

**RESOLUTION NO. 07-2018**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, RATIFYING AND CONFIRMING THE DETERMINATION OF THE LANDMARKS PRESERVATION COMMISSION THAT THE PROPERTY KNOWN AS 138 ROOT TRAIL, MEETS THE CRITERIA SET FORTH IN ORDINANCE NO. 2-84, ALSO KNOWN AS CHAPTER 54, ARTICLE IV OF THE CODE OF ORDINANCES OF THE TOWN OF PALM BEACH; AND DESIGNATING SAID PROPERTY AS A TOWN OF PALM BEACH LANDMARK PURSUANT TO ORDINANCE NO. 2-84, ALSO KNOWN AS CHAPTER 54, ARTICLE IV OF THE CODE OF ORDINANCES OF THE TOWN OF PALM BEACH.

WHEREAS, pursuant to the provisions of Ordinance No. 2-84, (Chapter 54, Article IV, Code of Ordinances of the Town of Palm Beach) the Landmarks Preservation Commission of the Town of Palm Beach held a public hearing and recommended to the Town Council that certain property described herein be designated as a landmark as described in said Ordinance and Code; and

WHEREAS, after due notice to the property owner(s) affected, a public hearing was held at which all parties interested were given an opportunity to be heard and express their views and opinions with respect to the property and its designation as a landmark; and

WHEREAS, the Town Council does hereby find and determine that the property described herein meets the criteria required by the Ordinance to designate a landmark, and shall be designated as a landmark;

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. The foregoing recitals are hereby ratified and confirmed.

Section 2. The recommendation and determination of the Landmarks Preservation Commission as to the property hereinafter described in Section 3 of this Resolution, being designated as a landmark is hereby ratified, approved and confirmed.

Section 3. The landmark herein designated, pursuant to the provisions of Ordinance No. 2-84, and the provisions of the Town Code described herein, is known as **138 Root Trail** and the property to be landmarked is legally described as follows:

**A parcel of land in Government Lot 2, Section 14, Township 43 South, Range 43 East, being more particularly described as follows: Commencing at the point of intersection of the center line of the County Road with the Southline of Root Trail, as shown on Plat of Root's Subdivision on file in the Public Records of Palm Beach County, Florida, in Plat Book 1, Page 22; thence Easterly along the South line of said Root Trail as platted, a distance of 528.7 feet to a point, thence Southerly, of 10 feet to the Point of Beginning and the Northwest corner of the parcel of land herein described, being also the Northeast corner of the certain parcel of land described in deed from Gurney Munn and his wife to Frederick S. Wheeler, dated March 29, 1924 and recorded in Deed Book 207, Page 162, Palm Beach County records; thence Southerly along the East line of the land of said Wheeler a distance of 88.88 feet to a point in the North line of Grace Trail Addition according to the plat on file in the Public Records of Palm Beach County, Florida, in Plat Book 7, Page 13; thence Easterly along the North line of said Grace Trail Addition, a distance of 50 feet to a point, being the Southwest corner of that certain parcel of land described in deed from David R. Calhoun and wife to Jean M. Cudahy, dated March 25, 1922 and recorded in Deed Book 134, Page 167, Palm Beach County records; thence Northerly along the West line of the land of said Cudahy, a distance of 88.88 feet to a point 10 feet South of the South line of said Root Trail; thence Westerly parallel to and 10 feet South of the South line of the said Root Trail, a distance of 50 feet to the point of the Beginning.**

Section 4. The Town Clerk is hereby ordered to furnish the property owner of the landmarked property a copy of this Resolution.

Section 5. Within thirty (30) days from the date of this Resolution, the Landmarks Preservation Commission shall cause to be filed in the Office of the Recorder of Deeds in and for Palm Beach County, Florida, a certificate that the above-described property comprises a

landmark, as defined in and subject to the provisions of Ordinance No. 2-84 and the Code of Ordinances of the Town of Palm Beach, Florida.

PASSED AND ADOPTED in a regular adjourned session of Town Council of the Town of Palm Beach this 14<sup>th</sup> day of February, 2018.

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Gail L. Coniglio, Mayor

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Richard M. Kleid, Town Council President

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Danielle H. Moore, Council President Pro Tem

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Julie Araskog, Town Council Member

ATTEST:

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Bobbie Lindsay, Town Council Member

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Kathleen Dominguez, Town Clerk

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Margaret A. Zeidman, Town Council Member