

Legislation Details (With Text)

File #: 19-528 **Version:** 2 **Name:**

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

File created: 6/20/2019 **In control:** City Commission

On agenda: 7/23/2019 **Final action:** 7/23/2019

Title: P.H. 2019-92: (PUBLIC HEARING 2ND READING)
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA,
ABANDONING PORTIONS OF THE RIGHT-OF-WAY ON MAGNOLIA DRIVE (SW 11th STREET)
LOCATED WEST OF SOUTH DIXIE HIGHWAY; PROVIDING FOR SEVERABILITY; PROVIDING
FOR RECORDATION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: JULY 9, 2019

Sponsors:

Indexes:

Code sections:

Attachments: 1. PZ_Approval Memo 18-031, 2. City Attorney Memo, 3. Ordinance, 4. Exhibit A - Legal for Abandonment Property, 5. Development Services Email dated June 6, 2019, 6. Draft Resolution - Easement Agreements, 7. Staff Report, 8. P&Z Minutes Excerpt, 9. Application

Date	Ver.	Action By	Action	Result
7/23/2019	2	City Commission	ADOPTED	Pass
7/9/2019	1	City Commission	APPROVED FIRST READING	Pass

P.H. 2019-92: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA,
ABANDONING PORTIONS OF THE RIGHT-OF-WAY ON MAGNOLIA DRIVE (SW 11th STREET)
LOCATED WEST OF SOUTH DIXIE HIGHWAY; PROVIDING FOR SEVERABILITY; PROVIDING FOR
RECORDATION; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JULY 9, 2019

(Staff Contact: Jennifer Gomez/David Recor)

Summary Explanation/Background:

The Applicant, Michael Vonder Meulen of Keith, Inc., on behalf of Aloha 1, LLC is requesting the abandonment of a portion of SW 11th Street. The Applicant's intent is to combine the subject property with parcels located to the north & south of the right-of-way, in order to develop a 3.07-acre workforce housing project. There are concurrent rezoning and Flex Allocation requests for this project included on this same City Commission agenda (P&Z: 18-13000002 and P&Z: 18-05000002 successively). This abandonment request was unanimously recommended for approval at the August 22, 2018 Planning & Zoning Board hearing with three conditions that have been met prior to this placement on a City Commission agenda. Two of the conditions required easements to be dedicated, a copy of a draft Resolution accepting these easements has been included in the back-up for reference. The other condition (condition number #1) requiring a Public Access Easement, is no longer warranted as the proposal has been amended since it was originally presented to the Planning & Zoning Board. The Development Services Department then altered condition #1 to require a Fire Access

Easement, as per the attached email dated June 6, 2019. If this ordinance is approved on first reading, the agreements will be executed by the Applicant and a separate agenda item will be prepared to accept the easements by Resolution.

Origin of request for this action: Michael Vonder Meulen of Keith, Inc. on behalf of Aloha 1, LLC

Fiscal impact and source of funding: N/A