Agenda Item #: 3-C-5

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: Au	gust 18, 2015	[X]	Consent Workshop	[]	Regular Public Hearing
Department: Submitted By: Engineering & Public Works Department Submitted For: Roadway Production Division					
	<u>I. EX</u>	(ECUTIN	/E BRIEF		
portion of a Palm I	Staff recommend Beach County (Cou Inincorporated Lake	nty) own	ed parcel of la	and, lo	olution to designate a cated on the east side
the 1.06 acre Co Estate Manageme	unty owned parcel nt Division, as right Davis Road betwe	, preser t-of-way.	ntly managed The County	by the owner	20 feet (0.06 acres) of le Property and Real d parcel is located on d Melaleuca Lane in
District 3 (MRE)					
(PREM) presently County by tax deed right-of-way be de	has management	control c surplus t ce of is	over a 1.06 a his parcel and suing the inv	acre pa reque ritation	Management Division arcel acquired by the ested that the required for bids. Staff has
Attachments: 1. Location Map 2. Resolution (with	Exhibits "A" and "B'	")			·
Recommended by	r:	<i>A</i> corrector	Forman	dy	7/13/15
Approved by:	J County Eng	Jalal gineer			Date
	Ţ,	-			==

dk

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

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

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.

III. REVIEW COMMENTS

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

JOLD W.L	Barbara Wheeles. 7.24-13
123 OFMB 1 7/24	Contract Dev. and Control

B. Approved as to Form and Legal Sufficiency:

May Htt. 7/27//3 (Assistant County Attorney

C. Other Department Review:

Department Director

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

Location Map

Palm Beach County



RESOLUTION NO. R2015-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ADOPTING THIS RESOLUTION DESIGNATING A PORTION OF A PALM BEACH COUNTY OWNED PARCEL, LOCATED ON THE EAST SIDE OF DAVIS ROAD, IN UNINCORPORATED LAKE WORTH, AS RIGHT-OF-WAY.

WHEREAS, Palm Beach County (County) acquired a parcel of land (County Parcel) by Tax Deed in 1999 (ORB 11456, Page 87) which is located on the east side of Davis Road, between Lake Worth Road and Melaleuca Lane, in unincorporated Lake Worth, more particularly described in the Tax Deed attached hereto and made a part hereof as <a href="Exhibit "A"; and," It is a part hereof as "Exhibit "A"; and," It is a part hereof as "Exhibit "A"; and," It is a part hereof as "Exhibit "A"; and," It is a parcel of land (County Parcel of la

WHEREAS, the Property and Real Estate Management (PREM) Division has management control over the County Parcel; and,

WHEREAS, PREM plans to surplus the County Parcel and has requested that the required right-of-way be designated in advance of issuing the invitation for bids; and,

WHEREAS, the County maintains this section of Davis Road; and,

WHEREAS, adoption of this Resolution will designate the west 20 feet (0.06 acres) of the 1.06 County Parcel, presently managed by PREM, as right-of-way; and,

WHEREAS, County staff has reviewed the request for designation of the portion of the County Parcel as right-of-way and recommends approval; and,

WHEREAS, the Board of County Commissioners has agreed to designate this portion of the County Parcel as right-of-way and finds that the designation is in the best interest of the citizens and residents of the County.

NOW THEREFORE, be it resolved by the Board of County Commissioners of Palm Beach County, Florida, that:

- 1. The recitals hereinabove set forth are true, accurate and correct and are incorporated herein.
- 2. The portion of the parcel of County property more particularly described in **Exhibit "B"** attached hereto and made a part hereof be and is hereby designated as Palm Beach County right-of-way.
- 3. This Resolution will take effect upon its adoption.

The foregoing Resolution was offered by Commissioner_	, who
moved its adoption. The motion was seconded by Commi	ssioner,
and upon being put to a vote, the vote was as follows:	
Commissioner Shelley Vana, Mayor	
Commissioner Mary Lou Berger, Vice May	/or
Commissioner Hal R. Valeche	
Commissioner Paulette Burdick	
Commissioner Steven L. Abrams	
Commissioner Melissa McKinlay	
Commissioner Priscilla A. Taylor	
The Mayor thereupon declared the Resolution passed, 2015.	and adopted this day of
ATTEST:	County:
SHARON R. BOCK CLERK & COMPTROLLER Florida	PALM BEACH COUNTY, a political subdivision of the State of
By: Deputy Clerk	By:Shelley Vana, Mayor
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	(Official Seal)
By: Assistant County Attorney	



Exhibit "A"

Dorothy H. Wilken
Clerk

Tax Deed

KNOW ALL MEN BY THESE PRESENTS: That whereas, the following Tax Certificate, to wit:

CERTIFICATE NUMBER

DATE OF ISSUANCE

7198

June 1st, 1987

was duly filed in the office of the Clerk of the Circuit Court of this County and application made for the issuance of a tax deed based thereon; and the applicant having paid or redeemed all other taxes on the lands hereinafter described required by law to be paid or redeemed, and the cost and expenses of this sale and due notice of sale having been published as required by law, and no person entitled so to do having appeared to redeem said lands; such lands were on the 16th day of January, 1991, offered for sale at the courthouse door for cash to the highest bidder and there being no bid were placed upon the list of lands available for sale. The said tax certificate or certificates remained available for purchase by any or all persons for a period of seven years and have not been claimed.

Now, therefore, pursuant to F.S. 197.502(8) seven years having now elapsed, Dorothy H. Wilken, Clerk of the Circuit Court does hereby execute this tax deed vesting title in the BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, whose address is: C/O Property and Real Estate Management, 3323 Belvedere Road, Building 503, West Palm Beach, Florida 33406, for the following described property:

30-44-43. PALM BEACH FARMS CO PL 7 LT D BLK 57, W 25 FT OF LT D BLK 58

PROPERTY CONTROL NUMBER: 00-43-44-30-01-057-0040

IN TESTIMONY WHEREOF, by virtue of the authority in me vested by law, and for and on behalf of the County of Palm Beach, State of Florida, I. Tamara T. Stambaugh, the undersigned, a Deputy Clerk for the Clerk of the Circuit Court for the County and State aforesaid, have executed this deed and have thereunto set my official signature and seal, at West Palm Beach in the County of Palm Beach and State of Florida, this 16TM Day of November, 1999.

ORB 1 1 456 Pg 88 DOROTHY H. WILKEN, CLERK PB COUNTY, FL

(Page 2 of Tax Deed)

Signed, sealed and delivered

in the presence of.

Katherine A. Gunther

Dorothy H. Wilken Clerk of the Circuit Court

By: 19masa

Tamara T. Stambaugh, Deputy Clerk

State of Florida County of Palm Beach

On this 16th day of November, 1999, before me, Theresa A. Wheeles, a Notary Public, personally appeared Tamara T. Stambaugh, a Deputy Clerk for the Circuit Court in and for the State and County aforesaid, to me known to be the person described in, and who executed the foregoing instrument, and acknowledged the execution thereof to be her own free act and deed for the use and purposes therein mentioned. She is personally known to me and did not take an oath.

Witness my hand and official seal the date aforesaid.

Metary Public State of Florida
Thorass A. Wheeks

MY COMMISSION & CC579034 EXPIRES

State of Florida County of Palm Beach

On this 16th day of November, 1999 , before me Theresa A. Wheeles a notary public, personally appeared Katherine A. Gunther to me known to be one of the subscribing witnesses to the foregoing instrument, who being duly sworn, deposes and says that Tamara T. Stambaugh, a Deputy Clerk of the Clerk of the Circuit Court in and for County and State aforesaid, to her personally known, did in her presence, sign, seal and deliver the foregoing instrument of writing for the purposes therein mentioned, and that Katherine A. Gunther did in her presence witness the same, and that she and the said other witness did attest the same as witnesses in the presence of each other.

witness as to Tamara T. Stambaugh

Sworn to and subscribed before me this 16th day of November, 1999, by Katherine A. Gunther, who is personally known to me.

Stary Public State of Florida

COMMISSION # CC579034 EXPIRES

August 22, 2000 hp.: troy fam bisjaance, inc

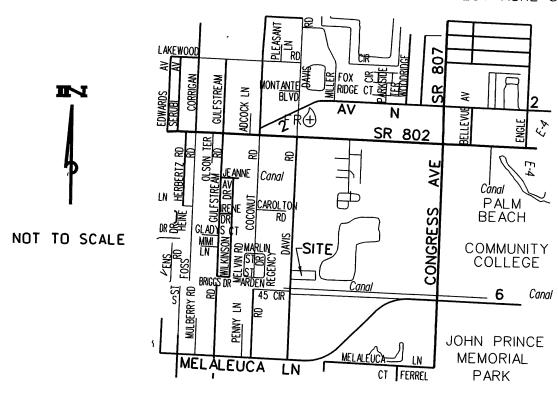
EXHIBIT "B" DAVIS ROAD RIGHT OF WAY PARCEL

LEGAL DESCRIPTION

BEING THE WEST 20.00 FEET OF THE FOLLOWING DESCRIBED PROPERTY:

LOT D, BLOCK 57, AND THE WEST 25.00 FEET OF LOT D, BLOCK 58, ACCORDING TO PALM BEACH FARMS CO. PLAT NO.7, AS RECORDED IN PLAT BOOK 5, PAGE 72; SUBJECT TO AN EASEMENT FOR INGRESS AND EGRESS OVER THE SOUTHERLY 20 THEREOF, AS RECORDED IN O.R.B. 5868, PAGE 764, AND SUBJECT TO AN EASEMENT OVER THE SOUTHERLY 20 FEET OF THE WESTERLY 40 FEET, AS RECORDED IN O.R.B. 3624, PAGE 999, ALL BEING RECORDED IN THE PUBLIC RECORDS OF PALM BEACH COUNTY. FLORIDA BEACH COUNTY, FLORIDA.

CONTANING 2,685 SQUARE FEET OR 0.0617 ACRES, MORE OR LESS.



LOCATION MAP

LEGEND

P.O.C. = POINT OFCOMMENCEMENT P.O.B. POINT OF

BEGINNING O.R.B. = OFFICIAL

RECORD BOOK
P.B.CO.= PALM BEACH COUNTY

TWP = TOWNSHIP

RGE **RANGE** R/W RIGHT-OF-WAY

(C) = CALCULATED(P) = PLAT

S.R. = STATE ROAD

PB = PLAT BOOK P.C.N. = PARCEL CONTROL NUMBER

L	OF:	SHEET:
993901	3	

PROJECT:

~ **

T.

DAVIS ROAD RIGHT OF WAY PARCEL

DESIGN FILE NAME S-1-14-3578.DGN S-1-14-3578



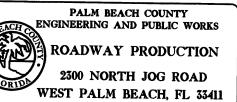


EXHIBIT B

SURVEYOR'S NOTES

- 1. THIS IS NOT A BOUNDARY SURVEY, BUT A GRAPHIC DEPICTION OF THE ATTACHED LEGAL DESCRIPTION. THERE HAS BEEN NO FIELD WORK, VIEWING OF THE SUBJECT PROPERTY, OR MONUMENTS SET IN CONJUNCTION WITH THE PREPARATION OF THE INFORMATION SHOWN HEREON.
- 2. THE BEARINGS SHOWN HEREON ARE RELATIVE TO THE GRID BEARING (NAD 83, 90) OF THE WEST LINE OF THE SOUTHEAST ONE-QUARTER OF SECTION 30, TOWNSHIP 44 SOUTH, RANGE 43 EAST, AS DETERMINED BY PALM BEACH COUNTY SECTIONAL CONTROL PUBLISHED INFORMATION, HAVING A BEARING OF N 01°26′31″ E, ALL BEARINGS SHOWN HEREON ARE RELATIVE THERETO.
- 3. NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THE SIGNING SURVEYOR.
- 4. 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.
- 5. 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 = 1.000040879
 GROUND DISTANCE X SCALE FACTOR = GRID DISTANCE
- 6. THE INTENDED PLOT SCALE OF THIS DRAWING IS 1" = 100', ON AN 8.5" X 11" SHEET.

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

SURVEYOR'S CERTIFICATION

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 WAS MADE UNDER MY RESPONSIBLE DIRECTION AND SUPERVISION AND MEETS THE STANDARDS OF PRACTICE AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL STATUTES. PURSUANT TO CHAPTER 472.027, OF THE FLORIDA

RICHARD, W. BESSELL P. S.M. FLEREDA CERTIFICATE NO. 3858

7/9/15 DATE/

STATE OF STATE OF LAND

1993901 PRANING STATE 14-3578 PROJECT:

DAVIS ROAD RIGHT OF WAY PARCEL

SHEET: 2 OF: 3

