

RESOLUTION NO. R-90- 1461

RESOLUTION APPROVING ZONING PETITION NO. **90-32**
REZONING PETITION OF CRYSTAL LAKES OF PALM BEACH, INCORPORATED
BY KIERAN J. KILDAY, AGENT

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 have been satisfied; and

WHEREAS, Petition No. **90-32** was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on May **24, 1990**; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, 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, sitting as the Zoning Authority, made the following findings of fact:

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

WHEREAS, **402.5** of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. **90-32**, the petition of CRYSTAL LAKES OF PALM BEACH, INCORPORATED, BY KIERAN J. KILDAY, AGENT, for a REZONING FROM RE-RESIDENTIAL ESTATE ZONING DISTRICT TO RT-RESIDENTIAL TRANSITIONAL ZONING DISTRICT on a parcel in Tracts **17, 18, 19, 20, 21, and 22**, Block **35**, The Palm Beach Farms Company, Plat No. **3**, Plat Book **2**, Pages **45** through **54**, inclusive; Beginning at a point on the West line of said Tract **20**, said POINT OF BEGINNING, being **40.00** feet South of the Northeast corner of said Tract **20**, thence Easterly along a line **40.00** feet South of and parallel with the North line of said Tracts **20, 19, 18** and **17**, for a distance of **2578.32** feet to a point on the Westerly right-of-way line of State Road **7**, thence Southerly along the Westerly right-of-way line of State Road **7**, a distance of **57.00** feet, thence Westerly along a line **97.00** feet South of and parallel with as measured at right angles to the North line of said Tracts **18** and **17**, a distance of **1,085.58** feet to a point on the East line of said Tract **19**, thence Southerly along the East line of said Tracts **19** and **22**, a distance of **890.00** feet, thence turning **90** degrees **00'00"**, as measured from North to West, run a distance of **45.00** feet, thence turning **97** degrees **00'00"** as measured from East to North, run Northerly a distance of **65.00** feet to a point of curvature of a circular curve concave Southwesterly, thence

Northwesterly along the arc of said circular curve having a radius of 100.00 feet and a central angle of 75 degrees 30'00" for a distance of 131.27 feet to Point of Tangency; Thence continue Westerly along said tangency a distance of 110.00 feet to a point of curvature of a circular curve concave Northeasterly; Thence Northwesterly along the arc of said circular curve having a radius of 350.00 feet and a central angle of 21 degrees 30'00" for a distance of 131.33 feet to a point of reverse curvature of a circular curve, concave Southeasterly; thence Northwesterly, Westerly and Southwesterly along the arc of said circular curve, having a radius of 75.00 feet and a central angle of 95 degrees 00'00" for a distance of 124.35 feet to a Point of Tangency, thence Southwesterly along said tangent line, for a distance of 86.62 feet, thence turning 116 degrees 30'00" as measured from Northeasterly to Westerly, run Westerly for a distance of 842.52 feet to a point of curvature of a circular curve, concave Southeasterly; thence Westerly, Southwesterly and Southerly along the arc of said circular curve having a radius of 120.00 feet and a central angle of 90 degrees 00'00" for a distance of 188.50 feet, thence Westerly along a line as measured at right angles to the tangent of the previously described curve, a distance of 55.00 feet to the West line of said Tracts 21 and 20, a distance of 930.00 feet to the POINT OF BEGINNING, subject to: A 30.00 foot drainage easement and a 25.00 foot access easement over the Westerly 55.00 feet of Tract 21 and 20, being located in Section 27, Township 43 South, Range 42 East, and being located approximately 130.00 feet north of Lantana Road Extension, approximately .2 mile west of U.S. 441 was approved on May 24, 1990 as advertised.

Commissioner Marcus moved for approval of the Resolution.

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

Carol J. Elmquist, Chair	--	AYE
Karen T. Marcus	--	AYE
Carol Roberts	--	AYE
Ron Howard	--	AYE
Carole Phillips	--	AYE

The Chair thereupon declared the resolution was duly passed and adopted this 28th day of August, 1990.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Richard Otter*
COUNTY ATTORNEY

BY: *Wicki Belong*
DEPUTY CLERK