

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

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|----------------|---|-----------|---------------------|---------------------------------------|-------------------------------|
| Meeting Date: | August 19, 2014 | [×] [] | Consent Workshop | i i i i i i i i i i i i i i i i i i i |] Regular] Public Hearing |
| Department: | Airports | | - | - | - 0 |
| Submitted By: | Department of Airports | | | | |
| Submitted For: | Department of Airports | | | | |
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I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: the Enterprise Leasing Plat (Plat), creating the plat of approximately 19.735 acres, which includes two tracts containing a total of approximately 9.97 acres of County property.

Summary: Under the Lease Agreement with Enterprise Leasing Company of Florida, LLC, a Delaware limited liability company, d/b/a National Car Rental (Enterprise) (R2013-0137) (Lease), Enterprise leases County property at 2125 Belvedere Road, which is developed as a rental car facility. Enterprise also leases adjoining property at 2121 Belvedere Road from The Westcap Corporation (of Delaware), a Delaware corporation (Westcap), and Enterprise is seeking approval to develop both the County and Westcap properties as a single rental car facility. As a condition of development approval, Enterprise is required to plat both the Westcap and County properties. The Plat identifies and describes the boundaries of the entire property to be developed by Enterprise, and identifies the easements and restrictions associated with the property. The Plat creates a Limited Access Easement (LAE) and a Utility Easement adjacent to Belvedere Road, along the south boundary of the platted property. Tracts 2 and 2-A of the Plat are County-owned and the County is signing the plat as one of the property owners. **Countywide (HJF)**

Background and Justification: Enterprise owns and operates the Alamo, National and Enterprise rental car brands at the Palm Beach International Airport (PBIA). The facility on Belvedere Road will serve as a consolidated facility for all three of these brands. Enterprise is required to plat both the Westcap and County properties as a condition of development approval. Land Development issued Technical Compliance on July 29, 2014.

Attachments:

- 1. Plat (1)
- 2. Technical Compliance Letter

| AB Recommended By | 1: And Pely | 3/1//14 |
|----------------------|----------------------|---------|
| | Department Director | Date |
| Approved By: | por Mary | P(1)14 |
| | County Administrator | Date |

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

| Fiscal Years | <u>2014</u> | <u>2015</u> | <u>2016</u> | <u>2017</u> | <u>2018</u> |
|--|-------------|-------------|-----------------|-------------|-------------|
| Capital Expenditures Operating Costs Operating Revenues Program Income (County) In-Kind Match (County) | | | | | |
| NET FISCAL IMPACT # ADDITIONAL FTE POSITIONS (Cumulative) | <u> </u> | L before | 0 | 0 | 0 |
| Is Item Included in Current E Budget Account No: Fun Rep | - | partment | o <u>X</u> Unit | Object | _ |

- **B.** Recommended Sources of Funds/Summary of Fiscal Impact:
 - No fiscal impact.

C. Departmental Fiscal Review: ______

III. REVIEW COMMENTS

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

OFMB

Legal Sufficiency: N

Assistant County Attorney

C. Other Department Review:

Department Director

REVISED 9/03 ADM FORM 01 (THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

31/14

CERTIFICATE OF DEDICATION State of Florida

State of Florida County of Palm Beach \$\$

Know all men by these presents that The Westcap Corporation (of Delaware), a Delaware Corporation, and Palm Beach County, a political subdivision of the State of Rarida, owners of the land shown hereon, as Enterprise Leasing, a portion of Section 29, Township 43 South, Range 43 East, Polim Beach County, Florida, being described as follows

PALM BEACH COUNTY PARCEL (Deed Book 0856 Page 31 & 32)

Also beginning at the intersection of the North right-of-way line of Belvedere Road with the West line of the East half of the West half of the Southwest quarter of Section 29, Township 43 South, Range 43 East, said intersection being 660 feet East and 66 feet North of the Southwest corner of said Section 29; Thence North, 660 feet langt the West line of the East half of the West half of the Southwest quarter of Section 29; Thence East, 365 feet; Thence South 42: East to a point on the North Right of Wey line of Belvedare Road 150 feet East of West him and 66 feet North of the South line of Section 29; Thence West, genemic the North of the South of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South line of Section 29; Thence West, genemics the North North of the South North North of the North Nort Beginning. Lass the Right of Way in ORB 992 Page 35.

TOGETHER WITH

THE WESTCAP CORPORATION PARCEL (Deed Book 687 Page 038)

All of that certain plot or parcel of land in Section 29, Township 43 South, Range 43 East, Palm Beach County, Florida, more particularly described as follows: beginning at a point 1025 feet East of the West line and 726 feet North of the South line of said Section: Thence South 42' East to a point in the North Right of Way line of Belvedere Road, 1650 feet East of the West line and 66 feet North of the South line of soid section; Thence East along the North line of said Belvedere Road 280 feet; Thence North at right angles or nearly so to Belvedere Road 660 feet and Thence Westerly parallel or nearly so to said North line of Belvedere Road 309.58 feet to the point of place of beginning.

Less the South 1.0 foot per ORB 6395 Page 571. TOGETHER WITH

THE WESTCAP CORPORATION PARCEL (Official Records Book 4274 Page 224)

A strip of land, being 50 feet in width, lying in the Southwest one-quarter of Section 29, Township 43 South, Range 43 East, Palm Beach County, Florida, said strip of land being more particularly described as follows; commencing at the Southwesterly comer of the Plat of Belvedere Heights, according to the Plat thereof, as recorded in Plat Book 24, Page 153, Public Records, Palm Beach County, Florida; Thence, South 01'55'46" West, along the Southerly prolongation of the West line of said Plat, a distance of 0.79 feet for a Point of Beginning; Thence, continue South 01'55'46" West along said line, a distance of 660.01 feet to the North Right of Way line of Belvedere Road; Thence, North 88'26'57" West, along said Right of Way line and along a line parallel with and 66 feet Northerly of, as measured at right angles to, the South line of the Southwest one-quarter of said Section 29, a distance of 50.00 feet: Thence North 01'55'46" Fast, a distance of 660.01 feet; Thence, South 88'26'57" East, along a line parallel with and 726 feet Northerly of, as measured at right angles to, the South line of the Southwest one-auarter of Section 29, a distance of 50.00 feet to the Point of Beginning.

Less the West 0.78 feet thereof per Deed Book 976, Page 506. and Less the South 1.0 foot per ORB 4285 Page 1197.

THE ABOVE DESCRIBED LANDS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest corner of said Section 29;

Thence S 88°26'54" E, as a basis of bearings, along the South line of said Section, a distance of 665.89 feet to the West line of the East half of the quarter of the Southwest quarter of said Section 29:

Thence N 01*38'24" E, along said West line, a distance of 75.00 feet to the North Right of Way of Belvedere Road and the Point of Reginning.

Thence continue N 01'38'24" E, along said West line, a distance of 651.00 feet to a point on a line 726.00 feet North of, and parallel with the South line of said Section 29.

Thence S 88°26'54" E, along said parallel line, being the North line of the lands in Deed Book 0856 Pages 31 & 32, Deed Book 687 Page 38, and ORB 4274 Page224

A distance of 1317.63 feet:

Thence S 01*55'43" W, along the East line of the land in ORB 4274 Page 224. being the West line of the land in ORB 976, Page 506, a distance of 659.01 fee to a point on a line 67.00 feet North of and parallel with the South line of soid Section

Thence N 88'26'54" W, along said parallel line, being the Northerly line of the lands conveyed (the grantee's land) in ORB 4285 Page 1197 and ORB 6395 Page 571, a distance of 331.26 feet;

Thence S 41'53'33" E, along the East line of the land in Deed Book 0856 Pages 31 & 32, a distance of 1.38 feet to a point in a line 66.00 North of and parallel with the South line of said section;

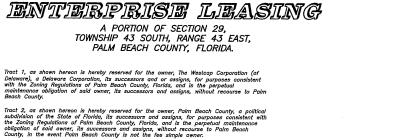
Thence N 88'26'54" W, along said parallel line, being the South line of the land in Deed Book 0856 Pages 31 & 32, a distance of 32.46 feet;

Thence N 01"32'37" E. along the East line of the West 1617.54 feet of said Section 29, per ORB 992 Page 35, a distance of 9.00 feet to a point in a line 75.00 feet North of and parallel with the South line of said Section 29;

Thence N 88'26'54" W, along the North line of the South 75 feet of said Section 29, a distance of 951.52 feet to the Point of Beginning.

Containing in Total, as measured, 859,675 square feet or 19.735 acres.

Have caused the same to be surveyed and platted as shown hereon and does hereby dedicate as follows:



Tract 1-A, as shown hereon is hereby reserved for the owner, The Westcap Corporation (of Delaware), a Delaware Corporation, its successors and assigns, for future right of way purposes, and is the perpetual maintenance obligation of said owner, its successors and assigns, without recourse to Palm Reach County.

Tract 2-A, as shown hereon is hareby reserved for the senser, Patm Bach County, a political subdivision of the State of Ancho, is successon and assigns, for pour consistent with the Zoning Regulations of Polm Beach County, Horida, and the Pelm Bach International Arport Master plan, and is the perpetual maintenance obligation of acid owner, its successors and assigns, without recourse to Polm Beach County, in the event Palm Beach County is not the est simple owner.

Limited Access Easement, as shown hereon is hereby reserved for the Boord of County Commissioners of Palm Beach County, a political subdivision of the State of Florida, for the purpose of control and jurisdiction over access rights.

Utility Easement, as shown hereon is hereby reserved in perpetuity for the construction and maintenance of utility facilities, including cable television systems. The installation of cable television systems sholl not interfere with the construction and maintenance of other utilities.

Paim Beach County shall have the right, but not the obligation, to maintain any portion of the drainage system encompassed by this plat which is associated with the drainage of public streets, including the right to utilize for proper purposes any and all drainage, lake maintenance, and lake maintenance access easements, and private streets associated with said drainage system.

IN WITNESS WHEREOF, as to only that portion of Tract 1 and Tract 1-A owned in fee simple by The Westcap Corporation (of Delaware), a Delaware Corporation, has caused these presents to be signed by its President and its corporate seal to be affixed hereto.

This _____ Day of ____ 2014

> The Westcap Corporation (of Delaware), a Delaware Corporation

> > Notary Stamp

Brian Pribyl, President

(Print Name)

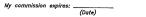
(Print Name)

ACKNOWLEDGMENT

State of Texas 55 County of Travis

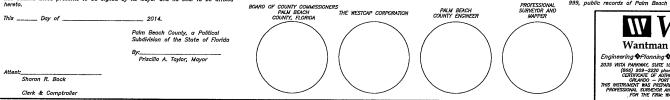
to said instrument by due and regular corporate authority, and that said instrument is the free act and deed of said corporation.

WITNESS my hand and official seal this _____ day of _____ . 2014.





IN WITNESS WHEREOF, as to only that partian of Tract 2 and Tract 2-A owned in fee simple by Paulin Beach County, a palitical subdivision of the State of Florida, here caused these presents to be signed by its Mayor and its seai to be affixed



This _____ day of _____

Professional Surveyor and Mapper, License No. 6717

Eric R. Matthews

State of Florida

Bv.

Date:

County of Palm Beach

: George T. Webb, P.E. County Engineer Palm Beach County, Florida

State of Florida County of Palm Beach

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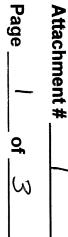
Okeechobee Blvc \bigcirc County of Palm Beach \$ 55 THIS PLAT WAS FILED FOR RECORD AT THIS _____ DAY OF _____ Belvedore Rd. IN PLAT BOOK _____ ON PAGES _____ ON Paim Beach Iernational Airpor THIS PLAT SHARON R. BOCK CLERK AND COMPTROLLER LOCATION MAP BY:_____ DEPUTY CLERK (NOT TO SCALE) SHEET 1 OF 3 SHEETS TABULAR DATA: Control Numbers: 1988-00088 & 1993-00052 COUNTY ENGINEER Total Area of Plat: = 19.735 Acres± = 9.735 Acres ± Tract 1: Tract 2: = 9.966 Acres ± 1332.728 Square Feet ± 150.525 Square Feet ± This Plat is hereby approved for record pursuant to Palm Beach County Ordinance 95–33, and in accordance with Section 177,071 (2), Florida Statutes, this reviewed by a Professional Surveyor and Mapper employed by Palm Beach County, Florida, in accordance with Section 177,081 (1), Rorida Statutes. Tract 1-A: Tract 2-A: = LEGEND = Palm Beach County = Limited Access Easement PBC LAE LB Eimited Access Easement
Elicensed Business
Permanent Reference Monument
Point of Beginning
Point of Commencement
Official Records Book
Quarter Section Corner
Section Corner
Section Corner PRM P.O.B. P.O.C. O.R.B. 7 Set 4"x4" Concrete Monument with Aluminum Disk Stamped LB 7055 PRM unless otherwise noted TITLE CERTIFICATION = Set 5/8" Iron Rod & Cap Stamped LB 7055 SURVEYOR'S NOTES I, _____, a duly licensed attorney in the State of Florida, do hereby certify that I have examined the title to the hereon described property; 1.) NOTICE: This plot, as recorded in its graphic form, is the official depiction of the subdivided lands described herein and will in no circumstances be supplanted in authority by any other graphic or digital form of the plot. There, may be additional restrictions that are not recorded do héréby certury that i have examined the title to the herean described property; that I find the tilbe to the property is vested in The Wostcop Corporation (of Delavare), a Delaware Corporation, and Palm Beach County, a political subdivision of the state of Forkard; that the current taxes, if oppicable, have been paid; that there are no mortgages of record; and that all Polm Beach County special assessment items, and all other items held against said lands have been satisfied; and that there are nonumbrances of record but those encumbrances do not prohibit the creation of the subdivision depicted by this plat. on this plat that may be found in the Public Records of Palm Beach County 2.) The Bearings shown hereon are based on Grid North, 27 Ine Davings shown instead are based on ora North, and are referended to the Florida State Plane Coordinate System, East Zone, North American Datum of 1983, 1990 adjustment. The bearing base for this survey is the South line of Section 29, Township 43 South, Range 43 East, sold South line bears South 827654 East and all other -----Ву: _____ (Print Name) icensed in Florida bearings are relative therety Florida Bar No. 3.) The coordinate values shown hereon are State Plane Zone, North American Datum (NAD) 1983, (1990 adjustment). Control measurements meet or exceed closure for Commercial/High Risk: Linear: 1 foot in 10,000 feet SURVEYOR'S CERTIFICATE horizontally and were verified through a redundoncy of measurements. All distances are ground distances in U.S. Survey Feet unless otherwise noted. Scale Factor = 1,0000439395 This is to certify that the Plat shown hereon is a true and correct representation of a survey made under my responsible direction and supervision; that said survey is accurate to the best of my knowledge and beliaf; that Permanent Reference Monuments $(^{\rm T}R.M.s^2)$ and monuments Grid Distance = (Ground Distance) x (Scale Factor) according to Section 177.031(9), Florida Statutes, have been placed as required by law; and further, that the survey data complies with all the requirements of Chapter 177, Florida Statutes, as amended, and the Ordinances of Palm Beach County, Rorida. 4.) In those cases where easements of different types cross or otherwise coincide, drainage assements shall have first priority, utility easements shall have second priority, access easements shall have third priority, and all other easements shall be subordinate to these with their priorities being termined by use rights granted. . 2014 5.) There shall be no building or any kind of construction or trees or shrubs placed on any easement without prior written consent of all easement beneficiaries and all applicable county approvals or permits, as required for such

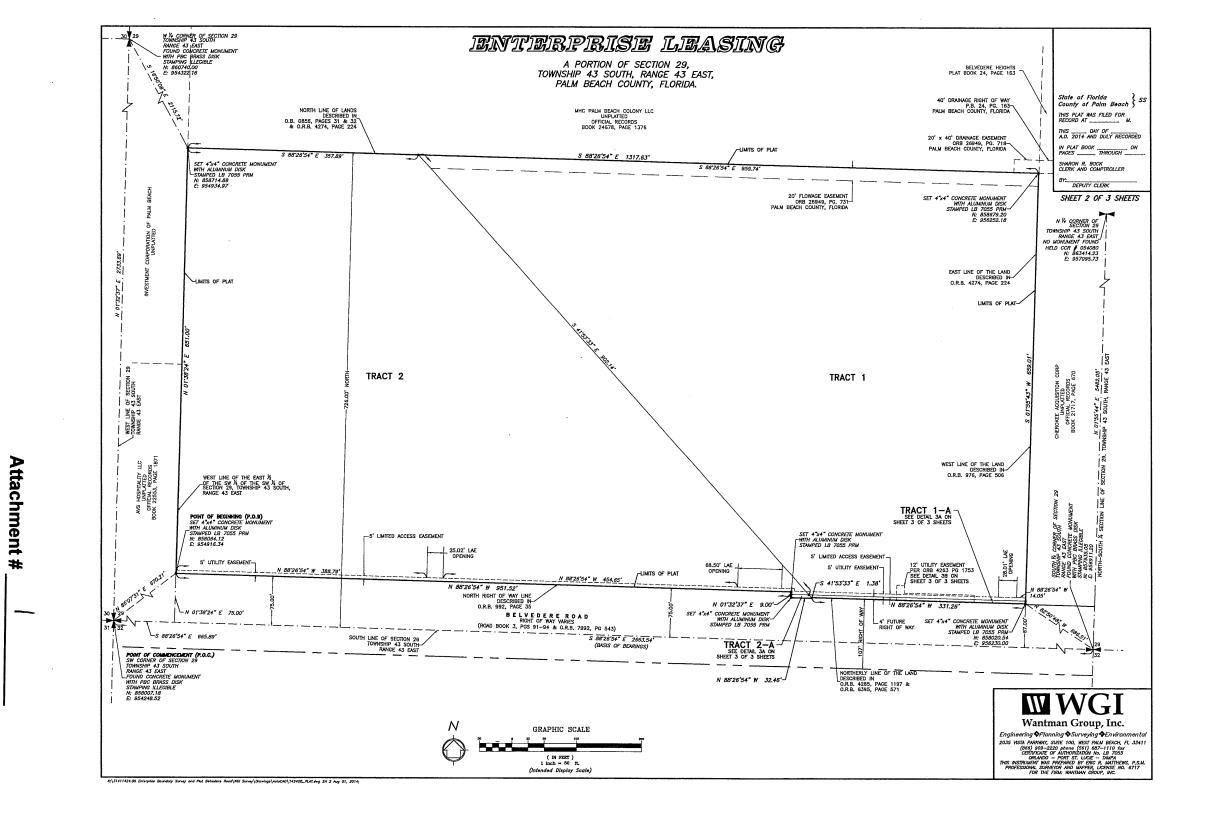
6.) The building setbacks shall be as required by current Palm Beach County Zoning Regulations.

7.) Property is subject to the Declaration of Unity of Control (R2014-0212), as recorded in O.R.B. 26659, PG. 999, public records of Palm Beach County, Florida.



K:\31411424.00 Enterprise Boundary Survey and Plot Behredere Road/MCI Survey/Drawings/AutoCAD/142400_PLAT.deg SH 1 Aug 01, 2014;



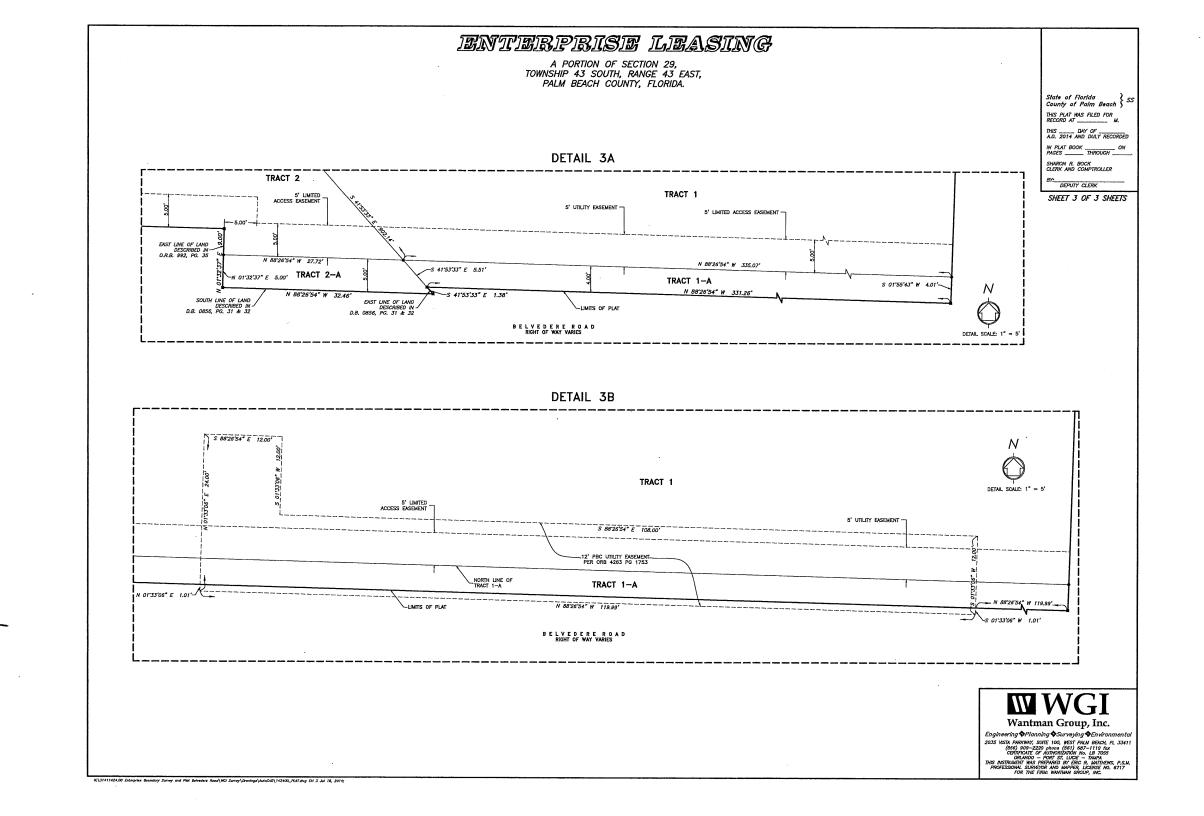


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of

J



Attachment #

1



TECHNICAL COMPLIANCE

Department of Engineering and Public Works P.O. Box 21229 West Palm Beach, FL 33416-1229 (561) 684-4000 FAX: (561) 684-4050 www.pbcgov.com

哪店

Palm Beach County Board of County Commissioners

Priscilla A. Taylor, Mayor

Paulette Burdick, Vice Mayor

Hal R. Valeche

Shelley Vana

Steven L. Abrams

Mary Lou Berger

Jess R. Santamaria

County Administrator

Robert Weisman

"An Equal Opportunity Affirmative Action Employer"

CAY printed on recycled paper

Westcap Corporation (of Delaware) 850 E. Anderson Lane Austin, TX 78752

Attention:

July 28, 2014

Brian Pribyl, President

Control No: Surveyor: Plat Name:

5858-000 Wantman Group, Inc. ENTERPRISE LEASING

Technical Compliance is hereby granted for the above-referenced preliminary plat, and the following established:

Recording Cost: \$60.00

In order to have the plat recorded, all of the following items must be submitted to the Land Development Division prior to expiration of Technical Compliance approval.

> The reproducible final plat, fully executed and suitable for recording. The Title Certification date must be within three (3) months prior to the date of plat recordation.

2. Copies of <u>recorded</u> easements or deeds as required by the County Engineer. The copies must have the Clerk & Comptroller's stamped Official Records Book and page number.

3. A copy of the current tax receipt. Tax receipts are considered current until April 1 of the year following receipt of the tax bill.

4. A certified statement from the Surveyor-of-Record stating that there have been no changes to the plat since issuance of Technical Compliance or, if changes have been made, the statement must itemize each change and be accompanied by a plat print with all revisions highlighted.

Attachment # ____ Page _____ of _ 2



TECHNICAL COMPLIANCE Page 2 of 2

ENTERPRISE LEASING July 28, 2014

- 5. A check payable to the Clerk & Comptroller Palm Beach County for the above noted recording cost.
- 6. The recording information for the property owners' association documents or other such maintenance and use documents applicable to the property encompassed by the final plat, or an exception letter explaining why such recording information is not required to be submitted for the plat.

All of the above items must be submitted at one time as a package. <u>Incomplete</u> packages will not be accepted for processing.

The County Engineer's approval must be obtained prior to any construction or installation of berms, plantings, trees, landscaping, street lighting, or any other above-ground structures within the platted streets or recorded drainage or lake maintenance easements.

This Technical Compliance will be in force for a period of six (6) months from the date given below and cannot be extended, per Article 11.B.3.E of the Unified Land Development Code.

We also request a **digital copy of the plat** be provided in DXF format with the final plat submission. Please include an index of layers and the following disclaimer:

"The data contained on this disk is provided for informational purposes only. It is not a final survey and should not be relied upon as such. The surveyor shall not be held liable for any alterations to the data that might occur after the disk is submitted to Palm Beach County."

If you have any questions, please call Zig Sledz at (561) 478-5701.

Sincerely, lowinglf. Kella

EFFECTIVE DATE

07/29/2014

Joanne M. Keller, P.E., Director Land Development Division 2S

JMK:ZS:zs

pc:

Marlene Everitt, Assistant County Attorney Jon MacGillis, Director, Zoning Division Surveyor: Wantman Group, Inc.

REF: 5858-000 TC boundary plat letter zs.doc

| Attachment # | 2 |
|--------------|--------------|
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