

RESOLUTION NO. R-90- 534

RESOLUTION APPROVING ZONING PETITION NO. 89-77
REZONING PETITION OF PALM BEACH RETIREMENT, 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. 89-77 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on August 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. 89-77, the petition of PALM BEACH RETIREMENT, INC., by Herbert A. Pecht, Jr., Agent, for a REZONING FROM CN-NEIGHBORHOOD COMMERCIAL ZONING DISTRICT TO RM-MULTIPLE FAMILY RESIDENTIAL ZONING DISTRICT (MEDIUM DENSITY) on a parcel of land lying in the Southeast 1/4 of Section 1, Township 44 South, Range 42 East, and being more particularly bounded and described as follows: Commence at the Southeast corner of said Section 1: thence North 88 degrees 57' 53" West along the South line of said section 1, a distance of 1335.25 feet to the Southeast corner of the Southwest 1/4 of the Southeast 1/4 of said Section 1: thence North 01 degrees 27' 19" East along the East line of said Southwest 1/4 of the Southeast 1/4 a distance of 80.00 feet to the North right-of-way line of Summit Boulevard and the point of beginning, thence continue North 01 degrees 27' 19" East along said east line of the Southwest 1/4 of the Southeast 1/4 a distance of 1253.18 feet to the Northeast corner of said Southwest 1/4 of the Southeast 1/4; thence North 88 degrees 54' 36" West along the North line of said Southwest 1/4 of the Southeast 1/4 a distance of 432.41 feet to a point 903.39 feet East of the North-South 1/4 section line of said Section 1, as measured along the North line of said Southwest 1/4 of the Southeast 1/4; thence South 01 degrees 02' 07" West along a line perpendicular to said South line of Section 1 a

distance of 1253.56 feet to said North right-of-way line of Summit Boulevard; thence South 88 Degrees 57' 53" East along said North right-of-way line and 80.00 feet North of and parallel with said South line of Section 1 a distance of 423.22 feet to the point of beginning, being located on the north side of Summit Boulevard, approximately .02 mile east of Military Trail (SR 809), was approved on August 31, 1989, as advertised.

Commissioner Phillips moved for approval of the Resolution.

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

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

The Chair thereupon declared the resolution was duly passed and adopted this 27th day of March, 1990.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: *Richard Ottewill*
COUNTY ATTORNEY

BY: *Jina M. Blase*
DEPUTY CLERK

