



## Legislation Text

---

File #: 18-434, Version: 1

---

**TO:** Mayor and Commissioners  
**FROM:** Susan Goebel-Canning, Public Works Director  
**THROUGH:** Mark R. Lauzier, City Manager  
**DATE:** August 21, 2018

ACCEPTANCE OF A PERPETUAL SIDEWALK EASEMENT AGREEMENT FOR 23 SW 14<sup>th</sup> AVE.

**Recommended Action:**

Motion to approve and accept a five-foot sidewalk easement located at 23 SW 14<sup>th</sup> Ave.

**Background:**

Consider acceptance of a sidewalk easement located at 23 SW 14<sup>th</sup> Ave.

On February 22, 2018, the owner Delray Beach Community Land Trust submitted building permit #18-174432 to construct a new single family residence located at 23 SW 14<sup>th</sup> Ave.

This property is located north of SW 1<sup>st</sup> St. on SW 14<sup>th</sup> Ave. The roadway, SW 14<sup>th</sup> Ave. associated with this project is a local street without curb and gutter which has an ultimate right of way width of 60 feet. In accordance with LDR 5.3.1(D), the existing right of way width is 50 feet on SW 14<sup>th</sup> Ave., per the survey, five feet would be required from this property.

There is no City of Delray Beach (City) cost now or in the future for this item.

Attachments provided:

- 1) Perpetual Sidewalk Easement Agreement
- 2) "Exhibit A" Sketch and Legal Description
- 3) Survey 23 SW 14<sup>th</sup> Ave.
- 4) PAPA Map Location 23 SW 14<sup>th</sup> Ave.
- 5) PAPA Page 23 SW 14<sup>th</sup> Ave.
- 6) Sunbiz Page

**City Attorney Review:**

Approved as to form and legal sufficiency.

**Funding Source/Financial Impact:**

This item has no financial impact to the City.

**Timing of Request:**

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