




Office of Consent Agenda 07/17/18
INDIAN RIVER COUNTY
ATTORNEY

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

MEMORANDUM

TO: Board of County Commissioners

FROM: William K. DeBraal, Deputy County Attorney 

DATE: July 10, 2018

SUBJECT: Request for Temporary Construction Easement to Datapath Tower, LLC for former Emergency Services Tower

On June 19, 2018, the Board approved a Utility Equipment and Landscape Easement, a Special Warranty Deed, a New Access and Parking/Turnaround Easement and a Utility Easement for Datapath Tower, LLC, (Datapath) at the former Emergency Services tower next to the old jail property at 1725 17th Street. The tower site was surplus and sold to Datapath in 2016. Datapath has applied to the City of Vero Beach to construct a new monopole tower on the site and the City requested the above documents as part of the site plan approval for the new tower.

The City has made an additional request for a temporary construction easement around the site for the duration of the construction of the tower. The easement will be used for storage of materials, machinery, equipment and vehicles during construction of the tower. Datapath seeks a space of about 65' X 75" or 4875 sq. feet around the tower. The easement will be needed for approximately 90 days. Staff has no objection to the request. The proposed temporary construction easement and aerial photo showing the area of the easement is attached as Exhibit "A". Prior to the termination of this easement, Datapath will return the TCE to its current condition.

Funding: There is no expenditure of County funds for this matter. Datapath will pay for the cost of recording the easement.

Recommendation: Staff recommends that the Board approve the temporary construction easement to Datapath Towers, LLC and authorize the Chairman to execute the easement on behalf of the Board.

Copies to: Datapath Tower

Attachment: Temporary Construction Easement