

II. FISCAL IMPACT ANALYSIS

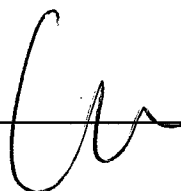
A. Five Year Summary of Fiscal Impact:

Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>0 * see below</u>	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
Is Item Included in Current Budget:	Yes _____	No _____			
Budget Account No:	Fund _____	Dept _____	Unit _____	Object _____	
	Program _____				

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

* No fiscal impact.

C. Departmental Fiscal Review:



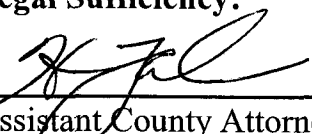
 _____ 7-16-12

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

<p>  _____ 7/24/12 </p> <p> OFMB <i>CP</i> 7/20/12 7/21/12 <i>JP</i> 7/21/12 </p>	<p>  _____ 7/25/12 </p> <p> Contract Development and Control 7-25-12 <i>B. Whitt</i> </p>
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B. Legal Sufficiency:



 _____ 7/26/12
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

T 43

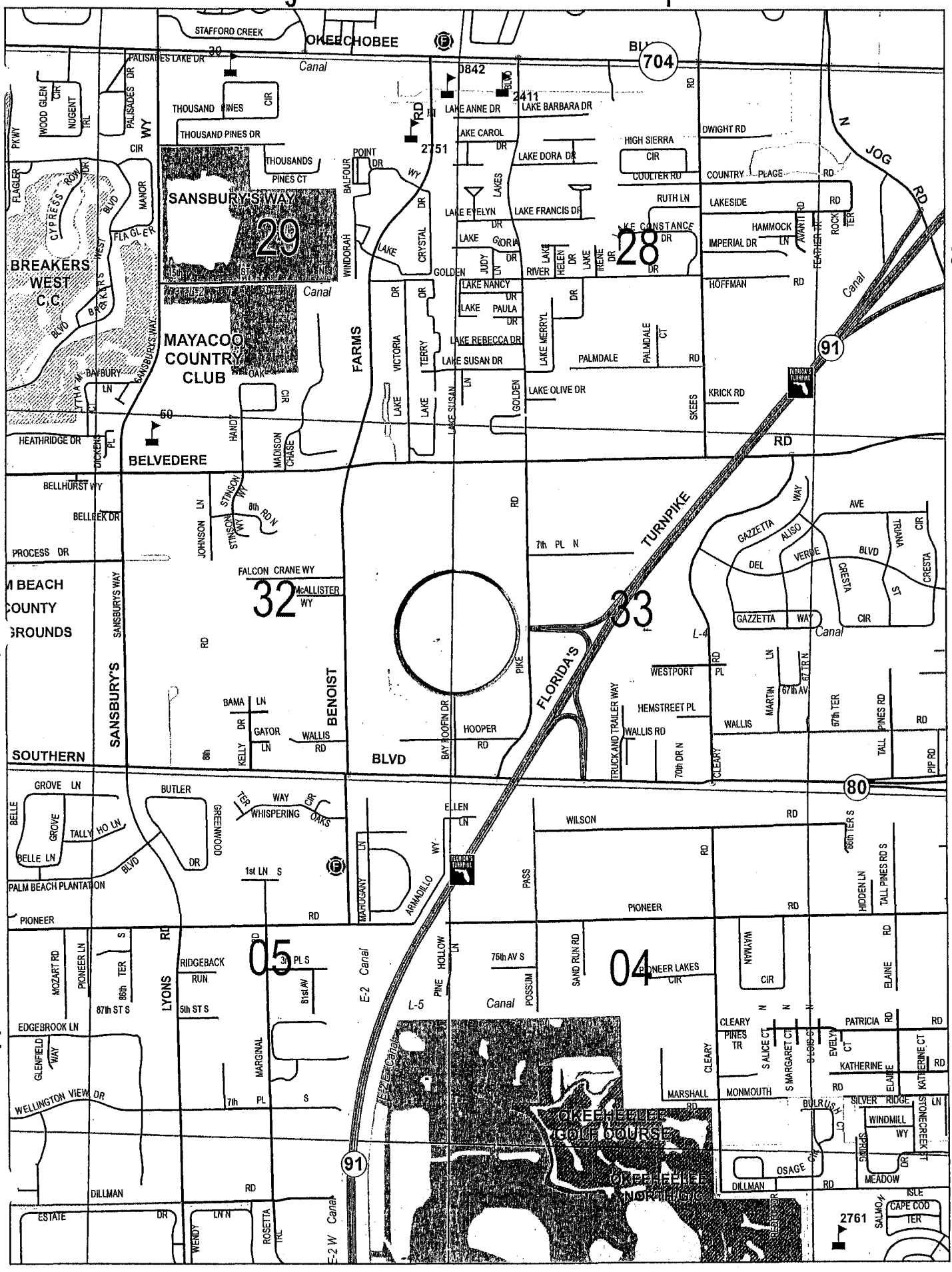
T 43

T 44

19

20

21



LOCATION MAP



Prepared by and Return to:
Margaret Jackson, Real Estate Specialist
Property & Real Estate Management Division
2633 Vista Parkway
West Palm Beach, FL 33411
PCN: 00-42-43-27-05-006-2900

**THIS AMENDED RESTRICTIVE COVENANT IS BEING
RECORDED FOR THE PURPOSE OF AMENDING EXHIBIT "A"
RECORDED IN OFFICIAL RECORD BOOK 21839, PAGE 199 OF
THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.**

AMENDED RESTRICTIVE COVENANT

THIS AMENDED RESTRICTIVE COVENANT, made and executed this _____
_____ day of _____, 2012, by Palm Beach County
("County").

WITNESSETH:

WHEREAS, the County is the owner of that water management tract with
designated planted littoral shelf areas as legally described in Exhibit "A", attached hereto
and made a part hereof; and

WHEREAS, the Site Plan is set forth in Exhibit "B", attached hereto and made a
part hereof; and

WHEREAS, there is a required 23,322 square foot coverage to be planted in
accordance with an associated littoral planting plan and maintained at a minimum of 80%
as approved by the Palm Beach County Department of Environmental Resources
Management ("ERM") in the approved Notice of Intent to Construct for Excavation
(NIC), Excavation No. E200701, which can be found at ERM.

NOW, THEREFORE, in accordance with the Palm Beach County Unified Land
Development Code ("ULDC"), Article 4, Chapter D, Excavation, County, its successors,
heirs and assigns, must provide for and perpetually maintain the planted littoral shelves as

more specifically provided for in Exhibit "A", as attached hereto, and the NIC approval. Furthermore, it is a punishable violation of Palm Beach County laws, ordinances, codes, regulations and approvals to alter the approved slopes, contours or cross sections or to chemically, mechanically or manually remove, damage or destroy any plants in the reclaimed areas and planted littoral zone as set forth in Exhibit "A", as attached hereto, and the NIC approval, except, upon the express, written approval from the Director of ERM or the Palm Beach County Zoning Division, as applicable. It is the responsibility of the County, its successors, and assigns, to maintain the required survivorship and coverage of the reclaimed upland and planted littoral areas as set forth in Exhibit "A", as attached hereto, and NIC approval and to insure ongoing removal of prohibited and invasive non-native plant species from these areas. The littoral areas shall be constructed and perpetually maintained in compliance with the planting plan requirements of the ULDC, Article 4, Chapter D, Excavation, and planting plans as approved by ERM and set forth in Exhibit "A", as attached hereto, and the NIC approval.

These restrictions shall be deemed covenants running with the land.

(REMAINDER OF PAGE INTENTIONALLY LEFT BLANK)

IN WITNESS WHEREOF, County hereunder executes this Amended Restrictive Covenant the day and year first written above.

ATTEST:

**SHARON R. BOCK
CLERK & COMPTROLLER**

COUNTY:

**PALM BEACH COUNTY, a political
subdivision of the State of Florida**

By: _____
Deputy Clerk

By: _____
Shelley Vana, Chairperson

Signed and delivered
in the presence of:

Witness Signature

Print Witness Name

Witness Signature

Print Witness Name

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

By: 
Assistant County Attorney

**APPROVED AS TO TERMS
AND CONDITIONS**

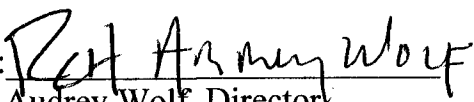

By: 
Audrey Wolf, Director
Facilities Development and Operations

EXHIBIT "A"
LITTORAL EASEMENT

A PARCEL OF LAND FOR LITTORAL EASEMENT PURPOSES LYING IN PORTION OF TRACT 29, BLOCK 6, PALM BEACH FARMS COMPANY PLAT NO. 3 AS RECORDED IN PLAT BOOK 2, PAGE 45 IN THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. IN SECTION 33, TOWNSHIP 43 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA: BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID TRACT 29; THENCE NORTH 89°01'00" EAST ALONG THE NORTH LINE OF SAID TRACT 29, A DISTANCE OF 153.48 FEET; THENCE SOUTH 00°59'00" EAST, A DISTANCE OF 81.98 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°00'50" EAST, A DISTANCE OF 436.46 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTHWEST AND HAVING A RADIUS OF 30.00 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 56°11'03", AN ARC DISTANCE OF 29.42 FEET TO A POINT OF REVERSE CURVATURE OF A CURVE CONCAVE TO THE NORTHEAST AND HAVING A RADIUS OF 127.76 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 18°57'22", AN ARC DISTANCE OF 42.27 FEET TO A POINT ON A NON-TANGENT CURVE CONCAVE TO THE NORTH AND HAVING A RADIUS OF 47.00 FEET (A RADIAL LINE FROM SAID POINT BEARS NORTH 25°27'36" WEST); THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 84°54'45", AN ARC DISTANCE OF 69.65 FEET TO A POINT OF REVERSE CURVATURE OF A CURVE CONCAVE TO THE SOUTH AND HAVING A RADIUS OF 33.56 FEET; THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 112°57'42", AN ARC DISTANCE OF 66.17 FEET TO A POINT ON A NON-TANGENT CURVE CONCAVE TO THE SOUTH AND HAVING A RADIUS OF 37.50 FEET (A RADIAL LINE FROM SAID POINT BEARS SOUTH 32°21'55" WEST); THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 75°24'53", AN ARC DISTANCE OF 49.36 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE CONCAVE TO THE NORTH AND HAVING A RADIUS OF 73.84 FEET; THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 87°10'17", AN ARC DISTANCE OF 112.34 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE CONCAVE TO THE SOUTH AND HAVING A RADIUS OF 58.50 FEET; THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 95°03'15", AN ARC DISTANCE OF 97.05 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE CONCAVE TO THE NORTH AND HAVING A RADIUS OF 82.28 FEET; THENCE WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 103°59'26", AN ARC DISTANCE OF 149.34 FEET TO A NON-TANGENT LINE; THENCE NORTH 87°00'22" WEST, A DISTANCE OF 33.79 FEET; THENCE NORTH 47°52'39" WEST, A DISTANCE OF 18.23 FEET; THENCE NORTH 87°02'15" WEST, A DISTANCE OF 28.22 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTHEAST AND HAVING A RADIUS OF 42.00 FEET; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 96°56'17", AN ARC DISTANCE OF 71.06 FEET TO THE POINT OF TANGENCY; THENCE SOUTH 03°58'32"

SHEET: 1 OF: 7 PROJECT NO.: 2012018-01	PROJECT: LITTORAL EASEMENT PALM BEACH COUNTY FIRE RESCUE TRAINING FACILITY DESIGN FILE NAME: S-1-12-3298.DGN DRAWING NO.: S-1-12-3298	DATE: 6/01/12 DRAWN: G.S.P. CHECKED: C.S.P. SCALE: 1" = 50' APPROVED: G.W.M. DRAWN: E.A.D. FIELD BOOK NO.:	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>NO.</th> <th>REVISION</th> <th>BY</th> <th>DATE</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	NO.	REVISION	BY	DATE					 <p>PALM BEACH COUNTY ENGINEERING AND PUBLIC WORKS ENGINEERING SERVICES 2300 NORTH JOG ROAD WEST PALM BEACH, FL 33411</p>
NO.	REVISION	BY	DATE									

EAST, A DISTANCE OF 155.82 FEET; THENCE SOUTH $00^{\circ}56'20''$ EAST, A DISTANCE OF 292.18 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHEAST AND HAVING A RADIUS OF 32.82 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $90^{\circ}00'00''$, AN ARC DISTANCE OF 51.55 FEET TO A NON-TANGENT LINE; THENCE SOUTH $00^{\circ}56'20''$ EAST ALONG A RADIAL LINE TO THE NEXT DESCRIBED CURVE, A DISTANCE OF 17.18 FEET TO A POINT ON A NON-TANGENT CURVE CONCAVE TO THE NORTHEAST AND HAVING A RADIUS OF 50.00 FEET; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $90^{\circ}00'00''$, AN ARC DISTANCE OF 78.54 FEET TO THE POINT OF TANGENCY; THENCE NORTH $00^{\circ}56'20''$ WEST, A DISTANCE OF 450.01 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTHEAST AND HAVING A RADIUS OF 50.00 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $93^{\circ}54'05''$, AN ARC DISTANCE OF 81.94 FEET TO THE POINT OF TANGENCY; THENCE SOUTH $87^{\circ}02'15''$ EAST, A DISTANCE OF 64.91 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT CONTAINS 23,322 SQUARE FEET OR 0.5354 ACRES MORE OR LESS.

SURVEYOR'S NOTES

BEARINGS ARE BASED ON A GRID (NAD 83/90) BEARING OF SOUTH $00^{\circ}56'20''$ EAST ALONG THE WEST LINE OF TRACT 29 AS SHOWN ON THE BOUNDARY SURVEY PREPARED BY F.R.S. & ASSOCIATES (GARY WILLIAMS) FOR CROSS STATE LANDFILL - JOB NO. D 04-032C, REVISION DATED 05-13-06 ON FILE IN THE OFFICE OF THE COUNTY ENGINEER AND AS SHOWN ON THIS DRAWING AND ALL OTHER BEARINGS ARE RELATIVE THERETO.

SPOT ELEVATIONS SHOWN FOR INFORMATION PURPOSES ONLY (SEE SHEET 7 OF 7) AND ARE BASED ON THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD 88)

PROJECT BENCHMARK = KIELER (17.721' NAVD 88)

THE STATION IS LOCATED 0.5 MILE EAST OF THE INTERSECTION OF BENOIST FARMS ROAD AND BELVEDERE ROAD ON THE NORTH SIDE. THE STATION IS A BRASS DISK SET IN THE EAST END AND TOP OF A CONCRETE INLET AND STAMPED KIELER PBC BM. THE STATION IS LOCATED 56 FEET SOUTHEAST OF THE CENTER OF A SQUARE INLET, 249 FEET EAST OF THE CENTERLINE OF PIKE ROAD, 64.6 FEET SOUTHEAST OF A FIRE HYDRANT, 2 FEET NORTH OF THE NORTH EDGE OF PAVEMENT OF BELVEDERE ROAD AND 61.9 FEET WEST OF A WOODEN POWER LIGHT POLE.

STATE PLANE COORDINATES SHOWN ON THE PALM BEACH FARMS TRACT 29 CORNERS WERE TAKEN FROM THE BOUNDARY SURVEY PREPARED BY F.R.S. & ASSOC. FOR CROSS STATE LANDFILL JOB NO. D 04-032C, REVISION DATED 05-13-06 ON FILE IN THE OFFICE OF THE COUNTY ENGINEER.

SITE BENCHMARK SHOWN ON DRAWING. SEE SHEET 7 OF 7 FOR LIMITED SPOT ELEVATIONS.

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.

COORDINATES SHOWN ARE GRID

DATUM = NAD 83, 1990 ADJUSTMENT

ZONE = FLORIDA EAST

LINEAR UNITS = US SURVEY FOOT

COORDINATE SYSTEM 1983 STATE PLANE TRANSVERSE MERCATOR PROJECTION

ALL DISTANCES ARE GROUND.

PROJECT SCALE FACTOR = 1.000024511

GROUND DISTANCE X SCALE FACTOR = GRID DISTANCE

ALL FEATURE SYMBOLS SHOWN ARE NOT TO SCALE.

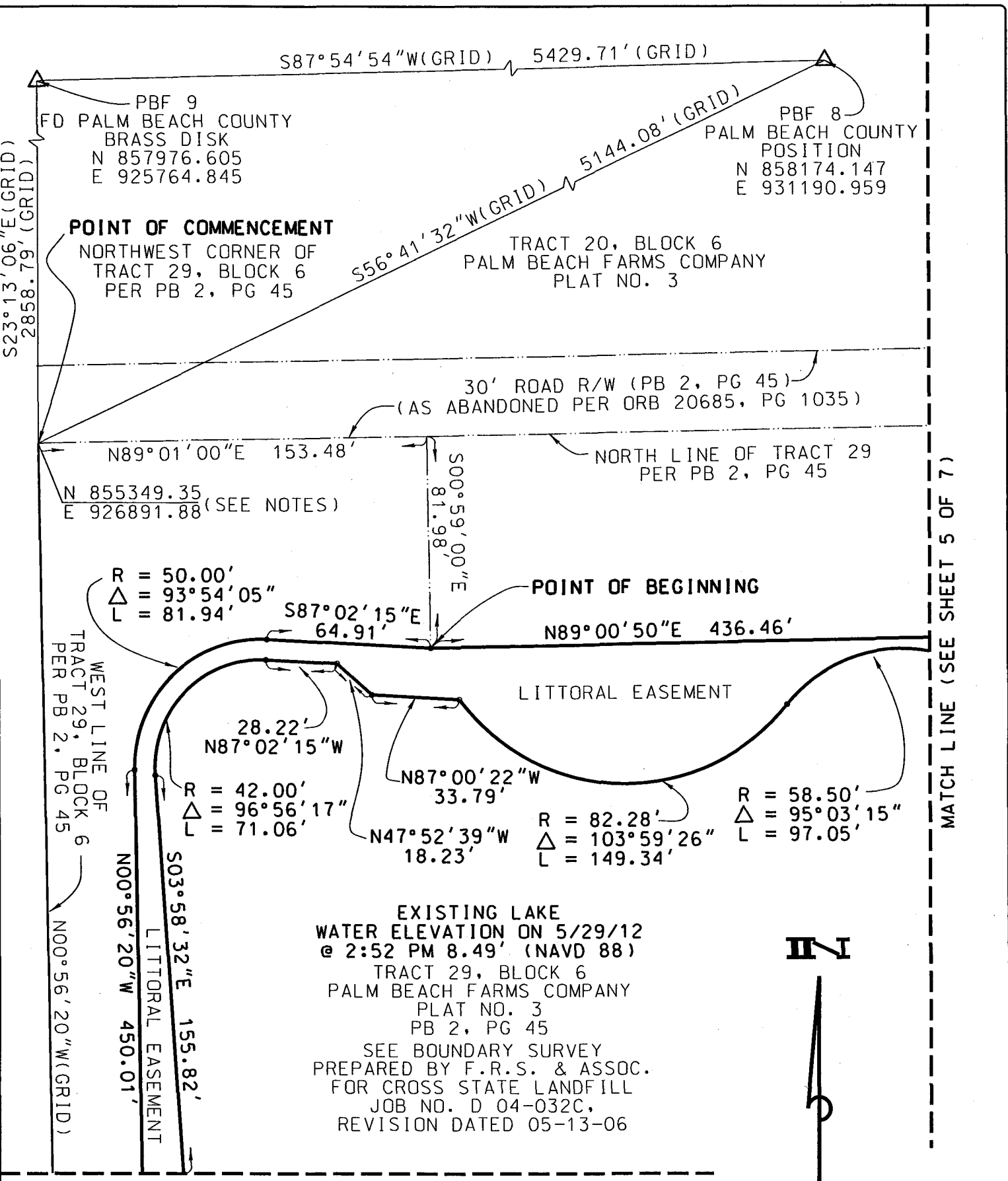
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

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 5J-17.050-.052, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.



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

6/4/12
DATE



S87°54'54"W (GRID) 5429.71' (GRID)

PBF 9
 FD PALM BEACH COUNTY
 BRASS DISK
 N 857976.605
 E 925764.845

PBF 8
 PALM BEACH COUNTY
 POSITION
 N 858174.147
 E 931190.959

TRACT 20, BLOCK 6
 PALM BEACH FARMS COMPANY
 PLAT NO. 3

S56°41'32"W (GRID) 5144.08' (GRID)

30' ROAD R/W (PB 2, PG 45)
 (AS ABANDONED PER ORB 20685, PG 1035)

N89°01'00"E 153.48'

N 855349.35
 E 926891.88 (SEE NOTES)

81.98'

300°59'00"E

NORTH LINE OF TRACT 29
 PER PB 2, PG 45

R = 50.00'
 Δ = 93°54'05"
 L = 81.94'

S87°02'15"E
 64.91'

N89°00'50"E 436.46'

LITTORAL EASEMENT

WEST LINE OF
 TRACT 29, BLOCK 6
 PER PB 2, PG 45

28.22'
 N87°02'15"W

R = 42.00'
 Δ = 96°56'17"
 L = 71.06'

N87°00'22"W
 33.79'

N47°52'39"W
 18.23'

R = 82.28'
 Δ = 103°59'26"
 L = 149.34'

R = 58.50'
 Δ = 95°03'15"
 L = 97.05'

303°58'32"E 155.82'

N00°56'20"W 450.01'

N00°56'20"W (GRID)

MATCH LINE (SEE SHEET 5 OF 7)

MATCH LINE (SEE SHEET 6 OF 7)

SCALE: 1" = 50'
 THIS IS NOT A SURVEY

TRACT 20, BLOCK 6
 PALM BEACH FARMS COMPANY
 PLAT NO. 3

30' ROAD R/W (PB 2, PG 45)
 (AS ABANDONED PER ORB 20685, PG 1035)

NORTH LINE OF TRACT 29
 PER PB 2, PG 45

SITE BENCHMARK
 MAG NAIL IN TOP OF CURB
 ELEVATION 15.97' (NAVD 88)

R = 30.00'
 $\Delta = 56^{\circ}11'03''$
 L = 29.42'

N89°00'50"E 436.46'

LITTORAL EASEMENT

N25°27'36"W

R = 127.76'
 $\Delta = 18^{\circ}57'22''$
 L = 42.27'

R = 73.84'
 $\Delta = 87^{\circ}10'17''$
 L = 112.34'

S32°21'55"W
 RADIAL

R = 33.56'
 $\Delta = 112^{\circ}57'42''$
 L = 66.17'

R = 47.00'
 $\Delta = 84^{\circ}54'45''$
 L = 69.65'

R = 58.50'
 $\Delta = 95^{\circ}03'15''$
 L = 97.05'

R = 37.50'
 $\Delta = 75^{\circ}24'53''$
 L = 49.36'

EXISTING LAKE
 WATER ELEVATION ON 5/29/12
 @ 2:52 PM 8.49' (NAVD 88)

TRACT 29, BLOCK 6
 PALM BEACH FARMS COMPANY
 PLAT NO. 3
 PB 2, PG 45

SEE BOUNDARY SURVEY
 PREPARED BY F.R.S. & ASSOC.
 FOR CROSS STATE LANDFILL
 JOB NO. D 04-032C,
 REVISION DATED 05-13-06

II-I



SCALE: 1" = 50'

MATCH LINE (SEE SHEET 4 OF 7)

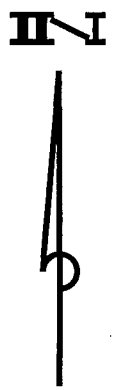
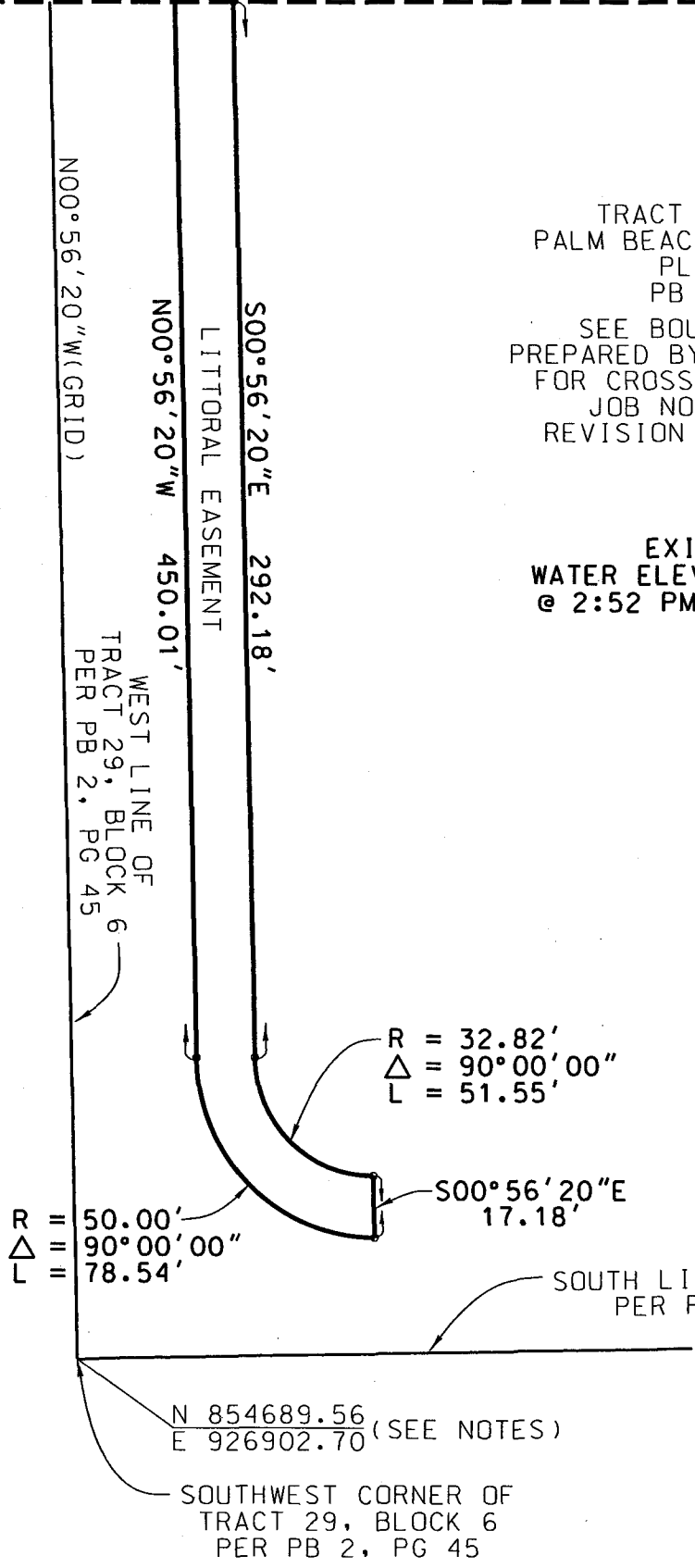
MATCH LINE (SEE SHEET 4 OF 7)

TRACT 29, BLOCK 6
PALM BEACH FARMS COMPANY
PLAT NO. 3
PB 2, PG 45
SEE BOUNDARY SURVEY
PREPARED BY F.R.S. & ASSOC.
FOR CROSS STATE LANDFILL
JOB NO. D 04-032C,
REVISION DATED 05-13-06

EXISTING LAKE
WATER ELEVATION ON 5/29/12
@ 2:52 PM 8.49' (NAVD 88)

LEGEND

- ORB = OFFICIAL RECORD BOOK
- R/W = RIGHT OF WAY
- PB = PLAT BOOK
- PG = PAGE
- R = RADIUS
- Δ = CENTRAL ANGLE
- L = ARC LENGTH



SCALE: 1" = 50'

POINT OF COMMENCEMENT
NORTHWEST CORNER OF
TRACT 29, BLOCK 6
PER PB 2, PG 45

POINT OF
BEGINNING

SITE BENCHMARK
MAG NAIL IN TOP OF CURB
ELEVATION 15.97' (NAVD 88)

EXISTING LAKE
WATER ELEVATION ON 5/29/12
@ 2:52 PM 8.49' (NAVD 88)

SPOT ELEVATIONS FOR
INFORMATIONAL PURPOSES
ONLY (SEE NOTES)
(NAVD 88)

SOUTH
BOUNDARY LINE
FIRE RESCUE

II I



SCALE: 1" = 100'

