

RESOLUTION NO. R-83-1429

RESOLUTION APPROVING ZONING PETITION 83-116, Rezoning

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. 83-116 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 25th August 1983; 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 proposed rezoning and special exception are consistent with the requirements of the Comprehensive Plan and Zoning Code.
2. Recognizing that a Mobile Home Rental Park is only a temporary use that could be discontinued if noise levels from the airport exceed acceptable levels at some time in the future, the proposed use would be acceptable at this location, at this time.
3. Provided that this development is connected to the Pahokee Sewage System and that the package plant is removed as soon as service is available, the proposal would be consistent with the Mandatory Performance Standards.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 25th day August 1983, that Petition No. 83-116 the petition of HATTON PROPERTIES, INC., By Dwight R. Weyant, Agent, for the REZONING, FROM IL-LIGHT INDUSTRIAL DISTRICT TO RS-RESIDENTIAL SINGLE FAMILY DISTRICT described as follows:

Commencing at the Northwest corner of Section 25, Township 42 South, Range 36 East; thence South $0^{\circ}39'18''$ East 130 feet along the West line of said Section 25; thence North $89^{\circ}07'09''$ East 85.90 feet along a line

parallel with the North line of said Section 25; thence at right angles to the preceding course South $0^{\circ}52'51''$ East 70.00 feet to the Point of Beginning of the hereinafter described parcel, thence North $89^{\circ}07'09''$ East 615.59 feet along a line parallel with the North line of said Section 25; thence South $20^{\circ}42'39''$ West 1203.59 feet; thence South $29^{\circ}10''$ East 352.41 feet to the Northeasterly right-of-way line of State Road 717 (also known as State Road 715); thence North $27^{\circ}50'16''$ West 456.71 feet along said right-of-way line to the beginning of a curve concave to the Northeast having a radius of 1835.08 feet; thence Northwesterly and Northeasterly along said curve through a central angle of $29^{\circ}50'55''$ and arc distance of 956.00 feet; thence North $89^{\circ}07'09''$ East 232.79 feet parallel with the North line of said Section 25; thence at right angles to the preceding course North $0^{\circ}52'51''$ West 142.00 feet to the Point of Beginning. Bearings shown in this description are in agreement with those shown on Right-of-Way Map for State Road 717 (Section 9375-111) dated 4-49, no revisions shown, sheet 3 of 6 sheets, less the following described parcel of land;

Commencing at the Northwest corner of Section 25, Township 42 South, Range 36 East, Palm Beach County, Florida; thence South $0^{\circ}39'18''$ East 130 feet along the West line of said Section 25; thence North $89^{\circ}07'09''$ East 85.90 feet along a line parallel with the North line of said Section 25; thence at right angles to the preceding course, South $20^{\circ}52'51''$ East 210 feet to the point of beginning of the hereinafter described parcel; thence South $20^{\circ}52'51''$ East 187.00 feet; thence South $89^{\circ}07'09''$ West 232.70 feet to a point on a curve concave to the Northeast, having a radius of 1835.08 feet, from said point a radial bears North $86^{\circ}10'11''$ East; thence Northwesterly 187.08 along the arc of said curve, through a central angle of $50^{\circ}50'28''$; thence North $89^{\circ}07'09''$ East 232.79 feet to the point of beginning. Said property located on the east side of S.R. 715, approximately .7 miles north of Morgan West Road was approved as advertised.

Commissioner **Koehler** , moved for approval ;

of the petition. The motion was seconded by Commissioner **Wilken** ,

and upon being put to a vote, the vote was

as follows:

Peggy E. Evatt, Chairman -- ABSENT
Ken Scillias, Vice Chairman -- AYE
Dennis P. Koehler, Member -- AYE
Dorothy Wilken, Member -- AYE
Bill Bailey, Member -- ABSENT

The foregoing resolution was declared duly passed and adopted this 8th day of November, 1983, confirming action of 25th August 1983.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: _____

Deputy Clerk



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

John Condit
County Attorney