

RESOLUTION NO. R-79-903

RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE BOTH A CONTRACT FOR CONSTRUCTION OF REQUIRED IMPROVEMENTS AND A LAND DEVELOPMENT PERMIT, ACCEPT SURETY AND APPROVE FOR RECORDATION THE PLAT OF LUCERNE LAKES HOMES, VILLAGE II, THIRD ADDITION, PART OF LUCERNE LAKES, A PLANNED UNIT DEVELOPMENT IN SECTION 28, TOWNSHIP 44 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA.

WHEREAS, the Plat of Lucerne Lakes Homes, Village II, Third Addition, part of a P.U.D., being a Replat of a portion of Block 29 of Palm Beach Farms Company, Plat No. 3, as recorded in Plat Book 2, Pages 45 thru 54, Public Records of Palm Beach County, Florida, and lying in Section 28, Township 44 South, Range 42 East, Palm Beach County, Florida, has been submitted to the Board for approval by Lucerne Enterprises, Inc., a Florida Corporation; and

WHEREAS, the Plat of Lucerne Lakes Homes, Village II, Third Addition, has been reviewed and the development plans and plat have been approved pursuant to Palm Beach County Subdivision and Platting Regulations Ordinance 73-4, as amended, and State Plat Law, Chapter 177, Part 1, Florida Statutes; and

WHEREAS, those easements and other public rights-of-way as shown on the Plat of Lucerne Lakes Homes, Village II, Third Addition, and dedicated to the Board of County Commissioners of Palm Beach County, Florida, are hereby accepted by the County without obligation on the part of the County to maintain or improve the same until the construction of required improvements under Contract No. 0415 is satisfactorily completed within twenty-one (21) months from and after the date of issuance of the Land Development Permit; and

WHEREAS, Surety is submitted in the form of an Escrow Agreement between First National Bank & Trust Company of Riviera Beach, as Association, and Lucerne Enterprises, Inc., as Developer, in the amount of \$116,400.00 to guarantee the completion of the required improvements within said plat and a copy of said Surety is attached to Contract No. 0415;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recitals are hereby reaffirmed and ratified.
2. The chairman is hereby authorized on behalf of Palm Beach County to:

a. Execute Contract No. 0415 between Lucerne Enterprises, Inc. and Palm Beach County and said contract shall expire on or before April 24, 1981. **R 79 903**

b. Execute a Land Development Permit.

3. Accept Surety.

4. The Chairman and County Engineer are hereby authorized to sign the Plat of Lucerne Lakes Homes, Village II, Third Addition.

5. The Clerk is hereby authorized to record said plat in the Public Records of Palm Beach County, Florida.

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

- BILL BAILEY - Aye
- DENNIS P. KOEHLER - Absent
- PEGGY B. EVATT - Aye
- FRANK H. FOSTER, JR. - Absent
- NORMAN R. GREGORY - Aye

The Chairman thereupon declared the resolution duly passed and adopted this 24th day of July, 1979.

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: [Signature]  
Deputy Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

[Signature]  
County Attorney

FILED THIS 24th DAY OF July, 1979  
AND RECORDED IN RESOLUTION  
MINUTE BOOK NO. 154  
PAGE 112-113 RECORD VERIFIER  
JOHN B. DUNKLE, CLERK  
By: [Signature]