

RESOLUTION NO. R- 85-1442

RESOLUTION APPROVING ZONING PETITION 85-78, 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. 85-78 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 25th July 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 will be consistent **is** 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 25th of July 1985, that Petition No. 85-78 the petition of CHEVRON DEVELOPMENT By Kieran Kilday, Agent for the REZONING, FROM CG-GENERAL COMMERCIAL, INPART, AND RM-RESIDENTIAL MULTIPLE FAMILY DISTRICT (MEDIUM DENSITY), INPART, TO CG-GENERAL COMMERCIAL DISTRICT on that part of Tract **20** of the Subdivision of the North 1/2 of Section 24, Township **44** South, Range 42 East, as recorded in Plat Book **5**, Page **76**, bounded as **follows**:

On the South by the North line of Kenwood as recorded in Plat **Book 3**, Pages 44 and 45; on the North by the South Right-of-way line of 10th Avenue North; on the West by the Northerly extension of the East line of Lot 1166 Kenwood; and on the East by the Northerly extension of the Center line of Fairway Avenue as shown on the plat of Kenwood, together with:

That part of Tract 19, Model Land Company Subdivision, Section 24, Township 44 South, Range 42 East, as recorded in Plat Book 5, Page 76; lying South of the Right-of-way of 10th Avenue North as conveyed to the County of Palm Beach, in Official Record Book 1701, Page 412; North of the Plat of Kenwood, as recorded in Plat Book 3, Page 45 and East of the Northerly extension of Fairway Avenue, as shown on said Plat of Kenwood, LESS the East 390 feet of said Tract 19,

\*NOTE: Description shown is per Order Book 2155, Page 933, however, to correctly identify property "East of Northerly extension of Fairway Avenue", should read "East of Northerly extension of centerline of Fairway Avenue." Together with:

Lots 1161, 1162, 1163, 1164, 1165 together with that part of the West 1/2 of Fairway Avenue lying East of Lot 1161 as shown on the Plat of Kenwood, according to the Plat thereof recorded in the Office of the Clerk of the Circuit Court, in Plat Book 3, Pages 44 and 45. Said property located on the south side of 10th Avenue North, approximately 450 feet east of Military Trail (S.R. 809), and being bounded on the south by Weymouth Road was approved as advertised.

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

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

The foregoing resolution was declared duly passed and adopted this 17 day of September confirming action of the 25th July 1985.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Jean Gray Ellington  
Deputy Clerk

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

[Signature]  
County Attorney