



3. Purpose of the Easement: To allow for water services and maintenance of certain related utility equipment for the Evergreen/Windstone water main extension project.
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 Mark Demboski and Judy A. Demboski. The easement premises are not encumbered by a mortgage.

Utilities Department will issue a Water Services Agreement to be executed after acceptance and approval of the Utility Easement to provide credit towards the water assessment, including capital facility charges on the property.

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 attached Resolution accepting and approving the Utility Easement from Mark Demboski and Judy A. Demboski and authorize the Chair to execute any and all documents associated with this transaction.

**ALTERNATIVE RECOMMENDATIONS**

*Pull* this item from Consent Agenda 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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