



City of Jackson

TO: Mayor and Board of Aldermen

FROM: Janet Sanders, Director of Public Works

DATE: April 2, 2026

RE: Donna Drive Right of Way Dedication and First Amendment to Right of Way Dedication and Maintenance Agreement

Attached you will find two documents related to the Donna Drive right of way through the parking lot serving Jackson Tire, Don Carlos, and Teen Challenge. In 2018, Maevers Investments, LLC platted M.I. Third Subdivision and included on the plat, at the City's request, a 40' L-shaped right of way for Donna Drive. The plat referred to it as both a right of way and a roadway easement.

The current MODOT design process for the Donna Drive intersection brought to light that this "roadway" is considered easement and not right of way on the Cape County tax maps and is still being taxed to Maevers Investments, LLC. To clear up this issue, staff has prepared, and Jim Maevers has signed, a Deed of Dedication for this section of Donna Drive right of way. If found favorable, an ordinance to accept this dedication will be on the next regular meeting agenda.

You will also find attached a First Amendment to Right-of-Way Dedication and Maintenance Agreement. This amendment modifies an agreement entered with Maevers Investments at the time of the plat, which delegated the maintenance of this right-of-way to the developer until such a time as the city constructed an actual street. There is no foreseeable plan to rebuild this right of way as a street and the concrete in the parking lot is deteriorating in places. Additionally, there is no striping to delineate a traffic route. Our recommendation is to remediate these two issues by approving this modification which shifts the maintenance within the right of way to the City. If the Board is in favor, a proposed ordinance accepting this agreement will also be placed on the next regular agenda.