

RESOLUTION NO. R-93- 754

RESOLUTION APPROVING RECOMMENDATION OF
STATUS REPORT NO. CR 76-171D/E14
TO AMEND CONDITIONS OF APPROVAL OF RESOLUTION NO. R-93-169
WHICH APPROVED THE SPECIAL EXCEPTION OF
WRC PROPERTIES, INC. AND TEACHERS BOCA PROPERTIES, INC.
PETITION NO. 76-171(D)

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 CR 76-171D/E14 was presented to the Board of County Commissioners of Palm Beach County at a public hearing conducted on June 24, 1993; and

WHEREAS, the Board of County Commissioners has reviewed Status Report CR 76-171D/E14 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. Condition number E14 was originally approved under a previous petition, P-76-171(B).
2. The Special Exception permitted under Petition 76-171(B) has been abandoned.
3. The Palm Beach County Engineering Department has determined that condition number E14 of is no longer required based on the Countywide Traffic Performance Standard.

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. CR 76-171D/E14, amending Conditions of Approval of Resolution No. R-93-169, which approved the Development Order Amendment of WRC Properties, Inc. and Teachers Boca Properties, Inc., in the CS-Specialized Commercial Zoning District, Petition No. 76-171(D), on Tracts 1 and 2, REPLAT OF PARCEL B "ARVIDA BUSINESS PLAZA" according to the Plat thereof as recorded in Plat Book 36, at Page 181, of the Public Records of Palm Beach County, Florida.

TOGETHER WITH:

A portion of Section 23, Township 47 South, Range 42 East, Palm Beach County, Florida, being more particularly described as follows:

Beginning at the Northwest corner of said Tract 1, REPLAT OF PARCEL B "ARVIDA BUSINESS PLAZA"; thence North 89 degrees 30' 16" E, along the North line of Tracts 1, 2 and 3 of said REPLAT OF PARCEL B "ARVIDA BUSINESS PLAZA", a distance of 1123.50 feet to a point on the arc of a circular curve to the left, whose radius bears N 65 degrees 10'46" W from the last described point; thence Easterly and Northerly, along the arc of said curve, having a radius of 320.85 feet, an arc distance of 63.80 feet; thence S 89 degrees 30' 16" W, along a line parallel with, and 75.00 feet South of, as measured at right angles to, the North line of said Section 23, said line also being parallel with, and 60.00 feet North of, as measured at right angles to, the North line of said Tracts 1, 2 and 3, a distance of 1144.79 feet; thence S 00 degrees 23' 59" E, a distance of 60.00 feet to the Point of Beginning, being located on the east side of Butts Road and north of Town Center Road approximately 300 feet north of Military Trail, is approved, subject to the following conditions:

1. The petitioner shall comply with all previous conditions of approval unless expressly modified herein.
2. Condition number E14 which states:

Based on the Traffic Performance Standards (Category "B"), the developer shall contribute an additional \$1,199.00 toward Palm Beach County's existing Roadway Improvement Program. These total funds of \$5,994.00 are to be paid prior to the issuance of the first building permit, or prior to October 1, 1987, whichever shall first occur.

Is hereby deleted.

Commissioner Roberts moved for approval of the Resolution.

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

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

The Chair thereupon declared the resolution was duly passed and adopted this 24th day of June, 1993.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: *Dorothy H. Wilken*

DOROTHY H. WILKEN, CLERK

BY: *Jina M. Blair D.C.*

b. The construction shall be completed prior to August 1, 1994.

Commissioner Foster moved for approval of the Resolution.

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

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

Pauline Altman

DOROTHY H. WILKEN, CLERK

BY:

Jina M. Steady, DC

