

RESOLUTION NO. 2020-_____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, FORMALLY ACCEPTING AN EASEMENT FOR UTILITY PURPOSES ONLY, OVER, ACROSS AND UNDER THE 60-FOOT PRIVATE ROAD RIGHT-OF-WAY OF 75TH COURT, LOCATED IN UNINCORPORATED INDIAN RIVER COUNTY, FLORIDA.

WHEREAS, by Confirming Resolution No. 2020-_____, the Board of County Commissioners approved a special assessment project for a water main extension to be constructed from C.R. 510 along 75th Court to specially benefit certain property abutting 75th Court as well as certain properties within Citrus Hideaway Subdivision; and

WHEREAS, the water main extension is to be constructed within the 60-foot private roadway known as 75th Court within the platted property of Citrus Hideaway Subdivision; and

WHEREAS, in order for Indian River County to construct and maintain the water main extension along 75th Court, it is necessary to have an easement within the private roadway known as 75th Court; and

WHEREAS, the plat of Citrus Hideaway Subdivision, recorded in Plat Book 10, Page 26, has specific dedication language that all streets and easements are for the use of public utilities, cablevision and the property owners in the subdivision, with the full knowledge that the same are not dedicated to the public until there is a formal acceptance of these streets and/or easements, or any part thereof, by the County; and

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WHEREAS, it is the desire of the Board of County Commissioners to only formally accept an easement for utility purposes over, across and under 75th Court, and it is not the intention of the Board of County Commissioners to accept the street as a public street, nor the maintenance of said street,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA that:

1. The Board of County Commissioners of Indian River County, Florida expressly and formally accepts an easement for utility purposes only, over, across and under the 60-foot private road right-of-way of 75th Court, located in unincorporated Indian River County, Florida; said 75th Court is shown on the plat of Citrus Hideaway Subdivision, recorded in Plat Book 10, Page 26 of the Public Records of Indian River County, Florida.

2. The Board of County Commissioners of Indian River County, Florida does not accept the road as a public road nor the maintenance for the road.

This resolution was moved for adoption by Commissioner _____, and the motion was seconded by Commissioner _____, and, upon being put to a vote, the vote was as follows:

Chairman Susan Adams	_____
Vice Chairman Joseph E. Flescher	_____
Commissioner Tim Zorc	_____
Commissioner Peter D. O'Bryan	_____
Commissioner Bob Solari	_____

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The Chairman thereupon declared the resolution duly passed and adopted this 3rd day of March, 2020.

BOARD OF COUNTY COMMISSIONERS
INDIAN RIVER COUNTY, FLORIDA

By _____
Susan Adams, Chairman

ATTEST: Jeffrey R. Smith, Clerk
of Court and Comptroller

By: _____
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

By: _____
Dylan Reingold
County Attorney