

RESOLUTION R-98- 1115

RESOLUTION AMENDING RESOLUTION R-98-740
RESOLUTION APPROVING ZONING PETITION OF
FOXHILL LTD. PARTNERSHIP
PETITION PDD97-104(1)

WHEREAS, Foxhill Ltd. Partnership, petitioned the Palm Beach County Board of County Commissioners on May 28, 1998 for a Official Zoning Map Amendment to Planned Development District (PDD) Rezoning from AR to PUD (60/40 AGR PUD); and

WHEREAS, Resolution R-98-740, adopted on May 28, 1998 confirming the action of the Board of County Commissioners inadvertently did not contain Condition H.9 in Exhibit C; and

WHEREAS, Exhibit C of Resolution R-98-740 should have contained Conditions E.4.A and H.9 as shown below:

E.4.A. Prior to issuance of the 55th building permit, the property owner shall apply to the Palm Beach County Engineering and Public Works Department for a permit to landscape the adjacent median of ~~Lake Worth Road~~ State Road 7 right-of-way. This permit, to be completed by the property owner, shall name Palm Beach County as the applicant. As part of this permit process, the property owner shall enter into a Right of Way, Landscape Maintenance, Removal, and Indemnification Agreement. When landscaping is permitted by the Florida Department of Transportation, landscaping shall, at a minimum, consist of the "Low Cost Planting Concept" outlined in the Palm Beach County Engineering and Public Works Department March 1994 Streetscape Standards. The property owner shall also be responsible to supplement any existing landscape material previously planted in this median and all new landscape material shall be consistent with the landscaping theme adopted for this roadway. All landscape material, installation, and maintenance requirements shall be subject to the standards set forth by the Streetscape Standards. If all xeriscape material is utilized, the watering of the plant material during the initial heal-in period shall be the responsibility of the property owner. Alternative species other than those listed in the County standards may be allowed subject to approval by the County Engineer. (BLDG PERMIT: MONITORING - Eng)

H.9 The water bodies shall be provided as required by the Comprehensive Plan and the Unified Land Development Code. In the event the applicant changes the site plan dated February 26, 1998 to reflect changes to water bodies, such plan shall be reviewed and approved by the Development Review Committee and the Board of County Commissioners. (ONGOING/DRC: PLANNING/ZONING)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recitals are hereby affirmed and ratified.
2. Exhibit C of Resolution R-98-740 is hereby amended to include Conditions E.4.A and H.9.

Commissioner Newell 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	--	Absent
Karen T. Marcus	--	Aye
Mary McCarty	--	Absent
Warren Newell	--	Aye
Carol A. Roberts	--	Absent

The Chair thereupon declared the resolution was duly passed and adopted on July 23, 1998.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: [Signature]
COUNTY ATTORNEY

BY: [Signature]
DEPUTY CLERK

