

TOWN OF PALM BEACH

Information for Town Council Meeting on: August 13, 2024

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 Utility Easement
Located at 249 Monterey Road, Palm Beach, Florida 33480
Resolution No. 089-2024

DATE: July 31, 2024

STAFF RECOMMENDATION

Town staff recommends that Town Council approve Resolution No. 089-2024 authorizing the abandonment of an existing public utility easement located at 249 Monterey Road.

GENERAL INFORMATION

In accordance with Town Code of Ordinances, Chapter 106, Article IV, the owner of the property has made an application to abandon a portion of a public utility easement on 249 Monterey Road, which bisects the site from east to west. The portion of 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.

All existing utilities within portions of the easements proposed to be abandoned have provided consent. Undergrounding in the area has been completed and it has been determined that the portion of the easement to be abandoned will not be used. The utility easement located on 249 Monterey Road as described in Exhibit A is no longer necessary, does not serve any public purpose, nor is it necessary for public use.

Information packages were sent to the 37 neighboring property owners within 300 feet of the easement to be abandoned via certified mail on July 22, 2024. To date, one response, a letter of no objection to the abandonment of the referenced easement, has been received from a neighboring property owner. The abandonment request was also advertised prior to this Town Council meeting as required by Town Code.

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

TOWN ATTORNEY REVIEW

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

Attachments

cc: Jason Debrincat, P.E., Assistant Director of Public Works
Patricia Strayer, P.E., Town Engineer
Craig Hauschild, P.E., Civil Engineer