

## RESOLUTION NO. R-98- 1791

RESOLUTION APPROVING ZONING PETITION W98-33  
 WAIVER OF MINIMUM COMPREHENSIVE DENSITY REQUIREMENT (W)  
 PETITION OF JAMES HOUSTON  
 BY DWIGHT WEYANT, AGENT  
 (HOUSTON SUBDIVISION)

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 W98-33 was presented to the Board of County Commissioners at a public hearing conducted on October 22, 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 proposed development is consistent with the provisions of the "Joint Planning Area" agreement;
2. That an analysis is completed that addressed:
  - a) the impact of a reduced density development on the overall infrastructure system;
  - b) the compatibility of the proposed development with adjacent land uses;
  - c) the effect of the reduced density development on the ability of the County to meet its goals, objectives and policies related to affordable housing.
3. The development is located in a municipal annexation area and the analysis was performed by the annexing municipality.

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 W98-33, the petition of James Houston, by Dwight Weyant, agent, for a WAIVER OF MINIMUM DENSITY REQUIREMENTS (WAIVER) in the Residential Medium Density (RM) 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 October 22, 1998.

Commissioner Roberts moved for the approval of the Resolution.

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

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

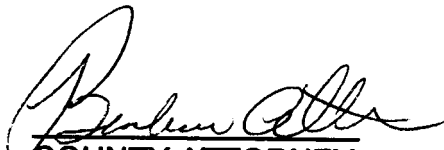
The Chair thereupon declared that the resolution was duly passed and adopted on October 22, 1998.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

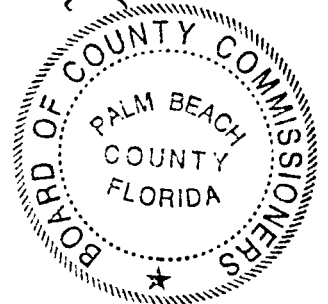
DOROTHY H. WILKEN, CLERK

BY:

  
COUNTY ATTORNEY

BY:

  
DEPUTY CLERK



**EXHIBIT A**  
**LEGAL DESCRIPTION**

THE EAST 600 FEET OF THE SOUTHEAST QUARTER OF THE  
SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF  
SECTION 6, TOWNSHIP 44 SOUTH, RANGE 37 EAST, PALM  
BEACH COUNTY, FLORIDA.

AND

THE EAST 600 FEET OF THE SOUTH 1.00 FOOT OF THE  
NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF  
THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 44  
SOUTH, RANGE 37 EAST, PALM BEACH COUNTY, FLORIDA.  
THE COMBINED AREA CONTAINED WITHIN THE SUBJECT  
PARCEL IS: 9.10 ACRES.

EXHIBIT B  
VICINITY SKETCH

