

RESOLUTION NO. R-99- 2264

RESOLUTION APPROVING ZONING PETITION PDD79-182(B)
OFFICIAL ZONING MAP AMENDMENT
TO A PLANNED DEVELOPMENT DISTRICT (PDD)
PETITION OF CHILDREN'S HOME SOCIETY
BY DAVID CARPENTER, AGENT
(CHILDREN'S HOME SOCIETY)

WHEREAS, the Board of County Commissioners, as the governing body of Palm Beach County, Florida, 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 Article 5 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 92-20), have been satisfied; and

WHEREAS, Zoning Petition PDD79-182(B) was presented to the Board of County Commissioners at a public hearing conducted on December 2, 1999; and,

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the petitioner and other interested parties, the recommendations of the various county review agencies, and the recommendation of the Zoning Commission; and

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

1. This official zoning map amendment (rezoning) is consistent with the Palm Beach County Comprehensive Plan;
2. This official zoning map amendment (rezoning) is consistent with the requirements of the Palm Beach County Unified Land Development Code;
3. This official zoning map amendment (rezoning) with approved conditions is compatible with surrounding uses and zones, as defined in the Palm Beach County Unified Land Development Code, is generally consistent with existing uses and zones surrounding the subject land, and is the appropriate zoning district for the land;
4. This official zoning map amendment (rezoning) with approved conditions does not result in significantly adverse impacts on the natural environment, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the environment;
5. This official zoning map amendment (rezoning) with approved conditions will result in a logical and orderly development pattern;
6. This official zoning map amendment (rezoning) complies with Article 11, (Adequate Public Facilities) of the Palm Beach County Unified Land Development Code, Ordinance 92-20; and,
7. This official zoning map amendment (rezoning) with approved conditions is consistent with the requirements of all other applicable local land development regulations.

WHEREAS, Article 5, Section 5.3.D.9 (Action by Board of County Commissioners) of the Palm Beach County Unified 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 Zoning Petition PDD79-182(B), the petition of Children's Home Society by David Carpenter, agent, for an Official Zoning Map Amendment to Planned Development District (PDD) from Residential Medium Density (RM) to Multiple Use Planned Development (MUPD) on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as indicated on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on December 2, 1999, subject to the conditions of approval described in EXHIBIT C of DOA79-182(B).

Commissioner Marcus moved for the approval of the Resolution.

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

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

The Chair thereupon declared that the resolution was duly passed and adopted on December 2, 1999.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK

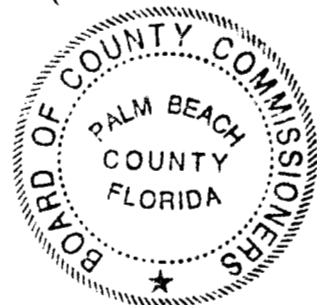


EXHIBIT A

LEGAL DESCRIPTION

THE WEST 1/2 OF LOT 3, BLOCK 4, SECTION 7, TOWNSHIP 44 SOUTH, RANGE 43 EAST, OF PALM BEACH PLANTATIONS, PLAT 1 ACCORDING TO THE PLAT THEREOF, RECORDED ON PLAT BOOK 10, PAGE 20, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

LESS THE NORTH 49.50 FEET (TAKEN BY THE LAKE WORTH DRAINAGE DISTRICT PURSUANT TO PALM BEACH COUNTY CIRCUIT COURT CHANCERY CASE NO. 407, RECORDED IN THE OFFICIAL RECORD BOOK 6495, PAGE 761, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA)

LOT 9, 10, AND 11 OF LAKEWOOD, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 23 PAGE 227, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

LESS THAT PORTION OF LOTS 10 AND 11 TAKEN BY PALM BEACH COUNTY FOR ROAD RIGHT-OF-WAY PROPOSED (PARCEL 136.1) AS DESCRIBED IN ORDER OF TAKING RECORDED SEPT. 26, 1979. IN OFFICIAL RECORD BOOK 3143, PAGE 999, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

AND LESS THAT PORTION OF LOTS 9 AND 11 CONVEYED TO PALM BEACH COUNTY FOR ROAD RIGHT-OF-WAY DEED RECORDED JUNE 9, 1980, IN OFFICIAL RECORD BOOK 3305, PAGE 132, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

AND LESS THAT PORTION OF LOT 9 AND 11 CONVEYED TO PALM BEACH COUNTY FOR RIGHT-OF-WAY PER RIGHT-OF-WAY DEED RECORDED DECEMBER 23, 1991, IN OFFICIAL RECORD BOOK 7063, PAGE 1674, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. AND

SUBJECT TO RESERVATIONS, EASEMENTS, AND RIGHT-OF-WAY OF RECORD CONTAINING 9.87 ACRES MORE OR LESS

EXHIBIT B

VICINITY SKETCH

