

RESOLUTION NO. R-2019-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, TRANSFERRING JURISDICTIONAL CONTROL, MAINTENANCE RESPONSIBILITY, AND ALL RIGHT-OF-WAY FOR PERSIMMON BOULEVARD FROM SEMINOLE PRATT WHITNEY ROAD EAST APPROXIMATELY 1400 FEET, TO THE CITY OF WESTLAKE.

WHEREAS, Palm Beach County (County) currently has jurisdictional control, maintenance responsibility, and ownership of this portion of Persimmon Boulevard; and

WHEREAS, the County entered into an interlocal agreement with the City of Westlake that was approved by the Board of County Commissioners (BCC) on November 20, 2018 (R2018-1736) which was recorded in Official Record Book 30277, page 1339; and,

WHEREAS, as a requirement of the interlocal agreement, the County agreed to transfer ownership and maintenance responsibilities to the City of Westlake by a deed approved by the County Attorney; and,

WHEREAS, the Engineering Department has reviewed the transfer request and recommends approval.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA THAT:

1. The BCC adopts and ratifies those matters set forth in the foregoing recitals.
2. The BCC does hereby transfer jurisdictional control, maintenance responsibility, and ownership for the areas shown on Exhibit "A" in the County Deed to the City of Westlake.

The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

Commissioner Mack Bernard, Mayor	_____
Commissioner Dave Kerner, Vice Mayor	_____
Commissioner Hal R. Valeche	_____
Commissioner Gregg K Weiss	_____
Commissioner Robert S. Weinroth	_____
Commissioner Mary Lou Berger	_____
Commissioner Melissa McKinlay	_____

The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2019.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

Sharon R. Bock, Clerk & Comptroller

BY: _____
Yelizaveta B. Herman
County Attorney

BY: _____
Deputy Clerk

Return to:
Right-of-Way Acquisition Section
Palm Beach County, Engineering & Public Works Department
Post Office Box 21229
West Palm Beach, Florida 33416-1229
Attn.: Kaye Weichel, Right-of-Way Specialist
Acct. No.: 1010

This Instrument Prepared by:
Yelizaveta B. Herman, Assistant County Attorney
Palm Beach County Attorney's Office
Post Office Box 21229
West Palm Beach, Florida 33416-1229

Property Control Number: N/A

Purchase Price: \$ 0
Closing Date: _____

SPACE ABOVE THIS LINE FOR PROCESSING DATA

PROJECT NO.: N/A
ROAD NAME: PERSIMMON BLVD
PARCEL NO.: N/A

COUNTY DEED

THIS DEED is made this ____ day of _____, 20____, by **PALM BEACH COUNTY**, a political subdivision of the State of Florida, by and through its Board of County Commissioners, whose post office address is Post Office Box 21229, West Palm Beach, Florida 33416-1229, ("County"), to the **CITY OF WESTLAKE**, a Florida municipal corporation, whose post office address is 4001 Seminole Pratt Whitney Road, Westlake, FL 33470, (City).

WITNESSETH: That County, for and in consideration of the sum of Ten (\$10.00) Dollars to it in hand paid by City, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, and conveys unto City, its successors and assigns forever, the following described land lying and being in Palm Beach County, Florida, as follows:

Property more particularly described in Exhibit "A" attached hereto and made a part hereof.

IN WITNESS WHEREOF County has caused these presents to be executed in its name by its Board of County Commissioners acting by the Mayor or Vice Mayor of said Board, the day and year aforesaid.

ATTEST:

SHARON R. BOCK
CLERK AND COMPTROLLER

By: _____
Deputy Clerk

County:

PALM BEACH COUNTY,
a political subdivision of the State of Florida,
by and through its Board of County Commissioners

By: _____
Mack Bernard, Mayor

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY**

(Official Seal)

By: _____
Yelizaveta B. Herman
Assistant County Attorney

EXHIBIT "A"

DESCRIPTION: A PARCEL OF LAND (A PORTION OF WHICH - SEMINOLE PRATT WHITNEY ROAD RIGHT-OF-WAY - IS ALSO DESCRIBED IN OFFICIAL RECORD BOOK 10202, PAGE 430, AND OFFICIAL RECORD BOOK 28479, PAGE 822) LYING IN SECTIONS 1 AND 12, TOWNSHIP 43 SOUTH, RANGE 40 EAST, CITY OF WESTLAKE, PALM BEACH COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF SECTION 1, TOWNSHIP 43 SOUTH, RANGE 40 EAST; THENCE S.01°33'05"W. ALONG THE EAST LINE OF SAID SECTION 1, A DISTANCE OF 250.33 FEET TO A POINT ON THE NORTH LINE OF THE 80 FOOT M-CANAL EASEMENT AS RECORDED IN DEED BOOK 1156, PAGE 58 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA AND AS SHOWN IN ROAD PLAT BOOK 6, PAGE 136 OF SAID RECORDS, AND AS MONUMENTED; THENCE S.88°36'57"W. ALONG SAID NORTH LINE OF THE 80 FOOT M-CANAL EASEMENT, A DISTANCE OF 3776.52 FEET TO A POINT ON THE ORIGINAL EAST RIGHT OF WAY LINE OF SEMINOLE PRATT WHITNEY ROAD AS RECORDED IN OFFICIAL RECORD BOOK 1544, PAGE 378 AND OFFICIAL RECORD BOOK 1640, PAGE 1626 AND ROAD PLAT BOOK 4, PAGE 40, ALL OF SAID PUBLIC RECORDS; THENCE S.01°42'52"W. ALONG SAID ORIGINAL EAST RIGHT OF WAY LINE AS SHOWN ON ROAD PLAT BOOK 4, PAGE 40, A DISTANCE OF 3541.19 FEET; THENCE S.88°17'08"E. ALONG THE WESTERLY EXTENSION OF THE NORTH LINE OF THAT GROVE MARKET PLAT, AS RECORDED IN PLAT BOOK 82, PAGE 67 OF SAID PUBLIC RECORDS, A DISTANCE OF 10.00 FEET TO THE NORTHWEST CORNER OF SAID GROVE MARKET PLAT; THENCE S.01°42'52"W., ALONG THE WEST LINE OF SAID PLAT AND ALONG THE EAST RIGHT OF WAY LINE OF SEMINOLE PRATT WHITNEY ROAD AS RECORDED IN OFFICIAL RECORD BOOK 10202, PAGE 430 OF SAID PUBLIC RECORDS, A DISTANCE OF 663.00 FEET TO A POINT ON THE NORTHERLY CORNER OF THAT ADDITIONAL RIGHT OF WAY OF PERSIMMON BOULEVARD, AS RECORDED IN OFFICIAL RECORDS BOOK 10202, PAGE 430 OF SAID PUBLIC RECORDS AND THE POINT OF BEGINNING; THENCE S.43°17'22"E., ALONG SAID NORTH ADDITIONAL RIGHT OF WAY LINE, A DISTANCE OF 113.13 FEET; THENCE S.88°17'08"E., ALONG SAID NORTH ADDITIONAL RIGHT OF WAY, A DISTANCE OF 556.56 FEET TO THE SOUTHEAST CORNER OF SAID GROVE MARKET PLAT; THENCE S.01°42'52"W., ALONG THE EAST BOUNDARY LINE OF SAID ADDITIONAL RIGHT OF WAY, A DISTANCE OF 80.00 FEET TO THE NORTHEAST CORNER OF THAT SEMINOLE-PRATT WHITNEY ROAD RIGHT OF WAY PARCEL 103, AS RECORDED IN OFFICIAL RECORDS BOOK 28479, PAGE 822 OF SAID PUBLIC RECORDS; THENCE CONTINUE S.01°42'52"W, ALONG THE EAST LINE OF SAID SEMINOLE-PRATT WHITNEY ROAD RIGHT OF WAY PARCEL 103, A DISTANCE OF 77.00 FEET TO A POINT ON THE SOUTH LINE OF SAID PARCEL 103; THENCE CONTINUE ALONG SAID SOUTH LINE FOR THE FOLLOWING FOUR (4) COURSES: 1) N.88°17'08"W, A DISTANCE OF 374.82 FEET; 2) THENCE N.75°43'50"W, DISTANCE OF 50.60 FEET; 3) THENCE N.88°17'08"W, A DISTANCE OF 172.34 FEET; 4) THENCE S.46°42'52"W, A DISTANCE OF 56.57 FEET; THENCE N.01°42'52"E., ALONG A LINE 10.00 FEET EAST OF AND PARALLEL WITH THE SAID ORIGINAL EAST RIGHT OF WAY LINE OF SEMINOLE PRATT WHITNEY ROAD, A DISTANCE OF 265.99 FEET TO NORTHERLY CORNER OF THAT ADDITIONAL RIGHT OF WAY OF PERSIMMON BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING: 101,332 SQUARE FEET, OR 2.326 ACRES, MORE OR LESS.

**PERSIMMON BOULEVARD
LEGAL DESCRIPTION AND SKETCH**



REVISIONS				Prepared For: QUINTO		GeoPoint Surveying, Inc.
No.	Date	Description	Date			
					This certifies that a sketch and description of the hereon described property was made under my supervision and meets the Standards of Practice set forth by the Florida Board of Professional Surveyors & Mappers in Chapter 5J-17.050, Florida Administrative Code, pursuant to Section 472.02, Florida Statute.	4152 W. Blue Heron Blvd. Suite 105 Riviera Beach, FL 33404 Phone: (561) 444-2720 www.geopointsurvey.com Licensed Business Number LB 7768
Sheet No. 1 of 4 Sheets				Gary A. Raper FLORIDA PROFESSIONAL SURVEYOR & MAPPER NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER	Drawn: SWM Date: 07/26/18 Data File: Check: GAR P.C.: Field Book Section: 1 & 12 Twn. 43S Rng. 40E Job #: FBA-SP-005	

ALL DISTANCES ARE GROUND
 SCALE FACTOR: 1.0000
 ROTATION ANGLE = 0°
 COORDINATES SHOWN ARE GRID
 DATUM: NAD83-2007 ADJUSTMENT
 ZONE: FLORIDA EAST
 LINEAR UNIT: US SURVEY FEET
 COORDINATE SYSTEM: 1983 STATE PLANE
 TRANSVERSE MERCATOR PROJECTION
 GROUND DISTANCE X SCALE FACTOR =
 GRID
 BASIS OF BEARINGS: EAST LINE OF
 SECTION 1, TOWNSHIP 43S, RANGE 40E.
 (S01°33'05"W)

NOTES:

1. THE GRID BEARINGS AND COORDINATES, AS SHOWN HEREON, REFER TO THE STATE PLANE COORDINATE SYSTEM, NORTH AMERICAN DATUM OF 1983 - 2007 ADJUSTMENT (NAD 83/07) FOR THE EAST ZONE OF FLORIDA AND REFERENCE THE NORTH AMERICAN DATUM OF 1983 - 1990 ADJUSTMENT (NAD 83/90).
2. STATIONS AND OFFSETS ARE FROM THE BASELINE OF SURVEY OF THE RIGHT OF WAY PROCUREMENT MAP FOR PALM BEACH COUNTY PROJECT No. 1997511C AND REFERENCE ROAD BOOK 4, PAGES 34-40.
3. THE BEARINGS AND DISTANCES FROM SECTIONAL MONUMENTATION ARE BASED ON CALCULATIONS, MEASUREMENTS, AND POSITIONS OF SAID SECTION CORNERS AS DETERMINED BY GEOPOINT SURVEYING, INC.
4. ALL EASEMENTS AND ENCUMBRANCES FROM CURRENT TITLE SEARCH HAVE BEEN REFLECTED HERON.

LEGEND

- R/W ----- Right of Way
- O.R. O.R.B. ----- Official Records Book
- D.B. ----- Deed Book
- P.B. ----- Plat Book
- R.P.B. ----- Road Plat Book
- Pg(s). ----- Page(s)
- F.D.O.T. ----- Florida Department of Transportation
- S.F.W.M.D. ----- South Florida Water Management District
- FIR ----- Found Iron Rod
- CCR ----- Certified Corner Record
- F.D.E.P. ----- Florida Department of Environmental Protection
- BL ----- Baseline
- LB ----- Licensed Business
- SID ----- Seminole Improvement District Easement
- SWCD ----- Seminole Water Control District Ingress/Egress Easement
- PBCo. ----- Palm Beach County
- (83/90) ----- North American Datum of 1983
1990 Adjustment (PBCo. PUBLISHED COORDINATES)
- (83/07) ----- North American Datum of 1983
2007 Adjustment (MEASURED COORDINATES BY GEOPOINT)

**PERSIMMON BOULEVARD
 LEGAL DESCRIPTION AND SKETCH**



GeoPoint
 Surveying, Inc.

4152 W. Blue Heron Blvd. Phone: (561) 444-2720
 Suite 105 www.geopointsurvey.com
 Riviera Beach, FL 33404 Licensed Business Number LB 7768

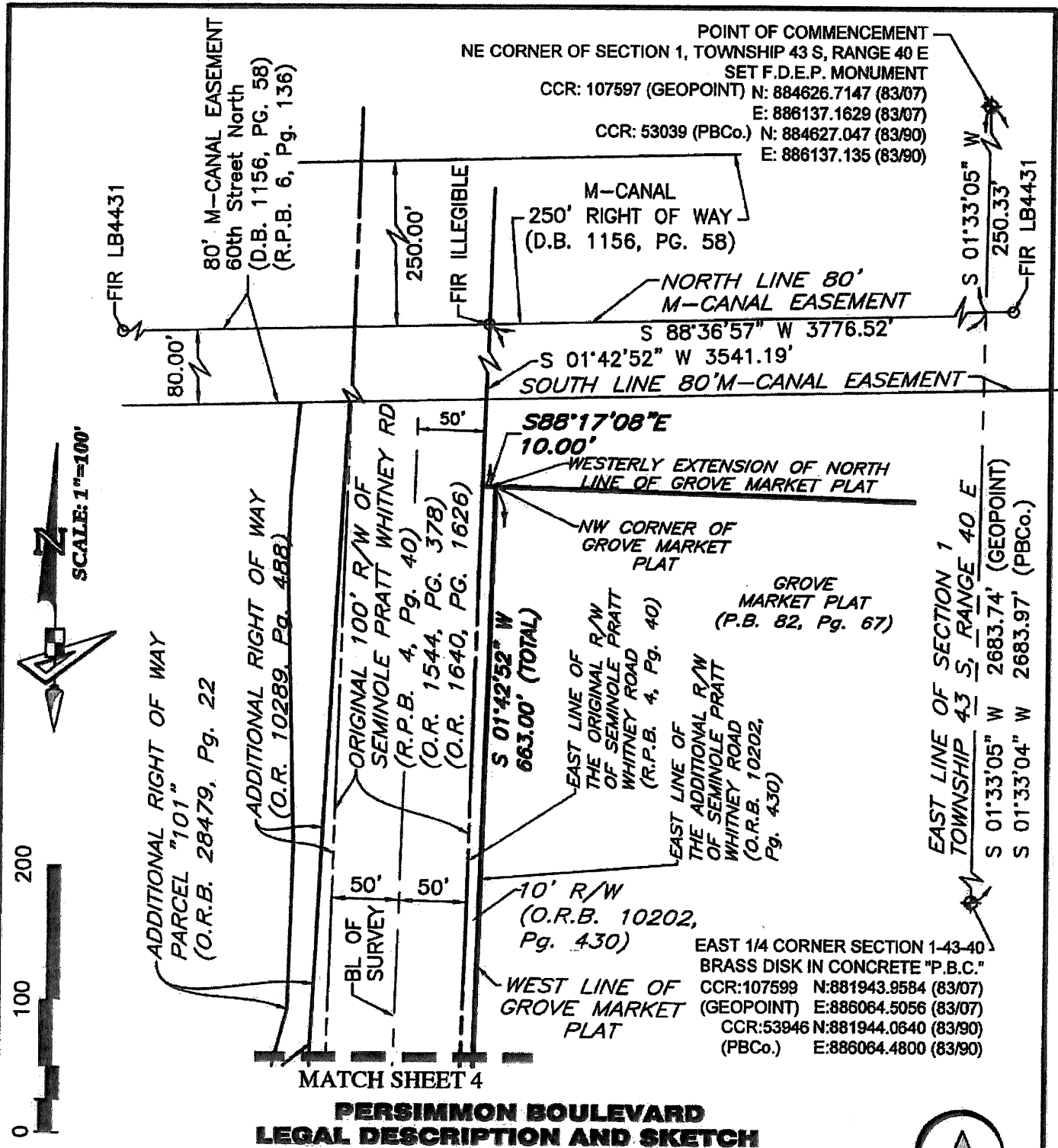
Drawn: SWM	Date: 07/28/18	Data File:
Check: GAR	P.C.:	Field Book:
Section: 1 & 12 Twn. 43S Rng. 40E Job #: FBA-SP-005		

REVISIONS			
No.	Date	Description	Drawn

Prepared For: MIINTO

Sheet No. 2 of 4 Sheets

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR.



**PERSIMMON BOULEVARD
LEGAL DESCRIPTION AND SKETCH**

REVISIONS			
No.	Date	Description	Drn.

Prepared For: MINTO



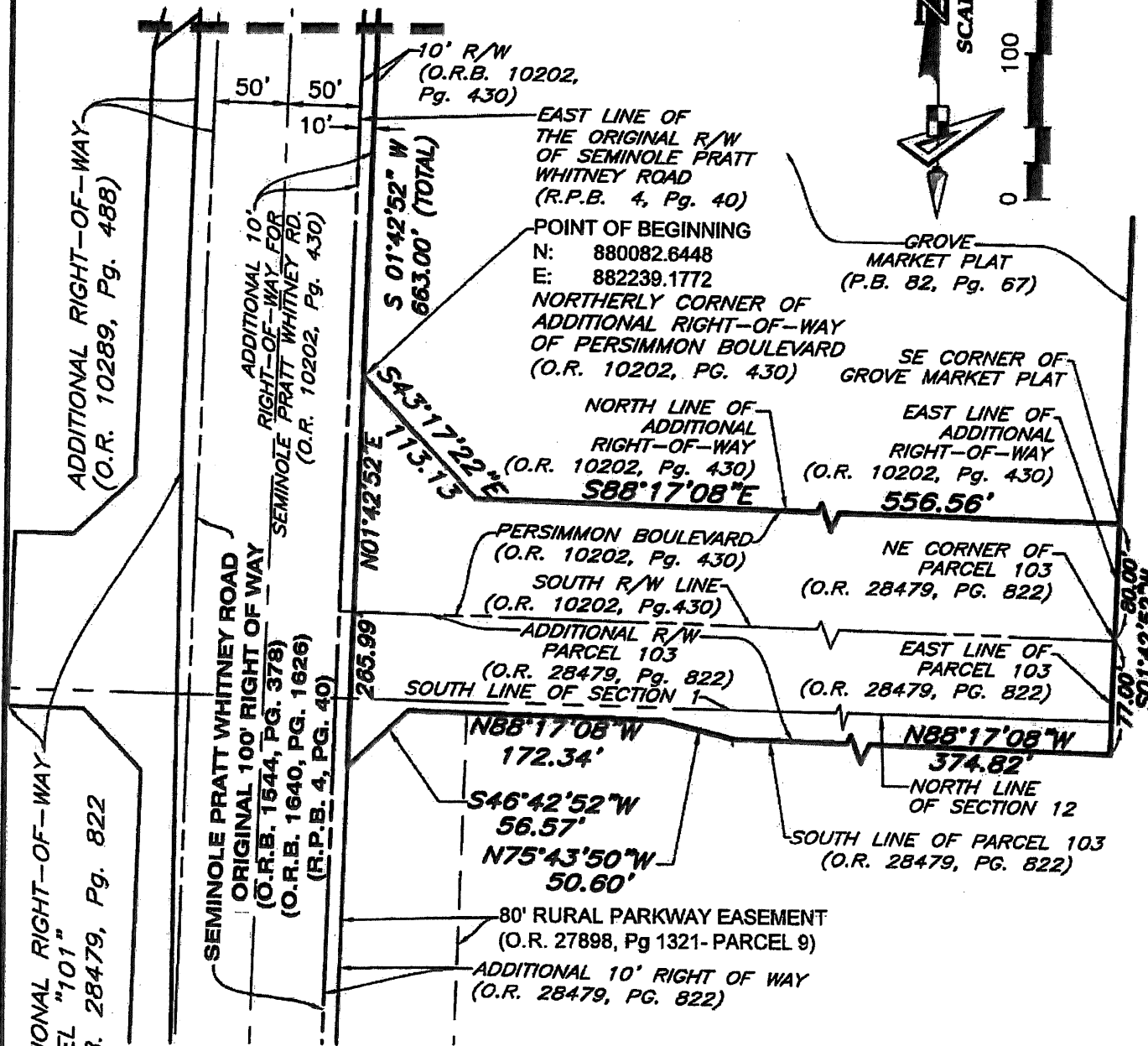
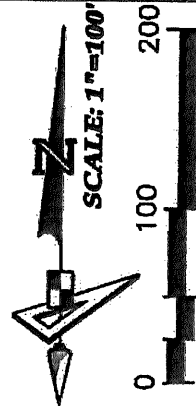
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MATCH SHEET 3



REVISIONS			
No.	Date	Description	Drawn

Prepared For: MINTO

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Section: 1 & 12 Twn. 43S Rng. 40E		Job #: FBA-SP-005

V:\MINTO WEST\SURVEY\DESCRIPTIONS\SPW RIGHT OF WAY\SEMINOLE-PRATT ROW PERSIMMON-10-12-18.DWG PLOTTED BY: LUIS ORTIZ ON: 10/12/2018 10:15 AM LAST SAVED BY: LUISO ON: 10/12/2018 1