



Florida Department of Transportation

RON DESANTIS
GOVERNOR

3400 West Commercial Boulevard
Fort Lauderdale, FL 33309

JARED W. PERDUE, P.E.
SECRETARY

March 16, 2023

VIA EMAIL: rszpyrka@ircgov.com

Indian River County
Attn: Richard Szpyrka, Public Works Director
1801 27th Street
Vero Beach, FL 32960

SUBJECT: NOTICE OF LEASE TERMINATION

State Project No. : 88010-2110
Federal Project No. : N/A
State Road No. : 5 (US 1)
County : Indian River
File Name : Moore's Point.

Dear Mr. Szpyrka:

The Florida Department of Transportation (Department) is preparing to begin a road improvement project along SR 5 (US-1) in Indian River (447646-1). The project will include items such as milling, resurfacing, sidewalks, and bike lanes. We are confident that the area will be enhanced once our project is complete.

Per attached Lease Agreement dated September 20, 1977, between the Department and Indian River County, Section 2, "If the Lessor at any time shall have need for any part of the leased property for transportation purposes, Lessor may terminate this lease as to such part on 60 days' notice to the Lessee." Please allow this letter to serve as official notice that the subject agreement will be terminated effective May 16, 2023.

You have the option to continue leasing the area only after construction has been completed. At which time, we will initiate the lease process and draft a new document. Kindly advise if the county is interested in this option. Should the county decide not to renew the lease, per above said agreement, Section 6, "Upon notice of termination, Lessee shall immediately remove at the Lessee's expense any improvements placed by the Lessee within the area needed for transportation purposes and shall restore the land to its original condition."

Kindly advise of the county's decision no later than May 26, 2023. Should you have any questions, do not hesitate to contact me. I can be reached by phone at (954) 777-4247 or by e-mail at Derrick.Stillwell@dot.state.fl.us. Thank you in advance for your cooperation.

Sincerely, *Derrick Stillwell*

Derrick Stillwell
Property Management Agent
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