

RESOLUTION NO. R-99- 332

RESOLUTION APPROVING ZONING PETITION Z98-57
OFFICIAL ZONING MAP AMENDMENT (REZONING)
PETITION OF WEAVER DEVELOPMENT CORP.
BY JAMES BARRETTA, AGENT
(BOYNTON BEACH YMCA)

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 Z98-57 was presented to the Board of County Commissioners at a public hearing conducted on February 25, 1999; 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 Standards) of the Palm Beach County Unified Land Development Code; 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 Z98-57, the petition of Weaver Development Corp., by James Barretta, agent, for an OFFICIAL ZONING MAP AMENDMENT (REZONING) from the Agricultural Residential Zoning District to the Residential Single Family 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 February 25, 1999.

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:

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

The Chair thereupon declared that the resolution was duly passed and adopted on February 25, 1999.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: *Paulina Otter*
COUNTY ATTORNEY

BY: *Joan Heverley*
DEPUTY CLERK

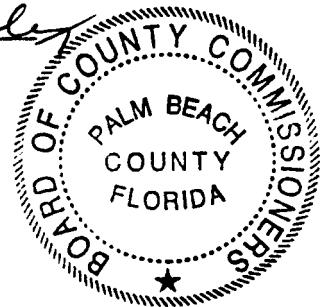


EXHIBIT A

LEGAL DESCRIPTION

A certain parcel of land lying in the Southwest Quarter (SW 1/4) of Section 24, Township 45 South, Range 42 East, Palm Beach County, Florida, described as follows:

Commencing at the Southwest corner of the said Southwest Quarter of Section 24, run thence North **00°00'00"** East along the West line of the said Southwest Quarter (SW 1/4), a distance of 1422.74 feet to the centerline of Old Boynton West Road; thence North **90°00'00"** East along said centerline, a distance of 490.00 feet; thence North **00°00'00"** East (departing from said centerline), a distance of 40.00 feet to a point on the North right-of-way line of said Old Boynton West Road and the POINT OF BEGINNING, thence, from said POINT OF BEGINNING, **South 90°00'00"** West along said North right-of-way line, a distance of 345.00 feet to the Point of Curvature of a curve concave Northeasterly having a radius of **85.00** feet; thence Northwesterly continuing along said North right-of-way line and along the arc of said curve through a central angle of **90°00'00"**, a distance of 133.52 feet to the Point of Tangency, said point also being a point on the East right-of-way line of Military Trail (said East right-of-way line also being a line **60.00** feet East of and parallel with the said West line of the Southwest Quarter (SW 1/4) of said section 24); thence North **00°00'00"** East along said East right-of-way line and said parallel line to a point on the North line of the said Southwest Quarter (SW 1/4), a distance of 1091.73 feet; thence North **89°55'55"** East along said North line of the Southwest Quarter (SW 1/4) (departing from said East right-of-way ~~line~~ of Military Trail), a distance of 430.00 feet; thence **South 00°00'00"** East (departing from said North ~~line~~ of the Southwest Quarter (SW 1/4), along a line parallel to and 490.00 feet East of the said West line of the Southwest Quarter (SW 1/4,) of Section 24, a distance of 1177.24 feet to the POINT OF BEGINNING.

Less those **portions** of land described in Official Record Book 5206, page 146, Public Records of Palm Beach County, Florida.

Subject to the existing fifty-six (56) foot easement for the Lake Worth Drainage District Lateral No. 23 **Canal** conveyed to the district as recorded in Official Record Book 3548, page 1381, in the Public Records of Palm Beach County, Florida.

Containing 11.583 acres, more or less.

Subject to a proposed **5** foot wide wall, fence and landscape easement of the East **5** feet of the above described parcel.

EXHIBIT B
VICINITY SKETCH

