



# Brevard County Board of County Commissioners

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Legislation Text

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**File #:** 2512, **Version:** 1

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### **Subject:**

Approval, Re: Resolution and Maintenance Map for a Portion of Fell Road Between Max K. Rodes Park and Minton Road - District 5.

### **Fiscal Impact:**

None

### **Dept/Office:**

Public Works Department / Land Acquisition

### **Requested Action:**

It is requested that the Board of County Commissioners adopt and authorize the chair to execute: 1) the Resolution and Maintenance Map and 2) instruct staff to record the Resolution and Maintenance Map.

### **Summary Explanation and Background:**

The subject property is located in Section 12, Township 28 South, Range 36 East, west of Minton Road in West Melbourne.

In accordance with the requirements of Section 95.361 of the Florida Statutes, the Resolution and Maintenance Map require signatures of the Board of County Commissioners and the Clerk of the Circuit Court for recording purposes.

The Fell Road Maintenance Map was prepared by Michael J. Sweeney, County Surveyor, reviewed by Christine Schverak, Assistant County Attorney, and approved by Marc E. Bernath, Public Works Director and Susan G. Jackson, Assistant Public Works Director and Road and Bridge Manager. The map represents that portion of Fell Road between Max K. Rodes Park and Minton Road. The portions of maintained right of way shown on the Maintenance Map is supported by road maintenance logs that date back to 2013, whereby the Brevard County Road and Bridge program maintained the existing asphalt pavement, sodded shoulders and the adjacent road-side swales/ditches for a period of seven (7) years.

The area indicated on the Maintenance Map shall be dedicated to the Public to the extent of the width that has been maintained or repaired for the prescribed period, furthermore, the rights, title, easements, and appurtenances to the land as described on this Map shall be vested in Brevard County.

The User Department approves this request and recommends that the Board file the Maintenance Map in a Road Plat Book and record the Resolution in the Official Records of Brevard County, Florida in order to recognize the County's rights to portions of the Fell Road right-of-way.

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

### **Clerk to the Board Instructions:**

Upon execution by the Chair, Public Works Department will make arrangements to pick up the original executed Maintenance Map and original executed Resolution from the Clerk's office.