

Agenda Item # : **3-C-2**

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**AGENDA ITEM SUMMARY**

=====

<b>Meeting Date: April 15, 2008</b>	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
	<input type="checkbox"/> Workshop	<input type="checkbox"/> Public Hearing

**Department:**

**Submitted By:** Engineering and Public Works  
**Submitted For:** Right-of-Way Acquisition Section

=====

**Project No.** 1998504

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: A County Deed to convey a 25 foot wide strip of land on the north side of the L-45 Canal to the Lake Worth Drainage District (LWDD)

**Summary:** Approval of this action will convey a 25 foot wide strip of land to LWDD, as needed for an LWDD permit.

**District:** 5 (PK)

**Background and Justification:** Palm Beach County acquired property on Lyons Road along the LWDD L-45 canal and LWDD requires the 25 foot strip of property as part of the permitting process for the widening of Lyons Road from Glades Road to Yamato Road.

**Attachments:**

- 1. Location Map
- 2. County Deed with Exhibit "A"

=====

**Recommended by:** *[Signature]* *Ornelis A. Fernandez* 3/13/09  
Division Director Date

**Approved by:** *[Signature]* *Dr. T. Welch* 3/25/08  
County Engineer Date

KAT  
*[initials]*

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

<u>Fiscal Years</u>	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
Capital Expenditures	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
<b>NET FISCAL IMPACT</b>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
<b>ADDITIONAL FTE POSITIONS (Cumulative)</b>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>

Is Item Included In Current Budget? Yes \_\_\_\_\_ No \_\_\_\_.  
 Budget Account No.: Fund \_\_\_\_\_ Dept. \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_  
 Reporting Category \_\_\_\_\_

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

THIS ITEM HAS NO FISCAL IMPACT

C. Departmental Fiscal Review: RD Ward 3/11/08

**III. REVIEW COMMENTS**

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

Jan Dml 3/28/08 OFMB NO 3/24/08 SW 3/27/08 Jan J. J... 3/31/08 Contract Dev. and Control 3/31/08

B. Legal Sufficiency: Pam F. J. 4/1/08  
 Assistant County Attorney

**C. Other Department Review:**

Department Director

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

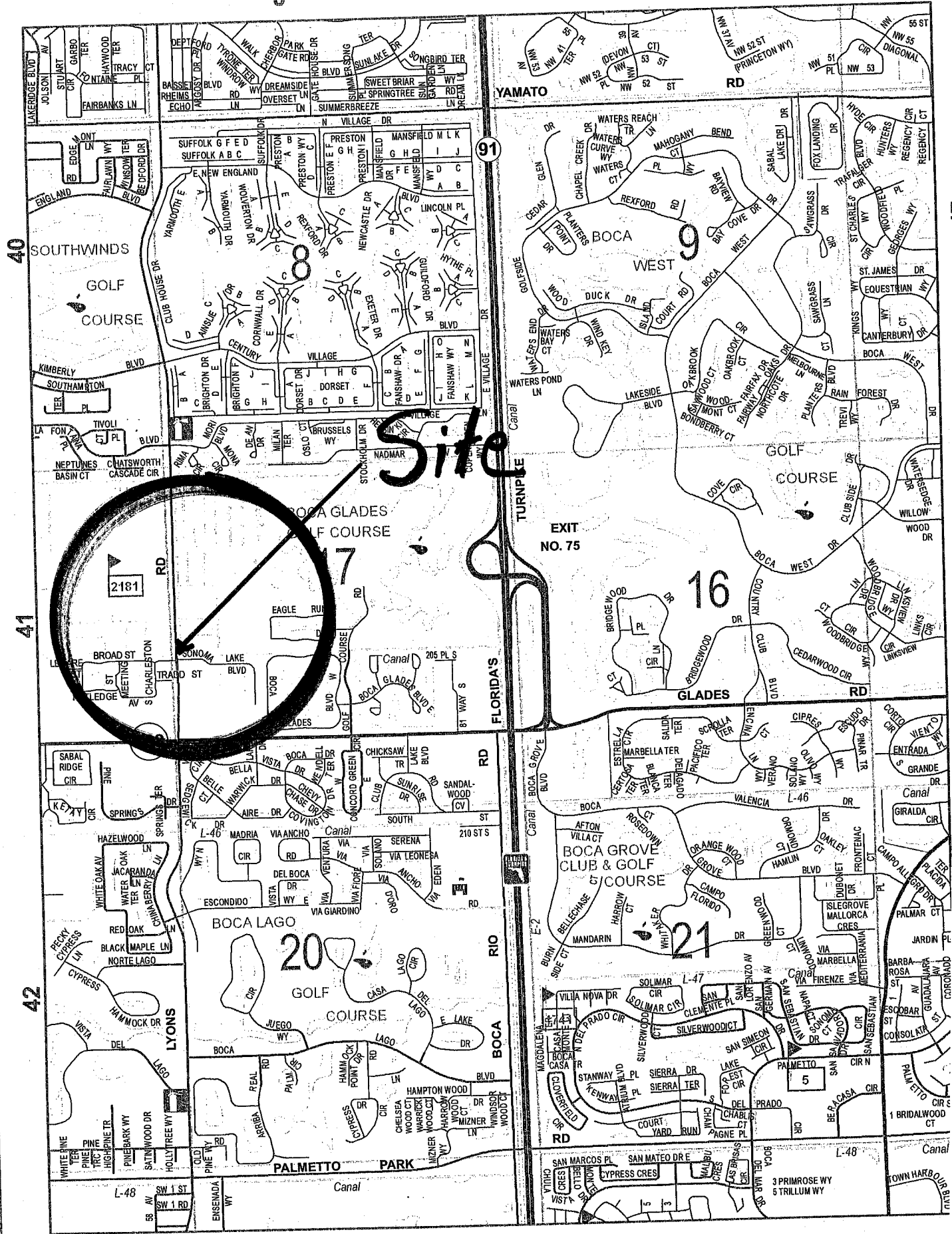
# Location Map

121

R42

See pg. 115

R42



121

See pg. 129

RETURN TO:

PALM BEACH COUNTY  
NAME: R/W ACQUISITION SECTION  
POST OFFICE BOX 21229  
ADDRESS: WEST PALM BEACH, FLORIDA 33416  
ATTN:  
ACCT. NO.: 1010 W/C BOX 1066

**C O U N T Y D E E D**

THIS DEED, made this \_\_\_\_\_ by PALM BEACH COUNTY, a political subdivision of the State of Florida, party of the first part, and LAKE WORTH DRAINAGE DISTRICT, party of the second part.

WITNESSETH: That the said party of the first part, for and in consideration of the sum of Ten (\$10.00) Dollars to it in hand paid by the parties of the second part, receipt whereof is hereby acknowledged, has granted, bargained and sold to the parties of the second part, their heirs and assigns forever, the following described land lying and being in Palm Beach County, Florida:

Property more particularly described In Exhibit "A", attached hereto and made a part hereof.

IN WITNESS WHEREOF the said party of the first part has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairman or Vice Chairperson of said Board, the day and year aforesaid.

ATTEST:  
SHARON R. BOCK, Clerk & Comptroller

PALM BEACH COUNTY, FLORIDA, BY  
ITS BOARD OF COUNTY COMMISSIONERS

BY: \_\_\_\_\_  
Clerk (or Deputy Clerk)

BY: \_\_\_\_\_  
Addie L. Greene, Chair

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

This instrument prepared by:  
Paul King, Assistant County Attorney  
Palm Beach County  
P.O. Box 21229  
West Palm Beach, FL 33416

BY: \_\_\_\_\_  
County Attorney

STATE OF FLORIDA  
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_ by \_\_\_\_\_, Chair, Board of County Commissioners, who is personally known to me or who has produced \_\_\_\_\_ as identification and who did not take an oath.

\_\_\_\_\_  
Typed name of Acknowledger  
Deputy Clerk

EXHIBIT "A" - SHEET 1 OF 2

LEGAL DESCRIPTION

A PORTION OF THE SOUTH 25 FEET OF TRACTS 22 AND 23, BLOCK 76, ACCORDING TO PALM BEACH FARMS COMPANY PLAT NO. 3 AS RECORDED IN PLAT BOOK 2, PAGES 45 THROUGH 54, INCLUSIVE, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID TRACT 22; THENCE NORTH 89°38'24" EAST ALONG THE SOUTH LINE OF SAID TRACT 22, A DISTANCE OF 58.02 FEET TO THE POINT OF BEGINNING (SAID POINT BEING ON THE EXISTING EAST RIGHT OF WAY LINE OF LYONS ROAD DESCRIBED IN OFFICIAL RECORDS BOOK 2934, PAGES 1767 THROUGH 1768 OF SAID PUBLIC RECORDS, HAVING A 108 FOOT RIGHT OF WAY); THENCE CONTINUE NORTH 89°38'24" EAST ALONG THE SOUTH LINE OF TRACTS 22-23, A DISTANCE OF 547.42 FEET; THENCE NORTH 00°24'29" EAST, A DISTANCE OF 25.00 FEET; THENCE SOUTH 89°38'24" WEST, A DISTANCE OF 547.97 FEET TO A POINT ON SAID EXISTING EAST RIGHT OF WAY LINE OF LYONS ROAD, SAID POINT BEING ON THE ARC OF A NON-TANGENT CURVE CONCAVE TO THE WEST AND HAVING A RADIUS OF 1963.86 FEET (A RADIAL LINE THROUGH SAID POINT BEARS NORTH 88°48'47" EAST); THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 00°43'46", AN ARC DISTANCE OF 25.00 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE IN PALM BEACH COUNTY, FLORIDA AND CONTAIN 13,692 SQUARE FEET (0.31 ACRES), MORE OR LESS.

NOTE: BEARINGS SHOWN HEREON ARE RELATIVE TO THE NATIONAL GEODETIC SURVEY, TRANSVERSE MERCATOR COORDINATES, FLORIDA EAST ZONE, NORTH AMERICAN DATUM (NAD) OF 1983 (1990 ADJUSTMENT) THE GRID BEARING BEING S 00°22'17" E ALONG THE EXISTING EAST RIGHT OF WAY LINE OF SAID LYONS ROAD.

CERTIFICATION

I HEREBY CERTIFY THAT THE ATTACHED SKETCH OF DESCRIPTION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS PREPARED UNDER MY SUPERVISION. THIS SKETCH OF DESCRIPTION MEETS THE INTENT OF THE MINIMUM TECHNICAL STANDARDS FOR SURVEYING IN THE STATE OF FLORIDA AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS PURSUANT TO SECTION 61G17-6, FLORIDA STATUTES AND ADOPTED IN CHAPTER 472.027, FLORIDA ADMINISTRATIVE CODE.

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

ERDMAN ANTHONY OF FLORIDA, INC.

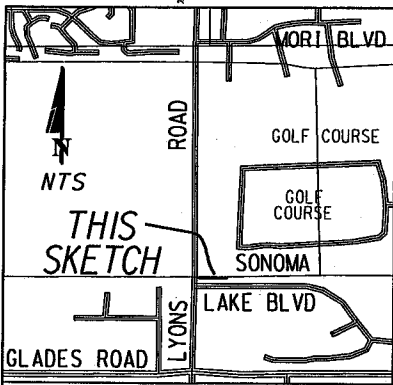
*B. Merritt*  
BRYAN A. MERRITT  
PROFESSIONAL SURVEYOR AND MAPPER  
No. 6558, STATE OF FLORIDA

*2/4/08*  
DATE

PALM BEACH COUNTY ROADWAY PROJECT NO. 98-504 LYONS ROAD PARCEL NO. 103	<b>ERDMAN ANTHONY</b>  <small>1402 ROYAL PALM BEACH BLVD., BLDG 500          ROYAL PALM BEACH, FLORIDA 33411          TELEPHONE 561-753-9723 FAX 561-753-9724          EB-25912 LB-7334</small>	<b>LEGAL DESCRIPTION</b> REVISED 02/04/08 CRES No. 99102   01/22/08   1 OF 2	
---	---	--	--

EXHIBIT "A" - SHEET 2 OF 2

- LEGEND:  
 LWDD - LAKE WORTH DRAINAGE DISTRICT  
 NTS - NOT TO SCALE  
 O.R.B. - OFFICIAL RECORDS BOOK  
 (P) - PLATTED DATA  
 P.B. - PLAT BOOK  
 PGS. - PAGES  
 POB - POINT OF BEGINNING  
 POC - POINT OF COMMENCEMENT  
 PRC - POINT OF REVERSE CURVATURE  
 R/W - RIGHT OF WAY



LOCATION MAP

E. LINE TRACT 23

N 00° 24' 29" E  
25.00'

23+64.43  
601.43' RT

29+55.58  
638.43' RT

23+83.84  
601.92' RT

BLOCK 76

TRACT 23

PALM BEACH FARMS COMPANY  
 PLAT NO. 3  
 P.B. 2, PGS. 45 - 54

E. LINE TRACT 22

584.48'

N 89° 35' 31" W

TRACT 22

547.97'

SOUTH LINE OF TRACTS 22-23 BLOCK 76

N 89° 38' 24" E 547.42'

NORTH LINE OF TRACTS 49-51 BLOCK 76

S 89° 38' 24" W

25' LWDD REQUIRED R/W  
 O.R.B. 1732, PG. 612

30' PLATTED R/W P.B. 2, PGS. 45-54  
 LWDD L-45 CANAL O.R.B. 1585, PG. 505

29+63.53  
54.00' RT

28+33.67  
54.00' RT

PRC  
25+98.18  
54.00' RT

L=213.87'  
R=1,963.86'  
Δ=6°14'23"

L=25.00'  
R=1,963.86'  
Δ=00°43'46"

L=228.83'  
R=1,855.86'  
Δ=7°03'53"

POB

129.86'

S 00° 22' 17" E

23+89.86  
54.00' RT

EXISTING EAST R/W LINE  
 LYONS ROAD

188° 48' 47" E  
 RADIAL

58.02'  
N 89° 38' 24" E

54'

EAST LINE TRACT 22

BASELINE 108' R/W

RIGHT-OF-WAY DEED  
 O.R.B. 2934, PG. 1767-1768

25

50' (P)

CENTERLINE OF PLATTED ROAD

23+65.54  
54.01' RT

POC  
 SOUTHWEST  
 CORNER  
 TRACT 22

THIS IS NOT A SURVEY

PALM BEACH COUNTY ROADWAY  
 PROJECT NO. 98-504  
 LYONS ROAD  
 PARCEL NO. 103

**ERDMAN ANTHONY**  
  
 1402 ROYAL PALM BEACH BLVD., BLDG 500  
 ROYAL PALM BEACH, FLORIDA 33411  
 TELEPHONE 561-753-8723 FAX 561-753-9724  
 EB-25812 LB-7334

SKETCH TO ACCOMPANY  
 LEGAL DESCRIPTION

REVISED 02/04/08

CRES No. 99102

01/22/08

2 OF 2