

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**AGENDA ITEM SUMMARY**

Meeting Date: **April 21, 2009**

☒ 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 Chairman on a Waterways Assistance Program Grant Application, submitted to Florida Inland Navigation District (FIND) on March 19, 2009, requesting \$987,000 for the DuBois Park Marina and Shoreline Stabilization project; **B) 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 **C) authorize** the Director of the Parks and Recreation Department to serve as Liaison Agent with FIND for this project.

**Summary:** This Grant Application requests up to \$987,000 from the FIND Waterways Assistance Program (WAP) for construction of the DuBois Park Marina and Shoreline Stabilization project. This project includes construction of 24 dock slips along the peninsula, shoreline revetment and stabilization, and construction of an approximately one-acre snorkeling area. The total cost of the project is estimated at \$3,548,435. The balance of the project will be funded by the 2004 \$50 Million Waterfront Access and Preservation General Obligation Bond Issue and a \$500,000 Florida Fish & Wildlife Conservation Commission Florida Boating Improvement Program grant. District 1 (AH)

**Background and Justification:** The Parks and Recreation Department applied for a WAP grant for DuBois Park in 2008 (R2008-0798). The grant was approved by FIND subject to obtaining environmental permits by September 2008. Due to permitting delays with the South Florida Water Management District, the grant was not awarded. The original application included building 24 docks along the peninsula at DuBois Park as well as replacing the docks at Zeke's Marina, but the new application does not include the docks at Zeke's Marina because of potential permitting issues. FIND's WAP grant provides funding to local governments for public boating access projects directly related to its waterways. Grant funding assistance is being requested to rebuild the 24-slip marina along the peninsula, install rip-rap for shoreline stabilization, and to create a one acre snorkeling area. The site has been utilized as a public park for over 40 years and is a popular beach and fishing location. Replacement of the day use dock slips, which were removed due to deterioration in the late 1980's, will restore public use of DuBois Park as a boater destination in the northern part of the County. Boater destination parks were identified as a high priority need by Palm Beach County's *Public Boating Needs Assessment Study, 2002*.

**Attachment:** FIND Waterways Assistance Program Grant Application

Recommended by: \_\_\_\_\_

**Department Director**

3/31/09

**Date**

Approved by: \_\_\_\_\_

**Assistant County Administrator**

4/13/09

**Date**

## II. FISCAL IMPACT ANALYSIS

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

Fiscal Years	2009	2010	2011	2012	2013
Capital Expenditures	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
<b>NET FISCAL IMPACT</b>	<b>* -0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>
# ADDITIONAL FTE	<i>See below</i>				
POSITIONS (Cumulative)	<u>0</u>				

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, the additional funding sources for this project are identified as follows:

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	<u>\$2,061,435</u>
	Total	\$3,548,435

C. Departmental Fiscal Review: Chopelakis

## III. REVIEW COMMENTS

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

*John D. 4/8/09*  
 OFMB *4/8/09*  
*4/9/09* *4/17/09* *4/06/09* *CN 4/13/09*

*Dr. J. Jacoby 4/19/09*  
 Contract Development and Control

### B. Legal Sufficiency:

*Anne Delgant 4/13/09*  
 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\2009 find grant\agendas\permission to submit.docx



Department of  
Parks and Recreation  
2700 6th Avenue South  
Lake Worth, FL 33461  
(561) 966-6600  
Fax: (561) 966-6734  
www.pbcparcs.com

**Palm Beach County  
Board of County  
Commissioners**

Jeff Koons, Chairman

Burt Aaronson, Vice Chairman

Karen T. Marcus

Shelley Vana

Mary McCarty

Jess R. Santamaria

Addie L. Greene

**County Administrator**

Robert Weisman



"An Equal Opportunity  
Affirmative Action Employer"

March 19, 2009

Mr. Mark Crosley  
Executive Assistant Director  
Florida Inland Navigation District  
1314 Marcinski Road  
Jupiter, FL 33477

**RE: 2009-2010 Waterways Assistance Program Grant Application  
for DuBois Park Development**

Dear Mr. Crosley:

Attached are two sets of the FY 2009/2010 Waterways Assistance Program (WAP) grant application requesting \$987,000 for the DuBois Park Marina and Shoreline Stabilization Project. The total project cost is estimated at \$3,548,435. The balance will be funded from the 2004, \$50 Million Waterfront Access and Preservation General Obligation Bond and a 2008/2009 Florida Fish & Wildlife Commission Florida Boating Improvement Program (FBIP) grant of \$500,000.

The County submitted an application for twenty four docks at DuBois Park and replacement docks at Zeke's Marina for the 2008 WAP grant cycle, but due to permitting delays with the South Florida Water Management District (SFWMD), the grant was not awarded. This application is similar to the 2008 application; however, improvements at Zeke's Marina are no longer included.

The County's Environmental Resource Management Department is handling the permitting process with SFWMD on behalf of the County, and permits are expected to be in place by September 2009.

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

Please contact Jean Matthews, Senior Planner (561-966-6652), or me 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 E-1

WATERWAYS ASSISTANCE PROGRAM FY 2009  
PROJECT APPLICATION  
APPLICANT INFORMATION – PROJECT SUMMARY

Applicant: Palm Beach County Board of County Commissioners

Department: Parks and Recreation Department

Project Title: DuBois Park Marina and Shoreline Stabilization

Project Director: Dennis Eshleman Title Director of Parks and Recreation Department

Project Liaison Agent (if different from above): Jean Matthews

Liaison Agent Title: Senior Planner, Palm Beach County Parks and Recreation Department

Address: 2700 6<sup>th</sup> Avenue South

Lake Worth, FL Zip Code: 33461

Telephone: 561-966-6652 Fax: 561-963-6747

Email: jmatthew@pbcgov.org

\*\*\*\*\* I hereby certify that the information provided in this application is true and accurate.\*\*\*\*\*

SIGNATURE:  DATE: 3/16/9

John F. Koons, Chairman Board of County Commissioners

PROJECT SUMMARY NARRATIVE (Please summarize the project in 2 paragraphs or less.)

DuBois Park is located on the south side of the Jupiter Inlet. The proposed project includes construction of 24 dock slips, a water taxi landing site, construction of a bulkhead and armoring of the shoreline to prevent erosion. The majority of the docks will be available to the public for day use only and will accommodate park patrons on a first come first serve basis. Two of the docks will have boat lifts and will be reserved for use by Palm Beach County Ocean Recue and Florida Fish and Wildlife Conservation Commission law enforcement. In addition, a one-acre snorkeling area is planned along the southern shore of the Jupiter Inlet. The snorkeling area is being designed to provide habitat for marine life and to provide a safe area for park patrons to swim.

## ATTACHMENT E-2.

### APPLICATION CHECKLIST

(To be completed by the Applicant)

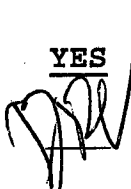
This checklist and the other items listed below in items 1 through 14 constitute your application. The required information shall be submitted in the order listed.

Any additional information submitted by the applicant is subject to being removed from the package by District staff prior to presentation to the District Board because of reproduction and space considerations.

Two (2) copies of your application are required. One original and one electronic copy.

All information (except maps) is required to be on 8 1/2" x 11" paper.

Maps and drawings may be on 8 1/2" x 14" paper and folded to 8 1/2" x 11" so that they may be included to hole punch and bound by staff.

- |  | <u>YES</u>  | <u>NO</u> |
|--|---|-----------|
| 1. District Commissioner Review (prior to March 01)<br>(NOTE: <u>For District Commissioner initials ONLY!</u> )<br>(District Commissioner must initial the yes line on this checklist for the application to be accepted for processing) |  | _____     |
| 2. Applicant Info/Project Summary – E-1 (Form No. 90-22, 1 page)<br>(Form must be completed and signed)  | <u>X</u>  | _____     |
| 3. Application Checklist – E-2 (Form No. 90-26, 2 pages)<br>(Form must be signed and dated)  | <u>X</u>  | _____     |
| 4. Project Information – E-3 (Form No. 90-22a, 1 page)   | <u>X</u>  | _____     |
| 5. Project Evaluation and Rating – E-4(+) (Form No. 91-25)<br>(Form must be completed, proper attachment included)<br>(No signatures required)   | <u>X</u>  | _____     |
| 6. Project Cost Estimate – E-5 (Form No. 90-25, 1 page)<br>(Must be on District form)  | <u>X</u>  | _____     |
| 7. Official Resolution Form – E-6 (Form No. 90-21, 2 pages)<br>(Resolution must be in District format and include items 1-6)   | <u>X</u>  | _____     |
| 8. Attorney's Certification (Land Ownership) – E-7<br>(Must be on or follow format of Form No. 94-26,<br>NO legal descriptions)  | <u>X</u>  | _____     |

## ATTACHMENT E-2 (Continued)

### APPLICATION CHECKLIST (To be completed by the Applicant)

- |   |             |             |  |
|---|-------------|-------------|--|
| 9. Project Timeline – E-8 (Form No. 96-10, 1 page)                            | <u>X</u>    | <u>    </u> |  |
| 10. County Location Map   | <u>X</u>    | <u>    </u> |  |
| 11. City Location Map (if applicable)   | <u>X</u>    | <u>    </u> |  |
| 12. Project Boundary Map  | <u>X</u>    | <u>    </u> |  |
| 13. Site Development Map  | <u>X</u>    | <u>    </u> |  |
| 14. Copies of all Required Permits<br>(Required of development projects only) | <u>    </u> | <u>X</u>    |  |

The undersigned, as applicant, acknowledges that Items 1 through 13 above constitutes a complete application and that this information is due in the District office no later than 4:30 PM, April 01, 2009. By June 01, 2009 my application must be deemed complete (except for permits) or it will be removed from any further consideration by the District. I also acknowledge that the information in Item 14 is due to the District no later than the final TRIM Hearing in September 2009. If the information in Item 14 is not submitted to the District office by the District's final TRIM hearing in September 2009, I am aware that my application will be removed from any further funding consideration by the District.

APPLICANT: \_\_\_\_\_ APP. TITLE: Director, PBC Parks & Rec

*Donna Sullivan* 3/18/09  
DATE

SIGNATURE - APPLICANT'S LIAISON

FIND OFFICE USE ONLY	
Date Received:	
Local FIND Commissioner Review:	
All Required Supporting Documents:	
Applicant Eligibility:	
Project Eligibility:	
Compliance with Rule 66B-2 F.A.C.:	
Eligibility of Project Cost:	

### ATTACHMENT E-3 -PROJECT INFORMATION

APPLICANT: Palm Beach County APPLICATION TITLE: DuBois Park Marina and Shoreline Stabilization

Total Project Cost: \$ 3,448,435 FIND Funding Requested: \$ 987,000 % of total cost: 27.8

Amount and Source of Applicants Matching Funds: \$2.6 million from the 2004 \$50 Million Waterfront Access and Preservation G.O. Bond and a \$500,000 Florida Fish & Wildlife Conservation Commission –Florida Boating Improvement Program Grant.

Other (non-FIND) Assistance applied for (name of program and amount) Florida Fish & Wildlife Conservation Commission – Florida Boating Improvement Program grant for \$500,000

Ownership of Project Site (check one): Own: X Leased: \_\_\_\_\_ Other: \_\_\_\_\_

If leased or other, please describe lease or terms and conditions: \_\_\_\_\_

Once completed, will this project be insured? No Explain: County is self insured for docking facilities

Has the District previously provided assistance funding to this project or site? : Yes

If yes, please list: 1991-1992 DuBois Park Restoration\$15,000, DuBois Park Marina Phase 1 – Shoreline Stabilization \$96,687, 2005-2006 DuBois Park Phase 1 Engineering, Design and Permitting for shoreline stabilization, marina and snorkeling \$61,854

What is the current level of public access in terms of the number of boat ramps, boat slips and trailer parking spaces, linear feet of boardwalk (etc.)? (as applicable): An approximately 1,100 linear foot gravel path runs along the shoreline

How many additional ramps, slips, parking spaces or other public access features will be added by the completion of this project? (as applicable): Once the project is complete DuBois Park will feature 24 day use docks, a water taxi landing site, and an approximately one-acre snorkeling area for use by the public. Two of the docks will be reserved for use by ocean rescue and a law enforcement vessel

If there are fees charged for the use of this project, please denote. How do these fees compare with fees from similar public & private facilities in the area? Please provide documentation The Palm Beach County Parks and Recreation Department is not planning on charging users fees at this point in time.

Does your community have a local mooring/anchoring ordinance? No If yes, is your ordinance in compliance with the current State laws regarding vessel mooring? \_\_\_\_\_. If no, explain \_\_\_\_\_.

Please list all Environmental Resource Permits Required for this project:

Agency	Yes/ No N/A	Date Applied For	Date Received
WMD	<u>Yes</u>	<u>March 2008</u>	_____
DEP	_____	_____	_____
ACOE	<u>Yes</u>	<u>March 2008</u>	_____
COUNTY/CITY	_____	_____	_____

orm No. 90-22a (New 10-14-92, Rev. 04-24-06, 4-15-07)

**ATTACHMENT E-4**  
**WATERWAYS ASSISTANCE PROGRAM**  
**APPLICATION EVALUATION AND RATING WORKSHEET**

The applicant is to complete this worksheet by entering the project title, applicant name and answers to the applicable questions. **\*\*Do not answer with more than three sentences.\*\***

All applicants must answer a total of ten questions. All applicants will complete Attachment E-4 of the worksheet, which includes questions 1 through 6.

Each applicant will then complete **one and only one sub-Attachment** (E-4 A, B, C, D or E, questions 7-10) according to the applicant's project type in reference to Attachment B. The applicant should determine their project type (if the project incorporates more than one project type) by determining which project type is dominant in terms of project cost.

**All other sub-attachments that are not applicable to an applicant's project should not be included in the submitted application.**

**APPLICATION TITLE:** DuBois Park Marina and Shoreline Stabilization  
**APPLICANT:** Palm Beach County Parks and Recreation Department

CATEGORY & RATING POINTS AVAILABLE	RATING POINTS	EVALUATION CRITERIA
---	------------------	---------------------

**1) PRIORITY LIST:**

- a) **List the priority list category of this project from Attachment C in the application.** (The application may only be of one type based upon the predominant cost of the project elements.)  
  
This project ranks #8 (Acquisition and Development of Public Boat Docking and Mooring Facilities.)
- b) **Explain how the project fits this priority category.**  
  
The project includes construction of 24 day use docks, water taxi landing, one acre snorkeling area, and shoreline stabilization and revetment.

(For reviewer only)  
Max. Available Score \_\_\_\_\_  
Range of Score (0 to \_\_\_\_\_ points)



## **2) WATERWAY RELATIONSHIP:**

**a) Explain how the project directly relates to the ICW and the mission of the Navigation District.** The public docks and water taxi landing will create a boater destination on the Jupiter Inlet with opportunities for fishing, snorkeling, beach access, picnicking and touring the historic DuBois Pioneer Home. A one-acre snorkeling area will be created by installing a limestone boulder breakwater along the south side of the Jupiter Inlet. The breakwater will create marine habitat and protect the beach from erosion, thereby reducing the amount of sediment washing into the inlet and ICW.

**b) How does the project benefit public navigation or access to the ICW or adjoining waterways?** The construction of the 24 day use docks and a water taxi landing will provide the public with an alternative mode of transportation to get to both DuBois and Jupiter Beach Parks. The day use docks will also provide boaters with a safe place to dock and catch bait in the inlet, check ocean conditions and ride out rough weather. The new docks will also accommodate a County lifeguard rescue vessel and a FWC marine patrol vessel.

*c) (For reviewer only)*  
(0-6 points)

---

## **3) PUBLIC USAGE & BENEFITS:**

**a) How is the public usage of this project clearly identified and quantified?**

*The Palm Beach County 2002 Public Boating Needs Assessment Study* clearly identifies the need for additional boater destinations, and the need to acquire and develop saltwater beach and boat access is justified through the continued increase in population growth and the loss of docking facilities within coastal communities in South Florida. According to the latest State Comprehensive Outdoor Recreation Plan (SCORP) study, 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, and water taxi landing will assist in meeting these needs as well as increase public access to saltwater amenities.

**b) Discuss the regional local public benefits and access to be provided by the project.**

Jupiter Inlet is Palm Beach County's northern most inlet, located only 1.7 miles from the Martin County line. Boaters from both northern Palm Beach County and southern Martin County use the Jupiter Inlet for ocean access and will use these new facilities.

**c) Estimate the amount of total public use.**

Because of the nature and variety of uses within the park, it is difficult to quantify public usage of water related facilities; however, Dubois Park is one of the most heavily utilized beach parks in Palm Beach County. The parking lot is generally completely full by 10 AM on weekends.

**d) Can residents from other counties of the District reasonably use the project? Explain.**

The St. Lucie Inlet is located 16 miles north of the Jupiter Inlet, and it is reasonable for boaters living in Martin County from Hobe Sound south to travel to the Jupiter Inlet to gain access to the Atlantic Ocean. In addition, boaters from surrounding areas can trailer their boats to Burt Reynolds to gain access to the ICW, and Burt Reynolds Park is located only 1.6 miles south of the Jupiter Inlet.

*(For reviewer only)*  
(0-8 points)

---

---

#### 4) TIMELINESS

- a) **Describe current status of the project and present a reasonable and effective timeline for the completion of the project consistent with Attachment E-8.**

The design and permit drawings are complete. Applications for all the environmental permits have been submitted and, with help of a County paid ACOE reviewer, permits are expected to be issued by September 2009. The County anticipates bidding the project in October, with construction commencing in January of 2010, contingent upon the availability of funding.

- b) **Briefly explain any unique aspects of this project that could influence the project timeline.**

None

*(For reviewer only)*  
*(0-3 points)*

---

#### 5) COSTS & EFFICIENCY:

- a) **List any additional funding sources and the status and amount of the corresponding funding that will be utilized to complete this project.**

The County has been awarded a \$500,000 Florida Fish and Wildlife Conservation Commission – Florida Boating Improvement Program Grant. The County has also received a \$100,000 Palm Beach County Metropolitan Planning Organization Water Taxi grant. The County will utilize monies from the 2004 \$50M GO Waterfront Access Bond.

- b) **Identify and describe any project costs that may be increased because of the materials utilized or specific site conditions.**

Materials are subject to market prices.

- c) **Describe any methods to be utilized to increase the cost efficiency of this project.**

The day use docks will be constructed without utility connections, thereby saving money. Value engineering will be completed by the County's Environmental Resource Management Department.

d) **If there are any fees associated with the use of this facility, please detail. In addition, please provide a listing of the fees charged by similar facilities, public and private, in the project area.** The dock slips will be provided at no charge for day use only on a first come first serve basis. The County does not currently charge for parking at either DuBois or Jupiter Beach Parks and there is no fee for use of park facilities. The Riviera Beach Marina (public marina) charges \$1.50 per foot per day for transient vessels and the Jupiter Seaport Marina (private marina) charges \$1.50 per foot per day for transient vessels.

*(For reviewer only)*  
*(0-6 points)*

---

---

**6) PROJECT VIABILITY:**

**a) Does the project fill a specific need in the community?**

As previously mentioned, studies have shown that there is a shortage of boater designations in Palm Beach County. The project has been designed to allow for greater public access to the park, the Jupiter Inlet and Atlantic Ocean, increasing anticipated recreational, economic and social benefits to the surrounding communities.

**b) Clearly demonstrate how the project will continue to be maintained after District funding is completed.**

DuBois Park and all associated improvements will continue to be maintained in perpetuity by the Palm Beach County Parks and Recreation Department. The Parks Maintenance Division currently has 308 full time employees and a \$31 million dollar operating budget.

**c) Will the program result in significant and lasting benefits? Please describe any environmental benefits associated with this project.**

Limestone boulders will be used for the breakwater, shoreline stabilization and snorkeling area, providing many nooks and crannies for marine life and reducing wave energy. Since the ocean is often too rough for inexperienced swimmers, the one-acre snorkeling area created along the south side of the Jupiter Inlet, will provide park patrons with a safe place to swim that is protected from currents, waves and boat traffic. The limestone boulders will help stabilize and protect the shoreline from erosion and will reduce the amount of sediment flow into the inlet.

*(For reviewer only)*  
*(0-7 points)*

---

SUB-TOTAL \_\_\_\_\_

**ATTACHMENT E-4A**  
**WATERWAYS ASSISTANCE PROGRAM**  
**APPLICATION EVALUATION AND RATING WORKSHEET**  
**DEVELOPMENT & CONSTRUCTION PROJECTS**

**THIS ATTACHMENT IS TO BE COMPLETED IF YOUR PROJECT IS A  
DEVELOPMENT OR CONSTRUCTION PROJECT BUT IS NOT AN INLET  
MANAGEMENT OR BEACH RENOURISHMENT PROJECT.**

**CATEGORY  
& RATING  
POINTS  
AVAILABLE**

**RATING  
POINTS**

**EVALUATION CRITERIA**

---

**7) PERMITTING:**

- a) Have all required environmental permits been applied for? If permits are NOT required, explain why not.**

Palm Beach County has applied for environmental permits from both South Florida Water Management District and the Army Corps of Engineers.

- b) If the project is a Phase I project, list the tasks scheduled to obtain the necessary permits and engineering work.**

In 2005, FIND awarded Palm Beach County a \$61,854 WAP Phase I grant to help pay for the engineering, design and permitting associated with the DuBois Park day use docks and snorkeling area. All design and permit drawings are complete, permit applications have been submitted and permits are expected to be received by September 2009.

- c) Detail any significant impediments that may have been identified that would potentially delay the timely issuance of the required permits.**

A seagrass survey was completed for the project area and there are no seagrasses that will be impacted by either proposed snorkeling area or day use docks. In addition, in 1975 the County constructed twenty wet slip docks along the peninsula which have since been destroyed, and the permit application will allow Palm Beach County to both dredge and rebuild these docks.

*(For reviewer only)*  
*(0-4 points)*

---

---

## 8) PROJECT DESIGN:

- a) **Has the design work been completed? If this is a Phase I project, has a preliminary design been developed?**

The design and permitting drawings have been completed and submitted to permitting agencies for approval.

- b) **Are there unique beneficial aspects to the proposed design that enhance public usage or access, decrease environmental impacts, improve water quality or reduce costs?**

The new day use docks and water taxi landing will provide boating access to DuBois Park, the Jupiter Inlet and the Atlantic Ocean. Construction of a new seawall, shoreline revetment and limestone boulder breakwater and snorkeling area will decrease erosion and sediments impacting the Jupiter Inlet and ICW, thereby reducing dredging costs. The use of limestone boulders for all revetments and the construction of snorkeling area instead of a concrete seawall will reduce wake reflection to create a safer boating environment. The snorkeling area will create habitat for marine life and will provide a sheltered swim area for the public safe from waves, currents and boat traffic, regardless of ocean conditions.

*(For reviewer only)*  
*(0-2 points)*

---

## 9) CONSTRUCTION TECHNIQUES:

- a) **Briefly explain the construction techniques to be utilized for this project.**

Heavy equipment will be used to remove concrete tailings and debris along the shoreline of the proposed snorkeling area. Placement of limestone boulders will be deployed from the landside. The mechanical dredging and installation of the concrete pilings will be done from a barge.

- b) **How are the construction techniques utilized appropriate for the project site?**

The majority of the construction activities will be staged from land, which is the method least disruptive to the marine environment and also the most cost effective.

- c) **Identify any unusual construction techniques that may increase or decrease the costs of the project.**

Standard construction techniques will be utilized.

*(For reviewer only)*  
*(0-3 points)*

---

10) CONSTRUCTION MATERIALS:

- a) List the materials to be utilized for this project. What is the design life of the proposed materials?

The seawall for the docks will be built using vinyl sheet pile with a concrete cap, which has a minimum 25 year life expectancy. The concrete piles used for the docks have a minimum 30 year life expectancy. Ipe hardwood is being used for the dock joists and decking because it is a farmed wood (renewable resource) with a 15-20 year life expectancy, and limestone boulders will last indefinitely.

- b) Describe any recyclable material to be utilized. How does the recyclable material (if any) compare to other available material?

While no recyclable materials will be utilized, Ipe hardwood will be used for the dock joists and decking, and it is a renewable resource as it is a farmed hardwood.

- c) Identify any unique construction materials that may significantly alter the project costs.  
None

(For reviewer only)  
(0-3 points)

RATING POINT  
TOTAL \_\_\_\_\_

(Note: The total maximum score possible is dependent upon the project priority category but cannot exceed 50 points unless the project qualifies as an emergency-related project. The minimum score possible is 0 points. A score of 35 points or more is required to be considered for funding.)

ATTACHMENT E-5

FLORIDA INLAND NAVIGATION DISTRICT  
ASSISTANCE PROGRAM

PROJECT COST ESTIMATE

(See Rule Section 66B-2.005 & 2.008 for eligibility and funding ratios)

PROJECT TITLE: DuBois Park Marina and Shoreline Stabilization

APPLICANT: Palm Beach County Parks and Recreation Department

Project Elements <i>(Please list the MAJOR project elements and provide a general cost break out for each one. For Phase I Projects, please list the major elements and products expected)</i>	Quantity Estimated Cost (Number and/or Footage)	Applicant's Cost	FIND Cost
Dredging, and stockpile	4,071 Cubic Yards	16,000	56,260
Backfill	1,653 Cubic Yards	18,090	25,000
Geotechnical testing and surveying (Topographic and Bathymetric)	Lump Sum	30,000	86,606
Construction of 24 slip marina			202,000
• 14' square concrete piles- 35 ft length	24 count/3,325 Linear Feet	24,915	14,160
• 14' timber mooring pile – 40 ft length	24 count/960 Linear Feet	6,000	97,700
• Cast-in-place 18" x 22" concrete caps	95 count/46.3 Cubic Yards	15,000	123,950
• Cast-in-place concrete bulkhead cap	132 Cubic Yards	22,000	143,910
• Dock carpentry	4,877 Square Feet	60,930	
Shoreline revetment and armoring	400 Linear feet	25,000	8,900
• Deadman earthworks	39 count/14.5 Cubic Yards	2,000	6,250
• 60"x8" 3' concrete deadman	39 count	15,000	19,600
• Tie Rods	14,240 Square Feet.	116,376	202,664
• Vinyl sheetpile bulkhead 890 LF x 16' deep			
Concrete tailing removal & Misc. demolition	500 Tons/Lump Sum	95,750	0
Installation of lime stone boulders to protect shoreline and create a snorkeling area			
• Bedding stone (including geotextile)	2,860 Tons	550,450	0
• Armor stone	11,103 Tons	1,357,290	0
• Bulkhead toe stone	1,158 Tons	206,634	0

**\*\* TOTALS =** \$ 3,548,435 \$ 2,561,435 \$ 987,000

ATTACHMENT E-6  
RESOLUTION FOR ASSISTANCE  
UNDER THE FLORIDA INLAND NAVIGATION DISTRICT  
WATERWAYS ASSISTANCE PROGRAM

R2008 0798 MAY 06 2008

WHEREAS, THE Palm Beach County Board of County Commissioners is interested in carrying out the following described project for the enjoyment of the citizenry of Palm Beach County and the State of Florida:

Project Title: DuBois Park Marina and Shoreline Stabilization

Total Estimated Cost \$3,548,435

Brief Description of Project:

This grant application, pending its approval, will be used in tandem with Florida Fish and Wildlife Conservation Commission - Florida Boating Improvement Program funding for the construction of a twenty-four slip marina, replacement of four docks at Zeke's Marina, installation of rip-rap for shoreline stabilization, and construction of a snorkeling area along the south side of the Jupiter Inlet.

AND, Florida Inland Navigation District financial assistance is required for the program mentioned above,

NOW THEREFORE, be it resolved by the Palm Beach County Board of County Commissioners that the project described above be authorized,

AND, be it further resolved that said Palm Beach County Board of County Commissioners make application to the Florida Inland Navigation District in the amount of 28% of the actual cost of the project in behalf of said Palm Beach County Board of County Commissioners

AND, be it further resolved by the Palm Beach County Board of County Commissioners that it certifies to the following:

1. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.
2. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached



thereto unless prior approval for any change has been received from the District.

3. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of said Palm Beach County Board of County Commissioners for public use.

4. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P. L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by handicapped persons as well as other federal, state and local laws, rules and requirements.

5. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.

6. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

This is to certify that the foregoing is a true and correct copy of a resolution duly and legally adopted by the Palm Beach County Board of County Commissioners at a legal meeting held on this 6<sup>th</sup> day of May 2008.

Attest:

Sharon R. Bock, Clerk & Comptroller  
Palm Beach County

By: Mary Bock  
Deputy Clerk

Approved as to Form and Legal Sufficiency

By: Anne Helfant  
Anne Helfant, Assistant County Attorney

R2008 0798 MAY 06 2008

Palm Beach County, Florida, By  
Its Board of County Commissioners

By: Addie L. Greene  
Commissioner Addie L. Greene, Chairperson

Approved as to Terms & Conditions

By: Dennis Eshleman  
Dennis Eshleman, Director  
Parks & Recreation Department

**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

May 17, 2005

**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 15<sup>th</sup> 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 31 years.

Very truly yours,

*Anne Helfant*

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 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. 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.

72 JUN 5 PM 12:02

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

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 432, 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 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. 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 1-1/4" 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 ONE 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.

  
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.

FILED 2020 PAGE 579

Entered in U. S. Court &  
Record verified  
Palm Beach County, Fla.  
John B. Duglio  
Clerk 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 \$420.36; 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:

74 FEB 12 PM 3:50

CLERK OF CIRCUIT COURT  
PALM BEACH COUNTY

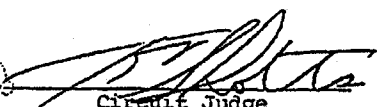
74 FEB 12 AM 10:07

FILED

ORDERED and ADJUDGED that the Defendants, L. 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(2)

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 politi- )  
cal 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

1971 MAR 719


- 1 -

00-43-40-31-00-000-5000

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 18<sup>th</sup> 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, Farrell & Faust  
Attorneys for John R. DuBois  
and Bessie W. DuBois  
205 North Avenue  
Palm Beach, Florida 33480

FILED 1971 PAGE 720

Recorded in O & Book &  
Record verified  
Palm Beach County, Fla.  
John B. Duckie  
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 DuBois 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

72 OCT 26 AM 11:53

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 S. [Signature]*  
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

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 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 1-1 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 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 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 easements 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 Northwestern 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 Northwestern 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 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 1-1/4 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  $\pm$ .

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 Northwesternly line of that parcel of land conveyed to John R. DuBois and Rosale 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 West line 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 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 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; 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  $\pm$  to the point of beginning, containing 0.82 acres  $\pm$ .

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 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 + 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

JOHN B. DUNKLE, Clerk Florida  
Attest: Board of County Commissioners by its Board of County Commissioners

J. PAUL KEMP  
Deputy Clerk/Comp. Dir.  
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

EEA2072 PCE 547

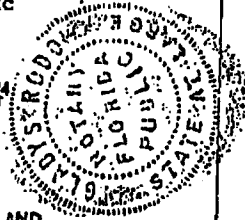
ROBERT F. CULPEPPER, known to me to be the Chairman of the Board of  
County Commissioners of Palm Beach County, Florida, and known to me to  
be the person whose name is subscribed to the within instrument and  
acknowledged that he executed the same on behalf of the County of Palm  
Beach, a political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

Glady Roda  
Notary Public

My Commission Expires:

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



APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

Michael S. ...  
COUNTY ATTORNEY

**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

May 17, 2005

**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 15<sup>th</sup> 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 33 years.

Very truly yours,

*Anne Helfant*

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 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 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 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, said point also being the point of beginning; 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 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  $\pm$ . 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<sup>±</sup>.

### 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 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, said point being the point of beginning of this description; 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, 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-8**  
**WATERWAYS ASSISTANCE PROGRAM**  
**PROJECT TIMELINE**

**Project Title:** DuBois Marina

**Applicant:** Palm Beach County Board of County Commissioners

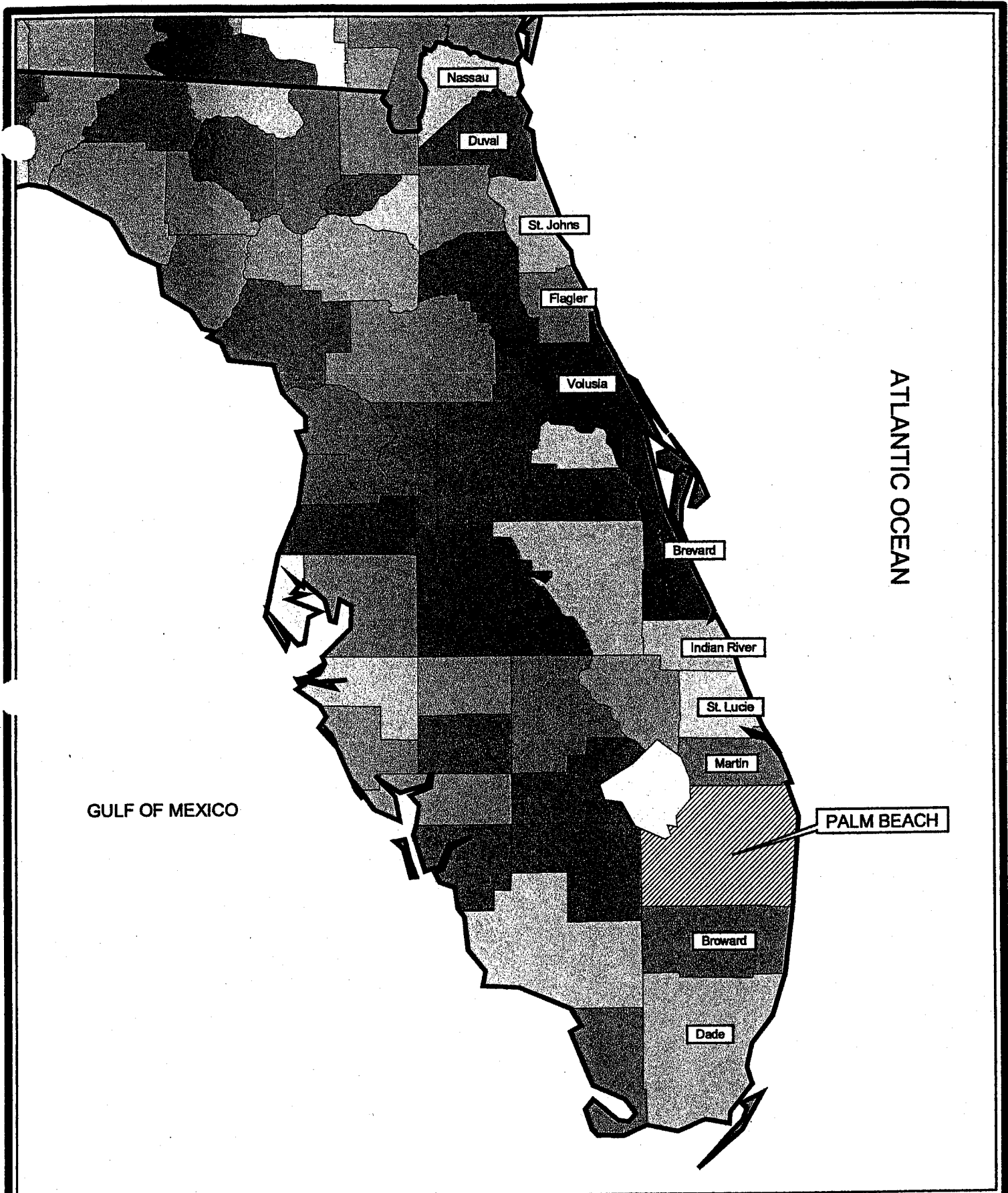
The applicant is to present a detailed timeline on the accomplishment of the components of the proposed project including completion dates, as applicable, for; permitting, design, bidding, applicant approvals, initiation of construction and completion of construction.

---

FIND Grant Approval	July 2009
Project Awarded	September 2009
Project Agreement Execution	October 2009
Project Out to Bid	November 2009
Project under Construction	February 2010-July 2010
Project Completion	July 2010
Reimbursement Request Submitted	August 2010

**Attachment 9**

**County Location Map**



GULF OF MEXICO

ATLANTIC OCEAN

PALM BEACH



PALM BEACH COUNTY  
PARKS AND RECREATION DEPARTMENT

# PALM BEACH COUNTY, FLORIDA

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 coverage are dynamic and in a constant state of maintenance, correction and update.

Source:  
Palm Beach County GIS Coordinator  
Palm Beach County Parks and Recreation

Map Date: March 7, 2002  
Created by: S. Hamilton

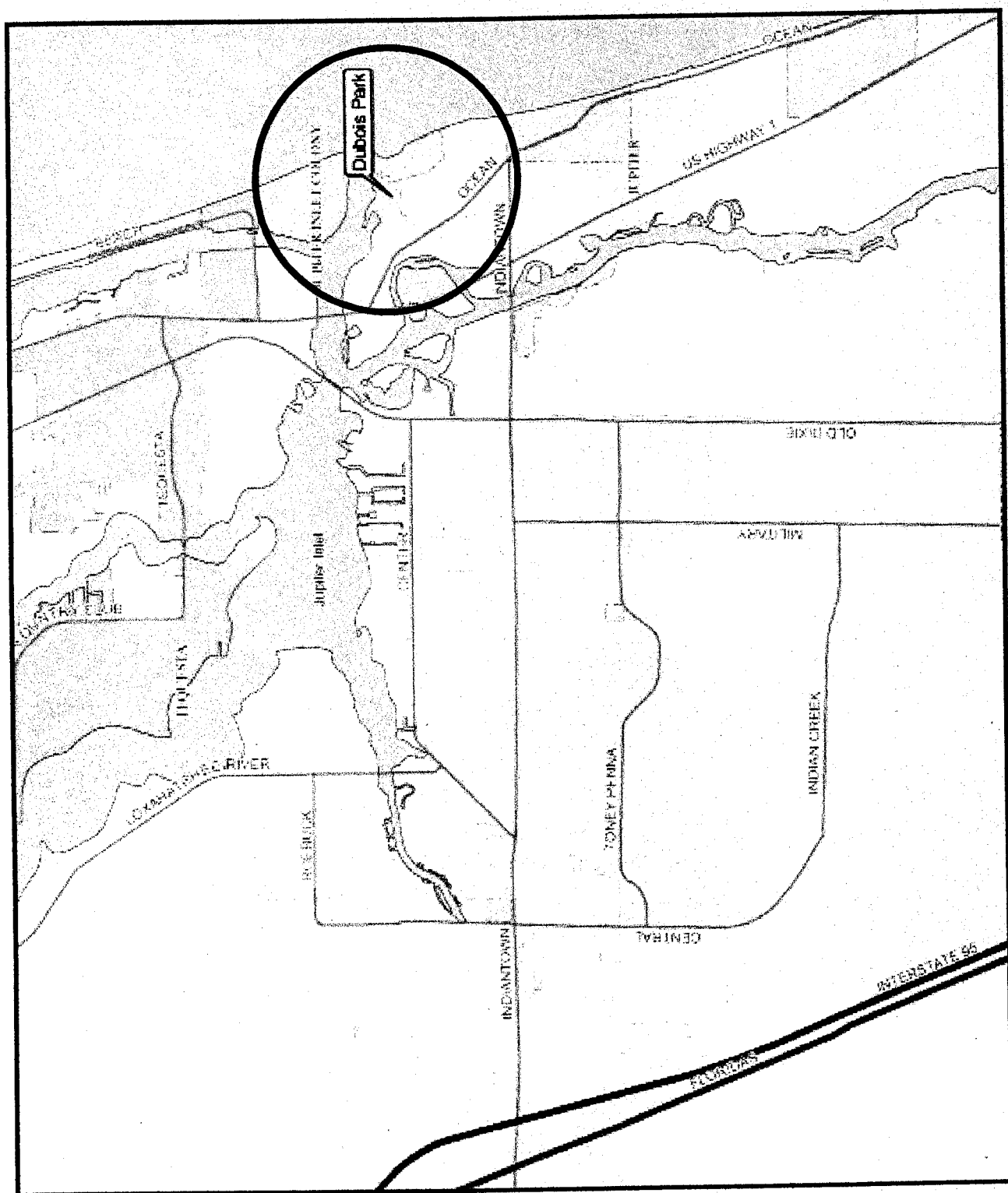


SCALE: 1" = 48mi

**Attachment 10**

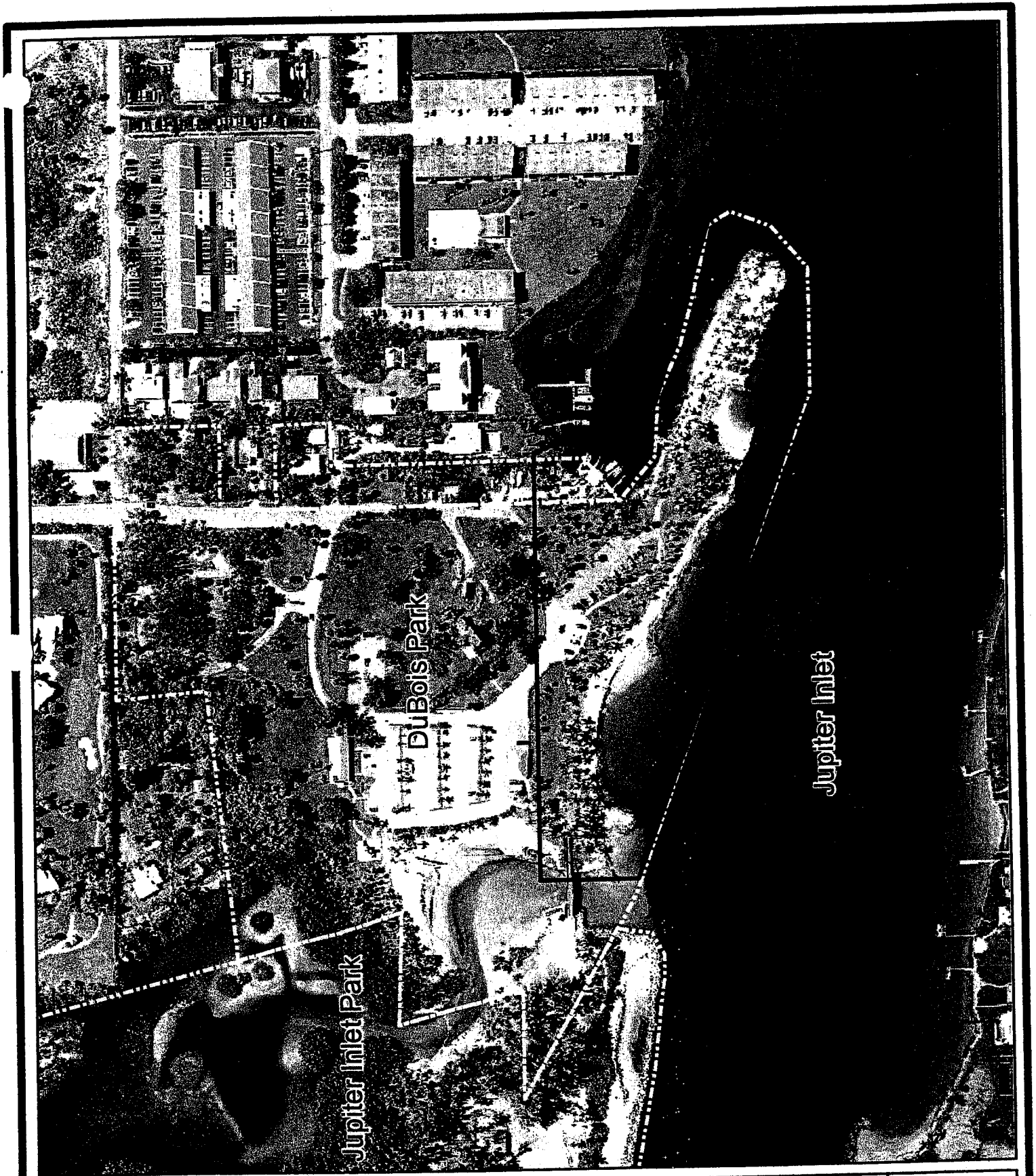
**City location Map**





**Attachment 11**

**Project Boundary Map**



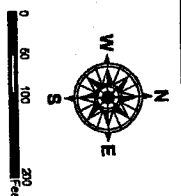
Palm Beach County  
Parks and Recreation Department  
Planning and Design Division

## Attachment 12 Project Boundary Map

This map is provided "as is" without warranty or any representation of accuracy, timeliness or completeness. The County makes no warranty, expressed or implied, as to the use of this map. There are no implied warranties of merchantability or fitness for a particular purpose. The creator 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.

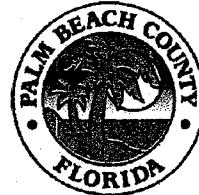
Source:  
Palm Beach County GIS Coordination  
Palm Beach County Parks and Recreation  
Image Date: 2007

Map Date: March 21, 2008  
Created By: C. Galt  
Dubois@wtaitech12projboundary

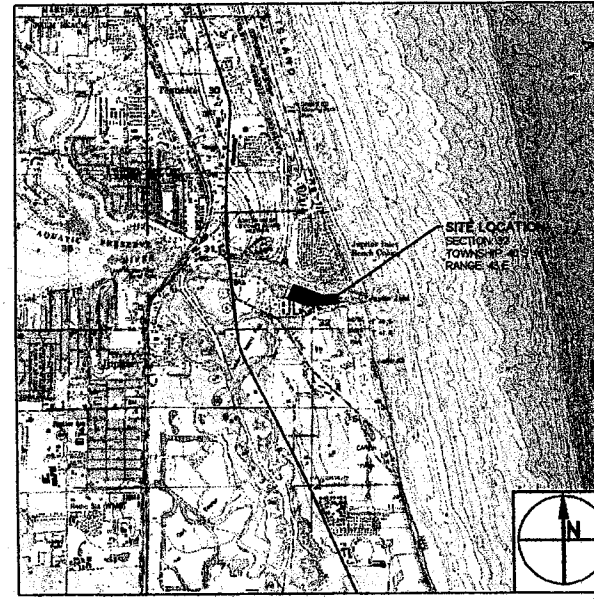


**Attachment 12**  
**Site Development Plan**

90%  
DRAFT



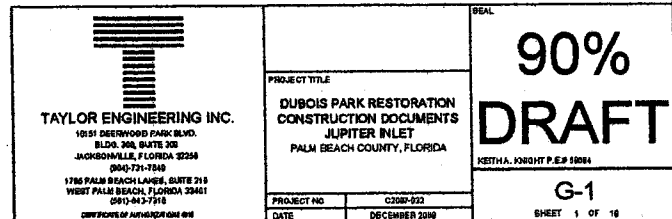
- Q-1 TITLE SHEET**
- Q-2 PROJECT NOTES**
- Q-3 PROJECT OVERVIEW**
- C-1 DOCK FACILITY & DREDGING PLAN**
- C-2 DOCK FACILITY DREDGING TEMPLATE & EXISTING BATHYMETRY**
- C-3 DOCK FACILITY & DREDGING CROSS SECTIONS**
- C-4 DOCK FACILITY PLAN**
- C-5 DOCK FACILITY DETAILS A**
- C-6 DOCK FACILITY DETAILS B**
- C-7 DOCK FACILITY DETAILS C**
- C-8 DOCK FACILITY DETAILS D**
- C-9 DOCK FACILITY BULKHEAD DETAILS A**
- C-10 DOCK FACILITY BULKHEAD DETAILS B**
- C-11 SEAWALL PLAN**
- C-12 SEAWALL CROSS SECTIONS**
- C-13 STONE BREAKWATER PLAN**
- C-14 STONE BREAKWATER PROFILE & DETAILS**
- C-16 STONE BREAKWATER CROSS SECTIONS**

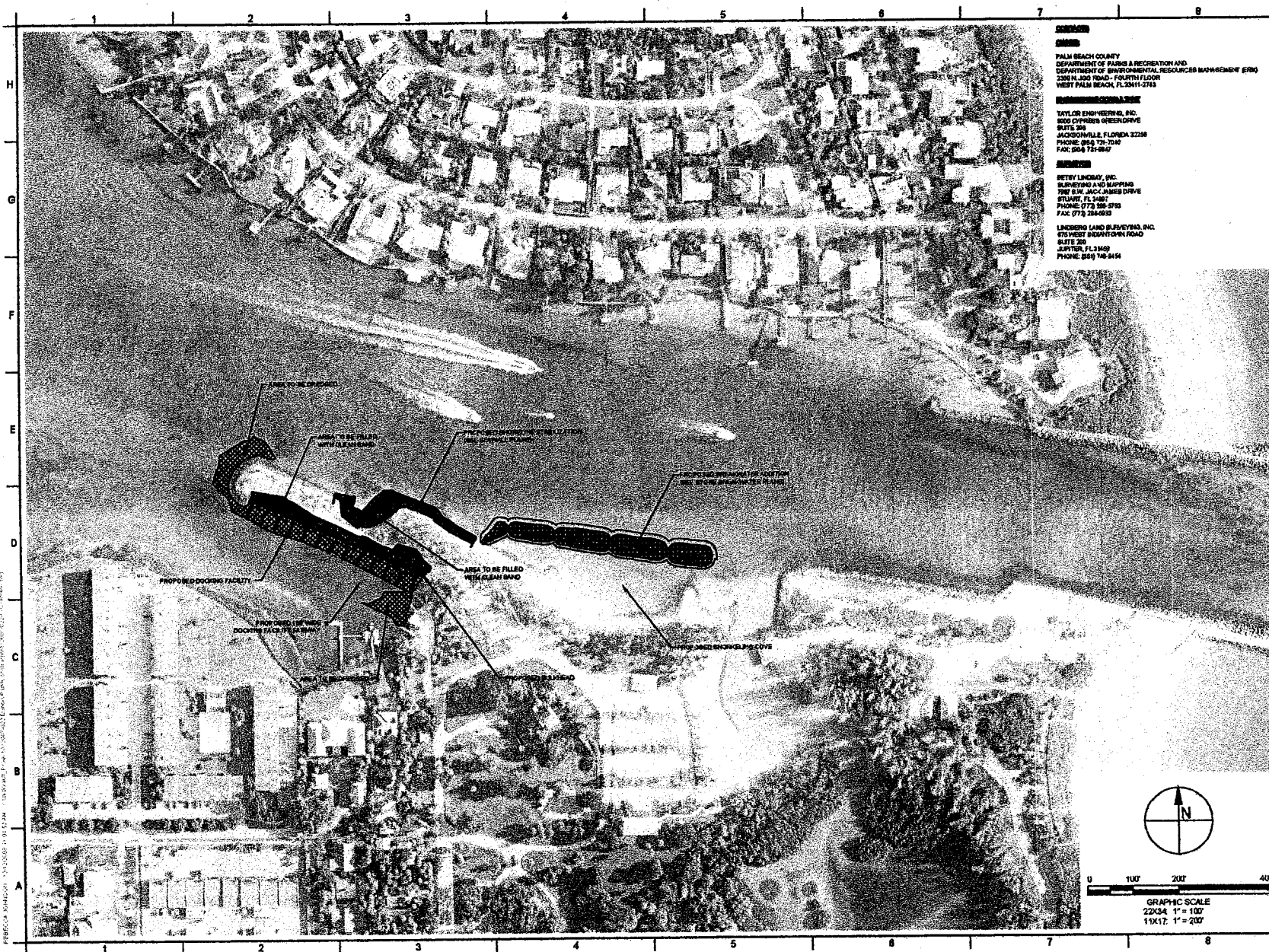


**VICINITY MAP**  
1" = 2000' (24x36)  
1" = 4000' (11x17)

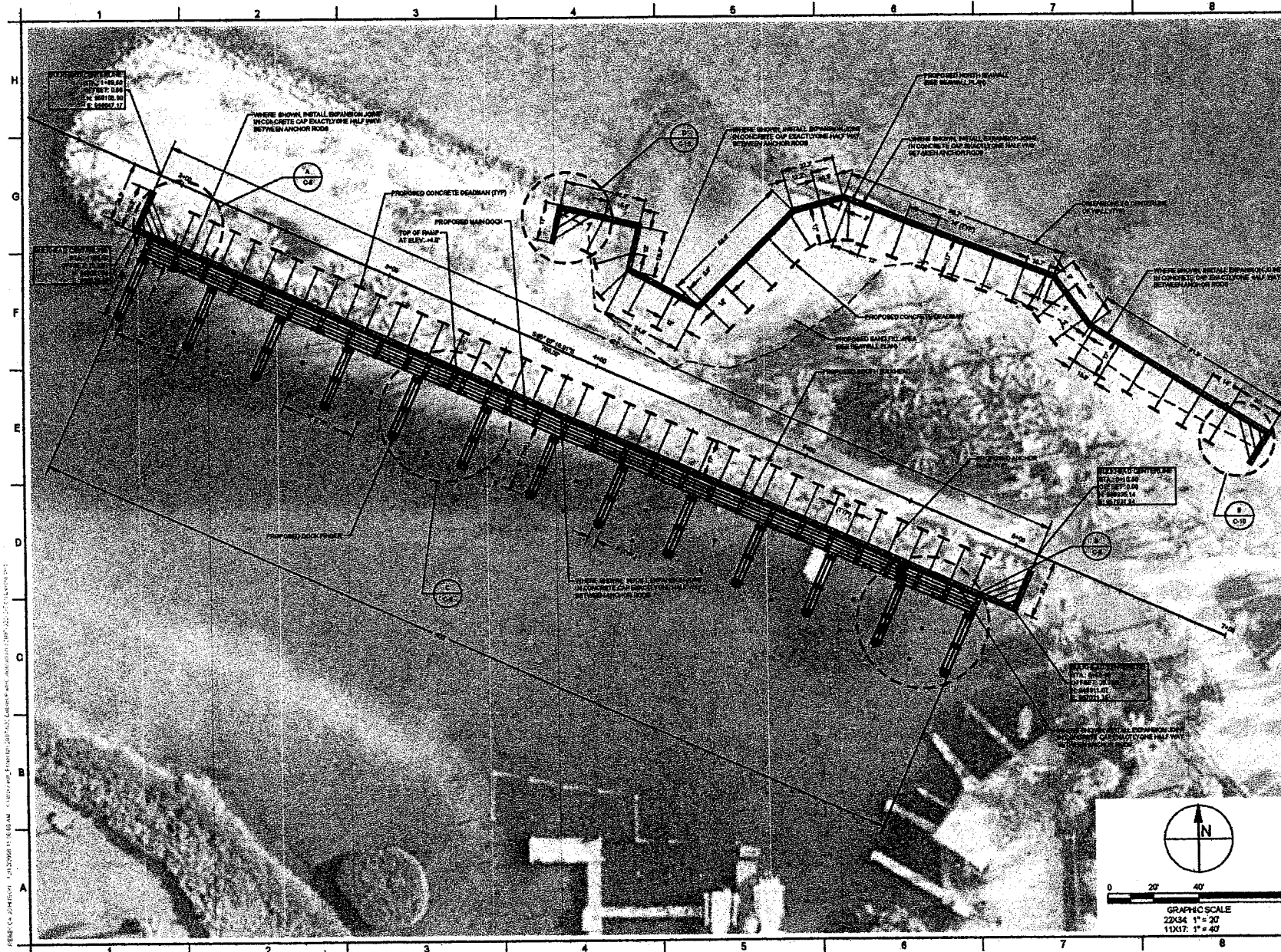
REFERENCE:  
13087.8 QUADRANGLE MAP  
JUNTER, FLORIDA 1949  
\*NOTO REVISED 1963  
BATHYMETRY ADDED 1966

LOCATION MAP  
N.T.S.












**TAYLOR ENGINEERING INC.**  
16161 DEERWOOD PARK BLVD.  
BLDG. 200, SUITE 300  
JACKSONVILLE, FLORIDA 32256  
(904) 731-5000  
1704 PALM BEACH LAKES, SUITE 210  
WEST PALM BEACH, FLORIDA 33411  
(561) 840-7310  
CERTIFICATE OF AUTHORIZATION #15

# 90% DRAFT

KETHA, JUDITH P.E. & BBA  
PROJECT TITLE  
**DUBOIS PARK RESTORATION  
CONSTRUCTION DOCUMENTS  
JUPITER INLET**  
PALM BEACH COUNTY, FLORIDA  
Call CD Ranyone Day before you dig. It's the Law!  
  
1-800-432-4770

PROJECT NO.	C207-022
DATE	DECEMBER 2008
DESIGNED	KAK
DRAWN	AML
CHECKED	NEL
REVIEWED	JTA
SCALE	AS SHOWN
DRAWING TITLE	
<b>DOCK FACILITY PLAN</b>	
<b>C-4</b>	
SHEET 7 OF 10	

### **Attachment 13**

#### **Permits**

On April 14, 2008 the County applied to SFWMD for an environmental permit for the DuBois Marina and water taxi landing. On May 14, 2008 SFWMD requested additional information prior to issuing an environmental permit. The County submitted the additional information requested in February 2009, permits are expected to be issued no later than September 2009.