



## **AGENDA ITEM ANALYSIS**

Project/Issue Name: 22-R-08 A Resolution of the City Council to Amend Resolution 21-R-40 and to Adopt the Affidavit of Scrivener's Error in Resolution 21-R-40.

Submitted By: Karen Haynes, BUILDS Assistant Administrator

Date: February 15, 2022

### **Issue Statement**

The City Council approved the dedication of approximately zero point two-nine (0.29) acres of property located at 2860 North Brookline Avenue to the City of Republic as Right-of-Way (ROW) on September 21, 2021; this rededication addresses a Scrivener's Error in the legal description of the property, which was discovered after recording.

### **Discussion and/or Analysis**

The property subject to the ROW dedication is comprised of (0.29) acres of land located at 2860 North Brookline Avenue. The City of Republic acquired the property, formerly the Village of Brookline's City Hall, during the consolidation of Brookline. The property was approved for a Rezoning in January 2021 from No Zoning designation to Local Commercial (C-1).

The size of the property has been further reduced with Right-of-Way Dedication along State Highway MM frontage to MODOT for the new signalized intersection of Haile Street; the remainder of the property is approximately (0.27) acres.

The relative size of the property and the property's proximity to a signalized intersection, with no direct access to State Highway MM, combined with the required zoning setbacks, results in a property unable to be developed commercially.

The City of Republic is proposing the property be dedicated as Right-of-Way in order to better utilize the existing square footage of the property.

### **Recommended Action**

Staff recommends the approval of the Right-of-Way Dedication.