



# City of Pensacola

222 West Main Street  
Pensacola, FL 32502

## Memorandum

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**File #:** 05-20

City Council

2/27/2020

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### **LEGISLATIVE ACTION ITEM**

**SPONSOR:** Grover C. Robinson, IV, Mayor

**SUBJECT:**

**REVISED:** PROPOSED ORDINANCE NO. 05-20 - VACATION OF RIGHT OF WAY - BAPTIST ANNEXATION AREA

**RECOMMENDATION:**

That City Council adopt Proposed Ordinance No. 05-20 on second reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING RAWSON LANE FROM BRENT LANE TO CORDAY STREET, CORDAY STREET FROM DIXIE DRIVE TO I-110, AND JOE ELLIOTT WAY IN ITS ENTIRETY; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; REPEALING CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

**HEARING REQUIRED:** Public

**SUMMARY:**

Subsequent to the approval of the Baptist Health Care Annexation, is a request for vacation of various rights of way within the annexation area.

Upon questions being raised at the Agenda Conference, further legal review and consultation with Baptist's surveyor and counsel and appropriate member of City Staff occurred. As a result of this additional review, it was determined that Dixie Drive is privately held and is not a public right of way. The rights of way being proposed for vacation are as follows: Rawson Lane from Brent Lane to Corday Street, Corday Street from Dixie Drive to I-110, and Joe Elliot Way in its entirety.

The ordinance was updated and clarified in the legal description and title as to what right-of-way Baptist is requesting be vacated.

On December 10, 2019 City of Pensacola Planning Board unanimously recommended approval of the request. Because the updated ordinance reduces the amount of right of way being vacated, it would not impact the recommendation.

**PRIOR ACTION:**

February 13, 2020 - The City Council voted to approve Proposed Ordinance No. 05-20 on first reading.

**FUNDING:**

N/A

**FINANCIAL IMPACT:**

None

**CITY ATTORNEY REVIEW:** Yes

12/23/2019

**STAFF CONTACT:**

Keith Wilkins, City Administrator  
Kerrith Fiddler, Deputy City Administrator - Community Development  
Sherry Morris, AICP, Planning Services Administrator

**ATTACHMENTS:**

- 1) Proposed Ordinance No. 05-20
- 2) Vacation of Right of Way Application
- 3) Planning Board Minutes December 10, 2019 DRAFT

**PRESENTATION:** No