

RESOLUTION NO. R-78- 877

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, 78-99 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 June 1978.

NOW, THEREFORE,' BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 29th day of June, 1978, that petition No. 78-99 the petition of STAR RANCH ENTERPRISES, INC., by Noel Shapiro, President for a SPECIAL EXCEPTION TO ALLOW THE EXCAVATION AND REMOVAL OF MUCK AND ROCK on a portion of Sections 31 and 32 of Township 45 South, Range 37 East and a portion of Hiatus Lots 5 and 6 as shown on the Government Township Plat of "TOWNSHIP 46 SOUTH, RANGE 37 EAST AND HIATUS LOTS 1 TO 6 INC. BETWEEN TOWNSHIPS 45 and 46 SOUTH, RANGE 37 EAST", as surveyed in 1944; all being more particularly described as follows: Commence at the Northwest corner of Section 6, Township 46 South, Range 37 East as shown on the aforesaid Township Plat; thence run North 0°37'09" West, along the West line of the aforesaid Hiatus Lot 6, (said line being coincident with the East line of Township 46 South, Range 36 East) for a distance of 566.51 feet; thence run North 0°06'08" East along the said West line of Hiatus Lot 6 (and along the said East line of Township 46 South, Range 36 East) for a distance of

5832.37 feet to the Point of Beginning of the parcel hereinafter described; thence continue North 0°06'08" East, along the last described line for 2710.56 feet to a point that is 67.32 feet West of the Southwest corner of Section 31, Township 45 South, Range 37 East; thence run South 89°25'19" East, along the Westerly prolongation of the South line of Section 31 for 67.32 feet to the Southwest corner of said Section 31; thence run North 0°36'41" East along the West line of said Section 31 for 37.00 feet; thence run South 89°25'19" East along the North line of the South 37 feet of said Section 31 for 5277.87 feet to a point that is 37 feet North of the Southeast corner of said Section 31; thence run South 89°24'12" East along the North line of the South 37 feet of Section 32, Township 45 South, Range 37 East for 1300.08 feet to the Westerly Right-of-Way line of State Road No. 25; thence run South 34°32'01" East along said Right-of-Way line, for 94.73 feet; thence run South 34°35'49" East, continuing along said Westerly Right-of-Way line of State Road No. 25 for 3194.68 feet; thence run North 89°48'49" West for 8517.84 feet to the Point of Beginning. Said property located on the west side of State Road No. 25, approximately 4 1/2 miles south of S.R. 80 in an AG-Agricultural District, was approved as advertised subject to the following conditions:

1. Developer shall construct a left turn lane, south approach, and a right turn lane, north approach, on U.S. 27 (S.R. 25) at the development's entrance when warranted, as determined by the County Engineer or at such time as there are seven (7) trucks per hour entering into the project.
2. Developer shall install warning signs on U.S. 27 as warranted, as determined by the County Engineer.
3. Developer shall reserve an additional one hundred sixteen (116) feet for the ultimate right-of-way for S.R. 25.
4. The proposed setback of six hundred (600) feet from the right-of-way line of U.S. 27 to the excavation shall be maintained.
5. The excavation of Phase 4 shall not commence until the existing canal running through Phases 4, 11, 18, and 25 is plugged at the north and south ends as shown on the Site Rehabilitation and Reclamation Plan, Exhibit No. 2, on file in the office of the Director of the Department of Planning, Zoning and Building.

6. A slight berm around the excavation for stormwater runoff quality improvement shall be incorporated into the design of the excavation.

Commissioner Medlen, 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:

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

The foregoing resolution was declared duly passed and adopted this 18th day of July, 1978, confirming action of 29 June 1978.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE; Clerk

By: *John Van Otter*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

William W. Dill
County Attorney

