

RESOLUTION NO. R- 85-807A

RESOLUTION APPROVING ZONING PETITION 85-23, 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. 85-23 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 28th March 1985; 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 Gulfstream Road, 20 feet from centerline approximately an additional 2-1/2 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 developer/property owner shall not have access to the parcel from Lake Worth Road; and

WHEREAS, the petitioner agreed that the developer shall construct Gulfstream Road to a minimum of 20 feet in width from Lake Worth Road to the project's north property line concurrent with onsite paving and drainage improvements pursuant to a paving and drainage permit issued from the office of the County Engineer; and

WHEREAS, the Board of County Commissioners made the

following

findings of fact:

1. This 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 28th of March 1985, that Petition No. 85-23 the petition of BENEDICIO AND NANCY SAN PEDRO By Paul Parker, Agent, for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CS-SPECIALIZED COMMERCIAL DISTRICT on Lot 1, Block 2, Lakewood Gardens Plat No. 1, in Section 19, Township 44 South, Range 43 East, as recorded in Plat Book 18, Page 38. Said property located on the northeast corner of the intersection of Lake Worth Road (S.R.802) and Gulfstream Road was approved as advertised with voluntary commitments.


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

Ken Adams, Chairman	--	AYE
Karen T. Marcus, Vice Chairman	--	ABSENT
Kenneth Spillias, Member	--	AYE
Jerry L. Owens, Member	--	AYE
Dorothy Wilken, Member	--	AYE

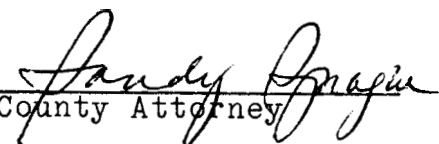
The foregoing resolution was declared duly passed and adopted this 21 day of May, 1985 confirming action of the 28th March 1985.

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