

RESOLUTION NO. 85-84

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DELRAY BEACH, FLORIDA, REQUESTING PERMISSION FROM THE BOARD OF COUNTY COMMISSIONERS, PURSUANT TO FLORIDA STATUTES 171.062, TO REZONE LAND ANNEXED TO THE CITY OF DELRAY BEACH FROM THE COUNTY ZONING CLASSIFICATION AR-AGRICULTURAL RESIDENTIAL, TO THE CITY'S ZONING CLASSIFICATION POI (PROFESSIONAL, OFFICE, AND INSTITUTIONAL) DISTRICT

WHEREAS, the City of Delray Beach received a request for annexation from Henry Paper, as agent for Anthony V. Pugliese, III, Dominick Alfieri, Harvey Schultz and Henry Paper, all as tenants in common, each having an undivided interest, the fee-simple owners of the following described property:

All that part of Tract 49, less the East 165' thereof, according to the Map of Model Land Company's Subdivision of Section 18, Township 46 South, Range 43 East, recorded in Plat Book 6, Page 51 of the Public Records of Palm Beach County, Florida, lying north of Delray West Road (State Road No. 806).

The subject property is located on the north side of West Atlantic Avenue, between High Point Boulevard and the Hamlet Shoppes.

The above-described parcel contains a 2.28 acre parcel of land, more or less, and,

WHEREAS, the City Council has considered this annexation request, approved annexation of the subject parcel and did so by adoption of Ordinance No 85-84, and,

WHEREAS, in order for this parcel to be zoned to the City's Zoning classification of POI (Professional, Office, and Institutional) District subsequent to its annexation, it is necessary under Chapter 171.062 of the Florida Statutes for the City to request permission from the Board of County Commissioners of Palm Beach County, Florida, for the change in zoning of this parcel which is currently zoned AR-Agricultural Residential, and,

WHEREAS, the proposed zoning for the subject property will be consistent with the City's pending Land Use Plan designation; and,

WHEREAS, the City Council has determined that the subject property is compatible with Palm Beach County's Comprehensive Plan, and the proposed uses and designations are compatible with existing patterns in the immediate vicinity of the annexed property,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

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Section 1. That the City Council hereby requests a waiver from the Board of County Commissioners of Palm Beach County to immediately rezone the property described above from AR-Agricultural Residential to POI (Professional, Office, and Institutional) District which would not result in an increase in the density for such land.

Section 2. That a certified copy of this resolution is being sent to each member of the Board of County Commissioners, the County Administrator and the Director of Planning, Zoning and Building.

PASSED AND ADOPTED in regular session on this the 23rd day of October, 1984.

D. T. A. [Signature]

RM-10

PARCEL "A"

THE COMMONS REZONING & LAND USE PLAN AMENDMENT

1" = 500'

HIGH POINT OF DELRAY CONDO SEC I

AD

A → GC ← B

DELRAY

WEST ROAD

HONERWOOD LAKES SECTION

PARCEL "B"

PAPER ANNEXATION & LAND USE PLAN AMENDMENT

1" = 500'

DBCC

R-1AA

