

RESOLUTION NO. R-85-1222

RESOLUTION APPROVING ZONING PETITION 85-22, 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. 85-22 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 27th June 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 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 27th of June 1985, that Petition No. 85-22 the petition of LAKE WORTH DEVELOPMENT CORPORATION By Paul Parker, Agent, for the REZONING, FROM CN-NEIGHBORHOOD COMMERCIAL DISTRICT TO CG-GENERAL COMMERCIAL DISTRICT beginning at the Southeast corner of Tract 67, of Swan's Subdivision of Section 19, Township 44 South, Range **43** East, as recorded in Plat Book 6, Page 66. For the Point of Beginning; thence run on an assured bearing of the North (all other bearings being relative thereto), along the East line of said Tract 67, to the Northeast corner of said Tract 67; Thence run South 61 degrees 48'45" West, along the North line of said Tract 67, a distance of 374.70 feet to a point on the North line of said Tract 67, thence run due South, parallel to the East line of Tract 67, to a point on the South line of said Tract 67, which is 330.27 feet West

of the Southeast corner of said Tract 67; thence run East along the South line of said Tract 67, a distance of 330.27 feet to the Point of Beginning; less the South 25 feet thereof for State Road 802 Right-of-way.

LESS THE FOLLOWING DESCRIBED PARCEL:

A parcel of land for road right-of-way purposes in Tract 67, Subdivision of Section 19, Township 44 South, Range 43 East as recorded in Plat Book 6, Page 65, and lying South of the proposed North Right-of-way line as shown as the right-of-way map of Lake Worth Road as recorded in Road Book 5, Pages 125 thru 135. And being a portion of the following described parcel:

Commencing at the Southeast corner of said Tract 67; thence Westerly along the South line of said Tract 67 a distance of 330.27 feet to a point on the boundary line between Tracts 59 and 60 said subdivision extended South thru said Tract 67; thence Northerly along said boundary a distance of 149.09 feet; thence Easterly a distance of 330.05 feet; thence Southerly a distance of 149.09 feet to the Point of Beginning. Said property located on the northwest corner of the intersection of Lake Worth Road (S.R.802) and Davis Road being bounded on the north by 2nd. Avenue North was approved as advertised subject to the following conditions:

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

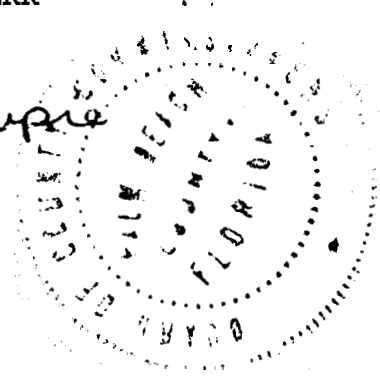
Ken Adams, Chairman	-- Aye
Karen T. Marcus, Vice Chairman	-- Absent
Kenneth Spillias, Member	-- Aye
Jerry L. Owens, Member	-- Aye
Dorothy Wilken, Member	-- Absent

The foregoing resolution was declared duly passed and adopted this 13th day of August confirming action of the 27th June 1985.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Cheryl Beaupre
Deputy Clerk



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Landy Sprague
County Attorney

RESOLUTION NO. R- 86-451

RESOLUTION AMENDING RESOLUTION NO. R-85-1222
RESOLUTION APPROVING ZONING PETITION OF LAKE WORTH DEVELOPMENT
CORPORATION, PETITION NO. 85-22

WHEREAS, Lake Worth Development Corporation, petitioned the Palm Beach County Planning Commission and the Board of County Commissioners, sitting as the final zoning authority, on June 6, 1985 and June 27, 1985, respectively, for the rezoning from CS-Specialized Commercial District to CG-General Commercial District on property located on the northwest corner of the intersection of Lake Worth Road (S.R. 802) and Davis Road being bounded on the north by 2nd Avenue North; and

WHEREAS, Resolution No. R-85-1222 adopted August 13, 1985 confirming the action of the Board of County Commissioners sitting as the final zoning authority on June 27, 1985 inadvertently contained an error in the existing zoning classification; and

, WHEREAS, the existing zoning classification of said zoning resolutions, read as follows:

for the Rezoning¹ from CN-Neighborhood Commercial District to CG-General Commercial District.

WHEREAS, the existing zoning classification of said zoning resolution should have read:

for the Rezoning from CS-Specialized Commercial District to CG-General Commercial District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recital is hereby affirmed and ratified.
2. The existing rezoning designation of Resolution No. 85-1222 is amended.

The foregoing resolution was offered by Commissioner Spillias, who moved its adoption. The motion was seconded by Commissioner Wilken, and upon being put to a vote, the vote was as follows:

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

The Chairman thereupon declared the resolution duly passed and adopted this 8th day of April, 1986.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Barbara C. Kelly*
Deputy Clerk



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
County Attorney