

RESOLUTION NO. R-80-1236

RESOLUTION APPROVING ZONING PETITION

WHEREAS, the Board of County Commissioners, as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 80-146 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 August 1980; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The proposal would be in harmony and compatible with the present and future development of the area concerned
2. The proposal would not be disruptive to the character of the neighborhoods or adverse to playgrounds, parks, schools and recreation areas

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 28th day of August, 1980, that Petition No. 80-146 the petition of B.N. WILLIS for the FURTHER SPECIAL EXCEPTION TO ALLOW THE EXPANSION OF A PLANNED UNIT DEVELOPMENT, KNOWN AS WILLIS GLIDERPORT, PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 76-54 on a

certain parcel of land in the Southeast 1/4 of Section 13, Township 45 South, Range 41 East, being more particularly described as follows: Commencing at the Northeasterly corner of the said Southeast 1/4 of Section 13, as said corner is shown on Plat No. 1, Willis Gliderport, recorded in Plat Book 32, pages 146 through 148; run thence South 89°25'33" West, along the Northerly line of the said Southeast 1/4 of Section 13, a distance of 72.15 feet to the Westerly right-of-way line of State Road No. 7, as described in Deed Book 641, page 83, and the Point of Beginning of the herein described parcel; thence continue South 89°25'33" West, a distance of 2209.47 feet; thence South 0°28'38" East, a distance of 354.28 feet to a line parallel with the Northerly line of the said Southeast 1/4 of Section 13; thence North 89°25'33" East along said parallel line, a distance of 1194.98 feet; thence North 0°28'38" West, a distance of 342.28 feet to a line parallel with and 12.00 feet Southerly of, as measured at right angles to, the said Northerly line of the Southeast 1/4 of Section 13; thence North 89°25'33" East along said parallel line, a distance of 1014.48 feet to the said Westerly right-of-way line of State Road No. 7; thence North 0°24'21" West, along said right-of-way line, a distance of 12.00 feet to the Point of Beginning, subject to an easement for electric power transmission purposes 1194.98 feet in length across the Southerly 8.00 feet of the above described parcel. Said property located on the west side of S.R. 7 (U.S. 441), approximately 1.7 miles north of Boynton Road, was approved as advertised subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey to Palm Beach County two hundred forty (240) feet from the Base Line of Survey according to R.B. 1, page 39, for the ultimate right-of-way of S.R. 7.

2. Petitioner shall contribute One Thousand Eight Hundred Dollars (\$1,800.00) or Three Hundred Dollars (\$300.00)/ dwelling unit toward the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the building permit(s).
3. Petitioner shall enter into a formal contract with the School Board of Palm Beach County to contribute four-tenths (4/10) of one percent (1%) of the selling price of each residential dwelling unit in this planned unit development on a one time initial sales basis. However, if an ordinance dealing with this subject matter is adopted, this condition will be superseded by that ordinance; except that regardless of the form or status of any ordinance, this development shall be required to provide as a minimum the above 4/10ths of 1% of the initial sales price toward alleviating some of the development's school impact,

Commissioner Gregory moved for approval of the petition.

The motion was seconded by Commissioner Bailey, and upon being put to a vote, the vote was as follows:

Dennis Koehler, Chairman	-	Aye
Frank Foster, Vice Chairman	-	Aye
Bill Bailey, Member		Aye
Norman R. Gregory, Member	-	Aye
Peggy B. Evatt, Member		Aye

The foregoing resolution was declared duly passed and adopted this 16th day of September, 1980, confirming action of 28 August 1980.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *John Van Vleet*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Charles F. Schoeck
County Attorney

