

EXPLANATION OF CONSENT AGENDA ITEM E.2.c. (12) March 23, 2016

ITEM:

Consideration of approving entering into an agreement granting Canaveral Crossroads, LLC a non-exclusive drainage easement. The document has been reviewed and approved by General Counsel and Port Attorney. (Denig/Shepard)

EXPLANATION:

In conjunction with Canaveral Crossroads (Lessee) residential development project on the uplands, Lessee has requested that the Lessor convey a non-exclusive drainage easement to Lessee on, upon, over, under, across and through two small portions of the Port's Barge Canal Property for the limited purpose of installing, maintaining, repairing and operating stormwater facilities which will convey stormwater runoff from the project, through the Drainage Easement Parcel, subject to any and all applicable permits and other governmental requirements, including, without limitation, permits issued by the Port and the St. John's River Water Management District.

The easement is necessary for their development on the ground lease already granted them.

The Lessor is willing to convey a drainage easement over the Drainage Easement Parcel to Lessee, but only under the limited conditions contained in the Agreement.

Staff recommends approval.

Prepared by Diane Denig/Scott Shepard

dd/ss