

RESOLUTION NO. R-2002- 1966

RESOLUTION APPROVING PETITION 2002-0054 TDR
TRANSFER OF DEVELOPMENT RIGHTS (TDR) SENDING AREA DESIGNATION
BY GEORGE GENTILE, AGENT
(JOHNSON PROPERTY TDR SENDING AREA)

WHEREAS, the Board of County Commissioners, as the governing body of Palm Beach County, Florida, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, and the Palm Beach County Unified Land Development Code, is authorized and empowered to consider petitions relating to planning and zoning; and

WHEREAS, the notice and hearing requirements, as provided for in Article 5 of the Palm Beach County Unified Land Development Code, have been satisfied; and

WHEREAS, the request for a sending area designation was presented to the Board of County Commissioners at a public hearing conducted on October 24, 2002; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the petitioner and other interested parties, and the recommendations of the various county review agencies; and

WHEREAS, this approval is subject to Section 6.10 (Transfer of Development Rights – Special Density Program), of the Palm Beach County Unified Land Development Code; and

WHEREAS, upon approval, notations will be placed on the Future Land Use Atlas and the Zoning Quad identifying this parcel as a TDR sending area.

WHEREAS, Section 6.10.G.2.e of the Palm Beach County Unified 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 a TDR sending area designation, with a total of 97 units, is approved for this parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as shown on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on October 24, 2002.

Commissioner Aaronson moved for the approval of the Resolution.

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

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

The Chair thereupon declared that the resolution was duly passed and adopted on October 24, 2002.

Filed with the Clerk of the Board of County Commissioners on 6 day of November, 2002.

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

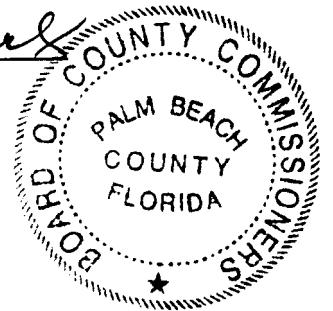


EXHIBIT A

LEGAL DESCRIPTION

A 210 foot strip of land east of Block 5, the Palm Beach Farms Company Plat No. 3, Plat Book 2, pages 45-54, Public Records of Palm Beach County, Florida, being the east 210 feet of Section 34, Township 43 south, Range 42 east, Palm Beach County, Florida, less the right-of-way for State Road 80.

Also less a one acre parcel of land described as follows:

Commence at the northwest corner of Section 34; thence, north $88^{\circ}18'15''$ west, along the north line of said Section, a distance of 25.00 feet to the intersection thereof with a line 25.00 feet west of, as measured at right angles to, and parallel with the east line of said section, said intersection being the point of beginning;

Thence, south $01^{\circ}28'33''$ west, along said parallel line, a distance of 272.75 feet; thence, north $88^{\circ}18'15''$ west, parallel with said north line of Section 34, distance of 160.00 feet to the intersection thereof with a line 25.00 feet east of, as measured at right angles to, and parallel with the west line of the east 210.00 feet of said section; thence north $01^{\circ}28'33''$ east, along said parallel line, a distance of 272.25 feet to the intersection thereof with said north line of Section 23; thence, north $88^{\circ}18'15''$ west along said north line, a distance of 160.00 feet to the point of beginning.

Containing: 23.25 acres, more or less.

EXHIBIT B

VICINITY SKETCH

Name Johnson Property TDR Sending Area (2002-0054 TDR)
FLUA Page No.: 64
Location: One-half mile east of Jog Road and extends north and south between Southern Boulevard and Belvedere Road.
Size: Approximately 23.25 acres (a portion of)
Property No.: 00-42-43-34-00-000-1000

