



**BOARD OF COUNTY COMMISSIONERS  
ZONING MEETING  
AMENDMENTS TO THE AGENDA  
June 24, 2010**

**AGENDA ITEM #  
PAGE #**

**APPLICATION/CHANGE**

**POSTPONEMENTS (JULY 22, 2010)**

- |     |           |                                      |                                  |
|-----|-----------|--------------------------------------|----------------------------------|
| 16. | (194-278) | SCA-2009-0069<br>(Control 2009-1683) | Boynton Beach Office/Industrial  |
| 17. | (279-302) | PDD-2009-2680<br>(Control 2009-1683) | Boynton Beach Office and Storage |

**AMENDMENTS**

- |    |        |                                     |                         |
|----|--------|-------------------------------------|-------------------------|
| 5. | (9-50) | DOA-2010-0148<br>(Control 2005-641) | Manheim Palm Beach MUPD |
|----|--------|-------------------------------------|-------------------------|

DOA-2010-148 Manheim Palm Beach MUPD – The applicant has withdrawn the request to restart the development clock.

Amend All Petitions condition 3 to read as follows:

3. Based on Articles 2.E of the Unified Land Development Code, this development order meets the requirements to receive a new three (3) year review date from the date of approval of this Resolution R-2009-486. (ONGOING: MONITORING-Zoning) [~~Note: Although All Petitions 3 was also included in Resolution R-2009-486, this condition is applicable to this resolution.~~]

- |    |          |                                     |               |
|----|----------|-------------------------------------|---------------|
| 7. | (72-109) | DOA-2009-4753<br>(Control 2003-061) | Angelocci PUD |
|----|----------|-------------------------------------|---------------|

Add Engineering Condition E.6 to read as follows:

6. Prior to final approval of the Site Plan by the DRO, the property owner shall record a restrictive covenant limiting the occupancy of the dwelling units in buildings 1, 2 and 3 as shown on the site plan submitted with App. DOA-2009-4753 to an age restricted community. The covenant shall be in a format approved by the County Attorney and County Engineer. (DRO: ENGINEERING-Eng)

- |     |           |                                      |                                  |
|-----|-----------|--------------------------------------|----------------------------------|
| 17. | (279-302) | PDD-2009-2680<br>(Control 2009-1683) | Boynton Beach Office and Storage |
|-----|-----------|--------------------------------------|----------------------------------|

Modify Engineering Condition E.4 to read as follows:

4. The Property owner shall:  
i) modify the median in construct a directional median opening on Boynton Beach

Boulevard at the project's west entrance as required by Florida Department of Transportation, and

ii) extend the existing east approach left turn lane on Boynton Beach Boulevard at Tivoli Lakes Boulevard to a minimum of 345 feet plus a 50-ft taper, or as approved by Florida Department of Transportation.

This construction shall be concurrent with the paving and drainage improvements for the site. Any and all costs associated with the construction shall be paid by the property owner. These costs shall include, but are not limited to, utility relocations and acquisition of any additional required right-of-way.

a. Permits required from FDOT for this construction shall be obtained prior to the issuance of the first building permit. (BLDG PERMIT: MONITORING-Eng)

b. Construction shall be completed prior to the issuance of the first Certificate of Occupancy. (CO: MONITORING-Eng)

## 18. Request for Permission to Advertise – Unified Land Development Code (ULDC) – Amendment Round 2010-01

(355) Amend Exhibit I - line 44 as follows\*:

each end of the Link shall be analyzed. If the project Link is on Southern Boulevard.

(357) Amend Exhibit I - line 37 as follows\*:

Link shall be analyzed. If the Link is on Southern Boulevard, the at-grade intersection created by an Urban Interchange shall not be considered the intersection at the end of the Link since the intersection is actually not on Southern Boulevard. The Project shall include the next intersection with Southern Boulevard for analysis and compliance. The Project shall pass Test 2 using this Optional Analysis if: **[Ord. 2006-043] [Ord. 2007-013]**

(409) Amend Exhibit Q – Lines #17-18 as follows\*:

Allowable increases in building height are indicated in Tables 3.B.17.F, ~~Building Height and Use by Floor General Uses Permitted by Building Type or Floor~~

\* Double underlined or ~~double crossed-out~~ indicates add/delete language

## 19. Unified Land Development Code (ULDC) Moratorium Ordinance for Type III Excavations

(447-449) Amend Part 1. To read as follows\*:

...uses in the EAA to be considered by the 15 Board of County Commissioners in amendment round 10-~~4~~2.

## 20. PLANNING DIVISION Ordinance to Rescind

Back up documentation provided

## NEW ITEM- REGULAR AGENDA: OTHER ITEMS

### 21. Agreement with Ovations Food Services, LP

**Summary:** This agreement provides for Ovations to manage, operate and market Food and Beverage Operations Services at the Convention Center for five years and three months (An initial fifteen month period followed by four years based on the County's fiscal year). Ovations will be paid a management fee of \$62,500 for the first period of the contract and the subsequent year will be based on \$50,000 and adjusted by CPI beginning October 2011, seven percent (7%) of Net Profits and the opportunity to earn an incentive fee of up to 1% of gross sales in an amount of up to \$2.5 Million and up to 2% of the incremental difference over \$2.5 Million of gross sales not to exceed \$4 Million, if key performance measures are met in the areas of financial, marketing, sales and customer service. The County will receive 93 % of net profit and \$130,000 in sponsorship funding as cash and/or credit for the operation of the food and beverage

operations services of the convention center.

**Motion:** Agreement with Ovations Food Services, LP, for the provision of Food and Beverage Operations Services at the Palm Beach County Convention Center, from July 1, 2010 through September 30, 2015, a term of five (5) years and three (3) months in the amount of \$62,500 for a management fee for the first contract period of fifteen months (15), following year will be based on \$50,000 and adjusted by CPI beginning October 1, 2011 and seven percent (7%) of net profit; opportunity to earn an incentive fee, option to renew for one additional five (5) year term; County will receive 93 % of net profit and \$130,000 in sponsorship funding as cash and/or credit for the operation of the food and beverage operations of the convention center.

**Renumber 21 to 22. EXECUTIVE DIRECTOR: Expedited Permit Presentation**

Delete "Provide under separate cover." There will be no back up documentation, only a verbal presentation.

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**BOARD OF COUNTY COMMISSIONERS  
ZONING MEETING**

**THURSDAY JUNE 24, 2010**

**9:30 A.M. 6<sup>TH</sup> FLOOR**

**JANE M. THOMPSON MEMORIAL CHAMBERS**

**CALL TO ORDER**

- A. Roll Call
- B. Opening Prayer and Pledge of Allegiance
- C. Proof of Publication
- D. Swearing In
- E. Adoption of Agenda

**POSTPONEMENTS/REMANDS/WITHDRAWALS AGENDA**

**CONSENT AGENDA**

**REGULAR AGENDA**

**DIRECTOR COMMENTS**

**COMMISSIONER COMMENTS**

**ADJOURNMENT**

Web address: [www.pbcgov.com/pzb/](http://www.pbcgov.com/pzb/)

*Disclaimer: Agenda subject to changes at or prior to the public hearing.*

**AGENDA  
PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**JUNE 24, 2010**

**CALL TO ORDER**

- A. Roll Call - 9:30 A.M.
- B. Opening Prayer and Pledge of Allegiance
- C. Proof of Publication - Motion to receive and file
- D. Swearing In - County Attorney
- E. Motion to Adopt Agenda

**POSTPONEMENTS/REMANDS/WITHDRAWALS AGENDA**

**A. POSTPONEMENTS**

**B. REMANDS**

- 1. **DOA/EAC-2009-03925** Title: a Development Order Amendment application of Packer Family Ltd Partnership by Johnston Group Land Development Consultants Inc., Agent. Request: to allow modification Conditions of Approval (Automobile Truck and Sale).

General Location: Approximately 0.25 miles East of Palm Beach Lakes Blvd., on the South side of Okeechobee Road. **(PLFP Okeechobee Parcel)** (Control 1997-00110)

Pages:

Project Manager: David McGuire

Size: 0.61 acres ±

BCC District: 2

Staff Recommendation: To remand to the July 14, 2010 DRO meeting.

**MOTION:** To remand to the July 14, 2010 DRO meeting.

**C. WITHDRAWALS**

- 2. **CR-2008-00243-1** Status Report for Resolution R-2008-1959 (Control # 2008-243) Property Owner: Hypoluxo Shoppes Inc General Location: Northeast corner of Hypoluxo Road and High Ridge Road Current Zoning: Multiple Use Planned Development (MUPD) **(Hypoluxo Shoppes)**

Pages:

Size: 4.20 acres ±

BCC District: 3

**MOTION:** None required, withdrawn by staff.

**END OF POSTPONEMENTS/REMANDS/WITHDRAWALS AGENDA**

**CONSENT AGENDA**

**A. REQUESTS TO PULL ITEMS FROM CONSENT**

**B. DISCLOSURES FOR THE CONSENT ITEMS**

**C. PREVIOUSLY POSTPONED STATUS REPORT**

- 3. **STR-2003-00087-1** Status Report for Resolution R-2004-0733 (Control # 2003-087) Property Owner: Palms West Professional Plaza LLC General Location: NE corner of Lake Worth Road and Nassau Road Current Zoning: Multiple Use Planned Development (MUPD) (**Lake Worth & Nassau MUPD**)

Pages: 1 - 4

Size: 8.41 acres ±

BCC District: 2

**MOTION:** To approve 1) a three year time extension from July 9, 2009 to July 9, 2012 to commence development of the second phase, and 2) a time extension for Condition ENG 3 from December 31, 2008 to December 31, 2013.

**D. STATUS REPORTS - NEW**

- 4. **STR-2005-00585-1** Status Report for Resolution R-2006-0920 (Control #2005-00585) Property Owner: Northwood Trust, Inc. General Location: 1/2 mile south of Hypoluxo Road on the east side of State Road 7/US 441. Current Zoning: PUD (**Ladera PUD**)

Pages: 5 - 8

Size: 43.00 acres ±

BCC District: 3

**MOTION:** To approve 1) a three-year time extension from May 25, 2009 to May 25, 2012 to plat and 2) a time extension for Condition ENG1 from May 25, 2009 to December 31, 2014.

**E. PREVIOUSLY POSTPONED ZONING APPLICATIONS**

**F. ZONING APPLICATIONS - NEW**

5. **DOA-2010-00148** Title: a Development Order Amendment application of Florida Auto Auction Of Orlando Inc by Urban Design Kilday Studios, Agent. Request: to reconfigure the site plan, add square footage, and restart the development clock.  
General Location: East side of Sansbury's Way between Belvedere Road and Southern Boulevard (**Manheim Palm Beach MUPD**) (Control 2005-00641)

Pages: 9 - 50

Conditions of Approval (25 - 31)

Project Manager: Carol Glasser

Size: 91.60 acres ±

BCC District: 6

Staff Recommendation: Staff recommends approval of the request subject to 37 Conditions of Approval as indicated in Exhibit C.

Zoning Commission Recommendation: Approval: 7-0

**MOTION:** To adopt a resolution approving a Development Order Amendment to reconfigure the site plan, add square footage, and restart the development clock subject to the Conditions of Approval as indicated in Exhibit C.

6. **PDD-2009-03949** Title: an Official Zoning Map Amendment to a Planned Development District application of Northlake 20 LLC by Land Design South Inc., Agent. Request: to allow a rezoning from the Agricultural Residential (AR) Zoning District to the Multiple Use Planned Development (MUPD) Zoning District  
General Location: Southwest corner of Northlake Boulevard and 112th Terrace North (**Bayhill Commons**) (Control 2007-00094)

Pages: 51 - 71

Conditions of Approval (64 - 67)

Project Manager: Joyce Lawrence

Size: 9.82 acres ±

BCC District: 6

Staff Recommendation: Staff recommends approval of the request subject to 23 Conditions of Approval as indicated in Exhibit C.

Zoning Commission Recommendation: Approval: 7-0

**MOTION:** To adopt a resolution approving an Official Zoning Map Amendment to allow a rezoning from the Agricultural Residential (AR) Zoning District to the Multiple Use Planned Development (MUPD) Zoning District subject to the Conditions of Approval as indicated in Exhibit C.

7. **DOA-2009-04753** Title: A Development Order Amendment. application of Kirk Angelocci by Land Design South Inc., Agent. Request: to reconfigure the site plan and to modify/delete Conditions of Approval. (Engineering, School Board and Zoning)

General Location: Approximately 0.4 miles west of intersection of Haverhill Road and Purdy Lane. (**Angelocci PUD**) (Control 2003-00061)

Pages: 72 - 109

Conditions of Approval (94 - 101)

Project Manager: Andrea Harper

Size: 12.92 acres ±

BCC District: 2

Staff Recommendation: Staff recommends approval of the request subject to 41 Conditions of Approval as indicated in Exhibit C.

Zoning Commission Recommendation: Approval: 7-0

**MOTION:** To adopt a resolution approving a Development Order Amendment request to reconfigure the site plan and modify and delete Conditions of Approval (Engineering, School and Zoning) subject to Conditions of Approval as indicated in Exhibit C.

8. **ZV/CA-2009-02677** Title: a Class A Conditional Use application of Macedonian Orthodox Church by Frogner Consulting Inc., Agent. Request: to allow a Place of Worship.

General Location: Approximately 0.25 mile west of Military Trail on the south side of Northlake Boulevard (**Macedonian Orthodox Church**) (Control 1973-00079)

Pages: 110 - 134

Conditions of Approval (124 - 126)

Project Manager: Andrea Harper

Size: 1.14 acres ±

BCC District: 1

(affected area 1.10 acres ±)

Staff Recommendation: Staff is recommending approval for a Class A Conditional Use to allow a Place of Worship subject to 22 Conditions of Approval as indicated in Exhibit C-2.

Zoning Commission Recommendation: Approval: 7-0

**MOTION:** To adopt a resolution approving a Class A Conditional Use to allow a Place of Worship subject to the Conditions of Approval as indicated in Exhibit C-2.

**G. CORRECTIVE RESOLUTIONS**

9. **CORRECTIVE RESOLUTION:** TO CORRECT THE LEGAL DESCRIPTION OF RESOLUTION R-2009-0506 (CONTROL 2005-455) HYDER NORTH, CHICO AND SFWMD PRESERVE PARCELS

Pages: 135 - 138

**MOTION:** To adopt a resolution to correct the legal description of Resolution R-2009-0506.

**H. ABANDONMENTS**

10. **ABN-2010-00662** Title: a Development Order Abandonment application of Swordfish Real Estate Llc by Siegel Lipman Dunay Shepard & Miskel LLP, Agent. Request: to allow a Development Order Abandonment of Resolution R-2001-1364 which granted a Class A Conditional Use for a Convenience Store with Gas Sales and a Car Wash.

General Location: Southwest corner of Military Trail and Hypoluxo Road (**BP Amoco**) (Control 1988-00072)

Pages: 139 - 154

Project Manager: Donna Adelsperger

Size: 1.51 acres ±

BCC District: 3

Staff Recommendation: Staff recommends approval of the request for the Development Order Abandonment.

**MOTION:** To adopt a resolution approving a Development Order Abandonment of Resolution R-2001-1364 which granted a Class A Conditional Use for a Convenience Store with Gas Sales and a Car Wash.

**END OF CONSENT AGENDA**

## REGULAR AGENDA

## A. ITEMS PULLED FROM CONSENT

## B. DISCLOSURES FOR ITEMS PULLED FROM THE CONSENT AGENDA

## C. PUBLIC OWNERSHIP ZONING DISTRICT - DEVIATIONS

## D. PREVIOUSLY POSTPONED STATUS REPORTS

11. **STR-2001-00056-3** Status Report for Resolution R-2002-0835 (Control Number 2001-056) Property Owner: S & M Services III LLC General Location: east side of Congress Avenue between Belvedere Road and Westgate Avenue Current Zoning: General Commercial (CG) with a Conditional Overlay Zone (COZ) **(Carpenters Union)**

Pages: 155 - 162

Size: 2.46 acres ±

BCC District: 2

**MOTION:** To 1) approve a resolution to revoke the Conditional Overlay Zone (COZ) for Petition Z/COZ 2001-056, 2) revoke the concurrency reservation and current approved site plan for Petition Z/COZ 2001-056 and 2) exempt Resolution R-2002-0835 from further ULDC Article 2.E review.

## E. STATUS REPORTS - NEW

12. **CR-1977-00148-3** Status Report for Resolution R-2007-2135 (Control # 1977-148) Property Owner: Polo Shopping Ltd. General Location: Southeast corner of Military Trail and Saturn Avenue. Current Zoning: MUPD **(Polo Market Place)**

Pages: 163 - 166

Size: 2.47 acres ±

BCC District: 2

## DISCLOSURE

**MOTION:** To approve a one-year time extension, from March 12, 2010 to March 12, 2011 to comply with Condition ENG.7 of Resolution R-2007-2135.

13. **STR-2003-00091-2** Status Report for Resolution R-2004-0522 (Control #2003-0091) Property Owner: John Rawn General Location: 1,500 feet east of Cleary Road on the south side of Wilson Road Current Zoning: RT (**Wilson Road Rezoning**)

Pages: 167 - 170

Size: 5.20 acres ±

BCC District: 6

DISCLOSURE

**MOTION:** To approve a three-year time extension, from April 2, 2010, to April 2, 2013 to record a plat.

**F. SMALL SCALE LAND USE AMENDMENTS AND ZONING APPLICATIONS**

14. **SCA-2010-00022** Title: Osprey Isles CLF Corrective, Small Scale Land Use Amendment application of Four Jr Corporation by Land Research Management Inc., Agent. Request: To modify conditions of approval  
General Location: North side of Northlake Boulevard, approximately 4 miles west of Beeline Highway (SR710). (Northlake CLF) (**Osprey Isles CLF Corrective**) (Control 2005-00599)

Pages: 171 - 176

Project Manager: David Wiloch

Size: 9.88 acres ±

BCC District: 1

Staff Recommendation: Approval of the proposed amendment to modify conditions of approval.

Planning Commission Recommendation: Motion by Mr. Shannon, second by Ms. Murray to recommend approval of staff's recommendation passed in a unanimous 11-0 vote at the February 12, 2010 Planning Commission Public Hearing. Board discussion was minimal.

**MOTION:** To adopt an ordinance approving the proposed amendment to modify conditions of approval.

15. **DOA/EAC-2010-01107** Title: an Expedited Application application of Palm Beach County Planning by Palm Beach County, Agent. Request: to modify conditions of approval (Planning)

General Location: North side of Northlake Boulevard, approximately 4 miles west of Beeline Highway (SR710). (**Northlake CLF**) (Control 2005-00599)

Pages: 177 - 193

Conditions of Approval (188 - 193)

Project Manager: Carrie Rechenmacher

Size: 9.88 acres  $\pm$

BCC District: 1

#### DISCLOSURE

Staff Recommendation: Staff recommends approval of the request subject to 33 Conditions of Approval as indicated in Exhibit C.

**MOTION:** To adopt a resolution approving a Development Order Amendment to modify Conditions of Approval (Planning) subject to the Conditions of Approval as indicated in Exhibit C.

16. **SCA-2009-00069** Title: Boynton Beach Blvd Office & Industrial, Small Scale Land Use Amendment application of Mazzoni Farms Inc by Land Design South Inc., Agent. Request: Medium Residential, 5 units per acre (MR-5) to to Industrial (+/-5.2 acres) and Commercial Low Office (+/-3.7 acres)

General Location: North side of Boynton Beach Boulevard, approximately one half (1/2) mile west of Jog Road. (**Boynton Beach Office/Industrial**) (Control 2009-01683)

Pages: 194 - 278

Project Manager: David Wiloch

Size: 8.56 acres  $\pm$

BCC District: 5

(affected area 8.87 acres  $\pm$ )

Staff Recommendation: REC: Approval of the proposed amendment from Medium Residential, 5 units per acre (MR-5) to Industrial (+/-5.2 acres) and Commercial Low Office (+/-3.7 acres) with a condition that the Industrial portion of the subject site shall be restricted to a warehouse or self-storage facility only.

Planning Commission Recommendation: Motion by Ms. Katharine Murray, second by Mr. Harvey Arnold to recommend approval of staff's recommendation, with the included condition, passed in a 14-0 vote at the March 12, 2010 Planning Commission Public Hearing.

**MOTION:** To adopt an ordinance approving the proposed amendment from MR-5 to IND and CL-O with a condition that the Industrial portion of the subject site shall be restricted to a warehouse or self-storage facility only.

- 17. **PDD-2009-02680** Title: an Official Zoning Map Amendment to a Planned Development District application of Mazzone Farms Inc by Land Design South Inc., Agent. Request: to allow a rezoning from the Agricultural Residential (AR) Zoning Districts to the Multiple Use Planned Development (MUPD) Zoning District.  
General Location: Approximately 0.5 mile west of Jog Road on the north side of Boynton Beach Boulevard (**Boynton Beach Office and Storage**) (Control 2009-01683)

Pages: 279 - 302

Conditions of Approval (295 - 298)

Project Manager: Andrea Harper

Size: 8.87 acres ±

BCC District: 5

DISCLOSURE

Staff Recommendation: Staff recommends approval of the request subject to 29 Conditions of Approval as indicated in Exhibit C.

Zoning Commission Recommendation: Approval, as amended: 7-0

**MOTION:** To adopt a resolution approving an Official Zoning Map Amendment to allow a rezoning from the Agricultural Residential (AR) Zoning District to the Multiple Use Planned Development (MUPD) Zoning District subject to the Conditions of Approval as indicated in Exhibit C.

**G. LARGE SCALE LAND USE PLAN AMENDMENT ADOPTION**

**H. PREVIOUSLY POSTPONED ZONING APPLICATIONS**

**I. ZONING APPLICATIONS - NEW**

**J. ULDC AMENDMENTS**

- 18. **TITLE: REQUEST FOR PERMISSION TO ADVERTISE - UNIFIED LAND DEVELOPMENT CODE (ULDC) - AMENDMENT ROUND 2010-01**

Staff recommends a motion to approve on preliminary reading and advertise for First Reading on July 22, 2010 at 9:30 A.M.

Pages: 303 - 446

**MOTION:** To approve on preliminary reading and advertise for First Reading on July 22, 2010 at 9:30 A.M.: AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING THE UNIFIED LAND DEVELOPMENT CODE, ORDINANCE 03-067, AS AMENDED, AS FOLLOWS: ARTICLE 1- GENERAL PROVISIONS; CHAPTER A, AUTHORITY; CHAPTER C, RULES OF CONSTRUCTION AND MEASUREMENT; CHAPTER E, PRIOR APPROVALS; CHAPTER F, NONCONFORMITIES; CHAPTER G, EMINENT DOMAIN; CHAPTER I, DEFINITIONS AND ACRONYMS; ARTICLE 2- DEVELOPMENT REVIEW PROCESS; CHAPTER A, GENERAL; CHAPTER B, PUBLIC HEARING PROCESS; CHAPTER D, ADMINISTRATIVE PROCESS; CHAPTER E, MONITORING; CHAPTER F, CONCURRENCY (ADEQUATE PUBLIC FACILITIES STANDARD); ARTICLE 3- OVERLAYS AND ZONING DISTRICTS; CHAPTER A, GENERAL; CHAPTER B, OVERLAYS; CHAPTER C, STANDARD DISTRICTS; CHAPTER D, PROPERTY DEVELOPMENT REGULATIONS (PDRs); CHAPTER E, PLANNED DEVELOPMENT DISTRICTS (PDDs); CHAPTER F, TRADITIONAL DEVELOPMENT DISTRICTS (TDDs); ARTICLE 4- USE REGULATIONS; CHAPTER A, USE CLASSIFICATION; CHAPTER B, SUPPLEMENTARY USE STANDARDS; CHAPTER C, COMMUNICATION TOWER, COMMERCIAL; CHAPTER D, EXCAVATION; ARTICLE 5, SUPPLEMENTARY STANDARDS; CHAPTER A, GENERAL; CHAPTER B, ACCESSORY AND TEMPORARY USES; CHAPTER F, LEGAL DOCUMENTS; CHAPTER G, DENSITY BONUS PROGRAMS; ARTICLE 7- LANDSCAPING; CHAPTER C, MGTS TIER COMPLIANCE; CHAPTER D, GENERAL STANDARDS; CHAPTER E, REVIEW, INSTALLATION AND MAINTENANCE; CHAPTER F, PERIMETER BUFFER LANDSCAPE REQUIREMENTS; CHAPTER G, OFF-STREET PARKING REQUIREMENTS; ARTICLE 8- SIGNAGE; CHAPTER G, STANDARDS FOR SPECIFIC SIGN TYPES; ARTICLE 9- ARCHAEOLOGICAL AND HISTORIC PRESERVATION; CHAPTER B, HISTORIC PRESERVATION PROCEDURES; ARTICLE 11- SUBDIVISION, PLATTING AND REQUIRED IMPROVEMENTS, CHAPTER A, GENERAL REQUIREMENTS; CHAPTER B, SUBDIVISION REQUIREMENTS; CHAPTER D, PLATTING; CHAPTER E, REQUIRED IMPROVEMENTS; ARTICLE 12- TRAFFIC PERFORMANCE STANDARDS; CHAPTER A, GENERAL; CHAPTER B, STANDARD; CHAPTER M, FIVE-YEAR ROAD PROGRAM; CHAPTER P, OKEECHOBEE BOULEVARD CRALLS POINT SYSTEM; ARTICLE 14- ENVIRONMENTAL STANDARDS; CHAPTER C, VEGETATION PRESERVATION AND PROTECTION; ARTICLE 17- DECISION MAKING BODIES; CHAPTER C, APPOINTED BODIES; CHAPTER D, STAFF OFFICIALS; PROVIDING FOR: INTERPRETATION OF CAPTIONS; REPEAL OF LAWS IN CONFLICT; SEVERABILITY; A SAVINGS CLAUSE; INCLUSION IN THE UNIFIED LAND DEVELOPMENT CODE; AND AN EFFECTIVE DATE.

19. **UNIFIED LAND DEVELOPMENT CODE (ULDC) MORATORIUM ORDINANCE FOR TYPE III EXCAVATIONS (COMMERCIAL MINING) IN THE EVERGLADES AGRICULTURAL AREA**

Staff Recommendation: Staff recommends a motion to approve on Preliminary Reading and to advertise for First Reading on July 22, 2010 at 9:30 a.m.

Pages: 447 - 449

**MOTION:** To approve on preliminary reading and to advertise for First Reading on July 22, 2010 at 9:30 a.m.: AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING THE UNIFIED LAND DEVELOPMENT CODE, ORDINANCE 03-067, AS AMENDED, AS FOLLOWS: AMENDING ARTICLE 4, USE REGULATIONS, CHAPTER D. EXCAVATION CREATING SECTION 10, MORATORIUM ON ACCEPTANCE OF DEVELOPMENT APPLICATIONS FOR TYPE III EXCAVATIONS (COMMERCIAL MINING) IN THE EVERGLADES AGRICULTURAL AREA EXCLUDING LOCATIONS OF MINES WHICH HAVE ALREADY RECEIVED APPROVAL FROM THE BOARD OF COUNTY COMMISSIONERS, EXPIRING AT THE EARLIER OF THE FOLLOWING: ONE YEAR FROM THE EFFECTIVE DATE OF THIS ORDINANCE OR UPON THE EFFECTIVE DATE OF AMENDMENTS TO THE COMPREHENSIVE PLAN REGARDING MINING AND OR PERMITTED USES IN THE EVERGLADES AGRICULTURAL AREA TO BE CONSIDERED IN AMENDMENT ROUND 10-2; PROVIDING FOR: INTERPRETATION OF CAPTIONS; REPEAL OF LAWS IN CONFLICT; SEVERABILITY; INCLUSION IN THE UNIFIED LAND DEVELOPMENT CODE; AND AN EFFECTIVE DATE.

## K. COMPREHENSIVE PLAN TEXT AMENDMENTS

## L. OTHER ITEMS

### 20. PLANNING DIVISION

Ordinance to Rescind OKEELANTA INLAND LOGISTICS CENTER (LGA 2009-008) Amendment

In Comprehensive Plan amendment round 09-1, the Board of County Commissioners adopted an amendment to change the future land use designation of a 318 acre parcel at Okeelanta, to allow industrial uses for the purposes of accommodating an inland logistics center. The amendment was found not in compliance by the Florida Department of Community Affairs, and subsequent discussions led to a settlement agreement which was approved by the Board of County Commissioners on May 18th , 2010. Pursuant to that agreement, the County's amendment for the Okeelanta site is to be rescinded, except for the definition of "Inland Logistics Center," and a new proposed site is to be considered for industrial land use designation in the current Comprehensive Plan amendment round. The proposed ordinance 1) rescinds the Industrial Land use designation, leaving only the Agricultural Production designation originally on the property; 2) rescinds the associated conditions and text and map amendments; and, 3) retains the definition as adopted.

Pages:

**MOTION:** Motion to adopt an Ordinance to Rescind OKEELANTA INLAND LOGISTICS CENTER (LGA 2009-008) Amendment.

(Provided under separate cover)

**END OF REGULAR AGENDA**

## DIRECTOR COMMENTS

**A. EXECUTIVE DIRECTOR**

**21. Expedited Permit Presentation**

(Provided under separate cover)

Pages:

**B. COUNTY ATTORNEY**

**C. PLANNING DIRECTOR**

**D. ZONING DIRECTOR**

**COMMISSIONER COMMENTS**

**ADJOURNMENT**