



Town Council Agenda Report

SUBJECT: Resolution

CONTACT PERSON/NUMBER

Name: Mark A. Kutney, AICP
Phone: (954) 797-1101

TITLE OF AGENDA ITEM:

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ADVISING THE BROWARD COUNTY PLANNING COUNCIL THAT THE TOWN IS WILLING TO ASSUME OWNERSHIP, MAINTENANCE AND LIABILITY RESPONSIBILITIES FROM BROWARD COUNTY FOR ORANGE DRIVE WEST OF STATE ROAD 7 TO THE INTERSECTION WITH DAVIE ROAD IF SAME IS REMOVED FROM THE BROWARD COUNTY TRAFFICWAYS PLAN, PROVIDING FOR AN EFFECTIVE DATE.

REPORT IN BRIEF: This Resolution is being requested by the Broward County Planning Council as a condition of approval for the deletion of Orange Drive from SR 7 to Davie Road from the Trafficways Plan, acknowledging that prior to the removal of said portion of Orange Drive from the Plan, a road transfer agreement must be executed by the Town accepting ownership, liability and maintenance responsibility for said portion of Orange Drive. The Town requested the removal of Orange Drive from State Road 7 to Davie Road from the Broward County Trafficways Plan by Resolution R 2000-19, on February 2, 2000. The Town's desire, as stated in the application for amendment to the Trafficways Plan, is to maintain the function of Orange Drive from SR 7 to Davie Road as a local two (2) lane road and remove the requirement of an 80' right-of-way as required by the Trafficways Plan.

Orange Drive is currently owned and maintained by Broward County. All scheduled roadway improvements are initiated and programmed through the County. The deletion of Orange Drive between SR 7 and Davie Road, in effect, reverts the road back to the control of the Town. A similar agreement was approved by Town Council for the removal of Hiatus Road from the Trafficways Plan.

PREVIOUS ACTIONS: Town Council approved Trafficway Amendment TA-00-1A on February 2, 2000 requesting that Orange Drive from State Road 7 west to Davie Road be removed from the Broward County Trafficways Plan. (motion carried 5-0)

CONCURRENCES: Broward County Engineering Division supports the removal of said portion of Orange Drive from the Trafficways Plan subject to the Town assuming ownership, maintenance, and liability.

FISCAL IMPACT: The Town will incur expenses related to the maintenance for said portion of Orange Drive.

RECOMMENDATION(S): Motion to approve.

Attachment(s): Resolution.

RESOLUTION _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ADVISING THE BROWARD COUNTY PLANNING COUNCIL THAT THE TOWN IS WILLING TO ASSUME OWNERSHIP, MAINTENANCE AND LIABILITY RESPONSIBILITIES FROM BROWARD COUNTY FOR ORANGE DRIVE WEST OF STATE ROAD 7 TO THE INTERSECTION WITH DAVIE ROAD IF SAME IS REMOVED FROM THE BROWARD COUNTY TRAFFICWAYS PLAN, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, On February 2, 2000, the Town Council of the Town of Davie approved a resolution requesting that the Broward County Planning Council remove Orange Drive, west of State Road 7 to Davie Road within the Town, from the Broward County Trafficway Plan; and

WHEREAS, Broward County Engineering is requesting that pursuant to County recommendation for approval to remove Orange Drive, west of State Road 7 to Davie Road within the Town from said Trafficways Plan, the Town Council confirms that it is willing to take over ownership, maintenance and liability responsibility for Orange Drive, west of State Road 7 to Davie Road within the Town; and

WHEREAS, the transfer of ownership, maintenance and liability from Broward County to the Town for Orange Drive, west of State Road 7 to Davie Road within the Town is consistent with the previous action of the Town Council requesting the removal of said portion of Orange Drive from the Trafficways Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. The Town Council of the Town of Davie hereby confirms to the Broward County Planning Council that the Town will assume the ownership, maintenance and liability for Orange Drive, west of State Road 7 to Davie Road within the Town limits, provided the roadway is eliminated from the Broward County Trafficways Plan.

SECTION 2. This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2000.

MAYOR/COUNCILMEMBER

ATTEST:

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2000.