

33-43-42
89-100

RESOLUTION NO. R-92-1553

RESOLUTION AMENDING RESOLUTION NO. R-90-544
RESOLUTION APPROVING ZONING PETITION OF
THE BOARD OF COUNTY COMMISSIONERS
PETITION NO. 89-100

WHEREAS, THE BOARD OF COUNTY COMMISSIONERS petitioned the Palm Beach County Planning Commission and the Board of County Commissioners, sitting as the final zoning authority, on August 3, 1989 and August 31, 1989, respectively, for a REZONING FROM THE AR-AGRICULTURAL RESIDENTIAL ZONING DISTRICT, IN PART, AND THE RM-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT (MEDIUM DENSITY), IN PART, TO THE PO-PUBLIC OWNERSHIP ZONING DISTRICT; and

WHEREAS, Resolution No. R-90-544 adopted March 27, 1990, confirming the action of the Board of County Commissioners sitting as the final zoning authority on August 31, 1989, inadvertently contained an error in the legal description; and

WHEREAS, the legal description of Resolution No. R-90-544 reads as follows:

"on a parcel of land lying:

Parcel 1

The West 5 acres of Tract 1, Block 6, Plat No. 3 of Palm Beach Farms Company, according to the Plat thereof on file in the office of the clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, Pages 45 to 54. Subject to easements and Rights-of-way of Record.

Parcel 2

A parcel of land, measuring 200.00 feet by 200.00 feet, located in the Northeast corner of the following described property: The West 5 acres of Tract 12, Block 6 (Less the Florida State Turnpike Authority Right-of-way as in deed Book 1116, Page 292, containing 1.27 acres, more or less), According to Palm Beach Farms Company, Plat No. 3, Recorded in the Office of the Clerk of the Circuit Court, in and for Palm Beach County, Florida, in Plat Book 2, Page 45, Et. Seq.

Subject to easements and Rights-of-way of Record. Together with:

Parcel 3

The West 1/2 of the East 2/3 of Tract 1 (Less the Florida State Turnpike Authority Right-of-way as in deed Book 1117, Page 237) in Block 6, Plat No.3 of Palm Beach Farms, according to the Plat thereof on file in the office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, pages 45 to 54 inclusive. Subject to easements and Rights-of-way of Record. Together with:

parcel 4

The West 5 acres of Tract 12, Block 6, (Less the Florida State Turnpike Authority Right-of-way as in deed Book 1116, Page 292, containing 1.27 acres more or less; and less that parcel as described in a certain warranty deed recorded in Official Record Book 1940, Page 1418), according to palm Beach Farms Company, Plat No.3 recorded in the office of the Clerk of the Circuit Court in and for Palm Beach County, Florida in Plat Book 2, Pages 45, Et. Seq. and the West 1/2 of the East 2/3 of Tract 12, Block 6, (Less the Florida State Turnpike Authority Right-of-way as in deed Book 1117, page 237) according to Palm Beach Farms Co., Plat NO. 3, recorded in the office of the clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, Pages 45 to 54. Subject to easements and Rights-of-way of Record.

Also Known As:

A parcel of land lying in Block 6, Plat No. 3 of Palm Beach Farms Section 27, Township 43 South, Range 42 East, according to the Plat thereof on file in the office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, Pages 45 to 54, inclusive. More particularly described as follows: Commence at the centerline of Pike Road (As now laid out and in use) with the centerline of a 30.00 foot platted Right-of-way adjacent to the Southwest corner of Tract 16, Block 3, during this survey a brass disk set by Palm

Beach County survey division was in existence; thence North 88 Degrees 59' 58" East along the South line of Block 3 a distance of 1665.36 feet, more or less, intersecting the prolongation of the West Boundary line of Tract 1, Block 6, thence South 01 Degrees 00' 54" East a distance of 50.00 feet to the Northwest corner of said Tract 1, Block 6, thence continue south 01 Degrees 00' 54" East along the West line of said Tract 1, Block 6; a distance of 50.00 feet; more or less, to the required Right-of-way of Lake Worth drainage district lateral number L-3 said point being the point of beginning of the herein described parcel; thence continue South 01 Degree 00' 54" East along the West Boundary line of Tracts 1 and 12 a distance of 1268.55 feet, more or less, to the Southeast corner of Tract 12 being on the North line of a 30.00 foot platted Right-of-way; thence North 88 Degrees 59' 58" East along the South line of said Tract 12 a distance of 26.81 feet, more or less, intersecting the Northwesterly Right-of-Way of "Florida Turnpike" as now laid out and in use. Said Right-of-way line being on a curve concave Southeasterly having a radius of 11,684.16 feet, a central angle of 02" 36' 07", thence Northeasterly along the arc of said curve a distance of 530.60 feet to the point of tangency of said curve, thence North 40" 04' 36" East a distance of 446.37 feet, more or less, intersecting the East line of the West 1/2 of the East 2/3 of Tract 1, Block 6; thence North 01 Degrees 00' 54" West along said East line a distance of 524.50 feet, more or less, intersecting the Southerly required Right-of-way of Lake Worth drainage district L-3; thence North 88 Degrees 59' 58" West a distance of 660.14 feet, more or less, to the Point of Beginning. Contains 13.69 acres, more or less, subject to Rights-of-way and easements of record,"; and

WHEREAS, the legal description of said zoning resolution should have read:

on a parcel of land lying:

Parcel 1

The West 5 acres of Tract 1, Block 6, Plat No.3 of Palm Beach Farms Company, according to the Plat thereof on file in the office of the clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, Pages 45 to 54. Subject to easements and Rights-of-way of Record.

parcel 2

A parcel of land, measuring 200.00 feet by 200.00 feet, located in the Northeast corner of the following described property: The West 5 acres of Tract 12, Block 6 (Less the Florida State Turnpike Authority Right-of-way as in deed Book 1116, Page 292, containing 1.27 acres, more or less), According to Palm Beach Farms Company, Plat No.3, Recorded in the Office of the Clerk of the Circuit Court, in and for Palm Beach County, Florida, in Plat Book 2, Page 45, Et. Seq. Subject to easements and Rights-of-way of Record. Together with:

Parcel 3

The West 1/2 of the East 2/3 of Tract 1 (Less the Florida State Turnpike Authority Right-of-way as in deed Book 1117, Page 237) in Block 6, Plat No.3 of Palm Beach Farms, according to the Plat thereof on file in the office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, pages 45 to 54 inclusive. Subject to easements and Rights-of-way of Record. Together with:

Parcel 4

The West 5 acres of Tract 12, Block 6, (Less the Florida State Turnpike Authority Right-of-way as in deed Book 1116, Page 292, containing 1.27 acres more or less; and less that parcel as described in a certain warranty deed recorded in Official Record Book 1940, Page 1418), according to palm Beach Farms Company, Plat No.3 recorded in the office of the Clerk of the Circuit Court in and for Palm Beach County, Florida in Plat Book 2, Pages 45, Et. Seq. and the West 1/2 of the East 2/3 of Tract 12, Block 6, (Less the Florida State Turnpike Authority Right-of-way as in deed Book 1117, page 237) according to Palm

Beach Farms Co., Plat No. 3, recorded in the office of the clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, Pages 45 to 54. Subject to easements and Rights-of-way of Record.

Also Known As:

A parcel of land lying in Block 6, Plat No. 3 of Palm Beach Farms Section ~~27~~ 33, Township 43 South, Range 42 East, according to the Plat thereof on file in the office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 2, Pages 45 to 54, inclusive. More particularly described as follows: Commence at the centerline of Pike Road (As now laid out and in use) with the centerline of a 30.00 foot platted Right-of-way adjacent to the Southwest corner of Tract 16, Block 3, during this survey a brass disk set by Palm Beach County survey division was in existence; thence North 88 Degrees 59' 58" East along the South line of Block 3 a distance of 1665.36 feet, more or less, intersecting the prolongation of the West Boundary line of Tract 1, Block 6, thence South 01 Degrees 00' 54" East a distance of 50.00 feet to the Northwest corner of said Tract 1, Block 6, thence continue South 01 Degrees 00' 54" East along the West line of said Tract 1, Block 6; a distance of 50.00 feet; more or less, to the required Right-of-way of Lake Worth drainage district lateral number L-3 said point being the point of beginning of the herein described parcel; thence continue South 01 Degree 00' 54" East along the West Boundary line of Tracts 1 and 12 a distance of 1268.55 feet, more or less, to the Southeast corner of Tract 12 being on the North line of a 30.00 foot platted Right-of-way; thence North 88 Degrees 59' 58" East along the South line of said Tract 12 a distance of 26.81 feet, more or less, intersecting the Northwesterly Right-of-Way of "Florida Turnpike" as now laid out and in use. Said Right-of-way line being on a curve concave Southeasterly having a radius of 11,684.16 feet, a central angle of 02" 36' 07", thence Northeasterly along the arc of said curve a

distance of 530.60 feet to the point of tangency of said curve, thence North 40° 04' 36" East a distance of 446.37 feet, more or less, intersecting the East line of the West 1/2 of the East 2/3 of Tract 1, Block 6; thence North 01 Degrees 00' 54" West along said East line a distance of 524.50 feet, more or less, intersecting the Southerly required Right-of-way of Lake Worth drainage district L-3; thence North 88 Degrees 59' 58" West a distance of 660.14 feet, more or less, to the Point of Beginning. Contains 13.69 acres, more or less, subject to Rights-of-way and easements of record,.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recitals are hereby affirmed and ratified.
2. The legal description of Resolution No. R-90-544 is hereby amended.

The foregoing resolution was offered by Commissioner Elmquist, who moved its adoption. The motion was seconded by Commissioner Roberts, and upon being put to a vote, the vote was as follows:

Karen T. Marcus, Chair	--	Aye
Carole Phillips	--	Aye
Carol A. Roberts	--	Aye
Carol J. Elmquist	--	Aye
Mary McCarty	--	Absent
Ken Foster	--	Aye
Maude Ford Lee	--	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 27 day of October, 1992.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

MILTON T. BAUER, CLERK

BY: *Barbara Altier*
COUNTY ATTORNEY

BY: *Linda C. Heckman*
DEPUTY CLERK