

TOWN OF PALM BEACH

Information for Town Council Meeting on: April 12, 2022

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

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

RE: Authorization to Vacate and Abandon an Existing Public Drainage Easement
Located at 248 Via Marila, Palm Beach, Florida 33480
Resolution No. 050-2022

DATE: March 17, 2022

STAFF RECOMMENDATION

Town staff recommends that Town Council approve Resolution No. 050-2022 authorizing the abandonment of an existing public drainage easement located at 248 Via Marila.

GENERAL INFORMATION

In accordance with Town Code of Ordinances, Chapter 106, Article IV, the owner of the property has made an application to abandon the public utility drainage easement at 248 Via Marila. The easement to be abandoned is shown as Exhibit A, Sketch and Legal Description of the proposed Resolution. An application fee of \$1,200 was received with the application for abandonment to cover direct costs and processing by the Town.

According to the Town of Palm Beach Public Utilities Map, the easement/pipe was abandoned in place in 1982 and the pipe was plugged. The easement is not being used and has not had any active facilities located in it for nearly 40 years. The existing drainage easement shown as Exhibit A is no longer deemed necessary by the Water Resources Division.

Information packages were sent to the 51 neighboring property owners within the 1948 Coral Estates Plat and within 300 feet of the easement to be abandoned via certified mail on March 28, 2022. To date, no responses have been received from the neighboring property owners. The abandonment request was also advertised prior to this Town Council meeting as required by Town Code.

This is an abandonment of an existing public drainage easement and no property is being gained by the owner. Therefore, a privilege fee is not applicable.

FUNDING/FISCAL IMPACT

There is no fiscal impact to the Town.

TOWN ATTORNEY REVIEW

This Resolution has been reviewed and approved by the Town Attorney for legal form and sufficiency.

Attachments

cc: Eric B. Brown, P.E., Assistant Director of Public Works
Patricia Strayer, P.E., Town Engineer
Craig Hauschild, P.E., Civil Engineer