



# City of Venice

401 West Venice Avenue  
Venice, FL 34285  
www.venicegov.com

## Meeting Minutes City Council

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Tuesday, May 23, 2017

9:00 AM

Council Chambers

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### [17-2713](#)

(Non-Public Hearing) Consider Request from Laurel Road Storage, LLC, to Amend the Pre-Annexation Agreement Relative to a Requirement for the Owner to Convey a Five Foot Area Along the West Side of East Side Plant Road

Mr. Boone spoke regarding the pre-annexation agreement amendment, request to remove the requirement of deeding a five foot strip, rezoning, site and development plan, tax rolls, comments by the Technical Review Committee (TRC), engineering department, and planning division, response to comments received included dedicated easement, sidewalk, and request to amend the pre-annexation agreement.

Discussion took place regarding contract obligation, legal theory on amending contracts, and applicant's request.

Ms. Weeden responded to council questions regarding difference between dedication and an easement.

Mr. Persson clarified the distinction of a dedication and easement.

Discussion followed regarding the property, sidewalk requirement, driveway and street conditions, staff concerns, enlargement of road, pre-annexation agreement and primary use of the road, providing easements for public access to sidewalks, utilities easement, and road expansions due to new development.

Mr. Boone noted there were no utility department concerns, and spoke regarding sidewalk, road widening, dedicated easement, and 10 foot easement approved by the planning commission.

Ms. Weeden commented on the utility department's concern and accepting the modification.

Discussion took place on staff comments, linear easement, contract amendment, 10 foot easement, pre-annexation agreements, planning commission's approval, and accomplishing the city's goal.

Mr. Lavalley noted agreement with the amendment to the pre-annexation

agreement.

Discussion continued on linear easement.

Mr. Persson stated a suggested motion.

**A motion was made by Council Member McKeon, seconded by Council Member Fraize, to approve Item No. 17-2713 and direct staff to prepare an ordinance to amend the pre-annexation agreement subject to a 10 foot easement in a form acceptable to the city along the entire easterly border of the property.**

Discussion continued regarding changing pre-annexation agreements.

Mr. Persson clarified the city's practice on pre-annexation agreements.

**The motion carried by voice vote 4-2 with Mr. Daniels and Ms. Anderson opposed.**

Recess was taken from 11:18 a.m. until 11:25 a.m.