

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2012	2013	2014	2015	2016
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- <i>See below</i>	-0-	-0-	-0-	-0-
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes No

Budget Acct No.: Fund _____ Dept. _____ Unit _____ Object _____
Program

Recommended Sources of Funds/Summary of Fiscal Impact:

☒ This item has no fiscal impact.

C. Departmental Fiscal Review: *Alicia Kovalainen*

III. REVIEW COMMENTS

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

No Fiscal Impact as expansion of WTP #2 is already budgeted in WUD. This will allow WUD to utilize the ROW.

J. P. H. 10/25/11
OFMB *10/25/11 10/25/11*

Dr. J. Jacob 10/26/11
Contract Dev and Control

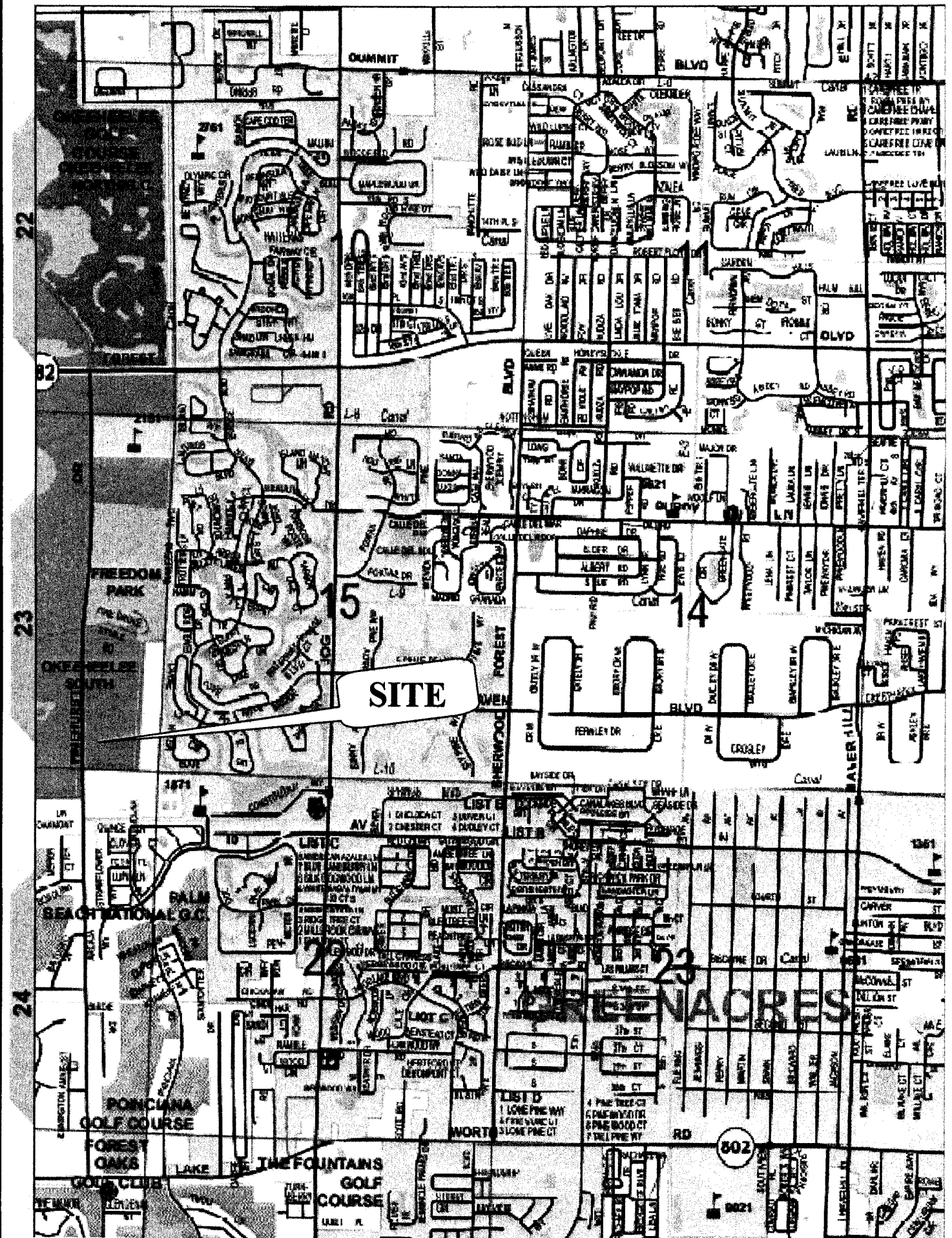
B. Approved as to Form and Legal Sufficiency:

Marlene R. Pelt 11/1/11
Assistant County Attorney

C. Other Department Review:

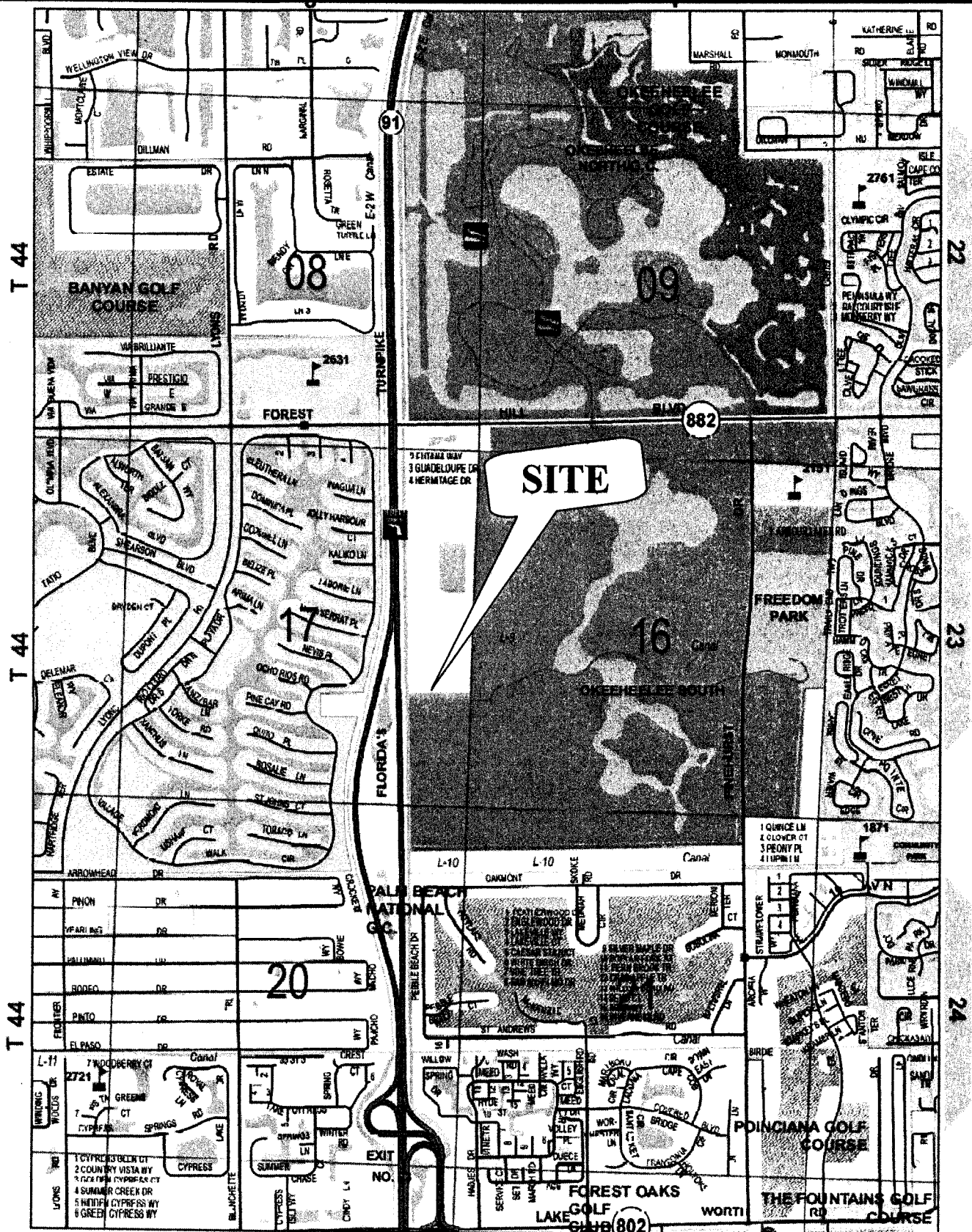
Department Director

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



LOCATION SKETCH

A 50' ROW LOCATED BETWEEN TRACT 36 AND TRACT 37 IN
BLOCK 21 OF PALM BEACH FARMS CO. PLAT NO. 3



LOCATION SKETCH

30' ROW LOCATED BETWEEN TRACT 13 AND TRACT 20 IN
BLOCK 21 OF PALM BEACH FARMS CO. PLAT NO. 3

RESOLUTION NO. R-2011_____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ABANDONING A 30' RIGHT-OF-WAY LOCATED BETWEEN TRACT 13 AND TRACT 20 AND A 50' RIGHT-OF-WAY LOCATED BETWEEN TRACT 36 AND TRACT 37 IN BLOCK 21 OF PALM BEACH FARMS CO. PLAT NO. 3

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 November 15, 2011, 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 Public in and for that portion of a 30' right-of-way located between Tract 13 and Tract 20 and a 50' ROW located between Tract 36 and Tract 37 in Block 21 of Palm Beach Farms Co. Plat No. 3; 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 October 30, 2011; and

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

WHEREAS, said rights-of-way were not abandoned due to scrivener's errors in Resolution R72-425, recorded in Official Records Book 2068, Pages 689-691. In paragraph (5) on page 689, the Block should have read 21 instead of 20. In paragraph (8) on page 690, the ROW width read 30' and should have read 50'. Therefore not all

RESOLUTION NO. R-2011-_____

intended rights-of-way were abandoned. This resolution will correct those errors.

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. The 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 the Public in and to the rights-of-way, more fully described in the legal description and sketch attached hereto and made a part hereof.
3. 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-2011_____

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 1 -

District 2 -

District 3 -

District 4 -

District 5 -

District 6 -

District 7 -

The Chair thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2011.

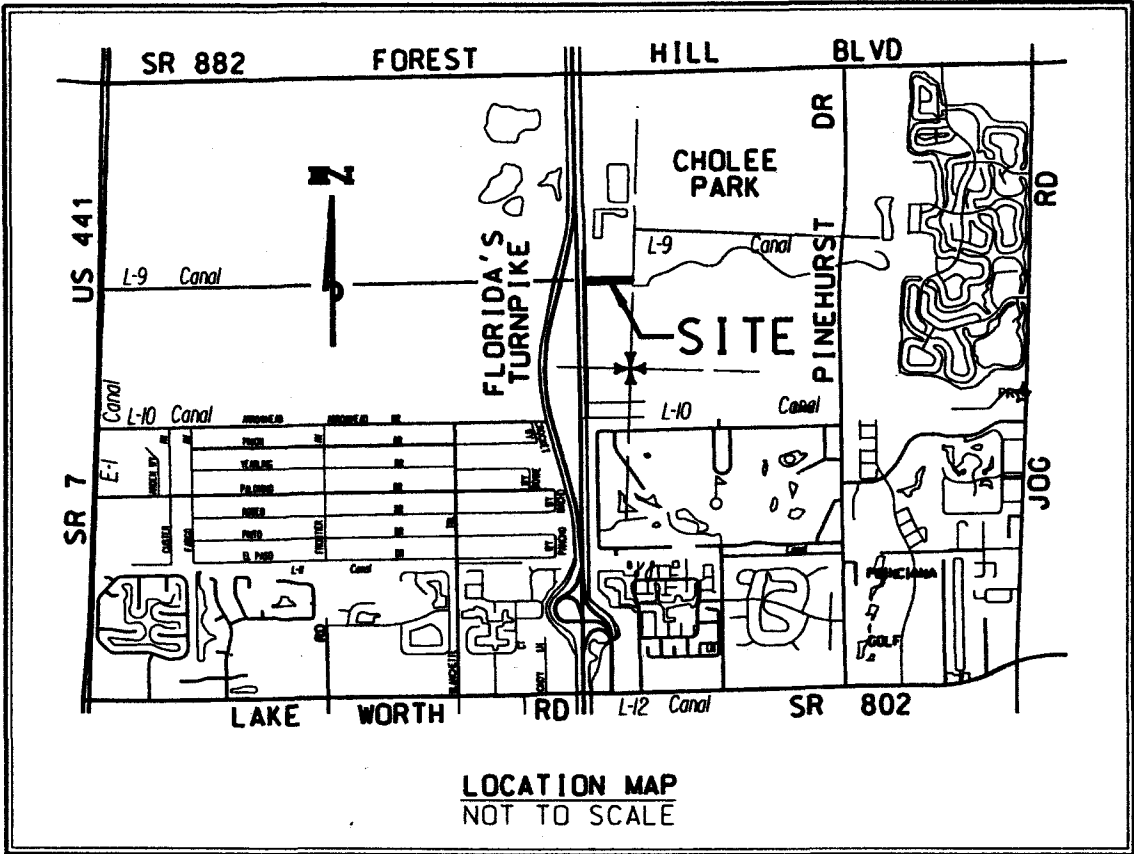
**PALM BEACH COUNTY, FLORIDA BY
ITS BOARD OF COUNTY COMMISSIONERS**

Sharon R. Bock, Clerk & Comptroller

BY: _____
Deputy Clerk

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY**

BY: _____
County Attorney



LEGAL DESCRIPTION

ALL THAT PORTION OF THE 30 FOOT RIGHT OF WAY LYING IN BLOCK 21, PALM BEACH FARMS COMPANY PLAT NO. 3, PLAT BOOK 2, PAGES 45-54, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, SITUATED IN SECTION 17, TOWNSHIP 44 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT CERTAIN 30 FOOT RIGHT OF WAY LYING BETWEEN TRACT 13 AND TRACT 20, SAID BLOCK 21.

LESS THE WEST 65.00 FEET

RIGHT OF WAY CONTAINS 25.565 SQUARE FEET MORE OR LESS.

SHEET 1
OF 3
PROJECT NO.
2010009-35

PROJECT:
30' R/W LYING BETWEEN
TRACTS 13 & 21, BLOCK 21,
PALM BEACH FARMS COMPANY,
PLAT NO. 3
DESIGN FILE NAME
S-1-10-3144.DGN
DRAWING NO.
S-1-10-3144

NO.	REVISION	BY	DATE
1	L.W.D.D. COMMENTS	N.J.H.	3/29/11

SCALE: 1" = 200'
APPROVED: N.J.H.
DRAWN: E.A.O.
CHECKED: G.W.M.
DATE: 09/14/10
FIELD BOOK NO.
N/A

PALM BEACH COUNTY
ENGINEERING AND PUBLIC WORKS
ENGINEERING SERVICES
2300 NORTH JOG ROAD
WEST PALM BEACH, FL 33411

SURVEYORS NOTES

THIS DOCUMENT IS TO CORRECT AN ERRONEOUS BLOCK NUMBER IN THE ABANDONMENT RECORDED IN OFFICIAL RECORD BOOK 2068, PAGE 689 SAID PUBLIC RECORDS.

MEASURED DIMENSIONS ARE FROM PALM BEACH COUNTY DRAWING NO. 4-75-312B ON FILE IN THE OFFICE OF THE COUNTY ENGINEER.

BEARINGS ARE BASED ON A GRID (NAD 83, 1990 ADJUSTED) BEARING OF NORTH $01^{\circ}52'03''$ EAST ALONG THE EAST LINE OF SECTION 17, TOWNSHIP 44 SOUTH, RANGE 42 EAST (AS SHOWN ON THIS SKETCH) AND ALL OTHER BEARINGS ARE RELATIVE THERETO.

THIS INSTRUMENT PREPARED BY NORMAN J. HOWARD, P.S.M. IN THE OFFICE OF THE COUNTY ENGINEER, VISTA CENTER 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33411-2745.

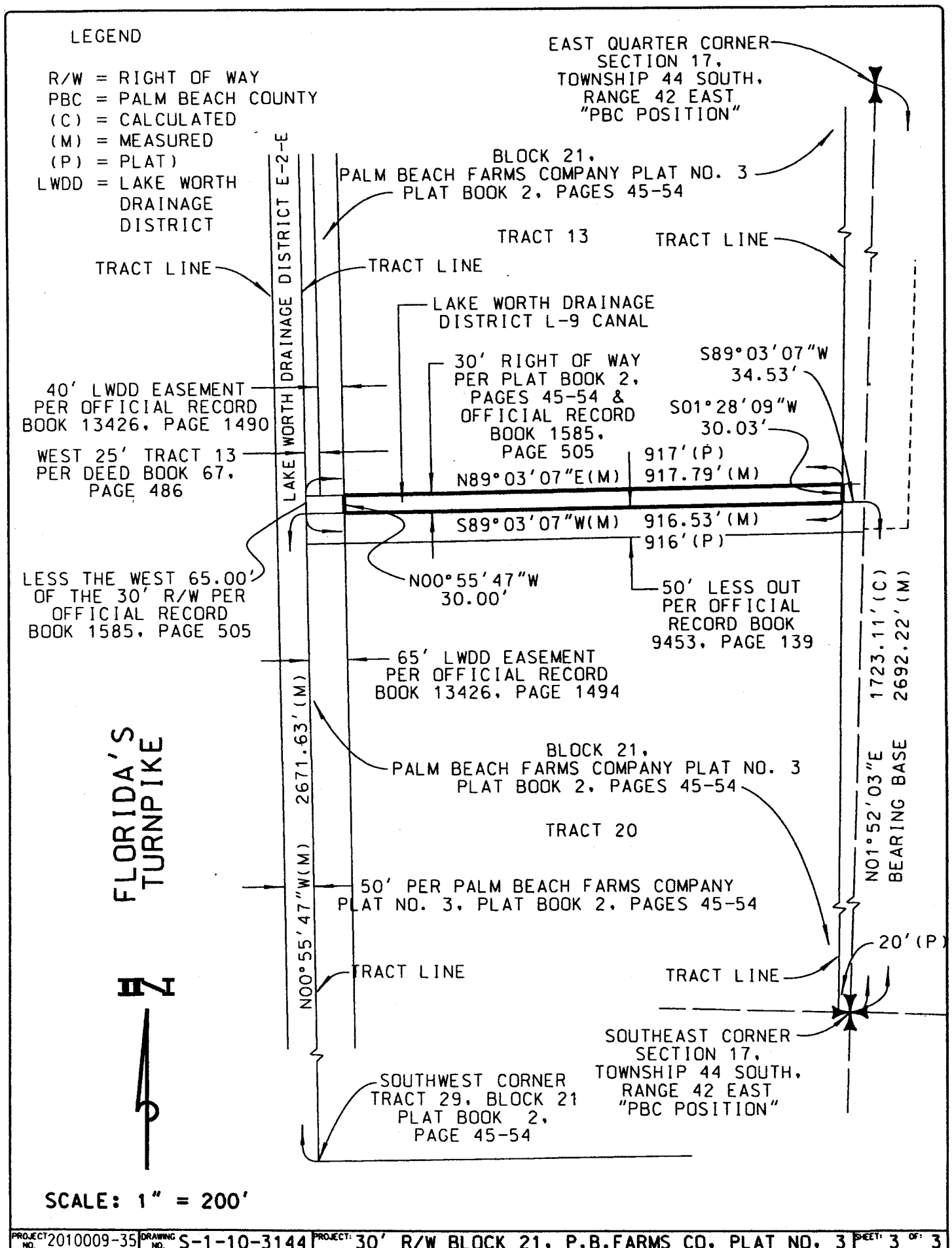
NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THE SIGNING SURVEYOR.

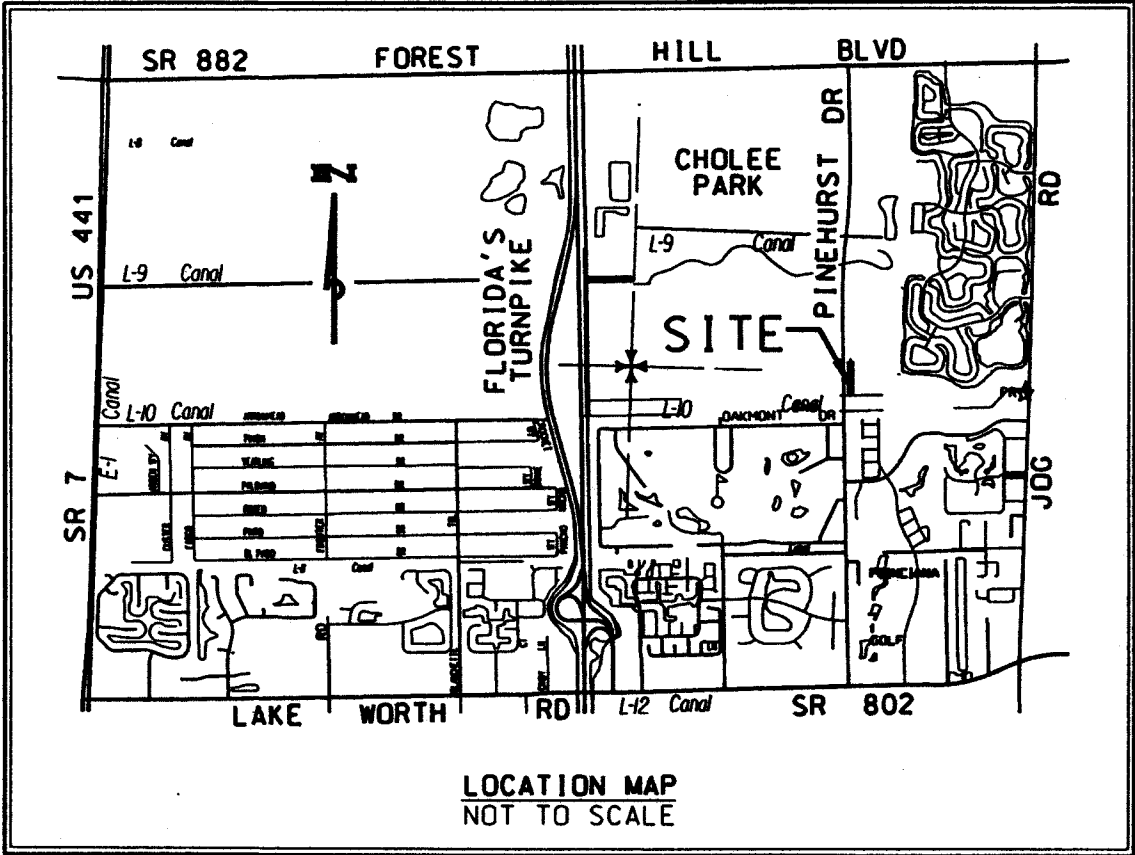
IT IS POSSIBLE THAT THERE ARE DEEDS OF RECORD, UNRECORDED DEEDS, EASEMENTS, OR OTHER INSTRUMENTS WHICH COULD AFFECT THE SUBJECT PROPERTY, WHICH ARE UNKNOWN TO THE SIGNING SURVEYOR.

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 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.


NORMAN J. HOWARD, P.S.M.
FLORIDA CERTIFICATE #5776

3-29-2011
DATE





LEGAL DESCRIPTION

ALL THAT PORTION OF THE 50 FOOT RIGHT OF WAY LYING IN BLOCK 21, PALM BEACH FARMS COMPANY PLAT NO. 3, PLAT BOOK 2, PAGES 45-54, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, SITUATED IN SECTION 21, TOWNSHIP 44 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT CERTAIN 50 FOOT RIGHT OF WAY LYING BETWEEN TRACT 36 AND TRACT 37, SAID BLOCK 21.


RIGHT OF WAY CONTAINS 34.274 SQUARE FEET MORE OR LESS.

PROJECT NO.	2010009-34
SHEET	1
OF	3

PROJECT:	50' RIGHT OF WAY BETWEEN TRACT 36 & TRACT 37 BLOCK 21, PALM BEACH FARMS COMPANY, PLAT NO. 3
DESIGN FILE NAME	S-1-10-3145.DGN
DRAWING NO.	S-1-10-3145

DATE	09/14/10
APPROVED	N.J.H.
DRAWN	E.A.O.
CHECKED	G.W.M.
FIELD BOOK NO.	N/A
SCALE	1" = 200'
NO.	
REVISION	
BY	
DATE	

PALM BEACH COUNTY
ENGINEERING AND PUBLIC WORKS
ENGINEERING SERVICES
2300 NORTH JOG ROAD
WEST PALM BEACH, FL 33411



SURVEYORS NOTES

THIS DOCUMENT IS TO CORRECT AN ERRONEOUS RIGHT OF WAY WIDTH IN THE ABANDONMENT RECORDED IN OFFICIAL RECORD BOOK 2068, PAGE 689 SAID PUBLIC RECORDS.

DIMENSIONS ARE CALCULATED BASED ON THE COORDINATED PLAT BY PALM BEACH COUNTY ENGINEERING SERVICES DIVISION.

BEARINGS ARE BASED ON A GRID (NAD 83, 1990 ADJUSTED) BEARING OF NORTH $88^{\circ}13'37''$ WEST ALONG THE NORTH LINE OF SECTION 21, TOWNSHIP 44 SOUTH, RANGE 42 EAST (AS SHOWN ON THIS SKETCH) AND ALL OTHER BEARINGS ARE RELATIVE THERETO.

THIS INSTRUMENT PREPARED BY NORMAN J. HOWARD, P.S.M. IN THE OFFICE OF THE COUNTY ENGINEER, VISTA CENTER 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33411-2745.

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

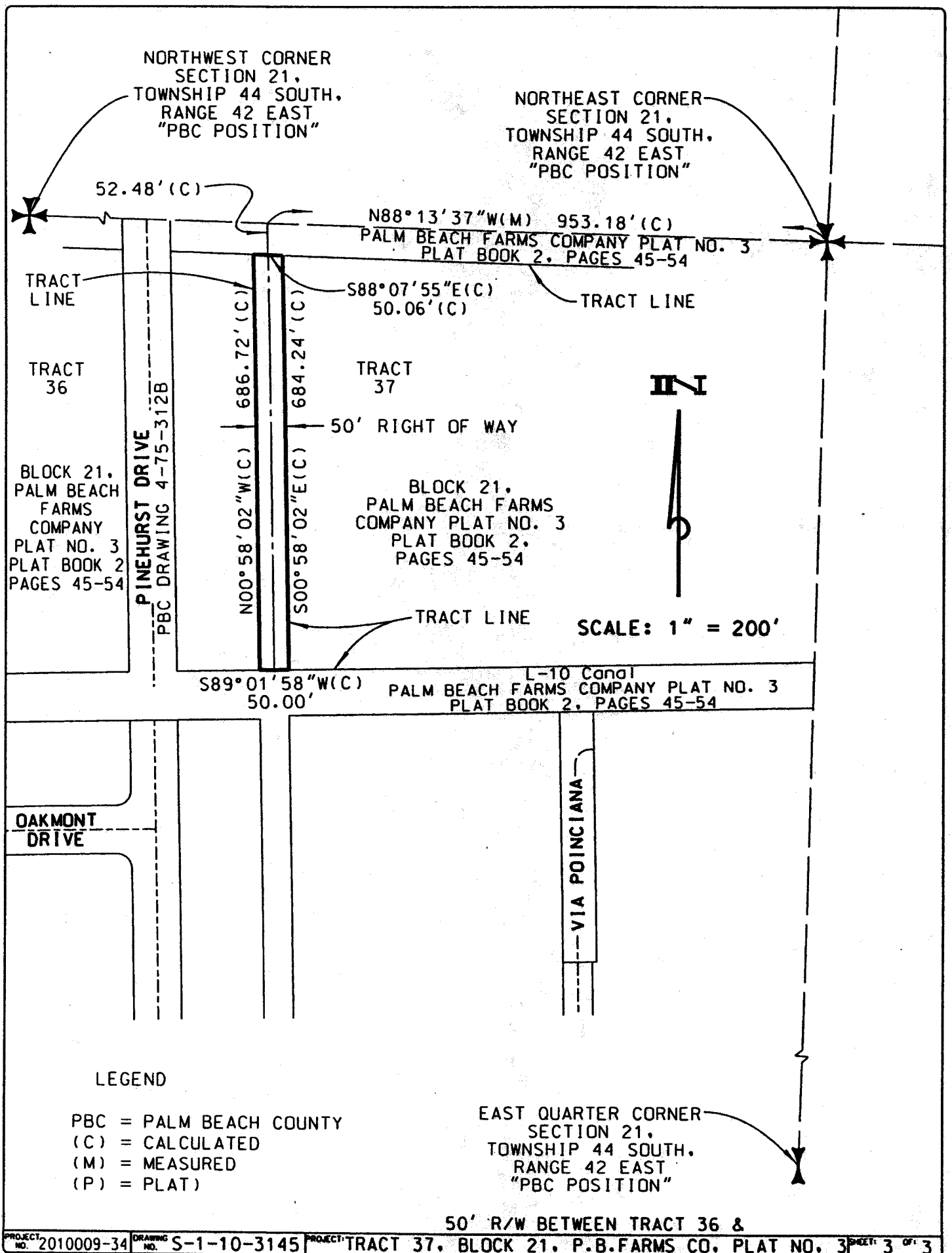
IT IS POSSIBLE THAT THERE ARE DEEDS OF RECORD, UNRECORDED DEEDS, EASEMENTS, OR OTHER INSTRUMENTS WHICH COULD AFFECT THE SUBJECT PROPERTY, WHICH ARE UNKNOWN TO THE SIGNING SURVEYOR.

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 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

N J Howard
NORMAN J. HOWARD, P.S.M.
FLORIDA CERTIFICATE #5776

9-16-10
DATE

50' R/W BETWEEN TRACT 36 &



Attachment 3
page 1 of 3

RESOLUTION NO. R-72-425

92490

RESOLUTION TO ABANDON RIGHTS OF WAY ON COUNTY OWNED PROPERTY KNOWN AS "SECTION 16" WEST OF PINEHURST ROAD AND NORTH OF PALM BEACH NATIONAL GOLF AND COUNTRY CLUB, PALM BEACH COUNTY, FLORIDA

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, pursuant to authority provided in Chapter 336.09, Florida Statutes, upon the petition of Palm Beach County, called a public hearing to be held at the County Commissioners Chambers, Courthouse, West Palm Beach, Florida, on the 22nd day of August, 1972, to consider and determine whether or not the County would vacate, abandon, discontinue and close, renounce and disclaim any right of the County and the public in and to the roads, or interest therein, which is hereinafter described; and

WHEREAS, notice of the holding of such meeting was duly published in the Palm Beach Post Times on Sunday, August 6 and Sunday, August 13, 1972; and

WHEREAS, this Board, while convened in regular session on the 22nd day of August, 1972, did hold such meeting at such time and place, and no objection was presented to the vacating and abandonment of said rights of way, or to such renouncement and disclaimer, and this Board having 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 to his premises 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 the following road rights of way described herein, to wit:

- (1) That certain 50' right of way lying between Tract 42, Block 14 and Tract 49, Block 15.
- (2) That certain 30' right of way lying between Tract 52 and Tract 53, Block 15.
- (3) That certain 50' right of way lying between Tracts 57 and 58, Block 15; and Tract 4, Block 21.
- (4) That certain 30' right of way lying between Tract 5 and Tract 12, Block 21.
- (5) That certain 30' right of way lying between Tract 13 and Tract 20, Block 20.
- (6) That certain 30' right of way lying between Tract 21 and Tract 28 and Tract 30, Block 21.

-2-

(7) That certain 30' right of way lying between Tract 32 and Tract 33, Block 21.

(8) That certain 30' right of way lying between Tract 36 and Tract 37, Block 21.

(9) That certain irregular shaped right of way lying north of and contiguous to the north line of School Section 16.

(10) That certain irregular shaped right of way lying west of and contiguous to the west line of School Section 16.

(11) That certain irregular shaped right of way south of and contiguous to the south line of School Section 16, all as recorded in Palm Beach Farms Company Plat No. 3, Plat Book 2, page 47, be and the same are hereby abandoned and closed as public roads and this Board does hereby renounce and disclaim any right of the County of Palm Beach and the public in and to the above described roads.

BE IT FURTHER RESOLVED THAT notice of the adoption of this resolution be published in one issue of the Palm Beach Post Times, West Palm Beach, Florida, within thirty (30) days following the date of adoption of this resolution.

The foregoing resolution was offered by Commissioner Weaver, who moved its adoption. The motion was seconded by Commissioner Lytal, and upon being put to a vote, the vote was as follows:

Robert F. Culpepper	Aye
Lake Lytal	Aye
Robert C. Johnson	Aye
George V. Warren	Absent from Meeting
E. W. Weaver	Aye

The Chairman thereupon declared the resolution duly passed and adopted this 22nd day of August, 19 72.

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

[Signature]
COUNTY ATTORNEY.

BOARD OF COUNTY COMMISSIONERS,
OF PALM BEACH COUNTY, FLORIDA.

JOHN B. DUNN, Clerk

By:

[Signature]
Deputy Clerk

Attachment 3
page 3 of 3

THE PALM BEACH POST

Published Every Weekday
West Palm Beach, Palm Beach County, Florida

PROOF OF PUBLICATION

STATE OF FLORIDA

COUNTY OF PALM BEACH

Before the undersigned authority personally appeared W. D. Boyett
who on oath says that he is Advertising Dir. of The Palm Beach Post, a daily
newspaper published at West Palm Beach in Palm Beach County, Florida; that the attach-
ed copy of advertising, being Notice of Intention
in the matter of Section 16
in the August 6, 13, 1972 Court, was published in said newspaper in the
issues of August 6, 13, 1972

Affiant further says that the Palm Beach Post is a newspaper published at West Palm
Beach, in said Palm Beach County, Florida, and that said newspaper has heretofore been
continuously published in said Palm Beach County, Florida, each weekday 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 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 me this 10th day of August A.D. 19 72

Alma B. Childers

NOTARY PUBLIC, STATE OF FLORIDA at LARGE
MY COMMISSION EXPIRES JUNE 2, 1975
Bonded By American Bankers Insurance Co.

NO. 11742
NOTICE OF INTENTION TO
ABANDON RIGHTS OF WAY
ON CERTAIN DWELLED PROP-
ERTY KNOWN AS "SEC-
TION 16" WEST OF PINE-
BURST ROAD AND NORTH
OF PALM BEACH SATUR-
DAY, AUGUST 22, 1972
CLERK
PUBLIC NOTICE is hereby given in
compliance with Chapters 26.09 and
26.10, Florida Statutes, that the
Board of County Commissioners of
Palm Beach County, Florida, at its
regular meeting in the County Com-
missioners' Chamber, Courthouse,
West Palm Beach, Florida on Tues-
day, August 22, 1972, will hold a public
hearing on the vacation of the follow-
ing described area to wit:
School Section 16, Township 41
South, Range 41 East, as recorded
in Palm Beach Farms Company
Plat No. 3 Plat Book 2, page 47
DATED the 25 day of July, 1972
BOARD OF COUNTY COM-
MISSIONERS OF PALM BEACH
COUNTY, FLORIDA
Robert F. Colpepper
Chairman
WILLIAM E. HILL
County Engineer
PUBLISHED August 6, 12, 1972

THE PALM BEACH POST

Published Every Weekday
West Palm Beach, Palm Beach County, Florida

PROOF OF PUBLICATION

STATE OF FLORIDA

COUNTY OF PALM BEACH

Before the undersigned authority personally appeared W. D. Boyett
who on oath says that he is Advertising Dir. of The Palm Beach Post, a daily
newspaper published at West Palm Beach in Palm Beach County, Florida; that the attach-
ed copy of advertising, being a Notice
in the matter of Resolution No. R-72-425
in the September 24, 1972 Court, was published in said newspaper in the
issues of September 24, 1972

Affiant further says that the Palm Beach Post is a newspaper published at West Palm
Beach, in said Palm Beach County, Florida, and that said newspaper has heretofore been
continuously published in said Palm Beach County, Florida, each weekday 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 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 me this 29th day of Sept. A.D. 19 72

Alma B. Childers

NOTARY PUBLIC, STATE OF FLORIDA at LARGE
MY COMMISSION EXPIRES JUNE 2, 1975
Bonded By American Bankers Insurance Co.

RECORDER'S MEMO: Legibility
of writing, Typing or Printing
unsatisfactory in this document
when received.

NO. 11819
Resolution No. R-72-425
Whereas the Board of County Com-
missioners pursuant to the authority
provided in Chapter 26.09, Florida
Statutes, and pursuant to Ordinance
713 did hold a Public Hearing on Au-
gust 22, 1972
Resolution No. R-72-425 pertaining to
the abandonment of vacation of Rights
of Way on County owned property
known as Section 16 located West of
Pineburst Drive and North of Palm
Beach National Golf and Country Club
was duly passed and recorded in the
minutes of the Board of County Com-
missioners.
BOARD OF COUNTY COM-
MISSIONERS OF PALM BEACH
COUNTY, FLORIDA
Publish: September 21, 1972

Recorded in O R Book &
Record verified
Palm Beach County, Fla.,
John B. Dunkle
Clerk Circuit Court