

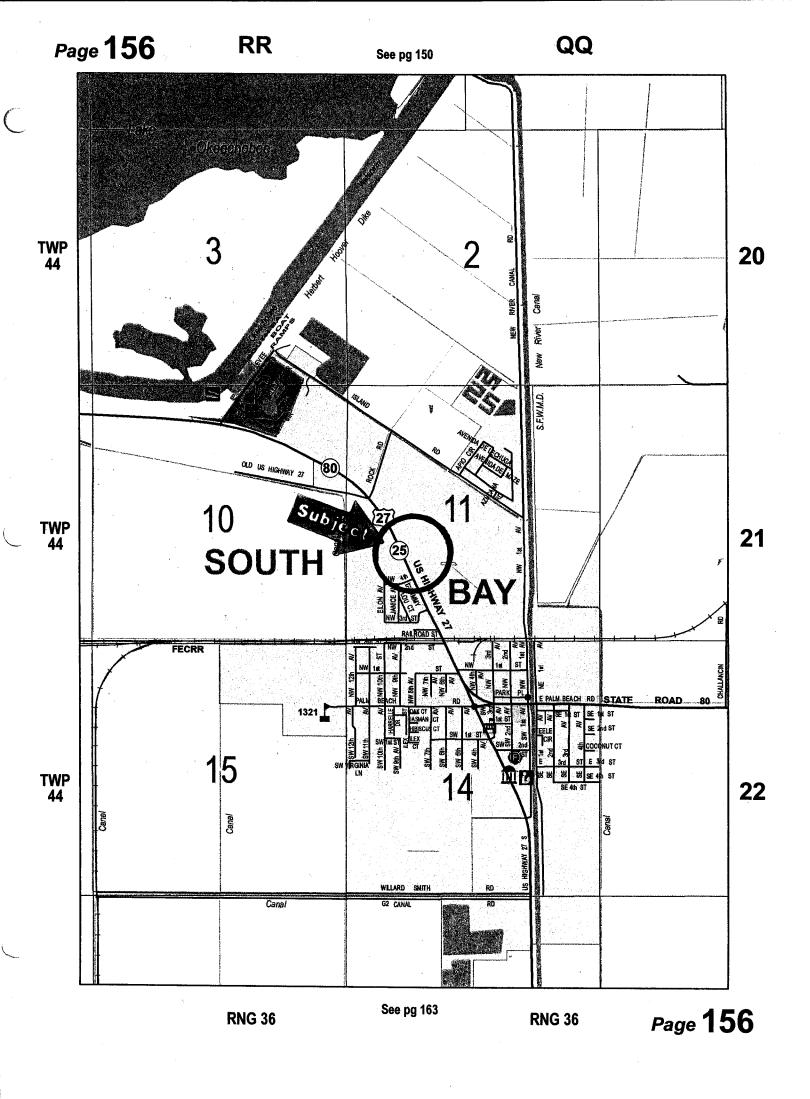
PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	May 20, 2014	[X] Consent [] Ordinance	[] Regular [] Public Hear	ring
Department:	Facilities Develo	pment & Operations	5	
		I. EXECUTIVE BI	RIEF	
Palm Beach Coun	ty Water Utilities D	ds motion to approperatment (WUD) for No. 74 site in the City	r water lines and a	of Easement in favor of fire hydrant required for
in 2007. Construction Easement provide station. The easement total area is appropriately provide public no District 6 (HJF)	s two easement area ment areas are 20' ximately 3,308 sq. f tice of the existence	station was completents for WUD's water lawide and approximated. (.076 acres). The lawe and location of the	ed in February 20 ines and appurtenately 155' and 10' in Declaration of East water lines and	om the City of South Bay 13. The Declaration of ant equipment serving the in length. The combined ement will be recorded to improvements. (PREM)
replacement fire s requested an ease	tation in the City of	South Bay and begar lines, fire hydrant	n operations in Feb	y been constructed as a ruary of 2013. WUD has ent which run through a
	ation Map laration of Easemen	t		
Recommended B	y: 21 A	Kruy Worf partment Director	네 D	17 (14 ate
Approved By: _	Co	unty Administrator	<u> </u>	71 1 1 1 1 1 1 1 1 1

II. FISCAL IMPACT ANALYSIS

A.	Five Year Summary of Fig	scal Impac	et:			
Fiscal	Years	2014	2015	2016	2017	2018
Opera Exter Progr	al Expenditures ating Costs nal Revenues ram Income (County) nd Match (County					
NET !	FISCAL IMPACT	0				
	DITIONAL FTE TIONS (Cumulative)					
Is Ite	m Included in Current Bud	lget: Yes	s	No		
Budge		Drogram _		Unit	_ Object _	·
В.	Recommended Sources of	Funds/Su	ımmary of Fi	scal Impact:		
*	No fiscal impact.		\	n.33,1	۹.	
C.	Departmental Fiscal Revi		V			
		III. <u>RE</u>	VIEW COM	<u>MENTS</u>		
A.	OFMB Fiscal and/or Con OFMB Fiscal and/or Con OFMB Fiscal and/or Con	tract Deve	A	Development a	beed if le	59/14
В.	Legal Sufficiency:					
	Assistant County Attorney	130/14				
C.	Other Department Review	w:				
	Department Director					

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



LOCATION MAP



Prepared by & Return to: Peter Banting, Real Estate Specialist Palm Beach County Property & Real Estate Management Division 2633 Vista Parkway West Palm Beach, Florida 33411-5605

PCN: 58-36-44-11-00-000-7220

DECLARATION OF EASEMENT

THIS IS A DECLARATION OF EASEMENT, made_______, by PALM BEACH COUNTY, a political subdivision of the State of Florida ("County"), whose address is 301 North Olive Avenue, West Palm Beach, Florida, 33401-4791.

WHEREAS, County is the owner of that certain real property located within Palm Beach County, Florida as set forth on <u>Exhibit "A"</u> attached hereto and made a part hereof (the "Property"); and

WHEREAS, County desires to create an easement over, upon and under such property for the purposes set forth hereinafter; and

WHEREAS, County desires that such easement not be extinguished by the doctrines of merger or unity of title and remain valid and in effect upon a subsequent conveyance of the Property by County.

WITNESSETH:

NOW THEREFORE, County does hereby declare, grant and create a perpetual in gross utility easement for the benefit of County upon two parcels of real property legally described in **Exhibit "B-1" and Exhibit "B-2"**, attached hereto (collectively referred to as the "Easement Premises"). This easement shall be for the purpose of water and sewer utilities and shall include the right at any time to install, operate, maintain, service, construct, reconstruct, remove, relocate, repair, replace, improve, expand, tie into, and inspect potable water, reclaimed water and/or wastewater lines and appurtenant facilities and equipment in, on, over, under and across the Easement Premises. This easement or portion thereof can be utilized for a wastewater pump station and said pump station may be fenced in for access control purposes.

The easement created hereby shall not be extinguished by operation of law, including, without limitation, the doctrines of merger or unity of title and shall inure to the benefit of County and run with the land and encumber and burden the Property upon the conveyance thereof by County notwithstanding County's failure to specifically reserve or reference such easement in the instrument of conveyance.

IN WITNESS WHEREOF, the County has caused this Declaration of Easement to be executed as of the day and year first above written.

ATTEST:	COUNTY:
SHARON R. BOCK CLERK & COMPTROLLER	PALM BEACH COUNTY, a political subdivision of the State of Florida
By: Deputy Clerk	By: Priscilla A. Taylor, Mayor
Signed and delivered in the presence of:	
Witness Signature	
Print Witness Name	
Witness Signature	
Print Witness Name	
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	APPROVED AS TO TERMS AND CONDITIONS
By: Assistant County Attorney	By: Department Director

G:\PREM\Dev\Open Projects\FS #74 South Bay-dk\Agenda Item-WUD Easement\WUD Declaration 002.hf app 3-31-2014.docx

EXHIBIT "A"

A PARCEL OF LAND IN SECTION 11, TOWNSHIP 44 SOUTH, RANGE 36 EAST, PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY OF ROCK ROAD, AS DESCRIBED IN OFFICIAL RECORD BOOK 8989, PAGE 1005 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, WITH THE NORTHEASTERLY RIGHT-OF-WAY OF U.S. HIGHWAY 27 (STATE ROAD 25) PER STATE OF FLORIDA STATE ROAD DEPARTMENT RIGHT-OF-WAY MAP SECTION 93100-2113, SHEET 9 OF 10, SAID NORTHEASTERLY RIGHT-OF-WAY BEING A CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 2945.93 FEET;

THENCE SOUTHERLY, ALONG SAID CURVE AND RIGHT-OF-WAY TO THE RIGHT, THROUGH A CENTRAL ANGLE OF 17°22'15" FOR 893.15 FEET TO A POINT OF TANGENCY; THENCE CONTINUE ALONG SAID RIGHT-OF-WAY, S25°31'30"E FOR 160.20 FEET TO THE BOUNDARY OF A PARCEL OF LAND DESCRIBED IN OFFICIAL RECORD BOOK 20197, PAGE 1987 OF SAID PUBLIC RECORDS, AND THE POINT OF BEGINNING;

THENCE ALONG SAID BOUNDARY FOR THE FOLLOWING COURSES:

THENCE N62°06'35"E FOR 208.80 FEET; THENCE S25°31'30"E FOR 417.60 FEET;

THENCE S62°06'35"W FOR 53.08 FEET;

THENCE S48'57'47"E FOR 299.73 FEET TO THE NORTHEAST CORNER OF THE WEST ONE-HALF, OF THE WEST ONE-HALF, OF GOVERNMENT LOT 3:

THENCE ALONG THE NORTHERLY BOUNDARY OF A PARCEL OF LAND RECORDED IN OFFICIAL RECORD BOOK 18640, PAGE 1370, OF SAID PUBLIC RECORDS, FOR THE FOLLOWING TWO COURSES:

THENCE N87°44'16"W FOR 141.56 FEET;
THENCE S62°06'35"W FOR 149.70 FEET TO THE SAID NORTHEASTERLY
RIGHT-OF-WAY OF U.S. HIGHWAY 27 (STATE ROAD 25);

THENCE ALONG SAID RIGHT-OF-WAY, N25'31'30"W FOR 626.36 FEET TO THE POINT OF BEGINNING.

CONTAINING 3.04 ACRES, MORE OR LESS.

THE DESCRIPTION SKETCH AND THE DESCRIPTION TEXT COMPRISE THE COMPLETE LEGAL DESCRIPTION.

THE LEGAL DESCRIPTION IS NOT VALID UNLESS BOTH ACCOMPANY EACH OTHER.

REPRODUCTIONS OF THIS DOCUMENT ARE NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND THE ORIGINAL RAISED SEAL OF THE FLORIDA LICENSED SURVEYOR AND MAPPER NOTED HEREON.

See Boundary Survey prepared by Palm Beach County Drawing No. S-3-07-2772"

JOHN E. PHILLIPS III
PROFESSIONAL LAND SURVEYOR
STATE OF FLORIDA No. 4826
DATE: (1) 5

BROWN & PHILLIPS, INC.

PROFESSIONAL SURVEYING SERVICES
CERTIFICATE OF AUTHORIZATION # LB 6473
901 NORTHPOINT PARKWAY, SUITE 305, W.P.B., FLORIDA 33407
(561) 615-3988, (561) 615-3986 FAX

LEGAL DESCRIPTION of SOUTH BAY FIRE STATION

DRAWN:	MDB	PROJ. No.	06-057
CHECKED:	JEP	SCALE:	NONE
SOUTH BAY	PARK	DATE:	11/5/07
OF COMM	ERCE	SHEET 1	OF 2

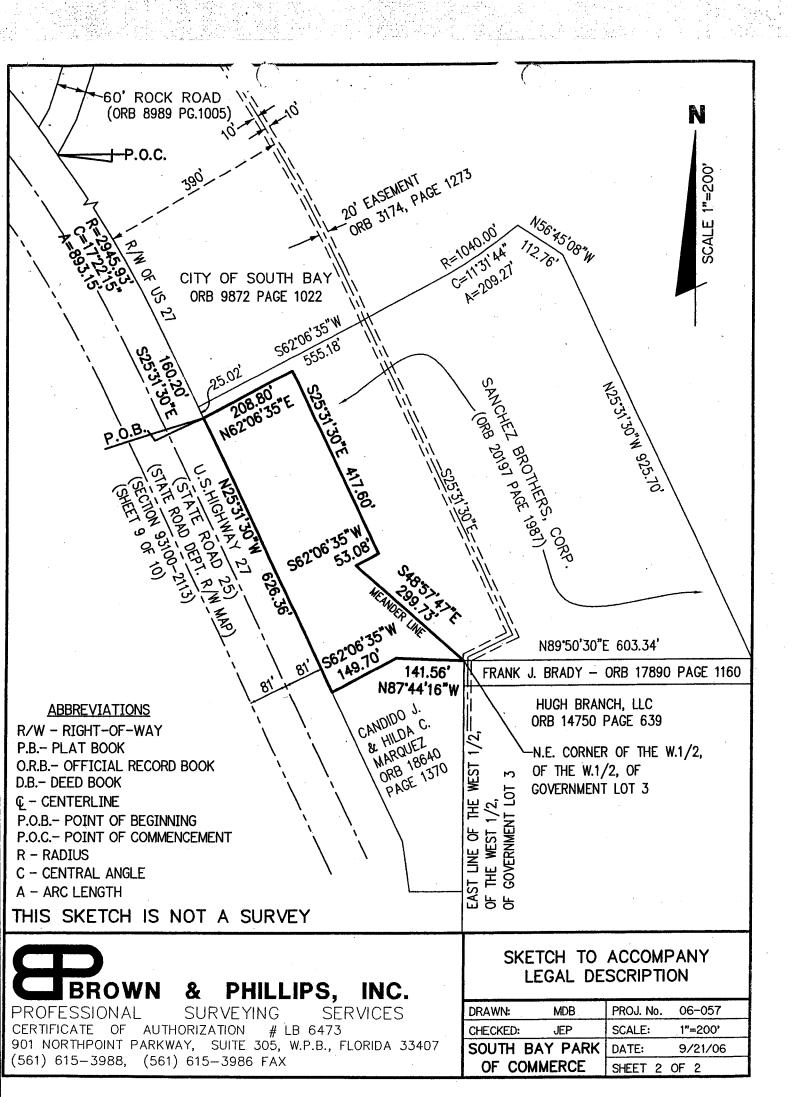


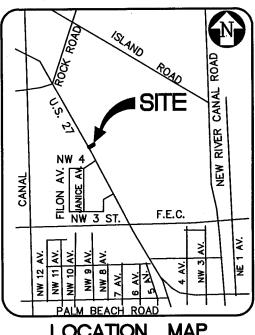
EXHIBIT "B-1"

NOTES:

- NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE ENGENUITY GROUP, INC.
- THIS SKETCH IS BASED ON INFORMATION FURNISHED BY CLIENT OR CLIENT'S REPRESENTATIVE.
- THIS SKETCH IS NOT VALID WITHOUTH THE ORIGINAL SIGNATURE AND RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- BEARINGS SHOWN HERON ARE BASED UPON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 27 ASSUMED BEARING BEING N25'31'30'W. ROTATION TO GRID 00'00'19" CLOCKWISE.
- 5. COORDINATES SHOWN HEREON ARE BASED ON THE FLORIDA STATE PLANE COORDINATE GRID, EAST ZONE, USING THE NORTH AMERICAN DATUM OF 1983 WITH THE 1990 ADJUSTMENT (NAD 83-90) AND HAVE BEEN ADDED TO THIS DOCUMENT AT THE REQUEST OF PALM BEACH COUNTY GOVERNMENT OFFICES. THE COORDINATES ARE CALCULATED AND DO NOT REFERENCE A FIELD SURVEY OF THE SUBJECT EASEMENT.

SCALE FACTOR: 0.999951

GROUND DISTANCE X SCALE FACTOR = GRID DISTANCE 6. ADDITIONS OR DELETIONS TO THIS SURVEY MAP BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.



LOCATION MAP

SKETCH OF DESCRIPTION THIS IS NOT A SURVEY

LEGAL DESCRIPTION

20 FOOT WIDE UTILITY EASEMENT LYING WITHIN A PORTION OF SECTION 11, TOWNSHIP 44 SOUTH, RANGE 36 EAST, PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS

COMMENCING AT THE NORTHEAST CORNER OF THE WEST HALF, OF THE WEST HALF OF GOVERNMENT LOT 3 OF SAID SECTION 11; THENCE, NORTH 87°44'16" WEST, A DISTANCE OF 141.56 FEET; THENCE SOUTH 62°06'35" WEST, A DISTANCE OF 149.70 FEET TO A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 27 (STATE ROAD 25) PER STATE OF FLORIDA STATE ROAD DEPARTMENT RIGHT-OF-WAY MAP SECTION 93100-2113, SHEET 9 OF 10; THENCE ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, NORTH 25°31'30" WEST, A DISTANCE OF 450.65 FEET TO THE POINT OF BEGINNING;

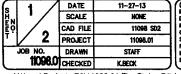
THENCE CONTINUE ALONG SAID RIGHT-OF-WAY LINE, NORTH 25°31'30" WEST, A DISTANCE OF 20.00 FEET; THENCE DEPARTING SAID RIGHT-OF-WAY LINE, NORTH 64°28'30" EAST, A DISTANCE OF 155.43 FEET; THENCE SOUTH 25'31'30" EAST, A DISTANCE OF 20.00 FEET; THENCE SOUTH 64°28'30" WEST, A DISTANCE OF 155.43 FEET TO THE POINT OF BEGINNING.

CONTAINING 3,108.50 SQUARE FEET MORE OR LESS.

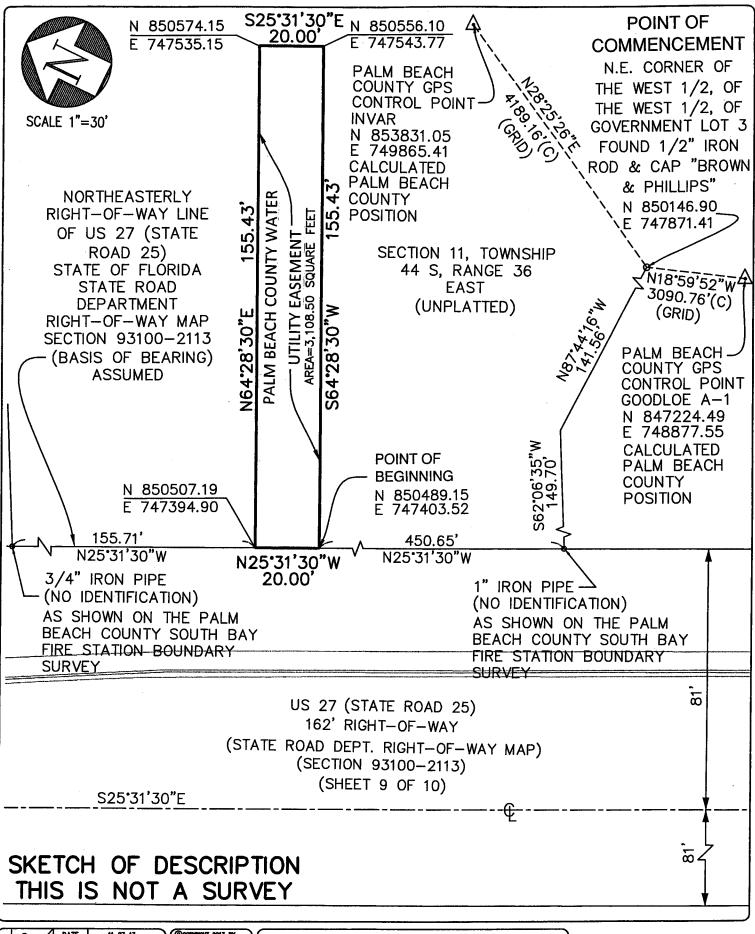
SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THE SKETCH REPRESENTED HEREON COMPLIES WITH MINIMUM TECHNICAL STANDARDS, AS SET FORTH BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

KEVIN M. BECK, P.S.M. PROFESSIONAL SURVEYOR AND MAPPER STATE OF FLORIDA LICENSE NO. 6168 STATE OF FLORIDA LB#6603



PALM BEACH COUNTY WATER UTILITY **EASEMENT FOR** PALM BEACH COUNTY FIRE STATION #74



§ 2	2 /	DATE	11-27-13
	~ /	SCALE	1"=30"
ξĢ	/_	CAD FILE	11096 SD2
' /	/ 2	PROJECT	11098.01
JOB NO. 11098.01		DRAWN	STAFF
		CHECKED	K.BECK

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ENGENUTY GROUP, NO. THE
DIAMNES BY PROMODE FOR
INTURNATIONAL PUMPOSES
ONLY, UNLESS SIGNED AND
SIALED BY A REDISTREAD
PROFESSIONAL SURVEYOR AND
MAPPER REPRESENTING

PALM BEACH COUNTY WATER UTILITY
EASEMENT FOR
PALM BEACH COUNTY
FIRE STATION #74

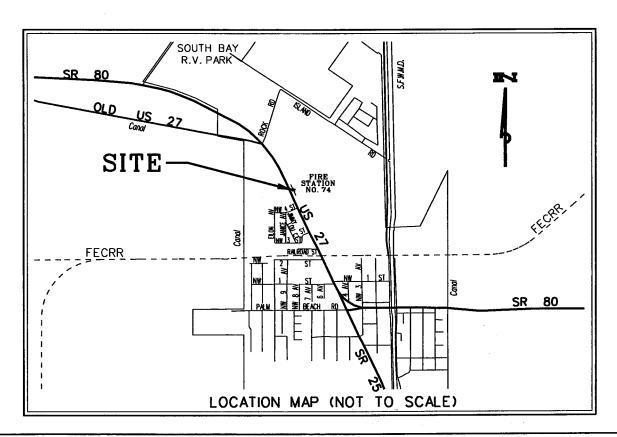


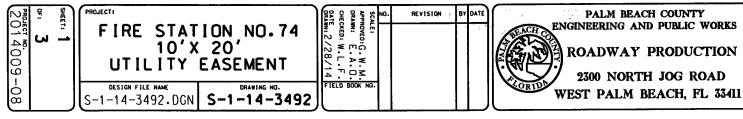
EXHIBIT "B-2" 10'X 20' UTILITY EASEMENT

A STRIP OF LAND 10.00 FEET IN WIDTH FOR UTILITY EASEMENT PURPOSES LYING IN SECTION 11, TOWNSHIP 44 SOUTH, RANGE 36 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE WEST HALF (W 1/2) OF THE WEST HALF (W 1/2) OF GOVERNMENT LOT 3 OF SAID SECTION 11; THENCE NORTH 87°44′16″ WEST, ALONG THE SOUTH LINE OF THE PROPERTY DESCRIBED IN OFFICIAL RECORD BOOK 22615, PAGE 1332 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, A DISTANCE OF 141.56 FEET; THENCE SOUTH 62°06′35″ WEST CONTINUING ALONG SAID SOUTH LINE, A DISTANCE OF 149.70 FEET TO THE EASTERLY RIGH-OF-WAY LINE OF US HIGHWAY 27 AS SHOWN ON STATE ROAD 25 STATE ROAD DEPARTMENT RIGHT-OF-WAY MAP SECTION NO. 93100-2113, SHEET 9 OF 10; THENCE NORTH 25°31′30″ WEST ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 202.65 FEET TO THE POINT OF BEGINNING; THENCE NORTH 25°31′30″ WEST CONTINUING ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 20.00 FEET; THENCE NORTH 64°28′30″ EAST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 25°31′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 25°31′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 64°28′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 64°28′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 64°28′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 64°28′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 64°28′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 64°28′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 64°28′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 64°28′30″ WEST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 64°28′30″

SAID EASEMENT CONTAINING 200 SQUARE FEET.





SURVEYOR'S NOTES

BEARINGS ARE BASED ON AN ASSUMED BEARING OF SOUTH 25°31'30" EAST ALONG THE MONUMENTED CENTERLINE OF US 27 AS SHOWN ON THIS DRAWING AND ALL OTHER BEARINGS ARE RELATIVE THERETO.

BEARING ROTATION EQUATION

N 25°31'30" W (DEED-ORB 21959, PG. 1590)

N 25°31'11" W

TO OBTAIN GRID BEARINGS APPLY

00°00'19" CLOCKWISE ROTATION TO

DEED VALUES (DEED TO GRID 83 / 90) US 27 (GRID-MEASURED GPS) SEE NOTES

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

THIS IS NOT A SURVEY.

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

SEE THE BOUNDARY SURVEY PREPARED BY PALM BEACH COUNTY FOR FIRE STATION NO.74 (DRAWING NO. S-3-07-2772) ON FILE IN THE OFFICE OF THE COUNTY ENGINEER FOR ADDITIONAL INFORMATION.

COORDINATES SHOWN ARE GRID DATUM = NAD 83, 1990 ADJUSTMENT ZONE = FLORIDA EAST LINEAR UNITS = US SURVEY FOOT
COORDINATE SYSTEM 1983 STATE PLANE TRANSVERSE MERCATOR PROJECTION
ALL DISTANCES ARE GROUND.
PROJECT SCALE FACTOR = 0.999951031
GROUND DISTANCE X SCALE FACTOR = GRID DISTANCE
ALL FEATURE SYMBOLS SHOWN ARE NOT TO SCALE.

THIS INSTRUMENT PREPARED BY GLENN W. MARK, P.L.S. IN THE OFFICE OF THE COUNTY ENGINEER @ VISTA CENTER 2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33411-2745.

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

I HEREBY CERTIFY THAT THE LEGAL DESCRIPTION AND SKETCH SHOWN HEREON MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17.050 052, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472,027 FLORIDA STATUTES.

TEO. LIND

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

