Agenda Item #: 4F1

## PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

#### AGENDA ITEM SUMMARY

Meeting Date:	3/6/2012	[]	Consent	[X]	Regular
_		[1	Workshop	[]	Public Hearing

Department: Planning, Zoning & Building Department

Submitted By: Planning Division

Submitted For: Planning Division

#### I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve:** An interlocal agreement with the Village of Palm Springs providing for the annexation of 20 enclaves, generally located east of Kirk Road, north of Lake Worth Road, west of Davis Road and south of Canal Road with Exhibit B and C as amended.

Summary: The Board of County Commissioners (BCC) has directed staff to work with municipalities to strategically address annexations. Chapter 171, Florida Statutes (F.S.), allows annexation of enclaves less than 10 acres through an Interlocal Agreement between the annexing municipality and the County. By Resolution No. 2012-05, adopted on January 26, 2012, the Village of Palm Springs has petitioned the County to enter into such an agreement for the annexation of 20 enclaves consisting of 47 parcels totaling 14.77 acres, as identified in Exhibit A of the interlocal agreement. The Village has provided written notice to all owners of real property located in the enclaves as shown in attachment 4. The Interlocal Agreement also provides for the annexation of the right-of-way segments identified in Exhibit B (as amended) of the interlocal agreement; as well as the transfer of operation and maintenance of the right-of-way segments identified in Exhibit C (as amended) of the interlocal agreement. Exhibit B is amended to remove Lake Worth Road as it is a State Road and Exhibit C is amended to correct the segment's name for Lakewood Road. The annexation has been processed through the County's review departments, including Fire-Rescue, Sherriff Office, Engineering, Planning, Zoning, Environmental Resources Management, Parks and Recreation, Water Utilities, County Attorney, Property and Real Estate Management and the Office of Financial Management and Budget. The proposed annexation meets the requirements of Chapter 171, F.S., and is consistent with the Intergovernmental Coordination Element of the County's Comprehensive Plan. District 3 (RB)

**Background and Policy Issues:** The Village of Palm Springs has identified the enclaves as eligible for annexation pursuant to Section 171.046, F.S. By Resolution No. 2012-05, adopted on January 26, 2012, the Village has petitioned the County to enter into an interlocal agreement for the annexation of the enclaves. The enclaves meet the requirements of Chapter 171.046, F.S., for annexation by interlocal agreement, as each one is less than 10 acres in size, is developed property, and meets the definition of an enclave by being surrounded by the Village. The proposed annexation is consistent with the Intergovernmental Coordination Element, Objective 1.4, of the County's Comprehensive Plan, which encourages the elimination of enclaves, as well as consistent with the Palm Springs Annexation Study accepted by the BCC in September 2005.

Attachments:

- 1. Interlocal Agreement with Exhibit A, and amended Exhibits B and C
- 2. Annexation Location Map
- 3. Village of Palm Springs Resolution 2012-05
- 4. Palm Springs Notice to Property Owners Letter

Recommended By:	wy harlow alter	2-8-12
•	Executive Director	Date/ /
Approved By:	Maller	2/27/12
	Deputy County Administrator	Date

### II. FISCAL IMPACT ANALYSIS

A. Fi	ve Year Summary of	Fiscal Im	pact:			
Fisca	l Years	20 <u>12</u>	20 <u>13</u>	20 <u>14</u>	20 <u>15</u>	20 <u>16</u>
Opera Exter Progr In-Kir NET # AL	ral Expenditures rating Costs rnal Revenues ram Income (County) rnd Match (County) FISCAL IMPACT DITIONAL FTE					
ls Iter	m Included In Current	: Budget1	? Yes	_ No		
Budg	et Account No.: F	und	Agency	Org.	Objec	et
Repo	rting Category					
B. assoc	Recommended Sou ciated with this annexat	rces of lion. Fire/l	F <b>unds/Sum</b> r Rescue will c	nary of Fisc ontinue to ser	al Impact: The vice this area	here is no fiscal impact
C.	Departmental Fiscal	Review:	fut o	D'Égrasla	: <i>!!!</i>	
			III. <u>REVIE</u>	V COMMENT	<u>'S</u>	
Α.	OFMB Fiscal and/or	Contrac	t Dev. and C	ontrol Comn	nents:	
	OFMB OFMB	2 AK	1000 - 000 -	Contract Dev.	and Control	2117112
В.	Legal Sufficiency:  Assistant County A	ttorney	2			
C.	Other Department R	leview:				

### **INTERLOCAL AGREEMENT**

THIS INTERLOCAL AGREEMENT is made on this	day of
, 2012 between the VILLAGE OF PALM	SPRINGS, a
municipal corporation located in Palm Beach County, Florid	
referred to as "VILLAGE," and PALM BEACH COUNTY, a politi	cal subdivision
of the State of Florida, hereinafter referred to as "COUNTY	", each entity
constituting a "public agency" as defined in Part 1, Chapte	r 163, Florida
Statutes (2001).	

WHEREAS, Section 163.01, Florida Statutes (2003), known as the "Florida Interlocal Cooperation Act of 1969," as amended, authorizes local governments to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage, and to thereby provide services and facilities which will harmonize geographic, economic, population and other factors influencing the needs and development of local communities: and

WHEREAS, the "Florida Interlocal Cooperation Act of 1969" permits public agencies as defined herein to enter into interlocal agreements with each other to jointly exercise any power, privilege, or authority which such agencies share in common and which each might exercise separately; and

WHEREAS, Section 18 of Chapter 93-206 of the Laws of Florida created Section 171.046, Florida Statutes, providing for annexation of certain enclaves by entering into an interlocal agreement between the municipality and the county having jurisdiction over such enclave; and

WHEREAS, Section 171.046, Florida Statutes, limits annexation by interlocal agreement to enclaves of ten (10) acres or less in size; and

WHEREAS, Section 171.031 (13) (a) and (b), as amended by Chapter 93-206, Laws of Florida, defines enclaves as developed or improved property bounded on all sides by a single municipality, or bounded by a single municipality and by a natural or manmade obstacle that allows passage of vehicular traffic to that incorporated area only through the municipality; and

Attachment #	

WHEREAS, the County and the Village have determined that it is appropriate and will promote efficient provision of governmental services for the Village to annex certain enclaves; and

WHEREAS, it has been determined by the Village and by the County that the parcels to be annexed via this interlocal Agreement meet the requirements set out in Section 171.031 (a) and (b) and 171.046, Florida Statutes, as such enclaves are developed or are improved, are ten (10) acres or less in size, and are completely surrounded by the Village or are surrounded by the Village and a natural manmade obstacle that allows passage of vehicular traffic to the enclaves only through the Village; and

**WHEREAS**, the enclaves identified for annexation in this Interlocal Agreement are in the Village's future annexation area as provided for in the Village's study for annexation; and

WHEREAS, the County and the Village agree that the parcel to be annexed via this Interlocal Agreement is subject to the Land Use Atlas of the Palm Beach County Comprehensive Plan and County zoning and subdivision regulations until the Village adopts a comprehensive plan amendment to include the parcels to be annexed in the comprehensive plan;

NOW, THEREFORE, in consideration of the mutual representations, terms, and covenants hereinafter set forth, the parties hereby agree as follows:

#### Section 1. Purpose

The purpose of the Agreement is to allow annexation by the Village of Palm Springs of certain unincorporated enclaves which are identified in Exhibit "A" attached hereto and made a part hereof:

#### Section 2. Definitions

The following definition shall apply to this Agreement:

- 1. The term "enclave" shall be defined as set forth in Section 171.031(13) (a) and (b), <u>Florida Statutes</u>, as adopted by the Legislature in Chapter 93-206, Section 15, laws of Florida.
- 2. "Act" means Part 1 of Chapter 163, Florida Statutes.

3. "Agreement" means this Interlocal Agreement, including any amendments or supplements hereto, executed and delivered in accordance with the terms hereof.

#### Section 3. Annexation

The unincorporated enclaves identified in Exhibit "A", which is attached hereto and made a part hereof, are hereby annexed into and are included in the corporate boundaries of the Village of Palm Springs.

#### Section 4. Annexation of Rights-of-Way

Palm Beach County hereby consents to the annexation of the right-ofway segments identified in Exhibit "B" into the corporate boundaries of the Village of Palm Springs.

## Section 5. Transfer of Ownership and Maintenance Responsibility of Rights-of-Way identified in Exhibit "C"

Approval of this interlocal agreement by both parties constitutes mutual agreement by the Village and County pursuant to Section 335.0415, Florida Statutes, to the transfer of the responsibility for operation and maintenance of the right-of-way segments identified in Exhibit "C" from the County to the Village. Such transfer shall occur upon the effective date of the annexation of the right-of-way segments identified in Exhibit "C".

#### Section 6. Effective Date

This agreement shall take effect upon execution by both parties.

#### Section 7. Filing

Upon execution by both parties, a certified copy of this agreement shall be filed with the Clerk of Circuit Court in and for Palm Beach County.

#### Section 8. Notification

The Village hereby acknowledges that is has provided written notice to all owners of real property located in the enclaves identified in Exhibit "A" whose names and addresses are known by reference to the latest published ad valorem tax records of the Palm Beach County Property Appraiser. The written notice described the purpose of the Interlocal Agreement and stated the date, time, and place of the meeting of the Village Council of the Village of Palm Springs where this Interlocal Agreement is to be considered for adoption. The written notice also indicated the name and telephone number

of the Palm Beach County Board of County Commissioners is to consider the adoption of this Interlocal Agreement.

#### Section 9. Captions

The captions and section designations herein set forth are for convenience only and shall have no substantive meaning.

#### Section 10. Severality

In the event any section, paragraph, sentence, clause, or provision hereof is held by a court of competent jurisdiction to be invalid, such shall not affect the remaining portions of this Agreement, and the same shall remain in full force and effect.

#### Section 11. Entire Agreement & Counterparts

This Agreement represents the entire understanding between the parties, concerning the subject, and supersedes all other negotiations, representation, or agreements, either written or oral, relating this Agreement. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

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

ATTEST:	Chairman
By:	Clerk
(Seal)	Approved as to Form and Legal Sufficiency
	ATO as
	County Attorney
• .	County Attorney  WILLAGE OF PALM SPRINGS  1957  Bev Smith, Mayor
ATTEST:	SEAL SEAL SEAL SEAL SEAL SEAL SEAL SEAL
•	Bev Smith, Mayor

Vire	ginia	m.,	Uali	en_
Virginia	Waltor	n, Xilli	age Cl	erk

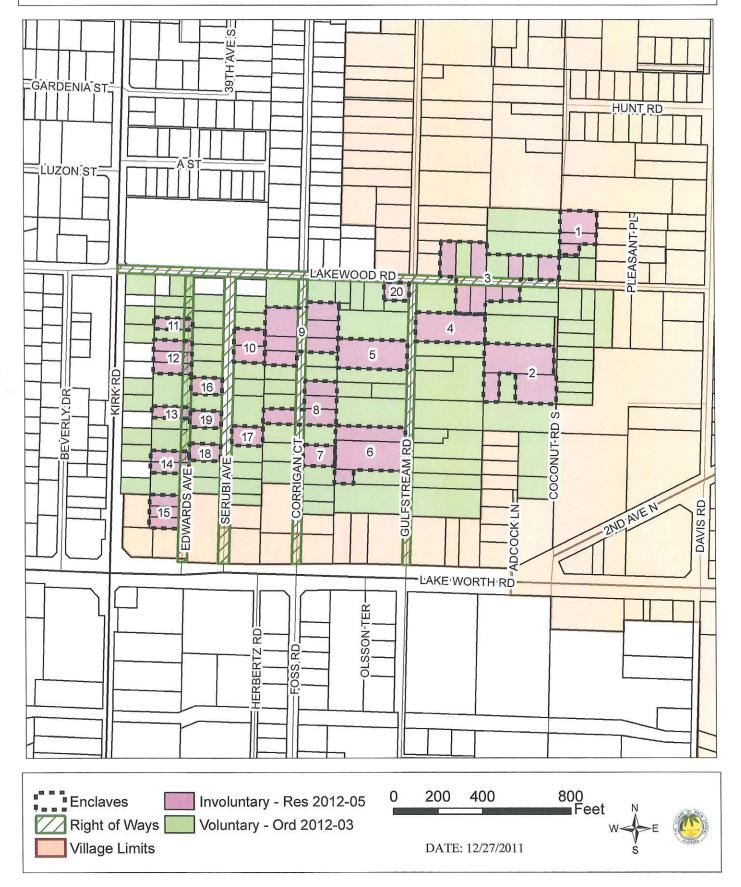
(Seal)

Approved as to Form and Legal Sufficiency

Village Attorney

## VILLAGE OF PALM SPRINGS

Annexation with Enclaves and Right of Ways



# Exhibit A Parcels by Enclave

PCN	Property Address	Acres	Owner	Legal Description
Enclave 1				
00434419110040047	3696 Coconut Road	0.38	Joey Turner	LAKEWOOD GARDENS PL NO 1 N 100 FT OF TR 4BLK 4
00434419110040046	3710 Coconut Road A	0.19	Andrew Diaz	LAKEWOOD GARDENS PL NO 1 N 50 FT OF S 217.75 FT OF TR 4 BLK 4
00434419110040045	3718 Coconut Road A	0.10	Ameritech International, Inc.	LAKEWOOD GARDENS PL NO 1 N 52 FT OF S 167.75 FT OF W 90 FT OF TR 4 BLK 4 AS IN OR2179 P1960 & OR2156 P832
Enclave 2				
00434419110020118	3813 Coconut Road 1	0.95	Robert J. Raetz Jr.	LAKEWOOD GARDNES PLAT 1 N 130.75 FT OF S TRS 11 & 12 / LESS E 15 FT OF TR 12/ BLK 2
00434419110020119	3839 Coconut Road 1	0.21	Richard C. Wilson	LAKEWOOD GARDNES PLAT 1 W 70 FT OF N 130.75 FT OF S 261.50 FT OF TRS 11 & 12 BLK 2
00434419110020113	3837 Coconut Road	0.55	Wells Fargo Bank, NA	LAKEWOOD GARDENS PLAT 1 E 20 FT OF N 130.75 FT OF S 261.50 FT OF TR 11 & N 130.75 FT OF S 261.50 FT OF TR 12
Enclave 3				
00434419110020111	3680 Lakewood Road	0.12	Andrea R. Nelson	LAKEWOOD GARDENS PLAT 1 N 70 FT OF W 75 OF TR 11 BLK 2
00434419110020112	3666 Lakewood Road	0.12	Manuel E. Colop	LAKEWOOD GARDENS PLAT 1 W 80 FT OF E 90 FT OF N 65.3 FT OF TR 11 BLK 2
00434419110040031	3727 Coconut Road	0.23	Martin Espinosa	LAKEWOOD GARDENS PLAT 1 E 95 FT OF S 106 FT OF TR 3 BLK 4
00434419110040024	3669 Lakewood Road	0.16	Donald A. Stanhope	LAKEWOOD GARDENS PL 1 E 65 FT OF S 106 FT OF TR 2 BLK 4
00434419110020103	3692 Lakewood Road	0.21	Lewis Lawrence	LAKEWOOD GARDENS PLAT 1 E 70 FT OF TR 10 BLK 2
00434419110020102	3708 Lakewood Road	0.19	Candida Lopez	LAKEWOOD GARDNES PLAT 1 W 65 FT OF E 135 FT OF TR 10 BLK 2
00434419110040015	3693 Lakewood Road	0.25	Raphael Pacheco	LAKEWOOD GARDENS PLAT 1 E 70 FT OF TR 1 BLK 4
00434419110040014	3721 Lakewood Road	0.25	Juan Mendez	LAKEWOOD GARDENS PLAT 1 E 70 FT OF W 174 FT OF TR 1 BLK 4
Enclave 4				
00434419110020090	3790 Gulfstream Road	0.93	David K. Smith	LAKEWOOD GARDENS PLAT 1TR 9 BLK 2
Enclave 5				
00434419110010080	3815 Gulfstream Road	0.93	Michael J. Tomczak Jr.	LAKEWOOD GARDENS PLAT 1 TRACT 8 BLK 1
Enclave 6				
00434419110010051	3879 Gulfstream Road	0.47	3879 Gulfstream Trust	LAKEWOOD GARDENS PLAT 1 N ½ OF TR 5 BLK 1
00434419110010042	Vacant property on Gulfstream Road	0.93	Chad Drake Enterprises, LP	LAKEWOOD GARDENS PLAT 1 N ½ OF TR 4 & S ½ OF TR 5 BLK 1
00434419110010043	3905 Gulfstream Road	0.13	Chad Drake Enterprises, LP	LAKEWOOD GARDENS PLAT 1 W 85 FT OF S ½ OF TR 4 BLK 1
Enclave 7		Transaction of		
00434419120000071	3900 Corrigan Court	0.31	Amanda M. Harwood	LAKEWOOD GARDENS PL 2 LT 7/LESS S 10 FT/& S 28 FT OF LT 8

Enclave 8				
00434419110010128	3863 Corrigan Court	0.22	Melissa Lopez	LAKEWOOD GARDENS PLAT 1 S 66.87 FT OF TR 12/LESS E 20 FT RD R/W/BLK 1
00434419110010115	3864 Corrigan Court	0.25	National City Mortgage	LAKEWOOD GARDENS PLAT 1 S 73.75 F OF TR 11/LESS W 20 FT RD R/W/BLK 1
00434419110010116	3856 Corrigan Court	0.20	Michelle Rangel	LAKEWOOD GARDENS PLAT 1 N 60 FT O S 133.75 FT OF TR 11/LESS W 20 FT RD R/W/BLK 1
00434419110010112	3844 Corrigan Court	0.22	Clifford Del Santo III	LAKEWOOD GARDENS PLAT 1 N 65 FT OF S 198.75 FT OF TR 11/LESS W 20 FT RD R/W/BLK 1
Enclave 9				
00434413110010114	3808 Corrigan Court	0.22	Robert A. Messenger	LAKEWOOD GARDENS PLAT 1 N 65 FT OI S 393.75 FT OF TR 11/LESS W 20 FT RD R/W/BLK 1
00434419110010118	3792 Corrigan Court	0.27	Llewellyn Thomas	LAKEWOOD GARDENS PLAT 1 N 80 FT OI S 473.75 FT OF TRACT 11/LESS W 20 FT RD R/W/BLK 1
00434419110010111	3778 Corrigan Court	0.26	John J. Yarasavych	LAKEWOOD GARDENS PLAT 1 S 80 FT OF N 180 FT OF TR 11/LESS W 20 FT RD R/W/BLK 1
00434419110010127	3789 Corrigan Court	0.43	Greta E. Elmgren	LAKEWOOD GARDENS PLAT 1 S 130 FT OF N 260 FT OF TR 12 (LESS E 20 FT RD R/W) BLK1
00434419110010125	3805 Corrigan Court	0.22	Brittany Moore	LAKEWOOD GARDENS PLAT 1 N 65 FT OF S 393.75 FT OF TR 12 (LESS E 20 FT RD R/W) BLK 1
00434419110010124	3819 Corrigan Court	0.22	Thomas R. Lacroix	LAKEWOOD GARDENS PLAT 1 N 65 FT O S 328.75 FT OF TR 12/LESS E 20 FT RD R/W/BLK1
Enclave 10				
00434419170000190	3818 Serubi Avenue A	0.24	Nestor Fonseca	SERUBI COURT LT 19
00434419170000180	3804 Serubi Avenue	0.24	Michelet Adam	SERUBI COURT LT 18
Enclave 11				
00434419200660040	3793 Edwards Avenue	0.20	Rosalia Coma	SUB 19-44-43 N 50 FT OF S 1115 FT OF E 172 FT OF TR 66
Enclave 12				
00434419200660060	Vacant property on Edwards Avenue	0.20	Robert W. Miller	CONFIDENTIAL RECORD
00434419200660070	3825 Edwards Avenue	0.20	Peggy E. Hodge	19-44-43 N 50 FT OF S 965 FT OF E 172 FT OF TR 66
00434419200660071	3837 Edwards Avenue	0.20	Albert E. Poynter	19-44-43 N 50 FT OF S 915 FT OF E 172 FT OF TR 66
Enclave 13				
00434419200660091	3871 Edwards Avenue	0.20	Suksamran Prampree	SUB 19-44-43-N 50 FT OF S 715 FT OF E 172 FT OF TR 66
Enclave 14				
00434419200660111	3901 Edwards Avenue	0.20	Claude A. Edwards	SUB 19-44-43 N 50 FT OF S 515 FT OF E 172 FT OF TR 66
00434419200660110	3909 Edwards Avenue	0.20	Nery Cifuentes	SUB 19-44-43 N 50 FT OF \$ 465 FT OF E 172 FT OF TR 66

Enclave 15				
00434419200660130	3941 Edwards Avenue	0.20	3941 Edwards Avenue Land Trust	SUB 19-44-43 N 50 FT OF S 315 FT OF E 172 FT OF TR 66
00434419200660140	3955 Edwards Avenue	0.1974	Jose J. Morales	SUB 19-44-43 N 50 FT OF S 265 FT OF E 172 FT OF TR 66
00434419200660290	3969 Edwards Avenue	0.1974	Li Fel Yang	SUB 19-44-43 N 50 FT OF S 215 FT OF E 172 FT OF TR 66
Enclave 16				
00434419170000080	3911 Serubi Avenue	0.24	US Bank National Association Trs	SERUBI COURT LT 8
Enclave 17				
00434419170000231	3888 Serubi Avenue	0.28	Aaron Legore	SERUBI COURT S 11 FT OF LT 23 & LOT 24
Enclave 18				
00434419170000040	3927 Serubi Avenue	0.24	Todd C. Van Linda	SERUBI COURT LT 4
Enclave 19				A Marie Mari
00434419170000060	3941 Serubi Avenue	0.24	Luis A. Perez	SERUBI COURT LT 6
Enclave 20				
00434419110010102	3761 Gulfstream Road	0.18	Santos Sanchez	LAKEWOOD GARDENS PLAT 1 N 70.75 FT OF E 110 FT OF TR 10 BLK 1

Exhibit B
Right-of-Way Segments To Be Annexed

Rights-of-Way	Segment	
Edwards Avenue	Entire segment from Lakewood Road to Lake Worth Road	
Serubi Avenue	Entire segment from Lakewood Road to Lake Worth Road	
Corrigan Court	Entire segment from Lakewood Road to Lake Worth Road	
Gulfstream Road	Entire segment from Lakewood Road to Lake Worth Road	
Lakewood Road	Entire segment from Coconut Road S to Kirk Road	
Lake Worth Road	Entire segment from 2 <sup>nd</sup> Avenue to Kirk Road	
Kirk Road	Entire segment from Lakewood Road to Lake Worth Road	

# Exhibit C Right-of-Way Segments Operated and Maintained by the County For which operation and maintenance will be transferred to the Village

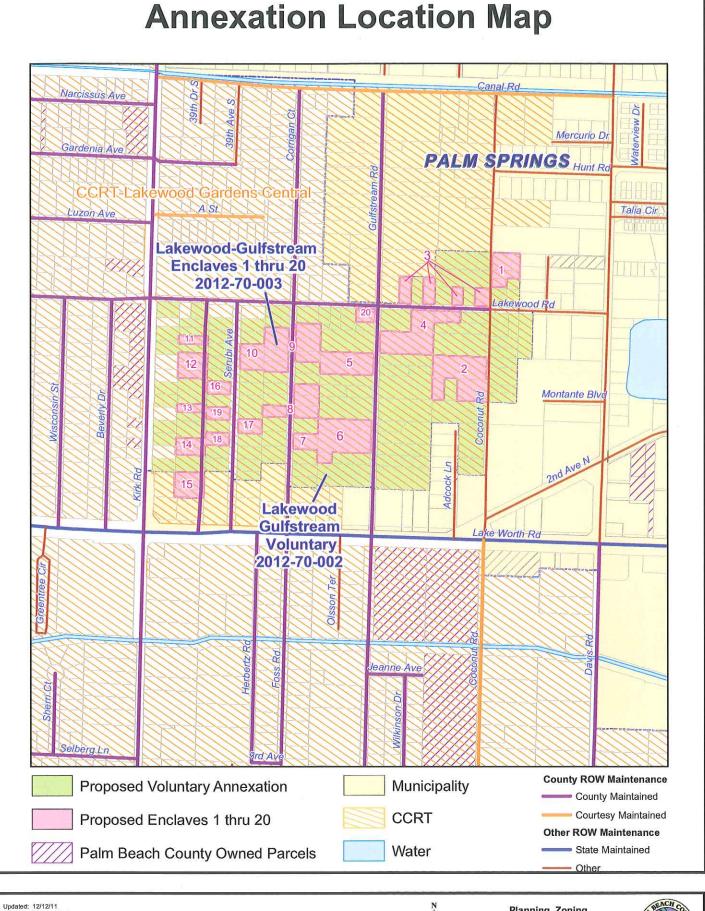
Rights-of-Way	Segment	
Edwards Avenue	Entire segment from Lakewood Road to Lake Worth Road	
Serubi Avenue	Entire segment from Lakewood Road to Lake Worth Road	
Corrigan Court	Entire segment from Lakewood Road to Lake Worth Road	
Gulfstream Road	Entire segment from Lakewood Road to Lake Worth Road	
Lakewood Road	Entire segment from Coconut Road S to Kirk Road	

## Exhibit B (amended) Right-of-Way Segments To Be Annexed

Rights-of-Way	Segments		
Edwards Avenue	Entire segment from Lakewood Road to Lake Worth Road		
Serubi Avenue	Entire segment from Lakewood Road to Lake Worth Road		
Corrigan Court	Entire segment from Lakewood Road to Lake Worth Road		
Gulfstream Road	Entire segment from Lakewood Road to Lake Worth Road		
Lakewood Road	Entire segment from Coconut Road to Kirk Road		
Kirk Road	Entire segment from Lakewood Road to Lake Worth Road		

# Exhibit C (amended) Right-of-Way Segments Operated and Maintained by the County for which operation and maintenance will be transferred to the Village

Rights-of-Way	Segments  Entire segment from Lakewood Road to Lake Worth Road		
Edwards Avenue			
Serubi Avenue	Entire segment from Lakewood Road to Lake Worth Road		
Corrigan Court	Entire segment from Lakewood Road to Lake Worth Road		
Gulfstream Road	Entire segment from Lakewood Road to Lake Worth Road		
Lakewood Road	Entire segment from Davis Road to Kirk Road		



Updated: 12/12/11
Contact: Nicole Delsoin
Filename: N:Division PrAnnex/FY2012
Note: Map is not official, for informational purposes only
Source: ROW MaIntenance Data PBC Engineering
Dept 2010 pbcgist SDE GEODATA.CENTERLINE\_LN





Planning, Zoning & Building 2300 N. Jog Rd. West Palm Beach, FL 33411 Phone (561) 233-5300



#### **RESOLUTION NO. 2012-05**

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY, PURSUANT TO SECTION 163.01, AND SECTION 171.046 FLORIDA STATUTES, ET SEQ., FOR THE PURPOSE OF ANNEXING TWENTY (20) ENCLAVES, CONSISTING OF A TOTAL OF FORTY-SEVEN (47) PARCELS, OF TEN ACRES OR LESS, AND SEVEN (7) ROAD RIGHTS-OF-WAY, THOSE LANDS BEING MORE FULLY DESCRIBED IN EXHIBIT "A" TO THE INTERLOCAL AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council of the Village of Palm Springs ("Village") deems it in the best interest of the Village to enter into that certain Interlocal Agreement with Palm Beach County for the annexing of twenty (20) enclaves, consisting of a total of forty-seven (47) parcels and seven (7) road rights-of-way; and

WHEREAS, the Village wishes to annex the twenty (20) enclaves, consisting of a total of forty-seven (47) parcels and seven (7) road rights-of-way; which are more fully described in Exhibit "A", Exhibit "B" and Exhibit "C" to the Interlocal Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AS FOLLOWS:

Section 1. The Village of Palm Springs, Florida hereby agrees to the terms and conditions of that certain Interlocal Agreement with Palm Beach County, a copy of which is attached hereto and which is incorporated herein by reference, and which is authorized pursuant to Chapter 163.01 and Section 171.046 et seq., Florida Statutes; and further authorizes the Mayor and Village Clerk to execute and deliver said Interlocal Agreement to Palm Beach County, along with a certified copy of this Resolution.

<u>Section 2.</u> Upon their execution, the Village Clerk shall forthwith cause a certified copy of this Resolution, together with a copy of the said Interlocal Agreement to be filed with the Clerk of the Circuit Court in and for Palm Beach County, Florida.

Attachment # 3

#### Resolution No. 2012-05

<u>Section 3.</u> This Resolution shall take effect i				
Council MemberWaller	offered th	offered the foregoing resolution motion, and upon being put to a		
Council Member <u>Eacalada</u> seconded	the motion, a	nd upon	being put to a	
vote, the vote was as follows:				
	Aye	Nay	<u>Absent</u>	
BEV SMITH, MAYOR				
DOUG GUNTHER, VICE MAYOR				
JONI BRINKMAN, MAYOR PRO TEM				
PATTI WALLER, COUNCIL MEMBER				
SERGIO ESCALADA, COUNCIL MEMBER	Z/			
VILLAGE O	F PALM SPR	INGS, F	FLORIDA	
BY:		$\sum_{i=1}^{N}$	,	
BY: VIRGINIA M. WALTON, VILLAGE CLERK *	EAL 1957	AYØR		
The state of the s	ZORIDA MANAGER			
REVIEWED FOR FORM AND LEGAL SUFFICIENCY	Y			
BY: Rocivia, VILLAGE ATTORNEY	·			

December 16, 2011

Rosalia Coma 3793 Edwards Avenue Lake Worth, Florida 33461-4013

Re:

3793 Edwards Avenue 00-43-44-19-20-066-0040

Legal Description: SUB 19-44-43 N 50 FT OF \$ 1115 FT OF E 172 FT OF TR 66

Dear Sir or Madam,

The Village of Palm Springs has annexed many quality properties as part of the Village Council initiative to provide enhanced services to property owners who share mutual concerns and interests. Your property at 3793 Edwards Avenue is one such property that we are currently proposing to annex into the Village. The law allows this annexation to occur by Interlocal Agreement between the Village of Palm Springs and Palm Beach County. The County Commission's policy is to assist municipalities in annexing those contiguous properties, commonly called "pockets" or "enclaves" into the municipality that provides basic services to the area.

The public hearing for the resolution authorizing this annexation has been scheduled for January 26, 2012 at 7:30 p.m. at the Palm Springs Village Community Room, 226 Cypress Lane, Palm Springs, Florida.

The Palm Beach County Board, of County Commissioners will also consider the Agreement for approval. Patricia Behn, Senior Planner for the County can be contacted at (561) 233-5300 for details concerning that meeting.

Sincerely,

Bette J. Lowe Land Development Director

Attachment #