

RESOLUTION NO. R-2001- 0009

RESOLUTION CORRECTING RESOLUTION NO. R-2000-1 574
RESOLUTION APPROVING ZONING PETITION OF
LEVITT HOMES
PETITION NO. TDR80-153(H)

WHEREAS, Levitt Homes petitioned the Palm Beach County Board of County Commissioners on September 28, 2000 for a Transfer of Development Rights (TDR) for 67 units and designate DOA80-153(H) as the receiving area; and

WHEREAS, Resolution No. R-2000-1 574 adopted September 28, 2000 confirming the action of the Board of County Commissioners, inadvertently contained an incorrect legal description for the receiving area; and

WHEREAS, the legal description of Resolution No. R-2000-1574 should have read as shown on Exhibit A; and

WHEREAS, the third finding of fact should have read as follows:

- 3. Pursuant to Section 6.10.H.4.b. of the ULDC, the Planning Division and the Land Use Advisory Board (LUAB) have recommended that the sale price for a County TDR units for FY99-00 be \$9,833 per unit. However, the price has been discounted to be \$5,000 per unit to be paid in cash, with the balance to be in the form of ~~a 2.14 acre conservation easement;~~ and of an "In Kind" development of the County's Green Cay Wetland Project; and,

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-2000-1574 is hereby corrected.
- 3. The third finding of fact is hereby corrected.

Commissioner Marcus moved for the approval of the Resolution.

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

Warren H. Newell, Chair		Aye
Carol A. Roberts, Vice Chair	-	Aye
Karen T. Marcus		Aye
Mary McCarty		Aye
Burt Aaronson		Absent
Tony Masilotti		Aye
Addie L. Greene		Absent

The Chair thereupon declared the resolution was duly passed and adopted on January 4, 2001.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: *Dubrow Alter*
COUNTY ATTORNEY

BY: *Joan Hawes*
DEPUTY CLERK

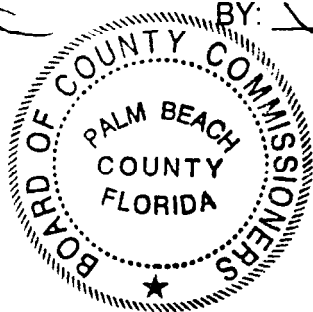


EXHIBIT A

Legal Description – Parcel 1

A parcel of land lying in Section 15, Township 45 South, Range 42 East being a portion of "Plat No. 1 Le Chalet" as recorded in Plat Book 31, pages 166 and 167 of the public records of Palm Beach County, Florida and more particularly described as follows:

Begin at the Southeast corner of said "Plat No. 1 Le Chalet", thence **S89°03'01"W** along the South boundary line of said plat for **571.65 feet**; thence **N00°23'28"W** for **440.00 feet**; thence **N89°36'32"E** for **104.50 feet**; thence **N00°23'28"W** for **472.44 feet** to the North boundary line of said plat; thence **N79°08'58"E** along said North boundary line for **297.32 feet**; thence **S58°52'25"E** for **53.51 feet** to the Westerly Right-of-way line of Jog Road and the beginning of a non tangent curve concave to the west having a radial bearing of **S73°06'13"W**, a radius of **3140.00 feet**, and a central angle of **17°13'30"**, thence Southerly along said curve and said Westerly Right-of-way line for a distance of **943.99 feet** to a point of tangency; thence **S00°19'42"W** for **1.34 feet** to the Point of Beginning.

Containing 10.24 acres more or less