

RESOLUTION NO. R-93- 547

RESOLUTION APPROVING ZONING PETITION 291-55(A)
OFFICIAL ZONING MAP AMENDMENT (REZONING)
PETITION OF HEINZ KAHLERT, CO-TRUSTEE

WHEREAS, the Board of County Commissioners, as the governing body of Palm Beach County, Florida, 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 Article 5 (Development Review Procedures) of the Palm Beach County Land Development Code (Ordinance 92-20), have been satisfied; and

WHEREAS, Zoning Petition 291-55(A) was presented to the Board of County Commissioners at a public hearing conducted on April 19, 1993; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the petitioner and other interested parties, the recommendations of the various county review agencies, and the recommendation of the Zoning Commission; and

WHEREAS, the Board of County Commissioners made the following findings of fact:

1. This official zoning map amendment (rezoning) is consistent with the Palm Beach County Comprehensive Plan;
2. This official zoning map amendment (rezoning) is consistent with the requirements of the Palm Beach County Land Development Code;
3. This official zoning map amendment (rezoning) is compatible with surrounding uses and zones, as defined in the Palm Beach County Land Development Code, is generally consistent with existing uses and zones surrounding the subject land, and is the appropriate zoning district for the land;
4. This official zoning map amendment (rezoning) does not result in significantly adverse impacts on the natural environment, including but not limited to water, air, stormwater management, wildlife, vegetation, wetlands, and the natural functioning of the environment;
5. This official zoning map amendment (rezoning) will result in a logical and orderly development pattern;
6. This official zoning map amendment (rezoning) complies with Article 11, (Adequate Public Facilities) of the Palm Beach county Land Development Code, Ordinance 92-20; and,
7. This official zoning map amendment (rezoning) is consistent with the requirements of all other applicable local land development regulations.

WHEREAS, Article 5, Section 5.3 .D.9 (Action by Board of County Commissioners) of the Palm Beach County Land Development Code requires that the action of the Board of County Commissioners be adopted by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that Zoning Petition **Z91-55(A)**, the petition of HEINZ KAHLERT, CO-TRUSTEE for a OFFICIAL ZONING MAP AMENDMENT (REZONING) from the AGRICULTURAL RESIDENTIAL (AR) ZONING DISTRICT to the GENERAL COMMERCIAL (CG) ZONING DISTRICT on a parcel of land legally described in EXHIBIT A, attached hereto and made a part hereof, and generally located as indicated on a vicinity sketch attached as EXHIBIT B, attached hereto and made a part hereof, was approved on April 29, 1993.

Commissioner Marcus moved for the approval of the Resolution.

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

Mary McCarty, Chair	--	Absent
Burt Aaronson	--	Aye
Ken Foster	--	Aye
Maude Ford Lee	--	Absent
Karen T. Marcus	--	Aye
Warren Newell	--	Aye
Carol A. Roberts	--	Aye

The Chair thereupon declared that the resolution was duly passed and adopted this 29th day of April, 1993.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

BY: *Paula Altier*
COUNTY ATTORNEY

BY: *Jina M. Blair DC*
DEPUTY CLERK



EXHIBIT A
LEGAL DESCRIPTION

A certain parcel of land lying in TRACTS 11 and 12, BLOCK 55, PALM BEACH FARMS COMPANY PLAT NO. 3, recorded in Plat Book 2, Pages 45 through 54, Public Records of Palm Beach County, Florida, said parcel being more particularly described as follows:

COMMENCING at the intersection of the North line of said BLOCK 55 with the centerline of HAGEN ROAD (said centerline also being the centerline of the 30 foot roadway shown on said PALM BEACH FARMS COMPANY PLAT NO. 3, run thence South 89-25-54 West along the said North line of BLOCK 55, a distance of 927.74 feet to the POINT OF BEGINNING; and from said POINT OF BEGINNING run thence South 44-25-54 West (departing from the said North line of BLOCK 55), a distance of 35.36 feet; thence South 00-34-06 East, a distance of 265.00 feet; thence South 89-25-54 West, a distance of 295.00 feet; thence North 00-36-06 West, a distance of 260.00 feet; thence North 89-25-54 East, a distance of 242.08 feet, more or less, to the intersection thereof with the westerly line of said TRACT 11; thence North 00-01-10 West, along the said westerly line of TRACT 11, a distance of 30.00 feet, more or less, to the said North line of BLOCK 55; thence North 89-25-54 East along the said North line of BLOCK 55, a distance of 77.63 feet to the POINT OF BEGINNING.

EXHIBIT B
VICINITY SKETCH

