

RESOLUTION NO. R-73- 298

RESOLUTION APPROVING ZONING PETITION

WHEREAS, the Board of County Commissioners, as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, and Chapter 70-863, Laws of Florida, Special Acts of 1970, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code Ordinance No. 73-2 have been satisfied; and

WHEREAS, Petition No. 73-18 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 May 1973.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 24th day of May, 1973, that petition No. 73-18, the petition of R AND S DEVELOPMENT CO. by Robert W. Gottfried, Vice President and Treasurer, for a SPECIAL EXCEPTION TO ALLOW THE CONSTRUCTION OF A COMMERCIAL BUILDING IN EXCESS OF FIVE THOUSAND (5,000) SQUARE FEET on Tracts 125 thru 128, Block 23, Palm Beach Farms Company Plat No. 3 in Section 28, Township 44 South, Range 42 East as recorded in Plat Book 2, page 47, being more particularly described as follows: commencing at the Southwest corner of a parcel of land marked "Not Included" lying West of Pinehurst Drive and North of Lake Worth Road as shown on Plat No. 3A, Palm Beach National Golf and County Club Estates as recorded in Plat Book 27, page 205, said point also lying 311.02 feet West of the East line of said Block 23 and on the North right-of-way line of State Road No. 802 (Lake Worth Road); thence on an assumed bearing of due West along the Northerly right-of-way line of Lake Worth Road and all other bearings relative thereto a

distance of 125.00 feet to the Point of **Beginning**; thence continue due West along said North right-of-way line a distance of 883.91 feet; thence North **0° 00' 03"** West, a distance of 350.94 feet; to the Southerly boundary of Covered Bridge Plat No. 2 as recorded in **Plat** Book 29, page 79; thence South **89° 59' 18"** East a distance of 1108.98 **feet**; thence South **0° 00' 42"** West, a distance of 194.72 feet; thence due West a distance of 225.00 feet; thence South **0° 00' 42"** West, a distance of 156.00 feet to the Point of Beginning. Said property located approximately 250 feet west of Pinehurst Drive on the north side of Lake Worth Road (S.R. 802) in a CG-General Commercial District, was approved as advertised subject to the following special conditions:

- 1) Three (3) loading bays to be provided at the rear of proposed super market;
- 2) Delete sixteen (16) excess parking spaces located to the rear of proposed super market;
- 3) Dedicate and convey to the County Right-of-Way Department the additional right-of-way needed to provide for a sixty (60) foot half section right-of-way for Lake Worth Road;
- 4) Dedicate and convey to the County Right-of-Way Department the forty (40) foot frontage road;
- 5) Re-design turning lane located in front of proposed drug store;
- 6) A ten (10) foot high landscape screen eighty (80) percent opaque, shall be planted along the west property line.

The foregoing resolution was offered by Commissioner **Weaver** , who moved its adoption. The motion was seconded by Commissioner Culpepper , and upon being put to a vote, the vote was as follows:

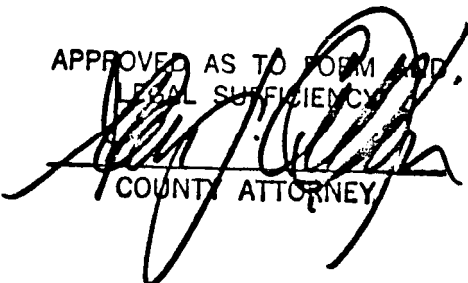
Lake Lytal	- aye
E. W. Weaver	- aye
Robert C. Johnson	- aye
George V. Warren	- absent
Robert F. Culpepper	- aye

The Chairman thereupon declared the resolution duly passed and adopted this **5th** day of **June**, 1973.

PALM BEACH COUNTY, FLORIDA'
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Marjorie B. Jennings
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

COUNTY ATTORNEY