

RESOLUTION NO. R-99-2066

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 92-47
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-93-646
WHICH APPROVED THE SPECIAL EXCEPTION OF
ROPICO, INC.
PETITION NO. 92-47

01-451

81-31-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 SR 92-47 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on October 28, 1999; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 92-47 and considered testimony presented by the applicant and other interested parties, 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. The conditional use in the AR-Agricultural Residential Zoning District is not consistent with the Unified Land Development Code.
2. The AR-Agricultural Residential zoning district is not consistent with this property's land use designation of the Palm Beach County Comprehensive Plan.
3. The amendment of conditions of approval is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.
4. The amendment to conditions of approval will prevent the enlargement of an inconsistency with the Palm Beach County Comprehensive Plan, and with the Unified Land Development Code.

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. SR 92-47, to amend Conditions of Approval of Resolution No. R-93-646, the Special Exception of Ropico Inc., Petition No. 92-47, which granted a Class A Conditional Use allowing an assembly, non-profit, on property legally described in Exhibit A, being located on the northwest corner of the intersection of Lake Worth Road and Lyons Road in the AR-Agricultural Residential Zoning District, is approved, subject to the following conditions:

1. All previously approved conditions of approval contained in Resolution R-93-646 continue to apply unless expressly modified herein.
2. Prior to January 1, 2001, the property owner shall submit a rezoning application and receive approval of a rezoning to a district which is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code, and which permits the existing Conditional Use. (DATE: MONITORING - Zoning)

Commissioner Roberts moved for approval of the Resolution.

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

MAUDE FORD LEE, CHAIR	—	Aye
WARREN H. NEWELL, VICE CHAIR	—	Aye
BURT AARONSON	—	Aye
KAREN T. MARCUS	—	Aye
TONY MASILOTTI	—	Aye
MARY MCCARTY	—	Absent
CAROL ROBERTS	—	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 28 day of October, 1999.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

BY: 
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: 
DEPUTY CLERK

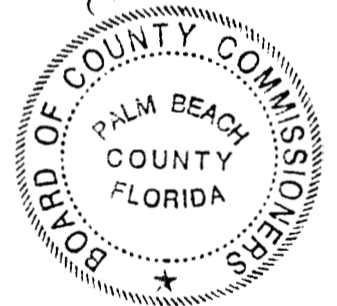


EXHIBIT A

LEGAL DESCRIPTION

NATIONAL MUSEUM OF POLO AND HALL OF FAME

Tract 56, LESS the east' 100 feet and the South 15 feet, and that portion as conveyed to the County of Palm Beach as in Deed Book 897, page 186, Palm Beach County Records as follows: From the SW Corner of Tract 56, Block 25, Palm Beach Farms Company Plat No. 3, as recorded in Plat Book 2, pages 45 to 54 incl., Palm Beach County Public Records, run 15 Northerly along the West line of said Tract 56 to POINT OF BEGINNING. From Point of Beginning continue 41.67 ft. Northerly along the West line of said Tract 56 to a point; thence run 660 ft., more or less, N 89 26' 29" E to a point on the East line of said Tract 56; thence run 41.86 feet Southerly along the East line of Tract 56, to a point 15 ft. Northerly from the SE corner thereof; thence run 660 feet more or less, S 89 27' 29" W. along a line parallel to and 15 ft. Northerly from the South line of said tract, to a POINT OF BEGINNING; AND, the East 100 feet of TRACT 55, LESS than part more particularly described in Deed Book 1035, page 592, Palm Beach County Records, as follows: Starting at the SW corner of Tract 55 run along the West line 56.48 ft., thence N 89 26' 29" E to the East line of Tract; thence South along the East line of tract 56.67 ft. to the SE corner of Tract 55; thence S 89 27' 29" W along South line of Tract to point beginning, all in Block 25, Palm Beach Farms Company Plat No. 3, according to the plat thereof on file in the office of Clerk of the Circuit Court in and for Palm Beach County, Florida, recorded in Plat Book 2, pages 45 to 54 inclusive.

Combined with the-followins:

The west 45.28 ft. of the east 130.28 ft. of the north 199.81 ft. of tract 55, block 25, PALM BEACH FARMS CO. PLAT NO. 3, according to the plat thereof as recorded in the office of the Clerk of Circuit Court in and for Palm Beach County, Florida in Plat Book 2, page 47.

Combined with the followins:

The east 100 ft. of tract 55, block 25 PALM BEACH FARMS CO. PLAT NO. 3, according to the plat thereof as recorded in the office of the Clerk of Circuit Court in and for Palm Beach County, Florida in Plat Book 2, page 47, subject to the right of way of Lake Worth Road.

Combined with the following:

The east 100 ft. of Tract 56, less right-of-way of State Road 802, in Block 25, of PALM BEACH FARMS COMPANY PLAT NO. 3, recorded in Plat Book 2, Pages 45-54, Palm Beach County, Florida.