

RESOLUTION NO. R-2015- 1536

RESOLUTION APPROVING ZONING APPLICATION PCN-2015-01713  
(CONTROL NO. ~~2004-00296~~) 2004-00269  
A Public Ownership Zoning District Deviation  
APPLICATION OF FLORIDA FISH & WILDLIFE CONSERVATION COMMISSION  
BY URBAN DESIGN KILDAY STUDIOS, AGENT  
(Palm Beach County Shooting Sports Park)

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 applications relating to zoning;

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) (ULDC), have been satisfied;

WHEREAS, Zoning Application PCN-2015-01713 was presented to the Board of County Commissioners at a public hearing conducted on October 22, 2015;

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the Applicant and other interested parties;

WHEREAS, the, Board of County Commissioners pursuant to Article 2 (Development Review Procedures) of the Palm Beach County ULDC is authorized and empowered to consider, approve, approve with conditions or deny the request;

WHEREAS, the issuance of this Development Permit does not in any way create any rights on the part of the Applicant and/or Property Owner to obtain a permit from a state or federal agency and does not create any liability on the part of the County for issuance of the permit if the Applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law;

WHEREAS, THE BOARD OF COUNTY COMMISSIONERS hereby incorporates by reference the Findings of Fact in the staff report addressing the standards contained in Article 5.A.3.A for a Public Ownership Zoning District Deviation; and,

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 PCN-2015-01713, the application of the Florida Fish & Wildlife Conservation Commission, by Urban Design Kilday Studios, Agent, for a Deviation for a development within the Public Ownership Zoning District to allow deviations from Article 5, Supplementary Use Standards, to allow the use of barbed wire for Government Services Use and to eliminate bike racks; Article 5, Architectural Guidelines, to eliminate railings and posts; Article 6, Off-street Parking, to eliminate internal walkways and allow shell rock parking spaces without delineation; Article 7, Landscaping, Minimum Tier Requirements, to reduce the amount of interior plant materials and foundation planting, and allow for wire mesh fencing; Article 7, Landscaping, to reduce interior landscape islands; and the perimeter plant materials; to eliminate the requirement for a minimum number of tree species and permanent lawns, in the Public Ownership Zoning District, on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as shown on a vicinity sketch as indicated in EXHIBIT B, attached hereto and made a part hereof, was approved on October 22, 2015 subject to the conditions of approval described in EXHIBIT C, attached hereto and made a part hereof and Deviation request as described in EXHIBIT D, attached hereto and made a

part hereof.

Commissioner Taylor moved for the approval of the Resolution.

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

Commissioner Shelley Vana, Mayor	-	Aye
Commissioner Mary Lou Berger, Vice Mayor	-	Aye
Commissioner Hal R. Valeche	-	Aye
Commissioner Paulette Burdick	-	Aye
Commissioner Priscilla A. Taylor	-	Aye
Commissioner Melissa McKinlay	-	Absent
Commissioner Steven L. Abrams		Aye

The Mayor thereupon declared that the resolution was duly passed and adopted on October 22, 2015.

Filed with the Clerk of the Board of County Commissioners on October 26th, 2015.

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

**LEGAL DESCRIPTION:**

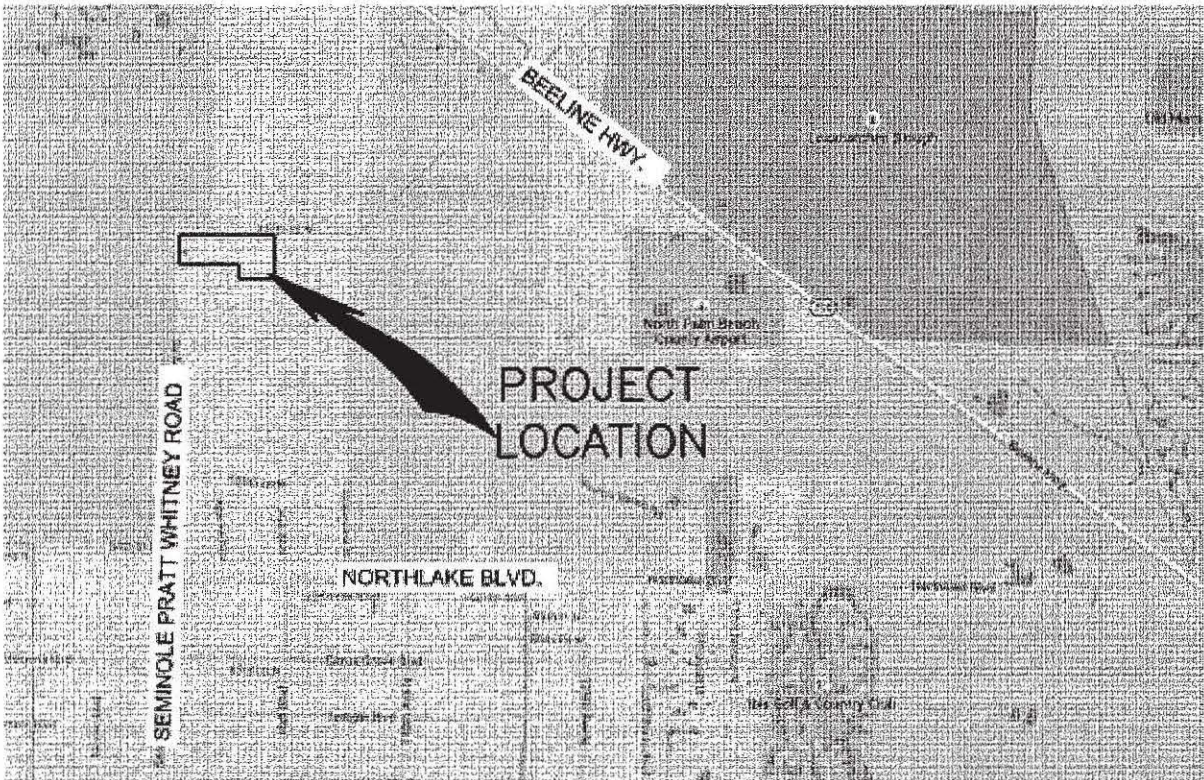
A PARCEL OF LAND IN THE PALM BEACH COUNTY BIOTECHNOLOGY RESEARCH PARK, A SUBDIVISION IN SECTION 6, TOWNSHIP 42 SOUTH, RANGE 41 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 103, PAGE 108, PALM BEACH COUNTY FLORIDA , PUBLIC RECORDS. SAID PARCEL OF LAND BEING DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST (NW) CORNER OF SAID SECTION 6, BEAR SOUTH 00°17'57" EAST, ALONG THE WEST LINE OF SAID SECTION 6, A DISTANCE OF 200.00 FEET TO THE NORTHWEST (NW) CORNER OF SAID PLAT OF PALM BEACH COUNTY BIOTECHNOLOGY RESEARCH PARK; THENCE, NORTH 89°56'58" EAST, ALONG THE NORTH LINE OF SAID PLAT, A DISTANCE OF 200.00 FEET TO A POINT ON A LINE 200 FEET EASTERLY OF, PARALLEL, CONTIGUOUS AND AS MEASURED AT RIGHT ANGLES TO SAID WEST LINE OF SECTION 6; SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE, CONTINUE NORTH 89°56'58" EAST, ALONG THE NORTH LINE OF SAID PLAT, A DISTANCE OF 4284.38 FEET; THENCE, SOUTH 00°03'02" EAST, A DISTANCE OF 1930.02 FEET; THENCE, SOUTH 89°56'58" WEST, A DISTANCE OF 1588.88 FEET; THENCE, NORTH 00°03'02" WEST, A DISTANCE OF 640.00 FEET; THENCE, SOUTH 89°56'58" WEST, A DISTANCE OF 2689.90 FEET TO POINT "A" AND SAID 200 FOOT PARALLEL LINE; THENCE, NORTH 00°17'57" WEST, ALONG SAID 200 FOOT PARALLEL LINE, A DISTANCE OF 1290.03 FEET TO THE POINT OF BEGINNING.

CONTAINING: 6,540,205 SQUARE FEET OR 150.14246 ACRES MORE OR LESS.

EXHIBIT B

VICINITY SKETCH



## EXHIBIT C

### CONDITIONS OF APPROVAL

#### **DISCLOSURE**

1. All applicable state or federal permits shall be obtained before commencement of the development authorized by this Development Permit.

EXHIBIT D

REQUEST

	<b>Code Section(s)</b>	<b>Required</b>	<b>Proposed</b>	<b>Deviation</b>
1	Art. 5.B.1.A.2.e.1 Barbed Wire Exceptions	Barbed Wire is not permitted for Government Service uses (except Prisons)	To allow the use of barbed wire along the top of the proposed perimeter and interior range fences	To allow the use of barbed wire along the top of the proposed fences for security purpose.
2	Art. 5, Table 5.B.1.A-10 Bike Racks	1 per 200 parking spaces	0	To eliminate bike racks within the site due to its remote location.
3	Art. 5.C.1.H.1.g.4.b. Architectural Guidelines - Railings & Posts	Porches shall incorporate decorative railings with posts at a maximum of 12 feet on center along the entire length, excluding pedestrian access points.	All recreational buildings and accessory structures are exempt from the architectural guidelines per article 5.C.1.C.3.  The Club Concession Building, primarily used by the general public, will conform to section 5.C.1 with the exception of the ground floor porch railing requirement.	To confirm exemption of all recreational buildings and accessory structures from the architectural design elements due to their utilitarian and limited public use.  To omit the ground floor porch railing and post requirement for the Club Concession building.
4	Art. 6.A.1.D.14.b.2 Off street parking, Construction, Pedestrian Circulation	Continuous internal pedestrian walkway from each walkway to all customer entrances with 1 tree/25 LF, benches every 200 feet and accented crosswalks.	Non-continuous internal walkway network, without trees, benches or accented crosswalks.	To eliminate a continuous internal walkway network, with trees, benches or accented crosswalks due to the nature of the use and design of the site.
5	Art. 6.A.1.D.14.b.3.b Off street parking, Construction, Paving and Drainage, Materials	Paved parking lots & drive aisles.	Shell rock parking lot and drive aisles (with exception of paved handicap parking spaces).	To allow parking lot and drive aisles to be constructed of shell rock instead of a paved surface.
6	Art. 6.A.1.D.14.b.5 Off street parking, Construction, Stripes	Parking spaces delineated by single or double stripes.	Shell rock parking spaces not delineated by stripes (with exception of paved handicap parking spaces).	To allow shell rock parking without striping.
7	Table 7.C.3 Minimum Tier Requirements	1 tree /1,200 SF and 1 shrub per 1,200 SF (calculated on gross site area) .	1 tree / 1,200 SF and 1 shrub per 1,250 SF (calculated on net site area consisting of only impervious and vehicular use areas).	To allow for a reduction in interior landscape consistent with the Public Park landscape standards of Art. 5.D.2.G.
8	Art. 7.G.2.B.1.C Interior Landscape Islands	12' wide interior landscape islands at 1 per 6 spaces.	10' wide interior landscape islands at 1 per 10 spaces (Max. 100' apart).	To allow for a reduction in landscape islands width and quantity consistent with the Public Park landscape standards of Art. 5.D.2.G.
9	Table 7.C.3 Foundation Planting	Foundation planting 12' wide along 60% of front, side and rear facades.	Foundation planting 5' wide along 50% of front facades and 8' wide along 50% of	To allow for a reduction in foundation planting width and

			the side facades. Open Air pavilions and similar park structures less than 2,000 SF are exempt.	percentage along a façade of buildings consistent with the Public Park landscape standards of Art. 5.D.2.G.
10	Table 7.C.3 (Note 3) Minimum Tier Requirements	Walls and fences shall be built from natural materials, including but not limited to: wood, stone, etc.	Wire mesh fence to be located in all buffers along the perimeter of the site.	To allow for a wire mesh fence instead of a natural material fence.
11	Art. 7.F.8 Compatibility Buffer	Continuous visual screen at least 3' height composed of hedges, shrubs, either alone or in combination with a wall, fence or berm.	Compatibility buffer exemption from shrub or hedge requirement. Required trees to be planted in a natural pattern within or adjacent to buffer and clustered. Palms or pines may be counted as 1 canopy tree, not to exceed 25% of the total number of required trees.	To allow for buffers without shrubs/hedges and for required trees to be planted in a natural pattern with palms and pines counted as 1 canopy tree consistent with the Public Park landscape standards of Art. 5.D.2.G.
12	Art. 7.D.2.C Tree Species Mix	A mix of species based on the required number of trees.	No minimum number of species based on required number of trees.	To eliminate the requirement for a minimum number of species based on total required number of trees.
13	Art. 7.D.4.D Ground Treatment, Lawn and Turf Grass	Grass areas planted with species suitable for permanent lawns and reach 100% coverage within 6 months of planting.	Majority of the site will remain in a natural vegetated state. Only required buffers, building foundation planters and parking area tree islands will be landscaped and grassed.	To eliminate permanent lawns for majority of the site, for the exception of buffers, foundation planters and parking area tree islands.