

RESOLUTION NO. R- 83- 209

RESOLUTION DENYING ZONING PETITION 82-123, SPECIAL EXCEPTION

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. 82-123 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on 28 October 1982; 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 not 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 28th day of October, 1982, that Petition No. 82-123 the petition of CHARLES ISLAND ASSOCIATES By Alan J. Ciklin, Attorney, for a SPECIAL EXCEPTION TO AMEND A PLANNED UNIT DEVELOPMENT PREVIOUSLY APPROVED UNDER ZONING PETITION NO. 80-54 on property Beginning at the intersection of the Easterly right-of-way line of Palmwood Road (as said right-of-way is shown on a plat recorded in Road Book 2, Page 75,) with the East-West 1/4 Section Line of Section 20, Township 41 South, Range 43 East (for the purposes of this description, said 1/4 Section Line is assumed to bear South  $87^{\circ}43'14''$  East and all other bearings hereon are relative thereto); thence North  $1^{\circ}33'06''$  East a distance of 108.70 feet; thence South  $87^{\circ}43'14''$  East, a distance of 200.00 feet; thence North  $1^{\circ}33'06''$  East, a distance of 438.46 feet; thence South  $87^{\circ}43'14''$  East, a distance of 129.99 feet; thence North  $58^{\circ}47'28''$  East a distance of 250.00 feet to the centerline of the Intracoastal Waterway; thence parallel to and distant 250.00 feet at right angles from the West right-of-way line of

the aforementioned Intracoastal Waterway the following 2 courses: South 31°12'32" East a distance of 1346.29 feet; thence South 15°50'59" East a distance of 289.14 feet; thence South 73°06'11" West a distance of 250.04 feet; thence South 73°06'11" West a distance of 364.13 feet; thence South 68°52'00" West a distance of 620.00 feet; thence South 1°31'24" West a distance of 1.08 feet; thence South 68°52'00" West a distance of 216.70 feet to a point in the Easterly right-of-way line of the aforementioned Palmwood Road: thence North 01°31'24" East along said Easterly right-of-way line a distance of 1247.95 feet to the Point of Beginning. Subject to the rights and easements conveyed to the United States of America, as the same appears in Deed Book 485, Page 211. Said property located on the east side of Palmwood Road, approximately .3 mile north of Donald Ross Road in an RS-Residential Single Family District, was denied as advertised:

Commissioner Evatt, moved for denial of the petition.

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

Bill Bailey, Member	Absent
Dennis Koehler, Member	Aye
Peggy B. Evatt, Vice Chairman	Aye
Frank H. Foster, Member	Aye
Norman R. Gregory, Chairman	Aye

The foregoing resolution was declared duly passed and adopted this 8th day of February, 1983, confirming action of 28 October 1982.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, Clerk

BY: Antwone B. Modder  
Deputy Clerk

APPROVE AS TO FORM  
AND LEGAL SUFFICIENCY

John Barrett  
/County Attorney

