

RESOLUTION R-2009- 1600

RESOLUTION CORRECTING RESOLUTION R-2009-1224  
(CONTROL NO. 2004-00202)  
RESOLUTION APPROVING ZONING APPLICATION OF Palm Beach County  
Mid-County Center  
APPLICATION DOA/EAC-2009-01497

WHEREAS, Palm Beach County, petitioned the Palm Beach County Board of County Commissioners on July 23, 2009 for a Development Order Amendment to modify a Voluntary Commitment (Engineering); and

WHEREAS, Resolution No. R-2009-1224, adopted on July 23, 2009 confirming the action of the Board of County Commissioners inadvertently contained an error in Exhibit C; and

WHEREAS, the title of Exhibit C of Resolution No. R-2009-1224 should have read as follows:

EXHIBIT C

VOLUNTARY COMMITMENTS

AND

WHEREAS, Resolution No. R-2009-1224, adopted on July 23, 2009 confirming the action of the Board of County Commissioners inadvertently contained errors in the sixth WHEREAS Clause (findings of fact); and

WHEREAS, the sixth WHEREAS Clause (findings of fact) of No. Resolution R-2009-1224 should have read as follows:

WHEREAS, the Board of County Commissioners has considered the findings in the staff report and the following findings of fact:

1. This Development Order Amendment is consistent with the purposes, goals, objectives, and policies of the Palm Beach County Comprehensive Plan, including standards for building and structural intensities and densities, and intensities of use.
2. This Development Order Amendment complies with relevant and appropriate portions of Article 4.B (Supplementary Use Standards) of the Palm Beach County Unified Land Development Code. This Development Order Amendment also meets applicable local land development regulations.
3. This Development Order Amendment, with voluntary commitments as adopted, is compatible as defined in the Palm Beach County Unified Land Development Code and generally consistent with the uses and character of the land surrounding and in the vicinity of the land proposed for development.
4. The proposed design, with voluntary commitments as adopted, minimizes adverse effects, including visual impact and intensity of the proposed use on adjacent lands.
5. This Development Order Amendment, with voluntary commitments as adopted, minimizes environmental impacts, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands and the natural functioning of the environment.

6. This Development Order Amendment, with voluntary commitments as adopted, will result in logical, timely and orderly development patterns.
7. This Development Order Amendment, with voluntary commitments as adopted, is consistent with applicable Neighborhood Plans in accordance with BCC policy;
8. This Development Order Amendment has a concurrency reservation and complies with Article 2.F Concurrency - Adequate Public Facility Standards of the ULDC.
9. The applicant has demonstrated sufficient justification that there are changed circumstances, which would require the Development Order Amendment.

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 title of Exhibit C of Resolution No. R-2009-1224 and the sixth WHEREAS Clause (findings of fact) of Resolution No. R-2009-1224 are hereby corrected.

Commissioner Abrams moved for the approval of the Resolution.

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

Commissioner John F. Koons, Chairman	-	Absent
Commissioner Burt Aaronson, Vice Chairman	-	Aye
Commissioner Karen T. Marcus	-	Absent
Commissioner Shelley Vana	-	Aye
Commissioner Steven L. Abrams	-	Aye
Commissioner Jess R. Santamaria	-	Aye
Commissioner Priscilla A. Taylor	-	Aye

The Chairperson thereupon declared the resolution was duly passed and adopted on September 29, 2009.

Filed with the Clerk of the Board of County Commissioners on October 1, 2009

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

