

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: February 15, 2011

(X) Consent

() Regular

() Workshop

() Public Hearing

Department

Submitted By: Environmental Resources Management

Submitted For: Environmental Resources Management

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: An Application for Designation of the Pine Glades Natural Area as part of the Florida Greenways and Trails System.

Summary: The Florida Greenways and Trails designation program was established to further the purposes, goals, and objectives of the Florida Greenways and Trails System; ensure an inclusive and interconnected system of greenways and trails; encourage voluntary partnerships in conservation, development and management of system components; provide recognition for individual components of the system and those partners involved; and raise public awareness of the conservation and recreation benefits of the system components. In order to become a designated Florida Greenway and/or Trail, the designated land or waterway must protect and/or enhance natural, recreational, cultural or historic resources; and provide linear open space, a hub or a site; or promote connectivity between or among conservation lands, communities, parks, other recreational facilities, cultural sites, or historic sites. As specified in the Board-approved management plan, the purpose of the Pine Glades Natural Area is to protect, restore and maintain the existing natural and historic resources, and to provide passive recreational opportunities. The natural area will provide hiking trail connectivity between the Jupiter Farms residential community to the east and conservation lands to the west and north. If approved, the Florida Greenways and Trail designation is not expected to require any restoration/management activities or public use facilities beyond those identified in the Board-approved management plan, therefore, the designation is not expected to have any fiscal impact. District 1 (SF)

Background and Justification: Staff is in the process of reapplying for a trail and public use facilities grant for the western portion of the Pine Glades Natural Area through the federal Recreational Trails Program (RTP) administered by Florida's Office of Greenways and Trails (OGT). On January 19, 2011, the OGT suggested that the County apply for designation of the Pine Glades Natural Area as part of the Florida Greenways and Trail System as a way to earn 3 additional points and improve the County's chance of receiving up to \$200,000 in RTP funds in 2011. Because the designation must be approved by the Greenways and Trails Council on February 22, 2011 the only meeting prior to the March 31 deadline for submitting the RTP grant application, the designation application had to be submitted by January 26, 2011. As a result, staff was unable to obtain Board approval prior to submitting the application for designation and therefore requests ratification of the attached application.

(continued on page 3)

Attachments:

1. Pine Glades Natural Area Location Map
2. Application for Designation

Recommended by: Richard E. Wabnitz 1/26/11
Department Director Date

Approved by: [Signature] 2/2/11
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

| Fiscal Years | 2011 | 2012 | 2013 | 2014 | 2015 |
|--|------------|-------|-------|-------|-------|
| Capital Expenditures | _____ | _____ | _____ | _____ | _____ |
| Operating Costs | _____ | _____ | _____ | _____ | _____ |
| External Revenues | _____ | _____ | _____ | _____ | _____ |
| Program Income (County) | _____ | _____ | _____ | _____ | _____ |
| In-Kind Match (County) | _____ | _____ | _____ | _____ | _____ |
| NET FISCAL IMPACT | <u> *</u> | _____ | _____ | _____ | _____ |
| # ADDITIONAL FTE POSITIONS (Cumulative) | _____ | _____ | _____ | _____ | _____ |

Is Item Included in Current Budget? Yes _____ No _____

Budget Account No.: Fund _____ Department _____ Unit _____ Object _____

Program _____

B. Recommended Sources of Funds/Summary of Fiscal Impact

* Submittal of the Recreational Greenways and Trails Designation Application will not result in any fiscal impacts to the County. Ongoing maintenance and restoration of the natural area are included in the Board-approved management plan. Costs related to these activities are already budgeted on an annual basis or as specific management/restoration contracts are approved. Similarly, costs associated with the proposed public use facilities will be budgeted when contracts to build the facilities are let. Approval of the designation may ultimately help the County obtain up to \$200,000 in grant funds from the RTP 2011 grant cycle to help pay for the western public use facilities contemplated in the Pine Glades Natural Area management plan. Staff also intends to apply for RTP funds in 2012 to help pay for the public use facilities in the eastern portion of this natural area if funding is available.

C. Department Fiscal Review:

[Signature]

III. REVIEW COMMENTS

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

| | |
|---|---|
| <p><i>[Signature]</i> 1/27/2011</p> <p>OFMB <i>[Initials]</i></p> | <p><i>[Signature]</i> 1/28/11</p> <p>Contract Development and Control</p> |
|---|---|

B. Legal Sufficiency:

[Signature]

Assistant County Attorney

C. Other Department Review:

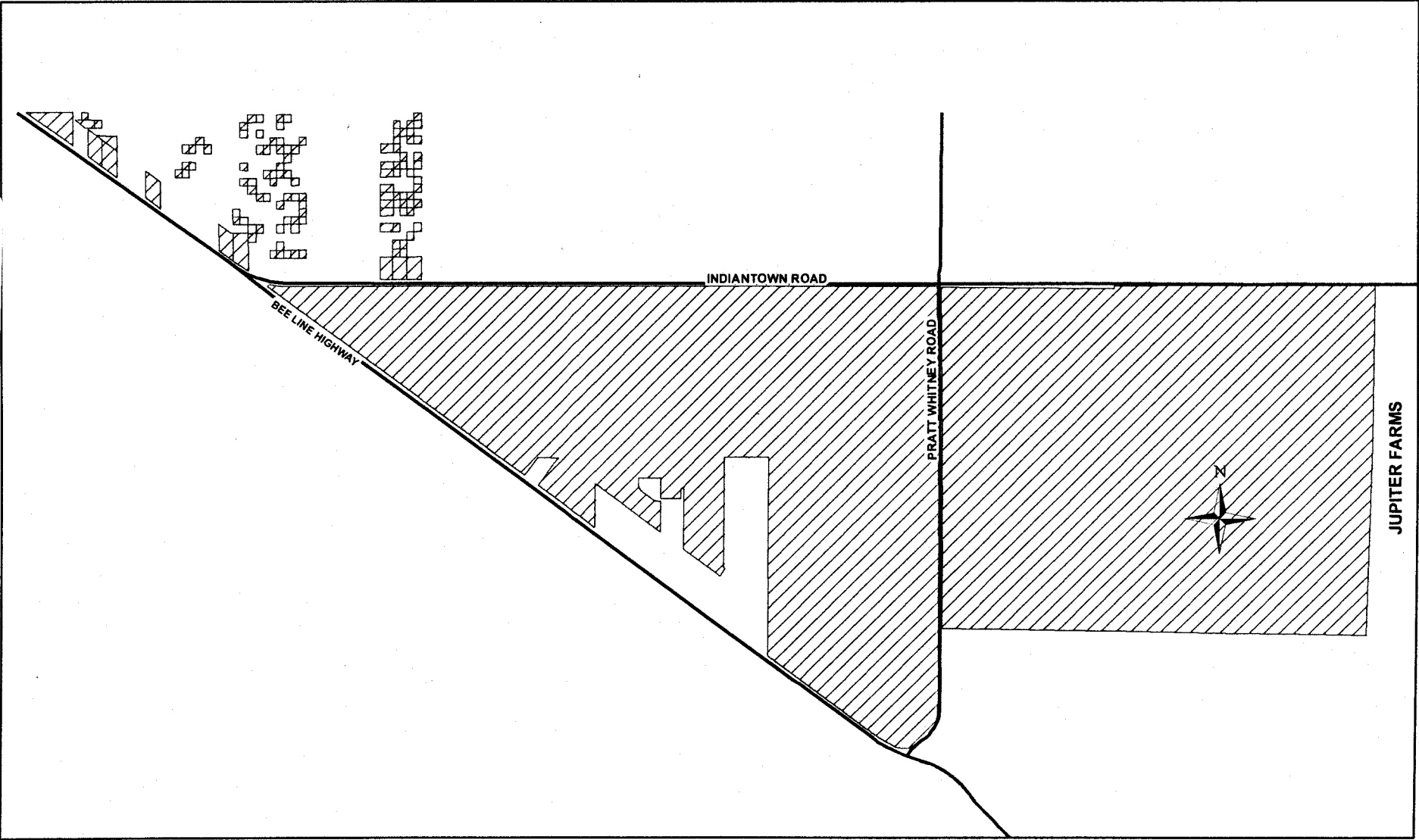
Department Director

(Continued from page 1):

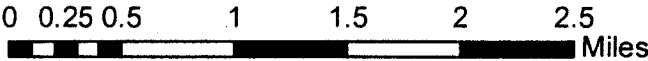
If Pine Glades Natural Area is accepted as part of the Florida Greenways and Trails System, a designation agreement will be negotiated with OGT and will be signed by the Secretary of the Florida Department of Environmental Protection and the County. If the agreement is approved by both parties, the County will be required to provide annual reports showing that the natural, recreational, cultural and/or historic resources identified in the designation agreement are being maintained. It is expected that annual site evaluation reports currently prepared by staff of the County's Department of Environmental Resources Management will meet this requirement.

PINE GLADES NATURAL AREA LOCATION MAP

Attachment 1



 Natural Area Boundary



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Attachment 2



Department of Environmental
Resources Management
2300 Ninth Jog Road, 4th Floor
West Palm Beach, FL 33411-2743
(561) 233-2400
FAX: (561) 233-2414
www.pbcgov.org/erm

Palm Beach County
Board of County
Commissioners

Karen T. Marcus, Chair
Shelley Vana, Vice Chair

Burt Aaronson
Paulette Burdick
Steven L. Abrams
Jess R. Santamaria
Priscilla A. Taylor

County Administrator
Robert Weisman

"An Equal Opportunity
Affirmative Action Employer"

January 25, 2011

Lisa Galocy, Regional Planner
Office of Greenways and Trails
Department of Environmental Protection
3900 Commonwealth Blvd., Mail Station 795
Tallahassee, Florida 32399-3000

Dear Ms. Galocy:

SUBJECT: APPLICATION FOR DESIGNATION OF PALM BEACH
COUNTY'S PINE GLADES NATURAL AREA AS
PART OF THE FLORIDA GREENWAYS AND TRAILS
SYSTEM

The Palm Beach County Department of Environmental Resources
Management is honored to submit the enclosed Application for
Designation of its Pine Glades Natural Area as a part of the Florida
Greenways and Trails System.

Should you have any questions concerning the enclosed application or any
of the attachments, please contact me at 561-233-2400, or
rwalesky@pbcgov.org, or Sandy Mann at 561-233-2489, or
smann@pbcgov.org.

Thank you for this opportunity.

Sincerely,

A handwritten signature in cursive script that reads "Richard E. Walesky".

Richard E. Walesky, Director
Environment Resources Management

REW:slm

Enclosure

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DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF GREENWAYS AND TRAILS

**APPLICATION FOR DESIGNATION
OF PUBLIC LANDS OR WATERWAYS**
AS PART OF THE FLORIDA GREENWAYS AND TRAILS SYSTEM

PROJECT ELIGIBILITY

Public lands and waterways located within the state may be designated by the Department as components of the Florida Greenways and Trails System upon compliance with the requirements of Section 62S-1.400, F.A.C.

CONSENT OF LANDOWNER REQUIRED

Section 260.014, Florida Statutes, provides that "no lands or waterways may be designated as a part of the statewide system of greenways and trails without the specific written consent of the landowner." Furthermore, if public access is contemplated for any portion of the project, both the owner(s) and the proposed managing entity must provide the Department with written authorization detailing the public access permitted on the project. Accordingly, the sponsor of each project proposed for designation is strongly encouraged to communicate and collaborate with all potentially affected landowners and land managers throughout all stages of the designation process.

GENERAL INSTRUCTIONS

1. All responses on the Application must be typed or legibly printed. If a particular item does not apply to the project, the proper response is "Not Applicable." Do not leave a response area blank.
2. If additional space is needed for a response, indicate that additional sheets(s) are attached, and identify the information contained within each additional sheet by noting the Application item number to which it relates.
3. All "Required Attachments" listed in the next section of the instructions must be attached to and submitted with the application.
4. Applicants must submit an original Application, one (1) original of each Required Attachment and any other supporting documentation.

GENERAL INSTRUCTIONS
[continued]

5. Do not fax any portion of the Application or attachments to the Office of Greenways and Trails. All faxed information received that relates to a pending application will not be accepted.
6. The Application, together with supporting attachments and documentation, must be mailed or delivered to the following address:

Office of Greenways and Trails
Department of Environmental Protection
3900 Commonwealth Blvd.
Mail Station 795
Tallahassee, Florida 32399-3000

REQUIRED ATTACHMENTS

The following items must be attached to the Application at the time of submittal:

- A. An "Owner Consent," DEP Form #OGT-7, effective July 10, 2003, signed by each record title owner of the property proposed for designation.
- B. A "Management Certificate," DEP Form #OGT-8, effective July 10, 2003, signed by the managing entity of the property proposed for designation.
- C. If available, photographs of various sites and features within the project that show typical landscape characteristics, labeled with location and orientation and cross-referenced to the location map described in the following paragraph.
- D. An accurate location map of sufficient scale and detail to clearly delineate all project property boundaries in relation to other area greenways or trails, county roadways, major topographic features (such as rivers, lakes and power lines) and local government boundaries (if any). The location map must state the length of trails and total project acreage, and should indicate points of interest or special features. When the project provides for public access to existing or proposed trails, the location map must identify the trail alignment, public access points, trailheads and facilities to accommodate the proposed types of public uses over the extent of the trails.

**APPLICATION FOR DESIGNATION
OF PUBLIC LANDS OR WATERWAYS**

NAME OF PROJECT: Pine Glades Natural Area

PHYSICAL ADDRESS: North & South of Indiantown Road, East of Bee Line Highway

COUNTY/COUNTIES: Palm Beach County

OWNER OF PROJECT: Palm Beach County Department of Environmental Resources Management
PLEASE NOTE: A completed and signed "Owner Consent," DEP Form #OGT-7, effective July 10, 2003, must be attached to this Application at the time of submittal.

CONTACT: Richard E. Walesky

ADDRESS: Palm Beach County Department of Environmental Resources Management
2300 N Jog Road, 4th Floor, West Palm Beach, FL 33411

TELEPHONE: (561) 233-2400 FAX: (561) 233-2414

MANAGING ENTITY
OF PROJECT: Palm Beach County Department of Environmental Resources Management
PLEASE NOTE: A completed and signed "Management Certificate," DEP Form #OGT-8, effective July 10, 2003, must be attached to this Application at the time of submittal.

CONTACT: Richard E. Walesky, Director

ADDRESS: PBC ERM, 2300 N. Jog Road, 4th Floor
West Palm Beach, FL 33411

TELEPHONE: (561) 233-2400 FAX: (561) 233-2414

PROJECT SUBMITTED BY (Check one): ☐ OWNER ☒ MANAGING ENTITY

TYPE OF PROJECT (Check One):

- ☐ National park, forest or trail, preserve, seashore, wildlife refuge, wild scenic river, military reservation, Native American Lands, or other (describe): _____
- ☐ State park unit, forest, recreation area, submerged land, wildlife management area, historical or archaeological site, ornamental or botanical garden, university system property, museum or other special feature site, public game area, preserve, or other (describe): _____
- ☐ Lands owned by a port authority, flood control district, water management district, navigation district or other agency created by general or special law (describe): _____

- ☒ Local government conservation or recreation land, urban open space area or other (describe):
The project site includes 6,642 acres of conservation lands & includes a portion of the historic Old Wire Trail.

Please attach a location map and general description of the lands and/or waterways proposed for designation, including the length of trails, total acreage and points of interest or special features. If trails will be available for public access, please identify the trail alignment, public access points, trailheads, and facilities to accommodate the proposed types of public uses over the length of the trail(s). Photographs and printed brochures or other information may also be attached, if available.

The undersigned hereby certify that the Project consists solely of Public Conservation or Recreation Lands or Waterways, as that term is defined in Section 62S-1.100(19), F.A.C., and that the undersigned will negotiate with the Office of Greenways and Trails to formulate and thereafter enter into a mutually satisfactory designation agreement to govern the Project's participation in the Florida Greenways and Trails System.

SIGNATURES OF SUBMITTING PARTY(IES):

Richard E. Welby

DATE: 1/20/11

DATE: _____

DATE: _____

☐ OWNER ☒ MANAGING ENTITY (CHECK ONE)

Return Completed and Signed Application To:

Office of Greenways and Trails
Department of Environmental Protection
3900 Commonwealth Blvd., Mail Station 795
Tallahassee, FL 32399-3000
Telephone: (850) 245-2052

Attachment A

DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF GREENWAYS AND TRAILS

OWNER CONSENT
TO DESIGNATION OF LANDS OR WATERWAYS AS PART OF THE
FLORIDA GREENWAYS AND TRAILS SYSTEM

TO: Office of Greenways and Trails
Department of Environmental Protection
3900 Commonwealth Blvd., Mail Station 795
Tallahassee, FL 32399-3000

RE: Pine Glades Natural Area
Name of Project
North & South of Indiantown Road, East of Bee Line Highway, Palm Beach County, FL
Address or Location of Project

FROM: Palm Beach County Department of Environmental Resources Management
Name of Owner(s)
2300 N Jog Road, 4th Floor, West Palm Beach, FL 33411
Address, City, State and Zip Code of Owner(s)
(561) 233-2400 (561) 233-2414
Telephone No. Facsimile No.

The undersigned Owners(s) of fee simple title in and to the lands and/or waterways described on the attached Exhibit "A," all of which lie within the project boundary of the above-named greenways and trails project, hereby consents to designation of said lands and/or waterways as part of the Florida Greenways and Trails System. By execution of this consent, the undersigned confirms said Owner(s)' willingness to negotiate with representatives of the Department of Environmental Protection to formulate a mutually satisfactory designation agreement to govern participation of the Owner(s)' lands and/or waterways in the Florida Greenways and Trails System.

DATE: 1/25/11

Richard E. Walesky
[Printed Name of Owner]

[Printed Name of Owner]

OWNER(S) OF LANDS OR WATERWAYS:

Richard E. Walesky
[Signature of Owner]

[Signature of Owner]

Attachment B

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF GREENWAYS AND TRAILS**

**MANAGEMENT CERTIFICATE
FOR DESIGNATION OF LANDS OR WATERWAYS AS PART OF THE
FLORIDA GREENWAYS AND TRAILS SYSTEM**

TO: Office of Greenways and Trails
Department of Environmental Protection
3900 Commonwealth Blvd., Mail Station 795
Tallahassee, FL 32399-3000

RE: Pine Glades Natural Area
Name of Project
North & South of Indiantown Road, East of Bee Line Highway, Palm Beach County, FL
Address or Location of Project

FROM: Palm Beach County Department of Environmental Resources Management
Name of Managing Entity
Richard E. Walesky, Director
Name of Contact/Representative
2300 N Jog Road, 4th Floor
Address of Managing Entity
West Palm Beach, FL 33411
City, State and Zip Code
(561) 233-2400 (561) 233-2414
Telephone Number Facsimile Number
Richard E. Walesky, Director
Name of Owner of Property Proposed for Designation**
2300 N Jog Road, 4th Floor
Address of Owner of Property Proposed for Designation
West Palm Beach, FL 33411
City, State and Zip Code
(561) 233-2400 (561) 233-2414
Telephone Number Facsimile Number

** Attach additional sheet(s) if more than one owner

The undersigned Managing Entity hereby ratifies and confirms:

- (1) That it is willing to manage the Project following its designation by the Department of Environmental Protection as part of the Florida Greenways and Trails System;
- (2) That management of the project will be based on and proceed in accordance with the terms and conditions of the following:
 - (a) Existing leases, subleases, management plans, licenses, easements or other agreements or encumbrances previously executed and currently in effect for any portion of the lands or waterways located within the Project; and
 - (b) A designation agreement to be negotiated among and executed by the undersigned Managing Entity, the Owner(s) of the lands or waterways proposed for designation and the Secretary of the Department of Environmental Protection, which designation agreement shall be subordinate to any existing leases, agreements or other encumbrances described in paragraph (a) above.
- (3) That in the event the undersigned ceases to be the Managing Entity of the Project or if the aforementioned designation agreement is amended, rescinded or otherwise terminated for any reason, the undersigned will notify the Department's Office of Greenways and Trails within five (5) business days following the occurrence of any such event.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be signed as of the date set forth below.

MANAGING ENTITY

Palm Beach County Dept of Environmental Resources Mgmt

[Print Name of Managing Entity]

By: Richard E. Walesky

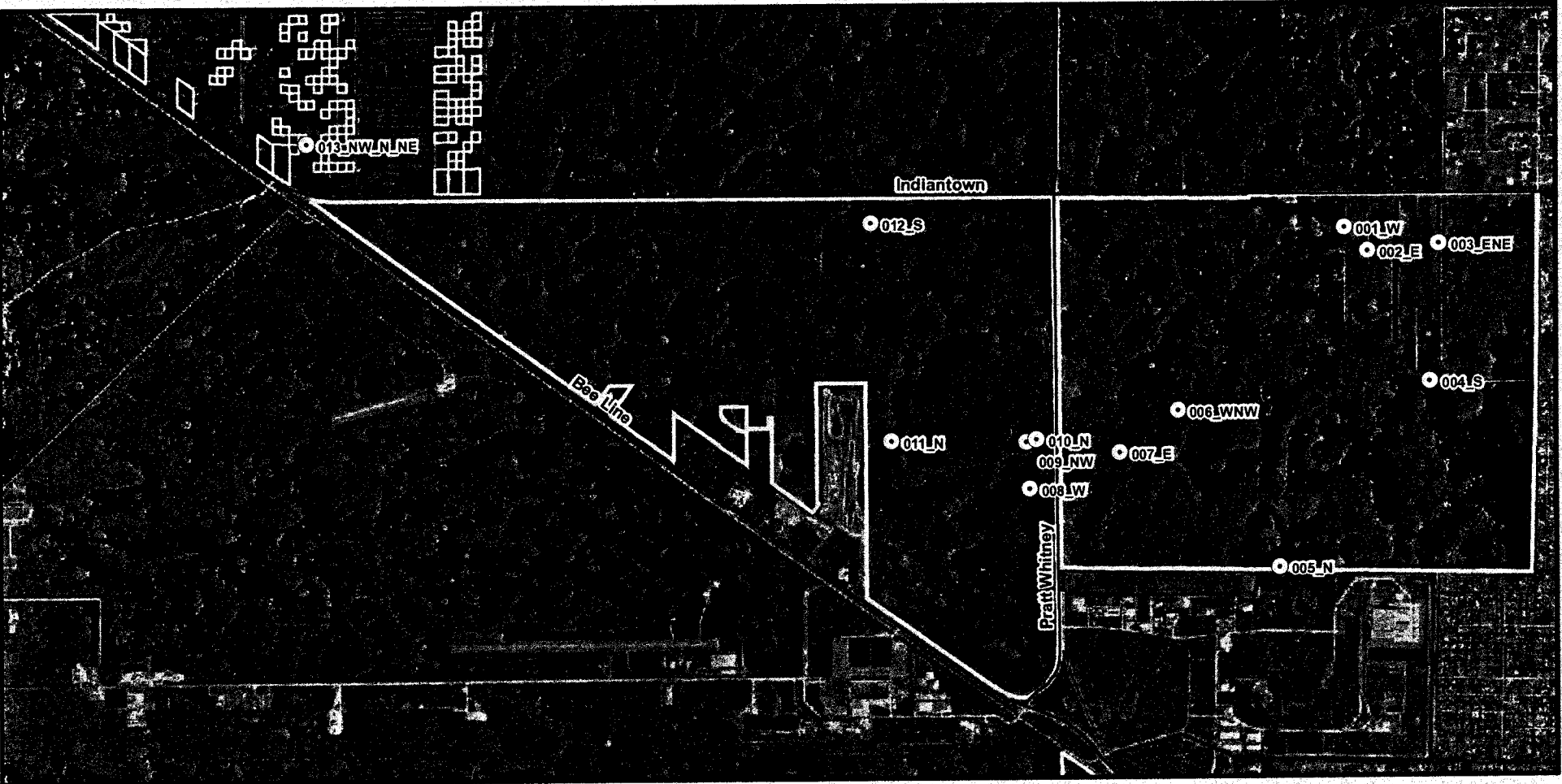
Print Name: Richard E. Walesky

Title: Director

Date: 1/20/11

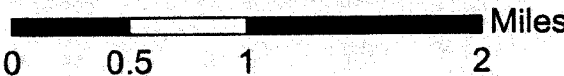
Attachment C

Pine Glades Natural Area



Legend

- Major Roads
- Photo Location and Direction
- Natural Areas Boundary



Palm Beach County
Department of Environmental
Resources Management



1/24/11 BJS



Photo 001, Facing West

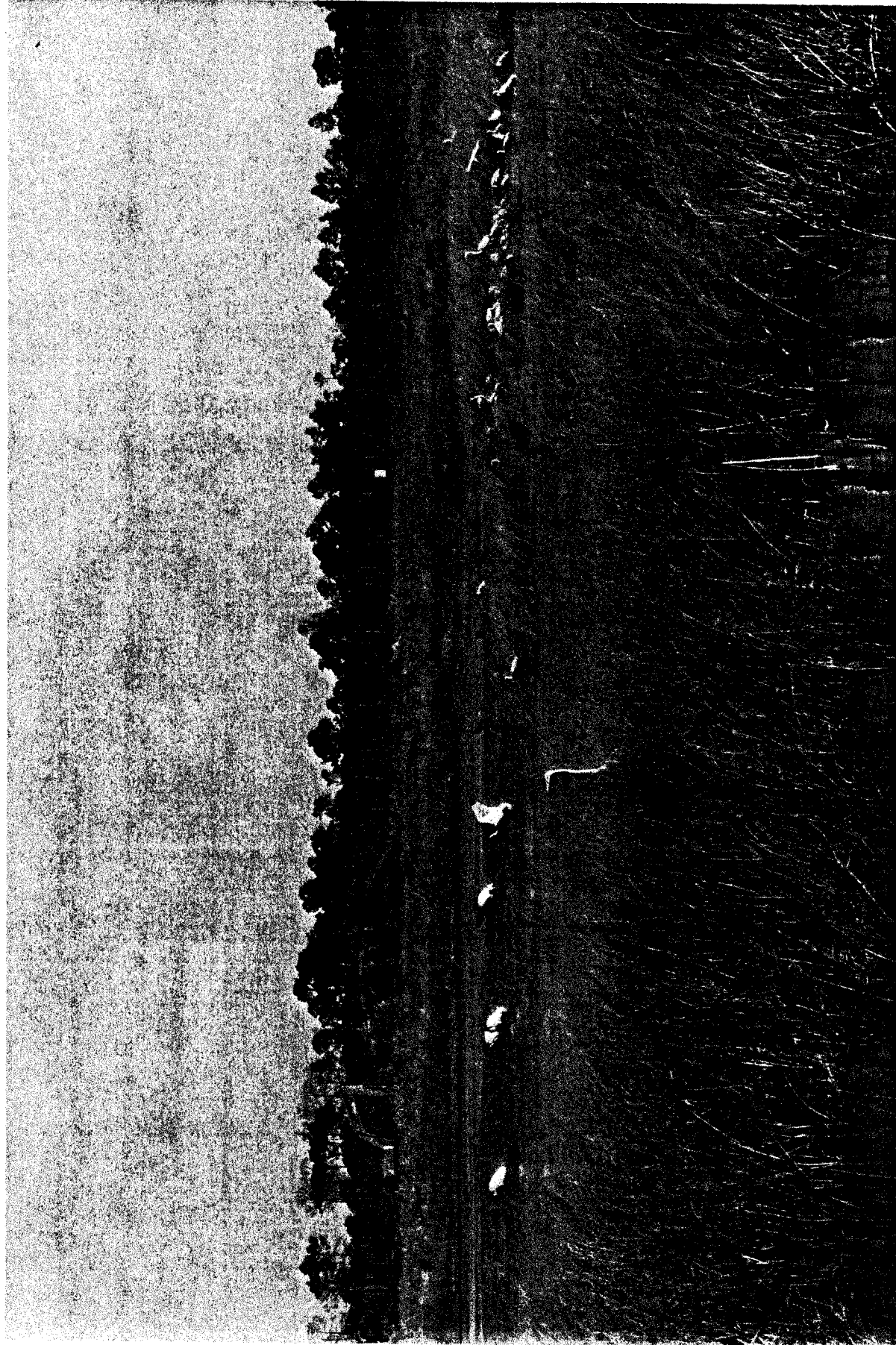


Photo 002, Facing East



Photo 003, Facing East-Northeast

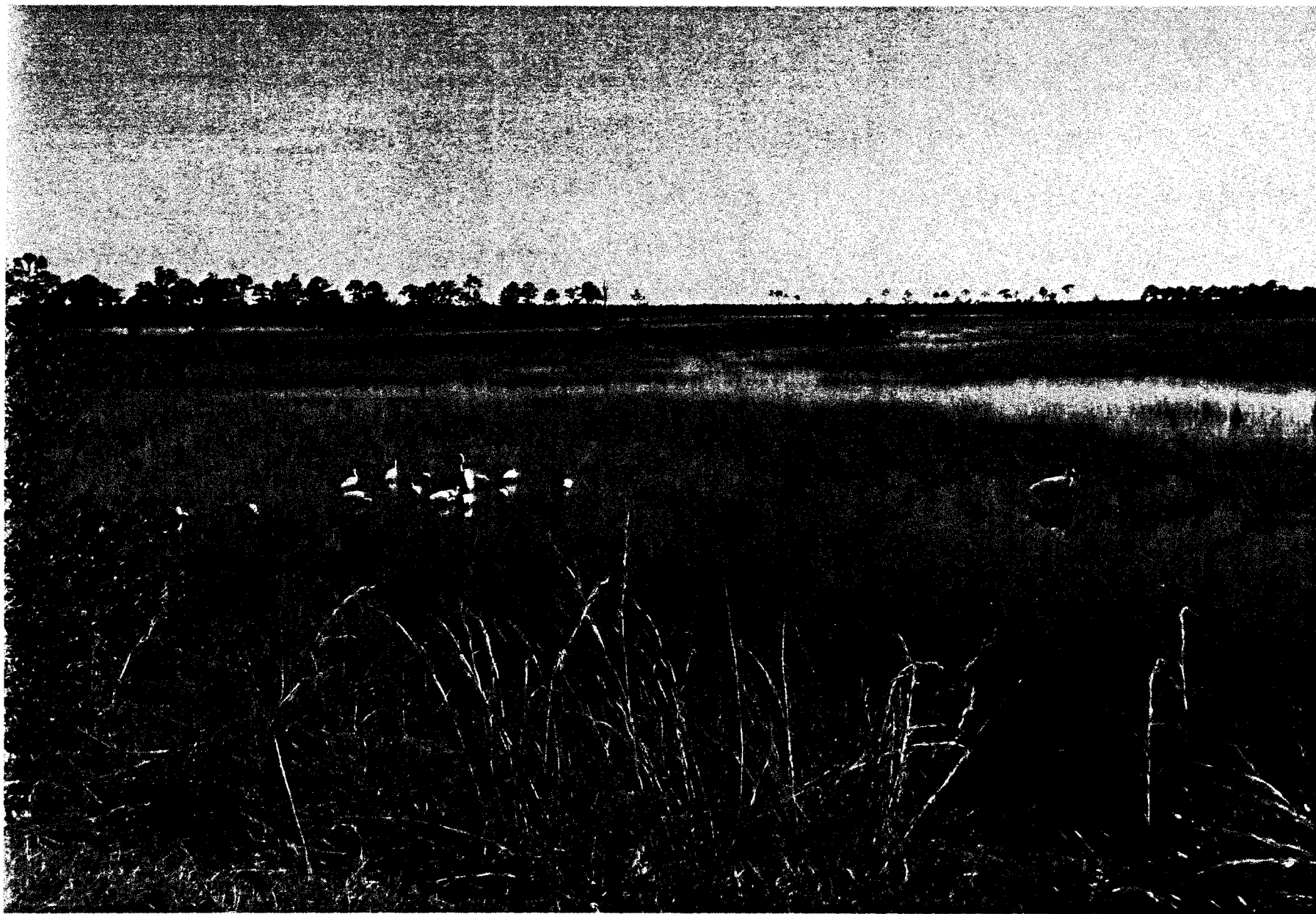


Photo 004, Facing South

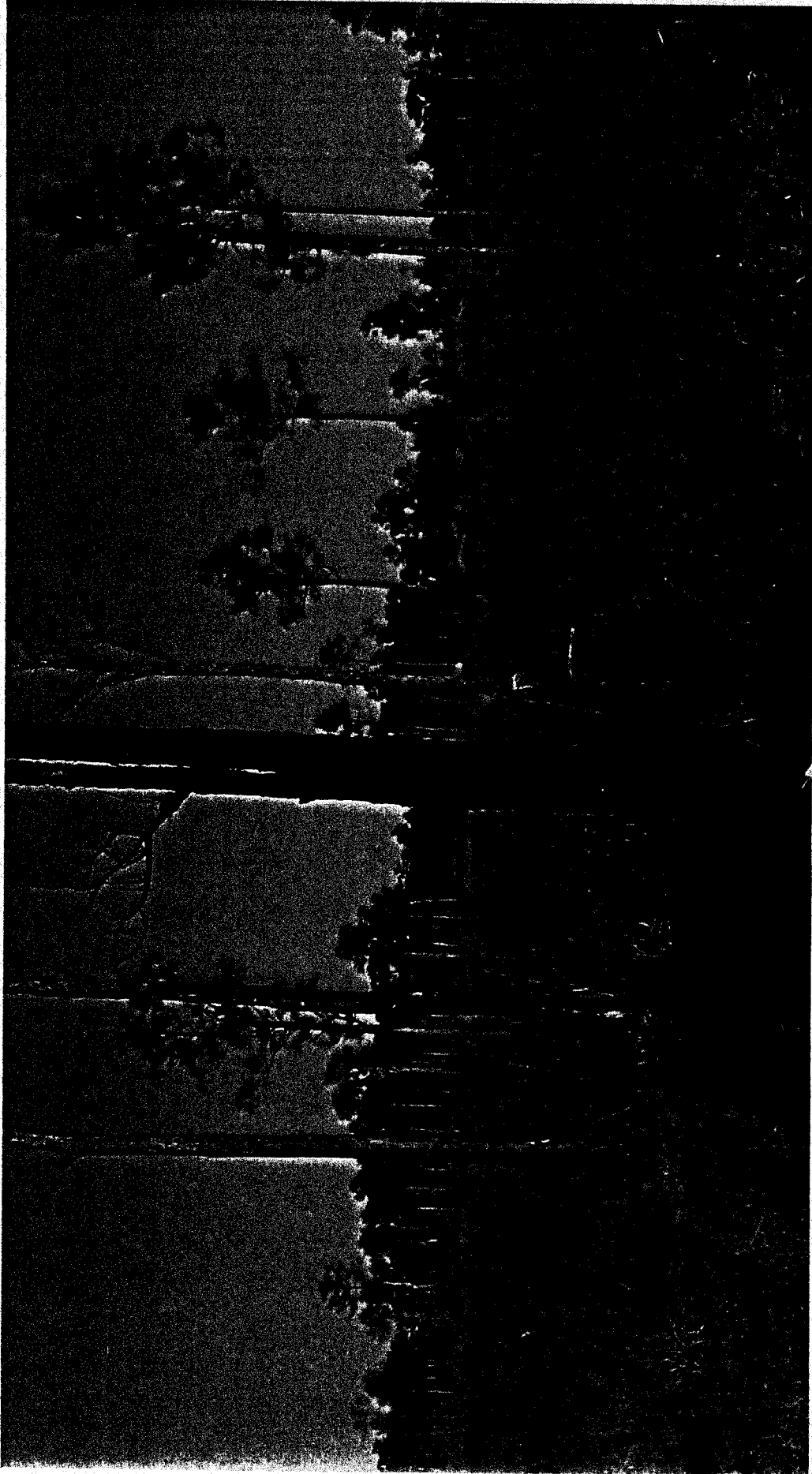


Photo 005, Facing North



Photo 006, Facing West-Northwest

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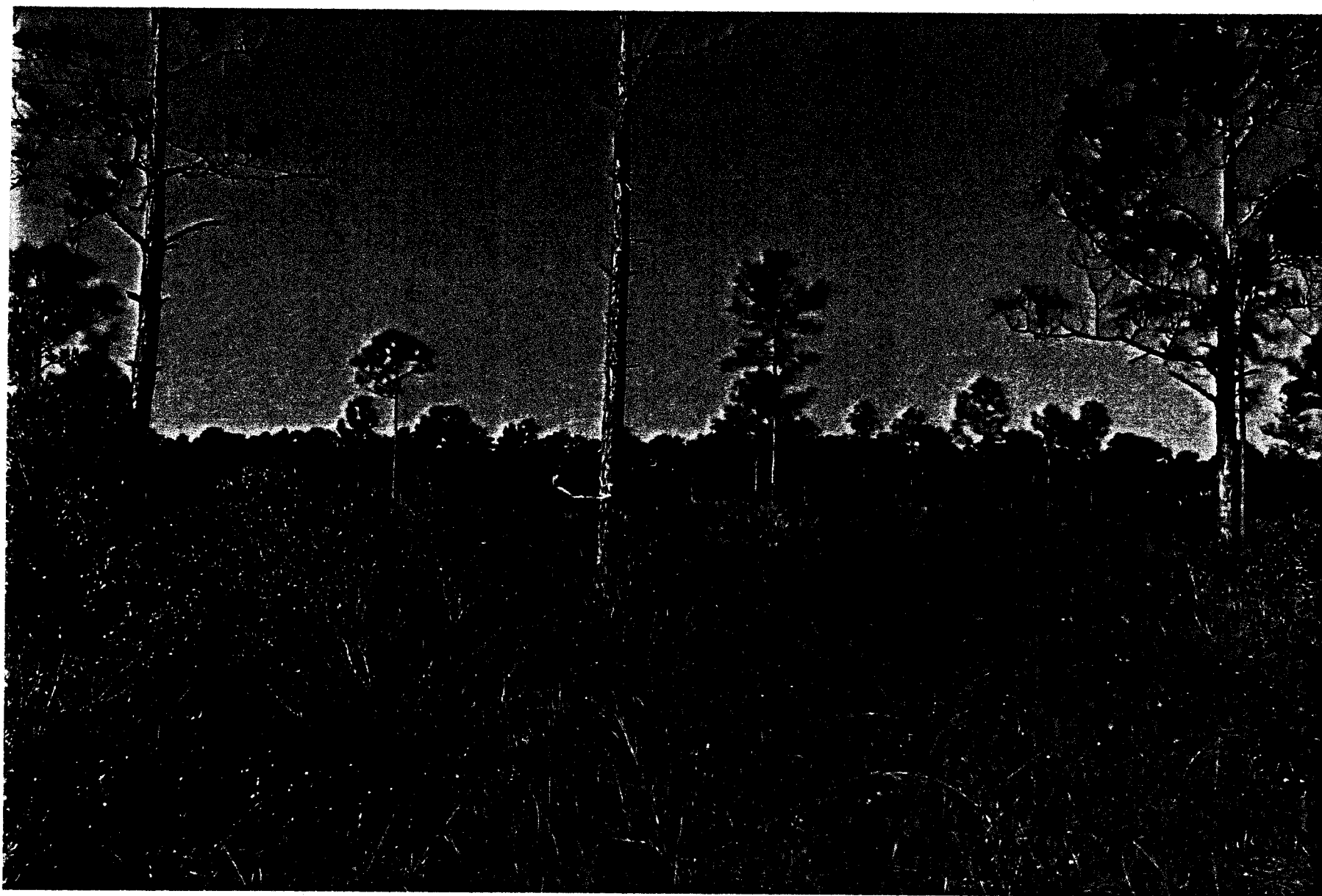


Photo 007, Facing East

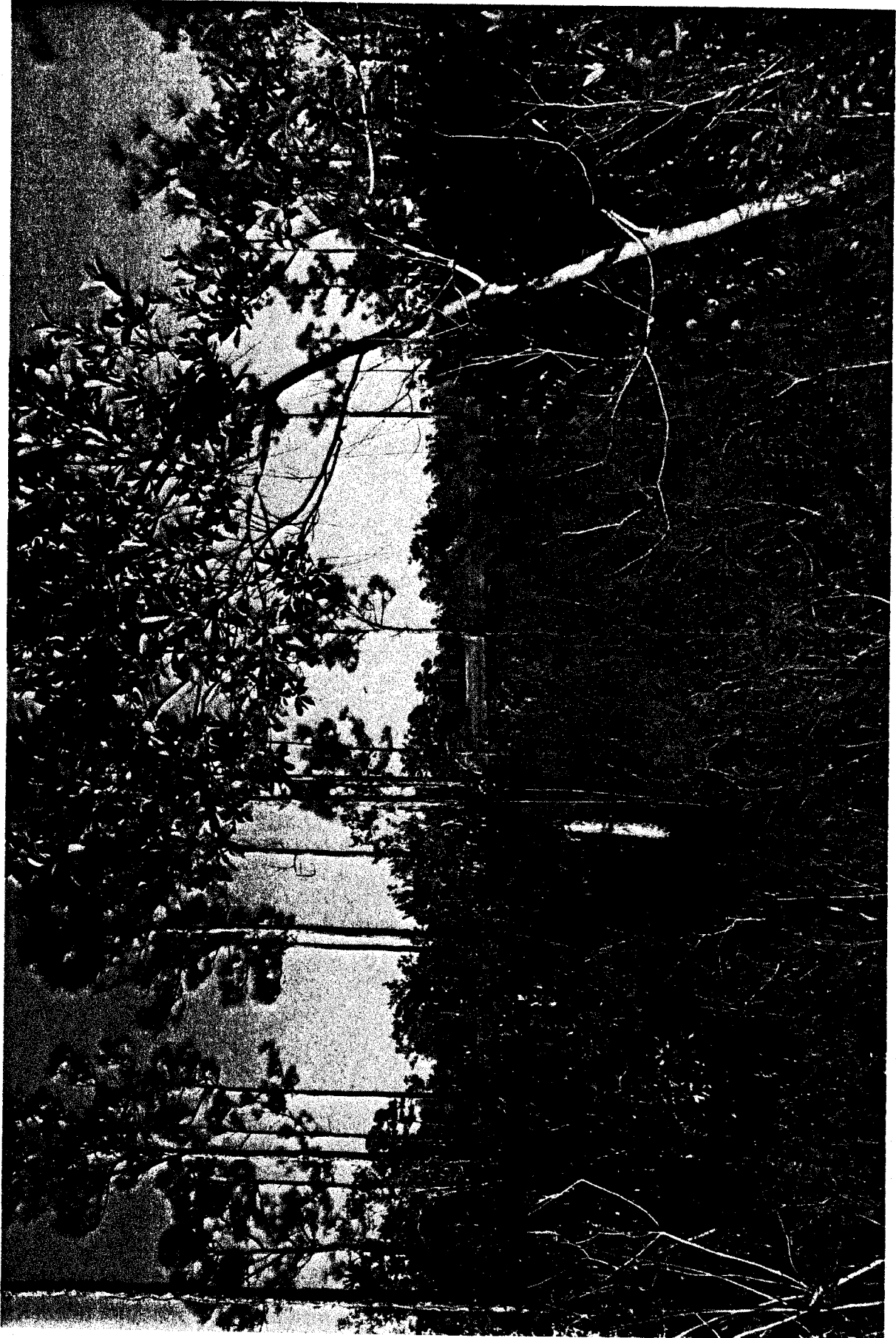


Photo 008, Facing West



Photo 009, Facing Northwest

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Photo 010, Facing North

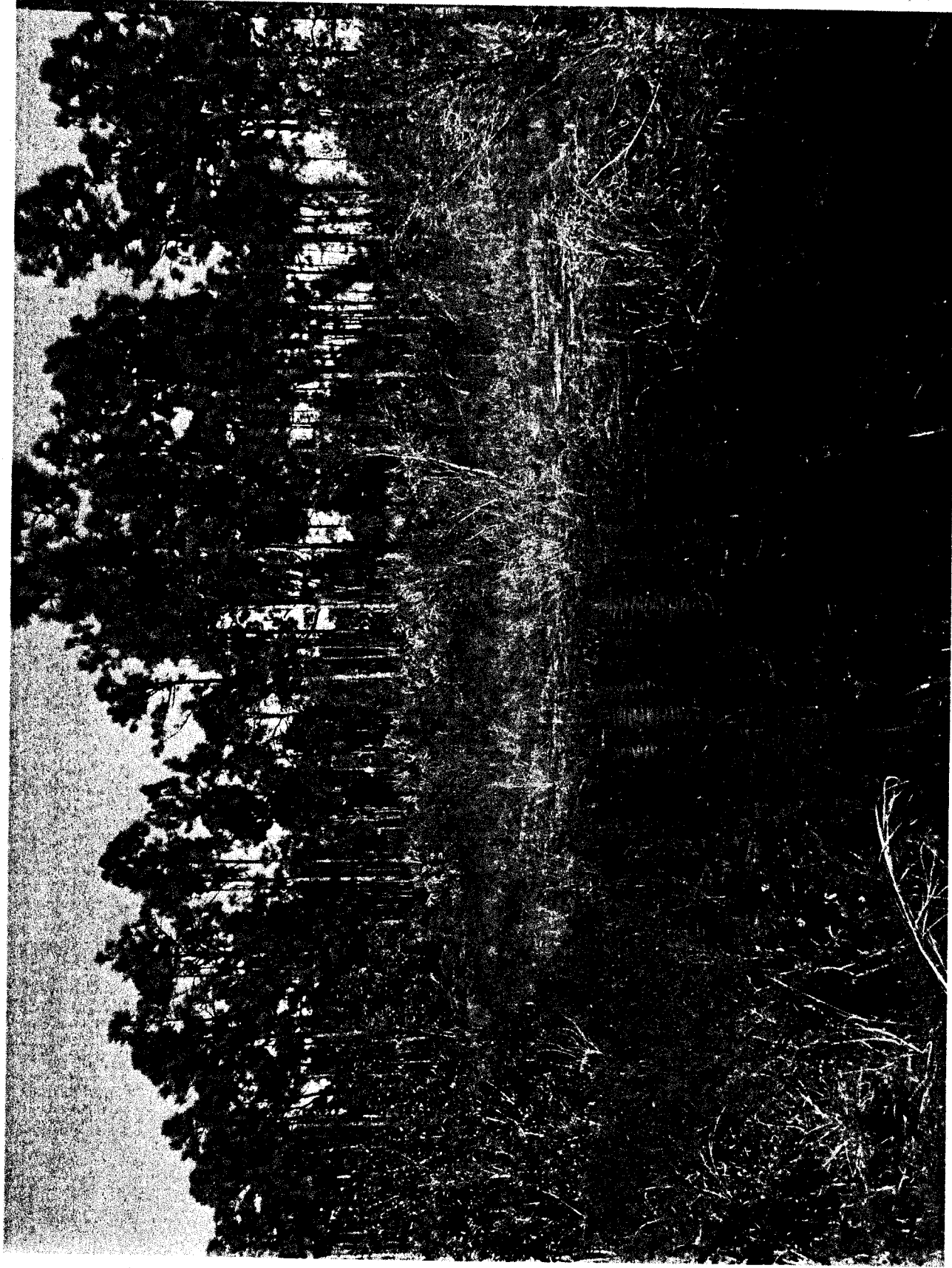


Photo 011, Facing North



Photo 012, Facing South



Photo 013, Facing Northwest, North, Northeast

Attachment D

PINE GLADES NATURAL AREA LOCATION MAP AND CONCEPTUAL SITE PLAN (6,642 Acres)

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