SUMTER COUNTY BOARD OF COMMISSIONERS
EXECUTIVE SUMMARY

SUBJECT: Bencar Properties, LLC Perpetual Non-Exclusive Drainage Easement
REQUESTED ACTION: **Staff recommends approval**

☐ Work Session (Report Only) **DATE OF MEETING:** 11/27/2012
☒ Regular Meeting ☐ Special Meeting

CONTRACT: ☒ N/A Vendor/Entity:
Effective Date: 11/27/2012 Termination Date:
Managing Division / Dept.: Sumter County Public Works/Road and Bridge

BUDGET IMPACT: $205,122.00
☐ Annual **FUNDING SOURCE:** Road Impact Fees
☒ Capital **EXPENDITURE ACCOUNT:** 153-344-541-6143
☐ N/A

HISTORY/FACTS/ISSUES:
As part of the C-462 roadway widening project, Sumter County is in need of a drainage retention easement of approximately 1.52 acres located on the property of Bencar Properties, LLC. This will allow Sumter County to construct a retention area and install inlets, pipes and other necessary appurtenances for the puprose of draining storm water runoff from the roadway into the Easement Premises. The Easement Premises are to be used by Sumter County as part of a comprehensive construction project along CR-462 in Sumter County. The parties agree that the exact amount of property required for the Easement Premises may be altered based upon the final calculations identified by Southwest Florida Water Management District, ERP Permit to be applied for.

The parties agree that the Property Owner reserves the right to modify or enlarge the Easement Premises at the time that they develop the remainder of their property, with the consent of Sumter County. Sumter County will maintain the Easement Premises until such time as the Property Owner starts to utilize the ponds for drainage. If the Property Owner begins to use the ponds for drainage, all maintenance responsibilities will then be transferred from the County to the Property Owner.

This easement is necessary to meet the regulatory permit requirements for treating and retaining stormwater runoff from the planned widening of C-462.