

RESOLUTION NO. R-76- 301

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. 76-28 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 March 1976.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 25th day of March, 1976, that petition No. 76-28, the petition of WUV'S INTERNATIONAL, INC. by J.H. Watson, Agent, for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A DRIVE-IN RESTAURANT on a portion of Tract 104 of Model Land Co. Subdivision of Section 20, Township 44 South, Range 43 East, according to the Plat thereof as recorded in Plat Book 5 at page 79, being more particularly described as follows.: begin at a point on the North line of said Tract 104 and 50.09 feet East of the West line of said Tract 104; thence South 87° 40' 06" East along the North line of said Tract 104 for 114.91 feet; thence South 01° 59' 54" West along a line parallel with and 165.00 feet East of the West line of said

Tract 104 for 165.00 feet; thence North 87° 40' 06" West for 130.00 feet to a point being 35.00 feet East of the West line of said Tract 104, said point also being on the East right-of-way line of Congress Avenue; thence North 01° 59' 54" East along the East right-of-way line of said Congress Avenue for 129.91 feet to a Point of Curve; thence Northeasterly along the arc of said curve, concave to the Southeast, having a radius of 15.00 feet and having a central angle of 90° 20' 00" for an arc distance of 23.65 feet to a point being 50.09 feet East of the West line of said Tract 104 and 20.00 feet South of the North line of said Tract 104; thence North 01° 59' 54" East for 20.00 feet to the Point of Beginning; containing 0.48 acres more or less. Said property located at the southeast corner of the intersection of Congress Avenue (S.R. 807) and 2nd Avenue North, was approved as advertised, subject to the following special conditions:

1. Developer shall be limited to one (1) driveway from Congress Avenue. Location and design to be approved by the County Engineer.
2. The design and location of the Development's entrances onto 2nd Avenue North shall be approved by the County Engineer.
3. The "Drive-in Order Station" location shall be located to provide the necessary car stacking and circulation, and be approved by the County Engineer.

Commissioner Johnson, moved for approval of the petition.

The motion was seconded by Commissioner Lytal, and upon being put to a vote, the vote was as follows:

E.W. Weaver	Yes
Lake Lytal	Yes
Robert F. Culpepper	Yes
Robert C. Johnson	Yes
William Medlen	Absent

The foregoing resolution was declared duly passed and adopted this 6th day of April, 1976, confirming action of 25 March 1976.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By *Keith Ann Atkinson*
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Warren W. Dill
COUNTY ATTORNEY

