

RESOLUTION NO. R-2000- 0258

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. CR 98-80/E4
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-99-1142
WHICH APPROVED THE CLASS A CONDITIONAL USE
STEVEN GREENFIELD, TRUSTEE
PETITION NO. CA98-80

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 5.8 of the Palm Beach County Land Development Code have been satisfied; and

WHEREAS, pursuant to Section 5.8, Status Report CR 98-80/E4 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on February 24, 2000; and

WHEREAS, the Board of County Commissioners has reviewed Status Report CR 98-80/E4 and considered testimony, and the recommendations of the various county review agencies; and

WHEREAS, Section 5.8 of the Palm Beach County Land Development Code authorizes the Board of County Commissioners to add or modify conditions of approval; and

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

1. The amendment of conditions of approval is consistent with the Palm Beach County Comprehensive Plan and with the Unified Land Development Code.
2. The Engineering Department recommends approval of the amendment to condition number E.4. because two property owners now have a requirement for the construction of dual left turn lanes.

WHEREAS, Section 5.3 of the Palm Beach County Land Development Code requires that the action of the Board of County Commissioners 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. CR 98-80/E4, to amend Conditions of Approval of Resolution No. R-99-1142, the Class A Conditional Use of Steven Greenfield, Trustee, Petition No. 98-80, which approved Chipping and Mulching and Potting Soil Manufacturing on PARCEL A: A portion of Tracts 18, 19, 20, 29, 30 and 31 of FLORIDA FRUIT LANDS COMPANY SUBDIVISION NO. 2 of section 19, Township 47 South, Range 41 East, as recorded in Plat Book 1, Page 102 of the Public Records of Palm Beach County, Florida, more particularly described as follows: Commencing at the Southwest corner of said Section 19, thence N. 89 degrees 54'52" E., along the South line of said feet to the Point of Beginning; thence continuing N. 17 degrees 51'16" E., a distance of 870.68 feet to a point; thence S. 71 degrees 39'51" E., a distance of 387.37 feet; thence S. 0 degrees 20'46" E., a distance of 971.57 feet; thence N. 67 degrees 32'57" ., a distance of 693.05 feet to the Point of Beginning. and PARCEL B: A portion of Tracts 20 and 29 of FLORIDA FRUIT LANDS COMPANY SUBDIVISION NO. 2 of Section 19, Township 47 south, Range 41 East, as recorded in Plat Book 1, Page 102 of the Public Records of Palm Beach County, Florida, more particularly described as follows: Commencing at the Southeast corner of said Section 19, thence S. 89 degrees 54'52" W., along the South line of said Section 19, a distance of 2071.05 feet to the Point of Beginning; thence

continuing S. 89 degrees 54'52" W., a distance of 868.66 feet to a point; thence N. 17 degrees 51'16" E., a distance of 735.53 feet to a point; thence S. 67 degrees 32'57" E., a distance of 693.05 feet to a point; thence S. 0 degrees 20'46" E., a distance of 434.15 feet to the Point of Beginning. LESS THE EAST 60 FEET THEREOF, being located on the south side of Lox Road, 6 miles west of SR 7/US 441 in the Special Agricultural (**SA**) Zoning District, is approved, subject to the following conditions:

1. All previous conditions of approval contained in Resolution R-99-1142 continue to apply unless expressly modified herein.
2. Condition number E.4. of Resolution R-99-1142 which currently states:

Acceptable surety required for the offsite road improvements **as** outlined in the Condition above shall be posted with the Office of the **Land Development Division** on or before December 27, 1999. Surety in the amount of 10% shall be based upon a Certified Cost Estimate provided by the Developer's Engineer. (TPS) (DATE: MONITORING-Eng)

Is hereby amended **as** follows:

The property owner shall provide acceptable surety required to fund 4% of the total cost of the construction of dual left turn lanes south approach at the intersection of SR 7 and Oriole Country Road. This surety shall be posted with the Office of the **Land Development Division** on or before September 1, 2000. Surety in the amount of \$13,688 which represents 4% of the Certified Cost Estimate provided by the Developer's Engineer of Zoning Petition 98-79, and approved by the County Engineer. Note: The remaining 96% of the cost of these turn lanes is provided by the property owner of Zoning Petition 98-79 which has the same condition of approval. (TPS) (DATE: MONITORING-Eng)

Commissioner Roberts moved for approval of the Resolution.

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

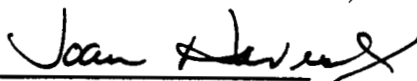
MAUDE FORD LEE, CHAIR	—	Aye
WARREN H. NEWELL, VICE CHAIR	—	Aye
BURT AARONSON	—	Aye
KAREN T. MARCUS	—	Aye
TONY MASILOTTI	—	Absent
MARY MCCARTY	—	Absent
CAROL ROBERTS	—	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 24 day of February, 2000.

APPROVED **AS** TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: 
COUNTY ATTORNEY

DOROTHY H. WILKEN, CLERK
BY: 
DEPUTY CLERK

