

EXECUTIVE SUMMARY FOR RELEASE OF CANAL EASEMENT

PROJECT: Taylor Creek
COUNTY: Okeechobee
SIZE: 1,446.1 square feet or 0.033 acres, more or less
PURPOSE: Release Easement
APPLICANTS: David and Anita Nunez, Jr.

HIGHLIGHTS: On December 30, 1960 and January 4, 1962, the District was granted easements over certain lands in Okeechobee County in conjunction with a Taylor Creek improvement project. The applicants have a deck on property adjacent to Taylor Creek that encroaches onto the easement area. The applicants have requested that the District release those portions of the easements containing the encroachment. Approval of the release will not adversely impact the District's ability to operate or maintain the canal and will resolve the encroachment issue.

CONSIDERATIONS: The applicants have requested that the District release those portions of the easements along Taylor Creek containing a deck that encroaches into the easement area. This action is not contrary to the District or the public's interest. The area of the easements to be released is 1,446.1 square feet or 0.033 acres, more or less.

FISCAL IMPACT: In January, 1961, the applicants' predecessors in title granted permanent easements to the District's predecessor, the Central and Southern Florida Flood Control District. The original easements were acquired at no cost to District.

The applicants have paid the \$1,000.00 non-refundable application fee and shall pay the cost of recording the release.

AUTHORIZATION: The Governing Board, pursuant to Section 373.096 of the Florida Statutes, may release any easement conveyed to it for which it has no present or apparent future use under terms and conditions determined by the Governing Board.

RECOMMENDATION: A Resolution of the Governing Board of the South Florida Water Management District approving the release of easement interests containing 1,446.1 square feet or 0.033 acres, more or less, located along Taylor Creek, over a portion of Section 15, Township 37 South, Range 35 East, Okeechobee County; providing an effective date.

Governing Board Members
November 10, 2010
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