

RESOLUTION NO. R-92-1585

RESOLUTION AMENDING RESOLUTION NO. R-92-55
RESOLUTION APPROVING ZONING PETITION OF
ACME IMPROVEMENT DISTRICT
PETITION NO. 79-72(C)

WHEREAS, ACME IMPROVEMENT DISTRICT petitioned the Palm Beach County Planning Commission and the Board of County Commissioners, sitting as the final zoning authority, on September 5, 1991, and September 26, 1991, respectively, for a REZONING FROM THE AR-AGRICULTURAL RESIDENTIAL ZONING DISTRICT TO THE PO-PUBLIC OWNERSHIP ZONING DISTRICT; and

WHEREAS, Resolution No. R-92-55 adopted January 7, 1992, confirming the action of the Board of County Commissioners sitting as the final zoning authority on September 26, 1991, inadvertently contained errors within the legal description; and

WHEREAS, the legal description of Zoning Resolution No. R-92-55 reads as follows:

"on a parcel of land lying in Section 23, Township 44 South, Range 41 East, recorded in O.R.B. 3394, Page 500; COMMENCING at the northwest corner of said Section 23; thence S01°21'59"E (S01°22'42"E.C.), along the east line of lands described in O.R.B. 1548, Pages 388 and 389; being a line which terminates on the south line of said Section 23, 228.06 feet east, as measured along said south line, of the southwest corner of said Section 23, a distance of 679.48 feet to the intersection with the south line of the northwest 1/4 of the northwest 1/4 of the northwest 1/4 of said Section 23 and the POINT OF BEGINNING; thence continue S01°21'59"E, along the aforementioned line, a distance of 1,925.95 feet to a point being 2,605.43 feet south, as measured along the last described course, of the northwest corner of said Section 23; thence S89°17'31"E, along the south line of lands described in O.R.B. 2049, Pages 822 and 823, being a line which terminates on the east line of said Section 23, 88.08 feet north, as measured along said east line, of the east 1/4 corner of said Section 23, a distance of 1,289.11 (1,288.61C) feet to the intersection with a line perpendicular to the north line of said Section 23; thence N00°22'11"E, along said perpendicular line, a distance of 2,611.84 feet to the intersection with the north line of said Section 23; thence N89°37'49"W, along said north line, a distance of 695.00 feet to the northeast corner of the northwest 1/4, of the northwest 1/4, of the northwest 1/4 of said Section 23; thence S00°53'34"W (S00°52'26"W.C.), along the east line of said northwest 1/4 of the northwest 1/4 of the northwest 1/4, a distance of 679.40 feet to the southeast corner of said northwest 1/4, of the northwest 1/4 of the northwest 1/4; thence N89°36'44"W, along the south line of said northwest 1/4 of the northwest 1/4 of the northwest 1/4, a distance of 646.24 feet to the POINT OF BEGINNING; TOGETHER WITH, a parcel of land in said Section 23, recorded in O.R.B. 4122, Page 1084, COMMENCING at the northwest corner of said Section 23; thence S01°21'59"E (S01°22'42"E.C.), along the east line of lands described in O.R.B. 1548, Pages 388 and 389 (being a line which terminates on the south line of said Section 23, a distance of 228.06 feet east, as measured along said south line, or the southwest corner of said Section 23) a distance of 679.48 feet to the intersection with the south line of the northwest 1/4 of the northwest 1/4 of the northwest 1/4 of said Section 23; thence continue S01°21'59"E, along the aforementioned line, a distance of 1,925.95 feet to

a point being 2,605.43 feet south of (as measured along the last described course) the northwest corner of said Section 23; thence S89°17'31"E, along the south line of lands described in O.R.B. 2049, Pages 822 and 823 (being a line which terminates on the east line of said Section 23, a distance of 88.08 feet north, as measured along said east line, of the east 1/4 corner of said Section 23) a distance of 1,289.11 (1,288.61C.) feet to the POINT OF BEGINNING; thence continue S89°17'31"E, a distance of 2,602.78 feet to the intersection with a line parallel to the said east line of Section 23; thence N01°13'26"E, along said parallel line a distance of 1,472.50 feet to the southeast corner of the plat of COMMERCE PARK AT WELLINGTON - P.I.D., Plat Book 43, Page 116; thence N89°37'49"W along the south line of said Commerce Park, a distance of 1,320.00 feet to the southwest corner of said Commerce Park; thence N01°13'26"E along a line parallel with the west line of said Commerce Park, a distance of 565.00 feet to the north line of said Section 23; thence N09°37'49"W along the north line of said Section 23, a distance of 784.90 (784.78C.) feet; thence S00°22'11"W along a line perpendicular to the north line of said Section 23, a distance of 2,611.84 feet to the POINT OF BEGINNING,"; and

"WHEREAS, the legal description of said zoning resolution should have read:

on a parcel of land lying in Section 23, Township 44 South, Range 41 East, recorded in O.R.B. 3394, Page 500; COMMENCING at the northwest corner of said Section 23; thence S01°21'59"E (S01°22'42"E.C.), along the east line of lands described in O.R.B. 1548, Pages 388 and 389; being a line which terminates on the south line of said Section 23, 228.06 feet east, as measured along said south line, of the southwest corner of said Section 23, a distance of 679.48 feet to the intersection with the south line of the northwest 1/4 of the northwest 1/4 of the northwest 1/4 of said Section 23 and the POINT OF BEGINNING; thence continue S01°21'59"E, along the aforementioned line, a distance of 1,925.95 feet to a point being 2,605.43 feet south, as measured along the last described course, of the northwest corner of said Section 23; thence S89°17'31"E, along the south line of lands described in O.R.B. 2049, Pages 822 and 823, being a line which terminates on the east line of said Section 23, 88.08 feet north, as measured along said east line, of the east 1/4 corner of said Section 23, a distance of 1,289.11 (1,288.61C) feet to the intersection with a line perpendicular to the north line of said Section 23; thence N00°22'11"E, along said perpendicular line, a distance of 2,611.84 feet to the intersection with the north line of said Section 23; thence N89°37'49"W, along said north line, a distance of 695.00 feet to the northeast corner of the northwest 1/4, of the northwest 1/4, of the northwest 1/4 of said Section 23; thence S00°53'34"W (S00°52'26"W.C.), along the east line of said northwest 1/4 of the northwest 1/4 of the northwest 1/4, a distance of 679.40 feet to the southeast corner of said northwest 1/4, of the northwest 1/4 of the northwest 1/4; thence N89°36'44"W, along the south line of said northwest 1/4 of the northwest 1/4 of the northwest 1/4, a distance of 646.24 feet to the POINT OF BEGINNING;

TOGETHER WITH, a parcel of land in said Section 23, recorded in O.R.B. 4122, Page 1084, COMMENCING at the northwest corner of said Section 23; thence S01°21'59"E (S01°22'42"E.C.), along the east line of lands described in O.R.B. 1548, Pages 388 and 389 (being a line which terminates on the south line of said Section 23, a distance of 228.06 feet east, as measured along said south line, of the southwest corner of said Section 23) a distance of 679.48 feet to the intersection with the south line of the northwest 1/4 of the northwest 1/4 of the northwest 1/4 of said Section 23; thence continue ~~S01°21'59"~~ S01°21'50"E, along the aforementioned line, a distance of

1,925.95 feet to a point being ~~2,605.43~~ 2805.43 feet south of (as measured along the last described course) the northwest corner of said Section 23; thence **S89°17'31"E**, along the south line of lands described in O.R.B. 2049, Pages 822 and 823 (being a line which terminates on the east line of said Section 23, a distance of 88.08 feet north, as measured along said east line, of the east 1/4 corner of said Section 23) a distance of 1,289.11 (1,288.61C.) feet to the POINT OF BEGINNING; thence continue **S89°17'31"E**, a distance of 2,602.78 feet to the intersection with a line parallel to the said east line of Section 23; thence **N01°13'26"E**, along said parallel line a distance of 1,472.50 feet to the southeast corner of the plat of COMMERCE PARK AT WELLINGTON - P.I.D., Plat Book 43, Page 116; thence **N89°37'49"W** along the south line of said Commerce Park, a distance of 1,320.00 feet to the southwest corner of said Commerce Park; thence **N01°13'26"E** along ~~a line parallel with~~ the west line of said Commerce Park, a distance of ~~565.00~~ 590.00 feet; ~~to the north line of said Section 23;~~ thence **N89°37'49"** West along a line parallel with the north line of said Section 23, a distance of 537.00 feet; thence **N01°13'26"** East along a line parallel with the west line of said Commerce Park, a distance of 565.00 feet to the North line of said Section 23; thence ~~N09°37'49"~~ **N89°37'49"** West along the north line of said Section 23, a distance of 784.90 (784.78C.) feet; thence **S00°22'11"** W, along a line perpendicular to the north line of said Section 23, a distance of 2,611.84 feet to the POINT OF BEGINNING,.

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

1. The foregoing recitals are hereby affirmed and ratified.
2. The legal description of Resolution No. R-92-55 is hereby amended.

The foregoing resolution was offered by Commissioner Elmquist, who moved its adoption. The motion was seconded by Commissioner Roberts, and upon being put to a vote, the vote was **as** follows:

| | |
|------------------------|-----------|
| Karen T. Marcus, Chair | -- Aye |
| Carole Phillips | -- Aye |
| Carol A. Roberts | -- Aye |
| Carol J. Elmquist | -- Aye |
| Mary McCarty | -- Absent |
| Ken Foster | -- Aye |
| Maude Ford Lee | -- Aye |

The Chair thereupon declared the resolution was duly passed and adopted this 27 day of October, 1992.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

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

MILTON T. BAUER, CLERK

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK