

SW 54th Avenue; therefore, Oodles Land, LLC no longer has ability to provide the additional right-of-way for a compliant final design.

Section 4.843.B.2 of the Martin County Land Development Regulations provides, "Variances may be granted by the Board of County Commissioners for rights-of-way within plats that were recorded prior to 1972 where the previously acquired right-of-way is less than the required minimum right-of-way." Oodles Land, LLC is requesting the Board of County Commissioners grant a variance for the 650 linear feet of right-of-way for SW 54th Avenue north of SW 66th Street. The right-of-way width for this section of SW 54th Avenue will be 45-feet in width instead of the required 60-feet.

ISSUES:

None

LEGAL SUFFICIENCY REVIEW:

This item has been reviewed for legal sufficiency to determine whether is consistent with applicable law, has identified and addressed legal risks, and has developed strategies for legal defensibility.

RECOMMENDED ACTION:

RECOMMENDATION

Move that the Board adopt a Resolution to grant a variance for the right-of-way width for the 650 linear feet of SW 54th Avenue north of SW 66th Street.

ALTERNATIVE RECOMMENDATIONS

Pull this item from the Consent Agenda and direct staff.

FISCAL IMPACT:

RECOMMENDATION

None

Funding Source	County Funds	Non-County Funds
Subtotal		
Project Total		

ALTERNATIVE RECOMMENDATIONS

None

DOCUMENT(S) REQUIRING ACTION:

- Budget Transfer / Amendment Chair Letter Contract / Agreement
 Grant / Application Notice Ordinance Resolution
 Other:

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