

RESOLUTION NO. R-74- 291

RESOLUTION APPROVING ZONING PETITION

WHEREAS, the Board of County Commissioners, as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, and Chapter 70-863, Laws of Florida, Special Acts of 1970, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 74-44 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 March 1974.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 28th day of March, 1974, that petition No. 74-44, the petition of BOCA-CEN CLUB, INC., AND MINI-MART DEVELOPMENT by F. Martin Perry, Agent, to MODIFY THE KIMBERLY ESTATES PLANNED UNIT DEVELOPMENT MASTER PLAN WHICH WAS APPROVED MARCH 16, 1973 PURSUANT TO THE CONDITIONAL USE APPROVAL OF JANUARY 8, 1970, FOR A PLANNED UNIT DEVELOPMENT UNDER THE ZONING RESOLUTION NO. 3-57 AS AMENDED. Said Master Plan covers the following described property: Tracts 1 through 46, inclusive, Tracts 51 through 78, inclusive and Tracts 83 through 96, inclusive, and the North 433 feet of Tracts 97 through 112, inclusive, Block 74, together with Tracts 2 through 17, inclusive, Tracts 20 through 29, inclusive, Tracts 32 through 59, inclusive, Tracts 62 through 89, inclusive, together with the North 433 feet of Tracts 92 through 101, inclusive and together with that part of Tracts 1, 30, 31, 60, 61 and 90, and the North 433 feet of Tract 91, lying West of the West right-of-way line of Florida's Turnpike, all

in Block 75, Palm Beach Farms Company, Plat No. 3, in Sections 7 and 8, Township 47 South, Range 42 East, as recorded in Plat Book 2, pages 45 through 54, less, however, the West 215 feet of Tracts 46, 51, 78 and 83, Block 74, said Palm Beach Farms Company, Plat No. 3. Said property lying between Florida's Turnpike and State Road No. 7 approximately .9 mile north of Boca Raton West Road (S.R. 808) in an AG-Agricultural District, was approved as advertised subject to the following special conditions:

- 1) Developer shall submit traffic impact analysis;
- 2) Developer shall submit Master Drainage Report including Design High Water, recurring high water' for twenty-five (25) year period, flood elevation for one hundred (100) year storm and compatability of drainage facilities within Lake Worth Drainage District facilities;
- 3) Palm Beach County Engineering Department to provide design and drainage for Lyons Road to State Road 808 and said road shall be constructed by the developer;
- 4) Developer shall improve and signalize the intersections of State Road No. 7 and development entrance roads, when recommended by the Department of Transportation. Developer shall provide State Road No. 7 by-pass;
- 5) Developer shall construct Lyons Road within the property.

The foregoing resolution was offered by Commissioner Warren , who moved its adoption. The motion was seconded by Commissioner Lytal , and upon being put to a vote, the vote was as follows:

Robert F. Culpepper	aye
Lake Lytal	aye
E. W. Weaver	aye
Robert C. Johnson	aye
George V. Warren	aye

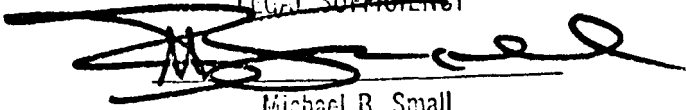
The Chairman thereupon declared the resolution duly passed and adopted this 16th day of April , 1974, confirming action of 28 March 1974.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By *Garrett B. Dille*
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY


Michael B. Small
County Attorney