

RESOLUTION NO R-95-1731

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO CR 88-139B/E4 2
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO R-94-109
WHICH APPROVED THE SPECIAL EXCEPTION OF
ORIOLE HOMES CORPORATION
PETITION NO 88-139(B)

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 systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan

WHEREAS the notice and hearing requirements as provided for in Section 5 8 of the Palm Beach County Land Development Code have been satisfied and

WHEREAS pursuant to Section 5 8 Status Report CR 88-139B/E4 2 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on December 4 1995 and

WHEREAS the Board of County Commissioners has reviewed Status Report CR 88-139B/E4 2 and considered testimony and the recommendations of the various county review agencies and

WHEREAS Section 5 8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to add or modify conditions of approval 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 and
- 2 The conditions listed below require this petition to develop more in conformity with current standards of development

WHEREAS Section 5 3 of the Palm Beach County 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 the recommendation of Status Report No CR 88-139B/E4 2 to amend Conditions of Approval of Resolution No R-94-109, the Special Exception of Oriole Homes Corporation Petition No 88-139(B) which approved a Development Order Amendment in the Single Family Residential (RS/PUD) Zoning District to amend master plan to redesignate unit type (Parcels A & B) (detached single family to attached multi-family) and to modify a condition of approval on a parcel of land lying in the Southwest One-Quarter of Section 26 Township 45 South Range 42 East Less the North 1 089 00 feet of the West 1 600 00 feet thereof of Palm Beach County, Florida Less the following plat as recorded Plat Book 74 pages 86-92 being located on the northeast corner of Woolbright Road and El Clair Ranch Road is approved as amended subject to the following conditions

- 1 The petitioner shall comply with all previous conditions of approval unless expressly modified herein

- 2 Condition number E 4 of Resolution R-94-109 which currently states

The property owner shall convey to Palm Beach County at the time of recording the first plat or within twelve (12) months of the Resolution approving this project or when requested by the County Engineer (whichever shall first occur) adequate road drainage easements through the project's internal surface water management system to provide legal positive outfall for all runoff from those segments of El Clair Ranch Road and S W 15th Avenue along the property frontage and for a maximum 400 ft distance each side of the property boundary lines along El Clair Ranch Road and S W 15th Avenue. Said easements shall be no less than 20 feet in width. The drainage system within the project shall have sufficient retention/detention capacity to meet the storm water discharge and treatment requirements of the applicable County Water Control District and South Florida Water Management for the combined runoff from the project and District the ultimate Thoroughfare Plan Road Section(s) of the included segment.

Is hereby amended to state

On or before October 2, 1996, the property owner shall convey to Palm Beach County sufficient road drainage easement(s) through the project's internal drainage system as required by and approved by the County Engineer to provide legal positive outfall for runoff from those segments of El Clair Ranch Road along the property frontage and a maximum distance of 1,000 feet north of the this project's north property line along El Clair Ranch Road. Said easements shall be no less than 20 feet in width. Portions of such system not included within roadways or waterways dedicated for drainage purposes will be specifically encumbered by said minimum 20 foot drainage easement from the point of origin to the point of legal positive outfall. The drainage system within the project shall have sufficient retention/detention and conveyance capacity to meet the storm water discharge and treatment requirements of Palm Beach County and the applicable Drainage District as well as the South Florida Water Management District for the combined runoff from the project to accommodate the ultimate Thoroughfare Plan Road Section(s) of the included segment. If required and approved by the County Engineer the property owner shall construct within the proposed drainage easements a minimum of 24 inch closed piping system and appropriate wingwall or other structures as required by and approved by the County Engineer. Elevation and location of the entire drainage system shall be approved by the County Engineer. Any and all excess fill material from excavation by Palm Beach County within said easements shall become the property of Palm Beach

County which at its discretion may use this fill material (DATE MONITORING - Engineering)

Commissioner McCarty moved for approval of the Resolution

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

KEN FOSTER CHAIR	—	AYE
BURT AARONSON	—	AYE
MAUDE FORD LEE	—	ABSENT
KAREN T MARCUS	—	ABSENT
MARY MCCARTY	—	AYE
WARREN H NEWELL	—	AYE
CAROL ROBERTS	—	AYE

The Chair thereupon declared the resolution was duly passed and adopted this 6 day of December 1995

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY *[Signature]*

DOROTHY H. WILKEN CLERK
BY *[Signature]*
DEPUTY CLERK

DEC 6 1995

