

R-87-1211

JOHN B. DUNKLE, CLERK

Board of County Commissioners
Palm Beach County, Florida

301 NORTH OLIVE • P. O. BOX 4036 • WEST PALM BEACH, FL 33402 • (305) 837-2959

MEMORANDUM

TO : SUSAN HAGERTY,
ADMINISTRATIVE SECRETARY

FROM : LISA E. DORSEY, *LED*
DEPUTY CLERK PALM BEACH COUNTY COMMISSION

DATE : AUGUST 27, 1987

RE : ZONING PETITIONS OF JUNE: 25 & 26, 1987

Zoning Petitions numbered 76-18(E); 84-112(B); 87-61; 87-59; 87-19; 79-110(A); 79-244(A); 80-211(A); 84-198(A); 85-165(A); 86-81(A); 86-81(A); 87-62; 87-66; 75-68(C); and 77-13(E) were approved as Resolutions in the August 11, 1987 Board of County Commissioners Meeting.

When affixing the Resolution numbers to the Petitions, a few numbers were incorrectly printed. The corrections are as follows:

R-87-1199 should be R-87-1200 (Pet. # 76-18(E))	R-87-1207 should be R-87-1206 (Pet. # 84-198(A))
R-87-1200 should be R-87-1205 (Pet. # 84-112(B))	R-87-1208 should be R-87-1207 (Pet. # 85-165(A))
R-87-1201 should be R-87-1212 (Pet. # 87-61)	R-87-1209 should be R-87-1208 (Pet. # 86-81(A))
R-87-1202 should be R-87-1211 (Pet. # 87-59)	R-87-1210 should be R-87-1209 (Pet. # 86-81(A))
R-87-1203 should be R-87-1210 (Pet. # 87-19)	R-87-1211 should be R-87-1213 (Pet. # 87-62)
R-87-1204 should be R-87-1202 (Pet. # 79-110(A))	R-87-1212 should be R-87-1214 (Pet. # 87-66)
R-87-1205 should be R-87-1203 (Pet. # 79-244(A))	R-87-1213 should be R-87-1199 (Pet. # 75-68(C))
R-87-1206 should be R-87-1204 (Pet. # 80-211(A))	R-87-1214 should be R-87-1201 (Pet. # 77-13(E))

Please compare resolution and petition numbers as I have done above. The petition numbers are printed directly below the resolution number in which they are recorded under in the Official Record Book for the County. Enclosed are corrected copies of the resolutions. Please discard the incorrect ones that were originally sent to you.

The Minutes Department hope that this error did not cause too much of an inconvenience for your department or clients.

If you have any questions in reference to this, contact me at 820-2955.

Thank you.

COUNTY AUDITOR

CUSTODIAN OF COUNTY FUNDS

101

RESOLUTION NO. R-87-1211

RESOLUTION RPPROVING ZONING PETITION 87-59: Rezoning

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. 87-59 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

WHEREAS, excavation on the site shall be consistent with a reclamation plan submitted to Site Plan Review Committee, as directed by AI-87-5 on February 26, 1987; and

WHEREAS, the areas of existing cypress trees within Parcels B and C shall remain in their natural state, as shown on the master plan submitted to the Zoning Division; and

WHEREAS, the 'developer shall retain the stormwater runoff in accordance with all applicable agency requirements in effect at the time of the permit application. However at a minimum, this development shall retain onsite the first one (1) inch of the stormwater runoff per Palm Beach County Subdivision and Platting Ordinance 73-4, as amended. The drainage system shall be maintained in an acceptable condition as approved by the County Engineer; and

WHEREAS, the proposed Reclamation Plan shall be amended in accordance with Palm Beach County's Zoning Code to include a typical cross section of the proposed lake; and

WHEREAS, petitioner shall provide legal access to the existing out parcels, subject to approval by the County Engineer and the County Attorney's Office; and

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

1. This proposal is 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. 87-59, the petition of THE BOARD OF COUNTY COMMISSIONERS, CAROL A. ROBERTS, CHAIR, by Dennis L. Eshelman, Agent, for a REZONING, FROM RE-RESIDENTIAL ESTATE ZONING DISTRICT, IN PART, AND AGRICULTURAL RESIDENTIAL ZONING DISTRICT, IN PART, ENTIRELY TO PUBLIC OWNERSHIP ZONING DISTRICT on those portions of Section 11, Township 47 South Range 41 East, according to the "Florida Fruit Lands Company Subdivision No. 2" as recorded in Plat Book 1 at Page 102 described as follows: All that portion of Tracts 1 thru 6 inclusive, lying within the North 3/4 of the East 1/2 of the Northeast 1/4 of said Section 11, excepting therefrom all that portion of said Tract 1, lying within 80 feet of the North line of said Section 11, and excepting therefrom that portion of said

Tracts lying within the East **250** feet of said Section **11**; All those portions of Tract **51**, excepting therefrom the North **80**-feet thereof and of Tract **52** lying in the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said Section **11**, excepting therefrom all that portion of said Tracts **51** and **52** lying within the East **250** feet of said Section **11**; Fill that portion of Tracts **54** thru **56**, inclusive, lying within the South $\frac{3}{4}$ of the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said Section **11**, excepting therefrom all the portion thereof lying within the East **250** feet of said Section **11**; all that portion of Tracts **57** thru **60** inclusive, lying within the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section **11**, all that portion of Tracts **61** and **62**, lying within the South $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said Section **11**, excepting from said Tract **62** all that portion thereof, lying within **80** feet of the North line of said South $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$; all those portions of Tracts **11** and **12**, lying within the North $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ said Section **11**; all those portions of Tracts **14** thru **16**, inclusive, lying within the North $\frac{3}{4}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of said Section **11**, excepting from aforesaid Tract **16**, all that portion thereof lying within **80** feet of the North Line of said North $\frac{3}{4}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$. TOGETHER WITH the North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section **14**, Township **47** South, Range **41** East, LESS the East **250** feet thereof. TOGETHER WITH parcels **1**, **6**, **7**, **8**, **9**, **10**, and **11** in the East $\frac{1}{2}$ of said Section **11**, added by order of taking, recorded in book **4249**, Pages **762** through **768**. Dated Filed: May **21**, **1984**.

PARCEL A: A certain parcel of land lying in Sections **14**, **15** and **22**, Township **47** South, Range **41** East, being more particularly described as follows:

BEGINNING at the southwest corner of said Section **15**, and from said POINT OF BEGINNING run (bearings cited herein are in a meridian assuming North 0 degrees $55'$ $08''$ West along the West line of said Section **15**), by the following numbered courses:

1. North 0 degrees 55' 08" West, running along the said west line of Section 15, 486.75 feet, more or less, to a point in the Southeasterly line of that certain 600 foot wide right-of-way of Central and Southern Florida Flood Control District Levee L-40 (so-called); thence. . .
2. North 35 degrees 04' 09" East, running along the said southeasterly right-of-way line of Levee L-40, 5458.92 feet, more or less, to a point in the South line of Tract 16 of FLORIDA FRUITLANDS COMPANY'S SUBDIVISION No. 2, as same is recorded in Plat Book 1 at page 102, thence. . .
3. North 89 degrees 47' 23" East, along the said South line of Tract 16, 752.04 feet, more or less, to the Southeast corner of said Tract 16; thence. . .
4. North 0 degrees 55' 34" West, along the East line of said Tract 16, 341.37 feet, more or less, to a point in the North line of said Section 15; thence. . .
5. North 89 degrees 47' 32" East, along the said North line of Section 15, 1320 feet, more or less, to the Northwest corner of said Section 14; thence. . .
6. Continuing North 89 degrees 47' 32" East, along the north line of said Section 14, 2343.68 feet to a point in a .6037.45 foot radius curve, concave northwesterly, having a central angle of 57 degrees 02' 45", and whose radial line, passing through said point, bears North 81 degrees 11' 54" West, said point being a point in the Westerly right-of-way line of the proposed 426 foot wide University Parkway, so called; thence. . .
7. Southwesterly, along the arc of the just described curve and along the said Westerly right-of-way line, 6011.12 feet to the end of said curve; thence. . .
8. South 65 degrees 50' 51" West, continuing along the said Westerly right-of-way line, 102.00 feet, more or less, to the Southeasterly corner of Tract 49 of said FLORIDA FRUITLANDS COMPANY'S SUBDIVISION NO. 2; thence. . .

9. North 0 degrees 55' 32" West, along the East line of said Tract 49, 326.36 feet, more-or less, to the Northeast corner of said Tract 49; thence.. .
10. South 89 degrees 45' 22" West, along the north line of said Tract 49, 1305.17 feet, more or less, to the Northwest corner of said Tract 49; thence...
11. South 0 degrees 55' 25" East, along the West line of said Tract 49, 326.43 feet, more or less, to the Southwest corner of said Tract 49; thence...
12. North 89 degrees 45' 11" East, along the south line of said Tract 49, 1305.18 feet, more or less, to the said southeast corner of Tract 49; thence...
13. Continuing along the said Westerly right-of-way line of proposed University Parkway, South 65 degrees 50' 51" West, 1648.05 feet, more or less, to a point in the South line of said Section 15; thence.. .
14. Continuing along the said Westerly right-of-way line, South 65 degrees 50' 51" West, 455.35 feet, more or less, to a point in a line parallel with and 184.51 feet Southerly from (as measured along the east line of said Section 22) the said South line of Section 15; thence...
15. South 89 degrees 44' 51" West, along the just described parallel line, 2026.41 feet, more or less, to a point in the West line of said Section 22; thence...
16. North 1 degree 16' 36" West, along the said West line of Section 22, 184.51 feet, more or less, to the POINT OF BEGINNING.

The property is located on the north side of Boca Raton West Road (SR 808 Extension) and on the east and west sides of University Parkway approximately 1 mile west of U.S. Highway 441 (SR 7), and was approved as advertised.

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

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

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

POLM BEACH COUNTY, FLORIDA)
BY ITS BOARD OF COUNTY,
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Lisa E. Densen
Deputy Clerk

APPROVED AS TO FORM
FIND LEGAL SUFFICIENCY

[Signature]
County Attorney