

**REGULAR MEETING OF SUPERVISORS**

**RANGER DRAINAGE DISTRICT**

**AUGUST 2, 2023**

The regular meeting of the Ranger Drainage District was held on August 2, 2023, at 6:00 P.M. at the District office located at 19950 Nugent Street, Orlando Florida 32833. Present were Supervisors Dave Mauck and Mike Nolan. There was 1 landowner in attendance.

**CONSENT AGENDA**

Treasurer's report, regular meeting minutes of July 12, 2023; driveway permits, and "other" permits were approved as-submitted. The disbursements were authorized.

**EASEMENT LOCATION – 19124 SHELDON STREET - GARY MITTAN**

District legal counsel provided the answer to the question of: **May a governmental entity tasked with maintaining a regional stormwater system enter private property to maintain and repair its infrastructure, even if there is no express easement to enter for those purposes.** The short answer is yes, they may, if it is to protect the health, safety and general welfare of the public. District Counsel explained that there are two possible legal routes. The District would likely qualify for a "Prescriptive Easement" as they have travelled over the maintenance area for over 20 years. Counsel said there is also case law that states that if you have an easement for a canal, you also have the right to take whatever actions are reasonably necessary to maintain the function of the canal, even if that means entering onto private property.

After review of the options available to the district for access, the Board asked Mr. Mittan if he had a change of heart since last months meeting to allow the District behind his home to maintain the canal. Mr. Mittan stated "no" meaning he will continue to deny the District access to the canal.

The Board directed legal counsel to proceed with providing the District with the process and cost to obtain the legal right to access not only on Mr. Mitan's property but all areas within the District that have this same type of situation. Legal counsel will report back at the next regular meeting.

**EASEMENT VACATE – UNIT 7A BLOCK 2 LOT 81 - SEAVIEW STREET**

Mr. Way recommended approving the request to vacate the 30' drainage easement on the south side of Lot 81 Block 2 Unit 7A. After discussion the Board approved this request for the drainage portion only and the applicant must follow Orange County's requirements to complete the vacate process.

**EASEMENT VACATE – UNIT 31A BLOCK 5 LOT 55 - LANSLOWNE STREET**

Mr. Way recommended approving the request to vacate the 30' drainage easement on the north side of Lot 55 Block 5 Unit 31A. After discussion the Board approved this request for the drainage portion only and the applicant must follow Orange County's requirements to complete the vacate process.

#### **LAKE DAVIS FAMILY FISHING DAY**

Saturday, November 4, 2023 has been set aside for our 6<sup>th</sup> Annual Family Fishing Day at Lake Davis. More details to follow.

#### **ATTORNEYS REPORT**

District Counsel Seth Behn informed the Board that he has passed the Florida Bar Certification exam for "City, County and Local Government" certification. Mr. Behn reported that only 7% of all attorneys in the State of Florida have some form of Bar Certification, and less than ½ of 1% have the Government Certification.

#### **LANDOWNERS COMMENTS**

None. One landowner in attendance, Gary Mittan.

There being no further business the meeting was adjourned at 6:50 P.M.