

Agenda Item # : 3-C-7

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: April 1, 2008

☒ Consent

☐ Regular

☐ Workshop

☐ Public Hearing

Department:

Submitted By: Engineering and Public Works

Submitted For: Right-of-Way Acquisition Section

Project No. 1993901

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: A Resolution of the Board of County Commissioners of Palm Beach County, Florida, re-designating County-owned land as right-of-way, as needed to comply with a zoning condition for the construction of Fire Station No. 14 at the northeast corner of the intersection of Indiantown Road and 120th Trail North, rescinding Resolution No. 2007-2222 and providing an effective date.

Summary: This action will allow the Property and Real Estate Management Division to satisfy a condition of zoning approval for Fire Station No. 14 (R-2007-1433), by which Palm Beach County (County) is required to re-designate a parcel of County owned land as right-of-way. The parcel consists of 319 square feet at the northeast corner of Indiantown Road and 120th Trail North.

District: 1(PK)

Background and Justification: The Property and Real Estate Management Division (PREM) was required, as a condition of zoning approval, to re-designate as right-of-way, a parcel of County owned land which is located at the northeast corner of Indiantown Road and 120th Trail North. This was required for the construction of Fire Station No.14. The legal description, containing 319 square feet, was prepared by the County Survey Section. Resolution No. 2007-2222 was previously approved to accomplish the re-designation being sought here. However, it is being rescinded to remedy a clerical error. This parcel is currently under the jurisdiction of PREM and PREM has requested the re-designation to meet its condition of zoning approval.

Attachments:

1. Location Map
2. Resolution with Exhibit "A"

Recommended by:

Ornelis A. Fernandez 3/07/08
Division Director Date

Approved by:

Devy T. Walsh 3/11/08
County Engineer Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2008	2009	2010	2011	2012
Capital Expenditures	\$ -0-	-0-	-0-	-0-	-0-
Operating Costs	\$ -0-	-0-	-0-	-0-	-0-
External Revenues	\$ -0-	-0-	-0-	-0-	-0-
Program Income (County)	\$ -0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	\$ -0-	-0-	-0-	-0-	-0-
NET FISCAL	\$ -0-	-0-	-0-	-0-	-0-

ADDITIONAL FTE

POSITIONS (Cumulative) _____

Is Item Included in Current Budget? Yes _____ No _____
 Budget Acct No.: Fund _____ Dept. _____ Unit _____ Object _____
 Program _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

This item has no additional fiscal impact.

C. Departmental Fiscal Review: R.D. Ward 2/28/08

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

Atwillhite 3.17.08
 OFMB
 (initials) SN 3/13/08 CN 3/12/08

Dr. J. Jacoby 3/17/08
 Contract Dev. and Control
 Done 3/17/08

B. Approved as to Form and Legal Sufficiency:

Paul F. F. 3/18/08
 Assistant County Attorney

C. Other Department Review:

 Department Director

This summary is not to be used as a basis for payment.

RESOLUTION NO. R-2008-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, RE-DESIGNATING COUNTY-OWNED PROPERTY AS RIGHT-OF-WAY, AS NEEDED FOR FIRE STATION NO. 14 AT THE NORTHEAST CORNER OF THE INTERSECTION OF INDIANTOWN ROAD AND 120th TRAIL NORTH, RESCINDING RESOLUTION NO. 2007-2222 AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Palm Beach County is the owner of certain real property, identified in Exhibit "A", attached hereto and made a part hereof, which is the site of new Fire Station No.14,

WHEREAS, Zoning Application Z2007-532, item No. 1 requires that right-of-way at the corner of Indiantown Road and 120th Trail North be conveyed to the County; and,

WHEREAS, Resolution No. 2007-2222 was approved on December 18, 2007 and recorded in the Office of the Clerk of Palm Beach County, Florida, in Official Record Book 20874, Page 877, in error; and,

WHEREAS, it is therefore appropriate to re-designate the parcel in Exhibit "A", attached hereto and made a part hereof, as right-of-way and rescind Resolution No. 2007-2222.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA THAT:

1. This Board adopts and ratifies those matters set forth in the foregoing recitals.
2. That the Chair of the Board and the Clerk are hereby authorized to re-designate the County-owned property, identified in Exhibit "A", as right-of-way and rescind Resolution No. 2007-2222.
3. This Resolution shall take effect immediately upon its adoption.

The foregoing Resolution was offered by Commissioner_____, who moved its adoption. The motion was seconded by Commissioner_____, and upon being put to a vote, the vote was as follows:

Addie L. Greene, Chairperson

John F. Koons, Vice Chair

Karen T. Marcus

Robert J. Kanjian

Mary McCarty

Burt Aaronson

Jess R. Santamaria

The Chair thereupon declared the Resolution duly passed and adopted this _____ day
of _____, 2008.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, CLERK AND COMPTROLLER

BY: _____
County Attorney

BY: _____
Deputy Clerk

LOCATION MAP

R41
N

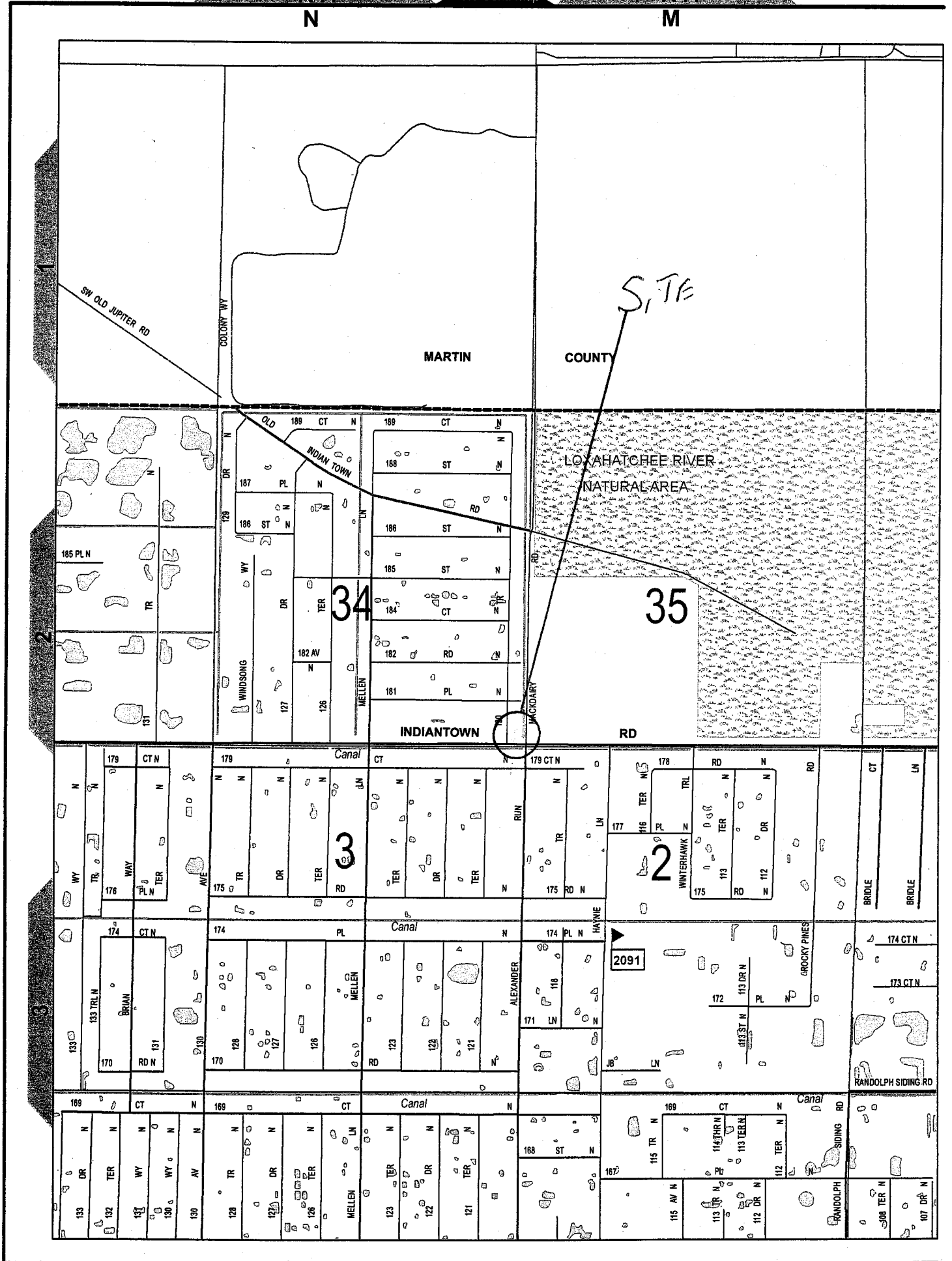
No Cont. map

R41
M

T40

T40

T41



ADDITIONAL RIGHT-OF-WAY PARCEL - CORNER CLIP
NORTHEAST CORNER OF INDIANTOWN ROAD & 120TH TRAIL NORTH

A PARCEL OF LAND LYING IN SECTION 34, TOWNSHIP 40 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 34; THENCE NORTH $89^{\circ}56'18''$ WEST ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 34, A DISTANCE OF 278.91 FEET; THENCE NORTH $00^{\circ}03'42''$ EAST AT RIGHT ANGLES TO SAID SECTION LINE, A DISTANCE OF 161.17 FEET TO A POINT OF INTERSECTION WITH THE NORTH RIGHT-OF-WAY LINE OF INDIANTOWN ROAD AS RECORDED IN DEED BOOK 978, PAGE 183 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA AND A LINE LYING 30.00 FEET EAST OF (AS MEASURED AT RIGHT ANGLES TO) AND PARALLEL WITH THE WEST LINE OF THE EAST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 34 AND THE POINT OF BEGINNING; THENCE NORTH $00^{\circ}38'25''$ EAST ALONG SAID PARALLEL LINE, A DISTANCE OF 25.26 FEET; THENCE SOUTH $44^{\circ}39'19''$ EAST ALONG THE CHORD OF A CURVE HAVING A RADIUS OF 25.00 FEET AND BEING TANGENT TO SAID PARALLEL LINE AND NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 35.54 TO SAID NORTH RIGHT-OF-WAY LINE; THENCE NORTH $89^{\circ}57'02''$ WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 25.26 FEET TO SAID POINT OF INTERSECTION AND THE POINT OF BEGINNING.

SAID PARCEL CONTAINING 0.00732 ACRES OF 319 SQUARE FEET MORE OR LESS.

SURVEYOR'S REPORT

BEARINGS ARE BASED ON A GRID (NAD 83, 1990 ADJUSTMENT) BEARING OF NORTH $89^{\circ}56'18''$ WEST ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 40 SOUTH, RANGE 41 EAST AS DETERMINED BY PALM BEACH COUNTY AND ALL OTHER BEARINGS ARE RELATIVE THERETO.

THIS INSTRUMENT PREPARED BY GLENN W. MARK, P.L.S. IN THE OFFICE OF THE COUNTY ENGINEER, 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33411-2745.

NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THE SIGNING SURVEYOR. IT IS POSSIBLE THAT THERE ARE DEEDS OF RECORD, UNRECORDED DEEDS, EASEMENTS, OR OTHER INSTRUMENTS WHICH COULD AFFECT THE SUBJECT PROPERTY, WHICH ARE UNKNOWN TO THE SIGNING SURVEYOR.

COORDINATES SHOWN ARE GRID

DATUM = NAD 83, 1990 ADJUSTMENT - AS READJUSTED BY PALM BEACH COUNTY IN 1998

ZONE = FLORIDA EAST


LINEAR UNITS = US SURVEY FOOT

COORDINATE SYSTEM 1983 STATE PLANE TRANSVERSE MERCATOR PROJECTION

ALL DISTANCES ARE GROUND.

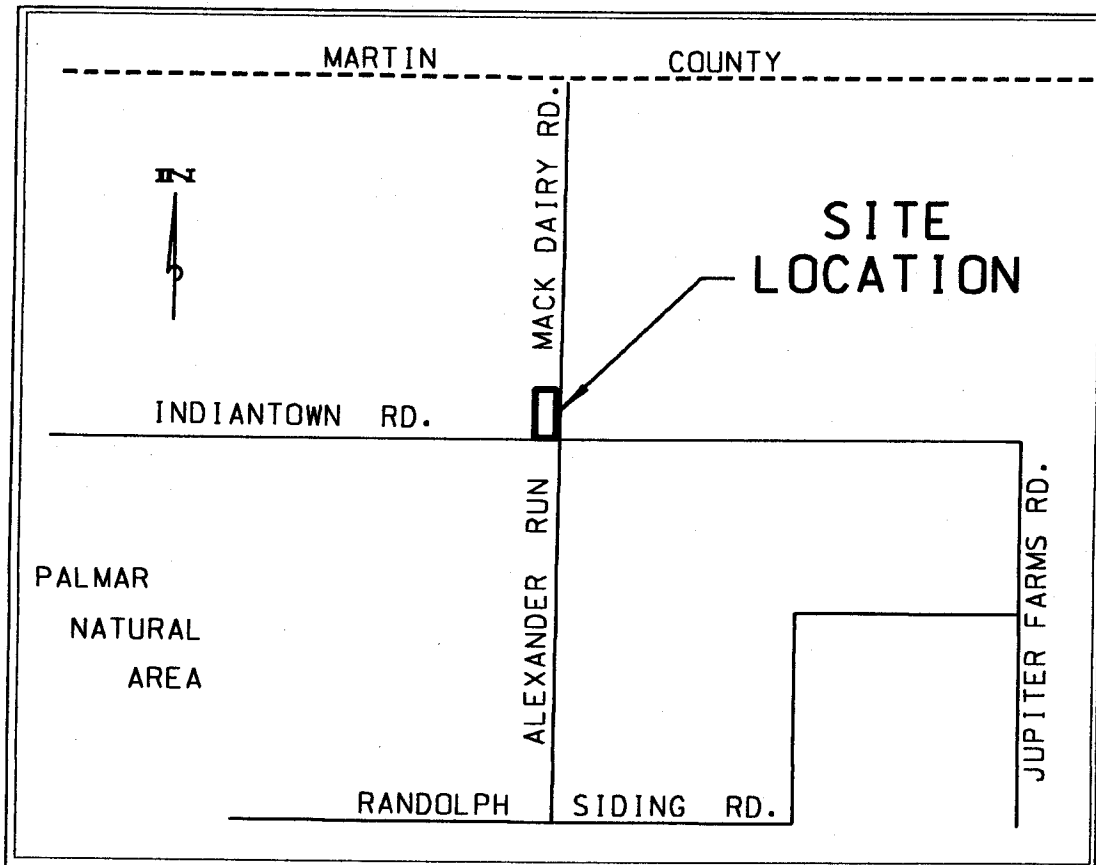
PROJECT: ADDITIONAL R/W AT N.E. CORNER OF INDIANTOWN RD. & 120TH TRAIL (FIRE STATION #14)	
DESIGN FILE NAME S-1-07-2762.DGN	DRAWING NO. S-1-07-2762

NO.	REVISION	BY	DATE
SCALE: 1" = 50'			
APPROVED: G.W.M.			
DRAWN: S.L.D.			
CHECKED: W.C.E.			
DATE: 9/12/07			
FIELD BOOK NO.			

	PALM BEACH COUNTY ENGINEERING AND PUBLIC WORKS
	ENGINEERING SERVICES 2300 NORTH JOG ROAD WEST PALM BEACH, FL 33411

SHEET: 1
OF: 3
PROJECT NO. 2007018-13

SECTION 34, TOWNSHIP 40 SOUTH, RANGE 41 EAST



LOCATION MAP

N.T.S.

PROJECT SCALE FACTOR = 1.000014537

GROUND DISTANCE X SCALE FACTOR = GRID DISTANCE

ALL FEATURE SYMBOLS SHOWN ARE NOT TO SCALE.

THIS IS NOT A SURVEY

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

I HEREBY CERTIFY THAT THE LEGAL DESCRIPTION AND SKETCH SHOWN HEREON MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 61G17-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

Glenn W. Mark

GLENN W. MARK, P.L.S.
FLORIDA CERTIFICATE #5304

2/1/08

DATE

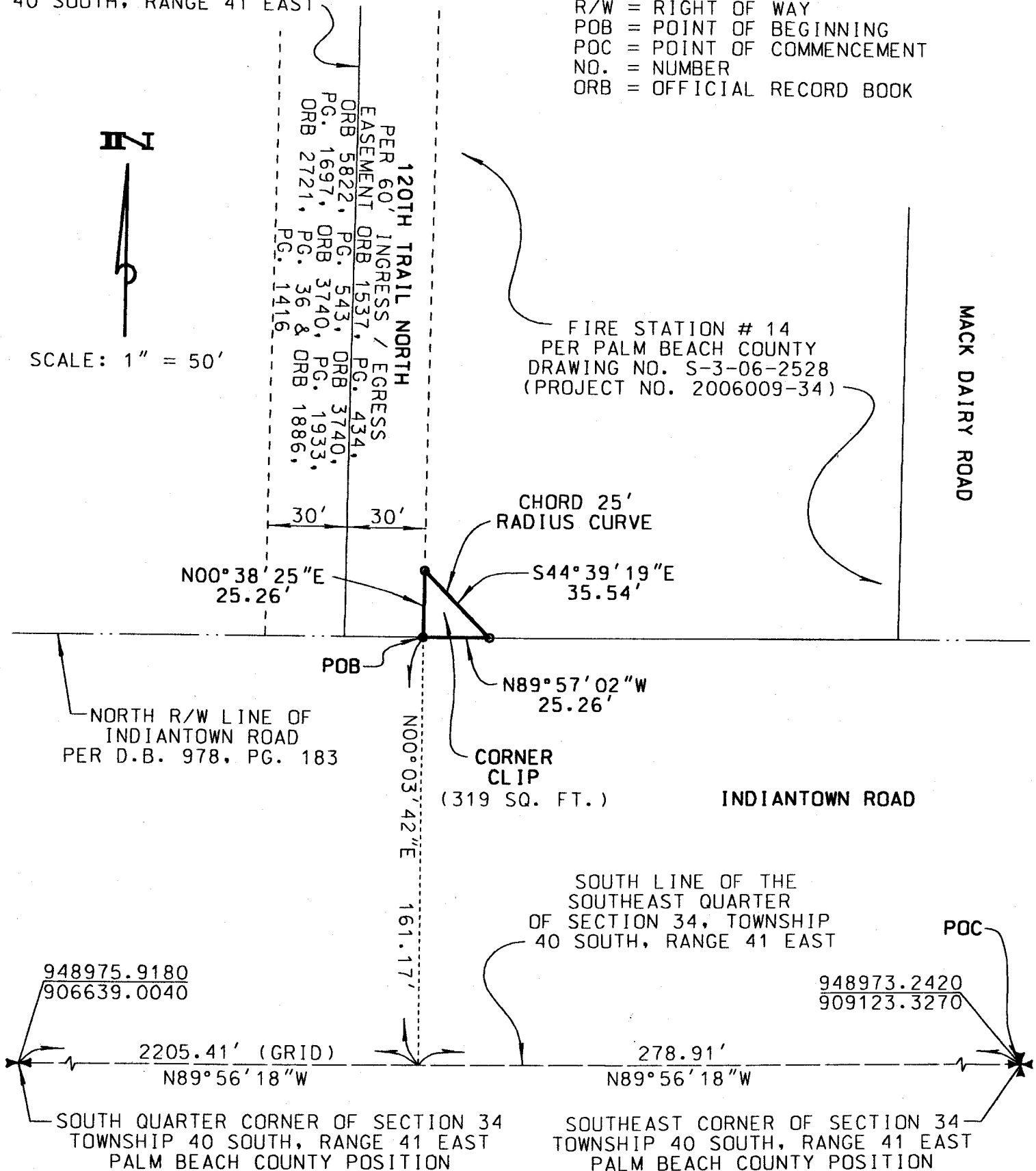
WEST LINE OF THE
EAST QUARTER OF THE
SOUTHEAST QUARTER OF
THE SOUTHEAST QUARTER
OF SECTION 34, TOWNSHIP
40 SOUTH, RANGE 41 EAST

LEGEND

D.B. = DEED BOOK
PG. = PAGE
R/W = RIGHT OF WAY
POB = POINT OF BEGINNING
POC = POINT OF COMMENCEMENT
NO. = NUMBER
ORB = OFFICIAL RECORD BOOK



SCALE: 1" = 50'



THIS IS NOT A SURVEY