



## **AGENDA ITEM ANALYSIS**

Project/Issue Name: 22-31 An Ordinance of the City Council Amending Ordinance 22-10 Vacating a Portion of North Brookline Avenue to Correct a Scrivener's Error.

Submitted By: Karen Haynes, Assistant BUILDS Administrator

Date: May 03, 2022

### **Issue Statement**

City Council approved the Vacation of approximately 385 feet of North Brookline Avenue (formerly old State Highway MM) located east of State Highway MM on February 22, 2022; the City Street provides access to two private properties and is a dead-end street. The City subsequently was notified by the Surveyor, who provided the legal description, an error was present in the description.

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

The BUILDS Department is requesting the vacation of approximately (385) feet of North Brookline Avenue, a dead-end City Street, with this segment currently providing sole access to two private properties. Recently these properties and two adjacent properties have been purchased by the same developer with the intent to develop a mixed-use development on the properties totaling approximately thirty acres.

The vacated portion of the road will be returned to the adjacent properties, now under the same ownership and incorporated into their overall mixed-use development plan and replatted during development.

The remainder of the southern portion of North Brookline Avenue, with access to State Highway MM, will remain a City Street; North Brookline Avenue will dead-end into the proposed development.

### **Recommended Action**

Staff recommends the approval of the Scrivener's Error.