Agenda Item #: 50

#### PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

	September 15, 2009	[ ] Consent [ ] Workshop	======================================
Osharitt			

 Submitted By:
 Engineering and Public Works

 Submitted For:
 Land Development Division

#### I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to adopt:** A resolution: rescinding Resolution No. R-2007-0586 abandoning a portion of the proposed extension of University Drive from Palmetto Park Road south 3,500 feet  $\pm$  to Hillsboro Canal, as described in Official Record Book 3600, Page 1624, and abandoning a portion of the proposed extension of Riverside Drive from the Hillsboro Canal north 2,240 feet  $\pm$ , as described in Official Record Book 3600, Page 1627, Public Records of Palm Beach County, Florida; authorizing the Board of County Commissioners (Board) to execute a utility easement to the Palm Beach County Water Utilities Department; reserving a pathway easement; reserving a drainage easement; abandoning a portion of the proposed extension of University Drive from Palmetto Park Road south 3,500 feet  $\pm$  to Hillsboro Canal, as described in Official Record Book 3600, Page 1627, Public Records of Palm Beach County (Board) to execute a utility easement; reserving a drainage easement; abandoning a portion of the proposed extension of University Drive from Palmetto Park Road south 3,500 feet  $\pm$  to Hillsboro Canal, as described in Official Record Book 3600, Page 1624 and abandoning a portion of the proposed extension of Riverside Drive from the Hillsboro Canal north 2,240 feet  $\pm$ , as described in Official Record Book 3600, Page 1627, Public Records of Palm Beach County, Florida, which includes the utility easement and the reservation of the pathway and drainage easements.

**SUMMARY:** Adoption of this resolution rescinds R2007-0586, allows for the abandonment of University Drive and a portion of Riverside Drive between Palmetto Park Road and the Hillsboro Canal and provides for a utility easement, as well as a reservation of drainage and pathway easements.

#### District 5 (PK)

**Background and Policy Issues:** On March 12, 2007, the Board agreed to support a legislative bill to de-annex approximately 1,949 acres south of the Hillsboro Canal, west of State Road 7 into Broward County.

(Continued on Page 3)

#### **Attachments:**

- 1. Location Sketch (attachment 1)
- 2. Rescind R-2007-586 (attachment 2)
- 3. Resolution with Legal Description and Sketch (attachment 3)
- 4. Palm Beach County Water Utility Easement (attachment 4)
- 5. Legal Description and sketch for Pathway Easement (attachment 5)
- 6. Legal Description and sketch for Drainage Easement. (attachment 6)

Recommended by:	20 Aug 2009
Approved by: , Weld	0/24/09
County Engineer	Date

F:\LAND\_DEV/BOARD ACTIONS\BDACTION-ABANDONMENTS\2009\UNIVERSITY-RIVERSIDE-ABANDON-PUBLICHEAR.DOC

#### II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2009	2010	2011	2012	2013
Capital Expenditures Operating Costs					<del>A' ' a</del>
External Revenues Program Income (County) In-Kind Match (County)					
NET FISCAL IMPACT	<u>+</u>				
# ADDITIONAL FTE POSITIONS (Cumulative)					
Is Item Included In Curre Budget Account No.: Fund Prog	ent Budge   Ag  ram	jency	Org.	No Obje	ct
B. Recommended Sources of	of Funds	/Summary	of Fiscal	l Impact	:

III. REVIEW COMMENTS

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

8-31-09 - Cr 25/09 8-28-09

Contract Dev. and Control 8/3)/09

B. Legal Sufficiency:

Gunty Attorney Assistant

C. Other Department Review:

Division Director

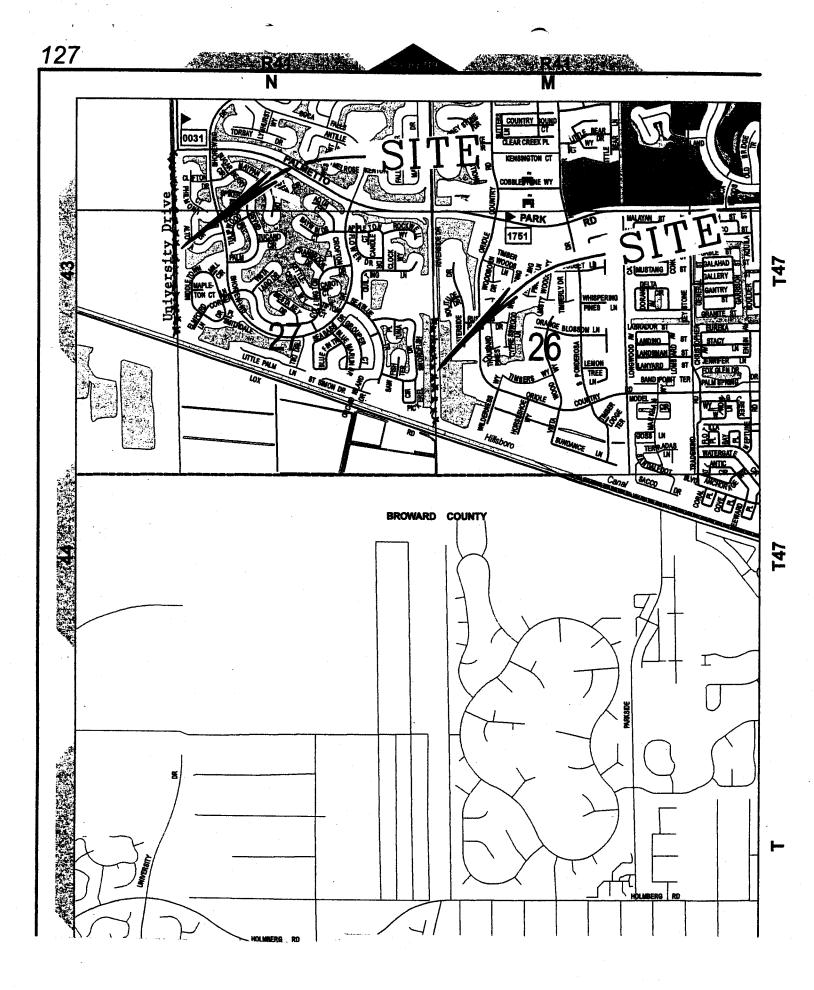
This summary is not to be used as a basis for payment.

# Background and Policy Issues: (Continued from Page 1)

The Board's support was contingent upon the subject road rights-of-way being abandoned. On April 18, 2007, the Board's approval of the abandonment of these road rights-of-way was contingent upon the approval of the revision of the Thoroughfare Right-of-Way Identification Map and the Future 20/20 Roadway System by the Number of Lanes Map, deleting these two roads. These revisions were approved by Department of Community Affairs (DCA) on July 15, 2009. Since the approval of the abandonment in 2007, there have been requests by Palm Beach County Water Utilities Department, the County Engineer and the Lake Worth Drainage District to provide either reservation or conveyance of easements. In order to accommodate these requests the original resolution, approving the abandonment, must be rescinded and a replacement resolution approved.

Utilities service providers have no objection to the vacation because an easement has been executed to Palm Beach County Water Utilities Department for future use and will be recorded simultaneously with the abandonment.

A pathway easement and a drainage easement have been reserved for future use.



# VACATING PORTIONS OF UNIVERSITY DRIVE AND RIVERSIDE DRIVE

# LOCATION SKETCH

Λ

Ν

Attachment 1

# RESOLUTION NO. R-2007-\_0586

A RESOLUTION ABANDONING A PORTION OF THE PROPOSED EXTENSION OF UNIVERSITY DRIVE FROM PALMETTO PARK ROAD SOUTH  $3,500'\pm$  TO HILLSBORO CANAL, AS DESCRIBED IN OFFICIAL RECORD BOOK 3600, PAGE 1624, AND ABANDONING A PORTION OF THE PROPOSED EXTENSION OF RIVERSIDE DRIVE FROM THE HILLSBORO CANAL NORTH  $2,240'\pm$ , AS DESCRIBED IN OFFICAL RECORD BOOK 3600, PAGE 1627, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, pursuant to authority in Section 336.09, Florida Statutes, and Ordinance No. 86-18 known as the Palm Beach County Right-of-Way Abandonment and Plat Vacation Ordinance, as amended, and the petition of the County Engineer, called a public hearing to be held in the County Commissioners' Chambers, at the Governmental Office Complex, West Palm Beach, Florida, on April 18, 2007, to consider and determine whether or not Palm Beach County would vacate, abandon, discontinue and close, renounce and disclaim any right or interest of the County to that portion of University Drive from Palmetto Park Road south 3,500'± to Hillsboro Canal, and that portion of Riverside Drive from the Hillsboro Canal north 2,240'±; and

WHEREAS, in accordance with Ordinance No. 86-18, as amended, notice of the holding of such meeting was duly published in the Palm Beach Post on April 1, 2007; and

# RESOLUTION NO. R-2007-\_\_\_\_0586\_\_\_

WHEREAS, this abandonment will not be recorded in the public records until the revised Thoroughfare Right-of-Way Identification Map and the Future 20/20 Roadway System by the Number of Lanes Map, deleting these roads, has been officially adopted and is in effect. The anticipated dates are late 2007 and/or early 2008. Should these amendments not be adopted, then this resolution will be rescinded by this Board.

WHEREAS, this Board did hold said hearing as advertised and determined that such action will not materially interfere with the County Road System and will not deprive any person of a reasonable means of ingress and egress from at least one County, State or Federal highway.

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.

# RESOLUTION NO. R-2007-0586

- 2. This abandonment will not be recorded in the Public Records until the revised Thoroughfare Right-of-Way Identification Map, and the Future 20/20 Roadway System by the Number of Lanes Map, deleting these roads, has been officially adopted and is in effect. The anticipated dates are late 2007 and/or early 2008. Should these amendments not be adopted, then this resolution will be rescinded by this Board.
- 3. These rights-of-way are hereby abandoned and closed as rights-of-way and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the Public in and to these rights-of-way, more fully described in the legal description and sketch attached hereto and made a part hereof.
- 4. 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.

Attachment 2

# RESOLUTION NO. R-2007-0586

The foregoing Resolution was offered by Commissioner <u>Aaronson</u>, who moved its adoption. The motion was seconded by Commissioner <u>Marcus</u> and, upon being put to a vote, the vote was as follows:

Addie L. Greene, Chairperson	Aye
John F. Koons, Vice Chair	Ауе
Karen T. Marcus	Aye
Warren H. Newell	Aye
Mary McCarty	Nay
Burt Aaronson	Aye
Jess R. Santamaria	Aye

The Chair thereupon declared the Resolution duly passed and adopted this <u>18th</u> day of <u>April</u>, 2007.

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONE Sharon R. Bock, Clerk BY:

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

BY: County Antorney

Attachment 2

Attachment 💤

UNIVERSITY DRIVE ABANDONMENT THE SOUTH 3.596.21 FEET (AS MEASURED ALONG THE EAST LINE) OF THE 160.00 FOOT RIGHT-OF-WAY DESCRIBED IN OFFICIAL RECORD BOOK 3600, PAGE 1624, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1624 FOR INFORMATIONAL PURPOSES ONLY (SEE SURVERYORS NOTES)
THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1624 FOR INFORMATIONAL PURPOSES ONLY
UFFICIAL RECORD BOOK 3600, PAGE1624 FOR INFORMATIONAL PURPOSES ONLY
A CERTAIN PARCEL OF LAND, LYING WITHIN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22; THENCE SOUTH D1°12'07" EAST, ALONG THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 184.51 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL, AND FROM SAID POINT OF BEGINNING, RUN BY THE FOLLOWING NUMBERED COURSES:
1) THENCE SOUTH 89°44'51" WEST, A DISTANCE OF 2202.69 FEET; THENCE.
2) SOUTH 65°50'51" WEST, A DISTANCE OF 2192.34 FEET TO THE BEGINNING OF A 1730 FOOT RADIUS CURVE, CONCAVE SOUTHEAST; THENCE.
3) SOUTHWEST ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°07'27", A DISTANCE OF 2026.76 TO A POINT ON THE WEST LINE OF SAID SECTION 22; THENCE.
4) SOUTH 01°16'36" EAST, ALONG THE WEST LINE OF SAID SECTION 22, A DISTANCE OF 2654.36 FEET. TO THE NORTHWEST CORNER OF SECTION 27; THENCE.
5) SOUTH 01°13'07" EAST, ALONG THE WEST LINE OF SECTION 27, A DISTANCE OF 2482.20 FEET, TO A POINT ON THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL; THENCE.
6) SOUTH 71°58'41" EAST, ALONG THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL, A DISTANCE OF 169.47 FEET; THENCE.
7) NORTH 01°13'07" WEST, ALONG A LINE PARALLEL TO, AND 160.00 FEET EAST OF, AS MEASURED AT RIGHT ANGLES TO, THE WEST LINE OF SAID SECTION 27, A DISTANCE OF 2535.40 FEET, TO A POINT ON THE NORTH LINE OF SAID SECTION 27; THENCE.
8) NORTH 01°16'36" WEST, ALONG A LINE PARALLEL TO, AND 160.00 FEET EAST OF, AS MEASURED AT RIGHT ANGLES TO, THE WEST LINE OF SAID SECTION 22, A DISTANCE OF 2603.51 FEET TO THE BEGINNING OF A 1570.00 FOOT RADIUS CURVE, CONCAVE SOUTHEAST; THENCE.
9) NORTHEASTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°07'27", A DISTANCE OF 1839.32 FEET; THENCE.
10) NORTH 65°50'51" EAST, A DISTANCE OF 2013.06 FEET, TO THE BEGINNING OF A 1620 FOOT RADIUS CURVE, CONCAVE SOUTH, THENCE.
11) EASTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 23°54'00", A DISTANCE OF 675.76 FEET; THENCE.
12) NORTH 89°44'51" EAST. A DISTANCE OF 1646.12 FEET. TO A POINT ON THE EAST LINE OF SAID SECTION 22; THENCE.
A STATE PALM BEACH COUNTY
RIVERSIDE DRIVE & B B I MODIFIED LEGAL PASTOT
ABANDONMENT ENGINEERING SERVICES
DESIGN FILE NAME         ORAPINE NO.         FIELD BOOK NO.         SORTH JOG ROAD           S-1-07-2655.DGN         S-1-07-2655         WEST PALM BEACH, FL 33411

Attachment 🐍

SHEET: 2 OF 5

## 13) NORTH 01°12'07" WEST. ALONG THE EAST LINE OF SAID SECTION 22. A DISTANCE OF 80.00 FEET. MORE OR LESS. TO THE POINT OF BEGINNING.

THE INTENT OF THE AFOREMENTIONED DESCRIPTION IS TO DESCRIBE A 160.00 FOOT WIDE ROAD RIGHT-OF-WAY LYING IN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA.

TOGETHER WITH:

83005

DRANNG S-1-07-2655

## RIVERSIDE DRIVE ABANDONMENT

THAT PORTION OF THE RIGHT-OF-WAY DESCRIBED ON OFFICIAL RECORD BOOK 3600, PAGE 1627 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING WITHIN SECTIONS 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING BOUNDED AS FOLLOWS: BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF THE HILLSBORD CANAL AND BOUNDED ON THE NORTH BY THE EASTERLY EXTENSION OF THE NORTH LINE OF THE PLAT OF BAY WINDS PLAT NO. 3 AS RECORDED IN PLAT BOOK 50, PAGE 112 OF SAID PUBLIC RECORDS.

> DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1627 FOR INFORMATIONAL PURPOSES ONLY (SEE SURVERYORS NOTES)

A CERTAIN PARCEL OF LAND, LYING WITHIN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22: THENCE SOUTH 01°12'07" EAST. ALONG THE EAST LINE OF SAID SECTION 22. A DISTANCE OF 264.51 FEET: THENCE SOUTH 89°44'51" WEST. A DISTANCE OF 85.00 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL: THENCE, FROM SAID POINT OF BEGINNING, RUN BY THE FOLLOWING NUMBERED COURSES:

- 1) SOUTH 45°43'38" EAST. A DISTANCE OF 35.06 FEET; THENCE.
- 2) SOUTH 01°12'07" EAST, ALONG A LINE PARALLEL TO, AND 60.00 FEET WEST OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 4995.26 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 27; THENCE.
- 3) SOUTH 01°19'13" EAST. ALONG A LINE PARALLEL TO. AND 60.00 FEET WEST OF. AS MEASURED AT RIGHT ANGLES TO. THE EAST LINE OF SAID SECTION 27. A DISTANCE OF 1323.91 FEET TO A POINT ON THE NORTH LINE OF TRACT 3. AS SAME IS SHOWN ON FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2. ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 1. PAGE 102. PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA;
- 4) NORTH 89°42'39" EAST. ALONG THE NORTH LINE OF SAID TRACT 3. A DISTANCE OF 45.00 FEET. TO A POINT ON THE WEST LINE OF A 15.00 FOOT PLATTED ROAD RIGHT-OF-WAY. AS SHOWN ON SAID FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2: THENCE.
- 5) SOUTH 01°19'13" EAST, ALONG THE WEST LINE OF SAID 15.00 FOOT ROAD RIGHT-OF-WAY, BEING 15.00 FEET WEST OF AN PARALLEL TO, THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 654.45 FEET; THENCE.
- 6) SOUTH 89°42'12" WEST. ALONG THE SOUTH LINE OF SAID TRACT 3. A DISTANCE OF 45.00 FEET: THENCE.
- 7) SOUTH 01°19'13" EAST, ALONG A LINE PARALLEL TO, AND 60.00 FEET WEST OF, THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 2006.47 FEET, TO A POINT ON THE SOUTH LINE OF TRACT 26. AS SHOWN ON SAID FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2: THENCE.
- 8) NORTH 89°41'05" EAST, ALONG THE SOUTH LINE OF SAID TRACT 26, A DISTANCE OF 45.00 FEET, TO A POINT ON THE WEST LINE OF SAID 15.00 FOOT PLATTED ROAD RIGHT-OF-WAY; THENCE.

 UNIVERSIT	DIVERCIAE	<b>***</b>	<ul> <li>An an annual second seco</li></ul>

Attachment 🏞

- SOUTH 01°19'13" EAST. ALONG THE WEST LINE OF SAID 15.00 FO PLATTED ROAD RIGHT-OF-WAY, A DISTANCE OF 256.47 FEET. TO A ON THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL; THENCE. 9) SOUTH FOOT POINT
- SOUTH 71°58'41" EAST, ALONG THE NORTH RIGHT-OF-WAY OF HILLSBORD CANAL, A DISTANCE OF 15.89 FEET, TO A POINT ON THE LINE OF SAID SECTION 27; THENCE. 10) SOUTH THE EAST
- 11) NORTH 01°19'13" WEST, ALONG THE EAST LINE OF SAID SECTION 27 DISTANCE OF 4238.34 FEET, TO THE NORTHEAST CORNER OF SAID SI 27; THENCE. SECTION
- 12) NORTH 01°12'07" WEST, ALONG THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 5019.84 FEET; THENCE.
- SOUTH 89°44'51" WEST, A THE POINT OF BEGINNING. 13) A DISTANCE OF 85.00 FEET, MORE OR LESS TO

INTENT OF THE AFOREMENTIONED DESCRIPTION IS TO DESCRIBE A 60. ON OF A 120.00 FOOT ROAD RIGHT-OF-WAY LYING WITHIN SECTIONS A 60.00 PORTION FOOT AND

ALSO TOGETHER WITH:

THAT PORTION OF TRACT S-4 AS SHOWN ON THE BOUNDARY PLAT OF ORIOLE COUNTRY, PLAT BOOK 32, PAGE 175 AND THAT PORTION OF THE 15.00 FOOT RIGHT-OF- WAY AS SHOWN ON THE PLAT OF FLORIDA FRUIT LANDS COMPANYS -SECTION NO. 2, PLAT BOOK 1, PAGE 102 ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING WITHIN SECTIONS 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING BOUNDED AS FOLLOWS; BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF THE HILLSBORD CANAL AND BOUNDED ON THE NORTH BY THE EASTERLY EXTENSION OF THE NORTH LINE OF THE PLAT OF BAY WINDS PLAT NO. 3 AS RECORDED IN PLAT BOOK 50, PAGE 112 OF SAID PUBLIC RECORDS.

#### SURVEYOR'S NOTES

NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THE SIGNING SURVEYOR.

A MATHEMATICAL CHECK OF THE CLOSURE OF THE PARCELS DESCRIBED IN O.R.B. 3600, PAGE 1624 AND O.R.B. 3600, PAGE 1627 REVEALED A MISCLOSURE ON BOTH. PROBLEMS APPEARS TO BE LOCATED IN LINE ITEM 2) OF O.R.B. 3600, PAGE 1624 AND LINE ITEM 11) OF O.R.B. 3600, PAGE 1627.

THE SUBJECT DESCRIPTIONS ARE NOT CONSIDERED A METES AND BOUNDS DESCRIPTIONS AND THEREFORE DO NOT INCLUDE ALL OF THE BEARINGS AND DISTANCE FROM O.R.B. 3600, PAGE 1624 OR O.R.B. 1627 ON THE MAP SHEET OF THE SKETCHES AS REQUIRED BY FLORIDA MINIMUM TECHNICAL STANDARDS.

THIS IS NOT A SURVEY.

IT IS POSSIBLE THAT THERE ARE DEEDS OF RECORD, UNRECORDED DEEDS, EASEMENTS, OR OTHER INSTRUMENTS WHICH COULD AFFECT THE SUBJECT PROPERTY, WHICH ARE UNKNOWN TO THE SIGNING SURVEYOR.

THIS INSTRUMENT PREPARED BY GLENN W. MARK, P.L.S. IN THE OFFICE OF THE COUNTY ENGINEER, 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33411.

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. I HEREBY CERTIFY THAT THE LEGAL DESCRIPTION AND SKETCH SHOWN HEREON MEETS THE MINIMUM JECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 61G17-6, FLORIDA ADMINISTRATIVE GODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES. MEETS

Derm	W	V	
GLENN W. MARK.	Ρ.	L.	S.

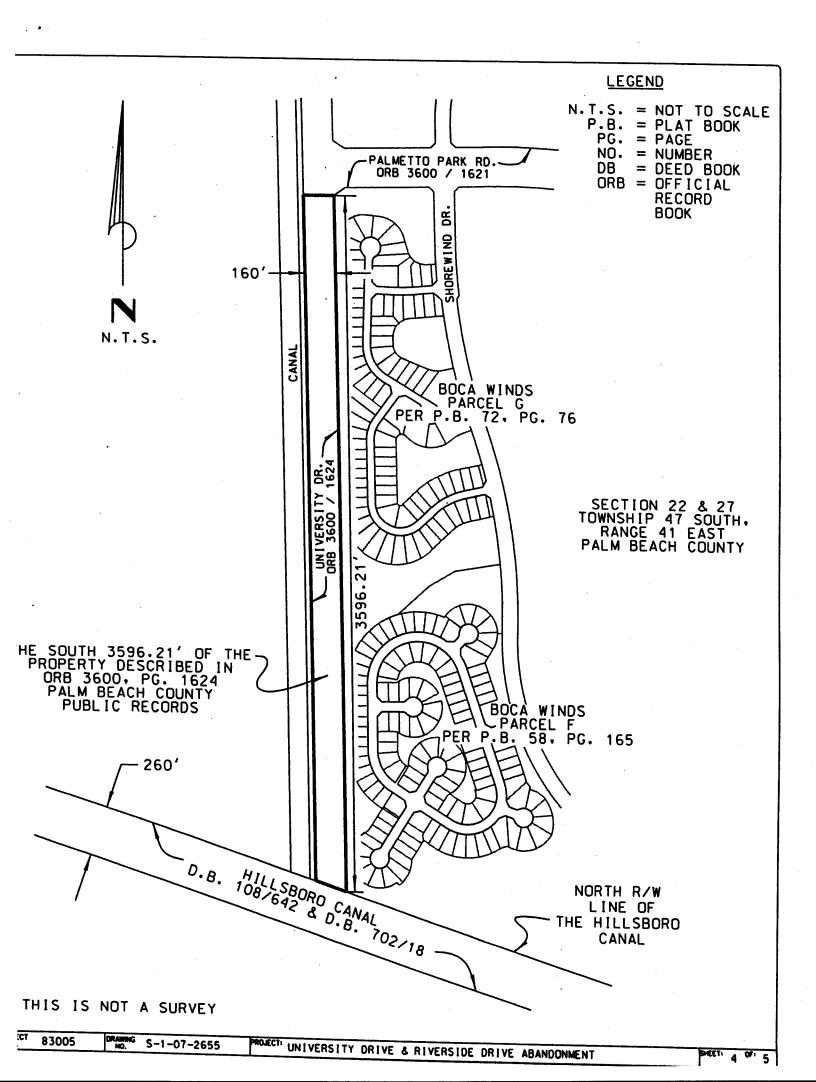
FLORIDA CERTIFICATE #5304 ICT 83005 S-1-07-2655

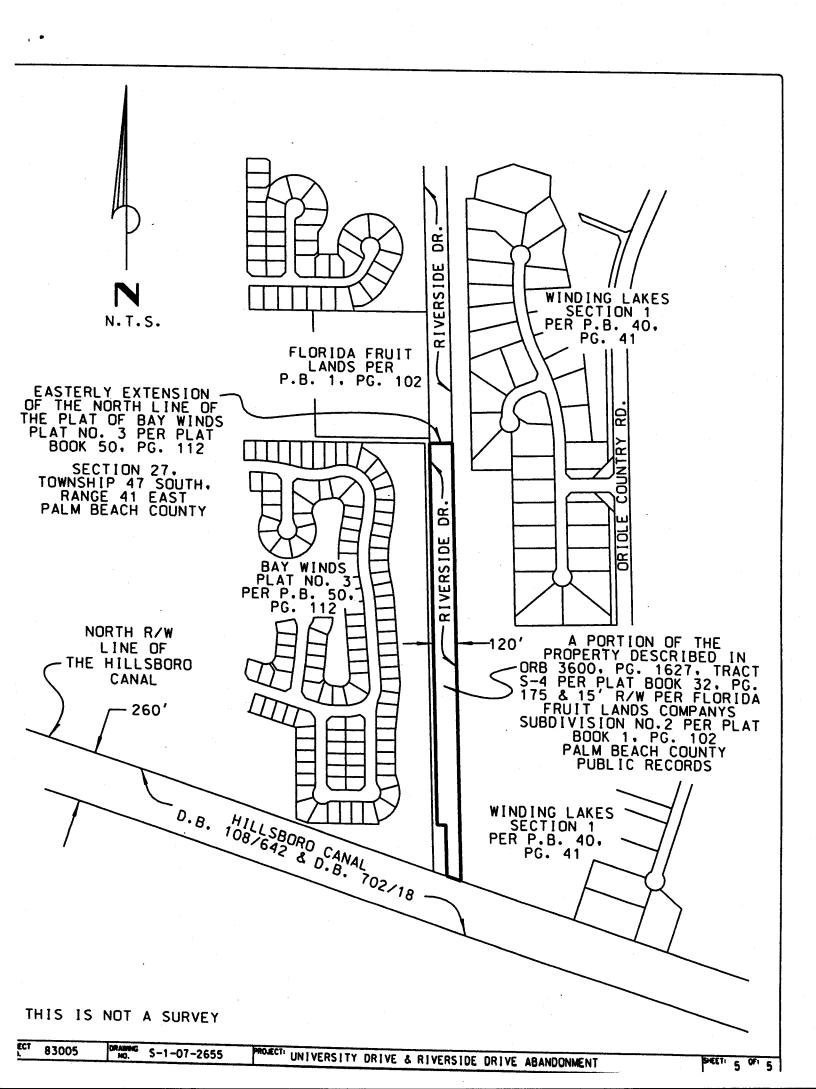
PROJECT UNIVERSITY DRIVE & RIVERSIDE DRIVE ABANDONMENT

327 07 DATE

SHEET: 2 OF: 5

Attachment 2





# THE PALM BEACH POST

Published Daily and Sunday West Palm Beach, Palm Beach County, Florida

# PROOF OF PUBLICATION

## STATE OF FLORIDA

COUNTY OF PALM BEACH

Before the undersigned authority personally appeared Marc Kramer, who on oath says that he is Inside Sales Supervisor of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a <u>Notice</u> in the matter of <u>Public Hearing</u> was published in said newspaper in the issues of <u>April 1. 2007</u>. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before 2<sup>nd</sup> day of April, A.D. 2007

duster fmarfulf

Personally known XX or Produced Identification Type of Identification Produced



Attachment 2

#### THE PALM BEACH POST Published Daily and Sunday

West Palm Beach, Palm Beach County, Florida

# PROOF OF PUBLICATION

#### STATE OF FLORIDA COUNTY OF PALM BEACH

Before the undersigned authority personally appeared Marc Kramer, who on oath says that he is Inside Sales Supervisor of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a Notice in the matter of Resolution R-2007-0586 was published in said newspaper in the issues of May 6. 2007. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before 7th day of May, A.D. 20

Personally known XX or Produced Identification. Type of Identification Produced\_\_\_\_\_\_



Karen M. McLinton Commission # DD359566 Expires: NOV. 15, 2008 Bonded Thru Atlantic Bonding Co., Inc.

#### **RESOLUTION NO. R-2009-**

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA RESCINDING RESOLUTION NO. R-2007-0586 ABANDONING A PORTION OF THE PROPOSED EXTENSION OF UNIVERSITY DRIVE FROM PALMETTO PARK ROAD SOUTH 3,500 FEET ± TO HILLSBORO CANAL, AS DESCRIBED IN OFFICIAL RECORD BOOK 3600, PAGE 1624, AND ABANDONING A PORTION OF THE PROPOSED EXTENSION OF RIVERSIDE DRIVE FROM THE HILLSBORO CANAL NORTH 2,240 FEET ±, AS DESCRIBED IN OFFICIAL RECORD BOOK 3600, PAGE 1627, PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA; AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS (BOARD) TO EXECUTE A UTILITY EASEMENT TO THE PALM BEACH COUNTY WATER UTILITIES DEPARTMENT; RESERVING A PATHWAY EASEMENT; RESERVING A DRAINAGE ABANDONING A EASEMENT: PORTION OF THE PROPOSED EXTENSION OF UNIVERSITY DRIVE FROM PALMETTO PARK ROAD SOUTH 3,500 FEET ± TO HILLSBORO CANAL, AS DESCRIBED IN OFFICIAL RECORD BOOK 3600, PAGE 1624 AND ABANDONING A PORTION OF THE PROPOSED EXTENSION OF RIVERSIDE DRIVE FROM THE HILLSBORO CANAL NORTH 2,240 FEET ±, AS DESCRIBED IN OFFICIAL RECORD BOOK 3600, PAGE 1627, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, WHICH INCLUDES THE UTILITY EASEMENT AND THE RESERVATION OF THE PATHWAY AND DRAINAGE EASEMENTS.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, pursuant to authority in Section 336.09, Florida Statutes, and Ordinance No. 86-18 known as the Palm Beach County Right-of-Way Abandonment and Plat Vacation Ordinance, as amended, and the petition of the County Engineer, called a public hearing to be held in the County Commissioners' Chambers, at the Governmental Office Complex, West Palm Beach, Florida, on September 15, 2009, to consider and determine whether or not Palm Beach County would vacate, abandon, discontinue and close, renounce and disclaim any right or interest of the County in and for that portion of University Drive from Palmetto Park Road south 3,500 feet ± to Hillsboro Canal, and that portion of Riverside Drive from the Hillsboro Canal north 2,240 feet ±; and

WHEREAS, in accordance with Ordinance No. 86-18, as amended, notice of the holding of such meeting was duly published in the Palm Beach Post on September 1, 2009; and

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

WHEREAS, Resolution No. R-2007-0586, adopted by the Board on April 18, 2007, is hereby rescinded, which proposed to abandoned a portion of the proposed extension of University Drive from Palmetto Park Road south 3,500 feet  $\pm$  to Hillsboro Canal, as described in Official Record Book 3600, Page 1624, and abandon a portion of the proposed extension of Riverside Drive from the Hillsboro Canal north 2,240 feet  $\pm$ , as described in Official Record Book 3600, Page 1627, Public Records of Palm Beach County, Florida; and

WHEREAS, a Utility Easement has been executed between Palm Beach County and Palm Beach County Water Utilities Department for future purposes; and

WHEREAS, a Pathway Easement to the County has been reserved for future purposes; and

WHEREAS, a Drainage Easement to the County has been reserved for future purposes; and

WHEREAS, pursuant to Ordinance No. 86-18 known as the Palm Beach County Right-of-Way Abandonment and Plat Vacation Ordinance, as amended, Section VII (5), certified letters were sent to the affected property owners on April 1, 2007; and

WHEREAS, this Board, did hold said hearing as advertised and determined that such action will not materially interfere with the County Road System and will not deprive any person of a reasonable means of ingress and egress from at least one County, State or Federal highway.

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.

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

- 2. Rescind Resolution No. R-2007-0586, adopted by the Board on April 18, 2007, which proposed to abandon a portion of the proposed extension of University Drive from Palmetto Park Road south 3,500 feet ± to Hillsboro Canal, as described in Official Record Book 3600, Page 1624, and abandon a portion of the proposed extension of Riverside Drive from the Hillsboro Canal north 2,240 feet ±, as described in Official Record Book 3600, Page 1627, Public Records of Palm Beach County, Florida.
- Authorize the Chairman to execute the utility easement between Palm Beach County and Palm Beach County Water Utilities Department for future purposes.
- 4. Reserve a Pathway Easement to the County for future purposes.
- 5. Reserve a Drainage Easement to the County for future purposes.
- 6. The right-of-way being a portion of the proposed extension of University Drive from Palmetto Park Road south 3,500 feet ± to Hillsboro Canal, as described in Official Record Book 3600, Page 1624, and that portion of the proposed extension of Riverside Drive from the Hillsboro Canal north 2,240 feet ±, as described in official record book 3600, page 1627, public records of Palm Beach County, Florida, are hereby abandoned and closed as rights-of-way and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the Public in and to these rights-of-way, more fully described in the legal description and sketch attached hereto and made a part hereof.
- 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 NO. 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

# UNIVERSITY DRIVE ABANDONMENT

THE SOUTH 3.596.21 FEET (AS MEASURED ALONG THE EAST LINE) OF THE 160.00 FOOT RIGHT-OF-WAY DESCRIBED IN OFFICIAL RECORD BOOK 3600; PAGE 1624, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1624 FOR INFORMATIONAL PURPOSES ONLY (SEE SURVERYORS NOTES)

A CERTAIN PARCEL OF LAND, LYING WITHIN SECTIONS 22 AND 27. TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22: THENCE SOUTH 01°12'07" EAST, ALONG THE EAST LINE OF SAID SECTION 22: A DISTANCE OF 184.51 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL, AND FROM SAID POINT OF BEGINNING, RUN BY THE FOLLOWING NUMBERED COURSES:

- 1) THENCE SOUTH 89°44'51" WEST, A DISTANCE OF 2202.69 FEET: THENCE.
- 2) SOUTH 65°50'51" WEST, A DISTANCE OF 2192.34 FEET TO THE BEGINNING OF A 1730 FOOT RADIUS CURVE, CONCAVE SOUTHEAST; THENCE.
- 3) SOUTHWEST ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°07'27", A DISTANCE OF 2026.76 TO A POINT ON THE WEST LINE OF SAID SECTION 22; THENCE.
- 4) SOUTH 01°16'36" EAST, ALONG THE WEST LINE OF SAID SECTION 22, A DISTANCE OF 2654.36 FEET, TO THE NORTHWEST CORNER OF SECTION 27; THENCE.
- 5) SOUTH 01°13'07" EAST, ALONG THE WEST LINE OF SECTION 27, A DISTANCE OF 2482.20 FEET, TO A POINT ON THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL; THENCE.
- 6) SOUTH 71°58'41" EAST, ALONG THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL, A DISTANCE OF 169.47 FEET; THENCE.
- 7) NORTH 01°13'07" WEST, ALONG A LINE PARALLEL TO, AND 160.00 FEET EAST OF, AS MEASURED AT RIGHT ANGLES TO, THE WEST LINE OF SAID SECTION 27, A DISTANCE OF 2535.40 FEET, TO A POINT ON THE NORTH LINE OF SAID SECTION 27; THENCE.
- 8) NORTH 01°16'36" WEST, ALONG A LINE PARALLEL TO, AND 160.00 FEET EAST OF, AS MEASURED AT RIGHT ANGLES TO, THE WEST LINE OF SAID SECTION 22, A DISTANCE OF 2603.51 FEET TO THE BEGINNING OF A 1570.00 FOOT RADIUS CURVE, CONCAVE SOUTHEAST; THENCE.
- 9) NORTHEASTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°07'27", A DISTANCE OF 1839.32 FEET; THENCE.
- 10) NORTH 65°50'51" EAST, A DISTANCE OF 2013.06 FEET, TO THE BEGINNING OF A 1620 FOOT RADIUS CURVE, CONCAVE SOUTH, THENCE.
- 11) EASTERLY ALONG THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE OF 23°54'00", A DISTANCE OF 675.76 FEET; THENCE. 12) NORTH 89°44'51" FAST. A DISTANCE OF 1510 P.
  - 2) NORTH 89°44'51" EAST, A DISTANCE OF 1646.12 FEET, TO A POINT ON THE EAST LINE OF SAID SECTION 22; THENCE.

9	×)	PROJECTI				
IJ		UNIVERSIT RIVERSID ABANDO		<u>9</u>  - scali N.T.S. arrowidi G.V.N daawi S.L.O daawi S.L.O hart J/16/07	NODIFIED LEGAL DIN 3/07	PALM BEACH COUNTY ENGINEERING AND PUBLIC WORKS ENGINEERING SERVICES
<b></b>		S-1-07-2655.DGN	ORAWING NO. S-1-07-2655	FIELD BOOK HO.		2300 NORTH JOG ROAD WEST PALM BEACH, FL 33411

# 13) NORTH 01°12'07" WEST, ALONG THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 80.00 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

THE INTENT OF THE AFOREMENTIONED DESCRIPTION IS TO DESCRIBE A 160.00 FOOT WIDE ROAD RIGHT-OF-WAY LYING IN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA. TOGETHER WITH:

# RIVERSIDE DRIVE ABANDONMENT

THAT PORTION OF THE RIGHT-OF-WAY DESCRIBED ON OFFICIAL RECORD BOOK 3600, PAGE 1627 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING WITHIN SECTIONS 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING BOUNDED AS FOLLOWS: BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF THE HILLSBORD CANAL AND BOUNDED ON THE NORTH BY THE EASTERLY EXTENSION OF THE NORTH LINE OF THE PLAT OF BAY WINDS PLAT NO. 3 AS RECORDED IN PLAT BOOK 50, PAGE 112 OF SAID PUBLIC RECORDS.

DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1627 FOR INFORMATIONAL PURPOSES ONLY (SEE SURVERYORS NOTES)

A CERTAIN PARCEL OF LAND, LYING WITHIN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22: THENCE SOUTH 01°12'07" EAST. ALONG THE EAST LINE OF SAID SECTION 22. A DISTANCE OF 264.51 FEET: THENCE SOUTH 89°44'51" WEST. A DISTANCE OF 85.00 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL: THENCE. FROM SAID POINT OF BEGINNING, RUN BY THE FOLLOWING NUMBERED COURSES:

- 1) SOUTH 45°43'38" EAST, A DISTANCE OF 35.06 FEET; THENCE.
- 2) SOUTH 01°12'07" EAST, ALONG A LINE PARALLEL TO, AND 60.00 FEET WEST OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 4995.26 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 27; THENCE.
- 3) SOUTH 01°19'13" EAST, ALONG A LINE PARALLEL TO, AND 60.00 FEET WEST OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF SAID LINE OF TRACT 3, AS SAME OF 1323.91 FEET TO A POINT ON THE NORTH SUBDIVISION NO. 2, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 102, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA;
- 4) NORTH 89°42'39" EAST, ALONG THE NORTH LINE OF SAID TRACT 3, A DISTANCE OF 45.00 FEET, TO A POINT ON THE WEST LINE OF A 15.00 FOOT PLATTED ROAD RIGHT-OF-WAY, AS SHOWN ON SAID FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2; THENCE.
- 5) SOUTH 01°19'13" EAST, ALONG THE WEST LINE OF SAID 15.00 FOOT ROAD RIGHT-OF-WAY, BEING 15.00 FEET WEST OF AN PARALLEL TO, THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 654.45 FEET; THENCE.
- 6) SOUTH 89°42'12" WEST, ALONG THE SOUTH LINE OF SAID TRACT 3, A DISTANCE OF 45.00 FEET; THENCE.

7) SOUTH 01°19'13" EAST, ALONG A LINE PARALLEL TO, AND 60.00 FEET WEST OF, THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 2006.47 FEET, TO A POINT ON THE SOUTH LINE OF TRACT 26, AS SHOWN ON SAID FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2: THENCE.

8) NORTH 89°41'05" EAST, ALONG THE SOUTH LINE OF SAID TRACT 26, A DISTANCE OF 45.00 FEET, TO A POINT ON THE WEST LINE OF SAID 15.00 FOOT PLATTED ROAD RIGHT-OF-WAY; THENCE.

SHEET: A OF

83005	S-1-07-2655	PROJECT UNIVERSITY DRIVE & RIVERSIDE DRIVE ABANDONMENT	
	 01 2000	UNIVERSITY DRIVE & RIVERSIDE DRIVE ADDIVE	-
		CHITE G RIVERSIDE DRIVE ABANDONMENT	

- SOUTH 01°19'13" EAST, ALONG THE WEST LINE OF SAID 15.00 PLATTED ROAD RIGHT-OF-WAY, A DISTANCE OF 256.47 FEET, TO ON THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL; THENCE. 9) FOOT TO A POINT
- SOUTH 71°58'41" EAST, ALONG THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL, A DISTANCE OF 15.89 FEET, TO A POINT ON THE EA LINE OF SAID SECTION 27; THENCE. 10) SOUTH EAST
- 11) NORTH 01°19'13" WEST, ALONG THE EAST LINE OF SAID SECTION 27. DISTANCE OF 4238.34 FEET, TO THE NORTHEAST CORNER OF SAID SE 27; THENCE. SECTION
- 12) NORTH 01°12'07" WEST, ALONG THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 5019.84 FEET: THENCE.
- 13) SOUTH 89°44'51" WEST. A DISTANCE OF 85.00 FEET. MORE OR LESS THE POINT OF BEGINNING. TO

INTENT OF THE AFOREMENTIONED DESCRIPTION IS TO DESCRIBE A 60.00 ON OF A 120.00 FOOT ROAD RIGHT-OF-WAY LYING WITHIN SECTIONS 2 THF PORTION FOOT 22 AND

ALSO TOGETHER WITH:

THAT PORTION OF TRACT S-4 AS SHOWN ON THE BOUNDARY PLAT OF ORIOLE COUNTRY, PLAT BOOK 32, PAGE 175 AND THAT PORTION OF THE 15.00 FOOT RIGHT-OF- WAY AS SHOWN ON THE PLAT OF FLORIDA FRUIT LANDS COMPANYS -SECTION NO. 2, PLAT BOOK 1, PAGE 102 ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING WITHIN SECTIONS 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING BOUNDED AS FOLLOWS: BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF THE HILLSBORD CANAL AND BOUNDED ON THE NORTH BY THE EASTERLY EXTENSION OF THE NORTH LINE OF THE PLAT OF BAY WINDS PLAT NO. 3 AS RECORDED IN PLAT BOOK 50, PAGE 112 OF SAID PUBLIC RECORDS.

#### SURVEYOR'S NOTES

NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THE SIGNING SURVEYOR.

A MATHEMATICAL CHECK OF THE CLOSURE OF THE PARCELS DESCRIBED IN O.R.B. 3600, PAGE 1624 AND O.R.B. 3600, PAGE 1627 REVEALED A MISCLOSURE ON BOTH. PROBLEMS APPEARS TO BE LOCATED IN LINE ITEM 2) OF O.R.B. 3600, PAGE 1624 AND LINE ITEM 11) OF O.R.B. 3600, PAGE 1627.

THE SUBJECT DESCRIPTIONS ARE NOT CONSIDERED A METES AND BOUNDS DESCRIPTIONS AND THEREFORE DO NOT INCLUDE ALL OF THE BEARINGS AND DISTANCE FROM O.R.B. 3600, PAGE 1624 OR O.R.B. 1627 ON THE MAP SHEET OF THE SKETCHES AS REQUIRED BY FLORIDA MINIMUM TECHNICAL STANDARDS.

THIS IS NOT A SURVEY.

IT IS POSSIBLE THAT THERE ARE DEEDS OF RECORD, UNRECORDED DEEDS, EASEMENTS, OR OTHER INSTRUMENTS WHICH COULD AFFECT THE SUBJECT PROPERTY, WHICH ARE UNKNOWN TO THE SIGNING SURVEYOR.

THIS INSTRUMENT PREPARED BY GLENN W. MARK, P.L.S. IN THE OFFICE OF TH COUNTY ENGINEER, 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33411. OF THE

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA

I HEREBY CERTIFY THAT THE LEGAL DESCRIPTION AND SKETCH SHOWN HEREON THE MINIMUM JECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 61G17-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES. MEETS

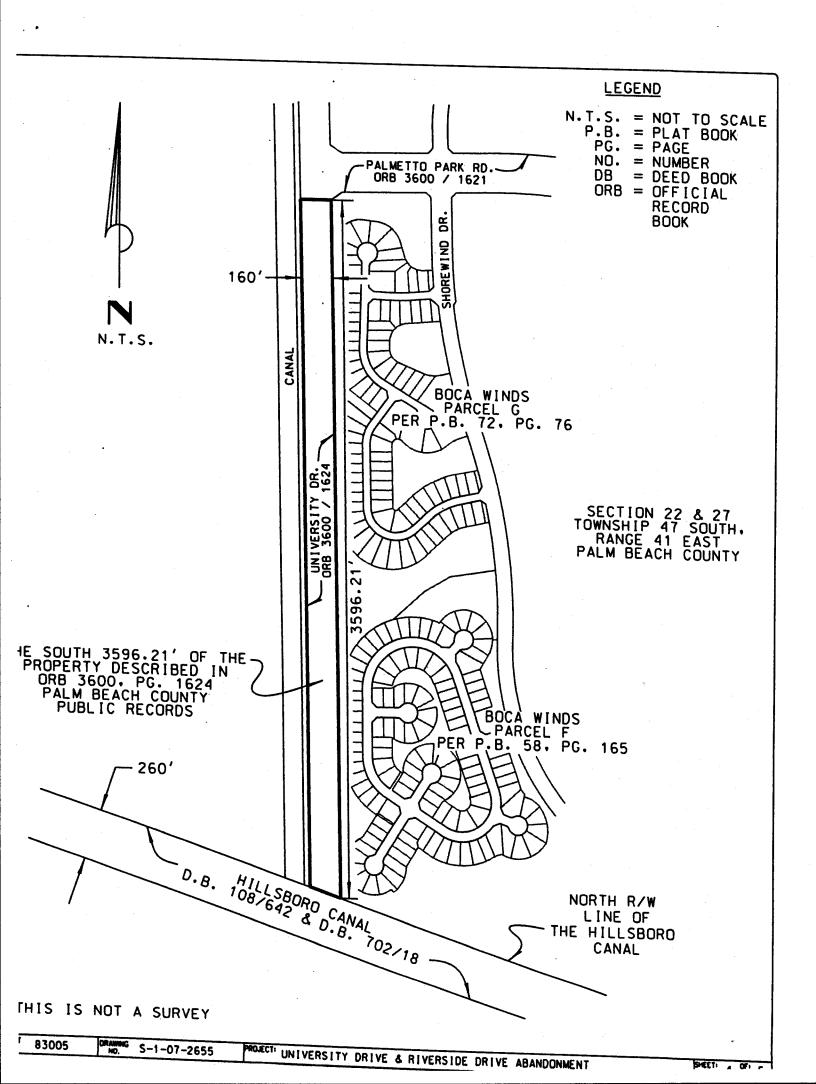
Crime WV GLENN W. MARK. P.L.S. FLORIDA CERTIFICATE #5304

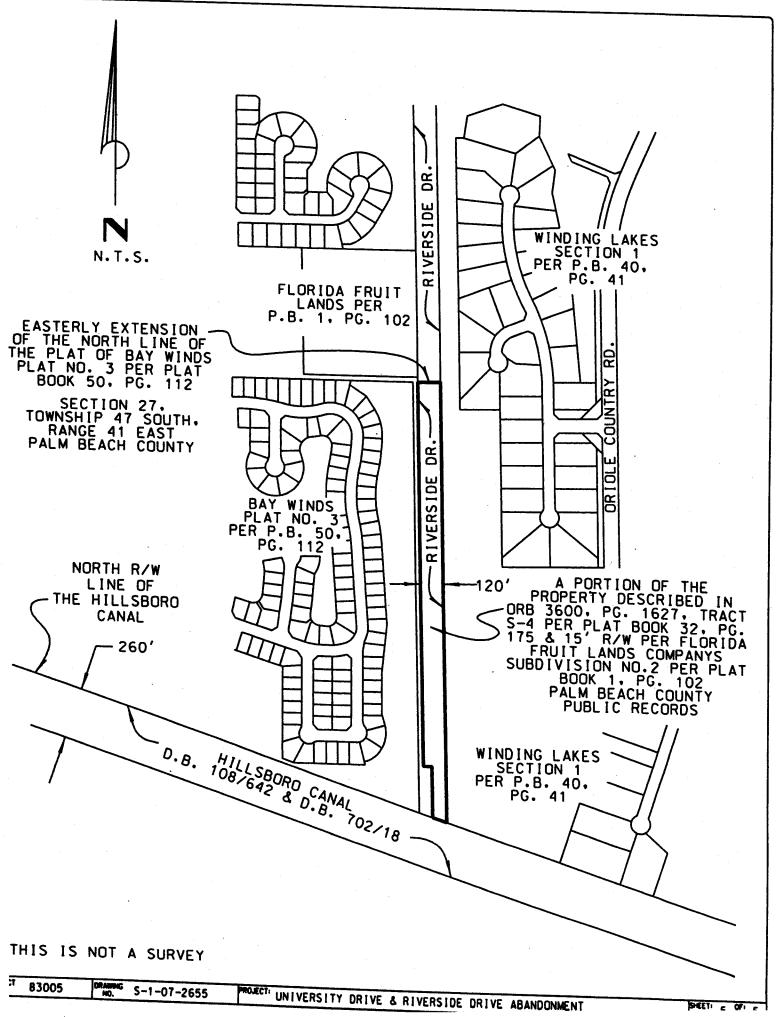
NO.

83005

 27	07
DATE	- 1

PROJECT UNIVERSITY DRIVE & RIVERSIDE DRIVE ARANDONNENT S-1-07-2655





SHEET! C OF Return to: Inter-Office Mail Palm Beach County Engineering Department Land Development Division 2300 N Jog Road West Palm Beach, Florida 33411 Acct. No.: 1010 W/C 1066

#### **UTILITY EASEMENT**

THIS EASEMENT is made, granted and entered into this day of \_\_\_\_\_\_, 20 , by Palm Beach County Board of County Commissioners, (hereinafter referred to as "Grantor"), whose address is 301 N. Olive Avenue, West Palm Beach, FL 33401, to Palm Beach County (hereinafter referred to as "Grantee"), c/o Water Utilities Department, P.O. Box 16097, West Palm Beach, Florida 33416-6097.

#### WITNESSETH

That Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) in hand paid by the Grantee and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant to the Grantee, its successors and assigns, a perpetual utility easement which shall permit Grantee authority to enter upon the property of the Grantor at any time to install, operate, maintain, service, construct, reconstruct, remove, relocate, repair, replace, improve, expand, tie into, and inspect potable water, reclaimed water and/or wastewater lines and appurtenant facilities and equipment in, on, over, under and across the easement premises. This utility easement or portion thereof can also be utilized for a wastewater pump station and may be fenced in for access control purposes. The easement hereby granted covers a strip of land lying, situate and being in Palm Beach County, Florida, and being more particularly described as follows:

# SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF

Grantor hereby covenants with Grantee that it is lawfully seized and in possession of the real property herein described and that it has good and lawful right to grant the aforesaid easement free and clear of mortgages and other encumbrances unless specifically stated to the contrary.

IN WITNESS WHEREOF, the Grantor has hereunto set its hand and affixed its seal as of the date first above written.

BY:

ATTEST: Sharon R. Bock, Clerk & Controller

BY:

Clerk (or Deputy Clerk)

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

BY:

County Attorney

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

John F. Koons, Chairman

This instrument prepared by: Paul King, Assistant County Attorney Palm Beach County P.O. Box 21229 West Palm Beach, FL 33416

The foregoing instrument was acknowledged before me this \_\_\_\_day of \_\_\_\_\_, 2009 by John <u>F. Koons</u>, Chairman, Board of County Commissioners, <u>who is personally known to me</u> who did not take an oath.

Typed name of Acknowledger Deputy Clerk

UNIVERSITY DRIVE - UTILITY EASEMENT
THE EAST 80 FEET OF THE FOLLOWING DESCRIBED LAND FOR UTILITY EASEMENT PURPOSES
THE SOUTH 3.596.21 FEET (AS MEASURED ALONG THE EAST LINE) OF THE 160.00 FOOT RIGHT-OF-WAY DESCRIBED IN OFFICIAL RECORD BOOK 3600, PAGE 1624, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.
DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1624 FOR INFORMATIONAL PURPOSES ONLY (SEE SURVERYORS NOTES)
A CERTAIN PARCEL OF LAND, LYING WITHIN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22: THENCE SOUTH O1*12'07" EAST, ALONG THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 184.51 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL, AND FROM SAID POINT OF BEGINNING, RUN BY THE FOLLOWING NUMBERED COURSES:
1) THENCE SOUTH 89°44'51" WEST, A DISTANCE OF 2202.69 FEET; THENCE.
2) SOUTH 65°50'51" WEST, A DISTANCE OF 2192.34 FEET TO THE BEGINNING OF A 1730 FOOT RADIUS CURVE, CONCAVE SOUTHEAST; THENCE.
3) SOUTHWEST ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°07'27", A DISTANCE OF 2026.76, TO A POINT ON THE WEST LINE OF SAID SECTION 22; THENCE.
4) SOUTH 01°16'36" EAST, ALONG THE WEST LINE OF SAID SECTION 22. A DISTANCE OF 2654.36 FEET, TO THE NORTHWEST CORNER OF SECTION 27: THENCE.
5) SOUTH 01°13'07" EAST, ALONG THE WEST LINE OF SECTION 27. A DISTANCE OF 2482.20 FEET, TO A POINT ON THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL: THENCE.
6) SOUTH 71°58'41" EAST, ALONG THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL, A DISTANCE OF 169.47 FEET; THENCE.
7) NORTH 01°13'07" WEST. ALONG A LINE PARALLEL TO. AND 160.00 FEET EAST OF. AS MEASURED AT RIGHT ANGLES TO. THE WEST LINE OF SAID SECTION 27. A DISTANCE OF 2535.40 FEET. TO A POINT ON THE NORTH LINE OF SAID SECTION 27: THENCE.
8) NORTH 01°16'36" WEST, ALONG A LINE PARALLEL TO, AND 160.00 FEET EAST OF, AS MEASURED AT RIGHT ANGLES TO, THE WEST LINE OF SAID SECTION 22, A DISTANCE OF 2603.51 FEET TO THE BEGINNING OF A 1570.00 FOOT RADIUS CURVE, CONCAVE SOUTHEAST; THENCE.
9) NORTHEASTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°07'27", A DISTANCE OF 1839.32 FEET; THENCE.
10) NORTH 65°50'51" EAST, A DISTANCE OF 2013.06 FEET, TO THE BEGINNING OF A 1620 FOOT RADIUS CURVE, CONCAVE SOUTH, THENCE.
11) EASTERLY ALONG THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE OF 23°54'00". A DISTANCE OF 675.76 FEET; THENCE.
12) NORTH 89°44'51" EAST. A DISTANCE OF 1646.12 FEET. TO A POINT ON THE EAST LINE OF SAID SECTION 22: THENCE.
UNIVERSITY DRIVE & INIVERSIDE DRIVE - UTILITY EASEMENT UTILITY EASEMENT
S-1-07-2673.0GN S-1-07-2673

#### 13) NORTH 01°12'07" WEST, ALONG THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 80.00 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

THE INTENT OF THE AFOREMENTIONED DESCRIPTION IS TO DESCRIBE A 160.00 FODT WIDE ROAD RIGHT-OF-WAY LYING IN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH. RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA.

TOGETHER WITH:

#### RIVERSIDE DRIVE - UTILITY EASEMENT

THAT PORTION OF THE RIGHT-OF-WAY DESCRIBED ON OFFICIAL RECORD BOOK3600. PAGE 1627 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA. LYING WITHIN SECTIONS 27. TOWNSHIP 47 SOUTH. RANGE 41 EAST. PALM BEACH COUNTY. FLORIDA. BEING BOUNDED AS FOLLOWS: BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF THE HILLSBORD CANAL AND BOUNDED ON THE NORTH BY THE EASTERLY EXTENSION OF THE NORTH LINE OF THE PLAT OF BAY WINDS PLAT NO. 3 AS RECORDED IN PLAT BOOK 50. PAGE 112 OF SAID PUBLIC RECORDS.

> DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1627 FOR INFORMATIONAL PURPOSES ONLY (SEE SURVERYORS NOTES)

A CERTAIN PARCEL OF LAND, LYING WITHIN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22: THENCE SOUTH 01°12'07" EAST. ALONG THE EAST LINE OF SAID SECTION 22. A DISTANCE OF 264.51 FEET: THENCE SOUTH 89°44'51" WEST. A DISTANCE OF 85.00 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL: THENCE FROM SAID POINT OF BEGINNING. RUN BY THE FOLLOWING NUMBERED COURSES:

- 1) SOUTH 45.43'38" EAST. A DISTANCE OF 35.06 FEET: THENCE.
- 2) SOUTH 01°12'07" EAST. ALONG A LINE PARALLEL TO. AND 60.00 FEET WEST OF.AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF SAID SECTION 22. A DISTANCE OF 4995.26 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 27: THENCE.
- 3) SOUTH 01°19'13" EAST, ALONG A LINE PARALLEL TO, AND 60.00 FEET WEST OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 1323.91 FEET TO A POINT ON THE NORTH LINE OF TRACT 3, AS SAME IS SHOWN ON FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 102, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE.
- 4) NORTH 89°42'39" EAST, ALONG THE NORTH LINE OF SAID TRACT 3, A DISTANCE OF 45.00 FEET, TO A POINT ON THE WEST LINE OF A 15.00 FOOT PLATTED ROAD RIGHT-OF-WAY, AS SHOWN ON SAID FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2; THENCE.
- 5) SOUTH 01°19'13" EAST. ALONG THE WEST LINE OF SAID 15.00 FOOT ROAD RIGHT-OF-WAY. BEING 15.00 FEET WEST OF AN PARALLEL TO, THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 654.45 FEET; THENCE.
- 6) SOUTH 89°42'12" WEST. ALONG THE SOUTH LINE OF SAID TRACT 3. A DISTANCE OF 45.00 FEET; THENCE.
- 7) SOUTH 01°19'13" EAST. ALONG A LINE PARALLEL TO, AND 60.00 FEET WEST OF. THE EAST LINE OF SAID SECTION 27. A DISTANCE OF 2006.47 FEET. TO A POINT ON THE SOUTH LINE OF TRACT 26, AS SHOWNON SAID FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2: THENCE.
- 8) NORTH 89°41'05" EAST. ALONG THE SOUTH LINE OF SAID TRACT 26. A DISTANCE OF 45.00 FEET. TO A POINT ON THE WEST LINE OF SAID 15.00 FOOT PLATTED ROAD RIGHT-OF-WAY: THENCE. 7 93901 MAR S-1-07-2673 MARTUNIVERSITY DRIVE & RIVERSIDE DRIVE - UTILITY EASEMENT 12 07 5

- 9) SOUTH 01°19'13" EAST. ALONG THE WEST LINE OF SAID 15.00 FOOT PLATTED RDAD RIGHT-OF-WAY. A DISTANCE OF 256.47 FEET. TO A POINT ON THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL: THENCE.
- 10) SOUTH 71°58'41" EAST, ALONG THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL, A DISTANCE OF 15.89 FEET, TO A POINT ON THE EAST LINE OF SAID SECTION 27; THENCE.
- 11) NORTH 01°19'13" WEST, ALONG THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 4238.34 FEET, TO THE NORTHEAST CORNER OF SAID SECTION 27; THENCE.
- 12) NORTH 01°12'07" WEST, ALONG THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 5019.84 FEET; THENCE.
- 13) SOUTH 89.44'51" WEST, A DISTANCE OF 85.00 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

THE INTENT OF THE AFOREMENTIONED DESCRIPTION IS TO DESCRIBE A 60.00 PORTION OF A 120.00 FOOT ROAD RIGHT-OF-WAY LYING WITHIN SECTIONS 22 FOOT 22 27.

ALSO TOGETHER WITH:

THAT PORTION OF TRACT S-4 AS SHOWN ON THE BOUNDARY PLAT OF ORIOLE COUNTRY, PLAT BOOK 32, PAGE 175 AND THAT PORTION OF THE 15.00 FOOT RIGHT-OF- WAY AS SHOWN ON THE PLAT OF FLORIDA FRUIT LANDS COMPANYS -SECTION NO. 2, PLAT BOOK 1, PAGE 102 ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING WITHIN SECTIONS 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING BOUNDED AS FOLLOWS: BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF THE HILLSBORD CANAL AND BOUNDED ON THE NORTH BY THE EASTERLY EXTENSION OF THE NORTH LINE OF THE PLAT OF BAY WINDS PLAT NO. 3 AS RECORDED IN PLAT BOOK 50, PAGE 112 OF SAID PUBLIC RECORDS.

#### SURVEYOR'S NOTES

NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THE SIGNING SURVEYOR.

A MATHEMATICAL CHECK OF THE CLOSURE OF THE PARCELS DESCRIBED IN O.R.B. 3600, PAGE 1624 AND D.R.B. 3600, PAGE 1627 REVEALED A MISCLOSURE ON BOTH. PROBLEMS APPEARS TO BE LOCATED IN LINE ITEM 2) OF O.R.B. 3600, PAGE 1624 AND LINE ITEM 11) OF D.R.B. 3600, PAGE 1627.

THE SUBJECT DESCRIPTIONS ARE NOT CONSIDERED A METES AND BOUNDS DESCRIPTIONS AND THEREFORE DO NOT INCLUDE ALL OF THE BEARINGS AND DISTANCE FROM O.R.B. 3600, PAGE 1624 OR O.R.B. 1627 ON THE MAP SHEET OF THE SKETCHES AS REQUIRED BY FLORIDA MINIMUM TECHNICAL STANDARDS.

THIS IS NOT A SURVEY.

IT IS POSSIBLE THAT THERE ARE DEEDS OF RECORD. UNRECORDED DEEDS. EASEMENTS. OR OTHER INSTRUMENTS WHICH COULD AFFECT THE SUBJECT PROPERTY. WHICH ARE UNKNOWN TO THE SIGNING SURVEYOR.

THIS INSTRUMENT PREPARED BY GLENN W. MARK. P.L.S. IN THE OFFICE OF THE COUNTY ENGINEER, 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33411.

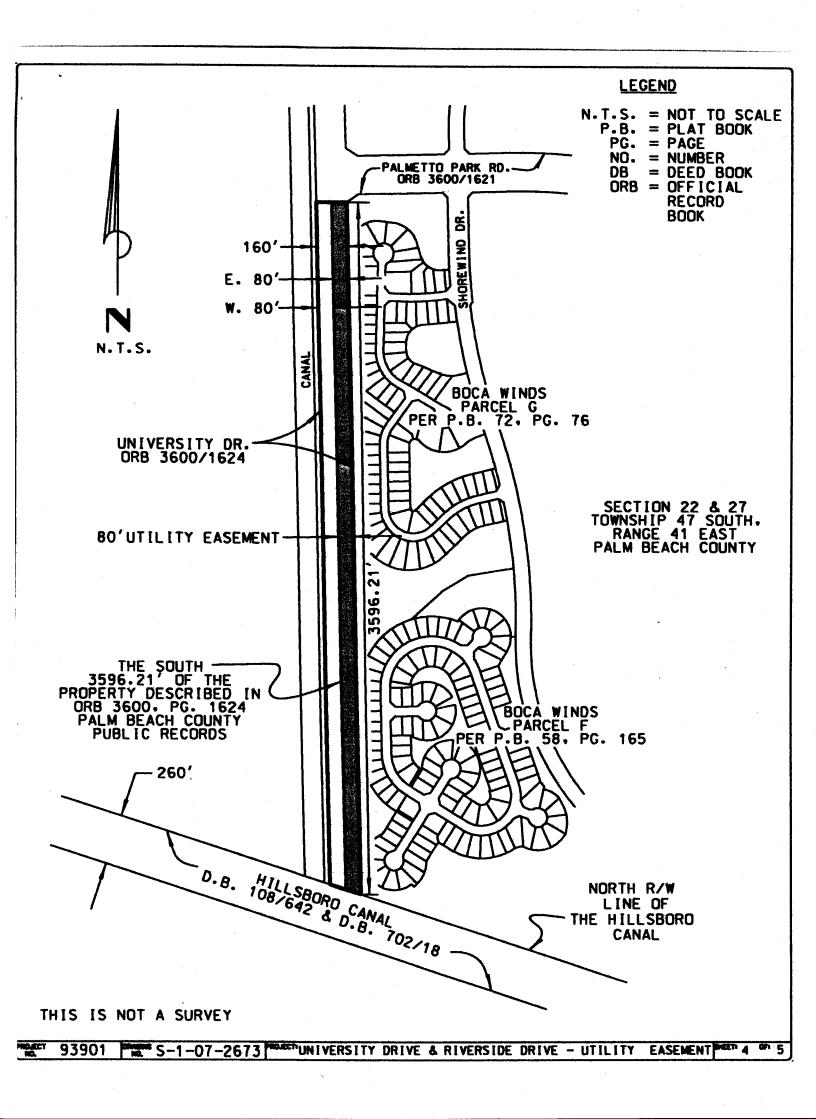
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

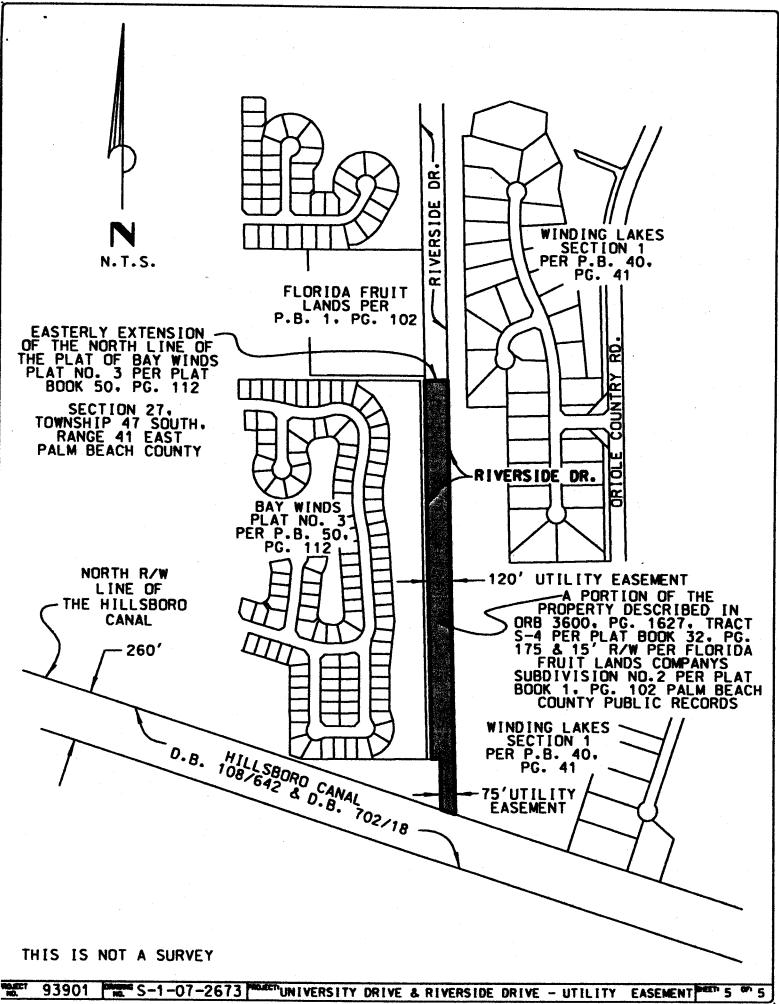
I HEREBY CERTIPY THAT THE LEGAL DESCRIPTION AND SKETCH SHOWN HEREON THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONALS SURVEYORS AND MAPPERS IN CHAPTER 61G17-6, FLORIDA ARMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES. MEETS

GLENN W. MARK. P.L.S. FLORIDA CERTIFICATE #5304

#### MALE 93901 -07-2673 MALE UNIVERSITY DRIVE & RIVERSIDE DRIVE - UTILITY EASEMENT on 5

8/20/09 DATE





# UNIVERSITY DRIVE - PATHWAY EASEMENT

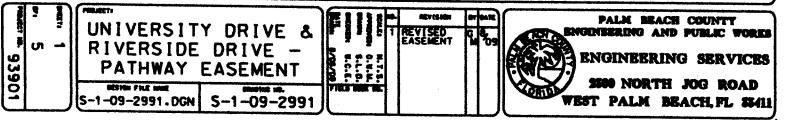
## THE EAST 50 FEET OF THE WEST 80 FEET OF THE FOLLOWING DESCRIDED PARCEL OF LAND FOR PATHWAY EASEMENT PURPOSES.

THE SOUTH 3,596.21 FEET (AS MEASURED ALONG THE EAST LINE) OF THE 160.00 FOOT RIGHT-OF-WAY DESCRIBED IN OFFICIAL RECORD BOOK 3600, PAGE 1624, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1624 FOR INFORMATIONAL PURPOSES ONLY (SEE SURVERYORS NOTES)

A CERTAIN PARCEL OF LAND, LYING WITHIN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22: THENCE SOUTH 01°12'07" EAST, ALONG THE EAST LINE OF SAID SECTION 22. A DISTANCE OF 184.51 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL. AND FROM SAID POINT OF BEGINNING, RUN BY THE FOLLOWING NUMBERED COURSES:

- 1) THENCE SOUTH 89º44'51" WEST, A DISTANCE OF 2202.69 FEET: THENCE.
- 2) SOUTH 65°50'51" WEST. A DISTANCE OF 2192.34 FEET TO THE BEGINNING OF A 1730 FODT RADIUS CURVE. CONCAVE SOUTHEAST: THENCE.
- 3) SOUTHWEST ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°07'27", A DISTANCE OF 2026.76, TO A POINT ON THE WEST LINE OF SAID SECTION 22; THENCE.
- 4) SOUTH 01°16'36" EAST, ALONG THE WEST LINE OF SAID SECTION 22, A DISTANCE OF 2654.36 FEET, TO THE NORTHWEST CORNER OF SECTION 27: THENCE.
- 5) SOUTH 01-13'07" EAST. ALONG THE WEST LINE OF SECTION 27. A DISTANCE OF 2482.20 FEET. TO A POINT ON THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL: THENCE.
- 6) SOUTH 71°58'41" EAST, ALONG THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL, A DISTANCE OF 169.47 FEET; THENCE.
- 7) NORTH 01°13'07" WEST, ALONG A LINE PARALLEL TO, AND 160.00 FEET EAST OF, AS MEASURED AT RIGHT ANGLES TO, THE WEST LINE OF SAID SECTION 27. A DISTANCE OF 2535.40 FEET, TO A POINT ON THE NORTH LINE OF SAID SECTION 27; THENCE.
- 8) NORTH 01°16'36" WEST. ALONG A LINE PARALLEL TO, AND 160.00 FEET EAST DF. AS MEASURED AT RIGHT ANGLES TO. THE WEST LINE DF SAID SECTION 22. A DISTANCE OF 2603.51 FEET TO THE BEGINNING OF A 1570.00 FOOT RADIUS CURVE. CONCAVE SOUTHEAST; THENCE.
- 9) NORTHEASTERLY ALONG THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE OF 67"07'27". A DISTANCE OF 1839.32 FEET: THENCE.
- 10) NORTH 65\*50'51" EAST, A DISTANCE OF 2013.06 FEET, TO THE BEGINNING OF A 1620 FOOT RADIUS CURVE, CONCAVE SOUTH, THENCE.
- 11) EASTERLY ALONG THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE OF 23.54'00". A DISTANCE OF 675.76 FEET: THENCE.
- 12) NORTH 89°44'51" EAST. A DISTANCE OF 1646.12 FEET. TO A POINT ON THE EAST LINE OF SAID SECTION 22: THENCE.



# 13) NORTH 01°12'07" WEST, ALONG THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 80.00 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

THE INTENT OF THE AFOREMENTIONED DESCRIPTION IS TO DESCRIBE A 160.00 FOOT WIDE ROAD RIGHT-OF-WAY LYING IN SECTIONS 22 AND 27. TOWNSHIP 47 SOUTH. RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA.

TOGETHER WITH:

# RIVERSIDE DRIVE - PATHWAY EASEMENT

# THE WEST HALF (W 1/2) OF THE FOLLOWING DESCRIDED PARCEL OF LAND FOR PATHWAY EASEMENT PURPOSES.

THAT PORTION OF THE RIGHT-OF-WAY DESCRIBED ON OFFICIAL RECORD BOOK 3600. PAGE 1627 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA. LYING WITHIN SECTIONS 27. TOWNSHIP 47 SOUTH. RANGE 41 EAST. PALM BEACH COUNTY. FLORIDA. BEING BOUNDED AS FOLLOWS: BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF THE HILLSBORD CANAL AND BOUNDED ON THE NORTH BY THE EASTERLY EXTENSION OF THE NORTH LINE OF THE PLAT OF BAY WINDS PLAT NO. 3 AS RECORDED IN PLAT BOOK 50. PAGE 112 OF SAID PUBLIC RECORDS.

DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1627 FOR INFORMATIONAL PURPOSES ONLY (SEE SURVERYORS NOTES)

A CERTAIN PARCEL OF LAND, LYING WITHIN SECTIONS 22 AND 27, TOWNSHIP 47 SOUTH, RANGE 41 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22: THENCE SOUTH 01°12'07" EAST. ALONG THE EAST LINE OF SAID SECTION 22. A DISTANCE OF 264.51 FEET: THENCE SOUTH 89°44'51" WEST. A DISTANCE OF 85.00 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL: THENCE, FROM SAID POINT OF BEGINNING. RUN BY THE FOLLOWING NUMBERED COURSES:

- 1) SOUTH 45.43'38" EAST, A DISTANCE OF 35.06 FEET; THENCE.
- 2) SOUTH 01°12'07" EAST, ALONG A LINE PARALLEL TO, AND 60.00 FEET WEST OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 4995.26 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 27; THENCE.
- 3) SOUTH 01°19'13" EAST, ALONG A LINE PARALLEL TO, AND 60.00 FEET WEST OF, AS MEASURED AT RIGHT ANGLES TO, THE EAST LINE OF SAID SECTION 27, A DISTANCE OF 1323.91 FEET TO A POINT ON THE NORTH LINE OF TRACT 3, AS SAME IS SHOWN ON FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 102, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE.
- 4) NORTH 89°42'39" EAST. ALONG THE NORTH LINE OF SAID TRACT 3. A DISTANCE OF 45.00 FEET. TO A POINT ON THE WEST LINE OF A 15.00 FOOT PLATTED ROAD RIGHT-OF-WAY. AS SHOWN ON SAID FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2; THENCE.
- 5) SOUTH 01°19'13" EAST. ALONG THE WEST LINE OF SAID 15.00 FOOT ROAD RIGHT-OF-WAY. BEING 15.00 FEET WEST OF AN PARALLEL TO, THE EAST LINE OF SAID SECTION 27. A DISTANCE OF 654.45 FEET: THENCE.
- 6) SOUTH 89°42'12" WEST. ALONG THE SOUTH LINE OF SAID TRACT 3. A DISTANCE OF 45.00 FEET: THENCE.
- 7) SOUTH 01°19'13" EAST. ALONG A LINE PARALLEL TD. AND 60.00 FEET WEST OF. THE EAST LINE OF SAID SECTION 27. A DISTANCE OF 2006.47 FEET. TO A POINT ON THE SOUTH LINE OF TRACT 26. AS SHOWN ON SAID FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 2: THENCE.
- 8) NORTH 89°41'05" EAST. ALONG THE SOUTH LINE OF SAID TRACT 26. A DISTANCE OF 45.00 FEET. TO A POINT ON THE WEST LINE OF SAID 15.00 FOOT PLATTED ROAD RIGHT-OF-WAY; THENCE.

T 939019 TOOSTH -OF-2998 - EAMEVERSION CORTINE WEB VERSINE OF IVEA-I DATEWOO ERSIDENT - 2 5

PLATTED ROAD RIGHT-OF-WAY, A DISTANCE OF 256.47 FEET, TO A POINT ON THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL: THENCE.

- 10) SOUTH 71°58'41" EAST, ALONG THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL, A DISTANCE OF 15.89 FEET, TO A POINT ON THE EAST LINE OF SAID SECTION 27; THENCE.
- 11) NORTH 01°19'13" WEST. ALONG THE EAST LINE OF SAID SECTION 27. A DISTANCE OF 4238.34 FEET. TO THE NORTHEAST CORNER OF SAID SECTION 27: THENCE.
- 12) NORTH 01°12'07" WEST, ALONG THE EAST LINE OF SAID SECTION 22, A DISTANCE OF 5019.84 FEET; THENCE.
- 13) SOUTH 89°44'51" WEST, A DISTANCE OF 85.00 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

THE INTENT OF THE AFOREMENTIONED DESCRIPTION IS TO DESCRIBE A 60.00 FOOT PORTION OF A 120.00 FOOT ROAD RIGHT-OF-WAY LYING WITHIN SECTIONS 22 AND 27.

ALSO TOGETHER WITH:

THAT PORTION OF TRACT S-4 AS SHOWN ON THE BOUNDARY PLAT OF ORIOLE COUNTRY. PLAT BOOK 32, PAGE 175 AND THAT PORTION OF THE 15.00 FOOT RIGHT-OF- WAY AS SHOWN ON THE PLAT OF FLORIDA FRUIT LANDS COMPANYS -SECTION NO. 2. PLAT BOOK 1. PAGE 102 ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. LYING WITHIN SECTIONS 26, TOWNSHIP 47 SOUTH. RANGE 41 EAST. PALM BEACH COUNTY. FLORIDA. BEING BOUNDED AS FOLLOWS: BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF THE HILLSBORD CANAL AND BOUNDED ON THE NORTH BY THE EASTERLY EXTENSION OF THE NORTH LINE OF THE PLAT OF BAY WINDS PLAT NO. 3 AS RECORDED IN PLAT BOOK 50. PAGE 112 OF SAID PUBLIC RECORDS.

#### SURVEYOR'S NOTES

NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THE SIGNING SURVEYOR.

A MATHEMATICAL CHECK OF THE CLOSURE OF THE PARCELS DESCRIBED IN O.R.B. 3600, PAGE 1624 AND O.R.B. 3600, PAGE 1627 REVEALED A MISCLOSURE ON BOTH. PROBLEMS APPEARS TO BE LOCATED IN LINE ITEM 2) OF O.R.B. 3600, PAGE 1624 AND LINE ITEM 11) OF O.R.B. 3600, PAGE 1627.

THE SUBJECT DESCRIPTIONS ARE NOT CONSIDERED A METES AND BOUNDS DESCRIPTIONS AND THEREFORE DO NOT INCLUDE ALL OF THE BEARINGS AND DISTANCE FROM O.R.B. 3600, PAGE 1624 OR O.R.B. 1627 ON THE MAP SHEET OF THE SKETCHES AS REQUIRED BY FLORIDA MINIMUM TECHNICAL STANDARDS.

THIS IS NOT A SURVEY.

IT IS POSSIBLE THAT THERE ARE DEEDS OF RECORD. UNRECORDED DEEDS. EASEMENTS, DR OTHER INSTRUMENTS WHICH COULD AFFECT THE SUBJECT PROPERTY. WHICH ARE UNKNOWN TO THE SIGNING SURVEYOR.

THIS INSTRUMENT PREPARED BY GLENN W. MARK, P.L.S. IN THE OFFICE OF THE COUNTY ENGINEER, 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33411.

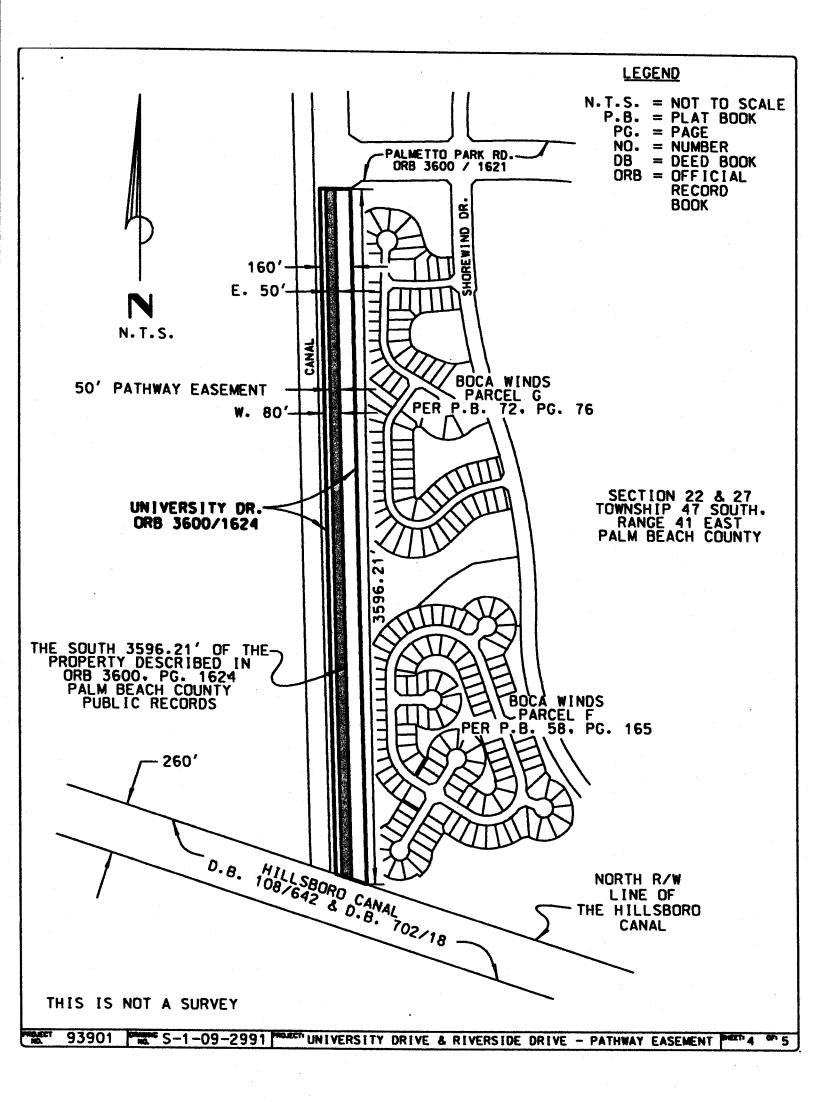
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

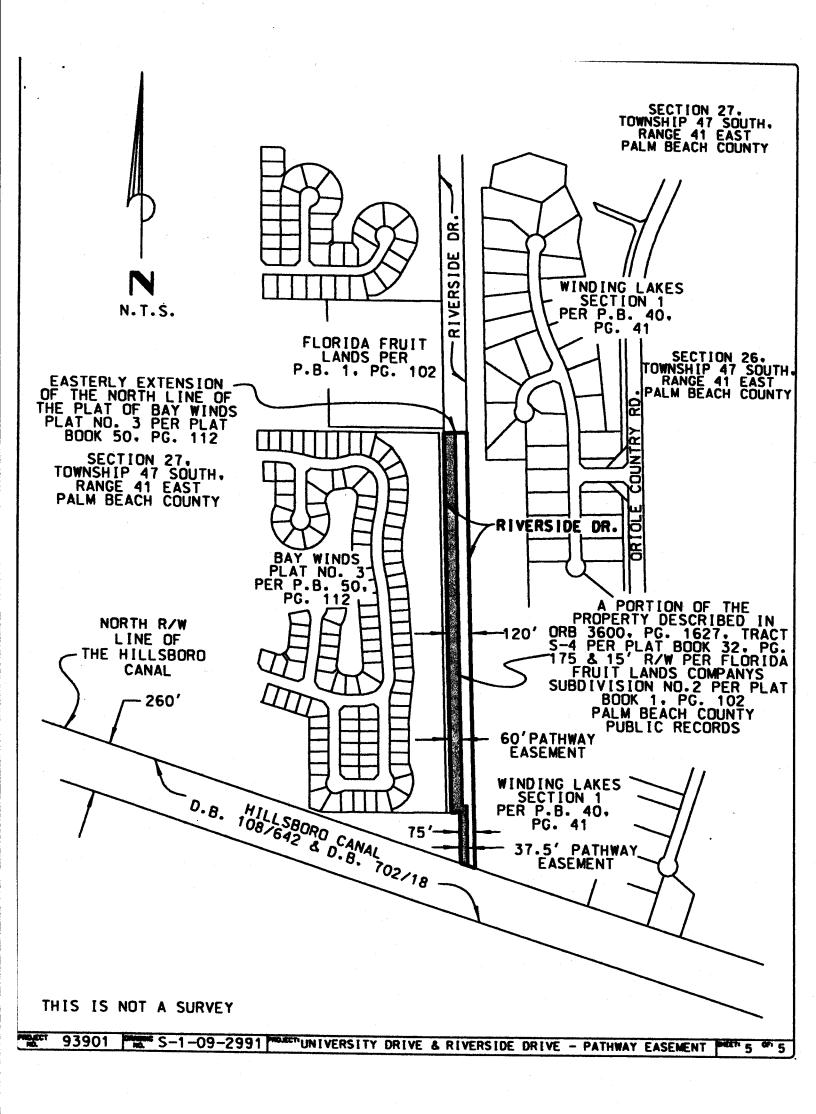
I HEREBY CERTIFY THAT THE LEGAL DESCRIPTION AND SKETCH SHOWN HEREON MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 61617-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

でて Sem

GLENN W. MARK. P.L.S. FLORIDA CERTIFICATE #5304 820 09 DATE

93901 S-1-09-2991 UNIVERSITY DRIVE & RIVERSIDE DRIVE - PATHWAY EASEMENT MET 3 6 5





## UNIVERSITY DRIVE - DRAINAGE EASEMENT

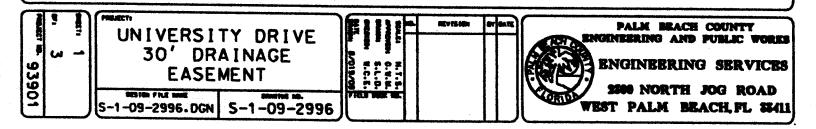
THE WEST 30 FEET OF FOLLOWING DESCRIDED PARCEL OF LAND FOR DRAINAGE EASEMENT PURPOSES.

THE SOUTH 3.596.21 FEET (AS MEASURED ALONG THE EAST LINE) OF THE 160.00 FOOT RIGHT-OF-WAY DESCRIBED IN OFFICIAL RECORD BOOK 3600. PAGE 1624. OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

DESCRIPTION OF OFFICIAL RECORD BOOK 3600, PAGE1624 FOR INFORMATIONAL PURPOSES ONLY (SEE SURVERYORS NOTES)

A CERTAIN PARCEL OF LAND. LYING WITHIN SECTIONS 22 AND 27. TOWNSHIP 47 SOUTH. RANGE 41 EAST. PALM BEACH COUNTY. FLORIDA. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 22: THENCE SOUTH 01°12'07" EAST. ALONG THE EAST LINE OF SAID SECTION 22. A DISTANCE OF 184.51 FEET TO THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED PARCEL. AND FROM SAID POINT OF BEGINNING. RUN BY THE FOLLOWING NUMBERED COURSES:

- 1) THENCE SOUTH 89"44'51" WEST, A DISTANCE OF 2202.69 FEET; THENCE.
- 2) SOUTH 65°50'51" WEST. A DISTANCE OF 2192.34 FEET TO THE BEGINNING OF A 1730 FOOT RADIUS CURVE. CONCAVE SOUTHEAST: THENCE.
- 3) SOUTHWEST ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 67.07'27". A DISTANCE OF 2026.76, TO A POINT ON THE WEST LINE OF SAID SECTION 22: THENCE.
- 4) SOUTH 01°16'36" EAST. ALONG THE WEST LINE OF SAID SECTION 22. A DISTANCE OF 2654.36 FEET. TO THE NORTHWEST CORNER OF SECTION 27: THENCE.
- 5) SOUTH O1 13'07" EAST. ALONG THE WEST LINE OF SECTION 27. A DISTANCE OF 2482.20 FEET, TO A POINT ON THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL; THENCE.
- 6) SOUTH 71°58'41" EAST. ALONG THE NORTH RIGHT-OF-WAY OF THE HILLSBORD CANAL. A DISTANCE OF 169.47 FEET: THENCE.
- 7) NORTH 01°13'07" WEST, ALONG A LINE PARALLEL TO, AND 160.00 FEET EAST OF, AS MEASURED AT RIGHT ANGLES TO, THE WEST LINE OF SAID SECTION 27. A DISTANCE OF 2535.40 FEET, TO A POINT ON THE NORTH LINE OF SAID SECTION 27: THENCE.
- 8) NORTH 01°16'36" WEST, ALONG A LINE PARALLEL TO, AND 160.00 FEET EAST DF, AS MEASURED AT RIGHT ANGLES TO, THE WEST LINE OF SAID SECTION 22, A DISTANCE OF 2603.51 FEET TO THE BEGINNING OF A 1570.00 FOOT RADIUS CURVE, CONCAVE SOUTHEAST; THENCE.
- 9) NORTHEASTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 67°07'27", A DISTANCE OF 1839.32 FEET; THENCE.



10) NORTH 65°50'51" EAST, A DISTANCE OF 2013.06 FEET, TO THE BEGINNING OF A 1620 FOOT RADIUS CURVE, CONCAVE SOUTH, THENCE.

11) EASTERLY ALONG THE ARC OF SAID CURVE. THROUGH A CENTRAL ANGLE OF 23°54'00". A DISTANCE OF 675.76 FEET: THENCE.

12) NORTH 89°44'51" EAST. A DISTANCE OF 1646.12 FEET. TO A POINT ON THE EAST LINE OF SAID SECTION 22; THENCE.

13) NORTH 01°12'07" WEST. ALONG THE EAST LINE OF SAID SECTION 22. A DISTANCE OF 80.00 FEET. MORE OR LESS. TO THE POINT OF BEGINNING. THE INTENT OF THE AFOREMENTIONED DESCRIPTION IS TO DESCRIBE A 160.00 FOOT WIDE ROAD RIGHT-OF-WAY LYING IN SECTIONS 22 AND 27. TOWNSHIP 47 SOUTH. RANGE 41 EAST. PALM BEACH COUNTY. FLORIDA.

#### SURVEYOR'S NOTES

NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THE SIGNING SURVEYOR.

A MATHEMATICAL CHECK OF THE CLOSURE OF THE PARCELS DESCRIBED IN O.R.B. 3600, PAGE 1624 REVEALED A MISCLOSURE PROBLEM. APPEARS TO BE LOCATED IN LINE ITEM 2) OF O.R.B. 3600, PAGE 1624.

THE SUBJECT DESCRIPTIONS ARE NOT CONSIDERED A METES AND BOUNDS DESCRIPTIONS AND THEREFORE DO NOT INCLUDE ALL OF THE BEARINGS AND DISTANCE FROM 0.R.B. 3600, PAGE 1624 OR 0.R.B. 1627 ON THE MAP SHEET OF THE SKETCHES AS REQUIRED BY FLORIDA MINIMUM TECHNICAL STANDARDS.

THIS IS NOT A SURVEY.

IT IS POSSIBLE THAT THERE ARE DEEDS OF RECORD, UNRECORDED DEEDS, EASEMENTS, OR OTHER INSTRUMENTS WHICH COULD AFFECT THE SUBJECT PROPERTY, WHICH ARE UNKNOWN TO THE SIGNING SURVEYOR.

THIS INSTRUMENT PREPARED BY GLENN W. MARK, P.L.S. IN THE OFFICE OF THE COUNTY ENGINEER, 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33411.

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

I HEREBY CERTIFY THAT THE LEGAL DESCRIPTION AND SKETCH SHOWN HEREON MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 61G17-6. FLORIDA ADMINISTRATIVE CODE. PURSUANT TO SECTION 472.027. FLORIDA STATUTES.

hry  $\sim$ 

GLENN W. MARK. P.L.S. FLORIDA CERTIFICATE #5304

8/20/09 DATE

ten 2

on 3

10. 93901 DATE S-1-09-2996 MONTON UNIVERSITY DRIVE - DRAINAGE EASEMENT

