

RESOLUTION R-2006- 0741

RESOLUTION CORRECTING RESOLUTION R-2006-0282  
(CONTROL NO. 1982-152)  
RESOLUTION APPROVING ZONING APPLICATION  
OF MALASKY PROPERTIES  
LANDMARK AUTOCARE  
APPLICATION DOA-2005-988

WHEREAS, Malasky Properties, petitioned the Palm Beach County Board of County Commissioners on February 23, 2006 for a Development Order Amendment To modify/delete a condition of approval; and

WHEREAS, Resolution R-2006-0282, adopted on February 23, 2006 confirming the action of the Board of County Commissioners inadvertently contained an error in Exhibit C; and

WHEREAS, Exhibit C of Resolution R-2006-0282 should have contained the following conditions:

LANDSCAPING ALONG THE WEST PROPERTY LINE (FRONTAGE OF MILITARY TRAIL)

1. In addition to the proposed landscaping and code requirements, the landscape buffer width along the west property line shall be upgraded to include:
  - a. one (1) palm or pine for each for each thirty (30) linear feet of the property line with a maximum spacing of sixty (60) feet between clusters;
  - b. one (1) small shrub for each two (2) linear feet of the property line. Shrub shall be a minimum of eighteen (18) inches at installation;
  - c. one (1) medium shrub for each four (4) linear feet of the property line. Shrub shall be a minimum of twenty-four (24) inches at installation;
  - d. one (1) large shrub for each six (6) linear feet of the property line. Shrub shall be a minimum of thirty (30) inches at installation, and
  - e. credit may be given for existing or relocated trees provided they meet ULDC requirements. (BLDG PERMIT: LANDSCAPE-Zoning)
2. Prior to June 1, 2006, the property owner shall replace all dead and missing plant materials on the entire subject property. (DATE: MONITORING - Landscape)

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-2006-0282 is hereby amended.

Commissioner Aaronson moved for the approval of the Resolution.

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

Tony Masilotti, Chair	-	Absent
Addie L. Greene, Vice Chairperson	-	Aye
Karen T. Marcus	-	Aye
Jeff Koons	-	Aye
Warren H. Newell	-	Aye
Mary McCarty	-	Absent
Burt Aaronson	-	Aye

The Chairman thereupon declared the resolution was duly passed and adopted on April 27, 2006.

Filed with the Clerk of the Board of County Commissioners 27th day of April, 2006.

This resolution is effective when filed with the Clerk of the Board of County Commissioners.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

BY:   
COUNTY ATTORNEY

SHARON R. BOCK,  
CLERK & COMPTROLLER

BY:   
DEPUTY CLERK

