

RESOLUTION NO. R-78- 1277

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. 78-218 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. 78-218 the petition of J. MICHAEL STETSON for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO RE-RESIDENTIAL ESTATE DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED UNIT DEVELOPMENT on Tracts 2, 3, 4, 10, 11, 12, 13 and 16 (less a portion of Tract 2 more fully described as follows: Beginning at the Northeast corner of said Tract 2; thence Southerly along the East boundary of said Tract 2, 354.70 feet; thence Westerly at an angle of 87°41'30" to said East boundary, measured at the Southwest quadrant, a distance of 276.71 feet; thence Northerly at an angle of 92°01'34", measured at the Northwest quadrant, a distance of 350.87 feet, to the North boundary of said Tract 2; thence Easterly along said North boundary a distance of 278.62 feet to the Point of Beginning) of the Amended Plat of Section 12, Township 45 South, Range 42 East, as recorded in Plat Book 9, page 74. Said property located on the west side of Lawrence Road and being bounded on the south by the L.W.D.D. Lateral Canal No. 20, was approved as advertised subject to the following conditions:

1. Petitioner shall convey to Palm Beach County forty (40) feet from the centerline of Lawrence Road for the ultimate right-of-way.
2. Petitioner shall construct a left turn lane, south approach, on Lawrence Road at the project's entrance.
3. Petitioner shall widen the project's entrance road to accommodate three lanes; one lane in, two lanes out, in addition to a fifteen (15) foot wide drainage swale on each side.
4. Petitioner shall contribute twenty-four thousand three hundred dollars (\$24,300.00) (\$300.00 per dwelling unit) toward the cost of meeting this project's direct and identifiable traffic impact, to be paid on a per unit basis at the time of issuance of a building permit(s). 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 twenty-four thousand three hundred dollars (\$24,300.00) toward alleviating some of its traffic impacts.
5. Petitioner shall provide the North 45.00 feet of Tracts 2,3, and 4, Amended Plat of Section 12, Township 45 South, Range 42 East, for Lateral Canal No. 19, and the South 35.00 feet of Tracts 10,11,12,13, and 16, in the aforementioned plat, for Lateral Canal No. 20. Said provision shall be by Quit Claim Deed or Easement Agreement, whichever the petitioner prefers.
6. 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 Koehler, moved for approval of the petition.

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

Peggy Evatt, Chairman	-	Yes
Bill Bailey, Vice Chairman	-	Absent
Lake Lytal	-	Yes
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: *Ruth Ann V. ...*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney

