

RESOLUTION NO. R-87-1201

RESOLUTION APPROVING ZONING PETITION 77-13(E): Special Exception

WHEREFIS, 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

WHEREFIS, 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

WHEREFIS, Petition No. 77-13(E) was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on June 25, 1987; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

WHEREAS, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; and

WHEREFIS, the Board of County Commissioners made the following findings of fact:

1. With required master plan modifications, this proposal will be consistent with the requirements of the Comprehensive Plan and local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 77-13(E), the petition of THE BOARD OF COUNTY COMMISSIONERS, CHARLES A. ROBERTS, CHAIR, by Dennis L. Eshelman, Agent, for a SPECIAL EXCEPTION TO AMEND THE MASTER PLAN FOR A PLANNED UNIT DEVELOPMENT PREVIOUSLY APPROVED UNDER ZONING PETITION NOS. 77-13, 77-13(A), 77-

13(B), RND 77-13(D) TO DELETE 286 RCRES OF LAND. The property is located on the east and west sides of Cain Boulevard and on the north and south sides of Kimberly Boulevard in an RE-Residential Estate Zoning District and was approved as advertised subject to the following conditions:

1. The developer shall comply with all previous conditions of approval,
2. The land area donated for the County Park shall continue to be counted gross land area of the development for the purpose of calculating maximum residential density and to satisfy the other requirements of Zoning Code Section 500.21 (Planned Unit -Developments).

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

Carol A. Roberts	--	Rye
Kenneth M. Adams	--	Rbsent
Karen T. Marcus	--	Rye
Carol J. Elmquist	--	Rye
Dorothy Wilken	--	Aye

The foregoing resolution was declared duly passed and adopted this 11th day of August, 1987 confirming action of June 25, 1987.

PRLM BEACH COUNTY, FLORIDE)
BY ITS BORRD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Lisa E. Dasey
Deputy Clerk

RPPROVED AS TO FORM
RND LEGRL SUFFICIENCY

[Signature]
County Attorney