

RESOLUTION NO. R-84-1101

RESOLUTION APPROVING ZONING PETITION 84-12, 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. 84-12 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 29th March 1984; 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 petitioner agreed that the development shall retain onsite the first one inch of the stormwater runoff per Palm Beach County Subdivision and Platting Ordinance 73-4, as amended; and

WHEREAS, the petitioner agreed that the property owner shall convey for the ultimate right-of-way of Military Trail, 60 feet from centerline approximately an additional 7 feet within 90 days of approval; conveyance must be accepted by Palm Beach County prior to the issuance of first Building Permit; and

WHEREAS, the petitioner agreed that the property owner shall convey for the ultimate right-of-way of 12th Street, 80 feet south from the north line of Section 24 within 90 days of approval; conveyance must be accepted by Palm Beach County prior to the issuance of the first Building Permit; and

WHEREAS, the petitioner agreed that reasonable precautions shall be exercised during site development to insure that unconfined particulates (dust particles) from this property do not become a

nuisance to neighboring properties; and

WHEREAS, the petitioner agreed that reasonable measures shall be employed during site development to insure that no pollutants from this property shall enter adjacent or nearby surface waters; and

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

1. The proposed Rezoning is consistent with the requirements of the Comprehensive Plan and Zoning Code.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 29th day March 1984, that Petition No. 84-12 the petition of DALE W. ALEXANDER, for the REZONING, FROM RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY) TO CG-GENERAL COMMERCIAL DISTRICT on a parcel of land lying in Section 24, Township 43 South, Range 42 East, being more particularly described as follows: Beginning at the North 1/4 corner of said Section 24; run South 88 degrees 33'34" East, along the North line of said Section 24, a distance of 354.46 feet; thence South 1 degrees 26'26" West, a distance of 330.27 feet; thence North 88 degrees 33'34" West, a distance of 354.94 feet; thence North 1 degrees 23'24" East, a distance of 330.00 feet to the Point of Beginning, less and except the road right-of-way for Military Trail (S.R.809). Less the North 80 feet thereof. Said property located on the northeast corner of the intersection of Chester Lakes Drive and Military Trail (S.R.809) was approved as advertised subject to voluntary commitments.

Commissioner Wilken , moved for approval of the petition.

The motion was seconded by Commissioner Koehler , and upon being put to a vote, the vote was as follows:

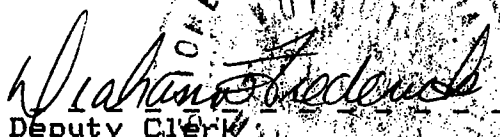
Ken Spillias, Chairman	-- AYE
Dorothy Wilkens, Vice Chairman	-- AYE
Peggy Evatt, Member	-- AYE
Dennis P. Koehler, Member	-- AYE
Bill Bailey, Member	-- ABSENT

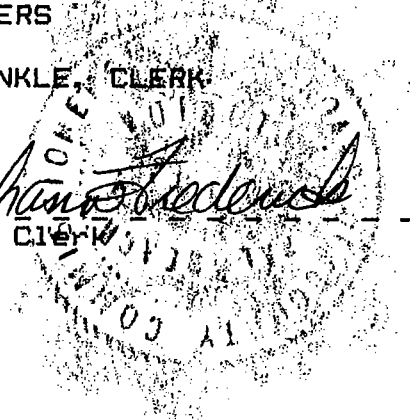
The foregoing resolution was declared duly passed and

adopted this 14th day of Aug. , 1984 , confirming action of
29th March 1984.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: 
Deputy Clerk



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


County Attorney