Agenda Item #: 4A

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	April 20, 2010	[]Consent []Workshop	[] Regular [X] Public Hearing
Department:		, ,	[A] . abile freating
Submitted I Submitted I	•	ring and Public Works evelopment Division	
	<u>l. </u>	EXECUTIVE BRIEF	=======================================
Book 912, Page 6 2276, Page 1485; utility easements 153 and Plat Book 2	00 foot public rig 57; a portion of a portion of Golf recorded within t 24, Page 105; ar	<pre>ht-of-way (Green Street) r Belvedere Road, recorde Avenue (Sandy Lane); thr the plat of Country Club E</pre>	Resolution abandoning all recorded in Official Record Book of in Official Record Book ree separate five foot wide states, Plat Book 9, Page age easement recorded in Beach County, Florida.
easement that was previously abandor utility easements a proposed developn	remnant section vere left over a ned. These public are no longer nee nent area shown	is of rights-of-way, a draina fter the other rights-of-w c rights-of-way and the po eded. These areas to be on the adopted Airport Ma	oner, Palm Beach County, age easement and a utility ay and easements were rtions of the drainage and abandoned are within the aster Plan, located east of Beach International Airport
District 2 (PK)			
incorporate the sub which will allow for	oject road rights- r future developn	of-way and easements into	Beach County, wants to the Airport Master Plan, diprovide a more efficient ernal traffic circulation.
Utility service provid	ders have no obj	ection to the vacation.	
Attachments: 1. Location Sketch 2. Resolution with I	(attachment 1) Legal Descriptior	n and Sketch	(Continued on Page 3)
=======================================	:=======;		=======================================
Recommended by			
	Division Div	rector D	ate
Approved by:	County Eng	M 3/	25/10
			/ B.S. B. B.S. S.

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match (County) NET FISCAL IMPACT	2010 \$ -0- -0- (\$24,155) -0- (\$24,155)	2011 -0- -0- -0- -0- -0- -0-	2012 -0- -0- -0- -0- -0- -0-	2013 -0- -0- -0- -0- -0- -0-	2014 -0- -0- -0- -0- -0-
# ADDITIONAL FTE POSITIONS (Cumulative) Is Item Included in Current Budget Acct No.: Fund 000 Budget Acct No.: Fund 350	Budget?	Yes		No <u>x</u> venue <u>290</u> 2	

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

III. REVIEW COMMENTS

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

GFMB, W. O W. S. Approved as to Form

Contract Dev. and Control

B. Approved as to Form and Legal Sufficiency:

Assistant County Attorney

C. Other Department Review:

Department Director

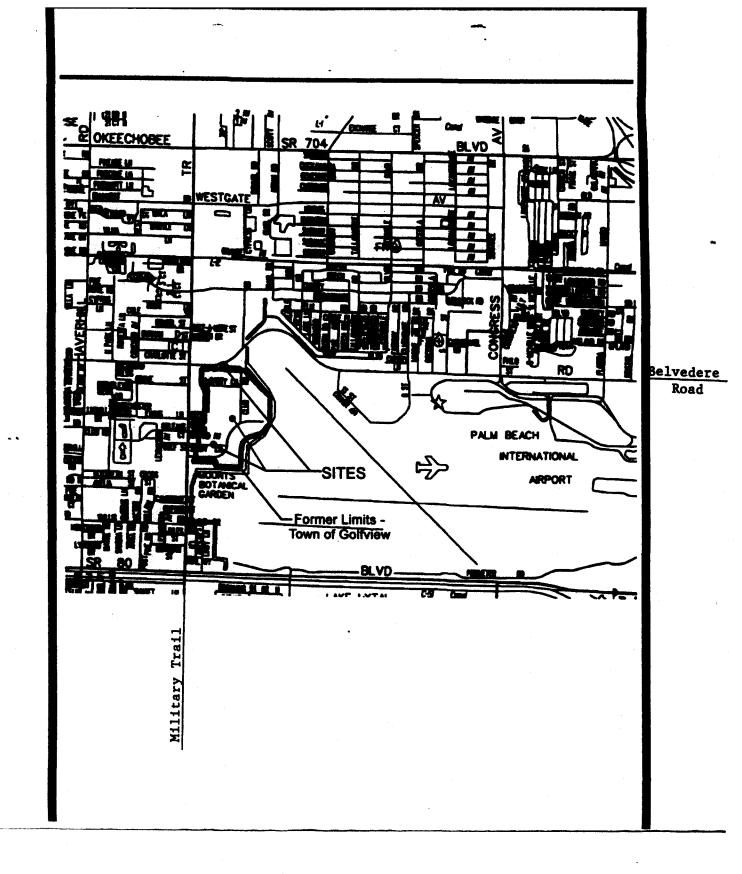
This summary is not to be used as a basis for payment.

Background and Policy Issues: (Continued from Page 1)

Privilege Fee Statement:

The petition is subject to a priv	ilege fee for Green Street .	The calculations are as
follows:		

Total sq. ft. of Right-of-Way for Green Street
The petition is subject to a privilege fee for Belvedere Road . The calculations are as follows:
Total sq. ft. of Right-of-Way for Belvedere Road
The petition is subject to a privilege fee for Golf Avenue (Sandy Lane). The calculations are as follows:
Total sq. ft. of Right-of-Way for Golf Avenue
Overall value
Total value of Green Street, Belvedere Road and Golf Avenue: \$24,154.40 Less Filing Fee
Total Privilege Fee Paid by Palm Beach County Department of Airports\$22,554.40



ABANDONING ALL OF THE 30'x100' PUBLIC ROAD (GREEN STREET) A PORTION OF BELVEDERE ROAD AND A PORTION OF GOLF AVENUE (SANDY LANE), A 3' WIDE DRAINAGE EASEMENT AND 5' UTILITY EASEMENT LYING WITHIN PALM BEACH INTERNATIONAL AIRPORT PROPERTY

ATTACHMENT 1

LOCATION SKETCH N



RESOL	UTION	NO.	R-2010-	
KESUL	.U I ION	NO.	R-2010-	

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ABANDONING ALL OF THE 30 FOOT BY 100 FOOT PUBLIC ROAD (GREEN STREET) RECORDED IN OFFICIAL RECORD BOOK 912, PAGE 657; A PORTION OF BELVEDERE ROAD, RECORDED IN OFFICIAL RECORD BOOK 2276, PAGE 1485; A PORTION OF GOLF AVENUE (SANDY LANE); THREE SEPARATE FIVE FOOT WIDE UTILITY EASEMENTS RECORDED WITHIN THE PLAT OF COUNTRY CLUB ESTATES, PLAT BOOK 9, PAGE 53 AND PLAT BOOK 24, PAGE 105; AND A THREE FOOT WIDE DRAINAGE EASEMENT RECORDED IN OFFICIAL RECORD BOOK 912, PAGE 657, 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 Palm Beach County, called a public hearing to be held in the County Commissioners' Chambers, at the Governmental Office Complex, West Palm Beach, Florida, on February 23, 2010, 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 all of the 30 foot by 100 foot public road (Green Street), a portion of Belvedere Road, portion of Golf Avenue (Sandy Lane); a three foot wide drainage easement and three separate five foot wide utility easements; and

WHEREAS, said petition to vacate was submitted by Palm Beach County; 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 4, 2010; 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.
- 2. These rights-of-way, drainage and utility easements are hereby abandoned and closed as rights-of-way, drainage and utility easements 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, drainage and utility easement, 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.

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 Burt Aaronson, Chair

Commissioner Karen T. Marcus, Vice Chair

Commissioner Jeff Koons

Commissioner Shelley Vana

Commissioner Steven L. Abrams

Commissioner Jess R. Santamaria

Commissioner Priscilla A. Taylor

R	RESOLUTION NO. R-2010
The Chair thereupo	n declared the Resolution duly passed and adopted this
day of,	
	PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS
	Sharon R. Bock, Clerk & Comptroller
	Charon IX. Book, Olerk & Comparoner
	BY:
	Deputy Clerk
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	
BY:	
County Attorney	

EXHIBIT "A" ABANDONMENT OF ALL OF THE 30' PUBLIC THOROUGHFARE PER D.R.B. 912. PG. 657

ALL THAT PORTION OF THE FOLLOWING DESCRIBED 30 FOOT PUBLIC THOROUGHFARE RECORDED IN OFFICIAL RECORD BOOK 912, PAGE 657, LYING IN SECTION 36, TOWNSHIP 43 SOUTH, RANGE 42 EAST, ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE EAST 100 FEET OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 36. TOWNSHIP 43 EAST. RANGE 42 SOUTH. SUBJECT HOWEVER. TO AN EASEMENT THREE FEET IN WIDTH WHICH IS HEREBY RESERVED ON THE NORTH END OF SAID PROPERTY FOR A PUBLIC DITCH: AND LESS THE SOUTH THIRTY FEET WHICH SOUTH THIRTY FEET IS HEREBY DEDICATED TO THE PUBLIC FOR A PUBLIC THOROUGHFARE.

SURVEYOR'S NOTES

SAID PUBLIC THOROUGHFARE BEING ABANDONED CONTAINS 3.000 SQUARE FEET OR 0.0689 ACRES MORE OR LESS.

BEARINGS ARE BASED ON A GRID BEARING OF "N 88°31'29" W" ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 36. TOWNSHIP 43 SOUTH. RANGE 42 EAST AS SHOWN ON THIS DRAWING AND ALL OTHER BEARINGS ARE RELATIVE THERETO.

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

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 @ VISTA CENTER 2300 NORTH JOG ROAD. WEST PALM BEACH. FLORIDA 33411-2745.

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.

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

PBIA PROPERTIES ABANDONMENT	E 2 2 3 g ma. SEVISION DI SATE	PALM BRACH COUNTY
PARCEL "B" (GOLFVIEW)	REVISE DESC G 189	ENGINEERING AND PUBLIC WORKS
30' PUBLIC THOROUGHEARE	80>€	ENGINEERING SERVICES
O STREET FIRE SAME SAMPLES INC.	Ners sees see	2000 NORTH JOG ROAD
S-1-09-3041.DGN S-1-09-3041	N/A	WEST PALM BEACH, PL 3541

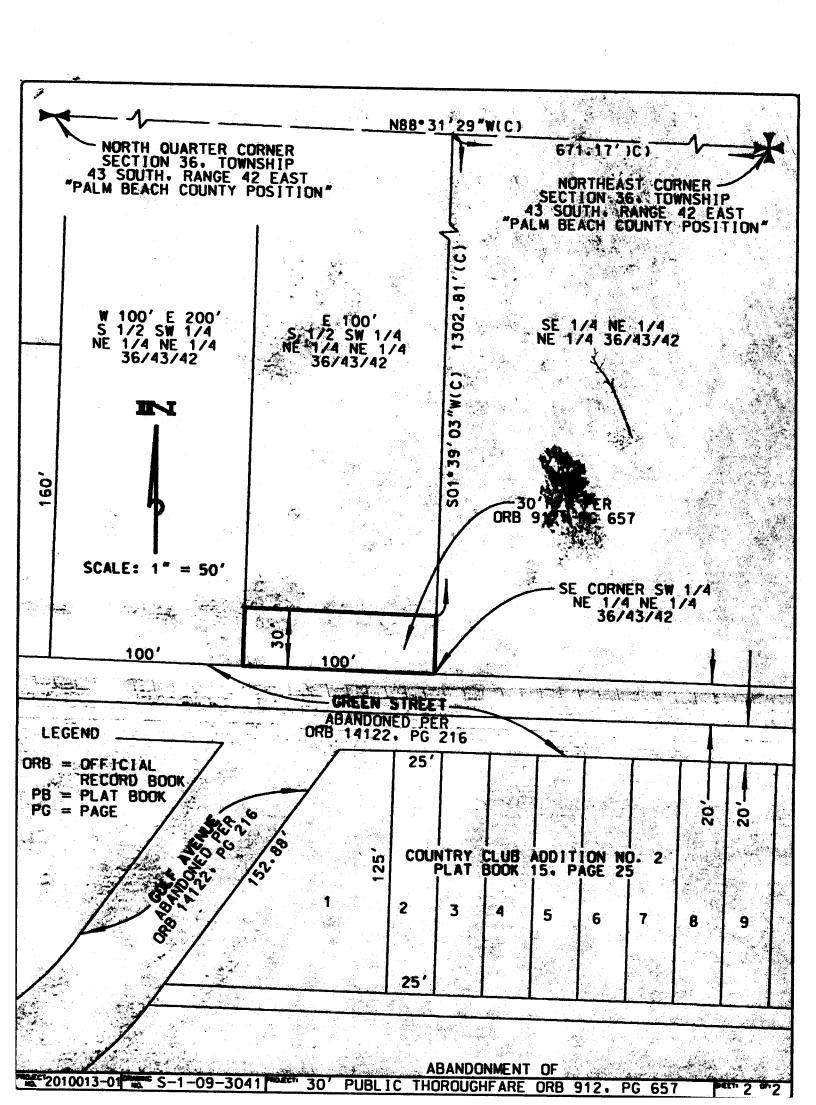


EXHIBIT "A" ABANDONMENT OF A PORTION OF THE ROAD RIGHT-OF-WAY FOR BELVEDERE ROAD PER ORB 2276. PG. 1485

ALL THAT PORTION OF THE FOLLOWING DESCRIBED RIGHT-DF-WAY FOR BELVEDERE ROAD RECORDED IN OFFICIAL RECORD BOOK 2276, PAGE 1485. LYING IN SECTION 36. TOWNSHIP 43 SOUTH. RANGE 42 EAST. ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE EXTERNAL AREA CREATED BY A 25 FOOT RADIUS TANGENT WITH THE NORTH RIGHT-OF-WAY LINE OF BELVEDERE ROAD AS LAID OUT AND IN USE AND TANGENT TO THE SOUTH RIGHT-OF-WAY LINE OF THE NEW BELVEDERE ROAD.

SURVEYOR'S NOTES

SAID RIGHT-OF-WAY BEING ABANDONED CONTAINS 1.622 SQUARE FEET OR 0.0372 ACRES MORE OR LESS.

BEARINGS ARE BASED ON A GRID BEARING OF "S 88°31'29" E" ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 36. TOWNSHIP 43 SOUTH. RANGE 42 EAST AS SHOWN ON THIS DRAWING AND ALL OTHER BEARINGS ARE RELATIVE THERETO.

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

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

PBIA PROPERTIES ABANDOMMENT PARCEL "B" (GOLFVIEW) ABANDOMMENT OF PORTION OF ROAD R/W FOR BELVEDERE ROAD PER ORB 2276. PG 1485 DESIGN FILE TIME DESIGN FILE TIME S-1-09-3045. DGN S-1-09-3045	SE OR DE RESERVATION DE PROPERTO DE LEGEND M DE LEGEND	ENGINEERING AND PUBLIC WORKS
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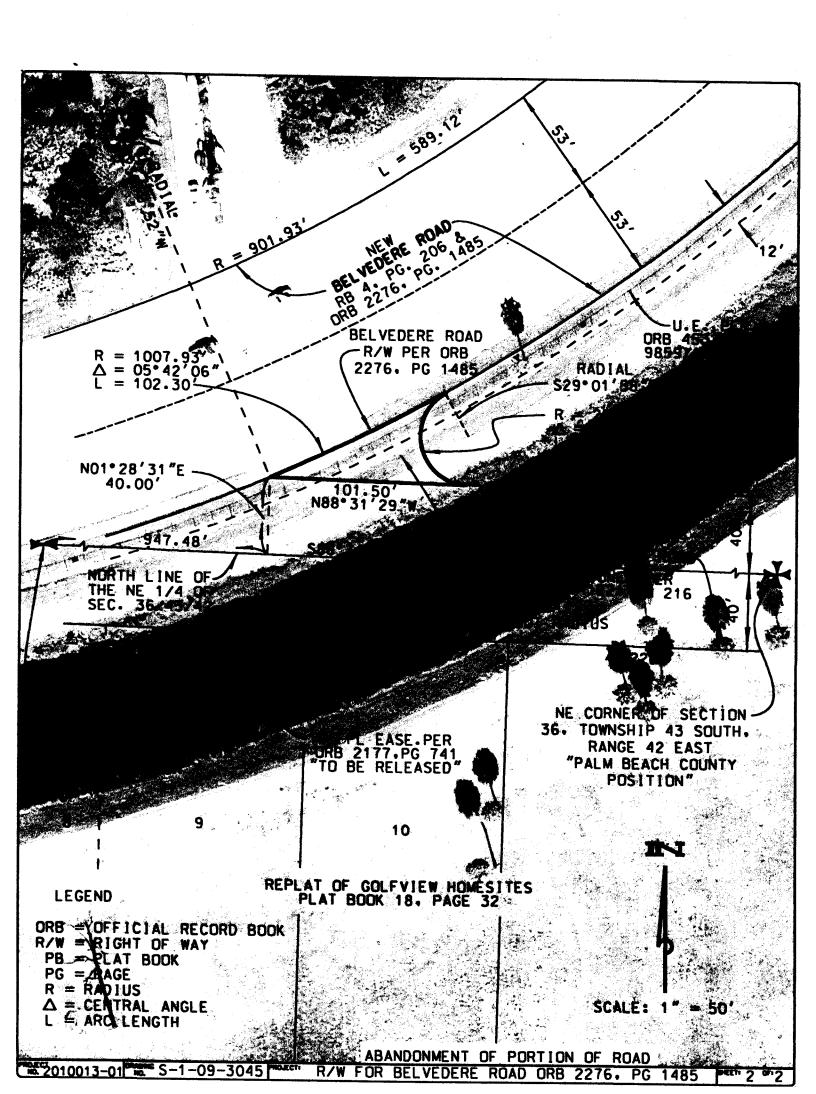


EXHIBIT "A"

ABANDONMENT OF A PORTION

OF THE ROAD RIGHT-OF-WAY FOR

GOLF AVENUE (SANDY LANE)

PER P.B. 9. PG. 53 & P.B. 24. PG. 105

ALL THAT PORTION OF THE FOLLOWING DESCRIBED 40 FOOT RIGHT-OF-WAY FOR GOLF AVENUE (SANDY LANE) LYING WEST OF THE SOUTHERLY EXTENSION OF THE EAST LINE OF LOT 41. BLOCK 2 AND LYING EAST OF THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 42. BLOCK 2. AS SHOWN ON THE PLAT OF COUNTRY CLUB ESTATES. RECORDED IN PLAT BOOK 9. PAGE 53. ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA.

TOGETHER WITH

ALL THAT PORTION OF THE FOLLOWING DESCRIBED 10 FOOT RIGHT-OF-WAY FOR GOLF AVENUE (SANDY LANE) AS SHOWN ON THE PLAT OF COUNTRY CLUB ADDITION NO. 3. RECORDED IN PLAT BOOK 24. PAGE 105. LYING WEST OF THE SOUTHERLY EXTENSION OF THE EAST LINE OF LOT 41. BLOCK 2 AND LYING EAST OF THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 42. BLOCK 2. AS SHOWN ON THE PLAT OF COUNTRY CLUB ESTATES. RECORDED IN PLAT BOOK 9. PAGE 53. ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA.

SURVEYOR'S NOTES

SAID RIGHT-OF-WAY BEING ABANDONED CONTAINS 2.500 SQUARE FEET OR 0.0574 ACRES MORE OR LESS.

NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THE SIGNING SURVEYOR. THIS IS NOT A SURVEY.

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

S-1-09-3043.DGN S-1-09-3043 N/A WEST PALM BRACH, FL 3541
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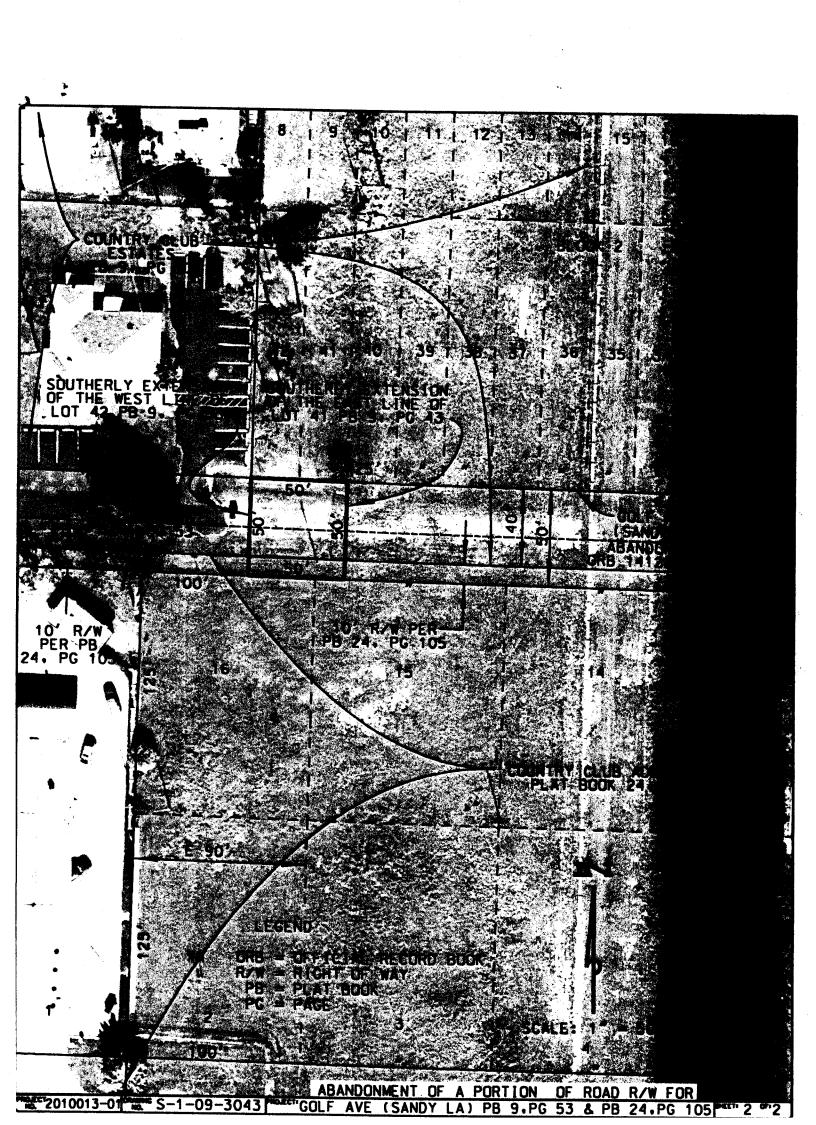


EXHIBIT "A" ABANDONMENT OF ALL OF THE 3' DRAINAGE EASEMENT PER O.R.B. 912. PG. 657

ALL THAT PORTION OF THE FOLLOWING DESCRIBED 3 FOOT DRAINAGE EASEMENT RECORDED IN OFFICIAL RECORD BOOK 912. PAGE 657. LYING IN SECTION 36. TOWNSHIP 43 SOUTH. RANGE 42 EAST. ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE EAST 100 FEET OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 36. TOWNSHIP 43 EAST. RANGE 42 SOUTH. SUBJECT HOWEVER. TO AN EASEMENT THREE FEET IN WIDTH WHICH IS HEREBY RESERVED ON THE NORTH END OF SAID PROPERTY FOR A PUBLIC DITCH: AND LESS THE SOUTH THIRTY FEET WHICH SOUTH THIRTY FEET IS HEREBY DEDICATED TO THE PUBLIC FOR A PUBLIC THOROUGHFARE.

SURVEYOR'S NOTES

SAID EASEMENT BEING ABANDONED CONTAINS 300 SQUARE FEET DR 0.0069 ACRES MORE DR LESS.

BEARINGS ARE BASED ON A GRID BEARING OF "N 88°31'29" W" ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF SECTION 36. TOWNSHIP 43 SOUTH. RANGE 42 EAST AS SHOWN ON THIS DRAWING AND ALL OTHER BEARINGS ARE RELATIVE THERETO.

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1 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.

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

PBIA PROPERTIES ABANDONMENT PARCEL "B" (GOLFVIEW) ABANDONMENT OF THE 3' DRAINAGE EASEMENT ORB 912. PG 657 GESTON FILE UNITE S-1-09-3034.DGN S-1-09-3034		7 69 6	PALM BEACH COUNTY GENERING AND PUBLIC WORKS ENGINEERING SERVICES 2500 NORTH JOG ROAD ST PALM BEACH, FL 55411
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NORTH QUARTER CORNER SECTION 36. TOWNSHIP 43 SOUTH: RANGE 42 EAST "PALM BEACH COUNTY POSITION" W 480' S 120' N 1/2 SW 1/4 NE 1/4 LESS W 40'	SECTION 43 SOUTH "PALM BEACH N 1/2 SI	IEAST CORNER I 36. TOWNSHIP RANGE 42 EAST COUNTY POSITION* 671.17'(C)- N 1/4 NE 1/4 36/43/42 480' S120'	66' (C) 4'03 "W(C) 4'03 "W(C)
160.62'	100′	3' D.E. PER ORB. 912.PG.657	. 501°3
LEGEND ORB = OFFICIAL RECORD BOOK DE = DRAINAGE EASEMENT	W 100' E 200' S 1/2 SW 1/4 NE 1/4 NE 1/4 36/43/42	E 100' S 1/2 SW 1/4 NE 1/4 NE 1/4 36/43/42	
PB = PLAT BOOK PG = PAGE 100' 97'	N 333.15′		333.15
160′	SCALE: 1" = 50'	SE CORNER SW 1/4 NE 1/4 NE 1/4 36/43/42	
100' 97' ABANDONED PER ORB 14122 BG	100' GREEN STE	30'R/W PER ORB. 912.PG. 657 100'	
	GE EASEMENT ABANDO	The state of the s	- 2 or 2

EXHIBIT "A" ABANDONMENT OF A PORTION OF THE 5' EASEMENT FOR PUBLIC UTILITIES PER PLAT BOOK 9, PAGE 53

ALL THAT PORTION OF THE FOLLOWING DESCRIBED 5 FOOT EASEMENT FOR PUBLIC UTILITIES AS SHOWN ON THE PLAT OF COUNTRY CLUB ESTATES RECORDED IN PLAT BOOK 9, PAGE 53, LYING IN SECTION 36, TOWNSHIP 43 SOUTH, RANGE 42 EAST, ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE SOUTH 5.00 FEET OF THE EAST 2.00 FEET OF LOT 1, BLOCK 1 AND THE SOUTH 5.00 FEET OF LOTS 2 THROUGH 8, BLOCK 1; TOGETHER WITH THE SOUTH 5.00 FEET OF LOTS 8 AND 9, BLOCK 2 AND THE NORTH 5.00 FEET OF LOTS 41 AND 42, BLOCK 2; ALL OF THE PLAT OF COUNTRY CLUB ESTATES AS RECORDED IN PLAT BOOK 9, PAGE 53 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

SURVEYOR'S NOTES

SAID EASEMENTS BEING ABANDONED CONTAINS 1,385 SQUARE FEET OR 0.0318 ACRES MORE OR LESS.

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

THIS IS NOT A SURVEY.

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THEREBY 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.

GLENN. W. MARK, P.L.S. FLORIDA CERTIFICATE *5304 1/20/10 DATE

1	Ū	PBIA PROPERTIES ABANDONMENT	RILLE	MEVISION OF BATE	PALM BRACH COUNTY
2 N		PARCEL "B" (GOLFVEW)	2		ENGINEERING AND PUBLIC WORKS
8		PUBLIC UTILITIES	S ESSE		ENGINEERING SERVICES
8		COUNTRY CLUB ESTATES	8 8		
<u>š</u>		S-1-10-3073.DGN S-1-10-3073	N/A		WHAT PALM BEACH, PL 8066

