

RESOLUTION NO. R-95-109

RESOLUTION APPROVING ZONING PETITION **Z89-130(B)**
OFFICIAL ZONING MAP AMENDMENT (REZONING)
PETITION OF COUNTRY DAY OF JUPITER

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, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, the notice and hearing requirements, as provided for in Article 5 (Development Review Procedures) of the Palm Beach County Unified Land Development Code (Ordinance 92-20), have been satisfied; and

WHEREAS, Zoning Petition **Z89-130(B)** was presented to the Board of County Commissioners at a public hearing conducted on January 26, 1995; and

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

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. This official zoning map amendment (rezoning) is consistent with the Palm Beach County Comprehensive Plan;
2. This official zoning map amendment (rezoning) is consistent with the requirements of the Palm Beach County Unified Land Development Code;
3. This official zoning map amendment (rezoning) is compatible with surrounding uses and zones, as defined in the Palm Beach County Unified Land Development Code, is generally consistent with existing uses and zones surrounding the subject land, and is the appropriate zoning district for the land;
4. This official zoning map amendment (rezoning) does not result in significantly adverse impacts on the natural environment, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the environment;
5. This official zoning map amendment (rezoning) will result in a logical and orderly development pattern;
6. This official zoning map amendment (rezoning) complies with Article 11, (Adequate Public Facilities) of the Palm Beach County Unified Land Development Code, Ordinance 92-20; and,
7. This official zoning map amendment (rezoning) is consistent with the requirements of all other applicable local land development regulations.

WHEREAS, Article 5, Section 5.3 .D.9 (Action by Board of County Commissioners) 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 Zoning Petition **Z89-130(B)**, the petition of Country Day of Jupiter, for a OFFICIAL ZONING MAP AMENDMENT (REZONING) from the Residential Transitional (RT) and Residential Single Family (RS) Zoning District to the Residential Transitional Suburban (RTS) ZONING DISTRICT on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as indicated on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on January 26, 1995.

Commissioner Marcus moved for the approval of the Resolution.

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

Ken Foster, Chair	--	Aye
Burt Aaronson	--	Aye
Maude Ford Lee	--	Aye
Karen T. Marcus	--	Aye
Mary McCarty	--	Aye
Warren Newell	--	Aye
Carol A. Roberts	--	Aye

The Chair thereupon declared that the resolution was duly passed and adopted this 26th day of January, 1995.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: *Richard Alter*
COUNTY ATTORNEY

BY: *Irina M. Blum*
DEPUTY CLERK

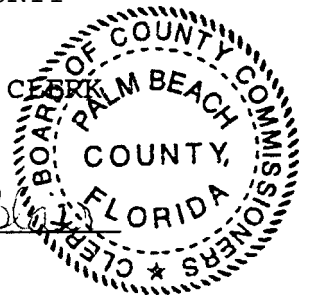


EXHIBIT A
LEGAL DESCRIPTION

"Exhibit A"

LEGAL DESCRIPTION:

PARCEL 18: THE EAST 200 FEET OF THE WEST 625 FEET OF THE NORTH 221 FEET OF THE SOUTH 281 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 35, TOWNSHIP 40 SOUTH, RANGE 42 EAST. (PALM BEACH COUNTY, FLORIDA)

PARCEL 19: THE EAST 200 FEET OF THE WEST 425 FEET OF THE NORTH 221 FEET OF THE SOUTH 281 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 35, TOWNSHIP 40 SOUTH, RANGE 42 EAST. (PALM BEACH COUNTY, FLORIDA)

CONTAINING: 2.09 ACRES MORE OR LESS

TOGETHER WITH AN EASEMENT FOR ROAD PURPOSES OVER AND ACROSS THE SOUTH 60 FEET OF THE WEST 825 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 35, TOWNSHIP 40 SOUTH, RANGE 42 EAST. (PALM BEACH COUNTY, FLORIDA)

SUBJECT TO AN EASEMENT FOR PUBLIC UTILITIES OVER THE NORTH 6 FEET OF THE HEREIN DESCRIBED PARCELS OF LAND.


WM. R. VAN CAMPEN
FLORIDA PROFESSIONAL LAND SURVEYOR NO. 2424

DATE: 7-12-94

EXHIBIT B
VICINITY SKETCH

