

RESOLUTION NO. R-95-1011

RESOLUTION AMENDING RESOLUTION NO. R-95-720
RESOLUTION APPROVING ZONING PETITION OF
FNB PROPERTIES, INC.
PETITION NO. 94-90

WHEREAS, FNB Properties, Inc., petitioned the Palm Beach County Board of County Commissioners on May 25, 1995, for an Official Zoning Map Amendment from the Community Commercial (CC) to the Residential Transitional Urban (RTU) Zoning District; and

WHEREAS, Resolution No. R-95-720 adopted May 25, 1995 confirming the action of the Board of County Commissioners, inadvertently contained an incorrect legal description; and

WHEREAS, the legal description of Resolution No. R-95-720 should have read as shown on Exhibit A.

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-95-720 is hereby amended.

Commissioner Marcus moved for the approval of the Resolution.

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

Ken Foster, Chair	--	Aye
Burt Aaronson	--	Aye
Maude Ford Lee	--	Absent
Karen T. Marcus	--	Aye
Mary McCarty	--	Aye
Warren Newell	--	Aye
Carol A. Roberts	--	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 27th day of July, 1995.

APPROVED AS TO **FORM**
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY **ITS** BOARD OF COUNTY
COMMISSIONERS

BY: *Benjamin A. Alter*
COUNTY ATTORNEY

DOROTHY H. WILKEN, CLERK
BY: *Jina M. Blair*
DEPUTY CLERK

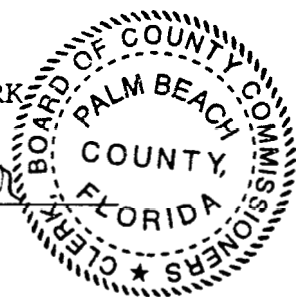


EXHIBIT A
LEGAL DESCRIPTION

The Northeast quarter of the Northwest quarter of Section 13, Township 45 South, Range 42 East, Palm Beach County, Florida, lying between the easterly right-of-way of Military Trail (SR 809) as laid out and in use and the westerly right-of-way line of Old Military Trail (SR 200) as laid out and in use.

LESS TEE FOLLOWING PARCELS:

PARCEL A:

A strip of land (or road right-of-way) 3 feet in width lying outside the existing easterly right-of-way of Military Trail (SR 809) in the Northwest quarter of Section 13, Township 45 South, Range 42 East, Palm Beach County, Florida, said 3 feet strip lying within 53 feet of the centerline of said Military Trail (SR 809) as shown in Road Plat Book 1, Page 109, Public Records of Palm Beach County, Florida, and being more particularly described as follows:

COMMENCING at the intersection of La Chalet Boulevard according to the Plat of La Chalet Shopping Center as recorded in Plat Book 32, Page 23, Public Records of Palm Beach County, Florida, with the centerline of said Military Trail;

THENCE on an assumed bearing of N. 44° 56' 49" E., (all other bearing related thereto) along the centerline of said Military Trail a distance of 186.40 feet to a point;

THENCE S. 45° 03' 11" E., a distance of 50.00 feet to the POINT OF BEGINNING;

THENCE N. 44° 56' 49" E., a distance of 1251.72 feet to the point of tangency of a curve concave to the Northwest, having a radius of 1960.08 feet, and a central angle of 6° 17' 08";

THENCE easterly along the arc of said curve a distance of 215.46 feet to a point which is 40 feet south of, as measured at right angles to, the north line of said Section 13, said point also being on the south right-of-way line of Lake Worth Drainage District Lateral 20;

THENCE S. 89° 57' 09" W., along the south right-of-way of Lake Worth Drainage District Lateral 20, a distance of 3.84 feet to a point on a curve concave to the Northwest, having a radius of 1963.08 feet and a central angle of 6° 22' 05";

THENCE westerly along the arc of said curve a distance of 218.18 feet;

THENCE S. 44° 56' 49" W., a distance of 1254.76 feet;

THENCE N. 44° 27' 53" W., a distance of 4.28 feet to the POINT OF BEGINNING.

PARCEL B:

Extension of a strip of land (or road right-of-way) in the Northwest quarter of Section 13, Township 45 south, Range 42 East, Palm Beach County, Florida, said strip being the easterly extension of La Chalet Boulevard, according to the plat of La Chalet Shopping Center, as recorded in Plat Book 32, Page 23, Public Records of Palm Beach County, Florida, intersecting with Old Military Trail (SR 200) AKA White Feather Trail as described in Deed Book 533, Page 153, Public Records of Palm Beach County, Florida, said strip being 33 feet either side of a centerline which is more particularly described as follows;

COMMENCING at the centerline intersection of said La Chalet Boulevard with the centerline of Military Trail (SR 809) as shown on Road Plat Book 1, Page 109, Public Records of Palm Beach County, Florida;

THENCE on an assumed bearing of S. 45° 03' 11" E., (bearing based on the centerline of Military Trail being N. 44° 56' 49" E.), a distance of 53 feet to the south right-of-way line of said Military Trail;

THENCE S. 55° 55' 51" E., a distance of 62.27 feet to the point of tangency of a curve concave to the North having a radius of 300 feet and a central angle of 35° 35' 10";

THENCE easterly and northerly along the arc of said curve a distance of 186.33 feet to a point on the centerline of said Old Military Trail (SR 200) said point also being the termination point of this centerline.

PARCEL C:

A strip of land 108 feet in width for right-of-way of Miner Road said strip lying south of and adjacent to the south line of the 40 feet right-of-way of Lake Worth Drainage District Canal No. 20 and being more particularly described as follows:

The south 108 feet of the north 148 feet of the Northeast quarter of the Northwest quarter of Section 13, Township 45 South, Range 42 East, Palm Beach County, Florida, lying between, the easterly right-of-way of Military Trail (SR 809) as described in Deed Book 893, Page 244 and Official Record Book 192, Page 206, Public Records of Palm Beach County, Florida, and the west right-of-way of Old Military Trail (SR 200) as described in Deed Book 533, Page 153, Public Records of Palm Beach County, Florida.

PARCEL D:

A parcel of land lying in the Northwest one-quarter (NW ¼) of Section 13, Township 45 South, Range 42 East, Palm Beach County, Florida, being more particularly described as follows:

The Westerly 7 feet of that certain parcel of land conveyed to Joseph A. Palermo and H. Loy Anderson, Jr., as recorded in Official Record Book 4808, Page 1585, Public Records of Palm Beach County, Florida, being more particularly described as follows:

BEGINNING at the intersection of the East right-of-way line of Military Trail (SR 809) with the East line of the Northwest one-quarter (NW ¼) of the Northwest one-quarter (NW ¼) of said Section 13;

THENCE North 44° 56' 49" E., along said right-of-way line a distance of 1254.69 feet to the point of curvature of a curve concave to the West and having a radius of 1963.08 feet;

THENCE Northerly along the arc of said curve, a distance of 218.35 feet through a central angle of 06° 22' 22" to the intersection of said curve with a line 40 feet South of and parallel to the North line of the one-quarter (NW ¼) of said Section 13, said line being the right-of-way line of Lake Worth Drainage District L-20 Canal;

THENCE N. 89° 57' 09" E., along said parallel line, a distance of 8.95 feet to a point on a curve concave to the West and having a radius of 1970.08 feet;

THENCE Southerly along said curve whose tangent bearing is S. 41° 40' 45" W., a distance of 224.72 feet through a central angle of 06° 32' 08" to the point of tangency of said curve;

THENCE S. 44° 56' 49" W., along a line lying 7 feet Easterly of and parallel to the East right-of-way line of said Military Trail, a distance of 1261.59 feet to the intersection of said line with the East line of the Northwest one-quarter (NW ¼) of the Northwest one-quarter (NW ¼) of said Section 13;

THENCE N. 00° 27' 33" W., along said East line a distance of 9.83 feet to the POINT OF BEGINNING.

All of the aforementioned also known as, and being described by the following metes and bounds description;

COMMENCING at the intersection of La Chalet Boulevard according to the Plat of La Chalet Shopping Center as recorded in Plat Book 32, Page 23, Public Records of Palm Beach County, Florida, with the centerline of said Military Trail;

THENCE with a bearing on an assumed bearing of N. 44° 56' 49" E., (all other bearing, related thereto) along the centerline of said Military Trail a distance of 186.40 feet to a point;

THENCE with a bearing S. 45° 03' 11" E., a distance of 50.0 feet to a point;

THENCE S. 00° 27' 52" E., a distance of 14.11 feet to a point on the Southeasterly right-of-way line of Military Trail, said point also being the POINT OF BEGINNING of this description;

THENCE N. 44° 56' 49" E., a distance of 1261.59 feet to the point of circular curvature concave to the Northwest;

THENCE along the arc of said curve, having central angle of 2° 24' 07" and a radius of 1970.08, for an arc distance of 82.59 feet to a point 148 feet south of the north line of Section 13, Township 45 South, Range 42 East;

THENCE N. 89° 57' 09" E., along a line 148.00 feet South of and parallel to the North line of said Section 13, a distance of 294.69 feet to a point on the Westerly right-of-way line of "Old Military Trail" as referred to in Official Record Book 192, Page 206, of the Public Records of Palm Beach County, Florida.

THENCE with a bearing of S. 05° 03' 09" W., along said Westerly right-of-way line of "Old Military Trail" for a distance of 107.86 feet to a point of circular curve concave to the Northwest

THENCE along the arc of said curve, also being the said Westerly right-of-way line of "Old Military Trail" and having a radius of 1112.92, and a central angle of 84° 14' 52" for an arc distance of 1636.44 feet to a point of tangency;

THENCE S. 89° 18' 01" W., along said Northerly right-of-way line of "Old Military Trail", for a distance of 51.16 feet to a point of circular curvature concave to the North;

THENCE along the arc of said curve, also being said the Northerly right-of-way line of "Old Military Trail", having a central angle of 18° 47' 08", and a radius of 267.00 feet, for an arc distance of 87.54 feet to a point;

THENCE with a bearing of N. 00° 27' 52" W., for a distance of 156.97 feet, more or less, to the POINT OF BEGINNING,

All lying and being in Section 13, Township 45 South, Range 42 East and containing 15.39 acres, more or less.