

RESOLUTION NO, R-80-1421

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. 80-186 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 September 1980; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The proposal would be in harmony and compatible with the present and future development of the area concerned
2. The proposal would not be disruptive to the character of the neighborhoods or adverse to playgrounds, parks, schools and recreation areas

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 25th day of September, 1980, that Petition No. 80-186 the petition of JAMES TRINDADE and JACK P. CLERIC1 by John W. Ewseychik, Jr., Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED UNIT DEVELOPMENT on Lot 135, less the East 2.32 feet; all of Lots 136 through 157; the East 5.42 feet of Lot 158, Lake Osborne Subdivision in Section 36, Township 44 South, Range 42 East, as recorded in Plat Book 9, page 43; less however the South 80 feet for drainage right-of-way. Said property located on the south side of Lantana Road (S.R. 912), approximately 710 feet east of Military Trail (S.R. 809), was approved as advertised subject to the following conditions:

1. Within ninety (90) days of Special Exception approval, petitioner shall convey to Palm Beach County fifty (50) feet from the centerline for the ultimate right-of-way of Lantana Road.
2. Petitioner shall construct at the intersection of Lantana Road and the project's entrance a left turn lane.
3. Petitioner shall contribute Fifteen Thousand Three Hundred Dollars (\$15,300.00) or Three Hundred Dollars (\$300.00)/dwelling unit toward the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the building permit(s).
4. Petitioner shall enter into a formal agreement 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 Evatt, moved for approval of the petition.
The motion was seconded by Commissioner Gregory, and upon being
put to a vote, the vote was as follows:

Dennis Koehler, Chairman		Absent
Frank Foster, Vice Chairman	-	Aye
Bill Bailey, Member		Absent,
Norman R. Gregory, Member	-	Aye
Peggy B. Evatt, Member		Aye

The foregoing resolution was declared duly passed and adopted
this 14th day of October, 1980, confirming action of
25 September 1980.

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

