

**January 31, 2023
ITEM 14.A.**

**INDIAN RIVER COUNTY
BOARD OF COUNTY COMMISSIONERS**

INTER-OFFICE MEMORANDUM

TO: Members of the Board of County Commissioners

DATE: January 24, 2023

SUBJECT: Proposed Cover Letter and Revised Beach Renourishment Project Easement

FROM: Joseph H. Earman
Commissioner, District 3

Background

Sector 7 beach renourishment continues to be a significant issue due to a lack of signed beach renourishment easements equating to 90% of the overall project area. At the November 15, 2022, BCC meeting, I proposed a revised version of the easement based on a previously-used IRC easement from 2009, with the hope of gaining enough additional signatures to allow the Sector 7 project to move forward. County Attorney Reingold stated that the primary difference between my proposed easement and the one Coastal Engineering Division has been asking Sector 7 residents to sign for the last two years was the removal of the broader customary-use language replaced by the reference to Section 161.141, Florida Statutes. My proposed easement also removes any explicit references to the perpetuity of the document.

The Board approved taking the revised easement to the Beach and Shore Preservation Advisory Committee (BSPAC) for review and approval, and then bringing it back at a future BCC meeting. On November 21st, the BSPAC recommended the revised easement to the BCC for approval and future use.

Discussion

Based on the advice of Sector 7 community leaders, we hope to reach 90% approval with these changes.

Funding

There is no funding associated with this proposal.

Proposed Course of Action

Allow Coastal Engineering Division to circulate the proposed cover letter and revised document to Sector 7 beachfront residents so that staff may formally secure and record more signed easements.

Attachments

Proposed Cover Letter and Revised Easement Document