

RESOLUTION NO. R-78-720

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. 78-109 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25 May 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 25th day of May, 1978, that petition No. 78-109 the petition of A.O.K. CONSTRUCTION CORP., by Frank Malfa, Vice President for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT AND THE FURTHER SPECIAL EXCEPTION TO ALLOW A RESTAURANT WITH DRIVE-IN FACILITIES on a parcel of land in Section 20, Township 44 South, Range 43 East, more particularly described as follows: Starting at a point in the East right-of-way line of Congress Avenue, 110 feet North of the South line of Tract 15, Model Land Company's Subdivision of said Section 20, as recorded in Plat Book 5, page 79; thence East parallel with South line of Tract 15, a distance of 312 feet; thence, South along East line of Tract 15, a distance of 78 feet; thence West parallel to South line of Tract 15, a distance of 312 feet; thence North 78 feet to the Point of Beginning, less therefrom that portion lying

within 50 feet East of West line of said Section 20, being right-of-way of Congress Avenue, together with the South 1/2 of all that part of Tract 15 of Model Land Company's Subdivision of Section 20, Township 44 South, Range 43 East, as recorded in Plat Book 5, page 79, described as follows: Beginning at a point in the East line of Congress Avenue (which said East line of Congress Avenue is parallel to and 18 feet East of the West line of said Tract 15), 756.9 feet North of the point where the East line of Congress Avenue intersects the North line of Tenth Avenue (which said North line of Tenth Avenue is parallel to and 10 feet North of the South line of Tract 16 of said Model Land Company's Subdivision of Section 20, Township 44 South, Range 43 East), and running thence North along the East line of Congress Avenue, a distance of 110 feet; thence running parallel to the said North line of Tenth Avenue, a distance of 312 feet; thence South along the East line of said Tract 15, a distance of 110 feet; thence West a distance of 312 feet to the Point of Beginning, less therefrom that portion lying within 50 feet East of West line of said Section 20, being right-of-way of Congress Avenue (S.R. 807). Said property located on the east side of Congress Avenue, approximately .1 mile north of 10th Avenue North, was approved as advertised.

Commissioner Koehler, moved for approval of the petition. The motion was seconded by Commissioner Medlen, and upon being put to a vote, the vote was as follows:

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

The foregoing resolution was declared duly passed and adopted this 13th day of June, 1978, confirming action of 25 May 1978.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: South Van Allen
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

Lisa Dill
County Attorney