

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING SUBPARAGRAPH (F) OF SECTION 4-4 OF THE CODE OF ORDINANCES AND THEREBY PROHIBITING BARS, PUBS, AND LOUNGES TO BE OPEN TO THE PUBLIC DURING THE HOURS THAT SUCH ESTABLISHMENTS ARE NOT PERMITTED TO SELL ANY ALCOHOLIC BEVERAGES; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

SECTION ONE

That subparagraph (f) of Section 4-4 of the Code of Ordinances of the City is HEREBY AMENDED TO READ AS FOLLOWS:

"(f) Anything in the Chapter to the contrary notwithstanding, it shall be unlawful for any person to sell, serve, or consume, or to permit the sale, service, or consumption of any intoxicating liquor or intoxicating beverage, beer, ale, or wine in any place holding a license to sell same from the State of Florida, or in any other public place within the City, and it shall be unlawful for any person to purchase, receive or consume any such liquor, beverage, beer, ale, or wine from any such place:

(1) Between the hours of 2:00 a.m and 7:00 a.m. Monday through Saturday and on Sunday between the hours of 2:00 a.m. and 7:00a.m.

(2) Any person, vendor or any place of business, operating as a restaurant bar, hotel or motel bar, night club or show club, in the city, and duly and regularly licensed by the State of Florida to sell and dispense alcoholic beverages, wine or beer therein, may apply for an extended hours license. The fee for the issuance of said license shall be seventeen hundred dollars (\$1,700.00). Such extended hours license permits and extends the hours in which such licensee may remain open until 5:00 a.m. on any day; however, all such extended hours licenses for restaurant bars, hotel or motel bars, night clubs or show clubs, are hereby declared to be and are regulatory in nature. Every such license shall expire on October first of each and every year. The City Clerk shall place all initial applications for such licenses on the agenda for the first regular city council meeting to be held in August, or as soon thereafter as may be heard, and shall notify all qualified applicants of the date on which their applications will be heard. The city council may grant or deny such extended hours license. Any person, vendor or any place of business who wishes to make an initial application for an extended hours license shall pay a nonrefundable application fee in the amount of three hundred dollars (\$300.00) to defray costs for investigation of said applicant. Said fee shall be submitted with the application for such license, and no application shall be accepted by the city unless accompanied by said fee.

(a) The specific criteria for city council consideration in making that decision are as follows:

- (1) The amount of off-street parking in relation to demands created by the extra hours of operation, especially with regard to the adverse impact on adjacent residential areas of any illegal or hazardous parking.
- (2) The amount and degree of law enforcement activities generated by the operation of any bar, restaurant bar, hotel or motel bar,

- nightclub or show club, both outside and inside the particular location, with particular emphasis on the vandalism, noise, vehicular use by patrons and illegal activity of any kind by employees, patrons or others associated with the establishment.
- (3) The adverse effects, if any, that the extended hours of operation will have on neighboring properties, especially with respect to the effects of noise, parking and glare from headlights or exterior lighting on nearby residential properties.
- (4) Such licenses shall only be granted to those establishments which are wholly enclosed, soundproofed, and air-conditioned, and any windows, doors or other opening kept closed, except for normal and emergency ingress and egress, in order that noise and music emanating therefrom will not disturb the peace and quiet of the neighborhood; provided, however, that the city council may, in its discretion, grant an extended hours license to an establishment that is not wholly enclosed, soundproofed and air-conditioned, upon a showing that said establishment does not disturb the peace and quiet of the surrounding neighborhood.
- (b) The city council may require, as a condition of the privilege of extending hours of operation, compliance with any reasonable conditions deemed by the council to be necessary to mitigate or eliminate the adverse effects of such extended hours. These conditions may include, without being limited to, provision by the owner or operator of the premises to provide, at his expense, additional off-street parking, security personnel and screening and buffering from nearby properties.
- (c) The granting of an extended hours license to a particular license has been and continues to be a privilege subject to modification or termination by the city council each year at renewal time, and no person may reasonably rely on a continuation of that privilege. The renewal of any extended hours license shall first be determined by the city manager. If, in his opinion based upon the criteria set forth in subparagraph (2))a) above, the license should be renewed, a new license shall be issued upon payment of the aforementioned fee. If, however, he determines that renewal should be denied, the licensee shall have twenty (20) days from the date of the notice of denial to appeal his decision to the city council. The city council, in determining said appeal, shall use the criteria specified in subparagraphs (2)(a) and (2)(b) above.
- (d) If, prior to renewal time, the city manager determines that any licensee has either violated a condition of renewal or is operating in a manner harmful to the public health, safety or welfare based upon the criteria specified in subparagraph (2)(a), he may place on the city council agenda the matter of revoking the extended hours license. Such agenda item shall be publicly advertised in a newspaper of local circulation and written notice

of the charges against the licensee shall be sent to him at least fourteen (14) days in advance and shall also contain the date, time and place of such agenda item. After consideration of the matter and allowing the licensee to be heard, the city council may revoke, modify or condition the extended hours license. If the council determines that the actions of the licensee are of such a nature as to pose a serious harm to the health, safety and welfare of the citizens of the city, the council may also revoke the privilege of selling, delivering or permitting on any day of the week, including Sunday. The criteria to be used by the city manager and city council in such matters shall be the criteria specified in subparagraph (2)(a) above. Should the license or privilege be revoked, conditioned or modified, the licensee may seek review of such action before the city council after three (3) months. The council may then modify or refuse to modify its action. Only one such review shall be given within a twelve month period.

- (e) The costs incurred by the city in investigating any of the matters included within the criteria of subparagraph (2)(a) in either a revocation or denial of renewal proceeding of an alcoholic beverage establishment's extended hours license shall be paid by the licensee to the city. These costs shall be in addition to the initial application fee and annual license fee required by this section and shall not exceed five thousand dollars (\$5,000.00) for any one proceeding.
- (3) (a) Any person, vendor or any place of business operating as a restaurant bar, hotel or motel bar, night club or show club in the city, and duly and regularly licensed by the State of Florida to sell and dispense alcoholic beverages, wine or beer therein may apply for a limited extended hours license. Said license shall only be valid on Friday, Saturday and Sunday nights as well as the following specified holidays: New Years Eve, New Year's Day, Memorial Day, July 3 and 4, Labor Day, Thanksgiving, Christmas Eve and Christmas Day.
 - (b) The fee for the issuance of a limited extended hours license shall be one thousand dollars (\$1,000.00) a year. Any person, vendor or place of business who wishes to make an initial application for a limited extended hours license shall pay a non-refundable application fee in the amount of two hundred fifty dollars (\$250.00) to defray the cost of investigation of the applicant. Said fee shall be submitted with the application for such license, and no application will be accepted by the city unless accompanied by said fee.
 - (c) All procedural requirements as well as the criteria to be considered by the city council in making a decision as to a general extended hours license shall equally apply to a limited extended hours license. Any person, vendor or place of business which receives a limited extended hours license shall abide by all the terms and conditions for the operation of the premises with an extended hours license is valid.

Failure to so comply with this requirement may result in either the revocation or denial of renewal of the limited extended hours license.

4. (a) Any person, vendor or any place of business operating as a restaurant bar, hotel or motel bar, night-club or show club in the city, and duly and regularly licensed by the State of Florida to sell or dispense alcoholic beverages, wine or beer therein, may apply for a one-time extended hours license. Such license shall be in effect for a maximum of two (2) consecutive nights. The fee for the issuance of a one-time extended hours license shall be two hundred fifty dollars (\$250.00). A person, vendor or place of business may only obtain one (1) one-time extended hours license per year.
- (b) All procedural requirements as well as the criteria to be considered by the city council in making a decision as to a general extended hours license shall equally apply to a one-time extended hours license. Any person, vendor or place of business which receives a one-time extended hours license shall abide by all the terms and conditions for the operation of the premises with an extended hours license every night for which the one-time license is valid. Failure to so comply with this requirement may result in the revocation of the one-time extended hours license.
- (5) Any person who shall violate any term, condition or provision of this section, upon conviction of such violation before a court of competent jurisdiction, shall be subject to a fine not exceeding five hundred dollars (\$500.00) or by imprisonment not to exceed sixty (60) days or both at the discretion of the court. Each day of violation of any term, provision or condition of this section shall constitute a separate and distinct offense.

Further, it shall be unlawful for any pub, lounge, bar, and any food service establishment on the same building or on the same lot or parcel of land to be open to any members of the public during any such prohibited hours. It shall also be unlawful for any person to loiter, or congregate on any part of the real property owned, leased, or otherwise controlled outside of any such establishment at any time."

SECTION TWO

This Ordinance shall be effective upon final passage by the City Council.

PASSED and APPROVED on first reading this 4th day of November, 1992.

PASSED and ADOPTED on second and final reading this 18th day of November, 1992.

APPROVED

Alan K. Williams Margaret Confrey
MAYOR CHAIRPERSON

CHAIRPERSON PRO TEM

(MUNICIPAL SEAL)

Francine "Guthie" Becton
James C. McGann

ATTEST:
Gwendolyn E. Davis
CITY CLERK

COUNCIL MEMBERS

1st Reading

2nd and Final Reading

Motioned by: B. Guyton

C. Becton

Seconded by: C. Becton

J. McGann

M. Confrey aye

aye

B. Guyton aye

aye

C. Becton aye

aye

E. Wade aye

aye

J. McGann nay

nay

GA: jb
10.29.92

CERTIFICATION OF PUBLICATION

I hereby certify that notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statutes.

Gwendolyn E. Davis

ORDINANCE NO. 2572

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, ACCEPTING A PETITION FOR VOLUNTARY ANNEXATION OF A CERTAIN PARCEL OF LAND IN THE UNINCORPORATED AREA OF PALM BEACH COUNTY, FLORIDA, CONTIGUOUS TO THE PRESENT BOUNDARIES OF THE CITY OF RIVIERA BEACH, PROVIDING FOR REDEFINING OF THE MUNICIPAL BOUNDARIES TO INCLUDE SAID PARCEL, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING AN EFFECTIVE DATE THEREOF, AND FOR OTHER PURPOSES IN ACCORDANCE WITH CHAPTER 171, SECTION 171.044 FLORIDA STATUTES 1985.

WHEREAS, in June 1970, the Legislature of the State of Florida by House Bill No. 5236 designated "Greater Riviera Beach Area: and specified that the City of Riviera Beach may annex the "Greater Riviera Beach Area" or any part thereof at any time in any manner then allowed by the constitution and general laws of the State of Florida; and as provided by the City Charter; provided however, that any area thus annexed must be adjacent to and contiguous to the existing limits of the City of Riviera Beach, and

WHEREAS, in July 1972, Area Planning Board of Palm Beach County acting as agent for the Florida Department of Pollution Control designated City of Riviera Beach as the sole agent to provide water distribution and sewage collection and or treatment in Greater Riviera Beach Area (also known as Reserve Annexation Area), and

WHEREAS, a Petition and Affidavit for Voluntary Annexation has been submitted by the owner of property adjacent to the City of Riviera in the Reserve Annexation Area. A copy of said Petition and Affidavit for Voluntary Annexation is attached hereto and made a part of this Ordinance, as filed for the following:

PETITION #1

PETITIONER: PEPSI COLA BOTTLING COMPANY OF
FT. LAUDERDALE, PALM BEACH INC.

Property Control # : 00 - 43-42-30-00-000-7080

WHEREAS, the City Council of the City of Riviera Beach, Florida has examined the attached petitions and finds the following to be true:

- (a) The petitioner is the owner of the property described therein.
- (b) The petition bears the notarized signatures of the owners of the property proposed to be annexed.
- (c) The property proposed to be annexed are in the unincorporated area of Palm Beach County, contiguous to the present boundaries of the City of Riviera Beach, Florida.
- (d) No part of the property proposed to be annexed is included within the boundary of another incorporated municipality.
- (e) The City has the capability to provide municipal services, e.g.; fire and police protection, water and sewer services, garbage and trash collection to the subject parcel at the same level of services as such services are provided within the rest of the municipality.
- (f) This ordinance is being initiated by the City of Riviera Beach, Florida, under Section 171.044 Voluntary Annexation, F.S. 1985.

WHEREAS, the City of Riviera Beach has agreed to furnish the municipal utilities, e.g. water and sewer to the subject property for development purposes upon receipt of the Voluntary Petition for Annexation; and subject to conditions set forth in the petition.

NOW THEREFORE, BE IT AND IT IS HEREBY ORDAINED BY THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:

SECTION 1. Pursuant to Chapter 171, Section 171.044 Voluntary Annexation, Florida Statutes, 1979, City of Riviera Beach, Florida, hereby declares its intent and desire to extend its municipal boundaries to include the above described property after the approval of this Ordinance on second and final reading.

SECTION 2. This Ordinance shall be read by Title on first reading, and shall be published in its entirety once a week for four (4) consecutive weeks in a newspaper of general circulation in Palm Beach County, Florida. Thereupon after second reading by Title only, this Ordinance shall become effective immediately upon passage and adoption, and the annexation shall become effective December 16, 1992.

SECTION 3. Within Thirty (30) days after final passage and publication, a certified copy of this Ordinance shall be filed by the City Clerk with the Secretary of State of the State of Florida as a revision of its Charter, the Clerk of the Circuit Court, Palm Beach County and other agencies as required by Law.

SECTION 4. All Ordinances or parts of Ordinances in conflict herewith are to the extent of such conflict repealed.

SECTION 5. Should any part of provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof than the part declared to be invalid.

SECTION 6. All Ordinances of the City of Riviera Beach, Florida, shall apply to the property proposed to be annexed when the annexation is final.

SECTION 7. The City Clerk is hereby directed to update City's Land Use and Zoning Maps to include the above named parcel within the municipal boundaries.

SECTION 8. Upon annexation, the City shall assign the herein referenced Land Use and Zoning designation

to said parcel, in accordance with procedures of Chapter 163, Florida Statutes.

SECTION 9. The corporate limits of the City of Riviera Beach are hereby redefined to include subject Petition as follows:

"Beginning at the Northwest corner of Section 29, Range 43 East, Township 42 South, of the Tallahassee Meridian, Palm Beach County, Florida; thence Easterly along the North lines of said Section 29, Section 28, and Section 27, of said Township and range, to the point of intersection with the centerline of the Intracoastal Waterway, thence northerly along said centerline to the point of intersection with a line parallel to and 1,294.00 ft. South of the North line of Section 22, of said Township and Range; thence Easterly along said parallel line to a point in the Westerly boundary of the submerged land area conveyed by the trustees of the Internal Improvement Trust Fund of the State of Florida, to the Lake Worth Realty Company, (a Florida Corporation by the Trustee's Deed No. 17146, recorded in deed Book 205, Page 82, Public Records of Palm Beach County, Florida); thence Northerly along said Westerly boundary to the point of intersection with a line parallel to and 8,000.00 ft. South of the North line of Section 10, of said Township and Range; thence Easterly along said parallel line to the Westerly edge of Gulfstream or a distance of three geographical miles, whichever is the greater distance to the common boundary of the State of Florida and that of Palm Beach County; thence Southerly along the edge of the Gulfstream or along a line three geographical miles from the Atlantic Coast Line as described in The Constitution of the State of Florida (as revised in 1968 and subsequently amended by Article III, Section 1, Paragraph (a) to a point in the Easterly extension of a line parallel and 998.96 ft. South of the South line a tract of land in Palm Beach County known as Replat Yacht Harbor, (as is recorded in Plat Book 23, Page 57, of the Public Records of Palm Beach County, Florida); thence Westerly along said parallel line to the point of intersection with the centerline of the channel of the Intracoastal Waterway, as now established; thence Southwesterly and Southerly along said centerline of channel to the South line of Township 42 South, Range 43 East; thence Westerly along said South line of Township 42 South

to the Southeast corner of Section 31, of said Township and Range; thence Northerly along the East line of said Section 31, to the South Right-of-Way line of State Road 710; thence Westerly along the South line of State Road 710 to its point of intersection with the proposed centerline of Congress Avenue Right-of-Way; thence Southerly along said centerline to its point of intersection with the South Right-of-Way line of the Seaboard Coast Line Railroad Right-of-Way as now established; thence Southeasterly along said Right-of-Way line to its point of intersection with the South line of said Section 31, Township 42 South, Range 43 East; thence Westerly along said South line of Section 31, to the Southeast corner of Section 36, Township 42 South, Range 42 East; thence continuing Westerly along said South line of Section 36, 2610.00 ft. + to its point of intersection with the East Right-of-Way line of Military Trail; thence Northerly along said Right-of-Way line 994.88 ± ft. to the point of intersection with a line parallel with and 994.88 ± ft. North, measured at right angles, of the South line of Section 36; thence Easterly along a line parallel to and 230 feet North of the Northerly most Right-of-Way line of North Palm Beach Water Control District Canal a distance of 1305.84 ft. to a point 1304.29 ft. West of the East line of Section 36, Township 42 South, Range 42 East; thence Northerly along a line parallel with the East line of said Section 36 a distance of 330.00 ft. to a point; thence Westerly to the Westerly Right-of-Way line of Military Trail (State Road 809) thence Southerly along the Westerly Right-of-Way line of Military Trail, to the intersection with the westerly extension of the south right of way of Upthegrove Lane; thence easterly along said right of way line a distance of 707.58 ft.; thence southerly a distance of 306.81 ft.; thence westerly to the point of intersection with the west right of way of Military Trail, thence southerly along said right of way line to a point 1,336.23 ft. South of the south section line of section 36, said line having a bearing of North 03 41'15" East; thence North 87 46' 43" West 880.55 ft.; thence North 51 46' 38" East 677.08 ft.; thence North 38 13' 22" West 108.88 ft.; thence North 51 46' 38" East 85.46 ft.; thence along a curve of 110 ft. radius 96.60 ft.; thence North 01 27' 35" East a distance of 385.46 ft.; thence along a curve of 85 ft. radius 108.14 ft.; thence North 01 27' 35" East 203.71 ft.

to the South section line of section 36; thence Westerly along said South line of section 36, to the Southwest corner of section 36, Township 42 South, Range 42 East, and the East Right-of-Way line of Haverhill Road, thence Northerly along the west section line of Section 36 to the point of intersection with the south Right-of-Way line of Dyer Blvd; thence easterly along said Right-of-Way line a distance of 340.00 ft.; thence southerly a distance of 292.00 ft.; thence easterly a distance of 2,276.00+/- ft. to a point on the west Right-of-Way line of Military Trail; thence Southerly along said Right-of-Way to the point of intersection with the South Right-of-Way line of the Northern Palm Beach County Water Control District Canal; thence Easterly along said canal Right-of-Way to the point of intersection with the East Right-of-Way line of Military Trail; thence Northerly along the east Right-of-Way line of Military Trail 52.50 ft. to the East-West Center Section 36; thence Easterly along said East-West Center Section line also the South Right-of-Way line of Northern Palm Beach Canal a distance of 10.00 ft. to a point designated as a Point of Beginning as shown on Plat 1 WESTROADS BUSINESS and INDUSTRIAL PARK (and recorded in Plat Book 29, Page 137, Public Records of Palm Beach County); thence North 02 20' 11" East along the East Right-of-Way line of Military Trail, 270.09 ft. to a point of curvature; thence Northeasterly along a 25 ft. radius curve an arc distance of 39.18 ft. to a point of tangency in the South Right-of-Way line of Westroads Drive; thence South 87 42' 34" East along said South Right-of-Way line of Westroads Drive 355.09 ft. to a point on the said South Right-of-Way line; thence Southerly 250.09 ft. \pm to a point on the South Right-of-Way line of the Northern Palm Beach Water Canal which is the same as the East-West center Section line; thence South 87 52' 34" East along said canal Right-of-Way line and Center Section line 580.01 ft. to a point designated as a Point of beginning as shown in Plat No. 2 WESTROADS BUSINESS and INDUSTRIAL PARK (and recorded in Plat Book 29, Page 193, Public Records of Palm Beach County); thence North 02 20' 11" East along the West Boundary line of Tract "B" of said Plat No. 2 a distance of 345.00 ft. to a point in the North Right-of-Way line of Westroads Drive; thence South 87 52' 34" East along the North Right-of-Way of Westroads Drive, a distance of 38.00 ft. to a point; thence North 02 20' 11" East a

distance of 460.00 ft. to a point in the Westerly Plat line of Plat No. 3 WESTROADS BUSINESS and INDUSTRIAL PARK (and recorded in Plat Book 30, Pages 145 and 146, Public Records of Palm Beach County); thence North 87 52' 34" West 353.00 ft. to a point on West Right-of-Way line of White Drive; thence South 02 20' 11" West along said West Right-of-Way line a distance of 110.00 ft.; thence North 87 52' 34" West a distance of 265.00 ft.; thence South 02 20' 11" West a distance of 52.00 ft.; thence North 87 52' 34" West a distance of 390.00 ft. to a point on the East Right-of-Way of Military Trail as laid out and now in use; thence North 02 20' 11" East along East Right-of-Way of Military Trail, a distance of 1508.04 ft. to a point; thence South 53 14' 59" East a distance of 472.73 ft.; thence North 02 20' 11" East a distance of 111.92 ft. to the point of intersection with the Right-of-Way line of Seaboard Coast Line Railroad; thence continue Northwesterly along said railroad Right-of-Way to the point of intersection with West Right-of-Way line of Military Trail; thence Southerly along the West Right-of-Way line of Military Trail to the point of intersection with the North Right-of-Way line of Dyer Boulevard; thence continue Westerly along said North Right-of-Way line of Dyer Boulevard, said line having a bearing of South 88 28' 12" East a distance of 525.95 ft.; thence South 01 53' 30" West 372.73 ft.; thence North 88 26' 41" West 140 ft.; thence North 01 53' 30" West 372.73 ft. to the North Right-of-Way line of Dyer Boulevard; thence North 88 30' 53" West to a point 240 ft. + East of the East Right-of-Way line of Barbour Road; thence North 01 53' 30" East a distance of 200.00 ft.; thence Westerly a distance of 240.00 ft.; thence Southerly along the East Right-of-Way of Barbour Road 200.00 feet to the point of intersection with North Right-of-Way line of Dyer Boulevard; thence Easterly along said North Right-of-Way 34.05 ft.; thence Southerly and parallel with the West Right-of-Way line of Military Trail to the point of intersection with the South Right-of-Way line of Dyer Boulevard; thence, in an Easterly direction along said Right-of-Way line a distance of 250.0 ft.; thence South 01 53' 30" West a distance of 292.61 ft.; thence North 88 26' 41" West a distance of 888.0 ft.; thence northerly and parallel with the west right of way line of Military Trail a distance of 372.00 ft. to the North Right-of-Way line of

Dyer Boulevard; thence Westerly along the north Right-of-Way of Dyer Boulevard to the point of intersection with the East Right-of-Way line of Haverhill Road as established and now in use; thence Northerly along the West section line of Section 36 to the Southwest corner of Section 25; thence Westerly along the South Section line of Section 26 to the point of intersection with the East Right-of-Way of Haverhill Road; thence Northwesterly along said Right-of-Way line to a point 150 ft. West of the West section line of Section 25; thence northerly along a line parallel and 150 ft. west of said section line a distance of 455.40 ft.; thence North 85 06' 49" West a distance of 354.34 ft. to a point on the East Right-of-Way of Haverhill Road; thence Northwesterly along said Right-of-Way to the point of intersection with the Seaboard Coast Railroad South Right-of-Way line; thence Southeasterly along said Right-of-Way to the point of intersection with the West section line of Section 25; thence Southerly along said section line a distance 481.74 ft.; thence Easterly a distance of 270.00 ft.; thence Northerly at an angle of 94 19' 38" with previous course a distance of 225.83 ft. to the point of intersection with the Southeasterly Right-of-Way line of Seaboard Coast Line Railroad; thence Southeasterly along said railroad Right-of-Way line to the point of intersection with the East Right-of-Way line of Barbour Road; thence Southerly along said Right-of-Way line to a point 785.00 ft. North of the North Right-of-Way line of Dyer Boulevard; thence Easterly and parallel with said Right-of-Way 240.00 ft.; thence Northerly and parallel with the centerline of Military Trail to the point of intersection with the Northwesterly Right-of-Way line of Beeline Highway (SR 710); thence Northwesterly along said Right-of-Way to the point of intersection with the West section line of section 25; thence Northerly along said section line to the Northwest corner of section 25; thence Easterly along North section line of said section 25 to the east Right-of-Way line of Military Trail; thence Southerly along said Right-of-Way a distance of 160 ft.; thence Easterly a distance of 256 ft.; thence Northerly and parallel with the East Right-of-Way line of Military Trail a distance of 120 ft.; thence Easterly a distance of 276 ft.; thence Southerly and parallel with the East Right-of-Way line of Military Trail to the South Right-of-Way line of Leo

Lane a distance of 646.0 ft.; thence easterly along said south right-of-way line a distance of 468 ft.; thence southerly and parallel with the right-of-way line of Military Trail a distance of 637.9 ft. to the south line of north one half of the northeast quarter of section 25; thence easterly along said line to the point of intersection with the west right-of-way of a drainage canal, said line being 80 ft. west of the west right of way line of S.R. 9 (I-95); thence southerly along said west canal right-of-way to the north right-of-way line of a drainage canal; thence westerly along said north canal right-of-way line to the point of intersection with the east right of way line of Military Trail; thence southerly along said right of way line 915 ft.; thence westerly to the west right of way line of Military Trail; thence southerly to a point on the west right-of-way line of Military Trail which point is 200 ft. north of the north right-of-way line of Blue Heron Blvd; thence westerly a distance of 200 ft; thence southerly to the north Right-Of-Way line of Blue Heron Blvd; thence easterly to the point of intersection with the east Right-Of-Way line of Military Trail; thence northerly following the said right of way line to a point 190 ft. north of the north Right-Of-Way line of Blue Heron Boulevard; thence Easterly, parallel with and 190.00 ft. north of North Right-of-Way of Blue Heron Boulevard a distance of 190.00 ft.; thence Southerly and parallel with and 190.00 ft. east of East Right-of-Way of Military Trail to the point of intersection with South Right-of-Way of Blue Heron Boulevard; thence South 88 11' 59" East along the said Right-of-Way a distance of 275.01 ft.; thence South 02 10' 17" West a distance of 1509.60 ft. to a point in the North Right-of-Way of State Road 710; thence South 53 15' 51" East along said Right-of-Way line a distance of 321.80 ft.; thence South 2 10' 17" West parallel with East Right-of-Way of Military Trail to a point on the South Right-of-Way of Seaboard Coast Line Railroad; thence continue Southwesterly along East property line of Tract "E" of Westroads Business and Industrial Park to a point on a curve of 50 ft. radius and being the North Right-of-Way line of White Drive; thence Westerly along said arc a distance of 140.08 ft.; thence along the arc of 25 ft. radius a distance of 21.03 ft. to the point of tangency; thence South 02 20' 11" West along West Righth-of-Way of White Drive a distance

of 223.87 ft. to a point; thence South 87 52' 34" East a distance of 353.00 ft. to a point on the West property line of Tract "F"; thence North 02 20' 11" East along the West property line of Tract "F" a distance of 373.66 ft. to a point designated as a permanent reference monument number 1686 on the Southwesterly Right-of-Way line of the Seaboard Coast Line Railroad as now established; thence Southeasterly along said Southwesterly Right-of-Way line 4914.13 ft. + to the point of intersection with the Westerly Right-of-Way line of South Florida Water Management District Canal C-17; thence Northerly along said Westerly Right-of-Way line of Canal-17 a distance of 770.00 ft. + to a point on the North Right-of-Way line of State Road 710 which is on a curve having a radius of 2159.03 ft. and concave to the Northeast; thence proceeding Northwesterly on the arc of said curve a distance of 629.00 ft. + to a point on the curve being the Southwest corner of a property (as Recorded in Official Record Book 2992 Page 562 Public Records of Palm Beach County); thence North 01 56' 54" East a distance of 160.89 ft. to a point on the Northwest corner of said property; thence South 82 30' 24" East a distance of 494.00 ft. + to a point on the East Right-of-Way line of Garden Road said point on a curve having a radius of 1950.08 ft. and a central angle of 12 21' 14"; thence Northerly along arc of said curve to the point of tangency; thence 02 33' 05" East on said Easterly Right-of-Way line a distance of 56.62 ft.; thence North 87 37' 23" West along the South line of said Northwest quarter (NW 1/4) 800.74 ft. to Southeast corner of Parcel A-1 as shown on Adair and Brady, Inc., Drawing 599; thence 2 22' 37" East along East line of the said Parcel perpendicular to the previous course 350.00 ft.; thence North 87 37' 23" West a distance of 400.00 ft. to the intersection of the East Right-of-Way line of State Road 9; thence North 19 20' 02" West along said Easterly Right-of-Way line of I-95, 187.57 ft. to a point in the Southeasterly Right-of-Way line of a drainage canal; thence South 70 39' 58" West along said Canal Right-of-Way line 50.00 ft. to a point in said Easterly Right-of-Way line of I-95; thence North 19 29' 02" West along said Right-of-Way line of I-95 and West Right-of-Way line of said Canal 1015.15 ft.; thence North 70 39' 58" East along a line between said Plat No. 2 and Plat No. 1, Interstate Industrial Park (recorded in Plat Book 34, Page 158), a

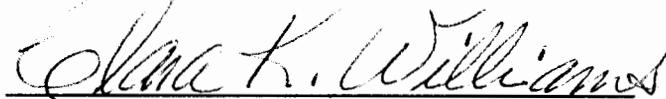
distance of 365.00 ft. to a point in the Southwesterly Right-of-Way line of Interstate Park Road West; thence South 19 20' 02" East along said Right-of-Way line a distance of 308.67 ft. to a point in the extended Southerly Right-of-Way line of Interstate Park Way; thence south 87 56' 50" East along said Right-of-Way line to a point on the South Right-of-Way of Interstate Park Way, said point being 301.87' from the West Right-of-Way of Garden Road; thence Northerly at right angle with previous course to the South Right-of-Way of Interstate Park Way North; thence Easterly along the said South Right-of-Way to the East Right-of-Way line of Garden Road; thence North 02 37' 43" East along said Right-of-Way line a distance of 1460.28 ft. to its point of intersection with the South line of Section 30, Township 42 South, Range 43 East, Palm Beach County, Florida; thence Westerly along said Section line to the point of intersection with the West Right-of-Way line of I-95 (State Road #9); thence Northwesterly along said Right-of-Way to a point 298.72 ft. South of the centerline of Blue Heron Boulevard and the said point being on the West Right-of-Way of I-95; thence North 88 11' 19" West a distance of 700.13 ft.; thence North 01 48' 41" West a distance of 400 ft. to the North Right-of-Way line of Blue Heron Boulevard; thence Northerly parallel with East Section line a distance of 600 ft.; thence Easterly a distance of 975.32 ft. to a point on the West Right-of-Way line of State Road #9; thence continue Easterly to the East Right-of-Way of State Road #9 (I-95); thence Southeasterly along said East Right-of-Way to a point on the North Right-of-Way of Blue Heron Boulevard; thence Southerly a distance of 200.00 ft. on the South Right-of-Way of Blue Heron Boulevard; thence Southwesterly to the point of intersection with East Right-of-Way line of I-95, thence continue along said East Right-of-Way line to a permanent reference monument as shown on Plat No. 1 of Florida-Georgia; thence South 87 40' 36" East along North property line of said Plat of Florida-Georgia a distance of 460.99 ft.; thence North 02 19' 42" East a distance of 200.00 ft. to a point being on the South Right-of-Way line of Blue Heron Boulevard; thence along said Right-of-Way a distance of 586.91 ft.; thence northerly (N. 01 28' 43" E.) to a point on the north Right-of-Way of Blue Heron Blvd. said point being 893.71 +/- ft. west of the west Right-of-Way line of Garden Road;

thence continue in a northerly direction along said line a distance of 244.41 ft.; thence S. 87 40' 36" E. a distance of 154.40 ft.; thence S. 01 28' 43" W. a distance of 292.45 ft. to a point on the north Right-of-Way line of Blue Heron Blvd.; thence easterly along said north Right-of-Way to the point of intersection with the West Right-of-Way line of South Florida Water Management District Canal C-17; thence Northerly along said Right-of-Way line a distance of 1158 ft. to a point 2,739.84 feet South of the North line of Section 30, said Township and Range; thence North 87 40' 36" West a distance of 398.42 ft. to a point; thence South 02 19' 24" West a distance of 135.00 ft. to a point; thence North 87 40' 36" West a distance of 367.00 ft. to a point; thence South 02 19' 24" West a distance of 165.00 ft. to a point; thence North 87 40' 36" West a distance of 370 ft. to a point; thence North 02 19' 24" East a distance of 261.00 ft. to a point; thence South 87 40' 36" East a distance of 370.00 ft.; thence North 02 19' 24" East a distance of 185.00 ft. to a point; thence North 87 40' 36" West a distance of 30.00 ft.; thence North 02 19' 24" East a distance of 313.00 ft.; thence North 87 40' 36" West a distance of 340.0 ft. to a point of East Right-of-Way line of Central Industrial Drive; thence Northerly along said East Right-of-Way a distance of 220.52 ft.; thence South 87 40' 36" East a distance of 1445.40 ft. to the East Right-of-Way line of South Florida Water Management District Canal C-17; thence Northerly along said Right-of-Way to the point of intersection with the North section line of section 30; thence Easterly along said North section line to the Northwest corner of section 29, Range 43 East, Township 42 South, said point being the point of beginning.

PASSED AND APPROVED on first reading this 18th day
of November, 199²1x

PASSED AND ADOPTED on second and final reading this 16th
day of December, 199²1.

APPROVED:



MAYOR

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING THE RIVIERA BEACH COMPREHENSIVE PLAN, FUTURE LAND USE MAP BY RECLASSIFYING THE LAND USE FOR TWENTY-ONE (21) PARCELS DESCRIBED IN EXHIBITS "A" AND "B" AND MADE PART THEREOF, DIRECTING THE CDEC DIRECTOR TO UPDATE THE CITY'S FUTURE LAND USE MAP; TRANSMIT THE ACCEPTED CHANGES TO THE STATE OF FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS FOR COMPLIANCE REVIEW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the "Local Government Comprehensive Planning and Land Development Act of 1985" provides procedures to amend the adopted Comprehensive Plan; and

WHEREAS, effective December 5, 1990 eighteen (18) of the said parcels were annexed into the City of Riviera Beach and thereby became eligible for City of Riviera Beach Land Use designation; and

WHEREAS, Petitions for change of Land Use were received from the property owners for three (3) parcels; and

WHEREAS, on January 29, 1992, the Planning and Zoning Board, sitting as the Local Planning Agency, reviewed Petitioners' requests for proposed changes at a Public Hearing, and forwarded recommendations to City Council; and

WHEREAS, on February 19, 1992, the City Council, as the Local Governing Body, reviewed the requests and recommendations at a Public Hearing and voted to approve those recommendations; and

WHEREAS, pursuant to Section 163.3184, Florida Statutes, The State of Florida Department of Community Affairs has reviewed the proposed amendments and forwarded an Objections and Recommendations Report (ORC) to the City. The City adopts these original text changes with amendments in response to this report; and

WHEREAS, on December 2, 1992 and December 16, 1992 the City Council held Public Hearings and has adopted said text amendments, with modifications in response to the ORC; and

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

Section 1. The Riviera Beach Comprehensive Plan, Future Land Use Map is amended to incorporate eighteen (18) parcels of land annexed from Palm Beach County and three (3) parcels for which Land Use Amendment Requests were received and assign Riviera Beach Land Use designations as specified in Exhibit "A". All twenty-one (21) parcels are legally described in Exhibit "B" (in sequence corresponding with Exhibit "A") and are made a part of this Ordinance.

Section 2. That the Department of Community Development and Environmental Control (CDEC) Director is hereby authorized and directed to reflect these amendments on the Land Use Map designated as the "Future Land Use Plan" by the appropriate means of designating all changes affected by this Ordinance.

Section 3. Said designations shall be effective immediately following final reading of this ordinance.

PASSED AND APPROVED on first reading this 2nd day of December, 1992.

PASSED AND ADOPTED on 2nd and final reading this 16th day of December, 1992.

APPROVED:

William K. Williams Margaret Confrey
MAYOR CHAIRMAN

(MUNICIPAL SEAL)

Herman C. McCray
CHAIR PRO TEM

ATTEST:

Sharon Holby
CITY CLERK

James C. McGann

Associates Cynthia Becton
COUNCILMEMBERS

	1st Reading	2nd and Final Reading
MOTIONED BY:	<u>J. McGann</u>	<u>J. MCGANN</u>
SECONDED BY:	<u>C. Becton</u>	<u>C. BECTON</u>
B. Orange	<u>aye</u>	<u>"AYE"</u>
J. McGann	<u>aye</u>	<u>"AYE"</u>
H. McCray	<u>aye</u>	<u>"AYE"</u>
C. Becton	<u>aye</u>	<u>"AYE"</u>
M. Confrey	<u>aye</u>	<u>"AYE"</u>

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Comprehensive Plan Traffic Element) are as follows:

1. Will reduce urban sprawl to the west through encouragement of residential development east of I-95.
2. Encourages infill of two undeveloped residential parcels.
3. Because many vehicular trip attractors exist east of I-95 (in the Riviera Beach municipal area, it is estimated that 80% of employment centers and shopping opportunities are located east of I-95), the policy encourages locating residential in closer proximity to these commercial and employment uses, thereby eliminating a substantial number of longer trips. This, in turn, reduces impact to roadways, reduces the use of fossil fuels and other resources, and betters service to the public.
4. This policy also promotes annexation of enclaves east of I-95, due to City standards being less restrictive than standard County policy in the unincorporated area. There is no impact to other types of development, as no uses except residential on these two sites would be exempt from Traffic Performance Standard requirements.

Blue Heron Boulevard (S.R. 708), the constricted transportation corridor which is primarily impacted by development of either of these sites, is scheduled for widening in 1995 per the Palm Beach County 5 year Transportation Improvement Program Fiscal Year '93-'98. However, in the interim the City wishes to provide opportunities for residential development east of I-95 in response to community need for such development. All other public facilities are adequate to permit this residential development, so the traffic issue is the only "roadblock."

In addition, goals stated in Section 5 - (Housing) of the State Comprehensive Plan (F.S. 187.201), Regional Comprehensive Plan Goals in Section 5 - Housing (Specifically Policies 5.1.1.1. and 5.1.1.3.), and City Comprehensive Plan Policies 1.1.1, 1.1.2., and 1.3.1. (Housing), further support the proposed amendment, as follows:

1. State Comprehensive Plan (5)(b)1. which states, in/part, "...develop policies which encourage housing opportunities for all Florida's citizens."
2. State Comprehensive Plan (5)(b) 4. which states, "reduce the cost of housing construction by eliminating unnecessary regulatory practices which add to the cost

of housing."

3. Regional Comprehensive Plan 5.1.1.1. which states, "provisions for adequate affordable housing shall be made to meet the needs of very low, low, and moderate income persons ...living within the region."
4. Regional Comprehensive Plan 5.1.1.3. which states, "Affordable housing should be made available in proximity to employment opportunities and necessary public services to the maximum extent consistent with other regional policies." (emphasis added)
5. City Comprehensive Plan (Housing) 1.1.1. which states, "Utilize the Future Land Use Plan and Zoning Map to assure a continued supply of vacant land designated for a diversity of housing types and income categories." (emphasis added)
6. City Comprehensive Plan (Housing) 1.1.2. which states, "The principal housing production goal of the City shall be the construction of market rate single family houses to achieve the Policy 1.1.1. income range balance; the Congress Avenue and Military Trail corridors are prime target areas for this construction." (emphasis added)
7. City Comprehensive Plan (Housing) 1.3.1. which states, "Utilize the Future Land Use Plan, zoning map, and infrastructure element to assure a continued supply of vacant land designated for multi-family housing..."

I.A.2. Objection To Text Amendment #2

In response to DCA concerns, the City proposes to amend the language as follows: (added/changed portions underlined)

"Low Density Mixed Type Residential: Up to 10 units per acre, providing for mixed density type residential with 60-80% of single family units and 20-40% multi-family units and the following locations, buffer and development standard criteria:

By 1993, the zoning district for this use shall be created which will implement the following objectives:

- In keeping with the low density nature of this district and to address compatibility, the multi-family unit height shall not exceed three stories.
- Insure compatability with adjacent land uses through

development standards, locational and buffer requirements, being particularly sensitive to residential areas adjacent to such sites. In cases where multi-family abutts single family, or conversely industrial or commercial, buffer requirements shall be greater.

- The general objective of the district shall be to provide a flexible mixed type residential district which allows for innovative housing types and helps further Housing Element goals."

These changes address the DCA objections by clarifying in detail more of the specifics of the new Land Use designation.

I.A.3. Objection To Text Amendment #3

In response to DCA concerns, the City proposes to amend the language as follows: (added/changed portions underlined)

"Private residential fishing or viewing platforms and docks for non-motorized boats may be permitted subject to the following regulations:

1. Platforms and docks shall not extend outward past the mean low water line.
2. Construction must be fully achievable from an on-shore location.
3. Permits must be obtained from all other applicable regulatory agencies."

When taken with the existing language under the Special Preservation Use category, these modifications make clear the specific regulations to protect marine resources and they remove discretionary language. It should be noted that the City, not having staff with expertise in marine resource protection, relies on the review and approvals of the Palm Beach County Environmental Resource Management Division (one of the "applicable regulatory agencies") and as such relies on them to perform reviews and impose conditions of approval which protect such marine resources.

I.B.1 And 2 State And Regional Comprehensive Plan Consistency

The modifications proposed above in response to DCA objections make the amendments compatible with and further the cited goals and policies.

SITE SPECIFIC FUTURE LAND USE MAP AMENDMENTS

II.A.1. Objection

As requested, the Future Land Use Map Series (including Figure 1 - the large Land Use Map, Figure 2 - Wetlands, Figure 3 - Floodplains, Figure 4 - Generalized Area Soils Associations, Figure 5 - Wellfield Protection Area, Figure 6 - Year 2000 Traffic Circulation Plan, and Figure 7 - 2000 Roadway Functional Classifications) have been updated.

The assessment done at time of annexation for these parcels determined that no additions to the 5-Year Capital Improvement Schedule would be necessary. For example, water and sewer lines are either in place or already programmed in the schedule to handle impacts of the proposed land uses. Water plant capacity is currently more than adequate for the maximum future land uses proposed on these sites. Developers of sites are required to construct all on-site infrastructure and any other improvements needed to tie-in to City water and sewer. Given the development slowdown and likely long term phasing of any new project, no capital expenditures in solid waste handling would be necessary within the next five years. Impacts of existing uses have already been accommodated.

Data and analysis sections throughout the Comprehensive Plan have been updated to reflect these newly annexed parcels.

II.2. Objection

Petition 92-19

In regards to Petition 92-19, several points should be highlighted to clarify the impact of this proposed amendment. The request has been submitted by the Catholic Dioceses of Palm Beach County in anticipation of receiving funding for a Federal Section 202 Housing and Urban Development Grant to construct Housing for the elderly. As such, the placement of the Multiple Family Land Use next to the downtown and adjoining single family residential is appropriate given the likelihood that less than 20% of the project population would have their own cars. The City would also require that this amendment will have a time-certain project initiation date of December 31, 1994 and only be approved for such elderly housing. City staff has completed a "Concurrency Management Analysis" for this petition (attached), and based on the fact that the project would function more as a congregate living facility than a standard multi-family project, it is likely that traffic generation would actually represent a reduction in

trip volume over that which would be produced by single family use. The City's Land Development Code Concurrency Management section (in Table I attached) indicates that while single family land use generates 10 trips per day per dwelling unit, a congregate living facility produces only 2.145. In single-family (8 du/acre) use, this amounts to 450 trips/day. In congregate living facility use (at 15 du/acre), the figure is only 182 trips/day. Even if one were to assume that the actual traffic generated by the proposed elderly housing use was half way between that of a congregate living facility use, (182 trips/day), and that of standard multi-family use, (595 trips/day), the total (389 trips/day) is still less than that produced in the current single family use designation. Therefore, the traffic impact of the proposed land use would result in a reduction of trips over that of the currently existing land use designation on the site.

Other public facilities are affected minimally, and the use could be accommodated by existing facilities. Located in a fully developed area, the site lacks any soils or topography that would restrict development and there are no natural or historic resources. Additionally, this use of the site would further important City Comprehensive Plan housing element goals including Policies 1.1.1., 1.3.1. and 1.3.2.

Petitions 92-21 and 92-22

Petitions 92-21 and 92-22, simply represent an internal switch of land uses within a previously approved P.U.D. The amounts of residential and commercial remain the same, these amendments simply propose relocation of the uses to create a better functioning site plan. Concurrency Management Analyses have been completed for both petitions (attached), which, when taken together, cancel each other out. In other words, the respective amounts of uses within this project have already been approved, and these two petitions together merely flip-flop an approximately 5 acre amount from one part of the overall site to another. (Please see original report for more detail on this.) As such, public facilities are not affected in any way when Petitions 92-21 and 92-22 are taken together, as the City has required.

II.B.1 and 2 State and Regional Comprehensive Plan Consistency

The responses and further clarifications provided above addressing the objections also show the proposed amendments to be in compliance with and further the cited goals and policies.

DCA-ORC.RES

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING TEXT IN ELEMENTS OF THE RIVIERA BEACH COMPREHENSIVE PLAN (PART I), AS DESCRIBED IN EXHIBIT "A" AND MADE PART THEREOF, DIRECTING THE CDEC DIRECTOR TO UPDATE THE CITY'S COMPREHENSIVE PLAN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the "Local Government Comprehensive Planning and Land Development Act of 1985" provides procedures to amend the adopted Comprehensive Plan; and

WHEREAS, on January 29, 1992, the Planning and Zoning Board, sitting as the Local Planning Agency, reviewed three (3) proposed text changes at a Public Hearing and forwarded recommendations to City Council; and

WHEREAS, on February 19, 1992, the City Council, as the Local Governing Body, reviewed the text changes and recommendations at a Public Hearing and voted to approve said changes; and

WHEREAS, pursuant to Section 163.3184, Florida Statutes, The State of Florida Department of Community Affairs has reviewed the proposed amendments and forwarded an Objections and Recommendations Report (ORC) to the City. The City adopts these original text changes with amendments in response to this report; and

WHEREAS, on December 2, 1992 and December 16, 1992 the City Council held Public Hearings and has adopted said text amendments, with modifications in response to the ORC; and

WHEREAS, pursuant to Section 163.3184(7), Florida Statutes, the City forwards these amendments to the State for compliance review;

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

Section 1. The Riviera Beach Comprehensive Plan, Part I, Plan Recommendations is amended to incorporate three (3) text changes as specified in Exhibit "A" and made a part of this ordinance.

Section 2. That the Department of Community Development and Environmental Control (CDEC) Director is

authorized and irected to reflect these text amendments in the Comprehensive Plan by amending the text accordingly.

Section 3. Said text amendments shall be effective immediately, following final reading of this Ordinance.

PASSED AND APPROVED on first reading this 2nd day of December, 1992.

PASSED AND ADOPTED on 2nd and final reading this 16th day of December, 1992.

APPROVED:

Edna K. Williams
MAYOR

(MUNICIPAL SEAL)

Margaret Confrey
CHAIRMAN

Hermon C. McCray
CHAIR PRO TEM

James C. McGann

Bertha Orange

Mariontha "Cuthbert" Patton
COUNCILMEMBERS

ATTEST:

Dorinda G. Perkins
CITY CLERK

1st Reading

2nd and Final Reading

MOTIONED BY: C. Becton
SECONDED BY: H. McCray

MCGANN
MCCRAY

B. Orange aye
J. McGann aye
H. McCray aye
C. Becton aye
M. Confrey aye

"AYE"
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"AYE"
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EXHIBIT "A"

Text Amendment #1

Amends the Traffic Circulation Element of City of Riviera Beach Comprehensive Plan (Part I - Plan Recommendations).

Insert:

A new Policy 1.1.1.2. after Policy 1.1.1. (on page 20) to read:

"Policy 1.1.1.2.

Blue Heron Boulevard is designated a backlogged facility. To encourage provision of housing in areas east of I-95, and to implement use of the Palm Beach County Traffic Performance Standards (TPS) "non-implementation area", (as found in Policy 4-i of the Palm Beach County Comprehensive Plan Traffic Element) for promotion of such residential development, up to 10% additional traffic may be added to Blue Heron Boulevard for residential development on the following two and only these two specific sites:

1. The area generally bounded by the C.S.F.F.C.D. C-17 canal on the west, Avenue "T" on the east, the north line of Section 30 on the north, and 28th Street on the south; containing approximately 135 acres.
2. The area generally bounded by the C.S.F.F.C.D. C-17 canal on the west, the east line of Section 31 on the east, the north line of Section 31 on the north, and Twilight Drive on the south; containing approximately 50 acres.

By 1997, or at such time as Blue Heron Boulevard is widened to improve the level of service, the City will revisit this policy to determine its' continued applicability."

Text Amendment #2

Amends the Future Land Use Element of City of Riviera Beach Comprehensive Plan (Part 1 - Plan Recommendations).

Insert

Under Policy 1.8.1. (on page 10) after Single Family Residential

Add:

"Low Density Mixed Type Residential: Up to 10 units per acre, providing for mixed density type residential with

60-80% of single family units and 20-40% multi-family units and location, buffer and development standard criteria.

By 1993, the zoning district for this use shall be created which will implement the following objectives:

- In keeping with the low density nature of this district and to address compatibility, the multi-family unit height shall not exceed three stories.
- Insure compatibility with adjacent land uses through development standards, locational and buffer requirements being particularly sensitive to residential areas adjacent to such sites. In cases where multi-family abuts single family, or conversely industrial or commercial, buffer requirements shall be greater
- The General objective of the district shall be to provide a flexible mixed type residential district which allows for innovative housing types and helps further Housing Element goals."

Text Amendment #3

Amends the Future Land Use Element of City of Riviera Beach Comprehensive Plan (Part I - Plan Recommendations).

Insert

Under Policy 1.8.1. (on Page 12)

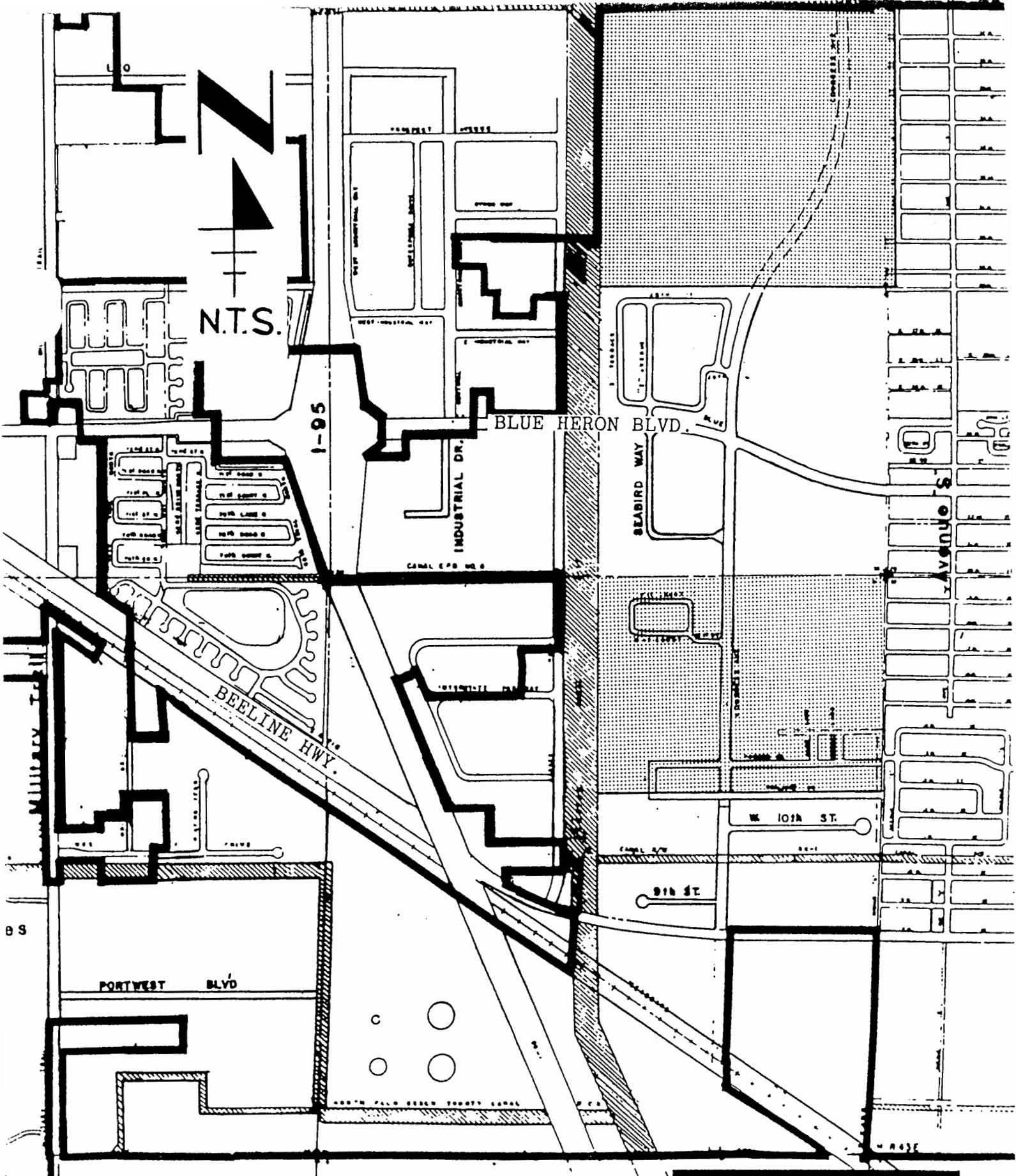
Under Special Preservation after:

It is the expressed policy of objective of the City to preclude any development of submerged lands, "except as specifically permitted by this section," including but not limited to mangroves, wetlands, and estuarines bottom lands, to the maximum extent permissible by law.

Then add, below that sentence:

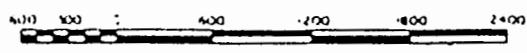
"Private residential fishing or viewing platforms and docks for non-motorized boats may be permitted subject to the following regulations:

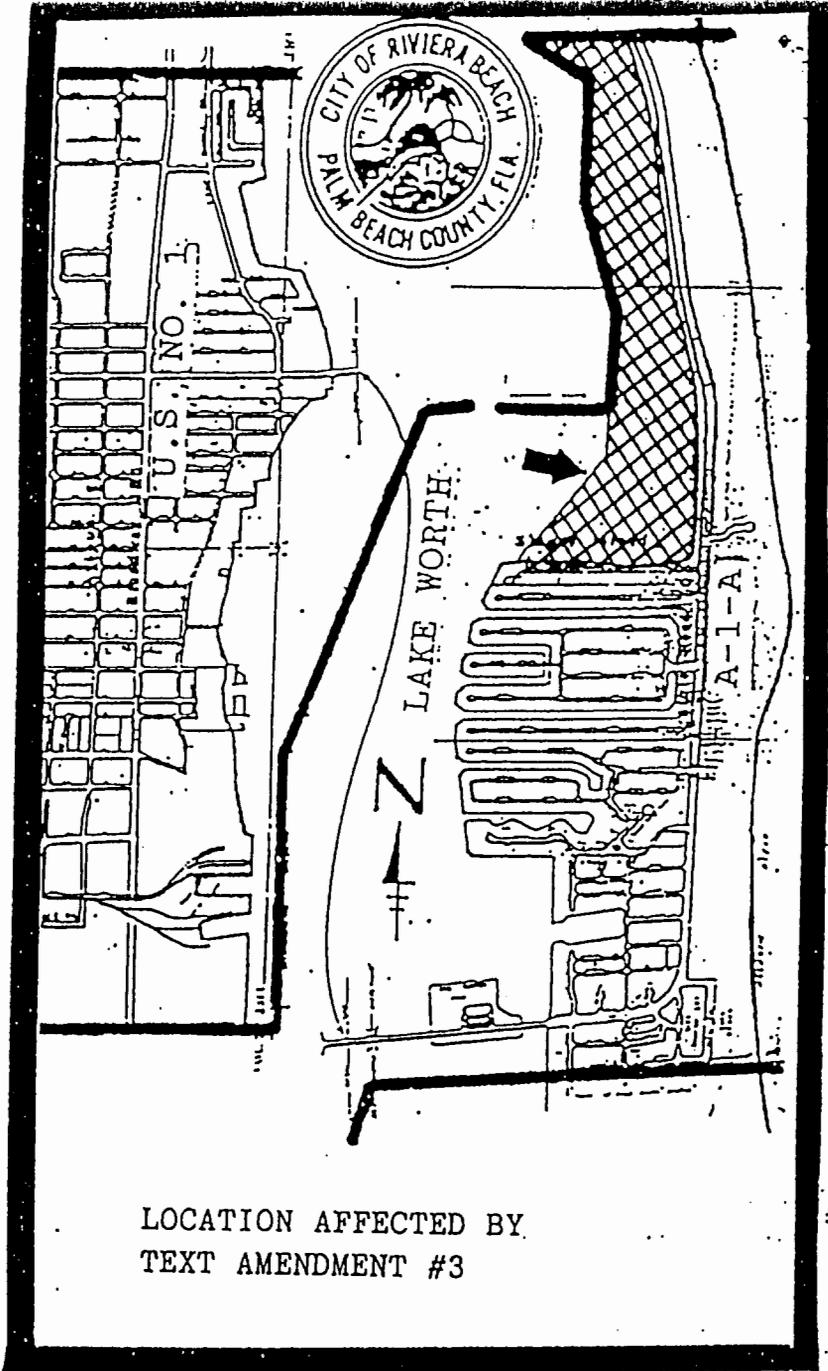
1. Platforms and docks shall not extend outward past the mean low water line.
2. Construction must be fully achievable from an on-shore location.
3. Permits must be obtained from all other applicable regulatory agencies.



CITY OF RIVIERA BEACH

SITES AFFECTED BY
TEXT AMENDMENT #1





LOCATION AFFECTED BY
TEXT AMENDMENT #3

NARRATIVE RESPONSE TO THE DEPARTMENT OF COMMUNITY AFFAIRS
OBJECTIONS, RECOMMENDATIONS AND COMMENTS (ORC) REPORT
(dated July 2, 1992) REGARDING CITY OF RIVIERA BEACH
PROPOSED COMPREHENSIVE PLAN AMENDMENTS (DCA NO. 92-1)

Prepared by:
City of Riviera Beach
Planning Division
Dept. of Community Development
& Environmental Control
November 18, 1992

The following narrative (and attachments) responds to objections raised in the July 2, 1992 O.R.C. report from the Department of Community Affairs (DCA). The items are addressed in order and referenced by section numbers as they appear in the report. Per the requirements in Chapter 9J-5, F.A.C. and Chapter 163, Part II, F.S. the City submits this response for D.C.A. compliance review.

TEXT AMENDMENTS

I.A. 1 Objection To Text Amendment #1

In response to DCA concerns, the City proposes to modify Text Amendment #1 (Traffic Circulation Element) to read as follows:

"Policy 1.1.1.2.

Blue Heron Boulevard is designated a backlogged facility. To encourage provision of housing in areas east of I-95, and to implement use of the Palm Beach County Traffic Performance Standards (TPS) "non-implementation area", (as found in Policy 4-i of the Palm Beach County Comprehensive Plan Traffic Element) for promotion of such residential development, up to 10% additional traffic may be added to Blue Heron Boulevard, for residential development on the following two and only these two specific sites:

1. The area generally bounded by the C.S.F.F.C.D. C-17 canal on the west, Avenue "T" on the east, the north line of Section 30 on the north, and 28th Street on the south; containing approximately 135 acres.
2. The area generally bounded by the C.S.F.F.C.D. C-17 canal on the west, the east line of Section 31 on the east, the north line of Section 31 on the north, and Twilight Drive on the south; containing approximately 50 acres.

By 1997, or at such time as Blue Heron Boulevard is widened to improve the level of service, the City will revisit this policy to determine its' continued applicability."

Modifications reflect the request for specifically limited and delineated geographic locations where this provision may be utilized. As stated previously in our original narrative, the reasons that the City feels this policy modification will benefit citizens and the public include, (as found in Policy 4-i of the Palm Beach County

CITY OF RIVIERA BEACH
CDEC - PLANNING
APPLICATION FOR AMENDMENTS TO THE
LAND USE AND ZONING MAP -

REQUESTED BY: Diocese of Palm Beach* TEL.# (407) 775-9556

OWNER LESSEE OTHER (SPECIFY)

ADDRESS: 9995 N. Military Trail

Palm Beach Gardens, Fl. 33410

NAME AND ADDRESS OF OWNER, IF OTHER THAN APPLICANT: *The Most Reverend J. Keith Symons, as Bishop of the Diocese of Palm Beach, his successors in office, a corporation sole.

PROPERTY ADDRESS: Avenue F to Avenue G - 20th Street to 22nd Street

LEGAL DESCRIPTION: See Attached

TOTAL AREA: 5.68 acres

DESCRIBE CURRENT USE: .9 acres used for rectory; balance is vacant

PRESENT: LAND USE Single Family ZONING CF

REQUESTED: LAND USE Multi Family ZONING RM-15

REASON FOR REQUEST: REASON FOR REQUEST: To build an 85 unit HUD 202/8 building

STATEMENT JUSTIFYING THE REQUESTED CHANGE, INCLUDING WHY PROPERTY IS UNSUITABLE FOR DEVELOPMENT UNDER CURRENT DESIGNATION AND MORE SUITABLE UNDER PROPOSED: for low income elderly.

JUSTIFICATION: To meet a growing need for affordable housing per Resolution No. 154-91.

WHY PROPERTY IS UNSUITABLE UNDER CURRENT DESIGNATION: New construction for single family housing is not economically

feasible, site is adjacent to Community Redevelopment Area and the need would not justify single family housing.

LOCATION MAP AND/OR SURVEY INDICATING PROPERTY AND SURROUNDING AREA.

FIFTEEN (15) COPIES OF SITE PLANS, IF APPLICABLE.

OWNER'S CONSENT

\$50.00 DEPOSIT MADE PAYABLE TO THE CITY OF RIVIERA BEACH FOR LEGAL ADVERTISING AND MAILINGS. SHOULD THE EXPENSE EXCEED \$50.00, THE DIFFERENCE MUST BE MAILED TO THE CITY BEFORE THE DATE OF PUBLIC HEARING. IF THERE IS A CANCELLATION DUE TO NO FAULT OF THE CITY, YOU WILL BE HELD RESPONSIBLE FOR ADVERTISEMENT, POSTAGE AND CANCELLATION NOTICE.

ALSO, PLEASE BE ADVISED THAT "IN ACCORDANCE WITH SECTION 10.10 OF THE CITY'S CODE OF ORDINANCES, THE ABOVE AMOUNT WILL BE ASSESSED AGAINST THE PROPERTY AND THEREAFTER WILL BE A LIEN UNTIL PAID".

RECEIPT FOR LAND USE APPLICATION FEE - \$750 MIN (\$50 FOR ADD'L. ACRE OVER 5)

AS APPLICANT, I CERTIFY THAT THE ABOVE STATEMENTS AND INFORMATION SUBMITTED HEREWITH ARE TRUE TO THE BEST OF MY KNOWLEDGE.


SIGNATURE
Charles A. Bevacqua, Executive Director
Catholic Charities Palm Beach Diocese

10/23/91
DATE

DATE RECEIVED: _____

This Indenture,

Made this 14 day of December, A. D. 1984, Between EDWARD A. MCCARTHY, as Archbishop of the Archdiocese of Miami, his successors in office, a corporation sole.

of the County of Dade in the State of Florida party of the first part, and THOMAS V. DAILY, Bishop of the Diocese of Palm Beach, his successors in office, a corporation sole.

of the County of Palm Beach in the State of Florida whose post office address is P.O. Box 37, Palm Beach Gardens, Florida 33410

party of the second part.

Witnesseth, That the said party of the first part, for and in consideration of the sum of Ten and 00/100-----Dollars, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said party of the second part, his heirs and assigns forever, the following described land, situate, and being in the County of Palm Beach, State of Florida, to wit:

BLOCK EIGHT (8) of a "Replat of Blocks 6, 7, 8, 9, and 10, of Northview Plat 2 and Block 4 of Northview Plat 1" on file in the Office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 20, Page 88.

Lots One (1) to Forty-four (44), both inclusive, Block Nine (9) Northview, a subdivision of the Town of Riviera Beach, Florida, according to a "Replat of Blocks 6, 7, 8, 9, and 10 of Northview Plat 2 and Block 4 of Northview Plat 1" on file in the office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, in Plat Book 20, Page 38.

No Taxable Consideration.

Documentary Tax Pd.
Intangible Tax Pd.
Clerk, Palm Beach County, Florida.
[Signature]

And the said party of the first part does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

In Witness Whereof, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

Vincent J. Sheehy
Ethel Marcella

Edward A. McCarthy
EDWARD A. MCCARTHY, as Archbishop of the Archdiocese of Miami, his successors in office, a corporation sole **LS**

STATE OF FLORIDA,
COUNTY OF Dade }

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, personally appeared EDWARD A. MCCARTHY, as Archbishop of the Archdiocese of Miami, his successors in office, a corporation sole.

to me known to be the person described in and who executed the foregoing instrument and he acknowledged before me that he executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this 14th day of December A. D. 1984

Ethel Marcella

NOTARY PUBLIC STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES JUNE 5 1985
BONDED THRU GENERAL I. S. UNDERWRITERS

This Indenture,

Made this 14th day of December, A. D. 1984, Between EDWARD A. MCCARTHY, as Archbishop of the Archdiocese of Miami, his successors in office, a corporation sole.

of the County of Dade in the State of Florida party of the first part, and THOMAS V. DAILY, Bishop of the Diocese of Palm Beach, his successors in office, a corporation sole.

of the County of Palm Beach in the State of Florida whose post office address is P.O. Box 37, Palm Beach Gardens, Florida 33410

party of the second part.

Witnesseth, That the said party of the first part, for and in consideration of the sum of Ten and 00/100-----Dollars, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said party of the second part, his heirs and assigns forever, the following described land, situate, and being in the County of Palm Beach, State of Florida, to wit:

See Exhibit "A" attached hereto and made a part thereof.

No taxable consideration.

Documentary Tax Pd \$ 115
Intangible Tax Pd.
Clerk, Palm Beach County, Florida
[Signature]

And the said party of the first part does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

In Witness Whereof, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

Vincent J. Sheehy

Ethel Marinelli

Edward A. McCarthy

EDWARD A. MCCARTHY, as Archbishop of the Archdiocese of Miami, his successors in office, a corporation sole

STATE OF FLORIDA,
COUNTY OF Dade

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, personally appeared EDWARD A. MCCARTHY, as Archbishop of the Archdiocese of Miami, his successors in office, a corporation sole.

to me known to be the person described in and who executed the foregoing instrument and he acknowledged before me that he executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this 14th day of December A. D. 1984

Ethel Marinelli

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES JUNE 5 1985
BONDED THRU GENERAL INS. UNDERWRITERS

This instrument prepared by: J. Patrick Fitzgerald
Wood, Lucksinger & Epstein

SCHEDULE A

A parcel of land in the Southwest Quarter of Section 28, Township 42 South, Range 43 East, Palm Beach County, Florida, more particularly described as follows: Beginning at the point of intersection of a line parallel to and 25 feet West of the East line of the Southwest Quarter of said Section 28, with the westerly extension of the North line of Block 8, Replat of Blocks 6, 7, 8, 9, and 10, Northview Plat 2 and Block 4, Northview, Plat No. 1, according to said plat recorded in Plat Book 20, Page 88, Public Records of Palm Beach County, Florida; thence westerly along the arc of a curve concave to the South, tangent to said westerly extension and having a radius of 1036.27 feet and a central angle of $12^{\circ} 14' 24''$, a distance of 221.38 feet to a point of reverse curvature; thence westerly along the arc of a curve having a radius of 1086.27 feet and a central angle of $12^{\circ} 14' 24''$, a distance of 232.06 feet to the end of said curve; thence southerly at right angles to the tangent to said curve, a distance of 591 feet; thence easterly along the arc of a curve tangent to a line at right angles to the preceding course, concave to the North and having a radius of 339.9 feet and a central angle of $38^{\circ} 04' 08''$, a distance of 225.84 feet to a point of reverse curvature; thence easterly, along the arc of a curve having a radius of 389.9 feet and a central angle of $38^{\circ} 04' 08''$, a distance of 259.06 feet to the end of said curve; thence easterly along the tangent to said curve, a distance of 8.10 feet to a point in said line parallel to and 25 feet west of the east line of the Southwest Quarter of said Section 28; thence northerly along said parallel line, a distance of 484 feet to the point of beginning.

RECORD VERIFIED
PALM BEACH COUNTY FLA
JOHN B. DUNKLE
CLERK CIRCUIT COURT

CITY OF RIVIERA BEACH
CDEC - PLANNING
APPLICATION FOR AMENDMENTS TO THE
LAND USE AND ZONING MAP -

REQUESTED BY: Robert A. Bentz TEL.# 407-478-8501

OWNER _____ LESSEE _____ OTHER (SPECIFY) Agent

ADDRESS: 1280 N. Congress Ave., #109

W. Palm Beach, FL 33409

NAME AND ADDRESS OF OWNER, IF OTHER THAN APPLICANT: MacArthur Foundation
4176 Burns Rd., Palm Beach Gardens, FL

APPLICANT

PROPERTY ADDRESS: _____

LEGAL DESCRIPTION: See Addendum 'A'

TOTAL AREA: 4.96 AC

DESCRIBE CURRENT USE: Agricultural

PROPERTY

PRESENT: LAND USE Residential ZONING Residential

REQUESTED: LAND USE Commercial ZONING Commercial

REASON FOR REQUEST: See Addendum 'B'

STATEMENT JUSTIFYING THE REQUESTED CHANGE, INCLUDING WHY PROPERTY IS UNSUITABLE FOR DEVELOPMENT UNDER CURRENT DESIGNATION AND MORE SUITABLE UNDER PROPOSED. AN ADDITIONAL SHEET MAY BE NECESSARY.

REQUEST

LOCATION MAP AND/OR SURVEY INDICATING PROPERTY AND SURROUNDING AREA.

FIFTEEN (15) COPIES OF SITE PLANS, IF APPLICABLE.

OWNER'S CONSENT

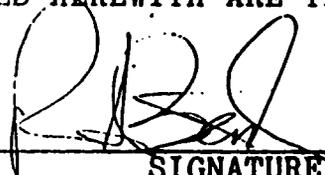
\$50.00 DEPOSIT MADE PAYABLE TO THE CITY OF RIVIERA BEACH FOR LEGAL ADVERTISING AND MAILINGS. SHOULD THE EXPENSE EXCEED \$50.00, THE DIFFERENCE MUST BE MAILED TO THE CITY BEFORE THE DATE OF PUBLIC HEARING. IF THERE IS A CANCELLATION DUE TO NO FAULT OF THE CITY, YOU WILL BE HELD RESPONSIBLE FOR ADVERTISEMENT, POSTAGE AND CANCELLATION NOTICE.

ALSO, PLEASE BE ADVISED THAT "IN ACCORDANCE WITH SECTION 10.10 OF THE CITY'S CODE OF ORDINANCES, THE ABOVE AMOUNT WILL BE ASSESSED AGAINST THE PROPERTY AND THEREAFTER WILL BE A LIEN UNTIL PAID".

RECEIPT FOR LAND USE APPLICATION FEE - \$750 MIN (\$50 FOR ADD'L ACRE OVER 5)

AS APPLICANT, I CERTIFY THAT THE ABOVE STATEMENTS AND INFORMATION SUBMITTED HERewith ARE TRUE TO THE BEST OF MY KNOWLEDGE.

ATTACHMENTS & SIGNATURE


SIGNATURE

1/17/92
DATE

DATE RECEIVED: 1/17/92

RECEIVED

**WOODBINE PROJECT
COMP. PLAN REQUEST #2
RESIDENTIAL TO COMMERCIAL (4.96 ACRES)**

A PARCEL OF LAND LYING IN THE NORTHWEST ONE-QUARTER OF SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA; SAID PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25; THENCE, SOUTH 01°45'20" WEST, ALONG THE EAST LINE OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25 AND ALONG THE CENTERLINE OF MILITARY TRAIL (S.R. NO. 809) A DISTANCE OF 1247.98 FEET; THENCE, NORTH 88°39'28" WEST, A DISTANCE OF 60.00 FEET TO THE INTERSECTION THEREOF WITH THE WEST RIGHT OF WAY LINE OF SAID MILITARY TRAIL (S.R. NO. 809) AND THE POINT OF BEGINNING (P.O.B.):

THENCE, CONTINUE NORTH 88°39'28" WEST, A DISTANCE OF 507.43 FEET; THENCE, NORTH 01°45'20" EAST, A DISTANCE OF 133.10 FEET; THENCE, SOUTH 88°14'40" EAST, A DISTANCE OF 70.00 FEET; THENCE, NORTH 37°08'26" EAST, A DISTANCE OF 140.60 FEET; THENCE, NORTH 01°45'20" EAST, A DISTANCE OF 292.96 FEET; THENCE, SOUTH 88°14'40" EAST, A DISTANCE OF 331.00 FEET; THENCE, SOUTH 43°14'40" EAST, A DISTANCE OF 35.35 FEET TO THE INTERSECTION THEREOF WITH THE WEST RIGHT OF WAY LINE OF SAID MILITARY TRAIL (S.R. NO. 809); THENCE, SOUTH 01°45'20" WEST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 512.02 FEET; TO THE POINT OF BEGINNING.

CONTAINING 4.96 ACRES MORE OR LESS

SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS, AND RIGHTS-OF-WAY OF RECORD.

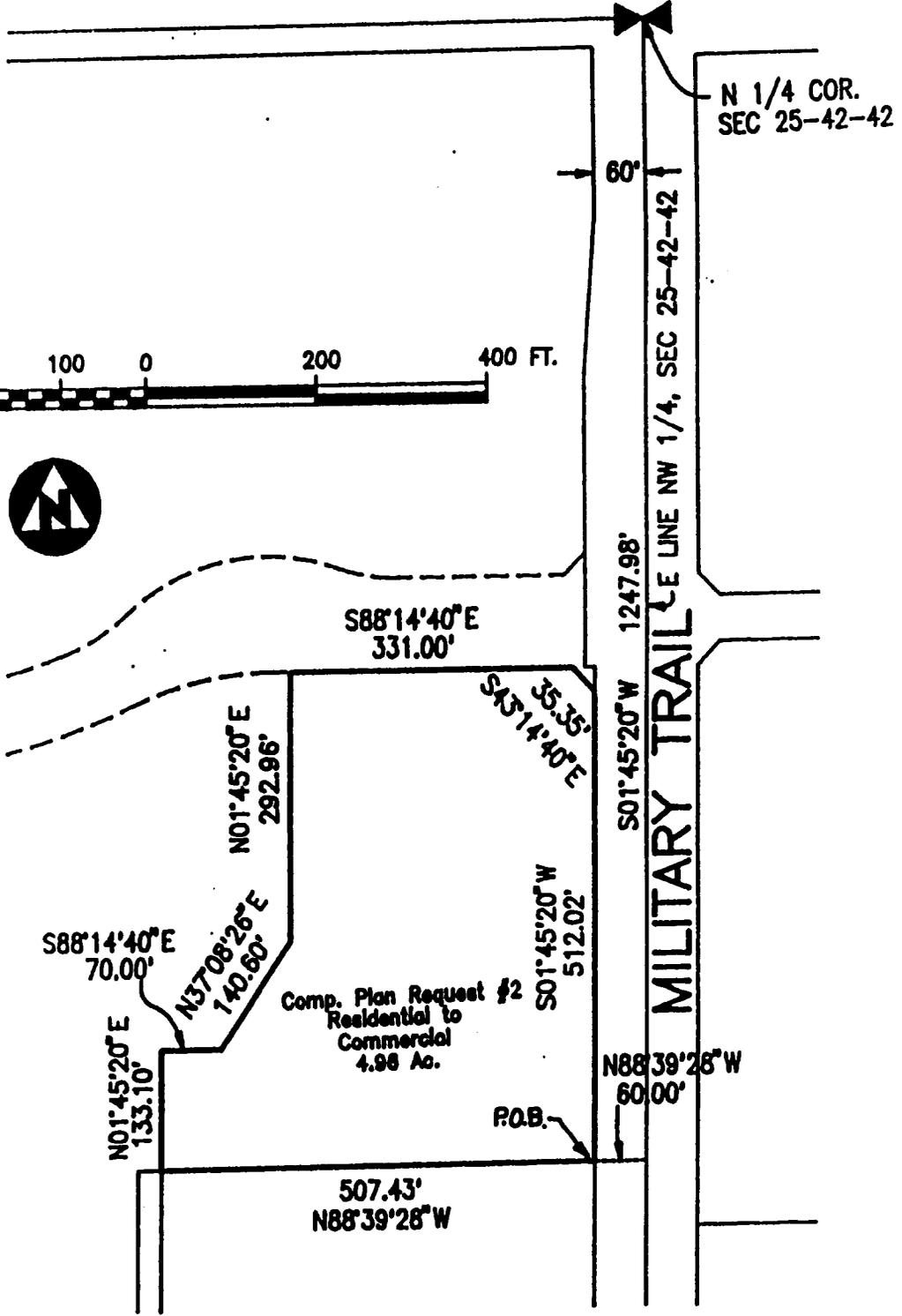
LEGAL DESCRIPTION OF COMP. PLAN REQUEST #2
RESIDENTIAL TO COMMERCIAL 4.96 AC.

BENCH MARK LAND SURVEYING & MAPPING, INC.

4152 WEST BLUE HERON BOULEVARD
SUITE 121 - RIVIERA BEACH, FL 33404
FAX: (407) 844-0659 - PHONE: (407) 848-2102



12765 WEST FOREST HILL BOULEVARD
SUITE 1316 - WEST PALM BEACH, FL 33414
FAX: (407) 793-0285 - PHONE: (407) 793-0234



THIS IS NOT A SURVEY

SEE SHEET 1 FOR DESCRIPTION

DESCRIPTION
SKETCH OF:

**COMP. PLAN REQUEST #2
RESIDENTIAL TO COMMERCIAL 4.96 AC.**

BENCH MARK LAND SURVEYING AND MAPPING, INC.

4152 West Blue Heron Boulevard
Suite 121 - Riviera Beach, FL 33404
Phone: (561) 844-0650 Fax: (561) 848-2102



**WOODBINE PROJECT
COMP. PLAN REQUEST #1
COMMERCIAL TO RESIDENTIAL (5.40 ACRES)**

A PARCEL OF LAND LYING IN THE NORTHWEST ONE-QUARTER OF SECTION 25, TOWNSHIP 42 SOUTH, RANGE 42 EAST, CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA; SAID PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25; THENCE, SOUTH 01°45'20" WEST, ALONG THE EAST LINE OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25 AND ALONG THE CENTERLINE OF MILITARY TRAIL (S.R. NO. 809) A DISTANCE OF 1247.98 FEET; THENCE, NORTH 88°39'28" WEST, A DISTANCE OF 567.43 FEET TO THE POINT OF BEGINNING.

THENCE, CONTINUE NORTH 88°39'28" WEST, A DISTANCE OF 27.59 FEET; THENCE, SOUTH 01°45'20" WEST, A DISTANCE OF 1396.02 FEET TO THE INTERSECTION THEREOF WITH THE SOUTH LINE OF THE NORTHWEST ONE-QUARTER OF SAID SECTION 25; THENCE, SOUTH 88°38'25" EAST, ALONG SAID SOUTH LINE, A DISTANCE OF 319.16 FEET; THENCE, NORTH 01°45'20" EAST, A DISTANCE OF 601.93 FEET; THENCE, NORTH 88°14'40" WEST, A DISTANCE OF 69.15 FEET; TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING A RADIUS OF 800.00 FEET; THENCE, WESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 12°34'53", A DISTANCE OF 175.67 FEET TO THE END OF SAID CURVE; THENCE, NORTH 02°03'33" EAST, A DISTANCE OF 425.50 FEET; THENCE, NORTH 30°41'31" WEST, A DISTANCE OF 93.96 FEET; THENCE, NORTH 01°45'20" EAST, A DISTANCE OF 306.52 FEET TO THE POINT OF BEGINNING.

CONTAINING 5.40 ACRES MORE OR LESS

SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS, AND RIGHTS-OF-WAY OF RECORD.

LEGAL DESCRIPTION OF COMP. PLAN REQUEST #1
RESIDENTIAL TO COMMERCIAL 5.40 AC.

BENCH MARK LAND SURVEYING & MAPPING, INC.

4152 WEST BLUE HERON BOULEVARD
SUITE 121 - RIVIERA BEACH, FL 33404
FAX: (407) 844-0650 - PHONE: (407) 848-2102



12765 WEST FOREST HILL BOULEVARD
SUITE 1316 - WEST PALM BEACH, FL 33414
FAX: (407) 703-0205 - PHONE: (407) 703-0234

EXHIBIT "A"

1992 LAND USE AMENDMENTS

<u>PETITION NUMBER</u>	<u>PETITIONER/OWNER</u>	<u>PROPERTY DESCRIPTION</u>	<u>LAND USE REQUEST</u>
	Davis Water & Waste	1.22 Acres on Haverhill Rd.	From Industrial (County) to Industrial
	Bradco Supply	3.71 Acres on Haverhill Rd.	From Industrial (County) to Industrial
3	Blanche Fink (Kenova Construction)	1.1 Acres on Dyer Boulevard	From Industrial (County) to Industrial
4	Commercial Carrier Corp.	5 Acres at Dyer & Military Tr.	From Industrial (County) to Industrial
5	Ruth Rieckhoff	1.26 Acres on Dyer Boulevard	From Industrial (County) to Industrial
6	Cusswell Corp.	.94 Acres on Dyer Boulevard	From Industrial (County) to Industrial
7	O.P. Bond, Jr. Trustee	1.91 Acres on Dyer Boulevard	From Industrial (County) to Industrial
8	Dolphin Tire	.59 Acres at Beeline Hwy. & Military Trail	From Commercial (County) to Industrial
9	T. Wesloski	5 Acres on Military Trail	From Low Residential (Up to 1 du/acre) (County) to Commercial
10	Picard & Maiwurm	2.29 Acres on Military Trail	From Low Residential (Up to 1 du/acre) (County) to Commercial
11	Hollingsworth	1.6 Acres on Leo Lane	From Low Residential (Up to 1 du/acre) (County) to Commercial
12	F.P.L.	4.64 Acres West of Military Tr. North of Blue Heron Boulevard	From Residential (County) to Utility
13	MacArthur Foundation	135.41 Acres No. of Blue Heron Blvd. West of Avenue "U"	From Industrial & Medium Residential (Up to 5 du/acres) (County) to Low Density Mixed Type Residential (Up to 10 du/acre)

<u>PETITION NUMBER</u>	<u>PETITIONER/OWNER</u>	<u>PROPERTY DESCRIPTION</u>	<u>LAND USE REQUEST</u>
14	MacArthur Foundation	96.24 Acres on West side of Military Tr. So. of Blue Heron Blvd.	From Medium Residential (Up to 5 du/acre) (County) to Single Family Residential (up to 5 du/acre).
15	MacArthur Foundation	22 Acres at Haverhill Rd. & Beeline Highway	From Industrial (County) to Industrial
16	P-4 Partners (Perry)	7.24 Acres No. of Blue Heron Blvd. West of Avenue "U"	From Medium Residential (Up to 5 du/acres) & Industrial (County) to Industrial
17	TAZ, Inc.	.98 Acres No. Side of Blue Heron Blvd. West of Garden Road	From Commercial (County) to Industrial
18	R. Whittemore, G. & D. Lamore	1.78 Acres on Dyer Boulevard	From Industrial (County) to Industrial
19	Catholic Diocese of Palm Beach County	5.68 Acres on Avenue F from 20th St. to 22nd Street	From Residential Single Family to Multi Family Residential (up to 15 du/acre)
20	(Petition 20 was withdrawn)		
21	Schickedanz Brothers	4.96 acres on West Side of Military Tr. N. of Blue Heron Blvd.	From Residential (up to 15 du/acre) to Commercial
22	Schickedanz Brothers	5.40 acres on West Side of Military Tr. N. of Blue Heron Blvd.	From Commercial to Residential (up to 15 du/acre)

EXHIBIT "B"

EXHIBIT "B" CONSISTS OF THE LEGAL DESCRIPTIONS FOR ALL PARCELS AFFECTED BY LAND USE AMENDMENTS. THE LEGAL DESCRIPTIONS ARE LABELLED ON THE BOTTOM IN ORDER, FROM PETITION 92-1 THROUGH 92-22. THE NUMBER OF PAGES OF EACH LEGAL DESCRIPTION IS ALSO NOTED WITH THE PETITION NUMBER.

EXHIBIT "A"

DESCRIPTION

A PARCEL OF LAND SITUATE IN SECTION 26, TOWNSHIP 42 SOUTH, RANGE 42 EAST, PALM BEACH COUNTY, FLORIDA. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SAID SECTION 26; THENCE

NORTH $04^{\circ}55'31''$ EAST, ALONG THE EAST LINE OF SAID SECTION 26, A DISTANCE OF 1494.10 FEET TO THE SOUTHWESTERLY RIGHT OF WAY LINE OF THE SEABOARD COASTLINE RAILROAD; THENCE

NORTH $50^{\circ}24'19''$ WEST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 962.76 FEET TO THE NORTHEAST CORNER OF THE PLAT OF ROBINTech INCORPORATED PLANT SITE AS RECORDED IN PLAT BOOK 31, PAGE 13, PUBLIC RECORDS OF SAID PALM BEACH COUNTY, FLORIDA; THENCE

SOUTH $39^{\circ}35'41''$ WEST, ALONG THE EASTERLY LINE OF SAID PLAT A DISTANCE OF 360.36 FEET TO THE POINT OF BEGINNING; THENCE

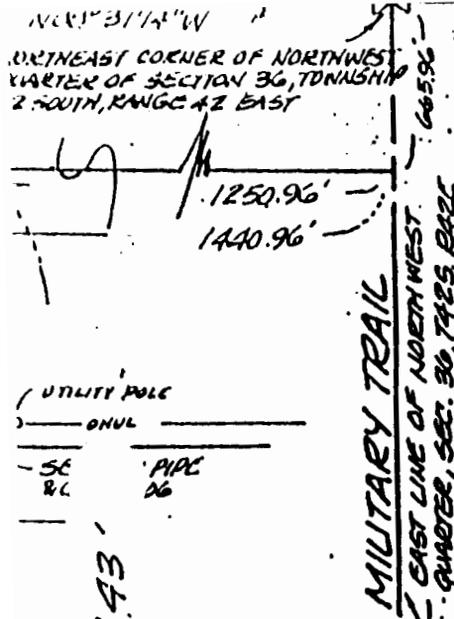
SOUTH $39^{\circ}35'41''$ WEST, CONTINUING ALONG SAID EASTERLY PLAT LINE, A DISTANCE OF 297.43 FEET TO THE EASTERLY RIGHT OF WAY LINE OF HAYERHILL ROAD AND A POINT ON A NON-TANGENT CURVE FROM WHICH THE RADIUS POINT BEARS NORTH $73^{\circ}12'57''$ EAST, A DISTANCE OF 1378.69 FEET; THENCE

NORTHERLY, ALONG SAID RIGHT OF WAY LINE AND THE ARC OF SAID CURVE, A DISTANCE OF 439.93 FEET THROUGH A CENTRAL ANGLE OF $18^{\circ}16'57''$; THENCE

SOUTH $50^{\circ}24'19''$ EAST, AT RIGHT ANGLES TO SAID EASTERLY PLAT LINE, A DISTANCE OF 321.61 FEET TO THE POINT OF BEGINNING.

CONTAINING 52,948 SQUARE FEET MORE OR LESS BEARINGS BASED ON SAID PLAT.

SUBJECT TO AN EASEMENT FOR UTILITY PURPOSES OVER THE EASTERLY 6.00 FEET THEREOF AS SHOWN ON SAID PLAT.



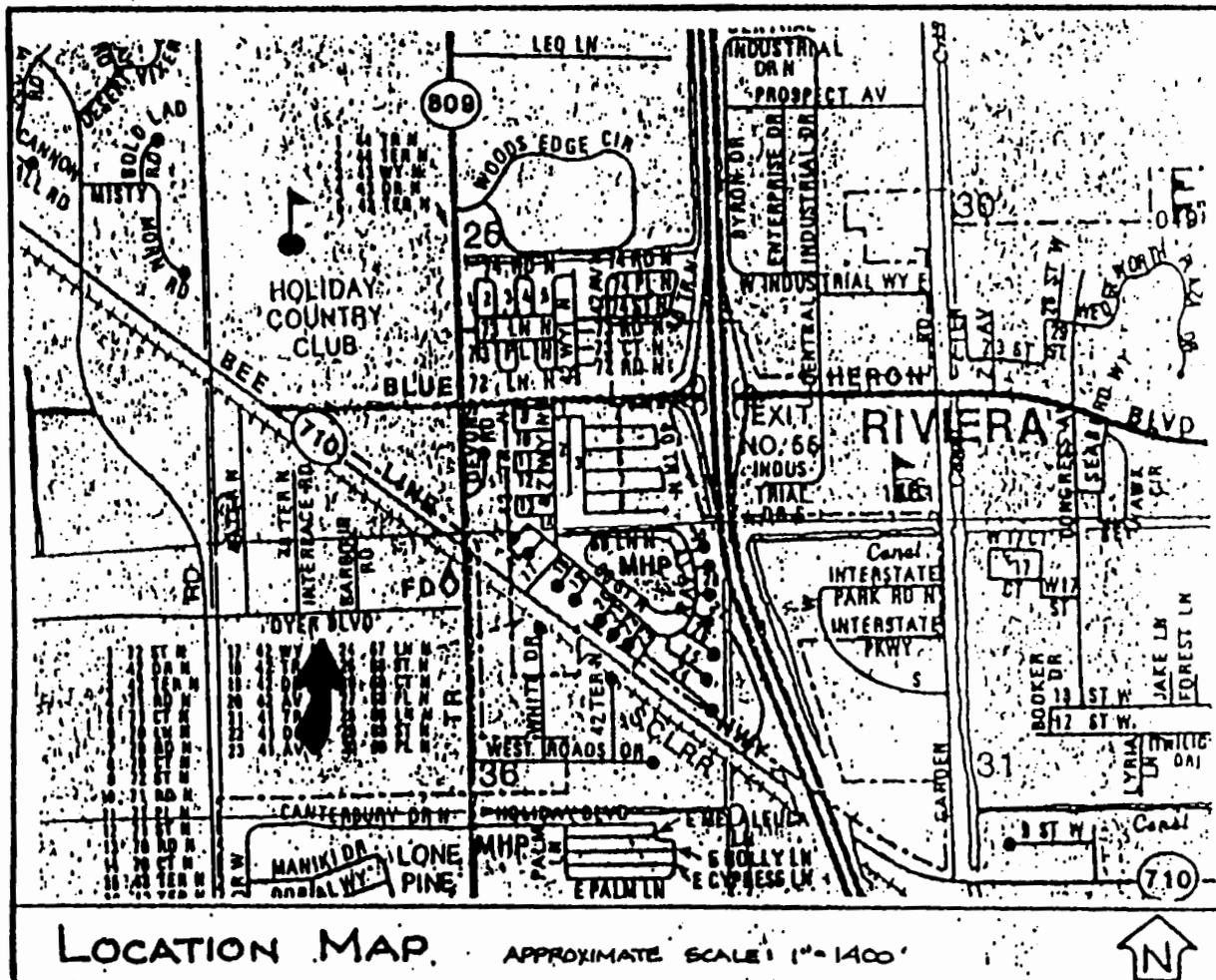
THE SURVEY REPRESENTED HEREON WAS PERFORMED UNDER MY SUPERVISION AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IT COMPLIES WITH THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF LAND SURVEYORS PURSUANT TO SECTION 472.027, FLORIDA STATUTES. FURTHER THAT THERE ARE NO VISIBLE ENCROACHMENTS UNLESS SHOWN OR NOTED.

[Signature]
RICHARD N. DEAN
 Professional Land Surveyor
 Florida Certificate No. 4406

Note: This plat is not valid unless sealed with an embossed Surveyor's seal.

ORB 6506 Pg 228
 ORB 6506 Pg 229
 ORB 6506 Pg 230

RECORD VERIFIED
 PALM BEACH COUNTY, FLA.
 JOHN B. DUNKLE
 CLERK CIRCUIT COURT



LEGAL DESCRIPTION

THE WEST 190 FEET OF THE EAST 1440.96 FEET OF THE NORTH ONE-HALF OF THE SOUTH ONE-HALF OF THE NORTH ONE-HALF OF THE NORTHWEST ONE-QUARTER OF SECTION 36, TOWNSHIP 42 SOUTH, RANGE 42 EAST, LESS THE NORTH 40 FEET FOR ROAD RIGHT OF WAY AS RECORDED IN O. R. B. 445, PAGE 315, LYING AND BEING IN PALM BEACH COUNTY, FLORIDA.

SUBJECT TO ALL EASEMENTS, RESERVATIONS, RESTRICTIONS AND RIGHTS OF WAY.

DEAN SURVEYING & DRAFTING

P.O. BOX 10642
 RIVIERA BEACH, FLORIDA 33419
 (407) 842-8004

SOUTH LINE OF THE NORTH HALF OF THE SOUTH HALF OF THE NORTH HALF OF THE NORTHWEST QUARTER OF SEC. 36, T42S, R42E

CO WIRE FENCE
 BARY SURVEY FOR
S. WALTER RIECKHOFF

EXHIBIT "B" (con't)
 PETITION 92-5

20
 515

P A R K I N G

332.43

A S P H A L T

reg'd
W & S Adm
10-30-89

CITY OF RIVIERA BEACH
APPLICATION FOR ANNEXATION

1. LEGAL DESCRIPTION:

See attached Exhibit "A"

2. PROPERTY CONTROL NUMBER: 00424226010010020

3. AREA OF SUBJECT PROPERTY (acres or square feet): 1.22 acres

4. SURVEY AND LOCATION SKETCH TO BE ATTACHED: See attached "Exhibits B & C"

5. OWNER: Davis Water & Waste Industries, Inc
Address: P.O. Box 1419 Thomasville, GA. 31799
Phone: 912/ 226-5733

Name, address, phone number of applicant if other than owner:

(For any additional information or clarification contact

Terry White at above number or address)

6. CURRENT COUNTY: LAND USE Warehouse and outside storage of waterworks
ZONING IL supplies

7. REQUESTED CITY: LAND USE Same as above.
ZONING ?

(NOTE: Actual designations will be established after Public Hearings, based on appropriate use).

8. EXISTING USE:

9. ANTICIPATED USE:

RECEIVED

101 30 1989

PLANNING & ENGINEERING DEPT.

EXHIBIT "B"

STATEMENT OF INTENT

CITY OF RIVIERA BEACH
APPLICATION FOR ANNEXATION

GENERAL INFORMATIC

1. LEGAL DESCRIPTION:

ROBINTECH INC. PLANT. SITE
ALL OF PLANT LESS TH PT AS IN OR4128P1122

2. PROPERTY CONTROL NUMBER: 00-42-42-26-01-001-0010

3. AREA OF SUBJECT PROPERTY (acres or square feet): 3.71 ACRES

4. SURVEY AND LOCATION SKETCH TO BE ATTACHED: _____

5. OWNER: BRADCO SUPPLY CORPORATION

Address: 13 PRODUCTION WAY AVENEL, NJ 07001

Phone: (201) 382-3400

Name, address, phone number of applicant if other than owner:

6. CURRENT COUNTY: LAND USE I-L
ZONING I-L LIGHT INDUSTRIAL DISTRICT

7. REQUESTED CITY: LAND USE I-L
ZONING I-L LIGHT INDUSTRIAL DISTRICT

(NOTE: Actual designations will be established after Public Hearings, based on appropriate use).

8. EXISTING USE:
OFFICE, WAREHOUSE DIST
1 - BAY TRUCK REPAIR

9. ANTICIPATED USE:
OFFICE, WAREHOUSE DIST
1 - BAY TRUCK REPAIR

STATEMENT OF INTENT

EXHIBIT "B" (con't)
PETITION 92-2
(1 page)

CITY OF RIVIERA BEACH
APPLICATION FOR ANNEXATION

GENERAL INFORMATION

1. LEGAL DESCRIPTION:

1.10 Acres... 25/36-42-42, Pt of W 240 Ft of Ely 1125.96 Ft of SW
¼ Lyg S & W of F W & Ry in Or138P166 in Sec. 25 & W 240 Ft of Ely
1125.96 Ft of N ¼ of NW ¼ (less S 610 Ft) in Sec. 36

2. PROPERTY CONTROL NUMBER: P.B.County 00 42 42 25 00 000 7130

3. AREA OF SUBJECT PROPERTY (acres or square feet): 1.10 Acres

4. SURVEY AND LOCATION SKETCH TO BE ATTACHED: _____

Not Available

5. OWNER: Blanche Fink

Address: 900 E. Boca Raton Road, Boca Raton, Fl. 33432-4120

Phone: (407) 392-9138

Name, address, phone number of applicant if other than owner:

STATEMENT OF INTENT

6. CURRENT COUNTY: LAND USE Industrial

ZONING Industrial

7. REQUESTED CITY: LAND USE Same

ZONING _____

(NOTE: Actual designations will be established after Public Hearings,
based on appropriate use).

8. EXISTING USE:

Office building and shop for Heavy construction Underground Utilities
General Contractor. Kenova Construction Corp.

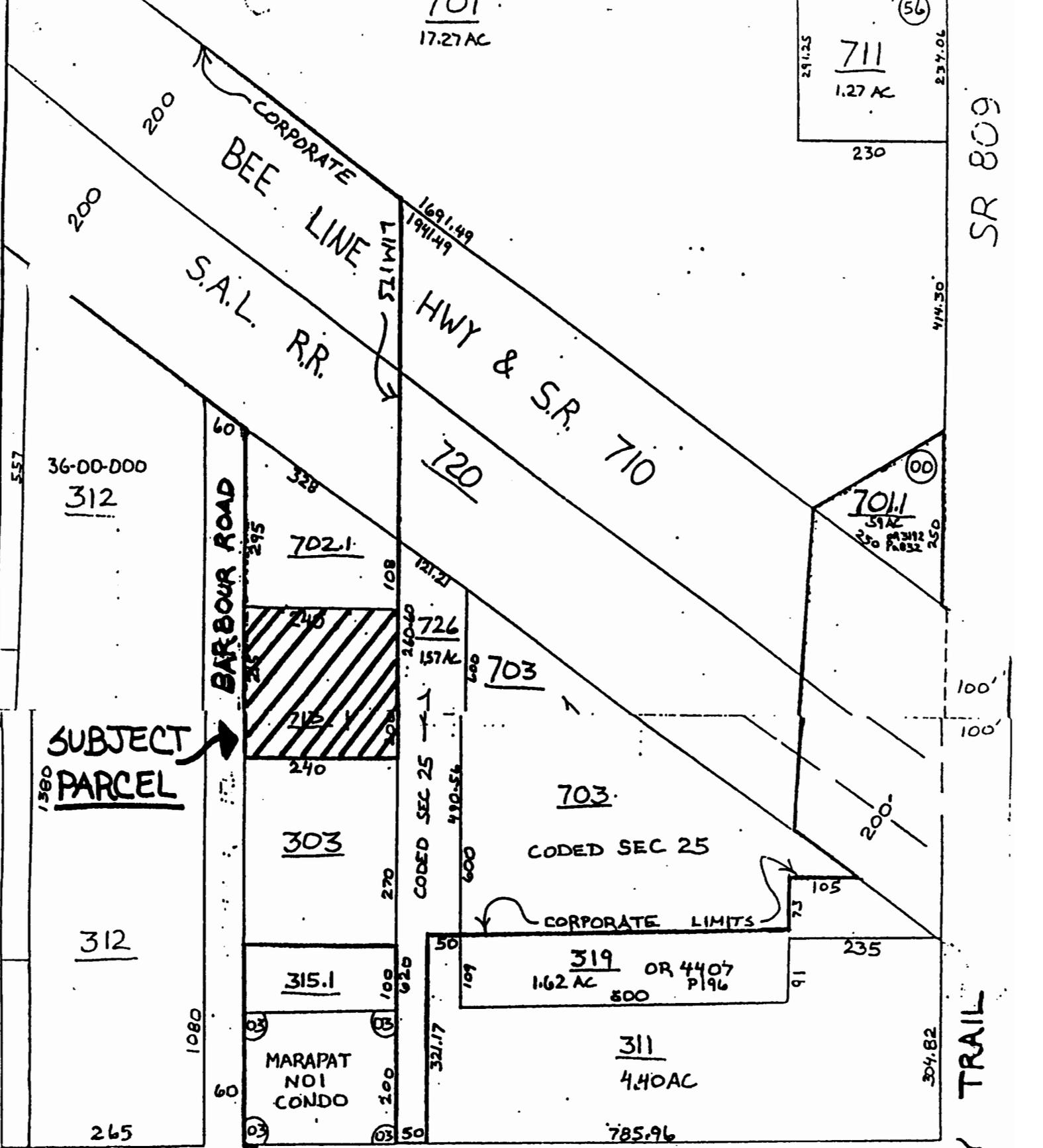
9. ANTICIPATED USE:

Same as above

101
17.27 AC

206.19
711
1.27 AC
230

SR 809



36-00-000
312

BARBOUR ROAD

720 710

726 703

701.1
59 AC
230 250

SUBJECT PARCEL

245 240

703
CODED SEC 25

312

303

319
1.62 AC OR 4407 P196
500

315.1

311
4.40 AC

MARAPAT NO1 CONDO

DYEY BLVD

MILITARY TRAIL

190	150	100	150	125	140	305.95	220
309.1	309.2	309.3	309.4	309	310.1	310 2.05 AC	317 1.47 AC

392.84

F22

CITY OF RIVIERA BEACH
APPLICATION FOR ANNEXATION

1. LEGAL DESCRIPTION: SEE ATTACHED EXHIBITS. (ORIGINAL PROPERTY DESCRIPTION AS WELL AS DESCRIPTIONS AFTER THE PROPERTY WAS DIVIDED. THE SURVEY TO BE SUBMITTED WILL REFLECT UP TO DATE PROPERTY DESCRIPTION. X

2. PROPERTY CONTROL NUMBER: _____

3. AREA OF SUBJECT PROPERTY (acres or square feet): 5 acres

4. SURVEY AND LOCATION SKETCH TO BE ATTACHED: Will submit survey when received from the surveyor. Not available at this filing.

5. OWNER: COMMERCIAL CARRIER CORPORATION
Address: 7001 N. Military Trail, West Palm Beach
Phone: 407-842-3359

Name, address, phone number of applicant if other than owner:
Billy R. Ready, Esq., P.O. Box 1363, Auburndale, FL 33823
(813) 965-2516

6. CURRENT COUNTY: LAND USE Commercial
ZONING Unknown

7. REQUESTED CITY: LAND USE Commercial
ZONING Unknown

(NOTE: Actual designations will be established after Public Hearings, based on appropriate use).

8. EXISTING USE: Trucking terminal

9. ANTICIPATED USE: Trucking terminal

LAND DESCRIPTION

THAT PART OF THE NORTH QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 42 SOUTH, RANGE 42 EAST, DESCRIBED AS FOLLOWS:

COMMENCING AT THE QUARTER SECTION CORNER OF THE NORTH LINE OF SAID SECTION 36, THENCE SOUTH $01^{\circ}53'30''$ WEST, ALONG THE CENTERLINE OF MILITARY TRAIL (S.R. 809, A 100 FOOT RIGHT - OF - WAY), BEING ALSO THE NORTH - SOUTH QUARTER - SECTION LINE IN SECTION 36, A DISTANCE OF 361.72 FEET TO THE INTERSECTION OF THE SOUTHERLY RIGHT - OF - WAY LINE OF THE SEABOARD AIR LINE RAILROAD (A 200 FOOT RIGHT - OF - WAY); THENCE NORTH $53^{\circ}41'47''$ WEST, ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE OF THE SEABOARD AIR LINE RAILROAD, A DISTANCE OF 60.63 FEET, MORE OR LESS, TO A POINT IN THE WESTERLY RIGHT - OF - WAY LINE OF MILITARY TRAIL AND THE POINT OF BEGINNING; THENCE SOUTH $01^{\circ}53'30''$ WEST, ALONG SAID WESTERLY RIGHT - OF - WAY LINE, A DISTANCE OF 301.95 FEET TO THE NORTHERLY RIGHT -OF- WAY LINE OF DYER ROAD (AN 80 FOOT RIGHT - OF - WAY, PER O.R.B. 445, PG. 315); THENCE NORTH $88^{\circ}30'53''$ WEST, ALONG SAID NORTHERLY RIGHT - OF - WAY LINE, A DISTANCE OF 786.08 FEET; THENCE NORTH $01^{\circ}53'30''$ EAST, DEPARTING SAID NORTHERLY RIGHT - OF - WAY LINE AND PARALLEL TO THE NORTH - SOUTH QUARTER - SECTION LINE OF SECTION 36 AND THE CENTERLINE OF MILITARY TRAIL, A DISTANCE OF 321.17 FEET; THENCE SOUTH $88^{\circ}06'30''$ EAST, PERPENDICULAR TO THE CENTERLINE OF MILITARY TRAIL, 550.00 FEET; THENCE NORTH $01^{\circ}53'30''$ EAST, PARALLEL TO THE CENTERLINE OF MILITARY TRAIL, 73.05 FEET; THENCE SOUTH $88^{\circ}06'30''$ EAST, PERPENDICULAR TO THE CENTERLINE OF MILITARY TRAIL, 109.49 FEET TO THE SOUTHERLY RIGHT -OF- WAY LINE OF THE SEABOARD AIR LINE RAILROAD; THENCE SOUTH $53^{\circ}41'47''$ EAST, ALONG SAID SOUTHERLY RIGHT - OF - WAY LINE, A DISTANCE OF 153.43 FEET TO THE WESTERLY RIGHT -OF- WAY LINE OF MILITARY TRAIL AND THE POINT OF BEGINNING.

SAID LANDS CONTAIN 6.02 ACRES, MORE OR LESS.

SURVEY NOTES

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH AN EMBOSSED SURVEYOR'S SEAL.
2. "FND" INDICATES FOUND.
3. "CONC." INDICATES CONCRETE.
4. "I. R." INDICATES IRON ROD.
5. THE BEARINGS SHOWN HEREON ARE RELATIVE TO AN ASSUMED DATUM.
6. THE "LAND DESCRIPTION" HEREON WAS PREPARED BY THE SURVEYOR.
7. UNDERGROUND FOUNDATIONS NOT LOCATED.
8. LANDS SHOWN HEREON WERE NOT ABSTRACTED FOR RIGHTS - OF - WAY, EASEMENTS, OWNERSHIP, OR OTHER INSTRUMENTS OF RECORD.

CITY OF RIVIERA BEACH
APPLICATION FOR ANNEXATION

1. LEGAL DESCRIPTION:

The West 140.00 of the East 725.96 feet, of the North 1/2 of the South 1/2, of the North 1/2, of the Northwest quarter of Section 36, Township 42 South, Range 42 East, Palm Beach County, LESS the North 40' thereof for road right of way.

2. PROPERTY CONTROL NUMBER: 00 42 42 36 00 000 3101

3. AREA OF SUBJECT PROPERTY (acres or square feet): .94

4. SURVEY AND LOCATION SKETCH TO BE ATTACHED: _____

5. OWNER: CUSSWELL CORPORATION

Address: 9250-F Alternate A1A Lake Park, FL 33403

Phone: 848-9448

Name, address, phone number of applicant if other than owner:

6. CURRENT COUNTY: LAND USE _____
ZONING Industrial

7. REQUESTED CITY: LAND USE _____
ZONING 1 G

(NOTE: Actual designations will be established after Public Hearings, based on appropriate use).

8. EXISTING USE:
Warehouse
Welding Supply House
Welding shop

9. ANTICIPATED USE:
same

STATEMENT OF INTENT

CITY OF RIVIERA BEACH
APPLICATION FOR ANNEXATION

GENERAL INFORMATION

1. LEGAL DESCRIPTION:

the west 100 feet of the east 1100.96 feet; and the west 150 feet of the east 1000.96 feet of the north 1/2 of the south 1/2 of the north 1/4 of the northwest 1/4 of section 36, township 42 south, range 42 east, Palm Beach County, Florida. Less the north 40 feet thereof for road right-of-way.

2. PROPERTY CONTROL NUMBER: 00-42-42-36-00-000-3093
00-42-42-36-00-000-3094

3. AREA OF SUBJECT PROPERTY (acres or square feet): 83,125 sq. ft.

4. SURVEY AND LOCATION SKETCH TO BE ATTACHED: survey attached

5. OWNER: O.P. Bond, Jr. Trust
Walter W. Laseter, Jr. and Commercial Bank Trustees

Address: P.O. Box 530185, Miami Shores, Fl 33153-0185

Phone: (305) 754-4185

Name, address, phone number of applicant if other than owner:
Walter W. Laseter, Jr. Co-Trustee

O.P. Bond, Jr. Trust

P.O. Box 530185, Miami Shores, Fl 33153-0185 (305) 754-4185

6. CURRENT COUNTY: LAND USE _____
ZONING _____

7. REQUESTED CITY: LAND USE Industrial light
ZONING IL

(NOTE: Actual designations will be established after Public Hearings, based on appropriate use).

8. EXISTING USE:

Industrial light

9. ANTICIPATED USE:

Industrial light

STATEMENT OF INTENT

"D"

E. BEE LINE HWY. (S.R. # 710)

(23' PAVING)
409.81'

SURVEY FOR: DOLPHIN TIRE

SURVEY OF: A parcel of land in the Southwest quarter of Section 25, Township 42 South, Range 42 East, more particularly described as follows:

Beginning at the intersection of the West Right of Way line of Military Trail (SR # 809) with the Northeast Right of Way line of Bee Line Hwy (SR # 710), thence North $57^{\circ} 39' 10''$ West along the said Right of Way line of said Bee Line Hwy a distance of 250 feet; thence North $60^{\circ} 04' 05''$ East a distance of 232.50 feet to a point in the West Right of Way line of Military Trail at a distance of 250 feet North $2^{\circ} 12' 40''$ West from the Point of Beginning; thence South $2^{\circ} 12' 40''$ East along said property West Right of Way line a distance of 250 feet to the Point of Beginning. **CONTAINING 0.992 ACRES.**

I HEREBY CERTIFY that the plat shown hereon is a true and correct representation of a survey made under my direction, and is accurate to the best of my knowledge and belief.

Kenneth L. Scrape
Professional Land Surveyor
Fla. Certificate No. 2832

This plat is not valid unless sealed with an embossed Surveyor's Seal.
Description as furnished by client.

CITY OF RIVIERA BEACH
APPLICATION FOR ANNEXATION

GENERAL INFORMATION

1. LEGAL DESCRIPTION:

1) E 394 FT OF W 454 FT OF S 156.26 FT
OF N 1/2 OF NE 1/4 (LESS N 75 FT OF E 75 FT) 25-42-42
2) N 75 FT OF S 156.34 FT OF E 75 FT OF
W 454 FT OF N 1/2 OF NE 1/4 25-42-42
3) E 256 FT OF W 316 FT OF S 150 FT OF
N 1166 FT OF NE 1/4 OF SEC. 25, TOWNSHIP 42S, RANGE 42E.

2. PROPERTY CONTROL NUMBER: 1) 004242 25 00 0001190
2) 004242 25 00 0001200
3) 004242 25 00 0001050
3. AREA OF SUBJECT PROPERTY (acres or square feet): 2.29 ACRES
(99,836 SQ. FT)

4. SURVEY AND LOCATION SKETCH TO BE ATTACHED: _____

5. OWNER: Donald R. Picard and Ray Maiwurm
Address: 10877 N. Military Trail, Palm Beach Gardens, FL 33418
Phone: 407-622-3339 676-5119

Name, address, phone number of applicant if other than owner:

6. CURRENT COUNTY: LAND USE _____
ZONING Residential and Agricultural

7. REQUESTED CITY: LAND USE _____
ZONING CG-1

(NOTE: Actual designations will be established after Public Hearings, based on appropriate use).

8. EXISTING USE:
2 residential units and vacant land

9. ANTICIPATED USE:
Retail center or Professional Office center

STATEMENT OF INTENT

EXHIBIT "B" (con't)

PETITION AND AFFIDAVIT

107101

FOR

VOLUNTARY ANNEXATION

STATE OF FLORIDA

COUNTY OF PALM BEACH

Before me, the undersigned authority, personally appeared WILLIAM R. HIBEL, who being first duly sworn, on oath deposes and says:

1. That LUCILLE HOLLINGSWORTH is the fee simple owner of the following described property, to wit:

Section 25, Range 42, Township 42, E 138 feet of W 454 feet of North 505.11 feet of South 661.45 feet of North 1/2 of Northeast 1/4

2. That said Owner desires annexation of said property to the City of Riviera Beach, Palm Beach County, Florida.

3. That said Owner has appointed WILLIAM R. HIBEL to act as agent in her behalf to accomplish the above.

William R. Hibel (SEAL)
WILLIAM R. HIBEL, Agent for Owner

STATE OF FLORIDA)

COUNTY OF PALM BEACH) ' SS:

CITY OF RIVIERA BEACH)

Before me personally appeared WILLIAM R. HIBEL, Agent of LUCILLE HOLLINGSWORTH, Owner, and known to me to be the person described in and who executed the foregoing Petition and Affidavit for Voluntary Annexation and acknowledged before me that said instrument is the free act and deed of said Owner, executed by said Agent for the uses and purposes therein mentioned.

Witness my hand and official seal this 10th day of January, 1986.

John Kays
Notary Public - State of Florida

My Commission Expires:
Notary Public, State of Florida
My Commission Expires Oct. 29, 1985
Backed thru Troy Felt - Insurance, Inc.

I approve of the above,

Lucille Hollingsworth
LUCILLE HOLLINGSWORTH

CITY OF RIVIERA BEACH
APPLICATION FOR ANNEXATION

GENERAL INFORMATION

1. LEGAL DESCRIPTION:

See Attached Exhibit "A"

2. ADDRESS: N/A

3. PROPERTY CONTROL NUMBER: 00-42-42-25-00-000-3030
52- " " " " " " 3040

4. AREA OF SUBJECT PROPERTY (acres or square feet): 4.64 acres

5. SURVEY AND LOCATION SKETCH TO BE ATTACHED: _____

6. OWNER: Florida Power And Light Company

Address: P.O. Box 16179 West Palm Beach, Fl 33416

Phone: (407) 684-7210

Name, address, phone number of applicant if other than owner:

Duane West, Agent

STATEMENT OF INTENT

7. CURRENT COUNTY: LAND USE RS Electric Substation
ZONING RS

8. REQUESTED CITY: LAND USE Electric Substation
ZONING Utility

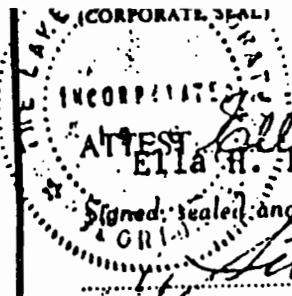
(NOTE: Actual designations will be established after Public Hearings, based on appropriate use).

9. EXISTING USE: Currently used as substation

10. ANTICIPATED USE: No Change

EXHIBIT "B" (con't)

by its proper officers thereunto duly authorized, in accordance with the laws of the State of Florida, written.



THE LAKE PARK CORPORATION

By: [Signature]
B. D. Underwood, Vice President

Record Verified
Palm Beach County
John B. Dunkle
Clerk Circuit Court

STATE OF FLORIDA
COUNTY OF PALM BEACH

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared B. D. Underwood and Ella H. Peterson

well known to me to be the Vice President and Asst. Secretary respectively of the corporation named in this party of the subscribing witnesses freely and voluntarily.

This Quit-Claim Deed, Executed this 17th day of April, A. D. 19 79, by
THE LAKE PARK CORPORATION

a corporation existing under the laws of the State of Florida, and having its principal place of
business at 1001 Park Avenue, Lake Park, Florida 33403

first party, to FLORIDA POWER & LIGHT COMPANY, a Florida corporation,

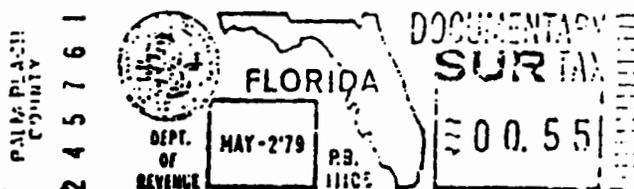
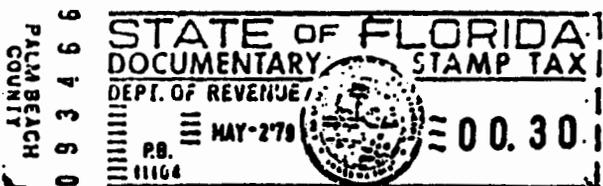
whose postoffice address is P.O. Drawer D, West Palm Beach, Florida 33402

second party:

(Wherever used herein the terms "first party" and "second party" shall include singular and plural, heirs, legal
representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context
so admits or requires.)

Witnesseth, That the said first party, for and in consideration of the sum of \$ 10.00
in hand paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, re-
lease and quit-claim unto the said second party forever, all the right, title, interest, claim and demand which
the said first party has in and to the following described lot, piece or parcel of land, situate, lying and being
in the County of Palm Beach State of Florida, to wit:

The West 50 feet of the South 425 feet of the
SW-1/4 of the SW-1/4 of the NW-1/4, Section 25,
Township 42 South, Range 42 East, Palm Beach
County, Florida.



To Have and to Hold the same together with all and singular the appurtenances thereunto
belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim what-
soever of the said first party, either in law or equity, to the only proper use, benefit and behoof of the said
second party forever.

In Witness Whereof the said first party has caused these pres-
ents to be executed in its name, and its corporate seal to be hereunto affixed,
by its proper officers thereunto duly authorized, the day and year first above
written.



ATTEST: Ella H. Peterson, ASST. Secretary

Signed, sealed and delivered in the presence of:
Patricia M. [Signature]

THE LAKE PARK CORPORATION

By: B. D. Underwood, Vice President

Record Verified
Palm Beach County, Fla.
John B. Dunkle
Clerk Circuit Court

STATE OF FLORIDA
COUNTY OF PALM BEACH

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments,
personally appeared B. D. Underwood and Ella H. Peterson

well known to me to be the Vice President and Asst. Secretary respectively of the corporation named by first party
in the foregoing deed, and that they severally acknowledged executing the same in the presence of two subscribing witnesses, freely and voluntarily,
under authority duly vested in them by said corporation and that the seal affixed thereto is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid this 17th day of April, 1979

James E. [Signature]
Notary Public, State of Florida at Large

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 2542 PARAGRAPH (A) OF SECTION 10-20.6 OF THE CITY CODE AND THEREBY INCREASING COLLECTION FEES FOR GARBAGE, TRASH, AND GOVERNMENT CONTAINER SERVICE-OTHER COLLECTION; PROVIDING AN EFFECTIVE DATE.

BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AS FOLLOWS:

SECTION ONE

That paragraph (a) of Section 10-20.6 entitled "Fees" of Division 1A entitled "Municipal Refuse Collection Service" of Article II entitled "Garbage, Trash, Weeds and Litter" of Chapter 10 entitled "Health and Sanitation" of the Code of Ordinance is HEREBY AMENDED TO READ AS FOLLOWS:

"(A) GROUND LEVEL: AT CURB SIDE OR SWALE AREA.

The fee for collection and disposal of refuse placed for collection at ground level and at curb side or swale area shall be as follows:

- (1) RESIDENTIAL UNITS which includes single family residences, duplexes, triplexes, apartments and mobile units and multi-units, to include condominiums, shall be seventeen dollars (17.00) per month per living unit.
- (2) MOTELS not having container shall be charged seventeen dollars (17.00) per month per living unit.
- (3) SMALL COMMERCIAL BUSINESSES not having container service shall be charged fifty nine dollars and fifty seven cents (59.57) per month.
- (4) CONTAINER SERVICE rates shall be as follows:

NUMBER OF PICKUPS PER WEEK

Container Size Yards	1	2	3	4	5	6
2	114.97	147.97	227.88	292.40	395.64	437.58
3	131.70	228.48	276.39	428.48	518.85	577.01
4	148.41	287.95	429.09	571.02	712.95	854.91
6	211.86	429.62	571.62	713.55	855.51	997.44
8	288.30	536.69	714.13	1040.16	1069.00	1246.43

(4)(a) COMMERCIAL CONTAINER SERVICE-OTHER

GOVERNMENTS: Other governments
 being billed directly for disposal
 costs by the Palm Beach County
 Solid Waste Authority shall be
 charged from the rates listed
 below.

NUMBER OF PICKUPS PER WEEK

Container Size Yards	1	2	3	4	5	6
2	65/71 80.82	84/14 103.49	130/22 160.17	167/09 205.52	226/08 278.08	250/05 307.56
3	75/26 92.57	130/36 160.59	157/94 194.27	244/85 301.17	296/49 364.68	329/72 405.56
4	84/81 104.32	164/34 202.38	245/19 301.58	326/30 401.35	407/40 501.10	488/32 600.88
6	121/06 148.90	245/30 301.97	326/64 401.77	407/74 501.52	488/86 601.30	569/97 701.06
8	164/74 202.63	306/68 377.22	408/07 501.93	594/28 731.09	610/86 751.36	712/25 876.07

(5) COMMERCIAL UNITS WITH OWN

COMPACTION: for any customer that
 has its own compaction, the
 container rate shall be charged
 double the normal rate.

(6) WHEN MULTIPLE RESIDENCE UNITS,
EXCLUDING MOTELS, use container
service the charge will be the
Residential Unit Rate or the
Container Rate, whichever is the
greater.

(7) THE CITY shall reserve the right to
decide in the case of multiple
residence the use of cans or
containers of which will be more
suitable for adequate collection
for Refuse.

(B) Special Pickup. If the City Makes a special pickup the
rate to be charged shall be ninety eight dollars
(\$98.00) for the first hour or fraction of an hour, and
twenty four dollars and fifty cents (\$24.50) for each
fifteen (15) minutes thereafter or fraction of a 1/4
hour."

SECTION TWO

This ordinance shall be effective for all billings for service
commencing February 1, 1993.

PASSED and APPROVED on first reading this 20th day of
January, 1992. *tabled. Adopted on 1st reading 1/20/93.*

PASSED and ADOPTED on second and final reading this
_____ day of _____, 1992.

APPROVED:

MAYOR

CHAIRMAN

(MUNICIPAL SEAL)

CHAIRMAN PRO TEM

CITY CLERK

COUNCIL MEMBERS

1st Reading

2nd & Final Reading

MOTIONED BY: H. McCray
SECONDED BY: C. Becton

H. McCray
C. Becton

C. BECTON aye
M. CONFREY nay
H. MCCRAY aye
J. MCGANN aye
B. ORANGE nay

nay
nay
aye
aye
nay

CERTIFICATE OF PUBLICATION

I hereby certify that notice of the proposed enactment of this ordinance was duly published in a newspaper of general circulation within the City of Riviera Beach as required by the applicable Florida Statute.

CITY CLERK

DECEMBER 16, 1992

MOTION TO TABLE UNTIL 2ND MEETING OF JANUARY/JANUARY 20, 1993.

MOTIONED BY: C. BECTON
SECONDED BY: J. MCGANN

C. BECTON aye
M. CONFREY aye
H. MCCRAY aye
J. MCGANN aye
B. ORANGE aye

FAILED MEETING OF FEBRUARY 3, 1993

APPROVED AS TO FORM AND SUBSTANCE
FOR THE CITY AND COUNTY OF RIVIERA BEACH
CITY OF RIVIERA BEACH, FLORIDA

~~1.14.93~~
~~[Signature]~~

ORDINANCE NO. 2576

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, DIRECTING THE CITY CLERK TO PUBLISH NOTICE OF A REFERENDUM ELECTION TO BE HELD AT THE NEXT MUNICIPAL ELECTION; NAMING THE TIME AND PLACE FOR ELECTION TO BE HELD; APPOINTING THE ELECTION OFFICIALS; PROVIDING FOR USE OF VOTING MACHINES; PROVIDING BALLOTS AND ABSENTEE BALLOTS FOR SUCH ELECTION AND APPOINTING A CANVASSING BOARD.

WHEREAS the duly elected City Council of Riviera Beach adopted Resolution No. 181-92 which called for public approval of the abolishing of the municipal police department and contracting for municipal police department and contracting for municipal police service with the Sheriff Department of Palm Beach County; and

WHEREAS the current appointed City Council has determined to take that right from the public; and

WHEREAS it is in the best interest of the citizens of Riviera Beach to determine whether they wish to keep their own police department;

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

SECTION ONE. That a Referendum Election be held and is ordered to be held in the City of Riviera Beach, Palm Beach County, Florida, between the hours of 7:00 o'clock A.M. and 7:00 o'clock P.M., on the day of the next Riviera Beach Municipal Election, for the purpose of approving or disapproving the proposed abolition of the municipal police department and contracting for municipal police services with the Sheriff of Palm Beach County, Florida.

SECTION TWO. The City Clerk is hereby ordered and directed to cause a Notice of said Referendum Election to be published in the Palm Beach Post once each week for two (2) weeks, the first publication being thirty (30) days prior to Municipal Election date and said notice shall be substantial in the following manner:

NOTICE OF REFERENDUM ELECTION

TO ALL OF THE QUALIFIED ELECTORS RESIDING IN THE CITY OF RIVIERA BEACH:

BY ORDER OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, NOTICE IS HEREBY GIVEN THAT A REFERENDUM ELECTION WILL BE HELD IN SAID CITY OF RIVIERA BEACH ON THE MUNICIPAL ELECTION DATE OF MARCH 9, 1993.

FOR THE PURPOSE OF APPROVING OF DISAPPROVING THE PROPOSED ABOLITION OF THE MUNICIPAL POLICE DEPARTMENT AND CONTRACTING FOR MUNICIPAL POLICE SERVICES WITH THE SHERIFF OF PALM BEACH COUNTY, FLORIDA.

SECTION THREE. The Supervisor of Election shall appoint the inspectors and clerks at the respective voting places.

SECTION FOUR. The Supervisor of Election, the City Clerk and elected officials are hereby directed to arrange for the use of voting machines at said Referendum Election and the form of the ballot shall be such as is consistent with the use of voting machines.

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SECTION FIVE. The following items are to be voted upon at the Referendum Election to be held on the next municipal election date:

SHALL THE CITY OF RIVIERA BEACH, FLORIDA ABOLISH ITS MUNICIPAL POLICE DEPARTMENT AND CONTRACT FOR MUNICIPAL POLICE SERVICES WITH THE SHERIFF OF PALM BEACH COUNTY, FLORIDA?

_____ YES FOR APPROVAL
_____ NO FOR REJECTION

SECTION SIX. That the City Clerk be and is hereby directed to provide and have printed the necessary absentee for use of voting machines.

SECTION SEVEN. That the Supervisor of Election and County Canvassing Board are appointed as the canvassing board for the purpose of canvassing the absentee ballots for the said Referendum Election.

SECTION EIGHT. Immediately after closing the polls on the day of said Referendum Election, the inspectors and clerks shall certify the returns thereof to the Supervisor of Election for the purpose of canvassing said returns and declaring the results of said election.

SECTION NINE. This ordinance shall take effect immediately upon the certifying of at least fifteen percent (15%) of the total number of qualified voters registered to vote at the last regular election.

PASSED and ADOPTED this _____ day of January, 1993.

APPROVED:

Mayor
(Municipal Seal)

Chair

Chair Pro Tem

Council Members

Motioned by: C. Becton
Seconded by: _____

C. Becton _____
M. Confrey _____
H. McCray _____
J. McGann _____
B. Orange _____

RESOLUTION DIED LACK OF SECOND MEETING DATE 1-6-93

CITY OF RIVIERA BEACH
APPLICATION FOR ANNEXATION

GENERAL INFORMATION

1. LEGAL DESCRIPTION: (1) 25-42-42, S 120 FT OF N 516 FT OF E 256 FT OF W 316 FT OF N 1/2 OF NE 1/4
(2) 25-42-42, S 120 FT OF N 280 FT OF E 256 FT OF W 316 FT OF N 1/2 OF NE 1/4
(3) 25-42-42, E 276 FT OF W 592 FT OF S 596 FT OF N 636 FT OF N 1/2 OF NE 1/4
2. PROPERTY CONTROL NUMBER: (1) 00424225000001240
(2) 00424225000001230 (3) 00424225000001040
3. AREA OF SUBJECT PROPERTY (acres or square feet): 5 acres
4. SURVEY AND LOCATION SKETCH TO BE ATTACHED: Yes
5. OWNER: Timothy A. Wesloski
Address: 5504 Spruce Ave, Fort Pierce, FLA 34942
Phone: 407 465 1239

Name, address, phone number of applicant if other than owner:

STATEMENT OF INTENT

6. CURRENT COUNTY: LAND USE _____
ZONING ARI
7. REQUESTED CITY: LAND USE _____
ZONING General Commercial

(NOTE: Actual designations will be established after Public Hearings, based on appropriate use).

8. EXISTING USE:
Museum
9. ANTICIPATED USE:
Professional Offices

WITNESS my hand and official seal this 6th day of November, 1989.

Dorothy P. Mitchell
Notary Public
State of Florida

2577

HAS NOT COME UP FOR SECOND READING

ORDINANCE NO. 2578

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING THE RECYCLING DIVISION OF THE DEPARTMENT OF PUBLIC WORKS BUDGET BY ADDING THE CLASSIFIED POSITION OF AUTO MECHANIC I AND AND DELETING ONE CLASSIFIED POSITION OF WELDER THERETO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

SECTION 1. That the Recycling Division of the Department of Public Works Budget be amended by adding the classified position of Auto Mechanic I and deleting one classified position of Welder thereto.

SECTION 2. This Ordinance shall take effect upon its final passage and adoption by the City Council and shall not be codified.

PASSED AND APPROVED on first reading this 20 day of January, 1992.

PASSED AND ADOPTED on second and final reading this 3rd day of February, 1992.

APPROVED:

Clara K. Williams MAYOR Margaret Confrey CHAIR

ATTEST:

Queen Doherty Davis CITY CLERK Herman C. McCray CHAIR PRO TEM
James C. McGinnis
Bertha Orange
Hyacintha "Cynthia" Becton COUNCIL MEMBERS

1st Reading

2nd Reading

MOTIONED BY: H. McCray
SECONDED BY: C. Becton
M. CONFREY: aye
J. MCGANN: aye
C. BECTON: aye
H. MCCRAY: aye
B. ORANGE: aye

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
[Signature] CITY ATTORNEY
aye
aye
aye
aye

ORDINANCE NO. 2579

AN ORDINANCE OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AMENDING SECTION 2-100, ARTICLE VI, DIVISION 3, OF CHAPTER 2, OF THE CODE OF ORDINANCES OF RIVIERA BEACH FLORIDA RELATING TO RATES OF PAY AND SALARY SCHEDULE BY CREATING THE UNCLASSIFIED POSITION OF GRANT WRITER AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA:

SECTION 1. That Section 2-100, Article VI, Division 3, of Chapter 2 of the Code of Ordinances be amended by creating the unclassified position of:

<u>CLASS TITLE</u>	<u>CLASSIFICATION</u>	<u>PAY GRADE</u>	<u>SALARY</u>
Administrative, General	Grant Writer	Adm. C	23,272-30,256

SECTION 2. It is the intention of the City Council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of the City of Riviera Beach, Florida, and the sections of this ordinance may be renumbered to accomplish such intentions.

SECTION 3. If any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this ordinance.

SECTION 4. That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions, in conflict herewith, be and the same are hereby repealed to extend such conflict.

SECTION 5. That this ordinance shall be in full force and effect immediately upon its passage and adoption.

PASSED AND APPROVED on first reading this 20 day of January, 1993.

PASSED AND ADOPTED on second and final reading this 3rd day of February, 1993.

Alan K. Williams
MAYOR

Margaret Confrey
CHAIRPERSON

MUNICIPAL SEAL

Harold C. McCray
CHAIRPERSON PRO TEM

James C. McGinnis
CITY CLERK

Bertha Orange
Hyacinthia "Cathie" Becton
COUNCIL MEMBERS

1st reading

2nd and final reading

MOTIONED BY: H. McCray
SECONDED BY: J. McGann

J. McGann
H. McCray

C. Becton aye
B. Orange nay
J. McGann aye
M. Confrey nay
H. McCray aye

aye
nay
aye
nay
aye

REMOVED AS TO LEGAL SUEZ
CITY ATTORNEY

ORDINANCE NO. 2580

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING #2391, SECTION 16-31 (a) (1), OF ARTICLE III OF THE CITY OF RIVIERA BEACH CODE OF ORDINANCES AND THEREBY AMENDING THE CURRENT MARINA DRY STORAGE RATE SCHEDULES BY INCREASING SAME BY FIVE PERCENT (5%) EFFECTIVE 2/18/93, WITH DEAD STORAGE RATES SET AT 66 2/3% OF EXISTING RATE PER FOOT AND JET SKI/WAVE RUNNER RATE SET AT \$65 -\$75 MONTHLY.

ADDITIONALLY, 10% OF WET SLIPS TO BE SET ASIDE FOR DEAD STORAGE (APPROX. 15 SLIPS), AT 66 2/3% OF EXISTING RATE PER FOOT. SET ASIDE 10% OF WET SLIPS FOR RECREATIONAL STORAGE (APPROX. 15 SLIPS) AT 75% OF EXISTING RATES PER FOOT. MINIMUM LENGTH REDUCED TO 30 FOOT AT EXISTING RATE PER FOOT.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: THAT ORDINANCE AMENDING #2391, SECTION 16-31 (a) (1), OF ARTICLE III, OF THE CITY OF RIVIERA BEACH CODE OF ORDINANCES AND THEREBY AMENDING THE CURRENT MARINA DRY STORAGE RATE SCHEDULES BY INCREASING SAME BY FIVE PERCENT (5%) EFFECTIVE 2/18/93.

ANNUAL DRY STORAGE AGREEMENT PRIOR TO 2/18/93, WILL NOT BE EFFECTED BY INCREASE UNTIL SUCH AGREEMENT HAS EXPIRED.

ADDITIONALLY, 10% OF WET SLIPS TO BE SET ASIDE FOR DEAD STORAGE (APPROX. 15 SLIPS) AT 66 2/3% OF EXISTING RATE PER FOOT. SET ASIDE 10% OF WET SLIPS FOR RECREATIONAL STORAGE (APPROX. 15 SLIPS) AT 75% OF EXISTING RATE PER FOOT. MINIMUM REDUCED TO 30 FOOT AT EXISTING RATE PER FOOT.

SECTION 2: THAT SECTION 16-32 (a) (1) OF THE CODE OF ORDINANCES OF THE CITY OF RIVIERA BEACH RELATING TO RENTAL RATES FOR IN/OUT DRY STORAGE IS HEREBY AMENDED to read as follows:

DRY STORAGE RATES

SIZE IN FT.	PER MONTH	ANNUAL
UP TO 18'	\$118.08	\$1,376.81
19'	124.64	1,453.30
20'	131.20	1,529.79
21'	137.76	1,606.28
22'	144.32	1,682.77
23'	150.88	1,759.26
24'	157.44	1,835.75
25'	164.00	1,912.24
26'	170.56	1,988.73
27'	177.12	2,065.22
28'	183.68	2,141.71
29'	190.24	2,218.20
30'	196.80	2,294.69

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ORDINANCE NO. 2580

SECTION 3. 16-32 IS HEREBY REPEALED.

SECTION 4. THAT THIS ORDINANCE SHALL TAKE EFFECT ON
2/18/93.

PASSED AND APPROVED ON FIRST READING THIS 3rd DAY OF
February, 1993.

PASSED AND ADOPTED ON SECOND AND FINAL READING THIS 17th
DAY OF February, 1993.

APPROVED:

Alan K. Williams
MAYOR

Margaret Confrey
CHAIRMAN

ATTEST:

Debra Lynn Davis
CITY CLERK

Herman McCray
CHAIRMAN PRO TEM

Bertha Orange

Hyacintha "Cynthia" Becton

COUNCILMEMBERS

1st Reading

MOTIONED BY: H. McCray
SECONDED BY: C. Becton

M. CONFREY	<u>aye</u>
H. McCRAY	<u>aye</u>
B. ORANGE	<u>aye</u>
J. McGANN	<u>aye</u>
C. BECTON	<u>aye</u>

2nd and Final Reading

MOTIONED BY: H. McCray
SECONDED BY: B. Orange

	<u>aye</u>
	<u>aye</u>
	<u>aye</u>
	<u>absent</u>
	<u>aye</u>

APPROVED AS TO FORM
AND LEGAL EFFECT
[Signature]
CITY ATTORNEY