



**AGENDA
VILLAGE COUNCIL MEETING
VILLAGE HALL COUNCIL CHAMBERS
226 CYPRESS LANE ■ PALM SPRINGS, FL 33461
AUGUST 18, 2022
6:30 PM**

COUNCIL

- ☐ Mayor Bev Smith
- ☐ Vice Mayor Doug Gunther
- ☐ Mayor Pro Tem Joni Brinkman
- ☐ Council Member Patti Waller
- ☐ Council Member Gary Ready

ADMINISTRATION

- ☐ Village Manager Michael Bornstein
- ☐ Village Attorney Glen Torcivia
- ☐ Village Clerk Kimberly Wynn

If a person decides to appeal any decision made by the Council concerning any considered matter, they will need a record of the proceeding. For such purposes, they may need to ensure that a verbatim record of the proceedings is available. The recording includes the testimony and evidence upon which the appeal is to be based.

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA

Motion	Second	Vote
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CONSENT AGENDA

(Public Comment on Consent Agenda Items is permissible prior to voting)

1. **Approval of the July 21, 2022 Village Council Budget Workshop Minutes**
Staff:

2. **Approval of the July 21, 2022 Village Council Regular Meeting Minutes**
Staff: Kimberly Wynn, Village Clerk
3. **Resolution No. 2022-31 - Public Nuisance Abatement Program - Record Special Assessment Liens (Village Abatement Costs):** Motion to approve Resolution No. 2022-31; authorizing the Village to assess costs incurred by the Village under Section 10-22 of the Village Code of ordinances for the abatement of certain nuisances within the Village and providing that a lien, plus applicable fees and costs be assessed against the property at 2877 Lake Worth Road, and recorded if the assessment remains unpaid after thirty (30) days.
Staff: Kimberly Wynn, Village Clerk
4. **Approve Property Improvement Program (PIP) Matching Grant Awards - 34 Springdale Circle and 672 Springdale Circle:** Approve two (2) grant awards for the property owner at 34 Springdale Circle for \$3,640.63 and the property owner at 672 Springdale Circle for \$4,133.13 who has completed the Property Improvement Program. Funding to support the grant awards is available within the FY22 Budget - General Fund.
Staff: Iramis Cabrera, PZB Director
5. **Submersible Pump Purchase - Utilities Department (FY 2022 Budget Funded - Water & Sewer Enterprise Fund) - PSI Technologies, Inc. & Hudson Pump & Equipment:** Approve a purchase from PSI Technologies, Inc. & Hudson Pump & Equipment for \$128,718.20 for ten (10) submersible wastewater pumps. The term of the contracts are three (3) years (June 9, 2025) with two (2) additional one (1) year renewals. Funding to support the proposed purchase is available within the FY 2022 Budget - Water & Sewer Enterprise Fund.
Staff: Paul Ward, Assistant Director of Utilities

End of Consent Agenda....

Motion	Second	Vote
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PRESENTATIONS

6. **Presentation of the Septic to Sewer Conversion:** Mr. Tom Jenson, Engineer with Kimley-Horn & Associates, will present the findings of the Septic to Sewer Conversion Study. The Septic Sewer Conversion Study identifies areas in Palm Springs' Utility Service Areas currently not served by a wastewater collection system. Then present options to provide service to those customers. The Florida Department of Economic Opportunity (DEO) funded the study with the Community Planning Technical Assistance Grant.

Staff: Paul Ward, Assistant Director of Utilities

REGULAR AGENDA

PUBLIC COMMENT (Three minute limit)

PUBLIC HEARINGS

7. **Resolution No. 2022-36 - Final Garbage Non Ad-Valorem Assessment Rates - FY 2023:** Motion to Approve Resolution No. 2022-36; adopting the final non-ad valorem assessment roll for Fiscal Year 2022/2023 so as to provide a uniform method for collecting the non-ad valorem assessment for garbage, trash and recyclables collection services and related services on the Palm Beach County Tax Notices.

Staff: James Schmitz, Director of Public Works

Motion	Second	Vote
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8. **Resolution No. 2022-37 - Final Adoption of the Stormwater Non Ad-Valorem Assessment Rates - FY 2023:** Motion to Approve Resolution No. 2022-37; adopting the final rates for Stormwater Management Assessments for each parcel within the benefitted area, other than non-assessed property; providing for the certification and adoption of the Stormwater Assessment Roll In accordance with Chapter 78 of the Code Of Ordinances of the Village of Palm Springs; providing for or a public hearing; providing for the adoption of The Stormwater Assessment Roll.

Staff: Jimmie Johnson, Director , Utilities

Motion	Second	Vote
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9. **(QUASI-JUDICIAL HEARING) - Resolution No. 2022-13 - Site Plan Amendment (SPR22-06) and Special Exception Use (PSSE22-03) - Triomphe Restaurant & Lounge, LLC - 4206-4208 Lake Worth Road:** Motion to consider Resolution No. 2022-13; an application from Mr. Scott Ehrenberg of Berg Design, Inc., agent for the tenant Triomphe Restaurant & Lounge, LLC, "applicant for a Site Plan Amendment, (SPR22-06) with conditions, concurrently with a Special Exception Use (PSSE22-03), to allow a 7,080 square foot restaurant within two (2) tenant bays in an existing Commercial General (CG) shopping center, located at 4206-4208 Lake Worth Road.

Staff: Iramis Cabrera, PZB Director

Motion	Second	Vote
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10. **(QUASI-JUDICIAL HEARING) Resolution No. 2022-34 - Sign Variances - McDonald's - 3015 Forest Hill Boulevard (Forest Hill Center):** Motion to Approve Resolution No. 2022-34 with conditions; an application submitted by Mr. Daryl Johnson, agent for the Applicant "McDonald's (Corporate Office) request for five (5) sign variances to install two (2) digital menu board signs and two (2) digital presell signs, one of each at each drive-thru lane order point, at the existing McDonald's fast food restaurant located at 3015 Forest Hill Boulevard (within the Forest Hill Center).

Staff: Iramis Cabrera, PZB Director

Motion	Second	Vote
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11. **(FIRST READING) Ordinance No. 2022-09 - Village Code Amendment - Chapter 78 - Year-Round Landscape Irrigation Conservation Measures:** Approve Ordinance No. 2022-09; an amendment to Chapter 78 "Utilities", to add a new Article VI, to the Village's Code of Ordinances relating to "Year-Round Landscape Irrigation Conservation Measures", to establish specific restrictions and exemptions to set guidance on the prudent use of water and landscape irrigation. If approved by Village Council on 1st Reading, Ordinance No. 2022-09 will be presented to Council for 2nd and Final Reading on September 8, 2022.

Staff: Kimberly Glas-Castro, Assistant Village Manager

Motion	Second	Vote
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ACTIONS AND REPORTS

VILLAGE MANAGER COMMENTS

VILLAGE COUNCIL COMMENTS

ADJOURNMENT

**NEXT MEETING
THURSDAY, SEPTEMBER 8, 2022 AT 6:30 PM
(IMMEDIATELY FOLLOWING THE CRA BUDGET MEETING)**

Village of Palm Springs

Title VI/Nondiscrimination Policy

I. Policy Statement:

The Village of Palm Springs values diversity and welcomes input from all interested parties, regardless of cultural identity, background, or income level. Moreover, the Village believes the best programs and services result from careful consideration of the needs of all its communities and when those communities are involved in the decision-making process. The Village does not tolerate discrimination in any of its programs, services, or activities. Pursuant to Title VI of the Civil Rights Act of 1964 and other federal and state authorities, the Village will not exclude from participation in, deny the benefits of, or subject to discrimination anyone on the grounds of race, color, national origin, sex, age, disability, religion, or family status.

II. Persons with Disabilities:

Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act of 1990 (ADA) and related federal and state laws and regulations forbid discrimination against those who have disabilities. These laws require federal-aid recipients and other government entities to take affirmative steps to reasonably accommodate those with disabilities and ensure that their needs are equitably represented.

The Village will make every effort to ensure that its facilities, programs, services, and activities are accessible to those with disabilities. The Village will also make every effort to ensure that its advisory committees, public involvement activities and all other programs, services and activities include representation by communities with disabilities and disability service groups.

The Village encourages the public to report any facility, program, service, or activity that appears inaccessible to those who are disabled. Also, the Village will provide reasonable accommodation to individuals with disabilities who wish to participate in public involvement events or who require special assistance to access facilities, programs, services, or activities. Because providing reasonable accommodation may require outside assistance, the Village asks that requests be made at least three (3) business days prior to the need for accommodation. Questions, concerns, comments, or requests for accommodation should be made to the Village ADA Officer:

Name: Ashley Saingilus

Address: 226 Cypress Lane, Palm Springs, FL 33461

Email: asaingilus@vpsfl.org

Phone: (561) 584-8200 Ext. 8419

III. Complaint Procedures:

The Village has established a discrimination complaint procedure and will take prompt and reasonable action to investigate and eliminate discrimination when found. Any person who believes that he or she has been subjected to discrimination based upon race, color, national origin, sex, religion, age, disability or family status in any Village program, service or activity may file a complaint with the Village Title VI/Nondiscrimination Coordinator:

Name: Janette Piedra, Human Resources Manager
Address: 226 Cypress Lane, Palm Springs, FL 33461
Email: jpiedra@vpsfl.org
Phone: (561) 584-8200 Ext. 8421



**VILLAGE COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
226 CYPRESS LANE
VILLAGE OF PALM SPRINGS, FLORIDA
JULY 21, 2022 AT 5:30 PM**

CALL TO ORDER

Mayor Bev Smith called the Village Council Budget Workshop to order at 5:35 p.m.

ROLL CALL:

Present: Mayor Beverly Smith, Vice-Mayor Doug Gunther, Mayor Pro Tem Joni Brinkman, Council Member Patti Waller, and Council Member Gary Ready

Absent: **None**

Also Present: Village Manager Michael Bornstein, Village Attorney Susan Garrett, Village Clerk Kimberly Wynn, Assistant Village Manager Kim Glas-Castro, Police Chief Tom Ceccarelli as Sergeant in Arms, Planning, Zoning and Building Director Iramis Cabrera, Superintendent Public Service Timothy Crespo, Assistant Finance Director, Mariana Ortega, Chief Finance Director Rebecca Morse, Parks and Recreation Director, Justin Lucas, Parks and Recreation Supervisor Garrett Pearson, and Assistant Utilities Director Paul Ward, and Utilities Director Jimmy Johnson, Ashley Saingilus, HR Director and Thomas Cook, IT Director

ORDER OF BUSINESS

1. FY 22/23 Budget Message

The Village Manager, Mr. Bornstein, summarized the overall state of the budget. The Village is in good financial shape. A more proactive approach that aligned with the Village's proposed vision. The information is the feedback received from the Joint Sessions between the Village Council and the Planning & Zoning Board. Mr. Bornstein planned to move away from intuitive budgeting. He discussed significant factors of the Village and complimented the staff, especially the Finance Director and Assistant Village Manager, for their assistance with the budget process. There is a plan to get away from intuitive budgeting. He complimented the Finance Director, Assistant Village Manager, and staff.

He discussed the significant factors of the Village. Village Manager Bornstein mentioned how the Human Resource Department was removed from the Administration Department and established as a stand-alone Department. In addition, they created a Public Utilities Department with additional staffing and reclassification of several positions, including a Public Utilities Director and Assistant Director, Crime Scene Technician, Risk Management Specialist,

Procurement Specialist, and two departments including Human Resources and Utilities.

Village Manager Bornstein discussed a proposed traffic calming study, a needs assessment for Village Hall to look at spacing, and critical projects to address infrastructure and system improvements to water and utilities in several areas. He entered the Significant Factors message into the record.

2. Proposed FY 22/23 Budget - All Funds

Proposed Fiscal Year 22 /23 Budget

- a. Proposed FY 22/23 - General Fund (by Department)
 1. Revenues
 2. Expenditures
- b. Proposed FY 22/23 - American Rescue Plan (ARP)
 1. Revenues
 2. Expenditures
- c. Proposed FY 22/23 – Palm Springs Community Redevelopment Agency (CRA)
 1. Revenues
 2. Expenditures
- d. Proposed FY 22/23 – General Obligation Debt Service Fund
 1. Revenues
 2. Expenditures
- e. Proposed FY 22/23 – Enterprise Fund - Utilities (Water & Wastewater)
 1. Revenues
 2. Expenses
- f. Proposed FY 22/23 – Enterprise Fund - Stormwater Management
 1. Revenues
 2. Expenses

At this time, Mayor Smith explained to the Council that they would call the department if there were further questions. The Department Directors and Assistant Directors were present. If there were questions or concerns about that department.

Ms. Rebecca Morse, Chief Finance Officer (CFO), discussed the highlights of the General Fund Budget. The proposed millage rate and the financial health of the Village. Mayor Pro Tem Brinkman asked about the status of the YMCA. The anticipated project would generate more dollars for the Village. Ms. Cabrera, Director of Planning, Building and Zoning, advised her that the project is moving forward quickly. The developers are getting the required permits. Council Member

Waller asked about the \$30,000 donation. Ms. Morse explained that this was a donation from the Village health insurance.

The Council inquired on the procurement specialist position had been filled. Ms. Morse answered there was an internal hire. The Council asked about the 50/50 position split between the Risk Specialist and Utilities budget. Ms. Morse explained certain positions are physically housed in a department but shared financially between multiple departments.

Mayor Smith requested Mr. Thomas Cook, Director of Information Technology (IT), to discuss changes in the IT Department. Explain the increase in their budget from \$500,000 in FY 18/19 to \$1.2 million requested. Mr. Cook said the increase was department-driven. In furtherance, Ms. Morse explained that the IT Department is now responsible for acquiring the software for the departments. Mr. Cook discussed the additional security measures used, implementation of new phone equipment, and the roll-out of virtual desktops. There are multiple American Rescue Plan (ARP) projects aside from the Village working to move to a cloud-based system. Council Member Ready asked about cybersecurity and if we used the same company (VC3). Gunther asked if the IT Department were fully-staffed.

Mayor Pro Tem Brinkman asked Mrs. Cabrera about the consulting services for the Military Trail Corridor. Ms. Cabrera and the Assistant Village Manager Glas-Castro discussed the need for a consultant - especially after the joint sessions with the P&Z Board and Village Council. They questioned the cost of desks. Ms. Cabrera advised her that currently, the desks they have are inadequate. During renovations, some of the older furniture got damaged. The furniture now used is a table hooked to partitions.

Council Member Ready asked Police Chief Ceccarelli if the police building expansion would be enough with the continued annexation and growth of the force. Council Member Waller asked if a Crime Technician was necessary. Chief Ceccarelli explained the Village is too busy not to have a Crime Tech. There were three (3) murders last year. Coincidentally, the village has one Crime Tech employee that was on vacation on all three (3) occasions. Vice Mayor Gunther asked about staffing and the true number of vacant positions. Council continued to ask questions related to staffing, like the number of police officers in the DROP (retirement) plan, and what is an "on-call" position. Chief Ceccarelli answered, that there were 4 officers in DROP, and the on-call position is a part-time "as-needed" position. The Council asked when the sanitation contract services agreement would expire. Could garbage pickup in a neighboring multi-family unit be arranged for an additional day. They also asked about the landscaping around the Village.

Mayor Pro Tem Brinkman talked about the Traffic Calming Study, which focused on a transportation mobility study at several intersections. She wanted to know if

there would be a Request for Proposal (RFP).

Village Council asked Ms. Claudia Ruiz, Acting Director of Library Services, about the concept of a stand-a-lone cafe'. Ms. Ruiz explained that the patio would be set up for patrons to enjoy pastries and other goods. Ms. Ruiz explained the patio cafe' is in the conceptual stages.

Mr. Justin Lucas, Director of Parks and Recreation, was asked if this would be an RFP for the Parks Master Plan. The Council also inquired about grant opportunities. Mr. Lucas stated that the new cycle for FRDAP grants began in August. The Council questioned Mr. Lucas about the tree (Christmas) rental and if there would be a cost of \$20,000 every year. Mr. Lucas explained that the budget was lower for tree trimming than he expected. The Village was also looking into a lightning protection plan. Council Member Ready wanted to know the status of the refund due to the Village from the vendor because of the failed fireworks show on the Fourth of July. Mr. Lucas stated that the Village had not paid the vendor the contracted price, and they had also received a refund.

Village Manager Bornstein discussed the ARP and the \$7 million left in that budget.

Assistant Village Manager, Mrs. Glas-Castro, discussed the Community Redevelopment Agency (CRA) and the availability of more money from Palm Beach County. The CRA would focus more on branding, blighted areas, and incentives for businesses

3. Proposed Six (6) Year Capital Improvement Plan (CIP)

There were no questions about CIP projects. However, the Council wanted to recognize Paul Ward, Assistant Utilities Director, for his hard work and stepping up as the Acting Director in Public Works.

ADJOURNMENT

In closing, Village Manager Bornstein discussed CORE values demonstrated throughout the budget process. The core values he witnessed were teamwork and building a culture of service excellence.

Village Council was appreciative they received their Budget Book on time. Mayor Smith stated that the workshop would adjourn, and there would be a short break before the Regular Council Meeting.

Hearing no further business, Mayor Smith adjourned the Budget Workshop a 6:39 p.m.

The undersigned is the Village Clerk of Palm Springs, Florida, and the information provided herein is the Minutes of the Regular Council Meeting held on **July 21, 2022**. Which minutes were formally approved and adopted by the Village Council on **August 18, 2022**.

Kimberly M. Wynn, Village Clerk



**VILLAGE COUNCIL MEETING MINUTES,
COUNCIL CHAMBERS 226 CYPRESS LANE
VILLAGE OF PALM SPRINGS, FLORIDA
JULY 21, 2022 AT 6:30 PM**

CALL TO ORDER

Mayor Bev Smith called the Regular Village Council Meeting to order at 6:52 p.m.

ROLL CALL:

Present: Mayor Beverly Smith, Vice-Mayor Doug Gunther, Mayor Pro Tem Joni Brinkman, Council Member Patti Waller, and Council Member Gary Ready

Absent: None

Also Present: Village Manager Michael Bornstein, Village Attorney Susan Garrett, Village Clerk Kimberly Wynn, Assistant Village Manager Kim Glas-Castro, Police Chief Tom Ceccarelli as Sergeant in Arms, Planning, Zoning and Building Director Iramis Cabrera, Superintendent Public Service Timothy Crespo, Assistant Finance Director, Mariana Ortega, Chief Finance Director Rebecca Morse, Parks and Recreation Director, Justin Lucas, Parks and Recreation Supervisor Garrett Pearson, and Assistant Utilities Director Paul Ward, and Utilities Director Jimmie Johnson

INVOCATION

The Village Manager, Mr. Bornstein, led in the invocation by requesting a moment of silence to pay homage to Former Village Manager Mr. Karl Umberger.

PLEDGE OF ALLEGIANCE

The Village Council led in the Pledge of Allegiance.

ADDITIONS, DELETIONS OR MODIFICATIONS, AND APPROVAL OF AGENDA

Mayor Smith asked the staff if there were any Additions, Deletions, or Modifications to the Agenda. Staff stated there was an Addendum to the Agenda, Item #17, (First Reading) - Resolution No. 2022-32 - FY 2023 Preliminary Millage Rates - Operating, Debt Service & CRA Tax Increment Financing (TIF).

Council Member Ready made a motion to approve the agenda as amended. Vice Mayor Gunther seconded the motion. The said motion passed 5-0.

CONSENT AGENDA

1. **Minutes: Approve June 9, 2022, Village Council Regular Meeting Minutes**
Staff: Kimberly Wynn, Village Clerk
2. **Minutes: Approve July 7, 2022, Village Council Regular Meeting Minutes**
Staff: Kimberly Wynn, Village Clerk
3. **Appointment to the Library Advisory Board: Approve the appointment of Mr. Rick DiRienzo as a Regular member of the Library Advisory Board to serve an unexpired three-year term ending May 14, 2023. If approved, there will be a vacancy for one (1) Senior Alternate and one (1) Junior Alternate member to serve a three-year term on the Library Advisory Board.**
Staff: Kimberly Wynn, Village Clerk

SUMMARY: Currently, there are (1) Regular member and two (2) Alternate member vacancies on the Library Advisory Board. Ms. Frances Storey resigned as a Regular member on September 24, 2020, and this position has remained vacant.

Mr. Rick DiRienzo has expressed an interest in serving as a Regular member. If appointed, Mr. DiRienzo would serve an unexpired three-year term ending May 14, 2023.

If approved, there will be a vacancy for one (1) Senior Alternate and one (1) Junior Alternate member to serve a three-year

term on the Library Advisory Board.

Fiscal Impact:

The proposed appointment does not have a fiscal impact on the Village.

4. **Resolution No. 2022-26- Utilizing the Palm Beach County League of Cities Infrastructure Surtax Citizens Oversight Committee: Approve Resolution No. 2022-26 to use the Palm Beach County League of Cities Infrastructure Surtax Citizens Oversight Committee; superseding Resolution No. 2017-06 that established membership to Village of Palm Springs Infrastructure Surtax Citizen Oversight Committee.**
Staff: Kimberly Glas-Castro, Assistant Village Manager

SUMMARY: In May 2016, the Village Council entered into an Interlocal Agreement with Palm Beach County and the School Board of Palm Beach County to support a one-cent infrastructure surtax for capital improvement projects and equipment that were not funded due to the recent economic recession and dramatic decreases in assessed property values over the past decade.

The agreement required the Village to establish an Infrastructure Surtax Citizen Oversight Committee (or to utilize the Palm Beach County League of Cities Infrastructure Surtax Citizen Oversight Committee) that would ensure that all expenditures are completed in accordance with County Ordinance 2016-032 and State Statute Sections 212.055(2), 163.3164, 163.3221 & 189.01.

The Village established its own oversight committee via Resolution No. 2017-06. Over the past year, all three committee members have resigned (for various personal reasons). The staff has recommended that the Village utilize the League's Infrastructure Surtax Citizen Oversight Committee, and the League's Board of Directors approved the Village's request at its June 22, 2022 meeting. Seventeen (17) cities utilize the League's oversight committee.

Current members include:

- Chair Ken Schenck, Former Manager
- David Harden, Former Manager
- Shannon LaRocque, Wellington Utility Director
- Ray Liggins, Royal Palm Beach Manager
- Kelly Smallridge, Business Development Board

The League's oversight committee will only review those capital projects that were not previously considered and confirmed eligible by the Village oversight committee.

The proposed Resolution supersedes that approved in 2017 and designates the Palm Beach County League of Cities' Infrastructure Surtax Citizen Oversight Committee to review proposed Village expenditures of surtax dollars.

Fiscal Impact:

Utilizing the League's Infrastructure Surtax Citizen Oversight Committee will not have a direct impact on the Village; however, this committee will assist in ensuring that all surtax expenditures meet the requirements of state law.

5. **Work Authorization No. CD-U04 (Task Order No. 304) Water Well #13 Utilities Department (FY 2022 Budget Funded - Water & Sewer Enterprise Fund) - Centerline Drilling, Inc.: Approve Work Authorization No. CD-U04 (Task Order No. 304) with Centerline Drilling, Inc. piggybacked off the current Town of Jupiter Surficial Well Rehabilitation Program (ITB# W2111-0-2020 - December 8, 2020) contract for an amount-not-to- exceed \$45,912.36 to rehabilitate Well #13 to restore the quality and quantity of water produced from the well. Funding for Task Order No. 304 is available within the FY 2022 Budget - Water & Sewer Enterprise Fund.**

Staff: Paul Ward, Assistant Director of Utilities

SUMMARY: The Utilities Department must rehabilitate one (1) surficial aquifer water well

(Well #13) to restore the quality and quantity of water produced from the well. The Village's two (2) water treatment plants are supplied with raw water from sixteen (16) surficial aquifer wells that are located throughout the Village and were constructed between 1959 and 2006. Hence, periodic rehabilitation of these wells (including acidization, development, and disinfection) is vital to maintaining the long-term integrity and production of the water supply wells.

In July 2018, the Village completed a Raw Water Supply and Wellfield Evaluation (completed by Connect Consulting, Inc.) that identified Well #13 as a candidate for rehabilitation. Thus, the Public Service Department is recommending that this well be rehabilitated utilizing the Village's existing (piggybacked) contract with Centerline Drilling, Inc. in the (not-to-exceed) amount of \$45,912.36

To ensure the lowest possible price, the staff is recommending that the Village utilize our existing agreement, which was piggybacked off the current Town of Jupiter contract. Jupiter awarded that to Centerline Drilling on December 8, 2020. This selection by the Town of Jupiter was completed through a competitive selection process – Town of Jupiter Surficial Well Rehabilitation Program (ITB# W2111-0-2020 - December 8, 2020).

The Village accepted Centerline Drilling's pricing as approved under the Town of Jupiter's contract including all terms, conditions, and pricing. The term of the proposed Town of Jupiter contract would expire on February 16, 2024. The Village will not expend more than the amount within the approved Budget as it may be adopted/amended for each of these goods and services over the term of this contract.

All original bid documents authorizing the initial piggyback with Centerline Drilling are available in the Village Clerk's Office.

The Village's Purchasing Code, Section 58-9. Accessing Contracts of Other Government Agencies provides that the Village may award a contract by piggy-backing or accessing the goods and/or services from any State of Florida contract; contracts of any Florida political subdivision; or from any other governmental entity (other than the Federal government); provided that the same or substantially similar goods and/or services were competitively solicited.

If approved, it is estimated that the proposed project would be completed within 28 days (September 2022) following the Notice to Proceed by the Village.

The proposed project Work Authorization No. CD-U04 was prepared by Centerline Drilling and reviewed by the Assistant Utilities Director, the Finance Director, and the Village Attorney.

The Village has previously worked with the proposed vendor and has received excellent service and a quality product.

Fiscal Impact:

Funding to support Task Order #304 is available within the FY 2022 Budget - Water & Sewer Enterprise Fund.

<u>Allocated/ Estimated Project Funding:</u>	<u>Amount:</u>
FY 2022 Approved Funding - Water & Sewer Enterprise Fund	\$80,000.00
Total Allocated/Approved Budget:	\$80,000.00

<u>Expected Project Costs:</u>	<u>Amount:</u>
FY 2022 Project Cost - Actual Engineering & Design - Water & Sewer Enterprise Fund	\$14,980.00
FY 2022 Project Cost - Estimated Construction Cost - Water & Sewer Enterprise Fund	\$45,912.36
Total Project Request/Cost:	\$60,892.36

The Village will not expend more than the amount within the approved budget as it may be adopted/amended each year for these goods and/or services over the term of this contract.

6. **Purchase Agreement - Vacuum Sewer System (AIRVAC) Parts & Supplies Purchase Agreement - Single Source Purchase - Utilities Department (FY 2022 Budget Funded -Water & Sewer Enterprise Fund) - Aqseptence Group: Approve a Purchase Agreement with Aqseptence Group, under Chapter 58; Section 58-7- Single source purchase - in the Village Code of Ordinances, to authorize the purchase of parts and supplies for the Village's vacuum sewer system (AIRVAC). Funding to support purchases under the Aqseptence Group is available within the FY 2022 Budget - Water & Sewer Enterprise Fund.**

Staff: Paul Ward, Assistant Director of Utilities

SUMMARY: The Utilities Department, throughout the year must purchase parts and supplies for the Village's three (3) Vacuum Sewer Systems. This sewer system is a proprietary system provided by Aqseptence Group, Inc. and it is recommended that we utilize their patented parts and supplies within our Vacuum Sewer System.

Aqseptence Group has provided a letter outlining the proprietary nature of this system and that the parts and supplies would only be available directly from their company. The proposed agreement to purchase parts and supplies would provide a 5% discount off the current listed price for all AIRVAC parts and Busch vacuum pumps, as well as fixed rates for the Busch "Exchange Plus" program. Thus, it is recommended to authorize the Village to make the necessary AIRVAC parts purchases under the Single-Source purchasing provision within the Village's purchasing code:

The Village's Purchasing Code - Section 58-7. Conducting a search for available

sources, the Procurement Official together with the user/requesting department determines that only a single source is practicable, or, for other reasons, a single source is in the best interest of the Village. Upon determination of a single source, contract negotiations shall commence with the single source. If contract terms are agreed upon and the single source purchase is anticipated to have a total value of \$35,000 or less, a contract between the village and the single source may be approved and executed by the Village Manager. If contract terms are agreed upon and the single source purchase is anticipated to have a total value of more than \$35,000, the council must approve the contract between the Village and the single source.

If the single source contract is approved, the Village would accept the Aqseptence group's pricing including all terms and conditions therein. The term of the proposed contract is set to expire on December 31, 2022. The Village will not expend more than the amount within the approved budget as it may be adopted/amended each year for these goods and services over the term of this contract.

The proposed agreement was prepared by the Village Attorney and reviewed by the Assistant Utilities Director, and the Finance Director.

The Village has worked with the proposed vendor previously and they have provided excellent service and quality products.

Fiscal Impact:

Funding to support purchases under this proposed contract is available within the FY 2022 Budget

- Water & Sewer Enterprise Fund. The Village will not expend more than the amount within the approved budget as it may be adopted/amended each year for these goods and services over the term of this contract.

7. **Work Authorization No. SA-PD01C - Professional Architectural and Engineering Services (Task Order No. 269) - Police Department Building Expansion (FY 2022 and FY2023 Budgets - General Fund and the Capital Improvement Plan (CIP) Song & Associates, Inc.:** Approve Work Authorization No. SA-PD01C (Task Order No. 269) with Song and Associates, Inc. for \$679,055 plus reimbursable expenses not-to-exceed \$10,000 for professional architectural and engineering services related to Phase III of the Police Department Building Expansion project for the addition and expansion of the Police building. Funding to support architectural and engineering design services for the Police Building Expansion is available within the FY 2022 and FY 2023 Budget - General Fund and the Capital Improvement Plan (CIP) utilizing Infrastructure Surtax (Sales Tax) funds.

Staff: Tom Ceccarelli, Police Chief

SUMMARY: The Police Department is requesting approval of Work Authorization No. SA-PD01C (Task Order No. 269) with Song and Associates, Inc. for professional architectural and engineering services related to the Police Department building

expansion.

Through a Request for Qualifications (RFQ) for Architectural and Engineering Design Services (RFQ 2019R-002) process, on September 26, 2019, the Village Council selected Song & Associates on a continuing contractual basis to provide the Village with design, engineering, bidding, and construction services for the proposed Police Department building expansion project.

Song & Associates submitted a proposal for full services divided into two (2) phases:
Phase 1 - Need Study and Concept

Phase 2 - Final Design Documents and Construction Administration.

After completion of Phase I, on August 26, 2021, the Village Council approved Work Authorization No. SA-PD01 (Task Order No. 269) to support all required professional architectural/engineering services and related tasks (as outlined within Phase II - Advanced Conceptual and Schematic.

On January 13, 2022, the Village Council approved an amendment to Phase II, Design Services, for additional scope of services that included a Topographic and Tree Survey and Utility Locates Survey.

Phase II has been completed, and Song & Associates submitted the Phase III cost proposal, which will consist of Design Development, Construction Documents, Permitting, Bidding/Negotiation Assistance, and Construction Administration.

The Village Council is now requested to authorize funding to support all required professional engineering services and related tasks (as outlined within Phase III) to expand the Police Department building, and to be completed by Song & Associates. The proposed tasks and associated costs to provide professional architectural and engineering services for Phase III of the proposed project are as follows:

Work to be Completed - Phase III	Contract Amount
Basic Services	\$467,455
Required Extended Services	\$149,600
Optional Extended Services	\$ 62,000
Reimbursable Expense Allowance	<u>Not to Exceed \$10,000</u>
TOTAL - Phase III	\$679,055 plus reimbursable expenses

The Village Council has approved funding (\$1,529,662) within the FY 2022 Budget - General Fund to support this project (architectural design and partial construction costs). The Village will not expend more than the amount in the approved budget as it may be adopted/amended each year for these goods and services over the term of this

contract.

Staff recommends the approval of proposed Work Authorization SA-PD01C (Task Order No. 269) with Song & Associates in the amount of \$679,055 plus reimbursable expenses for architectural and engineering, design, bidding, and construction services for the addition/expansion of the PD building.

The original Agreement and work authorizations were prepared by the Village Attorney and Song & Associates and reviewed by the Police Chief, the Assistant Police Chief, the Police Support Services Manager, the Public Services Project Manager, the Finance Director, and the Village Attorney.

Fiscal Impact:

Funding to support architectural and engineering design services for the Police Department building expansion is available within the FY 2022, and FY 2023 Budgets - General Fund and the Capital Improvement Plan (CIP) utilizing Infrastructure Surtax (Sales Tax) funds.

This project is expected to extend into the next fiscal year (and possibly additional fiscal years) and will be included within the proposed FY 2023 Budget - General Fund. As a result, some of the expenditures for this project have been funded within the FY2019, FY2020, FY2021 and the FY2022 Budget - General Fund.

8. **Library Metal Roof Replacement Project (ITB No. 2022B-011) - Library Department - Task Order No. 306 - (FY 2022 Budget Funded - Library Buildings) - Pink Eagle Roofing LLC: Approve Contract Award (Task Order No. 306) with Pink Eagle Roofing, LLC. for \$82,140.76 to replace 12,800 square feet (128 squares) of the existing sloped metal seam roof system and flat roof at the Village Public Library located at 217 Cypress Lane. Funding to support the Library Metal Roof Replacement (Task Order No. 306) is available within the FY 2022 Budget- Library Building.**

Staff: Raymond Campbell, Administrative Assistant

SUMMARY: The Public Works Department has identified a need to replace the roofing at the Library as it has suffered some damage, paint peeling, and leaking has begun to occur. The proposed work includes replacing approximately 12,800 square feet (128 squares) of the existing sloped metal seam roof system and flat roof.

To ensure the lowest possible price, staff issued an Invitation to Bid (ITB) on May 25, 2022, to purchase metal roofing and installation services. The Village used a competitive selection process - Library Metal Roof Replacement Project (ITB No. 2022B-011 - May 25, 2022). In response to the Village's ITB, nine (9) proposals were received.

The Village's Purchasing Code-Section 58-5(4)a -Competitive Selection Purchase Requirements provides that the Village Manager shall have the authority to reject any bids, proposals, or other responses if he determines it is in the best interest of the

Village to do so.

The Village Attorney prepared the agreement, and the Public Works Director, Assistant Village Manager and Finance Director reviewed it.

<u>Vendor</u>	<u>Total Bid</u>
Pink Eagle Roofing, LLC	\$82,140.76
Jeffrey Thomas Murphy Builders-Roofing Contractors	\$100,730.00
Clyde Johnson Contracting & Roofing	\$158,150.00
A1 Property Services Group, Inc.	\$181,619.61
Roofing Painting by Hartzell	\$190,625.00
Fullcover Roofing System, Inc.	\$204,150.00
Lewis Walker Roofing, Inc.	\$204,980.00
Ameritech Roofing, Inc.	\$375,113.00
Atlas Apex Roofing, LLC	\$384,000.00

The Village would accept Pink Eagle Roofing LLC's terms, conditions, and pricing under the submitted ITB package and the proposed agreement. The Village will not expend more than the amount within the approved budget as it may be adopted/amended each year for these goods and services over the term of this contract.

The Village has not worked with the proposed vendor before; however, the Village received positive references from the vendor's clients.

Fiscal Impact:

Funding to support the Library Metal Roof Replacement (Task Order No. 306) is available within the FY 2022 Budget - Library Building (\$100,000.00). The Village will not expend more than the amount in the approved budget as it may be adopted/approved each year for the goods and services for the term of the contract.

9. **Change Order No. 1 (Work Authorization WG-U01A) - Florida Mango (Edgewater Drive to Barbados Drive) (Task Order No. 294) - Utilities Department (FY 2022 Budget Funded - Water & Sewer Enterprise Fund) - Wantman Group, Inc.:** Approve Change Order No. 1 (Work Authorization WG-U01A) - Florida Mango (Edgewater Drive to Barbados Drive) (Task Order No. 294) with Wantman Group, Inc. for \$4,200 for professional engineering services (i.e., design, bidding, and construction services) related to the proposed utility relocations along Florida Mango Road, from Edgewater Drive to Barbados Drive. Funding to support the

Florida Mango Road (Edgewater Drive to Barbados Drive) Project (Task Order No. 294) is provided by the Utilities - Water & Sewer Enterprise Fund.

Staff: Walter Sanchez, Project Manager

SUMMARY: On April 8, 2021, the Village Council approved Task Order #294 with Wantman Group, Inc. for professional engineering services (i.e., design, bidding, and construction services) related to the proposed utility relocations along Florida Mango Road from Edgewater Drive to Barbados Road for \$69,910.

During the construction process, it was discovered that the proposed utility easements, where the Village's relocated utility lines were scheduled to run along the LWDD L-8 canal, are currently encroached on by both adjacent residential properties on both the north and south sides of the canal. Due to this issue, also space constraints to perform work on the north side of the canal, and potential conflicts in driving piles with overhead power lines for the proposed aerial crossing, it was determined that the solution with the least project impact would be to move the utility lines closer to the proposed new bridge and have them cross over the canal on top of the proposed bridge wing walls. For this, the construction plans will need to be modified to include a new structural design for the concrete haunches that will be attached on top of the bridge wing walls to carry the utility line at this location.

Note: Preliminary approvals were received by the County, the County Engineer (Alan Gerwig & Associates), and LWDD for this proposed solution. The County's engineer will review the design by Wantman Group once this proposal is approved and the design is complete.

As a result, our engineering consultant, Wantman Group, is requesting an amendment to the approved Task Order #294, Work Authorization # WG-U01A (Change Order #1) for \$4,200 for additional design services:

<u>Work to be Completed</u>	<u>Contract Amount</u>
Original Contract Amount	\$69,910.00
Change Order No. 1	<u>4,200.00</u>
Revised Contract Amount	\$74,110.00

If approved, it is estimated that the design work will take approximately 21 days from the date the work authorization is executed and issued to Wantman Group.

The proposed WA #WG-U01A (Change Order #1) was prepared by Wantman Group and reviewed by the Village's Utilities Director, the Utilities Project Manager, the Assistant Village Manager, and the Finance Director.

Fiscal Impact:

Funding to support the Fla Mango (Edgewater to Barbados) Project (Task Order No. 294) was provided by the Water & Sewer Enterprise Fund. The Village will not expend more than the amount in the approved budget as it may be adopted/approved each year for these goods and services for the term of the contract. An internal budget transfer or amendment to support this proposed cost above the budgeted amount will be completed within the Water & Sewer Fund at a later date, if necessary.

10. **Lift Station Rehabilitation (Task Order No. 233) - Invitation to Bid (ITB) No. 2022B-008 - Utilities Department (FY 2022 Budget Funded - Water & Sewer Enterprise Fund) - B&B Underground Construction, Inc.: Approve a Contract Award (Task Order No. 233) with B&B Underground Construction, Inc. for \$1,226,795.00 for rehabilitation of lift stations identified at Florida Mango, Waterside, and Woodhaven Lift Stations. Funding to support the proposed Lift Station Rehabilitation project is available within the FY 2022 Budget - Water & Sewer Enterprise Fund.**

Staff: Paul Ward, Assistant Director of Utilities

SUMMARY: The Utilities Department must rehabilitate three of its wastewater lift stations. Currently, the Village wastewater collection system serves approximately 12,000 accounts and includes approximately sixty-five (65) lift stations throughout our utility service area that are integral to safe and proper wastewater collection operations. Each year, staff reviews the Village's lift stations and identifies those that are in need of upgrades to maintain reliable service. The lift stations identified for rehabilitation within FY 2018 include PS-31 (FL Mango Lift Station), PS-33 (Waterside Lift Station), and Woodhaven Lift Station.

The Village Council has authorized the Engenuity Group to serve as the Village's consulting engineer to complete the engineering and design for this project (Task Order #233) for \$116,954.00. Proposed upgrades include replacement of pumps, piping, and controls, the lining of the wetwell, installation of SCADA (Supervisory Control and Data Acquisition) technology (for a higher level monitoring), and other site improvements.

To ensure the lowest possible price for this project, the Village issued an Invitation to Bid (ITB) on May 12, 2022, for Lift Station Rehabilitation for Florida Mango, Waterside, and Woodhaven. The process was completed by the Village through a competitive bid selection process - Lift Station Rehabilitation for Florida Mango, Waterside, and Woodhaven (ITB No. 2022B-008 - May 12, 2022).

Within the FY 2022 Budget - Water & Sewer Enterprise Fund and the Capital Improvement Plan (CIP), the Village approved \$900,000.00 for the Lift Station Rehabilitation for Florida Mango, Waterside, and Woodhaven. Four (4) bid proposals were received:

<u>Vendor</u>	<u>Total Bid</u>
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B&B Underground Construction, Inc.	\$1,226,795.00
Hinterland Group, Inc.	\$1,445,725.00
Foster Marine Contractor, Inc.	\$1,343,922.80
Southern Underground Industries, Inc.	\$1 Incomplete

After reviewing the four (4) bids received, the Assistant Utilities Director, the Village Attorney, and the Village's Consulting Engineer, Engenuity Group, determined that B&B Underground Construction, Inc. provided the lowest responsible and responsive bid. As a result, the staff is recommending that the Council award this proposed contract (Task Order No. 233) to B&B Underground Construction, Inc. for the amount of \$1,226,795.00

If approved, the Village would accept B&B Underground Contracting's pricing, including all terms, conditions, and pricing as submitted within their ITB proposal and proposed agreement. The Village will not expend more than the amount within the approved budget as it may be adopted/amended each year for these goods and/or services over the term of this contract.

The project will take approximately 210 days (April 2023) to complete following the Notice to Proceed from the Village. Long lead time on the emergency generator due to supply chain shortages may delay the start of the project.

The proposed agreement was prepared by the Village Attorney and reviewed by the Assistant Utilities Director, the Utilities Project Manager, and the Finance Director.

The Village has not worked with the proposed vendor previously but did receive positive feedback from the supplied references.

Fiscal Impact:

Funding to support the proposed Lift Station Rehabilitation project is available within the FY 2022 Budget - Water & Sewer Enterprise Fund:

<u>Allocated/Estimated Project Funding:</u>	<u>Amount:</u>
FY 2018 Actual Funding - Water & Sewer Enterprise Fund Task Order #233	\$ 34,361.00
FY 2019 Actual Funding - Water & Sewer Enterprise Fund Task Order #233	\$ 18,396.00
FY 2020 Actual Funding - Water & Sewer Enterprise Fund Task Order #233	\$ 22,339.00
FY 2021 Actual Funding - Water & Sewer Enterprise Fund Task Order #233	\$ 18,569.00
FY 2022 Approved Funding - Water & Sewer Enterprise Fund Task Order #233	\$900,000.00
FY 2023 Requested Funding - Water & Sewer Enterprise Fund Task Order #233	\$750,000.00
Total Allocated/Approved Budget - Task Order #233:	\$1,743,665.00

<u>Expected/Approved Project Cost:</u>	<u>Amount:</u>
FY 2018 Project Cost - Actual Engineering - Water & Sewer Enterprise Fund Task Order #233	\$ 34,361.00
FY 2019 Project Cost - Actual Engineering - Water & Sewer Enterprise Fund Task Order #233	\$ 18,396.00
FY 2020 Project Cost - Actual Engineering - Water & Sewer Enterprise Fund Task Order #233	\$ 22,339.00
FY 2021 Project Cost - Actual Engineering - Water & Sewer Enterprise Fund Task Order #233	\$ 18,569.00
FY 2022 Project Cost - Estimated Engineering - Water & Sewer Enterprise Fund Task Order #233	\$ 23,289.00
FY 2022/2023 Project Cost - Estimated	\$1,226,795.00

Construction - Water & Sewer Enterprise Fund Task Order #233	
Total Project Request/Cost Task Order #233:	\$1,343,749.00

Note: Construction on the proposed project is expected to continue into FY 2023. As such, the Utilities Department is requesting \$750,000.00 in the FY 2023 Water & Sewer

Enterprise Fund to continue the project.

The proposed bid amount (\$1,226,795.00) was submitted by B&B Underground Contracting, Inc. and was below the engineer's estimate of 1,391,920.00

The Village will not expend more than the amount within the approved budget as it may be adopted/amended each year for these goods and/or services over the term of this contract.

End of Consent Agenda....

Mayor Smith offered the public an opportunity to speak on Consent Agenda items. There were no comments from the public.

Vice Mayor Gunther made a motion to approve the Consent Agenda. Mayor Pro Tem Brinkman seconded the motion. The said motion carried 5-0.

PRESENTATIONS

11. **Presentation / Introduction: Ms. Rhonda Giger, General Counsel with the PBC Commission on Ethics**

Staff: Kimberly Wynn, Village Clerk

Ms. Rhonda Giger introduced herself to the Village and spoke about the services offered by the Commission on Ethics (COE). She explained that the agency prefers cities to be proactive. If there is a question, then you can contact the COE.

Mayor Smith invited the public and the council to comment. Council Member Ready asked if the current training video would get updated. The agency has used the same video since 2016. Mrs. Giger said she did not have an answer; however, in-person training could be arranged for the City.

12. **Proclamation for Parks and Recreation Month in Palm Springs - July 2022**

Staff: Kimberly Wynn, Village Clerk

Mayor Smith read the proclamation into the record and complimented the Director of Parks and Recreation, Mr. Lucas, for his work with the program.

PUBLIC COMMENT

Mayor Smith opened the meeting for Public Comments. There were none.

1. **Johnnie Tieche - 305 Winged Foot** - Mr. Tieche talked about the panhandling along 10th Avenue North and Congress Avenue. He also mentioned a volunteer program with inmates, through Palm Beach County, that assisted with the clean-up of parks and drainage systems. Mr. Tieche requested police presence at Planning and Zoning meetings when there are more complex items on the agenda.

PUBLIC HEARINGS

13. **(First Reading) - Resolution No. 2022-27 - Garbage Non Ad-Valorem Assessment Rates - FY 2023:** Motion to Approve Resolution No. 2022-27; a proposed preliminary non-ad valorem assessment roll for the Fiscal Year 2022-2023, so as to provide a uniform method for collecting non-ad valorem assessment for garbage, trash, and recyclables collection services and related services on the Palm Beach County tax notices. The garbage, trash and recyclable non ad-valorem assessment rates increased for FY 2022-2023.

Staff: Kimberly Wynn, Village Clerk

SUMMARY: The Council originally established the uniform method for collecting garbage, trash, and recyclables services on the Palm Beach County Tax Notices in February 2008 (Resolution No. 2008-17). The approved Resolution included all parcels within the incorporated municipal boundaries of the Village of Palm Springs at that time, as well as all parcels subsequently annexed into the Village.

As required by state law, an advertisement was placed in a local newspaper (in accordance with state law) noticing the public of the proposed fees and that a public hearing would be held to consider the proposed fees. To date, the Village has not received any calls and/or inquiries regarding the new fees.

The proposed Resolution would establish the Non Ad-Valorem rates for garbage based on the cost of collection and disposal at that time. The Village's costs have continued to increase annually because of a cost of living increase, and, most recently, the new contract with Waste Pro includes a 9% increase that went into effect as of April 2022. In April 2023, the rates are projected to increase by another 9%. The Village has not increased its garbage rates since 2015. In an effort to assist with the reduced administrative margin to offset staff costs.

The proposed annual rates are:

	Annual Rate
Single Family Homes	\$201.00
Multi-Family Homes	\$125.50
Mobile Homes	\$125.50

This was advertised in the Lake Worth Herald on July 1, 2022, and the Palm Beach Post on July 2, 2022.

Mayor Smith introduced this item. The staff did not have a presentation; but, Mayor Smith summarized the item. She explained the purpose of the item is to set the Garbage Non Ad- Valorem for FY 22/23. Mayor Smith explained there was an increase in fees to offset costs from Waste Pro.

Mayor Smith offered the public an opportunity to speak about this item. There were no comments from the public.

The Village Attorney, Ms. Garrett, read the title of the caption in the record.

Council Member Ready made a motion to approve Resolution No. 2022-27. It was seconded by Council Member Waller. The said motion carried 5-0.

Fiscal Impact: The projected total annual revenue that the Village would assess if approved, is expected to be \$1,531,010.40 (which is at a 96% collection rate).

14. **(First Reading) - Resolution No. 2022-28 - Stormwater Non Ad-Valorem Assessment Rates - FY 2023:** Motion to Approve Resolution No. 2022-28; establishing rates for Stormwater Management Assessments for each parcel within the benefitted area, other than non- assessed property; providing for the certification and adoption of the Stormwater Assessment Roll in accordance with Chapter 78 of the Code Of Ordinances of The Village of Palm Springs; providing for or a public hearing; providing for the adoption Of The Stormwater Assessment Roll.

Staff: Kimberly Wynn, Village Clerk

SUMMARY: The proposed Resolution establishes the Non Ad-Valorem assessment roll rates for Fiscal Year (FY) 2023 and provides a uniform method for collecting this assessment for stormwater management services within the Village on the Palm Beach County Tax Notices.

The proposed rates for FY 2023 are as follows:

	<u>Monthly Rate</u>	<u>Annual Rate</u>
Single Family Residential	\$4	\$48
Multifamily	\$4	\$48
Commercial (under 2 ESU's)	\$4	\$48
Commercial (2 to 4.99 ESU's)	\$8	\$96
Commercial (5 to 9.99 ESU's)	\$15	\$180
Commercial (10 ESU's and above)	\$20	\$240

The Village Council initially created a stormwater utility (Ordinance No. 2015-43) and established interim assessment rates (Resolution No. 2015-90), to be collected as an

annual non ad-valorem assessment (beginning in October FY 2016-2017) to support stormwater issues within the Village. The proposed "Interim" stormwater fee was established with the following conditions:

1. The Interim Fee was for a short-term period – of 3 years
2. The interim fee was justified by a short-term study that demonstrated that the needed stormwater projects and operational costs are balanced with projected revenues.
3. A detailed long-term master plan study would be performed during the interim period that is expected to identify future projects and set future fees based on property use and size.

Mr. Paul Ward, Assistant Director of Utilities, introduced this item. The staff did not have a presentation; but, Mr. Ward explained there was no intent to increase the stormwater fee for FY 22/23. He explained the purpose of the item is to set the Stormwater Fee for FY 22/23.

Mayor Smith offered the public an opportunity to speak about this item. There were no comments from the public.

The Village Attorney, Ms. Garrett, read the title of the caption in the record.

Mayor Pro Tem Brinkman made a motion to approve Resolution No. 2022-28. It was seconded by Vice Mayor Gunther. The said motion carried 5-0.

Fiscal Impact:

The proposed FY 2022 - 2023 rates are projected to remain the same as last year's rates and are determined based on the Equivalent Stormwater Unit (ESU) basis, which is based on an impervious area on properties within the Village. The projected total annual revenue that the Village would assess if approved, is expected to be \$528,226 (which is at a 96% collection rate).

All stormwater fees collected are only planned to be utilized to assist in funding stormwater capital projects throughout the Village. This fee would not continue to support (or provide funding for) various personnel and other operational costs, which would be funded utilizing the Village's General Fund.

15. **** (First Reading / Quasi-Judicial Hearing) - Resolution No. 2022-22 - Site Development Plan Amendment (SPR22-11) and Sign Variance (PSV22-11) - Colombino Bakery - 4439 Forest Hill Boulevard: Motion to approve Resolution No. 2022-22; Mr. Leigh Kerr, Agent for the Owner, Colombino Bakery, ("Applicant") is requesting a Site Plan Amendment (SPR22-11) to redesign the site due to Florida Department of Transportation (FDOT) right-of-way acquisition along the southern frontage of the commercial property, located at 4493 Forest Hill Boulevard.**

Staff: Iramis Cabrera, PZB Director

SUMMARY: Mr. Leigh Kerr, agent for the owner, Colombino Bakery, Inc., is requesting a Site Development Plan Amendment (SPR22-11) for the Commercial General property located at 4439 Forest Hill Blvd. The applicant proposes redesigning the southern frontage of the property due to right-of-way condemnation by the Florida Department of Transportation (FDOT).

FDOT proposes intersection improvements to State Road 882 (Forest Hill Boulevard) which necessitates widening the roadway along with the approach and departure from the nearby intersection with State Road 809 (South Military Trail). The widening project resulted in the state taking 548 square feet along the length of the southern frontage of the property. The taking will impact the property, causing the loss of right-of-way landscape buffer and the loss of the existing pole sign, leading to the proposal of a new monument sign.

Note: Currently, the 0.3-acre property is being developed with a 1,406 square-foot bakery building and 9 parking spaces. The proposed site plan will reduce the site to 0.28 acres with 8 parking spaces.

The applicant proposes a cure plan for remedial action for the loss of the property and to minimize the negative impact. The proposed plan will re-accommodate the right-of-way landscaped buffers.

As part of the proposed Site Development Plan Amendment, the applicant is requesting three (3) variances:

1. (PSV22-09)- Request to allow an irregular landscape buffer along the south side of the property adjacent to Forest Hill Boulevard, with a minimum width of 4' (a reduction of up to 11') (Provides relief from Section 34-162(b)(5) that requires a minimum 15' wide buffer).
2. (PSV22-10) - Request to allow a 1' width landscaped area around the base of the monument sign (reduction of up to 2') (Provides relief from Section 34-327(a) that requires a minimum of 3' wide landscaped area.
3. (PSV22-11) - Request to allow a 12' height monument sign being setback 15' (Provides relief from Section 34-327(b)(1) that requires a maximum height of 8' when the sign is setback 15')

Note: Variances 1 and 2 were approved by the Planning and Zoning Board during their regular meeting on June 14, 2022. The requested sign setback variance was not considered by the Planning & Zoning Board as the Village Code (Section 34-329) provides that sign variances are approved by the Village Council.

The Planning, Zoning & Building Staff does not support the applicant's request in its entirety. Staff recommends conditional approval of the Site Plan Amendment to facilitate the redevelopment of the property as a result of the state condemnation. However, the staff does not support Variance No. 3 (PSV22-11) for the proposed height of the monument sign. The staff find that the proposed height is excessive considering the

proximity to the street corner. Staff also find that the sign variance may restrict visibility and negatively affect the aesthetics of the area. Staff will support a 1' height variance allowing a 9' height monument sign in constancy with other variances previously granted on commercial properties.

Mayor Smith asked the Council to disclose any ex parte communication; there was none. The Village Clerk, Ms. Wynn, swore in the applicants Ms. Leigh Kerr and ??.

Ms. Cabrera gave the staff presentation and entered it into the record. He explained that staff did not completely agree with the Site Plan Amendment because there were concerns about parking and the height of the sign obstructing traffic visibility.

Mayor Smith gave the applicant, Ms. Kerr an opportunity to give her testimony. The Council and Applicant ensued into a discussion about parking. They discussed the redesign that was needed for the site because of the Florida Department of Transportation's (FDOT) acquisition of the southern frontage of the commercial property.

With the exception of Council Member Waller, the Council supported the Applicant's redesign request that includes a twelve (12) foot sign.

Mayor Smith offered the public an opportunity to speak on Resolution No. 2022-22. There were comments from the public. Village Attorney Garrett read the title of the caption into the record.

Mayor Pro Tem made a motion to approve Resolution No. 2022-22. Vice mayor Gunther seconded the motion. The said motion carried 4-1 (Council Member Waller dissenting).

Fiscal Impact:

The proposed modification to the project is not expected to have a fiscal impact on the Village.

16. **(First Reading) - Resolution No. 2022-21 - Preliminary Plat - Boatman Hammock - 4445 Boatman Street and a vacant lot on Todd Street:** Motion to approve a request submitted by Mr. David Milledge, Agent for WPB Partners LLC ("Applicant"), for a preliminary plat to subdivide a multi-family parcel of land located on two (2) unified parcels totaling 5.44 acres submitted by Mr. David Milledge, agent for WPB Partners LLC ("applicant"), for the property located at 4445 Boatman Street and a vacant lot on Todd Street.

Staff: Iramis Cabrera, PZB Director

SUMMARY: Mr. David Milledge, agent for WPB Partners LLC, the Applicant, has filed a preliminary plat to re-plat the lots 16, 17, 18, 19, and 20 of Block 10, Plat IV. Greenland (as recorded in Plat Book 4, page 6 of the Public Records of Palm Beach County, Florida), together with the E 1/2 of the northwest 1/4 of the northwest 1/4 of the

southwest 1/4 of section 24, township 44 south, range 42 east of Palm Beach County, Florida. The applicant is proposing to join two (2) parcels into a unified plat and delineate 54 individual townhouse lots, consistent with the site plan approved by the Village Council (Resolution No. 2021-18 - October 14, 2021).

The Village's Surveyor, Engenuity Group Inc., has reviewed the proposed plat and has determined that it complies with Chapter 177, F.S. - Platting Regulations.

The Planning & Zoning Board considered the proposed preliminary plat at their June 14, 2022, meeting and recommended approval.

If approved, a final plat will be presented to the Village Council for consideration. The recording of the plat is required prior to the issuance of a certificate of occupancy for a new residence.

Mayor Smith asked the Council to disclose any ex parte communication; there was none. The Village Clerk, Ms. Wynn, swore in the applicants.

Ms. Cabrera gave the staff presentation and entered it into the record. She explained that the staff agreed with the request for a preliminary plat.

Mayor Smith gave the applicant an opportunity to give testimony. The applicant said there was no presentation; however, they were available to answer questions. The request was routine and the adjacent property owners were contacted.

Mayor Smith offered the public an opportunity to speak on Resolution No. 2022-21. There were no comments from the public. Village Attorney Garrett read the title of the caption into the record.

Council Member Ready made a motion to approve Resolution No. 2022-21. Mayor Pro Tem Brinkman seconded the motion. The said motion carried 5-0.

Fiscal Impact:

There is no direct fiscal impact from the proposed plat.

17. **(First Reading) - Resolution No. 2022-32 - FY 2023 Preliminary Millage Rates - Operating, Debt Service & CRA Tax Increment Financing (TIF):** Motion to approve Resolution No. 2022- 32; to certify the Village's taxable values for the upcoming fiscal year (FY 2023) as well as other related financial information. The proposed millage rate is 3.50 with a rollback rate of 3.1016. The proposed millage of 3.50 is 12.84% over the rolled-back rate (**ADDENDUM**).

Staff: Kimberly Wynn, Village Clerk

SUMMARY: The Village received Form DR-420 - Certification of Taxable Value and Form DR-420 Debt - Certification of Voted Debt Millage from the PBC Property Appraiser's Office. These forms certify the Village's taxable values for the upcoming

fiscal year (FY 2023) as well as other related financial information:

The gross taxable value for all properties within the Village for FY 2023 is \$1,678,378,924, an increase in taxable value of \$194,386,542 over FY 2022.

The calculated rolled-back rate is \$3.1016 per 1,000 taxable values. The Village's proposed FY 2023 operating millage for the General Fund is \$3.50 per \$1,000 of the taxable value or an increase of 12.84% over the rolled-back rate. At 100% collection, the expected operating millage is to generate \$5,874,326 in ad-valorem tax revenue; however, the Village budgets at a 96% collection ratio. Thus, the projected revenue expected is \$5,639,353.

The taxable value for debt service is \$1,682,010,606. The proposed millage rate required to pay the general obligation debt for FY 2023 is \$0.2639 per \$1,000 of the taxable value. That is a decrease of \$0.0355 from FY 2022.

The combined proposed millage rates for FY 2023 (3.5000 operating + 0.2639 debt = 3.7639 total mills) are 0.0355 mills lower than the combined approved millage rates for FY 2022 (3.5000 operating + 0.2994 debt = 3.7994 total mills).

The gross taxable increment value (TIF) for the Palm Springs Community Redevelopment Agency (CRA) for FY 2023 is \$64,175,858. The Palm Springs CRA will receive TIF funding from the Village of Palm Springs and Palm Beach County at the Village's approved millage rate - a proposed \$3.50 per \$1,000 taxable value. At 100% collection, the total increment/revenue expected to generate is \$224,615; however, the Village budgets at a 95% collection ratio; thus, the proposed budgeted increment/revenue expected is \$213,385) for the third year.

As a result, the proposed Resolution establishes the tentative millage rates for the Fiscal Year 2023.

The Village Council is requested to establish the final millage rates in September 2022.

Chief Finance Officer (CFO) summarized this item. She explained the purpose of Resolution No. 2022-32 was to set the preliminary millage. The Council can increase the millage rate; however, they cannot lower it under the roll-back rate.

Mayor Smith gave the Council and public an opportunity to speak on Resolution No. 2022-33. There were no comments from the public. Village Attorney Garrett read the title of the caption into the record.

Council Member Waller made a motion to approve Resolution No. 2022-32. Council Member Ready seconded the motion. The said motion carried 5-0.

Fiscal Impact:

Establishes preliminary operating millage rate and debt service millage rates for the proposed budget for the fiscal year 2022-2023

ACTIONS AND REPORTS

The Village Manager did not have any Actions and Reports.

VILLAGE MANAGER COMMENTS

The Village Manager reported that the Palm Beach County League of Cities voted on July 21, 2022, to act as the Infrastructure Surtax Committee for the Village. Mr. Bornstein thanked the staff for the work on the budget, especially Ms. Morse and Mrs. Glas-Castro. He described the process as one of the easiest budgets he had to do. He discussed the new agenda format and the desire to improve upon processes.

VILLAGE COUNCIL COMMENTS

The Village Council thanked the Finance Department, in addition to the Village Staff, for their collaborative effort with getting the budget and the information ready two (2) weeks in advance. They're impressed with the rising values in the Village. They discussed the passing of the former Village Manager, Mr. Karl Umberger.

Mayor Pro Tem Brinkman asked for an update on the YMCA building, getting demolition permits and a Civil Engineer in place. Ms. Cabrera reported that YMCA applied for their permits, and they have a Civil Engineer in place. The project is moving fast.

Mayor Smith commemorated some of the accomplishments of Mr. Umberger. He started the idea of the Pathway Park and the Fire Service. There was also a discussion about the Village's CORE values (Communication, Respect, Teamwork, Service Excellence, Quality, Accountability, and Integrity).

ADJOURNMENT

Hearing no further business, Mayor Bev Smith adjourned the meeting at 7:42 p.m.

The undersigned is the Village Clerk of Palm Springs, Florida, and the information provided herein is

the Minutes of the Regular Council Meeting held on **July 21, 2022**. Which minutes were formally approved and adopted by the Village Council on **August 18, 2022**.

Kimberly M. Wynn,

Kimberly Wynn

Village Clerk

**NEXT REGULAR MEETING:
THURSDAY, AUGUST 18, 2022 AT 6:30 PM**



Village of Palm Springs

Executive Brief

AGENDA DATE: August 18, 2022

DEPARTMENT: Administration

ITEM #3: Resolution No. 2022-31 - Public Nuisance Abatement Program - Record Special Assessment Liens (Village Abatement Costs)

SUMMARY: In accordance with the procedures outlined within the Public Nuisance Abatement section of the Village Code (Chapter 10, Section 10-22 - Procedure for enforcement of a nuisance), liens that have been incurred by the Village to abate unsafe and unhealthy conditions from foreclosed, neglected, and/or abandoned homes must be updated and recorded to ensure reimbursement from the property owner (at some future point in time).

Pursuant to Section 170.21 of the Florida Statutes, the costs expended on manpower, supplies, and equipment to maintain the properties in a safe condition are considered a municipal service that benefited a particular property. As a result, the Village maintains the legal authority to levy a special assessment lien (which survives a foreclosure) to recover all costs incurred.

The proposed resolution includes one (1) property with a total of \$2,700.00 that is requested to be approved by the Village Council as a special assessment lien. Code Enforcement, the Police Department, and Public Works worked with the property owner to clean this property up as there were homeless people and unhealthy conditions on this property due to the overgrown vegetation and trees.

The proposed resolution and a list with the lien have been prepared by the Village Clerk and reviewed by the Village Attorney, the Public Service Department - the Public Works staff, and the Police Department - Code Enforcement Division staff. Resolution No. 2022-31 was advertised in the Lake Worth Herald on March 24, and March 31, 2022.

If approved, the proposed resolution and associated lien will be forwarded to the PBC Clerk of the Courts to be recorded within the public records of Palm Beach County.

FISCAL IMPACT:

The proposed special assessment lien will enable the Village to recover previously paid expenditures to ensure the health and safety of our community.

ATTACHMENTS:

1. Resolution No. 2022-31 Outstanding Nuisance Abatement Liens
2. Exhibit "A" - Lien Calculations
3. 2887 Lake Worth Road - A Quality Bushog Services, Inc. - Invoice #14943
4. Section 10-22 - Procedure for Enforcement of a Nuisance

5. Lake Worth Herald Advertisement - March 24 and March 31, 2022

RESOLUTION NO. 2022-31

A RESOLUTION OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ASSESSING THE COSTS INCURRED BY THE VILLAGE PURSUANT TO SECTION 10-22 OF THE VILLAGE CODE OF ORDINANCES FOR THE ABATEMENT OF CERTAIN NUISANCES WITHIN THE VILLAGE; PROVIDING FOR LIENS ON SAID PROPERTIES AND RECORDED IF THE ASSESSMENTS REMAIN UNPAID AFTER THIRTY (30) DAYS; PROVIDING A SEVERABILITY CLAUSE, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, the Village of Palm Springs, Florida has, pursuant to Sections 10-11 through 10-27 of the Code of Ordinances of the Village of Palm Springs, Florida, as amended, found and determined that the condition of certain properties or parcels of land as hereinafter described violated Section 10-19 of said Code by reason of the existence of debris, vegetation, tree, or other matter thereon and thereby created a hazard declared to be a public nuisance; and

WHEREAS, the respective owners of the parcels of property hereinafter described were duly notified of the existence of the aforesaid nuisances on their properties and were required to abate the nuisances; and

WHEREAS, said owners have, after being duly notified by a Notice of Violation, failed to bring their property into code compliance; and

WHEREAS, the lots have been cleared of debris, vegetation, tree or other public nuisance thereon by the Village or its contractor at a cost to the Village as set forth below; and

WHEREAS, it is recommended that in accordance with Section 10-22 of the Code of Ordinances of the Village of Palm Springs, the costs incurred to abate said nuisances, which are assessed against the respective properties as special assessment liens, be hereby documented and recorded against the properties in the Public Records of the Palm Beach County, Florida.

NOW THEREFORE BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, that:

Section 1. The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. Legislative Determinations. It is hereby ascertained and declared that the lot clearing on the properties listed in **Exhibit "A"** (attached hereto and incorporated herein) provided a special benefit to each parcel assessed, based upon the following legislative determinations:

(A) It is hereby ascertained, determined, and declared that each assessed parcel has benefitted by the Village's provision of lot clearing services in an amount not less than the amount of the lot clearing services costs imposed against each parcel.

(B) It is fair and reasonable to assess the lot clearing services costs in the amounts actually expended by the Village to benefit each assessed parcel.

Section 3. In accordance with Section 10-22 of the Code of Ordinances, at the time services were provided, all costs incurred by the Village in the abatement of nuisances on the following parcels of land, along with an administrative fee, were levied and assessed against said properties as municipal special assessment liens on the properties identified and in the amounts indicated on the attached "**Exhibit A**". To each of the aforesaid lien, amounts shall be added the cost to reimburse the Village to record each lien in the Public Records of Palm Beach County, Florida. The Village Council is hereby documenting such special assessment liens through this Resolution.

Section 4. Said liens shall be prior in dignity to all other liens, encumbrances, titles, and claims against the property and equal in rank and dignity with ad valorem taxes and shall remain on such property until paid. A failure to pay any such lien, even a lien upon the homesteaded property, may result in a loss of title to the property.

Section 5. Said special assessment liens shall bear interest from the date of adoption of this Resolution at the legal rate until fully paid.

Section 6. The Village Clerk is hereby directed to record a certified copy of this Resolution in the Public Records of Palm Beach County, Florida. The failure to record a certified copy of this Resolution shall not affect the validity of any special assessment.

Section 7. The Village Clerk is hereby directed to mail a copy of this Resolution to the owners of the parcels of land levied hereby at the last known address of such owner.

Section 8. Such assessment liens, together with interest, administrative fees costs, and reasonable attorneys' fees shall be enforced and collected and may be foreclosed, pursuant to the Code of Ordinances of the Village of Palm Springs and applicable provisions of law. Such assessment liens, if they remain unpaid, may also be collected pursuant to the uniform method set forth in Section 197.3632, Fla. Stat. or through any other remedy available at law or in equity.

Section 9. All Resolutions or parts of Resolutions in conflict herewith are hereby repealed.

Section 10. If any provision of this resolution or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application and to this end, the provisions of this Resolution are declared severable.

Section 11. This Resolution shall take effect upon adoption.

Council Member _____ offered the foregoing resolution.
Council Member _____ seconded the motion, and upon being put to a
vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
BEV SMITH, MAYOR	☐	☐	☐
GARY READY, VICE MAYOR	☐	☐	☐
DOUG GUNTHER, MAYOR PRO TEM	☐	☐	☐
PATTY WALLER, COUNCIL MEMBER	☐	☐	☐
JONI BRINKMAN, COUNCIL MEMBER	☐	☐	☐

The Mayor thereupon declared the Resolution duly passed and adopted this
_____ day of _____, 2022.

VILLAGE OF PALM SPRINGS, FLORIDA

BY: _____
BEV SMITH, MAYOR

ATTEST:

BY: _____
KIMBERLY WYNN, VILLAGE CLERK

REVIEWED FOR FORM AND LEGAL SUFFICIENCY

BY: _____
GLEN J. TORCIVIA, VILLAGE ATTORNEY

RESOLUTION 2022-31
EXHIBIT "A"

[illegible]

V# 40012

CR# 2089

A QUALITY BUSHOG SERVICES, INC.

6426 APACHE BLVD
LOXAHATCHEE, FL 33470**Invoice**

DATE	INVOICE #
6/14/2021	14943

Timothy A Crespo Jr
Timothy A Crespo Jr
Public works (WO#172676)

BILL TO
PALM SPRINGS 360 DAVIS ROAD PALM SPRINGS, FL 33461

6.14.21

Terms	DUE DATE
Due on receipt	6/14/2021

Description	Date of service	Rate	Current Charges
FECON MULCHING SERVICE 2887 LAKE WORTH ROAD. AS PER JAMES SCHMITZ.	6/11/2021	2,700.00	2,700.00
1- Mowed Lot at 2887 Lake Worth Rd.			
Balance Due			\$2,700.00

Phone #
561-333-7777

E-mail	Web Site
aqualitybushog@comcast.net	www.aqualitybushog.com

6426 APACHE BLVD
LOXAHATCHEE, FL 33470

VICES, INC.
 Timothy A Crespo Jr
 Public Works (WO#172676)

DATE	INVOICE #
6/14/2021	14943

BILL TO

PALM SPRINGS
360 DAVIS ROAD
PALM SPRINGS, FL 33461

6.14.21

Terms	DUE DATE
Due on receipt	6/14/2021

Description	Date of service	Rate	Current Charges
FECON MULCHING SERVICE 2887 LAKE WORTH ROAD. AS PER JAMES SCHMITZ.	6/11/2021	2,700.00	2,700.00
1- Mowed Lot at 2887 Lake Worth Rd.			
		Balance Due	\$2,700.00

Phone #
561-333-7777

E-mail	Web Site
aqualitybushog@comcast.net	www.aqualitybushog.com

Village of Palm Springs



Work Order Print Detail

WO #: 172676 ✓
 Activity: PW204 -MOWING
 Description: Please have company come out and mow the lot at at 2887 Lake Worth Rd. Thank You

Svc Dept: 0141 - PUBLIC WORKS ✓
 Req Dept: 0141 - PUBLIC WORKS ✓
 Created: 06/14/2021

Sched Start:
 Sched End:
 Act Start:
 Act End:

Status: 4 - Approved
 User Status:
 Svc Priority:
 Req Priority:
 Emergency: N
 Cause:
 Request Type:
 Assigned To: None
 Customer:

Req Start:
 Req Complete:
 Req Received: 06/14/2021
 Request ID: 174869
 Acct Method: Direct ✓
 Project:
 Contract:
 Reference #:

Total Act Cost: 0.0000
 Total Est Cost: 2,700.0000
 Estimate Req: N
 Deposit Req: N
 Dep Amnt Req: 0.0000
 Dep Amnt Paid: 0.0000
 Contingency: None
 Cont Amnt/%: 0.0000

LOCATION

Code: -
 Area:
 Room:
 Parcel:
 Address:

Desc:
 Desc:

Subdiv:

Lot:

Between:
 Lat/Long:

CONTACTS

Name	Type	Primary	Supv	Method	Method Detail
JAMES H SCHMITZ	Requesting	Y		E-mail	jschmitz@vpsfl.org
JAMES H SCHMITZ	Servicing	Y		E-mail	jschmitz@vpsfl.org
PUBLIC WORKS WO SUPERV	Servicing		Y	E-mail	PWOSup@vpsfl.org

TASK

Task #: 1
 Activity: MOWING
 Desc: Please have company come out and mow the lot at at 2887 Lake Worth Rd. Thank You.

Act Start:
 Req Start: 06/14/2021

Work Cat:
 Component:
 Crew:

ESTIMATED DETAIL

Cost Type	Class/ovhd	Detail Description	Quantity	Rate/Cost	Line Total
OUTSOURCING		Cleared lot at 2887 Lake Worth Rd.	1.00	2,700.00	2,700.00 ✓

SCHEDULED DETAIL

Cost Type	Class/ovhd	Detail Description	Quantity	Rate/Cost	Line Total
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ACTUAL DETAIL

Cost Type	Class/ovhd	Detail Description	Quantity	Rate/Cost	Line Total
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STATISTICS

Account	Account Description	Amount
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CHECKLIST DETAIL

Village of Palm Springs



Work Order Print Detail

Code	Description	Complete
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MISC ITEM DETAIL	
Code	Description

ADDITIONAL DESCRIPTION

ACCOUNTING DISTRIBUTION (**non-billing**)					
Cost Type	Account	Account Description	Percent	D/C	Cost Line

ACCOUNTING ACTUAL CHARGES (**non-billing**)					
Date	Account	Account Description	Amount	D/C	Cost Line

ADDITIONAL DESCRIPTION					
------------------------	--	--	--	--	--

COMMENTS		
Date	Clerk	Comment

CUSTOM FIELDS	
Field	REQ Value

** END OF REPORT - Generated by Lisbet Silva **

Sec. 10-22. Procedure for enforcement of a nuisance.

- (a) The village is empowered to enter upon and inspect lots on which a nuisance is suspected to exist. Any code officer shall be immune from prosecution, civil or criminal, for reasonable, good faith entry upon residential, commercial or industrial property while in the discharge of duties imposed by these regulations. If inspection reveals the presence of a nuisance, the village shall notify the owner of the property, as stated upon the last records of the county property appraiser, that a nuisance exists which is a violation of this ordinance. The notice shall be provided to the owner by regular and certified mail, return receipt requested, or by hand delivery which shall be effective and complete when delivered and shall be considered sufficient notice. In case of multiple or joint ownership, service as herein provided on any one owner shall be sufficient. The personal delivery by the village manager or his/her designated representative in lieu of mailing shall be equivalent to mailing. In the event that the mailed notice is returned by the postal authorities or the return receipt is not received by the village within 15 days after mailing, and the notice cannot be reasonably hand delivered to the owner of the property or his/her agent, the notice shall be given by physical posting of the notice on the subject property. Notice by posting shall be considered delivered on the date posted. "Reasonably hand delivered" shall mean one attempt to deliver, if the owner or his/her agent resides within the village, between the hours of 8:00 a.m. and 5:00 p.m. on any weekday, excluding Saturdays, Sundays and holidays.
- (b) The notice shall notify the owner of the property of the following:
 - (1) That it has been determined that a public nuisance exists on the land, and what condition constitutes that nuisance.
 - (2) That the owner of the property shall have seven days from delivery of the notice to remove the condition causing the nuisance on the property;
 - (3) That if the condition is not corrected or removed within seven days, the village will have it corrected or removed at the expense of the owner, including all costs of inspection and administration;
 - (4) That after delivery of the notice, if the owner has not requested a hearing within five days and has not abated the nuisance within seven days, the village shall have the right to abate the nuisance at the expense of the owner. If the village has the nuisance abated and payment is not received within 30 days after the mailing of a notice of special assessment for the cost of the work, together with all costs of inspection, administration and all other related costs, then the village shall have a special assessment lien placed against the property as set forth in below. Said lien shall be equal in dignity to taxes; and
 - (5) That if the condition constituting a public nuisance as enumerated in the notice recurs within the 12-month period commencing from the delivery date of the notice, the village may immediately and without further prior notice, abate the condition each time it recurs within said 12-month period, at the expense of the owner, including all costs of inspection, administration and all other related costs.
- (c) The hearing request forms required in this article shall be included with the notice, along with a statement that such forms must be used to appeal the village's administrative determination that a nuisance exists on the property.
- (d) If a hearing is timely requested, enforcement action shall proceed as provided in section 10-23.
- (e) The owner shall have five days from the date notice is delivered to request a hearing and seven days from the date notice is delivered to abate the nuisance.
- (f) If no hearing is requested, the village shall, upon the expiration of the seven-day abatement period, re-inspect the lot to determine whether or not the nuisance has been abated. If the village determines that the lot still harbors a nuisance, it shall cause its abatement according to the provisions of this article. To

accomplish that goal, the village, through its agents, is authorized by the village council to enter upon the lot and to take steps reasonably necessary to effect abatement.

- (g) If abatement is effected by the village as provided in subsection, the cost to the village of abating the nuisance on each lot, shall include the costs of inspection, administrative and all other related costs. Such costs shall be established by resolution of the village council.
- (h) As soon after the abatement as feasible, the village manager shall report to the village council the costs of the abatement, including the costs of inspection, administration and all other related costs. Thereafter, the village council shall by resolution assess the total cost against the subject property. This resolution shall describe the property assessed, show the actual cost of abatement, costs of inspection, administration and all other related costs, and indicate that the assessment shall bear interest at the legal rate. In addition, if collection proceedings are necessary, the property owner will be required to pay the costs of the proceedings including a reasonable attorney's fee. This resolution shall become effective immediately upon the date of adoption, and the assessment contained therein shall become due and payable after the mailing date of the notice of assessment. In the event that payment has not been received within 30 days after the mailing date of the notice of assessment (copy of the resolution), the village clerk shall record a certified copy of the resolution in the public records of the county which shall constitute a special assessment lien on the property, which shall become effective on the subject property to secure the actual costs of abatement, costs of inspection and administration, collection costs and a reasonable attorney's fee without further notice to the property owner. The lien upon the property shall be coequal with the lien of all state, county, district, and municipal taxes and shall have priority over all other liens and encumbrances, including mortgages. If the lien is not paid within 30 days of recording, the village may bring an action to foreclose the lien or take other action to enforce the lien. The lien shall continue in full force until discharge by payment or otherwise, until settled and released by the village manager.

At the time the village clerk mails the notice of assessment, the following notice shall also be mailed to the property owner in substantially the following form:

NOTICE OF LIEN

Date: _____

TO: _____

ADDRESS: _____

You are hereby advised that the Village of Palm Springs did on or about the _____ day of _____, 200____, abate the nuisance which was found to exist on your property. The nuisance was abated at a cost, including costs of inspection, administration and all other related costs, of \$_____. In accordance with the Code of Ordinances, if the required payment is not received within thirty (30) days of the date of mailing this notice of assessment, a lien shall be recorded against your property in the form of the attached resolution, and NO FURTHER NOTICE OF LIEN SHALL BE SENT PRIOR TO RECORDING A LIEN ON YOUR PROPERTY. Please take notice that the resolution, in addition to the original cost of the abatement, requires payment of interest at the legal rate and the cost of collection including a reasonable attorney's fee.

When the Village of Palm Springs has received payment for such lien, including the costs of recording the release, the Mayor or designee will execute a release to remove the lien from your property. The Village may enforce the assessment by either an action at law or foreclosure of the lien, which shall be foreclosed in the same manner as mortgages are foreclosed under State Law. In either type of action, the Village shall be entitled to interest at the legal rate from the date of assessment, collection costs and reasonable attorney's fees. SUCH LIENS SHALL BE COEQUAL WITH THE LIEN OF ALL STATE, COUNTY, DISTRICT AND GENERAL MUNICIPAL TAXES AND SHALL HAVE PRIORITY OVER ALL OTHER LIENS AND ENCUMBRANCES, INCLUDING MORTGAGES. The Village may also choose to assess this special assessment pursuant to section 197.3632, Florida Statutes.

Village of Palm Springs

By: _____
Village Clerk

- (j) Nothing in this part shall prevent the village from pursuing enforcement of this article through other processes, including, but not limited to, injunctive relief and damages as permitted by law.

(Ord. No. 2006-47, § 2, 11-9-2006; Ord. No. 2008-27, § 6, 11-13-2008)

Note(s)—See the editor's note to § 10-13.

ATTENTION OWNERS, AGENTS, CUSTODIANS, LESSEES
AND OCCUPANTS OF REAL PROPERTY WITHIN THE
VILLAGE OF PALM SPRINGS

You are hereby notified that you are required by law to cut and prevent the excessive accumulation of weeds, underbrush, grass or other dead and living plant life upon your improved property; to remove any trash, waste, rubble, debris, refuse, abandoned appliance, or other nocuous matter or condition located on any property owned, controlled or occupied by you in the Village of Palm Springs; and that upon your failure to do so, the Village of Palm Springs will institute nuisance abatement proceedings against your property and cause such nuisance to be abated. The cost of such abatement will constitute a special assessment lien against the property on which the nuisance is located. Such special assessment lien shall be co-equal with the lien of all state, county, district, and municipal taxes and superior in dignity to mortgages and all other liens, irrespective of the date of the recording of the municipal lien or the date of the recording of any mortgage or any other lien on real property. A failure to pay said lien, even such lien upon homesteaded property, may result in a loss of title to your property.

Kimberly Wynn, Village Clerk
Village of Palm Springs, Florida
Publish: March 24 and March 31, 2022



Village of Palm Springs

Executive Brief

AGENDA DATE: August 18, 2022

DEPARTMENT: Planning, Zoning & Building

ITEM #4: Approve Property Improvement Program (PIP) Matching Grant Awards - 34 Springdale Circle and 672 Springdale Circle

SUMMARY: The Village's Property Improvement Program (PIP) Committee is recommending approval of grant awards for two (2) property owners who have completed an improvement project to their property and filed the necessary documentation to receive matching grant funding under this program:

- Owner/Resident: Taylor J Barahona
- Address: 34 Springdale Circle
- Project: Replace mansard roof with Davinci Bellaforte
- Eligible (Project) Cost(s): \$7,281.25
- Matching Grant Award: \$3,640.63

- Owner/Resident: Gian Gastone Bertini
- Address: 672 Springdale Circle
- Project: Replaced mansard roof with Davinci Bellaforte
- Eligible (Project) Cost(s): \$8,266.25
- Matching Grant Award: \$4,133.13

The PIP Selection Committee met on October 29, 2021, and recommended approval of the grant awards (up to 50% or \$5,000). If approved by the Village Council, the awardees will be mailed their checks and may be acknowledged at a future Village Council meeting.

FISCAL IMPACT:

Funding to support the proposed awards is available within the FY22 Budget - General Fund.

ATTACHMENTS:

1. Property Improvement Grant Agreement - 34 Springdale Circle
2. 34 Springdale Circle - Before and After Photos
3. Property Improvement Grant Agreement - 672 Springdale Circle
4. 672 Springdale Circle - Before and After Photos



Village of Palm Springs

PROPERTY IMPROVEMENT GRANT AGREEMENT

THIS AGREEMENT is entered into this 29th day of October, 2021, by and between the VILLAGE OF PALM SPRINGS and Taylor J Barahona (Applicant).

WHEREAS, the Applicant has made application for a grant with the Village of Palm Springs under the Property Improvement Program for real property located at 34 Springdale Circle; and

WHEREAS, the Village of Palm Springs has approved said application.

IT IS HEREBY AGREED AS FOLLOWS:

- 1) Applicant agrees to rehabilitate the mansard roof with Davinci Bellaforte synthetic shakes or other property elements consistent with the application submitted to the Village, which is attached to the Agreement as Exhibit "A".
- 2) In consideration of same and upon satisfactory completion and submittal of appropriate receipts, as determined by the Village Land Development Director in his/her sole discretion, the Village will reimburse Applicant fifty percent (50%) of the total (eligible) project costs, in an amount not to exceed **\$3,640.63**. **In no event shall the Village's reimbursement costs exceed \$5,000.00.**
- 3) Applicant, its successors or assigns, agrees to complete all work, as described on Exhibit "A", and obtain a Certificate of Occupancy or other applicable document that shows 100% completion of the work within one year from the execution of this Agreement, as set forth above.
- 4) Applicant, its successors or assigns, agrees to maintain the improvements for a period of five (5) years from completion. Should applicant, its successors or assigns, fail to maintain said improvements for a period of five years, applicant, its successors or assigns, shall be obligated to reimburse the Village the full amount of grant funding contributed by the Village under paragraph 2 of this Agreement.
- 5) This agreement shall be governed by the Laws of the State of Florida and venue shall be in Palm Beach County.

IN WITNESS WHEREOF, the parties have executed this agreement on the date first stated above.

APPLICANT

BY: [Signature]
Print Name: Taylor Barahona

VILLAGE OF PALM SPRINGS

BY: [Signature]
Kim Glas-Castro, Assistant Village Manager

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me by means of ☒ physical presence or ☐ online notarization, this 17 day of November, 2021 by Taylor Barahona who is personally know to me, or who has produced FL DL as identification.

[Signature]
Notary Public





BEFORE



AFTER



Village of Palm Springs

PROPERTY IMPROVEMENT GRANT AGREEMENT

THIS AGREEMENT is entered into this 29th day of October, 2021, by and between the VILLAGE OF PALM SPRINGS and Gian Gastone Bertini (Applicant).

WHEREAS, the Applicant has made application for a grant with the Village of Palm Springs under the Property Improvement Program for real property located at 672 Springdale Circle; and

WHEREAS, the Village of Palm Springs has approved said application.

IT IS HEREBY AGREED AS FOLLOWS:

- 1) Applicant agrees to rehabilitate the mansard roof with Davinci Bellaforte synthetic shakes or other property elements consistent with the application submitted to the Village, which is attached to the Agreement as Exhibit "A".
- 2) In consideration of same and upon satisfactory completion and submittal of appropriate receipts, as determined by the Village Land Development Director in his/her sole discretion, the Village will reimburse Applicant fifty percent (50%) of the total (eligible) project costs, in an amount not to exceed \$4,133.13. In no event shall the Village's reimbursement costs exceed \$5,000.00.
- 3) Applicant, its successors or assigns, agrees to complete all work, as described on Exhibit "A", and obtain a Certificate of Occupancy or other applicable document that shows 100% completion of the work within one year from the execution of this Agreement, as set forth above.
- 4) Applicant, its successors or assigns, agrees to maintain the improvements for a period of five (5) years from completion. Should applicant, its successors or assigns, fail to maintain said improvements for a period of five years, applicant, its successors or assigns, shall be obligated to reimburse the Village the full amount of grant funding contributed by the Village under paragraph 2 of this Agreement.
- 5) This agreement shall be governed by the Laws of the State of Florida and venue shall be in Palm Beach County.

IN WITNESS WHEREOF, the parties have executed this agreement on the date first stated above.

APPLICANT

BY: *Gian Bertini*

Print Name: GIAN BERTINI

VILLAGE OF PALM SPRINGS

BY: *Kim Glas-Castro*

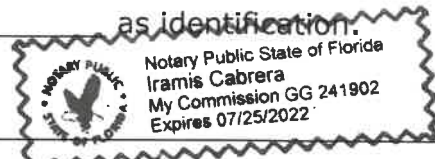
Kim Glas-Castro, Assistant Village Manager

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me by means of ☒ physical presence or ☐ online notarization, this 16 day of November, 2021 by Gian Gastone Bertini who is personally know to me, or who has produced FDH as identification.

Iramis Cabrera

Notary Public



My Commission Expires



BEFORE



AFTER



Village of Palm Springs

Executive Brief

AGENDA DATE: August 18, 2022

DEPARTMENT: Utilities

ITEM #5: Authorize Submersible Pump Purchase - Utilities Department (FY 2022 Budget Funded - Water & Sewer Enterprise Fund) - PSI Technologies, Inc. & Hudson Pump & Equipment.

SUMMARY: The Utilities Department must purchase submersible wastewater pumps to replace ten (10) aging pumps at various lift stations throughout the Village's utility service area. The pumps proposed to be replaced have recently experienced a significant increase in failures and inefficiency. By upgrading the pumps with new, more reliable, and higher efficiency pumps that are standardized across the Village, it is anticipated that the Village will experience considerable cost savings (as a result of reduced annual electricity costs, staff maintenance costs, etc.). Improved operational efficiencies that are expected will provide a higher quality of service for our utility customers.

Note: To ensure the lowest possible price and to standardize the types of pumps, accessories, and repair services utilized within our utility processes, the Village issued an Invitation to Bid (ITB) and awarded contracts to three (3) qualified vendors - PSI Technologies, Inc. (WILO), Hudson Pump & Equipment (Barnes), and Wastewater Solutions, LLC (Boesch) on June 9, 2022. This selection by the Village of Palm Springs was completed through a competitive selection process – Submersible Wastewater Pumps, Accessories, and Service (ITB #2022B-010 - March 31, 2022).

The Village agreed to each of the three vendors' terms, conditions, and pricing. The term of each contract is set to expire on June 9, 2025, with a renewal option to extend two additional one (1) year terms.

Through the existing agreement with PSI Technologies and Hudson Pump & Equipment, the staff was able to obtain the following proposed cost for the purchase of ten (10) submersible wastewater pumps:

<u>Item:</u>	<u>Amount:</u>
Fountainview LS (2 Pumps) PSI Technologies	\$11,444.00
McDonald's LS (2 Pumps) PSI Technologies	\$18,780.00
Marlboro Courts LS (2 Pumps) PSI Technologies	\$24,238.20
Palm Beach Townhomes LS (2 Pumps) Hudson Pumps	\$30,396.00
Springdale LS (2 Pumps) Hudson Pumps	\$43,860.00
<u>Total</u>	<u>\$128,718.20</u>

The approved FY 2022 Budget - Water & Sewer Fund included \$125,000 for the purchase of replacement lift station pumps.

The proposed quotes were prepared by PSI Technologies and Hudson Pump & Equipment and reviewed by the Utilities Supervisor, Utilities Superintendent, Assistant Utilities Director, and the Finance Director.

The Village has worked with the proposed vendors previously, and they have provided excellent service and quality products.

FISCAL IMPACT:

Funds to support the proposed purchase are available within the FY 2022 Budget - Water & Sewer Enterprise Fund. The Village will not expend more than the amount within the approved budget as it may be adopted/amended each year for these goods and services over the term of this contract.

ATTACHMENTS:

1. Marlboro Courts LS Quote - PSI Technologies, Inc.
2. Fountainview LS Quote - PSI Technologies, Inc.
3. McDonalds LS Quote - PSI Technologies, Inc.
4. Palm Beach Townhomes LS Quote - Hudson Pump & Equipment
5. Springdale LS Quote - Hudson Pump & Equipment
6. Fiscal Impact Chart - Submersible Water Pumps

Phone: 561-660-0022 Email: tom@psi-techinc.com

McDonalds WILO Pump Quotation

Company:	Village of Palm Springs Utilities	Date:	06-23-22
Contact:	Stephen Michlik	Quote#:	TK0620-2022
Street:	2400 Kirk Rd.	Quote Valid:	30 Days
CSZ:	Palm Springs Fl.	Terms:	30 Days
Phone:	561-403-9073	Shipping:	Included
Email:	smichlik@vpsfl.org	Prepared By:	Thomas Kalinski

Quantity	Description	Unit Price	Total Price
	Replacement for McDonalds lift station – Draw Down = 194 GPM Pressure – 12 PSI = 37' TDH Electrical = 230V/3PH		
2	WILO Submersible pump model # FA10.33-194/FK17.1-4/16Kex, Submersible Solids Handling Pump, 10.2 HP, 1750 rpm 230V / 3phase oil filled motor w/40' Power & Control Cable, 194mm impeller, includes SS Lifting Bail.	\$9,390.00	\$18,780.00
	Pump curve attached for reference		
	Lead Time / 4-6 weeks		
	Delivery Included		
	Total		\$18,780.00

Accepted By / Date: _____

'Quality Products, Professionally Applied, Exceptional Service and Support'



Customer :
Reference :

Pump Performance Datasheet

Wilco Quotation System 22.2.0

Item number	: 001	Size	: EMU FA10.33E with Motor
Service	:		FK17.1-4/16K-Ex
Quantity	: 1	Stages	: 1
Quote number	: 1085268	Based on curve number	: FA10.33E 1740
		Article Number	:
		Date last saved	: 22 Jun 2022 1:21 PM

Operating Conditions

Flow, rated	: 300.0 USgpm
Differential head / pressure, rated (requested)	: 40.00 ft
Differential head / pressure, rated (actual)	: 40.05 ft
Suction pressure, rated / max	: 0.00 / 0.00 psi.g
NPSH available, rated	: Ample
Site Supply Frequency	: 60 Hz

Performance

Speed criteria	: Synchronous
Speed, rated	: 1695 rpm
Impeller diameter, rated	: 7.64 in
Impeller diameter, maximum	: 9.80 in
Impeller diameter, minimum	: 7.64 in
Efficiency	: 69.65 %
NPSH required / margin required	: 6.20 / 0.00 ft
Ns (imp. eye flow) / Nss (imp. eye flow)	: 1,199 / 9,005 US Units
MCSF	: 97.41 USgpm
Head, maximum, rated diameter	: 60.58 ft
Head rise to shutoff	: 65.49 %
Flow, best eff. point	: 316.7 USgpm
Flow ratio, rated / BEP	: 94.72 %
Diameter ratio (rated / max)	: 77.91 %
Head ratio (rated dia / max dia)	: 48.50 %
Cq/Ch/Ce/Cn [ANSI/HI 9.6.7-2010]	: 1.00 / 1.00 / 1.00 / 1.00
Selection status	: Acceptable

Liquid

Liquid type	: Water
Additional liquid description	:
Solids Diameter, required / pump max	: 0.00 in / 3.10 in
Solids concentration, by volume	: 0.00 %
Temperature, max	: 68.00 deg F
Fluid density, rated / max	: 1.000 / 1.000 SG
Viscosity, rated	: 1.00 cP
Vapor pressure, rated	: 0.34 psi.a

Material

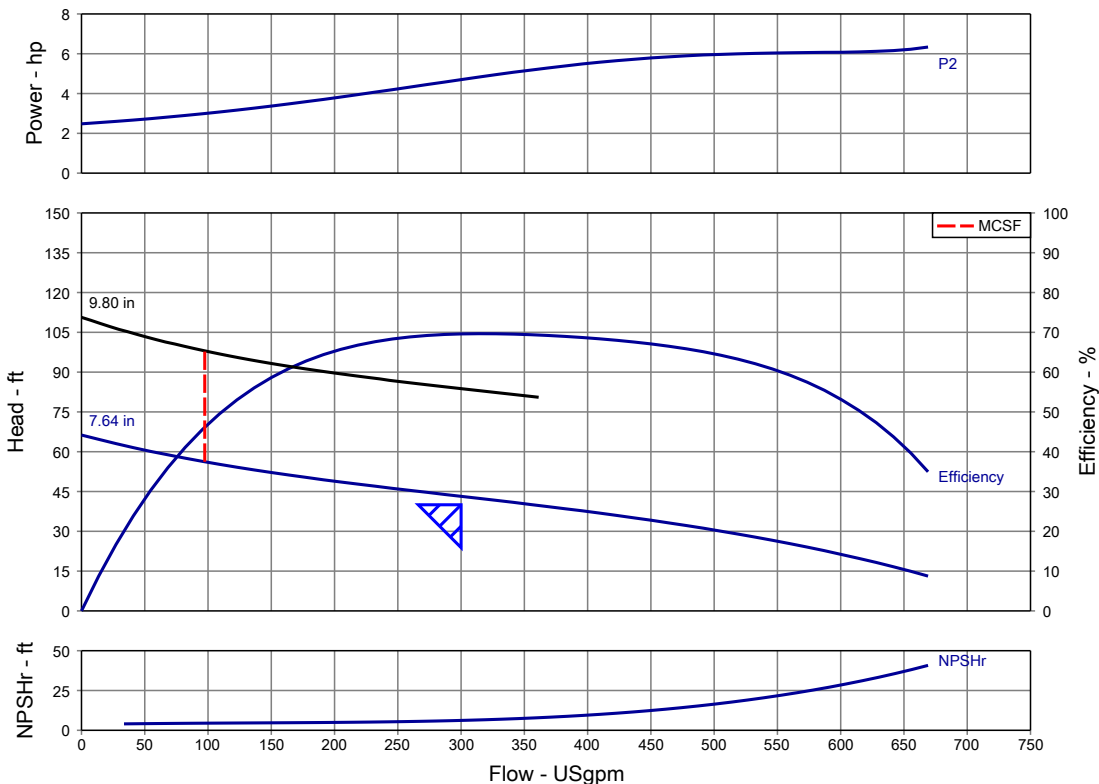
Material selected	: Standard
-------------------	------------

Pressure Data

Maximum working pressure	: 26.22 psi.g
Maximum allowable working pressure	: N/A
Maximum allowable suction pressure	: N/A
Hydrostatic test pressure	: N/A

Driver & Power Data (@Max density)

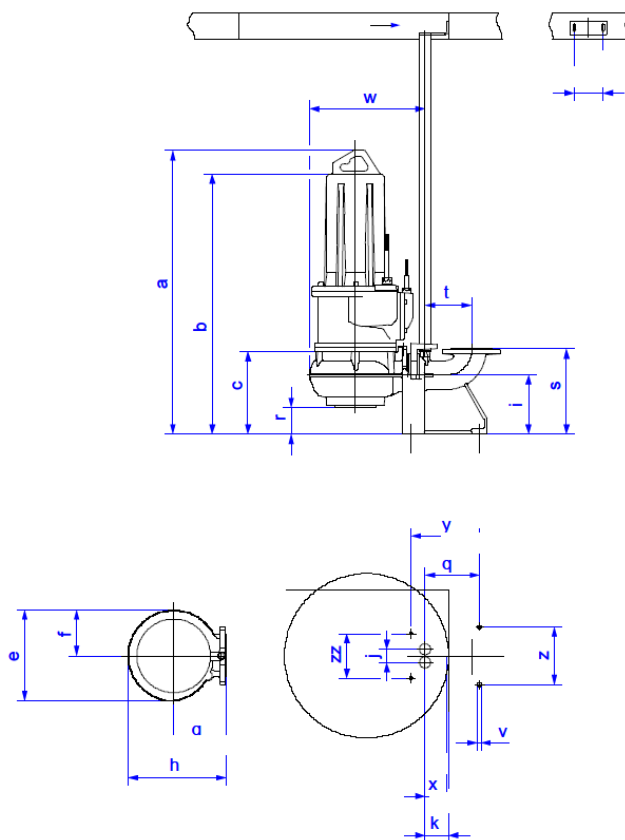
Driver sizing specification	: Maximum power
Margin over specification	: 0.00 %
Service factor	: 1.00
Power, hydraulic	: 3.03 hp
Power, rated	: 4.36 hp
Power, maximum, rated diameter	: 6.15 hp
Minimum recommended motor rating	: 10.20 hp / 7.61 kW



Construction Datasheet**EMU FA10.33E with
Motor FK17.1-4/16K-Ex**

Customer :			Quote Number : 1085268	
Customer Reference :			Pump Size : EMU FA10.33E with Motor FK17.1-4/16K-Ex	
Item Number : 001			Stages : 1	
Service :			Speed : 1695 rpm	
Quanity of Pumps : 1			Date Last Saved : 22 Jun 2022 1:21 PM	
Duty Point Data			Weights	
Flow : 300.0 USgpm			Weight of Pump End : 68.34 lb	
Head : 40.00 ft			Weight of Motor : 235.9 lb	
Shaft Power : 4.36 hp			Weight of Unit : 304.2 lb	
Pump Efficiency : 69.65 %				
Fluid : Water			Driver Information	
Speed : 1695 rpm			Motor Name : FK17.1-4/16K-Ex 10.2 HP	
Construction			Motor Voltage : 3/60/230V	
Installation Type : Wet Pit			Rated Power : 10.20 hp	
Free Passage : 3.10 in			Rated Speed : 1700 rpm	
Suction Port	Pressure Rating	PN10	Power Input with Rated Power (P1) : 13.01 hp	
	Rated Diameter	Size 3	Current Input with Rated Power (FLA) : 28.60 A	
	Standard	EN1092-2-S	Efficiency with Rated Power : 78.00 %	
Discharge Port	Pressure Rating	PN10	Cos Phi with Rated Power : 0.86	
	Rated Diameter	Size 4	Cos Phi with Starting Power : 0	
	Standard	EN1092-2-D	Starting Current, Direct Starting (LRA) : 138.00 A	
Materials			Starting Current, Star-Delta : 46.00 A	
Material Combination Code : 92			Starting Torque : 0.81 hp/100 rpm	
Pump Housing : Grey Cast Iron, ASTM A48 Class 35/40B			Inertia Moment : 0.26 lb.ft2	
Impeller : Grey Cast Iron, ASTM A536 Gr.80-55-06			Max. Fluid Temperature : 104.0 deg F	
Stationary Wear Ring : ANSI 304 CF8 / ASTM A351 Gr.CF8			Starts per Hour, Max. : 15	
Mobile Wear Ring : ANSI 329 (2205) / ANSI 329			Degree of Protection : IP 68	
Suction Port : -			Selected Explosion Protection : FM	

General Arrangement Drawing



Special Note

1. All weights and dimensions are approximate and should not be used as exact rough-in dimensions

WILO USA LLC
Tel: (888) 945-6872
Web: www.wilo-usa.com

Dimensions	
Well Type	Wet Pit
a	41.50
b	11.57
c	11.57
d	4.33
e	14.72
f	7.76
g	10.59
h	18.19
i	8.86
j	1.97
k	3.86
l	-
m	-
mm	-
n	-
o	-
p	-
q	8.11
r	5.16
s	12.80
t	6.93
v	0.53
w	20.75
x	3.54
y	10.24
z	8.66
zz	6.69

Dimensions		
Suction Port	Rated Diameter	Size 3
	Pressure Rating	PN10
Discharge Port	Rated Diameter	Size 4
	Pressure Rating	PN10
Certification Content		
Customer		
Customer P.O.		
Location		
Service		
Pump Size/Motor	EMU FA10.33E with Motor FK17.1-4/16K-Ex	
Article Number		
Item Number	001	
DRWN		
CHKD		
APVD		
EMU FA10.33E with Motor FK17.1-4/16K-Ex		REV



3524 Craftsman Boulevard • Lakeland, FL • 33803

Tel: (863) 665-7867 • **Fax:** (863) 666-5649

Municipal Division

Quote No: 062322CJ2-Revised
Company: Palm Springs, Village of
Location:
Attn: Stephen Michlik
Phone:
Fax:
Email: smichlik@vpsfl.org
From: Cathy Jackson/Larry Strickland

Date: 07/12/22
No. Pages: 1
Your No.:
Delivery: 8-10 weeks
Terms: N30
F.O.B.: Destination
Freight Included

Conditions of Service: Town Homes LS – Rated for 506GPM @ 61.4' TDH
Shut-off head approx. 80' TDH, run-out approx. 48' TDH

We are pleased to quote as follows:

Qty.	Description	Price Each	Extension
2	Barnes Model 4SCDG150N4 (142675-MBM) Sithe Chopper, 4" Discharge, Hydraulic Series G, 15Hp, 1750RPM, 3/60/208-230V, Ductile Iron Impeller trimmed to 225mm, Carbon/Ceramic Upper, Silcar/Silcar Lower Seal, 50' Power and Sensor Cord Set.	\$15,198.00	\$30,396.00
Quote Valid for 30 Days			

With the following notes:

1. Freight is Included.
2. Delivery: 8-10 weeks

Best Regards,

Cathy Jackson

HUDSON PUMP & EQUIPMENT

Phone: (863) 665-7867 **Fax:** (863) 666-5649 **E-mail:** cjackson@tencarva.com

Quoted By: Cathy Jackson



Pump & Equipment

A Division of Tencarva Machinery Company

Quote No: 081621LS1-Revision #3

Company: Village of Palm Springs

Location: Palm Springs

Attn: Stephen Michlik

From: Larry Strickland

3524 Craftsman Boulevard • Lakeland, FL • 33803

Tel: (863) 665-7867 • Fax: (863) 667-2951

Municipal Division

Date: 7/12/22

No. Pages: 1

Delivery: 8 weeks

F.O.B.: Destination

Freight: Delivered

Subject:

Replacement quote for existing Wilo 25hp pump located at Springdale Station.

We are pleased to quote as follows:

Qty.	Description:	Price Each	Extended
2	142672-MBM - Barnes 4SCDI25096, 4 inch discharge, hydraulic series I, 25 HP, 1150 rpm, 230 volt, 3 phase, impeller trimmed to 355mm, Impeller Material Ductile Iron, Carbon / Ceramic Upper, Sil Car / Sil Car Lower seal.	\$18,081.00	\$36,162.00
2	138319XF - ASSY,COMBINED POWER & SENSOR CORD,2GA,50', 230 volt.	\$3,849.00	\$7,698.00
TOTAL			\$43,860.00
Quote Valid for 30 Days/Taxes are Not Included			

Notes:

1. Please call with any questions.

Funds to support the proposed purchase are available within the FY 2022 Budget - Water & Sewer Enterprise Fund.

<u>Allocated/Estimated Project Funding</u>	<u>Amount</u>
FY 2022 Approved Budget - Replacement Pumps - Water & Sewer Enterprise Fund	\$125,000.00

<u>Expected Project Costs</u>	<u>Amount</u>
Proposed Project Request - Replacement Pumps - Water & Sewer Enterprise Fund	\$128,718.20

The Village will not expend more than the amount within the approved budget as it may be adopted/amended each year for these goods and services over the term of this contract.



Village of Palm Springs

Executive Brief

AGENDA DATE: August 18, 2022

DEPARTMENT: Utilities

ITEM #6: Presentation of the Septic to Sewer Conversion Study

SUMMARY: Mr. Tom Jenson, an engineer with Kimley-Horn & Associates, the Village's contracted engineer, will present the findings of the Septic to Sewer Conversion Study. This study will identify areas within the Village of Palm Springs Utility Service Area that is currently not served by our wastewater collection system, and present options to provide that service to those customers. This study was funded by a Community Planning Technical Assistance Grant from the Florida Department of Economic Opportunity.

FISCAL IMPACT:

There is no fiscal impact on this presentation.

ATTACHMENTS:

1. Septic to Sewer Assessment Presentation
2. Septic to Sewer Assessment Report

VILLAGE OF PALM SPRINGS SEPTIC TO SEWER ASSESSMENT REPORT



Kimley»»Horn

Kimley-Horn and Associates, Inc.

1920 Wekiva Way, Suite 200

West Palm Beach, FL 33411

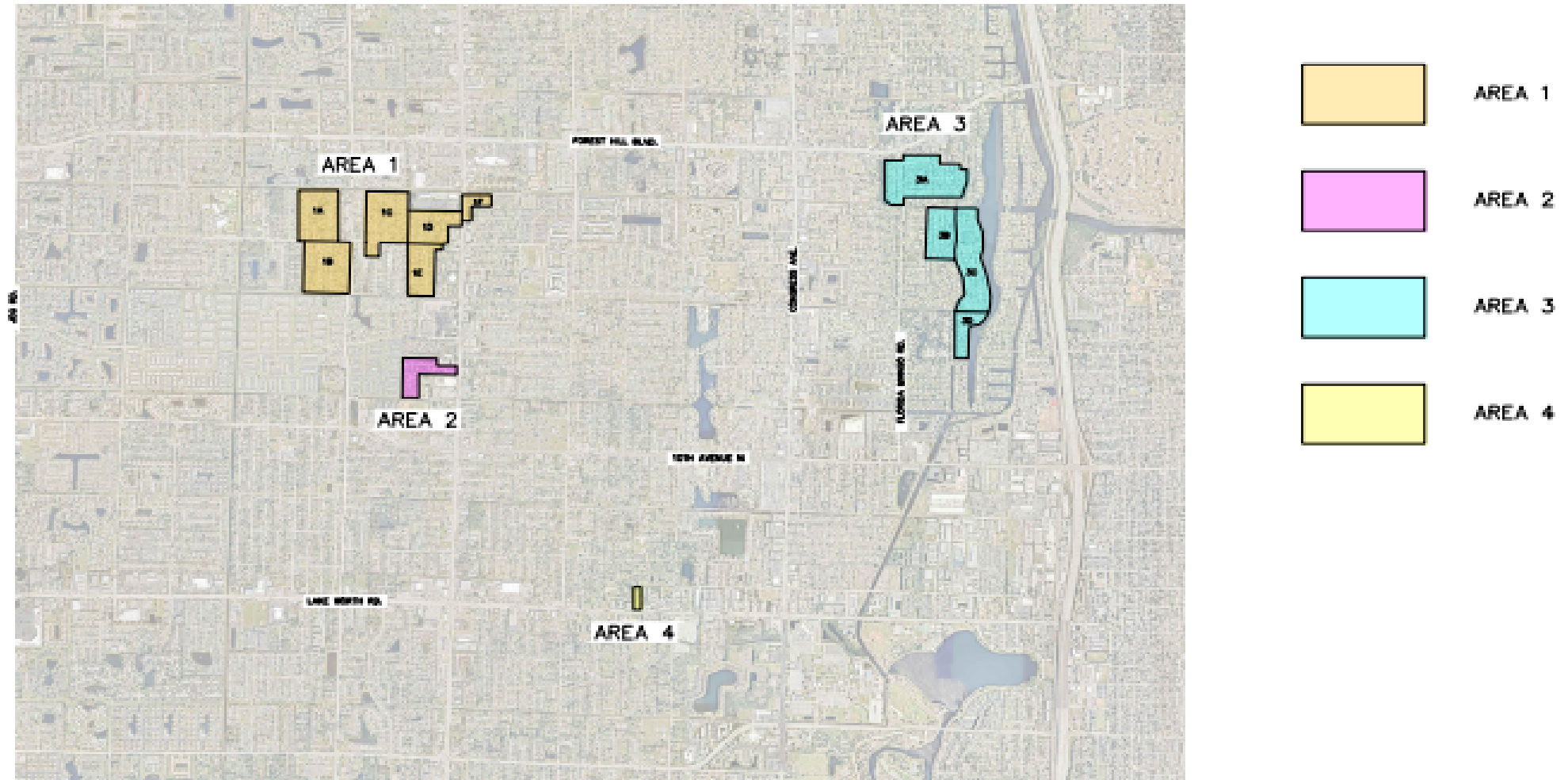
CA00000696

Kimley-Horn Project No. 140593008

Introduction

- In 2021, The Village recognized the need to evaluate four (4) septic tank areas more thoroughly.
- November 2021 the Village was awarded a grant from the Department of Economic opportunity to conduct a septic to sewer analysis.
- The goal of the analysis was to determine the extent of the septic tank usage, determine options for incorporation into the Village's current wastewater transmission system, identify a priority for the affected areas, and estimate costs for construction.

Current Septic Tank Areas



Design Considerations

Gravity Sewer

- Pros
 - Lower overall O&M costs
 - Higher dependability
 - More common and acceptable sewer system
- Cons
 - Higher installation costs
 - More intrusive construction
 - Permitting challenges

Low Pressure Sewer System (LPSS)

- Pros
 - “Easier” installation
 - Lower installation costs
- Cons
 - Additional facilities installed on residents’ property
 - May require electrical upgrades to homeowner panel
 - Higher consumer power to run pumps
 - Higher long-term maintenance
 - Ability to operate during power outages.

Estimate Project Costs

Area 1

Sub Area	Gravity Sewer Construction Cost	LPSS Construction Cost
1A	\$1,541,550.00	-
1B	\$2,366,975.00	-
1C	\$3,446,825.00	-
1D	\$1,371,400.00	-
1E	\$1,307,750.00	-
1F	\$190,300.00 (LPSS Only)	-
1A thru 1F	-	\$4,978,500.00
Totals (w/Engineering & Contingency)	\$14,314,720.00	\$6,720,975.00

Area 2

Sub Area	Gravity Sewer Construction Cost	LPSS Construction Cost
2	\$1,039,150.00	\$590,475.00
Totals (w/Engineering & Contingency)	\$1,454,810.00	\$797,141.25

Area 3

Sub Area	Gravity Sewer Construction Cost	LPSS Construction Cost
3A	\$3,461,150.00	-
3B	\$1,657,300.00	-
3C	\$3,082,675.00	-
3D	\$1,356,075.00	-
3A thru 3D	-	\$3,157,750.00
Totals (w/Engineering & Contingency)	\$13,380,080.00	\$4,262,962.50

Area 4

Sub Area	Gravity Sewer Construction Cost	LPSS Construction Cost
4	\$169,545.00	\$88,850.00
Totals (w/Engineering & Contingency)	\$237,363.00	\$119,947.50

Third Party Funding

- Federal Clean Water Act Grants(Department of Environmental Protection)
 - 40% required match
- Building Resilient Infrastructure and Communities (Federal Emergency Management Agency)
 - 75%/25% required match
- Public Works and Economic Adjustment Assistance Program (Economic Development Administration)
 - 50% required match
- Community Project Funding (Congress District 21) *not a grant
 - 0% required match
- Appropriations Project (Florida house of Representatives District 87) *not a grant
 - 0% required match
- Water Infrastructure Finance and Innovations Act (U.S. Environmental Protection Agency)
 - 51% required match



VILLAGE OF PALM SPRINGS SEPTIC TO SEWER ASSESSMENT REPORT

ADOPTED: TBD

Kimley»Horn

Kimley-Horn and Associates, Inc.
1920 Wekiva Way, Suite 200
West Palm Beach, FL 33411
CA00000696
Kimley-Horn Project No. 140593008

August 2022

Table of Contents

INTRODUCTION	4
DESIGN ASSUMPTIONS	5
CONCEPTUAL DESIGN OPTIONS.....	5
DESIGN AND CONSTRUCTION CONSIDERATIONS	7
PROJECT COSTS.....	11
CONCLUSIONS	15

Figures

1. Utility Service Area
2. Septic to Sewer Areas
3. Area 1
4. Area 2
5. Area 3
6. Area 4
7. Area 1 Engineer's Construction Cost Estimate
 - 7.1 Gravity Sewer Option
 - 7.2 LPSS Option
8. Area 2 Engineer's Construction Cost Estimate
 - 8.1 Gravity Sewer Option
 - 8.2 LPSS Option
9. Area 3 Engineer's Construction Cost Estimate
 - 9.1 Gravity Sewer Option
 - 9.2 LPSS Option
10. Area 4 Engineer's Construction Cost Estimate
 - 10.1 Gravity Sewer Option
 - 10.2 LPSS Option

Exhibits

1. Village Standard Manhole Details
2. Pump Station Design Guidelines
3. Pump Station Design Guidelines
4. Typical Dewatering Operation (Photo)
5. Typical Dewatering Operation (Photo)
6. Typical LPSS Residential Site Plan
7. Typical LPSS Electrical Components
8. Typical LPSS Residential Simplex Pump Station
9. Typical LPSS Commercial Simplex Pump Station
10. Typical Trench Width

Appendices

- A. DEO Grant Agreement
- B. Kimley-Horn Scope and Fee
- C. Village PO No. 165
- D. HRS Septic Area Confirmation

INTRODUCTION

In December 2018, Eckler Engineering completed a Wastewater Transmission System Model and Master Plan on behalf of the Village of Palm Springs (the “Village”). The report provided the Village with an analysis of present and future wastewater collection and transmission system needs, hydraulic modeling results, and recommended system improvements for meeting the needs of current and projected wastewater flows. The report identified four (4) areas within the Village service area that are currently not served by the Village’s collection system. These areas make use of on-site septic sewer systems. Refer to Figure 1 that shows the Village Corporate Boundaries and Utility Service Areas and Figure 2 that shows the four (4) on-site septic sewer system areas.

In 2021, the Village recognized the need to evaluate these four (4) septic tanks areas more thoroughly and commenced with evaluating grant options available to perform a Septic to Sewer System Analysis. The Village held discussions with Kimley-Horn’s in-house grant specialists to determine the best grant option for this analysis. It was determined that the Florida Department of Economic Opportunity (DEO) was the best option. The grant application was filed, and a grant was awarded in the amount of \$47,500.00. The Village executed the Grant Agreement in November 2021. Refer to Appendix A. The Kimley-Horn scope of services and fee that went along with the grant request is attached in Appendix B.

In January 2022, the Village issued a Purchase Order (No. 165), refer to Appendix C, authorizing Kimley-Horn to perform the Septic to Sewer Analysis. A kick-off meeting was held with the Village staff on March 15, 2022, to discuss the project and DEO requirements.

The following is a summary of tasks to be performed.

TASK 1 – Septic to Sewer System Analysis

- Determine the extent of the septic tank usage by reviewing local Building Department records, other VILLAGE files and Health Department/FDEP files.
- Determine VILLAGE off-site improvements necessary for the connection of the septic tank areas to a public sanitary sewer system.
- Perform site visits of the septic tank areas to determine feasibility of the proposed improvements

TASK 2 – Septic to Sewer Report

Upon completion of Task 1 above, the CONSULTANT will proceed with the development of the Septic to Sewer Report that delineates a road map for the VILLAGE to use in future planning and capital improvement options for the proposed improvements. The Report will be developed to address the following.

- Maps and Figures will be developed to delineate the septic tank areas.
- Development of service options for the septic tank areas, such as traditional gravity sewer, low pressure, and vacuum systems.
- Define off-site lift station additions/improvements along with the required force main extensions.
- Develop a phasing plan for the VILLAGE’S use in addressing future capital improvement costs.
- Provide a list of potential funding sources for the VILLAGE’S use.
- Development of Opinion of Probable Costs for each service option noted above.
- Prepare a Technical Report summarizing the CONSULTANT’S findings and recommendations, along with the maps and figures noted above

DESIGN ASSUMMPTIONS

Kimley-Horn conducted a site visit to the Village of Palm Springs project areas on May 11th and August 2nd, 2022, to review roadway conditions and overall site observations. Altogether, the four (4) areas add up to approximately 639 single family residences, 68 multi-family (duplexes) residences, and 8 commercial properties that reside on Public and privately owned streets in varying conditions. Several areas will require easements to construct the proposed infrastructure. A large percentage of those properties reside on publicly owned streets. Roughly one third of the area does not have visible stormwater infrastructure. Bodies of water such as canals and lakes are adjacent to the areas that were reviewed.

The following engineering design assumptions were made that were used in developing the conceptual design of each of the four (4) areas.

Average Wastewater Flow per SF Home	300 GPD/SF Home
Average Wastewater Flow per MF Home	250 GPD/MF Home
Average Wastewater Flow per Sq Ft	0.15 GPD/Sq Ft
8-inch gravity sewer slope	0.40 %
Minimum manhole depth	4ft (4.5ft was used when homes were set back)
Drop thru each manhole	0.10ft
Force main velocities (Min/Max)	2.5fps/5fps
LPSS peaking factor	4.0
Lift Station peaking factor	3.5
Single or Double sewer service lateral	Varies, depending upon septic tank location

CONCEPTUAL DESIGN OPTIONS

For a municipal wastewater collection system, there are three (3) viable design options for the Village's consideration in serving the four (4) areas with wastewater service. Traditionally, gravity sewer is typically the design option that most utilities and communities prefer. In most new communities it is standard.

However, within an existing community, it is common practice to consider different options to be used for wastewater service, that weigh cost, convenience, constructability, impacts to residents and serviceability. The design options are traditional gravity sewer, a low-pressure sewer system and a vacuum sewer system. Note that the Village does have three (3) areas that are served by vacuum sewer. Over the years, the Village has experienced reliability issues and increased maintenance costs. They also found that the initial capital installation costs were higher than the other two options. Due to this, the Village does not want to consider vacuum sewers as an option in this analysis. This report, therefore, addresses these considerations using only two (2) design options, gravity sewer and low-pressure sewer systems.

Gravity Sewer System

The use of gravity sewers is one option being considered by the Village. A Gravity Sewer System uses a downward sloped underground piping system to collect wastewater, with manholes spaced no more than 400 feet apart. This difference in elevation (the required pipe slope varies per the pipe diameter and is regulated by the State) allows the wastewater to flow between the manholes. Homes or businesses

connect to the gravity sewer system by a sanitary sewer lateral installed from the home/business to the gravity sewer system in the street. The gravity sewer system will flow into a lift station wetwell that will pump the wastewater downstream, either to another gravity sewer system or directly into a wastewater force main, that will ultimately transmit the wastewater to the regional wastewater treatment facility. The concrete manholes allow for access for inspection, maintenance, and repair. Refer to Exhibit 1 (Village Standard Manhole Details) and Exhibit 2 and 3 (Village Standard Pump Design Guidelines).

In the case of the Village, each property owner would be responsible for abandoning their on-site septic tank(s) and installing a sanitary sewer lateral from their house connection to the street for connection to the gravity sewer system.

The installation of gravity sewers within an existing community is extremely disruptive, time intensive, and costly. Typically, the construction methods include having an on-site large excavator for digging the trenches, loaders to move excavated material and pipe, dump trucks for hauling material in/out of the communities, and several support vehicles. In addition, the contractor will need to manage the groundwater within the excavations by “drying up” or dewatering the area so that the manholes and gravity sewer pipe can be installed in a dry trench. The dewatering system pumps run off on-site diesel generators that run around the clock, seven days per week, causing noise issues. A typical dewatering operation is shown within Exhibit 4 and 5.

Depending upon the location and the area internal neighborhood road network, traffic movement can be of a concern and limited depending upon the construction activity, as there could be periods where traffic movement is limited to only emergency vehicles. The traffic movement is impacted by the trench width that varies with the depth of the gravity sewer, as shown within Exhibit 10.

Low Pressure Sewer System

Another option for consideration is a low-pressure sewer system or LPSS. For a LPSS, each resident would have a small below grade pump station installed adjacent to their house, typically next to their garage or carport. This on-site residential pump station would pump out through a small diameter force main to a common force main header that would be installed out in the public right of way in front of their house. This common force main header would ultimately discharge to a nearby gravity sewer, lift station or force main.

The installation of a LPSS in an existing community is less disruptive than the installation of a gravity sewer system. The small pipe diameter LPSS force main can be directional drilled or trenched in. This also lessens the disruption of existing driveways, where the LPSS force main can be bored or jetted under the driveways.

Each property owner would be responsible for the installation of the small pump station on their property, electrical hook ups, plumbing hookups and installing the LPSS force main out to the street for connection to the common force main header. Refer to Exhibit 6 which shows a typical plan schematic of a LPSS on a residential property and the location of the LPSS common force main header in the street, and Exhibit 7 for the typical electrical components, Exhibit 8 for a typical residential simplex pump station and Exhibit 9 for a typical commercial duplex pump station. Each property owner would still have the responsibility of abandoning their on-site septic tank(s). With some residential homes being built in the mid-1950s, their electrical panel may require an upgrade to connect with the LPSS system which would be a costly addition to the homeowners.

In addition, the Village is not equipped to maintain these on-site pump stations, or can they provide emergency generator hookups during power outages, a serious concern that property owners would have. Some municipalities with several LPSS configurations will have the property owner assign ownership and maintenance of the small pump station back to the utility, along with maintaining adequate portable generators in-house, and staff, to drive around to pump down the pump stations during power outages.

DESIGN AND CONSTRUCTION CONSIDERATIONS

Project Area Improvements

As shown in Figure 2, the known septic to sewer areas is defined within four (4) distinct areas. Two of the project areas are broken into sub areas, or phasing areas, to facilitate construction funding and to minimize impact to the residents. Area 1 has six (6) sub areas (A thru F), and Area 3 has four (4) sub areas (A thru D). The gravity sewer design concept option for each area is shown in Figures 3 thru 6. Note that the LPSS design concept option is not shown in a Figure due to the simplicity of the system being a single small diameter LPSS force main that will run down one side of each street, with connection (discharge) to an existing manhole or force main.

The following is a summary of each Project Area.

- Area 1 (Refer to Figure 3)
 - Sub Area 1A
This area lies north of Purdy Lane, consisting of Laura Lane, Bennie Lane, and Bonnie Drive. Note that Bennie Lane and Bonnie Drive are both private roadways. Note that Bennie is very rural with more storage on the properties than residences. For that reason, a LPSS is recommended to serve to the two (2) existing homes. The gravity sewer or the LPSS option would tie into the Village's existing Pump Station No. 14, that will require upgrades to handle the new flows.
 - Sub Area 1B
This area lies south of Purdy Lane, consisting of Pinecrest Court, Taylor Lane, Pine Way Drive, Pinewood Lane, and Utzinger Drive. This area also includes homes along Haverhill Road, between Purdy Lane and the LWDD Canal. Installation of gravity to serve those homes would be costly, so a LPSS is proposed for that area. Only Pinewood Drive is public, all other roads are private, requiring an easement. Like Sub Area 1A, all flow would go to the Village's existing Pump Station No. 14.
 - Sub Area 1C
This area lies north of Purdy Lane and east of Haverhill Road, consisting of 49th Avenue South, West Carol Circle, East Carol Circle and Trinidad Court. Note that 49th Avenue South is private, requiring an easement. For a gravity sewer option, a proposed lift is required (this station will serve all 1C, 1D, and 1E) that could be constructed at the NE corner of Trinidad Court and Purdy Lane where a widened right of way exists. The force main could connect to a Village 4-inch force main at Purdy Lane and West Carol Circle. The LPSS option force main would connect at the same location.
 - Sub Area 1D

This area lies north of Purdy Lane and west of Military Trail, consisting West and East Palma Circle, Acacia Lane and 49th Terrace South (a private road requiring an easement). For the area consisting of Acacia Lane and 49th Terrace, a LPSS is being recommended due to the cost of a gravity sewer system in this area

- Sub Area 1E

This area lies just south of Sub Area 1D, on the south side of Purdy Lane, consisting of Sunset Drive and Sunrise Drive, both public roadways. Road that is private, requiring an easement. The gravity sewer option would connect to the proposed gravity sewer in Purdy Lane that would be installed to serve Sub Area 1D and 1F. The LPSS option would connect to an existing Village 4-inch force main in Purdy Lane.

- Sub Area 1F

This area lies east of Military Trail, south of Canal 8 Road, consisting of Griffin Square, a public road. For only six (6) homes, a gravity sewer system is not cost effective, especially since this area will require its own lift station. For that reason, a LPSS is recommended. The off-site LPSS force main would be routed to connect to the Village's existing Pump Station No. 44 that is on Beech Drive.

- Area 2 (Refer to Figure 4)

This area consists of two (2) streets, Kelly Drive and 47th Avenue South, just west of Military Trail. Both streets are public rights of way. Access to the Village sewer system will be an adjacent 6-inch force main, from Pump Station No. 08, that runs along the west side of this area along the LWDD Canal. Since the two streets are not contiguous, separate gravity sewer systems are required, each with their own lift station (with the low flows, grinder pump stations are proposed) that could be connected to the existing 6" force main. For the LPSS option, the LPSS force would connect to the existing 6-inch force main noted above. Within Kelly Drive, there is one (1) commercial property and six (6) duplexes that will require a duplex LPSS pump station.

- Area 3 (Refer to Figure 5)

As noted, this area has four (4) sub areas, all residential, as described below, all within the Town of Lake Clarke Shores.

- Sub Area 3A

This area borders Florida Mango Road, consisting of Meadow Court, Barbados Road, Antiqua Road, Laurel Lane and Clarke Road. To serve this area with gravity sewer, a single lift station is proposed along Florida Mango Road, between Antiqua Road and Laurel Lane. For a LPSS, the force main would tie into an existing Village 24-inch force main in Florida Mango Road.

- Sub Area 3B

This area is just south of the LWDD Canal L-8, and consists of Arlington Drive, Clarke Road, Palm Road and Palm Terrace. For a gravity sewer system, a proposed lift station would be required at the end of Palm Terrace, connecting to an existing Village 24-inch force main that runs behind the homes of Palm Road. For a LPSS, the force main would connect to this same force main.

- Sub Area 3C

This area lies just east of Sub Area 3B, consisting of Edgewater Drive, West Lake Drive and Langford Drive. A gravity sewer system in this area will require a lift station, and currently the

only location is a privately held 2-acre tract along West Lake Drive. If an easement could not be acquired, a LPSS configuration will be available.

- Sub Area 3D

This area lies south of LWDD Canal L-9, consisting of Wagner Circle and West Lake Drive. This area will require a proposed lift station for the gravity sewer option and a force main extension that would connect to a Village existing 18-inch in Florida Mango Road. The proposed lift station and force main (for the gravity sewer or LPSS option) will require an easement from the Wellesley at Lake Clarke Shores development.

- Area 4 (Refer to Figure 6)

The area consists of a single street (Adcock Lane) of residential homes. Adcock Lane is a private roadway that will require utility easements for installation and maintenance. The Village has an existing gravity sewer main within the right of way of Lake Worth Road that either a proposed gravity sewer main (require a doghouse manhole to be installed on existing gravity sewer main) could be connected to, or a LPSS force main could be routed to an existing manhole just east of Adcock Lane. The projected flows from this area are so low that the Village's existing Pump Station, PS-48, would not require an upgrade.

Permitting

This project will entail the submittal and approval of several permitting agencies. Those permits anticipated are as follows.

Permitting Agencies	Permits
Palm Beach County Health Department	Notification / Application for Constructing a Domestic Wastewater Collection/Transmission System
Florida Department of Environmental Protection	Environmental Resource Permit
South Florida Water Management District	Dewatering General Use Permit
Lake Worth Drainage District	Right of Way Permit
Florida Department of Transportation	Utility Right of Way Permit
Palm Beach County Engineering/Roadway	Utility Right of Way Permit
Village of Palm Springs	Public Works Right of Way Permit/Approval
Town of Lake Clarke Shores	Public Works Right of Way Permit/Approval

Geotechnical Findings

This report did not include any geotechnical analysis, that should be performed during the during phase, especially for the gravity sewer option. This analysis will assist in determining if any unsuitable material could be encountered within the project areas and will define the groundwater depths and soil types that be encountered. A typical trench width that could occur in the project areas is attached as Exhibit 10. This detail will give the Village an idea of the top trench width. Note that for gravity sewer installations, the contractor will make use of a trench box, shown on the detail, to help hold up the excavated trench side walls. Contractors have various types of trench box styles and sizes, but what is shown is typical.

Dewatering

To maintain the excavations and install the gravity sewers at the proposed depths and slopes, dewatering of the area around the construction zone is imperative to achieve a dry trench condition. Piping installed in wet trenches often cannot be properly bedded or cannot be placed at the proper slope, both of which result in long term maintenance challenges. In South Florida, with the groundwater table being high, dewatering will be required throughout the project duration for gravity sewer installation. The dewatering operation is typically a 16-to-24-hour seven day per week operation to maintain groundwater levels for construction purposes. The Village residents will need to be aware that dewatering operations will result in noise impacts and considerable inconveniences in the handling of the dewatering waters due to the temporary piping that is required for the discharge of the dewatering waters.

Handling of the dewatering waters can sometimes slow the construction progress and prolong the construction timeframe. The anticipated slower than normal construction operations is also impacted by the inability to discharge the dewatering waters timely, in a nearby area and efficiently. Typical discharge locations are drainage systems, swale system that could act as a filtration/buffering system prior to discharge or canals.

The regulatory agencies, South Florida Water Management District (SFWMD) and the Florida Department of Environmental Protection (FDEP) do have special exceptions that could be considered if the activity or discharge is “clearly in the public interest”. The abandonment of on-site septic systems and installation of a municipal type of wastewater system could fall into the category of being clearly in the public interest.

The above means and methods stated are predicated upon the regulatory agencies issuing a permit for the work. We believe what is outlined above is permissible and advise further discussions with them and ultimately making an application early in the process to confirm viability prior to bidding.

One final note on this topic, is the consideration on the impact of dewatering on any private irrigation wells that may exist within the project areas or that are adjacent to the project areas to ensure the irrigation wells are not impacted by the dewatering operations. Typically, once the irrigation wells are identified, they are setup for periodic testing during construction to ensure the quality of the well water is not unacceptably impacted by the dewatering operations.

PROJECT COSTS

The following is a summary of the estimated construction costs of the four (4) Areas. The detailed costs estimate is shown in Figures 7 thru 10.

Area 1

Sub Area	Gravity Sewer Construction Cost	LPSS Construction Cost
1A	\$1,541,550.00	-
1B	\$2,366,975.00	-
1C	\$3,446,825.00	-
1D	\$1,371,400.00	-
1E	\$1,307,750.00	-
1F	\$190,300.00 (LPSS Only)	-
1A thru 1F	-	\$4,978,500.00
Totals (w/Engineering & Contingency)	\$14,314,720.00	\$6,720,975.00

Area 2

Sub Area	Gravity Sewer Construction Cost	LPSS Construction Cost
2	\$1,039,150.00	\$590,475.00
Totals (w/Engineering & Contingency)	\$1,454,810.00	\$797,141.25

Area 3

Sub Area	Gravity Sewer Construction Cost	LPSS Construction Cost
3A	\$3,461,150.00	-
3B	\$1,657,300.00	-
3C	\$3,082,675.00	-
3D	\$1,356,075.00	-
3A thru 3D	-	\$3,157,750.00
Totals (w/Engineering & Contingency)	\$13,380,080.00	\$4,262,962.50

Area 4

Sub Area	Gravity Sewer Construction Cost	LPSS Construction Cost
4	\$169,545.00	\$88,850.00
Totals (w/Engineering & Contingency)	\$237,363.00	\$119,947.50

THIRD PARTY FUNDING SOURCES

Funding opportunities for this project may come from multiple sources. As of the date of this report, the following sources have been identified as possible alternatives. Each should be reconsidered at the time planning and implementation is ready as requirements from the funding agency may have changed.

Federal Clean Water Act Section 319(h) Grants

Agency:	Florida Department of Environmental Protection
Funding Maximum:	TBD
Required Match:	40%
Date Open:	Rolling Deadline
Due Date:	Reviews are twice a year in March/April and September/October (Applications due 60 days prior to review timeframes)
Grant Priorities:	Water and Sewer type projects that demonstrate environmental Improvements.

Building Resilient Infrastructure and Communities (BRIC)

Agency:	Federal Emergency Management Agency (FEMA)
Funding Maximum:	State - \$1M / Federal (Construction) - \$50M
Required Match: State:	75% / 25%
Date Open:	Fall 2022
Due Date:	to State November 2022/ State to FEMA January 2023
Grant Priorities:	• Capability- and Capacity-Building Activities: Enhance the knowledge, skills, and expertise of the current workforce to expand or improve the administration of mitigation assistance. • Mitigation Projects: Designed to increase resilience and public safety; reduce injuries and loss of life; and reduce damage and destruction to property, critical services, facilities, and infrastructure. • Expanded Eligibility: Project scoping, building code activities, pre-award costs.

Public Works and Economic Adjustment Assistance Program

Agency:	Economic Development Administration (EDA)
Funding Maximum:	\$30M
Required Match:	50%
Date Open:	Rolling deadline
Due Date:	Rolling deadline
Grant Priorities:	• EDA solicits applications from applicants to provide investments that support construction, non-construction, planning, technical assistance, and revolving loan fund projects under EDA's Public Works program and Economic Adjustment Assistance program. • Requires applicant meet economic distress criteria: (i) unemployment rate for last 24-month period is 1% higher than national average (Bureau of Labor Statistics); (ii) per capita income 80% or less the national average (based on latest American Community Survey data); (iii) qualifies as Special Need as determined by EDA (see Notice of Funding).

Community Project Funding (CPF) Requests

Agency: Congress District 21
Funding Maximum: TBD (FY 23 awarded amounts ranged from \$325,000 - \$50M)
Required Match: 0%
Date Open: TBD
Due Date: TBD
Funding Priorities:

- This is not a grant. Request must be submitted to congressional district for Palm Springs for consideration by District Congressperson.
- Community Project Funding (CPF) will allow Congress to fund projects that will make a real difference in the lives of our constituents.
- Each congressman may request up to 15 CPF's be funded across 12 different appropriations bills. Only non-profits and government entities are eligible for funding. Projects should show broad community support (letters from local legislatures, resolution from local government, local plans, press articles highlighting need).

Appropriations Project

Agency: Florida House of Representatives District 87
Funding Maximum: TBD (FY 23 awarded amounts in the Natural Resources/Environment/Growth Management/Transportation section ranged from \$100,000 - \$5M)
Required Match: 0%
Date Open: Rolling deadline
Due Date: November 15, 2022
Funding Priorities:

- This is not a grant. Must be submitted to / sponsored by member of the Florida House of Representatives.
- Fund a specific item/project for:
 - A local government, private entity, or privately operated program.
 - A specific Transportation facility not part of Department of Transportation's (DOT) 5-year work program
 - An education fixed capital outlay project

Drinking Water State Revolving Fund (DWSRF) Program

Agency: Florida Department of Environmental Protection (FDEM)
Funding Maximum: TBD (recent awarded amounts ranged from \$100,000 - \$18M, going as high as \$52M)
Required Match: N/A
Date Open: Rolling deadline
Due Date: Rolling deadline
Funding Priorities:

- The DWSRF Program provides low-interest loans to eligible entities for planning, designing, and constructing public water facilities under Chapter 62-552, F.A.C. The department receives

requests for funding throughout the year. The information is used to establish the project priority list for the following annual cycle.

- Funds are made available for Planning Loans, Design Loans, and Construction Loans.

Clean Water State Revolving Fund (CWSRF) Program Agency: Florida Department of Environmental Protection (FDEM)

Funding Maximum: TBD (recent awarded amounts ranged from \$100,000 - \$18M, going as high as \$52M)

Required Match: N/A

Date Open: Rolling deadline

Due Date: Rolling deadline

Funding Priorities:

- The CWSRF Program provides low-interest loans for planning, designing, and constructing water pollution control facilities under Chapter 62-503, F.A.C. The department receives requests for funding throughout the year for wastewater, stormwater, and certain energy and other types of projects. The information gathered in the request is used to establish project priorities for listing projects in order of priority for funding at the beginning of each fiscal year and each quarter, thereafter, as funds are available.
- Funds are made available for Planning Loans, Design Loans, and Construction Loans.

Water Infrastructure Finance and Innovation Act (WIFIA)

Agency: U.S. Environmental Protection Agency (EPA)

Funding Maximum: Maximum: 49% of eligible project costs.
Total federal assistance may not exceed 80% of projects eligible costs.

Required Match: 51%

Date Open: 9/6/2022

Due Date: Rolling deadline

Funding Priorities:

- The Water Infrastructure Finance and Innovation Act of 2014 (WIFIA) established the WIFIA program, a federal credit program administered by EPA for eligible water and wastewater infrastructure projects.
- The maximum final maturity date from substantial completion of the project is 35 years. Payments may be deferred up to 5 years after the project's substantial completion.
- NEPA, Davis-Bacon, American Iron and Steel, Build America, Buy America Act, and all other federal provisions apply.
- A Letter of Interest may be submitted beginning September 6, 2022. EPA will invite applicants to apply after review of the Letter of Interest. Selection criteria include Project Readiness, Borrower Creditworthiness and Project Impact.

CONCLUSIONS

This report identified two (2) acceptable means for providing long term municipal wastewater service to the four (4) septic to sewer areas, Gravity Sewer and Low-Pressure Sewer Systems. Each system has associated with its pros and cons which are identified below;

Gravity Sewer	
Pros	Lower overall O&M costs
	A more common and acceptable sewer system
	Higher dependability/serviceability
Cons	Higher installation costs
	Construction is more intrusive and time intensive
	Dewatering challenges
	Permitting challenges/compliance during construction
LPSS	
Pros	Installation is quicker / “easier”, far less intrusive
	Lower installation costs
Cons	Additional facilities installed on residents’ property
	Required homeowner electrical panel upgrades
	Higher consumer power cost to run pumps
	Higher long-term maintenance by Resident/Village for Residential Pump Stations
	Ability to operate during power outages

As noted above, there are some significant cons related to the Gravity Sewer System. Permitting and dewatering activities, along with regulatory compliance issues during construction of the gravity sewer system, will be a significant challenge. Based upon conversations with the regulatory agencies, the projects are permissible. From experience, we see the dewatering, associated water quality, and locations for an acceptable outfall to be the biggest challenge, while meeting regulatory criteria and maintaining local traffic. This is one of the main reasons why gravity sewer systems are so intrusive. In contrast, with a LPSS, very limited or no dewatering at all ever needed.

The second biggest challenge associated with a Gravity Sewer System will be the impacts to residents during construction. The trench depth, trench width and dewatering header for a deep gravity sewer installation will consume most, if not all, of the existing right-of-way resulting in inconvenience to residents, increased time for construction and additional restoration compared with a LPSS. This is exacerbated by the narrow right of ways within the project areas which will likely result in local road closures and detours during the gravity sewer installation. Most of the roadways are dead end streets, requiring residents to park at the entrances to their neighborhoods and walk to their homes on some days. The LPSS will provide far less aggravation and inconvenience for the residents during construction due to the ease of installing the small diameter pipe throughout the project area which will minimize the impacts to rights-of-way due to the less intrusive construction methods, resulting in far less time and

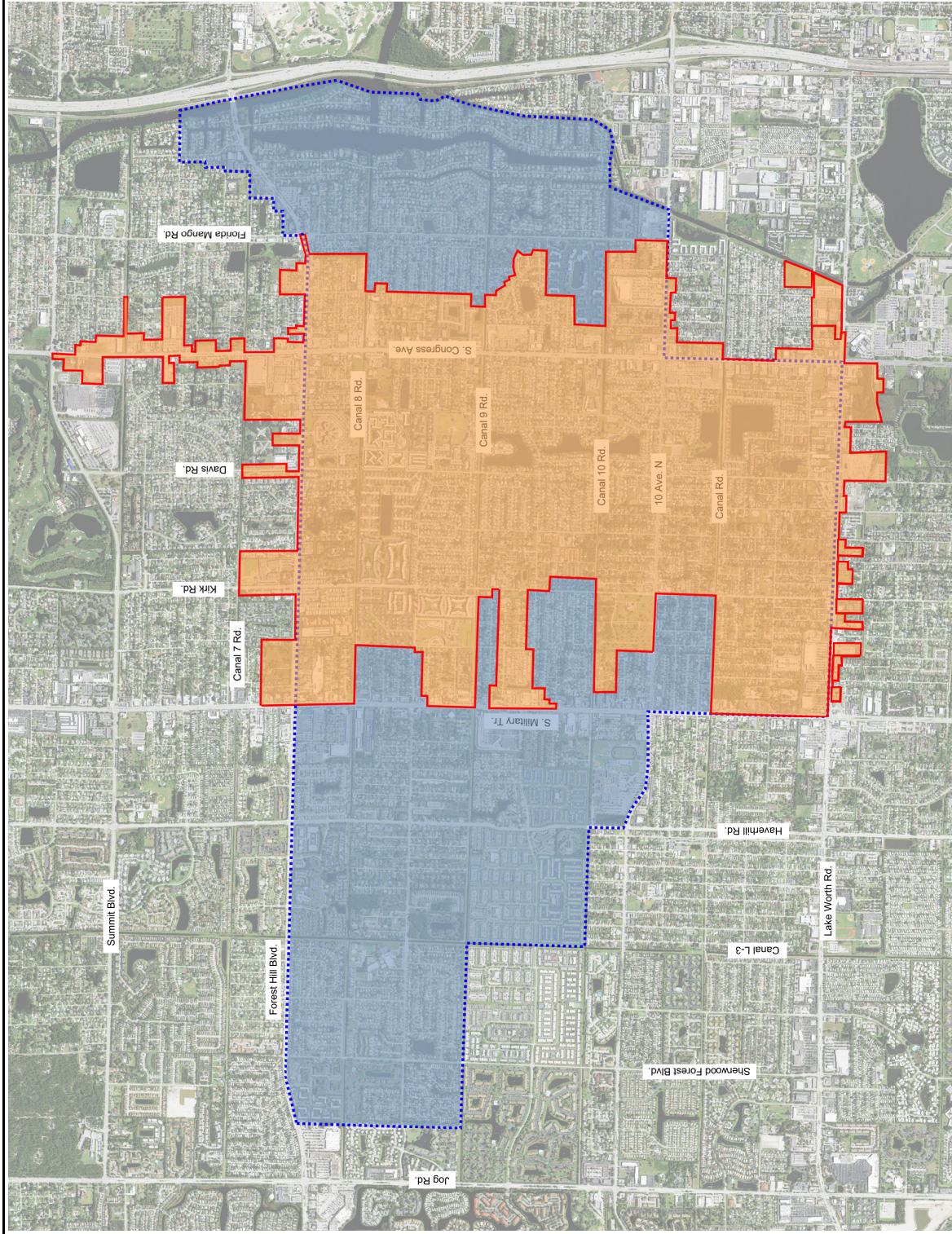
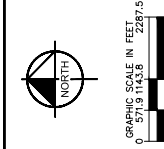
expense for construction and restoration and far fewer instances of road closures and detours. But a LPSS comes with other concerns, such as who maintains the on-site pump station, emergency power concerns during power outages and the ability for the property to provide electrical service.

Finally, aside from permitting, constructability issues and impacts during construction, a gravity sewer installation will be significantly more expensive than a LPSS. Based upon our estimates, provided herein, the total gravity sewer option for all four (4) areas is \$29,386,973.00, while the LPSS option for all four (4) areas is \$11,901,025.75. With approximately 715 connections to be made, this equates to \$41,100.66 per connection for the gravity sewer option and \$16,644.79 per connection for LPSS option. While it is acknowledged that a LPSS will have higher long term maintenance requirements than a gravity sewer system, the Village will need to review their ability to accept all maintenance responsibility for the residential low pressure pumping units once they are installed by the homeowner.

It should be noted, that over the past 30-months, the costs of utility infrastructure have risen at a much higher rate than the cost inflation. In most cases, we have seen increases of 30 to 40% which is the driver in the costs of this septic to sewer analysis outlined herein. And it's not only the higher costs, the availability of pipe and associated appurtenances delay the start of projects typically anywhere from 6 to 9 months. And currently, we have not seen a slowdown in the price uncertainty, as several contractors and vendors advise us that price quotes from suppliers are typically held for only ten (10) days due to the market uncertainty.

All of this makes it a challenge to make infrastructure improvements like this septic to sewer project. The only way to make a project of this size work for the Village and its community, is by breaking the areas down into smaller more manageable sizes and extend the improvements out over several years. It is also advisable that one or several of the Third-Party Funding Sources noted above be pursued to lessen or eliminate the financial burden on the Village.

FIGURES

[illegible]

Kimley»»Horn

KHA PROJECT 140593008
DATE AUG 2022
SCALE AS SHOWN
DESIGNED BY TCJ
DRAWN BY LB
CHECKED BY TCJ

VILLAGE OF PALM SPRINGS
SEPTIC TO SEWER ANALYSIS
PREPARED FOR
VILLAGE OF PALM SPRINGS
PALM SPRINGS, FLORIDA



VILLAGE OF PALM SPRINGS
UTILITY SERVICE AREA

[illegible]

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1920 MEKIVA WAY SUITE 200, WEST PALM BEACH, FL 33411
PHONE: 561-845-0665 FAX: 561-863-8175
WWW.KIMLEY-HORN.COM
REGISTRY NO. 696

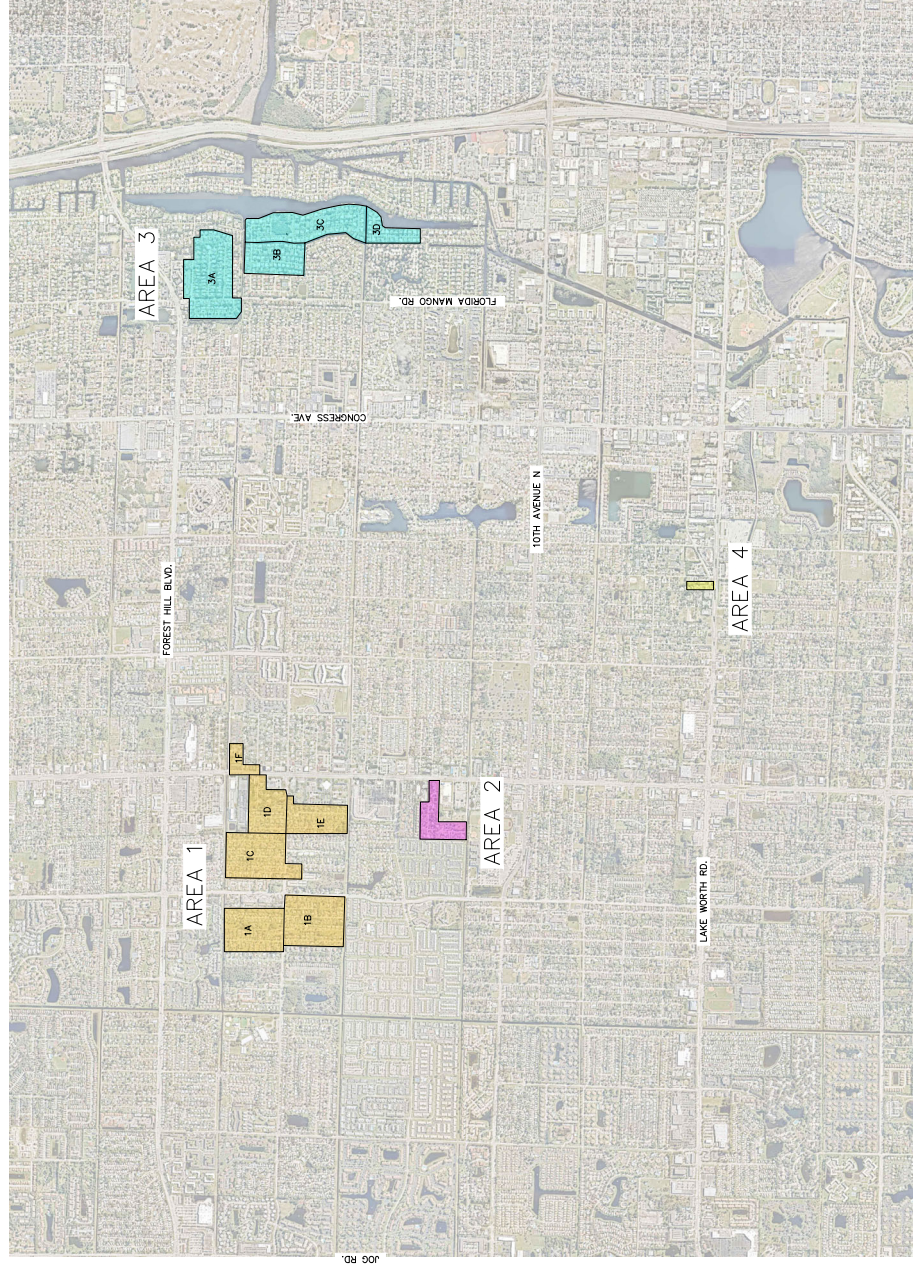
KHA PROJECT 140593008
DATE JUNE 2022
SCALE AS SHOWN
DESIGNED BY TCJ
DRAWN BY MS
CHECKED BY TCJ

VILLAGE OF PALM SPRINGS
SEPTIC TO SEWER ANALYSIS
PREPARED FOR
VILLAGE OF PALM SPRINGS
PALM SPRINGS, FLORIDA

SEPTIC TO SEWER AREAS

FIGURE

2



AREA 1



AREA 2

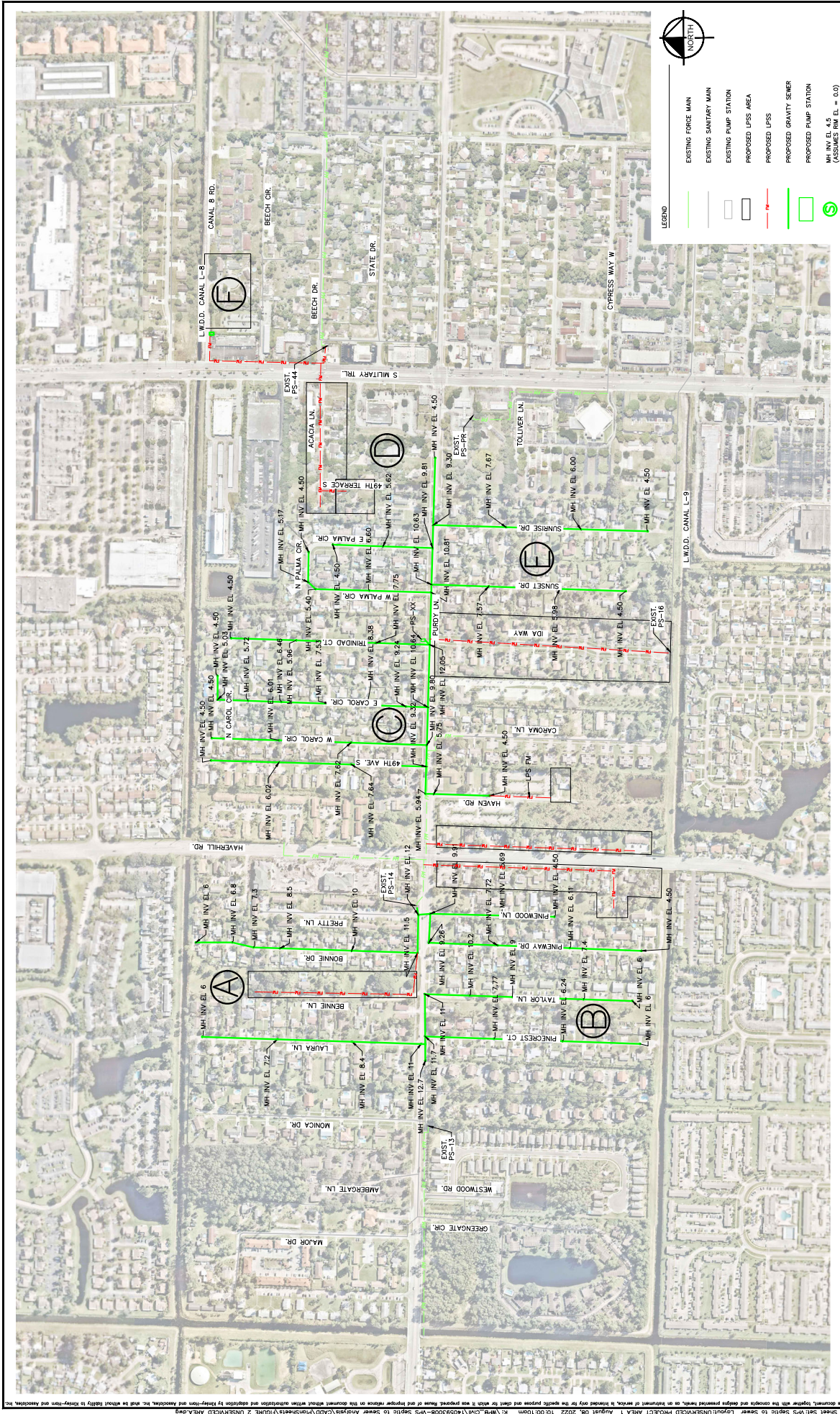


AREA 3



AREA 4





- LEGEND
- EXISTING FORCE MAIN
 - EXISTING SANITARY MAIN
 - EXISTING PUMP STATION
 - PROPOSED UPS AREA
 - PROPOSED UPS
 - PROPOSED GRAVITY SEWER
 - MH INV EL. 4.5
 - MH INV EL. 4.5 (ASSUMES INV EL. = 0.0)

VILLAGE OF PALM SPRINGS SEPTIC TO SEWER ANALYSIS PREPARED FOR VILLAGE OF PALM SPRINGS		AREA 1		FIGURE 3
MHA PROJECT 140553006 JUNE 2022		SCALE AS SHOWN JUNE 2022		FLORIDA
DESIGNED BY TCL		DRAWN BY TCL		PALM SPRINGS
CHECKED BY TCL		DATE		BY
REVISIONS		DATE		BY
No.				

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[illegible]

Area 1 - Gravity Sewer
Septic to Sewer Assessment Report
Figure 7.1 - Gravity Sewer Construction Cost Estimate

	<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
I.	Area 1A				
1.	Gravity Sewer				
a.	0-6 ft cut	450	LF	65	\$ 29,250.00
b.	6-8 ft cut	700	LF	85	\$ 59,500.00
c.	8-10 ft cut	700	LF	110	\$ 77,000.00
d.	10-12 ft cut	1000	LF	130	\$ 130,000.00
					\$ 295,750.00
2.	4 ft Diameter Manholes				
a.	0-6 ft cut	1	EA	5800	\$ 5,800.00
b.	6-8 ft cut	4	EA	6500	\$ 26,000.00
c.	8-10 ft cut	3	EA	7500	\$ 22,500.00
d.	10-12 ft cut	4	EA	8500	\$ 34,000.00
					\$ 88,300.00
3.	Service Laterals				
a.	Single Service	74	EA	1850	\$ 136,900.00
					\$ 136,900.00
4.	Lift Stations Mods				
a.	PS No. 14	1	JOB	75000	\$ 75,000.00
					\$ 75,000.00
5.	LPSS Infrastructure (1)	950	LF	48	\$ 45,600.00
					\$ 45,600.00
6.	Simplex Station/Control Panel (2)	3	EA	6500	\$ 19,500.00
					\$ 19,500.00
7.	Off Site LPSS Force Main	250	LF	20	\$ 5,000.00
					\$ 5,000.00
8.	Road Restoration				
a.	Asphalt Removal/Disposal	8500	SY	4	\$ 34,000.00
b.	12" Compact Subgrade	9500	SY	9.5	\$ 90,250.00
c.	8" Base	9000	SY	24	\$ 216,000.00
d.	1-1/2" Type SP 12.5 (2-Lifts)	8500	SY	22.5	\$ 191,250.00
e.	Pavement Markings	1	JOB	LS	\$ 2,500.00
					\$ 534,000.00
9.	Misc. Restoration				
a.	Sod (Floritam)	4500	SY	9.5	\$ 42,750.00
b.	Asphalt Driveway	650	SY	75	\$ 48,750.00
c.	Concrete Driveway	450	SY	120	\$ 54,000.00
d.	Paver Driveway	35	SY	100	\$ 3,500.00
					\$ 149,000.00
10.	Misc. (General Condition)				
a.	Dewatering	1	JOB	LS	\$ 70,000.00
b.	MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 100,000.00
c.	MOT	1	JOB	S	\$ 20,000.00
d.	NPDES/SWPP Measures	1	JOB	LS	\$ 2,500.00
					\$ 192,500.00
				Subtotal (Area 1A)	\$ 1,541,550.00
II.	Area 1B				
1.	Gravity Sewer				
a.	0-6 ft cut	950	LF	65	\$ 61,750.00
b.	6-8 ft cut	1900	LF	85	\$ 161,500.00
c.	8-10 ft cut	1000	LF	110	\$ 110,000.00
d.	10-12 ft cut	450	LF	130	\$ 58,500.00
					\$ 391,750.00
2.	4 ft Diameter Manholes				
a.	0-6 ft cut	7	EA	5800	\$ 40,600.00
b.	6-8 ft cut	4	EA	6500	\$ 26,000.00
c.	8-10 ft cut	3	EA	7500	\$ 22,500.00
d.	10-12 ft cut	2	EA	8500	\$ 17,000.00
					\$ 106,100.00
3.	Service Laterals				
a.	Single Service	92	EA	1850	\$ 170,200.00
					\$ 170,200.00
4.	LPSS Infrastructure (1)	2500	LF	48	\$ 120,000.00
					\$ 120,000.00
5.	Simplex Station/Control Panel (2)	23	EA	6500	\$ 149,500.00
					\$ 149,500.00
6.	Duplex Station/Control Panel (2)	2	EA	24000	\$ 48,000.00
					\$ 48,000.00
7.	Off Site LPSS Force Main	100	LF	20	\$ 2,000.00

Area 1 - Gravity Sewer
Septic to Sewer Assessment Report
Figure 7.1 - Gravity Sewer Construction Cost Estimate

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
				\$ 2,000.00
8. Connect to Exist. FM	2	EA	3500	\$ 7,000.00
				\$ 7,000.00
9. LPSS FM Dir Bore	2	EA	7500	\$ 15,000.00
				\$ 15,000.00
10. Road Restoration				
a. Asphalt Removal/Disposal	12600	SY	4	\$ 50,400.00
b. 12" Compact Subgrade	15750	SY	9.5	\$ 149,625.00
c. 8" Base	12500	SY	24	\$ 300,000.00
d. 1-1/2" Type SP 12.5 (2-Lifts)	15600	SY	22.5	\$ 351,000.00
e. Pavement Markings	1	JOB	LS	\$ 7,500.00
				\$ 858,525.00
11. Misc. Restoration				
a. Sod (Floritam)	10500	SY	9.5	\$ 99,750.00
b. Asphalt Driveway	750	SY	75	\$ 56,250.00
c. Concrete Driveway	400	SY	120	\$ 48,000.00
d. Paver Driveway	24	SY	100	\$ 2,400.00
				\$ 206,400.00
12. Misc. (General Condition)				
a. Dewatering	1	JOB	LS	\$ 115,000.00
b. MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 150,000.00
c. MOT	1	JOB	LS	\$ 20,000.00
d. NPDES/SWPP Measures	1	JOB	LS	\$ 7,500.00
				\$ 292,500.00
Subtotal (Area 1B)				\$ 2,366,975.00
III. Area 1C				
1. Gravity Sewer				
a. 0-6 ft cut	1800	LF	65	\$ 117,000.00
b. 6-8 ft cut	2500	LF	85	\$ 212,500.00
c. 8-10 ft cut	1950	LF	110	\$ 214,500.00
d. 10-12 ft cut	250	LF	130	\$ 32,500.00
				\$ 576,500.00
2. 4 ft Diameter Manholes				
a. 0-6 ft cut	11	EA	5800	\$ 63,800.00
b. 6-8 ft cut	5	EA	6500	\$ 32,500.00
c. 8-10 ft cut	4	EA	7500	\$ 30,000.00
d. 10-12 ft cut	4	EA	8500	\$ 34,000.00
				\$ 160,300.00
3. Service Laterals				
a. Single Service	142	EA	1850	\$ 262,700.00
				\$ 262,700.00
4. New Lift Station				
a. Trinidad Ct.	1	JOB	LS	\$ 350,000.00
				\$ 350,000.00
5. PVC Force Main				
a. 4" PVC	1500	LF	36	\$ 54,000.00
				\$ 54,000.00
6. Connection To Existing FM	1	JOB	LS	\$ 3,500.00
				\$ 3,500.00
7. LPSS Infrastructure (1)	150	LF	48	\$ 7,200.00
				\$ 7,200.00
8. Simplex Station/Control Panel (2)	1	EA	6500	\$ 6,500.00
				\$ 6,500.00
9. Off Site LPSS FM	400	LF	20	\$ 8,000.00
				\$ 8,000.00
10. Connect LPSS FM to MH	1	JOB	LS	\$ 2,500.00
				\$ 2,500.00
11. Road Restoration				
a. Asphalt Removal/Disposal	19000	SY	4	\$ 76,000.00
b. 12" Compact Subgrade	22250	SY	9.5	\$ 211,375.00
c. 8" Base	20500	SY	24	\$ 492,000.00
d. 1-1/2" Type SP 12.5 (2-Lifts)	23000	SY	22.5	\$ 517,500.00
e. Pavement Markings	1	JOB	LS	\$ 10,000.00
				\$ 1,306,875.00
12. Misc. Restoration				
a. Sod (Floritam)	20000	SY	9.5	\$ 190,000.00
b. Asphalt Driveway	850	SY	75	\$ 63,750.00
c. Concrete Driveway	350	SY	120	\$ 42,000.00

Area 1 - Gravity Sewer
Septic to Sewer Assessment Report
Figure 7.1 - Gravity Sewer Construction Cost Estimate

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
d. Paver Driveway	30	SY	100	\$ 3,000.00
				\$ 298,750.00
13. Misc. (General Condition)				
a. Dewatering	1	JOB	LS	\$ 150,000.00
b. MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 235,000.00
c. MOT	1	JOB	LS	\$ 15,000.00
d. NPDES/SWPP Measures	1	JOB	LS	\$ 10,000.00
				\$ 410,000.00
Subtotal (Area 1C)				\$ 3,446,825.00
IV. Area 1D				
1. Gravity Sewer				
a. 0-6 ft cut	850	LF	65	\$ 55,250.00
b. 6-8 ft cut	350	LF	85	\$ 29,750.00
c. 8-10 ft cut	550	LF	110	\$ 60,500.00
d. 10-12 ft cut	600	LF	130	\$ 78,000.00
				\$ 223,500.00
2. 4 ft Diameter Manholes				
a. 0-6 ft cut	5	EA	5800	\$ 29,000.00
b. 6-8 ft cut	2	EA	6500	\$ 13,000.00
c. 8-10 ft cut	1	EA	7500	\$ 7,500.00
d. 10-12 ft cut	2	EA	8500	\$ 17,000.00
				\$ 66,500.00
3. Service Laterals				
a. Single Service	30	EA	1850	\$ 55,500.00
				\$ 55,500.00
4. LPSS Infrastructure (1)	850	LF	48	\$ 40,800.00
				\$ 40,800.00
5. Simplex Station/Control Panel (2)	12	EA	6500	\$ 78,000.00
				\$ 78,000.00
6. Duplex Station/Control Panel (2)	2	EA	24000	\$ 48,000.00
				\$ 48,000.00
7. Off Site LPSS FM (Under Military Tr.)	1	JOB	LS	\$ 30,000.00
				\$ 30,000.00
8. Connect LPSS FM to Exist.	1	JOB	LS	\$ 3,500.00
				\$ 3,500.00
9. Road Restoration				
a. Asphalt Removal/Disposal	7000	SY	4	\$ 28,000.00
b. 12" Compact Subgrade	8000	SY	9.5	\$ 76,000.00
c. 8" Base	7500	SY	24	\$ 180,000.00
d. 1-1/2" Type SP 12.5 (2-Lifts)	10000	SY	22.5	\$ 225,000.00
e. Pavement Markings	1	JOB	LS	\$ 10,000.00
				\$ 519,000.00
10. Misc. Restoration				
a. Sod (Floritam)	6800	SY	9.5	\$ 64,600.00
b. Asphalt Driveway	360	SY	75	\$ 27,000.00
c. Concrete Driveway	250	SY	100	\$ 25,000.00
				\$ 116,600.00
11. Misc. (General Condition)				
a. Dewatering	1	JOB	LS	\$ 65,000.00
b. MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 100,000.00
c. MOT	1	JOB	LS	\$ 15,000.00
d. NPDES/SWPP Measures	1	JOB	LS	\$ 10,000.00
				\$ 190,000.00
Subtotal (Area 1D)				\$ 1,371,400.00
V. Area 1E				
1. Gravity Sewer				
a. 0-6 ft cut	1100	LF	65	\$ 71,500.00
b. 6-8 ft cut	1600	LF	85	\$ 136,000.00
c. 8-10 ft cut	200	LF	110	\$ 22,000.00
				\$ 229,500.00
2. 4 ft Diameter Manholes				
a. 0-6 ft cut	5	EA	5800	\$ 29,000.00
b. 6-8 ft cut	2	EA	6500	\$ 13,000.00
c. 8-10 ft cut	1	EA	7500	\$ 7,500.00
				\$ 49,500.00
3. Service Laterals				
a. Single Service	67	EA	1850	\$ 123,950.00
				\$ 123,950.00
4. Road Restoration				

Area 1 - Gravity Sewer
Septic to Sewer Assessment Report
Figure 7.1 - Gravity Sewer Construction Cost Estimate

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
a. Asphalt Removal/Disposal	8500	SY	4	\$ 34,000.00
b. 12" Compact Subgrade	10000	SY	9.5	\$ 95,000.00
c. 8" Base	9200	SY	24	\$ 220,800.00
d. 1-1/2" Type SP 12.5 (2-Lifts)	10200	SY	22.5	\$ 229,500.00
e. Pavement Markings	1	JOB	LS	\$ 10,000.00
				\$ 589,300.00
5. Misc. Restoration				
a. Sod (Floritam)	6000	SY	9.5	\$ 57,000.00
b. Asphalt Driveway	400	SY	75	\$ 30,000.00
c. Concrete Driveway	300	SY	120	\$ 36,000.00
d. Paver Driveway	50	SY	100	\$ 5,000.00
				\$ 128,000.00
6. Misc. (General Condition)				
a. Dewatering	1	JOB	LS	\$ 75,000.00
b. MOB/DemoB/Bonds/Ins	1	JOB	LS	\$ 90,000.00
c. MOT	1	JOB	LS	\$ 15,000.00
d. NPDES/SWPP Measures	1	JOB	LS	\$ 7,500.00
				\$ 187,500.00
Subtotal (Area 1E)				\$ 1,307,750.00
VI. Area 1F				
1. LPSS Infrastructure (1)	200	LF	48	\$ 9,600.00
				\$ 9,600.00
2. Simplex Station/Control Panel (2)	6	EA	6500	\$ 39,000.00
				\$ 39,000.00
3. Off Site LPSS Force Main	1500	LF	20	\$ 30,000.00
				\$ 30,000.00
4. Connect LPSS FM to Exist.	1	JOB	LS	\$ 3,500.00
				\$ 3,500.00
5. Misc. Restoration				
a. Asphalt Roadway	500	SY	125	\$ 62,500.00
b. Sod (Floritam)	600	SY	9.5	\$ 5,700.00
c. Asphalt Driveway	200	SY	75	\$ 15,000.00
d. Concrete Driveway	200	SY		\$ -
				\$ 83,200.00
6. Misc. (General Condition)				
a. MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 20,000.00
b. MOT	1	JOB	LS	\$ 5,000.00
				\$ 25,000.00
Subtotal (Area 1F)				\$ 190,300.00
Total (All Items)				\$ 10,224,800.00
Engineering (20%)				\$ 2,044,960.00
Contingency (20%)				\$ 2,044,960.00
Grand Total*				\$ 14,314,720.00

* Excludes homeowners' cost of, permit collection fee (\$750), septic tank abandonment (\$ 1500), lateral from house to sewer (Front Location \$ 3000)/Mid Point Location \$3,750)/Rear Location \$4,750), and restoration (\$1500).

(1) Excludes FPL Power improvements/connections and any required easements

Area 1 - LPSS

Septic to Sewer Assessment Report

Figure 7.2 - LPSS Construction Cost Estimate

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
1. LPSS Infrastructure (1)	19500	LF	48	\$ 936,000.00
2. Simplex Station/Control Panel (2)	327	EA	6500	\$ 2,125,500.00
3. Duplex Station/Control Panel (2)	62	EA	24000	\$ 1,488,000.00
4. Offsite LPSS Force Main	2400	LF	20	\$ 48,000.00
5. LPSS Connection To Existing 6" FM	4	EA	3500	\$ 14,000.00
6 Misc. (General Condition)				
a. Sod (Floritam)	1000	SY	9.5	\$ 9,500.00
7 Misc. (General Condition)				
a. MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 350,000.00
b. MOT	1	JOB	LS	\$ 7,500.00
				\$ 357,500.00
Subtotal (All Items)				\$ 4,978,500.00
Engineering (15%)				\$ 746,775.00
Contingency (20%)				\$ 995,700.00
Grand Total				\$ 6,720,975.00

(1) Includes LPSS HDPE force main, ARV's, single/double services, bores under roadways/driveways.

(2) Simplex/Duplex station/control panel material cost only. Installation/Electrical costs and LPSS main to street by property owner.

(2) Excludes any permit fees and other Utility Charges

Area 2 - Gravity Sewer

Septic to Sewer Assessment Report

Figure 8.1 - Gravity Sewer Construction Cost Estimate

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
1. Gravity Sewer				
a. 0-6 ft cut (47 th Ave.)	400	LF	65	\$ 26,000.00
b. 6-8 ft cut (47 th Ave.)	150	LF	85	\$ 12,750.00
c. 0-6 ft cut (Kelly Dr.)	380	LF	65	\$ 24,700.00
d. 6-8 ft cut (Kelly Dr.)	400	LF	85	\$ 34,000.00
e. 8-10 ft cut (Kelly Dr.)	370	LF	110	\$ 40,700.00
				\$ 138,150.00
2. 4 ft Diameter Manholes				
a. 0-6 ft cut (47 th Ave.)	3	EA	5800	\$ 17,400.00
b. 0-6 ft cut (Kelly Dr.)	2	EA	5800	\$ 11,600.00
c. 6-8 ft cut (Kelly Dr.)	1	EA	6500	\$ 6,500.00
				\$ 35,500.00
3. Service Laterals				
a. Single Service (47th Ave.)	17	EA	1850	\$ 31,450.00
b. Single Service (Kelly Dr.)	28	EA	1850	\$ 51,800.00
				\$ 83,250.00
4. Lift Stations (1)				
a. 47 th Ave.	1	JOB	LS	\$ 120,000.00
b. Kelly Dr.	1	JOB	LS	\$ 120,000.00
				\$ 240,000.00
5. PVC Force Main				
a. 2-1/2" PVC	400	LF	12	\$ 4,800.00
				\$ 4,800.00
6. Connection To Existing 6" FM	2	EA	350	\$ 700.00
				\$ 700.00
7. Road Restoration (12 ft Wide)				
a. Asphalt Removal/Disposal	5000	SY	4	\$ 20,000.00
b. 12" Compact Subgrade	5200	SY	9.5	\$ 49,400.00
c. 8" Base	5100	SY	24	\$ 122,400.00
d. 1-1/2" Type SP 12.5 (2-Lifts)	5000	SY	22.5	\$ 112,500.00
e. Pavement Markings	1	JOB	LS	\$ 2,500.00
				\$ 304,300.00
8. Misc. Restoration				
a. Sod (Floritam)	2100	SY	9.5	\$ 19,950.00
b. Asphalt Driveway	1500	SY	75	\$ 112,500.00
				\$ 132,450.00
			Subtotal (Items 1-8)	\$ 699,150.00
9. Misc. (General Condition)				
a. Dewatering	1	JOB	LS	\$ 42,500.00
b. MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 50,000.00
c. MOT	1	JOB	LS	\$ 5,000.00
d. NPDES/SWPP Measures	1	JOB	LS	\$ 2,500.00
			Subtotal (Item 9)	\$ 100,000.00
			Subtotal (All Items)	\$ 1,039,150.00
			Engineering (20%)	\$ 207,830.00
			Contingency (20%)	\$ 207,830.00
			Grand Total*	\$ 1,454,810.00

* Excludes permit connection fee (\$750), septic tank abandonment (\$ 1500), lateral from house to sewer (Front Location \$3,000)/Mid Point Location \$3,750)/Rear Location \$4,750), and restoration (\$1500) and Utility Charges

(1) Excludes FPL Power improvements/connections and any required easements

Area 2 - LPSS

Septic to Sewer Assessment Report

Figure 8.2 - LPSS Construction Cost Estimate

	<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
1.	LPSS Infrastructure (1)	1850	LF	48	\$ 88,800.00
2.	Simplex Station/Control Panel (2)	23	EA	6500	\$ 149,500.00
3.	Duplex Station/Control Panel (2)	12	EA	24000	\$ 288,000.00
4.	Offsite LPSS Force Main	300	LF	20	\$ 6,000.00
5.	LPSS Connection To Existing 6" FM	2	EA	3500	\$ 7,000.00
6	Misc. (General Condition)				
a.	Sod (Floratam)	650	SY	9.5	\$ 6,175.00
7	Misc. (General Condition)				
a.	MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 40,000.00
b.	MOT	1	JOB	LS	\$ 5,000.00
				\$	45,000.00
				Subtotal (All Items)	\$ 590,475.00
				Engineering (15%)	\$ 88,571.25
				Contingency (20%)	\$ 118,095.00
				Grand Total	\$ 797,141.25

(1) Includes LPSS HDPE force main, ARV's, single/double services, bores under roadways/driveways.

(2) Simplex/Duplex station/control panel material cost only. Installation/Electrical costs and LPSS main to street by property owner

(2) Excludes any permit fees and other Utility Charges

Area 3 - Gravity Sewer
Septic to Sewer Assessment Report
Figure 9.1 - Gravity Sewer Construction Cost Estimate

	<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
I.	Area 3A				
1.	Gravity Sewer				
a.	0-6 ft cut	1950	LF	65	\$ 126,750.00
b.	6-8 ft cut	1800	LF	85	\$ 153,000.00
c.	8-10 ft cut	1600	LF	110	\$ 176,000.00
d.	10-12 ft cut	170	LF	130	\$ 22,100.00
e.	12-14 ft cut	600	LF	140	\$ 84,000.00
f.	14-16 ft cut	400	LF	160	\$ 64,000.00
					\$ 625,850.00
2.	4 ft Diameter Manholes				
a.	0-6 ft cut	10	EA	5800	\$ 58,000.00
b.	6-8 ft cut	5	EA	6500	\$ 32,500.00
c.	8-10 ft cut	7	EA	7500	\$ 52,500.00
d.	10-12 ft cut	2	EA	8500	\$ 17,000.00
e.	12-14 ft cut	2	EA	9500	\$ 19,000.00
t.	14-16 ft cut	1	EA	11000	\$ 11,000.00
					\$ 190,000.00
3.	Service Laterals				
a.	Single Service	125	EA	1850	\$ 231,250.00
					\$ 231,250.00
4.	New Lift Station (1)				
a.	Barbados Rd.	1	JOB	350000	\$ 350,000.00
					\$ 350,000.00
5.	PVC Force Main				
a.	4" PVC	375	LF	36	\$ 13,500.00
					\$ 13,500.00
6.	Connection To Existing FM	1	JOB	LS	\$ 3,500.00
					\$ 3,500.00
7.	Road Restoration				
a.	Asphalt Removal/Disposal	19500	SY	4	\$ 78,000.00
b.	12" Compact Subgrade	21500	SY	9.5	\$ 204,250.00
c.	8" Base	20200	SY	24	\$ 484,800.00
d.	1-1/2" Type SP 12.5 (2-Lifts)	19500	SY	22.5	\$ 438,750.00
e.	Pavement Markings	1	JOB	LS	\$ 10,000.00
					\$ 1,215,800.00
8.	Misc. Restoration				
a.	Sod (Floritam)	13500	SY	9.5	\$ 128,250.00
b.	Asphalt Driveway	600	SY	75	\$ 45,000.00
c.	Concrete Driveway	1400	SY	120	\$ 168,000.00
d.	Paver Driveway	400	SY	100	\$ 40,000.00
					\$ 381,250.00
9.	Misc. (General Condition)				
a.	Dewatering	1	JOB	LS	\$ 175,000.00
b.	MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 225,000.00
c.	MOT	1	JOB	LS	\$ 40,000.00
d.	NPDES/SWPP Measures	1	JOB	LS	\$ 10,000.00
					\$ 450,000.00
				Subtotal (Area 3A)	\$ 3,461,150.00
II.	Area 3B				
1.	Gravity Sewer				
a.	0-6 ft cut	750	LF	65	\$ 48,750.00
b.	6-8 ft cut	900	LF	85	\$ 76,500.00
c.	8-10 ft cut	400	LF	110	\$ 44,000.00
d.	10-12 ft cut	500	LF	130	\$ 65,000.00
e.	12-14 ft cut	120	LF	140	\$ 16,800.00
					\$ 251,050.00
2.	4 ft Diameter Manholes				
a.	0-6 ft cut	4	EA	5800	\$ 23,200.00
b.	6-8 ft cut	1	EA	6500	\$ 6,500.00
c.	8-10 ft cut	1	EA	7500	\$ 7,500.00
d.	10-12 ft cut	3	EA	8500	\$ 25,500.00
					\$ 62,700.00
3.	Service Laterals				
a.	Single Service	35	EA	1850	\$ 64,750.00
					\$ 64,750.00
4.	Lift Station Upgrade				
a.	PS - 30	1	JOB	LS	\$ 50,000.00
					\$ 50,000.00
5.	New Lift Station				
a.	Palm Terrace	1	JOB	LS	\$ 350,000.00
					\$ 350,000.00
6.	PVC Force Main				
a.	4" PVC	100	LF	36	\$ 3,600.00
					\$ 3,600.00

Area 3 - Gravity Sewer

Septic to Sewer Assessment Report

Figure 9.1 - Gravity Sewer Construction Cost Estimate

	<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
7.	Road Restoration				
a.	Asphalt Removal/Disposal	8000	SY	4	\$ 32,000.00
b.	12" Compact Subgrade	9400	SY	9.5	\$ 89,300.00
c.	8" Base	8700	SY	24	\$ 208,800.00
d.	1-1/2" Type SP 12.5 (2-Lifts)	8200	SY	22.5	\$ 184,500.00
e.	Pavement Markings	1	JOB	LS	\$ 5,000.00
					\$ 519,600.00
8.	Misc. Restoration				
a.	Sod (Floritam)	5800	SY	9.5	\$ 55,100.00
b.	Asphalt Driveway	200	SY	75	\$ 15,000.00
c.	Concrete Driveway	400	SY	120	\$ 48,000.00
d.	Paver Driveway	200	SY	100	\$ 20,000.00
					\$ 138,100.00
9.	Misc. (General Condition)				
a.	Dewatering	1	JOB	LS	\$ 75,000.00
b.	MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 115,000.00
c.	MOT	1	JOB	LS	\$ 20,000.00
d.	NPDES/SWPP Measures	1	JOB	LS	\$ 7,500.00
					\$ 217,500.00
					Subtotal (Area 3B) \$ 1,657,300.00
III.	Area 3C				
1.	Gravity Sewer				
a.	0-6 ft cut	1400	LF	65	\$ 91,000.00
b.	6-8 ft cut	950	LF	85	\$ 80,750.00
c.	8-10 ft cut	1600	LF	110	\$ 176,000.00
d.	10-12 ft cut	1250	LF	130	\$ 162,500.00
e.	12-14 ft cut	550	LF	140	\$ 77,000.00
					\$ 587,250.00
2.	4 ft Diameter Manholes				
a.	0-6 ft cut	10	EA	5800	\$ 58,000.00
b.	6-8 ft cut	6	EA	6500	\$ 39,000.00
c.	8-10 ft cut	4	EA	7500	\$ 30,000.00
d.	10-12 ft cut	2	EA	8500	\$ 17,000.00
e.	12-14 ft cut	3	EA	9500	\$ 28,500.00
					\$ 172,500.00
3.	Service Laterals				
a.	Single Service	92	EA	1850	\$ 170,200.00
					\$ 170,200.00
4.	New Lift Stations				
a.	W. Lake Dr.	1	JOB	LS	\$ 350,000.00
					\$ 350,000.00
5.	PVC Force Main				
a.	4" PVC	1100	LF	36	\$ 39,600.00
					\$ 39,600.00
6.	Connection To Existing FM	1	EA	3500	\$ 3,500.00
					\$ 3,500.00
7.	Road Restoration				
a.	Asphalt Removal/Disposal	16750	SY	4	\$ 67,000.00
b.	12" Compact Subgrade	19500	SY	9.5	\$ 185,250.00
c.	8" Base	18250	SY	24	\$ 438,000.00
d.	1-1/2" Type SP 12.5 (2-Lifts)	16750	SY	22.5	\$ 376,875.00
e.	Pavement Markings	1	JOB	LS	\$ 10,000.00
					\$ 1,077,125.00
8.	Misc. Restoration				
a.	Sod (Floritam)	11000	SY	9.5	\$ 104,500.00
b.	Asphalt Driveway	200	SY	75	\$ 15,000.00
c.	Concrete Driveway	1200	SY	120	\$ 144,000.00
d.	Paver Driveway	400	SY	10	\$ 4,000.00
					\$ 267,500.00
9.	Misc. (General Condition)				
a.	Dewatering	1	JOB	JOB	\$ 150,000.00
b.	MOB/Demob/Bonds/Ins	1	JOB	JOB	\$ 215,000.00
c.	MOT	1	JOB	JOB	\$ 40,000.00
d.	NPDES/SWPP Measures	1	JOB	JOB	\$ 10,000.00
					\$ 415,000.00
					Subtotal (Area 3C) \$ 3,082,675.00
IV.	Area 3D				
1.	Gravity Sewer				
a.	0-6 ft cut	350	LF	65	\$ 22,750.00
b.	6-8 ft cut	100	LF	85	\$ 8,500.00
c.	8-10 ft cut	400	LF	110	\$ 44,000.00
d.	10-12 ft cut	300	LF	130	\$ 39,000.00
e.	12-14 ft cut	600	LF	140	\$ 84,000.00

Area 3 - Gravity Sewer

Septic to Sewer Assessment Report

Figure 9.1 - Gravity Sewer Construction Cost Estimate

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
				\$ 198,250.00
2. 4 ft Diameter Manholes				
a. 0-6 ft cut	2	EA	5800	\$ 11,600.00
b. 8-10 ft cut	1	EA	6500	\$ 6,500.00
c. 10-12 ft cut	2	EA	7500	\$ 15,000.00
d. 12-14 ft cut	1	EA	8500	\$ 8,500.00
				\$ 41,600.00
3. Service Laterals				
a. Single Service	35	EA	1850	\$ 64,750.00
				\$ 64,750.00
4. New Lift Stations (1)				
a. Waterway Dr.	1	JOB	LS	\$ 350,000.00
				\$ 350,000.00
5. PVC Force Main				
a. 4" PVC	1200	LF	36	\$ 43,200.00
				\$ 43,200.00
6. Connection To Existing FM	1	JOB	LS	\$ 3,500.00
				\$ 3,500.00
7. Road Restoration				
a. Asphalt Removal/Disposal	5750	SY	4	\$ 23,000.00
b. 12" Compact Subgrade	6700	SY	9.5	\$ 63,650.00
c. 8" Base	6250	SY	24	\$ 150,000.00
d. 1-1/2" Type SP 12.5 (2-Lifts)	5750	SY	22.5	\$ 129,375.00
e. Pavement Markings	1	JOB	LS	\$ 2,500.00
				\$ 368,525.00
8. Misc. Restoration				
a. Sod (Floritam)	4500	SY	9.5	\$ 42,750.00
b. Asphalt Driveway	200	SY	75	\$ 15,000.00
c. Concrete Driveway	300	SY	120	\$ 36,000.00
d. Paver Driveway	250	SY	100	\$ 25,000.00
				\$ 118,750.00
9. Misc. (General Condition)				
a. Dewatering	1	JOB	LS	\$ 50,000.00
b. MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 95,000.00
c. MOT	1	JOB	LS	\$ 15,000.00
d. NPDES/SWPP Measures	1	JOB	LS	\$ 7,500.00
				\$ 167,500.00
Subtotal (Area 3D)				\$ 1,356,075.00
Total (All Items)				\$ 9,557,200.00
Engineering (20%)				\$ 1,911,440.00
Contingency (20%)				\$ 1,911,440.00
Grand Total*				\$ 13,380,080.00

* Excludes homeowners' cost of, permit collection fee (\$750), septic tank abandonment (\$ 1500), lateral from house to sewer (Front Location \$3,000)/Mid Point Location \$3,750/Rear Location \$4,750), and restoration (\$1500).

(1) Excludes FPL Power improvements/connections and any required easements

Area 3 - LPSS

Septic to Sewer Assessment Report

Figure 9.2 - LPSS Construction Cost Estimate

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
1. LPSS Infrastructure (1)	17000	LF	48	\$ 816,000.00
2. Simplex Station/Control Panel (2)	283	EA	6500	\$ 1,839,500.00
3. Duplex Station/Control Panel (2)	2	EA	24000	\$ 48,000.00
4. Offsite LPSS Force Main	2000	LF	20	\$ 40,000.00
5. LPSS Connection To Existing 6" FM	4	EA	3500	\$ 14,000.00
6 Misc. (General Condition)				
a. Sod (Floritam)	4500	SY	9.5	\$ 42,750.00
7 Misc. (General Condition)				
a. MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 350,000.00
b. MOT	1	JOB	LS	\$ 7,500.00
				\$ 357,500.00
Subtotal (All Items)				\$ 3,157,750.00
Engineering (15%)				\$ 473,662.50
Contingency (20%)				\$ 631,550.00
Grand Total				\$ 4,262,962.50

(1) Includes LPSS HDPE force main, ARV's, single/double services, bores under roadways/driveways.

(2) Simplex/Duplex station/control panel material cost only. Installation/Electrical costs and LPSS main to street by property owner.

(2) Excludes any permit fees and other Utility Charges

Area 4 - Gravity Sewer

Septic to Sewer Assessment Report

Figure 10.1 - Gravity Sewer Construction Cost Estimate

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>	<u>TOTAL COST</u>
1. Gravity Sewer				
a. 0-6 ft cut	440	LF	65	\$ 28,600.00
b. 6-8 ft cut	40	LF	85	\$ 3,400.00
				<u>\$ 32,000.00</u>
2. 4 ft Diameter Manholes				
a. 0-6 ft cut	2	EA	5800	\$ 11,600.00
				<u>\$ 11,600.00</u>
3. 5 ft Diameter Doghouse Manhole				
a. 6-8 ft cut	1	EA	7000	\$ 7,000.00
				<u>\$ 7,000.00</u>
4. Service Laterals				
a. Single Service	6	EA	1850	\$ 11,100.00
				<u>\$ 11,100.00</u>
5. Road Restoration (12 ft Wide)				
a. Asphalt Removal/Disposal	650	SY	4	\$ 2,600.00
b. 12" Compact Subgrade	760	SY	9.5	\$ 7,220.00
c. 8" Base	700	SY	24	\$ 16,800.00
d. 1-1/2" Type SP 12.5 (2-Lifts)	650	SY	22.5	\$ 14,625.00
e. Pavement Markings	1	JOB	LS	\$ 2,500.00
				<u>\$ 43,745.00</u>
6. Misc. Restoration				
a. Concrete Driveway (FDOT)	50	SY	120	\$ 6,000.00
b. Concrete Sidewalk (5 ft wide)	40	LF	75	\$ 3,000.00
c. Sod (Floritam)	800	SY	9.5	\$ 7,600.00
d. Asphalt Driveways	150	SY	70	\$ 10,500.00
e. Concrete D. Curbs	75	LF	60	\$ 4,500.00
				<u>\$ 31,600.00</u>
			Subtotal	\$ 137,045.00
7. Misc. (General Condition)				
a. Dewatering	1	JOB	LS	\$ 15,000.00
b. MOB/Demob/Bonds/Ins	1	JOB	LS	\$ 10,000.00
c. MOT	1	JOB	LS	\$ 5,000.00
d. NPDES/SWPP Measures	1	JOB	LS	\$ 2,500.00
				<u>\$ 32,500.00</u>
			Subtotal (All Items)	<u>\$ 169,545.00</u>
			Engineering (20%)	<u>\$ 33,909.00</u>
			Contingency (20%)	<u>\$ 33,909.00</u>
			Grand Total*	<u>\$ 237,363.00</u>

* Excludes cost of permit inspection fee (\$750), septic tank abandonment (\$1500), lateral from house to sewer (Front Location \$3,000)/Mid Point Location (\$3,750)/Rear Location (\$4,750), and restoration (\$1500) and Utility Charges

(1) Excludes FPL Power improvements/connections and any required easements

Area 4 - LPSS
Septic to Sewer Assessment Report
Figure 10.2 - LPSS Construction Cost Estimate

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>COST/UNIT</u>		<u>TOTAL COST</u>
1. LPSS Infrastructure (1)	500	LF	48	\$	24,000.00
2. Simplex Station/Control Panel (2)	6	EA	6500	\$	39,000.00
3. Offsite LPSS Force Main	300	LF	12	\$	3,600.00
4. LPSS FM Connection To Existing MH.	1	JOB	LS	\$	3,500.00
5. Misc. (General Condition)					
a. Sod (Floritam)	500	SY	9.5	\$	4,750.00
b. Asphalt Road Restoration	50	SY	80	\$	4,000.00
				\$	8,750.00
6. Misc. (General Condition)					
a. MOB/Demos	1	JOB	LS	\$	5,000.00
b. MOT	1	JOB	LS	\$	5,000.00
				\$	10,000.00
Subtotal (All Items)				\$	88,850.00
Engineering (15%)				\$	13,327.50
Contingency (20%)				\$	17,770.00
Grand Total*				\$	119,947.50

- (1) Includes LPSS force main, ARV's, single/double services, HDPE for roadway/driveway.
(2) Simplex/Duplex station/control panel material cost only. Installation/Electrical costs and LPSS main to street by property owner.
(2) Excludes any permit fees and other Utility Charges



Village of Palm Springs

Executive Brief

AGENDA DATE: August 18, 2022

DEPARTMENT: Administration

ITEM #7: Resolution No. 2022-36 - Final Garbage Non Ad-Valorem Assessment Rates - FY 2023

SUMMARY: On July 21, 2022, the Village Council adopted Resolution No. 2022-27, setting the preliminary Non-Ad-Valorem assessment rates for Fiscal Year 2022-2023. As a result, Resolution No. 2022-36 proposes to set the final Non-Ad-Valorem assessment roll rates to provide a uniform method for collecting this assessment for garbage, trash and recyclables collection services in the Village on the Palm Beach County Tax Notices.

The proposed rates for Fiscal Year 2022-2023 will be as follows:

Single Family Homes	\$ 201.00
Multi-Family Homes	\$ 125.50
Mobile Homes	\$ 125.50

The Council originally established the uniform method for collecting garbage, trash and recyclables services on the Palm Beach County Tax Notices by adoption of Resolution No. 2008-17 in February 2008. This Resolution included all parcels within the incorporated municipal boundaries of the Village of Palm Springs at that time, as well as all parcels subsequently annexed into the Village.

The Council has adopted a corresponding resolution each year setting rates for the upcoming fiscal year. The proposed Resolution would establish the Non Ad-Valorem rates for garbage based on the cost of collection and disposal at that time. The Village's costs have continued to increase annually because of a cost of living increase, and, most recently, the new contract with Waste Pro includes a 9% increase that went into effect as of April 2022. In April 2023, the rates are projected to increase another 9%. The Village has not increased its garbage rates since 2015. In an effort to assist with the reduced administrative margin to offset staff costs.

FISCAL IMPACT:

The projected total annual revenue that the Village would assess is expected to be \$1,531,010.40 (which is at a 96% collection rate).

ATTACHMENTS:

1. Resolution No. 2022-36 Final Non Ad Valorem Assessment Rates FY 22/23

RESOLUTION NO. 2022-36

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ADOPTING THE FINAL NON-AD VALOREM ASSESSMENT ROLL FOR FISCAL YEAR 2022/2023 SO AS TO PROVIDE A UNIFORM METHOD FOR COLLECTING A NON-AD VALOREM ASSESSMENT FOR GARBAGE, TRASH AND RECYCLABLES COLLECTION SERVICES AND RELATED SERVICES ON THE PALM BEACH COUNTY TAX NOTICES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village of Palm Springs previously adopted Resolution No. 2008-17 on February 14, 2008, stating the intent of the Village to use the Uniform Method of Collecting a Non-Ad Valorem Assessment for garbage, trash and recyclables collection services and other related services for all parcels within the incorporated boundaries of the Village and to include all future annexation of properties into the future during the effective time of the resolution; and

WHEREAS, the Village Council adopted Resolution No. 2022-27 on July 21, 2022, adopting a preliminary non-ad valorem assessment roll for fiscal year 2022/2023; and

WHEREAS, after Public Hearing, the Village Council has determined to adopt a final non-ad valorem assessment roll for fiscal year 2022/2023, on all parcels within the incorporated municipal boundaries of the Village of Palm Springs, including all parcels of land annexed into the Village from the boundaries set at the time of Resolution No. 2008-17 into the future during the effective term of the resolution.

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA:

Section 1. The foregoing recitals are hereby affirmed and ratified as being true and correct.

Section 2. The Final Non-Ad Valorem Assessment rates per computed parcels for the Village of Palm Springs for purposes of TRIM for the Fiscal Year 2022/2023 are hereby

Resolution No. 2022-36 Adoption of Final Non-Ad- Valorem

adopted as follows:

Single Family Homes	\$ 201.00
Multi-Family Homes	\$ 125.50
Mobile Homes	\$ 125.50

Section 3. This Resolution shall take effect immediately upon adoption.

Council Member _____ offered the foregoing resolution. Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
BEV SMITH, MAYOR	☐	☐	☐
DOUG GUNTHER, VICE MAYOR	☐	☐	☐
JONI BRINKMAN, MAYOR PRO TEM	☐	☐	☐
PATTI WALLER, COUNCIL MEMBER	☐	☐	☐
JONI BRINKMAN, COUNCIL MEMBER	☐	☐	☐

_____ The Mayor thereupon declared this Resolution duly passed and adopted this _____ day of JULY 2014.

VILLAGE OF PALM SPRINGS, FLORIDA

BY: _____
BEV SMITH, MAYOR

ATTEST:

BY: _____
KIMBERLY WYNN, VILLAGE CLERK

REVIEWED FOR FORM AND LEGAL SUFFICIENCY

BY: _____
GLEN J. TORCIVIA, VILLAGE ATTORNEY



Village of Palm Springs

Executive Brief

AGENDA DATE: August 18, 2022

DEPARTMENT: Public Works

ITEM #8: Resolution No. 2022-37 - Stormwater Non Ad-Valorem Final Assessment of Rates - FY 2023

SUMMARY: The proposed Resolution establishes the Non Ad-Valorem assessment roll rates for Fiscal Year (FY) 2023 and provides a uniform method for collecting this assessment for stormwater management services within the Village on the Palm Beach County Tax Notices.

The proposed rates for FY 2023 are as follows:

	Monthly Rate	Annual Rate
Single Family Residential & Condominiums	\$4	\$48
Multifamily	\$4	\$48
Commercial (under 2 ESU's)	\$4	\$48
Commercial (2 to 4.99 ESU's)	\$8	\$96
Commercial (5 to 9.99 ESU's)	\$15	\$180
Commercial (10 ESU's and above)	\$20	\$240

The Village Council initially created a stormwater utility (Ordinance No. 2015-43) and established interim assessment rates (Resolution No. 2015-90), to be collected as an annual non ad-valorem assessment to support stormwater issues within the Village. The interim stormwater fee was established with the following conditions:

1. The Interim Fee was for a short-term period of three (3) years
2. The interim fee was justified by a short-term study that demonstrated that the needed stormwater projects and operational costs are balanced with projected revenues.
3. A detailed long-term master plan study would be performed during the interim period that is expected to identify future projects and set future fees based on property use and size.

FISCAL IMPACT:

The proposed FY 2022 - 2023 rates are projected to remain the same as last year's rates and are determined based on the Equivalent Stormwater Unit (ESU) basis, which is based on an impervious

area on properties within the Village. The projected total annual revenue that the Village would assess if approved, is expected to be \$524,966.40 (which is at a 96% collection rate).

All stormwater fees collected are only planned to be utilized to assist in funding stormwater capital projects throughout the Village. This fee would not continue to support (or provide funding for) various personnel and other operational costs, which would be funded utilizing the Village's General Fund.

ATTACHMENTS:

1. Resolution No. 2022-37 - Final Adoption of Stormwater Assessment FY 22/23

RESOLUTION NO. 2022-37

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, ESTABLISHING RATES FOR STORMWATER MANAGEMENT ASSESSMENTS FOR EACH PARCEL WITHIN THE BENEFITTED AREA, OTHER THAN NON-ASSESSED PROPERTY; PROVIDING FOR THE CERTIFICATION AND ADOPTION OF THE STORMWATER ASSESSMENT ROLL IN ACCORDANCE WITH CHAPTER 78 OF THE CODE OF ORDINANCES OF THE VILLAGE OF PALM SPRINGS; PROVIDING FOR A PUBLIC HEARING; PROVIDING FOR THE ADOPTION OF THE STORMWATER ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council of the Village of Palm Springs, Florida, did, on July 9, 2015, adopt Ordinance No. 2015-27, which provides for the creation and establishment of a Village-wide Stormwater Management System; and

WHEREAS, the Village Council of the Village of Palm Springs did, on December 10, 2015, adopt Ordinance No. 2015-43 which amended Chapter 78 of the Code of Ordinances of the Village of Palm Springs to provide for the method of establishing and collecting Stormwater Management Assessments; and

WHEREAS, the statutory authority for the creation and implementation of Ordinance No. 2015-27, as amended, is predicated on Article VIII, Section 2(b) of the Florida Constitution; Chapter 166, Florida Statutes, as amended and supplemented; Section 403.0893, Florida Statutes, as amended and supplemented; Chapter 197, Florida Statutes, as amended and supplemented; and other applicable provisions of law; and

WHEREAS, the Village Council of the Village of Palm Springs did, on December 10, 2015, adopt Resolution No. 2015-90 stating the intent to use the uniform method of collecting a non-ad valorem assessment for stormwater utility fees; and

WHEREAS, the Village Council of the Village of Palm Springs has found that owners, tenants, and occupants of property within the geographical boundaries of the

Village will derive a special benefit from the effective management of stormwater and other surface water and from the operation, maintenance, and expansion of the stormwater management system; and

WHEREAS, Chapter 78 of the Code of Ordinances of the Village of Palm Springs establishes that the rate for stormwater management assessments for each parcel within the benefited area, other than with respect to non-assessed property, shall be established each year by resolution of the Village Council; and

WHEREAS, billing and collection of the stormwater management assessment shall be accomplished utilizing the uniform method of collection; and

WHEREAS, a rate for stormwater management assessments for the various classes of property (other than non-assessed property) within the benefited area has been calculated as provided in the “Stormwater Study for Justification of Interim Fees”, (previously adopted by the Village Council at its July 9, 2015, meeting) and as further set forth in Section 2 of this resolution; and

WHEREAS, a public hearing on this resolution setting the rates and for the purposes of adopting and certifying a stormwater assessment roll was duly noticed; and

WHEREAS, the Village, upon adoption of the rates, shall review the stormwater assessment roll to determine its conformity with the proposed rate resolution and, if, upon the completion of such review the Village shall be satisfied that the Stormwater Management Assessment Roll has been prepared in conformity with the proposed rate resolution, it shall adopt said resolution and ratify and confirm the Stormwater Management Assessment Roll and certify that the Stormwater Management Assessment Roll is correct and proper and is to be used in collecting the stormwater management assessments. Thereafter, the Village Council, if no objections are made by persons affected by the assessment roll at the public hearing or if objections having been made are deemed insufficient by the Village Council, shall thereupon adopt the assessments as shown by the Assessment Roll; and

WHEREAS, the owner of each parcel within the benefited area for which a stormwater assessment is levied shall thereafter be responsible for payment.

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA:

Section 1. The foregoing recitals are hereby affirmed and ratified as being true and correct.

Section 2. That the Village Council does hereby adopt, after public hearing, the rates which are as follows:

Single Family Residential and Condominiums	\$ 48.00 per year
Multi-Family Units	\$ 48.00 per year
Commercial (under 2 ESU's)	\$ 48.00 per year
Commercial (2 to 4.99 ESU's)	\$ 96.00 per year
Commercial (5 to 9.99 ESU's)	\$ 180.00 per year
Commercial (10 ESU's and above)	\$ 240.00 per year

Section 3. That the Village Council hereby adopts and certifies the Stormwater Management Assessment Roll.

Section 4. This Resolution shall take effect immediately upon adoption.

Council Member _____ offered the foregoing resolution. Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
BEVERLY SMITH, MAYOR	☐	☐	☐
DOUG GUNTHER, VICE MAYOR	☐	☐	☐
JONI BRINKMAN, MAYOR PRO TEM	☐	☐	☐
PATTI WALLER, COUNCIL MEMBER	☐	☐	☐
GARY READY, COUNCIL MEMBER	☐	☐	☐

The Mayor thereupon declared this Resolution duly passed and adopted this _____ day of AUGUST 18, 2022.

VILLAGE OF PALM SPRINGS, FLORIDA

BY: _____

ATTEST:

BY: _____
KIMBERLY M. WYNN, VILLAGE CLERK

REVIEWED FOR FORM AND LEGAL SUFFICIENCY

BY: _____
GLEN J. TORCIVIA, VILLAGE ATTORNEY



Village of Palm Springs

Staff Report

AGENDA DATE: August 18, 2022

DEPARTMENT: Planning, Zoning & Building

ITEM #9: Site Plan Amendment (SPR22-06) and Special Exception Use (PSSE22-03) - Triomphe Restaurant and Lounge - 4206-4208 Lake Worth Road

SUMMARY: Mr. Scott Ehrenberg of Berg Design, Inc., agent for the tenant Triomphe Restaurant & Lounge, LLC, "applicant", is requesting a Site Plan Amendment (SPR22-06) and Special Exception Use (PSSE22-03) to allow the conversion of a 7,080 square feet of retail-office space into a restaurant located on a 4.25-acre parcel that is located at 4236 Lake Worth Road. The proposed tenant will be occupying two (2) tenant bays within the existing Commercial General (CG) shopping center (4206-4208 Lake Worth Road).

Note: The 4.25-acre property was annexed into the Village in 2014 as a developed parcel with a total of 40,240 square feet of building area within two (2) commercial structures.

Previously, the applicant requested a special exception to allow a restaurant to be used by a private club and also requested a relief from the Code to allow business operations to commence at 8:00 am and to be extended until 2:00 am on Sundays, rather than from 12:00 pm to 11:00 pm, as it is required for establishments that dispense alcohol beverages for on-premise consumption and the allowance to operate later than 11:00 pm on premises located within 54 feet from a residential district rather than the required 250 feet.

The Planning and Zoning Board considered the application during their March 8, 2022, meeting and recommended denial. The Board's concerns included illegal operations without proper approval, serving alcoholic beverages without proper licenses, inconsistency with residential uses surrounding the property, noise to be generated, and extended hours of operations. The applicant requested their item be postponed at the April 14, 2022, Village Council meeting to revise their application.

The applicant revised the application to remove the special exception requested for private club use and withdrew the two requested variances on May 17, 2022. This newly revised application is for the special exception and site plan amendment required for the proposed restaurant use.

On July 12, 2022, the Planning and Zoning board voted against the project, recommending denial based on the applicant's justification statement describing that the expanded seating capacity of the restaurant will provide "a location for weddings, funerals, birthdays," and the floor plan provides for a large (33'x15') raised floor for live entertainment, thus the proposal continues to have the characteristics of a Banquet Hall. Staff and advisory board members addressed deficiencies in the application and expressed concerns that enforcement of the restaurant use would be difficult.

The applicant revised the application to remove the large (33' x 15') raised floor for live entertainment,

enlarged the kitchen area, and revised the justification statement to comply with the code for restaurant use only.

Note: There are concerns from staff considering the applicant has operated illegally without a Certificate of Occupancy issued from the Village. There are reports of alcohol being served without proper credentials, and with minors being present. Further, there are reports of construction work completed without a building permit, and the proposed restaurant being converted into a banquet hall and subject to code enforcement. Additionally, the staff is concerned about ongoing complaints that will divert Code and Police attention from the focus of eliminating blight and enhancing safety.

Despite the concerns outlined above, the Planning, Zoning, & Building Staff, as well as the Community Redevelopment Agency (CRA) Staff **do not** object to the proposed special exception use and site plan amendment and recommend conditional approval of the proposed restaurant use requested.

Resolution No. 2022-13 was advertised in the Lake Worth Herald on Thursday, August 4, 2022.

FISCAL IMPACT:

The proposed project is not expected to have a direct fiscal impact on the Village. However, if approved, this project would require various Village services that will result in increased expenditures to the Village.

ATTACHMENTS:

1. Resolution No. 2022-13 - Revised - Site Plan Amendment SPR22-06 and Special Exception PSSE22-03 - Triomphe Restaurant - 4206-4208 Lake Worth Road
2. Exhibit "A" -Staff Report
3. Project Narrative and Justification Statement
4. Combined Site Plan, Floor Plan, and Letters
5. Certificate of Title
6. Aerial Map and Location Map

RESOLUTION NO. 2022-13

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, (APPROVING/DENYING), WITH CONDITIONS, A SITE PLAN AMENDMENT, (SPR22-06) AND CONCURRENTLY REQUESTING A SPECIAL EXCEPTION USE (PSSE22-03) TO ALLOW A 7,080 SQUARE FOOT RESTAURANT WITHIN TWO (2) TENANT BAYS IN THE EXISTING COMMERCIAL GENERAL SHOPPING CENTER, LOCATED AT 4206-4208 LAKE WORTH ROAD AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Mr. Scott Ehrenberg of Berg Design, Inc., Agent for the tenant, Triomphe Restaurant, Lounge, and Banquet Hall, LLC., (“Applicant”) request approval of a Site Development Plan Amendment (SPR22-06) and concurrently a Special Exception Use (PSSE22-03), to allow a 7,080 square foot restaurant within two tenant bays in the existing Commercial General shopping center. The property is located at 4206-4208 Lake Worth Road; and

WHEREAS, the Village Council and Planning & Zoning Board (“Board”) heard and considered the Site Plan Amendment and Special Exception Use at the Board’s July 12, 2022 meeting, and the Board’s recommendation has been transmitted to the Village Council; and

WHEREAS, the Village Council has heard this matter in public session; has considered the presentation and other evidence presented by the Applicant; has received and considered the recommendations of the Village Staff and the Planning and Zoning Board; and has otherwise been fully informed regarding this matter.

NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA:

Section 1. The Village Council having received and considered the request of Mr. Scott Ehrenberg, Agent for the tenant (“Applicant”), for approval of Site Plan Amendment (SPR22-06), Special Exception Use (PSSE22-03) for the proposed restaurant, determines as follows:

Resolution No. 2022-13 – Site Plan Amendment (SPR22-06) & Special Exception Use (PSSE22-03) – 4206-4208 Lake Worth Road – Triomphe Restaurant, Lounge, and Banquet Hall, LLC

_____Having been otherwise fully apprised of the premises herein, the Village Council hereby approves the said application as revised, with the staff report conditions attached hereto as Exhibit “A”, and which is incorporated herein by reference.

OR

_____Having been otherwise fully apprised of the premises herein, the Village Council hereby denies the application for the following reason(s):

Notwithstanding any exceptions, conditions, or other approvals granted herein, the applicant must conform to all other applicable codes, ordinances, and laws whether stated herein or not.

Section 3. This Resolution shall take effect immediately upon adoption.

Council Member_____offered the foregoing resolution. Council Member_____seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
BEV SMITH, MAYOR	☐	☐	☐
DOUG GUNTHER, VICE MAYOR	☐	☐	☐
JONI BRINKMAN, MAYOR PRO TEM	☐	☐	☐
PATTI WALLER, COUNCIL MEMBER	☐	☐	☐
GARY READY, COUNCIL MEMBER	☐	☐	☐

The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of _____ 2022.

Resolution No. 2022-13 – Site Plan Amendment (SPR22-06) & Special Exception Use (PSSE22-03) – 4206-4208 Lake Worth Road – Triomphe Restaurant, Lounge, and Banquet Hall, LLC

VILLAGE OF PALM SPRINGS, FLORIDA

BY: _____
BEV SMITH, MAYOR

ATTEST:

BY: _____
KIMBERLY M. WYNN, VILLAGE CLERK

REVIEWED FOR FORM AND LEGAL SUFFICIENCY

BY: _____
GLEN J. TORCIVIA, VILLAGE ATTORNEY



PLANNING, ZONING & BUILDING STAFF REPORT

SUBJECT: Triomphe Restaurant - Site Plan Amendment and Special Exception Use

Application Summary			
Applicant / Petitioner	Triomphe Restaurant & Lounge, LLC (Tenant)	Submittal Date	05/17/2022
Reference Name	Triomphe Restaurant & Lounge, LLC	Case Numbers	SPR22-06, PSSE22-03
		Parcel Control No	70-42-44-25-00-000-1030
Location	4206-4208 Lake Worth Rd	Site Area	± 4.25 acres
P&Z Meeting	July 12, 2022	Council Meeting	August 18, 2022
Requests			
Proposed Uses	Site Plan Amendment and concurrent Special Exception Use request to allow the operation of a Restaurant within 7,080 square feet of the existing 40,240 square feet commercial building located at 4236 Lake Worth Road.		
Number of Buildings	Two (2) detached commercial buildings. Tenant will occupy two tenant bays (7,080 square feet) within 1 building.		
Variances	Not Applicable. The applicant withdrew two variances related to the hours of operation on May 17, 2022		
Parking			
Code	Required	Provided	Meets Requirement
Total Vehicular Parking	1/ 3 seats @ 176 seats = 59 spaces or 1 / 100 sf = <u>71 spaces</u>	237 spaces for the entire plaza	Yes
Setbacks			
Code	Required Minimum	Existing	Meets Requirement
Front (North)	50'	59.6'	Yes
Rear (South)	20'	34.3'	Yes
Side (West)	15'	28.9'	Yes
Side (East)	15'	54'	Yes
Site Characteristics			
Existing Use	Empty bay	Proposed Use	Restaurant
Zoning	Commercial General (CG)	Existing Future Land Use	Commercial
Surrounding Existing Land Use, Future Land Use, and Zoning			
Direction	Existing Use	Future Land Use	Zoning District
North	Home Depot (Retail Store)	Commercial	Commercial General (CG)
South	Canal L-12, LW Drainage District	Unincorporated PBC	Unincorporated PBC
East	Personal Services, Single-Family Residences	Unincorporated PBC	Unincorporated PBC (UI, MR-5)
West	Multi-Family Residences, Vacant Commercial	Unincorporated PBC	Unincorporated PBC (UI, MR-5)
Recommendation			
Planning, Zoning and Building Staff has concerns considering that the applicant has operated illegally without Village-issued Certificates of Occupancy, reports of the business serving alcohol without proper credentials and with minors present, construction work done without building permits and that the proposed restaurant will be converted into a banquet hall and will become subject to code enforcement. Additionally, staff is concerned about ongoing complaints that will divert Code and Police attention from the focus on eliminating blight and enhancing safety.			

On July 12, 2022, the Planning and Zoning Board considered the application and recommended denial based on the applicant's justification statement describing that the expanded seating capacity of the restaurant will provide "a location for weddings, funerals, birthdays," and the floor plan provides for a large (33'x15') raised floor for live entertainment, thus the proposal continued to have the characteristics of a Banquet Hall.

The applicant revised the application to remove the large (33' x 15') raised floor for live entertainment, enlarged the kitchen area and revised the justification statement to comply with the code for a restaurant use only.

Even with the concerns outlined in this staff report, Planning, Zoning & Building Staff recommends conditional approval of the proposed restaurant, as depicted on the proposed plans.



I. Site History

- **Ordinance 2014-31: Annexation**

On December 11, 2014, the property at 4236 Lake Worth Road was involuntarily annexed into the Village of Palm Springs along with thirty-two (32) other commercial and residential parcels. The parcel at 4236 lake Worth Road was annexed with a Future Land Use Designation of Commercial and a Zoning Designation of Commercial General (CG).

- **Administrative Site Plan Amendment # 202200051**

On January 26, 2022, the Land Development Director issued conditional approval of the administrative site plan amendment for the proposed exterior remodeling work proposed for 4236 Lake Worth Road. The proposed work involves minor modifications to the exterior façade of the building, including a built-up roof, new stucco, new back light decorative grill, awning and canopy additions, and architectural tile additions to the walls.

Note: The applicant previously submitted an application requesting approval of a Special Exception Use to allow a 7,080 SF restaurant, lounge, and private club with two variances to allow operation from 8 am until 2 am on Sundays instead of 12 pm to 11 pm operating time required and to allow restaurant operation later than 11:00 pm to be located 54 feet away from a residential district instead of the 200 feet required. The application was considered by The Planning and Zoning Board during their March 8, 2022 meeting and recommended denial. The Board's concerns included illegal operations without proper approval, serving alcoholic beverages without proper licenses, inconsistency with residential uses surrounding the property, noise to be generated, and extended hours of operations. The applicant requested a postponement during the April 14, 2022, Village Council meeting to revise the application.

On July 12, 2022, the Planning and Zoning board voted against the recommendation of approval. Staff and advisory board members addressed deficiencies in the application and expressed concerns that enforcement of the restaurant use would be difficult.

II. Comprehensive Plan Consistency

- The subject property's Zoning and Future Land Use designation are Commercial and Commercial General (CG), respectively. The proposed special exception use of a restaurant with a lounge, is consistent with goals, objectives and policies of the Village's Comprehensive Plan.

Staff has concerns with this project requested considering that the applicant has operated illegally without Village-issued Certificates of Occupancy, reports of the business serving alcohol without proper credentials and with minors present and construction work done without building permits.

III. Variances Requested

Not Applicable. The applicant withdrew two variances related to the hours of operation on May 17, 2022.

IV. Neighborhood Compatibility

- 1) The proposed project is located on the south side of Lake Worth Road near the southeast corner of Lake Worth Road and Military Trail, between S 42 Way and Colley Court.
- 2) Surrounding properties are a mix of residential and commercial uses. The adjacent residential uses are currently in unincorporated Palm Beach County.
- 3) A variety of restaurant, commercial retail, and professional uses are located within waling distance of the site.
- 4) The existing retail plaza has different tenants occupying the building providing different retail, professional and personal services.
- 5) Transit service is available through Palm Tran route 62 and 3.

V. Regulatory Issues:

- Palm Beach County Traffic Division has determined that the proposed development is located within the Urban Redevelopment Area (URA) Traffic Concurrency Exception Area (TCEA), thus making the project exempt from the Traffic Performance standards of Palm Beach County.
- The site is subject to site inspection to be performed by PBC Fire Department and Village of Palm Springs Building Official to confirm some construction work done without a building permit or proper approvals. Staff cannot confirm if construction done complies with Florida Building Code.

VI. Environmental Issues:

- There are no environmental (wetlands, floodplains, etc.) issues identified.

VII. Community Outreach/ Notification

- The subject property was posted on July 2, 2022.
- Public Notification letters were mailed to all property owners within 300-foot radius of subject property on July 1, 2022.
- Legal advertisement was published in the Lake Worth Herald on July 7, 2022.
- Staff has not received any inquiries or comments because of the notices.

VIII. Proposed Development Plan Details

The petitioner's development plans depict the following:

1. Application for Special Exception Use.
2. Justification Statement of Proposed Use received on February 15, 2022. The latest revised version was received on August 1, 2022.
3. Site Plan and Floor plan dated August 2017 received January 28, 2022. Latest revision received on August 1, 2022.

IX. Recommendation

The Village received an application submitted by Scott Ehrenberg, agent for Triomphe Restaurant and Lounge. The applicant is requesting approval of a Special Exception Use to allow a 7,080 SF restaurant, with lounge within two tenant spaces in the commercial plaza located at 4236 Lake Worth Road.

The 4.25-acre property was annexed into the Village in 2014 as a developed parcel with a total of 40,240 square feet building area within two (2) commercial structures.

Previously, the applicant requested a special exception use to allow a restaurant use with a private club and additionally, requested two variances from Section 14-61, to allow business operations to commence at 8:00 am and to be extended until 2:00 am. The Planning and Zoning Board considered this application during their March 8, 2022 meeting and recommended denial. The Board's concerns included illegal operations without proper approval, serving alcoholic beverages without proper

licenses, inconsistency with residential uses surrounding the property, and extended hours of operations. The applicant requested postponement during the April 14, 2022 Village Council meeting.

The applicant has revised the application to remove the special exception request for the private club and to withdraw the two requested variances. This new revised application is for the special exception and site plan amendment to allow a restaurant use within the commercial general property.

On July 12, 2022, the Planning and Zoning Board voted against the project based on the applicant's justification statement describing that the expanded seating capacity of the restaurant will provide "a location for weddings, funerals, birthdays," and the floor plan provides for a large (33'x15') raised floor for live entertainment, thus the proposal continued to have the characteristics of a Banquet Hall.

Staff and advisory board members addressed deficiencies in the application and expressed concerns that enforcement of the restaurant use would be difficult.

The applicant revised the application to remove the large (33' x 15') raised floor for live entertainment, enlarged the kitchen area and revised the justification statement to comply with the code for a restaurant use only.

Staff have conducted a review of the application and have concerns with this project considering that the applicant has operated illegally without Village-issued Certificates of Occupancy, reports of the business serving alcohol without proper credentials and with minors present and construction work done without building permits. Additionally, Staff is concerned about ongoing complaints that will divert Code and Police attention from the focus on eliminating blight and enhancing safety.

Even with the concerns outlined in this staff report, Planning, Zoning & Building Staff recommends conditional approval of the proposed restaurant use, as depicted on the proposed plans, and recommends that said motion include the following thirteen (13) conditions below:

1. The special exception approval shall be implemented within 18 months of Council approval.
2. Deliveries shall occur through the rear of the building and delivery vans shall utilize existing parking spaces and not obstruct traffic circulation.
3. If a police detail is required, as determined by the Police Chief, shall be provided, and coordinated with the Village Public Safety Department **prior to any special events**.
4. Deliveries shall not occur prior to 8:00 a.m. or not later than 9:00 p.m.
5. A Business License must be obtained with the Village and PBC Tax Collector office **prior to the commencement of any business operations**.
6. Any special event not covered by the regular business license, including live entertainment, shall be subject to special event code regulations specifically Section 34-896. The Village code allows a maximum of four special events per calendar year and is subject to special event permitting.
7. Any construction activity shall obtain permits from the Village of Palm Springs **prior to any construction commence**.
8. All unpermitted work done on the premises shall be properly permitted and inspected **prior to the issuance of the business license**.
9. Any sign shall be in accordance with the Village regulations and a permit must be obtained prior to any sign installation.
10. The Applicant will be required to undertake additional security measures, based on the number of complaints, or calls for service for incidents at the premises, as determined by the Police Chief. Such additional security measures, as approved by the Police Chief, may include

provisions of on-site security at the operator's sole expense.

11. Any sidewalk broken or damaged during construction shall be replaced by the contractor prior to CO.
12. At the time of CO, the petitioner shall provide the Land Development Department with electronic copies of as-builts.
13. Any Grease traps (size, capacity, and installation) will be evaluated and inspected by The Planning, Zoning and Building Department during the interior build out work is performed.

Project Name: Triomphe Restaurant & Lounge, LLC.
4208-4210 Lake Worth Road
Village of Palm Springs, FL 33461

Date: 08/02/2022

Revised Narrative Attachments

Application Section 4

Description of Project:

This Project is for the location of a Restaurant with Lounge in an Existing Shopping Center. This shopping Center is in a Commercial General Zone. The Commercial General Zone allows for the use of Restaurants with Lounges with a Special Exception.

We are hereby requesting a Special Exception to allow the use of this property for a Restaurant with Lounge.

The purpose of postponing the case to a further meeting and revising this application is to bring the application into closer alignment with the Village of Palm Springs regulations.

Plan Review Questions:

- Why there are two separate dining areas?

The space was already developed with bathrooms between two areas that are going to be used for Dining.

- What is the purpose of the raised floor area?

The raised floor has been removed.

- Regarding the definition of "special event" in Sections 1-2,
 - Special events include any event not covered under the regular business tax receipt and registration for the restaurant business. Holding private parties and functions may not be covered under the regular business tax receipt and registration, so special event permits may be required for private parties and functions.
 - None of the restaurant or lounge definitions in Sections 1-2 include holding private parties and functions in their definitions.
 - Justification needs to explain how private parties and functions will not be open to the public.

Any parties and/or events will be conducted within the Village regulations. Most of the business will be from regular restaurant customers. The restaurant will not need to be closed to the public for gatherings by some of its customers.

Application Section 9
Special Exception Only

- (1) The proposed special exception use is consistent with goals, objectives, and policies of the village's comprehensive plan.

This use should not have a major impact on the village comprehensive plan.

- (2) The proposed special exception is consistent with the land development and zoning regulations and all other portions of this code.

This use should not have a major impact on the land development and zoning regulations.

- (3) The proposed special exception use is compatible with the character and use (existing and future) of the surrounding properties in its function; hours of operation, type, and amount of traffic to be generated; building location, mass, height and setback; and other relevant factors peculiar to the proposed special exception use and the surrounding property.

This tenant does not have any input to the general property since it has already been developed. The traffic study shows that this use will have minimal impact and reduce the traffic during normal peak traffic hours.

- (4) The establishment of the proposed special exception use in the identified location does not create a concentration or proliferation of the same or similar type of special exception use, which may be deemed detrimental to the redevelopment of the area in which the special exception use is proposed to be developed.

I am not aware of any similar uses in the area.

- (5) The proposed special exception use does not have a detrimental impact on surrounding properties based on:
 - a. The number of persons anticipated to be using, residing, or working on the property as a result of the special exception use;
 - b. The degree of noise, odor, visual, or other potential nuisance factors generated by the special exception use; and
 - c. The effect on the amount and flow of traffic within the vicinity of the proposed special exception use.

The Number of people, using and working at the property is consistent with the use of a Shopping Center in regard to noise, odor, visual and other potential nuisance factors. The effect of Traffic for this use does not conflict with the general area because the Traffic for this use should not occur at the same time as the general "Rush Hour" traffic for this area.

- (6) That the proposed special exception use:
 - a. Does not significantly reduce light and air to adjacent properties.
 - b. Does not adversely affect property values in adjacent areas.
 - c. Would not be deterrent to the improvement, development or redevelopment of surrounding properties in accord with existing regulations.

- d. Does not negatively impact adjacent natural systems or public facilities, including parks and open spaces.
- e. Provides pedestrian amenities, including, but not limited to, benches, trash receptacles, and/or bicycle parking.

This tenant does not have any input to the general property since it has already been developed. This property was developed as a Shopping Center which is consistent with property values and development in the immediate area. There is no significant effect on the Light and/or Air quality to the adjacent properties. There is no effect to Parks, Recreation, Open Space or other Pedestrian activities. The effects of these issues and amenities are not in the control of this tenant.

- (7) The proposed use would enhance and/or promote redevelopment of the village, fulfill redevelopment objectives, and/or have a positive economic impact on the Village, including creating new jobs, economic growth and provide needed community-serving (neighborhood retail and commercial) uses and businesses.

This use should not have a major impact on the village redevelopment objectives. This proposed use will provide a valuable service to the neighborhood, create good quality Jobs, and provide a reasonable use for the existing Structure.

Application Section 14 Consistency with the Palm Springs Community Redevelopment Plan

The Community Redevelopment Plan has 5 Key Goals. This Restaurant is not going to have a Major Effect on the things like Utilities, Infrastructure, Workforce Housing, and the Overall Partnership with Palm Beach County.

This Restaurant will help with Economic Growth by providing jobs for residents.

The five (5) key goals established in the 2019 CRA Plan:

I. Improving Utilities and Infrastructure

N/A

II. Expanding Job Development and Economic Growth

We expect to provide good quality jobs and services in the Village, We expect 20 – 25 jobs with about 10+/- full time positions and 10 – 15 part time positions.

III. Enhancing Public Safety

N/A

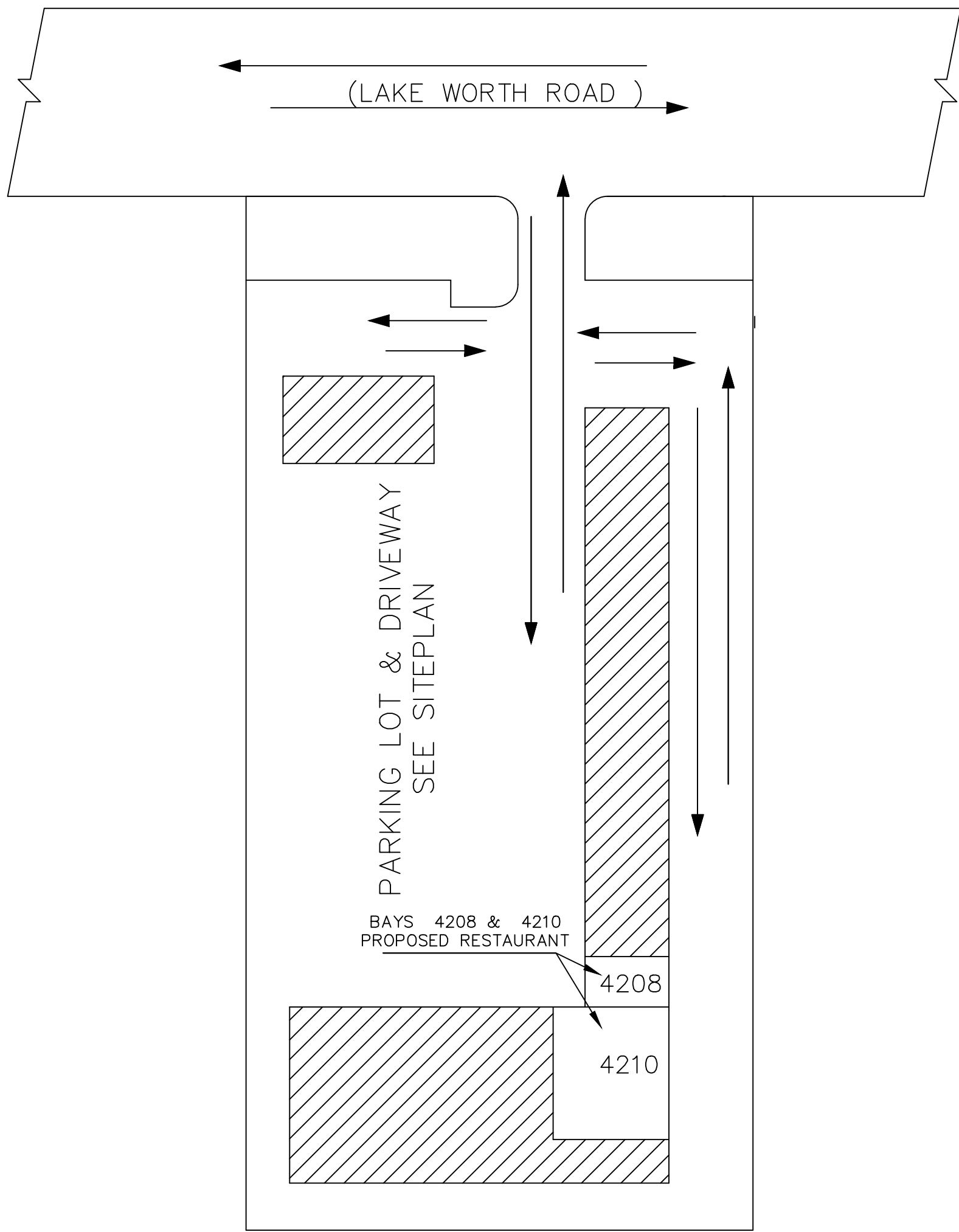
IV. Increasing and Maintaining Work force Housing

N/A

V. Advancing the Partnership with Palm Beach County

N/A

This tenant should be consistent with the Economic Development Strategic Plan for the Palm Springs Community Redevelopment Agency which is built upon key economic development drivers which contribute to encouraging economic growth, improving quality of life, and building wealth.



ONE STOREY COMMERCIAL BUILDING
4236 LAKE WORTH ROAD OWNED BY MAMPG LLC.
(LOCATION PLAN)

SCOPEOF WORK

STRUCTURAL

- 1) REPAIR PARTITION WALLS & DOORS AS SHOWN IN PLANS, ELEVATIONS AND SECTIONS.
- 2) INSTALL CABINETS, COUNTERS AND SHELVES .

MECHANICAL & FIRE PROTECTION (BY OWNERS)

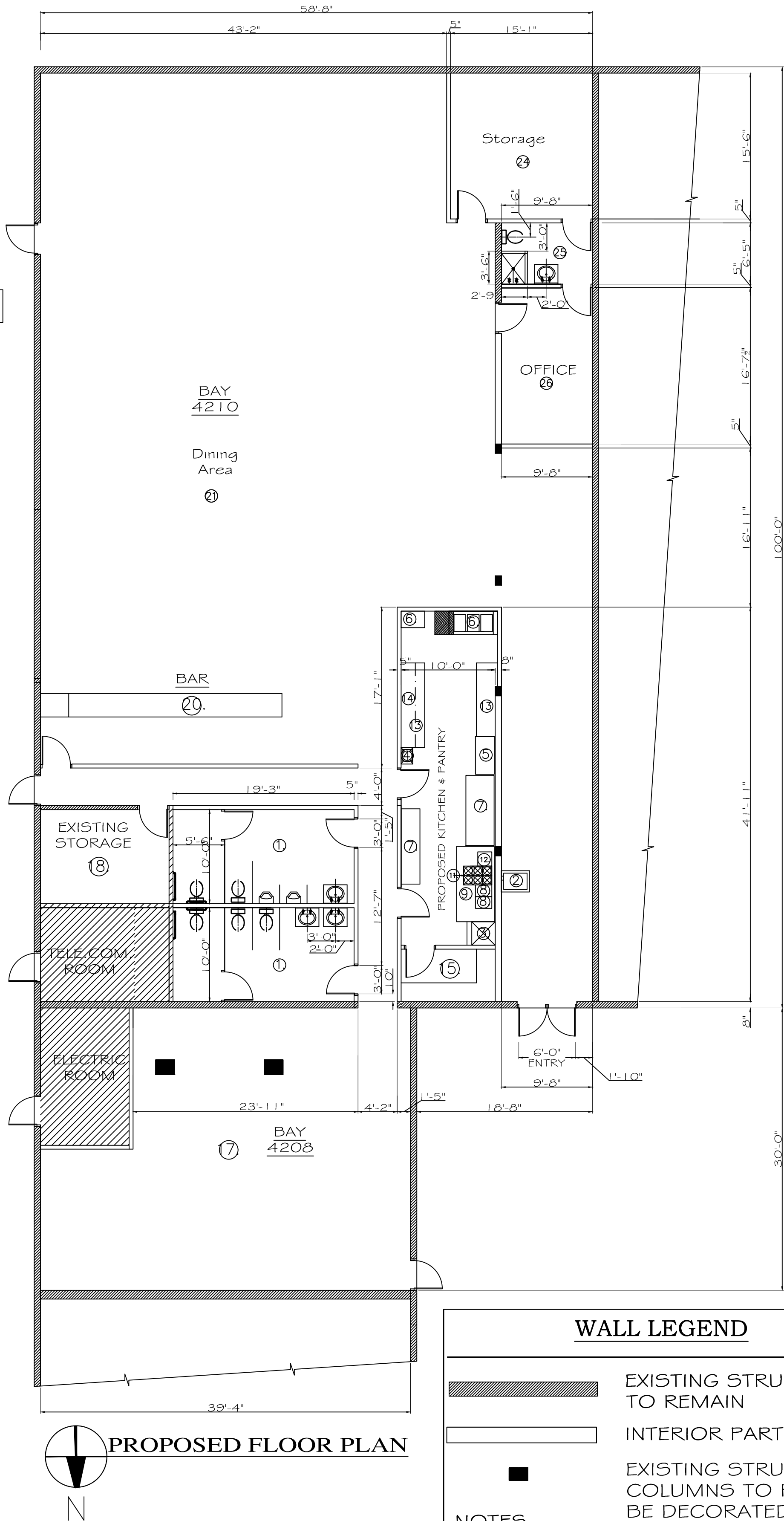
- 1) AIR CONDITIONING TO BE PROVIDED BY OWNERS.
- 2) MECHANICAL CONTRACTORS TO PROVIDE WORKING DRAWINGS AND INSTALL ALL EQUIPMENT NEEDED FOR PROPER VENTILATION.
- 3) INSTALL PROTEx II OR (SIMILAR)FIRE PROTECTION SYSTEM

ELECTRICAL

- 1) INSTALL ALL LIGHTING FIXTURES AS SHOWN.
- 2) INSTALL NEW SWITCHES AND OUTLETS AS SHOWN .

LIFE SAFETY

- 1) INSTALL EMERGENCY AND EXIT LIGHTS AS INDICATED ON PLAN.
- 2) PROVIDE DIAGRAMMATIC LAYOUT OF LIFE SAFETY ROUTE.
- 3) PROVIDE FIRE EXTINGUISHERS AND INSTALL AT ENTRANCES & EXITS AND AT POINTS INSIDE THE BUILDING NOT TO EXCEED 75'-0" FROM EACH OTHER.



WALL LEGEND

- EXISTING STRUCTURAL WALLS TO REMAIN
 - INTERIOR PARTITION WALLS
 - EXISTING STRUCTURAL COLUMNS TO REMAIN. (MAY BE DECORATED AS DESIRED.)
- NOTES

ZONING INFORMATION:

OCCUPIED AREA , 1200 + 5880 = 7080.0 SQ. FT.
PARKING SPACE REQUIRED = 1/100 SQ. FT.
EXIST PARKING SPACES AVAILABLE = 71+

OCCUPANCY CLASSIFICATION:

F.B.C :303.3 ASSEMBLY GROUP A-2.
CLASSIFICATION:ASSEMBLY HALL & RESTAURANT

CODES AND STANDARDS

FL. BUILDING: FLORIDA BUILDING CODE-2020 7th. EDITION

THE CODES AND STANDARDS THAT GOVERN AND PERTAINS TO THIS PRESCRIBED SCOPE OF WORK.

ELECTRICAL: ELECTRICAL COMPONENTS, EQUIPMENT & SYSTEMS SHALL BE DESIGNED & CONSTRUCTED IN ACCORDANCE WITH THE PROVISIONS OF NFPA 70

MECHANICAL: (BY OWNER) MECHANICAL APPLIANCES, EQUIPMENT & SYSTEMS SHALL BE CONSTRUCTED & MAINTAINED IN ACCORDANCE WITH THE F.B.C.

FIRE PREVENTION: (BY OWNER) TO INTERLOCK WITH MECHANICAL SYSTEMS & SHALL BE CONSTRUCTED & MAINTAINED IN ACCORDANCE WITH THE F.B.C.

ENERGY: TO COMPLY WITH STATE OF FLORIDA DEPT. OF COMMUNITY AFFAIRS ENERGY EFFICIENT CODE FOR BUILDING CONSTRUCTION.

HANDICAPPED: CODE (A) DEPT. OF COMMUNITY AFFAIRS FLORIDA ACCESSIBILITY CODE FOR BLDG.CONSTRUCTION.

THESE REQUIREMENTS SHALL BE INCLUSIVE OF ALL ADDENDUMS AND CLARIFICATIONS ISSUED UP TO THE TIME WHEN THE BUILDING PERMIT IS GRANTED. THE LISTED CODES AND STANDARDS SHALL NOT BE CONSTRUED TO BE THE ONLY APPLICABLE CODES STANDARDS GOVERNING THIS PROJECT. THE GENERAL CONTRACTORS, ALL SUB-CONTRACTORS AND SUPPLIERS SHALL VERIFY AND ADHERE TO THE REQUIREMENTS OF THE CODES AND STANDARDS THAT GOVERN AND PERTAINS TO THEIR PRESCRIBED SCOPE OF WORK.

ITEMISED LAYOUT OF AREA.

- 1)RESTROOMS
- 2)GREASE TRAP
- 3)ALL PURPOSE SINK
- 4)HANDWASH SINK
- 5)DEEFPREEZ
- 6)3 COMPARTMENT SINK & DISHWASHER
- 7)WORK STATION
- 8)FRYER
- 9)HOOD WITH FIRE SUPPRESSION SYSTEM
- 10)NA
- 11)6 BURNER STOVE
- 12)FLAT TOP GRIDDLE
- 13)COUNTERTOP
- 14)CABINET ABOVE
- 15)WALK IN COOLER
- 16)CASHIER
- 17)DINING AREA
- 18)STORAGE
- 19)WATER HEATER
- 20)BAR
- 21)DINING AREA
- 22)NA
- 23)NA
- 24)STORAGE
- 25)STAFF RESTROOM
- 26)OFFICE
- 27)
- 28)

INDEX

SHEET A101.....LOCATION PLAN,PROPOSED FLOOR PLAN GENERAL INFORMATION CODES & NOTES
SHEET A102.....LIFE SAFETY PLAN

NOTES

GENERAL

- 1) ALL WORK SHALL BE DONE IN ACCORDANCE WITH THE FLORIDA BUILDING CODE 2014 AND ALL OTHER APPLICABLE CODES AND STANDARDS.
- 2) THE CONTRACTOR PERFORMING WORK ON THIS PROJECT MUST BE LICENSED TO OPERATE IN ACCORDANCE WITH ALL GOVERNING AUTHORITY REQUIREMENTS.
- 3) THE CONTRACTOR HEREINAFTER, AND FOR THE DURATION OF THE PERIOD REQUIRED FOR THE COMPLETION OF THIS PROJECT SHALL BE REFERRED TO AS THE "TENANT'S CONTRACTOR"
- 4) THE TENANT'S CONTRACTOR SHALL COORDINATE ALL ACTIVITIES DURING CONSTRUCTION WITH THE LANDLORD'S PROJECT MANAGER, OR MALL MANAGER.
- 5) THE TENANT'S CONTRACTOR SHALL FOLLOW ALL CONSTRUCTION POLICIES AND PROCEDURES ESTABLISHED BY THE LANDLORD FOR THE SHOPPING CENTER.
- 6) THE TENANT'S CONTRACTOR SHALL NOTIFY THE MALL MANAGER OR PROJECT MANAGER WHENEVER THE REMODELING IS COMPLETE AND READY FOR INSPECTION.
- 7) IN THE EVENT THERE ARE DISCREPANCIES, INCOMPLETENESS, OR ANY OTHER UNSATISFACTORY ITEMS, A LIST (PUNCH LIST) WILL BE SENT TO THE TENANT'S CONTRACTOR FOR CORRECTION. THESE ITEMS MUST BE CORRECTED, COMPLETED, & INSPECTED FOR APPROVAL.
- 8) THE TENANT'S CONTRACTOR SHALL MAKE ALL ARRANGEMENTS FOR INSPECTION BY THE CITY'S BUILDING AUTHORITIES.
- 9) ONE SET OF "AS BUILT" PLANS REFLECTING ANY SUBSEQUENT CHANGE TO INITIALLY APPROVED PLANS, MUST BE SENT TO THE LANDLORD'S TENANT COORDINATOR IMMEDIATELY UPON COMPLETION OF REMODELING WORK.
- 10) THE TENANT'S CONTRACTOR SHALL VERIFY ALL DIMENSIONS BY TAKING MEASUREMENTS ON SITE AND SHALL BE RESPONSIBLE FOR THEIR CORRECTNESS. ANY DISCREPANCIES SHALL BE REFERRED TO THE DESIGNER FOR ADJUSTMENTS OR CORRECTIONS.
- 11) THE TENANT'S CONTRACTOR SHALL VERIFY ROUGH OPENINGS, DIMENSIONS FOR DOORS,WINDOWS AND GLAZED AREAS.
- 12) THE TENANT'S CONTRACTOR SHALL COORDINATE WITH RESPECTIVE SUB-CONTRACTORS OR THEIR REPRESENTATIVES FOR ANY PROVISIONS FOR PROPER INSTALLATION OF MATERIALS AND OR EQUIPMENT.

LUMBER

- 1) LUMBER SHALL BE SOUTHERN PINE #2 OR EQUAL AND WOOD CONSTRUCTION SHALL BE IN ACCORDANCE WITH A.I.T.C.
- 2) ALL WOOD IN CONTACT WITH MASONRY OR EXPOSED TO WEATHER SHALL BE PRESSURE TREATED
- 3) PLYWOOD SHALL BE EXTERIOR TYPE CDX GRADE AT ALL EXTERIOR FOR SHEATHING AND ROOF UNDERLAYMENT.
- 4) STRUCTURAL WOOD METAL CONNECTORS SHALL CONFORM TO THE LATEST REQUIREMENT OF THE FLORIDA BUILDING CODE. ALL METALS, INCLUDING NAILS, FLASHING, AND DRIP EDGE, EXPOSED TO WEATHER SHALL BE GALVANIZED, UNLESS SPECIFIED OTHERWISE.
- 5) ALL WOOD TO BE USED IN TYPE II CONSTRUCTION SHALL BE FIRE RETARDANT TREATED. (FBC 603.1.1)

FINISHES

- 1) ALL FLOOR AND BASE BOARD IN GENERAL AREA TO BE WOOD AND SURFACES TO BE SMOOTH AND UNIFORMLY SLIP RESISTANT.
- 2) ALL FLOOR AND COVE BASE IN THE FOOD PREP, FOOD STORAGE, DRY STORAGE, COOKING AND DISHWASHING AREAS TO BE NON SKID PORCELAIN TILES.
- 3) ALL WALL IN GENERAL AREA AND DRY STORAGE AREAS SHALL BE GYPSUM BOARD. PAINT SHALL BE PRIMER AND FINISHED COAT AND SHALL BE SMOOTH WITHOUT RUNS SAGS OR DEFECTS.
- 4) ALL WALL IN FOOD PREP, FOOD STORAGE, COOKING AND DISHWASHING TO BE OF IMPERVIOUS MATERIAL FINISHED WITH PORCELAIN TILES.
- 5) ALL SURFACES SHALL BE SMOOTH AND EASILY CLEANABLE.
- 6) EXISTING CEILING IN GENERAL AREAS TO REMAIN. CEILING IN HIGH TEMPERATURE COMPARTMENT TO BE OF FIRE RESISTANT MATERIAL. FIRE STOP ALL PENETRATIONS OF THE FIRE RATED WALL AND OR CEILINGS WITH "3M" OR EQUAL FIRE BARRIER PRODUCT AND APPLY AS PER MANUFACTURER'S SPECS.

SEAL

DATE

ARCHITECT / ENGINEER

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sheet number

A-101



JAMES E. GILGENBACH
ARCHITECTURE & PLANNING

9009 ONE PUTT PLACE PORT ST LUCIE
(561) 809 - 8491 FLORIDA 34986

PROJECT DESCRIPTION:

PROPOSED FACILITIES (for)
TRIOMPHE RESTAURANT & LOUNGE L.L.C.
4208 & 4210 LAKE WORTH RD.,
PALM SPRINGS, FL. 33461

LEGAL DESCRIPTION:

PCN 70-42-44-25-00-000-1030
25-44-42.W 1/2 OF NW 1/4 OF NE
1/4 LESS N 60FT. SR 802 R/W &
W 30FT. RD R/W

REVISIONS

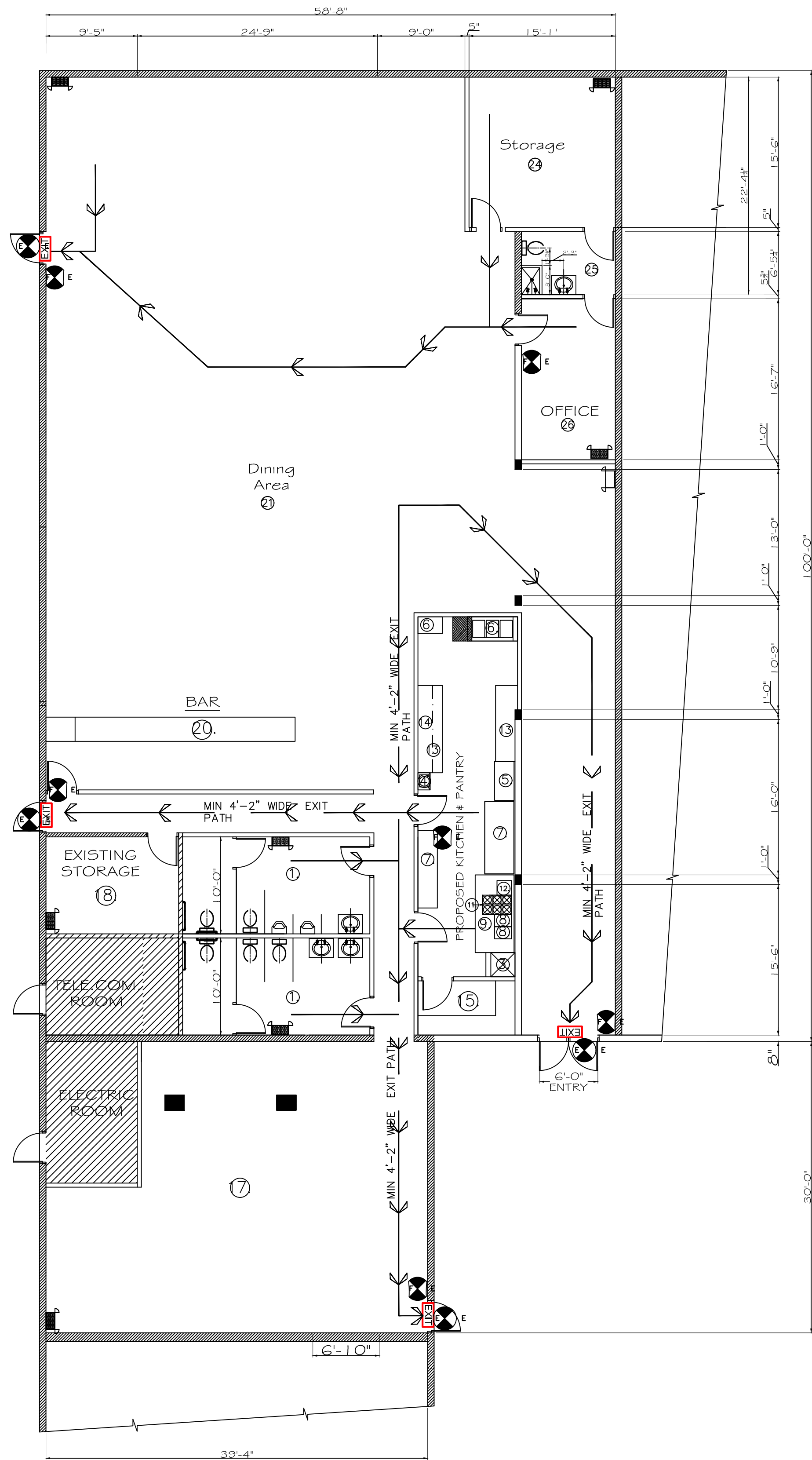
△△ See notes / Month.

SCHEDULE

DRAWING DATE: APR.2021
DRAWN BY: CNF
CHECKED BY:
PROJECT NUMBER: 2104017

SHEET TITLE:

SHEET A 101.....LOCATION PLAN,PROPOSED FLOOR PLAN GENERAL INFORMATION CODES & NOTES



LIFE SAFETY PLAN
(EMERGENCY EXIT ROUTE)

SAFETY LEGEND	
	EMERGENCY EXIT DOORS FITTED WITH PANIC HARDWARE
	EMERGENCY DUAL LIGHT 15W - MAX
	EXIT SIGN / LIGHT COMBO 2 ~ 15W
	4.45 kg. DRY CHEMICAL POWDER FIRE EXTINGUISHER.

- FIRE SAFETY NOTES**
- 1) PROVIDE 6" HIGH ADDRESS NUMBERS ON ALL EXTERIOR DOORS.
 - 2) PROVIDE DOOR HARDWARE DESCRIPTION FOR ALL DOORS. MUST BE SPECIFIED BY DOOR AND IN THE DOOR SCHEDULE.
 - 3) ALL EXTERIOR DOORS SHALL BE KEYED TO THE EXTERIOR.
 - 4) PROVIDE DIRECTIONAL SIGNAGE : (a) Provide sign on exit side of door by utility closet, (b) Provide exit sign at hall leading to exit as you pass through door.
 - 5) WALKING SURFACE INSIDE AND OUTSIDE OF EXTERIOR DOORS MUST BE NO MORE THAN 1/2" DIFFERENCE FOR THE LENGTH AND WIDTH OF THE DOOR.
 - 6) CONTRACTOR TO VERIFY FIRE WALLS AND REPAIR AS NEEDED TO PROVIDE 1-HR. SEPARATION. LABEL FIRE WALLS ABOVE CEILING AS PER FFPC 2010 NFPA 1.08/13. (TO BE NOTED ON STRUCTURAL / ARCHITECTURAL PLANS.)
 - 7) PROVIDE UL LISTED ASSY. FOR FIRE WALLS.

"CF" BUILDING SERVICES

design drafting, inspection, project management,
617 N Rosemary Ave., Apt B, West Palm Beach, FL 33407
Tele:- (954) 616-9809 / (561) 507-6414
email :- cfacsone@gmail.com

JAMES E. GILGENBACH
ARCHITECTURE & PLANNING

9009 ONE PUTT PLACE
(561) 809 - 8491

PORT ST LUCIE
FLORIDA 34986

PROJECT DESCRIPTION:

PROPOSED FACILITIES (for)
TRIOMPHE RESTAURANT &
LOUNGE L.L.C.
4208 & 4210 LAKE WORTH RD.,
LAKE WORTH, FL. 33461

LEGAL DESCRIPTION:

PCN 70-42-44-25-00-000-1030
25-44-42.W ½ OF NW ¼ OF NE
¼ LESS N 60FT. SR 802 R/W &
W 30FT. RD R/W

REVISIONS	
△△	See notes / Sept.

SCHEDULE		
DRAWING DATE:	DRAWN BY: CNF	PROJECT NUMBER:
APR. 2021	CHECKED BY:	2104017

INDEX:

SHEET A 102....LIFE SAFETY PLAN

SEAL

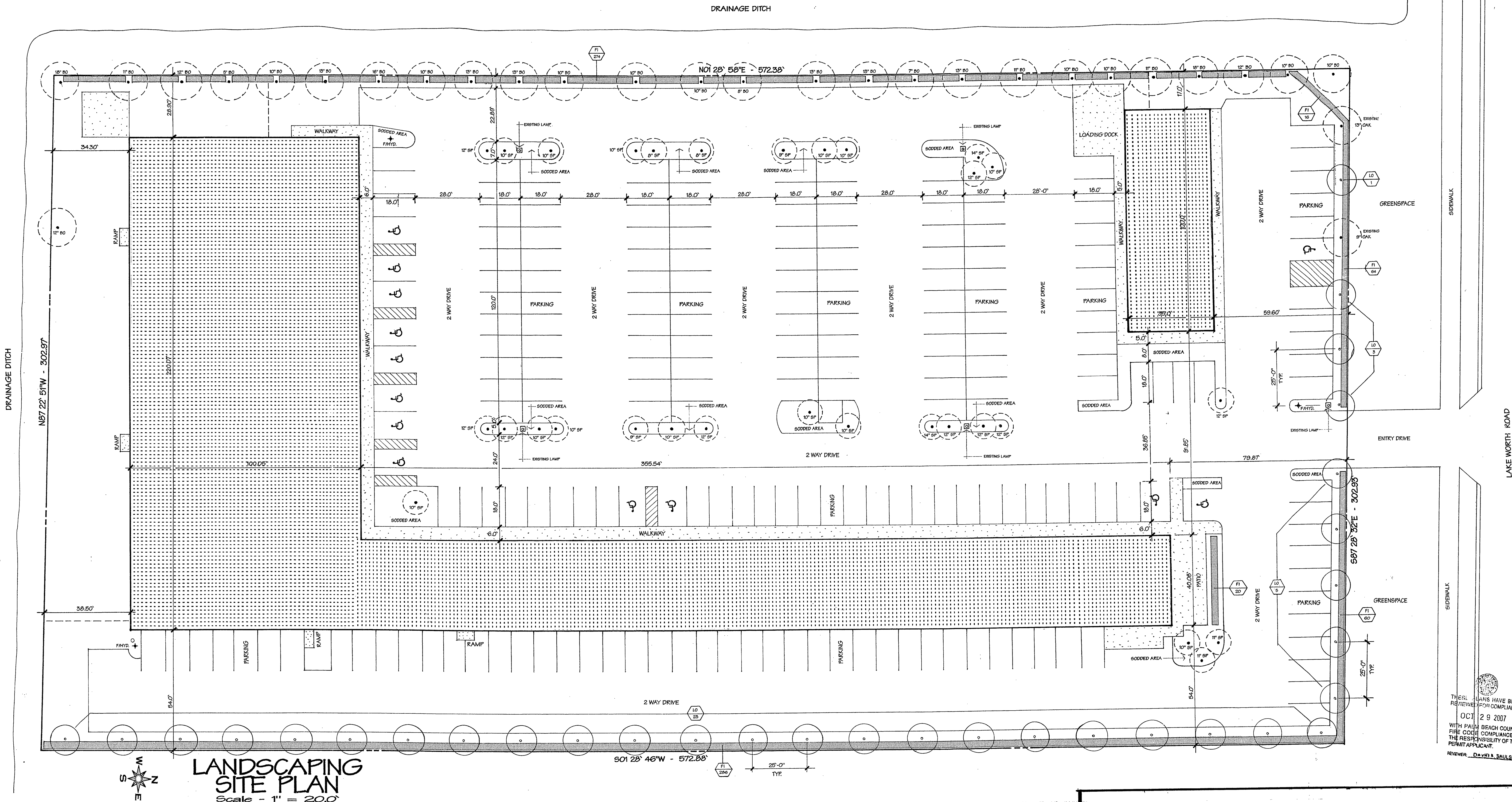
DATE

ARCHITECT / ENGINEER

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sheet number

A-102



THIS PLAN HAS BEEN
 REVIEWED FOR COMPLIANCE
 OCT 29 2007
 WITH PALM BEACH COUNTY
 FIRE CODE COMPLIANCE IS
 THE RESPONSIBILITY OF THE
 PERMIT APPLICANT.
 REVIEWER: DAWN SAULS

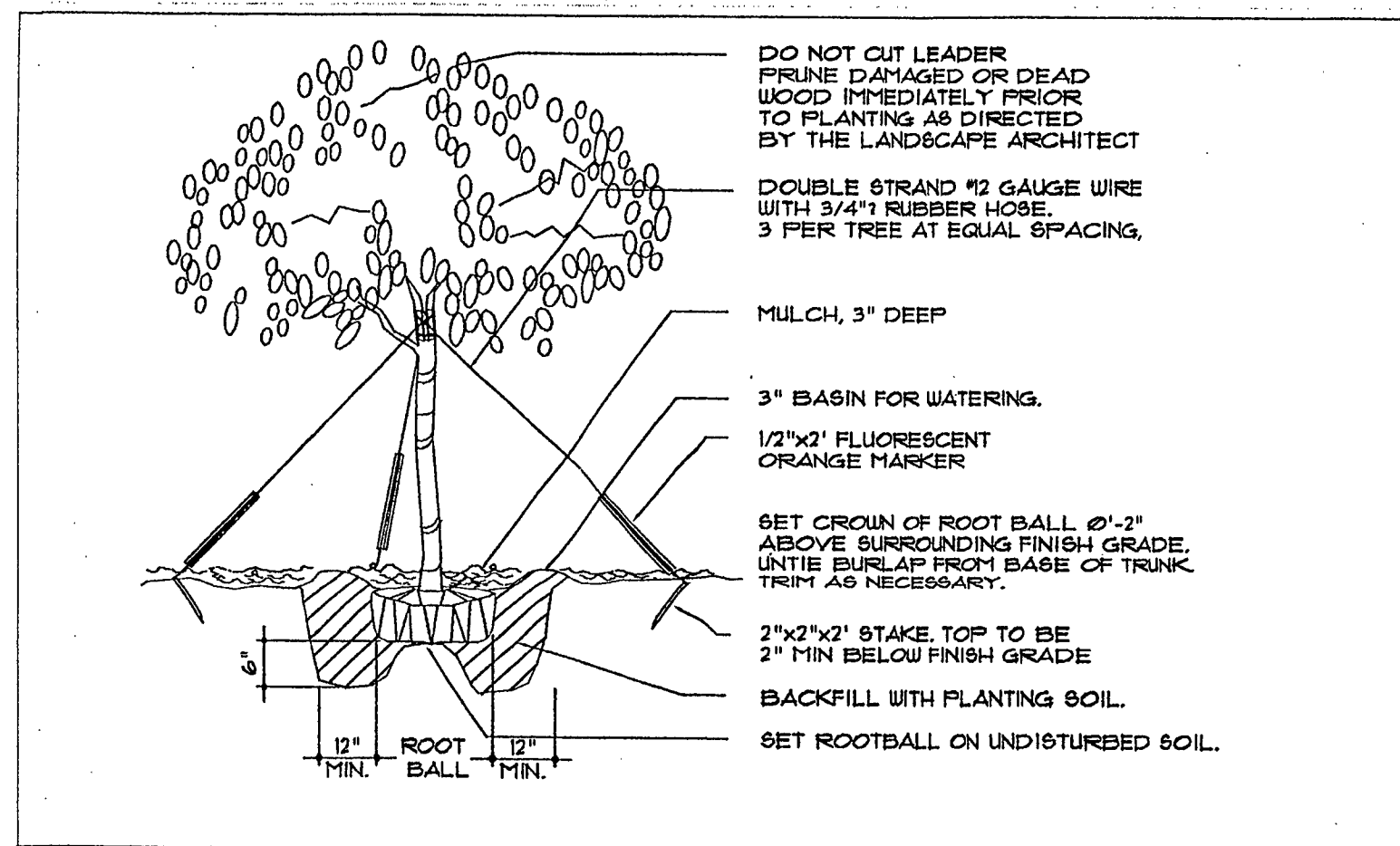
Florida Design Architects P.A.
 Gerald J. Oakley - Architect
 License No. AR010374
 AA2680198
 1111 U.S. Hwy 1
 N. Palm Beach, Florida 33460
 561.588.0707
 NOTE: This drawing is a copy of the original design of Florida Design Architects P.A. and shall not be used for any other project without the written permission of Gerald J. Oakley.

Proposed COMMERCIAL INTERIOR RENOVATIONS
 for
NEW STATE OFFICES
 4236 Lake Worth Road
 Lake Worth, Florida

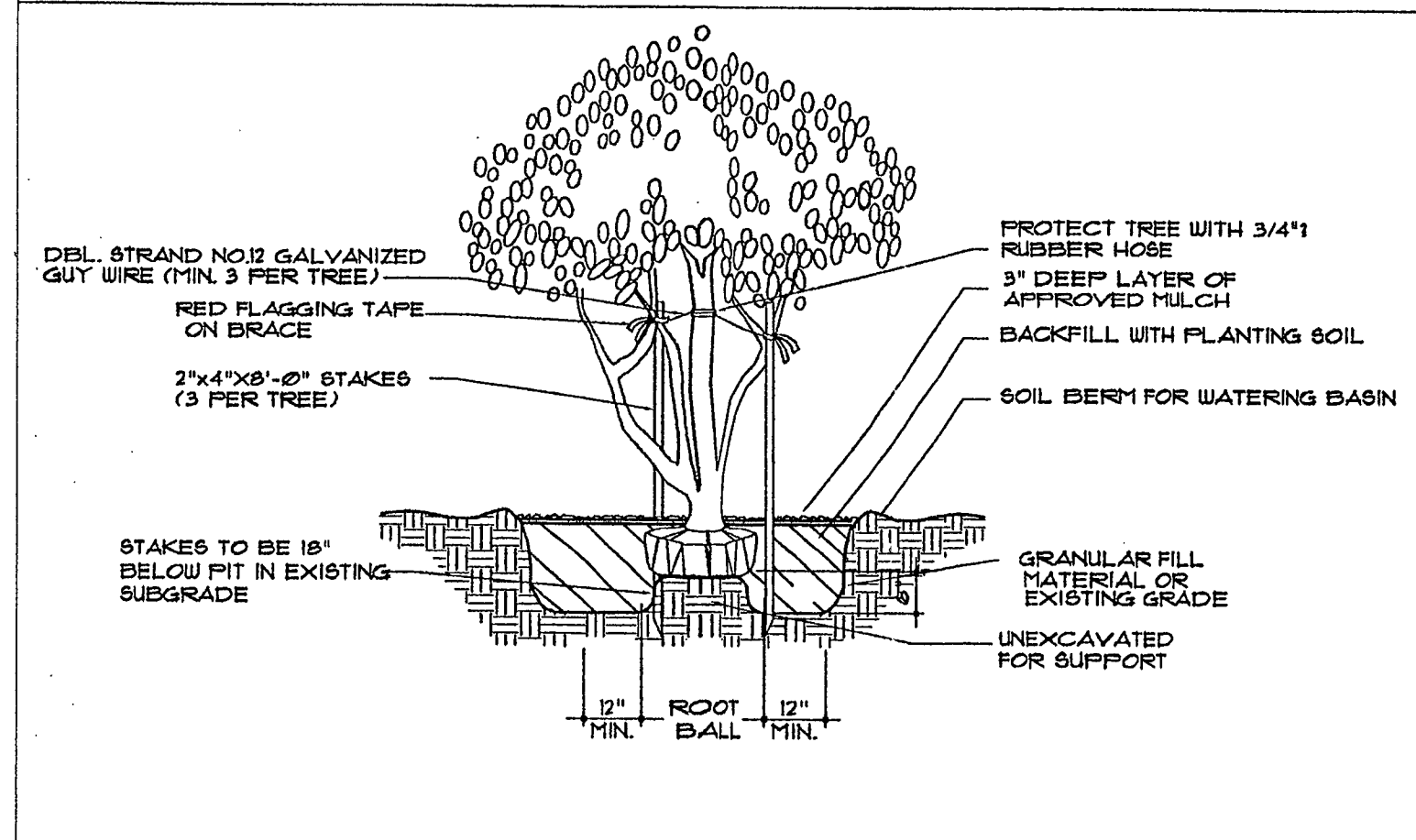
DATE: _____ REVISION: _____
 JOB NO. _____ A.385.07
 DATE: _____ Aug. 2007
SHEET L9
 OF SHEETS
 All dimensions shown on these drawings shall take precedence over verbal dimensions. Contractor shall verify design team of any changes in dimensions of job conditions before any work is begun. Without due notification, Contractor takes responsibility for any changes in drawing or job conditions.

RECORD OFFICE COPY

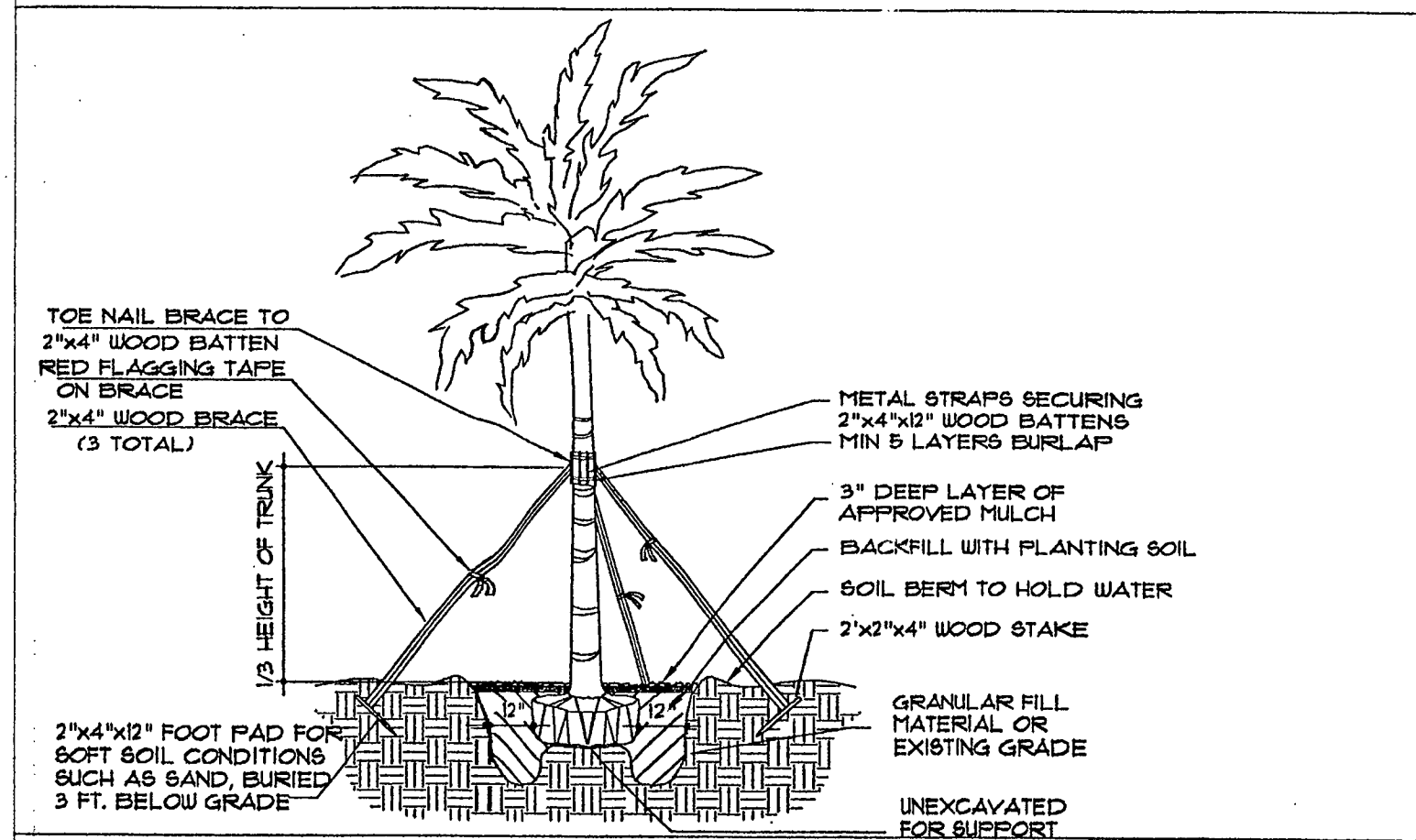
SEP 23 2007



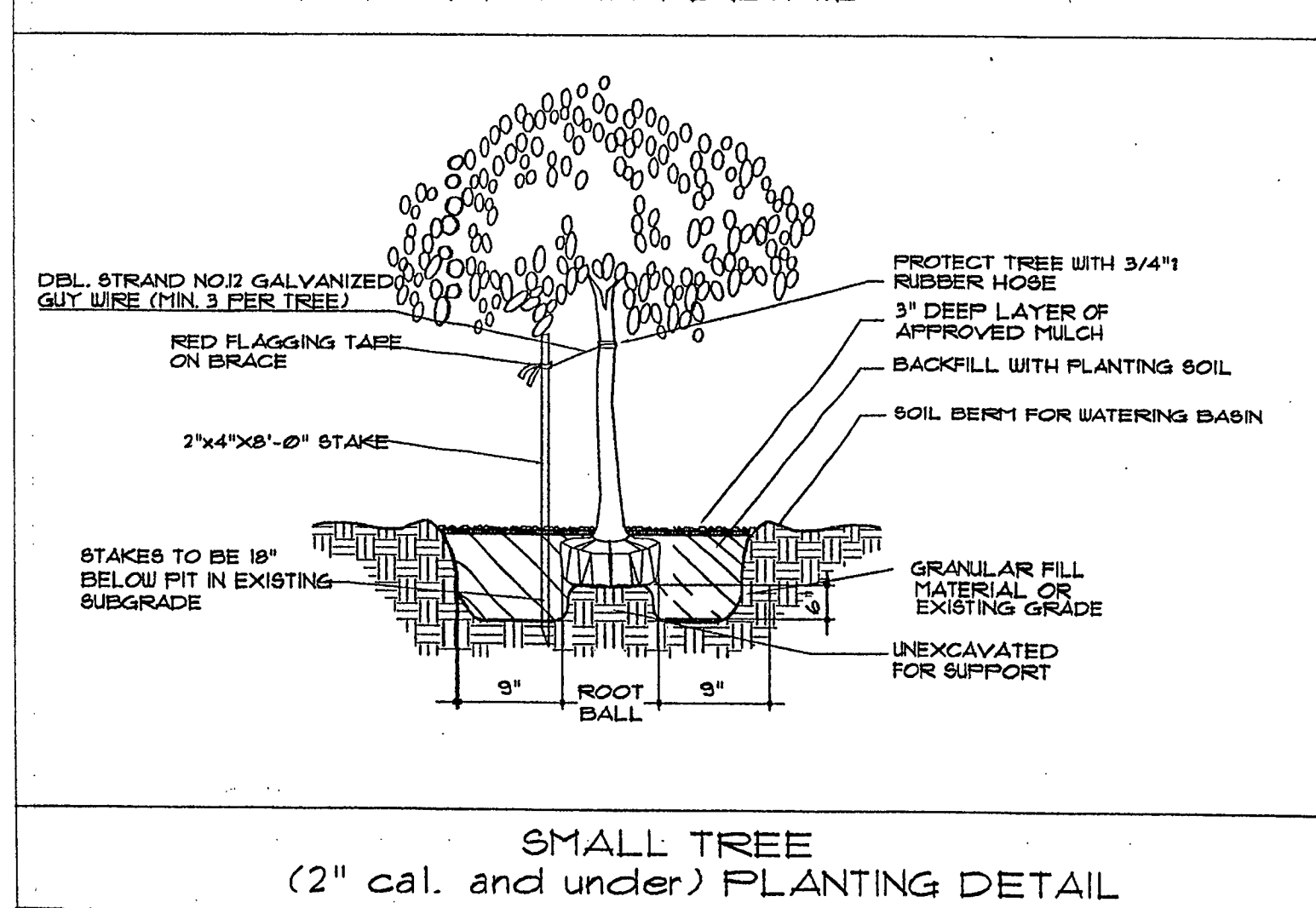
LARGE TREE
(2" cal. and over) PLANTING DETAIL



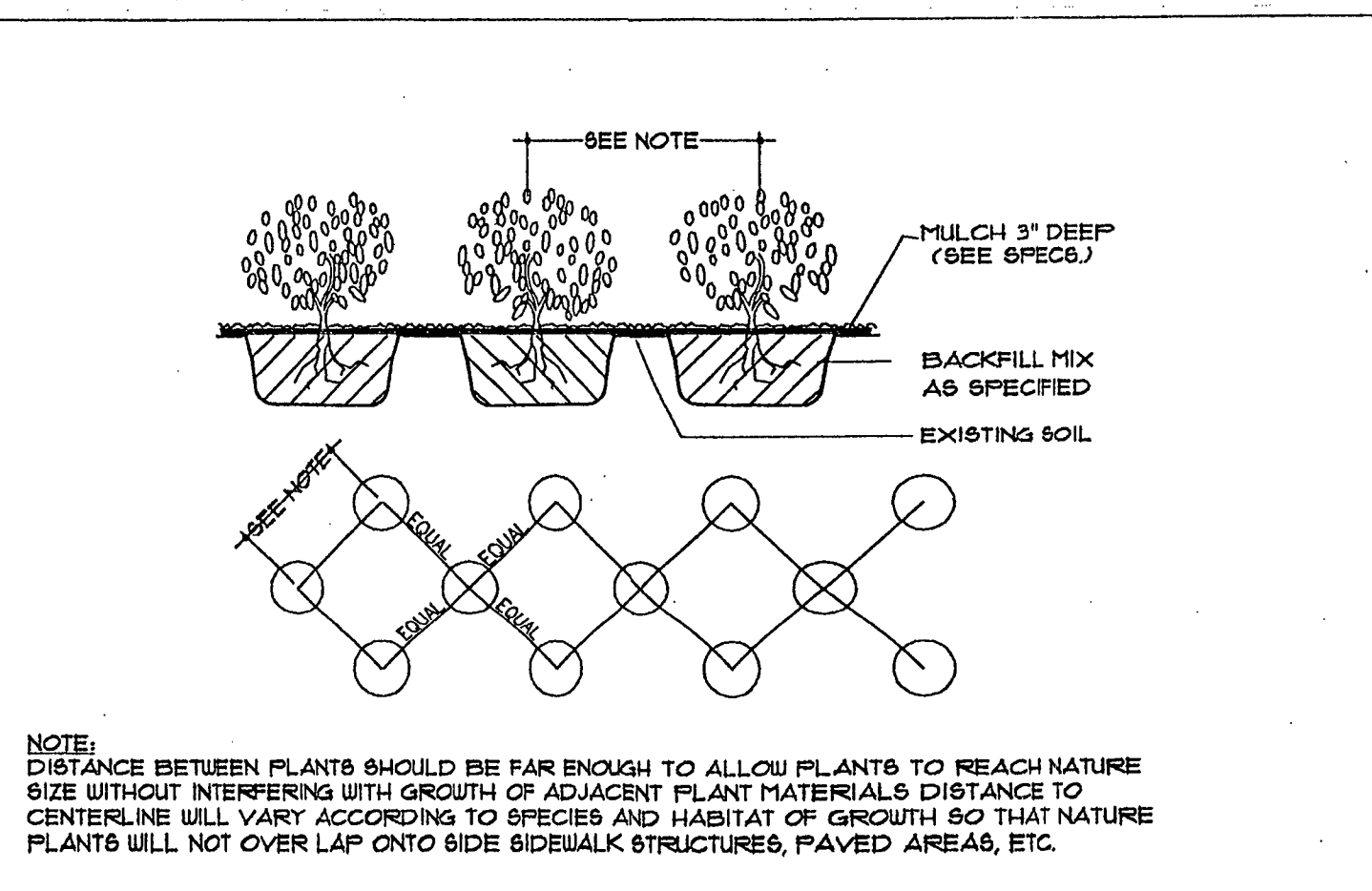
MULTI-TRUNK AND SMALL TREE
(2" cal. and under) PLANTING DETAIL



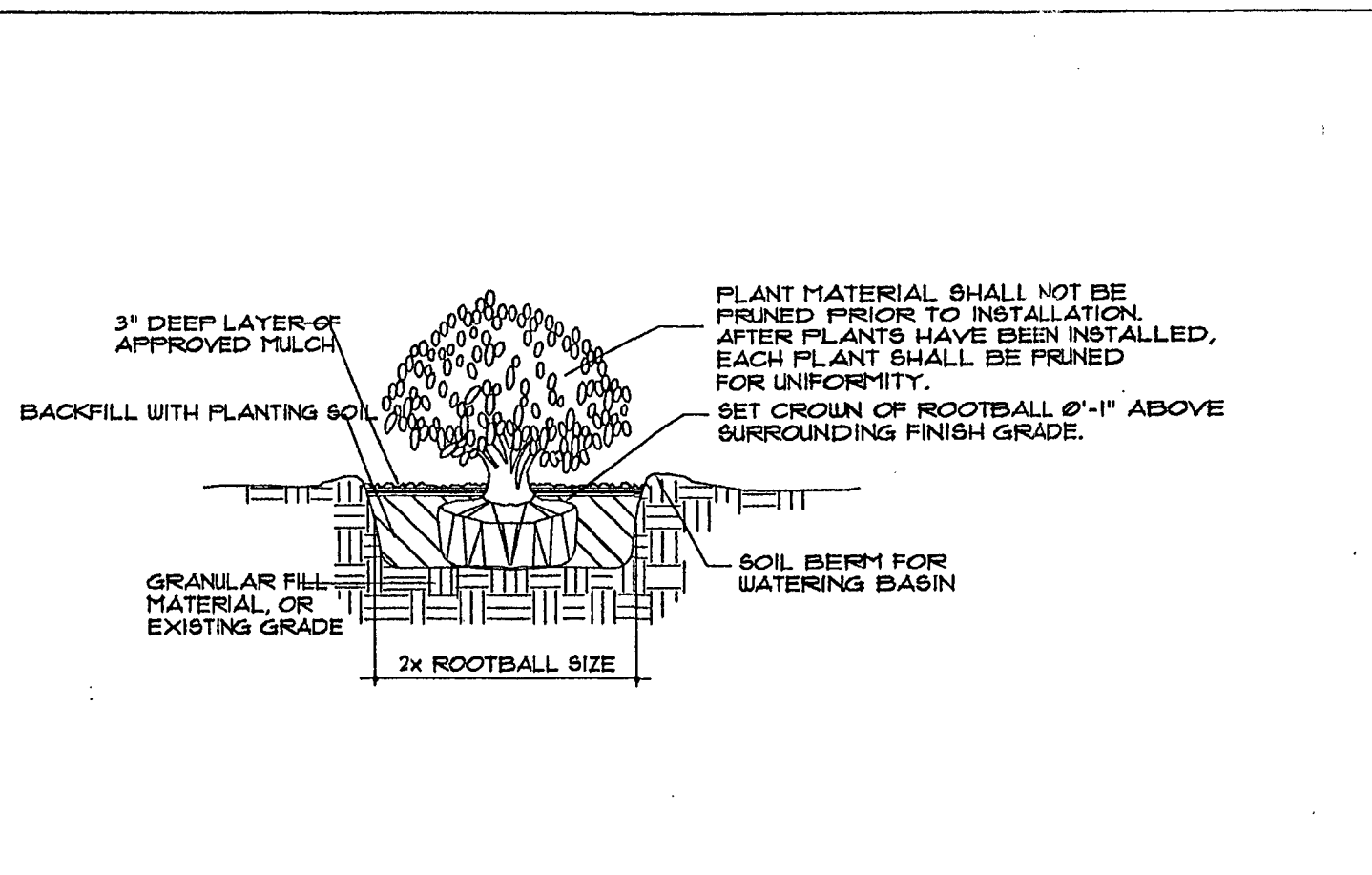
PALM PLANTING DETAIL



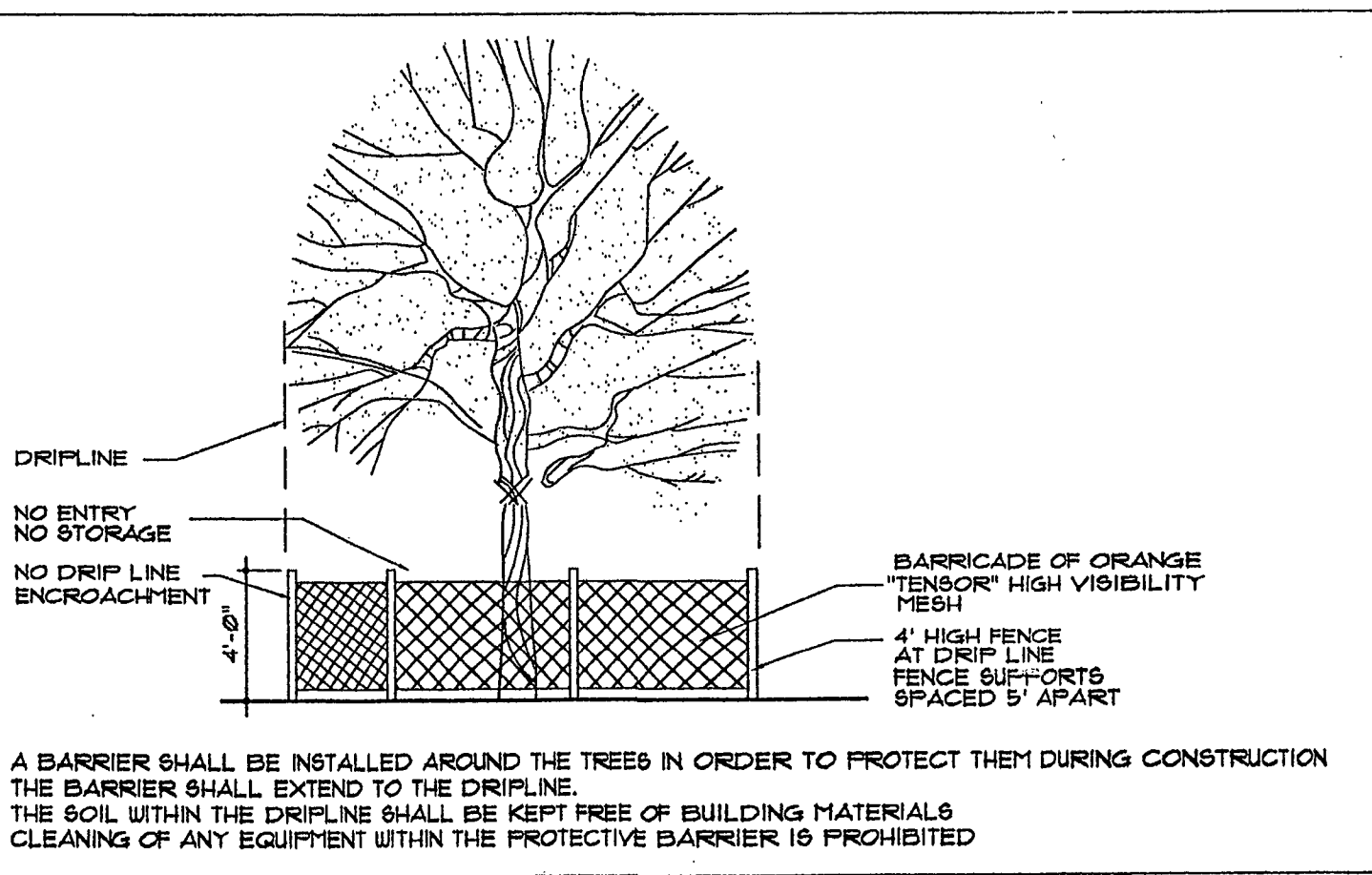
SMALL TREE
(2" cal. and under) PLANTING DETAIL



SHRUB/ GROUNDCOVER SPACING DETAIL



SHRUB PLANTING DETAIL



TREE PRESERVATION
BARRICADE FENCING DETAIL

LANDSCAPE PLANTING DETAILS

LANDSCAPE NOTES

1. PLANT MATERIAL: All plant material shall be Florida "or better" as established by "Grades and Standards for Nursery Plants" of the state of Florida, Department of Agriculture.
2. All trees, shrubs and groundcovers shall be of the sizes as specified in the Plant List.
3. Quantities listed on the Plant List are for estimating purposes. Contractor shall verify all quantities. Mulch, topsoil, fertilizer, etc. shall be included in the unit cost of the plants.
4. Where there is a discrepancy either in quantities, plant names, sizes or specifications between the plan or plant list, the plan takes precedence.
5. All planting beds and water basins for trees shall be covered with a 3" minimum depth of shredded eucalyptus or other organic mulch grade "B" or better.
6. The Planting Plan shall be installed in compliance with all existing City codes and applicable deed restrictions.
7. SOD: All areas not used for buildings, vehicular use areas, walks or planting beds shall be grassed. Grassing shall extend to any abutting street pavement edge and to the mean exterior line of any abutting canal, lake or waterway. Sod to be grade "A" weed free. All areas marked "Lawn" shall be St. Augustine "Floratum" solid sod. The Dry Retention area shall be "Bahia Grass" / "Paspalum Notatum". All sod shall be set level tight and even along planting beds.
8. Landscaping contractor is responsible for providing their own square footage takeoffs and field verifications for 100% sod coverage of all areas specified.
9. PLANTING SOIL: All trees and shrubs shall be planted with a minimum of 12" topsoil around and beneath the rootball. Minimum topsoil shall be 6" for groundcover areas, 4" for seeded grass areas and 2" for sodded grass areas.
10. Planting soil to be a weed-free mixture of 50% sand, 40% muck, and 10% Canadian peat. All plant material to receive planting soil as per details. Planting soil backfill for all proposed Date Palms, Coconut Palms, Royal Palms and Liriodendrons shall be backfilled with 80% sand and 20% muck mixed with existing soil free of rock and debris. Bougainvillea species shall be backfilled with 100% sand at time of planting.
11. Contractor is responsible for determining all utility locations and installing facilities so as to not conflict. All damage to existing utilities or improvements caused by Contractor shall be repaired at no additional cost to the Owner.
12. Contractor to notify "Sunshine" at 1-800-639-4031 (48) hours prior to digging for underground utility locations.
13. Contractor shall be responsible for providing final grading of all associated planting areas.
14. After final grade, area to be raked to 6" depth and all rock and foreign inorganic materials removed and disposed of properly off-site.
15. All planting holes to be hand dug except where machine dug holes will not adversely affect or damage utilities or improvements (see note 8).
16. No pruning of any tree or palm will be accepted. All plants to be planted at the nursery grade or slightly higher.
17. Contractor shall stake 4 guy all trees and palms at time of planting as per the appropriate detail. Contractor is responsible for the maintenance and/or repair of all staking and guying during warranty period.
18. All parking islands measuring less than 11 feet (including curbs) due to turning radii requirements shall have root barriers installed against the full perimeter of the island. All linerock shall be excavated from islands to a depth of 2-1/2 feet and backfilled with the specified planting mix.
19. Fertilizer for grass areas shall be NPK 16-4-8 @ 125 lbs/10000 s.f. or 545 lbs/acre. Nitrogen 50% slow release form 4 fertilizer to include secondary micronutrients.
20. SUBSTITUTIONS AND CHANGES: All substitutions and changes shall be approved in writing prior to installation. Any discrepancies between plans, site and specifications shall be brought to the immediate attention of the Architect, the owner and The City of Miramar.

21. WATERING: All plant material shall be watered in at time of planting in accordance with standard nursery practices. In addition Contractor will continue watering of plant material until substantial completion and as needed thereafter for a period of 2 months.
22. EXISTING MATERIAL: All existing material shall be brought to current city code standards. All existing hedges must be continuous as required.
23. DRAINAGE EASEMENT: Written approval must be obtained from local water management district prior to planting within the drainage easement.
24. All new plant material shall be guaranteed for 1 year from time of final acceptance of project. Any plant material not in a healthy growing condition will be replaced by the Contractor at no additional cost to the Owner within 10 days of notification. For all replacement plant material, the warranty period shall be extended an additional 45 days beyond the original warranty period. Warranty is null and void for plant material which is damaged or dies as a result of "acts of God" limited to hail, freeze, lightning, automobile damage, and wind exceeding 15 mph as defined by the Miami Hurricane Center. All trees that lean or are blown over caused by winds less than 15 mph will be re-set and braced by the Contractor at no additional cost to the Owner.
25. Type "D" curbing and wheel stops shall be provided in the V.I.A. Refer to paving and drainage detail sheet for detail of type "D" curb and wheel stop.
26. The successful bidder shall furnish to the Owner a unit price breakdown for all materials. The Owner may, at its discretion, add or delete from the materials utilizing the unit price breakdown submitted.
27. No plant material will be accepted showing evidence of cable, chain marks, equipment scars, or otherwise damaged.
28. Plant material will not be accepted when the ball of earth surrounding its roots has been cracked, broken or otherwise damaged.
29. Root-prune all trees a minimum of (8) weeks prior to planting.
30. Tree grates shall be positioned to rest in the center of tree well and have uniform spacing around outside edges of castings. Install grates where indicated on plans flush and leveled with surrounding pavement surface. Install steel angle frame, in concrete flush and leveled with surrounding paving surface, maintain flush and leveled at all times.
31. All landscaped areas will be irrigated by an underground, automatic, rust-free irrigation system providing 100% coverage and 100% spray overlap. The system shall be maintained in good working order and designed to minimize water on impervious surfaces and not overpray walkways. A rain sensor device shall be installed to override the irrigation cycle of the system when adequate rainfall has occurred.
32. Hedge material shall be planted equal to the height of all dumpsters, transformers, mechanical equipment and other ground free-standing utility equipment or enclosures.
33. All plant material planted within the sight distance triangle areas (see plan) shall provide unobstructed cross-visibility at a horizontal level between 30 inches and 8 feet above adjacent street grade.
34. No canopy trees shall be planted within 12 feet of a light pole. No palm species shall be planted within 6 feet of a light pole.
35. Ground cover plantings shall provide not less than 75 percent coverage immediately upon planting and 100 percent coverage within 3 months after planting.
36. Tree protection barricades shall be provided around existing trees that may be impacted by the proposed construction. Prior to any construction a tree protection barricade inspection shall be conducted by the landscape architect, owner or governing municipality. Refer to landscape detail for tree preservation barricade fencing.
37. Tree removal/relocation permits must be obtained for existing trees to be removed or relocated.
38. In all pedestrian areas, all trees and palms shall be maintained to allow for clear passage at an 8 foot clear trunk.

LANDSCAPE LEGEND

KEY	COMMON NAME	SCIENTIFIC NAME	SIZE	SPACING	QUAN.
TREES					
LO	Live Oak	Quercus Virginiana	14' / 16'	25' o.c.	32
OA	Water Oak	Existing			2
BO	Black Olive	Existing			23
SP	Sabal Palm	Existing			30
SHRUBS					
FI	Ficus Hedge	Ficus Benjamin	24' / 30'	24' o.c.	720

NOTE:
Irrigation system for new and existing landscaping is existing with multizone timers.

THESE PLANS HAVE BEEN
REVIEWED FOR COMPLIANCE
OCT 29 2007
WITH PALM BEACH COUNTY
FIRE CODE COMPLIANCE IS
THE RESPONSIBILITY OF THE
PERMIT APPLICANT
REVIEWER: DAVID A. SAULS

RECORD OFFICE
COPY

Florida Design
Architects P.A.
Gerald J. Oakley - Architect
License No. AB010374
AA2600186
1101 U.S. Hwy 1
N. Palm Beach, Florida 33408
561.558.6707
NOTE: This drawing is a computerized design of Florida Design
Architects P.A. Everything on this drawing is the property of
the designer. No part or design shall be used, copied or
disclosed to any person, firm or company without written
permission of Gerald J. Oakley.

Proposed
COMMERCIAL
INTERIOR RENOVATIONS
for
NEW STATE OFFICES
4236 Lake Worth Road
Lake Worth, Florida

DATE REVISION
JOB NO. A.385.07
DATE AUG. 2007
SHEET
L10
OF SHEETS
All dimensions shown on these drawings shall take precedence
over notes. The contractor shall verify all dimensions and
conditions of job conditions before any work
is begun. Without the signature of the contractor, the
responsibility for any changes in drawing or job conditions.



ADDRESS

4206 Lake Worth Rd.
Lake Worth, FL
33461
561-602-9853
561-685-4372

TRIOMPHE RESTAURANT MENU

HOURS

Monday 10am-11pm
Tuesday-10am-11pm
Wednesday-10am-11pm
Thursday-10am-11pm
Friday-10am-11pm
Saturday-10am-11pm
Sunday-10am-11pm

YOUR FAVORITE SPOT TO ENJOY A GREAT
CARIBBEAN MEAL

BREAKFAST

Plantain (Boiled) w/ Cod Fish in
sauce- \$10
Spaghetti w/ Smoked Herring -
\$10
Corn Meal w/ Cod Fish in sauce
- \$10

DESSERTS

Ask our servers what goes best
with your meal!

Ice Cream - \$5
Fruit cocktail - \$6
Vanilla Cake w/ Ice Cream - \$8
Chocolate Cake w/ Ice Cream- \$8

LUNCH & DINNER

Chicken (Stewed or fried) - \$13
Turkey (Stewed or fried) - \$15
Beef & Vegetable Stew - \$14
Conch (Grilled or in sauce) - \$30
Fish (Fried & in sauce) - \$35
Pork Fried (Griot) - \$15
Goat (Fried or in sauce) - \$30

*All served w/ Rice, Beans &
Plantain *

SIDES

Fried Plantains- \$3
French Fries - \$3
Acra - \$5
Hot Dogs - \$3
Wings - \$5
Rice or Corn Meal- \$5

FEATURING

Triomphe Bouillon (Goat
Soup) - \$15

DRINKS

Alcoholic

Red / White wine - \$8/Glass
Red / White wine - \$30/Bottle
Beer - \$5/Bottle

Non-alcoholic

Fruit Shake
(in season) - \$5-\$10
Iced Tea - \$2
Coffee - \$2
Softdrinks - \$2
Water - \$1



Haitian Akra



Rogelio J. Perez Gonzalez

From: Wesley Jolin R. <WJolin@pbcgov.org>
Sent: Tuesday, February 1, 2022 10:25
To: Rogelio J. Perez Gonzalez
Cc: Iramis Cabrera
Subject: RE: Triomphe Restaurant 4206-4208 Lake Worth Rd 202200140

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and are confident the content is safe.

No additional comments.

Wesley Jolin, IAAI-CFI[®]
Fire Safety Specialist
Palm Beach County Fire Rescue
wjolin@pbcgov.org
561.233.2695
2300 North Jog Road: Suite 1E-40
West Palm Beach FL 33411

From: Rogelio J. Perez Gonzalez <rperezgonzalez@vpsfl.org>
Sent: Tuesday, February 1, 2022 9:36 AM
To: Wesley Jolin R. <WJolin@pbcgov.org>
Cc: Iramis Cabrera <icabrera@vpsfl.org>
Subject: RE: Triomphe Restaurant 4206-4208 Lake Worth Rd 202200140

***** Note: This email was sent from a source external to Palm Beach County. Links or attachments should not be accessed unless expected from a trusted source. *****

Good morning Wesley,

Do you have any further comments on this proposed restaurant? I attached the site plan, floor plan, and life safety plan.

Thank you,



[\[gcc02.safelinks.protection.outlook.com\]](https://gcc02.safelinks.protection.outlook.com)

Rogelio Perez B.U.R.P

Planner

Planning, Zoning, & Building Department, Village of Palm Springs
(561) 584-8200 Ext. 8462
JWR3+6V2 | 226 Cypress Lane | Palm Springs, Florida 33461-1604

From: Wesley Jolin R. <WJolin@pbcgov.org>
Sent: Friday, January 21, 2022 11:28
To: Scott Ehrenberg <bergdesign07@hotmail.com>; Rogelio J. Perez Gonzalez <rperezgonzalez@vpsfl.org>

IN THE CIRCUIT COURT OF THE JUDICIAL
CIRCUIT IN AND FOR PALM BEACH COUNTY, FLORIDA

GENERAL JURISDICTION DIVISION

CASE NO. **2018CA010496**

HML BIZ LLC

Plaintiff (s) / Petitioner (s)

vs.

KB INVESTMENT PROPERTY LLC; KENNETH BAILYNSON

Defendant (s) / Respondent (s)

CERTIFICATE OF TITLE

Chapter 45

THE UNDERSIGNED CLERK OF this Court Certifies that a Certificate of Sale was executed and filed in this action on **April 9, 2019** for the property described herein and that objections to the sale have either not been filed within the time allowed by statutory law or, if filed, have been heard by the court. The property in Palm Beach County, Florida is described as follows:

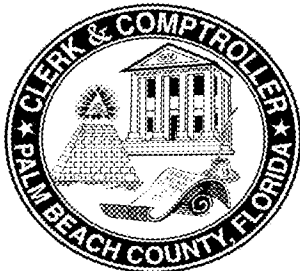
For full legal description, see attached

was sold to:

MAMPG, LLC

400 Post Ave Ste 303

Westbury, NY 11590



WITNESS my hand and seal of this Court on **April 23, 2019**.

Sharon R. Bock, Clerk & Comptroller, Palm Beach County

By: _____

Deputy Clerk

Duncan MacDonald

Consideration **\$2,800,200.00**

Doc Stamps **\$19,601.40**

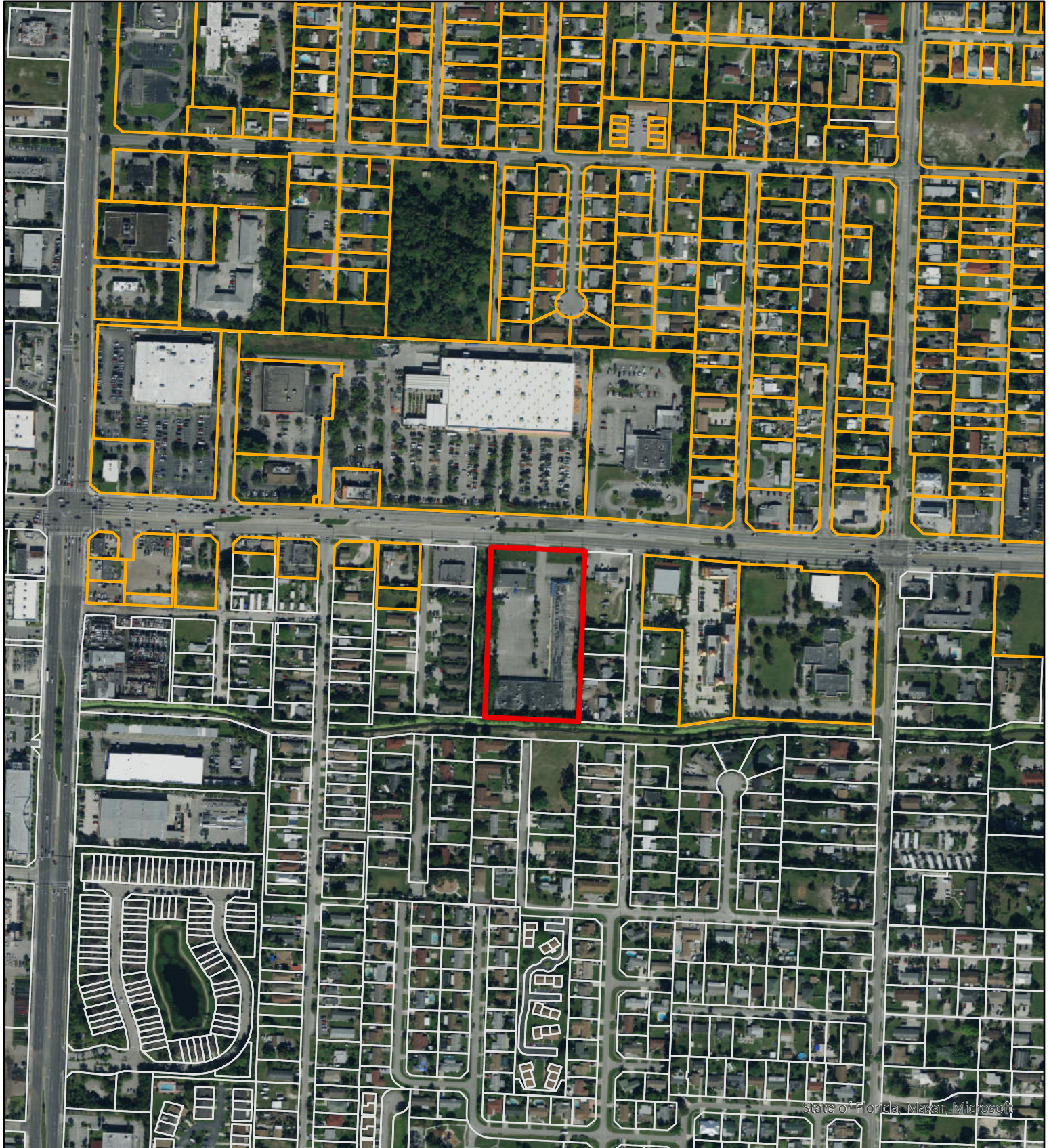
A parcel of land in Section 25, Township 44 South, Range 42 East, Palm Beach County, Florida, described as follows: The West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{2}$, Less the North 100.00 feet and the West 30.00 feet thereof, in Section 25, Township 44 South, Range 42 East, Palm Beach County, Florida; together with the North 100.00 feet of the West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$. Less the West 30.00 feet thereof, in Section 25, Township 44 South, Range 42 East, Palm Beach County, Florida. Less road right of way for Lake Worth Road.

Parcel Identification Number: 70-42-44-25-00-000-1030.

This is not a certified copy

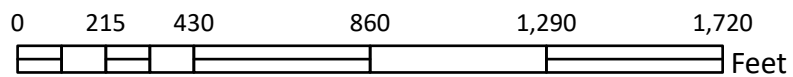
Village of Palm Springs

4206-4208 Lake Worth Road



State of Florida, Maxar, Microsoft

-  Village Parcels
-  70-42-44-25-00-000-1030



DATE: 2/16/2022

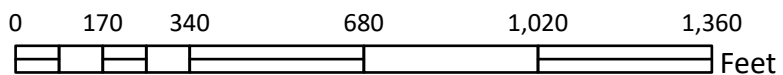


Village of Palm Springs

4206-4208 Lake Worth Road



-  Village Parcels
-  70-42-44-25-00-000-1030



DATE: 2/16/2022





Village of Palm Springs

Executive Brief

AGENDA DATE: August 18, 2022

DEPARTMENT: Planning, Zoning & Building

ITEM #10: Resolution No. 2022-34 - Sign Variances - McDonald's - 3015 Forest Hill Boulevard (Forest Hill Center)

SUMMARY: Mr. Daryl Johnson, agent for the Applicant, McDonald's (Corporate Office), is requesting five (5) sign variances to install two (2) digital menu board signs and two (2) digital presell signs, one of each at each drive-thru lane order point, of the existing fast food restaurant located at 3015 Forest Hill Boulevard, within the Forest Hill Center.

The proposed new digital menu signs are submitted by the Corporate Office to display graphics of menu items in a variety of colors, along with prices, which, if approved, would be a deviation from the Village Code regarding electronic signs. The applicant has stated that the proposed sign text/copy will only change twice daily - when the menu changes from breakfast to lunch/dinner and vice versa. At this time, there are some digital menu boards being used by McDonald's within Palm Beach County (photos of the digital menu board within the agenda backup are from a sign installed at 2605 South Military Trail).

Note: The Village Council amended the sign code (Ordinance No. 2015-13 on May 14, 2015) to reduce the maximum size of electronic changeable copy signs (i.e., time & temperature signs at financial institutions, gas/fuel price signs, public service message signs on governmental/public/educational properties).

In December 2016, the Village Council authorized various sign variances for the restaurant (Resolution No. 2016-78):

- Permit two (2) menu boards, one in each drive-thru lane, in lieu of the 1 permitted menu board.
- Permit thirty-three (33) square feet of sign face area on each of the 2 menu boards in lieu of the maximum 25 square feet of sign face area for menu boards.

At this time, the applicant is seeking five (5) sign variances:

- **(PSV22-12)** - A request to allow an electronic changeable menu board and presell signs at each of the two (2) drive-thru lane order points. (Provides relief from Section 34-267 of the Village Code that limits changeable electronic signs to public service messages on governmental, public or educational properties).
- **(PSV22-13)** - Request to allow four (4) changeable electronic signs (Provides relief from Section 34-267(d) of the Village Code that limits only one (1) electronic sign - per property).

- **(PSV22-14)** - Request to allow multiple colors and varying messages (menu items and price) (Provides relief from Section 34-267(i) from Village Code that limits changeable electronic signs to monochromatic, single messages).
- **(PSV22-15)** - to allow graphics and logos (Provides relief from Section 34-267(l) from the Village Code that permits only text and numbers on changeable electronic signs).
- **(PSV22-16)** - to allow 100% changeable copy area (Provides relief from Section 34-263(f) of the Village Code that limits changeable copy area to be 25% of the proposed sign area)

<u>Sign</u>	<u>Existing</u>	<u>Proposed</u>
Menu Board	2 signs - 33 sq each = 66 sf	2 signs - 19.9 sf each = 39.8 sf
Presell sign	none	2 signs - 9.9 sf each = 19.8 sf

Based on previous Village Council approvals and direction, the staff is concerned with establishing the following precedence:

- Permitting commercial businesses to utilize changeable electronic signs.
- Allowing graphics on changeable electronic signs.

If approved, staff recommends that the proposed variances be conditioned to require the proposed signs to comply with Section 34-267 of the Village Code, which prohibits animation or video displays and requires sign messages to remain static for a minimum of six (6) seconds with instantaneous change of the display within one second or less.

Resolution No. 2022-34 was advertised in the Lake Worth Herald on August 5, 2022.

FISCAL IMPACT:

The proposed request does not have a fiscal impact to the Village.

ATTACHMENTS:

1. Resolution No. 2022-34 McDonald's Restaurant - 3015 FH Blvd
2. Exhibit "A" Staff Report
3. Applicant Justification Statement
4. Site Plan and Sign Details
5. Previously Approved Menu Boards
6. Aerial and Location Maps
7. McDonalds signs from other site
8. Palm Beach County Digital Signs Sites

RESOLUTION NO. 2022-34

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, (APPROVING/DENYING) THE APPLICATION SUBMITTED BY MR. DARYL JOHNSON, THE AGENT FOR APPLICANT MCDONALD'S CORPORATE OFFICE, REQUEST FIVE (5) SIGN VARIANCES TO INSTALL TWO (2) DIGITAL MENU BOARD SIGNS, TWO (2) DIGITAL PRESELL SIGNS ONE AT EACH RESTAURANT DRIVE THRU LANE AT THE MCDONALD'S RESTAURANT WITHIN THE FOREST HILL CENTER AT 3015 FOREST HILL BOULEVARD; ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Mr. Daryl Johnson, agent for the applicant McDonald's Corporate Office, submitted a request for approval of five (5) sign variances to install two (2) digital menu board signs and two (2) digital presell signs at each drive-thru lane at the McDonald Restaurant located within the Forest Hill Center at 3015 Forest Hill Boulevard; and

WHEREAS, the applicant is seeking variance relief as follows:

1. **PSV22-12** - Variance Relief from Section 34-267 to allow electronically changeable menu board and presell signs at each of the two drive-thru lane order points where Code limits changeable electronic signs to public service messages on governmental, public, or educational properties.
2. **PSV22-13** - Variance Relief from Section 34-267(d) to allow four (4) changeable electronic signs where Code limits such signs to one per property.
3. **PSV22-14** - Variance Relief from Section 34-267(i) to allow multiple colors and varying messages (menu items and price) where Code limits changeable signs to monochromatic, single messages.

4. **PSV22-15** - Variance Relief from Section 34-267(l) to allow graphics and logos where Code permits only text and numbers on changeable electronic signs.
5. **PSV22-16** - Variance Relief from Section 34-263(f) to allow menu boards with 100% changeable copy area where Code limits changeable copy area to 25%.

The proposed digital menu signs will display graphics of menu items in a variety of colors, along with the prices, which is a deviation from code allowances for electronic signs. Further, the maximum height of the graphics/text/numbers may exceed 12 inches. The applicant stated the menu sign would change only once daily during the menu change from breakfast to lunch/dinner. The menu board signs will be illuminated 24 hours per day during the restaurant operation.

WHEREAS, the Village Council has heard this matter in public session; considered the presentation and other evidence presented by the applicant; received and considered the recommendations of the Village Staff; and has otherwise been fully informed regarding this matter.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA:

Section 1. The Village Council has received and considered a request from Mr. Johnson, agent for McDonald's Restaurant. , for five (5) sign variances. ; the applicant having been otherwise fully apprised of the premises herein, the Village Council finds the Applicant (has/has not) met the criteria required to permit the variances, and hereby (approves/denies) the said application as proposed.

Section 2. Notwithstanding any exceptions, conditions or other approvals or denials granted herein, the applicant must conform to all other applicable codes, ordinances, and laws whether stated herein or not.

Resolution No. 2022-34 – 3015 Forest Hill Blvd (5) Sign Variances for McDonald’s Restaurant

Section 3. This Resolution shall take effect immediately upon adoption.

Council Member _____ offered the foregoing resolution.

Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	Aye	Nay	Absent
BEV SMITH, MAYOR	☐	☐	☐
DOUG GUNTHER, VICE MAYOR	☐	☐	☐
JONI BRINKMAN, MAYOR PRO TEM	☐	☐	☐
PATTI WALLER, COUNCIL MEMBER	☐	☐	☐
GARY READY, COUNCIL MEMBER	☐	☐	☐

The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of August 18, 2022.

VILLAGE OF PALM SPRINGS, FLORIDA

BEV SMITH, MAYOR

ATTEST:

BY: _____

KIMBERLY M. WYNN, VILLAGE CLERK

REVIEWED FOR FORM AND LEGAL SUFFICIENCY

BY: _____

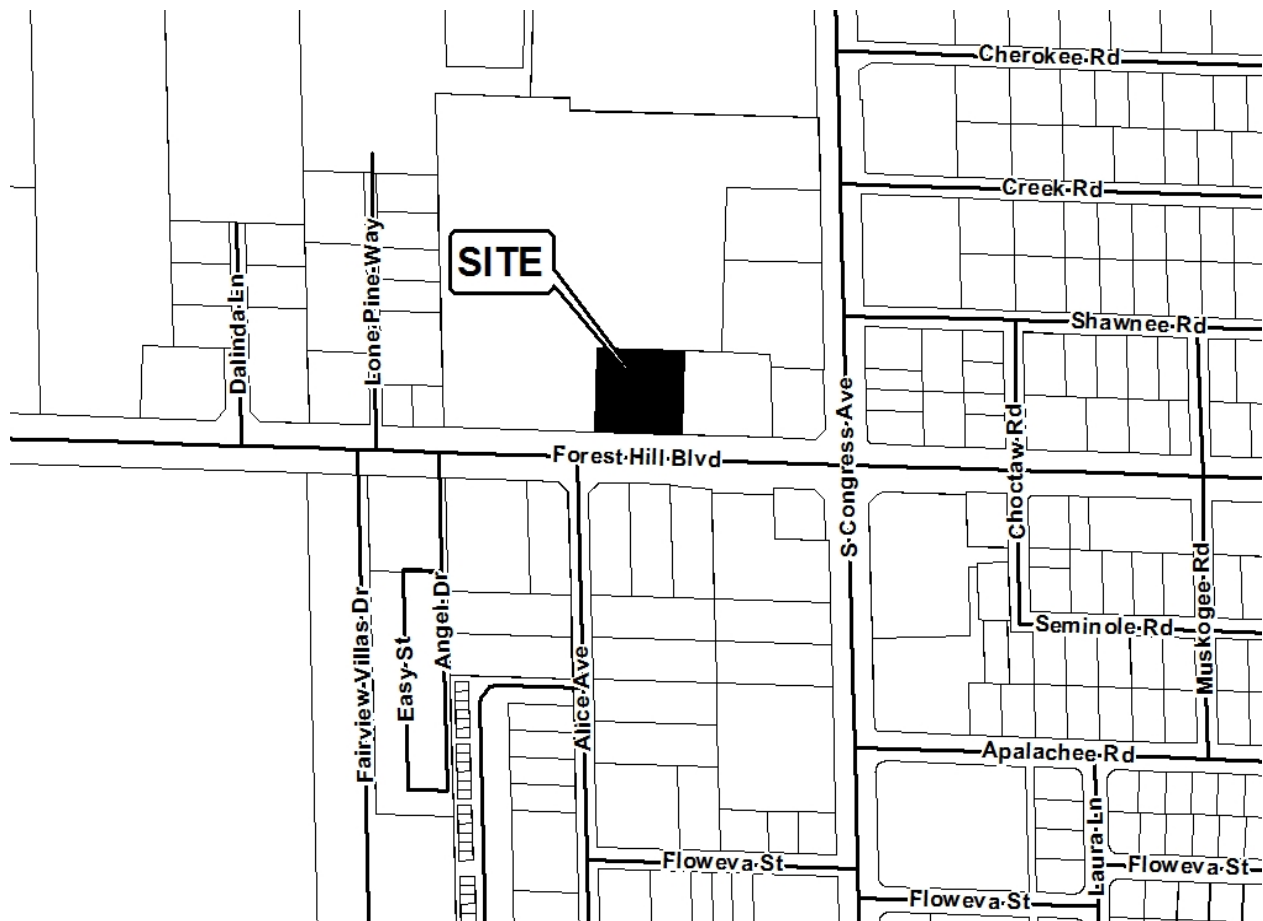
GLEN J. TORCIVIA, VILLAGE ATTORNEY



LAND DEVELOPMENT STAFF REPORT

SUBJECT: Sign Variance: Electronic Changeable Copy Menu Board - McDonald's @ Forest Hill Center 3015 Forest Hill Blvd

Application Summary			
Applicant	McDonald's Corporation Agent: Daryl Johnson, Corporate Property Services, Inc.	Submittal Date	5/26/2022
Reference Name	McDonald's Forest Hill Sign Variances	Case Number	PSV22-12, PSV22-13, PSV22-14, PSV22-15 PSV22-16
		Parcel Control No	70-43-44-07-39-000-0010
Location	3015 Forest Hill Boulevard	Site Area	±0.99 acres
PZ&B Meeting	N/A	Village Council Meeting	August 18, 2022
Requests			
Variances	PSV22-12 Variance Relief from Section 34-267 to allow electronically changeable menu board and presell signs at each of the two drive-thru lane order points where Code limits changeable electronic signs to public service messages on governmental, public, or educational properties.		
	PSV22-13 Variance Relief from Section 34-267(d) to allow four (4) changeable electronic signs where Code limits such signs to one per property.		
	PSV22-14 Variance Relief from Section 34-267(i) to allow multiple colors and varying messages (menu items and price) where Code limits changeable signs to monochromatic, single messages.		
	PSV22-15 Variance Relief from Section 34-267(l) to allow graphics and logos where Code permits only text and numbers on changeable electronic signs.		
	PSV22-16 Variance Relief from Section 34-263(f) to allow menu boards with 100% changeable copy area where Code limits changeable copy area to 25%.		
Site Characteristics			
Existing Use	McDonald's fast-food restaurant	Proposed Use	Same (no changes)
Zoning	Commercial General (CG)	Existing Future Land Use	Commercial
Surrounding Existing Land Use, Future Land Use, and Zoning			
Direction	Existing Use	Future Land Use	Zoning District
North	Oxygen cosmetics manufacturing	Light Industrial	Commercial General (CG)
South	WAWA gas station; child daycare facility, and medical office building	Commercial	Commercial General (CG)
East	7 Eleven gas station and The Bees Knees restaurant	Commercial	Commercial General (CG)
West	Auto repair facility and residential homes	Commercial & Medium Density Residential	Commercial General (CG) & Residential Multiple-Family
Recommendation			
Planning, Zoning, and Building Staff is concerned with establishing precedence for allowing commercial businesses to utilize changeable electronic signs and allowing graphics on electronic signs. Council approval should depend on the condition that the signs comply with the limitations of Section 34-267, which prohibit animations or video displays and require sign messages to remain static for a minimum of six seconds with an instantaneous change of display with one second or less.			



I Site History

- **Ordinance 2004-13: Annexation**

The property was voluntarily annexed into the Village of Palm Springs in May 2004 and designated with Land Development with Commercial General zoning and Commercial Future Land Use. At the time of the annexation there was an agreement (Resolution 2004-26) to allow shared access and parking between the property and the main shopping center.

- **Resolution 2007-81: Site Plan and Special Exception**

In December 2007 the Village Council approved the Special Exception Use and concurrently a Site Plan to allow a 3,000 square foot cultural organization to be located at 3101 Forest Hill Boulevard, one of the tenant bays of the shopping center.

- **Resolution 2009-27: Special Exception and Site Plan**

In April 2009 the Village Council adopted above Resolution for a 10-foot extension to an existing 117-foot cellular tower to accommodate the co-location of an additional antenna and additional ground equipment shelter.

- **Resolution 2009-32: Final Plat**

In April 2009 the Village Council approved the final plat to subdivide the existing shopping center parcel into 5 tracts, plus a Water Management Tract.

- **Resolution 2009-72: Special Exception**

In September 2009 the Village Council approved a Special Exception Use to allow a place of worship at 3111 Forest Hill Boulevard within a tenant bay of the Commercial Shopping Center.

- **Resolution 2016-78: Site Plan, Special Exception and Variances**

In December 2016 the Village Council approved a site plan and special exception to construct 3,905 square feet food restaurant with two drives thru lanes and concurrently approved the variances listed below:

Variance PSV16-07: allowing two menu boards at each of the drive-thru lanes and allowing 33 square feet in sign face area on each menu board signs.

Variance PSV16-08: allowing the restaurant to operate 24 hours a day, seven days a week.

Variance PSV16-09: allowing building wall signage on the building faces facing East, West, and North which faces the surrounding shopping center.

- **Land Development Order 2016-101.**

In November 2016 the Land Development Board approved the variances below:

Variance PSV16-05: allowing 5 feet landscape buffer adjacent to Forest Hill Boulevard.

Variance PSV16-06: allowing an irregular buffer around the dumpster with a minimum width of 2 feet.

- **Resolution 2016-84: Plat**

In December 2016 the Village Council approved a final Plat to allow more land area for the proposed McDonald's lease area re-creating the outparcel borders.

II Neighborhood Compatibility

- 1) The proposed project is located on the north side of Forest Boulevard west of the corner with S Congress Ave.
- 2) The proposed project is located within Forest Hill Shopping Center where several different retail, office, and restaurant establishments occupy the suites.
- 3) Some properties west of the site are residential.
- 4) A WAWA gas station is located south of the site at the southwest corner of Forest Hill Blvd and S Congress Ave.
- 5) Properties on the North, East and South are Commercial General.
- 6) Forest Hill Blvd and S Congress Ave are major automobile corridors.
- 7) The site has transit access via Palm Tran routes 46 and 2.

III Variances Requested

- The applicant is requesting the following variances:

PSV22-12 Variance Relief from Section 34-267 to allow electronically changeable menu board and presell signs at each of the 2 drive thru lane order points where Code limits changeable electronic signs to public service messages on governmental, public, or educational properties.

PSV22-13 Variance Relief from Section 34-267(d) to allow four (4) changeable electronic signs where Code limits such signs to one per property.

PSV22-14 Variance Relief from Section 34-267(i) to allow multiple colors and varying messages (menu items and price) where Code limits changeable signs to monochromatic, single messages.

PSV22-15 Variance Relief from Section 34-267(l) to allow graphics and logos where Code permits only text and numbers on changeable electronic signs.

PSV22-16 Variance Relief from Section 34-263(f) to allow menu boards with 100% changeable copy area where Code limits changeable copy area to 25%.

This application is part of McDonald's national effort to revitalize and re-image many existing restaurants. The applicant claims that some of the sign requirements in the Village of Palm Springs Land Development Code prevent McDonald's from enhancing the customer experience during the ordering process in the drive-thru lanes. The applicant claims that approval of the requested sign variances will enable McDonald's to continue achieving customer satisfaction, which is vital to any commercial establishment.

The applicant argues that digital menu boards are the perfect medium to promote fast food restaurant products through total customization of visual and audio elements blended with eye-catching visual content. The applicant claims that McDonald's unique signage request will not set a bad precedent for the Village of Palm Springs, but rather these signs will provide a quality presentation, visibility, and smart use of data. The applicant also claims that this type of signage format allows quick flexibility for a fast-paced restaurant industry whereby menu items can be altered based on the time of day and the year's season.

The applicant's full justification is attached hereto.

1. Special and unique conditions exist which are peculiar to the applicant's case, and which are not generally applicable to the property located within the zoning district or neighborhood involved, such as natural or manmade sight limitations from the public right-of-way.

The digital menu boards and digital presell signs were created to enhance the customer order experience. The signs will not be visible from off-site and will not create a distraction for oncoming traffic. The special conditions and circumstances are a result of the restrictions imposed by the Land Development Code that limits and prohibits these types of signs. The digital menu and presell boards are primarily for customer information purposes of meal items once customers are on the premise and are not utilized for general advertisement purposes. The use of technology such as digital signage has created opportunities for fast food restaurants to be more efficient and provide an improved customer service experience. The variance request is consistent with the authority and purpose of this Code, as it provides the ability for a Code deviation, which will address an evolving need for restaurants that provide service to the Village of Palm Springs residents.

2. The special and unique conditions are not directly attributable to the actions of the applicant.

The digital menu boards and digital presell signs were created to enhance the customer order experience. The signs will not be visible from off-site and do not create a distraction for oncoming traffic. The special conditions and circumstances are a result of the restrictions imposed by the Land Development Code that limits and prohibits these types of signs. In addition, the change of image at different mealtimes will ensure that the customer is viewing the correct meals available for the applicable time of day. On average, over 60% of all McDonald's customers utilize the drive-thru, and the current menu board code restrictions provide an undue restriction on these menu structures that are not utilized for general advertising purposes.

3. The literal interpretation of this article, as applied to the applicant, would deprive the applicant of rights commonly enjoyed by persons who are similarly situated.

The digital menu board and presell signs allow for improved customer menu selections after the customer has already entered the property. Denial of these variances would make it challenging for McDonald's to provide paramount customer service. The requested sign variance is minimal in nature in terms of the benefits of the project. In general, zoning jurisdictions attempt to restrict menu board signage to promote roadside aesthetics and traffic safety. While these are legitimate public concerns, menu board signage is not intended or designed to be visible, attract customers or otherwise divert traffic from the public streets. Menu board signage is solely designed and positioned to be viewed by McDonald's drive-thru customers. In addition, undue restrictions on the use of digital menu board signage will create stacking and safety issues by limiting effective communication. McDonald's primary objective in requesting these variances is due to the advancements in technology for fast food restaurants that provide opportunities to enhance drive thru service and customer experience by utilizing digital menu boards and presell signs. The improved digital signs are intended to provide patrons with a more straightforward ordering process and increase efficiency, which is certainly not a special privilege denied to other lands, buildings, or structures in the Village of Palm Springs.

4. The variance granted is the minimum variance necessary for the applicant to make reasonable use of the property.

With the current menu items, the proposed digital menu board and presell signs are the minimum necessary to provide a stellar customer ordering experience at the drive thru. The variance being requested is the minimum for McDonald's to make reasonable use of the land. The existing nondigital menu signs on site are 40.95 square feet each. The proposed digital menu board is 19.9 square feet and the proposed digital presell board is 9.9 square feet, which equates to a total 29.8 square feet of digital signage for each drive thru lane. Approval of the variance request would allow McDonald's to implement a better customer service experience while at the same time reducing the sign area at both drive thru lanes. The proposed digital presell signs will increase the service time and assist with customer service by influencing customers to make their purchasing decisions before they even arrive at the main unit menu board. The digital menu board and presell signs allow for improved customer menu selections, after the customer has already entered the property. Denial of these variances would make it challenging for McDonald's to provide paramount customer service. The requested sign variance is minimal in nature in terms of the benefits of the project.

5. Granting the variance is not detrimental to the public welfare, or injurious to property or improvements in the zoning district or neighborhood involved.

The new digital menu sign reduces the carbon footprint by eliminating the use and disposal of florescent lighting, ballasts, paper, and plastic inserts from the waste stream. Images on these new digital signs can change periodically to reflect the current menu items offered for the time of day. A complete list of all menu items is no longer required to be displayed continually; therefore, these new digital menu signs are smaller than McDonald's older menu board signs. Both environmental and architectural aspects of the digital sign will further development with a sense of place and will not be detrimental to the public welfare.

IV Community Outreach/ Notification

- The subject property was posted on August 1, 2022.

- Public Notification letters were mailed to all property owners within 300-foot radius of subject property on July 29, 2022.
- Legal advertisement was published in the paper on August 4, 2022.
- Staff has not received any inquiries or comments because of the notices.

V Recommendation

The proposed digital signs will display graphics of menu items in a variety of colors, along with the prices, which is a deviation from code allowances for electronic signs. The applicant describes that the sign copy will only change twice daily during the menu change from breakfast to lunch/dinner and vice versa. The menu board signs will be illuminated 24 hours daily during the restaurant operation. The requested digital menu boards are each only 19.9 square feet in the sign area, thereby bringing that characteristic of each sign into conformance with Code. However, the changeable copy portion of the sign face area represents 100% of the sign.

Planning, Zoning, and Building Staff have reviewed the application. Because of Village Council's previous directions, Staff is concerned with establishing precedence for allowing commercial businesses to utilize changeable electronic signs and graphics on electronic signs. Therefore, should the Council approve the requested variances, Staff recommends that the following conditions of approval be included in the Council action:

- Digital menu board signs and presell signs shall comply with the limitations of Section 34-267, which prohibit animation or video displays and require sign messages to remain static for a minimum of six seconds with instantaneous change of the display within one second or less.
- The previously approved variance (Resolution 2016-78) to allow up to 33 square feet in size face area shall be null and void. The digital menu board signs and presell signs shall not exceed the proposed 19.9 sf and 9.9 sf on the sign face area.

**SIGN VARIANCE JUSTIFICATION
McDONALD'S L/C # 009-2599
3015 FOREST HILL BOULEVARD
VILLAGE OF PALM SPRINGS, FLORIDA
July 20, 2022**

McDonald's has launched a nationwide campaign to revitalize and re-image many existing restaurants. As a result of today's hectic lifestyles, current market demands necessitate convenient and economical places to eat. Fast food restaurants today are being developed to meet the changing needs of society. Some of the sign requirements in the Village of Palm Springs Land Development Code will prevent McDonald's from enhancing the customer experience during the ordering process in the drive thru lanes. Approval of the requested sign variances will enable McDonald's to continue to achieve customer satisfaction that is so vital to any commercial establishment.

Digital menu boards are the perfect medium to promote fast food restaurant products. The digital aspect of the menu sign allows total customization of visual and audio elements, blended with eye-catching visual content. McDonald's unique signage request will not set a bad precedent for the Village of Palm Springs, but rather these signs will provide quality presentation, visibility, and smart use of data. This type of signage format allows quick flexibility for a fast-paced restaurant industry, whereby menu items can be altered based on the time of day and the season of the year.

In order to accomplish this, McDonald's is seeking relief from the following sign code requirements:

CODE SECTION	REQUIREMENT	ALLOWED	PROPOSED	VARIANCE
Section 34-263 (f)	Changeable copy limited to 25% of total sign area.	25% of total sign area	100% changeable copy area of total sign	Allow digital menu boards 100% changeable copy area
Section 34-267	A changeable electronic sign permitted for public service messages on governmental/public/educational properties and previously approved signs rendered nonconforming	Public service messages	Two digital menu boards and presell signs 19.9 and 9.9 square feet respectively (one per each drive thru lane)	Variance to allow two digital menu board signs and two digital presell signs with messages, respectively to be 19.9 square feet each and 9.9 square feet each.
Section 34-267(d)	One changeable electronic sign per property.	One changeable electronic sign per property.	Two digital changeable menu boards and presell signs respectively that are changeable (one per each drive thru lane)	Variance to allow two digital changeable menu board signs and two digital presell signs

Section 34-267(i)	Changeable electronic signs shall be monochromatic within a single message.	Separate messages may have different colors.	Two digital menu boards and presell signs 19.9 and 9.9 square feet respectively (one per each drive thru lane)	Variance to allow multiple colors and varying messages (menu items and prices)
Section 34-267 (l)	Only text and number are on changeable electronic signs. No graphics or logos shall be permitted.	Changeable electronic signs with text and numbers	Graphics and logos	Variance to allow graphics and logos where code permits only text and numbers

Chapter 34, Section 34-329(b) of the Code of Ordinances requires a statement of special reasons or basis for the variance request. This statement should be predicated on the objectives presented in Section 34-329(b) of the Code. The statement must include comments on each of the following individually:

- 1. Special and unique conditions exist which are peculiar to the applicant's case and which are not generally applicable to the property located within the zoning district or neighborhood involved, such as natural or manmade sight limitations from the public right-of-way.**

The digital menu boards and digital presell signs were created to enhance the customer order experience. The signs will not be visible from off-site and do not create a distraction for oncoming traffic. The special conditions and circumstances are a result of the restrictions imposed by the Land Development Code that limits and prohibits these types of signs. The digital menu and presell boards are primarily for customer information purposes of meal items, once customers are on the premise, and are not utilized for general advertisement purposes. The use of technology such as digital signage has created opportunities for fast food restaurants to be more efficient and provide an improved customer service experience. The variance request is consistent with the authority and purpose of this Code, as it provides the ability for a Code deviation, which will address an evolving need for restaurants that provide service to the Village of Palm Springs residents.

- 2. The special and unique conditions are not directly attributable to the actions of the applicant.**

The digital menu boards and digital presell signs were created to enhance the customer order experience. The signs will not be visible from off-site and do not create a distraction for oncoming traffic. The special conditions and circumstances are a result of the restrictions imposed by the Land Development Code that limits and prohibits these types of signs. In addition, the change of image at different meal times will ensure that the customer is viewing the correct meals available for the applicable time of day. On average, over 60% of all McDonald's customers utilize the drive-thru, and the current menu board code restrictions provide an undue restriction on these menu structures that are not utilized for general advertising purposes.



3. The literal interpretation of this article, as applied to the applicant, would deprive the applicant of rights commonly enjoyed by persons who are similarly situated.

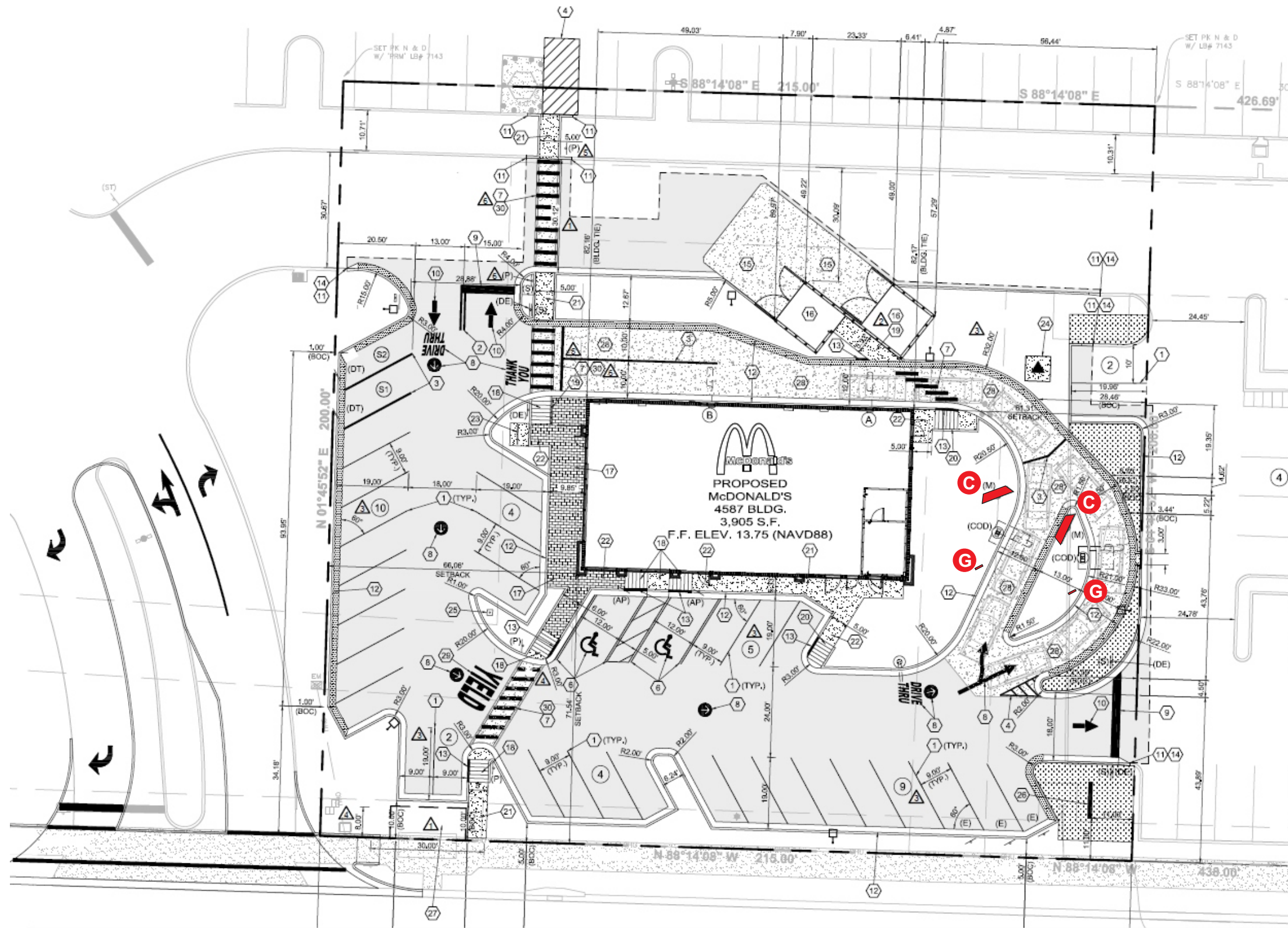
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The new digital menu sign results in a reduction in the carbon footprint by eliminating the use and disposal of florescent lighting, ballasts, paper and plastic inserts from the waste stream. Images on these new digital signs can change periodically to reflect the current menu items offered for the particular time of day. A complete list of all menu items is no longer required to be display on a continual basis and therefore, these new digital menu signs are actually smaller than McDonald's older menu board signs. Both of these environmental and architectural aspects of the digital sign will further a development with a sense of place and will not be detrimental to the public welfare.



1740 HILL AVENUE
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33407
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(FAX) 561-840-6385

CUSTOMER:
MCD - "FORREST HILL & CONGRESS"
3015 FORREST HILL AVE
PALM SPRINGS, FL 33406

SALES PERSON:
STEPHEN M KEMP
DRAWN BY: RYAN PARENTE
SCALE: AS NOTED

DATE DRAWN:
01.23.17



REVISION:

#1 06.05.17 MOVED NORTH WORDMARK TO SOUTH-EAST SIDE ELEVATION
#1 01.21.21 REVISED TO DIGITAL MENUBOARD AND PRESELL

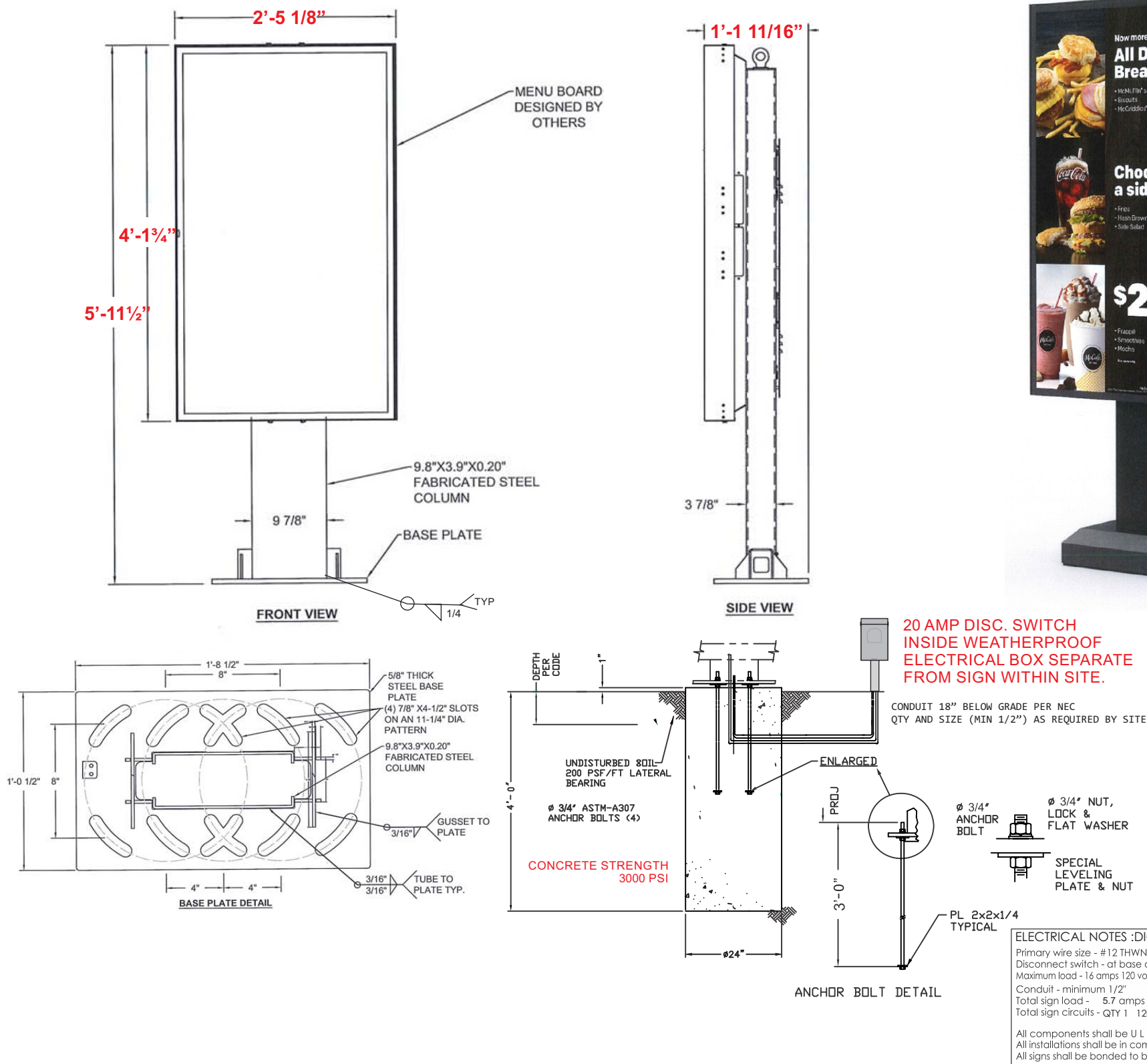
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CUSTOMER APPROVAL:

DATE:

[X] _____ [X] _____

ILLUMINATED SQFT: 9.9





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FRANK BENNARDO, P.E.
PE# 0046549 CERT. # 9885

FL

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GROUND INSTALLED GENERAL NOTES

THIS SYSTEM HAS BEEN DESIGNED AND SHALL BE FABRICATED IN ACCORDANCE WITH THE REQUIREMENTS OF THE FLORIDA BUILDING CODE 7TH EDITION (2020) & ASCE 7-16. V(ult) = 175 MPH EXPOSURE 'C'. Vasd = sqrt(0.6)Vult. SEISMIC DOES NOT GOVERN.

MATERIALS:

1.ALL ALUMINUM MEMBERS SHALL BE ALUMINUM ALLOY TYPE 6063-T6 MIN.

2.ALL STEEL MEMBERS SHALL BE A36 MIN.

3.ALL CONCRETE SHALL HAVE A MINIMUM COMPRESSIVE STRENGTH OF 3000 PSI AND INCLUDE 0.18% BY VOLUME OF FIBER MESH ADDITIVE IF UNREINFORCED.

4.STEEL REINFORCEMENT: ALL REINFORCEMENT SHALL BE DEFORMED BARS OF INTERMEDIATE GRADE NEW BILLET STEEL CONFORMING TO CURRENT REQUIREMENTS OF ASTM A615, GRADE 60 (U.N.O.), FREE FROM OIL, LOOSE SCALE AND RUST. REINFORCEMENT SHALL BE BENT, LAPPED, PLACED, SUPPORTED AND FASTENED ACCORDING TO THE "ACI DETAILING MANUAL" AND ACI 318. ALL STEEL SHALL BE SECURELY HELD IN PLACE DURING POURING OF CONCRETE. IF REQUIRED, ADDITIONAL BARS SHALL BE PROVIDED BY THE GENERAL CONTRACTOR TO FURNISH SUPPORT FOR ALL BARS. MINIMUM 3" EDGE DISTANCE FROM ANY CONCRETE FACE FOR ALL BARS UNLESS OTHERWISE NOTED IN THE DRAWING.

5.**SOIL STATEMENT:** RESEARCH HAS DETERMINED PROPER SOIL PREPARATION PER CODE SHALL ACHIEVE A MINIMUM SOIL BEARING PRESSURE OF 2,000PSI WHICH IS ADEQUATE FOR THIS PROJECT. SHOULD CONDITIONS IN THE FIELD DURING CONSTRUCTION INDICATE OTHERWISE, THIS ENGINEER SHALL BE NOTIFIED FOR RE-EVALUATION BEFORE COMPLETING THE FOUNDATION CONSTRUCTION.

CONNECTIONS & ANCHORAGE:

6.INTEGRITY & CERTIFICATION OF THE ATTACHMENT OF THE SIGN TO THE FRAMING & ALL SIGN COMPONENTS & CONNECTIONS SHALL BE BY THE MANUFACTURER. CERTIFICATION IS SOLELY FOR CONNECTION TO BASE & FOUNDATION DESIGN.

CONTRACTOR RESPONSIBILITIES:

7.THE CONTRACTOR IS RESPONSIBLE TO INSULATE ALUMINUM MEMBERS FROM DISSIMILAR METALS TO PREVENT ELECTROLYSIS.

8.ELECTRICAL NOTES ARE PROVIDED FOR REFERENCE ONLY & ARE NOT INCLUDED IN THIS CERTIFICATION. THEY SHALL BE PERMITTED BY A LICENCED ELECTRICAL CONTRACTOR.

9.USE OF THIS DOCUMENT CONSTITUTES ACCEPTANCE OF THE PROPOSED SYSTEM LAYOUT, COMPONENTS SELECTED, & INSTALLATION REQUIREMENTS.

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15.SEAL AFFIXED HERETO VALIDATES STRUCTURAL DESIGN AS SHOWN ONLY. USE OF THIS SPECIFICATION BY CONTRACTOR, et. al. INDEMNIFIES & SAVES HARMLESS THIS ENGINEER FOR ALL COST & DAMAGES INCLUDING LEGAL FEES & APPELLATE FEES RESULTING FROM MATERIAL FABRICATION, SYSTEM ERECTION, CONSTRUCTION PRACTICES BEYOND THAT WHICH IS CALLED FOR BY LOCAL, STATE, & FEDERAL CODES & FROM DEVIATIONS OF THIS PLAN.

16.EXCEPT AS EXPRESSLY PROVIDED HEREIN, NO ADDITIONAL CERTIFICATIONS OR AFFIRMATIONS ARE INTENDED.



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MCDONALD'S
FOREST HILL & CONGRESS
3015 FOREST HILL BLVD
PALM SPRINGS, FL 33406

SALES PERSON:
DRAWN BY: HEATHER COLLAZO

SCALE: AS NOTED

DATE DRAWN:
11.29.21



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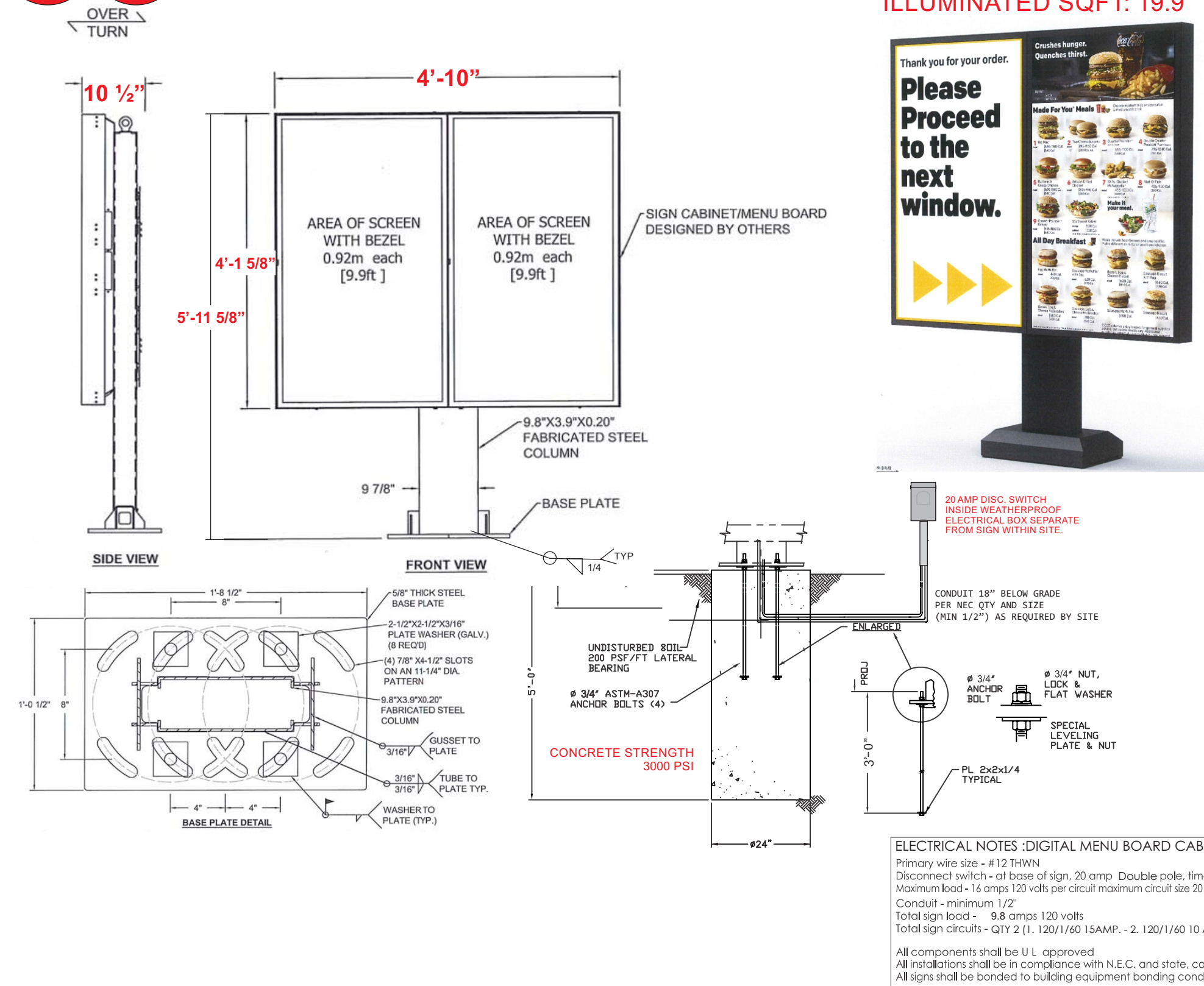
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TO BE U.L. LISTED
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N.E.C. STANDARDS

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CUSTOMER APPROVAL: ☒ DATE: ☒



DIGITAL MENU BOARD



ILLUMINATED SQFT: 19.9



ENGINEERING EXPRESS
CORPORATE OFFICE:
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(954) 354-0660 | (866) 396-9999
TEAM@ENGINEERINGEXPRESS.COM
ENGINEERINGEXPRESS.COM

FRANK BENNARDO, P.E.
PE# 0046549 CERT. # 9885
FL
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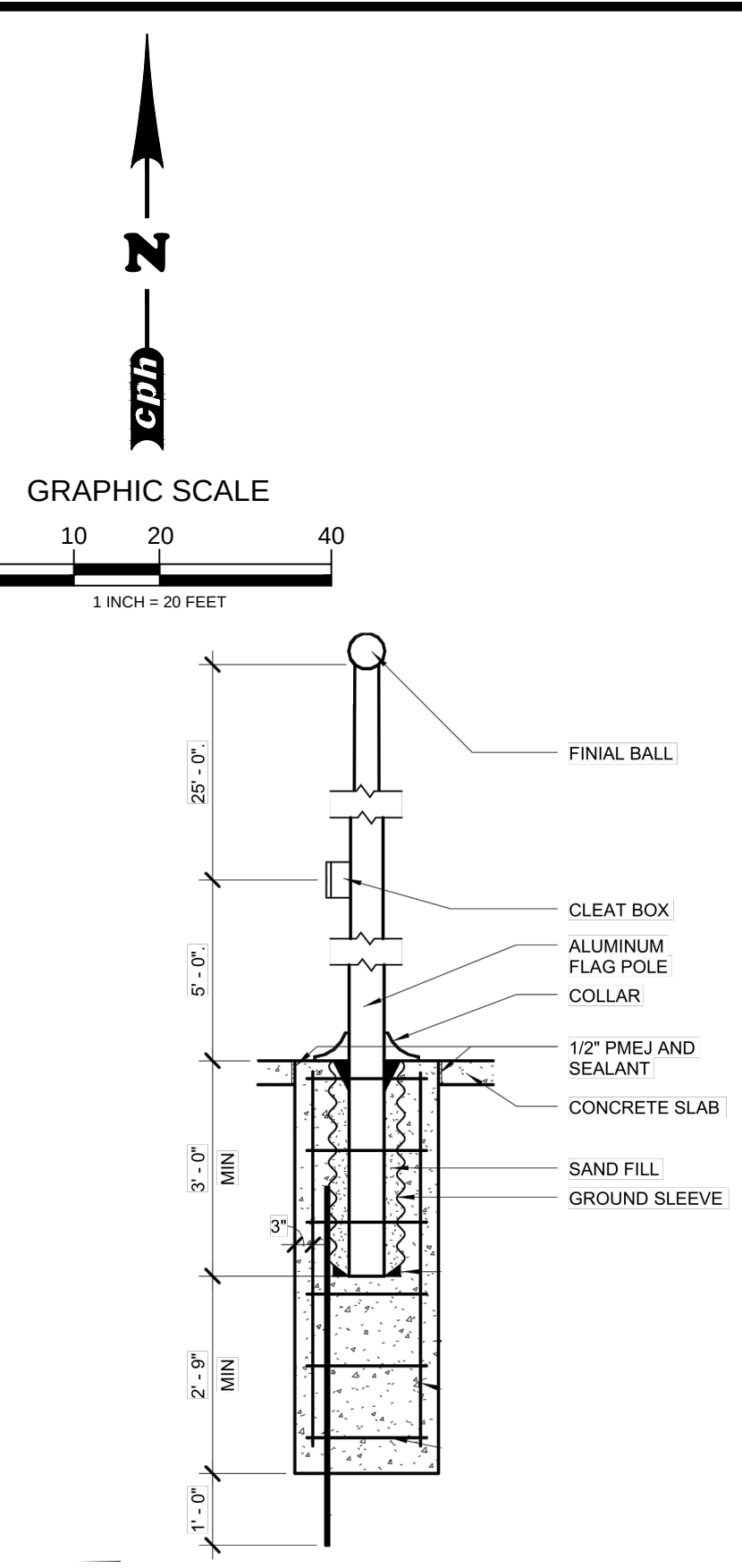
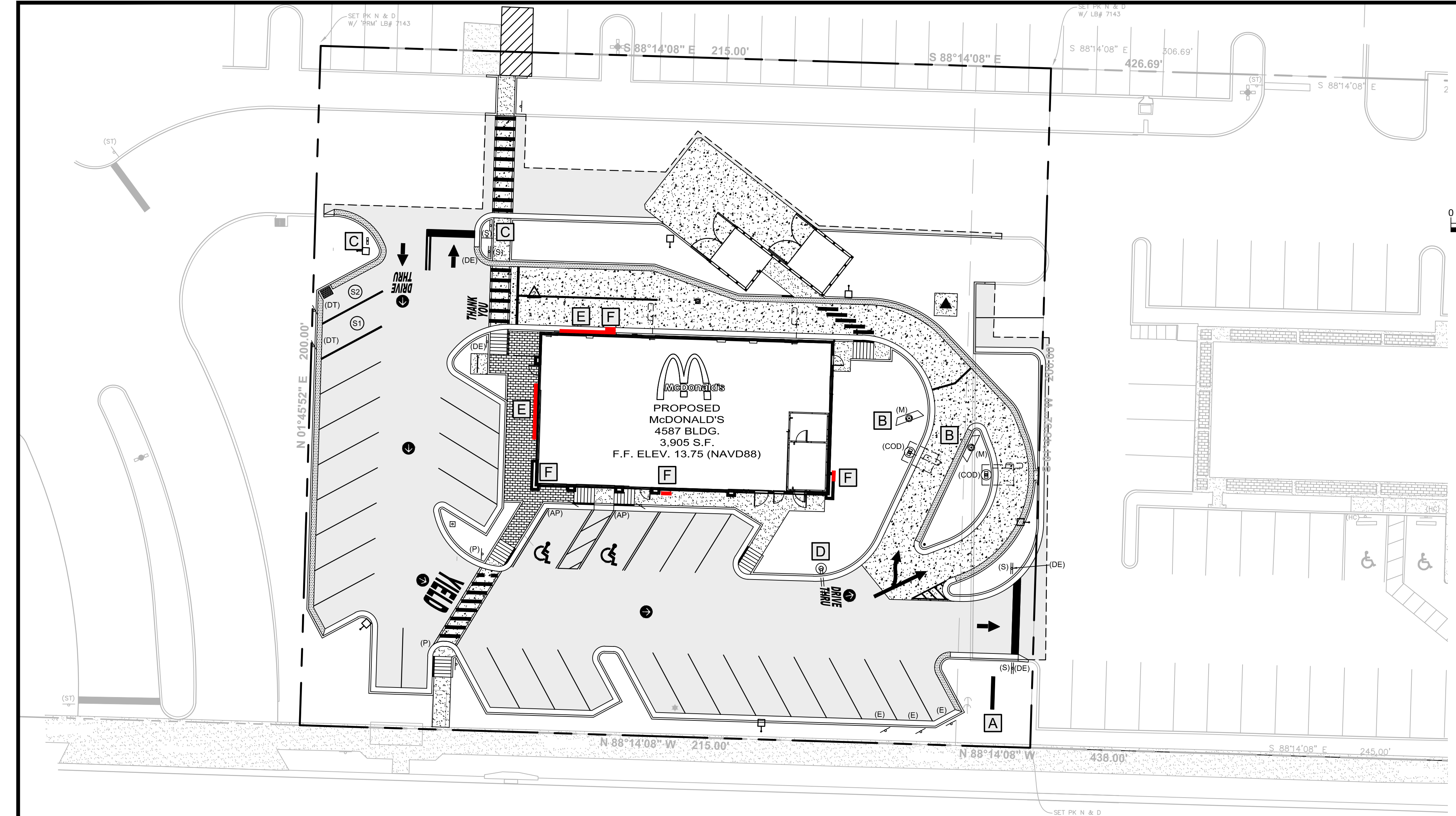
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DATE DRAWN:
11.29.21



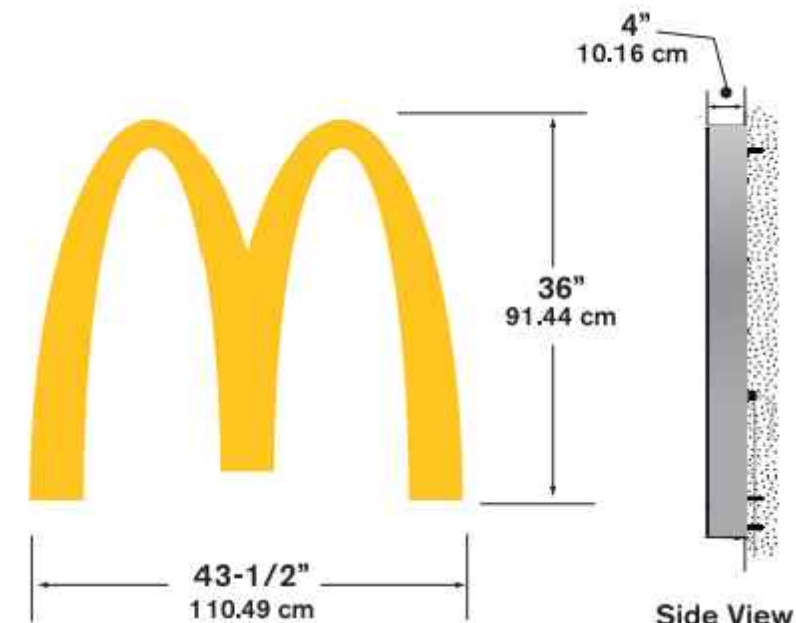
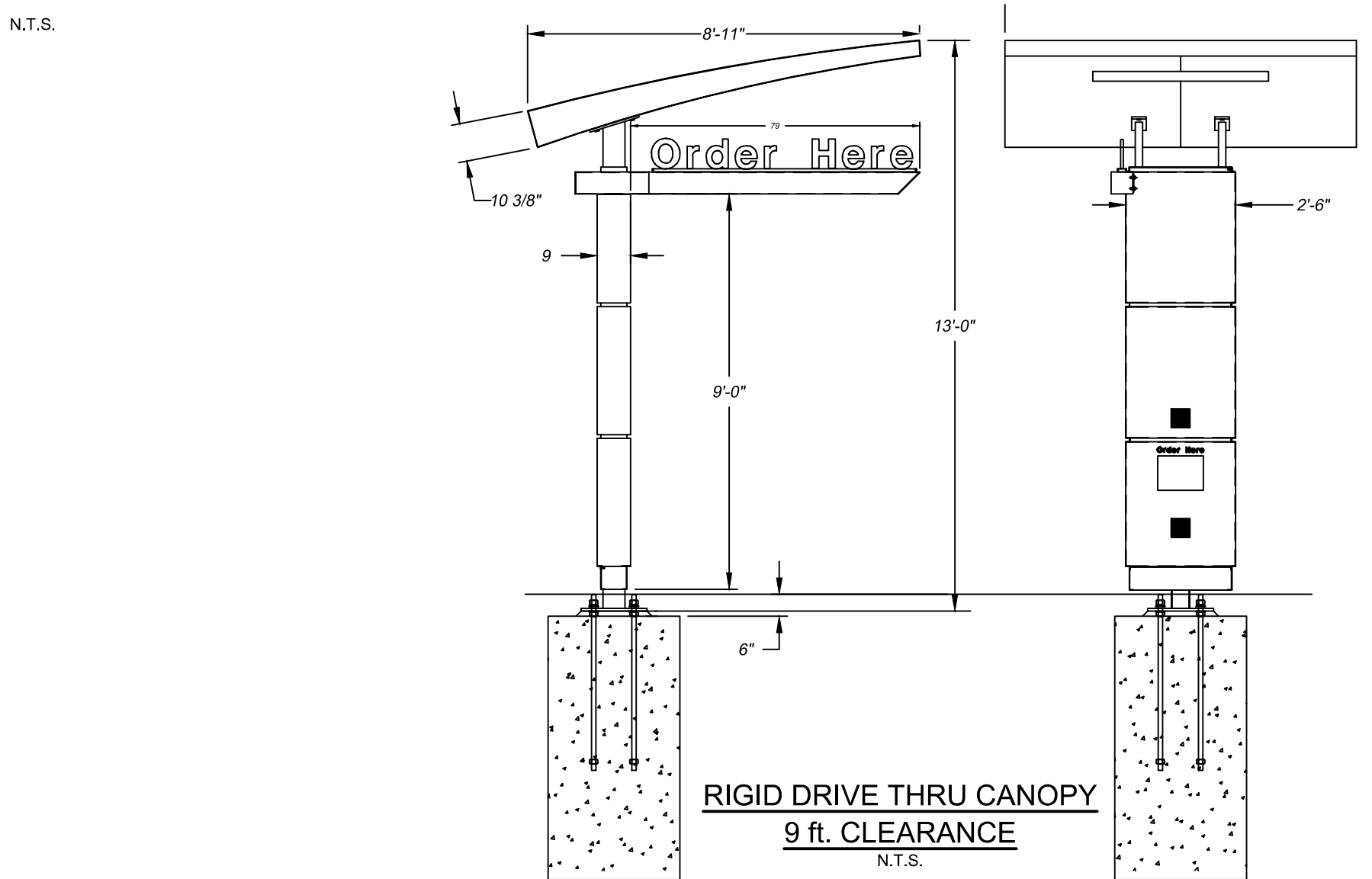
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CUSTOMER APPROVAL: **DATE:**
[X] [X]

3:12:58800\civildwg\Design\14 M29880 SIGNAGE.dwg Oct 18, 2016 - 12:17pm gplurver



LEGEND	
A	PROPOSED NEXT GEN MONUMENT SIGN WITH FEATURE PANELS (ILLUMINATED).
B	PROPOSED OPO OUTDOOR MENU BOARD 4 COLUMN (ILLUMINATED).
C	PROPOSED NEXT GEN 3 SQ. FT. DIRECTIONAL SIGN (WHITE ILLUMINATED).
D	PROPOSED WELCOME POINT GATEWAY (NON-ILLUMINATED).
E	PROPOSED NEXT GEN 24" ILLUMINATED WORDMARK BUILDING SIGN.
F	PROPOSED NEXT GEN 36" ILLUMINATED ARCH BUILDING SIGN.
SPECIFICATIONS	
1. MONUMENT SIGN (SEC. 34-327): MAX. HEIGHT = 8' (SETBACK 11-20' FROM R-O-W) MAX. AREA = 1/2 SF FOR EACH LINEAL FOOT OF P/L ADJ. TO STREET, OR 120 SF = 1/2 SF * 215 LF = 107.5 SF	
2. MENU BOARD SIGN (SEC. 34-274): MAX. HEIGHT = 6' (FREESTANDING) MAX. AREA = 25 SF	
3. DIRECTIONAL SIGN (SEC. 34-272): MAX. HEIGHT = 5' MAX. AREA = 4 SF	
4. WALL BUILDING SIGN (SEC. 34-328): FOR BLDG. HEIGHT MORE THAN 10', UP TO 20' a) PRIMARY FRONTAGE (SOUTH FACING FOREST HILL BLVD.): MAXIMUM AREA CALC. = 87' * 18.79' = 1,634.87 SF * 0.12 = 196.19 SF SIGN AREA ALLOWABLE SIGN AREA = 196.19 SF PROPOSED SIGN AREA = 10.875 SF	
b) SECONDARY FRONTAGE (EAST, FACING SHOPPING CENTER): MAXIMUM AREA CALC. = 45' * 18.79' = 845.62 SF * 0.06 = 50.74 SF SIGN AREA ALLOWABLE SIGN AREA = 50.74 SF PROPOSED SIGN AREA = 10.875 SF	
c) SECONDARY FRONTAGE (NORTH, FACING SHOPPING CENTER): MAXIMUM AREA CALC. = 87' * 18.79' = 1,634.87 SF * 0.06 = 98.09 SF SIGN AREA ALLOWABLE SIGN AREA = 98.09 SF PROPOSED SIGN AREA = 43.715 SF	
d) SECONDARY FRONTAGE (WEST, FACING SHOPPING CENTER): MAX. AREA = 45' * 18.79' = 845.62 SF * 0.06 = 50.74 SF SIGN AREA ALLOWABLE SIGN AREA = 50.74 SF PROPOSED SIGN AREA = 32.84 SF	

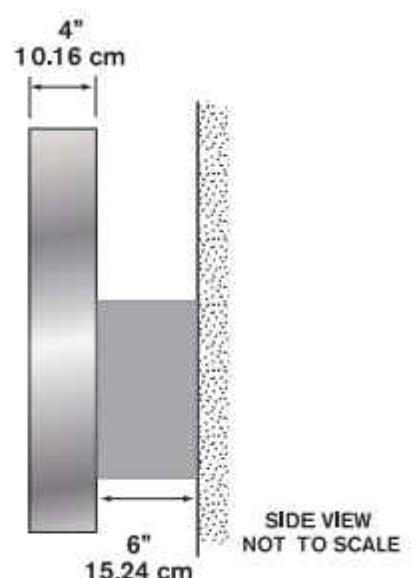
12 GROUND MOUNTED FLAGPOLE



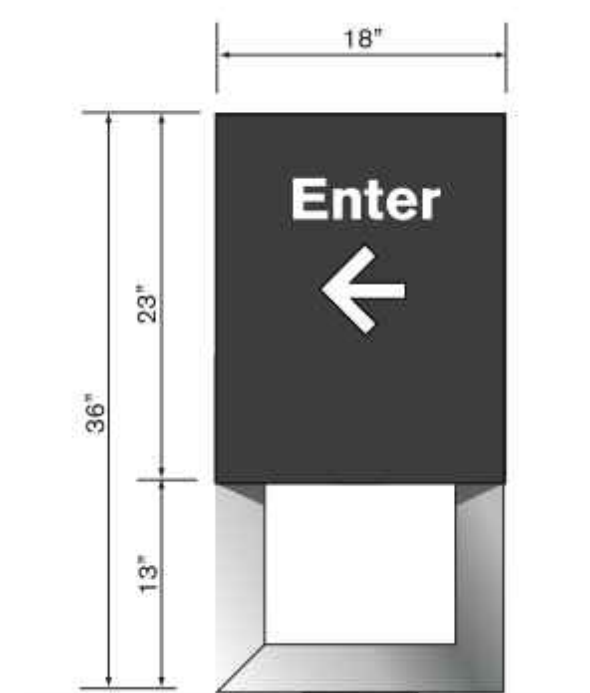
F NEXT GEN 36" ILLUMINATED ARCH
SIGN AREA CALCULATION:
TOTAL SQ. FT. = 3.0' H * 3.625' L = 10.875 SQ. FT. EACH



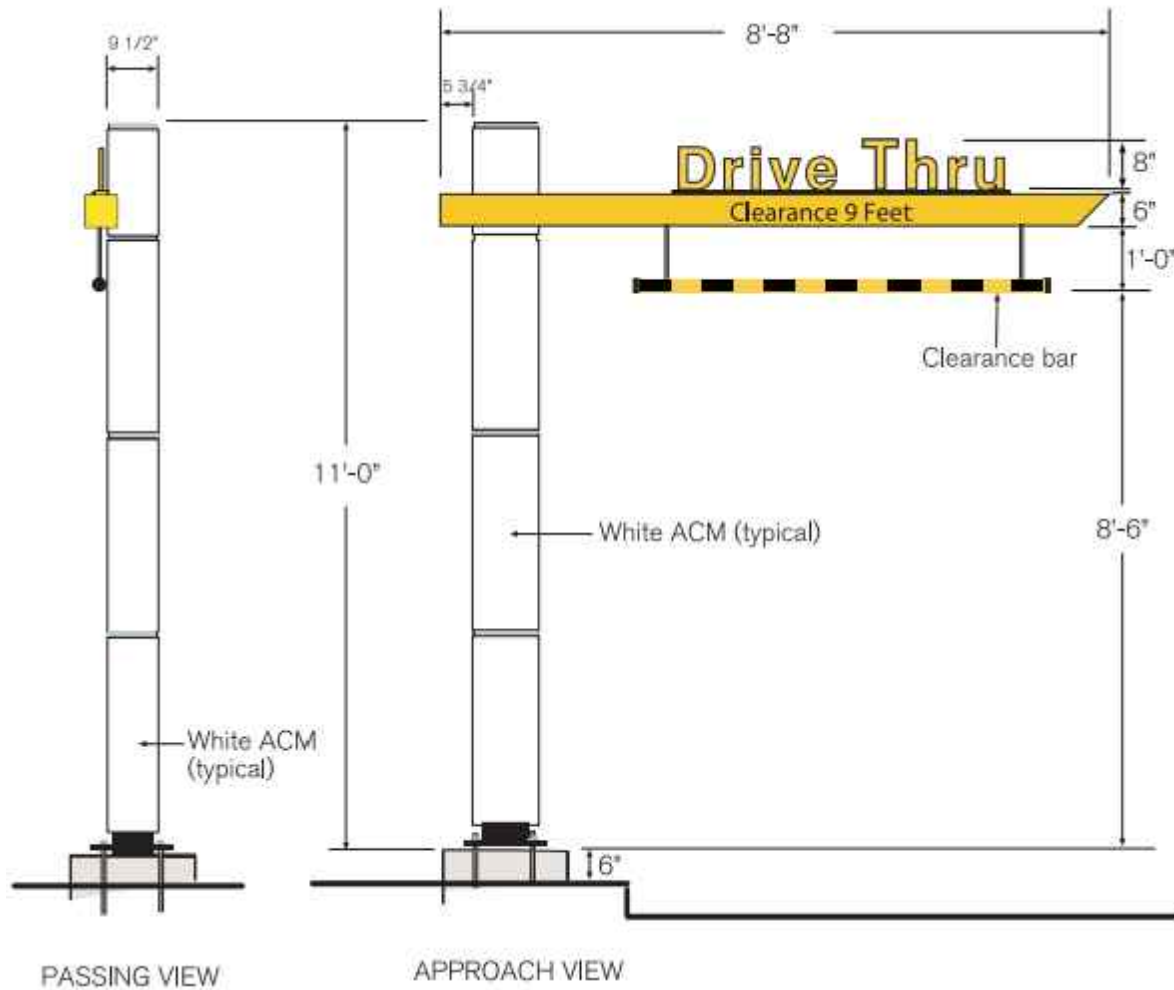
E NEXT GEN 24" ILLUMINATED WORDMARK BUILDING SIGN
SIGN AREA CALCULATION:
TOTAL SQ. FT. = 2.0' H * 16.42' L = 32.84 SQ. FT. EACH



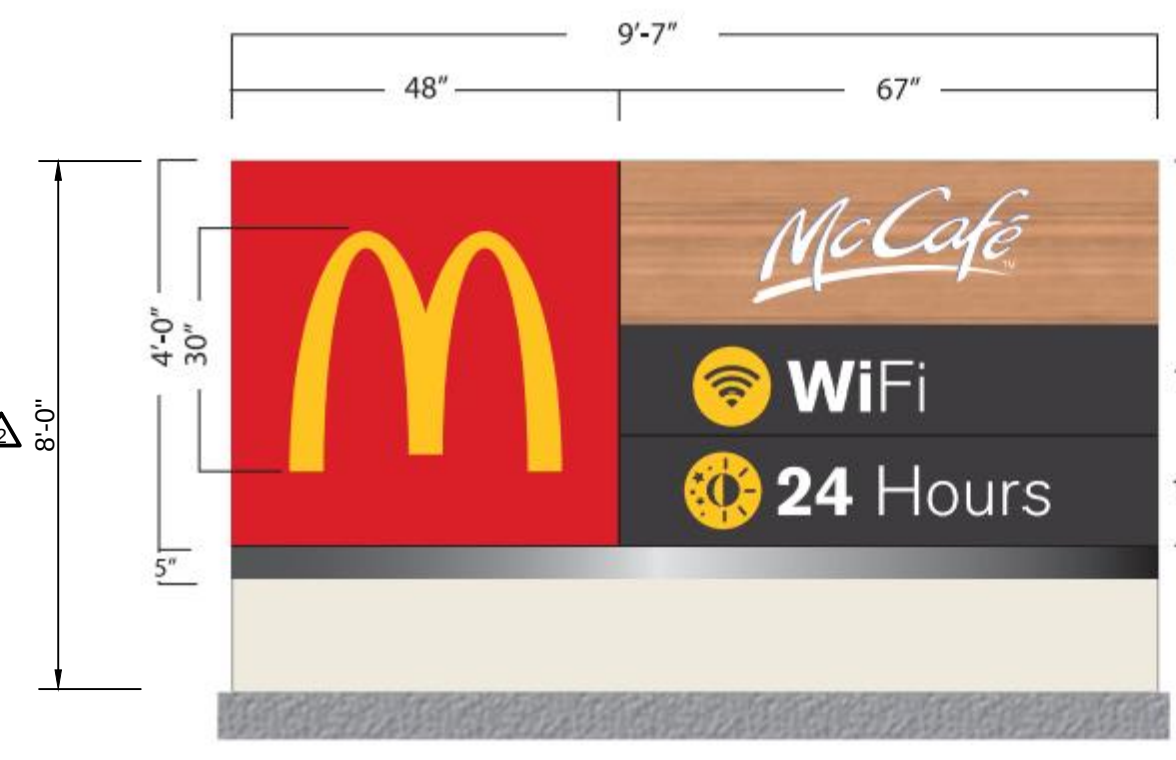
B OPO OUTDOOR MENU BOARD 4-COLUMN
SIGN AREA CALCULATION:
TOTAL SQ. FT. = 1.735' * 4.5' * 4 = 31.23 SQ. FT. EACH



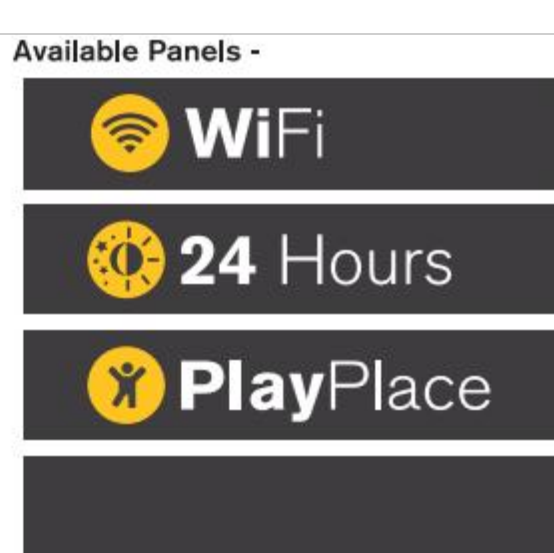
C NEXT GEN 3 SQ. FT. DIRECTIONAL
SIGN AREA CALCULATION:
TOTAL SQ. FT. = 1.92' * 1.5' = 2.88 SQ. FT. EACH



D WELCOME POINT GATEWAY



A NEXT GEN MONUMENT SIGN WITH FEATURE PANELS
SIGN AREA CALCULATION:
TOTAL SQ. FT. = 9.58' * 4' = 38.33 SQ. FT.



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Architects
Engineers
Environmental
Landscape Architects
M/E/P
Planners
Structural
Surveyors
Traffic / Transportation

Offices in:
• Florida
• Puerto Rico
• Connecticut
• Maryland
• Texas

Designed by:	CDP	Drawn by:	CDP	Checked by:	JTP	Approved by:	SML	Scale:	1" = 20'	Date:	Mar. 2016	Job No.:	M29880	Revision		By	JTP
														PER VILLAGE & McDONALD'S COMMENTS	JTP		
														PER VILLAGE OF PALM SPRINGS COMMENTS	JTP		
														Date	4/20/16		
														No.			

Plans Prepared By
CPH, Inc.

500 West Fulton St.
Sanford, FL 32771
Ph: 407.322.6841

Licenses:
Eng. C.O.A. No. 3215
Survey L.B. No. 7143
Arch. Lic. No. AA2600926
Landscape Lic. No. LC0000298

SIGN PLAN AND DETAILS

FOREST HILL & CONGRESS
PALM SPRINGS / FLORIDA

Sheet No.

C-14

VILLAGE OF PALM SPRINGS

McDonalds on Forest Hill Boulevard



Forest Hill Blvd

S Congress Ave

Alice Ave



McDonalds

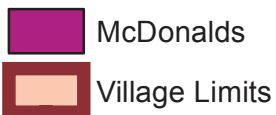
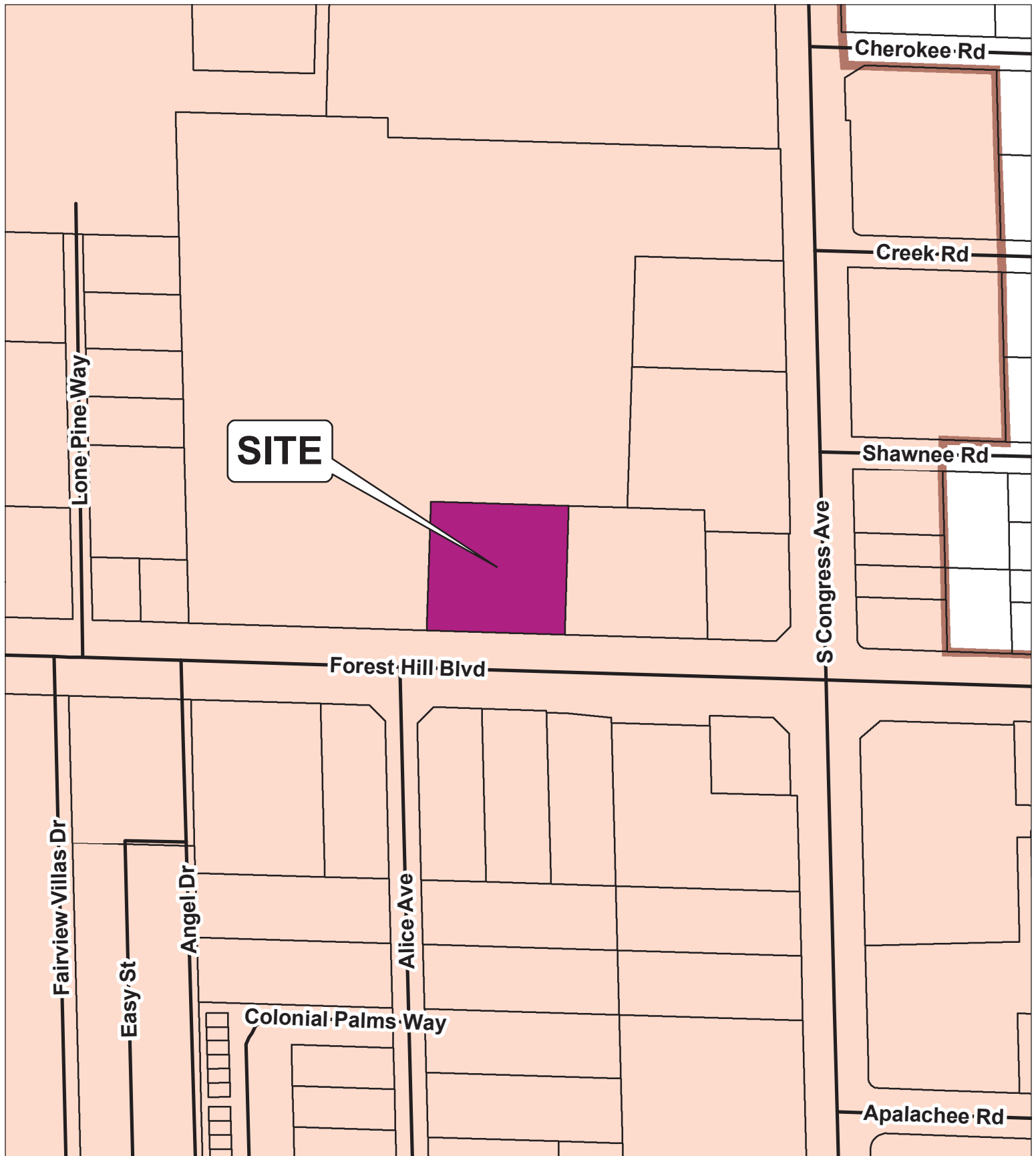
0 75 150 300 Feet

DATE: 8/23/2016



VILLAGE OF PALM SPRINGS

McDonalds on Forest Hill Boulevard



0 125 250 500 Feet

DATE: 8/23/2016





McNuggets® to dip & a drink to sip

Fries
10 pc. Chicken
McNuggets®
Sprite®

©2022 McDonald's. ©2022 The Coca-Cola Company. "Sprite" is a registered trademark of The Coca-Cola Company.

Bundles of flavor

new choice
Hot N' Spicy McChicken®
with Small Fries
620 Cal.

McDouble® with
Small Fries
620 Cal.

\$3³⁹
ea.
Bundle

Add a soft drink to your order.

0-330 Cal.

Crispy, juicy & tender

SPICY
Crispy Chicken Sandwich

CRISPY
Chicken Sandwich

DELUXE
Crispy Chicken Sandwich

Earn points on your order

Program available only at participating McDonald's. Excludes delivery. McDonald's app download and registration required. ©2022 McDonald's

My
Rewards



Order Here

McNuggets to dip & a drink to sip

From 44 pc. Chicken McNuggets & Sprite

Bundle of three

Add a soft drink to your order.

Crispy, juicy & tender

SPICY CRISPY DELUXE

Earn points on your order

My Rewards

Get your phone ready!
(Ten listo tu teléfono!)

Provide **one code** before ordering

Suministra **un código** antes de ordenar

My Rewards

Enter Your Code **49 96**

START ACHIEVING YOUR GOALS TODAY

\$10 to \$12 per item

McDonald's Rewards

Menu board displaying various food items and prices.

Help support BLM/OC families when they need it most

My Rewards

OLIVIA & CREME PIE

Combo Meals

Meals include medium fries and medium soft drink.
Pick a different drink for an additional charge.
Promotion pricing may be lower than meal pricing.

1 Big Mac®
meal 7.59 | 870-1150 Cal.
4.09 | 550 Cal.

2a Quarter Pounder®†† with Cheese
meal 7.79 | 840-1120 Cal.
4.49 | 520 Cal.

2b Quarter Pounder®†† with Cheese Bacon
meal 8.19 | 950-1230 Cal.
5.59 | 630 Cal.

2c Quarter Pounder®†† Deluxe
meal 8.09 | 950-1230 Cal.
4.89 | 630 Cal.

3 Double Quarter Pounder®†† with Cheese
meal 8.99 | 1060-1340 Cal.
5.79 | 740 Cal.

4a Crispy Chicken Sandwich
meal 6.99 | 790-1070 Cal.
4.39 | 470 Cal.

4b Spicy Crispy Chicken Sandwich
meal 6.99 | 850-1130 Cal.
4.59 | 530 Cal.

4c Deluxe Crispy Chicken Sandwich
meal 7.89 | 850-1130 Cal.
5.49 | 630 Cal.

4d Spicy Deluxe Crispy Chicken Sandwich
meal 7.89 | 860-1140 Cal.
5.49 | 640 Cal.

5 10 pc. Chicken McNuggets®†
meal 6.99 | 740-1020 Cal.
4.19 | 420 Cal.

7 2 Cheeseburgers
meal 6.19 | 820-1200 Cal.
2.79 | 600 Cal.

McCafé®

Cinnamon Roll Iced Coffee
Frappé
Smoothie small every flavor
Premium Roast Coffee
Apple Fritter

2.89 | 540 Cal.
1.79 | 190 Cal.
4.29 | 510 Cal.
3.79 | 240 Cal.
1.59 | 0 Cal.
2.59 | 510 Cal.

Fries, Sides & More

Fries
Double Cheeseburger
Soft Drinks
Bacon McDouble®
20 pc. Chicken McNuggets®†
Triple Cheeseburger

2.99 | 320 Cal.
2.29 | 450 Cal.
1.49 | 0-280 Cal.
2.89 | 460 Cal.
6.99 | 830 Cal.
3.59 | 540 Cal.



Food Allergy? Please be advised that any of our products may contain, or may have come in contact with, food allergens including eggs, fish, milk, peanuts, shellfish, soy, tree nuts, and wheat. For ingredient information please visit McDonalds.com.

McNuggets®

\$15.99
Bundle

Includes:
40 pc. Chicken McNuggets®
2 Large Fries

See Service Counter for additional details.
Restrictions apply.
©2017 McDonald's

For a limited time.

Happy Meal®

Meals come with kids' fries and apple slices.

Choose an entrée
4 pc. Chicken McNuggets®
6 pc. Chicken McNuggets®
Hamburger

4.99 | 295-390 Cal.
5.79 | 375-460 Cal.
3.99 | 375-460 Cal.

Choose a drink
Additional charges may apply.
Milk, chocolate, lemon.
Honest Kids® Organic Apple Juice Drink
DASANI® Water

*25% less sugar than leading Quick Service Restaurants' low fat chocolate milk.
**14g of sugar vs. avg. 27g at leading Quick Service Restaurants.

Add some delicious bites



Sweets & Treats

Shakes of choice
McFlurry® or Oreo
Sundae with fudge
Cone

3.40 | 620 Cal.
3.89 | 510 Cal.
2.79 | 330 Cal.
1.70 | 200 Cal.



*May contain nuts.
©2017 McDonald's Company. "Happy Meal" and "Happy" are registered trademarks of McDonald's. "Honest Kids" and "Honest Kids Organic" are registered trademarks of McDonald's. "DASANI" is a registered trademark of The Coca-Cola Company. "Oreo" is a registered trademark of Mondelez International, Inc.

Refresh every bite



Fries
2.99 | 320 Cal.
Coca-Cola®
1.49 | 0-280 Cal.

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\$1 \$2 \$3 Dollar Menu

Everyday Value
Hamburger
Cheeseburger
McChicken®
McDouble®
Double Cheeseburger
4 pc. Chicken McNuggets®†
Small Fries

1.00 | 250 Cal.
1.39 | 300 Cal.
1.99 | 400 Cal.
1.99 | 400 Cal.
2.29 | 450 Cal.
2.30 | 170 Cal.
2.59 | 220 Cal.

\$3.30 Bundle - Choose One
Includes Small Fries
Hot 'n Spicy McChicken®
McDouble®

620 Cal.
620 Cal.

Grab a Crispy Chicken Sandwich

DELUXE
meal 7.89 | 850-1130 Cal.
CRISPY
meal 6.99 | 790-1070 Cal.

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For a limited time.

Help support RMHC families when they need it most

Ask to Round-Up for RMHC or drop your change in the box ahead.



My Rewards

Provide one code
to earn & redeem points in the app

Suministra un código
para ganar y canjear puntos por el app



**ORDER
HERE**

Customers With
Speech or Hearing
Difficulties Please
Pull Up To The Next
Open Window For
Assistance In
Ordering

Clientes con
dificultades
auditivas o del habla
favor de pasar a la
próxima ventanilla
abierta para ayudarlos
con su orden.

Thank you!

Gracias

Ordering
from the

su orden
desde



We Do Not Accept
Any More Longer Item \$10

We Do Not Accept
Purchase over \$40

Mc

1 Big Mac®
750 | 1270-1350 Cal.
4.99 | 590 Cal.

2a Quarter Pounder®
with Cheese
2b Quarter Pounder®
with Cheese Bacon
2c Quarter Pounder®
Deluxe

770 | 940-1120 Cal.
4.49 | 520 Cal.
8.99 | 950-1220 Cal.
5.99 | 1000 Cal.
9.09 | 950-1220 Cal.
4.99 | 530 Cal.

3 Double Quarter
Pounder®
with
Cheese
1090 | 1000-1340 Cal.
5.79 | 740 Cal.

4a Crispy Chicken
Sandwich
4b Spicy Crispy
Chicken Sandwich
4c Deluxe Crispy
Chicken Sandwich
4d Spicy Deluxe Crispy
Chicken Sandwich

6.99 | 750-1070 Cal.
4.99 | 470 Cal.
6.99 | 850-1130 Cal.
4.99 | 530 Cal.
7.99 | 850-1130 Cal.
5.49 | 520 Cal.
7.99 | 900-1140 Cal.
5.49 | 540 Cal.

5 10 pc. Chicken
McNuggets®
750 | 740-1020 Cal.
4.99 | 540 Cal.

6 Flat-O-Fish®
770 | 700-980 Cal.
3.99 | 380 Cal.

7 2 Chicken
McNuggets®
670 | 600-1000 Cal.
2.79 | 600 Cal.

McCafé®

Cinnamon Roll
Iced Coffee
Frappé
Smoothie
Premium Roast Coffee
Apple Fritter

2.99 | 540 Cal.
1.99 | 360 Cal.
4.29 | 630 Cal.
3.79 | 540 Cal.
1.99 | 110 Cal.
2.99 | 510 Cal.

Fries, Sides & More

Fries
Double Cheeseburger
Soft Drinks
Bacon McDouble®
20 pc. Chicken McNuggets®
Triple Cheeseburger

2.99 | 320 Cal.
2.99 | 450 Cal.
0.99 | 10-200 Cal.
2.99 | 460 Cal.
0.99 | 800 Cal.
3.59 | 540 Cal.

Sweets & Treats

Shakes, smoothies
McFlurry®
Sunshine Ice Pop
Cone

3.49 | 520 Cal.
3.49 | 510 Cal.
2.79 | 330 Cal.
1.79 | 200 Cal.

Happy Meal®

Choose an entrée
4 pc. Chicken McNuggets®
Hamburger
Choose a drink
Milk, chocolate, lemon
Honeydew Kid® Organic
Apple Juice Drink
DASANI® Water

4.59 | 255-390 Cal.
5.79 | 375-460 Cal.
3.99 | 375-460 Cal.

McCafé®

Cinnamon Roll
Iced Coffee
Frappé
Smoothie
Premium Roast Coffee
Apple Fritter

2.99 | 540 Cal.
1.99 | 360 Cal.
4.29 | 630 Cal.
3.79 | 540 Cal.
1.99 | 110 Cal.
2.99 | 510 Cal.

**Grab a Crispy
Chicken Sandwich**
Llévate un Crispy
Chicken Sandwich

DELUXE
meal 1180 | 950-1130 Cal.

CRISPY
meal 600 | 750-1070 Cal.

**Help support
RMHC families
when they need
it most**



Ask to Round-Up
for RMHC or drop
your change in the
box ahead.



**GUAVA
& CRÈME PIE**
LIMITED TIME





Site ID	NSN	Site Name	ODMB Deployed Date
92170	29261	BOCA RATON, BOCA CENTER RELO	4/18/18
91058	11055	SANDALFOOT	8/6/18
90797	11750	45TH & MILITARY	4/30/19
90390	5931	DELRAY	5/8/19
92226	30338	YAMATO & CONGRESS	5/13/19
91175	12611	CLINT MOORE/JOG	5/15/19
90500	6956	45TH ST.	5/15/19
90568	7151	BLUE HERON	5/16/19
90022	468	BROADWAY	5/28/19
91771	22446	OKEECHOBEE & ROYAL PALM	6/19/19
90164	2565	5TH AVENUE	6/26/19
92318	32435	BAYWINDS	6/26/19
90515	6668	GREENACRES	7/30/19
92465	34897	VILLAGE GREEN	8/23/19
90070	1077	OKEECHOBEE	8/28/19
92053	26722	WPB, CONGRESS & PALM BEACH LAKES BLVD.	8/29/19
90383	5892	NORTHLAKE	8/30/19
91546	17525	WELLINGTON	9/16/19
90608	7974	FOREST HILL&JOG	9/23/19
90417	5761	ARBOR	10/4/19
91106	11814	OKEECHOBEE & JOG	10/8/19
90285	4356	MILITARY TRAIL	10/9/19
91095	11843	SOUTHERN / 441	10/10/19
90742	10322	BOYNTON BCH W	10/11/19
92437	34363	LOXAHATCHEE	10/11/19
92322	32497	CRESTHAVEN	10/11/19
92462	34868	NASSAU SQUARE	10/14/19
91640	18812	JUPITER FARMS	10/17/19
91978	25345	BOYNTON BCH, HYPOLUXO/MILITARY	10/22/19
90794	10802	JOG/LANTANA	10/25/19
90437	6207	BELLE GLADE	10/29/19
91137	12020	PALMETTO PARK	11/5/19
90356	5498	JUNO	11/7/19
91350	16261	BOYNTON & JOG	11/11/19
90381	5603	LANTANA	12/6/19
92145	28730	PROMENADE	1/22/21
92650	39146	BOYNTON BEACH - CONGRESS AVE	4/13/21
90547	7129	BELVEDERE	8/19/21
90795	10881	CONGRESS & 22ND	10/22/21
92659	39379	ATLANTIC AND HAGEN	2/18/22
90459	6291	MISSION BAY	
90250	3482	BOYNTON BEACH	
91060	11666	LINTON	
90380	6102	JUPITER	
90736	10536	INDIANTOWN	

91854	23783	ABACOA
90097	1527	CONGRESS AV
92599	38015	FOREST AND CONGRESS
90423	5776	PINE TRAIL

Store Class	Address	City	ST
FREESTANDING TRADITIONAL	1776 N MILITARY TRAIL	BOCA RATON	FL
FREESTANDING TRADITIONAL	23073 SANDALFOOT PLAZA DR	BOCA RATON	FL
FREESTANDING TRADITIONAL	4275 45TH ST	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	14529 MILITARY TRL	DELRAY BEACH	FL
FREESTANDING TRADITIONAL	710 YAMATO ROAD	BOCA RATON	FL
FREESTANDING TRADITIONAL	2911 CLINTMOORE RD	BOCA RATON	FL
FREESTANDING TRADITIONAL	1207 W 45TH ST	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	4145 BLUE HERON BLVD	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	3551 N BROADWAY	RIVIERA BEACH	FL
FREESTANDING TRADITIONAL	1400 ROYAL PALM BEACH BOULEVARD	ROYAL PALM BEACH	FL
FREESTANDING TRADITIONAL	2140 N FEDERAL HWY	BOCA RATON	FL
FREESTANDING TRADITIONAL	9835 OKEECHOBEE BLVD	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	6000 LAKE WORTH RD	GREENACRES	FL
FREESTANDING TRADITIONAL	2755 S SR 7	WELLINGTON	FL
FREESTANDING TRADITIONAL	2421 OKEECHOBEE BOULEVARD	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	1720 PALM BEACH LAKES BLVD	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	3805 N LAKE BLVD	PALM BEACH GARDENS	FL
FREESTANDING TRADITIONAL	1470 GREENVIEW SHORES BLVD	WELLINGTON	FL
FREESTANDING TRADITIONAL	6581 FOREST HILL BLVD	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	2501 N DIXIE HWY	LAKE WORTH	FL
FREESTANDING TRADITIONAL	6858 OKEECHOBEE BLVD	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	828 S MILITARY TRL	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	100 STATE RD 7	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	9858 MILITARY TRL	BOYNTON BEACH	FL
FREESTANDING TRADITIONAL	15880 ORANGE BLVD	LOXAHATCHEE	FL
FREESTANDING TRADITIONAL	2605 S MILITARY TRAIL	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	7793 LAKE WORTH RD	LAKE WORTH	FL
FREESTANDING TRADITIONAL	10030 INDIAN TOWN RD	JUPITER	FL
FREESTANDING TRADITIONAL	4614 HYPOLUXO ROAD	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	6342 LANTANA RD	LAKE WORTH	FL
FREESTANDING TRADITIONAL	833 S MAIN ST	BELLE GLADE	FL
FREESTANDING TRADITIONAL	7030 PALMETTO PARK RD	BOCA RATON	FL
FREESTANDING TRADITIONAL	12025 US HWY 1	NORTH PALM BEACH	FL
FREESTANDING TRADITIONAL	9915 JOG RD	BOYNTON BEACH	FL
FREESTANDING TRADITIONAL	1450 W LANTANA RD	LANTANA	FL
FREESTANDING TRADITIONAL	9880 FLORIDA A1A ALTERNATE	PALM BEACH GARDENS	FL
FREESTANDING TRADITIONAL	1701 S. CONGRESS AVE	BOYNTON BEACH	FL
FREESTANDING TRADITIONAL	650 BELVEDERE RD	WEST PALM BEACH	FL
FREESTANDING TRADITIONAL	1799 N CONGRESS BLVD	BOYNTON BEACH	FL
FREESTANDING TRADITIONAL	7229 ATLANTIC AVENUE	DELRAY BEACH	FL
FREESTANDING TRADITIONAL	20594 STATE RD 7	BOCA RATON	FL
FREESTANDING TRADITIONAL	1810 S FEDERAL HWY	BOYNTON BEACH	FL
FREESTANDING TRADITIONAL	1220 LINTON BLVD	DELRAY BEACH	FL
FREESTANDING TRADITIONAL	181 N US 1	JUPITER	FL
FREESTANDING TRADITIONAL	6760 INDIANTOWN RD	JUPITER	FL

FREESTANDING TRADITIONAL	5480 MILITARY TRL	JUPITER	FL
FREESTANDING TRADITIONAL	3671 S CONGRESS	LAKE WORTH	FL
FREESTANDING TRADITIONAL	3015 FOREST HILL BLVD	PALM SPRINGS	FL
FREESTANDING TRADITIONAL	1775 MILITARY TRL	WEST PALM BEACH	FL

County	ZIP
PALM BEACH	33486
PALM BEACH	33428
PALM BEACH	33409
PALM BEACH	33445
PALM BEACH	33431
PALM BEACH	33496
PALM BEACH	33401
PALM BEACH	33404
PALM BEACH	33404
PALM BEACH	33411
PALM BEACH	33431
PALM BEACH	33411
PALM BEACH	33463
PALM BEACH	33414
PALM BEACH	33401
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PALM BEACH	33406
PALM BEACH	33414
PALM BEACH	33415
PALM BEACH	33460
PALM BEACH	33411
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PALM BEACH	33467
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PALM BEACH	33463
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PALM BEACH	33430
PALM BEACH	33433
PALM BEACH	33408
PALM BEACH	33437
PALM BEACH	33462
PALM BEACH	33410
PALM BEACH	33426
PALM BEACH	33405
PALM BEACH	33435
PALM BEACH	33446
PALM BEACH	33498
PALM BEACH	33435
PALM BEACH	33445
PALM BEACH	33458
PALM BEACH	33458-3978

PALM BEACH 33458-2862

PALM BEACH 33460

PALM BEACH 33406

PALM BEACH 33409



Village of Palm Springs

Executive Brief

AGENDA DATE: August 18, 2022

DEPARTMENT: Administration

ITEM #11: Ordinance No. 2022-09 - Village Code Amendment - Chapter 78 - Year-Round Landscape Irrigation Conservation Measures (*First Reading*)

SUMMARY: South Florida Water Management District (SFWMD) has requested all cities to amend existing water and irrigation conservation program restrictions and exemptions provided within municipal codes to give greater consistency with the rules adopted by the SFWMD.

The proposed ordinance (based on a model ordinance provided by SFWMD) establishes specific restrictions and exemptions to set guidance on the prudent use of water and landscape irrigation as established within SFWMD's rules promulgated in Florida Administrative Code Chapter 40E-24.

In summary, the proposed amendments:

1. Specify the allowable hours for landscape irrigation from 4:00 p.m. – 10:00 a.m.
2. Define the three (3) days per week permitted for landscape irrigation, determined by the odd- or even-numbering of the property address.
3. Lastly, should the SFMWD declare a water shortage emergency whereby water use shall be further restricted, Village Code Chapter 78, Article III sets forth that such a declaration shall also become enforceable within the Village. Provide exemptions from restrictions for new lawns and landscaping.

Village staff recommends approval of Ordinance No. 2022-09, consistent with the rules adopted by the South Florida Water Management District.

If approved on the 1st reading, Ordinance No. 2022-09 will be considered for the 2nd and final reading by the Village Council on September 8, 2022.

FISCAL IMPACT:

Proposed Ordinance No. 2022-09 does not have a direct fiscal impact on the Village.

ATTACHMENTS:

1. Ordinance No. 2022-09 Creating Chapter 78, Article VI - Landscape Irrigation
2. Exhibit "A" to Ordinance No. 2022-09 Irrigation
3. Palm Beach County Water Resources Task Force Resolution No. 2021-01

ORDINANCE NO. 2022-09

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA, AMENDING CHAPTER 78 “UTILITIES”, TO ADD A NEW ARTICLE VI, “YEAR-ROUND LANDSCAPE IRRIGATION CONSERVATION MEASURES”, PROVIDING FOR LOCAL IMPLEMENTATION OF THE MANDATORY YEAR-ROUND LANDSCAPE IRRIGATION CONSERVATION MEASURES RULE OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT (40E-24, F.A.C.); PROVIDING DEFINITIONS; PROVIDING FOR THE APPLICABILITY OF THE ORDINANCE; PROVIDING THE LANDSCAPE IRRIGATION MEASURES; PROVIDING EXCEPTIONS TO THE LANDSCAPE IRRIGATION SCHEDULE; PROVIDING FOR A REQUIREMENT TO OPERATE TECHNOLOGY THAT INHIBITS OR INTERRUPTS AN IRRIGATION SYSTEM DURING PERIODS OF SUFFICIENT MOISTURE; PROVIDING FOR VARIANCES FROM THE SPECIFIC DAY OF THE WEEK LIMITATIONS; PROVIDING FOR ENFORCEMENT OF THE ORDINANCE; PROVIDING FOR PENALTIES FOR VIOLATION OF THE ORDINANCE; PROVIDING FOR CODIFICATION OF THE ORDINANCE; PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the South Florida Water Management District (District) has the responsibility and exclusive authority under Chapter 373, Florida Statutes (F.S.), for regulating the consumptive use of water; and

WHEREAS, the District has promulgated Chapter 40E-2, Florida Administrative Code (F.A.C), for the consumptive use of water which includes Rule 40E-2.061, F.A.C., General Permits by Rule, regulating landscape irrigation at a single family dwelling or duplex, and Rule 40E-2.071, F.A.C., Noticed General and Individual Permits, regulating larger landscape irrigation users; and

WHEREAS, the District promulgated and amended Chapter 40E-24, F.A.C., requiring year-round irrigation conservation measures; and

WHEREAS, Chapter 40E-24, F.A.C., applies to all users as defined in subsection 40E-24.101(14), F.A.C., including permitted and exempt users under Chapter 40E-2, F.A.C.; and

WHEREAS, Chapter 40E-24, F.A.C., calls for year-round and permanent landscape irrigation restrictions, separate and independent from water shortage declarations, in accordance with Chapter 40E-21, F.A.C.; and

WHEREAS, Chapter 40E-24, F.A.C., applies to all landscape irrigation regardless of whether the water comes from ground or surface water, from a private well or pump, or from a public or private utility; and

WHEREAS, Rule 40E-24.301, F.A.C., provides that local governments may adopt a landscape irrigation ordinance that achieves water conservation consistent with Rule 40E-24.201, F.A.C., including variance and enforcement procedures; and

WHEREAS, the District strongly encourages local governments to adopt an ordinance in accordance with Rules 40E-24.201 and 40E-24.301, F.A.C.; and

WHEREAS, the Village of Palm Springs, Florida (the “Village”) is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, it is the desire of the Village Council of the Village of Palm Springs to adopt such an Ordinance in accordance with Rules 40E-24.201 and 40E-24.301, F.A.C.; and

WHEREAS, the Village Council finds and declares that the adoption of this Ordinance is appropriate, and in the public interest of this community.

NOW, THEREFORE, THE VILLAGE COUNCIL OF THE VILLAGE OF PALM SPRINGS, FLORIDA HEREBY ORDAINS, AS FOLLOWS:

Section 1. . Recitals. The foregoing recitals are hereby affirmed and ratified as if fully set forth herein.

Section 2. Chapter 78 “Utilities” shall be amended to add a new Article VI “Year-Round Landscape Irrigation Conservation Measures” with provisions at Section 78-260 through 78-267, as provided in Exhibit “A” attached hereto.

Section 3. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. Repeal of Laws in Conflict. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. Codification. The sections of the ordinance may be made a part of the Village Code of Ordinances and may be re-numbered or re-lettered to accomplish such, and the word “ordinance” may be changed to “section”, “division”, or any other appropriate word.

Section 6. Effective Date. This Ordinance shall become effective immediately upon adoption by the Village Council of the Village of Palm Springs, Florida.

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

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
BEV SMITH, MAYOR	☐	☐	☐
DOUG GUNTHER, VICE MAYOR	☐	☐	☐
JONI BRINKMAN, MAYOR PRO TEM	☐	☐	☐
PATTI WALLER, COUNCIL MEMBER	☐	☐	☐
GARY READY, COUNCIL MEMBER	☐	☐	☐

The Mayor thereupon declared this Ordinance approved and adopted by the Village Council of the Village of Palm Springs, Florida, on second reading, this _____ day of _____, 2022.

VILLAGE OF PALM SPRINGS, FLORIDA

BY: _____
BEVERLY SMITH, MAYOR

First Reading _____

Second Reading _____

ATTEST:

BY: _____
KIMBERLY M. WYNN, VILLAGE CLERK

REVIEWED FOR LEGAL FORM AND SUFFICIENCY

BY: _____
GLEN J. TORCIVIA, VILLAGE ATTORNEY

EXHIBIT "A"
YEAR-ROUND LANDSCAPE
IRRIGATION CONSERVATION MEASURES

ARTICLE VI. – YEAR-ROUND LANDSCAPE IRRIGATION CONSERVATION MEASURES

Sec. 78-260. - Intent and purpose

It is the intent and purpose of this Code to implement procedures to protect the water resources of the Village of Palm Springs and to promote water conservation through the efficient use of landscape irrigation and consistency with the South Florida Water Management District's (District) mandatory year-round landscape irrigation conservation measures under Chapter 40E-24, Florida Administrative Code, (F.A.C.). This Code will increase water use efficiency; prevent and curtail wasteful irrigation practices by providing mandatory landscape irrigation conservation measures; and prohibit the operation of irrigation systems in a manner causing water to be wasted.

Sec. 78.261. - Definitions

For the purpose of this Article, the following terms, phrases, words and their derivatives shall have the meaning listed below. When not inconsistent with the context, words used in the present tense also include the future, and words used in the singular also include the plural. The word "shall" is always mandatory and not merely directory.

- (1) "Address" means the "house number" (a numeric or alphanumeric designation) that, together with the street name, describes the physical location of a specific property. This includes "rural route" numbers, but excludes post office box numbers. If a lot number in a mobile home park or similar community is used by the U.S. Postal Service to determine a delivery location, the lot number shall be the property's address. If a lot number in a mobile home park or similar residential community is not used by the U.S. Postal Service (e.g., the park manager sorts incoming mail delivered to the community's address), then the community's main address shall be the property's address. If a property has no address, it shall be considered "even-numbered."
- (2) "Athletic Play Area" means all golf course fairways, tees, roughs, greens, and other athletic play surfaces; including, football, baseball, soccer, polo, tennis, lawn bowling fields, and rodeo, equestrian and livestock arenas.
- (3) "Consumptive Use Permit" (CUP) means a permit issued pursuant to Chapter 40E-2, F.A.C., authorizing the consumptive use of water.

- (4) "District" means the South Florida Water Management District, a government entity created under Chapter 373, Florida Statutes.
- (5) "Even-Numbered Address" means an address ending in the number 0, 2, 4, 6 or 8; rights-of-way or other locations with no address; or the letters A-M.
- (6) "Existing Landscaping" means any landscaping which has been planted in the ground for more than ninety (90) days.
- (7) "Landscaping" means shrubbery, trees, lawns, sod, grass, ground covers, plants, vines, ornamental gardens, and such other flora not intended for resale, which are situated in such diverse locations as residential landscapes, recreation areas, cemeteries, public, commercial, and industrial establishments, public medians, and rights-of-way, except athletic play areas.
- (8) "Landscape Irrigation" means the outside watering of shrubbery, trees, lawns, sod, grass, ground covers, plants, vines, ornamental gardens, and such other flora not intended for resale, which are planted and are situated in such diverse locations as residential landscapes, recreation areas, cemeteries, public, commercial, and industrial establishments, public medians, and rights-of-way, except athletic play areas.
- (9) "Low Volume Hand Watering" means the watering of landscape by one (1) person, with one (1) hose, fitted with a self-canceling or automatic shutoff nozzle.
- (10) "Low Volume Irrigation" means the use of equipment and devices specifically designed to allow the volume of water delivered to be limited to a level consistent with the water requirement of the plant being irrigated, and to allow that water to be placed with a high degree of efficiency in the root zone of the plant. The term also includes water used in mist houses and similar establishments for plant propagation. Overhead irrigation and flood irrigation are not included.
- (11) "Micro-irrigation" means the application of small quantities of water on or below the soil surface as drops or tiny streams of spray through emitter or applicators placed along a water delivery line. Micro-irrigation includes a number of methods or concepts such as bubbler, drip, trickle, mist or micro-spray, and subsurface irrigation.
- (12) "New Landscaping" means any landscaping which has been planted and established for ninety (90) days or less.
- (13) "Odd-Numbered Address" means an address ending in the number 1, 3, 5, 7 or 9; or the letters N-Z.

- (14) "Reclaimed Water" means wastewater that has received at least secondary treatment, and basic disinfection and is reused after flowing out of a wastewater treatment facility as defined by Rule 62-40.210, F.A.C.
- (15) "User" means any person, individual, firm, association, organization, partnership, business trust, corporation, company, agent, employee or other legal entity, whether natural or artificial, the United States of America, and the State and all political subdivisions, regions, districts, municipalities, and public agencies thereof, which directly or indirectly takes water from the water resource, including uses from private or public utility systems, uses under water use permits issued pursuant to Chapter 40E-2, F.A.C., or uses from individual wells or pumps.
- (16) "Wasteful and unnecessary" means allowing water to be dispersed without any practical purpose to the water use; for example, excessive landscape irrigation, leaving an unattended hose on a driveway with water flowing, allowing water to be dispersed in a grossly inefficient manner, regardless of the type of water use; for example, allowing landscape irrigation water to unnecessarily fall onto pavement, sidewalks and other impervious surfaces; or allowing water flow through a broken or malfunctioning water delivery or landscape irrigation system.
- (17) "Water Resource" means any and all water on or beneath the surface of the ground, including natural or artificial watercourses, lakes, ponds, or diffused surface water, and water percolating, standing, or flowing beneath the surface of the ground.
- (18) "Water Shortage" means when the District determines there is the possibility that insufficient water will be available to meet the present and anticipated needs of the users, or when conditions are such as to require a temporary reduction in total use within a particular area to protect water resources from serious harm. A water shortage usually occurs due to drought.
- (19) "Water Shortage Emergency" means when the District determines the provisions listed in Part II of Chapter 40E-21, F.A.C., are not sufficient to protect the public health, safety, or welfare; the health of animals, fish, or aquatic life; a public water supply; or commercial, industrial, agricultural, recreational, or other reasonable-beneficial uses.

Sec. 78-262. - Application

- (1) The provisions of this Article shall apply to each user providing landscape irrigation from all water resources within the boundaries of the Village of Palm Springs and/or its utility service area. The provisions of this Article shall not apply to athletic play areas or agricultural operations (including nurseries), and irrigation accomplished using reclaimed water.

- (2) Declaration of a water shortage condition and/or water shortage emergency within all or parts of the Village by the District's Governing Board or Executive Director shall supersede this Code for the duration of the applicable declaration, in accordance with Article III of this Chapter. A water shortage usually occurs due to drought.
- (3) Such a declaration would apply to all users using the water resource within the geographical areas subject to a water shortage or water shortage emergency, as determined by the District, whether from public or privately-owned water utility systems, private wells or private connections with surface water bodies, but shall not apply to users using reclaimed water or saltwater.

Sec. 78-263. - Year-Round Permanent Landscape Irrigation Measures

The following requirements or exceptions shall apply to all users, unless otherwise specified.

- (1) Landscape irrigation shall be prohibited daily between the hours of 10:00 a.m. and 4:00 p.m., except as provided below.
- (2) Irrigation of existing landscaping shall comply with the following provisions:
 - a. Even-Numbered Addresses and rights-of-way, or other locations without an address, may accomplish necessary landscape irrigation only on Tuesdays, Thursdays, and/or Sundays.
 - b. Odd-Numbered Addresses may accomplish necessary landscape irrigation only on Mondays, Wednesdays, and/or Saturdays.
- (3) Irrigation of new landscaping shall comply with the following provisions:
 - a. New Landscaping may be irrigated once on the day it is installed without regard to the listed watering days and times. Irrigation of the soil immediately prior to the installation of the new landscaping is allowed without regard to the listed watering days and times.
 - b. A ninety (90) day establishment period begins on the day new landscaping is installed. The new landscaping shall be installed within a reasonable time from the date of purchase, which may be demonstrated with a dated receipt or invoice.
 - c. Irrigation of new landscaping which has been in place for thirty (30) days or less may be accomplished on Monday, Tuesday, Wednesday, Thursday, Saturday, and/or Sunday.

- d. Irrigation of new landscaping which has been in place for thirty-one (31) to ninety (90) days may be accomplished on Monday, Wednesday, Thursday, and/or Saturday.
 - e. Irrigation of the new landscaping is limited to areas containing only the new landscaping. An entire zone of an irrigation system shall only be utilized for landscape irrigation under this Code if the zone in question is for an area that contains at least fifty percent (50%) new landscaping. If a zone contains less than fifty percent (50%) new landscaping, or if the new landscaping is in an area that will not typically be irrigated by an irrigation system, only the individual new plantings are eligible for additional irrigation. Targeted watering may be accomplished by low volume hand watering, or any appropriate method which isolates and waters only the new landscaping.
- (4) Irrigation systems may be operated outside restricted days and/or times for cleaning, maintenance, and repair with an attendant on-site in the area being tested. Landscape irrigation systems may routinely be operated for such purposes no more than once per week, and the run time for any one (1) test should not exceed ten (10) minutes per zone.
 - (5) Landscape irrigation for the purpose of watering-in fertilizers, insecticides, pesticides, fungicides, and herbicides, where such watering-in is required by the manufacturer, or by federal, state or local law, shall be allowed under the following conditions:
 - a. Such watering-in shall be limited to one (1) application in the absence of specific alternative instructions from the manufacturer; and
 - b. Such watering-in shall be accomplished during normal watering days and times listed above unless a professional licensed applicator has posted a temporary sign containing the date of application and the date(s) of needed watering-in activity.
 - (6) Any plant material may be watered using low volume irrigation, micro-irrigation, low volume hand watering methods, rain barrels, cisterns, or other similar rain-harvesting devices without regard to the listed watering days or times.
 - (7) In addition to the specific listed measures, all wasteful and unnecessary water use is prohibited.
 - (8) In the event the District imposes restrictions on landscape irrigation for new and existing installations which are more restrictive than those imposed by this Code, such as under the declaration of a water shortage or water shortage emergency, the more restrictive regulations shall apply for the applicable duration of the more restrictive regulations.

- (9) It shall be the duty of each user to keep informed as to the landscape irrigation conservation measures within this Code, which affect each particular water use.

Sec. 78-264. - Additional Measures

Any user who purchases and installs an automatic landscape irrigation system shall properly install, maintain, and operate technology that inhibits or interrupts operation of the system during periods of sufficient moisture in accordance with Section 373.62, Florida Statutes.

Sec. 78-265. - Variance Relief

- (1) Any user affected by this Article may apply for a variance to the Village Manager, or their designee. A variance from specific day or days identified in this Article may be granted if strict application of the restrictions would lead to unreasonable or unfair result, provided the applicant demonstrates with particularity that compliance with the schedule will result in substantial economic, health, or other hardship on the applicant, or those the applicant serves. Relief may be granted only upon a demonstration that such hardship exists, is peculiar to the person or the affected property, is not self-imposed, and further demonstrates that granting the variance would be consistent with the general intent and purpose of this Code.
- (2) Examples of circumstances for a variance include, but are not limited to:
- a. Two (2) or more properties which share a common source of water;
 - b. A public or private water system experiencing or anticipating distribution problems;
 - c. A user maintains an irrigation system that uses soil moisture sensors or weather-based irrigation controllers; or
 - d. Where a contiguous property is divided into different zones, a variance may be granted so that each zone may be irrigated on days different than other zones of the property.
 - e. Where a user maintains, manages, or owns a non-residential property, such as a house of worship or weekly market (farmer/flea), where the primary day of use, operation, or attendance for the property coincides with the prescribed watering day for the address.
 - f. However, no single zone may be irrigated more than three (3) days per week unless a user maintains an irrigation system that uses soil moisture sensors or weather-based irrigation controllers.

- (3) Upon receipt of an application for variance from the requirements of this Article, the Village Manager or designee shall render a decision on the variance within 30 days. Denials of variance relief may be appealed to the Village Council within 15 days of the user's receipt of the notice of denial. Any notice of denial or subsequent appeal shall be sent by certified mail, return receipt requested.
- (4) A variance application and/or granting a variance under provisions of this Article shall operate prospectively, shall not stay or abate the enforcement of the provisions of this Article, and shall not affect any prior or pending enforcement actions against the affected person that have been initiated pursuant to the provisions of this Article.
- (5) If a variance is granted, the user shall be required to post a notice at each parcel to which the variance pertains.
- (6) A variance is invalid if it has expired or if the user or its agent violates the terms of the variance.
- (7) Recognition of District Variances. The Village recognizes and adopts all irrigation variances or waivers issued by the District.

Sec. 78-266. - Enforcement

Every law enforcement official having jurisdiction in the area governed by this Article shall, in connection with all other duties imposed by law, diligently enforce the provisions of this Article pursuant to the procedures set forth in Chapter 2, Section III, or by filing an action in civil court for injunctive relief. The Village Manager may also delegate enforcement responsibility for this Article to other departments of the Village government, or areas in the utility service area governed by this Article, in accordance with state and local law.

Sec. 78-267. - Penalties

Any user who violates any provision of this Article shall also be subject to the Village remedies as authorized the Village of Palm Springs Code of Ordinances, or as otherwise then allowed by law. The applicable penalties shall be determined by the forum selected to enforce the violation.

- (1) Wasteful and unnecessary water use violations that are irreparable or irreversible in nature which shall include without limitations, a broken irrigation system and/or water pipe that allows water to flow from a broken sprinkler head, outdoor faucet, or other malfunctioning plumbing or irrigation system component, or other water system malfunction that continuously disperses a high quantity of water, shall be subject to the following provisions:

- a. First violation can be a written warning. No more than one (1) written warning shall be issued.
 - b. Second violations, fine as established by Village Council resolution.
 - c. Third violations, fine as established by Village Council resolution.
 - d. Fourth and subsequent violations, fine as established by Village Council resolution.
- (2) Each day a violation occurs is a separate offense. The Village, in addition to the criminal sanctions, may take any other appropriate legal action, including, emergency injunctive action to enforce Code provisions.
- (3) Notice of alleged violations shall be provided to the alleged violator by a local law enforcement official(s), code inspector or any other person designated by the Village Manager, or by certified mail, return receipt requested, to the owner of the property in question at the address listed with the tax collector's office for tax notices, or property appraiser's records, and at any other address provided to the Village. If notice is provided by certified mail and returned unclaimed or refused, notice may be provided by posting same in a conspicuous location at the subject property.

RESOLUTION NO. 2021-01

RESOLUTION OF THE PALM BEACH COUNTY WATER RESOURCES TASK FORCE ON LANDSCAPE IRRIGATION

WHEREAS, the Palm Beach County Water Resources Task Force (Task Force) was created to identify and evaluate opportunities and impediments to providing future water supply, conservation, wastewater treatment, and reuse or reclaimed water opportunities that are most efficient and cost effective; and

WHEREAS, the mission of the Task Force is to work collaboratively to identify and evaluate potential regional and sub-regional water supply strategies and solutions of appropriate water quality to meet countywide future water resources needs and water conservation goals; and

WHEREAS, in 1985, Palm Beach County adopted Ordinance Number 85-11 (as amended in 2001 by Ordinance Number 2001-008), providing for local implementation of the South Florida Water Management District (SFWMD) Water Shortage Plan and to protect the water resources of Palm Beach County from the harmful effects of overutilization during periods of water shortage; and

WHEREAS, in 1991, Palm Beach County adopted Ordinance Number 91-52, known as the Palm Beach County Water and Irrigation Conservation Ordinance (which was thereafter repealed and replaced in its entirety in 1993 by Ordinance Number 93-3), a countywide ordinance imposing permanent restrictions on landscape irrigation and establishing a regulatory framework and guidance document to help ensure consistent water and landscape irrigation conservation throughout Palm Beach County; and

WHEREAS, the SFWMD authorizes the consumptive use of water for landscape irrigation by rule and through individual and public water supply permits; and

WHEREAS, it is estimated that 50 percent or more of potable water used is for landscape irrigation and considerable water savings can be achieved by implementing water conservation ordinances and educating residents through consistent public outreach; and

WHEREAS, the SFWMD has committed to assist Palm Beach County and other municipalities in adopting and implementing mandatory year-round landscape irrigation conservation measures, as well as partnering with local governments to implement water conservation public education and outreach; and

WHEREAS, in 2010, the SFWMD adopted a Mandatory Year-Round Landscape Irrigation Conservation Measures Rule (Chapter 40E-24, Florida Administrative Code (F.A.C.); Landscape Irrigation Rule) which calls for year-round mandatory landscape irrigation restrictions, separate and independent from water shortage declarations, in accordance with Chapter 40E-21, F.A.C., and is intended to ensure the long-term sustainability of the water resources of the region, increase water use efficiency, and prevent and curtail wasteful water use practices through landscape irrigation restrictions by all users; and

WHEREAS, the SFWMD Landscape Irrigation Rule: 1) applies to all water users in Palm Beach County, unless otherwise specified, 2) prohibits landscape irrigation daily between the hours of 10:00 a.m. and 4:00 p.m., 3) authorizes landscape irrigation two days or three days per week, 4) allows local governments to enact ordinances establishing alternative landscape irrigation conservation measures, 5) allows local governments the ability to grant variances and waivers, 6) temporarily allows irrigation up to six days per week for newly installed landscaping, 7) provides special provisions to operate irrigation systems for cleaning, maintenance, and repair purposes, and 8) requires local governments to respond to address-specific or location-specific violations of the Landscape Irrigation Rule at the SFWMD's request; and

WHEREAS, the SFWMD Landscape Irrigation Rule encourages each local government to adopt an ordinance in accordance with 40E-24.201 and 40E-24.301, F.A.C. that achieves water conservation consistent with the SFWMD Landscape Irrigation Rule, including variance and enforcement procedures; and

WHEREAS, local governments in Palm Beach County currently have diverse irrigation ordinances in place, many adopted prior to the SFWMD Landscape Irrigation Rule, or none at all; and

WHEREAS, the Task Force encourages residents and local governments to do their part to promote water conservation through the implementation of efficient landscape irrigation practices.

NOW, THEREFORE, BE IT RESOLVED BY THE PALM BEACH COUNTY WATER RESOURCES TASK FORCE, that the Task Force hereby encourages Palm Beach County, and all municipalities within the County, to promote water conservation through the adoption of local ordinances in accordance with the SFWMD Landscape Irrigation Rule.

Duly passed and adopted this 28th Day of January 2021



Milton (Chip) Block, Chair
Palm Beach County Water Resources Task Force