496 on 5/22/19 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item G

Consider acceptance of a 5' sidewalk easement located at 303 NW 18th St.

The owner, 315 NW 18th St., LLC., submitted building permit #19-00182362 on 3/22/19 to construct

a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item H

Consider acceptance of a 5' sidewalk easement at 901 Allamanda Dr.

The owner, 901 Allamanda LLC., submitted permit #18-00180074 on 11/9/18 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item I

Consider acceptance of a 5' of sidewalk easement at 12 NW 18th St.

The owner Mizner Dev. SE 4th Ave., LLC, submitted a permit #19-184747 on 7/26/19 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item J

Consider acceptance of a 5' of sidewalk easement at 315 NW 16th St.

The owner, 315 Delray LLC., submitted building permit # 19-182864 on 4/19/19 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item K

Consider acceptance of a 5' of sidewalk easement at 1126 Waterway Ln.

The owner, Courchene Development Palm Beach, LLC, submitted building permit # 19-00182339 on 3/21/19 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item L

Consider acceptance of a 5' of sidewalk easement at 941 Seagate Dr.

The owner, 941 SG 944 SO, LLC, submitted building permit # 19-00181959 on 2/28/19 to construct a new single-family residence. The roadway which has an ultimate right of way width of 60 feet. In accordance with LDR 5.31 (D), per the survey; 5' would be required from this property. As a result, a 5' perpetual sidewalk easement was requested to satisfy the requirement.

There is no City cost now or in the future for these items.

Item M

On May 10, 2019, the owners (Peter G and Tatiana Marra) submitted building permit #19-183290 at 509 Curlew Rd. to construct a new single family residence.

Upon the engineering review of the application submitted, a city owned sewer main was discovered on the applicant's property without an easement. As part of an agreement with city staff and the applicant, a new 10' foot utility easement has been established per sketch and description on "Exhibit A".

There is no City cost now or in the future for these items.

Attachments provided:

- 1) Legal Checklist
- 2) Item (A) Exhibit (A) Sketch and Description - 237 NW 5th Ave.
- 3) Item (A) PAPA Map - 237 NW 5th Ave.
- 4) Item (A) PAPA Page - 237 NW 5th Ave.
- 5) Item (A) PSE Agreement - 237 NW 5th Ave.
- 6) Item (A) Sunbiz - 237 NW 5th Ave.
- 7) Item (B) Exhibit (A) Sketch and Description - 233 SW 14th Ave.
- 8) Item (B) PAPA Map - 233 SW 14th Ave.
- 9) Item (B) PAPA Page - 233 SW 14th Ave.
- 10) Item (B) PSE Agreement - 233 SW 14th Ave.
- 11) Item (B) Sunbiz - 233 SW 14th Ave.
- 12) Item (C) Exhibit (A) Sketch and Description - 229 SW 14th Ave.
- 13) Item (C) PAPA Page - 229 SW 14th Ave.
- 14) Item (C) PAPA Map - 229 SW 14th Ave.

- 15)Item (C) PSE Agreement - 229 SW 14th Ave.
- 16)Item (C) Sunbiz - 229 SW 14th Ave.
- 17)Item (D) Exhibit A Sketch - 1121 Miami Blvd.
- 18)Item (D) PAPA Map - 1121 Miami Blvd.
- 19)Item (D) PAPA Page - 1121 Miami Blvd.
- 20)Item (D) PSE Agreement - 1121 Miami Blvd.
- 26)Item (F) Exhibit A Sketch - 1110 Waterway Ln.
- 27)Item (F) PAPA Map - 1110 Waterway Ln.
- 28)Item (F) PAPA Page - 1110 Waterway Ln.
- 29)Item (F) PSE Agreement - 1110 Waterway Ln.
- 30)Item (G) Address Application - 303 NW 18th St.
- 31)Item (G) Exhibit A Sketch - 303 NW 18th St.
- 32)Item (G) PAPA Map - 303 NW 18th St.
- 33)Item (G) PAPA Page - 303 NW 18th St.
- 34)Item (G) PSE Agreement - 303 NW 18th St.
- 35)Item (H) Exhibit A - 901 Allamanda Dr.
- 36)Item (H) PAPA Map - 901 Allamanda Dr.
- 37)Item (H) PAPA Page - 901 Allamanda Dr.
- 38)Item (H) PSE Agreement - 901 Allamanda Dr.
- 39)Item (H) Survey - 901 Allamanda Dr.
- 40)Item (I)Exhibit A - 12 NW 18th St.
- 41)Item (I) PAPA Map - 12 NW 18th St.
- 42)Item (I) PAPA Page - 12 NW 18th St.
- 43)Item (I) PSE Agreement - 12 NW 18th St.
- 44)Item (I) Sunbiz - 12 NW 18th St.
- 45)Item (J) Exhibit A Sketch - 315 NW 18th St.

- 46)Item (J) PAPA Map - 315 NW 18th St.
- 47)Item (J) PAPA Page - 315 NW 18th St.
- 48)Item (J) PSE Agreement - 315 NW 18th St.
- 49)Item (K) Exhibit A Sketch - 1126 Waterway Ln.
- 50)Item (K) PAPA Map - 1126 Waterway Ln.
- 51)Item (K) PAPA Page - 1126 Waterway Ln.
- 52)Item (K) PSE Agreement - 1126 Waterway Ln.
- 53)Item (L) Exhibit A Sketch - 941 Seagate Dr.
- 54)Item (L) PAPA Map - 941 Seagate Dr.
- 55)Item (L) PAPA Page - 941 Seagate Dr.
- 56)Item (L) PSE Agreement - 941 Seagate Dr.
- 57)Item (L) Sunbiz - 941 Seagate Dr.
- 58)Item (M) Exhibit A - 509 Curlew Rd.
- 59)Item (M) Easement Agreement - 509 Curlew Rd.
- 60)Item (M) PAPA Map - 509 Curlew Rd.
- 61)Item (M) PAPA Page - 509 Curlew Rd.

City Attorney Review:

Approved as to form and legal sufficiency.

Timing of Request:

The timing of this request is of high importance in order to process the residence C/O when completed.