



Legislation Details (With Text)

File #: 19-0750

Type: Consent **Status:** Agenda Ready

In control: Board of County Commissioners

On agenda: 8/13/2019 **Final action:**

Title: ACCEPTANCE OF A UTILITY EASEMENT FROM FARRELL ADVANTAGE JENSEN BEACH HOLDING LLC, FOR WATER SERVICES AND THE MAINTENANCE OF CERTAIN UTILITY FACILITIES ON NE JENSEN BEACH BOULEVARD WEST OF NE PINECREST LAKES BOULEVARD

Sponsors:

Indexes:

Code sections:

Attachments: 1. Location Map.pdf, 2. Resolution.pdf, 3. Executed UE.pdf

Date	Ver.	Action By	Action	Result
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PLACEMENT: Consent

TITLE:

ACCEPTANCE OF A UTILITY EASEMENT FROM FARRELL ADVANTAGE JENSEN BEACH HOLDING LLC, FOR WATER SERVICES AND THE MAINTENANCE OF CERTAIN UTILITY FACILITIES ON NE JENSEN BEACH BOULEVARD WEST OF NE PINECREST LAKES BOULEVARD

EXECUTIVE SUMMARY:

This is a request for the adoption of a Resolution accepting and approving a Utility Easement from Farrell Advantage Jensen Beach Holding LLC, a New York limited liability company, for water services and the maintenance of certain utility facilities located on NE Jensen Beach Boulevard west of NE Pinecrest Lakes Boulevard.

DEPARTMENT: Public Works

PREPARED BY: **Name:** Carla T. Segura
Title: Real Property Manager

REQUESTED BY: Samuel Amerson, Director, Utilities and Solid Waste Department

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

1. Utility Easement Prepared By: Martin County
2. Parties to the Easement: Farrell Advantage Jensen Beach Holding LLC, Grantor; Martin County, Grantee.
3. Purpose of the Easement: To allow for water services and the maintenance of certain utility facilities to service property located on NE Jensen Beach Boulevard west of NE Pinecrest Lakes Boulevard.
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 Farrell Advantage Jensen Beach Holding LLC, a New York limited liability company. The easement premises are not encumbered by a mortgage.

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 Farrell Advantage Jensen Beach Holding LLC, a New York limited liability company, and authorize the Chairman or designee to execute any and all documents associated with this transaction.

ALTERNATIVE RECOMMENDATIONS

Pull this item from the Consent Agenda and direct staff with an alternate recommendation.

FISCAL IMPACT:

RECOMMENDATION

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

Funding Source	County Funds	Non-County Funds
Subtotal		
Project Total		

ALTERNATIVE RECOMMENDATIONS

None

DOCUMENT(S) REQUIRING ACTION:

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

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