

**INDIAN RIVER COUNTY  
MEMORANDUM**

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TO: Jason E. Brown  
County Administrator

DEPARTMENT HEAD CONCURRENCE:

Phillip J. Matson, AICP  
Community Development Director

THROUGH: Rebeca A. Guerra, AICP, LEED-AP, CPD  
Chief, Environmental Planning & Code Enforcement

FROM: Kelly Buck  
Code Enforcement Officer

DATE: 10/15/2021

RE: Request for Release of an Easement located at 3825 9<sup>th</sup> Place

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It is requested that the Board of County Commissioners formally consider the following information at its regular meeting of November 2, 2021.

**DESCRIPTION AND CONDITIONS**

The County has been petitioned by David C. Stephenson & Carole L. Brubaker, owners of a lot at 3825 9<sup>th</sup> Place, for release of a drainage and utility easement. The purpose of the easement release request is to accommodate the construction of a retention wall to prevent erosion (see attached location map).

**ANALYSIS**

The request has been reviewed by AT&T; Florida Power & Light Corporation; Comcast Cable Services; the Indian River County Utilities Department; the County Road & Bridge and Engineering Divisions; 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 Draft Resolution, approve release of the drainage and utility easement described in the Draft Resolution.

Attachments:

1. Map and Plat depicting easement proposed for release.
2. Draft County Resolution Releasing Easement.

ease.bccmemo  
proj./appl. no. 99090188/90660