



# Brevard County Board of County Commissioners

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Legislation Text

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**File #:** 2747, **Version:** 1

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### **Subject:**

Approval Re: Donation of Permanent Drainage Easement from S&S FLP#2 "B", LLC, Barnes Boulevard - District 4.

### **Fiscal Impact:**

None

### **Dept/Office:**

Public Works Department / Land Acquisition

### **Requested Action:**

It is requested that the Board of County Commissioners approve and accept the attached Permanent Drainage Easement and adopt the attached Resolution rescinding Resolution No. 21-031 which resolution is no longer needed as a result of accepting this easement.

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

Upon final review of the Barnes Boulevard land acquisition files, staff determined that per the Agreement to Donate Land, entered into on May 24, 2011, between FLP #2, LLC and the Board of County Commissioners, an easement over the drainage ditch on property owned by FLP #2 was owed to the County for certain intersection and traffic signal improvements in conjunction with construction of the Barnes Boulevard widening project. Since then, the property transferred to S&S FLP#2 "B", LLC.

In regular session on March 23, 2021, the Board of County Commissioners adopted Resolution No. 21-031, authorizing the Chair to execute a Resolution and Maintenance Map, which represents that portion of Barnes Boulevard located on the south side of the west 700 feet of the Barnes Boulevard right-of-way where Barnes Boulevard intersects with South Fiske Boulevard. As a good faith measure and to allow time for the current owner to provide the needed easement, staff was instructed to withhold the recording of the Resolution and Maintenance Map until after April 7, 2021. The owner has agreed to donate the attached drainage easement. By granting this easement, filing the Maintenance Map is no longer necessary.

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