

RESOLUTION NO. R-76- 1166

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, 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. 76-166 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 2 December, 1976.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 2d day of December, that petition No. 76-166 the petition of HENRY D. BOGATIN, SR. AS TRUSTEE, by William R. Boose, III, Attorney, for a SPECIAL EXCEPTION TO ALLOW A PLANNED UNIT DEVELOPMENT on a parcel of land in the Hiatus between Townships 44 and 45 South, Range 43 East in Section 5, Township 45 South, Range 43 East more particularly described as follows; Commencing at the Meander Corner in the South line of Section 32, Township 44 South, Range 43 East and on the West shore of Lake Osborne; thence North $88^{\circ}04'00''$ West along the South line of said Section 32, a distance of 345.37 feet to the Point of Beginning; thence South $1^{\circ}56'00''$ West, a distance of 25 feet to a point in the South Right-of-way line of Lantana Road (SR 812); thence continue South $1^{\circ}56'00''$ West, a distance of 365 feet, more or less, to a point in the shore of Lake Osborne shown as Lagoon on the Plat of Lanair Park as recorded in Plat Book 21, Page 58; thence continue South $1^{\circ}56'00''$ West, a distance of 200.0 feet, more or less, to a point in the thread of

said Lagoon; thence South $64^{\circ}20'00''$ West, along the thread of said Lagoon, a distance of 288.0 feet; thence South $50^{\circ}30'00''$ West, along the thread of said Lagoon, a distance of 297.0 feet; thence South $83^{\circ}50'00''$ West, along the thread of said Lagoon, a distance of 173.0 feet; thence North $67^{\circ}53'40''$ West along the thread of said Lagoon, a distance of 245.32 feet to a point in the extension of the East Right-of-Way line of Via Vermilya as same is shown on said plat of Lanair Park, thence North $0^{\circ}02'00''$ East along said extension of the East Right-of-way, a distance of 80.0 feet, more or less, to a point on the shore of said Lagoon; thence continue North $0^{\circ}02'00''$ East along said East Right-of-way line, a distance of 755.20 feet, more or less, to a point in the South RightofWay of Lantana Road (SR 812); thence continue North $0^{\circ}02'00''$ East, a distance of 25.0 feet to a point in the South line of said Section 32; thence South $88^{\circ}04'00''$ East, along said South line of Section 32, a distance of 906.7 feet to the Point of Beginning; Less and except therefrom the Right-of-Way for Lantana Road (SR 812); also less and except therefrom the following described parcel: A parcel of land in the Hiatus between Townships 44 and 45 South, Range 43 East and in Section 5, Township 45 South, Range 43 East, more particularly described as follows: Commencing at the Meander Corner in the South line of Section 32, Township 44 South, Range 43 East and on the West shore of Lake Osborne, thence North $88^{\circ}04'00''$ West along the South line of said Section 32, a distance of 345.37 feet to the Point of Beginning; thence South $1^{\circ}56'00''$ West, a distance of 25.0 feet to a point in the South Right-of-Way line of Lantana Road (SR 812); thence continue South $1^{\circ}56'00''$ West, a distance of 565.0 feet to a point in the thread of the Lagoon shown on the plat of Lanair Park as recorded in Plat Book 21, Page 58; thence South $64^{\circ}20'00''$ West along the thread of said Lagoon, a distance of 288.0 feet; thence North $43^{\circ}06'12''$ West, a distance of 385.51 feet; thence North $1^{\circ}56'00''$ East, a distance of 240.0 feet; thence South $88^{\circ}04'02''$ East, a distance of 30.0 feet; thence North $1^{\circ}56'00''$ East, a distance of 186.0 feet; thence South $88^{\circ}04'02''$ West, a distance of 498.0 feet to the Point of Beginning. Said property

located on the south side of Lantana Road approximately 1/2 mile east of Congress Avenue in an RH Residential Multiple Family District (High Density), was approved as advertised subject to the following special conditions:

1. Developer shall construct Via Vermilya to County Standards, **from** Lantana Road Southerly to the development's entrance.
2. Developer shall construct the centerline of the driveway entrance on Via Vermilya a minimum of one hundred eighty-five (185) feet from the Southerly right-of-way line on Lantana Road.

Commissioner Koehler, moved for approval of the petition. The motion was seconded by Commissioner Evatt, and upon being put to a vote, the vote was as follows:

Peggy B. Evatt	Yes
Lake Lytal	Yes
Dennis P. Koehler	Yes
William Medlen	Absent
Bill Bailey	Yes

The foregoing resolution was declared duly passed and adopted this 14th day of December, 1976, confirming action of 2 December, 1976.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By *Richard Van Oltersheim*
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

William L. Dell

COUNTY ATTORNEY

