

TEMPORARY USE AGREEMENT
BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY

THIS ACKNOWLEDGEMENT, Made this 21st day of, May 2024, by the **BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY ("County")**, **FLORIDA**, a political subdivision of the State of Florida, as follows:

1. TEMPORARY FIELD OFFICE

a) In connection with the county-wide vegetative harvesting program, the County shall utilize a portion of the County's property located at 1800 Lake Drive, Cocoa in the Agricultural Use (AU) zoning classification to temporarily allow the construction and operation of county modular offices in conjunction with temporary parking for county personnel.

b) The purpose is to provide temporary office space for Natural Resources Management Department (NRMD) personnel to fulfill the County's obligation to conduct vegetative harvesting and maintenance of county stormwater ponds to reduce nutrients discharging to the Indian River Lagoon and to the St. Johns River.

c) The project is a direct public benefit by providing a logistical center supporting lagoon restoration by removing nutrients from stormwater systems which contribute to algal blooms which can result in low dissolved oxygen levels, fish kills, and detrimental shading of seagrass beds.

d) Two office modules were transferred from the Parks and Recreation Department to the NRMD. The two office modules are currently located at the Arthur Dunn Airpark (X21) on property leased from the Titusville-Cocoa Airport Authority. These modules will be transported from the airport to 1800 Lake Drive, Cocoa (Parcel ID: 24-36-30-00-753 and Tax Account Number 2423199), as shown on Exhibit 1.

e) The 17.67-acre lot was purchased by the County in 2012 and is owned and maintained by NRMD. A commercial nursery located on the property at the time of acquisition was previously demolished. Approximately 4.4 of the 17.67 acres will be utilized under this temporary use agreement (See Exhibit 2). Exhibit 2 also shows the approximate location of the modular offices.

f) The temporary field office use will include normal field office activities and parking for county personnel. The two modules will provide 2,900 square feet of office space. Parking facilities will be constructed for staff vehicles.

g) The conversion of this site will include clearing of non-native vegetation, site grading, and installation of utilities.

h) A six (6) foot vinyl fence will be constructed within 3 months of approval and a type A buffer will be established, within six (6) months of approval, along the western boundary of the use area and will serve as a buffer between this site and the neighboring subdivision. Existing vegetation north and east of the facility that is sufficient to meet buffer requirements will remain.

i) This temporary use by the County is for a period of *one (1) year*, effective upon execution. The County shall have the option to request additional time extensions to the Temporary Use Agreement pursuant to Section 62-2131 (2) of the Brevard County Land Development Code.

2. INDEMNIFICATION

The County and its employees shall be indemnified and held harmless from any and all liability, claims, damages, expenses, including attorney's fee, court costs, proceedings, and causes of action of every kind and nature, arising out of or in connection with use, occupation, management or control of the subject area or any improvements thereon, or any furniture, furnishings, equipment or fixtures utilized in connection therewith.

BREVARD COUNTY BOARD OF
COUNTY COMMISSIONERS

2725 Judge Fran Jamieson Way
Viera, Florida, 32940

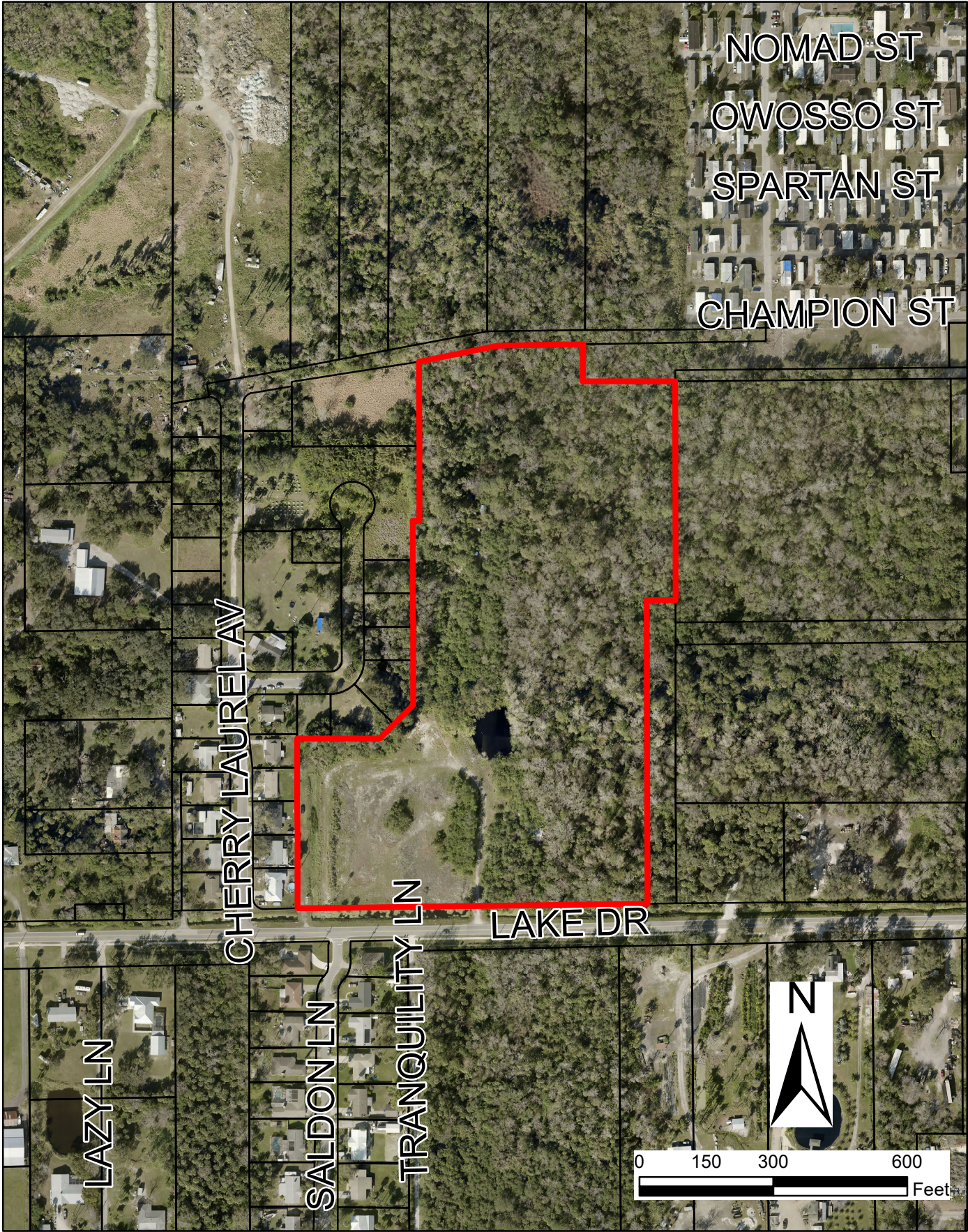
ATTEST:

By: _____
Jason Steele, Chair

_____ Rachel M. Sadoff, Clerk

As approved by the Board on May 21, 2024

Exhibit 1



1800 Lake Drive

Exhibit 2

