



**II. FISCAL IMPACT ANALYSIS**

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

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

Is Item Included In Current Budget? Yes \_\_\_\_\_ No \_\_\_\_\_  
 Budget Account No.: Fund \_\_\_\_\_ Agency \_\_\_\_\_ Org. \_\_\_\_\_ Object \_\_\_\_\_  
 Program \_\_\_\_\_

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

\* No additional fiscal impact as a result of this item.

**C. Departmental Fiscal Review:**                     atwillhite                    

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Dev. and Control Comments:**

                    8.24.09                      
 OFMB                     8/21/09                                         8/19/09                    

                    125/09                      
 Contract Dev. and Control                     8/25/09                    

**B. Legal Sufficiency:**

                    8/28/09                      
 Assistant County Attorney

**C. Other Department Review:**

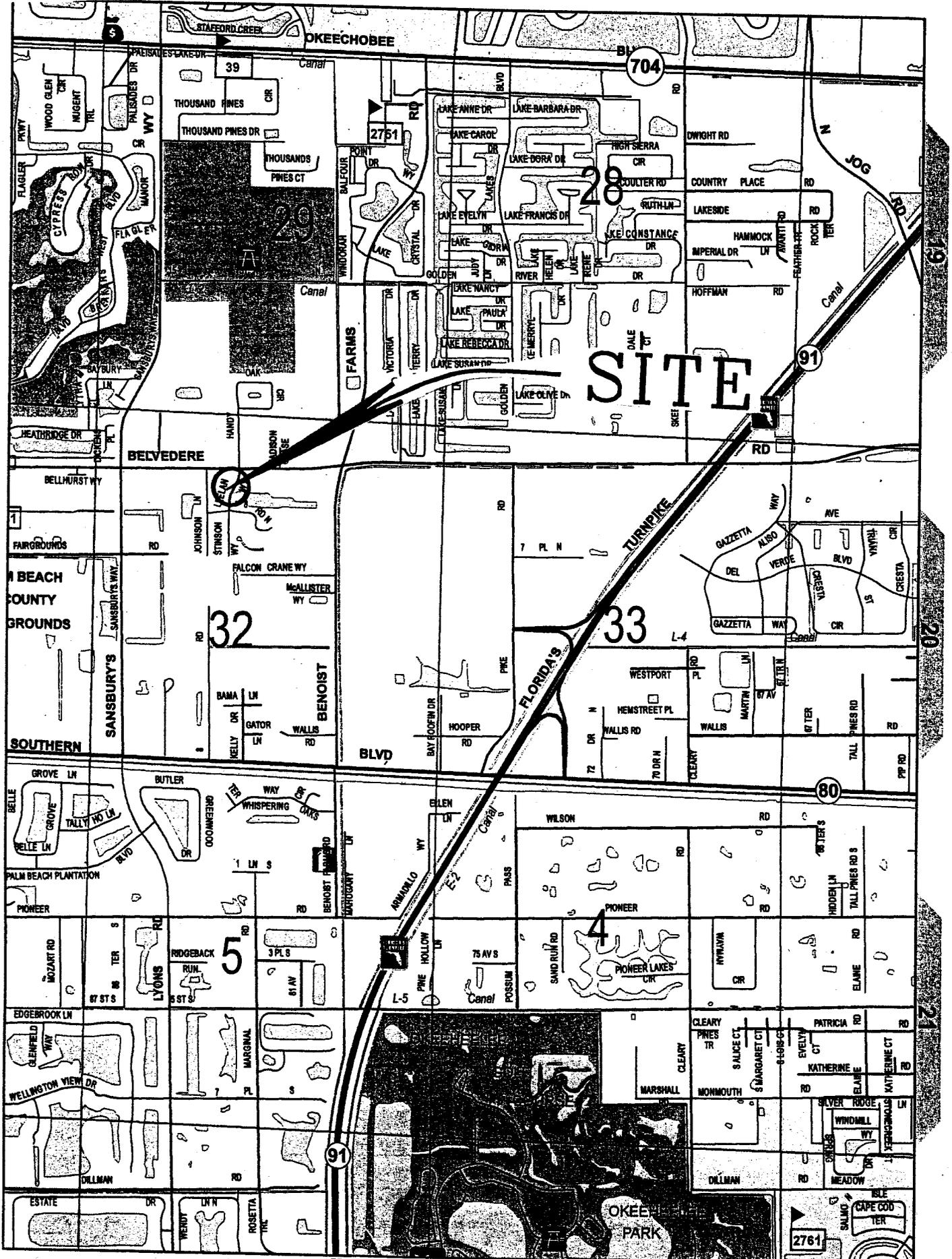
\_\_\_\_\_  
 Division Director

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

143

143

144



VACATING 15' WIDE UTILITY EASEMENT  
 WITHIN LOT 3 - LEELAN WEST INDUSTRIAL PARK  
 PLAT BOOK 62, PAGE, 133

LOCATION SKETCH



RESOLUTION NO. R-2009-\_\_\_\_\_

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, VACATING THE 15 FOOT WIDE UTILITY EASEMENT ALONG THE SOUTH LINE OF LOT 3, LESS THE EAST 10 FEET THEREOF, LYING WITHIN THE PLAT OF LEELAN WEST INDUSTRIAL PARK, RECORDED IN PLAT BOOK 62, PAGE, 133, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

**WHEREAS**, the Board of County Commissioners of Palm Beach County, Florida, has considered the vacation pursuant to authority in Sections 177.101 and 336.09 of the Florida Statutes and Ordinance No. 86-18 known as the Palm Beach County Right-of-Way Abandonment and Plat Vacation Ordinance, as amended, for the vacation of that portion of the utility easement; and

**WHEREAS**, said petition to vacate said portion of the easement was submitted by Catoe Investments, Inc., a Florida corporation; and

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

**WHEREAS**, this Board while convened in regular session on September 15, 2009, did hold a meeting on said petition to vacate, and this Board determined that said portion of the utility easement is in excess of the requirements of the local utility companies.

**RESOLUTION R-2009-\_\_\_\_\_**

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

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

**RESOLUTION R-2009-\_\_\_\_\_**

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

Commissioner John F. Koons, Chairman

Commissioner Burt Aaronson, Vice Chairman

Commissioner Karen T. Marcus

Commissioner Shelley Vana

Commissioner Steven L. Abrams

Commissioner Jess R. Santamaria

Commissioner Priscilla A. Taylor

The Chair thereupon declared the Resolution duly passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

**PALM BEACH COUNTY, FLORIDA, BY ITS  
BOARD OF COUNTY COMMISSIONERS**

**Sharon R. Bock, Clerk & Comptroller**

**BY: \_\_\_\_\_  
Deputy Clerk**

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY**

**BY: \_\_\_\_\_  
County Attorney**

AN EASEMENT IN SECTION 32, TOWNSHIP 43 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, LYING IN LOT 3, OF LEELAN WEST INDUSTRIAL PARK, RECORDED IN PLAT BOOK 62, PAGE 133, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING:

THE 15' UTILITY EASEMENT RUNNING ALONG THE SOUTH LINE OF SAID LOT 3, LESS THE EAST 10.00 FEET THEREOF.

CONTAINING 3750 SQUARE FEET, MORE OR LESS.

BEARING BASIS: N88°59'36"E ALONG THE SOUTH LINE OF LOT 3, AS SHOWN ON THE PLAT OF LEELAN WEST INDUSTRIAL PARK, PLAT BOOK 62, PAGE 133.

THE DESCRIPTION SKETCH AND THE DESCRIPTION TEXT COMPRISE THE COMPLETE LEGAL DESCRIPTION. THE LEGAL DESCRIPTION IS NOT VALID UNLESS BOTH ACCOMPANY EACH OTHER. REPRODUCTIONS OF THIS DOCUMENT ARE NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND THE ORIGINAL RAISED SEAL OF THE FLORIDA LICENSED SURVEYOR AND MAPPER NOTED BELOW.

**ABBREVIATIONS**

P.B. - PLAT BOOK  
L.A.E. - LIMITED ACCESS EASEMENT

  
\_\_\_\_\_  
JOHN E. PHILLIPS III  
PROFESSIONAL LAND SURVEYOR  
STATE OF FLORIDA No. 4826  
DATE: 9/29/06

Easement abandonment

 **BROWN & PHILLIPS, INC.**

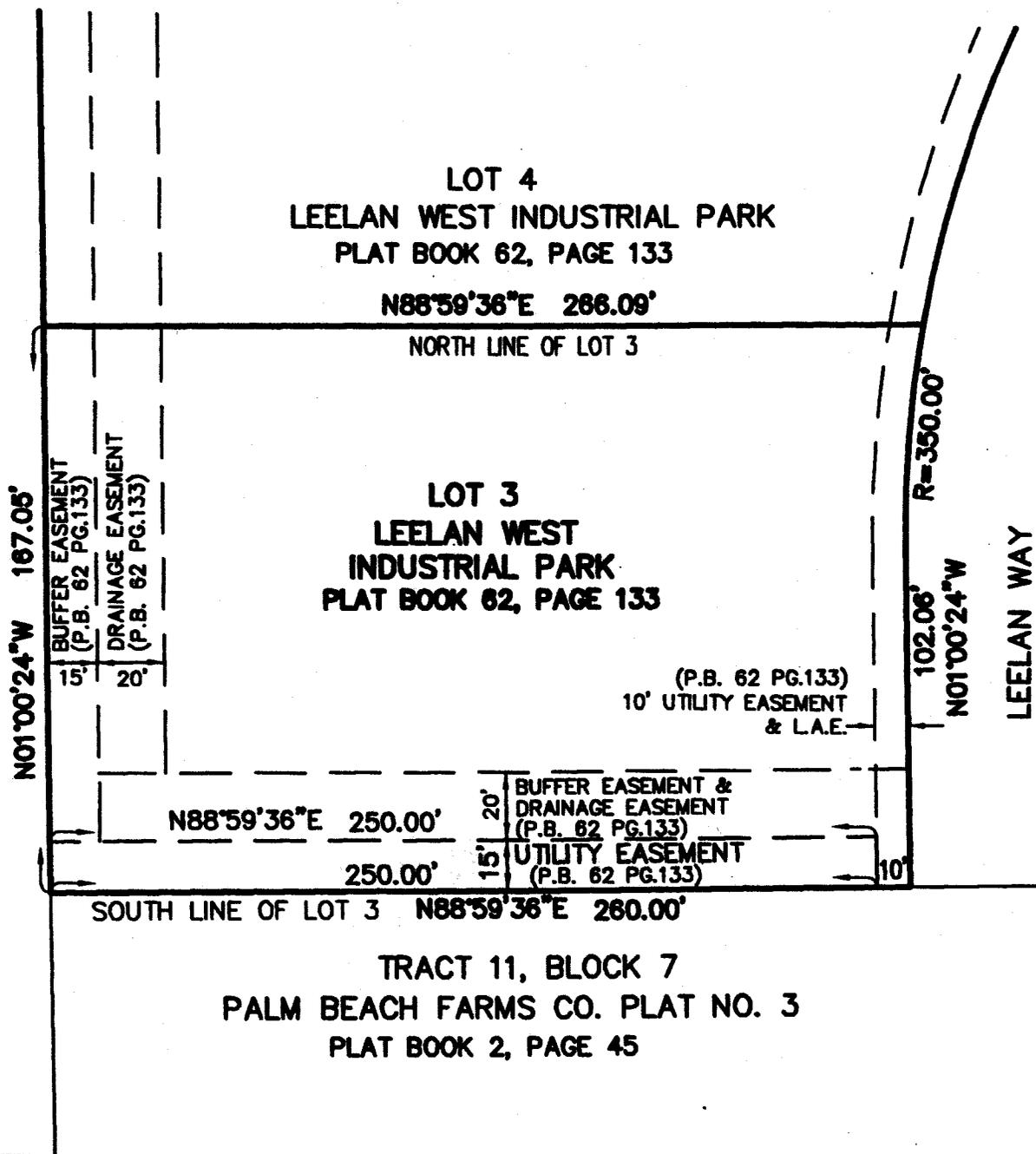
PROFESSIONAL SURVEYING SERVICES  
CERTIFICATE OF AUTHORIZATION # LB 6473  
901 NORTHPOINT PKWY, SUITE 305, W.P.B. FLORIDA 33407  
(561) 615-3988, (561) 615-3986 FAX

**LEGAL DESCRIPTION**

DRAWN: MB	PROJ. No. 05-020
CHECKED: JEP	SCALE: NONE
CATOE INVESTMENTS	DATE: 9/1/05
	SHEET 1 OF 2



PALMS WEST INDUSTRIAL PARK  
PLAT BOOK 71, PAGE 75



N01°00'24"W 167.05'

5' BUFFER EASEMENT  
(P.B. 62 PG.133)

20' DRAINAGE EASEMENT  
(P.B. 62 PG.133)

LOT 4  
LEELAN WEST INDUSTRIAL PARK  
PLAT BOOK 62, PAGE 133

N88°59'36"E 286.09'

NORTH LINE OF LOT 3

LOT 3  
LEELAN WEST  
INDUSTRIAL PARK  
PLAT BOOK 62, PAGE 133

(P.B. 62 PG.133)  
10' UTILITY EASEMENT  
& L.A.E.

102.06' R=350.00'

N01°00'24"W

LEELAN WAY

N88°59'36"E 250.00'

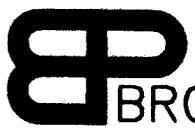
20' BUFFER EASEMENT &  
DRAINAGE EASEMENT  
(P.B. 62 PG.133)

10' UTILITY EASEMENT  
(P.B. 62 PG.133)

250.00'

SOUTH LINE OF LOT 3 N88°59'36"E 280.00'

TRACT 11, BLOCK 7  
PALM BEACH FARMS CO. PLAT NO. 3  
PLAT BOOK 2, PAGE 45



**BROWN & PHILLIPS, INC.**  
PROFESSIONAL SURVEYING SERVICES  
CERTIFICATE OF AUTHORIZATION # LB 6473  
901 NORTHPOINT PKWY, SUITE 305, W.P.B. FLORIDA 33407  
(561) 615-3988, (561) 615-3986 FAX

SKETCH TO ACCOMPANY LEGAL DESCRIPTION	
THIS SKETCH IS NOT A SURVEY	
DRAWN: MB	PROJ. No. 05-020
CHECKED: JEP	SCALE: 1" = 50'
CATOE INVESTMENTS	DATE: 9/1/05
	SHEET 2 OF 2