

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 87-53.3
TO AMEND CONDITIONS OF APPROVAL OF
RESOLUTION NO. R-88-1197
WHICH APPROVED THE SPECIAL EXCEPTION OF
LAWRENCE CALVERT III
PETITION NO. 87-53

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, systematic monitoring and review of approved zoning actions help implement the goals and objectives of the Comprehensive Plan.

WHEREAS, the notice and hearing requirements as provided for in Section 402.9 of the Palm Beach County Zoning Code have been satisfied; and

WHEREAS, pursuant to Section 402.9, Status Report SR 87-53.3 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at a public hearing conducted on March 26, 1992; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, has reviewed Status Report SR 87-53.3 and considered testimony presented by the applicant and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, Section 402.9 of the Palm Beach County Zoning Code authorizes the Board of County Commissioners, sitting as the Zoning Authority, to add or modify conditions of approval; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations; and
2. Voluntary commitment number 2 of Resolution R-88-1197 is not needed.

WHEREAS, Section 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the recommendation of Status Report No. SR 87-53.3, amending voluntary commitments of Resolution No. R-88-1197, a rezoning by Lawrence Calvert 111, Petition No. 87-53, to RT-Residential Transitional District, of a parcel of land lying in Section 36, Township 43 South, Range 41 East, more particularly described as follows: Beginning at a point in the South right-of-way line of the West Palm Beach Canal at a distance of 385 feet Easterly from the West line of the Southeast 1/4 of the Southwest 1/4 of Section 36, thence Easterly along said right-of-way line a distance of 330 feet; thence Southerly parallel to the West line of the Southeast 1/4 of the Southwest 1/4 of said Section 36 a distance of 330 feet; thence Westerly, parallel to said Southerly right-of-way line a distance 330 feet; thence Northerly, parallel to the West line of the Southeast 1/4 of the Southwest 1/4 of said Section 36, a distance of 330 feet to the Point of Beginning, being located on the north side of Acme Road, approximately 0.4 of a mile west of

U.S. 441 (SR 7) and bounded on the north by the West Palm Beach Canal, is approved, as amended, subject to the following conditions:

1. The petitioner shall comply with all previous voluntary commitments unless expressly modified herein.
2. Voluntary commitment number 2 of Resolution R-88-1197 which currently states:

The property owner shall convey for the ultimate right-of-way of Acme Road, thirty (30) feet from centerline (approximately an additional fifteen (15) feet) within ninety (90) days of the approval of the resolution approving this project.

is hereby deleted.

Commissioner Elmquist moved for approval of the Resolution.

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

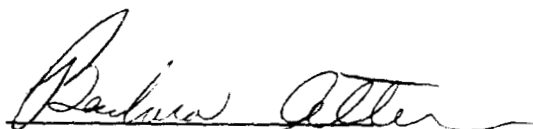
KAREN T. MARCUS, CHAIR	--	AYE
CAROL J. ELMQUIST	--	AYE
CAROL ROBERTS	--	AYE
CAROLE PHILLIPS	--	ABSENT
MARY MCCARTY	--	AYE
KEN FOSTER	--	AYE
MAUDE FORD LEE	--	AYE

The Chair thereupon declared the resolution was duly passed and adopted this 5th day of May, 1992.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

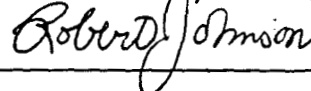
PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY:



MILTON T. BAUER, CLERK

BY:



Deputy Clerk

R92 636