



Office of

Consent 09/12/2023

**INDIAN RIVER COUNTY
ATTORNEY**

William K. DeBraul, County Attorney
Susan J. Prado, Deputy County Attorney

MEMORANDUM

TO: Board of County Commissioners

THROUGH: John A. Titkanich, Jr., County Administrator
Rich Szpyrka, P.E., Public Works Director

FROM: William K. DeBraul, County Attorney

DATE: August 31, 2023

SUBJECT: Amendment to Lost Tree Village Conservation Easement

Lost Tree Village subdivision is located on 69th Street near Old Dixie Highway and the Florida East Coast Railroad tracks. The plat was recently approved by Board with certain conservation easements depicted. One of those easements is located near 69th Street and needs to be modified slightly so as to accommodate the required sidewalk to be installed along 69th Street. Some of the existing conservation easement near the sidewalk will be substituted for additional property to be included in the conservation easement near the storm water retention pond. A sketch and legal description of the revised conservation easement is attached to this memorandum.

The County is not the only regulatory agency that must approve this amendment. Both St. Johns River Water Management District and the Indian River Mosquito Control District must also join in and consent to this change. Staff has no objection to this amendment of the conservation easement.

Funding. There is no impact to County funds brought about by this matter.

Recommendation. Staff recommends the Board of County Commissioners approve the amendment to the conservation easement, and authorize the chairman to sign consent and joinder on behalf of the Board.

Attachment. Amendment to Regulatory Conservation Easement

Copies to: Steve Henderson, Esq.
Stephen Melchiori, P.S.M.
Rich Szpyrka, P.E., Public Works Director