

RESOLUTION NO. R-79- 920

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. 79-129 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 June 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 28th day of July, 1979, that petition No. 79-129 the petition of AMERICAN SAVINGS AND LOAN ASSOCIATION OF FLORIDA, FLORIDA BANK SHARES, INC., and KINGS POINT HOUSING CORPORATION, by Doug Trettien, Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT, INCLUDING LARGE SCALE COMMUNITY SHOPPING CENTER IN EXCESS OF 50,000 SQUARE FEET, A FINANCIAL INSTITUTION WITH A DRIVE-UP TELLER WINDOW, A RECREATIONAL FACILITY AND A FINANCIAL INSTITUTION IN EXCESS OF 10,000 SQUARE FEET on being a parcel of land in the Northwest 1/4 of Section 22, Township 46 South, Range 42 East, and more particularly described as follows: Lot 1, Plat No. 1, Kings Point Plaza, as recorded in Plat Book 32, page 80; AND Lot 1, Plat No. 2, Kings Point Plaza, as recorded in Plat Book 31, page 174, AND; the West 672.47 feet of the East 890.36 feet of the North 700.29 feet (as measured along the East line of the Tract) of Tract No. 1, Kings Point Plat No. 1; LESS the South 12.01 feet of the North 700.29 feet (as measured along the East line of the Tract) of the East 571.23 feet of Tract No. 1, Kings Point Plat

No. 1, as recorded in Plat Hook 29, page 138. Said property also being described as a parcel of land in Tract No. 1 of that certain plat, KINGS POINT PLAT NO. ONE, as recorded in Plat Book 29, page 138, lying in the Northwest 1/4 of Section 22, Township 46 South, Range 42 East, and more particularly described as follows: BEGINNING at the Northeast corner of said Tract No. 1; thence run due South, along the East line of said Tract No. 1, a distance of 688.28 feet to a point; thence run North 88°21'55" West, parallel to the North line of said Tract No. 1, a distance of 571.23 feet to a point; thence run due South, parallel to the East line of said Tract No. 1, a distance of 12.01 feet to a point; thence run North 88°21'55" West, parallel to the North line of said Tract No. 1, a distance of 319.13 feet to a point; thence run due North, parallel to the East line of said Tract No. 1, a distance of 702.29 feet to a point, said point being on the North line of said Tract No. 1; thence for the next 3 courses, run along the North line of said Tract No. 1; South 88°21'55" East, a distance of 279.07 feet; due South, a distance of 2.00 feet; thence South 88°21'55" East, a distance of 611.29 feet to the Point of Beginning. Said property located at the southwest corner of the intersection of Delray West Road (S.R. 806) and Carter Road, was approved as advertised subject to the following conditions:

1. Developer shall construct at the intersection of Delray West Road and Jog Road (Carter Road):
 - a. Left and right turn lane, south approach;
 - b. Right turn lane, west approach;
 - c. Possible upgrading of the existing left turn on the east approach; and,
 - d. Signalization if and when warranted.
2. Developer shall construct at the intersection of Jog Road (Carter Road) and the development's entrance:
 - a. Right turn lane, west approach;
 - b. Left turn lane, south approach; and,
 - c. Signalization if and when warranted.
3. Developer shall construct a right turn lane, west approach at the intersection of Jog Road (Carter Road) and the development's entrance.
4. Developer shall install a six (6) foot height wood fence along the south property line. This fence must be maintained in a sound and attractive condition.
5. Developer shall provide a twenty-five (25) foot planted buffer along the south property line containing a hedge being a minimum of four (4) feet in height.

6. Developer shall provide trees, within the twenty-five (25) foot buffer area along the south property line, at a minimum of eight (8) feet in height and forty (40) feet on center.
7. Drainage discharge shall meet the Lake Worth Drainage District criteria.
8. Developer shall contribute Fifty Thousand Four Hundred Sixty-Two Dollars (\$50,462.00) towards the cost of meeting this project's direct and identifiable traffic impact, to be paid at the time of issuance of a building permit(s). This condition shall fulfill the developer's requirement according to the "Fair Share Contribution for Road Improvements" approved by the Board of County Commissioners on June 19, 1979.

Commissioner Gregory, moved for approval of the petition.

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

Bill Bailey, Chairman	-	Absent
Dennis Koehler, Vice Chairman	-	Yes
Peggy Evatt, Member	-	Yes
Frank Foster, Member	-	Yes
Norman Gregory, Member	-	Yes

The foregoing resolution was declared duly passed and adopted this 24th day of July, 1979, confirming action of 28 June 1979.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN E. DUNKLE, Clerk

By: [Signature]
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney, ,

