

**INDIAN RIVER COUNTY  
MEMORANDUM**

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TO: Jason E. Brown  
County Administrator

DEPARTMENT HEAD CONCURRENCE:

Stan Boling, AICP  
Community Development Director

THROUGH: Roland M. DeBlois, AICP  
Chief, Environmental Planning  
& Code Enforcement

FROM: Kelly Buck  
Code Enforcement Officer

DATE: September 25, 2018

RE: David Middleton and Jennifer Saraceni's Request for Release of Easements at 1005  
Clipper Road (Castaway Cove)

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It is requested that the Board of County Commissioners formally consider the following information at its regular meeting of October 2, 2018.

**DESCRIPTION AND CONDITIONS**

The County has been petitioned by David Middleton and Jennifer Saraceni, owners of a lot at 1005 Clipper Road in Castaway Cove subdivision, for release of a 5 foot portion of a 10 foot planting easement and a 10 foot utility easement in the rear yard of the lot. The purpose of the easement release request is to clear title for an existing pool and deck constructed in 1981 within the easements (see attached maps). In researching the pool permit, staff has determined that the pool and deck are legal nonconformities, constructed prior to county form board survey requirements.

**ANALYSIS**

The request has been reviewed by AT&T; Comcast Cable Services; the County Road & Bridge and Engineering Divisions; City of Vero Beach Electric, City of Vero Beach Water and Sewer, and the County Surveyor. None of the utility providers or reviewing agencies expressed an objection to the requested release of easement. Therefore, it is staff's position that the requested easement release would have no adverse impact to drainage or to utilities being supplied to the subject property or to other properties.

**RECOMMENDATION**

Staff recommends that the Board, through adoption of the attached resolution, approve release of the rear yard planting easement portion and utility easement described in the attached resolution.

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**ATTACHMENTS**

1. Map(s) depicting easement proposed for release.
2. Proposed County Resolution Releasing Easement.

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