

RESOLUTION NO. R-76-920

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, 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. 76-125 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 September, 1976.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session **this** 23 day of September, 1976, that petition No. 76-125 the petition of JOHNSON'S C. E. C. NURSERY, INC. by J. O'Brien, Agent, **for** the REZONING, ~~FROM~~ AG-AGRICULTURAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW NURSERY AND GREENHOUSE FACILITIES on a parcel of land in Section 13, Township 46 South, Range 42 East, more fully described as follows: Begin at a point where the West line of the West 1/2 of the East 1/2 of the West 1/2 of the Northeast 1/4 of the Southwest 1/4 of said Section 13, intersects the North right-of-way line of State Road 806; thence run North along said West line 547.0 feet to a point; thence run East along a line parallel to and 5117.0 feet North of the North right-of-way line of State Road 806 to a point in the East line of the West 1/2 of the East 1/2 of the West 1/2 of the Northeast 1/4 of the Southwest 1/4 of said Section 13; thence run South 547.0 feet to the North right-of-way line of State Road 806; thence run West along said North right-of-way line to the Point

of Beginning; Containing 2.11 acres, more or less. Said property located on the north side of Atlantic Avenue (Delray West Road; S.R. 806), approximately .3 mile east of Military Trail (S.R. 809), was approved as advertised subject to the following conditions:

1. Prior to Site Plan approval the Developer shall convey to Palm Beach County, the additional property required to provide sixty (60) feet of right-of-way, from the centerline, for the ultimate right-of-way for Delray West Road (S.R. 806).
2. Developer shall align the entrance to the nursery with the bank access across the street.
3. Developer shall talk to the bank about the fourth (4th) side of the traffic signal.

Commissioner Lytal, moved for approval of the petition. The notion was seconded by Commissioner Culpepper, and upon being put to a vote, the vote was as follows:

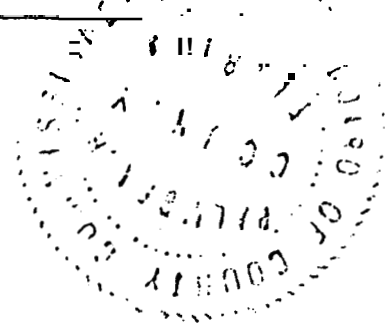
E.W. Weaver	Yes
Lake Lytal	Yes
Robert F. Culpepper	Yes
Robert C. Johnson	Yes
William Medlen	Yes

The foregoing resolution was declared duly passed and adopted this 5th day of October, 1976, confirming action of 23 September 1976.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By *Keith Van Otterloo*
Deputy Clerk



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY
William W. ...
COUNTY ATTORNEY