

RESOLUTION NO. R-78- 1261

RESOLUTION APPROVING ZONING PETITION

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 Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 78-184 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 September 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 25th day of September, 1978, that petition No. 78-184 the petition of ROBERT BELL, by Jan A. Wolfe, Agent, for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO RE-RESIDENTIAL ESTATE DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED UNIT DEVELOPMENT, INCLUDING EXCAVATION AND REMOVAL OF SHELLROCK on Tracts 49 and 64, less that part deeded to the State of Florida in Deed Book 1125, page 650, also less the South 30 feet of Tract 64; and Tract 50, less the West 30 feet thereof, and Tract 53, less the West 30 feet and the South 30 feet thereof, all in Block 11, Palm Beach Farms Company, Plat No. 3, in Sections 5 and 8, Township 44 South, Range 42 East, as recorded in Plat Book 2, page 46. Said property located on the north side of Dillman Road and on the west side of Florida's Turnpike, was approved as advertised subject to the following conditions:

1. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County fifty (50) feet for the right-of-way for Seventh Place South.
2. Petitioner shall convey the additional right-of-way for the cul-de-sacs on Seventh Place South and on Dillman Road.
3. Petitioner shall pave both Dillman Road and Seventh Place South to County standards.

4. Petitioner shall provide the thirty (30) feet west of and adjacent to the West Right-of-way line of the lands acquired by the Florida Turnpike for the required right-of-way for Equalizing Canal No. 2W, a major outfall. Said provision shall be by Quit Claim Deed or an Easement Agreement, whichever the petitioner prefers.
  
5. Petitioner shall enter into a formal written contract with the Palm Beach County School Board to contribute four-tenths (4/10) of one percent (1%) of the selling price of each residential unit on a one-time initial sales basis. However, if an ordinance dealing with this subject matter is adopted, this condition will be superseded by that ordinance; except that, regardless of the form or status of any ordinance, this development shall be required to provide as a minimum the above 4/10ths of 1% of the initial sales price toward alleviating some of its school impacts.

Commissioner Medlen, moved for approval of the petition.

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

Peggy Evatt, Chairman	-	Yes
Bill Bailey, Vice Chairman	-	Yes
Lake Lytal	-	No
William Medlen	-	Yes
Dennis Koehler	-	Yes

The foregoing resolution was declared duly passed and adopted this 10th day of October, 1978, confirming action of 25 September 1978.

PALM BEACH COUNTY, FLORIDA  
 BY ITS BOARD OF COUNTY  
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: [Signature]  
 Deputy Clerk

APPROVE AS TO FORM  
 AND LEGAL SUFFICIENCY

[Signature]  
 County Attorney

