

3. Purpose of the Easement: To allow for fire and water services located on the south side of lot 7 and adjacent to SW Jack James Drive
4. New/Renewal/Modified: New
5. Duration: Perpetual
6. Benefits to Martin County: Addition of a new easement to the County utility network
7. Cost to Martin County: None

The Real Property Division has confirmed ownership of the easement premises in RCA Holdings, LLC, a Florida limited liability company.

The easement premises are encumbered by a Mortgage in favor of South State Bank, N.A., successor in interest to CenterState Bank, N.A., dated and recorded November 14, 2018, in Official Records Book 3027, Page 4, and the Assignment of Rents dated and recorded November 14, 2018, in Official Records Book 3027, Page 16, all in Martin County, Florida, public records, to which a Consent of Mortgagee instrument has been executed and attached to the easement.

Sec. 139.31 and 139.32, General Ordinances, Martin County Code require that any conveyance of an interest in land to Martin County for any public purpose shall be accepted and approved by Resolution from the Board of County Commissioners of Martin County.

ISSUES:

None

LEGAL SUFFICIENCY REVIEW:

This item has been reviewed for legal sufficiency to determine whether it is consistent with applicable law, has identified and addressed legal risks, and has developed strategies for legal defensibility.

RECOMMENDED ACTION:

RECOMMENDATION

Move that the Board adopt the Resolution accepting and approving the Utility Easement from RCA Holdings, LLC, a Florida limited liability company and authorize the Chairman or designee to execute any and all documents associated with this transaction.

ALTERNATIVE RECOMMENDATIONS

Pull from Consent and direct staff with an alternate recommendation.

FISCAL IMPACT:

RECOMMENDATION

None. Title and recording fees to be paid by USD.

ALTERNATIVE RECOMMENDATIONS

None

DOCUMENT(S) REQUIRING ACTION:

- Budget Transfer / Amendment Chair Letter Contract / Agreement
 Grant / Application Notice Ordinance Resolution
 Other:

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