



## Legislation Text

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File #: 18-142, Version: 1

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**TO:** Mayor and Commissioners  
**FROM:** Patrick A. Figurella, City Engineer, Program/Project Management, Public Works  
**THROUGH:** Mark R. Lauzier, City Manager  
**DATE:** May 1, 2018

### ACCEPTANCE OF A WATER EASEMENT AGREEMENT FOR PROTON TEMPORARY RADIATION THERAPY AT 5130 LINTON BOULEVARD

#### **Recommended Action:**

Motion to Approve and accept Water Easement Agreement for Proton Temporary Radiation Therapy at 5130 Linton Boulevard.

#### **Background:**

The property owner of 5130 Linton Boulevard, Delray Medical Center, submitted Building Permit #17-172356 to construct a new commercial building.

The owner's contractor is planning to relocate the City of Delray Beach's (City) water main within the subject property. As a result, a utility easement is required for the new location of relocated water main. This temporary commercial building will be the temporary location of the proton Radiation Therapy Facility while the main facility is under construction. There is no cost now or in the future for this item.

#### Attachments provided:

- 1) Water Easement Agreement
- 2) Exhibit "A" - Sketch and Legal Description of Easement 5130 Linton Boulevard
- 3) Exhibit "B" - Utility Plan
- 4) PAPA Page
- 5) PAPA Map Location
- 6) Legal review Checklist

#### **City Attorney Review:**

Approved as to form and legal sufficiency.

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

N/A

#### **Timing of Request:**

This request is of high importance in order to process the building permit.