

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: May 7, 2013

Consent
 Ordinance

Regular
 Public Hearing

Department: Parks and Recreation

Submitted By: Parks and Recreation Department

Submitted For: Parks and Recreation Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to: **A) ratify** the signature of the Mayor on a Waterways Assistance Program (WAP) grant application submitted to Florida Inland Navigation District (FIND) on March 27, 2013, requesting \$1,861,168 to fund 50% of the construction costs associated with the Waterway Park boat launching facility; **B) adopt** Resolution for Assistance under the FIND WAP for grant funding for the Waterway Park project in the amount of \$1,861,168; **C) authorize** the County Administrator or his designee to execute the Grant Project Agreement, as well as task assignments, certifications, standard forms, or amendments to the Agreement that do not change the scope of work or terms and conditions of the Agreement, if the grant is approved; and **D) authorize** the Director of the Parks and Recreation Department to serve as Liaison Agent with FIND for this project.

Summary: This Grant Application requests up to \$1,861,168 from the FIND WAP to pay for 50% of the estimated \$3,722,336 in construction costs associated with the development of the Waterway Park boat launching facility. On March 28, 2013, the County also submitted a grant application to the Florida Fish and Wildlife Conservation Commission – Florida Boating Improvement Program requesting \$400,000 grant to help pay for construction. If the grants are awarded, the balance of the project will be funded using money from the 2004 \$50 Million Waterfront Access and Preservation General Obligation Bond Issue. Due to grant related items requiring timely execution by the County, staff is requesting Board approval for the County Administrator or designee to approve grant documents and the Parks and Recreation Director to act as the Liaison Agent for this project. District 1 (AH)

Background and Justification: FIND offers grants to local governments through its WAP for public recreation projects directly related to its waterways. Waterway Park represents one the last opportunities to construct a public boat launching facility along the Intracoastal Waterway in Palm Beach County. The County's consulting firm, Stantec, estimates Waterway Park will cost \$3,722,336 to construct. When completed, Waterway Park will feature 54 car/trailer parking spaces, 24 car parking spaces, three concrete boat ramps, four 47' long floating staging docks, restroom, 20'x20' rain shelter, fishing pier, and a yacht basin with 201' linear feet of floating staging docks. FIND's time frame to submit this application did not allow for prior approval by the Board. In order to meet the grant application deadline, Mayor Abrams signed the application on behalf of the Board, as authorized by PPM CW-F-003 (Policy B.4). This PPM requires the grant application be presented to the Board for approval at its next available meeting after signature by the Mayor.

Attachments:

1. Grant Application
2. Resolution

Recommended by: 
Department Director

4-9-2013
Date

Approved by: 
Assistant County Administrator

4/23/13
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2013	2014	2015	2016	2017
Capital Expenditures	3,722,336	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	(2,261,168)	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	1,461,168*	-0-	-0-	-0-	-0-

ADDITIONAL FTE
POSITIONS (Cumulative) 0

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:

* There is no fiscal impact at this time. Should the grant be awarded, a budget amendment will be presented to the Board for approval. The additional funding sources for this project are identified as follows:

FFWCC FBIP grant	3600-581-P594	\$400,000
FIND WAP grant	3600-581-P594	\$1,861,168
50M GO 05, Waterfront Access bond	3038-581-P594	\$1,461,168
	Total	\$3,722,336

C. Departmental Fiscal Review:

[Signature]

III. REVIEW COMMENTS

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

[Signature] 4/18/2013
OFMB
4/11/13 JB 2/11/13
4/11/13

[Signature] 4/22/13
Contract Development and Control
4-22-13 B. W. Keeler

B. Legal Sufficiency:

[Signature] 4-23-13
Assistant County Attorney

C. Other Department Review:

Department Director

REVISED 10/95
ADM FORM 01



March 26, 2013

**Parks and Recreation
Department**

2700 6th Avenue South
Lake Worth, FL 33461
(561) 966-6600
Fax: (561) 966-6734
www.pbcparcs.com



**Palm Beach County
Board of County
Commissioners**

Steven L. Abrams, Chairman

Priscilla A. Taylor, Vice Chair

Hal R. Valeche

Paulette Burdick

Shelley Vana

Mary Lou Berger

Jess R. Santamaria

County Administrator

Robert Weisman

Ms. Janet Zimmerman, Assistant Executive Director
Florida Inland Navigation District
1314 Marcinski Road
Jupiter, FL 33477

**RE: 2013 Waterways Assistance Program Grant Application for
Waterway Park Construction**


Dear Ms. Zimmerman:

The Palm Beach County Parks and Recreation Department is submitting three grant applications during the 2013 grant cycle for projects located along the Intracoastal Waterway. Funding for the construction of Waterway Park represents my department's highest priority, followed by the Ocean Inlet Park, planning, design and permitting grant, with funding for the acquisition of the Bert Winters Park outparcel representing our lowest priority.

Waterway Park represents one of the last opportunities to construct a public boat launching facility along the Intracoastal Waterway in Palm Beach County. When completed, Waterway Park will feature 54 car/trailer parking spaces, 24 car parking spaces, three concrete boat ramps, four (4) 47' long floating staging docks, restroom, 20'x 20 rain shelter, fishing pier, and a yacht basin with 201' linear feet of floating staging docks.

The County is requesting \$1,861,168 in WAP funds to cover 50% of the construction costs for the development of Waterway Park. We understand this request represents a large portion of the County's allocation for a single project, and if funding is awarded, the County can work within the confines of a multi-year funding agreement. The County is respectfully requesting the majority of funding for this project be awarded during the 2013 grant cycle. If the County is awarded between \$1.3 and \$1.5 million this year, the County will bid the project in two phases, and commence construction next spring.

*"An Equal Opportunity
Affirmative Action Employer"*

 *printed on recycled paper*

As part of our project, the County is required to mitigate for 0.11 acres of seagrasses located onsite. The estimated cost for this onsite mitigation is approximately \$85,000. The County would like to explore the possibility of FIND providing some of FIND's banked seagrass mitigation credits as a part of this WAP grant.

This application has been signed by Mayor Steven L. Abrams, Palm Beach County Board of County Commissioners, in accordance with County policies and procedures for the submission of grants that are awaiting Board approval. The FIND Resolution approving submittal of the grant application for funding will be placed on the May 7, 2013, Board of County Commissioners agenda for Board consideration. A fully executed Resolution will be provided to FIND by May 22, 2013.

Please contact me at 561-966-6613 or call Jean Matthews, Senior Planner 561-966-6652, if you have any questions about this grant application or if you need any additional information.

Sincerely,

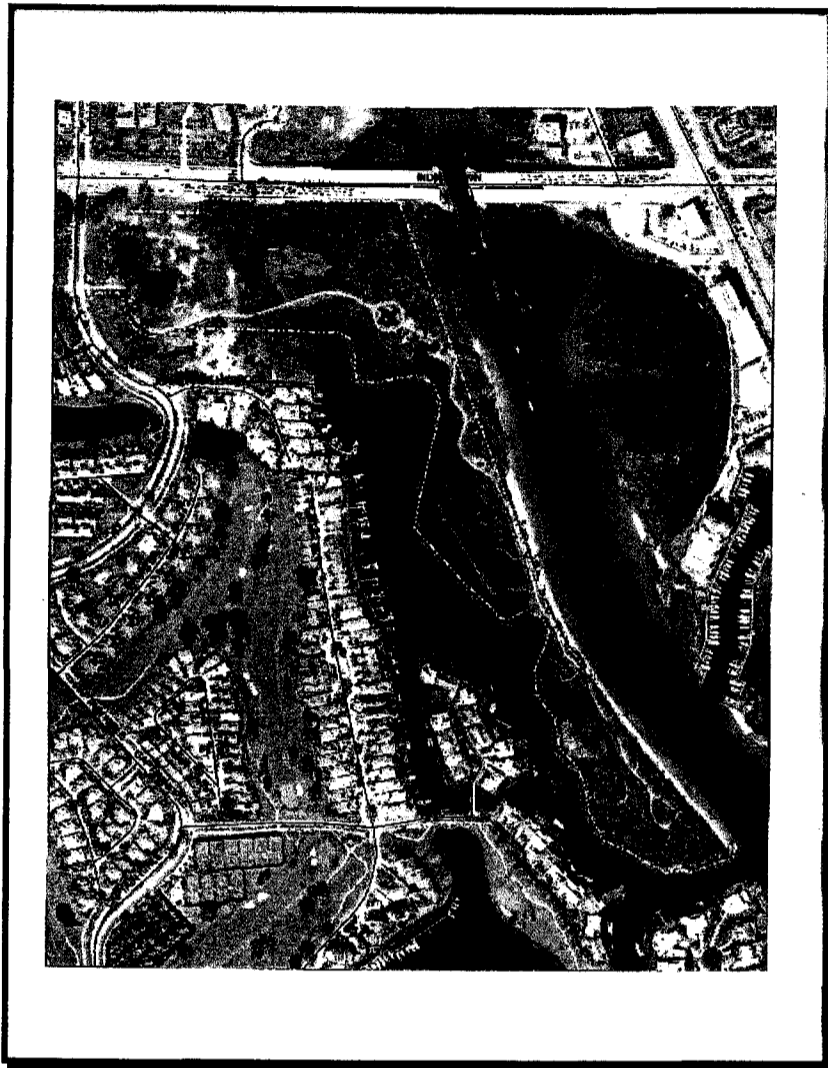


Eric Call, Director
Parks and Recreation Department

Attachments: WAP Grant Application

FLORIDA INLAND NAVIGATION DISTRICT

2013 Waterways Assistance Program Waterway Park Development



Submitted by
Palm Beach County
Parks and Recreation Department
March 26, 2013



ATTACHMENT E-1

WATERWAYS ASSISTANCE PROGRAM FY 2013
PROJECT APPLICATION
APPLICANT INFORMATION - PROJECT SUMMARY

Applicant: Palm Beach County Board of County Commissioners

Department: Palm Beach County Parks and Recreation Department

Project Title: Waterway Park Development

Project Director: Eric Call Title Director, PBC Parks and Recreation Department

Project Liaison Agent (if different from above): Jean Matthews


Liaison Agent Title: Senior Planner

Address: 2700 6th Avenue South
Lake Worth, Florida Zip Code: 33461

Telephone: 561-966-6652 Fax: 561-963-6747

Email: jmatthew@pbcgov.org

***** I hereby certify that the information provided in this application is true and accurate.*****

SIGNATURE:  DATE: March 27, 2013
Commissioner Steven L. Abrams, Mayor

PROJECT SUMMARY NARRATIVE (Please summarize the project in 2 paragraphs or less.)

Palm Beach County Parks and Recreation Department is requesting \$1,861,168 in Waterway Assistance Program funds to cover 50% of the cost of construction for Waterway Park. When complete Waterway Park will feature an entrance road, boat launching basin with 201 linear feet of staging dock, three concrete boat ramps, four 47' floating boarding docks, a fishing pier/overlook, restroom, 20' x 20' elevated rain shelter, 54 car/trailer parking spaces, and 24 car parking spaces. Waterway Park may represent one of the last opportunities to construct a public boat launching facility in Palm Beach County.

The South Florida Water Management District, Environmental Resource Permit was issued on September 10, 2012. The Army Corps of Engineers and the Department of Environmental Protection permits are expected to be issued or before June 28, 2013. Construction could begin as early as the spring of 2014, and the project will take approximately 10 to 12 months to complete.

Form No. 90-22
New 12/17/90, Rev.07-30-02, 08-28-06

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY


COUNTY ATTORNEY

ATTACHMENT E-2.

APPLICATION CHECKLIST 2013

(To be completed by the Applicant)

This checklist and the other items listed below in items 1 through 14 constitute your application. The required information shall be submitted in the order listed.

Any additional information submitted by the applicant is subject to being removed from the package by District staff prior to presentation to the District Board because of reproduction and space considerations.


Two (2) copies of your application are required. One original and one electronic copy.

All information (except maps) is required to be on 8 1/2" x 11" paper. Maps and drawings may be on 8 1/2" x 14" paper and folded to 8 1/2" x 11" so that they may be included to hole punch and bound by staff.

PROJECT NAME: Waterway Park - Construction

YES

NO

- | | | | |
|----|---|--|-------|
| 1. | District Commissioner Review (prior to March 01)
(NOTE: For District Commissioner initials ONLY!)
(District Commissioner must initial the yes line on this checklist for the application to be deemed complete) |  | _____ |
| 2. | Applicant Info/Project Summary – E-1 (Form No. 90-22, 1 page)
(Form must be completed and signed) | <u>X</u> | _____ |
| 3. | Application Checklist – E-2 (Form No. 90-26, 2 pages)
(Form must be signed and dated) | <u>X</u> | _____ |
| 4. | Project Information – E-3 (Form No. 90-22a, 1 page) | <u>X</u> | _____ |
| 5. | Project Evaluation and Rating – E-4(+) (Form No. 91-25)
(Form must be completed, proper attachment included)
(No signatures required) | <u>X</u> | _____ |
| 6. | Project Cost Estimate – E-5 (Form No. 90-25, 1 page)
(Must be on District form) | <u>X</u> | _____ |
| 7. | Official Resolution Form – E-6 (Form No. 90-21, 2 pages)
(Resolution must be in District format and include items 1-6) | <u>X</u> | _____ |
| 8. | Attorney's Certification (Land Ownership) – E-7
(Must be on or follow format of Form No. 94-26, (Legal descriptions NOT accepted in lieu of form) | <u>X</u> | _____ |

ATTACHMENT E-2 (Continued)

APPLICATION CHECKLIST
(To be completed by the Applicant)

- | | | | |
|-----|---|----------|-----|
| 9. | Project Timeline – E-8 (Form No. 96-10, 1 page) | <u>X</u> | ___ |
| 10. | County Location Map | <u>X</u> | ___ |
| 11. | City Location Map (if applicable) | <u>X</u> | ___ |
| 12. | Project Boundary Map | <u>X</u> | ___ |
| 13. | Clear & Detailed Site Development Map | <u>X</u> | ___ |
| 14. | Copies of all Required Permits
(Required of development projects only) | <u>X</u> | ___ |

The undersigned, as applicant, acknowledges that Items 1 through 13 above constitutes a complete application and that this information is due in the District office no later than 4:30 PM, April 01, 2013. By May 31, 2013 my application must be deemed complete (except for permits) or it will be removed from any further consideration by the District. I also acknowledge that the information in Item 14 is due to the District no later than the final TRIM Hearing in September 2013. If the information in Item 14 is not submitted to the District office by the District's final TRIM hearing in September 2013, I am aware that my application will be removed from any further funding consideration by the District.

APPLICANT: Commissioner Steven Abrams APP.TITLE: Mayor, Board of County Commissioners


** SIGNATURE - APPLICANT'S LIAISON **

March 27, 2013
DATE

FIND OFFICE USE ONLY	
Date Received:	_____
Local FIND Commissioner Review:	_____
All Required Supporting Documents:	_____
Applicant Eligibility:	_____
Project Eligibility:	_____ Available Score: _____
Compliance with Rule 66B-2 F.A.C.:	_____
Eligibility of Project Cost:	_____

Form No. 90-26 - New 9/2/92, Revised 07-30-02.

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY


COUNTY ATTORNEY

ATTACHMENT E-3 -PROJECT INFORMATION

APPLICANT: PBC Board of County Commissioners APPLICATION TITLE: Waterway Park Development

Total Project Cost: \$ 3,722,336 FIND Funding Requested: \$ 1,861,168 % of total cost: 50%

Amount and Source of Applicants Matching Funds: 2004, \$50 Million Waterfront Access and Preservation General Obligation Bond Issue

Other (non-FIND) Assistance applied for (name of program and amount) A grant application is being submitted to the Florida Fish & Wildlife Conservation Commission – Florida Boating Improvement Program requesting \$400,000 during the 2013 grant cycle

Ownership of Project Site (check one): Own: Leased: Other:

If leased or other, please describe lease or terms and conditions: _____

Once completed, will this project be insured against damage? Yes Explain: Improvements located on the uplands portion of the property will be insured.

Has the District previously provided assistance funding to this project or site? : Yes

If yes, please list: PB-10-149 Waterway Park Design and Permitting – Phase I for \$100,000

What is the current level of public access in terms of the number of boat ramps, boat slips and trailer parking spaces, linear feet of boardwalk (etc.)? (as applicable): None – vacant land

How many additional ramps, slips, parking spaces or other public access features will be added by the completion of this project? (as applicable): When complete Waterway Park will feature 54 car/trailer parking spaces, 24 car parking spaces, a boat launching basin with 201' of staging docks, and three (3) boat ramps with four (4) 47' floating boarding docks.

If there are fees charged for the use of this project, please denote. How do these fees compare with fees from similar public & private facilities in the area? Please provide documentation The County charges \$37.28 for an annual car/trailer parking permit, which is good from January 1 to December 31, and \$10.65 for a daily parking permit. Lake Park Marina charges a \$10 launch fee and \$25 to keep a boat trailer on site overnight. North Palm Beach's Anchorage Park is available to Village residents only at a cost of \$63.90 annually. The City of Boynton Beach charges \$50 for an annual sticker, which is good from Oct. 1 – Sept 30, and \$10 a day on weekends and holidays to park a car/trailer at Boat Club Park. The City of Lake Worth charges a daily fee of \$10, using a kiosk system.

Please list all Environmental Resource Permits required for this project:

<u>Agency</u>	<u>Yes/ No N/A</u>	<u>Date Applied For</u>	<u>Date Received</u>
WMD	<u>Yes</u>	<u>July 2010</u>	<u>Sept 2012</u>
DEP	<u>Yes</u>	<u>July 2010</u>	<u>Pending</u>
ACOE	<u>Yes</u>	<u>July 2010</u>	<u>Pending</u>
COUNTY/CITY	<u>Yes</u>	<u>fall 2013</u>	<u>_____</u>

Form No. 90-22a (New 10-14-92, Rev. 04-24-06, 4-15-07)

ATTACHMENT E-4

WATERWAYS ASSISTANCE PROGRAM

APPLICATION EVALUATION AND RATING WORKSHEET

The applicant is to complete this worksheet by entering the project title, applicant name and answers to the applicable questions. ****Do not answer with more than three sentences.****

All applicants must answer a total of ten questions. All applicants will complete Attachment E-4 of the worksheet, which includes questions 1 through 6.

Each applicant will then complete **one and only one sub-Attachment** (E-4 A, B, C, D or E, questions 7-10) according to the applicant's project type in reference to Attachment C. The applicant should determine their project type (if the project incorporates more than one project type) by determining which project type is dominant in terms of project cost.

All other sub-attachments that are not applicable to an applicant's project should not be included in the submitted application.

APPLICATION TITLE: Waterway Park Development

APPLICANT: Palm Beach County Board of County Commissioners

CATEGORY & RATING POINTS AVAILABLE	RATING POINTS	EVALUATION CRITERIA
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1) PRIORITY LIST:

- a) **List the priority list category of this project from Attachment C in the application.** (The application may only be of one type based upon the predominant cost of the project elements.)

This project ranks #8 Acquisition, dredging, shoreline stabilization and development of public boat docking and mooring facilities;

- b) **Explain how the project fits this priority category.** Palm Beach County is requesting \$1,861,167 in WAP funds for the construction of Waterway Park, a new boat launching facility with 54 car/trailer parking spaces, 24 car parking spaces, restroom, fishing pier, 20' x 20' rain shelter, a boat launching basin with 201' of staging docks, and three boat ramps with four 47'floating boarding docks. If awarded, the grant will fund 50% of the construction costs for this new boat launching facility estimated to cost \$3,722,335.

(For reviewer only)

Max. Available Score _____

Range of Score (0 to ___ points)

2) WATERWAY RELATIONSHIP:

- a) **Explain how the project directly relates to the ICW and the mission of the Navigation District.** Development of a new boat launching facility in northern Palm Beach County will further FIND's mission of developing waterway improvement projects that provide boaters direct access to the Intracoastal Waterway and to the Jupiter Inlet.
- b) **How does the project benefit public navigation or access to the ICW or adjoining waterways?** The construction of this new saltwater boat launching facility in close proximity to Jupiter Inlet will provide members of the boating public, a lighted, safe, secure environment in which to launch their vessels. Park Rangers will supervise launching and traffic on weekends and holidays.

(For reviewer only)
(0-6 points)

3) PUBLIC USAGE & BENEFITS:

- a) **How is the public usage of this project clearly identified and quantified?** *The Palm Beach County 2002 Public Boating Needs Assessment Study* clearly identifies the need to acquire and construct additional boat launching facilities and to expand existing facilities in order to meet current and future needs of the boating public. Development of a new boat launching facility will increase the public's access to the water.
- b) **Discuss the regional and local public benefits and access to be provided by the project.** Waterway Park is located in northern Palm Beach County 3.3 miles south of the Jupiter Inlet and will be used by residents of both Palm Beach and Martin County, as well as by boaters visiting our area.
- c) **Estimate the amount of total public use.** While it is difficult to quantify the number of individuals who will use this new boat launching facility, the total public use is based upon usage at Burt Reynolds Park, a nearby public boat launch. Burt Reynolds features 230 car/trailer parking spaces, and the lot is completely full on most weekends and holidays, and saltwater boat launching parking facilities generally turn over two to three times on weekends. Once complete Waterway Park will have 60 car/trailer parking spaces and the County anticipates the parking lot will be full on weekends and holidays
- d) **Can residents from other counties of the District reasonably use the project? Explain.** The proposed boat launching facilities will be open to the public and the County anticipates residents of both Palm Beach and Martin County will use the new facility. While the County charges either an annual or daily fee for car/trailer parking, the fee is non-discriminatory and is available to all members of the public, regardless of residency.

(For reviewer only)
(0-8 points)

4) TIMELINESS

- a) **Describe current status of the project and present a reasonable and effective timeline for the completion of the project consistent with Attachment E-8.** The 95% drawing are complete and awaiting revisions based upon Park and Recreation Department comments. The project has received Palm Beach County zoning approvals as well as FDOT's approval to construct a second access point onto Indiantown Road. The County applied for SFWMD, ACOE, FDEP environment permits in July 2010. The SFWMD environmental permit has been issued and the remaining environmental permits are expected to be issued by the end of June 2013. Construction may begin as early as the spring of 2014 and take 10 to 12 months to complete.
- b) **Briefly explain any unique aspects of this project that could influence the project timeline.** Waterway Park is located adjacent to Jonathan's Landing an upscale gated community. The County has successfully addressed the neighbors concerns, including privacy and ingress/egress issues. The project design takes into consideration the existing seagrasses and mangroves on site. The environmental permit requires 0.11 acre of seagrass mitigation.

(For reviewer only) (0-3 points)

5) COSTS & EFFICIENCY:

- a) **List any additional funding sources and the status and amount of the corresponding funding that will be utilized to complete this project.** On April 2, 2013, the County will apply for a Florida Fish & Wildlife Conservation Commission – Florida Boating Improvement Program grant for \$400,000. The balance of the funding will come from the Palm Beach County 2004 \$50 Million Waterfront Access and Preservation General Obligation Bond Issue.
- b) **Identify and describe any project costs that may be increased because of the materials utilized or specific site conditions.** The project is similar in design and utility to the recently completed Jim Barry Light Harbor Park in Riviera Beach. The need for extensive retaining wall to create mitigation and the longer entrance drive and secondary access point will increase the cost of the project. No substantial project cost increases are anticipated, however construction is not scheduled to commence until the spring of 2014, subject to funding constraints.
- c) **Describe any methods to be utilized to increase the cost efficiency of this project.** The dock will be constructed of timber piles wrapped in a polyethylene sheet from the top of tidal zone to bottom, standard dimensional lumber and Micro-Mesh decking. The Mirco-Mesh decking is cost effective from a long term maintenance standpoint. The wrapped timber piles are less expensive and will last much longer than pre-stressed concrete piles. In addition, the restroom is being constructed utilizing "sustainable" products, like "hardie-plank," a composite cementitious siding and an all-aluminum standing-seam metal roof. Use of these materials is cost effective from a long term maintenance stand point.
- d) **If there are any fees associated with the use of this facility, please detail. In addition, please provide a listing of the fees charged by similar facilities, public and private, in the project area.** The County charges \$37.10 for an annual car/trailer boat ramp parking permit, which runs from January 1 to December 31, and \$10.60 for a daily parking permit. There are currently no charges for day use docking in County parks. Lake Park Marina has a \$10 launch fee and \$25 to keep a boat trailer on site overnight. North Palm Beach's Anchorage Park is available to Village residents only at a cost of \$63.90 annually. Boynton Beach charges \$50 for an annual sticker, which runs from Oct. 1 – Sept 30, and \$10 a day on weekends and holidays to park a car/trailer at Boat Club Park with no residency requirement. The City of Lake Worth charges a daily fee of \$10 using a kiosk system.

(For reviewer only) (0-6 points)

6) PROJECT VIABILITY:

a) Does the project fill a specific need in the community?

Studies conducted by state and local agencies indicate that there is a shortage of public boating access to the Intracoastal Waterway and the Atlantic Ocean in Palm Beach County. Construction of a new boat launching facility in northern Palm Beach County will increase the public's access to the water.

b) Clearly demonstrate how the project will continue to be maintained after District funding is completed.

Waterway Park will be operated and maintained by the Palm Beach County Parks and Recreation Department. The Parks Maintenance Division has 282 full time employees and an annual operating budget of over \$30 million.

c) Will the program result in significant and lasting benefits? Please describe any environmental benefits associated with this project.

Once the project is complete, the park will be operated and maintained in perpetuity by the Palm Beach County Parks and Recreation Department, providing residents of both Palm Beach and Martin County greater access to the water.

(For reviewer only)
(0-7 points)

SUB-TOTAL _____

FIND FORM NO. 91-25
(Effective Date: 3-21-01, Revised 4-24-06)

ATTACHMENT E-4A

WATERWAYS ASSISTANCE PROGRAM

APPLICATION EVALUATION AND RATING WORKSHEET

DEVELOPMENT & CONSTRUCTION PROJECTS

THIS ATTACHMENT IS TO BE COMPLETED IF YOUR PROJECT IS A DEVELOPMENT OR CONSTRUCTION PROJECT BUT IS NOT AN INLET MANAGEMENT OR BEACH RENOURISHMENT PROJECT.

CATEGORY & RATING POINTS AVAILABLE	RATING POINTS	EVALUATION CRITERIA
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7) PERMITTING:

- a) **Have all required environmental permits been applied for? If permits are NOT required, explain why not.** In July 2010 the County applied to SFWMD, ACOE and FDEP for environmental permits. The SFWMD permit was issued on September 10, 2012, the remaining permits are expected to be issued by the end of June 2013.
- b) **If the project is a Phase I project, list the tasks scheduled to obtain the necessary permits and engineering work.** Project is a phase II – construction project.
- c) **Detail any significant impediments that may have been identified that would potentially delay the timely issuance of the required permits.** There is 0.11 acres of sea grasses that will be impacted by this project, and require mitigation measures. The County has received permission to mitigate for the sea grasses on site.

Waterway Park is located adjacent to an upscale waterfront residential neighborhood. The County has had several meeting with the adjacent residential homeowners association in order to address their concerns.

The Waterway property is home to many gopher tortoises, and the County is planning to relocate them off-site or creating a gopher tortoise habitat along the western portion of the site. Relocating the gophers tortoises offsite is estimated to cost between \$60,000 and \$80,000. By relocating the gopher tortoises offsite, 40 stabilized grass car/trailer parking spaces could be added to the project.

(For reviewer only) (0-4 points)

8) PROJECT DESIGN:

- a) **Has the design work been completed? If this is a Phase I project, has a preliminary design been developed?** The 95% drawings are complete, and the consultant is in the process of incorporating comments and completing the final construction drawings.

- b) **Are there unique beneficial aspects to the proposed design that enhance public usage or access, decrease environmental impacts, improve water quality or reduce costs?** The new boat launching facility design will dredge back into the site in order to create a boat launching basin. This design will minimize potential seagrass impacts.

(For reviewer only)
(0-2 points)

9) CONSTRUCTION TECHNIQUES:

- a) **Briefly explain the construction techniques to be utilized for this project.**
The boat ramp basin will be dug from the upland area of the property, and construction will be accomplished in the wet, but with a "plug" across the mouth of the entrance to the basin. All seawall, rock armor and fixed docks and boat ramps will be constructed from the uplands along with the floating docks which will be floated to their locations. All other upland construction, restrooms, parking areas, walkways, etc. will be constructed using conventional methods.

- b) **How are the construction techniques utilized appropriate for the project site?** Construction crews will use turbidity screens to protect water quality, fill will be utilized on site, and construction staging will minimize the disturbance to native vegetation.

- c) **Identify any unusual construction techniques that may increase or decrease the costs of the project.** Marina/boat ramp projects in general are subject to possible cost increases, primarily due to unanticipated site issues, i.e. rock, erosion, etc.

(For reviewer only)
(0-3 points)

10) CONSTRUCTION MATERIALS:

- a) **List the materials to be utilized for this project. What is the design life of the proposed materials?** The building and marine facility materials should have a minimum 25-30 year life expectancy. The asphalt parking areas generally need to be resurfaced in 10-15 years; depending on the amount of use. The restroom is being constructed utilizing “sustainable” products, like “hardie-plank,” a composite cementitious siding and an all-aluminum standing-seam metal roof. Use of these materials is cost effective from a long term maintenance stand point, and the restroom will be able to withstand hurricane force winds and the “salt environment” for over 25 years.

- b) **Describe any recyclable material to be utilized. How does the recyclable material (if any) compare to other available material?** The “hardie-plank” siding, aluminum standing seam metal roof panels and floating dock system are all considered as recyclable material. Their prices are comparable or less than wood siding and concrete roof tiles. The aluminum floating dock system is less expensive than a floating concrete and fiber-glass system.

- c) **Identify any unique construction materials that may significantly alter the project costs.**
The construction materials being used for the project are readily available and are typical of a marine project of this type.

(For reviewer only)
(0-3 points)

RATING POINT
TOTAL _____

(Note: The total maximum score possible is dependent upon the project priority category but cannot exceed 50 points unless the project qualifies as an emergency-related project. The minimum score possible is 0 points. A score of 35 points or more is required to be considered for funding.)

ATTACHMENT E-5

**FLORIDA INLAND NAVIGATION DISTRICT
ASSISTANCE PROGRAM**

PROJECT COST ESTIMATE

(See Rule Section 66B-2.005 & 2.008 for eligibility and funding ratios)

PROJECT TITLE: Waterway Park Development

APPLICANT: Palm Beach County Board of County Commissioners.

Project Elements <i>(Please list the MAJOR project elements and provide a general cost break out for each one. For Phase I Projects, please list the major elements and products expected)</i>	Quantity Estimated Cost (Number and/or Footage)	Applicant's Cost	FIND Cost
Consultant Engineering, Permitting and Construction Management	\$658,686	\$329,343	\$329,343
Restroom, Pavilion, Fishing Pier and Boardwalk	\$443,000	\$221,500	\$221,500
Site Work/Infrastructure	\$2,016,510	\$1,008,255	\$1,008,255
Boat ramps, Docks, Yacht Basin	\$519,140	\$259,570	\$259,570
Sea grass Mitigation	\$85,000	\$42,500	\$42,500

**** TOTALS =** \$ 3,722,336 \$ 1,861,168 \$1,861,168

Form No. 90-25 (New 10/14/92, Revised __ - __ -06)

**ATTACHMENT E-6
RESOLUTION FOR ASSISTANCE 2013
UNDER THE FLORIDA INLAND NAVIGATION DISTRICT
WATERWAYS ASSISTANCE PROGRAM**

WHEREAS, THE Palm Beach County Board of County Commissioners is interested in carrying out the following described project for the enjoyment of the citizenry of Palm Beach County and the State of Florida:

Project Title Waterway Park – Development

Total Estimated Cost \$ 3,722,336

Brief Description of Project: This grant application, pending its approval, will be used to pay for 50% of the development costs associated with Waterway Park. The grant will be matched using money from the Palm Beach County 2004, \$50 million Waterfront Access and Preservation General Obligation Bond Issue.

AND, Florida Inland Navigation District financial assistance is required for the program mentioned above,

NOW THEREFORE, be it resolved by the Palm Beach County Board of County Commissioners that the project described above be authorized,

AND, be it further resolved that said Palm Beach County Board of County Commissioners make application to the Florida Inland Navigation District in the amount of \$1,861,168 or 50% of the actual cost of the project in behalf of said Palm Beach County Board of County Commissioners

AND, be it further resolved by the Palm Beach County Board of County Commissioners that it certifies to the following:

1. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.

2. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the District.

3. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of said Palm Beach County Board of County Commissioners for public use.

4. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P. L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by handicapped persons as well as other federal, state and local laws, rules and requirements.

5. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.

6. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

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:

- COMMISSIONER STEVEN L. ABRAMS, MAYOR
- COMMISSIONER PRISCILLA A. TAYLOR, VICE MAYOR
- COMMISSIONER HAL R. VALECHE
- COMMISSIONER PAULETTE BURDICK
- COMMISSIONER SHELLEY VANA
- COMMISSIONER MARY LOU BERGER
- COMMISSIONER JESS R. SANTAMARIA

The Mayor thereupon declared the resolution duly passed and adopted this _____ day of _____, 20__.

PALM BEACH COUNTY, a political subdivision of the State of Florida
BOARD OF COUNTY COMMISSIONERS

Attest:

Sharon R. Bock, Clerk & Comptroller
Palm Beach County

Palm Beach County, Florida, By
Its Board of County Commissioners

By: _____
Deputy Clerk

By: _____
Commissioner Steven L. Abrams, Mayor

Approved as to Form and Legal Sufficiency

Approved as to Terms & Conditions

By: _____
Anne Helfant, Assistant County Attorney

By: _____
Eric Call, Director
Parks & Recreation Department



ATTORNEYS CERTIFICATION OF TITLE

March 6, 2013

**Facilities Development &
Operations Department**

**Property & Real Estate
Management Division**

2633 Vista Parkway
West Palm Beach, FL 33411-5605
(561) 233-0217
FAX: (561) 233-0210
www.pbcgov.com/fdo

Office of Property and Real Estate Management
Palm Beach County
2633 Vista Parkway
West Palm Beach, FL 33411-5605

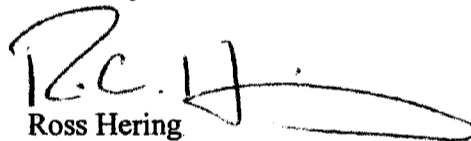
TO WHOM IT MAY CONCERN:

I, Ross Hering, an attorney, am the Director of Property and Real Estate Management for Palm Beach County, Florida. I hereby state that I have examined a copy of the Southeast Guaranty & Title, Inc. Title Commitment, File Number 263038, dated February 19, 2013, establishing Palm Beach County's fee simple ownership of the property, attached as Exhibit "A". The legal descriptions as referred as Parcel A and Parcel B in Schedule A, Section 4, of the Title Commitment, attached as Exhibit "B", legally describes the property known as Waterway Park.

Furthermore, I have examined documents wherein this property is listed on the Palm Beach County tax rolls as belonging to the County, as well as, such documents and records necessary for this Certification.

I hereby certify that, as of the date hereof, Palm Beach County owns record fee simple title to the Waterway Park property, as legally described in Exhibits "B".

Sincerely,



Ross Hering
Director

County Administrator

Robert Weisman

\\pbcfs1\fd\COMMON\PREM\Dev\OpenProjects\PR-WaterwayPark-dk\TitleCertification
2013\Certification.02-2013#3.docx

"An Equal Opportunity
Affirmative Action Employer"


 printed on recycled paper

EXHIBIT "A"

Southeast Guaranty & Title, Inc. Title Commitment, File Number 263038, dated February 19, 2013

COMMITMENT SCHEDULE A

COMMITMENT NO.: 2603038

FILE NO.: 2603038

EFFECTIVE DATE: 2/19/2013 at 8:00 AM.

WATERWAY COUNTY PARK

Inquires should be directed to:
SUSAN BIAMONTE
Southeast Guaranty & Title, Inc.
824 U.S. HIGHWAY 1
SUITE 345
NORTH PALM BEACH, Florida 33408

1. **Policy to be issued:**

Amount: TBD

ALTA Owner's Policy - (10-17-92) with Florida Modifications

Proposed Insured:

PALM BEACH COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA

2. **The estate or interest in the land described or referred to in this Commitment and covered herein is:**

Fee Simple

3. **Title to said estate or interest in said land is at the effective date hereof vested in:**

PALM BEACH COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA

4. **The land referred to in this Commitment is described as follows:**

Parcel "A"

All of Waterway County Park, as recorded in Plat Book 31, Pages 10 and 11, of the Public Records of Palm Beach County, Florida. Said Plat purportedly amended by Affidavit recorded in Official Record Book 2863, Page 755.

Less and Except therefrom those lands conveyed by County Deed in Official Record Book 6990, Page 485, as corrected by County Deed in Official Record Book 8596, Page 705.

Also Less and Except therefrom those lands conveyed by County Deed in Official Record Book 8678, Page 1483.

Parcel "B"

Those lands in Deed recorded in Official Record Book 6990, Page 481.

Reg. D 0012 Rev. 11-91 " This Commitment is not valid unless Schedule A, Schedule B Section-I and Schedule B Section-II are included."

This commitment is not an abstract, examination, report, or representation of fact or title and does not create and shall not be the basis of any claim for negligence, negligent misrepresentation or other tort claim or action. The sole liability of Company and its Title Insurance Agent shall arise under and be governed by paragraph 3 of the Conditions.

**CHICAGO TITLE
INSURANCE COMPANY**

COMMITMENT SCHEDULE A

COMMITMENT NO.: 2603038

FILE NO.: 2603038

END OF SCHEDULE A

Reg. D 0012 Rev. 11-91 " This Commitment is not valid unless Schedule A, Schedule B Section-I and Schedule B Section-II are included."

This commitment is not an abstract, examination, report, or representation of fact or title and does not create and shall not be the basis of any claim for negligence, negligent misrepresentation or other tort claim or action. The sole liability of Company and its Title Insurance Agent shall arise under and be governed by paragraph 3 of the Conditions.

**CHICAGO TITLE
INSURANCE COMPANY**

COMMITMENT SCHEDULE B - SECTION I

COMMITMENT NO.: 2603038

FILE NO.: 2603038

The following are the requirements to be complied with:

- A. Instruments necessary to create the estate or interest to be insured must be properly executed, delivered and duly filed for record.
 - 1. 2012 real property taxes were exempt for PCN 00-43-41-06-16-000-0042 and 00-43-41-06-04-001-0010.

END OF SCHEDULE B - SECTION I

Reg. D 0012 Rev. 11-91 "This Commitment is not valid unless Schedule A, Schedule B Section -I and Schedule B Section-II are included."

**CHICAGO TITLE
INSURANCE COMPANY**

COMMITMENT SCHEDULE B - SECTION II

COMMITMENT NO.: 2603038

FILE NO.: 2603038

Schedule B of the policy or policies to be issued will contain exceptions to the following matters unless the same are disposed of to the satisfaction of the Company:

1. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the Proposed Insured acquires for value of record the estate or interest or mortgage thereon covered by this Commitment.
2. Standard Exceptions:
 - (a) Rights or claims of parties in possession not shown by the public records.
 - (b) Easements, or claims of easements, not shown by the public records.
 - (c) Encroachments, overlaps, boundary line disputes, or other matters which would be disclosed by an accurate survey and inspection of the premises.
 - (d) Any lien, or right to a lien, for services, labor, or material hereto or hereafter furnished, imposed by law and not shown by the public records.
 - (e) Rights of dower, homestead or other marital rights of the spouse, if any, of any individual insured.
 - (f) Any adverse ownership claim by the State of Florida by right of sovereignty to any portion of the lands insured hereunder, including submerged, filled, and artificially exposed lands and lands accreted to such lands.
3. Special Exceptions: NONE
4. Taxes for the year 2013, which are not yet due and payable and subsequent years, which are not yet due and payable.
5. Easements, Restrictions, and Dedications as shown on Plat in Plat Book 31, Pages 10 and 11, as amended by Affidavit in Official Record Book 2863, Page 755.
6. Easements, Restrictions, and Dedication as shown on Plat in Plat Book 47, Pages 10 and 11.
7. Trustees of the Internal Improvement Fund Reservations in Deed Book 698, Page 352.
8. Easement for Maintenance Spoil Area in Deed Book 523, Page 340.
9. Trustees of the Internal Improvement Fund Reservations in Deed Book 833, Page 494.
10. Agreement in Deed Book 1142, Page 188.
11. Easement to United States of America in Deed Book 488, Page 221 and Official Record Book 2260, Page 363, as modified in Official Record Book 2849, Page 1119, Official Record Book 9857, Page 824, Official Record Book 24469, Page 784 and as Subordinated in Official Record Book 24709, Page 771.
12. Agreement with Loxahatchee River Environmental Control District in Official Record Book 2883, Page 819.
13. Agreement with Loxahatchee River Environmental Control District in Official Record Book 2978, Page 462.
14. Agreement with Loxahatchee River Environmental Control District in Official Record Book 3184, Page 514.
15. Easement to Loxahatchee River Environmental Control District in Official Record Book 6084, Page 1426.

Reg. D 0012 Rev. 11-91 " This Commitment is not valid unless Schedule A, Schedule B Section -I and Schedule B Section-II are included."

**CHICAGO TITLE
INSURANCE COMPANY**

COMMITMENT SCHEDULE B - SECTION II

COMMITMENT NO.: 2603038

FILE NO.: 2603038

16. Easements, Restrictions, and Reservations in Official Record Book 6990, Page 481.
17. Declaration of Covenants and Restrictions in Official Record Book 6990, Page 487, as amended in Official Record Book 7281, Page 697, and Official Record Book 8596, Page 702.
18. Development Agreement in Official Record Book 2397, Page 686, as modified in Official Record Book 2507, Page 541, and assigned in Official Record Book 2850, Page 102.
19. Drainage Easement and Reservation in Official Record Book 3211, Page 661.
20. Deed of Conservation Easement to South Florida Water Management District in Official Record Book 10488, Page 1308.
21. Easements for ingress and egress and drainage recorded in Official Record Book 6508, Page 1558.
22. Access Easement to Palm Beach County recorded in Official Record Book 24685, Page 308.
23. Easement to State of Florida DOT recorded in Official Record Book 24709, Page 783.

NOTE: All recordings referenced herein, can be found in the Public Records of Palm Beach County, Florida.

END OF SCHEDULE B - SECTION II

Reg. D 0012 Rev. 11-91 "This Commitment is not valid unless Schedule A, Schedule B Section -I and Schedule B Section-II are included."

**CHICAGO TITLE
INSURANCE COMPANY**

EXHIBIT "B"

**Legal Description
Waterway Park**

Parcel "A"

All of Waterway County Park, as recorded in Plat Book 31, Pages 10 and 11, of the Public Records of Palm Beach County, Florida. Said Plat purportedly amended by Affidavit recorded in Official Record Book 2863, Page 755.

Less and Except therefrom those lands conveyed by County Deed in Official Record Book 6990, Page 485, as corrected by County Deed in Official Record Book 8596, Page 705.

Also Less and Except therefrom those lands conveyed by County Deed in Official Record Book 8678, Page 1483.

Parcel "B"

Those lands in Deed recorded in Official Record Book 6990, Page 481.

03-BSD.03-06/93

This instrument prepared under the direction of: *RM 3/1/95*
Laurice C. Mayes, Esq.
Legal description prepared by: Grace K. Abel (12-7-94)
Department of Transportation
3400 W. Commercial Boulevard
Ft. Lauderdale, Florida 33309

Parcel 116.1R(12-7-94)
Section 93190-2512
S.R. No. 706
County: PALM BEACH

*Parcel A
Less-Out
County
Deed
to
FDOT*

R95 209 D
COUNTY DEED

THIS DEED, made this 21 day of FEB 1995, 199 by PALM BEACH COUNTY, a political subdivision of the State of Florida, whose address is: 301 North Olive Avenue, West Palm Beach, Florida 33401, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, grantees. (Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors, and assigns of organizations).

WITNESSETH: That the grantor, for and in consideration of the sum of \$1.00 and other valuable considerations, receipt and sufficiency being hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in PALM BEACH County, Florida, viz:

PARCEL NO. 116

SECTION 93190-2512

That part of WATERWAY COUNTY PARK according to the plat thereof as recorded in Plat Book 31, Pages 10 and 11, of the Public Records of Palm Beach County, Florida, lying in Government Lot 6 in the South Half (S 1/2) of Section 6, Township 41 South, Range 43 East, Palm Beach County, Florida, said part being more particularly described as follows:

Commence at the Northwest corner of the Southwest Quarter (SW 1/4) of said Section 6; thence South 89°58'53" East along the North line of said Southwest Quarter (SW 1/4), a distance of 2,055.06 feet; thence South 00°01'07" West along a line at right angles to the last described course, a distance of 100.00 feet to a point on the Southerly Existing Right of Way line for State Road 706 (INDIANTOWN ROAD) and the POINT OF BEGINNING; thence South 89°58'53" East, along said Southerly Existing Right of Way line, a distance of 486.63 feet; thence South 84°21'16" East along said Southerly Existing Right of Way line, a distance of 100.51 feet; thence South 89°58'53" East along said Southerly Existing Right of Way line, a distance of 221.64 feet to a point on the East line of said WATERWAY COUNTY PARK; thence South 20°51'01" East along said East line, a distance of 47.24 feet; thence North 89°58'53" West, a distance of 81.28 feet; thence North 89°21'57" West, a distance of 744.67 feet to a point on the West line of said WATERWAY COUNTY PARK; thence North 00°58'49" East along said West line, a distance of 46.00 feet to the POINT OF BEGINNING.

Containing 0.881 acres, more or less.

TOGETHER with all tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever. *

* Copy of Resolution is attached as Exhibit "A".

Florida Department of Transportation
Attn: TERRY BARTELMO
RIGHT-OF-WAY SECTION
3400W.COMMERCIAL BOULEVARD
FORT LAUDERDALE, FL 33309-3421

*RETURN
TO*

THIS DEED IS A TRANSFER OF PROPERTY UNDER THREAT OF CONDEMNATION AND IS IMMUNE FROM THE PAYMENT OF DOCUMENTARY STAMP TAXES

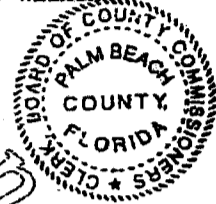
*Cut-Off
of
2447/165*

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairperson or Vice-Chairperson of said Board, the day and year aforesaid.

ATTEST: Marian E. Lewis
Name: Dorothy H. Wilken
Clerk

PALM BEACH COUNTY, Florida,
By Its Board of County
Commissioners

By: [Signature]
Name: Ken L. Foster, Chair
FEB 21 1995



STATE OF FLORIDA
COUNTY OF PALM BEACH

R95 209 D

The foregoing instrument was acknowledged before me this 21st day of February, 1995, by Ken Foster, Chairperson (or Vice-Chairperson), who is personally known to me or who has produced [Signature] as identification.

[Signature]

Notary Public in and for the
County and State last aforesaid.
My Commission Expires: _____
Serial No., if any: _____

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
[Signature]
COUNTY ATTORNEY

WILLA OSWALT
COMMERCIAL CO. 264437
LAW OFFICES 1388
ATLANTIC FENCING CO. INC

Certified Copy

Return
to →

Florida Department of Transportation
Attn: TERRY BARTELMO
RIGHT-OF-WAY SECTION
3400 W. COMMERCIAL BOULEVARD
FORT LAUDERDALE, FL 33309-3421

JAN-26-1995 1:08PM 95-025504
ORB 8596 Pg 705

County Deed
F.S. 125-402

Prepared by and return to:
Janice A. Jack
Property & Real Estate Management
3323 Belvedere Road, Building 503
West Palm Beach, Florida 33406

DO R95 66D
CORRECTIVE COUNTY DEED

NOTE: THIS CORRECTIVE COUNTY DEED IS BEING RECORDED TO CORRECT THE LEGAL DESCRIPTION OF THE REAL PROPERTY CONVEYED IN THAT CERTAIN COUNTY DEED DATED SEPTEMBER 24, 1991 AND RECORDED ON OCTOBER 16, 1991 IN OFFICIAL RECORD BOOK 6990, PAGE 485, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

JAN 17 1995

THIS DEED, made this _____ day of _____,

1995, by PALM BEACH COUNTY, FLORIDA, a political subdivision of the State of Florida, party of the first part, and J. L. PROPERTY OWNERS ASSOCIATION, INC., a Florida Corporation not-for-profit, 17290 Jonathan Drive, Jupiter, Florida 33477, Federal Identification Number 59-1861705, party of the second part,

WITNESSETH: That the said party of the first part, for and in consideration of the sum of \$10.00 to it in hand paid by the party of the second part, receipt whereof is hereby acknowledged, has granted, bargained and sold to the party of the second part, it's successors and assigns forever, the following described land lying and being in Palm Beach County, Florida to

wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

*Parcel A
Less-Out
Corrective
Deed
To
POA*

*Cut-Out
of
2447/165*

County Deed
Palm Beach County to J.L. Property Owners Association, Inc.
Page Two.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chair or Vice-Chair of said Board, the day and year aforesaid.

PALM BEACH COUNTY, by its
BOARD OF COUNTY COMMISSIONERS,
a political subdivision of the
State of Florida

ATTEST:

DOROTHY H. WILKEN, Clerk

By: Linda C. Heckler
Deputy Clerk

By: Ken L. Foster
KEN L. FOSTER, Chair



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: Deborah A. Lynch
County Attorney

THIS IS NOT A
Certified copy

EXHIBIT "A"

LEGAL DESCRIPTION

A PARCEL OF LAND LYING WITHIN THE PLAT OF WATERWAY COUNTY PARK, AS RECORDED IN PLAT BOOK 31, PAGES 10 - 11, PALM BEACH COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF SAID PLAT OF WATERWAY COUNTY PARK; THENCE NORTH 01°23'27" EAST, ALONG THE WEST LINE OF SAID PLAT, A DISTANCE OF 218.99 FEET; THENCE SOUTH 88°36'33" EAST, A DISTANCE OF 567.29 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID PLAT; THENCE CONTINUE ALONG SAID LINE SOUTH 37°32'32" WEST, A DISTANCE OF 113.34 FEET; THENCE CONTINUE ALONG SAID LINE SOUTH 02°35'12" WEST, A DISTANCE OF 127.50 FEET; THENCE CONTINUE ALONG SAID SOUTHERLY LINE NORTH 88°36'33" WEST, A DISTANCE OF 497.77 FEET TO THE SOUTHWESTERLY CORNER OF SAID PLAT AND POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL OF LAND.

SAID PARCEL CONTAINING 2.582 ACRES, MORE OR LESS.

This

OCT-16-1991 04:19pm 91-295195
ORB 6990 Ps 485

Prepared By and Return To:
LARRY B. ALEXANDER, ESQ.
JAMES FOSTER ET AL.
P. O. DRAWER E
WEST PALM BEACH, FL 33402

Con 10.00 Doc .60
JOHN B. DUNKLE, CLERK - PB COUNTY, FL

Panel A
Less Out
to
POA

Cut-out
of
2447/165

This County Deed made this 24 day of Sept., 1991 by PALM BEACH COUNTY, a political subdivision of the State of Florida whose post office address is 301 N. Olive Avenue, West Palm Beach, Florida 33401, hereinafter called the grantor, to J. L. PROPERTY OWNERS ASSOCIATION, INC., a Florida corporation not for profit, whose post office address is 17290 Jonathan Drive, Jupiter, Florida 33477, Federal Identification Number [redacted] hereinafter called the grantees:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

Witnesseth: That the grantor, for and in consideration of the sum of \$10.00 and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantees, all that certain land situate in Palm Beach County, Florida, viz:

See Exhibit "A" attached hereto and made a part hereof

Together, with all the tenements, hereditaments and appurtenances thereto belonging or in anywise pertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land, and hereby warrants the title to said land and will defend the same against the lawful claims of all persons claiming by, through or under the said grantor.

In Witness Whereof, the said grantor has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairman or Vice-Chairman of said Board on this day and year first above written.

ATTEST:
JOHN B. DUNKLE, CLERK
Deputy Clerk
Approved as to Form and legal sufficiency
K.C.A.
County Attorney

PALM BEACH COUNTY, FLORIDA,
a political subdivision of
the State of Florida
By: Karen Marcus, Chair

The foregoing instrument was acknowledged before me on the 24th day of September, 1991, before me, Karen Marcus, Chair of Palm Beach County Board of County Commissioners.
Notary Public
FAM 3778-1/520

This is Not a

ORB 6990 Pg 486

EXHIBIT "A"

A parcel of land being a portion of Waterway County Park, as recorded in Plat Book 31, Pages 10-11, Public Records of Palm Beach County, Florida.

Commence at the Northwest corner of said Waterway County Park; thence S 01°23'27" W along the West line of said Waterway County Park, a distance of 563.81 feet to the POINT OF BEGINNING; thence S 88°36'33" E, a distance of 857.23 feet; thence S 37°32'32" W, a distance of 113.34 feet; thence S 02°35'12" W, a distance of 127.50 feet to a point on the North line of Parcel AA, as shown on Jonathan's Landing Plat One, as recorded in Plat Book 34, Pages 29-31, Public Records of Palm Beach County, Florida; thence N 88°36'33" W along the North line of said Parcel AA, a distance of 398.91 feet to the Southwest corner of said Waterway County Park; thence N 01°23'27" E along the West line of said Waterway County Park, a distance of 218.99 feet to the POINT OF BEGINNING.

Said parcel containing 2.582 acres.

RECORD VERIFIED
PALM BEACH COUNTY, FLA.
JOHN G. DUNKLE
CLERK CIRCUIT COURT

This is Not a Record

Parcel A
Less -
Out

non-
issue

cut
out
of
2447/1659

78 MAY 22 AM 9:58

78183

AFFIDAVIT

State of Florida)
) ss
County of Palm Beach)

Before the undersigned authority appeared William G. Wallace, Jr., a Professional Land Surveyor, Florida Registration No. 2283, confirming the Southerly Right-of-Way Line of State Road No. 706, as per Official Record Book 918, Page 513, Public Records of Palm Beach County, Florida, encroaches on WATERWAY COUNTY PARK, as recorded in Plat Book 31, Pages 10 and 11 of said Public Records by the following Metes and Bounds Description, to be inserted at the end of the Legal Description on Sheet No. 1 of Plat Book 31, Page 10 as follows (and shown on the attached sheet):

LESS The Right-of-Way of State Road No. 706 as recorded in Official Record Book 918, Page 513, Public Records of Palm Beach County, Florida and described as follows: Beginning at the POINT OF BEGINNING of the above mentioned WATERWAY COUNTY PARK; thence South 20° 26' 21" East along the existing Westerly Right-of-Way Line of the Intracoastal Waterway and the East Limits of the above plat, a distance of 14.52 feet; thence North 89° 34' 15" West, a distance of 221.63 feet; thence North 83° 56' 36" West, a distance of 100.51 feet; thence North 89° 34' 15" West, a distance of 461.34 feet to the West Limits of the above mentioned plat; thence North 01° 23' 27" East along said West Line, a distance of 17.19 feet to the Northeast Corner of said plat; thence South 88° 36' 33" East along the North Limits of said plat, a distance of 802.95 feet to the POINT OF BEGINNING.

Containing 0.254 Acres, more or less.
Net Area in Plat 29.747 Acres, more or less.

ALSO

This Affidavit confirming an error on the tie from the Meander Corner to the West Limits of WATERWAY COUNTY PARK on the North Line of the Northeast Quarter of Section 7, shown on Sheet 2 (Plat Book 31, Page 11) from 608.63 feet (Plat) to 708.63 feet (Corrected) and shown correctly on the attached sheet.

This Affidavit is made to put on record the correct tie to the Meander Corner and the Southerly Right-of-Way Line of State Road No. 706 as surveyed, laid out and in use for the proper location in the past and future of WATERWAY COUNTY PARK.

Sworn and subscribed before me, this
_____ day of _____, 1978

Notary Public
My Commission Expires 9/4/81

William G. Wallace, Jr.
Professional Land Surveyor
Florida Registration No. 2283-April 28, 1978

GEE & JENSON ENGINEERS-ARCHITECTS-PLANNERS, INC.
WEST PALM BEACH, FLORIDA

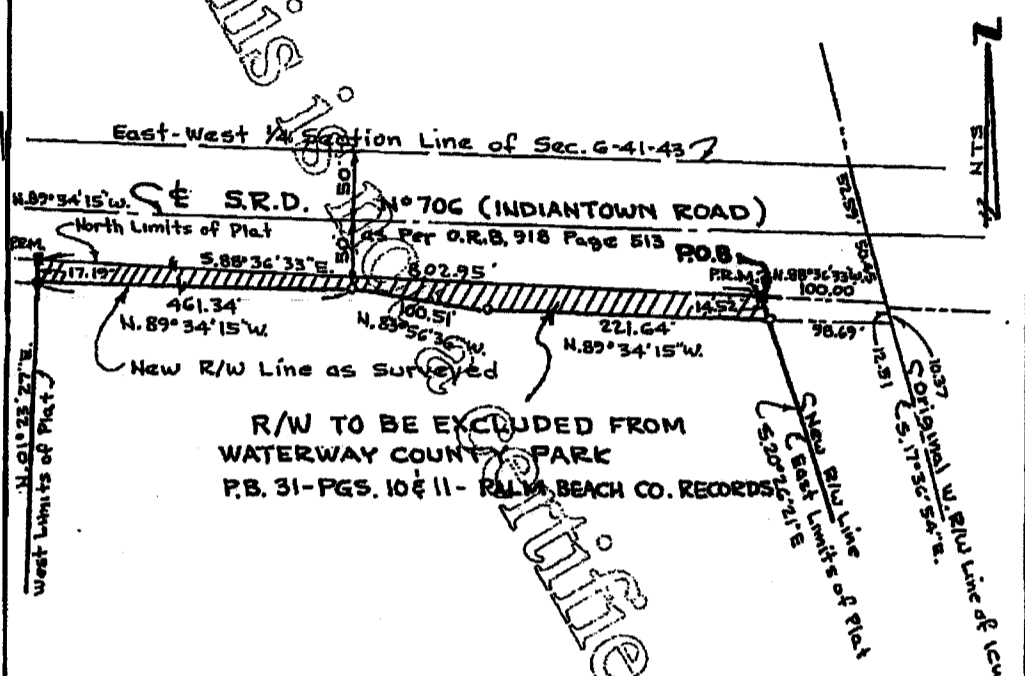
PLAT OF EXCLUDED RIGHT-OF-WAY AND CORRECTED
MEANDER CORNER TIE-WATERWAY COUNTY
PARK-SEC'S. 6 & 7-41-43-PALM BEACH COUNTY

DESIGNED	DRAWN	CHECKED	JOB NO.	DRAWING NO.
4/28/78	MOR	CS	7A-79A	
	SCALE	APPROVED	FILE NO.	SHEET 1 OF 2
	None	WGW		

PALM OFF
BEACH REC 2863 PAGE 755

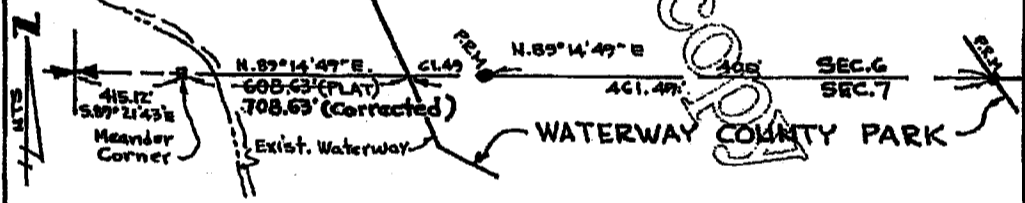
BRUNING 40-21 27137
Ret. Sec. 2
2017 Okla. Ch. W.P.B.

PLAT SHOWING EXCLUDED R/W OF S.R. N° 706 FROM WATERWAY COUNTY PARK - P.B. 31 - PGS. 10 & 11



R/W TO BE EXCLUDED FROM WATERWAY COUNTY PARK P.B. 31 - PGS. 10 & 11 - PALM BEACH CO. RECORDS

PLAT SHOWING CORRECT TIE FROM MEANDER CORNER TO WEST LIMITS OF PLAT ON NORTH LINE OF SEC. 7-41-43



I HEREBY CERTIFY that the above R/W Exclusion and Meander Corner Tie is accurate and correct to the best of my knowledge and belief.

William G. Wallace, Jr.
 William G. Wallace, Jr.
 Professional Land Surveyor
 Registration No. 2283

TO ACCOMPANY AFFIDAVIT BY WILLIAM G. WALLACE, JR.

GEE & JENSON ENGINEERS-ARCHITECTS-PLANNERS, INC.
 WEST PALM BEACH, FLORIDA

PLAT OF EXCLUDED R/W & CORRECTED MEANDER CORNER TIE - WATERWAY COUNTY PARK - SEC'S. 6 & 7 - 41-43 - PALM BEACH COUNTY

DESIGNED	DRAWN	CHECKED	JOB NO.	DRAWING NO.
DATE	SCALE	APPROVED	74-79A	
4-28-78	NONE	<i>WGW</i>	FILE NO.	SHEET 2 OF 2

BRUNING 40-21 27137

PALM BEACH REC 2863 PAGE 756

Record Verified
 Palm Beach County, Fla.
 John B. Donkin
 Public Records Clerk

7, 1974

This Quit-Claim Deed, Executed this 3rd day of September, A. D. 1974, by
API PALM BEACH, INC.

a corporation existing under the laws of Florida, and having its principal place of
business at 100 Scona Drive, Jupiter, Florida
first party, to PALM BEACH COUNTY, a political subdivision of the
State of Florida
whose postoffice address is Palm Beach County Courthouse, W. Palm Beach, Fla.
second party:

(Wherever used herein the term "first party" and "second party" shall include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth, That the said first party, for and in consideration of the sum of \$ 10.00
in hand paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, re-
lease and quit-claim unto the said second party forever, all the right, title, interest, claim and demand which
the said first party has in and to the following described lot, piece or parcel of land, situate, lying and being
in the County of Palm Beach State of Florida to wit:

See Exhibit A attached hereto.

SUBJECT TO easements, reservations and restrictions
of record.

SUBJECT TO taxes for the year 1974 and subsequent
years.

75 AUG 18 AM 9:55

BOARD OF COUNTY COMMISSIONERS

DATE 7-1-74

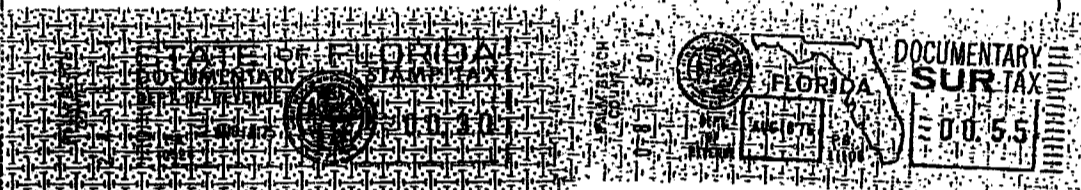
Parcel A

API
to
County

1974 - Original
Waterway Park
Tract

Note
Several
Lies - Ours

SAB 6990/485
SAB 876/705
DAB 7678/1423
Post Correspondence



To Have and to Hold the same together with all and singular the appurtenances thereunto
belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim what-
soever of the said first party, either in law or equity, to the only proper use, benefit and behoof of the said
second party forever.



In Witness Whereof the said first party has caused these pres-
ents to be executed in its name, and its corporate seal to be hereunto affixed,
by its proper officers thereunto duly authorized, the day and year first above
written.

ATTEST: Kenneth F. Kelly
Kenneth F. Kelly / Secretary / Asst.
Signed, sealed and delivered in the presence of:

API PALM BEACH, INC.
By: Parkhurst Ridgway, President

STATE OF FLORIDA
COUNTY OF PALM BEACH

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments,
personally appeared PARKHURST RIDGWAY and KENNETH F. KELLY

well known to me to be the President and Asst. Secretary respectively of the corporation aforesaid, first party
in the foregoing deed, and that they severally acknowledged executing the same in the presence of two subscribing witnesses, both of whom
under authority duly vested in them by said corporation and that the seal affixed thereto is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid this 3rd day of September, 1974

OFFICIAL RECORD 2447 PAGE 1659

Notary Public Seal for William C. Wolfe, My Commission Expires 7/1/74

This Instrument prepared by: Paul C. Wolfe, Esquire
Address: Jones, Paine & Foster, P.A.
P. O. Drawer E
West Palm Beach, Florida 33402

20
30
1

DESCRIPTION

A Parcel of land in that part of Sections 6 and 7, Township 41 South, Range 43 East, Palm Beach County, Florida, lying west of the Intracoastal Waterway and south of State Road No 706 (Indiantown Road); said Parcel of land being more particularly described as follows:

Commencing at the West Quarter Corner of said Section 6; thence S.89°34'15"E. along the North line of the Southwest Quarter of said Section 6, a distance of 2926.26 feet to a point on the Westerly Right of Way Line of the Intracoastal Waterway as recorded in Plat Book 17, Page 3-B, Public Records of Palm Beach County, Florida; thence S.17°36'54"E. along said Westerly Right of Way Line, a distance of 103.03 feet to a point on the South Right of Way Line of State Road No 706 (Indiantown Road) as now laid out and in use; thence N.88°36'33"W. along the said South Right of Way Line, a distance of 100.00 feet to the northeast corner of the lands as described and recorded in Official Record Book 2260, Pages 363 through 365, inclusive, of said Public Records, said point being on the Westerly Right of Way Line of the Intracoastal Waterway as now laid out and in use and the POINT OF BEGINNING of the hereinafter described Parcel; thence S.20°26'21"E. along said Westerly Right of Way Line, a distance of 1918.77 feet; thence S.38°14'25"E. along the said Westerly Right of Way Line, a distance of 1010.48 feet to the North line of said Section 7; thence continue S.38°14'25"E., a distance of 113.44 feet; thence N.65°22'44"E., a distance of 40.00 feet; thence leaving the said Westerly Right of Way Line of the Intracoastal Waterway as now laid out and in use, S.09°45'21"W., a distance of 57.78 feet; thence S.71°01'18"W., a distance of 192.75 feet; thence N.63°44'09"W., a distance of 19.02 feet; thence S.85°00'50"W., a distance of 78.24 feet; thence N.60°35'04"W., a distance of 188.43 feet; thence N.65°46'07"W., a distance of 100.34 feet; thence N.26°33'54"W., a distance of 56.63 feet to a point on the South Line of said Section 6, said point being S.89°14'49"W., a distance of 461.49 feet from a previous course; thence continue N.26°33'54"W., a distance of 71.20 feet; thence N.10°19'31"W., a distance of 125.67 feet; thence N.26°03'38"W., a distance of 80.31 feet; thence N.44°46'58"W., a distance of 92.56 feet; thence N.09°41'31"W., a distance of 127.17 feet; thence N.38°20'24"W., a distance of 117.35 feet; thence N.02°51'55"W., a distance of 107.15 feet; thence N.24°35'30"E., a distance of 102.84 feet; thence N.14°31'12"E., a distance of 64.33 feet; thence N.26°49'48"W., a distance of 60.76 feet; thence N.63°20'59"W., a distance of 73.10 feet; thence S.62°46'58"W., a distance of 84.68 feet; thence N.79°47'01"W., a distance of 41.27 feet; thence N.23°25'37"W., a distance of 33.10 feet; thence N.45°40'21"W., a distance of 75.55 feet; thence N.49°06'59"W., a distance of 96.88 feet; thence N.42°28'25"W., a distance of 100.34 feet; thence N.41°08'09"W., a distance of 91.12 feet; thence N.43°48'47"W., a distance of 106.46 feet; thence N.08°02'08"E., a distance of 78.02 feet; thence N.11°14'24"E., a distance of 116.00 feet; thence N.13°55'53"E., a distance of 131.50 feet; thence N.13°52'41"E., a distance of 116.02 feet; thence N.07°01'07"E., a distance of 86.92 feet; thence N.25°29'25"W., a distance of 77.60 feet; thence N.63°53'04"W., a distance of 72.25 feet; thence S.80°36'12"W., a distance of 83.10 feet; thence S.80°45'59"W., a distance of 80.77 feet; thence N.89°58'10"W., a distance of 88.22 feet; thence N.03°19'27"W., a distance of 98.67 feet; thence N.09°16'03"W., a distance of 72.70 feet; thence N.61°17'21"W., a distance of 38.58 feet; to the Government Meander Line of 1922; thence continue N.61°17'21"W., a distance of 42.17 feet; thence S.37°32'32"W., a distance of 121.42 feet; thence S.02°35'12"W., a distance of 127.50 feet; thence N.88°36'33"W., a distance of 497.77 feet; thence N.01°23'27"E., a distance of 800.00 feet; to the South Right of Way Line of State Road No. 706 as now laid out and in use; thence S.88°36'33"E., along said Southeasterly Right of Way Line, a distance of 458.19 feet to the Government Meander Line of 1922; thence continue S.88°36'33"E., along said Southerly Right of Way Line, a distance of 344.76 feet to the POINT OF BEGINNING.

Containing 30.001 Acres, more or less

OFFICIAL RECORD 2447 PAGE 1660

Recorded in C. O. Book
Record verified
Palm Beach County, Fla.
John S. Dunkle
Mark Circuit Clerk



Layer Information

XY
(Long,Lat)
XY: -80.0861854,26.9328630

Parcels Distance: 0 ft
Parcel Number: 00434106040010010
Area(sqft): 1159445.23
Acres: 26.62
Owner: PALM BEACH COUNTY
Location: INDIANTOWN RD
Mailing: 2633 VISTA PKWY
City: WEST PALM BEACH
State: FL
Zipcode: 33411

Roads Distance: 399 ft
Segmentid: 383015
Left Range: 351 - 599
Right Range: 350 - 598
Street: E Indiantown Rd
L/R Zipcode: 33477/33477
L/R Muni: JUPITER/JUPITER
RESP_AUTH: FDOT
TFARE_ROW: 120
Speed Limit: 45
Lanes: 6
CFCC: A20

Commission Districts Distance: 0 ft
District: 1

00-43-41-06-04-001-0010

produced by: myGeoNav



Part B

POA
To
County

This is not a

Prepared By and Return To:
LARRY B. ALEXANDER, ESQ.
JONES FOSTER ET AL.
P. O. DRAWER E
WEST PALM BEACH, FL 33402

OCT-16-1991 04:19PM 91-295194

ORF 6990 Ps 481

Con 10.00 Doc
JOHN E DUNKLE, CLERK - PLS COUNTY, FL .60

This Special Warranty Deed made this 23 day of August, 1991 by J. L. PROPERTY OWNERS ASSOCIATION, INC., a Florida corporation not for profit, whose post office address is 17290 Jonathan Drive, Jupiter, Florida 33477, Federal Identification Number [redacted] hereinafter called the grantor, to PALM BEACH COUNTY, whose post office address is 301 North Olive Avenue, West Palm Beach, Florida 33401, hereinafter called the grantee:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

Witnesseth: That the grantor, for and in consideration of the sum of \$10.00 and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in Palm Beach County, Florida, viz:

See Exhibit "A" attached hereto and made a part hereof (the "Property").

Subject to a Retention Pond Easement, Maintenance Easement and Drainage Easement between Jonathan's Landing, Inc., a Delaware corporation and the State of Florida Department of Transportation for the purpose of clearing, excavating, constructing and maintaining the water retention pond and drainage ditches upon the Property.

Grantor hereby reserves a perpetual non-exclusive easement for ingress and egress which easement is described in Exhibit "B" attached hereto for use by refuse vehicles.

Together, with all the tenements, hereditaments and appurtenances thereto belonging or in anywise pertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land, and hereby warrants the title to said land and will defend the same against the lawful claims of all persons claiming by, through or under the said grantor.

This is a Certified Copy

ORS 6990 Ps. 482

In witness whereof, the said grantor has hereunto set its hand and seal the day and year first above written.

Signed, sealed and delivered in our presence,

J. L. PROPERTY OWNERS ASSOCIATION, INC., a Florida corporation not for profit

Witness
Print Name JUNE P. VAN DER WYK
W.R. EIDSON
Witness
Print Name W.R. EIDSON

By: [Signature]
Robert W. Kiskaddon
Its President

STATE OF FLORIDA
COUNTY OF PALM BEACH

I HEREBY CERTIFY that, on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid, to take acknowledgments, personally appeared Robert W. Kiskaddon as President of J.L. Property Owners Association, a Florida corporation, to me known to be the person described in and who executed the foregoing instrument and he acknowledged before me that he executed the same, on behalf of the Association.



WITNESS my hand and official seal in the County and State aforesaid this 23 day of August, 1991.

[Signature]
Notary Public
Print Name: Lucy Ann Kellar
My Commission Expires: _____

PAN 3728 Special 10

NOTARY PUBLIC STATE OF FLORIDA
BY COMMISSION EXPIRES FEB. 4, 1990
REVISED TRAINING COURSE, JULY 1988

Approved by Palm Beach
County Bd of County Commissioners
on 9-24-91 by Res. No 4C-2
[Signature] Ass't County Atty

This is a copy of the original plat.

ORB 6990 Pg 483

EXHIBIT "A"

A parcel of land being a portion of Jonathan's Landing Plat Six, as recorded in Plat Book 47, Pages 10-11, Public Records of Palm Beach County, Florida, said parcel being more particularly described as follows:

Commence at the Northeast corner of said Plat of Jonathan's Landing Plat Six; thence S 01°23'27" W along the East line of said Plat, a distance of 558.36 feet to the POINT OF BEGINNING; thence S 71°46'32" W, a distance of 114.09 feet to the point of curvature of a curve concave Northeasterly and having a radius of 131.79 feet; thence Northwestward along the arc of said curve through a central angle of 93°16'13", a distance of 214.54 feet to a point of tangency; thence N 14°57'15" W, a distance of 60.46 feet to the point of curvature of a curve concave Southwesterly and having a radius of 34.94 feet; thence Northwestward along the arc of said curve through a central angle of 79°50'20", a distance of 48.69 feet to a point of tangency; thence S 85°12'25" W, a distance of 71.86 feet; thence S 36°37'00" W, a distance of 37.50 feet to a point of cusp on a curve concave Easterly, having a radius of 425.00 feet, a radial to said point bears S 78°01'34" W, said point being on the East right-of-way line of Jonathan Drive (a 100' right-of-way), as recorded in Plat Book 35, Page 24, Public Records of Palm Beach County, Florida; thence along said East right-of-way line through the following 2 calls:

1) thence Northerly along the arc of said curve through a central angle of 13°21'53", a distance of 99.13 feet to a point of tangency; 2) thence N 01°23'27" E, a distance of 6.95 feet; thence S 46°42'04" E departing said right-of-way line, a distance of 37.21 feet; thence N 85°12'25" E, a distance of 63.57 feet to the point of curvature of a curve concave Westerly and having a radius of 10.00 feet; thence Northeasterly and Northerly along the arc of said curve through a central angle of 135°54'56", a distance of 23.72 feet to a point on a reverse curve concave Northeasterly, having a radius of 85.00 feet; thence Northwestward along the arc of said curve through a central angle of 46°41'53", a distance of 69.28 feet to a point on a compound curve concave Easterly, having a radius of 55.00 feet; thence Northerly along the arc of said curve through a central angle of 42°29'40", a distance of 40.79 feet to a point on a reverse curve concave Westerly, having a radius of 35.00 feet; thence Northerly along the arc of said curve through a central angle of 52°44'49", a distance of 32.22 feet to a point on a non-tangent curve concave Southeasterly, having a radius of 69.99 feet, a radial to said point bears S 75°43'15" W; thence Northerly and Easterly along the arc of said curve, a distance of 137.69 feet through a central angle of 112°43'04" to a point on a non-tangent line; thence S 81°34'07" E, a distance of 15.45 feet; thence N 01°06'54" E, a distance of 54.30 feet; thence S 88°37'33" E, a distance of 265.80 feet to a point on the East line of Jonathan's Landing Plat Six; thence S 01°23'27" W along said East line, a distance of 467.07 feet to the POINT OF BEGINNING.

Said parcel containing 3.759 acres.

This is

GRB 6970 Pg 484

EXHIBIT "B"

A parcel of land lying in the Civic Center, as shown on Jonathan's Landing Plat Six, as recorded in Plat Book 47, Pages 10-11, Public Records of Palm Beach County, Florida, said parcel being more particularly described as follows:

Commence at the Southwest corner of Parcel GG, as shown on Jonathan's Landing Plat 6; thence S 01°23'27" W along the East right-of-way line of Jonathan Drive (a 100' right-of-way), as recorded in Plat Book 35, Page 24, Public Records of Palm Beach County, Florida, a distance of 213.91 feet, a distance of 213.91 feet to the POINT OF BEGINNING; thence S 46°42'04" E, departing said right-of-way line, a distance of 37.21 feet; thence N 85°12'25" E, a distance of 71.92 feet to the point of curvature of a curve concave Southwesterly and having a radius of 84.95 feet; thence Southeasterly along the arc of said curve through a central angle of 79°50'20", a distance of 118.37 feet to a point of tangency; thence S 14°57'15" E, a distance of 60.46 feet to the point of curvature of a curve concave Northeasterly and having a radius of 81.79 feet; thence Southeasterly along the arc of said curve through a central angle of 93°16'13", a distance of 133.15 feet to a point of tangency; thence N 71°46'32" E, a distance of 131.91 feet to a point on the West Line of Waterway County Park, as recorded in Plat Book 31, Page 10-11, Public Records of Palm Beach County, Florida; thence S 01°23'27" W along said West line, a distance of 53.08 feet; thence S 71°46'32" E, a distance of 114.09 feet to the point of curvature of a curve Northeasterly and having a radius of 131.79 feet; thence Northwesterly along the arc of said curve through a central angle of 93°16'13", a distance of 214.54 feet to a point of tangency; thence N 14°57'15" W, a distance of 60.46 feet to the point of curvature of a curve concave Southwesterly and having a radius of 81.94 feet; thence Northwesterly along the arc of said curve through a central angle of 79°50'20", a distance of 48.69 feet to a point of tangency; thence S 85°12'25" W, a distance of 71.92 feet; thence S 36°37'00" W, a distance of 37.50 feet to a point of cusp on a curve concave Easterly, having a radius of 425.00 feet, a radial to said point bears S 78°01'34" W, said point also being a point on the East right-of-way line of Jonathan Drive, as recorded in Plat Book 35, Page 24, Public Records of Palm Beach County, Florida; thence along said right-of-way line through the following 2 calls:

1. thence Northerly along the arc of said curve through a central angle of 13°21'53", a distance of 99.13 feet to a point of tangency;
2. thence N 01°23'27" E, a distance of 6.95 feet to the POINT OF BEGINNING.

Said parcel containing 0.638 acres, more or less.

PAN:13778-11EX.A-9(2)

RECORD VERIFIED
PALM BEACH COUNTY, FLA.
JOHN B. DUNKLE
CLERK CIRCUIT COURT



<p>00-43-41-06-04-001-0010</p> <p>produced by: papagis</p>	 
--	--



Property Appraiser
 Gary R. Nikolits, CFA
 Palm Beach County

Property Appraiser's Public Access **PAPA**



Location Address

Municipality **UNINCORPORATED**
 Parcel Control Number **00-43-41-06-16-000-0042**
 Subdivision **JONATHAN'S LANDING PL 6**
 Official Records Book **06990** Page **0481**
 Sale Date **AUG-1991**

Legal Description **JONATHANS LANDING PL 6 TH PT OF CIVIC CENTER K/A EXCHANGE PARCEL IN OR6990P481**

Owners

Mailing address

PALM BEACH COUNTY

**PREM DIVISION C/O 2633 VISTA PKWY
 WEST PALM BEACH FL 33411 5613**

Sales Date	Price	OR Book/Page	Sale Type	Owner
AUG-1991	\$100	06990 / 0481	WARRANTY DEED	

Exemption Applicant/Owner	Year	Detail
PALM BEACH COUNTY	2013	FULL: COUNTY GOVERNMENT

Number of Units **0** *Total Square Feet **0** Acres **3.76**

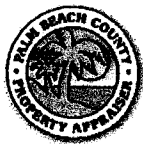
Use Code **8600 - CITY INC NONMUNI** Zoning **RM - Multi-Family (Medium Density) (00-UNINCORPORATED)**

Tax Year	2012	2011	2010
Improvement Value	\$0	\$0	\$0
Land Value	\$1,117	\$1,117	\$1,241
Total Market Value	\$1,117	\$1,117	\$1,241

All values are as of January 1st each year

Tax Year	2012	2011	2010
Assessed Value	\$1,117	\$1,117	\$1,241
Exemption Amount	\$1,117	\$1,117	\$1,241
Taxable Value	\$0	\$0	\$0

Tax Year	2012	2011	2010
Ad Valorem	\$0	\$0	\$0
Non Ad Valorem	\$0	\$0	\$0
Total tax	\$0	\$0	\$0



Gary R. Nikolits, CFA
Property Appraiser
 Palm Beach County

Property Appraiser's Public Access **PAPA**



Location Address

Municipality UNINCORPORATED
 Parcel Control Number 00-43-41-06-16-000-0042
 Subdivision JONATHAN'S LANDING PL 6
 Official Records Book 06990 Page 0481
 Sale Date AUG-1991

Legal Description JONATHANS LANDING PL 6 TH PT OF CIVIC CENTER K/A EXCHANGE PARCEL IN OR6990P481

Owners

PALM BEACH COUNTY

Mailing address

PREM DIVISION C/O 2633 VISTA PKWY
 WEST PALM BEACH FL 33411 5613

Sales Date	Price	OR Book/Page	Sale Type	Owner
AUG-1991	\$100	06990 / 0481	WARRANTY DEED	

Exemption Applicant/Owner	Year	Detail
PALM BEACH COUNTY	2013	FULL: COUNTY GOVERNMENT

Number of Units 0	*Total Square Feet 0	Acres 3.76
--------------------------	-----------------------------	-------------------

Use Code 8600 - CITY INC NONMUNI	Zoning RM - Multi-Family (Medium Density) (00-UNINCORPORATED)
---	--

Tax Year	2012	2011	2010
Improvement Value	\$0	\$0	\$0
Land Value	\$1,117	\$1,117	\$1,241
Total Market Value	\$1,117	\$1,117	\$1,241

All values are as of January 1st each year

Tax Year	2012	2011	2010
Assessed Value	\$1,117	\$1,117	\$1,241
Exemption Amount	\$1,117	\$1,117	\$1,241
Taxable Value	\$0	\$0	\$0
Tax Year	2012	2011	2010
Ad Valorem	\$0	\$0	\$0
Non Ad Valorem	\$0	\$0	\$0
Total tax	\$0	\$0	\$0



00-43-41-06-16-000-0042

produced by: myGeoNav



ATTACHMENT E-8

WATERWAYS ASSISTANCE PROGRAM 2013

PROJECT TIMELINE

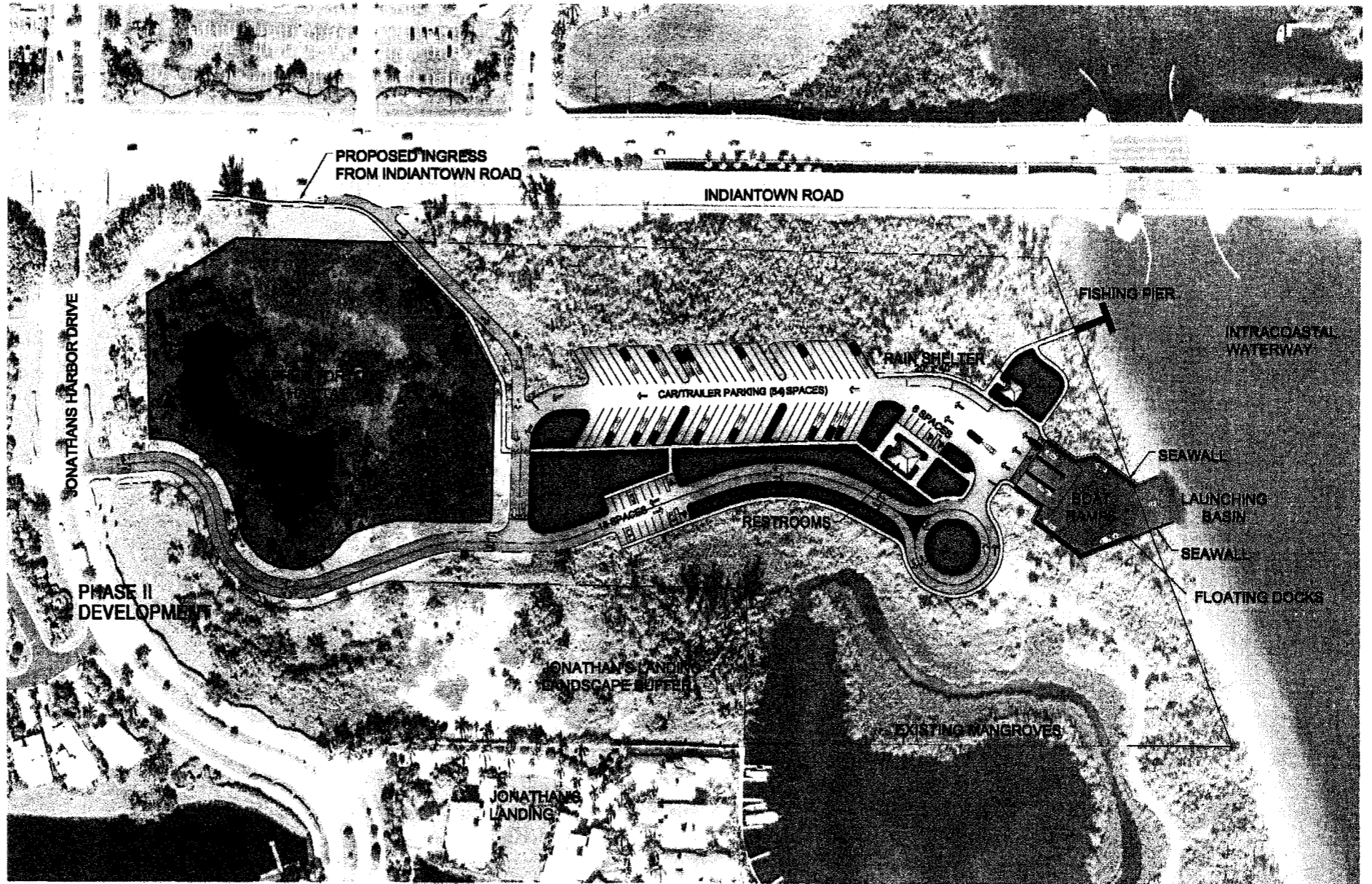
Project Title: Waterway Park – Construction

Applicant: Palm Beach County Board of County Commissioners

The applicant is to present a detailed timeline on the accomplishment of the components of the proposed project including, as applicable, completion dates for: permitting, design, bidding, applicant approvals, initiation of construction and completion of construction.

NOTE: All funded activities must begin AFTER October 1st
(or be consistent with Rule 66B-2.005(3) - Pre-agreement expenses)

FIND Grant Approval	July 2013
Project Awarded	September 2013
Project Agreement Execution	October 2013
Project commencement	March 2014
Project completion	March 2015



**ATTACHMENT E-6
RESOLUTION FOR ASSISTANCE 2013
UNDER THE FLORIDA INLAND NAVIGATION DISTRICT
WATERWAYS ASSISTANCE PROGRAM**

WHEREAS, THE Palm Beach County Board of County Commissioners is interested in carrying out the following described project for the enjoyment of the citizenry of Palm Beach County and the State of Florida:

Project Title Waterway Park – Development

Total Estimated Cost \$ 3,722,336

Brief Description of Project: This grant application, pending its approval, will be used to pay for 50% of the development costs associated with Waterway Park. The grant will be matched using money from the Palm Beach County 2004, \$50 million Waterfront Access and Preservation General Obligation Bond Issue.

AND, Florida Inland Navigation District financial assistance is required for the program mentioned above,

NOW THEREFORE, be it resolved by the Palm Beach County Board of County Commissioners that the project described above be authorized,

AND, be it further resolved that said Palm Beach County Board of County Commissioners make application to the Florida Inland Navigation District in the amount of \$1,861,168 or 50% of the actual cost of the project in behalf of said Palm Beach County Board of County Commissioners

AND, be it further resolved by the Palm Beach County Board of County Commissioners that it certifies to the following:

1. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.

2. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the District.

3. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of said Palm Beach County Board of County Commissioners for public use.

4. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P. L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by handicapped persons as well as other federal, state and local laws, rules and requirements.

5. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.

6. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

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:

COMMISSIONER STEVEN L. ABRAMS, MAYOR
COMMISSIONER PRISCILLA A. TAYLOR, VICE MAYOR
COMMISSIONER HAL R. VALECHE
COMMISSIONER PAULETTE BURDICK
COMMISSIONER SHELLEY VANA
COMMISSIONER MARY LOU BERGER
COMMISSIONER JESS R. SANTAMARIA

The Mayor thereupon declared the resolution duly passed and adopted this ____ day of _____, 20__.

PALM BEACH COUNTY, a political subdivision of the
State of Florida
BOARD OF COUNTY COMMISSIONERS

Attest:

Sharon R. Bock, Clerk & Comptroller
Palm Beach County

By: _____
Deputy Clerk

Palm Beach County, Florida, By
Its Board of County Commissioners

By: _____
Commissioner Steven L. Abrams, Mayor

Approved as to Form and Legal Sufficiency

By: _____
Anne Helfant, Assistant County Attorney

Approved as to Terms & Conditions

By: *Eric Call*
Eric Call, Director
Parks & Recreation Department