

RESOLUTION NO. R-89- 583

RESOLUTION APPROVING ZONING PETITION NO. 73-5(A)
SPECIAL EXCEPTION PETITION OF THE BANYAN GOLF CLUB
OF PALM BEACH, INC.

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. 73-5(A), was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on January 28, 1988: 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, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner: and

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

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 73-5(A), the petition of THE BANYAN GOLF CLUB OF PALM BEACH, INC., by F. Martin Perry, Agent, for a SPECIAL EXCEPTION TO AMEND THE SITE PLAN FOR A PRIVATE GOLF COURSE, TENNIS COURTS AND ACCESSORY USES, PREVIOUSLY APPROVED UNDER ZONING PETITION 73-5 APPROVED ON APRIL 26, 1973 (RESOLUTION R-73-237 ADOPTED MAY 8, 1973), TO INCREASE THE SQUARE FOOTAGE FOR THE CLUBHOUSE on a parcel of land lying in Tracts 1, 2, 3, 10, 11, 12, 13, 14, 22, 23, and 24, Block 17 Palm Beach Farms Company Plat No. 3, Sections 7 and 8, Township 44 South, Range 42 East, as recorded in Plat Book 2, Page 47, located approximately 1.5 miles east of S.R. 7 and bounded partially on the north by Summit Boulevard (Dillman Road) and partially on the east by Ranch Road, in a AR-

Agricultural Residential Zoning District, was approved as advertised, subject to the following conditions:

1. Developer shall comply with all previous conditions of approval unless expressly modified herein.
2. Prior to certification, the site plan shall be amended to indicate the following:
 - a. Required number of trees.
 - b. Required loading berths.
 - c. Number of parking stalls required and proposed.
 - d. Ultimate right-of-way dimensions.
 - e. Site boundary dimensions.
 - f. Building height.
 - g. Lot coverage.
 - h. Typical minimum dimension of parking stalls and access aisles.
3. Lighting shall be of low intensity and directed away from nearby residences.
4. The developer shall retain the stormwater runoff in accordance with all applicable agency requirements in effect at the time of the permit application. However, at a minimum, this development shall retain onsite three (3) inches of the stormwater runoff generated by a three (3) year-one (1) hour storm as required by the Permit Section, Land Development Division. The drainage system shall be maintained in an acceptable condition as approved by the County Engineer. In the event that the drainage system is not adequately maintained as determined by the County Engineer, this matter will be referred to the Code Enforcement Board for enforcement.
5. Property owners shall reserve for the ultimate right-of-way of Lyons Road, such additional right-of-way for a total of sixty feet (60') from centerline (approximately an additional six feet (6')).

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

Carol A. Roberts	--	Aye
Carol J. Elmquist	--	Aye
Karen T. Marcus	--	Absent
Dorothy Wilken	--	Aye
Kenneth M. Adams	--	Aye

The foregoing resolution was declared duly passed and adopted this 4th day of April, 1989 confirming action of January 28, 1988.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:

Barbara Altemm
COUNTY ATTORNEY

BY:

Jina M. Blair
DEPUTY CLERK

