

RESOLUTION NO. R-88-180

RESOLUTION WITHDRAWING ZONING PETITION S86-44

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. S86-44 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on November 18, 1986 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 local land development regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA that: Petition No. S86-44 the petition of the Board of County Commissioners, by Karen T. Marcus, Chairman, for a rezoning from CN-Neighborhood Commercial Zoning District to RM-Multiple Family Residential Zoning District on the South 1/2 of the Southeast 1/4 of Section 1, Township 44 South, Range 42 East, Palm Beach County, Florida, less the Southerly 70 feet thereof for Right-of-way of Summit Boulevard and less the Right-of-way of Kirk Road and less the following described parcel: Beginning at the point of intersection of a line parallel to and 70 feet northerly from (measured at right angles to) the South line of Section 1, Township 44 South, Range 42 East, with the easterly right-of-way line of Military Trail (State Road Number 809) as shown on right-of-way map, recorded in Road Plat Book 3, page 75, Public Records of Palm Beach County, Florida; thence northerly along said easterly right-of-way line of Military Trail, a distance of 1264.27 feet, more or less, to a point in the North line of the South 1/2 of the Southeast 1/4 of said Section 1; thence easterly along said North line, a distance of 850.39 feet to a point in a line at right angles to the South line of said Section 1; thence southerly along said line at right angles to the South line of

said Section 1, a distance of 1263 feet, more or less, to a point in said line 70 feet northerly from and parallel to the South line of said Section 1; and being the northerly right-of-way line of Summitt Boulevard (formerly Dillman Road); thence westerly, along said parallel line, a distance of 853.84 feet, more or less to the POINT OF BEGINNING, located approximately 900 feet east of the intersection of Military Trail and Summitt Boulevard, on the north side of Summitt Boulevard, was withdrawn, without prejudice.

A motion to withdraw, without prejudice, Petition No. S86-44 was offered by Canmissioner Roberts, who moved its adoption. The motion was seconded by Canmissioner Owens, and upon being put to a vote, the vote was as follows:

Kenneth M. Adams	Aye
Karen T. Marcus	Aye
Ken Spillias	Aye
Jerry L. Owens	Aye
Dorothy Wilken	Absent

The Chair thereupon delcarea the resolution duly passed and adopted this 2nd day of FEBRUARY, 1988 confirming action of November 18, 1986.

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: June J. Hardy  
Deputy Clerk

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

  
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County Attorney