



Legislation Details (With Text)

**File #:** 20-446      **Version:** 2      **Name:**

**Type:** Ordinance / Quasi-Judicial      **Status:** Passed

**File created:** 7/6/2020      **In control:** City Commission

**On agenda:** 9/8/2020      **Final action:** 9/8/2020

**Title:** P.H. 2020-80: (PUBLIC HEARING 2ND READING)  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A FIFTEEN FOOT UTILITY EASEMENT LOCATED ON SW 13TH COURT APPROXIMATELY ONE-HALF MILE WEST OF SOUTH ANDREWS AVENUE AND COMMONLY KNOWN AS 1899 SW 13TH COURT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

FIRST READING: JULY 28, 2020

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. City Attorney Memo.pdf, 2. Ordinance.pdf, 3. Exhibit A to Ordinance - Legal of Abandonment Area.pdf, 4. PZ\_Approval Memo\_20-021.pdf, 5. Staff Report.pdf, 6. COMCAST NOL.pdf, 7. Resolution with Agreement for Utility Easement.pdf, 8. PZB DRAFT Minutes Except - JUNE 3RD OF 2020.pdf, 9. Application.pdf

Date	Ver.	Action By	Action	Result
9/8/2020	2	City Commission	ADOPTED	Pass
7/28/2020	1	City Commission	APPROVED FIRST READING	Pass

**P.H. 2020-80: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A FIFTEEN FOOT UTILITY EASEMENT LOCATED ON SW 13TH COURT APPROXIMATELY ONE-HALF MILE WEST OF SOUTH ANDREWS AVENUE AND COMMONLY KNOWN AS 1899 SW 13TH COURT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: JULY 28, 2020**

(Staff Contact: Jean Dolan/David Recor)

**Summary Explanation/Background:**

The Applicant, Joseph Valane, Vice President, on behalf of BRE Pompano Industrial Owner, LLC., is requesting the abandonment of a 15-foot wide Utility Easement that is situated on property at the end of SW 13 Court, west of S. Andrews Avenue (1899 SW 13th Ct.). The Applicant is proposing to construct a 153,436-square foot warehouse building, without being encumbered by the easement. An existing water main is located within the easement; therefore a Utility Easement Agreement was approved on July 28, 2020 to meet the conditions for abandonment request. This abandonment request was unanimously recommended for approval at the June 3, 2020 Planning & Zoning Board hearing and the condition regarding the Easement Agreement has been met. Subsequent to the Planning & Zoning hearing, all 'no objection' service provider comments were received.

**Origin of request for this action:** Joseph Valane, Vice President, on behalf of BRE Pompano Industrial Owner, LLC

**Fiscal impact and source of funding:** N/A