



## Agenda Item Summary

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**File ID:** 20-0237

**Meeting Date:** 12/17/2019

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**PLACEMENT:** Consent

**TITLE:**

**ADOPTION OF A RESOLUTION ABANDONING A PORTION OF UNOPENED SE FRONT STREET LYING WITHIN THE PLAT OF PORT SALERNO**

**EXECUTIVE SUMMARY:**

The Board previously held a Public Meeting to consider an application for the abandonment of a portion of platted SE Front Street right-of-way. The Board agreed to the abandonment and a waiver of the required privilege fee. This is an administrative action to adopt a resolution abandoning that portion of platted SE Front Street.

**DEPARTMENT:** Public Works

**PREPARED BY:** **Name:** Thomas Walker, Jr., PSM  
**Title:** County Surveyor

**REQUESTED BY:** The Port Salerno Church of God, Inc.

**PRESET:**

**PROCEDURES:** None

**BACKGROUND/RELATED STRATEGIC GOAL:**

The Board previously held a Public Hearing on December 3, 2019 to consider an application by The Port Salerno Church of God, Inc. for the abandonment of a portion of platted SE Front Street right-of-way as described in Exhibit "A". At that time, any and all persons desiring to be heard regarding this matter were given an opportunity to present their views to the Board. The Board determined that the right-of-way described in Exhibit "A" was not needed as part of the County's road system, that vacating and abandoning said right-of-way would not be contrary to the public interest and that no property owner will be denied access to their property as a result of this abandonment. Furthermore, the Board received and filed the Agenda Item Summary and all attachments for the record and believed historic actions and benefit of the organization (Port Salerno Church of God, Inc.) is showing good cause (waving the privilege fee). This is a request to adopt a resolution to finalize the right-of-way abandonment.

**ISSUES:**

None

**LEGAL SUFFICIENCY REVIEW:**

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

**RECOMMENDED ACTION:****RECOMMENDATION**

1. Move that the Board adopt the Resolution abandoning a portion of unopened SE Front Street lying within the Plat of Port Salerno subject with the following conditions precedent:  
Proper publication of a Notice of Adoption of this Resolution;
2. Move that the Board authorize the Chairman to execute all documents necessary to complete the transaction.

**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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