



Legislation Text

File #: 17-448, Version: 1

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