

RESOLUTION NO. R- 81-221

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. 81-13 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29 January 1981; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the various county review agencies and the recommendations of the Planning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. The proposal would be in harmony and compatible with the present and future development of the area concerned
2. The proposal would be consistent with the needs of the County for land areas for specific purposes to **serve** population and economic activities

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 29th day of January, 1981, that Petition No. 81-13 the petition of FLORIDA GARDENS LAND DEVELOPMENT COMPANY by John Ewseychik, Agent, for the FURTHER SPECIAL EXCEPTION TO ALLOW THE EXPANSION OF AN EXISTING MOTEL on a parcel of land being

more particularly described as follows: commencing at the intersection of the North Right-of-way line of State Road No. S-802 (Lake Worth Road) and the East line of Tract 115, Block 23, Palm Beach Farms Company, Plat No. 3, in Section 28, Township 44 South, Range 42 East, as recorded in Plat Book 2, pages 45-54, said point being 56.70 feet North of the Southeast corner of Tract 115, Block 23, and the Point of Beginning; thence North $00^{\circ}38'23''$ East (assumed bearing) 603.30 feet to the Northeast corner of said Tract 115, Block 23; thence North $89^{\circ}23'46''$ West a distance of 330.0 feet to the Northwest corner of said Tract 115, and the Northeast corner of said Tract 114, Block 23, continue West along the same course a distance of 160.57 feet to a point which is 490.57 feet West of the Northeast corner of said Tract 115, Block 23; thence South $00^{\circ}36'16''$ West a distance of 553.09 feet to a point 100.0 feet North of the centerline of S.R. 802 (Lake Worth Road); thence South $89^{\circ}19'34''$ East a distance of 160.35 feet to a point; thence South $00^{\circ}44'46''$ West a distance of 49.85 feet to a point which is on the East line of Tract 114, Block 23, and 50.0 feet North of the center line of S.R. S-802 (Lake Worth Road); thence South $89^{\circ}22'07''$ East a distance of 329.97 feet to the Point of Beginning, including that certain property (not included) described as follows: Commencing at a point 40.0 feet West of and South of the Northeast corner of said Tract 115, Block 23; Palm Beach Farms Company Plat No. 3; thence North $89^{\circ}23'46''$ West a distance of 120.0 feet to a point; thence South $00^{\circ}38'23''$ West a distance of 223.0 feet to a point; thence South $89^{\circ}23'46''$ East a distance of 120.0 feet to a point 40.0 feet West of the East line of said Tract 115; thence North $00^{\circ}38'23''$ East, a distance of 223.0 feet to the Point of Beginning, LESS the East 40.0 feet for Hadjes Road, recorded Plat Book 31, pages 16-19. Said property located at the northeast corner of the intersection of Lake Worth Road (S.R. 802) and Florida's Turnpike, was approved as advertised subject to the following conditions:

1. Petitioner shall construct a non-mountable curb on north Hadjes Road from Lake Worth Road to the project's entrance.
2. Petitioner shall construct a median opening on Hadjes Road at the project's north entrance.
3. Petitioner shall contribute Twelve Thousand Seven Hundred and Fifty Dollars (\$12,750.00) or \$187.50 per dwelling unit toward the cost of meeting this project's direct and identifiable traffic impact to be paid at the time of issuance of the building permit(s).

Commissioner Koehler, 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:

Frank Foster, Chairman	AYE
Norman Gregory, Vice Chairman -	AYE
Bill Bailey, Member	AYE
Dennis Koehler, Member	AYE
Peggy B. Evatt, Member	AYE

The foregoing resolution was declared duly passed and adopted this 24th day of February, 1981, confirming action of 29 January 1981.

PALM BEACH COUNTY, FLORIDA
 BY ITS BOARD OF COUNTY
 COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *[Signature]*
 Deputy Clerk

APPROVE AS TO FORM
 AND LEGAL SUFFICIENCY

[Signature]
 County Attorney

