

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)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u><u>-0-</u></u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
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.

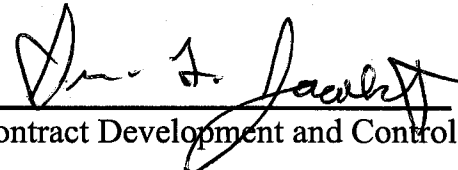
C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

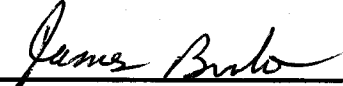


 OFMB
 2-6-09
(MD) 2/6/09
CM 2/6/09



 Contract Development and Control
 2/9/09

B. Legal Sufficiency:

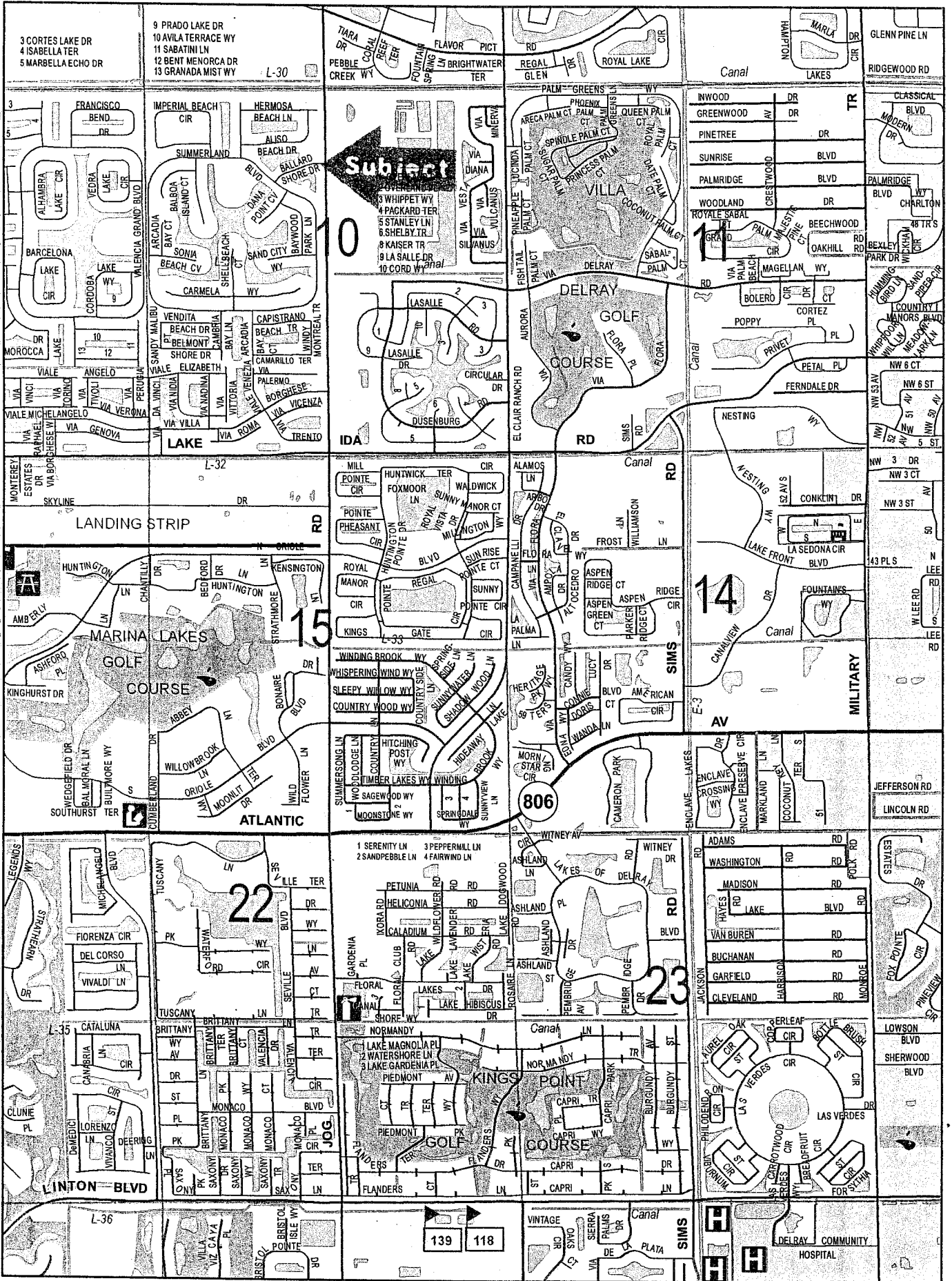


 Assistant County Attorney
 2/10/09

C. Other Department Review:

Department Director

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



LOCATION MAP

ATTACHMENT # 1

II

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

PCN: a portion of 00-42-46-10-00-000-1020

DECLARATION OF EASEMENT

THIS IS A DECLARATION OF EASEMENT, made _____, by **PALM BEACH COUNTY**, a political subdivision of the State of Florida ("County"), whose address is 301 North Olive Avenue, West Palm Beach, Florida, 33401-4791.

WHEREAS, County is the owner of that certain real property located within Palm Beach County, Florida as set forth on **Exhibit "A"** attached hereto and made a part hereof (the "Property"); and

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

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

WITNESSETH:

NOW THEREFORE, County does hereby declare, grant and create a perpetual non-exclusive in gross traffic signal easement for the benefit of County upon the real property legally described in **Exhibit "B"**, attached hereto and made a part hereof (the "Easement Premises"). This easement shall be for the purpose of access to and construction, installation, operation and maintenance of both overhead and underground traffic control equipment including a traffic control device, mast arm assemblies, traffic signal controller cabinet, underground conduit, and all related equipment (collectively, the "Traffic Signal Equipment"), and shall include the right at any time to install, operate, maintain, service, construct, reconstruct, remove, relocate, repair, alter, replace, improve, and expand the Traffic Signal Equipment in, on, over, under and across the Easement Premises.

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

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

ATTEST:

COUNTY:

**SHARON R. BOCK
CLERK & COMPTROLLER**

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

By: _____
Deputy Clerk

By: _____
John F. Koons, Chairman

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY**

**APPROVED AS TO TERMS
AND CONDITIONS**

By: _____
Assistant County Attorney

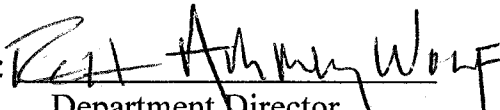
By: 
Department Director

EXHIBIT "A"

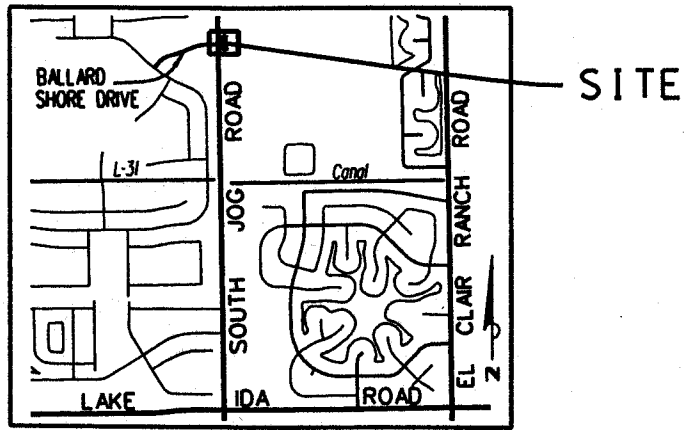
THE PROPERTY

**The West Quarter (W ¼) of the Northeast Quarter (NE ¼) of Section 10,
Township 46 South, Range 42 East, Palm Beach County, Florida, LESS the
North 100 feet and LESS the South 330 feet.**

EXHIBIT "B"

THE EASEMENT PREMISES

EXHIBIT "B"



LOCATION MAP
N.T.S.

LEGAL DESCRIPTION FOR A 10 FOOT BY 90 FOOT MAST ARM EASEMENT:

THE EAST 10 FEET OF THE WEST 85 FEET OF THE SOUTH 90 FEET OF THE NORTH 1183 FEET OF THE EAST ONE-HALF OF SECTION 10, TOWNSHIP 46 SOUTH, RANGE 42 EAST (10/46/42)

SAID EASEMENT CONTAINS 900 SQUARE FEET MORE OR LESS.

BEARINGS ARE BASED ON A GRID (NAD 83, 1990 ADJUSTMENT).

NO SEARCH OF THE PUBLIC RECORDS WAS MADE BY THE SIGNING SURVEYOR.

THIS INSTRUMENT WAS PREPARED BY NORMAN J. HOWARD, P.S.M., IN THE OFFICE OF THE COUNTY ENGINEER, 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA, 33411.

N. Howard

12-9-08

NORMAN J. HOWARD, P.S.M.
FLORIDA CERTIFICATE NO. 5776

DATE

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

PROJECT NO.
2008006-07

SHEET 1
OF 2


PROJECT:
**BALLARD SHORE DRIVE
& SOUTH JOG ROAD -
10'X90' MAST ARM EASEMENT**

DESIGN FILE NAME: S-1-08-2849.DGN
DRAWING NO.: S-1-08-2849

NO.	REVISION	BY	DATE
1	ADD ORB'S & ROAD LABELS	N J H	12/09/08

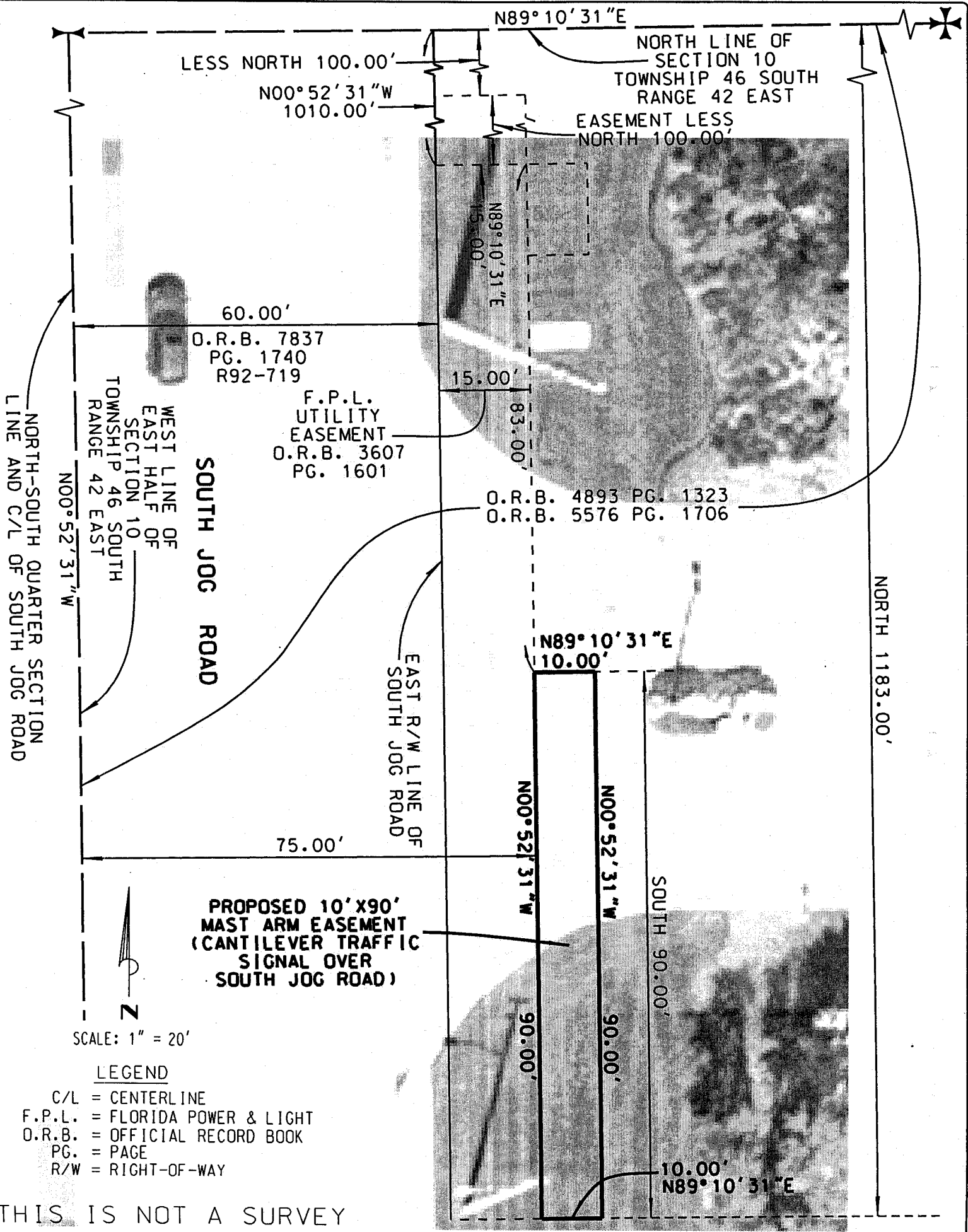
SCALE: VARIES
APPROVED: N.J.H.
DRAWN: D.J.C.
CHECKED: N.J.H.
DATE DRAWN: 06/26/08
FIELD BOOK NO.: N/A

**PALM BEACH COUNTY
ENGINEERING AND PUBLIC WORKS**



ENGINEERING SERVICES

2300 NORTH JOG ROAD
WEST PALM BEACH, FL 33411



**PROPOSED 10' X 90'
MAST ARM EASEMENT
(CANTILEVER TRAFFIC
SIGNAL OVER
SOUTH JOG ROAD)**



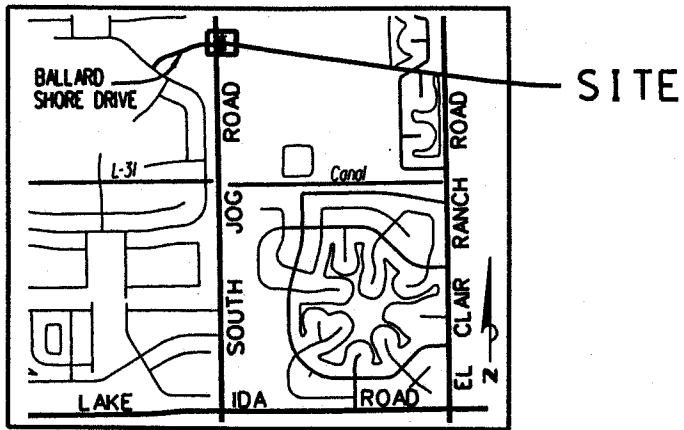
SCALE: 1" = 20'

LEGEND

- C/L = CENTERLINE
- F.P.L. = FLORIDA POWER & LIGHT
- O.R.B. = OFFICIAL RECORD BOOK
- PG. = PAGE
- R/W = RIGHT-OF-WAY

THIS IS NOT A SURVEY

EXHIBIT "B"



LOCATION MAP
NOT TO SCALE

LEGAL DESCRIPTION FOR A 10 FOOT BY 15 FOOT MAST ARM EASEMENT:

THE EAST 10 FEET OF THE WEST 85 FEET OF THE SOUTH 15 FEET OF THE NORTH 1025 FEET OF THE EAST ONE-HALF OF SECTION 10, TOWNSHIP 46 SOUTH, RANGE 42 EAST.

SAID EASEMENT CONTAINS 150 SQUARE FEET MORE OR LESS.

BEARINGS ARE BASED ON A GRID (NAD 83, 1990 ADJUSTMENT).

NO SEARCH OF THE PUBLIC RECORDS WAS MADE BY THE SIGNING SURVEYOR.

THIS INSTRUMENT WAS PREPARED BY NORMAN J. HOWARD, P.S.M., IN THE OFFICE OF THE COUNTY ENGINEER, 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA, 33411.

N.J. Howard

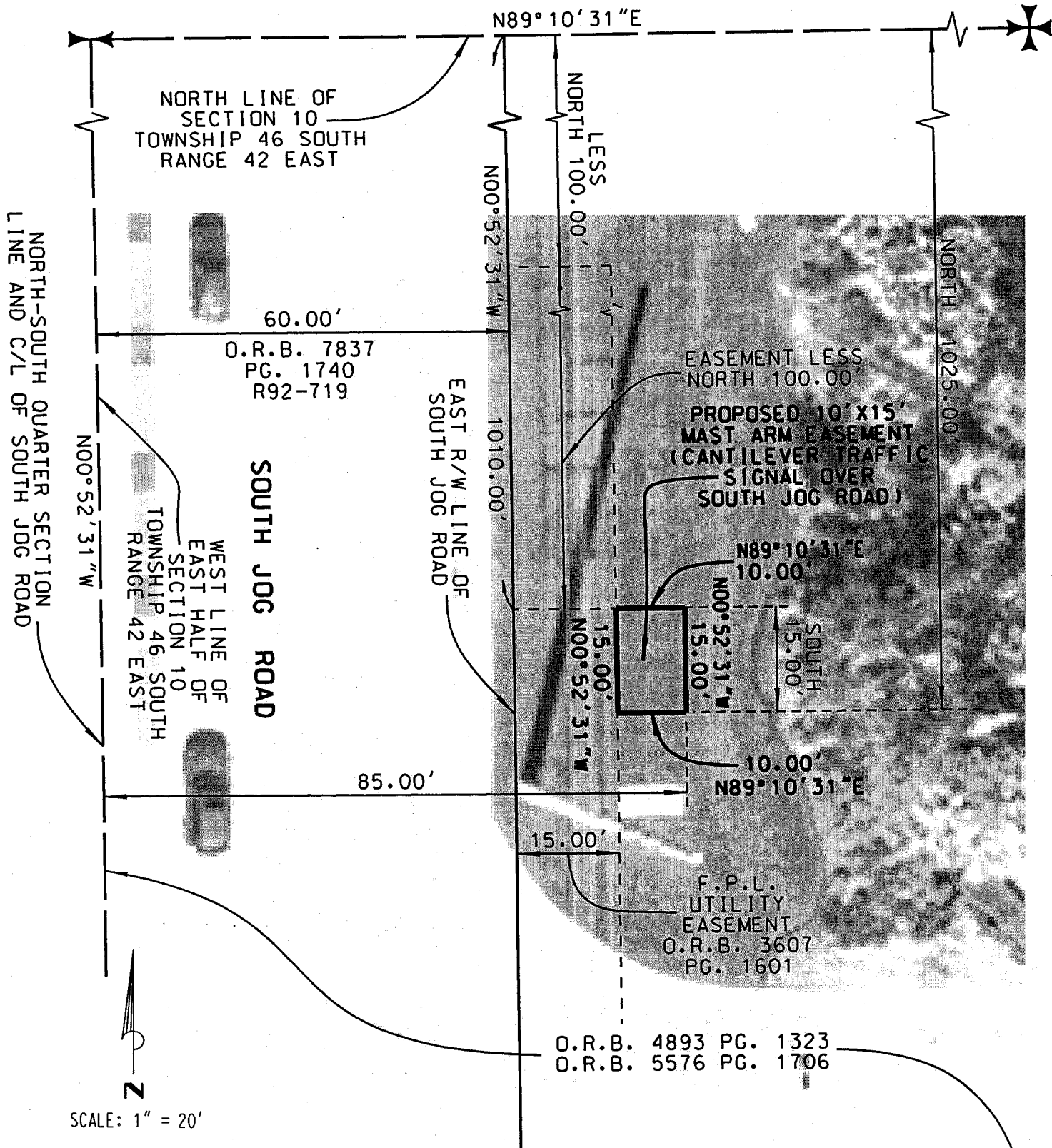
 NORMAN J. HOWARD, P.S.M.
 FLORIDA CERTIFICATE NO. 5776

12-9-08

 DATE

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

PROJECT: BALLARD SHORE DRIVE & SOUTH JOG ROAD - 10' X 15' MAST ARM EASEMENT	DESIGN FILE NAME S-1-08-2850.DGN	DRAWING NO. S-1-08-2850	NO. 1	REVISION ADD ORB'S & ROAD LABELS	BY N J H	DATE 12/ 09/ 08
	SCALE: VARIES APPROVED BY: N.J.H. DRAWN: D.J.C. CHECKED: N.J.H. DATE DRAWN: 06/26/08 FIELD BOOK NO.: N/A		<p>PALM BEACH COUNTY ENGINEERING AND PUBLIC WORKS ENGINEERING SERVICES 2300 NORTH JOG ROAD WEST PALM BEACH, FL 33411</p>			
PROJECT NO. 2008006-07	SHEET 1	OF 2				



LEGEND

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