

RESOLUTION NO. R-2003-1770.2

RESOLUTION APPROVING RECOMMENDATION OF  
STATUS REPORT NO. SR 1994-036.4  
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-94-1086  
WHICH APPROVED THE OFFICIAL ZONING MAP AMENDMENT OF  
VALERIE ZAMMIT  
PETITION NO. 1994-036

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 1994-036.4 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on October 23, 2003; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 1994-036.4 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 development order does not meet Countywide Traffic Performance standards and therefore is not consistent with the Unified Land Development Code.
2. The amendment of conditions of approval is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.
3. With the amendment of conditions of approval, the development order meets the Countywide Traffic Performance Standards and is therefore consistent 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 1994-036.4, to amend Conditions of Approval of Resolution No. R-94-1086, the Official Zoning Map Amendment of Valerie Zammit, Petition No. 1994-036, which rezoned property to the IL-Light Industrial Zoning District and approved a Conditional Overlay Zone (COZ), property being legally described as West ½ of Lot 2, Block 6 of the Palm Beach Farms Co. Plat No. 3, a subdivision in Palm Beach County, Florida, according to the plat thereof recorded in the office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, Pages 45 to 54;

Together With;

Status Report SR 1994-036.4  
Project Number 5021-000

The West 5 acres of Tract 11, Block 6 of the Palm Beach Farms Co. Plat No. 3, a subdivision in Palm Beach County, Florida, according to the plat thereof recorded in the office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, Pages 45 to 54.

Both tracts being subject to reservations of record, being located on the south side of Belvedere Road, approximately 0.25 miles east of Pike Road, is approved, subject to the following conditions:

1. All previously approved conditions of approval continue to apply unless expressly modified herein.
2. No building permits shall be issued after December 31, 2005 (the expiration date of the Belvedere Road CRALLS) unless a time extension has been approved by the County Engineer's Office based upon an approved traffic study which complies with the mandatory Traffic Performance Standards in place at the time of the request.

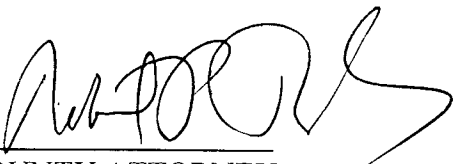
Commissioner Aaronson moved for approval of the Resolution.


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

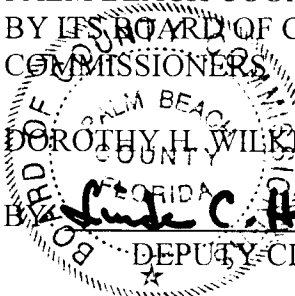
KAREN T. MARCUS, CHAIR	—	Aye
TONY MASILOTTI, VICE CHAIRMAN	—	Aye
JEFF KOONS	—	Aye
WARREN H. NEWELL	—	Absent
MARY MCCARTY	—	Absent
BURT AARONSON	—	Aye
ADDIE L. GREENE	—	Absent

The Chair thereupon declared the resolution was duly passed and adopted this 23 day of October, 2003.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

BY:   
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA  
 BY ITS BOARD OF COUNTY COMMISSIONERS  
 DOROTHY H. WILKEN, CLERK  
 BY:   
 DEPUTY CLERK



Filed with the Clerk of the Board of County Commissioners on the 24 day of NOVEMBER, 2003.