

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: June 6, 2017

(X) Consent () Regular
() Workshop () Public Hearing

Department

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

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

A) an Easement Agreement for Shore Protection with La Pensee Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years;

B) an Easement Agreement for Shore Protection with Dune Deck Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years;

C) an Easement Agreement for Shore Protection with 3600 South Ocean Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years;

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Attachments:

1. Easement Agreement (La Pensee Condominium Association, Inc.)
2. Easement Agreement (Dune Deck Condominium Association, Inc.)
3. Easement Agreement (3600 South Ocean Condominium Association, Inc.)
4. Easement Agreement (3550 Palm Beach Holdings, LLC)
5. Easement Agreement (The Tuscany of Palm Beach Condominium Association, Inc.)
6. Easement Agreement (The Barclay, Inc.)
7. Easement Agreement (Le Chateau Royal Condominium Association, Inc.)
8. Easement Agreement (Palmsea Condominium, Inc.)
9. Easement Agreement (Rahat M. Faderani)
10. Easement Agreement (3498 South Ocean, LLC)
11. Easement Agreement (3492 South Ocean LLC)
12. Project Overview Map

Recommended by: 

Department Director

5/9/17

Date

Approved by: 

Deputy County Administrator

5/17/17

Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2017	2018	2019	2020	2021
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 _____	Department _____	Unit _____	Object _____	
	Program _____				

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

There is no fiscal impact associated with this item.

C. Department Fiscal Review:

S. Neary

III. REVIEW COMMENTS

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

[Signature]
 OFMB ET 5/10

[Signature]
 Contract Development and Control
 5/16/17

B. Legal Sufficiency:

Anne Delmont 5-17-17
 Assistant County Attorney

C. Other Department Review:

 Department Director

D) an Easement Agreement for Shore Protection with 3550 Palm Beach Holdings, LLC for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years;

E) an Easement Agreement for Shore Protection with The Tuscan of Palm Beach Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years;

F) an Easement Agreement for Shore Protection with The Barclay, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years;

G) an Easement Agreement for Shore Protection with Le Chateau Royal Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years;

H) an Easement Agreement for Shore Protection with Palmsea Condominium, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years;

I) an Easement Agreement for Shore Protection with Rahat M. Faderani for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years;

J) an Easement Agreement for Shore Protection with 3498 South Ocean, LLC for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years; and

K) an Easement Agreement for Shore Protection with 3492 South Ocean LLC for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of fifty years.

Summary: The Agreements are necessary for the future construction of seven low-profile groins plus a moderate beach fill within a 0.68 mile length of shoreline designated as critically eroded by the Florida Department of Environmental Protection and to facilitate construction within the Project limits. The Agreements also establish public use of the recreational beach within the easement premises. Staff is working to secure two additional Agreements for subsequent Board of County Commissioners (BCC) approval and execution. An Interlocal Agreement with the Town of Lantana is forthcoming. An Easement Agreement with The 3560 Condominium Association, Inc. is still under negotiation. District 4 (AH)

Background and Justification: Since 2003, six dune restoration projects have been completed in an effort to stabilize the beach throughout the Project area. Due to the amount of nearshore hardbottom, a large-scale beach nourishment is not practicable. A feasibility study considering various long-term erosion control alternatives was completed in 2007 and it was determined that the critically eroded shoreline requires engineered structures consisting of low-profile, adjustable, concrete groins to retain the sand. The Project will provide storm protection to the Lantana Municipal Park and adjacent upland infrastructure, stabilize nesting habitat and enhance the recreational beach.