

RESOLUTION NO. R-89- 1320

RESOLUTION APPROVING ZONING PETITION NO. 89-19  
REZONING PETITION OF RAINBERRY DEVELOPERS FOUR, INC.

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 have been satisfied; and

WHEREAS, Petition No. 89-19 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on March 31, 1989; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, 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, this approval is subject to Zoning Code Section 402.9 (Mandatory Review of Development Approvals) and other provisions requiring that development commence in a timely manner; and

WHEREAS, the Board of County Commissioners, sitting as the Zoning Authority, made the following findings of fact:

1. This proposal is consistent with the requirements of the Comprehensive Plan and local land development regulations.

WHEREAS, 402.5 of the Zoning Code requires that the action of the Board of County Commissioners, sitting as the Zoning Authority, be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Petition No. 89-19, the petition of RAINBERRY DEVELOPERS FOUR, INC., by Robert E. Basehart, Agent, for a REZONING FROM AR-AGRICULTURAL RESIDENTIAL ZONING DISTRICT TO RS-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT on a parcel of land lying within Block 9, Palm Beach Farms Company Plat No. 1, Plat Book 2, pages 26 through 28, more particularly described as follows: Being located in Section 09, Township 46 South, Range 42 East, all of Tracts 1 through 64 inclusive, of said plat; together with; the North 297.36 feet of Tracts 65 through 72, inclusive, of said plat; together with; that portion of the platted 30 foot wide road right-of-way lying East of Tracts 9, 24, 41, and 56 that also lies West of the right-of-way for Hagen Ranch Road, as now located and constructed; together with the platted 30 foot wide right-of-way south of Tracts 17 through 32, inclusive, and Tracts 57 through 64, inclusive of said plat; less and excepting the aforementioned right-of-way for Hagen Ranch Road as now located and constructed,

being located on the east and west sides of Hagen Ranch Road and bounded on the south by Lake Worth Drainage District Canal L-31, on the west by Lake Worth Drainage District Canal E-5, and on the north by the Lake Worth Drainage District Canal L-30, approximately .4 mile north of Sims Road was approved on March 31, 1989, as advertised.

Commissioner Marcus moved for adoption of the Resolution.

The motion was seconded by the Commissioner Howard and, upon being put to a vote, the vote was as follows:

Carol J. Elmquist, Chair	--	Aye
Karen T. Marcus	--	Aye
Carol Roberts	--	Aye
Ron Howard	--	Aye
Carole Phillips	--	Absent

The Chair thereupon declared the resolution was duly passed and adopted this 11th day of July, 1989.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

BY:

  
COUNTY ATTORNEY

PALM BEACH COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY:

  
DEPUTY CLERK