

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: July 8, 2008

Consent
 Ordinance

Regular
 Public Hearing

Department: Parks and Recreation

Submitted By: Parks and Recreation Department

Submitted For: Parks and Recreation Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to: **A) ratify** the signature of the Chairperson on a Florida Boating Improvement Program grant application submitted to Florida Fish and Wildlife Conservation Commission on May 15, 2008, requesting \$500,000 for the DuBois Park Marina and Shoreline Stabilization project; **B) adopt** Resolution for assistance under the Florida Boating Improvement Program for grant funding for DuBois Park Marina and Shoreline Stabilization project in the amount of \$500,000; **C) authorize** the County Administrator or his designee to execute the funding Agreement, as well as task assignments, certifications, standard forms, or amendments to the Agreement that do not change the scope of work or terms and conditions of the Agreement, if the grant is approved; and **D) authorize** the Director of the Parks and Recreation Department to serve as Liaison Agent with Florida Fish and Wildlife Conservation Commission for this project.

Summary: This grant application requests up to \$500,000 from the Florida Fish and Wildlife Conservation Commission (FWCC) Florida Boating Improvement Program (FBIP) for the DuBois Park Marina and Shoreline stabilization project. This project includes construction of 24 dock slips along the peninsula, renovation of the dock slips at Zeke's Marina, repair of the existing single concrete boat ramp, shoreline revetment and stabilization and construction of a one acre snorkeling area. The total cost of the project is estimated at \$3,548,435. The cost estimate for the grant application is \$2,400,000 since the FWCC FBIP grant does not include costs associated with the one acre snorkeling area. The balance of the project will be funded from the 2004 \$50 Million Waterfront Access and Preservation General Obligation Bond Issue and, if awarded, a proposed \$987,000 Florida Inland Navigation District (FIND) Waterways Assistance Program grant and a \$100,000 Metropolitan Planning Organization Water Taxi grant. District 1 (AH)

Background and Justification: The FWCC offers grants to local governments through its FBIP for public recreation projects directly related to the waterways. An application for \$500,000 in grant funding is being submitted to the FWCC for the DuBois Park Marina and Shoreline Stabilization Project. The project will rebuild a 24 slip marina along the peninsula, renovate the existing dock slips at Zeke's Marina, repair the existing single concrete boat ramp, install of rip-rap for shoreline stabilization and create a one-acre snorkeling area. The site has been utilized as a public park for over forty years and is one of the County's most popular beach and fishing locations. Replacement of the day use dock slips, which were removed due to deterioration in the late 1980's, will restore public use as a boater destination park in the northern part of the County. Boater destination parks were identified as a high priority need identified by Palm Beach County's *Public Boating Needs Assessment Study, 2002*.

Attachments:

1. Resolution
2. Grant Application
3. Location Map

Recommended by: _____

Department Director

Date

Approved by: _____

Assistant County Administrator

Date

6/16/08

7/3/08

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 IMPACT	¥ -0-	-0-	-0-	-0-	-0-
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

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

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

* There is no fiscal impact at this time. Should the grant be awarded, a budget amendment will be presented to the Board for approval. The additional funding sources for this project are identified as follows:

MPO water Tax Grant	Pending application	\$ 106,000
Florida Inland Navigation District (FIND) grant	3600-581-P605	\$987,000
Florida Boating Improvement Program (FBIP) grant	3600-581-P605	\$500,000
50M GO 05, Waterfront Access	3038-581-P605	\$1,899,581
Florida Inland Nar. District Grant (Planning)	3600-581-P474	\$51,854
		\$ 3,548,435

C. Departmental Fiscal Review: chopelakis

III. REVIEW COMMENTS

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

<p><i>Adrienne</i> <u> 7.1.08 </u> OFMB <i>6/30/08</i> <i>6/30/08</i> <i>cn 6/19/08</i></p>	<p><i>Ann J. Jacob</i> <u> 7/2/08 </u> Contract Development and Control <i>6.29.08 7/2/08</i></p>
--	---

B. Legal Sufficiency:
[Signature] For Anne Helzlsouer 7/2/08
 Assistant County Attorney

C. Other Department Review:

 Department Director

REVISED 10/95
 ADM FORM 01

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

g:\jmatthew\parks\dubois\fbip grant 2008\agendas\request to submit application.docx

RESOLUTION 2008-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONER OF THE PALM BEACH COUNTY, FLORIDA AUTHORIZING THE PROJECT MANAGER TO SUBMIT THE GRANT APPLICATION FOR THE FLORIDA BOATING IMPROVEMENT PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Palm Beach County has determined that recreational boating and fishing is a viable industry that significantly contributes to economic growth; and

WHEREAS, the Palm Beach Board of County Commissioners desires to improve upon and expand facilities that will encourage recreational boating and fishing; and

WHEREAS, the Palm Beach Board of County Commissioners has determined that the addition of proposed improvements at DuBois Park will promote recreational boating and fishing; and

WHEREAS, the Director of Parks and Recreation is hereby designated as the Project Manager and has the authority to apply for and to administer the requested grant on behalf of the Board of County Commissioner.

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

- 1) The Board of County Commissioners hereby approves the submission of a Florida Boating Improvement Program Grant Application for funding in the amount of \$500,000 for DuBois Park boating improvement project; and
- 2) The Board of County Commissioners hereby authorizes the Director of Parks and Recreation, as Project Manager, to execute and administer the grant application on behalf of Palm Beach County.

Effective Date: This Resolution shall become effective upon 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:

Commissioner Addie L. Greene, Chairperson
Commissioner John F. Koons, Vice Chair
Commissioner Karen T. Marcus
Commissioner Robert J. Kanjian
Commissioner Mary McCarty
Commissioner Burt Aaronson
Commissioner Jess R. Santamaria

The Chairperson thereupon declared the resolution duly passed and adopted this _____ day of _____, 2008

PALM BEACH COUNTY, BY ITS
BOARD OF COUNTY COMMISSIONER

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

SHARON R. BOCK
CLERK & COMPTROLLER

By: _____
Anne Helfant,
Assistant County Attorney

By: _____
Deputy Clerk

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
2008-2009 Florida Boating Improvement Program Grant
DuBois Park Docks and Shoreline Stabilization



Submitted by
Palm Beach County
Parks and Recreation Department
April 30, 2008



Attachments

Cover letter.....A
Application.....B
Resolution.....C
Boundary Map.....D
Site Control Documentation.....E
Existing Condition Photographs.....F
Navigational Chart.....G
Detailed Cost Estimate.....H
Plans.....I
Permits.....J
Letters of Support.....K

Attachment "A"

Cover letter



**Department of
Parks and Recreation**

2700 6th Avenue South
Lake Worth, FL 33461
(561) 966-6600
Fax: (561) 963-6747
www.pbcparcs.com

**Palm Beach County
Board of County
Commissioners**

Addie L. Greene, Chairperson

Jeff Koons, Vice Chair

Karen T. Marcus

Robert J. Kanjian

Mary McCarty

Burt Aaronson

Jess R. Santamaria

County Administrator

Robert Weisman

"An Equal Opportunity
Affirmative Action Employer"

May 13, 2008

Ms. Susanna Stephens, Program Administrator
Florida Fish and Wildlife Conservation Commission
Division of Law Enforcement
Boating and Waterways Section
620 South Meridian Street, Room 235
Tallahassee, FL 32399-1600

**RE: 2008-2009 Florida Boating Improvement Program Grant Application
DuBois Park Development**

Dear Ms. Stephens:

Attached is one original, seven copies, and an electronic copy of the FY 2008/2009 Florida Boating Improvement Program Grant application for construction costs associated with the shoreline stabilization and construction of docks at DuBois Park. The total project cost is estimated at \$2,400,000, with the construction cost estimated at \$2,065,065.

The DuBois Park project includes construction of 24 new docks, razing four existing docks and replacing them with four floating docks, repairing an existing concrete boat ramp, construction of a water taxi landing site and shoreline stabilization required to protect the marina. Once complete the marina will be able to accommodate 32 vessels up to 35 feet in length. The County will not charge fees for use of the docks. The County also hopes to provide dockage to law enforcement vessels (perhaps with lifts) in an effort to increase security at the park and to provide quick access to the Atlantic Ocean for search and rescues. We expect to have all permits in place by September of 2008, and hope to commence construction by the beginning of 2009 and complete the project within 10 months.

This application has been signed by Commissioner Addie L. Greene, Chairperson of the Palm Beach County Board of County Commissioners, in accordance with County policies and procedures for the submission of grants that are awaiting Board approval.

Consideration by the Board of County Commissioners is scheduled for their May 20, 2008 meeting, and upon approval we will send you an executed Resolution. A copy of the agenda item is attached.

Please call me at 561-966-6614 or contact Jean Matthews, Senior Planner 561-966-6652 if you have any questions about this grant application or if you need any additional information.

Sincerely,


Dennis L. Eshleman, Director
Parks and Recreation Department

Attachments

Attachment "B"

Application



Florida Fish and Wildlife
Conservation Commission

MyFWC.com

Florida Boating Improvement Program Grant Application for Boating Access Facilities

FOR OFFICE USE ONLY

Grant Application Number :

Date Received:

Fill in all sections that apply – Leave all other sections blank

I – APPLICANT INFORMATION

a. Applicant: Palm Beach County

b. Federal Employer Id. No.: 59-6000-785

c. Project Manager Name: Jean Matthews

Project Manager Title: Senior Planner, PBC Parks & Recreation

d. Mailing Address: 2700 6th Avenue South

City: Lake Worth, FL

Zip Code: 33461

e. Shipping Address: Same as above

City:

Zip Code:

f. Telephone: 561-966-6652

Fax: 561-963-6747

Email: jmatthew@pbcgov.com

g. District Numbers:

State House: 83

State Senate: 28

County Commission: One

II – PROJECT SUMMARY

a. Project Title: DuBois Park Docks and Shoreline Stabilization

b. Type of Application: New (never considered before) Reconsideration Phased Continuation–Phase No.: _____

c. Project Category:	TIER-I	TIER-II
	<input type="checkbox"/> A – Public Launching Facilities	<input checked="" type="checkbox"/> A – Boat Ramps, Piers, and Docks <input type="checkbox"/> B – Public Launching Facilities

d. Project Cost: Total Cost: \$ 2,400,000

Amount Requested: \$ 500,000

e. Project Summary:

DuBois Park is located on the south side of the Jupiter Inlet in northern Palm Beach County, approximately two miles south of Martin County. The proposed project includes construction of 24 new docks along the peninsula, each dock will be 30' in length, and able to accommodate a 35' vessel, rebuilding the 4 existing docks which will be able to accommodate 8 vessels, construct a water taxi landing site, repair the single concrete boat ramp for use by non-motorized vessels, and armor the peninsula with limestone boulders to protect the marina and create habitat. The docks will be for day use only and will accommodate park patrons on a first come first serve basis. Several docks will be reserved for use by park lifeguards and law enforcement vessels. Palm Beach County has submitted applications for environmental permits and permits are expected to be issued by September 2008. Construction is expected to commence in the beginning of 2009 and be complete by the end of the year.

Jupiter Beach is located directly east of DuBois Park. Together these are two of the most popular parks in Palm Beach County with their parking lots often full by 10 AM. The day use docks and water taxi landing will provide park patron an alternative means to access the parks for fishing, picnicking, swimming, snorkeling or to tour the historic DuBois Pioneer Home. The parks offer two guarded saltwater beaches. Pee Wee Creek is a shallow tidal creek that offers a protected environment for inexperienced swimmers, in addition there is over 1700 feet of guarded beachfront along the Atlantic Ocean. The 700' + long jetty is ideally suited for fishing along the inlet or in the ocean.

III - FACILITY INFORMATION

a. Facility Name: DuBois Park

b. Type of Facility:

- Existing Boat Ramp / Public Launching Facility Existing Marina / Tie-up / Overnight Moorage Facility
 Proposed Boat Ramp / Public Launching Facility Proposed Marina / Tie-up / Overnight Moorage Facility
 Other: 24 new docks, 4 rebuilt dock

c. Facility location:

County: Palm Beach County Water body: ICWW - Jupiter Inlet
 Latitude: N 26 deg. 56 min. 30.34 sec. Longitude: W 80 deg. 4 min. 28.45 sec.
 Facility Street Address or Location: 19075 DuBois Road, Jupiter, FL 33477-9509

d. Upland Ownership:

Public - Fee Simple Public - Lease Number of Years Remaining in Lease: _____
 Name of Owner: Palm Beach County

e. Is this facility open to the general public? Yes No

f. Estimate Percent (%) Use of Launching Facility: 20% Motorboats/Sailboats 80% Non-Motorboats

g. Day Use, Parking or Launch Fee Amount: \$None Tie-up/Overnight Moorage: \$N/A

h. Number of Launch Lanes: One Condition: New Good Average Poor

i. Length of Boarding Docks: N/A Ft. Condition: New Good Average Poor

Type of docks: Fixed Wooden Fixed concrete Floating concrete Other : _____

j. Number of Boat Trailer Parking Spaces: None Condition: New Good Average Poor

k. Length of Tie-up Dock or Moorage: _____ Ft or 24 Slip Condition: New Good Average Poor

Type of docks: Fixed Wooden Fixed concrete Floating concrete Other : _____

l. Other Facility Attributes:

Restroom: Yes No Proposed Other: Group picnic shelters, playgrounds, showers, swimming
 Pump out or Dump Station: Yes No Other: _____

m. Names of adjacent boating facilities, public and private (ramps, tie-up facilities/marinas) within a 10-mile radius.

Name	Distance	Name	Distance
1. <u>Burt Reynolds Park</u>	<u>1.6 miles</u>	2. <u>Juno Park</u>	<u>7.9 miles</u>
3. <u>Bert Winters Park</u>	<u>6.4 miles</u>	4. <u>Anchorage Park</u>	<u>8.5 miles</u>
5. <u>Lake Park Marina</u>	<u>10 miles</u>	6. <u>Jupiter Seasport Marina</u>	<u>1 mile</u>
7. <u>Admiral's Cove Marina</u>	<u>3.6 miles</u>	8. <u>Jupiter Yatch Club</u>	<u>2.2 miles</u>
9. <u>Captain Paul's Landing</u>	<u>.33 miles</u>	10. <u>Old Port Cove Marina</u>	<u>10 miles</u>

IV – PROJECT DESCRIPTION

a. List Primary Need for Project:

- | | |
|--|--|
| <input type="checkbox"/> Safety | <input checked="" type="checkbox"/> High Demand by Users |
| <input type="checkbox"/> Age-end of Useful Life | <input type="checkbox"/> Recommended by FWC Staff |
| <input type="checkbox"/> Environmental Needs of the Area | <input type="checkbox"/> Lack of In-house Capability |
| <input type="checkbox"/> Other: _____ | |

b. Need Statement:

In 2002, Palm Beach County Parks and Recreation Department completed a Boating Needs Assessment Study, that clearly identified the need for additional boater destinations. The need to acquire and develop saltwater beach and boat access is justified through the continued increase in population growth within coastal communities in South Florida. According to FY 2003/2004 figures, there are over 43,339 vessels registered in Palm Beach County.

According to the latest State Comprehensive Outdoor Recreation Plan (SCORP), there is a quantifiable need for additional saltwater beach activity and fishing areas in Palm Beach County and the Treasure Coast. Improvements to DuBois Park, such as the addition of day docks, snorkeling lagoon, water taxi landing and repairing the boat launch will assist in meeting these needs as well as increase public access to saltwater recreational activities. In addition, several local public marinas have been sold to private developers, thereby reducing public boating opportunities.

c. Project Tasks:

- 1) Construct 24 new docks, 30 feet in length
- 2) Rebuild 4 existing docks to accommodate 8 vessels
- 3) Repair a single lane concrete boat ramp
- 4) Construct a water taxi landing site
- 5) Stabilization of the shoreline along the peninsula necessary to protect the marina

d. Project Benefits:

This Project will provide public recreational access, and a boater destination on the Jupiter Inlet within walking distance to the Atlantic Ocean. DuBois Park offers recreational opportunities including saltwater fishing, snorkeling, beach access, picnicking and touring the historic DuBois Pioneer Home. The day use docks will also provide boaters a safe place to dock and catch bait in the inlet, check ocean conditions, and ride out rough weather. The new docks will also be designed to accommodate a County lifeguard vessel and law enforcement vessels. Repairing the existing concrete boat ramp will provide access to the ICWW and Atlantic Ocean for non-motorized vessels. The new facilities will be used by both residents of Palm Beach and Martin Counties.

The limestone boulders used to armor the peninsula to protect the new marina will reduce wave reflection in the inlet creating a safer boating environment, and create an environmental enhancement for fish and other marine life.

V – PROJECT ELEMENTS: BOAT RAMPS & PUBLIC LAUNCHING FACILITIES

a. Type of project: Engineering / Planning only Renovation / Repair Expansion New Construction

b. Boat Ramp

Number of existing launch lanes to be repaired: One

Type of ramp: Asphalt Concrete Other _____

Number of new/added launch lanes: None

Type of new ramp: Asphalt Concrete Other _____

c. Boarding Dock

Length of existing boarding docks to be repaired / replaced: N/A ft.

Type of docks: Fixed wooden Fixed concrete Floating Concrete Other _____

Length of new/added boarding docks: _____ ft.

Type of new docks: Fixed wooden Fixed concrete Floating Concrete Other _____

d. Parking

Number of existing boat trailer parking spaces to be refurbished N/A

Type of parking: Asphalt Concrete Other _____

Number of new/added boat trailer parking spaces _____

Type of new/added parking: Asphalt Concrete Other _____

e. Lifts, Hoists, Marine Railways

Number of lifts or hoists to be repaired / replaced: N/A Maximum length of vessel that can be lifted: _____

Number of new lifts or hoists to be installed / added: _____ Maximum length of vessel that can be lifted: _____

Length of marine railway to be repaired / replaced: _____ ft.

Length of new marine railway to be added: _____ ft.

f. Amenities / Other elements

Restrooms: Describe

Access Road: Length of access road: _____ yds. Type of road: Gravel Asphalt Other _____

Educational kiosk / signage: Describe Manatee protection signs, information on boater safety, descriptions of local flora and fauna and historical information.

VI – PROJECT ELEMENTS: MARINAS & OTHER MOORING FACILITIES (Piers / Docks)

a. Type of project: Engineering / Planning Renovate / Repair Expansion New Construction

b. Docks / In-water slips

Length of existing docks to be repaired / replaced: 80 ft. Number of tie-ups / slips: 8

Type of dock: Fixed Wooden Fixed Concrete Floating Concrete Other _____

Length of new docks to be added / installed: 30 ft. Number of tie-ups / slips: 24

Type of dock: Fixed Wooden Fixed Concrete Floating Concrete Other _____

c. Mooring Buoys

Area of mooring field: N/A sq. ft.

Number of mooring buoys to be repaired / replaced: _____

Number of new mooring buoys to be installed: _____

d. Dry Storage

Number of existing dry storage slips to be repaired / replaced: N/A

Number of new dry storage slips to be constructed: _____

e. Amenities / Other elements

Restrooms: Describe

Access Road: Length of access road: _____ yds. Type of road: Gravel Asphalt Other _____

Educational kiosk / signage: Describe Manatee protection signs, information on boater safety, descriptions of local flora and fauna and historical information.

Pump-out or Dump station

VII - PROJECT ENGINEERING AND CONSTRUCTION

a. Who is or will be completing project design/engineering?

- Applicant's Own Staff
- Consulting Engineers
- N/A (Materials or Equipment Purchase)
- Other:

b. Level of engineering completed at time of application:

- None
- Conceptual (Master Plan Phase)
- Preliminary
- Final (Ready to Bid)

VIII – BUDGET

a. Has a detailed cost estimate been developed for this project? If yes, attach a copy to application.

Yes, Preliminary

Yes, Final

No

b. PROJECT COST: NON-CASH FUNDS

Cost Item	Applicant	Other source (List below in Section VIII)	Do Not Use This Column	TOTAL
Administration	\$ 152,294	\$		\$ 152,294
Project Management	\$	\$		\$
In-Kind Engineering	\$	\$		\$
In-Kind Labor	\$	\$		\$
In-Kind Materials	\$	\$		\$
In-Kind Equipment	\$	\$		\$
Total Non-Cash Funds	\$ 152,294	\$		\$ 152,294

c. PROJECT COST: CASH FUNDS

Cost Item	Applicant	Other source (List below in Section VIII)	FBIP Grant Request	TOTAL
Administration / Project Management	\$	\$	\$	\$
Design / Engineering	\$ 100,000	\$ 224,935	\$	\$ 324,935
Permitting	\$ 10,000	\$	\$	\$ 10,000
Construction / Repair: Boat Ramps	\$	\$ 9,994	\$	\$ 9,994
Construction / Repair: Lifts, Hoists, Marine Railways	\$	\$	\$	\$
Construction / Repair: Piers or Docks	\$ 100,000	\$ 461,355	\$ 500,000	\$ 1,061,355
Construction / Repair: Parking	\$	\$	\$	\$
Construction / Repair: Restrooms	\$	\$	\$	\$
Other: Shoreline Stabilization	\$ 100,000	\$ 258,900	\$	\$ 358,900
Other: Geotechnical & Surveying	\$ 56,606	\$ 50,000	\$	\$ 106,606
Other: Mobilization & Performance Bond	\$ 100,000	\$ 143,670	\$	\$ 243,670
Other: Earthwork & Demolition	\$ 132,246	\$	\$	\$ 132,246
Other:	\$	\$	\$	\$
Total Cash Funds	\$ 598,852	\$ 1,148,854	\$ 500,000	\$ 2,247,706

d. TOTAL FUNDS: non-cash + cash funds	\$ 751,146	\$ 1,148,854	\$ 500,000	\$ 2,400,000
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IX – OTHER SOURCE OF FUNDS (Partnerships)

a. Funding source / Agency: Florida Inland Navigation District

b. Type of funding: Federal grant State/Local grant Loan

c. Grant Name: Waterway Assistance Program Amount \$ 987,000

d. Approval Status: Approved Pending Intend to Apply, Date: _____

a. Funding source / Agency: Metropolitan Planning Organization

b. Type of funding: Federal grant State/Local grant Loan

c. Grant Name: Water Taxi Grant Amount \$ 100,000

d. Approval Status: Approved Pending Intend to Apply, Date: May 12, 2008

a. Funding source / Agency: Florida Inland Navigation District

b. Type of funding: Federal grant State/Local grant Loan

c. Grant Name: Waterway Assistance Program - Planning grant Amount \$ 61,854

d. Approval Status: Approved Pending Intend to Apply, Date: _____

a. Funding source / Agency: _____

b. Type of funding: Federal grant State/Local grant Loan

c. Grant Name: _____ Amount \$ _____

d. Approval Status: Approved Pending Intend to Apply, Date: _____

X - PERMITS

	Submitted	Approved	N/A
a. Florida Department of Environmental Protection	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. Florida Fish and Wildlife Conservation Commission*	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c. U.S. Army Corps of Engineers	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Local and Others (If needed)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

* For mooring buoy projects, a Florida Uniform Waterway Marker Application must be submitted to FWC prior to submittal of the grant application.

XI – ENVIRONMENTAL ASSESSMENT

	YES	NO
a. Will the project significantly or adversely affect the environment?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. If Yes, please explain key issues and describe any mitigation actions proposed.		
<p>Strict turbidity controls and monitoring will be adhered to during the construction of this project. Limestone boulders will be installed along the peninsula for shoreline stabilization providing many nooks and crannies that will support fish and marine life, and reduce wave reflection in the inlet. The limestone boulders will also help stabilize and protect the shoreline from erosion, and reduce the amount of sediment flow into the inlet.</p> <p>A seagrass survey was completed for the project area and there are no seagrasses that will be impacted by the proposed dredging or marina.</p>		

XII – BOATER SAFETY

a. Explain how the project may affect boater safety whether positively or negatively.

The area along the west side of the peninsula at DuBois Park provides a naturally sheltered cove along the south side of the Jupiter Inlet and the construction of the day use docks in this cove will provide boaters protection from waves and currents. The docks will provide boaters a safe harbor to ride out rough weather. In addition, several of the docks will be designed for use by the County's ocean lifeguard rescue boat and other law enforcement vessels, providing direct access to the Jupiter Inlet and Atlantic Ocean.

The limestone boulders used to armor the peninsula to protect the new marina will result in a reduction of wave reflection in the inlet creating a safer boating environment. The proposed kiosk will provide manatee protection signs and information on boater safety.

XIII – APPLICATION ATTACHMENTS CHECKLIST

Submit one (1) electronic copy on CD or floppy disk and seven (7) photocopies of the application with attachments.

Inc.	--- Required Attachments ---
<input checked="" type="checkbox"/>	a. Cover Letter: application transmittal cover letter (Identify priority rank with multiple applications).
<input checked="" type="checkbox"/>	b. Application: One (1) application with original signature from authorized individual.
<input checked="" type="checkbox"/>	c. Resolution: An adopted resolution, by the Governing Body, authorizing that the Project Manager has the authority to apply for and administer the grant on behalf of the applicant. If the Applicant is applying on behalf of another public entity, then a Memorandum of Understanding between the Applicant and the public entity must also be submitted.
<input checked="" type="checkbox"/>	d. Boundary Map: indicate boundary of the project area.
<input checked="" type="checkbox"/>	e. Site Control Documentation: (e.g. a deed, lease, results of title search, etc. for the project site.)
<input checked="" type="checkbox"/>	f. Existing Condition Photographs (sufficient to depict the physical characteristics of the project area)
<input checked="" type="checkbox"/>	g. Aerial Photographs (marked with the approximate boundaries of the project site)
<input checked="" type="checkbox"/>	h. Navigational Chart: An 8.5" x 11" photocopy of a current NOAA North American Datum 83 nautical chart (provide the NOAA chart name and number) indicating the precise location of the project site.
--- Optional Attachments ---	
<input checked="" type="checkbox"/>	i. Detailed Cost Estimate: Cost estimate in the form of a formal bid, written quote from proposed vendor or an engineer's cost estimate.
<input checked="" type="checkbox"/>	j. Plans: preliminary design/engineering plans (if completed).
<input type="checkbox"/>	k. Permits: Photocopies of necessary project permit(s) or permit application(s). If exempt, provide notification of exemption from permitting agency.
<input checked="" type="checkbox"/>	l. Support/Opposition: Attach letters of known public support or known public opposition.

APPLICANT SIGNATURE

Application is hereby made for the activities described herein. I certify that I am familiar with the information contained in the application, and, to the best of my knowledge and belief, this information is true, complete, and accurate. I further certify that I possess the authority including the necessary requisite property interests to undertake the proposed activities.

I also certify that the Applicant's governing body is aware of and has authorized the Project Manager as the official representative of the Applicant to act in connection with this application and subsequent project as well as to provide additional information as may be required. By signature below, the Applicant agrees to comply with all applicable federal, state, and local laws in conjunction with this proposal and resulting project so approved.

Addie L. Greene
Print/Type Name

Commissioner
Title

Addie L. Greene
Applicant Signature

5/15/08
Date

STATE OF FLORIDA, COUNTY OF (PALM BEACH)

Personally appeared before me this 15th day of MAY, 2008, ADDIE L. GREENE, who subscribed and swore to the above instrument in my presence.

Notary Public Name: Loretta B. Yakovakis

My commission expires DD602159
Expires October 4, 2010

NOTE: Instruction and further information regarding this application and the Florida Boating Improvement Program can be found in the Florida Boating Improvement Program Procedure Guide or you may contact the Program Administrator at: Florida Fish and Wildlife Conservation Commission, Florida Boating Improvement Program, 620 South Meridian Street, Tallahassee, FL 32399-1600; or call (850) 488-5600; or email fbip@MyFWC.com.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

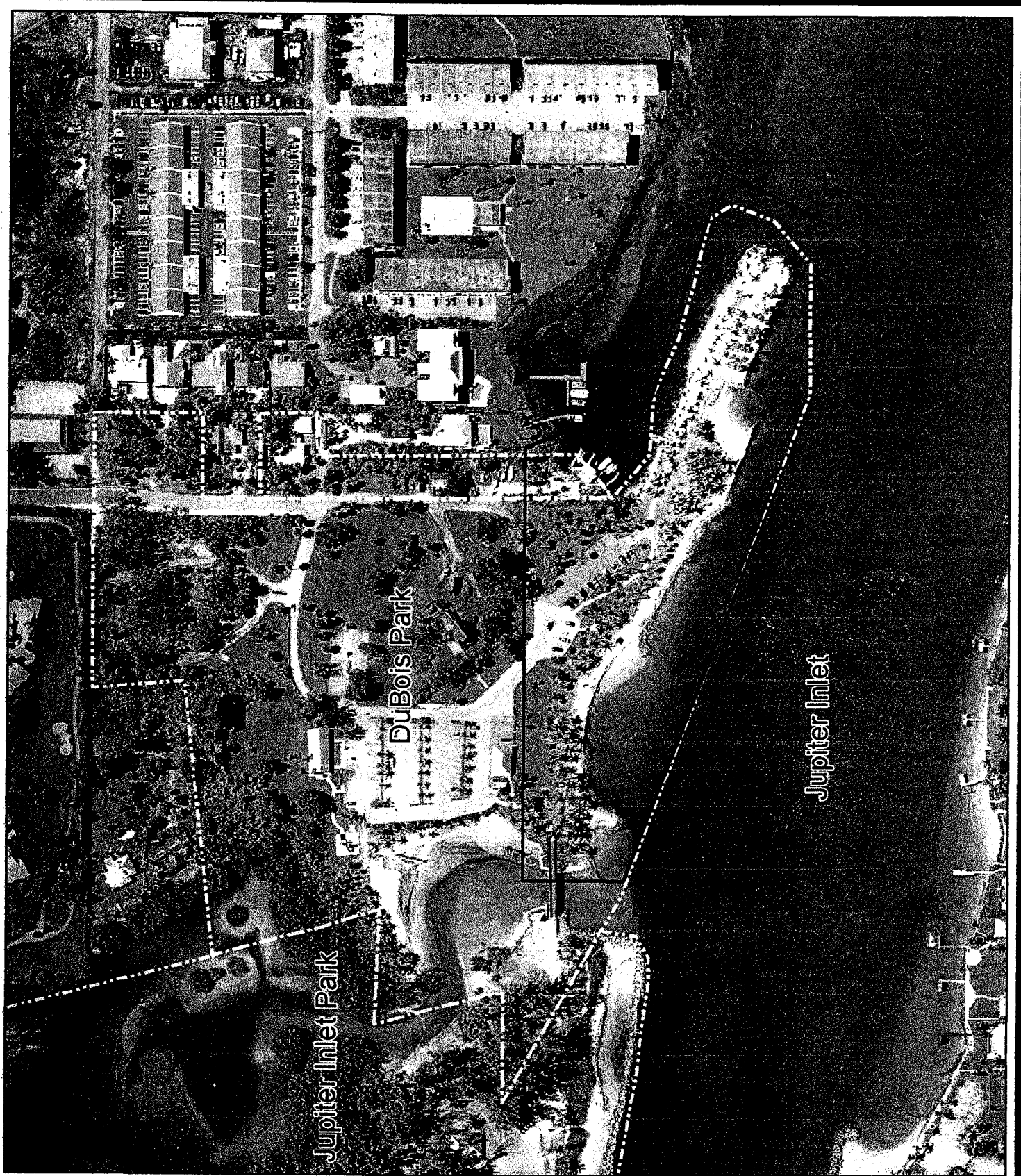
Anne Helgand
COUNTY ATTORNEY

Attachment "C"

Resolution

A copy of a draft resolution is attached. The resolution will go before the Palm Beach County Board of County Commissioners on June 17, 2008 for their consideration. A full executed copy will be mailed to you once it received from the Clerk.

Attachment "D"
Boundary Map



DuBois Park

Jupiter Inlet Park

Jupiter Inlet



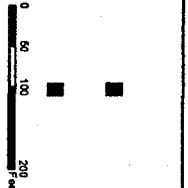
Palm Beach County
Parks and Recreation Department
Planning and Design Division

Attachment "D" Boundary Map

This map is provided "as is" without warranty or any representation of accuracy, completeness or completeness. The County makes no warranties, expressed or implied, as to the use of this map. There are no implied warranties of merchantability or fitness for a particular purpose. The owner of this map acknowledges and accepts the limitations of the map, including the fact that the data coverages are dynamic and in a constant state of maintenance, correction and update.

Source:
Palm Beach County GIS Coordination
Palm Beach County Parks and Recreation
Image Date: 2007

Map Date: March 21, 2008
Created By: C. Olatz
Dubois@parksandrec1@pbc.org



Attachment "E"

Site Control Documentation

ATTACHMENT "E"

ATTORNEYS CERTIFICATION OF TITLE (See Rule 66B-2.006(4) & 2.008(2) FAC)

OFFICE OF THE COUNTY ATTORNEY
Palm Beach County
301 North Olive Avenue, Suite 601
West Palm Beach, FL 33401

March 13, 2008

TO WHOM IT MAY CONCERN:

I, Anne Helfant, am the Assistant County Attorney for Palm Beach County, Florida. I hereby state that I have examined a copy of a Final Judgment in an Eminent Domain Proceeding from the Circuit Court of the 15th Judicial Circuit of Florida between Palm Beach County and John and Bessie DuBois dated January 18, 1972, conveying fee simple title in the following described property:

A portion of a parcel of land in the Southwest Quarter of Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as Parcel "A" on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer, and more particularly described ... in Attachment "A" and "A-1".

A portion of a parcel of land in the Southwest Quarter of Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as Parcel "B" on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer, and more particularly described ... in Attachment "B".

A portion of a parcel of land in Section 31 and 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as Parcel "C-1" on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer, and more particularly described ... in Attachment "C-1".

A portion of a parcel of land in Section 31 and 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as Parcel "C-2" on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer, and more particularly described ... in Attachment "C-2".

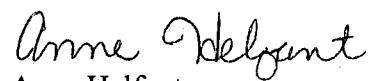
A portion of a parcel of land in Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as Parcel "C-3" on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer, and more particularly described ... in Attachment "C-3".

I have also examined a document showing that this property is listed on the tax rolls as belonging to Palm Beach County. Finally, I have also examined such documents and records as necessary for this certification.

This property is what is now called "Dubois Park"

I certify that the Palm Beach County Board of County Commissioners has in fact owned this property for 36 years.

Very truly yours,



Anne Helfant
Assistant County Attorney
Palm Beach County

Attachment A

A portion of a parcel of land in the Southwest Quarter of Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as parcel "A" on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer, and more particularly described as follows:

Commence at the government meander corner on the West line of said Section 32 thence North 00-02-00 West along the Northerly extension of the west line of said section 32 a distance of 49.98 feet to the northwesterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBols, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County; thence North 52-42-30 East, along said northwesterly line, a distance of 63.45 feet to a line parallel with and 230 feet North of, as measured at right angles to, the Westerly extension of the south Right-of-way line of the Jupiter Inlet, said parallel line also being the North line of said land conveyed in Deed Book 903, page 346; thence East along said parallel line, a distance of 658.78 feet to a point of intersection with the West meander line of the Gomez Grant (said meander line also being the East line of said land conveyed in Deed Book 903, page 346), said point of intersection (also) being the point of beginning of this description; thence South 56-39-20 East along said meander line, a distance of 85 feet, more or less, to the approximate Easterly shore line of the Jupiter River; thence Southerly along said shore line, a distance of 235 feet, more or less, to the Westerly extension of the south Right-of-Way line of the Jupiter Inlet, said extension also being a portion of the Southerly boundary of said parcel of land conveyed in Deed book 903, Page 346, a distance of 394.68 feet to the Northwest corner of that parcel of land conveyed to Susan DuBois by deed Recorded in Deed Book 793, page 575, Public Records of Palm Beach County; thence North 85-28-20 West (along said Southerly boundary of said parcel of land conveyed in Deed Book 903, Page 346) toward a found 1 ¼ inch iron pipe marking the intersection of the Southeasterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 827, Page 234 and the government meander line, as accepted and in use, in said Section 32, thence North 00-02-00 West along said parallel line a distance of 213.79 feet to the said line parallel with the Westerly extension of the South Right-of-Way of Jupiter Inlet; thence East along said parallel line distance of 249.93 feet to the Point of Beginning. Containing 1.38 acres. Subject to all easements of Records.

Attachment A-1

A portion of a parcel of land in the Southwest Quarter of Section 32, Township 40 south, Range 43 East, County of Palm Beach, State of Florida, designated as parcel "A" on the map whose drawing number is 3-71-102B in the files of the Office of the County Engineer, and more particularly described as follows:

Commence at the government meander corner of the West line of said Section 32; thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet to the Northwesternly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, page 346, Public Records of Palm Beach County; thence North 52-42-30 East, along said Northwesternly line, a distance of 63.45 feet to a line parallel with and 230 feet North of, as measured at right angles to, the Westerly extension of the south Right-of-Way line of the Jupiter Inlet, said parallel line also being the north line of said land conveyed in Deed Book 903, Page 346; thence East along said parallel line, a distance of 658.78 feet to the west meander line of the Gomez Grant (said meander line also being the east line of said land conveyed in Deed Book 903, Page 346); thence South 50-39-20 East along said meander line a distance of 418.43 feet to a point of intersection with the south Right-of-Way line of the Jupiter Inlet said point of intersection being the Point of Beginning of the description; thence west along the Westerly extension of said south of Right-of-Way, said extension also being a portion of the Southerly boundary of said parcel of land conveyed in Deed Book 903, Page 346, a distance of 360 feet, more or less, to the approximate Easterly shore line of the Jupiter river; thence Northerly along said shore line, a distance of 235 feet, more or less, to the said west meander line of the Gomez Grant; thence South 56-39-20 East along said meander line, a distance of 340 feet, more or less, to the Point of Beginning. Containing 0.82 acres. Subject to all easements of Record.

Attachment B

A parcel of land in the Southwest Quarter of Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as parcel "B" on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer, and more particularly described as follows:

Commence at the government meander corner on the West line of said section 32; thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet to a point in the Northwesterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County, said point also being the point of beginning; thence North 52-42-30 East along said Northwesterly line, a distance of 63.45 feet to a line parallel with and 230 feet North of, as measured at right angles to, the westerly extension of the South Right-of-Way line of the Jupiter Inlet, said parallel line also being the North line of said land conveyed in Deed Book 903, Page 346; thence East along said parallel line, a distance of 408.85 feet to the West line of parcel "A" as shown on said map whose drawing number is 3-71-102B; thence South 00-02-00 East along the said West line of parcel "A", a distance of 213.79 feet to a line connecting the Northwest corner of that parcel of land conveyed to Susan DuBois, by deed recorded in Deed Book 793, page 575, Public Records of Palm Beach County, with a found 1-¼ inch Iron pipe marking the intersection of the Southeasterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 827, Page 234 and the government meander line, as accepted and in use, in said Section 32; thence North 85-28-20 West along said connecting line, a distance of 221.26 feet to said found 1 ¼ inch from pipe; thence South 57-36-11 West along said Southeasterly line of that parcel conveyed in Deed Book 827, Page 234, a distance of 260.26 feet to a line at right angles to said West line of Section 32, said line being 12 feet North of, as measured along said Section line, the Southwest corner of said parcel conveyed in Deed Book 827, Page 234; thence South 89-58-00 West along said line at right angles to said West line of Section 32, a distance of 18.94 feet to the said West line of Section 32; thence North 00-02-00 West along the said West line of Section 32, a distance of 247.36 feet to the point of beginning. Containing 2.50 acres ±. Subject to all easements of record.

Attachment C-1

A parcel of land in Sections 31 and 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as Parcel C-1 on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer and more particularly described as follows:

Commence at the government meander corner on the West line of said Section 32; thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet to the Northwesternly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County; thence North 52-42-30 East along said Northwesternly line a distance of 63.45 feet to a point in a line parallel with and 230 feet North of, as measured at right angles to the Westerly extension of the South Right-of-Way line of the Jupiter Inlet (said parallel line also being the North line of said land conveyed in Deed Book 903, Page 346) and said point being the point of beginning of this description; thence East along said parallel line a distance of 658.78 feet to the West meander line of the Gomez Grant; thence North 56-39-20 West along said meander line a distance of 108.73 feet to a line parallel with and 300 feet South of, as measured at right angles to, the center line of the Jupiter Inlet district channel; thence North 74-24-00 West along said parallel line a distance of 642.24 feet to a point in the Northerly extension of the West line of said Section 32 said point being 320.09 feet North of said meander corner, as measured along Northerly extension of West line of said Section 32; thence continue North 74-24-00 West a distance of 500 feet to the waters edge of the Jupiter River as it existed at the date of execution of that deed recorded in Official Record Book 1185, Pages 272 and 273, Public Records of Palm Beach County, describing said water's edge; thence meandering said water's edge by the following courses: South 20-55-00 West, a distance of 77 feet; thence South 30-00-00 East a distance of 46 feet; thence South 76-15-00 East a distance of 205 feet; thence South 64-50-00 East a distance of 115 feet; thence South 85-45-00 East a distance of 108 feet; thence South 48-45-00 East a distance of 100 feet to a point in the Northerly extension of the West line of said Section 32, said point being 171.78 feet North of said meander corner as measured along Northerly Extension of West line of said Section 32; thence South 31-14-00 East a distance of 97.49 feet to the point of beginning, containing 3.39 acres±.

Attachment C-2

A parcel of land in Sections 31 and 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as parcel C-2 on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer and more particularly described as follows:

Commence at the government meander corner on the West line of said Section 32; thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet in the Northwesternly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County; thence North 52-42-30 East along said Northwesternly line a distance of 63.45 feet to a point in a line parallel with and 230 feet North of, as measured at right angles to the westerly extension of the South Right-of-Way line of the Jupiter Inlet (said parallel line also being the North line of said land conveyed in Deed Book 903, Page 346) and said point being the point of beginning of this description; thence North 31-14-00 West along the Southerly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Official Record Book 1185, Pages 272 and 273, Public Records of Palm Beach County, a distance of 97.49 feet to the point of intersection of the Northerly extension of the West line of said Section 32 with the water's edge of the Jupiter River as it existed at the date of execution of that deed recorded in Official Record Book 1185, Pages 272 and 273, Public Records of Palm Beach County, describing said water's edge, said point of intersection being 171.78 feet North of said meander corner as measured along said Northerly extension of the West line of said section; thence meandering said water's edge by the following courses: North 48-43-00 West a distance of 100 feet; thence North 85-45-00 West a distance of 108 feet; then North 64-50-00 West a distance of 115 feet; thence North 76-15-00 West a distance of 159 feet to the approximate shore line of the Jupiter River; thence meandering said shore line by the following courses: South 27-30-00 West a distance of 14 feet; thence South 31-30-00 West a distance of 37 feet; thence South 13-10-00 East a distance of 26 feet; thence South 72-15-00 East a distance of 50 feet; thence North 55-00-00 East a distance of 30 feet; thence South 74-35-00 East a distance of 33 feet; thence South 69-20-00 East a distance of 67 feet; thence South 67-05-00 East a distance of 100 feet; thence South 64-50-00 East a distance of 100 feet; thence South 62-55-00 East a distance of 116 feet; thence South 25-20-00 East a distance of 20 feet to the Northerly extension of the West line of said Section 32; thence departing from said approximate shore line North 80-40-00 East a distance of 51 feet \pm to the point of beginning, containing 0.82 acres \pm .

Attachment C-3

A parcel of land in Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as parcel C-3 on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer and more particularly described as follows:

Commence at the meander corner on the West line of said Section 32, thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet to a point in the Northwesterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County, said point being the point of beginning of this description; thence North 52-42-30 East along said Northwesterly line a distance of 63.45 feet to a line parallel with and 230 feet North of, as measured at right angles to, the Westerly extension of the South Right-of-Way line of the Jupiter Inlet, (said parallel line also being the North line of said land conveyed in Deed Book 903, Page 346, Public Records of said county); thence South 80-40-00 West a distance of 51 feet \pm to the intersection of the West line of Section 32 with the approximate shore line of the Jupiter River; thence South 00-02-00 East along the said Northerly extension a distance of 30 feet \pm to the point of beginning, containing 0.02 acres \pm .

ATTACHMENT E-7

ATTORNEYS CERTIFICATION OF TITLE
(See Rule 66B-2.006(4) & 2.008(2) FAC)

OFFICE OF THE COUNTY ATTORNEY
Palm Beach County
301 North Olive Avenue, Suite 601
West Palm Beach, FL 33401

March 13, 2008

TO WHOM IT MAY CONCERN:

I, Anne Helfant, am the Assistant County Attorney for Palm Beach County, Florida. I hereby state that I have examined a copy of a Final Judgment in an Eminent Domain Proceeding from the Circuit Court of the 15th Judicial Circuit of Florida between Palm Beach County and L.R. Vickers and his wife Menanda Vickers dated February 11, 1974, conveying fee simple title in the following described property:

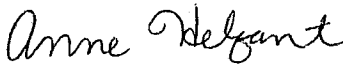
A portion of a parcel of land in the Southwest Quarter of Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as Parcel "A" on the map whose drawing number is 3-71-108B, in the files of the Office of the County Engineer, and more particularly described ... in Attachment "A".

I have also examined a document showing that this property is listed on the tax rolls as belonging to Palm Beach County. Finally, I have also examined such documents and records as necessary for this certification.

This property is what is now called "Dubois Park"

I certify that the Palm Beach County Board of County Commissioners has in fact owned this property for 34 years.

Very truly yours,


Anne Helfant
Assistant County Attorney
Palm Beach County

Attachment A

A parcel of land in the S.W. ¼ of Sec. 32, Twp. 40S, Rge. 43E, County of Palm Beach, State of Florida, which is shown on the map whose Dwg. Number is 3-71-108B in the files of the Office of the County Engineer of said County, and more particularly described as follows:

Commence at the S.W. corner of said section; thence N 00°02'22" W along the west line of said section a distance of 590.7' to the N.W. corner of that parcel of land conveyed to Neil DuBois by deed recorded in Deed Book 452, P. 417, Public Records of said County, said corner being the Point of Beginning of this description; thence S 61°30'14" E along the northeasterly line of said parcel conveyed to Neil DuBois a distance of 304.47' to the northerly line of that parcel of land conveyed to Neil DuBois by deed recorded in Deed Book 220, P. 14, Public Records of said County; thence N 76° 53' 30" E along said line and its prolongation a distance of 646.52' to the east line of that parcel of land conveyed to the Board of County Commissioners of Palm Beach County, Florida, by deed recorded in Deed Book 793, P. 575, Public Records of said County; thence N 15° 00' 00" W along the said east line a distance of 128.81' to the westerly extension of the south RW of the Jupiter Inlet, said extension also being a portion of the southerly boundary of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, P. 346, Public Records of said County; thence west along the said extension a distance of 200' to the N.W. corner of that parcel of land conveyed to Susan DuBois by deed recorded in Deed Book 793, P. 575, Public Records of said County; thence N 85° 28' 20" W (along said southerly boundary of said parcel of land conveyed in Deed Book 903, P. 346) towards a found 1 ¼" iron pipe marking the intersection of the southeasterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois; his wife, by deed recorded in Deed Book 827, P. 234, and the Gov't Meander Line, as accepted and in use, in said Sec. 32, a distance of 426.58" to the said found 1 ¼" iron pipe; thence 57° 36' 11" W along the said southeasterly line of that parcel of land conveyed in Deed Book 827, P. 234, a distance of 260.26' to a line at right angles to said west line of Sec. 32, said line being 12' north of, (as measured along said Sec. line) the S.W. corner of said parcel conveyed in Deed Book 827, P. 234; thence S 89° 58' 00" W along the said line at right angles to said west line of Sec. 32 a distance of 18.94' to the said west line of Sec. 32; thence S 00° 02' 00" E along the said west line of Sec. 32, a distance of 20' to the Point of Beginning.

Subject to all easements of record. Containing 3.97 acres.

49225

IN THE CIRCUIT COURT OF THE FIFTEENTH
JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR
PALM BEACH COUNTY CIVIL ACTION

NO. 72 C 2543 - Metzger

PALM BEACH COUNTY, a political)
subdivision of the State of Florida,)
Plaintiff,)

vs.)

L. R. VICKERS and MENANDA)
VICKERS, his wife,)
Defendants.)

ORDER OF TAKING

72 JUN 2 PM 2:32

FILED

72 JUN 5 PM 12:02

IT HAVING BEEN STIPULATED by the parties that the Plaintiff has met all legal requirements for the entry of an Order of Taking and the parties having waived the necessity of a hearing for the entry of such an Order, and the Court having been fully advised in the premises, it is therefore

ORDERED AND ADJUDGED:

1. That the Court has jurisdiction of the subject matter of and the parties to this cause.
2. That the pleadings in this cause are sufficient, and the Plaintiff is properly exercising its delegated authority.
3. That the Estimate of Value filed in this cause by the Plaintiff was made in good faith, and based upon a valid appraisal.
4. That the Plaintiff is entitled to possession of the following described property prior to the entry of a Final Judgment, to wit:

A parcel of land in the S. W. 1/4 of Sec. 32, Twp. 40S, Rge. 43E, County of Palm Beach, State of Florida, which is shown on the map whose Dwg. number is 3-71-108B in the files of the office of the County Engineer of said County, and more particularly described as follows:

Commence at the S. W. corner of said section; thence N 00°02'22" W along the west line of said section a distance of 590.7' to the N. W. corner of that parcel of land conveyed to Neil DuBois by deed recorded in Deed Book 452, P. 417, Public Records of said County, said corner being the Point of Beginning of this description; thence S 41°30'14" E along the northeasterly line of said parcel conveyed to Neil DuBois a distance of 304.47' to the northerly line of that parcel of land conveyed to Neil DuBois by deed recorded in Deed Book 220, P. 14, Public Records of said County; thence N 76°53'30" E along said line and its prolongation a distance of 646.52' to the east line of that parcel of land conveyed to the Board of County Commissioners of Palm Beach County, Florida, by deed recorded in Deed Book 793, P. 573, Public Records of said County; thence N 15°00'00" W along the said east line a distance of 128.81' to the westerly extension of the south R/W of the Jupiter Inlet, said extension also being a portion of the southerly boundary of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, P. 346, Public Records of said County; thence west along the said extension a distance of 200' to the N. W. corner of that parcel of land conveyed to Susan DuBois by deed recorded in Deed Book 793, P. 576, Public Records of said County; thence N 85°28'20" W (along said southerly boundary of said parcel of land conveyed in Deed Book 903, P. 346) towards a found 1-1/4" iron pipe marking the intersection of the southeasterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 827, P. 234, and the Gov't Meander Line, as accepted and in use, in said Sec. 32, a distance of 426.58" to the said found 1-1/4" iron pipe; thence S 57°36'11" W along the said southeasterly line of that parcel of land conveyed in Deed Book 827, P. 234, a distance of 260.26' to a line at right angles to said west line of Sec. 32, said line being 12' north of, (as measured along said Sec. line) the S. W. corner of said parcel conveyed in Deed Book 827, P. 234; thence S 89°58'00" W along the said line at right angles to said west line of Sec. 32 a distance of 18.94' to the said west line of Sec. 32; thence S 00°02'00" E along the said west line of Sec. 32, a distance of 20' to the Point of Beginning.

Subject to all easements of record.
Containing 3.97 acres.

Upon payment into the Registry of this Court, the deposit hereafter specified: and that said deposit of money will fully secure and fully compensate the persons lawfully entitled to compensation, as will be determined ultimately by Final Judgment of the Court, and which said sum of money to be deposited is in no instance less than the estimate of value as set by the Plaintiff.

PROVIDED, FURTHER, that the said sum of money in the total amount of ~~700~~ HUNDRED THOUSAND (\$100,000.00)-----Dollars shall be deposited in the Registry of this Court within twenty (20) days after the date of this Order, and that the Defendants, L. R. VICKERS and MENANDA VICKERS, his wife, shall be entitled to withdraw the deposit at any time subsequent to its being placed in the Registry of the Court; and that on July 6, 1972, the Plaintiff shall be entitled to possession of the property described in the Complaint without further notice or Order of this Court.

If the Plaintiff shall default in the depositing of said sum of money within the time provided, this Order shall be void and of no further force or effect.

DONE AND ORDERED in Chambers at West Palm Beach, Palm Beach County, Florida, this 2nd day of June, 1972.

John B. Duvick
CIRCUIT JUDGE

Copy furnished:

W. Dave Womack, Esq., P. O. Box 3009, Tequesta, Florida 33458, and Nason, Gildan & Yeager, P.A., 2250 Palm Beach Lakes Boulevard, West Palm Beach, Florida, Attorneys for Defendants.

HER2020 PAGE 579

Recorded in U. S. Court &
Record verified
Palm Beach County, Fla.,
John B. Duvick
Circuit Court

00-43-40-32-00-023-0030

14972

IN THE CIRCUIT COURT OF THE FIFTEENTH
JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR
PALM BEACH COUNTY.

No. 72 C 2543 - Sholts

PALM BEACH COUNTY, a political
subdivision of the State of Florida,

Plaintiff,

vs.

L. R. VICKERS and MENANDA VICKERS,
his wife,

Defendants.

FINAL JUDGMENT

This cause came on to be heard upon Defendants' Motion for attorney fees, court costs, interest and for Final Judgment, and it appearing to the Court that the jury rendered a verdict in favor of the Defendants in the amount of \$200,000.00 for the property taken herein, but prior to the verdict, the Defendants had withdrawn the sum of \$100,000.00 deposited by the Plaintiff in the Registry of the Court, and it further appearing to the Court that the Defendants are entitled to a pro-ration of taxes for the year 1972 in the amount of \$430.36; that they are entitled to costs incurred by them in the amount of \$2,240.00 that they are entitled to interest pursuant to Section 74.061, Florida Statutes in the amount of \$10,355.00; and that they are entitled to reasonable attorney fees in the amount of \$30,000.00; making a total of \$43,025.36. It is therefore:

CLERK OF CIRCUIT COURT
PALM BEACH COUNTY

74 FEB 12 AM 10:07


FILED

74 FEB 12 PM 3:50

ORDERED and ADJUDGED that the Defendants, I. R. VICKERS and MENANDA VICKERS, recover from the Plaintiff, PALM BEACH COUNTY, a political subdivision of the State of Florida the sum of \$243,025.36. It is further

ORDERED and ADJUDGED, that the Comptroller of the Board of County Commissioners of Palm Beach County, Florida forthwith deposit with the Clerk of this Court the sum of \$143,025.36 to satisfy this Judgment and upon the receipt of the same, the Clerk of this Court is ordered to pay the same to Defendants' attorneys of record, W. David Womack and Nason, Gildan and Yeager, P.A.

DONE and ORDERED at West Palm Beach, Florida this 11th day of February, 1974.


Circuit Judge

Copy furnished:
H. ADAMS WEAVER, Assistant County Attorney, 301 North Olive Avenue, West Palm Beach, Florida 33401
NASON, GILDAN & YEAGER, Box 3704, West Palm Beach, Florida 33402
W. DAVE WOMACK, Box 3009, Tequesta, Florida 33458
Attorneys for Defendants

72 JAN 18 PM 2:47

6(c)

4678

IN THE CIRCUIT COURT OF THE 15TH
JUDICIAL CIRCUIT OF FLORIDA, IN
AND FOR PALM BEACH COUNTY

CASE NO. 71 C 6476 - Smith

PALM BEACH COUNTY, a political
subdivision of the State
of Florida,

Petitioner,

- vs -

JOHN R. DU BOIS and
BESSIE DU BOIS, his wife,

Defendants.

FINAL JUDGMENT

This cause came on to be heard pursuant to the Stipulations between the parties herein, relative to Parcels B and C et seq. involved in these County Eminent Domain Proceedings and all parties hereto having agreed to the entry of this Order of Taking, and to the jurisdiction of the Court, the amount to be paid for the property sought to be appropriated, and whether the Petitioner is properly exercising its authority, now therefore, it is

ORDERED AND ADJUDGED that:

- (1) The Court has jurisdiction of these proceedings.
- (2) The Petitioner is properly exercising the authority delegated to it in taking said property.
- (3) The pleadings before the Court are sufficient.
- (4) This Court approves the said Stipulations and finds and determines that the total sum of \$160,000.00 will fully secure and fully compensate the persons lawfully entitled to compensation for said lands, to-wit: JOHN R. DU BOIS and BESSIE W. DU BOIS. The said sum shall be allocated to the parcels in the amounts shown:

Parcel B	\$145,000.00
Parcels C-1, C-2 & C-3	15,000.00
	<u>\$160,000.00</u>

- (5) The Petitioner shall pay the said \$160,000.00 to the

10

defendants, John R. DuBois and Bessie DuBois, pursuant to said Stipulations. Immediately upon the making of said payment, fee simple title to Parcels B and C-1, C-2 & C-3 hereinabove listed, as more particularly described in the Petitioner's petition, shall be vested in the Petitioner and the said fee simple title in and to such property shall be deemed to be condemned and taken for use of the Petitioner, and the right to just compensation for the same shall be vested in the persons entitled thereunto, i.e. - the said JOHN R. DU BOIS and BESSIE DU BOIS.

(6) Petitioner shall be entitled to possession to said parcels as per its agreement in that regard with the defendants.

DONE AND ORDERED in Chambers at Palm Beach County, Florida, this 10th day of Jan, 1972.


Circuit Judge

Copies furnished to:

Michael Small, Esquire
County Attorney
301 North Olive Avenue
West Palm Beach, Florida

- and -

Burns, Middleton, Farroll & Faust
Attorneys for John R. DuBois
and Bessie W. DuBois.
205 Worth Avenue
Palm Beach, Florida 33480

REC-1971 PAGE 720

Recorded in O & Book &
Record verified
Palm Beach County, Fla.
John A. Dunkle
Clerk Circuit Court

96431

RESOLUTION NO. R-72-490

RESOLUTION APPROVING AND AUTHORIZING THE
EXECUTION OF DECLARATION OF RESTRICTIONS FOR
COUNTY-OWNED PROPERTY IN SECTIONS 31 AND 32,
TOWNSHIP 40 SOUTH, RANGE 43 EAST, PALM BEACH
COUNTY, FLORIDA

WHEREAS, Palm Beach County is the owner of the property as legally
described in the attached Declaration of Restrictions in Sections 31 and 32,
Township 40 South, Range 43 East, Palm Beach County, Florida, formerly
known as the John DuBots property; and

WHEREAS, Palm Beach County has received approval from the
Department of Housing and Urban Development of the United States of
America for federal matching fund assistance for Project No. Fla. OSA-85;
and

WHEREAS, the Contract for Grant to Acquire and/or Develop
Plan for Open-Space Purposes under Title VII of the Housing Act of 1961,
as amended, as executed between Palm Beach County, a political sub-
division of the State of Florida, and the United States of America,
Secretary of Housing and Urban Development, on September 17, 1971
provided in Section 8 as contained therein, a requirement that deed
restrictions be prepared and recorded which would require the approval of
the Secretary of Housing and Urban Development or his designee, prior to
the sale, lease or transfer of the hereinafter legally described sites as
contained in the attached Declaration of Restrictions which is attached
hereto, made a part hereof, and incorporated by reference.

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

Section 1. This Board finds and adopts the recitals as set forth
above.

Section 2. The Chairman of the Board of County Commissioners is
authorized to execute the Declaration of Restrictions attached hereto and

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23-20

made a part hereof.

Section 3. That the Declaration of Restrictions shall be filed and recorded with the Clerk of the Circuit Court to appear as a matter of record to give constructive notice of the restrictions.

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

Robert F. Culpepper	Aye
Lake Lytal	Absent from meeting
Robert C. Johnson	Aye
George V. Warren	Aye
E. W. Weaver	Aye

The Chairman thereupon declared the resolution duly passed and adopted this 26th day of September, 1972.

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Michael J. ...
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *[Signature]*
Deputy Clerk

DECLARATION OF RESTRICTIONS

WHEREAS, Palm Beach County, a political subdivision of the State of Florida, is the owner of those certain tracts of land described as:

PARCEL A-1

THAT
a portion of a parcel of land in the Southwest Quarter of Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as parcel "A" on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer, and more particularly described as follows:

Commence at the government meander corner on the West line of said Section 32 thence North 00-02-00 West along the Northerly extension of the west line of said section 32 a distance of 49.98 feet to the Northwesterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County; thence North 52-42-30 East, along said Northwesterly line, a distance of 63.45 feet to a line parallel with and 230 feet North of, as measured at right angles to, the Westerly extension of the south Right-of-Way line of the Jupiter Inlet, said parallel line also being the North line of said land conveyed in Deed Book 903, Page 346; thence East along said parallel line, a distance of 658.78 feet to a point of intersection with the West meander line of the Gomez Grant (said meander line also being the East line of said land conveyed in Deed Book 903, Page 346), said point of intersection (also) being the point of beginning of this description; thence South 56-39-20 East along said meander line, a distance of 85 feet, more or less, to the approximate Easterly shore line of the Jupiter Inlet; thence Southerly along said shore line, a distance of 235 feet, more or less, to the Westerly extension of the south Right-of-Way line of the Jupiter Inlet, said extension also being a portion of the Southerly boundary of said parcel of land conveyed in Deed Book 903, Page 346, a distance of 394.68 feet to the Northwest corner of that parcel of land conveyed to Susan DuBois by deed recorded in Deed Book 793, Page 575, Public Records of Palm Beach County; thence North 85-28-20 West (along said Southerly boundary of said parcel of land conveyed in Deed Book 903, Page 346) toward a found 1-1/4 inch iron pipe marking the intersection of the Southeasterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 827, Page 234 and the government meander line, as accepted and in use, in said Section 32, a distance of 205.32 feet to a line parallel with the said West line of Section 32; thence North 00-02-00 West along said parallel line a distance of 213.79 feet to the said line parallel with the Westerly extension of the South Right-of-Way of Jupiter Inlet; thence East along said parallel line distance of 249.93 feet to the Point of Beginning. Containing 1.38 acres. Subject to all easements of Records.

PARCEL A-2

A portion of a parcel of land in the Southwest Quarter of Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as parcel "A" on the map whose drawing number is 71-102B in the files of the Office of the County Engineer, and more particularly described as follows:

Commence at the government meander corner on the West line of said Section 32; thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet to the Northwesterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County; thence North 52-42-30 East, along said Northwesterly line, a distance of 63.45 feet to a line parallel with and 230 feet North of, as measured at right angles to, the Westerly extension of the south Right-of-Way line of the Jupiter Inlet, said parallel line also being the north line of said land conveyed in Deed Book 903, Page 346; thence East along said parallel line, a distance of 658.78 feet to the west meander line of the Gomez Grant (said meander line also being the east line of said land conveyed in Deed Book 903, Page 346); thence South 56-39-20 East along said meander line a distance of 418.43 feet to a point of intersection with the south Right-of-Way line of the Jupiter Inlet, said point of intersection being the Point of Beginning of the description; thence west along the Westerly extension of said south Right-of-Way, said extension also being a portion of the Southerly boundary of said parcel of land conveyed in Deed Book 903, Page 346, a distance of 360 feet, more or less, to the approximate Easterly shore line of the Jupiter River; thence Northerly along said shore line, a distance of 235 feet, more or less, to the said west meander line of the Gomez Grant; thence South 56-39-20 East along said meander line, a distance of 340 feet, more or less, to the Point of Beginning. Containing 0.82 acres. Subject to all encumbrances of Record.

PARCEL B

A parcel of land in the Southwest Quarter of Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as parcel "B" on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer, and more particularly described as follows:

Commence at the government meander corner on the West line of said Section 32; thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet to a point in the Northwesterly line of that parcel of land conveyed to John R. DuBois and Bossie DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County, said point also being the point of beginning; thence North 52-42-30 East along said Northwesterly line, a distance of 63.45 feet to a line parallel with and 230 feet North of, as measured at right angles to, the Westerly extension of the South Right-of-Way line of the Jupiter Inlet, said parallel line also being the North line of said land conveyed in Deed Book 903, Page 346; thence East along said parallel line, a distance of 408.85 feet to the West line of parcel "A" as shown on said map whose drawing number is 3-71-102B; thence South 00-02-00 East along the said West line of parcel "A", a distance of 213.79 feet to a line connecting the Northwest corner of that parcel of land conveyed to Susan DuBois, by deed recorded in Deed Book 793, Page 573, Public Records of Palm Beach County, with a found 1-1/4 inch iron pipe marking the intersection of the Southeasterly line of that parcel of land conveyed to John R. DuBois and Bossie DuBois, his wife, by deed recorded in Deed Book 827, Page 234 and the government meander line, as accepted and in use, in said Section 32; thence North 85-28-20 West along said connecting line, a distance of 221.26 feet to said found 1-1/4 inch iron pipe; thence South 57-36-11 West along said Southeasterly line of that parcel conveyed in Deed Book 827, Page 234, a distance of 260.26 feet to a line at right angles to said West line of Section 32, said line being 12 feet North of, as measured along said Section line, the Southwest corner of said parcel conveyed in Deed Book 827, Page 234; thence South 89-58-00 West along said line at right angles to said West line of Section 32, a distance of 18.94 feet to the said West line of Section 32; thence North 00-02-00 West along the said West line of Section 32, a distance of 247.36 feet to the point of beginning.

Containing 2.50 acres ±.

Subject to all easements of record.

PARCEL C-1

A parcel of land in Sections 31 and 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as Parcel C-1 on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer and more particularly described as follows:

Commence at the government meander corner on the West line of said Section 32; thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet to the Northwesterly line of that parcel of land conveyed to John R. DuBois and Beale DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County; thence North 52-42-30 East along said Northwesterly line a distance of 63.45 feet to a point in a line parallel with and 230 feet North of, as measured at right angles to the Westerly extension of the South Right-of-Way line of the Jupiter Inlet (said parallel line also being the North line of said land conveyed in Deed Book 903, Page 346) and said point being the point of beginning of this description; thence East along said parallel line a distance of 658.78 feet to the West meander line of the Gomez Grant; thence North 56-39-20 West along said meander line a distance of 108.73 feet to a line parallel with and 300 feet South of, as measured at right angles to, the center line of the Jupiter Inlet district channel; thence North 74-24-00 West along said parallel line a distance of 642.24 feet to a point in the Northerly extension of the West line of said Section 32 and point being 320.09 feet North of said meander corner, as measured along Northerly extension of West line of said Section 32; thence continue North 74-24-00 West a distance of 500 feet to the water's edge of the Jupiter River as it existed at the date of execution of that deed recorded in Official Record Book 1185, Pages 272 and 273, Public Records of Palm Beach County, describing said water's edge; thence meandering said water's edge by the following courses: South 20-55-00 West, a distance of 77 feet; thence South 30-00-00 East a distance of 46 feet; thence South 76-15-00 East a distance of 205 feet; thence South 64-50-00 East a distance of 115 feet; thence South 85-45-00 East a distance of 108 feet; thence South 48-45-00 East a distance of 100 feet to a point in the Northerly extension of the West line of said Section 32, said point being 171.78 feet North of said meander corner as measured along Northerly extension of West line of said Section 32; thence South 31-14-00 East a distance of 97.49 feet to the point of beginning, containing 3.39 acres ±.

PARCEL, C-2

A parcel of land in Sections 31 and 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as parcel C-2 on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer and more particularly described as follows:

Commence at the government meander corner on the West line of said Section 32; thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet to the Northwesterly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County; thence North 52-42-30 East along said Northwesterly line a distance of 63.45 feet to a point in a line parallel with and 230 feet North of, as measured at right angles to the Westerly extension of the South Right-of-Way line of the Jupiter Inlet (said parallel line also being the North line of said land conveyed in Deed Book 903, Page 346) and said point being the point of beginning of this description; thence North 31-14-00 West along the Southerly line of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Official Record Book 1185, Pages 272 and 273, Public Records of Palm Beach County, a distance of 97.49 feet to the point of intersection of the Northerly extension of the West line of said Section 32 with the water's edge of the Jupiter River as it existed at the date of execution of that deed recorded in Official Record Book 1185, Pages 272 and 273, Public Records of Palm Beach County, describing said water's edge, said point of intersection being 171.78 feet North of said meander corner as measured along said Northerly extension of the West line of said section; thence meandering said water's edge by the following courses: North 48-43-00 West a distance of 100 feet; thence North 85-45-00 West a distance of 108 feet; thence North 64-50-00 West a distance of 115 feet; thence North 76-15-00 West a distance of 159 feet to the approximate shore line of the Jupiter River; thence meandering said shore line by the following courses: South 27-30-00 West a distance of 14 feet; thence South 31-30-00 West a distance of 37 feet; thence South 13-10-00 East a distance of 26 feet; thence South 72-15-00 East a distance of 50 feet; thence North 55-00-00 East a distance of 30 feet; thence South 74-35-00 East a distance of 33 feet; thence South 69-20-00 East a distance of 67 feet; thence South 67-05-00 East a distance of 100 feet; thence South 64-50-00 East a distance of 100 feet; thence South 62-55-00 East a distance of 116 feet; thence South 25-20-00 East a distance of 20 feet to the Northerly extension of the West line of said Section 32; thence departing from said approximate shore line North 80-40-00 East a distance of 51 feet + to the point of beginning, containing 0.82 acres +.

PARCEL C-3

A parcel of land in Section 32, Township 40 South, Range 43 East, County of Palm Beach, State of Florida, designated as parcel C-3 on the map whose drawing number is 3-71-102B, in the files of the Office of the County Engineer and more particularly described as follows:

Commence at the meander corner on the West line of said Section 32, thence North 00-02-00 West along the Northerly extension of the West line of said Section 32 a distance of 49.98 feet to a point in the Northwest corner of that parcel of land conveyed to John R. DuBois and Bessie DuBois, his wife, by deed recorded in Deed Book 903, Page 346, Public Records of Palm Beach County, said point being the point of beginning of this description; thence North 52-42-30 East along said Northerly line a distance of 63.45 feet to a line parallel with and 230 feet North of, as measured at right angles to, the Westerly extension of the South Right-of-Way line of the Jupiter Inlet, (said parallel line also being the North line of said land conveyed in Deed Book 903, Page 346, Public Records of said county); thence South 80-40-00 West a distance of 51 feet + to the intersection of the West line of Section 32 with the approximate shore line of the Jupiter River; thence South 00-02-00 East along the said Northerly extension a distance of 30 feet + to the point of beginning, containing 0.02 acres +.

WHEREAS, Palm Beach County, a political subdivision of the State of Florida, is required to comply with the United States of America, Department of Housing and Urban Development, contract for grant to acquire land for open-space purposes under Title VII of the Housing Act of 1961, as amended, for Project No. Fla. OSA-85, Contract No. Fla. OSA-85 (G), Part I Section 8, which requires the recordation of deed restrictions in the appropriate land or deed records for each open-space site contained in the within project,

NOW THEREFORE, said Palm Beach County, being a subdivision of the State of Florida, hereby declares that said restrictions are hereby imposed on said land and are as follows, to wit:

Section 1. That the sites heretofore described or any portion or any interest therein may not be sold, leased or otherwise transferred without the prior written approval of the Secretary of Housing and Urban Development, his designee or any successor thereto.

IN WITNESS WHEREOF, Palm Beach County, a political subdivision of the State of Florida, has caused these presents to be executed in its name by its Board of County Commissioners, acting by the Chairman (or Vice-Chairman) of said Board, the 26th day of September, 1972.

PALM BEACH COUNTY, FLORIDA
a Political Subdivision of the State of Florida

JOHN B. GUNKLE, Clerk Florida
Attest: Board of County Commissioners by its Board of County Commissioners
J. PAUL [Signature]
Deputy Clerk
By: [Signature]
Chairman

STATE OF FLORIDA)
COUNTY OF PALM BEACH) ss

On this 26th day of September, 1972, before me, a Notary Public in and for the County of Palm Beach, State of Florida, personally appeared

ROBERT F. CULPEPPER, known to me to be the Chairman of the Board of County Commissioners of Palm Beach County, Florida, and known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same on behalf of the County of Palm Beach, a political subdivision of the State of Florida.

WITNESS my hand and official seal in the County and State last aforesaid this 26th day of September, 1972.

Bladys Roda
Notary Public

My Commission Expires:

NOTARY PUBLIC, STATE OF FLORIDA at LARGE
MY COMMISSION EXPIRES JUN. 22, 1974
BONDED THROUGH FRED W. DIESTELHORST



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Michael S. Ross
COUNTY ATTORNEY

This is not a certified copy

Attachment "F"
Existing Condition Photographs

DuBois Park Docks and Shoreline Stabilization

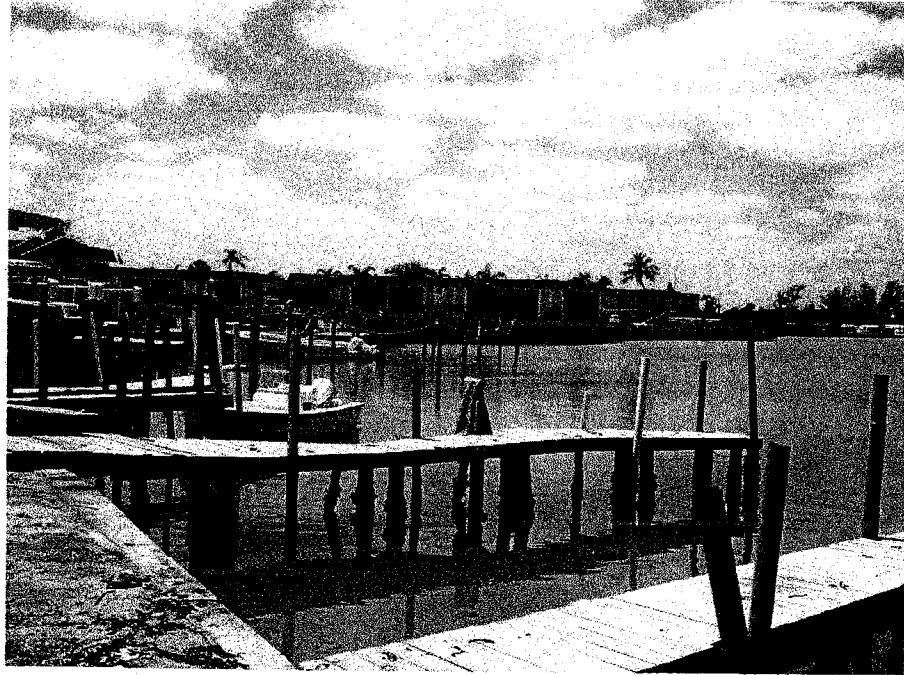


Docks to be replaced with floating docks – view of the peninsula

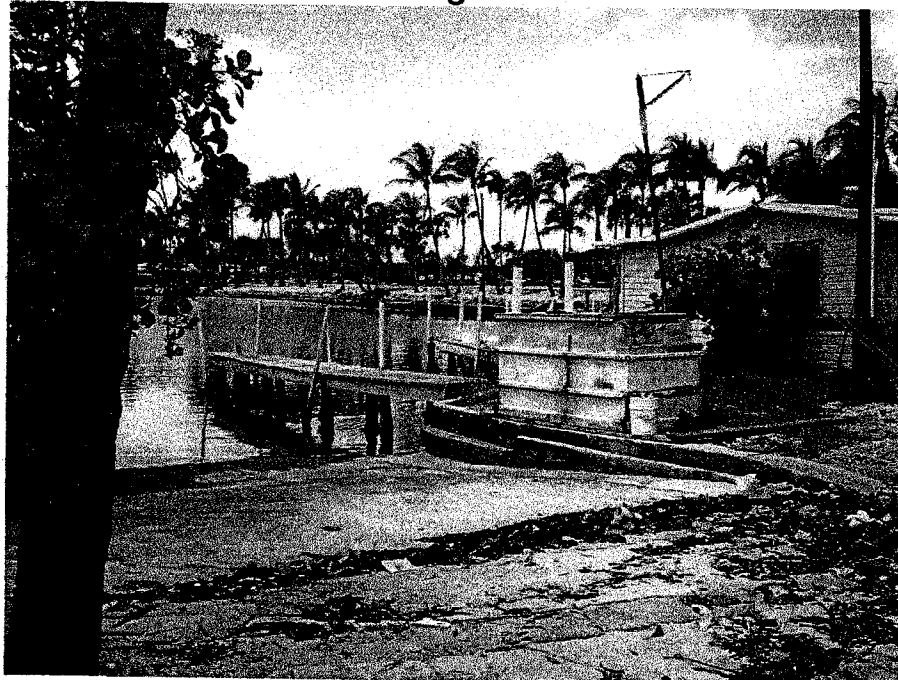


Existing Marina

DuBois Park Docks and Shoreline Stabilization



Existing Marina

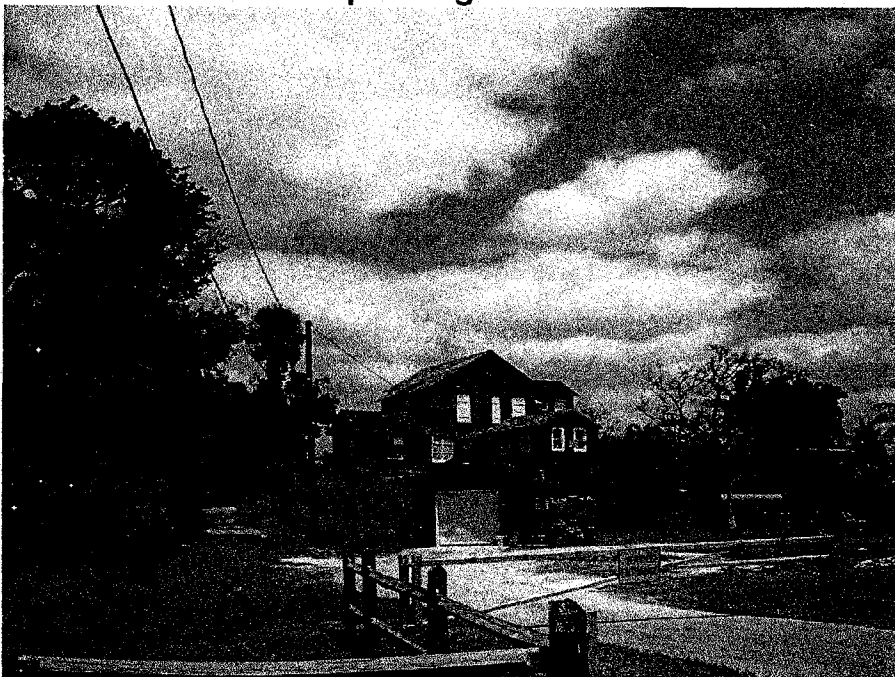


Existing Concrete Boat Ramp

DuBois Park Docks and Shoreline Stabilization



Jupiter Lighthouse

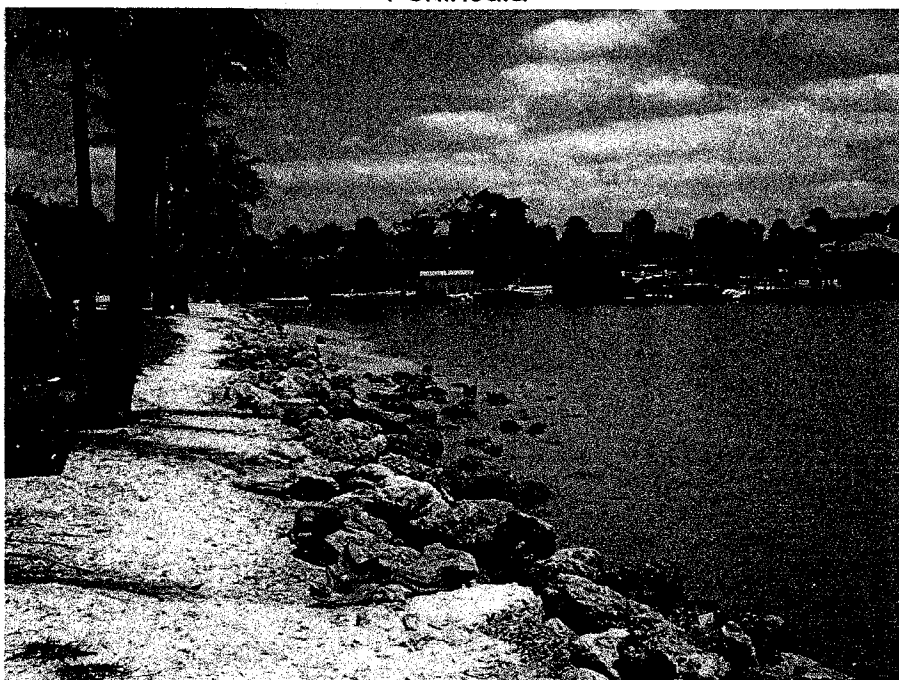


DuBois Pioneer Home

DuBois Park Docks and Shoreline Stabilization



Peninsula

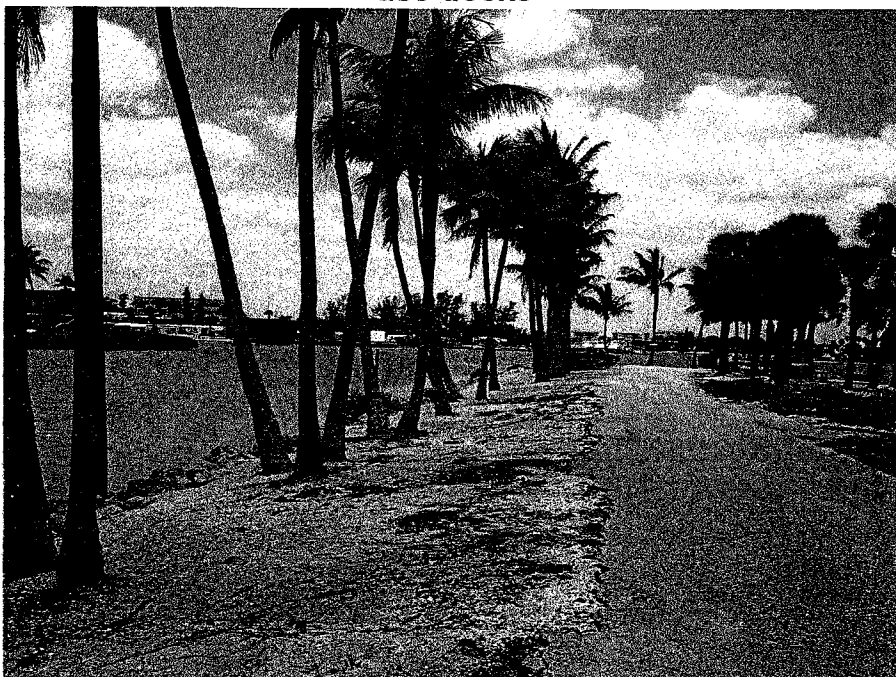


East side of Peninsula

DuBois Park Docks and Shoreline Stabilization



Rip-rap will be installed along the west side of the peninsula to protect the day use docks



Peninsula – looking north

Attachment "G"
Navigational Chart

11472
93
(S 1984)
tion,

SCALE 1 : 40,000

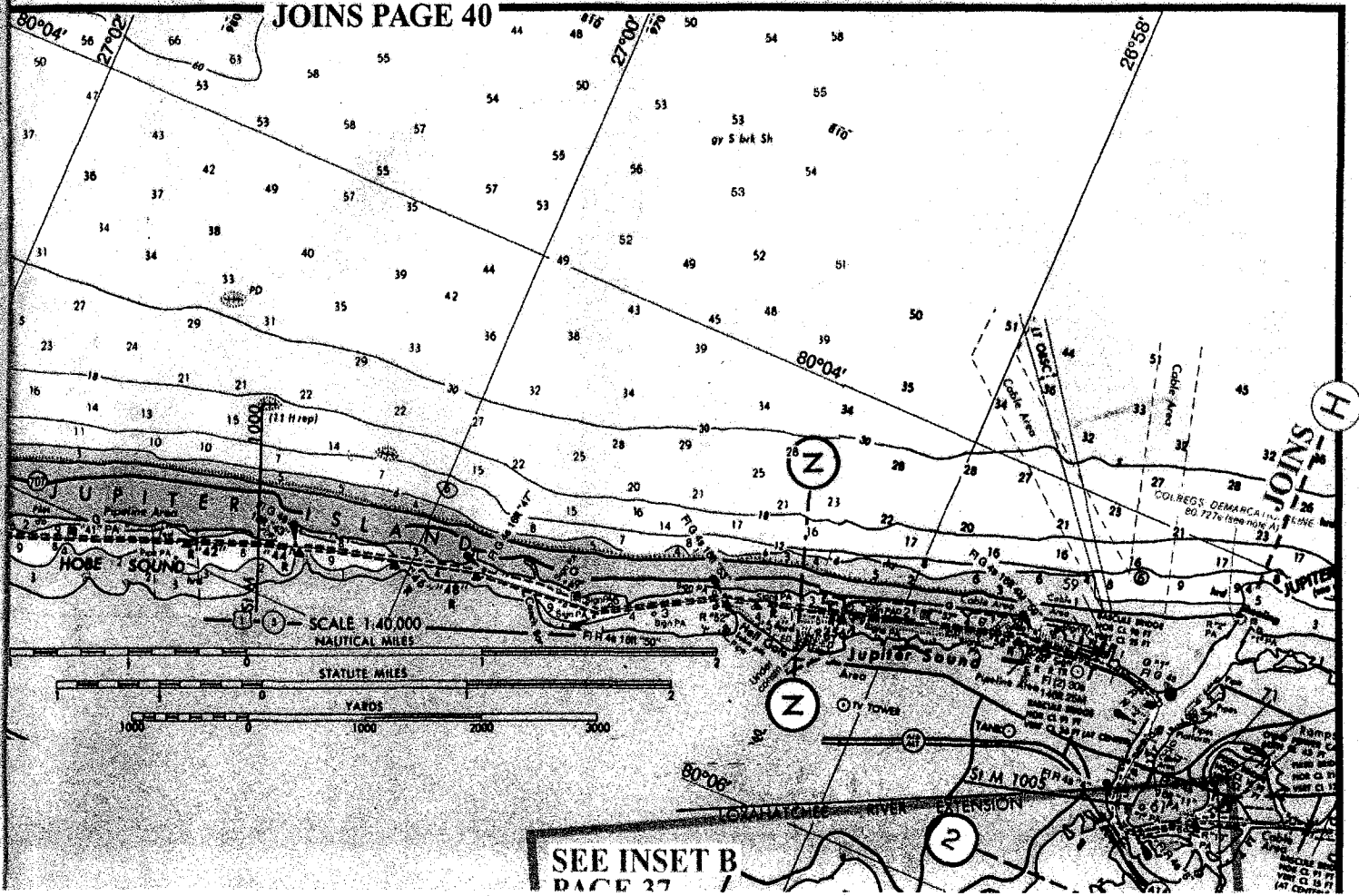
Nautical Miles

Yards

1000 0 1000 2000 3000 4000 5000

FEET

JOINS PAGE 40



SEE INSET B
PAGE 37

Attachment "H"
Detailed Cost Estimate

Attachment "H"
Opinion of Probable Cost

Item	Description	Estimated Qty.	Bldg. Qty. 105%	Unit	Unit Price	Total Cost(s)
GENERAL ITEMS						
1.00	GENERAL ITEMS					
1.01	Geotechnical Testing (3%)	1.00	1.00	L.S.	\$91,375.95	\$91,376.00
1.02	Contractor Surveying and Layout (Topographic and Bathymetric) (0.5%)	1.00	1.00	L.S.	\$15,229.33	\$15,230.00
1.03	Construction Administration (5%)	1.00	1.00	L.S.	\$152,293.25	\$152,294.00
1.04	Mobilization (3%)	1.00	1.00	L.S.	\$91,375.95	\$91,376.00
1.05	Performance & Payment Bond (5%)	1.00	1.00	L.S.	\$152,293.25	\$152,294.00
SUBTOTAL (General Items):						\$502,570.00
TASK ITEMS						
DEMOLITION ITEMS:						
2.00						
2.01	Concrete Tailing Removal* includes boat ramp repairs	500	525	TONS	\$30.00	\$15,750.00
2.02	Miscellaneous Demolition and Removal*	1.00	1.00	L.S.	\$50,000	\$50,000
						ITEM TOTAL
						\$65,750.00
EARTHWORKS ITEMS:						
3.00						
3.01	Dredging and Stockpile	4.071	4,275.00	CY	\$16.00	\$68,400.00
3.02	Backfill	1.653	1,736.00	CY	\$4.66	\$8,090.00
						ITEM TOTAL
						\$76,490.00
STRUCTURAL ITEMS:						
4.00						
4.01	14" Square Prestressed Concrete Piles 35 ft length – 95 Count	3.325	3,491.00	LF	\$65.00	\$226,915.00
4.02	14" Timber Mooring Pile 40 ft length – 24 Count	960	1,008.00	LF	\$20.00	\$20,160.00
4.03	Cast-In-Place 18"x22" Concrete Caps – 95 Count	46.3	49.00	CY	\$2,300.00	\$112,700.00
4.04	Cast-in-Place Concrete Bulkhead Cap	132	139.00	CY	\$1,050.00	\$145,950.00
4.05	Deadman Earthworks	400	420.00	LF	\$45.00	\$18,900.00
4.06	60"x8" 3' Concrete Deadman – 39 count	14.5	15.00	CY	\$550.00	\$8,250.00
4.07	Tie Rods	39	41.00	EA	\$600.00	\$24,600.00
4.08	Vinyl Sheetpile Bulkhead 890 LF x 16' Deep	14.240	14,952.00	SF	\$20.00	\$299,040.00
4.09	Dock Carpentry	4.877	5,121.00	SF	\$40.00	\$204,840.00
						ITEM TOTAL
						\$1,061,355.00
Breakwater						
5.00						
5.01	Bedding Stone (including Geotextile)	715	750	TONS	\$150.00	\$11,250.00
5.02	Armor Stone	2,775	2,913.00	TONS	\$110.00	\$320,380.00
5.03	Bulkhead Toe Stone	289	303.00	TONS	\$90.00	\$27,270.00
						ITEM TOTAL
						\$358,900.00
Subtotal (Task Items):						\$2,065,065.00

*Quantity and Cost Estimated Without Benefit of Survey.

Notes:

1. This Preliminary Opinion of Probable Cost is based on Taylor Engineering's DRAFT Construction Drawings, dated December 2007, and are for budget purposes only.
2. The estimated materials quantities and unit costs represent Taylor Engineering, Inc. best judgment as a professional design firm familiar with the type of construction proposed. Taylor Engineering, Inc. has no control over construction costs.

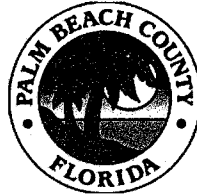
Cost Estimate does not include \$334,935 in Engineering/Design & Permitting costs

Attachment "I"

Plans

DUBOIS PARK

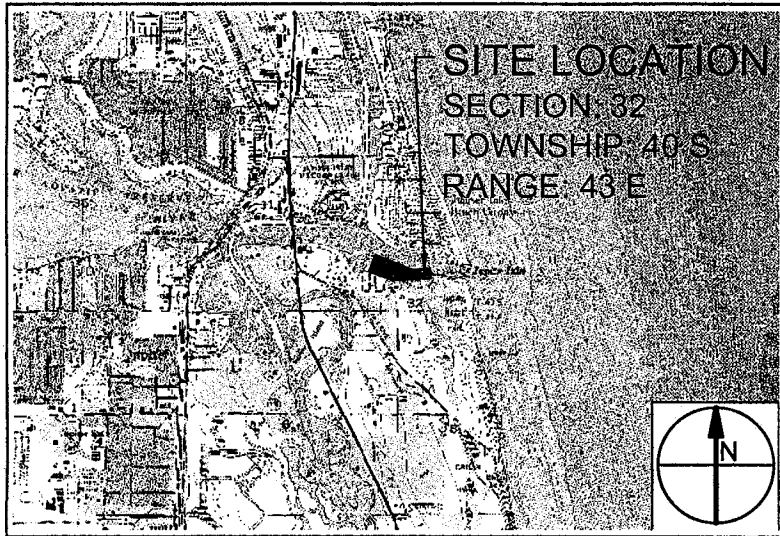
PALM BEACH COUNTY, FLORIDA



Call (2) Business Days Before you Dig. It's the Law!!



Sunshine State
One Call of Florida, Inc.
1-800-432-4770



VICINITY MAP

1"= 5000'

REFERENCE:
USGS 7.5' QUADRANGLE MAP
JUPITER, FLORIDA 1948
PHOTO REVISED 1983
BATHYMETRY ADDED 1986

DRAWING INDEX

- SHEET 1 TITLE SHEET
- SHEET 2 PROJECT OVERVIEW
- SHEET 3 DOCKING FACILITY DREDGING PLAN
- SHEET 4 DOCK FACILITY DREDGING TEMPLATE & EXISTING BATHYMETRY
- SHEET 5 DOCKING FACILITY DREDGING CROSS SECTIONS - SHEET A
- SHEET 6 DOCKING FACILITY DREDGING CROSS SECTIONS - SHEET B
- SHEET 7 DOCK FACILITY & BULKHEAD PLAN
- SHEET 8 DOCK PLANK DETAIL
- SHEET 9 DOCK SECTIONS & ELEVATIONS
- SHEET 10 DOCK CONCRETE DETAILS
- SHEET 11 DOCK JOIST CONNECTION DETAILS
- SHEET 12 DOCK MOORING DETAILS
- SHEET 13 BULKHEAD PLAN AND SECTION
- SHEET 14 BULKHEAD CONCRETE DETAILS
- SHEET 15 SEAWALL PLAN
- SHEET 16 SEAWALL SECTION
- SHEET 17 BREAKWATER PLAN
- SHEET 18 BREAKWATER PROFILE
- SHEET 19 BREAKWATER DETAIL
- SHEET 20 BREAKWATER SECTIONS



TAYLOR ENGINEERING INC.

9000 CYPRESS GREEN DRIVE, SUITE 200
JACKSONVILLE, FLORIDA 32256

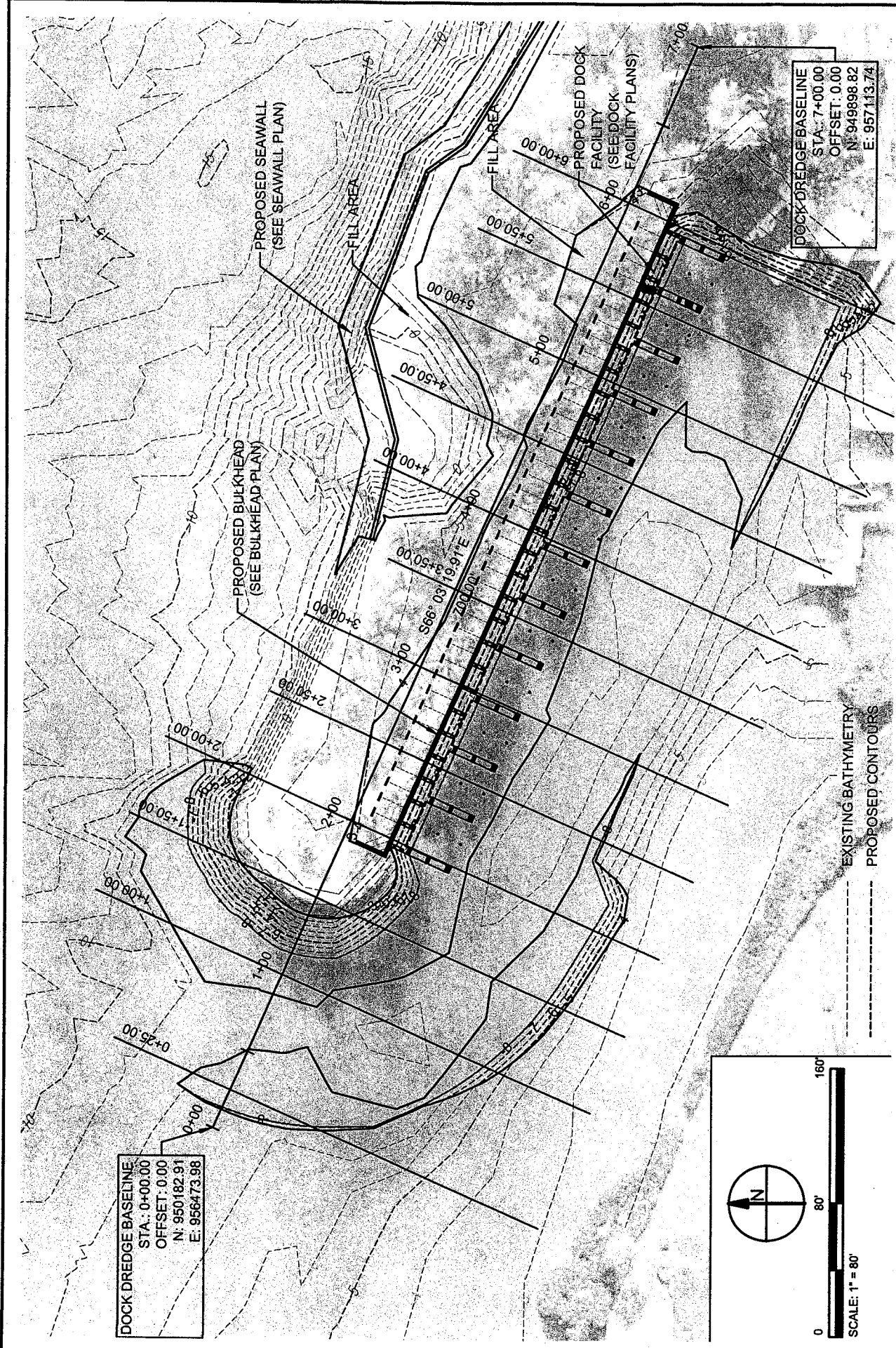
CERTIFICATE OF AUTHORIZATION # 4815

SHEET 1
TITLE SHEET
DUBOIS PARK
PALM BEACH COUNTY, FLORIDA

PROJECT	C2007-022
DRAWN BY	BLB
SHEET	1 of 20
DATE	03-07-08

SEAL

JONATHAN T. ARMBRUSTER P.E.# 57959 DATE

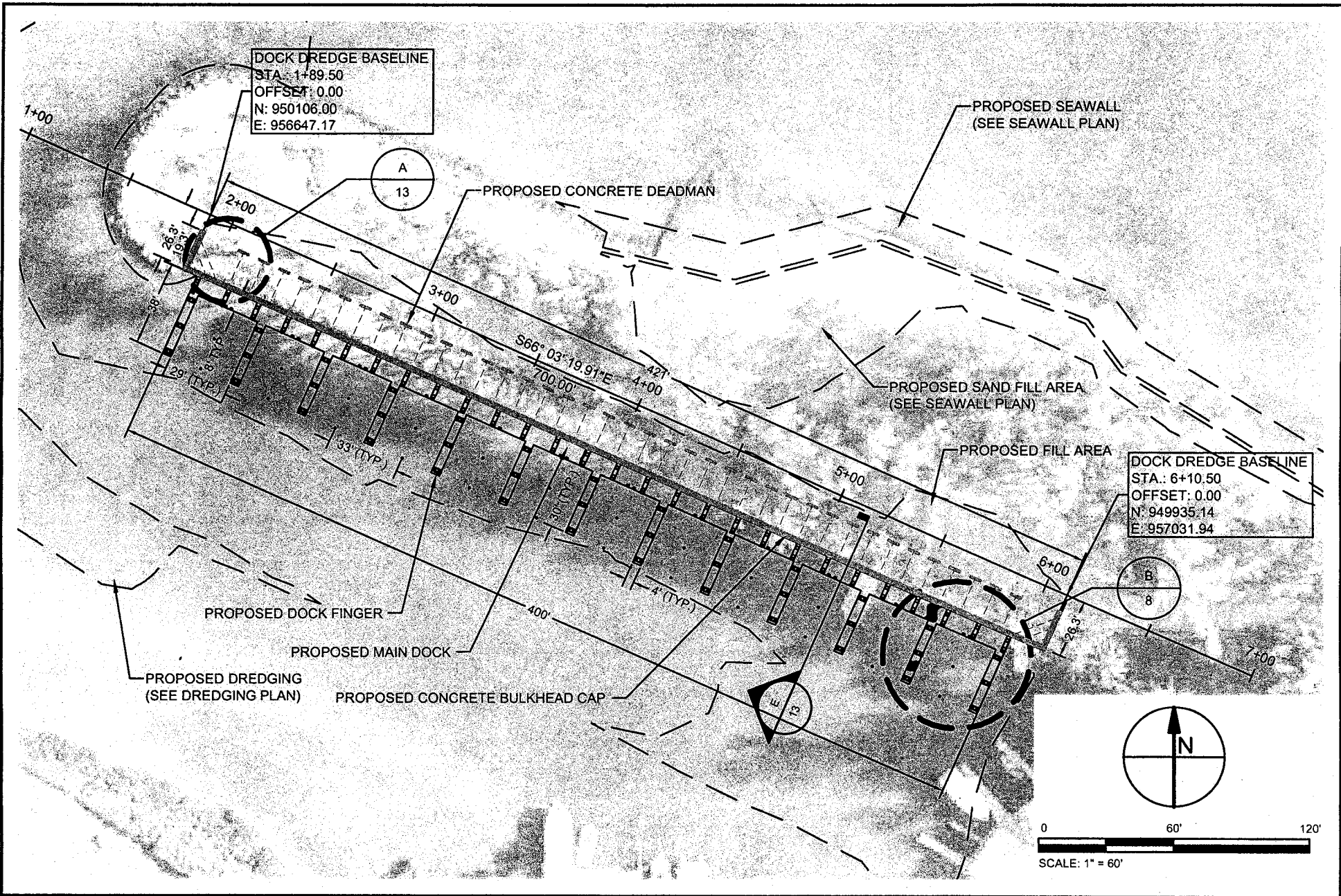


PROJECT	C2007-022	SEAL
DRAWN BY	BLB	
SHEET	4 of 20	
DATE	03-07-08	

SHEET 4
 DOCK FACILITY DREDGING TEMPLATE & EXISTING BATHYMETRY
 DUBOIS PARK
 PALM BEACH COUNTY, FLORIDA

TAYLOR ENGINEERING INC.
 9000 CYPRESS GREEN DRIVE, SUITE 200
 JACKSONVILLE, FLORIDA 32256
 CERTIFICATE OF AUTHORIZATION # 4815

PRELIMINARY DRAWINGS: THESE DRAWINGS ARE NOT IN FINAL FORM, BUT ARE BEING TRANSMITTED FOR AGENCY REVIEW.

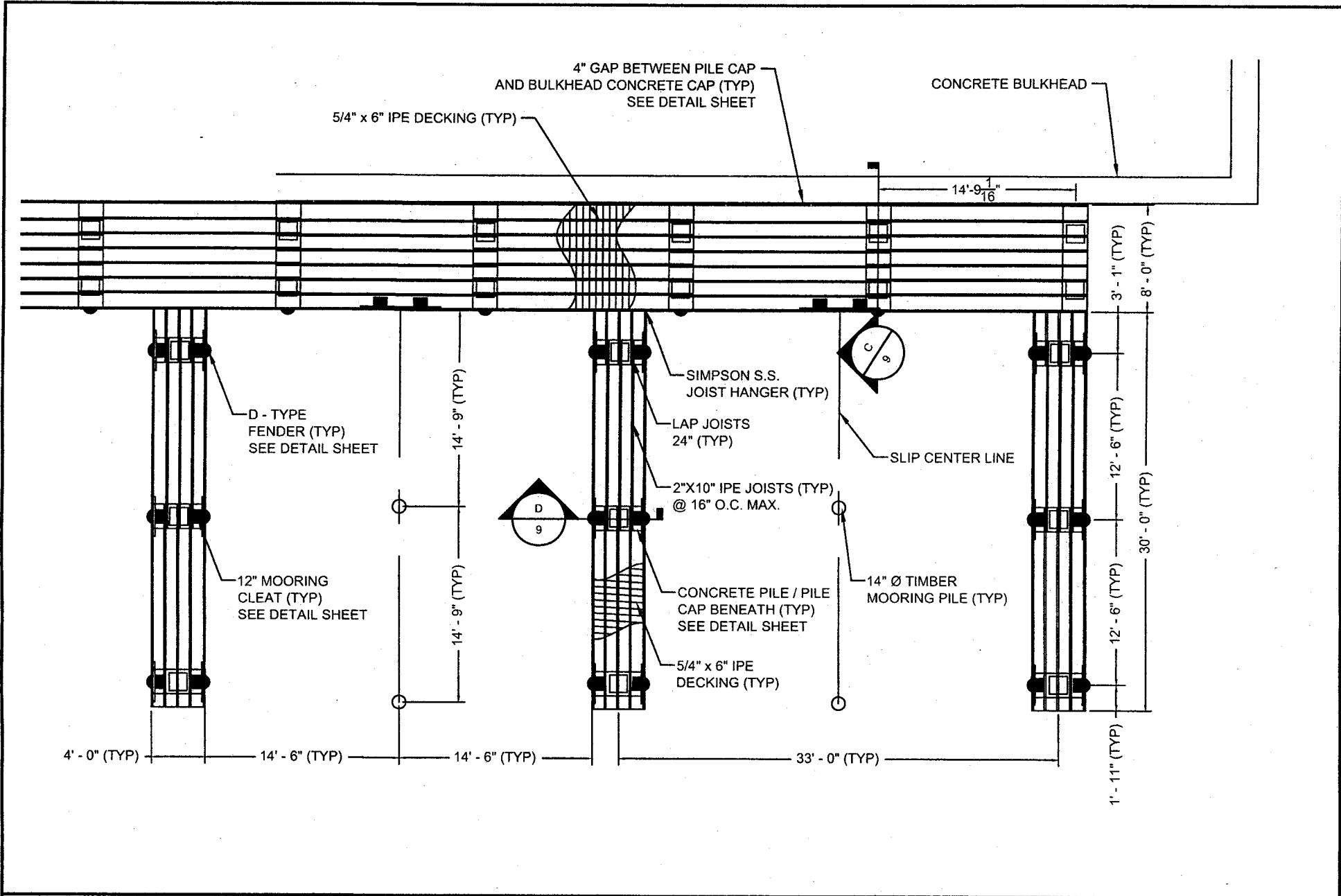



TAYLOR ENGINEERING INC.
 9000 CYPRESS GREEN DRIVE, SUITE 200
 JACKSONVILLE, FLORIDA 32256
 CERTIFICATE OF AUTHORIZATION # 4815

SHEET 7
 DOCK FACILITY & BULKHEAD PLAN
 DUBOIS PARK
 PALM BEACH COUNTY, FLORIDA

PROJECT C2007-022
 DRAWN BY BLB
 SHEET 7 of 20
 DATE 03-07-08

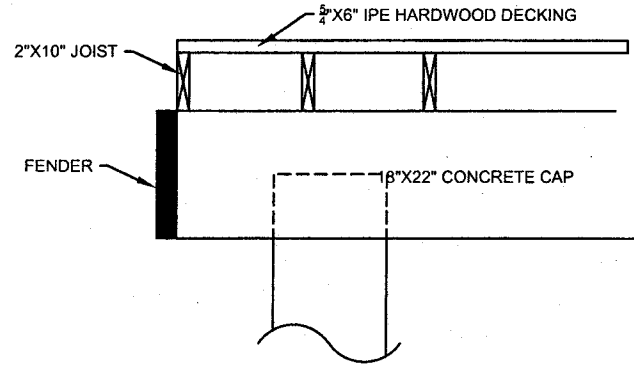
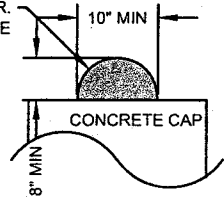
SEAL
 JONATHAN T. ARMBRUSTER P. E. # 57959
 DATE



 TAYLOR ENGINEERING INC. 9000 CYPRESS GREEN DRIVE, SUITE 200 JACKSONVILLE, FLORIDA 32256 CERTIFICATE OF AUTHORIZATION # 4815	SHEET 8 DOCK PLANK DETAIL DUBOIS PARK PALM BEACH COUNTY, FLORIDA		PROJECT C2007-022	SEAL
			DRAWN BY BLB	
			SHEET 8 of 20	
			DATE 03-07-08	JONATHAN T. ARMBRUSTER P.E.# 57959 DATE

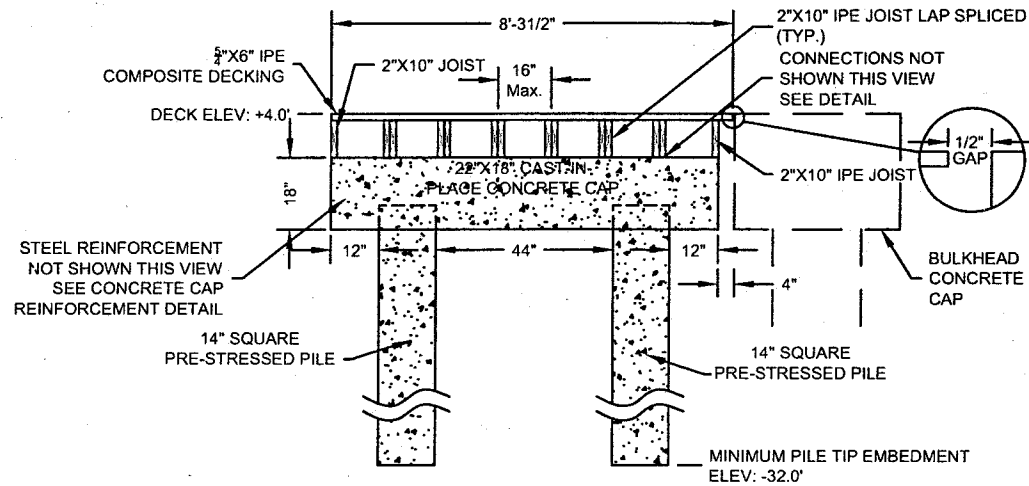
PRELIMINARY DRAWINGS: THESE DRAWINGS ARE NOT IN FINAL FORM, BUT ARE BEING TRANSMITTED FOR AGENCY REVIEW.

EXTRUDED D-TYPE FENDER
AS APPROVED BY ENGINEER.
FASTEN WITH SS HARDWARE

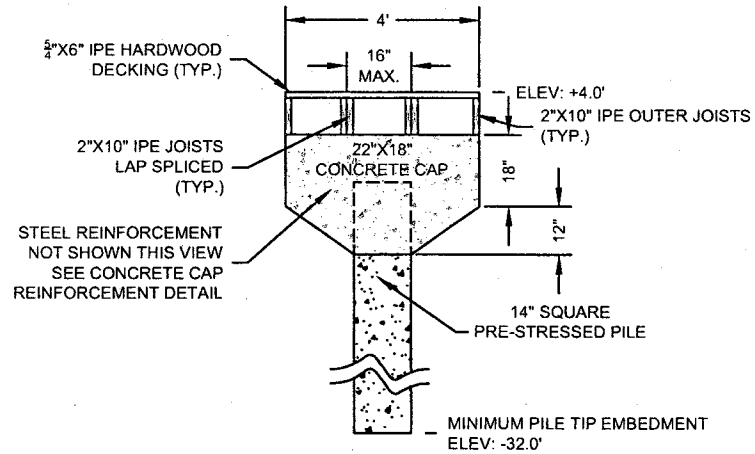
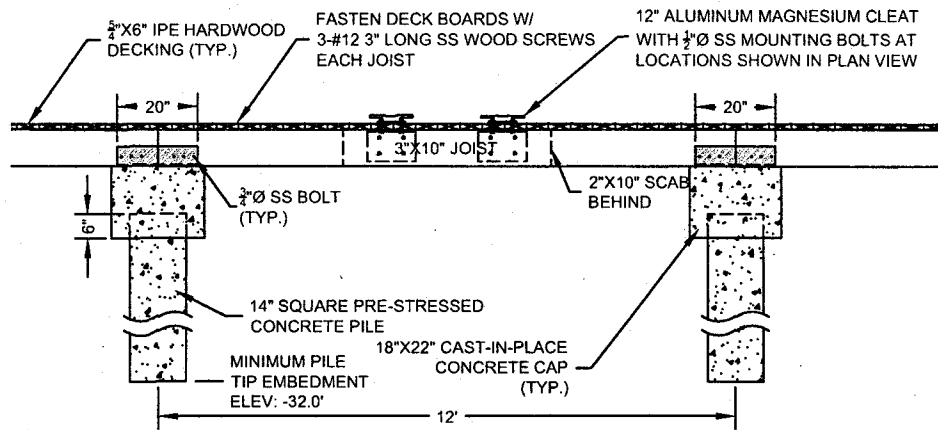


FENDER

SCALE: 1" = 2'



C 8' MAIN DOCK SECTION (TYP.)
SCALE: 1" = 4'



8' MAIN DOCK ELEVATION (TYP.)

SCALE: 1" = 4'

D 4' WIDE FINGER PIER SECTION (TYP.)

SCALE: 1" = 4'



TAYLOR ENGINEERING INC.

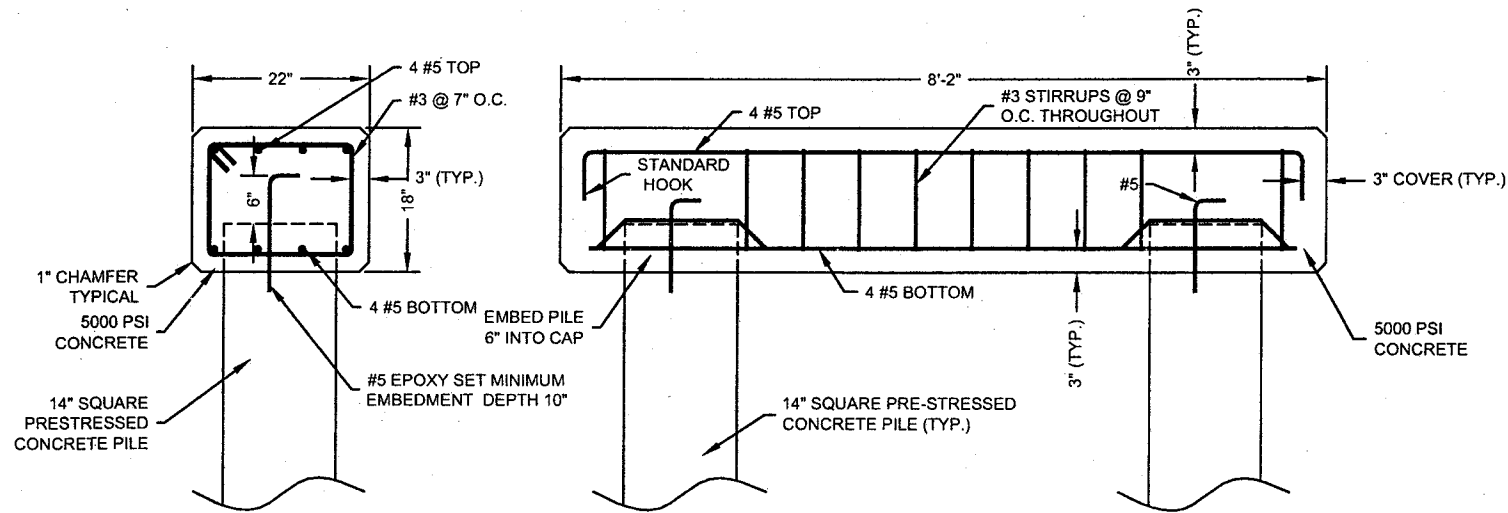
9000 CYPRESS GREEN DRIVE, SUITE 200
JACKSONVILLE, FLORIDA 32256

CERTIFICATE OF AUTHORIZATION # 4815

SHEET 9
DOCK SECTIONS & ELEVATIONS
DUBOIS PARK
PALM BEACH COUNTY, FLORIDA

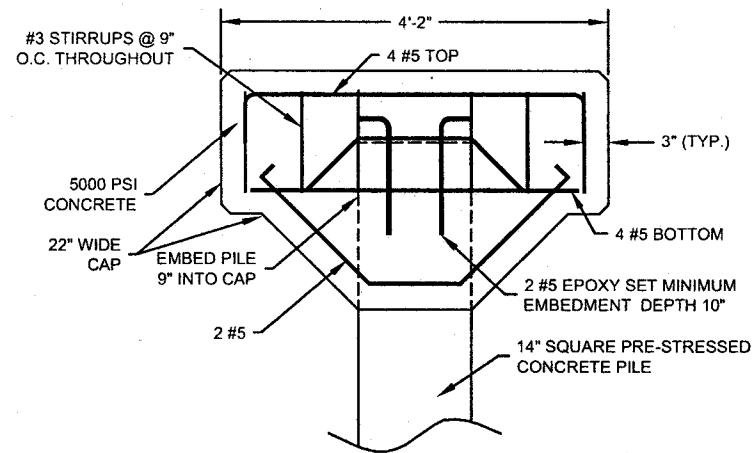
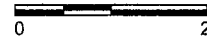
PROJECT	C2007-022
DRAWN BY	BLB
SHEET	9 of 20
DATE	03-07-08

SEAL	
JONATHAN T. ARMBRUSTER P.E. # 57959	DATE



8' MAIN DOCK CONCRETE CAP REINFORCEMENT DETAIL (TYP.)

SCALE: 1" = 2'



CONCRETE CAP REINFORCEMENT DETAIL - 4' FINGER PIER (TYP.)

SCALE: 1" = 2'



TAYLOR ENGINEERING INC.

9000 CYPRESS GREEN DRIVE, SUITE 200

JACKSONVILLE, FLORIDA 32256

CERTIFICATE OF AUTHORIZATION # 4815

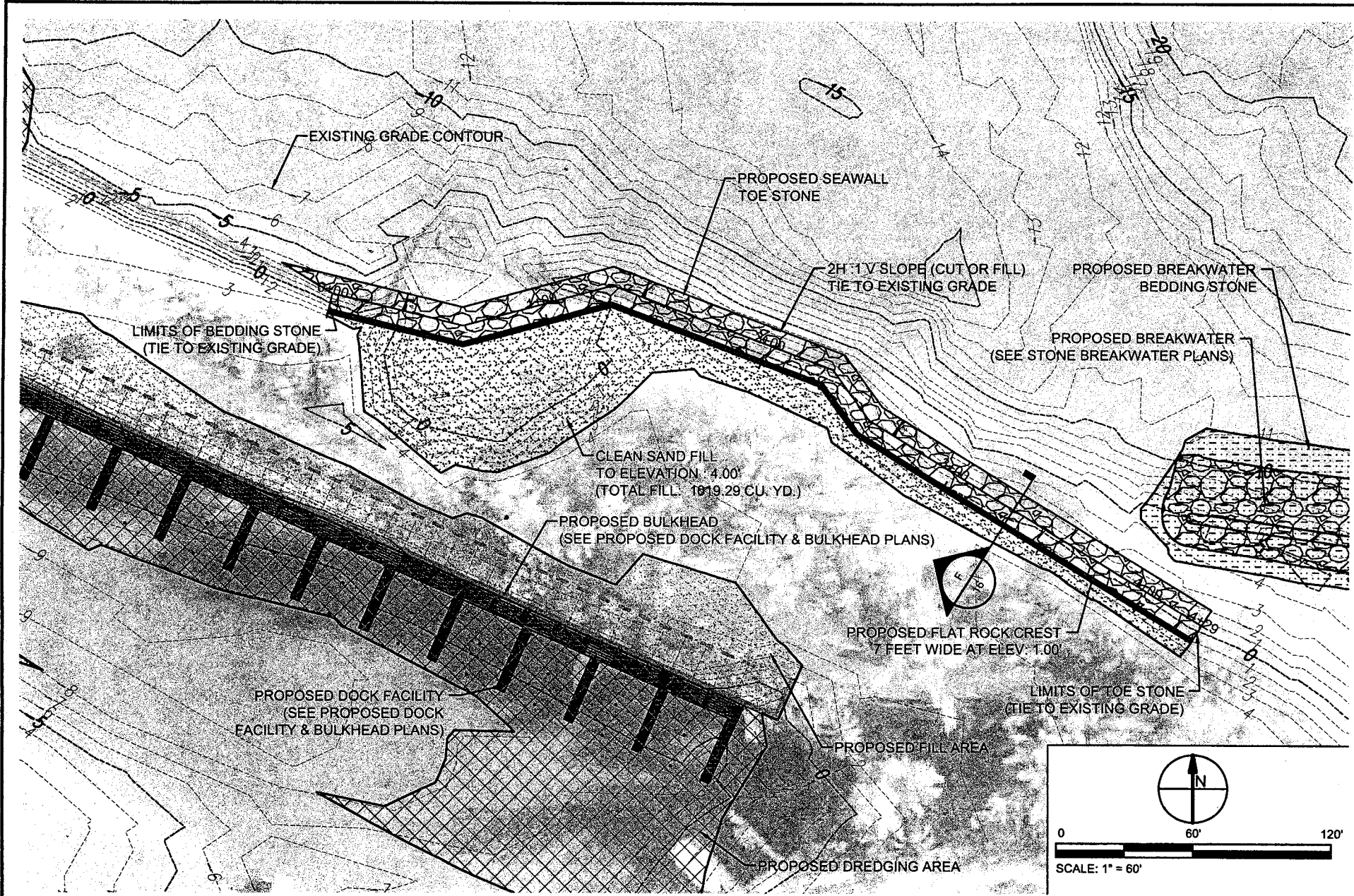
SHEET 10
DOCK CONCRETE DETAILS
DUBOIS PARK
PALM BEACH COUNTY, FLORIDA

PROJECT	C2007-022
DRAWN BY	BLB
SHEET	10 of 20
DATE	03-07-08

SEAL

JONATHAN T. ARMBRUSTER P.E.# 57559

DATE



TAYLOR ENGINEERING INC.
 9000 CYPRESS GREEN DRIVE, SUITE 200
 JACKSONVILLE, FLORIDA 32256
 CERTIFICATE OF AUTHORIZATION # 4815

SHEET 15
 SEAWALL PLAN
 DUBOIS PARK
 PALM BEACH COUNTY, FLORIDA

PROJECT C2007-022
 DRAWN BY BLB
 SHEET 15 of 20
 DATE 03-07-08

SEAL
 JONATHAN T. ARMBRUSTER P.E.# 57959
 DATE

Attachment "J"

Permits

Palm Beach County has applied for environmental permits from the South Florida Water Management District and the Army Corps of Engineers. Permits are expected to be issued no later than September 2008

Attachment "K"
Letters of Support

Board of County Commissioners

Addie L. Greene, Chairperson
Jeff Koons, Vice Chair
Karen T. Marcus
Robert J. Kanjian
Mary McCarty
Burt Aaronson
Jess R. Santamaria

County Administrator
Robert Weisman



May 7, 2008

Ms. Susanna Stephens, Program Administrator
Florida Fish and Wildlife Conservation Commission
Division of Law Enforcement
Boating and Waterways Section
620 South Meridian Street, Room 235
Tallahassee, FL 32399-1600

Dear Ms. Stephens:

As the District County Commissioner representing Northern Palm Beach County, I would like to express my support for the Florida Boating Improvement Program grant application that will be used toward development and construction costs for the DuBois Park day use docks.

Palm Beach County is in the process of acquiring additional property adjacent to the Park and this grant will fund the construction of twenty eight day use docks able to accommodate up to thirty two vessels, a single concrete boat ramp and a water taxi landing site. The new day use docks and the water taxi landing site will provide a boater destination on the Jupiter Inlet and offer the public an alternative mode of transportation access to both DuBois Park and Jupiter Beach Park, two of the busiest parks in Northern Palm Beach County.

In addition, the DuBois Park docks may be available to dock law enforcement vessels, thereby, providing a law enforcement presence at the Jupiter Inlet.

Thank you for your consideration of this request.

Sincerely,

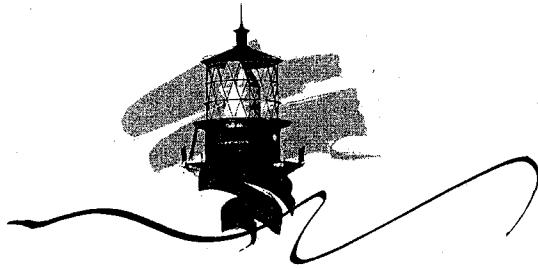
A handwritten signature in black ink, appearing to read "Karen T. Marcus".

Karen T. Marcus
County Commissioner

"An Equal Opportunity Affirmative Action Employer"

P.O. Box 1989 West Palm Beach, FL 33402-1989 (561) 355-2001 FAX: (561) 355-3990

www.pbcgov.com



LOXAHATCHEE RIVER • HISTORICAL SOCIETY

April 26, 2008

Mr. Dennis Eshleman, Director
Palm Beach County Parks and Recreation Department
2700 6th Avenue South
Lake Worth, Florida 33461

Dear Mr. Eshleman:

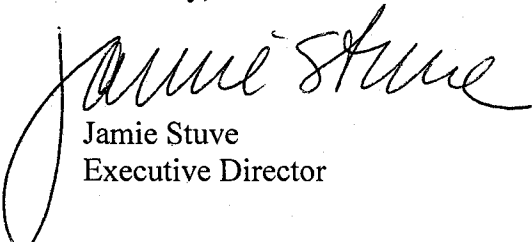
On behalf of the Loxahatchee River Historical Society, which operates the Jupiter Inlet Lighthouse & Museum, I am writing in support of the Palm Beach County Board of County Commissioners Florida Boating Improvement Program (FBIP) grant application to be used toward development and construction costs for the DuBois Park day use docks.

This project to construct 28 day use docks, a boat ramp and water taxi landing site will provide alternative access to our active waterfront parks and a much needed boater designation on the busy Jupiter Inlet.

Because the site was formerly utilized by the DuBois pioneer family as a popular Fish Camp, providing visitors with picnic areas, dock space and boat rentals, we are pleased to support this traditional maritime use in the heart of our historic coastal community.

Please let us know how we may be helpful to you in your endeavors.

Sincerely,


Jamie Stuve
Executive Director

April 15, 2008

Mr. Dennis Eshleman, Director
Palm Beach County Parks and Recreation Department
2700 6th Avenue South
Lake Worth, Florida 33461

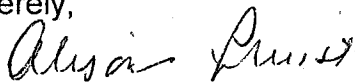
Dear Mr. Eshleman:

I am writing to express my support for the Palm Beach County Board of County Commissioners Florida Boating Improvement Program (FBIP) grant application to be used toward development and construction costs for the DuBois Park day use docks.

The DuBois Park project includes construction of twenty eight day use docks able to accommodate up to thirty two vessels, a single concrete boat ramp and water taxi landing site. The new day use docks and a water taxi landing site will provide a boater designation on the Jupiter Inlet and offer the public an alternative mode of transportation access both Dubois Park and Jupiter Beach Park.

In addition, the DuBois Park docks may be available to dock law enforcement vessels, thereby, providing a law enforcement presence at the Jupiter Inlet and at DuBois Park.

Sincerely,



Alison Pruitt, Executive Director



MARINE
INDUSTRIES
ASSOCIATION
OF PALM
BEACH
COUNTY,
INC.

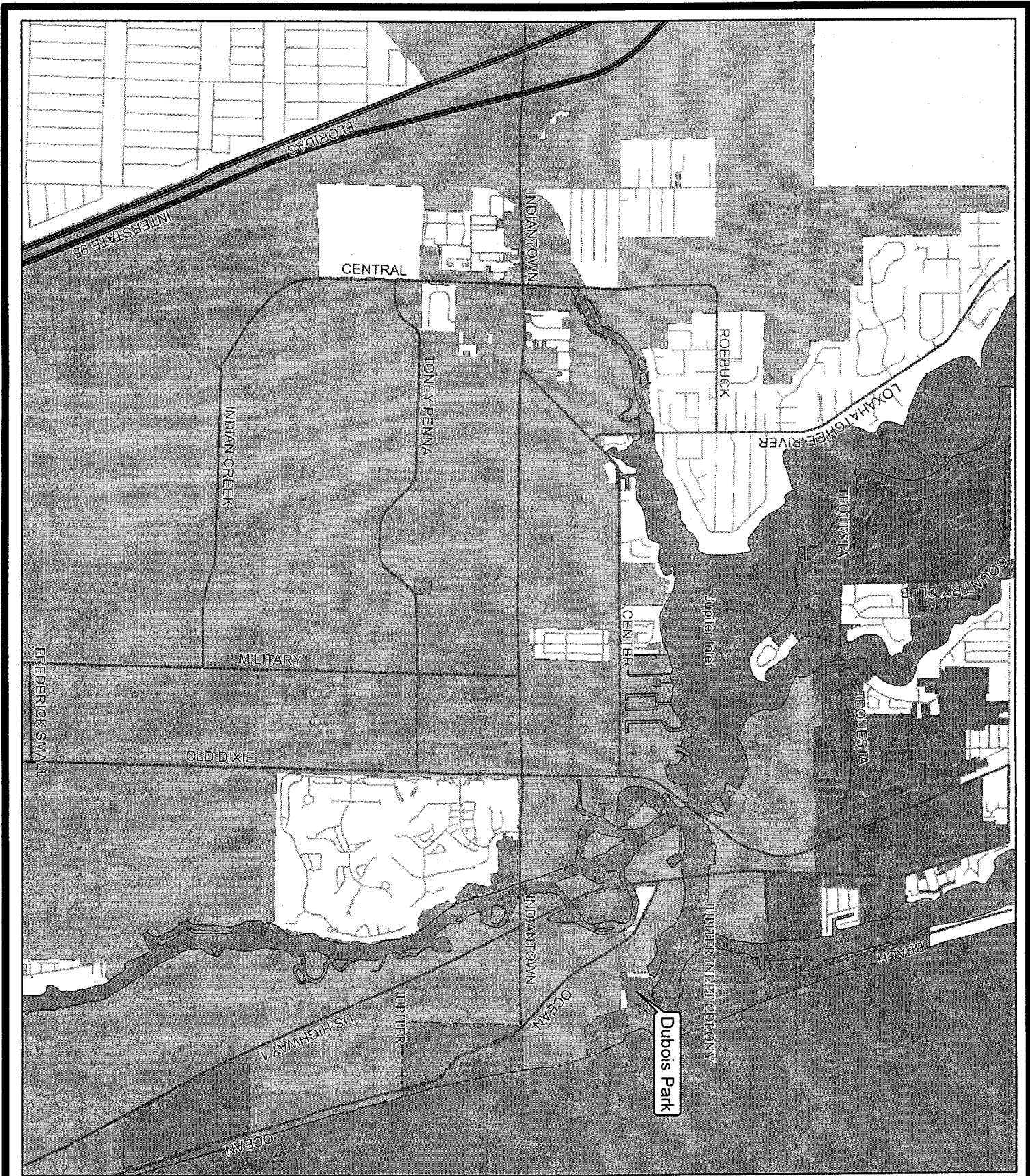
P.O. Box 7597

West Palm Beach, FL 33409

Phone: 561.832.8444

Fax: 561.659.1824

mia@marinepbc.org



Palm Beach County
Parks and Recreation Department
Planning and Design Division

DuBois Park Location Map

This map is provided "as is" without warranty or any representation of accuracy, timeliness or completeness. The County makes no warranties, expressed or implied, as to the use of this map. There are no implied warranties of merchantability or fitness for a particular purpose. The owner of this map acknowledges and accepts the limitations of the map, including the fact that the data coverages are dynamic and in a constant state of maintenance, correction and update.

Source:
Palm Beach County GIS Coordination
Palm Beach County Parks and Recreation
Image Date: 2004

Map Date: March 18, 2005
Created By: B. Hamilton
DuBois Location Map.pdf

