

RESOLUTION NO R-97- 1081

RESOLUTION APPROVING ZONING PETITION DOA73-91(D)  
DEVELOPMENT ORDER AMENDMENT  
PETITION OF FIRST UNION NATIONAL BANK  
BY ANNA S COTTRELL, AGENT  
(LAKE WORTH PLAZA WEST - FIRST UNION BANK)

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 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, Zoning Petition DOA73-91(D) was presented to the Board of County Commissioners at a public hearing conducted on August 28, 1997, 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 Article 5, Section 5.8 (Compliance with Time Limitations), of the Palm Beach County Unified Land Development Code and other provisions requiring that development commence in a timely manner; and

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

- 1 This Development Order Amendment is consistent with the Palm Beach County Comprehensive Plan
- 2 This Development Order Amendment complies with the relevant and appropriate portions of Article 6, Supplementary Use Standards, of the Palm Beach County Unified Land Development Code
- 3 This Development Order Amendment is consistent with the requirements of the Palm Beach County Unified Land Development Code
- 4 This Development Order Amendment, with conditions as adopted, is compatible as defined in the Palm Beach County Unified Land Development Code and generally consistent with the uses and character of the land surrounding and in the vicinity of the land proposed for development
- 5 This Development Order Amendment, with conditions as adopted, complies with the standards imposed on it by applicable provisions of the Palm Beach County Unified Land Development Code for use, layout, function, and general development characteristics.
- 6 This Development Order Amendment meets applicable local land development regulations
- 7 This Development Order Amendment, with conditions as adopted, minimizes adverse effects, including visual impact and intensity of the proposed use on adjacent lands

- 8 This Development Order Amendment has a concurrency determination and complies with Article 11 (Adequate Public Facility Standards) of the Palm Beach County Unified Land Development Code
- 9 This Development Order Amendment, with conditions as adopted, minimizes environmental impacts, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands and the natural functioning of the environment
- 10 This Development Order Amendment, with conditions as adopted, will result in logical, timely and orderly development patterns

WHEREAS, Article 5 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 DOA73-91(D), the petition of First Union National Bank, by Anna S Cottrell, agent, for a Development Order Amendment (DOA) for Additional building square footage (1,060 sq ft) on a 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 August 28, 1997, subject to the conditions of approval described in EXHIBIT C, attached hereto and made a part hereof

Commissioner Roberts moved for the approval of the Resolution

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

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

The Chair thereupon declared that the resolution was duly passed and adopted on August 28, 1997

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY COMMISSIONERS

DOROTHY H WILKEN, CLERK

BY *Bentley A. Allen*  
COUNTY ATTORNEY

BY *Jean Hewerty*  
DEPUTY CLERK

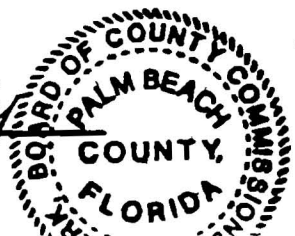


EXHIBIT A  
LEGAL DESCRIPTION

LEGAL DESCRIPTION  
OF PARCEL L-1  
LAKE WORTH PLAZA WEST SHOPPING CENTER

Being a parcel of land in the northeast quarter of Section 27, Township 44 South, Range 42 East, being more particularly described as follows

Commencing at the northwest corner of the northeast quarter of said Section 27, thence South  $88^{\circ}12'34''$  (assumed bearing datum) along the north line of the northeast quarter of said Section 27, 1012.29 feet to a point on the east line of the west half of the east half of the northwest quarter of the northeast quarter of said Section 27, thence South  $01^{\circ}20'15''$  West along said east line, 30.00 feet to the POINT OF BEGINNING, said point being on the southerly right-of-way line of Lake Worth Road (S.R. 802), thence continuing South  $01^{\circ}20'15''$  West along said east line, 206.03 feet, thence North  $88^{\circ}39'45''$  West at right angles to the previous course, 188.15 feet to a point of curvature, thence northwesterly along an arc of a curve, 20.04 feet to a point of non-tangency, said curve being concave to the northeast, having a radius of 30.00 feet, a central angle of  $38^{\circ}16'48''$ , and a chord length of 19.67 feet which bears North  $69^{\circ}31'22''$  West, thence North  $02^{\circ}11'36''$  West, along a non-radial line, 197.61 feet to the southerly right-of-way line of Lake Worth Road, said right-of-way line being 60.00 feet south of and concentric with the center line of right-of-way of Lake Worth Road, thence easterly along said south right-of-way line, being an arc of a curve, 155.00 feet to a point of tangency, said curve being concave to the south, having a radius of 2804.93 feet, a central angle of  $03^{\circ}09'58''$ , and a chord length of 154.98 feet which bears South  $89^{\circ}42'54''$  East, thence South  $88^{\circ}12'34''$  East, along a line that is 30.00 feet southerly of and parallel with the north line of the northeast quarter of said Section 27, 63.96 feet to the POINT OF BEGINNING.

Above described parcel contains 1.005 acres, more or less

Legal Description

**ITEM 2.D.13., WHICH APPEARED ON THE AUGUST 28, 1997, AGENDA IS VOID AS IT WAS NOT PROPERLY ADVERTISED AND THEREFORE HAS NO EFFECT.**

**AS RESOLUTION R-97-1082 WAS EXECUTED AND DISTRIBUTED FOR THIS ITEM BEFORE THE ADVERTISING ERROR WAS DISCOVERED, A RESOLUTION WILL BE PRESENTED FOR ADOPTION ON OCTOBER 23, 1997, TO VOID THE DOCUMENT NUMBER.**

**R97 1082**