

**Draft Minutes**

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Wednesday, February 22, 2023

6:00 PM

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(02:15)

1. [LN-381](#)

**ROW ABANDONMENT - PORTION OF NE 13TH AVE**

**Request:** Right-of-Way Abandonment  
**P&Z#** 22-18000001  
**Owner:** City of Pompano Beach  
**Project Location:** Portion of NE 13 Ave between NE 9 ST and NE 8 CT  
**Folio Number:** N/A  
**Land Use Designation:** LM (Low-Medium 5-10 DU/AC)  
**Zoning District:** RD-1 (Two Family Residence) & RS-2 (Single-Family Residence 2)  
**Agent:** N/A  
**Project Planner:** Maggie Barszewski

Ms. Maggie Barszewski, Project Planner, introduced herself to the Board and stated this is a City-initiated request to abandon a remnant and unimproved right-of-way shown on the Amended Plat of Pine Crest. The remnant consists of 6,000 square feet (0.14 acres) and is located adjacent to the Pompano Beach Community Park ball fields, at the eastern terminus of NE 9th Street and NE 8th Court, east of NE 12<sup>th</sup> Avenue. The unimproved right-of-way has already been abandoned to the north and south of the subject property.

She noted Development Services staff recommends approval of this Right-of-Way Abandonment with the following alternative motion options, which may be revised or modified at the Board's discretion:

Alternative Motion I: Approve With Conditions

Recommend approval to the City Commission; however, it will not be placed on a City Commission agenda until the following condition is met:

1. All necessary service provider comments shall be submitted with a 'No Objection'.

Alternative Motion II

Table this abandonment request to allow time for the Applicant to address any objections raised by the affected parties or to get additional information.

She stated staff recommends Alternative Motion I.

Chair Stacer asked the Board if there were any questions for staff.

Ms. Coleman asked about the Fire Department concern. Ms. Barszewski said the hammerhead requirement has been addressed.

Ms. Coleman asked about the mechanism for conveyance. Assistant City Attorney Saunders said the document that recognizes the transfer will be a document that recognizes the conveyance back to the property owners. Ms.

Barszewski added that this is the 30-foot half that is located on the western portion on the right-of-way. The other 30-foot half is already part of the park.

Ms. Coleman asked about the buffer between the ballpark and neighbors. Ms. Barszewski said there is an existing 30-foot buffer and a ballpark fence.

Chair Stacer opened the public hearing. No one came forth to speak. Chair Stacer closed the public hearing.

(9:41)

MOTION by **Carla Coleman** and seconded by Richard Klosiewicz that the Board finds that competent, substantial evidence has been presented for the **Right-of-Way Abandonment** that satisfies the review criteria, and move approval of the item, subject to the **one (1)** condition provided by staff. All voted in favor. The motion was approved.

DRAFT