



## Legislation Text

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**File #: 22-598, Version: 2**

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**P.H. 2022-92: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A PORTION OF THE FIFTEEN FOOT WATERLINE UTILITY EASEMENT LOCATED WITHIN THE MACY'S PARCEL OF THE POMPANO CITI CENTRE PLAT, COMMONLY KNOWN AS 1190 - 1200 N.E. 23RD STREET; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: SEPTEMBER 27, 2022**

(Staff Contact: Jean Dolan/David Recor)

**Summary Explanation/Background:**

This is a request to abandon a 15-foot utility easement, by Linda Strutt on behalf of SVAP Pompano Citi Centre, LP. The easement was conveyed via a separate instrument accepted by the City of Pompano Beach on June 15, 2009. The location of the easement is on property within the Citi Center (1190-1200 East Copans Road), where it is encumbering the redevelopment of that site to include residential units. There is a waterline located within the easement, however it will be rerouted and privately maintained. Since this Easement was dedicated through a separate instrument rather than the Plat, this abandonment will not be reviewed by the Planning and Zoning Board. Instead, City Staff makes a recommendation and the request proceeds to the City Commission for final consideration.

Staff has reviewed the request with consideration of the requirements of Code Section 155.2431 D. 1. & 2., which states: 1. The easement is not now, or in the foreseeable future, of any benefit to the city or its inhabitants; and 2. The abandonment of the easement is consistent with the comprehensive plan. Staff has determined that this criteria has been met and therefore recommends approval of this abandonment request.

**Origin of request for this action:** Linda Strutt of Linda Strutt Consulting, Inc. on behalf of SVAP Pompano Citi Centre, LP

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

