

RESOLUTION NO. R- 85-296

RESOLUTION APPROVING ZONING PETITION **84-164**, 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. **84-164** was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 1st of November **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 **85%** of the stormwater runoff generated by a three (**3**) year-one hour storm per requirements of the Permit Section, Land Development Division; and

WHEREAS, the petitioner agreed that the property owner shall convey for the ultimate right of way of Congress Avenue, **60** feet from centerline approximately an additional **10** feet within **90** days of adoption of the Resolution by the Board of County Commissioners; conveyance must be accepted by Palm Beach County prior to issuance of first Building Permit; and

WHEREAS, the petitioner agreed that the access to the site shall be limited to Creek Road; and

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

1. The proposal 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 the 1st of November 1984, that Petition No. 84-164 the petition of VIRGINIA R. BANDELL By Carl Christoff, Agent for the REZONING, FROM RS-RESIDENTIAL SINGLE FAMILY DISTRICT TO CS-SPECIALIZED COMMERCIAL DISTRICT on Lots 2 and 3, Block 2, Meadow Park, in Section 8, Township 44 South, Range 43 East, as recorded in Plat Book 22, Page 7, Less and Excepting therefrom:

The Westerly 10 feet of Lot 2, and less that portion of lot 3 referred to Official Record Book 907, Page 605 for additional Road Right-of-way for Congress Avenue (S.R. 807). Said property located on the northeast corner of the intersection of Congress Avenue (S.R. 807) and Creek Road was approved as advertised with voluntary commitments.

Commissioner Koehler, moved for approval of the petition. The motion was seconded by Commissioner Evatt, 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 day of FEB 19 1985 confirming action of the 1st of November 1984,

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:

Patricia L. Weaver  
Deputy Clerk

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

Sandy Grayson  
County Attorney

