



## Legislation Details (With Text)

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|-----------------------|---|----------------------|---|-----------------|--|
| <b>File #:</b>        | 22-1118   | <b>Version:</b>      | 1 | <b>Name:</b>    |  |
| <b>Type:</b>          | Request   | <b>Status:</b>       |   | Agenda Ready    |  |
| <b>File created:</b>  | 8/15/2022   | <b>In control:</b>   |   | City Commission |  |
| <b>On agenda:</b>     | 9/19/2022   | <b>Final action:</b> |   |                 |  |
| <b>Title:</b>         | RESOLUTION NO. 142-22: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ABANDONING A UTILITY EASEMENT LOCATED AT 170 SHERWOOD BOULEVARD, TOTALING APPROXIMATELY THREE THOUSAND SEVEN HUNDRED AND TWENTY-TWO SQUARE FEET (3,722 SQ. FT.), AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. |                      |   |                 |  |
| <b>Sponsors:</b>      | Development Services Department   |                      |   |                 |  |
| <b>Indexes:</b>       |   |                      |   |                 |  |
| <b>Code sections:</b> |   |                      |   |                 |  |
| <b>Attachments:</b>   | 1. Agenda Cover Report, 2. Resolution No. 142-22: Enclave at Sherwood Utility Easement Abandonment, 3. Resolution No. 142-22: Exhibit A, 4. Resolution No. 142-22: Legal Review   |                      |   |                 |  |

| Date | Ver. | Action By | Action | Result |
|------|------|-----------|--------|--------|
|------|------|-----------|--------|--------|

**TO:** Mayor and Commissioners  
**FROM:** Anthea Gianniotis, Development Services Department  
**THROUGH:** Terrence R. Moore, ICMA-CM  
**DATE:** September 19, 2022

RESOLUTION NO. 142-22: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, ABANDONING A UTILITY EASEMENT LOCATED AT 170 SHERWOOD BOULEVARD, TOTALING APPROXIMATELY THREE THOUSAND SEVEN HUNDRED AND TWENTY-TWO SQUARE FEET (3,722 SQ. FT.), AS MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

### **Recommended Action:**

Approve the abandonment of utility easement.

### **Background:**

The abandonment of the utility easement is related to the development of the property, subject to the approved Master Development Plan (MDP) and Plat for 79 single family homes known as the Enclave at Sherwood. The utility easement is related to the cart barn and clubhouse associated with the previous golf course use, and the approved development does not require utility service at this location. The approved plat identifies the location of all necessary utilities for the development. Therefore, the removal of the utilities and abandonment of the easement was approved by Engineering and Utilities.

### **City Attorney Review:**

Resolution No. 142-22 is approved as to form and legal sufficiency.

**Funding Source/Financial Impact:**

N/A

**Timing of Request:**

The abandonment will be effective upon recordation.