Agenda Item #: **3-C-11**

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS <u>AGENDA ITEM SUMMARY</u>

Meeting Date:	August 18, 2015	[X] Consent [] Workshop	[] Regular [] Public Hearing				
Department:							
Submitted By:	Engineering and Public Works						
Submitted For:	Right-of-Way Acquisition Section						

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: an assignment of a Palm Beach County (County) owned drainage easement to the Florida Department of Transportation (FDOT), described as the North five feet of Lot 25, Plat of Lakeside Gardens in Plat Book 8, page 57.

SUMMARY: Approval of this assignment of drainage easement will transfer the existing drainage easement to FDOT. The County does not maintain and no longer requires said drainage easement. FDOT has sent a letter requesting that the County assign ownership of the drainage easement to them. This drainage easement is adjacent to the abandoned portion of N. Lake Drive in the City of Boynton Beach and they have no objections to the assignment.

District 4 (MRE)

Background and Justification: The County acquired the subject parcel on August 7, 1958, as recorded in Official Record Book 234, page 456, to be used as a drainage easement. The drainage easement is no longer required by the County and FDOT has requested the easement be assigned to them. Staff has reviewed the request and recommends approval.

Attachments:

- 1. Location Map
- 2. Assignment of Drainage Easement

3. Drainage Easement to Palm Beach County in Official Record Book 234, page 456

4. Letter from Florida Department of Transportation dated July 6, 2015 requesting parcel

Recommended by;	Autore	7/20/12- Wille
<i>fu</i>	Division Director	/ Date
Approved by:	S. T. Webel	8/3/15
) County Engineer	Date

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II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

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

Is Item Included in Current Budget? Yes No

Budget Acct No.: Fund___ Dept.___ Unit__ Object Program

Recommended Sources of Funds/Summary of Fiscal Impact:

**This item has no fiscal impact.

valamen C. Departmental Fiscal Review:

III. <u>REVIEW COMMENTS</u>

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

B. Approved as to Form and Legal Sufficiency:

111/15-**Assistant County Attorney**

C. Other Department Review:

Department Director

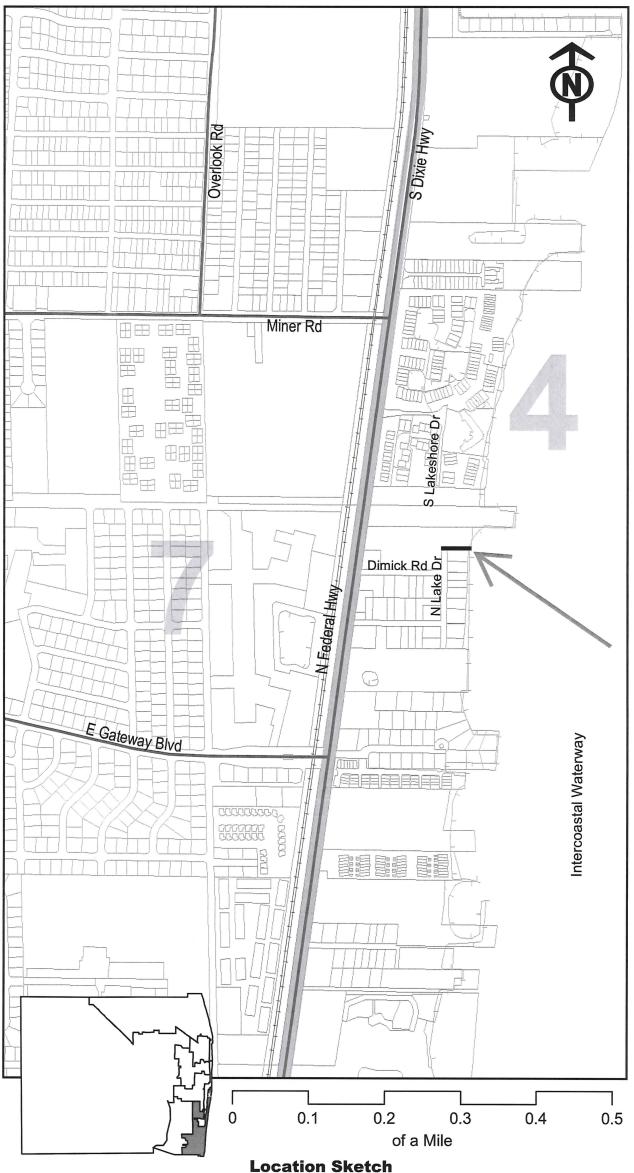
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Project Location

5' PBC Drainage Easement N Lake Dr

Palm Beach County



Attachment No. 3

(SEAL) (SEAL) 15-178

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(Individual)

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GRD HO. SECTION STATE EOAD COUNTY -

1958 SEP 2 AN 12 45 BEATHARE ZASEMENT

THIS RALEMENT Music this _____ day of ______ A.D. 1955 . Between JOHN SCREETAG and LUISE SCREETAG, bis wile, as parties of the first part, and the COUNTY OF PALS BRACH, in the State of Florida, as party of the second part.

MITHESEETS: That the partices of the first part, in consideration of the sum of One Dollar (\$1.00) and other valueble considerations paid, the redelpt of which is hereby acknowledged, hereby grant who the second party, its successore and asseigns, a perpetual essenant and right-of-way for the purpose of constructing and maintaining a storm sever below existing ground grade, over, through and scrows the following described land, situate, lying and being in the County of Falm Beach and State of Florida, to-wit:

North 5 fest of Lot 25, Lakesida Gardens, scoording to plat thereof recorded in Plat Book 8, page 57, Pelm Beach County Public Records.

TO HAVE AND TO ROLD THE SAME unto the second party, its maccessors and assigns.

IN MITNESS WHEREOF, said parties of the first part have barenne set . their bands and scale the date first above written.

Signed, scaled and delivered

(Interial Seal)

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Florida Department of Transportation

RICK SCOTT GOVERNOR 3400 West Commercial Blvd. Fort Lauderdale, FL 33309

JIM BOXOLD SECRETARY

July 6, 2015

Palm Beach County Board of County Commissioners Attn: Kaye Weichel, Right of Way Specialist 301 North Olive Avenue # 1201 West Palm Beach, FL 33401

SUBJECT: Easement Release Request

To whom it may concern:

This letter is to serve as a request to have the remaining drainage easement held be the County of Palm Beach, recorded in book 234 page 456 of Palm Beach County Public Records, released to the Florida Department of Transportation.

If there are any questions or concerns, I can be reached at (954)-777-4238 or via email at Dan.Marwood@dot.state.fl.us.

Sincerely,

Murd

Dan Marwood Right of Way Agent