

Meeting Date: October 20, 2015 (X) Consent () Regular
 () Ordinance () Public Hearing

Department

Submitted By: Environmental Resources Management
Submitted For: Environmental Recourses Management

Motion and Title: Staff recommends motion to approve: The Notice of Limitation of Use/Site Dedication, Overlook Park – FRDAP Project Number # A15180.

Summary: On July 2, 2015, The Florida Department of Environmental Protection (FDEP) awarded a \$50,000 FRDAP grant to the Town of Hypoluxo (Town) to provide enhanced public use facilities at the entrance to the Hypoluxo Scrub Natural Area. Receipt of the grant award is contingent upon the County's execution of a Notice of Limitation of Use/Site Dedication (Notice). The Notice will dedicate the portion of the natural area leased to the Town as an outdoor recreation area for the use and benefit of the general public for a period of 25 years. The grant will fund improvements to the existing trails, informational kiosk, picnic facility, landscaping, and additional parking.

Background and Justification: The 99.3-acre Hypoluxo Scrub Natural Area was purchased in 1999 with matching funds from Florida Communities Trust. In 2003, the County leased the northern 2.53 acres to the Town. The leased area, Overlook Park, contains a public parking area, landscaping, observation towers and picnic tables. In February 2015, a FRDAP grant in the amount of \$50,000 was awarded by the FDEP to the Town for the purpose of improvements to Overlook Park. The improvements will enhance the natural area's entryway and will allow for greater public use and enjoyment of the Park and natural area.

Attachments:

1. Location Map
2. Notice of Limitation of Use/Site Dedication

Recommended by:

Department Director

9/24/15
Date

Approved By:

Deputy County Administrator

9/30/15
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital	_____	_____	_____	_____	_____
Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____	_____	_____	_____	_____
No. ADDITIONAL FTE	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes _____ No _____

Budget Account No.: Fund _____ Department _____ Unit _____ Object _____

Program _____

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

There is no fiscal impact to the County from this grant. The Notice of Limitation of Use/Site Dedication adds an additional layer of protection to the leased portion of the natural area for 25 years.

C. Departmental Fiscal Review:

S. Neary

III. REVIEW COMMENTS

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

[Signature] *[Signature]*
9/18 9/22 OFMB 9/22 Contract Dev. and Control 9/25/15
B Wheeler 9-24-15

B. Legal Sufficiency:

[Signature]
Assistant County Attorney

C. Other Department Review:

Department Director

Attachment 1
Location Map



ATTACHMENT 2

NOTICE OF LIMITATION OF USE/
SITE DEDICATION

Overlook Park – FRDAP Project Number # A15180

This Notice of Limitation of Use/Site Dedication gives notice that the Real Property identified in the project boundary map and legal description, attached hereto as Exhibit “A” (the “Property”), has been acquired by or developed with financial assistance provided by the Florida Legislature, through the Department of Environmental Protection, under the grant program called the Florida Recreation Development Assistance Program (FRDAP). In accordance with section 375.075, F.S., and chapter 62D-5, F.A.C., the Property is hereby dedicated to the public as an outdoor recreation area for the use and benefit of the general public for a period of 25 years. The Property is subject to all applicable terms of the statute and rule cited herein.

DEDICATOR:

PALM BEACH COUNTY, a Political
subdivision of the State of Florida

Witness Signature

Printed Name

By: _____
Shelley Vana, Mayor

Witness Signature

Printed Name


ATTEST:
SHARON R. BOCK
CLERK AND COMPTROLLER

By: _____
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By: _____
Assistant County Attorney

APPROVED AS TO
TERMS AND CONDITIONS

By:  _____
Robert Robbins
Director, Palm Beach County
Department of Environmental
Resources Management

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me on _____
by _____, who is personally known to me or who
produced _____ as identification.

Stamp: _____
Notary Public, State of Florida

Exhibit A
Legal Description

DESCRIPTION

A PARCEL OF LAND SITUATED IN SECTION 10, TOWNSHIP 45 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF PORTER PLACE, ACCORDING TO THE PLAT THEREOF. RECORDED IN PLAT BOOK 107, PAGES 195 AND 196 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF HYPOLUXO ROAD; THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE, SOUTH 89°13'14" EAST, A DISTANCE OF 375.09 FEET; THENCE DEPARTING SAID SOUTH RIGHT-OF-WAY LINE, SOUTH 01°53'29" WEST, A DISTANCE OF 293.18 FEET; THENCE NORTH 89°00'58" WEST, A DISTANCE OF 379.39 FEET TO A POINT ON THE EAST LINE OF THE AFOREMENTIONED PORTER PLACE; THENCE ALONG SAID EAST LINE, NORTH 02°44'21" EAST, A DISTANCE OF 291.94 FEET TO THE POINT OF BEGINNING.

CONTAINING 2.53 ACRES, MORE OR LESS