

RESOLUTION NO. R-83-109

RESOLUTION APPROVING ZONING PETITION 82-34, REZONING

1. 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

2. 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

3. WHEREAS, Petition No. 82-34 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 26 August 1982; and

4. WHEREAS, the petitioner proffered a covenant to make certain road improvements to Okeechobee Boulevard between Skees Road and the Florida Turnpike prior to issuance of a building permit, which was subsequently recorded. in O.R. Book 3782, Page 441 et. Seq; and:

5. 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

6. 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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 26th day of August, 1982, that Petition No. 82-34, the petition of KALO INVESTMENTS, INC., by F. Martin Perry, Attorney, for the REZONING, FROM AR-AGRICULTURAL RESIDENTIAL DISTRICT TO **CG-**GENERAL COMMERCIAL DISTRICT of the East 220 feet of Tract 26 and the

West 1/2 of Tract 27 of Block 1 of the Palm Beach Farms Company's Plat No. 9 in Section, 27, Township 43 South, Range 42 East as recorded in Plat Book 5, page 58 together with the West 1/4 of Tract 1 of the Palm Beach Farms Company's Plat No. 3, as recorded in Plat Book 2, pages 45 through 54. Said property located on the south side of Okeechobee Boulevard (S.R. 704), approximately .3 mile west of Florida's Turnpike was approved.

BE IT FURTHER RESOLVED that this Board thereby accepts the proffered Declaration of Restrictive Covenant and does exercise its option to enforce the proffered restrictions whrein the same are more restrictive than applicable zoning regulations.

Commissioner Bailey , 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:

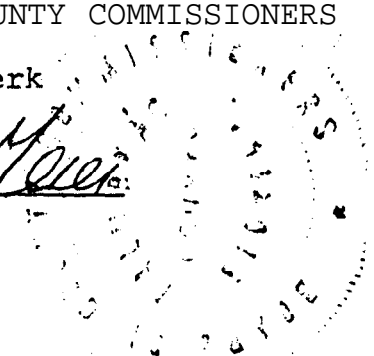
NORMAN GREGORY, CHAIRMAN	ABSENT
PEGGY EVATT, VICE CHAIRMAN	NAY
BILL BAILEY, MEMBER	AYE
DENNIS KOEHLER, MEMBER	AYE
FRANK FOSTER, MEMBER	AYE

The foregoing resoltion **was** declared duly passed and adopted this 25th day of January, 1983 , confirming action of 26 August 1982.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Grace D. Meyer*
Deputy Clerk



APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John Cantrell
/County Attorney