

RESOLUTION NO. R-86-643

RESOLUTION AMENDING RESOLUTION NO. R-86-112
RESOLUTION APPROVING ZONING PETITION OF JOHN E. CORBALLY, JAMES FURMAN
AND DAVID M. MURDOCH, TRUSTEES, PETITION NO. 85-115

WHEREAS, John E. Corbally, James Furman and David M. Murdoch, Trustees, petitioned the Palm Beach County Planning Commission and the Board of County Commissioners, sitting as the final zoning authority, on October 4, 1985 and October 30, 1985, respectively, for a Special Exception to allow a Planned Residential Development on property located on the west side of Haverhill Road, approximately .3 mile south of Dyer boulevard (66th Road North); and

WHEREAS, Resolutions No. R-86-112 adopted February 11, 1986 confirming the action of the Board of County Commissioners sitting as the final zoning authority on October 30, 1985 inadvertently contained an error in the findings of fact.; and

WHEREAS, the findings of fact. of said zoning resolution, read as follows :

3. Payment in full shall be due the School Board of Palm Beach County within 180 days of the date of the resolution approving the subject PRD.
4. Petitioner shall enter into formal contract with School board of Palm beach- Courty to assure timely payment.

WHEREAS, the findings of fact o f said zoning rdlution should have read :

1.3elete Number "3".

4. Petitioner has entered into a formal contract with the School Board of Palm Beach County to assure the School Impact Contribution for Petition No. 85-115.

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. The findings of fact. of Resolution No. R-86-112 is amended.

The foregoing resolution was offered by Commissioner Spillias, who moved its adoption. The motion was seconded by Commissioner Owens, and upon being gut. to a vote, the vote was as follows :

easement within the project's internal lake system for legal positive outfall to accommodate the runoff of Haverhill Road along the property frontage and for a minimum 400 ft. distance each side of the property boundary lines along Haverhill Road. The drainage system within the project shall have sufficient retention/detention capacity to accommodate the ultimate Thoroughfare Plan Section road drainage runoff and be subject to all governmental agency requirements.

9. In order to comply with the mandatory traffic performance standards the property owner shall be restricted to the following phasing schedule:

a) No more than 213 building permits shall be issued until 45th Street has been let for construction as a 4 lane section from I-95 to Military Trail including the appropriate paved tapers.

10. The property owner shall plat each parcel per the County Engineers Approval.

11. The property owner shall install signalization if warranted as determined by the County Engineer on Haverhill Road at the project's entrance road(s). Should signalization not be warranted after 12 months of the final Certificate of Occupancy this property owner shall be **relieved** from this condition.

12. Based on the Traffic Performance Standards, the Developer shall contribute \$38,693.00 toward Palm Beach County's existing Roadway Improvement Program, this \$38,693.00 to be paid prior to issuance of the first building permit..

If the "Fair Share Contribution for Road Improvements Ordinance" is amended to increase the Fair Share Fee, this additional amount of \$38,693 shall be credited toward the increased Fair Share Fee.

13. The petitioner shall present a notarized Affidavit of Disclosure at the Zoning Authority meeting.

Commissioner Wilken, moved for approval of the petition. The motion was seconded by Commissioner Owens, and upon being put to a vote, the vote was as follows:

Ken Adams, Chairman	--	ABSENT
Karen T. Marcus, Vice Chairman	--	AYE
... Kenneth Spillias, Member	--	ABSENT
Jerry L. Owens, Member	--	AYE
Dorothy Wilken, Member	--	AYE

The foregoing resolution was declared duly passed and adopted this day of FEB 11 1986 confirming action of the 30th October 1985.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK,

BY: *John B. Dunkle*
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Randy Sprague
County Attorney

Karen T. Marcus, Chairman -- AYE
Jerry L. Owens, Vice Chairman -- AYE
Kenneth Spillias, Member -- AYE
Dorothy Wilken, Member -- AYE
Kenneth M. Adams, Member -- AYE

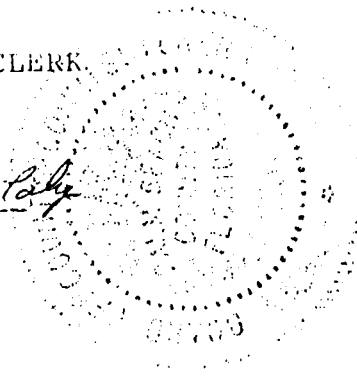
The Chairman thereupon declared the resolution duly passed and

adopted this 13th day of May, 1986.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Barbara O. Paly
Deputy Clerk



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney