



## LEGISLATIVE MEMORANDUM

**TO:** Honorable Mayor and Members of the City Council

**FROM:** Suzanne Sherman, City Manager

**THRU:** Valentino Perez, Public Works Director

**DATE:** May 2, 2024

**RE:** Consideration of an Interlocal Agreement with Brevard County to transfer ownership rights and maintenance of a right-of-way located within Cisna Park Subdivision.

### SUMMARY:

The City is requesting Brevard County to transfer its ownership rights and maintenance obligations of a 30-foot right-of-way known as Cisna Park Unnamed Road.

The existing unimproved parcel was platted in 1933. Because Palm Bay was not incorporated at that time, Brevard County was the agency which assumed jurisdiction for the right-of-way. Recent annexations of the adjoining properties did not include this parcel. The City's request for the transfer is to provide complete legal ownership of the right-of-way. The parcel does not meet City minimum requirements for road right-of-way width and therefore cannot be developed as a private or public road. The proposed transfer will be as a utility corridor and recreation area.

### REQUESTING DEPARTMENTS:

Public Works

### FISCAL IMPACT:

None. If adjoining properties choose to use the property, private maintenance will be required.

### STAFF RECOMMENDATION:

Motion to approve Interlocal Agreement transferring ownership, maintenance, drainage, and associated responsibilities of Unnamed 30-foot-wide right-of-way located in CISNA Park Subdivision from Brevard County to City of Palm Bay.

### ATTACHMENTS:

Honorable Mayor and Members of the City Council

Legislative Memorandum

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1. Applicable Interlocal Agreement for Transfer of Reference Property
2. Cisna Park Unnamed Road Location Map A
3. Cisna Park Unnamed Road Location Map B