

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 1984-163A.5  
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-94-358  
WHICH APPROVED THE REZONING OF  
ARCADIA PROPERTIES  
PETITION NO. 84-163(A)

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 1984-163A.5 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on August 22, 2002; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 1984-163A.5 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. Resolution No. 94-358 is not consistent with the Unified Land Development Code.
2. Condition G. 1.b. of Resolution 94-358 permits each sign face to be a maximum of 100 square feet.
3. Table 7.14-1 limits the size of each sign face to 90 square feet.
4. With the new condition of approval, the conditional use will be consistent with the Unified Land Development Code.
5. 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 1984-163A.5, to amend Conditions of Approval of Resolution No. R-94-358, the development order of Arcadia Properties, which rezoned property to the CC-Community Commercial Zoning District with a Conditional Overlay Zone (COZ), Petition No. 84-163(A), on property legally

described in Exhibit A, being located on the west side of Military Trail, approximately 2 miles north of West Atlantic Avenue, south of Steiner Road, is approved, subject to the following conditions:

1. All previously approved conditions of approval continue to apply unless specifically modified herein. (ONGOING)
2. Condition number G. 1.b. of Resolution No. R-94-358 which currently states:

Maximum total sign face area, per side - 100 square feet.

Is hereby amended to state:

Maximum total sign face area, per side - 90 square feet. (DRC/BLDG PERMIT:  
ZONING/BLDG)

Commissioner Aaronson moved for approval of the Resolution.

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

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

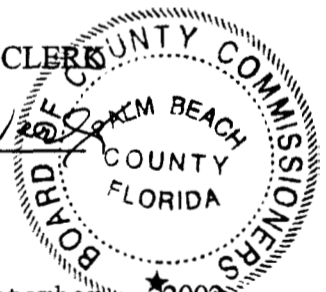
The Chair thereupon declared the resolution ~~was~~ duly passed and adopted this 22 day of August, 2002.

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 5 day of September, 2002.

EXHIBIT A

LEGAL DESCRIPTION

ARCADIA PROPERTIES

LEGAL DESCRIPTION

The West 150.00 feet (150.04 feet along property line) of the East 263.00 feet (203.06 feet along property line) of the South 548.53 feet (548.68 feet along property line) of the Southeast one-quarter (SE 1/4) of the Northeast one-quarter (NE 1/4) of Section 2, Township 46 South, Range 42 East. Less and excepting therefrom the following: the South 14.52 feet thereof as, recorded in O.R. Book 67 at Page 527 of the Public Records of Palm Beach County, Florida; less the East 7.00 feet thereof as recorded in O.R. Book 5206 at Page 0141 of the Public Records of Palm Beach County, Florida and less a triangular parcel, located at the N.E. corner of the above described land, described as follows: Commencing at the Northeast corner of said Section 2; thence S 01°30'17" E on an assumed bearing, along the East line of said Section 2 a distance of 2,073.79 feet; thence S 89°46'24" W a distance of 60.01 feet; thence S 01°30'17" E a distance of 60.00 feet to the Point of Beginning; thence continue S 01°30'17" E a distance of 25.00 feet; thence N 45°49'58" W a distance of 35.76 feet; thence N 89°49'47" E a distance of 25.00 feet to the Point of Beginning.

Said lands situate, lying within Palm Beach County, Florida.

Together With: The West 150.00 feet (150.04 feet along property line) of the East 203.00 feet (203.06 feet along property line) of the North 732.13 feet, (732.31 feet along property line) of the Southeast one-quarter (SE 1/4) of the Northeast one-quarter (NE 1/4) of Section 2, Township 46 South, Range 42 East. Less and excepting therefrom the following: the North 40.00 feet thereof as recorded in O.R. Book 5208 at Page 0141 of the Public Records of Palm Beach County, Florida; less the East 7.00 feet thereof as recorded in O.R. Book 5206 at Page 0141 of the Public Records of Palm Beach County, Florida and less two triangular parcels of land located at N.E. corner and S.E. corner of above described land, described as follows:

Parcel 1: Commencing at the Northeast corner of said Section 2; thence along East line of Section 2, S 01°30'17" E on an assumed bearing a distance of 1381.48 feet; thence S 89°46'24" W, a distance of 60.01 feet to a point on the West right-of-way line of Military Trail being also the Point of Beginning of the herein described parcel; thence S 89°46'24" W a distance of 25.00 feet; thence S 45°51'56" E a distance of 35.76 feet; thence N 01°30'17" W a distance of 25.00 feet to the Point of Beginning.

Parcel 2: Commencing at the Northeast corner of said Section 2; thence S 01°30'17" E on an assumed bearing along the East line of said Section 2 a distance of 2,073.79 feet; thence S 89°46'24" W a distance of 60.01 feet to the Point of Beginning; thence continue S 89°46'24" W a distance of 25.00 feet; thence N 44°08'00" E a distance of 34.96 feet; thence S 01°30'17" E a distance of 25.00 feet to the Point of Beginning.

Said lands situate, lying and being in Palm Beach County, Florida.