



Brevard County Board of County Commissioners

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Legislation Text

File #: 2236, Version: 1

Subject:

Approval, Re: Easement and Release for the Viera Boulevard Commercial Center 1 Project - District 4.

Fiscal Impact:

None

Dept/Office:

Public Works Department / Land Acquisition

Requested Action:

It is requested that the Board of County Commissioners: 1) approve and accept the attached Drainage Easement, and 2) approve and authorize the Chair to execute the attached Release of Easement Rights (Drainage Parcel E).

Summary Explanation and Background:

The subject property is located in Section 33, Township 25 South, Range 36 East, south of Viera Boulevard, west of Interstate 95 along the east side of Lake Andrew Drive in Viera.

The Viera Company, the owner, has submitted subdivision plan number 18SD00018 for review and approval by the County for the development of the Viera Boulevard Commercial Center 1. In accordance with County code and standards, the owner has agreed to donate the attached drainage easement required as a condition of the subdivision plan approval.

In connection with the granting of this easement, The Viera Company requests the County to execute the attached Release of Easement Rights granted to the County by virtue of Right of Way Deed recorded on August 30, 1994, in Official Records Book 3417, Page 3719, Public Records. The affected area in that Right-of-Way Deed is Lot 1, Block A in Viera Boulevard Commercial Center 1-Phase 1, as recorded in Plat Book 67, Page 46. Brevard County no longer needs an easement over Lot 1 because: (a) Stadium Parkway and Hennessy Place are now platted public rights-of-way, which also contain stormwater components, and (b) by execution and recording of the Drainage Easement, plus Plat Note 8 contained in Plat Book 67, Page 46, the County has stormwater drainage rights to the stormwater lake tract referenced therein.

Staff has reviewed this request and agrees.

This acquisition follows the policies and procedures as set forth in Administrative Order 37.

Clerk to the Board Instructions: