

RESOLUTION NO, R-98-851

RESOLUTION APPROVING ZONING PETITION Z97-120
OFFICIAL ZONING MAP AMENDMENT (REZONING)
PETITION OF PALM BEACH COUNTY BCC
BY BURT AARONSON, CHAIR
(AGRICULTURAL RESERVE (AGR) REZONING)

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

WHEREAS, Zoning Petition Z97-120 was presented to the Board of County Commissioners at a public hearing conducted on May 28, 1998 and June 16, 1998; 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) is consistent with the requirements of all other applicable local land development regulations.

R98 851

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 Z97-120, the petition of Palm Beach County BCC, by Burt Aaronson, Chair, for an OFFICIAL ZONING MAP AMENDMENT (REZONING) rezoning parcels with an Agricultural Reserve (AGR) land use, excluding those with a dual land use, IND/AGR, CL/AGR, C/AGR and the Terra Store Property, PCN 00-42-43-27-052-0133, to the Agricultural Reserve (AGR) Zoning District on parcels 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, excluding those parcels as indicated on Exhibit C, attached hereto and made a part hereof, was **approved** on May 28, 1998 and June 16, 1998.

Commissioner Lee moved for the approval of the Resolution.

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

Burt Aaronson, Chair	-- Aye
Maude Ford Lee, Vice Chair	-- Aye
Ken Foster	-- Absent
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 on June 16, 1998.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

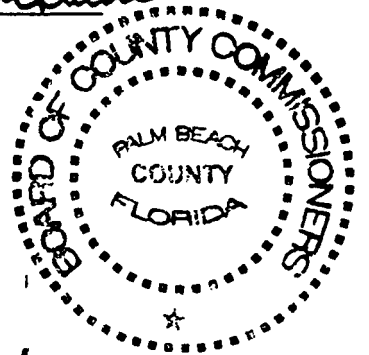
DOROTHY H. WILKEN, CLERK

BY:


COUNTY ATTORNEY

BY:


DEPUTY CLERK



R98 851

EXHIBIT A
LEGAL DESCRIPTION
PALM BEACH COUNTY
AGRICULTURAL RESERVE

LANDS LYING IN TOWNSHIP 44 ½, 45 AND 46 SOUTH, RANGES 41 AND 42 EAST
PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

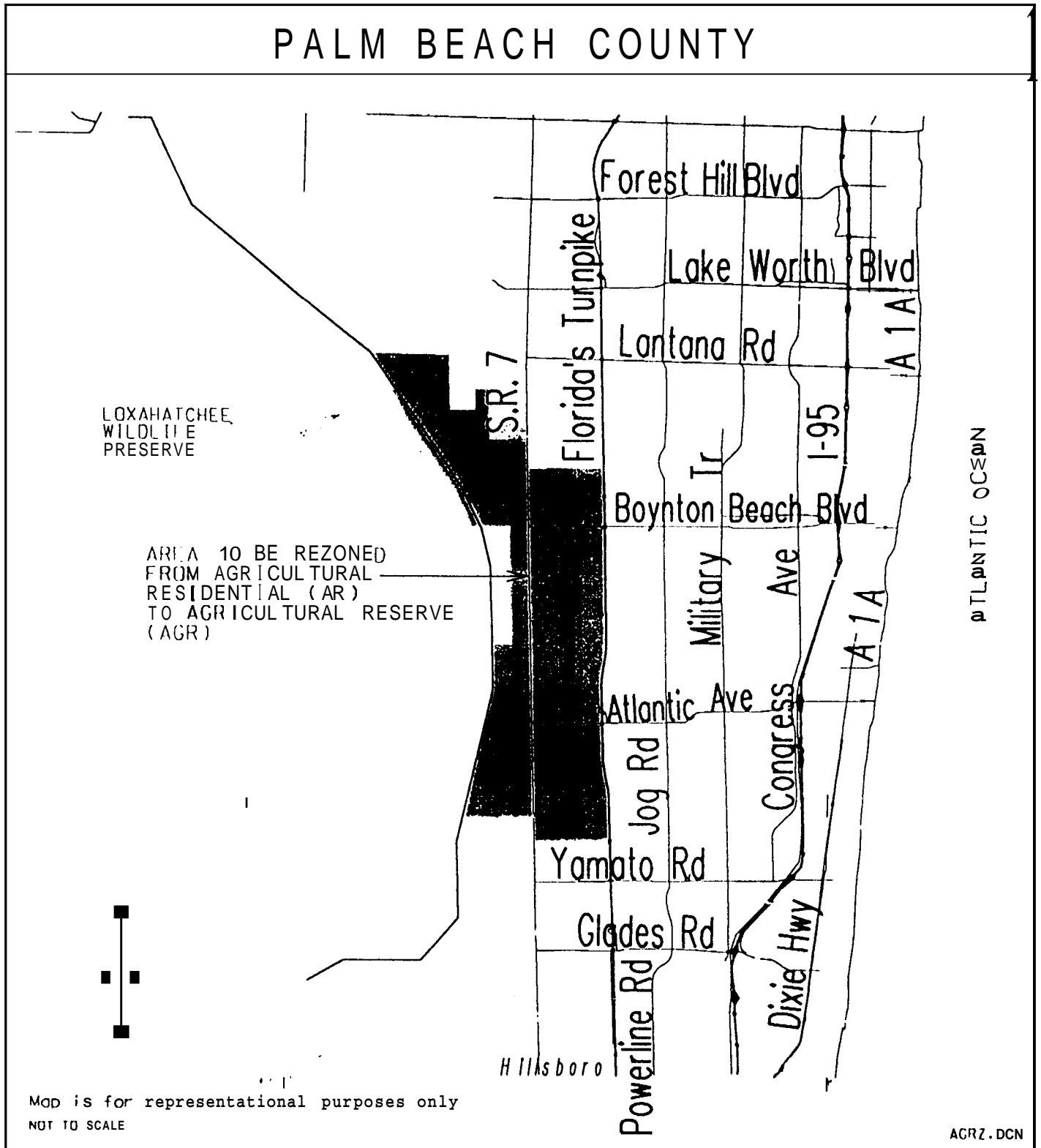
BEGIN AT THE POINT OF INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF
THE LAKE WORTH DRAINAGE DISTRICT (L.W.D.D.) EQUALIZER CANAL 1 AS
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RECORDS OF PALM BEACH COUNTY, FLORIDA (P.R.P.B.C.) AND THE NORTH
RIGHT-OF-WAY LINE OF CLINT MOORE ROAD AS NOW (AND FROM TIME TO
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THRU TOWNSHIP 46 SOUTH, RANGE 42 EAST AND CONTINUING NORTH ALONG
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12, TOWNSHIP 45 SOUTH, RANGE 41 EAST; THENCE WEST ALONG SAID LINE
THRU SECTION 12 TO THE WEST LINE THEREOF; THENCE NORTH ALONG THE
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TO THE MOST NORTHERLY SOUTHEAST CORNER OF THE PLAT OF HOMELAND AS RECORDED IN PLAT BOOK 33 AT PAGE 11 P.R.P.B.C.; THENCE WEST ALONG THE MOST EASTERLY SOUTH LINE OF SAID HOMELAND TO THE MOST WESTERLY EAST LINE OF SAID HOMELAND; THENCE SOUTH ALONG SAID EASTERLY LINE TO THE SOUTH LINE OF SECTION 2 AND THE MOST SOUTHERLY SOUTH LINE OF SAID HOMELAND; THENCE WEST ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SECTION 2 AND HOMELAND; THENCE NORTH ALONG SAID WEST LINE OF SECTION 2 TO THE CORNER COMMON TO THE NORTHWEST CORNER OF SAID SECTION 2 AND THE NORTHEAST CORNER OF SECTION 3; THENCE CONTINUE NORTH ALONG THE EAST LINE OF HIATUS TRACT 39, TOWNSHIP 44 ½ SOUTH, RANGE 41 EAST TO THE CORNER COMMON TO THE NORTHEAST CORNER OF SAID TRACT 39 AND THE SOUTHEAST CORNER OF SECTION 34, TOWNSHIP 44 SOUTH, RANGE 41 EAST; THENCE WEST ALONG THE NORTH LINE OF TRACTS 39 & 40 AND THE SOUTH LINE OF SECTIONS 34 & 33 TO THE EAST RIGHT-OF-WAY LINE OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT (S.F.W.M.D.) L-40 CANAL; THENCE SOUTHEASTERLY ALONG SAID EAST RIGHT-OF-WAY LINE TO A POINT ON THE SOUTH LINE OF SECTION 23, TOWNSHIP 45 SOUTH, RANGE 41 EAST; THENCE EAST ALONG THE SOUTH LINES OF SECTIONS 23 AND 24 TO THE SOUTH QUARTER CORNER OF SAID SECTION 24; THENCE SOUTH ALONG THE NORTH-SOUTH QUARTER SECTION LINE OF SECTIONS 25 AND 36, TOWNSHIP 45 SOUTH, RANGE 41 EAST AND THE NORTH-SOUTH QUARTER SECTION LINE OF SECTION 1, TOWNSHIP 46 SOUTH, RANGE 41 EAST TO A POINT ON A LINE 100 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SECTION 1; THENCE WEST ALONG SAID SOUTH LINE TO THE EAST RIGHT-OF-WAY LINE OF THE AFOREMENTIONED L-40 CANAL; THENCE SOUTH AND THEN SOUTHWESTERLY ALONG SAID EAST RIGHT-OF-WAY LINE THRU SECTIONS 1, 12, 14, 23, 26 AND 35, TOWNSHIP 46 SOUTH, RANGE 41 EAST TO A POINT OF INTERSECTION WITH THE EAST-WEST QUARTER SECTION LINE OF SAID

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F:\COMMON\ANGIE\LEGALDES.AGR

EXHIBIT B
VICINITY SKETCH

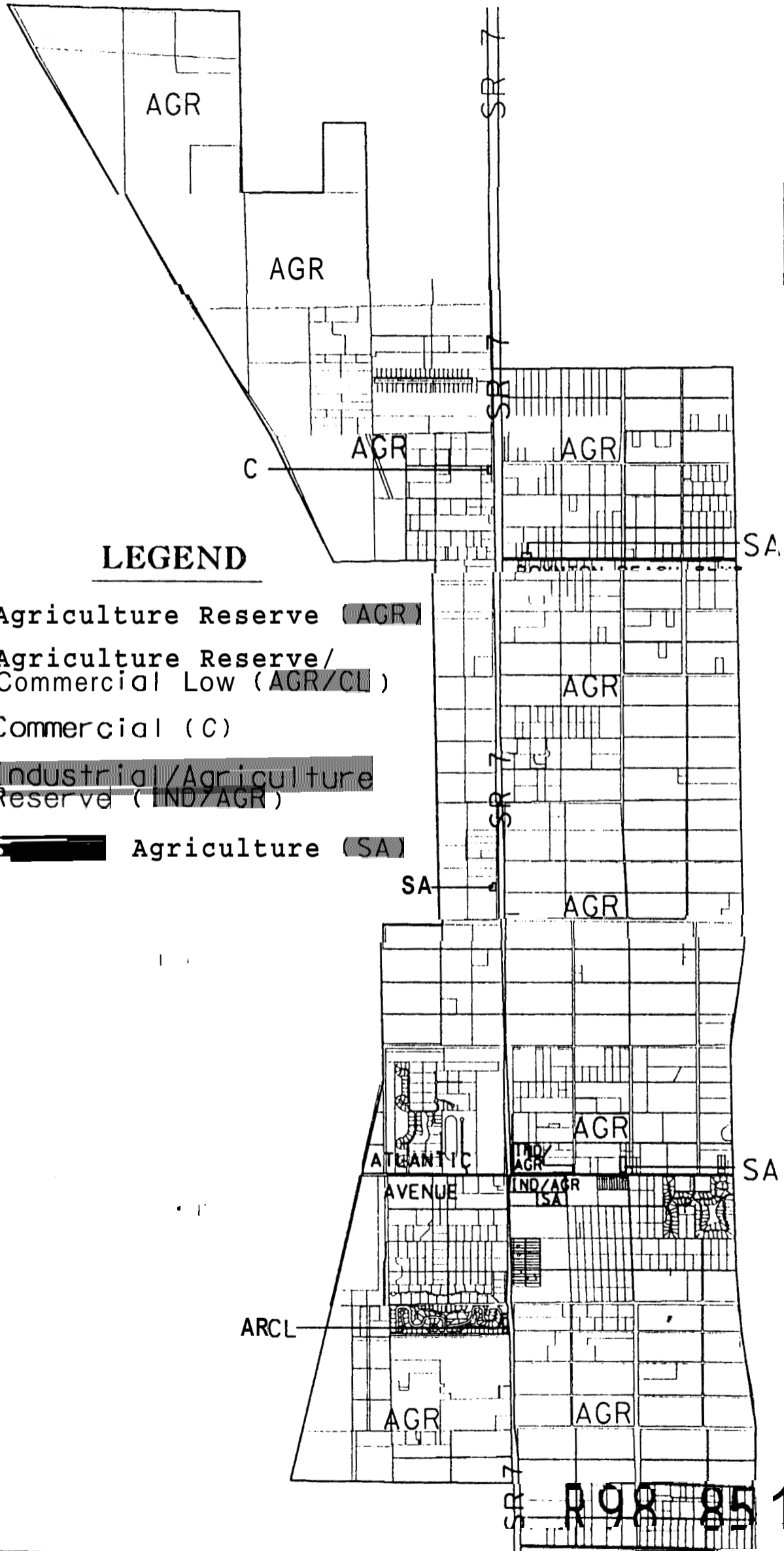


R98 851



AG RESERVE FUTURE LAND USE ATLAS

EXHIBIT
C



R 98 85 1

OCT. 14 1998

Age 1 Item #: 4A

PALM BEACH COUNTY

BOARD OF COUNTY COMMISSIONERS

9:30 a.m.

R-98-851

L/N 6-0

Fabo

AGENDA ITEM SUMMARY

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Meeting Date: June 16, 1998 [1 Consent [1 Regular
[x] Public Hearing
Department: Submitted By: Planning, Zoning and Building Department

Submitted in cooperation with: _____

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I. EXECUTIVE BRIEF

A.' Motion and Title: Staff recommends motion to approve: an Official Zoning Map Amendment, rezoning parcels with an Agricultural Reserve (AGR) land use, excluding those with a dual land use, IND/AGR, CL/AGR, C/AGR, and the Terra Store Property, PCN 00-42-43-27-052-0133, to the Agricultural Reserve (AGR) Zoning District, and (B) adopt a resolution affirming that action.

B. Summary: Proposed is the rezoning of approximately 20,000 acres with an Agricultural Reserve (AGR) Future Land Use designation, excluding those with a dual land use, IND/AGR, CL/AGR, C/AGR, and the Terra Store Property, PCN 00-42-43-27-052-01 33, to the Agricultural Reserve (AGR) Zoning District, and adopt a resolution affirming that action. The County-initiated rezoning request is required to obtain consistency with the AGR Future Land Use designation on the subject site.(Departments of: PZB; BA, BB)

C. Background and Justification: Comprehensive Plan ordinance 95-39 established standards for the Agricultural Reserve area. The standards provide for the preservation of agriculture and low density residential cluster development. The Florida Statutes mandate that land use and zoning be consistent. Presently the agricultural reserve district consists of various zoning categories which are not consistent with the Comprehensive Plan. This resolution will correct the zoning and land use inconsistencies. Notification of the rezoning was sent to twelve hundred residents within the Agricultural Reserve and adjacent areas, and a separate phone line was set up to provide education and answer inquires from the public.

D. Attachment:

- 1. Resolution
- 2. Staff report

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Recommended by: *John Lauer* 6-12-98
Executive Director Date

Approved by: *P. Miller* 6/12/98
Deputy County Administrator Date

97-120

27/43/42

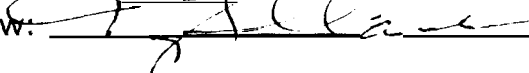
II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	<u>1998</u>	<u>1999</u>	<u>2000</u>	<u>2001</u>	<u>2002</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
Is Item Included in Current Budget?	Yes _____	No _____			
Budget Account No.:	Fund _____	Agency _____	Org. _____	Object _____	
	Reporting Category _____				

B. Recommended Sources of Funds/Summary of Fiscal Impact:

There is no fiscal impact associated with this agenda item.

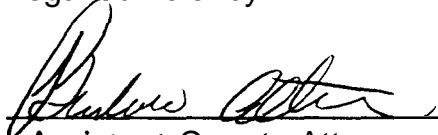
C. Departmental Fiscal Review:  _____

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

_____	_____
OFMB	Contract Dev. and Control

B. Legal Sufficiency:

 _____
Assistant County Attorney

C. Other Department Review:

Department Director

R98 851

(This summary is not to be used as a basis for payment.)

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Commissioner Lee moved for the approval of the Resolution.

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

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

The Chair thereupon declared that the resolution was duly passed and adopted on June 16, 1998.

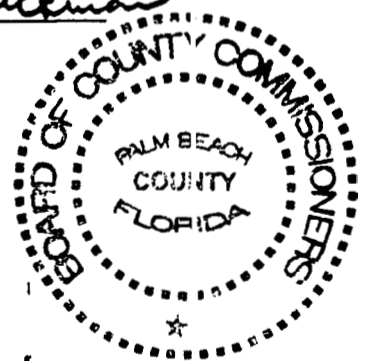
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AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK



R98 851

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PALM BEACH COUNTY
AGRICULTURAL RESERVE

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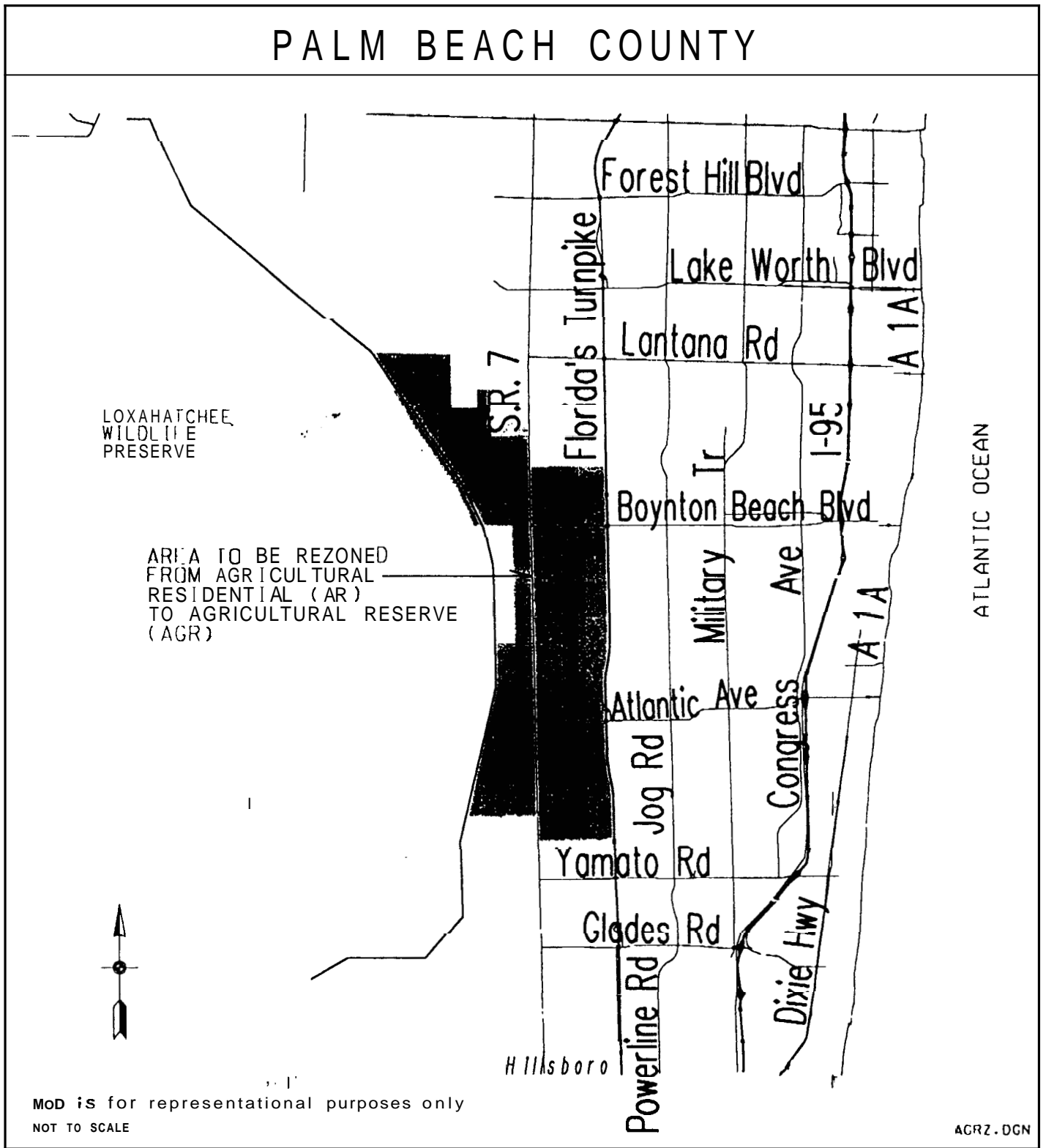
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F:\COMMON\ANGIE\LEGAL\DES.AGR

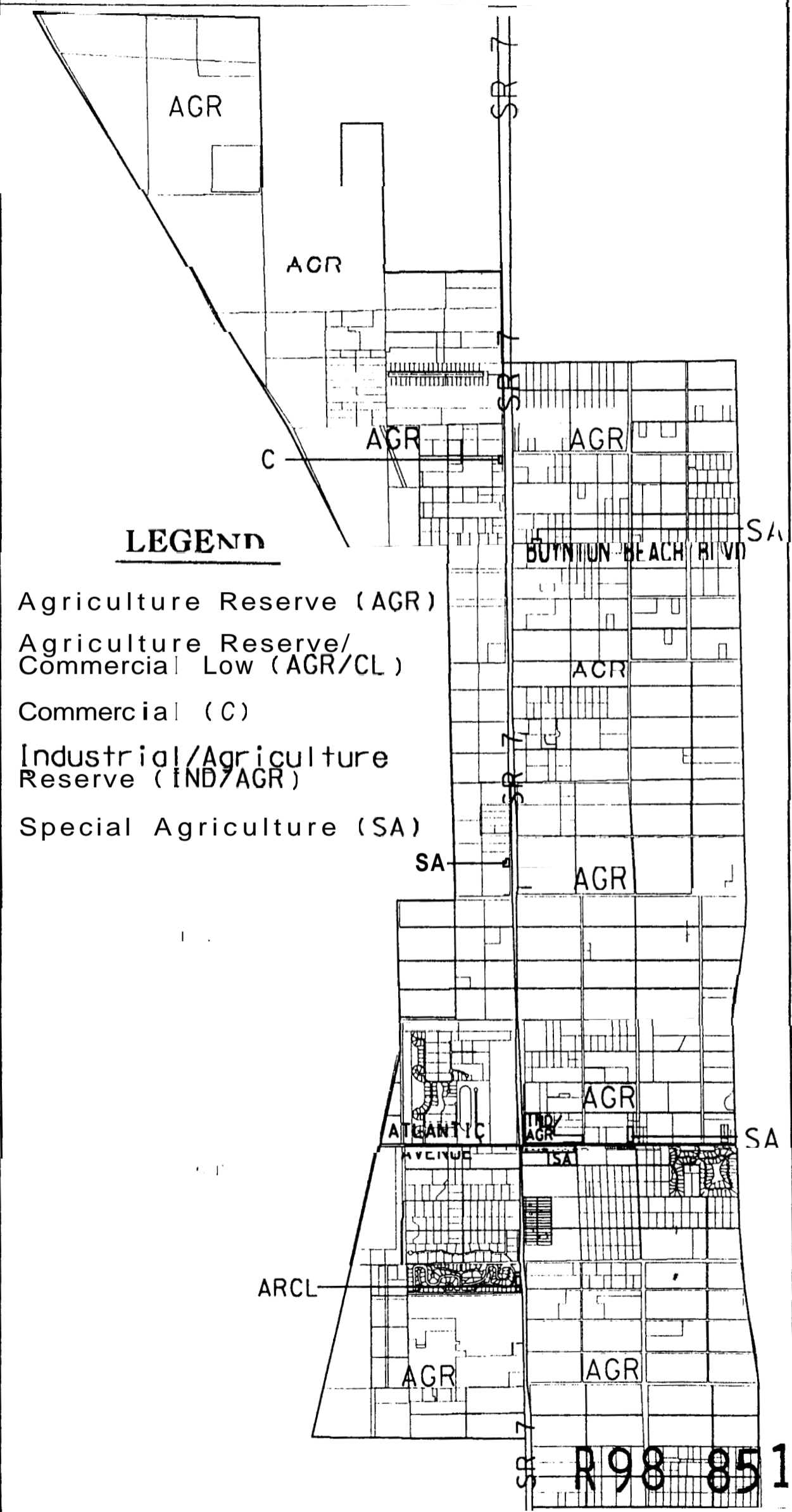
EXHIBIT B
VICINITY SKETCH



R98 851



AG RESERVE FUTURE LAND USE ATLAS



LEGEND

- Agriculture Reserve (AGR)
- Agriculture Reserve/
Commercial Low (AGR/CL)
- Commercial (C)
- Industrial/Agriculture
Reserve (IND/AGR)
- Special Agriculture (SA)



**Department of Planning,
Zoning & Building**

100 Australian Avenue

West Palm Beach, FL 33406

Phone: 233-5000

<http://www.co.palm-beach.fl.us>



**Palm Beach County
Board of County
Commissioners**

Burt Aaronson, Chairman

Maude Ford Lee, Vice Chair

Karen T. Marcus

Carol A. Roberts

Warren H. Newell

Mary McCarty

Ken L. Foster

County Administrator

Robert Weisman, P.E.

Equal Opportunity
Affirmative Action Employer

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**INTER-OFFICE COMMUNICATION
PALM BEACH COUNTY
PLANNING, ZONING AND BUILDING DEPARTMENT**

TO: Honorable Burt Aaronson, Chair and Members of the
Board of County Commissioners

FROM: L. Martin Hodgkins, Zoning Director

Handwritten signature of L. Martin Hodgkins in black ink.

DATE: June 11, 1998

RE: Zoning Petition Z97-120 (AGR Rezoning)

Attached is the Zoning Division Staff Report for the above referenced Zoning Petition. This item has been placed on your Tuesday, June 16, 1998 Board of County Commissioners Agenda. This is the second hearing and adoption meeting for this petition.

If you have any questions please contact myself at 233-5234, David Flinchum at 233-5230 or Anne Hctor at 233-5205.

cc: Patrick Miller, Deputy County Administrator
Dominic Sims, Executive Director, PZ&B
Barbara Alterman, Asst. Co. Atty

Zoning 233-5230

R98 851



**Department of Planning,
Zoning & Building**

100 Australian Avenue

West Palm Beach, FL 33406

(561) 233-5000

<http://www.co.palm-beach.fl.us>



**Palm Beach County
Board of County
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PALM BEACH COUNTY
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cc: Patrick Miller, Deputy County Administrator
Dominic Sims, Executive Director, PZ&B
Barbara Alterman, Asst. Co. Atty

Zoning 233-5230

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Carol A. Roberts

Robert Weisman

Department of Planning, Zoning & Building
100 Australian Avenue
West Palm Beach, FL 33406
Phone: 561-233-5200
Fax: 561-233-5165



Petition No.: 297-120
Petitioner: Palm Beach County BCC
Owner: Various
Agent: Burt Aaronson, Chair
Project Manager: Carrie Rechenmacher, Planner II

Location: Approximate boundaries are Lantana Road on the north; Clint Moore Road on the south; Florida Turnpike on the east and Loxahatchee Wildlife Preserve on the west. (AGR Rezoning).

Request: Official Zoning Map Amendment (**Z**) rezoning parcels with an Agricultural Reserve (AGR) Land Use, excluding those with a dual land use, IND/AGR, CL/AGR, C/AGR and the Terra Store Property, PCN 00-42-43-27-05-052-0133, from the Agricultural Residential to the Agricultural Reserve (AGR) Zoning District.

PETITION SUMMARY:

Proposed is ~~the~~ rezoning of approximately 20,000 acres from the Agricultural Residential (AR) to the Agricultural Reserve (AGR) Zoning District. The County-initiated rezoning request is required to obtain consistency with the AGR Future Land Use designation on the subject site. The goal of the AGR district is to preserve agricultural uses. ~~Amendments made to the Comprehensive Plan in 1995 also provided criteria for the location of commercial land uses and development options in the AGR district.~~

ISSUES SUMMARY:

- o Consistency with Comprehensive Plan

The rezoning request is consistent with the Agricultural Reserve (AGR) future land use designation on the subject site. The request is also consistent with the Palm Beach County Comprehensive Plan and the AGR Zoning District.

The rezoning is implemented in conjunction with Unified Land Development Code (U.L.D.C) amendments adopted April 21, 1998.

- o Compatibility with Surrounding Land Uses

To the north is the Village of Wellington, Homeland and Planned Unit Developments including Melrose Park. To the east are ~~low~~ residential areas which include various FUDs including Indian Hill, Aberdeen, Pipers Glen, Polo Club, and St. Andrews. To the south are Stonebrook and Long Lake Estates PUDs. The areas to the north south and east also include agricultural production, residences, undeveloped land and small scale nonresidential uses. To the west is the Loxahatchee Wildlife Preserve conservation area. Staff does not anticipate a negative impact on the surrounding areas as a result of the rezoning.

o Lake Worth Drainage District (LWDD) Opposition to AGR Rezoning

In correspondences from January 16, 1998, and February 23, 1998 (Exhibit C), the LWDD opposes the rezoning of land owned by the District in the AG Reserve. The LWDD requests the District's property to have a separate zoning designation such as Public Ownership (PO). Rights-of-way or easements located on properties in all zoning districts do not carry separate zoning designations but carry specific rights as described in recorded plats or deed restrictions.

The LWDD does own 13 parcels totaling 154 acres that range from 0.61 to 45.70 acres in size. The District may make application to the Zoning Division to rezone their properties from AGR to PO. Either the AR or AGR zoning district does not preclude LWDD from this action. Rezoning to AGR simply makes the properties in the AGR district consistent with the Comprehensive Plan designation. Zoning staff has met with District officials, however, the District continues to oppose this petition.

o Public Hearing Requirements

Approximately 1175 property owners within the AG Reserve and 1200 property owners within 500 feet surrounding the AGR boundaries were notified of the proposed rezoning by first class mail. In addition, a legal ad in the Palm Beach Post, and signs noticing the rezoning action have been posted along SR7/US441, Clint Moore Road, West Atlantic Avenue, Boynton Beach Boulevard, and the Turnpike accesses at Boynton Beach Boulevard and West Atlantic Avenue. Staff notification of the AGR rezoning exceed both State and Local notification requirements.

Two public hearings before the Board of County Commissioners (BCC) are required for the County initiated rezoning (over 10 acres). The first hearing is scheduled for May 28, 1998. The second hearing before the BCC is scheduled for June 16, 1998.

o Legal Non-Conforming Uses

All properties with an AGR future land use designation shall be rezoned to the AGR Zoning District. If these properties have uses which are not permitted in the AGR zoning district, they will be considered legal nonconforming uses. Those properties with other future land use designations will maintain their current zoning designations.

TABULAR DATA

	EXISTING	PROPOSED
Property Control Number(s)	Approximately 1,175 property owners	Same
Land Use Designation:	Agricultural Reserve (AGR)	Same
Zoning District:	Agricultural Residential (AR)	Agricultural Reserve (AGR)
Use:	Agricultural	Same
Acreage:	Approx. 20,000 acres	Same
Density:	1 unit per 10 acres	1 unit per 5 acres

PUBLIC COMMENT SUMMARY: At time of publication, staff had received 10 letters in support, 12 letters in opposition, and 12 calls with questions concerning the request. The comments in opposition expressed concern over the increase in density and the changing character of the **AG** Reserve. A number of writers indicated that they did not want the **AG** Reserve to be extended east of **SR7/US441**.

RECOMMENDATION: Staff recommends approval of the request.

ACTION BY THE ZONING COMMISSION: May 7, 1998: Motion to recommend approval, carried 4-2.

ACTION BY THE BOARD OF COUNTY COMMISSIONERS: May 28, 1998: Approved on first hearing (6-0).

MOTION: To approve the request for an Official Zoning Map Amendment rezoning parcels with an Agricultural Reserve (AGR) land use, excluding those with a dual land use, IND/AGR CUAGR, C/AGR and the Terra Store Property, PCN00-42-43-27-052-0133, to the Agricultural Reserve (AGR) Zoning District and adopt a resolution affirming that action.

STAFF REVIEW AND ANALYSIS

PLANNING DIVISION COMMENTS:

LAND USE PLAN DESIGNATION: AGR

Underlying Land Use: None

CONSISTENCY WITH LAND USE PLAN DESIGNATION: **The** Planning Division has reviewed the rezoning to AGR for lands having an AGR land use designation and determined the proposal consistent with the AGR future land use designation.

COMPATIBILITY WITH SURROUNDING LAND USES: **The** land use is compatible with the surrounding area.

URBAN SERVICE AREA: The subject properties are in the Rural Service Area.

FUTURE ANNEXATION AREAS: **The** subject properties are not located in a future annexation area identified within an adopted Comprehensive Plan annexation program.

INTERGOVERNMENTAL COORDINATION: A portion of the subject properties are located within one mile of the municipal boundaries of the City of Boca Raton and the Village of Wellington. Staff notified the municipalities of the request. As of February 10, 1998, no comments have been received from either municipality.

SPECIAL OVERLAY DISTRICT/NEIGHBORHOOD PLAN/PLANNING STUDY AREA: A portion of the properties are located within the West Boynton Area Community Plan (WBACP). Planning staff reviewed the request and found there to be no inconsistencies with the Plan.

FINDINGS: The request is consistent with the Agricultural Reserve land use designation and the Palm Beach County Comprehensive Plan.

ENGINEERING COMMENTS:

No Engineering comments.

PALM BEACH COUNTY PUBLIC HEALTH UNIT COMMENTS:

No comments.

ENVIRONMENTAL RESOURCE MANAGEMENT COMMENTS:

VEGETATION PROTECTION: The subject properties are located within the Agricultural Reserve area and are being rezoned to become consistent with the underlying land use. Most of the property is presently under some sort of agricultural production or agricultural related use.

WELLFIELD PROTECTION ZONE: These sites are not located within a Wellfield Protection Zone.

IRRIGATION CONSERVATION CONCERNS AND SURFACE WATER: All new installations of automatic irrigation systems shall be equipped with a water sensing device that will automatically discontinue irrigation during periods of rainfall pursuant to the Water and Irrigation Conservation Ordinance No. 93-3. Any non-stormwater discharge or the maintenance or use of a connection that results in a non-stormwater discharge to the stormwater system is prohibited pursuant to Palm Beach County Stormwater Pollution Prevention Ordinance No. 93-15.

ENVIRONMENTAL IMPACTS: There are no significant environmental issues associated with this petition beyond compliance with ULDC requirements

FINDINGS: The request is consistent with the environmental criteria pursuant to ULDC Sections 7.6 (Excavation) and 9 (Environmental Standards).

OTHER:

FIRE PROTECTION: The Palm Beach County Department of Fire/Rescue will provide fire protection.

SCHOOL IMPACTS: No comments.

PARKS AND RECREATION: No comments.

CONCURRENCY: This proposal does not require concurrency review.

FINDING: The request is in compliance with Article 11 (Adequate Public Facilities) of the ULDC.

DEVELOPMENT REVIEW EVALUATION:

SITE FACTORS: An approximately 20,000 acre site 3 to 4 miles wide with an average depth of 12 miles. The site currently supports agricultural and limited commercial uses.

ADJACENT LAND USE AND ZONING:

NORTH:	Comprehensive Plan: Zoning District: Supporting:	Rural Residential (RR 10), LR-3 Agricultural Residential (AR) & Village of Wellington Homeland and agricultural & residential
SOUTH:	Comprehensive Plan: Zoning District: Supporting:	LR-1, MR-5 Planned Unit Development (PUD) Residential
EAST:	Comprehensive Plan: Zoning District: Supporting:	LR-1, LR-3, MR-5, U/T, INST PUDs and AR Residential and Agricultural
WEST:	Comprehensive Plan: Zoning District: Supporting:	Conservation (CON) Conservation (CON) Loxahatchee Wildlife Preserve

In general to the north is the Village of Wellington and Homeland and PUDs. To the south and east are low residential areas which include various **PUDs**, agricultural production, vacant land and small **scale** nonresidential uses. To the west is the Loxahatchee Wildlife Preserve area.

ZONING REQUIREMENTS: For rezoning applications initiated by the County on properties of 10 or more contiguous acres, the ULDC requires one public hearing **before** the Zoning Commission and **two** hearings before the Board of County Commissioners. The ULDC requires advertisements in accordance with State Statutes. **The** State Statutes require newspaper publication or **letters** to be mailed to residents owning property within the area to be rezoned.

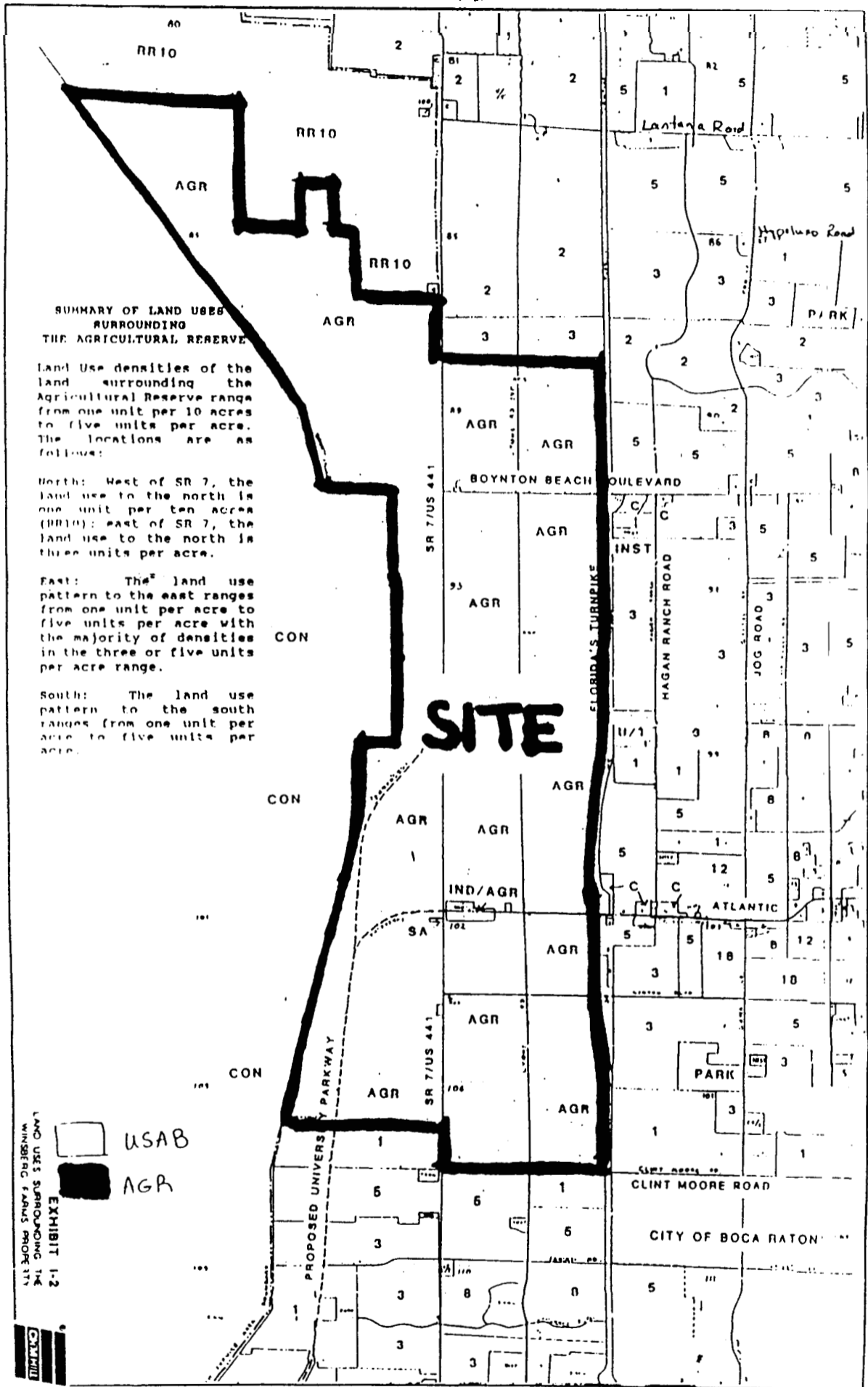
Public notification for all private and County initiated applications less than 10 contiguous acres require: published newspaper advertising; certified mail on all properties within 300 feet and, first class mail for property located between 300 and 500 feet; and posting of signs on the site.

FINDINGS: The request is consistent with the ULDC and the stated purpose and intent of the ULDC. The request complies with all standards imposed on it by **all** applicable provisions of the ULDC for use, layout, function, and **general** development characteristics. The request is consistent with the **existing** uses, **character** and **zones** of land surrounding and in the vicinity of the subject property and the appropriate zoning district for the subject property. Conditions in the area of the subject property have changed to the extent to warrant the request. The proposal complies with all relevant and appropriate portions of **Sec. 6.6** (Supplementary Regulations) of **the** ULDC. **The** design of the proposed use should minimize any adverse **effects** on adjacent lands. The request will result in a logical, timely and orderly development pattern.

EXHIBITS

- Exhibit A: Legal Description (**NA** - attached to resolution)
- Exhibit B: Vicinity Sketch
- Exhibit C1 & C2: Lake Worth Drainage District (LWDD) Letter of Objection

**PALM BEACH COUNTY PLANNING DIVISION
SITE LOCATION AND LAND USE**



R98 851

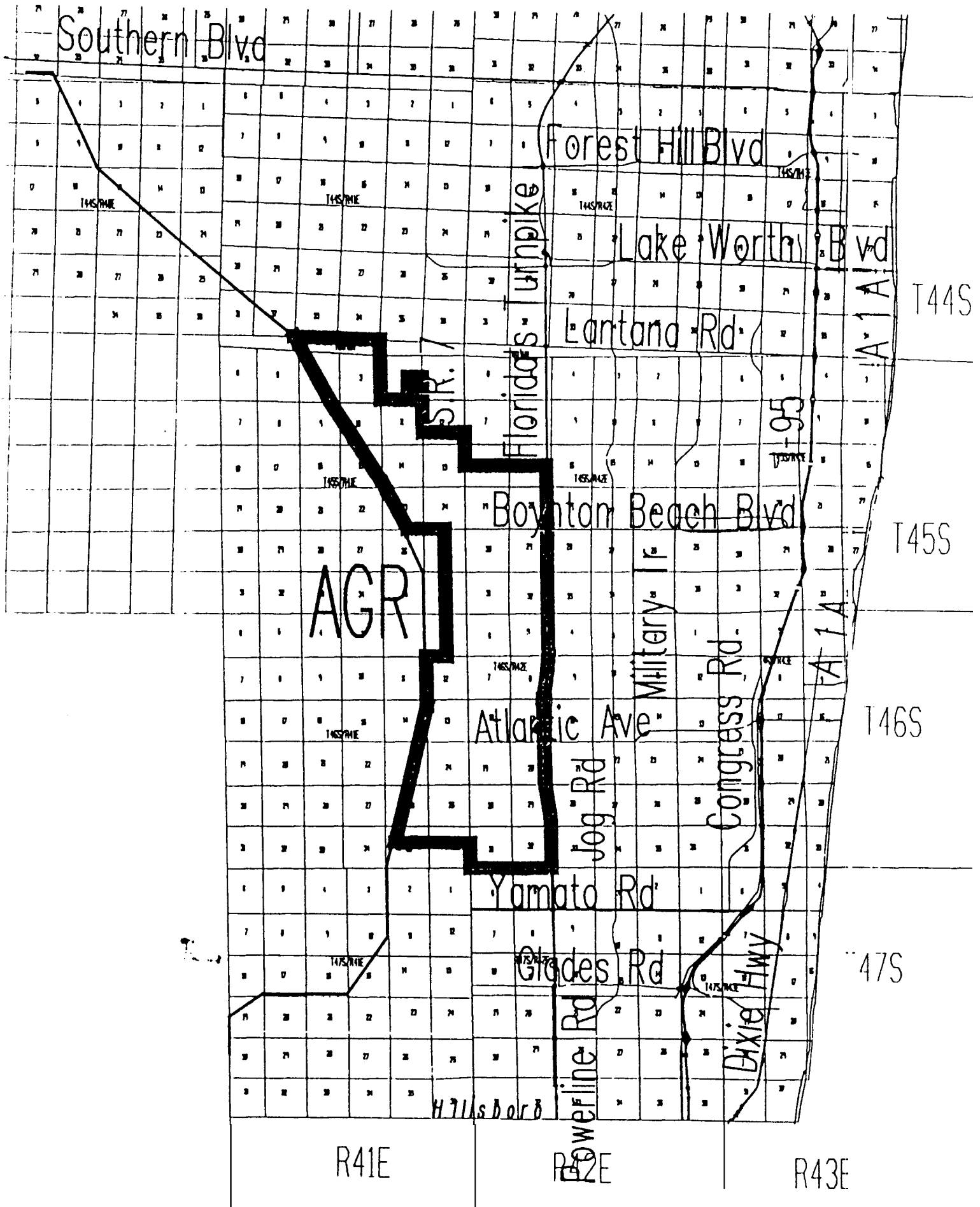


Petition Number: 97-120
 Land Use Atlas: 84, 85, 88, 89, 92, 93, 97, 98, 101, 102, 103, 106
 Date: 12-19-97



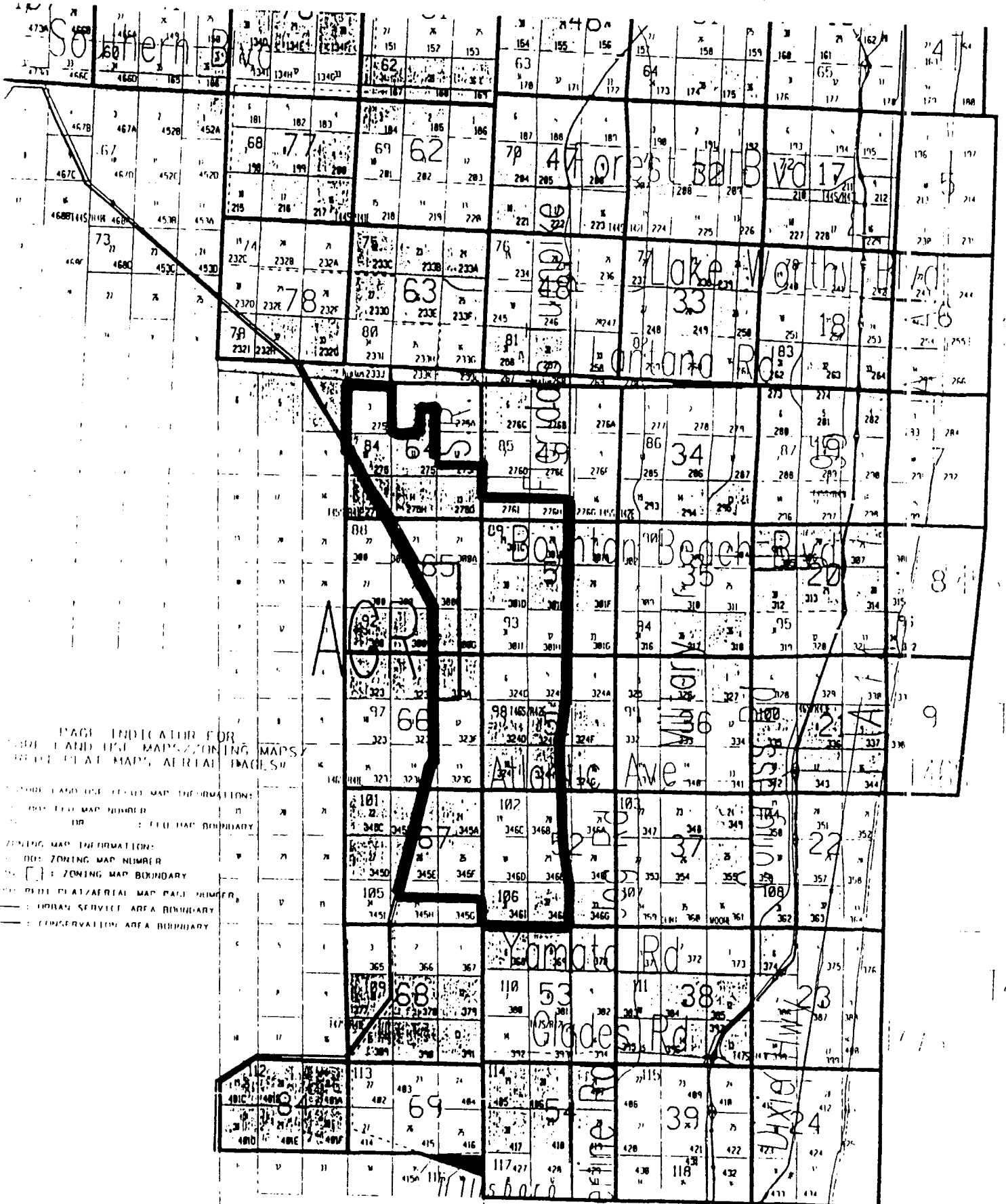
7

AG RESERVE
PALM BEACH COUNTY



97-120 R98 851
8

AG RESERVE PALM BEACH COUNTY



PAGE INDICATOR FOR
 ZONING MAPS
 ZONING MAP INFORMATION:
 ZONING MAP NUMBER
 ZONING MAP BOUNDARY
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 ZONING MAP BOUNDARY

R411

R21

R431

R98 851
 97-120



Exhibit C.1

City of West Palm Beach
Planning Department
100 Australian Ave., 4th Floor
West Palm Beach, Florida 33406
Phone: (561) 495-9694
Fax: (561) 495-9694

100 MILITARY TRAIL
WEST PALM BEACH, FLORIDA 33406

January 16, 1998

Carrie Rechenmacher, Project Manager
Palm Beach County Planning,
Building & Zoning Department
100 Australian Ave., 4th Floor
West Palm Beach, Florida 33406

Re: Petition No. Z 97-120
AGR Rezoning (SW Quad of the LWDD Service Area)
New Public Hearing Certification Item for January 28, 1998 DRC Meeting
LWDD Lateral Canal No. 16 thru No. 42 and Equalizers E-1W thru E-2W
LWDD Project No. 98-4735P.01

Dear Ms. Rechenmacher:

This petition is located in the Southwest quadrant of the District's Service Area.

Our records indicate that Lake Worth Drainage District owns lands within the area designated on the Vicinity Map included in the PZ & B package the District received December 31, 1997. The vicinity map would seem to indicate that the areas of the District's ownership are included in the lands inscribed.

Lake Worth Drainage District would not be in agreement with the certification of this petition until the aforesaid difference is resolved.

Respectfully,

LAKE WORTH DRAINAGE DISTRICT

Ronald L. Crone
Ass't. Manager

R98 851

RLC:lar

c: Glen Marks, P.L.S., Palm Beach County Survey Department
Jim Choban, Palm Beach County Land Development Division



LAKE WORTH DRAINAGE DISTRICT

1385 MILITARY TRAIL
WEST PALM BEACH, FLORIDA 33411

Exhibit C.2.

Executive Director
 District Manager
 Planning Director
 Engineering Director
 Environmental Services Director
 Finance Director
 Human Resources Director
 Information Systems Director
 Maintenance Director
 Public Affairs Director
 Safety Director

February 23, 1998

Ms. Carrie Rechenmacher
 Project Manager
 Palm Beach County
 Planning, Building & Zoning
 100 Australian Avenue
 Fourth Floor
 West Palm Beach, FL 33406

Re: **Petition No. Z 97-120**
AGR Rezoning [SW Quad of LWDD Service Area]
LWDD Lateral Canals 16 through 42 and Equalizer Canals 1W through 2W
LWDD Project No. 98-4735P.01

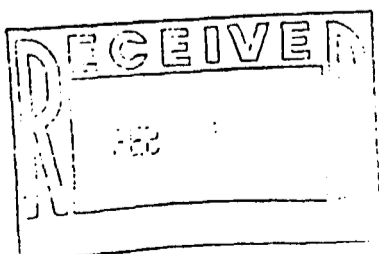
Dear Ms. Rechenmacher:

This letter is being sent as a follow up to Ronald L. Crone's letter of January 16, 1998 to reconfirm the District's objection to certification of Petition No. Z 97-120, regarding AGR rezoning.

The petition that has been filed would rezone the real estate owned by the Lake Worth Drainage District to AGR, which is inappropriate. The property owned by the Lake Worth Drainage District should be designated as Publicly Owned, Governmental or a similar zoning classification. The restrictions and regulations contained in AGR are inappropriate for the real estate owned by the Lake Worth Drainage District. Hopefully the rezoning petition could be amended to accommodate these requirements of the District.

Sincerely,

MARK A. PERRY
 COUNSEL TO LWDD
 MAAP, Inc.
 c/o Ronald L. Crone, Assistant Manager LWDD



R98 851

12

4A



Department of Planning,
Zoning & Building
100 Australian Avenue
West Palm Beach, FL 33406
(561) 233-5000
http://www.co.palm-beach.fl.us

INTER-OFFICE COMMUNICATION
PLANNING, ZONING AND BUILDING DEPARTMENT

TO: Sandra Seog, Agenda Coordinator
FROM: L. Martin Hodgkins, AICP, Zoning Director
DATE: May 8, 1998
RE: Agenda Item for June 16, 1998

Palm Beach County
Board of County
Commissioners

- Burr Aaronson, Chairman
- Maude Ford Lee, Vice Chair
- Karen T. Marcus
- Carol A. Roberts
- Warren H. Newell
- Mary McCarty
- Ken L. Foster

County Administrator
Robert Weisman, PE

The Zoning Division needs to have an agenda item placed at the beginning of the Board of County Commissioners Public Hearing on June 16, 1998. The following is the summary of the item that we will be discussing. The Zoning Division will be providing the t ack-up material under separate cover as we have in the past.

Z97-120 Official Zoning Map Amendment (Z) petition of Palm Beach County BCC, by Zoning Division, Agent. Request: Rezoning from AR to AGR. General Location: Approximate boundaries are Lantana Road on the north; Clint Moore Road on the south; Florida Turnpike on the east and Loxahatchee Wildlife Preserve on the west) (**AGR REZONING**).

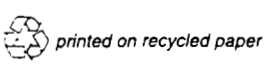
If you need any additional information please contact Donna Adelsperger at 233-5224.

- cc: Patrick Miller, Deputy County Administrator
- ~~Dominic Sims, Executive Director PZ&B~~
- David Flinchum, Principal Planner
- Anne Hocter, Principal Planner
- Robert Banks, Assistant County Attorney
- Barbara Alterman, Assistant County Attorney
- Petition File

Zoning 233-5234

R98 851

"An Equal Opportunity
Affirmative Action Employer"



INTER-OFFICE COMMUNICATION
PLANNING, ZONING AND BUILDING DEPARTMENT

TO: Sandra Seog, Agenda Coordinator
FROM: L. Martin Hodgkins, AICP, Zoning Director
DATE: May 8, 1998
RE: Agenda Item for June 16, 1998

The Zoning Division needs to have an agenda item placed at the beginning of the Board of County Commissioners Public Hearing on June 16, 1998. The following is the summary of the item that we will be discussing. The Zoning Division will be providing the back-up material under separate cover as we have in the past.

Z97-120 Official Zoning Map Amendment (Z) petition of Palm Beach County BCC, by ~~Zoning Division, Agenda~~ Burt Aaronson, Chair. Request: Rezoning from AR to AGR. General Location: Approximate boundaries are Lantana Road on the north; Clint Moore Road on the south; Florida Turnpike on the east and Loxahatchee Wildlife Preserve on the west) **(AGR REZONING)**.

If you need any additional information please contact Donna Adelsperger at 233-5224.

cc: Patrick Miller, Deputy County Administrator
Dominic Sims, Executive Director PZ&B
David Flinchum, Principal Planner
Anne Hocht, Principal Planner
Robert Banks, Assistant County Attorney
Barbara Alterman, Assistant County Attorney
Petition File

R98 851

PROOF OF PUBLICATION

**STATE OF FLORIDA
COUNTY OF PALM BEACH**

Before the undersigned authority personally appeared **Chris Bull** who on oath says that she is **Classified** Advertising Manager of The Palm Beach Post, a daily and Sunday newspaper published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising, being a Notice in the matter of Public Hearings May 7, 28, June 16, 1998 in the -- Court, published in said newspaper in the issues of April 26, 1998.

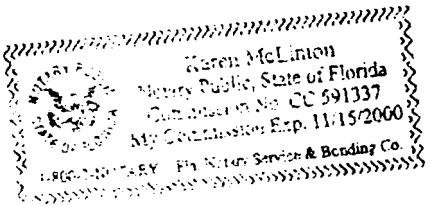
Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Chris Bull

Sworn to and subscribed before this 27 day of April, A.D. 1998

[Signature]

Personally known XX or Produced Identification _____
Type of Identification Produced _____



Notice is hereby given Pursuant to Chapter 125, F.S.; Chapter 113, F.S.; Chap. IV, Administrative Code of Palm Beach County, FL; the Palm Beach County Unified Land Development Code (Ordinance 92-20, as amended), and other authority vested in the Zoning Commission and the Board of County Commissioners to call and hold public hearings and give notice hereof that public hearings will be held on the below listed requests for Official Zoning Map Amendments (rezonings), Conditional Uses, Requested Uses, Planned Developments, Development Order Amendments and Administrative Inquiries. Said public hearings to be held as follows: Location 8th Floor Commission Chambers, Governmental Center, 301 N. Olive Ave., West Palm Beach, FL
Thursday May 7, 1998 public hearing before the Palm Beach County Zoning Commission at 8:00 A.M. to review, hear and consider said requests, to exercise such powers and duties in accordance with Article 4, Section 4.3, of the Palm Beach County Unified Land Development Code, and to take such other appropriate and lawful action including continuing said public hearing from time to time upon a motion of the Commission duly passed and approved. Interested parties may appear at the hearing and be heard with respect to the proposed resolutions.
Thursday May 28, 1998 and Tuesday June 16, 1998 public hearing before the Board of County Commissioners at 8:30 A.M. to review, hear and consider said requests, to exercise such powers and duties in accordance with Article 4, Section 4.1, of the Palm Beach County Unified Land Development Code, and to take such other appropriate and lawful action including continuing said Public hearing from time to time upon a motion of the Board duly passed and approved. Interested parties may appear at the hearing and be heard with respect to the proposed resolutions. Interested parties may appear at the hearing and be heard with respect to the proposed resolutions. The resolutions and files for the petitions may be inspected at the Planning, Zoning and Building Department, located at 100 Australian Avenue, West Palm Beach, Florida 33406, weekdays between the hours of 8:30 A.M. and 5:00 P.M.
Appeals If a person decides to appeal any decision made by the Commission or Board with respect to any matter considered at such hearing, he/she will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made which record includes the testimony and evidence upon which the appeal is to be based. All appeals must be filed in accordance with the applicable provisions of the Palm Beach County Unified Land Development Code.
Consent Agenda The Zoning Commission and Board of County Commissioners may take items in a different order than they appear in the agenda. "Consent Agenda" items will be reviewed during the first portion of each meeting. Individuals may express their comments concerning petition applications on Thursday before forms available at the Zoning Division.
(Public: April 26, 1998)
207-120 Official Zoning Map Amendment (Z) Petition of Palm Beach County BCC, by Zoning Division, Agent. Request: Rezone from AR to ACR. General Location: Approximate location of my Landmark Hotel at 10000 S. Dixie Hwy. West Palm Beach, FL. The subject of this petition is the site of the existing building on the site and the proposed building to be constructed on the site. IN ACCORDANCE WITH THE PROVISIONS OF THE ADA, THIS DOCUMENT MAY BE REQUESTED IN AN ALTERNATIVE FORMAT. AUXILIARY AIDS OR SERVICES WILL BE PROVIDED UPON REQUEST WITH AT LEAST THREE DAYS NOTICE. PLEASE CONTACT 561-233-5221.

R98 851

PALM BEACH NEWSPAPERS, INC.
The Palm Beach Post
2751 S. Dixie Hwy., West Palm Beach, FL 33405
Phone: (561) 820-3106 Fax: (407) 820-4345

Legal Advertising Invoice

Account # 454311

Ad # 463901

Description: Notice: Public Hearings May 7, 28,
June 16, 1998

Size: 11 1/2"

Amount: \$257.60

Published: April 26, 1998

Legal Advertising Deadlines

<u>Publish Date</u>	<u>Deadline</u>
Monday	Friday 3PM
Tuesday	Friday 3PM
Wednesday	Monday 3PM
Thursday	Monday 3PM
Friday	Wednesday 3PM
Saturday	Thursday 3PM

Palm Beach County, Zoning Division
Dept. Of Planning, Zoning & Bldg.
100 Australian Avenue
West Palm Beach, FL 33406

R98 851

PALM BEACH NEWSPAPERS, INC.

The Palm Beach Post
2751 S. Dixie Hwy., West Palm Beach, FL 33405
Phone: (561) 820-3106 Fax: (407) 820-4345

Legal Advertising Invoice

Account # 4543 11

Ad # 478657

Description: Notice: Zoning Change

Size: 2x10=20"

Amount: \$591.20



Published: June 3, 1998

Legal Advertising Deadlines

<u>Publish Date</u>	<u>Deadline</u>
Monday	Friday 3PM
Tuesday	Friday 3PM
Wednesday	Monday 3PM
Thursday	Monday 3PM
Friday	Wednesday 3PM
Saturday	Thursday 3PM

Anne Hctor
Planning, Zoning & Building Department
100 Australian Ave.
West Palm Beach, FL 33406

R98 851

THE PALM BEACH POST

Published Daily and Sunday

West Palm Beach, Palm Beach County, Florida

PROOF OF PUBLICATION

FLORIDA

PALM BEACH

Authorized authority personally appeared **Linda Francis** who on oath says that she is the **Advertising Supervisor** of The Palm Beach Post, a daily and Sunday newspaper published in Palm Beach in Palm Beach County, Florida; that the attached copy of a **Notice** in the matter of **Zoning Change** in the **County** Court, was published in the issues of **June 3, 1998**,

and that the said The Post is a newspaper published at West Palm Beach, in said County, Florida, and that the said newspaper has heretofore been continuously published in Palm Beach County, Florida, daily and Sunday and has been entered as second class postage paid at the post office in West Palm Beach, in said Palm Beach County, Florida, for the next preceding the first publication of the attached copy of advertisement; she says that she has neither paid nor promised any person, **firm** or corporation a commission or refund for the purpose of securing this advertisement for said newspaper.

Linda Francis

Subscribed before me this **3** day of **June** A.D. 1998

[Signature]

Produced Identification

Not Produced

~~~~~  
 Karen McLinton  
 Notary Public, State of Florida  
 Commission No. CC 591337  
 Commission Exp. 11/15/2000  
 PLY Fla Notary Service & Bonding Co.  
 ~~~~~

R 98 851

NO. 4780-7

NOTICE OF ZONING CHANGE

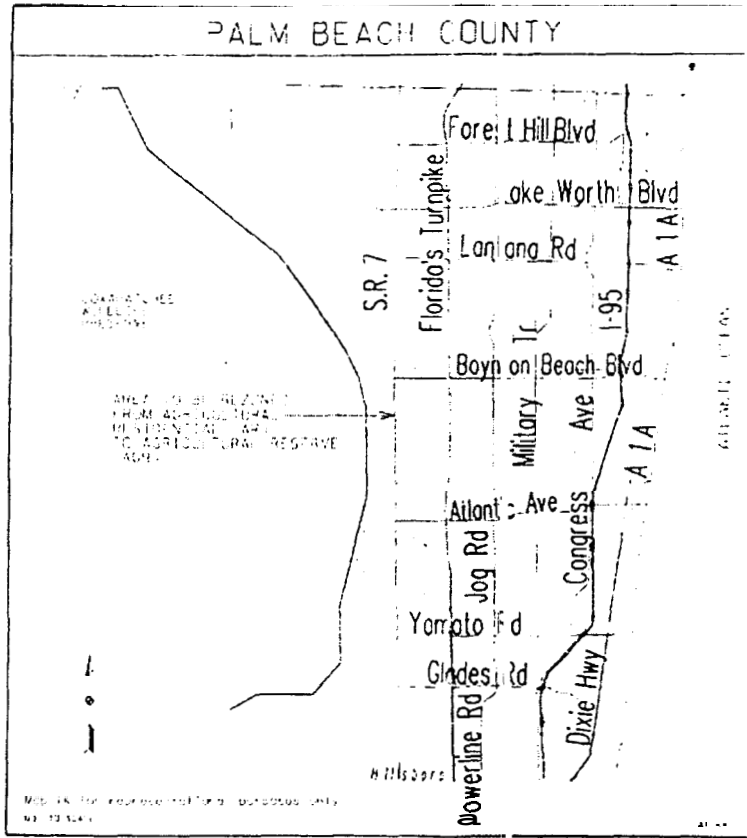
THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, PROPOSES TO ADOPT A RESOLUTION APPROVING ZONING PETITION 297-120 OFFICIAL ZONING MAP AMENDMENT (REZONING PETITION OF PALM BEACH COUNTY BCC BY BURT AARONSON, CHAIRMAN) TO AGRICULTURAL RESERVE (AGR) REZONING WITHIN THE AREA SHOWN IN THE MAP IN THIS ADVERTISEMENT.

A PUBLIC HEARING ON THE REZONING WILL BE HELD ON TUESDAY, JUNE 16, 1998 AT 9:30 A.M. IN THE JANE M. THOMPSON MEMORIAL CHAMBERS, SIXTH FLOOR, GOVERNMENTAL CENTER, 301 NO OLIVE AVENUE, WEST PALM BEACH, FLORIDA.

A COPY OF THE ABOVE REFERENCED PROPOSED REZONING IS AVAILABLE FOR INSPECTION IN THE ZONING DIVISION, AT THE PLANNING, ZONING AND BUILDING DEPARTMENT, LOCATED AT 100 AUSTRAL AVENUE, 4TH FLOOR, WEST PALM BEACH, FLORIDA 33406, WEEKDAYS BETWEEN THE HOURS OF 8:30 A.M. AND 5:00 P.M. INTERESTED PARTIES MAY APPEAR AT THE HEARING AND BE HEARD WITH RESPECT TO THE PROPOSED ORDINANCE.

IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE BOARD, AGENCY, OR COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH A MEETING OR HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE, HE MUST NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. ALL APPEALS MUST BE FILED IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF THE PALM BEACH COUNTY UNIFIED LAND DEVELOPMENT CODE.

IN ACCORDANCE WITH THE PROVISIONS OF THE ADA, THIS DOCUMENT MAY BE REQUESTED IN AN ALTERNATE FORMAT. AUXILIARY AIDS OR SERVICES WILL BE PROVIDED UPON REQUEST WITH AT LEAST THREE DAYS NOTICE. PLEASE CONTACT M. JUREEN BARBER AT 562-233-5204.



PUBLISH: The Palm Beach Post, June 3, 1998

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
PUBLIC HEARING

AG RESERVE

Tuesday, June 16, 1998
9:35 a.m. - 9:45 a.m.
301 North Olive Avenue
West Palm Beach, Florida

Reporting:

Sophie M. (Bunny) Springer
Notary Public

R98 851

A T T E N D E E S

Burt Aaronson, Chairman

Maude Ford Lee, Vice Chairman

Karen T. Marcus, Commissioner

Carol A. Roberts, Commissioner

Mary McCarty, Commissioner

Warren Newell, Commissioner

Robert Weisman, County Administrator

Patrick Miller, Deputy County Administrator

Dominick Sims, Executive Director, PZ&B

Denise Dytrych, County Attorney

Barbara Alterman, Esquire, Assistant County Attorney

Linda Hoppes, Senior Planner, Planning

Ann Hoctor, Senior Planner, Zoning

John Dane, Clerk

Linda Hickman, Clerk

R98 851

I N D E X

<u>Agenda No.</u>	<u>Petition No.</u>	<u>Page</u>
2	Additions/Deletions	4
3	Consent Agenda	6
4 .A	Z97-120	6

<u>CERTIFICATE OF REPORTER:</u>	9
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change orders for construction contracts.

On Page 10, Item 3.C.13, there are revisions to the motion regarding the construction contract with Omega Contracting and the budget amendments for that item.

Page 12, Item 3.E.3. This is a deletion of ratifying the chairman's signature on Early Head Start. This will be coming back to you in two weeks.

On Page 14, Item 3.F.3, this is deletion of a Joint Funding Agreement for PBIA vehicle purchase. That'll be coming back to you, as well.

On Page 22, Item 3.V.1, a revised motion on the budget transfer for the Mass Transportation Fund.

On Page 24, Item 4, you do not need to recess. You'll be meeting as the Board of County Commissioners to consider Item 4.A, revised motion on the official zoning map amendment for the Ag Reserve.

On Page 27, Item 5.B.2, there's a revised title regarding the case of Escareno versus Palm Beach County.

Page 28, Item 5.B.4, there's a revised budget transfer regarding Donald Ross Road.

Page 29, Item 5.E.2, an add-on, negotiated settlement for the satisfaction of lien with B&B Leasing.

On Page 30, Item 5.F.1, a revised title and summary regarding DOSS Community Care for the Elderly budget amendment.

Also on Page 30, Item 5.G.1, this is an add-on, property acquisitions related to Lake Ida Road.

Also on Page 30, Item 5.G.2, an add-on regarding Cypress Lakes and the sidewalk adjacent to Roebuck Road.

Page 30, Item 5.G.3. This is an emergency budget transfer out of the capital outlay fund for a drainage project known as Riverside Drainage Project.

Page 30, Item 5.H.1. This is a resolution at the request of Clay Shaw in support of the Water Resources Development Act in support of beach renourishment projects.

Page 32, Item 6.B.1. This is a deletion of Westgate appointments.

And the last change, Page 34, Item 6.D.1, a revised title regarding the Fire/Rescue Advisory Board appointments.

COMMISSIONER MARCUS: Move adoption.

COMMISSIONER ROBERTS: Second.

CHAIRMAN AARONSON: Motion by Commissioner Marcus to move adoption, second by Commissioner Roberts.

All in favor.

COMMISSIONERS: Aye.

CHAIRMAN AARONSON: All opposed.

(No response)

CHAIRMAN AARONSON: Motion carries, 6-0.

Thank you.

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CHAIRMAN AARONSON: We'll now go to the consent agenda. Any commissioner wishing to pull anything from the consent agenda, please signify.

(No response)

CHAIRMAN AARONSON: Okay. Page 6; 7; 8; 9; 10; 11; 12; 13; 14; 15; 16; 17; 18; 19; 20; 21; 22 and 23.

COMMISSIONER MARCUS: Move adoption of the consent agenda.

CHAIRMAN AARONSON: There's a motion by Commissioner Marcus to move adoption.

COMMISSIONER ROBERTS: Second.

CHAIRMAN AARONSON: Second by Commissioner Roberts.

Is there any member of the public wishing to speak on any of the items on the consent agenda, please come forward.

(No response)

CHAIRMAN AARONSON: Seeing no response from the public, I'll return to the Board.

All in favor.

COMMISSIONERS: Aye.

CHAIRMAN AARONSON: All opposed.

(No response)

CHAIRMAN AARONSON: Motion carries, 6-0.

Thank you.

CHAIRMAN AARONSON: We'll now go to public hearing. Is there proof of publication?

COMMISSIONER MARCUS: Move to receive and file.

CHAIRMAN AARONSON: Motion to receive and file by Commissioner Marcus.

COMMISSIONER ROBERTS: Second.

CHAIRMAN AARONSON: Second by Commissioner Roberts.

We will now go to --

COMMISSIONER MARCUS: We need to --

CHAIRMAN AARONSON: -- 4.A.

COMMISSIONER MARCUS: We didn't vote.

CHAIRMAN AARONSON: All in favor.

COMMISSIONERS: Aye.

CHAIRMAN AARONSON: All opposed.

(No response)

CHAIRMAN AARONSON: Motion carries, 6-0.

4.A, official zoning map amendment; petitioner, Palm Beach County Board of County Commissioners, by Burt Aaronson, Chair; request rezoning from AR to AGR; general location, approximate boundaries are Lantana Road on the north, Clint Moore Road on the south, Florida

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Turnpike on the east and Loxahatchee Wildlife Preserve on the west.

Staff.

MR. SIMS: Thank you, Commissioner.

This is the amendment of the official zoning map for 20,000 acres within the Ag Reserve.

Ann Hoctor is here to present this item to you today which is the last step in the long process that you began back in 1995.

CHAIRMAN AARONSON: Okay. I have one card on this item.

Rosa Durando.

COMMISSIONER MARCUS: Mr. Chairman, are we going to get a presentation from Ann first or what the staff --

CHAIRMAN AARONSON: Okay.

COMMISSIONER MARCUS: -- recommendicn is?

CHAIRMAN AARONSON: You want the presentation first?

COMMISSIONER MARCUS: Sure.

CHAIRMAN AARONSON: Ann, would you make the presentation, please.

MS. HOCTOR: The staff's recommendation is to approve the official zoning map amendment which is through rezoned parcels that have Ag Reserve land use and adopt a resolution to affirm that.

This is mandated by the Comprehensive Plan and in the Comprehensive Plan amendment in 1995, and we're fulfilling that mandate.

CHAIRMAN AARONSON: Okay. Ms. Durando.

MS. DURANDO: Just for the record, I had supported this. If there's no problem, I have no comment.

CHAIRMAN AARONSON: Thank you very much.

With that, is there a motion?

(No response)

CHAIRMAN AARONSON: Is there a motion to approve the official zoning map amendment.

VICE CHAIRMAN LEE: So moved.

CHAIRMAN AARONSON: There's a motion by Commissioner Lee.

COMMISSIONER McCARTY: Second.

CHAIRMAN AARONSON: Second by Commissioner McCarty.

All in favor.

COMMISSIONERS: Aye.

CHAIRMAN AARONSON: All opposed.

(No response)

CHAIRMAN AARONSON: Motion carries, 6-0.

MS. ALTERMAN: Mr. Chairman, also --

CHAIRMAN AARONSON: Ms. Alterman.

MS. ALTERMAN: -- the motion to adopt the resolution, please.

CHAIRMAN AARONSON: Is there a motion to adopt the resolution?

VICE CHAIRMAN LEE: So moved.⁸

CHAIRMAN AARONSON: There's a motion by Commissioner Lee.

COMMISSIONER NEWELL: Second.

CHAIRMAN AARONSON: Second by Commissioner Newell.

All in favor.

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COMMISSIONERS: Aye.

CHAIRMAN AARONSON: All opposed.

(No response)

CHAIRMAN AARONSON: Motion carries, 6-0.

Thank you.

(Whereupon, the portion pertaining to Z97-120 was concluded.)

* * * * *

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C E R T I F I C A T E

THE STATE OF FLORIDA)
COUNTY OF PALM BEACH)

I, Sophie M. Springer, Notary Public, State of Florida at Large,

DO HEREBY CERTIFY that the above-entitled and numbered cause was heard as hereinabove set out; that I was authorized to and did report the proceedings and evidence adduced and offered in said hearing and that the foregoing and annexed pages, numbered 4 through 8, inclusive, comprise a true and correct transcription of the Board of County Commissioners hearing.

I FURTHER CERTIFY that I am not related to or employed by any of the parties or their counsel, nor have I any financial interest in the outcome of this action.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 8th day of July, 1998.


Sophie M. Springer



Sophie M. Springer
MY COMMISSION # CC570728 E (PIRES)
September 13, 2000
BONDED THRU TROY FAH INSURANCE, INC.

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