

# **TOWN OF PALM BEACH**

Information for Town Council Meeting on: April 10, 2018

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TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

FROM: H. Paul Brazil, P.E., Director of Public Works

RE: Waiver to Town Code for 89 Middle Road LLC for an Extension of Time for Installation of Utility Improvements

DATE: March 27, 2018

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## **STAFF RECOMMENDATION**

Town staff recommends that Town Council approve a waiver to the Town Code of Ordinances, Section 110-37 for 89 Middle Road for an extension of time for the installation of utility improvements.

## **GENERAL INFORMATION**

At the July 12, 2016 Town Council meeting, the five (5) lot Subdivision #1-2017 of 89 Middle Road LLC was approved. Within the development of the subdivision certain utility improvements were required to commence within a six (6) month time period and, subsequently be completed within six (6) months from commencement. A surety, which expires on August 25, 2018, has been provided for the work.

To date, the developer has initiated and replaced the Florida Public Utilities Company gas main. The rerouting and distributing of electric from Florida Power & Light (FPL) is pending. No other improvements were required. Based upon the commencement of the initial work on October 22, 2017, all work was to be completed on or before April 22, 2018. This would require the proposed FPL work to be performed during season. The FPL work remaining, setting transition poles for the underground of the electric; however, would impact traffic on South County Road for a duration of one (1) week. As such, Public Works has requested that this work be deferred until the May 1, 2018, outside of season. Attached, please find a request for a time extension from the applicant.

Town staff recommends a waiver to Section 110-37 of the Town Code of Ordinances to allow for an extension of time of five (5) months. All work shall be complete on or before September 22, 2018.

**FUNDING/FISCAL IMPACT**

There is no funding/fiscal impact related to this item.

**TOWN ATTORNEY REVIEW**

This item has been reviewed by the Town Attorney.

Attachment

cc. John C. Randolph, Town Attorney  
Patricia Strayer, P.E., Town Engineer  
Paul Castro, AICP, Interim Director of Planning, Zoning & Building Dept.  
Darrel Donatto, Acting Fire Rescue Chief  
Ann-Marie Taylor, Acting Police Chief  
Kathleen Dominguez, Town Clerk