



Office of
**INDIAN RIVER COUNTY
 ATTORNEY**

Dylan Reingold, County Attorney
 William K. DeBaal, Deputy County Attorney
 Kate Pingolt Cotner, Assistant County Attorney

MEMORANDUM

TO: Board of County Commissioners

FROM: William K. DeBaal – Deputy County Attorney *WKB*

DATE: January 31, 2017

SUBJECT: Acceptance of Utility Easements – Plat of Jackson Street Corners Subdivision (Located Within the City of Sebastian)

Proposed Jackson Street Corners Subdivision is located on the west side of U.S. Highway 1 at Jackson Street within the City of Sebastian. In 2005 the City of Sebastian abandoned its interest in a portion of Jackson Street but did not reserve a utility easement onto the County despite a County water main being within Jackson Street and that portion of the abandoned road. Since a portion of the water main now is on the developer's property due to the portion of the road that was abandoned, it will be necessary for the developer to dedicate a 10-foot non-exclusive utility easement to the County. The 10-foot utility is depicted on the proposed plat of Jackson Street Corners Subdivision. Additionally a 10-foot non-exclusive utility easement is being dedicated to the County and is depicted along the project's U.S. Highway 1 frontage. Both of these non-exclusive utility easements require the acceptance by the Board of County Commissioners prior to the recordation of the plat.

FUNDING:

There will be no cost borne by Indian River County with respect to this item.

RECOMMENDATION:

Staff recommends acceptance of the non-exclusive utility easements as depicted on the proposed plat of Jackson Street Corners Subdivision and requests that the Chairman of the Board of County Commissioners be authorized to execute the mylar of Jackson Street Corners Subdivision to accept the utility easements depicted thereon.