

ORDINANCE NO. 94

AN ORDINANCE OF THE VILLAGE OF GOLF, FLORIDA, AMENDING ORDINANCE NO. 86. AT SECTION 3.03 RESIDENTIAL. OF THE LAND DEVELOPMENT REGULATIONS. AT PARAGRAPH 3. BUILDING AND SITE REGULATIONS. BY DELETING SUBPARAGRAPH (1) OF SUB-SECTION f. MAXIMUM STRUCTURE HEIGHT. IN ITS ENTIRETY AND READOPTING SUBPARAGRAPH (1) IN ORDER TO MODIFY THE TEXT TO PERMIT TWO-STORY HOMES ON TURTLE GROVE LANE ALONG WITH A MODIFICATION TO THE LANGUAGE DENOTED AT THE ASTERISK FOR SUB-SECTION f. TO ALSO ALLOW TWO-STORY RENOVATIONS OR ADDITIONS TO THE HOMES LOCATED ON TURTLE GROVE LANE; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF ORDINANCE NO. 86. REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Golf enacted one-story limits on lots along the golf course and Turtle Grove Lane to preserve the harmonious relationship between the residences and the natural environment; and

WHEREAS, the Village of Golf now desires to allow for two story residences to be situated on Turtle Grove Lane; and all required public hearings have been held and noticed.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA THAT:

Section 1. Ordinance No.86 is hereby amended at section 3.03, Residential. at paragraph 3. Building and Site Regulations. by repealing subparagraph (1) of Sub-section f. Maximum structure height. in its entirety, including the language denoted at the asterisk, and readopting subparagraph (1) along with modified language at the asterisk; providing that Section 3.03 shall hereafter read as follows:

Sec. 3.03. Residential

1.— 2. (Shall remain the same as previously adopted.)

3. Building and Site Regulations.

a. — e. (Shall remain the same as previously adopted.)

f. Maximum Structure Height

(1) Golf Course Lots ~~and Turtle Grove Lane~~

Homes on these lots shall not exceed one-story. One-story homes shall not exceed 25 feet in height measured from the finished floor

elevation to the peak or ridge of the roof. Chimneys, decorative cupolas or other decorative features shall not extend more than 5 feet above the peak or ridge of the roof. Renovations or additions to existing homes shall not exceed the height of the home existing as of the effective date of Ordinance Number 50, (March 24, 1999) or twenty-five feet (25'), which ever is less. All renovations or additions shall utilize the same architecture, roof pitch and style as the existing home.

(2) (Shall remain the same as previously adopted.)

*Renovations and/or additions to existing structures shall not exceed the height of the structure existing as of the effective date of the ordinance or twenty-five feet (25'), whichever is less. Two-story renovations and/or additions to homes on Turtle Grove Lane may be permitted after the effective date of Ordinance No. 94, January 19, 2011. All renovations and/or additions shall utilize the same architecture, roof pitch and style as the existing structure.

4. — 6. (Shall remain the same as previously adopted.)

Section 2: Each and every other section and subsection of Ordinance No. 86. shall remain in full force and effect as previously adopted.

Section 3: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 4: Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence, or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part thereof other than the part to be declared invalid.

Section 5: Specific authority is given to codify this Ordinance and providing that Exhibit "A" attached to this Ordinance shall be inserted and substituted in place of the existing page 39 in the Village of Golf Land Development Code in order to become a part thereof.

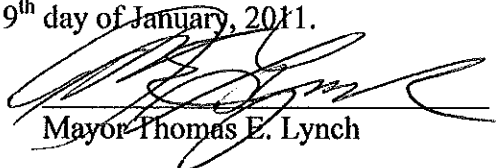
Section 6: This Ordinance shall take effect immediately upon second reading and final passage.

FIRST READING this 8th day of December, 2010.

SECOND AND FINAL READING this 19th day of January, 2011.

X
Aye

Nay


Mayor Thomas E. Lynch

Aye

Nay

Vice Mayor Erik E. Joh

✓
Aye

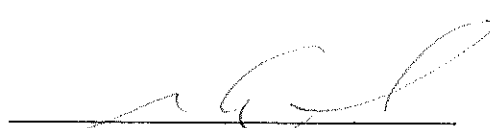
Nay

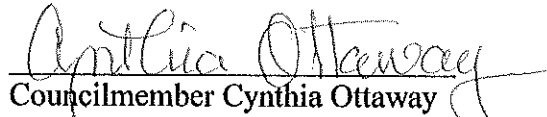
✓
Aye

Nay

Aye

Nay


Councilmember Michael E. Botos


Councilmember Cynthia Ottaway

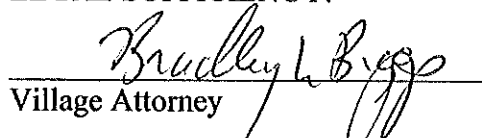
Councilmember J. Marshall Duane, III.

ATTEST:

(SEAL)


Carol Marciano, Village Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY.


Village Attorney

The Village of Golf proposes to adopt the following Ordinance:

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AN ORDINANCE OF THE VILLAGE OF GOLF, FLORIDA, AMENDING ORDINANCE NO. 86, AT SECTION 3.03 RESIDENTIAL, OF THE LAND DEVELOPMENT REGULATIONS, AT PARAGRAPH 3, BUILDING AND SITE REGULATIONS, BY DELETING SUBPARAGRAPH (1) OF SUB-SECTION f, MAXIMUM STRUCTURE HEIGHT, IN ITS ENTIRETY AND READOPTING SUBPARAGRAPH (1) IN ORDER TO MODIFY THE TEXT TO PERMIT TWO-STORY HOMES ON TURTLE GROVE LANE ALONG WITH A MODIFICATION TO THE LANGUAGE DENOTED AT THE ASTERISK FOR SUB-SECTION f, TO ALSO ALLOW TWO-STORY RENOVATIONS OR ADDITIONS TO THE HOMES LOCATED ON TURTLE GROVE LANE; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF ORDINANCE NO. 86, REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

A Public Hearing and Second and Final Reading on the Ordinance referenced above will be held January 19, 2011 at 9:00 a.m. or as soon thereafter as this item can be heard at the Village Council Chambers, 21 Country Road, Village of Golf, Florida 33436. This public hearing may be continued from time to time and place to place as necessary. A copy of the Ordinance which is proposed for First Reading can be inspected and copied at the Village Hall during normal business hours of 8:00 a.m. to 4:00 p.m. Monday through Friday. All interested persons are encouraged to come to the public hearing and be heard.

If a person decides to appeal any decision made by the Village Council with respect to any matter considered at this meeting or hearing, he or she will need to insure that a verbatim record of the proceedings is made, which record should include the testimony and evidence from which the appeal is to be based. The Village of Golf does not provide such a record.

MAILING DATE: January 13, 2011



Prepared By Return To:
Mark Hull
21 Country Road
Village of Golf, Florida 33436

CFN 20110024542
OR BK 24323 PG 1246
RECORDED 01/20/2011 15:12:28
Palm Beach County, Florida
Sharon R. Bock, CLERK & COMPTROLLER
Pgs 1246 - 1248; (3pgs)

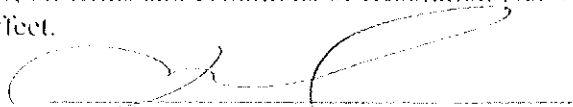
STATE OF FLORIDA
PALM BEACH COUNTY

AFFIDAVIT OF RECORDING
CONCERNING AMENDMENT TO A CONDITION IMPOSED UPON
THE PLAT OF TURTLE GROVE
PLAT BOOK 101, PAGES 108 AND 109

BEFORE ME, the undersigned authority, personally appeared Mark Hull, who, upon being duly sworn, deposes and says that:

1. He is the Village Manager for the Village of Golf, Florida.
2. Attached hereto is a true and correct copy of Resolution 2011-01 which was duly adopted by the Village Council of the Village of Golf, Florida, on January 19, 2011, relating to the development known as Turtle Grove and specifically amending a specific condition of development as set forth in Resolution No. 03-02, recorded both in the Public Records of Palm Beach County, Florida at Official Records Book 16612, Pages 298-300 and also as attached to an Affidavit of Recording at Official Records Book 18395, Pages 139-143.
3. The Plat of Turtle Grove has been recorded in Plat Book 101, Pages 108 and 109, of the Public Records of Palm Beach County, Florida.
4. Except as set forth in Resolution 2011-01, all terms and conditions of Resolution No. 03-02 continue to remain in full force and effect.

FURTHER AFFIANT SAYETH NAUGHT.

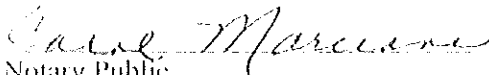

Mark Hull, Village Manager, January 19, 2011

State of Florida
County of Palm Beach

The foregoing instrument was acknowledged before me this 19th day of January, 2011 by Mark Hull, Village Manager of the Village of Golf, Florida who is personally known to me.

[Notary Seal]




Notary Public
Printed Name: CAROL MARCIANO