



## Legislation Details (With Text)

**File #:** 23-0823

**Type:** Consent      **Status:** Agenda Ready

**In control:** Board of County Commissioners

**On agenda:** 6/6/2023      **Final action:**

**Title:** APPROVAL OF A SOVEREIGNTY SUBMERGED LANDS LEASE RENEWAL WITH THE TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND FOR THE PORT SALERNO COMMERCIAL FISHERMEN DOCKING AND LOADING FACILITY, located ON COUNTY OWNED PROPERTY

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. PSCFDA.pdf, 2. DEP 430032478 unsigned.pdf, 3. SSLL OR Bk 3299 PG 781 Exp. 2022-11-01.pdf

Date	Ver.	Action By	Action	Result
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**PLACEMENT:** Consent

**TITLE:**

**APPROVAL OF A SOVEREIGNTY SUBMERGED LANDS LEASE RENEWAL WITH THE TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND FOR THE PORT SALERNO COMMERCIAL FISHERMEN DOCKING AND LOADING FACILITY, LOCATED ON COUNTY OWNED PROPERTY**

**EXECUTIVE SUMMARY:**

Request approval of a Submerged Lands Lease (SSLL) Renewal to operate a 30-slip commercial docking facility for mooring of commercial vessels for loading and offloading seafood, on leased County-owned property, for the Port Salerno Commercial Fishing Dock Authority (PSCFDA).

**DEPARTMENT:** Public Works

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

**REQUESTED BY:** Jim Gorton, Public Works Department Director

**PRESET:**

**PROCEDURES:** None

**BACKGROUND/RELATED STRATEGIC GOAL:**

1. Lease drafted by:  
State of Florida Department of Environmental Protection (FDEP)

2. Parties to the Lease:  
Trustees of the Internal Improvement Trust Fund (TIITF) - Lessor  
Martin County - Lessee
3. Purpose of the Lease:  
Renewal of current SSLL
4. New/Renewal/Modification:  
Renewal
5. Duration:  
5 years
6. Benefits to Martin County:  
Continued use of space for the operation of a 30-slip commercial docking facility on leased county owned property.
7. Cost to Martin County:  
Minimal recording fees

On December 7, 2021, the Board of County Commissioners approved the renewal and modification to reduce the square footage and number of wet slips separating the County occupied space from the PSCFDA's leased space, reducing costs for the County. The renewal was good through November 1, 2022.

FDEP issued the new SSLL Renewal on May 10, 2023, providing the PSCFDA's continued use of the premises from November 1, 2022, through November 1, 2027, with annual lease fees of \$11,301.57 paid by the PSCFDA.

Upon expiration of the terms of this SSLL, the parties may agree to renew for an additional five-year term as required by FDEP.

### **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 approve the Sovereignty Submerged Lands Lease Renewal between TIITF and Martin County for the continued operation and maintenance of the public docking facility and authorize the Chairman to execute any and all documents necessary to complete this transaction.

## ALTERNATIVE RECOMMENDATIONS

*Pull* this item from the Consent Agenda and direct staff accordingly.

### FISCAL IMPACT:

## RECOMMENDATION

None

## ALTERNATIVE RECOMMENDATIONS

None

### DOCUMENT(S) REQUIRING ACTION:

- |  |                                       |  |
|--|---------------------------------------|--|
| <input type="checkbox"/> Budget Transfer / Amendment | <input type="checkbox"/> Chair Letter | <input checked="" type="checkbox"/> Contract / Agreement |
| <input type="checkbox"/> Grant / Application         | <input type="checkbox"/> Notice       | <input type="checkbox"/> Ordinance                       |
| <input type="checkbox"/> Resolution                  |                                       |  |
| <input type="checkbox"/> Other:                      |                                       |  |

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