

EXECUTIVE BRIEF REGULAR MEETING

AGENDA DATE: November 2, 2021

DEPARTMENT: Community Sustainability

TITLE:

Resolution No. 77-2021 – abandoning an approximately 40-foot-wide section of public right-of-way known as 9th Avenue South located between the alley east of South N Street and west of South Federal Highway

SUMMARY:

Resolution No. 77 -2021 is the second step of a two-step process to abandon the right-of-way. The subject abandonment was requested by Cotleur & Hearing, a land development firm, on behalf of The Lord's Place, Inc. to allow for the construction of a 7-unit multi-family project proposed on the west side of South Federal Highway utilizing the parcel located at 827 South Federal Highway and the adjacent parcel to the north. This project is commonly referred to as "Burckle Place III." The subject right-of-way is approximately +/-137 feet in length by +/- 40 feet wide, half of which would be used for the proposed project.

BACKGROUND AND JUSTIFICATION:

The procedure to abandon public rights-of-way is established in Section 19-4 of the City's Code of Ordinances. The City Commission approved a resolution declaring their intent to consider the abandonment of the public right-of-way described above at the October 5, 2021 meeting, which was the first resolution of two resolutions required by Section 19-4 of the City's Code of Ordinances.

Staff from Public Works, Water Utilities, and Electric Utilities Departments reviewed the request with the conditions that the fire hydrant line shall be relocated outside of the subject ROW at the cost of the applicant or property owner and that all necessary easements as required for utilities or public purposes by the City shall be recorded by or at the cost of the applicant or property owner prior to the issuance of a certificate of occupancy for the associated 7-unit multi-family project commonly referred to as "Burckle Place III".

MOTION:

Move to approve/disapprove Resolution 77-2021 – abandoning the subject ROW.

ATTACHMENT(S):

Location Map

Resolution 77-2021

Sketch and Legal Descriptions of ROW

Letters of No Objection from Adjacent Property Owners