

RESOLUTION NO. R-79-1239

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. 79-166 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 August 1979.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 23^d day of August, 1979, that petition No. 79-166 the petition of F. RONALD MASTRIANA, ESQUIRE, for THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED RESIDENTIAL DEVELOPMENT of Lots 105, 106, 107, 108, Block 78, of Palm Beach Farms Plat No. 3 in Section 19, Township 47 South, Range 42 East, as recorded in Plat Book 2, page 53. Said property located on the north side of Pondwood Road, approximately .5 mile east of State Road No. 7, was approved as amended per the petitioner's request subject to the following conditions:

1. An additional one hundred forty (140) feet will be needed for the ultimate right-of-way for Palmetto Park Road.
2. If access through the Arborwood Estates Subdivision is not granted by the Arborwood Estates developers, then the construction of Palmetto Park Road from Lyons Road to this project's west property limits will be needed.

3. Petitioner shall enter into a formal contract with the School Board of Palm Beach County to contribute four-tenths (4/10) of one percent (1%) of the selling price of each residential dwelling unit in this planned unit development 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 However, if an ordinance dealing with this subject matter is adopted, this condition will be superseded by that ordinance; except that regardless of the form or status of any ordinance, this development shall be required to provide as a minimum the above 4/10ths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 the development's school impact.

Commissioner Gregory, 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:

Bill Bailey, Chairman	- Yes
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 18th day of September, 1979, confirming action of 23 August 1979.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: 
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney