

RESOLUTION NO. R-2013-0649

RESOLUTION APPROVING ZONING APPLICATION ZV/DOA/CA-2012-03115  
(CONTROL NO. 2002-00034)  
a Class A Conditional Use  
APPLICATION OF 6201 Plaza II Llc  
BY Dunay, Miskel, Backman and Blattner, LLP, AGENT  
(Lantana Square Plaza Two )

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 applications relating to zoning; and

WHEREAS, the notice and public hearing requirements, as provided for in Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067 as amended), have been satisfied; and

WHEREAS, Zoning Application ZV/DOA/CA-2012-03115 was presented to the Board of County Commissioners at a public hearing conducted on May 23, 2013; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant 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 pursuant to Article 2 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 2003-067 as amended) is authorized and empowered to consider, approve, approve with conditions or deny the request; and

WHEREAS, this approval is subject to Article 2.E (Monitoring), of the Palm Beach County Unified Land Development Code and other provisions requiring that development commence in a timely manner; 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.2.B for a Class A Conditional Use.

WHEREAS, Article 2.A.1.K.3.b (Action by BCC) 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 ZV/DOA/CA-2012-03115, the petition of 6201 Plaza II Llc, by Dunay, Miskel, Backman and Blattner, LLP, agent, for a Class A Conditional Use to allow a Type I Restaurant in the CG/COZ 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 approved on May 23, 2013.

Commissioner Taylor moved for the approval of the Resolution.

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

Commissioner Steven L. Abrams, Mayor	-	Aye
Commissioner Priscilla A. Taylor, Vice Mayor	-	Aye

Commissioner Hal R. Valeche - Aye  
Commissioner Paulette Burdick - Aye  
Commissioner Shelley Vana - Aye  
Commissioner Mary Lou Berger - Aye  
Commissioner Jess R. Santamaria - Aye

The Chairperson thereupon declared that the resolution was duly passed and adopted on May 23, 2013.

Filed with the Clerk of the Board of County Commissioners on May 30th, 2013.


This resolution is effective when filed with the Clerk of the Board of County Commissioners.

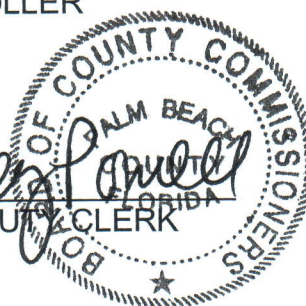
APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

SHARON R. BOCK,  
CLERK & COMPTROLLER

BY:   
COUNTY ATTORNEY

BY:   
DEPUTY CLERK





## EXHIBIT A

### LEGAL DESCRIPTION

Parcel 1, as established by that certain affidavit of waiver recorded in Official Records Book 25096, Page 1424, of the Public Records of Palm Beach County, Florida, being a portion of the northwest one-quarter (NW ¼) of Section 3, Township 45 South, Range 42 East, more particularly described as follows:

Commencing at the northeast corner of said northwest one-quarter (NW ¼); thence S89°15'59"W, along the north line of said northwest one-quarter (NW ¼), a distance of 91.32 feet to the Point of Beginning, said point lying on the west right-of-way line of Jog Road as described in Official Records Book 6314, Page 958 of the Public Records of Palm Beach County, Florida, same being the arc of a non-tangent curve concave to the west, having a radius of 1577.02 feet (a radial line to said point bears N74°33'23"E); thence southerly along the arc of said curve and said west right-of-way line, through a central angle of 13°28'15", an arc distance of 370.77 feet to a point of non-tangency, thence S89°12'47"W, 104.78 feet to a point of curvature of a curve concave to the northeast, having a radius of 231.70 feet; thence westerly, northwesterly, and northerly along the arc of said curve, through a central angle of 90°03'12", an arc distance of 364.17 feet; thence N00°44'01"W, 134.74 feet to the north line of aforesaid northwest one-quarter (NW ¼); thence N89°15'59"E, along said north line 285.38 feet to the Point of Beginning.

Said lands lying in Palm Beach County, containing 105,129 square feet (2.4317 acres), more or less.



EXHIBIT B  
VICINITY SKETCH

