

RESOLUTION NO. R-91- 1482

RESOLUTION APPROVING ZONING PETITION NO. 91-37
REZONING PETITION OF RONALD & KAREN KENDALL

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. 91-37 was presented to the Board of County Commissioners of Palm Beach County, sitting as the Zoning Authority, at its Public Hearing conducted on July 25, 1991; 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 the 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, Chapter 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. 91-37, the petition of RONALD AND KAREN KENDALL, BY KIERAN J. KILDAY, AGENT, for a REZONING FROM AR TO IL on a parcel of land lying in a part of the West 400.00 feet of the East 435.00 feet of Tract 37, Block 7, PALM BEACH FARMS COMPANY'S PLAT NO. 3, recorded in Plat Book 2, Page 45; LESS the right-of-way of Benoist Road as laid out and now in use, more particularly described as follows: BEGINNING at a point in the North line of said Tract 37, said point being 150.00 feet east of, as measured along the north line, the Northwest corner of the above described parcel; thence continue easterly, along said north line, a distance of 220.85 feet, more or less, to the westerly right-of-way line of Benoist Road; thence southerly, making an angle with the preceding course of 90°05'00", measured from west to south, along the said westerly right-of-way of Benoist Road, a distance of 219.89 feet; thence westerly, making an angle with the preceding course of 87°28'30", measured from north to west and parallel with the north right-of-way line of State Road 80, a distance of 221.30 feet, to a point in a line 150.00 feet east of and parallel with the west line of said Tract

37; thence northerly, along said parallel line, to the POINT OF BEGINNING; SUBJECT TO any easements, restrictions, reservation and rights-of-way of record, and being located on the W SIDE OF BENOIST FARMS RD., APPROX. 200 FT. N OF SOUTHERN BLVD., was approved on July 25, 1991, as advertised.

Commissioner Roberts moved for approval of the Resolution.

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

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

The Chair thereupon declared the resolution was duly passed and adopted this 8th day of October, 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

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