

RESOLUTION R-2006- 2330

RESOLUTION CORRECTING RESOLUTION R-2006-1548  
(CONTROL NO. 2005-422)

RESOLUTION APPROVING ZONING APPLICATION OF FRANK BUTTERWORTH,  
G CARDEN, HIDDEN CREEK SOUTH LLC, MARTIN ESTRADA, PAUL OLIVER,  
POLO FLORIDA, RONALD MASTROIANNI, THOMAS BIDDLE, TLH BOS CORP.,  
TLHC 2 INC.  
ALLIE POLO ESTATES PUD  
APPLICATION PDD2006-024

WHEREAS, Frank Butterworth, G Carden, Hidden Creek South Llc, Martin Estrada, Paul Oliver, Polo Florida, Ronald Mastroianni, Thomas Biddle, Tlh Bos Corp., Tlhc 2 Inc., petitioned the Palm Beach County Board of County Commissioners on August 23, 2006 for a Official Zoning Map Amendment to a Planned Development District from the Agricultural Residential Zoning District to the Residential Planned Unit Development District.; and

WHEREAS, Resolution R-2006-1548, adopted on August 23, 2006 confirming the action of the Board of County Commissioners inadvertently contained an error in Engineering Condition 5 in Exhibit C; and

WHEREAS, Engineering Condition 5 in Exhibit C of Resolution R-2006-1548 should have read as follows:

- 5. Prior to Master Plan Approval by the Development Review Officer, the property owner shall provide to the out parcel adjacent to the northwest corner of POD B, property control number 00424327050280392, a 50 foot road right of way and a separate access easement. Location of the 50 foot road right of way shall begin 590 feet ~~west~~ east of Lyons Road along the projects 80 foot access road and west of the proposed gate house. This right of way shall extend north a distance of 440 feet terminating at the north property line of this PUD. In addition, a 20 foot access easement shall be provided for access to this out parcel. Location of this access easement shall extend east of the north termination of the proposed 50 foot road right of way and shall continue 660 feet east. The final alignment, deed, and associated documents shall all be approved by the County Engineer prior to recordation. This property owner shall then construct a shell rock driving surface within the right of way and access easement prior to the issuance of the first Certificate of Occupancy for the PUD subject to the approval of the County Engineer. (DRO:ENGINEERING)

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. Engineering Condition 5 in Exhibit C of Resolution R-2006-1548 is hereby corrected.

Commissioner Marcus moved for the approval of the Resolution.

The motion was seconded by Commissioner Aaronson, 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	-	Aye
Burt Aaronson	-	Aye

The Chairman thereupon declared the resolution was duly passed and adopted on October 26, 2006.

Filed with the Clerk of the Board of County Commissioners 26th day of October, 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

