



## Legislation Details (With Text)

**File #:** 080103.      **Version:** 0      **Name:** Approval and Authorization to Grant a Conservation Easement (B)  
**Type:** Staff Recommendation      **Status:** Passed  
**File created:** 7/14/2008      **In control:** City Manager  
**On agenda:**      **Final action:** 7/14/2008  
**Title:** Approval and Authorization to Grant a Conservation Easement (B)

This item is requesting approval and authorization to grant a Conservation Easement over City-owned property, Tax Parcel 10859-002-000, onto St. Johns River Water Management District.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 080103a\_200807141300.PDF, 2. 080103b\_200807141300.pdf, 3. 080103c\_200807141300.pdf, 4. 080103\_conservationeasement\_20080811.pdf, 5. 080103.pdf

Date	Ver.	Action By	Action	Result
7/14/2008	0	City Commission	Approved as Recommended	Pass

**Approval and Authorization to Grant a Conservation Easement (B)**

**This item is requesting approval and authorization to grant a Conservation Easement over City-owned property, Tax Parcel 10859-002-000, onto St. Johns River Water Management District.**

The original construction of NE 12<sup>th</sup> Avenue extension from Cedar Grove to Waldo Road required wetland mitigation for removal of a portion of a wetland as a condition of the Water Management District permit. The City created a wetland adjacent to the existing natural wetland. A permit condition required monitoring the success of the created wetland for three years. At the end of the third year, it was determined that the wetland mitigation was not as successful as it should have been. Because of the lack of success, St. Johns River Water Management District required the City to establish an upland conservation area adjacent to the wetland mitigation site.

On June 28, 2007, Wal-Mart Stores East, LP, deeded onto the City of Gainesville a portion of the new Super Wal-Mart site located in the northeast corner of their development adjacent to the created wetland for purposes of conveying a conservation easement to St. Johns River Water Management District. This parcel is approximately 1.62 acres and is identified as Tax Parcel 10859-002-000. This conservation easement will satisfy the City's permit condition.

Funding in the amount of \$200 for administrative costs is available in the Public Works FY 2008 operating budget.

Recommended Motion: The City Commission: 1) approve and authorize the Mayor to execute and the Clerk of the Commission to attest a Conservation Easement onto the St. Johns River Water Management District over Tax Parcel 10859-002-000, subject to approval by the City Attorney as to form and legality.