

RESOLUTION NO. R-2011- 1458

RESOLUTION DENYING ZONING APPLICATION DOA-2011-01165
(CONTROL NO. 1984-00152)
APPLICATION OF Siemens Group, Inc
BY Urban Design Kilday Studios, AGENT
(Boca Del Mar PUD)

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, the notice and hearing requirements, as provided for in Article 2 of the Palm Beach County Unified Land Development Code, have been satisfied; and

WHEREAS, Zoning Application DOA-2011-01165 was presented to the Board of County Commissioners at a public hearing conducted on September 26, 2011; 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 hereby incorporates by reference the Findings of Fact in the staff report addressing the standards contained in Article 2.B.

WHEREAS, Article 2 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 Application Boca Del Mar PUD, the Application of Siemens Group, Inc, by Urban Design Kilday Studios, agent, for a a Development Order Amendment to re-designate land uses and to modify the Master Plan to add units, access points and reconfigure the recreation area in the AR, RS Zoning District, on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as shown on a vicinity sketch as indicated in EXHIBIT B, attached hereto and made a part hereof, was denied on September 26, 2011, with prejudice.

Commissioner Santamaria moved for approval of the Resolution.

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

Commissioner Karen T. Marcus, Chair	- Aye
Commissioner Shelley Vana, Vice Chair	- Nay
Commissioner Paulette Burdick	- Aye
Commissioner Steven L. Abrams	- Aye
Commissioner Burt Aaronson	- Nay
Commissioner Jess R. Santamaria	- Aye
Commissioner Priscilla A. Taylor	- Nay

The Chairman thereupon declared the resolution was duly passed and adopted on September 26, 2011.

Filed with the Clerk of the Board of County Commissioners on 28th day of September, 2011.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS


SHARON R. BOCK,
CLERK & COMPTROLLER

BY:



COUNTY ATTORNEY

BY:



DEPUTY CLERK



The seal is circular with a double-line border. The outer ring contains the text "PALM BEACH COUNTY COMMISSIONERS" in a circular arrangement. The center of the seal features a five-pointed star.

EXHIBIT A
LEGAL DESCRIPTION

LAND DESCRIPTION:

PARCEL 1:

Tracts 64-A, 64-B, 64-C and 64-D, BOCA DEL MAR NO. 7, P.U.D., according to the map or plat thereof as recorded in Plat Book 30, Pages 210 through 217 of the Public Records of Palm Beach County, Florida.

LESS AND EXCEPTING:

From Tracts 64-C and 64-D, those portions of said Tracts lying within the Lake Worth Drainage District Right-of-Way for Lateral Canal No. 50 as conveyed to Lake Worth Drainage District by Warranty Deeds recorded in Official Records Book 10900, Page 221 and Official Records Book 24120, Page 1653 of the Public Records of Palm Beach County, Florida.

PARCEL 2:

Tract 69-A, CAMINO DEL MAR COUNTRY CLUB, according to the map or plat thereof as recorded in Plat Book 78, Pages 119 and 120 of the Public Records of Palm Beach County, Florida.

Said lands situate in the Palm Beach County, Florida and containing 5,344,723 square feet (122.697 acres) more or less.

EXHIBIT B
VICINITY SKETCH

LOCATION MAP

