

RESOLUTION NO. R-77- 951

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. 77-107 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on August 25, 1977.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 25th day of August, 1977, that petition No. 77-107 the petition of FRED BERGHOF by William R. Boose, 111, Attorney, for the REZONING, FROM AG-AGRICULTURAL DISTRICT TO IL-LIGHT INDUSTRIAL DISTRICT of the South 300 feet of the West 160 feet of that part of Tract 37, lying North of the right-of-way line of State Road 80, said Tract 37 being in Block 6 of Palm Beach Farms Company Plat #3 in Section 33, Township 43 South, Range 42 East as recorded in Plat Book 2, pages 45 to 54, and a parcel described as: beginning at the Southeast corner of Tract 38, of the above described block, thence North along the East line of Tract 38, a distance of 300 feet to a point, then due West, a distance of 150 feet to a point, thence South 300 feet to the South line of Tract 38, thence East along the South line of Tract 38, a distance of 150 feet to the Point of Beginning; subject to easements and rights-of-way of record. Said property located on the north side of Southern Boulevard (S.R. 80), approximately .3 mile east of Florida's Turnpike, was approved as amended to include

a Special Exception for a Planned Industrial Development subject to the following special conditions:

1. Petitioner shall reserve one hundred twenty (120) feet for the ultimate right-of-way for State Road No. 80 and shall not place any structure or do any work within the reserve area that will increase the market value of said area,
2. Petitioner agrees that should the Department of Transportation condemn additional right-of-way for State Road No. 80, he **will** not seek compensation for any additional structures within said condemned area.

Commissioner Bailey, moved for approval of the petition.

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

Lake Lytal, Chairman	-	Yes
Peggy Evatt, V. Chairman	-	Yes
William Medlen	-	Yes
Dennis Koehler	-	Absent
Bill Bailey	-	Yes

The foregoing resolution was declared duly passed and adopted this 13th day of September, 1977, confirming action of August 25, 1977.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Keith Van Orman*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Wm. D. ...
County Attorney

