

RESOLUTION NO. R- 83-1033

RESOLUTION APPROVING ZONING PETITION 82-137, 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. 82-137 was presented to the Board Of County Commissioners of Palm Beach County at its public hearing conducted on 24th March 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 proposal is consistent with the Land Use Plan.
2. The proposal meets all Mandatory Performance Standards provided that no toxic wastes are generated by any of the future tenants of the development.
3. Provided that the development of the site is controlled with respect to access, screening, and noise, the proposal could be compatible with surrounding properties.
4. The proposal can be developed while meeting all property development regulations,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this 23th day of March, 1983, that Petition No. 82-137 the petition of CURTIS R. LEWIS AND RICHARD WALLEN, for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT, IN PART, RH-RESIDENTIAL MULTIPLE FAMILY DISTRICT (HIGH DENSITY), IN PART TO CG-GENERAL COMMERCIAL DISTRICT on Lots 1 through 16 and Lots 43 through 46, Block 25, West Gate Estates, in Section 30, Township 43 South, Range 43 East as recorded in Plat Book 8, page 38. Said property located on the north side of Westgate Avenue and on the south side of Cherokee Avenue, approximately 350 feet west of Wabasso Avenue,

was approved as advertised.

Commissioner **Wilken** , moved for approval of the petition. 'The motion was seconded by Commissioner **Bailey** and upon being put to a vote, the vote was as follows:

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

The foregoing resolution was declared duly passed and adopted this 13th day of September , 1983 , confirming action of 24th March 1983.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, Clerk

By: *Judy Madson*
Deputy Clerk

APPROVE AS TO FORM
AND LEGAL SUFFICIENCY

John Ballitt
County Attorney

