PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date: Februa	ry 4, 2014	[X] Consent [] Workshop	[] Regular [] Public Hearing		
Department:					
Submitted By: Submitted For:		ing and Public Works relopment Division	e e		
	<u>l. E</u>	XECUTIVE BRIEF	=======================================		
that portion of that certa according to the plat the certain 10 foot wide utilit to the plat thereof, as certain 10 foot wide utilit 10 foot wide utility ease	in 40 foot with the control of the corded in	nds motion to adopt: A ide drainage easement with corded in Plat Book 46, Plying within Tract X-1, Book Plat Book 42, Pages 14 lying within Tract X-2-R and within Clubhouse Tract R, Idea of the County, Florida.	thin Tract "C," Encantada age 104; a portion of that ca Pointe No. 1, according 1 through 143; all of that nd a portion of that certain Boca Pointe Country Club		
SUMMARY: Adoption of this resolution will allow Boca Pointe Country Club, Inc., and Boca Pointe Community Association, Inc. (owners), to vacate these easements to provide consistency with their revised site plan. The petition site is located west of Powerline Road and south of Southwest 18 th Street.					
District 4 (MRE)					
Pointe Community Ass	ociation, Inc ments are ir	e owners, Boca Pointe Co c., are in the process of n conflict with the site de	site plan approval. The		
provided for Florida Pow	er & Light an gencies and	a portion of the area to and will be recorded simultand the remaining utility se	aneously with the vacation		
		vilege fee requirement in a donment and Plat Vacati			
Attachments: 1. Location Sketch 2. Resolution with Lega	Description	s and Sketches			
Recommended by:	DONNELL KEL	//← vision Director	್ರು/23/2014 Date		
Approved by:	flelle	Cornell.	1/23/14		
f:\land_dev\board actions\bdaction		unty Engineer 2004 2014\ab31777 boca pointe-consent-0	'Date 02-04-14.doc		

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	<u>\$ -0-</u>	-0-			
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	
In-Kind Match (County)			-0-	0-	
NET FISCAL IMPACT	\$ -0- *		-0-	0-	
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes No

Budget Acct No.: Fund__ Dept.__ Unit__ Object
Program

Recommended Sources of Funds/Summary of Fiscal Impact:

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***	This	item	has	no	fiscal	impact.

C.	Departmental Fiscal Review:	Mu	Rovalainen
	W .	/	

III. REVIEW COMMENTS

A	OFME	Figoal	and/am	Contract	Dow and	Cantral	Comments:

OFMB 30 GK Contract Dev. and Control

Contract Dev. and Control

Contract Dev. and Control

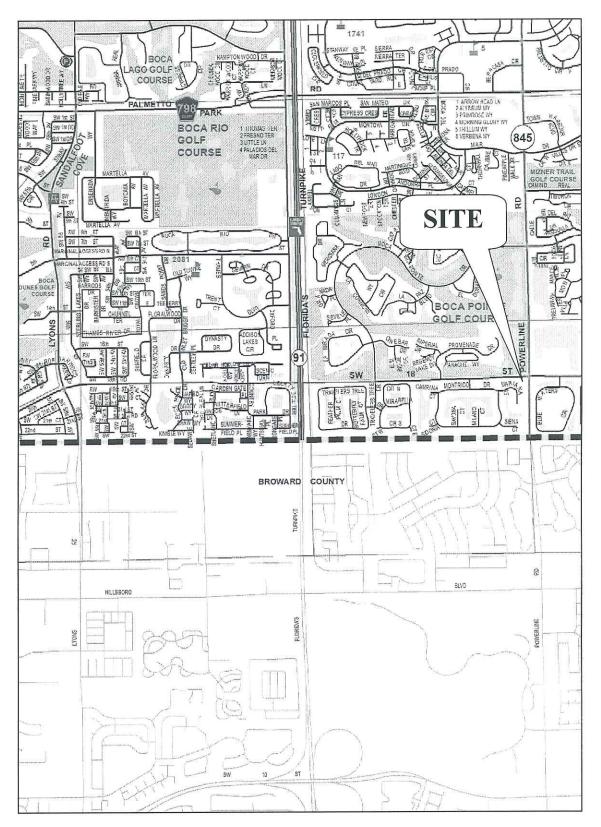
B. Approved as to Form and Legal Sufficiency:

Monday State oi/30/14

(Assistant County Attorney

C. Other Department Review:

Department Director



LOCATION SKETCH



N

(not to scale)

ABANDONMENT OF DRAINAGE EASEMENT WITHIN TRACT "C" ENCANTADA, PER PLAT BOOK 46, PAGE 104; UTILITY EASEMENT WITHIN TRACT X-1, BOCA POINTE NO. 1, PLAT BOOK 42, PAGE 141; AND UTILITY EASEMENTS WITHIN TRACT X-2-R AND CLUBHOUSE TRACT R, BOCA POINTE COUNTRY CLUB PUD, PER PLAT BOOK 90, PAGE 56

RESOLUTION NO. R-2014-____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, VACATING ALL THAT PORTION OF THAT CERTAIN 40.00 FOOT WIDE DRAINAGE EASEMENT WITHIN TRACT "C," ENCANTADA, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 46, PAGE 104; A PORTION OF THAT CERTAIN 10.00 FOOT WIDE UTILITY EASEMENT LYING WITHIN TRACT X-1, **BOCA POINTE NO. 1, ACCORDING TO THE PLAT** THEREOF, AS RECORDED IN PLAT BOOK 42, PAGES 141 THROUGH 143; ALL OF THAT **CERTAIN 10.00 FOOT WIDE UTILITY EASEMENT** LYING WITHIN TRACT X-2-R AND A PORTION OF THAT CERTAIN 10.00 FOOT WIDE UTILITY EASEMENT LYING WITHIN CLUBHOUSE TRACT R, BOCA POINTE COUNTRY CLUB P.U.D., ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 90, PAGES 56 AND 57, ALL OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida (Board), has considered the vacation pursuant to authority in Sections 177.101 and 336.09 of the Florida Statutes and as provided in Palm Beach County (County) Code Chapter 22. Article III, Road Abandonment and Plat Vacation (Ordinance No. 2002-034) for the vacation of the hereinafter described; and

WHEREAS, petition to vacate said easement was submitted by Boca Pointe Country Club, Inc. and Boca Pointe Community Association, Inc.; and

WHEREAS, this petition substantially complies with the terms and conditions of the vacation as set forth in said Ordinance; and

WHEREAS, this Board, while convened in regular session on February 4, 2014, did hold a meeting on said petition to vacate, and this Board determined that said drainage easement as shown in Exhibit A and utility easements as shown in Exhibit B are in excess of the requirements of the local utility companies; and

WHEREAS, this Board while convened in regular session on February 4, 2014, did hold a meeting on said Petition to abandon/vacate the drainage and utility easements shown in Exhibits A and B, and this Board determined that said abandonment/vacation conforms to Palm Beach County's Land Development Code.

RESOLU	TION NO.	R-2014-	
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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

- 1. The foregoing recitals are hereby reaffirmed and ratified.
- 2. The drainage easement is hereby vacated and closed as a public easement and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the Public in and to the easement, more fully described in the legal description and sketch as shown as Exhibit A attached hereto and made a part hereof.
- 3. The utility easements are hereby vacated and closed as public easements and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the Public in and to the easements, more fully described in the legal description and sketch as shown in Exhibit B attached hereto and made a part hereof.
- 4. Notice of the adoption of this Resolution shall be published once in the Palm Beach Post within thirty (30) days of the date of adoption of this Resolution as provided in Palm Beach County (County) Code Chapter 22. Article III, Road Abandonment and Plat Vacation (Ordinance 2002-034).

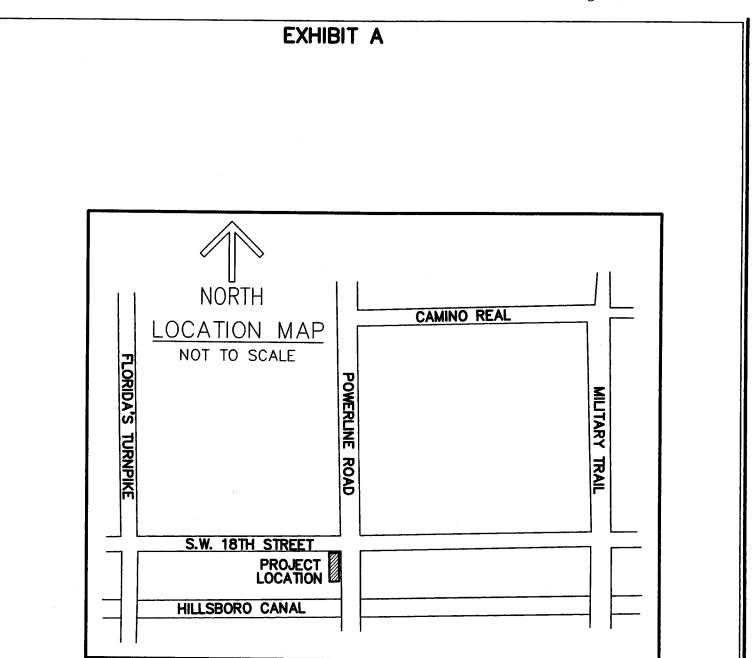
RESOLUTION NO. R-2014-____

	The	e foregoii	ng Resolution	was o	ffered by C	ommission	ner	,
who	moved	its	adoption.	The	motion	was	seconded	by
Commis	sioner_		and,	upon	being put	to a vote,	the vote was	as
follows:								
		Commis	sioner Priscilla	A. Tay	∕lor, Mayor			
	Commissioner Paulette Burdick, Vice Mayor							
		Commis	sioner Hal R. \	/aleche	9			
		Commis	sioner Shelley	Vana				
	Commissioner Steven L. Abrams							
	Commissioner Mary Lou Berger							
	Commissioner Jess R. Santamaria							
	The	e Mayor t	hereupon decla	ared th	e Resolutio	n duly pass	sed and adopte	d
this	day	of	, 201	4.				
							FLORIDA,BY WISSIONERS	ITS
				Sharo	n R. Bock,	Clerk & Co	omptroller	
				BY: _	Dep	outy Clerk		
	VED AS SUFFIC	TO FOR	M AND					
BY:								
	Col	unty Attor	ney					

 $f: Vand_dev \ board\ actions \ bdaction-abandon ments \ \ 2014 \ ab 31777\ boca\ pointe-consent-02-04-14. doc$

EXHIBIT A

Page 1 of 3





CIVIL ENGINEERING - LAND SURVEYING 7900 GLADES ROAD - SUITE 100 BOCA RATON, FLORIDA 33434 PHONE (561)-392-1991 / FAX (561)-750-1452

ENCANTADA
DRAINAGE EASEMENT ABANDONMENT
SPECIFIC PURPOSE SURVEY

SHEET 1 OF	3
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DATE	11/18/13
DRAWN BY	r JC
F.B./ PG.	N/A
SCALE	AS SHOWN
JOB NO.	DE-ABAN1

Page 2 of 3

EXHIBIT A

DESCRIPTION:

ALL THAT PORTION OF THAT CERTAIN 40.00 FOOT WIDE DRAINAGE EASEMENT WITHIN TRACT "C", ENCANTADA, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 46, PAGE 104 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LYING WITHIN THE FOLLOWING DESCRIBED LANDS:

COMMENCING AT THE NORTHEAST CORNER OF SAID TRACT "C"; THENCE S.00°27'48"E. ALONG THE EAST LINE THEREOF, A DISTANCE OF 8.93 FEET; THENCE S.89°32'12"W., A DISTANCE OF 10.00 FEET TO A POINT OF INTERSECTION WITH THE EAST LINE OF SAID DRAINAGE EASEMENT AND THE POINT OF BEGINNING; THENCE S.00°27'48"E. ALONG THE EAST LINE OF SAID DRAINAGE EASEMENT, A DISTANCE OF 118.15 FEET; THENCE S.89°32'12"W., A DISTANCE OF 40.00 FEET TO A POINT OF INTERSECTION WITH THE WEST LINE OF SAID DRAINAGE EASEMENT. A DISTANCE OF 122.69 FEET TO A POINT OF INTERSECTION WITH THE NORTH LINE OF SAID DRAINAGE EASEMENT, A DISTANCE OF 40.26 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING IN SECTION 33, TOWNSHIP 47 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA. CONTAINING 4,817 SQUARE FEET, MORE LESS.

NOTES:

- REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH AN EMBOSSED SURVEYOR'S SEAL.
- 2. LANDS SHOWN HEREON ARE NOT ABSTRACTED FOR RIGHTS-OF-WAY, EASEMENTS, OWNERSHIP, OR OTHER INSTRUMENTS OF RECORD.
- 3. BEARINGS SHOWN HEREON ARE RELATIVE TO A RECORD PLAT BEARING OF S.00°27'48"E. ALONG THE EAST LINE OF TRACT "C", ENCANTADA, AS RECORDED IN PLAT BOOK 46, PAGE 104 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.
- 4. STATE PLANE COORDINATES AND GRID BEARINGS SHOWN HEREON ARE BASED ON VALUES PUBLISHED BY THE PALM BEACH COUNTY SURVEY DEPARTMENT, RELATIVE TO THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NORTH AMERICAN DATUM OF 1983, IN U.S. SURVEY FEET.
- (PLAT) REFERS TO ENCANTADA, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 46, PAGE 104 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.
- (GRID) REFERS TO THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NORTH AMERICAN DATUM OF 1983.
- 7. ALL FIELD MEASURED ANGLES AND DISTANCES ARE CONSISTENT WITH THE INSTRUMENTS OF RECORD.
- 8. THE "LAND DESCRIPTION" HEREON WAS PREPARED BY THE SURVEYOR.
- 9. THE PURPOSE OF THIS SPECIFIC PURPOSE SURVEY IS TO DEFINE THE LIMITS OF A PORTION OF AN EXISTING DRAINAGE EASEMENT TO BE ABANDONED AND DOES NOT CONSTITUTE A BOUNDARY SURVEY AS SUCH.

CERTIFICATE:

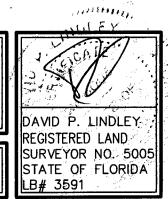
I HEREBY CERTIFY THAT THE ATTACHED SPECIFIC PURPOSE SURVEY OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS SURVEYED UNDER MY DIRECTION ON NOVEMBER 18, 2013. I FURTHER CERTIFY THAT THIS SPECIFIC PURPOSE SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH IN CHAPTER 5J-17 ADOPTED BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS, PURSUANT TO FLORIDA STATUTES 472.027.



CAULFIELD & WHEELER, INC.

CIVIL ENGINEERING - LAND SURVEYING 7900 GLADES ROAD - SUITE 100 BOCA RATON, FLORIDA 33434 PHONE (561)-392-1991 / FAX (561)-750-1452

ENCANTADA
DRAINAGE EASEMENT ABANDONMENT
SPECIFIC PURPOSE SURVEY

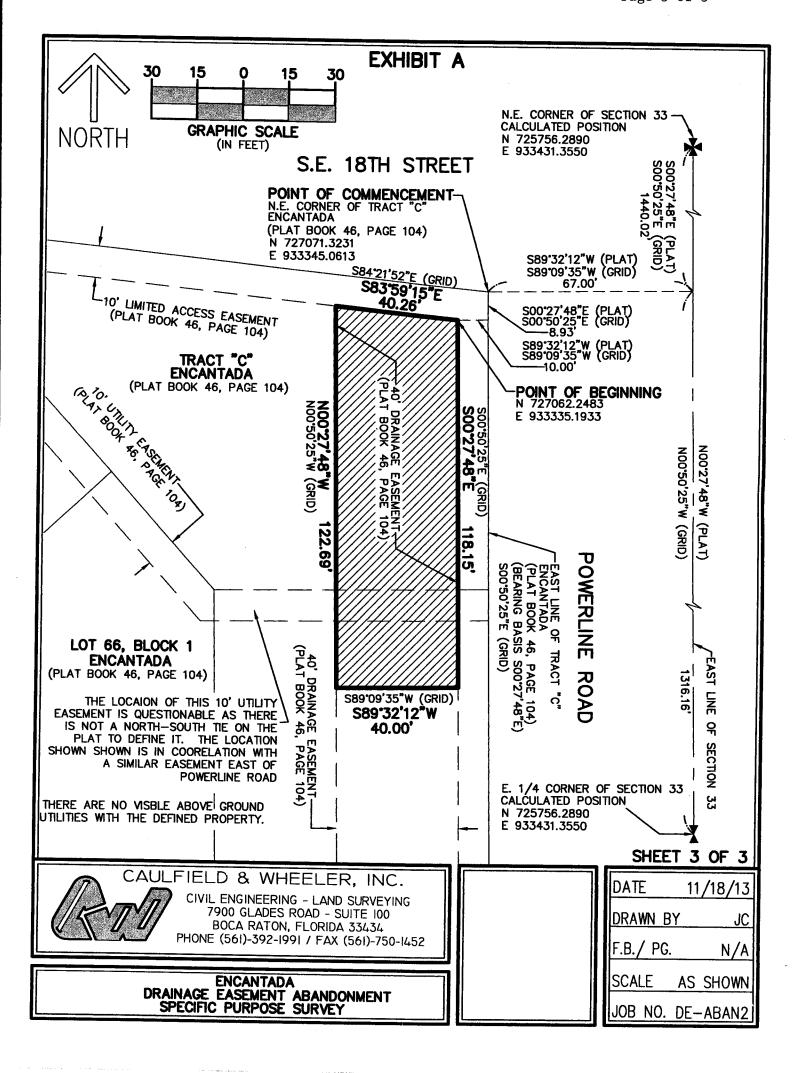


SHEET 2 OF 3

-			
	DATE	11	/18/13
I	DRAWN B	Υ	JC
I	F.B./ PG.		N/A
	SCALE		SHOWN
	JOB NO.	DE-	-ABAN2

EXHIBIT A

Page 3 of 3



Page 1 of 2

DESCRIPTIONS:

A PORTION OF THAT CERTAIN 10.00 FOOT WIDE UTILITY EASEMENT LYING WITHIN TRACT X-1, BOCA POINTE NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 42, PAGES 141 THROUGH 143 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID TRACT X-1; THENCE S.89°04'45"W. ALONG THE SOUTH LINE THEREOF, A DISTANCE OF 208.60 FEET TO A POINT OF CURVE TO THE LEFT HAVING A RADIUS OF 1,128.24 FEET AND A CENTRAL ANGLE OF 04'29'51"; THENCE WESTERLY ALONG THE ARC OF SAID SOUTH LINE A DISTANCE OF 88.56 FEET; THENCE N.05"25'06"W., A DISTANCE OF 10.00 FEET TO A POINT OF INTERSECTION WITH THE NORTH LINE OF SAID 10 FOOT WIDE UTILITY EASEMENT, AND THE POINT OF CURVE OF A NON TANGENT CURVE, CONCAVE TO THE SOUTH, HAVING A RADIUS 1,138.24 FEET (A RADIAL LINE TO SAID POINT BEARS N.05'25'06"W.); THENCE EASTERLY ALONG THE ARC THE NORTH LINE OF SAID EASEMENT, THROUGH A CENTRAL ANGLE OF 04'29'51", A DISTANCE OF 89.35 FEET; THENCE N.89'04'45"E. ALONG THE NORTH LINE OF SAID EASEMENT, A DISTANCE OF 208.60 FEET TO A POINT OF INTERSECTION WITH THE EAST LINE OF SAID TRACT X-1; THENCE S.00'55'15"E. ALONG SAID EAST LINE, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH:

ALL OF THAT CERTAIN 10.00 FOOT WIDE UTILITY EASEMENT LYING WITHIN TRACT X-2-R AND A PORTION OF THAT CERTAIN 10.00 FOOT WIDE UTILITY EASEMENT LYING WITHIN CLUBHOUSE TRACT R, BOCA POINTE COUNTRY CLUB P.U.D., ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 90, PAGES 56 AND 57 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID TRACT X-2-R; THENCE S.00°55'15"E. ALONG THE EAST LINE THEREOF, A DISTANCE OF 10.00 FEET TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF SAID 10 FOOT WIDE UTILITY EASEMENT; THENCE S.89°04'45"W. ALONG THE SOUTH LINE OF SAID EASEMENT, A DISTANCE OF 258.59 FEET; THENCE N.00°55'15"W., A DISTANCE OF 10.00 FEET TO A POINT OF INTERSECTION WITH THE NORTH LINE OF SAID CLUBHOUSE TRACT R; THENCE N.89'04'45"E. ALONG THE NORTH LINE OF SAID CLUBHOUSE TRACT R AND TRACT X-2-R, A DISTANCE OF 258.59 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING IN SECTION 28, TOWNSHIP 47 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA.

CONTAINING 5,562 SQUARE FEET, MORE OR LESS.

NOTES:

- 1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH AN EMBOSSED SURVEYOR'S SEAL.
- LANDS SHOWN HEREON ARE NOT ABSTRACTED FOR RIGHTS-OF-WAY, EASEMENTS, OWNERSHIP, OR OTHER INSTRUMENTS OF RECORD.
- BEARINGS SHOWN HEREON ARE RELATIVE TO A GRID BEARING OF S.0015'50"E. ALONG THE EAST LINE OF TRACT X-1, BOCA POINTE NO. 1, RELATIVE TO THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NORTH AMERICAN DATUM OF 1983 (1990 ADJUSTMENT).
- ALL FIELD MEASURED ANGLES AND DISTANCES ARE CONSISTENT WITH THE INSTRUMENTS OF RECORD.
- THE "LAND DESCRIPTION" HEREON WAS PREPARED BY THE SURVEYOR.
- THE PURPOSE OF THIS SPECIFIC PURPOSE SURVEY IS TO DEFINE THE LIMITS OF A PORTION OF AN EXISTING DRAINAGE EASEMENT TO BE ABANDONED AND DOES NOT CONSTITUTE A BOUNDARY SURVEY AS SUCH.

CERTIFICATE:

I HEREBY CERTIFY THAT THE ATTACHED SPECIFIC PURPOSE SURVEY OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS SURVEYED UNDER MY DIRECTION ON NOVEMBER 18, 2013. I FURTHER CERTIFY THAT THIS SPECIFIC PURPOSE SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH IN CHAPTER 5J-17 ADOPTED BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS, PURSUANT TO FLORIDA STATUTES 472.027. SHEET 1 OF 2



CIVIL ENGINEERING - LAND SURVEYING 7900 GLADES ROAD - SUITE 100 BOCA RATON, FLORIDA 33434 PHONE (561)-392-1991 / FAX (561)-750-1452

BOCA POINTE UTILITY EASEMENT ABANDONMENT SPECIFIC PURPOSE SURVEY



SURVEYOR NO. 5005 STATE OF FLORIDA LB# 3591

DATE	11/18/13
DRAWN B	Y JC
F.B./ PG.	n N/A
SCALE	AS SHOWN
	6304ABAN

EXHIBIT B

Page 2 of 2

