



**II. FISCAL IMPACT ANALYSIS**

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

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

Is Item Included in Current Budget? Yes \_\_\_\_\_ No \_\_\_\_\_  
 Budget Account No: Fund \_\_\_\_\_ Department \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_  
 Reporting Category \_\_\_\_\_

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

No fiscal impact.

C. Departmental Fiscal Review: Control System

**III. REVIEW COMMENTS**

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

cc Jim Drl 4.14.08  
 4/9/08 4/10/08 OFMB 4/14/08 4/18/08  
4/17/08 4/17/08 4/17/08  
 Contract Dev. and Control

**B. Legal Sufficiency:**

James Brake 4/21/08  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

Prepared by and return to:  
Laura Beebe, Deputy Director Airports Business Affairs  
Palm Beach County Department of Airports  
846 Palm Beach International Airport  
West Palm Beach, FL 33406

**DECLARATION OF EASEMENT**

**THIS IS A DECLARATION OF EASEMENT**, made this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by PALM BEACH COUNTY, a political subdivision of the state of Florida (the "County") whose address is c/o Palm Beach County Department of Airports, 846 Palm Beach International Airport, West Palm Beach, Florida, 33406.

**WHEREAS**, County is the owner and operator of Palm Beach International Airport located in Palm Beach County, Florida (the "Airport"); and

**WHEREAS**, County desires to create an easement over, upon and under a portion of such Airport property for the purposes set forth hereinafter; and

**WHEREAS**, County desires that such easement not be extinguished by the doctrines of merger or unity of title and remain valid and in effect upon a subsequent conveyance of such property by County.

**WITNESSETH:**

**NOW, THEREFORE**, County does hereby declare, grant and create a perpetual in gross water and wastewater utility easement for the benefit of County upon the property legally described in Exhibit "A", attached hereto (the "Easement Premises"). This easement shall be for the sole purpose of water and wastewater utilities and shall include the right at any time to install, operate, maintain, service, construct, reconstruct, remove, relocate, repair, replace, improve, expand, tie into, and inspect water transmission and distribution facilities and all appurtenances thereto and wastewater transmission and collection facilities, including, but not limited to lift stations, and all appurtenances thereto with the full right to ingress thereto and egress in, on, over, under and across the Easement Premises.

The easement created hereby shall not be extinguished by operation of law, including, without limitation, the doctrines of merger or unity of title and shall inure to the benefit of County and run with the land and encumber and burden the Airport property upon the conveyance thereof by County notwithstanding County's failure to specifically reserve or reference such easement in the instrument of conveyance.

**IN WITNESS WHEREOF**, the County has caused this Declaration of Easement to be executed as of the day and year first above written.

**ATTEST:**

**COUNTY:**

**SHARON R. BOCK, Clerk  
Comptroller**

**PALM BEACH COUNTY, a political  
subdivision of the state of Florida, by its  
BOARD OF COUNTY COMMISSIONERS**

By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Addie L. Greene, Chairperson

(SEAL)

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:**

By: \_\_\_\_\_  
County Attorney



SKETCH & LEGAL DESCRIPTION  
THIS IS NOT A SURVEY

LEGAL DESCRIPTION:

A PARCEL LYING IN SECTION 36, TOWNSHIP 43 SOUTH, RANGE 42 EAST DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 36, TOWNSHIP 43 SOUTH, RANGE 42 EAST; THENCE N. 88°44'23" W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 36, A DISTANCE OF 1152.72 FEET; THENCE N. 01°15'37" E. AT RIGHT ANGLES TO THE PRECEDING COURSE, A DISTANCE OF 386.98 FEET TO THE NORTH LINE OF THE AIRPORT PERIMETER ROAD; THENCE S. 77°43'45" E. ALONG SAID NORTH LINE OF AIRPORT PERIMETER ROAD, A DISTANCE OF 198.17 FEET TO THE POINT OF BEGINNING.

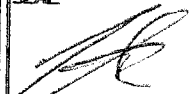
THENCE N. 02°22'58" E. A DISTANCE OF 12.55 FEET; THENCE N. 87°36'57" W. A DISTANCE OF 17.37 FEET; THENCE N. 02°19'34" E. A DISTANCE OF 20.00 FEET; THENCE S. 87°35'43" E. A DISTANCE OF 126.55 FEET; THENCE N. 02°22'09" E. A DISTANCE OF 65.63 FEET; THENCE S. 87°19'04" E. A DISTANCE OF 20.00 FEET; THENCE S. 02°27'38" W. A DISTANCE OF 65.53 FEET; THENCE S. 87°36'57" E. A DISTANCE OF 229.98 FEET; THENCE N. 02°22'13" E. A DISTANCE OF 34.70 FEET; THENCE S. 87°19'04" E. A DISTANCE OF 30.36 FEET; THENCE S. 02°07'25" W. A DISTANCE OF 43.70 FEET; THENCE N. 29°36'10" E. A DISTANCE OF 32.26 FEET; THENCE S. 60°23'50" E. A DISTANCE OF 20.00 FEET; THENCE S. 29°36'10" W. A DISTANCE OF 67.31 FEET; THENCE S. 04°52'31" E. A DISTANCE OF 45.78 FEET; THENCE S. 86°01'48" W. A DISTANCE OF 18.20 FEET; THENCE S. 02°23'10" W. A DISTANCE OF 5.95 FEET; THENCE N. 87°37'15" W. A DISTANCE OF 20.00 FEET; THENCE N. 02°23'10" E. A DISTANCE OF 68.48 FEET; THENCE N. 87°36'10" W. A DISTANCE OF 164.76 FEET; THENCE N. 02°25'35" E. A DISTANCE OF 14.32 FEET; THENCE N. 87°36'57" W. A DISTANCE OF 174.38 FEET; THENCE S. 02°22'58" W. A DISTANCE OF 21.34 FEET; THENCE N. 87°36'57" W. A DISTANCE OF 20.00 FEET; THENCE N. 02°22'58" E. A DISTANCE 8.79 FEET TO THE POINT OF BEGINNING.

NOTE: The undersigned and BRUCE CARTER & ASSOCIATES, INC. make no representation or guarantees as to the information reflected hereon pertaining to easements, rights of way, setback lines, reservations agreements and other similar matters and further, this instrument is not intended to reflect or set forth all such matters. Such information should be obtained and confirmed by others through an appropriate title search.

NOTE: Lands shown hereon were not abstracted for rights-of-way and/or easements of record.

**BRUCE CARTER & ASSOCIATES, INC.**  
SURVEYORS - PLANNERS  
405 S.E. 6TH AVE.  
(SOUTH FEDERAL HIGHWAY)  
DELRAY BEACH, FLORIDA 33483  
PHONE (561)-265-1910 / FAX (561)-265-1919

THIS SKETCH IS NOT VALID  
UNLESS IT BEARS AN  
ORIGINAL SIGNATURE AND  
AN EMBOSSED SURVEYORS  
SEAL

  
BRUCE N. CARTER  
REGISTERED LAND SURVEYOR  
#2963  
STATE OF FLORIDA

DATE	03-06-08
DRAWN BY	RCA
F.B./ PG.	NA
SCALE	NTS
PAGE	2 OF 2

**GALAXY AVIATION  
UTILITY EASEMENT**