

Agenda Item # :

3-C-1

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: November 3, 2009

☒ Consent

☐ Regular

☐ Workshop

☐ Public Hearing

Department:

Submitted By: Engineering and Public Works

Submitted For: Right-of-Way Acquisition Section

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: A Resolution to re-designate a parcel of Palm Beach County owned land at the northwest corner of Oswego Avenue and Seminole Boulevard as road right-of-way.

SUMMARY: Approval of this action will allow the Property and Real Estate Management Division (PREM) to satisfy a site plan condition of approval for the construction of Fire Station No. 24. The site plan condition requires PREM to dedicate right-of-way at the northwest corner of Oswego Avenue and Seminole Boulevard.

District 2 (PK)

Background and Justification: PREM was required in its site plan approval for development of Fire Station No. 24, to dedicate Palm Beach County (County) property which would provide right-of-way for a corner clip. The parcel of County owned land is located at the northwest corner of Oswego Avenue and Seminole Boulevard. The property is currently under the jurisdiction of PREM and they have voluntarily agreed to this dedication and re-designation of the required right-of-way. The legal description for the property to be re-designated, containing 312 square feet, is attached as Exhibit "A".

Attachments:

1. Location Map
2. Resolution with Exhibit "A"

Recommended by:

Daniel A. Fernandez
Division Director

9/29/09
Date

Approved by:

A. T. Webb
County Engineer

10/7/09
Date

RAG

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2010	2011	2012	2013	2014
Capital Expenditures	\$ -0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	*\$ -0-	-0-	-0-	-0-	-0-

ADDITIONAL FTE POSITIONS (Cumulative)

Is Item Included in Current Budget? Yes _____ No _____
Budget Acct No.: Fund _____ Dept. _____ Unit _____ Object _____
Program

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

* This item has no fiscal impact.

C. Departmental Fiscal Review: Dr. White

III. REVIEW COMMENTS

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

Handwritten signature: *[Signature]* 10/22/09
 Stamp: **OFMB**
 Stamp: **NO** 10/19/09
 Stamp: **CN** 10/09/09

Dr. F. J. Savoy
Contract Dev. and Control 10/23/09

B. Approved as to Form and Legal Sufficiency:

Paul F. K. 10/26/09
Assistant County Attorney

C. Other Department Review:

Department Director

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

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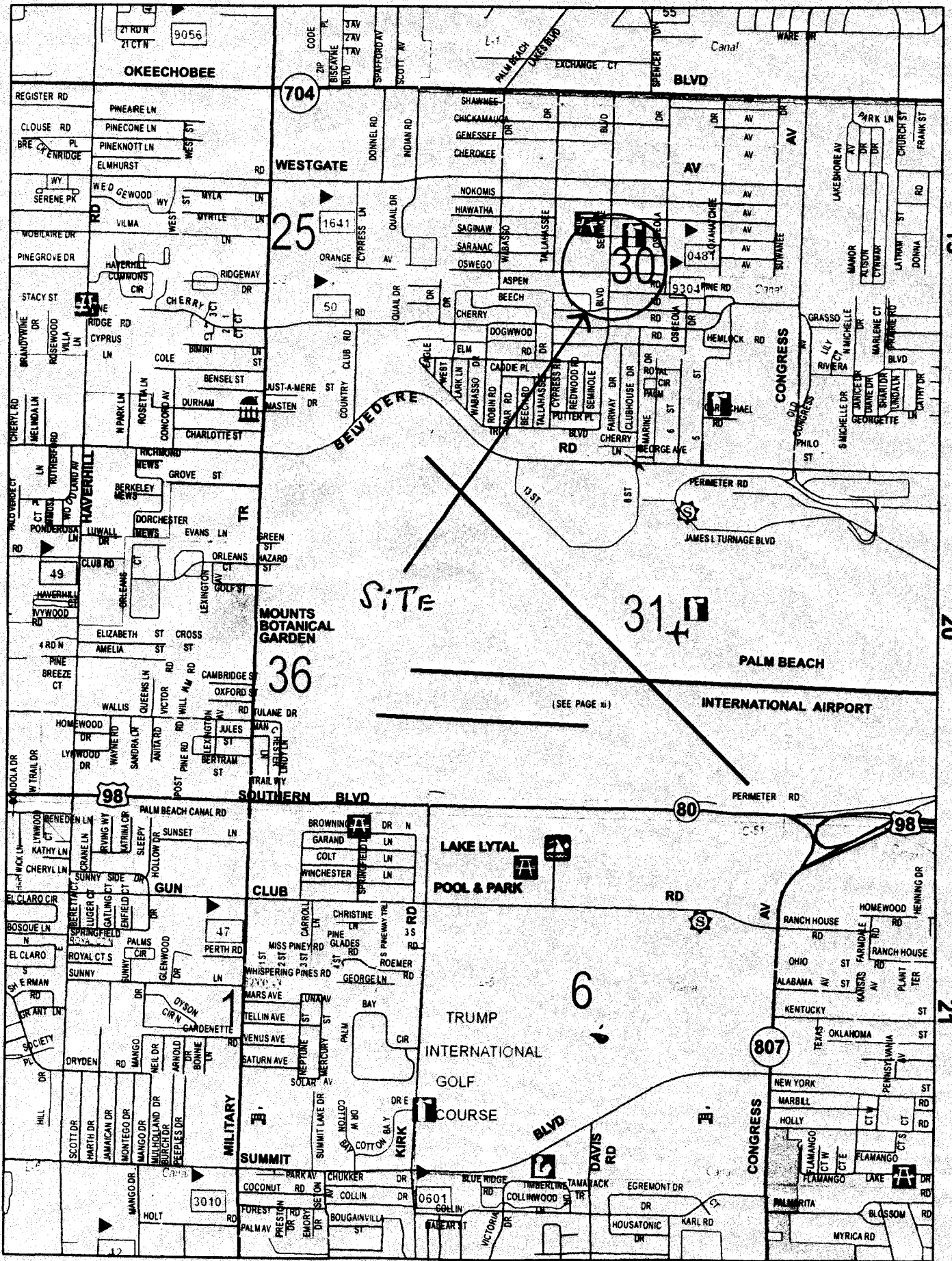
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RESOLUTION NO. R-2009-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, RE-DESIGNATING COUNTY OWNED REAL PROPERTY AS RIGHT-OF-WAY, AS NEEDED FOR A CORNER CLIP AT THE NORTHWEST CORNER OF THE INTERSECTION OF OSWEGO AVENUE AND SEMINOLE BOULEVARD

WHEREAS, Palm Beach County (County) is the owner of certain real property, identified in Exhibit "A", attached hereto and made a part hereof, which is located at the northwest corner of the intersection of Oswego Avenue and Seminole Boulevard; and,

WHEREAS, The site plan approval for the construction of Fire Station No. 24 requires that right-of-way at the northwest corner of Oswego Avenue and Seminole Boulevard be re-designated as county right-of-way for a corner clip; and,

WHEREAS, the County Property and Real Estate Management Division has agreed to voluntarily re-designate the parcel of land described in Exhibit "A" as right-of-way; and,

WHEREAS, it is therefore appropriate to re-designate the parcel of County owned land in Exhibit "A", attached hereto and made a part hereof, as right-of-way.

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

1. This Board adopts and ratifies those matters set forth in the foregoing recitals.
2. That the Chair of the Board and the Clerk are hereby authorized to re-designate the County-owned property, identified in Exhibit "A", as right-of-way.

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:

District 2 - John F. Koons, Chairman

District 5 - Burt Aaronson, Vice Chair

District 1 - Karen T. Marcus

District 3 - Shelley Vana

District 4 - Steven L. Abrams

District 6 - Jess R. Santamaria

District 7 - 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

ATTEST:

SHARON R. BOCK, CLERK AND COMPTROLLER

BY: _____
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

BY: _____
County Attorney

LEGAL DESCRIPTION

A PARCEL OF LAND LYING IN SECTION 30, TOWNSHIP 43 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY, FLORIDA, BEING A PORTION OF LOT B OF THE REPLAT OF PART OF BLOCK 57, WEST GATE ESTATES AS RECORDED IN PLAT BOOK 18, PAGE 94 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SAID LOT B, ALSO BEING THE INTERSECTION OF THE WEST RIGHT-OF-WAY LINE OF SEMINOLE BOULEVARD WITH THE NORTH RIGHT-OF-WAY LINE OF OSWEGO AVENUE;
THENCE ALONG THE SAID NORTH RIGHT-OF-WAY LINE OF OSWEGO AVENUE AND SOUTH LOT LINE OF SAID LOT B, S90°00'00"W FOR 25.00 FEET;
THENCE N45°00'00"E FOR 35.36 FEET TO THE SAID WEST RIGHT-OF-WAY LINE OF SEMINOLE BOULEVARD AND EAST LOT LINE OF SAID LOT B;
THENCE ALONG SAID WEST RIGHT-OF-WAY LINE AND EAST LOT LINE, S00°00'00"E FOR 25.00 FEET TO THE POINT OF BEGINNING.


CONTAINING 312 SQUARE FEET, MORE OR LESS.

BEARING BASIS: ASSUMED BEARING OF S00°00'00"E ALONG THE CENTERLINE OF SEMINOLE BOULEVARD.

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.O.C. - POINT OF COMMENCEMENT
R/W - RIGHT-OF-WAY
CL - CENTERLINE


JOHN E. PHILLIPS III
PROFESSIONAL LAND SURVEYOR
STATE OF FLORIDA No. 4826
DATE: 8/13/09



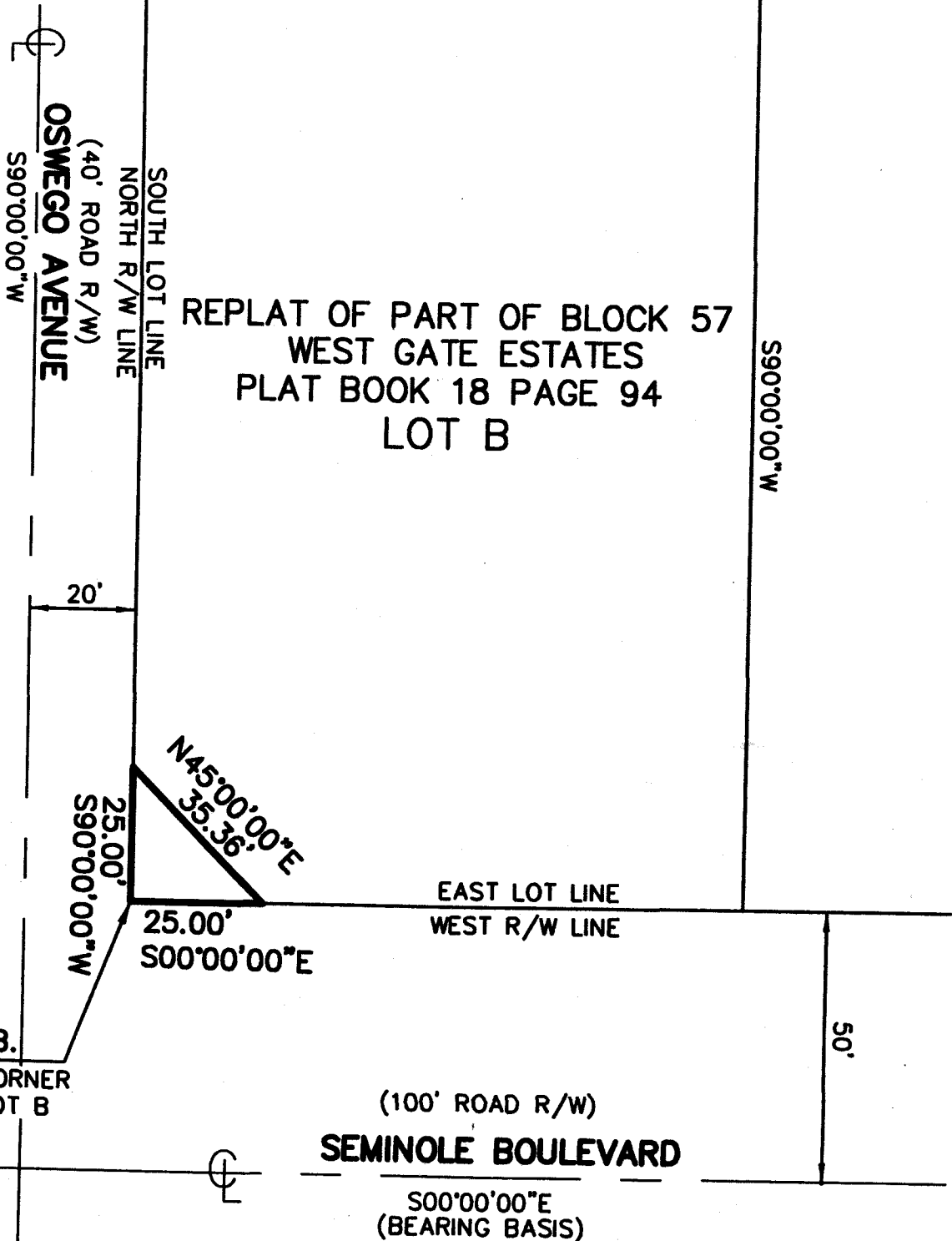
BROWN & PHILLIPS, INC.

PROFESSIONAL SURVEYING SERVICES
CERTIFICATE OF AUTHORIZATION # LB 6473
901 NORTHPOINT PKWY, SUITE 119, W.P.B. FLORIDA 33407
(561) 615-3988, (561) 615-3986 FAX

LEGAL DESCRIPTION

DRAWN: DKN	PROJ. No. 08-068E
CHECKED: TB	SCALE: NONE
CORNER CLIP AT SEMINOLE BLVD. & OSWEGO AVE.	DATE: 8-11-09
	SHEET 1 OF 2

N



BROWN & PHILLIPS, INC.

PROFESSIONAL SURVEYING SERVICES
CERTIFICATE OF AUTHORIZATION # LB 6473
901 NORTHPOINT PKWY, SUITE 119, W.P.B. FLORIDA 33407
(561) 615-3988, (561) 615-3986 FAX

SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

THIS SKETCH IS NOT A SURVEY

DRAWN: DKN	PROJ. No. 08-068E
CHECKED: TB	SCALE: 1" = 30'
CORNER CLIP AT SEMINOLE BLVD. & OSWEGO AVE.	DATE: 8-11-09
	SHEET 2 OF 2