

RESOLUTION NO. R-78-1135

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. 78-130 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 24 August 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session the 24th day of August, 1978, that petition No. 78-130 the petition of RUSSEL P. DARST and HEWART HUGEL by Hewart Hugel, Agent, for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT of a parcel lying in the Southwest 1/4, Section 20, Township 44 South, Range 43 East, being more particularly described as follows: Commencing at the Southwest corner of said Section 20, thence South 87°40'08" East (all bearings based on an assumed meridian) along the South line of said Section 20, a distance of 843.10 feet; thence North 01°17'01" East a distance of 165.00 feet to the Point of Beginning; thence continuing North 01°17'01" East a distance of 175.05 feet; thence South 87°40'08" East a distance of 418.26 feet; thence South 01°56'06" West a distance of 190.00 feet; thence North 87°40'08" West a distance of 100.00 feet; thence South 01°56'06" West a distance of 110.00 feet more or less to a point on the Northerly Right-of-way line of Lake Worth Road; thence North 87°40'08" west along said North Right-of-way line a distance of 214.85 feet; thence North 01°17'01" East a distance of 125.00 feet; thence North 87°40'08" West a distance of 100.00 feet to

the Point of Beginning. Said property located on the north side of Lake Worth Road (S.R. 802), approximately 900 feet east of Congress Avenue (S.R. 8071, **was** approved as amended per the petitioner's request to include **THE FURTHER SPECIAL EXCEPTION TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT** subject to the following conditions:

1. Within ninety (90) days of the Special Exception approval, petitioner shall convey to Palm Beach County fifty-four (54) feet from the centerline of Lake Worth Road for the ultimate right-of-way.
2. **All uses** on the subject site shall **be** compatible with the Beach Junior College exposure.

Commissioner **Lytal** 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:

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

The foregoing resolution **was** declared duly **passed** and **adopted** **this** 12th day of **September**, 1978, confirming action of 24 August 1978,

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: Marjorie B. Jennings  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

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County Attorney

