

RESOLUTION NO. R- 85-310

RESOLUTION APPROVING ZONING PETITION 81-33(B), Rezoning

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. 81-33(B) was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 29th of November 1984; 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 is consistent with the requirements of the Comprehensive Plan and Zoning Code,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 29th of November 1984, that Petition No, 81-33(B) the petition of DEAN VEGOSEN, AS TRUSTEE By Russell C. Scott, Agent, for the REZONING, FROM RS-RESIDENTIAL SINGLE FAMILY DISTRICT TO RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY) on a parcel of land in the Northeast 1/4 of Section 15, Township 44 South, Range 42 East, being more particularly described as follows:

For a point of reference, commence at the Northeast corner of Section 15, Township 44 South, Range 42 East, thence South 0 degree 45'50" West along the East boundary line of said Section 15 (Also being the centerline of Sherwood Forest Boulevard) 40.01 feet, thence South 89 degrees 41'45" West 40.01 feet to the Westerly right-of-way line of Sherwood Forest Boulevard and the point of Beginning, (Said point

Ordinance 73-4, as amended .

5. The developer shall construct, concurrent with the construction of the project's entrance road onto:

(A) Sherwood Forest Boulevard, a left Turn Lane, south approach.

(B) Purdy Lane, a left Turn Lane, west approach.

6. The developer shall align the project's entrance road onto Purdy Lane with Avenda Madrid .

7. The Developer shall pay a Fair Share Fee in the amount and manner required by the "Fair Share Contribution for Road Improvements Ordinance" as it presently exists or as it may from time to time be amended. Presently, the Fair Share Fee for this project is \$200.00 per approved Multi-Family dwelling unit.

If the Fair Share Contribution for Road Improvements Ordinance is amended to increase the Fair Share Fee, this additional amount shall be credited toward the increased Fair Share Fee .

8. Based on the amount of traffic generated by this development, the Developer has agreed to contribute an additional \$400.00 per approved multi-family dwelling unit toward Palm Beach County's existing Roadway Improvement Program, these combined total funds to be paid within 6 months of Special Exception Approval. Credit shall be given to the impact fee for improvements constructed pursuant to Condition No. 9, per the County Engineer's approval.

9. The developer shall construct at the intersection of Purdy Lane & Sherwood Forest Boulevard a left turn lane North, South, East and West concurrent with the improvements for the first plat.

10. The developer shall construct a 6' wooden fence along the western property lines; and along the non-frontage southern property line, that is, not along Purdy Lane.

Commissioner Owens , moved for approval of the petition. The motion was seconded by Commissioner Marcus , and upon being put to a vote, the vote was as follows:

Ken Spillias, Chairman	--	ABSENT
Dorothy Wilkens, Vice Chairman	--	AYE
Karen T. Marcus, Member	--	AYE
Jerry L. Owens, Member	--	AYE
Kenneth M. Adams, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this day of FEB 19 1985 confirming action of the 29th of November 1984.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Patricia S. Weaver
Deputy Clerk



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Sandy Sprague
County Attorney