Agenda Item #3.M.3.

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date:	May 2, 2023	[X] Consent [] Ordinance	[] Regular [] Public Hearing
Department:	Parks and Recreation		
Submitted By:	Parks and Recreation Department		
Submitted For:	Parks and Recreation Department		

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:

- **A)** ratify the signature of the Mayor on a Waterways Assistance Program (WAP) grant application submitted to the Florida Inland Navigation District (FIND) on March, 10, 2023, requesting \$800,000 to fund 50% of the construction costs associated with the redevelopment of the southern portion of Bert Winters Park;
- **B)** adopt a Resolution for Assistance under the FIND WAP for grant funding for the redevelopment of the southern portion of Bert Winters Park in the amount of \$800,000;
- **C) authorize** the County Administrator or designee to execute the Grant Project Agreement, as well as task assignments, certifications, standard forms, or amendments to the Agreement that do not change the scope of work or terms and conditions of the Agreement;
- D) authorize the Director of the Parks and Recreation Department to serve as the Project Director; and
- E) authorize the Director of the Parks and Recreation Department to serve as the Project Liaison.

Summary: The total cost of the project identified in the FIND WAP grant application is \$1,600,000. This grant application requests \$800,000 to fund up to (50%) of the redevelopment of the southern portion of Bert Winters Park. Grant project elements include renovation of the existing day use docks, parking and construction of new picnic facilities, canoe/kayak launch, parking, lighting, landscaping and associated infrastructure. **If the FIND grant is awarded, the County will provide matching funds using Infrastructure Sales Tax (IST) funding.** Due to grant-related items requiring timely execution by the County, staff is requesting Board of County Commissioners (BCC) approval for the County Administrator or designee to approve grant documents and for the Parks and Recreation Director to act as the Project Director and Liaison Agent for this project. The grant requires a Restrictive Covenant be recorded in public records dedicated to public boating for a period of thirty (30) years from date of completion. District 1 (AH)

Background and Justification: Bert Winters Park is 16.5 acre park located along the Intracoastal Waterway in northern Palm Beach County. The park is being redeveloped in three phases. Phase One was completed in 2018 and included the construction of a second entrance road along the northern portion of the park to improve traffic flow and circulation; construction of 45 new boat trailer parking spaces; a new restroom; three new floating staging docks; and renovation of the existing boat ramps. Phase Two, which is the current phase, includes a playground, a canoe/kayak launch, picnic facilities, parking, lighting, landscaping and associated infrastructure. Phase Three is expected to include the renovation and reconfiguration of the athletic fields.

FIND's timeframe for this application did not allow for prior approval by the BCC. In order to meet the grant application deadline, Mayor Weiss signed the application on behalf of the BCC as authorized by Palm Beach County Administrative Code, Section 309.00. The code requires the grant application be presented to the BCC for approval at their next available meeting after signature by the Mayor.

Attachments:

- 1. Grant Application
- 2. Resolution

Recommended by:	Jepartment Director	4/5/2023 Date
Approved by:	Somo G. Milly Assistant County Administrator	4/30/3023 Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary o	f Fiscal Impact:				
Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match (County					
NET FISCAL IMPACT	0-	0	0-	0-	0
# ADDITIONAL FTE POSITIONS (Cumulative)					
Is Item Included in Current Does this item include use		?	Yes	No No	X X
Budget Account No.:	Fund Dep Object Pro		Unit		
B. Recommended Source	es of Funds/Sur	mmary of Fis	cal Impact:		
There is no fiscal impact at to the Board for approval.					
FIND WAP grant Infrastructure Sales Tax	3600-582-TBD 3950-581-T041 Total	14	\$800,000 <u>\$800,000</u> \$1,600,000		
C. Departmental Fiscal R	eview: <u> </u>	/ <i>C</i>			
	III. RE	VIEW COMM	<u>ENTS</u>		
A. OFMB Fiscal And/Or 0	Contract Develop	ment and Co	ntrol Commen	ts:	
OFMB OF 4110 NG 4111 B. Legal Sufficiency:	<u>ulul2023</u>	M d	ontract Develo	pment and Co	120/2 inthol
Assistant County Attorney	4/20/23				
C. Other Departmental R	eview:				
REVISED 09/2003 ADM FORM 01					

G:\Agenda Item Summary\05-02-23\05-02-23 Bert Winters FIND grant application.docx

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)



Parks and Recreation Department

2700 6th Avenue South
Lake Worth, FL 33461
(561) 966-6600
Email: pbcparks@pbcgov.org
www.pbcparks.com



Palm Beach County Board of County Commissioners

Gregg K. Weiss, Mayor

Maria Sachs, Vice Mayor

Maria G. Marino

Michael A. Barnett

Marci Woodward

Sara Baxter

Mack Bernard

County Administrator

Verdenia C. Baker

"An Equal Opportunity Affirmative Action Employer"

Official Electronic Letterhead

TO:

Gregg Weiss, Mayor

Board of County Commissioners

THRU:

Dorritt Miller, Assistant County Administrator

County Administration

THRU:

Lauren Magierowski, Budget Manager

Financial Management and Budget

THRU:

Anne Helfant, Senior Assistant County Attorney

County Attorney Office

FROM:

Jennifer Cirillo, Director

Parks and Recreation Department

DATE:

March 6, 2023

RE:

Authorization to Submit Grant Application

Pursuant to Section 309 of the Administrative Code, your signature is requested for a Florida Inland Navigation District – Waterways Assistance Program grant. If awarded this grant will help fund the construction costs associated with the redevelopment of southern portion of Bert Winters Park. The Parks and Recreation Department is requesting \$800,000 which will be matched with \$800,000 from Infrastructure Sales Tax proceeds. If awarded, the two year grant contract will run from the fall of 2023 until the fall of 2025, with a possible one year time extension.

The emergency signature process is being utilized because there is not sufficient time to submit this funding request through the regular Board of County Commissioners' agenda process before the application due date on March 27, 2023. Staff will submit the application for the Board's review at the next available meeting scheduled for May 16, 2023.

The Phase Two of the Bert Winters Park Redevelopment project includes a new playground, a canoe/kayak launch, and picnic facilities. Additional project elements include the construction of new parking, lighting, landscaping and associated infrastructure as well as the renovation of the existing vehicle parking and boat dock.

If you have any questions regarding this grant application, please contact Jean Matthews, Senior Planner with the Parks and Recreation Department at 561-966-6652.

Approved:

Department Director

/s/ Anne Helfant
Senior Assistant County Attorney

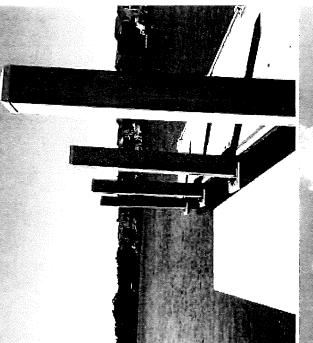
Assistant County Administrator

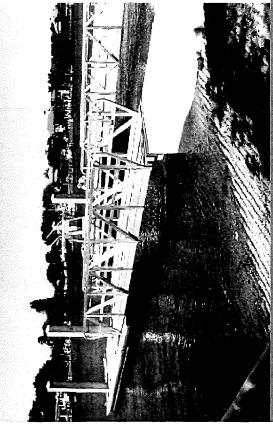
Attachments

WATERWAY ASSISTANCE PROGRAM 2023











MARCH 2023



National Gold Medal Award Winner

PALM BEACH COUNT

BERT WINTERS PARK REDEVELOPMENT PROJECT IIB

ATTACHMENT E-1 APPLICATION CHECKLIST

WATERWAY ASSISTANCE PROGRAM FY 2023

Project Title:	Bert Winters Park Redevelopment Project IIB
Applicant:	Palm Beach County Board of County Commissioners

This checklist and the other items listed below in items 1 through 13 constitute your application. The required information shall be submitted in the order listed.

An electronic copy may be emailed to JZimmerman@aicw.org. Application must be received by the deadline, no exceptions.

All information will be printed on 8 $\frac{1}{2}$ "x11" paper to be included in agenda books bound by staff.

Project Timeline – E-6 (Form No. 96-10, 1 page) Official Resolution Form – E-7 (Form No. 90-21, 2 pages) (Resolution must be in District format and include)	Approval b	•
Project Timeline – E-6 (Form No. 96-10, 1 page)		
Project Cost Estimate – E-5 (Form No. 90-25, 1 page) (Must be on District form)	•	0
Application and Evaluation Worksheet – E-4(+) (Form No.91-25) (One proper sub-attachment included, 7 pages) Must answer questions 1-10. No signatures required	•	\circ
Project Information – E-3 (Form No. 90-22a, 1 page)		\circ
Applicant Info/Project Summary – E-2 (Form No. 90-22, 1 page)(Form must be completed and signed)	•	0
Application Checklist – E-1 (Form No. 90-26, 2 pages) (Form must be signed and dated)	•	0
District Commissioner Review (prior to March 3rd) (NOTE: For District Commissioner initials ONLY!) (District Commissioner must initial the yes line on this checklist for the application to be deemed complete)	YES CCA	<u>NO</u>
	(NOTE: For District Commissioner initials ONLY!) (District Commissioner must initial the yes line on this checklist for the application to be deemed complete) Application Checklist – E-1 (Form No. 90-26, 2 pages) (Form must be signed and dated) Applicant Info/Project Summary – E-2 (Form No. 90-22, 1 page)(Form must be completed and signed) Project Information – E-3 (Form No. 90-22a, 1 page) Application and Evaluation Worksheet – E-4(+) (Form No.91-25) (One proper sub-attachment included, 7 pages) Must answer questions 1-10. No signatures required Project Cost Estimate – E-5 (Form No. 90-25, 1 page)	District Commissioner Review (prior to March 3rd) (NOTE: For District Commissioner initials ONLY!) (District Commissioner must initial the yes line on this checklist for the application to be deemed complete) Application Checklist – E-1 (Form No. 90-26, 2 pages) (Form must be signed and dated) Applicant Info/Project Summary – E-2 (Form No. 90-22, 1 page)(Form must be completed and signed) Project Information – E-3 (Form No. 90-22a, 1 page) Application and Evaluation Worksheet – E-4(+) (Form No. 91-25) (One proper sub-attachment included, 7 pages) Must answer questions 1-10. No signatures required Project Cost Estimate – E-5 (Form No. 90-25, 1 page)

ATTACHMENT E-1 (Continued) APPLICATION CHECKLIST

WATERWAY ASSISTANCE PROGRAM FY 2023

		<u>YES</u>	NO
9.	Attorney's Certification (Land Ownership) – E-8 (Must be on or follow format of Form No. 94-26,	•	0
	Legal descriptions NOT accepted in lieu of form)	_	_
10.	County/City Location Map	\odot	\circ
11.	Project Boundary Map	\odot	\circ
12.	Clear & Detailed Site Development Plan Map	\odot	\circ
13.	Copies of all Required Permits: ACOE, DEP, WMD (Required of development projects only)	O Permits a	• re pending
const no le be d furthe is due subm	undersigned, as applicant, acknowledges that Items 1 the itutes a complete application and that this information is due ater than 4:30 PM, March 27, 2023 By May 15, 2023 my eemed complete (except for permits) or it will be resert consideration by the District. I also acknowledge that the information of the District no later than September 18, 2023. If the information itted to the District office by September 18, 2023, I am cation will be removed from any further funding consideration by the	in the Distriction application moved fromation in on in Item aware t	ict office on must om any Item 13
LIAISO	ON: Gregg Weiss TITLE: Mayor, Board of Co	ounty Comr	missioners
** SIC	SNATURE PROJECT LIAISON **	DA	TE
	FIND OFFICE USE ONLY		
Date I	Received:		
Local	FIND Commissioner Review:	U-misseldad	
All Re	quired Supporting Documents:		
Applio	cant Eligibility:		
Projec	t Eligibility:	_Available Sco	ore:
Comp	liance with Rule 66B-2 F.A.C.:		
Eligibil	ity of Project Cost:		
Leç	gal Sufficiency Form No. 90-26 - New 9/2/	92, Revised (07-30-02.
	ा Aune Helfaut ne Helfant, Senior Assistant County Attorney		

APPLICANT INFORMATION & PROJECT SUMMARY

WATERWAY ASSISTANCE PROGRAM FY 2023

APPLICANT INFO	RMATION		
Applicant: Palm Beach County Board of County Commissioners			
Department: Palm	n Beach County Parks and Recreatio	n Departn	nent
Project Title: Bert	Winters Park Redevelopment Project	IIB	
Project Director: J	ennifer Cirillo	Title:	Director, Parks & Recreation
Project Liaison: (if different from Director)		Title:	
Mailing Address:	2700 6 th Avenue South		
City: Lake Worth,	Florida	Zip Code:	33461
Email Address: <u>Jci</u>	rillo@pbcgov.org	Phone #:	561-966-6614
Project Address:	13425 Ellison Wilson Road, Juno Bea	ch, FL 3340	08
**** I hereby certify that the information provided in this application is true and accurate. *** SIGNATURE DATE: DATE: DATE			
Form No. 90-22, Rule 66B-2, (New 12/17/90, Rev.07-30-02, 04-24-06)			
		Lega	l Sufficiency

Isl Anne Helfant

Anne Helfant, Senior Assistant County Attorney

ATTACHMENT E-3 PROJECT INFORMATION

WATERWAY ASSISTANCE PROGRAM FY 2023

Applicant: Palm Beach County	Project Title: Bert Winters Park Redevelopment Project 2B	
Total Project Cost: \$1,600,000	FIND Funding Requested: \$800,000	% of Total Cost: 50%
Amount of Applicant's Matching Funds:	\$800,000	
Source of Applicant's Matching Funds:	Infrastructure Sales To	ax Program (Surtax)

1.	Ownership of Project Site (check one):	Own: ⊗ Leased:	Other:	
			C	1

2. If leased or other, please describe lease or terms and conditions:

The majority of the project is located on County Owned land, however the shorefront is owned the U.S. Army Corps of Engineers and the County has a consent to easement to use this right-of-way.

3. Has the District previously provided assistance funding to this project or site? Yes \bigcirc No: \square

4. If yes, please list:

Bert Winters Boat Ramp (PB-89-5), Bert Winters Boat Ramp Phase I (PB-11-152) (expired) Bert Winters Park Acquisition (PB-13-169), Bert Winters Park Phase IIA (PB-15-188), Bert Winters Phase IB (PB-19-206) (expired), Bert Winters Phase IC (PB-22-218)

5. What is the current level of public access in terms of the number of boat ramps, boat slips and trailer parking spaces, linear feet of boardwalk (etc.)? (as applicable):

Three boat ramps, 69 boat/trailer parking spaces, three floating docks, day use docks, two restrooms, and picnic facilities.

6. How many additional ramps, slips, parking spaces or other access features will be added by this project?

The project includes a new canoe/kayak launch, renovation of the existing day use docks and 18 new car parking spaces.

7. Are fees charged for the use of this project? No \bigcirc Yes \bigcirc **

Please list all Environmental Resource Permits required for this project:

AGENCY	Yes / No / N/A	Date Applied For	Date Received
WMD	Yes	November 8, 2022	Pending
DEP	N/A		
ACOE	Yes	November 8, 2022	Pending

Form No. 90-22a (New 10-14-92, Rev. 04-24-06, 4-15-07)

^{**}If yes, <u>please attach additional documentation</u> of fees and how they compare with fees from similar public & private facilities in the area.

ATTACHMENT E-4 EVALUATION WORKSHEET

WATERWAY ASSISTANCE PROGRAM FY 2023

DIRECTIONS:

All applicants will complete questions 1 through 6, and then based on the type of project, complete one and only one subsection (E-4A, B, C, D or E) for questions 7-10.

Please keep your answers brief and do not change the pagination of Attachment E-4

All other sub-attachments that are not applicable to an applicant's project should not be included in the submitted application.

Project Title:	Bert Winters Park Redevelopment Project IIB
Applicant:	Palm Beach County Board of County Commissioners

1) PRIORITY LIST:

- a) Denote the priority list category of this project from Attachment C in the application. (The application may only be of **one** type based upon the <u>predominant</u> cost of the project elements.)
 - 7. Acquisition, dredging, shoreline stabilization and development of public boat docking and mooring facilities.
- b) Explain how the project fits this priority category.

The Bert Winters Park Redevelopment project fits into priority category #7, because the project will be expanding parking and redeveloping a public boat docking facility and constructing a new canoe/kayak launch.

(For reviewer only) Max. Available Score for application	
Question 1. Range of Score (1 to	_points)

2) WATERWAY RELATIONSHIP:

a) Explain how the project relates to the ICW and the mission of the Navigation District.

Bert Winters Park is located directly on the Intracoastal Waterway with three boat ramps and boat trailer parking. The project includes two onsite dry retention areas, designed to keep water onsite during storm events. The onsite water retention reduces sheet flow, thereby reducing sediment into the ICW.

b) What public access or navigational benefit to the ICW or adjoining waterway will result from this project?

Bert Winters Park with over eight hundred feet on the Intracoastal Waterway serves not only as a boat launching facility, but also as a boater destination. The renovated day use docks will provide a location for boaters to tie up and enjoy the park. In addition, the new canoe/kayak launch provide non-motorized vessels access to the Intracoastal.

(For reviewer only) (1-6 points)

3) PUBLIC USAGE & BENEFITS:

a) Describe how the project increases/improves boater/public access.
 Estimate the amount of total public use.

It is difficult to quantify public usage, Bert Winters Park boat/trailer parking is full most nice weekends and holidays. Expansion of the waterfront facilities will provide the public with a venue to recreate and enjoy the Intracoastal Waterway.

b) Discuss the regional and local public benefits provided by the project. Can residents from other counties of the District reasonably access and use the project? Explain.

The project is located less than 8 miles from the Martin/Palm Beach County line and it is reasonable for residents from other counties to both launch at the park and to use it as a boater destination.

c) Has the local Sponsor implemented or plans to implement any boating access, speed zone, commercial access or other restrictive use of this site?

Bert Winters Park is deed restricted limiting the use to a public park for recreation purposes. The County sometimes allows commercial dock/sea wall construction companies to use the boat ramps for loading material with a use permit, no other commercial activity is allowed on this site.

(For reviewer only) (1-8 points)

4) TIMELINESS:

a) Describe current status of the project and present a reasonable and effective timeline for the completion of the project consistent with Attachment E-6.

The planning, design and permitting for this project are underway. The design is scheduled to be complete by October 2023. If funding is awarded the County will execute the grant contract in October 2023 and establish budget by January 2024. A construction RFP will be issued in January 2024, with the construction contract awarded in April 2024 with project completion April 2025.

b) Briefly explain any unique aspects of this project that could influence the timeline.

Once environmental permits are issued, this is a straight forward construction project, with the majority of the work occurring on the uplands. While supply chain issues are generally improving, it is possible difficulty in obtaining materials and/or labor could slow down this project.

(For reviewer only) (1-3 points)

5) COSTS & EFFICIENCY:

a) List funding sources and the status and amount of the corresponding funding that will be utilized to complete this project including any cash match or matching grant funds.

If grant funding is awarded it will be matched with Palm Beach County Infrastructure Sales Tax.

b) Identify and describe any project costs that may be increased because of the materials utilized or specific site conditions.

The is a straight forward project, however the project includes 18 new car parking spaces, renovation of existing car parking spaces, and construction of four family picnic shelters. The price of oil based products and wood continue to increase and prices are unpredictable.

c) Are there any fees associated with the use of this facility? If so, please list or attach fee sheet.

The County charges for boat/trailer parking, an annual permit is available to all boaters regardless of residency for \$37.50 or boaters can pay \$10 per day to park.

d) If there are any fees, please explain where these fees go and what they are used for. In addition, please provide a listing of the fees charged by similar facilities, public and private, in the project area.

The fees generate by the boat/trailer parking go into the Palm Beach County General Fund.

(For reviewer only) (1-6 points)

6) PROJECT VIABILITY:

a) Why is the project necessary and what need will it fill? Why are existing facilities insufficient to meet demand?

Paddle boarding, canoe and kayaking have taken off in popularity in the last several years. The area from the Donald Ross Road Bridge south to past the PGA Road Bridge is in a regulatory slow speed zone. Having a non-motorized vessels launching at this park provides boaters over three miles of quiet water to paddle and enjoy the environment. This project will provide an additional access point on the Intracoastal Waterway to help meet the growing demand for these sports. Once the project is complete the renovated day use docks will allow boaters to tie up and use the park as a boater destination.

b) Clearly demonstrate how the project will continue to be maintained and funded after funding is completed.

The Palm Beach County Parks and Recreation Department has a full time maintenance division with 302 employees and a \$36,647,486 operating budget.

c) Is this project referenced or incorporated in an existing maritime management, public assess or comp plan?

The Palm Beach County Comprehensive Plan's Coastal Management Element seeks to balance the provision of water-related recreational activities and preservation of coastal and natural resources.

Objective 1.5 Protection of Commercial and Recreational Marine Waterfronts.

Policy 1.5a; The County shall implement strategies to protect working commercial and recreational marine waterfronts by pursuing the following actions:

10. Securing pedestrian access to waterfronts and enhancing existing waterfront parks to develop public marinas where feasible.

The development of waterfront picnic facilities on the Intracoastal Waterway help fulfill this Objective.

(For reviewer only) (1-7 points)		
SUB-TOTAL		

FIND FORM NO. 91-25

Rule 66B-2.005 (Effective Date: 3-21-01, Revised 4-24-06, 1-27-14)

ATTACHMENT E-4A EVALUATION WORKSHEET DEVELOPMENT & CONSTRUCTION PROJECTS

WATERWAY ASSISTANCE PROGRAM FY 2023

THIS ATTACHMENT IS TO BE COMPLETED IF YOUR PROJECT IS A DEVELOPMENT OR CONSTRUCTION PROJECT BUT **IS NOT** AN INLET MANAGEMENT OR BEACH RENOURISHMENT PROJECT.

7) PERMITTING:

a) Have all required environmental permits been applied for? (USACE, DEP and WMD) If permits are NOT required, explain why not.

Architecture Green has been hired to complete the planning, design and permitting for this project. The consultant has applied for a Florida Department of Environmental Protection (DEP) and an Army Corp of Engineers permits. A SFWMD permit is not required.

b) If the project is a Phase I project, please provide a general cost estimate for the future Phase II work.

This is a Phase Two project and construction costs are estimated at \$1,600,000.

c) Detail any significant impediments that may have been identified that would potentially delay the timely issuance of the required permits.

There are no known impediments that would potentially delay issuance of environmental permits.

(For reviewer only) (1-4 points)

8) PROJECT DESIGN:

a) Has the design work been completed?
 If this is a Phase I project, has a preliminary design been developed?

The preliminary design work has been completed and a master plan has been developed. Architecture Green is under contract to complete the planning, design and permitting for this project, the design and permitting are expected to be complete by August 2022.

b) Are there unique beneficial aspects to the proposed design that enhance public usage or access, minimize environmental impacts, improve water quality or reduce costs?

Improvements to the uplands will address stormwater and drainage issues, thereby reducing or eliminating runoff into the Intracoastal. The new canoe/kayak launch and renovated dock will be ADA compliant, providing water access to park patrons with mobility issues.

(For reviewer only) (1-2 points)

9) CONSTRUCTION TECHNIQUES:

a) Briefly explain the construction techniques and materials to be utilized for this project. Identify any unique construction materials that may significantly alter the project costs. If a Phase 1, elaborate on potential techniques.

The consultant is still determining if floating or fixed docks will be more appropriate at this site. If the consultant recommends using floating docks they will be ADA accessible via an aluminum gangway, and the docks will be a fiber reinforced concrete shell with a polystyrene foam core, anchored with 18" pre-stressed concrete piles. The floating docks will be designed to a 25-year storm conditions and have an expected life of 25 years.

b) What is the design life of the proposed materials compared to other available materials?

All materials will be the highest grade marine quality and approved by the Florida Department of Transportation. Overall design takes into consideration sea level rise.

(For reviewer only) (1-3 points)

10) ENVIRONMENTAL COMPONENTS:

a) How has the facility where the project is located demonstrated commitment to environmental compliance, sustainability, and stewardship?

The redevelopment of the southern portion of Bert Winters Park will address drainage and stormwater issues and will be designed to prevent runoff into the Intracoastal Waterway, thereby improving water quality.

b) What considerations, if any, have been made for sea level rise impacts in the design and life span of this project?

If floating docks are selected they will readily adopt to sea level rise and extreme tidal changes. If fixed docks are selected or a combination of fixed and floating docks, sea level rise projections over the next 25 years (estimated life of docks) will be taken into consideration in the design.

(For reviewer only)		
(1-3 points)		

RATING	POINT	TOTAL

Note:

The total maximum score possible is dependent upon the project priority category but cannot exceed 50 points unless the project qualifies as an emergency-related project. The minimum score possible is 10 points. A score of 35 points or more is required to be considered for funding.

Form No. 91-25A

Rule 66B-2.005 (Effective Date: 3-21-01, revised 4-24-06, 1-27-14)

ATTACHMENT E-5 PROJECT COST ESTIMATE

WATERWAY ASSISTANCE PROGRAM FY 2023

(See Rule Section 66B-2.005 & 2.008 for eligibility and funding ratios)

Project Title:	Bert Winters Park Redevelopment Project IIB
Applicant:	Palm Beach County Board of County Commissioners

Project Elements (Please list the MAJOR project elements and provide general costs for each one. For Phase I Projects, please list the major elements and products expected)	Total Estimated Cost	Applicant's Cost (To the nearest \$50)	FIND Cost (To the nearest \$50)
Renovation of the day use docks and construction of a canoe/kayak launch	\$500,000	\$250,000	\$250,000
Expansion and renovation of parking, new lighting, and associated infrastructure	\$1,000,000	\$500,000	\$500,000
Renovation of existing picnic facilities and four new family picnic shelters	\$100,000	\$50,000	\$50,000
			-

**TOTALS =	\$ 1,600,000	\$ 800,000	\$800,000

Form No. 90-25 (New 10/14/92, Revised 04-24-06)

ATTACHMENT E-6 PROJECT TIMELINE

WATERWAY ASSISTANCE PROGRAM FY 2023

Project Title:	Bert Winters Park Redevelopment Phase IIB	
Applicant:	Palm Beach County Board of County Commissioners	

The applicant is to present a detailed timeline on the accomplishment of the components of the proposed project including, as applicable, completion dates for: permitting, design, bidding, applicant approvals, initiation of construction and completion of construction.

NOTE: All funded activities must begin AFTER October 1st

(or be consistent with Rule 66B-2.005(3) - Pre-agreement expenses)

Date	Component
October 2023	Execution of grant contract (if funding is awarded
January 2024	Board of County Commissioners agenda to receive and
	file fully executed grant contract and establish budget Advertise a Request for Proposal for construction
January 2024	Advertise a Request for Proposal for construction
April 2024	Award construction contract
April 2024	Issue a notice to proceed and construction to commence.
April 2025	Construction complete
June 2025	Grant closeout documentation

FIND Form 96-10 (effective date 04-15-07)

ATTACHMENT E-7 RESOLUTION FOR ASSISTANCE 2021 UNDER THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM

WHEREAS, THE Palm Beach County Board of County Commissioners is interested in carryin Count

<u>y</u> and the State of Florida:	

Total Estimated Cost \$ 1,600,000

Project Title Bert Winters Redevelopment Project IIB

Brief Description of Project: This grant application, pending its approval, will be used to pay for a portion of the construction costs associated with the redevelopment of the southern portion of Bert Winters Park. The grant will be matched using, Palm Beach County Florida Infrastructure Sales Tax Funds.

AND, Florida Inland Navigation District financial assistance is required for the program mentioned above,

NOW THEREFORE, be it resolved by the Palm Beach County Board of County Commissioners that the project described above be authorized,

AND, be it further resolved that said Palm Beach County Board of County Commissioners make application to the Florida Inland Navigation District in the amount of \$800,000 or 50% of the actual cost of the project in behalf of said Palm Beach County Board of County Commissioners

AND, be it further resolved by the Palm Beach County Board of County Commissioners that it certifies to the following:

- 1. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.
- 2. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the District.

Form No. 90-21 (effective date 12-17-90, Rev. 10-14-92)

- 3. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of said Palm Beach County Board of County Commissioners for public use.
- 4. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P. L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by handicapped persons as well as other federal, state and local laws, rules and requirements.
- 5. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.
- 6. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

This is to certify that the foregoing is a truse	and correct copy of a resolution duly and legally
adopted by the Palm Beach County Board of Count	y Commissioners at a legal meeting held on this
day of20	
This foregoing resolution was offered by Con	mmissioner who
moved its adoption. The Motion was seconded by C	ommissioner, and upon
being put to a vote, the vote was as follows:	
COMMISSIONER GREGG K. WEI COMMISSIONER MARIA SACHS COMMISSIONER MARIA G. MAI COMMISSIONER MICHAEL A. B COMMISSIONER MARCI WOOD COMMISSIONER SARA BAXTER COMMISSIONER MACK BERNA The Mayor thereupon declared the resolution duly pa	, VICE MAYOR RINO ARNETT WARD R
State of	BEACH COUNTY, a political subdivision of the Florida O OF COUNTY COMMISSIONERS
Attest:	
Joseph Abruzzo, Clerk of the Circuit Court and Comptroller Palm Beach County	Palm Beach County, Florida, By Its Board of County Commissioners
By: Deputy Clerk	By: Commissioner Gregg K. Weiss, Mayor
Approved as to Form and Legal Sufficiency By: My Anne Helfant, Senior Assistant County Attorney	Approved as to Terms & Conditions By:

Form No. 90-21 (effective date 12-17-90, Rev. 10-14-92)

ATTACHMENT E-8



Facilities Development & Operations Department

Property & Real Estate Management Division

2633 Vista Parkway West Palm Beach, FL 33411

Telephone - (561) 233-0200

www.pbcgov.com/fdo

Palm Beach County Board of County Commissioners

Gregg K. Weiss, Mayor

Maria Sachs, Vice Mayor

Maria G. Marino

Michael A. Barnett

Marci Woodward

Sara Baxter

Mack Bernard

County Administrator

Verdenia C. Baker

"An Equal Opportunity Affirmative Action Employer" February 16, 2023

Office of Property and Real Estate Management Palm Beach County 2633 Vista Parkway West Palm Beach, FL 33411-5605

TO WHOM IT MAY CONCERN:

I, Purvi Bhogaita, an attorney, am the Director of Property and Real Estate Management for Palm Beach County, Florida. I hereby state that I have examined a copy of the Southeast Guaranty & Title, Inc. Title Commitment, File Number 201710002, dated March 25, 2021, establishing Palm Beach County's fee simple ownership of the property, attached as Exhibit "A". The legal description in Schedule A, Section 5, of the Title Commitment, attached as Exhibit "B", legally describes the property known as Bert Winters Park.

Furthermore, I have examined documents wherein this property is listed on the Palm Beach County tax rolls as belonging to the County, as well as, such documents and records necessary for this Certification.

I hereby certify that, as of the date hereof, Palm Beach County owns record fee simple title to Bert Winters Park property, as legally described in Exhibit "B".

Sincerely,

Purvi Bhogaita

Director

Property and Real Estate Management

Palm Beach County, Florida

Attachments

ATTORNEYS CERTIFICATION OF TITLE 2022 (See Rule 66B-2.006(4) & 2.008(2) FAC)

February 16, 2022

Office of Property and Real Estate Management Palm Beach County 2633 Vista Parkway West Palm Beach, FL 33411-5605

TO WHOM IT MAY CONCERN:

I, Purvi Bhogaita, an attorney, am the Director of Property and Real Estate Management for Palm Beach County, Florida. I hereby state that I have examined a copy of the Southeast Guaranty & Title, Inc. Title Commitment, File Number 201710002, dated March 25, 2021, establishing Palm Beach County's fee simple ownership of the property, attached as Exhibit "A". The legal description in Schedule A, Section 5, of the Title Commitment, attached as Exhibit "B", legally describes the property known as Bert Winters Park.

Furthermore, I have examined documents wherein this property is listed on the Palm Beach County tax rolls as belonging to the County, as well as, such documents and records necessary for this Certification.

I hereby certify that, as of the date hereof, Palm Beach County owns record fee simple title to Bert Winters Park property, as legally described in Exhibit "B".

Sincerely,

Purvi Bhowita

Director

Property and Real Estate Management

Palm Beach County, Florida

Attachments

G:\PREM\Dev\Open Projects\PR-Bert Winters\Title Certification 2022\2-16-22.docx

EXHIBIT A



SCHEDULE A

Name and Address of Title Insurance Company:

Southeast Guaranty & Title, Inc. 824 U.S. HIGHWAY 1

SUITE 345

NORTH PALM BEACH, Florida 33408

File No.: 201710002

BERT WINTERS PARK & CIVIC CENTER

1. Effective Date: March 25, 2021 at 8:00 AM

2. Policy or Policies to be issued:

Proposed Amount of Insurance

a. ALTA Owner's Policy (6/17/06) with Florida Modifications

STBD

Proposed insured:

b. ALTA Loan Policy (6/17/06) with Florida Modifications

Proposed Insured:

Premium: \$\$

- 3. The estate or interest in the land described or referred to in this Commitment is: Fee Simple.
- Title to the Fee Simple estate or Interest In the land is at the Effective Date vested in: PALM BEACH COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA
- 5. The land referred to in this Commitment is described as follows:

SEEATTACHED

Countersigned-

uTnorized Coumersignature

Mertawa

THE TELEPHONE NUMBER TO PRESENT INQUIRIES OR OBTAIN INFORMATION ABOUT COVERAGE AND TO PROVIDE ASSISTANCE IS 1-800-669-7450

27C10109

1 of 6

ALTA Commitment (6/17/06) (with Florida Modifications)

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LEGAL DESCRIPTION

PARCEL 1

TRACT A, BERT WINTERS PARK, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 120, PAGE 104.

AND

PARCEL 2

TRACT P-1, PARCEL 32, P.U.D., ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 114, PAGES 80 THROUGH 97.

ALL OF THE ABOVE LANDS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF TRACT A, BERT WINTERS PARK, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 120, PAGE 104; THENCE NORTH 16°15'56" WEST ALONG THE WEST LINE OF SAID TRACT A, A DISTANCE OF 842.14 FEET TO THE NORTHWEST CORNER OF SAID TRACT A. ALSO BEING THE SOUTHWEST CORNER OF TRACT P-1, PARCEL 32, P.U.D., ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 114, PAGES 80 THROUGH 97; THENCE CONTINUE NORTH 16°15'56" WEST ALONG THE WEST LINE OF SAID TRACT P-1, A DISTANCE OF 1.27 FEET; THENCE NORTH 63°38'13" EAST, A DISTANCE OF 27.73 FEET; THENCE NORTH 56°54'41" EAST, A DISTANCE OF 29.86 FEET; THENCE NORTH 10°29'53" EAST, A DISTANCE OF 26.22 FEET; THENCE NORTH 10°26'34" WEST, A DISTANCE OF 30.27 FEET TO THE NORTHWEST CORNER OF SAID TRACT P-1; THENCE SOUTH 88°04'34" EAST ALONG THE NORTH LINE OF SAID TRACT P-1, A DISTANCE OF 759.24 FEET TO THE NORTHEAST CORNER OF SAID TRACT P-1, THENCE SOUTH 65°48'20" EAST ALONG THE EAST LINE OF SAID TRACT P-1, A DISTANCE OF 88.26 FEET TO THE SOUTHEAST CORNER OF SAID TRACT P-1, ALSO BEING THE NORTHEAST CORNER OF TRACT A, OF SAID BERT WINTERS PARK; THENCE CONTINUE SOUTH 05°48'20" EAST ALONG THE EAST LINE OF SAID TRACT A; THENCE NORTH 88°03'47" WEST ALONG THE SOUTH LINE OF SAID TRACT A, A DISTANCE OF 807.36 FEET TO THE SOUTH LINE OF SAID TRACT A, A DISTANCE OF 807.36 FEET TO THE SOUTH LINE OF SAID TRACT A, A DISTANCE OF 807.36 FEET TO THE SOUTH LINE OF SAID TRACT A, A DISTANCE OF 807.36 FEET TO THE SOUTH LINE OF SAID TRACT A, A DISTANCE OF 659.05 FEET TO THE POINT OF BEGINNING

ALTA Commitment (6/17/06) (with Florida Modifications)





SCHEDULE B - SECTION I REQUIREMENTS

The following are requirements to be complied with:

- Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest to be insured.
- Instrument(s) creating the estate or interest to be insured must be properly executed, delivered and filed for record.
- 3. NONE

END OF SCHEDULE B - SECTION I

ALTA Commitment (6/17/06) (with Florida Modifications)

27C10109





SCHEDULE B - SECTION II **EXCEPTIONS**

Schedule B of the policy or policies to be issued will contain exceptions to the following matters unless the same are disposed of to the satisfaction of the Company:

- Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires for value of record the estate or interest or mortgage thereon covered by this Commitment.
- 2. Taxes and assessments for the year 2020, which are exempt and subsequent years, which are not yet due and payable.
 2020 real property taxes were exempt for PCN 00-43-41-29-36-001-0000. (As to Parcel 1)

2020 real property taxes were exempt for PCN 00-43-41-29-33-003-0010. (As to Parcel 2)

- 3. Standard Exceptions:
 - A. Easements, claims of easements, boundary line disputes, overlaps, encroachments or other matters not shown by the public records which would be disclosed by an accurate survey of the
 - B. Rights or claims of parties in possession not shown by the public records.
 - C. Any lien, or right to a lien, for services, labor, or materials heretofore or hereafter furnished, imposed by law and not shown by the public records.
 - D. Taxes or assessments which are not shown as existing liens in the public records.
- Any claim that any portion of the insured land is sovereign lands of the State of Florida, including submerged, filled or artificially exposed lands accreted to such land.
- 5. Any lien provided by Chapter 159, Florida Statutes, in favor of any city, town, village or port authority for unpaid service charges for service by any water, sewer or gas system supplying the insured land.

NOTE: The Company reserves the right to make further requirements and/or exceptions upon its review of the proposed documents creating the estate or interest to be insured or otherwise ascertaining details of the transaction.

NOTE: If the proceeds of the loan to be secured by the insured mortgage are deposited with the Company or its authorized agent, Item 1 above shall be deemed deleted as of the time such funds are disbursed to or for the account of the borrower. Neither the Company nor its agent shall, however, be under any duty to disburse any sum except upon a determination that no such adverse intervening matters have appeared of record or occurred.

> ALTA Commitment (6/17/06) (with Florida Modifications)

27C10109



NOTES ON STANDARD EXCEPTIONS:

Item 3A will be deleted from the policy upon receipt of an accurate survey of the land acceptable to the Company. Items 3B, 3C, and 3D will be deleted from the policy upon receipt of an affidavit-indemnity acceptable to the Company, stating (i) who is in possession of the land, (ii) whether improvements to the land have been made or are contemplated to commence prior to the date of closing, which improvements will not have been paid for in full prior to the closing, and (iii) that there are no taxes or assessments which are not shown as existing liens in the public records.

- Dimensions, dedications and easements as shown and reserved on the plat of BERT WINTERS PARK recorded in Plat Book 120, Page 104. (As to Parcel 1)
- Reservations contained in Warranty Deed recorded in Official Record Book 2422, Page 483. (As to Parcel 1)
- Notice of Lien Rights of the Loxahatchee River Environmental Control District recorded in Official Record Book 4984, Page 1254 and Revised Notice of Lien Rights recorded in Official Record Book 7048, Page 655 together with Second Revised Notice of Lien Rights recorded in Official Record Book 7187, Page 1712. (As to Parcel 1 and Parcel 2)
- Covenants, conditions and restrictions excluding easement for ingress and egress recorded in Official Record Book 5227, Page 581. (As to Parcel 1)
- Agreement between Palm Beach County and Town of Jupiter recorded in Official Record Book 9906, Page 1869. (As to Parcel 1)
- Notice Regarding Intracoastal Waterway Right-of-Way recorded in Official Record Book 10339, Page 1534. (As to Parcel 1)
- 12. Utility Easement in favor of Town of Jupiter recorded in Official Records Book 26794, Page 1518. (As to Parcel 1)
- 13. Utility Easement in favor of FPL recorded in Official Records Book 26794, Page 1527. (As to Parcel 1)
- Declaration of Restrictions and Covenants recorded in Official Records Book 26925, Page1576. (As to Parcel 1)
- Numbers 2, 5 and 16 under Dedications and Reservations and Easements as shown on the plat of Parcel 32,
 P.U.D. recorded in Plat Book 114, Page(s) 80. (As to Parcel 2)
- 16. Notice and Disclosure of Taxing Authority by Northern Palm Beach County Improvement District recorded in Official Records Book 21989, Page 476. (As to Parcel 2)
- 17. Assignment and Assumption of Developer's Rights Under Planned Unit Development recorded in Official Records Book 23777, Page 1888. (As to Parcel 2)
- 18. Assignment and Assumption of Landowner's Rights and Obligations Under Landowner's Agreement recorded in Official Records Book 23777, Page 1894. (As to Parcel 2)
- Lift Station Easement in favor of the Loxabatchee River Environmental Control District recorded in Official Records Book 24551, Page 1855. (As to Parcel 2)
- Sewer Easement in favor of the Loxahatchee River Environmental Control District recorded in Official Records Book 24551, Page 1875. (As to Parcel 2)

ALTA Commitment (6/17/06) (with Florida Modifications)

27C10109





- Maintenance Agreement between Loxabatchee River Environmental Control District and Frenchman's Harbor Homeowners Association, Inc. recorded in Official Records Book 24551, Page 1881. (As to Parcel 2)
- 22. Agreement recorded in Official Records Book 30070, Page 1224.
- 23. Notice recorded in Official Records Book 30345, Page 1276.
- 24. The following matters of survey as disclosed by that certain Survey dated March 18, 2015, prepared by Caulfield & Wheeler, Inc. and identified under Job # 5695: (As to Parcel 2)
 - a) Encroachment of trailer, gate and electric box onto Sewer Easement along the Southeastern boundary line
 - b) Encroachment of FPL Pad onto Sewer Easement along the Northeast boundary line.
- 25. NOTE: All recording references contained herein are in the Public Records of Palm Beach County, Florida.

END OF SCHEDULE B - SECTION II

ALTA Commitment (6/17/06) (with Florida Modifications)

27C10108



EXHIBIT B



LEGAL DESCRIPTION

PARCEL 1

TRACT A, BERT WINTERS PARK, ACCORDING TO THE PLAT THEREOF ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, RECORDED IN PLAT BOOK 120, PAGE 104.

AND

PARCEL 2

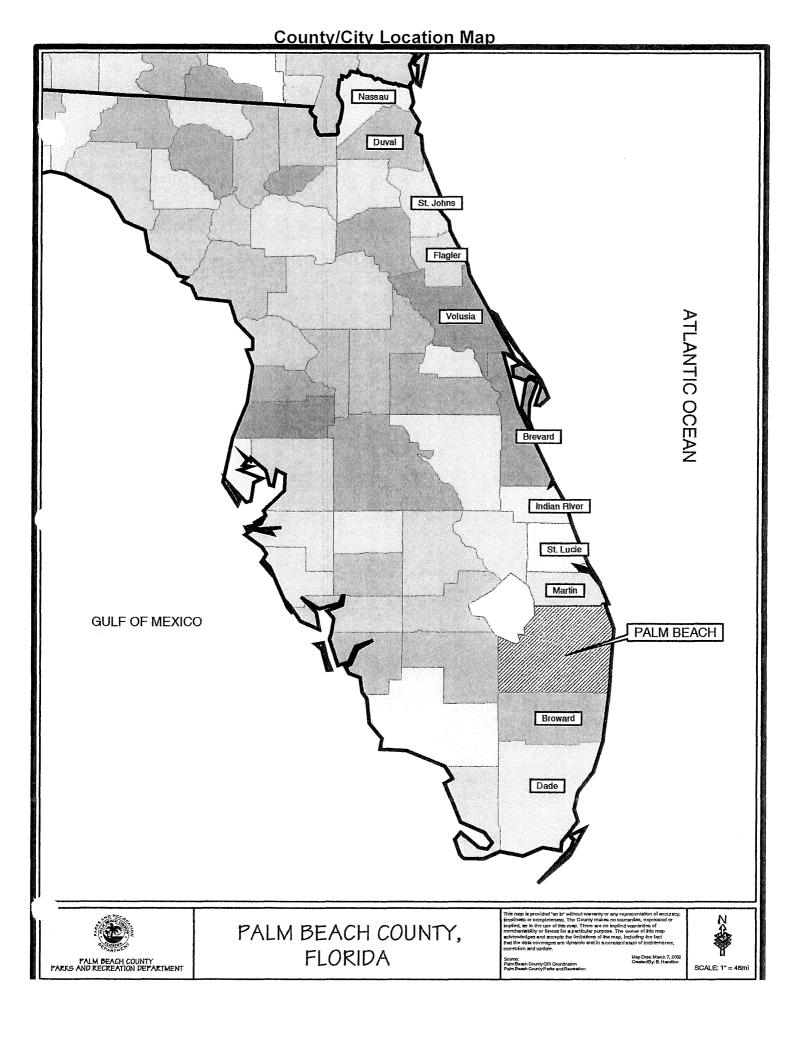
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ALL OF THE ABOVE LANDS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

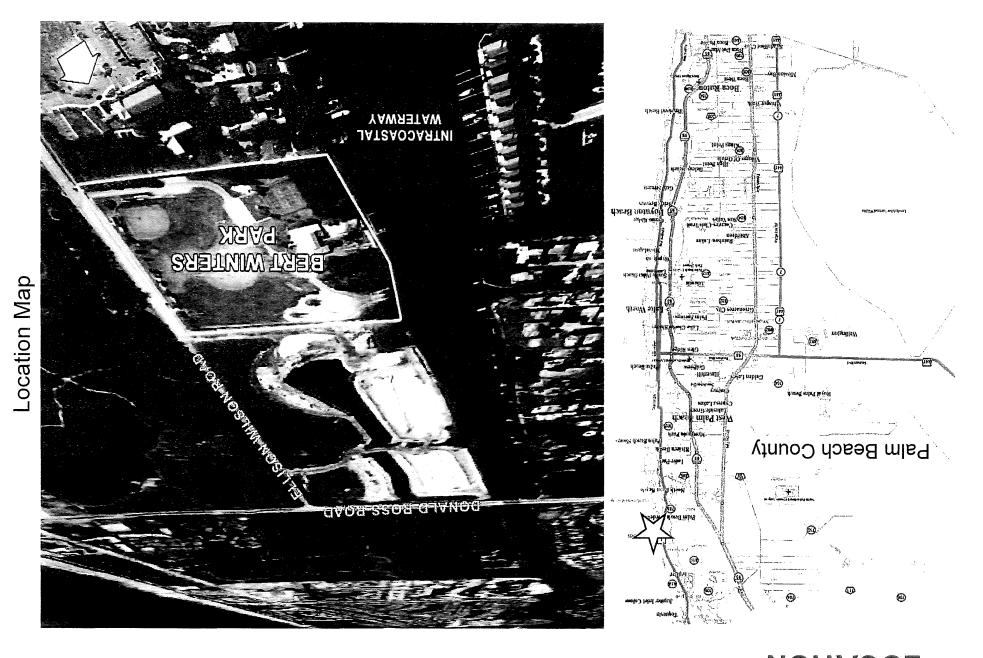
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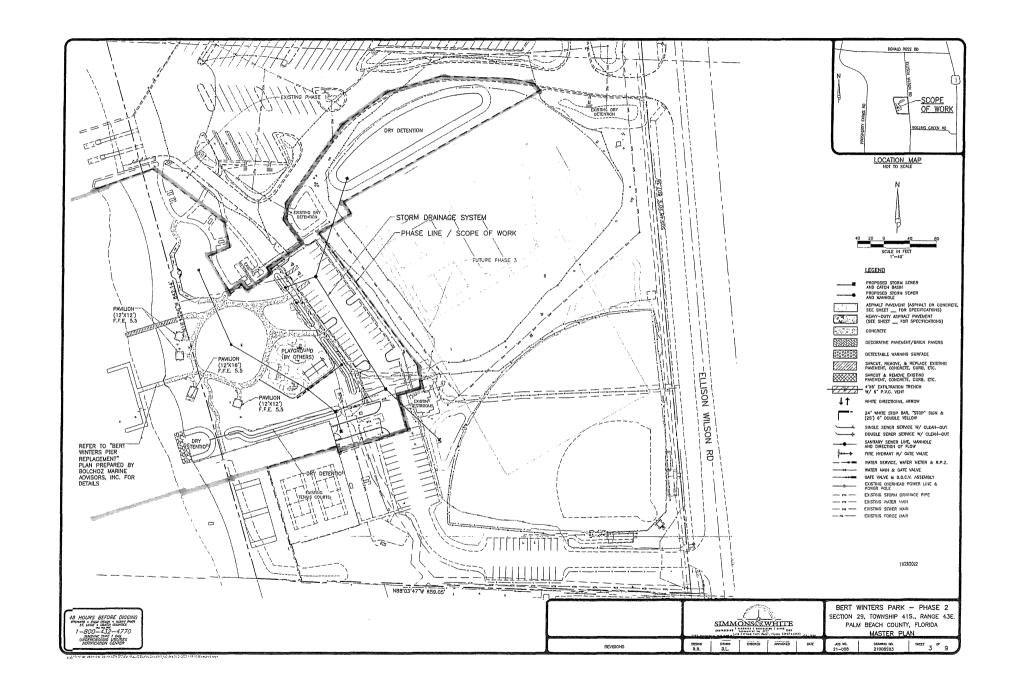
ALTA Commitment (6/17/08) (with Florida Modifications)

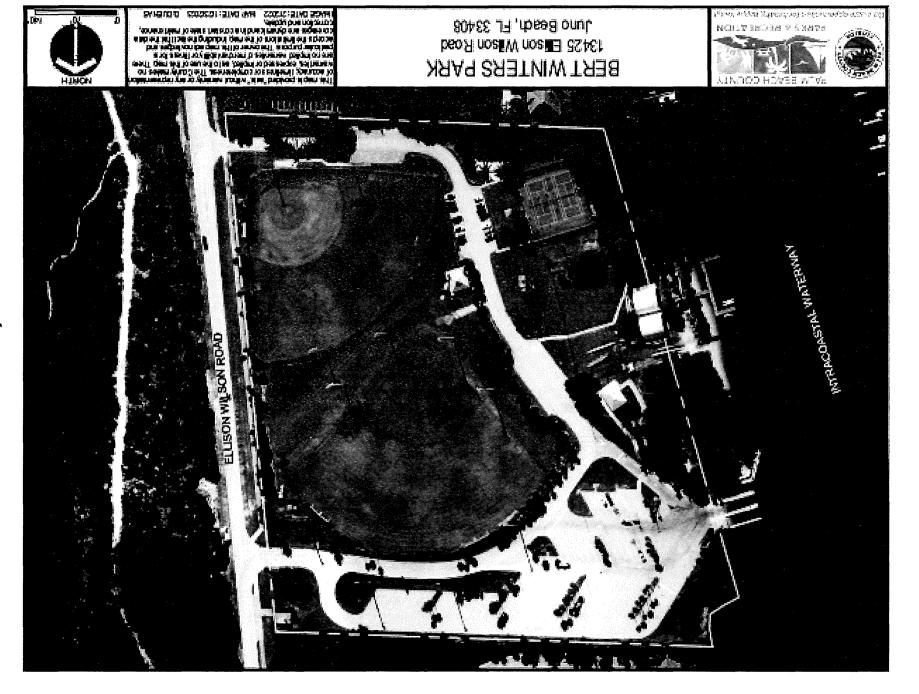
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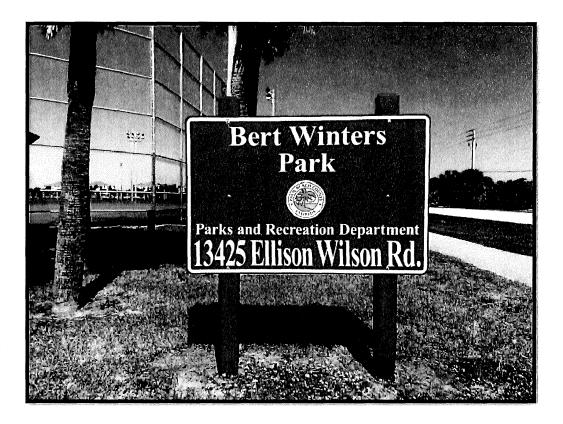


LOCATION









Bert Winters Park opened to the Public in 1982, over 40 years ago



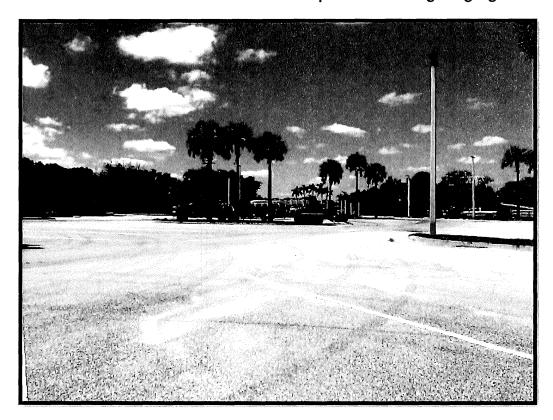
Bert Winter Phase One redevelopment Project was funding in part by a \$1 million Florida Inland Navigation District grant, a \$200,000 Florida Fish and Wildlife Conservation Commission grant and \$1 million in County bond funding.



Phase One renovation/redevelopment was completed in 2018 at a cost of \$2.2 million and included three new boat ramps with floating staging docks, 45 additional car/trailer parking spaces, new ADA compliant restroom, construction of a second entrance road and associated infrastructure.



Phase One included three new boat ramps with floating staging docks



Phase One included 45 additional car/trailer parking spaces for a total of 69



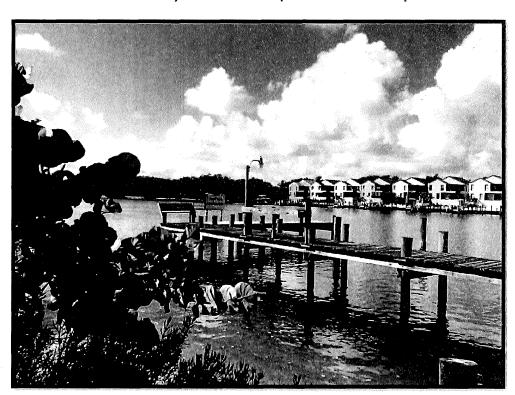
Phase Two includes new parking, picnic facilities, canoe/kayak launch, lighting, landscaping and associated infrastructure



Phase Two includes renovation of the day use dock, picnic facilities and parking



Renovation of the day use docks will provide enhanced public access



Palm Beach County 2023 Boat Trailer Parking Fees

Facility Name	Ownership	Annual Permit	Daily Rate	Comments
Burt Reynolds Park	Palm Beach County	\$37.50	\$10	
Bert Winters Park	Palm Beach County	\$37.50	\$10	
Waterway Park	Palm Beach County	\$37.50	\$10	
Juno Park	Palm Beach County	\$37.50	\$10	
Anchorage Park	North Palm Beach	\$64.20	\$10	North Palm Beach residents only
Lake Park Marina	Lake Park	\$200, \$405 commercial or multiple vessels	\$10 to launch & \$30 to park overnight	
Jim Barry Light Harbor	Palm Beach County	\$37.50	\$10	
Phil Foster Park	Palm Beach County	\$37.50	\$10	
Currie Park	West Palm Beach	\$30, \$150 commercial,	\$1 per hour/max \$10	
Sportsman's Park	Lantana	\$53.50		
Harvey Oyer Jr. Park	Boynton Beach	\$200 Florida	\$1.50 per hour	\$350 per year for
	,	Resident	Weekday max. \$10,	Non-Florida
			Weekend max \$25	Residents
Knowles Park	Delray Beach	No Charge	No Charge	
Mangrove Park	Delray Beach	No Charge	No Charge	
Silver Palm Park	Boca Raton	\$200 city residents,	\$30 residents, \$80	
		\$675 non-residents	non-residents	