



**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Program Income (County)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
NET FISCAL IMPACT	<u>0</u> <i>+ See below</i>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Budget Account Nos.:** Fund      Dept      Unit      Object

Is Item Included in Current Budget?      Yes      No

Reporting Category N/A

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

~~\*~~ No Fiscal Impact

**C. Department Fiscal Review:** *Inv Equestrian*

**III. REVIEW COMMENTS**

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

*Only service area boundaries being transferred. No fiscal impact.*

*[Signature]* 9/13/11  
OFMB *9/29/11*

*[Signature]* 9/27/11  
Contract Development and Control  
*9-27-11 [Signature]*

**B. Legal Sufficiency:**

*[Signature]* 9/28/11  
Assistant County Attorney

This Contract complies with our contract review requirements.

**C. Other Department Reviews:**

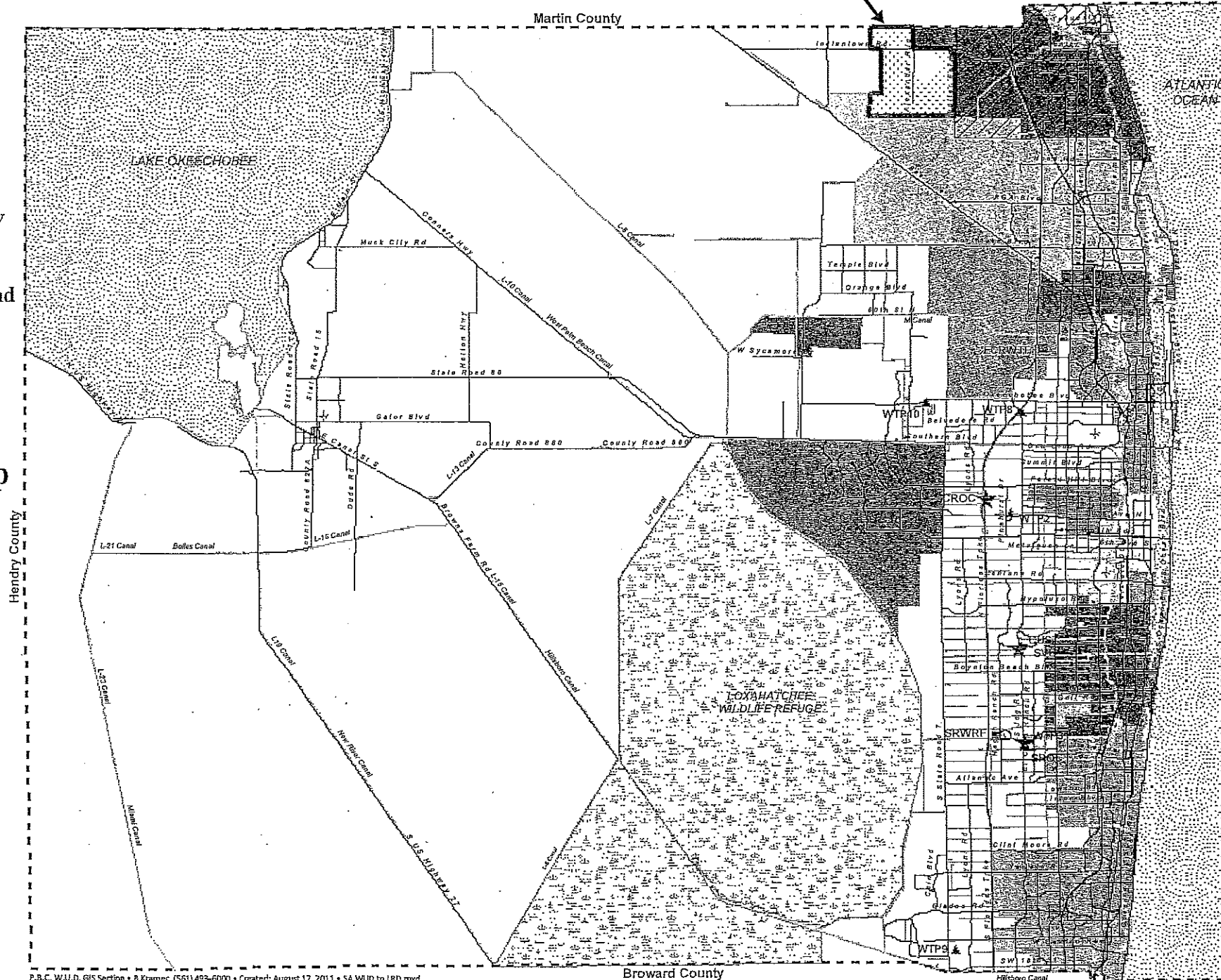
\_\_\_\_\_  
Department Director

Portion of Palm Beach County Wastewater Utility Service Area to become Loxahatchee River District Wastewater Utility Service Area



Palm Beach County  
Water Utilities  
Department  
Service Area (SA) and  
Major Facilities

Location Map



- Legend**
- SA PBCWUD to LRD
  - P.B.C.W.U.D. SA
  - Town of Jupiter SA
  - Loxahatchee River District
  - Palm Beach County Limits
  - Administration
  - Water Reclamation Facility
  - Water Treatment Facility
  - Wetlands



NOT TO SCALE

**INTERLOCAL AGREEMENT BETWEEN PALM BEACH COUNTY AND  
THE LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT  
ESTABLISHING BOUNDARIES FOR  
WASTEWATER AND RECLAIMED WATER UTILITY SERVICE**

**THIS AGREEMENT** is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2011 by and between Palm Beach County, a political subdivision of the State of Florida, hereinafter referred to as 'COUNTY' and the Loxahatchee River Environmental Control District, a Special District existing under the laws of the State of Florida, hereinafter referred to as 'LRD'.

**WHEREAS**, the COUNTY and LRD have adjoining wastewater and reclaimed water utility service areas; and

**WHEREAS**, it is mutually beneficial for the COUNTY and LRD to plan and coordinate the provision of wastewater and reclaimed water within their respective service areas so as not to duplicate capital investments; and

**WHEREAS**, utility service area boundaries must be established to assist the COUNTY and LRD in effective planning and coordination; and

**WHEREAS**, the COUNTY and the LRD desire to define their respective boundaries for providing wastewater and reclaimed water utility service; and

**WHEREAS**, in accordance with Policy 3.1-c of the Future Land Use Element of the Palm Beach County Comprehensive Plan, the County shall provide wastewater and reclaimed water service to the unincorporated areas of Palm Beach county unless the County enters into a written agreement that provides service rights to a public or private utility or unless the County is prohibited by law from providing such service; and

**WHEREAS**, the COUNTY and LRD agree that the LRD is in the best position to efficiently provide wastewater and reclaimed water service to the service area defined herein and therefore wish to enter into this Agreement in accordance with the Palm Beach County Comprehensive Plan.

**NOWHEREFORE**, in consideration of the mutual promises contained herein, the COUNTY and LRD agree as follows:

1. LRD shall be the provider of wastewater and reclaimed water utility service within the service area depicted as the "LRD SERVICE AREA" on Exhibit A, which is attached hereto and incorporated herein.
2. The COUNTY shall be the provider of wastewater and reclaimed water utility service within the service area depicted as "PALM BEACH COUNTY SERVICE AREA/EXTREME NORTHERN PALM BEACH COUNTY" on Exhibit B, which is attached hereto and incorporated herein. COUNTY and LRD acknowledge that the service area depicted in Exhibit B does not represent the COUNTY's entire wastewater and reclaimed water service area, but only that portion of the COUNTY's wastewater and reclaimed water service area which abuts LRD's service area.
3. The new LRD wastewater and reclaimed water utility service area boundaries are fully described in Exhibit C attached hereto and incorporated herein.
4. This Agreement shall be binding upon and shall inure to the benefit of the COUNTY and LRD and their respective assigns and successors by merger, consolidation, conveyance or otherwise.
5. This wastewater and reclaimed water service area agreement defines only the service areas for the utilities herein specified, and does not change statutory boundaries of LRD, nor confer to LRD, any development approval rights beyond existing statutory authority nor will the utilities herein named be provided except as set forth in state law and the applicable LRD/COUNTY ordinances. This agreement does not confer any rights to any third persons not a party to this agreement.
6. This Agreement supersedes all previous Agreements, if any, or representations, either verbal or written, heretofore in effect between the COUNTY and LRD, made with respect to the matters herein contained, and when duly executed, constitutes the entire Agreement between LRD and the COUNTY. No additions, alterations or variations of the terms of this Agreement shall be valid, nor can provisions of this Agreement be waived by either party, unless such additions, alterations, variations or waivers are

expressed in writing and duly signed by the parties hereto.

**IN WITNESS WHEREOF**, the parties hereto have made and executed this Agreement on the date first above written.

**ATTEST**

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

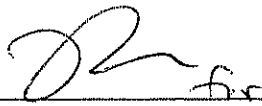
By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Karen T. Marcus, Chair

**APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY**

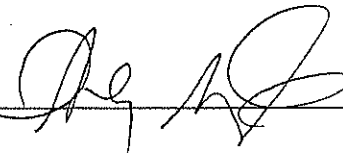
**APPROVED AS TO TERMS AND  
CONDITIONS**

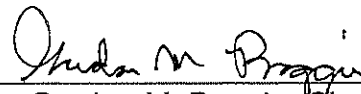
By: \_\_\_\_\_  
County Attorney

By:  \_\_\_\_\_  
Director of Water Utilities

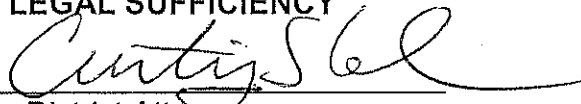
**ATTEST:**

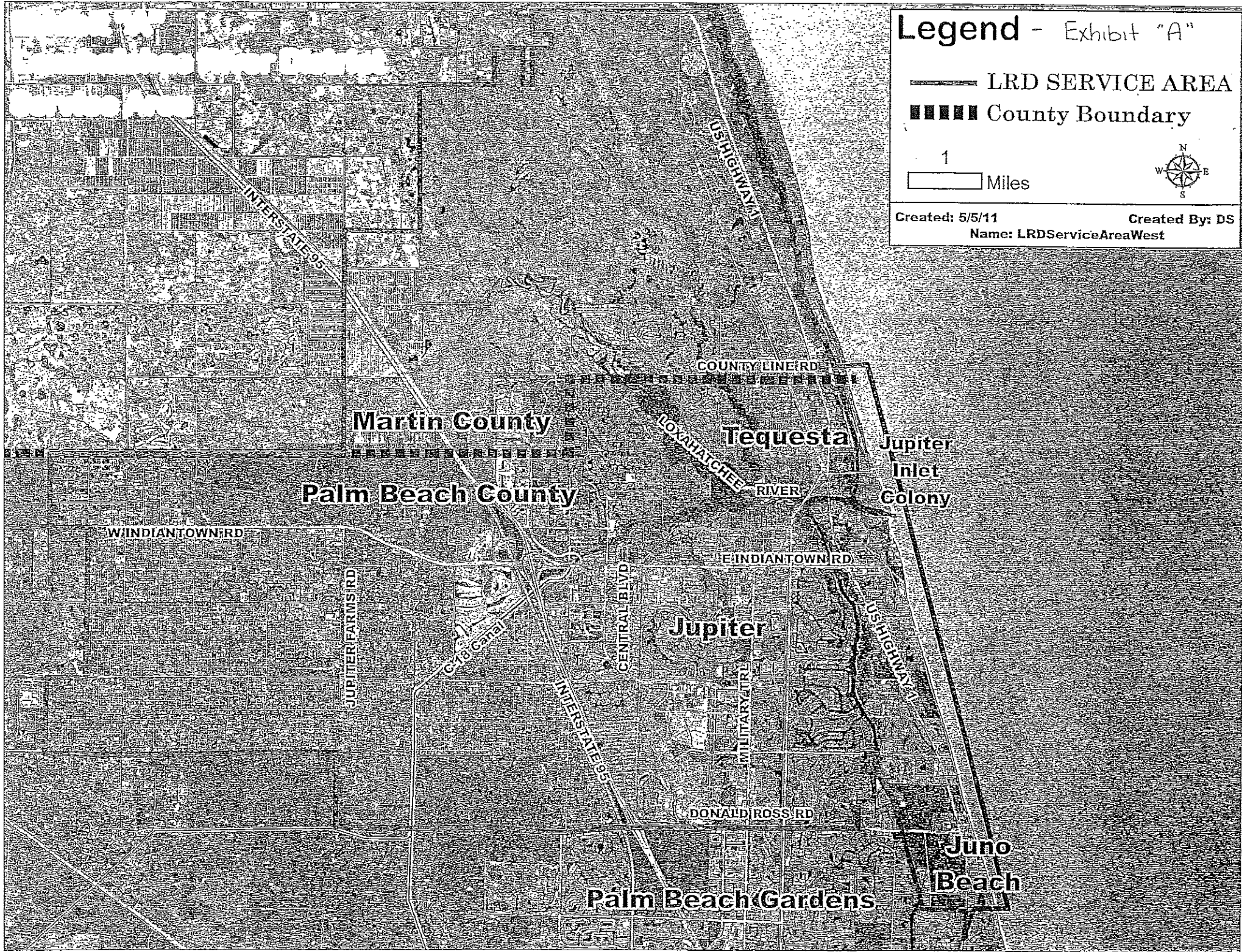
**LOXAHATCHEE RIVER ENVIRONMENTAL  
CONTROL DISTRICT**

By:  \_\_\_\_\_

By:  \_\_\_\_\_  
Gordon M. Boggie, Chairman

**APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY**

By:  \_\_\_\_\_  
District Attorney



**Legend - Exhibit "A"**

—— LRD SERVICE AREA

■■■■■ County Boundary

1  
Miles



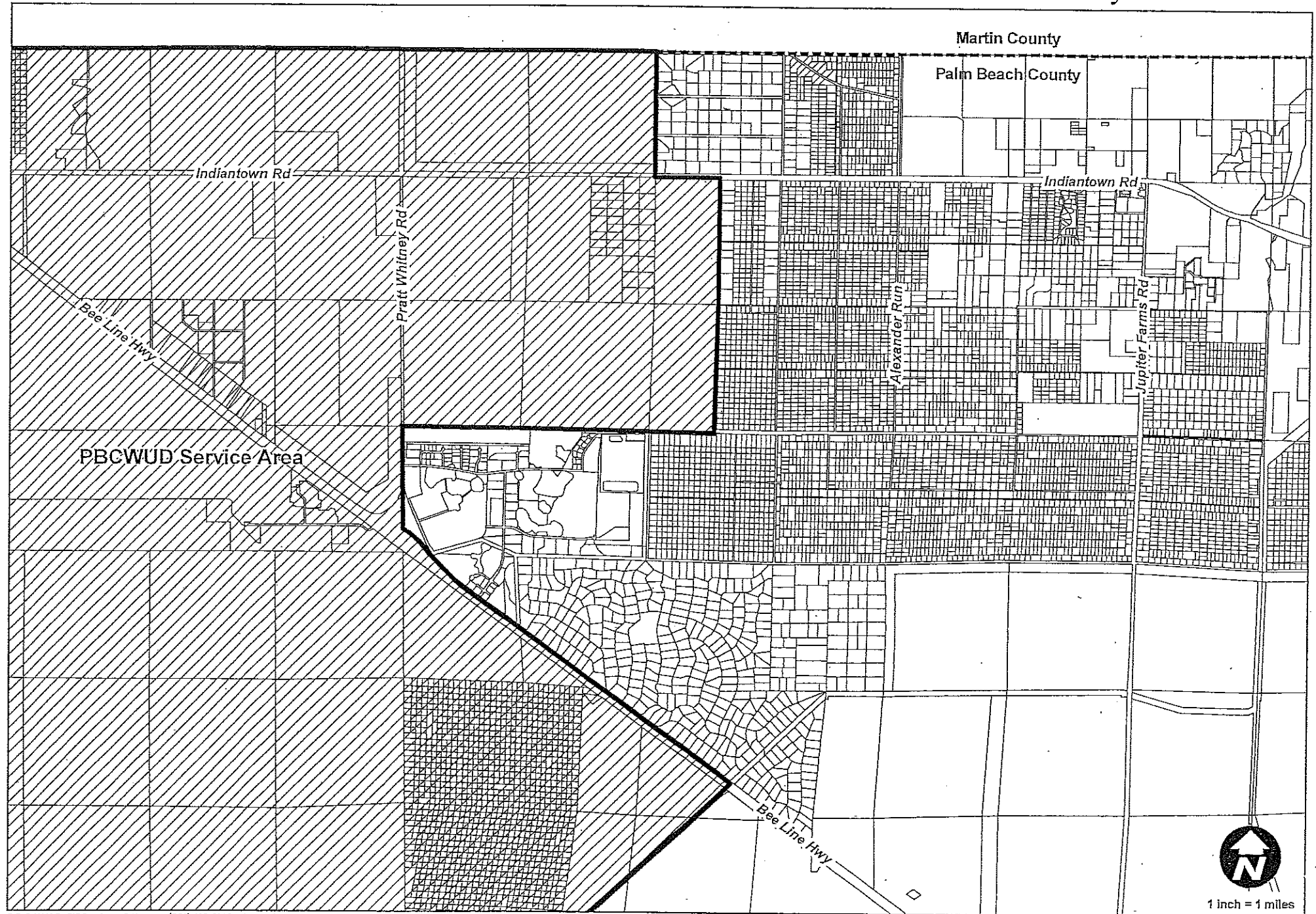
Created: 5/5/11

Created By: DS

Name: LRDSERVICEAREAWest

# Exhibit "B"

## Palm Beach County Service Area / Extreme Northern Palm Beach County





LEGAL DESCRIPTION:

BEGINNING AT THE INTERSECTION OF THE WATERS OF THE ATLANTIC OCEAN WITH THE SOUTH LINE OF THE BLOWING ROCKS PRESERVE; THENCE PROCEED WESTERLY ALONG THE WESTERLY EXTENSION OF SAID SOUTH LINE TO THE EASTERLY RIGHT-OF-WAY LINE OF THE INTRACOASTAL WATERWAY.

THENCE RUN NORTHERLY, ALONG SAID EASTERLY RIGHT-OF-WAY LINE TO AN INTERSECTION WITH THE EASTERLY EXTENSION OF THE NORTHERLY BOUNDARY LINE OF THE JONATHAN DICKINSON STATE PARK.

THENCE RUN WESTERLY ALONG SAID EASTERLY EXTENSION AND ALONG SAID NORTHERLY BOUNDARY LINE TO THE NORTHEAST CORNER OF SECTION 33, TOWNSHIP 39 SOUTH, RANGE 42 EAST, MARTIN COUNTY, FLORIDA.

THENCE RUN WESTERLY ALONG THE NORTH LINE OF SAID SECTION 33, TO THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 33.

THENCE RUN SOUTHERLY ALONG THE NORTH/SOUTH QUARTER-SECTION LINE OF SAID SECTION 33 A DISTANCE OF 1650 FEET MORE OR LESS TO A POINT; THENCE RUN EASTERLY 1320 FEET; THENCE RUN SOUTHERLY 990 FEET TO THE SOUTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 33.

THENCE RUN WESTERLY 1320 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 33; THENCE RUN SOUTHERLY TO SOUTH LINE OF SAID SECTION 33.

THENCE RUN WESTERLY 660 FEET MORE OR LESS ALONG THE SOUTH LINE OF SAID SECTION 33; THENCE RUN NORTHERLY 2640 FEET MORE OR LESS TO NORTH LINE OF SOUTHWEST QUARTER OF SAID SECTION 33.

THENCE RUN WESTERLY ALONG THE EAST/WEST QUARTER-SECTION LINE OF SAID SECTION 33 A DISTANCE OF 1980 FEET MORE OR LESS TO THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 33.

THENCE RUN SOUTHERLY ALONG THE WEST LINE OF SAID SECTION 33, A DISTANCE 2640 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF SAID SECTION 33.

THENCE RUN WESTERLY ALONG SAID NORTHERLY BOUNDARY OF JONATHAN DICKINSON STATE PARK AND THE SOUTH LINE OF SECTION 32 OF SAID TOWNSHIP 39 SOUTH, RANGE 42 EAST TO THE SOUTHWEST CORNER OF SAID SECTION 32.

THENCE RUN SOUTHERLY, ALONG SAID BOUNDARY AND ALONG THE WEST LINES OF SECTION 5 AND SECTION 8 OF TOWNSHIP 40 SOUTH; RANGE 42 EAST, TO THE SOUTHWEST CORNER OF SAID SECTION 8.

THENCE RUN WESTERLY, ALONG THE NORTH LINE OF SECTION 18, TOWNSHIP 40 SOUTH, RANGE 42 EAST TO THE NORTHWEST CORNER OF SAID SECTION 18.

THENCE RUN SOUTHERLY ALONG THE LINE BETWEEN RANGE 41 EAST AND RANGE 42 EAST, AND ALONG THE WEST LINES OF SECTIONS 18, 19, AND 30, TOWNSHIP 40 SOUTH, RANGE 42 EAST, TO THE NORTHEAST CORNER OF SECTION 36, TOWNSHIP 40 SOUTH, RANGE 41 EAST, ON THE PALM BEACH /MARTIN COUNTY LINE.

THENCE RUN WESTERLY, ALONG THE NORTH LINES OF SECTIONS 36, 35, 34, AND 33 OF SAID TOWNSHIP 40 SOUTH, RANGE 41 EAST, FOUR MILES MORE OR LESS TO THE NORTHWEST CORNER OF SAID SECTION 33.

SKETCH OF DESCRIPTION

THIS IS NOT A SURVEY

FDR:

LOXAHATCHEE RIVER DISTRICT-NEW SERVICE AREA

SCALE: 1"=10,000'

DRAWN BY: STAFF

CHECKED BY: A. RAYMAN

DATE: 08.12.2011



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FIELD BOOK #

SHEET:

1 / 4

JOB #

03002.20

FLORIDA R.L.S.  
 # PSM#4938

THENCE RUN SOUTHERLY, ALONG THE WEST LINE OF SECTION 33, TOWNSHIP 40 SOUTH, RANGE 41 EAST, ONE MILE MORE OR LESS TO THE SOUTHWEST CORNER OF SAID SECTION 33.

THENCE RUN EASTERLY, ALONG THE SOUTH LINE OF SECTION 33, TOWNSHIP 40 SOUTH, RANGE 41 EAST, ONE HALF-MILE MORE OR LESS TO THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 33.

THENCE RUN SOUTHERLY, ALONG THEN NORTH/SOUTH QUARTER SECTION LINES OF SECTIONS 4 AND 9 OF TOWNSHIP 41 SOUTH RANGE 41 EAST; TWO MILES MORE OR LESS TO SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 9.

THENCE RUN WESTERLY, ALONG THE NORTH LINE OF SECTION 16, TOWNSHIP 41 SOUTH, RANGE 41 EAST, ONE HALF-MILE MORE OR LESS, TO NORTHWEST CORNER OF SAID SECTION 16.

THENCE RUN SOUTHERLY, ALONG THE WEST LINE OF SAID SECTION 16, ONE MILE MORE OR LESS TO THE SOUTHWEST CORNER OF SAID SECTION 16.

THENCE RUN EASTERLY, ALONG THE SOUTH LINES OF SECTIONS 16, 15, 14, AND 13, TOWNSHIP 41 SOUTH, RANGE 41 EAST, FOUR MILES MORE OR LESS TO THE SOUTHEAST CORNER OF SAID SECTION 13, ALSO BEING THE NORTHEAST CORNER OF SECTION 19, TOWNSHIP 41 SOUTH, RANGE 42 EAST.

THENCE RUN SOUTHERLY ALONG THE WEST LINE OF SAID SECTION 19, TO THE SOUTHWEST CORNER OF SAID SECTION 19.

THENCE RUN EASTERLY ALONG THE SOUTH LINE OF SECTIONS 19, 20, 21, 22, 23, AND 24 OF TOWNSHIP 41 SOUTH, RANGE 42 EAST TO THE SOUTHEAST CORNER OF SAID SECTION 24.

THENCE CONTINUE EASTERLY ALONG THE SOUTH LINE OF SECTION 19, TOWNSHIP 41 SOUTH, RANGE 43 EAST TO THE SOUTHWEST CORNER OF SECTION 20, TOWNSHIP 41 SOUTH, RANGE 43 EAST.

THENCE RUN NORTHERLY, ALONG THE WEST LINE OF SAID SECTION 20 AND THE WEST LINE OF SECTION 17, TOWNSHIP 41 SOUTH, RANGE 43 EAST, TO THE NORTHWEST CORNER OF THE SOUTHWEST ONE QUARTER OF SAID SECTION 17.

THENCE RUN EASTERLY, ALONG THE NORTH LINE OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 17 TO AN INTERSECTION WITH THE WESTERLY RIGHT-OF-WAY LINE OF THE INTRACOASTAL WATERWAY.

THENCE SOUTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO THE SOUTH LINE OF SAID SECTION 29, TOWNSHIP 41 SOUTH, RANGE 43 EAST.

THENCE RUN EASTERLY ALONG THE SOUTH LINE OF SAID SECTION 29 AND ALONG THE SOUTH LINE OF FRACTIONAL SECTION 28 OF SAID TOWNSHIP TO THE WESTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY ONE.

THENCE SOUTHERLY 2071 FEET MORE OR LESS TO THE NORTH LINE OF THE SOUTH 605 FEET OF THE NORTHEAST QUARTER OF SAID SECTION 32, TOWNSHIP 41 SOUTH, RANGE 43 EAST.

SKETCH OF DESCRIPTION

THIS IS NOT A SURVEY

FDR:

# LOXAHATCHEE RIVER DISTRICT-NEW SERVICE AREA

SCALE: 1"=10,000'

DRAWN BY: STAFF

CHECKED BY: A. RAYMAN

DATE: 08.12.2011



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2

4

JOB #

03002.20

FLORIDA R.L.S.  
# PSM#4938

THENCE EASTERLY TO THE EASTERLY RIGHT-OF-WAY LINE U.S. HIGHWAY ONE. THENCE RUN NORTHERLY ALONG THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY ONE TO ITS INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LINE OF STATE ROAD A-1-A.

THENCE NORTHERLY ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF STATE ROAD A-1A TO THE SOUTH LINE OF FRACTIONAL SECTION 28, TOWNSHIP 41 SOUTH, RANGE 43 EAST.

THENCE EASTERLY ALONG THE SOUTH LINE OF SAID FRACTIONAL 28 AND ITS EASTERLY EXTENSION TO THE WATERS OF THE ATLANTIC OCEAN; THENCE NORTHERLY ALONG SAID WATERS TO THE POINT OF BEGINNING.

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THE DESCRIPTION AND SKETCH REPRESENTED HEREON COMPLIES WITH THE MINIMUM TECHNICAL STANDARDS, AS SET FORTH BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

- NOTE:
1. NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THIS OFFICE.
  2. THE SURVEY IS BASED ON INFORMATION FURNISHED BY CLIENT OR CLIENT'S REPRESENTATIVE.
  3. THIS SURVEY IS NOT VALID UNLESS SEALED WITH AN EMBOSSED SURVEYOR'S SEAL.

  
ANDRE RAYMAN P.S.M.#4938  
STATE OF FLORIDA  
LB#6603

SKETCH OF DESCRIPTION

THIS IS NOT A SURVEY

FOR:

LOXAHATCHEE RIVER DISTRICT-NEW SERVICE AREA

SCALE: 1"=10,000'

DRAWN BY: STAFF

CHECKED BY: A. RAYMAN

DATE: 08.12.2011



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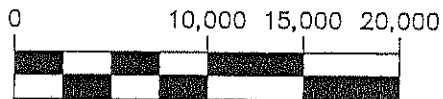
JOB №

03002.20

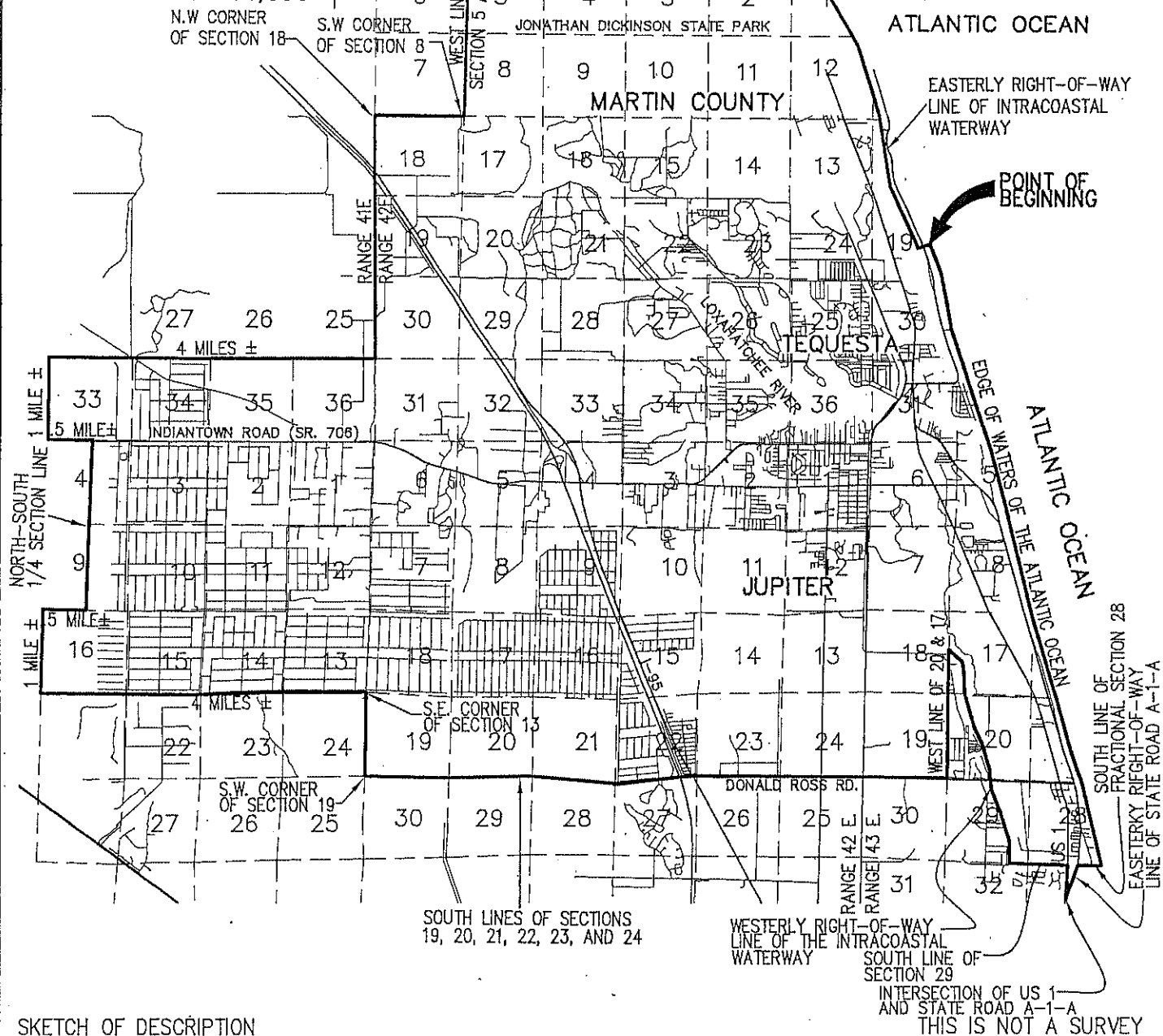
FLORIDA R.L.S.  
# PSM#4938



GRAPHIC SCALE



SCALE: 1"=10,000'




SKETCH OF DESCRIPTION

FOR: LOXAHATCHEE RIVER DISTRICT—NEW SERVICE AREA

SCALE:	1"=10,000'
DRAWN BY:	STAFF
CHECKED BY:	A. RAYMAN
DATE:	08.12.2011

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