Commissioner Zorc shared details from an interesting audience he had with Senator Greg Steube, and thanked Mr. Conway for his efforts.

No Action Taken or Required

C. PUBLIC NOTICE ITEMS

10.C.1 17-0311 Notice of Public Hearing for April 11, 2017: Prima Vista Corporation's Request for Abandonment of a Portion of 129th Avenue (now being 93rd Avenue) and a Portion of 130th Avenue (now being 93rd Court) within the Paradise Park Unit No. 3 Subdivision [ROWA-17-02-01 / 2002010153-78160] (Legislative)

Recommended Action: This notice of public hearing is provided for the Board's information. No action is needed at this time.

County Attorney Dylan Reingold read the Notice of Public Hearing into the record.

No Action Taken or Required

11. COUNTY ADMINISTRATOR MATTERS

11.A 17-0372 Public Beach Access from the 5.38 Acre Parcel owned by the Town of Indian River Shores

Recommended Action: Staff recommends that the Board of County Commissioners approve the following regarding public access from the Town property through the Tracking Station Oceanfront Park: 1.) Provide permission for the future owner(s) to construct only one (1) dune crossover, to serve all parcels, as permitted by the County and any other appropriate permitting agencies including, but not limited to, county dune permit, jurisdictional building permit, and Florida Department of Environmental Protection approval. The property owner(s) will need to enter into a license agreement with the County for the dune cross-over structure. This must be a non-exclusive access agreement addressing public access rights, liability, penalties for non-compliance, maintenance, replacement, and insurance. 2.) Item 1 is contingent upon the Town providing a 7' non-exclusive public access easement from A1A to the Tracking Station Oceanfront Park along the south side of the property. This public access easement must contain a deed restriction that would require approval of the County as well as the Town for any future changes or abandonment. The existing fence is to be moved to edge of this easement. 3.) Item 1 requires future owner(s) to provide nonexclusive public access from the existing north gate to the dune crossover.

Attachments: Staff Report
Original Request from the Town of Indian River Shores
March 15, 2017 Correspondence
Conceptual Plan showing one (1) dune crossover
Conceptual Plan showing three (3) dune crossovers
Map of Tracking Station showing existing north gate

(Clerk's Note: This item was heard after the break, beginning at 10:49 a.m., and is placed here for continuity.)

County Administrator Jason Brown read into the record details concerning the public beach access of the 5.38 acre parcel owned by the Town of Indian River Shores. The tems addressed included: 1) Permission for the future owner(s) to construct one (1) dune crossover with proper licensing, regardless of the structure of the sale, and for future property owner(s) to enter into a license agreement with the County for the dune crossover structure; 2) Staff's recommendation regarding the seven (7') foot width of the public access easement leading from A1A to the Tracking Station Oceanfront Park, and the existing fence that would need to be moved to the edge of this easement; 3) Future owner(s) to provide nonexclusive public access from the existing north gate, along County property, to the dune crossover; and 4) Trimming of vegetation and Seagrape trees on County property; however, the Town of Indian River Shores withdrew the previous request.

Mayor of Indian River Shores Brian Barefoot asked the Board to modify the wording, changing the term from "easement" to "right-of-way", when referring to the public access path. He questioned the County Administrator regarding the width of the public access path, as well as the recommended license agreement pertaining to liability. Additionally, Mayor Barefoot requested a special meeting be held in order to make a decision on the trimming of Seagrape trees due to the fact that they are very tall and would obstruct a future owner's ocean view.

Chairman Flescher inquired as to who would maintain the public access path, and advised that the Board would address the Seagrape trimming issue so that an immediate decision could be made.

Discussion ensued relative to the width of the public access path and the trimming of Seagrapes. Assistant County Adminstrator Michael Zito confirmed that the County does not trim Seagrapes along the coastal line.

Patricia Gundy, 4571 Pebble Bay South, sought and received information on the possibility that future land owner(s) would not want the public beach access crossover.

Leslie Abbott, 4556 Pebble Bay South, commented in support of not trimming the Seagrape trees for erosion purposes.

Debbie Mackay, 4705 Pebble Bay Circle, spoke in support of not trimming the Seagrape trees, and thanked the Board for their knowledge and concern for the environment.

Robert Abbott, 4556 Pebble Bay South, made observations regarding the importance of the five (5') foot path being ADA accessible.

A motion was made by Vice Chairman O'Bryan, seconded by Chairman Flescher, to approve staff's recommendation with the following amendments: Under Item 2) change from a seven (7') foot non-exclusive public access easement to a five (5') foot clear public access right-of-way. Add Item 4) The County does not support any trimming of Seagrape trees on the County triangular parcel, other than that which may be necessary to protect the paths that are built to get to the crossover. The motion carried by the following vote:

Aye: 5 - Chairman Flescher, Vice Chairman O'Bryan, Commissioner Adams, Commissioner Solari, and Commissioner Zorc

The Chairman called for a break at 12:01 p.m., and reconvened the meeting at 12:13 p.m., with all members present.

Immediately following the break, discussion began on Item 12.A.2.

12. DEPARTMENTAL MATTERS

A. Community Development

12.A.1 17-0327 Consideration of Continuing Participation with St. Lucie County and Martin County in the Treasure Coast Home Program Consortium

Recommended Action: Based on the analysis performed, staff recommends that the Board of County Commissioners determine whether or not to continue with the Treasure Coast HOME Consortium after the current consortium contract ends in 2018.