

## Legislation Details (With Text)

**File #:** 19-389      **Version:** 5      **Name:**

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

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

**On agenda:** 9/10/2019      **Final action:** 9/10/2019

**Title:** P.H. 2019-72: (PUBLIC HEARING 2ND READING)  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING THAT CERTAIN TWENTY-EIGHT FOOT ROAD RESERVATION EASEMENT LOCATED PARALLEL TO POWERLINE ROAD AND NORTH OF NW 9TH STREET, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

FIRST READING: JULY 23, 2019

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. PZ\_Approval\_Memo\_19-006, 2. City Attorney Memo, 3. Ordinance, 4. Attachment A to Ordinance (Legal Description), 5. StaffReport\_18-27000001, 6. P&Z Minutes, 7. Utilities, 8. Application

Date	Ver.	Action By	Action	Result
9/10/2019	5	City Commission	ADOPTED	Pass
7/23/2019	4	City Commission	APPROVED FIRST READING	Pass
6/25/2019	3	City Commission	POSTPONED	Pass
5/28/2019	2	City Commission	POSTPONED	Pass
5/14/2019	1	City Commission	POSTPONED	Pass

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(Fiscal Impact: N/A)

### FIRST READING: JULY 23, 2019

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

### Summary Explanation/Background:

The Applicant, James McLaughlin, on behalf of Gateway, LLC. is requesting to abandon a 28-foot wide road reservation easement located parallel to Powerline road north of NW 9th Street. There is also a concurrent plat application request for this property on this agenda. This abandonment request was unanimously recommended for approval at the February 27, 2019 Planning & Zoning Board hearing with the condition that placement on a City Commission agenda could only happen when all requisite-service provider comments were received, or until 60 days from the date of this recommendation, whichever occurred first. This condition was met by the submittal of the Utility Department service provider letter (attached). The road reservation easement was determined by Broward County not to be necessary for the future expansion of Powerline Road, and therefore

the applicant wanted it abandoned to improve the site development as a marble and stone showroom retail use.

**Origin of request for this action:** James McLaughlin, on behalf of Gateway, LLC.

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