

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 1998-022  
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-98-1809  
WHICH APPROVED THE SPECIAL EXCEPTION OF  
JERRY D. MCCOY TRUST  
PETITION NO. 1998-022

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 5.8 of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Section 5.8, Status Report SR 1998-022 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on April 4, 2002; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 1998-022 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 5.8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to add or modify conditions of approval; and

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

1. The project does not meet the Countywide Traffic Performance Standards.
2. With the amendment of conditions of approval, the project will meet the Countywide Traffic Performance Standards.
3. The amendment of conditions of approval is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.

WHEREAS, Section 5.3 of the Palm Beach County Land Development Code requires that the action of the Board of County Commissioners be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the recommendation of Status Report No. SR 1998-022, to amend Conditions of Approval of Resolution No. R-98-1809, the Conditional Use A (CA) of Jerry D. McCoy Trust, Petition No. 1998-022, which with to allow a professional/medical office on being portions of Lots B, C, D, and E, Block 67, and Lots C and D, Block 68, PALM BEACH FARMS CO. PLAT NO. 7, as recorded in Plat Book 5, Page 72, Public Records of Palm Beach County, Florida; being more particularly described as follows:

Commencing at the east quarter corner of Section 30, Township 44 South, Range 43 East; thence South 01°24'23" West (State Plane Grid Bearing Datum) along the east line of Section 30, a distance of 129.00 feet; thence North 87°50'45" West, 332.40 feet to the east line of Lot A, said Block 66; thence South

01 "24'43" West along a side east line 312.53 feet to the north line of the south 102.29 feet of Lot D, Block 66; thence North 87°48'23" West along said North line, 50.00 feet; thence South 01 "24'43" West along the west line of the east 50 feet of Lot D, Block 66, a distance of 102.25 feet to the south line of Lot D; thence North 87°47'34" West along said line, 117.62 feet; thence South 01 "25'03" West along the east line of the west 150 feet of Lot E, Block 66, a distance of 135.91 feet to the south line of Lot E; thence North 87°46'46" West along the south line of Lot E, Block 66, a distance of 180.01 feet to the southeast corner of Lot E, Block 67, being the POINT OF BEGINNING; thence continue North 87°46'46" West, along the south line of Lot E, Block 66, a distance of 317.65 feet to the west line of Lot E, said Block 67; thence North 01°25'23" East along said line, 135.79 feet to the southeast corner of Lot D, said Block 68; thence North 87°47'34" West along the south line of said Lot D, 177.16 feet to the southeast right-of-way line of Melaleuca Lane; thence North 45°09'15" East along said right-of-way line, 131.86 feet to a point of curvature; thence northeasterly along said right-of-way line being an arc of a curve concave to the southeast having a radius of 791.00 feet, a central angle of 34°00'23", and an arc distance of 469.48 feet to the east line of said Lot B, Block 67; thence South 01 "25'03" West along the east line of said Lots B, C, D, and E, Block 67, a distance of 464.07 feet to the POINT OF BEGINNING, being located on the south side of 6th Ave., South approximately 0.2 mile west of Congress Avenue in the Commercial Low Office (CLO) Zoning District, is approved, subject to the following conditions:

1. All previously approved conditions of approval continue to apply unless expressly modified herein. (ONGOING)
2. No building permits shall be issued until the contract has been awarded for Congress Avenue from 6th Avenue South to Lake Worth Road as a 6-lane divided cross section. (BLDG PERMIT: MONITORING - Eng)

Commissioner **Aaronson** moved for approval of the Resolution,

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

WARREN H. NEWELL, CHAIRMAN	---	Aye
CAROL A. ROBERTS, VICE <b>CHAIR</b>	---	Aye
BURT AARONSON	---	Aye
ADDIE L. GREENE	---	Aye
KAREN T. MARCUS	---	Aye
TONY MASILOTTI	---	Absent
MARY MCCARTY	---	Aye

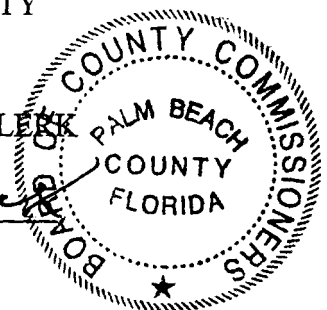
The Chair thereupon declared the resolution was duly passed and adopted this 4 day of April, 2002.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

BY: *[Signature]*  
COUNTY ATTORNEY

DOROTHY H. WILKEN, CLERK  
BY: *[Signature]*  
DEPUTY CLERK



Filed with the Clerk of the Board of County Commissioners on the 14 day of May, 2002.