

RESOLUTION NO. R-2001- 1349

RESOLUTION APPROVING ZONING PETITION Z2001-010
OFFICIAL ZONING MAP AMENDMENT (REZONING)
PETITION OF BANK ATLANTIC
BY SCOTT MOSOLF, AGENT
(BANK ATLANTIC)

WHEREAS, the Board of County Commissioners, as the governing body of Palm Beach County, Florida, 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 public hearing requirements, as provided for in Article 5 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 92-20, as amended), have been satisfied; and

WHEREAS, Zoning Petition Z2001-010 was presented to the Board of County Commissioners at a public hearing conducted on August 23, 2001; and

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

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

1. This official zoning map amendment (rezoning) is consistent with the Palm Beach County Comprehensive Plan;
2. This official zoning map amendment (rezoning) is consistent with the requirements of the Palm Beach County Unified Land Development Code;
3. This official zoning map amendment (rezoning) is compatible with surrounding uses and zones, as defined in the Palm Beach County Unified Land Development Code, is generally consistent with existing uses and zones surrounding the subject land, and is the appropriate zoning district for the land;
4. This official zoning map amendment (rezoning) does not result in significantly adverse impacts on the natural environment, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the environment;
5. This official zoning map amendment (rezoning) will result in a logical and orderly development pattern;
6. This official zoning map amendment (rezoning) complies with Article 11 (Adequate Public Facilities Standards) of the Palm Beach County Unified Land Development Code; and,
7. This official zoning map amendment (rezoning) is consistent with the requirements of all other applicable local land development regulations.

WHEREAS, Article 5, Section 5.3.D.9 (Action by Board of County Commissioners) of the Palm Beach County Unified Land Development Code requires that the action of the Board of County Commissioners be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Zoning Petition Z2001-010, the petition of Bank Atlantic, by Scott Mosolf, agent, for an OFFICIAL ZONING MAP AMENDMENT (REZONING) from the Specialized Commercial (CS) Zoning District to the Community Commercial (CC) Zoning District on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as indicated on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on August 23, 2001.

Commissioner McCarty moved for the approval of the Resolution.

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

Warren H. Newell, Chairman	-	Aye
Carol A. Roberts, Vice Chair	-	Absent
Karen T. Marcus	-	Aye
Mary McCarty	-	Aye
Burt Aaronson	-	Aye
Tony Masilotti	-	Aye
Addie L. Greene	-	Aye

The Chair thereupon declared that the resolution was duly passed and adopted on August 23, 2001.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: [Signature]
COUNTY ATTORNEY

BY: [Signature]
DEPUTY CLERK

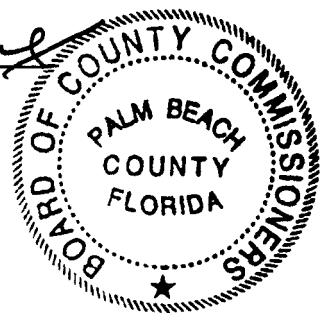


EXHIBIT A

LEGAL DESCRIPTION

LAND DESCRIPTION:

A PARCEL OF LAND IN THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 46 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 15 RUN THENCE SOUTH 89° 32' 01" EAST ALONG THE SOUTH LINE OF SAID SECTION 15, 2685.63 FEET TO THE QUARTER CORNER OF SAID SECTION 15 AS SHOWN ON PLAT NO. 1 VILLAGES OF ORIOLE, RECORDED IN PLAT BOOK 30 AT PAGES 38, 39 AND 40, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, THENCE NORTH 00° 53' 00" EAST ALONG THE CENTERLINE OF TRACT H (JOG ROAD) AS SHOWN ON SAID PLAT, 78.00 FEET; THENCE SOUTH 89° 41' 35" EAST, 60.00 FEET TO THE SOUTHWEST CORNER OF TRACT "F" AS SHOWN ON SAID PLAT; THENCE NORTH 00° 53' 00" EAST, 40.40 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 00° 53' 00" EAST, 209.60 FEET; THENCE SOUTH 89° 41' 35" EAST, 20.00 FEET; THENCE SOUTH 00° 53' 00" WEST, 250.00 FEET MORE OR LESS TO A POINT IN THE NORTH LINE OF A 7.00 FOOT PARCEL OF LAND DEEDED TO PALM BEACH COUNTY BY ORIOLE HOMES CORPORATION AND RECORDED IN OFFICIAL RECORDS BOOK 2226 AT PAGE 1208, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE NORTH 89° 41' 35" WEST ALONG SAID NORTH LINE, 159.60 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE FOR JOG ROAD AS DESCRIBED IN OFFICIAL RECORDS BOOK 7262 AT PAGE 1733, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE, NORTH 44° 24' 18" WEST, 56.86 FEET TO THE POINT OF BEGINNING.

CONTAINING 49,181 SQUARE FEET OR 1.1290 ACRES, MORE OR LESS.

ALSO DESCRIBED AS:

A PARCEL OF LAND IN THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 46 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 15 RUN THENCE SOUTH 89° 32' 01" EAST ALONG THE SOUTH LINE OF SAID SECTION 15, 2685.63 FEET TO THE QUARTER CORNER OF SAID SECTION 15 AS SHOWN ON PLAT NO. 1 VILLAGES OF ORIOLE, RECORDED IN PLAT BOOK 30 AT PAGES 38, 39 AND 40, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, THENCE NORTH 00° 53' 00" EAST ALONG THE CENTERLINE OF TRACT H (JOG ROAD) AS SHOWN ON SAID PLAT, 78.00 FEET; THENCE SOUTH 89° 41' 35" EAST, 60.00 FEET TO THE SOUTHWEST CORNER OF TRACT "F" AS SHOWN ON SAID PLAT; THENCE NORTH 00° 53' 00" EAST, 25.25 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 00° 53' 00" EAST 224.75 FEET; THENCE SOUTH 89° 41' 35" EAST, 200.00 FEET; THENCE SOUTH 00° 53' 00" WEST, 250.00 FEET MORE OR LESS TO A POINT IN THE NORTH LINE OF A 7.00 FOOT PARCEL OF LAND DEEDED TO PALM BEACH COUNTY BY ORIOLE HOMES CORPORATION AND RECORDED IN OFFICIAL RECORDS BOOK 2226, AT PAGE 1208, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE NORTH 89° 41' 35" WEST ALONG SAID NORTH LINE, 174.75 FEET TO THE EAST CORNER OF THE AFORESAID TRACT "F" AND THE BEGINNING OF SAID CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 25.00 FEET AND A CENTER ANGLE OF 90° 34' 35"; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE 39.52 FEET TO THE POINT OF BEGINNING.

EXHIBIT A
LEGAL DESCRIPTION

LESS THAT PORTION OF LAND TAKEN FOR ADDITIONAL RIGHT-OF-WAY FOR JOG ROAD AS DESCRIBED IN OFFICIAL RECORDS BOOK 7262, PAGE 1733, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

CONTAINING 49,181 SQUARE FEET OR 1.1290 ACRES, MORE OR LESS.

