Agenda Item #: 3-C-14

PALM BEACH COUNTY

BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

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Meeting Date: July 8, 2008 [X] Consent [] Regular [] Workshop [] Public Hearing
Department:
Submitted By: Engineering and Public Works Submitted For: Land Development Division
T DVB/(IMTVD DD TD
I. EXECUTIVE BRIEF
Motion and Title: Staff recommends motion to adopt: A Resolution vacating a twelve (12) foot wide utility easement within Lots 2G and 5L, Palm Beach Park of Commerce, Planned Industrial Park Development, Plat No. 1, as recorded in Plat Book 56, Pages 172-176, Public Records of Palm Beach County, Florida.
Summary: This petition site is generally located on the northeast corner of Beeline Highway & Seminole Pratt Whitney Road, on the west side of Park of Commerce Boulevard. The petitioner is requesting the vacation because the platted utility easement conflicts with the Final Plan.
District 1 (PK)
Background and Justification: The owner, FR/CAL 3 South Florida, LLC, is requesting the vacation because the platted easement conflicts with the Final Plan, a warehouse/office building, approved by the Development Review Officer on January 9, 2008. This abandonment will resolve this conflict.
Utilities service providers have no objection to the vacation.
Utility Easements are exempt from the privilege fee requirement in accordance with the Palm Beach County Right-of-Way Abandonment and Plat Vacation Ordinance 86-18, as amended.
Attachments:
1. Location Sketch 2. Resolution with Legal Description and Sketch
Recommended by: Division Director Date
Approved by: Date

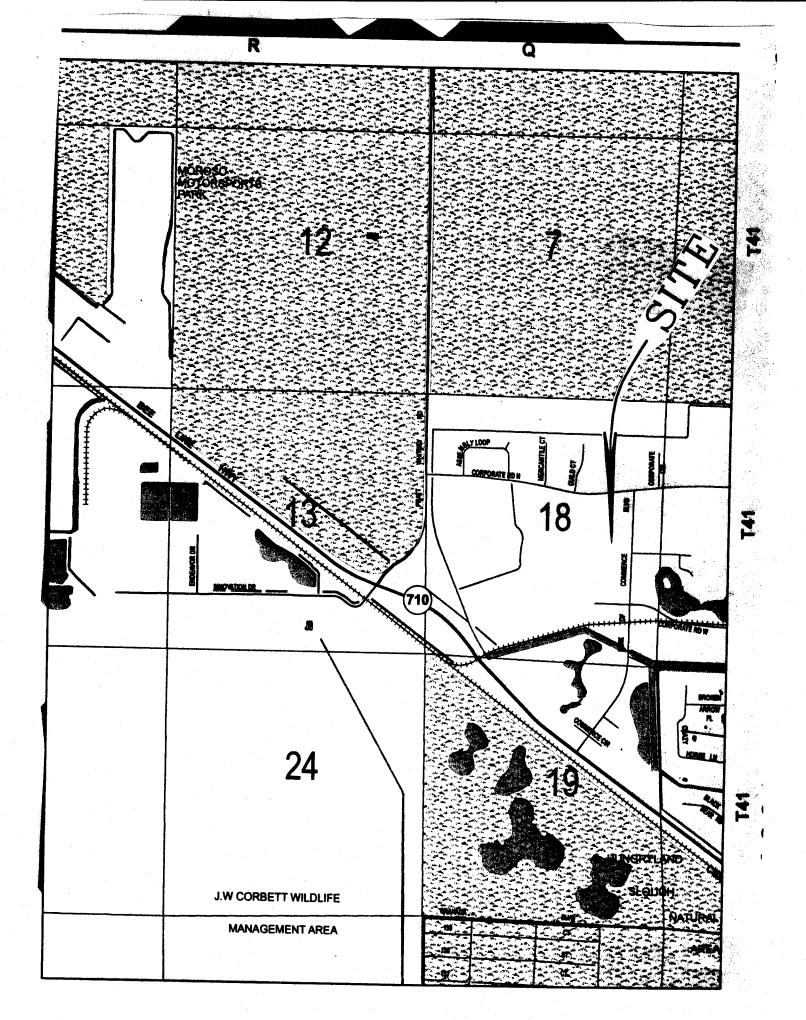
Ref: V008-2008.com

II. <u>FISCAL IMPACT ANALYSIS</u>									
A. Five Year Summary of I	Fiscal Impac	ct: See Com	ment Section	n B.					
Fiscal Years Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match (County) NET FISCAL IMPACT # ADDITIONAL FTE	2008 \$ -0- -0- -0- -0- \$ -0-	2009 -0- -0- -0- -0- -0- -0-	2010 -0- -0- -0- -0- -0- -0-	2011 -0- -0- -0- -0- -0-	2012 -0- -0- -0- -0- -0-				
POSITIONS (Cumulative)									
Is Item Included in Current Budget Acct No.: FundProgr	Dept t	Yes Jnit Ob	ject	No					
B. Recommended Sources	s of Funds/S	Summary of	Fiscal Imp	act:					
This item has no ac	dditional	fiscal in	mpact.						
C. Departmental Fiscal Review: R. D. Da. D 6 3 08									
III. REVIEW COMMENTS									
A. OFMB Fiscal and/or Contract Dev. and Control Comments:									
Apvilhite 6.0 OFMB	3.08 Srigo Cristo	5 6 13	Contract De	J. Jeev. and Con	trol (1)3 k				
B. Approved as to Form and Legal Sufficiency:									
Assistant County Attor	/ <u>28</u> . nev								
,									
C. Other Department Review	ew:								

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

I:\WP\AgendaPage2\Agnpgtwo2008\0000.No Impact

Department Director



VACATING 12' WIDE UTILITY EASEMENT
WITHIN LOTS 2G & 5L
PALM BEACH PARK OF COMMERCE, P.I.P.D.
PLAT NO. 1, PLAT BOOK 56, PAGES 172-176

LOCATION SKETCH

RESOLUTION NO. R-2008-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, VACATING A TWELVE (12) FOOT WIDE UTILITY EASEMENT WITHIN LOTS 2G AND 5L, PALM BEACH PARK OF COMMERCE, PLANNED INDUSTRIAL PARK DEVELOPMENT, PLAT NO. 1, AS RECORDED IN PLAT BOOK 56, PAGES 172-176, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, has considered the vacation pursuant to authority in Sections 177.101 and 336.09 of the Florida Statutes and Ordinance No. 86-18 known as the Palm Beach County Right-of-Way Abandonment and Plat Vacation Ordinance, as amended, for the vacation of a twelve (12) foot wide utility easement, hereinafter described as an easement; and

WHEREAS, said petition to vacate said easement was submitted by FR/CAL 3 South Florida, LLC, and

WHEREAS, this petition substantially complies with the terms and conditions of the vacation as set forth in said Ordinance; and

WHEREAS, this Board, while convened in regular session on July 8, 2008, did hold a meeting on said Petition to abandon/vacate the easement, and this Board determined that said abandonment/vacation conforms to Palm Beach County's Land Development Code.

RESOLUTION	NO.	R-2008-	
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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

- 1. The foregoing recitals are hereby reaffirmed and ratified.
- The easement is hereby vacated and closed as a public easement and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the Public in and to the easement, more fully described in the legal description and sketch attached hereto and made a part hereof.
- 3. Notice of the adoption of this Resolution shall be published once in the Palm Beach Post within thirty (30) days of the date of adoption of this Resolution in accordance with Section 336.10, Florida Statutes and Ordinance No. 86-18.

	RESOLUTION	NO. R-2008-			
The foregoing	g Resolution was	offered by	Commission	ner	
	, who moved its a	doption. T	he motion	was secon	ded
by Commission	ner	and,	upon beir	ng put to	a
vote, the vot	ce was as follows	•			
	Addie L. Greene,	Chairperso	n		
	John F. Koons, V	ice Chair			
	Karen T. Marcus				
	Robert J. Kanjia	n			
	Mary McCarty				
	Burt Aaronson				
	Jess R. Santamar	ia			
The	e Chair thereupon	declared t	he Resolut	ion duly	
passed and ac	dopted this	_ day of		_, 2008.	
		PALM BEACH BOARD OF C			Y ITS
		Sharon R.	Bock, Cler	k & Compti	rolle
		BY:	.		····
ADDDOMED AC I	IO FIORIS TARR		Deputy Cl	.erk	

APPROVED AS TO FORM AND

County Attorney

LEGAL SUFFICIENCY



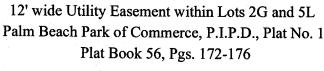
Patriot Surveying and Mapping, Inc.

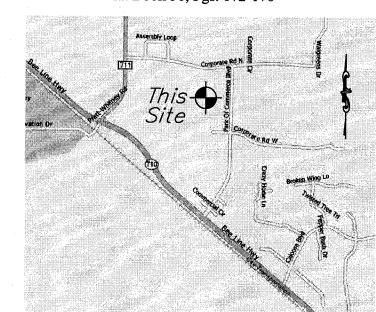
3748 NW 124th Avenue Coral Springs, Florida 33065 Phone: (954) 509-0083

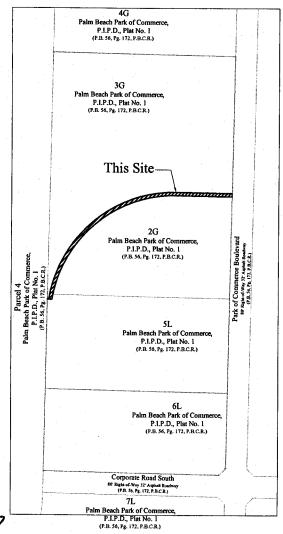
Fax: (866) 495-0203

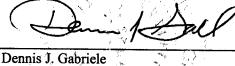
- Sketch and Description -

Sheet 1 of 3









State of Florida

Professional Surveyor and Mapper No. LS5709

Not Valid without the signature and original raised seal of a Florida licensed Surveyor and Mapper

Updates and Revision	S	Date	Ву	QC	NOTE: The undersigned and PATRIOT SURVEYING AND MAPPING, INC. make							
Revise per comments		5-15-08	DN		no representations or guarantees as to the completeness of the information reflet hereon pertaining to easements, right-of-way, set-back lines, reservations, agree or other matters of record. This instrument is intended to reflect or set forth onli terms shown in the references above. PATRIOT SURVEYING AND MAPPING did not research the public records for matters affecting the lands shown. This instrument is the property of PATRIOT SURVEYING AND MAPPING, INC. not be reproduced in whole or in part without written permission of PATRIOT							
Job No. 0710-015	Draw	n By: DM	N	<u> </u>	SURVEYING AND MAPPING, INC. QA / QC: MRK FB. PG. Scale: 1							

Patriot Surveying and Mapping, Inc. 3748 NW 124th Avenue Coral Springs, Florida 33065 Phone: (954) 509-0083 Fax: (866) 495-0203 LB # 7303 - Sketch and Description -Sheet 2 of 3 12' wide Utility Easement within Lots 2G and 5L Palm Beach Park of Commerce, P.I.P.D., Plat No. 1 Plat Book 56, Pgs. 172-176 3G Palm Beach Park of Commerce, P.I.P.D., Plat No. 1 (P.B. 56, Pg. 172, P.B.C.R.) N88°51'46"W 210.00' R = 470.00L = 670.75'S88°51'46"E 210.00' D=81°46'06" N01°08'14"E-12.00' 2G Palm Beach Park of Commerce, S88°51'46"E P.I.P.D., Plat No. 1 line Lot 4.84 R = 458.00'(P.B. 56, Pg. 172, P.B.C.R.) L = 651.89'D=81°33'04" S 80°24'50" E (Radial) S88°51'46"E N01°08'14"E 628.89 12.13' P.O.B. 5L Palm Beach Park of Commerce, P.I.P.D., Plat No. 1 (P.B. 56, Pg. 172, P.B.C.R.) P.O.C. Southwest Corner Lot 6L (P.B.56, Pg. 172, P.B.C.R.) Found PRM #6357 Legend P.O.B. = Point of Beginning Survey Notes P.O.C. = Point of Commencement P.B. = Plat Book 1. Bearing Reference: The Grid Bearings shown hereon are referenced to the Pg. = Page

- 1. Bearing Reference: The Grid Bearings shown hereon are referenced to the South line of Parcel 6L, as shown on the plat of *Palm Beach Park of Commerce, P.I.P.D., Plat No. 1*, Plat Book 56, Pages 172-176, Palm Beach County Records. Said line bears North 88°51'46" West.
- 2. This is not a survey, but only a graphic depiction shown hereon. No boundary corners were set in the field related to this sketch.

P.O.B. = Point of Beginning
P.O.C. = Point of Commencement
P.B. = Plat Book
Pg. = Page
R = Radius
L = Arc Length
D = Central Angle (Delta)
P.B.C.R.= Palm Beach County Records
PRM= Permanent Reference Monument

Job No. 0710-015 Drawn By: DMN QA / QC: MRK FB. PG. Scale: Not To Scale

LB # 7303

Patriot Surveying and Mapping, Inc.

3748 NW 124th Avenue Coral Springs, Florida 33065

Phone: (954) 509-0083

Fax: (866) 495-0203

- Sketch and Description -

Sheet 3 of 3

12' wide Utility Easement within Lots 2G and 5L Palm Beach Park of Commerce, P.I.P.D., Plat No. 1 Plat Book 56, Pgs. 172-176

A portion of Lots 2G and 5L, Palm Beach Park of Commerce, P.I.P.D., Plat No. 1, according to the Plat thereof, as recorded in Plat Book 56, Pages 172-176 of the Public Records of Palm Beach County, Florida, being more particularly described as follows.

Commencing at the Southwest corner of Lot 6L;

Thence, North 01°08'14" East, along the West line of Lots 6L and 5L, a distance of 628.89 feet; Thence, South 88°51'46" East, a distance of 4.84 feet to the Point of Beginning;

Thence, continue South 88°51'46" East, a distance of 12.13 feet to a point on the arc of a circular curve, concave to the Southeast, having a Radius of 458.00 feet, and a central angle of 81°33'04". A Radial line bears through said point South 80°24'50" East;

Thence, Northeasterly, along the arc of said curve, an arc distance of 651.89 feet; Thence, South 88°51'46" East, a distance of 210.00 feet to a point on the East line of Lot 2G; Thence, North 01°08'14" East, along the East line of Lot 2G, a distance of 12.00 feet; Thence, North 88°51'46" West, a distance of 210.00 feet to the point of curvature of a circular curve, concave to the Southeast, having a radius of 470.00 feet and a central angle of 81°46'06"; Thence, Southwest along the arc of said curve, an arc distance of 670.75 feet to the Point of Beginning

Said land situate and being in Palm Beach County, Florida, and containing 10,456 square feet (0.24 acres) more or less.

Job No. 0710-015	Drawn By: DMN	QA / QC: MRK	FB. PG.	Scale: Not To Scale
