

ACTION FORM

PROCEEDING Council Meeting	FORM NUMBER: 2024-009
DEPARTMENT OF ORIGIN Town Hall / Dredge Committee	DATE SUBMITTED: June 20, 2024
PREPARED BY: Bill Rymer	
SUBJECT: Approval to enter into Land Access Agreement with CMF Cannon LLC	
REFERENCE: Dredge Committee	
RELATED PROJECT:	
REVIEWED BY:	
EXHIBITS: Draft Contract	
EXPENDITURE REQUIRED: None AMOUNT BUDGETED: N/A	
FUNDING SOURCE (Dept./Page in CIP & Budget): N/A	
TIME TIMETABLE: Completed by December 31, 2024	
RECOMMENDED ACTION:. Approve request to enter into Land Access Agreement	

BACKGROUND AND ANALYSIS

In connection with the Dredging Project, the Town of Fenwick Island needs to enter into a Land Access Agreement with the owner of the property where the dredge materials will be placed. Access will allow the dredge contractor (third party) to construct a dewatering location, pump material into geobags and then remove equipment once dewatering is complete and material is accepted by property owner. There will be one more round of sediment sampling of the material in the geobags during the dewatering process to review for potential contamination prior to releasing the material to the property owner. Material must be deemed suitable for residential development. The property owner will then become responsible for the material and its future usage/application. If contamination is found at unacceptable levels, the town would be responsible for performing remediation efforts and possibly removing the specific contaminated material. The town is reviewing options to obtain an environmental insurance policy to offset the potential costs of remediation/removal of contaminated material in case of an accidental/unanticipated release. Access to property is only granted through December 31, 2024.