

RESOLUTION NO. R-78- 413

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. 78-54 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 23 March 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 23<sup>d</sup> day of March, 1978, that petition No. 78-54 the petition of U-HAUL COMPANY OF CENTRAL FLORIDA, by Bernard W. Ireland, Agent, for a SPECIAL EXCEPTION TO ALLOW A COMMERCIAL TRUCK, TRAILER, AND ACCESSORY ITEMS RENTAL, INSTALLATION, MAINTENANCE, AND REPAIR FACILITY AND LOT, TOGETHER WITH THE ACCESSORY UNDERGROUND STORAGE AND DISPENSING OF FUEL AND OIL on a parcel of land in the Southwest 1/4 of Section 17, Township 42 South, Range 43 East, more particularly described as follows: Commencing at the intersection of the Easterly right-of-way line of F.E.C. Railway and the Westerly extension of the Southerly right-of-way line of Richard Road as said right-of-way is shown on plat of KELSEY ACRES in said Section 17, as recorded in Plat Book 22, Page 16; thence Southerly along said Easterly right-of-way line of the F.E.C. Railway a distance of 995.00 feet to the point of beginning; thence Southerly along said Easterly right-of-way line of the F.E.C. Railway a distance of 156.93 feet; thence in a Northeasterly

direction along the line making an angle with the preceding course, measured from North to East of  $90^{\circ}01'09''$  a distance of 148.06 feet to a point on the East line of the Northeast  $1/4$  of the Southwest  $1/4$  of the Southwest  $1/4$  of said Section 17; thence North along said East line a distance of 174.28 feet to a point; thence in a Southwesterly direction along the line making an angle with the preceding course measured from South to West of  $66^{\circ}21'06''$ , a distance of 215.08 feet to the Point of Beginning; and, a parcel of land in Section 17, Township 42 South, Range 43 East, more particularly described as follows: beginning at a point in the Westerly right-of-way line of S.R. A1A, formerly S.R. 176, said Westerly right-of-way line being herein assumed to be a line parallel to, and 40 feet Westerly from the centerline of said road, and also being parallel to and 7 feet Westerly from the Westerly right-of-way line of said road, as per Plat of RIVARD SUBDIVISION, in said Section 17, as recorded in Plat Book 21, Page 12, and said Point of Beginning being 1145.6 feet Northerly, measured along said right-of-way line, from the South line of said Section 17; thence Westerly, at right angles to the preceding course, 128.06 feet, more or less, to a point in the Westerly line of the Southeast  $1/4$  of the Southwest  $1/4$  of said Section 17; thence Northerly along said Westerly line, 54.15 feet, more or less, to a point in a line parallel to, and 50 feet Northerly from, measured at right angles to, the South line of the herein described parcel; thence Easterly along said parallel line, 107 feet more or less, to a point in said Westerly right-of-way line of S.R. A1A; thence Southerly along said Westerly right-of-way line, 50 feet, more or less, to the Point of Beginning; and, a parcel of land in Section 17, Township 42 South, Range 43 East, more particularly described as follows: Beginning at a point in the Westerly right-of-way line of S.R. A1A, formerly S.R. 176, said Westerly right-of-way line being herein assumed to be a line parallel to and 40 feet Westerly from the centerline of said road, and also being parallel to, and 7 feet Westerly from the Westerly right-of-way line of said road, Plat of RIVARD SUBDIVISION, in said Section

17, as recorded in Plat Book 21, Page 12, and said Point of Beginning being 1095.6 feet Northerly, measured along said right-of-way line', from the South line of said Section 17, then Northerly along said Westerly right-of-way line 50 feet; then Westerly at right angles to the preceding course, 128.06 feet, more or less, to a point in the Westerly line of the Southeast 1/4 of the Southwest 1/4 of said Section 17; then Southerly along said Westerly line, 53.96 feet, more or less,' to a point in a line parallel to, and 50 feet Southerly from, measured at right angles to, the North line of the herein described parcel, thence Easterly along said parallel line 144 feet, more or less, to the Point of Beginning. Said property located on the west side of State Road Alt. A1A and approximately 1000 feet north of Northlake Boulevard in a CG-General Commercial District, was approved as advertised subject to the following special condition:

1. Within ninety (90) days of the Special Exception approval, the petitioner shall convey to Palm Beach County an additional fourteen (14) feet of right-of-way on Alt. A-1-A.

Commissioner Medlen, moved for approval of the petition.

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

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

The foregoing resolution was declared duly passed and adopted this 4th day of April, 1978, confirming action of 23 March 1978.

PALM BEACH COUNTY, FLORIDA  
 BY ITS BOARD OF COUNTY  
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Ruth Van Oltzen  
 Deputy Clerk

APPROVE AS TO FORM  
 AND LEGAL SUFFICIENCY

Warren Dill  
 County Attorney

