

RESOLUTION NO. **R-93-641**

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. **SR 89-78**
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. **R-90-537**
WHICH APPROVED THE SPECIAL EXCEPTION OF
LANTANA III OXFORD ASSOCIATES, LTD. PARTNERSHIP
PETITION NO. **89-78**

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 89-78** was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on May **27, 1993**; and

WHEREAS, the Board of County Commissioners has reviewed Status Report **SR 89-78** 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. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations; and
2. With the additional condition of approval, the Planned Unit Development will be consistent with the density requirements of the Comprehensive Plan.

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 89-78**, amending Conditions of Approval of Resolution No. **R-90-537**, the Special Exception of Lantana III Oxford Assoc, Ltd. Partnership, Petition No. **89-78**, confirmed by the adoption of Resolution **R-90-537**, which granted a Special Exception to permit a Planned Unit Development (PUD) on Lot **1** and **2** Block **5** and portion of Via Vermilya as shown on Plat of Lanair Park, in Section **05**, Township **45** South, Range **43** East, according to the Plat thereof, as recorded in Plat Book **21** at page **58**, together with a portion in Hiatus Lot **5**, Township **44-1/2** South, Range **43** East, being more particularly described as follows: Begin at the Southwest corner of said Lot **2** thence North **00** Degrees **02' 00"** East along the West boundary of said Lot **2** and its Northerly projection for **351.51** feet: thence South **88** Degrees **01' 31"** East along the North line of said Hiatus Lot **5**, for **375.18** feet; thence South **44** Degrees **01' 10"** East for **36.42** feet: thence South **00** Degrees **02' 33"** West for **12.69** feet; thence South **88** Degrees **01' 31"** East for **100.06** feet; thence South **00** Degrees **02' 33"** West along the East line of Via Vermilya for **746.40** feet to the

edge of water of the existing lake: thence Northwesterly along the Northerly edge of water of said lake as it meanders for 50.70 feet to the centerline of Via Vermilya; thence North 00 Degrees 02' 33" East along said centerline for 441.40 feet to the intersection of the Easterly projection of the Southerly line of said Lot 1 and the centerline of said Via Vermilya: thence North 89 Degrees 57' 27" West for 450.24 feet to the point of beginning., being located on the south side of Lantana Road, approximately 0.03 of a mile east of Congress Road, in a RM-Multiple Family Residential (Medium Density) Zoning District, is approved, subject to the following conditions:

1. The petitioner shall comply with all previous conditions of approval unless expressly modified herein.
2. Prior to August 31, 1993, the property owner shall record in the Public Records of Palm Beach County a deed restriction acceptable to the County Attorney's Office declaring that all residential density above eight (8) dwelling units per acre shall be covenanted for a period of fifteen (15) years for affordable housing, for very low and low income families, consistent with the Palm Beach County Comprehensive Plan.

Commissioner Newell moved for approval of the Resolution.

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

KAREN T. MARCUS	--	Aye
WARREN H. NEWELL	--	Aye
CAROL ROBERTS	--	Aye
BURT AARONSON	--	Aye
MARY MCCARTY	--	Aye
KEN FOSTER	--	Aye
MAUDE FORD LEE	--	Aye

The Chair thereupon declared the resolution was duly passed and adopted this 27th day of May, 1993.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY:

[Handwritten Signature]

DOROTHY H. WILKEN, CLERK

BY:

[Handwritten Signature]

