



Legislation Text

---

File #: 19-642, Version: 1

---

**TO: Mayor and Commissioners**  
**FROM: Caryn Gardner Young-Acting Public Works Director**  
**THROUGH: Neal DeJesus, Interim City Manager**  
**DATE: July 9, 2019**

CONSIDERATION OF A HOLD HARMLESS AGREEMENT FOR 707 N. OCEAN BLVD.(ITEM A) AND 1901 S. OCEAN BLVD.(ITEM B) AND CONSIDERATION OF A RIGHT OF WAY DEDICATION FOR 36 SE 2<sup>ND</sup> AVE. (ITEM C)

**Recommended Action:**

MOTION TO ACCEPT A HOLD HARMLESS AGREEMENT FOR 707 N. OCEAN BLVD.(ITEM A) AND 1901 S. OCEAN BLVD.(ITEM B) AND TO ACCEPT A RIGHT OF WAY DEDICATION FOR 36 SE 2<sup>ND</sup> AVE. (ITEM C)

**Item A**

The property owner of 707 N. Ocean Blvd. is planning to install a 2" water service line and 6" sanitary sewer later from existing utilities within the State of Florida's Right-of-Way on N. Ocean Boulevard (A1A). As a result, a permit from the Florida Department of Transportation (FDOT) is required. Since the City of Delray Beach (City) will be maintaining that part of the service within the FDOT right-of-way, FDOT requires that the City sign the permit application.

There is no City cost now or in the future for this item.

Consideration of acceptance of a Hold Harmless Agreement at 707 N. Ocean Blvd.

**Item B**

The property owner of 1901 S. Ocean Blvd. is planning to install a 3" water service line and 1" irrigation service later from existing utilities within the State of Florida's Right-of-Way on N. Ocean Boulevard (A1A). As a result, a permit from the FDOT is required. Since the City will be maintaining that part of the service within the FDOT right-of-way, FDOT requires that the City sign the permit application.

There is no City cost now or in the future for this item.

Consideration of acceptance of a Hold Harmless Agreement at 1901 S. Ocean Blvd

**Item C**

The property in question is located east of S. Swinton Ave. on SE 2<sup>nd</sup> Ave. and south of Atlantic Ave. located on the west side of the roadway.

According to the City's LDR Section 5.1.3 (D) (2) - the required minimum width of an alleyway is twenty (20) feet.

The current dedicated alley right of way is eight (8) feet; therefore; a dedication equivalent to one-half the right of way (10 feet) is required to satisfy the above mentioned City code requirement.

There is no City cost now or in the future for this item.

Consideration of acceptance of 8 feet of alley dedication and 2 feet of alleyway dedication located at 36 SE 2nd Ave.

**Attachments provided:**

- 1) Item (A) Hold Harmless Agreement - 707 N Ocean Blvd.
- 2) Item (A) Civil Drawings - 707 N Ocean Blvd.
- 3) Item (A) PAPA Page - 707 N Ocean Blvd.
- 4) Item (A) PAPA Map - 707 N Ocean Blvd.
- 5) Item (B) Hold Harmless Agreement - 1901 N Ocean Blvd.
- 6) Item (B) Civil Drawings - 1901 S Ocean Blvd.
- 7) Item (B) PAPA Page - 1901 S Ocean Blvd.
- 8) Item (B) PAPA Map - 1901 S Ocean Blvd.
- 9) Item (B) Sun Biz Page - 1901 S Ocean Blvd.
- 10)Item (C) Exhibit (A) Sketch and Description 36 SE 2nd Ave
- 11)Item (C) Exhibit (B) Sketch and Description 36 SE 2nd Ave.
- 12)Item (C) Legal Review Approval for ROW Deed SE 2nd Ave
- 13)Item (C) PAPA Map Location 36 SE 2nd Ave
- 14)Item (C) Papa Page 36 SE 2nd Ave
- 15)Item (C) ROWD 36 SE 2nd Ave
- 16)Item (A) Item (C) Sun Biz Page 36 SE 2nd Ave.

**City Attorney Review:**

City Attorney recommends...

**Finance Department Review:**

Finance recommends...

**Funding Source:**

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