

RESOLUTION NO. R-2016-0945

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, DELEGATING THE EXERCISE OF POWERS CONFERRED BY CHAPTER 163, PART III, FLORIDA STATUTES, "THE COMMUNITY REDEVELOPMENT ACT OF 1969" TO THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, WITH THE CONDITIONS THAT THE BOARD RETAIN AUTHORITY TO EXPAND BOUNDARIES OF THE COMMUNITY REDEVELOPMENT AREA (CRA), THAT THE FIRE RESCUE TAXES AND ANY TAXES FROM ANY SPECIAL DISTRICT CREATED BEFORE OR AFTER THE EFFECTIVE DATE OF THIS RESOLUTION BE EXEMPTED FROM THE TAX INCREMENT TO BE PAID TO THE CRA; PROVIDING FOR EFFECTIVE DATE AND DURATION OF EXISTENCE; AND PROVIDING FOR SEVERABILITY.

WHEREAS, Chapter 163, Part III, The Community Redevelopment Act of 1969 provides for a mechanism for local governments to create a Community Redevelopment Agency to deal with conditions of slums and blight; and

WHEREAS, the Town of Lake Clarke Shores submitted Resolution No. 15-30 adopting a Findings Of Necessity Report dated November 2015; and

WHEREAS, Resolution No. 15-30 makes the finding that a blighted area exists in the Town of Lake Clarke Shores and there is a necessity to create a Community Redevelopment Agency (CRA) to alleviate impacts of the blighted conditions; and

WHEREAS, Palm Beach County as a charter County has the discretion pursuant to Sec.163.410, Fla. Stat. (2015) to delegate by resolution the powers conferred upon the county by the Community Redevelopment Act of 1969 to a municipality to the extent such powers are specifically enumerated in the delegating resolution; and

WHEREAS, the Town of Lake Clarke Shores has requested that Palm Beach County delegate all redevelopment powers within the proposed redevelopment area to the Town; and

WHEREAS, the Town of Lake Clarke Shores and the County have entered into an Interlocal Agreement to establish the terms of the CRA and a shared revenue process; and

WHEREAS, the Board of County Commissioners acknowledges that the Findings of Necessity Report complies with the Florida Statutes regarding the creation of a CRA; and

WHEREAS, the Board of County Commissioners has determined that it is appropriate to delegate certain redevelopment powers contained in Chapter 163, Part III to the Town.

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

1. The powers, except those specifically identified herein, conferred to Palm Beach County as a Charter County pursuant to Chapter 163, Part III, Florida Statutes (2015) are hereby delegated to the Town of Lake Clarke Shores Town Council regarding the area shown on the Lake Clarke Shores Community Redevelopment Agency Boundary Exhibit attached to this resolution as Exhibit A and described in the Sketch of Description of the Town of Lake Clarke Shores Community Redevelopment Agency attached to this resolution as Exhibit B.

2. This Resolution specifically reserves all redevelopment powers in the remainder of the Town of Lake Clarke Shores to the County. Any expansion of the Community Redevelopment Agency beyond the area shown on the Lake Clarke Shores CRA Boundary Exhibit attached to this resolution as Exhibit A and described in the Sketch of Description of the Town of Lake Clarke Shores CRA attached to this resolution as Exhibit B will require specific consent and delegation of power by the County.

3. The Board of County Commissioners, pursuant to Sections 163.387(2)(d)(1) and 163.410, Fla. Stat. (2015) specifically exempts the Palm Beach County Fire Rescue Municipal Service Taxing Unit (MSTU) from payment of tax increment funds to the CRA, and further exempts any special district created before or after the effective date of this resolution from payment of tax increment funds to the CRA.

4. Any and all redevelopment powers which may be added to Chapter 163, Part III, Florida Statutes after the date of adoption of this resolution are hereby retained by the Board of County Commissioners.

5. Effective Date and Duration. The provisions of this Resolution shall become effective upon adoption by the Board of County Commissioners and shall continue to be effective for a period not to exceed forty (40) years from the adoption of the initial Community Redevelopment Plan. It is specifically the intention of the Board of County Commissioners that such delegation is not intended to extend to any period of time associated with any amendment of the Community Redevelopment Plan. It is the specific intention of the Board of County Commissioners that the base property values for calculating the tax increment shall be the final taxable property values as of January 1, 2016, as reported by the Palm Beach County Property Appraiser.

6. Severability. If any section, paragraph, sentence, clause, phrase or word of this Resolution is for any reason held by a court of competent jurisdiction to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Resolution.

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


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

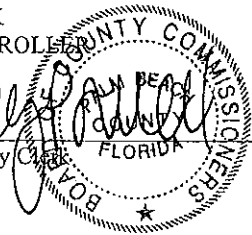
Commissioner Mary Lou Berger, Mayor	-	Aye
Commissioner Hal R. Valeche, Vice Mayor	-	Aye
Commissioner Paulette Burdick	-	Absent
Commissioner Shelley Vana	-	Aye
Commissioner Steven L. Abrams	-	Aye
Commissioner Melissa McKinlay	-	Aye
Commissioner Priscilla A. Taylor	-	Aye

The Mayor thereupon declared the Resolution duly passed and adopted this 12th day of July, 2016.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK
CLERK & COMPTROLLER

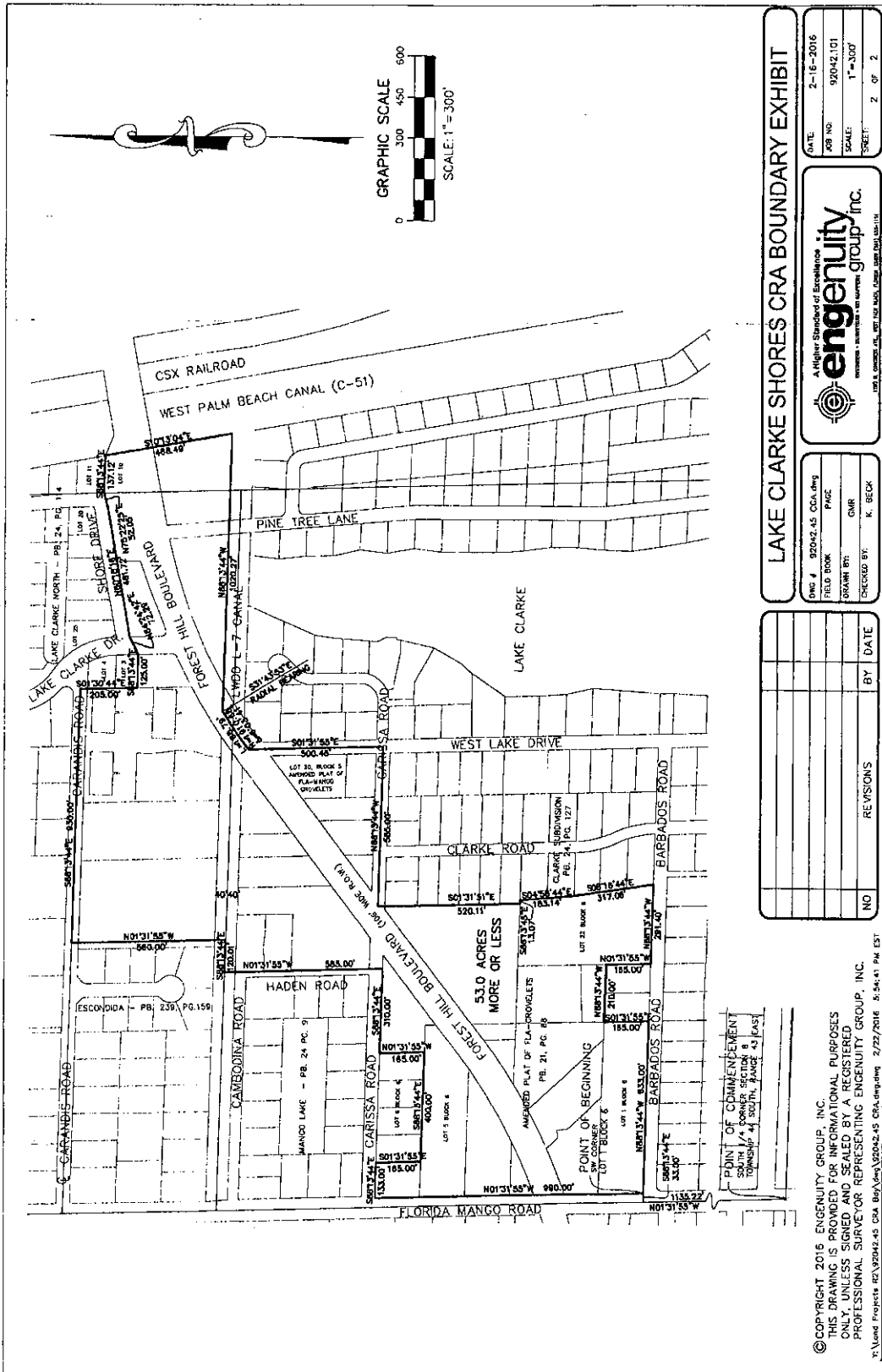
By: 
Deputy Clerk



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: 
Chief Land Use County Attorney

EXHIBIT A



LAKE CLARKE SHORES CRA BOUNDARY EXHIBIT

DATE	2-16-2016
DWG NO.	92042.101
FIELD BOOK	
SCALE	1" = 300'
SHEET	2 OF 2

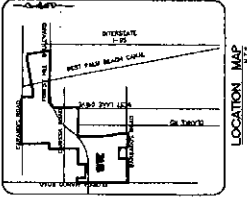
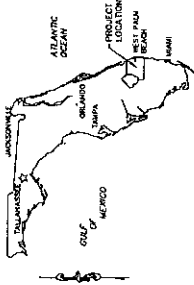
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 1000 N. UNIVERSITY AVENUE, SUITE 1000, ORLANDO, FLORIDA 32816

DWG #	92042.15	CCA DWG	PAGE
DRWING BY	QMR	CHECKED BY	K. BECK

NO	REVISIONS	BY	DATE

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SKETCH OF DESCRIPTION TOWN OF LAKE CLARKE SHORES COMMUNITY REDEVELOPMENT AGENCY PALM BEACH COUNTY, FLORIDA



**TOWN OF LAKE CLARKE SHORES
COMMUNITY REDEVELOPMENT AGENCY**

A TRACT OF LAND BEING A PART OF THE TOWN OF LAKE CLARKE SHORES, LYING WITHIN THE FOLLOWING DESCRIBED BOUNDARIES AND BEING PORTIONS OF SECTIONS 8 AND 9 TOWNSHIP 44 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY, FLORIDA; SAID BOUNDARY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 8, RUN THENCE ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 8, N01°31'55"W, A DISTANCE OF 1155.72 FEET; THENCE S88°13'44"E, A DISTANCE OF 13.00 FEET TO THE SOUTHWEST CORNER OF LOT 1 BLOCK 6 OF THE AMENDED PLAT OF FLA-MANGO GROVELETS, AS RECORDED IN PLAT BOOK 21, PAGE 88 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, AND POINT OF BEGINNING.

RUN THENCE N01°31'55"W ALONG THE ORIGINAL EAST RIGHT OF WAY LINE OF FLORIDA MANGO ROAD A DISTANCE OF 990.00 FEET TO THE NORTHWEST CORNER OF LOT 6 BLOCK 6, OF SAID AMENDED PLAT OF FLA-MANGO GROVELETS, THENCE S88°13'44"E ALONG THE SOUTH LINE OF CARISSA ROAD AND NORTH LINE OF SAID LOT 6, A DISTANCE OF 133.00 FEET; THENCE S01°31'55"E, A DISTANCE OF 165.00 FEET; THENCE S88°13'44"E ALONG THE SOUTH LINE OF SAID LOT 6, A DISTANCE OF 400.00 FEET; THENCE N01°31'55"W, A DISTANCE OF 165.00 FEET; THENCE S88°13'44"E ALONG THE SOUTH LINE OF CARISSA ROAD A DISTANCE OF 210.00 FEET TO THE EAST LINE OF HADEN ROAD; THENCE N01°31'55"W ALONG THE EAST LINE OF HADEN ROAD A DISTANCE OF 965.00 FEET TO THE CENTERLINE OF THE LAKE WORTH DRAINAGE DISTRICTS L-7 CANAL (60.0 FEET WIDE); THENCE S88°13'44"E ALONG THE CENTERLINE OF SAID L-7 CANAL (60.0 FEET WIDE); THENCE N01°31'55"W ALONG THE EAST LINE OF THE PLAT OF ESCONODIA AS RECORDED IN PLAT BOOK 39, PAGE 158, AND ITS NORTHERN AND SOUTHERN EXTENSIONS, A DISTANCE OF 560.00 FEET TO THE CENTERLINE OF CARANDIS ROAD (50.0 FEET WIDE); THENCE S88°13'44"E ALONG THE CENTERLINE OF CARANDIS ROAD A DISTANCE OF 930.00 FEET; THENCE S01°30'44"E ALONG THE WESTERLY LINE OF THE PLAT OF LAKE CLARKE NORTH AS RECORDED IN PLAT BOOK 24, PAGE 114, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA AND ITS NORTHERLY EXTENSION, A DISTANCE OF 205.00 FEET; THENCE S88°13'44"E A DISTANCE OF 125.00 FEET; THENCE N6°22'42"E A DISTANCE OF 72.29 FEET; THENCE N80°18'16"E ALONG THE SOUTHERLY LINE OF SHORE DRIVE (50.0 FEET WIDE) A DISTANCE OF 481.72 FEET; THENCE N75°22'25"E, A DISTANCE OF 52.00 FEET; THENCE S88°13'44"E ALONG THE NORTHERLY LINE OF LOT 10 OF THE PLAT OF LAKE CLARKE NORTH AS RECORDED IN PLAT BOOK 24, PAGE 114, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, A DISTANCE OF 137.12 FEET; THENCE S101°3'04"E ALONG THE WESTERLY RIGHT OF WAY LINE OF THE WEST PALM BEACH CANAL (C-51) A DISTANCE OF 468.49 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF SAID L-7 CANAL (60.0 FEET WIDE).

THENCE ALONG SAID NORTHERLY RIGHT OF WAY LINE OF LAKE WORTH DRAINAGE DISTRICTS L-7 CANAL S88°13'44"E A DISTANCE OF 1070.27 FEET TO A POINT ON A CURVE CONCAVE TO THE SOUTHEAST HAVING A RADIUS OF 1910.68 FEET WHOSE CENTER BEARS S31°43'53"E AND BEING THE CENTERLINE OF FOREST HILL BOULEVARD (106.0 FOOT WIDE RIGHT OF WAY); THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE AND CENTERLINE OF FOREST HILL BOULEVARD, THROUGH A CENTRAL ANGLE OF 503°41', A DISTANCE OF 168.79 FEET TO A POINT OF NON-TANGENCY; THENCE LEAVING SAID CURVE ALONG A NON-TANGENT LINE S01°31'55"E, ALONG THE EASTERLY LINE OF LOT 20 BLOCK 5 OF THE AMENDED PLAT OF FLA-MANGO GROVELETS, AND ALSO BEING THE CENTERLINE OF WEST LAKE DRIVE, A DISTANCE OF 500.46 FEET TO THE CENTERLINE OF CARISSA ROAD (50.0 FEET WIDE); THENCE N88°13'44"W ALONG THE CENTERLINE OF CARISSA ROAD, A DISTANCE OF 585.00 FEET; THENCE S01°31'51"E, A DISTANCE OF 520.11 FEET; THENCE S88°13'44"E ALONG THE NORTH LINE OF LOT 22 BLOCK 6 OF SAID AMENDED PLAT OF FLA-MANGO GROVELETS, DISTANCE OF 13.07 FEET; THENCE S04°58'44"E, A DISTANCE OF 183.14 FEET; THENCE S88°16'44"E, A DISTANCE OF 317.06 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF BARBADOS ROAD (50.0 FEET WIDE); THENCE N88°13'44"W, ALONG SAID NORTH LINE OF BARBADOS ROAD, A DISTANCE OF 291.40 FEET; THENCE LEAVING SAID NORTH LINE OF BARBADOS ROAD N01°31'55"W, A DISTANCE OF 165.00 FEET; N88°13'44"W, A DISTANCE OF 210.00 FEET; THENCE S01°31'55"E ALONG THE EAST LINE OF LOT 1 BLOCK 6 OF SAID AMENDED PLAT OF FLA-MANGO GROVELETS A DISTANCE OF 165.00 FEET TO A POINT ON SAID NORTH RIGHT OF WAY LINE OF BARBADOS ROAD; THENCE N88°13'44"W ALONG SAID NORTH LINE OF BARBADOS ROAD A DISTANCE OF 633.00 FEET TO THE SOUTHWEST CORNER OF SAID LOT 1 BLOCK 6 AND POINT OF BEGINNING.

SAID HEREIN DESCRIBED PARCEL OF LAND CONTAINING 53.0 ACRES MORE OR LESS.

LAKE CLARKE SHORES CRA BOUNDARY EXHIBIT

DATE:	2-16-2016
JOB NO.:	92042.101
SCALE:	N/A
SHEET:	1 OF 2

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PLAT #:	52042-45-CRA-001
FIELD BOOK:	PADE
DRAWN BY:	OUR
CHECKED BY:	K. BECK

NO	REVISIONS	BY	DATE

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