



## Legislation Details (With Text)

**File #:** 150429. **Version:** 1 **Name:**  
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**File created:** 10/12/2015 **In control:** City Manager  
**On agenda:** 11/5/2015 **Final action:** 11/5/2015  
**Title:** Air Rights Easement onto Capital Assets Group II, LLC (B)

This item is a request to approve and authorize an Air Rights Easement onto Capital Assets Group II, LLC.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 150429A\_Air Rights Easement\_20151105.pdf, 2. 150429B\_GoogleEarth\_Image\_20151105.pdf, 3. 150429\_Easement for Air Rights\_20151105.pdf

| Date      | Ver. | Action By       | Action                  | Result |
|-----------|------|-----------------|-------------------------|--------|
| 11/5/2015 | 1    | City Commission | Approved as Recommended |        |

### Air Rights Easement onto Capital Assets Group II, LLC (B)

**This item is a request to approve and authorize an Air Rights Easement onto Capital Assets Group II, LLC.**

Public Works has received a request from Capital Assets Group II, LLC, owner of Heritage Oaks Apartments, located south of Northwest 3<sup>rd</sup> Avenue and between Northwest 12<sup>th</sup> Street and Northwest 12<sup>th</sup> Terrace. A two story garage apartment on Northwest 12<sup>th</sup> Street has an encroachment of the upper unit into the right of way of 1.7 feet. The Managing Member, John L. Fleming, is requesting an Air Rights Easement to alleviate title concerns.

The administrative cost is less than \$100 and will be covered in the Public Works Department's annual operating budget.

The City Commission approve and authorize the Mayor to sign and the Clerk to attest an Air Rights Easement onto Capital Assets Group II, LLC, subject to approval of the City Attorney as to form and legality.