

RESOLUTION NO. R-89-601

RESOLUTION APPROVING ZONING PETITION NO. 87-92
REZONING PETITION OF BOYNTON WEST LAND
AND DEVELOPMENT COMPANY, INC.

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. 87-92 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on January 6, 1988 ; 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, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; and

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

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 87-92, the petition of BOYNTON WEST LAND AND DEVELOPMENT COMPANY, INC., for a REZONING FROM AR-AGRICULTURAL RESIDENTIAL ZONING DISTRICT TO RS-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT, IN PART, AND RTS-RESIDENTIAL TRANSITIONAL SUBURBAN ZONING DISTRICT, IN PART, WITH A CONCURRENT SPECIAL EXCEPTION TO ALLOW A PLANNED UNIT DEVELOPMENT on parcels of land as follows:

NORTHERN PORTION: A parcel of land lying in Block 49 of the plat of Palm Beach Farms Company Plat No. 3 as recorded in Plat Book 2 at Pages 45 thru 54, inclusive, said parcel being more particularly described as follows:

Tract 17, less the North 110.00 feet thereof and less the West 55.00 feet thereof; Tracts 18 thru 32 inclusive, less the North 110.00 feet thereof; Tracts 33 thru 47 inclusive; Tract 48, less the West 25.00 feet thereof;

TOGETHER WITH THE FOLLOWING DESCRIBED PARCEL: That certain 50 foot wide road right-of-way lying westerly of Tracts 23 and 24, of Block 48 and Easterly of Tracts 32 and 33 of Block 49 in the Plat of Palm Beach Farms Company Plat No. 3 as recorded in Plat Book 2 at Pages 45 thru 54, inclusive, less the North 110.00 feet thereof being the Lake Worth Drainage District right-of-way for Boynton Canal.

SOUTHERN PORTION: A parcel of land lying in Block 49 of the Plat of Palm Beach Farms Company Plat No. 3 as recorded in Plat Book 2 at Pages 45 thru 54, inclusive, said parcel being more particularly described as the follows:

Tract 59, less the North 38.3 feet thereof; Tract 60, less the North 38.00 feet thereof; Tracts 61 thru 63 inclusive, less the North 38.3 feet thereof; Tract 64, less the North 38.00 feet thereof; Tracts 65 thru 70 inclusive; Tracts 91 thru 96 inclusive; Tracts 97 thru 102 inclusive, less the South 30.00 feet thereof.

TOGETHER WITH THE FOLLOWING DESCRIBED PARCELS: That certain 50.00 foot wide road right-of-way lying westerly of Tracts 39, 40, and 55 of Block 48 and Easterly of Tracts 64, 65, and 96 of Block 49 in the Plat of Palm Beach Farms Company Plat 3 as recorded in Plat Book 2 at Pages 45 thru 54, inclusive.

The West 1/2 of that certain 50.00 foot wide road right-of-way lying Westerly of Tract 56 of Block 48 and Easterly of Tract 97 of Block 49 in the Plat of Palm Beach Farms Company Plat No. 3 as recorded in Plat Book 2 at Pages 45 thru 54, inclusive, less the South 30.00 feet thereof.

That certain 30.00 foot wide road right-of-way lying Southerly of Tracts 65, 66, 67, 68, 69, and 70 and lying Northerly of Tracts 91, 92, 93, 94, 95, and 96 in Block 49 of the Plat of Palm Beach Farms Company Plat No. 3 as recorded in Plat Book 2 at Pages 45 thru 54, inclusive, located on the north side of Boynton West Road (S.R. 804), approximately .5 mile west of Jog Road, was approved as advertised.

Commissioner Elmquist, moved for approval of the petition. The motion was seconded by Commissioner Marcus, and upon being put to a vote, the vote was as follows:

Carol A. Roberts	--	Aye
Carol J. Elmquist	--	Aye
Karen T. Marcus	--	Aye
Dorothy Wilken	--	Absent
Kenneth M. Adams	--	Absent

The foregoing resolution was declared duly passed and adopted this 4th day of April, 1989 confirming action of January 6, 1988.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY :

Barbara Altman
COUNTY ATTORNEY

BY:

Lina M. Blair
DEPUTY CLERK

