

30/44/43

RESOLUTION NO. R-91- 259

RESOLUTION APPROVING ZONING PETITION NO. 90-4
REZONING PETITION OF
MARY A. SIMPSON
BY GILBERTO A. HERNANDEZ, AGENT

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. 90-4 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its public hearing conducted on September 27, 1990; 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. 90-4, the petition of MARY A. SIMPSON, BY GILBERTO A. HERNANDEZ, AGENT, for a REZONING FROM CN-NEIGHBORHOOD COMMERCIAL ZONING DISTRICT TO CC-COMMUNITY COMMERCIAL ZONING DISTRICT on a parcel of land commencing at the Northeast corner of Tract A, Block 3, according to the Plat of the Palm Beach Farms Company Plat No. 7, as recorded in Plat Book 5, Page 72: Thence Southerly, along the East line of said Tract A, Block 23, a distance of 35.00 feet thereof to a point on the South right-of-way line of Lake Worth West Road (SR 802), and the POINT OF BEGINNING. Thence continue Southerly, along the East side of said Tract A, Block 3, and the East line of Tract B of said Block 3, a distance of 150.00 feet to a point. Thence Westerly, parallel with the North line of said Tract E., Block 3, a distance of 145.00 feet to a point, Thence Northerly parallel with the East line of said Tracts A and B, Block 3, a distance of 150.00 feet to a point on the South right-of-way line of Lake Worth Road (SR 802). Thence Easterly along the said South right-of-way line a distance of 145.00 feet to a POINT OF BEGINNING and being located on the south side of Lake Worth Road approximately .11 mile west of Congress Avenue was approved on September 27, 1990, as advertised.

Commissioner Phillips moved for approval of the Resolution.

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

Karen T. Marcus, Chair	--	AYE
Carole Phillips	--	AYE
Carol Roberts	--	AYE
Carol J. Elmquist	--	AYE
Mary McCarthy	--	AYE
Ken Foster	--	AYE
Maude Ford Lee	--	AYE


The Chair thereupon declared the resolution was duly passed and adopted this 26th day of February, 1991.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS.

JOHN B. DUNKLE, CLERK

BY:


COUNTY ATTORNEY

BY:


DEPUTY CLERK