

1 CITY OF PALM BEACH GARDENS  
2 CITY COUNCIL  
3 REGULAR MEETING  
4 OCTOBER 21, 2010  
5

6 The regular meeting was called to order at 7:01 p.m. by Mayor Levy.

7 **I. PLEDGE OF ALLEGIANCE**

8 **II. ROLL CALL**

9 **PRESENT:** Mayor David Levy, Councilmember Joseph Russo, Councilmember Eric Jablin.

10 **ABSENT:** Vice Mayor Robert Premuroso.

11 **III. ADDITIONS, DELETIONS, MODIFICATIONS**

12 **MODIFICATIONS**

13 **Under Public Hearings**

14 **Item a. Resolution 55, 2010 – Amendment to the Southampton Planned Unit Development**  
15 **(PUD)** – The petitioner has requested a postponement to date certain of November 18, 2010.

16 **IV. ANNOUNCEMENTS AND PRESENTATIONS**

17 None.

18 **V. ITEMS OF RESIDENT INTEREST AND BOARD/COMMITTEE REPORTS**

19 **Councilmember Jablin** had no report. **Councilmember Russo** had no report. **Mayor Levy**  
20 attended a Hazardous Material Oversight Committee meeting and the Palm Beach Gardens  
21 High School is putting on the play “Did Someone Say Murder?”

22 **VI. CITY MANAGER REPORT**

23 **City Manager Ferris** invited **Recreation Director Charlotte Presensky** to give an update  
24 on the traffic patterns involving the Green Market.

25 **VII. COMMENTS FROM THE PUBLIC**

26 None.

27 **VIII. CONSENT AGENDA**

28 a. APPROVE MINUTES FROM SEPTEMBER 30, 2010 CITY COUNCIL MEETING.

29 b. PROCLAMATION – LIGHTS ON AFTERSCHOOL DAY.

30 c. PROCLAMATION – BE A HERO MONTH.

31 d. **RESOLUTION 76, 2010 – DEPARTMENT OF TRANSPORTATION SOUTH**  
32 **FLORIDA EAST COAST CORRIDOR PROJECT.** A RESOLUTION OF THE CITY  
33 COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA EXPRESSING  
34 SUPPORT FOR THE FLORIDA DEPARTMENT OF TRANSPORTATION’S SOUTH  
35 FLORIDA EAST COAST (SFEC) CORRIDOR PROJECT (FROM JUPITER TO MIAMI)  
36 AND ITS AFFILIATED REGIONAL AND COUNTY TRANSPORTATION AGENCIES;  
37 ACKNOWLEDGING POTENTIAL STATION LOCATIONS; ACKNOWLEDGING THE  
38 CITY’S COMMITMENT TO THE PROJECT TO ENHANCE MOBILITY IN THE  
39 SOUTHEAST FLORIDA REGION; PROVIDING AN EFFECTIVE DATE; AND FOR  
40 OTHER PURPOSES.

41 e. **RESOLUTION 78, 2010 – NORTHLAKE BOULEVARD TASK FORCE**  
42 **AGREEMENT.** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM  
43 BEACH GARDENS, FLORIDA APPROVING A THIRD AMENDMENT TO THE  
44 AMENDED AND RESTATED INTERLOCAL AGREEMENT BETWEEN THE VILLAGE  
45 OF NORTH PALM BEACH, THE TOWN OF LAKE PARK, PALM BEACH COUNTY,  
46 AND THE CITY OF PALM BEACH GARDENS; PROVIDING AN EFFECTIVE DATE;  
47 AND FOR OTHER PURPOSES.

48 **Councilmember Jablin** made a motion for approval of the Consent Agenda.

1 **Councilmember Russo** seconded.

2 Motion passed 3-0.

3 **IX. PUBLIC HEARINGS: (\*Designates Quasi-Judicial Hearing)**

4 **Mayor Levy** announced the procedures for tonight's proceedings.

5 Those preparing to give testimony were sworn in.

6 The City Clerk read Resolution 55, 2010 by title.

7 a. **\*RESOLUTION 55, 2010 – AMENDMENT TO THE SOUTHAMPTON PLANNED**  
8 **UNIT DEVELOPMENT (PUD)**. A RESOLUTION OF THE CITY COUNCIL OF THE  
9 CITY OF PALM BEACH GARDENS, FLORIDA APPROVING AN AMENDMENT TO  
10 THE SOUTHAMPTON PLANNED UNIT DEVELOPMENT (PUD), LOCATED AT THE  
11 NORTHEAST CORNER OF CENTRAL BOULEVARD AND PGA BOULEVARD, AS  
12 MORE PARTICULARLY DESCRIBED HEREIN, TO ALLOW THE CONSTRUCTION  
13 OF 96 TOWNHOMES AND 58 SINGLE-FAMILY HOMES; PROVIDING WAIVERS;  
14 PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND  
15 FOR OTHER PURPOSES.

16 **Mayor Levy** did report ex parte communication.

17 **Mayor Levy** opened the public hearing.

18 **Presentation by: Dodi Glas**, Gentile, Holloway & O'Mahoney.

19 **Staff Presentation by: Director of Planning and Zoning Natalie Wong**.

20 **Public Comment:** None.

21 **Councilmember Russo** made a motion to approve a continuance for Resolution 55, 2010 to a  
22 date certain of November 18, 2010.

23 **Councilmember Jablin** seconded.

24 Motion passed 3-0.

25 The City Clerk read Ordinance 12, 2010 by title.

26 b. **ORDINANCE 12, 2010 – (2ND READING AND ADOPTION). PARCEL 18 A07**  
27 **FUTURE LAND USE MAP AMENDMENT**. AN ORDINANCE OF THE CITY COUNCIL  
28 OF THE CITY OF PALM BEACH GARDENS, FLORIDA ADOPTING A LARGE SCALE  
29 AMENDMENT TO ITS COMPREHENSIVE DEVELOPMENT PLAN IN ACCORDANCE  
30 WITH THE MANDATES SET FORTH IN CHAPTER 163, FLORIDA STATUTES,  
31 SPECIFICALLY SECTION 163.3184, ET SEQ., FLORIDA STATUTES, PURSUANT TO  
32 APPLICATION NO. CPMA-10-03-000013, WHICH PROVIDES FOR AN AMENDMENT  
33 TO THE CITY'S FUTURE LAND USE MAP DESIGNATING ONE (1) PARCEL OF  
34 REAL PROPERTY CONSISTING OF APPROXIMATELY TWELVE AND 39/100  
35 (12.39+) ACRES, MORE OR LESS, IN SIZE AS "(RL) RESIDENTIAL LOW"; SUCH  
36 PARCEL BEING LOCATED GENERALLY AT THE NORTHWEST CORNER OF THE  
37 INTERSECTION OF HOOD ROAD AND THE FLORIDA TURNPIKE, IN PALM BEACH  
38 COUNTY, FLORIDA, INFORMALLY KNOWN AS "PARCEL 18.A07"; PROVIDING  
39 FOR COMPLIANCE WITH ALL REQUIREMENTS OF CHAPTER 163, FLORIDA  
40 STATUTES; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND  
41 AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER  
42 PURPOSES.

43 **Mayor Levy** opened the public hearing.

44 **Staff Presentation by: Planning and Zoning Director Natalie Wong**.

45 **Presentation by: Jose Martinez**, representing property owner.

46 **Public Comment:** None.

47 **Mayor Levy** closed the public hearing.

48 **Councilmember Jablin** made a motion to approve Ordinance 12, 2010 on second reading.

1 **Councilmember Russo** seconded.

2 Motion passed 3-0.

3 The City Clerk read Ordinance 14, 2010 by title.

4 c. **ORDINANCE 14, 2010 – (2ND READING AND ADOPTION). LARGE SCALE**  
5 **FUTURE LAND USE MAP AMENDMENT REGARDING ST. IGNATIUS CHURCH. AN**  
6 **ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,**  
7 **FLORIDA ADOPTING A LARGE SCALE AMENDMENT TO ITS COMPREHENSIVE**  
8 **DEVELOPMENT PLAN IN ACCORDANCE WITH THE MANDATES SET FORTH IN**  
9 **CHAPTER 163, FLORIDA STATUTES, SPECIFICALLY SECTION 163.3184, ET SEQ.,**  
10 **FLORIDA STATUTES, PURSUANT TO APPLICATION NO. CPMA-10-03-000012(A),**  
11 **WHICH PROVIDES FOR AN AMENDMENT TO THE CITY’S FUTURE LAND USE**  
12 **MAP DESIGNATING ONE (1) PARCEL OF REAL PROPERTY COMPRISING**  
13 **APPROXIMATELY TEN AND 05/100 (10.05+) ACRES, MORE OR LESS, IN SIZE AS**  
14 **“(RM) RESIDENTIAL MEDIUM”; SUCH PARCEL BEING LOCATED GENERALLY AT**  
15 **THE SOUTHWEST CORNER OF HOLLY DRIVE AND MILITARY TRAIL,**  
16 **INFORMALLY KNOWN AS “ST. IGNATIUS CHURCH”; PROVIDING FOR**  
17 **COMPLIANCE WITH ALL REQUIREMENTS OF CHAPTER 163, FLORIDA**  
18 **STATUTES; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND**  
19 **AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER**  
20 **PURPOSES.**

21 **Mayor Levy** opened the public hearing.

22 **Presentation by: Director of Planning and Zoning Natalie Wong.**

23 **Public Comment:** None.

24 **Mayor Levy** closed the public hearing.

25 **Councilmember Jablin** made a motion to approve Ordinance 14, 2010 on second reading.

26 **Councilmember Russo** seconded.

27 Motion passed 3-0.

28 The City Clerk read Ordinance 15, 2010 by title.

29 d. **ORDINANCE 15, 2010 – (2<sup>ND</sup> READING AND ADOPTION). LARGE SCALE**  
30 **FUTURE LAND USE MAP AMENDMENT REGARDING WESTWOOD**  
31 **GARDENS/WESTWOOD LAKES PLANNED UNIT DEVELOPMENT (PUD). AN**  
32 **ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,**  
33 **FLORIDA ADOPTING A LARGE SCALE AMENDMENT TO ITS COMPREHENSIVE**  
34 **DEVELOPMENT PLAN IN ACCORDANCE WITH THE MANDATES SET FORTH IN**  
35 **CHAPTER 163, FLORIDA STATUTES, SPECIFICALLY SECTION 163.3184, ET SEQ.,**  
36 **FLORIDA STATUTES, PURSUANT TO APPLICATION NO. CPMA-10-03-000012(C),**  
37 **WHICH PROVIDES FOR AN AMENDMENT TO THE CITY’S FUTURE LAND USE**  
38 **MAP DESIGNATING CERTAIN PARCELS OF REAL PROPERTY, TOGETHER**  
39 **COMPRISING APPROXIMATELY ONE HUNDRED TWENTY-NINE AND 35/100**  
40 **(129.35+) ACRES, MORE OR LESS, IN SIZE AS “(RM) RESIDENTIAL MEDIUM”;**  
41 **SUCH PARCELS BEING LOCATED GENERALLY ON THE SOUTH SIDE OF HOOD**  
42 **ROAD BETWEEN THE FLORIDA TURNPIKE AND CENTRAL BOULEVARD,**  
43 **INFORMALLY KNOWN AS “WESTWOOD GARDENS/WESTWOOD LAKES PUD”;**  
44 **PROVIDING FOR COMPLIANCE WITH ALL REQUIREMENTS OF CHAPTER 163,**  
45 **FLORIDA STATUTES; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY**  
46 **CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND**  
47 **FOR OTHER PURPOSES.**

48 **Mayor Levy** opened the public hearing.

1 Public Comment: None.  
2 Mayor Levy closed the public hearing.  
3 Councilmember Jablin made a motion for approval of Ordinance 15, 2010 on second  
4 reading.  
5 Councilmember Russo seconded.  
6 Motion passed 3-0.  
7 The City Clerk read Ordinance 16, 2010 by title.  
8 e. ORDINANCE 16, 2010 – (2ND READING AND ADOPTION). LARGE SCALE  
9 FUTURE LAND USE MAP AMENDMENT REGARDING PALOMA PLANNED UNIT  
10 DEVELOPMENT (PUD). AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
11 PALM BEACH GARDENS, FLORIDA ADOPTING A LARGE SCALE AMENDMENT  
12 TO ITS COMPREHENSIVE DEVELOPMENT PLAN IN ACCORDANCE WITH THE  
13 MANDATES SET FORTH IN CHAPTER 163, FLORIDA STATUTES, SPECIFICALLY  
14 SECTION 163.3184, ET SEQ., FLORIDA STATUTES, PURSUANT TO APPLICATION  
15 NO. CPMA-10-03-000012(D), WHICH PROVIDES FOR AN AMENDMENT TO THE  
16 CITY’S FUTURE LAND USE MAP DESIGNATING CERTAIN PARCELS OF REAL  
17 PROPERTY, TOGETHER COMPRISING ONE HUNDRED FOUR AND 67/100 (104.67+)  
18 ACRES, MORE OR LESS, IN SIZE AS “(RL) RESIDENTIAL LOW”; SUCH PARCELS  
19 BEING LOCATED GENERALLY SOUTH OF HOOD ROAD, WEST OF MILITARY  
20 TRAIL, AND EAST OF CENTRAL BOULEVARD AND INTERSTATE 95,  
21 INFORMALLY KNOWN AS THE “PALOMA PUD”; PROVIDING FOR COMPLIANCE  
22 WITH ALL REQUIREMENTS OF CHAPTER 163, FLORIDA STATUTES; PROVIDING  
23 A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO  
24 CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.  
25 Mayor Levy opened the public hearing.  
26 Public Comment: None.  
27 Mayor Levy closed the public hearing.  
28 Councilmember Jablin made a motion for approval of Ordinance 16, 2010 on second  
29 reading.  
30 Councilmember Russo seconded.  
31 Motion passed 3-0.  
32 The City Clerk read Ordinance 17, 2010 by title.  
33 f. ORDINANCE 17, 2010 – (2ND READING AND ADOPTION). LARGE SCALE  
34 FUTURE LAND USE MAP AMENDMENT REGARDING THE OAKS PLANNED UNIT  
35 DEVELOPMENT (PUD). AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
36 PALM BEACH GARDENS, FLORIDA ADOPTING A LARGE SCALE AMENDMENT  
37 TO ITS COMPREHENSIVE DEVELOPMENT PLAN IN ACCORDANCE WITH THE  
38 MANDATES SET FORTH IN CHAPTER 163, FLORIDA STATUTES, SPECIFICALLY  
39 SECTION 163.3184, ET SEQ., FLORIDA STATUTES, PURSUANT TO APPLICATION  
40 NO. CPMA-10-03-000012(E), WHICH PROVIDES FOR AN AMENDMENT TO THE  
41 CITY’S FUTURE LAND USE MAP FOR TWO (2) PARCELS; DESIGNATING ONE (1)  
42 PARCEL OF REAL PROPERTY COMPRISING APPROXIMATELY SIXTY-FIVE AND  
43 32/100 (65.32+) ACRES, MORE OR LESS, IN SIZE AS “(RH) RESIDENTIAL HIGH”;  
44 SUCH PARCEL BEING LOCATED GENERALLY AT THE SOUTHWEST CORNER OF  
45 GARDENS EAST DRIVE AND RCA BOULEVARD, COMMONLY KNOWN AS “SUN  
46 TERRACE AT THE OAKS”; DESIGNATING THE SECOND PARCEL OF REAL  
47 PROPERTY COMPRISING APPROXIMATELY TWENTY SEVEN AND 88/100 (27.88+)  
48 ACRES, MORE OR LESS, IN SIZE AS “(RL) RESIDENTIAL LOW”; SUCH PARCEL

1 BEING GENERALLY LOCATED AT THE SOUTHEAST CORNER OF GARDENS EAST  
2 DRIVE AND RCA BOULEVARD, COMMONLY KNOWN AS “OAKS EAST”; BOTH  
3 PARCELS TOGETHER COMPRISING THAT CERTAIN DEVELOPMENT MORE  
4 COMMONLY KNOWN AS “THE OAKS PUD”; PROVIDING FOR COMPLIANCE WITH  
5 ALL REQUIREMENTS OF CHAPTER 163, FLORIDA STATUTES; PROVIDING A  
6 CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY;  
7 PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

8 **Mayor Levy** opened the public hearing.

9 **Public Comment:** None.

10 **Mayor Levy** closed the public hearing.

11 **Councilmember Jablin** made a motion for approval of Ordinance 17, 2010 on second  
12 reading.

13 **Councilmember Russo** seconded.

14 Motion passed 3-0.

15 The City Clerk read Ordinance 18, 2010 by title.

16 g. ORDINANCE 18, 2010 – (2ND READING AND ADOPTION). CITY-INITIATED  
17 COMPREHENSIVE PLAN TEXT AMENDMENT PETITION. AN ORDINANCE OF THE  
18 CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING  
19 THE FUTURE LAND USE ELEMENT, TRANSPORTATION ELEMENT, HOUSING  
20 ELEMENT, RECREATION AND OPEN SPACE ELEMENT, COASTAL MANAGEMENT  
21 ELEMENT, CAPITAL IMPROVEMENTS ELEMENT, AND INFRASTRUCTURE  
22 ELEMENT OF THE CITY’S COMPREHENSIVE DEVELOPMENT PLAN IN  
23 ACCORDANCE WITH THE MANDATES SET FORTH IN SECTION 163.3184, ET SEQ.,  
24 FLORIDA STATUTES; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY  
25 CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND  
26 FOR OTHER PURPOSES.

27 **Mayor Levy** opened the public hearing.

28 Staff Presentation by: **Director of Planning and Zoning Natalie Wong.**

29 **Public Comment:** None.

30 **Mayor Levy** closed the public hearing.

31 **Councilmember Jablin** made a motion for approval of Ordinance 18, 2010 on second  
32 reading.

33 **Councilmember Russo** seconded.

34 Motion passed 3-0.

35 The City Clerk read Ordinance 19, 2010 by title.

36 h. ORDINANCE 19, 2010 – (2nd READING AND ADOPTION) REVISE OUTDOOR  
37 SEATING, SPECIAL EVENTS AND LIVE ENTERTAINMENT. AN ORDINANCE OF  
38 THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA  
39 AMENDING CHAPTER 78. LAND DEVELOPMENT. BY REPEALING SECTION 78-  
40 187. SPECIAL EVENTS. AND READOPTING SAME AS REVISED; FURTHER  
41 AMENDING CHAPTER 78. BY REPEALING SECTION 78-191. OUTDOOR SEATING.  
42 AND READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78 BY  
43 ADOPTING NEW SECTION 78-194. TO BE ENTITLED “LIVE ENTERTAINMENT  
44 PERMIT”; FURTHER AMENDING CHAPTER 78 AT SECTION 78-661.  
45 PERFORMANCE STANDARDS. BY REPEALING SUBSECTION (b) AND  
46 READOPTING SAME, AS REVISED; FURTHER AMENDING CHAPTER 78. AT  
47 SECTION 78-751. DEFINITIONS. BY ADOPTING NEW DEFINITIONS FOR  
48 “CERTIFICATE OF COMPLETION”, “CERTIFICATE OF COMPLETION

1 (INFRASTRUCTURE PERMIT)”, “CERTIFICATE OF OCCUPANCY (LAND  
2 DEVELOPMENT)”, “dBA”, “DEVELOPMENT, AS IT PERTAINS TO ART”,  
3 “DEVELOPMENT”, “INDOOR LIVE ENTERTAINMENT”, “LIVE ENTERTAINMENT”,  
4 “NATIONAL EVENT”, “OUTDOOR BAR”, “OUTDOOR LIVE ENTERTAINMENT”,  
5 “REGIONAL EVENT”, “SPEAKERS”, AND “SPECIAL EVENT”; PROVIDING THAT  
6 EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 78. LAND  
7 DEVELOPMENT. SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY  
8 ADOPTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND  
9 AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER  
10 PURPOSES.

11 **Mayor Levy** opened the public hearing.

12 **Public Comment:** None.

13 **Mayor Levy** closed the public hearing.

14 **Councilmember Jablin** made a motion for approval of Ordinance 19, 2010 on second  
15 reading.

16 **Councilmember Russo** seconded.

17 Motion passed 3-0.

18 The City Clerk read Ordinance 26, 2010 by title.

19 i. ORDINANCE 26, 2010 – (2ND READING AND ADOPTION) AMENDING CHAPTER  
20 34. ENVIRONMENT. AT ARTICLE III. NOISE. AN ORDINANCE OF THE CITY  
21 COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA AMENDING  
22 CHAPTER 34. ENVIRONMENT. AT ARTICLE III. NOISE. BY REPEALING SECTION  
23 34-56. GENERAL RESTRICTIONS. IN ITS ENTIRETY AND RESERVING SAME FOR  
24 FUTURE LEGISLATION; PROVIDING THAT EACH AND EVERY OTHER SECTION  
25 AND SUBSECTION OF CHAPTER 34. ENVIRONMENT. SHALL REMAIN IN FULL  
26 FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS  
27 CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING  
28 AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

29 **Mayor Levy** opened the public hearing.

30 **Public Comment:** None.

31 **Mayor Levy** closed the public hearing.

32 **Councilmember Jablin** made a motion for approval of Ordinance 26, 2010 on second  
33 reading.

34 **Councilmember Russo** seconded.

35 Motion passed 3-0.

36 j. \*ORDINANCE 24, 2010 – (1ST READING) AT&T PLANNED UNIT  
37 DEVELOPMENT (PUD). AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
38 PALM BEACH GARDENS, FLORIDA REZONING CERTAIN REAL PROPERTY  
39 WITHIN THE CORPORATE LIMITS OF THE CITY OF PALM BEACH GARDENS,  
40 CONSISTING OF ONE (1) PARCEL OF REAL PROPERTY COMPRISED OF ONE (1)  
41 PLATTED LOT TOTALING 0.93 ACRES, MORE OR LESS, IN SIZE LOCATED ON THE  
42 NORTH SIDE OF NORTHLAKE BOULEVARD APPROXIMATELY 500 FEET EAST OF  
43 NORTH CONGRESS AVENUE, WITH A STREET ADDRESS OF 3005 NORTHLAKE  
44 BOULEVARD, INFORMALLY KNOWN AS THE “AT&T PROPERTY”;  
45 PROVIDING THAT THIS PARCEL OF REAL PROPERTY WHICH IS MORE PARTICULARLY  
46 DESCRIBED HEREIN SHALL BE ASSIGNED THE CITY ZONING DESIGNATION OF  
47 PLANNED UNIT DEVELOPMENT (PUD) OVERLAY WITH AN UNDERLYING  
48 ZONING DESIGNATION OF GENERAL COMMERCIAL (CG-1); PROVIDING THAT

1 THE ZONING MAP OF THE CITY OF PALM BEACH GARDENS BE AMENDED  
2 ACCORDINGLY; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE,  
3 AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR  
4 OTHER PURPOSES.

5 RESOLUTION 75, 2010 IS A COMPANION ITEM TO ORDINANCE 24, 2010 AND WILL  
6 REQUIRE COUNCIL ACTION AT SECOND READING

7 \*RESOLUTION 75, 2010 - AT&T PLANNED UNIT DEVELOPMENT (PUD). A  
8 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS,  
9 FLORIDA APPROVING THE AT&T PLANNED UNIT DEVELOPMENT (PUD) SITE  
10 PLAN, AS MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING WAIVERS;  
11 PROVIDING CONDITIONS OF APPROVAL; PROVIDING AN EFFECTIVE DATE; AND  
12 FOR OTHER PURPOSES.

13 Mayor Levy opened the public hearing.

14 No ex parte communication was declared.

15 Those preparing to give testimony were sworn in.

16 Presentation by: Ken Tuma, Urban Design Kilday Studios.

17 Public Comment: None.

18 Mayor Levy closed the public hearing.

19 Councilmember Jablin made a motion for approval of Ordinance 24, 2010 on first reading.

20 Councilmember Russo seconded.

21 Motion passed 3-0.

22 **X. RESOLUTIONS**

23 None.

24 **XI. ITEMS FOR COUNCIL ACTION/DISCUSSION**

25 Councilmember Russo research ad valorem waiver for new businesses locating to Palm  
26 Beach Gardens.

27 **XII. CITY ATTORNEY REPORT**

28 None.

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**XIII. ADJOURNMENT**

**Councilmember Jablin** made a motion to adjourn.

**Councilmember Russo** seconded.

Motion passed 3-0.

The meeting adjourned at 7:50 p.m.

The next regularly scheduled City Council meeting will be held November 4, 2010.

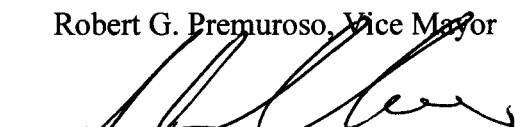
**APPROVED:**



\_\_\_\_\_  
David Levy, Mayor



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Robert G. Premuroso, Vice Mayor



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Joseph R. Russo, Councilmember

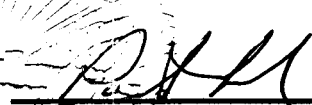


\_\_\_\_\_  
Eric Jablin, Councilmember



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Marcie Tinsley, Councilmember

**ATTEST:**

  
\_\_\_\_\_  
Patricia Snider, CMC  
City Clerk

Note: These minutes are prepared in compliance with 286.011 F.S. and are not verbatim transcripts of the meeting. A verbatim audio record is available from the Office of the City Clerk.  
All referenced attachments are on file in the Office of the City Clerk.