

RESOLUTION NO. R-90- 538

RESOLUTION APPROVING ZONING PETITION NO. 89-79
REZONING PETITION OF
LANTANA III OXFORD ASSOCIATES, LTD. PARTNERSHIP

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 have been satisfied; and

WHEREAS, Petition No. 89-79 was presented to the Board of county Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on August 31, 1989; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, 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, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

WHEREAS, 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 89-79, the petition of LANTANA III OXFORD ASSOCIATES, LTD. PARTNERSHIP, by Kieran J. Kilday, Agent, for a REZONING FROM RS-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT TO RM-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT (MEDIUM DENSITY), on a parcel of land being a portion of Block 4 and portion of the West 1/2 of Via Vermilya located at Section 05, Township 45 South, Range 43 East together with a portion of the adjoining lagoon as shown on the Plat of Lanair Park, according to the Plat thereof as recorded in Plat Book 21 at page 58, being more particularly described as follows: Begin at the Southeast corner of Lot 5, Block 4 of said Lanair Park, said Point bears North 99 Degrees 10' 16" West from the radius point of the next described curve; thence Southwesterly along a circular curve to the left and along the Northerly right-of-way of Donnelley Drive having a radius of 1680.21 feet, a central angle of 7 Degrees 37' 48" for an arc distance of 223.75 feet; thence North 00 Degrees 02' 33" East for 464.90 feet; thence North 73 Degrees 55' 48" East for 119.32 feet, thence North 78 Degrees 58' 39" East for 74.00 feet; thence South 74 Degrees 57' 51" East for 88.80 feet; thence South 89 Degrees 57' 15" East for 50.00 feet; thence South 00 Degrees 02' 33" West along the East line of Via Vernilya for 473.52 feet; thence North 89 Degrees

57' 27" West for 93.73 feet to a point of curvature; thence Southwesterly along a circular to the left having a radius of 1680.21 feet, a central angle of 00 Degrees 12' 49" for and arc distance of 6.27 feet to the point of beginning, being located on the north side of Donnelley Drive, approximately .03 mile east of Congress Road, was approved on August 31, 1989, as advertised.

Commissioner Phillips moved for approval of the Resolution.

The motion was seconded by Commissioner Howard and, upon being put to a vote, the vote was as follows:


Carol J. Elmquist, Chair	--	Aye
Karen T. Marcus	--	Absent
Carol Roberts	--	Aye
Ron Howard	--	Aye
Carole Phillips	--	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 27th day of March, 1990.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK

