

Agenda Item #: **4D-1**

Meeting Date: 10/7/2014 ☐ Consent ☒ Regular
 ☐ Workshop ☐ Public Hearing

Submitted For: Planning Division

Attachments:

1. Interlocal Agreement with Exhibits A, B, and C of the Interlocal Agreement
2. Annexation Location Map
3. Village of Palm Springs Resolution 2014-38
4. Palm Springs Notice to Property Owners
5. Staff Report

Recommended By: 10/4 Rebecca D. Caldwell 9/5/14
Executive Director Date

Approved By: 10/24/14
Deputy County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2015	2016	2017	2018	2019
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	=====	=====	=====	=====	=====
# ADDITIONAL FTE					
POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes _____ No _____

Budget Account No.: Fund _____ Agency _____ Org. _____ Object _____

Reporting Category _____

B. **Recommended Sources of Funds/Summary of Fiscal Impact:** There is no anticipated fiscal impact associated with this annexation. Palm Beach County Fire Rescue provides fire protection and emergency medical services to the Village of Palm Springs, if annexed citizens would continue to receive service from the same station.

C. **Departmental Fiscal Review:** Pete D'Agostino

III. REVIEW COMMENTS

A. **OFMB Fiscal and/or Contract Dev. and Control Comments:**

Susan Henry 9/8/14
BAO ASD OFMB
9/8 9/8

Ann J. Jacobson 9/18/14
Contract Dev. and Control
9-18-14 Jacobson

B. **Legal Sufficiency:**

[Signature]
Assistant County Attorney

C. **Other Department Review:**

[Signature]
Department Director

INTERLOCAL AGREEMENT

THIS INTERLOCAL AGREEMENT is made on this ____ day of _____, 2014 between the VILLAGE OF PALM SPRINGS, a municipal corporation located in Palm Beach County, Florida, hereinafter referred to as "VILLAGE," and PALM BEACH COUNTY, a political subdivision of the State of Florida, hereinafter referred to as "COUNTY", each entity constituting a "public agency" as defined in Part 1, Chapter 163, Florida Statutes (2013).

WHEREAS, Section 163.01, Florida Statutes (2013), known as the "Florida Interlocal Cooperation Act of 1969," as amended, authorizes local governments to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage, and to thereby provide services and facilities which will harmonize geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, the "Florida Interlocal Cooperation Act of 1969" permits public agencies as defined herein to enter into interlocal agreements with each other to jointly exercise any power, privilege, or authority which such agencies share in common and which each might exercise separately; and

WHEREAS, Section 171.046, Florida Statutes (2013), providing for annexation of certain enclaves by entering into an interlocal agreement between the municipality and the county having jurisdiction over such enclave; and

WHEREAS, Section 171.046, Florida Statutes (2013), limits annexation by interlocal agreement to enclaves of ten (10) acres or less in size; and

WHEREAS, Section 171.031 (13) (a) and (b), Florida Statutes (2013), defines enclaves as developed or improved property bounded on all sides by a single municipality, or bounded by a single municipality and by a natural or manmade obstacle that allows passage of vehicular traffic to that incorporated area only through the municipality; and

WHEREAS, the County and the Village have determined that it is appropriate and will promote efficient provision of governmental services for the Village to annex certain enclaves; and

WHEREAS, it has been determined by the Village and by the County that the parcels to be annexed via this interlocal Agreement meet the requirements set out in Section 171.031 (a) and (b) and 171.046, Florida Statutes (2013), as such enclaves are developed or are improved, are ten (10) acres or less in size, and are completely surrounded by the Village or are surrounded by the Village and a natural manmade obstacle that allows passage of vehicular traffic to the enclaves only through the Village; and

WHEREAS, the enclaves identified for annexation in this Interlocal Agreement are in the Village's future annexation area as provided for in the Village's study for annexation; and

WHEREAS, the County and the Village agree that the parcels to be annexed via this Interlocal Agreement is subject to the Land Use Atlas of the Palm Beach County Comprehensive Plan and County zoning and subdivision regulations until the Village adopts a comprehensive plan amendment to include the parcels to be annexed in the comprehensive plan;

NOW, THEREFORE, in consideration of the mutual representations, terms, and covenants hereinafter set forth, the parties hereby agree as follows:

Section 1. Purpose

The purpose of the Agreement is to allow annexation by the Village of Palm Springs of certain unincorporated enclaves which are identified in Exhibit "A" attached hereto and made a part hereof:

Section 2. Definitions

The following definition shall apply to this Agreement:

1. The term "enclave" shall be defined as set forth in Section 171.031(13) (a) and (b), Florida Statutes (2013).
2. "Act" means Part 1 of Chapter 163, Florida Statutes (2013).

3. "Agreement" means this Interlocal Agreement, including any amendments or supplements hereto, executed and delivered in accordance with the terms hereof.

Section 3. Annexation

The unincorporated enclaves identified in Exhibit "A", which is attached hereto and made a part hereof, are hereby annexed into and are included in the corporate boundaries of the Village of Palm Springs.

Section 4. Annexation of Rights-of-Way

Palm Beach County hereby consents to the annexation of the right-of-way segments identified in Exhibit "B" into the corporate boundaries of the Village of Palm Springs.

Section 5. Transfer of Ownership and Maintenance Responsibility of Rights-of-Way identified in Exhibit "C"

Approval of this interlocal agreement by both parties constitutes mutual agreement by the Village and County pursuant to Section 335.0415, Florida Statutes (2013), to the transfer of the responsibility for ownership, operation and maintenance of the right-of-way segments identified in Exhibit "C" from the County to the Village. Such transfer shall occur upon the effective date of the annexation of the right-of-way segments identified in Exhibit "C".

Section 6. Effective Date

This agreement shall take effect upon execution by both parties.

Section 7. Filing

Upon execution by both parties, a certified copy of this agreement shall be filed with the Clerk of Circuit Court in and for Palm Beach County.

Section 8. Notification

The Village hereby acknowledges that it has provided written notice to all owners of real property located in the enclaves identified in Exhibit "A" whose names and addresses are known by reference to the latest published ad valorem tax records of the Palm Beach County Property Appraiser. The written notice described the purpose of the Interlocal Agreement and stated the date, time, and place of the meeting of the Village Council of the Village of Palm Springs where this Interlocal Agreement is to be considered for adoption.

Section 9. Captions

The captions and section designations herein set forth are for convenience only and shall have no substantive meaning.

Section 10. Severability

In the event any section, paragraph, sentence, clause, or provision hereof is held by a court of competent jurisdiction to be invalid, such shall not affect the remaining portions of this Agreement, and the same shall remain in full force and effect.

Section 11. Entire Agreement & Counterparts

This Agreement represents the entire understanding between the parties, concerning the subject, and supersedes all other negotiations, representation, or agreements, either written or oral, relating this Agreement. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

ATTEST:

Mayor

By: _____
Deputy Clerk

(Seal)


Approved as to Form and Legal Sufficiency

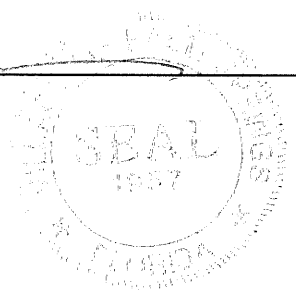


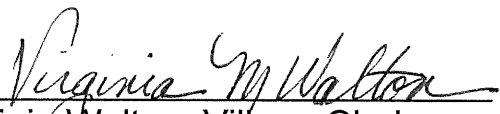
County Attorney

VILLAGE OF PALM SPRINGS

ATTEST:


Bev Smith, Mayor




Virginia Walton, Village Clerk
(Seal)

Approved as to Form and Legal Sufficiency


Village Attorney

Exhibit A
Parcels by Enclave

PCN	Property Address	Acres	Owner	Legal Description
Enclave 1				
00-42-44-24-12-000-0151	Kirk Road	0.39	Community Land Trust of PBC	MANILA PARK LT 15 (LESS S 25 FT OF W 25 FT & E 8 FT KIRK RD R/W) & N 75 FT LT 17
00-42-44-24-12-000-0152	4033 Lakewood Road	0.39	Juan Rodriguez & Laura Chapman	MANILA PARK S 25 FT OF W 25 FT OF LT 15, W 25 FT OF LT 16, S 126.16 FT OF LT 17 & S 126.16 FT OF E 10 FT OF LT 18
00-42-44-24-12-000-0180	4059 Lakewood Road	0.43	Debra Kish	MANILA PARK LT 18 /LESS S 126.16 FT OF E 10 FT
00-42-44-24-12-000-0191	4085 Lakewood Road	0.15	Valentine Gabaldon	MANILA PARK LOT 19 (LESS SLY 151.25 FT)
00-42-44-24-12-000-0192	4077 Lakewood Road	0.31	Samuel Sarabia	MANILA PARK SLY 151.25 FT OF LT 19
00-42-44-24-12-000-0202	4089 Lakewood Road	0.15	David & Jeanine Keating	MANILA PARK LT 20 (LESS SLY 151.57 FT)
00-42-44-24-12-000-0101	4078 Luzon Avenue	0.34	Elba Lopez & Elias Roldan	MANILA PARK, LT 11
00-42-44-24-12-000-0110	4054 Luzon Avenue	0.46	Interamerican Bank FSB	MANILA PARK, LT 11
00-42-44-24-12-000-0120	4030 Luzon Avenue	0.46	Trishemp LLC	MANILA PARK LT 12
Enclave 2				
00-42-44-24-00-000-5010	Luzon Avenue	1.37	KAK Properties II LLC	24-44-42, E 1/2 OF SW 1/4 OF NE 1/4 OF SE 1/4 (LESS S 225 FT, E 300 FT OF N 206 FT OF S 431 FT & E 110 FT OF N 200 FT)
Enclave 3				
00-42-44-24-28-000-0050	4157 Lakewood Road	0.03	Rebecca Caslmon	LAKEWOOD VILLAS UNIT NO 5 AS IN OR4098P1365
Enclave 4				
00-42-44-24-00-000-5541	3738 Laurette Lane	0.29	William Sproul	LAKEWOOD VILLAS UNIT NO 5 AS IN OR4098P1365
Enclave 5				
00-42-44-24-00-000-5521	3661 Laurette Lane	0.26	Guldem Ozberk	24-44-42, N 80 FT OF S 508.85 FT OF W 166.45 FT OF SW 1/4 OF NE 1/4 OF SE 1/4 (LESS E 25 FT RD R/W)
Enclave 6				
00-42-44-24-00-000-5233	3673 Almar Road	0.23	Livan Caballero & Taymis Guevara	24-44-42, S 90 FT OF N 982 FT OF W 130 FT OF E 1/2 OF E 1/2 OF NW 1/4 OF SE 1/4 (LESS E 20FT RD R/W)
Enclave 7				
00-42-44-24-00-000-5260	3621 Almar Road	0.2	Vincente Vega	24-44-42, S 80 FT OF N 712 FT OF W 130 FT OF E 1/2 OF E 1/2 OF NW 1/4 OF SE 1/4 (LESS E 20FT RD R/WS)
00-42-44-24-00-000-6010	3618 Almar Road	0.15	Palm Beach County Housing Authority	24-44-42, S 60 FT OF E 130 FT OF W 260 FT OF E 1/2 OF NE 1/4 OF NW 1/4 OF SE 1/4 (LESS W 20 FT RD R/W)
Enclave 8				
00-42-44-24-00-000-5220	3611 Almar Road	0.15	Vincente Vega	24-44-42, S 60 FT OF N 412 FT OF W 130 FT OF E 1/2 OF E 1/2 OF NW 1/4 OF SE 1/4 (LESS E 20FT RD R/W)
00-42-44-24-00-000-5211	3559 Almar Road	0.15	Maria Baltazar	24-44-42, S 60 FT OF N 352 FT OF W 130 FT OF E 1/2 OF E 1/2 OF NW 1/4 OF SE 1/4 (LESS E 20FT RD R/W)
00-42-44-24-16-000-0040	3560 Patio Court	0.26	Sebastian Tapia	24-44-42, PLEASANT GROVE LT 4
00-42-44-24-16-000-0030	3544 Patio Court	0.26	Sebastian Tapia	24-44-42, PLEASANT GROVE LT 3

Enclave 9				
00-42-44-24-00-000-5340	3550 Almar Road	0.35	Wieder Rentals LLC	24-44-42, N 140 FT OF S 500 FTOF E 130 FT OF W 260 FT OF E 1/2 OF NE 1/4 OF NW 1/4 OF SE 1/4 (LESS W 20 FT RD R/W)
00-42-44-24-00-000-5100	3545 Laurette Lane	0.28	Lakshi & Sunity Maharaj	24-44-42, W 47 FT OF W 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4 (LESS N 190.9 FT & S 380 FT) &E 73 FT OF E 1/2 OF NE 1/4 OF NW 1/4 OF SE 1/4 (LESS N 190.9FT & S 380 FT)
00-42-44-24-00-000-5046	4217 Narcissus Avenue	0.33	Robin Smith	24-44-42, W 47 FT OF W 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4 (LESS N 190.9 FT & S 380 FT) &E 73 FT OF E 1/2 OF NE 1/4 OF NW 1/4 OF SE 1/4 (LESS N 190.9FT & S 380 FT)
Enclave 10				
00-42-44-24-00-000-5045	3566 Laurette Lane	0.29	Wileme Dorceus	24-44-42, W 106 FT OF E 244.96FT OF N 119.98 FT OF S 379.94 FT OF W 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4 IN OR979P90
00-42-44-24-00-000-5090	4202 Narcissus Lane	0.33	Sebastian Tapia	24-44-42, S 100 FT OF N 291 FTOF W 144 FT OF E 174 FT OF W 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4
Enclave 11				
00-42-44-24-00-000-5019	4157 Narcissus Lane	0.35	Misael Plasencia	24-44-42, W 104.17 FT OF E 212.87 FT OF S 145 FT OF N 197 FT OF E 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4
00-42-44-24-00-000-5015	4154 Narcissus Lane	0.36	Sonia Rivera	24-44-42 W 100 FT OF E 200 FT OF S 158 FT OF N 355 FT OF E 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4
Enclave 12				
00-42-44-24-19-000-0130	4114 Narcissus Lane	0.24	Diomedes Reyes & Julio Torres	SUNNY BROOK ACRES LOT 13 & W 25 FT OF LOT 14
00-42-44-24-19-000-0141	4102 Narcissus Lane	0.24	Alfonso Rodriguez	SUNNY BROOK ACRES E 25 FT OF LT 14 & ALL OF LT 15
Enclave 13				
00-42-44-24-19-000-0040	4041 Narcissus Lane	0.14	Albenice & Belkis Torres	SUNNY BROOK ACRES LT 4
Enclave 14				
00-42-44-24-19-000-0271	4037 Gardenia Avenue	0.24	Lila Daniels	SUNNY BROOK ACRES W 25 FT OF LT 27 & LT 28
00-42-44-24-19-000-0290	4049 Gardenia Avenue	0.16	Carol Pearson Estate	SUNNY BROOK ACRES LOT 29
Enclave 15				
00-42-44-24-19-000-0410	4078 Gardenia Avenue	0.16	Frank & Colleen Napier	SUNNY BROOK ACRES LOTS 41
Enclave 16				
00-43-44-19-11-003-0127	3586 Kirk Road	0.36	MF Homes III LLC	LAKEWOOD GARDENS PL 1 N 150 FT OF S 300 FT OF W 120 FT OF TR 12 (LESS S 20 FT GARDENIA AVE R/W & RTN CURVE AREA KINRK RD R/W) BLK 3

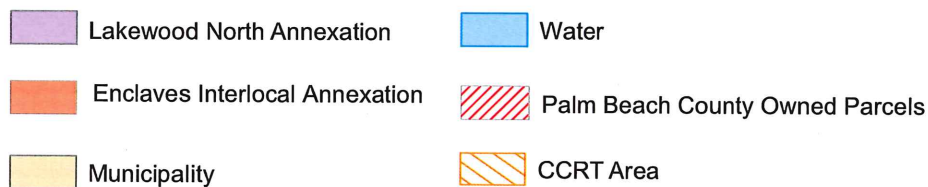
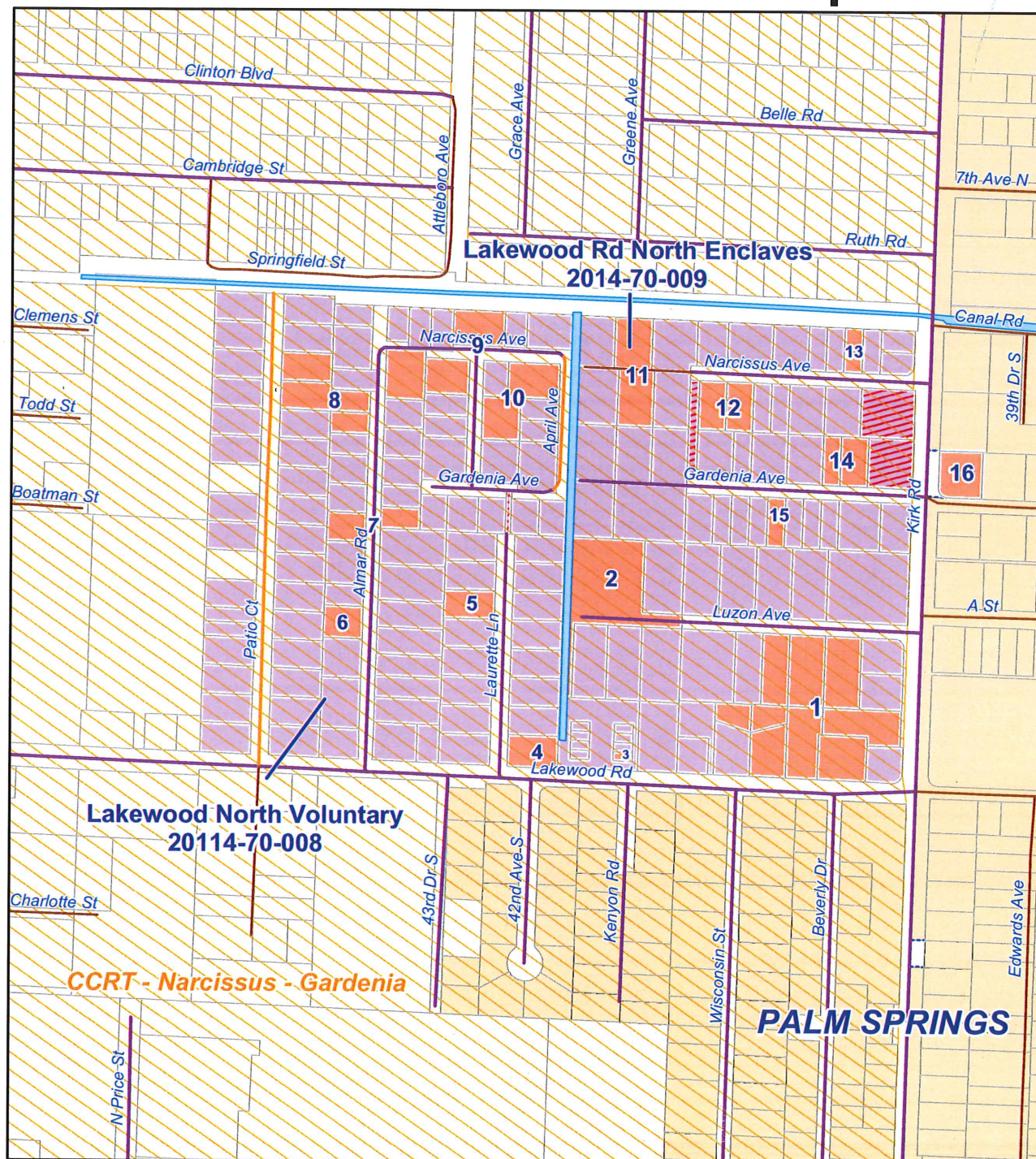
Exhibit B
Right-of-Way Segments To Be Annexed

Rights-of-Way	Segment
Kirk Road	Entire segment from Lakewood Road to Canal Road
Narcissus Avenue	Entire segment from 660 feet west of Kirk Road, to Kirk Road
Narcissus Avenue	Entire segment from Almar Road, to April Avenue
Gardenia Avenue	Entire segment from Dead End, to Kirk Road
Gardenia Avenue	Entire segment from Dead End, to April Avenue
Luzon Avenue	Entire segment from 625 feet west of Kirk Road, to Kirk Road
Lakewood Road	Entire segment from 43 rd Drive South, to Kirk Road
April Avenue	Entire segment from Gardenia Avenue, to Narcissus Avenue
Laurette Lane	Entire segment from Lakewood Road, to Dead End
Laurette Lane	Entire segment from Gardenia Avenue, to Narcissus Avenue
Almar Road	Entire segment from Lakewood Road, to Narcissus Avenue
Patio Court	Entire segment from Lakewood Road , to LWDD L-11 Canal

Exhibit C
Right-of-Way Segments Operated and Maintained by the County
For which ownership and maintenance will be transferred to the Village

Rights-of-Way	Segment
Narcissus Avenue	Entire segment from 660 feet west of Kirk Road, to Kirk Road
Narcissus Avenue	Entire segment from Almar Road, to April Avenue
Gardenia Avenue	Entire segment from Dead End, to Kirk Road
Gardenia Avenue	Entire segment from Dead End, to April Avenue
Luzon Avenue	Entire segment from 625 feet west of Kirk Road, to Kirk Road
April Avenue	Entire segment from Gardenia Avenue, to Narcissus Avenue
Laurette Lane	Entire segment from Lakewood Road, to Dead End
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Almar Road	Entire segment from Lakewood Road, to Narcissus Avenue
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Annexation Location Map



County ROW Maintenance

- County Maintained
- Courtesy Maintained

Other ROW Maintenance

- State Maintained
- Other

Updated: June 25, 2014
 Contact: Nicole Delsoin
 Filename: N:\Division P\Annex\FY2014
 Note: Map is not official, for informational purposes only
 Source: ROW Maintenance Data PBC Engineering
 Dept 2010 pbcgis1 SDE GEODATA.CENTERLINE_LN

350 0 350 Feet



**Planning, Zoning
 & Building**

2300 N. Jog Rd.
 West Palm Beach, FL 33411
 Phone (561) 233-5300



RESOLUTION NO. 2014-38

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY, PURSUANT TO SECTION 163.01, AND SECTION 171.046 FLORIDA STATUTES, ET SEQ., FOR THE PURPOSE OF ANNEXING SIXTEEN (16) ENCLAVES, CONSISTING OF A TOTAL OF THIRTY-FOUR (34) PARCELS, OF TEN ACRES OR LESS, AND TWELVE (12) ROAD RIGHTS-OF-WAY, THOSE LANDS BEING MORE FULLY DESCRIBED IN EXHIBIT "A" TO THE INTERLOCAL AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council of the Village of Palm Springs ("Village") deems it in the best interest of the Village to enter into that certain Interlocal Agreement with Palm Beach County for the annexing of sixteen (16) enclaves, consisting of a total of thirty-four (34) parcels and twelve (12) road rights-of-way; and

WHEREAS, the Village wishes to annex the sixteen (16) enclaves, consisting of a total of thirty-four (34) parcels and twelve (12) road rights-of-way; which are more fully described in **Exhibit "A"** to the Interlocal Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AS FOLLOWS:

Section 1. The Village of Palm Springs, Florida hereby agrees to the terms and conditions of that certain Interlocal Agreement with Palm Beach County, a copy of which is attached hereto and which is incorporated herein by reference, and which is authorized pursuant to Chapter 163.01 and Section 171.046 et seq., Florida Statutes; and further authorizes the Mayor and Village Clerk to execute and deliver said Interlocal Agreement to Palm Beach County, along with a certified copy of this Resolution.

Section 2. Upon their execution, the Village Clerk shall forthwith cause a certified copy of this Resolution, together with a copy of the said Interlocal Agreement to be filed with the Clerk of the Circuit Court in and for Palm Beach County, Florida.

Resolution No. 2014-38

Section 3. This Resolution shall take effect immediately upon its passage.

Council Member Gunther offered the foregoing resolution.

Council Member Escalada seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
BEV SMITH, MAYOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SERGIO ESCALADA, VICE MAYOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DOUG GUNTHER, MAYOR PRO TEM	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PATTI WALLER, COUNCIL MEMBER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JONI BRINKMAN, COUNCIL MEMBER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The Mayor thereupon declared the Resolution duly passed and adopted this 28th day of ~~JULY~~ AUGUST 2014.

VILLAGE OF PALM SPRINGS, FLORIDA

BY: [Signature]
BEV SMITH, MAYOR

ATTEST:

BY: Virginia M. Walton
VIRGINIA M. WALTON, VILLAGE CLERK



REVIEWED FOR FORM AND LEGAL SUFFICIENCY

BY: [Signature]
GLEN J. TORCIVIA, VILLAGE ATTORNEY

STATE OF FLORIDA
COUNTY OF PALM BEACH
VILLAGE OF PALM SPRINGS

I hereby certify that this is a true and correct copy of the original document on file in my office.



Virginia M. Walton
Virginia M. Walton, MMC, Village Clerk

VILLAGE OF PALM SPRINGS

Annexation

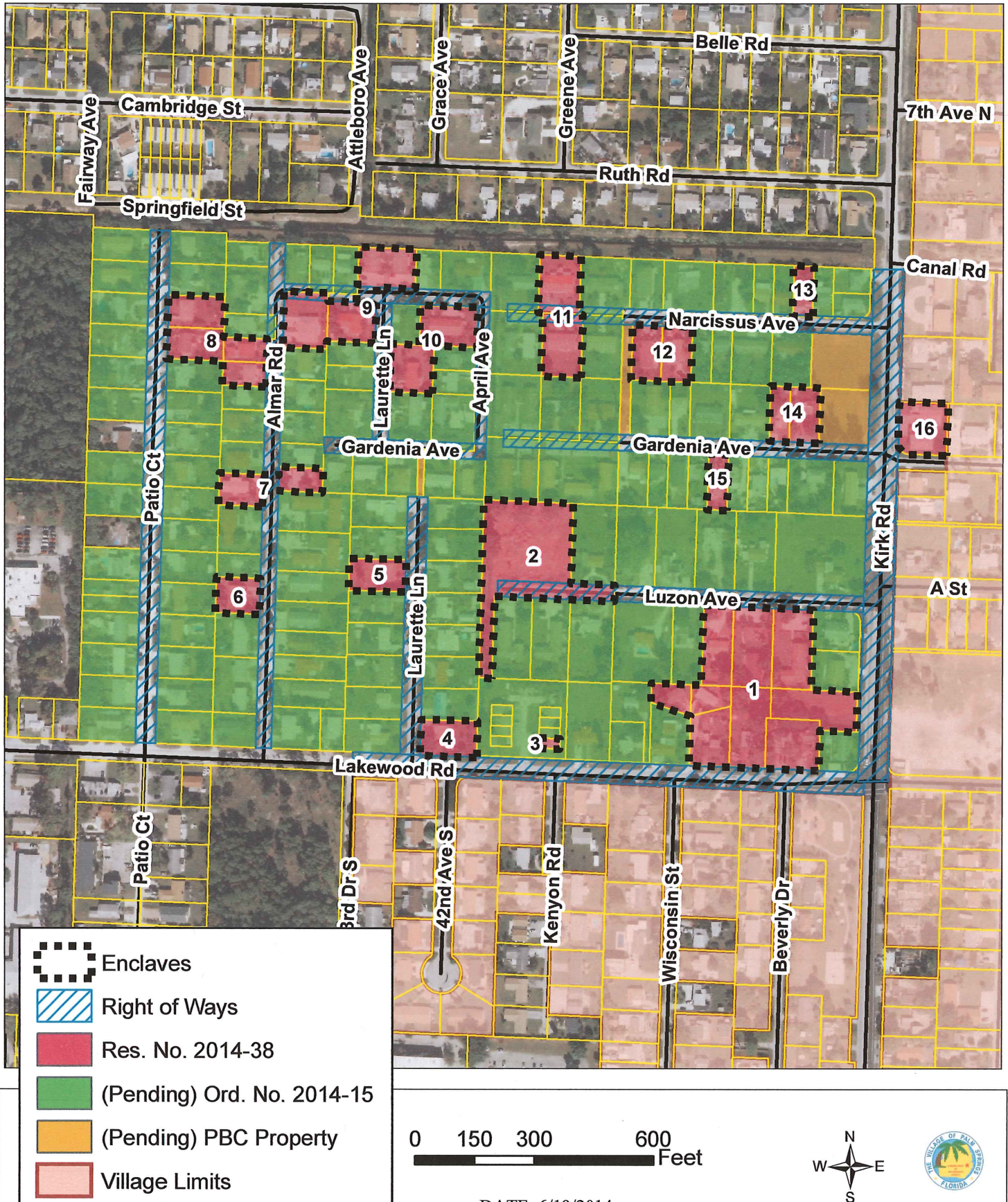


Exhibit A
Parcels by Enclave

PCN	Property Address	Acres	Owner	Legal Description
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00-42-44-24-28-000-0050	4157 Lakewood Road	0.03	Rebecca Caslmon	LAKEWOOD VILLAS UNIT NO 5 AS IN OR4098P1365
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Enclave 5				
00-42-44-24-00-000-5521	3661 Laurette Lane	0.26	Guldem Ozberk	24-44-42, N 80 FT OF S 508.85 FT OF W 166.45 FT OF SW 1/4 OF NE 1/4 OF SE 1/4 (LESS E 25 FT RD R/W)
Enclave 6				
00-42-44-24-00-000-5233	3673 Almar Road	0.23	Livan Caballero & Taymis Guevara	24-44-42, S 90 FT OF N 982 FT OF W 130 FT OF E 1/2 OF E 1/2 OF NW 1/4 OF SE 1/4 (LESS E 20FT RD R/W)
Enclave 7				
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00-42-44-24-00-000-5211	3559 Almar Road	0.15	Maria Baltazar	24-44-42, S 60 FT OF N 352 FT OF W 130 FT OF E 1/2 OF E 1/2 OF NW 1/4 OF SE 1/4 (LESS E 20FT RD R/W)
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00-42-44-24-00-000-5340	3550 Almar Road	0.35	Wieder Rentals LLC	24-44-42, N 140 FT OF S 500 FTOF E 130 FT OF W 260 FT OF E 1/2 OF NE 1/4 OF NW 1/4 OF SE 1/4 (LESS W 20 FT RD R/W)
00-42-44-24-00-000-5100	3545 Laurette Lane	0.28	Lakshi & Sunity Maharaj	24-44-42, W 47 FT OF W 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4 (LESS N 190.9 FT & S 380 FT) & E 73 FT OF E 1/2 OF NE 1/4 OF NW 1/4 OF SE 1/4 (LESS N 190.9FT & S 380 FT)
00-42-44-24-00-000-5046	4217 Narcissus Avenue	0.33	Robin Smith	24-44-42, W 47 FT OF W 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4 (LESS N 190.9 FT & S 380 FT) & E 73 FT OF E 1/2 OF NE 1/4 OF NW 1/4 OF SE 1/4 (LESS N 190.9FT & S 380 FT)
Enclave 10				
00-42-44-24-00-000-5045	3566 Laurette Lane	0.29	Wileme Dorceus	24-44-42, W 106 FT OF E 244.96FT OF N 119.98 FT OF S 379.94 FT OF W 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4 IN OR979P90
00-42-44-24-00-000-5090	4202 Narcissus Lane	0.33	Sebastian Tapia	24-44-42, S 100 FT OF N 291 FTOF W 144 FT OF E 174 FT OF W 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4
Enclave 11				
00-42-44-24-00-000-5019	4157 Narcissus Lane	0.35	Misael Plasencia	24-44-42, W 104.17 FT OF E 212.87 FT OF S 145 FT OF N 197 FT OF E 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4
00-42-44-24-00-000-5015	4154 Narcissus Lane	0.36	Sonia Rivera	24-44-42 W 100 FT OF E 200 FT OF S 158 FT OF N 355 FT OF E 1/2 OF NW 1/4 OF NE 1/4 OF SE 1/4
Enclave 12				
00-42-44-24-19-000-0130	4114 Narcissus Lane	0.24	Diomedes Reyes & Julio Torres	SUNNY BROOK ACRES LOT 13 & W 25 FT OF LOT 14
00-42-44-24-19-000-0141	4102 Narcissus Lane	0.24	Alfonso Rodriguez	SUNNY BROOK ACRES E 25 FT OF LT 14 & ALL OF LT 15
Enclave 13				
00-42-44-24-19-000-0040	4041 Narcissus Lane	0.14	Albenice & Belkis Torres	SUNNY BROOK ACRES LT 4
Enclave 14				
00-42-44-24-19-000-0271	4037 Gardenia Avenue	0.24	Lila Daniels	SUNNY BROOK ACRES W 25 FT OF LT 27 & LT 28
00-42-44-24-19-000-0290	4049 Gardenia Avenue	0.16	Carol Pearson Estate	SUNNY BROOK ACRES LOT 29
Enclave 15				
00-42-44-24-19-000-0410	4078 Gardenia Avenue	0.16	Frank & Colleen Napier	SUNNY BROOK ACRES LOTS 41
Enclave 16				
00-43-44-19-11-003-0127	3586 Kirk Road	0.36	MF Homes III LLC	LAKEWOOD GARDENS PL 1 N 150 FT OF S 300 FT OF W 120 FT OF TR 12 (LESS S 20 FT GARDENIA AVE R/W & RTN CURVE AREA KINRK RD R/W) BLK 3

Exhibit B
Right-of-Way Segments To Be Annexed

Rights-of-Way	Segment
Kirk Road	Entire segment from Lakewood Road to Canal Road
Narcissus Avenue	Entire segment from 660 feet west of Kirk Road, to Kirk Road
Narcissus Avenue	Entire segment from Almar Road, to April Avenue
Gardenia Avenue	Entire segment from Dead End, to Kirk Road
Gardenia Avenue	Entire segment from Dead End, to April Avenue
Luzon Avenue	Entire segment from 625 feet west of Kirk Road, to Kirk Road
Lakewood Road	Entire segment from 43 rd Drive South, to Kirk Road
April Avenue	Entire segment from Gardenia Avenue, to Narcissus Avenue
Laurette Lane	Entire segment from Lakewood Road, to Dead End
Laurette Lane	Entire segment from Gardenia Avenue, to Narcissus Avenue
Almar Road	Entire segment from Lakewood Road, to Narcissus Avenue
Patio Court	Entire segment from Lakewood Road , to LWDD L-11 Canal

Exhibit C
Right-of-Way Segments Operated and Maintained by the County
For which ownership and maintenance will be transferred to the Village

Rights-of-Way	Segment
Narcissus Avenue	Entire segment from 660 feet west of Kirk Road, to Kirk Road
Narcissus Avenue	Entire segment from Almar Road, to April Avenue
Gardenia Avenue	Entire segment from Dead End, to Kirk Road
Gardenia Avenue	Entire segment from Dead End, to April Avenue
Luzon Avenue	Entire segment from 625 feet west of Kirk Road, to Kirk Road
April Avenue	Entire segment from Gardenia Avenue, to Narcissus Avenue
Laurette Lane	Entire segment from Lakewood Road, to Dead End
Laurette Lane	Entire segment from Gardenia Avenue, to Narcissus Avenue
Almar Road	Entire segment from Lakewood Road, to Narcissus Avenue
Patio Court	Entire segment from Lakewood Road , to LWDD L-11 Canal



Village of Palm Springs

Land Development

226 Cypress Lane • Palm Springs, Florida 33461

(561) 965-4016

Fax (561) 439-4132

July 15, 2014

MF Homes III LLC
3586 Kirk Road
Lake Worth, Florida 33461

Re: 00-43-44-19-11-003-0127 3586 Kirk Road

Dear Sir or Madam,

The Village of Palm Springs has annexed many quality properties as part of the Village Council initiative to provide enhanced services to property owners who share mutual concerns and interests. Your property at 3586 Kirk Road is one such property that we are currently proposing to annex into the Village. The law allows this annexation to occur by Interlocal Agreement between the Village of Palm Springs and Palm Beach County. The County Commission's policy is to assist municipalities in annexing those contiguous properties, commonly called "pockets" or "enclaves" into the municipality that provides basic services to the area.

The public hearing for the resolution authorizing this annexation has been scheduled for July 24, 2014 at 6:30 p.m. at the Palm Springs Village Community Room, 226 Cypress Lane, Palm Springs, Florida.

The Palm Beach County Board of County Commissioners will also consider the Agreement for approval on August 28, 2014. Patricia Behn, Senior Planner for the County can be contacted at (561) 233-5300 for details concerning that meeting.

Sincerely,

Kim Glas-Castro
Land Development Director

www.villageofpalm Springs.org



PLANNING DIVISION STAFF REPORT

BOARD OF COUNTY COMMISSIONERS HEARING

I. General Data

Agenda Name: Interlocal Agreement with Village of Palm Springs
Lakewood Road Enclaves

Project Manager: Patricia Behn, Principal Planner

Recommendation: Staff recommends *approval* of the Interlocal Agreement

II. Item Summary

Summary: The item before the Board is to approve an Interlocal Agreement that would annex the unincorporated enclaves in the Lakewood Road area.

III. Current Request

The Village of Palm Springs is working towards a phasing plan to annex reasonably compact unincorporated sections within its future annexation areas. In an effort to annex the area north of Lakewood Rd., east of Military Trail, and west of Kirk Rd., the Village has requested that the County enter into an Interlocal Agreement to annex the unincorporated enclaves within the area. By Resolution No. 2014-38 adopted on August 28, 2014, the Village of Palm Springs has petitioned the County to enter into such an agreement for the annexation of 16 enclaves consisting of 34 parcels totaling 10.26 acres, as identified in Exhibit A of the Interlocal Agreement. The Village has provided written notice to all owners of real property located within the enclaves. The interlocal annexation of the right-of-way segments identified in Exhibit B as well as the transfer of ownership and maintenance of the right-of-way segments identified in Exhibit C, of the Interlocal Agreement. The annexation has been processed through the County's review departments, including Fire-Rescue, Engineering, Planning, Zoning, Environmental Resources Management, Parks and Recreation, Water Utilities, County Attorney, Property and Real Estate Management, Sheriff's Office and the Office of Financial Management and Budget and no issues were identified on the annexation.

IV. Background

Florida Statutes: Chapter 171 of the Florida Statutes establishes the annexation procedures for adjusting the boundaries of municipalities, determining when annexations may take place so as to ensure sound urban development, ensure the efficient provision of urban services to areas that become urban in character, and ensure that areas are not annexed unless municipal services can be provided to those areas. The Florida Statutes allows annexation of enclaves

less than 10 acres through an Interlocal Agreement between the annexing municipality and the County.

County Policy: The Board of County Commissioners has directed staff to work with municipalities to strategically address annexations. The intention of the annexation objective within the Intergovernmental Coordination Element was to insure that there are mechanisms to guide the annexation process, that annexations are based on cost-effective patterns of service delivery and compliance with state statutory requirements. It is County policy to support and enter into interlocal agreement for the annexation of enclaves that are consistent with goals, objectives and policies of the County's Comprehensive Plan. The proposed annexation is consistent with the Intergovernmental Coordination Element, Objective 1.4, of the County's Comprehensive Plan, which encourages the elimination of enclaves.

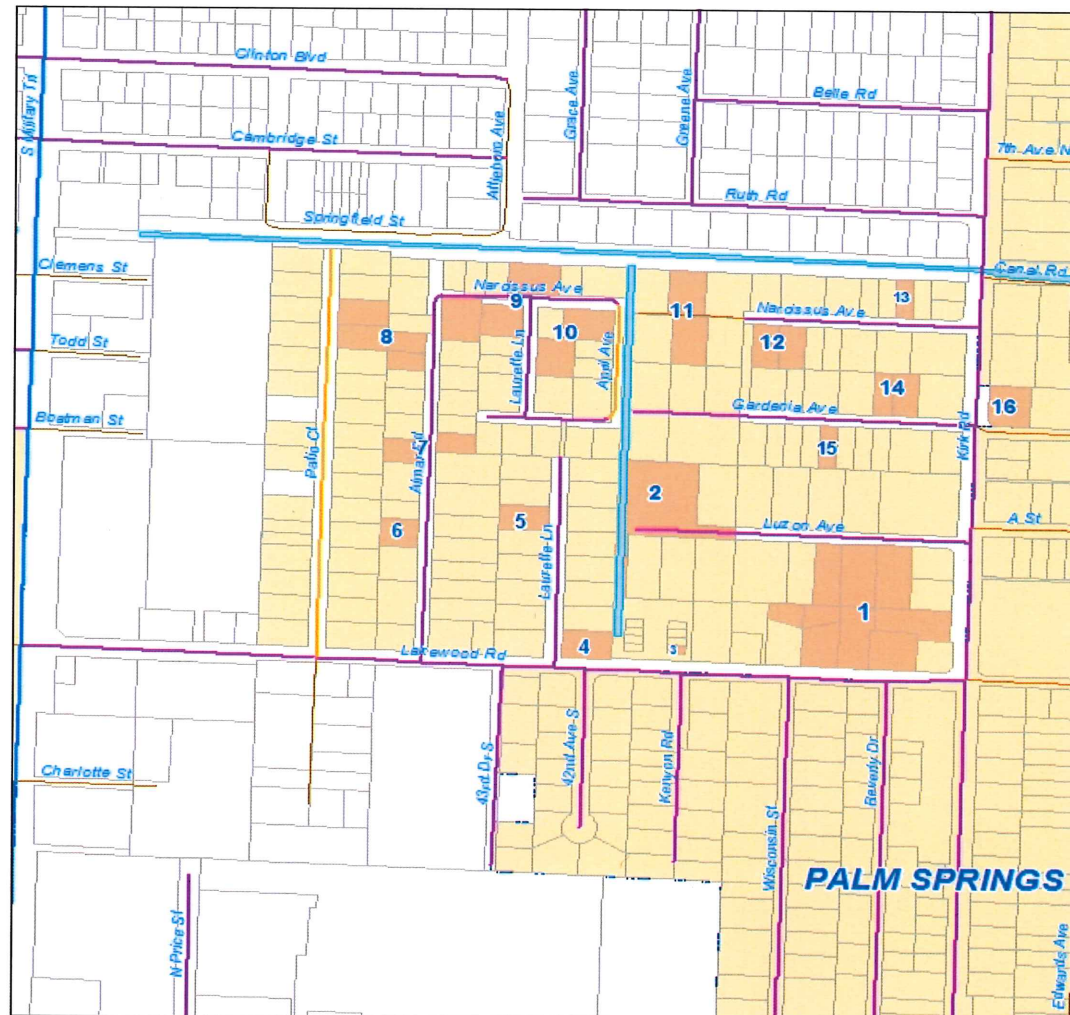
Palm Springs Study: Per recommendations of the 2005 Palm Springs Annexation study, adopted by the Village of Palm Springs and accepted by the Board of County Commissioners, the Village and the County agreed to explore and initiate interlocal agreements for enclave annexations. The Board of County Commissioners directed staff to participate with the Village to develop agreements for the unincorporated land within the Village's Future Annexation Area.

V. Staff Assessment

The proposed annexation meets the requirements of Chapter 171, F.S., and is consistent with the Intergovernmental Coordination Element of the County's Comprehensive Plan. County staff recommends approval of the Interlocal Agreement.

T:\Planning\Intergovernmental\Annexations\2014 Fiscal Year\BCC Agenda Items\Lakewood Rd North Enclaves\LakewoodNorthEnclaves - Staff Report.docx

Exhibit 1



- County ROW Maintenance
County Maintained
Courtesy Maintained
Other ROW Maintenance
State Maintained
Other

Updated: August 23, 2014
Contact: Nicole Gossin
Filename: NADivision PRAnswerFY2014
Note: Map is not official, for informational purposes only
Source: ROW Maintenance Data RDC Engineering
Dept 210 gossin@tdcgs.co.za.CENTRALING_LN



**Planning, Zoning
& Building**
2500 N. Jog Rd.
West Palm Beach, FL 33411
Phone (561) 215-2100



Exhibit 2 - Enclaves Identification

PCN	Property Address	Acres	Characteristic
Enclave 1 (as identified on attached map)			
00-42-44-24-12-000-0151	Kirk Road	0.39	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031", F.S., (13) (a).
00-42-44-24-12-000-0152	4033 Lakewood Road	0.39	
00-42-44-24-12-000-0180	4059 Lakewood Road	0.43	
00-42-44-24-12-000-0191	4085 Lakewood Road	0.15	
00-42-44-24-12-000-0192	4077 Lakewood Road	0.31	
00-42-44-24-12-000-0202	4089 Lakewood Road	0.15	
00-42-44-24-12-000-0101	4078 Luzon Avenue	0.34	
00-42-44-24-12-000-0110	4054 Luzon Avenue	0.46	
00-42-44-24-12-000-0120	4030 Luzon Avenue	0.46	
Enclave 2 (as identified on attached map)			
00-42-44-24-00-000-5010	Luzon Avenue	1.37	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
Enclave 3 (as identified on attached map)			
00-42-44-24-28-000-0050	4157 Lakewood Road	0.03	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
Enclave 4 (as identified on attached map)			
00-42-44-24-00-000-5541	3738 Laurette Lane	0.29	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).

Enclave 5 (as identified on attached map)			
00-42-44-24-00-000-5521	3661 Laurette Lane	0.26	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
Enclave 6 (as identified on attached map)			
00-42-44-24-00-000-5233	3673 Almar Road	0.23	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
Enclave 7 (as identified on attached map)			
00-42-44-24-00-000-5260	3621 Almar Road	0.20	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
00-42-44-24-00-000-6010	3618 Almar Road	0.15	
Enclave 8 (as identified on attached map)			
00-42-44-24-00-000-5220	3611 Almar Road	0.15	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore, the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
00-42-44-24-00-000-5211	3559 Almar Road	0.15	
00-42-44-24-16-000-0040	3560 Patio Court	0.26	
00-42-44-24-16-000-0030	3544 Patio Court	0.26	
Enclave 9 (as identified on attached map)			
00-42-44-24-00-000-5340	3550 Almar Road	0.35	The area proposed to be annexed is currently bounded and surrounded on the east, south and west sides by the Village of Palm Springs, on the north by a canal, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (b).
00-42-44-24-00-000-5100	3545 Laurette Lane	0.28	
00-42-44-24-00-000-5046	4217 Narcissus Ave	0.33	
Enclave 10 (as identified on attached map)			
00-42-44-24-00-000-5045	3566 Laurette Lane	0.29	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
00-42-44-24-00-000-5090	4202 Narcissus Lane	0.33	
Enclave 11 (as identified on attached map)			
00-42-44-24-00-000-5019	4157 Narcissus Lane	0.35	The area proposed to be annexed is currently bounded and surrounded on the east, south and west sides by the Village of Palm Springs, on the north side by a canal, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (b).
00-42-44-24-00-000-5015	4154 Narcissus Lane	0.36	

Enclave 12 (as identified on attached map)			
00-42-44-24-19-000-0130	4114 Narcissus Lane	0.24	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
00-42-44-24-19-000-0141	4102 Narcissus Lane	0.24	
Enclave 13 (as identified on attached map)			
00-42-44-24-19-000-0040	4041 Narcissus Lane	0.14	The area proposed to be annexed is currently bounded and surrounded on the east, south and west sides by the Village of Palm Springs, on the north side by a canal, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (b).
Enclave 14 (as identified on attached map)			
00-42-44-24-19-000-0271	4037 Gardenia Ave	0.24	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
00-42-44-24-19-000-0290	4049 Gardenia Ave	0.16	
Enclave 15 (as identified on attached map)			
00-42-44-24-19-000-0410	4048 Gardenia Ave	0.16	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).
Enclave 16 (as identified on attached map)			
00-42-44-19-11-003-0127	3586 Kirk Road	0.36	The area proposed to be annexed is currently bounded and surrounded on all sides by the Village of Palm Springs, therefore the area meets the characteristics of an enclave per Chapter "171.031" F.S., (13) (a).