



## Legislation Details (With Text)

**File #:** 01-19      **Version:** 3      **Name:**  
**Type:** Ordinance      **Status:** Passed  
**File created:** 12/28/2018      **In control:** City Council  
**On agenda:** 2/14/2019      **Final action:** 2/14/2019  
**Enactment date:** 2/21/2019      **Enactment #:** 01-19  
**Title:** PROPOSED AMENDMENT TO THE CODE OF THE CITY OF PENSACOLA - LAND DEVELOPMENT CODE SECTION 12-12-4; VACATION OF STREETS, ALLEYS.  
**Sponsors:** Jared Moore

**Indexes:**

**Code sections:**

**Attachments:** 1. Proposed Ord. 01-19 - Vacation Streets, Alleys.docx - REVISED (2), 2. Planning Board Minutes 10-23-18 - Vacations of Alleys..., 3. PROOF OF PUBLICATION P.O. NO. 01-19

Date	Ver.	Action By	Action	Result
2/14/2019	3	City Council	Adopted	Pass
2/11/2019	3	Agenda Conference	Placed on Regular Agenda	Pass
1/17/2019	1	City Council	Passed on first reading	Pass
1/14/2019	1	Agenda Conference	Placed on Regular Agenda	Pass

### LEGISLATIVE ACTION ITEM

**SPONSOR:** City Council Member Jared Moore

**SUBJECT:**

PROPOSED AMENDMENT TO THE CODE OF THE CITY OF PENSACOLA - LAND DEVELOPMENT CODE SECTION 12-12-4; VACATION OF STREETS, ALLEYS.

**RECOMMENDATION:**

That City Council adopt Proposed Ordinance No. 01-19 on second reading:

AN ORDINANCE AMENDING SECTION 12-12-4 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, VACATION OF STREETS, ALLEYS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE

**HEARING REQUIRED:** No Hearing Required

**SUMMARY:**

At their September 13, 2018 City Council Meeting, City Council sent to the Planning Board for review and recommendation a proposed amendment to the Land Development Code Section 12-12-4 - Vacation Streets,

Alleys.

Within this proposed amendment is included language which states:

When a request for vacation of a right of way adjacent to a street or alley is made, the vacation shall be limited to a minimum of no less than 10' from the existing back-of-curb. In no case shall a right of way vacation result in a lesser level of accessibility to the public. Any existing sidewalk on a right of way must be maintained or rebuilt by an owner granted such a vacation in order to preserve ADA accessibility to the public.

Also included is cleanup language bringing the Code up to date with current City staffing and departments.

**PRIOR ACTION:**

September 13, 2018 - City Council referred to Planning Board

October 23, 2018 - Planning Board met and approved with recommendations

January 17, 2019 - City Council held public hearing and approved revised Ordinance No. 01-19 on first reading

**FUNDING:**

N/A

**FINANCIAL IMPACT:**

None

**STAFF CONTACT:**

Don Kraher, Council Executive

**ATTACHMENTS:**

- 1) Proposed Ordinance No. 01-19
- 2) Planning Board Minutes 10-23-18

**PRESENTATION:** No