

RESOLUTION NO. R-2000- 1710

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 86-8C.8
TO APPROVE A DEVELOPMENT ORDER AMENDMENT
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-90-839
WHICH APPROVED THE SPECIAL EXCEPTION OF
RADNOR/HIGIER PARTNERSHIP #3
PETITION NO. 86-8(C)

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 SR 86-8C.8 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on October 26, 2000; and

WHEREAS, the Board of County Commissioners has reviewed Status Report SR 86-8C.8 and considered testimony presented by the applicant and other interested parties, 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 current approval does not meet the Countywide Traffic Performance Standards.
3. With the amendment of conditions of approval, the project will meet the Countywide Traffic Performance Standards.
4. The property owner was made aware of a potential traffic problem at the time each of the last five time extensions was approved (beginning in 1995).

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. SR 86-8C.8, to approve a Development Order Amendment to amend Conditions of Approval of Resolution No. R-90-839, the Special Exception of Radnor/Higier Partnership #3, Petition No. 86-8(C), which granted a Special Exception to amend the site plan for an existing Planned Commercial Development (PCD) to 1) increase the land area 2) permit an auto service station (tire center) 3) add a financial institution with five (5) drive up teller windows on a parcel in Tract 39 of the Hiatus Township 44 ½ South, Range 42 East; Commencing at the 1/4 section corner in the South line of Section 34, Township 44 South, Range 42 East; Thence South 88 Degrees 32'23"

East along the centerline of Lantana Road and South line of said Section 34, a distance of 1,349.87 feet; Thence South 29 Degrees 44'06" East, a distance of 46.76 feet to the POINT OF BEGINNING and intersection with the South right-of-way line of said Lantana Road, said South right-of-way lying 40.00 feet South of and parallel with said South line of said Section 34; Thence South 88 Degrees 32'23" East along said South right-of-way line, a distance of 285.00 feet to the Northwest corner of Strawberry Lakes Plat Two, Plat Book 60, Page 145; Thence South 28 Degrees 30'38" East along the Westerly limits of said Strawberry Lakes Plat Two, a distance of 913.33 feet to the intersection with the North right-of-way line of Lake Worth Drainage District Lateral Canal No. 16, said North right-of-way line lying 35.00 feet North of and parallel with the North line of Section 3, Township 45 South, Range 42 East; Thence South 89 Degrees 11'43" West along said North right-of-way line, a distance of 1,555.61 feet; Thence North 28 Degrees 30'38" West, a distance of 14.22 feet to the non-radial intersection with a curve concave to the Southwest with a radius of 1,697.02 feet and a tangent bearing of South 16 Degrees 02'46" East at said intersection; Thence Northerly and Westerly along the arc of said curve and Easterly right-of-way of Jog Road, through a central angle of 12 Degrees 27'53", a distance of 369.19 feet to the point of tangency; Thence North 28 Degrees 30'38" West along said Easterly right-of-way, a distance of 227.50 feet to the point of curvature of a curve concave to the Northeast with a radius of 1,577.02 feet; Thence Northerly along the arc of said curve and Easterly right-of-way of Jog Road, through a central angle of 10 Degrees 21'47", a distance of 285.23 feet; Thence North 36 Degrees 39'26" East, a distance of 40.87 feet to the South right-of-way line of Lantana Road; Thence South 88 Degrees 32'23" East along said South right-of-way line, a distance of 1,186.57 feet; Thence North 29 Degrees 44'06" West, a distance of 16.37 feet to the POINT OF BEGINNING; Bearings shown hereon are referenced to an assumed bearing of South 88 Degrees 32'23" East along the South line of said Section 34, being located on the southeast corner of the intersection of Lantana Road and Jog Road in the CG-General Commercial Zoning District, is approved, subject to the following conditions:

1. All previously approved conditions of approval continue to apply unless expressly amended herein. (ONGOING)
2. No building permits shall be issued until the contract is let for construction of Jog Road from Hypoluxo Road to Melaleuca Lane to a 6-lane divided cross section. (BLDG PERMIT: MONITORING - Eng)

Commissioner Masilotti 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:

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

The Chair thereupon declared the resolution was duly passed and adopted this 26 day of October, 2000.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK

Status Report SR 86-8C.8
Project Number 5000-134

