



**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2009	2010	2011	2012	2013
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	=====	=====	=====	=====	=====
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____

Is Item Included in Current Budget: Yes \_\_\_\_\_ No \_\_\_\_\_

Budget Account No: Fund \_\_\_\_\_ Dept \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_  
 Program \_\_\_\_\_

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

No Fiscal Impact.

**C. Departmental Fiscal Review: \_\_\_\_\_**

**III. REVIEW COMMENTS**

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

<p><u>adwillhite 11-7-08</u>                  OFMB                  (11/10/08) ON 11/1/08</p>	<p><u>Jim J. Jacobson 11/10/08</u>                  Contract Development and Control                  EYem 11/10/08</p>
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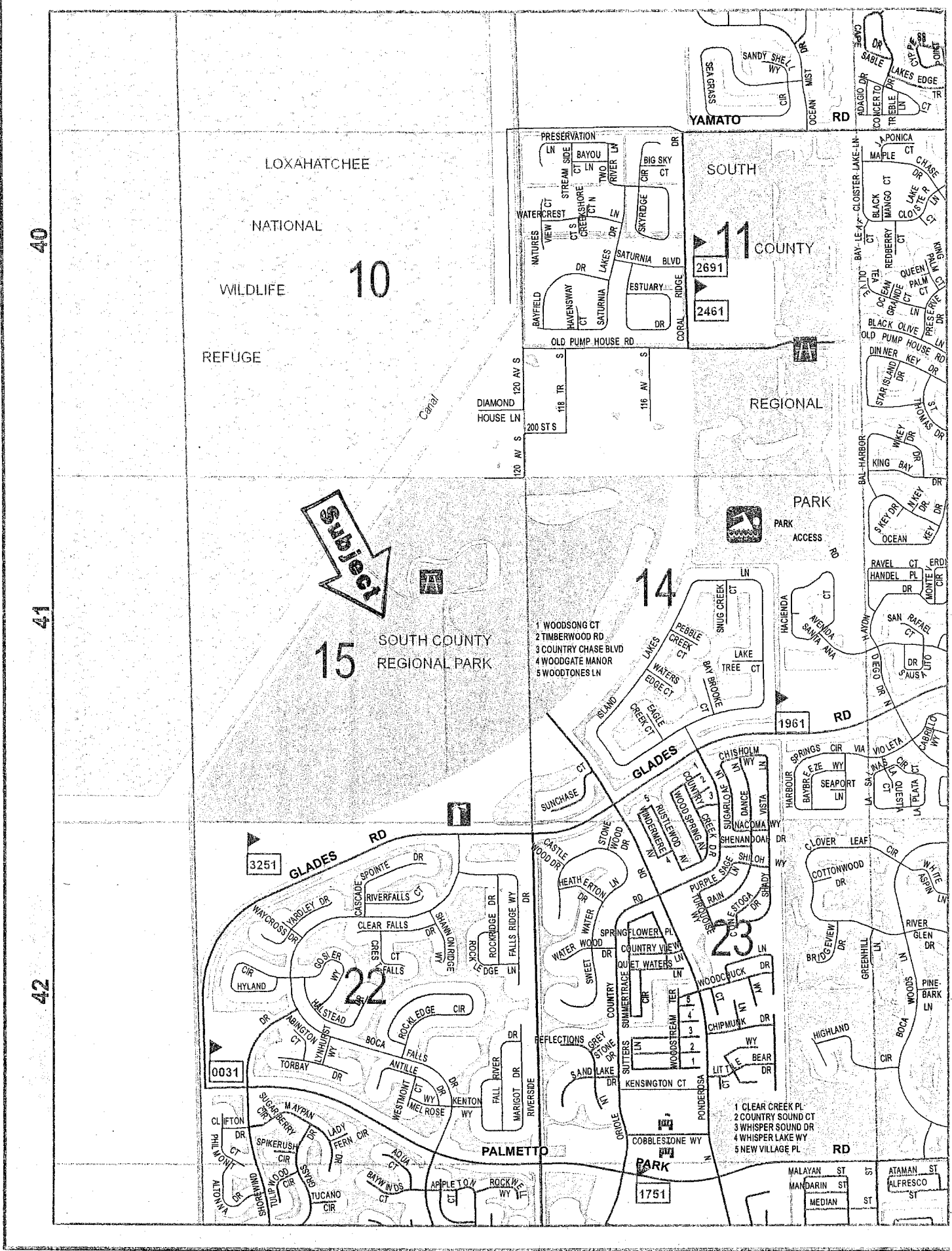
**B. Legal Sufficiency:**

Gene Brubaker 11/3/08  
 Assistant County Attorney

**C. Other Department Review:**

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

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



# LOCATION MAP

## ATTACHMENT # 1



Prepared by & Return to:  
Peter Banting  
Palm Beach County  
Property & Real Estate Management Division  
2633 Vista Parkway  
West Palm Beach, Florida 33411-5605

PCN: 00-41-47-14-01-026-0010

## UTILITY EASEMENT AGREEMENT

This EASEMENT is granted \_\_\_\_\_, between PALM BEACH COUNTY, a political subdivision of the State of Florida, whose legal mailing address is 301 North Olive Avenue, West Palm Beach, Florida 33401-4791, ("Grantor"), and FLORIDA POWER & LIGHT COMPANY, a Florida corporation, whose legal mailing address is Post Office Box 14000, Juno Beach, Florida 33408-0420, ("Grantee").

### WITNESSETH:

That said Grantor, in consideration of the sum of TEN DOLLARS (\$10.00) and other valuable considerations paid, the receipt and sufficiency of which are hereby acknowledged, hereby grants unto Grantee, its successors and assigns, a perpetual non-exclusive easement (the "Easement") for the construction, operation and maintenance of underground electric utility facilities, including wires, cables, conduits, and appurtenant equipment, and an above-ground pad-mounted transformer (the "Facilities") to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage, as well as the size of and remove such Facilities or any of them within an easement upon, under and across the following described real property (the "Easement Premises") situate, lying and being in the County of Palm Beach, State of Florida to wit:

ATTACHMENT # 2

**See legal description/site sketch marked Exhibit "A"  
attached hereto and made a part hereof**

Together with the right to permit any other person, firm or corporation to lay cable and conduit within the Easement Premises and to operate the same for communications purposes. Together with the right of reasonable ingress and egress to said Easement Premises at all times, the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the Easement Premises; and the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the Easement Premises which might interfere with or fall upon the Facilities installed within the Easement Premises.

**THE CONDITIONS OF THIS RIGHT OF USAGE ARE SUCH THAT:**

1. Grantee shall cause the Facilities and their appurtenances to be constructed within the confines of the Easement Premises.
2. Grantee hereby expressly agrees that in the event Grantee abandons use of the Easement Premises for the purpose herein expressed, the Easement granted hereby shall become null and void, and all the rights in and to the Easement Premises shall revert to Grantor.
3. Grantee further expressly agrees to maintain in good condition and repair, at its sole cost and expense, its underground cables and equipment within the Easement Premises at all times during the term hereof.

4. The grant of this Easement shall in no way restrict the right and interest of Grantor in the use, maintenance and quiet enjoyment of the Easement Premises to the extent that such does not interfere with the rights granted herein.

IN WITNESS WHEREOF, Grantor has caused these presents to be executed in its name, by its proper officers thereunto duly authorized, the day and year first above written.

ATTEST:

**SHARON R. BOCK**  
**CLERK & COMPTROLLER**

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

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

By: \_\_\_\_\_  
, Chair

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

**APPROVED AS TO TERMS**  
**AND CONDITIONS**

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

By: Robert Anthony Wolf  
Department Director

**A 10 FOOT WIDE STRIP OF LAND LYING WITHIN PARCEL A  
SOUTH COUNTY REGIONAL PARK-PARCEL A  
PLAT BOOK 111, PAGES 49-51**

**FOR PCN # 00-41-47-14-01-026-0010**

**LEGAL DESCRIPTION:**

A 10 FOOT WIDE STRIP OF LAND LYING WITHIN PARCEL A, SOUTH COUNTY REGIONAL PARK-PARCEL A, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 111, AT PAGES 49 THROUGH 51 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, AND LYING WITHIN SECTION 15, TOWNSHIP 47 SOUTH, RANGE 41 EAST, THE SIDES OF WHICH LIE 5 FEET TO THE RIGHT AND LEFT OF THE FOLLOWING DESCRIBED CENTERLINE OF EASEMENT (THE SIDES OF SAID EASEMENT SHOULD BE LENGTHENED AND/OR SHORTENED AS TO FORM A CONTINUOUS EASEMENT AND ABUT WITH THE EXISTING FLORIDA POWER & LIGHT CO. EASEMENT AS RECORDED IN OFFICIAL RECORDS BOOK 22550 AT PAGES 1665 THROUGH 1681 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA):

COMMENCE AT THE NORTHWEST CORNER OF PARCEL A, SOUTH COUNTY REGIONAL PARK-PARCEL A, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 111, AT PAGES 49 THROUGH 51 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE N89°47'32"E ALONG THE NORTH LINE OF SAID PARCEL A FOR A DISTANCE OF 1627.48 FEET; THENCE DEPARTING FROM THE NORTH LINE OF SAID PARCEL A S00°12'28"E FOR A DISTANCE OF 2503.94 FEET TO A POINT ON THE SOUTH CURVE OF A TEN FOOT WIDE FLORIDA POWER & LIGHT CO. EASEMENT AS RECORDED IN OFFICIAL RECORDS BOOK 22550 AT PAGES 1665 THROUGH 1681 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, AND THE POINT OF BEGINNING; THENCE S05°25'00"W FOR 77.56 FEET; THENCE N87°00'00"W FOR 47.58 FEET; THENCE N57°05'00"W FOR 11.00 FEET TO THE POINT OF TERMINATION OF THIS CENTERLINE OF EASEMENT.

SAID LANDS SITUATE WITHIN PALM BEACH COUNTY, FLORIDA.

**NOTES:**

- 1) THIS SKETCH AND LEGAL DESCRIPTION DOES NOT REPRESENT A FIELD SURVEY ("THIS IS NOT A SURVEY").
- 2) THIS SKETCH AND LEGAL DESCRIPTION IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND RAISED EMBOSSED SEAL OF A FLORIDA REGISTERED LAND SURVEYOR.
- 3) BEARINGS SHOWN HEREON ARE BASED ON THE NORTH LINE OF PARCEL A, SOUTH COUNTY REGIONAL PARK-PARCEL A, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 111, AT PAGES 49 THROUGH 51 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, HAVING AN ASSUMED BEARING OF NORTH 89°47'32" EAST.

**LEGEND**

**HELLER WEAVER AND SHEREMETA, INC.**

FLORIDA STATE L.B. NO. 3449

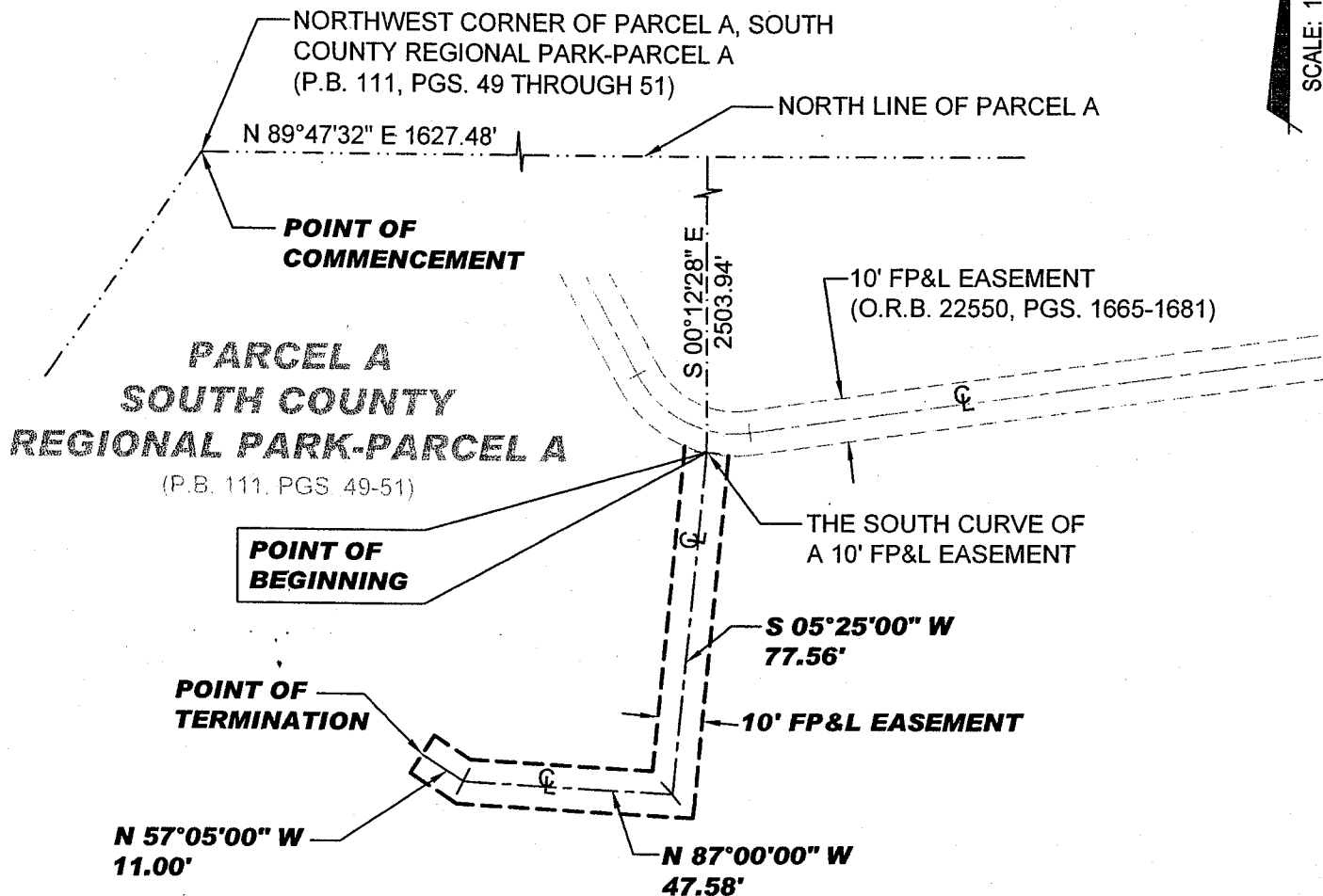
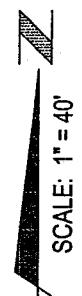
BY: DANIEL C. LAAK  
PROFESSIONAL SURVEYOR AND  
MAPPER FLORIDA REG. NO. 5118

- FP&L FLORIDA POWER & LIGHT
- O.R.B. OFFICIAL RECORDS BOOK
- PGS. PAGES
- P.B. PLAT BOOK
- PCN PROPERTY CONTROL NUMBER

REVISIONS		<b>Heller - Weaver and Sheremeta, inc.</b> Engineers ... Surveyors and Mappers 310 S.E. 1st Street, Suite 4 Delray Beach, Florida 33483 (561) 243-8700 - Phone (561) 243-8777 - Fax	DATE:	10/9/08
			SCALE:	N/A
			DRAWN BY:	S. ISAAC
			CHECKED BY:	D. LAAK
			SHEET:	1 OF 2
			FILE NO.	08-96102.232-SS1

**A 10 FOOT WIDE STRIP OF LAND LYING WITHIN PARCEL A  
SOUTH COUNTY REGIONAL PARK-PARCEL A  
PLAT BOOK 111, PAGES 49-51**

**FOR PCN # 00-41-47-14-01-026-0010**

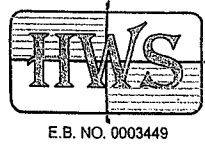


**LEGEND**

- ⊕ CENTERLINE
- FP&L FLORIDA POWER & LIGHT
- O.R.B. OFFICIAL RECORDS BOOK
- PGS. PAGES
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**SKETCH TO ACCOMPANY LEGAL DESCRIPTION**

REVISIONS



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 Engineers ... Surveyors and Mappers  
 310 S.E. 1st Street, Suite 4 Delray Beach, Florida 33483  
 (561) 243-8700 - Phone (561) 243-8777 - Fax

DATE:	10/09/08
SCALE:	1" = 40'
DRAWN BY:	S. ISAAC
CHECKED BY:	D. LAAK
SHEET:	2 OF 2
FILE NO.	08-96102.232-SS2