



## Legislation Text

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File #: 18-435, Version: 1

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**TO:** Mayor and Commissioners  
**FROM:** Patrick Figurella, City Engineer - Development Services Engineering  
**THROUGH:** Mark R. Lauzier, City Manager  
**DATE:** August 21, 2018

ACCEPTANCE OF A PERPETUAL SIDEWALK EASEMENT AGREEMENT FOR 27 SW 14<sup>th</sup> AVE.

**Recommended Action:**

Motion to approve and accept a five-foot sidewalk easement located at 27 SW 14<sup>th</sup> Ave.

**Background:**

Consider acceptance of sidewalk easement located at 27 SW 14<sup>th</sup> Ave.

On February 22, 2018, the owner Delray Beach Community Land Trust submitted building permit #18-174435 to construct a new single family residence located at 27 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 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 27 SW 14<sup>th</sup> Ave.
- 4) PAPA Map Location 27 SW 14<sup>th</sup> Ave.
- 5) PAPA Page 27 SW 14<sup>th</sup> Ave.
- 6) Sunbiz Page

**City Attorney Review:**

Approved as to form and legal sufficiency.

**Funding Source/Financial Impact:**

There is no fiscal impact to the City of Delray Beach (City) as a result of this easement acceptance.

**Timing of Request:**

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