

RESOLUTION NO. R-2008- 0706

RESOLUTION APPROVING ZONING APPLICATION Z-2006-1912  
(CONTROL NO. 1979-256)  
OFFICIAL ZONING MAP AMENDMENT (REZONING)  
APPLICATION OF NO BIG DEAL LLC  
BY JON E SCHMIDT & ASSOCIATES, AGENT  
(PLANET KIDS XVI)

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 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067, as amended), have been satisfied; and

WHEREAS, Zoning Application Z-2006-1912 was presented to the Board of County Commissioners at a public hearing conducted on April 24, 2008; 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 has considered the findings in the staff report and 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 stated purpose and intent and requirements of the Palm Beach County Unified Land Development Code. The rezoning request is also consistent with the requirements of all other applicable local land development regulations.
3. This official zoning map amendment (rezoning) is compatible and generally consistent with existing uses and zones surrounding the subject land, and is the appropriate zoning district for the land.
4. The applicant has demonstrated that there are sufficient changed conditions or circumstances that require an amendment.
5. 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.
6. This official zoning map amendment (rezoning) will result in a logical, orderly and timely development pattern.
7. This official zoning map amendment is consistent with applicable Neighborhood Plans.
8. This official zoning map amendment (rezoning) complies with Article 2.F (CONCURRENCY) of the Palm Beach County Unified Land Development Code.

WHEREAS, Article 2.A.1.K.3.b (Action by BCC) 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 Application Z-2006-1912, the application of No Big Deal LLC, by Jon E Schmidt & Associates, agent, for an OFFICIAL ZONING MAP AMENDMENT (REZONING) from the Residential Estate (RE) Zoning District to the Agricultural Residential (AR) 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 April 24, 2008.

Commissioner McCarty moved for the approval of the Resolution.

Robert Kanjian

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

Addie L. Greene, Chairperson	¥	Absent
Jeff Koons, Vice Chair	¥	Aye
Karen T. Marcus	¥	Aye
Robert J. Kanjian	¥	Aye
Mary McCarty	¥	Aye
Burt Aaronson	¥	Aye
Jess R. Santamaria	¥	Aye

The Chairperson thereupon declared that the resolution was duly passed and adopted on April 24, 2008.

Filed with the Clerk of the Board of County Commissioners on 16th day of May, 2008.

This resolution is effective when filed with the Clerk of the Board of County Commissioners.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

SHARON R. BOCK,  
CLERK & COMPTROLLER

BY:   
COUNTY ATTORNEY

BY:   
DEPUTY CLERK



EXHIBIT A

LEGAL DESCRIPTION

THAT PORTION OF THE EAST QUARTER OF THE EAST HALF OF SECTION 4, TOWNSHIP 41 SOUTH, RANGE 41 EAST, LYING SOUTH OF THAT CERTAIN SOUTH INDIAN RIVER DRAINAGE DISTRICT DRAINAGE RIGHT-OF-WAY ALONG THE NORTH LINE OF SAID SECTION 4 AS SHOWN ON THE REPLAT OF JUPITER FARMS AND GROVES, RECORDED IN PLAT BOOK 24, PAGE 7, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, LESS THE SOUTH 4607.98 FEET THEREOF, AND LESS THE EAST 40 FEET THEREOF.

SUBJECT TO EASEMENTS, RESTRICTIONS, CONDITIONS, APPLICABLE ZONING REGULATIONS AND ORDINANCES AND OTHER LIMITATIONS OF RECORD AND TAXES FOR THE YEAR 2003 AND SUBSEQUENT YEARS.

EXHIBIT B  
VICINITY SKETCH



