

RESOLUTION NO. R-90-341

RESOLUTION AMENDING RESOLUTION NO. **R-87-219**
RESOLUTION APPROVING ZONING PETITION NO. **86-92**
REZONING FROM AR-AGRICULTURAL RESIDENTIAL DISTRICT
TO RT-RESIDENTIAL TRANSITIONAL DISTRICT
PETITION OF ROBERT M. MILLER

WHEREAS, ROBERT M. MILLER, petitioned the Palm Beach County Planning Commission and the Board of County Commissioners, sitting as the final Zoning Authority, on August 28, 1986, for the REZONING, FROM AR-AGRICULTURAL RESIDENTIAL TO RT-RESIDENTIAL TRANSITIONAL DISTRICT; and

WHEREAS, Resolution No. **R-87-219** adopted February 10, 1987 confirming the action of the Board of County Commissioners sitting as the final Zoning Authority of [REDACTED] inadvertently contained an error in the legal description; and

WHEREAS, all conditions of approval of Zoning Resolution **R-87-219** are to remain in full force and effect; and

WHEREAS, the legal description of Zoning Resolution **R-87-219** read as follows:

1. On that part of the South **150** feet of the North **1102.86** feet of the East **120** feet of the Northwest **1/4** of Section **13**, Township **45 South**, Range **42 East**, lying South and East of State Road No. **200** (Old Military Trail); also A parcel of land lying in Section **13**, Township **45 South**, Range **42 East**, beginning at the **1/4** Section corner on the North line of Section **13**, Township **45 South**, Range **42 East**, thence running Southerly along the **1/4** Section line a distance of **1324.86** feet to the point of beginning of the following described parcel, thence turning an angle of **89** degrees **33'00"** measured from North to West and running a distance of **4890.00** feet to a point, thence turning an angle of **90** degrees **27'00"** measured from East to North and running a distance of **206.87** feet to a point, said point being the intersection of the aforescribed line and the Southerly road Right-of-way line of State Road No. **200** as recorded in Deed Book **533**, Page **153**, thence Northeasterly along said Right-of-way which is the arc of a curve concave Northwesterly having a radius of **1178.92** feet, a distance of **24.60** feet to a point; thence Easterly parallel to the South line of this described parcel a distance of **460.37** feet, to the intersection with the aforescribed **1/4** Section line; thence Southerly a distance of **222.00** feet to the Point of Beginning; Less the East **25** feet and the South **30** feet for road

Right-of-Way. That part of the South 150 feet of the North 1102.86 feet of the West 360 feet of the East 480 feet of the Northwest 1/4 of Section 13, Township 45 South, Range 42 East, lying South and East of State Road No. 200 Old Military Trail). Said property located on the northwest corner of the intersection of White Feather Boulevard and 5th Street South, and being bounded on the northwest by Old Military Trail (S.R. 200) was approved as advertised with voluntary commitments; and

WHEREAS, the legal description of said Zoning Resolution should have read:

1. On that part of the South 150 feet of the North 1102.86 feet of the East 120 feet of the Northwest 1/4 of Section 13, Township 45 South, Range 42 East, lying South and East of State Road No. 200 (old Military Trail); also A parcel of land lying in Section 13, Township 45 South, Range 42 East, beginning at the 1/4 Section corner on the North line of Section 13, Township 45 South, Range 42 East, thence running Southerly along the 1/4 Section line a distance of 1324.86 feet to the point of beginning of the following described parcel, thence turning an angle of 89 degrees 33'00" measured from North to West and running a distance of 480.00 feet to a point, thence turning an angle of 90 degrees 27'00" measured from East to North and running a distance of 206.87 feet to a point, said point being the intersection of the aforescribed line and the Southerly road Right-of-way line of State Road No. 200 as recorded in Deed Book 533, Page 153, thence Northeasterly along said Right-of-way which is the arc of a curve concave Northwesterly having a radius of 1178.92 feet, a distance of 24.60 feet to a point; thence Easterly parallel to the South line of this described parcel a distance of 460.37 feet, to the intersection with the aforescribed 1/4 Section line; thence Southerly a distance of 222.00 feet to the Point of Beginning; Less the East 25 feet and the South 30 feet for road Right-of-way. That part of the South 150 feet of the North 1102.86 feet of the West 360 feet of the East 480 feet of the Northwest 1/4 of Section 13, Township 45 South, Range 42 East, lying South and East of State Road No. 200 Old Military Trail). Said property located on the northwest corner of the intersection of White Feather Boulevard and 5th Street South, and being bounded on the northwest by Old Military Trail (S.R. 200) was approved as advertised with voluntary commitments.

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

1. The foregoing recitals are hereby affirmed **and** ratified.
2. The legal description of Resolution NO. R-87-219 is amended.

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

Carol Elmquist, Chair	--	Aye
Ron Howard	--	Aye
Karen Marcus	--	Aye
Carole Phillips	--	Aye
Carol Roberts	--	Aye

The Chairman thereupon declared the resolution duly passed and adopted this 27th day of February, 1990.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Lina M. Blair
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Richard Altman
County Attorney