

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. SR 89-79
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-90-539
WHICH APPROVED THE SPECIAL EXCEPTION OF
LANTANA III OXFORD ASSOCIATES, LTD. PARTNERSHIP
PETITION NO. 89-79

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 89-79 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 89-79 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 89-79, amending Conditions of Approval of Resolution No. R-90-539, the Special Exception of Lantana III Oxford Assoc., Ltd. Partnership, Petition No. 89-79, confirmed by the adoption of Resolution R-90-539, which granted a Special Exception for a Planned Unit Development (PUD) on a portion of Block 4 and portion of the West 1/2 of Via Vermilya located at Section 05, Township 45 South, Range 43 East together with a portion of the adjoining lagoon as shown on the Plat of Lanair Park, according to the Plat thereof as recorded in Plat Book 21 at page 58, being more particularly described as follows: Begin at the Southeast corner of Lot 5, Block 4 of said Lanair Park, said Point bears North 99 Degrees 10' 16" West from the radius point of the next described curve; thence Southwesterly along a circular curve to the left and along the Northerly right-of-way of Donnelley Drive having a radius of 1680.21 feet, a central angle of 7 Degrees 37' 48" for an arc distance of 223.75 feet: thence North 00 Degrees 02' 33" East for 464.90 feet: thence North 73 Degrees 55' 48" East for 119.32 feet, thence North 78 Degrees 58' 39" East for 74.00

feet: thence South 74 Degrees 57' 51" East for 88.80 feet: thence South 89 Degrees 57' 15" East for 50.00 feet: thence South 00 Degrees 02' 33" West along the East line of Via Vernilya for 473.52 feet: thence North 89 Degrees 57' 27" West for 93.73 feet to a point of curvature: thence Southwesterly along a circular to the left having a radius of 1680.21 feet, a central angle of 00 Degrees 12' 49" for and arc distance of 6.27 feet to the point of beginning, being located on the north side of Donnelly Drive, approximately 0.3 of a mile east of Congress Avenue, 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

DOROTHY H. WILKEN, CLERK

BY:

Robert Carter

BY:

Jane Wilken Blair

