

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date:	July 7, 2015	Consent []	Public Hearings []
		Regular [X]	

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: A credit in the amount of \$124,753.58 towards outstanding Connection Fees and Guaranteed Revenues on water and wastewater connections for the Bridges and Hyder Planned Unit Developments (PUD) as a reimbursement for over reserving capacity with the Palm Beach County Water Utilities Department (PBCWUD).

Summary: An affiliated entity of GL Homes (Developer) currently has six (6) Standard Development Agreements (SDAs), including three (3) Standard Assignments, with PBCWUD that reserve all necessary water and wastewater capacity for adjacent contiguous developments in the unincorporated area in Southern Palm Beach County consisting of the Hyder, Appolonia and Dubois Planned Unit Developments. On July 25, 2013, the Board of County Commissioners (BCC) approved Development Order Amendments that amended the three (3) PUDs into two (2), essentially abandoning the Appolonia PUD. The reservation of capacity under each SDA is now inconsistent with the overall project master plan. Since these properties are adjacent to one another, PBCWUD recommends that the BCC grant an exception to PBCWUD's Uniform Policies and Procedures Manual (UPAP) to allow capacity to be transferred between agreements. Since the Developer has paid to reserve the necessary capacity under each SDA, a credit will be administered to the Developer in the amount of \$124,753.58 towards future Connection Fees and Guaranteed Revenues on water and wastewater connections. District 5 (MJ)

Background and Policy Issues: Currently, the PBCWUD's UPAP policies do not allow for the transfer of capacity between SDAs. This policy is in place to ensure all transmission and plant capacity is available when a reservation for capacity is granted. The affected SDAs are: 09-010-01041-000 (O.R. 15829, Page 0044); 09-010-01041-001; 09-01045-000 (O.R. 16693, Page 1212); 09-01045-001; 09-01045-002; 09-01047-000 (O.R. 18519, Page 1558); 09-01051-000 (O.R. 23076, Page 0830); 09-01060-000 (O.R. 24484, Page 1150); and 09-01068-000 (O.R. 26778, Page 0680). However, the Developer's properties are all adjacent to one another and the Department has confirmed that this transfer will not affect capacity.

Attachment:
1. Location Map

Recommended By:	<hr/> Department Director	6-26-15 <hr/> Date
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Approved By:	<hr/> Assistant County Administrator	7/2/15 <hr/> Date
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II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2015	2016	2017	2018	2019
Capital Expenditures	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>(\$124,754)</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Operating Expenses	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
NET FISCAL IMPACT	<u>(\$124,754)</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Budget Account No.: **Fund** **Dept** **Unit** **Rsrc**

Is Item Included in Current Budget? Yes No Reporting Category N/A

B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Department Fiscal Review: Delram rest

III. REVIEW COMMENTS

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

Sheryn
 HP OFMB
 6/26
 6/26.

Ar. J. Gaudin 6/30/15
 Contract Development and Control
 6-29-15 B Wheeler

B. Legal sufficiency:

[Signature] 7/1/15
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

**Combined Units
Permitted /Acreage
Total Units = 2327**

Units Provided = 2348

State Rd. 7

Lyons Road

Hyder – 1340 Units

Bridges – 1008 Units

Florida Turnpike

