

## Legislation Details (With Text)

**File #:** 19-388      **Version:** 2      **Name:**

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

**File created:** 4/22/2019      **In control:** City Commission

**On agenda:** 5/28/2019      **Final action:** 5/28/2019

**Title:** P.H. 2019-75: (PUBLIC HEARING 2ND READING)  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING THAT CERTAIN  
TWENTY FOOT LANDSCAPE EASEMENT LOCATED ON THE SOUTHWEST CORNER OF DR.  
MARTIN LUTHER KING, JR. BOULEVARD AND NW 12TH AVENUE; PROVIDING FOR  
SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

FIRST READING: MAY 14, 2019

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Planning & Zoning Board Approval\_Memo\_19-007, 2. City Attorney Memo, 3. Ordinance, 4. Exhibit A of the Ordinance, 5. 18-12000035 Development Order, 6. Staff Report\_18-27000002, 7. Minutes to February P&Z Board, 8. Application, 9. Site Plan

Date	Ver.	Action By	Action	Result
5/28/2019	2	City Commission	ADOPTED	Pass
5/14/2019	1	City Commission	APPROVED FIRST READING	Pass

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(Fiscal Impact: N/A)

**FIRST READING: MAY 14, 2019**

(Staff Contact: Daniel Keester-O'Mills/David Recor)

**Summary Explanation/Background:**

The Applicant, Julian Stein, of SMAX, LLC, on behalf of X-mail Corp. is requesting the abandonment of a 20-foot wide Landscape Easement located parallel to Dr. Martin Luther King Jr. Boulevard on the subject parcel, which lies on the southwest corner of Dr. Martin Luther King Jr. Boulevard and NW 12th Avenue. The site is currently vacant and an address has not yet been assigned to the property. A Major Site Plan application for this project was approved at the February 27, 2019 Planning and Zoning meeting (see attached site plan and development order). The applicant intends to construct an office/warehouse building on the site, and wishes to vacate the landscape easement since it would prevent the placement of a covered walkway that is illustrated on the site plan. This abandonment request was unanimously recommended for approval at the February 27, 2019 Planning & Zoning Board hearing with one condition, which has been met.

**Origin of request for this action:** Julian Stein, of SMAX, LLC, on behalf of X-mail Corp.

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